

PRESENT: Chair Bausch, Legislators Cianfrini, Leadley, and Hancock. County Manager Gsell. Also Present: Legislature Clerk Pratt, County Treasurer German, Deputy Treasurer/Real Property Director Landers, Deputy Real Property Director Andrews, County Attorney Zambito, Sheriff Maha, Grievant Deputy Duyssen, Office for the Aging Director Whitmore, Deputy Sheriff Union Representatives, Undersheriff Sheron, Chief Deputy Dibble, Legislators Clattenburg and DeJaneiro, Nursing Home Administrator Schaller, Planning Director Oltramari, Daily News Reporter Mruzak.

Chair Bausch called the meeting to order at 4PM in the Legislature Conference Room. The minutes of the January 2, 2013 meeting were approved upon motion of Legislator Cianfrini seconded by Legislator Hancock.

County Treasurer German requested approval of an annual resolution which names him, as delegated by the tax levying body of the County, to carry out the requirements of Section 556 or Real Property Tax Law when the Real Property Director's recommended refund is \$500 or less. Pursuant to the Resolution, the Treasurer will submit a statement on the 15th of each month of the refunds processed during the preceding month containing the name of each recipient, location of the property, reason for the refund, and the amount of the refund. This was approved for placement on the next Legislature Agenda upon motion of Legislator Cianfrini seconded by Legislator Leadley. Legislator Hancock voiced her annoyance that corrections to the tax roll appear to be a common occurrence. They impact the budgets of the county, the municipality and school districts in a way which cannot be anticipated.

County Treasurer German distributed his most recent figures on the bed tax and sales tax. Bed Tax received in 2012 is at its highest ever, \$421,321.10 with a net revenue of \$400,255. The Treasurer is paid a 5% fee to handle the Bed Tax. The total amount collected is about \$65,000 greater than last year which was the second highest year since the tax was implemented in 2000. There is currently \$260,635 in the reserve fund.

Actual Sales Tax collections were up 3.48% for the last quarter of the year, with an annual increase of \$1,226,113.05. Legislator Cianfrini asked if we are grossly under budgeting this revenue. County Treasurer German noted that the 2013 budget was put at \$600,000 above the previous year budget. He does the very best possible to estimate sales tax which can fluctuate greatly month to month and year to year. State adjustments can come at anytime and totally skew the picture. He challenges anyone to study the historical data and be able to accurately predict trends. It is a very volatile fund and one certainly which should never be overestimated.

Deputy Treasurer/Real Property Director Landers requested approval of a correction to the tax rolls for the Town of Alexander due to duplicate entries for property already assessed under a different Tax map #. The Town of Alexander 2013 tax warrant should be reduced by \$1,887.52 and the amount payable to the Town reduced by \$633.84. This will result in a reduction of \$1253.68 to the County. It was approved for placement on the next Legislature Agenda upon motion of Legislator Leadley seconded by Legislator Cianfrini.

Mr. Landers recommended approval of a correction to the tax rolls in the Town of Bethany due to a clerical error for a landowner who was not granted an Ag exemption to which he was qualified and timely applied for. The tax warrant for the town of Bethany should be reduced by \$527.87, the amount payable to the Supervisor of the Town of Bethany reduced by \$140.17 and a reduction to the county of \$385.70. This was approved for placement on the next Legislature Agenda upon motion of Legislator Leadley seconded by Legislator Cianfrini.

A correction to the tax rolls in the Towns of Batavia and Pembroke due to a bank error which did not forward their payments in a timely manner to the School Districts was recommended for approval. Because of the error school taxes for these parcels were incorrectly relieved onto the Town and County taxes. This will reduce the tax warrant for the Town of Batavia in the amount of \$1023.92, Town of Pembroke \$3617.97, Elba Central School in the amount of \$858.52, and Pembroke Central School in the amount of \$3479.69. The net reduction to the County would be \$303.68 which is the County 7% relevy fee. This was approved for placement on the next Legislature Agenda upon motion of Legislator Cianfrini seconded by Legislator Leadley.

An Office for the Aging contract for Social Adult Day Care at Gardenview Senior Care Center to provide respite care and ancillary service of Adult Day Care for older adults enrolled in the Expanded In-Care Services for the Elderly Program not to exceed \$15,000 through December 31, 2013 was approved upon motion of Legislator Leadley seconded by Legislator Hancock.

Approval to enter into a contract with GLOW YMCA to receive a \$32,000 grant from the Phase 2 Falls Prevention grant, issuance of a certificate of insurance for same, and amendment of the OFA budget was approved for placement on the next Legislature Agenda upon motion of Legislator Leadley seconded by Legislator Cianfrini. Human Service Chair Leadley stated this represented excellent efforts and a superb job by Office for the Aging Director Whitmore and her staff.

A salary schedule amendment to provide a part-time staff person to primarily provide program coordination for the above grant Specialist, Service for the Aging at 19.5 hours per week CSEA Grade 16 effective January 28, 2013 was approved for placement on the next Legislature Agenda upon motion of Legislator Leadley seconded by Legislator Cianfrini. The 2013 cost of the position will be \$17,828 including fringes and is fully funded through June 30, 2014. Additional grant funds are being sought to continue the position long term.

Nursing Home Administrator Schaller recommended approval of a contract with Servomation Refreshments to provide full vending service to replace the current employee cafeteria beginning in March 2013 for one year, with possible four year additional one year renewals. This was approved for placement on the next Legislature Agenda upon motion of Legislator Leadley seconded by Legislator Cianfrini. An RFP was issued and three responses were received.

The following referrals from the Public Service Committee were approved for placement on the next Legislature Agenda upon motion of Legislator Cianfrini:

Ag & Farmland Protection reappointments for Dale Stein and Steven Boldt seconded by Legislator Hancock.

Appointing Planning Director to various GLOW Solid Waste Committees to replace retired Director Duval seconded by Legislator Hancock.

Highway Dedication-Call Parkway (CR#53) seconded by Legislator Leadley.

Grant Acceptance/Budget Amendment-Sheriff/Child Passenger Safety Program in the amount of \$3654 seconded by Legislator Hancock.

Grant Acceptance/Budget Amendment-Sheriff/Rural Traffic Enforcement Initiative in the amount of \$25,250 seconded by Legislator Hancock.

Settlement Offer-Sheriff/AT&T seconded by Legislator Leadley as related to hard line 911 surcharges.

At 4:45PM upon motion of Legislator Leadley seconded by Legislator Cianfrini the Committee adjourned to Executive Session to discuss a Grievance lodged against the Sheriff Department by Deputy Dussen in relation to STOP-DWI overtime. The Committee returned to Regular Session at 5:20PM upon motion of Legislator Hancock seconded by Legislator Leadley. Legislator Cianfrini made a motion to deny the Grievance seconded by Legislator Leadley and approved unanimously.

County Manager Gsell reported that a tentative 4 year agreement has been reached with Sheriff's Employee Union and he will be bringing details forward as appropriate. NYSAC has been doing some statewide sales tax proceeds research and he will share as received. The Veteran's relocation to CB#2 is on schedule and should be completed by the end of January.

Legislature Chair Hancock reported that the 211 Waiver for the Director of Veterans Service is on her desk awaiting letters of support from the Senator and Assemblyman. The Veterans Council will also write a letter of support.

The Department Review Schedules have been approved and the County Manager's Office will distribute them to the Departments. Public Service Chair Cianfrini stated that he did not want the reviews to come without backup before the meeting. The written reports should stand on their own and the Committee will address any questions they have.

The Rules for 2012-2013 have been reviewed and some changes have been recommended. These were discussed an adoption of the amended rules was approved for placement on the next Legislature Agenda upon motion of Legislator Hancock seconded by Legislator Cianfrini.

The meeting adjourned at 6PM upon motion of Legislator Leadley seconded by Legislator Hancock.

Robert Bausch, Chair
Ways & Means Committee

Submitted 1/29 cpp