

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

DATE APPROVED : 07/22/2024 INTRO. NO. : 2-1
PERM. NO. : 141-24 INTRO. DATE: 07/22/2024

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

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 JULY 22, 2024, 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:

June 17, 2024

NYS Agriculture and Markets – Re: Notification of the eight (8) year review of the Steuben County Agricultural District No. 5 is eligible for districting. The next review of Agricultural District No. 5 needs to be completed on or before March 5, 2032. *Referred to: A.I.P. Committee; Marie Myers Shearing, Planning Director; and Brenda Scotchmer, Clerk of the Legislature.*

June 24, 2024

NYS Agriculture and Markets – Re: Notification of the upcoming eight (8) year review of the Steuben County Agricultural District No. 2. *Referred to: A.I.P. Committee; Marie Myers Shearing, Planning Director; and Brenda Scotchmer, Clerk of the Legislature.*

June 28, 2024

Pandion Optimization Alliance – Re: Annual Disclosure Notice in compliance with the Medicare/Medicaid Fraud and Abuse Law. *Referred to: Darlene Smith, Public Health Director; Kathy Muller; Commissioner of Social Services; Tammy Hurd-Harvey; Commissioner of Finance and Jennifer Prossick, County Attorney.*

July 3, 2024

NYS Board on Electric Generation Siting and the Environment – Re: Order granting amendment petition II, with conditions and granting transfer petition, with conditions on the Baron Winds LLC (Case#15-F-0122) project. *Referred to: AIP Committee; and Marie Myers Shearing, Planning Director.*

**COUNTY OF STEUBEN
LOCAL LAW TENTATIVELY NO. ONE FOR THE YEAR 2024**

A **LOCAL LAW** amending Local Law No. Two for the Year 2022, Allowing for the expanded use of videoconferencing to conduct open public meetings, under extraordinary circumstances.

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

SECTION 1 – Legislative Intent

The intent of this local law is to continue to allow for the expanded use of videoconferencing to conduct open public meetings, under extraordinary circumstances, by removing the expiration date denoted in Section 5.

[SECTION 5 – Expiration Date]

[This local law shall remain in effect until July 1, 2024 as set forth by NYS in Chapter 56 of the Laws of 2022.]

NOTE: Old law is in brackets [] and deleted;
New matter is underlined.

AND BE IT FURTHER RESOLVED a Public Hearing on the within Local Law was held on July 22, 2024, 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. One for the Year 2024, 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 County Manager, Clerk of the Legislature and County Attorney.

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, July 22, 2024; 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, July 26, 2024.




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

DATE APPROVED : 07/22/2024
PERM. NO. : 143-24

INTRO. NO. : 4-3
INTRO. DATE: 07/22/2024

INTRO. BY : J. Horton / K. Hanna SECONDED BY : H. Lando

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:

PS&C Y: 5 N: 0 AIP Y: 5 N: 0 Y: N:

TITLE: PRESENTING LOCAL LAW TENTATIVELY NO. TWO FOR THE YEAR 2024, AUTHORIZING REGULATORY INSPECTIONS OF PLACES OF BUSINESS FOR UNLICENSED SALE OR INDIRECT RETAIL SALE OF CANNABIS, CANNABIS PRODUCTS AND/OR ANY PRODUCT MARKETED OR LABELED AS CONTAINING CANNABIS WITHOUT HOLDING THE APPROPRIATE LICENSE.

Pursuant to New York State Cannabis Law Section 131.

WHEREAS, the County of Steuben has continuously had places of businesses, commonly called “Sticker Stores”, providing cannabis and cannabis containing products to customers via unlicensed indirect retail sale or unlicensed sales since possession and usage of cannabis became legal in New York State in 2021; and

WHEREAS, until the passage of the New York State Budget Bill in April of 2024, the County had no direct powers in State Law to pass a local law to provide for regulatory inspection of places of business in the County of Steuben for unlicensed sales or unlicensed indirect sales of cannabis, cannabis products or products held out to the public as containing cannabis until the State Legislature’s April Amendment to New York State Cannabis Law Section 131; and

WHEREAS, this Legislature now desires to exercise its new powers given to Counties pursuant to State Law to adopt a local law to address the on-going concerns of unlicensed cannabis sale and unlicensed indirect sales in the County of Steuben.

NOW THEREFORE, BE IT

RESOLVED, there is hereby presented to each member of this Steuben County Legislature Local Law Tentatively No. Two for the Year 2024, Authorizing Regulatory Inspections of Places of Business for Unlicensed Sales or Indirect Sales of Cannabis, Cannabis Products and/or Any Product Marketed or Labeled as Containing Cannabis Without Holding the Appropriate License.

COUNTY OF STEUBEN
LOCAL LAW TENTATIVELY NO. TWO FOR THE YEAR 2024

A Local Law Authorizing Regulatory Inspections of Places of Business for Unlicensed Sales or Indirect Retail Sales of Cannabis, Cannabis Products and/or Any Product Marketed or Labeled as Containing Cannabis Without Holding the Appropriate State License.

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

SECTION 1. AUTHORIZATION

This Local Law is hereby enacted and authorized pursuant to New York State Cannabis Law Section 131.

SECTION 2. LEGISLATIVE FINDING

The County of Steuben hereby finds that it has experienced unlawful cannabis activities in the last 3 years since cannabis became legal for consumption and gifting in the State and that this local law is needed to close loopholes in the State's Cannabis Laws to protect the public health, safety and welfare within its borders, as well as, to promote the public good in the County of Steuben. Nothing herein prevents a City, in said County, from passing its own local law and such City Local Law will control within the borders of any City passing a Local Law, only.

This Legislature further finds that the State of New York, pursuant to New York State Cannabis Law Section 131, has authorized this body with increased powers to adopt a local law to conduct regulatory inspections of places of business suspected of unlicensed cannabis activities, and to pursue enforcement remedies against such activities.

SECTION 3. LEGISLATIVE INTENT

The purpose of this Local Law is to prohibit unlicensed cannabis activities, to adopt procedures for inspecting premises suspected of such activities, to authorize the commencement of enforcement mechanisms and to seek remedies to halt such activities to protect the public health, safety and welfare and to promote the public good.

SECTION 4. DEFINITIONS

For purposes of this Local Law, the definitions of "person", shall be that as provided in subdivision forty-a of section three of Chapter 7-a of New York State Cannabis Law; "unlicensed activity" shall refer only to unlawfully selling cannabis, cannabis product, or any product marketed or labeled as such without obtaining the appropriate registration, license or permit therefor, or engaging in an indirect sale; "indirect retail sale" shall have the meaning provided for in subdivision forty-six-a of section three of Chapter 7-a of New York State Cannabis Law, and "place of business" shall be as that term is defined in New York State Cannabis Law Section 131.

SECTION 5. INSPECTOR, DUTIES OF INSPECTOR

- A. Authorized Inspector: The County Director of the Office of Weights and Measures is hereby authorized to conduct regulatory inspections of any place of business located within Steuben County that is suspected of engaging in unlicensed cannabis activity or otherwise not licensed or registered with the New York State Office of Cannabis Management (OCM) to perform such retail sales of cannabis.
- B. OCM Liaison: The County Director of the Office of Weights & Measures is hereby appointed as the County Liaison with OCM and shall have the following additional duties beyond inspections:
 - (i) Ensure that updates to the OCM directory of licensees are immediately incorporated into the local inspection process, coordinate with OCM on efforts to inspect unlicensed businesses and related local enforcement efforts;

- (ii) Report biweekly to OCM, via OCM's chosen means of reporting, detailing enforcement efforts in the last two (2) weeks including any information required by OCM such as the number of inspections performed, notices of violations issued, orders to sealed issued and executed, the amount of any products believed to be cannabis, cannabis containing products, or any products herein authorized to be seized, including providing reports if no activities have taken place in the last two weeks; and
- (iii) Serve as the primary contact for OCM in connection with its training program and the sharing of materials made available to counties and cities with regard to the inspection and enforcement of unlicensed cannabis businesses.

SECTION 6. COMPLAINTS

Any person who reasonably believes that a place of business located in Steuben County is providing cannabis for unlicensed sale or indirect retail sale of cannabis, cannabis products and/or any product marketed or labeled as containing cannabis without holding the appropriate state license can report such activity utilizing the link on the Steuben County Website located at: <https://www.steubencountyny.gov>

SECTION 7. INSPECTIONS

Scope of Inspections: Regulatory inspections by the Director of the Office of Weights & Measures shall be limited to determining whether the premises is conducting activity for which a license from OCM is required. Any such regulatory inspection shall only occur during the operating hours of the place of business. Nothing herein shall limit any enforcement action under law when illegal activity is observed or occurs during such inspection.

SECTION 8. NOTICE OF VIOLATION/ORDERS TO CEASE/COURT HEARINGS

- A. Upon determining that activity being conducted on the premises having been inspected is performing activities for which an OCM license is required, the County Director of the Office of Weights and Measures shall issue a notice of violation and an order to cease the unlicensed activity wherein both set forth the nature of the unlawful conduct along with any fines or penalties for such conduct in amounts not to exceed the fines set forth in SECTION 10. hereunder and order any person who is unlawfully selling cannabis, cannabis product or any product marketed or labeled as such without obtaining the appropriate registration, license, or permit therefor, or engaging in indirect retail sale, to cease such prohibited conduct, provided that any such notice of violation and order to cease unlicensed activity may only be issued against the business that is conducting the unlicensed activity or an individual owner of the business. Any notice of violation and order to cease unlicensed activity shall be served by delivery of the order to the owner of the business or other person of suitable age or discretion in actual or apparent control of the premises at the time of the inspection and shall be posted at the building or premises that have been sealed, secured and closed. A copy of the order shall also be mailed by certified mail to any address for the owner of the business at any address provided by the person to whom such order was delivered pursuant to this paragraph.

The order shall remain in effect pending a hearing and final determination of the Steuben County Court, or until such order is vacated by the Director of the Office of Weights & Measures.

- B. Seize any cannabis, cannabis product, or any product marketed or labeled as such, found in the possession of a person engaged in unlicensed activity and in their place of business, maintain documentation of the chain of custody of such seized products, and ensure that such products are properly stored, catalogued, and safeguarded until such time as it may properly be destroyed by the County;
- C. Issue an order to seal the building or premises of any business engaged in unlicensed activity, when such activity is conducted, maintained, or permitted in such building or premises, occupied as a place of business subject to the following procedures:

(1) The Director of the Office of Weights & Measures may issue an order to seal with an immediate effective date if such order is based upon a finding by the same of an imminent threat to the public health, safety, and welfare, as defined in SECTION 9., hereunder. Such order shall remain in effect pending a hearing and final determination of the court or until such order is vacated by the County Director of Weights & Measures as set forth in SECTION IX, hereunder.

(2) An order to seal shall explicitly state that a request for a hearing may be submitted in writing to the Steuben County Attorney within seven (7) days.

(3) Upon the County Attorney's Office receiving a request for a hearing the County Attorney shall file a copy of said request with the Clerk of the County Court.

(4) Upon receipt of a notice of request for a hearing from the County Attorney, the County Court shall then fix the date of such hearing no later than three (3) business days from the date such notice is received by the Court and provide notice to the parties of the date, time, and location of the hearing. Upon such date, the Court shall hear testimony and receive evidence presented by the parties. Within four (4) business days of the conclusion of the hearing, the Court shall make a determination as to:

- (i) whether the person upon which the order to seal was issued was engaged in unlicensed activity,
- (ii) if the person is found to have engaged in unlicensed activity, then whether such unlicensed activity presents an imminent threat to public health, safety and welfare as provided hereunder, and
- (iii) whether the unlicensed activity as described in this section is more than a de minimis part of the business activity on the premises or in the building to be sealed pursuant to the order.

However, when an order to seal has been issued upon a second or subsequent inspection in which unlicensed activity is confirmed to be continuing more than ten (10) calendar days after a notice of violation and order to cease unlicensed activity was previously issued, the Court need only determine:

- (i) whether the person upon which the order to seal was issued was engaged in unlicensed activity;
- (ii) whether a notice of violation and order to cease unlicensed activity had been issued eleven (11) or more days prior to the issuance of the order to seal; and
- (iii) whether the order to seal was issued in compliance with this Local Law.

If the Court determines that an order to seal was not properly issued, the Court shall vacate such order. If the Court is satisfied that an order to seal was properly issued, the Court may render a judgment affirming the issuance of an order to seal, and direct the closing of the building or premises by any police officer or peace officer to abate the unlicensed activity and shall direct any police officer or peace officer to post a copy of the judgment and a printed notice of such closing conforming to the requirements of this Chapter. The closing directed by the judgment shall be for such period as the Court may direct but in no event shall the closing be for a period of more than one year from the posting of the judgment provided for in this section.

Failure of a party that requested a hearing to appear at the hearing will result in a default and order of sealing to remain in effect for such period as the Court may direct but in no event shall the order be in effect for a period of more than one year from the posting of the judgment unless otherwise vacated as provided for herein.

(5) Upon a determination by the County Court that a person or place of business has engaged in unlicensed activity, the County Sheriff's Office shall, pursuant to New York Real Property Actions and Proceedings Law §715-a, personally serve upon the owner or landlord of the premises, or upon their agent, a written notice requiring the owner or landlord to make an application for the removal of a commercial tenant so using or occupying the same for a violation of Article six of the Cannabis Law involving the unlicensed sale of cannabis or products marketed or labeled as such. The County may thereafter authorize the

commencement of further legal proceedings pursuant to RPAPL § 715-a and seek an award of remedies provided thereunder.

County's Pre-Hearing Right of Demand:

Upon a demand by the county a respondent or defendant shall provide to the county prior to a hearing pursuant to Local Law or an order to seal pursuant to Local Law, within five days after a demand or sooner if a hearing is scheduled less than five days from the date of demand, a verified statement setting forth:

(i) If the responding party is a natural person, such party's: (1) full legal name; (2) date of birth; (3) current home or business street address; and (4) a unique identifying number from: (A) an unexpired passport; (B) an unexpired state driver's license; or (C) an unexpired identification card or document issued by a state or local government agency or tribal authority for the purpose of identification of that individual;

(ii) If the responding party is a partnership, limited liability partnership, limited liability company, or other unincorporated association, including a for profit or not-for-profit membership organization or club, the information required pursuant to subparagraph (i) of this paragraph for all of its partners or members, as well as the state or other jurisdiction of its formation;

(iii) If the responding party is a corporation, its state or other jurisdiction of incorporation, principal place of business, and any state or other jurisdiction of which that party is a citizen;

(iv) If the responding party is not an individual, in addition to any information provided pursuant to subparagraphs (ii) and (iii) of this section, and to the extent not previously provided, each beneficial owner of the responding party by: (A) full legal name; (B) date of birth; (C) current home or business street address; and (D) a unique identifying number from: (1) an unexpired passport; (2) an unexpired state driver's license; or (3) an unexpired identification card or document issued by a state or local government agency or tribal authority for the purpose of identification of that individual. As used in this section, the term "beneficial owner" shall have the same meaning as defined in 31 U.S.C. § 5336(a)(3), as amended, and any regulations promulgated thereunder.

SECTION 9. IMMINENT THREAT TO PUBLIC HEALTH, SAFETY AND WELFARE (PURSUANT TO NYS CANNABIS LAW SECTION 138-b)

The factors that determine an imminent threat to public health, safety and welfare shall be limited to:

- A. documented sales to minors;
- B. unlicensed processing of cannabis products at the building or premises;
- C. orders issued following an inspection wherein the person engaged in the unlicensed activity engaged in violent, tumultuous, or other behaviors indicating expressed intent to not comply with the office's order to cease the unlicensed activity;
- D. documented presence of unlawful firearms at the building or premises;
- E. proximity of the building or premises to schools, houses of worship, or public youth facilities;
- F. presence of products deemed unsafe based on reports of illness or hospitalization; or
- G. sales of, or offers to sell, cannabis products not tested or labeled lawfully in accordance with this chapter.

NOTWITHSTANDING the factors listed above, or SECTION 10 herein, the County Director of the Office of Weights & Measures may issue an order to seal with an immediate effective date upon a second or subsequent inspection in which unlicensed activity is confirmed to be continuing more than ten (10) calendar days

after a notice of violation and order to cease unlicensed activity was previously issued by the County, provided that the County has also provided notice that the premises may be subject to an order to seal if upon a subsequent inspection the finds that the County Director of the Office of Weights & Measures the violation has not be abated.

An order to seal may be issued by the County only if: (a) no part of the premises to be sealed is used in part as a residence and pursuant to local law or ordinance is zoned and lawfully occupied as a residence; and (b) the unlicensed activity as described in this section is more than a de minimis part of the business activity on the premises or in the building to be sealed pursuant to the order. In the event that an order to seal may not be issued pursuant to this subdivision, the County shall issue a notice of violation and order to cease the unlicensed conduct, which shall constitute notice that such unlicensed activity must cease immediately.

In assessing whether unlicensed activity within a building or premises is more than de minimis, the County shall consider factors such as any one or more of the following:

- A. the presence of signs or symbols, indoors or out, advertising the sale of cannabis or otherwise indicating that cannabis is sold on the premises;
- B. information shared in any advertisements or other marketing content in connection with the unlicensed business activity and any direct or indirect sales of cannabis or other conduct in violation of this local law;
- C. the volume of illicit cannabis products on site; and
- D. the variety of illicit cannabis products on site.

Upon a request by the County Director of Weights & Measures, any police or peace officer with jurisdiction may assist in the enforcement of an order to seal issued by the County Director of Weights & Measures, in accordance with the following procedures:

A. The police officer or peace officer serving and executing the order to seal shall forthwith make and return to the County Director of Weights & Measures inventory of personal property situated in and used in conducting, maintaining, or permitting the unlicensed activity within the scope of this Local Law and shall enter upon the building or premises for such purpose. Such inventory shall be taken in any manner which is deemed likely to evidence a true and accurate representation of the personal property subject to such inventory including, but not limited to photographing such personal property.

B. The police officer or peace officer serving and executing the order to seal shall enter the building or premises and, upon service of the order, command all persons present in the building or premises to vacate the premises forthwith. Upon the building or premises being vacated, the premises shall be securely locked, and all keys delivered to the officer serving the order who thereafter shall deliver the keys to the fee owner, lessor, or lessee of the building or premises involved. If the fee owner, lessor, or lessee is not at the building or premises when the order is being executed, the officer shall securely padlock the premises and retain the keys until the fee owner, lessor, or lessee of the building is ascertained, in which event, the officer shall deliver the keys to such fee owner, lessor, or lessee.

C. Upon service and execution of the order to seal, the police officer or peace officer shall post a copy thereof in a conspicuous place or upon one or more of the principal doors at entrances of such premises where the unlicensed activity is being conducted, maintained, or permitted. In addition, the officer shall affix, in a conspicuous place or upon one or more of the principal doors at entrances of such premises, a printed notice that the premises have been closed by order of the County, and the name of the officer posting the notice.

D. Mutilation or removal of such a posted order or such a posted notice while it remains in force, in addition to any other punishment prescribed by law, shall be punishable, on conviction, by a fine of not more than five thousand dollars (\$5,000.00) or by a class B misdemeanor, or both, provided such order or notice contains therein a notice of such penalty, and shall be referred to the district attorney for enforcement. The County shall also adhere to the procedures in this subdivision when executing an order to seal issued in accordance with this section.

The County shall also adhere to the procedures in this subdivision when executing an order to seal issued in accordance with this section., any police officer or peace officer with jurisdiction may assist in the enforcement of an order to seal issued by the County Director of Weights & Measures, in accordance with the following procedures:

A. The police officer or peace officer serving and executing the order to seal shall forthwith make and return to the County Director of Weights & Measures an inventory of personal property situated in and used in conducting, maintaining, or permitting the unlicensed activity within the scope of this Chapter and shall enter upon the building or premises for such purpose. Such inventory shall be taken in any manner which is deemed likely to evidence a true and accurate representation of the personal property subject to such inventory including, but not limited to photographing such personal property.

B. The police officer or peace officer serving and executing the order to seal shall enter the building or premises and, upon service of the order, command all persons present in the building or premises to vacate the premises forthwith. Upon the building or premises being vacated, the premises shall be securely locked, and all keys delivered to the officer serving the order who thereafter shall deliver the keys to the fee owner, lessor, or lessee of the building or premises involved. If the fee owner, lessor, or lessee is not at the building or premises when the order is being executed, the officer shall securely padlock the premises and retain the keys until the fee owner, lessor, or lessee of the building is ascertained, in which event, the officer shall deliver the keys to such fee owner, lessor, or lessee.

C. Upon service and execution of the order to seal, the police officer or peace officer shall post a copy thereof in a conspicuous place or upon one or more of the principal doors at entrances of such premises where the unlicensed activity is being conducted, maintained, or permitted. In addition, the officer shall affix, in a conspicuous place or upon one or more of the principal doors at entrances of such premises, a printed notice that the premises have been closed by order of the City, and the name of the officer posting the notice.

D. Mutilation or removal of such a posted order or such a posted notice while it remains in force, in addition to any other punishment prescribed by law, shall be punishable, on conviction, by a fine of not more than five thousand dollars (\$5,000.00) or by a class B misdemeanor, or both, provided such order or notice contains therein a notice of such penalty, and shall be referred to the district attorney for enforcement.

The County shall also adhere to the procedures in this subdivision when executing an order to seal issued in accordance with this section.

Any order to seal issued by the County Director of Weights & Measures pursuant to this section shall be effective for one year from the later of the posting of the order or the date of the judgment provided for in this Article. An order to seal shall be vacated by the County Director of Weights & Measures if the respondent submits sufficient evidence to the County Director of Weights & Measures by an affidavit and such other proof as may be submitted by the respondent that the unlicensed activity has been abated. An order vacating an order to seal shall include a provision authorizing the County Director of Weights & Measures, or any police officer or peace officer who assisted with the execution of the order to seal, to inspect the building or premises without notice for the purpose of ascertaining whether or not the unlicensed activity has been abated. Any police officer or peace officer with jurisdiction may, upon the request of the County Director of Weights & Measures, assist in the enforcement of an inspection provision of an order vacating an order to seal.

The County Director of Weights & Measures shall mail a copy, by certified mail, of any order to seal within five days following issuance of such order to the person in whose name the real estate affected by the order is recorded in the office of the city or county clerk, as the case may be, who shall be presumed to be the owner thereof. Such mailing shall constitute notice to the owner and shall be deemed to be complete upon such mailing by the office as provided above.

If at any time a respondent vacates the building or premises subject to an order to seal issued by the County Director of Weights & Measures, or if the building owner provides sufficient proof thereof, any action or proceeding

filed in accordance with these procedures relating to such building or premises shall be withdrawn by the Code Enforcement Officer without prejudice, and any order to seal shall be vacated.

The remedies provided for in this section are not exclusive and the County may also request and recover penalties in accordance with other provisions in Chapter 7 of New York State Cannabis Law.

SECTION 10. PENALTIES AND OTHER CIVIL REMEDIES

Any person who engages in the unlawful sale of cannabis, cannabis product, or any product marketed or labeled as such, or in indirect retail sales, as defined hereunder, shall be subject to a civil penalty of not less than one hundred dollars (\$100.00) and not more than ten thousand dollars (\$10,000.00) for each day during which such violation continues, with a maximum penalty of no more than twenty-five thousand dollars (\$25,000.00). The penalty provided for herein may be recovered by an action or proceeding in a court of competent jurisdiction brought by the County to enforce the notice of violation provided for herein.

In addition to, and not in limitation of any other remedies provided herein, the County Manager may direct the County Attorney to maintain an action or proceeding against any person in the name of the County in a court of competent jurisdiction to compel compliance with, or to permanently or preliminarily restrain by injunction the violation of, this Chapter or any other law or ordinance authorizing the use of the procedures of this Chapter, or any rule or regulation adopted pursuant thereto, including but not limited to the relief provided in Section 16-a of the New York Cannabis Law and Real Property and Proceedings Law §715-a.

SECTION 11. VALIDITY AND SEVERABILITY

Should any word, section, clause, paragraph, sentence, part or provision of this local law be declared invalid by a court of competent jurisdiction, such determination shall not affect the validity of any other part hereof.

SECTION 12. EFFECTIVE DATE

This Local Law shall take effect the later of ten (10) days after its filing with the New York State Office of Cannabis Management, or upon its filing in the office of the Secretary of State.

AND BE IT FURTHER RESOLVED, before said Local Law is adopted by the County Legislature, a Public Hearing shall be held on August 26, 2024, 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 shall cause a notice of said Public Hearing to be posted at the Courthouse in the municipality of Bath, Corning City Hall, and the DMV office in Hornell, have said notice published for one insertion in the two official newspapers of the County, and shall cause such posting and publication to be completed at least five (5) days prior to the date heretofore set forth for the Public Hearing, with proof of posting and publication to be filed in the Office of the Clerk of the Legislature; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Director of the Office of Weights & Measures, County Manager, and County Attorney.

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, July 22, 2024; 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, July 26, 2024.




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

DATE APPROVED : 07/22/2024
PERM. NO. : 144-24

INTRO. NO. : 5/4
INTRO. DATE: 07/22/2024

INTRO. BY : F. Potter / S. Van Etten SECONDED BY : C. Ferratella

VOTE:

ROLL CALL	<u> X </u>	YES	<u> 8945 </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> 413 </u>	REF'D/COM	<u> </u>		

COMMITTEES:

P. W. Y: 4 N: 0 Finance Y: 5 N: 0 Y: N:

TITLE: AUTHORIZING A TRANSFER FROM COUNTY ROAD FUND UNCLASSIFIED REVENUE ACCOUNT TO COUNTY ROAD FUND PROVISION FOR CAPITAL PROJECTS.

WHEREAS, in 2021 Eight Point Wind entered into a road use agreement for the repair of County roads that were damaged during the construction of the wind farm; and

WHEREAS, the agreement required Eight Point Wind to place funds in escrow for the future repair of County roads; and

WHEREAS, Eight Point Wind has completed the wind farm project and have agreed to assign the funds in escrow to the County for repair of impacted roads; and

WHEREAS, Public Works requests authorization to appropriate \$8,315,965 from the County Road Fund Unclassified Revenue account to the County Road Fund Provision for Capital Projects expense account to the newly created 8 Point Wind Road Repair Capital Project; and

WHEREAS, the Public Works Committee and Finance Committee recommend said transfers.

NOW THEREFORE, BE IT

RESOLVED, the Commissioner of Finance is authorized to appropriate \$8,315,965 as follows:

- Decrease County Road Fund Unclassified Revenue: D999900.427700
- Increase County Road Fund Provision for Capital Projects: D995000.591200

AND BE IT FURTHER RESOLVED, certified copies of this resolution shall be forwarded to the Commissioner of Public Works 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, July 22, 2024; 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, July 26, 2024.

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

DATE APPROVED : 07/22/2024
PERM. NO. : 145-24

INTRO. NO. : 6-5
INTRO. DATE: 07/22/2024

INTRO. BY : F. Potter / S. Van Etten SECONDED BY : W. Thew

VOTE:

ROLL CALL	<u> X </u>	YES	<u> 8945 </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> 413 </u>	REF'D/COM	<u> </u>		

COMMITTEES:

P. W. Y: 4 N: 0 Finance Y: 5 N: 0 Y: N:

**TITLE: AUTHORIZING A TRANSFER TO CREATE A NEW CAPITAL PROJECT ENTITLED
 DPW SHOP PAVING.**

WHEREAS, in 2023 a purchase order was issued for paving the parking lot at the Curtis Shop; and

WHEREAS, Public Works was unable to complete the project in 2023 and needs to liquidate the purchase order and re-allocate \$100,000 in 2024; and

WHEREAS, the \$100,000 from the 2023 liquidated purchase order will revert back to the Unrestricted Fund Balance; and

WHEREAS, Public Works requests authorization for Finance to create the Capital Project Entitled "DPW Shop Paving Project" and re-allocate the 2023 funds; and

WHEREAS, the Public Works Committee and Finance Committee recommend creating the Shop Paving Capital Project.

NOW THEREFORE, BE IT

RESOLVED, the Commissioner of Finance is authorized to create the Shop Paving Capital Project; and be it further

RESOLVED, the Commissioner of Finance is authorized to allocate \$100,000 as follows:

- Decrease Unrestricted Fund Balance: D995000.591200
- Increase Shop Paving Capital Project: DPWSHOP.PAVING

AND BE IT FURTHER RESOLVED, certified copies of this resolution shall be forwarded to the Commissioner of Public Works 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, July 22, 2024; 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, July 26, 2024.




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

DATE APPROVED : 07/22/2024 INTRO. NO. : 7-6
PERM. NO. : 146-24 INTRO. DATE: 07/22/2024
INTRO. BY : J. Horton / S. Van Etten SECONDED BY : F. Potter

VOTE:

ROLL CALL	<u> X </u>	YES	<u> 8945 </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> 413 </u>	REF'D/COM	<u> </u>		

COMMITTEES:

PS&C Y: 4 N: 0 Finance Y: 5 N: 0 Y: N:

TITLE: ACCEPTING FUNDS FROM THE DIVISION OF CRIMINAL JUSTICE SERVICES FOR THE AID TO DEFENSE FOR DISCOVERY REFORM AND AID TO DEFENSE SUPPLEMENTAL PROGRAMS FOR STATE FISCAL YEAR (SFY) 2023-2024.

WHEREAS, the New York State Division of Criminal Justice Services (DCJS) has awarded Steuben County a Grant known as the “Aid to Defense for Discovery Reform” in the amount of \$235,960.00 and a Grant known as the “Aid to Defense – Supplemental” in the amount of \$235,960.00, totaling \$471,920.00; both commencing April 1, 2023 and ending March 31, 2025; and

WHEREAS, such “Aid to Defense for Discovery Reform” Grant may only be used for programs and expenses that “support public defense services and expenses related to discovery reform implementation” for criminal defense; and

WHEREAS, such “Aid to Defense – Supplemental” Grant may be used for any programs and expenses that “support public defense services and expenses incurred by government and not-for-profit entities” for criminal defense; and

WHEREAS, such Grant funds will greatly enhance the ability of the County of Steuben to deliver quality indigent legal services and programs.

NOW THEREFORE, BE IT

RESOLVED, the Commissioner of Finance is hereby authorized on behalf of the County of Steuben and the Steuben County Public Defender’s Office to accept the above-mentioned grant funds from the New York State Division of Criminal Justice Services Grants known as the “Aid to Defense for Discovery Reform” and “Aid to Defense Supplemental”, both in the amount of \$235,960.00, totaling \$471,920.00; and be it further

RESOLVED, the Commissioner of Finance be and the same hereby is authorized to appropriate such revenue towards the Discovery Reform Implementation and in general support of public defense services in accordance with the terms of the “Aid to Defense for Discovery Reform” and “Aid to Defense Supplemental” Grants respectively; and be it further

RESOLVED, certified copies of this Resolution shall be forwarded to the Commissioner of Finance and the Public Defender.

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, July 22, 2024; 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, July 26, 2024.





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

DATE APPROVED : 07/22/2024 INTRO. NO. : 8-7
 PERM. NO. : 147-24 INTRO. DATE: 07/22/2024

INTRO. BY : C. Ferratella / S. Van Etten SECONDED BY : H. Lando

VOTE:

ROLL CALL	<u> X </u>	YES	<u> 8945 </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> 413 </u>	REF'D/COM	<u> </u>		

COMMITTEES:

HSH&E Y: 5 N: 0 Finance Y: 5 N: 0 Y: N:

TITLE: ACCEPTING YOUTH DEVELOPMENT PROGRAM FUNDS.

WHEREAS, participation in sports activities by children and youth supports their physical and emotional health, and can enhance their social, leadership, and educational skills; and

WHEREAS, the NYS Office of Children and Family Services has allocated \$90,023 to Steuben County for youth sports related funding in 2024; and

WHEREAS, the Youth Bureau has a long history of providing, and contracting with other youth-serving entities to provide, youth development programming; and

WHEREAS, Steuben County Purchasing Department and Youth Bureau issued a Youth Sports Programming Request for Proposals and received applications from eligible agencies requesting funding to support youth sports initiatives.

NOW THEREFORE, BE IT

RESOLVED, the Commissioner of Finance is authorized and directed to accept \$90,023 as revenue from NYS OCFS for youth sports related initiatives in 2024 and appropriate the same in the 2024 Youth Bureau Budget as follows:

REVENUE:

731000	438200	Youth Aid	\$1,973
731001	438200	Youth Aid	\$88,050

EXPENDITURES:

731000	549800	Other Expenses	\$1,973
731001	543369	Contracted Services	\$71,600
731001	549800	Other Expenses	\$16,450

AND BE IT FURTHER RESOLVED, certified copies of the approved resolution shall be sent to the Youth Bureau 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, July 22, 2024; 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, July 26, 2024.

Brenda K. Stochmer



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

DATE APPROVED : 07/22/2024 INTRO. NO. : 9-8
PERM. NO. : 148-24 INTRO. DATE: 07/22/2024
INTRO. BY : K. Michael Hanna / S. Van Etten SECONDED BY : C. Ferratella

VOTE:

ROLL CALL	<u> X </u>	YES	<u> 8945 </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> 413 </u>	REF'D/COM	<u> </u>		

COMMITTEES:

AIP Y: 5 N: Fin 4 Y: 0 N: Y: N:

TITLE: ACCEPTING ADDITIONAL SECTION 5311 FEDERAL TRANSIT OPERATING ASSISTANCE FUNDS.

WHEREAS, the County of Steuben submitted an application to the New York State Department of Transportation, pursuant to Section 5311, Title 49 United States Code, for a project to provide public mass transportation service for fixed route and demand response transportation service for Steuben Transit in Steuben County; and

WHEREAS, Steuben County has been awarded additional available funds pursuant to a Federal Transit Operating Agreement Comptroller's Contract No. C004099 between the County and the New York State Department of Transportation; and

WHEREAS, the additional Federal Share of said project is \$468,561.

NOW THEREFORE, BE IT

RESOLVED, the Commissioner of Finance is authorized to accept the additional \$468,561 for Federal Transit Operating Agreement Comptroller's Contract No. C004099; and be it further

RESOLVED, Planning Director is hereby authorized to act on behalf of the County of Steuben to sign Comptroller's Contract No. C004099 for such Section 5311 funds and to progress and complete the above-named project; and be it further

RESOLVED, that the Planning Director is authorized to sign any contracts or agreements between the County of Steuben and any third-party subcontractor necessary to complete the public transportation project, subject to the approval of the County Attorney; and be it further

RESOLVED, a certified copy of this resolution shall be distributed to the Planning Director.

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, July 22, 2024; 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, July 26, 2024.




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

DATE APPROVED : 07/22/2024
PERM. NO. : 149-24

INTRO. NO. : 10-9
INTRO. DATE: 07/22/2024

INTRO. BY : K. Michael Hanna / S. Van Etten SECONDED BY : H. Lando

VOTE:

ROLL CALL	<u> X </u>	YES	<u> 8945 </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> 413 </u>	REF'D/COM	<u> </u>		

COMMITTEES:

AIP Y: 5 N: Fin 4 Y: 0 N: Y: N:

TITLE: ACCEPTING NEW SECTION 5311 FEDERAL TRANSIT OPERATING ASSISTANCE FUNDS.

WHEREAS, the County of Steuben submitted an application to the New York State Department of Transportation, pursuant to Section 5311, Title 49 United States Code, for a project to provide public mass transportation service for fixed route and demand response transportation service for Steuben Transit in Steuben County; and

WHEREAS, Steuben County has been awarded funds pursuant to a Federal Transit Operating Agreement Comptroller's Contract No. C005996 between the County and the New York State Department of Transportation; and

WHEREAS, the reimbursement of Project Eligible Costs actually incurred and, in no event, to exceed \$1,365,945.

NOW THEREFORE, BE IT

RESOLVED, that the Planning Director is authorized to act on behalf of the County of Steuben to sign Comptroller's Contract No. C005996 for such Section 5311 funds and to progress and complete the above named project; and be it further

RESOLVED, that the Planning Director is authorized to sign any contracts or agreements between the County of Steuben and any third party subcontractor necessary to complete the public transportation project, subject to the approval of the County Attorney; and be it further

RESOLVED, a certified copy of this resolution shall be distributed to the Planning Director.


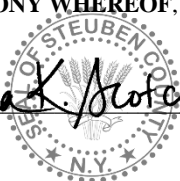
STATE OF NEW YORK)

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, July 22, 2024; 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, July 26, 2024.

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

DATE APPROVED : 07/22/2024 INTRO. NO. : 11-10
PERM. NO. : 150-24 INTRO. DATE: 07/22/2024

INTRO. BY : C. Ferratella / S. Van Etten SECONDED BY : J. Kuhl

VOTE:

ROLL CALL	<u> X </u>	YES	<u> 8945 </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> 413 </u>	REF'D/COM	<u> </u>		

COMMITTEES:

HSH&E Y: 5 N: 0 Finance Y: 5 N: 0 Y: N:

TITLE: ACCEPTING ADDITIONAL AMERICAN RESCUE PLAN ACT (ARPA) FUNDS FOR THE DEPARTMENT OF SOCIAL SERVICES.

WHEREAS, the New York State Office of Children & Family Services (OCFS) has awarded the Steuben County Department of Social Services Federal ARPA - Grants to Enhance Adult Protective Services in the amount of \$72,000; and

WHEREAS, these funds must be fully expended by September 30, 2024; and

WHEREAS, the Budget has been approved by OCFS.

NOW THEREFORE, BE IT

RESOLVED, effective with the adoption of this resolution the Commissioner of Finance, is hereby authorized to accept \$72,000 in additional ARPA funding and appropriate these funds into the 2024 Department of Social Service's Budget as follows:

Expenditures:

601000 541204 Software Expenditure - \$72,000.00

Revenues:

601000 446899 Federal ARPA (93.747) Funding - \$72,000.00; and be it further

RESOLVED, certified copies of this Resolution shall be forwarded to Commissioner of Social Services, Commissioner of Finance and County Manager.

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, July 22, 2024; 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, July 26, 2024.




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

DATE APPROVED : 07/22/2024
PERM. NO. : 151-24

INTRO. NO. : 12-11
INTRO. DATE: 07/22/2024

INTRO. BY : C. Ferratella / S. Van Etten SECONDED BY : H. Lando

VOTE:

ROLL CALL	<u> X </u>	YES	<u> 8945 </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> 413 </u>	REF'D/COM	<u> </u>		

COMMITTEES:

HSH&E Y: 5 N: 0 Finance Y: 5 N: 0 Y: N:

TITLE: AUTHORIZING THE APPROPRIATION OF OPIOID SETTLEMENT FUNDS TO THE BRIDGES TO HOPE CENTER.

WHEREAS, Steuben County has received Opioid Settlement Funds, which are to be used for opioid treatment and prevention efforts; and

WHEREAS, the Bridges to Hope Center managed by Yesu Ni Umwami has submitted a request for supplies to operate the center, engage community members, and serve populations in need of mental health and substance abuse services; and

WHEREAS, the Human Services, Health and Education Committee has recommended the allocation of \$28,625.00 from the NYS OASAS Opioid Settlement Funds to Yesu Ni Umwami.

NOW THEREFORE, BE IT

RESOLVED, the Commissioner of Finance is hereby authorized and directed to appropriate \$28,625.00 from the NYS OASAS Opioid Settlement Funds as follows:

Expenditure account: 423020 543369 \$28,625.00

Revenue account: 423020 434906 \$28,625.00

AND BE IT FURTHER RESOLVED, certified copies of this resolution shall be sent to the Director of Community Services 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, July 22, 2024; 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, July 26, 2024.

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

DATE APPROVED : 07/22/2024 INTRO. NO. : 13-12
PERM. NO. : 152-24 INTRO. DATE: 07/22/2024
INTRO. BY : C. Ferratella / S. Van Etten SECONDED BY : J. Tobia

VOTE:

ROLL CALL	<u> X </u>	YES	<u> 8945 </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> 413 </u>	REF'D/COM	<u> </u>		

COMMITTEES:

HSH&E Y: 5 N: 0 Finance Y: 5 N: 0 Y: N:

TITLE: APPROPRIATING OPIOID SETTLEMENT FUNDS TO PROACTION FOR CASE MANAGEMENT AT THE BRIDGES TO HOPE CENTER.

WHEREAS, Steuben County has received Opioid Settlement Funds, which are to be used for opioid treatment and prevention efforts; and

WHEREAS, ProAction has requested \$34,783.19 to employ a case manager from October through December 2024 at the Bridges to Hope Center; and

WHEREAS, the Department of Community Services received authorization to utilize \$34,783.19 of these funds to support ProAction in supporting case management services at the Bridges to Hope Center for prevention, harm-reduction, and outreach/engagement efforts; and

WHEREAS, the Human Services Health & Education and Finance committees recommend the funding request.

NOW THEREFORE, BE IT

RESOLVED, the Director of Community Services is authorized to enter into an agreement to fund the above-mentioned agency, upon approval by the County Attorney; and be it further

RESOLVED, the Commissioner of Finance is hereby authorized to appropriate \$34,783.19 from the Opioid Settlement Fund as follows:

Expenditure account: 423020 543369 \$34,783.19

Revenue account: 423020 434906 \$34,783.19

AND IT BE FURTHER RESOLVED, certified copies of this resolution shall be sent to the Director of Community Services 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, July 22, 2024; 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, July 26, 2024.




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

DATE APPROVED : 07/22/2024
PERM. NO. : 153-24

INTRO. NO. : 14-13
INTRO. DATE: 07/22/2024

INTRO. BY : J. Horton / S. Van Etten SECONDED BY : J. Tobia

VOTE:

ROLL CALL	<u> X </u>	YES	<u> 8945 </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> 413 </u>	REF'D/COM	<u> </u>		

COMMITTEES:

PS&C Y: 4 N: 0 Finance Y: 5 N: 0 Y: N:

TITLE: ACCEPTING A LAW ENFORCEMENT EQUIPMENT GRANT FROM THE NYS DIVISION OF CRIMINAL JUSTICE SERVICES.

WHEREAS, the NYS Division of Criminal Justice Services is responsible for the assignment of Law Enforcement grant allocations provided by the NYS Government; and

WHEREAS, NYS Division of Criminal Justice Services has awarded \$601,102 to the Sheriff's Office to assist in the acquisition of a county-wide records management system.

NOW THEREFORE, BE IT

RESOLVED, the Commissioner of Finance is hereby authorized to establish a capital project revenue and expense account for the purpose of utilizing the grant funding from the NYS Division of Criminal Justice Services; and be it further

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

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, July 22, 2024; 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, July 26, 2024.




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

DATE APPROVED : 07/22/2024 INTRO. NO. : 15-14
PERM. NO. : 154-24 INTRO. DATE: 07/22/2024
INTRO. BY : C. Ferratella / S. Van Etten SECONDED BY : J. Kuhl

VOTE:

ROLL CALL	<u> X </u>	YES	<u> 8945 </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> 413 </u>	REF'D/COM	<u> </u>		

COMMITTEES:

HSH&E Y: 5 N: 0 Finance Y: 5 N: 0 Y: N:

TITLE: ACCEPTING AND APPROPRIATING BETTER FOR FAMILIES GRANT FUNDS TO SUPPORT PEER WORK WITHIN THE FAMILY COURT SYSTEM.

WHEREAS, Steuben County has been awarded a \$20,000.00 allocation from this grant; and

WHEREAS, Steuben County has an opportunity through the SCASAS Program to connect a peer with the Family Court to assist client/family engagement in services and recovery; and

WHEREAS, such funds have been approved by the Health Education and Human Services and Finance Committees.

NOW THEREFORE, BE IT

RESOLVED, the Commissioner of Finance is hereby authorized to accept \$20,000.00 as revenue and appropriate the amount to the Department of Community Services budget as follows:

Expenditure account: 425001 543369 \$20,000.00

Revenue account: 425001 434905 \$20,000.00

AND BE IT FURTHER RESOLVED, certified copies of this resolution shall be sent to the Director of Community Services 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, July 22, 2024; 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, July 26, 2024.




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

DATE APPROVED : 07/22/2024 INTRO. NO. : 16-15
PERM. NO. : 155-24 INTRO. DATE: 07/22/2024

INTRO. BY : C. Ferratella / S. Van Etten SECONDED BY : J. Tobia

VOTE:

ROLL CALL	<u> X </u>	YES	<u> 8945 </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> 413 </u>	REF'D/COM	<u> </u>		

COMMITTEES:

HSH&E Y: 5 N: 0 Finance Y: 5 N: 0 Y: N:

TITLE: ACCEPTING COMMUNITY FOUNDATION OF ELMIRA-CORNING AND THE FINGER LAKES, INC. GRANT.

WHEREAS, the Community Foundation of Elmira-Corning and the Finger Lakes, Inc. are administering funds to Steuben County Public Health to strengthen our ability to help educate and prevent sun damage to residents of the county; and

WHEREAS, this funding will be used to purchase summer safety kit supplies for distribution in the community to help prevent skin cancer and education around appropriate precautions; and

WHEREAS, Public Health & Nursing Services has been awarded the Community Foundation of Elmira-Corning and the Finger Lakes, Inc. grant in the amount of \$1,000.00.

NOW THEREFORE, BE IT

RESOLVED, the Commissioner of Finance and the same hereby is authorized and directed to accept \$1,000.00 as revenue and appropriate \$1,000.00 into the 2024 Public Health & Nursing Services Budget; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the Public Health Director 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, July 22, 2024; 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, July 26, 2024.




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

DATE APPROVED : 07/22/2024
PERM. NO. : 156-24

INTRO. NO. : 17-16
INTRO. DATE: 07/22/2024

INTRO. BY : B. Schu / S. Van Etten SECONDED BY : F. Potter

VOTE:

ROLL CALL	<u> X </u>	YES	<u> 8945 </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> 413 </u>	REF'D/COM	<u> </u>		

COMMITTEES:

Admin. Y: 5 N: 0 Finance Y: 5 N: 0 Y: N:

TITLE: AUTHORIZING THE BOARD OF ELECTIONS TO ACCEPT THE BALLOT BY MAIL GRANT.

WHEREAS, State law requires all County Board of Elections to provide pre-paid return postage and outgoing postage on all absentee ballots and applications and early voting mail ballots and applications; and

WHEREAS, the State Board of Elections allocated Ballot by Mail grant funds in the amount of no more than **\$44,445.22** to Steuben County; and

WHEREAS, this grant will be made in the form of reimbursement (up to the grant amount) to Steuben County for any expenditures made pursuant to the terms and conditions contained in the grant contract between the Steuben County Board of Elections and the New York State Board of Elections, a copy of which is maintained at the Steuben County Board of Elections.

NOW THEREFORE, BE IT

RESOLVED, that the County Manager is hereby authorized to execute all documents for receipt of the Ballot by Mail Grant; and be it further

RESOLVED, that the Commissioner of Finance shall appropriate said funds as follows:

Revenue -	145000 – 430892	Other State Aid	\$44,445.22	
Expenses -	145000 – 540803	Operating Supplies	\$30,445.22	
	145000 - 540300	Printing	\$14,000;	and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the Commissioner of Finance, County Manager and Board of Elections.



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, July 22, 2024; 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, July 26, 2024.

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

DATE APPROVED : 07/22/2024
PERM. NO. : 157-24

INTRO. NO. : 18-17
INTRO. DATE: 07/22/2024

INTRO. BY : B. Schu / S. Van Etten SECONDED BY : H. Lando

VOTE:

ROLL CALL	<u> X </u>	YES	<u> 8945 </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> 413 </u>	REF'D/COM	<u> </u>		

COMMITTEES:

Admin. Y: 5 N: 0 Finance Y: 5 N: 0 Y: N:

TITLE: AUTHORIZING THE BOARD OF ELECTIONS TO ACCEPT THE ELECTRONIC POLL BOOK GRANT.

WHEREAS, the State Board of Elections allocated Electronic Poll Book grant funds in the amount of no more than **\$78,501.23** to Steuben County; and

WHEREAS, this grant will be made in the form of reimbursement (up to the grant amount) to Steuben County for any expenditures made pursuant to the terms and conditions contained in the grant contract between the Steuben County Board of Elections and the New York State Board of Elections, a copy of which is maintained at the Steuben County Board of Elections.

NOW THEREFORE, BE IT

RESOLVED, that the County Manager is hereby authorized to execute all documents for receipt of the Electronic Poll Books grant; and be it further

RESOLVED, that the Commissioner of Finance shall appropriate said funds as follows:

Revenue -	145000 - 430892 – Other State Aid	\$78,501.23
Expenses -	145000 – 540803 - Operating Supplies	\$20,000
	145000 - 540800 - Office Supplies	\$58,501.23; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the Commissioner of Finance, County Manager and Board of Elections.

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, July 22, 2024; 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, July 26, 2024.




**STEBEN COUNTY SELF-INSURANCE PLAN
ANNUAL ESTIMATE OF EXPENSES
FISCAL YEAR BEGINNING JANUARY 1, 2025**

Your Committee on Workers' Compensation Insurance respectfully submits the annual estimate of expenses for the Steuben County Self-Insurance Plan for the fiscal year beginning January 1, 2025, and ending December 31, 2025, pursuant to Section 67, Paragraph 1 of the Workers' Compensation Law.

APPROPRIATED BUDGET FOR 2025

Account	Account Title	2023 BUDGET	2024 BUDGET	2025 BUDGET
	<u>Estimated Expenditures</u>			
511000	SALARIES & WAGES	\$53,000	\$56,000	\$59,000
6291	MACH & EQUIP MINOR <\$5k	\$0	\$0	\$0
540102	TELEPHONE-CHARGEBACKS	\$300	\$300	\$300
540500	COPYING	\$200	\$200	\$200
540600	MEMBERSHIPS & DUES	\$300	\$300	\$300
540700	POSTAGE	\$300	\$300	\$300
540800	OFFICE SUPPLIES	\$500	\$500	\$500
541000	TRAINING & CONFERENCES	\$700	\$700	\$700
541004	SAFETY TRAINING	\$11,000	\$11,000	\$11,000
541300	INSURANCE	\$100	\$100	\$100
543376	THIRD PARTY ADMINISTRATOR	\$700,000	\$690,000	\$670,000
541402	AWARDS & BENEFITS	\$1,244,650	\$1,100,000	\$900,000
541401	WCB SPECIAL FUND	\$160,000	\$130,000	\$130,000
541803	MAINTENANCE IN LIEU/RENT	\$2,000	\$2,000	\$2,000
542200	MEDICAL SERVICES	\$2,000	\$2,000	\$2,000
542410	PROFESSIONAL WITNESS	\$1,000	\$1,000	\$1,000
542306	LEGAL SERVICES	\$1,000	\$1,000	\$1,000
542600	INVESTIGATION EXPENSE	\$1,000	\$1,000	\$1,000
543802	MOTOR POOL CHARGEBACKS	\$100	\$100	\$100
549800	OTHER EXPENSES	\$1,850	\$1,850	\$1,850
581000	NYS EMPLOYEES' RETIREMENT	\$4,000	\$5,600	\$4,800
583000	SOCIAL SECURITY	\$4,000	\$4,300	\$3,660
583100	MEDICARE			\$860
584000	WORKERS' COMPENSATION	\$3,500	\$850	\$500
586000	GROUP MEDICAL INSURANCE	\$8,500	\$8,300	\$8,500
586001	GROUP DENTAL/VISION			\$500
586002	GROUP VISION BENEFIT			\$230
	TOTAL EXPENDITURES	\$2,200,000	\$2,017,400	\$1,800,400
4222200	PARTICIPANT FEES	\$2,200,000	\$2,017,400	\$1,800,400

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

DATE APPROVED : 07/22/2024 INTRO. NO. : 20-19
PERM. NO. : 159-24 INTRO. DATE: 07/22/2024
INTRO. BY : B. Schu SECONDED BY : F. Potter

VOTE:

ROLL CALL	<u> X </u>	YES	<u> 8945 </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> 413 </u>	REF'D/COM	<u> </u>		

COMMITTEES:

Admin. Y: 5 N: 0 Y: N: Y: N:

TITLE: APPROVING THE 2025 WORKERS' COMPENSATION TABLE OF APPORTIONMENT.

Pursuant to Article 5 of the Workers' Compensation Law of the State of New York.

WHEREAS, on July 09, 2024, the Administration Committee of this Steuben County Legislature had filed and approved the estimated cost for Fiscal Year 2025 of the Steuben County Self-Insurance Workers' Compensation Plan; and

WHEREAS, the Administrator of the Steuben County Self-Insurance Workers' Compensation Plan based on the number of members and the estimated cost for the year 2025, has caused a Table of Apportionment to be developed.

NOW THEREFORE, BE IT

RESOLVED, that the Table of Apportionment for the participating members of the Steuben County Self-Insurance Plan for Workers' Compensation for the year 2025 is hereby received and adopted and filed herewith; and be it further

RESOLVED, this resolution together with said Table of Apportionment shall serve as due and proper notice of their liability to the plan for the year 2025; and be it further

RESOLVED, that the Administrator of the Self-Insurance Plan shall notify all participating members of their share; and be it further

RESOLVED, that any participating member shall pay its share directly to the Steuben County Finance Office not later than June 1, 2025; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the Steuben County Commissioner of Finance, Director of the Steuben County Real Property Tax Service Agency and to the Administrator of the Steuben County Self-Insurance Workers' Compensation Plan for distribution to the Town/Village Clerks of the participating members.

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, July 22, 2024; 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, July 26, 2024.





2025		
TABLE OF APPORTIONMENT		
MUNICIPALITY	2024 AMOUNT	2025 AMOUNT
STEUBEN COUNTY	\$931,034	\$798,500
ADDISON	\$11,664	\$10,250
AVOCA	\$26,242	\$23,000
BRADFORD	\$12,046	\$11,646
CAMERON	\$17,511	\$15,511
CAMPBELL	\$43,669	\$40,100
CANISTEO	\$15,171	\$13,500
CATON	\$24,960	\$23,960
COHOCTON	\$12,000	\$11,000
DANSVILLE	\$18,163	\$17,500
FREMONT	\$16,299	\$14,299
GREENWOOD	\$18,025	\$17,025
HARTSVILLE	\$7,717	\$7,717
HORNBY	\$25,750	\$25,000
HORNELLSVILLE	\$36,577	\$35,248
HOWARD	\$29,175	\$26,000
JASPER	\$23,036	\$22,036
LINDLEY	\$26,564	\$26,564
PRATTSBURGH	\$33,269	\$29,500
PULTENEY	\$29,211	\$27,000
THURSTON	\$22,724	\$22,000
TROUPSBURG	\$25,305	\$24,000
TUSCARORA	\$19,525	\$19,525
URBANA	\$26,550	\$23,000
WAYLAND	\$15,600	\$15,600
WEST UNION	\$12,865	\$12,000
WHEELER	\$22,085	\$18,100
WOODHULL	\$29,213	\$28,213
TOWNS TOTAL	\$600,916	\$559,294
ADDISON	\$27,059	\$23,000
ARKPORT	\$9,406	\$8,100
AVOCA	\$13,432	\$7,500
BATH	\$127,800	\$101,328
CANISTEO	\$41,591	\$40,591
COHOCTON	\$9,000	\$6,500
HAMMONDSPORT	\$10,000	\$9,000
NORTH HORNELL	\$13,000	\$12,500
PAINTED POST	\$52,937	\$52,937
SAVONA	\$13,950	\$9,400
WAYLAND	\$12,775	\$10,250
VILLAGES TOTAL	\$330,950	\$281,106
HORNELL CITY	\$145,000	\$140,000
SPRINGWATER WAYLAND EMS	\$3,000	\$3,000
COHOCTON FIRE DISTRICT	\$6,500	\$6,500
AVOCA FIRE DISTRICT	\$0	\$6,500
ATLANTA/N.COHOCTON FIRE DISTRICT	\$0	\$5,500
GRAND TOTAL	\$2,017,400	\$1,800,400

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

DATE APPROVED : 07/22/2024
PERM. NO. : 160-24

INTRO. NO. : 21-20
INTRO. DATE: 07/22/2024

INTRO. BY : J. Horton / S. Van Etten SECONDED BY : H. Lando

VOTE:

ROLL CALL	<u> X </u>	YES	<u> 8945 </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> 413 </u>	REF'D/COM	<u> </u>		

COMMITTEES:

PS&C Y: 4 N: 0 Finance Y: 5 N: 0 Y: N:

TITLE: ACCEPTING A DONATION FROM THE SHERIFF'S FOUNDATION FOR TRAINING.

WHEREAS, the Sheriff's Foundation has offered to provide the Sheriff's Office with \$6,000 for Supervisor training.

NOW THEREFORE, BE IT

RESOLVED, the Sheriff be and the same hereby is authorized and directed to accept the donation of \$6,000 from the Sheriff's Foundation; and be it further

RESOLVED, the Commissioner of Finance be and the same hereby is authorized and directed to accept \$6,000 revenue into 311000-427050 (Gifts & Donations), and appropriate the same to 311000-541000 (Training & Conferences); and be it further

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

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, July 22, 2024; 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, July 26, 2024.




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

DATE APPROVED : 07/22/2024
PERM. NO. : 161-24

INTRO. NO. : 22-21
INTRO. DATE: 07/22/2024

INTRO. BY : K. Michael Hanna SECONDED BY : R. Nichols

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: 5 N: 0 Y: N: Y: N:

TITLE: COMMENCING THE REVIEW PERIOD FOR AGRICULTURAL DISTRICT NO. 7.

Pursuant to Article 25-AA, Section 303-a, of the Agriculture and Markets Law of the State of New York.

WHEREAS, Agricultural District No. 7 is located in the Towns of Canisteo, Dansville, Fremont, Hartsville, Hornellsville. Howard, and the Village of Arkport; and

WHEREAS, the next review date for said district is February 6, 2025, and a Notice of Review from the State of New York, Department of Agriculture and Markets has been received and pursuant to Law, the procedure for the necessary review of the Steuben County Agricultural District No. 7 is required to commence.

NOW, THEREFORE, BE IT

RESOLVED, the Review period of the said Agricultural District located in the Towns of Canisteo, Dansville, Fremont, Hartsville, Hornellsville, Howard and the Village of Arkport, County of Steuben and State of New York, commences effective upon filing of a Notice of Review with the Office of the Steuben County Clerk, said Review period to be for a period of thirty (30) days; and be it further

RESOLVED, the Clerk of this Legislature is hereby directed to file said Notice of Review in the Office of the Steuben County Clerk and provide notice of such review by publishing the "Notice" in the Corning Leader and Evening Tribune, which are two (2) newspapers having general circulation within the said District, and by posting such "Notice" in five (5) conspicuous places within the said district. Said "Notice" shall contain information as required in accordance with Section 303-a of the Agriculture and Markets Law of the State of New York; and be it further

RESOLVED, the Clerk of this Legislature shall file the necessary affidavits of publication and posting of such "Notice" with this County Legislature, and this Legislature shall receive any proposals for modification of said district which may be submitted by landowners or municipalities, within thirty (30) days of the filing of the Notice of Review in the Steuben County Clerk's Office; and be it further

RESOLVED, upon termination of said thirty (30) day period such review and any proposed modifications shall be referred by this Legislature to the Steuben County Agricultural and Farmland Protection Board, which Board shall report to the County Legislature its recommendations concerning the review and proposed modifications, and thereafter the County Legislature shall hold a Public Hearing as required by Law; and be it further

RESOLVED, that the Clerk of this Legislature shall forward certified copies of this resolution to the County Clerk and the Planning Director.

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, July 22, 2024; 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, July 26, 2024.





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

DATE APPROVED : 07/22/2024
PERM. NO. : 162-24

INTRO. NO. : 23-22
INTRO. DATE: 07/22/2024

INTRO. BY : K. Michael Hanna SECONDED BY : R. Nichols

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: 5 N: 0 Y: N: Y: N:

TITLE: COMMENCING THE REVIEW PERIOD FOR AGRICULTURAL DISTRICT NO. 2.

Pursuant to Article 25-AA, Section 303-a, of the Agriculture and Markets Law of the State of New York.

WHEREAS, Agricultural District No. 2 is located in the Towns of Bath, Bradford, Campbell, Howard, Rathbone, Thurston, Urbana, and Wayne; and

WHEREAS, the next review date for said district is April 22, 2025, and a Notice of Review from the State of New York, Department of Agriculture and Markets has been received, and pursuant to Law, the procedure for the necessary review of the Steuben County Agricultural District No. 2 is required to commence.

NOW THEREFORE, BE IT

RESOLVED, the Review period of the said Agricultural District located in the Towns of Bath, Bradford, Campbell, Howard, Rathbone, Thurston, Urbana, and Wayne, County of Steuben and State of New York, commences effective upon filing of a Notice of Review with the Office of the Steuben County Clerk, said Review period to be for a period of thirty (30) days; and be it further

RESOLVED, the Clerk of this Legislature is hereby directed to file said Notice of Review in the Office of the Steuben County Clerk and provide notice of such review by publishing the "Notice" in the Corning Leader and Evening Tribune, which are two (2) newspapers having general circulation within the said District, and by posting such "Notice" in five (5) conspicuous places within the said district. Said "Notice" shall contain information as required in accordance with Section 303-a of the Agriculture and Markets Law of the State of New York; and be it further

RESOLVED, the Clerk of this Legislature shall file the necessary affidavits of publication and posting of such "Notice" with this Legislature, and this Legislature shall receive any proposals for modification of said district which may be submitted by landowners or municipalities, within thirty (30) days of the filing of the Notice of Review in the County Clerk's Office; and be it further

RESOLVED, upon termination of said thirty (30) day period such review and any proposed modifications shall be referred by this Legislature to the Steuben County Agricultural and Farmland Protection Board, which Board shall report to the County Legislature its recommendations concerning the review and proposed modifications, and thereafter the County Legislature shall hold a Public Hearing as required by Law; and be it further

RESOLVED, the Clerk of this Legislature shall forward certified copies of this resolution to the County Clerk and the Planning Director.

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, July 22, 2024; 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, July 26, 2024.





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

DATE APPROVED : 07/22/2024
PERM. NO. : 165-24

INTRO. NO. : 26-25
INTRO. DATE: 07/22/2024

INTRO. BY : K. Michael Hanna SECONDED BY : J. Horton

VOTE:

ROLL CALL	<u> X </u>	YES	<u> 8945 </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> 413 </u>	REF'D/COM	<u> </u>		

COMMITTEES:

AIP Y: 5 N: 0 Y: N: Y: N:

TITLE: PRESENTATION OF NAMES OF PERSONS SELECTED FOR INDUCTION INTO THE STEUBEN COUNTY HALL OF FAME AND CONFIRMATION BY THE STEUBEN COUNTY LEGISLATURE.

WHEREAS, the Steuben County Legislature sponsors a Steuben County Hall of Fame through its Steuben County Hall of Fame Committee for the purpose of honoring those persons who have enhanced the County of Steuben and presenting an opportunity for the public to learn more about these persons; and

WHEREAS, said Steuben County Hall of Fame Committee has solicited nominations from citizens of Steuben County for the induction of four (4) persons into the Hall of Fame, selected this year; and

WHEREAS, nominations were allowed to be made by anyone; there were no limits on the number of nominations; the nominees could be living or dead; male or female; could have been born elsewhere as long as they enhanced the name of Steuben County; may have helped developed the County; may have been Steuben County natives who gained fame elsewhere, or those who should especially be remembered; and

WHEREAS, the Steuben County Hall of Fame Committee is authorized to be comprised of seven (7) persons representative of the people of Steuben County, has reviewed the nominations submitted and has recommended the names of four (4) persons to be inducted into said Hall of Fame this year.

NOW, THEREFORE BE IT

RESOLVED, that this Steuben County Legislature does hereby receive, approve, ratify, and confirm the selection and recommendation of the Steuben County Hall of Fame Committee for honoring and inducting into the Steuben County Hall of Fame the following named persons:

1. **Charles J. Alsheimer** – Alsheimer graduated from Avoca Central School in 1966. A veteran of the Vietnam War, serving in the U.S. Air Force, he attended Corning Community College to learn the business trade, soon after graduating he got a job in marketing and sales at Gunlocke. In 1979 Alsheimer discovered his true passion. He left Gunlocke and started as a freelance writer and nature photographer. His love for nature and sharing his knowledge with others won him accolades, and he was featured in over 300 national magazine covers for his photography. His most impactful legacy comes from his intense interest in the White Tail Deer – writing authoritative academic publications on the behavior of this species of deer. Hunters and nature lovers benefit from Alsheimer’s work.

2. **Helen Brink** – Helen Brink has contributed countless years of her life, over multiple decades, dedicated to Steuben County history. Since 1998 Brink started volunteering, leading and managing the archive of the Steuben County Historical Society, further benefitting the people of Steuben County. From co-editing historical newsletters, to researching genealogy for herself and the public, to publishing books on Steuben County history, Brink is an integral part of our collective understanding of our County history. One of her greatest achievements

was her impact on Steuben County cemeteries; her work brought awareness to all the known, and unknown cemeteries in our County. Because of her the unknown, forgotten, and unkempt cemeteries have all been revitalized – she is lovingly called the “Cemetery Lady”. Her work also contributes to the First Presbyterian Church of Bath, a historical and cultural gem of our County. Historians, genealogists, tourists, and the people of Steuben County are forever grateful for Brink’s commitment to service and faith.

3. **Maj. Gen. Otto Frederick Marshall** – Maj. Gen. Marshall was born in Zeisar, Prussia and moved to America with his father. His father was one of the Prussian military leaders responsible for training the Continental Army during the Revolution (alongside Baron von Steuben). In 1810 Otto Marshall settled land in the Five Mile Creek area of Wheeler, NY, where, soon after, he joined the NYS Militia. His first combat experience was during the War of 1812 where he was ordered to defend Buffalo from the impending invasion by the “Redcoats”. Beyond military combat, Marshall was responsible for preserving the peace during the infamous Gallows Hill Hanging. He was also heavily committed to his community. One of his greatest and lasting achievements was being the founder and first President of the Steuben County Agricultural Society, which spawned the current Steuben County Fair. He served as an officer in this position until he was 99 years old. He also was important for sponsoring the missionaries Dr. Marcus Whitman and Narcissa Prentiss, and other missionaries on their missions westward.

4. **Dr. James Everett Walker** – Dr. Walker was not originally from Steuben County, but his life spent in the County was truly influential. At an early age, Walker earned his Doctoral degree in Medicine from Cincinnati Medical College. After working at the Sterlingworth Sanitarium, Dr. Walker traveled to Europe to learn all of the newest discoveries in the field of medicine. From London, to France, to Berlin, and capping off his travels attending the International medical Conference in Rome, Dr. Walker got global exposure to new medical practices. After a position opened in the Steuben Sanitarium, Dr. Walker could apply all that he learned to Steuben County, treating those sick with Tuberculosis. One of his most interesting achievements was his innovation of fat removal (a pre-cursor to today’s plastic surgery and liposuction). He not only impacted Steuben County, but he also traveled around the world, educating others in the profession and benefitting the overall global study on medicine. He became a multi-millionaire for his fame and success.

BE IT FURTHER RESOLVED, the Agriculture, Industry and Planning Committee and the County Historian, for and on behalf of the Steuben County Legislature, shall take all necessary steps and ceremony to appropriately enroll and enshrine the names of the inductees into the Steuben County Hall of Fame; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the County Historian and to any other persons as may be directed by the County Historian.

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, July 22, 2024; 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, July 26, 2024.