

**RESOLUTION  
STEUBEN COUNTY LEGISLATURE  
BATH, NEW YORK**

DATE APPROVED : 01/23/2023 INTRO. NO. : 4-1  
PERM. NO. : 001-23 INTRO. DATE: 01/23/2023

INTRO. BY : K. Fitzpatrick SECONDED BY : H. Lando

**VOTE:**

|             |                   |         |             |           |                   |        |                   |
|-------------|-------------------|---------|-------------|-----------|-------------------|--------|-------------------|
| ROLL CALL   | <u>X</u>          | YES     | <u>9421</u> | AMENDED   | <u>          </u> | LOST   | <u>          </u> |
| ADOPTED     | <u>X</u>          | NO      | <u>0</u>    | TABLED    | <u>          </u> | W/DRWN | <u>          </u> |
| ACCLAMATION | <u>          </u> | ABSTN'D | <u>0</u>    | POSTPONED | <u>          </u> |        |                   |
|             |                   | ABSENT  | <u>451</u>  | REF'D/COM | <u>          </u> |        |                   |

**COMMITTEES:**

           Y:            N:            Y:            N:            Y:            N:           

**TITLE: 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 Chairman 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

**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 Chairman of the County Legislature, the Chairman of the Board of Assessors of the appropriate municipality, and the Clerk of the Board of Education of the appropriate School District.

STATE OF NEW YORK)

ss.:

COUNTY OF STEUBEN)

I, the undersigned, Clerk of the Steuben County Legislature, **DO HEREBY CERTIFY**, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, January 23, 2023; that it is a correct transcript therefrom and of the whole of said original.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, January 25, 2023.


SCHEDULE "A"

| <b>Resolution No.</b> | <b>Parcel No.</b> | <b>Name</b>                        | <b>Municipality</b>   | <b>Tax Yr(s)</b> | <b>Disposition</b>  |
|-----------------------|-------------------|------------------------------------|-----------------------|------------------|---|
| A-1                   | 029.00-01-026.210 | Rizzieri, Daniel J & Christopher M | Cohocton Town         | 2023             | Split   |
| A-2                   | 063.00-01-043.000 | Mueller Jr, Frederick P.           | Pulteney              | 2023             | Split   |
| A-3                   | 218.00-01-020.120 | Brown, Kenneth & Diane             | Canisteo Twn          | 2023             | Split   |
| A-4                   | 318.46-01-032.000 | Parkway Elderly Dev Fund Co Inc    | Corning City          | 2021-22          | Tax Certiorari - Should be Pilot and Exempt, Cancel Tax       |
| A-5                   | 299.84-01-040.000 | East Pulteney 55, LLC              | Corning City          | 2022-23          | Tax Certiorari, Court Ordered A/V Reduction                   |
| A-6                   | 043.17-01-007.200 | Zeh, Onlee J.                      | Cohocton Village      | 2023             | Correction of Village Relevy, Remove Water Relevy             |
| A-7                   | 043.17-01-035.000 | Sabins, Jay F & Susie              | Cohocton Village      | 2023             | Correction of Village Relevy, Remove Water Relevy             |
| A-8                   | 043.17-01-079.000 | Burdin, John C Jr & Bonnie E       | Cohocton Village      | 2023             | Correction of Village Relevy, Remove Water Relevy             |
| A-9                   | 122.00-01-038.260 | Gowanda Real Holdings LLC          | Hornellsville         | 2023             | Correction of School Relevy                                   |
| A-10                  | 151.13-01-035.000 | Swackhamer, Gary & Phyllis         | Hornell City          | 2023             | Split   |
| A-11                  | 017.00-01-014.000 | Clear View Cemetary                | Cohocton              | 2023             | Correction of special assessment                              |
| A-12                  | 044.00-01-016.400 | Wallace, John & Stephania          | Cohocton              | 2023             | Correction of agricultural exemption                          |
| A-13                  | 044.00-01-016.400 | Wallace, John & Stephania          | Cohocton              | 2022-23          | Correction of agricultural exemption                          |
| A-14                  | 271.00-01-013.000 | VanSkiver, Edwin & Mindy           | Jasper                | 2023             | Split   |
| A-15                  | 151.11-01-060.000 | Oyer, Richard & Lisa               | Hornell City          | 2023             | Split   |
| A-16                  | 176.00-01-011.100 | Robie, Henry M                     | Bath Twn              | 2023             | Split   |
| A-17                  | 032.00-01-028.000 | Slone, Beverly & VL                | Cohocton Twn          | 2023             | Split   |
| A-18                  | 336.06-01-044.000 | Carter, Kenneth C & Paula          | South Corning Village | 2023             | Remove exemptions. Not primary residence.                     |
| A-19                  | 067.00-01-042.200 | Johnson, Dean R & Kathleen         | Dansville             | 2023             | Split   |
| A-20                  | 180.00-01-023.210 | Briggs, Bowen                      | Hornellsville         | 2023             | Delete parcel. Duplicate.                                     |
| A-21                  | 289.00-01-020.111 | Button, Charles L & Joan E         | Jasper                | 2023             | Split   |
| A-22                  | 131.00-01-020.000 | Luppino, Joseph P & Priscilla      | Urbana                | 2023             | Correction of Cold War Veterans Exemption. Left off in error. |

**RESOLUTION  
STEUBEN COUNTY LEGISLATURE  
BATH, NEW YORK**

DATE APPROVED : 01/23/2023 INTRO. NO. : 5-2  
PERM. NO. : 002-23 INTRO. DATE: 01/23/2023

INTRO. BY : S. Van Etten SECONDED BY : F. Potter

**VOTE:**

|             |               |         |               |           |               |        |               |
|-------------|---------------|---------|---------------|-----------|---------------|--------|---------------|
| ROLL CALL   | <u>      </u> | YES     | <u>      </u> | AMENDED   | <u>      </u> | LOST   | <u>      </u> |
| ADOPTED     | <u>  X  </u>  | NO      | <u>      </u> | TABLED    | <u>      </u> | W/DRWN | <u>      </u> |
| ACCLAMATION | <u>  X  </u>  | ABSTN'D | <u>      </u> | POSTPONED | <u>      </u> |        |               |
|             |               | ABSENT  | <u>      </u> | REF'D/COM | <u>      </u> |        |               |

**COMMITTEES:**

       Y:        N:        Y:        N:        Y:        N:       

**TITLE: RECEIVING AND ACCEPTING THE JANUARY 23, 2023 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:

**December 27, 2022**

NYS Sheriffs' Association – Re: The option to continue to participate in the programs negotiated by the Association or select other vendors once the agreements expire for the Jail Inmate Phone System and the Expedited Bail by Credit Card Program. *Referred to: Finance and Public Safety & Corrections Committees; Jennifer Prossick, County Attorney and Sheriff Allard.*

**January 3, 2023**

NYS Department of Public Service Commission – Re: Order approving the compliance filings 68 (a-e); subject to conditions on the Baron Winds, LLC wind energy project (Case#15-F-0122). *Referred to: AIP Committee; and Amy Dlugos, Interim Planning Director.*

Young/Sommer LLC – Re: Operational contact information for Baron Winds, LLC wind energy project (Case#15-F-0122). *Referred to: AIP Committee; and Amy Dlugos, Interim Planning Director.*

**January 5, 2023**

NYS Division of the Budget – Re: Notification of approval for the SFY 2023 Raise the Age (RTA) county plan. *Referred to: Human Services/Health & Education Committee; Finance Committee; Public Safety & Corrections Committee; Kathy Muller, Commissioner of Social Services; Cheryl Crocker, Probation Director; Jennifer Prossick; County Attorney; Tammy Hurd-Harvey, Commissioner of Finance; and Jack Wheeler, County Manager.*

**January 9, 2023**

Western Regional Off-Track Betting Corporation – Re: Check in the amount of \$1,068, which represents the November 2022 surcharge payment for Steuben County. *Referred to: Finance Committee; and Tammy Hurd-Harvey, Commissioner of Finance.*

NYS Office of Parks, Recreation and Historic Preservation – Re: Notification of the Prattsburgh Commercial Historic District located on Main Street in Prattsburgh, NY 14873 will be considered at the NYS Board for Historic Preservation meeting held on March 9, 2023. These properties will be considered for nomination to the National and State Register of Historic Places. *Referred to: A.I.P. Committee; and Emily Simms, County Historian.*

**RESOLUTION  
STEUBEN COUNTY LEGISLATURE  
BATH, NEW YORK**

DATE APPROVED : 01/23/2023 INTRO. NO. : 6-3  
 PERM. NO. : 003-23 INTRO. DATE: 01/23/2023

INTRO. BY : B. Schu SECONDED BY : K. Fitzpatrick

**VOTE:**  
 ROLL CALL X YES 9421 AMENDED \_\_\_\_\_ LOST \_\_\_\_\_  
 ADOPTED X NO 0 TABLED \_\_\_\_\_ W/DRWN \_\_\_\_\_  
 ACCLAMATION \_\_\_\_\_ ABSTN'D 0 POSTPONED \_\_\_\_\_  
 \_\_\_\_\_ ABSENT 451 REF'D/COM \_\_\_\_\_

**COMMITTEES:**  
 Admin. Y: \_\_\_\_\_ N: \_\_\_\_\_ Y: \_\_\_\_\_ N: \_\_\_\_\_ Y: \_\_\_\_\_ N: \_\_\_\_\_

**TITLE: ADOPTING COUNTY OF STEUBEN LOCAL LAW TENTATIVELY NO. SEVEN FOR THE YEAR 2022, AMENDING LOCAL LAW NO. TWO FOR THE YEAR 2001, RELATING TO THE MEMBERSHIP AND COMPOSITION OF THE LEGISLATURE OF THE COUNTY OF STEUBEN.**

Pursuant to Section 10 of the Municipal Home Rule Law of the State of New York and Section 2.02 of the Steuben County Charter.

**WHEREAS**, it is incumbent upon the County of Steuben to reapportion its legislative body so as to most accurately reflect the one person one vote holdings of the United States Supreme Court; and

**WHEREAS**, the Administration Committee of the Steuben County Legislature, after reviewing the census data made available to the County of Steuben, has recommended adjustments of the weight of votes of each of the Legislators to accurately reflect the population of the Legislative Districts.

**NOW THEREFORE, BE IT**

**RESOLVED**, there hereby is presented to each member of the Steuben County Legislature, Local Law Tentatively No. Seven for the Year 2022, amending Local Law No. Two for the Year 2001, relating to the membership and composition of the Legislature of the County of Steuben, to wit:

**COUNTY OF STEUBEN  
LOCAL LAW TENTATIVELY NO. SEVEN FOR THE YEAR 2022**

A local law amending Local Law No. Two for the Year 2001, relating to the membership and composition of the Legislature of the County of Steuben.

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

**SECTION 1. LEGISLATIVE INTENT**

It is the intent of the Steuben County Legislature to amend the weight of the vote of each Legislator to comply with the population as reflected by the 2020 Census.

**SECTION 2.** SECTION 6 of Local Law No. Two for the Year 2001, relating to the membership and composition of the Legislature of the County of Steuben is amended to read as follows:

**OLD MATERIAL TO BE DELETED [ ] brackets  
NEW MATERIAL TO BE ADDED \_\_\_\_\_ underlined**

**SECTION 6. VOTING STRENGTH**

The apportionment of the voting strength of the members of the Legislature of the County of Steuben shall be determined by the [2000] 2020 Federal Census in the County of Steuben, until the next decennial federal census, in which event the voting strength shall be changed, if necessary, to conform to such decennial federal census. On the effective date, each Legislator elected within the respective Districts of the County of Steuben shall be entitled to the following vote on any resolution, local law, motion or proposal to be voted upon by the Legislature, to wit:

| <b>DISTRICT NUMBER</b> | <b>MUNICIPALITY</b>   | <b>WEIGHT OF VOTE PER LEGISLATOR</b> | <b>TOTAL WEIGHT OF VOTE FOR ENTIRE DISTRICT</b> |
|------------------------|---|--------------------------------------|---|
| 1                      | Hornell (City)  | [451] <u>413</u>                     | [902] <u>826</u>                                |
| 2                      | Corning (City)  | [542] <u>527</u>                     | [1,084] <u>1,054</u>                            |
| 3                      | Bath (Town)   | [605] <u>571</u>                     | [1,210] <u>1,142</u>                            |
| 4                      | Cohocton, Wayland (Towns)   | [694] <u>600</u>                     | [694] <u>600</u>                                |
| 5                      | Prattsburgh, Pulteney, Urbana (Towns)                                 | [601] <u>536</u>                     | [601] <u>536</u>                                |
| 6                      | Dansville, Hartsville, Hornellsville (Towns, except City of Hornell)  | [660] <u>643</u>                     | [660] <u>643</u>                                |
| 7                      | Avoca, Fremont, Howard, Wheeler (Towns)                               | [597] <u>541</u>                     | [597] <u>541</u>                                |
| 8                      | Bradford, Campbell, Wayne (Towns)                                     | [562] <u>498</u>                     | [562] <u>498</u>                                |
| 9                      | Cameron, Canisteo, Thurston (Towns)                                   | [593] <u>545</u>                     | [593] <u>545</u>                                |
| 10                     | Greenwood, Jasper, Rathbone, Troupsburg, West Union, Woodhull (Towns) | [625] <u>631</u>                     | [625] <u>631</u>                                |
| 11                     | Addison, Lindley Tuscarora (Towns)                                    | [595] <u>560</u>                     | [595] <u>560</u>                                |
| 12                     | Erwin (Town)  | [723] <u>810</u>                     | [723] <u>810</u>                                |
| 13                     | Caton, Corning, Hornby (Towns, except City of Corning)                | [513] <u>486</u>                     | [1,026] <u>972</u>                              |

**SECTION 3. EFFECTIVE DATE**

This local law shall become effective forty-five (45) days after the date of its final adoption and on the date it is duly filed in the Office of the Secretary of the State of New York and in accordance with the provisions of the Municipal Home Rule Law of the State of New York.

**AND BE IT FURTHER RESOLVED**, within twenty (20) days after such Local Law is adopted, the Clerk of this Legislature of the County of Steuben shall cause a copy of the Local Law to be published in the two officially designated county newspapers of the County, together with notice that said Local Law is subject to a permissive referendum of the qualified electors of Steuben County by the filing of a petition within forty-five (45) days from the date of the final adoption of the Local Law with the Clerk of this Legislature demanding such referendum, which petition must be signed by qualified electors of the County registered to vote therein at the last preceding election, in number equal to at least ten per centum (10%) of the total number cast for Governor at the last gubernatorial election in the County; and be it further

**RESOLVED**, within five (5) days after the expiration of the time for the filing of petitions for a permissive referendum of said Local Law, the Clerk of the Legislature shall cause one certified copy thereof to be filed in the office of the Secretary of State of the State of New York, and the said Secretary of State is to be requested to publish the Local Law in the supplement to the Session Laws and the Steuben County Clerk is to be requested to file the Local Law in a separate book kept by her for such records; and be it further

**RESOLVED**, certified copies of this resolution shall be forwarded to the County Manager, County Attorney and Clerk of the Legislature.

STATE OF NEW YORK)

ss.:

COUNTY OF STEUBEN)

I, the undersigned, Clerk of the Steuben County Legislature, **DO HEREBY CERTIFY**, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, January 23, 2023; that it is a correct transcript therefrom and of the whole of said original.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, January 25, 2023.


**RESOLUTION  
STEUBEN COUNTY LEGISLATURE  
BATH, NEW YORK**

DATE APPROVED : 01/23/2023 INTRO. NO. : 7-4  
 PERM. NO. : 004-23 INTRO. DATE: 01/23/2023

INTRO. BY : B. Schu SECONDED BY : C. Ferratella

**VOTE:**

|             |                   |         |             |           |                   |        |                   |
|-------------|-------------------|---------|-------------|-----------|-------------------|--------|-------------------|
| ROLL CALL   | <u>X</u>          | YES     | <u>9421</u> | AMENDED   | <u>          </u> | LOST   | <u>          </u> |
| ADOPTED     | <u>X</u>          | NO      | <u>0</u>    | TABLED    | <u>          </u> | W/DRWN | <u>          </u> |
| ACCLAMATION | <u>          </u> | ABSTN'D | <u>0</u>    | POSTPONED | <u>          </u> |        |                   |
|             |                   | ABSENT  | <u>451</u>  | REF'D/COM | <u>          </u> |        |                   |

**COMMITTEES:**

Admin. Y:            N:            Y:            N:            Y:            N:           

**TITLE: ADOPTING LOCAL LAW TENTATIVELY NO. EIGHT FOR THE YEAR 2022, AMENDING LOCAL LAW NO. SIX FOR THE YEAR 2007, RELATIVE TO PERSONS WITH DISABILITIES, INCREASING THE SLIDING SCALE INCOME LIMIT TO QUALIFY FOR TAX EXEMPTION ON PROPERTY.**

Pursuant to Real Property Tax Law §459-c.

**WHEREAS**, on December 19, 2022, the Legislature approved the presentment of Local Law Tentatively No. Eight for the Year 2022, relative to persons with disabilities, increasing the sliding scale income limit to qualify for tax exemption on property, and setting that limit at \$30,000; and

**WHEREAS**, on January 10, 2023, the Administration Committee of the Steuben County Legislature recommended increasing the income limit to \$35,000 prior to finally adopting said local law; and

**WHEREAS**, pursuant to Municipal Home Rule §20(4) and this Legislature's Rules of Procedure, amending the local law prior to adoption requires the local law to lay on the desks of the Legislators at least 10 days prior to final adoption exclusive of Sunday and the submission of a Certificate of Necessity; and

**WHEREAS**, said amended local law was placed on the desks of the Legislators with a Certificate of Necessity on January 12, 2023.

**NOW THEREFORE, BE IT**

**RESOLVED**, there is hereby presented to each member of this Steuben County Legislature Local Law Tentatively No. Eight for the Year 2022, amending Local Law No. Six for the Year 2007, relative to persons with disabilities, increasing the sliding scale income limit to qualify for tax exemption on property, as follows:

**COUNTY OF STEUBEN  
LOCAL LAW TENTATIVELY NO. EIGHT FOR THE YEAR 2022**

A **LOCAL LAW** amending Local Law No. Six for the Year 2007, relative to persons with disabilities, increasing the sliding scale income limit to qualify for tax exemption on property.

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

**SECTION 1: LEGISLATIVE INTENT**

It is the purpose of this Local Law to amend Local Law No. Six for the Year 2007, to increase the income limit of the sliding scale authorized by Real Property Tax Law Section 459-C-(1)(b).

**SECTION 2: AMENDMENT OF LOCAL LAW NO. SIX FOR THE YEAR 2007 - SECTION 4.D.1**

Local Law No. Six for the Year 2007, Section 4.D.1 be and the same hereby is amended to read as follows:

**OLD MATERIAL TO BE DELETED [ ] brackets  
NEW MATERIAL TO BE ADDED \_\_\_\_\_ underlined**

If the income of the owner or the combined income of the owners of the property for the income tax year immediately preceding the date of making application for exemption exceeds the sum of [\$22,500] \$35,000, the sliding scale options authorized in Real Property Tax Law Section 459-C-(1)(b) shall be applicable.

**SECTION 3: EFFECTIVE DATE**

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

**AND BE IT FURTHER RESOLVED**, a Public Hearing on the within Local Law was held on January 23, 2023 at 10:00 A.M. in the Steuben County Legislative Chambers, 3rd Floor of the Annex Building in the Village of Bath, New York; and be it further

**RESOLVED**, the Clerk of the Legislature has caused 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, had said notice published for one insertion in the two official newspapers of the County, and caused 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**, within twenty (20) days after the final adoption by this County Legislature of said County of Steuben, Local Law Tentatively No. Eight for the Year 2022, the Clerk of this Legislature shall cause one certified copy thereof to be filed in the Office of the Steuben County Clerk, and one certified copy in the Office of the Secretary of State of the State of New York, and said Secretary of State is to be requested to publish the Local Law in the supplement to the Session Laws and the Steuben County Clerk is to be requested to file the Local Law in a separate book kept by her for such records; 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.

STATE OF NEW YORK)

ss.:

COUNTY OF STEUBEN)

I, the undersigned, Clerk of the Steuben County Legislature, **DO HEREBY CERTIFY**, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, January 23, 2023; that it is a correct transcript therefrom and of the whole of said original.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, January 25, 2023.


**SLIDING SCALE OPTION FOR SENIOR CITIZENS AND DISABILITY EXEMPTIONS:**

Sliding Scale Exemption Option - Percent of Exemption Decreases When The Income Increases By Increments as follows:

| <b>Income Ceiling<br/>From</b> | <b>% of Exemption</b> | <b>Income Ceiling To</b> | <b>Increment Amount</b> | <b>Accrued Increment</b> |
|--------------------------------|-----------------------|--------------------------|-------------------------|--------------------------|
|                                | 50                    | \$35,000.00              |                         |                          |
| \$35,000.01                    | 45                    | \$35,999.99              | \$999.98                | \$ 999.98                |
| \$36,000.00                    | 40                    | \$36,999.99              | \$999.99                | \$1,999.97               |
| \$37,000.00                    | 35                    | \$37,999.99              | \$999.99                | \$2,999.96               |
| \$38,000.00                    | 30                    | \$38,899.99              | \$899.99                | \$3,899.95               |
| \$38,900.00                    | 25                    | \$39,799.99              | \$899.99                | \$4,799.94               |
| \$39,800.00                    | 20                    | \$40,699.99              | \$899.99                | \$5,699.93               |
| \$40,700.00                    | 15                    | \$41,599.99              | \$899.99                | \$6,599.92               |
| \$41,600.00                    | 10                    | \$42,499.99              | \$899.99                | \$7,499.91               |
| \$42,500.00                    | 5                     | \$43,399.99              | \$899.99                | \$8,399.90               |

**RESOLUTION  
STEUBEN COUNTY LEGISLATURE  
BATH, NEW YORK**

DATE APPROVED : 01/23/2023 INTRO. NO. : 8-5  
 PERM. NO. : 005-23 INTRO. DATE: 01/23/2023

INTRO. BY : B. Schu SECONDED BY : J. Malter

**VOTE:**

|             |                   |         |             |           |                   |        |                   |
|-------------|-------------------|---------|-------------|-----------|-------------------|--------|-------------------|
| ROLL CALL   | <u>X</u>          | YES     | <u>9421</u> | AMENDED   | <u>          </u> | LOST   | <u>          </u> |
| ADOPTED     | <u>X</u>          | NO      | <u>0</u>    | TABLED    | <u>          </u> | W/DRWN | <u>          </u> |
| ACCLAMATION | <u>          </u> | ABSTN'D | <u>0</u>    | POSTPONED | <u>          </u> |        |                   |
|             |                   | ABSENT  | <u>451</u>  | REF'D/COM | <u>          </u> |        |                   |

**COMMITTEES:**

Admin. Y:            N:            Y:            N:            Y:            N:           

**TITLE: ADOPTING LOCAL LAW TENTATIVELY NO. NINE FOR THE YEAR 2022, AMENDING LOCAL LAW NO. SEVEN FOR THE YEAR 2007, RELATIVE TO SENIOR CITIZENS, INCREASING THE SLIDING SCALE INCOME LIMIT TO QUALIFY FOR TAX EXEMPTION ON PROPERTY.**

Pursuant to Real Property Tax Law §467-c.

**WHEREAS**, on December 19, 2022, the Legislature approved the presentment of Local Law Tentatively No. Eight for the Year 2022, relative to persons with disabilities, increasing the sliding scale income limit to qualify for tax exemption on property, and setting that limit at \$30,000; and

**WHEREAS**, on January 10, 2023, the Administration Committee of the Steuben County Legislature recommended increasing the income limit to \$35,000 prior to finally adopting said local law; and

**WHEREAS**, pursuant to Municipal Home Rule §20(4) and this Legislature's Rules of Procedure, amending the local law prior to adoption requires the local law to lay on the desks of the Legislators at least 10 days prior to final adoption exclusive of Sunday and the submission of a Certificate of Necessity; and

**WHEREAS**, said amended local law was placed on the desks of the Legislators with a Certificate of Necessity on January 12, 2023.

**NOW THEREFORE, BE IT**

**RESOLVED**, there is hereby presented to each member of this Steuben County Legislature Local Law Tentatively No. Nine for the Year 2022, amending Local Law No. Seven for the Year 2007, relative to senior citizens, increasing the sliding scale income limit to qualify for tax exemption on property, as follows:

**COUNTY OF STEUBEN  
LOCAL LAW TENTATIVELY NO. NINE FOR THE YEAR 2022**

A **LOCAL LAW** amending Local Law No. Seven for the Year 2022, relative to senior citizens, increasing the sliding scale income limit to qualify for tax exemption on property.

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. Seven for the Year 2007, to increase the income limit of the sliding scale authorized in Real Property Tax Law Section 467(1)(b)(1).

**SECTION 2: AMENDMENT OF LOCAL LAW NO. SEVEN FOR THE YEAR 2007 – SECTION 5(a)**

Local Law No. Seven for the Year 2007, Section 5(a) be and the same hereby is amended to read as follows:

**OLD MATERIAL TO BE DELETED [ ] brackets  
NEW MATERIAL TO BE ADDED \_\_\_\_\_ underlined**

If the income of the owner or the combined income of the owners for the income tax year immediately preceding the date of making application for exemption exceeds the sum of [\$22,500] \$35,000, the sliding scale option authorized by Real Property Tax Law Section 467(1)(b)(1) shall be applicable.

**SECTION 3: EFFECTIVE DATE**

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

**AND BE IT FURTHER RESOLVED**, a Public Hearing on the within Local Law was held on January 23, 2023 at 10:00 A.M. in the Steuben County Legislative Chambers, 3rd Floor of the Annex Building in the Village of Bath, New York; and be it further

**RESOLVED**, the Clerk of the Legislature has caused 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, had said notice published for one insertion in the two official newspapers of the County, and caused 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**, within twenty (20) days after the final adoption by this County Legislature of said County of Steuben, Local Law Tentatively No. Nine for the Year 2022, the Clerk of this Legislature shall cause one certified copy thereof to be filed in the Office of the Steuben County Clerk, and one certified copy in the Office of the Secretary of State of the State of New York, and said Secretary of State is to be requested to publish the Local Law in the supplement to the Session Laws and the Steuben County Clerk is to be requested to file the Local Law in a separate book kept by her for such records; 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.

STATE OF NEW YORK)

ss.:

COUNTY OF STEUBEN)

I, the undersigned, Clerk of the Steuben County Legislature, **DO HEREBY CERTIFY**, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, January 23, 2023; that it is a correct transcript therefrom and of the whole of said original.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, January 25, 2023.


**SLIDING SCALE OPTION FOR SENIOR CITIZENS AND DISABILITY EXEMPTIONS:**

Sliding Scale Exemption Option - Percent of Exemption Decreases When The Income Increases By Increments as follows:

| <b>Income Ceiling<br/>From</b> | <b>% of Exemption</b> | <b>Income Ceiling To</b> | <b>Increment Amount</b> | <b>Accrued Increment</b> |
|--------------------------------|-----------------------|--------------------------|-------------------------|--------------------------|
|                                | 50                    | \$35,000.00              |                         |                          |
| \$35,000.01                    | 45                    | \$35,999.99              | \$999.98                | \$ 999.98                |
| \$36,000.00                    | 40                    | \$36,999.99              | \$999.99                | \$1,999.97               |
| \$37,000.00                    | 35                    | \$37,999.99              | \$999.99                | \$2,999.96               |
| \$38,000.00                    | 30                    | \$38,899.99              | \$899.99                | \$3,899.95               |
| \$38,900.00                    | 25                    | \$39,799.99              | \$899.99                | \$4,799.94               |
| \$39,800.00                    | 20                    | \$40,699.99              | \$899.99                | \$5,699.93               |
| \$40,700.00                    | 15                    | \$41,599.99              | \$899.99                | \$6,599.92               |
| \$41,600.00                    | 10                    | \$42,499.99              | \$899.99                | \$7,499.91               |
| \$42,500.00                    | 5                     | \$43,399.99              | \$899.99                | \$8,399.90               |

**RESOLUTION  
STEUBEN COUNTY LEGISLATURE  
BATH, NEW YORK**

DATE APPROVED : 01/23/2023 INTRO. NO. : 9-6  
PERM. NO. : 006-23 INTRO. DATE: 01/23/2023

INTRO. BY : A. Mullen SECONDED BY : F. Potter

**VOTE:**

|             |               |         |               |           |               |        |               |
|-------------|---------------|---------|---------------|-----------|---------------|--------|---------------|
| ROLL CALL   | <u>      </u> | YES     | <u>      </u> | AMENDED   | <u>      </u> | LOST   | <u>      </u> |
| ADOPTED     | <u>  X  </u>  | NO      | <u>      </u> | TABLED    | <u>      </u> | W/DRWN | <u>      </u> |
| ACCLAMATION | <u>  X  </u>  | ABSTN'D | <u>      </u> | POSTPONED | <u>      </u> |        |               |
|             |               | ABSENT  | <u>      </u> | REF'D/COM | <u>      </u> |        |               |

**COMMITTEES:**

AIP Y:        N:        Y:        N:        Y:        N:       

**TITLE: PRESENTING LOCAL LAW TENTATIVELY NO. ONE FOR THE YEAR 2023, AMENDING LOCAL LAW NO. THREE FOR THE YEAR 1987, IMPOSING A TAX ON THE OCCUPANCY OF HOTEL OR MOTEL ROOMS PURSUANT TO CHAPTER 374 OF THE LAWS OF 1987 OF THE STATE OF NEW YORK EXPANDING THE DEFINITION OF HOTEL TO INCLUDE ONLINE RENTAL PROPERTIES.**

**WHEREAS**, since the County's last amendment to Local Law No. 3 of 1987, online rental entities have arisen that include renting of properties the current County Local Law does not include in its occupancy taxing scheme; and

**WHEREAS**, these online rental entities are now a large portion of the short-term rental properties in the County and closely resemble traditional hotels and/or motels and as such should be taxed accordingly.

**NOW THEREFORE, BE IT**

**RESOLVED**, there is hereby presented to each member of this Steuben County Legislature Local Law Tentatively No. One for the Year 2023, Amending Local Law No. Three for the Year 1987, Imposing a Tax on the Occupancy of Hotel or Motel Rooms Pursuant to Chapter 374 of the Laws of 1987 of the State of New York, Expanding the Definition of Hotel under the same to include properties rented on-line through rental entities.

**COUNTY OF STEUBEN**  
**LOCAL LAW TENTATIVELY NO. ONE FOR THE YEAR 2023**

A Local Law, Amending Local Law No. Three for the Year 1987, Imposing a Tax on the Occupancy of Hotel or Motel Rooms Pursuant to Chapter 374 of the Laws of 1987 of the State of New York, Expanding the Definition of Hotel under the same to include online rental properties.

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

**SECTION 1. INTENT**

It is the intent of this Local Law to expand the definitions section in Local Law No. 3 of 1987 to include online vacation rental properties and the entities that rent the same.

**SECTION 2. AMENDING LOCAL LAW NO. THREE OF THE YEAR 1987**

Local Law No. Three for the Year 1987 be, and the same is hereby amended in relevant part to read as follows:

Section 3. Text, 1. Definitions.

[(c) Hotel. A building or portion of it which is regularly used and kept open as such for the lodging of guests. The term "hotel" or "motel" includes an apartment hotel, motor court or inn, boarding house or club, or similar hotel or motel type of accommodations by whatever name designated, whether or not meals are served and shall include those facilities commonly known as "bed and breakfast" and "tourist" facilities.]

(c) Hotel. Any facility, building or portion of which it is regularly kept open as such for lodging of guests on an overnight basis for a period of less than thirty (30) days and shall include those facilities designated and commonly known as bed and breakfast, motels, motor courts, boarding houses, inns, cabins, condominiums, cottages, campgrounds, lodges, tourist homes, apartments, convention centers, bungalows, and vacation rentals rented via a realtor and/or on-line rental platforms wherein no voluntary tax collection agreement has been entered into by the entity with the County for purposes of voluntary collection of Occupancy Tax hereunder.

(j) Treasurer. The Treasurer [of Steuben County] or the Commissioner of Finance of and/or for the County of Steuben.

**SECTION 3. SEVERABILITY**

If any section of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof that can be given effect without the invalid provision, but shall be confined in its operation to the section thereof directly involved in the controversy in which such judgment shall have been rendered.

**SECTION 4. EFFECTIVE DATE**

This Local Law shall take effect upon filing with the Secretary of State.

Old material in [ ]  
New material underlined

**AND BE IT FURTHER RESOLVED**, before said Local Law is adopted by the County Legislature, a Public Hearing shall be held on February 27, 2023, 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 County Manager and Commissioner of Finance.

STATE OF NEW YORK)

ss.:

COUNTY OF STEUBEN)

I, the undersigned, Clerk of the Steuben County Legislature, **DO HEREBY CERTIFY**, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, January 23, 2023; that it is a correct transcript therefrom and of the whole of said original.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, January 25, 2023.


**RESOLUTION  
STEUBEN COUNTY LEGISLATURE  
BATH, NEW YORK**

DATE APPROVED : 01/23/2023  
PERM. NO. : 007-23

INTRO. NO. : 10-7  
INTRO. DATE: 01/23/2023

INTRO. BY : R. Nichols                      SECONDED BY : C. Ferratella

**VOTE:**

|             |               |         |               |           |               |        |               |
|-------------|---------------|---------|---------------|-----------|---------------|--------|---------------|
| ROLL CALL   | <u>  X  </u>  | YES     | <u>      </u> | AMENDED   | <u>      </u> | LOST   | <u>      </u> |
| ADOPTED     | <u>  X  </u>  | NO      | <u>      </u> | TABLED    | <u>      </u> | W/DRWN | <u>      </u> |
| ACCLAMATION | <u>      </u> | ABSTN'D | <u>      </u> | POSTPONED | <u>      </u> |        |               |
|             |               | ABSENT  | <u>      </u> | REF'D/COM | <u>      </u> |        |               |

**COMMITTEES:**

P. W.            Y:        N:                   Y:        N:                   Y:        N:       

**TITLE:            DECLARING REAL PROPERTY OWNED BY THE COUNTY IN THE TOWN OF CAMERON TO BE NO LONGER NEEDED FOR PUBLIC USE.**

Pursuant to NY County Law §215

**WHEREAS**, in 1999 the County purchased 1.3519 +/- acres along County Route 25 in the Town of Cameron for realignment of a section of said road; and

**WHEREAS**, that road project is completed and there is remaining lands from the purchase no longer needed for County purposes; and

**WHEREAS**, the County would like to sell the remnants in a future auction.

**NOW THEREFORE, BE IT**

**RESOLVED**, the surplus lands from the 1999 purchase are deemed no longer necessary for public use; and be it further

**RESOLVED**, copies of this resolution shall be forwarded to the County Manager, County Attorney, Commissioner of Public Works and Clerk of the Legislature.

STATE OF NEW YORK)

ss.:

COUNTY OF STEUBEN)

I, the undersigned, Clerk of the Steuben County Legislature, **DO HEREBY CERTIFY**, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, January 23, 2023; that it is a correct transcript therefrom and of the whole of said original.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, January 25, 2023.


**RESOLUTION  
STEUBEN COUNTY LEGISLATURE  
BATH, NEW YORK**

DATE APPROVED : 01/23/2023 INTRO. NO. : 11-8  
PERM. NO. : 008-23 INTRO. DATE: 01/23/2023

INTRO. BY : R. Nichols SECONDED BY : H. Lando

**VOTE:**

|             |            |         |               |           |          |        |          |
|-------------|------------|---------|---------------|-----------|----------|--------|----------|
| ROLL CALL   | <u> X </u> | YES     | <u> 9421 </u> | AMENDED   | <u> </u> | LOST   | <u> </u> |
| ADOPTED     | <u> X </u> | NO      | <u> 0 </u>    | TABLED    | <u> </u> | W/DRWN | <u> </u> |
| ACCLAMATION | <u> </u>   | ABSTN'D | <u> 0 </u>    | POSTPONED | <u> </u> |        |          |
|             |            | ABSENT  | <u> 451 </u>  | REF'D/COM | <u> </u> |        |          |

**COMMITTEES:**

P. W. Y: \_\_\_\_\_ N: \_\_\_\_\_ Y: \_\_\_\_\_ N: \_\_\_\_\_ Y: \_\_\_\_\_ N: \_\_\_\_\_

**TITLE: ACCEPTING THE DONATION OF A 0.9 ACRE± PARCEL OF LAND FOR CONSTRUCTION OF THE BRIDGENY (3) REPLACEMENT PROJECT, SMITH HILL ROAD OVER THE COHOCTON RIVER, TOWN OF ERWIN.**

**WHEREAS**, the County is entering the Final Design and Right of Way Acquisition phases of the BridgeNY (3) Replacement Project, Smith Hill Road over the Cohocton River (BIN 2216880), Town of Erwin, Steuben County, PIN: 6755.54 (“the Project”); and

**WHEREAS**, the County needs land outside its existing Highway Boundary in the southwest quadrant of the Project in order to construct and maintain the proposed new bridge; and

**WHEREAS**, the landowner on the west side of the Project, Dalrymple Gravel and Construction Company, Inc., desires to donate to the County a 0.9 acre ± parcel of land in the southwest quadrant of the Project.

**NOW THEREFORE, BE IT**

**RESOLVED**, this County Legislature does hereby approve of accepting the donation of this 0.9 acre ± parcel of land in the southwest quadrant of the Project from Dalrymple Gravel and Construction Company, Inc. for the construction and maintenance of the proposed new bridge; and be it further

**RESOLVED**, this County Legislature does hereby authorize the County Manager to execute any documents necessary to file this property transfer with the County Clerk’s Office; and be it further

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

STATE OF NEW YORK)

ss.:

COUNTY OF STEUBEN)

I, the undersigned, Clerk of the Steuben County Legislature, **DO HEREBY CERTIFY**, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, January 23, 2023; that it is a correct transcript therefrom and of the whole of said original.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, January 25, 2023.




**RESOLUTION  
STEUBEN COUNTY LEGISLATURE  
BATH, NEW YORK**

DATE APPROVED : 01/23/2023 INTRO. NO. : 13-10  
PERM. NO. : 010-23 INTRO. DATE: 01/23/2023

INTRO. BY : R. Nichols SECONDED BY : J. Malter

**VOTE:**

|             |                   |         |             |           |                   |        |                   |
|-------------|-------------------|---------|-------------|-----------|-------------------|--------|-------------------|
| ROLL CALL   | <u>X</u>          | YES     | <u>9421</u> | AMENDED   | <u>          </u> | LOST   | <u>          </u> |
| ADOPTED     | <u>X</u>          | NO      | <u>0</u>    | TABLED    | <u>          </u> | W/DRWN | <u>          </u> |
| ACCLAMATION | <u>          </u> | ABSTN'D | <u>0</u>    | POSTPONED | <u>          </u> |        |                   |
|             |                   | ABSENT  | <u>451</u>  | REF'D/COM | <u>          </u> |        |                   |

**COMMITTEES:**

P. W. Y:            N:            Y:            N:            Y:            N:           

**TITLE: AWARDING THE CONTRACTS FOR CONSTRUCTION SERVICES FOR THE BATH LANDFILL PHASE 1 EASTERN EXPANSION INITIAL CELL CONSTRUCTION PROJECT.**

**WHEREAS**, Steuben County desires to secure contractors to build the Bath Landfill Phase 1 Eastern Expansion Initial Cell; and

**WHEREAS**, the Steuben County Purchasing Department received bids for construction services on January 5, 2023; and

**WHEREAS**, the Public Works Department and Barton & Loguidice, D.P.C., reviewed the bids and made the recommendation to the Public Works Committee to award the contracts as noted:

- 1. General Construction – Marcy Excavation Services, LLC, Herkimer, NY - \$14,217,340.47**
- 2. Electrical Construction – Matco Electric Corporation, Vestal, NY - \$1,798,700.00; and**

**WHEREAS**, the Public Works Committee has determined that the Bath Landfill Phase 1 Eastern Expansion Initial Cell Construction capital project has sufficient funds and recommends the awards as noted.

**NOW THEREFORE, BE IT**

**RESOLVED**, the Steuben County Legislature authorizes the award of the Bath Landfill Phase 1 Eastern Expansion Initial Cell Construction as follows:

- 1. General Construction – Marcy Excavation Services, LLC, Herkimer, NY - \$14,217,340.47**
- 2. Electrical Construction – Matco Electric Corporation, Vestal, NY - \$1,798,700.00; and be it further**

**RESOLVED**, that construction services are to be paid with the Bath Landfill Phase 1 Eastern Expansion Initial Cell Construction capital project; and be it further

**RESOLVED**, the Commissioner of Public Works is authorized and directed to execute the contracts as noted above; and be it further

**RESOLVED**, change orders shall be authorized with limits consistent with the *Administrative Code*, as follows:

- \$0 - \$10,000 – County Manager Approval
- \$10,001 - \$25,000 – Public Works Committee Approval
- \$25,001+ - Full Legislature Approval

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

STATE OF NEW YORK)

ss.:

COUNTY OF STEUBEN)

I, the undersigned, Clerk of the Steuben County Legislature, **DO HEREBY CERTIFY**, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, January 23, 2023; that it is a correct transcript therefrom and of the whole of said original.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, January 25, 2023.

  
\_\_\_\_\_  


**RESOLUTION  
STEUBEN COUNTY LEGISLATURE  
BATH, NEW YORK**

DATE APPROVED : 01/23/2023 INTRO. NO. : 14-11  
PERM. NO. : 011-23 INTRO. DATE: 01/23/2023

INTRO. BY : S. Van Etten SECONDED BY : C. Ferratella

**VOTE:**

|             |                   |         |                        |           |                   |        |                   |
|-------------|-------------------|---------|------------------------|-----------|-------------------|--------|-------------------|
| ROLL CALL   | <u>  X  </u>      | YES     | <u>  9421  </u>        | AMENDED   | <u>          </u> | LOST   | <u>          </u> |
| ADOPTED     | <u>  X  </u>      | NO      | <u>      0      </u>   | TABLED    | <u>          </u> | W/DRWN | <u>          </u> |
| ACCLAMATION | <u>          </u> | ABSTN'D | <u>      0      </u>   | POSTPONED | <u>          </u> |        |                   |
|             |                   | ABSENT  | <u>      451      </u> | REF'D/COM | <u>          </u> |        |                   |

**COMMITTEES:**

           Y:            N:            Y:            N:            Y:            N:           

**TITLE:        AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A LEASE AGREEMENT WITH GRI TELECOM, INC.**

**WHEREAS**, Steuben County has a County-wide communications system to support emergency response; and

**WHEREAS**, GRI Telecom, Inc. is the owner of certain premises located at 10385 E Higman Hill Road, Town of Corning, which includes a building and tower for communication purposes; and

**WHEREAS**, the Office of Emergency Services finds these premises suitable to support its County-wide emergency response communications system; and

**WHEREAS**, GRI Telecom, Inc. agrees to lease the building, tower and land to the County for use by the Office of Emergency Services for its communications system.

**NOW THEREFORE, BE IT**

**RESOLVED**, the Director of Public Safety is hereby authorized to enter into a lease agreement subject to the following terms and conditions:

1. Term. The period of the lease shall be for five years, beginning January 1, 2023 and ending December 31, 2027; and
2. Rent. The rent shall not exceed \$84,806, to be paid as follows: \$48,600 for year one, \$8,400 for year two, \$8,820 for year three, \$9,261 for year four, and \$9,725 for year five; each payable on the anniversary date of this lease.

**AND BE IT FURTHER RESOLVED**, certified copies of this resolution shall be forwarded to the Director of Public Safety and Mr. Gordon Ichikowa of GRI Telecom, Inc. at 56 Gail Dr. Owego, NY 13827.

STATE OF NEW YORK)

ss.:

COUNTY OF STEUBEN)

I, the undersigned, Clerk of the Steuben County Legislature, **DO HEREBY CERTIFY**, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, January 23, 2023; that it is a correct transcript therefrom and of the whole of said original.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, January 25, 2023.


**RESOLUTION  
STEUBEN COUNTY LEGISLATURE  
BATH, NEW YORK**

DATE APPROVED : 01/23/2023 INTRO. NO. : 15-12  
PERM. NO. : 012-23 INTRO. DATE: 01/23/2023

INTRO. BY : B. Schu SECONDED BY : K. Fitzpatrick

**VOTE:**

|             |                   |         |             |           |                   |        |                   |
|-------------|-------------------|---------|-------------|-----------|-------------------|--------|-------------------|
| ROLL CALL   | <u>X</u>          | YES     | <u>9421</u> | AMENDED   | <u>          </u> | LOST   | <u>          </u> |
| ADOPTED     | <u>X</u>          | NO      | <u>0</u>    | TABLED    | <u>          </u> | W/DRWN | <u>          </u> |
| ACCLAMATION | <u>          </u> | ABSTN'D | <u>0</u>    | POSTPONED | <u>          </u> |        |                   |
|             |                   | ABSENT  | <u>451</u>  | REF'D/COM | <u>          </u> |        |                   |

**COMMITTEES:**

           Y:            N:            Y:            N:            Y:            N:           

**TITLE:        AUTHORIZING REVISIONS TO THE ADMINISTRATIVE CODE.**

**WHEREAS**, the Steuben County *Administrative Code* requires modification to Part IV; and

**WHEREAS**, the Administration Committee has approved the recommended changes to the Budget Transfers section of the *Administrative Code*.

**NOW THEREFORE, BE IT**

**RESOLVED**, the Steuben County *Administrative Code* is hereby amended as follows:

ADD: Part IV:A:2.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.

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

STATE OF NEW YORK)

ss.:

COUNTY OF STEUBEN)

I, the undersigned, Clerk of the Steuben County Legislature, **DO HEREBY CERTIFY**, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, January 23, 2023; that it is a correct transcript therefrom and of the whole of said original.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, January 25, 2023.


**RESOLUTION  
STEUBEN COUNTY LEGISLATURE  
BATH, NEW YORK**

DATE APPROVED : 01/23/2023 INTRO. NO. : 16-13  
 PERM. NO. : 013-23 INTRO. DATE: 01/23/2023

INTRO. BY : S. Van Etten SECONDED BY : A. Mullen

**VOTE:**

|             |               |         |               |           |               |        |               |
|-------------|---------------|---------|---------------|-----------|---------------|--------|---------------|
| ROLL CALL   | <u>      </u> | YES     | <u>      </u> | AMENDED   | <u>      </u> | LOST   | <u>      </u> |
| ADOPTED     | <u>  X  </u>  | NO      | <u>      </u> | TABLED    | <u>      </u> | W/DRWN | <u>      </u> |
| ACCLAMATION | <u>  X  </u>  | ABSTN'D | <u>      </u> | POSTPONED | <u>      </u> |        | <u>      </u> |
|             |               | ABSENT  | <u>      </u> | REF'D/COM | <u>      </u> |        | <u>      </u> |

**COMMITTEES:**

       Y:        N:        Y:        N:        Y:        N:       

**TITLE: APPOINTING MEMBERS TO THE COMMUNITY SERVICES BOARD AND SUBCOMMITTEES.**

**WHEREAS**, vacancies exist on the Steuben County Community Services Board and Subcommittees; and

**WHEREAS**, Article 41.11 of the Mental Hygiene Law requires that said appointments be made by local government; and

**WHEREAS**, the Steuben County Manager has recommended the following appointments, subject to confirmation by the Steuben County Legislature:

**Community Services Board**

**TERM**

- |   |   |
|---|---|
| <ol style="list-style-type: none"> <li>1. Cora Saxton<br/>310 East Naples Street<br/>Wayland, NY 14572</li> <li>2. Darlene Smith, Director<br/>Steuben County Public Health<br/>3 East Pulteney Square<br/>Bath, NY 14810</li> <li>3. Mark R. Alger<br/>109 Rumsey Street<br/>Bath, NY 14810</li> <li>4. Honorable Gary D. Swackhamer<br/>Steuben County Legislator, District #1<br/>67 North Main Street<br/>Hornell, NY 14843</li> <li>5. Gina Reagan<br/>Catholic Charities of Steuben<br/>23 Liberty Street<br/>Bath, NY 14810</li> <li>6. Doreen Patterson<br/>Arbor Development<br/>26 Bridge Street<br/>Corning, NY 14830</li> </ol> | <p>01/01/21 – 12/31/24</p> <p>01/01/21 – 12/31/24</p> <p>01/01/22 – 12/31/25</p> <p>01/01/22 – 12/31/25</p> <p>01/01/22 – 12/31/25</p> <p>01/01/23 – 12/31/26</p> |
|---|---|

7. Kathryn Muller, Commissioner  
Steuben County Department of Social Services  
3 East Pulteney Square  
Bath, NY 14810 01/01/20 – 12/31/23
8. Matt Mehlenbacher  
The Arc Allegany-Steuben  
One Arc Way  
Bath, NY 14810 01/01/20 – 12/31/23
9. Robert Cole, M.D.  
10101 Grandview Lane  
Hammondsport, NY 14840 01/01/20 – 12/31/23

**Mental Health Subcommittee:**

1. Cora Saxton  
310 East Naples Street  
Wayland, NY 14572 01/01/21 – 12/31/24
2. Craig Pomplas  
Steuben County Probation  
3 East Pulteney Square  
Bath, NY 14810 01/01/21 – 12/31/24
3. Kathryn Muller, Commissioner  
Steuben County Department of Social Services  
3 East Pulteney Square  
Bath, NY 14810 01/01/22 – 12/31/25
4. Cynthia Gee (*filling unexpired term of Donna Baxter*)  
Family Service Society, Inc.  
280 Princeton Avenue Ext.  
Corning, NY 14830 01/01/22 – 12/31/25
5. Doreen Patterson  
Arbor Development  
26 Bridge Street  
Corning, NY 14830 01/01/23 – 12/31/26
6. Bill Caudill, Youth Program Coordinator  
Steuben County Youth Bureau  
3 East Pulteney Square  
Bath, NY 14810 01/01/23 – 12/31/26
7. Gina Reagan  
Catholic Charities of Steuben  
23 Liberty Street  
Bath, NY 14810 01/01/20 – 12/31/23
8. Jean Robinson (*filling unexpired term of Heidi Zigenfus*)  
Aspire Hope  
25 West Steuben Street  
Bath, NY 14810 01/01/20 – 12/31/23

9. Dawn Champaign (*filling unexpired term of Rick McInroy*)  
214 East Steuben Street  
Apartment 103  
Bath, NY 14810 01/01/20 – 12/31/23

**Chemical Dependency Subcommittee**

1. Colleen Banik  
Steuben Prevention Coalition  
8 East Morris Street  
Bath, NY 14810 01/01/21 – 12/31/24
2. Darlene Smith, Director  
Steuben County Public Health  
3 East Pulteney Square  
Bath, NY 14810 01/01/21 – 12/31/24
3. Bianca Crandle (*filling unexpired term of Cynthia Gee*)  
Family Service Society, Inc.  
280 Princeton Avenue Ext.  
Corning, NY 14830 01/01/22 – 12/31/25
4. Tatiana Zentz  
CASA-Trinity  
45 Maple Street  
Dansville, NY 14437 01/01/22 – 12/31/25
5. Susan Hooker  
Hornell Area Concern for Youth  
76 East Main Street  
Hornell, NY 14843 01/01/23 – 12/31/26
6. Connie Terri  
Steuben Prevention Coalition  
8 East Morris Street  
Bath, NY 14810 01/01/23 – 12/31/26
7. Stacie Wing (*filling unexpired term of James Bassage*)  
Bath Area Hope for Youth  
8 Pulteney Square  
Bath, NY 14810 01/01/20 – 12/31/23
8. Rick McInroy (*filling unexpired term of Gina Reagan*)  
Catholic Charities of Steuben  
23 Liberty Street  
Bath, NY 14810 01/01/20 – 12/31/23
9. Robert Cole, M.D.  
10101 Grandview Lane  
Hammondsport, NY 14840 01/01/20 – 12/31/23

**Developmental Disabilities Committee**

1. Matt Mehlenbacher  
The Arc Allegany-Steuben  
One Arc Way  
Bath, NY 14810 01/01/21 – 12/31/24

2. Charlene Robinson  
5788 Bonny Hill Road  
Bath, NY 14810 01/01/21 – 12/31/24
3. Lillian Fazi (*filling unexpired term of Sandra Buto*)  
Capabilities, Inc.  
1149 Sullivan Street  
Elmira, NY 14901 01/01/22 – 12/31/25
4. Honorable Gary D. Swackhamer  
Steuben County Legislator, District #1  
67 North Main Street  
Hornell, NY 14843 01/01/22 – 12/31/25
5. Mary Perham  
1976 West Shore Road  
Bath, NY 14810 01/01/23 – 12/31/26
6. Mark R. Alger  
109 Rumsey Street  
Bath, NY 14810 01/01/23 – 12/31/26
7. Jeannie Wheeler  
Bath Central School District  
25 Ellas Avenue  
Bath, NY 14810 01/01/23 – 12/31/26
8. Erin Warr  
Pathways, Inc.  
33 Denison Parkway West  
Corning, NY 14830 01/01/20 – 12/31/23
9. Deb Marshall, Psy.D.  
79 Miller Street  
Wellsville, NY 14895 01/01/20 – 12/31/23

**NOW THEREFORE, BE IT**

**RESOLVED**, the Steuben County Legislature shall confirm the appointment of the aforesaid persons to the Community Services Board for the terms indicated; and be it further

**RESOLVED**, the members shall serve without compensation except for necessary expenses, upon presentation of receipts, related to the fulfillment of their duties on the Community Services Board and subcommittees; and be it further

**RESOLVED**, a certified copy of this resolution shall be forwarded to the above-named appointees; Henry W. Chapman, Psy.D., Director of Community Services; and the County Auditor.  
STATE OF NEW YORK)

ss.:  
COUNTY OF STEUBEN)

I, the undersigned, Clerk of the Steuben County Legislature, **DO HEREBY CERTIFY**, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, January 23, 2023; that it is a correct transcript therefrom and of the whole of said original.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, January 25, 2023.


**RESOLUTION  
STEUBEN COUNTY LEGISLATURE  
BATH, NEW YORK**

DATE APPROVED : 01/23/2023  
PERM. NO. : 014-23

INTRO. NO. : 17-14  
INTRO. DATE: 01/23/2023

INTRO. BY : S. Van Etten                      SECONDED BY : A. Mullen

**VOTE:**

|             |               |         |               |           |               |        |               |
|-------------|---------------|---------|---------------|-----------|---------------|--------|---------------|
| ROLL CALL   | <u>      </u> | YES     | <u>      </u> | AMENDED   | <u>      </u> | LOST   | <u>      </u> |
| ADOPTED     | <u>  X  </u>  | NO      | <u>      </u> | TABLED    | <u>      </u> | W/DRWN | <u>      </u> |
| ACCLAMATION | <u>  X  </u>  | ABSTN'D | <u>      </u> | POSTPONED | <u>      </u> |        |               |
|             |               | ABSENT  | <u>      </u> | REF'D/COM | <u>      </u> |        |               |

**COMMITTEES:**

       Y:        N:        Y:        N:        Y:        N:       

**TITLE:            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 Chairman of the Legislature has recommended that **ROBERT V. NICHOLS, DISTRICT 11**, be reappointed as the Legislative Representative to the Soil and Water Conservation District Board of Directors; and

**WHEREAS**, the Chairman of the Legislature has recommended that **K. MICHAEL HANNA, DISTRICT 5**, be appointed as the Legislative Representative to the Soil and Water Conservation District Board of Directors.

**NOW THEREFORE, BE IT**

**RESOLVED**, that **ROBERT V. NICHOLS, DISTRICT 11**, be and the same hereby is appointed as a Legislative Representative to the Soil and Water Conservation District Board of Directors for a term of two (2) years commencing January 1, 2023 and not beyond December 31, 2024; and be it further

**RESOLVED**, that **K. MICHAEL HANNA, DISTRICT 5**, be and the same hereby is appointed as a Legislative Representative to the Soil and Water Conservation District Board of Directors for a term of two (2) years commencing January 1, 2023 and not beyond December 31, 2024; 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 and Water Conservation District Office, 415 West Morris Street, Bath, New York 14810.

STATE OF NEW YORK)

ss.:

COUNTY OF STEUBEN)

I, the undersigned, Clerk of the Steuben County Legislature, **DO HEREBY CERTIFY**, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, January 23, 2023; that it is a correct transcript therefrom and of the whole of said original.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, January 25, 2023.


**RESOLUTION  
STEUBEN COUNTY LEGISLATURE  
BATH, NEW YORK**

DATE APPROVED : 01/23/2023 INTRO. NO. : 18-15  
PERM. NO. : 015-23 INTRO. DATE: 01/23/2023

INTRO. BY : S. Van Etten SECONDED BY : A. Mullen

**VOTE:**

|             |               |         |               |           |               |        |               |
|-------------|---------------|---------|---------------|-----------|---------------|--------|---------------|
| ROLL CALL   | <u>      </u> | YES     | <u>      </u> | AMENDED   | <u>      </u> | LOST   | <u>      </u> |
| ADOPTED     | <u>  X  </u>  | NO      | <u>      </u> | TABLED    | <u>      </u> | W/DRWN | <u>      </u> |
| ACCLAMATION | <u>  X  </u>  | ABSTN'D | <u>      </u> | POSTPONED | <u>      </u> |        |               |
|             |               | ABSENT  | <u>      </u> | REF'D/COM | <u>      </u> |        |               |

**COMMITTEES:**

       Y:        N:        Y:        N:        Y:        N:       

**TITLE: APPOINTING MEMBERS TO THE STEUBEN AREA ECONOMIC DEVELOPMENT CORPORATION.**

**WHEREAS**, by resolution dated July 28, 2011, the Steuben County Industrial Development Agency adopted certain amendments to the Certificate of Incorporation and By-Laws of the Steuben Area Economic Development Corporation to reflect that the sole member of the Corporation shall be the County of Steuben acting by and through the Chair of the Legislature of the County; and

**WHEREAS**, the County desires to appoint the Board of Directors of the Steuben Area Economic Development Corporation; and

**WHEREAS**, the By-Laws of the Steuben County Area Economic Development Corporation authorize that the number of Directors of the Corporation shall be seven (7); and

**WHEREAS**, the Directors of the Corporation are appointed to serve three (3) year staggered terms, excepting one appointee who shall serve a term of one (1) year.

**NOW THEREFORE, BE IT**

**RESOLVED**, the following persons as recommended by the Steuben County Manager are hereby appointed as members of the Steuben Area Economic Development Corporation for the terms as indicated and shall hold office until reappointed or a successor is appointed, and has qualified to wit:

**January 1, 2021 through December 31, 2023**

Christine D. Sharkey, Corning Enterprises, One West Market Street – 6<sup>th</sup> Floor, Corning, NY 14830  
Mike Davidson, Davidson’s Furniture, 161 Main Street, Hornell, NY 14843

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

Scott J. Van Etten, Chairman, Steuben County Legislature, 11331 Hendy Hollow Rd, Corning, NY 14830

**January 1, 2022 through December 31, 2024**

Mark R. Alger, County Resident, 109 Rumsey Street, Bath, NY 14810  
Dean Strobel, General Manager, Upstate Niagara Coop, 8600 Main Street, Campbell, NY 14821

**January 1, 2023 through December 31, 2025**

Anthony Russo, Southern Tier Provisions, 6683 Route 54 S, Bath, NY 14810  
Michelle Caulfield, Superintendent, Corning-Painted Post School District, 165 Charles St., Corning NY 14830

**AND BE IT FURTHER RESOLVED**, the members shall serve without compensation except for necessary expenses, upon presentation of receipts, related to the fulfillment of their duties on the Steuben Area Economic Development Corporation; and be it further

**RESOLVED**, a certified copy of this resolution shall be forwarded to each of the above-named appointees; James C. Johnson, Executive Director, Steuben County Industrial Development Agency, 7234 Route 54 N, Bath, NY 14810; Chelsea Robertson, Executive Director, Southern Tier Central Regional Planning & Development Board, 8 Denison Parkway East, Suite 301, Corning, NY 14830; Counsel to the Steuben County Industrial Development Agency; and the County Auditor.

STATE OF NEW YORK)

ss.:

COUNTY OF STEUBEN)

I, the undersigned, Clerk of the Steuben County Legislature, **DO HEREBY CERTIFY**, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, January 23, 2023; that it is a correct transcript therefrom and of the whole of said original.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, January 25, 2023.


**RESOLUTION  
STEUBEN COUNTY LEGISLATURE  
BATH, NEW YORK**

DATE APPROVED : 01/23/2023 INTRO. NO. : 19-16  
PERM. NO. : 016-23 INTRO. DATE: 01/23/2023

INTRO. BY : S. Van Etten SECONDED BY : A. Mullen

**VOTE:**

|             |               |         |               |           |               |        |               |
|-------------|---------------|---------|---------------|-----------|---------------|--------|---------------|
| ROLL CALL   | <u>      </u> | YES     | <u>      </u> | AMENDED   | <u>      </u> | LOST   | <u>      </u> |
| ADOPTED     | <u>  X  </u>  | NO      | <u>      </u> | TABLED    | <u>      </u> | W/DRWN | <u>      </u> |
| ACCLAMATION | <u>  X  </u>  | ABSTN'D | <u>      </u> | POSTPONED | <u>      </u> |        |               |
|             |               | ABSENT  | <u>      </u> | REF'D/COM | <u>      </u> |        |               |

**COMMITTEES:**

       Y:        N:        Y:        N:        Y:        N:       

**TITLE: APPOINTING MEMBERS TO THE STEUBEN COUNTY INDUSTRIAL DEVELOPMENT AGENCY.**

Pursuant to Section 12.19 of the Steuben County Charter and Section 895-I of the General Municipal Law of the State of New York.

**WHEREAS**, the By-Laws of the Steuben County Industrial Development Agency authorize as many as seven (7) members to serve on the Steuben County Industrial Development Agency; and

**WHEREAS**, the Board members are appointed to serve three (3) year staggered terms, excepting one appointee who shall serve a term of one (1) year; and

**WHEREAS**, the term has expired for various board members.

**NOW THEREFORE, BE IT**

**RESOLVED**, the following persons, as recommended by the Steuben County Manager, are hereby appointed (reappointed) as members of the Steuben County Industrial Development Agency for the terms as indicated and shall hold office until reappointed or a successor is appointed, and has qualified to wit:

**January 1, 2021 through December 31, 2023**

Christine D. Sharkey, Corning Enterprises, One West Market Street – 6<sup>th</sup> Floor, Corning, NY 14830  
Mike Davidson, Davidson’s Furniture, 161 Main Street, Hornell, NY 14843

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

Scott J. Van Etten, Chairman, Steuben County Legislature, 11331 Hendy Hollow Rd, Corning, NY 14830

**January 1, 2022 through December 31, 2024**

Mark R. Alger, County Resident, 109 Rumsey Street, Bath, NY 14810  
Dean Strobel, General Manager, Upstate Niagara Coop, 8600 Main Street, Campbell, NY 14821

**January 1, 2023 through December 31, 2025**

Anthony Russo, Southern Tier Provisions, 6683 Route 54 S, Bath, NY 14810  
Michelle Caulfield, Superintendent, Corning-Painted Post School District, 165 Charles St., Corning NY 14830

**RESOLVED**, certificates of appointment, as required by law, shall be filed with the Secretary of the State of New York, by Counsel to the Steuben County Industrial Development Agency; and be it further

**RESOLVED**, a certified copy of this resolution shall be forwarded to each of the above-named appointees; the County Planning Director; James C. Johnson, Executive Director, Steuben County Industrial Development Agency, 7234 Route 54 N, Bath, NY 14810; Chelsea Robertson, Executive Director, Southern Tier Central Regional Planning & Development Board, 8 Denison Parkway East, Suite 301, Corning, NY 14830; counsel to the agency; and the County Auditor.

STATE OF NEW YORK)

ss.:

COUNTY OF STEUBEN)

I, the undersigned, Clerk of the Steuben County Legislature, **DO HEREBY CERTIFY**, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, January 23, 2023; that it is a correct transcript therefrom and of the whole of said original.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, January 25, 2023.


**RESOLUTION  
STEUBEN COUNTY LEGISLATURE  
BATH, NEW YORK**

DATE APPROVED : 01/23/2023 INTRO. NO. : 20-17  
 PERM. NO. : 017-23 INTRO. DATE: 01/23/2023

INTRO. BY : S. Van Etten SECONDED BY : F. Potter

**VOTE:**

|             |            |         |               |           |          |        |          |
|-------------|------------|---------|---------------|-----------|----------|--------|----------|
| ROLL CALL   | <u> X </u> | YES     | <u> 9421 </u> | AMENDED   | <u> </u> | LOST   | <u> </u> |
| ADOPTED     | <u> X </u> | NO      | <u> 0 </u>    | TABLED    | <u> </u> | W/DRWN | <u> </u> |
| ACCLAMATION | <u> </u>   | ABSTN'D | <u> 0 </u>    | POSTPONED | <u> </u> |        |          |
|             |            | ABSENT  | <u> 451 </u>  | REF'D/COM | <u> </u> |        |          |

**COMMITTEES:**

Y:   N:   Y:   N:   Y:   N:

**TITLE: 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.

**WHEREAS**, there is a pending matter on the behalf of the County of Steuben, regarding the opioid addiction crisis, in which the County of Steuben is a named plaintiff in the action (the “action”); and

**WHEREAS**, the Action is against several defendants, including manufacturers of opioids, distributors of opioids and chain pharmacies; and

**WHEREAS**, the Action alleges several causes of action against defendants Teva Pharmaceutical Industries Ltd. (hereinafter “Teva”); and

**WHEREAS**, Teva has offered to settle the claims of the County of Steuben against them; and

**WHEREAS**, the County of Steuben has been provided a settlement agreement and release form for review and consideration; and

**WHEREAS**, it is in the best interest of the County of Steuben to resolve this matter with respect to the Teva without further litigation and enter into the proposed Agreement and Release.

**NOW THEREFORE, BE IT**

**RESOLVED**, the County does hereby authorize Counsel, Napoli Shkolnik PLLC, to execute the Teva Participation Agreement, the Teva Settlement Sharing Agreement, the New York Subdivision Settlement Participation Form, the Teva New York Global Payment Opioid Settlement Sharing Agreement, and the Teva New York Premium Payment Opioid Settlement Sharing Agreement on behalf of the County of Steuben against Teva thereby releasing and resolving all claims brought by the County against said Defendants in its’ Complaint of February 2, 2018; and be it further

**RESOLVED**; the Commissioner of Finance is authorized to accept the Settlement Funds per this agreement; and be it further

**RESOLVED**, a certified copy of this resolution shall be forwarded to Napoli Shkolnik PLLC, 360 Lexington Ave-11<sup>th</sup> Floor, New York , New York 10017; County Attorney, County Manager and Commissioner of Finance.

STATE OF NEW YORK)

ss.:

COUNTY OF STEUBEN)

I, the undersigned, Clerk of the Steuben County Legislature, **DO HEREBY CERTIFY**, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, January 23, 2023; that it is a correct transcript therefrom and of the whole of said original.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, January 25, 2023.




**Exhibit B**  
**NEW YORK SUBDIVISION SETTLEMENT PARTICIPATION FORM**

This Settlement Participation Form for New York Participating Subdivisions resolves Claims related to Covered Conduct, Opioids, Opioid Products, and Products against Teva under the terms and conditions set forth in the Teva New York Statewide Opioid Settlement Agreement between and among the State of New York (for itself and certain other Releasers), the County of Nassau, the County of Suffolk, all other New York Participating Subdivisions, and Teva (the "Agreement")<sup>1</sup>, the provisions of which are here incorporated by reference in their entirety.

Upon executing this Settlement Participation Form, a Participating Subdivision agrees that, in exchange for the consideration described in the Agreement, the Participating Subdivision is bound by all the terms and conditions of the Agreement, including but not limited to the Release Section found in Section VI of the Agreement and the Participation by Subdivisions Section found in Section VIII of the Agreement, and the Participating Subdivision and its signatories expressly represent and warrant on behalf of themselves that they have, or will have obtained on or before the Effective Date or on or before the execution of this Settlement Participation Form if executed after the Effective Date, the authority to settle and release, to the maximum extent of the Subdivision's power, all Released Claims related to Covered Conduct, Opioids, Opioid Products, and Products against all Released Entities.

If this Settlement Participation Form is executed on or before the Participation Date, the Participating Subdivision shall dismiss Teva and all other Released Entities with prejudice from all pending cases in which the Participating Subdivision has asserted Claims related to Covered Conduct, Opioids, Opioid Products, and Products against Teva and/or a Released Entity, as

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<sup>1</sup> Capitalized terms used but not otherwise defined herein have the meanings ascribed to them in the Agreement.

applicable, no later than the Participation Date. If this Settlement Participation Form is executed after the Participation Date, the Participating Subdivision shall dismiss Teva and all other Released Entities with prejudice from all pending cases in which the Participating Subdivision has asserted Claims related to Covered Conduct, Opioids, Opioid Products, and Products against Teva and/or any other Released Entity, as applicable, concurrently with the execution of this Settlement Participation Form.

The Participating Subdivision hereby authorizes counsel, if applicable, to execute and file on behalf of the Participating Subdivision, a Stipulation of Discontinuance with Prejudice. By executing this Settlement Participation Form, the Participating Subdivision submits to the jurisdiction of the Court where the Consent Judgment is filed for purposes limited to that Court's role under the Agreement.

Date: \_\_\_\_\_

[NY SUBDIVISION]

By: \_\_\_\_\_

[COUNSEL]  
[FIRM]  
[ADDRESS]  
[TELEPHONE]

[EMAIL ADDRESS]

*Counsel for [NY SUBDIVISION]*

**Exhibit C**  
**TEVA NEW YORK GLOBAL PAYMENT OPIOID SETTLEMENT SHARING**  
**AGREEMENT**

This Agreement sets forth the terms and conditions governing the sharing and allocation of funds between and among the State of New York and the New York Subdivisions (as defined below) received from Teva (as defined below) under the Global Payment Portion of the New York Teva Opioids Settlement Agreement (defined below), which constitutes a "Statewide Opioids Settlement Agreement" as defined in N.Y. Mental Hyg. Law § 25.18(a)(8);

Whereas, the people of the State of New York and its communities have been harmed by misfeasance, nonfeasance, and malfeasance committed by Teva;

Whereas, the State of New York and certain New York Subdivisions are engaged in litigation seeking to hold Teva accountable for the damage caused by their misfeasance, nonfeasance, and malfeasance; and

Whereas, the State of New York and the New York Subdivisions share a common desire to abate and alleviate the impacts of the misfeasance, nonfeasance, and malfeasance of Teva throughout the State of New York;

Now therefore, notwithstanding the New York Distributor Statewide Opioid Settlement Agreement, the New York Janssen Statewide Opioid Settlement Agreement, and the New York Allergan Statewide Opioid Settlement Agreement, the State of New York and the New York Subdivisions enter into this Agreement relating to the allocation, distribution, and use of the proceeds of the Global Payment Portion of the New York Teva Opioids Settlement (as defined below).

**I. DEFINITIONS**

A. "Approved Uses" means any opioid or substance use disorder related projects or programs that fall within the list of uses in Schedule D.

B. "Lead State Agency" means the New York State Office of Addiction Services and Supports. As provided for in Section V, The Lead State Agency will coordinate with the New York Department of Health, the New York Office of Mental Health, and the New York Division of Housing and Community Renewal, as well as other agencies, to expend and oversee funds from the Teva Opioid Settlement Fund.

C. The "Advisory Board" means the advisory board created and described by N.Y. Mental Hyg. Law § 25.18(c) and Section V of Exhibit N of the New York Distributor Statewide Opioid Settlement Agreement.

D. "Direct Share Subdivision" means every county of the State of New York other than the County of Nassau, the County of Suffolk, and the City of New York.

- E. The “Global Payment Portion” means the amounts paid pursuant to Sections III.A.1.a.(i)&(ii) of the New York Teva Opioids Settlement Agreement.
- F. “Large New York Cities” means New York cities other than New York City with a 2020 population of more than 90,000 – *i.e.*, the cities of Albany, Buffalo, Rochester, Syracuse and Yonkers.
- G. “New York Allergan Statewide Opioid Settlement Agreement” means the Allergan New York Settlement Agreement, executed on December 8, 2021.
- H. “New York Distributor Statewide Opioid Settlement Agreement” means the Distributors New York Settlement Agreement, executed on July 20, 2021.
- I. “New York Janssen Statewide Opioid Settlement Agreement” means the Janssen New York Settlement Agreement, executed on June 25, 2021.
- J. “New York Subdivisions” means each county, city, town, village or special district in New York.
- K. “Opioid Settlement Funds” shall mean monetary amounts obtained through the Teva Opioid Settlement Agreement as defined in this Agreement.
- L. “Teva” shall mean (i) Teva Pharmaceutical Industries Ltd. and (ii) all of its respective past and present direct or indirect parents, subsidiaries, divisions, affiliates, joint ventures, predecessors, successors, assigns, including but not limited to Teva Pharmaceuticals USA, Inc., the Actavis Generic Entities, and Anda, Inc.
- M. “Parties” means the State of New York and the New York Subdivisions who execute this agreement.
- N. “New York Teva Opioids Settlement Agreement” shall mean this settlement agreement jointly entered into by the State of New York and New York Subdivisions with Teva.
- O. “Opioid Settlement Fund” means the fund created by Section IV, which will be used or distributed in accordance with Section IV and this Agreement.

## **II. GENERAL FINANCIAL AND STRUCTURE TERMS**

- A. **Scope of Agreement.** This Agreement applies to the Global Payment Portion of the New York Teva Opioids Settlement Agreement.
- B. **Allocation and Distribution of Funds for Restitution and Abatement.** Opioid Settlement Funds from the Global Payment Portion of the New York Teva Opioids Settlement Agreement shall be allocated and distributed as follows:

1. **17.5%** to the State of New York (unless not in accordance with state law). The Office of the Attorney General shall have the discretion to allocate a portion of these funds to local governments not listed in the annexed allocation chart.
  2. **16.39%** to the Lead State Agency to be placed in the Opioid Settlement Fund for Regional Spending on Approved Uses. In combination, the amount of Regional Spending of the Opioid Settlement Fund committed to the Large New York Cities shall not be less than 1.89% of the total Opioid Settlement Funds.
  3. **27.65%** to the Lead State Agency to be placed in the Opioid Settlement Fund for Discretionary Spending on Approved Uses and for Administration of the Opioid Settlement Fund.
  4. **5.4%** to the Direct Share Subdivisions as "Direct Unrestricted Funds".
  5. **10.1%** to the Direct Share Subdivisions for spending on Approved Uses ("Direct Restricted Funds").
  6. **22.96%** to the City of New York for spending on Approved Uses.
- C. **Redistribution in Certain Situations.** In the event a New York Subdivision merges, dissolves, or ceases to exist, the allocation percentage for that New York Subdivision shall be redistributed equitably based on the composition of the successor New York Subdivision. If a New York Subdivision for any reason is excluded from a specific Settlement, including because it does not execute a release as required by Section III.A, the allocation percentage for that New York Subdivision pursuant to Sections II.B.4 and 5 shall be redistributed equitably among the participating New York Subdivisions.
- D. **Direct Payment of Certain Funds.** All Opioid Settlement Funds allocated to the Direct Share Subdivisions and the City of New York pursuant to Sections II.B.4, 5 and 6 shall be paid directly and as promptly as reasonably practicable by Teva or the settlement fund administrator(s) to the Direct Share Subdivisions, and the City of New York.
- E. **Attorneys' Fees and Expenses.** Unless state law or the applicable Statewide Opioid Settlement Agreement provides otherwise, Attorneys' fees and expenses will be determined and paid according to each Direct Share Subdivision's and New York Subdivision's contracts with its respective counsel. This does not prevent counsel for New York subdivisions to agree to recover solely from: (1) the common benefit and contingency fee funds if established pursuant to settlements with Opioid Supply Chain Participants; or (2) payment of attorneys' fees and costs directly from Opioid Supply Chain Participants.

### **III. THE DIRECT SHARE SUBDIVISION AND CITY OF NEW YORK FUNDS**

- A. **Distribution of the Direct Share Subdivision Funds.** The Direct Unrestricted Funds and the Direct Restricted Funds shall be paid to the Direct Share Subdivisions that execute a release for

the New York Teva Opioid Settlement Agreement, pursuant to Section II.B.4 and 5, and will be fully distributed among them pursuant to the allocation set forth in Schedule A to this Agreement.

- B. **Certification of Spending on Approved Uses.** Each year, the Direct Share Subdivisions and the City of New York shall certify to the Lead State Agency and the Advisory Board that all funds distributed to them pursuant to Sections II.B.5 and 6 of this Agreement as well as under the Teva New York Premium Payment Opioid Settlement Sharing Agreement, which were spent during the preceding year, were spent on projects and programs that constitute Approved Uses. These certifications shall be made by August 1 of each year following the year in which such funds were spent and shall be accompanied by a detailed accounting of the spending of such funds as well as analysis and evaluation of the projects and programs they have funded.

#### **IV. THE OPIOID SETTLEMENT FUND**

##### **A. Establishment of the Opioid Settlement Fund.**

1. Each year the Lead State Agency will allocate approximately **45%** of the Opioid Settlement Fund (16.39% of the total Opioid Settlement Funds) for Approved Uses in the various regions, Large New York Cities and other litigating municipalities of New York State, except New York City and the Counties of Nassau and Suffolk, pursuant to a commitment to spend in each the corresponding percentages shown in Schedule B. Of this amount, at least 1.89% of the total Opioid Settlement Funds received by New York shall be set aside for Large New York Cities, as listed in Schedule C. Each New York Subdivision other than New York City and the Counties of Nassau and Suffolk may apply for and receive funds from the Opioid Settlement Fund, provided however, that each such Subdivision shall, as a condition to the receipt of these funds, certify at the end of each fiscal year during which it receives such funds that all funds provided to it under this provision of the Agreement were spent on projects and programs that constitute Approved Uses and provided that it complies with the reporting requirements set forth in Section IV.E.

2. Each year the Lead State Agency will set aside approximately **55%** of the Opioid Settlement Fund (20% of the total Opioid Settlement Funds) for spending by the Lead State Agency to (a) fund State projects that constitute Approved Uses, and (b) carry out the duties of the Lead State Agency and Advisory Board under this Agreement, including oversight and administration of the Opioid Settlement Fund and the Advisory Board. No more than 5% of the total Opioid Settlement Fund may be used in any fiscal year for oversight and administrative costs of the Opioid Settlement Fund and the Advisory Board.

B. **Approved Uses.** The Approved Uses are set forth in Schedule C below. The Advisory Board may recommend to the Legislature adding or removing Approved Uses in response to changing substance use disorder needs in the state. The Advisory Board may not recommend that Approved Uses be removed from the list of Approved Uses without the vote of three-fourths of the present members of the Advisory Board.

C. **Oversight and Auditing.** The Lead State Agency will engage in oversight and audits of projects and programs funded through the Opioid Settlement Fund.

D. **New York Subdivision Reporting.** Each New York Subdivision that receives funds from the Opioid Settlement Fund under this Agreement will annually provide to the Lead State Agency and Advisory Board a detailed accounting of the spending of such funds as well as analysis and evaluation of the projects and programs it has funded. Such accounting shall be provided by August 1 of each year following the year in which such funds were spent. The Lead Agency may withhold future funds from any New York Subdivision that is delinquent in providing this reporting, until the required report is submitted.

E. **Lead Agency Reporting.** The Lead State Agency and other relevant government commissioners, in consultation with the Advisory Board, will annually provide the Governor, Speaker of the Assembly, the Temporary President of the Senate, and other legislative leaders as provided by law, a written report, which, among other things, provides a detailed accounting of the previous year's spending of all monies in the Opioid Settlement Fund, any spending by the Direct Share Subdivisions pursuant to Section 11.B.5 and any spending by New York City pursuant to Section 11.B.6, as well as an analysis and evaluation of the projects and programs so funded. This report shall be provided on or before November 1 of each year, beginning one year after the initial deposit of monies in the Opioid Settlement Fund. At the same time, in consultation with the Advisory Board, the Lead State Agency will report annually the results of research funded by funds from this Agreement, the status of any outstanding audits, and the non-binding recommendations of the Advisory Board.

#### V. THE ROLE OF THE ADVISORY BOARD

The Advisory Board established pursuant N.Y. Mental Hyg. Law § 25.18(c) and Section V of Exhibit N of the New York Distributor Statewide Opioid Settlement Agreement will constitute the Advisory Board for this agreement.

#### VI. RETENTION OF JURISDICTION

The Supreme Court, County of Nassau, shall retain jurisdiction of the Parties for the purpose of this Agreement, including its interpretation and enforcement.

LETITIA JAMES  
Attorney General of the State of New York


By:   
Muhammad Umair Khan  
Senior Advisor & Special Counsel  
Office of New York State Attorney General

Date: 11/03/22

New York, NY 10005  
Tel: 212-416-8450  
Jennifer.Levy@ag.ny.gov

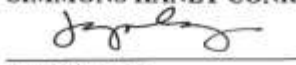
*Counsel for The People of the State of New York*

**NAPOLI SHKOLNIK PLLC**

  
Salvatore C. Badala  
Napoli Shkolnik PLLC  
400 Broadhollow Road  
Melville, NY 11747  
Phone: (212) 397-1000  
sbadala@napolilaw.com

Date: \_\_\_\_\_

**SIMMONS HANLY CONROY LLC**

  
Jayne Conroy  
Simmons Hanly Conroy LLC  
112 Madison Ave 7th Floor  
New York, NY 10016  
Phone: (212) 257-8482  
jconroy@simmonsfirm.com

Date: \_\_\_\_\_

**ADDITIONAL SIGNATORIES:**

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Date: \_\_\_\_\_

*Counsel for* \_\_\_\_\_

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*Counsel for* \_\_\_\_\_

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*Counsel for* \_\_\_\_\_

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*Counsel for* \_\_\_\_\_

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Date: \_\_\_\_\_

*Counsel for* \_\_\_\_\_

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Schedule A

|                       |                      |
|-----------------------|----------------------|
| Allegany              | 0.492651319%         |
| Cattaraugus           | 0.885804166%         |
| Chautauqua            | 1.712744591%         |
| Erie                  | 13.981832649%        |
| Niagara               | 3.416877066%         |
| <b>Western Region</b> | <b>20.489909791%</b> |

|                            |                      |
|----------------------------|----------------------|
| Genesee                    | 0.710630089%         |
| Livingston                 | 0.678797077%         |
| Monroe                     | 9.384433024%         |
| Ontario                    | 1.309944722%         |
| Orleans                    | 0.412856571%         |
| Seneca                     | 0.386847050%         |
| Wayne                      | 0.994089249%         |
| Wyoming                    | 0.411657124%         |
| Yates                      | 0.247909288%         |
| <b>Finger Lakes Region</b> | <b>14.537164194%</b> |

|                             |                     |
|-----------------------------|---------------------|
| Broome                      | 2.790673871%        |
| Chemung                     | 1.231939720%        |
| Chenango                    | 0.516475286%        |
| Delaware                    | 0.549364256%        |
| Schuyler                    | 0.208248729%        |
| Steuben                     | 1.137138754%        |
| Tioga                       | 0.542347836%        |
| Tompkins                    | 1.177586745%        |
| <b>Southern Tier Region</b> | <b>8.153775199%</b> |

|                          |                      |
|--------------------------|----------------------|
| Cayuga                   | 0.903523653%         |
| Cortland                 | 0.541036257%         |
| Madison                  | 0.810595101%         |
| Onondaga                 | 6.323758786%         |
| Oswego                   | 1.549495093%         |
| <b>Central NY Region</b> | <b>10.128408890%</b> |

|                             |                     |
|-----------------------------|---------------------|
| Fulton                      | 0.462070473%        |
| Herkimer                    | 0.658308079%        |
| Montgomery                  | 0.453395949%        |
| Oneida                      | 2.826733181%        |
| Otsego                      | 0.670962131%        |
| Schoharie                   | 0.277769778%        |
| <b>Mohawk Valley Region</b> | <b>5.349239592%</b> |

|         |              |
|---------|--------------|
| Clinton | 0.831513299% |
|---------|--------------|

|                             |                     |
|-----------------------------|---------------------|
| Essex                       | 0.367293246%        |
| Franklin                    | 0.457353060%        |
| Hamilton                    | 0.030269643%        |
| Jefferson                   | 1.273686826%        |
| Lewis                       | 0.251124198%        |
| St. Lawrence                | 1.234262202%        |
| <b>North Country Region</b> | <b>4.445502475%</b> |

|                       |                     |
|-----------------------|---------------------|
| Albany                | 2.791375201%        |
| Columbia              | 0.656790382%        |
| Greene                | 0.793267678%        |
| Rensselaer            | 1.270734936%        |
| Saratoga              | 1.679317072%        |
| Schenectady           | 1.217397796%        |
| Warren                | 0.612162823%        |
| Washington            | 0.479903545%        |
| <b>Capital Region</b> | <b>9.500949434%</b> |

|                          |                      |
|--------------------------|----------------------|
| Dutchess                 | 4.381104459%         |
| Orange                   | 5.187725669%         |
| Putnam                   | 1.184886753%         |
| Rockland                 | 3.081816868%         |
| Sullivan                 | 1.888626559%         |
| Ulster                   | 2.462996041%         |
| Westchester              | 9.207894077%         |
| <b>Mid-Hudson Region</b> | <b>27.395050426%</b> |

Schedule B

|                             |                      |
|-----------------------------|----------------------|
| <u>Western Region</u>       | <u>18.127131908%</u> |
| <u>Finger Lakes Region</u>  | <u>12.860822502%</u> |
| <u>Southern Tier Region</u> | <u>7.213529004%</u>  |
| <u>Central NY Region</u>    | <u>8.960459360%</u>  |
| <u>Mohawk Valley Region</u> | <u>4.732396222%</u>  |
| <u>North Country Region</u> | <u>3.932872842%</u>  |
| <u>Capital Region</u>       | <u>8.405354899%</u>  |
| <u>Mid-Hudson Region</u>    | <u>24.236011664%</u> |
| <u>Albany</u>               | <u>0.772105290%</u>  |
| <u>Buffalo</u>              | <u>3.867429560%</u>  |
| <u>Rochester</u>            | <u>2.595770859%</u>  |
| <u>Syracuse</u>             | <u>1.749176400%</u>  |
| <u>Yonkers</u>              | <u>2.546939490%</u>  |

**Schedule C – Approved Uses**

**I. TREATMENT**

**A. TREAT OPIOID USE DISORDER (OUD)**

Support treatment of Opioid Use Disorder (OUD) and any co-occurring Substance Use Disorder or Mental Health (SUD/MH) conditions through evidence-based, evidence-informed, or promising programs or strategies that may include, but are not limited to, the following:

1. Expand availability of treatment for OUD and any co-occurring SUD/MH conditions, including all forms of Medication-Assisted Treatment (MAT) approved by the U.S. Food and Drug Administration.
2. Support and reimburse services that include the full American Society of Addiction Medicine (ASAM) continuum of care for OUD and any co-occurring SUD/MH conditions, including but not limited to:
  - a. Medication-Assisted Treatment (MAT);
  - b. Abstinence-based treatment;
  - c. Treatment, recovery, or other services provided by states, subdivisions, community health centers; non-for-profit providers; or for-profit providers;
  - d. Treatment by providers that focus on OUD treatment as well as treatment by providers that offer OUD treatment along with treatment for other SUD/MH conditions; or
  - e. Evidence-informed residential services programs, as noted below.
3. Expand telehealth to increase access to treatment for OUD and any co-occurring SUD/MH conditions, including MAT, as well as counseling, psychiatric support, and other treatment and recovery support services.
4. Improve oversight of Opioid Treatment Programs (OTPs) to assure evidence-based, evidence-informed or promising practices such as adequate methadone dosing and low threshold approaches to treatment.
5. Support mobile intervention, treatment, and recovery services, offered by qualified professionals and service providers, such as peer recovery coaches, for persons with OUD and any co-occurring SUD/MH conditions and for persons who have experienced an opioid overdose.
6. Treatment of mental health trauma resulting from the traumatic experiences of the opioid user (e.g., violence, sexual assault, human trafficking, or adverse childhood experiences) and family members (e.g., surviving family members after an overdose or overdose fatality), and training of health care personnel to identify and address such trauma.

7. Support detoxification (detox) and withdrawal management services for persons with OUD and any co-occurring SUD/MH conditions, including medical detox, referral to treatment, or connections to other services or supports.
8. Training for MAT for health care providers, students, or other supporting professionals, such as peer recovery coaches or recovery outreach specialists, including telementoring to assist community-based providers in rural or underserved areas.
9. Support workforce development for addiction professionals who work with persons with OUD and any co-occurring SUD/MH conditions.
10. Fellowships for addiction medicine specialists for direct patient care, instructors, and clinical research for treatments.
11. Scholarships and supports for certified addiction counselors and other mental and behavioral health providers involved in addressing OUD any co-occurring SUD/MH conditions, including but not limited to training, scholarships, fellowships, loan repayment programs, or other incentives for providers to work in rural or underserved areas.
12. Scholarships for persons to become certified addiction counselors, licensed alcohol and drug counselors, licensed clinical social workers, and licensed mental health counselors practicing in the SUD field, and scholarships for certified addiction counselors, licensed alcohol and drug counselors, licensed clinical social workers, and licensed mental health counselors practicing in the SUD field for continuing education and licensing fees.
13. Provide funding and training for clinicians to obtain a waiver under the federal Drug Addiction Treatment Act of 2000 (DATA 2000) to prescribe MAT for OUD and provide technical assistance and professional support for clinicians who have obtained a DATA 2000 waiver.
14. Dissemination of web-based training curricula, such as the American Academy of Addiction Psychiatry's Provider Clinical Support Service-Opioids web-based training curriculum and motivational interviewing.
15. Development and dissemination of new curricula, such as the American Academy of Addiction Psychiatry's Provider Clinical Support Service for Medication-Assisted Treatment.

**B. SUPPORT PEOPLE IN TREATMENT AND RECOVERY**

Support people in treatment for and recovery from OUD and any co-occurring SUD/MH conditions through evidence-based, evidence-informed, or promising programs or strategies that may include, but are not limited to, the following:

1. Provide the full continuum of care of recovery services for OUD and any co-occurring SUD/MH conditions, including supportive housing, residential treatment, medical detox services, peer support services and counseling, community navigators, case management, transportation, and

connections to community-based services.

2. Provide counseling, peer-support, recovery case management and residential treatment with access to medications for those who need it to persons with OUD and any co-occurring SUD/MH conditions.
3. Provide access to housing for people with OUD and any co-occurring SUD/MH conditions, including supportive housing, recovery housing, housing assistance programs, or training for housing providers.
4. Provide community support services, including social and legal services, to assist in deinstitutionalizing persons with OUD and any co-occurring SUD/MH conditions.
5. Support or expand peer-recovery centers, which may include support groups, social events, computer access, or other services for persons with OUD and any co-occurring SUD/MH conditions.
6. Provide or support transportation to treatment or recovery programs or services for persons with OUD and any co-occurring SUD/MH conditions.
7. Provide employment training or educational services for persons in treatment for or recovery from OUD and any co-occurring SUD/MH conditions.
8. Identifying successful recovery programs such as physician, pilot, and college recovery programs, and providing support and technical assistance to increase the number and capacity of high-quality programs to help those in recovery.
9. Engaging non-profits, faith-based communities, and community coalitions to support people in treatment and recovery and to support family members in their efforts to manage the opioid user in the family.
10. Training and development of procedures for government staff to appropriately interact and provide social and other services to current and recovering opioid users, including reducing stigma.
11. Support stigma reduction efforts regarding treatment and support for persons with OUD, including reducing the stigma on effective treatment.
12. Create or support culturally-appropriate services and programs for persons with OUD and any co-occurring SUD/MH conditions, including new Americans.
13. Create and/or support recovery high schools.

**C. CONNECT PEOPLE WHO NEED HELP TO THE HELP THEY NEED**  
**(CONNECTIONS TO CARE)**

Provide connections to care for people who have – or at risk of developing – OUD and any cooccurring SUD/MH conditions through evidence-based, evidence-informed, or promising programs or strategies that may include, but are not limited to, the following:

1. Ensure that health care providers are screening for OUD and other risk factors and know how to appropriately counsel and treat (or refer if necessary) a patient for OUD treatment.
2. Fund Screening, Brief Intervention and Referral to Treatment (SBIRT) programs to reduce the transition from use to disorders.
3. Provide training and long-term implementation of SBIRT in key systems (health, schools, colleges, criminal justice, and probation), with a focus on youth and young adults when transition from misuse to opioid disorder is most common.
4. Purchase automated versions of SBIRT and support ongoing costs of the technology.
5. Training for emergency room personnel treating opioid overdose patients on post-discharge planning, including community referrals for MAT, recovery case management or support services.
6. Support hospital programs that transition persons with OUD and any co-occurring SUD/MH conditions, or persons who have experienced an opioid overdose, into community treatment or recovery services through a bridge clinic or similar approach.
7. Support crisis stabilization centers that serve as an alternative to hospital emergency departments for persons with OUD and any co-occurring SUD/MH conditions or persons that have experienced an opioid overdose.
8. Support the work of Emergency Medical Systems, including peer support specialists, to connect individuals to treatment or other appropriate services following an opioid overdose or other opioid-related adverse event.
9. Provide funding for peer support specialists or recovery coaches in emergency departments, detox facilities, recovery centers, recovery housing, or similar settings; offer services, supports, or connections to care to persons with OUD and any co-occurring SUD/MH conditions or to persons who have experienced an opioid overdose.
10. Provide funding for peer navigators, recovery coaches, care coordinators, or care managers that offer assistance to persons with OUD and any co-occurring SUD/MH conditions or to persons who have experienced on opioid overdose.
11. Create or support school-based contacts that parents can engage with to seek immediate treatment services for their child; and supporting prevention, intervention, treatment, and

recovery programs focused on young people.

12. Develop and support best practices on addressing OUD in the workplace.
13. Support assistance programs for health care providers with OUD.
14. Engage non-profits and faith community as a system to support outreach for treatment.
15. Support centralized call centers that provide information and connections to appropriate services and supports for persons with OUD and any co-occurring SUD/MH conditions.
16. Create or support intake and call centers to facilitate education and access to treatment, prevention, and recovery services for persons with OUD and any co-occurring SUD/MH conditions.
17. Develop or support a National Treatment Availability Clearinghouse – a multistate/nationally accessible database whereby health care providers can list locations for currently available in-patient and out-patient OUD treatment services that are accessible on a real-time basis by persons who seek treatment.

**D. ADDRESS THE NEEDS OF CRIMINAL-JUSTICE INVOLVED PERSONS**

Address the needs of persons with OUD and any co-occurring SUD/MH conditions who are involved – or are at risk of becoming involved – in the criminal justice system through evidence-based, evidence-informed or promising programs or strategies that may include, but are not limited to, the following:

1. Support pre-arrest and pre-arraignment diversion and deflection strategies for persons with OUD and any co-occurring SUD/MH conditions, including established strategies such as:
  - a. Self-referral strategies such as the Angel Programs or the Police Assisted Addiction Recovery Initiative (PAARI);
  - b. Active outreach strategies such as the Drug Abuse Response Team (DART) model;
  - c. “Naloxone Plus” strategies, which work to ensure that individuals who have received Naloxone to reverse the effects of an overdose are then linked to treatment programs or other appropriate services;
  - d. Officer prevention strategies, such as the Law Enforcement Assisted Diversion (LEAD) model; or
  - e. Officer intervention strategies such as the Leon County, Florida Adult Civil Citation Network or the Chicago Westside Narcotics Diversion to Treatment Initiative; or
  - f. Co-responder and/or alternative responder models to address OUD-related 911 calls with greater SUD expertise and to reduce perceived barriers associated with law enforcement 911 responses.
2. Support pre-trial services that connect individuals with OUD and any co-occurring SUD/MH

conditions to evidence-informed treatment, including MAT, and related services.

3. Support treatment and recovery courts for persons with OUD and any co-occurring SUD/MH conditions, but only if they provide referrals to evidence-informed treatment, including MAT.
4. Provide evidence-informed treatment, including MAT, recovery support, harm reduction, or other appropriate services to individuals with OUD and any co-occurring SUD/MH conditions who are incarcerated in jail or prison.
5. Provide evidence-informed treatment, including MAT, recovery support, harm reduction, or other appropriate services to individuals with OUD and any co-occurring SUD/MH conditions who are leaving jail or prison, who have recently left jail or prison, are on probation or parole, are under community corrections supervision, or are in re-entry programs or facilities.
6. Support critical time interventions (CTI), particularly for individuals living with dual-diagnosis OUD/serious mental illness, and services for individuals who face immediate risks and service needs and risks upon release from correctional settings.
7. Provide training on best practices for addressing the needs of criminal-justice-involved persons with OUD and any co-occurring SUD/MH conditions to law enforcement, correctional, or judicial personnel or to providers of treatment, recovery, harm reduction, case management, or other services offered in connection with any of the strategies described in this section.

**E. ADDRESS THE NEEDS OF PREGNANT OR PARENTING WOMEN AND THEIR FAMILIES, INCLUDING BABIES WITH NEONATAL ABSTINENCE SYNDROME**

Address the needs of pregnant or parenting women with OUD and any co-occurring SUD/MH conditions, and the needs of their families, including babies with neonatal abstinence syndrome, through evidence-based, evidence-informed, or promising programs or strategies that may include, but are not limited to, the following:

1. Support evidence-based, evidence-informed, or promising treatment, including MAT, recovery services and supports, and prevention services for pregnant women – or women who could become pregnant – who have OUD and any co-occurring SUD/MH conditions, and other measures educate and provide support to families affected by Neonatal Abstinence Syndrome.
2. Training for obstetricians and other healthcare personnel that work with pregnant women and their families regarding OUD treatment and any co-occurring SUD/MH conditions.
3. Provide training to health care providers who work with pregnant or parenting women on best practices for compliance with federal requirements that children born with Neonatal Abstinence Syndrome get referred to appropriate services and receive a plan of safe care.
4. Child and family supports for parenting women with OUD and any co-occurring SUD/MH

conditions.

5. Enhanced family supports and child care services for parents with OUD and any cooccurring SUD/MH conditions.
6. Provide enhanced support for children and family members suffering trauma as a result of addiction in the family; and offer trauma-informed behavioral health treatment for adverse childhood events.
7. Offer home-based wrap-around services to persons with OUD and any co-occurring SUD/MH conditions, including but not limited to parent skills training.
8. Support for Children's Services – Fund additional positions and services, including supportive housing and other residential services, relating to children being removed from the home and/or placed in foster care due to custodial opioid use.

## **II. PREVENTION**

### **F. PREVENT OVER-PRESCRIBING AND ENSURE APPROPRIATE PRESCRIBING AND DISPENSING OF OPIOIDS**

Support efforts to prevent over-prescribing and ensure appropriate prescribing and dispensing of opioids through evidence-based, evidence-informed, or promising programs or strategies that may include, but are not limited to, the following:

1. Training for health care providers regarding safe and responsible opioid prescribing, dosing, and tapering patients off opioids.
2. Academic counter-detailing to educate prescribers on appropriate opioids prescribing.
3. Continuing Medical Education (CME) on appropriate prescribing of opioids.
4. Support for non-opioid pain treatment alternatives, including training providers to offer or refer to multi-modal, evidence-informed treatment of pain.
5. Support enhancements or improvements to Prescription Drug Monitoring Programs (PDMPs), including but not limited to improvements that:
  - a. Increase the number of prescribers using PDMPs;
  - b. Improve point-of-care decision-making by increasing the quantity, quality, or format of data available to prescribers using PDMPs, by improving the interface that prescribers use to access PDMP data, or both; or
  - c. Enable states to use PDMP data in support of surveillance or intervention strategies, including MAT referrals and follow-up for individuals identified within PDMP data as likely to experience OUD.

6. Development and implementation of a national PDMP – Fund development of a multistate/national PDMP that permits information sharing while providing appropriate safeguards on sharing of private health information, including but not limited to:
  - a. Integration of PDMP data with electronic health records, overdose episodes, and decision support tools for health care providers relating to OUD.
  - b. Ensuring PDMPs incorporate available overdose/naloxone deployment data, including the United States Department of Transportation’s Emergency Medical Technician overdose database.
7. Increase electronic prescribing to prevent diversion or forgery.
8. Educating Dispensers on appropriate opioid dispensing.

**G. PREVENT MISUSE OF OPIOIDS**

Support efforts to discourage or prevent misuse of opioids through evidence-based, evidence-informed, or promising programs or strategies that may include, but are not limited to, the following:

1. Corrective advertising or affirmative public education campaigns based on evidence.
2. Public education relating to drug disposal.
3. Drug take-back disposal or destruction programs.
4. Fund community anti-drug coalitions that engage in drug prevention efforts.
5. Support community coalitions in implementing evidence-informed prevention, such as reduced social access and physical access, stigma reduction – including staffing, educational campaigns, support for people in treatment or recovery, or training of coalitions in evidence-informed implementation, including the Strategic Prevention Framework developed by the U.S. Substance Abuse and Mental Health Services Administration (SAMHSA).
6. Engaging non-profits and faith community as a system to support prevention.
7. Support evidence-informed school and community education programs and campaigns for students, families, school employees, school athletic programs, parent-teacher and student associations, and others.
8. School-based or youth-focused programs or strategies that have demonstrated effectiveness in preventing drug misuse and seem likely to be effective in preventing the uptake and use of opioids.
9. Support community-based education or intervention services for families, youth, and

adolescents at risk for OUD and any co-occurring SUD/MH conditions.

10. Support evidence-informed programs or curricula to address mental health needs of young people who may be at risk of misusing opioids or other drugs, including emotional modulation and resilience skills.
11. Support greater access to mental health services and supports for young people, including services and supports provided by school nurses or other school staff, to address mental health needs in young people that (when not properly addressed) increase the risk of opioid or other drug misuse.

#### **H. PREVENT OVERDOSE DEATHS AND OTHER HARMS (HARM REDUCTION)**

Support efforts to prevent or reduce overdose deaths or other opioid-related harms through evidence-based, evidence-informed, or promising programs or strategies that may include, but are not limited to, the following:

1. Increasing availability and distribution of naloxone and other drugs that treat overdoses to first responders, overdose patients, opioid users, families and friends of opioid users, schools, community navigators and outreach workers, drug offenders upon release from jail/prison, and other members of the general public.
2. Public health entities provide free naloxone to anyone in the community, including but not limited to provision of intra-nasal naloxone in settings where other options are not available or allowed.
3. Training and education regarding naloxone and other drugs that treat overdoses for first responders, overdose patients, patients taking opioids, families, schools, and other members of the general public.
4. Enable school nurses and other school staff to respond to opioid overdoses, and provide them with naloxone, training, and support.
5. Expand, improve, or develop data tracking software and applications for overdoses/naloxone revivals.
6. Public education relating to emergency responses to overdoses.
7. Public education relating to immunity and Good Samaritan laws.
8. Educate first responders regarding the existence and operation of immunity and Good Samaritan laws.
9. Syringe service programs and other evidence-informed programs to reduce harms associated with intravenous drug use, including supplies, staffing, space, peer support services, referrals to treatment, fentanyl checking, connections to care, and the full range of harm reduction and

treatment services provided by these programs.

10. Expand access to testing and treatment for infectious diseases such as HIV and Hepatitis C resulting from intravenous opioid use.
11. Support mobile units that offer or provide referrals to harm reduction services, treatment, recovery supports, health care, or other appropriate services to persons that use opioids or persons with OUD and any co-occurring SUD/MH conditions.
12. Provide training in harm reduction strategies to health care providers, students, peer recovery coaches, recovery outreach specialists, or other professionals that provide care to persons who use opioids or persons with OUD and any co-occurring SUD/MH conditions.
13. Support screening for fentanyl in routine clinical toxicology testing.

### **III. OTHER STRATEGIES**

#### **I. FIRST RESPONDERS**

In addition to items C8, D1 through D7, H1, H3, and H8, support the following:

1. Law enforcement expenditures related to the opioid epidemic
2. Educate law enforcement or other first responders regarding appropriate practices and precautions when dealing with fentanyl or other drugs.
3. Provisions of wellness and support services for first responders and others who experience secondary trauma associated with opioid-related emergency events.

#### **J. LEADERSHIP, PLANNING AND COORDINATION**

Support efforts to provide leadership, planning, and coordination to abate the opioid epidemic through activities, programs, or strategies that may include, but are not limited to, the following:

1. Community regional planning to identify goals for reducing harms related to the opioid epidemic, to identify areas and populations with the greatest needs for treatment intervention services, or to support other strategies to abate the opioid epidemic described in this opioid abatement strategy list including, but not limited to costs associated with local opioid task forces, community buprenorphine waiver trainings, and coordination and operation of community-based treatment prevention programming.
2. A government dashboard to track key opioid-related indicators and supports as identified through collaborative community processes.

3. Invest in infrastructure or staffing at government or not-for-profit agencies to support collaborative, cross-system coordination with the purpose of preventing overprescribing, opioid misuse, or opioid overdoses, treating those with OUD and any co-occurring SUD/MH conditions, supporting them in treatment or recovery, connecting them to care, or implementing other strategies to abate the opioid epidemic described in this opioid abatement strategy list.
4. Provide resources to staff government oversight and management of opioid abatement programs.

#### **K. TRAINING**

In addition to the training referred to in items above A7, A8, A9, A12, A13, A14, A15, B7, B10, C3, C5, E2, E4, F1, F3, F8, G5, H3, H12, and I2, support training to abate the opioid epidemic through activities, programs, or strategies that may include, but are not limited to, the following:

1. Provide funding for staff training or network programs and services regarding the capability of government, community, and not-for-profit entities to abate the opioid crisis.
2. Support infrastructure and staffing for collaborative cross-systems coordination to prevent opioid misuse, prevent overdoses, and treat those with OUD and any co-occurring SUD/MH conditions, or implement other strategies to abate the opioid epidemic described in this opioid abatement strategy list (e.g., health care, primary care, pharmacies, PDMPs, etc.).

#### **L. RESEARCH**

Support opioid abatement research that may include, but is not limited to, the following:

1. Monitoring, surveillance, and evaluation of programs and strategies described in this opioid abatement strategy list.
2. Research non-opioid treatment of chronic pain.
3. Research improved service delivery for modalities such as SBIRT that demonstrate promising but mixed results in populations vulnerable to opioid use disorders.
4. Research on novel harm reduction and prevention efforts such as the provision of fentanyl test strips.
5. Research on innovative supply-side enforcement efforts such as improved detection of mail-based delivery of synthetic opioids.
6. Expanded research on swift/certain/fair models to reduce and deter opioid misuse within criminal justice populations that build upon promising approaches used to address other substances (e.g. Hawaii HOPE and Dakota 24/7).

7. Research on expanded modalities such as prescription methadone that can expand access to MAT.
8. Epidemiological surveillance of OUD-related behaviors in critical populations including individuals entering the criminal justice system, including but not limited to approaches modeled on the Arrestee Drug Abuse Monitoring (ADAM) system.
9. Qualitative and quantitative research regarding public health risks and harm reduction opportunities within illicit drug markets, including surveys of market participants who sell or distribute illicit opioids.
10. Geospatial analysis of access barriers to MAT and their association with treatment engagement and treatment outcomes.

**M. POST-MORTEM**

1. Toxicology tests for the range of synthetic opioids presently seen in overdose deaths as well as newly evolving synthetic opioids infiltrating the drug supply.
2. Toxicology method development and method validation for the range of synthetic opioids observed now and in the future, including the cost of installation, maintenance, repairs and training of capital equipment.
3. Autopsies in cases of overdose deaths resulting from opioids and synthetic opioids.
4. Additional storage space/facilities for bodies directly related to opioid or synthetic opioid related deaths.
5. Comprehensive death investigations for individuals where a death is caused by or suspected to have been caused by an opioid or synthetic opioid overdose, whether intentional or accidental.
6. Indigent burial for unclaimed remains resulting from overdose deaths.
7. Navigation-to-care services for individuals with opioid use disorder who are encountered by the medical examiner's office as either family and/or social network members of decedents dying of opioid overdose.
8. Epidemiologic data management and reporting to public health and public safety stakeholders regarding opioid overdose fatalities.