

**REGULAR MEETING**  
**Morning Session**  
**Monday, March 23, 2026**  
**Legislative Chambers**

The County Legislature of the County of Steuben convened in Regular Session in the Legislative Chambers in Bath, NY on the 23<sup>rd</sup> day of March 2026, at 10:00 a.m. and was called to order by the Chair of the Legislature, Kelly H. Fitzpatrick, at 10:00 a.m.

Roll Call and all members were present except Legislators Lando, Hanna, VanCaeseele and Tobia.

Mr. Thew provided the Invocation and Mr. Van Etten led the Pledge of Allegiance.

Chair Fitzpatrick asked Craig Pomplas to come forward. Mr. Pomplas is an employee in the Probation Department. She presented him with a Certificate of Appreciation and a pin in recognition of his 25 years of service to Steuben County.

Chair Fitzpatrick asked Robert Knowles to come forward. Mr. Knowles is an employee in the Public Works Department. She presented him with a Certificate of Appreciation and a pin in recognition of his 10 years of service to Steuben County.

Chair Fitzpatrick asked Kelli Bigelow to come forward. Ms. Bigelow is an employee in the Probation Department. She presented her with a Certificate of Appreciation and a pin in recognition of her 25 years of service to Steuben County.

Chair Fitzpatrick also recognized Bill Caudill, Program Coordinator for the Youth Bureau, and administers the Youth in Government Program. He will be moving on to another workforce opportunity and we are going to miss him very much.

The Clerk of the Legislature read the names of the following individuals who were unable to attend and receive their recognition:

Thomas Hillman, Social Services – 10 years  
Christine Spears, Social Services – 15 years

Chair Fitzpatrick opened the floor for comments by members of the public.

Cheryl Johnson, Erwin, stated she is in opposition to the 287G agreements and the intergovernmental agreement between the County and the U.S. Marshals Service.

Colleen Boland, City of Corning, stated the 287G agreements are not popular across the country. She stated Governor Hochul is calling for a ban on the 287G agreements and they will be backing her 100%.

Bill Mattingly, Erwin, stated he is in opposition to the 287G agreements and the agreement with the U. S. Marshals. He is asking that all three (3) agreements be terminated.

Dr. Tom Chapman, Painted Post, asked that both 287G agreements between the Sheriff's Office and ICE be terminated.

Jessica O'Connor, Corning, requested the County to rescind the 287G agreements with ICE.

Wayne Wells, Cameron, stated his opposition to the Trump administration and cabinet members.

Morgan Moore, City of Corning, stated she is opposed to the 287G agreements and asked that those agreements between the Sheriff's Office and ICE be terminated.

Eva Turner, Cameron Mills, stated she lives near contaminated water and soil from the sludge spread on neighboring farmland. She requested a county-wide moratorium on sludge spreading to prevent more towns like Thurston and Cameron from the toxic environment they are living with. She also stated public speaking should not be used for voicing political views as this could lead to violence. She also stated her support for the Sheriff's Office and the ICE Agreement as this brings in revenue to the County.

Lyn Gerry, Schuyler County, stated her opposition to the ICE agreements, they had similar meetings in Schuyler County to prevent them from entering into these agreements.

Joan Rosen, Town of Corning, stated she is here to request the County rescind the 287G agreement.

Tim Hargrave, Cameron, stated he is concerned about the amount of down-state trash being brought into the county landfill. Our landfill should only be used for Steuben County-generated trash only. He also stated the County should adopt a policy that gives clear guidelines on public comment, not allowing inciteful or derogatory comments to be made during public comments.

Chair Fitzpatrick thanked everyone for their comments. There being no further comment, she declared the opportunity for public comment closed.

***Motion adopting the minutes of the previous meeting(s) made by Mr. Pelham, seconded by Mr. Potter and duly carried.***

Mr. Thew stated that he would like to thank our local law enforcement and our District Attorney's Office for working diligently. Mr. Thew had contacted these agencies on behalf of a client experiencing a legal issue and they worked to resolve the matter quickly.

Ms. Fitzpatrick stated she was able to attend the Bradford Fire Department annual dinner, and they handed out certificates to various people that have assisted them. She stated she also accepted on behalf of the Legislature, for the Steuben County Emergency Medical Services, a thank you from the members of the Bradford Emergency Medical Services for our assistance during 2025.

#### **RESOLUTION NO. 056-26**

Introduced by S. Van Etten.

Seconded by F. Potter.

#### **MATTERS PERTAINING TO COUNTY REAL PROPERTY TAX SALES, CORRECTIONS OF ASSESSMENTS, PROPERTY TAXES, AND OTHER REAL PROPERTY ACQUISITIONS AND DISPOSITIONS.**

Pursuant to Section 2.07 of the Steuben County Charter.

**RESOLVED**, the Chair of the Steuben County Legislature, in accordance with the applications filed herewith, is hereby authorized and empowered on behalf of this Legislature to execute the necessary documentation for the disposition of applications for correction of real property taxes levied on the parcels contained in Schedule "A"; and be it further

**RESOLVED**, the Steuben County Commissioner of Finance is hereby authorized to make the proper tax adjustment, and/or refund, with respect to the parcels contained in Schedule "A", as set forth in the approved applications, copies of which shall be forwarded to the taxpayer and collecting authority; and be it further

**RESOLVED**, as it appeared to be in the best interest of the County to sell the property(ies) listed on Schedule "B" for the consideration offered, the Steuben County Commissioner of Finance was authorized and directed to execute the necessary documentation to convey the recited parcel(s) to the grantee(s) upon receipt of the consideration indicated, pursuant to Real Property Tax Law §1166, and approved by the Steuben County Legislature on September 29, 2025 in Resolution 173-25. The said former owner(s) filed for bankruptcy on/about September 9, 2025; and be it further

**RESOLVED**, that the authorization and direction to sell the property(ies) listed on Schedule "B" and approved in Resolution 173-25 on September 29, 2025, is hereby rescinded / cancelled; and be it further

**RESOLVED**, that certified copies of this resolution contained in Schedule "A" shall be forwarded to the Director of the Steuben County Real Property Tax Service Agency and the Steuben County Commissioner of Finance, together with the approved applications executed in duplicate by the Chair of the County Legislature, the Chair of the Board of Assessors of the appropriate municipality, and the Clerk of the Board of Education of the appropriate School District, and certified copies of this resolution contained in Schedule "B" shall be forwarded to the Steuben County Commissioner of Finance, the Director of the Steuben County Real Property Tax Service Agency, the Chair of the Board of Assessors of the appropriate municipality, and the Clerk of the Board of Education of the appropriate School District.

SCHEDULE "A"

Resolution No.	Parcel No.	Name	Municipality	Tax Yr(s)	Disposition
A-1	174.00-01-081.111	BCS Farms LLC	Bath Town	2026	Correction of a/v as agreed upon with assessor.

SCHEDULE "B"

Resolution No.	Former Owner(s)	In Rem Index No.	Tax Sale Date (Sale No.)	Parcel No.	Municipality	Highest Bidder Name & Address	Consideration
B-1	Roberts Marylou; Anthony P Cantineri	2022-0981CV, Judgment filed 7/23/25	September 3-10, 2025 (42)	299.15-01-085.000	Corning City	Mayer Ribeiro LLC; 15714 Millbrook Ln; Laurel, MD 20707	\$ 52,990.00, inclusive of buyer's premium & recording fees

\*Note: Item B-1 is a correction / reversal of item A-31 on Resolution 173-25 dated 9/29/25.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 057-26**

Introduced by K. Fitzpatrick.

Seconded by S. Van Etten.

**RECEIVING AND ACCEPTING THE MARCH 23, 2026, COMMUNICATIONS LOG AS PREPARED BY THE STEUBEN COUNTY MANAGER'S OFFICE.**

**BE IT RESOLVED**, that the following communications were received, accepted and filed by the County of Steuben, and referred to the appropriate Standing Committee and/or Department Head for information and/or action, to wit:

**February 13, 2026**

NYS Board on Electric Generation Siting and the Environment - Re: Application for the Certificate of Environmental Compatibility and Public Need for the Canisteo Wind Energy LLC project (Case 16-F-0205). *Referred to: AIP Committee; and Marie Myers Shearing, Planning Director.*

NYS Division of the Budget – Re: Notification of receipt of the SFY 2026 Raise the Age (RTA) tax cap compliance certification from Steuben County. *Referred to: Human Services/Health & Education Committee; Finance Committee; Public Safety & Corrections Committee; Kathy Muller, Commissioner of Social Services; Craig Pomplas, Probation Director; Timothy Rosell; County Attorney; Mitchell Alger, Commissioner of Finance; and Jack Wheeler, County Manager.*

**February 17, 2026**

NYS Public Service Commission – Re: Notice of a virtual public statement hearing is scheduled for Tuesday, February 24, 2026 @ 5:00pm on the proposed transmission line in Steuben and Chemung Counties (Case #25-T-0246). *Referred to: AIP Committee; and Marie Myers Shearing, Planning Director.*

**February 18, 2026**

United States Senate – Re: Notification of a funding opportunity offered through the Institute of Museum and Library Services. The application deadline is Wednesday, March 13, 2026. *Referred to: AIP Committee; and Griffin Bates, Historian.*

**February 20, 2026**

NYSEG – Re: Notification of the application filing for the Certificate of Environmental Compatibility and Public Need on the Steuben Schuyler Update West Project. *Referred to: AIP Committee; and Marie Myers Shearing, Planning Director.*

Cullen and Dykman LLP – Re: Application of New York State Electric & Gas Corporation to amend the Certificate of Environmental Compatibility and Public Need on the Steuben Schuyler Update West Project. *Referred to: AIP Committee; and Marie Myers Shearing, Planning Director.*

**February 24, 2026**

NYSAC – Re: Notification of Rochelle Casselbury’s appointment to the Women’s Leadership Council Executive Committee. *Referred to: Steuben County Legislature; Nathan Alderman, Personnel Director; and Jack Wheeler, County Manager.*

**March 2, 2026**

Harris Beach Murtha, Attorneys at Law – Re: Steuben County Industrial Development Agency and TJA-NY-Cohocton Solar Farm, LLC, second amended tax agreement and RP-412-a form for property located at 11190 NYS Route 371, in the Town of Cohocton, N.Y. *Referred to: Finance and Administration Committees; Mitchell Alger, Commissioner of Finance; Larry Roach, RPTSA Director; and Timothy Rosell, County Attorney.*

**March 5, 2026**

Steuben County Industrial Development Agency – Re: Notice of public hearing and proposed financial assistance for the Louisiana-Pacific Corporation Project. The meeting is scheduled for Thursday, March 19, 2026, at 11:00am, at the offices of the Steuben County Industrial Development Agency located at 7234 Route 54 North, Bath, NY, 14810. *Referred to: AIP Committee; and Marie Myers Shearing, Planning Director.*

**March 9, 2026**

Steuben County Industrial Development Agency – Re: Notice of public hearing and proposed financial assistance for the Park Grove Realty LLC Project. The meeting is scheduled for Wednesday, March 18, 2026, at 11:00am, at the Erwin Town Hall located at 310 Town Center Road, Erwin (Painted Post), NY, 14870. *Referred to: AIP Committee; and Marie Myers Shearing, Planning Director.*

**Vote: Acclamation – Adopted.**

**T A B L E D**

**RESOLUTION NO. 032-26**

Introduced by J. Horton and W. Thew.

**PRESENTING LOCAL LAW TENTATIVELY NO. ONE FOR THE YEAR 2026, ESTABLISHING A REGISTRY FOR ANIMAL ABUSERS.**

Ms. Fitzpatrick stated it is my understanding this wasn't published in a timely fashion for public notice, so this needs to be tabled.

*Motion to Table for presentation at the April Legislative Meeting made by Mr. Thew, seconded by Mr. Nichols and duly carried. (Ms. Fitzpatrick opposed)*

**RESOLUTION NO. 058-26**

Introduced by W. Thew.

Seconded by N. Pelham.

**PRESENTING LOCAL LAW TENTATIVELY NO. TWO FOR THE YEAR 2026, AMENDING LOCAL LAW NO. EIGHT FOR THE YEAR 2023, RELATIVE TO ENROLLED VOLUNTEER FIREFIGHTER OR AMBULANCE WORKER.**

**WHEREAS**, Chapter 670 of the Law of New York, 2022 has amended the County's authority to provide this exemption by Local Law; and

**WHEREAS**, the County's Local Law No. Eight for the Year 2023 provided an exemption for real property owned by an enrolled volunteer firefighter or ambulance worker; and

**WHEREAS**, Legislation has recently passed amending RPTL § 466-a relative to a real property tax exemption for surviving spouses of volunteer firefighters or volunteer ambulance workers killed in the line of duty.

**NOW THEREFORE, BE IT**

**RESOLVED**, there is hereby presented to each member of this Legislature, Local Law Tentatively No. Two for the Year 2026, amending Local Law No. Eight for the Year 2023, providing an exemption for real property owned by an enrolled volunteer firefighter or ambulance worker and extending this exemption to surviving spouses of those killed in the line of duty.

**COUNTY OF STEUBEN  
LOCAL LAW TENTATIVELY NO. TWO FOR THE YEAR 2026**

**A LOCAL LAW** amending Local Law No. Eight for the Year 2023, providing an exemption for real property owned by an enrolled volunteer firefighter or ambulance worker.

Be it enacted by the Legislature of the County of Steuben as follows:

**SECTION 1. LEGISLATIVE INTENT**

The Legislature recognizes the role of the volunteer firefighters and ambulance workers in securing the safety and well-being of our communities. The legislature hereby finds that it is in the best social and economic interests of the County to encourage volunteerism for said purposes. To that end, by providing the following exemption it is the intent to encourage volunteerism for our various fire and ambulance companies. It is also the intent of this Local Law to provide an exemption for surviving spouses of an enrolled firefighter or ambulance worker of up to fifty per centum of the assessed value. In addition thereto, Resolution No. 004-03 “Establishing the requisite criteria for eligibility” shall be superseded by this law and its content incorporated herein, all to the extent as authorized by RPTL §466-a.

**SECTION 2. EXEMPTIONS FOR CERTAIN VOLUNTEER FIREFIGHTERS AND AMBULANCE WORKERS.**

(a) Real property owned by an enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service or such enrolled member and spouse residing in Steuben County shall be exempt from taxation to the extent of ten percent of the assessed value of such property for county purposes, exclusive of special assessments.

(b) Such exemption shall not be granted to an enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service residing in such county unless:

(i) the applicant resides in the city, town or village which is served by such incorporated volunteer fire company or fire department or incorporated voluntary ambulance services;

(ii) the property is the primary residence of the applicant;

(iii) the property is used exclusively for residential purposes; provided however, that in the event any portion of such property is not used exclusively for the applicant’s residence but is used for other purposes, such portion shall be subject to taxation and the remaining portion only shall be entitled to the exemption provided by this section; and

(iv) the incorporated volunteer fire company or fire department an incorporated voluntary ambulance service has submitted to the Steuben County Director of Public Safety a complete list of enrolled members, with their respective dates of service for such incorporated voluntary fire company, or fire department, or incorporated voluntary ambulance service. The Steuben County Director of Public Safety shall then review all potential candidates and certify those that meet the necessary criteria to be eligible for this exemption; and such member has been a member for at least five years.

(c) In addition thereto, any enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service pursuant to Section 2b(iv) of this Local Law, who accrues more than twenty years of active service and is so certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department or incorporated voluntary ambulance service, shall be granted the tent percent exemption as authorized by this section for the remainder of [his or her]such member’s life as long as [his or her] their primary residence is located within Steuben County.

(d) [Such un-remarried spouse is certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department or incorporated voluntary ambulance service as an un-remarried spouse of an enrolled member of such incorporated volunteer fire company, fire department or incorporated voluntary ambulance service who was killed in the line of duty] Real property owned by a surviving spouse of an enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service killed in the line of duty, shall be exempt from taxation to the extent of fifty per centum of the assessed valuation thereof. Within

such Local Law or resolution, the local legislative body school district may reduce the percentage of exemption authorized pursuant to this section, provided, however, that:

(i) Such [un-remarried] surviving spouse is certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department or incorporated voluntary ambulance service as [an un-remarried] a surviving spouse of an enrolled member of such incorporated volunteer fire company, fire department or incorporated voluntary ambulance service who was killed in the line of duty; and

(ii) Such deceased volunteer had been an enrolled member for at least [five years] the minimum number of years of service, between two and five years, established by the municipality under this section; and

(iii) Such deceased volunteer had been receiving [the] an exemption prior to [his or her] their death.

(e) Notwithstanding any other provision of law to the contrary, the provisions of this section shall apply to any real property held in trust solely for the benefit of a person or persons who would otherwise be eligible for a real property tax exemption, pursuant to subdivision (d) of this section, were such person or persons the owner or owners of such real property.

(i) For the purpose of this section, title to that portion of real property owned by a cooperative apartment corporation in which a tenant-stockholder of such corporation resides and which is represented by their share or shares of stock in such corporation as determined by its or their proportional relationship to the total outstanding stock of this corporation, including that owned by the corporation, shall be deemed to be vested in such tenant-stockholder.

(ii) Provided that all other eligibility criteria of this section are met, that proportion of the assessment of such real property owned by a cooperative apartment corporation determined by the relationship of such real property vested in such tenant-stockholder to such real property owned by such cooperative apartment corporation in which such tenant-stockholder resides shall be subject to exemption from taxation pursuant to this section and any exemption so granted shall be credited by the appropriate taxing authority against the assessed valuation of such real property; the reduction in real property taxes realized thereby shall be credited by the cooperative apartment corporation against the amount of such taxes otherwise payable by or chargeable to such tenant-stockholder.

(iii) Notwithstanding paragraph (ii) of this subdivision, a tenant-stockholder who resides in a dwelling that is subject to the provisions of either article two, four, five or eleven of the Private Housing Finance Law shall not be eligible for an exemption pursuant to this section.

(iv) Notwithstanding paragraph (ii) of this subdivision, real property owned by a cooperative apartment corporation may be exempt from taxation pursuant to this section by a municipality in which such real property is located only if the governing body of such municipality, after public hearing, adopts a local law, ordinance or resolution providing therefore.

[(e)] (f) Application for such exemption shall be filed with the assessor on or before the taxable status date on a form as prescribed by the state board.

[(f)] (g) No applicant who is a volunteer firefighter or volunteer ambulance worker who by reason of such status is receiving any benefit under the provisions of this article on the effective date of this section shall suffer any diminution of such benefit because of the provisions of this section.

### **SECTION 3. EFFECTIVE DATE**

The within Local Law shall become effective immediately upon passage and applicable the next tax year following.

Old material: [ ]  
New material: \_\_\_\_\_

**AND BE IT FURTHER RESOLVED**, before said Local Law is adopted by the County Legislature, a Public Hearing shall be held on April 27, 2026, at 10:00 a.m. in the Steuben County Legislative Chambers, Annex Building, Bath, New York; and be it further

**RESOLVED**, the Clerk of the Legislature shall cause a notice of said Public Hearing to be posted at the Courthouse in the municipality of Bath, Corning City Hall, and the DMV office in Hornell, have said notice published for one insertion in the two official newspapers of the County, and shall cause such posting and publication to be completed at least five (5) days prior to the date heretofore set forth for the Public Hearing, with proof of posting and publication to be filed in the Office of the Clerk of the Legislature; and be it further

**RESOLVED**, certified copies of this resolution shall be forwarded to the Director of Real Property Tax Service Agency, Director of Public Safety and Commissioner of Finance.

**Vote: Acclamation – Adopted.**

Mr. Thew asked for clarification because there is quite a bit of verbiage within the actual documentation itself. Mr. Wheeler explained we amended what was in the state law, that verbiage was put in here. So it's really just a change in the up to 50%, is my understanding.

**RESOLUTION NO. 059-26**

Introduced by W. Thew.

Seconded by J. Horton.

**PRESENTING LOCAL LAW TENTATIVELY NO. THREE FOR THE YEAR 2026, AMENDING LOCAL LAW NO. THREE FOR THE YEAR 2023, RELATIVE TO SENIOR CITIZENS, CREATING ADDITIONAL INCOME CATEGORIES AND CORRESPONDING EXEMPTION PERCENTAGES ON REAL PROPERTY.**

Pursuant to Real Property Tax Law §467-c.

**NOW THEREFORE, BE IT**

**RESOLVED**, there is hereby presented to each member of this Steuben County Legislature a Local Law Tentatively No. Three for the Year 2026, amending Local Law No. Three for the Year 2023, relative to senior citizens, creating additional income categories and corresponding exemption percentages for households making less than the maximum income eligibility.

**COUNTY OF STEUBEN  
LOCAL LAW TENTATIVELY NO. THREE FOR THE YEAR 2026**

**A LOCAL LAW** amending Local Law No. Three for the Year 2023, relative to senior citizens, creating additional income categories and corresponding exemption percentages for households making less than the maximum income eligibility.

Be it enacted by the Legislature of the County of Steuben as follows:

**SECTION 1: LEGISLATIVE INTENT**

The purpose of this Local Law is to amend Local Law No. Three for the Year 2023, specifically Section 4, as originally referenced in Local Law No. Five of 1979, relative to senior citizens, creating additional income categories and corresponding exemption percentages for households making less than the maximum income eligibility.

**SECTION 2: AMENDMENT OF LOCAL LAW NO. THREE FOR THE YEAR 2023 – SECTION 4**

Local Law No. Three for the Year 2023, Section 4 be and the same hereby is amended to read as follows:

**NEW MATERIAL TO BE ADDED \_\_\_\_\_ underlined**

(4) Notwithstanding the maximum exemption percentage permitted pursuant to paragraph (a) of this subdivision, any local law, ordinance or resolution adopted pursuant to this section may be amended, or a local law, ordinance or resolution may be adopted, to create additional annual income categories and corresponding exemption percentages for households making less than the maximum income eligibility level of such municipal corporation as provide in this subdivision (represented in the hereinafter schedule as M) pursuant to the following schedule:

<u>ANNUAL INCOME</u>	<u>PERCENTAGE OF ASSESSED VALUATION EXEMPT FROM TAXATION</u>
<u>Less than (M), but more than (M- \$1,000)</u>	<u>50%</u>
<u>Less than (M- \$1,000), but more than (M- \$2,000)</u>	<u>55%</u>
<u>Less than (M- \$2,000), but more than (M- \$3,000)</u>	<u>60%</u>
<u>Less than (M- \$3,000)</u>	<u>65%</u>

**SECTION 3: EFFECTIVE DATE**

The within Local Law shall be effective immediately upon passage and applicable in the next tax year following.

**BE IT FURTHER RESOLVED**, before said Local Law is adopted by the County Legislature, a Public Hearing shall be held on April 27, 2026, at 10:00 A.M. in the Steuben County Legislative Chambers, 3<sup>rd</sup> Floor of the Annex Building in the Village of Bath, New York; and be it further

**RESOLVED**, the Clerk of the Legislature shall cause a notice of said Public Hearing to be posted at the Courthouse in the municipality of Bath, Corning City Hall, and the DMV office in Hornell, have said notice published for one insertion in the two official newspapers of the County, and shall cause such posting and publication to be completed at least five (5) days prior to the date heretofore set forth for the Public Hearing, with proof of posting and publication to be filed in the Office of the Clerk of the Legislature; and be it further

**RESOLVED**, certified copies of this resolution shall be forwarded to the Commissioner of Finance and the Director of Real Property Tax Services Agency.

Min Income	Max Income	Exemption Percentage	
0.00	32,000.00	65%	-3000
32,000.01	33,000.00	60%	-2000
33,000.01	34,000.00	55%	-1000
34,000.01	35,000.00	50%	
35,000.01	36,000.00	45%	1000

36,000.01	37,000.00	40%	2000
37,000.01	38,000.00	35%	3000
38,000.01	38,900.00	30%	4800
38,900.01	39,800.00	25%	5700
39,800.01	40,700.00	20%	6600
40,700.01	41,600.00	15%	7500
41,600.01	42,500.00	10%	8400
42,500.01	43,400.00	5%	9300

**EXISTING MAX INCOME LIMIT**

**Vote: Acclamation – Adopted.**

**RESOLUTION NO. 060-26**

Introduced by W. Thew.

Seconded by N. Pelham.

**AUTHORIZING REVISIONS TO THE ADMINISTRATIVE CODE.**

**WHEREAS**, a review of the Steuben County *Administrative Code* resulted in some recommended revisions to the document; and

**WHEREAS**, recent changes in HIPAA compliance require new language to be incorporated into the County’s HIPAA Compliance Policy; and

**WHEREAS**, the Administration Committee has approved the recommended changes.

**NOW THEREFORE BE IT**

**RESOLVED**, the Steuben County *Administrative Code* is hereby amended as attached; and be it further

**RESOLVED**, certified copies of this resolution shall be forwarded to all Department Heads and posted for access by all employees.

**PROPOSED CHANGES IN RED TO THE BUDGET TRANSFER SECTION:**

- i. Transfers over \$50,000 and up to \$250,000 into or out of account D 511200.6xxx (County Road Construction/Improvement accounts).
- ii. Transfers over \$100,000 within the D 511200.6xxx (County Road Construction/Improvement accounts).
- iii. Amendments over \$25,000 to reflect increase or decrease in revenues and expenditures for additional State and Federal aid, insurance reimbursements to repair or replace property, or gifts required to be spent for particular purposes.
- iv. Amendments to appropriate surplus revenues determined on a cost center/department basis (Calculation: Budgeted County Cost + Actual Revenues – Budgeted Expenditures).
- v. New County contracts with an unbudgeted local cost up to \$10,000.

- d. TRANSFERS APPROVED BY THE DEPARTMENT HEAD, COUNTY MANAGER/BUDGET OFFICER, COMMISSIONER OF FINANCE, STANDING COMMITTEE, FINANCE COMMITTEE AND THE COUNTY LEGISLATURE**
- i. Establishment of new programs, departments and positions.
  - ii. Transfers over \$25,000 into or out of 6xxx (Equipment and Capital) line items to include approval of any new equipment items.
  - iii. New County contracts, with an unbudgeted local cost greater than \$10,000.
  - iv. Transfers into or out of capital projects, except appropriation of applicable interest earnings and other miscellaneous revenues (revenue codes starting with 1 or 2) totaling less than \$1,000, which shall be adjusted by the Commissioner of Finance without additional authorizations.
  - v. All transfers from the Contingency Fund.
  - vi. Transfers for \$250,000 or more within County Road Fund into or out of D 511200.6xxx (County Road Construction/Improvement).
  - vii. All expenditures or transfers from a Reserve Fund.
  - viii. All appropriations of Unassigned Fund Balance outside of the budget adoption process.
- e. IN NO EVENT WILL THE TOTAL FOR OBJECT CODE GROUPINGS (51\*\*\*\*, 62\*\*, 54\*\*\*\*, 58\*\*\*\*) WITHIN A GIVEN STATE DEFINED COST CENTER/DEPARTMENT/ORGANIZATIONAL CODE BE PERMITTED TO BE OVERSPENT. IN THE EVENT THAT A PARTICULAR OBJECT CODE GROUPING IS PROJECTED TO BE OVERSPENT, THE APPLICABLE DEPARTMENT HEAD WILL SEEK LEGISLATIVE APPROVAL FOR A CONTINGENCY FUND TRANSFER WELL IN ADVANCE OF THE PROJECTED DATE THAT THE OVERSPENDING WILL OCCUR**
- f. During the year-end close process, the Commissioner of Finance is authorized to make budget transfers to cover budget shortfalls that exist in the year being closed. Such budget transfers shall first be made within state-defined cost centers but can also be made between cost centers within a fund, if necessary. All such transfers shall be reported to the Finance Committee. When shortfalls require transfers from other funds, Reserves, Contingency, or Unassigned Fund Balance, the transfers shall require the same approvals outlined above in “Budget Transfers” that apply outside the year-end close process.**

**PROPOSED CHANGES IN RED TO THE HIPPA COMPLIANCE POLICY:**

- a. protected health information, when such documentation, statement or representation is a condition of disclosure as set forth in County policies and procedures. The County may rely on documentation, statements, or representations that, on their face, meet the applicable requirements so long as such reliance is reasonable under the circumstances.
- b. The County may relay, if the reliance is reasonable under the circumstances, on any of the following to verify identity when the disclosure of protected health information is to a public official or person acting on behalf of a public official:
  - i. If the request is made in person, presentation of an agency identification badge, other official credentials, or other proof of government status;

- ii. If the request is in writing, the request is on the appropriate government letterhead; or if the disclosure is to a person acting on behalf of a public official, a written statement on appropriate government letterhead that the person is acting under the government’s authority or other evidence or documentation of agency, such as a contract for services, memorandum of understanding, or purchase order, that establishes that the person is acting on behalf of the public official.
- c. The County may rely, if the reliance is reasonable under the circumstances, on any of the following to verify authority when the disclosure of protected health information is to a public official or a person acting on behalf of the public official;
  - i. A written statement of the legal authority under which the information is requested, or, if a written statement would be impracticable, an oral statement of such legal authority; or
  - ii. If a request is made pursuant to legal process, warrant, subpoena, order, or other legal process issues by a grand jury or a judicial or administrative tribunal is presumed to constitute legal authority.
- d. County personnel will meet the verification requirements of this policy if they use their professional judgment when making a use or disclosure for the County’s patient directory, in emergency circumstances, for a family member’s or close friend’s involvement in the patient’s care, for notification purposes, or for disaster relief purposes.
- e. County personnel will meet the verification requirements of this policy if they act on a good faith belief in making a disclosure to avert a serious threat to health or safety.

Confidentiality of Substance Use Disorder Treatment Records

(A) Purpose

This section establishes standards governing the use and disclosure of Substance Use Disorder (SUD) treatment records maintained or received by the County’s self-funded Health Plan (“Plan”) and ensures compliance with applicable federal confidentiality laws.

(B) Applicability

This section applies to the County, the Plan Sponsor, the Plan Administrator, third-party administrators (TPAs), claims administrators, pharmacy benefit managers, and any workforce member, contractor, or agent who creates, receives, maintains, or transmits SUD treatment records on behalf of the Plan.

(C) Governing Law

SUD treatment records are subject to the confidentiality requirements of 42 U.S.C. § 290dd-2 and 42 CFR Part 2 (“Part 2”). Such records may also constitute Protected Health Information (PHI) under the Health Insurance Portability and Accountability Act (HIPAA).

Where both HIPAA and Part 2 apply, the Plan shall comply with the more stringent requirements of Part 2.

(D) General Prohibition

Except as expressly permitted under this section, SUD treatment records subject to Part 2 shall not be:

1. Used or disclosed in any civil, criminal, administrative, or legislative proceeding against the individual to whom the records pertain; or
2. Disclosed for Plan administration, employment-related actions, or other non-treatment purposes without proper authorization.

Testimony, summaries, reports, or other communications that directly or indirectly reveal the content of Part 2-protected records are subject to the same restrictions.

#### (E) Permitted Use or Disclosure

The Plan may use or disclose Part 2-protected records only if:

1. The individual provides a valid written consent that complies with Part 2 requirements; or
2. A court of competent jurisdiction issues an order authorizing disclosure in strict compliance with Part 2, including notice and an opportunity to be heard provided to the individual or the record holder.

Any court order authorizing disclosure must be accompanied by a subpoena or other lawful process compelling production before the Plan shall release such records.

#### (F) Separation from Employment Functions

To the extent the County serves as both Plan Sponsor and employer, access to Part 2-protected records shall be limited to Plan administrative functions and shall not be used for employment-related decisions unless expressly authorized by federal law and supported by valid written consent.

#### (G) Administrative Safeguards

The Plan Administrator shall implement appropriate policies, procedures, contractual provisions, and safeguards to ensure compliance with Part 2, including limitations within agreements with TPAs and other business associates.

### 5. RESPONSIBILITY

Responsibility for the content and administration of this policy resides with the County's Department Heads.

### 6. ENFORCEMENT

Violation of patient confidentiality policies will be grounds for disciplinary action, up to and including termination. In addition, persons violating patient confidentiality practices may be subject to civil and criminal liability under applicable law.

### 7. APPROVED FORMS

(Held and maintained by applicable covered departments)

#### **Vote: Roll Call – Adopted.**

***Motion to combine resolutions #7 - #8 and waive the reading made by Mr. Thew, seconded by Mr. Eberlin and duly carried.***

## RESOLUTION NO. 061-26

Introduced by W. Thew.

Seconded by J. Eberlin.

### **ADOPTING THE CORRECTIVE ACTION PLAN FOR THE SAFEGUARDING OF COMPUTERIZED DATA.**

**WHEREAS**, the NYS Comptroller completed an audit of Steuben County's safeguarding of computerized data, Audit Report #2025M-96; and

**WHEREAS**, upon receipt of audit recommendations, Steuben County officials have developed a Corrective Action Plan, as required under NYS Comptroller guidance, addressing each of the audit recommendations; and

**WHEREAS**, this Corrective Action Plan, as approved by the Administration Committee, must be submitted to the NYS Comptroller as a final action in the audit process.

### **NOW THEREFORE, BE IT**

**RESOLVED**, the Steuben County Legislature hereby adopts the Corrective Action Plan for the Safeguarding Computerized Data Audit, as attached; and be it further

**RESOLVED**, the County Manager is hereby authorized to submit this Corrective Action Plan to the NYS Comptroller; and be it further

**RESOLVED**, certified copies of this resolution shall be sent to the County Manager and Director of Information Technology.

## **Corrective Action Plan**

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**Unit Name:** Steuben County, NY

**Audit Report Title:** Steuben County Safeguarding Computerized Data

**Audit Report Number:** 2025M-96

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**Audit Recommendation 1:** *Complete an inventory and classify computerized data according to its type and sensitivity and update it on an ongoing basis.*

**Implementation Plan of Action:** With the approval of the County Legislature, we would purchase and implement Varonis. Implementation of Varonis enables Steuben County to automate the discovery, classification, and ongoing monitoring of sensitive computerized data across all storage platforms. The system creates and continuously updates a comprehensive data inventory, classifies information according to regulatory and operational sensitivity levels, and provides auditable reporting to ensure compliance with CJIS, IRS 1075, and State cybersecurity standards.

**Implementation Date:** June 2026.

**Person Responsible for Implementation:** Director of Information Technology.

---

**Audit Recommendation 2:** *Develop an SLA with each third-party service provider that addresses the safeguarding of County-owned data in their custody.*

**Implementation Plan of Action:** Information Technology will work with the Law Department and applicable stakeholders to develop and implement a Service Level Agreement (SLA) and Third-Party Security Policy establishing clear security, compliance, and data protection requirements for the hosting, processing, and safeguarding of Steuben County data by external vendors.

**Implementation Date:** October 2026.

**Person Responsible for Implementation:** Director of Information Technology.

---

**Audit Recommendation 3:** *Annually require and review SOC reports from the third-party service providers.*

**Implementation Plan of Action:** Information Technology will develop and implement an annual Third-Party SOC Report Review Policy that includes a standardized checklist to document, evaluate, and annotate required security safeguards for each SaaS vendor.

**Implementation Date:** May 2026.

**Person Responsible for Implementation:** Director of Information Technology.

---

**Audit Recommendation 4:** *Update their IT Contingency Plan and Backup procedures and ensure they are distributed to all responsible parties*

**Implementation Plan of Action:** Steuben County will revise, formalize, and distribute the County IT Contingency Plan and Backup Procedures to ensure alignment with current infrastructure, roles, recovery objectives, and cybersecurity best practices.

**Implementation Date:** August 2026.

**Person Responsible for Implementation:** Director of Information Technology.

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**Audit Recommendation 5:** *Periodically test full-server backups.*

**Implementation Plan of Action:**

Information Technology will develop and implement a formal Backup Testing Policy and accompanying Standard Operating Procedure (SOP) that requires quarterly testing of full-server backups to validate restoration integrity and disaster recovery readiness. The policy will incorporate a standardized checklist to document the server name and role tested, the backup date and recovery point selected, the date and time of the test restoration, the restoration method and target environment, the outcome of the test (successful or failed), any issues identified along with corrective actions taken, and the technician performing the test with management review and sign-off. This process will ensure accountability, provide audit-ready documentation, and confirm the reliability of the County's backup and recovery procedures.

**Implementation Date:** July 2026.

**Person Responsible for Implementation:** Director of Information Technology.

---

**Audit Recommendation 6:** *County officials should provide periodic IT security awareness training to all users of County-owned IT resources that includes the importance of appropriate computer use and monitor compliance with the County's computer use policy.*

**Implementation Plan of Action:** Steuben County will utilize NeoGov training modules to require and document mandatory cyber security awareness training for all staff.

**Implementation Date:** May 2026.

**Person Responsible for Implementation:** Director of Information Technology.

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**Audit Recommendation 7:** *IT department staff should communicate, such as through regular updates on the County's internal bulletin board or County-wide email messages, to all users of County IT assets the IT security measures and their roles in safeguarding computerized data and other IT assets.*

**Implementation Plan of Action:** Information Technology will develop documented procedures that defines IT security safeguards, clearly establishes protective controls, and outlines the roles and responsibilities of end users in safeguarding organizational IT assets and computerized data. This will be placed on the County internal Bulletin Board.

**Implementation Date:** September 2026.

**Person Responsible for Implementation:** Director of Information Technology.

---

**Audit Recommendation 8:** *County officials should complete change forms for granting, changing and revoking network user accounts.*

**Implementation Plan of Action:** Upon approval by the County Legislature, develop and implement a formal Standard Operating Procedure (SOP) that clearly defines the required notification, authorization, and completion processes for adding, modifying, and removing network user accounts, and incorporate this procedure into the County Administrative Code.

**Implementation Date:** May 2026.

**Person Responsible for Implementation:** Director of Information Technology.

---

**Audit Recommendation 9:** *The Network Administrator or IT department staff should disable network user accounts of employees and contractors as soon as they leave County employment or service and disable other unneeded network user accounts.*

**Implementation Plan of Action:** Information Technology will develop a Standard Operating Procedure (SOP) for disabling user accounts that aligns with the Administrative Code provisions governing the creation, modification, and management of user accounts and credentials, ensuring consistency in notification requirements, authorization, documentation, and completion timelines.

**Implementation Date:** May 2026.

**Person Responsible for Implementation:** Director of Information Technology.

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**Audit Recommendation 10:** *The Network Administrator should conduct periodic reviews of network user accounts.*

**Implementation Plan of Action:** Information Technology will develop and implement a policy requiring quarterly audits to be conducted and formally reviewed by the Help Desk Supervisor or the Senior Network Administrator. The policy shall include a standardized checklist to document completion of the audit, verification steps performed, identified findings, corrective actions taken (if applicable), and formal sign-off as proof of review and completion.

**Implementation Date:** September 2026.

**Person Responsible for Implementation:** Director of Information Technology.

Name: Robert F. Wolverton  
Title: Director of Information Technology

Date: 03/03/2026

**Vote:** Roll Call – Adopted.

### **RESOLUTION NO. 062-26**

Introduced by S. Van Etten.

Seconded by J. Eberlin.

#### **ADOPTING THE CORRECTIVE ACTION PLAN FOR THE FINANCIAL MANAGEMENT AUDIT.**

**WHEREAS**, the NYS Comptroller completed an audit of financial management of Steuben County, Audit Report #2025M-127; and

**WHEREAS**, upon receipt of audit recommendations, Steuben County officials have developed a Corrective Action Plan, as required under NYS Comptroller guidance, addressing each of the audit recommendations; and

**WHEREAS**, this Corrective Action Plan, as approved by the Finance Committee, must be submitted to the NYS Comptroller as a final action in the audit process.

#### **NOW THEREFORE, BE IT**

**RESOLVED**, the Steuben County Legislature hereby adopts the Corrective Action Plan for the Financial Management Audit, as attached; and be it further

**RESOLVED**, the County Manager is hereby authorized to submit this Corrective Action Plan to the NYS Comptroller; and be it further

**RESOLVED**, certified copies of this resolution shall be sent to the County Manager and Commissioner of Finance.

## **Corrective Action Plan**

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**Unit Name:** Steuben County, NY

**Audit Report Title:** Steuben County Financial Management

**Audit Report Number:** 2025M-127

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**Audit Recommendation 1:** *Develop a plan to reduce unrestricted fund balance in the general and road funds in a manner that benefits County taxpayers and aligns with the County’s fund balance policy. For example, unrestricted fund balance can be used to: Fund one-time expenditures such as capital improvements, Fund authorized and needed reserves, Pay off debt, and Reduce real property taxes.*

**Implementation Plan of Action:** The Steuben County Legislature has updated its Fund Balance policy, adding a maximum limit, and adopted a policy governing Reserve Funds in May of 2025. In addition, in July 2025, the County Legislature transferred unrestricted fund balance to formal reserves for anticipated expenses in the coming years, specifically for repairs and renovation of the Public Safety Building and Highway Shops, for Disaster Response, Emergency Medical Services, and Employee Benefit Accrued Liability. As a result, unrestricted fund balance has been reduced to be used for known or anticipated upcoming expenses. Further, the Finance Committee of the County Legislature received a comprehensive fund balance analysis, produced by the Finance Department. This review will occur annually moving forward.

**Implementation Date:** 2025 and Ongoing.

**Person Responsible for Implementation:** County Legislature, County Manager, and Commissioner of Finance.

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**Audit Recommendation 2:** *Develop, adopt and periodically update comprehensive written multiyear financial and capital plans.*

**Implementation Plan of Action:** While Steuben County officials periodically present multiyear financial projections to the County Legislature, County officials will codify the development and presentation of multiyear financial and capital plans in policy to be included in the County’s Administrative Code.

**Implementation Date:** April 2026.

**Person Responsible for Implementation:** County Manager and Commissioner of Finance.

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**Audit Recommendation 3:** *Develop and adopt realistic annual budgets that include reasonable estimates for revenues and appropriations and provisions for the funding of reserves and capital projects.*

**Implementation Plan of Action:** Development of the annual budget requires analysis of past and current spending, future needs, projection of State and Federal revenue, trend of sales tax receipts, amongst many other factors. In preparing the 2026 County Budget, vacant positions were budgeted at 40%, recognizing trends of recruitment difficulties in filling positions, which has the impact of making expense projections far less conservative. In addition, the County Legislature increased budgeted sales tax estimates by \$2 million, again reducing the conservativeness of the financial plan. The practice of thoroughly analyzing both expenses and revenues during the budget cycle will continue in future years.

**Implementation Date:** 2025 and Ongoing.

**Person Responsible for Implementation:** County Legislature, County Manager, and Commissioner of Finance.

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**Audit Recommendation 4:** *Discontinue the practice of appropriating fund balance that is not needed or used to fund operations.*

**Implementation Plan of Action:** The appropriation of fund balance is an important and necessary tool in managing a fiscal plan and minimizing property tax increases. In most years under audit, fund balance wasn’t ultimately spent due to sales tax receipts that significantly outpaced budget, coupled with salary and fringe expenditures not realized due to difficulty in filling positions. However, for 2024, unassigned fund balance decreased by \$4,462,036 as

shown in our audited financial statements. With budgets becoming less conservative, it is anticipated that less fund balance will be spent in 2025 and beyond. Steuben County will closely monitor both the budgeted fund balance appropriation and actual spending annually.

**Implementation Date:** Ongoing.

**Person Responsible for Implementation:** County Legislature, County Manager, and Commissioner of Finance.

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**Audit Recommendation 5:** *Review all reserve fund balances to determine whether they are reasonable or sufficient and develop a written plan to reduce, in compliance with applicable statutes, or increase reserve balances as necessary.*

**Implementation Plan of Action:** As previously mentioned, the County Legislature adopted a policy governing Reserve Funds in May of 2025. In addition, in July 2025, after a comprehensive review, the County Legislature transferred unrestricted fund balance to formal reserves for anticipated expenses in the coming years, specifically for repairs and renovation of the Public Safety Building and Highway Shops, for Disaster Response, Emergency Medical Services, and Employee Benefit Accrued Liability. County officials and the Legislature will review reserve funds at least annually to ensure appropriate allocation and use of these funds.

**Implementation Date:** Initially complete, with ongoing annual review.

**Person Responsible for Implementation:** County Legislature, County Manager, and Commissioner of Finance.

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**Audit Recommendation 6:** *Properly allocate interest earnings to each reserve each year and take appropriate remedial action for interest earnings that were not previously allocated.*

**Implementation Plan of Action:** During fiscal year 2025, the County recalculated total interest earned and allocated a proportionate share to the applicable reserve funds to correct prior allocation methodology. Management has implemented procedures to ensure interest earnings are reviewed and distributed appropriately at year-end. This methodology will be consistently applied in future fiscal years to ensure accurate, equitable, and supportable allocation of interest income among reserve funds. In order to remediate interest earnings that were not previously allocated, the County will investigate an appropriate methodology, calculate the amounts to be allocated to each reserve, and make an entry in Fiscal Year 2026 to allocate historic interest earnings to reserves.

**Implementation Date:** Initially complete (Fiscal Year 2025), remediation will be addressed in Fiscal Year 2026, and allocations of interest earnings to reserves will be done on an ongoing basis.

**Person Responsible for Implementation:** Commissioner of Finance

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**Audit Recommendation 7:** *Review and update the County's fund balance policy to include a detailed justification for the fund balance levels established.*

**Implementation Plan of Action:** As previously mentioned, the County Legislature updated its Fund Balance policy in May of 2025 to reflect a maximum limit, as recommended by this audit. This policy will be reviewed annually to ensure it addresses current needs and is aligned with applicable law and best practices.

**Implementation Date:** Initially complete, with ongoing annual review.

**Person Responsible for Implementation:** County Legislature, County Manager, and Commissioner of Finance.

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**Audit Recommendation 8:** Review and update the County’s general reserve policy ensuring it includes long-term intentions for the accumulation and use of all permissible and established reserve funds.

**Implementation Plan of Action:** As previously mentioned, the County Legislature adopted a reserve policy in May of 2025, as recommended by this audit. This policy will be reviewed annually to ensure it addresses current needs and is aligned with applicable law and best practices.

**Implementation Date:** Initially complete, with ongoing annual review.

**Person Responsible for Implementation:** County Legislature, County Manager, and Commissioner of Finance.

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Name: Jack K. Wheeler, MPA  
Title: County Manager

Date: 03/04/26

**Vote:** Roll Call – Adopted.

**RESOLUTION NO. 063-26**

Introduced by N. Pelham.

Seconded by S. Van Etten.

**STANDARDIZATION OF MECHANICAL TRUCK SCALES UTILIZED BY THE PUBLIC WORKS SOLID WASTE DIVISION.**

Pursuant to General Municipal Law §103(5) of the State of New York.

**WHEREAS,** the Commissioner of Public Works has recommended standardization for mechanical truck scales at the Bath Landfill and the Erwin, Hornell and Wayland Transfer Stations; and

**WHEREAS,** the recommendation from the Commissioner of Public Works is for the utilization and standardization of Thurman Mechanical 8100 Series Scale.

**NOW THEREFORE, BE IT**

**RESOLVED,** for reasons of efficiency and economy there is need for the standardization of the mechanical truck scales as a Thurman Mechanical 8100 Series Scale; and be it further

**RESOLVED,** Gerhart Systems & Control is the manufacturer’s representative for Thurman Scales, providing reliable and cost-effective services for installation and maintenance as well as enhancing the predictability and understanding of performance of said piece of equipment; and be it further

**RESOLVED,** the Purchasing Director, be and the same hereby is, authorized and directed to standardize the aforesaid piece of equipment as a Thurman Mechanical 8100 Series Scale for installation in all future acquisitions by the Public Works Solid Waste Division; and be it further

**RESOLVED,** certified copies of this resolution shall be forwarded to the Director of Purchasing and the Commissioner of Public Works.

**Vote:** Roll Call – Adopted.

**RESOLUTION NO. 064-26**

Introduced by J. Horton.

Seconded by N. Pelham.

**STANDARDIZATION OF CARDIAC MONITORS UTILIZED BY THE OFFICE OF EMERGENCY SERVICES.**

Pursuant to General Municipal Law §103(5) of the State of New York.

**WHEREAS**, the Director of Public Safety has recommended standardization for cardiac monitors for use by the County EMS Personnel; and

**WHEREAS**, that standardization of equipment will assist in training of staff and overall knowledge of the equipment in emergency situations; and

**WHEREAS**, the need for standardization of equipment in the emergency medical field reduces the risk of error and provides for more efficient and safer patient care; and

**WHEREAS**, for efficiency and standardized maintenance there is need for the standardization with existing equipment; and

**WHEREAS**, the recommendation from the Director of Public Safety is for the utilization and standardization of Stryker Lifepak Cardiac Monitor.

**NOW THEREFORE, BE IT**

**RESOLVED**, Howmedica Osteonics Corp. DBA: Stryker Sales LLC is the manufacturer's representative for Stryker Lifepak, providing reliable and cost-effective services for purchase and maintenance as well as enhancing the predictability and understanding of performance of said piece of equipment; and be it further

**RESOLVED**, the County Purchasing Director, be and the same hereby is, authorized and directed to standardize the aforesaid piece of equipment as a Stryker Lifepak Cardiac Monitor for purchase in all future acquisitions by the Office of Emergency Services; and be it further

**RESOLVED**, certified copies of this resolution shall be forwarded to the Director of Purchasing and the Director of Public Safety.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 065-26**

Introduced by F. Potter.

Seconded by N. Pelham.

**AUTHORIZING THE INTERIM DIRECTOR OF PUBLIC HEALTH TO UPDATE THE SCHEDULE OF FEES.**

Pursuant to Section 606 of the New York State Public Health Law.

**WHEREAS**, each municipality shall establish a schedule of fees for Public Health services provided by the municipality and shall make every reasonable effort to collect such fees; and

**WHEREAS**, by establishing customary charges above reasonable costs, all third-party revenue will be maximized; and

**WHEREAS**, the Human Services, Health and Education Committee has approved the following rate updates:

<u>Immunizations:</u>	
Fluarix Quad	\$ 47.00
Hep A – Havrix – Adult	\$105.00
Heplisav B	\$170.00
Tdap – Adacel	\$ 75.00

**NOW THEREFORE, BE IT**

**RESOLVED**, the Interim Director of Steuben County Public Health and Nursing Services is hereby granted authorization to adjust the customary charges for services rendered and that these rates will become effective March 1, 2026; and be it further

**RESOLVED**, certified copies of this resolution shall be sent to the Commissioner of Finance and the Interim Director of Public Health and Nursing Services.

Mr. Thew asked how often are we administering these? Are we administering them often?  
Mr. Wheeler Stated yes, and some are administered more often than others. Mr. Thew asked we just did increases due to the increase in price across the board? Mr. Wheeler, stated correct, and it's been 2 years since we increased rates.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 066-26**

Introduced by N. Pelham and S. Van Etten.

Seconded by R. Nichols.

**AUTHORIZING A TRANSFER FROM ROAD IMPROVEMENTS UNASSIGNED TO ROAD PROJECT FUNDS.**

**WHEREAS**, Public Works has established a Road Construction Schedule for 2026; and

**WHEREAS**, in keeping with the schedule improvements will be made to various road projects; and

**WHEREAS**, to complete said projects \$2,140,000 needs to be transferred from Road Improvements Unassigned account; and

**WHEREAS**, said transfers will not increase the Public Works Department budget; and

**WHEREAS**, the Public Works and Finance Committees have recommended said transfers.

**NOW THEREFORE, BE IT**

**RESOLVED**, the Commissioner of Finance is authorized to transfer \$2,140,000 as follows:

- Decrease Road Improvement Unassigned: 51120.6900 by \$2,140,000
- Increase CR95-Day Road: 511200.6095 by \$15,000
- Increase CR87-Hammond-Wayne Road: 511200.6087 by \$275,000
- Increase CR84-Squab Hollow-Wileyville Road: 511200.6084 by \$600,000
- Increase CR71-Jasper North Jasper Road: 511200.6071 by \$70,000
- Increase CR72-Dennis Corners Road: 511200.6072 by \$430,000

- Increase CR14-Campbell Creek-Baker Road: 511200.6014 by \$750,000

**AND BE IT FURTHER RESOLVED**, certified copies of this resolution shall be forwarded to the Commissioner of Public Works and the Commissioner of Finance.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 067-26**

Introduced by F. Potter and S. Van Etten.

Seconded by N. Pelham.

**AUTHORIZING A TRANSFER OF UNUSED 2025 OPIOID SETTLEMENT FUNDS TO FAMILY SERVICE SOCIETY FOR 2026.**

**WHEREAS**, Steuben County contracted with S2AY Rural Health Network, dba Pivotal Public Health Partnership in 2025 to obtain opioid advertising services for 12 months; and

**WHEREAS**, the delivery of opioid campaign services was delayed and started after the end of the 1<sup>st</sup> quarter of 2025 resulting in a contract modification being approved to extend such services at no cost into 2026; and

**WHEREAS**, Steuben County Public Health & Nursing Services was responsible for posting opioid campaign messages on department social media sites as part of the campaign; and

**WHEREAS**, Steuben County Public Health & Nursing Services was affected by the campaign delay in 2025 and experienced issues with META that delayed the department's ability to post social media campaign materials; and

**WHEREAS**, Steuben County Public Health & Nursing Services looks to complete the department's role in the opioid campaign messaging in 2026; and

**WHEREAS**, the Human Services Health and Education and Finance committees recommend the unused funds from 2025 be rolled over to the 2026 budget.

**NOW THEREFORE, BE IT**

**RESOLVED**, the Commissioner of Finance is hereby authorized and directed to transfer \$4,717.09 from the 2025 Public Health Advertising Fund (401000-542100) to the 2026 Public Health Advertising Fund (401000-542100); and be it further

**RESOLVED**, certified copies of this resolution shall be sent to the Director of Public Health, and the Commissioner of Finance.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 068-26**

Introduced by F. Potter.

Seconded by D. Warriner.

**AUTHORIZING THE COUNTY MANAGER TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH CHEMUNG COUNTY FOR PRESCHOOL TRANSPORTATION.**

Pursuant to GML Section 119-o

**WHEREAS**, Steuben County Public Health has routinely entered into contracts with various entities for pre-school transportation; and

**WHEREAS**, a Chemung County pre-school student recently moved into Steuben County transferring pre-school responsibility for services and transportation to the Steuben County Public Health Department; and

**WHEREAS**, the parents of the student chose to continue with the Chemung County pre-school service location and prior transportation arrangements through the end of the current school year; and

**WHEREAS**, Chemung County is willing to enter into an Intergovernmental Agreement to provide pre-school transportation for this student through the end of the 2025-2026 school year.

**NOW THEREFORE, BE IT**

**RESOLVED**, the County Manager is hereby authorized to enter into an Intergovernmental Agreement with Chemung County for pre-school transportation under such terms as approved by the Human Services, Health and Education Committee and approved as to form by the County Attorney; and be it further

**RESOLVED**, certified copies of this resolution shall be forwarded to the Director of Public Health, the County Manager, and Chemung County Executive, Chris Moss at 203 Lake Street, Elmira, NY 14902.

Mr. Thew asked, so this is just for one student that has changed locations from Chemung County to Steuben County? Mr. Wheeler replied they have moved from a Chemung County School District and are now at a Steuben County School District, so it is our responsibility in working with the schools and the family. Transportation by Chemung County still would be the most cost-effective and efficient, so we would need an intermunicipal agreement.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 069-26**

Introduced by J. Horton.

Seconded by J. Eberlin.

**AUTHORIZING A MEMORANDUM OF UNDERSTANDING WITH IPPC TECHNOLOGIES, INC.**

**WHEREAS**, the Steuben County Probation Department seeks to improve their ability to monitor computers, devices and internet access of sexual offenders and defendants on supervision; and

**WHEREAS**, IPPC Technologies has the knowledge and expertise to provide software services and monitoring technologies relative to court-ordered Sex Offenders sentenced to Probation Supervision; and

**WHEREAS**, the Public Safety and Corrections Committee recommends that the Probation Director enter into this Memorandum of Understanding.

**NOW THEREFORE, BE IT**

**RESOLVED**, the Steuben County Legislature hereby authorizes the Director of Probation to execute the Memorandum of Understanding with IPPC Technologies, Inc. upon review and approval from the County Attorney; and be it further

**RESOLVED**, certified copies of this resolution shall be sent to the Director of Probation and the County Attorney.

**Vote: Roll Call – Adopted.**

*Motion to combine resolutions #16 - #19 and waive the reading made by Mr. Thew, seconded by Mr. Pelham and duly carried.*

**RESOLUTION NO. 070-26**

Introduced by F. Potter and S. Van Etten.

Seconded by N. Pelham.

**ACCEPTING AND APPROPRIATING FUNDS FROM THE OFFICE FOR AGING ADVISORY COUNCIL.**

**WHEREAS**, Steuben County Office for the Aging is presented with a donation from the Office for Aging Advisory Council; and

**WHEREAS**, the donation from the Office for Aging Advisory Council is in the amount of \$15,474.65; and

**WHEREAS**, the Human Services, Health and Education Committee and Finance Committee have authorized the acceptance of the donated funds.

**NOW THEREFORE, BE IT**

**RESOLVED**, the Commissioner of Finance is hereby authorized and directed to accept the donation of \$15,474.65 into organization 677300 and appropriate the same into revenue line 427050 attached to project string UNMET2526; and be it further

**RESOLVED**, certified copies of this resolution shall be forwarded to the Director of Office for the Aging and the Commissioner of Finance.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 071-26**

Introduced by F. Potter and S. Van Etten.

Seconded by N. Pelham.

**ACCEPTING AND APPROPRIATING THE NEW YORK STATE OFFICE OF VICTIM SERVICES (OVS) GRANT.**

**WHEREAS**, New York State OVS received the Federal Victim of Crime Act (VOCA) Victim Assistance award; and

**WHEREAS**, New York State Office of Children & Family Services has awarded Steuben County \$288,412.00; and

**WHEREAS**, the Department of Social Services will utilize these funds to support the ongoing Bath Child Advocacy Center, the Hornell Child Advocacy Center and Mobile Unit operations; and

**WHEREAS**, the funding period is October 1, 2025-September 30, 2026; and

**WHEREAS**, the 2026 Budget reflects revenues in the amount of \$250,000.

**NOW THEREFORE, BE IT**

**RESOLVED**, effective upon the adoption of this resolution, the following items will be added to the approved equipment listing:

- Colposcope -\$22,000

**AND BE IT FURTHER RESOLVED**, the 2026 Budget is hereby amended to reflect the above stated changes:

<u>Expenditures:</u>	
607000 543526	\$16,412.00
601000 56290	\$22,000.00
<u>Revenues:</u>	
601000 446700	\$16,412.00
601000 446100	\$22,000.00

**RESOLVED**, a certified copy of this resolution shall be forwarded to the Commissioner of Finance and the Commissioner of Social Services.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 072-26**

Introduced by F. Potter and S. Van Etten

Seconded by N. Pelham.

**ACCEPTING AND APPROPRIATING THE NEW YORK STATE OFFICE OF MENTAL HYGIENE CARES UP GRANT.**

**WHEREAS**, the goal of CARES UP is to promote organizational and cultural change that supports the mental health and wellness of uniformed personnel in New York State; and

**WHEREAS**, the Sheriff’s Office is engaged in an officer wellness campaign; and

**WHEREAS**, the New York State Office of Mental Hygiene CARES UP is providing funding for agencies to address first responder wellness and resiliency; and

**WHEREAS**, the New York State Office of Mental Hygiene, through the CARES UP Program, has awarded the Steuben County Sheriff’s Office with \$40,000 annually for two years; and

**WHEREAS**, the Sheriff’s Office will utilize these funds and work through the Research Foundation for Mental Hygiene, Inc. and the New York State Office of Mental Health’s Suicide Prevention Center to develop a comprehensive public health prevention strategy that leaves public safety personnel less vulnerable to the effects of workplace trauma exposure.

**NOW THEREFORE, BE IT**

**RESOLVED**, the Sheriff is authorized to enter into an agreement with Research Foundation for Mental Hygiene, Inc. to facilitate the use of grant funds to carry out the project entitled “NYS Suicide Prevention Resource Center”; and be it further

**RESOLVED**, the Commissioner of Finance is hereby authorized and directed to create a new project entitled “CARESUP” and appropriate said grant funds as follows:

**Expenditure:**

311006-541000 Training & Conferences	\$20,000.00
311006-544406 Employee Recognition	\$ 5,000.00
311006-549800 Other Expenses	\$15,000.00

**Revenues:**

311006-433894 NYS Prevention Grant Aid	\$40,000.00
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**RESOLVED**, a certified copy of this resolution shall be forwarded to the Commissioner of Finance and the Sheriff.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 073-26**

Introduced by K. M. Hanna.

Seconded by N. Pelham.

**ACCEPTING AND APPROPRIATING GRANT FUNDS FROM THE NEW YORK STATE 250<sup>TH</sup> COMMEMORATION COMMISSION.**

**WHEREAS**, the New York State 250<sup>th</sup> Commemoration Commission (NY 250) has allocated \$15,000 to Steuben County for NY 250 commemorations; and

**WHEREAS**, the Steuben County Historian has signed a Memorandum of Agreement (MOA) with NY 250 for the receipt of funds; and

**WHEREAS**, NY 250 has given the Steuben County Historian authorization to use and disburse the funds for any 250<sup>th</sup> commemorations in Steuben County; and

**WHEREAS**, the Steuben County Historian, in accordance with the signed MOA, must follow the guidelines of NY 250, and must provide frequent reports to NY 250 on the use of funds.

**NOW THEREFORE, BE IT**

**RESOLVED**, the Steuben County Legislature hereby authorizes and directs the Commissioner of Finance to accept and allocate the NY 250 funding; and be it further

**RESOLVED**, certified copies of this resolution shall be forwarded to the County Historian and the Commissioner of Finance.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 074-26**

Introduced by F. Potter and W. Thew.

Seconded by N. Pelham.

**CREATING ONE SENIOR SOCIAL WORK ASSISTANT POSITION, CSEA GRADE L, WITHIN THE DEPARTMENT OF COMMUNITY SERVICES.**

**WHEREAS**, the Department of Community Services is in need of one (1) Senior Social Work Assistant position to meet the needs of the department; and

WHEREAS, Rule 16C(4) of the *Rules of Procedure* of the County Legislature requires approval by the appropriate Standing Committee and the Administration Committee for requests for any new position not funded in the budget.

**NOW THEREFORE, BE IT**

**RESOLVED**, the following position is hereby created and funded for the denoted department:

<u>Department/Position</u>	<u>Quantity</u>	<u>Grade</u>	<u>Salary</u>
<b><u>Community Services</u></b>			
Senior Social Work Assistant Full-Time	1	L (CSEA)	\$53,273 - \$78,801

**AND BE IT FURTHER RESOLVED**, the 2026 County Job Classification and Salary Schedule is hereby amended to reflect the above stated change; and be it further

**RESOLVED**, certified copies of this resolution shall be forwarded to the Director of Community Services, the Personnel Officer and the Commissioner of Finance.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 075-26**

Introduced by F. Potter and W. Thew.

Seconded by R. Nichols.

**CREATING TWO HELP DESK TECHNICAL ASSISTANT POSITIONS, CSEA GRADE G, WITHIN THE DEPARTMENT OF SOCIAL SERVICES.**

WHEREAS, the Department of Social Services is in need of two Help Desk Technical Assistant positions to meet the needs of the department; and

WHEREAS, Rule 16C(4) of the *Rules of Procedure* of the County Legislature requires approval by the appropriate Standing Committee and the Administration Committee for requests for any new position not funded in the budget.

**NOW THEREFORE, BE IT**

**RESOLVED**, the following position is hereby created and funded for the denoted department:

<u>Department/Position</u>	<u>Quantity</u>	<u>Grade</u>	<u>Salary</u>
<b><u>Department of Social Services</u></b>			
Help Desk Technical Assistant	2	G (CSEA)	\$41,740 - \$61,743

**AND BE IT FURTHER RESOLVED**, the 2026 County Job Classification and Salary Schedule is hereby amended to reflect the above stated change; and be it further

**RESOLVED**, certified copies of this resolution shall be forwarded to the Commissioner of Social Services, the Personnel Officer and the Commissioner of Finance.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 076-26**

Introduced by F. Potter and W. Thew.

Seconded by N. Pelham.

**CREATING TWO CASEWORKER POSITIONS, CSEA GRADE K, WITHIN THE DEPARTMENT OF SOCIAL SERVICES.**

**WHEREAS**, the Department of Social Services is in need of two Caseworker positions to meet the needs of the department; and

**WHEREAS**, Rule 16C(4) of the *Rules of Procedure* of the County Legislature requires approval by the appropriate Standing Committee and the Administration Committee for requests for any new position not funded in the budget.

**NOW THEREFORE, BE IT**

**RESOLVED**, the following position is hereby created and funded for the denoted department:

<u>Department/Position</u>	<u>Quantity</u>	<u>Grade</u>	<u>Salary</u>
<u>Department of Social Services</u> Caseworker	2	K (CSEA)	\$50,736 - \$75,049

**AND BE IT FURTHER RESOLVED**, the 2026 County Job Classification and Salary Schedule is hereby amended to reflect the above stated change; and be it further

**RESOLVED**, certified copies of this resolution shall be forwarded to the Commissioner of Social Services, the Personnel Officer and the Commissioner of Finance.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 077-26**

Introduced by F. Potter and W. Thew.

Seconded by R. Nichols.

**CREATING ONE COMPUTER OPERATIONS SUPERVISOR POSITION, CSEA GRADE N, WITHIN THE DEPARTMENT OF SOCIAL SERVICES.**

**WHEREAS**, the Department of Social Services is in need of one Computer Operations Supervisor position to meet the needs of the department; and

**WHEREAS**, Rule 16C(4) of the *Rules of Procedure* of the County Legislature requires approval by the appropriate Standing Committee and the Administration Committee for requests for any new position not funded in the budget.

**NOW THEREFORE, BE IT**

**RESOLVED**, the following position is hereby created and funded for the denoted department:

<u>Department/Position</u>	<u>Quantity</u>	<u>Grade</u>	<u>Salary</u>
<u>Department of Social Services</u>			

Computer Operations Supervisor                      1                      N                      \$58,712 - \$86,878  
(CSEA)

**AND BE IT FURTHER RESOLVED**, the 2026 County Job Classification and Salary Schedule is hereby amended to reflect the above stated change; and be it further

**RESOLVED**, certified copies of this resolution shall be forwarded to the Commissioner of Social Services, the Personnel Officer and the Commissioner of Finance.

**Vote: Roll Call– Adopted.**

**RESOLUTION NO. 078-26**

Introduced by K. Fitzpatrick.

Seconded by F. Potter.

**CONFIRMING THE APPOINTMENT OF MEMBERS TO THE MARSH DITCH WATERSHED PROTECTION DISTRICT ADMINISTRATIVE BOARD.**

Pursuant to Section 12.19 of the Steuben County Charter and Section 5 of the County Law.

**WHEREAS**, the Steuben County Legislature created the Marsh Ditch Watershed Protection District on February 17, 1969 and subsequently adopted on February 24, 1992, Resolution No. 067-92 increasing the number of members to nine (9); and

**WHEREAS**, vacancies have occurred on the Marsh Ditch Watershed Protection District Administrative Board; and

**WHEREAS**, the following appointees have been recommended for appointment by the District’s Board of Directors, the Soil and Water Conservation District, and the Agriculture, Industry & Planning Committee of the Steuben County Legislature for the terms indicated:

**January 1, 2023 through December 31, 2026**

Robert Mahany, 10046 State Route 36 South, Dansville, NY 14437  
Andy Merry, 8607 Canaseraga Road, Arkport, NY 14807

**January 1, 2024 through December 31, 2027**

Gary Mahany, 8790 Oak Hill Road, Arkport, NY 14807  
John Merry, 8545 Canaseraga Road, Arkport, NY 14807  
Sam Hendee, 8071 Route 21, Hornell, NY 14843

**January 1, 2025 through December 31, 2028**

Steve Hoeffner, 48 Willow Place, Hornell, NY 14843  
William Phelps, 9827 Canaseraga Road, Arkport, NY 14807

**January 1, 2026 through December 31, 2029**

Dennis Acomb, 10498 County Route 46, Dansville, NY 14437  
Robert V. Nichols, Steuben County Legislator, District 11

**NOW THEREFORE, BE IT**

**RESOLVED**, the above-named appointees are hereby appointed to the Marsh Ditch Watershed Protection District Administrative Board for the terms as indicated; and be it further

**RESOLVED**, members shall serve without compensation except for necessary expenses, upon presentation of receipts, related to the fulfillment of their duties on the Marsh Ditch Watershed Protection District Administrative Board; and be it further

**RESOLVED**, certified copies of this resolution shall be forwarded to the above-named appointees, the County Auditor; and the Steuben County Soil & Water Conservation District Office, 415 West Morris Street, Bath, NY 14810.

Mr. Thew asked how we come up with the names for the board and do we ever meet these people? Mr. Wheeler answered for the Watershed Protection Districts, they work together and they present the names. They need to have a board that you appoint and we rely upon them to give us names.

**Vote: Acclamation– Adopted.**

#### **RESOLUTION NO. 079-26**

Introduced by K. Fitzpatrick.

Seconded by N. Pelham.

#### **APPOINTING MEMBERS TO THE SOIL AND WATER CONSERVATION DISTRICT BOARD OF DIRECTORS.**

Pursuant to Section 12.20 of the Steuben County Charter and Section 7 of the Soil Conservation District Law of the State of New York.

**WHEREAS**, the Chair of the Legislature, upon the recommendation of the Agriculture, Industry and Planning Committee, has recommended that **Ernest Swift** of Howard, New York, be appointed as the Farm Bureau Representative to the Soil and Water Conservation District Board of Directors.

#### **NOW THEREFORE, BE IT**

**RESOLVED**, that **Ernest Swift**, of Howard, New York, be and the same hereby is appointed as the Farm Bureau Representative to the Soil and Water Conservation District Board of Directors for a term of three (3) years commencing January 1, 2026 and not beyond December 31, 2028; and be it further

**RESOLVED**, certified copies of this resolution shall be forwarded to the above-named appointee, the County Auditor and the Steuben County Soil and Water Conservation District Office, 415 West Morris Street, Bath, NY 14810.

Ms. Shannon asked with respect to Ernest Swift, do we know about him? Ms. Fitzpatrick responded he's been on the board for quite a few years.

**Vote: Acclamation– Adopted.**

#### **RESOLUTION NO. 080-26**

Introduced by K. M. Hanna.

Seconded by J. Horton.

#### **MEMORIALIZING AND SUPPORTING THE ADDITION OF FOUR PLAQUES TO THE HORNELLSVILLE CIVIL WAR SOLDIERS MONUMENT.**

**WHEREAS**, 130 years ago, many years after the Civil War had ended, the veterans of Hornellsville banded together and organized a project to erect a Civil War monument, in Hope Cemetery, to honor and remember the fallen; and

**WHEREAS**, the monument, having been erected in 1890, is a reminder to future generations of the great sacrifice that Hornellsville made to defend the Union; and

**WHEREAS**, Chris Olix, of Hornellsville, is proposing a modification to the Civil War Soldiers monument that will add four plaques on the barren surfaces, each with a respective list of soldiers who were, Killed in Action, Wounded in Action, Missing in Action, Died in Service, Died from Disease, or were Prisoners of War during the Civil War; and

**WHEREAS**, the addition of these memorial plaques will honor each soldier's commitment to their country and add a historical benefit to the Town of Hornellsville and Steuben County.

**NOW THEREFORE, BE IT**

**RESOLVED**, the Steuben County Legislature hereby recognizes and honors the lives of the Hornellsville soldiers who made the ultimate sacrifice in defense of the Union and Steuben County; and be it further

**RESOLVED**, the Steuben County Legislature hereby supports the addition of the four new plaques to the Hornellsville Civil War Soldiers Monument; and be it further

**RESOLVED**, certified copies of this resolution shall be forwarded to the Town of Hornellsville, Chris Olix 6044 Webb Road, Hornell, NY 14843, and the Steuben County Historian.

Mr. Potter asked why is the County involved in this? Ms. Fitzpatrick stated the County is just memorializing and expressing support, these residents are going to be recognized on the War Monument.

**Vote: Acclamation– Adopted.**

**RESOLUTION NO. 081-26**

Introduced by K. M. Hanna.

Seconded by F. Potter.

**MEMORIALIZING THE NEW YORK STATE PUBLIC SERVICE COMMISSION TO IMMEDIATELY REVIEW ELECTRIC DELIVERY CHARGES, DEMANDING IMPROVED COST CONTROLS AND TRANSPARENCY REGARDING THE ESCALATING COST OF ELECTRICITY.**

**WHEREAS**, residents, seniors, and small businesses in Steuben County are experiencing unsustainable, repeated, and compounding increases in electric bills that are placing a growing financial strain on households and the local economy; and

**WHEREAS**, a substantial portion of these increases is attributable not to increased energy consumption, but to escalating delivery charges, fees, and approved rate adjustments imposed by NYSEG; and

**WHEREAS**, electric delivery charges and rate structures are regulated and approved by the New York State Public Service Commission, which is statutorily charged with ensuring that utility rates are just, reasonable, and affordable for ratepayers; and

**WHEREAS**, rural and low-density communities are disproportionately impacted by delivery charge increases and cost-recovery mechanisms that fail to adequately account for affordability, equity, and the cumulative burden placed on ratepayers; and

**WHEREAS**, the continued approval of rate increases without stronger cost controls, greater transparency, and meaningful affordability protections is unacceptable and contrary to the public interest.

**NOW THEREFORE, BE IT**

**RESOLVED**, the Steuben County Legislature formally and strongly urges the New York State Public Service Commission to conduct a thorough and immediate review of electric delivery charges, rate increases, and cost-recovery practices applicable to NYSEG customers; and be it further

**RESOLVED**, the Steuben County Legislature calls upon the Public Service Commission to prioritize ratepayer affordability, demand greater transparency from NYSEG, and require demonstrable cost-containment and operational efficiency measures before approving any future rate increases; and be it further

**RESOLVED**, the Steuben County Legislature expressly opposes continued or automatic rate increases that shift rising operational, infrastructure, and administrative costs onto ratepayers without clear justification or adequate protection for rural communities; and be it further

**RESOLVED**, certified copies of this resolution shall be forwarded to Honorable Kathy Hochul, New York State Governor, New York State Capitol Building, Albany, NY 12224; Honorable Andrea Stewart-Cousins, Majority Leader, New York State Senate, 907 Legislative Office Building, Albany, NY 12247; Honorable Robert G. Ort, Minority Leader, New York State Senate, 315 Capitol Building, Albany, NY 12247; Honorable Carl Heastie, Speaker, New York State Assembly, 932 Legislative Office Building, Albany, NY 12248; Honorable Crystal D. Peoples-Stokes, Majority Leader, New York State Assembly, 926 Legislative Office Building, Albany, NY 12248; Honorable William A. Barclay, Minority Leader, New York State Assembly, 933 Legislative Office Building, Albany, NY 12248; Honorable Thomas M. O'Mara, New York State Senator, 706 Legislative Office Building, Albany, NY 12247; Honorable Philip A. Palmesano, New York State Assemblyman, 448 Legislative Office Building, Albany, NY 12248; Honorable Joe Sempolinski, New York State Assemblyman, 548 Legislative Office Building, Albany, NY 12248; Honorable Andrea K. Bailey, New York State Assemblywoman, 718 Legislative Office Building, Albany, NY 12248; Rory M. Christian, Chair and CEO, Public Service Commission, Empire State Plaza, Agency Building 3, Albany, NY 12223-1350; Honorable Michelle L. Philips, Secretary to the Commission, New York State Public Service Commission, Empire State Plaza, Agency Building 3, Albany, NY 12223-1350; Patricia Nilsen, President and CEO, New York State Electric & Gas, 89 East Avenue, Rochester, NY 14649; Stephen J. Acquario, Executive Director, New York State Association of Counties, 515 Broadway, Suite 402, Albany, NY 12207; and the Inter-County Association of Western New York, c/o Schuyler County Legislature, 105 Ninth Street, Unit 6, Watkins Glen, NY 14891.

**Vote: Acclamation– Adopted.**

**RESOLUTION NO. 082-26**

Introduced by K. Fitzpatrick

Seconded by R. Nichols

**MATTER(S) PERTAINING TO THE SETTLEMENT OF CLAIM(S) BY OR AGAINST THE COUNTY.**

Pursuant to Article 5 of the County Law of the State of New York; and Administrative Code Part IX (C)  
(2).

**WHEREAS**, the following civil action has been initiated by the claimant against the County of Steuben for injuries sustained on property owned by Steuben County.

Steuben County Supreme Court

Index No. E2021-0042CV

Steven J. Parsons, Plaintiff

v.

COUNTY OF STEUBEN, and Motorola Solutions, et al, Defendant(s); and

**WHEREAS**, the parties are desirous of settling the claim arising from the claimants injuries.

**NOW THEREFORE, BE IT**

**RESOLVED**, the County does hereby ratify the Settlement Negotiation together with the Discontinuance of Action and Release of Claims to be executed by the respective parties to the above-entitled claim requiring the payment of Fifty Thousand Dollars (\$50,000.00), on the part of the County, and any necessary documents, Attorney for the County to execute on behalf of the County; and be it further

**RESOLVED**, the County Attorney or counsel designated by them shall make application to Supreme Court for approval of the recited settlement terminating the litigation of the above-entitled claim; and be it further

**RESOLVED**, a certified copy of this resolution shall be forwarded to David Fitch, Esq., Esq. 300 Bausch and Lomb Place, Rochester, NY 14604; and Scott Sprague, Steuben County Risk Manager.

**Vote: Roll Call – Adopted.**

***Motion to adjourn made by Mr. Pelham, seconded by Mr. Horton and duly carried.***