

# Inter County Association of Western New York



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Robert A. Green, Jr., President – Ontario County  
Peter Yendell, 1<sup>st</sup> Vice President – Livingston County  
Shelley Stein, 2<sup>nd</sup> Vice President – Genesee County  
Karen R. DeMay, Secretary – Ontario County  
Brenda K. Mori, Treasurer – Steuben County

## RESOLUTION COMMITTEE:

Donna Vickman, Cattaraugus County  
John Pastrick, Chemung County  
David Callard, Orleans County

*Representing the Counties of Allegany, Cattaraugus, Cayuga, Chautauqua, Chemung, Erie, Genesee, Livingston, Monroe, Niagara, Ontario, Orleans, Schuyler, Seneca, Steuben, Tompkins, Wayne, Wyoming, and Yates*

## *MINUTES – March 18, 2016*

The meeting, held at Snug Harbor Restaurant on Keuka Lake, Hammondspport, NY, hosted by Steuben County, was called to order by Association President Green (*Ontario*) at 10:00 a.m. N. Hanlon (*Orleans*) led the Association in the Pledge of Allegiance, and A. Jackson (*Chemung*) provided the invocation.

### Roll call of counties

- The following **13** counties answered roll call:

Allegany (4), Cattaraugus (2), Cayuga (1/1), Chemung (4/1), Genesee (2), Livingston (2/1), Monroe (2) Ontario (3), Orleans (2), Schuyler (2), Steuben (2/4), Wyoming (3), and Yates (1). **30 members, 7 guests in attendance.**

### Welcome from Host County

Steuben County Chairman Joseph Hauryski welcomed all in attendance today. During his six years as Chairman of the Legislature he has learned a lot about this beautiful county. He recommended when everyone gets a chance to visit many attractions such as Corning Glass Museum, Rockwell Museum of Art, local wineries, distilleries, Finger Lakes Boating Museum, Glenn Curtiss Museum just to name a few. He thanked his County Manager, Deputy County Manager, and Clerk to the Legislature for their assistance each and every day.

### Approval of Minutes

S. Stein (*Genesee*), made the motion, seconded by J. Pastrick (*Chemung*), to accept the minutes of the February 19, 2016, as written; motion carried.

### Approval of Treasurer’s Report

P. Helming (*Ontario*), made the motion, seconded by K. DeRoller (*Orleans*), to accept the Treasurer’s report dated February 29, 2016; motion carried.

	-	+	Net
Treasury Balance ending December 31, 2015			<b>\$6,968.21</b>
“Cash Box” as of February 29, 2016		\$30.00	
Check Book Balance as of February 29, 2016		\$6,611.96	
<b>Receipts:</b>			
October 2015 Meeting Registrations – from Monroe Co. (Received 1/6/16)		\$20.00	
Dues 15 counties (Lacking Erie, Seneca, Tompkins & Yates)		\$750.00	
<b>February Meeting Registrations</b>		\$700.00	
<b>Disbursements:</b>			
Ck#1153– Breaktime Anytime LLC, Ontario County	\$796.25		
Ck#1154– STC Regional Planning & Development-Leadership Conference	\$1,000.00		
<b>Treasury Balance ending February 29, 2016</b>			<b>\$6,641.96</b>

President Green reminded everyone of the 20<sup>th</sup> Annual Regional Leadership Conference to be held March 31, 2016, at Corning Community College. [www.RegionalLeadershipConference.info](http://www.RegionalLeadershipConference.info).

Inter County supports this conference and voted last year, October 2015, to contribute \$1,000.00. It was noted that many of the workshops and sessions qualify as core courses in the Pelletier Institute.

### NYSAC Update

Association President Green introduced Mark LaVigne from the New York State Association of Counties who presented an Albany update. The association appreciates NYSAC's presence at our regional meetings. Input and insight is valuable to our counties.

March referred to copies of the interim budget reports which include county impact issues. He reminded and encouraged attendance at the Annual County Finance School, May 18-20, 2016, in Syracuse, NY. He asked delegates to submit items for upcoming magazine regarding natural resources. These are resources in your county that you would like to feature. NYSAC will categorize information; possibly by region, or type of resource.

Budget process in Albany is well underway. Mark explained budget negotiations with regard to Senate, Assembly, Joint budget committees, and appointees. NYSAC seeks to influence the process to benefit New York State Counties.

Concerns, comments, and discussion followed on these issues:

- State budget negotiations.
- Mixed Martial Arts.
- Expansion of Medical Marijuana Program.
- Power Plan for Appalachian Counties impacted by coal plant energy funding.
- Broadband.
- Transportation.
- Sales tax and New York City.
- Reduce and restore funding to aging communities.
- Transfer of all Taste NY marketing to NY Certified, NY Pride Program.
- Requesting increase to Full Time Equivalent student aid.
- Increase to paid commissions for judges, District Attorney pay is commensurate requiring counties to increase budgets for District Attorney salaries.
- Increase funding level for aging water and infrastructures.
- E-waste, recognizing burden on municipalities dealing with collection of electronics.
- Rejection of early voting, now asking to pay to consolidate primaries.
- Proposed decreased funding for marine navigation law.
- Raising the Criminal Age.
- Extended paid family leave act.
- Aviation Fuel Sales Tax, decrease in revenue after January 1, 2017.

**Old Business:** None

**New Business:** None

**Resolutions:**

As listed below, the first 20 resolutions were offered as a block and unanimously carried. Subject matter relates to resolutions presented at the NYSAC conference in February.

The Intercounty Legislative Committee of the Adirondacks presented information regarding All-Terrain vehicles to our association in October 2015. Resolution Committee member John Pastrick reported they now request we consider Resolution entitled "***Resolution Urging Support of Adoption of NYS Assembly Bill No. A01951 and Senate Bill No. S1792A Titled, "An Act to Amend the Vehicle and Traffic Law, in Relation to the Definition of an All-Terrain Vehicle or ATV"***", Bob Green (*Ontario*) made the motion, seconded by George Hebert (*Monroe*) to adopt this resolution.

Lengthy discussion ensued. Mark LaVigne reminded our association that the presentation in October noted this effort is a way to promote tourism as well as promote registration fees revenues at Department of Motor Vehicles. The increased weight limit would allow trail use in this state as is in many other states. Part of the revenues will go to trail creation and maintenance.

Mr. Pastrick noted his opposition saying this is another way for the state to get more fees and income. He opposes having to register his ATV which is never off his personal property, used to haul wood for personal use.

Shelley Stein (*Genesee*) made the motion, seconded by Tony Daniele (*Monroe*), to amend the resolution by adding the following WHEREAS clause:

WHEREAS, "UTVs" or "side-by-sides" owned and used for private purposes on private property shall be exempt from these proposed regulations; and

The amendment carried. This resolution, as amended, carried with 16 votes in favor and 9 opposed.

FINAL NUMBER	PRESENTING COUNTY	RESOLUTION TITLE	ACTION TAKEN
5	Ontario	Resolution Thanking the Governor and the State Legislature for Making Heroin and Opioid Abuse Prevention a Top Public Safety, Public Health, and Mental Health Priority in New York State in 2016	Motion to adopt <b>Resolution No. 2016-5-IC through Resolution No. 2016-24-IC AS A BLOCK</b> made by Pam Helming (Ontario), seconded by Ken DeRoller (Orleans); <i>motion carried unanimously.</i>
6	Ontario	Resolution Calling on the State of New York to Enact Changes to Become Real ID Compliant	
7	Ontario	Resolution Calling for an Increase in the Share of Revenue Counties Retain for Providing State DMV Services	
8	Ontario	Resolution Urging New York State to Consolidate the Federal and State Primaries and Cover the Added Costs of Early Voting	
9	Ontario	Resolution Calling on the Governor and the State Legislature to Reject the Private Activity Bond Allocation Act of 2016	
10	Ontario	Resolution Urging the State to Resolve Recent FAA Clarifications Regarding the Disposition of Aviation Fuel Sales Tax Receipts in a Way that Preserves Current Local Sales Tax Receipts and Authority	
11	Ontario	Resolution Urging Department of Health & Division of Budget to Prioritize Reimbursing County Costs for Early Intervention Services that were Provided and Paid for Prior to the State fiscal Agent 16Administrative Takeover and Remain Outstanding	
12	Ontario	Resolution Urging the Department of Health and the Division of Budget to Require Providers to Maximize Reimbursement from all Third Party Payers	
13	Ontario	Resolution Urging the Governor & State Legislature to Gradually Eliminate County Fiscal Responsibility for Preschool Special Education and Summer Special Education Programs	
14	Ontario	Resolution Supporting Rabies Prevention Across the State and Providing Appropriate Funding Necessary to Achieve This Goal	
15	Ontario	Resolution Calling on the NYS Office of People with Developmental Disabilities and the Governor of the State of New York to Implement a Process of Transparency, Information-Sharing and Collaboration with Local Governmental Units (LGUs) to Ensure the Adequacy of Community Based Programs and Services for People with Developmental Disabilities Who are Being Transitioned from Institutional Settings into the Community	
16	Ontario	Resolution Urging New York State to Fully Fund All Costs Related to Raising the Age of Criminal Responsibility and Ensure that Any Statutory or Administrative Changes Fully Recognize the Responsibility of Locally Elected District Attorneys to Promote Public Safety, Maintain Victims' Rights and Ensure Accountability in the Justice System	
17	Ontario	Resolution Calling on Governor Andrew M. Cuomo and the State Legislature to More Equitably and Efficiently Impose the 9-1-1 Surcharge on All Wireless Communications Devices and Use Revenues to Finance County 9-1-1	
18	Ontario	Resolution Calling on Governor Andrew M. Cuomo and the State Legislature to Plan for Next generation 911 in New York State and Create a New York State 911 Department that	

		Supports County Public Safety Answering Points and Enhanced Local Emergency Dispatch Services	
19	Ontario	Resolution in Support of Efforts to Improve Probation and Alternatives to Incarceration in New York State in Order to Protect the Public and Reduce Reliance on Prisons and Jails	
20	Ontario	Resolution Urging the State to Provide Technical and Financial Assistance to Counties to Hold Localities Harmless from New Costs Associated with Federal Child Care Law Changes to Ensure Local Child Care Slots are Not Lost Due to Increased Costs of Meeting the New Federal mandates	
21	Ontario	Resolution Urging the Governor and Legislature to Eliminate Administrative Funding Caps on State Reimbursements to Local Social Service Districts for Safety and Security Improvements	
22	Ontario	Resolution Urging the Governor and the Legislature to Allocate the Local Portions of the Proposed Transportation Funding Through the Existing Chips Formula	
23	Ontario	Resolution Supporting the Request for New York State to Increase Funding Streams for Youth Development Program	
24	Ontario	Resolution in Opposition to the Amendment of the New York State Navigation Law	
25	Intercounty Legislative Committee of the Adirondacks	Resolution Urging Support of Adoption of NYS Assembly Bill No. A01951 and Senate Bill No. S1792A Titled, "An Act to Amend the Vehicle and Traffic Law, in Relation to the Definition of an All-Terrain Vehicle or ATV, As Amended	<p><b>Motion to adopt</b> made by Bob Green (Ontario), seconded by George Hebert (Monroe).</p> <p><b>Motion to amend</b> resolution to add: <i>WHEREAS, "UTVs" or "side-by-sides" owned and used for private purposes on private property shall be exempt from these proposed regulations; and</i> made by Shelley Stein (Genesee) seconded by Tony Daniele (Monroe); carried. Following vote, <b>the resolution, as amended, carried</b> with 16 votes in favor and 9 opposed.</p>

**Presentation/Program:**

Steve Manning, CEO, of Southern Tier Network, ([www.southerninternetwork.org](http://www.southerninternetwork.org)) presented information on a public/private partnership to enrich the quality of life in the communities we serve by providing reliable open access fiber optic infrastructure at low cost and high speed. The network is a not-for-profit, open access optical fiber network that was created through a partnership of Southern Tier Central Regional Planning and Development Board, Corning Inc., and Chemung, Schuyler, and Steuben Counties.

He pointed out achievements as providing low cost, high speed, reliable fiber infrastructure throughout the three counties of Chemung, Schuyler, and Steuben, connected municipalities and schools to the infrastructure, providing reliable infrastructure to emergency management towers, offering an open access model, and connection with AXCESS Ontario.

The association thanked Mr. Manning for his presentation.

**Adjournment:** On motion of M. Didio (*Cayuga*), seconded by S. Stein (*Genesee*), the meeting was adjourned at 12:05 PM followed by lunch; motion carried.

Respectfully submitted,



*Karen R DeMay*

Karen R. DeMay, Secretary  
Inter County Association of Western New York