

**ALLEGANY COUNTY BOARD OF LEGISLATORS  
REGULAR SESSION**

**MAY 25, 2022**

**CALL TO ORDER:** The regular meeting of the Board of Legislators was called to order at 2:00 p.m. by Chairman Philip G. Stockin.

**PLEDGE OF ALLEGIANCE TO THE FLAG:** The Pledge of Allegiance was led by former United States Army Specialist Fifth Class Gary M. Jaros.

**INVOCATION:** The Invocation was given by Legislator Dwight R. Fanton.

**ROLL CALL:** 15 Legislators Present: Gary Barnes, Janice Burdick, Philip Curran, Adam Cyr, Kevin “Fred” Demick, Dwight Fanton, Gretchen Hanchett, Brooke Harris, Steven Havey, Dwight “Mike” Healy, John Ricci, Jennifer Ricketts-Swales, Debra Root, James Rumfelt, Philip Stockin

**APPROVAL OF MINUTES:**

The Committee of the Whole meeting minutes of April 13, 2022, were approved on a motion made by Legislator Havey, seconded by Legislator Root, and carried.

The Committee of the Whole meeting minutes of May 3, 2022, were approved on a motion made by Legislator Rumfelt, seconded by Legislator Curran, and carried.

The Committee of the Whole meeting minutes of May 4, 2022, were approved on a motion made by Legislator Hanchett, seconded by Legislator Ricci, and carried.

The Board meeting minutes of May 11, 2022, were approved on a motion made by Legislator Fanton, seconded by Legislator Demick, and carried.

**PRIVILEGE OF THE FLOOR:**

Chairman Stockin presented a certificate to Gary M. Jaros, former United States Army Specialist Fifth Class, in grateful appreciation of his service to our country. Mr. Jaros’ service dates were from July 14, 1969, to February 17, 1972. In addition to Basic Training at Fort Dix, New Jersey, and Advanced Individual Training at Fort Belvoir, VA, Mr. Jaros was stationed in Germany, and returned to Fort Dix prior to his discharge. Commendations he received included: Good Conduct Medal, National Defense Service Medal, and M16 Marksmanship. Mr. Jaros led the Pledge of Allegiance to the Flag at the beginning of the meeting as part of the Veterans’ Honorary Pledge of Allegiance Program.

Allegany County Legion Auxiliary President and County Poppy Chairman Suzie Thomas joined Chairman Stockin in honor of Memorial Day and the Poppy Program that supports our veterans. Chairman Stockin read a proclamation declaring May 27, 2022, as

Poppy Day in Allegany County. Ms. Thomas encouraged everyone to purchase poppies in support of our veterans.

**ACKNOWLEDGMENTS, COMMUNICATIONS, REPORTS, ETC.:**

1. June Calendar
2. Legislators Compensation Table for 2021
3. Veterans' Service Agency Director Michael Hennessy filed his necrology report for the period May 19, 2021, through May 24, 2022, in the Clerk of the Board's Office on May 24.
4. Correspondence from the Deputy Commissioner and Counsel for the NYS Department of Taxation and Finance acknowledging that our resolution (Res. No. 137-22 adopted May 11, 2022) electing a cents per gallon rate of sales and compensating use taxes on motor fuel and diesel motor fuel for the period of June 1, 2022, through August 31, 2022, has been drafted and mailed in accordance with applicable provisions of the law.
5. Pursuant to Article 11 of the NYS Real Property Tax Law, County Treasurer Terri Ross filed a Certificate of Withdrawal of Delinquent Tax Lien for property in the Town of Scio in the Clerk of the Board's Office on May 19, 2022.
6. Notice of next Fire Advisory Board meeting to be held at 7:00 p.m. on Thursday, May 26, at the Crossroads Building.

**PROCLAMATION:**

Chairman Philip G. Stockin declared May 27, 2022, as **POPPY DAY** in Allegany County.

**RESOLUTIONS:**

**RESOLUTION NO. 148-22**

**CREATION OF ONE PART-TIME POSITION OF DRIVER WITHIN  
THE OFFICE FOR THE AGING**

Offered by: Human Services Committee

**RESOLVED:**

1. That one part-time position of Driver within the Office for the Aging (Section IV Salary Plan) is created.

2. That this resolution shall take effect May 26, 2022.

Moved by: Mrs. Burdick  
Seconded by: Mrs. Ricketts-Swales

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 149-22**

**CREATION OF FOUR TEMPORARY PART-TIME OFFICE AIDE POSITIONS WITHIN THE  
OFFICE OF PLANNING**

Offered by: Planning & Economic Development and Personnel Committees

**RESOLVED:**

1. That four temporary part-time positions of Office Aide (Section IV Salary Plan) shall be created in the Office of Planning.

2. That this resolution shall take effect May 26, 2022.

Moved by: Mrs. Root  
Seconded by: Mr. Barnes

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 150-22**

**AMENDING RESOLUTION NO. 288-16 TO ESTABLISH A RATE OF PAY FOR  
PART-TIME DEPUTY SHERIFF OFFICERS**

Offered by: Public Safety and Ways & Means Committees

**WHEREAS**, Resolution No. 288-16 established a compensation rate of \$17 per hour for part-time Deputy Sheriff Officers within the Allegany County Sheriff's Office, and

**WHEREAS**, a change in the hourly rate would allow the Sheriff's Office to more effectively recruit part-time Deputy Sheriff Officers which will enhance their ability to meet the operational needs of the Sheriff's Office, and

**WHEREAS**, the Personnel Officer is requesting a resolution establishing a rate of pay for part-time Deputy Sheriff Officers that follows the base rate of the Allegany County Deputy Sheriff's Association, Council 82 Deputy Sheriff pay scale, now, therefore, be it

**RESOLVED:**

1. That Resolution No. 288-16 is hereby amended to establish the rate of pay for part-time Deputy Sheriff Officers to follow the base rate of the Allegany County Deputy Sheriff's Association, Council 82 Deputy Sheriff pay scale.

2. That this resolution shall take effect May 26, 2022.

Moved by: Mr. Havey  
Seconded by: Mr. Rumpfelt

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 151-22**

**GRANTING SALARY INCREMENTS EFFECTIVE JULY 1, 2022,  
TO UNIT AND NON-UNIT EMPLOYEES**

Offered by: Personnel Committee

Pursuant to Resolution No. 1-69, as amended, and Resolution No. 297-75, as amended

**WHEREAS**, 26 County unit and non-unit employees are eligible to receive an annual salary increment effective July 1, 2022, and

**WHEREAS**, the proper County department heads have recommended that such employees receive their respective annual salary increment effective July 1, 2022, having been satisfied, after review, with each of such employees' service, with attention having been given to the efficiency with which each employee has performed his or her respective duties, as well as the attendance record of each and all other factors having an effect on the work record of each, and

**WHEREAS**, this Board concurs in such recommendation, now, therefore, be it

**RESOLVED:**

1. That the following listed employees are granted their respective annual increment effective July 1, 2022, to wit:

<u>Department</u>	<u>Name</u>	<u>Title</u>	<u>Increment</u>
Clerk of the Board	Linn, Tiffany	Secretary, Clerk of the Board	.6020
DMV	Budinger, Rita	MV Cashier Examiner	.4618
Emp. & Training	Lingenfelter, Elizabeth	Job Developer	.8442
Health	Crump, Lydia	Public Health Technician	.6332
Health	Middaugh, Kimberly	Public Health Technician	.6332
Health	White, Charles	Director, Environmental Health	.9016
Health	Worth, April	Director of Patient Services	1.0765
Human Resources	Jefferds, Cynthia	Human Resources Assistant	.6725
Human Resources	Yackeren, Ashley	Human Resources Assistant	.6725

Public Works	Baldwin, Daniel	HME01	.5803
Public Works	DeBois, Ronald	HME01	.5803
Public Works	McRae, Shawn	Transfer Station Operator	.5276
Public Works	Molloy, Kenneth	HME01	.5803
Public Works	White, JaJeanna	Janitor	.4486
Sheriff's Office	Bell, Devin	Correction Officer	.6906
Sheriff's Office	Daciw, Andrew	Correction Officer	.6906
Sheriff's Office	Palmer, John	Correction Officer	.6906
Sheriff's Office	Torrey, Erica	Cook Manager	.6642
Social Services	Davis, Cassandra	Social Welfare Examiner	.6463
Social Services	Haggerty, Linda	Social Welfare Examiner	.6463
Social Services	Herne, Makenna	Social Welfare Examiner	.6463
Social Services	Joslyn, Liana	Social Welfare Examiner	.6463
Social Services	Keesler, Leslie	Senior Typist	.4221
Social Services	Pastor, Amber	Account Clerk Typist	.4353
Social Services	Pensyl, Tina	Social Welfare Examiner	.6463
Social Services	Weber, Nichole	Social Welfare Examiner	.6463

Moved by: Mr. Ricci  
Seconded by: Mrs. Hanchett

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

Comments made regarding Resolution No. 151-22: Legislator Healy asked for someone to explain the reason this resolution is done each year. County Administrator Knapp explained that County employees generally receive an incremental salary increase at the beginning of each year. Employees who are hired in the second half of the year don't receive the increase in January; this resolution will give them a half-year increment and then they will be on schedule to receive the annual increase at the beginning of next year.

### **RESOLUTION NO. 152-22**

#### **APPOINTMENT OF ONE MEMBER TO THE ALLEGANY COUNTY COMMUNITY SERVICES BOARD**

Offered by: Human Services Committee

#### **RESOLVED:**

1. That Brent L. Reynolds of Alfred Station be appointed to fill the remainder of a vacant, unexpired four-year term on the Allegany County Community Services Board, with the term of office commencing immediately and expiring on December 31, 2023.

Moved by: Mrs. Burdick  
Seconded by: Mrs. Ricketts-Swales

Adopted: Voice Vote

**RESOLUTION NO. 153-22**

**APPROVAL OF GRANT APPLICATION FOR HOMELAND SECURITY AND EMERGENCY SERVICES LEMPG FY 2022 GRANT BY THE OFFICE OF EMERGENCY MANAGEMENT AND FIRE SERVICES**

Offered by: Public Safety and Ways & Means Committees

**WHEREAS**, the Office of Emergency Management and Fire Services is requesting approval to apply for grant money through the Homeland Security and Emergency Services Local Emergency Management Performance Grant (LEMPG) FY 2022, and

**WHEREAS**, the grant funds would supplement the wages and expenses for the Office of Emergency Services, cover training costs, and enhance the County's ability to deal with a natural disaster, and

**WHEREAS**, if approved, the grant would provide approximately \$22,869 and the County share would be \$22,869, now, therefore, be it

**RESOLVED:**

1. That the Office of Emergency Management and Fire Services is authorized to act on behalf of the County of Allegany to apply for grant funds through the Homeland Security and Emergency Services LEMPG FY 2022 grant.

Moved by: Mr. Havey  
Seconded by: Mr. Rumfelt

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 154-22**

**APPROVAL OF GRANT APPLICATION FOR THE HOMELAND SECURITY GRANT PROGRAM HSGP2022 BY THE OFFICE OF EMERGENCY SERVICES**

Offered by: Public Safety and Ways & Means Committees

**WHEREAS**, the Office of Emergency Services is requesting approval to apply for grant money through the Homeland Security Grant Program HSGP2022 grant, and

**WHEREAS**, this grant includes State Homeland Security Grant Program (SHSP) and State Law Enforcement Terrorism Prevention Program (SLETPP) to support regional preparedness for Allegany County, and

**WHEREAS**, if approved, the grant would provide an estimated \$59,750, now, therefore, be it

**RESOLVED:**

1. That the Office of Emergency Services is authorized to act on behalf of Allegany County to apply for grant funds through the Homeland Security Grant Program HSGP2022.

Moved by: Mr. Havey  
Seconded by: Mr. Rumfelt

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 155-22**

**APPROVAL OF GRANT APPLICATION FOR NEW YORK STATE DEPARTMENT OF  
HOMELAND SECURITY AND EMERGENCY SERVICES 2022 STATEWIDE  
INTEROPERABLE COMMUNICATIONS TARGETED GRANT PROGRAM BY THE  
ALLEGANY COUNTY SHERIFF'S OFFICE**

Offered by: Public Safety and Ways & Means Committees

**WHEREAS**, the Sheriff's Office is requesting approval to apply for grant money through the New York State Department of Homeland Security and Emergency Services (DHSES) 2022 Statewide Interoperable Communications Targeted Grant (2022 SICG-Targeted Program), and

**WHEREAS**, the grant funds would be used to continue to enhance the County's 911 Public Safety Radio Communications, and

**WHEREAS**, if approved, the grant would provide a portion of \$62.4 million dollars to be shared by eligible applicants, now, therefore, be it

**RESOLVED:**

1. That the Sheriff's Office is authorized to act on behalf of the County of Allegany to apply for grant funds through the New York State DHSES 2022 SICG – Targeted Program grant.

Moved by: Mr. Havey  
Seconded by: Mr. Rumfelt

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 156-22**

**ACCEPTANCE AND APPROPRIATION OF NATIONAL CHILDREN'S ALLIANCE  
DOMESTIC TRAFFICKING VICTIM'S FUNDS FOR THE DEPARTMENT OF SOCIAL  
SERVICES; BUDGET ADJUSTMENT TO ACCOUNT FOR THE INCREASE IN**

**FUNDING AWARDED**

Offered by: Human Services and Ways & Means Committees

**RESOLVED:**

1. That the sum of \$34,254 in National Children’s Alliance Domestic Trafficking Victim’s Funds to be used for the Child Advocacy Center for the Department of Social Services is accepted.

2. That the accepted sum of \$34,254 shall be appropriated to the following accounts:

Appropriations:		
A6202.201	Child Advocacy Center – Equipment	\$22,373
A6202.402	Child Advocacy Center – Mileage Expense	377
A6202.405	Child Advocacy Center – Conference Expense	774
A6202.409	Child Advocacy Center – Fees Expense	750
A6202.421	Child Advocacy Center – Training Expense	<u>9,980</u>
	Total:	\$34,254

Revenue:		
A6202.4689.CAC	Federal Aid – Other DSS – CAC	\$34,254

3. That the budget adjustment to remove the original projected grant funding is approved as follows:

Appropriations:		
A6202.421	Child Advocacy Center – Training	(\$11,210)
Revenues:		
A6202.3689.CAC	State Aid – Other DSS CAC	(\$11,210)

Moved by: Mrs. Burdick  
Seconded by: Mrs. Ricketts-Swales

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 157-22**

**ACCEPTANCE AND APPROPRIATION OF FEDERAL FUNDS THROUGH  
ADMINISTRATION FOR COMMUNITY LIVING – AMERICAN RESCUE PLAN ACT, ADULT  
PROTECTIVE SERVICES GRANT (22-OCFS-LCM-04) FOR THE  
DEPARTMENT OF SOCIAL SERVICES**

Offered by: Human Services and Ways & Means Committees



**RESOLVED:**

1. That the sum of \$13,156 in federal funds through Administration for Community Living – American Rescue Plan Act, Adult Protective Services Grant (22-OCFS-LCM-04) for the Department of Social Services is accepted.

2. That the accepted sum of \$13,156 shall be appropriated to the following accounts:

Appropriations:

A6010.201	Social Services Admin. – Tech., Comp., Scanner	\$5,025
A6010.407	Social Services Admin. – Homeless Bags	1,650
A6010.409	Social Services Admin. – WRAP around services	<u>6,481</u>
	Total:	\$13,156

Revenue:

A6010.4610.ARPA	Federal Aid – DSS American Rescue Funds ARPA	\$13,156
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Moved by: Mrs. Burdick

Seconded by: Mrs. Ricketts-Swales

Adopted: Roll Call

15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 158-22**

**ACCEPTANCE AND APPROPRIATION OF PERFORMANCE INCENTIVE INITIATIVE MONIES FROM THE NEW YORK STATE DEPARTMENT OF HEALTH FOR THE GENERAL FUND FOR THE DEPARTMENT OF HEALTH**

Offered by: Human Services and Ways & Means Committees

**RESOLVED:**

1. That the sum of \$22,000 in Performance Incentive Initiative monies from the New York State Department of Health for the Department of Health General Fund for the 2022 budget year because of the Department of Health’s promotion of the practice of Expedited Partner Therapy (EPT) is accepted.

2. That the sum of \$22,000 shall be appropriated as follows:

Appropriations:

A4010.410	Health Dept – Maintenance in Lieu of Rent	\$22,000
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Revenue:

A4010.3450.00	State Aid – Public Health – Other	\$22,000
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Moved by: Mrs. Burdick

Adopted: Roll Call

Seconded by: Mrs. Ricketts-Swales

15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 159-22**

**ACCEPTANCE AND APPROPRIATION OF NEW YORK STATE DEPARTMENT OF HEALTH PASS-THROUGH FEDERAL FUNDING TO ASSIST DEPARTMENT OF HEALTH IN PROVIDING MASKS TO RESIDENTS AND TO INCREASE PUBLIC AWARENESS**

Offered by: Human Services and Ways & Means Committees

**RESOLVED:**

1. That the sum of \$200,000 in New York State Department of Health pass-through federal funding to assist the Department of Health in providing masks to residents and to increase public awareness is accepted.
2. That the accepted sum of \$200,000 shall be appropriated to the following accounts:

Appropriations:

A2026.408	DOH-CVD 19 Epid 7 Lab Cap – General Supplies	\$180,000
A2026.424	DOH-CVD 19 Epid 7 Lab Cap – Legal Advertising	10,000
A2026.462	DOH-CVD 19 Epid 7 Lab Cap – Health Contracts	<u>10,000</u>
	Total:	\$200,000

Revenue:

A2026.4489.ELCID	Federal Aid – DOH-CVD 19 Epid 7 Lab Cap	\$200,000
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Moved by: Mrs. Burdick  
Seconded by: Mrs. Ricketts-Swales

Adopted: Roll Call  
14 Ayes, 1 No, 0 Absent  
Voting No: Cyr

Comments made regarding Resolution No. 159-22: Legislator Barnes questioned the need to spend \$200,000 on masks. Deputy Public Health Director Jamie D’Arcy stated that an additional \$200,000 was received from the federal government for the purchase of masks to be distributed to the public. One pallet of 5,000 masks has been purchased so far. Legislator Barnes asked if they are for future use as people aren’t being required to wear masks currently. Ms. D’Arcy stated that it took awhile from when this money was first allocated for it to get to this point of being able to accept and appropriate it. The masks will allow them to be prepared if they are needed. They’ve already spent \$20,000. They are still distributing masks, but she wouldn’t be surprised if they are able to shift the use of those funds in the future. County Administrator Knapp stated that although we may not be required to wear masks, there is still guidance and recommendations for their use. We still need to be prepared and have them available. Chairman Stockin noted that some healthcare facilities

still require masks to be worn. Ms. D'Arcy added that some jobs require masks to be worn. We could also fall back into a category that requires everyone to wear them again. Legislator Healy added that this money does not require a match from the County.

**RESOLUTION NO. 160-22**

**ACCEPTANCE AND APPROPRIATION OF NEW YORK STATE DEPARTMENT OF HEALTH PASS-THROUGH FEDERAL FUNDING FOR COVID-19 VACCINATION RESPONSE EFFORTS FOR THE DEPARTMENT OF HEALTH**

Offered by: Human Services and Ways & Means Committees

**RESOLVED:**

1. That the sum of \$176,663 in New York State Department of Health pass-through federal funding for COVID-19 vaccination response efforts for the Department of Health is accepted.

2. That the accepted sum of \$176,663 shall be appropriated to the following accounts:

Appropriations:

A2029.204	COVID 19 DOH LHD Vaccine Response – Motor Vehicles	\$87,000
A2029.206	COVID 19 DOH LHD Vaccine Response – Health Equipment	400
A2029.404	COVID 19 DOH LHD Vaccine Response – Maint. Contract Other	2,000
A2029.406	COVID 19 DOH LHD Vaccine Response – Insurance/Bonds	1,250
A2029.408	COVID 19 DOH LHD Vaccine Response – General Supplies	15,000
A2029.409	COVID 19 DOH LHD Vaccine Response – Fees	45,313
A2029.422	COVID 19 DOH LHD Vaccine Response – Gasoline/Oil	5,700
A2029.462	COVID 19 DOH LHD Vaccine Response – Health Contracts	<u>20,000</u>
	Total:	\$176,663

Revenue:

A2029.3089.COVID	State Aid – Covid 19	\$176,663
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Moved by: Mrs. Burdick  
Seconded by: Mrs. Ricketts-Swales

Adopted: Roll Call  
14 Ayes, 1 No, 0 Absent  
Voting No: Cyr

Comments made regarding Resolution No. 160-22: Legislator Healy stated that this is outside funding coming into the County with no County financial contribution required. Legislator Barnes stated that this is a waste of taxpayers' money. Ms. D'Arcy said that these monies were earmarked several months ago and the funds will be used for a vehicle that can be used in the distribution of COVID-19 vaccinations, but can be used for other vaccines as well. It will allow the Health Department to reach people in their communities. County Administrator Knapp asked Ms. D'Arcy to clarify that this is not a regular van. Ms. D'Arcy

said that the van has refrigeration in place for vaccines. Ms. Knapp stated it will be a good way to reach people for general immunizations. Legislator Fanton said that it's good that it will be used for other purposes, but wonders who is going to replace it when it wears out. Ms. D'Arcy stated that the costs for operating the van are included in the grant funds for the first year, and they hope there will be other grant funding they can use in the future. Legislator Healy stated it will ultimately be up to us to decide if we want to continue funding the use of it if no grant funding is available. Ms. Knapp stated that the continuation of its use will be a budget decision that the Board will ultimately make. Ms. D'Arcy said that when they first requested permission to purchase the van with the grant funds it was denied, but other counties were asking for the same thing and it was eventually approved. Legislator Burdick stated that she's happy to see the Health Department taking advantage of this money. She understands that no money is free, but this will allow us to reach people in outlying areas.

**RESOLUTION NO. 161-22**

**BUDGET TRANSFER WITHIN DEPARTMENT OF HEALTH ACCOUNTS**

Offered by: Human Services and Ways & Means Committees

**RESOLVED:**

1. That the transfer of \$1,500 within the Department of Health accounts to correct an over-budget scenario is approved as follows:

<b>From:</b>	<b>Amount:</b>
A4035.461 Family Planning – Health Contracts	\$1,500
<b>To:</b>	
A4010.461 Health Dept. – Health Contracts	\$1,500

Moved by: Mrs. Burdick  
Seconded by: Mrs. Ricketts-Swales

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 162-22**

**BUDGET TRANSFER WITHIN DEPARTMENT OF SOCIAL SERVICES ACCOUNTS**

Offered by: Human Services Committee

**RESOLVED:**

1. That the transfer of \$258,250 within the Department of Social Services accounts for the purchase of the software program "Traverse for Child Welfare" from Northwoods Consulting Partners, Inc., is approved as follows:

<b>From:</b> A6010.482 Social Services Adm. – Contractual	<b>Amount:</b> \$258,250
<b>To:</b> A6010.201 Social Services Adm. – Office Equipment A6010.403 Social Services Adm. – Maintenance Contracts	\$158,000 <u>\$100,250</u>
<b>Total:</b>	<b>\$258,250</b>

Moved by: Mrs. Burdick  
Seconded by: Mrs. Ricketts-Swales

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 163-22**

**APPROVAL OF AGREEMENT BETWEEN THE COUNTY OF ALLEGANY AND NOT A NUMBER LOVE146 FOR THE PROBATION DEPARTMENT**

Offered by: Public Safety Committee

**RESOLVED:**

1. That the Agreement between the County of Allegany and “Not a Number Love146” for the Probation Department to use the curriculum materials to provide education and information to at-risk sexually exploited youth is approved.
2. That the Chairman of this Board is authorized to execute said Agreement.

Moved by: Mr. Havey  
Seconded by: Mr. Rumfelt

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 164-22**

**APPROVAL OF AGREEMENT WITH LABELLA ASSOCIATES, D.P.C. FOR ENGINEERING AND DESIGN WORK FOR THE COUNTY ROAD 26 BRIDGE 08-07 (BIN 3330740) OVER THE GENESEE RIVER IN THE TOWN OF BELFAST**

Offered by: Public Works Committee

**RESOLVED:**

1. That the Agreement with LaBella Associates, D.P.C., for engineering and design work for the County Road 26 Bridge 08-07 (BIN 3330740) over the Genesee River in the Town of Belfast, is approved.

2. That the Chairman of this Board is authorized to execute said Agreement.

Moved by: Mr. Fanton  
Seconded by: Mr. Demick

Adopted: Roll Call  
14 Ayes, 1 No, 0 Absent  
Voting No: Ricci

### **RESOLUTION NO. 165-22**

#### **APPROVAL OF ENTRY INTO A SHARED SERVICES AGREEMENT BETWEEN THE COUNTY OF ALLEGANY AND THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION**

Offered by: Public Works Committee

#### **RESOLVED:**

1. That entry into a Shared Services Agreement between the County of Allegany and the New York State Department of Transportation for period January 1, 2022, to December 31, 2025, is approved.
2. That the Chairman of this Board and the Superintendent of the Department of Public Works are both authorized to execute this Agreement.

Moved by: Mr. Fanton  
Seconded by: Mr. Demick

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

Comments made by Resolution No. 165-22: A motion was made by Legislator Fanton, seconded by Legislator Cyr, and carried to amend the resolution to change the end date of the agreement from December 31, 2026, to December 31, 2025.

### **RESOLUTION NO. 166-22**

#### **APPROVAL OF SERVICE PROVIDER AND EVALUATION AGREEMENTS BETWEEN THE COUNTY OF ALLEGANY AND VARIOUS PROVIDERS FOR THE DEPARTMENT OF HEALTH'S PRESCHOOL PROGRAM**

Offered by: Human Services Committee

#### **RESOLVED:**

1. That the Service Provider and Evaluation Agreements between the County of Allegany and Juliana Hamm and Jennifer Smith for speech therapy services, for the period of May 1, 2022, through August 31, 2024, are approved.

2. That the Evaluation Agreement between the County of Allegany and Rehabilitation Today for physical therapy services, for the period of May 1, 2022, through August 31, 2024, is approved.

3. That the Chairman of this Board is authorized to execute said Agreements.

Moved by: Mrs. Burdick  
Seconded by: Mrs. Ricketts-Swales

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 167-22**

**APPROVAL OF AGREEMENT BETWEEN THE COUNTY OF ALLEGANY AND  
ROCHESTER GENERAL HOSPITAL (ROCHESTER REGIONAL HEALTH  
LABORATORIES) FOR LABORATORY SERVICES FOR THE  
DEPARTMENT OF HEALTH**

Offered by: Human Services Committee

**RESOLVED:**

1. That the agreement between the County of Allegany and Rochester General Hospital (Rochester Regional Health Laboratories) for laboratory services for the Reproductive and Sexual Health Program in the Health Department, effective April 1, 2022, through March 31, 2023, is approved.

2. That the Chairman of this Board is authorized to execute said Agreement.

Moved by: Mrs. Burdick  
Seconded by: Mrs. Ricketts-Swales

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 168-22**

**APPROVAL OF AGREEMENT BETWEEN THE COUNTY OF ALLEGANY AND  
NORTHWOODS CONSULTING PARTNERS, INC., FOR THE  
DEPARTMENT OF SOCIAL SERVICES**

Offered by: Human Services Committee

**RESOLVED:**

1. That the Agreement between the County of Allegany and Northwoods Consulting Partners, Inc., for the purchase of the software program "Traverse for Child

Welfare” for the Department of Social Services for the term July 1, 2022, through June 30, 2025, is approved.

2. That the Chairman of this Board is authorized to execute said Agreement.

3. That the Information Technology Director be authorized to execute and receive any and all equipment and services from Northwoods Consulting Partners, Inc.

Moved by: Mrs. Burdick  
Seconded by: Mrs. Ricketts-Swales

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

Resolution No. 169-22, (**RESOLUTION URGING EXTENDED TIMETABLE AND COMPREHENSIVE COST ANALYSIS OF NEW YORK STATE CLIMATE ACTION COUNCIL’S DRAFT SCOPING PLAN FOR NEW YORK’S CLIMATE LEADERSHIP AND COMMUNITY PROTECTION ACT [THE “CLIMATE ACT”]**) was not pre-filed and was considered from the floor on a motion made by Legislator Harris, seconded by Legislator Rumfelt, and carried by an affirmative voice vote of the requisite two-thirds of the Board membership.

#### **RESOLUTION NO. 169-22**

#### **RESOLUTION URGING EXTENDED TIMETABLE AND COMPREHENSIVE COST ANALYSIS OF NEW YORK STATE CLIMATE ACTION COUNCIL’S DRAFT SCOPING PLAN FOR NEW YORK’S CLIMATE LEADERSHIP AND COMMUNITY PROTECTION ACT (THE “CLIMATE ACT”)**

Offered by: Ways & Means Committee

**WHEREAS**, the New York State Legislature in 2019 enacted New York’s Climate Leadership and Community Protection Act (the “Climate Act,”) which is the most aggressive decarbonization policy in the United States; and

**WHEREAS**, the Climate Act targets the goal of reaching “net zero” emissions by 2050, which will be phased in through progressively stricter carbon emission reductions, including a 40 percent reduction by 2030 and 85 percent reduction by 2050; and

**WHEREAS**, the Climate Act further mandates that 100 percent of the electricity used in New York State must come from renewable energy sources by 2040; and

**WHEREAS**, multiple business advocacy organizations, energy industry representatives, and energy industry stakeholders expressed grave concerns about the Climate Act’s impact on New York State’s employers, energy consumers, and economy as a whole prior to and upon the Act’s passage, and these were largely unaddressed in the final law; and



**WHEREAS**, the New York State Climate Action Council, which is a body of 22 appointed individuals charged with creating a blueprint for the Climate Act's emissions targets and placing New York State on a path toward carbon neutrality, released a Draft Scoping Plan on December 20, 2021, that mandates hundreds of different measures affecting all aspects of New Yorkers' daily lives and community activities; and

**WHEREAS**, the mandates included in the Draft Scoping Plan include bans on new gas service to existing and newly constructed homes and buildings beginning in 2024, a ban on the use of natural gas appliances commencing in 2030, a ban on the replacement of traditional heating systems in existing homes beginning in 2030, and a ban on the sale of gasoline vehicles commencing in 2035; and

**WHEREAS**, a 120-day comment period for the New York State Climate Action Council to receive feedback from the public on the Draft Scoping Plan, via the online public comment form, e-mail, and U.S. mail commenced on January 1, 2022, and this comment period ends on June 10, 2022; and

**WHEREAS**, New York State's counties, the level of government closest to the people, were afforded no input in this process, including participation on the Land Use and Local Government Advisory Group, which did not include any members who currently work in local government; and

**WHEREAS**, the Draft Scoping Plan lacks a comprehensive and detailed cost analysis of implementing the recommendations, which is conservatively estimated to be upwards of \$300 billion dollars to be borne by taxpayers and energy ratepayers; and

**WHEREAS**, the Climate Act applies only to New York State, which is already a leader in clean energy production and accounts for just 0.4 percent of global carbon emissions, rendering any attainment of "net zero" emissions meaningless in terms of any impact on our own or the global climate, while burdening New Yorkers with extreme costs; and

**WHEREAS**, Western New Yorkers are struggling under the pressure of the highest gas prices on record and soaring inflation, and they deserve an honest and transparent cost-benefit analysis of these recommendations as well as an extended period in which to review and submit comments on proposals that will have far-reaching impacts on our state's economy, affordability, and quality of life; now therefore be it

**RESOLVED:**

1. That the Allegany County Board of Legislators adopts this resolution, and respectfully requests that the Climate Action Council provide a comprehensive cost-benefit analysis of all recommendations in its draft and final scoping plans, and accordingly extend its timetable for implementation and public comment.

2. That the Clerk of the Allegany County Board of Legislators shall forward copies of this resolution to Governor Kathy Hochul, New York State Department of Environmental

Conservation Commissioner and Climate Action Council Co-Chair Basil Seggos, New York State Energy Research and Development Authority Acting President and Climate Action Council Co-Chair Doreen Harris, Senator George M. Borrello, Assemblyman Joseph Giglio, the New York State Association of Counties (NYSAC), and the Inter-County Association of Western New York.

Moved by: Mr. Curran  
Seconded by: Mr. Harris

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

#### **AUDITS:**

A motion was made by Legislator Harris, seconded by Legislator Root, and carried, that the audits be acted upon collectively and by totals.

Legislator Barnes noted the amount listed under community colleges was much smaller than usual; he wondered if there is a reason for the small amount. County Treasurer Terri Ross stated that this is for tuition for an additional class picked up by a student. It was not paid for at the time the other tuition bills were paid.

A motion was made by Legislator Root, seconded by Legislator Harris, and adopted on a roll call vote of 15 Ayes, 0 Noes, 0 Absent, that the audit of claims, totaling \$2,927,279.19 including prepaid expenses, be approved for payment as recommended by the County Administrator. (*Allegany County's Local Dollar Share of the NYS Medicaid Program paid year-to-date is \$3,481,566.*)

#### **COMMENTS:**

Legislator Healy announced that the Belmont Legion has added the military memorial in front of the Courthouse to its list of areas they hold Memorial Day services. He also reminded everyone that Memorial Day is a solemn occasion to honor those military members who have made the ultimate sacrifice.

**ADJOURNMENT:** The meeting was adjourned at 2:53 p.m. on a motion made by Legislator Rumpfelt, seconded by Legislator Harris, and carried.