

**PROCEEDINGS**  
**OF THE LEGISLATURE**  
**OF THE**  
**COUNTY OF GENESEE**  
**2021**



**ROCHELLE M. STEIN -- Chair**  
**LISA K. CASEY -- Clerk to the Legislature**



GENESEE COUNTY LEGISLATURE

<u>District</u>	<u>Legislator</u>	<u>Town</u>	<u>Years Served</u>
One	Chad Klotzbach	Alabama/Oakfield	2
Two	Christian Yunker	Elba/Byron/Bergen	2
Three	Gordon Dibble	Pembroke/Darien	4
Four	Brooks Hawley	Batavia/Stafford	1
Five	Rochelle M. Stein	Leroy	10
Six	Gregg H. Torrey	Alexander/Bethany/Pavilion	8
Seven	John Deleo	City of Batavia	6
Eight	Marianne Clattenburg	City of Batavia	10
Nine	Gary T. Maha	City of Batavia	4

## 2021 Genesee County Legislature



Seated Left to Right:

Lisa Casey, Clerk \*\* Gregg Torrey, 2<sup>nd</sup> Vice Chair & District #6 \*\* Rochelle Stein, Chair & District #5 \*\*  
Marianne Clattenburg, Vice Chair & District #8

Standing Left to Right:

James Wujcik, Attorney \*\* Brooks Hawley, District #4 \*\* Christian Yunker, District #2 \*\* Chad Klotzbach,  
District #1 \*\* John Deleo, District #7 \*\* Gordon Dibble, District #3 \*\* Gary Maha, District #9 \*\*  
Matt Landers, County Manager



**FIRST DAY  
GENESEE COUNTY LEGISLATURE  
Batavia, New York  
Wednesday, January 13, 2021**

The Genesee Legislature met in Regular Session on Wednesday, January 13, 2021 at 5:30 PM remotely using ZOOM. Because of the Novel Coronavirus (COVID-19) Pandemic and the State and Federal bans on large meetings or gatherings and pursuant to Governor Cuomo’s Executive Order suspending the Open Meetings Law, the Genesee County Legislature meeting was held electronically via ZOOM video conference. Minutes of the meeting are posted on the Genesee County Website Legislature Page. Legislator Maha assisted with the audit. The prayer was offered by Legislator Deleo followed by the Pledge to the Flag.

In addition to our regular meeting, Chair Stein opened a **public hearing** on Local Law Introductory No. 3 Year 2020; A Local Law To Allow Discretionary Compensation For Services Rendered During Catastrophic Events By Elected Or Appointed Coroners For A Fixed Term. All interested Parties were invited to be heard.

Legislator Yunker, legislative liaison to Soil & Water Conservation District presented a commendation to retiring District Director Tadeus “Ted” Konieczka. Ted served as a Soil & Water District Director since first being appointed May 28, 1997. He was the Division 1 representative on the NYS Board, regularly attended lobby days in Albany and was a member of the Oak Orchard Conservation District Municipal Board and NYS DEC Fish & Wildlife Management Board. Mr. Konieczka thanked legislators for the opportunity to serve on the Board.

Legislator Maha attended the Office for the Aging Advisory Committee meeting where it was reported that many Meals on Wheels volunteers have stepped back from deliveries due to the rising COVID positive rate and OFA staff are conducting the deliveries. Legislature Chair Stein thanked fellow legislators, department heads, employees and volunteers for their efforts in 2020 especially pertaining to the COVID pandemic. She expressed how we are feeling our way during these changing and challenging times and offered a special remembrance to those lost to COVID this past year. The Police Reform and Reinvention Committee have met regularly with robust and valuable discussions.

County Manager Matt Landers reported on the County’s plan for COVID vaccination efforts. GCC offered use of the arena and county employees and volunteers will be on hand to get people through the process of getting vaccinated. Testing clinics will be scaled back to Tuesday for the last two weeks of January.

The Clerk proceeded with the Resolutions:

**RESOLUTION NO. 1      APPOINTMENT -GENESEE COUNTY LEGISLATOR-  
DISTRICT NO. FOUR-TOWNS OF BATAVIA AND  
STAFFORD- APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, There is a vacancy in District No. Four, Towns of Batavia and Stafford, on the Genesee County Legislature, due to the resignation of Andrew Young, and

**WHEREAS**, The Committee on Ways and Means does recommend that an appointment be made at this time. Now, therefore, Be it

**RESOLVED**, Pursuant to the Genesee County Local Law No. One Year 1967, the Genesee County Legislature does hereby appoint Brooks Hawley of Town of Batavia, New York to the Genesee County Legislature, representing District No. Four – Towns of Batavia and Stafford, effective January 13, 2021 through December 31, 2021.

Legislator Torrey seconded the resolution which was adopted by 279 votes, District #4 vacant (47).

Legislator Hawley was sworn in by County Attorney Kevin Earl. Several legislators commented on his experience and interest in local government and offered congratulations on his appointment.

**RESOLUTION NO. 2            2020 BUDGET AND CONTRACT AMENDMENT -  
COMMUNITY MENTAL HEALTH SERVICES – LIVING  
OPPORTUNITIES OF DEPAUL – APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, The Director of the Community Mental Health Services did request an amendment to the 2020 Living Opportunities of DePaul contract and budget, and

**WHEREAS**, These funds are the result of additional State Aid in the amount of \$212 that was not known at the time of contract approval, with no additional county cost, and

**WHEREAS**, The Committees on Human Services and Ways and Means did review this request and do recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to amend the 2020 contract and budget between the County of Genesee and Living Opportunities of DePaul, and Be it further

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2020 Genesee County Budget by Increasing Revenue A.4312.4660.0000 Living Opportunities of DePaul in the amount of \$212, Increasing Appropriation A.4312.3490 State Aid, Mental Health in a like amount.

**Budget Impact Statement:** No County Budget Impact due to the offset of State Aid.

**Action Requested:** Approval of contract and budget amendment.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 3            2021 BUDGET AND CONTRACT AMENDMENT -  
COMMUNITY MENTAL HEALTH SERVICES – LIVING  
OPPORTUNITIES OF DEPAUL – APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, The Director of the Community Mental Health Services did request an amendment to the 2021 Living Opportunities of DePaul contract and budget, and

**WHEREAS**, These funds are the result of additional State Aid in the amount of \$255 that was not known at the time of contract approval, with no additional county cost, and

**WHEREAS**, The Committees on Human Services and Ways and Means did review this request and do recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to amend the 2021 contract and budget between the County of Genesee and Living Opportunities of DePaul, and Be it further

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Genesee County Budget by Increasing Revenue A.4312.4660.0000 Living Opportunities of DePaul in the amount of \$255, Increasing Appropriation A.4312.3490 State Aid, Mental Health in a like amount.

**Budget Impact Statement:** No County Budget Impact due to the offset of State Aid.

**Action Requested:** Approval of contract and budget amendment.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 4      MOU RENEWAL – OFA/ ALZHEIMER’S  
ASSOCIATION- WNY ALZHEIMER’S DISEASE  
CAREGIVER SUPPORT INITIATIVE – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Director of the Office for the Aging did present a contractual Memorandum of Understanding in the amount of \$100,000 for the period of January 1, 2021 – December 31, 2021; and

**WHEREAS**, A contractual Memorandum of Understanding (MOU) with the Alzheimer’s Disease and Related Disorders Association, Inc. d/b/a Alzheimer’s Association, Western New York Chapter (AAWNY) for the period of January 1, 2021 – December 31, 2021 outlines the relationship of Genesee County Office for the Aging (GCOFA) as the Community Based Organization in Genesee County to work with AAWNY and Erie, Niagara, Wyoming, Cattaraugus, Chautauqua, and Allegany County Offices for the Aging to implement the Western New York Alzheimer’s Disease Caregiver Support Initiative (WNYADSI); a seven county, multi-agency, initiative funded by NY State Dept. of Health (NYSDOH) through an Alzheimer’s Disease Caregiver Support Initiative grant awarded to the Alzheimer’s Association of WNY Chapter; and

**WHEREAS**, The purpose of WNYADCSI is to decrease the burden of Alzheimer’s Disease and other dementias on individuals, caregivers, and families by providing comprehensive and collaborative services to caregivers of persons with dementia in the form of in-home, overnight, and social/medical adult day care respite; education programs for caregivers and professionals; support groups, family and individual dementia consultation services; and technology; and

**WHEREAS**, AAWNY is the grant recipient and this MOU establishes the terms for which the GCOFA would receive funding to provide consultation, respite, and technology services; and

**WHEREAS**, The Committee on Human Services and Ways & Means Committee did review this request and does recommend approval of this MOU and adjusting Office for the Aging Appropriations and Revenues for incorporation of these funds. Now, Therefore, Be it

**RESOLVED**, That the Chairman of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to enter into a contractual MOU with Alzheimer’s Disease and Related Disorders Association, Inc. dba Alzheimer’s Association, Western New York Chapter 2805 Wehrle Drive, Suite 6, Williamsville, NY 14221, not to exceed \$100,000 for the period January 1, 2021 – December 31, 2021.

**Budget Impact:** Neutral. Expenses are fully funded and are being incorporated into the 2021 County Budget to support OFA Alzheimer’s Disease Caregiver Support Initiative services.

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO.      5      APPOINTMENT -OFFICE FOR THE AGING**

**ADVISORY COUNCIL-APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, The Office for the Aging Advisory Council by-laws specify that the Advisory Council shall not exceed eighteen (18) members, including both Community members and Service Provider members and at least 50% of the Council members shall be Community members who are Genesee County residents age 60 and over; and

**WHEREAS**, Members in good standing may serve a maximum of three (3) consecutive terms with each term being three (3) years in length, for a total of nine (9) consecutive years; and

**WHEREAS**, There is a vacancy and we offered invitation to an individual to fill a vacancy based on NYSOFA regulations regarding OFA Aging Advisory Council composition; and

**WHEREAS,** The Committees on Human Services and Ways & Means did review this request and recommend appointment at this time. Now Therefore, Be it

**RESOLVED,** That the Genesee County Legislature does hereby appoint the following to the Genesee County Office for the Aging Advisory Council to serve a three year term effective January 1, 2021 through December 31, 2023.

**Provider Member:**

Christi Waldron, Manager at RESTORE Sexual Assault Services- New Appointment

**Budget Impact Statement:** None

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 6 REAPPOINTMENT-OFFICE FOR THE AGING ADVISORY COUNCIL**

Legislator Yunker offered the following resolution:

**WHEREAS,** A Community Member's terms has expired on the Office for the Aging Advisory Council and he desires to be reappointed to this Committee; and

**WHEREAS,** The Committee on Human Services does recommend reappointment at this time. Now Therefore, Be it

**RESOLVED,** That the Genesee County Legislature does hereby appoint the following to the Genesee County Office for the Aging Advisory Council to serve a third, three year term effective January 1, 2021 through December 31, 2023.

**Community Member:**

Francis Rowsick, Bergen, NY 14416

**Budget Impact Statement:** None

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 7 AGREEMENT-OFFICE FOR THE AGING/CERTIFICATE OF INSURANCE/WESTERN NEW YORK INTEGRATED CARE COLLABORATIVE, INC. (WNYICC) -2021 APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS,** The Director of the Office for the Aging (OFA) did present the necessary documents for entering into a Master Service Agreement with Western New York Integrated Care Collaborative (WNYICC) Inc., a New York not-for-profit corporation with offices located at 742 Delaware Avenue, Buffalo, New York 14209, for the provision of OFA services to improve health outcomes for participants enrolled in a WNYICC Program; and

**WHEREAS,** WNYICC desires to have services provided by Genesee OFA and Genesee OFA desires to provide services to WNYICC patients/former patients/participants ("participants") in a sustainable manner under the terms and conditions set forth in this document; and

**WHEREAS,** Genesee OFA desires and has the capacity to provide services in support of WNYICC; and

**WHEREAS,** The agreement requires proof of insurance indicating general liability insurance in the amount of at least One (1) Million Dollars per occurrence with Three (3) Million Dollars in the aggregate naming Western New York Integrated Care Collaborative (WNYICC) Inc., 742 Delaware Avenue, Buffalo, New York 14209 as additional insured; and

**WHEREAS,** An addendum is attached to the Master Service Agreement for OFA to provide in-home, post-acute discharge meal delivery for eligible individuals for up to 28 meals for 14 calendar days; and

**WHEREAS,** The service agreement and addendum are automatically renewable on an annual basis; and





A.	1000.6772.1972	Chgs-Programs for Aging	\$	1,800.00
A.	1000.6772.4772	Federal Aid	\$	1,600.00

**Appropriations:**

A.	6722.2022.0001	Micro Computer(Laptop)	\$	3,400.00
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**Budget Impact:** This contract will provide \$10,712, which will supplant county funds for the 2021 adopted budget. Revenue will go towards decreasing county share dollars to offset salary expenses for the Senior Financial Typist, Meal Site Manager, Aging Specialist , Clerk Typist positions and other programmatic costs.

The cost of laptops is fully covered by grant funds.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 9            CONTRACT – HEALTH DEPARTMENT/PRESCHOOL SUPPORTIVE HEALTH SERVICES PROGRAM – APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, The Public Health Director did present a contract for the provision of services to eligible children in the Preschool Supportive Health Services Program, and

**WHEREAS**, The Committees on Human Services and Ways & Means did review the request and do recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute contracts with **Happiness House** at 731 Pre-Emption Road, Geneva NY 14456, for the provision of **Special Education Itinerant Teacher (SEIT) Services, Classroom Services (CB), and Evaluator Services** in the Preschool Supportive Health Services Program retroactively dated to the period of July 1, 2020 through June 30, 2022 at the rates established by State of New York.

**Budget Implications:** Revenue and expenses are included in the 2020 & 2021 A 2960 3-5 Preschool Program Budgets. These services qualify for NYS reimbursement at the rate of 59.5% less any Medicaid payment on Medicaid eligible children.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 10        GRANT ACCEPTANCE/BUDGET AMENDMENT – HEALTH DEPARTMENT/COVID – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS** The National Association of County and City Health Officials has awarded the Genesee County Public Health Department \$35,000 in funding for COVID-19 contact tracing, overtime and testing expenses and

**WHEREAS** the Committees on Human Services and Ways and Means did review this request and does recommend approval at this time, Now therefore, Be it

**RESOLVED** that the Chair of the Genesee County Legislature is hereby authorized and directed to sign any necessary paperwork to accept this award for \$35,000 as specified and, Be it further **RESOLVED** that the Genesee County Treasurer is hereby authorized and directed to Amend the 2021 Health Department budget to reflect an increase in Appropriations A.4010.1020.0000 Overtime Salaries in the amount of \$20,035, A4010.8010.0000 Social Security Tax in the amount of \$1,200, A.4010.8011.0000 Medicare Tax in the amount of \$300, A.4010.4650.0003 Contracted Services in the amount of \$13,465 and to be offset by an increase in Revenue A.4010.4489 Fed Aid, Other Health in the amount of \$35,000.

**Budget Implications:** Funding will be used to offset costs of COVID-19 response activities.

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 11      AGREEMENT – HEALTH DEPARTMENT/LIVINGSTON COUNTY HEALTH DEPARTMENT/ EBL INSPECTIONS– APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, The Public Health Director did present an agreement with The Livingston County Health Department, which allows the Genesee County Health Department to provide (at a per inspection cost of \$600) Elevated Blood Lead (EBL) inspections, not to exceed 10 cases, and

**WHEREAS**, The Committees on Human Services And Ways and Means did review this award and does recommend approval at this time, Now therefore, Be it

**RESOLVED**, The agreement is subject to approval of the Genesee County Attorney, and be it Further

**RESOLVED**, That subject to final approval by the county attorney, the Chair of the Genesee County Legislature is hereby authorized and directed to execute an agreement with The Livingston County Health Department, located at 2 Murray Hill Dr., Mt. Morris, NY 14510 which allows the Genesee to provide (at a per inspection cost of \$600) EBL inspections, from January 1, 2021 thru December 31,2021.

**Budget Implications:** No County Cost. All revenue is included in the 2021 4010 budget.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 12      MEMORANDUM OF UNDERSTANDING-HEALTH DEPARTMENT/ NYS COVID-19 VACCINATION PROGRAM – APPROVAL AND RATIFICATION OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The Public Health Director did present a Memorandum of Understanding (MOU) with the NYS Dept. of Health to ensure distribution and administration of a COVID-19 vaccine by the Genesee County Health Department, and

**WHEREAS**, This Memorandum of Understanding was presented to the County of Genesee Health Department with a requested response time that would not allow for the matter to go through the legislative process, and

**WHEREAS**, The County Attorney rendered an opinion that under these exigent circumstances to obtain vaccine that is crucial to the health and welfare of Genesee County residents, the Chair could sign the MOU, subject to ratification and approval of the terms and conditions by the full Legislature, and

**WHEREAS**, The Committees on Human Services And Ways and Means did review this MOU and do recommend approval at this time, Now therefore, Be it

**RESOLVED**, That the execution by the Chair of the Genesee County Legislature of this MOU with the NYS Dept. of Health, located at Empire State Plaza, Albany NY 12237, is hereby ratified and the terms and condition therein, are hereby approved.

**Budget Implications:** No county expense

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 13      2021 EMPLOYEE SALARY SCHEDULE AMENDMENT/ BUDGET TRANSFER AND BUDGET AMENDMENT – HEALTH DEPARTMENT/COVID SPECIALISTS– APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS** The Public Health Director has requested the creation of two temporary full time COVID-19 Response Specialist positions, and

**WHEREAS** the Committees on Human Services and Ways and Means did review this request and does recommend approval at this time, Now therefore, Be it

**RESOLVED** that the Chair of the Genesee County Legislature is hereby authorized and directed to approve the creation of two temporary COVID-19 Response Specialist positions, and be it further

**RESOLVED** that the Genesee County Treasurer is hereby authorized and directed to transfer \$23,929 to A.4010.1010.0000 Personal Services, \$2,318 to A.4010.8010.0000 Social Security tax and \$682 to A.4010.8011.0000 Medicare Tax from A.6100.4800.0000 Program Expense in the amount of \$26,929 and be it further

**RESOLVED** that the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Health Department budget by increasing A.4010.1010.0000 Personal Services in the amount of \$13,459 and by increasing A.4010.3401 State Aid in a like amount, and be it further

**RESOLVED** that the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to Amend the 2021 Genesee County Employee Salary Schedule by creating two temporary full time COVID-19 Response Specialist positions (CSEA Grade 13) effective 1/18/2021 – 7/16/2021.

**Budget Implications:** The creation of two temporary full time Positions of COVID-19 Response Specialist will take effect 1/18/2021-7/16/2021. The COVID-19 Response Specialist's salary and fringe of \$40,388 will be offset in 2021, using \$13,459 in state aid reimbursement and \$26,929 in Medicaid to State funds.

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 14      2021 MANAGEMENT SALARY SCHEDULE  
AMENDMENT-YOUTH BUREAU/TEMPORARY DEPUTY  
EXECUTIVE DIRECTOR-YOUTH BUREAU – APPROVAL  
OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, The Executive Director-Youth Bureau has submitted her resignation, and  
**WHEREAS**, The County Manager is requesting an amendment to the 2021 Management Salary Schedule to create a temporary, full time, 70 hours biweekly, Deputy Executive Director-Youth Bureau, grade 111 for no longer than six (6) month, to provide program administration on an interim basis, and

**WHEREAS**, The Committees on Human Services and Ways and Means did review this recommendation and does concur. Now, therefore Be it

**RESOLVED**, That Genesee County Treasurer and the Human Resources Director are hereby authorized and directed to amend the 2021 Management Salary Schedule by creating one temporary, full time Deputy Executive Director-Youth Bureau, Grade 111 effective January 14, 2021 for no longer than six (6) months.

**Budget Impact Statement:** Funds are included in the 2021 budget.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 15      MEMORANDUM OF AGREEMENT WITH  
COOPERATIVE EXTENSION - APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, A Memorandum of Agreement has been prepared between the County of Genesee and the Cornell Cooperative Extension Association of Genesee County for the expenditure of funds appropriated in the 2021 Genesee County Budget in the amount of \$338,548. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute said Memorandum of Agreement between the County of Genesee and Cornell Cooperative Extension Association of Genesee County for the year 2021 in the amount of \$338,548.

**Budget Impact Statement:** 2021 funding = \$338,548  
2020 funding = \$338,548  
2019 funding = \$338,548  
2018 funding = \$338,548  
2017 funding = \$338,548; 10% reduction  
2016 funding = \$376,164; same level as 2015  
2015 funding = \$376,164; same level as 2014  
2014 funding = \$376,164; same level as 2013  
2013 funding = \$376,164; same level as 2012  
approx. 5% reduction; \$17,454 less than 2011's funding  
2011 funding = \$393,618; 15% reduction in funding; \$69,462 less  
2010 funding = \$463,080; 5% reduction in funding or \$24,373 less  
2009 and 2008 funding = \$487,453; 2007 to 2002 = \$478,320

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 16 REAPPOINTMENT – STOP-DWI ADVISORY BOARD – APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The term of office has expired for James Sunser, citizen member of the STOP-DWI Advisory Board and she has indicated a desire and ability to continue service, and

**WHEREAS**, The Committee on Ways and Means does recommend the reappointment of citizen James Sunser. Now, therefore, Be it

**RESOLVED**, That James Sunser of Pembroke, New York be reappointed as citizen members of the Genesee County STOP-DWI Advisory Board to serve another term effective January 1, 2021 through December 31, 2023.

**Budget Impact:** None – these are volunteer Board Members

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 17 APPOINTMENT – STOP-DWI ADVISORY BOARD – APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, Vacancies do exist on the STOP-DWI Advisory Board for Citizen Member representation, and

**WHEREAS**, The Genesee County STOP DWI Coordinator has identified an individual Stefano Napolitano, who has expressed interest in serving on the Advisory Board as a citizen member, and

**WHEREAS**, The Genesee County STOP DWI Advisory Board approved the recommendation to appoint Stefano Napolitano to the Advisory Board, and

**WHEREAS**, The Committee on Ways and Means does recommend the appointment of citizen, Stefano Napolitano. Now, therefore, Be it

**RESOLVED**, That Stefano Napolitano of Batavia New York be appointed as citizen members of the Genesee County STOP-DWI Advisory Board to serve a term effective immediately through December 31, 2023.

**Budget Impact:** None – these are volunteer Board Members

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

Legislator Maha made a motion to amend the following resolution to correct a clerical error and change the address from NY to NJ seconded by Legislator Torrey, carried unanimously.

**RESOLUTION NO. 18      AWARD OF CONTRACT – GENESEE COUNTY SELF-INSURANCE WORKERS COMPENSATION/ACTUARIAL SERVICES – APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, Genesee County Self-Insurance Plan did request proposals RFP 2020-112 for the provision of Actuarial Services, and

**WHEREAS**, The proposals received were reviewed by a committee consisting of the Assistant County Manager, Executive Secretary of the Genesee County Self-Insurance, Deputy Treasurer and Purchasing Director, and

**WHEREAS**, The Review committee did recommend contracting with S.G. Risk, LLC, our current provider, and

**WHEREAS**, The Committee on Ways and Means did review the recommendation and does concur. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a contract by and between the Genesee County Self-Insurance Plan and S.G. Risk, LLC, 1050 Wall Street, West, Suite 610, Lyndhurst, NJ 07071 for the provision of actuarial services for the Genesee County Self-insurance plan for the period January 1, 2021 through December 31, 2023 at a cost of \$6,000.00 per year with the option of two one-year renewals at the same rate.

**Budget Impact:** All costs are in the 2021 budget and apportioned to the participants.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 19      2021 SALARY SCHEDULE AMENDMENT – JOB DEVELOPMENT BUREAU – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The GLOW WDB Finance Committee did approve a performance based raise for the GLOW WDB Manager and funding for the rate increase is provided through the GLOW WDB, and,

**WHEREAS**, The County Manager did request an amendment to the 2021 Management Salary Schedule to include the performance based rate increase for the GLOW WDB Manger, and,

**WHEREAS**, The Committee on Ways and Means Committee did review this request and does recommend approval at this time. Now, therefore, Be It

**RESOLVED**, That the Genesee County Treasurer and Human Resources Director are hereby directed to amend the 2021 Management Salary Schedule Grade 114 by increasing the Employment & Training Manager (WIB) base salary to \$67,814 plus \$800 longevity, effective January 1, 2021. **Budget Impact Statement:** Increase of \$1,543 will be covered by the GLOW WDB and is incorporated in the 2021 budget.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 20      AMENDMENT - 2020-2021 DELINQUENT WATER AND SEWER ACCOUNTS – APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, Resolution No. 497 of the year 2020 adopted by the Genesee County Legislature approved the relevy of the 2020-2021 Delinquent Water and Sewer amounts for the various Towns within Genesee County, and

**WHEREAS**, After the adoption of said resolution it was discovered that delinquent water amounts for two parcels within the Town of Pavilion had been missed and were not included in the amounts adopted by said resolution. Now, therefore, Be it

**RESOLVED**, That Resolution No. 497-20 be amended as follows:

<u>Town</u>	<u>Unpaid Sewer/Water</u>
Alabama	\$6,351.53
Alexander	\$1,138.64
Batavia	\$142,941.72
Bergen	\$1,187.11
Byron	\$36,829.40
Darien	\$13,504.56
Elba	\$2,027.66
Oakfield	\$995.45
Pavilion	\$11,018.48
Pembroke	\$309.31
Stafford	\$128.45
<b>Total</b>	<b>\$216,432.31</b>

**Budget Impact:** The total amount is increased by \$1,165.92. The County’s portion of the increase is \$76.28. Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 21 AMENDMENT - 2021 TAX WARRANTS – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS,** Resolution No. 500 of the year 2020 adopted by the Genesee County Legislature established the 2021 Tax Warrants for the various Towns within Genesee County, and

**WHEREAS,** After the adoption of said resolution it was discovered that delinquent water amounts for two parcels within the Town of Pavilion had been missed and were not included in the amounts adopted by said resolution. Now, therefore, Be it

**RESOLVED,** That Resolution No. 500-20 be amended as follows:

<b>Town</b>	<b>Warrant Amount</b>
Alabama	\$1,726,593.76
Alexander	\$2,134,938.83
Batavia	\$7,460,274.92
Bergen	\$2,821,306.39
Bethany	\$1,664,249.96
Byron	\$2,443,824.80
Darien	\$3,257,061.47
Elba	\$2,536,131.54
LeRoy	\$5,788,202.93
Oakfield	\$2,398,440.44
Pavilion	\$2,041,982.93
Pembroke	\$3,999,315.92
Stafford	\$2,416,914.48
<b>Total</b>	<b>\$40,689,238.37</b>

and Be it further

**RESOLVED**, That an amended tax warrant for the Town of Pavilion be issued under the seal of the County of Genesee, signed by the Chair and the Clerk of the Legislature, and delivered to the Town of Pavilion Tax Collector for collection of taxes for the year 2021.

**Budget Impact:** The Town of Pavilion warrant is increased by \$1,165.92. The County's share of the warrant is increased by \$76.28.

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 22 REAL PROPERTY TAX CORRECTIONS AND REFUNDS  
2021 – TREASURER – APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The New York State Real Property Tax Law §554 and §556, provide an administrative correction of errors process to assist the property owner in obtaining real property tax corrections and refunds caused by certain clerical errors, unlawful entries, and errors in essential fact, and

**WHEREAS**, The tax levying body can delegate, by resolution on an annual basis, the authority to perform the duties of the tax levying body in regard to Real Property Tax Law §554 and Real Property Tax Law §556, and

**WHEREAS**, The Committee on Ways and Means does recommend that the Treasurer be delegated to perform said duties. Now, therefore Be it

**RESOLVED**, That the Genesee County Treasurer be and hereby is authorized and directed to carry out the requirements of §554 and §556 of the Real Property Tax Law, effective immediately, where the Real Property Tax Director's recommended correction or refund is two thousand five hundred dollars or less, and Be it further

**RESOLVED**, That on the fifteenth day of each month, the Genesee County Treasurer shall submit a report to the Genesee County Legislature of the corrections and refunds processed during the preceding month containing the name of each recipient, the location of the property, the reason for the correction or refund, and the amount of the correction or refund.

**Budget Impact:** No immediate impact, correction and refund amounts will vary from year to year. Refunds are charged to allowance for uncollectible which currently has a balance of approximately \$96,543.

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 23 CONTRACT EXTENSION –COUNTY MANAGER/ E3  
COMMUNICATIONS – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, Resolution No.448 duly adopted November 13, 2020, did retain the services of e3 communications for public relations and social media services to assist in promoting COVID related services and disseminating information, and

**WHEREAS**, Due to the rising COVID numbers in Genesee County there is a continued need for this COVID related service, and

**WHEREAS**, The Ways and Means Committee did review the request and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute an agreement with e3communications, 551 Franklin Street, Buffalo, NY 14202, for the provision of public relations and social media services related to COVID, for the period of January 1, 2021 through February 28, 2021 at an amount not to exceed \$8,000.

**Budget Impact:** Funding for PIO services was budgeted in the 2021 County Manager Budget

Legislator Dibble seconded the resolution which was adopted by 326 votes.



**RESOLUTION NO. 24 OFFICIAL NEWSPAPER FOR THE COUNTY OF  
GENESEE – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Genesee County Republican Committee and the Genesee County Democratic Committee did recommend the Daily News, 438 East Main Street, Batavia, New York as the Official Newspaper for the Year 2021, pursuant to Chapter 214 of the County Law. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby designate the Daily News as the Official Newspaper for the Year 2021.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 25 GENESEE COUNTY ETHICS AND DISCLOSURE LAW  
DESIGNATION OF POLICY MAKING POSITIONS AND  
BOARDS-APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Local Law No. One Year 1992 did create the Genesee County Ethics and Disclosure Law which requires the Legislature to determine annually additional County Officers and Employees holding policy-making positions, and

**WHEREAS**, The Committee on Ways and Means did review positions and boards and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, that the Genesee County Legislature does hereby designate the following boards and additional positions as policy-making, thereby obligated to complete and file an annual statement of financial disclosure on or before May 31 of each year.

GCC Board of Trustees

GCEDC Board

GGLDC Board

Genesee County Funding Corporation Board

GCEDC President/CEO, Sr. VP of Operations, VP Business Dev., CFO, Dir. Of Marketing

Genesee County Board of Health

Genesee County Community Services Board

Genesee County Planning Board

Genesee County Soil & Water Directors

Genesee County Ethics Board

Genesee County Water Resources Agency Board

Assistant District Attorney-1st

Assistant County Manager

Senior Assistant Public Defender

Legislator Deleo seconded the resolution which was adopted by 326 votes.

At 6:14 PM Chair Stein closed the Public Hearing. No one spoke on the proposed local law.

**RESOLUTION NO. 26 LOCAL LAW INTRODUCTORY NO. 3, YEAR 2020 OF  
THE COUNTY OF GENESEE, NY, TO ALLOW  
DISCRETIONARY COMPENSATION FOR SERVICES  
RENDERED DURING CATASTROPHIC EVENTS BY  
ELECTED OR APPOINTED CORONERS FOR A FIXED  
TERM**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, compensation for elected Genesee County Coroners was established by Local Law

No. 6, year 2018, adopted on October 24, 2018 and

**WHEREAS**, on October 2, 2020, there was plane crash in the Town of Pembroke within Genesee County resulting in two deaths, and

**WHEREAS**, one of the Coroners spent an extraordinary amount of time as compared to other cases where deaths have occurred, and

**WHEREAS**, the Legislature does not believe that a fee of \$100 per case or \$150 per case upon an observed holiday is fair and reasonable for services provided in circumstances such as a plane crash, and

**WHEREAS**, the Genesee County Legislature wants to allow discretion to provide additional compensation to Coroners for services rendered in such situations, and

**WHEREAS**, the Following Proposed Local Law Introductory No. 3, Year 2020 was duly introduced to the Genesee County Legislature in accordance with the Law:

**LOCAL LAW INTRODUCTORY NO. 3, YEAR 2020 OF THE COUNTY OF GENESEE, NY, TO ALLOW DISCRETIONARY COMPENSATION FOR SERVICES RENDERED DURING CATASTROPHIC EVENTS BY ELECTED OR APPOINTED CORONERS FOR A FIXED TERM**

**BE IT ENACTED** by the Genesee County Legislature as follows:

Section 1. In addition to the existing compensation for Genesee County Coroners that are elected or appointed for a fixed term, the Genesee County Legislature is hereby authorized to provide additional compensation when Coroners provide extraordinary services above and beyond their normal duties after a catastrophic event leading to the death of one or more individuals within Genesee County.

Section 2: The determination as to whether or not an event qualifies as catastrophic; as well as the determination as to the amount to be paid to Coroners for extraordinary services, shall be made in the sole discretion of the Genesee County Legislature.

Section 3. Any Coroner may submit a claim retroactively to October 2, 2020, by a submittal in writing, which details the services rendered and the times and dates of the same.

Section 4. This Local Law is subject to referendum on petition pursuant to the provisions of Section 24 of the Municipal Home Rule Law.

Section 5. This Local Law shall take effect upon proper filing with the Office of the Secretary of State, and

**WHEREAS**, The Clerk of the Genesee County Legislature did post a certified notice of Public Hearing on said proposed Local Law on the bulletin board in the Old Courthouse, and

**WHEREAS**, The Clerk of the Genesee County Legislature did cause to be published in the Batavia in the Batavia Daily News, the official newspaper of the County of

Genesee, the notice of Public Hearing on Local Law Introductory Number 3, Year 2020, and

**WHEREAS**, a Public Hearing was held at 5:30 On January 13, 2021 in the Legislature Chambers of the Old Courthouse, Batavia, New York, at which time all interested persons who wished to speak were heard, Now therefore Be it

**RESOLVED**, that “**LOCAL LAW INTRODUCTORY NO. 3, YEAR 2020 OF THE COUNTY OF GENESEE, NY, TO ALLOW DISCRETIONARY COMPENSATION FOR SERVICES RENDERED DURING CATASTROPHIC EVENTS BY ELECTED OR APPOINTED CORONERS FOR A FIXED TERM**” be known as Local Law No. two , Year 2021, for the County of Genesee as introduced December 9, 2020, be and hereby is adopted.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 27 COUNTY AUDIT –JANUARY 13- APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Legislator Maha, did review the following claims:

General Fund 2020	\$ 1,241,283.10
General Fund 2021	311,313.74
Highway 2020	207,457.24
Highway 2021	9,852.51
Self Insurance 2020	37,382.39
Self Insurance 2021	54,241.25
Water Fund 2020	406,933.02
Water Fund 2021	396.20
DSS Abstracts	194,523.60
<b>Capital Projects 2020</b>	
Highway- Judge Road Bridge Over Whitney Creek	110,600.69
Highway-South Lyons Street Bridge Over Tonawanda Creek	60,999.72
Highway-Darrien-Alexander Townline Rd Bridge	3,975.86
Highway-Sharrick Road Bridge Over Murder Creek	3,236.04
Highway-Tower Hill Road Bridge Over Spring Creek	1,231.01
Highway-Meadville Road Bridge Over Canal Creek	4,669.08
Highway-Upton Road Bridge Over Bowen Creek	9,400.00
Highway-Hundredmark Road Bridge	12,405.06
Sheriff/Jail-Public Safety Communication Tower	10,000.00
County Park-Comprehensive Recreation Plan	4,277.00
Airport-Airport T-Hangar Construction (AIR-99)	915.25
Facilities Management-Highway Fire Alarm System	97,083.39
<b>Payroll – General</b>	
December 18, 2020	1,666,074.40
December 31, 2020	1,215,769.92
<b>Medicaid</b>	
December 15, 2020	153,807.00
December 22, 2020	153,807.00
December 29, 2020	153,807.00
January 5, 2021	153,807.00
January 12, 2021	<u>153,807.00</u>
<b>Total Audit</b>	<b>\$ 6,433,055.47</b>

Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature has audited and does approve the claims as listed above, and Be it further

**RESOLVED**, That the Genesee County Treasurer be and hereby is authorized and directed to make payments as listed above.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**Rule 19**

Legislator Clattenburg made a motion to suspend the rules of the Genesee County Legislature to add two resolutions, the first authorizes the Legislature Chair to act on timely matters related to the COVID-19 Pandemic and the second is a budget amendment that will allow for necessary staff to be hired to operate a COVID Vaccination Clinic. Legislator Maha second the motion, carried unanimously.

**RESOLUTION NO. 28 TO GRANT EMERGENCY POWER FOR THE CHAIR TO**

**EXECUTE NECESSARY COVID-19 DOCUMENTS**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, On January 30, 2020, the World Health Organization designated the Novel Coronavirus, COVID-19, outbreak as a Public Health Emergency of international concern ; and **WHEREAS**, on January 31, 2020, United States Health and Human Services Secretary, Alex M. Azar II, declared a Public Health Emergency for the entire United States to aid the Nation’s Health Care Community in responding to COVID-19, and

**WHEREAS**, on March 7, 2020, the Governor of the State of New York issued Executive Order No. 202 declaring a disaster emergency in the State of New York, which was effective through April 6, 2020, and

**WHEREAS**, the Governor of the State of New York has issued numerous subsequent Executive Orders extending the disaster emergency that remains in full force and effect to date, and

**WHEREAS**, on March 14, 2020, the Chair of the County of Genesee Legislature, issued a State of Emergency Declaration for Genesee County which initially remained in effect for 30 days, and

**WHEREAS**, the Chair has issued nine subsequent State of Emergency Declarations, with the last one remaining in effect until January 12, 2021 and

**WHEREAS**, it is anticipated that both the State of New York and the County of Genesee COVID-19 disaster emergencies will remain in effect for a substantial period hereinafter. Now, therefore be it

**RESOLVED**, that whenever exigent circumstances create time constraints that make it impossible to complete in advance the required legislative process, and documents relating to COVID-19 need to be quickly executed on behalf of the County of Genesee for the health, protection and welfare of County of Genesee residents, the Chair of the Legislature is hereby authorized and directed to sign such agreements, contracts, forms or other documents, without prior Legislative approval, and be it further

**RESOLVED**, that at the next regularly scheduled meeting of the Ways and Means Committee, the Chair shall submit any documents executed upon an emergency basis, to begin the process for review and ratification by the full Legislature, and be it further

**RESOLVED**, that this emergency execution power shall end upon the termination of the last County of Genesee’s State of Emergency Declaration relating to COVID-19.

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 29      BUDGET AMENDMENT – HEALTH DEPARTMENT/  
COVID VACCINATION CLINIC STAFFING-APPROVAL  
OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, Genesee County is committed to holding clinics for the COVID 19 vaccine, and

**WHEREAS**, Additional staffing, including medical professionals authorized to administer vaccinations and ancillary staff for data entry, traffic flow, runners and screeners will be needed to run such a large scale clinic, and

**WHEREAS**, Most of the incurred costs will be reimbursable by FEMA and additional State and Federal reimbursements, and

**WHEREAS**, The County Treasurer has advised funding should be available in Sales and Use Tax-County for amounts not covered by Federal and State sources, Now, therefore, Be it

**RESOLVED,** That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 County Budget by increasing A.4010.4650.0003 – Contracted Services in the amount of \$300,000 offset by an increase in A.1000.1110 – Sales and Use Tax-County in the amount of \$75,000 and an increase in A.4010.4489- Fed Aid by \$225,000.

**Budget Impact:** After state and federal reimbursement, County cost of \$75,000 to be covered by Sales and Use Tax - County  
Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

At 6:21 pm the meeting adjourned upon motion of Legislator Hawley, seconded by Legislator Clattenburg, carried unanimously.



Legislator Dibble offered the following resolution:

**WHEREAS**, K9 Rayzor required surgery at a cost of approximately \$4,102, and there were related costs for his handler's lodging, vehicle fuel and food to transport Rayzor to the hospital where the surgery was performed, as well as a recovery bed for Rayzor, for a total cost of approximately \$4,535, and

**WHEREAS**, K9 Frankie had dental issues, which required surgery, and the total cost of Frankie's vet visits and surgery is \$2,317, and

**WHEREAS**, There are funds available in the K-9 Donations Reserve Account, from gifts and donations that have been made to the K9 Program to cover these costs, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this request and do recommend approval at this time. Now therefore be it

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2020 budget as follows:

\$6,852 to A3110.4800.3317 (Program Exp-Canine Program)

To be offset by increasing the following revenue account:

\$6,852 to A3110.2705 (Gifts and Donations), with funds to come from A915.6 (K-9 Assigned Unappropriated Funds)

**Budget Impact Statement:** Increase in Sheriff's 2020 appropriations in the amount of \$6,852; offset by an increase in revenue in a like amount, with funds to come from the K9 Donations Reserve Account.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 32      ACCEPTANCE OF GRANT FUNDS & BUDGET  
   AMENDMENT-SHERIFF/JAIL-DCJS GRANT FUNDING-  
   LIVESCAN – APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, The Sheriff requested authorization to accept grant funding from the NYS Division of Criminal Justice Services, in the amount of \$11,250, in response to the 2020 Livescan Equipment Program, with funds to be used to purchase Livescan fingerprint processing equipment to be used at the Jail, and

**WHEREAS**, The grant does require 25% matching funds, in the amount of \$3,750, and these funds have been appropriated in the Jail 2021 budget, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this request and do recommend approval at this time. Now therefore be it

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 budget by increasing Jail account A3150.2030,0030 (Sheriff Equipment) in the amount of \$11,250, to be offset by an increase in revenue account A3150.4320 (Fed Aid-Crime Control) in a like amount.

**Budget Impact:** Increase in Jail 2021 appropriations in the amount of \$11,250, with funds to come from a NYS DCJS Livescan Equipment Program Grant; offset by an increase in revenue in a like amount.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 33      INDEMNIFICATION – SHERIFF / DEFENSE AGREEMENT  
   – APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, the Genesee County Sheriff did present an agreement for indemnification and defense of the Sheriff for services rendered to the residents of the County of Genesee, as a component of the Sheriff's compensation for his term of office, and

**WHEREAS**, the Committee on Public Service did review said agreement and does recommend approval at this time. Now, therefore, be it

**RESOLVED**, that the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the Indemnification – Defense Agreement by and between the County of Genesee and the Sheriff of Genesee County for the period retroactive to January 1, 2021, through December 31, 2024.

**BUDGET IMPACT:** None.

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 34      CONTRACT AMENDMENT-PUBLIC DEFENDER/NYS  
OFFICE OF INDIGENT LEGAL SERVICES-APPROVAL  
OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, The Public Defender does recommend the acceptance of the amendment to the contract between Genesee County and the New York State Office of Indigent Legal Services, Contract Number:C800018, Distribution # 8, to amend the contract by providing a one (1) year extension of the term to December 31, 2021. This contract funds our full-time Assistant Public Defender, part-time Assistant Public Defender, Investigator and Paralegal's salary and fringe benefits, a parity stipend for an Assistant Public Defender, cell phone service for one, landline telephone service for two, the investigator's mileage and CLEAR Investigation online service.

**WHEREAS**, the Public Service Committee did review the contract and recommends acceptance at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute this Amendment for Contract Number: C800018, Distribution # 8, with the New York State Office of Indigent Legal Services, A. E. Smith Building, 11<sup>th</sup> Floor, 80 South Swan Street, Albany, New York 12210.

**BUDGET IMPACT STATEMENT:** Total contract revenue for 2021 in the amount of \$170,672 is contained within the 2021 Department Head Requested Budget in line A.1170.3025 Indigent Legal Services offset by like amounts in expenses.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 35      RENTAL AGREEMENT AMENDMENT– JUSTICE FOR  
CHILDREN ADVOCACY CENTER/ALBION – APPROVAL  
OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Genesee County Legislature did approve the acceptance of funding from the New York State Office of Children and Family Services in the amount of \$120,000.00 for the grant years running from 10/1/20 to 9/30/22; and

**WHEREAS**, Included in the acceptance of the 2020-22 NYS Office of Children and Family Services are the funds necessary to rent additional space to accommodate a medical examination room at our satellite office in Albion; and

**WHEREAS**, The Justice for Children Program Coordinator has made a request to rent vacant office space located adjacent to the existing suite occupied by the Justice for Children Advocacy Center in the Arnold Gregory Complex at 243 South Main Street, Albion, New York, 14411 and is managed by the DeGeorge Property Group; and



**WHEREAS**, The agreed upon rate per month for the additional office space is \$140.00, including heat, water, and electric utilities; and

**WHEREAS**, The landlord has offered a 3% discount if the lease is paid in full; and

**WHEREAS**, This modification to the existing lease will be in effect from February 1, 2021 through October 14, 2021 for a total of \$1,222.20; and

**WHEREAS**, The Committee on Public Service did review this request and do recommend approval at this time. Now, therefore, be it

**RESOLVED**, That the Chair of the Genesee County Legislature and the Genesee County Sheriff are authorized and directed to modify the existing lease agreement, with the modified expense to be paid in full at the beginning of the lease, with DeGeorge Acquisition Group, LLC, 1067 Gateway Drive, Farmington, New York 14425 for the rental of the office located at 243 South Main Street, Suite 156, Albion, New York 14411 effective February 1, 2021 through October 14, 2021.

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 36 CONTRACTUAL AGREEMENT- JUSTICE FOR CHILDREN ADVOCACY CENTER/MEDICAL DIRECTOR -APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, Included the acceptance of the 2020-22 NYS Office of Children and Family Services grant are contractual agreements for a Medical Director at the Justice for Children Advocacy Center; and

**WHEREAS**, The Justice for Children Program Coordinator did request enter a contractual agreement for a Medical Director for the Justice for Children Advocacy Center; and

**WHEREAS**, This contract will allow the JFCAC to enhance forensic medical services for children impacted by abuse and will allow the JFCAC to meet Standards of Accreditation by the National Children's Alliance; and

**WHEREAS**, The Committees on Public Service and Ways & Means did review this request and do recommend approval at this time. Now, therefore, be it

**RESOLVED**, That the Chair of the Genesee County Legislature and the Genesee County Sheriff are hereby authorized and directed to enter into a contractual agreement with John F. Coyne, M.D., F.A.A.P., with residence at 1215 Backus Road, Derby, NY 14047 to provide medical services to child-victims and administer the medical program for the Justice for Children Advocacy Center, 304 East Main Street, Batavia, NY for the period of January 1, 2021 through September 30, 2021 at a cost of \$3,500.00 per month.

**Budget Impact:** Funds for medical services are fully covered by a grant from the NYS Office of Children and Family Services and are already included in the 2021 Justice for Children Advocacy Center Budget.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 37 CONTRACTUAL AGREEMENT-JUSTICE FOR CHILDREN ADVOCACY CENTER/FORENSIC MEDICAL SERVICES -APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Included the acceptance of the 2020-22 NYS Office of Children and Family Services grant are contractual agreements for medical providers at the Justice for Children Advocacy Center; and

**WHEREAS**, The Justice for Children Program Coordinator did request enter a contractual agreement for a medical provider for the Justice for Children Advocacy Center; and







and Service, Inc. 6260 East mollor Rd, East Syracuse, NY 13057 in an amount not to exceed \$242,370.86 per Onondaga County Contract #8996-2020 bid specifications.

**Budget Impact:** The equipment will be purchase using Asset Acquisition funds. Budgeted amount for this purchase is \$250,000 and the actual cost of the truck is \$242,370.86.

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 44                      AWARD OF BID – HIGHWAY/ASSET  
ACQUISITION – ½ TON PICKUP TRUCK**

Legislator Dibble offered the following resolution:

**WHEREAS,** The Genesee County Highway Superintendent reviewed available county bids on pickup trucks for use at the County Highway Department

**WHEREAS,** Onondaga County Contract #8771 provides for the piggyback purchase of pickup trucks,

**WHEREAS,** The Genesee County Highway Superintendent does recommend awarding the bid to the lowest responsible bidder, and

**WHEREAS,** The Committee on Public Service did review this recommendation and does concur. Now, therefore, Be it

**RESOLVED,** The Genesee County Highway Superintendent is hereby authorized and directed to purchase a new and unused 2021 F-150XL Super Cab 4 x 4 pickup truck from Van Bortel Ford, 71 Marsh Rd, East Rochester, NY 14445 in an amount not to exceed \$31,734.52 per Onondaga County Contract #8771-2021 bid specifications.

**Budget Impact:** The equipment will be purchase using Asset Acquisition funds. Budgeted amount for this purchase is \$40,000 and the actual cost of the truck is \$31,374.52.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 45                      AWARD OF BID – HIGHWAY/ASSET  
ACQUISITION SKID STEER LOADER**

Legislator Maha offered the following resolution:

**WHEREAS,** The Genesee County Highway Superintendent reviewed available county bids on loaders for use at the County Highway Department

**WHEREAS,** New York State OGS Contract #PC67141 provides for the purchase of loaders,

**WHEREAS,** The Genesee County Highway Superintendent does recommend awarding the bid to the lowest responsible bidder, and

**WHEREAS,** The Committee on Public Service did review this recommendation and does concur. Now, therefore, Be it

**RESOLVED,** The Genesee County Highway Superintendent is hereby authorized and directed to purchase a new and unused T76 T\$ Bobcat Compact Track Loader from Alexander Equipment, 3266 Buffalo Street, PO Box 215, Alexander, NY 14005 in an amount not to exceed \$56,353.50 as per the requirements of NYS Contract #PC67141 Award #PGB22792.

**Budget Impact:** The equipment will be purchase using Asset Acquisition funds. Budgeted amount for this purchase is \$85,000 and the actual cost of the equipment is \$56,353.50.

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 46                      CHANGE ORDER – PHASE 2 WATER SUPPLY –  
CONTRACT 3B – APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS,** Genesee County has commenced work on several projects needed to expand water supply capacity under Phase 2 of the Countywide Water Supply Program, and

**WHEREAS**, Pump stations are being constructed in Churchville and Mumford as part of this program, and

**WHEREAS**, These projects have encountered changes in requirements, which have increased costs required to complete the projects, and

**WHEREAS**, The Genesee County Highway Superintendent has reviewed this change request for need and accuracy of pricing, and

**WHEREAS**, The Genesee County Highway Superintendent recommends approval of the change order at this time, and

**WHEREAS**, The Committees on Public Service and Ways and Means have reviewed this request and do concur at this time. Now, therefore, be it

**RESOLVED**, That the Chairperson of the Genesee County Legislature is hereby authorized to and directed to approve a change order to Contract 3B with Suburban Electric of Albion Inc, 225 E Bank St, Albion, NY 14411 in the amount of \$65,302 for the installation of a different Programmable Logic Controller (PLC) within the Motor Control Center (MCC); eliminating the power management system; modifying the MCC; increasing the height of the telemetry tower from 50 feet to 70 feet, adding an additional telemetry tower at the Riga Pump Station and adding a backup power system for the MCC.

**Budget Impact:** The total amount for the change order is \$65,302. The change order was necessary so that MCWA can remotely monitor and control the operation of the pump stations. This is the second change order on this contract and brings the total contract cost to \$832,984.50. The original award of the contract was for \$759,000. Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 47 REAPPOINTMENT –FISH & WILDLIFE MANAGEMENT ACT BOARD - APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, The Landowner member of the Fish & Wildlife Management Board has been held by Timothy J. Woodward, and

**WHEREAS**, a minimum 3-member board, appointed by the Legislature includes a sportsman, landowner and legislator and also the Soil & Water Chair or their designee is an automatic member, and

**WHEREAS**, Timothy J. Woodward is desirous of reappointment and the Committees on Public Service and Ways and Means do recommend reappointment at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby reappoint the following to serve on the Fish & Wildlife Management Board;

Timothy J. Woodward Landowner Representative 1/1/21-12/31/22

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 48 APPOINTMENT-SOIL & WATER CONSERVATION DISTRICT DIRECTOR/KINGSTON-APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, The Soil & Water Conservation District was established according to State Law known as the Soil Conservation Districts Law (1940) on October 16, 1944 and the first Directors were appointed by Resolution No. 63-1945, and

**WHEREAS**, The Board of Directors sets policy and guides District employees with types of conservation problems in the county and one director is appointed upon recommendation of Genesee County Farm Bureau, and

**WHEREAS**, Tadeus Konieczka, who served as the Farm Bureau appointee, has submitted his resignation and Farm Bureau now recommends James Kingston of Elba, New York be appointed,

and

**WHEREAS**, The Committees on Public Service and Ways & Means do recommend James Kingston be appointed as a Director. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby appoint James Kingston of Elba, New York to the Genesee County Soil & Water Conservation District Directors to complete the term of the Farm Bureau representative through December 31, 2021.

**Budget Impact Statement:** none.

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 49      CONTRACT –ACCEPTANCE OF SMALL  
SUV/CROSSOVER VEHICLE BID FOR USE BY  
RICHMOND PUBLIC LIBRARY – APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, The Richmond Public Library contacted the Genesee County Purchasing Department to request assistance with purchasing a new vehicle, and

**WHEREAS**, The Purchasing Office did request bids for a Small SUV/Crossover Vehicle to be purchased by the Richmond Public Library, and

**WHEREAS**, One bid was received from Genesee Valley Chrysler Dodge Jeep Ram, and

**WHEREAS**, The Richmond Public Library Director reviewed the bid and approved the purchase of the vehicle using this bid, and

**WHEREAS**, The Committee on Ways and Means did review the bid and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into a contract with Genesee Valley Chrysler Dodge Jeep Ram to accept the bid that was submitted to provide The Richmond Public Library, and any other municipalities that wish to use the bid via the Piggyback Clause, access to the vehicle pricing that was submitted as part of this bid. This contract will be in place for a period of 90 days beginning on December 10, 2020.

**Budget Impact:** None. This contract is for use by the Richmond Public Library. Genesee County does not anticipate using this contract to purchase vehicles.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

Legislator Torrey made a motion to amend the following resolution to add language pertaining to a budget amendment and transfer as well as account numbers and amounts seconded by

Legislator Klotzbach, carried unanimously.

**RESOLUTION NO. 50      2021 SALARY SCHEDULE AMENDMENT – HEALTH  
DEPARTMENT/CLERK TYPIST-COVID – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Public Health Director has requested the creation of two temporary full time positions of a Clerk Typist, and

**WHEREAS**, The Committees on Human Services and Ways and Means did review the request and do recommend approval at this time, now therefore, be it

**RESOLVED**, That the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to amend the 2021 Genesee County Employee Salary Schedule by creating two temporary full time positions of Clerk Typist (CSEA Grade 6) effective from 1/25/2021 until 7/23/2021 and be it, further

**RESOLVED** that the Genesee County Treasurer is hereby authorized and directed to transfer \$21,622 to A4010 1010.000 Personal Services, \$2500 to A4010 8010.0000 Social Security tax and \$650 to A4010

8011.0000 Medicare Tax from A6100 4800.0000 Program Expense in the amount of \$24,772, and be it, further

**RESOLVED** that the Genesee County Treasure is hereby authorized and directed to amend the 2021 A4010 budget by increasing A4010 1010.0000 Personal Services \$13,935 which will offset by increasing A4010 3401 State Aid in a like amount.

**Budget Impact:** The creation of two full time Positions of Clerk Typist will take effect from 1/25/2021 until 7/23/2021 The Clerk Typist's salary and fringe (\$38,707) are allocated in the 2021 Health Department budget. The position's salary is partially funded by state aid/performance funds. The cost to the county will be approx. \$22,158. Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 51 OFFICIAL TOURISM AGENCY -DESIGNATION OF**

Legislator Torrey offered the following resolution:

**WHEREAS,** The County of Genesee and the Genesee County Chamber of Commerce have determined that it is in their best interests to work together in their endeavors to promote tourism within Genesee County, and

**WHEREAS,** The Chamber of Commerce did present a Tourism Report for 2020 and plans for 2021 and did request the official designation as Tourism Agency for Genesee County, and

**WHEREAS,** The Committee on Ways and Means does recommend the official designation of the Chamber of Commerce as the County's Tourism Agency. Now, therefore, Be it

**RESOLVED,** That the Genesee County Chamber of Commerce be and hereby is designated as the Official Tourism Agency for the County of Genesee for the fiscal year January 1, 2021 through December 31, 2021.

**Budget Impact Statement:** No fiscal impact.

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 52 CHAMBER OF COMMERCE/TOURISM  
CONTRACT - APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS,** The County of Genesee is desirous of continuing its support of a program to promote tourism within Genesee County, and

**WHEREAS,** The County of Genesee has implemented a hotel and motel tax to fund tourism promotion within Genesee County, and

**WHEREAS,** The Genesee County Chamber of Commerce has presented a tourism marketing plan and budget for 2021 inclusive of the Matching Funds Program called "I Love New York", the Non-Matching Funds Program and administrative and operating expenses, and

**WHEREAS,** The Committee on Ways and Means has reviewed the proposed marketing plan and budget and recommends approval at this time. Now, therefore, Be it

**RESOLVED,** That the Chair be and hereby is authorized and directed to execute an agreement by and between the County of Genesee and the Genesee County Chamber of Commerce for the year 2021 to be funded from the County's 2021 hotel and motel tax receipts up to an amount not to exceed \$300,000 for publicity and tourism services for the calendar year ending December 31, 2021.

**Budget Impact Statement:** Appropriation fully funded by Bed Tax revenue; County will only supply funding for Tourism activity to the extent actual revenues from bed tax are realized, not to exceed fiscal year appropriation of \$300,000.

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 53 2020 BUDGET AMENDMENT – COUNTY  
MANAGER-APPROVAL OF**



Legislator Maha offered the following resolution;

**WHEREAS**, Several attorneys were added to the Westlaw contract (Thomson Reuters-West) throughout 2020, which increased the cost of the contract, and

**WHEREAS**, The County Manager’s Office does pay one centralized bill, which is then billed back to the specific departments, and

**WHEREAS**, The County Manager does request an amendment to the 2020 County Manager Budget to accommodate the increase in cost, and

**WHEREAS**, The Ways and Means Committee did review this request and recommends approval at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2020 Budget as follows:

Increase Revenue	A.1230.2811	Shared Svcs. County Manager	\$1,183
Increase Expense	A.1230.4160.0000	Publications, County Manager	\$1,183

**Budget Impact:** Cost increase will be allocated to specific departments who added additional attorneys. Some departments have offsetting grant revenue to cover the cost.

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 54 COUNTY AUDIT –JANUARY 27- APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Legislator Klotzbach, did review the following claims:

General Fund 2020	\$	389,119.21
General Fund 2021		701,784.49
Voluntary Distribution 2021		833,335.00
Sales Tax 2020		1,719,351.16
Highway 2020		42,026.45
Highway 2021		16,249.99
Self Insurance 2020		59,897.32
Water Fund 2020		591,492.15
Water Fund 2021		74.10
DSS Abstracts		553,011.27
<b>Capital Projects 2020</b>		
Highway- Chipseal		160,964.21
Highway-Sharrick Road Bridge Over Murder Creek		885.38
Highway-Tower Hill Road Bridge Over Spring Creek		2,239.92
Highway-Meadville Road Bridge Over Canal Creek		2,756.45
Airport-Apron Reconstruction & Obstruction Removal		15,000.00
Airport-Hangar Demolition (Construction)		143,571.43
Airport-Airport T-Hangar Construction (AIR-99)		23,275.00
<b>Payroll – General</b>		
January 15, 2021		1,186,059.45
<b>Medicaid</b>		
January 19, 2021		132,890.00
January 26, 2021		<u>132,890.00</u>
<b>Total Audit</b>	<b>\$</b>	<b>6,706,872.98</b>

Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature has audited and does approve the claims as listed above, and Be it further

**RESOLVED**, That the Genesee County Treasurer be and hereby is authorized and directed to make payments as listed above.

Legislator Maha seconded the resolution which was adopted by 326 votes.

Legislator Clattenburg made a motion to suspend the rules of the legislature to add a resolution ratifying and approving two agreements executed by the Legislature Chair regarding COVID -19 vaccination services by volunteers and paid workers seconded by Legislator Torrey, carried unanimously.

**RESOLUTION NO. 55      TO RATIFY AND APPROVE TWO AGREEMENTS  
EXECUTED BY THE CHAIR REGARDING COVID-19  
SERVICES**

Legislator Torrey offered the following resolution:

**WHEREAS**, on January 14, 2021, the County of Genesee Legislature adopted Resolution No. 28-2021 entitled “To Grant Emergency Powers for the Chair to Execute Necessary COVID-19 Documents” and

**WHEREAS**, on January 20, 2021, the County conducted its first clinic to administer COVID-19 vaccinations, and

**WHEREAS**, before the start of this first clinic, it was necessary for the Chair to sign on an emergency basis two Agreements that were necessary to financially protect workers at the clinics who are not County employees in the event that they suffer illness or injuries, and/or are named as defendants in a lawsuit, in the same manner as County insurance protections apply to employees, and

**WHEREAS**, one of the Agreements refers to workers who are unpaid volunteers, and the second Agreement applies to professionals who are administering vaccination shots, and

**WHEREAS**, prior to the execution of these two Agreements, the Chair was advised by the County Attorney that according to information received by him from a representative of Lawley Services, the current insurance policies with NYMIR will protect the County regarding any claims by or against non-employees that are directly related to Covid-19 services provided at the direction of the County. Now, therefore, Be it

**RESOLVED**, that the County of Genesee Legislature does hereby ratify the prior emergency executions by the Chair of the Legislature of an “Agreement for Services for COVID-19 Volunteers” and an “Agreement for Paid Services for COVID-19”, and be it further

**RESOLVED**, that the terms and conditions of both Agreements are hereby approved.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

The meeting adjourned at 6:01 PM upon motion of Legislator Hawley seconded by Legislator Maha, carried unanimously.

**THIRD DAY  
GENESEE COUNTY LEGISLATURE  
Batavia, New York  
Wednesday, February 10, 2021**

The Genesee County Legislature met in Regular Session on Wednesday, February 10, 2021 at 5:30 PM in the Legislative Chambers of the Old Courthouse and remotely using ZOOM. Beginning February 1, 2021, the Genesee County Legislature began a phased-in process of resuming in-person meetings. Legislators, County Manager & Assistant County Manager, County Attorney and Legislature Clerk will meet in-person with all others participating via Zoom Videoconference. Minutes of the meeting are posted on the Genesee County Website Legislature Page. Legislator Dibble assisted with the audit. The prayer was offered by Legislator Maha followed by the Pledge to the Flag.

Minutes of the January 27, 2021 Legislature meeting were approved upon motion of Legislator Yunker seconded by Legislator Dibble, carried unanimously.

Legislator Maha provided an update from several meetings: he attended the WNY Inter-County Association monthly meeting where NYSAC representatives reviewed aspects of the proposed state budget; he attended a NYSAC Briefing pertaining to EO 203-Police Reform and Reinvention where it was revealed that municipalities that do not convene a committee, compile a report and have it adopted and submitted to the State can be fined for non-compliance; he participated in the NYSAC Public Service Committee meeting. Legislator Torrey, who serves as the Legislative Liaison to the Chamber of Commerce indicated it was announced that Eric Fix will serve as the next Chamber president. Both Eric and retiring President Tom Turnbull were extended good wishes for each of their future endeavors.

The Clerk reported the Legislators received a call for nominations for the annual Youth Bureau awards. Nomination forms are available and legislators are encouraged to submit for all or any of the three categories. Materials will be shared with town and village leaders as well.

Legislature Chair Stein explained she received a call from Senator Rath who indicated he made inquiries with NYS Department of Health regarding the reduction in COVID vaccine doses. He also shared that the requested enabling legislation has a bill number and will go through his committee. He has shared the importance of the measure with the Committee Chair. He also contacted Assemblyman Hawley to request he sponsor a companion bill. Senator Rath retained some staff from former Senator Ranzenhofer, notably Kathy Donner and John McNulty and hired Genesee County resident Ben Eddy who will work in central staff. Chair Stein extended gratitude to volunteers and re-deployed county staff serving our community at the COVID test clinics and vaccination clinics. Chair Stein also noted the Health Department included information in the daily briefing regarding a scam where older adults have received a phone call asking for money to get the individual registered for a vaccine. Anyone receiving a call should hang up immediately.

County Manager Matt Landers stated the Police Reform and Reinvention Committee has a draft report available for review and is soliciting comments and feedback. The report can be found on the Sheriff's page of the County website. The Genesee County COVID positivity rate is now the lowest in the Finger Lakes Region. He commented that it was not that long ago that Genesee County had the highest rate.

The Clerk proceeded with the resolutions:

**RESOLUTION NO. 56      AFFILIATION AGREEMENT- DEPARTMENT OF SOCIAL SERVICES / SUNY COLLEGE AT BROCKPORT – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Genesee County Commissioner of Social Services reviewed and approves of the affiliation agreement with the SUNY College at Brockport for Rebecca Nigro to participate in and complete an internship that will assist her in completing her Masters' Degree in Public Administration, and

**WHEREAS**, The Genesee County Attorney, did review the affiliation agreement and does recommend approval at this time, and

**WHEREAS**, The Committees on Human Services and Ways & Means have reviewed the affiliation agreement and do concur at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the Chairperson to approve and signoff on the 2021 Affiliation Agreement with SUNY College of Brockport, effective immediately.

**Budget Impact:** There is no financial impact associated with this affiliation agreement Plan Update.  
No budgetary impact.

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 57      ACCEPTANCE OF GRANT AWARD – OFFICE FOR THE  
AGING/ MURIEL H. MARSHALL FUND-CALLHUB  
PROGRAM– APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, The Director of the Office for the Aging did request acceptance of grant awards for a total of \$11,100 from the Rochester Area Community Foundation's Muriel H. Marshall Fund for the aging each for the period of February 1, 2021-December 31, 2021. These specialized funds are available for needs that have arisen due to COVID-19 and are awarded for assistance with the launch of a pilot program called CallHub; and

**WHEREAS**, Office for the Aging is a beta-site participant for CallHub in this development phase, easy technology allows people to safely connect with phone calls going through the Hub. CallHub is a secure web-based tool that makes communication between individuals and groups of people easier, quicker and safer through a designated phone number. It is an application that allows for improved program management for staff and volunteer-based programs, through mass messaging and real-time data collection and monthly reporting capabilities. Our "safe" number appears on the caller ID, keeping the caller's personal number private. This is advantageous for volunteer-based programs and staff working remotely due to the pandemic; and

**WHEREAS**, the Committee on Human Services did review this request and does recommend acceptance of this grant. Now, Therefore, Be it

**RESOLVED**, That the Chairperson of the Genesee County Legislature is authorized to accept this grant award and is authorized to enter into any and all agreements under the grant to contract for goods and services to meet the grant requirements.

**Budget Impact:** Revenue increase. The \$11,100 of Marshall Fund grant awards is additional revenue not previously accounted for in the 2021 adopted budget and will be utilized to supplant county share. There is no cost to the county.  
Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 58      2020-2021 – EARLY INTERVENTION GRANT FUNDING  
ACCEPTANCE/HEALTH DEPARTMENT – APPROVAL  
OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, The Genesee County Public Health Director has received notification from the New York State Department of Health that Genesee County's Early Intervention Administration contract has been awarded in the amount of \$31,982, and

**WHEREAS**, The Public Health Director has requested that the County accept this funding which stipulates that this revenue will be used to support the administration of the Early Intervention Program,

And

**WHEREAS**, The Committee on Human Services did review this request and does recommend approval at this time. Now therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the Agreement with the New York State Department of Health for the acceptance of the Early Intervention Administration contract for the period October 1, 2020 through September 30, 2021 in the amount of \$31,982, and to execute any and all other documentation related to this funding.

**Budget Implications:** Revenue and expenses are appropriated in the 2020 & 2021 Dept. 4059 Early Intervention Budget.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 59      CONTRACT – HEALTH DEPARTMENT/ COVID  
VACCINATION CLINIC STAFFING – APPROVAL OF**

Legislator Torrey offered the following resolution

**WHEREAS**, Genesee County Health Department is holding vaccination clinics to aid in the distribution of the COVID-19 vaccine, and

**WHEREAS**, In addition to the numerous volunteers and reassigned County employees, there is a need for consistent staffing for the clinics, and

**WHEREAS**, The Public Health Director did present a contract for staffing services from Coastal Staffing Inc., and

**WHEREAS**, The Committees on Human Services and Ways and Means did review the request and do recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a contract with Coastal Staffing, Inc., 4949 Tamiami Trail North, Suite 202, Naples, FL 34103, at a cost of the determined rate plus 42% administrative fee.

**Budget Impact:** A 2021 Budget Amendment was done to incorporate funds into the Health Department budget. Estimated expense for six months is approximately \$65,500.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 60      CONTRACT AMENDMENT- COMMUNITY MENTAL  
HEALTH SERVICES/VIRGINIA WOHLTMANN, M.D. -  
APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, Resolution No.487-2020, did authorize a contract with Virginia Wohltmann, M.D. for the provision of consulting psychiatric services at a rate of \$175 per hour, and

**WHEREAS**, The Director of Community Mental Health Services did request an amendment to the contract rate to allow for the expansion of the services in the department's Continuing Day Treatment (CDT) division, and

**WHEREAS**, the Committee on Human Services did review this recommendation and does concur, Now therefore Be It

**RESOLVED** that the Chairman of the Genesee County Legislature is authorized and directed to execute the necessary documents to amend the 2021 contract between the County of Genesee and Virginia Wohltmann, M.D., 490 Crosskeys Office Park, Fairport, NY 14450 for the provision of consulting psychiatric services at a rate of \$180 per hour; annual amount not to

exceed \$270,000.

**Budget Impact Statement:** Rate - \$180 per hour, \$5.00/hr. increase.

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 61      CONTRACT RENEWAL- COMMUNITY MENTAL  
HEALTH SERVICES/CONSULTING PSYCHIATRIC  
SERVICES  
- APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS,** The Committee on Human Services does recommend approval of a contract renewal with Temitope Omoloye Oyegbile, M.D. as presented by the Director of Community Mental Health Services. Now, therefore, Be it

**RESOLVED,** That the Chairman of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and Temitope Omoloye Oyegbile, M.D. for the provision of consulting psychiatric services at a rate of \$250 per hour for a maximum of 150 hours for the period of January 1, 2021 through March 31, 2021 in accordance with the terms of said contract.

**Budget Impact Statement:** Rate – \$250 per hour – no change; reduction of hours by 450.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 62      CONTRACT AMENDMENTS - COMMUNITY MENTAL  
HEALTH SERVICES/ THE MENTAL HEALTH  
ASSOCIATION OF GENESEE & ORLEANS COUNTIES,  
RESTORATION SOCIETY, LIVING OPPORTUNITES OF  
DEPAUL, GENESEE COUNTY ALCOHOL AND  
SUBSTANCE ABUSE (GCASA), AND ARC OF GENESEE  
ORLEANS – APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS,** The Director of the Community Mental Health Services did request an amendment to the payment schedule of the following 2021 Contracts: The Mental Health Association of Genesee & Orleans Counties, Restoration Society, LOPD, GCASA, and Arc of Genesee Orleans, and

**WHEREAS,** It has been noted by the State that all payments should be paid quarterly, not monthly as the current contract states, and

**WHEREAS,** The Committee on Human Services did review this request and does recommend approval at this time. Now, therefore, Be it,

**RESOLVED,** That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to amend the 2021 contracts between the County of Genesee and following agencies: The Mental Health Association of Genesee & Orleans Counties, Restoration Society, LOPD, and GCASA, and Arc of Genesee Orleans to change the payment structure from monthly to quarterly, and Be it further,

**RESOLVED,** That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Contract payments to quarterly payments not to exceed the following amounts:

The Mental Health Association of Genesee & Orleans Counties	\$ 95,142.75 / Quarter
Restoration Society	\$71,113.50 / Quarter
Living Opportunities of DePaul	\$11,201.25 / Quarter
Genesee County Alcohol and Substance Abuse	\$387,668.25 / Quarter
Arc of Genesee Orleans	\$10,436.25 / Quarter

**Budget Impact Statement:** No County Budget Impact.

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 63**

**REFUNDING BOND RESOLUTION DATED FEBRUARY 10, 2021. REFUNDING BOND RESOLUTION OF THE COUNTY OF GENESEE, NEW YORK, ADOPTED FEBRUARY 10, 2021, AUTHORIZING THE ISSUANCE PURSUANT TO SECTION 90.00 OR 90.10 OF THE LOCAL FINANCE LAW OF REFUNDING BONDS, TO BE DESIGNATED SUBSTANTIALLY "PUBLIC IMPROVEMENT REFUNDING (SERIAL) BONDS", AND PROVIDING FOR OTHER MATTERS IN RELATION THERETO AND THE PAYMENT OF THE BONDS TO BE REFUNDED THEREBY.**

Legislator Clattenburg offered the following resolution:

WHEREAS, the County of Genesee, New York (hereinafter, the "County") heretofore issued \$2,050,000 Public Improvement (Serial) Bonds, 2009 pursuant to a bond determinations certificate dated July 23, 2009 and duly executed by the County Treasurer (the "2009 Bond Certificate"), to finance the cost of various improvements in and for said County as further described in the 2009 Bond Certificate, such bonds being dated July 15, 2009 with remaining maturities on September 15 in the years 2021 through 2024, both inclusive (the "2009 Refunded Bonds"); and

WHEREAS, the County also heretofore issued \$4,745,827 Public Improvement (Serial) Bonds, 2014 pursuant to a bond determinations certificate dated December 23, 2014 and duly executed by the County Treasurer (the "2014 Bond Certificate") to finance the cost of various improvements in and for said County as further described in the 2014 Bond Certificate, such bonds being dated December 15, 2014 with remaining maturities on December 15 in each of the years 2021 through 34, both inclusive (the "2014 Refunded Bonds" and together with the 2009 Refunded Bonds, the "Refunded Bonds"); and

WHEREAS, it would be in the public interest to refund all or a portion of the outstanding principal balance of the Refunded Bonds maturing in 2022 and thereafter by the issuance of refunding bonds pursuant to Section 90.00 or 90.10 of the Local Finance Law; and

WHEREAS, such refunding will only be undertaken if it results in present value savings in debt service as required by Section 90.00 or 90.10 of the Local Finance Law; NOW, THEREFORE, BE IT

RESOLVED, by the Legislature of Genesee County, New York, as follows:

**Section 1.** For the object or purpose of refunding the outstanding principal balance of the Refunded Bonds maturing in 2022 and thereafter as more fully set forth in the Refunding Financial Plan (hereinafter defined), including providing moneys which, together with the interest earned from the investment of certain of the proceeds of the refunding bonds herein authorized, shall be sufficient to pay (i) the principal amount of such Refunded Bonds, (ii) the aggregate amount of unmatured interest payable on such Refunded Bonds to and including the date on which the Refunded Bonds which are callable are to be called prior to their respective maturities in accordance with the refunding financial plan, as hereinafter defined, (iii) the costs and expenses incidental to the issuance of the refunding bonds herein authorized, including the development of the refunding financial plan, as hereinafter defined, compensation to the underwriter or underwriters, as hereinafter defined, costs and expenses of executing and performing the terms and conditions of the escrow contract or contracts, as hereinafter defined, and fees and charges of the escrow holder or holders, as hereinafter mentioned, (iv) the redemption premium to be paid on such Refunded Bonds which are to be called prior to their respective maturities, and (v) the premium or premiums for a policy or policies of municipal bond insurance or cost or costs of other credit enhancement facility or facilities, for the refunding bonds herein authorized, or any portion thereof, there are hereby authorized to be issued not exceeding \$3,960,000 refunding serial bonds of the County pursuant to the provisions of Section 90.10 or 90.00 of the Local Finance Law (the "Refunding Bonds"), it being anticipated that the amount of Refunding Bonds actually to be issued will be approximately \$3,435,000, as provided in Section 4 hereof. The Refunding Bonds described herein are hereby authorized to be consolidated for purposes of sale in one or more

refunding serial bond issues. The Refunding Bonds shall each be designated substantially "PUBLIC IMPROVEMENT REFUNDING (SERIAL) BOND" together with such series designation and year as is appropriate on the date of sale thereof, shall be of the denomination of \$5,000 or any integral multiple thereof (except for any odd denominations, if necessary) not exceeding the principal amount of each respective maturity, shall be numbered with the prefix R-21 (or R with the last two digits of the year in which the Refunding Bonds are issued as appropriate) followed by a dash and then from 1 upward, shall be dated on such dates, and shall mature annually on such dates in such years, bearing interest semi-annually on such dates, at the rate or rates of interest per annum, as may be necessary to sell the same, all as shall be determined by the County Treasurer pursuant to Section 4 hereof. It is hereby further determined that (a) such Refunding Bonds may be issued in series, (b) such Refunding Bonds may be sold at a discount in the manner authorized by paragraph a of Section 57.00 of the Local Finance Law, and (c) such Refunding Bonds may be issued as a single consolidated issue. It is hereby further determined that such Refunding Bonds may be issued to refund all, or any portion of, the Refunded Bonds.

Section 2. The Refunding Bonds may be subject to redemption prior to maturity upon such terms as the County Treasurer shall prescribe, which terms shall be in compliance with the requirements of Section 53.00 (b) of the Local Finance Law. If less than all of the Refunding Bonds of any maturity are to be redeemed, the particular refunding bonds of such maturity to be redeemed shall be selected by the County by lot in any customary manner of selection as determined by the County Treasurer. Notice of such call for redemption shall be given by mailing such notice to the registered owners not less than thirty (30) days prior to such date. Notice of redemption having been given as aforesaid, the bonds so called for redemption shall, on the date for redemption set forth in such call for redemption, become due and payable, together with interest to such redemption date, and interest shall cease to be paid thereon after such redemption date. The Refunding Bonds shall be issued in registered form and shall not be registrable to bearer or convertible into bearer coupon form. In the event said Refunding Bonds are issued in non-certificated form, such bonds, when issued, shall be initially issued in registered form in denominations such that one bond shall be issued for each maturity of bonds and shall be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York ("DTC"), which will act as securities depository for the bonds in accordance with the Book-Entry-Only system of DTC. In the event that either DTC shall discontinue the Book-Entry-Only system or the County shall terminate its participation in such Book-Entry-Only system, such bonds shall thereafter be issued in certificated form of the denomination of \$5,000 each or any integral multiple thereof (except for any odd denominations, if necessary) not exceeding the principal amount of each respective maturity. In the case of non-certificated Refunding Bonds, principal of and interest on the bonds shall be payable by check or draft mailed by the Fiscal Agent (as hereinafter defined) to DTC, or to its nominee, Cede & Co., while the bonds are registered in the name of Cede & Co. in accordance with such Book-Entry-Only System. Principal shall only be payable upon surrender of the bonds at the principal corporate trust office of such Fiscal Agent (or at the office of the County Treasurer as Fiscal Agent as hereinafter provided).

In the event said Refunding Bonds are issued in certificated form, principal of and interest on the Refunding Bonds shall be payable by check or draft mailed by the Fiscal Agent (as hereinafter defined) to the registered owners of the Refunding Bonds as shown on the registration books of the County maintained by the Fiscal Agent (as hereinafter defined), as of the close of business on the fifteenth day of the calendar month or first business day of the calendar month preceding each interest payment date as appropriate and as provided in a certificate of the County Treasurer providing for the details of the Refunding Bonds. Principal shall only be payable upon surrender of bonds at the principal corporate trust office of a bank or trust company or banks or trust companies located or authorized to do business in the State of New York, as shall hereafter be designated by the County Treasurer as fiscal agent of the County for the Refunding Bonds (collectively the "Fiscal Agent").

Refunding Bonds in certificated form may be transferred or exchanged at any time prior to maturity at the principal corporate trust office of the Fiscal Agent for bonds of the same maturity of any authorized denomination or denominations in the same aggregate principal amount.



Principal and interest on the Refunding Bonds will be payable in lawful money of the United States of America.

The County Treasurer, as chief fiscal officer of the County, is hereby authorized and directed to enter into an agreement or agreements containing such terms and conditions as he shall deem proper with the Fiscal Agent, for the purpose of having such bank or trust company or banks or trust companies act, in connection with the Refunding Bonds, as the Fiscal Agent for said County, to perform the services described in Section 70.00 of the Local Finance Law, and to execute such agreement or agreements on behalf of the County, regardless of whether the Refunding Bonds are initially issued in certificated or non-certificated form.

The County Treasurer is hereby further delegated all powers of this Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for said Refunding Bonds, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

The Refunding Bonds shall be executed in the name of the County by the manual or facsimile signature of the County Treasurer, and its corporate seal shall be imprinted thereon. In the event of facsimile signature, the Refunding Bonds shall be authenticated by the manual signature of an authorized officer or employee of the Fiscal Agent. The Refunding Bonds shall be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Treasurer shall determine. It is hereby determined that it is to the financial advantage of the County not to impose and collect from registered owners of the Refunding Bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the Fiscal Agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the Fiscal Agent.

Section 3. It is hereby determined that:

- (a) the maximum amount of the Refunding Bonds authorized to be issued pursuant to this resolution does not exceed the limitation imposed by the Local Finance Law;
- (b) the maximum period of probable usefulness permitted by law at the time of the issuance of the Refunded Bonds for each object or purpose for which such Refunded Bonds were issued is as specified in the Bond Certificates which are incorporated herein by reference;
- (c) the last installment of the Refunding Bonds will mature not later than the expiration of the respective period of probable usefulness of the objects or purposes for which said Refunded Bonds were issued;
- (d) the estimated present value of the total debt service savings anticipated as a result of the issuance of the Refunding Bonds, computed in accordance with the provisions of subdivision 2 of paragraph b of Section 90.10 of the Local Finance Law, with regard to the Refunded Bonds is as shown in the Refunding Financial Plan described in Section 4 hereof.

Section 4. The financial plan for the refunding authorized by this resolution (the "Refunding Financial Plan"), showing the sources and amounts of all moneys required to accomplish such refunding, the estimated present value of the total debt service savings and the basis for the computation of the aforesaid estimated present value of total debt service savings, are set forth in Exhibit A attached hereto and made a part of this resolution. The Refunding Financial Plan has been prepared based upon the assumption that the Refunding Bonds will be issued in one series, and that the Refunding Bonds will mature, be of such terms, and bear interest as set forth on Exhibit A attached hereto and made a part of this resolution. This Legislature recognizes that the Refunding Bonds may be issued in one or more series, and for only portions thereof, that the amount of the Refunding Bonds, maturities, terms, and interest rate or rates borne by the Refunding Bonds to be issued by the County will most probably be different from such assumptions and that the Refunding Financial Plan will also most probably be different from that attached hereto as Exhibit A. The County Treasurer is hereby authorized and directed to determine the amount of the Refunding Bonds to be issued, the date or dates of such bonds and the date or dates of issue, maturities and terms thereof, the provisions relating to the redemption of Refunding Bonds prior to maturity, whether the Refunding Bonds will be insured by a policy or policies of municipal bond insurance or otherwise enhanced by a credit enhancement facility or facilities, whether the Refunding Bonds shall be sold at a discount in

the manner authorized by paragraph e of Section 57.00 of the Local Finance Law, and the rate or rates of interest to be borne thereby, whether the Refunding Bonds shall be issued having substantially level or declining annual debt service and all matters related thereto, and to prepare, or cause to be provided, a final Refunding Financial Plan for the Refunding Bonds and all powers in connection therewith are hereby delegated to the County Treasurer; provided, that the terms of the Refunding Bonds to be issued, including the rate or rates of interest borne thereby, shall comply with the requirements of the Local Finance Law. The County Treasurer shall file a copy of his certificate determining the details of the Refunding Bonds and the final Refunding Financial Plan with the Clerk of the Legislature not later than ten (10) days after the delivery of the Refunding Bonds, as herein provided.

Section 5. The County Treasurer is hereby authorized and directed to enter into an escrow contract or contracts (collectively the "Escrow Contract") with a bank or trust company, or with banks or trust companies, located and authorized to do business in this State as said County Treasurer shall designate (collectively the "Escrow Holder") for the purpose of having the Escrow Holder act, in connection with the Refunding Bonds, as the escrow holder to perform the services described in the Local Finance Law.

Section 6. The faith and credit of said Genesee County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on the Refunding Bonds as the same become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall be annually levied on all the taxable real property in said County a tax sufficient to pay the principal of and interest on such Refunding Bonds as the same become due and payable.

Section 7. All of the proceeds from the sale of the Refunding Bonds, including the premium, if any, but excluding accrued interest thereon, shall immediately upon receipt thereof be placed in escrow with the Escrow Holder for the Refunded Bonds. Accrued interest on the Refunding Bonds shall be paid to the County to be expended to pay interest on the Refunding Bonds. Such proceeds as are deposited in the escrow deposit fund to be created and established pursuant to the Escrow Contract, whether in the form of cash or investments, or both, inclusive of any interest earned from the investment thereof, shall be irrevocably committed and pledged to the payment of the principal of and interest on the Refunded Bonds in accordance with either Section 90.00 or 90.10 of the Local Finance Law, and the holders, from time to time, of the Refunded Bonds shall have a lien upon such moneys held by the Escrow Holder. Such pledge and lien shall become valid and binding upon the issuance of the Refunding Bonds and the moneys and investments held by the Escrow Holder for the Refunded Bonds in the escrow deposit fund shall immediately be subject thereto without any further act. Such pledge and lien shall be valid and binding as against all parties having claims of any kind in tort, contract or otherwise against the County irrespective of whether such parties have notice thereof.

Section 8. Notwithstanding any other provision of this resolution, so long as any of the Refunding Bonds shall be outstanding, the County shall not use, or permit the use of, any proceeds from the sale of the Refunding Bonds in any manner which would cause the Refunding Bonds to be an "arbitrage bond" as defined in Section 148 of the Internal Revenue Code of 1986, as amended, and, to the extent applicable, the Regulations promulgated by the United States Treasury Department thereunder.

Section 9. In the event such bonds are refunded, the County hereby elects to call in and redeem each Refunded Bond which the County Treasurer shall determine to be refunded at the earliest call date available. The sum to be paid therefor on such redemption date shall be the par value thereof plus the redemption premium, as provided in the Refunded Bond Certificate, and the accrued interest to such redemption date. The Escrow Agent for the Refunding Bonds is hereby authorized and directed to cause notice of such call for redemption to be given in the name of the County in the manner and within the times provided in the Refunded Bond Certificate. Such notice of redemption shall be in substantially the form attached to the Escrow Contract. Upon the issuance of the Refunding Bonds, the election to call in and redeem the callable Refunded Bonds and the direction to the Escrow Agent to cause notice thereof to be given as provided in this paragraph shall become irrevocable, provided that this paragraph may be amended from time to time





Sheriff/Jail-Public Safety Communication Tower	1,133.82
<b>Capital Projects 2021</b>	
Highway-Judge Road Bridge Over Whitney Creek	56,393.09
County Park-County Park Comprehensive Recreation Plan	7,332.50
<b>Payroll – General</b>	
January 29, 2021	1,745,773.52
<b>Medicaid</b>	
February 2, 2021	132,890.00
February 9, 2021	<u>132,890.00</u>
<b>Total Audit</b>	\$ 5,413,376.64

Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature has audited and does approve the claims as listed above, and Be it further

**RESOLVED**, That the Genesee County Treasurer be and hereby is authorized and directed to make payments as listed above.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

At 5:51 PM the meeting adjourned upon motion of Legislator Hawley seconded by Legislator Klotzbach, carried unanimously.

**FOURTH DAY  
GENESEE COUNTY LEGISLATURE  
Batavia, New York  
Wednesday, February 24, 2021**

The Genesee County Legislature met in Regular Session on Wednesday, February 24, 2021 at 5:30 PM in the Legislative Chambers of the Old Courthouse and remotely using ZOOM. Beginning February 1, 2021, the Genesee County Legislature began a phased-in process of resuming in-person meetings. Legislators, County Manager & Assistant County Manager, County Attorney and Legislature Clerk will meet in-person with others participating via Zoom Videoconference. Minutes of the meeting are posted on the Genesee County Website Legislature Page. Legislator Klotzbach assisted with the audit. The prayer was offered by Legislator Klotzbach followed by the Pledge to the Flag.

Meeting minutes of the February 10, 2021 were approved upon motion of Legislator Maha seconded by Legislator Torrey, carried.

Legislator Maha attended the WNY Inter-County Association meeting where the federal stimulus package was discussed as well as executive order 202.94 which extends the temporary suspension and modification of laws relating to the disaster emergency. Discussion also included the new rule allowing for employees to get paid for up to 4 hours when they get their vaccine.

County Manager Matt Landers stated a press release was sent to media outlets regarding the tri-county request for a mass vaccination clinic at GCC. Genesee, Orleans and Wyoming County officials requested the governor & state DOH designate Genesee Community College as a mass vaccination site. The Police Reform and Reinvention Committee posted their draft report nearly 3 weeks ago and have received some feedback from community members. The committee meets again next week to finalize the report which will be presented to the Public Service Committee then the full legislature. Mr. Landers was one of the presenters at the NYSAC Legislative workshop *Regional Jail Consolidation Opportunities for Counties* where he participated in the discussion about the possibility of a joint jail with Orleans County.

Vice Chair Clattenburg extended thanks and gratitude to all the volunteers and workers who have provided service at the COVID testing clinics and vaccination clinics.

The Clerk proceeded with the resolutions:

**RESOLUTION NO. 67      GENESEE/FINGER LAKES REGIONAL PLANNING  
   COUNCIL BUDGET - FINANCIAL SUPPORT FOR 2021 -  
   APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, Section 239c of Article 12b of the General Municipal Law authorizes that governing bodies of participating municipalities in a regional or metropolitan planning agency may collaborate with other local governments to appropriate and raise by taxation money for the expenses of such regional Planning Boards, and

**WHEREAS**, The Genesee/Finger Lakes Regional Planning Council has formally notified this Legislature that, under its proportional funding formula, Genesee County's 2021 share will be \$9,970 and

**WHEREAS**, The Committee on Public Service does recommend approval of payment of Genesee County's share at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby authorize continued participation in the Genesee/Finger Lakes Regional Planning Council and does hereby authorize and direct the County Treasurer to effect payment in the sum of \$9,970 as appropriated in the 2021 Budget, Account A8025.4660.0000.

Budget Impact: The 2021 Genesee County Budget appropriated \$9,970.00 for Contractual Services with the Genesee/Finger Lakes Regional Planning Council (Account A8025.4660.0000 Contracted-Other). This amount has remained unchanged for the last nineteen years. The Annual Report from G/FLRPC has historically shown a significant "return" for this investment.

Legislator Klotzbach seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 68 OFFICIAL UNDERTAKING OF PUBLIC EMPLOYEES FIDELITY (BLANKET) BOND FOR GENESEE/FINGER LAKES REGIONAL PLANNING COUNCIL - APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The County of Genesee has appropriated the sum of \$9,970 as its share of the 2021 operating funds of the Genesee/Finger Lakes Regional Planning Council, and

**WHEREAS**, Pursuant to Section 119-00 of the General Municipal Law of the State of New York, the County is authorized to provide for the payment of such appropriations to an officer of the agency designated by the agency to receive such monies provided that such officer shall have executed an official undertaking approved by the governing body of the County, and

**WHEREAS**, The Genesee/Finger Lakes Regional Planning Council has designated Jay Gsell, Interim Executive Director of the Council, as the officer to receive payments of such monies, and

**WHEREAS**, The Genesee/Finger Lakes Regional Planning Council has secured a Public Employees Fidelity (Blanket) Bond, issued by National Grange Mutual Insurance Company, providing faithful performance blanket bond coverage for officers and employees of the Council in the amount of \$500,000, and the Committee on Public Service does recommend approval at this time. Therefore, Be it

**RESOLVED**, That the Genesee County Legislature hereby approves such bond as the official undertaking required pursuant to Section 119-00 of the General Municipal Law.

Budget Impact: The 2021 Genesee County Budget appropriated \$9,970.00 for Contractual Services with the Genesee/Finger Lakes Regional Planning Council (Account A8025.4660.0000 Contracted-Other). This amount has remained unchanged for the last nineteen years. The Annual Report from G/FLRPC has historically shown a significant "return" for this investment.

Legislator Yunker seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 69 HOUSEHOLD HAZARDOUS WASTE COLLECTION CONTRACT-GLOW SOLID WASTE MGMT. COMMITTEE-EXTENSION OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, The GLOW Region Solid Waste Management Committee (herein referred to as "GLOW") expects to be awarded funding from the New York State Department of Environmental Conservation in 2021 for a single Household Hazardous Waste Collection Program; and

**WHEREAS**, Environmental Enterprises, Inc. was awarded the contract for the 2020 collection; and

**WHEREAS**, This contract contained two one year extension options, with pricing to be

renegotiated; and

**WHEREAS**, In 2020 Environmental Enterprises charged GLOW 2019 prices, rather than those proposed for the 2020 program, which were higher; and

**WHEREAS**, Environmental Enterprises has agreed to charge GLOW the prices that were originally agreed upon for the 2020 program for the 2021 program; and

**WHEREAS**, GLOW desires to exercise this option for the 2021 program; and

**WHEREAS**, the GLOW Committee has recommended that this option be exercised Now, Therefore Be It

**RESOLVED**, That the Genesee County Legislature authorizes the Chairperson to enter into an extension of this contract with the other GLOW Counties and Environmental Enterprises, Inc. for the GLOW Household Hazardous Waste Collection Program at a cost not to exceed \$33,000.

**Budget Impact Statement:** Funds are available in the 2021 GLOW Budget for this expense.

Legislator Dibble seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 70 BUDGET AMENDMENT - SHERIFF/ REMAINING GRANT FUNDS- APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, The Sheriff's Office has several active grants with funds remaining available to be used in 2021, and an Agreement with the Village of Bergen with funds available to use through May 31, 2021 and

**WHEREAS**, The grants include two DHSES grants with available funds totaling \$47,661, and a NYS GTSC Police Traffic Services Grant with funds available in the amount of \$27,000; as well as an Agreement with the Village of Bergen to provide additional police services with available funds in the amount of \$5,260, and

**WHEREAS**, The Sheriff is requesting a 2021 budget amendment to allow for the use of the available funds, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this request and do recommend approval at this time. Now therefore be it

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 budget by increasing Sheriff's appropriations as follows:

\$27,000 to A3110.1020.0700 (Overtime STEP Grant)

\$5,260 to A3110.1020.0900 (Overtime Bergen)

\$47,661 to A3110.4800.0503 (Program Expense Homeland Security)

To be offset by increasing the following revenue accounts:

\$27,000 to A3110.4511 (Fed Aid Traffic Safety)

\$5,260 to A3110.2804.1 (Shared Services-Additional Police Services)

\$47,661 to A3110.4305.2 (Fed Aid Homeland Security)

**Budget Impact:** Increase in Sheriff's 2021 appropriations in the amount of \$79,921, offset by revenue in a like amount, with money coming from funds remaining in two DHSES grants, a NYS GTSC Police Traffic Services Grant, and the Agreement with the Village of Bergen.

Legislator Hawley seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 71 ACCEPTANCE OF GRANT FUNDS-BUDGET AMENDMENT/SHERIFF-CHILD PASSENGER SAFETY PROGRAM - APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, The Sheriff requested authorization to accept grant funding from the NYS



Governor's Traffic Safety Committee in the amount of \$2,000, to participate in the statewide Child Passenger Safety Program, for the time period of October 1, 2020 through September 30, 2021, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this request and do recommend approval at this time. Now therefore be it

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 budget by increasing Sheriff's account A3110.4800.3318 (Child Passenger Safety) in the amount of \$2,000, to be offset by an increase in revenue account A3110.4511 (Federal Aid Traffic Safety) in a like amount.

**Budget Impact:** Increase in Sheriff's 2021 appropriations in the amount of \$2,000, offset by an increase in revenue in a like amount, with funds to come from NYS GTSC Child Passenger Safety Program grant funding.

Legislator Torrey seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 72      2021 BUDGET AMENDMENT – DISTRICT  
ATTORNEY/OFFICE FURNITURE- APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The District Attorney has requested an amendment to the 2021 County Budget to allow for utilization of a portion these unexpended funds in the amount of \$1,299.00 and the Committees on Public Service and Ways & Means concur. Now, therefore, Be it

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Genesee County Budget by increasing District Attorney Appropriation A.1165.2010.0022 Chairs in the amount of \$349.00 and A1165.2010.0020 Desk in the amount of \$950.00 to be offset by an increase in District Attorney Revenue A1165.2626 Forfeiture of Crimes in the amount of \$1,299.00.

**Budget Impact Statement:** Increased expense for the District Attorney's 2021 budget of \$1,299.00 which is totally offset by using funds allocated for the District Attorney's Office in a Forfeiture of Crimes proceeds.

Legislator Deleo seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 73      GRANT APPLICATION / ACCEPTANCE & 2021 BUDGET  
AMENDMENT - EMERGENCY MANAGEMENT  
SERVICES – FM GLOBAL FIRE PREVENTION GRANT –  
APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, The Emergency Management Services Coordinator request approval to apply and accept the FM Global Fire Prevention Grant award in the amount of \$3,800 from FM Global commercial property insurers, and

**WHEREAS**, funding priorities have been identified to strengthen efforts and more effectively prevent fire or mitigate damage with grant funds to be used for the purchase of cameras with accessories, two circuit tracers and a tool combo kit, and

**WHEREAS**, The Committees on Public Service and Ways & Means do concur with this request and do recommend approval at this time. Now therefore be it

**RESOLVED**, That the Chairman of the Genesee County Legislature is hereby authorized and directed to accept the Fire Prevention Grant award, and Be it further

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Genesee County Budget by increasing Emergency Management Services Appropriations account A.3640.2060.0060- Cameras in the amount of \$3,800.00 to be offset by

an increase in Emergency Management Services Revenue account A.3640.2705.0000 Gifts & Donations in the amount of \$3,800

**Budget Impact Statement: None.**

Increase appropriations account A.3640.2060.0060 Cameras, in the amount of \$3,800.00 offset by an increase in revenue account A.3640.2705.0000 Gifts & Donations in the amount of \$3,800.00.

Legislator Maha seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 74      SPECIAL EVENT - GENESEE COUNTY PARK & FOREST/ ASSOCIATION FOR CONSERVATION OF RECREATIONAL AND NATURAL SPACES/TRAIL RUN - APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, A Special Events application was received from the Association for Conservation Of Recreational and Natural Spaces (ACORNS) to use the Genesee County Park and Forest for a 5K/10K trail run and walk fundraiser on October 3, 2021, and

**WHEREAS**, The Highway Superintendent did review and recommends approval of, and

**WHEREAS**, The Committee on Public Service does concur with this request. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby grant permission to the Association for Conservation of Recreational and Natural Spaces (ACORNS) to use the Genesee County Park and Forest for a 5K/10K trail run and walk fundraiser on October 3, 2021 as per the Special Events Policy and Procedures for Community Events for the Parks and Recreation Areas.

**Budget Impact:** The event requires some preparation and setup by Parks staff in advance of the event, but the proceeds of the event have typically been used to assist the County with future programming, donations and other support.

Legislator Klotzbach seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 75      SPECIAL EVENT – GENESEE COUNTY PARK AND FOREST- ASSOCIATION FOR CONSERVATION OF RECREATIONAL AND NATURAL SPACES / MUSIC IN THE PARK – APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, A Special Events application was received from the ACORNS, the County Parks volunteer organization to use the County Park and Forest for a music in the park event on Saturday, August 7, 2021, and

**WHEREAS**, The Highway Superintendent did review and recommend approval of, and

**WHEREAS**, The Committee on Public Service does concur with this request. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby grant permission to the ACORNS to use the Genesee County Park and Forest for a music in the park event on August 7, 2021, as per the Special Events Policy and Procedures for Community Events for the Parks and Recreation Areas.

**Budget Impact:** The proceeds of the ACORNS fundraising events has been used to assist the County with future programming, donations and other support.

Legislator Dibble seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 76      MEMORANDUM OF UNDERSTANDING AGREEMENT- ASSOCIATION FOR CONSERVATION OF**

**RECREATIONAL AND NATURAL SPACES (ACORNS)-  
APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent does request a Memorandum of Understanding agreement with the Association for Conservation of Recreational and Natural Spaces (ACORNS) and,

**WHEREAS**, ACORNS functions as a service and support organization for the Parks owned and managed by Genesee County, and

**WHEREAS**, The goal of ACORNS is to generate and create additional resources and support for, and in the best interest of, the Genesee County Parks through events and activities, including but not necessarily limited to the following: work for the preservation, protection, environmental stewardship, interpretation and promotion of the Genesee County Parks through special work projects, special programs, special events, outreach programs, special exhibits, interpretive programs, fund raising activities and events, guided tours, and additional activities or events which are designed to meet the needs of the County Parks, and

**WHEREAS**, The County Attorney did review this Memorandum of Understanding and does recommend approval at this time, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this request and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Chairperson is hereby authorized and directed to sign a Memorandum of Understanding with the Association for Conservation Of Recreational and Natural Spaces (ACORNS).

**Budget Impact:** The relationship with the ACORNS has been beneficial to the County. The ACORNS support programming at the Interpretive Center and Parks via volunteer hours and donations.

Legislator Yunker seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 77      2021 BUDGET AMENDMENT – COUNTY  
PARK/INTERPRETIVE CENTER – ACORNS DONATION–  
APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, the Association for Conservation of Outdoor Recreation and Natural Spaces (ACORNS), a non-profit group which supports programming and activities at Genesee County Parks, wishes to donate funds to Genesee County in order to support a Student Conservation Association internship, and

**WHEREAS**, The Highway Superintendent and Deputy Highway Superintendent have reviewed this request and recommend acceptance of the donation and request at this time, and

**WHEREAS**, The Committees on Public Service and Ways and Means have reviewed this request and do concur with the recommendation at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the County Treasurer to amend the 2021 County Budget by increasing A7110.INTC.2002 Interpretive Center Programs by \$5,700 and increasing A7110.INTC.4660.0000 Contracted-Other by \$5,700.

**Budget Impact:** This \$5,700 donation will directly fund a 40hr/wk. – 16wk. internship that will be used by the County as a volunteer coordinator and environmental education assistant.

Legislator Torrey seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 78      2021 BUDGET AMENDMENT – CAPITAL PROJECT  
AMENDMENT – ANIMAL SHELTER IMPROVEMENTS –**

**APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, The Sheriff's Department has requested additional work to be accomplished during the Animal Shelter Improvement capital project, and

**WHEREAS**, There are Animal Shelter Donation funds available from which to fund these additional improvements, and

**WHEREAS**, The Highway Superintendent recommends using these funds to amend and increase the available funding for the Animal Shelter Improvement capital project, and

**WHEREAS**, The Committees on Public Service and Ways and Means have reviewed this request and do concur with the recommendation at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the Genesee County Treasurer to amend the 2021 County Budget by increasing A.1000.9999 Balancing in the amount of \$11,437, increasing A.915.5 Animal Shelter Donations – Assigned Unappropriated in the amount of \$11,437, increasing Transfer to Capital Increase H1997.5031 Interfund Transfer in the amount of \$11,437, and increasing H1997 2080

Animal Shelter Improvements Capital Project Expense in the amount of \$11,437,

**Budget Impact:** This \$11,437 increase in funding will bring the total funding in the project to \$221,337. The additional funding will allow the county to epoxy coat additional flooring and provide fenced-in tops to the moveable kennels proposed for the stray side of the shelter.

Legislator Hawley seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 79      RETAIL LEASE AGREEMENT AMENDMENT– TOWN OF BYRON/MCWA – APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, The Town of Byron has an existing Retail Lease Agreement with the Monroe County Water Authority (MCWA) for the operation of water districts throughout the town, and

**WHEREAS**, The Town of Byron is proposing expansions to water service areas within the town and the MCWA has requested an amendment to their existing Retail Lease Agreement with the Town of Byron, and

**WHEREAS**, Genesee County is required to provide oversight and review of all intermunicipal agreements relative to water within Genesee County, and

**WHEREAS**, The Genesee County Highway Superintendent and the County Attorney have reviewed this amendment and do recommend concurrence at this time, and

**WHEREAS**, The Committee on Public Service has reviewed this request and does concur at this time. Now, therefore, Be it

**RESOLVED**, That Genesee County Legislature does hereby concur and approve of the amendment to the Retail Lease Agreement between the Town of Byron and the Monroe County Water Authority for the operation and maintenance of water districts throughout the Town of Byron.

**Budget Impact Statement:** None.

Legislator Klotzbach seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 80      TREASURER/ 2020 BUDGET ITEM TRANSFERS COUNTY DEPARTMENTS- APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Genesee County Treasurer did present transfers to be recommended in the 2020 county budget to cover end-of-year expenditures in several county departments, and

**WHEREAS**, The Committee on Ways and Means did review this request and does recommend

that transfers be made at this time, Now, therefore, Be it  
**RESOLVED,** That the Genesee County Treasurer be and hereby is authorized and directed to make the following 2020 budget transfers:

<u>To / From</u>	<u>Dept Code</u>	<u>G/L Code for Journals</u>	<u>Dept Name</u>	<u>Account Category</u>	<u>Amount</u>
To	A.1040	1010.0000	Legislature	Personnel	
From	A.1040	8010.0000	Clerk	Services	1
				Benefits	1
To	A.1411	4480.0000	Auto Bureau	Contractual	9,505
From	A.1411	1010.0000	Auto Bureau	Personnel	
				Services	9,505
To	A.1420	4480.0000	County Attorney	Contractual	820
To	A.1420	8020.0000	County Attorney	Benefits	1,746
From	A.1420	1010.0000	County Attorney	Personnel	
				Services	2,566
To	A.1450	1030.0000	Elections	Personnel	
From	A.1450	4660.0000	Elections	Services	32,776
				Contractual	32,776
To	A.1620	8020.0000	Facilities Management	Benefits	4,309
From	A.1620	4660.0000	Facilities Management	Contractual	4,309
To	A.1988	4800.0000	Voluntary Distribution	Contractual	12,179,544
From	A.1985	4800.0000	Distribution of Sales Tax	Contractual	12,179,544
To	A.4311	4660.0000	Mental Health Court Committed	Contractual	6,721
From	A.4310	4660.0000	Mental Health	Contractual	6,721
To	A.4530	4800.0005	Nursing Home	Contractual	26
From	A.4310	4660.0000	Mental Health	Contractual	26
To	A.6101	4800.0000	Medicaid Other	Contractual	113,541
From	A.6070	4800.0000	Services for Recipients	Contractual	113,541
To	A.6510	1010.0000	Veterans Services	Personnel	
From	A.6510	4540.0000	Veterans Services	Services	805
				Contractual	805

To	A.6610	4660.0000	Weights & Measures	Contractual	5,100
From	A.6610	8030.0000	Weights & Measures	Benefits	5,100
To	D.3310	1010.0000	Traffic Control	Personnel	750
To	D.3310	8020.0000	Traffic Control	Benefits	750
To	D.5020	8030.0000	Engineering	Benefits	4,400
From	D.5020	1010.0000	Engineering	Personnel Services	4,400

Budget Impact: None, transfers made from other appropriations.

Legislator Maha seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 81      CORRECTION TO TAX ROLLS – TREASURER / TOWN OF BATAVIA – APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, The Director of Real Property Tax Services has received an application for a correction to the tax roll in the Town of Batavia as follows:

Tax Map #13.02-1-69.2, owned by Oakwood Hills LLC, and,

**WHEREAS**, This parcel was assessed and taxed on the value of a house when this parcel is still only a vacant lot, and,

**WHEREAS**, The Director of Real Property Tax Services recommends and the Committee on Ways and Means concurs that this correction be made, Now, therefore Be it

**RESOLVED**, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to approve the application for corrected tax roll as submitted, and, Be it further

**RESOLVED**, That the 2021 tax warrant for the Town of Batavia be reduced by \$2,671.85, the amount of tax attributable to the improperly assessed house, as follows:

NYS Medicaid Mandate	=	\$504.94
County of Genesee	=	\$1,254.07
Town of Batavia	=	\$501.00
Batavia Fire	=	\$411.84

and Be it further

**RESOLVED**, That the amount payable to the Supervisor of the Town of Batavia be reduced by \$912.84.

**Budget Impact:** Reduction to the County of \$1,759.01.

Legislator Klotzbach seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 82      2021 SALARY SCHEDULE AMENDMENT –COUNTY ATTORNEY - APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The salary for Assistant County Attorney, Tina Kasperek (Grade 117) was displayed incorrectly on the 2021 Management Salary Schedule due to a clerical error, and;

**WHEREAS**, The County Manager/Budget Officer confirmed that there are sufficient funds appropriated in the 2021 department budget to accommodate the Salary Schedule amendment, and

**WHEREAS**, The Ways and Means Committee did review this request and does recommend

approval at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Treasurer and the Human Resources Director are hereby authorized and directed to amend the 2021 Management Salary Schedule to reflect a base rate of \$73,688 plus longevity (if applicable) and fringe benefits for Assistant County Attorney Tina Kasperek (Grade 117) retroactively to January 1, 2021.

**Budget Impact Statement:** An increase in salary of \$1,754 and fringe of \$322. Due to an alternative position vacancy, sufficient funds are available in the 2021 A 6010 Department of Social Services budget. Expenses related to this position are reimbursable at a rate of 65-75% with State and Federal Aid for Social Services Administration.

Legislator Yunker seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 83 APPOINTMENT-COUNTY CORONER**

Legislator Torrey offered the following resolution:

**WHEREAS**, a vacancy has been created for one of the four positions of County of Genesee Coroner due to the resignation of Jeffery McIntire, and

**WHEREAS**, pursuant to Section 400 (7) of the County Law, a vacancy in the Office of Coroner shall be filled by the County of Genesee Legislature, and such appointee shall hold office until the thirty-first day of December following the first annual election at which the vacancy can be filled by election, and

**WHEREAS**, The Coroner position is on the ballot in November, 2021 for the unexpired term which carries out the full term through December 31, 2023, and

**WHEREAS**, Mr. Wade Schwab of Alexander, New York is recommended for appointment and the Committee on Ways & Means concurs. Now, therefore, Be it

**RESOLVED**, that Mr. Wade Schwab residing at 2413 Walker Road, Alexander, New York, is hereby appointed as the County of Genesee Coroner to fill a current vacancy effective February 24, 2021 until December 31, 2021.

Legislator Maha seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 84 COUNTY AUDIT –FEBRUARY 24- APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, Legislator Klotzbach, did review the following claims:

General Fund 2021	\$	834,592.14
General Fund 2020		8,104.38
Highway		150,097.83
Self Insurance		21.21
Voluntary Distribution		833,335.00
Water Fund		20,807.99
DSS Abstracts		200,810.72

**Capital Projects 2021**

Highway-Darien-Alexander Tnl Road Bridge/Tunnery Creek	8,982.30
Highway-Hundredmark Road Bridge Over Drainage Ditch	14,381.31
Highway-Judge Road Bridge Over Whitney Creek	3,738.73
Sheriff/Jail-Public Safety Communication Tower	9,980.00
County Park-County Park Comprehensive Recreation Plan	483.63
Facilities Management-Animal Shelter Improvements	1,808.74
GCC-GCC Backup Power Improvements	20,259.00

**Payroll – General**

February 12, 2021	1,167,194.67
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**Medicaid**

February 16, 2021	132,890.00
February 23, 2021	<u>132,890.00</u>
<b>Total Audit</b>	\$ 3,540,377.65

Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature has audited and does approve the claims as listed above, and Be it further

**RESOLVED**, That the Genesee County Treasurer be and hereby is authorized and directed to make payments as listed above.

Legislator Klotzbach seconded the resolution which was adopted by 283 votes, Stein (43) absent. At 5:50 PM the meeting adjourned upon motion of Legislator Torrey seconded by Legislator Hawley, carried.



**FIFTH DAY  
GENESEE COUNTY LEGISLATURE  
Batavia, New York  
Wednesday, March 10, 2021**

The Genesee County Legislature will meet in Regular Session on Wednesday, March 10, 2021 at 5:30 PM in the Legislative Chambers of the Old Courthouse and remotely using ZOOM. The Genesee County Legislature has begun a phased-in process of resuming in-person meetings. Beginning Monday, March 1, 2021, Legislators and those presenting to a Standing Committee or the Legislature will meet in-person with others participating via Zoom Videoconference. Minutes of the meeting are posted on the Genesee County Website Legislature Page. Legislator Dibble conducted the audit. The prayer was offered by Legislator Yunker followed by the Pledge to the Flag.

Legislator Maha presented a proclamation to ARC Executive Director Donna Saskowski naming March as Developmental Disabilities Awareness Month. Ms. Saskowski explained in 1987 President Regan established Developmental Disabilities Awareness Month to educate and increase awareness of the abilities of those with developmental disabilities. Ms. Saskowski extended gratitude to Public Health Director Paul Pettit for his work prioritizing direct care staff and residents of community-based congregate homes. Legislator Maha commented on the quality of care provided by ARC employees and the caring family culture that has developed throughout the agency.

Minutes of the February 24, 2021 Legislature meeting were approved upon motion of Legislator Klotzbach seconded by Legislator Clattenburg, carried unanimously.

Legislator Maha reported on his attendance at NYSAC Public Safety Committee meeting where several topics were discussed; advocacy for shared jail, civil service reform, increased flexibility with jail staffing, how and who writes the civil service exams. Chair Stein attended the NYSAC Environmental Conservation Committee meeting where there were 16 participants from across the State. Recycling was discussed and there is an effort to look to manufacturers to reduce the waste stream. Genesee County Soil & Water Conservation District is hosting their annual tree & shrub sale. The next Leaders conference call is scheduled for Saturday March 13<sup>th</sup> at 9:00 am.

Chair Stein commented on the one-year milestone since the pandemic was declared; it has been one year of isolation from family, school and for some, work, a year of learning about COVID-19 and the new reality of living in a pandemic, a year of creating pandemic fighters, learning how to enhance electronic communications, a year of grief, loss and faith. One year of volunteering to be warriors in this pandemic and seeing amazing talents and gifts of our county staff, county leaders and community members. Thanks and gratitude were extended to the volunteers and leaders in the Health Department and Emergency Services Office for their swift pivot to accommodate the State layout and procedure for the mass vaccination clinic this past week where 3500 vaccine doses were administered.

The Clerk proceeded with the resolutions:

**RESOLUTION NO. 85      AGREEMENT ADDENDUM & CERTIFICATE OF  
INSURANCE-OFFICE FOR THE AGING/AGING IN  
MASTERY PROGRAM- APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, The Director of the Office for the Aging did present a Service Agreement with the National Council on Aging, Inc. for Genesee County Office for the Aging to deliver Aging in Mastery Program (AMP) sessions; and

**WHEREAS**, The National Council on Aging’s (NCOA) Aging in Mastery Program offers interactive classes for adults 55 and older encouraging development of sustainable behaviors that lead to health improvements, stronger economic security, enhanced well-being, and increased participation in society to help them make the most of their “gift of longevity”; and

**WHEREAS**, The Population Health Collaborative is the Health Foundation for Western and Central New York grant recipient whereby the Office for the Aging’s previously approved County Budget allows for funding to provide AMP classes; and

**WHEREAS**, The arrival of COVID-19 required social distancing practices, creating a virtual opportunity to provide the classes and therefore extend the contract beyond the previously approved time frame. The addendum provides an extension of the services agreement to May 1, 2021 and provides additional revenue; and

**WHEREAS**, the Committee on Human Services did review this request and does recommend approval of this request. Now, Therefore, Be it

**RESOLVED**, That the Genesee County Attorney is hereby authorized and directed to execute the necessary document to name Population Health Collaborative, 371 Delaware Avenue, Buffalo, New York 14202 as additional insured in the amount of at least one million dollars per occurrence with a two million dollars aggregate no less than \$2 Million per occurrence and \$4 Million in the aggregate, with a \$1 Million umbrella policy that extends beyond the parameters of the Agreement; and, Be it further

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the Chairperson of the Genesee County Legislature to execute the necessary documents to sign an agreement with Population Health Collaboration at 371 Delaware Avenue, Buffalo, New York 14202.

**Budget Impact:** Expenses are fully funded through this service agreement extension with no cost to the county. The funding is detailed as follows: \$2,000 for Personnel/Admin which supplants county funds for these lines and up to \$2,000 for Curriculum, incentives, postage and miscellaneous expenses based on receipts submitted.

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 86 CONTRACT RENEWAL– OFFICE FOR THE AGING/  
REGISTERED DIETITIAN SERVICES – APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, The Director of the Office for the Aging did present an award of contract established through RFP 2017-104 to Ellen E. Foster, Consultant Dietitian, 33 Willmont Street, Rochester, N.Y. 14609-3617 for the provision of Registered Dietitian Services for the Older Americans Act, NYS Office for the Aging, and other contractual Nutrition Programs operated by Genesee County Office for the Aging; and

**WHEREAS**, This is the 4th renewal of a four, yearly contract renewals for provision of Registered Dietitian Services including kitchen monitoring, meal site monitoring, home delivered meal program monitoring, nutrition education, nutrition counseling, menu planning/analysis and administrative duties, as required and the Committee on Human Services does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chairman of the Genesee County Legislature is hereby authorized and directed to execute the necessary document to award the contract with Ellen E. Foster, Consultant Dietitian for the provision of Title III C-1, Title III C-2, WIN and other nutrition funded services provided through the Genesee County Office for the Aging for 8 hours of dietitian services per week at a rate of \$36 per hour, not to exceed \$14,976 annually, April 1, 2021 – March 31, 2022.



expiration December 31, 2020 and

**WHEREAS** The Committees on Human Services and Ways & Means did review the request and do recommend approval at this time. Now, therefore, Be it

**RESOLVED** That the Genesee County Legislature does hereby reappoint Dr. Thomas Madejski of 100 Ohio Street, Medina, NY 14411 to the Genesee-Orleans County Board of Health effective January 1, 2021 through December 31, 2026.

**Budget Implications:** A \$20 stipend is available for each Board member per meeting attended. This expense is included in the 2021 Dept. 4010 – Public Health Budget and is eligible for full reimbursement under Article 6 – State Aid.

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 90 GRANT ACCEPTANCE & AGREEMENT – HEALTH DEPARTMENT/IMMUNIZATION ACTION PLAN – APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS,** The Genesee County Public Health Director has received notification from the New York State Department of Health indicating that the Genesee County’s Immunization Action Plan contract has been approved in the amount of \$25,651.20, and

**WHEREAS,** The Public Health Director has requested that the County accept this funding which stipulates that this revenue will be used to support local Immunization Action Plan Activities, and

**WHEREAS,** The Committees on Human Services and Ways & Means did review this award and do recommend approval at this time, now therefore, be it

**RESOLVED,** That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the agreement with the New York State Department of Health for the acceptance of the Immunization Action Plan contract for the period April 1, 2021 through March 31, 2022 in the amount of \$25,651.20, and to execute any and all other documentation related to this funding

**Budget Implications:** \$25,651.20 is included in the 2021 Dept. 4010 – Health Department Budget. \$0 cost to the county, revenue and expenses offset.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 91 CONTRACTS– HEALTH DEPARTMENT/PRESCHOOL SUPPORTIVE HEALTH SERVICES PROGRAM – APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS,** The Public Health Director did present contracts for the provision of related services to eligible children in the Preschool Supportive Health Services Program, and

**WHEREAS,** The Committees on Human Services and Ways & Means did review the request and do recommend approval at this time. Now, therefore, Be it

**RESOLVED,** That the Chair of the Genesee County Legislature is hereby authorized and directed to execute contracts with the following agencies/individuals, for the provision of **Related Services** in the Preschool Supportive Health Services Program (PSSHSP) retroactively for the period of February 1, 2021 through June 30, 2021 per the 2021 PSSHSP rate schedule.

- Denise Schultz, 14 Skyline Drive, Akron, NY 14001
- Renee Fragoman dba Comprehensive Therapy Services, 2886 Cuyler Road, Leicester, NY 14481
- Creative Therapies of WNY SLP, PT, OT PLLC, 26 San Fernando Lane, East Amherst, NY 14051

**Budget Impact:** Revenue and expenses are included in the 2019 A 2960 3-5 Preschool Program

Budget and will be included in the 2020 and 2021 Program Budgets. These services qualify for NYS reimbursement at the rate of 59.5% less any Medicaid payment on Medicaid eligible children.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 92 2021 BUDGET AMENDMENT – HEALTH DEPARTMENT  
IMMUNIZATION SUPPLEMENTAL FUNDING –  
APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS** The Genesee County Health Department has received funding for COVID-19 and Flu immunization expenses, and

**WHEREAS** The Committees on Human Services and Ways and Means did review this Budget Amendment and do recommend approval at this time, Now therefore, Be it

**RESOLVED** That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Health Department Budget to reflect a increase of \$7,687 in Appropriations A.4010.1020.0000 overtime salaries, an increase of \$2,500 in Appropriations A.4010.8010.0000 Social Security, an increase of \$1,205 in Appropriations A.4010.8020.0000 Medicare and an increase of \$2,174 in Appropriations A.4010.4700.0000 Specialized Supplies, offset by an increase of \$13,566 in Revenue A.4010.4401.30 Fed-IAP.

**Budget Implications:** The budget will be increased by \$13,566 which is offset by Federal Revenue.

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 93 GENESSEE-ORLEANS REGIONAL ARTS COUNCIL  
FUNDING AGREEMENT - APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Genesee County Manager did present an agreement for the funding of the Genesee-Orleans Regional Arts Council for 2021 for the promotion of music and art appreciation in Genesee County, and

**WHEREAS**, The Committee on Human Service did review and does recommend approval of said contract at this time. Now, therefore Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute an agreement by and between the County of Genesee and the Genesee-Orleans Regional Arts Council, 201 East Main Street, Batavia, NY for a program which promotes music and art appreciation during the contract term of January 1, 2021 through December 31, 2021 at a cost not to exceed six thousand five hundred dollars (\$6,500.00).

**Budget Impact Statement:** 2021 = \$6,500  
2020 = \$6,500  
2019 = \$6,500  
2018= \$6,500  
2017= \$6,300; 10% reduction in funding  
2016 = \$7,000  
2015 = \$6,905  
2014 = \$6,905  
2013 = \$6,905  
2012 = \$6,905; 5% reduction in funding  
2011 = \$7,268; 15% reduction in funding  
2010 = \$8,550; 5% reduction in funding  
2005 – 2009 funding = \$9,000/year  
1997 – 2004 funding = \$10,000/year (in 2001 received \$4,000 extra as matching funds for state grant)  
1994 -1996 funding = \$3,000/year

1993 funding = \$2,500/year

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 94 CAPITAL PROJECT BUDGET AMENDMENT/TRANSFER  
– SHERIFF’S OFFICE-TOWER / PUBLIC SAFETY RADIO  
SYSTEM UPGRADES & CLOSE 800MHz RADIO TOWER  
PROJECT – APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, Genesee County established the Public Safety Communications Tower capital project in the amount of \$966,105.00 pursuant to Resolution 385, dated October 24, 2019 public safety for the purposes of improving public safety communications, and

**WHEREAS**, Genesee County amended the capital project in the amount of \$391,593.00 after receiving the FY19 Statewide Interoperability Communications Grant (SICG) award pursuant to resolution 9, dated January 23, 2020, and

**WHEREAS**, Genesee County has unexpended FY19 SICG funds in the amount of \$18,184.90 remaining from the portion allocated for the 2020 Communications operational budget, and

**WHEREAS**, Genesee County has unexpended authorization in the amount of \$28,406.91 from the 800 MHz Radio Upgrade Capital Project established in 2013, and

**WHEREAS**, \$255,243.86 was received as unanticipated revenue from Nextel, the 800 MHz Radio Upgrade project needs to be increased in order to transfer, and

**WHEREAS**, After discussion between the Sheriff and Director of Emergency Communications, we recommend the Public Safety Communications Tower capital project be amended in the amount of \$301,835.67 to offset costs associated with the project, including microwave equipment creating a parallel network path to the new site, and

**WHEREAS**, The Committee on Ways & Means did review this request and do recommend approval at this time. Now, therefore be it

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to Increase the 800 MHz Radio System Upgrade Project by Increasing the Revenue H.3397.2770.2 Nextel Agreement in the amount of \$255,243.86 and Increasing Appropriation H.3397.2080.0000 Capital Expense in a like amount, and be it further

**RESOLVED**, The Genesee County Treasurer is hereby authorized and directed to Transfer \$283,650.77 from the 800 MHz Radio System Upgrade Capital Project into the Public Safety Communications Tower Capital Project, and be it further

**RESOLVED**, The Genesee County Treasurer is hereby authorized and directed to Increase Revenue H.3397.3097 State Aid in the amount of \$18,184.90 and Increase Appropriation H.3397.2080.0000 Capital Expense in a like amount, and be it further

**RESOLVED**, The Genesee County Treasurer is hereby authorized and directed to close Capital Project 800 MHz Radio System Upgrade

**Budget Impact:** Public Safety Communications Tower Capital project budget amended to \$1,659,533.67; the cost of the new tower / public safety radio upgrades are covered using existing capital funds and grant revenues.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 95 LEASE AMENDMENT – SHERIFF’S OFFICE / AMERICAN  
TOWER ASSET SUB, LLC – PAVILION TOWER -  
APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, Genesee County entered into a lease agreement with Paxson Communications for

space on its tower located at 10733 S Lake Rd, Pavilion, NY 14525, on April 28, 2000, pursuant to Resolution No. 188 who later sold the tower to American Tower Asset Sub, LLC., located at 10 Presidential Way, Woburn, MA 01801, and

**WHEREAS**, Genesee County desires to upgrade its equipment on the tower for the Public Safety Communications Tower Project at no recurring cost to Genesee County, and

**WHEREAS**, After discussion between the Sheriff, Director of Emergency Communications, and County Attorney, it is recommended the County Legislature approve the lease amendment with American Tower Asset Sub, LLC, and

**WHEREAS**, The Committee on Ways and Means did review this proposal and does recommend approval at this time. Now, therefore, be it

**RESOLVED**, That the Chair of the Genesee County Legislature and the Genesee County Sheriff are hereby authorized and directed to amend the lease agreement with American Tower Asset Sub, LLC., located at 10 Presidential Way, Woburn, MA 01801 to upgrade the Public Safety Radio System equipment.

**Budget Impact:** The amendment will have no impact on the current budget year.

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 96 CONTRACT RENEWAL – COUNTY ATTORNEY –  
BROKER/RISK MANAGEMENT SERVICES/APPROVAL  
OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, in 2016 Genesee County did contract with Lawley Genesee for Broker/Risk Management Services to review and evaluate the County’s risks and appropriateness of various coverages, and

**WHEREAS**, the County Attorney does recommend that this contract with Lawley Genesee be continued, and

**WHEREAS**, the Committee on Ways and Means reviewed this recommendation and does concur at this time. Now, therefore, Be it

**RESOLVED**, that the Chairperson of the Genesee County Legislature is hereby authorized to renew a contract with Lawley Genesee, 20 Jefferson Square, Batavia, NY, 14020, for the provision of Broker/Risk Management Services in the amount of \$22,000 for the period of February 28, 2021 (retroactively) through February 28, 2022.

**Budget Impact Statement:** The cost of \$22,000 is included in the 2021 budget.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 97 INSURANCE RENEWAL – 2021-2022 POLICY WITH  
NYMIR-APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, The County Attorney’s office prepared and submitted the 2021/22 Insurance Renewal Application to the Lawley Agency.

**WHEREAS**, The Lawley team surveyed the marketplace to see if there were any programs that could compete with the County’s current insurance carrier, New York Municipal Insurance Reciprocal, (NYMIR), and

**WHEREAS**, During this process they indicated what pricing would be necessary to be competitive, and found that other carriers could not compete with NYMIR’s pricing and

**WHEREAS**, The net premium increased by \$11,222.06 as follows:

1. Property/Boiler & Machinery \$4,150.06

2. Self-Insured Retention Package \$1,597.00
3. Healthcare General Liability \$413.00
4. Healthcare Professional \$854.00
5. Excess Catastrophe \$4,208.00

**WHEREAS**, The Committee on Ways and Means did review this request and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, that the 2021/22 Insurance renewal be placed with NYMIR for the premium of \$287,392.71

**Budget Impact Statement:** The County Attorney Budget had been increased to accommodate an increase and is within budget.

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 98**                      **CONTRACT AWARD/BUDGET TRANSFER – PUBLIC RELATIONS AND SOCIAL MEDIA SERVICES – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, Genesee County issued RFP 2021-101 for Public Relations and Social Media Services, and

**WHEREAS**, A committee reviewed the three respondent’s proposals, interviewed each, and is recommending the contract be awarded to E3communications at this time, and

**WHEREAS**, The County Manager is recommending a transfer of funds from the Contingency account to the County Manager’s Budget to cover the expense of the contract, and

**WHEREAS**, The Ways and Means Committee has reviewed the recommendations and does concur at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into a contract with E3communications, 551 Franklin Street, Buffalo, NY 14202, at an annual cost not to exceed \$48,000, for the period of March 1, 2021 – February 28, 2023, with the option of five additional one year renewals upon mutual written consent of both parties and, Be it Further

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to make the following 2021 Budget transfer:

\$23,000.00	FROM	A.1990.4800.0000	Contingency, Program Expense
\$23,000.00	TO	A.1230.4660.0000	County Manager, Contracted-Other

**Budget Impact:** \$25,000 was budgeted in the County Manager’s Budget for PIO services. Additional funding of \$23,000 is available in the Contingency account to cover the balance. General Contingency Balance after this transaction = \$51,305.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 99**                      **2021 BUDGET TRANSFER – COUNTY MANAGER- APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, The County Manager had the opportunity to put two County management employees through the NACo High Performance Academy at a discounted rate, and

**WHEREAS**, The funds to cover the expense are available in the 2021 Contingency account and need to be transferred to the County Manager’s Budget to allow for payment, and

**WHEREAS**, The Ways and Means Committee did review this request and recommends approval at this time. Now, therefore Be it

**RESOLVED**, The Genesee County Treasurer is hereby authorized and directed to make the following 2021 transfer:



\$695.00 from A.1990.4800.0000 Contingency, Program Expense  
 \$695.00 to A.1230.4550.0000 County Manager, Personnel Training

**Budget Impact:** Total expense of \$1,695. \$1,000 can be covered in the County Manager’s Budget due to the NYSAC Spring Conference being held virtually. The remainder, \$695 to come from the Contingency Account. General Contingency Balance after this transaction = \$74,305

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 100 BUDGET AMENDMENT- BOARD OF ELECTIONS/  
 ELECTIONS CYBERSECURITY REMEDIATION  
 GRANT PROGRAM – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, Resolution 291, duly adopted on July 22, 2020, did accept the New York State Board of Elections, Elections Cybersecurity Remediation Grant Program funding in the amount of \$76,700, and

**WHEREAS**, The funds were not expensed in the 2020 budget and the County Board of Election Commissioners are requesting a budget amendment to expend the funds in 2021, and

**WHEREAS**, The Ways and Means Committee has reviewed the request and recommends approval at this time. Now, therefore Be it

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Genesee County Budget by increasing A.1450.3089.7 – St. Aid – Elections in the amount of \$76,700 to be offset by an increase in A.1450.4800.0008 – Cybersecurity in a like amount.

**Budget Impact:** Grant revenue will cover cybersecurity remediation and mitigation up to \$76,700

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 101 COUNTY AUDIT –MARCH 10- APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Legislator Dibble, did review the following claims:

General Fund	\$	744,088.29
Highway		36,487.29
Self Insurance		3,532.97
Water Fund		87,805.54
DSS Abstracts		82,538.21

**Capital Projects**

Highway-Darien-Alexander Tnln Road Bridge/Tunnery Creek	18,743.16
Airport-Airport Hangar Demolition (Construction)	1,206.63
Airport-Airport T-Hangar Construction (AIR99)	284,985.19
Airport-Design Apron Reconstruction & Obst. Removal	5,000.00

**Payroll – General**

February 26, 2021	1,716,682.79
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**Medicaid**

March 3, 2021	132,890.00
March 9, 2021	<u>132,890.00</u>

**Total Audit** \$ 3,246,850.07

Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature has audited and does approve the claims as listed above, and Be it further

**RESOLVED**, That the Genesee County Treasurer be and hereby is authorized and directed to make payments as listed above.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

Fifth Day March 10 | 2021

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At 6:04 PM the meeting adjourned upon motion of Legislator Torrey seconded by Legislator Hawley, carried unanimously.

**SIXTH DAY  
GENESEE COUNTY LEGISLATURE  
Batavia, New York  
Wednesday, March 24, 2021**

The Genesee County Legislature met in Regular Session on Wednesday, March 24, 2021 at 5:30 PM in the Legislative Chambers of the Old Courthouse and remotely using ZOOM. The Genesee County Legislature has begun a phased-in process of resuming in-person meetings. Beginning Monday, March 1, 2021, Legislators and those presenting to a Standing Committee or the Legislature will meet in-person with others participating via Zoom Videoconference. Legislator Yunker assisted with the audit. The prayer was offered by Legislator Dibble followed by the Pledge to the Flag.

Legislature Chair Stein presented a commendation commemorating Livingston County's Bicentennial to Board of Supervisors Chair David LeFeber and Historian Amie Alden. Celebratory activities are planned throughout the year. Former Genesee County Historian Sue Conklin is chair of the bicentennial committee.

Minutes of the March 10, 2021 Legislature Meeting were approved upon motion of Legislator Clattenburg seconded by Legislator Torrey, carried unanimously.

Chair Stein related that COVID-19 vaccine eligibility is expanding, the filing deadline for income tax was extended to May 17, 2021, the State's re-opening plan includes changes to amusement activities, sports and arts events, and discussion pertaining to an Empire Passport with more information to follow.

United Way County Campaign Co-Chairman Tim Hens explained the fundraising goal for the 2021 campaign is \$20,000. Funds raised are used for local United Way funded programs. This year, United Way funded programs have provided critical assistance to many local families and children. Donors may use paper pledge forms or register on-line.

Legislature Clerk Pamela LaGrou stated the following correspondence was received in the Legislature Office; The annual Law Day Observance & Criminal Justice Awards will be held later in April or early May and nominations are sought for the Criminal Justice Awards, Fulton County sent a copy of their resolution calling upon NYS Legislature to curtail Governor Cuomo's emergency powers authority and the Town of Barre is holding a public hearing on April 14<sup>th</sup> pertaining to their zoning ordinance referencing solar energy systems.

County Manager Matt Landers explained that the County Health Department website is where citizens can register for a vaccine and/or COVID rapid test. He asked that everyone remain vigilant and continue to follow guidelines to reduce the spread of COVID. He discussed the state budget proposal to eliminate VLT revenue with Senator Rath who pledged to continue to fight for the restoration.

Vice Chair Clattenburg stated her opposition to the elimination of the VLT funds. She thanked County Manager Landers for his continued discussions with our State representatives. Legislature Chair Stein stated this is the last week of the rapid COVID test clinics held at the Fire Training Center. Future testing will be available at the Health Department. Heartfelt thanks were extended to the County Health Department employees, Emergency Management employees, Highway workers, volunteers and legislators for their dedication and commitment to conducting a well-run rapid testing clinic for the past three months for our residents.

The Clerk proceeded with the resolutions:

**RESOLUTION NO. 102     BATAVIA WELLFIELD EXPANSION - DETERMINATION OF NO SIGNIFICANT ENVIRONMENTAL IMPACT – APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, In accordance with Article 8 of the Environmental Conservation Law of the State of New York and the State Environmental Quality Review Act regulations (SEQRA), the Genesee County Legislature announced its intention to serve as lead agency for the purpose of conducting an environmental review of the Batavia Wellfield Expansion and received no objections to this designation from the other involved agencies, and

**WHEREAS**, The aforementioned statute and regulations require that the designated lead agency make determinations of significance regarding the actions upon completion of the environmental reviews, and

**WHEREAS**, The Genesee County Legislature has determined that the wellfield expansion is an “Unlisted Action” as defined under SEQRA, and

**WHEREAS**, Genesee County, in conducting the project review, has prepared and evaluated a Full Environmental Assessment Form (EAF) for this action, Now therefore, Be it

**RESOLVED**, That upon consideration and review of the EAF, the Genesee County Legislature, as lead agency, hereby finds and declares that the Batavia wellfield expansion which involves drilling and permitting a third groundwater well (well C), including the installation of a test well, final production well, wellhouse, associated piping and permitting, will not have a significant impact on the environment as defined by Article 8 of the Environmental Conservation Law and its underlying regulations, and Be it further

**RESOLVED**, That the Genesee County Legislature directs that a Negative Declaration - Notice of Determination of Non-Significance be filed pursuant to Article 8 of the Environmental Conservation Law and its underlying regulations.

**Budget Impact:** Funds to be allocated from County Water Fund. The cost to engineer/design Well C is \$80,000. Estimate to develop the new well is estimated at \$250,000. Negative impacts may result from not having Well C developed due to groundwater issues or high creek turbidity. This would result in the County not being able to produce up to 1.2 MGD at the City Water plant with a loss of revenue of approximately \$2,000 per day in surcharge and water plant operational surplus. In addition, there would be far reaching economic and health impact across the County to government, businesses and private citizens due to a water shortage.

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 103     SETTING PUBLIC HEARING ON INCLUSION OF VIABLE AGRICULTURAL LAND INTO AGRICULTURAL DISTRICTS NO. 1 & NO. 3**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Genesee County Legislature established by Resolution No. 399 of 2003 the annual thirty-day period to consider inclusion of new parcels to existing Agricultural Districts to run from January 26<sup>th</sup> to February 24<sup>th</sup>, and

**WHEREAS**, During the 2021 Annual Enrollment Period one parcel in the Town of Alexander (Tax Map Parcel No. 4.-1-53.2) was requested to be included into Agricultural District No. 1, and

**WHEREAS**, During the 2021 Annual Enrollment Period one parcel in the Town of LeRoy (Tax Map Parcel No. 26.-1-60) was requested to be included into Agricultural District No. 3, and

**WHEREAS**, Article 25AA of the New York State Agriculture and Markets Law, Section 303-b specifies that the County Legislative Body shall hold a public hearing regarding the proposed request. Now, therefore, Be it

**RESOLVED**, That a Public Hearing shall be held on the requests to be included into the Agricultural Districts on Wednesday, April 28, 2021 at 5:30 PM at the Genesee County Old Courthouse, Batavia, New York.

**Budget Impact:** The only direct budget impact will be the cost for printing the legal ad itself. Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 104 CONTRACT AMENDMENT- PUBLIC DEFENDER/NYS  
OFFICE OF INDIGENT LEGAL SERVICES/GENESE  
COUNTY - APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The Public Defender does recommend the acceptance of the amended five year contract between Genesee County and the New York State Office of Indigent Legal Services (ILS), Contract Number: CSTWIDEHH18, (Statewide Expansion of *Hurrell-Harring*). This contract now includes the Year 2 budget and work plan for the Public Defender and the Assigned Counsel Program approved by ILS. This amended contract continues to fund Genesee County's plan for its use of the previously approved five year contract grant funds provided to extend the benefits of the *Hurrell-Harring* settlement reforms, those being ensuring that all eligible defendants are represented by counsel at arraignment, that we fully comply with ILS' caseload standards and that we implement and continue initiatives to improve the quality of indigent defense.

**WHEREAS**, the Public Service Committee did review the amended contract and does recommend acceptance at this time. Now, therefore, be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute Amended Contract Number: CSTWIDEHH18, Statewide Expansion of *Hurrell-Harring*, a contract between our county and the New York State Office of Indigent Legal Services, located at the A. E. Smith Building, 11<sup>th</sup> Floor, 80 South Swan Street, Albany, New York 12210.

**BUDGET IMPACT STATEMENT:** Total Public Defender contract revenue for 2021 in the amount of \$283,260 is contained within the 2021 adopted budget in its line A.1170.3025 Indigent Legal Services offset by like amounts in expenses.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 105 CONTRACT EXTENSION- PUBLIC DEFENDER/NYS  
DEFENDERS ASSOCIATION-APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Public Defender is recommending the (PDCMS) Public Defense Case Management System Maintenance and Software Support Agreement between Genesee County and New York State Defenders Association, Inc. be extended for a one-year period, May 3, 2021, to May 3, 2022, and

**WHEREAS**, the Public Service Committee did review the amended contract and does recommend acceptance at this time. Now, therefore, be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to extend the Public Defense Case Management System Maintenance and Software Agreement between Genesee County and New York State Defenders Association, Inc., Albany, New York for a one-year period, May 3, 2021 to May 3, 2022, at a cost of \$500 per license for thirteen (13) licenses with a contract price of \$6,500.

**Budget Impact:** Funds for this contract in the amount of \$6,500 are budgeted in the 2021 Budget under lines A1170.3025 Revenue and A1170.4880.0000 Program Expense.

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 106 SPECIAL EVENT- GENESEE COUNTY PARK & FOREST/ INDEPENDENT LIVING 5K WALK-APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS,** A Special Events application was received from Independent Living of the Genesee Region to use DeWitt Park for a 5K Walk fundraiser on July 26, 2021, and

**WHEREAS,** The Highway Superintendent did review and recommends approval of, and

**WHEREAS,** The Committee on Public Service does concur with this requests. Now, therefore, Be it

**RESOLVED,** That the Genesee County Legislature does hereby grant permission to Independent Living of the Genesee Region to use DeWitt Park for a 5K Walk fundraiser on July 26, 2021 as per the Special Events Policy and Procedures for Community Events for the Parks and Recreation Areas.

**Budget Impact:** None.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 107 2021 SALARY SCHEDULE AMENDMENT-HIGHWAY- FACILITIES MANAGEMENT/AFSCME-APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS,** The Genesee County Highway Superintendent has requested increasing one Senior Building Maintenance Mechanic position from 32 hours per week to 40 hours per week in the Facilities Management Budget, and

**WHEREAS,** The Committees on Public Service and Ways and Means did review this request and does recommend the change be implemented at this time. Now, therefore, Be it,

**RESOLVED,** That the Genesee County Human Resources Director is hereby authorized and directed to amend the 2021 Employee Salary Schedule to increase the less than full-time Senior Building Maintenance Mechanic position, AFSCME, Grade 14 from 32 hours per week to 40 hours per week effective April 5, 2021.

**Budget Impact:** None, the full-time position was included and approved in the 2021 budget in anticipation of retirement. The funds are in A1620 1010.0000

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 108 REAPPOINTMENTS -PARKS, RECREATION AND FORESTRY ADVISORY COMMITTEE - APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS,** The term of office for two members of the Genesee County Parks, Recreation and Forestry Advisory Committee will expire on March 31, 2021 and they have expressed an interest and desire to serve another 3 year term, and

**WHEREAS,** The Committees on Public Service and Ways and Means do recommend that the reappointments be made at this time. Now, therefore, Be it

**RESOLVED,** That the Genesee County Legislature does hereby reappoint the following to serve another term on the Genesee County Parks, Recreation, and Forestry Advisory Committee effective April 1, 2021 through March 31, 2024:

George Squires	Town of Byron	District #2
Bruno DeFazio	Town of LeRoy	District #5

**Budget Impact:** None

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 109 AWARD OF BIDS – HIGHWAY/ CONSTRUCTION MATERIALS – APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent advertised specifications for the various construction materials used by Genesee County for highway and bridge maintenance and construction, and

**WHEREAS**, The Highway Superintendent did review these bids and does recommend their award at this time, and

**WHEREAS**, The Committees on Public Service did review this request and does recommend an award at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Highway Superintendent is hereby authorized and directed to award bids to the various vendors on the annual construction materials bid as allowed for under the specifications for each item and as budgeted for within the 2021 County Budget and capital projects as established.

**Budget Impact:** This annual bid allows the Highway Superintendent to purchase materials in compliance with the General Municipal Law. The cost of most asphalt related materials are expected to increase slightly through the construction season. The purchase of materials is limited by budgeted amounts within the County Road Fund and the various capital projects in place for the repair and replacement of highways and bridges. The Highway Superintendent uses low bid, as adjusted by the contract hauling formula. The Highway Superintendent also reserves the right to award bids in the best value for the County based on availability of product, equipment failures and long wait times.

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 110 AWARD OF BIDS – SIGN MANUFACTURING EQUIPMENT – APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent advertised specifications for various sign manufacturing equipment, and

**WHEREAS**, The Highway Superintendent did review these bids and does recommend their award at this time, and

**WHEREAS**, The Committees on Public Service did review this request and does recommend an award at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Highway Superintendent is hereby authorized and directed to award the following listed sign manufacturing equipment as provided in the bid specifications to Grant Graphics, LLC, 610 Maple Ave, Saratoga Springs, NY 12866 in an amount not to exceed \$56,939.

(1) High Speed Solvent Printer/Cutter	\$15,982	
(1) Multi-purpose Work Table with Electrical Height Adjustment		\$25,519
(1) 54" Verastile Roll Fed Cutting Plotter	\$6,684	
(1) 55" Heated Pressure Sensitive Laminator	\$6,924	
(1) 3 Ft and 5 Ft Linear Cutters	\$1,830	

**Budget Impact:** This equipment is used within the sign shop at the Highway Department. An Asset Acquisition project was established for \$75,000 to cover the purchase of the equipment. The total of all equipment purchased under this award is \$56,939

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 111 CONTRACT STATEMENT OF WORK AMENDMENT – SHERIFF’S OFFICE / PERICLE COMMUNICATIONS COMPANY – PUBLIC SAFETY RADIO COVERAGE ANALYSIS – APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Genesee County approved a contract with Pericle Communications, from Colorado Springs, CO, to provide an independent coverage impact study of the new Public Safety P25 800 MHz Radio System by Harris Corporation pursuant to resolution 259, dated July 11, 2013, and amendments to the contract pursuant to resolution 180, dated May 29, 2014; resolution 73, dated February 26, 2015; and resolution 21, dated January 21, 2016; and

**WHEREAS**, Genesee County anticipates FY20 New York Statewide Interoperable Communications Grants to improve the Genesee County Public Safety Radio System; and

**WHEREAS**, Genesee County has designated Pericle Communications as a sole source consultant for the planning and coverage assessment of the public safety radio system upgrades; and

**WHEREAS**, After careful review by the Sheriff, County Attorney, and Director of Emergency Communications, it is recommended the County execute the amendment to the contract for a total cost of a statement of work not to exceed \$81,154.75; and

**WHEREAS**, The Committee on Public Service did review this proposal and does recommend approval at this time. Now, therefore, be it

**RESOLVED**, That the Genesee County Legislature does hereby approve a proposed “Fourth Amended Agreement for Consulting Services” with Pericle Communications Company, 7222 Commerce Center Drive, Suite 180, Colorado Springs, CO 80919, for the planning and coverage assessment of the radio system upgrades for a cost not to exceed \$81,154.75, and the Chair of the Genesee County Legislature is hereby authorized and directed to execute this document on behalf of the County of Genesee.

**BUDGET IMPACT:** The cost of this project will be offset by FY20 New York Statewide Interoperable Communications Grant revenues allocated to the Public Safety Communications Tower Capital project.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 112      AGREEMENT RENEWAL – SHERIFF’S OFFICE / SECURUS TECHNOLOGIES, LLC FOR INMATE COMMUNICATION SERVICES – APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, the Agreement entered into per Resolution 170, dated May 23, 2018, with Securus Technologies, LLC, 4000 International Parkway, Carrollton, TX 75507, for inmate communication services provided to the Genesee County Jail included an option to renew the agreement for three (3) additional one-year periods, and both parties have expressed an interest in renewing the Agreement for the second one-year period (May 1, 2021, through April 30, 2022) under the same terms and conditions as the original Agreement, and

**WHEREAS**, the Committee on Public Service did review this request and does recommend approval at this time. Now, therefore, be it

**RESOLVED**, that the Chair of the Genesee County Legislature is hereby authorized and directed to enter into a Renewal Agreement for Jail inmate communication services with Securus Technologies, LLC, 4000 International Parkway, Carrollton, Texas 75007, for the period of May 1, 2021, through April 30, 2022, under the same terms and conditions as the original Agreement.

**BUDGET IMPACT:** *Inmate communication costs have been budgeted for in the 2021 budget.*

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 113      SURPLUS EQUIPMENT – SHERIFF’S OFFICE - APPROVAL OF**

Legislator Maha offered the following resolution:



**WHEREAS**, the Genesee County Sheriff's Office has taken ownership of a 2006 Toyota Avalon (Vehicle Identification Number 4T1BK36B96U144608), pursuant to a court order as the result of a tax law forfeiture, requiring the vehicle to be used for law enforcement purposes, and **WHEREAS**, the Genesee County Highway Department inspected the vehicle for safety purposes and needed repairs, it was determined that the vehicle is in need of an engine replacement, and **WHEREAS**, the Genesee County Sheriff did request this 2006 Toyota Avalon be declared surplus property, and

**WHEREAS**, the Committees on Public Service and Ways & Means did review this request and do recommend this vehicle be declared surplus property at this time. Now, therefore, be it

**RESOLVED**, that the Genesee County Legislature does hereby declare the 2006 Toyota Avalon (Vehicle Identification Number 4T1BK36B96U144608) surplus property to be disposed of through auction or scrap processing, and be it further,

**RESOLVED**, that the proceeds from the sale or scrap of this vehicle be appropriated to Sheriff's Revenue Account A3110.2626 (Forfeiture of Crime Proceeds).

**Budget Impact:** Revenue from the sale of this vehicle to be appropriated to Sheriff's Revenue Account A3110.2626 (Forfeiture of Crime Proceeds)

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 114      CONTRACT RENEWAL – SHERIFF / ORLEANS COUNTY PRISONER HOUSING – APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, the Sheriff did present a prisoner housing contract with Orleans County Jail, and **WHEREAS**, the County Attorney has reviewed and approved the terms of this Contract, and **WHEREAS**, the Committee on Public Service did review this contract renewal and does recommend approval at this time. Now, therefore, be it

**RESOLVED**, that the Chair of the Genesee County Legislature and the Genesee County Sheriff are authorized and directed to execute the contract between the County of Genesee and the County of Orleans for the provision of jail space in the Orleans County Jail at a rate of \$90.00 per day for each prisoner housed retroactively between January 1, 2021, through December 31, 2023.

**Budget Impact:** Funds have been appropriated to the 2021 budget.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 115      SURPLUS EQUIPMENT – SHERIFF'S OFFICE - APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, the Sheriff's Office has a 2008 Jeep Grand Cherokee (Vehicle Identification Number 1J8GR48K88C217980) which is in need of repair, and

**WHEREAS**, the Genesee County Highway Department inspected the vehicle for safety purposes and needed repairs, it was determined that due to the year and mileage of the vehicle it is not fiscally sound to repair, and

**WHEREAS**, the Genesee County Sheriff did request this 2008 Jeep Grand Cherokee be declared surplus property, and

**WHEREAS**, the Committees on Public Service and Ways & Means did review this request and do recommend this vehicle be declared surplus property at this time. Now, therefore, be it

**RESOLVED**, that the Genesee County Legislature does hereby declare the 2008 Jeep Grand Cherokee (Vehicle Identification Number 1J8GR48K88C217980) surplus property to be disposed of through auction or scrap processing, and be it further,

**RESOLVED**, that the proceeds from the sale or scrap of this vehicle be turned over the County Treasurer.

**Budget Impact:** Proceeds from the sale of this surplus vehicle will be turned over to the County Treasurer.

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 116 GRANT AWARD-GENESEE JUSTICE/NYS DIVISION OF CRIMINAL JUSTICE SERVICES-APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Program Coordinator of the Genesee Justice Program did receive notification of the award of grant funding from the New York State Division of Criminal Justice Services for the continuation of the Community Service Sentencing Program and the Pre-Trial Services Program for a one-year contract term starting July 1, 2020 through June 30, 2021, and

**WHEREAS**, The Public Service Committee did review and does recommend acceptance of the grant funding at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby accept grant funding from the New York State Division of Criminal Justice Services in the amount of \$41,876 for the continuation of the Community Service Sentencing Program and the Pre-Trial Services Program for 2020 - 2021, and Be it further,

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary form for the acceptance of funds for the period of July 1, 2020 through June 30, 2021 in the amount of \$41,876.

**Budget Impact:** A 2021 Budget Amendment is not necessary at this time as it was requested to reduce our budget by 20% for DCJS funds. There was no reduction in amount of the full grant award.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 117 ADOPTION OF IMPLEMENTATION PLAN PER EXECUTIVE ORDER #203, NEW YORK STATE POLICE REFORM AND REINVENTION COLLABORATIVE**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Executive Order #203, New York State Police Reform and Reinvention Collaborative, requires the chief executive officer of the municipality to perform a comprehensive review of deployments, policies, procedures, and practices of its respective police agency and to develop an improvement plan, and

**WHEREAS**, the Genesee County Legislature Chair, Sheriff and County Manager, formed a task force in October of 2020 with diverse local representation for the purpose of reviewing Sheriff Office operations and soliciting community input with the intent to develop a plan for any needed improvements of this office, and

**WHEREAS**, the local Task Force for Police Reform and Reinvention in Genesee County, as defined by Executive Order #203, convened for the first time October 28, 2020 and met again November 2, November 16, December 7, December 21, January 4, January 19, February 1, February 23 and March 2, 2021 to discuss and consider evidence based policing strategies including but not limited to, use of force policies, procedural justice; any studies addressing systemic racial bias or racial justice in policing; implicit bias awareness training; de-escalation training and practices; law enforcement assisted diversion programs; restorative justice practices; community-based outreach and conflict resolution; problem-oriented policing; hot spots policing; focused deterrence; crime prevention through environmental design; violence prevention and

reduction interventions; model policies and guidelines promulgated by the New York State Municipal Police Training Council; and standards promulgated by the New York State Law Enforcement Accreditation Program, and

**WHEREAS**, the draft report was made public for comment and feedback February 5, 2021, and **WHEREAS**, on March 2, 2021, the Task Force, upon consideration of all public and internal comments, finalized a draft report, entitled Genesee County Police Reform and Reinvention Report, and

**WHEREAS**, on March 15, 2021, the Report was submitted to the Public Service Committee for consideration with a recommendation for approval by the Committee, now, therefore, Be it

**RESOLVED**, that the Genesee County Legislature, by way of resolution, has adopted the Genesee County Police Reform and Reinvention Plan Report and authorizes the Legislature Chair to execute Appendix B – New York State Police Reform and Reinvention Collaborative Plan Certification Form.

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 118 REAPPOINTMENT - GENESEE COUNTY  
AGRICULTURAL AND FARMLAND PROTECTION  
BOARD**

Legislator Yunker offered the following resolution:

**WHEREAS**, The Genesee County Legislature established the Agricultural and Farmland Protection Board on January 13, 1993 in accordance with Section 302 of New York State Agriculture and Markets Law; and

**WHEREAS**, The Law requires the Board’s membership to be comprised of:

- Four farmers
- One representative of agri-business
- One representative of an organization dedicated to farmland preservation
- The chairperson of the county soil and water conservation district’s board of directors
- A member of the county legislative body
- A county cooperative extension agent
- The county planning director
- The county director of real property tax services, and

**WHEREAS**, The term of office of Steven Boldt expired December 31, 2020 and he has indicated an interest and desire for reappointment and the Committees on Public Service and Ways & Means do recommend reappointment at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby reappoint Steven Boldt of Stafford, NY to serve a term on the Genesee County Agricultural and Farmland Protection Board for the period ending on December 31, 2023.

**Budget Impact Statement:** None.

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 119 REAPPOINTMENT - GENESEE COUNTY WATER  
RESOURCES AGENCY –APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, The term of office of Bruno DeFazio on the Genesee County Water Resources Agency expired December 31, 2020 and he has indicated an interest and desire for reappointment, and

**WHEREAS**, the Committees on Public Service and Ways and Means do recommend reappointed effective January 1, 2021. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby reappoint Mr. Bruno DeFazio, of LeRoy, NY to serve another term on the Genesee County Water Resources Agency for the period ending on December 31, 2023.

**Budget Impact Statement:** None, this is an unpaid position.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 120 SUPPORT ENACTMENT OF CIVIL SERVICE REFORMS**

Legislator Maha offered the following resolution:

**WHEREAS**, Governor Andrew M. Cuomo signed Executive Order 203 (E.O. 203), the “New York State Police Reform and Reinvention Collaborative”; and

**WHEREAS**, counties continue to develop plans in the spirit of this executive order through community engagement and stakeholder involvement, a series of civil service reforms are necessary to effectuate meaningful reform; and

**WHEREAS**, the New York State Department of Civil Service, an institution first created in 1883, mission is “to build tomorrow’s workforce today by promoting a diverse, inclusive, and talented workforce;” and

**WHEREAS**, county government wants to partner with the Department of Civil Service to advance this mission.

**NOW, THEREFORE, BE IT RESOLVED**, that the Genesee County Legislature encourages the Governor and State Legislature to implement the following civil service reforms:

- Ease the “rule of three” for appointments. The state should consider a simple pass/fail test for deputy sheriffs, correction officers, public safety telecommunicators, and police officers. If this is unachievable, the state should consider band-scoring to a wider band than 5 points to allow for a more robust pool of eligible applicants.

- Ease or suspend the restrictions on hiring former police officers as it applies to Section 58 (4) CSL.

- Ease the restrictions on hiring part-time police officers, especially retired members or retired troopers on a non-competitive basis. Forcing retired state troopers to have to take a civil service test is unreasonable, especially for a 209-V GML peace officer position.

- Reform civil service rules and regulations to ensure reasonable probationary periods for all transferees of at least six months.

- Reform civil service rules and regulations to ensure that a previous test disqualification should prevent an individual from re-taking a test for a period of time.

- Grant counties the authority to enact “continuous recruitment” options for correction officers. The state already has continuous recruitment for state correctional officers at DOCCS facilities.

**BE IT FURTHER RESOLVED**, that copies of this resolution be sent to Governor Andrew Cuomo, Senator Edward Rath, Assemblyman Stephen Hawley, Speaker of the Assembly Carl Heastie, Senate Majority Leader Andrea Stewart-Cousins, New York Association of Counties and Inter-County Association of Western New York.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 121 CONTRACT RENEWAL – CENTRAL SERVICES/COST-PER-COPY PROGRAM – APPROVAL OF**

Legislator Torrey offered the following resolution.

**WHEREAS**, the Director of Purchasing did present a contract renewal with Eagle Systems, Inc., with offices located at 2421 Harlem Rd, Buffalo, NY 14225, for the provision of copy equipment

under the Cost-Per-Copy program for the third and final additional one-year period, **WHEREAS**, the Committee on Ways and Means did review the contract and does recommend approval at this time. Now, therefore, be it

**RESOLVED**, that the Chair of the Genesee County Legislature is hereby authorized and directed to enter into a contract with Eagle Systems Inc. of Buffalo, NY for the provision of copy equipment under the Cost-Per-Copy program for the period of May 1, 2021 through April 30, 2022 at the cost of \$0.0060 per black and white copy and \$0.0350 for color copies.

**Budget Impact:** Funds were allocated in departmental budgets for 2021.

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 122            CONTRACT RENEWAL-ELECTIONS/CARTAGE OF VOTING MACHINES-APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The existing contract with Clark Moving & Storage, Inc. of 3680 Buffalo Rd., Rochester, NY will terminate May 31, 2020, and

**WHEREAS**, This contract to move the electronic voting machines and supplies to and from the 24 polling sites used by the Genesee County Board of Elections at a cost of \$138 per polling site (delivery and pickup) did provide the provision to renew said contract for up to three (3) years, and

**WHEREAS**, Commissioners Lorie Longhany and Richard Siebert are very pleased with the services provided by Clark Moving and Storage Inc. and they have agreed to renew at the original terms for the third optional year. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into an agreement with Clark Moving & Storage, Inc. of 3680 Buffalo Rd., Rochester, NY 14624 for moving services of \$138 per polling site for Primary and General Elections for the period of June 1, 2021 thru May 31, 2022. This fee completely covers both delivery and pickup as one total price.

**Budget Impact Statement:** Budget neutral as all fees are included in 2021 Board of Elections budget.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 123            CONTRACT RENEWAL-ELECTIONS/PRINTING SUPPLIES-APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, This contract which expired June 30, 2018 provided the option for four (4) additional one (1) year renewals upon mutual agreement between both parties and must in the best interest of Genesee County, and

**WHEREAS**, The Genesee County Legislature did authorize the renewal of the 2<sup>nd</sup> one year option at a cost of \$14,205 covering the period of July 1, 2019 thru June 30, 2020, and

**WHEREAS**, Both Commissioners Richard Siebert and Lorie Longhany are very pleased with the services rendered by Phoenix Graphics and the company has agreed to provide the needed supplies for the period of July 1, 2021 thru June 30, 2022 which would be the 4<sup>th</sup> one year option, and

**WHEREAS**, Commissioners Richard Siebert and Lorie Longhany would like to request renewal of the contract for the third (3<sup>rd</sup> additional year. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into an agreement with Phoenix Graphics Inc., 1525 Emerson St., Rochester, NY 14606 for the printing supplies for the 2021 Primary and General Election, per bid specifications, effective July 1, 2021 through June 30, 2022 in the amount of \$14,205 prorated by the required

number of ballots per election

**Budget Impact Statement:** Budget neutral as all fees are included in 2021 Board of Elections budget.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 124 CHARGE BACKS-ELECTIONS/INSPECTOR PAY-APPROVAL OF**  
Legislator Maha offered the following resolution:

**WHEREAS,** It has been previously determined by the Ways & Means Committee that beginning with the election cycle in 2007 all per diem fees for election inspectors will be charged back to the various Genesee County Towns and City of Batavia, and

**WHEREAS,** The Real Property Department will notify all municipalities of the charges in 2021 so that the Genesee County Treasurer can bill and collect these charges in 2022. Now, therefore, Be it

**RESOLVED,** That the following charges be levied to the 13 Towns and the City of Batavia as follows and the amounts to be paid to the County Treasurer are credited to revenue A1450 2215 Election Expense-Other Govts in the current budget year:

**2020 Election Expenses per Town/City for Chargebacks**

	<b>Training</b>	<b>Local Primary 6/23/20</b>	<b>Local Primary 6/23/20</b>	<b>General Election 11/3/20</b>	<b>General Election 11/3/20</b>	<b>Total</b>
	<b>\$35.00</b>	<b>Inspectors - \$215</b>	<b>Coordinators - \$90</b>	<b>Inspectors - \$215</b>	<b>Coordinators - \$290</b>	
City	\$2,555.00	\$6,665.00	\$2,610.00	\$9,030.00	\$3,770.00	\$24,630.00
Alabama	\$315.00	\$860.00	\$580.00	\$1,290.00	\$580.00	\$3,625.00
Alexander	\$525.00	\$1,075.00	\$580.00	\$1,290.00	\$580.00	\$4,050.00
Batavia	\$875.00	\$1,505.00	\$1,740.00	\$3,010.00	\$1,740.00	\$8,870.00
Bergen	\$700.00	\$860.00	\$580.00	\$1,290.00	\$580.00	\$4,010.00
Bethany	\$315.00	\$430.00	\$580.00	\$860.00	\$580.00	\$2,765.00
Byron	\$420.00	\$645.00	\$580.00	\$1,290.00	\$580.00	\$3,515.00
Darien	\$455.00	\$860.00	\$380.65	\$1,075.00	\$580.00	\$3,350.65
Elba	\$490.00	\$860.00	\$580.00	\$1,075.00	\$580.00	\$3,585.00
LeRoy	\$945.00	\$3,225.00	\$1,160.00	\$3,870.00	\$1,160.00	\$10,360.00
Oakfield	\$245.00	\$1,290.00	\$580.00	\$1,290.00	\$580.00	\$3,985.00
Pavilion	\$315.00	\$1,075.00	\$580.00	\$1,290.00	\$580.00	\$3,840.00
Pembroke	\$700.00	\$1,720.00	\$1,740.00	\$2,795.00	\$1,740.00	\$8,695.00
Stafford	\$280.00	\$1,720.00	\$580.00	\$1,505.00	\$580.00	\$4,665.00
						<b>\$89,945.65</b>

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 125 CHARGE BACKS-ELECTIONS/INSPECTOR PAY  
EARLY VOTING-APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, It has been previously determined by the Ways & Means Committee that beginning with the election cycle in 2007 all per diem fees for election inspectors will be charged back to the various Genesee County Towns and City of Batavia, and

**WHEREAS**, The Real Property Department will notify all municipalities of the charges in 2021 so that the Genesee County Treasurer can bill and collect these charges in 2022. Now, therefore, Be it

**RESOLVED**, That the following charges be levied to the 13 Towns and the City of Batavia as follows and the amounts to be paid to the County Treasurer are credited to revenue A1450 2215 Election Expense-Other Govts in the current budget year:

**2020 Early Voting Election Expenses per Town/City for Chargebacks**

	Early Voting	Early Voting
	6/13/2020-6/21/2020	10/24/2020-11/1/2020
City	\$1,949.00	\$2,616.00
Alabama	\$263.00	\$352.00
Alexander	\$354.00	\$473.00
Batavia	\$946.00	\$1,268.00
Bergen	\$470.00	\$629.00
Bethany	\$244.00	\$328.00
Byron	\$332.00	\$458.00
Darien	\$487.00	\$651.00
Elba	\$313.00	\$419.00
LeRoy	\$1,129.00	\$1,512.00
Oakfield	\$424.00	\$568.00
Pavilion	\$348.00	\$463.00
Pembroke	\$679.00	\$912.00
Stafford	\$384.00	\$514.00
Grand Total	\$8,322.00	\$11,163.00

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 126 AMEND LEGISLATURE RULES 2020/2021—APPROVAL OF**  
Legislator Maha offered the following resolution:

**WHEREAS**, at the last biennial meeting of the Genesee County Legislature, on January 8, 2020, former Legislator Andrew Young was elected as the Second Vice Chairperson, and

**WHEREAS**, upon his resignation, a vacancy was created in this position, and

**WHEREAS**, the current Rules of the Genesee County Legislature do not have a provision to allow this vacancy to be filled prior to the next biennial meeting. Now, therefore, Be it

**RESOLVED**, that the Rules of the Genesee County Legislature - 2020/2021, are hereby amended to add the following sentence at the end of Section (I) (1) to read as follows; In the event that a vacancy occurs prior to the next biennial organizational meeting for any of the foregoing positions, as soon as practicable, the Genesee County Legislature shall in the same manner either elect or appoint an individual to fill the vacancy to serve until the next biennial meeting.

**Budget Impact Statement:** NA

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 127 FAIR HOUSING MONTH - DESIGNATION OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The County of Genesee understands the importance of taking action to further fair housing in the community and is committed to meeting its responsibilities in this respect as a recipient of Federal Community Development Block Grant funds, and

**WHEREAS**, to ensure that residents are aware of fair housing provisions under Federal and State law and of the processes and assistance available to obtain compliance with existing statutes, the County has developed a Fair Housing Plan describing the procedures developed to further fair housing in the community, and

**WHEREAS**, The County's Fair Housing Plan recognizes that public knowledge of fair housing provisions is the first step in expanding equal opportunity by appointing a Fair Housing Officer, providing information to the public, and promoting Fair Housing Activities and available resources as well as designate the month of April as Fair Housing Month, Now, therefore, Be it **RESOLVED**, The Genesee County Legislature hereby designates the month of April, 2021 as Fair Housing month.

**Budget Impact Statement:** None

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 128 SET PUBLIC HEARING-FAIR HOUSING- OCR/CDBG**

Legislator Maha offered the following resolution:

**WHEREAS**, As a recipient of OCR/CDBG grant funds the County is required to hold an annual public meeting on fair housing to identify any concerns and issues with fair housing practices in the County, and

**WHEREAS**, The Committee on Ways and Means does recommend setting a public hearing on Fair Housing. Now, therefore, Be it

**RESOLVED**, That a Public Hearing on Fair Housing Practices will be held on Wednesday, April 14, 2021 at 5:30 p.m. at the Old County Courthouse, 7 Main Street, in the City of Batavia, New York.

**Budget Impact Statement:** None

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 129 PANDEMIC PLAN - ADOPTION OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, New York State Labor Law section 27-c and New York State Education Law paragraphs k and l of subdivision 2 of section 2801-a were amended by legislation S8617B/A10832 signed by the Governor of New York State on September 7, 2020, and

**WHEREAS**, the amendments require all New York State public employers to develop and adopt a plan for operations in the event of a declared Public Health Emergency involving a communicable disease on or before April 1, 2021, and

**WHEREAS**, The Committee on Ways and Means did review the Genesee County Pandemic Plan and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby approve the Genesee County Pandemic Plan and that the Chair of the Genesee County Legislature is hereby authorized and directed to execute any and all documentation related to this plan.

**Budget Impact:** None

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 130 LEASE – LEGAL AID OF ROCHESTER AGREEMENT – APPROVAL OF**

Legislator Torrey offered the following resolution:



**WHEREAS**, The Genesee County Manager did present an agreement with Legal Aid of Rochester for the lease of space at County Building #2, 3837 West Main Street, Batavia, for administrative purposes for the period of April 1, 2021 – March 31, 2022, at a rate of \$2,224.80 annually, and **WHEREAS**, The Committee on Ways and Means did review said agreement and recommends approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute an agreement between Legal Aid of Rochester and the County of Genesee for the lease of space at County Building #2, 3837 West Main Street, effective April 1, 2021 through March 31, 2022; at a cost of \$2,224.80 per year.

**Budget Impact:** Additional revenue of \$2,224.80 annually

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 131 ETHICS OVERSIGHT PROGRAM – ADOPTION OF CORRECTIVE ACTION PLAN**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Genesee County was one of 20 municipalities statewide to be selected for an Ethics Program audit by the NYS Comptroller’s Office in May of 2019, and

**WHEREAS**, Genesee County received a Draft Report of Examination at the exit discussion held by the Office of the State Comptroller occurring on September 9, 2020 and submitted the required response letter September 30, 2020, and

**WHEREAS**, Genesee County received the Final Report of Examination S9-19-11, December 30, 2020 and prepared a Corrective Action Plan (CAP) identifying each audit recommendation, implementation of plan of action, timeframe and responsible personnel, and

**WHEREAS**, The Committee on Ways and Means does concur. Now, therefore Be it

**RESOLVED**, The Genesee County Legislature hereby authorizes adoption of the Genesee County Ethics Program Corrective Action Plan and directs the County Manager to submit the CAP to the Office of the State Comptroller, Division of Local Government and School Accountability.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 132 COUNTY AUDIT –MARCH 24- APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Legislator Yunker, did review the following claims:

General Fund	\$ 1,392,824.16
Voluntary Distribution	833,335.00
Highway	83,061.06
Self Insurance	375.00
Water Fund	41,402.41
DSS Abstracts	335,077.04
<b>Capital Projects</b>	
Highway-South Lyons Street Bridge Over Tonawanda Creek	52,971.58
Co Park- Dewitt Improvements Phase IV	1,270.92
Facilities Management-Energy Performance Contract	216,734.00
Facilities Management-Animal Shelter Improvements	50,283.50
<b>Payroll – General</b>	
March 12, 2021	1,164,331.36
<b>Medicaid</b>	
March 16, 2021	132,890.00
March 23, 2021	<u>132,890.00</u>

**Total Audit**

\$ 4,437,446.03

Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature has audited and does approve the claims as listed above, and Be it further

**RESOLVED**, That the Genesee County Treasurer be and hereby is authorized and directed to make payments as listed above.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**Rule 19**

Legislator Maha made a motion to suspend the rules of the Genesee County Legislature to add a resolution authorizing Genesee County to submit a letter of interest to Northern Borders Regional Commission for a grant opportunity seconded by Legislator Clattenburg, carried unanimously.

**RESOLUTION NO. 133 LETTER OF INTEREST – NORTHERN BORDERS  
REGIONAL COMMISSION GRANT-  
APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, Genesee County agrees, in principle, to be part of a grant funding application to the Northern Borders Regional Commission's State Economic & Infrastructure Development Investment Program, and

**WHEREAS**, Genesee County, if successful, would utilize the grant to subsidize a county-wide broadband inventory/availability study and develop a Business Plan, and

**WHEREAS**, Genesee County agrees to a 'Letter of Interest' be submitted to Northern Border Regional Commission so that State Program Managers are aware of the proposed project and can provide guidance and feedback prior to the submission of the full application, and

**WHEREAS**, The Genesee County Legislature has reviewed the proposed letter and does recommend submission. Now, therefore Be it

**RESOLVED**, That the Genesee County Legislature does hereby approve the submission of the 'Letter of Interest' to Northern Borders Regional Commission, and Be it further

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby directed and authorized to execute any and all documents related to the Northern Borders Regional Commission grant application in conjunction with the Finger Lakes Regional Planning Council. Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

At 6:12 PM the meeting adjourned upon motion of Legislator Klotzbach seconded by Legislator Yunker, carried.

**SEVENTH DAY  
GENESEE COUNTY LEGISLATURE  
Batavia, New York  
Wednesday, April 14, 2021**

The Genesee County Legislature met in Regular Session on Wednesday, April 14, 2021 at 5:30 PM in the Legislative Chambers of the Old Courthouse and remotely using ZOOM. Legislator Stein assisted with the audit. The prayer was offered by Legislator Hawley followed by the Pledge to the Flag.

In addition to our regular meeting, Legislature Chair Stein opened a public hearing pertaining to fair housing to identify any concerns and issues with fair housing practices in the County. All interested parties were invited to be heard.

Legislator Klotzbach presented National Public Safety Telecommunicators' Week proclamation to Undersheriff Brad Mazur, Supervisor Frank Riccobono and Sr. Dispatcher Robert Tripp who commented how they are proud of the work done 24/7 by our dedicated and compassionate dispatchers.

Legislator Clattenburg presented County Government Month proclamation to County Manager Matt Landers. Genesee County Youth Bureau is hosting their annual Family Game Night event with some modifications to accommodate social distancing. County Matt Landers was commended for his strong leadership throughout the months following his appointment.

Minutes of the March 24, 2021 legislature meeting were approved upon motion of Legislator Dibble seconded by Legislator Deleo, carried unanimously.

Legislator Clattenburg made a motion to nominate Legislator Gregg Torrey to the position of second vice chair seconded by Legislator Maha, carried unanimously. Legislator Torrey took the oath of office and was sworn in as second vice chair. Legislator Deleo commented on the Youth Awards which are being held remotely due to the pandemic. 18 youth and three adults are being honored this year for their outstanding contributions to community and/or family. Legislator Klotzbach stated that Eric Fix, new President of the Chamber has started his position and welcomed him.

The Clerk shared information pertaining to an upcoming "Drug Take-Back Day" on April 24<sup>th</sup> with locations in LeRoy and Batavia.

County Manager Matt Landers stated there was good discussion at CJAC regarding the jail study. NYS has put out new guidance on Bingo and other popular events. The County has established a dedicated phone line to assist residents with getting registered for the Covid vaccine. Two funding project requests have been submitted to Congressman Jacobs; a request for \$10 M for the new jail and \$10 M for phase 3 water project.

The Clerk proceeded with the resolutions:

**RESOLUTION NO. 134     2021 RESOURCE ALLOCATION PLAN – YOUTH  
BUREAU-APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, The Genesee County Youth Bureau and Department of Social Services have developed a joint plan to be eligible for state aid from the New York State Office of Children and Family Services under the Child and Family Services Planning Guidelines, and

**WHEREAS**, The Genesee County Youth Board, Youth Bureau and Department of Social Services are desirous of continuing county comprehensive youth services planning efforts during 2021 which includes the allocation of resources to municipalities and community based agencies to the

extent said funding is provided by NYS and with no expectation of direct Genesee County appropriation, and

**WHEREAS**, Guidelines provided by the Office of Children and Family Services for applying for said eligibility have been satisfactorily completed by the Genesee County Youth Bureau and the Committee on Human Services does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby authorize the Chair to execute such documents as are deemed necessary to effect the 2021 Genesee County Youth Bureau Resource Allocation Plan and the Child and Family Services Plan with the New York State Office of Children and Family Services.

**Budget Impact Statement** - Resource allocation to contract programs is included in the 2021 department budget. Allocations are completely offset by revenue. All payments to programs/agencies are subject to availability of state aid.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 135 APPOINTMENT – GENESEE COUNTY YOUTH BOARD APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The Youth Board has a vacancy and City of Batavia resident Kelly March has submitted an application, and

**WHEREAS**, The Committees on Human Service and Ways and Means do recommend appointment at this time. Now, therefore, be it

**RESOLVED**, That the following individuals are hereby appointed to the Genesee County Youth Board with a term and representation as noted.

**New Appointment**

City of Batavia Kelly March April 1, 2021 – March 31, 2024

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 136 RE-APPOINTMENT – GENESEE COUNTY YOUTH BOARD APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Committees on Human Service and Ways and Means do recommend reappointment to the Genesee County Youth Board at this time. Now, therefore, be it

**RESOLVED**, That the following individuals is hereby reappointed to the Genesee County Youth Board with a term and representation as noted.

**Reappointment**

Darien/Corfu & Pembroke Erin Martin 4/1/21-3/31/24

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 137 GRANT ACCEPTANCE – HEALTH DEPARTMENT/ PUBLIC HEALTH DRINKING WATER ENHANCEMENT PROGRAM – APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, The Genesee County Public Health Director has received notification from the New York State Department of Health that Genesee County’s Drinking Water Enhancement Program contract has been awarded in the amount of \$85,922, and

**WHEREAS**, The Public Health Director has requested that the County accept this funding which stipulates that this revenue will be used to support local Drinking Water Enhancement activities, and

**WHEREAS**, The Committee on Human Services did review this request and does recommend approval at this time. Now, therefore, be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the Agreement with the New York State Department of Health for the acceptance of the Drinking Water Enhancement Program contract for the period April 1, 2021 through March 31, 2022, in the amount of \$85,922 and to execute any and all other documentation related to this funding.

Budget Impact: \$85,922 is included in the 2021 Dept. 4010 Health Department Budget.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 138 CONTRACT RENEWAL– HEALTH DEPARTMENT/NMS LABS – APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, Resolution No. 54-20 allowed for execution of an Intermunicipal Agreement with the County of Monroe for the provision of forensic pathology and medicolegal death investigation services, And

**WHEREAS**, Monroe County Medical Examiner’s Office will be referring all laboratory testing and toxicology services to NMS Labs with costs billed separately to the Health Department, and **WHEREAS**, the Genesee County Public Health Director presented a service agreement with NMS Labs, and

**WHEREAS**, The Committee on Human Services did review the request and does recommend approval at this time, now therefore, be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a Service Agreement with NMS Labs, 3701 Welsh Road, Willow Grove, PA 19090 for the period May 1, 2021 through April 30, 2022, and to execute any and all other documentation related to this Agreement.

**Budget Impact:** There is a \$10 increase per toxicology report for the 2020-2021 NMS contract period. This will create and anticipated increase of \$500 in the 2020 1185 Budget. This increase is accounted for in the 2020 1185 budget. No Budget amendment is needed.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 139 2021 SALARY SCHEDULE AMENDMENT – HEALTH DEPARTMENT/COVID – APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, The Public Health Director has requested the extension of one temporary full time position of a Clerk Typist and one temporary full time position of COVID-19 Response Specialist until December 31<sup>st</sup>, 2021, the salary and fringe are funded by COVID-19 grant funds and are allocated in the 2021 4010 Budget, and

**WHEREAS**, The Committees on Human Services and Ways and Means did review the request and do recommend approval at this time, now therefore, be it

**RESOLVED**, That the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to amend the 2021 Genesee County Employee Salary Schedule by extending one temporary Full time position of Clerk Typist (CSEA Grade 6) and on temporary full time position of COVID-19 Response Specialist (CSEA Grade 13) until 12/31/2021.

**Budget Impact:** The extension of the Clerk Typist and COVID-19 Response Specialist positions salary and fringe until December 31<sup>st</sup>, 2021 will be fully funded by COVID-19 grant funds, which are currently allocated in the 2021 budget. No additional cost to the county will be incurred.

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 140 2021 SALARY SCHEDULE AMENDMENT - COMMUNITY MENTAL HEALTH SERVICES/SUPERVISING MENTAL HEALTH CLINICAL THERAPIST-APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Director of the Community Mental Health Services did request an amendment to the 2021 Employee Salary Schedule to eliminate one (1) Full-time, Supervising Mental Health Clinical Social Worker, CSEA-General, Grade 20H, and creating (1) Full-time, Supervising Mental Health Clinical Therapist, in CSEA-General, Grade 20H and

**WHEREAS**, The Committees on Human Services and Ways and Means did review this request and do recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Employee Salary Schedule by eliminating one (1) Full-time, Supervising Mental Health Clinical Social Worker, CSEA-General, Grade 20H, and creating one (1) Full-time, Supervising Mental Health Clinical Therapist, in CSEA-General, Grade 20H effective April 15, 2021.

**Budget Impact Statement:** No budget impact.

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 141 FUNDING AGREEMENT -GENESEE COUNTY CHAMBER OF COMMERCE AGREEMENT/BUSINESS EDUCATION ALLIANCE - APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, The 1989 “Genesee 2000” strategic planning process resulted in the formation of the Business Education Alliance as an adjunct of the Genesee County Chamber of Commerce, and

**WHEREAS**, The Business Education Alliance provides services and programs that promote the formation of partnerships among businesses and schools for the continuous improvement of education and employment readiness within Genesee County, and

**WHEREAS**, The County is desirous of supporting such a program, and

**WHEREAS**, The Committee on Human Services did review the agreement and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute an agreement by and between the County of Genesee and the Genesee County Chamber of Commerce, 8276 Park Road, Batavia, NY for the Business Education Alliance program during the contract term of January 1, 2021 through December 31, 2021 in the amount of \$3,107.00.

**Budget Impact Statement:** \$3,107 appropriation in the 2021 budget  
\$3,107 appropriation in the 2020 budget  
\$3,107 appropriation in the 2019 budget  
\$3,107 appropriation in the 2018 budget  
10% reduction in funding; \$3,107 appropriated in 2017  
\$3,452 appropriation in the 2016 budget  
\$3,452 appropriation in the 2015 budget  
\$3,452 appropriation in the 2014 budget  
\$3,452 appropriation in the 2013 budget  
5% reduction in funding; \$3,452 appropriated in 2012 budget  
15% reduction in funding; \$3,634 appropriated in 2011 budget; first funded in 2000.  
5% reduction in funding; \$4,275 appropriated in 2010 budget; first funded in 2000.  
2005 – 2009 funding = \$4,500/year  
2000 – 2004 funding = \$5,000/year

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 142 INTER-MUNICIPAL AGREEMENT TERMINATION/  
CITY YOUTH BUREAU OPERATION/CITY OF BATAVIA –  
APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, Genesee County entered into an inter-municipal agreement with the City of Batavia in 2018 regarding the operation and funding of the City Youth Bureau for the period of April 1, 2018 through December 31, 2021, and

**WHEREAS**, The City of Batavia has made alternative arrangements to provide youth services within the City in 2021 and thereafter, and

**RESOLVED**, That the Genesee County Legislature mutually agrees to terminate the 2018 Youth Bureau Agreement with the City of Batavia effective, December 31, 2020, and Be it Further

**RESOLVED**, That a copy of this resolution be provided to the City of Batavia confirming termination of the agreement.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 143 REVISED PURCHASING POLICY AND PROCEDURES  
FOR GENESEE COUNTY - APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, Resolution No. 50, adopted February 14, 1996, did provide for the Annual presentation and review of Genesee County Purchasing Policy and Procedure, and

**WHEREAS**, The Genesee County Purchasing Director did present revisions to said Policy and Procedure, setting forth updated guidelines for the purchasing functions of the County of Genesee for the year 2021, and

**WHEREAS**, The Committee on Ways and Means did review the Purchasing Policy and Procedure for 2021 and does recommend approval at this time. Now therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby approve the terms and contents of the revisions to the Genesee County Purchasing Policy and Procedures for the Year 2021, effective immediately.

**Budget Impact: None**

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 144 AWARD OF BID – HIGHWAY/CITY OF BATAVIA  
WELLFIELD EXPANSION: WELL ‘C’ – APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent advertised specifications for drilling, installing and testing required for the development of Well “C” in the City of Batavia Wellfield, and

**WHEREAS**, The Highway Superintendent did review these bids and does recommend their award at this time, and

**WHEREAS**, The Committee on Ways and Means did review this request and does recommend an award at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Highway Superintendent is hereby authorized and directed to award a bid to Frey Well Drilling, Inc., 11565 Broadway Rd, Alden, NY 14004 in amount not to exceed \$147,090.

**Budget Impact:** This project is funded from the Water Fund EW105.2. The awarded bid was the only bid received from the four companies that pulled plans for the project. The bid was about

30% higher than the engineer's estimate. After reviewing the bid and inquiring to other potential bidders there is high demand for well drilling at the current time due to the number of geo-thermal projects being installed as well as a high profile drilling operation at the West Valley Demonstration Project.

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 145                      GRANT ACCEPTANCE/2021 BUDGET ITEM  
TRANSFER – AIRPORT CORONAVIRUS  
RESPONSE GRANT PROGRAM (ACRGP) –  
APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, Genesee County has been offered an Airport Improvement Program (AIP) grant by the Federal Aviation Administration under the authority of the Airport Coronavirus Response Grant Program (ACRGP), and

**WHEREAS**, The grant can be used to assist with any expense related to the operation of the County Airport in order to deal with the impacts of the SARS-CoV2 (COVID-19) pandemic, and

**WHEREAS**, The County Highway Superintendent and County Treasurer have reviewed the grant program and recommend that the best course of action is for Genesee County to use the ACRGP assistance to help offset existing debt service on the Terminal and Main Hangar, and

**WHEREAS**, The Committee on Ways and Means did review this request and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chairperson of the Genesee County Legislature is hereby authorized to approve the grant offer as prepared by the Federal Aviation Administration, and Be it further

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the Genesee County Treasurer to make the following budget item transfers within the 2021 County Budget:

Decrease A1000.1110.1 1% Sales Tax \$13,000

Increase A9710.4592 Federal Aid Transportation \$13,000

**Budget Impact:** Federal aid of \$13,000 provided by the ACRGP will offset the use of \$13,000 in local 1% sales tax. These funds will be used to cover a portion of the debt related to the construction of the Terminal and Main Hangar at the Genesee County Airport.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 146                      SURPLUS PROPERTY DISPOSAL - INFORMATION  
TECHNOLOGY - APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, The Genesee County Information Technology Director has reviewed the list of obsolete cell phones and computer equipment that is no longer suitable for county purposes, and

**WHEREAS**, The Ways and Means Committee concurs the equipment is no longer usable and recommends the equipment be declared surplus county property at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby declare the computer equipment as obsolete and surplus county property to be disposed of in an appropriate manner using a certified recycler or sold through auction.

Budget Impact Statement: Estimated Cost Of Disposal Is \$0 Dollars.

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 147                      APPOINTMENT – GLOW WORKFORCEDEVELOPMENT  
BOARD MEMBERSHIP**

Legislator Torrey offered the following resolutions:



**WHEREAS,** The Chief Elected Officials of Genesee, Livingston, Orleans, and Wyoming Counties (GLOW) petitioned the Governor of the State of New York to designate the four County area as a Workforce Innovation and Opportunity Area under the Workforce Innovation and Opportunity Act of 2014, and

**WHEREAS,** The Federal Workforce Innovation and Opportunity Act of 2014 mandates that each local Workforce Innovation and Opportunity Area create a Workforce Development Board to administer and oversee the local Workforce Innovation and Opportunity System, and

**WHEREAS,** The Chief Elected officials are charged with the responsibility of soliciting and appointing members to this Workforce Development Board. Now, therefore, Be it

**RESOLVED,** That the Genesee County Legislature does hereby approve the following appointments to the GLOW Workforce Development Board:

Rea Frank, Director Independent Living of the Genesee Region to serve as a community based organization representative. She would serve an on-going term at the discretion of the GLOW CEO's.

**RESOLVED,** That the GLOW Workforce Development Board will be in effect until such time that the Workforce Innovation and Opportunity Act of 2014 is repealed.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 148 AUTHORIZATION FOR HOME RULE REQUEST □  
TO REQUEST SPECIAL LEGISLATION REGARDING  
VOLUNTARY REVENUE DISTRIBUTION PAYMENTS-  
APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS,** the County of Genesee and the City of Batavia entered into an “Amended and Restated Sales Tax Allocation Agreement between the County of Genesee and the City of Batavia”, dated October 29, 2019, (hereinafter “Amended and Restated Agreement”), and

**WHEREAS,** this Amended and Restated Agreement did not make any provision for the allocation of sales tax revenue to any of the towns and villages within Genesee County, and

**WHEREAS,** in 2020, the County of Genesee Legislature made several voluntary revenue distribution payments to all of said towns and villages, with the exception of the Village of Attica, and

**WHEREAS,** it was intended by the County Legislature that these voluntary revenue distribution payments would be allocated within all of the towns and villages in the same manner as sales tax revenue, and

**WHEREAS,** based upon accounting regulations used by the New York State Comptroller’s Office, regarding six towns in Genesee County that have villages located wholly within these towns, the voluntary revenue distribution payments could not be used in the same manner as funds that are received by sales tax allocation, thereby creating inequities between the residents of villages located within these six towns, as compared to residents of the areas outside of the village limits and

**WHEREAS,** Bills that have been introduced at the request of the County of Genesee to address and correct the unintended consequences by allowing these voluntary revenue distribution funds to be allocated as was intended by both the County of Genesee Legislature and the towns and villages within the County receiving these payments. Now therefore Be it,

**RESOLVED,** that the Genesee County Legislature hereby requests the New York State Legislature to support and pass Senate Bill No. S.4717B and Assembly Bill No. A.06223A to allow voluntary revenue distribution payments to be used and allocated by the six towns that have

villages wholly located within the boundaries of the town in the same manner as if these funds were received pursuant to a sales tax revenue sharing agreement, and Be it further **RESOLVED**, that the Chair of the Genesee County Legislature is authorized and directed to sign the necessary Home Rule Request, and Be it further **RESOLVED**, that a copy of this Resolution for a Home Rule Message be sent to Governor Andrew Cuomo, Senator Edward R. Rath III and Assemblyman Stephen Hawley. Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 149 2021 BUDGET AMENDMENT/AUTO BUREAU-APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, Resolution 316, duly adopted August 26, 2020, did amend the current DSS/Mental Health security contract with Securemedy Inc., to include security services at County Building I, and

**WHEREAS**, Funding for the added expense are expected to be covered by FEMA reimbursement, and

**WHEREAS**, The County Manager and County Treasurer are recommending a budget amendment to the 2021 Budget be made to include the added expense and off-setting revenue, and

**WHEREAS**, The Ways and Means Committee has reviewed this request and does recommend approval at this time, Now therefore, Be it

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Budget by increasing A.1411.4480.0000 Auto Bureau – COVID 19-Expenses in the amount of \$ 28,800 to be offset by an increase in A.1000.4785- Fed Aid-Disaster Assist in a like amount.

**Budget Impact:** \$28,800 expense expected to be covered by Federal Aid.

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 150 LEASE – FRIENDS OF BATAVIA PEACE GARDEN FOUNDATION AGREEMENT – APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The Genesee County Manager did present an agreement with the Friends of Batavia Peace Garden Foundation for the lease of 682 sq. ft. of space at the Engine House, 3 West Main Street, Batavia, for administrative purposes for the period of May 1, 2021 – April 30, 2022, at a rate of \$100.00 annually, and

**WHEREAS**, The Committee on Ways and Means did review said agreement and recommends approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute an agreement between the Friends of Batavia Peace Garden Foundation and the County of Genesee for the lease of 682 sq. ft. of space at the Engine House, 3 West Main Street, effective May 1, 2021 through April 30, 2022; at a cost of \$100.00 per year.

**Budget Impact:** Revenue to the County of \$100.00 for the above referenced fiscal year

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 151 MEMORANDUM OF UNDERSTANDING – FRIENDS OF THE BATAVIA PEACE GARDEN INC – APPROVAL OF**

Legislator Maha offered the following resolution

**WHEREAS**, The Batavia Peace Garden occupies approximately 11,000 sq. ft. of County property located on West Main Street, Batavia, New York, and

**WHEREAS**, The Friends of the Batavia Peace Garden, Inc. services and supports the property as part the chain of peace gardens commemorating the peace between the USA and Canada since the War of 1812, and

**WHEREAS**, The County Manager and Deputy Highway Superintendent recommend a Memorandum of Understanding to define the relationship between the County and the Friends of the Batavia Peace Garden, and

**WHEREAS**, The Committee on Ways and Means did review said Memorandum of Understanding and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute an agreement between the Friends of the Batavia Peace Garden Inc. and the County of Genesee for service and support for the parcel of land on West Main Street, Batavia, New York, 14020, known as the Batavia Peace Garden

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 152 COUNTY AUDIT –APRIL 14- APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Legislator Stein, did review the following claims:

General Fund	\$ 3,972,875.48
Highway	804,230.14
Self Insurance	60,741.25
Water Fund	317,006.06
DSS Abstracts	342,411.42
<b>Capital Projects</b>	
Highway-South Lyons Street Bridge Over Tonawanda Creek	31,371.65
Co Park- Comprehensive Recreation Plan	3,500.00
Airport-Design Apron Reconstruction & Obstruction Removal	2,000.00
Sheriff's/Jail-Public Safety Communication Tower	39,853.80
<b>Payroll – General</b>	
March 26, 2021	1,722,816.78
April 9, 2021	1,161,530.23
<b>Medicaid</b>	
March 30, 2021	132,890.00
April 6, 2021	132,890.00
April 13, 2021	<u>132,890.00</u>
<b>Total Audit</b>	<b>\$ 8,857,006.81</b>

Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature has audited and does approve the claims as listed above, and Be it further

**RESOLVED**, That the Genesee County Treasurer be and hereby is authorized and directed to make payments as listed above.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

Chair Stein again provided interested parties the opportunity to speak on the matter of fair housing in Genesee County. There were no speakers.

The public hearing was closed at 6:01 pm. At 6:02 PM the meeting was adjourned upon motion of Legislator Yunker seconded by Legislator Dibble, carried unanimously.

**EIGHTH DAY  
GENESEE COUNTY LEGISLATURE  
Batavia, New York  
Wednesday, April 28, 2021**

The Genesee County Legislature met in Regular Session on Wednesday, April 28, 2021 at 5:30 PM in the Legislative Chambers of the Old Courthouse and remotely using ZOOM. Legislator Hawley assisted with the audit. The prayer was offered by Legislator Torrey followed by the Pledge to the Flag.

In addition to our regular meeting Legislature Chair Stein opened a public hearing pertaining to modifications to Agricultural Districts No. 1 and No. 3. During the 2021 Annual Enrollment Period one parcel in the Town of Alexander was requested to be included into Agricultural District No. 1, and one parcel in the Town of LeRoy was requested to be included into Agricultural District No. 3. All interested parties were invited to be heard. No one spoke at the public hearing.

Legislator Clattenburg presented the National Correctional Officer Week Proclamation to Sheriff Sheron, Undersheriff Mazur, Jail Superintendent Bill Zipfel, Correctional Officers Michael Cox, Marissa Jacques and John Garlock. Jail employees were thanked for their dedication and commitment to serving our community especially through the challenging time of the COVID pandemic.

Minutes of the April 14, 2021 Legislature meeting were approved upon motion of Legislator Klotzbach seconded by Legislator Hawley, carried.

Legislature Chair Stein commented that guidance changes and evolves daily and requires County leadership to keep up with requirements and updates. She thanked Emergency Management Services, Health Department and the County Manager's Office for their steadfast leadership. She further expressed how the response to the pandemic through testing and vaccination clinics has brought people together working toward a common goal to benefit the entire community.

County Manager Matt Landers stated that today is the last scheduled 1<sup>st</sup> dose COVID vaccination clinic at GCC. The operations at the College have been efficient and cooperative. Future first dose clinics will be scheduled at the Health Department and other locations.

The Clerk proceeded with the resolutions:

**RESOLUTION NO. 153**

**GRANT ACCEPTANCE - EMERGENCY  
MANAGEMENT SERVICES – FY20 HAZARDOUS  
MATERIALS EMERGENCY PREPAREDNESS  
(HMEP) GRANT – APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, The Emergency Management Services Coordinator requests authorization to accept the FY20 Hazardous Materials Emergency Preparedness (HMEP) Grant Program award in the amount of \$5,172.00 provided by the U.S. Department of Transportation (DOT) and administered by the New York Division of Homeland Security and Emergency Services (DHSES), and

**WHEREAS**, the HMEP grant program prioritizes efforts that lead to the prevention of serious hazmat transportation related incidents, principally those of high consequences to people and the environment, and

**WHEREAS**, The Committees on Public Service does concur with the Emergency Management Services Coordinator's recommendation. Now therefore be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the Agreement with New York State Division of Homeland Security and Emergency Services (DHSES), 1220 Washington Avenue, Building 7A, Albany, NY 12242 for the acceptance of FY 2020 Hazardous Materials Emergency Preparedness (HMEP) Grant - (April 1, 2021 through July 31, 2022) and to execute any and all other documentation related to this funding.

**Budget Impact Statement** No County cost. Grant funds in the amount of \$5,172.00 have been appropriated in the 2021 Emergency Management Services (EMS) budget. (Appropriation Account A.3640.4800.0501 offset by Revenue Account. A.3640.4305.1000)  
Legislator Hawley seconded the resolution which was adopted by 270 votes, Maha (28) and Deleo (28) absent.

**RESOLUTION NO. 154**

**GRANT APPLICATION & ACCEPTANCE –  
DISTRICT ATTORNEY/ CRIMINAL JUSTICE  
DISCOVERY REFORM GRANT -APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The District Attorney requests approval to apply and accept the Criminal Justice Discovery Reform Grant award in the amount of \$228,720 from the New York State Division of Criminal Justice Services to support local law enforcement agencies with expenses related to the implementation of discovery and bail reforms that took effect January 1, 2020, and

**WHEREAS**, The Committees on Public Service and Ways & Means do concur with this request and do recommend approval at this time. Now therefore be it

**RESOLVED**, That the Chairman of the Genesee County Legislature is hereby authorized and directed to accept the Criminal Justice Discovery Reform Grant award, and Be it further

**RESOLVED**, That the Chairman of the Genesee County Legislature is hereby authorized and directed to execute all documents with the New York State Division of Criminal Justice Services necessary to accept and obtain grant funds in the amount of \$228,720 for Criminal Justice Discovery Reform in Genesee County.

**Budget Impact Statement: None.**

Additional \$228,720 is to reimburse for expenses already accrued in the 2020-2021 budget.  
Legislator Torrey seconded the resolution which was adopted by 270 votes, Maha (28) and Deleo (28) absent.

At 5:47 PM Chair Stein closed the Public Hearing. There were no comments or speakers.

**RESOLUTION NO. 155**

**AGRICULTURAL DISTRICTS 2021 ANNUAL  
ENROLLMENT – INCLUSION REQUEST OF  
PARCELS TO AGRICULTURAL DISTRICT NO. 1  
AND NO. 3 – APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, Chapter 523 of the Laws of 2003 did amend NYS Agricultural and Markets Law (AML) Section 303-b which now requires the County Legislature to designate an annual thirty-day time period within which a land owner may submit a request for inclusion of land which is predominantly viable agricultural land within a certified agricultural district, prior to the County established review period, and

**WHEREAS**, Genesee County Legislature through resolution No. 399 of 2003 designated the time period from January 26<sup>th</sup> to February 24<sup>th</sup> as the annual thirty-day time period within which a land owner may submit a request for inclusion of land which is predominantly viable agricultural land within a certified agricultural district prior to the County established review period, and

**WHEREAS**, During the 2021 Annual Enrollment Period, one parcel in the Town of Alexander (Tax Map Parcel No. 4.-1-53.2) was requested to be included into Agricultural District No. 1 and one parcel in the

Town of LeRoy (Tax Map Parcel No. 26.-1-60) was requested to be included into Agricultural District No. 3, and

**WHEREAS**, The Genesee County Agricultural and Farmland Protection Board at its March 22, 2021 meeting reviewed these request and after applying its test for determining what constitutes viable agricultural farmland, made recommendations that the County Legislature adopt the inclusion of the aforementioned parcels into their corresponding Agricultural Districts, and

**WHEREAS**, The Clerk of the Genesee County Legislature published the required notices and sent the required mailings and the Genesee County Legislature held a public hearing on the requests for inclusion of these parcels on Wednesday, April 28, 2021, and

**WHEREAS**, In accordance with the New York State Environmental Quality Review Act of 1975, and in accordance with adopted review procedures and the criteria set forth in Part 617, the Agricultural District under review has been determined to have no significant effect on the environment after preparing and evaluating a Short Environmental Assessment Form (EAF), and

**WHEREAS**, The Committee on Public Service does concur with the recommendations of the Genesee County Agricultural and Farmland Protection Board. Now, therefore, be it

**RESOLVED**, That the Genesee County Legislature does hereby approve the inclusion of parcel 4.-1-53.2 in the Town of Alexander into Ag District No. 1 and of parcel 26.-1-60 in the Town of LeRoy into Ag District No. 3 under the provisions of Section 303-b of NYS Agriculture and Markets Law, authorizes the Chair of the Legislature to sign all necessary SEQR documentation and directs the Director of Planning to submit the necessary documentation to the NYS Commissioner of Agriculture and Markets for review and certification.

**Budget Impact:** None

Legislator Clattenburg seconded the resolution which was adopted by 270 votes, Maha (28) and Deleo (28) absent.

**RESOLUTION NO. 156**

**AGRICULTURAL DISTRICT NO. 4 - TOWNS OF BYRON, BERGEN, ELBA, STAFFORD AND LEROY– EIGHT-YEAR REVIEW – CONTINUATION AND MODIFICATION – APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, The creation of Agricultural District No. 4 (temporarily known as No. 5) was approved by the Genesee County Legislature by Resolution No. 240 adopted September 24, 1980 and certified by the State of New York on December 26, 1980, and

**WHEREAS**, Article 25AA of the New York State Agriculture and Markets Law, Section 303-A specifies that the County Legislative Body shall review any agricultural district created under this section eight years after the date of its creation and every eight years thereafter, and

**WHEREAS**, The County Legislative has subsequently modified Agricultural District No. 4 through reviews in 1990, 1998, 2004, and 2013, and

**WHEREAS**, The District was duly referred to the Agricultural and Farmland Protection Board which produced a report with the recommendation for the approval and modification of the District at its March 22, 2021 meeting, and

**WHEREAS**, On the 28th day of April 2021, pursuant to public notice, a public hearing was held on the proposed District at the Old Courthouse in Batavia, and

**WHEREAS**, In accordance with the New York State Environmental Quality Review Act of 1975, and in accordance with adopted review procedures and the criteria set forth in Part 617, the Agricultural District under review has been determined to have no significant effect on the environment after preparing and evaluating a Short Environmental Assessment Form (EAF), and

**WHEREAS**, The Committee on Public Service does concur with the recommendation of the Agricultural and Farmland Protection Board. Now, therefore, be it

**RESOLVED**, That the Genesee County Legislature does hereby approve of the adoption of the proposal for the continuation and modifications of Agricultural District No. 4 in the Towns of Byron, Bergen, Elba, Stafford and LeRoy as recommended by the Agricultural and Farmland Protection Board for a period of eight years, and be it further

**RESOLVED**, That the Genesee County Legislature does hereby authorize the Chair of the Legislature to sign all necessary SEQR documentation and directs the Department of Planning to submit certified copies of this resolution, along with all required maps, reports, SEQR documentation and records pertaining to this eight-year Agricultural District review to the Commissioner of the New York State Department of Agriculture and Markets for review and certification.

**Budget Impact:** None

Legislator Klotzbach seconded the resolution which was adopted by 270 votes, Maha (28) and Deleo (28) absent.

**RESOLUTION NO. 157**

**CONTRACT- PUBLIC DEFENDER/WEST  
PUBLISHING CORPORATION-APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The Public Defender is recommending a one-year contract between the County of Genesee and West Publishing Corporation for the use of its online “CLEAR Proflex” platform, and,

**WHEREAS**, the Committees on Public Service and Ways & Means do recommend approval at this time, Now therefore Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to approve the contract between the County of Genesee’s Public Defender and West Publishing Corporation, Thomson Reuters – West, 525 Wescott Road, Eagan, MN 55123 for a one-year period at a cost of \$221 per month.

**Budget Impact:** Funds for this contract in the amount of \$1,989 for the remainder of this year are budgeted in the 2021 Budget under lines A1170.3025 Revenue and A1170.4880.0000 Program Expense.

Legislator Yunker seconded the resolution which was adopted by 270 votes, Maha (28) and Deleo (28) absent.

**RESOLUTION NO. 158**

**CONTRACTUAL AGREEMENT AMENDMENT-  
JUSTICE FOR CHILDREN ADVOCACY CENTER /  
MCQUILLAN-APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, Due to a protracted vacancy in one of the contractual mental health therapist positions, it has become apparent that the current rate of pay is too low to meet market demand; and

**WHEREAS**, The Justice for Children Program Coordinator did request to amend an existing contractual agreement with Brenda McQuillan, PhD, LMSW to increase her hourly rate of pay from \$38.00 to \$53.00, effective April 1, 2021; and

**WHEREAS**, This contract will allow the JFCAC to continue to meet the mental health needs of children and families impacted by abuse and will allow us to meet our Standards of Accreditation by the National Children’s Alliance; and

**WHEREAS**, The Committee on Public Service did review this request and do recommend approval at this time. Now, therefore, be it

**RESOLVED**, That the Chair of the Genesee County Legislature and the Genesee County Sheriff are hereby authorized and directed to amend a contractual agreement with Brenda McQuillan, PhD, LMSW, with residence at 5283 Oak Orchard Road, Albion, NY to provide mental health services to child-victims and their families for the Justice for Children Advocacy Center, 304 East Main Street, Batavia, NY for the period of April 1, 2021 through September 30, 2021 at a cost of \$53.00 per hour.

**Budget Impact:** Funds for contractual agreements are fully covered by grants from the NYS Office of Children and Family Services and are already included in the 2020 and 2021 Justice for Children Advocacy Center Budget.

Legislator Hawley seconded the resolution which was adopted by 270 votes, Maha (28) and Deleo (28) absent.

**RESOLUTION NO. 159**

**GRANT AMENDMENT – HIGHWAY/COMPANION ANIMAL GRANT – ANIMAL SHELTER IMPROVEMENTS –APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, The Genesee County has received state aid make improvements to the Genesee County Animal Shelter, and

**WHEREAS**, The Highway Superintendent has awarded a construction contract for these improvements to be completed, and

**WHEREAS**, The contractor is experiencing delays in the deliveries of manufactured materials required for the performance of work and additional time was needed for the proper curing of concrete before epoxy coated surfaces could be applied without violating warranty terms, and

**WHEREAS**, The Highway Superintendent recommends extending the grant execution period with the New York State Department of Agriculture and Markets to July 1, 2021 to accommodate this delay, and

**WHEREAS**, The Committee on Public Service did review this recommendation and does concur. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a grant agreement with the NYS Department of Agriculture and Markets for the Genesee County Companion Animal Grant at the Genesee County Animal Shelter.

**Budget Impact Statement:** The grant amendment only affects the contract period and does not affect the grant amount or the cost of the project. The grant agreement is for \$200,000 and a capital project has been established to cover the cost of improvements.

Legislator Dibble seconded the resolution which was adopted by 270 votes, Maha (28) and Deleo (28) absent.

**RESOLUTION NO. 160**

**SURPLUS EQUIPMENT-HIGHWAY-ROAD MACHINERY FUND-APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent did request the following equipment be declared surplus property, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this list and do recommend this equipment be declared surplus property at this time. Now, therefore, Be it,

**RESOLVED**, That the Genesee County Legislature does hereby declare the following as surplus property to be disposed of at auction, public bid or through inter-municipal purchase.

**Road Machinery**

#6300 – 1998 Dynapac Roller



#6045 – 2002 Bobcat Loader

**Budget Impact:** Revenue for Road Machinery Fund

Legislator Torrey seconded the resolution which was adopted by 270 votes, Maha (28) and Deleo (28) absent.

**RESOLUTION NO. 161**

**AWARD OF BIDS – HIGHWAY – PAVEMENT MARKINGS – APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent and the Purchasing Department did receive bids for the painting of pavement markings on county roads and airport, and,

**WHEREAS**, The Genesee County Highway Superintendent has reviewed the bids and the qualifications of bidders and does recommend awarding contracts at this time, and

**WHEREAS**, The Committees on Public Service and Ways & Means did review this recommendation and do concur. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into a contract with Seneca Pavement Markings, Inc., 23 Hunters Run, Horseheads, NY 14845 for the application of pavement markings as bid under Item Groups A and B, as per specifications, effective June 1, 2021 through May 31, 2022 in an amount not to exceed budgeted amounts, and be it further

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into a contract with Accent Stripe, Inc., 3275 North Benzing Rd, Orchard Park, NY 14127 for the application of epoxy pavement markings as bid under Item Groups C as per specifications, effective June 1, 2021 through May 31, 2022 in an amount not to exceed budgeted amounts.

**Budget Impact Statement:** The County Road Fund includes \$175,048 for highway pavement markings and the Airport budget includes \$8,000 for pavement maintenance which will be used towards the application of pavement markings.

Legislator Clattenburg seconded the resolution which was adopted by 270 votes, Maha (28) and Deleo (28) absent.

**RESOLUTION NO. 162**

**GIFT ACCEPTANCE-COUNTY PARKS/ CITY OF BATAVIA & ROTARY FOUNDATION – APPROVAL OF**

Legislator Clattenburg Offered the following resolution:

**WHEREAS**, the City of Batavia Youth Bureau received a grant from the Batavia Rotary Club & The Rotary Foundation to provide assistance to expand outdoor recreation and STEM education, and

**WHEREAS**, The City of Batavia has agreed to gift all equipment purchased from this grant to the Genesee County Parks, Recreation & Forestry which in turn will maintain and store the program equipment and provide outdoor program opportunities to the City of Batavia Youth Bureau, and

**WHEREAS**, The Deputy Highway Superintendent has reviewed this request and recommends acceptance of the gift at this time, and

**WHEREAS**, The Committees on Public Service have reviewed this request and do concur with the recommendation at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the Deputy Highway Superintendent to accept the gift of equipment.

**Budget Impact:** This gift of equipment is worth \$6,000 that will be used by the Genesee County Parks for public outreach and youth recreation programs through the Interpretive Nature Center.

Legislator Hawley seconded the resolution which was adopted by 270 votes, Maha (28) and Deleo (28) absent.

**RESOLUTION NO. 163**

**APPOINTMENT –PARKS, RECREATION AND FORESTRY ADVISORY COMMITTEE - APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, The term of office for District #1 representative of the Genesee County Parks, Recreation and Forestry Advisory Committee is vacant and will expire on March 31, 2023, and **WHEREAS**, Catherine Seward has expressed an interest and desire to serve this unfulfilled term, and

**WHEREAS**, The Committees on Public Service and Ways and Means do recommend that the appointment be made at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby appoint the following to serve the Genesee County Parks, Recreation, and Forestry Advisory Committee effective immediately through March 31, 2023:

Catherine Seward                      Town of Oakfield                      District #1

**Budget Impact:** None

Legislator Yunker seconded the resolution which was adopted by 270 votes, Maha (28) and Deleo (28) absent.

**RESOLUTION NO. 164**

**CHANGE ORDERS – PHASE 2 WATER PROJECT – CONTRACTS 2 & 3A – APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Genesee County has commenced work on several projects needed to expand water supply capacity under Phase 2 of the Countywide Water Supply Program, and

**WHEREAS**, These projects have encountered changes in requirements, which have increased costs required to complete the projects, and

**WHEREAS**, The County would like to undertake water main installation to help increase supply quickly to meet increasing summer demands, and

**WHEREAS**, The Genesee County Highway Superintendent has reviewed this change request for need and accuracy of pricing, and

**WHEREAS**, The Genesee County Highway Superintendent recommends approval of the change orders at this time, and

**WHEREAS**, The Committees on Public Service and Ways & Means have reviewed this request and do concur at this time. Now, therefore, be it

**RESOLVED**, That the Chairperson of the Genesee County Legislature is hereby authorized to and directed to approve a change order to Contract 2 with Villager Construction, Inc., 425 Old Macedon Center Rd, Fairport, NY 14450 for a maximum amount of \$357,825 for the installation of approximately 1,700 LF of 8” DIP and appurtenances along Bissell Rd in the Town of Bergen, and

**RESOLVED**, That the Chairperson of the Genesee County Legislature is hereby authorized to and directed to approve a change order to Contract 3A with C.P.Ward, Inc., 100 West River Rd, Scottsville, NY 14546 to adjust the substantial completion date of the project by 250 days with no associated cost increase due to COVID-19 related delays and increase the value of the contract by \$61,322.47 for changes to the pressure reducing vault in Mumford, piping



**WHEREAS**, The Superintendent of Highways recommends amending existing projects, for work planned for this construction season, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this recommendation and do concur. Now, therefore, Be it,

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the County Treasurer to amend the following capital projects as required:

**Amend Projects:**

Title	Source	Amendment
Highway Chipseal		CHIPS Add \$525,000 from 2021 CHIPS
Highway Overlay		CHIPS Add \$275,281 from 2021 CHIPS
		Add \$369,997 from 2021 EWR
Hwy Surface Treatment		CHIPS Add \$570,418 from 2021 PAVE-NY
Highway Recycling		CHIPS Add \$975,707 from 2021 CHIPS
Road Machinery		CHIPS Add \$260,000 from 2021 CHIPS

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the County Treasurer to amend the following CHIPS, EWR and PAVE-NY funded capital projects by increasing Highway Capital Project Expense H5112.2080 in the amount of \$2,976,403 and Increase H5112.3501 CHIPS in a like amount.

**Budget Impact Statement:** 2021 CHIPS allocation is \$2,035,988; 2021 PAVE-NY allocation is \$570,418 and 2021 EWR allocation is \$369,997. Total 2021 allocation from all state fund sources equals \$2,976,403, which is an increase of \$685,656 from the prior year.

Legislator Torrey seconded the resolution which was adopted by 270 votes, Maha (28) and Deleo (28) absent.

**RESOLUTION NO. 167**

**ESTABLISH CAPITAL PROJECTS & 2021 BUDGET AMENDMENT – PARKS AND FACILITIES– APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, The Genesee County Legislature did budget for and approve the County’s Capital Budget Plan for 2021, and

**WHEREAS**, the Genesee County Superintendent of Highways is recommending establishing several capital projects to construct or repair several facilities at the County Parks and County-owned facilities, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this recommendation and do concur. Now, therefore, Be it,

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the County Treasurer to establish the following capital projects as required:

**Establish Capital Projects:**

Title	Total	Revenue Source
Facilities - Holland Land Office Museum Exterior Paint	\$15,000	1% Sales Tax
County Park - Interpretive Center Moisture Protection & Siding	\$80,000	1% Sales Tax
County Park - DeWitt Recreation Area Pavilion #2 Parking Lot	\$65,000	1% Sales Tax
County Park - Park and Forest Water System Upgrade	\$65,000	1% Sales Tax

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the County Treasurer to establish capital projects by increasing A.1000.1110.1 1% sales tax in the amount of \$225,000 to be offset by an increase to A9950.9, Transfer to Capital and increase H1997 5031, Interfund Transfer to be offset by an increase in H1997 2080, Capital Project Expense.

**Budget Impact Statement:** Capital projects were accounted for in the 2021 Proposed Capital Budget. Total capital projects established by this resolution are \$225,000.

Legislator Clattenburg seconded the resolution which was adopted by 270 votes, Maha (28) and Deleo (28) absent.

**RESOLUTION NO. 168 ESTABLISH CAPITAL PROJECT & BUDGET AMENDMENT -- 2021 LOCALLY FUNDED HIGHWAY CONSTRUCTION**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Genesee County Legislature did budget for and approve the County’s Capital Budget Plan for 2021, and

**WHEREAS**, the Genesee County Superintendent of Highways is recommending establishing several capital projects to construct or repair roads, bridge and large span culverts, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this recommendation and do concur. Now, therefore, Be it,

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the County Treasurer to establish the following capital projects as required:

**Establish Capital Projects:**

Title	Total	Revenue Source
North Rd (CR40)	\$385,000	Infrastructure Reserves

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the County Treasurer to establish the North Road (CR40) Capital Project by increasing A1000 9999, Appropriated Fund Balance, in the amount of \$385,00 offset by Transfer to Capital, A9950.9, Transfer to Capital in a like amount. Increase H5197 5031, Interfund Transfer in the amount of \$385,000, offset by an increase to H5197 2080, Capital Project Expense in a like amount.

**Budget Impact Statement:** Capital projects were accounted for in the 2021 Proposed Capital Budget. Total capital projects established by this resolution are \$385,000.

Legislator Klotzbach seconded the resolution which was adopted by 270 votes, Maha (28) and Deleo (28) absent.

**RESOLUTION NO. 169 AWARD OF BID/CONSULTANT AGREEMENT – AIRPORT APRON RECONSTRUCTION**

Legislator Yunker offered the following resolution:

**WHEREAS**, Genesee County is expecting a federal aid grant to reconstruct the apron area where the aging T-Hangars were removed in the fall of 2020, and

**WHEREAS**, Genesee County advertised bid specifications for the construction of this project and received two competitive bids, and

**WHEREAS**, The Genesee County Highway Superintendent and C&S Engineers have reviewed the bids to determine the lowest responsible bidder, and

**WHEREAS**, the Genesee County Highway Superintendent also reviewed proposals from consultants for construction administration and inspection services related to this project and did make a recommendation to approve a consultant agreement at this time, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this recommendation and do concur. Now, therefore, Be it,

**RESOLVED**, That the Genesee County Legislature is hereby authorized and directed to enter into a construction contract with Thomann Asphalt Paving Corp. 56 Gunnville Rd, Lancaster NY 14086 in the amount of \$1,349,820.00

**RESOLVED**, That the Genesee County Legislature is hereby authorized and directed to enter into a consultant agreement with C&S Companies 499 Col. Eileen Collins Blvd, Syracuse NY 13212 in the amount of \$163,000.00

**RESOLVED**, That the award of these contracts is contingent upon the successful receipt of a Federal Aviation Administration grant to fund the work

**Budget Impact Statement:** The total amount for both contracts is \$1,512,820.00. A capital project will be established upon the receipt of a grant.

Legislator Dibble seconded the resolution which was adopted by 270 votes, Maha (28) and Deleo (28) absent.

**RESOLUTION NO. 170**

**GRANT ACCEPTANCE & BUDGET  
AMENDMENT & ESTABLISH CAPITAL PROJECT –  
GENESEE COUNTY PARKS – APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The Deputy Highway Superintendent did apply for and receive a \$46,493 grant from The Ralph C. Wilson, Jr. Legacy Fund for Design and Access administered by the Community Foundation for Greater Buffalo, and

**WHEREAS**, the Genesee County Superintendent of Highways is recommending acceptance of this grant and establishing a capital project for use of these funds, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this recommendation and do concur. Now, therefore, Be it,

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the Chairperson of the Legislature to accept the \$46,493 grant from The Ralph C. Wilson, Jr. Legacy Fund for Design and Access administered by the Community Foundation for Greater Buffalo, and

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the County Treasurer to establish a Capital Project for the DeWitt Recreation Area Waterfront Enhancement Project – Design & Engineering – Phase I with grant money of \$46,493 and with \$26,507 from the Building and Equipment Reserve Fund for a project total of \$73,000.

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the County Treasurer to establish the Capital Project for the DeWitt Recreation Area Waterfront Enhancement Project – Design & Engineering – Phase I by increasing A1000 9999 Appropriated Fund Balance \$26,507 to be offset by an increase in 9950.9 Transfer to Capital. Increase H1997 2705 Gifts and Donations in an amount of \$46,493 and increase H1997 5031, Interfund Transfer in the amount of \$26,507 to be offset by an increase in H1997 2080, Capital Project Expense of \$73,000.

**Budget Impact Statement:** Total project cost is \$73,000 with \$46,493 coming from The Ralph C. Wilson, Jr. grant and \$26,507 coming from the Building and Equipment Reserve Fund.

Legislator Yunker seconded the resolution which was adopted by 270 votes, Maha (28) and Deleo (28) absent.

**RESOLUTION NO. 171**

**ESTABLISH CAPITAL PROJECT/BUDGET  
AMENDMENT/AWARD OF BID –  
HIGHWAY/LARGE FORMAT PRINTER –  
APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, Genesee County received quotes from vendors for the lease of large format printer/copier/scanners, and

**WHEREAS**, The Genesee County Treasurer prefers to purchase this equipment in order to avoid interest/lease holding charges, and

**WHEREAS**, The County Superintendent of Highways recommends the establishment of a capital project from which to fund this activity, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this request and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the County Treasurer is hereby authorized and directed to establish a capital project for Large Format Printer – Highway in the amount of \$24,786, be it further

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to make the following amendments to the County Budget: Increase A.1000.9999 1% Sales Tax in the amount of \$24,786 and Increase Transfers to Capital A9950.9 in a like amount. Increase capital projects by Increasing Interfund Transfers H5197.5031 in the amount of \$24,786 and by Increasing Large Format Printer Capital Project Expense H.5197.2080 in a like amount, and be it further

**RESOLVED**, That the Superintendent of Highways is hereby authorized and directed to purchase a KIP 660 2-Roll MFP Color Print System from Toshiba Business Solutions, Inc., 180 Kenneth Drive, Suite 200, Rochester, NY 14623 under the terms of the Omnia Region 4 cooperative pricing which includes software, accessories, start-up toner, installation and training for a price not to exceed \$24,786.

**Budget Impact:** The project is funded with additional 1% sales tax in the amount of the award.

Legislator Torrey seconded the resolution which was adopted by 270 votes, Maha (28) and Deleo (28) absent.

**RESOLUTION NO. 172**

**CONTRACT/BUDGET AMENDMENT –  
COMPREHENSIVE FIRE SERVICE  
IMPLEMENTATION PLAN – APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, Genesee County issued RFP 2021-103 for Comprehensive Fire Service Implementation Plan, and

**WHEREAS**, One proposal was received from Municipal Resources, Inc. of 66 Main Street, Suite B, Plymouth, NH 03264 and

**WHEREAS**, The Genesee County Fire Service Task Force and the County Manager are recommending this contract to be awarded to Municipal Resources, Inc., and

**WHEREAS**, The Public Service Committee did review the proposal and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Treasurer be hereby authorized and directed to amend the 2021 Budget by increasing A.3640.4660.0066 – Emergency Management Services – Cont. Svc-Consultant Svcs. By \$101,675, offset by an increase in revenue A.1000.1110.1- Sales & Use Tax-Co 1% in a like amount, and Be it Further

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into a contract with Municipal Resources, Inc. of 66 Main Street, Suite B, Plymouth, NH 03264, at a cost not to exceed \$101,675.

**Budget Impact:** The Genesee County Treasurer is recommending using available 1% Sales Tax

Legislator Hawley seconded the resolution which was adopted by 270 votes, Maha (28) and Deleo (28) absent.

**RESOLUTION NO. 173**

**SET PUBLIC HEARING – LOCAL LAW  
INTRODUCTORY NO. 1, YEAR 2021 – APPROVAL  
OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, Pursuant to Environmental Conservation Law, Sec. 11-0935, (hereinafter ECL 11-

0935), the County of Genesee (hereinafter “County”) elects to participate in the temporary NYS program to allow for young hunters, ages twelve (12) and thirteen (13), to hunt deer with a crossbow, rifle, shotgun, or muzzle loaded firearm through December 31, 2023.

**WHEREAS**, there is hereby introduced to the Genesee County Legislature a proposed **LOCAL LAW INTRODUCTORY NO. 1, YEAR 2021 OF THE COUNTY OF GENESEE, NY, TO ALLOW 12 AND 13 YEAR OLD LICENSED HUNTERS TO HUNT DEER WITH A FIREARM OR CROSSBOW DURING HUNTING SEASON WITH THE SUPERVISION OF A LICENSED ADULT**

**WHEREAS**, Subdivision 5 of Section 20 of the Municipal Home Rule Law requires a public hearing to be held on such Local Law. Now, therefore, Be it

**RESOLVED**, that a public hearing shall be held on proposed Local Law Introductory No.1, Year 2021 by the Genesee County Legislature on the twelfth day of May, 2021 at 5:30 p.m. at the Old Courthouse, 7 Main Street, Batavia, New York and via Zoom Videoconference. Prior to the vote, Mr. Glen Adams, of the Genesee Sportsman’s Federation stated they had support from their members and thanked the Legislature for acting swiftly to bring the matter of allowing 12 & 13 year olds to hunt under the supervision of a licensed adult. Legislator Yunker thanked Mr. Adams and Mr. Ciociola for attending the meeting tonight and commented that he supports the measure. Ways & Means Chair Clattenburg commented the Ways & Means Committee supports the measure and looks forward to the public hearing for comments on the matter.

Legislator Klotzbach seconded the resolution which was adopted by 270 votes, Maha (28) and Deleo (28) absent.

**RESOLUTION NO. 174**

**SUB-LEASE AGREEMENT – GLOW WORKFORCE DEVELOPMENT BOARD**

Legislator Torrey offered the following resolutions:

**WHEREAS**, Genesee County has a space lease agreement with Easttown Plaza Associates LLC, located at East Main and Clinton Streets (Easttown Plaza) Batavia, New York for use by the Genesee County Job Development Bureau and its partner agencies to operate a One Stop Career Center through January 31, 2026, and

**WHEREAS**, The Employment & Training Director of the Genesee County Job Development Bureau recommends entering into a Sub-Lease Agreement with one of our partner agencies, the GLOW Workforce Development Board as follows:

\$11,383.08 annually, proportionate share of 8.3% of the total square feet

**WHEREAS**, The Ways and Means Committee did review this agreement, and does recommend authorization to sign at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the Chair to execute the necessary documents to implement this Sub-Lease Agreement between the County of Genesee and the GLOW Workforce Development Board, for the period February 1, 2021 through January 31, 2026.

Legislator Clattenburg seconded the resolution which was adopted by 270 votes, Maha (28) and Deleo (28) absent.

**RESOLUTION NO. 175**

**2021 BUDGET TRANSFER/MANAGEMENT SALARY SCHEDULE AMENDMENT-HUMAN RESOURCES/DEPUTY DIRECTOR**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, the Genesee County Human Resources Director has requested assistance with



performing a wide variety of personnel administration duties of a highly technical nature such as position classification, compensation studies, recruitment, community outreach and training, and **WHEREAS**, the Genesee County Human Resources Director has requested the creation of a full-time, Deputy Human Resources Director, Grade 117, and **WHEREAS**, funding for this position was budgeted in the 2021 contingency account, and **WHEREAS**, The Committee on Ways and Means did review this request and does recommend changes be implemented at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to make the following 2021 budget transfers:

\$51,146	From	A.1990.4800.0000	Contingency, Program Expense
\$35,000	To	A.1430.1010.0000	Human Resources, Personal Services
2,170		A.1430.8010.0000	Human Resources, Social Security
508		A.1430.8011.0000	Human Resources, Medicare Tax
13,066		A.1430.8030.0000	Human Resources, Medical
330		A.1430.8040.0000	Human Resources, Dental
72		A.1430.8070.0000	Human Resources, Vision

and, Be it Further

**RESOLVED**, That the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to amend the 2021 Genesee County Management Salary Schedule by creating one full-time Deputy Human Resources Director, Grade 117, effective July 1, 2021.

**Budget Impact Statement:** \$50,000 was budgeted in the 2021 contingency account specifically for this position. The remainder of the funds will come from the general contingency allocation. General contingency amount after this transaction = \$51,305.

Legislator Torrey seconded the resolution which was adopted by 270 votes, Maha (28) and Deleo (28) absent.

**RESOLUTION NO. 176**

**2021 SALARY SCHEDULE AMENDMENT-  
INFORMATION TECHNOLOGY/TEMPORARY  
INFORMATION TECHNOLOGY DIRECTOR –  
APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, The current Information Technology Director is retiring as of May 7, 2021, and **WHEREAS**, The County Manager is requesting an amendment to the 2021 Management Salary Schedule to create one (1) Temporary, Part-time Information Technology Director position to allow the incumbent to assist with the transition of a new Information Technology Director, and **WHEREAS**, The Committees on Human Services and Ways and Means did review this request and do recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to amend the 2021 Management Employee Salary Schedule by creating one (1) Temporary Part-time Information Technology Director at a rate of \$51.69 per hour, effective May 10, 2021 through August 10, 2021.

**Budget Impact:** Funding for this transition plan was budgeted in the 2021 Information Technology budget.

Legislator Hawley seconded the resolution which was adopted by 270 votes, Maha (28) and Deleo (28) absent.

**RESOLUTION NO. 177**

**GENESEE COUNTY WATER SUPPLY PROJECT  
PHASE 2 – REAFFIRMATION OF NEGATIVE  
DECLARATION DETERMINATION PURSUANT TO  
SEQRA – APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, the County of Genesee (“the County”) proposed the construction of a new pump station building of approximately 1,000 square-feet, including pumps, interior piping, valves, instruments, chemical feed equipment, electrical related equipment, a backup generator, and miscellaneous site work. The pump station is expected to be constructed in the vicinity along NYS Route 33 and just west of the intersection of Sanford Road North. In addition, approximately 500 linear feet of existing water main will be replaced along the discharge side of the pump station. (“original Proposed Action”);

**WHEREAS**, the County had updated and revised the original Proposed Action to include the following: Also, an installation of approximately 1,700 linear-feet of 8-inch Ductile Iron Pipe (DIP) and High-Density Polyethylene (HDPE) water main, valves, hydrants and appurtenances along Bissell Road and crossing North Lake Road (NYS Rte 19). (“revision one Proposed Action”); and

**WHEREAS**, the County has engaged the services of CPL as the County’s consulting engineers to prepare a revised Full Environmental Assessment Form (“EAF”) pursuant to the New York State Environmental Quality Review Act (“SEQRA”) and the Regulations of the Commissioner of the Department of Environmental Conservation at 6 NYCRR Part 617, and an attachment to the EAF describes the Action in detail and addresses the potential environmental impacts, if any, of the Proposed Action; and

**WHEREAS**, the County Legislature by resolution No. 280 of the year 1998, adopted September 9, 1998 declared itself as Lead Agency for the original Proposed Action, classified as a Type I Action and following a Coordinated Review process pursuant to SEQRA, and maintains that role for the revised project and Proposed Action as outlined above.

**NOW, THEREFORE, BE IT RESOLVED** that the County Legislature, after a review of the revised EAF for the Proposed Action, hereby reaffirms the Negative Declaration determination of significance made on August 9, 2018, resolution No. 276 of the year 2018, based on the following findings with respect to the Proposed Action:

1. The proposed the construction of a new pump station building of approximately 1,000 SQUARE-FEET, including pumps, interior piping, valves, instruments, chemical feed equipment, electrical related equipment, a backup generator, and miscellaneous site work. The pump station is expected to be constructed in the vicinity along NYS Route 33 and just west of the intersection of Sanford Road North. In addition, approximately 500 linear feet of existing water main will be replaced along the discharge side of the pump station. Also, an installation of approximately 1,700 linear-feet of 8-inch DIP and HDPE water main, valves, hydrants and appurtenances along Bissell Road and crossing North Lake Road (NYS Rte 19). The Action is a Type I Action pursuant to SEQRA.
2. The County Legislature maintains their status as Lead Agency for the Proposed Action and the Coordinated Review that was utilized for the process remains valid for the Proposed Action; no other Involved Agencies objected to the County Legislature assuming Lead Agency.
3. Approval of the Proposed Action will enhance the County’s water distribution system and allow the County to ensure that appropriate water supplies are delivered to all County residents and others who use the County’s water system.
4. The Proposed Action will have an effect on existing wetlands within the project site. Mitigation will occur to offset any work done within the existing 100-foot State wetland buffer.

5. The Proposed action will occur within a Federal Emergency Management Agency (FEMA) Special Flood Hazard Area.
6. The Proposed Action will continue to not have a significant negative impact on air or water quality, traffic or noise levels or erosion or drainage conditions, and if there is any impact, it will be limited and temporary in connection with construction activities.
7. There will be traffic impacts during construction activities from the Proposed Action.
8. There is no evidence that the Proposed Action will pose a threat to any threatened or endangered species of plants or animals or the habitats of such species or have any adverse effect on migratory fish or wildlife species.
9. The Proposed Action does not appear to impair the character of any historical area or aesthetic resource or negatively impact the character of the neighborhood.
10. No change in energy use will occur other than normal increases associated with any proposed construction and renovation work as a result of the Proposed Action.
11. The Proposed Action will not create any hazard to human health but will improve the delivery of treated water to County residents and others who use the County's water system.
12. The use of the land will not be substantially changed by the Proposed Action.
13. The Proposed Action will not result in demand for other actions that exhibits the impacts addressed by the Regulations.
14. There will be no changes to multiple elements of the environment that cumulatively would result in substantial adverse impacts.
15. There are no projects which have been approved by the County Legislature or which are seeking approval from the County Legislature which, when taken together with the Proposed Action, would cause a significant effect on the environment. In fact, approval of the Action would increase the overall efficiency of the County's water distribution system.
16. All of the criteria contained in 6 NYCRR Part 617 have been addressed to the satisfaction of the County Legislature.

The County Legislature, as the Lead Agency, further directs the Director of Planning to notify the Involved Agencies of the Proposed Action, the revised EAF, and the reaffirmation of the Negative Declaration to and circulate a Notice of Determination as may be required by the Regulations.

**Budget Impact:** The Bissell Rd water main extension will be progressed as a change order to the Chestnut Ridge Water Main project through Villager Construction. The change order is estimated at \$357,825 and will be paid out of the EW105.2 Phase 2 Water Project.

Legislator Dibble seconded the resolution which was adopted by 270 votes, Maha (28) and Deleo (28) absent.

**RESOLUTION NO. 178**

**FULL TIME SEASONAL SALARY SCHEDULE AND  
PART-TIME AIRPORT FUEL ATTENDANT  
SALARY SCHEDULE – ADOPTION OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent has had difficulty in filling the positions of seasonal groundskeeper and flagperson as well as part-time airport attendants, and **WHEREAS**, The salaries for these positions have not been adjusted since 2015, and



directed to make payments as listed above.

Legislator Hawley seconded the resolution which was adopted by 270 votes, Maha (28) and Deleo (28) absent.

At 6:03 pm the meeting adjourned upon motion of Legislator Yunker seconded by Legislator Dibble, carried.

**NINTH DAY  
GENESEE COUNTY LEGISLATURE  
Batavia, New York  
Wednesday, May 12, 2021**

The Genesee County Legislature met in Regular Session on Wednesday, May 12, 2021 at 5:30 PM in the Legislative Chambers of the Old Courthouse and remotely using ZOOM. Legislator Maha assisted with the audit. The prayer was offered by Legislator Deleo followed by the Pledge to the Flag.

In addition to our regular meeting Legislature Chair Stein opened a public hearing on Local Law Introductory No. 1 Year 2021 The County Of Genesee, NY To Allow 12 And 13 Year Old Licensed Hunters To Hunt Deer With A Firearm Or Crossbow During Hunting Season With The Supervision Of A Licensed Adult. The following citizens spoke in support of the proposed local law: Mr. Louis Lang and Mr. Glen Adams. Mr. Lang urged Legislators to pass the local law and give these younger hunters a chance to hunt deer with the supervision of an adult licensed hunter. Both requested the legislature support the measure by voting in favor of adoption. Mr. Adams extended appreciation for the Genesee County Legislature taking up the matter so quickly. He is a Federation of Sportsmen officer and was speaking on behalf of the local organization with a membership of about 1200.

Legislator Maha presented National Police Week proclamation to members of the Genesee County Sheriff's Office and Batavia Police Department. Undersheriff Brad Mazur and Batavia Police Chief Shawn Heubusch accepted the proclamation and thanked members of their respective departments for putting their lives on the line each shift and for their continuous commitment to serve and protect the citizens of our County.

Legislators Dibble and Torrey presented National Mental Health Awareness Month Proclamation to Mental Health Director Lynda Battaglia and Mental Health Association Executive Director Tom Christianson. Ms. Battaglia commented on how much our mental health affects other aspects of health and well-being. More people are reporting mental health issues since the pandemic was declared and people were forced to work remotely or leave their jobs to care for children. There has been an increase in food instability, less opportunities to socialize and increased financial stress on individuals and families.

Minutes of the April 28, 2021 Legislature Meeting were approved upon motion of Legislator Clattenburg seconded by Legislator Deleo, carried unanimously.

Legislator Yunker commented on the recent Rotary Club donation to the Youth Bureau and County Park and the work done by Rotarians and the Genesee County Highway employees lead by Deputy Superintendent Paul Osborn. Legislature Chair Stein stated the final Control Room call is scheduled for Friday, May 14<sup>th</sup>. The Treasury has opened a portal for counties to access the American Rescue Act funds. She reported activity from the Regional Economic Development Council and consolidated funding applications are being accepted. Congressional earmark funds are being requested by Senate Leader Schumer. Genesee County submitted requests to Congressman Jacobs for the new jail project and water. Another Genesee County emergency declaration was signed with the hope this will be the last.

The Clerk proceeded with the resolutions:

**RESOLUTION NO. 180      2021 AFFILIATION AGREEMENT-DEPARTMENT OF SOCIAL SERVICES/ UB SCHOOL OF SOCIAL WORK – APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, The Genesee County Commissioner of Social Services reviewed and approves of the affiliation agreement with the University at Buffalo for Jillian Reitz to participate in and complete an internship that will assist her in completing her Masters’ Degree in Social Work, and **WHEREAS**, The Genesee County Attorney, did review the affiliation agreement and does recommend approval at this time, and

**WHEREAS**, The Committee on Human Services have reviewed the affiliation agreement and do concur at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the Chairperson to approve and signoff on the 2021 Affiliation Agreement between the County of Genesee and University at Buffalo, effective August 1, 2021.

**Budget Impact:** There is no financial impact associated with this affiliation agreement Plan Update. No budgetary impact.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 181      AGREEMENT –PUBLIC HEALTH/NEW YORK STATE SEPTIC SYSTEM REPLACEMENT PROGRAM ROUND #2 FUNDING - APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, Genesee County has identified the repair and replacement of substandard septic systems as a critical community development need that will improve Genesee County’s housing stock and water quality; Genesee County agrees to accept the second round of funding (\$170,000) that will be added to the first round of funding (\$150,000) for a maximum aggregate amount of (\$320,000) from the New York State Septic System Replacement Fund Program, and **WHEREAS**, the proposed county-wide program area is hereby defined as having many substandard on-site septic systems, located on the following waterbodies; Tonawanda Creek, Bowen Brook, Bigelow Creek and Oatka Creek; and

**WHEREAS**, The Committees on Human Services did review this request and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to enter into an agreement with the New York State Environmental Facilities Corporation, having its principal place of business located at 625 Broadway #7, Albany, New York 12207, effective April 30<sup>th</sup>, 2021 thru December 31, 2026.

**Budget Impact:** \$64,000 is allocated in the 2021 4010 budget for Septic System Replacement Fund Program reimbursements. No budget amendment is necessary to the 2021 4010 budget.

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 182      2021 SALARY SCHEDULE AMENDMENT-OFFICE FOR THE AGING - APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, one Senior Client Services Outreach Assistant’s in the Office for the Aging did request a classification review of their position, and

**WHEREAS**, A reclassification review was conducted by the Genesee County Human Resources Department, resulting in a recommendation by the Human Resources Director that the Senior

Client Services Outreach Assistant positions be reclassified to Aging Services Caseworker positions, and

**WHEREAS**, The Committees on Human Services and Ways and Means did review this recommendation and recommends approval at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to amend the 2021 Genesee County Employees' Salary Schedule by creating a position of Aging Services Caseworker, CSEA Grade 13; and deleting one position of Senior Client Services Outreach Assistant, CSEA Grade 9 effective immediately.

**Budget Impact Statement:** Neutral. The increase in salary, FICA and retirement totals \$1,319.28 and is covered by existing personnel and fringe lines, in part due to a previously vacant position and is not expected to impact the adopted 2021 county budget or change county share. Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 183 RENEWAL OF CONTRACT – OFFICE FOR THE AGING/  
CONSUMER DIRECTED IN-HOME SERVICES FISCAL  
INTERMEDIARY- RFP 2018-103 WILLCARE, INC. –  
APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Director of the Office for the Aging did present a renewal of contract established through RFP 2018-103 with Willcare, Inc., c/o parent company, LHC Group, Inc. 901 Hugh Wallis Rd South Lafayette, LA 70508 to serve as Fiscal Intermediary for Consumer Directed In-home Services operated by Genesee County Office for the Aging; and

**WHEREAS**, Homecare services are in great demand with the rising number of frail and/or chronically ill elders in our county needing in-home and community support services with homecare agencies unable to fill homecare cases due to lack of in-home workers; and

**WHEREAS**, Under Consumer Directed In-home Services, control is shifted to the consumer (or eligible consumer representative) for budgeting, care planning, decision making, arranging for services and staffing; and

**WHEREAS**, This is the third renewal of five (5) total contract renewals with potential for two (2) additional one (1) year renewals for provision of Fiscal Intermediary services with regard to Consumer Directed In-home Services and the Committee on Human Services does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chairman of the Genesee County Legislature is hereby authorized and directed to execute the necessary document to award the contract to Willcare, Inc. to serve as Fiscal Intermediary for Genesee County Office for the Aging Consumer Directed In-home Services under Expanded In-home Services for the Elderly, Title III E, and other in-home services funds at a cost of \$20.51/hour for CDIS-Basic Worker and \$23.11/hour for CDIS-Enhanced Worker, not to exceed \$21,632 for the period of June 1, 2021-May 31, 2022.

**Budget Impact:** Neutral. All in-home services are already incorporated into our 2021 County budget. No additional County funds will be required. Rate is \$20.51 for CDIS-Basic Worker and \$23.11/hour for CDIS-Enhanced Worker. A total of \$21,632 is designated for CDIS for the period of 6/1/2021-5/31/2022.

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 184 RESOLUTION AMENDMENT NO. 62 YEAR 2021 -  
MENTAL HEALTH/QUARTERLY PAYMENTS–  
APPROVAL OF**



Legislator Klotzbach offered the following resolution:

**WHEREAS**, Resolution No. 62 Year 2021 authorized the Treasurer to amend the 2021 contract payments to quarterly, payments not to exceed the following amounts:

The Mental Health Association of Genesee & Orleans Counties	\$ 95,142.75 / Quarter
Restoration Society	\$71,113.50 / Quarter
Living Opportunities of DePaul	\$11,201.25 / Quarter
Genesee County Alcohol and Substance Abuse	\$387,668.25 / Quarter
Arc of Genesee Orleans	\$10,436.25 / Quarter

and

**WHEREAS**, State aid amounts fluctuate, even marginally, which require legislature approval multiple times throughout the year, and

**WHEREAS**, The Committee on Human Services has reviewed this resolution amendment and does concur at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to distribute the above listed contracts on a quarterly amount not to exceed that of the annual contract.

**Budget Impact:** There is no budget impact.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 185      2021 BUDGET AND CONTRACT AMENDMENT -  
COMMUNITY MENTAL HEALTH SERVICES – WNY  
HEROES INC. – APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, The Director of the Community Mental Health Services did request an amendment to the 2021 WNY Heroes contract and budget, and

**WHEREAS**, These additional funds are the result of the restoration and increase of 2020 withheld funds, and

**WHEREAS**, The Committees on Human Services and Ways and Means did review this request and do recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to amend the 2021 contract between the County of Genesee and WNY Heroes, Inc., and Be it further

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Genesee County Budget by

Increasing A.4316.4660.0000	Contracted Other by	\$ 40,000.00
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AND

Increasing A.4316.3490	State Aid Mental Health by	\$ 40,000.00
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**Budget Impact Statement:** Increasing the budget by \$40,000, offset by an increase in State Aid in the amount of \$40,000.00

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 186      2021 BUDGET AND CONTRACT AMENDMENT -  
COMMUNITY MENTAL HEALTH SERVICES – GENESEE  
COUNCIL ON ALCOHOLISM AND SUBSTANCE ABUSE  
– APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, The Director of the Community Mental Health Services did request an amendment to the 2021 GCASA contract and budget, and

**WHEREAS**, The Committees on Human Services and Ways and Means did review this request and do recommend approval at this time.

**WHEREAS**, These additional funds are the result of the restoration and increase of 2020 withheld funds, as well as an increase in 2021 funding Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to amend the 2021 contract and budget between the County of Genesee and the GCASA, and Be it further,

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Genesee County Budget by

Increasing A4323.4660.00 Contracted Other by \$ 161,232.00  
AND

Increasing A.4323.3494 State Aid – OASAS by \$ 161,232.00

**Budget Impact Statement:** Increasing the budget by \$161,232.00 offset by an increase in State Aid in the amount of \$161,232.00. Please note that the difference in revenue and expense is to bring the county back to mandated levy.

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 187 2021 BUDGET AND CONTRACT AMENDMENT -  
COMMUNITY MENTAL HEALTH SERVICES – LIVING  
OPPORTUNITIES OF DEPAUL – APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, The Director of the Community Mental Health Services did request an amendment to the 2021 Living Opportunities of DePaul contract and budget, and

**WHEREAS**, The Committees on Human Services and Ways and Means did review this request and do recommend approval at this time, and

**WHEREAS**, These additional funds are the result of the increase in 2021 State Aid funding, Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to amend the 2021 contract between the County of Genesee and the Living Opportunities of DePaul, and be it

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Genesee County Budget by

Increasing A.4312.4660.0000 Contracted Other by \$ 57.00

AND

Increasing A.4312.3490 State Aid – Mental Health by \$ 57.00

**Budget Impact Statement:** Increasing the budget by \$57.00, offset by an increase in State Aid in the amount of \$57.00.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 188 2021 BUDGET AND CONTRACT AMENDMENT -  
COMMUNITY MENTAL HEALTH SERVICES – MENTAL  
HEALTH ASSOCIATION OF GENESSEE AND ORLEANS  
COUNTY – APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, The Director of the Community Mental Health Services did request an amendment to the 2021 Mental Health Association of Genesee and Orleans County contract and budget, and

**WHEREAS**, The Committees on Human Services and Ways and Means did review this request and do recommend approval at this time, and

**WHEREAS**, These additional funds are the result of the restoration and increase of 2020 withheld funds, as well as an increase in 2021 funding, Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to amend the 2021 contract between the County of Genesee and Mental Health Association of Genesee and Orleans County, and Be it further

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Genesee County Budget by

Increasing A.4321.4660.0000	Contracted Other by	\$ 48,308.00
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AND

Increasing A.4321.3490	State Aid Mental Health by	\$ 48,308.00
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**Budget Impact Statement:** Increasing the budget by \$48,308.00, offset by an increase in State Aid in the amount of \$48,308.00

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 189 2021 BUDGET AND CONTRACT AMENDMENT - COMMUNITY MENTAL HEALTH SERVICES – RESTORATION SOCIETY, INC. – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Director of the Community Mental Health Services did request an amendment to the 2021 Restoration Society contract and budget, and

**WHEREAS**, The Committees on Human Services and Ways and Means did review this request and do recommend approval at this time, and

**WHEREAS**, These additional funds are the result of the restoration and increase of 2020 withheld funds, as well as an increase in 2021 funding, Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to amend the 2021 contract between the County of Genesee and the Restoration Society, and be it further,

**RESOLVED**, That , the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Genesee County Budget by

Increasing A.4323.4660.0000	Contracted Other by	\$ 34,231.00
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AND

Increasing A.4323.3490	State Aid Mental Health by	\$ 34,231.00
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**Budget Impact Statement:** Increasing the budget by \$34,231.00, offset by an increase in State Aid in the amount of \$34,231.00

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 190 2021 SALARY SCHEDULE AMENDMENT - COMMUNITY MENTAL HEALTH SERVICES/TEMPORARY PT MH FINANCIAL PROGRAM SPECIALIST-APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, The full-time MH Financial Program Specialist at Community Mental Health Services has retired after thirty-three years of service to the Department. There is a temporary part-time position created to assist in the transition of duties; this position is set to expire in June, 2021. The Director of Community Mental Health Services would like to request this position be extended

through the end of the year. Bev Walthew has been working very closely with the Treasurer's Department to complete pas reconciliation, and

**WHEREAS**, The Director of the Community Mental Health Services is requesting an amendment to the 2021 Employee Salary Schedule to extend one (1) Temporary Part-time MH Financial Program Specialist, in the Management Salary Schedule, Grade 108, through December 31, 2021 to assist with the reconciliation of past years and the transition of duties to the new Administrative Officer, and

**WHEREAS**, The Committees on Human Services and Ways and Means did review this request and do recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Management Employee Salary Schedule by extending the one (1) Temporary Part-time MH Financial Program Specialist, in the management Salary Schedule, to December 31, 2021.

**Budget Impact Statement:** This salary schedule amendment will be funded through savings incurred when the current Administrative Officer was hired at a rate lower than originally budgeted.

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 191      2021 SALARY SCHEDULE AMENDMENT - COMMUNITY  
MENTAL HEALTH SERVICES/RESTRUCTURING OF TITLES-  
APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The department of Mental Health in Genesee County is in the process of restructuring titles for a more efficient workflow; these titles have become obsolete and are no longer necessary, and

**WHEREAS**, The Director of the Community Mental Health Services did request an amendment to the 2021 Employee Salary Schedule by eliminating two (2) Full-time, Senior Financial Clerk positions, CSEA-General, Grade 10-5, and eliminating one (1) Full-Time Financial Clerk-Typist, in CSEA-General, Grade 8 and

**WHEREAS**, The Committees on Human Services and Ways and Means did review this request and do recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Employee Salary Schedule by eliminating two (2) Full-time, Senior Financial Clerk positions, CSEA-General, Grade 10-5, and eliminating one (1) Full-Time, Financial Clerk-Typist, in CSEA-General, Grade 8 effective May 28, 2021.

**Budget Impact Statement:** There will be a cost savings of \$48,745.89.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 192      CONTRACT WITH MERCY FLIGHT, INC. - APPROVAL  
OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, Mercy Flight, Inc., is a community based, not-for-profit corporation offering regional air medical services, and

**WHEREAS**, Funds were incorporated into the 2021 Genesee County Budget in the amount of \$12,825 to support the continued provision of air medical transfer service on behalf of Genesee County, and

**WHEREAS,** The Genesee County Manager did present a contract outlining the terms and conditions of this funding and the Committee on Human Services does recommend approval at this time. Now, therefore, Be it

**RESOLVED,** That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a contract between the County of Genesee and Mercy Flight, Inc., 100 Amherst Villa Road, Buffalo, NY for the provision of air medical transfer service in Genesee County for the period January 1, 2021 through December 31, 2021 for a contribution from Genesee County in the amount of \$12,825.

**Budget Impact Statement:** 2021 annual funding = \$12,825  
2020 annual funding = \$12,825  
2019 annual funding = \$12,825  
2018 annual funding = \$12,825  
2017 annual funding = \$12,825  
2016 annual funding = \$14,250  
2015 annual funding = \$14,250  
2014 annual funding = \$14,250  
2013 annual funding = \$14,250  
2012 annual funding = \$14,250  
2011 annual funding = \$14,250  
2006-2010 annual funding = \$15,000  
1998 – 2005 annual funding = \$10,000  
1997 annual funding = \$7,500  
1996 annual funding = \$5,000

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 193 GENESSEE COUNTY AGRICULTURAL SOCIETY  
CONTRACT - APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS,** The Genesee County Manager did present a contract to provide funding towards the 2021 Genesee County Fair, and

**WHEREAS,** The Committee on Human Services did review the contract and does recommend approval at this time. Now, therefore, Be it

**RESOLVED,** That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute a contract by and between the County of Genesee and the Genesee County Agricultural society in the amount of \$11,000.00 to be used for 4-H Judging expense and 4-H Premiums associated with the 2021 Genesee County Fair.

**Budget Impact Statement:** 2021= \$11,000 Annual 4-H Premium funding  
2020= Due to COVID the Ag Society did not seek funding  
2019=\$11,000 Annual 4-H Premium funding  
2018=\$9,900 annual 4-H Premium funding  
2017=\$9,900 annual 4-H Premium funding (10% reduction)  
2016= \$11,000 annual 4-H Premium funding  
2015= \$11,000 annual 4-H Premium funding  
2014=\$11,000 annual 4-H Premium funding  
2013= \$6,214 annual 4-H Premium funding  
2012 = \$6,214 annual 4-H Premium funding  
2011= \$6,541 annual 4-H Premium funding

2010 = \$7,695 annual 4-H Premium funding  
 2005 - 2009 = \$8,100 annual 4-H Premium funding  
 2002 = \$15,000 to Cooperative Ext to fund fair enhancements  
 2000 - 2001 = \$25,000 to Coop. Ext to fund fair enhancements  
 1999 = \$25,000 additional funding for fair enhancements  
 1998 - 2004 = \$9,000 annual 4-H Premium funding  
 1995 - 1997 = \$8,500 annual 4-H Premium funding  
 1993 - 1994 = \$7,500 annual 4-H Premium funding  
 1992 = \$9,000 annual 4-H Premium funding  
 1989 - 1991 = \$10,000 annual 4-H Premium funding

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 194 2021 SALARY SCHEDULE AMENDMENT/BUDGET TRANSFER/AMENDMENT- VETERANS SERVICES – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Director of Veterans Services Agency did request the creation of one part time Veterans Services Officer position, and

**WHEREAS**, funding for the position was budgeted in the 2021 contingency account, and **WHEREAS**, partial State/Federal Aid funding through the Safety Net program is available for this position through the Department of Social Services, and

**WHEREAS**, The Committees on Human Services and Ways and Means did review this request and do recommend approval at this time. Now, therefore, Be it

**RESOLVED**, The Genesee County Treasurer is hereby authorized and directed to make the following 2021 Budget Transfer:

\$10,502	From	A.1990.4800.0000	Contingency, Program Expense
\$ 1,260	To	A.6010.4660.0064	Social Services, Con Svc – Info Referral
\$ 8,495		A.6510.1010.0000	Veterans Services, Personal Services
605		A.6510.8010.0000	Veterans Services, Social Security Tax
142		A.6510.8011.0000	Veterans Services. Medicare Tax

and, Be it further

**RESOLVED**, The Genesee County Treasurer is hereby authorized and directed to amend the 2021 Budget by increasing A.6510.1010.0000 in the amount of \$1,260, offset by an increase in A.6510.2818 Veterans Services – Shared Services-Veterans in a like amount. Be it further

**RESOLVED**, That the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to amend the 2021 CSEA Employee Salary Schedule by creating one (1) part-time Veterans Services Officer position, Grade 13, effective July 1, 2021.

**Budget Impact:** \$12,000 was budgeted in the 2021 Contingency account for this position. 2021 cost = \$10,502. There is a potential for State/Federal Aid through the Safety Net program through the Department of Social Services for a portion of the cost of this position = \$1,260

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 195 INSURANCE RENEWALS FOR 2021-2022 - COUNTY ATTORNEY– APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The insurance policies for Pollution Liability, Cyber Liability, Crime, and Airport Liability all expired on May 1, 2021; and

**WHEREAS**, The Lawley Insurance Agency was able to obtain competitive quotes and was able to bind these four coverages, subject to approval by the County of Genesee Legislature, and

**WHEREAS**, the premiums for these four policy coverages total \$65,526, as follows:

1. Pollution Liability – Berkley Insurance Company - \$7,999
2. Cyber Liability – North River Insurance Company - \$49,500
3. Crime – Hanover Insurance Company - \$3,560
4. Airport Liability – Global Aerospace, Inc./McCredie Agency - \$4,467

**WHEREAS**, the Committee on Ways and Means did review this request and does recommend approval at this time. Now, therefore, be it

**RESOLVED**, that the County of Genesee Legislature does hereby approve retroactively from May 1, 2021 until May 1, 2022, insurance policy coverages to be placed with the four insurance companies set forth above for the individual amounts listed for each, totaling \$65,526, and be it further

**RESOLVED**, that the County of Genesee Legislature does hereby authorize and direct execution by the necessary individuals of all applications or other documents necessary to obtain these insurance coverages.

**Budget Impact Statement:** Cost of the policies are included in the 2021 budgets for the respective departments. Highway for Pollution and Airport and the County Attorney for Crime and Cyber. Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 196      RATIFICATION OF/BUDGET TRANSFER - DEPUTY SHERIFFS’ ASSOCIATION UNION CONTRACT FOR 2020 THROUGH 2023– APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, The Genesee County Manager and Human Resource Director did present a successfully completed Collective Bargaining Agreement with the Deputy Sheriffs’ Association which was ratified by a vote of the Union Membership, and

**WHEREAS**, The Committee on Ways and Means did review the Agreement and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby ratify and approve the terms and conditions of said Agreement by and between the Genesee County Deputy Sheriffs’ Association, the Genesee County Sheriff and the County of Genesee for the period January 1, 2020 through December 31, 2023, and, Be it further

**RESOLVED**, That the Genesee County Legislature does hereby authorize the Genesee County Treasurer to make the following 2021 budget transfers:

\$ 116,199.00	from	A.1990.4800.0000	Contingency, Program Expense
\$ 21,648.00	from	A.3110.8030.0000	Sheriff, Medical Expense
\$ 107,942.00	to	A.3110.1010.0000	Sheriff, Personal Services
\$ 6,375.00	to	A.3110.1020.0000	Sheriff, OT Salaries
\$ 450.00	to	A.3110.1020.0250	Sheriff, OT Drug
\$ 5,908.00	to	A.3110.1060.0100	Sheriff, Holiday Pay
\$ 507.00	to	A.3110.1060.0200	Sheriff, Training
\$ 2,496.00	to	A.3110.1060.0500	Sheriff, Briefing
\$ 5,912.00	to	A.3110.4580.0000	Sheriff, Pers Uniforms
\$ 6,692.00	to	A.3110.8010.0000	Social Security Tax
\$ 1,565.00	to	A.3110.8011.0000	Medicare

**Budget Impact Statement:** Funds to cover contract costs were budgeted in the A.1990 Contingency Account. Due to vacant positions in the Sheriff's Office, funds are available to cover a portion of the increase. Total transfer from contingency is \$116,199.

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 197 STANDARD WORK DAY AND REPORTING  
RESOLUTION FOR ELECTED AND APPOINTED  
OFFICIALS-NEW YORK STATE RETIREMENT SYSTEM-  
APPROVAL OF**

Legislator Torrey offered the following resolution:

**RESOLVED,** That the County of Genesee hereby establishes the following as standard work day for this title and will report the officials to the New York State and Local Retirement System based on time keeping system records or their record of activities.

Title	Standard Work Day (hrs/day)	Name	Tier 1	Current Term begin & end	ROA	ROA not submitted results
Legislator	6 hrs	Chad Klotzbach	No	1/1/21-12/31/21	17.72	
Legislator	6 hrs	Brooks Hawley	No	1/13/21-12/31/21	13.08	
Treasurer	7.5 hrs	Scott German	No	1/1/21-12/31/24	23.16	

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 198 DISTRIBUTION OF MORTGAGE TAX-FIRST  
PAYMENT 2021-APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS,** The Genesee County Clerk and Treasurer have reported to this Legislature that there is now available for distribution to the several towns and villages and the City of Batavia, mortgage tax money amounting to \$465,345.03, and

**WHEREAS,** The Committee on Ways & Means did review the mortgage tax money available and recommends distribution of said sum among the several towns, villages, and the City of Batavia, according to the provisions of Section 261 of the tax laws as follows:

<b>City Of</b>	Batavia	\$ 81,520.65
<b>Towns Of</b>	Alabama	\$ 12,378.68
	Alexander	19,562.53
	Batavia	80,877.17
	Bergen	24,236.58
	Bethany	14,662.19
	Byron	21,697.85
	Darien	37,676.58
	Elba	11,478.03
	LeRoy	43,476.29
	Oakfield	13,307.92
	Pavilion	13,335.52
	Pembroke	44,538.34
	Stafford	21,776.79
<b>Villages Of</b>	Alexander	2,014.82
	Attica	708.96
	Bergen	3,348.50
	Elba	1,418.78
	LeRoy	12,577.40



Oakfield	2,055.15
Corfu	2,696.30

**Total** **\$465,345.03**

Now, therefore, Be it

**RESOLVED**, That the Genesee County Treasurer be and hereby is authorized and directed to pay the Town Supervisors, Village Treasurers, and the Treasurer of the City of Batavia the amounts aforesaid from the Mortgage Tax refund.

**Budget Impact Statement:** 2020 1<sup>st</sup> payment \$388,967.72  
 2019 1<sup>st</sup> payment \$262,518.89  
 2018 1<sup>st</sup> payment \$383,585.91  
 2017 1<sup>st</sup> payment \$384,918.90  
 2016 1<sup>st</sup> payment \$278,153.64  
 2015 1<sup>st</sup> Payment \$292,934.98

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 199**

**REAPPOINTMENT-GENESEE COUNTY  
 INDUSTRIAL DEVELOPMENT AGENCY D/B/A  
 GENESEE COUNTY ECONOMIC DEVELOPMENT  
 CENTER (“GCEDC”)-APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Genesee County Industrial Development Agency (GCIDA) was created by an Act of the Legislature of the State of New York on May 8, 1970 by Chapter 565 of the laws of 1970 and set forth in section 895-e of the General Municipal Law of the State of New York, and

**WHEREAS**, The GCIDA was created by Resolution No. 177 of the Genesee County Legislature on September 23, 1970 to consist of 5 members “who shall serve at the pleasure of the Genesee County Legislature”, and

**WHEREAS**, The membership of the GCIDA was increased by Resolution No. 225 of the Genesee County Legislature on September 19, 1979 from 5 to 7 members with “said term of office expiring at the pleasure of the Genesee County Legislature.”, and

**WHEREAS**, Matthew Gray submitted an application requesting reappointment to remain in the seat for the seven member board of the Genesee County Industrial Development Agency, d/b/a the Genesee County Economic Development Center (“GCEDC”), and

**WHEREAS**, The Committee on Ways and Means does recommend Mr. Matthew Gray be reappointed at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby reappoint Mr. Matthew Gray of Clinton Street, Batavia, New York to the Genesee County Industrial Development Agency d/b/a the Genesee County Economic Development Center effective July 1, 2021 to June 30, 2027.

**Budget Impact Statement:** none.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**At 6:04 PM Legislature Chair Stein closed the Public Hearing on Local Law Introductory No. 1 Year 2021 upon hearing no further comments.**

**RESOLUTION NO. 200 LOCAL LAW INTRODUCTORY NO. 1, YEAR 2021 OF  
 THE COUNTY OF GENESEE, NY TO ALLOW 12 AND 13  
 YEAR OLD LICENSED HUNTERS TO HUNT DEER WITH  
 A FIREARM OR CROSSBOW DURING HUNTING  
 SEASON WITH THE SUPERVISION OF A LICENSED  
 ADULT – APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, Pursuant to Environmental Conservation Law, Sec. 11-0935, (hereinafter ECL 11-0935), the County of Genesee (hereinafter “County”) elects to participate in the temporary NYS program to allow for young hunters, ages twelve (12) and thirteen (13), to hunt deer with a crossbow, rifle, shotgun, or muzzle loaded firearm through December 31, 2023.

**WHEREAS**, the Following Proposed Local Law Introductory No.1, Year 2021 was duly introduced to the Genesee County Legislature in accordance with the Law: **LOCAL LAW INTRODUCTORY NO. 1 YEAR 2021 OF THE COUNTY OF GENESEE, NY TO ALLOW 12 AND 13 YEAR OLD LICENSED HUNTERS TO HUNT DEER WITH A FIREARM OR CROSSBOW DURING HUNTING SEASON WITH THE SUPERVISION OF A LICENSED ADULT**

**BE IT ENACTED** by the Genesee County Legislature as follows:

**Section 1. Legislative Intent**

The intent of this Local Law is to authorize the County to permit 12 and 13 year old individuals to participate in the new and safe hunting opportunities in accordance with Environment Conservation Law ECL 11-0935. The enacted 2021-2022 New York State Budget, includes a pilot program, allowing the opportunity for youth hunters, ages 12 and 13, to hunt deer with certain firearms and crossbow through December 31, 2023, if a County authorizes such action within their municipality. The County is passing this Local Law because hunting is a valued tradition for many families, and this new opportunity allows experienced, adult hunters to introduce the value of hunting to the next generation. Furthermore, teaching young people safe, responsible, and ethical hunting practices will ensure a rewarding experience for the youth, while providing quality food to families and contributing to important deer management population control practices.

**Section 2. Definitions for the purposes of this Local Law:**

- a. “physical control” shall mean that the physical proximity of such minor to the parent, guardian or person is such that the parent, guardian or person is reasonably able to issue verbal directions and instructions, maintain constant visual contact, and otherwise provide guidance and supervision to the minor.
- b. “eligible area” shall mean within the boundaries of the County.

**Section 3. State Requirements**

A hunting license holder who is twelve or thirteen years of age may hunt deer with a crossbow, rifle, shotgun, or muzzle-loading firearm as provided in this title in an eligible area provided that;

- a. Such minor is accompanied by their parent or legal guardian, or by a person designated in writing by such parent or legal guardian on a form prescribed by the Environmental Conservation Department who is twenty-one years of age or older; and
- b. Such parent, guardian or person has had at least three years’ experience in hunting deer; and
- c. Such parent, guardian or person holds a hunting license; and
- d. Such parent, guardian or person maintains physical control over the minor at all times while hunting; and
- e. Such parent, guardian or person and the minor remain at ground level at all times while hunting; and
- f. Such parent, guardian or person and the minor shall each display either a minimum total of two hundred fifty square inches of solid fluorescent orange or pink or patterned fluorescent orange or pink consisting of no less than fifty percent fluorescent orange or pink

material worn above the waist and visible from all directions, or a hat or cap with no less than fifty percent of the exterior consisting of solid fluorescent orange or pink material and visible from all directions.

**Section 4. Local Law Filing Requirements**

A copy of this Local Law shall be sent to the New York State Department of Conservation as well as the NYS Department of State.

**Section 5. Severability**

If any clause, sentence, paragraph, subdivision, section or part of this law, or the application thereof to any person, individual, corporation, firm, partnership, entity or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgement shall not affect, impair, effect or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law or in its application to the person, individual, corporation, firm, partnership, entity or circumstance directly involved in the controversy in which such order or judgement shall be rendered.

**Section 6. Effective Date**

This Local Law shall take effect upon proper filing with the Office of the Secretary of State, and shall expire and be deemed repealed on December 31, 2023.

**WHEREAS**, The Clerk of the Genesee County Legislature did post a certified notice of Public Hearing on said proposed Local Law on the bulletin board in the Old Courthouse, and

**WHEREAS**, The Clerk of the Genesee County Legislature did cause to be published in the Batavia Daily News, the official newspaper of the County of Genesee, the notice of Public Hearing on Local Law Introductory Number 1, Year 2021, and

**WHEREAS**, a Public Hearing was held at 5:30 on May 12, 2021 in the Legislature Chambers of the Old Courthouse, Batavia, New York and via Zoom videoconference at which time all interested persons who wished to speak were heard, Now therefore Be it

**RESOLVED**, that “**LOCAL LAW INTRODUCTORY 1, YEAR 2021 OF THE COUNTY OF GENESSEE, NY, TO ALLOW 12 AND 13 YEAR OLD LICENSED HUNTERS TO HUNT DEER WITH A FIREARM OR CROSSBOW DURING HUNTING SEASON WITH THE SUPERVISION OF A LICENSED ADULT**” be known as Local Law No. 3 Year 2021, for the County of Genesee as introduced April 28, 2021, be and hereby is adopted. Prior to the vote Legislator Yunker further stated his support of this local law and was pleased to see the opportunity to opt-in included in the Governor’s Budget. He further stated how this will be beneficial for deer management and provide youth in our rural community the opportunity to hunt alongside a licensed adult.

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 201 COUNTY AUDIT –MAY 12- APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Legislator Maha, did review the following claims:

General Fund	\$	605,544.78
Highway		10,539.51
Self Insurance		39,701.29
Mortgage Tax		465,345.03
Water Fund		745,020.50
DSS Abstracts		375,278.83

**Capital Projects**

Highway-Upton Road Bridge over Bowen Road	9,245.00
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Highway-Darien-Alexander Tnl Road Bridge/Tunnery Creek	13,371.40
Highway-Hundredmark Road Bridge over drainage ditch	6,851.62
Highway-S. Lyons Street Bridge over Tonawanda Creek	12,833.08
County Manager- Building Security Upgrade-Phase II	9,990.14
Airport-Airport T-Hangar Construction (AIR99)	14,392.50
Facilities Management-Animal Shelter Improvements	71,799.08
County Park-County Park Comprehensive Recreation Plan	3,000.00
Sheriff/Jail-Public Safety Communication Tower	148,595.56
GCC-GCC Backup Power Improvements	142,317.00
<b>Payroll – General</b>	
May 7, 2021	1,156,666.82
<b>Medicaid</b>	
May 4, 2021	132,890.00
May 11, 2021	<u>132,890.00</u>
<b>Total Audit</b>	\$ 4,096,272.14

Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature has audited and does approve the claims as listed above, and Be it further

**RESOLVED**, That the Genesee County Treasurer be and hereby is authorized and directed to make payments as listed above.

Legislator Maha seconded the resolution which was adopted by 326 votes.

At 6:08 PM the meeting adjourned upon motion of Legislator Yunker seconded by Legislator Klotzbach, carried unanimously.

**TENTH DAY  
GENESEE COUNTY LEGISLATURE  
Batavia, New York  
Wednesday, May 26, 2021**

The Genesee County Legislature met in Regular Session on Wednesday, May 26, 2021 at 5:30 PM in the Legislative Chambers of the Old Courthouse and remotely using ZOOM. Legislator Klotzbach assisted with the audit. The prayer was offered by Legislator Clattenburg followed by the Pledge to the Flag.

Minutes of the May 12, 2021 Legislature Meeting were approved upon motion of Legislator Torrey seconded by Legislator Klotzbach, carried unanimously.

Legislature Chair Stein shared comments from the WNY Inter-County Association meeting that she and Legislator Maha attended. The NYSAC legislative Director reviewed the top 5 NYSAC policy priorities. Legislator Maha explained how the discussion also included the recently adopted State budget and the NYSAC Fall Conference is scheduled for September 13-15 and will be held in-person.

Legislature Chair Stein stated today was the last scheduled vaccination clinic at GCC. She related that several volunteers commented on how they appreciated the opportunity to contribute by working at the COVID test clinics and vaccination clinics for the past 6 months. She thanked the volunteers, community leaders, re-deployed county employees, Health Department and Emergency Management Services employees and GCC for coming together to protect our community and citizens. A special thank you was extended to COVID "Czar" Bill Schutt who took on the monumental task of coordinating and scheduling workers for both the testing and vaccination clinics. All were thanked for the heroic effort to help protect our community.

County Manager Matt Landers also commented on the end to mass vaccination clinics at GCC and his deep appreciation for how the County came together and hours and days spent on testing and vaccination efforts. He announced that a water conservation notice is being published this week. The advisory is in alignment with the emergency water plan developed previously. Phase 2 water is delayed due to the pandemic and the hot summer months lie ahead. Water demand is beginning to outpace supply and the advisory notice will include actions citizens can take to conserve water.

**Out-of-State Travel:**

- EMS Coordinator Tim Yaeger – Las Vegas, NV for 2021 Homeland Security Conference August 29- Sept 3, 2021 \$2,190.50 Grant Funded. Motion to approve by Legislator Clattenburg seconded by Legislator Maha, carried unanimously.
- Sheriff's Deputy Patrick Reeves-Washington DC - SRO Chaperone for student trip with Pembroke School June 21-23 & June 28-30 Pembroke CS is covering all expenses. Motion to approve by Legislator Dibble seconded by Legislator Torrey, carried unanimously.

The Clerk proceeded with the resolutions:

**RESOLUTION NO. 202 GRANT ACCEPTANCE - EMERGENCY  
MANAGEMENT SERVICES - FY19 HAZARDOUS  
MATERIALS (HAZMAT) GRANT – APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, The Emergency Management Services Coordinator did request authorization to accept the FY19 HazMat grant funds in the amount of \$196,000 from the U.S. Department of

Homeland Security Program, Federal Emergency Management Agency (FEMA), administered by The New York State Division of Homeland Security and Emergency Services (DHSES); in conjunction with Monroe, Livingston, Orleans, and Wyoming Counties, and the City of Rochester, and

**WHEREAS**, Grant funds have been allocated for spill and mitigation response; personal protection equipment; detection, mitigation and decon equipment; the maintenance, repair and calibration of hazmat equipment in addition to the training of response personnel from the regional partnership, and

**WHEREAS**, The Committee on Public Service does concur with the Emergency Management Service Coordinator's recommendation. Now therefore be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the Agreement with New York State Division of Homeland Security and Emergency Services, 1220 Washington Avenue, Albany, NY for the acceptance of FY19 HazMat Grant Program (April 1, 2021 through August 31, 2021) in the amount of \$196,000, and to execute any and all other documentation related to this funding.

**Budget Impact Statement:** NONE. A portion of the FY19 HazMat grant funds has been appropriated in the 2021 Emergency Management Services (EMS) budget, offset by revenue in like amount.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 203 2021 BUDGET AMENDMENT - SHERIFF/ REMAINING GRANT FUNDS- APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, The Sheriff's Office has grant funds remaining in the FY2019 Department of Homeland Security and Emergency Services Grant in the amount of \$3,108, which is available to be used in 2021, and

**WHEREAS**, The Sheriff is requesting a 2021 budget amendment to allow for the use of the grant funds, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this request and do recommend approval at this time. Now therefore be it

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 budget by increasing Sheriff's appropriations as follows:

\$3,108 to A3110.4800.0503 (Program Expense Homeland Security)

To be offset by increasing the following revenue accounts:

\$3,108 to A3110.4305.2 (Fed Aid Homeland Security)

**Budget Impact:** Increase in Sheriff's 2021 appropriations in the amount of \$3,108, offset by revenue in a like amount, with money coming from the FY19 DHSES grant funding.

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 204 2021 BUDGET AMENDMENT - SHERIFF/K-9 PROGRAM-APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, K9 Rayzor is undergoing routine physical therapy treatment and requires several medications, and

**WHEREAS**, K9 Frankie has some unresolved medical issues which require further evaluation and treatment, and

**WHEREAS**, There are funds available in the K-9 Donations Reserve Account, from gifts and donations that have been made to the K9 Program, to cover the cost of these treatments and medical care, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this request and do recommend approval at this time. Now therefore be it

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 budget as follows:

\$5,000 to A3110.4800.3317 (Program Exp–Canine Program)

To be offset by increasing the following revenue account:

\$5,000 to A3110.2705 (Gifts and Donations), with funds to come from A915.6 (K-9 Assigned Unappropriated Funds)

**Budget Impact Statement:** Increase in Sheriff’s 2021 appropriations in the amount of \$5,000; offset by an increase in revenue in a like amount, with funds to come from the K9 Donations Reserve Account.

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 205                    AGREEMENT RENEWAL – SHERIFF /  
SPECIAL/ADDITIONAL LAW ENFORCEMENT  
SERVICES FOR SIX FLAGS DARIEN, LLC –  
APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, the County of Genesee entered into an agreement with Six Flags Darien, LLC (“Darien Lake”) pursuant to Resolution 275 that was adopted on July 22, 2020, whereby the Sheriff’s Office would provide additional law enforcement services at Darien Lake and its Performing Arts Center for the 2020 operating/concert season, and

**WHEREAS**, the Sheriff’s Office invoiced Darien Lake for the police services provided, and Darien Lake reimbursed the County, and

**WHEREAS**, the current agreement expires May 31, 2021, and Darien Lake has indicated a desire to renew the law enforcement services agreement with the County of Genesee for an additional one-year term (June 1, 2021 through May 31, 2022), and

**WHEREAS**, the renewal agreement is based on the same terms and conditions from 2020, with the exception of an increase in rates per the Sheriff’s Employees’ Association (SEA) and Deputy Sheriffs’ Association (DSA) *Labor Agreements*, and

**WHEREAS**, after careful review by the Genesee County Attorney, the Sheriff does recommend renewing this agreement for the term stated above, and

**WHEREAS**, The Committee on Public Service did review this request and does recommend approval at this time. Now, therefore, be it

**RESOLVED**, that the Chair of the Genesee County Legislature and the Genesee County Sheriff are authorized and directed to execute the renewal agreement for an additional one-year term (June 1, 2021 through May 31, 2022) for special/additional law enforcement services at Darien Lake for its 2021 operating and Performing Arts Center concert season.

**Budget Impact:** *\$191,112 has been appropriated to account A3110.1020.0800 (Overtime – Additional Police Services), to be offset by revenue billed back to entities for additional law enforcement services.*

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 206                    AGREEMENT – SHERIFF / SPECIAL/ADDITIONAL LAW  
ENFORCEMENT SERVICES FOR WESTERN  
REGIONAL OTB – APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, the County of Genesee last entered into an agreement with Western Regional OTB pursuant to Resolution 185 that was adopted on May 22, 2019, whereby the Sheriff's Office would provide additional law enforcement services at Batavia Downs Gaming for its 2019 summer concert season, and

**WHEREAS**, This agreement expired and no concerts were held in 2020 due to the Covid pandemic, therefore, there was no need for an Agreement renewal, and

**WHEREAS**, Western Regional OTB is entering into its 2021 summer concert season and has indicated a desire to enter into another law enforcement services agreement with the County of Genesee for a one-year term (June 1, 2021 through May 31, 2022) based on the same terms and conditions from 2019, with the exception of an increase in rates per the Deputy Sheriff's Association (DSA) and Sheriff's Employees' Association (SEA) *Labor Agreements*, and

**WHEREAS**, After discussions between the Sheriff, Chief Deputy of Road Patrol, Western Regional OTB representatives, and approval by the County Attorney, the Sheriff does recommend entering into this agreement for the term stated above, and

**WHEREAS**, The Committee of Public Service did review this request and does recommend approval at this time. Now, therefore, be it

**RESOLVED**, that the Chair of the Genesee County Legislature and the Genesee County Sheriff are hereby authorized and directed to execute the Agreement for a one-year term (June 1, 2021 through May 31, 2022) for special/additional law enforcement services at Batavia Downs Gaming, 8315 Park Road, Batavia, New York 14020, for its 2021 summer concert season.

**Budget Impact:** *\$191,112 has been appropriated to account A3110.1020.0800 (Overtime – Additional Police Services), to be offset by revenue billed back to entities for additional law enforcement services.*

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 207 GRANT AGREEMENT AMENDMENT -DISTRICT ATTORNEY/AID TO PROSECUTION GRANT - APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, Resolution No. 339 year 2019 authorized the Chair of the Legislature to execute an agreement with NYS Division of Criminal Justice Services for the Aid to Prosecution grant in the amount of \$30,200, and

**WHEREAS**, notification was received indicating the grant period was extended due to COVID-19 pandemic through March 31, 2021 and additional funds in the amount of \$15,100 have been allocated , and

**WHEREAS**, The Committee on Public Service does recommend acceptance of these additional funds and extended grant period at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the amended agreement with the New York State Division of Criminal Justice Services for the acceptance of grant funds in the amount of \$15,100 for Aid to Prosecution in Genesee County

**Budget Impact:** No Budget impact.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 208 GRANT ACCEPTANCE - DISTRICT ATTORNEY/ AID TO PROSECUTION - APPROVAL OF**

Legislator Yunker offered the following resolution:



**WHEREAS**, The District Attorney has been notified of the award of grant funding from the New York State Division of Criminal Justice Services for prosecution services aid in the amount of \$30,200.00 for the term of April 1, 2021 – March 31, 2022, and

**WHEREAS**, The Committee on Public Services does recommend acceptance of these funds at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the agreement with the New York State Division of Criminal Justice Services for the acceptance of grant funds in the amount of \$30,200.00 for Aid to Prosecution in Genesee County, and Be it further

**RESOLVED**, That funds for said grant have been appropriated in the 2021 Genesee County Budget and will be incorporated into the 2022 Genesee County Budget.

**Budget Impact:** None - funds have been appropriated.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 209 AUTHORIZING THE ACCEPTANCE OF TRANSFER OF ELLICOTT TRAIL EASEMENTS TO THE COUNTY OF GENESEE- APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Town of Batavia (“the Town”) acquired certain easements to support the development of the Ellicott Trail, including the following:

<u>TAX ID</u>	<u>RECORDING LOCATION</u>	<u>GRANTOR</u>
85.013-1-29	Instrument # DE2018-564	1515 Management Company, Inc.
85.013-1-31	Instrument # DE2018-358	Sikes Realty, LLC

(collectively, the “Easements”), and,

**WHEREAS**, the Town now wishes to transfer to the County of Genesee (the “County”) all of its rights, title and interest in and to such Easements and all Ellicott Trail improvements thereon, and

**WHEREAS**, The County Attorney has reviewed this recommendation and does concur, and **WHEREAS**, The Committees on Public Service and Ways and Means have reviewed this recommendation and do concur, and

Now, therefore, Be it

**RESOLVED**, That the transfer without financial consideration of the two above-named Easements and all Ellicott Trail improvements thereon to the County is hereby approved, and the Chair of the Genesee County Legislature is hereby authorized and directed to sign all documents in the form acceptable to the County Attorney that are necessary to effectuate these transfers.

**Budget Impact Statement:** The Genesee County Department of Parks, Recreation & Forestry currently maintains these easements through the Memorandum of Understanding signed in 2019 with the Town of Batavia in conjunction with construction of the wetland bridge for the Ellicott Trail Project. The Parks budget will be impacted yearly due to increased maintenance of the Ellicott Trail areas mentioned thereon. This was understood when the project was proposed and is minimal to date.

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 210 AUTHORIZING THE ACCEPTANCE OF TRANSFER OF REAL PROPERTY FROM THE TOWN OF BATAVIA TO THE COUNTY OF GENESEE - APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The Town of Batavia (“the Town”) acquired certain real property, in fee, to support the development of the Ellicott Trail, including the following:

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<u>TAX ID</u>	<u>RECORDING LOCATION</u>	<u>GRANTOR</u>
85.013-1-45.2	Instrument # DE2018-934	Time Warner Cable Northeast, LLC

(the "Premises"), and,

**WHEREAS**, the Town now wishes to transfer all its rights, title and interest in and to the Premises and all Ellicott Trail Improvements thereon to the County of Genesee (the "County"),

**WHEREAS**, The County Attorney has reviewed this recommendation and does concur, and

**WHEREAS**, The Committees on Public Service and Ways and Means have reviewed this recommendation and do concur, and

Now, therefore, Be it

**RESOLVED**, That the transfer without financial consideration of the fee interest in the Premises and all Ellicott Trail improvements thereon to the County is hereby approved, and the Chair of the Genesee County Legislature is hereby authorized and directed to sign all documents in the form acceptable to the County Attorney that are necessary and sufficient to effectuate this transfer.

**Budget Impact Statement:** The Genesee County Department of Parks, Recreation & Forestry currently maintains this section of property through the Memorandum of Understanding signed in 2019 with the Town of Batavia in conjunction with construction of the trail for the Ellicott Trail Project. The Parks budget will be impacted yearly due to increased maintenance of the Ellicott Trail area mentioned thereon. This was understood when the project was proposed and is minimal to date.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 211**

**AMEND CAPITAL PROJECT & 2021 BUDGET  
AMENDMENT – HIGHWAY/HUNDREDMARK  
RD BRIDGE**

Legislator Yunker offered the following resolution:

**WHEREAS**, Genesee County has received Federal Aid funding for the design and right-of-way portions of the Hundredmark Rd over Drainage Ditch bridge project within the Town of Elba and the County expects to receive a Supplemental Grant Agreement for the Construction phase of this project, and

**WHEREAS**, The Genesee County Highway Superintendent recommends amending the capital project and the 2021 County Budget in order to move forward with construction of this project, and

**WHEREAS**, The Committees on Public Service and Ways and Means have reviewed this recommendation and do concur at this time. Now, therefore, Be it,

**RESOLVED**, That the Genesee County Legislature does hereby direct and authorize the Genesee County Treasurer to amend capital project Hundredmark Rd Bridge in the amount of \$1,299,700, with federal aid of \$1,039,760, state aid of \$194,955 and a local match from 1% Sales Tax of \$64,985, and be if further

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the County Treasurer to make the following amendments to the 2021 County Budget:

Increase A.1000.1101.1	1% Sales Tax	\$64,985
Increase A.9950.9000	Transfers to Capital	\$64,985
Increase H.5197.5031	Interfund Revenue	\$64,985
Increase H.5197.3597	State Aid - Marchiselli	\$194,955
Increase H.5197.4592	Federal Aid	\$1,039,760
Increase H.5197.2080.0000	Hundredmark Rd over Drainage	\$1,299,700

**Budget Impact:** The total cost of the construction phase of this project is \$1,299,700, funded with 80% federal aid, 15% Marchiselli Aid from the state and a \$64,985 local match from 1% sales tax.

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 212 AWARD OF BIDS/CONSULTANT AGREEMENT–  
HIGHWAY – HUNDREDMARK RD BRIDGE –  
APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, The Genesee County has received federal aid to replace the Hundredmark Rd Bridge over Drainage Ditch in the Town of Elba, and

**WHEREAS**, The County advertised the specifications for this and did receive (7) seven bids from contractors, and

**WHEREAS**, The Genesee County Highway Superintendent did review these bids and make a recommendation for award at this time, and

**WHEREAS**, The Highway Superintendent also reviewed proposals from consultants for construction administration and inspection services related to this project and did make a recommendation to approve a consultant agreement at this time, and

**WHEREAS**, The Committee on Public Service did review these recommendations and does concur. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into a construction contract with Cold Spring Construction Corp, 43 Jackson St, Akron NY 14001 in the amount of \$967,856.50.

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into a supplemental consultant agreement with Erdman Anthony, 145 Culver Rd, Suite 200, Rochester NY 14620 in an amount not to exceed \$136,000.

**RESOLVED**, That the award of these contracts is contingent upon the execution of a supplemental grant agreement from the NYS Department of Transportation to fund this phase of the project.

**Budget Impact Statement:** This work is anticipated to start upon receipt of a supplemental grant agreement from NYSDOT. The total cost for these awards are \$1,103,856.50, which is covered by a capital project established for this project that is funded by 80% federal aid, and a 20% local match from 1% sales tax. The low bidder was more than \$100,000.00 below the engineer's estimate of probable construction costs for the entire project. It is anticipated that the State may provide additional Marchiselli Aid to fund the construction phase of the project and if it is received, the project will be further amended to represent a state contribution to construction costs.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 213 SURPLUS EQUIPMENT – HIGHWAY – COUNTY ROAD  
FUND – APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent did request the following equipment be declared surplus property, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this list and do recommend this equipment be declared surplus property at this time. Now, therefore, Be it,

**RESOLVED**, That the Genesee County Legislature does hereby declare the following as surplus property to be disposed of at auction, public bid or through inter-municipal purchase:

#7280 - Roland VersaCamm, Model # VP-540i

#7281 - Graphtec Cutting Pro FC100-100, Model# FC5100

#7282 - Royal Sovereign Cold Laminator, Model # RSC-1400C

Hand Squeeze Roll Applicator with large application table

OCE Plotter, #D11694

**Budget Impact:** Revenue for County Road Fund

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 214                      SURPLUS REAL PROPERTY – PHASE 2 WATER PROJECT – 1104 MAIN ST, MUMFORD – APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, Genesee County acquired real property for the construction of pump stations under Phase 2 of the Countywide Water Project, and

**WHEREAS**, The pump station in Mumford has been constructed and excess property remains from the original property acquisition that is no longer needed or required by the County or the Monroe County Water Authority, and

**WHEREAS**, The Genesee County Highway Superintendent and Genesee County Attorney recommend disposing of this property through auction or other sale complying with General Municipal Law, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this recommendation and do concur at this time. Now, therefore, Be it,

**RESOLVED**, That the Genesee County Legislature does hereby declare the following as surplus property to be disposed of at auction, public bid or other means that comply with the General Municipal Law:

#1104 Main Street, Mumford, NY 14511 (Monroe County Tax ID 208.16-1-36)

**Budget Impact:** Revenue from the sale of the real property will be returned to the Water Fund

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 215                      CHANGE ORDER –HIGHWAY/ LARGE SPAN CULVERTS KEELER CONSTRUCTION – APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent recommends authorizing additional bridge and culvert work with Keeler Construction as part of the Large Span Culvert project, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this recommendation and does concur. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature does hereby authorize change orders in the amount of \$20,440.86 for Keeler Construction related to additional pumping that was required on Countyline Rd to dewater the bridge as well as precast concrete adjustments on Bloomingdale Rd.

**Budget Impact Statement:** This contract has been closed out and the change order is needed after the fact to formally accept final adjustments on the contract. The overall contract was completed with a balance remaining of \$8,479.31 in line item payments, so the net effect of the change order is an increase of \$11,961.55 in authorized expense on the contract. Funds remaining will stay in the capital project for use on other culverts.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 216                      SUPPLEMENTAL CONSULTANT AGREEMENT #2 – PRATT RD BRIDGE – CONSTRUCTION INSPECTION AND ADMINISTRATION - APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, Genesee County has been awarded a BRIDGE-NY grant to replace the Pratt Road over the Tonawanda Creek, and

**WHEREAS**, Genesee County has an existing consultant agreement with Barton & Loguidice for the design and construction administration and inspection of the project, and

**WHEREAS**, Additional construction inspection and construction administration services were required to complete the project and conform with the rules and regulations of the Federal Highway Administration, and

**WHEREAS**, The Genesee County Highway Superintendent reviewed this work and does recommend approval at this time, and

**WHEREAS**, The Committee on Public Service has reviewed this request and does concur at this time, Now, therefore, Be it

**RESOLVED**, That the Chairperson of the Genesee County Legislature is hereby authorized to approve a supplemental consultant agreement with Barton & Loguidice, 290 Elwood Davis Rd, Bo 3107, Syracuse, NY 13220 for construction inspection and administration services related to the replacement of the Pratt Road Bridge over the Tonawanda Creek in a cost not to exceed \$31,259.

**Budget Impact:** The supplemental agreement is for \$31,259. The construction has been completed. The resolution is required to memorialize the additional work approved by the county during the project.

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 217                      RENEWAL OF BID – HIGHWAY – SODIUM  
CHLORIDE -- APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent and the Purchasing Department did receive bids for Sodium Chloride for the control of snow and ice on county roads and,

**WHEREAS**, The contract specifications allow for the renewal of the bid upon agreement between the County and the vendor, and

**WHEREAS**, The Highway Superintendent requested an extension of the contract and the vendor agreed to pricing, and

**WHEREAS**, The Highway Superintendent does recommend renewing the contract at this time, and

**WHEREAS**, The Committee on Public Service did review this recommendation and does concur. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to renew a contract agreement with American Rock Salt Co., LLC., P.O. Box 190, Mt. Morris, NY 14510 for the delivery of Sodium Chloride as per bid specifications, effective October 1, 2021 through September 30, 2022 at a price of \$51.29 per ton.

**Budget Impact Statement:** The County Road Fund includes \$150,000 for Sodium Chloride.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 218                      2021 BUDGET TRANSFER/SALARY SCHEDULE  
AMENDMENT-HIGHWAY/CSEA - APPROVAL  
OF**

Legislator Maha offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent has reevaluated the duties of the current Principal Clerk, and

**WHEREAS**, Upon review by the Human Resources Director it was determined that the correct title for the position should be Principal Financial Clerk, and

**WHEREAS**, The Highway Superintendent recommends upgrading a Principal Clerk to a Principal Financial Clerk, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this request and do recommend the upgrade be implemented at this time. Now, therefore, Be it,

**RESOLVED**, That the Genesee County Human Resources Director is hereby authorized and directed to amend the Salary Schedule to eliminate the Principal Clerk position (Grade 11) and create a Principal Financial Clerk position (Grade 13), and be it further

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to make the following transfers within the 2021 Budget by increasing D5010.1010.0000 Personnel Services in the amount of \$1,802, increasing D5010.8010.0000 in the amount of \$112, increasing D5010.8011.0000 Medicare Tax in the amount of \$26, increasing D5010.8020.0000 NYS Retirement in the amount of \$328 to be offset by decreasing D5010.4550.0000 Personnel Training in the amount of \$1,625, decreasing D5010.4800.1026 Supt's Expense in the amount of \$300, and decreasing D5010.4660.0000 Contracted-Other in the amount of \$343.

**Budget Impact:** The cost of the upgrade is \$2,268, which will be transferred within the County Road Fund D5010 Administration Department.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 219**                      **HIGHWAY CAPITAL PROJECTS – BUDGET AMENDMENT/CLOSE-APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent did review established capital projects and does recommend closing two projects, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this recommendation and does concur. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby authorize the Genesee County Treasurer to make the following Budget Amendment:

Decrease H.5197.2080.0000 Appropriation \$161,007.09

Decrease H.5197.4592 Federal Aid Revenue \$144,644

Decrease H.5197.3501 State Aid \$16,363.09

**RESOLVED**, That the balance of the local share in the amount of \$30,531.20 be returned to General Fund, Building & Equipment Reserve – Roads & Bridges, and be it further

**RESOLVED**, That the Genesee County Legislature does hereby authorize the Genesee County Treasurer to close the following capital projects:

Highway - Preventative Maintenance Bridge Painting

Highway - Searles Road Bridge over Spring Creek

**Budget Impact Statement:** Proper allocation of state and federal aid allows the county to reduce its overall committed local share and therefore reduce the amount of funds obligated to capital projects and returns \$30,531.20 to the Building & Equipment Reserve – Roads & Bridges.

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 220**                      **2021 BUDGET AMENDMENT – COUNTY PARKS - INTERPRETIVE CENTER/YOUTH BUREAU GRANT AWARD APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent does request an amendment to the 2021 Genesee County Budget to allow the acceptance of Youth Bureau grant funds from the NYS Office of Child and Family Services, and

**WHEREAS**, The budget increase will allow the Deputy Highway Superintendent to use the funding to administer an Environmental summer program for Genesee County youth through

the Environmental Education programming at the Genesee County Park and Forest Interpretive Nature Center in Bethany, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this request and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Genesee County Budget by increasing Appropriation A.7110 INTC 4660.0000 County Park, Contractual in the amount of \$6,550 to be offset by an increase in Revenue A.7110 INTC 2002 Programs in a like amount.

**Budget Impact:** Increase to 2021 budget expense in the amount of \$6,550 offset by revenue in like amount. Cost to County \$0.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 221 APPOINTMENT - GENESEE COUNTY PLANNING BOARD - APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, A vacancy does exist on the Genesee County Planning Board due to the resignation of Bernie Staats of Stafford, and

**WHEREAS**, the Committees on Public Service and Ways & Means recommend an appointment be made at this time. Now, therefore, Be it

**RESOLVED**, That Mr. Eric Biscaro of Town of Batavia, NY is hereby appointed to the Genesee County Planning Board for a term effective June 1, 2021 through May 31, 2024.

Budget Impact Statement: None. Planning Board members receive no salary or compensation.

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 222 GRANT ACCEPTANCE – INFORMATION TECHNOLOGY FY2019 CYBER SECURITY GRANT – APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, The Genesee County Information Technology Department requests acceptance of the FY2019 Cyber Security Grant Program in an amount of \$50,000 from US Department of Homeland Security (DHS) administered by the New York State Division of Homeland Security and Emergency Services (DHSES) to assist local agencies to enhance their cyber security posture, and

**WHEREAS**, The Committee on Ways and Means does concur with this request and recommends acceptance at this time. Now, therefore Be it

**RESOLVED**, That the Chairman of the Genesee County Legislature is hereby authorized and directed to accept the FY2019 Cyber Security Grant Program award, and Be it further

**RESOLVED**, That the Chairman of the Genesee County Legislature is hereby authorized and directed to execute all documents with the New York State Division of Homeland Security and Emergency Services (DHSES) necessary to accept and obtain grant funds in the amount of \$50,000 for Cyber Security projects for the County of Genesee, NY.

**Budget Impact Statement:** \$50,000 will be reimbursed to the County after the projects have been completed.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 223 SET PUBLIC HEARING-GENESEE COMMUNITY COLLEGE/2021-2022 BUDGET-APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The President and Trustees of the Genesee Community College have prepared a

proposed operating budget for academic year 2021-2022 in the amount of \$37,400,000 with a sponsor share of \$2,686,374 and

**WHEREAS**, Pursuant to law, it is necessary to hold a public hearing on said budget prior to adoption. Now, therefore, Be it

**RESOLVED**, That a Public Hearing shall be held on the proposed operating budget for Genesee Community College for academic year 2021-2022 at 5:30PM on Wednesday, June 9, 2021 at the Old Courthouse, 7 Main Street, Batavia, New York and virtually using Zoom Video Conference.

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 224     AUTHORIZING THE CHAIRPERSON OF THE  
GENESEE COUNTY LEGISLATURE TO SIGN THE  
GENESEE COUNTY JOB DEVELOPMENT BUREAU  
CONTRACTOR'S AGREEMENT WITH LIVINGSTON  
COUNTY ON BEHALF OF THE GLOW WORKFORCE  
DEVELOPMENT BOARD FOR THE WORKFORCE  
INNOVATION OPPORTUNITY ACT (WIOA)  
PROGRAM**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Genesee County Job Development Bureau has been approved by the GLOW Workforce Development Board as the Contractor to provide WIOA Adult, Dislocated Worker, and Youth Services for Genesee County. The grant is a one-year agreement that may be extended based on performance for (1) one additional one-year periods with a budget of \$279,160.00. And

**WHEREAS**, The Genesee County Job Development Bureau has entered into contracts with Livingston County on behalf of the GLOW Workforce Development Board in order to receive these funds. Now, therefore Be it

**RESOLVED**, That the Genesee County Legislature hereby authorizes the Chairman of the Genesee County Legislature to sign said contract with Livingston County on behalf of the GLOW Workforce Development Board in order for the Job Development Bureau to provide WIOA Services.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 225     AUTHORIZING CHAIRPERSON OF THE GENESEE  
COUNTY LEGISLATURE TO SIGN THE GLOW  
LOCAL PLAN**

Legislator Clattenburg offered the following resolutions:

**WHEREAS**, The Federal Workforce Innovation and Opportunity Act of 2014, requires each local Workforce Development Board to develop and submit to the State a comprehensive local plan with the appropriate Chief Elected Officials. And,

**WHEREAS**, The State will be submitting, a new Plan to USDOL for PY2021. As such, the local Workforce Development Boards are to submit a new local plan to NYSDOL for PY2021 to PY2025, in order to be eligible to receive WIOA funds for administering the One Stop System and delivering services to its customers. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature hereby authorizes the Chair of the Genesee County Legislature to sign the GLOW Local Plan on behalf of Genesee County for the period July 1, 2021 through June 30, 2025.

Legislator Hawley seconded the resolution which was adopted by 326 votes.



**RESOLUTION NO. 226 BUDGET TRANSFER – COUNTY MANAGER/  
SUPERVISORY SKILLS TRAINING-APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, Genesee Community College offered a supervisory skills course designed to assist supervisors or potential supervisors develop skills needed to be effective within County government, and

**WHEREAS**, The County Manager and various department heads identified employees that would benefit from and are committed to completing the training(s), and

**WHEREAS**, The County Manager is requesting to transfer funds from the Contingency account to the County Managers budget to cover the expense, and

**WHEREAS**, The Committee on Ways and Means did review this request and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to make the following Budget Transfer:

\$2,097.00	From	A.1990.4800.0000	Contingency, Program Expense
\$2,097.00	To	A.1435.4550.0000	Collective Bargaining, Personnel

Training

**Budget Impact:** General Contingency account balance after this transaction = \$49,208.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 227 APPOINTMENT OF EXECUTIVE DIRECTOR YOUTH  
BUREAU/2021 MANAGEMENT SALARY SCHEDULE  
AMENDMENT – APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, Jocelyn Sikorski resigned as Executive Director Youth Bureau effective January 15, 2021, and

**WHEREAS**, The Interview Committee did select and interview several highly qualified individuals for the Youth Bureau Executive Director position and unanimously recommend Mr. William Schutt, and

**WHEREAS**, The Committee on Ways and Means does recommend that Mr. William Schutt, be appointed to the position of Executive Director Youth Bureau. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby appoint Mr. William Schutt as Executive Director Youth Bureau effective June 20, 2021, and Be it further

**RESOLVED**, That the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to amend the 2021 Genesee County Management Salary Schedule to appoint Mr. William Schutt as Executive Director Youth Bureau, Grade 113 at an annual rate of \$61,000 on the Genesee County Management Salary Schedule.

**Budget Impact Statement:** Savings has occurred due to paying a lower rate for the Interim Director and the incumbent starting at a lower rate than the previous Director.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 228 BUDGET TRANSFER/AUTHORIZATION OF  
DISCRETIONARY COMPENSATION FOR SERVICES RENDERED DURING  
CATASTROPHIC EVENT BY CORONER – APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Discretionary compensation for services rendered during catastrophic events for elected or appointed Genesee County Coroners was established by Local Law No. 1, year 2021, and

**WHEREAS**, One of the Coroners has provided an attestation of lost wages due to the

extraordinary time spent at the plane crash site in the Town of Pembroke in October 2020, and **WHEREAS**, The Ways and Means Committee has reviewed the request and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the Genesee County Treasurer to compensate Jeffery W. McIntire, for loss of full time employment hours due to the plane crash in the Town of Pembroke in October 2020, in the amount of \$1,369, and Be it Further

**RESOLVED**, That the Genesee County Treasurer is hereby authorized to make the following 2021 Budget Transfers:

\$1,369.00	From	A.1990.4800.0000	Contingency, Program Expense
\$1,271.00	To	A.1185.1010.0000	Medical Exam & Coroners, Personal Svcs
\$ 79.00		A.1185.8010.0000	Medical Exam & Coroners, Soc Sec Tax
\$ 19.00		A1185.8011.0000	Medical Exam & Coroners, Medicare Tax

**Budget Impact:** Balance of General Contingency Account after this transaction = \$47,839

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 229 HOLD HARMLESS AGREEMENT/GENESEE COUNTY AND CITY OF BATAVIA**

Legislator Maha offered the following resolution:

**WHEREAS**, Genesee County desires to participate in the City of Batavia Memorial Day parade on May 31, 2021, and

**WHEREAS**, the City of Batavia requires a certificate of insurance or a hold harmless agreement, now therefore be it

**RESOLVED**, the Chair of the Genesee County Legislature is authorized and directed to sign the Hold Harmless Agreement for participation in the City of Batavia Memorial Day Parade on May 31, 2021.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 230 COUNTY AUDIT –MAY 26- APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Legislator Klotzbach, did review the following claims:

General Fund	\$	776,761.12
Highway		141,048.24
Self Insurance		16.68
Voluntary Distribution		833,335.00
Water Fund		95,617.34
DSS Abstracts		33,172.76
<b>Capital Projects</b>		
Highway-Large Span Culverts		2,629.56
County Park-County Park Area “D” Shelter Improvements		2,029.60
County Park-Dewitt Improvements Phase IV		281.40
Sheriff/Jail-Jail Construction		4,000.00
<b>Payroll – General</b>		
May 21, 2021		1,736,776.12
<b>Medicaid</b>		
May 18, 2021		132,890.00
May 25, 2021		<u>132,890.00</u>

**Total Audit**

\$ 3,891,447.82

Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature has audited and does approve the claims as listed above, and Be it further

**RESOLVED**, That the Genesee County Treasurer be and hereby is authorized and directed to make payments as listed above.

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

At 6:01 PM the meeting adjourned upon motion of Legislator Yunker seconded by Legislator Deleo, carried unanimously.

**ELEVENTH DAY  
GENESEE COUNTY LEGISLATURE  
Batavia, New York  
Wednesday, June 9, 2021**

The Genesee County Legislature met in Regular Session on Wednesday, June 9, 2021 at 5:30 PM in the Legislative Chambers of the Old Courthouse and remotely using ZOOM. Legislator Yunker assisted with the audit. The prayer was offered by Legislator Maha followed by the Pledge to the Flag.

In addition to our regular meeting Legislature Chair Stein opened a Public Hearing on the Genesee Community College proposed operating budget for the academic year 2021-2022 and County sponsor share. All interested parties were invited to be heard.

Legislator Yunker read a proclamation for Dairy Month and invited Farm Bureau Representative Natasha Sutherland and Dairy Princess Amelia Brewer and her court of Dairy Ambassadors Maggie Winspear, Jillian Brewer and Dairy Maid Claire Lamb to share comments regarding the importance of dairy and the impact in Genesee County.

Minutes of the May 26, 2021 Legislature meeting were approved upon motion of Legislator Clattenburg seconded by Legislator Maha, carried unanimously.

Legislature Chair Stein commented on recent discussions pertaining to the State legislation that allows cities, towns and villages to opt out of allowing cannabis retail stores. If a municipality opts out before December 31<sup>st</sup> they may opt back in in the future. She also stated she attended the Finger Lakes Regional Economic Development Council meeting and they reviewed the draft report which is due on June 23, the final report is due to the Governor June 30. She indicated there will be two different funding announcement times; August 30 and late in the fall.

Assistant County Manager Tammi Ferringer shared information from the Governor's office regarding the lifting of pandemic restrictions. The announcement stated that when 70 % of the population 18 and older has received at least one vaccination most restrictions will be lifted. That milestone is expected to be reached later next week.

Out-of State travel requests:

- Treasurer Scott German – Tampa, FL for the annual NACCTFO Conference July 17-21, 2021 cost \$1,555,34 (NYS Treasurer's & Finance Officers Association covers \$1,500) County Cost \$55.34. A motion to approve was made by Legislator Dibble, seconded by Legislator Deleo, carried unanimously.
- Sheriff William Sheron – Phoenix, AZ for 2021 National Sheriff's Association Annual Conference-Standing Member of Homeland Security Committee June 21-25, 2021 No County Cost. A motion to approve was made by Legislator Clattenburg seconded by Legislator Maha, carried unanimously.

The Clerk proceeded with the resolutions:

**RESOLUTION NO. 231    2021 CHILD AND FAMILY SERVICES PLAN (CFSP)  
UPDATE- DEPARTMENT OF SOCIAL SERVICES –  
APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, The Genesee County Commissioner of Social Services reviewed and approved the 2021 CFSP Update, and

**WHEREAS**, The Genesee County Probation Department, Youth Bureau, and County Manager, did review the CFSP update and does recommend approval at this time, and **WHEREAS**, The Committee on Human Services have reviewed the CFSP update and do concur at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the Chairperson to approve and signoff on the 2021 CFSP update, effective immediately.

**Budget Impact:** There is no financial impact associated with the Child and Family Services Annual Plan update. Locally approved plans/updates are submitted to the NYS OCFS for final approval.

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 232 2021 SALARY SCHEDULE AMENDMENT - COMMUNITY MENTAL HEALTH SERVICES/MENTAL HEALTH CLINICAL THERAPIST -APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The department of Mental Health in Genesee County is in the process of restructuring titles for a more efficient workflow. The Care Management unit does not need the additional position, the Director is requesting an additional Mental Health Clinical Therapist to offset the influx in services needed, and

**WHEREAS**, The Director of the Community Mental Health Services did request an amendment to the 2021 Employee Salary Schedule by eliminating one (1) Full-time, Case Manager II position, CSEA-General, Grade 16, and creating one (1) Full-Time Mental Health Clinical Therapist, in CSEA-General, Grade 19 and

**WHEREAS**, The Committees on Human Services and Ways and Means did review this request and do recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to amend the 2021 Employee Salary Schedule by eliminating one (1) Full-time, Case Manager II position, CSEA-General, Grade 16, and creating one (1) Full-Time, Mental Health Clinical Therapist, in CSEA-General, Grade 19 effective June 10, 2021.

**Budget Impact Statement:** There is approximately \$2.45 per hour difference in the positions; \$4,775.00 annually.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 233 AMEND RESOLUTION NO. 186-2021-COMMUNITY MENTAL HEALTH SERVICES- GENESEE COUNCIL ON ALCOHOLISM AND SUBSTANCE ABUSE – APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, The Director of the Community Mental Health Services did request an amendment to the 2021 GCASA contract and budget and resolution 186-2021 adopted May 12, 2021 made that requested amendment, and

**WHEREAS**, due to a clerical error an incorrect department was listed on resolution no. 186-2021, and

**WHEREAS**, the correct department is 4313- Genesee Council- Alcohol/Drug and the committee on Human Services did review this request and recommends approval at the time, Now therefore, Be it

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Genesee County Budget by

Increasing A4313.4660.00 Contracted Other by \$ 161,232.00  
AND

Increasing A.4313.3494 State Aid – OASAS by \$ 161,232.00

**Budget Impact Statement:** Increasing the budget by \$161,232.00 offset by an increase in State Aid in the amount of \$161,232.00. Please note that the difference in revenue and expense is to bring the county back to mandated levy.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 234 CONTRACT RENEWAL – HEALTH DEPARTMENT/MONROE COUNTY FORENSIC PATHOLOGY SERVICES - APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS,** The County of Monroe did present a contract renewal for the provision of forensic pathology and medicolegal death investigation services, and

**WHEREAS,** The Genesee County Public Health Director does recommend entering into the contract with the County of Monroe, and

**WHEREAS,** The Director of Public Health did present a contract renewal for said services and the Committee on Human Services does concur. Now, therefore, Be it

**RESOLVED,** That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the Agreement with the County of Monroe for the term of January 1, 2021 and extending through December 31, 2021, and to execute any and all other documentation related to this Agreement.

**Budget Impact:** Expenses for \$80,700 have been appropriated in the 2021 Dept. 1185 – Coroner budget.

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 235 CONTRACT RENEWAL – HEALTH DEPARTMENT/ TUBERCULOSIS CONSULTATIVE AND EDUCATIONAL SERVICES PROGRAM - APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS,** New York State Public Health Law does specify the responsibility of Genesee County to ensure direct clinical services for Tuberculosis, and;

**WHEREAS,** Monroe County operates a Tuberculosis Control Program with consulting pulmonary and critical care physicians and Certified Infection Control Practitioners for providing comprehensive medical and nursing / case management consultative service under the statutory jurisdiction of the Department of Public Health, and;

**WHEREAS,** Genesee County is desirous of obtaining the services of the Monroe County Department of Public Health’s Tuberculosis Control Program, and;

**WHEREAS,** The Director of Public Health did present a contract renewal for said services and the Committee on Human Services does concur. Now, therefore, Be it

**RESOLVED,** That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a contract with Monroe County for Tuberculosis Consultative and Educational Services for the Genesee County Health Department for the term January 1, 2021 to December 31, 2021 at the following rates and not to exceed \$22,000 for the term of the contract:

- Flat fee of \$4,714.76 for Electronic Health Record Access, VPN Services, IT consultations and continuing education, Telemedicine access and for ongoing clinical support including policies and procedures, QA/QI and clinical education and staff development.

- Direct, patient consultative services:
  - Physician Consults \$200/hour
  - RN Consults \$ 50/hour

**Budget Impact:** Expenses related to this contract are allocated in the 2021 4010 budget and are eligible for full reimbursement under Article 6 – State Aid Funding for General Public Health Works

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 236 GRANT ACCEPTANCE - HEALTH DEPARTMENT/  
TOBACCO ENFORCEMENT PROGRAM - APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS,** The Genesee County Public Health Director has received notification from the New York State Department of Health Bureau of Community Environmental Health and Food Protection that Genesee County’s Tobacco Enforcement contract will be awarded in the total amount of \$32,360, and

**WHEREAS,** The Public Health Director has requested that the County accept this funding which stipulates that this revenue will be used to support the program goals of the Tobacco Enforcement Program, and

**WHEREAS,** The Committee on Human Service did review this request and does recommend approval at this time. Now, therefore, be it

**RESOLVED,** That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the Agreement with the New York State Department of Health for the acceptance of the Tobacco Enforcement contract for the period April 1, 2021 through March 31, 2022 in the amount of \$32,360, and to execute any and all other documentation related to this funding.

**Budget Impact:** Revenue and expenses, in the amount of \$32,360, has been appropriated in the 2021 Dept. 4010 – Health Department Program budget.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 237 CONTRACTS– HEALTH DEPARTMENT/PRESCHOOL  
SUPPORTIVE HEALTH SERVICES PROGRAM/RELATED  
SERVICES – APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS,** The Public Health Director did present contracts for the provision of related services to eligible children in the Preschool Supportive Health Services Program, and

**WHEREAS,** The Committee on Human Services did review the request and does recommend approval at this time. Now, therefore, Be it

**RESOLVED,** That the Chair of the Genesee County Legislature is hereby authorized and directed to execute contracts with the following agencies/individuals, for the provision of **Related Services** in the Preschool Supportive Health Services Program (PSSHSP) for the period of July 1, 2021 through June 30, 2023 per the 2021 PSSHSP rate schedule.

ARC of Livingston-Wyoming Counties (Kidstart), 18 Main Street, Mount Morris, NY 14510  
Alexander Central School, 3314 Buffalo Street, Alexander, NY 14005  
Aurora Audiology, 97 Hamburg Street, East Aurora, NY 14052  
Autism Learning Partners (Buffalo), 1055 East Colorado Boulevard, #560, Pasadena CA, 91106  
Batavia City School District, 260 State Street, Batavia, NY 14020  
(Brown) Nelson, Karen, 4588 Conway Road, East Bethany, NY 14054  
Buffalo Hearing & Speech Center, 50 East North Street, Buffalo, NY 14203  
Building Blocks Comprehensive Services, Inc., P.O. Box 1209, Canandaigua, NY 14424  
Byron-Bergen Central School District, 6917 West Bergen Road, Bergen, NY 14416  
CP Rochester (United Cerebral Palsy Association), 3399 Winton Road South, Rochester, NY 14623  
Catholician Center for Learning, 2049 George Urban Boulevard, Depew, NY 14043  
Caputi, Melissa, 8687 Cherry Bark Lane, Batavia, NY 14020

Creative Therapies of WNY SLP, PT, OT PLLC, 26 San Fernando Lane, East Amherst, NY 14051  
DeVoe, Sandra, 10725 Molasses Hill Road, Alexander, NY 14005  
Elba Central School, P.O. Box 370, South Main Street, Elba, NY 14058  
Erie County Medical Center, 4242 Ridge Lea, Suite 2, Amherst, NY 14226  
Ferraro, Paula, 1091 Maryvale Drive, Cheektowaga, NY 14225  
Finger Lakes Therapy Works, PLLC, 210 Clifton Springs Professional Park, Clifton Springs, NY 14432  
Frank, Amatina, 5566 Jerico Road, East Bethany, NY 14054  
Gallo, Pamela, 9074 Calpin Parkway, Clarence Center, NY 14032  
Harper, Paula, 96 Woodlands Way, Brockport, NY 14420  
Hearing and Speech of WNY, 2980 William Street, Cheektowaga, NY 14227  
Integrated Therapy Services, 25 Liberty Street, Suite 5, Batavia, NY 14020  
Leroy Central School, Trigon Park, LeRoy, NY 14482  
Leroy Physical Therapy and Athletic Training, PLLC, 3 West Avenue, LeRoy, NY 14482  
Liberty Post, 331 Alberta Drive, Suite 110, Amherst, NY 14226  
Music Therapy Pathways - Jennifer Reding, 80 South Main Street, Oakfield, NY 14125  
Oakfield-Alabama Central School, 7001 Lewiston Road, Oakfield, NY 14125  
Opalecky Physical Therapy Services, PLLC, 1985 Sweden-Walker Road, Hilton, NY 14468  
Pembroke Central School, P.O. Box 308, Routes 5 & 77, Corfu, NY 14036  
Room to Bloom Therapy Services, LLC, 1850 Buffalo Rd., Suite 200, Rochester, NY 14624  
Schultz, Denise, 14 Skyline Drive, Akron, NY 14001  
Stepping Stones Therapeutics, 92 Riverview Court, Grand Island, NY 14072  
Tuites, Elizabeth, 16 Elm Street, Batavia, NY 14020  
WNY Speech-Language Pathology, OT and PT Consultants (CAFL), 590 Fishers Station Drive, Suite 130, Victor, NY 14564  
Wolcott, Beth, 3675 Saint Helena Street, Perry, NY 14530

**Budget Impact:** Revenue and expenses are included in the 2021 A 2960 3-5 Preschool Budget and will be included in the 2022 and 2023 Budgets. These services qualify for NYS reimbursement at the rate of 59.5% less any Medicaid payment on Medicaid eligible children. Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 238**

**CONTRACTS– HEALTH  
DEPARTMENT/PRESCHOOL SUPPORTIVE  
HEALTH SERVICES PROGRAM – APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, The Public Health Director did present a contract for the provision of services to eligible children in the Preschool Supportive Health Services Program, and  
**WHEREAS**, The Committee on Human Services did review the request and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute contracts with the following agencies/individuals for the provision of **Special Education Itinerant Teacher (SEIT) Services, Classroom Services (CB), and Evaluator Services** in the Preschool Supportive Health Services Program for the period of July 1, 2021 through June 30, 2023 per the 2021 PSSHSP rate schedule.

ARC of Livingston-Wyoming Counties (Kidstart), 18 Main Street, Mount Morris, NY 14510  
Aspire of WNY Center for Learning, 4635 Union Road, Cheektowaga, NY 14225  
Batavia City School District, 260 State Street, Batavia, NY 14020  
Bornhava, 25 Chateau Terrace, Amherst, NY 14226  
Buffalo Hearing & Speech Center, 50 East North Street, Buffalo, NY 14203  
CP Rochester (United Cerebral Palsy Association), 3399 Winton Road South, Rochester, NY 14623  
Cantalician Center for Learning, 2049 George Urban Boulevard, Depew, NY 14043  
Erie County Medical Center, 4242 Ridge Lea, Suite 2, Amherst, NY 14226  
Gateway-Longview Therapeutic Services, 10 Symphony Circle, Buffalo, NY 14201  
Happiness House, 731 Pre-Emption Road, Geneva, NY 14456



Heritage Centers (Erie Chapter NYSARC), 205 Yorkshire Road, Tonawanda, NY 14150  
 Liberty Post, 331 Alberta Drive, Suite 110, Amherst, NY 14226  
 Mary Cariola Children's Center, 1000 Elmwood Avenue, Suite 100, Rochester, NY 14620,  
 Room to Bloom Therapy Services, LLC, 1850 Buffalo Rd., Suite 200, Rochester, NY 14624  
 Wayne A. Secord Therapeutic Preschool , 6395 Old Niagara Road, Lockport, NY 14094  
 WNY Speech-Language Pathology, OT and PT Consultants (CAFL), 590 Fishers Station Drive,  
 Suite 130, Victor, NY 14564

**Fiscal Implications:** Revenue and expenses are included in the 2021 A 2960 3-5 Preschool Budget and will be included in the 2022 and 2023 Budgets. These services qualify for NYS reimbursement at the rate of 59.5% less any Medicaid payment on Medicaid eligible children. Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 239 PERFORMANCE INCENTIVE ACCEPTANCE/BUDGET AMENDMENT – HEALTH DEPARTMENT – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS,** The Public Health Department participated in the 2020 Local Health Department Performance Incentive Program and completed the Chlamydia reporting requirements during the performance period (October 1,2019 – September 1,2020), and

**WHEREAS,** The New York State Department of Health has awarded the Genesee County Public Health Department \$14,515 to use this funding to support costs associated with Article 6 eligible services and,

**WHEREAS, The** Committees on Human Services and Ways and Means did review this award and does

Recommend approval at this time, Now therefore, Be it

**RESOLVED, That** the Chair of the Genesee County Legislature is hereby authorized to accept this award for \$10,023 as specified in the Local Health Department Incentive Program description and Be it further

**RESOLVED, That** the Genesee County Treasurer is hereby authorized and directed to amend the 2021

Genesee County Budget by increasing Appropriations A4010 4700.1150 Biologicals by \$7,000 and A4010 4800.0000 Program Expense by \$7,515 to be offset by an increase of \$14,515 in A4010 3401 State Aid, Public Health.

**Fiscal Implications:** \$0 cost to the county, funds will be used to support costs associated with any Article 6 State Aid eligible activity or supplies.

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 240 GRANT ACCEPTANCE – HEALTH DEPARTMENT/PUBLIC HEALTH EMERGENCY PREPAREDNESS PROGRAM – APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS,** The Genesee County Public Health Director Has received notification from the New York State Department of Health and Health Research, Inc. that Genesee County’s Public Health Emergency Preparedness Program has been awarded in the amount of \$50,099, and

**WHEREAS,** The Public Health Director has requested that the County accept this funding which stipulates that this revenue will be used to support the program goals of the Public Health Emergency Preparedness Program Activities, and

**WHEREAS**, The Committees on Human Services and Ways and Means did review this award and does recommend approval at this time, now therefore, be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the Agreement with Health Research, Inc. 150 Broadway, Suite 560, Menands, New York 12204 for the acceptance of the Public Health Emergency Preparedness contract for the period July 1, 2021 through June 30, 2022 in the amount of \$50,099, and to execute any and all other documentation related to this funding.

**Budget Impact:** \$50,099 is included in the 2021 4010 Health Department Budget.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 241 AWARD OF BID #2021-02 – OFFICE FOR THE AGING PERSONAL EMERGENCY RESPONSE SYSTEM SERVICES (PERS) – APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, The Director of the Office for the Aging did present an award of Bid #2021-02 to Doyle Security Systems, Inc. 792 Calkins Road, Rochester, NY 14623 to provide PERS ; and

**WHEREAS**, PERS has been implemented by the Office for the Aging to help address personal safety and response for older adults in Genesee County under the federally funded New York State Family Elder Caregiver Support Program Title IIIIE, Unmet Needs, and the Expanded In-Home Services for the Elderly Program (EISEP). This agreement also offers discounted rates to Genesee County Private Pay citizens who are referred by the Office for the Aging; and

**WHEREAS**, This is an initial three year contract effective July 01, 2021 through June 30, 2024 which may be renewed for three additional one year periods upon mutual, written consent of both parties and in the best interest of Genesee County for the provision of personal emergency response systems for older adults in Genesee County under the federally funded New York State Family Elder Caregiver Support Program Title IIIIE, Unmet Needs, and the Expanded In-Home Services for the Elderly Program (EISEP);

**WHEREAS**, the Committees of Human Services and Ways & Means did review this bid award and do recommend approval at this time, Now, therefore, Be it

**RESOLVED**, That the Chairman of the Genesee County Legislature is hereby authorized and directed to execute the necessary document to award the contract to Doyle Security Systems, Inc. 792 Calkins Road, Rochester, NY 14623 to provide PERS for the period of July 01, 2021 through June 30, 2024 at the rate of:

**Office for the Aging authorized clients:**

**1) PERS**

- |  |                            |
|--|----------------------------|
| a. One Time Installation Charge                    | \$ <u>  0  </u> per unit   |
| b. Traditional Landline Device (aka Doyle Alert)   | \$ <u>  15  </u> per month |
| c. Cellular Device (aka Telguard)                  | \$ <u>  25  </u> per month |
| d. Landline Auto. Fall Detection Device (aka Fall) | \$ <u>  20  </u> per month |
| e. Cell Fall Detection Device (aka Fall Telguard)  | \$ <u>  30  </u> per month |

**2) PERS MOBILE GPS**

- |                                     |                            |
|-------------------------------------|----------------------------|
| a. One Time Activation Fee          | \$ <u>  10  </u> per unit  |
| b. Mobile GPS PERS                  | \$ <u>  42  </u> per month |
| c. Mobile GPS PERS w/Fall Detection | \$ <u>  47  </u> per month |

**Self-Identifying Private Pay Genesee County clients pricing:**

**1) PERS**

- |  |                            |
|--|----------------------------|
| a. One Time Installation Charge                    | \$ <u>  0  </u> per unit   |
| b. Traditional Landline Device (aka Doyle Alert)   | \$ <u>  25  </u> per month |
| c. Cellular Device (aka Telguard)                  | \$ <u>  35  </u> per month |
| d. Landline Auto. Fall Detection Device (aka Fall) | \$ <u>  30  </u> per month |
| e. Cell Fall Detection Device (aka Fall Telguard)  | \$ <u>  40  </u> per month |
- 2) **GPS PERS**
- |                                     |                            |
|-------------------------------------|----------------------------|
| a. One Time Activation Fee          | \$ <u>  10  </u> per unit  |
| b. Mobile GPS PERS                  | \$ <u>  47  </u> per month |
| c. Mobile GPS PERS w/Fall Detection | \$ <u>  52  </u> per month |

**Budget Impact:** PERS funding is 75%-90% covered through Title III-E Caregiver Support Program, Unmet Needs, and Expanded In-home Services for the Elderly (EISEP) with a required county 10-25% match. PERS cost for 2021 was incorporated into the adopted county budget for up to \$12,240. As grant funds increase the ability to spend more for program participants to provide PERS will increase and will be reflected in the annual county budget.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 242 LEASE AGREEMENT RENEWAL WITH LIFESPAN/  
OFFICE FOR THE AGING – APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS,** The Director of the Office for the Aging did request approval of a lease agreement renewal with Lifespan of Greater Rochester, Inc., 1900 Clinton Avenue S., Rochester, N.Y. 14618 for the period of July 1, 2021 – June 30, 2022 for rental of one 80 square foot office space to house a Lifespan employee working in the Muriel H. Marshall Fund for the Aging in Genesee funded Financial Management Program at a cost of \$15.64 per square foot, for an annual rent of \$1,251.45; and

**WHEREAS;** The Rochester Area Community Foundation has renewed the grant with Lifespan of Greater Rochester, Inc. to provide financial management services; and the program coordinates with other Marshall Fund grantee services as well as Genesee County Office for the Aging programs and services; and to facilitate such coordination it is mutually beneficial to be housed in the Office for the Aging which has available office space available; and

**WHEREAS;** the Committee on Human Services did review this request and does recommend approval of this lease agreement. Now, Therefore, Be it

**RESOLVED,** That the Chairman of the Genesee County Legislature is hereby authorized and directed to execute the necessary document to renew a lease agreement with Lifespan of Greater Rochester, Inc., 1900 Clinton Avenue S., Rochester, N.Y. 14618 for the period of July 1, 2021 – June 30, 2022 for a yearly cost of \$1,251.45, paid in quarterly installments of \$312.86 per quarter.

**Budget Impact:** Neutral. Rental income is already included as a revenue in 2021 County Budget.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 243 INSURANCE CERTIFICATE – GENESEE COUNTRY  
FARMERS’ MARKET, BATAVIA IMPROVEMENT  
DISTRICT, & CITY OF BATAVIA- 2021 APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS,** The Director of the Office for the Aging did request a proof of insurance indicating general liability insurance in the amount of at least one million dollars and naming the Genesee Country Farmers’ Market, the Batavia Improvement District, and the City of Batavia as additional insured, for the purpose of distributing NY State Department of Health Farmers’ Market Coupons

and manning an information table at the Genesee Country Farmers' Market, held at Bank Street & Alva Place, Batavia, NY. The dates include June 30-October 2, 2021; and

**WHEREAS**, The Office for the Aging desires to distribute information on senior services to residents in the Batavia and Genesee County area; Now, Therefore, Be it

**RESOLVED**, That the Genesee County Attorney is hereby authorized and directed to execute the necessary documents to name the following:

1. Genesee Country Farmers Market  
Bank/Alva Place  
Batavia, NY 14020  
Mailing address is PO Box 303, Gasport, NY 14067
2. Batavia Improvement District (BID)  
200 East Main Street  
Batavia, NY 14020
3. City of Batavia  
City Hall, 1 City Centre  
Batavia, NY 14020  
as additional insured for from the hours of 8:30am-5pm for the dates include June 30-October 2, 2021.

**Budget Impact:** None

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 244      RENEWAL OF CONTRACT – ARC OF GENESSEE ORLEANS/OFFICE FOR THE AGING FOR MEAL PREPARATION SERVICES- APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, The Director of the Office for the Aging did present a renewal of contract with The Arc of Genesee Orleans for the provision of Meal Preparation Services for Office for the Aging for the congregate and home delivered meal programs administered by the Office for the Aging resulting from RFP 2017-107 which took effect July 1, 2017; and

**WHEREAS**, This contract is renewable for four (4) one-year (1) periods upon mutual, written consent of both parties and in the best interest of Genesee County under the federally funded Title IIIC1, Title IIIC2, Nutrition Services Incentive Program and New York State Wellness in Nutrition, Unmet needs, WNYICC, Medicaid Managed Long Term Care programs, and supplemental stimulus funds;

**WHEREAS**, The County of Genesee may use Federal funding for a portion of this contract necessitating the addition of applicable contract clauses, and

**WHEREAS**, This is the fourth and final of 4 (four) potential 1 (one) year renewals and the Committee on Human Services does recommend approval at this time. Now, Therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to renew a contract with The Arc of Genesee Orleans, 64 Walnut Street, Batavia, NY 14020, at a cost of \$6.90 per meal for regular home delivered meals; \$6.84 per meal for congregate meals; \$5.38 for 2<sup>nd</sup> meal (Cold or Sandwich Meal); and \$6.90 for frozen home delivered meals; with a total contract not to exceed \$310,909 for the period of July 1, 2021-June 30, 2022.

**Budget Impact:** Neutral. A budget at \$310,909 already in the 2021 County budget. Federal Title III C-1, Title III C-2, with the county paying an additional 10% of required matching funds on federal nutrition program Title III C grants WIN, NSIP grant funds, WNYICC, State Medicaid Managed Long Term Care revenue funds pay for the cost of this contract, as well as supplemental stimulus funds, which due to the MDD (Major Disaster Declaration) allows for OAA (Older Americans Act) money to be used without restriction in order to allow for expanding meal services and additionally increase in spending is able to be supplemented by FFCRA Families First Coronavirus Response Act and CARES (Coronavirus Aid, and Relief Economic Security Act

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 245 RENEWAL OF CONTRACT FOR SOCIAL ADULT DAY CARE – APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS,** The Director of the Office for the Aging did present a contract renewal for the provision of social adult day care for older adults to provide respite service under the Western New York Alzheimer’s Disease Caregiver Support Initiative (WNYADCSI), the federally funded New York State Family Elder Caregiver Support Program Title III-E, to provide the ancillary service of Social Adult Day Service for older adults enrolled in the Unmet Needs Services, and to provide the ancillary service of Social Adult Day Service for older adults enrolled in the Expanded In-Home Services for the Elderly Program; and

**WHEREAS,** the Committee on Human Service does recommend approval at this time. Now, therefore, Be it

**RESOLVED,** That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into agreement with the Tender Loving Family Care, Inc., 1270 Creek Street, Suite 3 Webster, NY 14580 for social adult day care services at the rate of :

- \$87.00 per day per person for a 5 Hour Block of time
- \$105.00 per day per person for a Full Day (9:00 a.m. – 4:00 p.m.)
- \$120.00 per day per person for an Extended Full Day (7:00 a.m. – 6:00 p.m.)

not to exceed \$16,035 for the period July 1, 2021 through June 30, 2022.

**Budget Impact:** The \$16,035 budgeted for this contract is already included in the 2021 approved county budget as respite and social day care with under Title III-E Respite grant, \$18, Unmet Needs grant, (EISEP) Expanded In-Home Services for the Elderly grant, and WNYADCSI grant.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 246 CONTRACT – INFORMATION TECHNOLOGY/VERIZON WIRELESS CELL PHONE BOOSTER**

Legislator Clattenburg offered the following resolution:

**WHEREAS,** Verizon Wireless is providing at no charge to the County, a Cell Phone Booster that improves reception in County Building II to support all departments, but most notably, Public Health, and

**WHEREAS,** an agreement is required between the County of Genesee and Cellco Partnership, a Delaware General Partnership doing business as Verizon Wireless which governs the installation, maintenance and operation by Verizon Wireless of an in-building coverage system, and

**WHEREAS,** The Ways and Means Committee did review this request and does concur, Now, therefore, Be it

**RESOLVED,** That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the contract with Cellco Partnership dba Verizon Wireless, 10170 Junction Drive, Suite 200 Annapolis Junction, MD 20701.

**BUDGET IMPACT STATEMENT:** No dollar impact this is a free service from Verizon Wireless.

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 247 COUNTY OF GENESEE FLAG-FOR-A-DAY - CHILDREN'S COMPETITION WINNER - ADOPTION OF**

Legislator Maha offered the following resolution:

**WHEREAS**, Genesee County as part of the Genesee 2050 project to update the County Comprehensive Plan and create a County Recreation Plan promoted the project website through a competition to redesign the County flag, and

**WHEREAS**, The Genesee 2050 Steering Committee selected five finalists from the adult entries and five finalists from the children's entries to be placed on the project website for an online public vote, and

**WHEREAS**, After a month-long vote on the flag designs, the design submitted by Riley Wall, age 13, of Ms. Karen LaDuke's 7<sup>th</sup> Grade Art Class in the Alexander Central School District received the highest number of votes in the children's category, and

**WHEREAS**, Riley's design depicts a blue and green field with an ear of corn being held up by a pair of diverse hands symbolizing the importance of agriculture, local food, and the diversity of our farming community. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does congratulate Riley Wall on the excellence of the design and adopt the aforementioned flag as the official Genesee County Flag for the day of June 14, 2021 (Flag Day).

**Budget Impact:** The cost of producing the flag is will come from the 2021 operating budget of Facilities Management and will be part of the in-kind contribution to the NYS grant received for the Genesee 2050 project.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 248 SET PUBLIC HEARING – LOCAL LAW INTRODUCTORY NO. 2, YEAR 2021 GENESEE COUNTY NY, TO REPEAL AND REPLACE THE COUNTY OF GENESEE ETHICS AND DISCLOSURE LAW– APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, Article 18 of the General Municipal Law prohibits the officers and employees of a municipality from having certain conflicts of interest, and

**WHEREAS**, Section 806 of the General Municipal Law requires the governing body of each County, city (other than the City of New York), town, village, school district and fire district to adopt a Code of Ethics that sets forth for the guidance of its officers and employees standards of conduct reasonably expected of them, and

**WHEREAS**, Section 806 of the General Municipal Law also authorizes the governing body of any other municipality to adopt such a Code of Ethics, and

**WHEREAS**, a Code of Ethics adopted by the governing body of a municipality must set forth standards of conduct for the guidance of the officers and employees of the municipality with respect to disclosure of interests in legislation before the local governing body, holding of investments in conflict with official duties, private employment in conflict with official duties, future employment, and such other standards as may be deemed advisable, and

**WHEREAS**, there is hereby introduced to the Genesee County Legislature a proposed **LOCAL LAW INTRODUCTORY NO. 2, YEAR 2021 GENESEE COUNTY NY, TO REPEAL AND REPLACE THE COUNTY OF GENESEE ETHICS AND DISCLOSURE LAW** and

**WHEREAS**, Subdivision 5 of Section 20 of the Municipal Home Rule Law requires a public hearing to be held on such Local Law. Now, therefore, Be it

**RESOLVED**, that a public hearing shall be held on proposed Local Law Introductory No. 2, Year 2021, by the Genesee County Legislature on the twenty-third of June 2021 at 5:30 p.m. at the Old Courthouse, 7 Main Street, Batavia, New York and virtually using Zoom Video Conference.

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 249 2021 BUDGET AMENDMENT- ASSET ACQUISITION- APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, In 2020 the Sheriff's Office submitted a multi-year asset acquisition request for body cameras, docking stations, and annual licenses for the road patrol that did not get transferred to the 2021 Budget, and

**WHEREAS**, The County Manager and County Treasurer recommend using 1% sales tax reserve funds to cover the expense to the 2021 Budget, and

**WHEREAS**, The Committee on Ways and Means did review this request and do recommend approval at this time. Now, therefore, Be it

**RESOLVED**, The County Treasurer is hereby authorized and directed to amend the 2021 Genesee County Budget by increasing A.1989.2080.1201 Asset Acquisition – Firearms/Holsters/Body Cameras in the amount of \$21,250 offset by an increase in A.1000.1110.1 – Sales & Use Tax 1%

**Budget Impact:** Increase to the 2021 Asset Acquisition account by \$21,250 offset by use of the 1% sales tax reserve.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

At 6:01 PM the Public Hearing was closed. No one spoke.

**RESOLUTION NO. 250 2021-2022 OPERATION BUDGET-GENESEE COMMUNITY COLLEGE/SPONSOR'S SHARE- ADOPTION OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The President and Trustees of Genesee Community College have presented to the Genesee County Legislature the proposed operating budget of Genesee Community College for the academic year 2021-2022 in the amount of \$37,400,000 and

**WHEREAS**, The Board of Trustees has approved the amount of \$2,686,374 as the sponsor's share of the proposed current operating budget for Genesee Community College. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby approve of the proposed 2021/2022 operating budget of the Genesee Community College in the amount of \$37,400,000 for academic year 2021-2022, and Be it further

**RESOLVED**, That the Genesee County Legislature does hereby approve of the sponsor's share of the operating budget of the Genesee Community College for the fiscal year September 1, 2021 through August 31, 2022 in the amount of \$2,686,374 and cause the same to be included in the County Tax levy for the year 2021.

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 251 COUNTY AUDIT –JUNE 9- APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Legislator Yunker, did review the following claims:

General Fund	\$	890,065.08
Highway		35,546.32
Self Insurance		693.20
Water Fund		41,714.02
DSS Abstracts		414,380.12

**Capital Projects**

Highway-Large Span Culverts	5,786.19
Highway-Upton Road Bridge Over Bowen Creek	2,354.05
Highway-Meadeville Road Bridge Over Canal Creek	1,432.14
Highway-Tower Hill road Bridge Over Spring Creek	720.54
Highway-Sharrick Road Bridge Over Murder Creek	1,663.97
Highway-Darien-Alexander Tnl Road Bridge/Tunnery Creek	6,014.67
Airport-Airport T-Hangar Construction (AIR99)	63,995.49
Sheriff's-Public Safety Communications Tower	2,373.24
GCC-GCC Backup Power Improvements	9,837.92

**Payroll – General**

June 4, 2021	1,320,392.43
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**Medicaid**

June 1, 2021	165,091.00
June 8, 2021	<u>165,091.00</u>

<b>Total Audit</b>	<b>\$ 3,127,151.38</b>
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Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature has audited and does approve the claims as listed above, and Be it further

**RESOLVED**, That the Genesee County Treasurer be and hereby is authorized and directed to make payments as listed above.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

At 6:07 PM the meeting adjourned upon motion of Legislator Hawley seconded by Legislator Torrey, carried unanimously.



**TWELFTH DAY  
GENESEE COUNTY LEGISLATURE  
Batavia, New York  
Wednesday, June 23, 2021**

The Genesee County Legislature met in Regular Session on Wednesday, June 23, 2021 at 5:30 PM in the Legislative Chambers of the Old Courthouse and remotely using ZOOM. Legislator Hawley assisted with the audit. The prayer was offered by Legislator Klotzbach followed by the Pledge to the Flag.

In addition to our regular meeting Legislature Chair Stein opened a Public Hearing on Local Law Introductory No. 2 Year 2021 A Local Law to Repeal and Replace the County of Genesee Ethics and Disclosure Law. All interested parties were invited to be heard.

Legislator Gordon Dibble presented members of the Genesee County Probation Department with the Pretrial, Probation and Parole Supervision Week Proclamation and thanked them for their service through the pandemic. Probation Director Tim Michalak stated his appreciation for the fine work done by officers and how they rose to the occasion when asked to assist with COVID related tasks such as checking on quarantine cases, testing and vaccination clinics. The following were present to receive the proclamation; Director Michalak, supervisors Wright & Sanfratello and officers Luttrell, Mindler, Buchholz, Heale, Pike, Mateos, Turman.

Minutes of the June 9, 2021 meeting were approved upon motion of Legislator Maha seconded by Legislator Clattenburg, carried unanimously.

Legislator Maha reported on the June Inter County Association meeting where the NYSAC Fall Conference dates were announced; September 13-15. Senator Ortt was the guest and there was a review of bills that passed that are of interest to counties. Genesee County is scheduled to host Inter County on August 20<sup>th</sup>. The meeting will be held remotely.

County Manager Matt Landers stated that the Primary Election early voting only drew 6 voters. The voluntary water conservation effort is still requested of citizens throughout the county especially on hot dry days. The Governor's Executive Orders are lifted effective June 24<sup>th</sup> and include the suspension of the open meetings law. Mental Health Department was notified they were approved for the Pilot program with law enforcement.

The Clerk proceeded with the resolutions:

**RESOLUTION NO. 252      CONTRACT RENEWAL/JUSTICE FOR CHILDREN  
ADVOCACY CENTER– OFFICE CLEANING SERVICE –  
APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Justice for Children Advocacy Center has had a contract with H2H Facility Services Inc. for cleaning services at the Batavia, Albion, and Warsaw locations since March 1, 2017, and;

**WHEREAS**, The Justice for Children Program Coordinator did request a renewal of the contract with H2H Facility Services, Inc., 202 W. Henrietta Rd., Suite 2A, Rochester, NY 14623 for office cleaning service at the Batavia, Albion, and Warsaw sites of the Justice for Children Advocacy Center at a monthly rate of \$525.00, and;

**WHEREAS**, The Committee on Public Service did review the recommendation and does concur. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into a contract with H2H Facility Services, Inc., 202 W. Henrietta Rd., Suite 2A, Rochester, NY 14623 for Office Cleaning Service at the Batavia, Albion, and Warsaw sites

of the Justice for Children Advocacy Center at a monthly rate of \$525.00. This contract will be valid from March 1, 2021 through March 1, 2022.

**Budget Impact Statement:** Funds for office cleaning services are fully covered by grants from the NYS Office of Children and Family Services and the NYS Office of Victim Services and are already included in the 2021 Justice for Children Advocacy Center Budget.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 253 2021 BUDGET AMENDMENT- CAPITAL PROJECT- COUNTY PARK- COMPREHENSIVE RECREATION PLAN – APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, Resolution 2017-82 did establish the County Park - Comprehensive Recreation Plan Capital Project in the amount of \$45,000, and

**WHEREAS**, In 2019, Genesee County applied for and was awarded a NYS Empire State Development (ESD) planning grant (CFA ID #93920) in the amount of \$40,000 to update the County Comprehensive Plan and create a County Recreation Plan, and

**WHEREAS**, CFA ID #93920 did specify the County match the grant funding with a \$45,000 cash match and \$15,000 in-kind contribution for a total project cost of \$100,000, and

**WHEREAS**, Resolution 2020-232 did enter Genesee County into a contract with Prospect Hill Consulting LLC of Buffalo, NY to lead the planning effort, and

**WHEREAS**, the Planning Director wishes to fund the remainder of the project with said grant funds in the amount of \$40,000, and

**WHEREAS**, the Committees on Public Service and Ways and Means did review this request and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, the Genesee County Treasurer is hereby authorized and directed to increase Capital Project – County Park-Comprehensive Recreation Plan by \$40,000, and Be it further

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the Genesee County Treasurer to amend the 2021 Budget by Increasing Revenue H.1997.3097 State Aid in the amount of \$40,000.00, Increase in H.1997.2080.0000 Capital Project expense in a like amount.

**Budget Impact:** The resolution is budget neutral as the grant funding offsets the capital expenses.

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 254 AGREEMENT – DEPARTMENT OF PLANNING / FIRST STREET FOUNDATION FLOOD MODEL DATA SUBSCRIPTION**

Legislator Maha offered the following resolution:

**WHEREAS**, Genesee County, through resolution 2017-98 authorized New York Green, Inc. to apply for grant assistance from NYSDOS countywide resiliency funds on behalf of Genesee County; and

**WHEREAS**, New York Green, Inc. in conjunction with the Department of Planning were successful in receiving the NYSDOS grant to produce a countywide resiliency plan for Genesee County; and

**WHEREAS**, Flooding has been identified as a major hazard for a significant portion of the population of Genesee County and the effects of climate change are likely to exacerbate the impacts of flooding in the future; and

**WHEREAS**, First Street Foundation, Inc. has developed a flood model which is offered through a data subscription that can assist in the development of the County Resiliency Plan by

predicting potential future flooding issues throughout Genesee County and create recommendations to mitigate in areas that are susceptible to flooding; and

**WHEREAS**, the Committee on Public Service did review this request and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, that the Chair of the Genesee County Legislature is hereby authorized and directed to execute the Flood Model Data Subscription Order Form with First Street Foundation of Brooklyn, NY for the purposes of informing the County Resiliency Plan.

**Budget Impact Statement:** First Street Foundation, Inc. is offering the data model subscription free of charge in recognition of the County's resiliency mission and its research of climate risk. Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 255 CONTRACT RENEWAL-GENESEE, LIVINGSTON AND WYOMING COUNTIES SOLID WASTE/ INTERMUNICIPAL CONTRACT - APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, The Genesee, Livingston and Wyoming Counties (GLOW) Region Solid Waste Management Program Intermunicipal Cooperation Contract is scheduled to expire on December 31, 2021, and

**WHEREAS**, The GLOW Region Solid Waste Management Committee does recommend the continuation of the contract, and

**WHEREAS**, The Committees on Public Safety and Ways and Means did review said recommendation and do recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby approve the Intermunicipal Cooperation Contract through December 31, 2023, and Be it further

**RESOLVED**, That the Chairperson of the Genesee County Legislature be and is hereby authorized and directed to execute the Intermunicipal Cooperation Contract on behalf of the County of Genesee.

**Budget Impact Statement:** \$25,805 is the projected annual contribution for 2022. In 2012 this contribution was reduced by 4.4%. From 1997 until 2011 the contribution was \$27,000. Each year the actual County Contribution is approved by the County Legislature through the annual Budget Process.

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 256 CERTIFICATES OF INSURANCE- GLOW REGION SOLID WASTE MANAGEMENT COMMITTEE/ EVENTS**

Legislator Deleo offered the following resolution:

**WHEREAS**, The Recycling Administrator has been invited to participate in the Hemlock Fair by the Hemlock Lake Union Agricultural Society for the purpose of providing education on waste reduction, recycling, reuse and composting and has requested approval to participate in this event on , and

**WHEREAS**, The Recycling Administrator has been invited to participate in the Lima Crossroads Blues Festival by the Crossroads Council for the purpose of providing education on waste reduction, recycling, reuse and composting and has requested approval to participate in this event, and

**WHEREAS**, The Recycling Administrator has been invited to participate in the Wyoming County Fair by the Wyoming County Fair Association for the purpose of providing education on waste reduction, recycling, reuse and composting and has requested approval to participate in this event, and

**WHEREAS,** The Recycling Administrator has been invited to participate in the Brick House Corners Fair sponsored Pembroke Historical Association for the purpose of providing education on waste reduction, recycling, reuse and composting and has requested approval to participate in this event, and

**WHEREAS,** The Public Service Committee does concur with these recommendations. Now, therefore, Be it

**RESOLVED,** That the Chair of the Genesee County Legislature is hereby authorized and directed issue a Certificate of Insurance for participation by GLOW Solid Waste Staff to participate in Hemlock Fair to be held in Hemlock, NY from July 20-24, 2021.

**BE IT FURTHER RESOLVED,** That the Chair of the Genesee County Legislature is hereby authorized and directed issue a Certificate of Insurance for participation by GLOW Solid Waste Staff to participate in the Lima Crossroads Blues Festival to be held in Lima, NY from July 31- August 1, 2021, the Wyoming County Fair to be held in Pike, NY from August 14- 21, 2021 and the Brick House Corners Fair event to be held at the Pembroke Town Hall on September 11, 2021.

**Budget Impact:** The cost of booth space for the Hemlock Fair is \$150.00 and is included in GLOW’s 2021 Administrative Budget. One half of this amount will be funded by an NYSDEC MWR&R grant. There is no cost to participate in the Lima Crossroads Blues Festival. The cost of booth space for the Wyoming County Fair is \$180.00 and was prepaid and included in GLOW’s 2021 Administrative Budget. One half of this amount will be funded by an NYSDEC MWR&R grant. There is no cost to participate in Brick House Corners Fair.

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 257 GRANT APPLICATION & ACCEPTANCE - GENESSEE JUSTICE / NYS DIVISION OF CRIMINAL JUSTICE SERVICES – APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS,** The Undersheriff in charge of the Genesee Justice Program requested approval to apply and accept the New York State Division of Criminal Justice Services for the continuation of the Community Service Sentencing Program and the Pre-Trial Services Program award in the amount of \$41,876 for a one-year contract term starting July 1, 2021, through June 30, 2022, and

**WHEREAS,** The Public Service Committee does concur with this request and does recommend approval at this time. Now, therefore, be it

**RESOLVED,** That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary form for the application and acceptance of funds for the period of July 1, 2021, through June 30, 2022, in the amount of \$41,876.

**Budget Impact:** There is no change to A 3151 3320 (State Aid-Comm Services) as monies were already anticipated at noted levels in our 2021 County Budget.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 258 AGREEMENT RENEWAL & BUDGET AMENDMENT – SHERIFF / ADDITIONAL LAW ENFORCEMENT PATROLS VILLAGE OF BERGEN - APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS,** the Village of Bergen’s contract for additional law enforcement patrols for the Village expired May 31, 2021, and it has requested to renew its agreement backdated to June 1, 2021, through May 31, 2022, for a total budget not to exceed \$13,500, and

**WHEREAS,** the Sheriff does recommend entering into a renewal agreement, and the Committees on Public Service and Ways & Means do concur. Now, therefore, be it

**RESOLVED**, that the Chair of the Genesee County Legislature is hereby authorized and directed to execute the renewal agreement by and between the Village of Bergen and the Genesee County Sheriff’s Office for a period backdated to June 1, 2021, through May 31, 2022, and be it further

**RESOLVED**, that the Genesee County Treasurer is hereby authorized and directed to amend the 2021 budget by increasing Sheriff’s account A3110.1020.0900 (Overtime - Bergen Patrols) in the amount of \$13,500, to be offset by an increase in revenue account A3110.2804.1 (Shared Services-Additional Police Services) in a like amount.

**Budget Impact:** *Appropriation of \$13,500 offset by revenue billed back to entities for additional law enforcement services in a like amount.*

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 259      MOU RENEWALS & AMENDMENT – SHERIFF / SCHOOL RESOURCE OFFICERS FOR ALEXANDER, PEMBROKE & OAKFIELD-ALABAMA CENTRAL SCHOOL DISTRICTS AND GENESEE VALLEY BOCES - APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Alexander, Pembroke, and Oakfield-Alabama Central School Districts desire to renew their Memorandums of Understanding with the County of Genesee and the Genesee County Sheriff for a School Resource Officer (SRO) for each of its Districts for the following periods, and:

School District	Time Period		Reimbursement *
Alexander	12 months	7/1/21 – 6/30/22	\$98,114.23
Pembroke	10 months	9/1/21 – 6/30/22	\$99,178.40
Oakfield-Alabama	10 months	9/1/21 – 6/30/22	\$99,178.40

**WHEREAS**, Genesee Valley BOCES (formerly Genesee Valley Educational Partnership) entered into a “Revised Memorandum of Understanding Renewal,” pursuant to Resolution 342, dated September 24, 2020, for a School Resource Officer (SRO) for 10 months each year for two years, and

**WHEREAS**, Genesee Valley BOCES now desires to extend its first year an additional 2 months and its second year to 12 months as follows:

School District	Time Period		Reimbursement *
Genesee Valley BOCES	Additional 2 months for first year and 12 months for second year	7/1/2021 – 8/31/21	\$16,461.86
		9/1/2021 – 8/31/22	\$99,138.02

Reimbursement from each District includes the hourly rate for a Deputy Sheriff, fringe benefits and insurances.

\* *The yearly retirement and medical rates are not available until late fall; therefore, the rates listed include 2021 rates for 2022. Once all the rates have been confirmed, the rates will be modified; and, if applicable, the difference will be billed under a separate invoice or a credit will be applied, and*

**WHEREAS**, after careful review by the Sheriff and the County Attorney, and

**WHEREAS**, the Committee on Public Service did review this request and does recommend approval at this time. Now, therefore, be it

**RESOLVED**, that the Chair of the Genesee County Legislature and Genesee County Sheriff are authorized to sign the MOUs.

**Budget Impact:** Costs for each School District's School Resource Officer are offset by revenue in the same amount.

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 260 2021 BUDGET TRANSFER - SHERIFF/ANIMAL CONTROL OVERTIME – APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The Animal Control overtime costs have exceeded the amount budgeted for 2021, and

**WHEREAS**, Funds are available with the Animal Control budget that can be transferred to cover the shortage in overtime, as well as projected overtime costs through year-end, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this request and do recommend approval at this time. Now therefore be it

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to make the following budget transfer:

\$600 from A3510.4700.0011 (Spec Supplies – Dog Food)

\$600 from A3510.4240.0000 (Facility Gas)

\$1,200 to A3510.1020.0000 (Overtime Salaries)

**Budget Impact Statement:** No budget impact. Funds are being transferred within the Animal Control budget.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 261 CONTRACT RENEWAL – HIGHWAY FUEL PRODUCTS – APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, The Genesee County Highway Department is currently under contract with NOCO Energy Corp. and this agreement allows for (3) one year extensions, the Genesee County Highway Superintendent recommends renewing the contract agreement with NOCO Energy Corp. for the third and final one year term, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this recommendation and do concur. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to extend the contract with NOCO Energy Corp., 2440 Sheridan Drive, Tonawanda, NY 14150, for the sale and delivery of fuels to the Genesee County Highway Department fuel farms, effective September 1, 2021 through August 31, 2022.

**Budget Impact Statement:** Purchase of fuel is a budgeted item in the Road Machinery Fund. The bids are based on the rack price differential system.

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 262 CONSULTANT AGREEMENT – DEWITT RECREATION SHORELINE IMPROVEMENTS – DESIGN - APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, Genesee County has been awarded a grant to improve shoreline accessibility along the DeWitt Recreation Area pond, and

**WHEREAS**, Genesee County reviewed submittals from consultants for the design of the project, and

**WHEREAS**, The Genesee County Highway Superintendent, the Assistant County Engineer and Deputy Highway Superintendent reviewed these submittals and do recommend entering into a consultant agreement this time, and

**WHEREAS**, The Committees on Public Service and Ways and Means have reviewed this request and do concur at this time, Now, therefore, Be it

**RESOLVED**, That the Chairperson of the Genesee County Legislature is hereby authorized to approve a consultant agreement with Barton & Loguidice, 290 Elwood Davis Rd, Bo 3107, Syracuse, NY 13220 for the design of shoreline improvements at the DeWitt Recreation Area in a cost not to exceed \$73,000.

**Budget Impact:** The consultant agreement is for \$73,000. There is a capital project established for this expense, which is funded by a grant from the Community Foundation of Buffalo and the Ralph C Wilson Foundation. Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 263      INTERMUNICIPAL AGREEMENT – TOWN OF  
ALEXANDER/TOWN OF DARIEN – CONCURRENCE OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, Genesee County established a Countywide Water Program and has entered into Water Supply Agreements with municipalities and authorities across the County, and

**WHEREAS**, the Town of Alexander has established Water District #5 which extend water mains along Darien-Alexander Townline Rd, and

**WHEREAS**, the residents in the Town of Darien along said road also wish to form a water district to be served by the Town of Alexander, and

**WHEREAS**, The Monroe County Water Authority has consented to the formation of this district, and

**WHEREAS**, the Genesee County Highway Superintendent and the County Attorney have reviewed the agreement and recommend its approval at this time, and

**WHEREAS**, the Committees on Public Service and Ways and Means have reviewed this request and do concur at this time. Now, therefore, Be it

**RESOLVED**, that Genesee County Legislature does hereby provide its concurrence of the Intermunicipal Agreement between the Towns of Alexander and Darien relative to the provision of water to residents along the Darien-Alexander Townline Rd.

**Budget Impact Statement:** This agreement will add revenue to the Water Fund through the sale of water and the collection of the \$1.20 surcharge. Revenue will be based upon the actual number of homes that decide to connect to the new district.

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 264      CONSULTANT AGREEMENT – 14 MAIN STREET  
(GENESEE JUSTICE) RESTORATION – APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, the stone work on the front portion of the historic former Genesee County Sheriff's Office and Jail building is failing; and

**WHEREAS**, the County has unsuccessfully attempted to secure Historic Preservation and other grants for many years to accomplish these repairs, and

**WHEREAS**, the condition of the stonework and building continues to deteriorate and requires emergency repairs at this time, and

**WHEREAS**, an expert is needed to re-assess the condition, update plans for bidding and recommend a course of action, and

**WHEREAS**, the Genesee County Highway Superintendent previously worked with Flynn-Battaglia Architects, P.C., in 2016 to prepare construction documents recommends reengaging their services at this time for updated plans; and

**WHEREAS**, the Committees on Public Service and Ways & Means have reviewed this recommendation and do concur at this time, now, therefore, be it

**RESOLVED**, the Genesee County Legislature does hereby authorize the Chairperson of the Genesee County Legislature to enter into a consultant agreement with Flynn-Battaglia Architects, P.C., 617 Main St, Buffalo, NY 14203 in an amount not to exceed \$38,000 for the purposes of updating the construction documents to reflect the current condition of the of the former Genesee County Sheriff's Office and Jail building so it may be repaired.

**Budget Impact:** The cost of the consultant agreement is \$ 38,000 which will be paid from the Capital Project for the Genesee Justice Stone Work. The balance in the Capital Project is \$128,717. It is expected that construction drawings will be updated and then the project re-bid to obtain current pricing for repairs. Funding has been earmarked in the 2021 capital plan for repairs to be made.

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 265      AWARD OF BID – HIGHWAY/AIRCRAFT TUG – APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent advertised specifications for the purchase of a new and unused aircraft tug for use at the County Airport, and

**WHEREAS**, The Highway Superintendent did review this bid and does recommend an award at this time, and

**WHEREAS**, The Committees on Public Service did review this request and does recommend an award at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Highway Superintendent is hereby authorized and directed to award a new and unused Lektro AP865AX with an ICOM IC-A16 Radio to The Shain Group, Inc., 89 Militia Hill Rd, Warrington, PA 18976 in an amount not to exceed \$58,650.

**Budget Impact:** This equipment is used at the County Airport for moving and handle aircraft. The equipment will be purchased from the Capital Project established for this purpose. The capital project has a current available balance of \$135,610 for this purchase. The Capital Project is funded by a 75% state grant.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 266      2021 BUDGET AMENDMENT/SALARY SCHEDULE AMENDMENT – HIGHWAY – ASSISTANT COUNTY ENGINEER-WATER - APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent has requested assistance with program and project management with facility and infrastructure related projects, particularly those involving water, and

**WHEREAS**, The Highway Superintendent does recommend the creation of an Assistant County Engineer position at this time, and

**WHEREAS**, The Committees of Public Service and Ways and Means did review this request and does recommend that a position be implemented at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Treasurer and Human Resources Director is hereby authorized and directed to amend the 2021 Management Salary Schedule by creating the title of Assistant County Engineer (Grade 121) -Water effective August 2, 2021, and be it further,



**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Water Budget by making the following amendment:

Increase EW8310.1010.0000 Personal Services	\$34,071
Increase EW8310.8010.0000 Social Security Tax	\$ 2,112
Increase EW8310.8011.0000 Medicare Tax	\$ 494
Increase EW8310.8020.0000 Retirement	\$ 3,646
Increase EW8310.8030.0000 Medical	\$ 9,757
Increase EW8310.8040.0000 Dental	\$ 140
Increase EW8310.8070.0000 Vision	\$ 31

Increase Revenue EW 1000.9999 Balancing, Appropriated in the amount of \$50,251

**Budget Impact Statement:** The total cost of the new position in 2021 is \$50,251. The cost is being covered by funds being appropriated from the Fund Balance within the Water Fund.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 267 GRANT AMENDMENT – COMPANION ANIMAL GRANT  
– ANIMAL SHELTER IMPROVEMENTS – APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, The Genesee County has received state aid make improvements to the Genesee County Animal Shelter, and

**WHEREAS**, The Highway Superintendent has awarded a construction contract for these improvements to be completed, and

**WHEREAS**, The contractor has completed construction work, there is project closeout documents and final report that must be filed with NYS Ag & Markets which require time for processing and final payment to the County, and

**WHEREAS**, The Highway Superintendent recommends extending the grant execution period with the New York State Department of Agriculture and Markets to November 1, 2021 to accommodate this extra time, and

**WHEREAS**, The Committee on Public Service did review this recommendation and does concur. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a grant agreement with the NYS Department of Agriculture and Markets for the Genesee County Companion Animal Grant at the Genesee County Animal Shelter.

**Budget Impact Statement:** The grant amendment only affects the contract period and does not affect the grant amount or the cost of the project. The grant agreement is for \$200,000 and a capital project has been established to cover the cost of improvements.

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 268 CHANGE ORDER – T-HANGAR DEMOLITION FINGER  
LAKES ENVIROTECH LLC / -- APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent recommended the removal of unsuitable materials and required additional asphalt milling from Finger Lakes Envirotech LLC on the contract for the T-Hangar Demolition at the Genesee County Airport, and

**WHEREAS**, The Committee on Public Service did review this recommendation and does concur. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature does hereby authorize a change order in the amount of is \$5,587.55 for Finger Lakes Envirotech LLC, 691 Addison Rd, Painted Post, NY, 14870 related to additional removal of materials and additional asphalt milling related to the demolition of a T-Hangar at the Genesee County Airport.

**Budget Impact Statement:** This construction has been completed and a change order is needed in order to accept final adjustments on the contract. The total amount for the change order is \$5,587.55 for additional milling quantity above the estimated quantity, and additional stone to replace unstable material within the building footprint. The change to this contract brings the total contract amount to \$147,922.63

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 269 ACCEPTANCE OF CONTRACT FUNDS- PUBLIC DEFENDER / NEW YORK STATE UNIFIED COURT SYSTEM-APPROVAL OF**

Legislature Yunker offered the following resolution:

**WHEREAS,** The Public Defender does recommend the acceptance of the contract between Genesee County and the New York State Unified Court System (Contract Number: C250713) for a five (5) year term from April 1, 2021 to March 31, 2026 which funds the salary and fringe benefits of one (1) Assistant Public Defender in the Public Defender's Family Court division.

**WHEREAS,** the Public Service and Ways and Means Committees did review the contract and do recommend acceptance at this time. Now, therefore, Be it

**RESOLVED,** That the Chair of the Genesee County Legislature is hereby authorized and directed to execute Contract Number: C250713 with the New York State Unified Court System, Division of Professional and Court Services, 2500 Pond View, Suite 104 Castleton-on-Hudson, New York 12033.

**BUDGET IMPACT STATEMENT:** Total contract revenue for the period of April 1, 2021 through March 31, 2022 in the amount of \$98,955 will be realized in line A.1170.3090 Attorney for the Child (AFC) offset by like amounts in expenses.

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 270 CONTRACT ACCEPTANCE-PUBLIC DEFENDER/ NYS OFFICE OF INDIGENT LEGAL SERVICES AND PUBLIC DEFENDER/LEGAL AID BUREAU OF BUFFALO, INC. - APPROVAL OF**

Legislature Clattenburg offered the following resolution:

**WHEREAS,** The Public Defender does recommend the approval of the contract between the County of Genesee and the New York State Office of Indigent Legal Services Contract Number: C3RD618, Third Upstate Quality Improvement and Caseload Reduction, to continue to provide funding for the proposed contract between the County of Genesee County and Legal Aid Bureau of Buffalo (LABB) for appellate services.

**WHEREAS,** The Public Defender does recommend the approval of the contract between the County of Genesee and the Legal Aid Bureau of Buffalo, Inc. (LABB) to provide appellate representation for up to an annual caseload of 54 persons convicted of crimes or violations in the Courts of Genesee County.

**WHEREAS,** the Committees of Public Service and Ways and Means did review the contracts and does recommend acceptance at this time. Now, therefore, Be it

**RESOLVED,** That the Chair of the Genesee County Legislature is hereby authorized and directed to execute Contract Number: C3RD618, Third Upstate Quality Improvement and Caseload Reduction, with the New York State Office of Indigent Legal Services, A. E. Smith Building, 11<sup>th</sup> Floor, 80 South Swan Street, Albany, New York 12210 for the period of July 1, 2020 through June 30, 2023.

**RESOLVED,** That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the Appellate Services Contract with the Legal Aid Bureau of Buffalo, Inc., 290 Main Street, Buffalo, New York 14202 for the period of January 1, 2021 to December 31, 2023.

**BUDGET IMPACT STATEMENT:** Total contract revenue for 2021 in the amount of \$100,000 is contained within the 2021 Adopted Budget in line A.1170.3025 Indigent Legal Services offset by a like amount contained within the 2021 Adopted Budget line A.1170.4660.2000 Indigent Legal Services-Appellate.

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 271      APPROVAL OF PAYMENTS PENDING NEW CONTRACT-COUNTY CLERK/COMPUTER SERVICES-APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS,** The Genesee County Clerk has utilized an Integrated County Clerk’s Records Management System which includes the necessary hardware and software for the functions of Cashiering, Indexing, Imaging, Public Search, Courts, UCC, Judgments, Web Serving, Pistol Permits, Electronic Endorsement Page, Work Flow Management, Electronic Filing, Electronic Recording, and Revenue Reporting and Accounting provided by InfoQuick Solutions, Inc. (“IQS”), and

**WHEREAS,** the previous contract with IQS expired on May 31, 2021 , and

**WHEREAS,** a Request for Proposals (“RFP”) is being issued to elicit bids for the provision of the services detailed above, and it is expected that a new contract for records management services will be signed within 2-3 months; and

**WHEREAS,** in the meantime, it is necessary for IQS to continue to provide the hardware and software for essential services needed for the continued operation of the Genesee County Recording Office; and

**NOW THEREFORE, BE IT RESOLVED,** that the Genesee County Clerk’s Office is hereby authorized to continue to utilize IQS to provide services essential to the operation of the Recording Office, and the County Treasurer is authorized to make payments to IQS pursuant to the terms of the proposed contract attached hereto as Exhibit A until such time as a new contract is entered into, estimated to be 3 months.

**Budget Impact:** The monthly fee will increase by \$310 per month over the previous contract, but Genesee County’s portion of the revenue from online records subscriptions will increase by 10% over the current allocation, resulting in approximately \$300 per month additional revenue, for approximately \$0-100 monthly increase in expenses.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 272      CONTRACT RENEWAL-INFORMATION TECHNOLOGY/SOFTWARE AND HARDWARE SUPPORT SERVICES – LINSTAR Inc. APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS,** The Director of Information Technology did present a contract agreement with Linstar for software and hardware support services for the Security Systems and,

**WHEREAS,** The County Attorney and the Committee of Ways and Means did review the request and does recommend approval at this time. Now, therefore, Be it

**RESOLVED,** That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the agreement with Linstar Inc. 430 Lawrence Bell Dr. Buffalo NY 14221 for a period of 1-year beginning June 17, 2021 in the amount of \$63,964.80.

**BUDGET IMPACT STATEMENT:** The contract cost of \$63,964.80 for Linstar is included in the 2021 Information Technology Budget line A.1680.4600.0000. The contract provides for a maximum

3% increase in the subsequent years of the contract.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 273    2021 BUDGET AMENDMENT – COUNTY MANAGER –  
ARPA – APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, on March 11, 2021, the American Rescue Plan Act (ARPA) of 2021 was signed into law, and included direct aid to counties to combat the COVID-19 pandemic, including its public health and economic impacts, and

**WHEREAS**, The Genesee County Manager and Director of Information Technology recommend using a portion of the ARPA funding to fund improvements and modernization to the infrastructure that directly supports cybersecurity, Public Health, Mental Health and Emergency Management Services departments, and

**WHEREAS**, The Committee of Ways and Means did review this request and does recommend the approval at this time, now therefore, Be it

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to make the following budget amendment to fund this project from the ARPA funds to Increase Appropriation A.1231.2080.0700 ARPA Equipment in the amount of \$157,927 and Increase Revenue A.1231.4960.1 Federal Aid in a like amount coming from deferred revenue.

**Budget Impact Statement:** The funding for this project is provided by ARPA Grant and there is no impact on the Information Technology Budget

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 274    2021 SALARY SCHEDULE AMENDMENT –  
HEALTH DEPARTMENT/ COVID TEMP  
POSITIONS – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Public Health Director has requested the extension of (2) temporary full time positions of Clerk Typist, (3) temporary full time position of COVID-19 Response Specialists and (1) temporary full time position of Epidemiologist until March 31<sup>st</sup>, 2023, the salary and fringe are funded by the expanded COVID-19 grant funds (\$342,558) and will be allocated in the 2021, 2022 & 2023 4010 Budget, and

**WHEREAS**, The Committees on Human Services and Ways and Means did review the request and do recommend approval at this time, now therefore, be it

**RESOLVED**, That the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to amend the 2021 Genesee County Employee Salary Schedule by extending (2) temporary Full time position of Clerk Typist (CSEA Grade 6), (3) temporary full time position of COVID-19 Response Specialist (CSEA Grade 13) and (1) temporary full time position of Epidemiologist (Mgmt. Grade 112) until 3/31/2023.

**Budget Impact:** The extension of (2) Clerk Typist positions, (3) COVID-19 Response Specialist positions and (1) Epidemiologist position salary and fringe until March 31, 2023 will be fully funded by the recently expanded COVID-19 grant funds (\$342,558), which will be allocated in the 2021, 2022 & 2023 budgets. No additional cost to the county will be incurred

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 275    LEASE AMENDMENT – SHERIFF’S OFFICE / AMERICAN  
TOWER ASSET SUB, LLC – PAVILION TOWER -  
APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, Genesee County entered into a lease agreement with Paxson Communications for space on its tower located at 10733 S Lake Rd, Pavilion, NY 14525, on April 28, 2000, pursuant to Resolution No. 188 who later sold the tower to American Tower Asset Sub, LLC., located at 10 Presidential Way, Woburn, MA 01801, and

**WHEREAS**, Genesee County desires to adjust the elevation of its equipment on the tower for the Public Safety Communications Tower Project at no recurring cost to Genesee County, and

**WHEREAS**, After discussion between the Sheriff, Director of Emergency Communications, and County Attorney, it is recommended the County Legislature approve the lease amendment with American Tower Asset Sub, LLC, and

**WHEREAS**, The Committee on Ways and Means did review this proposal and does recommend approval at this time. Now, therefore, be it

**RESOLVED**, That the Chair of the Genesee County Legislature and the Genesee County Sheriff are hereby authorized and directed to amend the lease agreement with American Tower Asset Sub, LLC., located at 10 Presidential Way, Woburn, MA 01801 to upgrade the Public Safety Radio System equipment.

**Budget Impact:** The amendment will have no impact on the current budget year.

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 276 REJECTION OF PROPOSAL-COMMUNITY MENTAL HEALTH/MEDICAL BILLING SERVICES - APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, Genesee County issued proposal 2021-104 which provides for outsourcing of medical billing services for the department of Mental Health, and

**WHEREAS**, The Director of Community Mental Health Services is recommending rejecting the proposals at this time due to alterations of the specifications provided to prospective providers in an addendum to the RFP which may have changed the way proposers might have responded to the RFP, and

**WHEREAS**, The Committee on Ways & Means has reviewed this and does concur, Now therefore, be it

**RESOLVED**, That the Genesee County Legislature does hereby reject any and all RFP's received for 2021-104 Medical Billing Services.

**Budget Impact:** None at this time.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 277 REAPPOINTMENT-GENESEE COMMUNITY COLLEGE BOARD OF TRUSTEES/DIMARTINO - APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, Genesee Community College Board of Trustees is the policy making body of the College, and

**WHEREAS**, The GCC Board of Trustees is responsible for a wide range of college business including approval of new curricula, appointing a new president and review and approval of the college budget and recommending its adoption to the Genesee County Legislature, and

**WHEREAS**, Phillip DiMartino has served on the GCC Board of Trustees since July 1, 2019 and the current term is ending June 30, 2021 and he is requesting reappointment by the Genesee County Legislature, and

**WHEREAS**, The Committee on Ways and Means does recommend Phillip DiMartino be

reappointed to a full 7-year term, Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby reappoint Phillip DiMartino of Batavia, New York to the Genesee Community College Board of Trustees effective July 1, 2021 through June 30, 2028.

**Budget Impact Statement:** none.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**At 6:03 PM Legislature Chair Stein closed the public hearing. There were no speakers or comments.**

**Legislator Clattenburg made a motion to amend the following resolution to add** “which may be amended by resolution or by Local Law” to section 4 2 b seconded by Legislator Maha, carried unanimously.

**RESOLUTION NO. 278 LOCAL LAW INTRODUCTORY NO. 2, YEAR 2021  
GENESEE COUNTY NY, TO REPEAL AND REPLACE  
THE COUNTY OF GENESEE ETHICS AND DISCLOSURE  
LAW**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Article 18 of the General Municipal Law prohibits the officers and employees of a municipality from having certain conflicts of interest, and

**WHEREAS**, Section 806 of the General Municipal Law requires the governing body of each County, city (other than the City of New York), town, village, school district and fire district<sup>1</sup> to adopt a Code of Ethics that sets forth for the guidance of its officers and employees standards of conduct reasonably expected of them, and

**WHEREAS**, Section 806 of the General Municipal Law also authorizes the governing body of any other municipality to adopt such a Code of Ethics, and

**WHEREAS**, a Code of Ethics adopted by the governing body of a municipality must set forth standards of conduct for the guidance of the officers and employees of the municipality with respect to disclosure of interests in legislation before the local governing body, holding of investments in conflict with official duties, private employment in conflict with official duties, future employment, and such other standards as may be deemed advisable, and

**WHEREAS**, pursuant to Local Law No. 4, Year 1990, the County of Genesee Legislature did adopt a County Ethics and Disclosure Law, and

**WHEREAS**, this County Ethics and Disclosure Law was amended by Local Law No. 3, Year 1991 and Local Law No. 1, Year 1992 (hereinafter jointly “Amendments”), and

**WHEREAS**, the Following Proposed Local Law Introductory No. 2, Year 2021 was duly introduced to the Genesee County Legislature in accordance with the Law: **LOCAL LAW INTRODUCTORY NO. 2, YEAR 2021 OF THE COUNTY OF GENESEE, NY TO REPEAL AND REPLACE THE COUNTY OF GENESEE ETHICS AND DISCLOSURE LAW**

**BE IT ENACTED** by the Genesee County Legislature as follows:

**Section 1. REPEAL AND REPLACE**

Local Law No. 4, 1990: as well as the two Amendments thereto, are hereby repealed and declared null and void, and the County Ethics and Disclosure Law shall be revised in full, to read as set forth herein.

**Section 2. CODE OF ETHICS**

**1. Purpose:** Officers and employees of the County of Genesee hold their positions to serve and benefit the public, and not for obtaining unwarranted personal or private gain in the exercise

and performance of their official powers and duties. The Genesee County Legislature recognizes that, in furtherance of this fundamental principle, there is a need for clear and reasonable standards of ethical conduct. This Code of Ethics establishes those standards.

**2. Definitions:** Unless otherwise indicated, the following terms shall be defined for the purposes of the Code of Ethics in this Section 2 only, as follows;

(a) “Board” means the County of Genesee Legislature and any of its administrative boards (e.g. planning board), commissions, or other agency or body comprised of two or more municipal officers or employees.

(b) “Code” means this Code of Ethics.

(c) “Interest” means a direct or indirect financial or material benefit, but does not include any benefit arising from the provision or receipt of any services generally available to the residents or taxpayers of the municipality or an area of the County, or a lawful class of such residents or taxpayers. A municipal officer or employee is deemed to have an interest in any private organization when he or she, his or her spouse, or a member of his or her household, is an owner, partner, member, director, officer, employee, or directly or indirectly owns or controls more than 5% of the organization’s outstanding stock.

(d) “Municipality” means the County of Genesee. The word “municipal” refers to the municipality.

(e) “Municipal officer or employee” means a paid or unpaid officer or employee of the County of Genesee, including, but not limited to, the members of any County board.

(f) “Relative” means a spouse, parent, step-parent, sibling, step-sibling, sibling’s spouse, child, step-child, uncle, aunt, nephew, niece, first cousin, or household member of a municipal officer or employee, and individuals having any of these relationships to the spouse of the officer or employee.

**3. Applicability:** This Code of Ethics applies to the officers and employees of the County of Genesee and shall supersede any prior municipal Code of Ethics. The provisions of this Code of Ethics shall apply in addition to all applicable State and local laws relating to conflicts of interest and Ethics including, but not limited to, article 18 of the General Municipal Law and all rules, regulations, policies and procedures of the County of Genesee.

**4. Prohibition on use of municipal position for personal or private gain:** No municipal officer or employee shall use his or her municipal position or official powers and duties to secure a financial or material benefit for himself or herself, a relative, or any private organization in which he or she is deemed to have an interest.

**5. Disclosure of interest in legislation and other matters:**

(a) Whenever a matter requiring the exercise of discretion comes before a municipal officer or employee, either individually or as a member of a board, and disposition of the matter could result in a direct or indirect financial or material benefit to himself or herself, a relative, or any private organization in which he or she is deemed to have an interest, the municipal officer or employee shall disclose in writing the nature of the interest.

(b) The disclosure shall be made to the relevant department head or his/her designee, when the matter requiring disclosure first comes before the municipal officer or

employee, or when the municipal officer or employee first acquires knowledge of the interest requiring disclosure, whichever is earlier.

(c) In the case of a person serving in an elective office, the disclosure shall be filed with the County Legislature. In all other cases, the disclosure shall be filed with the person's department head or his/her designee. In addition, in the case of a person serving on a municipal board, a copy of the disclosure shall be filed with the board. Any disclosure made to a board shall be made publicly at a meeting of the board and must be included in the minutes of the meeting.

**6. Recusal and abstention:**

(a) No municipal officer or employee may participate in any decision or take any official action with respect to any matter requiring the exercise of discretion, including discussing the matter and voting on it, when he or she knows or has reason to know that the action could confer a direct or indirect financial or material benefit on himself or herself, a relative, or any private organization in which he or she is deemed to have an interest.

(b) In the event that this paragraph prohibits a municipal officer or employee from exercising or performing a power or duty:

(1) If the power or duty is vested in a municipal officer as a member of a board, then the power or duty shall be exercised or performed by the other members of the board; or

(2) If the power or duty that is vested in a municipal officer individually, then the power or duty shall be exercised or performed by his or her deputy or, if the officer does not have a deputy, the power or duty shall be performed by another person to whom the officer may lawfully delegate the function.

(3) If the power or duty is vested in a municipal employee, he or she must refer the matter to his or her immediate supervisor, and the immediate supervisor shall designate another person to exercise or perform the power or duty.

**7. Prohibition inapplicable; disclosure, recusal and abstention not required:**

(a) This Code's prohibition on use of a municipal position (paragraph 4), disclosure requirements (paragraph 5), and requirements relating to recusal and abstention (paragraph 6), shall not apply with respect to the following matters:

(1) adoption of the municipality's annual budget;

(2) any matter requiring the exercise of discretion that directly affects any of the following groups of people or a lawful class of such groups:

(i) all municipal officers or employees;

(ii) all residents or taxpayers of the municipality or an area of the municipality; or

(iii) the general public; or

(3) any matter that does not require the exercise of discretion.

(b) Recusal and abstention shall not be required with respect to any matter:

(1) which comes before a board when a majority of the board's total membership would otherwise be prohibited from acting by paragraph 6 of this Code;



(2) which comes before a municipal officer when the officer would be prohibited from acting by section 6 of this Code and the matter cannot be lawfully delegated to another person.

**8. Investments in conflict with official duties:**

(a) No municipal officer or employee may acquire the following investments:

- (1) Investments that can be reasonably expected to require more than sporadic recusal and abstention under paragraph 6 of this Code; or
- (2) Investments that would otherwise impair the person's independence of judgment in the exercise or performance of his or her official powers and duties.

(b) This paragraph does not prohibit a municipal officer or employee from acquiring any other investments or the following assets:

- (1) Real property located within the municipality and used as his or her personal residence;
- (2) less than five percent of the stock of a publicly traded corporation; or
- (3) bonds or notes issued by the municipality and acquired more than one year after the date on which the bonds or notes were originally issued.

**9. Private employment in conflict with official duties:** No municipal officer or employee, during his or her tenure as a municipal officer or employee, may engage in any private employment, including the rendition of any business, commercial, professional or other types of services, when the employment:

- (a) Can be reasonably expected to require more than sporadic recusal and abstention pursuant to paragraph 6 of this Code;
- (b) Can be reasonably expected to require disclosure or use of confidential information gained by reason of serving as a municipal officer or employee;
- (c) Violates section 805-a(1)(c) or (d) of the General Municipal Law; or
- (d) Requires representation of a person or organization other than the municipality in connection with litigation, negotiations or any other matter to which the municipality is a party.

**10. Future employment:**

(a) No municipal officer or employee may ask for, pursue or accept a private post-government employment opportunity with any person or organization that has a matter requiring the exercise of discretion pending before the municipal officer or employee, either individually or as a member of a board, while the matter is pending or within the 30 days following final disposition of the matter.

(b) No municipal officer or employee, for the two-year period after serving as a municipal officer or employee, may represent or render services to a private person or organization in connection with any matter involving the exercise of discretion before the municipal office, board, department or comparable organizational unit for which he or she serves.

(c) No municipal officer or employee, at any time after serving as a municipal officer or employee, may represent or render services to a private person or organization in connection with any particular transaction in which he or she personally and substantially participated while serving as a municipal officer or employee.

**11. Personal representations and claims permitted:** This Code shall not be construed as prohibiting a municipal officer or employee from:

- (a) representing himself or herself, or his or her spouse or minor children before the municipality; or
- (b) asserting a claim against the municipality on his or her own behalf, or on behalf of his or her spouse or minor children.

**12. Use of municipal resources:**

(a) Municipal resources shall be used for lawful municipal purposes.

Municipal resources include, but are not limited to, municipal personnel, and the municipality's money, vehicles, equipment, materials, supplies or other property.

(b) No municipal officer or employee may use or permit the use of municipal resources for personal or private purposes, but this provision shall not be construed as prohibiting:

- (1) any use of municipal resources authorized by law or municipal policy;
- (2) the use of municipal resources for personal or private purposes when provided to a municipal officer or employee as part of his or her compensation; or
- (3) the occasional and incidental use during the business day of municipal telephones and computers for necessary personal matters such as family care and changes in work schedule.

(c) No municipal officer or employee shall cause the municipality to spend more than is reasonably necessary for transportation, meals or lodging in connection with official travel.

**13. Interests in Contracts:**

(a) No municipal officer or employee may have an interest in a contract that is prohibited by section 801 of the General Municipal Law.

(b) Every municipal officer and employee shall disclose interests in contracts with the municipality at the time and in the manner required by section 803 of the General Municipal Law.

**14. Nepotism:** Except as otherwise required by law:

(a) No municipal officer or employee, either individually or as a member of a board, may participate in any decision specifically to appoint, hire, promote, discipline or discharge a relative for any position at, for or within the municipality or a municipal board.

(b) No municipal officer or employee may supervise a relative in the performance of the relative's official powers or duties; with the following exception. When the potential circumstance arises, the supervising relative shall immediately notify the County Manager in writing, and the County Manager may approve an exemption in his or her sole discretion.

**15. Political Solicitations:**

(a) No municipal officer or employee may act or decline to act in relation to appointing, hiring or promoting, discharging, disciplining, or in any manner changing the official rank, status or compensation of any municipal officer or employee, or an applicant for a position as a municipal officer or employee, on the

basis of the giving or withholding or neglecting to make any contribution of money or service or any other valuable thing for any political purpose.

**16. Confidential Information:** No municipal officer or employee who acquires confidential information in the course of exercising or performing his or her official powers or duties may disclose or use such information unless the disclosure or use is required by law or in the course of exercising or performing his or her official powers and duties.

**17. Gifts:**

(a) No municipal officer or employee shall solicit, accept or receive a gift in violation of section 805-a(1)(a) of the General Municipal Law as interpreted in this section.

(b) No municipal officer or employee may directly or indirectly solicit any gift.

(c) No municipal officer or employee may accept or receive any gift, or multiple gifts from the same donor, having an annual aggregate value of seventy-five dollars or more when:

(1) the gift reasonably appears to be intended to influence the officer or employee in the exercise or performance of his or her official powers or duties;

(2) the gift could reasonably be expected to influence the officer or employee in the exercise or performance of his or her official powers or duties; or

(3) the gift is intended as a reward for any official action on the part of the officer or employee.

(d) For purposes of this section, a “gift” includes anything of value, whether in the form of money, service, loan, travel, entertainment, hospitality, thing or promise, or in any other form. The value of a gift is the gift’s fair market value, determined by the retail cost of the item or a comparable item. The fair market value of a ticket entitling the holder to food, refreshments, entertainment, or any other benefit is the face value of the ticket, or the actual cost to the donor, whichever is greater. Determination of whether multiple gifts from a single donor exceed seventy-five dollars must be made by adding together the value of all gifts received from the donor by an officer or employee during the twelve-month period preceding the receipt of the most recent gift.

(e) A gift to a municipal officer or employee is presumed to be intended to influence the exercise or performance of his or her official powers or duties when the gift is from a private person or organization that seeks municipal action involving the exercise of discretion by or with the participation of the officer or employee.

(f) A gift to a municipal officer or employee is presumed to be intended as a reward for official action when the gift is from a private person or organization that has obtained municipal action involving the exercise of discretion by or with the participation of the officer or employee during the preceding twelve months.

(g) This section does not prohibit any other gift, including:

(1) gifts made to the municipality;

(2) gifts from a person with a family or personal relationship with the officer or employee when the circumstances make it clear that the personal

relationship, rather than the recipient's status as a municipal officer or employee, is the primary motivating factor for the gift;

(3) gifts given on special occasions, such as marriage, illness, or retirement, which are modest, reasonable and customary;

(4) unsolicited advertising or promotional material of little intrinsic value, such as pens, pencils, note pads, and calendars;

(5) awards and plaques having a value of seventy-five dollars or less which are publicly presented in recognition of service as a municipal officer or employee, or other service to the community; or

(6) meals and refreshments provided when a municipal officer or employee is a speaker or participant at a job-related professional or educational conference or program and the meals and refreshments are made available to all participants.

**18. Posting and distribution:**

(a) The County Manager or his or her designee must promptly cause a copy of this Code, and a copy of any amendment to this Code, to be posted publicly and conspicuously in each building under the municipality's control. The Code must be posted within ten days following the date on which the Code takes effect. An amendment to the Code must be posted within ten days (10) following the date on which the amendment takes effect.

(b) The County Manager or his or her designee must promptly cause a copy of this Code, including any amendments to the Code, to be distributed to every person who is or becomes an officer and employee of the County of Genesee.

(c) Every municipal officer or employee who receives a copy of this Code or an amendment to the Code must acknowledge such receipt in writing. Such acknowledgments must be filed with the Clerk of the Legislature who must maintain such acknowledgments as a public record.

(d) The failure to post this Code or an amendment to the Code does not affect either the applicability or enforceability of the Code or the amendment. The failure of a municipal officer or employee to receive a copy of this Code of Ethics or an amendment to the Code, or to acknowledge receipt thereof in writing, does not affect either the applicability or enforceability of the Code or amendment to the Code.

(e) The County Manager or his or her designee shall cause a copy of Sections 800 through 809 of the General Municipal Law to be kept posted in each public building under the jurisdiction of the County of Genesee, in a place conspicuous to its officers and employees.

(f) Failure to post any such copy shall have no effect on the duty of compliance with article 18 of the General Municipal Law, nor with the enforcement of the provisions thereof.

**19. Enforcement:** Any municipal officer or employee who violates this Code may be censured, fined, suspended or removed from office or employment in the manner provided by law.

**20. Annual Code of Ethics Review:** On or before May 31 of every year, every official and employee of the County of Genesee is required to attest on an annual basis that he or she has reviewed the Code of Ethics.

**Section 3. BOARD OF ETHICS**

**1. Establishment:** There is hereby established pursuant to Section 808 of the General

Municipal Law, the County of Genesee Board of Ethics. Said Board of Ethics shall consist of five (5) members, a majority of whom shall not be officers or employees of the County of Genesee or any of the municipalities located in the County of Genesee. At least one member of said Board shall be an elected or appointed officer or employee of the County of Genesee or a municipality located in the County of Genesee

2. **Membership:** The membership of the Board of Ethics shall be appointed by the County of Genesee Legislature and shall serve at the pleasure of the Legislature. The members of the Board of Ethics shall receive no salary or compensation, but may be reimbursed for reasonable expenses and mileage incurred in the performance of their duties. In the event of a vacancy, either the Board President or the Board Secretary shall notify the Clerk of the Legislature of such vacancy, within ninety (90) days thereafter, the County of Genesee Legislature shall appoint a replacement. The members of the Board of Ethics, for the purposes of this Local Law only, shall be considered local officers within the meaning of subdivision 3 of Section 810 of the General Municipal law.
3. **Powers and Duties:** The Board of Ethics shall render advisory opinions to officers and employees of municipalities wholly or partly within the County of Genesee with respect to Article 18 of the General Municipal Law and any Code of Ethics adopted pursuant thereto. Such advisory opinions shall be rendered pursuant to the written request of any such officer or employee. The Board of Ethics shall have the advice of Counsel employed by the Board or if none, the County Attorney. In addition, the Board of Ethics may make recommendations with respect to the drafting and adoption of a Code of Ethics or amendments thereto, upon the request of the County of Genesee Legislature; provided further that the Board of Ethics shall review the Code at least every five (5) years starting in 2026.
4. **Procedures:**
  - (a) Every five (5) years commencing in 2026, the Board of Ethics shall elect the following officers;
    - (1) The President shall schedule the date for any meetings and preside at such meetings
    - (2) The Vice President shall act when the President is not available.
    - (3) The Secretary shall keep minutes of any meetings and submit any communications as needed to the Clerk of the Legislature or others.
  - (b) The Board of Ethics shall meet at least once every year on or before August 31 and at such other times as necessary to complete its duties.
  - (c) At the annual meeting, the Board of Ethics shall receive and review all completed Annual Statements of Financial Disclosure together with any other written instruments, affidavits, and disclosures as required under this Local Law.
  - (d) Prior to its annual meeting, the Board of Ethics will be provided with information from the Treasurer's Office listing all vendors that are currently doing business with the County of Genesee.

- (e) The Board of Ethics shall compare this listing with interests disclosed in the Annual Statement of Financial Disclosure to determine potential conflicts of interest.
- (f) Within fifteen (15) days of its annual meeting, the Board of Ethics shall provide to the Clerk of the Legislature for transmittal to the County Legislature, a list of all individuals that have either not completed the requires Annual Statements of Financial Disclosure or have not answered all of the questions as required. This will be done for the purpose of allowing the County of Genesee Legislature to consider remedial, enforcement or punitive measures.
- (g) Within fifteen (15) days of the annual meeting of the Board of Ethics, it shall provide to the Clerk of the Legislature for forwarding to the Legislature a listing of any potential conflicts appearing from its review of the Annual Statements of Financial Disclosure by comparison to the list of vendors.

**Section 4. FINANCIAL DISCLOSURE AND ANNUAL STATEMENTS OF DISCLOSURE**

1. **Definitions:** Unless otherwise indicated, the following terms shall be defined for the purposes of financial disclosure in this Section 3 only, as follows; “Agency” means any of the subdivisions of County Government, referred to in subdivision (d) of this section except the Legislature
  - (a) “Agency” means any of the subdivisions of County Government, referred to in subdivision (d) of this section except the Legislature.
  - (b) “Appropriate body” pursuant to Article 18 of General Municipal Law means the Board of Ethics of the County of Genesee.
  - (c) “Child” means any son, daughter, step-son or step-daughter of a County officer, employee or appointed official if such child is under 18 or is a dependent of the officer, employee or appointed official as defined in the Internal Revenue Code Section 152(a)(1) and (2) and any amendments thereto.
  - (d) “County” means the County of Genesee or any department, board, executive division, Institution, office, branch, bureau, commission, agency, legislature or other division or part thereof.
  - (e) “Officer” or employee” means any officer or employee of the County of Genesee and any elected officials, appointed officials and heads of any agency, institution, department, office, branch, division, council, commission, board or bureau of the County of Genesee, whether paid or unpaid.
  - (f) “County elected official” means a County Legislator, the County Clerk, the District Attorney, the County Treasurer, or the Sheriff.
  - (g) “Appointed official” means any individual who is appointed by the County Legislature to any agency, institution, department, office, branch, division, council, commission, board or bureau, whether unpaid or paid.
  - (h) “Relative” means a spouse or child of a County officer, employee or appointed official.

- (i) “Reporting officer, employee or appointed official” means an officer, employee or appointed official who is required to complete and file an Annual Statements of Financial Disclosure pursuant to this Local Law.
- (j) “Spouse” means the husband or wife of an officer, employee or appointed official, subject to the provisions of this Local Law, unless legally separated from such officer, employee or appointed official.
- (k) “Jurisdiction” shall mean having authority, capacity, power or right to act with regard to the management and administration of policy and supervision of personnel of the County agency in which she/he is an officer, employee or appointed official.
- (l) “Policy-making position” means an officer or employee whose majority duties are not ministerial in nature, as designated to be “policy making” by the County of Genesee Legislature.
- (m) “Reporting Category” for the purpose of completing the Annual Statements of Financial Disclosure report pursuant to this Section 4, means the category of interest, income, value or worth of said reported items. No exact dollar amounts are to be included in the completion of the Annual Statements of Financial Disclosure; rather all amounts are to be indicated using the following categories:
  - “A”, Under \$5,000
  - “B”, \$5,001 - \$10,000
  - “C”, \$10,001 - \$25,000
  - “D”, \$25,001 - \$50,000
  - “E”, \$50,000 - \$100,000
  - “F”, Over \$100,000

(n) “Reporting Period” when referenced on the Annual Statements of Financial Disclosure shall mean the entire calendar year immediately preceding the calendar year in which the Annual Statement of Financial Disclosure is completed.

**2. Obligation to file Annual Statement of Financial Disclosure:**

- (a) An Annual Statement of Financial Disclosure shall be completed and filed with the Clerk of the Legislature on or before May 31 of each year,
- (b) The Annual Statement of Financial Disclosure shall contain the information and shall be in the form set forth and attached to this Local Law which may be amended by resolution or by Local Law.
- (c) The Annual Statement of Financial Disclosure shall be filed by the following:
  - (i) County Elected Officials
  - (ii) County Department Heads and their Deputies
  - (iii) County Officers and Employees holding policy-making positions
- (d) On or before February 28 of each year, the County of Genesee Legislature shall pass a resolution that sets forth an all-inclusive list of all of the

individuals by their titles or by the names of the agency of the County, upon which they serve, that need to complete and file an Annual Statement of Financial Disclosure by May 31<sup>st</sup> of that year.

- (e) On or before January 31 of every year, each appointed authority or department head shall determine if there are any other individuals, officers or employees within their department that hold policy-making positions or that no longer hold policy-making positions. On or before January 31 of every year, the County Attorney shall determine if there are any other agencies of the County that render policy-making decisions or no longer render policy-making decisions. These lists shall be provided to the Clerk of the County Legislature as recommendations to be added to, or subtracted from, the list of the County Legislature for reporting individuals for that year.
- (f) A person who is subject to the filing requirements of this Local Law from more than one County may satisfy the requirements by filing only one Annual Statement of Financial Disclosure, and filing with the other(s) a notice that such filing has been made, inclusive of the date and place of the filing.
- (g) Any person who is subject to the reporting requirements of this Local Law and who has or shall timely file with the Internal Revenue Service an application for automatic extension of time in which to file his/her individual income tax return for the immediately preceding calendar or fiscal year, shall be required to submit an Annual Statement of Financial Disclosure on or before March 31 of the year in which employment is in effect. Such person shall file a supplementary statement for any item as so noted on the Annual Statement of Financial Disclosure, without liability under Section 4 of this Local Law, if said supplementary statement is filed within fifteen (15) days of the expiration of the automatic extension.
- (h) Any person who is required to file an Annual Statement of Financial Disclosure may request, prior to May 31, of the year for which the employment is in effect, an extension of filing for an additional specific periods of time. Such request shall be made in writing to the Board of Ethics, with approval based upon substantiation of justifiable cause or undue hardship. The Board of Ethics may grant or deny the request, by vote of the membership, and extensions shall be for the specific period of additional time requested.
- (i) Any person required to file an Annual Statement of Financial Disclosure who becomes so required, or experience a change in reporting levels after May 15, of the year for which the employment is in effect, shall file the appropriate annually statement within thirty (30) days.



**Section 5. WHISTLEBLOWER PROTECTIONS**

1. **Policy:** It is the policy of the County of Genesee that illegal or unethical activity, including but not limited to corruption, fraud, criminal activity, abuse and conflict of interest by members, officers or employees of any County Department, or any person having dealing with any County Department, will not be permitted, tolerated, or condoned.
2. **Retaliation prohibited:** An employee may not be discharged, or discriminated against, in retaliation for making a complaint, instituting a proceeding, providing evidence or testifying at a proceeding concerning a violation of any law, rule regulation, gross mismanagement, gross waste of funds, an abuse of authority, or a substantial and specific danger to public health or safety. Any employee or employees who, in good faith, report a false claim are protected against discharge, demotion, suspension, threats, harassment, and other discrimination by their employer.

**Section 6. PENALTIES:**

1. **Violations:** The County of Genesee Legislature, upon a determination that a reporting individual knowingly and willfully failed to file an Annual Statement of Financial Disclosure or who knowingly and willfully with intent to deceive, made a false statement or gives information, which such individual knows to be false, on such Annual Statement of Financial Disclosure, that has been filed pursuant to this Local Law; may take in its sole discretion any of the following actions:
  - (a) Assess a civil penalty in an amount not to exceed Ten Thousand dollars (\$10,000).
  - (b) Other than for conduct which constitutes a violation of Section 73(12) of the Public Officers Law, in lieu of the civil penalty, may refer a violation to the appropriate prosecutor, and upon such conviction, but only after such referral, such violation shall be punishable as a Class A Misdemeanor.
  - (c) Terminate any individual who sits on a reporting Agency of the County.
  - (d) Impose disciplinary action as otherwise provided by law.
  - (e) A civil penalty for false filing may not be imposed hereunder in the event a category of “value” or “amount” reported pursuant to this Local Law, is incorrect, unless such reported information is falsely understated.
2. **APPEALS:**
  - (a) An appeal may be taken to the Board of Ethics in opposition to any designation made by the County of Genesee Legislature, which requires an individual to file an Annual Statement of Financial Disclosure or in opposition to any penalty determination made by the County of Genesee Legislature.
  - (b) Any appeal must be made in writing to the Board of Ethics within thirty (30) days of the designation determination or the assessment of a penalty.
  - (c) Upon receipt of the appeal document, the Board of Ethics shall make a

- determination upon the merits of the application within forty-five (45) days.
- (d) Prior to this determination, the Board of Ethics shall conduct a hearing, at which time the individual shall have an opportunity to be heard.
- (e) The Secretary of the Board of Ethics shall make an audio recording of this hearing.
- (f) If the Party decides to appeal the determination of the Board of Ethics, it must be done pursuant to Article 78 of the Civil Practice Law and R

**Section 7. EFFECTIVE DATE:**

This Local Law shall take effect upon proper filing with the Office of the Secretary of State. **WHEREAS**, The Clerk of the Genesee County Legislature did post a certified notice of Public Hearing on said proposed Local Law on the bulletin board in the Old Courthouse, and **WHEREAS**, The Clerk of the Genesee County Legislature did cause to be published in the Batavia Daily News, the official newspaper of the County of Genesee, the notice of Public Hearing on Local Law Introductory Number 2, Year 2021, and **WHEREAS**, a Public Hearing was held at 5:30 on June 23, 2021 in the Legislature Chambers of the Old Courthouse and via Zoom, Batavia, New York, at which time all interested persons who wished to speak were heard, Now therefore Be it

**RESOLVED, that “LOCAL LAW INTRODUCTORY NO. 2, YEAR 2021 GENESEE COUNTY NY, TO REPEAL AND REPLACE THE COUNTY OF GENESEE ETHICS AND DISCLOSURE LAW”** be known as Local Law No. 4 Year 2021, for the County of Genesee as introduced June 9, 2021, be and hereby is adopted.

See attached Annual Statement of Financial Disclosure Form.

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 279 COUNTY AUDIT –JUNE 23- APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Legislator Hawley, did review the following claims:

General Fund	\$	718,807.40
Highway		115,044.17
Voluntary Distribution		833,335.00
Water Fund		164,540.56
DSS Abstracts		65,051.74
<b>Capital Projects</b>		
Highway-Large Span Culverts		41,623.69
Highway-Large Format Printer		24,786.00
Highway-S Lyons Street Bridge Over Tonawanda Creek		76,527.88
Highway-Highway Chipseal		1,208.00
Highway-Highway Recycling		303,665.81
Sheriff's/Jail-Jail Construction		2,000.00
Sheriff's- Firing Range Upgrades		6,901.00
Facilities Management-Animal Shelter Improvements		32,137.41
GCC-GCC Backup Power Improvements		42,863.00
<b>Payroll – General</b>		
June 18, 2021		1,744,079.21
<b>Medicaid</b>		
June 15, 2021		165,091.00

June 22, 2021

**Total Audit**

165,091.00  
\$ 4,502,752.87

Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature has audited and does approve the claims as listed above, and Be it further

**RESOLVED**, That the Genesee County Treasurer be and hereby is authorized and directed to make payments as listed above.

Legislator Hawley seconded the resolution which was adopted by 326 votes.

At 6:05 pm the meeting adjourned upon motion of Legislator Klotzbach seconded by Legislator Yunker, carried unanimously.

**THIRTEENTH DAY  
GENESEE COUNTY LEGISLATURE  
Batavia, New York  
Wednesday, July 28, 2021**

The Genesee County Legislature met in Regular Session on Wednesday, June 23, 2021 at 5:30 PM in the Legislative Chambers of the Old Courthouse. Legislator Clattenburg assisted with the audit. The prayer was offered by Legislator Yunker followed by the Pledge to the Flag.

Minutes of the June 23, 2021 Legislature meeting were approved upon motion of Legislator Maha seconded by Legislator Dibble, carried unanimously.

Legislature Chair Stein commented on an upcoming opportunity to provide testimony on the redistricting process. U.S. Census numbers are expected to result in the loss of two New York congressional seats and Genesee County could be carved up. Details and additional information will be provided.

County Manager Matt Landers stated he has fielded questions in light of the Governor’s announcement that State employees will be required to be vaccinated or tested for COVID regularly effective the first week of September. The County has not adopted that policy but continues to require employees and visitors who are not vaccinated to wear a mask and practice social distancing.

The Clerk proceeded with the resolutions:

**RESOLUTION NO. 280 ESTABLISH CAPITAL PROJECT & BUDGET  
AMENDMENT - OFFICE FOR THE AGING APPROVAL  
OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, the Office for the Aging received notice of grant award (NGA) by the American Rescue Plan (ARP) in the amount of \$233,004, and

**WHEREAS**, the Director of the Office for the Aging is requesting to establish a capital project for the development of improving the service delivery for the Office for the Aging by refiguring and adding additional office spaces, improving the appearance of several programming areas of the building with carpeting and paint, replacing the dishwasher and garbage disposal, adding needed furnishings, equipment, and subscriptions for client use to enhance and expand programs in the amount of \$64,416 utilizing the “ARP” funds, and

**WHEREAS**, The Committees on Human Services and Ways and Means did review this request and recommends approval at this time. Now, therefore, Be it

**RESOLVED**, The Genesee County Treasurer is hereby authorized and directed to establish a capital project named Office for the Aging Property Improvements in the amount of \$64,416 funded by the ARP and be it, further

**RESOLVED**, That the Genesee County Treasurer hereby authorized and directed to amend the 2021 budget by Increasing Appropriation H.1997.2080.0000 Capital Expense in the amount of \$64,416 and Increasing Revenue H.1997.4089.3 Federal Aid in a like amount.

**Budget Impact Statement:** Increases capital expenses by \$64,416 and is offset completely by federal aid. The balance of the funds will be spent in other resolutions.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 281 SALARY SCHEDULE AMENDMENT & BUDGET**

**AMENDMENT – OFFICE FOR THE AGING -APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, The Director of the Office for the Aging did receive notice of grant award (NGA) by the American Rescue Plan (ARP) in the amount of \$233,004, and

**WHEREAS**, There are two part time vacant Nutrition Program Meal Site Assistant positions due to promotion and resignation, which can be eliminated to create another position, and

**WHEREAS**, Due to the additional funding, and program expansion created by the funding, there is need for additional staffing which involves adding and expanding the hours for Program Assistant position(s), and adding a Financial Clerk Typist position, and

**WHEREAS**, The Committees on Human Services and Ways and Means did review this recommendation and recommends approval at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to amend the 2021 Genesee County Employees’ Salary Schedule by eliminating two vacant, part time Nutrition Program Meal Site Assistant Positions, CSEA Grade 2, effective immediately and be it, further

**RESOLVED**, That the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to amend the 2021 Genesee County Employees’ Salary Schedule by expanding hours from 15 hrs./biweekly to 19.5 hrs./biweekly for the existing part time Program Assistant (OFA), CSEA Grade 7 effective August 1, 2021 until December 31, 2024 or when the grant funds are expended, whichever comes first and the position will automatically return to 15 hrs./biweekly, and be it, further

**RESOLVED**, That the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to amend the 2021 Genesee County Employees’ Salary Schedule by adding a part time 19.5 hrs/biweekly Program Assistant (OFA), CSEA Grade 7 Effective September 1, 2021 until December 31, 2024 or when the grant funds are expended, whichever comes first and the position will then be automatically deleted and be it, further

**RESOLVED**, That the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to amend the 2021 Genesee County Employees’ Salary Schedule by adding one FT Financial Clerk Typist, CSEA Grade 8 and effective October 1, 2021 until December 31, 2024 or when the grant funds are expended, whichever comes first and the position will then be automatically deleted, and be it further,

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 budget in the following manner

Increase Revenue:

A.6772.4772 Federal Aid \$22,560.33

Increase Appropriations:

A.6772.1010.0000 Personnel Services: \$14,070.84

A.6772.8010.0000 Social Security Tax: \$829.46

A.6772.8011.0000 Medicare Tax: \$376.91

A.6772.8020.0000 Retirement: \$1,349.24

A.6772.8030.0000 Medical: \$5,833.38

A.6772.8040.0000 Dental \$82.50

A.6772.8070.0000 Vision \$18.00

**Budget Impact Statement:** Neutral. Some of the expenses are offset by existing vacant positions, and the NGA

covers the rest of the increases in salary, medical, FICA and retirement and is not expected to impact the adopted 2021 county budget or change county share. The end date for the additional positions is 2024. Incorporating the balance of the \$233,004 into the budgets of 2022-2024. There is a 10-25% match requirement that is met by county overmatch. Per NYSOFA Director it is anticipated that this required match was an oversite and will be eliminated. Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 282 GRANT ACCEPTANCE – HEALTH DEPARTMENT/LEAD POISONING PREVENTION PROGRAM – APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, The Genesee County Public Health Director has received notification from the New York State Department of Health that the Genesee County’s Lead Poisoning Prevention Program contract has been approved in the amount of \$39,383, and

**WHEREAS**, The Public Health Director has requested that the County accept this funding which stipulates that this revenue will be used to support local Lead Poisoning Prevention Activities, and **WHEREAS**, The Committees on Human Services did review this award and does recommend approval at this time, Now therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the agreement with the New York State Department of Health for the acceptance of the Lead Poisoning Prevention Program contract for the period October 1, 2020 through September 30, 2021 in the amount of \$39,383, and to execute any and all other documentation related to this funding

**Budget Impact:** \$39,383 is included in the 2020 & 2021 Dept. 4010 – Health Department Budget. \$0 cost to the County as revenue and expense will offset

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 283 2021-2022 – EARLY INTERVENTION GRANT FUNDING ACCEPTANCE/HEALTH DEPARTMENT – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Genesee County Public Health Director has received notification from the New York State Department of Health that Genesee County’s Early Intervention Administration contract has been awarded in the amount of \$39,978, and

**WHEREAS**, The Public Health Director has requested that the County accept this funding which stipulates that this revenue will be used to support the administration of the Early Intervention Program, And

**WHEREAS**, The Committee on Human Services and Ways and Means did review this request and does recommend approval at this time. Now therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the Agreement with the New York State Department of Health for the acceptance of the Early Intervention Administration contract for the period October 1, 2021 through September 30, 2022 in the amount of \$39,978, and to execute any and all other documentation related to this funding.

**Budget Implications:** Revenue and expenses are appropriated in the 2021 & 2022 Dept. 4059 Early Intervention Budget.

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 284 CONTRACT - HEALTH DEPARTMENT/ MCH20 ANIMATION PRODUCTIONS – APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, The Public Health Director did present a contract with MCH20 Animation Productions to create a 30 second commercial to promote the PAARI program and a 60 second commercial to promote the GLOW Opioid Task Force, and

**WHEREAS**, The Committee on Human Services and Ways and Means did review the contract and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a contract with MCH20 Animation Productions, 23 Edenburg Ave. Albany, NY 12203 to provide services for the period July 1, 2021 through December 31, 2021.

**Fiscal Implications:** Expenses (\$6,000) are included in the 2021 4010 budget. The cost to the county on the Health Dept. side is \$0, all expenses are eligible for state aid reimbursement. Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 285 CONTRACT RENEWAL - HEALTH DEPARTMENT/  
QUICKSERIES PUBLISHING INC. – APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, The Public Health Director did present a contract renewal with Quickseries Publishing Inc. to maintain, update, and deploy all content for the Ready Genesee App. For the Health Department and Genesee County Emergency Management, and

**WHEREAS**, The Committee on Human Services did review the contract and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a contract with Quickseries Publishing Inc. 5100 NW 33<sup>rd</sup> Avenue, suite 247 Ft. Lauderdale, FL 33309 to provide services for the period May 1, 2021 through April 30, 2022.

**Fiscal Implications:** Expenses (\$4,992) are included in the 2021 4010 budget; this expense is split 50/50 with Genesee County Emergency Management. The cost to the county on the Health Dept. side is \$0, all expenses are eligible for state aid reimbursement.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 286 LETTER OF AGREEMENT – HEALTH  
DEPARTMENT/GCC VETERINARY TECH  
DEPARTMENT - APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Public Health Director did present a Letter of Agreement with Genesee Community College Vet Tech Department to deliver services related to the Rabies Program for the mutual benefit of both parties, and

**WHEREAS**, The Committee on Human Services did review the request and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a Letter of Agreement with Genesee Community College Vet Tech Department, 1 College Road, Batavia, NY 14020 for the provision of mutual Rabies Program related services for the mutual benefit of both parties. This agreement is effective May 1, 2021 through December 31, 2021.

**Budget Implications:** Expenditures related to this agreement are offset by services rendered.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 287 LETTER OF AGREEMENT – HEALTH DEPARTMENT/  
CORFU VETERINARY CLINIC - APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, The Public Health Director did present a Letter of Agreement with Corfu Veterinary Clinic to deliver services related to the Rabies Program for the mutual benefit of both parties, and

**WHEREAS**, The Committee on Human Services did review the request and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a Letter of Agreement with Corfu Veterinary Clinic, 9770 Snipery Road, Corfu, NY 14036 for the provision of mutual Rabies Program related services valued up to the amount of five hundred dollars (\$500.00) per year. This one-year agreement is effective November 1, 2020 through December 31, 2021.

**Fiscal Implications:** Expenditures related to this agreement are offset by services rendered.

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 288 GRANT ACCEPTANCE/BUDGET AMENDMENT –  
HEALTH DEPARTMENT/COVID FUNDS – APPROVAL  
OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The New York State Department of Health has awarded the Genesee County Public Health Department \$1,415,984 in funding for COVID-19 school testing activities and to purchase PPE for Genesee County schools and,

**WHEREAS**, The Committees on Human Services And Ways and Means did review this Budget Amendment and do recommend approval at this time, Now therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized to accept this award for \$1,415,984 as specified and Be it further

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to Amend the 2021 Health Department budget to reflect an increase of:

\$400,000 in Appropriations A4010 4800.0000 Program Expense

\$450,000 in Appropriations A4010 4650.0003 Contracted Services

and to be offset by an increase of \$850,000 in A4010 4401.10 Fed Aid, Bioterrorism. Remaining funds (\$565,984) will be allocated in the 2022 budget.

**Budget Implications:**(\$1,415,984) in funding will be used to offset cost of COVID-19 school testing activities.

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 289 CONTRACT RENEWAL– HEALTH DEPARTMENT/  
PARATRANSIT SERVICES – APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, Genesee County must provide transportation services for the Early Intervention and Preschool Supportive Health Services Program, and

**WHEREAS**, The Public Health Director did receive proposals for the provision of this service, and

**WHEREAS**, The Committee on Human Services did review this recommendation and does



concur. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into a contract with Student Transport, Inc. (DBA: WNY Bus Co.), 79 Sheldon Avenue, Depew, NY 14043 and Transpo Bus Services LLC., 233 Fillmore Ave. Tonawanda, NY 14150 for the provision of paratransit services for the Early Intervention and Preschool Supportive Health Services Programs for the period of September 1, 2021 through August 31, 2022 based on the current bid rates plus 1.3%, the 1.3% increase is based on the Northeast Urban 2020 annual CPI which is outlined in Appendix A Page 6 of the bid agreement.

**Fiscal Implications:** Estimated annual expenses in the 2021 A 2960 Preschool Supportive Health Service budget are \$601,500. These services qualify for NYS reimbursement at the rate of 59.5% less any Medicaid payment for Medicaid eligible children. Estimated annual expenses in the 2021 A 4059 Early Intervention budget are \$20,000.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 290 CONTRACTS– HEALTH DEPARTMENT/PRESCHOOL SUPPORTIVE HEALTH SERVICES PROGRAM – APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, The Public Health Director did present contracts for the provision of related services to eligible children in the Preschool Supportive Health Services Program, and **WHEREAS**, The Committee on Human Services did review the request and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a contract with the following individual, for the provision of **Related Services** in the Preschool Supportive Health Services Program (PSSHSP) for the period of September 1, 2021 through June 30, 2023 per the 2021 PSSHSP rate schedule.

Michelle Sczudlo, 20 Lincoln Avenue, Leroy, NY 14482

**Budget Impact:** Revenue and expenses are included in the 2021 A 2960 3-5 Preschool Budget and will be included in the 2022 and 2023 Budgets. These services qualify for NYS reimbursement at the rate of 59.5% less any Medicaid payment on Medicaid eligible children. Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 291 CONTRACT RENEWAL/MENTAL HEALTH/AGRI-BUSINESS CHILD DEVELOPMENT AT BATAVIA - APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, The Committee on Human Services does recommend approval of a contract renewal with Agri-Business Child Development at Batavia, located at 18 Brooklyn Avenue, Batavia, NY 14020 as presented by the Director of the Community Mental Health Services. Genesee County Department of Mental Health will provide onsite services to Agri-Business Child Development. Now, therefore, Be it

**RESOLVED**, That the Chairman of the Genesee County Legislature be and hereby is authorized and directed to approve the necessary documents to implement a contract between the County of Genesee Department of Mental Health and Agri-Business Child Development. The contract rate for services provided by the Department of Mental Health are at the rate of remuneration: \$400 for the period April 1, 2020 through March 31, 2022 in accordance with the terms of said

contract, now Be it Further

**RESOLVED**, That the county agrees to the contracted rate of \$400 in accordance with the terms of the contract attested to by the President of the Genesee County Community Services Board and Agri-Business Child Development at Batavia, and approved as to form by the Genesee County Attorney.

**Budget Impact Statement:** County Cost - \$0

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 292 CONTRACT AMENDMENT - SHERIFF / NYS DHSES  
OIEC MUTUALINK PROGRAM - APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, Genesee County desires to participate in the State of New York, Department of Homeland Security and Emergency Services, Office of Interoperable and Emergency Communications Mutualink program for the purpose of providing first responders access to interoperable communications capabilities, and

**WHEREAS**, Genesee County entered into an agreement with the State of New York pursuant to resolution 146, dated April 23, 2015, and

**WHEREAS**, The State of New York would like to enter into a revised agreement providing for the County's use of New York State equipment, software and licenses necessary for the Mutualink program along with New York State's maintenance of the equipment through March 31, 2024, and

**WHEREAS**, After careful review by the Sheriff, Emergency Management Coordinator, County Attorney, and Director of Emergency Communications, it is recommended the County approve the revised agreement, and

**WHEREAS**, The Public Service Committee did review this request and does recommend approval at this time. Now, therefore, be it

**RESOLVED**, That the Genesee County Chair is authorized to approve the revised agreement with the State of New York, Department of Homeland Security and Emergency Services, Office of Interoperable and Emergency Communications, located at 1220 Washington Avenue, State Office Campus, Building 7A, 7th Floor, Albany, New York 12226, for Mutualink equipment.

**Budget Impact Statement: None.**

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 293 PUBLIC SAFETY RADIO SYSTEM MAINTENANCE  
AGREEMENT AMENDMENT – SHERIFF'S OFFICE / L3  
HARRIS TECHNOLOGIES, INC.– APPROVAL OF**

Legislator Maha offered the following resolutions:

**WHEREAS**, Genesee County contracted with Harris Corporation RF Communications Division to provide public safety radio system maintenance services pursuant to Resolution 189, dated May 28, 2015, and

**WHEREAS**, Genesee County extended the maintenance agreement through December 31, 2021, pursuant to Resolution 344, dated September 24, 2020, and

**WHEREAS**, L3 Harris Technologies, Inc. is the successor authorized company via NYS OGS Contract, with offices located at 221 Jefferson Ridge Parkway, Lynchburg, VA 24501, and

**WHEREAS**, Genesee County wishes to add a new tower site to the maintenance agreement and extend the agreement from January 1, 2022, to December 31, 2026, at a cost of \$188,567 per year, and

**WHEREAS**, After careful review, the Genesee County Sheriff, County Attorney, and Director of Emergency Communications recommend Genesee County amend the public safety radio system maintenance agreement with L3 Harris Technologies Inc. for the period of January 1, 2022, to December 31, 2026, at a cost of \$188,567 per year, and

**WHEREAS**, The Committee on Public Service did review this request and does recommend approval at this time. Now, therefore, be it

**RESOLVED**, the public safety radio system maintenance agreement with L3 Harris Technologies Inc., with offices located at 221 Jefferson Ridge Parkway, Lynchburg, VA 2450, is amended for the period of January 1, 2022, to December 31, 2026, at a cost of \$188,567 per year.

**Budget Impact:** None.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 294 ACCEPTANCE OF GRANT FUNDS / SHERIFF - COMMUNICATIONS – PUBLIC SAFETY ANSWERING POINT (PSAP) OPERATIONS GRANT - APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The New York State Division of Homeland Security and Emergency Services Office of Interoperable and Emergency Communications (NYS DHSES/OIEC) has awarded Genesee County grant funding in the amount of \$205,530 from the Public Safety Answering Point (PSAP) Operations Grant, and

**WHEREAS**, These funds will be used to offset a portion of the 2021 Communications budget in a like amount, and

**WHEREAS**, The Genesee County Sheriff and the Director of Emergency Communications recommend the acceptance of such grant funds, and

**WHEREAS**, The Committee on Public Service did review this request and does recommend approval at this time. Now, therefore, be it

**RESOLVED**, That the Chair of the Legislature is hereby authorized and directed to accept the Division of Homeland Security and Emergency Services Office of Interoperable and Emergency Communications Public Safety Answering Point (PSAP) Operations Grant in the amount of \$205,530.

**Budget Impact:** None.

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 295 AMENDMENT - SHERIFF'S OFFICE/ TYLER - NEW WORLD SYSTEMS PUBLIC SAFETY DASHBOARD SOFTWARE — APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, Genesee County did contract with New World Systems (NWS), 888 West Big Beaver Road, Troy, Michigan 48084, pursuant to Resolution No. 238 adopted on June 29, 2006, and

**WHEREAS**, Tyler Technologies, Inc., with offices at 840 West Long Lake Road, Troy, MI 48098 has merged with New World Systems and

**WHEREAS**, Genesee County desires to upgrade its Decision Support Software (DSS) to use Socrata for web-based dashboard applications at no additional cost to the County, and

**WHEREAS**, the Committee on Public Service did review this request and does recommend approval at this time. Now, therefore, be it

**RESOLVED**, the Chair of the Genesee County Legislature is authorized and directed to enter into an agreement with Tyler Technologies, Inc., 840 West Long Lake Road, Troy, MI 48098, to upgrade its Decision Support Software (DSS) to use Socrata for web-based dashboard applications at no additional cost to the County.

**Budget Impact: None.**

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 296 2021 BUDGET AMENDMENT - SHERIFF/K-9 PROGRAM- APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, K9 Rayzor had to undergo recent surgery, and will require physical therapy and medications during the recovery period, and

**WHEREAS**, K9 Frankie has been experiencing medical issues and will undergo surgery in the near future, which will require follow up care and treatment, and

**WHEREAS**, There are funds available in the K-9 Donations Reserve Account, from gifts and donations that have been made to the K9 Program, to cover the cost of the surgeries and all related expenses, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this request and do recommend approval at this time. Now therefore be it

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 budget as follows:

\$10,757 to A3110.4800.3317 (Program Exp-Canine Program)

To be offset by increasing the following revenue account:

\$10,757 to A3110.2705 (Gifts and Donations), with funds to come from A915.6 (K-9

Assigned Unappropriated Funds)

**Budget Impact Statement:** Increase in Sheriff's 2021 appropriations in the amount of \$10,757; offset by an increase in revenue in a like amount, with funds to come from the K9 Donations Reserve Account.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 297 MOU RENEWALS – SHERIFF / SCHOOL RESOURCE OFFICERS FOR BYRON-BERGEN AND PAVILION CENTRAL SCHOOL DISTRICTS - APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, The Byron-Bergen and Pavilion Central School Districts desire to renew their Memorandums of Understanding with the County of Genesee and the Genesee County Sheriff for a School Resource Officer (SRO) for each of its Districts for the following periods, and:

School District	Time Period		Reimbursement *
Byron-Bergen	12 months	9/1/21 – 8/31/22	\$102,813.81
Pavilion	12 months	7/1/21 – 6/30/22	\$119,021.07

**WHEREAS**, Reimbursement from each District includes the hourly rate for a Deputy Sheriff, fringe benefits and insurances.

\* *The yearly retirement and medical rates are not available until late fall; therefore, the rates listed include 2021 rates for 2022. Once all the rates have been confirmed, the rates will be modified; and, if applicable, the difference will be billed under a separate invoice or a credit will be applied, and*

**WHEREAS**, after careful review by the Sheriff and County Attorney, and  
**WHEREAS**, the Committee on Public Service did review this request and does recommend approval at this time. Now, therefore, be it  
**RESOLVED**, that the Chair of the Genesee County Legislature and Genesee County Sheriff are authorized to sign the MOUs.

**Budget Impact:** Costs for each School District's School Resource Officer are offset by revenue in the same amount.

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 298 REAPPOINTMENTS/APPOINTMENTS – SHERIFF / TRAFFIC SAFETY BOARD – APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, reappointments do exist on the Genesee County Traffic Safety Board and the Committees on Public Service and Ways & Means do recommend reappointing the following three-year terms:

William A. Sheron, Jr.	8/1/2021 – 7/31/2024	Genesee Co. Sheriff's Office
Felipe A. Oltramari	8/1/2021 – 7/31/2024	Genesee Co. Planning
Shawn Heubusch	8/1/2021 – 7/31/2024	City of Batavia Police Dept.

**WHEREAS**, a reappointment also exists for the Genesee County Health Department, however, its representative, Albert Cheverie, retired. Therefore, the department's replacement representative listed below is recommended for appointment to a three-year term:

David Bell	8/1/2021 – 7/31/2024	
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**WHEREAS**, the LeRoy Police Department desires to have Chief Greg Kellogg appointed to represent its agency to replace Sgt. Emily McNamara, whose term expires 2/28/23. Now, therefore, be it

**RESOLVED**, that the above three-year reappointments/appointments for the Genesee County Traffic Safety Board are approved at this time.

**Budget Impact:** None.

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 299 ACCEPTANCE OF GRANT FUNDS - BUDGET AMENDMENT/SHERIFF – POLICE TRAFFIC SERVICES PROGRAM – APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The Sheriff requested authorization to accept grant funding from the NYS Governor's Traffic Safety Committee, in the amount of \$25,440, to participate in the statewide Police Traffic Services Program, for the time period of October 1, 2021 through September 30, 2022, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this request and do recommend approval at this time. Now therefore be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to accept the NYS GTSC PTS Grant award in the amount of \$25,440. Be it further  
**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 budget by increasing Sheriff's account A3110.1020.0700 (Overtime – STEP) in the amount of \$25,440, to be offset by an increase in revenue account A3110.4511 (Federal Aid

Traffic Safety) in a like amount.

**Budget Impact:** Increase in Sheriff's 2021 appropriations in the amount of \$25,440 from a NYS GTSC Police Traffic Services Program Grant Award; offset by an increase in revenue in a like amount.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 300 GRANT ACCEPTANCE -PLANNING DEPARTMENT/  
GENESEE 2050 -APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, Genesee County has been notified of a 2019 Consolidated Funding Application (CFA) grant award in the amount of \$40,000 from New York State Empire State Development (ESD) for the update of the Genesee County Comprehensive Plan and the creation of a County Recreation Plan, a project hereto referred as Genesee 2050, and

**WHEREAS**, A signed "Incentive Proposal" is a requirement to receive the grant funding, and **WHEREAS**, The Committee on Public Service did review this request and does concur. Now, therefore, be it

**RESOLVED**, That the Genesee Legislature does hereby authorize the Legislature Chair to execute such documents as are deemed necessary to receive the grant funding.

**Budget Impact:** Genesee County was awarded \$40,000 through the 2019 CFA process. The total project funding will be \$100,000 including a \$45,000 cash match from a previously established capital project to create the County Recreation Plan and a \$15,000 in-kind contribution. There is also a \$250 application fee that will be paid from the Planning Dept. 2021 operating budget.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 301 GRANT AWARD RENEWAL-JUSTICE FOR CHILDREN  
ADVOCACY CENTER/NYS OFFICE OF CHILDREN AND  
FAMILY SERVICES – APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, The Justice for Children Program Coordinator has been notified that an existing grant contract from the New York State Office of Children and Family Services will be renewed for the grant year running from October 1, 2021 to September 30, 2022, and

**WHEREAS**, The Justice for Children Program Coordinator has requested that the County accept an award in the amount of \$100,00.00 from the New York State Office of Children and Family Services, and

**WHEREAS**, This award is equal to the 2020-2021 award, and

**WHEREAS**, Funds from this grant will enable to Justice for Children Advocacy Center to provide services to children and families impacted by abuse in the Batavia, Warsaw, and Albion offices, and

**WHEREAS**, The Public Service Committee did review this request and does recommend acceptance of the grant funding at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents for acceptance of this grant funding for the period of October 1, 2021 through September 30, 2022 in the amount of \$100,000.00

**Budget Impact:** The New York State Office of Children and Family Services funds direct victim services at the Justice for Children Advocacy Center, including victim advocacy, mental

health treatment, and medical care.

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 302 GRANT AWARD-JUSTICE FOR CHILDREN ADVOCACY CENTER/NYS OFFICE OF CHILDREN AND FAMILY SERVICES – APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Justice for Children Program Coordinator has been notified that an existing grant contract from the New York State Office of Children and Family Services will be renewed for the grant year running from October 1, 2021 to September 30, 2022, and

**WHEREAS**, The Justice for Children Program Coordinator has requested that the County accept an award in the amount of \$190,143.00 from the New York State Office of Children and Family Services, and

**WHEREAS**, This award represents a modest increase over the 20-21 award, which was \$188,313.00, and

**WHEREAS**, Funds from this grant will enable to Justice for Children Advocacy Center to provide services to children and families impacted by abuse in the Batavia, Warsaw, and Albion offices, and

**WHEREAS**, The Public Service Committee did review this request and does recommend acceptance of the grant funding at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents for acceptance of this grant funding for the period of October 1, 2021 through September 30, 2022 in the amount of \$190,143.00.

**Budget Impact:** The New York State Office of Children and Family Services funds direct victim services at the Justice for Children Advocacy Center, including victim advocacy, mental health treatment, and medical care.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 303 STANDARDIZATION OF VIDEO RECORDING SYSTEMS TO CASECRACKER BRAND – JUSTICE FOR CHILDREN ADVOCACY CENTER -APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, the Genesee County Legislature accepted funding from the NYS Office of Children and Family Services and NYS Office of Victim Services for the 2020-2021 grant year; and

**WHEREAS**, included in this acceptance are the funds necessary to purchase a new video recording system for the Batavia office of the Justice for Children Advocacy Center; and

**WHEREAS**, the Justice for Children Advocacy Center has exclusively utilized the CaseCracker brand recording systems in the Batavia, Albion, and Warsaw offices since 2017; and

**WHEREAS**, maintaining the uniformity of video recording systems in the Justice for Children Advocacy Center will ensure compatibility among all offices and eliminate the need for staff re-training; and

**WHEREAS**, the Justice for Children Advocacy Center desires to protect the economy, efficiency, and integrity of its video recording system; and

**WHEREAS**, after consulting with the Sheriff, County Attorney, County Manager, and County

Purchasing Director, it is recommended that the Genesee County Legislature standardize the manufacturer of video recording systems to CaseCracker brand; and

**WHEREAS**, the Committee on Public Service did review this request and do recommend approval at this time. Now, therefore, be it

**RESOLVED**, that the Genesee County Legislature shall standardize the manufacturer of video recording equipment at the Justice for Children Advocacy Center to CaseCracker brand, pursuant to Article 5-A, Section 103(5) of the General Municipal Law of the State of New York.

**Budget Impact:** Appropriations to the Justice for Children Advocacy Center budget are offset by revenue from the NYS Office of Children and Family Services. Funds for this video recording system are fully covered by grants from the NYS Office of Children and Family Services and NYS Office of Victim Services and are included in the 2021 Justice for Children Advocacy Center budget.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 304 SURPLUS EQUIPMENT – ROAD MACHINERY FUND – APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent did request the following equipment be declared surplus property, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this list and do recommend this equipment be declared surplus property at this time. Now, therefore, Be it,

**RESOLVED**, That the Genesee County Legislature does hereby declare the following as surplus property to be disposed of at auction, public bid or through inter-municipal purchase.

**Road Machinery**

#6030 – Tractor 4

**Budget Impact:** Revenue for Road Machinery Fund

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 305 GRANT ACCEPTANCE/2021 BUDGET ITEM TRANSFER – AIRPORT – AMERICAN RECOVERY PLAN ACT (ARPA) – APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Genesee County has been offered an Airport Improvement Program (AIP) grant by the Federal Aviation Administration under the authority of the American Recovery Plan Act (ARPA), and

**WHEREAS**, The grant can be used to assist with any expense related to the operation of the County Airport in order to deal with the impacts of the SARS-CoV2 (COVID-19) pandemic, and

**WHEREAS**, The County Highway Superintendent and County Treasurer have reviewed the grant program and recommend that the best course of action is for Genesee County to use the ARPA assistance to help offset existing debt service on the Terminal and Main Hangar, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this request and do recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chairperson of the Genesee County Legislature is hereby authorized to approve the grant offer as prepared by the Federal Aviation Administration, and Be it further

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the Genesee County Treasurer to make the following budget item transfers within the 2021 County



Budget:

Decrease A1000.1110.1 1% Sales Tax \$32,000

Increase A9710.4592 Federal Aid Transportation \$32,000

**Budget Impact:** Federal aid of \$32,000 provided by the ARPA will offset the use of \$32,000 in local 1% sales tax. These funds will be used to cover a portion of the debt related to the construction of the Terminal and Main Hangar at the Genesee County Airport.

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 306 GRANT ACCEPTANCE/CAPITAL PROJECT  
AMENDMENT/BUDGET AMENDMENT – HIGHWAY–  
APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS,** The Superintendent of Highways has established capital projects for the repairs of highways and bridges, and

**WHEREAS,** The County has been awarded Finger Lakes –Lake Ontario Watershed Protection Alliance (FOLLOWPA) funds from the Genesee County Soil & Water Conservation District in the amount of \$22,000.00 for use on the replacement of the Sandpit Rd Culvert (BR#9M), and

**WHEREAS,** The Superintendent of Highways recommends accepting the grant funding and increasing the funding available for large span culvert replacements, and

**WHEREAS,** The Committees on Public Service and Ways and Means have reviewed these recommendations and does concur at this time. Now, therefore, Be it

**RESOLVED,** That the Chair of Genesee County Legislature is hereby authorized to execute the Soil and Water Conservation Landowner/Operator Contract with Genesee County Soil & Water Conservation District in the amount of \$22,000, and

**RESOLVED,** That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Budget and the Capital Project for Large Span Culverts by increasing H5197 2797 Other Local Governments, in the amount of \$22,000.00; to be offset by an increase in H5197 2080 0000 Capital Project Expense in a like amount.

**Budget Impact:** Aid in the amount of \$22,000 increases the capital project established for Large Span Culverts.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**Motion by Legislator Clattenburg to amend the following resolution to add “RESOLVED, That the Basis of Design Report be delivered to the County within 12 months as indicated in the consultant agreement, and be it further” seconded by Legislator Maha, carried unanimously.**

**RESOLUTION NO. 307 COUNTYWIDE WATER SUPPLY PROGRAM – PHASE 3  
BASIS OF DESIGN AND SOURCE SUPPLY CHANGE  
STUDY – CONSULTANT AGREEMENT/BUDGET  
AMENDMENT – APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS,** Genesee County desires to obtain additional water supply from the Monroe County Water Authority, and

**WHEREAS,** Clark Patterson Lee has worked with the Genesee County Water Resources Agency, the Monroe County Water Authority, Genesee County and its municipalities for over 20 years regarding the development of the Countywide Water System and developed the original

Environmental Impact Statement, and

**WHEREAS**, The Genesee County Highway Superintendent did provide a scope of work to Clark Patterson Lee for the work required to complete a Basis of Design Report for the Phase 3 Project as well as completing the needed Source Supply Change Studies to complete this phase, and

**WHEREAS**, The Genesee County Highway Superintendent did negotiate a contract price based on the scope provided and does recommend entering into a consultant agreement for this work, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this recommendation and do concur at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the Chairperson of the Genesee County Legislature to enter into a consultant agreement with Clark Patterson Lee, 250 St Paul Street, Suite 500, Rochester, NY 14623 in the amount of \$950,000 for the purposes complete a Basis of Design Report for the Phase 3 Project as well as completing the needed Source Supply Change Studies to complete this phase, and be it further

**RESOLVED**, That the Basis of Design Report be delivered to the County within 12 months as indicated in the consultant agreement, and be it further

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the County Treasurer to amend the 2021 Budget by increasing EW.8320.9999 Balancing by \$950,000 and increasing EW.8320.4660.0000 Contracted-Other in a like amount.

**Budget Impact:** The consultant agreement is for \$950,000 and is funded from the Water Fund. The Water Fund is being amended with additional revenue from increased water sales and offset by a contractual expense.

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 308      COUNTYWIDE WATER SUPPLY PROGRAM – PHASE 2 –  
CHLORINATION STATIONS (CONTRACT 5B) –  
REJECTION OF BIDS**

Legislator Yunker offered the following resolution:

**WHEREAS** Genesee County advertised specifications and received bids for the construction of new chlorination stations under the Countywide Water System Phase 2 Project, and

**WHEREAS** The Genesee County Highway Superintendent did review this bid and recommends that the County reject all bids at this time, and

**WHEREAS** The Committee on Public Service did review this recommendation and does concur at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby reject all bids received for the construction of chlorination stations as specified in Contract 5B

**Budget Impact:** The bids received were 3-4 times the anticipated amount. The County will re-evaluate for chlorination systems.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 309      COUNTYWIDE WATER SUPPLY PROGRAM – PHASE 2 –  
OAKFIELD WATER STORAGE TANK THM REMOVAL  
SYSTEM (BID 2021-09) – REJECTION OF BIDS**

Legislator Dibble offered the following resolution:

**WHEREAS** Genesee County advertised specifications and received bids for the construction of

a disinfectant biproduct removal system within the Village of Oakfield Water Storage Tank under the Countywide Water System Phase 2 Project, and

**WHEREAS** The Genesee County Highway Superintendent did review this bid and recommends that the County reject all bids at this time, and

**WHEREAS** The Committee on Public Service did review this recommendation and does concur at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby reject all bids received for Genesee County Request for Bids 2021-09.

**Budget Impact:** The bids received were 3-4 times the anticipated amount. The County will re-evaluate treatment system options and re-bid when necessary.

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 310      AWARD OF BID – ROAD MACHINERY CAPITAL PROJECT – SELF-PROPELLED BROOM**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent reviewed available county bids on brooms for use at the County Highway Department

**WHEREAS**, Sourcewell Contract #052417-VTL provides for the purchase of brooms,

**WHEREAS**, The Genesee County Highway Superintendent does recommend awarding the bid to the lowest responsible bidder, and

**WHEREAS**, The Committee on Public Service did review this recommendation and does concur. Now, therefore, Be it

**RESOLVED**, The Genesee County Highway Superintendent is hereby authorized and directed to purchase a new and unused RB-50 Broom from Monroe Tractor via VT LeeBoy, 500 Lincoln County Parkway Ext, Lincolnton, NC 28092 in an amount not to exceed \$85,247.36.

**Budget Impact:** The equipment will be purchased from the capital project established for Road machinery Equipment. The capital project has a balance of \$264,052 available for this purchase.

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 311      COUNTYWIDE WATER SUPPLY PROGRAM – PHASE 3 GOVERNMENTAL RELATIONS AND STRATEGIC COUNSEL – CONSULTANT AGREEMENT/BUDGET AMENDMENT – APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, Genesee County desires to obtain outside funding assistance in order to implement Phase 3 of the Countywide Water Program, and

**WHEREAS**, The Genesee County Highway Superintendent and the Genesee County Legislature have reviewed proposals from interested firms and conducted interviews for the purpose of obtaining strategic counsel and governmental relation assistance, and

**WHEREAS**, The committees on Public Service and Ways & Means did review this contract agreement and do concur, and

**WHEREAS**, Based on the reviews and interviews, the Genesee County Legislature desires to enter into a contract with a firm for these services. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the Chairperson of the Genesee County Legislature to enter into a consultant agreement with Carpi & Clay, 601 New Jersey Ave NW, Washington, DC 20001 for the purpose of providing strategic

counsel and governmental relations in an amount not to exceed \$60,000, and be it further **RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the County Treasurer to amend the 2021 Budget by increasing EW.8320.9999 Balancing by \$60,000 and increasing EW.8320.4660.0000 Contracted-Other in a like amount.

**Budget Impact:** The consultant agreement is for \$60,000 and is funded from the Water Fund. The Water Fund is being amended with additional revenue from increased water sales and offset by a contractual expense.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 312 AUTHORIZING CHAIRPERSON OF THE GENESSEE COUNTY LEGISLATURE TO SIGN SUB-LEASE AGREEMENT – NYS ED ACCES - VR**

Legislator Torrey offered the following resolutions:

**WHEREAS**, Genesee County has a space lease agreement with Eastown Plaza Associates LLC, located at East Main and Clinton Streets (Eastown Plaza) Batavia, New York for use by the Genesee County Job Development Bureau and its partner agencies to operate a One Stop Career Center through January 31, 2026, and

**WHEREAS**, The Employment & Training Director of the Genesee County Job Development Bureau recommends entering into a Sub-Lease Agreement with one of our partner agencies, the New York State Education Department ACCES – VR as follows:  
\$7,844.71 annually (pro-rated in 2021 to \$5,229.84)

**WHEREAS**, The Ways and Means Committee did review this agreement, and does recommend authorization to sign at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the Chair to execute the necessary documents to implement this Sub-Lease Agreement between the County of Genesee and the New York State Education Department ACCES - VR, for the period May 1, 2021 through January 31, 2026.

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 313 TEMPORARY INFORMATION TECHNOLOGY DIRECTOR END DATE EXTENSION**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, Resolution no. 176 amended the 2021 Management Salary Schedule to create (1) Temporary, Part-Time Information Technology Director position to assist with the new Information Technology Director through August 10, 2021, the incumbent Information Technology Director is requesting that the end date of this agreement be modified to December 31, 2021

**WHEREAS**, the immediate need for the Temporary, Part-Time Information Director is ending on July 20, 2021. The approved total expense to the county for the creation of the temporary position was \$15,119.33 of which approximately \$4,858.86 is remaining. The incumbent Information Technology Director is requesting that the approved temporary position be modified to a “Per Diem” basis to allow for availability of the Temporary, Part-Time Information Technology position for consultation on upcoming annual events, and

**WHEREAS**, The Ways and Means Committee did review this request and does concur, Now, therefore, Be it

**RESOLVED**, That the Genesee County Treasurer and Human Resources Director are hereby

authorized and directed to amend the 2021 Management Employee Salary Schedule by extending (1) Temporary Part-Time Information Technology Director at a rate of \$51.69 per hour, through December 31, 2021.

**BUDGET IMPACT STATEMENT:** No additional dollar impact for this extension as it will not exceed the remaining funds that were approved in previous Resolution no. 176.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 314                   HOST COMMUNITY INVESTMENT AGREEMENT  
-APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Gateway Hydrogen, LLC (Plug Power, Inc.) has undertaken a green hydrogen production facility project at the WNY STAMP site in the Town of Alabama, Genesee County, and

**WHEREAS**, Gateway Hydrogen, LLC (Plug Power, Inc.) recognizes that such project will impact the surrounding community, particularly the County, and

**WHEREAS**, in consideration for the impacts on the community and the support and participation of the County with respect to the project, Gateway Hydrogen, LLC (Plug Power, Inc.) has agreed to enter into a Host Community Investment Agreement with Genesee County, and

**WHEREAS**, the Ways and Means Committee has reviewed the Host Community Investment Agreement and does concur at this time. Now, therefore Be it

**RESOLVED**, that the Chair of the Genesee County Legislature be hereby authorized to enter into a Host Community Investment Agreement with Gateway Hydrogen, LLC, a Delaware limited liability company, having an address c/o Plug Power, Inc., 968 Albany Shaker Road, Latham New York 12110.

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**Motion by Legislator Yunker to amend the following resolution to change the time of the Public Hearing to 3:00 PM seconded by Legislator Dibble, carried unanimously.**

**RESOLUTION NO. 315           SETTING PUBLIC HEARING/COMMUNITY  
DEVELOPMENT BLOCK GRANT COVID-19 RESPONSE –  
APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, Genesee County proposes to submit a Community Development Block Grant (CDBG) application to NYS Office of Community Renewal to provide funds to support small businesses to prevent, prepare for, and respond to COVID-19, and

**WHEREAS**, A public hearing must be held prior to submission of the application to consider citizen comments and input. Now, therefore, Be it

**RESOLVED**, that the Genesee County Legislature hereby schedules a public hearing to be held on August 25, 2021 at 3:00pm at the Old Courthouse, 7 Main Street, Batavia, New York, with the purpose being to provide information to the public regarding the Community Development Block Grant COVID-19 Response (CDBG-CV) program and to consider citizen comments regarding the County's proposal to submit a CDBG application to the NYS Office of Community Renewal to provide funds to support small businesses to prevent, prepare for, and respond to COVID-19, and at least seven (7) days' notice shall be given by posting thereof on the County's website and by publishing such notice at least one (1) time in the official newspaper of the

County as provided by law. Be it Further

**RESOLVED**, That the Chair of the Genesee County Legislature is authorized to execute any and all documents related to the Community Development Block Grant COVID -19 Response funding.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 316 RESCIND RESOLUTION 381-2020- AUTHORIZATION FOR DISTRIBUTION PAYMENTS TO ENUMERATED GENESEE COUNTY TOWNS AND VILLAGES**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Genesee County Legislature passed resolution 381 in the year 2020 whereby the County would voluntarily distribute annual payments in monthly amounts to certain Towns and Villages located in Genesee County, and

**WHEREAS**, The County has made the first six monthly payments of 2021 to certain towns and villages, and

**WHEREAS**, The County, immediately upon learning of an accounting treatment detrimental to towns with villages within their border, implored state representatives to introduce legislation to rectify, and

**WHEREAS**, S4747B and A06223A were introduced in the Senate and Assembly, appropriately amended and included on committee agendas but not passed before the 2020-2021 Legislative Session adjourned, now therefore Be It

**RESOLVED**, that the Genesee County Legislature hereby rescinds Resolution 381-2020, and is hereby declared null and void, and Be it further

**RESOLVED**, that after the first six monthly 2021 revenue distribution payments, the Genesee county Treasurer is hereby authorized and directed to discontinue all future voluntary revenue distribution payments to Towns and Villages until further notice.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 317 APPOINTMENT - COUNTY CORONER**

Legislator Maha offered the following resolution:

**WHEREAS**, the resignation of Genesee County Coroner Adam Palumbo has resulted in a vacancy for one of the four positions of County Coroner, and

**WHEREAS**, pursuant to Section 400 (7) of the County Law, a vacancy in the Office of Coroner shall be filled by the County of Genesee Legislature, and such appointee shall hold office until the thirty-first day of December following the first annual election at which the vacancy can be filled by election, and

**WHEREAS**, Mr. John W. Peck will be on the November 2, 2021 ballot and the Legislature desires to appoint Mr. Peck to serve as coroner until December 31, 2021. Now, therefore, Be it **RESOLVED**, that John W. Peck residing at 8 Verona Avenue, Batavia, New York, is hereby appointed as the County of Genesee Coroner to fill a current vacancy to serve until December 31, 2021.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 318 COUNTY AUDIT –JULY 28- APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Legislator Clattenburg, did review the following claims:

General Fund \$ 4,025,342.92

Highway	218,431.35
Self Insurance	54,572.77
Water Fund	753,699.96
Sales Tax-City of Batavia	2,091,617.96
DSS Abstracts	404,005.56
<b>Capital Projects</b>	
Highway-Large Span Culverts	13,637.70
Highway-T-Hangar Construction (AIR99)	61,104.08
Highway-S Lyons Street Bridge Over Tonawanda Creek	65,973.16
Highway-Highway Chipseal	361,708.39
Highway-Hundredmark Road Bridge Over Drainage Ditch	2,683.81
Highway-Highway Recycling	8,456.34
Highway-Darien-Alexander Tnln Road Bridge/Tunnery Creek	32,107.84
Highway-Sharrick Road Bridge Over Murder Creek	44,813.84
Highway-Tower Hill Road Bridge Over Spring Creek	228,154.87
Highway-Meadville Road Bridge Over Canal Creek	110,227.06
Airport-Ground Service Equipment	3,700.00
Airport-Reconstruction of Taxiway "C"	300.00
County Park-Comprehensive Recreation Plan	14,782.50
County Manager-County Manager Security Upgrades-Phase II	8,432.60
Sheriff's/Jail-Jail Construction	2,000.00
GCC-GCC Backup Power Improvements	24,200.00
<b>Payroll – General</b>	
July 2, 2021	1,290,128.21
July 16, 2021	1,743,351.02
<b>Medicaid</b>	
June 29, 2021	165,091.00
July 5, 2021	165,091.00
July 12, 2021	165,091.00
July 19, 2021	165,091.00
July 26, 2021	<u>165,091.00</u>
<b>Total Audit</b>	<b>\$ 12,388,886.94</b>

Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature has audited and does approve the claims as listed above, and Be it further

**RESOLVED**, That the Genesee County Treasurer be and hereby is authorized and directed to make payments as listed above.

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

At 6:00 PM the meeting adjourned upon motion of Legislator Torrey seconded by Legislator Deleo, carried unanimously.

**GENESEE COUNTY LEGISLATURE**

**Batavia, New York**

**Monday, August 9, 2021**

The Genesee County Legislature met in Special Session on Monday, August 9, 2021 at 4:30 PM in the Legislative Conference Room in the Old Courthouse.

Legislature Chair Rochelle Stein called the meeting to order at 4:30 PM in the Legislature Conference Room in the Old Courthouse and lead the pledge to the flag.

Legislator Clattenburg made a motion to suspend the rules of the legislature to add an executive session for the purpose of a confidential and privileged discussion with the county attorney regarding contract negotiations seconded by Legislator Maha, carried unanimously.

Deputy Highway Superintendent Paul Osborn explained the timely nature of the request for an award of bids pertaining to the construction of a new water pump station along Golden Road in Chili. Highway Superintendent Tim Hens called in to the meeting and further explained how every day counts especially during the construction season.

**RESOLUTION NO. 319A COUNTYWIDE WATER PH2 GOLDEN ROAD PUMP STATION – AWARD OF BIDS**

Legislator Maha offered the following resolution:

**WHEREAS**, Genesee County advertised plans and specifications for the construction of a new water pump station along Golden Rd in the Town of Chili, Monroe County in order to advance Phase 2 of the Countywide Water Project; and

**WHEREAS**, the Genesee County Highway Superintendent reviewed the accuracy of these bids and does recommend an award at this time, and

**WHEREAS**, the Genesee County Legislature has reviewed this recommendation and does concur at this time, now, therefore, be it

**RESOLVED**, the Genesee County Legislature does hereby award a construction contract (Contract 3C) as specified in the bid documents for the Golden Road Pump Station – General Construction to C.P. Ward, Inc., 100 West River Rd, Scottsville, NY 14546 in a total amount not to exceed \$2,825,533, and be it further

**RESOLVED**, the Genesee County Legislature does hereby award a construction contract (Contract 3D) as specified in the bid documents for the Golden Road Pump Station – Electrical Construction to Kaplan-Schmidt Electric, Inc., 50 Saginaw Drive, Rochester, NY in a total amount not to exceed \$595,000.

**Budget Impact:** The total cost of the both contracts is \$3,420,533. The contract will be funded from the bonds issued by the Monroe County Water Authority for the Phase 2 construction.

Legislator Hawley seconded the resolution, which was adopted by 217 votes, Klotzbach 28, Dibble, 43, Torrey 38 absent.

County Manager Matt Landers explained that a modified “Control Room” has been restarted and includes administrators and health directors. At present there is no mask mandate in the County. Employees are required to provide vaccine proof if they wish to be maskless at work. Mr. Landers and Health Director Paul Pettit are looking at and discussing a stepped approach given the uptick in positive COVID cases. Health Director Paul Pettit is in constant contact with school administrators as they plan for testing and vaccination efforts.

At 4:47 PM Legislator Clattenburg made a motion to enter into executive session for the purpose of a confidential and privileged discussion with the county attorney regarding contract negotiations seconded by Legislator Yunker, carried unanimously.



## Special Meeting August 9 | 2021

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At 5:40 PM the Special Meeting reconvened upon motion of Legislator Maha seconded by Legislator Clattenburg, carried unanimously.

At 5:45 PM the meeting adjourned upon motion of Legislator Hawley seconded by Legislator Maha, carried unanimously.

**FOURTEENTH DAY  
GENESEE COUNTY LEGISLATURE  
Batavia, New York  
Wednesday, August 25, 2021**

The Genesee County Legislature met in Regular Session on Wednesday, August 25, 2021 at 3:00 PM in the Legislative Chambers of the Old Courthouse. Legislator Torrey assisted with the audit. The prayer was offered by Legislator Stein followed by the Pledge to the Flag.

In addition to our regular meeting, Chair Stein opened a public hearing for the purpose of hearing public comments on community development needs, and to discuss the possible submission of an application to the Community Development Block Grant (CDBG) COVID-19 response (CDBG-CV) and to consider citizen comments regarding the County's proposal to submit a CDBG application to the NYS Office of Community Renewal to provide funds to support small businesses in response to COVID-19. All interested persons were invited to be heard.

Minutes of the July 28, 2021 Legislature Meeting were approved upon motion of Legislator Maha seconded by Legislator Deleo, carried.

Legislature Chair Stein stated the COVID test clinic and vaccination clinic volunteer luncheon was held today at GCC Arena where Senator Rath and Public Health Director Paul Pettit thanked those in attendance for their dedication to community health. Approximately 200 were in attendance.

County Manager Matt Landers commented that Governor Kathy Hochul was sworn into office yesterday and she is the only New York State governor with local government experience. New York State retirement rates for 2022 were released yesterday and the rate increase is less than anticipated. This information will be forwarded to department employees who are working on their budgets.

Legislator Maha commented on how impressed he was with data shared by Public Health Director Paul Pettit during the Volunteer Appreciation Luncheon. Thousands were tested and vaccination in both Genesee and Orleans Counties.

The Clerk proceeded with the resolutions:

**RESOLUTION NO. 319     2021 SALARY SCHEDULE AMENDMENT-DISTRICT  
ATTORNEY-APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS,** The District Attorney currently has one of five Assistant District Attorneys on Family Leave which is expected to last until January 2022 and another of the Assistant District Attorneys has given notice that he is leaving the position on August 27, 2021 due in part to his inability to keep up with the workload, and

**WHEREAS,** It has been increasingly difficult to find qualified candidates for Assistant District Attorney and particularly those who live in the county. There exists a current Genesee County resident who has completed law school and is awaiting the results of the State Bar Examination, said individual having indicated her desire to become an Assistant District Attorney upon passing the bar, and

**WHEREAS,** A new position of a Criminal Law Associate for the District Attorney's Office will allow this individual to perform many of the duties of an Assistant District Attorney, while under the direct supervision of a licensed attorney, and

**WHEREAS,** The District Attorney has requested the creation of a Full-Time Temporary Criminal Law Associate position to help alleviate the backlog of work facing the District Attorney's Office, and

**WHEREAS,** The Committees on Public Service and Ways and Means did review this request and do recommend approval at this time. Now, therefore Be it

**RESOLVED,** That the Genesee County Treasurer and Human Resource Director are thereby authorized and directed to amend the 2021 Genesee County Management Salary Schedule by creating one Full-Time Temporary Criminal Law Associate Grade 114 position effective August 30, 2021 through February 28, 2022.

**Budget Impact Statement:** None. The proposed position will temporarily replace an ADA position thereby saving the County personnel cost.

Legislator Torrey seconded the resolution which was adopted by 255 votes, Dibble (43), Clattenburg (28) absent.

**RESOLUTION NO. 320      CONTRACTUAL AGREEMENT -  
JUSTICE FOR CHILDREN ADVOCACY CENTER/  
FORENSIC INTERVIEWER -APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS,** The Coordinator of the Justice for Children Advocacy Center did request to enter a contractual agreement for a forensic interviewer for the Justice for Children Advocacy Center; and

**WHEREAS,** This contract will allow the JFCAC to continue to conduct high-quality; evidence-based forensic interviews of children impacted by abuse and will allow us to meet our Standards of Accreditation by the National Children's Alliance; and

**WHEREAS,** The Committees on Public Service and Ways and Means did review this request and do recommend approval at this time. Now, therefore, be it

**RESOLVED,** That the Chair of the Genesee County Legislature and the Genesee County Sheriff are hereby authorized and directed to enter into a contractual agreement with Richard Schauf with residence in Batavia, NY for forensic interviewing at the Justice for Children Advocacy Center for the period of September 1, 2021 through August 31, 2022 at a cost of \$40.00 per hour.

**Budget Impact:** Funds for contractual agreements are fully covered by grants from the NYS Office of Children and Family Services and are already included in 2021 Justice for Children Advocacy Center Budget.

Legislator Deleo seconded the resolution which was adopted by 255 votes, Dibble (43), Clattenburg (28) absent.

**RESOLUTION NO. 321      CONTRACT AMENDMENT- JUSTICE FOR CHILDREN  
ADVOCACY CENTER/CLEANING SERVICES -  
APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS,** Included in the acceptance of the 2020-21 NYS Office of Children and Family Services and NYS Office of Victim Services grants are the funds necessary to contract with a cleaning service to supplement County-provided cleaning at the Batavia office and provide all cleaning services at the Albion and Warsaw offices; and

**WHEREAS**, The Justice for Children Program Coordinator has made a request amend an existing contract with H2H Facility Services to include deep cleaning, window washing, and carpet shampooing; and

**WHEREAS**, The agreed upon rate per hour is \$18.00; and

**WHEREAS**, This modification to the existing contract will be in effect from September 1, 2021 through March 1, 2022; and

**WHEREAS**, The Committee on Public Service did review this request and do recommend approval at this time. Now, therefore, be it

**RESOLVED**, That the Chair of the Genesee County Legislature is authorized and directed to modify the existing contract with H2H Facility Services, located at 2024 West Henrietta Road, Suite 2a, Rochester, NY 14623 effective September 1, 2021 through March 1, 2022.

**Budget Impact:** Appropriations to the Justice for Children Advocacy Center budget are offset by revenue from the NYS Office of Children and Family Services. Funds for this contract addendum are fully covered by grants from the NYS Office of Children and Family Services and NYS Office of Victim Services and are included in the 2021 Justice for Children Advocacy Center budget.

Legislator Klotzbach seconded the resolution which was adopted by 255 votes, Dibble (43), Clattenburg (28) absent.

**RESOLUTION NO. 322 SALARY SCHEDULE AMENDMENT - SHERIFF'S OFFICE/JAIL / ELIMINATE PART-TIME COMMUNITY HEALTH NURSE & CREATE PART-TIME REGISTERED PROFESSIONAL NURSE – APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, there is a part-time Community Health Nurse vacancy that exists at the Genesee County Jail, and

**WHEREAS**, an extensive search to fill this position has been unsuccessful, and

**WHEREAS**, after discussions with the Sheriff, Jail Superintendent, and Human Resources Director, it has been determined that eliminating this CSEA Grade 18N part-time Community Health Nurse position and creating a CSEA Grade 16N part-time Registered Professional Nurse position would be in the best interest of the Genesee County Jail and its incarcerated individuals, and

**WHEREAS**, the Committees on Public Service and Ways & Means did review this request and do recommend approval at this time. Now, therefore, be it

**RESOLVED**, that the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to amend the 2021 Employee Salary Schedule by eliminating the position of CSEA Grade 18N part-time Community Health Nurse and creating a CSEA Grade 16N part-time Registered Professional Nurse position effective August 26, 2021.

**Budget Impact:** None. Funds for this position are currently in the Jail 2021 budget.

Legislator Yunker seconded the resolution which was adopted by 255 votes, Dibble (43), Clattenburg (28) absent.

**RESOLUTION NO. 323 RESOLUTION AMENDMENT NO. 206 YEAR 1984 - SHERIFF'S OFFICE/ RESTRICTIONS FOR USE OF GENESSEE COUNTY FIRING RANGE— APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, a capital project was established in 2012 to provide for the construction of a new firing range at the Fire Training Center on State Street Road, and

**WHEREAS**, we are nearing the completion of the new range, and

**WHEREAS**, we are requesting an amendment to current *Resolution 206 – Restrictions for Use of Genesee County Firing Range*, passed on September 12, 1984, to include:

-remove restriction C (the range will be utilized year round, on a very limited basis during the summer months)

-remove restriction G (a rough-sawed fence is no longer necessary due to the increased height of the new 30-foot berms)

-revise restriction F to remove the following verbiage “high-powered rifles or”

**WHEREAS**, the Committee on Public Service did review this request and does recommend approval at this time. Now, therefore, be it

**RESOLVED**, the Chair of the Genesee County Legislature is authorized and directed to amend *Resolution 206 – Restrictions for Use of Genesee County Firing Range* as outlined above. All other restrictions as per Resolution 206 will remain in effect.

**Budget Impact: None.**

Legislator Hawley seconded the resolution which was adopted by 255 votes, Dibble (43), Clattenburg (28) absent.

Legislator Dibble joined the meeting.

**RESOLUTION NO. 324**

**GRANT ACCEPTANCE/ESTABLISH CAPITAL PROJECT AIRPORT – APRON RECONSTRUCTION/2021 BUDGET AMENDMENT– AIRPORT APPROVAL OF –**

Legislator Yunker offered the following resolution:

**WHEREAS**, Genesee County is anticipating an Airport Improvement Program (AIP) grant from the Federal Aviation Administration for the reconstruction of existing apron and associated lighting at the Genesee County Airport, and

**WHEREAS**, The County Superintendent of Highways expects this grant agreement to require a rapid approval and turnaround to the FAA and does recommend accepting the grant to plan for the apron reconstruction, and

**WHEREAS**, The County Superintendent of Highways recommends establishing a capital project contingent upon receipt and execution this grant, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review these requests and do recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chairperson of the Genesee County Legislature is hereby authorized to approve the grant offer as prepared by the Federal Aviation Administration, and Be it further

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to establish a capital project AIP 44-21, Apron Reconstruction (Construction) for a total of \$1,517,320 as per the following:

Federal Funds	\$1,365,587
State Funds	\$75,867
County Funds	\$75,866 (1% Sales Tax)

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the Genesee County Treasurer to make the following amendments to the 2021 Budget:

Increase H.5997 5031 Interfund Revenue	\$78,866
Increase H.5997 4592 Federal Aid	\$1,365,587
Increase H.5997 3897 State Aid	\$75,867
Increase H.5997 2080.0000 Apron Reconstruction	\$1,517,320



**RESOLUTION NO. 327                      AIRPORT AIP CAPITAL PROJECTS – CLOSE - APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent did review established capital projects at the Genesee County Airport and does recommend closing one project, and

**WHEREAS**, The Committees on Public Service and Ways and Means have reviewed this request and do concur at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to close the following capital project:

AIP #40-17 – Airport – Taxiway C Reconstruction (Design)

**Budget Impact Statement:** Proper allocation of state and federal aid allow the County to reduce its overall committed local share and therefore reduce the amount of funds obligated to capital projects. All Federal and State payments have been received and there is a zero balance.

Legislator Maha seconded the resolution which was adopted by 298 votes, Clattenburg (28) absent.

**RESOLUTION NO. 328                      AMEND 2021 CAPITAL PROJECT – HIGHWAY – APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, The State of New York has provided Genesee County with Consolidated Local Street and Highway Improvement Program (CHIPS) , NYS-EWR and PAVE-NY funding, and **WHEREAS**, the Genesee County Superintendent of Highways has established capital projects for the repair and replacement of highways, bridges and culverts, and that amount differs from the letter received by NYS, and

**WHEREAS**, The Superintendent of Highways recommends adjusting these existing projects, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this recommendation and do concur. Now, therefore, Be it,

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the County Treasurer to make the following changes to the PAVE-NY funded capital projects by decreasing Highway Capital Project Expense H5112.2080 in the amount of \$1,200.72 and Decrease H5112.3501 CHIPS in a like amount.

<u>Capital Project</u>	<u>Amount/Action</u>	<u>Source</u>
CR#5	Decrease \$1,200.72	PAVE-NY

**Budget Impact Statement:** Decrease of \$1,200.72 in PAVE-NY revenue

Legislator Dibble seconded the resolution which was adopted by 298 votes, Clattenburg (28) absent.

**RESOLUTION NO. 329                      AUTHORIZATION TO AMEND THE CONSTELLATION ENERGY PROGRAM AGREEMENT FOR ELECTRICITY AND RENEWABLE ENERGY CREDITS**

Legislator Torrey offered the following resolution:

**WHEREAS**, on February 09, 2018, the Genesee County Legislature approved Resolution No. 2018-281, to issue an Invitation to Bid on behalf of the Municipal Electric and Gas Alliance for the supply of electricity and renewable energy credits for municipal and other customers located in National Grid, Central Hudson Gas and Electric, New York State Electric and Gas, and Rochester Gas and Electric utility territories, and an Invitation to Bid on behalf of the Municipal

Electric and Gas Alliance for the supply of natural gas for municipal and other customers located National Grid, Central Hudson Gas and Electric, New York State Electric and Gas, Rochester Gas and Electric, National Fuel and Consolidated Edison utility territories, all in accordance with provisions of New York State Law, and

**WHEREAS**, All political subdivisions and districts within the State of New York were authorized by the same resolution to participate in the contracts awarded as a result of this procurement, and **WHEREAS**, Program Agreements with Constellation Energy Services for electricity supplies, and with Direct Energy Business for natural gas supplies were executed and implemented beginning September 09, 2018, and with Direct Energy on September 04, 2020 for gas supplies behind Central Hudson Gas and Electric

**WHEREAS**, the Genesee County Legislature approved Resolution No. 2020-506 approving the extension of the existing Program Agreements with Constellation Energy Services and Direct Energy in cooperation with MEGA, as appropriate to provide for a three-year extension of such Agreements so that they terminate October 31, 2026.

**WHEREAS**, due to regulatory requirements applicable to the NYS electricity market Constellation Energy wishes to clarify Section 2.2 of the Program Agreement, by deleting it in its entirety and replace with the following:

*“2.2 SUPPLIER agrees to enter into individual agreements, which shall be in a form substantially similar to the SUPPLIER’s Electricity Supply Agreement (as applicable and each of which may be referred to as a “Power Sale Agreement” herein), attached hereto and incorporated herein by this reference to Exhibit B, with each ALLIANCE participant that elects to purchase SERVICES from SUPPLIER; provided, however, nothing herein shall prevent SUPPLIER, on a prospective basis only, from changing the terms and conditions included in its Power Sale Agreement, other than the Fixed Adder price, with notice to ALLIANCE. The Parties agree that additional contractual documentation will be required for renewable energy credit purchases/sales. SUPPLIER may require participants to complete a credit application prior to entering into Power Sale Agreements. Variable price proposals shall allow participants to choose between Option 1 (Fixed Adder, inclusive of SUPPLIER’s margin, MEGA’s Royalty Fee, Ancillary Services, New York’s Clean Energy Standard (“CES”) and Losses) and Option 2 (Fixed Adder inclusive of Supplier’s Margin, MEGA’s Royalty Fee, Ancillary Services, CES, Losses, and premium for 100% RECs). The price of Option 1 and Option 2 Fixed Adder will remain constant through the term of this Agreement, pursuant to SUPPLIER’s low bid of September 7, 2018, provided however, SUPPLIER is permitted to: (i) include in the Fixed Adder and fix at prevailing market rates any costs and charges for CES; and (ii) increase the proposed Fixed Adders to allow additional margin, not to exceed \$.003 per kWh, for SUPPLIER when establishing fixed pricing or a fixed component of a combination product with a participant. In addition, during the Extension Term, for purposes of fixed price or a fixed component of a combination product and holdover margin SUPPLIER is permitted to increase the proposed Fixed Adders to allow additional margin, not to exceed \$.003 per kWh, for SUPPLIER. ALLIANCE and COUNTY agree and acknowledge that individual Fixed Adders apply under both Option 1 and Option 2 for purposes of a contracting participant with multiple accounts that may be behind multiple utilities and have various rate classes, voltage levels, and zones. In both Option 1 and Option 2, the cost of capacity and transmission (including TOTS) CES, New York Public Policy Transmission (“PPT”) (as defined below) and New York Offshore Wind Renewable Energy Credits (“NY OREC”) (as defined below) retail cost components shall be passed through at cost, without mark-up, or fixed at prevailing market rates. All SUPPLIER offers shall, upon written request, provide participants the option of adding renewable energy credits to their purchase for 100% of usage, at prices determined based on market conditions at the time an ALLIANCE participant executes the applicable Power Sale Agreement. Green-e certified renewable energy certificates shall only be offered to non-residential participants. For clarification purposes, CES Tier 2 program costs and CES*



*Tier 4 program costs, PPT costs, and NY OREC costs are excluded from SUPPLIER's price. New York Clean Energy Standard has the meaning described in the "Order Adopting Modifications to the Clean Energy Standard" in case 15-E-0302 dated Oct 15, 2020 and New York Public Policy Transmission costs shall be as described in the NYISO Board of Director's "Approval of AC Transmission Public Policy Transmission Planning Report and Selection of Public Policy Transmission Projects" decision dated April 8, 2019, as may be amended from time to time. NY OREC costs means any costs related to the purchase of offshore renewable energy credits ("ORECs") from eligible offshore wind generating facilities to comply with the New York Offshore Wind Standard as described in the "Order Establishing Offshore Wind Standard and Framework for Phase 1 Procurement" in DPS Case 18-E-0071, and "Proceeding on Motion of the Commission to Implement a Large-Scale Renewable Program and a Clean Energy Standard." in DPS Case 15-E-0302, as may be amended from time to time. ALLIANCE and COUNTY each agree and acknowledge such costs shall be deemed a change in tariff or law as that term is defined in the Power Sale Agreement and will result in a change in the price to reflect the cost impact of such regulations/orders."*

**RESOLVED**, the Legislature hereby recommends the Chairman of the Genesee County Legislature approve the clarification of Program Agreements with Constellation Energy Services in cooperation with MEGA, as proposed in this Resolution.

SEQR Action: Type II

**Budget Implications:** This resolution will positively impact the budget by allowing us to continue using the rates provided by the existing contract.

Legislator Yunker seconded the resolution which was adopted by 298 votes, Clattenburg (28) absent.

**RESOLUTION NO. 330      CONTRACT EXTENSION FOR PREPARATION OF TAX BILLS – APPLIED BUSINESS SYSTEMS, INC. – APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, Genesee County does contract for the preparation of tax bill laser printing and inserting into window envelopes, and

**WHEREAS**, Genesee County and Applied Business Systems, Inc., entered into a one year contract dated August 7, 2019 with the option to extend the contract up to four additional one year periods with mutual consent of both parties, and

**WHEREAS**, Applied Business Systems, Inc., has consented to extending the contract for an additional one year period with the only price increase being a \$0.006 increase per sheet for the tax bill paper stock, and

**WHEREAS**, The Director of Real Property does recommend approval for exercising the one year contract extension, and

**WHEREAS**, The Committee on Ways and Means did review this contract and does concur, Now, therefore, Be it

**RESOLVED**, That Genesee County does hereby agree to a one year contract extension with Applied Business Systems, Inc., 26 Harvester Avenue, Batavia, New York 14020, for the processing of tax bills for the period September 1, 2021 through August 31, 2022, in accordance with the contract dated August 7, 2019.

**Budget Impact Statement:** Approximate yearly expense of \$14,500 which is charged back to the various municipalities.

Legislator Hawley seconded the resolution which was adopted by 298 votes, Clattenburg (28) absent.

**RESOLUTION NO. 331      2021 GENESEE COUNTY CHARGEBACKS TO TOWNS  
AND CITY OF BATAVIA – TREASURER / REAL  
PROPERTY – APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, The Director of Real Property Tax Services has submitted a list of chargebacks to the several Towns and City of Batavia for assessment rolls, tax rolls, tax bills, supplies, and assessment update services that were provided in the previous fiscal year, and

**WHEREAS**, The Committee on Ways and Means does recommend apportionment of this expense, Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby authorize the following amounts to be billed to the several Towns and City of Batavia:

<b>2021 Chargebacks Applied to 2022 Town / City Budgets</b>				
<b>TOWN</b>	<b>PARCELS</b>	<b>ASSESSMENT ROLLS/BILLS</b>	<b>NYSORPTS LICENSE FEE</b>	<b>TOTAL</b>
Alabama	1,130	\$3,390.00	\$1,000.00	\$4,390.00
Alexander	1,459	\$4,377.00	\$1,000.00	\$5,377.00
Batavia(T)	3,121	\$9,363.00	\$631.05	\$9,994.05
Bergen	1,668	\$5,004.00	\$1,000.00	\$6,004.00
Bethany	1,019	\$3,057.00	\$427.10	\$3,484.10
Byron	1,359	\$4,077.00	\$1,000.00	\$5,077.00
Darien	1,844	\$5,532.00	\$772.90	\$6,304.90
Elba	1,502	\$4,506.00	\$1,000.00	\$5,506.00
LeRoy	3,483	\$10,449.00	\$1,045.32	\$11,494.32
Oakfield	1,522	\$4,566.00	\$1,000.00	\$5,566.00
Pavilion	1,515	\$4,545.00	\$454.68	\$4,999.68
Pembroke	2,485	\$7,455.00	\$1,200.00	\$8,655.00
Stafford	1,576	\$4,728.00	\$1,000.00	\$5,728.00
Batavia(C)	5,534	\$16,602.00	\$1,118.95	\$17,720.95
<b>TOTALS</b>	<b>29,217</b>	<b>\$87,651.00</b>	<b>\$12,650.00</b>	<b>\$100,301.00</b>

and, Be it further

**RESOLVED**, That the amounts to be paid to the County Treasurer are credited to Revenue A.1325 2226 Sales / Supplies to Other Governments, in the current budget year.

**Budget Impact Statement:** Licensing fee revenue of \$12,650.00 is paid to the NYSORPTS for software licensing. Assessment services and roll / bill revenue of \$87,651.00 covers salary and all other expenses incurred in providing these services to the municipalities. The 2020 chargebacks totaled \$98,427.00.

Legislator Torrey seconded the resolution which was adopted by 298 votes, Clattenburg (28) absent.

**RESOLUTION NO. 332      RELEVY OF UNPAID SCHOOL AND VILLAGE TAXES –  
TREASURER – AUTHORIZATION FOR**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Real Property Tax Law requires that, by November 15, 2021, all rural Genesee County School Districts return their respective unpaid 2021-2022 school taxes to the County Treasurer for inclusion in the following year's town and county levy, and

**WHEREAS**, The Legislature entered into an agreement with the various villages within the county that upon notification to the county by the villages, within the time period as defined in the

agreement, the unpaid village taxes will be relieved as part of the town and county levy. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby authorize all unpaid school taxes and unpaid village taxes be relieved against the various towns in the County of Genesee immediately upon receipt by the County Treasurer's Office.

**Budget Impact Statement:** None

Legislator Deleo seconded the resolution which was adopted by 298 votes, Clattenburg (28) absent.

**RESOLUTION NO. 333 2021 SALARY SCHEDULE AMENDMENT -  
INFORMATION TECHNOLOGY DEPARTMENT  
RESTRUCTURING**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, the Director of Information Technology did request an organizational restructuring of the department and the elimination of one Systems Analyst I, Grade 110 and one Deputy Director of Information Technology, Grade 117 positions, and

**WHEREAS**, The Committee on Ways and Means did review this request and do recommend changes be implemented at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to amend the 2021 Genesee County Management Salary Schedule by eliminating one position of Systems Analyst I, Grade 110, and one position of Deputy Director of Information Technology, Grade 117, effective September 10, 2021.

**BUDGET IMPACT STATEMENT:** The elimination of these two positions will remove \$136,459 in salary from the Information Technology department budget.

Legislator Maha seconded the resolution which was adopted by 298 votes, Clattenburg (28) absent.

**RESOLUTION NO. 334 SET PUBLIC HEARING – LOCAL LAW INTRODUCTORY  
NO. 3, YEAR 2021 - OCCUPANCY TAX EXTENSION-  
APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, There is hereby introduced to the Genesee County Legislature a proposed Local Law Introductory No. 3, Year 2021 "A LOCAL LAW TO AMEND LOCAL LAW NO. 2, YEAR 1995, AS AMENDED BY LOCAL LAW NO. 4, YEAR 1998, LOCAL LAW NO. 6, YEAR 2001, LOCAL LAW NO. 4, YEAR 2004, LOCAL LAW NO. 2, YEAR 2007, LOCAL LAW NO. 1, YEAR 2010, LOCAL LAW NO. 3, YEAR 2013, LOCAL LAW NO. 2, YEAR 2016, AND LOCAL LAW NO. 2, YEAR 2019, IMPOSING A HOTEL/MOTEL ROOM OCCUPANCY TAX IN THE COUNTY OF GENESEE, WITH REGARD TO THE EXPIRATION THEREOF." and

**WHEREAS**, Subdivision 5 of Section 20 of the Municipal Home Rule Law requires a public hearing to be held on such Local Law. Now, therefore, Be it

**RESOLVED**, That a public hearing shall be held on proposed Local Law Introductory No. 3, Year 2021 by the Genesee County Legislature on the 8th day of September, 2021 at 5:30 pm at the Old Courthouse, 7 Main Street, Batavia, New York.

Legislator Yunker seconded the resolution which was adopted by 298 votes, Clattenburg (28) absent.

Motion by Legislator Maha to amend the following resolution to add "which includes

authorization to allocate ten (10) million dollars of the annual net collections of all sales tax received by the County to be divided among the Genesee County Towns and Villages as set forth therein.” To the last sentence seconded by Legislator Torrey, carried.

**RESOLUTION NO. 335      MODIFIED AMENDED AND RESTATED SALES TAX AGREEMENT BETWEEN THE COUNTY OF GENESSEE AND CITY OF BATAVIA - APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, the County of Genesee and the City of Batavia entered into a “Amended and Restated Sales Tax Allocation Agreement between the County of Genesee and the City of Batavia” (hereinafter “Amended and Restated Agreement), dated October 29, 2019, and **WHEREAS**, the County of Genesee desires to modify this Amended and Restated Agreement to add provisions to allow sales tax allocations to the towns and villages located outside of the City Batavia, and

**WHEREAS**, the terms and conditions pertaining to the City of Batavia will remain the same, and thereby, the City of Batavia has no objections to the proposed modifications, and **WHEREAS**, the parties hereto wish to enter into a new Modified Agreement pursuant to subdivision (c) of Section 1262 of the Tax Law of the State of New York, for a term that shall end on December 31, 2059, which is the date which the current Amended and Restated Agreement terminates. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute on behalf of the County a proposed “Modified Amended and Restated Sales Tax Allocation Agreement Between the County of Genesee and the City of Batavia”, for a term ending on December 31, 2059, which includes authorization to allocate ten (10) million dollars of the annual net collections of all sales tax received by the County to be divided among the Genesee County Towns and Villages as set forth therein.

Legislator Torrey seconded the resolution which was adopted by 298 votes, Clattenburg (28) absent.

**RESOLUTION NO. 336      CONTRACT AMENDMENT – CENTRAL SERVICES/ UNIFIED COURT SYSTEM – APPROVAL OF**

Legislator Deleo offered the following resolution

**WHEREAS**, 2018 Resolution No. 483 authorized Genesee County to enter into an agreement with the New York State Unified Court System for the Court Facilities Incentive Aid Program for the period of April 1, 2018 through March 31, 2023, and

**WHEREAS**, This Aid Program allows for the State reimbursement for Genesee County expenses associated with the cleaning and minor repairs of the courts facilities, and

**WHEREAS**, The New York State Unified Court System has presented the Genesee County Manager with a revised Appendix B Court Cleaning and Minor Repairs Proposed Budget Form for the period of April 1, 2021 through March 31, 2022, Now therefore, Be it

**RESOLVED**, That the Genesee County Legislature Chairperson is hereby authorized and directed to execute the Contract Amendment letter which amends the County’s agreement with the New York State Unified court System for expense reimbursement to include Appendix B, Unified Court System Cleaning and Minor Repairs Proposed Budget Form, for the period April 1, 2021 through March 31, 2022.

**Budget Impact:** Proposed maximum State reimbursement of \$191,683 has been budgeted as revenue in the Central Services, Information Technologies and Facilities Management operating budget.

Legislator Hawley seconded the resolution which was adopted by 298 votes, Clattenburg (28) absent.

Upon hearing no comments or statements pertaining to the Public Hearing on a CDBG grant application Chair Stein closed the Public Hearing at 3:19 PM.

**RESOLUTION NO. 337 AUTHORIZATION TO SUBMIT A GRANT APPLICATION TO THE NEW YORK STATE OFFICE OF COMMUNITY RENEWAL FOR COMMUNITY DEVELOPMENT BLOCK GRANT CARES ACT FUNDING – APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, The Community Development Block Grant (CDBG) program is administered by the New York State Office of Community Renewal (OCR), and has made available to local governments approximately \$60 million under the Coronavirus Aid, Relief, and Economic Security (CARES) Act to help communities throughout the state to safely reopen and restart their local economies in the wake of COVID-19; and

**WHEREAS**, Genesee County has identified certain small business and economic development related needs within the community directly relating to the COVID-19 pandemic (the “Project”); and

**WHEREAS**, The Genesee Gateway Local Development Corporation (the “GGLDC”) intends to assist businesses impacted by COVID-19; and

**WHEREAS**, Genesee County is eligible to apply for up to \$1 million in funding from the New York State Office of Community Renewal CARES Act funds to finance the Project costs; and

**WHEREAS**, The GGLDC is facilitating of the Project and has requested that the City provide the OCR CARES Act funding to the GGLDC as a grant for the purpose of making grants to eligible small businesses and microenterprises; and

**WHEREAS**, The Project will result in substantial benefit to Genesee County in forms of safer businesses, new investment, and new or restored employment positions; and

**WHEREAS**, The County has held a public hearing to obtain citizens’ views regarding the CDBG CARES Act program as administered by OCR and the proposed Project; now therefore be it

**RESOLVED**, That the Chairman of the Legislature is hereby authorized to submit a grant application of up to \$1 million on behalf of Genesee County to the OCR to support the Project; and be it further

**RESOLVED**, That the Chairman of the Legislature is hereby authorized to execute a grant agreement between the County and the OCR and all related documents associated with the OCR grant, including entering into a grant agreement with the GGLDC for the implementation of the Project and administration of the OCR grant, all such documents to be subject to review and approval by the County Attorney; and be it further

**RESOLVED**, That the Chair of the Legislature is hereby designated as the Certifying Officer responsible for all activities associated with the federal environmental review process to be completed in conjunction with the Project.

Legislator Dibble seconded the resolution which was adopted by 298 votes, Clattenburg (28) absent.

Motion by Legislator Maha to amend the following resolution to add “Town of Darien” to the last sentence seconded by Legislator Torrey, carried.

**RESOLUTION NO. 338      AUTHORIZATION TO SIGN - AMENDED AND RESTATED WATER AGREEMENTS-3 LOCAL MUNICIPALITIES-APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, On October 4, 2017, the Genesee County Legislature held a public informational meeting to discuss and review preliminary plans, including cost estimates and calculations, to construct three future phases of improvements to the county-wide water system, and

**WHEREAS**, At this meeting, a proposed template for Amended and Restated Water Supply Agreements was also presented, and

**WHEREAS**, The purpose of the template was to make revisions to all of the existing water supply agreements that the County has with 17 of the towns and villages located in Genesee County outside the City of Batavia, and

**WHEREAS**, The central issue for the changes to the existing agreements was to allow the County to have authority to raise the current surcharge of \$0.60 per thousand gallons of water consumed in order to finance the proposed improvements to be paid by the present and future water consumers, and

**WHEREAS**, The County Legislature and administrators received numerous questions, comments and proposed revisions to the original template in writing and with meetings held with local officials resulting in numerous revisions to the template to incorporate most of the recommendations received, and

**WHEREAS**, the County Legislature approved and adopted a Water Master Plan as required in the proposed Amended and Restated Water Supply Agreements, and

**WHEREAS**, the following Town and Village Councils adopted resolutions to approve their respective Amended and Restated Water Agreements. Now, therefore, Be it

**RESOLVED**, That the Amended and Restated Water Supply Agreements for the following town and village are hereby respectively approved, and the Chair of the Genesee County Legislature is authorized and directed to execute each of these documents on behalf of the County of Genesee with the following:

1. Town of Pembroke
2. Village of Corfu
3. Town of Darien

Legislator Torrey seconded the resolution which was adopted by 298 votes, Clattenburg (28) absent.

**RESOLUTION NO. 339      COUNTY AUDIT –AUGUST 25- APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, Legislator Torrey, did review the following claims:

General Fund	\$	1,224,164.84
Highway		229,097.74
Self Insurance		45,213.46
Water Fund		1,005,288.21
DSS Abstracts		563,113.81

**Capital Projects**

Highway-Large Span Culverts	54,050.83
Highway-S Lyons Street Bridge Over Tonawanda Creek	85,797.11

Highway-Highway Chipseal	2,202.55
Highway-Tower Hill Road Bridge Over Spring Creek	128,107.51
Highway-Highway Recycling	149,828.66
Highway-Meadville Road Bridge Over Canal Creek	24,580.55
Highway-Sharrick Road Bridge Over Murder Creek	5,000.00
Highway-North Road (CRS))	225,892.45
Highway-Upton Road Bridge Over Bowen Creek	163,945.91
Highway-Highway Surface Treatment	530,692.12
Highway-Judge Road Bridge Over Whitney Creek	59,061.99
Airport-Airport Perimeter Fence Relocation	108.66
Facilities Management-Animal Shelter Improvements	900.00
County Park-Comprehensive Recreation Plan	3,990.00
County Park Area "D" Shelter Improvements	7,685.16
County Manager-County Manager Security Upgrades-Phase II	1,401.60
Sheriff's/Jail-Firing Range Upgrades	600.00
<b>Payroll – General</b>	
July 30, 2021	1,195,336.40
August 13, 2021	1,212,956.61
<b>Medicaid</b>	
August 3, 2021	165,091.00
August 10, 2021	165,091.00
August 17, 2021	165,091.00
August 24, 2021	<u>165,091.00</u>
<b>Total Audit</b>	\$ 7,579,380.17

Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature has audited and does approve the claims as listed above, and Be it further

**RESOLVED**, That the Genesee County Treasurer be and hereby is authorized and directed to make payments as listed above.

Legislator Klotzbach seconded the resolution which was adopted by 298 votes, Clattenburg (28) absent.

**Rule 19**

Legislator Maha made a motion to suspend the rules of the Genesee County Legislature to add two timely resolutions; to appoint a new legislature clerk and authorization for consulting services for the American Rescue Plan Act funds and reporting seconded by Legislator Torrey, carried.

**RESOLUTION NO. 340 APPOINTMENT-CLERK TO THE LEGISLATURE-  
APPROVAL OF**

Legislator Torrey offered the following resolution:

**RESOLVED**, That Lisa Casey of Batavia, New York be and hereby is appointed as Clerk to the Legislature, Grade 111 effective September 7, 2021.

Legislator Maha seconded the resolution which was adopted by 298 votes, Clattenburg (28) absent.

County Manager Matt Landers explained that this contract will be paid for out of ARPA funds and serves as an insurance policy to ensure we are accurate with our revenue loss calculation and required reports are completed accurately and timely.

**RESOLUTION NO. 341 AWARD OF CONTRACT – PROFESSIONAL CONSULTING SERVICES RELATED TO THE AMERICAN RESCUE PLAN ACT – APPROVAL OF**

Legislator Torrey offered the following resolution

**WHEREAS**, Genesee County issued RFP 2021- 107 for the purpose of providing professional consulting services related to the American Rescue Plan Act funding, and

**WHEREAS**, An RFP Committee comprised of the County Manager, County Treasurer, and Compliance Officer received and reviewed three proposals and is recommending EFPR Group, Williamsville, New York, and

**WHEREAS**, The Legislature has reviewed this recommendation and does concur. Now, therefore, Be it

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to make the following budget amendment to fund this expense from the ARPA funds to increase Appropriation A.1231.4800.0700-ARPA Contractual Expenses in the amount of \$ 10,000 and increase Revenue A.1231.4089.3 Federal Aid in a like amount coming from deferred revenue.

**RESOLVED**. That the Chair of the Genesee County Legislature is hereby authorized and directed to execute an agreement with EFPR Group, CPAs, PLLC, 6390 Main Street, Suite 200, Williamsville, New York 14221, for consulting services related to the American Rescue Plan Act funding, at a discounted governmental rates as follows: Partner -\$190/hr., Director - \$140/hr., Senior accountant - \$100/hr., Staff accountant \$85/hr., effective August 24, 2021 through August 31, 2023, with the option of three, one-year renewals.

**Budget Impact:** Grant funds will be used to cover this expense

Legislator Maha seconded the resolution which was adopted by 298 votes, Clattenburg (28) absent.

The meeting adjourned at 3:29 PM upon motion of Legislator Yunker seconded by Legislator Deleo.



**FIFTEENTH DAY  
GENESEE COUNTY LEGISLATURE  
Batavia, New York  
Wednesday, September 8, 2021**

The Genesee County Legislature met in Regular Session on Wednesday, September 8, 2021 at 5:30 PM in the Legislative Chambers of the Old Courthouse. Legislator Klotzbach was absent. Legislator Deleo offered to assist with the audit. The prayer was offered by Legislator Hawley followed by the Pledge to the Flag.

In addition to our regular meeting, Chair Stein opened a public hearing on Local Law Introductory No. 3 Year 2021 pertaining to the extension of the local law imposing a hotel/motel room occupancy tax in the County of Genesee. There were no participants in speaking during the public hearing.

Minutes of the August 25, 2021 Legislature meeting were approved upon motion of Legislator Clattenburg seconded by Legislator Dibble, carried.

Legislature Chair, Stein, commented summer is over, back to regular session. First session of budget commenced, we are back in session (2 meetings a month) and ready to work on the budget. A majority of Legislators are attending the NYSAC Conference September 13-15 thank you for holding the fort at the conference and here.

County Manager Matt Landers have recognized the first three employees of the Employees recognition program that Vicky Muckle initiated and implemented. The selected winners are placed on the Facebook page and given a certificate. Program consists of individuals of County employees that go above and beyond normal duties which the County would like to recognize. There is a pool of nominations for recognition, 15 or so nominations thus far, we randomly selected from the nominations and the first three winners are: Rachel Miene from Mental Health, Vicki Athoe from Probation and Chelsea Elliott from the Youth Bureau. They were presented with certificates and also listed on the County's intranet. This is a way to say thank you and give back. Matt is encouraging department heads to seek out nominations and send them in. Marianne Clattenburg commented "great idea, congratulations to the people selected". Chair Stein stated, "very good, we'll continue to take new ideas and improve."

The Clerk proceeded with the resolutions:

**RESOLUTION NO. 342      2021 BUDGET AND CONTRACT AMENDMENT -  
COMMUNITY MENTAL HEALTH SERVICES – LIVING  
OPPORTUNITIES OF DEPAUL – APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, The Director of the Community Mental Health Services does request an amendment to the 2021 Genesee County Mental Health Association and Living Opportunities of DePaul contract and budget, and

**WHEREAS**, These additional funds are the result of an increase of 2021 State funds, for additional housing Now, therefore, Be it

**WHEREAS**, The Committees on Human Services and Ways and Means did review this request and do recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to amend the 2021 contract and budget between the County of Genesee and, Living Opportunities of DePaul and Be it further

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Genesee County Budget by

Increasing A 4312.4660.000 Contracted Other by \$ 28,839.00  
AND

Increasing A.4312.3490 State Aid Mental Health by \$ 28,839.00

**Budget Impact Statement:** Increasing the budget by \$28,839.00 offset by an increase in State Aid in the amount of \$28,839.00, for a 2021 total budgeted contracted amount to not exceed, \$73,894.00. (State Aid, 100%)

Legislator Torrey seconded the resolution which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 343 2021 BUDGET AND CONTRACT AMENDMENT - COMMUNITY MENTAL HEALTH SERVICES – RESTORATION SOCIETY –APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS,** The Director of the Community Mental Health Services does request an amendment to the 2021 Restoration Society contract and budget, and

**WHEREAS,** These additional funds are the result of an increase of 2021 State funds Now, therefore, Be it

**WHEREAS,** The Committees on Human Services and Ways and Means did review this request and do recommend approval at this time. Now, therefore, Be it

**RESOLVED,** That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to amend the 2021 contract and budget between the County of Genesee and Restoration Society, and Be it further

**RESOLVED,** That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Genesee County Budget by

Increasing A 4323.4660.000 Contracted Other by \$ 2,315.00

AND A 4323.3490 State Aid by \$ 2,315.00

**Budget Impact Statement:** Increasing the budget by \$2,315.00 offset by an increase in State Aid in the amount of \$2,315.00, for a 2021 total budgeted contracted amount to not exceed, \$366,931.00. (State Aid, 100%)

Legislator Deleo seconded the resolution which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 344 2021 BUDGET AND CONTRACT AMENDMENT - COMMUNITY MENTAL HEALTH SERVICES – THE MENTAL HEALTH ASSOCIATION OF GENESEE AND ORLEANS COUNTIES – APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS,** The Director of the Community Mental Health Services does request an amendment to the 2021 contract and budget with The Mental Health Association in Genesee and Orleans Counties, and

**WHEREAS,** These additional funds are the result of an increase of 2021 State funds, Now, therefore, Be it

**WHEREAS,** The Committees on Human Services and Ways and Means did review this request and do recommend approval at this time. Now, therefore, Be it

**RESOLVED,** That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to amend the 2021 contract and budget between the County of Genesee and the Mental Health Association in Genesee and Orleans Counties, and Be it further

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Genesee County Budget by

Increasing A4321.4660.000 Contracted Other by \$ 3,240.00  
AND

Increasing A.4321.3490 State Aid Mental Health by \$ 3,240.00

**Budget Impact Statement:** Increasing the budget by \$3,240.00, offset by an increase in State Aid in the amount of \$3,240.00, for a 2021 total budgeted contracted amount to not exceed, \$526,445.00

Legislator Clattenburg seconded the resolution which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 345 2021 BUDGET AND CONTRACT AMENDMENT - COMMUNITY MENTAL HEALTH SERVICES – GENESEE COUNCIL ON ALCOHOLISM AND SUBSTANCE ABUSE – APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Director of the Community Mental Health Services does request an amendment to the 2021 Genesee County Mental Health Association and Genesee Council on Alcoholism and Substance Abuse (GCASA) contract and budget, and

**WHEREAS**, These additional funds are the result of an increase of 2021 State funds, for Now, therefore, Be it

**WHEREAS**, The Committees on Human Services and Ways and Means did review this request and do recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to amend the 2021 contract and budget between the County of Genesee and, GCASA and Be it further

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Genesee County Budget by

Increasing A 4313.4660.000 Contracted Other by \$ 13,255.00  
AND

Increasing A.4313.3494 State Aid Mental Health by \$ 13,255.00

**Budget Impact Statement:** Increasing the budget by \$13,255.00 offset by an increase in State Aid in the amount of \$13,255.00, for a 2021 total budgeted contracted amount to not exceed, \$1,976,675. (State Aid \$ 1,935,939, Mandated levy \$35,536.00, DWI monies \$5,200.00)

Legislator Maha seconded the resolution which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 346 2021 BUDGET ITEM TRANSFER - COMMUNITY MENTAL HEALTH SERVICES**

Legislator Hawley offered the following resolution:

**WHEREAS**, The Director of the Community Mental Health Services does request a budget item transfer to the 2021 Genesee County Mental Health department budget, and

**WHEREAS**, this transfer of funds, is due to an increase in competency restorations for individuals found unable to assist in their defense at a court hearing, and

**WHEREAS**, The Committees on Human Services and Ways and Means did review this request and do recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to transfer funds within the 2021 Genesee County Budget within the following accounts;

To: A 4311.4660.000 Contracted Other by \$ 281,000.00  
From: A.4310.1010.000 Personal Services by \$ 281,000.00

**Budget Impact Statement:** This transfer of funds is budget flat, we are transferring expenses from one line to another.

Legislator Yunker seconded the resolution which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 347 2021 SALARY SCHEDULE AMENDMENT - COMMUNITY MENTAL HEALTH SERVICES/REGISTERED PROFESSIONAL NURSE -APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, The department of Mental Health in Genesee County is in the middle of a staffing shortage. The Continuing Day Treatment (CDT) program has a full-time Registered Professional Nurse that has submitted her resignation for personal reasons; she has indicated she can work part-time hours. The CDT program is in need of nursing coverage. The Director is requesting this full time position be reduced to cover critical nursing hours in this program for continuity of care as they restructure to be able to provide needed services, and

**WHEREAS**, The Director of the Community Mental Health Services did request an amendment to the 2021 Employee Salary Schedule by eliminating one (1) Full-time, Registered Professional Nurse position, CSEA-General, Grade 16-N, and creating one (1) Part-Time Registered Professional Nurse, in CSEA-General, Grade 16-N and

**WHEREAS**, The Committees on Human Services and Ways and Means did review this request and do recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to amend the 2021 Employee Salary Schedule by eliminating one (1) Full-time, Registered Professional Nurse position, CSEA-General, Grade 16-N, and creating one (1) Part-Time, Registered Professional Nurse position, in CSEA-General, Grade 16-N effective September 20, 2021.

**Impact Statement:** For the full year the savings is as follows: \$28,908.5 – Salary; \$28,758- Insurance (all family rates); \$5,015.67 – SS MDCR Retirement. Total savings: \$62,682

Legislator Hawley seconded the resolution which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 348 CONTRACT RENEWAL – SOCIAL SERVICES - APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Genesee County Commissioner of the Department of Social Services did present a contract renewal for the provision of service to magnetometer scanner equipment, and

**WHEREAS**, The County did purchase magnetometer scanner equipment in 2015 and the current service contract expires on December 31, 2021, and

**WHEREAS**, The Human Service Committee did review this request and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the County of Genesee acting by its Department of Social Services is hereby authorized and directed to execute a contract renewal with Rapiscan Systems Inc., 2805 Columbia Street, Torrance, California, 90503, for the provision of continued equipment coverage to the 620XRW baggage scanner and METOR 6M walk-thru device for the Genesee County Department of Social Services at the rate of \$4,620/\$1,335, respectively, for the period January 1, 2022 through December 31, 2022.

**Budget Impact:** Anticipated expenses of \$5,955 are included in the 2022 A 6010.4410.0000 Social Services budget line. Expenditures related to this contract are eligible for reimbursement up to 100% with State and Federal Aid for Social Services Administration.

Legislator Dibble seconded the resolution which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 349      2021 BUDGET AMENDMENT-YOUTH BUREAU – APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, The Executive Director of the Genesee County Youth Bureau did request a budget amendment as additional program revenue has been received to support additional programing, and

**WHEREAS**, The Committees of Human Services and Ways and Means has reviewed the request and does recommend approval at this time. Now, therefore be it

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Genesee County Budget by increasing Revenue Account A.7312.3820 – St Aid, Youth Programs in the amount of \$11,658 to be offset by an increase in Expenditure Account A.7312.4660.0000 Contracted-Other in a like amount.

**Budget Impact:** All increased appropriations accompanied by matching increased revenue. No net county cost.

Legislator Torrey seconded the resolution which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 350      GRANT ACCEPTANCE & BUDGET AMENDMENT & SALARY SCHEDULE AMENDMENT – HEALTH DEPARTMENT/LEAD POISON PREVENTION – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Center for Disease Control has awarded the Genesee County Public Health Department \$248,226 in annual funding for childhood lead poisoning prevention and surveillance of blood lead levels grant activities.

**WHEREAS**, The Public Health Director has requested the creation of a full-time PH Educator, full-time Epidemiologist, and full-time Senior Financial Clerk positions to fulfill the grant work plan activities

**WHEREAS**, The Committees on Human Services And Ways and Means did review this Budget Amendment and do recommend approval at this time, Now therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized to accept this award for \$248,226 as specified and Be it further

**RESOLVED**, that the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to Amend the 2021 Genesee County Employee Salary Schedule by creating (1) full-time Public Health Educator position (Management Grade 110), (1) full-time

Epidemiologist position (Management Grade 112), and (1) full-time Senior Financial Clerk position (CSEA Grade 10), all positions listed are effective 10/1/2021 – 09/29/2026.

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to Amend the 2021 Health Department budget to reflect an increase of:

\$31,700 in Appropriations A4010 1010.0000 Personal Services

\$2,000 in Appropriations 8010.0000 Social Security Tax

\$1,000 in Appropriations A4010 8011.0000 Medicare Tax

\$9,000 in Appropriations A4010 8030.0000 Medical

\$3,000 in Appropriations A4010 8020.0000 Retirement

\$3,000 in Appropriations A41010 4170.0000 Advertising

and to be offset by an increase of \$60,700 in A4010 4401.20 Fed Aid, LEAD.

Remaining funds (\$187,526) will be allocated in the 2022 budget.

**Budget Implications:** Funding will be used to offset costs of the Childhood lead poisoning prevention and surveillance of blood lead levels grant work plan.

Legislator Clattenburg seconded the resolution which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 351      CONTRACT RENEWAL - HEALTH DEPARTMENT/  
TRANSPORT MANAGEMENT VMC GROUP INC. –  
APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, The Public Health Director did present an agreement with VMC Group Inc. to provide Transportation Management Services to the Genesee County Health Department, and **WHEREAS**, The Committee on Human Services did review the contract and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a contract renewal with VMC Group Inc., 9701 Niagara Falls Blvd, Suite 1A Niagara Falls, NY 14304 to provide services for the period September 1, 2021 through December 31, 2021. An amendment to the contract will allow a month by month agreement and lower the monthly fees to \$4,375.

**Budget Impact Statement:** Expenses are included in the 2021 2960 budget. Cost to the county will be approx. \$17,500.

Legislator Maha seconded the resolution which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 352      COVID-19 AGREEMENT AMENDMENT AND  
ACCEPTANCE OF ADDITIONAL FUNDING /HEALTH  
DEPARTMENT – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The New York State Department of Health has awarded the Genesee County Public Health Department \$342,558 in additional funding for COVID-19 contact tracing, overtime and supplies and,

**WHEREAS**, The Committees on Human Services And Ways and Means did review this Grant Acceptance and do recommend approval at this time, Now therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute Amendment #1 and accept the additional funding in the amount of \$342,558.

**Budget Implications:** (\$342,558) will be allocated in the 2022 & 2023 budgets. Funding will be used to offset costs of COVID-19 response activities, all other COVID-19 costs over \$342,558 will be partially (36%) offset by state aid.

Legislator Yunker seconded the resolution which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 353      AUTHORIZING AND APPROVING A SETTLEMENT AGREEMENT TO AN ACTION RELATING TO THE OPIOID CRISIS**

Legislator Torrey offered the following resolution:

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

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

**WHEREAS**, the Action alleges several causes of action against defendants Johnson & Johnson, Janssen Pharmaceuticals, Inc., Ortho-McNeil-Janssen Pharmaceuticals, Inc. and Janssen Pharmaceutica, Inc. (“J & J”) based on claims that J & J contributed to the opioid epidemic by falsely promoting prescription opioids it manufactured and sold and by falsely promoting the increased use of opioids directly and generally through various “front groups” and failing to implement measures to prevent diversion of prescription opioids in connection with distribution of its products, all of which contributed to a public health crisis in the County of Genesee; and

**WHEREAS**, J & J has offered to settle the claims of the County of Genesee against it by paying the sum of between approximately \$177,000 and \$413,000 over ten (10) years to be used for restitution and abatement and agreeing to not manufacture, sell or promote opioids; and

**WHEREAS**, the County of Genesee has approved a settlement agreement and release (“Agreement”); and

**WHEREAS**, it is in the best interest of the County of Genesee to resolve this matter with respect to J & J without further litigation and enter into the proposed Agreement as it shall settle all allegations against J & J and avoid protracted litigation;

**WHEREAS**, the County of Genesee has retained the law firm of Napoli Shkolnik PLLC, 360 Lexington Avenue, 11<sup>th</sup> Floor, New York, NY 10017, to prosecute Opioid related claims against J&J and other defendants, and this firm has recommended the proposed settlement and.

**WHEREAS**, the County Attorney has reviewed all of the settlement documents and also recommends the same, now there for be it

**RESOLVED**, that the County of Genesee Legislature does hereby approve the proposed settlement with the J&J defendants as set forth in documents provided by the Napoli Shkolnik law firm, and does hereby authorize and direct the Chair of the Legislature and the County Attorney to execute the “New York Opioid Sharing Agreement” and a “New York Subdivision Election and Release Form”: together with such other documents as may be necessary and appropriate to effectuate the settlement with J&J.

Legislator Hawley seconded the resolution which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 354      GRANT AWARD – BOARD OF ELECTIONS/TECHNOLOGY INNOVATION AND ELECTION RESOURCE (TIER) GRANT AND EARLY VOTING EXPANSION GRANT - APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The Genesee County Board of Election Commissioners did receive notification of the award of grant funding from the New York State Board of Elections Technology Innovation and Election Resource (TIER) Grant Program to assist counties with the capital purchase of software, technology upgrades, equipment and broadband service in the amount of \$58,999.06, and

**WHEREAS**, The Genesee County Board of Election Commissioners did receive notification of the award of grant funding from the New York State Board of Elections Early Voting Expansion Grant Program to reimburse counties for local dollars spent for early voting expansion in the amount of \$18,156.45, and

**WHEREAS**, The Genesee County Board of Election Commissioners have requested that the County accept the New York State Board of Elections Technology Innovation and Election Resource (TIER) Grant and the Early Voting Expansion Grant. Now, therefore, be it **RESOLVED**, That the Genesee County Legislature does hereby accept the New York State Board of Elections Technology Innovation and Election Resource (TIER) funding in the amount of \$58,999.06 and the Early Voting Expansion Grant Program funding in the amount of \$18,156.45, and Be it further

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute any and all documents necessary for the acceptance of the New York State Board of Elections Technology Innovation and Election Resource (TIER) Grant Program contract for the period of April 7, 2021 through January 27, 2023, in the amount of \$58,999.06 and Early Voting Expansion Grant contract for the period of April 7, 2021 through January 28, 2022, in the amount of \$18,156.45

**Budget Impact:** The expenses for the Early Voting Expansion Grant have already been incorporated into the Board of Elections 2021 budget. The expenses for the Technology and Innovation and Election Resource (TIER) grant will be included in the Board of Elections 2022 budget.

Legislator Deleo seconded the resolution which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 355 2022 BUDGET AND APPORTIONMENT - GENSEE COUNTY SELF-INSURANCE – APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, The Budget and Apportionment of Expenses for the fiscal year 2022 for the Genesee County Self-Insurance Plan has been prepared and submitted for approval, and

**WHEREAS**, The Committee on Ways and Means did review said budget and apportionment and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Budget and Apportionment of the Genesee County Self-Insurance Plan, as submitted, is hereby adopted for the year 2022, and Be it further

**RESOLVED**, That a certified copy of the budget and resolution be forwarded to all participants of the Genesee County Self-Insurance Plan.

**Budget Impact Statement:** All expenses are apportioned to plan participants.

Legislator Dibble seconded the resolution which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 356 ADOPTION OF 2022 STOP-DWI PLAN – APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Genesee County STOP-DWI Coordinator did present a plan for 2022 for continuance of efforts to reduce the number of drinking and drug impaired drivers in our community through education, enforcement and rehabilitation, and



**WHEREAS**, The Genesee County STOP-DWI Advisory Board did review and vote to approve the recommended 2022 STOP-DWI Plan at their August meeting, and

**WHEREAS**, The Committee on Ways and Means did review the 2022 STOP-DWI Plan and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby approve the 2022 STOP-DWI Plan, as presented, in the amount of \$160,910, and Be it further

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute all necessary documents related to the 2022 Genesee County STOP-DWI Plan.

**Budget Impact:** Revenue and expenses, in the amount of 160,910, shall be appropriated in the 2022 Dept. 3315 STOP-DWI budget proposal. All STOP-DWI activities are funded 100% from fine collections.

Legislator Maha seconded the resolution which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 357 APPOINTMENT – HEALTH INSURANCE  
PORTABILITY AND ACCOUNTABILITY ACT (HIPAA)  
PRIVACY OFFICER – APPOINTMENT OF**

Legislator Maha offered the following resolution:

**WHEREAS**, It is necessary for Genesee County to appoint a Privacy Officer to effectuate the County’s compliance with provisions of the federal Health Insurance Portability and Accountability Act of 1996 (HIPAA), and

**WHEREAS**, The County has designated the Genesee County Compliance Officer position to act as the Genesee County Privacy Officer, and

**WHEREAS**, The Committee on Ways and Means does recommend this appointment be made at this time. Now, therefore, Be it

**RESOLVED**, That Pamela LaGrou, Genesee County Compliance Officer be and hereby is appointed as Genesee County Privacy Officer effective September 8, 2021.

Legislator Yunker seconded the resolution which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 358 SPECIAL EVENT – KIWANIS CLUB OF BATAVIA  
CHICKEN BARBEQUE FUNDRAISER – GENESEE  
COUNTY PARKS – APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, A Special events application was received from the Kiwanis Club of Batavia to hold a Drive Thru Chicken Barbeque Fundraiser at DeWitt Park, Pavilion 2, and

**WHEREAS**, The Committee on Ways and Means did review this request and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby grant permission to the Kiwanis Club of Batavia to use DeWitt Park, Pavilion 2 for a Drive Thru Chicken Barbeque fundraiser on Saturday, September 25, 2021, as per the Special Events Policy and Procedures for Community Events for the Parks and Recreation Areas.

**BUDGET IMPACT:** None

Legislator Hawley seconded the resolution which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 359 LOCAL LAW INTRODUCTORY NO. 3, YEAR 2021, A LOCAL LAW TO AMEND LOCAL LAW NO. 2, YEAR 1995, AS AMENDED BY LOCAL LAW NO. 4, YEAR 1998, LOCAL LAW NO. 6, YEAR 2001, LOCAL LAW NO. 4, YEAR 2004, LOCAL LAW NO. 2, YEAR 2007, LOCAL LAW NO. 1, YEAR 2010, LOCAL LAW NO. 2, YEAR 2013, LOCAL LAW NO. 2, YEAR 2016, AND LOCAL LAW NO. 2, YEAR 2019, IMPOSING A HOTEL/MOTEL ROOM OCCUPANCY TAX IN THE COUNTY OF GENESEE, WITH REGARD TO THE EXPIRATION THEREOF – APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, There has been introduced to the Genesee County Legislature a proposed Local Law Introductory No. 3, Year 2021 entitled “**A LOCAL LAW TO AMEND LOCAL LAW NUMBER 2, YEAR 1995, AS AMENDED BY LOCAL LAW NO. 4, YEAR 1998, LOCAL LAW NO. 6, YEAR 2001, LOCAL LAW NO. 4, YEAR 2004, LOCAL LAW NO. 2, YEAR 2007, LOCAL LAW NO. 1, YEAR 2010, LOCAL LAW NO 3, YEAR 2013, LOCAL LAW NO. 2, YEAR 2016, AND LOCAL LAW NO. 2, YEAR 2019, IMPOSING A HOTEL/MOTEL ROOM OCCUPANCY TAX IN THE COUNTY OF GENESEE, WITH REGARD TO THE EXPIRATION THEREOF.**” Now, therefore **BE IT ENACTED** by the Genesee County Legislature as follows:

**Section 1.** Section 702 of the Local Law No. 2, Year 1995 as amended by Local Law No. 4, Year 1998, Local Law No. 6, Year 2001, Local Law No. 4, Year 2004, Local Law No. 2, Year 2007, Local Law No. 1, Year 2010, Local Law No. 2, Year 2013, Local Law No. 2, Year 2016, and Local Law No. 2, Year 2019, is hereby amended to read as follows:

702. Effective Date: This Local Law shall take effect on October 1, 2021 and expire on December 31, 2021, except that the provisions of this Local Law relating to registration and the authority of the Treasurer to adopt regulations and take all necessary action to prepare for the implementation and enforcement of this Local Law shall take effect immediately, and

**WHEREAS**, The Clerk of the Genesee County Legislature did post a certified notice of the Public Hearing on said proposed Local Law on the bulletin board in the Old Courthouse, and

**WHEREAS**, The Clerk of the Genesee County Legislature did cause to be published in *The Daily News* the Official Newspaper of the County of Genesee, the Notice of Public Hearing on Local Law Introductory Number 3, Year 2021 and

**WHEREAS**, The Public Hearing was held at 5:30 pm on the 25th day of August 2021 in Batavia, New York, at which time all interested persons who wished to speak were heard. Now, therefore, Be it

**RESOLVED**, That “**A LOCAL LAW TO AMEND LOCAL LAW NUMBER 2, YEAR 1995, AS AMENDED BY LOCAL LAW NO. 4, YEAR 1998, LOCAL LAW NO. 6, YEAR 2001, LOCAL LAW NO. 4, YEAR 2004, LOCAL LAW NO. 2, YEAR 2007, LOCAL LAW NO. 1, YEAR 2010, LOCAL LAW NO. 3, YEAR 2013, LOCAL LAW NO. 2, YEAR 2016, AND LOCAL LAW NO. 2, YEAR 2019, IMPOSING A HOTEL/MOTEL ROOM OCCUPANCY TAX IN THE COUNTY OF GENESEE, WITH REGARD TO THE EXPIRATION THEREOF.**” to be known as Local Law Number 5 of the Year 2021 for the County of Genesee is hereby adopted.

Legislator Maha seconded the resolution which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 360 COUNTY AUDIT –SEPTEMBER 8- APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Legislator Deleo, did review the following claims:

General Fund	\$	422,378.80
Highway		149,200.85
Water Fund		29,550.00
DSS Abstracts		86,794.44

**Capital Projects**

Highway-Large Span Culverts	8,233.24
Highway-Highway Chip Seal	11,070.82
Highway-Highway Overlay	59,522.26
Highway-Darien Alexander Tnl Road Bridge/Tunnery Creek	6,052.92
Highway-North Road (CR40)	12,994.50
Highway-Upton Road Bridge Over Bowen Creek	275,084.71
Highway-Highway Surface Treatment	2,408.00
County Park-DeWitt Improvements Phase IV	2,571.50
County Park Area "D" Shelter Improvements	622.56
<b>Payroll – General</b>	
August 27, 2021	1,754,583.35
<b>Medicaid</b>	
August 31, 2021	165,091.00
September 7, 2021	<u>165,091.00</u>
<b>Total Audit</b>	<b>\$ 3,151,249.95</b>

Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature has audited and does approve the claims as listed above, and Be it further

**RESOLVED**, That the Genesee County Treasurer be and hereby is authorized and directed to make payments as listed above.

Legislator Deleo seconded the resolution which was adopted by 298 votes, Klotzbach (28) absent.

At 5:47 PM the Public Hearing on Local Law Introductory No. 3 Year 2021 pertaining to the extension of the local law imposing a hotel/motel room occupancy tax in the County of Genesee was closed. At 5:49 p.m. the meeting was adjourned upon motion of Legislator Yunker seconded by Legislator Hawley, carried.

**SIXTEENTH DAY  
GENESEE COUNTY LEGISLATURE**

**Batavia, New York**

**Wednesday, September 22, 2021**

The Genesee County Legislature met in Regular Session on Wednesday, September 22, 2021 at 5:30 PM in the Legislative Chambers of the Old Courthouse. Legislator Maha offered to assist with the audit. The prayer was offered by Legislator Torrey followed by the Pledge to the Flag.

Minutes of the September 8, 2021 Legislature meeting were approved upon motion of Legislator Clattenburg seconded by Legislator Klotzbach, carried.

Legislator Torrey presented the Proclamation for National Suicide Prevention and Recovery Month to Lynda Battaglia the Director of Community Mental Health Services who accepted with sincere appreciation. Legislator Maha presented the Proclamation for Sheriff's Week September 19-25, 2021 to Sheriff William Sheron who accepted with sincere appreciation.

Legislator Torrey offered a committee report for the workforce development meeting for the GLOW with Your Hands. Event is Tuesday, September 28<sup>th</sup> from 9 a.m. to 2 p.m. Much goes into this event, will be a great event.

Legislature Chair, Stein mentioned there was a GAM meeting this past week. The Fire services work group indicated consultants will be back out in the community quickly so we will see some action locally. Also, there was conversation on Towns putting on water districts. The County is focused on getting our water system turned over as soon as possible. Legislature Chair stated, we can appreciate that we have provided more work force specifically to the water fund because its actual and necessary. Governor announced a clean water grant opportunity yesterday. The County will also be working hard to make sure our grant application to that fund is competitive and has the necessary support from local, regional and state level.

Legislator Maha discussed the information he learned on Bitcoin from the NYSAC Fall Conference he attended last week. A professor from SUNY Plattsburgh was the instructor on this. Talked about Bitcoin, mining took place in Plattsburgh, NY. It took a lot of energy, specifically electric and it was supposed to create all sorts of jobs, but that was not the case. China recognized bitcoin as an official currency. The professor believes that Bitcoin will be here to stay. There are two different type of bitcoins. Something on the horizon to be aware of.

Legislature Chair Stein attended the redistricting session at the NYSCA Fall Conference. Also attended a meeting regarding our County and the Western New York County which is dealing with broadband, which is one of those quality of life issues that the community continues to survive somehow without. There is opportunity for us in the near term and we'll be taking action to get that underway as soon as the funds are available from the Northern Border Commission.

County Manager Landers discussed masking policy. Department of Health Director, Paul Petit and I looked at the masking policy closely. The County is adhering to the policy implement in May which puts the onus on the individual policy for our employees. Nothing to do with our residents just our employees. We assume no one is vaccinated and everyone is masked. If the employee would like the privilege not to wear the mask the employee will need to show proof of vaccination. We are still monitoring because there are break through cases, if we get documented transmission within the workplace because of the policy in place now. We may have to follow suit such as other counties around us if this policy is not effective. The County is not asking of

anyone's status, if the employee wants to disclose their status for the benefit of taking their mask off the employees can certainly do that. We are preparing and planning if we do have to have a requirement where our workforce either vaccinated or weekly testing, we are watching closely and anticipating plans, with the Health Department, to probably provide test kits to our larger departments for the unvaccinated individuals if cases get worse. Still waiting through this. Luckily there is a test out option available to County workforce. (Get the vaccine or test out). Working on the process to roll out, Paul and I have had multiple conversation about this, keeping a close eye on this. Legislator Maha asked is this the rapid test? Matt says they have ran out of rapid tests. Interpretation would be low level PCR tests. The Clerk proceeded with the resolutions:

**RESOLUTION NO. 361 GRANT ACCEPTANCE – EMERGENCY MANAGEMENT SERVICES & SHERIFF'S OFFICE – FY21 STATE HOMELAND SECURITY PROGRAM (SHSP) GRANT – APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, The Emergency Management Services Coordinator and the Genesee County Sheriff request authorization to accept the FY21 State Homeland Security Program (SHSP) grant funding in the amount of \$98,160 from the US Department of Homeland Security, Federal Emergency Management Agency (FEMA); administered by the NYS Division of Homeland Security and Emergency Services (DHSES), and

**WHEREAS**, Grant funding priorities focus on the State's homeland security and emergency management efforts through the advancement of regional partnerships, development of citizen preparedness efforts, development of cyber security programs and policies; law enforcement information-sharing capabilities, emergency management planning efforts and sustainment of effective programs and existing capabilities, and

**WHEREAS**, 25% of the total grant award or \$24,540 must be utilized for law enforcement terrorism prevention activities, and

**WHEREAS**, The Committee on Public Service did review this request and does concur. Now therefore be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the Agreement with the New York State Division of Homeland Security and Emergency Services, 1220 Washington Avenue, Albany, NY for the acceptance of FY21 State Homeland Security Program (SHSP) funds in the amount of \$98,160 and to execute any and all other documentation related to this funding, and

**Budget Impact Statement:** No County cost. Grant funds in the amount of \$25,540 will be appropriated in the 2022 Genesee County Sheriff budget. SHSP funds in the amount of \$73,620 will be appropriated in the 2022 and future EMO operating budgets.

Legislator Deleo seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 362 CONTRACTUAL AGREEMENT RENEWAL - JUSTICE FOR CHILDREN ADVOCACY CENTER /FORENSIC INTERVIEWER APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Coordinator of the Justice for Children Advocacy Center did submit for renewal a contractual agreement for a forensic interviewer for the Justice for Children Advocacy Center; and

**WHEREAS**, This contract will allow the JFCAC to continue to conduct high-quality, evidence-based forensic interviews of children impacted by abuse and will allow us to meet our Standards of Accreditation by the National Children’s Alliance; and

**WHEREAS**, The Committees on Public Service did review this request and do recommend approval at this time. Now, therefore, be it

**RESOLVED**, That the Chair of the Genesee County Legislature and the Genesee County Sheriff are hereby authorized and directed to renew a contractual agreement with Kathy Colgan with residence at 16 Country Meadow Drive, Honeoye Falls, NY 14472 for forensic interviewing, peer review, and training for the Justice for Children Advocacy Center/Team for the period of October 1, 2021 through September 30, 2022 at a cost of \$80.00 per hour.

**Budget Impact:** Funds for contractual agreements are fully covered by grants from the NYS Office of Children and Family Services and are already included in the 2021 and 2022 Justice for Children Advocacy Center Budget.

Legislator Maha seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 363 CONTRACTUAL AGREEMENT RENEWAL- JUSTICE FOR CHILDREN ADVOCACY CENTER/MENTAL HEALTH CLINICAL THERAPIST APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, The Justice for Children Program Coordinator did request to renew a contractual agreement for a Mental Health Clinical Therapist for the Justice for Children Advocacy Center; and

**WHEREAS**, This contract will allow the JFCAC to continue to meet the mental health needs of children and families impacted by abuse and will allow us to meet our Standards of Accreditation by the National Children’s Alliance; and

**WHEREAS**, The Committees on Public Service did review this request and do recommend approval at this time. Now, therefore, be it

**RESOLVED**, That the Chair of the Genesee County Legislature and the Genesee County Sheriff are hereby authorized and directed to enter into a contractual agreement with Brenda McQuillan, PhD, LMSW, with residence at 5283 Oak Orchard Road, Albion, NY to provide mental health services to child-victims and their families for the Justice for Children Advocacy Center, 304 East Main Street, Batavia, NY for the period of October 1, 2021 through September 30, 2022 at a cost of \$53.00 per hour.

**Budget Impact:** Funds for contractual agreements are fully covered by grants from the NYS Office of Children and Family Services and are already included in the 2021 and 2022 Justice for Children Advocacy Center Budget.

Legislator Klotzbach seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 364 CONTRACTUAL AGREEMENT RENEWAL- JUSTICE FOR CHILDREN ADVOCACY CENTER/FORENSIC INTERVIEWER – MITCHELL APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The Coordinator of the Justice for Children Advocacy Center did request to renew a contractual agreement for a forensic interviewer for the Justice for Children Advocacy Center; and

**WHEREAS**, This contract will allow the JFCAC to continue to conduct high-quality; evidence-based forensic interviews of children impacted by abuse and will allow us to meet our Standards of Accreditation by the National Children’s Alliance; and

**WHEREAS**, The Committees on Public Service did review this request and do recommend approval at this time. Now, therefore, be it

**RESOLVED**, That the Chair of the Genesee County Legislature and the Genesee County Sheriff are hereby authorized and directed to enter into a contractual agreement with Jessica Mitchell with residence at 971 Redman Road, Hamlin, NY for forensic interviewing at the Justice for Children Advocacy Center for the period of October 1, 2021 through September 30, 2022 at a cost of \$43.00 per hour.

**Budget Impact:** Funds for contractual agreements are fully covered by grants from the NYS Office of Children and Family Services and are already included in the 2021 and 2022 Justice for Children Advocacy Center Budget.

Legislator Dibble seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 365 CONTRACTUAL AGREEMENT RENEWAL - JUSTICE FOR CHILDREN ADVOCACY CENTER/MENTAL HEALTH THERAPIST – WALSH APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, The Justice for Children Program Coordinator did request to renew a contractual agreement for a Mental Health Clinical Therapist for the Justice for Children Advocacy Center; and

**WHEREAS**, This contract will allow the JFCAC to continue to meet the mental health needs of children and families impacted by abuse and will allow us to meet our Standards of Accreditation by the National Children’s Alliance; and

**WHEREAS**, The Committees on Public Service did review this request and do recommend approval at this time. Now, therefore, be it

**RESOLVED**, That the Chair of the Genesee County Legislature and the Genesee County Sheriff are hereby authorized and directed to enter into a contractual agreement with Julie A. Walsh, LCSW-R, with residence at 43 Sarah Circle, Spencerport, New York 14559, for clinical supervision for the JFCAC Mental Health Clinical Therapists and to provide mental health services to child-victims and their families for the Justice for Children Advocacy Center, 304 East Main Street, Batavia, NY for the period of October 1, 2021 through September 30, 2022 at a cost of \$60.00 per hour.

**Budget Impact:** Funds for contractual agreements are fully covered by grants from the NYS Office of Children and Family Services and are already included in the 2021 and 2022 Justice for Children Advocacy Center Budget.

Legislator Hawley seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 366 CHANGE ORDER – JUDGE RD BRIDGE REPLACEMENT – OCCHINO CORPORATION –APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent recommends authorizing additional work with Occhino Corporation as part of the Judge Rd Bridge Replacement project, and

**WHEREAS**, The Committees on Public Service did review this recommendation and does concur. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature does hereby authorize change orders in the amount of \$16,366.44 for Occhino Corporation, 2650 Seneca St, West Seneca, NY 14224 related to additional tack coat, milling quantities, and dewatering costs.

**Budget Impact:** Construction on this contract is complete and the change order is needed to accept final adjustments on the contract. The total amount for the change order is \$16,366.44. This change brings the total contract amount to \$512,893.14.

Legislator Torrey seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 367 SUPPLEMENTAL CONSULTANT AGREEMENT – HIGHWAY – DARIEN ALEXANDER TOWNLINE RD BRIDGE-- APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Genesee County has received federal aid to replace the Darien-Alexander Townline Rd Bridge over Tunnery Brook bridge within the Towns of Darien and Alexander, and **WHEREAS**, The Highway Superintendent reviewed proposals from consultants for construction administration and inspection services related to this project and did make a recommendation to approve a consultant agreement at this time, and

**WHEREAS**, The Committees on Public Service did review this recommendation and does concur. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into a supplemental consultant agreement with Barton and Loguidice, 11 Centre Park, #203 Rochester NY 14614 in an amount not to exceed \$145,400.

**Budget Impact:** The total cost for this agreement is \$145,400, which is covered by a capital project funded with 80% federal aid and a local match. The supplemental agreement brings the total maximum amount payable to B&L to \$302,400.

Legislator Deleo seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 368 AWARD OF CONTRACT-COUNTY CLERK/COMPUTER SERVICES-APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The Genesee County Clerk issued a Request for Proposals (“RFP”) RFP 2021-105 for an Integrated County Clerk’s Records Management System which includes the necessary hardware and software for the functions of Cashiering, Indexing, Imaging, Public Search, Courts, UCC, Judgments, Web Serving, Pistol Permits, Electronic Endorsement Page, Work Flow Management, Electronic Filing, Electronic Recording, and Revenue Reporting and Accounting, and

**WHEREAS**, A review committee has thoroughly studied the proposals submitted and has researched the capabilities of each system proposed, and

**WHEREAS**, The current contract with InfoQuick Solutions, Inc. (“IQS”) has provided excellent customer service, modern equipment, a user-friendly operation system and has met all of the needs of the County Clerk’s Office, and

**WHEREAS**, the Review Committee and the County Clerk do hereby recommend that the RFP issued by with the current system provider, IQS, be accepted, and

**WHEREAS**, the RFP has been reviewed and approved by the County Clerk, the Director of Purchasing, and the Director of Information Technology, and





**WHEREAS**, Genesee County will need to modify the existing contract with Benjamin J. Bonarigo, PLLC. To include the additional administrative expenses covered by the grant, and **WHEREAS**, The County Manager and County Treasure request a budget amendment in order to utilize the grant funds, and

**WHEREAS**, The Ways and Means Committee does concur at this time. Now, therefore, Be it **RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the Contract Amendment with Benjamin J. Bonarigo, PLLC, 18 Ellicott Street, Batavia, New York 14020, for administration of the Genesee County Assigned Counsel Program, and Be it further

**RESOLVED**, That the Genesee County Treasure is hereby authorized and directed to amend the 2021 Budget by increasing A1171.4800.0000 – Program Expense by \$ 40,000 offset by and increase in A1171.3025 – Indigent Legal Services in a like amount

**Budget Impact:** Increase in expenses to the Assigned Counsel Program to be offset fully by grant revenue

Legislator Hawley seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 372                      2021 BUDGET TRANSFER – COUNTY MANAGER-  
APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, Genesee and Orleans County held an Appreciation Lunch for volunteers that assisted with the testing clinics and vaccination clinics, and

**WHEREAS**, The funds to cover the expense are available in the 2021 Contingency account and need to be transferred to the County Manager’s Budget to allow for payment, and

**WHEREAS**, The Ways and Means Committee did review this request and recommends approval at this time. Now, therefore Be it

**RESOLVED**, The Genesee County Treasurer is hereby authorized and directed to make the following 2021 transfer:

\$2,368.00	from	A.1990.4800.0000	Contingency, Program Expense
\$2,368.00	to	A.1230.4800.0000	County Manager, Program Expense

**Budget Impact:** Genesee and Orleans County will split the cost of the luncheon 70% - Genesee and 30% - Orleans based on the number of invitees from each county. General Contingency Balance after this transaction = \$43,443

Legislator Deleo seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 373                      BUDGET AMENDMENT/SHERIFF – OVERTIME  
ADDITIONAL POLICE SERVICES - APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, The Sheriff’s Additional Police Services Overtime account is in need of funds to cover the projected cost through year end, and

**WHEREAS**, This account covers the cost of overtime pay associated with the provision of police services during various events for outside agencies, and all overtime and fringe expenses related to these overtime details are reimbursed by the agencies being provided the service, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this request and do recommend approval at this time. Now therefore be it,

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 budget as follows:

\$75,000 to A3110.1020.0800    (OT Additional Polices Services)

\$4,650 to A3110.8010.0000 (Social Security Tax)  
\$1,088 to A3110.8011.0000 (Medicare Tax)  
\$22,162 to A3110.8020.0000 (Retirement)

Offset by an increase in Sheriff's Revenue Account A3110.2804.1 (Shared Services-Additional Police Services) of \$102,900.

**Budget Impact:** Increase in Sheriff's 2021 appropriations of \$102,900 to cover the cost of overtime pay and related fringe for police services provided to outside agencies; offset by an increase in revenue in a like amount from reimbursement from outside agencies contracting for services.

Legislator Clattenburg seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 374 2021 SALARY SCHEDULE AMENDMENT-DISTRICT ATTORNEY-APPROVAL OF**

Legislator Maha offered the following resolution

**WHEREAS,** The District Attorney currently has one of five Assistant District Attorneys on Family Leave which is expected to last until January 2022 and another of the Assistant District Attorneys has left the position on August 27, 2021 due in part to his inability to keep up with the workload, and the District Attorney Lawrence Friedman is retiring on December 31, 2021 which will create another Assistant District Attorney position, and

**WHEREAS,** While we have had difficulty finding qualified candidates for open positions we have been fortunate enough to find a candidate with significant experience who is ready to begin on October 12, 2021, and

**WHEREAS,** The District Attorney has requested the creation of a Full-Time Temporary Assistant District Attorney position to help alleviate the backlog of work facing the District Attorney; and

**WHEREAS,** This position would be paid for with the funds that are not being expended by the County for our Assistant District Attorney who is out on unpaid parental leave, and

**WHEREAS,** The Public Service Committee recommends approval of this request and the Ways and Means Committee does concur. Now, therefore Be it

**RESOLVED,** That the Genesee County Treasurer and Human Resource Director are thereby authorized and directed to amend the 2021 Genesee County Management Salary Schedule by creating one Full-Time Temporary Assistant District Attorney Grade 119 position effective October 12, 2021 through December 31, 2021.

**Budget Impact Statement: None.** The proposed position will temporarily replace an ADA salary that are not being expended by the County who is out on unpaid parental leave thereby saving the County personnel cost.

Legislator Torrey seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 375 CONTRACTUAL AGREEMENT-JUSTICE FOR CHILDREN ADVOCACY CENTER/MEDICAL SERVICES APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS,** Included the acceptance of the 2020-22 NYS Office of Children and Family Services grant are contractual agreements for medical providers at the Justice for Children Advocacy Center; and



recommendation and does concur. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into a consultant agreement with Ravi Engineering, 2110 S Clinton Ave, Suite 1, Rochester NY 14618 in an amount not to exceed \$206,729

**Budget Impact:** The contract will be funded from the Large Span Culverts Capital Project. The county will be working with NYSDOT to convert the project into a federally eligible bridge based on the proposed increase in span and seek federal assistance for construction.

Legislator Hawley seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 378**

**AWARD OF BID – FACILITIES  
MANAGEMENT/ELEVATOR MAINTENANCE –  
APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The County of Genesee advertised bid specifications for the maintenance and repair of elevators located in various county facilities, and

**WHEREAS**, The Highway Superintendent does recommend the awarding a contract to the lowest bidder meeting qualifications, and

**WHEREAS**, The Committees on Public Service and Ways and Means do concur with this recommendation at this time, Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into a contract with TK Elevator Corporation., 2745 Broadway, Suite 25, Cheektowaga, NY 14227 for the maintenance and repair of elevators located at various county facilities for the period of January 1, 2022 through December 31, 2023.

**Budget Impact Statement:** Facilities Management budgets for this contract in its operating budget. The annual cost of monthly inspections at all locations is \$14,760. Repairs are billed at \$325 per hour for mechanic helper teams and parts are marked up 20% over cost from the manufacturer.

Legislator Torrey seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 379**

**CHANGE ORDERS – PHASE 2 WATER SUPPLY –  
CONTRACTS 1 & 3A – APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, Genesee County has completed work on several projects needed to expand water supply capacity under Phase 2 of the Countywide Water Supply Program, and

**WHEREAS**, These projects have encountered changes in requirements, which have increased costs required to

**WHEREAS**, The Genesee County Highway Superintendent has reviewed this change request for need and accuracy of pricing, and

**WHEREAS**, The Genesee County Highway Superintendent recommends approval of the change order at this time, and

**WHEREAS**, The Committees on Public Service and Ways and Means have reviewed this request and do concur at this time. Now, therefore, be it

**RESOLVED**, That the Chairperson of the Genesee County Legislature is hereby authorized to and directed to approve a change order to Contract 1 with Randsco Pipeline, Inc., 672 Frey Rd, Macedon, NY 14502 for a final amount of \$91,101.74 to reconcile final installed quantities encountered during the project as compared to contractual quantities, and

**RESOLVED**, That the Chairperson of the Genesee County Legislature is hereby authorized to and directed to approve a change order to Contract 3A with C.P. Ward, Inc., PO Box 900, 100 River Rd, Scottsville, NY 14546 for a final amount of \$10,661.15 to adjust unused field change allowance balance, add pipe supports, provide additional landscaping stone for drainage and to repair a damaged ceiling.

**Budget Impact:** The total amount for both of the change orders is \$101,762.89. The change to Contract #1 brings the total contract amount to \$5,692,587.34. The change order to Contract #3A brings the total contract amount to \$1,738,774.62.

Legislator Deleo seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 380 SURPLUS EQUIPMENT-HIGHWAY-ROAD MACHINERY  
FUND-APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent did request the following equipment be declared surplus property, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this list and do recommend this equipment be declared surplus property at this time. Now, therefore, Be it,

**RESOLVED**, That the Genesee County Legislature does hereby declare the following as surplus property to be disposed of at auction, public bid or through inter-municipal purchase.

**Road Machinery**

#4027 – 2009 Mack Truck

**Budget Impact:** Revenue for Road Machinery Fund

Legislator Clattenburg seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 381 RESCIND RESOLUTION NO. 350/GRANT  
ACCEPTANCE/BUDGET AMENDMENT – HEALTH  
DEPARTMENT – APPROVAL OF**

Legislator Klotzbach offered the following resolution

**WHEREAS**, Resolution #350 of 2021 was duly adopted by the Genesee County Legislature that did contain an error and needs to be rescinded, and

**WHEREAS**, The Center for Disease Control has awarded the Genesee County Public Health Department \$248,226 in annual funding for childhood lead poisoning prevention and surveillance of blood lead levels grant activities; and

**WHEREAS**, The Public Health Director has requested the creation of a full-time PH Educator, full-time Epidemiologist, and full-time Senior Financial Clerk positions to fulfill the grant work plan activities; and

**WHEREAS**, The Committees on Human Services And Ways and Means did review this Budget Amendment and do recommend approval at this time.

**NOW THEREFORE, BE IT RESOLVED**, That the Genesee County Legislature rescinds Resolution # 350 of 2021 and Be it further

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized to accept this award for \$248,226 as specified and Be it further

**RESOLVED**, that the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to Amend the 2021 Genesee County Management Salary Schedule by creating (1) full-time Public Health Educator position (Management Grade 110) and (1) full-time Epidemiologist position (Management Grade 112), and Amend the 2021 Genesee County Employee Salary Schedule by creating (1) full-time Senior Financial Clerk position (CSEA Grade 10), all positions listed are effective 10/1/2021 – 09/29/2026, and Be it further

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to Amend the 2021 Health Department budget to reflect an increase of:

\$31,700 in Appropriations A4010 1010.0000 Personal Services  
 \$2,000 in Appropriations 8010.0000 Social Security Tax  
 \$1,000 in Appropriations A4010 8011.0000 Medicare Tax  
 \$9,000 in Appropriations A4010 8030.0000 Medical  
 \$3,000 in Appropriations A4010 8020.0000 Retirement  
 \$3,000 in Appropriations A41010 4170.0000 Advertising  
 \$11,000 in Appropriations A4010 4800.0000 Program Expense  
 and to be offset by an increase of \$60,700 in A4010 4401.20 Fed Aid, LEAD.

Remaining funds (\$187,526) will be allocated in the 2022 budget.

Budget Implications: Funding will be used to offset costs of the Childhood lead poisoning prevention and surveillance of blood lead levels grant work plan.

Legislator Maha seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 382                      URGING GOVERNOR HOCHUL AND COMMISSIONER ANN MARIE T. SULLIVAN TO MODIFY THE COVID-19 MANDATE FOR ALL HEALTHCARE WORKERS – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, Governor Hochul announced, in her first day in office, that she would be implementing a mandate that all healthcare workers in New York State be vaccinated against COVID-19 by September 27, 2021; and

**WHEREAS**, many nursing homes and hospitals across the Finger Lakes region have indicated that significant numbers of their staff have threatened to resign effective September 26, 2021 rather than receive the COVID-19 vaccine; and

**WHEREAS**, our nursing homes and hospitals are already experiencing staff shortages caused by complex and diverse factors; and

**WHEREAS**, while well-intentioned, the vaccine mandate proposed by Governor Hochul and Commissioner Sullivan runs the risk of effecting the mass resignation of unvaccinated healthcare workers throughout the state; and

**WHEREAS**, both hospitals and nursing homes have indicated they would be forced to shutter beds and reduce capacity if the threatened resignations come to fruition; and

**WHEREAS**, as the Delta variant of COVID-19 increases its spread through our communities and colleges and K through 12 schools resume classes, our community cannot risk losing critical healthcare workers and acute and long-term care capacity; and

**WHEREAS**, allowing for a twice a week, or more frequent, testing alternative to the proposed vaccine mandate would protect patient safety, respect the personal rights of healthcare workers, and ensure that our medical system is as prepared as possible for the anticipated increase in COVID-19 cases heading into the fall and winter; now therefore be it

**RESOLVED**, the Genesee County Legislature encourages all eligible New Yorkers to get vaccinated against COVID-19; and may it be further

**RESOLVED**, the Genesee County Legislature hereby calls on Governor Hochul and Department of Health Commissioner Sullivan to modify their healthcare worker COVID-19 vaccine mandate to allow for a testing option for those workers who do not wish to receive the vaccine at this time; and may it be further

**RESOLVED**, certified copies of this resolution be sent to Governor Kathy Hochul, Department of Health Commissioner Ann Marie T. Sullivan, State Assembly Speaker Carl Heastie, Senate Majority Leader Andrea Stewart-Cousins, Assembly Minority Leader Will Barclay, and Senate Minority Leader Rob Ort.

Legislator Hawley seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 383                      COUNTY AUDIT –SEPTEMBER 22- APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Legislator Maha, did review the following claims:

General Fund	\$	565,402.34
Highway		651,752.17

Water Fund	495,347.22
Worker's Comp	259.10
DSS Abstracts	238,405.95
<b>Capital Projects</b>	
Highway-Large Span Culverts	203.14
Highway-Highway Chip Seal	189,906.58
Highway-Road Machinery Equipment	6,100.00
Highway-Sharrick Road Bridge over Murder Creek	8,227.94
Highway – Tower Hill Road Bridge over Spring Creek	194,915.21
Highway - Meadville Road Bridge over Canal Creek	246,172.98
Highway – South Lyon Street Bridge over Tonawanda Creek	18,236.86
Highway-Colby Road (CR51)	391.81
Highway-Recycling	144,350.75
Highway-Airport Ground Service Equipment	189,600.00
Highway – Airport T-Hangar Construction	22,836.16
County Park-Comprehensive Recreation Plan	5,288.50
County Park Area “D” Shelter Improvements	274.42
Sheriff/Jail – Firing Range Upgrades	579.63
Sheriff/Jail – Jail Construction	191,600.00
<b>Payroll – General</b>	
September 10, 2021	1,245,347.83
<b>Medicaid</b>	
September 14, 2021	165,091.00
September 21, 2021	<u>165,091.00</u>
<b>Total Audit</b>	\$ 4,745,380.59

Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature has audited and does approve the claims as listed above, and Be it further

**RESOLVED**, That the Genesee County Treasurer be and hereby is authorized and directed to make payments as listed above.

Legislator Maha seconded the resolution, which was adopted by 326 votes.

At 6:08 p.m. the Chair motioned to adjourned, acknowledge by Legislator Torrey seconded by Legislator Deleo, carried, unanimously.



**SEVENTEENTH DAY  
GENESEE COUNTY LEGISLATURE  
Batavia, New York  
Wednesday, October 13, 2021  
Zoom Recording Available**

The Genesee County Legislature met in Regular Session on Wednesday, October 13, 2021 at 5:30 PM in the Legislative Chambers of the Old Courthouse. Legislator Klotzbach offered to assist with the audit. The prayer was offered by Legislator Deleo followed by the Pledge to the Flag.

Legislator Klotzbach presented the proclamation for National Cybersecurity Awareness Month accepted by Director of Information Technology, Michael Burns. Legislature Chair Stein presented the proclamation for National Breast Cancer Awareness Month accepted by Lisa Franclemont from Rochester Regional Health/United Memorial Medical Center and Cancer Services Program. Legislator Deleo presented the proclamation for National Fire Prevention Month accepted by Tim Yaeger and Gary Patnode from Emergency Management.

Minutes of the September 22, 2021 Legislature meeting were approved upon motion of Legislator Deleo seconded by Legislator Torrey, Carried, unanimously.

Legislators Maha, Yunker and Legislature Chair Stein attended the Water Resource Agency Meeting discussion on costs for water treatment plant which needs 2.5 million dollars in upgrades. Upgrade or wait (new pump station coming out of phase 3). Legislature Chair Stein was at the Soil and Water Conservation District meeting, met this morning, interest in filling another technician position in this organization, Legislature Chair Stein commented that there is incredible young people in this organization (SWCD). MEGA going through retirement phase, four people from leadership will be retiring. Strategic plan underway, you will see some information coming through soon. Also a few Legislators attended the WNY Inter-County Association meeting on Friday. This week there were 300 new cases of Covid-19. Please be mindful of staying safe. Maintain your six-foot distance and face covering and hand washing.

County Manager Matt Landers reported on his meeting with the City of Batavia representatives regarding upgrade on Water Facility. Hoping to have federal grant programs to assist with the upgrade. City and County working closely together. New York State Attorney General Letitia James will be touring over at the recovery station (old Bones restaurant). The Recovery Station is a shining star or best example of the type of service that is offered in recovery clinics. The Courthouse will be lit up green for Operation Green Light. Updating a grant RFP. Looking for outside firm to be aggressive to find a grant writer for the County. Also, working on the budget for 2022.

The Clerk proceeded with the resolutions:

**RESOLUTION NO. 384**

**AMEND AND RESTATE – DEFERRED  
COMPENSATION MODEL PLAN -  
APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The New York State Deferred Compensation Board (the “Board”) pursuant to Section 5 of the New York State Finance Law (“Section 5”) and the Regulations of the New York State Deferred Compensation Board (the “Regulations”), has promulgated the Plan Document of





**WHEREAS**, Subdivision 5 of Section 20 of the Municipal Home Rule Law requires a public hearing to be held on such Local Law. Now, therefore, Be it

**RESOLVED**, that a public hearing shall be held on proposed Local Law Introductory No. 4, Year 2021, by the Genesee County Legislature on the twenty-seventh day of October, 2021 at 5:30 p.m. at the Old Courthouse, 7 Main Street, Batavia, New York

Legislator Dibble seconded the resolution, which was adopted by 326 votes

**RESOLUTION NO. 389**

**SET PUBLIC HEARING – LOCAL LAW  
INTRODUCTORY NO. 5, YEAR 2021 –  
APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, Section 3(1) of the Public Officer Law states that no person shall be capable of holding a civil office, which includes Deputy Sheriffs, unless at the time he or she shall be chosen for employment they are a permanent resident of the political subdivision or municipal corporation of the state for which he or she shall be chosen, and

**WHEREAS**, the Legislature intends to expand the permanent residency requirement timeframe for a lateral Police Officer transfer to a Genesee County Deputy Sheriff as set for herein.

**WHEREAS**, the following proposed Local Law Introductory No. 5, Year 2021, was duly introduced to the Genesee County Legislature in accordance with the Law: **LOCAL LAW INTRODUCTORY NO. 5, YEAR 2021 OF THE COUNTY OF GENESEE, NEW YORK, TO EXTEND THE PERMANENT RESIDENCY REQUIREMENT TIMEFRAME TO EMPLOY LATERAL TRANSFERS AS DEPUTY SHERIFFS**

**WHEREAS**, Subdivision 5 of Section 20 of the Municipal Home Rule Law requires a public hearing to be held on such Local Law. Now, therefore, Be it

**RESOLVED**, that a public hearing shall be held on proposed Local Law Introductory No. 5, Year 2021, by the Genesee County Legislature on the twenty-seventh day of October, 2021 at 5:35 p.m. at the Old Courthouse, 7 Main Street, Batavia, New York

Legislator Maha seconded the resolution, which was adopted by 326 votes

**RESOLUTION NO. 390**

**AUTHORIZING AND APPROVING A  
SETTLEMENT AGREEMENT TO AN ACTION  
AGAINST CERTAIN OPIOID DISTRIBUTORS –  
APPROVAL OF**

Legislator Hawley offered the following resolution:

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

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

**WHEREAS**, the Action alleges several causes of action against distribution defendants, McKesson Corporation, Cardinal Health, Inc., and AmerisourceBergen Corporation, and their multiple subsidiaries (hereinafter “Big 3 Distributors”): based upon claims that the Big 3 Distributors contributed to the opioid epidemic by failing to comply with their obligations under the Federal Controlled Substances Act and the New York Controlled Substance Act, in order to implement adequate measures to prevent diversion of the prescription opioids that they distributed to pharmacies, all of which contributed to a public health crisis in the County of Genesee; and

**WHEREAS**, The Big 3 Distributors offered to settle the claims of the County of Genesee against it by paying the sum of between approximately \$1,055,674 and \$1,864,833 to be paid over eighteen (18)

years to be used for restitution, prevention, abatement and enforcement; together with agreeing to implement injunctive relief under a controlled substance monitoring program, and

**WHEREAS**, the County of Genesee has previously approved a settlement agreement and release (“Agreement”); pursuant to a “New York Opioid Settlement Sharing Agreement”, and

**WHEREAS**, it is in the best interests of the County of Genesee to resolve this matter with respect to the Big 3 Distributors without further litigation and to enter into the proposed Agreement as it shall settle all allegations against the Big 3 Distributors and avoid protracted litigation; and

**WHEREAS**, the County of Genesee has retained the law firm of Napoli Shkolnik PLLC, 360 Lexington Avenue, 11<sup>th</sup> Floor, New York, NY 10017, to prosecute Opioid related claims against the Big 3 Distributors and other defendants, and this firm has recommended the proposed settlement and.

**WHEREAS**, the County Attorney has reviewed all of the settlement documents and also recommends the same, Now therefore Be it

**RESOLVED**, that the County of Genesee Legislature does hereby approve the proposed settlement with the Big 3 Defendants as set forth in documents provided by the Napoli Shkolnik law firm, and does hereby authorize and direct the Chair of the Legislature and the County Attorney to execute a “Subdivision Settlement Participation Form”: together with such other documents as may be necessary and appropriate to effectuate the settlement with the Big 3 Distributors.

Legislator Torrey seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 391**

**2021 CONTRACT COMMUNITY MENTAL  
HEALTH SERVICES/INTRADO  
INTERACTIVE SERVICES CORPORATION –  
APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, The Director of the Community Mental Health Services does request approval of a contract with Intrado Interactive Services Corporation to provide automated appointment reminder calls for the department of Mental Health, and

**WHEREAS**, The Committees on Human Services and Ways and Means did review this request and do recommend approval at this time. Now, therefore, Be it

**RESOLVED**, that the proposed Agreement with Intrado Interactive Services Corporation, located at 110 Montlimar Drive, Suite 700, Mobile, AL 36609, is hereby approved to provide automated appointment reminders for the County of Genesee Department of Mental Health, for a monthly minimum fee of \$360 that covers up to 2,400 transactions, with a cost of \$.14 per transaction when the monthly volume exceeds 2,400. The Chair of the Legislature is hereby authorized and directed to execute an Order Form for these services on behalf of the County.

**Budget Impact Statement:** the Mental Health Department anticipates a savings of at least \$.05 cents per transaction/reminder call. The monthly fee is \$360.

Legislator Yunker seconded the resolution which was adopted by 326 votes

**RESOLUTION NO. 392**

**2021 CONTRACT AMENDMENT -  
COMMUNITY MENTAL HEALTH  
SERVICES – CCSI – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Director of the Community Mental Health Services does request an amendment to the 2021 Genesee County Mental Health and Coordinated Care Services, Inc, and

**WHEREAS**, There has been identified a shortfall in the current budgeted contract amount, and existing projects, and

**WHEREAS**, The Committees on Human Services did review this request and do recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to amend the 2021 contract and budget between the County of Genesee Department of Mental Health and, CCSI, by an increase of \$5,300.00

**Budget Impact Statement:** The budget will not be impacted. Funds will be transferred within the 4310 budget line.

Legislator Hawley seconded the resolution which was adopted by 326 votes

**RESOLUTION NO. 393**

**RENEWAL OF CONTRACT FOR SECURITY SERVICES – DEPARTMENT OF SOCIAL SERVICES, MENTAL HEALTH AND DEPARTMENT OF MOTOR VEHICLES – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, Genesee County Department of Social Service (DSS) and Mental Health (MH) did present a Request for Proposal (RFP) 2019-112 in October 2019 seeking a vendor to provide security services at 5130 East Main Street, Batavia, NY 14020, and

**WHEREAS**, after a thorough review of the proposals and interviews with the eligible applicants DSS and MH selected Securemedy Incorporated, 8507 Oxen Hill Road, #101, Fort Washington, MD 20744 to provide security services at 5130 East Main Street, Batavia, NY 14020 and by amendment in 2021 added security services for the Department of Motor Vehicles (DMV) at 15 Main Street, Batavia, NY 14020, and **WHEREAS**, DSS, MH, and the DMV having evaluated the services provided by Securemedy Incorporated and being satisfied with their performance desire to continue the contract for the period 01/1/2022 through 12/31/2022 at which time the contract may be renewed for five (5) additional one (1) year periods upon mutual, written consent of both parties and in the best interest of Genesee County, and

**WHEREAS**, this is the third year of the three (3) year contract and Human Services recommends approval currently. Now, Therefore, Be it

**RESOLVED**, that the Chairperson of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to renew the contract with Securemedy, Incorporated, 8507 Oxen Hill Road, #101, Fort Washington, MD 20744 to provide security services for offices occupied by DSS and MH at 5130 East Main Street, Suite #3, Batavia, NY 14020 and at the DMV, 15 Main Street, Batavia, NY 14020 at a cost of \$30.24 per man hour for 01/1/2022-06/30/2022 and \$31.10 per man hour for 07/1/2022-12/31/2022 for the contract period of January 1, 2022 through December 31, 2022. The contracted cost for DSS is \$143,556, for MH is \$138,769, and for the DMV is \$67,790. Total cost of the contract for 2022 will not exceed \$350,115

**Budget Impact Statement:** The projected billing rate for DSS, MH and the DMV are \$30.24 per man hour (01/1/2022-06/30/2022) and \$31.10 per man hour (07/1/2022-12/31/2022).

The DSS portion of the cost for security services for 2022 is \$70,224 for the contract-period of 01/1/2022 to 06/30/2022 and \$73,332 for the contract period 07/1/2022 to 12/31/2022. For 2021 approximately \$39,324 is local share, with the remaining \$104,232 is reimbursed by federal/state aid. The 2022 DSS departmental budget accounts for this expenditure.

The MH department's portion of the cost for security services is \$67,926 for the contract period of 01/1/2022 to 06/30/2021 and \$70,844 for the contract period 07/1/2022 to 12/31/2022. 100% local share. The 2022 MH departmental budget accounts for this expenditure.

The DMV portion of the cost for security services is \$33,161 for the contract period of 01/1/2022 to 06/30/2022 and \$34,629 for the contract period of 07/1/2022 to 12/31/2022.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 394**

**APPOINTMENT – GENESEE COUNTY YOUTH BOARD -APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The Committees on Human Service and Ways and Means do recommend the appointment to the Genesee County Youth Board at this time. Now, therefore, be it **RESOLVED**, That the following individuals are hereby appointed to the Genesee County Youth Board with a term and representation as noted.

**New Appointment**

<u>Representing</u>	<u>Name</u>	<u>Term</u>
Sheriff's Office	Joshua A Brabon	Tenure

Legislator Yunker seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 395** **CONTRACT - HEALTH DEPARTMENT/  
MOBILE TELEMED LLC - APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, The Public Health Director did present a contract with Mobile TeleMed LLC to establish a school-based telehealth program in conjunction with a COVID-19 test program for symptomatic students in Genesee County schools, and

**WHEREAS**, a Request for Proposals ("RFP") was issued to elicit bids for the provision of the services detailed above, and Mobile TeleMed LLC was the only bid received.

**WHEREAS**, The Committee on Human Services and Ways and Means did review the contract and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a contract with Mobile TeleMed LLC, 40 La Riviere Dr. Suite 140 Buffalo, NY 14202 to provide services for the period September 1, 2021 through July 31, 2022.

**Fee Schedule : RFP 2021-108 - Telehealth Equipment & Services**

Indicate your proposed annual fee for the **TELEHEALTH EQUIPMENT** a described in the RFP:

**Base Pricing:**

- Per District
- \$1200.00 per cart/ per month= \$13,200.00 o \$1000.00 per cart/ per month/ per additional school building within a district.
- Training and Implementation = \$500.00 per district

**Base Price Year One: \$13,700.00 per district/ one building**

**Small School Pricing:**

- Per contract dates of 9/1/21 thru 7/31/22.
- Built to offer a fair and equitable approach to smaller student body districts: o \$2.00 per district student per month (Districts will be charged whichever is the smaller lease amount.)
- Example:
- 500 student body district.
- \$2.00 X 500 students X 11 months= \$11,000. \$1000.00 per cart/ per month / per additional school building within a district
- Training and Implementation = \$500.00 per district

**Base Price Year One: \$11,500.00 per district**

- *Minimum [small school] pricing plan:* • 400 student body count o (\$2.00 X 400 students = \$800.00 per month)

Fiscal Implications: Expenses are included in the 2021 and 2022 4010 budget. All expenses are offset by funding from the ELC School Funding, the cost to the county is \$0.

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 396** **INSURANCE CERTIFICATE ISSUANCE AND  
TO AUTHORIZE BUILDING USE  
AGREEMENT WITH OUR LADY OF MERCY  
PARISH- APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, The Director of the Office for the Aging did request a proof of insurance indicating general liability insurance in the amount of at least one million dollars, and naming Our Lady of Mercy Parish, 44 Lake Street, LeRoy, NY 14482 as additional insured, for the purpose of conducting the Genesee County Office for the Aging Health Insurance Vendor Fair on Tuesday, November 16, 2021; and

**WHEREAS**, The Office for the Aging desires to distribute information on health insurance options and senior services to residents in the Towns of LeRoy/Stafford and surrounding area; and

**WHEREAS**, The Committees on Human Services and Ways and Means did review this request and agreement and do recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Attorney is hereby authorized and directed to execute the necessary document to name Our Lady of Mercy Parish, 44 Lake Street, LeRoy, NY 14482 as additional insured on Thursday, November 16, 2021 from the hours of 8:30 AM – 5:00 PM in the amount of at least one million dollars; now therefore, be it further

**RESOLVED**, That the Chair of the Legislature is authorized to sign the Building Use Agreement With Our Lady of Mercy Parish for Tuesday, November 16, 2021.

Budget Impact: None

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 397**

**RENEWAL OF CONTRACT – RFP-2019-106  
OFA/COMMUNITY CARE OF WESTERN NEW  
YORK/HOMECARE & HOSPICE -APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, The Director of the Office for the Aging did present an renewal of contract established through RFP 2019-106 with Community Care of Western New York, Inc. dba Home Care & Hospice, which took effect January 1, 2019, renewable for four (4) one-year (1) periods for the provision of in-home health care needs to older adults for the NYS Expanded In-home Services for the Elderly Program, the New York State Elder Caregiver Support Respite Care Program, and the New York State Department of Health Western New York Alzheimer's Caregiver Collaborative Grant; and

**WHEREAS**, This is the second renewal of four (4) total contract renewals with potential for two (2) additional one (1) year renewals upon mutual, written consent of both parties and in the best interest of Genesee County and the Committees on Human Services does recommend approval at this time. Now, therefore, be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to award a contract with Community Care of Western New York, Inc. dba Home Care & Hospice, 1225 W. State Street, Olean, NY 14760 for the provision of in-home health care at the rate of \$28.00 per hour for Housekeeping/Chore (PC Level 1); \$28.90 per hour for Personal Care/Homecare (PC Level 2); and \$95.00 per visit for Nursing Supervision, not to exceed \$144,136 for the period January 1, 2022 – December 31, 2022.

**Budget Impact:** None. Total contract for 2022 not to exceed \$144,136 and is included in the 2022 county budget. Funding for Homecare comes through Unmet Needs, Title III, WNY ADCSI, and EISEP.

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 398**

**COUNTY AUDIT –OCTOBER 13- APPROVAL  
OF**

Legislator Clattenburg offered the following resolution:



**WHEREAS**, Legislator Klotzbach, did review the following claims:

General Fund	\$	808,202.63
Highway		132,327.43
Water Fund		172,562.02
Worker’s Comp		54,419.16
DSS Abstracts		388,743.67

**Capital Projects**

Highway-Large Span Culverts		8,057.48
Highway-Highway Overlay		275,670.86
Highway-Hundredmark Road Bridge over Drainage Ditch		164,820.76
Highway-Sharrick Road Bridge over Murder Creek		96,058.26
Highway – Tower Hill Road Bridge over Spring Creek		19,953.06
Highway - Meadville Road Bridge over Canal Creek		89,021.89
Highway – South Lyon Street Bridge over Tonawanda Creek		6,295.02
Highway-Judge Road Bridge over Whitney Creek		16,366.44
Highway-Darien-Alexander TnIn Road Bridge over Tunnelly Creek		7,405.65
Highway-CR#40 North Road		146,113.05
Highway-Recycling		29,922.36
County Park-Comprehensive Recreation Plan		2,530.00
County Park Area “D” Shelter Improvements		781.56
County Park-DeWitt Rec Area Waterfront Enhancement		973.00
County Park-DeWitt Improvements		663.46
Sheriff/Jail – Firing Range Upgrades		500.00
Sheriff/Jail – Public Safety Communications Tower		495,854.45
County Manager-County Manager Security Upgrade Phase II		1,004.99
Airport-Apron Reconstruction (Construction)		1,500.00
Facilities Management-Genesee Justice Stone Work		1,328.18
Office for Aging-OFA Property Improvements		2,517.63
GCC-GCC Backup Power Improvements		23,650.00

**Payroll – General**

September 24, 2021		1,788,760.16
October 8, 2021		1,180,435.75

**Medicaid**

September 28, 2021		165,091.00
October 5, 2021		165,091.00
<b>October 12, 2021</b>		<u>165,091.00</u>

<b>Total Audit</b>	<b>\$</b>	<b>6,411,711.92</b>
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Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature has audited and does approve the claims as listed above, and Be it further

**RESOLVED**, That the Genesee County Treasurer be and hereby is authorized and directed to make payments as listed above.

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

At 5:59 pm the meeting adjourned upon motion of Legislator Klotzbach seconded by Legislator Hawley, carried unanimously.



Budget Impact: General Contingency Balance after this transaction = \$22,311.

Legislator Deleo seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 400**                      **AGREEMENT - GENSEE COUNTY SELF-INSURANCE/ WHOLESALE WAIVER AGREEMENT – APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, New York State Workers’ Compensation Board, the Waiver Agreement Management Office and the Special Disability Fund did present a proposed Section 15(8) Wholesale Waiver Agreement, and

**WHEREAS**, the Assistant County Manager did seek further review from professional advisors at NCA Comp, Inc. and Lawley Genesee, LLC. Both groups did independently review the proposal and do recommend approval at this time, and

**WHEREAS**, the Committee on Ways and Means did review the proposal and does recommend approval at this time. Now, therefore, be it

**RESOLVED**, that the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to enter into the 15(8) Wholesale Waiver Agreement with New York State Workers’ Compensation Board (WCB), the Waiver Agreement Management Office (WAMO).

Budget Impact Statement: Estimated valuation in the amount of \$1,582,560. The final settlement will be based on the current valuation at the time the agreement is executed.

Legislator Clattenburg seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 401**                      **BUDGET FOR 2022 - SETTING PUBLIC HEARING – APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, the Tentative Budget for 2022 is being prepared by the Genesee County Budget Director and will be duly filed with the Clerk of the County Legislature, and

**WHEREAS**, the Committee on Ways and Means does recommend setting a public hearing for the 2022 Budget. Now, therefore, be it

**RESOLVED**, that a Public Hearing on the 2022 Genesee County Budget will be held on Wednesday, November 3 2021 at 6:00 p.m. at the Old County Courthouse, 7 Main Street, in the City of Batavia, New York.

Budget Impact Statement: None

Legislator Maha seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 402**                      **AUTHORIZATION FOR DISTRIBUTION OF THIRD QUARTER SALES TAX TO GENSEE COUNTY TOWNS AND VILLAGES AND CITY OF BATAVIA – APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, Genesee County Legislature passed resolution 335 in the year 2021 whereby the County entered into a “Modified Amended and Restated Sales Tax Allocation Agreement Between the County of Genesee and City of Batavia”, for a term ending on December 31, 2059, which includes authorization to allocate sales tax received by the County to the City of Batavia and Genesee County Towns and Villages, and

**WHEREAS**, the County Legislators desire and intend to make the third quarter sales tax payment as set forth in the Agreement on or before October 31st, 2021. Now, therefore, be it **RESOLVED**, that the Genesee County Treasurer is hereby Authorized and directed to make the third quarter sales tax distribution to Genesee County Towns and Villages and City of Batavia on or before October 31st, 2021.

Legislator Dibble seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 403**

**RESCIND RESOLUTION 314-2021 AND  
AUTHORIZATION OF HOST COMMUNITY  
INVESTMENT AGREEMENT  
PLUG PROJECT HOLDING CO. LLC**

Legislator Torrey offered the following resolution:

**WHEREAS**, the Genesee County Legislature duly adopted Resolution No. 314 on July 28, 2021, to enter into a host community investment agreement with Gateway Hydrogen, LLC, and **WHEREAS**, the Company has requested that the Agreement be with Plug Project Holding Co., LLC, and

**WHEREAS**, the Ways and Means Committee did review the new Host Community Investment Agreement with Plug Project Holding Co., LLC and does recommend approval at this time.

Now, therefore be it

**RESOLVED**, that the Genesee County Legislature rescinds Resolution 314 of 2021, and be it further

**RESOLVED**, that the Chair of the Genesee Legislature be hereby authorized to enter into a Host Community Investment Agreement with Plug Project Holdings Co., LLC, a Delaware limited liability company, having an address c/o Plug Power Inc., 968 Albany Shaker Road, Latham, New York 12110.

Legislator Hawley seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 404**

**CONTRACT RENEWAL FOR SOFTWARE AND  
HARDWARE CYBERSECURITY SUPPORT  
SERVICES – APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, the Director of Information Technology did present a contract agreement with DOX Electronics, the licensed reseller of Sophos products, for annual maintenance of software support services for Cybersecurity protection, and

**WHEREAS**, the Committee of Ways and Means did review the request and does recommend approval at this time. Now, therefore, be it

**RESOLVED**, that the Chair of the Genesee County Legislature is hereby authorized and directed to execute the agreement in the amount of \$95,420.00 with DOX Electronics Inc., 105 College Ave Rochester NY 14607 for a period of 1-year beginning November 1, 2021.

Budget Impact Statement: The contract cost of \$95,420.00 is included in the 2021 Information Technology Budget line A.1680 4600.0000. DOX Electronics is a licensed reseller of Sophos products on PEPPM 2021 contract. Renewal of the contract is necessary to ensure the County is protected from both internal and external cybersecurity threats.

Legislator Maha question the cost of the contract not being in the resolution last resolved rather than the budget impact statement, asking for resolution to be amended. Motion to amend, Legislator Maha and seconded by Clattenburg, carried, unanimously.  
Legislator Klotzbach seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 405                    2021 SALARY SCHEDULE AMENDMENT I -  
INFORMATION TECHNOLOGY DEPARTMENT –  
APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, the Director of Information Technology did request creation of one Operations Analyst I, and

**WHEREAS**, the Genesee County Human Resources Director, County Treasurer and the County Manager did review this proposal and recommend approval at this time. and

**WHEREAS**, the Committee on Ways and Means did review this recommendation and recommends approval at this time. Now, therefore, be it

**RESOLVED**, that the Genesee County Treasurer and the Human Resources Director are hereby authorized and directed to amend the 2021 Genesee County Employees' Salary Schedule by adding one position of Operations Analyst I, effective October 28, 2021.

Budget Impact Statement: The estimated salary and benefits of \$82,767 can be funded from the 2022 Salary and Benefits budget.

Legislator Clattenburg seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 406                    2021 SALARY SCHEDULE AMENDMENT II -  
INFORMATION TECHNOLOGY DEPARTMENT –  
APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, the Director of Information Technology did request creation of one Operations Analyst II, and

**WHEREAS**, the Genesee County Human Resources Director, County Treasurer and the County Manager did review this proposal and recommend approval at this time. and

**WHEREAS**, the Committee on Ways and Means did review this recommendation and recommends approval at this time. Now, therefore, be it

**RESOLVED**, that the Genesee County Treasurer and the Human Resources Director are hereby authorized and directed to amend the 2021 Genesee County Employees' Salary Schedule by adding one position of Operations Analyst II, effective November 1, 2021.

Budget Impact Statement: The estimated salary and benefits of \$16,800.33 for the remainder of this year can be funded from the 2021 budget. The yearly salary and benefits of \$100,802 is included in the 2022 Information Technology budget.

Legislator Maha seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 407                    2021 SALARY SCHEDULE AMENDMENT -  
INFORMATION TECHNOLOGY DEPARTMENT –  
APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, the Commissioner of Social Services and the Director of Information Technology did request an Organizational Restructuring of the Department of Social Services department through the elimination of one Systems Specialist II position CSEA Grade 18 position and the

creation of one Operations Analyst I Management Grade 110 position, and **WHEREAS**, the Genesee County Human Resources Director and the County Manager did review this proposal and recommends approval at this time, and **WHEREAS**, the Committee on Ways and Means did review this recommendation and recommends approval at this time. Now, therefore, be it **RESOLVED**, that the Genesee County Treasurer and the Human Resources Director are hereby authorized and directed to amend the 2021 Genesee County Employees' Salary Schedule by deleting one position of Systems Specialist II, CSEA Grade 18; and creating one position of Operations Analyst I Management Grade 110, effective November 1, 2021. Budget Impact Statement: DSS will continue to fund this position in their budget. The 2021 impact, assuming an approximate hiring salary of \$50,000, will be a credit of over \$3,000 to the DSS budget, with an approximate \$4,000 credit in the 2022 Budget. This position will have State and Federal reimbursements for salary and fringe totaling approximately 72%, with the County Local cost at approximately 28% of salary and fringe.

Legislator Klotzbach seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 408                      APPOINTMENT - GENESEE COUNTY PLANNING BOARD - APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, a vacancy does exist on the Genesee County Planning Board due to the resignation of Robert Houseknecht of the City of Batavia (District #9), and

**WHEREAS**, the Committees on Public Service and Ways & Means recommend an appointment be made at this time. Now, therefore, be it

**RESOLVED**, that Mr. Larry Hale of Batavia, NY (District #9) is hereby appointed to the Genesee County Planning Board for a term effective October 27 2021 through May 31, 2023.

Budget Impact Statement: None. Planning Board members receive no salary or compensation.

Legislator Hawley seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 409                      APPOINTMENT TO ROCHESTER/GENESEE REGIONAL TRANSPORTATION AUTHORITY- APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, a vacancy does exist on the Rochester/Genesee Regional Transportation Authority for a Genesee County Representative, and

**WHEREAS**, pursuant to Section 1299-dd, Par. 1 of the Public Authorities Law, a minimum of two names shall be submitted to the Governor for consideration, and

**WHEREAS**, the following two Genesee County residents have completed and submitted an application for appointment. Now therefore, be it

**WHEREAS**, the Committees on Public Service and Ways and Means did review this request and do concur with this recommendation at this time. Now, therefore, be it

**RESOLVED**, the following two names be submitted to the Honorable Kathy Hochul, Governor of New York State, for her consideration in making an appointment to the Rochester/Genesee Regional Transportation Authority to represent Genesee County:

Laurie Oltramari, 136 Trumbull Parkway, Batavia, New York 14020

Margaret Weissend, 475 Maple Road, Corfu, New York 14036

Budget Impact: None.

Legislator Maha seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 410                      CLOSE CAPITAL PROJECTS – AIRPORT AIP -  
APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, the Genesee County Highway Superintendent did review established capital projects at the Genesee County Airport and does recommend closing one project, and

**WHEREAS**, the Committees on Public Service and Ways and Means have reviewed this request and do concur at this time. Now, therefore, be it

**RESOLVED**, that the Genesee County Treasurer is hereby authorized and directed to close the following capital project:

AIP #35-15 – Airport Perimeter Fence Relocation

Budget Impact Statement: Proper allocation of state and federal aid allow the County to reduce its overall committed local share and therefore reduce the amount of funds obligated to capital projects. All Federal and State payments have been received. \$443.67 goes back into the general fund (capital reserve).

Legislator Clattenburg seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 411                      CAPITAL PROJECTS - BUDGET  
AMENDMENT/TRANSFER/AUTHORIZATION TO  
CLOSE -HIGHWAY-APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, the Genesee County Highway Superintendent reported that certain Capital Projects have been completed and recommended that said Capital Projects be closed at this time, and

**WHEREAS**, the Committees on Public Service and Ways and Means did review these recommendations and do concur. Now, therefore, be it

**RESOLVED**, that the Genesee County Legislature does hereby authorize the Genesee County Treasurer to make the following Budget Amendment: Decrease H1997 2080-0000 in the amount of \$27,682.34 to be offset by a decrease in H1997 5031 in a like amount, and be it further,

**RESOLVED**, that the Genesee County Legislatures does hereby authorize and direct the Genesee County Treasurer to transfer \$32,000 from Capital Project County Park-DeWitt Land Acquisition to Capital Project County Park-DeWitt Improvements Phase IV and be it further,

**RESOLVED**, that the Genesee County Legislature does hereby authorize and direct the Genesee County Treasurer to close the following capital projects:

County Park-DeWitt Land Acquisition

Fac. Mgmt.-Jail/Interpretive Center Fire Alarm Upgrade

Fac. Mgmt.-Highway Fire Alarm System

Fac. Mgmt.-5130 Main Street Fire Alarm Control Panel

Highway-Large Format Printer

Budget Impact: Return of \$27,682.34 to Building Equipment and Reserve.

Legislator Yunker seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 412                      AMEND CAPITAL PROJECT-HANGAR  
DEMOLITION (CONSTRUCTION) AIP #43-20/2021  
BUDGET AMENDMENT - APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, Genesee County received an Airport Improvement Program (AIP) grant from the Federal Aviation Administration for the demolition of an existing T-Hangar at the Genesee County Airport, and

**WHEREAS**, the County anticipates receiving additional federal aid to fund these expenses under a grant amendment, and

**WHEREAS**, the County Superintendent of Highways recommends the amendment of the existing capital project from which to fund expenses, and

**WHEREAS**, the Committees on Public Service and Ways and Means did review this request and recommends approval at this time. Now, therefore, be it

**RESOLVED**, that the Genesee County Treasurer is hereby authorized and directed to amend the capital project by increasing H.5997.4592 Federal Aid in the amount of \$676.84 and increase H.5997 2080.0000 Hangar Demolition in the amount of \$676.84.

Budget Impact: Increase in federal aid of \$676.84.

Legislator Hawley seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 413**                      **CAPITAL PROJECT AMENDMENT/BUDGET  
AMENDMENT/GRANT ACCEPTANCE – FLOWPA  
– APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, the Superintendent of Highways has established capital projects for the repairs of highways and bridges, and

**WHEREAS**, the County has been awarded Finger Lakes –Lake Ontario Watershed Protection Alliance (FLOWPA) funds from the Genesee County Soil & Water Conservation District in the amount of \$13,884.43 for use on the Sandpit Rd Culvert , and

**WHEREAS**, the Superintendent of Highways recommends accepting the grant funding and increasing the funding available for large span culvert replacements, and

**WHEREAS**, the Committees on Public Service and Ways and Means have reviewed these recommendations and does concur at this time. Now, therefore, be it

**RESOLVED**, that the Chair of Genesee County Legislature is hereby authorized to execute the Soil and Water Conservation Landowner/Operator Contract with Genesee County Soil & Water Conservation District in the amount of \$13,884.43, and

**RESOLVED**, that the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Budget for Large Span Culverts by increasing H5197 2797, Other Local Governments, in the amount of \$13,884.43 to be offset by an increase in H5197 2080 0000 Capital Project Expense in a like amount.

Budget Impact: Outside aid of \$13,884.43 increases the funding for the capital project established for Large Span Culverts.

Legislator Klotzbach seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 414**                      **2021 BUDGET AMENDMENT – COUNTY PARKS -  
INTERPRETIVE CENTER/MWEE GRANT AWARD  
APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, the Genesee County Highway Superintendent does request an amendment to the 2021 Genesee County Budget to allow the acceptance of a Multifaceted Meaningful Watershed Education Experience (MWEE) grant from The Genesee County Soil & Water Conservation



District in the amount of \$53,500; \$25,700 to be included in the 2021 budget and the balance of \$27,800 to be incorporated in the 2022 budget, and

**WHEREAS**, the budget increase will allow the Deputy Highway Superintendent to use the funding to administer an Environmental summer program for Genesee County youth through the Environmental Education programming at the Genesee County Park and Forest Interpretive Nature Center in Bethany, and

**WHEREAS**, the Committees on Public Service and Ways and Means did review this request and does recommend approval at this time. Now, therefore, be it

**RESOLVED**, that the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Genesee County Budget by increasing Appropriation A.7110 INTC 4800.0000 County Park, Program Expense in the amount of \$8,800 and A.7110 INTC 4660.0000 Contracted Other in the amount of \$550 to be offset by an increase in Revenue A.7110 INTC 2022 INTC Programs in the amount of \$9,350.

Budget Impact: Increase the 2021 budget expense in the amount of \$9,350 and increase the 2021 revenue in the amount of \$25,700, of which \$9,350 will cover expenses, \$11,850 will offset salary and an anticipated increase in program expenses of \$4,500. Cost to County \$0.

Legislator Maha seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 415                      2021 BUDGET AMENDMENT – COUNTY PARKS -  
INTERPRETIVE CENTER/YOUTH BUREAU  
GRANT AWARD APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, the Genesee County Highway Superintendent does request an amendment to the 2021 Genesee County Budget to allow the acceptance of an increase in Youth Bureau grant funds from the NYS Office of Child and Family Services, and

**WHEREAS**, the budget increase will allow the Deputy Highway Superintendent to use the funding increase to administer an Environmental program for Genesee County youth through the Environmental Education programming at the Genesee County Park and Forest Interpretive Nature Center in Bethany, and

**WHEREAS**, the Committees on Public Service and Ways and Means did review this request and does recommend approval at this time. Now, therefore, be it

**RESOLVED**, that the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Genesee County Budget by increasing Appropriation A.7110 INTC 4800.0017 County Park, Program Expense in the amount of \$1,635 to be offset by an increase in Revenue A.7110 INTC 2002 Programs in a like amount.

Budget Impact: Increase to 2021 budget expense in the amount of \$1,635 - offset by revenue in like amount. Cost to County \$0.

Legislator Clattenburg seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 416                      EASEMENTS – COUNTYWIDE WATER SYSTEM  
(PHASE 2) – GOLDEN RD PUMP STATION –  
APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, Genesee County is required to obtain land and interest in land on behalf of the Monroe County Water Authority, and

**WHEREAS**, permanent easements are being obtained for the construction of the transmission mains, pump stations and other appurtenances required for the advancement of Phase 2 of the Genesee County Countywide Water Project, and

**WHEREAS**, the Genesee County Highway Superintendent and the County Attorney recommend the approval of the easements required for Phase 2 Water, and

**WHEREAS**, the Committees on Public Service and Ways and Means did review this recommendation and do concur. Now, therefore, be it

**RESOLVED**, that the Genesee County Legislature does hereby authorize and direct the Chairperson of the Legislature to execute all land acquisition agreements and easements required for the construction of water infrastructure as required by Phase 2 of the Countywide Water Project, and be it further

**RESOLVED**, that the Genesee County Treasurer is hereby authorized and directed to make payments for Temporary Easements #1 and #2 to the following landowners:

Betty Graham, 282 Morgan Rd, Scottsville, NY 14546	\$550
C. Moran Inc., 3575 Chili Ave, Rochester, NY 14624	\$550

Budget Impact Statement: The easements are required for the Golden Rd Pump Station and total \$1,100. The payment for easements are part of the Phase 2 Water expenses and will be paid from EW8320.4660.0527

Legislator Hawley seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 417                      ALBION RD (CR#9) – EASEMENT FOR NATIONAL FUEL GAS – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, National Fuel Gas has requested a utility easement from Genesee County in order to provide underground service along Albion Rd in the Town of Oakfield, and

**WHEREAS**, the utility easements cross property owned by the County of Genesee which is outside of the road right-of-way, and

**WHEREAS**, the Genesee County Highway Superintendent and the County Attorney have reviewed this easement request and do recommend its approval at this time, and

**WHEREAS**, the Committees on Public Service and Ways and Means did review this request and do concur with this recommendation at this time. Now, therefore, Be it

**RESOLVED**, that the Genesee County Legislature does hereby authorize and direct the Chairperson of the Legislature to execute the easement agreement with National Fuel Gas for the purpose of providing natural gas service along Albion Rd (CR#9) within the Town of Oakfield.

Budget Impact: There is no cost impacts for granting the easement.

Legislator Klotzbach seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 418                      AWARD OF BID – CITY OF BATAVIA WELL ‘C’ CONTRACT - APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent developed specifications on the installation of a submersible pump with pitless adapter controls, including site piping, electrical work, underground raw water main and electrical conduit installation, connections to existing utilities and telemetry communication systems, site fencing, water sample testing, driveway installation and site improvements.

**WHEREAS**, The County advertised the specifications for this work as and did receive (2) two

bids from contractors, and

**WHEREAS**, The Genesee County Highway Superintendent reviewed the accuracy of these bids and does recommend award at this time, and

**WHEREAS**, The Committee on Public Service did review this recommendation and does concur. Now, therefore, Be it

**RESOLVED**, The Genesee County Legislature does hereby award the City of Batavia Well Field Expansion: Well C contract for \$394,000 to Villager Construction, Inc., 425 Old Macedon Center Road, Fairport, NY 14450.

**Budget Impact:** The engineer's estimate for this work was \$300,000. Both contractors who bid blamed supply chain disruptions with pumps as to the higher costs. The project is funded by the Genesee County Bonded portion of the Phase 2 Water Project (EW105.2).

Legislator Torrey seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 419                      CONTRACT RENEWAL – CENTRAL SERVICES  
AND HIGHWAY DEPARTMENT – GARBAGE AND  
REFUSE REMOVAL -- APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, The Genesee County Highway Department and the Genesee County Purchasing Department are currently under contract with Waste Management of New York, and this agreement allows for three, one year extensions, the Genesee County Highway Superintendent and the Genesee County Purchasing Director recommend renewing the contract agreement with Waste Management of New York for an additional year, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this recommendation and does concur. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into a contract with Waste Management of New York, LLC., 100 Ransier Drive, West Seneca, NY 14224 for the removal of garbage and refuse as per bid specifications, effective January 1, 2022 through December 31, 2022 at a price of \$18,910.08 per year.

**Budget Impact Statement:** The Central Services Fund includes \$14,500 for the removal of garbage and refuse from certain County Facilities and both the Road Machinery Fund (DM5130) and Airport (A5610) fund trash removal separately.

Legislator Hawley seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 420                      INTERMUNICIPAL AGREEMENTS – TOWN SNOW AND  
ICE CONTROL AND MOWING – HIGHWAY —  
APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent and the Genesee County Attorney have prepared an Intermunicipal Agreement for the control of snow and ice and mowing on county highways, and

**WHEREAS**, The Genesee County Highway Superintendent has presented this agreement to the several Town Highway Superintendents within Genesee County, and

**WHEREAS**, The Intermunicipal Agreements have been approved by Town Boards wishing to provide such services to the County under the terms of the Agreement, and

**WHEREAS**, The Genesee County Highway Superintendent recommends approving this agreement as it is in the best interest of the taxpayers of the County, and

**WHEREAS**, The Committee on Public Service did review this recommendation and does concur. Now, therefore, Be it,

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the Intermunicipal Agreements for Snow & Ice Control and Mowing with each Town as approved by their Town Board.

Budget Impact Statement: The cost per mile for the 2022 snow and ice season is \$5,825 and the cost per mile for mowing is \$502. This represents a 10.6% decrease in the rate for snow and ice over the 2021 season and a 5.9% increase in the cost for mowing. The County Road Fund budgets \$1,361,157 for contractual snow and ice control and \$112,207 for contractual roadside mowing. These contracts cover approximately 223 miles of the 260 miles of county roads.

Legislator Klotzbach seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 421                    GRANT ACCEPTANCE - EMERGENCY MANAGEMENT SERVICES –FY21 EMERGENCY MANAGEMENT PERFORMANCE (EMP) GRANT PROGRAM – APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Emergency Management Services Coordinator requests authorization to accept grant funding in the amount of \$26,933 from the U.S. Department of Homeland Security and Emergency Services (DHSES), Federal Emergency Management Agency (FEMA) to be administered by New York State Division of Homeland Security and Emergency Services (DHSES) on behalf of FEMA, and

**WHEREAS**, the purpose of the Emergency Management Performance (EMP) Grant is to provide funds in support of efforts to build and sustain a comprehensive, all- hazard emergency preparedness system, and

**WHEREAS**, The Committee on Public Service did review this request and does concur with the Emergency Management Services Coordinator’s recommendation. Now therefore be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the Agreement with New York State Office of Homeland Security and Emergency Services, 1220 Washington Avenue, Albany, NY for the acceptance of FY21 Emergency Management Performance (EMP) Grant in the amount of \$26,933, and to execute any and all other documentation related to this funding.

Budget Impact Statement: None. Grant Funds help to offset a part of the 2022/2023 OEM operating expenses.

Legislator Clattenburg seconded the resolution which was passed by 326 votes.

**RESOLUTION NO. 422                    GRANT ACCEPTANCE / CAPITAL PROJECT AMENDMENT – SHERIFF / STATEWIDE INTEROPERABLE COMMUNICATIONS GRANT – APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, the New York State Division of Homeland Security and Emergency Services Office of Interoperable and Emergency Communications (NYS DHSES/OIEC) has awarded the County of Genesee sustainment funds in the amount of \$700,033 from the Statewide Interoperable Communications Grant (SICG) program, and

**WHEREAS**, the grant funds can be used for a variety of reimbursements including, but not limited to, new tower / public safety radio site construction, currently budgeted operational costs (radio system

maintenance, towers leases, radio system utilities), new equipment purchases (radio infrastructure improvements, programming, and interoperable user equipment), and a portion of budgeted salary expenditures, and

**WHEREAS**, the grant period is from January 1, 2021 – December 31, 2022, and

**WHEREAS**, the total award of \$700,033 will be allocated as follows: \$228,523 to the 2021

Communications Budget and \$471,510 to the Public Safety Communications Tower Capital Project, and

**WHEREAS**, after careful review, the Genesee County Sheriff, Treasurer, and Director of Emergency Communications recommend the County Legislature accept the NYS DHSES / OIEC SICG award in the amount of \$700,033, and

**WHEREAS**, the Committees on Public Service and Ways & Means did review this request and recommend approval at this time; Now, therefore, be it

**RESOLVED**, that the Chair of the Genesee County Legislature is hereby authorized and directed to accept the NYS DHSES / OIEC SICG award in the amount of \$700,033; and be it further

**RESOLVED**, that the Genesee County Treasurer is hereby authorized and directed to amend the budget of the Public Safety Communications Tower Capital Project as follows:

Increase in H3397.2080.0000 (Capital Project Expense) \$471,510, offset by an increase in Revenue Account H3397.3097 (State Aid-Communications Grant) in like amount.

Budget Impact: The total award of \$700,033 will be allocated as follows: \$228,523 to the 2021

Communications Budget (current authorization); \$471,510 to the Public Safety Communications Tower Capital Project for a total authorization of \$2,131,043.67

Legislator Maha seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 423                      2021 BUDGET AMENDMENT - SHERIFF/K-9  
PROGRAM-APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, K9 Frankie recently experienced health issues requiring emergency veterinary services and an extended stay in the hospital, at a total cost of \$13,188, and

**WHEREAS**, the Sheriff is requesting to use gifts and donations made to the K9 Program throughout 2021 to cover the cost of Frankie's care, and

**WHEREAS**, the Committees on Public Service and Ways and Means did review this request and do recommend approval at this time. Now therefore be it

**RESOLVED**, that the Genesee County Treasurer is hereby authorized and directed to amend the 2021 budget as follows:

\$13,188 to A3110.4800.3317 (Program Exp-Canine Program)

To be offset by revenue received in the following revenue account:

\$13,188 to A3110.2705 (Gifts and Donations)

Budget Impact Statement: Increase in Sheriff's 2021 appropriations in the amount of \$13,188; offset by revenue received from gifts and donations to the K9 Program.

Legislator Clattenburg seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 424                      AGREEMENT RENEWAL – SHERIFF / NEW YORK  
STATE UNIFIED COURT SYSTEM – APPROVAL  
OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, the renewal agreement between the County of Genesee and the New York State Unified Court System for security services at the Genesee County Courts Facility was adopted on October 23, 2019, pursuant to Resolution #381, and was for a five-year period commencing April 1, 2019, through March 31, 2024 (divided into annual periods, approved each year), and

**WHEREAS**, the Genesee County Sheriff did present a renewal for the third period (fiscal year 2021-2022) of the agreement which is for April 1, 2021, through March 31, 2022, with a maximum monetary reimbursement amount not to exceed \$685,247, and

**WHEREAS**, the Public Service Committee did review this agreement renewal and does recommend renewal at this time. Now, therefore, be it

**RESOLVED**, that the Chair of the Genesee County Legislature is hereby authorized and directed to execute the agreement renewal between the County of Genesee and the New York State Unified Court System for the provisions of security services at the Genesee County Courts facility for the second period of April 1, 2021, through March 31, 2022, at a cost not to exceed \$685,247.

Budget Impact: Costs for security services at the Courts Facility are offset by revenue from the New York State Unified Court System.

Legislator Klotzbach seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 425                      BUDGET ITEM TRANSFER – GENESEE JUSTICE  
2021 GRANT BUDGET AMENDMENTS -  
APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, Genesee Justice has experienced various staff turnover and changes to medical benefits, resulting in a large amount of funds in medical expenses, and

**WHEREAS**, Genesee Justice did receive approval for grant budget modifications from the NYS Office of Victim Services (10/1/2020 - 9/30/2021) and the NYS Division of Criminal Justice Services (7/1/20 - 6/30/2021), and

**WHEREAS**, the Undersheriff has requested to make transfers within Genesee Justice’s 2021 budget as outlined below to match the grant budget modifications, and

**WHEREAS**, the Public Service and Ways & Means Committees did review this request and do recommend approval at this time. Now, therefore, be it

**RESOLVED**, that the Genesee County Treasurer is hereby authorized and directed to make the following 2021 Budget Item Transfers:

FROM:	Medical	A.3151 8030.0000	\$9,000
TO:	General Office Supplies	A.3151 4110.0000	\$ 500
Postage	A.3151 4140.0000	\$ 400	
Personal Mileage	A.3151 4540.0000	\$ 200	
Personal Training	A.3151 4550.0000	\$1,700	
Program Expense	A.3151 4800.0000	\$6,200	

Budget Impact: No budget impact. Funds were transferred within the grants, and we are making those adjustments to the county budget accordingly. All funds offset by revenue from the NYS Office of Victim Services and NYS Division of Criminal Justice Services.

Legislator Hawley seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 426                      SUPPORTING OPERATION GREEN LIGHT FOR  
ACTIVE MILITARY SERVICE MEMBERS IN  
TRANSITION TO CIVILIAN LIFE (VETERAN  
STATUS)**

Legislator Dibble offered the following resolution:

**WHEREAS**, the residents of Genesee County have great respect, admiration, and the utmost gratitude for all of the men and women who have selflessly served their country and this community in the Armed Forces; and



- a. “Deputy Sheriff-Seasonal” shall mean an active or retired Deputy Sheriff/Police Officer who shall be employed at the discretion of the Sheriff for a fixed period of time not to exceed ninety (90) days to work for a specific purpose. All Deputy Sheriff - Seasonals are required to be fully trained with New York State Police Officer certification.

**Section 3. Supersede Public Officers Law**

The residency provisions of Section 3(1) of the Public Officers Law and any general, special or local law, charter, code, ordinance, resolution, rule or regulations, that would require a Deputy Sheriff – Seasonal to permanently reside in Genesee County at the time of appointment is hereby superseded to allow a Deputy Sheriff – Seasonal at the time of appointment to reside in the County of Genesee or any county contiguous to the County of Genesee: namely, Erie, Niagara, Orleans, Monroe, Livingston, or Wyoming Counties.

**Section 4. Severability**

If any clause, sentence, paragraph, subdivision, section or part of this law, or the application thereof to any person, individual, corporation, firm, partnership, entity or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgement shall not affect, impair, effect or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law or in its application to the person, individual, corporation, firm, partnership, entity or circumstance directly involved in the controversy in which such order or judgement shall be rendered.

**Section 5. Effective Date**

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

**WHEREAS**, The Clerk of the Genesee County Legislature did post a certified notice of Public Hearing on said proposed Local Law on the bulletin board in the Old Courthouse, and

**WHEREAS**, The Clerk of the Genesee County Legislature did cause to be published in the Batavia Daily News, the official newspaper of the County of Genesee, the notice of Public Hearing on Local Law Introductory Number 4, Year 2021, and

**WHEREAS**, a Public Hearing was held at 5:30 on October 27, 2021 in the Legislative Chambers of the Old Courthouse, Batavia, New York, at which time all interested persons who wished to speak were heard; Now, therefore, Be it

**RESOLVED**, that “**LOCAL LAW INTRODUCTORY 4, YEAR 2021, OF THE COUNTY OF GENESEE, NEW YORK, TO EXPAND THE RESIDENCY TERRITORIAL AREA TO EMPLOY DEPUTY SHERIFF - SEASONALS**” be known as Local Law No. 6, Year 2021, for the County of Genesee as introduced October 6, 2021, be and hereby is adopted. Legislator Clattenburg seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 428**

**LOCAL LAW INTRODUCTORY NO. 5, YEAR 2021 OF THE COUNTY OF GENESEE, NY, TO EXTEND THE PERMANENT RESIDENCY REQUIREMENT TIMEFRAME TO EMPLOY LATERAL TRANSFERS AS DEPUTY SHERIFFS**

Legislator Dibble offered the following resolution:

**WHEREAS**, Section 3(1) of the Public Officer Law states that no person shall be capable of holding a civil office, which includes Deputy Sheriffs, unless at the time he or she shall be chosen for employment they are a permanent resident of the political subdivision or municipal corporation of the state for which he or she shall be chosen, and



**WHEREAS**, the Legislature intends to expand the permanent residency requirement timeframe for a lateral Police Officer transfer to a Genesee County Deputy Sheriff as set for herein.

**WHEREAS**, the following proposed Local Law Introductory No. 5, Year 2021, was duly introduced to the Genesee County Legislature in accordance with the Law: **LOCAL LAW INTRODUCTORY NO. 5, YEAR 2021 OF THE COUNTY OF GENESEE, NY, TO EXTEND THE PERMANENT RESIDENCY REQUIREMENT TIMEFRAME TO EMPLOY LATERAL TRANSFERS AS DEPUTY SHERIFFS**

**BE IT ENACTED** by the Genesee County Legislature as follows:

**Section 1. Legislative Intent**

The County of Genesee Legislature hereby finds that in order to ensure an adequate pool of qualified applicants as Deputy Sheriffs, it is necessary and advisable that such Police Officers eligible for lateral transfers may be permitted to establish permanent residency in the County of Genesee within six months of appointment.

**Section 2. Qualifications:**

In order to be eligible to become a lateral transfer from another New York State jurisdiction, at the time of appointment as a Deputy Sheriff in the County of Genesee, a Police Officer must meet the following qualifications:

- a. Be currently employed in a New York State police title that is eligible to transfer to municipal police positions.
- b. Be fully trained and certified by New York State as a Police Officer
- c. Meet the residency requirements as set for herein
- d. Meet all other requirements of the County of Genesee for the position of a Deputy Sheriff
- e. Establish permanent residency in the County of Genesee within six months following appointment

**Section 3. Supersede Public Officers Law**

The residency provisions of Section 3(1) of the Public Officers Law and any general, special or local law, charter, code, ordinance, resolution, rule or regulations that would require a Police Officer from another NYS jurisdiction to be a permanent resident in Genesee County prior to appointment as a Deputy Sheriff in Genesee County is hereby superseded to require a Police Officer who is eligible for a lateral transfer to establish such permanent residency in Genesee County within six months after appointment as a Deputy Sheriff of Genesee County.

**Section 4. Severability**

If any clause, sentence, paragraph, subdivision, section or part of this law, or the application thereof to any person, individual, corporation, firm, partnership, entity or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgement shall not affect, impair, effect or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law or in its application to the person, individual, corporation, firm, partnership, entity or circumstance directly involved in the controversy in which such order or judgement shall be rendered.

**Section 5. Effective Date**

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

**WHEREAS**, The Clerk of the Genesee County Legislature did post a certified notice of Public Hearing on said proposed Local Law on the bulletin board in the Old Courthouse, and





**WHEREAS**, The landlord has offered a discount of \$1,197.82.00 if payment for the year is provided at the time of lease renewal; and

**WHEREAS**, The lease with the Warsaw Redevelopment, LLC will be for a period of one year, to commence on November 1, 2021; and

**WHEREAS**, The Committee on Public Service did review this request and do recommend approval at this time. Now, therefore, be it

**RESOLVED**, That the Chair of the Genesee County Legislature and the Genesee County Sheriff are authorized and directed to enter into a lease agreement, to be paid in full at the beginning of the lease, with Warsaw Redevelopment, LLC, 2071 Crittenden Road, Alden, NY 14004 for the rental of the office located at 31 Duncan Street, Warsaw, New York, 14569 effective November 1, 2021 through November 1, 2022.

Budget Impact: Appropriations to the Justice for Children Advocacy Center budget are offset by revenue from the NYS Office of Children and Family Services. Funds for this lease agreement are fully covered by grants from the NYS Office of Children and Family Services and are included in the 2021 and 2022 Justice for Children Advocacy Center budget.

Legislator Deleo seconded the resolution which was passed by 326 votes.

**RESOLUTION NO. 433**

**RENTAL AGREEMENT RENEWAL– JUSTICE FOR CHILDREN ADVOCACY CENTER – APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, The Genesee County Legislature did approve the acceptance of funding from the New York State Office of Children and Family Services in the amount of \$100,000.00 for the grant year running from 10/1/21 to 9/30/22; and

**WHEREAS**, Included in the acceptance of the 2021-22 NYS Office of Children and Family Services is funding to renew a lease agreement for a satellite office in Albion; and

**WHEREAS**, The office space in Albion is located in the Arnold Gregory Complex at 243 South Main Street, Albion, New York, 14411 and is managed by the DeGeorge Property Group; and

**WHEREAS**, The agreed upon rate per month is \$1016.00, including heat, water, and electric utilities; and

**WHEREAS**, The landlord has offered a discount of \$366.00 if payment for the year is provided at the time of lease renewal; and

**WHEREAS**, The lease with the DeGeorge Acquisition Group, LLC will be for a period of one year, to commence on October 15, 2021; and

**WHEREAS**, The Committee on Public Service did review this request and do recommend approval at this time. Now, therefore, be it

**RESOLVED**, That the Chair of the Genesee County Legislature and the Genesee County Sheriff are authorized and directed to enter into a lease agreement, to be paid in full at the beginning of the lease, with DeGeorge Acquisition Group, LLC, 1067 Gateway Drive, Farmington, New York 14425 for the rental of the office located at 243 South Main Street, Suite 156, Albion, New York 14411 effective October 15, 2021 through October 15, 2022.

Budget Impact: Appropriations to the Justice for Children Advocacy Center budget are offset by revenue from the NYS Office of Children and Family Services. Funds for this lease agreement are fully covered by grants from the NYS Office of Children and Family Services and are included in the 2021 and 2022 Justice for Children Advocacy Center budget.

Legislator Klotzbach seconded the resolution which was passed by 326 votes.

**RESOLUTION NO. 434 COUNTY AUDIT –OCTOBER 27- APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Legislator Hawley, did review the following claims:

General Fund	\$ 1,619,148.98
Highway	59,637.57
Water Fund	655,229.52
Worker’s Comp	37,795.39
Sales Tax	4,641,238.20
DSS Abstracts	106,480.05
<b>Capital Projects</b>	
Highway-Highway Overlay	490,327.30
Highway-Sharrick Road Bridge over Murder Creek	30,840.28
Highway – Tower Hill Road Bridge over Spring Creek	4,660.78
Highway - Meadville Road Bridge over Canal Creek	11,039.53
Highway – South Lyon Street Bridge over Tonawanda Creek	42.42
Highway-Upton Road Bridge over Bowen Road	229,656.40
Highway-Highway Recycling	18,394.77
Sheriff/Jail – Jail Construction	300,179.00
Airport-Apron Reconstruction (Construction)	1,157.00
Facilities Management-Animal Shelter Improvements	14,165.32
<b>Payroll – General</b>	
October 22 2021	1,750,144.09
<b>Medicaid</b>	
October 19, 2021	165,091.00
October 26, 2021	<u>165,091.00</u>
<b>Total Audit</b>	<b>\$ 10,300,318.60</b>

Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature has audited and does approve the claims as listed above, and Be it further

**RESOLVED**, That the Genesee County Treasurer be and hereby is authorized and directed to make payments as listed above.

Legislator Hawley seconded the resolution which was passed by 326 votes.

At 5:59 pm the meeting adjourned upon motion of Legislator Deleo seconded by Legislator Clattenburg, carried unanimously.

**NINETEENTH DAY  
GENESEE COUNTY LEGISLATURE  
Batavia, New York  
Wednesday, November 10, 2021  
Zoom Recording Available**

The Genesee County Legislature met in Regular Session on Wednesday, November 10, 2021 at 5:30 PM in the Legislative Chambers of the Old Courthouse. Legislature Chair Stein stated, “all attending the Legislature meeting in person who are fully vaccinated more than two weeks past the date of their final shot are no longer required to wear face coverings or maintain 6-ft social distance”. Legislator Dibble offered to assist with the audit. The prayer was offered by Legislator Maha followed by the Pledge to the Flag.

Minutes of the October 27, 2021 Legislature meeting were approved upon motion of Legislator Yunker seconded by Legislator Hawley, Carried, unanimously.

Under Legislator comments, Legislator Maha reported that he received his booster and mentioned it was done with ease at the Public Health Department. The Public Health Department has made it very easy to obtain a booster. Also, Legislature Chair Stein wanted to thank all the men and women who serve in the military and those that are transitioning back home and in the career life. Chair Stein stated, “The Legislature stands by them.” Also, Chair Stein would like to draw attention to the communities that have responded to our Operation Greenlight Project”, Surrounding villages and town halls, museums and private residence are all showing and sharing their green lights this week in honor of these transitioning military men and women.

County Manager Matt Landers reported a great job done covering the Operation Greenlights display for a very worthwhile cause. We are shining the spotlight on and he is glad that Genesee County is participating in the Operation Greenlight. In addition, Mr. Landers stated, we are in the final stages of the budget. Everyone seems pleased we are getting through the budget process relatively well. Mr. Landers discussed the hundred-employee mandate out there for testing purposes. NYSAC said there will be a testing requirement for all County employees, we are developing procedures to gather that data. We have a good handle on the number because our own policy internally if you wanted to go without your mask off it was required to show proof of vaccination. Going through the process implementing a recommendation on the internal side. Recommendations from Public Health, Management and Human Resources will be brought forward to you at the Ways and Means Committee Meeting next week.

The Clerk proceeded with the resolutions:

**RESOLUTION NO. 435**

**INTERMUNICIPAL AGREEMENT – JOINT  
APPLICATION FOR WIIA FUNDING –  
COUNTYWIDE WATER — APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent and the Genesee County Attorney have prepared an Intermunicipal Agreement to allow for the joint application by the County and the City of Batavia to the Water Infrastructure Investment Act (WIIA), and

**WHEREAS**, The WIIA program provides up to 40% of capital project costs in grant funds, and **WHEREAS**, The City Water Treatment Plant requires upgrades to maintain adequate production for City and County residents, and

**WHEREAS**, It is a County responsibility to fund and provide for capital improvements at the water treatment plant, and

**WHEREAS**, The Genesee County Highway Superintendent recommends approving this agreement as it is in the best interest of the water rate payers of the County, and

**WHEREAS**, The Committee on Ways and Means did review this recommendation and does concur. Now, therefore, Be it,

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the Intermunicipal Agreement between the County and the City of Batavia relative to a joint application to the WIIA program.

**Budget Impact Statement:** The total anticipated costs related to the City Water Treatment Plant are expected to be \$3.4 million. The City will act as lead agent and lead applicant to the WIIA program, which provides up to 40% grants on water related capital improvements. The water plant improvements are needed to maintain production at the facility while the County plans for Phase 3 of the Countywide Water project.

Legislator Maha seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 436**

**PERMANENT EASEMENTS– SOUTH LYON  
ST BRIDGE REPLACEMENT – APPROVAL  
OF**

Legislator Maha offered the following resolution:

**WHEREAS**, the South Lyon St Bridge is a single lane truss bridge in the City of Batavia that is owned and maintained by Genesee County and is a major connector between South Main St and NYS Route 5 for the City of Batavia residents, and

**WHEREAS**, the bridge was originally constructed in 1910 and the superstructure replaced in 1986 with a Mabey truss on the original abutments where it remains today, and

**WHEREAS**, during annual inspections by the New York State Department of Transportation, deficiencies have been noted including heavy section loss to the steel deck stringers, bent truss members due to impacts, extreme loss of steel truss protective coating, cracking in the abutments, torn joint material, rusted bearings, worn away wearing surface, rusted sidewalk, and bent curbs from impacts, and

**WHEREAS**, during its most recent inspection in the summer of 2021, section loss of the stringers have deteriorated such that an independent load rating concluded that the safe load capacity for the bridge was less an 3 Tons, and the bridge should be closed to all traffic, which was completed by the Genesee County Highway Department on August 31, 2021, and

**WHEREAS**, as a consequence of the forgoing, Genesee County is proposing to remove the existing bridge and replace it with a new one hundred and thirty two (132) foot span, double lane truss bridge on new abutments and a new horizontal alignment, the “Project”, and

**WHEREAS**, permanent easement acquisitions will be required for the Project to provide for construction access, construction of the wingwalls, installation of the stone filling, future maintenance; and

**WHEREAS**, the primary objectives and purposes of the Project are to provide a crossing for South Lyon St over the Tonawanda Creek by restoring the bridge condition rating to 5 or greater for at least seventy-five (75) years using cost effective techniques to minimize the life cycle cost of maintenance and repair, while addressing geometric deficiencies to improve traffic flow and facilitate traffic operations; and

**WHEREAS**, in order to accomplish the Project, it is necessary that the County acquire, among other things, a permanent easement interest in, to, on, over and through a parcel of land (“Subject Parcel”) that contains approximately 2,717 Sq Ft of property within the creekbed between the top of banks on the west side of the existing bridge and current highway boundary, and

**WHEREAS**, after causing a diligent search of the land records of the Genesee County Clerk to be conducted, the County has been unable to identify or locate the record owner or owners of the Subject Parcel; and

**WHEREAS**, in accordance with the provisions of Article 3 of the New York State Eminent Domain Procedure Law (“EDPL”), the Uniform Relocation Assistance and Real Property Acquisition Act of 1970 (“Uniform Act”), and their implementing regulations, the County caused to be appraised the aforementioned real property interests sought to be acquired in and to portions of the Subject Parcel and thereafter established an amount which the County believes represents just compensation for such real property interests; however, due to its inability to identify or locate the record owner of the Subject Parcel, the County is not able to convey to the record title owner a written offer to purchase such real property interests; and

**WHEREAS**, because the County is not able to acquire by purchase the real property interests in and to the Subject Parcel that are necessary to accomplish the Project, the County must acquire such real property interests by means of its exercise of the right of eminent domain; and

**WHEREAS**, the Project is a Locally Administered Federal Aid Transportation Project administered by the County; and

**WHEREAS**, as a Locally Administered Federal Aid Transportation Project, the Project is subject to compliance with the Uniform Act, the EDPL and Environmental Conservation Law; and

**WHEREAS**, EDPL Article 2 requires, as a condition precedent to acquiring title by means of eminent domain, that the County conduct a public hearing to inform the public and to review the public use to be served by the proposed project and the impact on the environment and residents of the locality where the proposed project will be constructed unless such project is exempt from the EDPL Article 2 hearing requirements in accordance with EDPL Section 206; and

**WHEREAS**, EDPL §206 (A) provides that the County is exempt from compliance with the provisions of the EDPL Article 2 hearing requirements when, pursuant to other state, federal, or local law or regulation, it considers and submits factors similar to those enumerated in Article 2, subdivision (B) of section 204, to a state, federal, or local government agency, board, or commission before proceeding with the acquisition and obtains a license, a permit, a certificate of public convenience or necessity, or other similar approval from such agency, board, or commission; and

**WHEREAS**, the factors enumerated in EDPL Section 204 (B) are as follows:

- (1) the public use, benefit or purpose to be served by the proposed public project;
- (2) the approximate location for the proposed public project and the reasons for the selection of that location;
- (3) the general effect of the proposed project on the environment and residents of the locality;
- (4) such other factors as it considers relevant; and

**WHEREAS**, as a Federally funded project, the Project is subject to the provisions of 23 U.S.C.A. §128, which requires, among other things, that prior to an acquisition, a public hearing must be held, or the opportunity for such be afforded, at which public hearing there is considered factors similar to those enumerated in EDPL Section 204 (B); and



**WHEREAS**, the Project is being progressed by the County, with oversight by the New York State Department of Transportation (“NYSDOT”) and in close coordination with the Federal Highway Administration (“FHWA”), in accordance with the requirements of the NYSDOT “Procedures for Locally Administered Federal Aid Projects” manual and other applicable NYSDOT documents; and

**WHEREAS**, in order to progress the Project through the project design phase, it was necessary for the County to obtain from NYSDOT and FHWA approval that the County has satisfied the requirements of the NYSDOT “Procedures for Locally Administered Federal Aid Projects” manual and other applicable NYSDOT documents, as well as Federal laws and regulations; and

**WHEREAS**, the County, in conjunction with its consultant, completed an Initial Project Proposal/ Final Design Report (“Final Design Report”) for the Project which clearly sets forth the public use, benefit or purpose to be served by the Project, the approximate location for the Project, the reasons for the selection of that location and other information relative to the Project; and

**WHEREAS**, the County submitted the Final Design Report to NYSDOT for its approval, NYSDOT completed a review of the Initial Final Design Report, and NYSDOT has approved the preferred alternative, which involves the replacement of the existing Bridge; and

**WHEREAS**, as a consequence of NYSDOT approving the Final Design Report, NYSDOT has issued Design Approval and an Authorization to Proceed With ROW Acquisition; and

**WHEREAS**, Federal and State requirements for projects such as the Project include a mandate that the County undertake the action and satisfy the requirements of the National Environmental Policy Act (“NEPA”); and

**WHEREAS**, the Federal Highway Administration is the Lead Agency for NEPA for the Project; and

**WHEREAS**, in satisfaction of its obligations under NEPA and FHWA regulations, the Project is being progressed in conjunction with NYSDOT and FHWA as a NEPA Class II action (Categorical Exclusion); and

**WHEREAS**, NYSDOT has concurred that the Project will not induce significant environmental impacts, and it meets the conditions and criteria for a NEPA Class II (Categorical Exclusion) in accordance with 23 CFR 771.117; and

**WHEREAS**, the County has satisfied the requirements of 23 CFR 771.129 in regard to the evaluation of the Project under NEPA; and

**WHEREAS**, New York State law requires the examination and consideration of land-air-water environmental, social, economic, historic and cultural factors when progressing a project such as the Project; and

**WHEREAS**, as is more fully set forth in the Final Design Report, the County has examined and considered land-air-water environmental, social, economic, historic and cultural factors when progressing a project such as the Project; and

**WHEREAS**, the County has completed its environmental review as required by the New York State Environmental Quality Review Act (“SEQRA”) and has determined that the Project is a SEQRA Type II Action under 6 NYCRR Part 617.5(c)(2); and

**WHEREAS**, In light of the several written approvals of NYSDOT following the County consideration and submission to that agency of factors similar to those set forth in EDPL §204 (B), as required by Federal statute, FHWA regulations and State statutes, and NYSDOT regulations and policies, the County has satisfied the criteria set forth in EDPL §206 (A) and, therefore, is exempt from the requirement to hold an EDPL Article 2 hearing; and

**WHEREAS**, EDPL §206 (D) provides that the County is exempt from compliance with the hearing and determination and findings requirements of EDPL Article 2 “when in the opinion of the condemnor the acquisition is de Minimis in nature so that the public interest will not be prejudiced by the construction of the project or because of an emergency situation the public interest will be endangered by any delay caused by the public hearing requirement in this article”; and

**WHEREAS**, the portion of the Subject Parcel in which the County seeks to acquire a permanent easement interest is an approximately 2,714 square feet area, 1,022 square feet of which is under water within the bed of the Tonawanda Creek; and

**WHEREAS**, the Project and the nature and extent of the County’s acquisition of the aforementioned real property interests in, on, over and through portions of the Subject Parcel is di Minimis in nature such that the public interest will not be prejudiced by the construction of the Project. Now, therefore, Be it,

**RESOLVED**, that the Genesee County Legislature has considered all relevant information pertaining to the proposed South Lyon St Bridge over the Tonawanda Creek Replacement Project and has determined the project development process implemented by the County, as well as the approvals necessarily obtained from FHWA and NYSDOT, the public information distribution as required by statute, and the di Minimis nature of the proposed acquisition of real property interests in, on, over and through portions of the Subject Parcel, qualify the County for exemptions from the hearing requirements of EDPL Article 2, pursuant to EDPL Section 206 (A), and (D); and be it further

**RESOLVED**, that the Genesee County Legislature hereby authorizes and directs the Genesee County Highway Superintendent, the County Attorney, and/or their designee to take such steps and perform such acts as are necessary for the County to acquire the permanent easement interests in, to, on, over and through portions of the parcel of land that is situated adjacent to the western highway boundary of South Lyon St, and to acquire all other real property interests that may be necessary to accomplish the Project, including acquisition by exercise of the power of eminent domain in accordance with the provisions of the EDPL; and be it further

**RESOLVED**, that this Resolution shall take effect immediately.

Budget Impact Statement: There is no direct fee associated with acquiring interests in this parcel. The overall costs for administering right of way transactions necessary for the project are included in the capital project budget and by agreement are funded by federal and state aid at 95%.

Legislator Klotzbach seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 437**

**SET PUBLIC HEARING – LOCAL LAW  
INTRODUCTORY NO. 6, YEAR 2021, TO  
REPLACE THE COUNTY OF GENESEE  
HOTEL AND MOTEL OCCUPANCY TAX  
LAW– APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, there is hereby introduced to the Genesee County Legislature a proposed **LOCAL LAW INTRODUCTORY NO. 6, YEAR 2021, TO REPLACE THE COUNTY OF GENESEE HOTEL AND MOTEL OCCUPANCY TAX LAW** and

**WHEREAS**, Subdivision 5 of Section 20 of the Municipal Home Rule Law requires a public hearing to be held on such Local Law. Now, therefore, Be it

**RESOLVED**, that a public hearing shall be held on proposed Local Law Introductory No. 6, Year 2021, by the Genesee County Legislature on the twenty-second of November at 5:30 p.m. at the

Old Courthouse, Batavia, New York

Legislator Torrey seconded the resolution which was adopted by 326 votes

**RESOLUTION NO. 438**

**2021 BUDGET AMENDMENT AND  
AUTHORIZATION TO SIGN – BED TAX  
AUDIT - APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, The Genesee County Chamber of Commerce did request the use of bed tax reserve to conduct an audit on the bed tax submissions by local hotels and

**WHEREAS**, The County Treasurer did solicit a proposal from the county’s auditors of Freed Maxick to conduct a spot audit for an amount not to exceed \$2,250 and

**WHEREAS**, The Committee on Ways and Means did review this request and does recommend approval at this time, Now, therefore Be it

**RESOLVED**, The Genesee County Treasurer is authorized to sign a Letter of Engagement with Freed Maxick to conduct the audit for an amount not to exceed \$2,250 and Be it further

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Budget by increasing Revenue A.1000.1113 Tax-Hotel in the amount of \$2,250 to be offset by an increase in A.6410.4610.0000 Contract Accounting in a like amount with funds coming from the bed tax reserve.

Budget Impact: No impact as this a reserve account.

Legislator Hawley seconded the resolution which was adopted by 326 votes

**RESOLUTION NO. 439**

**CONTRACT AMENDMENT – SECURITY  
SERVICES - APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, Resolution 393 duly adopted on October 13, 2021, did approve a contract with Securemedy Incorporated for security services at 5130 East Main Street, Batavia and County Building I, 15 Main Street, Batavia, and

**WHEREAS**, The County Manager and Assistant County Manager recommend extending services to other County locations as needed, such as County Building II, to provide security to the Health Department at vaccination clinics, and

**WHEREAS**, The Ways and Means Committee has reviewed the recommendation and does concur at this time. Now, therefore, be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized to execute the necessary documents to amend the contract with Securemedy, Incorporated, 8507 Oxen Hill road, #101, Fort Washington, MD 20744, to include the flexibility to provide additional security services at alternative County owned and/or operated facilities as mutually agreed upon by both parties at a premium rate of \$32.00 per hour, under the terms and conditions as stated in the original contract between the parties

Budget Impact: Hourly rate of \$32.00 per hour will be funded by the Department that requests the security services.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 440**

**CONTRACT ADDENDUM – SMRT  
ARCHITECTS AND ENGINEERS – GENESEE  
COUNTY JAIL PROJECT – APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, Resolution 71 duly adopted February 27, 2019, did award SMRT Architects and Engineers a contract for architectural and engineering planning, design and construction administration services as outlined in RFP 2018-106 for the Genesee County Jail Project, and

**WHEREAS**, An addendum to the contract is needed to include Tele/Data and low voltage wiring design services for the Genesee County Jail Project, and

**WHEREAS**, The Ways and Means Committee has reviewed the addendum and does recommend approval at this time. Now, therefore, be it

**RESOLVED**, That the Chairperson of the Genesee County Legislature is hereby authorized to execute a contract addendum with SMRT Architects and Engineers, PC, 11 Century Hill Drive, Suite 207, Latham, New York 12110 in the amount not to exceed \$27,270 for telecommunication design and associated construction administration services as outlined in the addendum and will be executed subject to the terms and conditional described in the existing AIA B132 contract between Genesee County and SMRT PC dated February 27, 2019

Budget Impact: Funding for these services will come from the existing Jail Capital Project.

Legislator Dibble seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 441** **2021 BUDGET TRANSFER – CLERK TO THE LEGISLATURE - APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, the Clerk to the Genesee County Legislature was invoiced for a physical for employment; and

**WHEREAS**, the funds to cover this expense is not available and a budget transfer is recommended; and

**WHEREAS**, the funds to cover the expense are available in the medical expense under the Clerk to the Genesee County Legislature budget which will allow for payment; and

**WHEREAS**, The Ways and Means Committee did review this request and recommends approval at this time. Now, therefore be it

**RESOLVED**, the Genesee County Treasurer is hereby authorized and directed to make the following 2021 transfer:

\$65.00 from A.1040.8030 Clerk to the Legislature, Medical

\$65.00 to A.1040.4530 Clerk to the Legislature, Personnel Medical (Physicals)

Legislator Hawley seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 442** **APPOINTMENT - COUNTY CORONER**

Legislator Maha offered the following resolution:

**WHEREAS**, the resignation of Genesee County Coroner Thomas Douglas has resulted in a vacancy for one of the four positions of County Coroner; and

**WHEREAS**, pursuant to Section 400 (7) of the County Law, a vacancy in the Office of Coroner shall be filled by the County of Genesee Legislature, and such appointee shall hold office until the thirty-first day of December following the first annual election at which the vacancy can be filled by election; and

**WHEREAS**, The committee of Human Services and Ways and Means recommend approval at this time. Now, therefore, be it

**RESOLVED**, That Chad T. Brade residing at 2177 Judge Road, Oakfield, New York, is hereby appointed as the County of Genesee Coroner in an unexpired term filling this vacancy to serve until December 31, 2022.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 443**

**APPOINTMENT-GENESEE COUNTY  
INDUSTRIAL DEVELOPMENT AGENCY  
D/B/A GENESEE COUNTY ECONOMIC  
DEVELOPMENT CENTER (“GCEDC”)-  
APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Genesee County Industrial Development Agency (GCIDA) was created by an Act of the Legislature of the State of New York on May 8, 1970 by Chapter 565 of the laws of 1970 and set forth in section 895-e of the General Municipal Law of the State of New York, and

**WHEREAS**, The GCIDA was created by Resolution No. 177 of the Genesee County Legislature on September 23, 1970 to consist of 5 members “who shall serve at the pleasure of the Genesee County Legislature”, and

**WHEREAS**, The membership of the GCIDA was increased by Resolution No. 225 of the Genesee County Legislature on September 19, 1979 from 5 to 7 members with “said term of office expiring at the pleasure of the Genesee County Legislature.”, and

**WHEREAS**, member, Amy Vanderhoof resigned on September 28, 2021, and

**WHEREAS**, to fill this vacancy through June 30, 2024, Chandy Kemp has completed an application requesting appointment to a seat on the seven member board of the Genesee County Industrial Development Agency, d/b/a the Genesee County Economic Development Center (“GCEDC”) as a full term is six years, and

**WHEREAS**, The Committee on Ways and Means does recommend Ms. Chandy Kemp to be appointed and request to move it to the Legislature meeting. Now, therefore, be it

**RESOLVED**, That the Genesee County Legislature does hereby appoint Ms. Chandy Kemp of LeRoy, New York to the Genesee County Industrial Development Agency d/b/a the Genesee County Economic Development Center effective November 10, 2021 to June 30, 2024.

Budget Impact Statement: none.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 444**

**AGREEMENT COMMUNITY MENTAL  
HEALTH SERVICES/JOINT LEGAL  
FEASIBILITY AGREEMENT WITH SCHUYLER  
COUNTY – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Director of the Community Mental Health Services does request approval of a Joint Legal Feasibility Agreement between Genesee County and Schuyler County, and

**WHEREAS**, The Counties deem it appropriate and efficient to fund a preliminary legal feasibility analysis of setting up a behavioral health inter-municipal consortium (Behavioral Health Care Collaborative or BHCC) for the oversight, administration and delivery of mental health services currently administered and delivered separately by each County, and

**WHEREAS**, The Committees on Human Services and Ways and Means did review this request and do recommend approval at this time. Now, therefore, Be it

**RESOLVED**, that the proposed Agreement between the County of Genesee and Schuyler County, is hereby approved by the County of Genesee. The Chair of the Legislature is hereby authorized and directed to execute this agreement on behalf of the County.

Budget Impact Statement: No budget impact.

Legislator Klotzbach seconded the resolution which was adopted by 326 votes

**RESOLUTION NO. 445**

**2021 BUDGET AND CONTRACT  
AMENDMENT - COMMUNITY MENTAL  
HEALTH SERVICES – LIVING  
OPPORTUNITIES OF DEPAUL  
– APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, The Director of the Community Mental Health Services did request an amendment to the 2021 Living Opportunities of DePaul contract and budget, and

**WHEREAS**, The Committees on Human Services and Ways and Means did review this request and do recommend approval at this time, and

**WHEREAS**, These additional funds are the result of the increase in 2021 State Aid funding, Now, therefore, be it

**RESOLVED**, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to amend the 2021 contract between the County of Genesee and the Living Opportunities of DePaul, and be it

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Genesee County Budget by

Increasing A.4312.4660.0000 Contracted Other by \$ 212.00

Increasing A.4312.3490 State Aid – Mental Health by \$ 212.00

Budget Impact Statement: Increasing the budget by \$212.00, offset by an increase in State Aid in the amount of \$212.00.

Legislator Dibble seconded the resolution which was adopted by 326 votes

**RESOLUTION NO. 446**

**2021 BUDGET AND CONTRACT  
AMENDMENT - COMMUNITY MENTAL  
HEALTH SERVICES – MENTAL HEALTH  
ASSOCIATION OF GENESEE AND  
ORLEANS COUNTY – APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, The Director of the Community Mental Health Services did request an amendment to the 2021 Mental Health Association of Genesee and Orleans County contract and budget, and

**WHEREAS**, The Committees on Human Services and Ways and Means did review this request and do recommend approval at this time, and

**WHEREAS**, These additional funds are the result of the restoration and increase in 2021 funding, Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to amend the 2021 contract between the County of Genesee and Mental Health Association of Genesee and Orleans County, and Be it further

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Genesee County Budget by

Increasing A.4321.4660.0000 Contracted Other by \$ 49.00

AND

Increasing A.4321.3490 State Aid Mental Health by \$ 49.00  
 Budget Impact Statement: Increasing the budget by \$49.00, offset by an increase in State Aid in the amount of \$ 49.00

Legislator Yunker seconded the resolution which was adopted by 326 votes

**RESOLUTION NO. 447** **2021 BUDGET AND CONTRACT AMENDMENT - COMMUNITY MENTAL HEALTH SERVICES – WNY HEROES INC. – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Director of the Community Mental Health Services did request an amendment to the 2021 WNY Heroes contract and budget, and

**WHEREAS**, These additional funds are the result of the restoration and increase of 2021 funds, and

**WHEREAS**, The Committees on Human Services and Ways and Means did review this request and do recommend approval at this time. Now, therefore, be it

**RESOLVED**, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to amend the 2021 contract between the County of Genesee and WNY Heroes, Inc., and be it further

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Genesee County Budget by

Increasing A.4316.4660.0000 Contracted Other by \$ 20,000.00

AND

Increasing A.4316.3490 State Aid Mental Health by \$ 20,000.00

Budget Impact Statement: Increasing the budget by \$20,000, offset by an increase in State Aid in the amount of \$20,000.00. A total payout to not exceed \$100,000.00

Legislator Deleo seconded the resolution which was adopted by 326 votes

**RESOLUTION NO. 448** **CONTRACT RENEWAL/MENTAL HEALTH WILLIAM E. MITCHELL, PSY.D. – 2022 - APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, The Committee on Human Services does recommend approval of a contract with William E. Mitchell, Psy.D., located at 1595 Elmwood Ave., Bldg. A, Suite 2, Rochester, NY 14620, as presented by the Director of the Community Mental Health Services. Now, therefore, Be it

**RESOLVED**, That the Chairman of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and William E. Mitchell, Psy.D. for the provision of consulting psychological services at a rate of \$175 per hour for a maximum of 275 hrs. for the period January 1, 2022 through December 31, 2022 in accordance with the terms of said contract.

Budget Impact Statement: Rate – \$175 – increased by \$15.00/hr.; Hours – increased by 50 hours.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 449** **CONTRACT RENEWAL/MENTAL HEALTH/TRICA L. PETERSON, PH.D., ABPP. – 2022 - APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Committee on Human Services does recommend approval of a contract with Trica L. Peterson, Ph.D., ABPP. Located at 2349 Monroe Avenue, Rochester, NY 14618, as presented by the Director of the Community Mental Health Services. Now, therefore, be it **RESOLVED**, That the Chairman of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and Trica L. Peterson, Ph.D., ABPP for the provision of consulting psychological services at a rate of \$200 per hour for a maximum of 100 hrs. for the period January 1, 2022 through December 31, 2022 in accordance with the terms of said contract.

Budget Impact Statement: Rate – \$200 – increased by \$10.00 per hour; Hours – no change in hours.

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 450**

**CONTRACT RENEWAL/ MENTAL HEALTH  
AJL RN NPP IN PSYCHIATRY, PLLC  
(AMANDA J. LEWIS) – 2022 - APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, The Committee on Human Services does recommend approval of a contract with AJL NP in Psychiatry, PLLC (Amanda J. Lewis, RN, NPP) 6 Stoneledge Way, Penfield, NY 14526, as presented by the Director of the Community Mental Health Services. Now, therefore, be it

**RESOLVED**, That the Chairman of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and AJL NP in Psychiatry, PLLC (Amanda J. Lewis, RN, NPP) for the provision of consulting psychiatric nurse practitioner services at a rate of \$115.00 per hour for a maximum of 1,300 hours for the period of January 1, 2022 through December 31, 2022 in accordance with the terms of said contract.

Budget Impact Statement: Rate - \$115 – increase by \$8.00/hr; Hours – hours stayed the same from last year.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 451**

**CONTRACT RENEWAL/MENTAL  
HEALTH/VIRGINIA WOHLTMANN, M.D. –  
2022 - APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Committee on Human Services does recommend approval of a contract with Virginia Wohltmann, M.D., located at 490 Cross Keys Office Park, Fairport, NY 14450, as presented by the Director of the Community Mental Health Services. Now, therefore, Be it

**RESOLVED**, That the Chairman of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and Virginia Wohltmann, M.D. for the provision of consulting psychiatric services at a rate of \$185 per hour for a maximum of 1,500 hrs., for the period January 1, 2022 through December 31, 2022 in accordance with the terms of said contract.

Budget Impact Statement: Rate – \$185 – hourly rate increased by \$5.00 per hour; Total number of hours the same as last year.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 452**

**2021 SALARY SCHEDULE AMENDMENT -  
DEPARTMENT OF SOCIAL SERVICES –  
APPROVAL OF**



Legislator Maha offered the following resolution:

**WHEREAS**, one IT Operations Technician I in the Department of Social Services did request a classification review of his position, and

**WHEREAS**, A reclassification review was conducted by the Genesee County Human Resources Department, resulting in a recommendation by the Human Resources Director that the one IT Operations Technician I position be reclassified to an IT Operations Technician II position, and

**WHEREAS**, The Committees on Human Services and Ways and Means did review this recommendation and recommends approval at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to amend the 2021 Genesee County Employees' Salary Schedule by creating one position of IT Operations Technician II, CSEA Grade 12 and deleting one position of IT Operations Technician I, CSEA Grade 9 effective November 15, 2021.

Budget Impact Statement: The difference in hourly pay for 2021 between an IT Operations Technician I and an IT Operations Technician II is \$.74/hour. With the start date of 11/15/2021, there is 7 weeks left in 2021 at 37.5/hours per week, this totals \$194.25 for 2021. The fringe impact will be minimal. This will be covered through savings from open positions throughout 2021.

For 2022 we budgeted for an IT Operations Technician I (Grade 9-Step 5) at \$20.19/hour. The new position of IT Operations Technician II (Grade 12-Step 3) carries a rate of \$20.95. The total budget impact for 2022 is \$1,716.90, which includes fringe. State and Federal reimbursement ranges between 75% and 79%.

Legislator Dibble seconded the resolution which was adopted by 326 votes

**RESOLUTION NO. 453**

**GRANT ACCEPTANCE/BUDGET  
AMENDMENT – HEALTH DEPARTMENT –  
APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, The New York State Department of Health has awarded the Genesee County Public Health Department \$176,662.14 in funding to promote and increase COVID-19 and other vaccine uptake and funding for COVID-19 vaccination clinic operation costs and

**WHEREAS**, The Committees on Human Services and Ways and Means did review this grant proposal and does recommend acceptance and a budget amendment at this time, Now therefore, Be it

**RESOLVED**, The Chair of the Genesee County Legislature is hereby authorized to accept this grant award for \$176,662.14 as specified, and be it further

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to

Amend the 2021 Health Department budget to reflect an increase of:

\$10,000 in Appropriations A.4010.4650.0003 Contractual Services

\$12,197 in Appropriations A.4010.4800.0000 Program Expense

to be offset by an increase of \$22,197 in A.4010.4401.30 Fed Aid-IAP

The remaining funds (\$154,465.14) will be allocated in the 2022, 2023 & 2024 budget.

Budget Impact: Funding will be used to offset costs of COVID-19 vaccination clinics and promoting COVID-19 vaccine uptake. No county cost.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes

**RESOLUTION NO. 454**

**GRANT ACCEPTANCE - HEALTH  
DEPARTMENT/CHILDREN AND YOUTH  
WITH SPECIAL HEALTH CARE NEEDS**

**PROGRAM - APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS,** The Genesee County Public Health Director has received notification from the New York State Department of Health that Genesee County's Children and Youth with Special Health Care Needs Program contract will be awarded in the total amount of \$23,130, and

**WHEREAS,** The Public Health Director has requested that the County accept this funding which Stipulates that this revenue will be used to support the program goals of the Children and Youth with Special Health Care Needs Program, and

**WHEREAS,** The Committee on Human Service and Ways and Means did review this request and does recommend approval at this time. Now, therefore, be it

**RESOLVED,** That the Chair of the Genesee County Legislature is hereby authorized to sign any necessary paperwork to accept this award for \$23,130 as specified, for the period October 1, 2021 through September 30, 2022.

Budget Impact: Revenue and expenses, in the amount of \$10,000, has been appropriated in the 2021 & \$7,000 in the 2022 Dept. 4010 – Health Department Program budget. No County cost.

Legislator Hawley seconded the resolution which was adopted by 326 votes

**RESOLUTION NO. 455**

**CONTRACT RENEWAL – HEALTH  
DEPARTMENT/DIAGNOSTIC &  
TREATMENT CENTER – AHCF COST  
REPORT – APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS,** The Public Health Director did present a contract for the provision of professional accounting and auditing services, and

**WHEREAS,** The Committees on Human Services did review this award and does recommend approval at this time, Now therefore, Be it

**RESOLVED,** That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to enter into a contract with Venesky & Company, 6114 Route 31, Cicero, New York 13039 for the provision of professional accounting and auditing services of the Genesee County Health Department's Diagnostic & Treatment Center - AHCF Cost Report at the maximum fee of \$7,500 per reporting period, in accordance with the terms of the contract. This agreement covers the reporting years 2021, 2022, and 2023 for the term January 1, 2021 – December 31, 2024.

Expenses for this contract are a maximum fee of \$7,500/reporting years: 2021, 2022, & 2023 for the term 1/1/21 – 12/31/24. Expenses related to this contract are reimbursable up to 100% through Article 6 State Aid for Public Health Works.

Legislator Torrey seconded the resolution which was adopted by 326 votes

**RESOLUTION NO. 456**

**AFFILIATION AGREEMENT HEALTH  
DEPARTMENT /UNIVERSITY OF  
BUFFALO - APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS,** The Public Health Director did present an affiliation agreement with the University of Buffalo, and

**WHEREAS,** The Committees on Human Services did review this request and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to renew the affiliation agreement with the State University of New York at Buffalo, having its principal place of business located at University Plaza, Albany, New York 12246.

Budget Impact: There is no direct cost associated with this agreement.

Legislator Yunker seconded the resolution which was adopted by 326 votes

**RESOLUTION NO. 457**

**CONTRACT RENEWAL – HEALTH  
DEPARTMENT/CHITTADAPHONE  
PHOUTHAVONG, RN – APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, The Public Health Director did present a contract renewal with Chittadaphone Phouthavong, RN to provide nursing services for the Genesee County Health Department, and

**WHEREAS**, The Committees on Human Services did review this award and does recommend approval at this time, Now therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a contract with Chittadaphone Phouthavong at 37 Maple Valley Crescent, Rochester, New York 14623, to provide nursing services for the period January 1, 2022 through December 31, 2022.

Budget Impact: Expenses will be offset with the \$342,558 in Emergency Preparedness Supplemental Funding approved for use by the GCHD. All costs that exceed \$342,558 will be offset with state aid funds.

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 458**

**CONTRACT RENEWAL – HEALTH  
DEPARTMENT/MARY YOUNGE –  
APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Public Health Director did present a contract renewal with Mary Younge to provide nursing services for the Genesee County Health Department, and

**WHEREAS**, The Committees on Human Services did review this award and does recommend approval at this time, Now therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a contract with Mary Younge at 116 Winstead Rd Rochester, NY 14069, to provide nursing services for the period January 1, 2022 through December 31, 2022.

**Budget Impact:** Expenses will be offset with the \$342,558 in COVID-19 Funding approved for use by the GCHD. All costs that exceed \$342,558 will be offset with state aid funds.

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 459**

**LETTER OF AGREEMENT RENEWAL -  
HEALTH DEPARTMENT/CORFU-DARIEN  
VETERINARY CLINIC - APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Public Health Director did present a Letter of Agreement with Corfu-Darien Veterinary Clinic to deliver services related to the Rabies Program for the mutual benefit of both parties, and

**WHEREAS**, The Committee on Human Service did review this request and does recommend approval at this time. Now, therefore, be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed

to execute a Letter of Agreement with Corfu-Darien Veterinary Clinic, 9770 Snipery Road, Corfu, NY 14036 for the provision of mutual Rabies Program related services valued up to the amount of five hundred dollars (\$500.00) per year. This one-year agreement is effective January 1, 2022 through December 31, 2022.

Budget Impact: Expenditures related to this agreement are offset by services rendered.

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 460**

**CONTRACT RENEWAL – HEALTH  
DEPARTMENT/COURIER SERVICES –  
APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, The Director of Public Health did present a contract renewal with 3D Delivery Inc. for the provision of courier services, and

**WHEREAS**, The Committees on Human Services did review this award and does recommend approval at this time. Now therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to renew a contract with Genesee 3D Delivery Inc., 58 Kingsbury Avenue, Batavia, New York, 14020, for the provision of courier services at the rate of \$1.80 per mile, for the period January 1, 2022 through December 31, 2022.

Anticipated expense for this contract is \$2,500 and is included in the 2022 4010 budget. Expenses related to this contract are eligible for full reimbursement under Article 6 – State Funding for General Public Health Works.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 461**

**HEALTH DEPARTMENT/GCC VET TECH  
DEPARTMENT - APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Public Health Director did present a Letter of Agreement with Genesee Community College Vet Tech Department to deliver services related to the Rabies Program for the mutual benefit of both parties, and

**WHEREAS**, The Committee on Human Service did review this request and does recommend approval at this time. Now, therefore, be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a Letter of Agreement with Genesee Community College Vet Tech Department, 1 College Road, Batavia, NY 14020 for the provision of mutual Rabies Program related services for the mutual benefit of both parties. This agreement is effective January 1, 2022 through December 31, 2022

Budget Impact: Expenditures related to this agreement are offset by services rendered.

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 462**

**CONTRACT RENEWAL – HEALTH  
DEPARTMENT/ENVIRONMENTAL  
HEARING OFFICER – APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, The Director of Public Health did present a contract renewal for the provision of Environmental Hearing Officer services, and

**WHEREAS**, New York State Public Health Law does allow the Genesee County Board of Health to appoint one or more health officers to hold and conduct hearings for fact finding and recommendations to the board, and

**WHEREAS,** The Committees on Human Services did review this award and does recommend approval at this time, Now therefore, be it

**RESOLVED,** That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a contract renewal with Thomas Graham, 32 Farnsworth Avenue, Oakfield, NY 14125 for the provision of hearing officer services for the Public Health Department at the all-inclusive rate of \$25.00 per hour for the period January 1, 2022 through December 31, 2022, in accordance with the terms of the contract.

**Budget Impact:** Anticipated expense for this contract is \$400. Expenses related to this contract are included in the 2022 4010 budget and are eligible for full reimbursement under Article 6 – State Aid.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 463**

**CONTRACT RENEWAL – HEALTH  
DEPARTMENT/LABORATORY SERVICES –  
APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS,** The Director of Public Health did present a contract renewal for the provision of Clinical and Environmental Laboratory Services, and

**WHEREAS,** The Committees on Human Services did review this award and does recommend approval at this time. Now therefore, Be it

**RESOLVED,** That the Chair of the Genesee County Legislature is hereby authorized and directed to sign the necessary documents to renew a contract with Erie County Public Health Laboratory, 503 Kensington Avenue, Buffalo, New York 14214 to provide Clinical and Environmental Laboratory Services for the period of January 1, 2022 through December 31, 2022 at the rates as outlined in the agreement.

Revenue and expenses are included in the 2022 A 4010 Public Health Program Budget.

Anticipated expenses is reimbursed through State Aid and Private Pay Fees.

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 464**

**INTERMUNICIPAL AGREEMENT - HEALTH  
DEPARTMENT/ LIVINGSTON COUNTY  
HEALTH DEPARTMENT- APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS,** The Public Health Director did present an intermunicipal agreement with Livingston County Health Department to provide lead XRF inspection services, and

**WHEREAS,** The Committees on Human Services did review this request and does recommend approval at this time. Now, therefore, Be it

**RESOLVED,** That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to renew the intermunicipal agreement with the Livingston County Health Department, for the period January 1, 2022 to December 31, 2022 having its principal place of business located at 2 Murray Hill Drive, Mt. Morris, New York 14510. Livingston County will be billed on per-case basis, not to exceed \$8,000 or 10 cases based on the following fee schedule:

- \$600 per case investigation
- \$200 per clearance

**Budget Impact:** Livingston will be billed for services rendered on a per-case basis. Revenue and expenses are allocated in the 2022 4010 budget. No cost to the county.

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 465**

**CONTRACT RENEWAL – HEALTH  
DEPARTMENT/TUBERCULOSIS  
CONSULTATIVE AND EDUCATIONAL  
SERVICES – APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, New York State Public Health Law does specify the responsibility of Genesee County to ensure direct clinical services for Tuberculosis, and;

**WHEREAS**, Monroe County operates a Tuberculosis Control Program with consulting pulmonary and critical care physicians and Certified Infection Control Practitioners for providing comprehensive medical and nursing / case management consultative service under the statutory jurisdiction of the Department of Public Health, and;

**WHEREAS**, Genesee County is desirous of obtaining the services of the Monroe County Department of Public Health's Tuberculosis Control Program, and;

**WHEREAS**, The Director of Public Health did present a contract renewal for said services and the Committee on Human Services does concur. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a contract with Monroe County for Tuberculosis Consultative and Educational Services for the Genesee County Health Department for the term January 1, 2022 to December 31, 2022 at the following rates and not to exceed \$22,000 for the term of the contract:

- Flat fee of \$4,714.76 for Electronic Health Record Access, VPN Services, IT consultations and continuing education, Telemedicine access and for ongoing clinical support including policies and procedures, QA/QI and clinical education and staff development.
- Direct, patient consultative services:
  - Physician Consults \$200/hour
  - RN Consults \$ 50/hour

Budget Impact: Expenses related to this contract are allocated in the 2022 4010 budget and are eligible for full reimbursement under Article 6 – State Aid Funding for General Public Health Works.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 466**

**CONTRACT RENEWAL – HEALTH  
DEPARTMENT/LABORATORY  
SERVICES – APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Director of Public Health did present a contract renewal for provision of Clinical Laboratory and Medical Treatment Services, and

**WHEREAS**, The Committees on Human Services did review this award and does recommend approval at this time, Now therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to sign the necessary documents to renew the contract with United Memorial Medical Center, 127 North Street, Batavia, New York 14020 to provide Clinical Laboratory and Medical Treatment Services for the period of January 1, 2022 through December 31, 2022.

Budget Impact: Anticipated expenses in the amount of \$5,000 have been included in the 2022 A 4010 Public Health Department Budget

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 467**

**CONTRACT RENEWAL – HEALTH  
DEPARTMENT/3-5 PRESCHOOL SPECIAL  
EDUCATION PROGRAM/COMMITTEE  
ON PRESCHOOL EDUCATION  
MUNICIPALITY REPRESENTATIVE –  
APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS,** The Public Health Director did present a contract renewal for the provision of municipality representative on the Committee on Preschool Special Education (CPSE) of the Genesee County School Districts, and

**WHEREAS,** The Committees on Human Services did review this award and does recommend approval at this time, Now therefore, Be it

**RESOLVED,** That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a contract renewal with Laura Calla-Reeves, 1550 Genesee Street, Corfu, NY 14036 at the rate of \$42.00 per hour plus mileage, at the current IRS rate, for the provision of municipality representative on the Committee on Preschool Special Education (CPSE) in the 3-5 Preschool Special Education Program for the period January 1, 2022 through December 31, 2022.

Budget Impact: Expenses for this service are included in the 2022 A 2960 3-5 Preschool Program budget. Genesee County receives annual state aid reimbursement of \$75 per child for the administrative costs of the program.

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 468**

**CONTRACT RENEWAL – HEALTH  
DEPARTMENT/MONROE COUNTY  
FORENSIC PATHOLOGY SERVICES –  
APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS,** The County of Monroe did present a contract renewal for the provision of forensic pathology and medicolegal death investigation services, and

**WHEREAS,** The Genesee County Public Health Director does recommend entering into the contract with the County of Monroe, and

**WHEREAS,** The Committee on Human Service did review this request and does recommend approval at this time. Now, therefore, Be it

**RESOLVED,** That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the Agreement with the County of Monroe for the term of January 1, 2022 and extending through December 31, 2022, and to execute any and all other documentation related to this Agreement.

Budget Impact: Expenses for \$80,700 have been appropriated in the 2022 Dept. 1185 – Coroner budget.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 469**

**SERVICE AGREEMENT - HEALTH  
DEPARTMENT/MEDICAL WASTE  
SERVICES- APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS,** The Director of Public Health did present a service agreement renewal for the provision of Medical Waste Services, and

**WHEREAS,** The Committees on Human Services did review this request and does recommend approval at this time. Now, therefore, be it

**RESOLVED,** That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to renew a service agreement with Biosan Disposal, 155 Great Arrow Avenue, Buffalo, NY 14207, to provide Medical Waste Services for the term 11/01/21 – 12/31/21 at the cost of \$58 per box.

Budget Impact: The anticipated cost of \$348 for 6 pickups is included in the 2021 & 2022 4010 Public Health Budget

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 470**

**CONTRACT RENEWAL –  
HEALTH DEPARTMENT/SEXUALLY  
TRANSMITTED DISEASE (STD) DIAGNOSIS  
AND TREATMENT SERVICES – APPROVAL  
OF**

Legislator Deleo offered the following resolution:

**WHEREAS,** The Director of Public Health did present a contract renewal for the provision of Sexually Transmitted Disease (STD) diagnosis and treatment services, and

**WHEREAS,** The Committees on Human Services did review this award and does recommend approval at this time, Now therefore, Be it

**RESOLVED,** That the Chair of the Genesee County Legislature is hereby authorized and directed to sign the necessary documents to renew a contract with Batavia Primary Care, 16 Bank Street, Batavia, New York 14020 to provide Sexually Transmitted Disease (STD) Diagnosis and Treatment Services for the term January 1, 2022 through December 31, 2022.

Budget Impact: \$800 is allocated for Batavia Primary Care STD services in the 2022 A 4010 Public Health Department Budget.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 471**

**CONTRACT RENEWAL – HEALTH  
DEPARTMENT/MEDICAL CONSULTANT  
SERVICES – APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS,** The Director of Public Health did present a contract renewal for the provision of Medical Consultant Services, and

**WHEREAS,** Based upon the current organizational structure of the Health Department medical consultation services must be available as outlined in the New York State Codes, Rules, and Regulations, and

**WHEREAS,** The Committees on Human Services did review this award and does recommend approval at this time, Now therefore, Be it

**RESOLVED,** That the Chair of the Genesee County Legislature is hereby authorized and directed to sign the contract renewal with Alan Barcomb, M.D., 1 Dennis Drive, Batavia, NY 14020 for the provision of Medical Consultant services for the Genesee County Health Department at the all- inclusive rate of \$2,500/annually, paid in quarterly installments of \$625.00 for the period January 1, 2022 through December 31, 2022.

Budget Impact: Anticipated expense for this contract is \$2,500/year. Expenses related to this contract are included in the 2022 4010 budget and are eligible for full reimbursement



under Article 6 – State Aid.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 472**

**CONTRACT RENEWAL ROOM SET UP –  
OFA/ARC OF GENESEE ORLEANS  
COUNTIES NYSARC CHAPTER, INC. -  
APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, The Director of the Office for the Aging did present a contract renewal with Arc of Genesee Orleans Counties NYSARC Chapter, Inc. for the provision of labor and supervision to set up rooms at the Office for the Aging for various meeting and activities for recreation, education and health promotion programs and services held in the 2 Bank Street facility; with the rate of \$60 per day set up depending on the needs of the Office for the Aging activity schedule, and

**WHEREAS**, The Committees on Human Services the Committee on Human Services does recommend approval at this time. Now therefore, be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to renew a contact with Arc of Genesee Orleans Counties NYSARC Chapter, Inc., 64 Walnut Street, Batavia, NY 14020, at a rate of \$60 per day, not to exceed \$3,500 for the period of January 1, 2022 – December 31, 2022.

Budget Impact: \$3,500 expense is included in the proposed 2022 Office for the Aging Wellness and Recreation budget. This is a \$500 increase from the 2021 budget, although there were no expenses due to COVID. It is a decrease from previous budget years.

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 473**

**SERVICE AGREEMENT-  
OFA/COORDINATED CARE SOLUTIONS,  
INC. (CCSI)-2021 APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Director of the Office for the Aging (OFA) did present the necessary documents for entering into a Service Agreement with Coordinated Care Solutions, Inc. (CCSI) a not-for-profit management services organization with an office located at 1099 Jay Street Bldg. J. Rochester, NY 14416 for the provision of providing OFA services to improve internal financial management and grant reporting through the development of management tools; and

**WHEREAS**, CCSI will customize automated Excel files for managing expenditures and revenues maximizing efficiency and effectiveness, provide automated current reports for managing against both county and grant funding budgets, track and reconcile all expenditures to the department Treasurer Reports, provide support, training and maintenance as needed to staff; and

**WHEREAS**, the Committee on Human Services does recommend approval at this time. Now, Therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents for Genesee County Office for the Aging to enter in to a Service Agreement with Coordinated Care services, Inc., 1099 Jay Street Bldg. J. Rochester, NY 14611 for development, implementation, maintenance and support for specialized financial management services, for the period of November 11, 2021-December 31, 2022 with anticipated cost not to exceed \$5,985.

Budget Impact: Neutral. Development and Implementation will begin in the 2021 budget year and will be maintained and supported throughout 2022. Maintenance and support costs are in the proposed 2022 budget. Costs will be covered through IIIB, IIIE, C1 and C2 funds.

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 474**

**CONTRACT FOR OFFICE FOR THE AGING-  
GENESEE SENIOR FOUNDATION, INC.  
SALARY, GENERAL AND MAINTENANCE,  
AND HOME DELIVERED MEALS SUPPORT-  
APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, The Director of the Office for the Aging did present an agreement with the Genesee Senior Foundation, Inc., to accept revenue to provide clerical and administrative salary, general and maintenance support for activities of the Genesee Senior Foundation, Inc., a not-for-profit foundation serving seniors in Genesee County and home delivered meals support, and

**WHEREAS**, The Committees on Human Services and Ways and Means did review this award and does recommend approval at this time. Now therefore, Be it

**RESOLVED**, That the Chairman of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to enter into an agreement with the Genesee Senior Foundation, Inc., to accept revenue of up to \$4,475 for clerical and administrative support services and including support for the Meals on Wheels services rendered from January 1, 2022 – December 31, 2022.

Budget Impact: This \$4,475 has been included in 2022 proposed budget. Revenue will go towards offsetting existing salary expenses for the Senior Financial Typist position and support for the Home Delivered Meals program.

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 475**

**ADDITIONAL INSURED AND CONTRACT  
RENEWAL- NUTRITION PROGRAM MEAL  
SITE AGREEMENT - OFA/ CORFU  
PRESBYTERIAN CHURCH 2021-2022  
APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, The Genesee County Office for the Aging desires to continue the congregate meal site program at the Corfu Presbyterian Church location at an stipend rate of \$50 per month, and the Committee on Human Services does recommend approval at this time; and

**WHEREAS**, The Director of the Office for the Aging did request a proof of insurance indicating general liability insurance in the amount of at least one million dollars naming Corfu Presbyterian Church, 63 Allegheny Road, Corfu, New York 14036 as additional insured, and the Committee on Human Services does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chairman of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to renew a contract with Corfu Presbyterian Church, 63 Allegheny Road, Corfu, New York 14036 for the provision of using designated space within the church facility to hold a once weekly congregate meal site operated by the Genesee County Office for the Aging, at the stipend rate of \$650 for the period December 1, 2021 through December 31, 2022; and may it further be

**RESOLVED**, That the Genesee County Attorney is hereby authorized and directed to execute the necessary document to name Corfu Presbyterian Church, 63 Allegheny Road, Corfu, New

York 14036 as additional insured from December 1, 2021 – December 31, 2022.

Budget Impact: None. This stipend rate remains the same at \$50 per month; is covered by Federal NSIP Nutrition Service Incentive Program), NY State WIN (Wellness in Nutrition), Title IIIC-1 Federal Older Americans Act funds, contributions received from participants; and is included in the 2022 proposed budget.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 476** **OFFICE FOR THE AGING ADVISORY COUNCIL –REAPPOINTMENTS TO**

Legislator Dibble offered the following resolution:

**WHEREAS,** The Office for the Aging Advisory Council by-laws specify that the Advisory Council shall not exceed eighteen (18) members, including both Community members and Service Provider members and at least 50% of the Council members shall be Community members who are Genesee County residents age 60 and over; and

**WHEREAS,** Members in good standing may serve a maximum of three (3) consecutive terms with each term being three (3) years in length, for a total of nine (9) consecutive years; and

**WHEREAS,** One (1) Provider Member’s terms has expired, and is a member in good standing eligible for reappointment; and

**WHEREAS,** The Committee on Human Services does recommend reappointment at this time. Now Therefore, Be it

**RESOLVED,** That the Genesee County Legislature does hereby appoint the following to the Genesee County Office for the Aging Advisory Council to serve a third, three year term effective January 1, 2022 through December 31, 2024.

**Provider Member:**

Nate Varland, Batavia Housing Authority, Batavia 14020

Budget Impact Statement: None

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 477** **RENEWAL OF CONTRACT – RFP-2019-106 OFA/WILLCARE-APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS,** The Director of the Office for the Aging did present an renewal of contract with LHC Group, Inc./dba Willcare, established through RFP 2019-106 with which took effect January 1, 2019, renewable for four (4) one-year (1) periods for the provision of in-home health care needs to older adults for the NYS Expanded In-home Services for the Elderly Program, the New York State Elder Caregiver Support Respite Care Program, and the New York State Department of Health Western New York Alzheimer’s Caregiver Collaborative Grant; and

**WHEREAS,** This is the second renewal of four (4) total contract renewals with potential for two (2) additional one (1) year renewals upon mutual, written consent of both parties and in the best interest of Genesee County and the Committees on Human Services does recommend approval at this time. Now, therefore, be it

**RESOLVED,** That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents with LHC Group, Inc/dba Willcare Inc, 346 Delaware Ave. Buffalo, NY 14202 for the provision of in-home health care at the rate of \$23.67 per hour for Housekeeping/Chore (PC Level 1); \$24.27 per hour for Personal Care/Homecare (PC Level 2); and \$120.00 per visit for Nursing Supervision, not to exceed \$143,427 for the period January 1, 2022 – December 31, 2022.

Budget Impact: None. Total contract for 2022 not to exceed \$144,136 and is included in the 2022 county budget. Funding for Homecare comes through Unmet Needs, Title III, WNY ADCSI, and EISEP.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 478** **COUNTY AUDIT –NOVEMBER 10-  
APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Legislator Dibble, did review the following claims:

General Fund	\$	922,712.03
Highway		19,350.64
Water Fund		727,794.15
Worker’s Comp		1,635.46
DSS Abstracts		273,893.06

**Capital Projects**

Highway-Highway Overlay		11,504.37
Highway-Sharrick Road Bridge over Murder Creek		365,431.51
Highway – Hundredmark Road Bridge over Drainage Ditch		250,903.55
Highway – South Lyon Street Bridge over Tonawanda Creek		104.57
Highway-Highway Large Span Culvert		8,501.14
County Park – Area “D” Shelter Improvement		150.00
County Park-Dewitt Recreation Area Waterfront Enhancement		2,095.00
Airport-T-hangar Construction (Phase IV)		60,657.50
Facilities Management-Genesee Justice Stone Work		3,937.50

**Payroll – General**

November 5, 2021		1,309,411.37
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**Medicaid**

November 2, 2021		165,091.00
November 9, 2021		<u>146,087.00</u>

<b>Total Audit</b>	\$	4,269,259.85
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Now, therefore, be it

**RESOLVED**, That the Genesee County Legislature has audited and does approve the claims as listed above, and Be it further

**RESOLVED**, That the Genesee County Treasurer be and hereby is authorized and directed to make payments as listed above.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

At 6:04 PM the meeting adjourned upon motion of Legislator Maha seconded by Legislator Deleo, carried unanimously.

**TWENTIETH DAY  
GENESEE COUNTY LEGISLATURE  
Batavia, New York  
Wednesday, November 22, 2021  
Zoom Recording Was Available**

The Genesee County Legislature met in Regular Session on Wednesday, November 22, 2021 at 5:30 PM in the Legislative Chambers of the Old Courthouse. Legislature Chair Stein stated, “all attending the Legislature meeting in person who are fully vaccinated more than two weeks past the date of their final shot are no longer required to wear face coverings or maintain 6-ft social distance”. Legislator Yunker offered to assist with the audit. The prayer was offered by Legislator Dibble followed by the Pledge to the Flag.

Public hearing to discuss Local Law Introductory No. 6 Year 2021, to replace the County of Genesee Hotel and Motel occupancy Tax Law opened at 5:31 p.m. One speaker: Erik Fix, Executive Director of the Genesee County Chamber of Commerce spoke, commending the County for continuing the placement of tax law for hotel and motel occupancy.

Minutes of the November 10, 2021 Legislature meeting were approved upon motion of Legislator Clattenburg seconded by Legislator Yunker, carried unanimously.

Committee & Special Assignments: Legislator Maha discussed a zoom call with Inter-County of Western New York this past Friday. There was a lengthy conversation from Executive Director of the NYS Association of Counties Stephen J. Acquario regarding vaccinations mandates over 100 employees in the workplace. He believes it will be overturned. He also mention a four billion dollar infrastructure water upgrade, hopefully the County can get some of that money. Chair Stein discussed additional conversations of the NYSAC leader, he talked about the clean water competitive grants he talked about the social infrastructure bill being just as important to us, because we are going to have to make those social justice parody measures that will be put forward by the Federal Government. In addition, there was a conversation in regards to cannabis and reservations. Reservations are allowed to have cannabis sales without any licensing process, so those counties that have that host, a reservation, should be aware that cannabis sales will be taking place and there is no licensing requirement. The County Manager and Chair Stein sat in on Common Ground Communications. As to their opportunity to put forward, a media campaign for encouraging folks to get vaccinated get booster and to help recover those good public health that we are really seeking helping to keep our children in school. New cases in all the surrounding counties gave an update on the new cases over the weekend and when you add this up, it is in the thousands. Contact tracers cannot keep up and there hospitalizations are being over-run. Hospital staff is stressed.

Legislator Maha will be taking on the helm of leadership for Inter-county of Western New York, starting in January.

Legislator Comments: Legislator Clattenburg would like to comment on retirement of Councilwoman Rose Mary Christian whom she worked alongside when Legislator Clattenburg was a Councilmember. The Legislature would like to give Rose Mary heartfelt congratulations on her retirement for her service to the City of Batavia. A few legislators will be attending the celebration and providing a commendation to Rose Mary tonight. In addition, Chair Stein mentioned: Tomorrow there's also the dedication of a portion of route 77 as the Jay Hall Memorial highway in the Town of Pembroke.

County Manager Landers Reports - a census from other County Administrators on the rural counties regarding the increased testing resources. On a positive note, the budget will be passing today. Big thank you to Tammi Ferringer, Anita Cleveland, HR Director and Ashlee Reigle, Scott German, County Treasurer and a very special thanks goes out to Vicky Muckle, Executive Secretary for the tremendous work on the 2022 Budget. Very appreciative of all the work behind the scenes.

The Clerk proceeded with the resolutions:

**RESOLUTION NO. 479 AMENDMENTS TO THE 2022 TENTATIVE BUDGET - APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The 2022 Tentative Budget was reviewed by the Legislature and certain amendments to the Tentative Budget were recommended. Now, therefore be it **RESOLVED**, That the Genesee County Legislature does hereby approve the following amendments and does authorize the Budget Officer to effect these amendments into the 2022 Budget:

**INCREASE IN GENERAL FUND REVENUES**

A.1000.9999	Balancing Appropriated	\$ 680,809
A.1231.4089.3	County Manager- Federal Aid - ARPA	\$ 5,000
A.4310.4090	Mental Health – Federal Aid – Block Grant	\$ 86,000
A.6010.3610	Social Services – St. Aid, Social Svcs Admin	\$ 900
A.6010.4610	Social Services – Federal Aid – Social Svcs Admin	\$ 1,300

**DECREASE IN GENERAL FUND REVENUES**

A.1000.1001	Revenue – Real Property Taxes	\$ 678,519
A.1170.3025	Public Defender –Indigent Legal Services	\$ 124,922

**INCREASE IN GENERAL FUND APPROPRIATIONS**

A.1231.4800.0700	County Manager- ARPA – ARPA Contractual Exp	\$ 5,000
A.4310.4700.0000	Mental Health – Specialized Supplies	\$ 86,000
A.6010.8030.0000	Social Services - Medical	\$ 7,680

**DECREASE IN GENERAL FUND APPROPRIATIONS**

A.1170.1010.0000	Public Defender, Personal Services	\$ 79,270
A.1170.2010.0019	Public Defender, Bookcase	\$ 284
A.1170.2010.0020	Public Defender, Desk	\$ 534
A.1170.2010.0022	Public Defender, Chair	\$ 316
A.1170.2010.0025	Public Defender, Files/Cabinets	\$ 300
A.1170.2022.0001	Public Defender, Micro Computer	\$ 806
A.1170.2026.0035	Public Defender, Computer Accessories	\$ 212
A.1170.4160.0000	Public Defender, Publications	\$ 2,702
A.1170.4290.0035	Public Defender, Cell Phone/Air Card	\$ 280
A.1170.4290.0400	Public Defender, NY Phone – Basic Svcs	\$ 262
A.1170.4800.0000	Public Defender, Program Expense	\$ 500
A.1170.8010.0000	Public Defender, Social Security Tax	\$ 4,915
A.1170.8011.0000	Public Defender, Medicare Tax	\$ 1,149
A.1170.8020.0000	Public Defender, Retirement	\$ 10,305
A.1170.8030.0000	Public Defender, Medical	\$ 22,685



Legislator Yunker offered the following resolution:

**WHEREAS**, The Genesee County Manager and Self-Funded Health Benefits Plan Consultant did review the self-insured health plan and monthly participation fee and does recommend monthly premium rates be adjusted effective January 1, 2022, and

**WHEREAS**, The Committee on Ways and Means did review the rates proposed and does recommend adoption at this time. Now, therefore, be it

**RESOLVED**, That the following rates for the Genesee County Self-Insured Health Benefits Plan be adopted, effective January 1, 2022:

<u>Partnership Plus and Traditional Plans Classification</u>	<u>Rate per Month</u>
Single	\$876
2 Members (1 Adult/1 Child or 2 Adults)	\$1,752
Family, 3 or more	\$2,844
Retired, single	\$876
Retired, 2 Members	\$1,752
Retired, Family 3 or more	\$2,844
<b><u>Health and Wellness Plan Classification</u></b>	<b><u>Rate per Month</u></b>
Single	\$727
2 Members (1 Adult/1 Child or 2 Adults)	\$1,454
Family, 3 or more	\$2,363
Retired, single,	\$727
Retired, 2 Members	\$1,454
Retired, Family 3 or more	\$2,363
<b><u>GCC \$5/\$20 Drug Card Classification</u></b>	<b><u>Rate per Month</u></b>
Single	\$154
2 Members (1 Adult/1 Child or 2 Adults)	\$308
Family \$508	
<b><u>Dental Classification</u></b>	<b><u>Rate per Month</u></b>
Dental, single	\$ 11
Dental, family	\$ 27.50
<b><u>Vision Classification</u></b>	<b><u>Rate per Month</u></b>
Vision, single	\$ 4
Vision, family	\$ 6

Budget Impact Statement: medical/Rx premium rates are increasing 4.5% over the 2021 rate.

Legislator Hawley seconded the resolution, which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 483                      CAPITAL PROJECTS APPROVAL – GENESEE  
COMMUNITY COLLEGE – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Genesee Community College Board of Trustees formally approve the Facility Master Plan on October 5, 2020, and

**WHEREAS**, State of New York provided appropriations for the following projects from the Facilities Master Plan totaling \$3,400,000, which includes these projects and approximate budgets:

Turf Field Replacement	\$ 950,000
Conable Technology Building – Roof Replacement	\$1,060,000



Technology Parking Lot (Lot T) Replacement	\$ 800,000
Cooling Tower Replacement	\$ 410,000
Arts Center Connector Replacement	\$ 180,000

**WHEREAS**, The State of New York requires Sponsor commitment of funds of specific approved Capital Projects to obtain SUNY approval to progress, and financing capital projects would be borne half by the State of New York, and when the project(s) are approved, half by the County, and

**WHEREAS**, The Committee on Ways and Means does recommend the funding of these projects to the Legislature. Now, therefore, be it

**RESOLVED**, That the Genesee County Legislature does hereby approve proceeding with the approved Capital Projects not to exceed \$3,400,000, and Genesee County being responsible for up to \$1,700,000.

Budget Impact: As the host community, Genesee County will be responsible for up to \$1,700,000 for these projects.

Legislator Deleo seconded the resolution, which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 484                      SHARED SERVICES PLAN - SETTING PUBLIC HEARING – APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, the Genesee County Shared Services panel has compiled proposals to be filed in the 2021 Shared Services Plan to New York State Department of State by December 31, 2021, and

**WHEREAS**, Part of the process for discussing and developing said a Shared Services plan is to have public meetings/opportunities for citizen input and to take suggestions on possible public sector shared services opportunities that have not already occurred and are in place, and

**WHEREAS**, The Committee on Ways and Means does recommend setting public hearings for shared services discussion. Now, therefore, Be it

**RESOLVED**, That Public Hearings on the 2021 Shared Services Plan will be held on Monday, November 29, 2021 at 9:00am, 11:00am, and 4:00pm at the Old Courthouse, 7 Main Street, Batavia, NY.

Budget Impact Statement: None

Legislator Yunker seconded the resolution, which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 485                      2021 BUDGET AMENDMENT- SELF-INSURANCE WORKERS COMPENSATION - APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The Assistant County Manager has requested an increase to the 2021 benefit & award expense of the Workers' Compensation 2021 Budget in the amount of \$325,000 due to unanticipated expenses, and

**WHEREAS**, The Assistant County Manager recommends utilizing funds from the Workers Compensation Fund Balance to cover the additional costs, and

**WHEREAS**, The Committee on Ways and Means did review this request and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, The County Treasurer is hereby authorized and directed to amend the 2021 Genesee County Budget by increasing S.1720.4800.0000 Self Insurance Benefits & Awards -

Program Expense in the amount of \$325,000 offset by an increase in S.1000.9999 – Balancing Appropriated in a like amount.

**Budget Impact:** \$325,000 will be taken from the WC Fund Balance. 2020 year-end balance of the WC Fund Balance is \$1,491,369

Legislator Deleo seconded the resolution, which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 486**

**RENEWAL OF CONTRACT – THIRD PARTY ADMINISTRATOR OF SELF-FUNDED HEALTH PLAN/INDEPENDENT HEALTH/NOVA HEALTHCARE ADMINISTRATOR – APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, Resolution No. 359 duly adopted on September 23, 2020, did award a contract to Independent Health/Nova Healthcare as the Third Party Administrators for Genesee County’s Self-Funded Health Plan, and

**WHEREAS**, The RFP issued in 2020 and the 2020 Resolution No. 359 did allow for two additional one-year period renewals and the Genesee County Human Resources Director has recommended the renewal of this contract for 2022, and

**WHEREAS**, The Genesee County Health Benefits Review Committee does recommend that Independent Health/Nova Healthcare be awarded the contract to provide third party administration for the Genesee County self-funded medical benefits plan, and

**WHEREAS**, The Committee on Ways and Means did review this recommendation and does concur. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into the first of two one-year renewal contracts with Independent Health/Nova Healthcare Administrators, 511 Farber Lakes Drive, Buffalo, New York for the provision of third-party administration services for the County’s Self-Funded Health Plan effective January 1, 2022 through December 31, 2022.

Per Member Per Month

2022 Medical/Vision and COBRA Administration Fee:	\$43.25
Prescription Drug Coordination with Outside Vendor	<u>2.00</u>
	\$45.25

Budget Impact Statement: \$391,000 is included in the 2022 budget for the administration of the Self-Funded Health Plan

Legislator Maha seconded the resolution, which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 487**

**RENEWAL OF CONTRACT – HEALTH BENEFITS/THIRD PARTY ADMINISTRATOR /DENTAL – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, Resolution No. 482 duly adopted on November 26, 2019 did award a contract to Health Economics Group, Inc. for third party administration services for the County’s self-funded dental benefits plan, and

**WHEREAS**, The RFP issued in 2019 and 2019 Resolution No. 482 did allow for four one year renewals under the same terms and conditions, and the Genesee County Human Resources Director has recommended the renewal of this contract for 2022, and

**WHEREAS**, The Committee on Ways and Means did review this recommendation and does concur. Now, therefore be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into the second of four one-year renewal contracts with Health Economics Group, 1050 University Avenue, Rochester, NY for the provision of third party administration services for the County's self-funded dental benefits plan at the following rates effective

January 1, 2022 through December 31, 2022:

Dental Administration Fee per Member per Month: \$2.40

COBRA Administration per COBRA Participant per Month: \$2.40 + 2% of premium

Budget Impact Statement: No increase in the Administration Fee. Annual cost estimated to be \$21,000.

Legislator Dibble seconded the resolution, which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 488**

**SELF-INSURED HEALTH BENEFITS PLAN  
CONSULTANT/AWARD OF CONTRACT –  
APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The County of Genesee has retained the services of a health benefits plan consultant since mid-2003 to initiate and facilitate on-going efforts by the County and its joint Labor/Management Health Benefits group to effectuate cost savings in the self-funded health benefits plans and to provide assistance with general administration of the plans, and

**WHEREAS**, The current consultant's agreement expires in February 2022 and the Genesee County Purchasing Director did issue RFP 2021-109 for a Health Benefits Plan Consultant with two proposals received, and

**WHEREAS**, The Genesee County Manager, Assistant County Manager, Human Resources Director, Executive Assistant to the County Manager, Purchasing Director and the Vice President of Finance & Operations at Genesee Community College did review proposals received and have recommended that the services of AP Benefit Advisor, LCC, dba Premier Consulting Associates be retained as the County's health benefits plan consultant, and

**WHEREAS**, The Committee on Ways and Means has reviewed this recommendation and does concur. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute an agreement with AP Benefits, dba Premier Consulting Associates, 1416 Sweet Home Road, Amherst, New York to provide Health Benefits Plan Consulting services said contract to commence February 1, 2022 through January 31, 2023 with the option for four additional one-year renewals upon written mutual agreement of the parties at a cost of:

Medical and Prescription Drug Plan Consulting \$50,000/Annual Fee

Claims Data Integration, Reporting and Analytics

through PremierLinx

\$1.30 per employee per month

Budget Impact Statement: Funds are budgeted in the 2022 Health Plan budget for Consulting annual fee and PremierLinx.

2023 to 2024: \$50,000 per contract year plus \$1.30 PEPM

2024 to 2025: \$52,000 per contract year plus \$1.30 PEPM

2025 to 2026: \$52,000 per contract year plus \$1.30 PEPM

2026 to 2027: \$52,000 per contract year plus \$1.30 PEPM

Legislator Maha seconded the resolution, which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 489**

**RENEWAL OF CONTRACT – EMPLOYEE ASSISTANCE PROGRAM – HUMAN RESOURCES DEPARTMENT - APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, Resolution No. 466 duly adopted on November 24, 2020 did award a contract to Royal Employer Services to provide Employee Assistance Program (EAP) services for Genesee County employees, and

**WHEREAS**, The RFP issued in 2020 and 2020 Resolution No. 466 did allow for four (4) one-year renewals under the same terms and conditions, and the Genesee County Human Resources Director has recommended the renewal of this contract for 2022, and

**WHEREAS**, The Committee on Ways and Means did review this recommendation and does concur. Now, therefore Be it

**RESOLVED**, That the Chairperson of the Genesee County Legislature is hereby authorized and directed to enter into the first of four one-year renewal contracts with Royal Employer Services, 430 East Main Street, Batavia, New York to provide Employee Assistance Program services to the employees of Genesee County for the period January 1, 2022 through December 31, 2022 at a cost of \$8,175 per year with a provision of three additional one-year renewals.

Budget Impact Statement: Funds are included in the Human Resources 2022 budget.

Legislator Deleo seconded the resolution, which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 490**

**RENEWAL OF CONTRACT – FLEXIBLE SPENDING BENEFITS PLAN MANAGEMENT/ ADMINISTRATOR – APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, Resolution No. 356 duly adopted on November 23, 2020 did award a contract to P & A Group, Inc. for administration services for the County's Flexible Spending Benefits Plan, and

**WHEREAS**, The RFP issued in 2020 and 2020 Resolution No. 356 did allow for three one-year renewals under the same terms and conditions, and the Genesee County Human Resources Director has recommended the renewal of this contract for 2022, and

**WHEREAS**, The Committee on Ways and Means did review this recommendation and does concur. Now, therefore Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into the first of three one-year renewal contracts with P & A Group, 17 Court Street, Buffalo, NY 14202 for the provision of administration services for the County's Flexible Spending Benefits Program effective January 1, 2022 through December 31, 2022 under the same terms and conditions upon mutual consent between the parties.

Flexible Benefits Program Administration Fee Per Member Per Month: \$3.25

Budget Impact Statement: Flex Plan Administration costs are paid utilizing the County's FICA savings generated by employee participation in the flexible benefits program.

Legislator Clattenburg seconded the resolution, which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 491**

**SCHEDULE "A" 2022 EMPLOYEE SALARY SCHEDULE – APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, It is necessary to establish a schedule for payment of wages in 2022 for positions covered in negotiated agreements and for other positions not included in the Genesee County Schedule A Employee Salary Schedule, and

**WHEREAS**, The Committee on Ways and Means did review the schedule as presented by the Human Resources Director and does recommend adoption at this time. Now, therefore, Be it **RESOLVED**, That the Genesee County Treasurer and the Human Resources Director are hereby authorized and directed to implement payroll certifications, effective January 1, 2022 based upon the recommended Genesee County Employee Salary Schedule.

Legislator Hawley seconded the resolution, which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 492**

**SCHEDULE “B” 2022 MANAGEMENT  
SALARY SCHEDULE – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Committee on Ways and Means did review the Management Salary Schedule “B” for 2022 and does recommend adoption at this time. Now, therefore, Be it

**RESOLVED**, That the County Supervisory and Non-Union Salary Schedule for 2022 be and hereby is adopted, and Be it further

**RESOLVED**, That the Genesee County Treasurer and the Human Resources Director are hereby authorized and directed to implement payroll certifications and payments based on the titles and salaries contained in Schedule “B” 2022 Management Salary Schedule, effective January 1, 2022.

Legislator Clattenburg seconded the resolution, which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 493**

**APPOINTMENTS TO THE GLOW  
WORKFORCE DEVELOPMENT BOARD  
MEMBERSHIP – APPROVAL OF**

Legislator Torrey offered the following resolutions:

**WHEREAS**, The Chief Elected Officials of Genesee, Livingston, Orleans, and Wyoming Counties (GLOW) petitioned the Governor of the State of New York to designate the four County area as a Workforce Innovation and Opportunity Area under the Workforce Innovation and Opportunity Act of 2014, and

**WHEREAS**, The Federal Workforce Innovation and Opportunity Act of 2014 mandates that each local Workforce Innovation and Opportunity Area create a Workforce Development Board to administer and oversee the local Workforce Innovation and Opportunity System, and

**WHEREAS**, The Chief Elected officials are charged with the responsibility of soliciting and appointing members to this Workforce Development Board. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby approve the following appointment to the GLOW Workforce Development Board:

Molly Haungs, Marketing Manager of LandPro Equipment has agreed to renew her term as a GLOW Workforce Representative for Private Sector Business to serve a term from 11/19/2021 – 11/19/2023.

**RESOLVED**, That the GLOW Workforce Development Board will be in effect until such time that the Workforce Innovation and Opportunity Act of 2014 is repealed.

Legislator Deleo seconded the resolution, which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 494**

**TO APPROVE A SUBORDINATION  
AGREEMENT – APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, the County of Genesee previously allocated funds in the amount of \$16,285.50 and \$28,798 respectively, to Batavia Home Rentals for property it owns at 54 Hutchins Street in the City of Batavia NY as part of a HUD lead abatement program, and

**WHEREAS**, the County of Genesee filed two mortgages for these amounts in the Genesee County Clerk’s office on May 4, 2021 and on September 20, 2021, and

**WHEREAS**, Batavia Home Rentals is obtaining a refinancing mortgage from the Bank of Castile upon the property at 54 Hutchins Street; as well as upon numerous other properties, and

**WHEREAS**, the Bank of Castile has asked the County of Genesee to execute a Subordination Agreement, and

**WHEREAS**, the County Attorney has recommended approval of this Subordination Agreement which will not adversely affect the County of Genesee. Now, therefore, Be it

**RESOLVED**, that a proposed Subordination Agreement by and between the Bank of Castile and the County of Genesee is hereby approved, and the Chair of the Legislature is hereby authorized and directed to sign this Subordination Agreement on behalf of the County, together with any other necessary recording documents, with the Bank of Castile to pay any and all recording costs and expenses.

Budget Impact Statement None.

Legislator Deleo seconded the resolution, which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 495**

**SET PUBLIC HEARING - INTRODUCTORY  
LOCAL LAW NO. 7 YEAR 2021 – SALARIES  
OF COUNTY FIXED TERM OFFICERS-  
APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, There is hereby introduced to the Genesee County Legislature a proposed Local Law entitled: **A LOCAL LAW IN RELATION TO THE SALARIES OF COUNTY OFFICERS OF THE COUNTY OF GENESEE ELECTED OR APPOINTED FOR A FIXED TERM,**” and

**WHEREAS**, Subdivision 5 of Section 20 of the Municipal Home Rule Law requires a Public Hearing to be held on such Local Law. Now, therefore, be it

**RESOLVED**, That a Public Hearing shall be held on the Proposed Local Law Introductory No. 7, Year 2021 on Wednesday, December 8, 2021 at 5:30 p.m. at the Genesee County Courthouse, 7 Main Street, Batavia, New York.

Legislator Maha seconded the resolution, which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 496**

**ACCEPTANCE OF CONTRACT  
AMENDMENT-NYS OFFICE OF INDIGENT  
LEGAL SERVICES/GENESEE COUNTY-  
APPROVAL OF**

Legislature Yunker offered the following resolution:

**WHEREAS**, The Public Defender does recommend the acceptance of the amendment to contract between Genesee County and the New York State Office of Indigent Legal Services, Contract Number: C900018, Distribution # 9, to amend the contract by providing a one (1) year extension of the term to December 31, 2022. This contract funds two (2) attorneys’ salary and fringe benefits,

a portion of a paralegal's salary and fringe benefits and various other costs and expenses related to the department's staff.

**WHEREAS**, The Committees of Public Service and Ways and Means did review the contract and does recommend acceptance at this time. Now, therefore, be it

**RESOLVED**, that the Chair of the Genesee County Legislature is hereby authorized and directed to execute this Amendment for Contract Number: C900018, Distribution # 9, with the New York State Office of Indigent Legal Services, A. E. Smith Building, 11<sup>th</sup> Floor, 80 South Swan Street, Albany, New York 12210.

**Budget Impact Statement:** Total contract revenue for 2022 in the amount of \$159,769 is contained within the 2022 Department Head Requested Budget in line A.1170.3025 Indigent Legal Services offset by like amounts in expenses.

Legislator Hawley seconded the resolution which was passed by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 497**

**2021 BUDGET AMENDMENT/CAPITAL  
PROJECT AMENDMENT – 8-BAY T-  
HANGAR PHASE IV – APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, The Highway Superintendent recommends amending the capital project established for the 8-Bay T-Hangars Phase IV in order to allow for the full value of all contracts and necessary work, and

**WHEREAS**, The Committees on Public Service and Ways and Means have reviewed this request and do concur with the recommendation at this time. Now, therefore, be it

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the Genesee County Treasurer to amend the 2021 County Budget by increasing A.9950.9000.0000 Transfer to Capital in the amount of \$3,188.75, to be offset by A1000.1110.1 1% Sales in the amount of \$3,188.75, increasing H5997.5031 Interfund Transfer in the amount of \$3,188.75, and increasing H5997.2080 8-Bay T-Hangar Phase IV Capital Project Expense in the amount of \$3,188.75,

**Budget Impact:** This \$3,188.75 increase in funding will bring the total funding in the project to \$878,188.75. The additional funding allows for the full payment and release of retainage on all contracts. The project bids were awarded under a very tight budget and the cost of additional special inspections required to comply with Building Code exceeded expectations.

Legislator Deleo seconded the resolution, which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 498**

**INTERMUNICIPAL AGREEMENT –  
COUNTYWIDE WATER PHASE 2 – TOWN  
OF BERGEN – APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, Genesee County desires to advance certain portions of water improvements being made by the Town of Bergen which benefits the County and are described in the Master Plan and Engineering Report for Phase 2 of the Countywide Water Project, and

**WHEREAS**, the Genesee County Highway Superintendent and the County Attorney have prepared an agreement that provides a reimbursement to the Town of Bergen under terms acceptable to the County and recommend its approval at this time, and

**WHEREAS**, the Committees on Public Service and Ways and Means have reviewed this request and do concur at this time. Now, therefore, be it

**RESOLVED**, that Genesee County Legislature does hereby authorize the Chairperson of the Genesee County Legislature to approve the Intermunicipal Agreement between Genesee County and the Town of Bergen related to the upgrades of certain water mains constructed by the Town related to Water Improvement Benefit Area #1. Amount not to exceed \$47,121.

Budget Impact Statement: Per the agreement, the County Water Fund will reimburse the Town of Bergen up to \$47,121 for completing water main upgrades that benefit the countywide system. Reimbursements will be made within 45 days after the Town of Bergen completes construction of the mains and they are certified complete by their Engineer.

Legislator Maha seconded the resolution, which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 499**

**CHANGE ORDER – ALBION RD BRIDGE  
PILE CAP REPAIRS – BVR CONSTRUCTION  
–APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent recommends authorizing additional work with BVR Construction, Inc. as part of the Albion Rd Bridge Pile Cap Repairs project, and

**WHEREAS**, The Committees of Public Service and Ways and Means did review this recommendation and does concur. Now, therefore, be it

**RESOLVED**, That the Chair of the Genesee County Legislature does hereby authorize change orders in the amount of \$7,500 for BVR Construction, Inc., 8 King Rd, Churchville, NY 14428 related to the epoxy painting of C-Channel in lieu of providing galvanized C-channel, to be funded from the Large Span Culvert capital project.

Budget Impact Statement: The total amount for the change order is \$7,500. This change brings the total contract amount to \$99,500. The contract is funded from the Large Span Culvert capital project.

Legislator Yunker seconded the resolution, which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 500**

**AMENDMENT TO SUPPLEMENTAL  
CONSULTANT AGREEMENT – FLYNN &  
BATTAGLIA ARCHITECTS – 14 WEST  
MAIN ST/JAIL STONEMWORK**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent re-engaged with Flynn & Battaglia Architects to renew and update the set of construction document and the Genesee County Legislature authorized a consultant agreement in the amount of \$38,000, and

**WHEREAS**, Flynn & Battaglia has completed a thorough re-inspection of the exterior of the building under this agreement and has determined that significantly more work will be required for restoration, and

**WHEREAS**, The Highway Superintendent reviewed and negotiated an amendment to the consultant agreement with Flynn & Battaglia and does recommend that additional services be authorized at this time, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this recommendation and does concur. Now, therefore, be it

**RESOLVED**, the Genesee County Legislature does hereby authorize the Chairperson of the Genesee County Legislature to amend the supplemental agreement with Flynn-Battaglia Architects, P.C., 617 Main St, Buffalo, NY 14203 in an amount not to exceed \$18,500 for the



purposes of updating the construction documents to reflect the current condition of the of the former Genesee County Sheriff's Office and Jail building so it may be repaired. Funded by the Genesee Justice Stone Work Capital Project.

Budget Impact: The amendment of \$18,500 includes \$16,000 of additional design and project administration services and \$2,500 in hazardous materials investigation and assessment through a subcontract wit Watts Engineers. The total cost of the consultant agreement with the proposed amendment would be \$56,500, which will be paid from the Capital Project for the Genesee Justice Stone Work. The balance in the Capital Project is \$128,717.

Legislator Maha seconded the resolution, which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 501**

**CAPITAL PROJECTS – AUTHORIZATION  
TO CLOSE - HIGHWAY-APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent reported that certain Capital Projects have been completed and recommended that said Capital Projects be closed at this time, and

**WHEREAS**, The Committees on Public Service did review these recommendations and do concur. Now, therefore, be it

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the Genesee County Treasurer to close the following capital projects: North Road (CR40)

Budget Impact: None. All monies have been spent.

Legislator Yunker seconded the resolution, which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 502**

**DETERMINING THAT THE GENESEE  
COUNTY JAIL PROJECT IS A TYPE I  
ACTION UNDER THE NEW YORK STATE  
ENVIRONMENTAL QUALITY REVIEW ACT  
(SEQRA), DECLARING THE COUNTY AS  
LEAD AGENCY TO UNDERTAKE A  
COORDINATED REVIEW, AND FINDING  
AND CONCLUDING THAT THE PROPOSED  
PROJECT WILL NOT RESULT IN ANY  
SIGNIFICANT ADVERSE IMPACTS TO THE  
ENVIRONMENT**

Legislator Yunker offered the following resolution:

**WHEREAS**, the Genesee County Legislature (hereinafter the "County") maintains the existing Genesee County Building #2 located at 3837 West Main Street Road, the property on which the new jail building will be constructed; and

**WHEREAS**, the County is proposing the Genesee County Jail Project (collectively, the "Project"); and

**WHEREAS**, the County is obligated under SEQRA and corresponding regulations to review the Project, and if necessary, undertake a review of the potential environmental impacts associated with the Project before undertaking the same; and

**WHEREAS**, the County is the appropriate agency to be the lead agency to undertake the project review under SEQRA; and

**WHEREAS**, based upon an examination of 6 NYCRR § 617.4 and § 617.5, the County classified the Project as a Type I Action and that such activities include physical alteration of greater than

10 acres of § 617.4(b)(5)(i). A Full Environmental Assessment Form was prepared for the Project, and pursuant to 6 NYCRR § 617.6(b) (3), coordinated review was undertaken by the County and no objections were received regarding the County serving as lead agency. Now, therefore, be it:

**RESOLVED**, that the County hereby makes the following findings:

The Project consists of construction of a new 97,480± sf (total GFA) 2-story jail facility to service the County and community. The project will be located on a 19.7± acre County owned parcel with Tax Map No. 7.-1-21.1. The development will also include construction of off-street parking, improvements to the existing driveway entrance to the County Building located on the site (to serve as main jail entrance too), sidewalks, concrete curb improvements, stormwater management above-ground infiltration facility, multiple municipal utility connections, area landscaping/lighting, screening/fencing, E&SC measures, and fire access road around the entire building.

**IT IS FURTHER RESOLVED**, that:

The Genesee County Legislature hereby designates itself lead agency pursuant to 6 NYCRR § 617.6(b)(2) and § 617.6(b)(3) with respect to the Project.

**IT IS FURTHER RESOLVED**, that:

Based upon an examination of the components of the Project, the Full Environmental Assessment Form, and the criteria contained in 6 NYCRR § 617.7(c), and based upon its knowledge of the areas including and surrounding the Project site, and discussions with professionals retained by the County, the Genesee County Legislature, as lead agency, hereby makes the following determinations with respect to the Project pursuant to SEQRA:

A. The Project constitutes a “Type I Action.”

B. Based upon review by the Genesee County Legislature of the Full Environmental Assessment Form, any input provided by other involved agencies, and other necessary criteria set forth in SEQRA, the Genesee County Legislature hereby finds and determines that the Project will result in no significant impacts and, therefore, (a) the action is not one which “may include the potential for at least one significant adverse environmental impact,” (b) “there will be no significant adverse environmental impacts,” and (c) no “environmental impact statement” need be prepared, as such quoted terms are defined in SEQRA. This determination constitutes a negative declaration for purposes of SEQRA and it has been prepared in accordance with Article 8 of the Environmental Conservation Law.

C. A copy of this resolution, together with notice of negative declaration, shall be placed on file in the office of the Genesee County Department of Planning where the same shall be available for public inspection during business hours and such notice of negative declaration shall be filed in such offices, posted in such places and published in such manner as shall be necessary to conform to the requirements of SEQRA.

Budget Impact: New County jail project estimated at \$70 million with a projected annual debt service payment of \$3.5 million. Annual operating cost increase at new County Jail is estimated between \$1-2 million depending on NYSCOC mandated post requirements. A combination of sales tax, property tax, fund balance reserves, and inmate boarding-in revenue is projected to cover the cost increases.

Legislator Maha seconded the resolution which was passed by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 503**

**INTERMUNICIPAL AGREEMENT RENEWAL –  
SHERIFF / MONROE COUNTY DEPARTMENT OF  
PUBLIC SAFETY CRIME LABORATORY –**

**APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, the current agreement for forensic laboratory services with Monroe County expired December 31, 2020; and

**WHEREAS**, the Sheriff did present an agreement renewal, approved by the County Attorney, for the time period, retroactively, of January 1, 2021, through December 31, 2021, at a cost of \$113,324 and

**WHEREAS**, it is recommended the County Legislature approve this agreement for this time period and cost, and

**WHEREAS**, the Committee on Public Service did review this agreement and does recommend approval at this time. Now, therefore, be it

**RESOLVED**, that the Chair of the Genesee County Legislature is authorized and directed to execute the agreement between the County of Genesee and the County of Monroe for forensic laboratory services for the period, retroactively, of January 1, 2021, through December 31, 2021, at a cost of \$113,324.

**Budget Impact:** Appropriation of \$113,324 was included in the 2021 Sheriff's budget for this contracted service.

Legislator Maha seconded the resolution, which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 504**

**AGREEMENT EXTENSION - SHERIFF'S OFFICE  
/JUSTICE BENEFITS, INC. - APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, the County of Genesee entered into an Agreement with Justice Benefits, Inc., pursuant to Resolution 245, dated June 26, 2019, for the provision of professional assistance with revenue enhancement services, with the option to extend this agreement for four (4) additional one-year periods, approved each year, at the same terms and conditions, upon written mutual agreement of both parties), and

**WHEREAS**, the first extension period expired on June 30, 2021, and

**WHEREAS**, it is mutually agreed that both parties wish to enter into the second extension period commencing, retroactively, on July 1, 2021, and will continue through June 30, 2022, and

**WHEREAS**, the Sheriff does recommend extending this contract for the second period, and

**WHEREAS**, the Committee on Public Service did review this request and does recommend approval at this time. Now, therefore, be it

**RESOLVED**, that the Chair of the Genesee County Legislature is hereby authorized and directed to extend this agreement as described above with Justice Benefits, Inc., 1711 East Beltline Road, Coppell, Texas 75019, for professional assistance with revenue enhancement services.

**Budget Impact:** Increase in Jail revenue.

Legislator Hawley seconded the resolution, which was adopted by 298 votes, Klotzbach (28) absent.

**RESOLUTION NO. 505**

**REAPPOINTMENT - SOIL & WATER  
CONSERVATION DISTRICT FOR FARM BUREAU  
KINGSTON-APPROVAL OF**



that all of the terms and conditions of Local Law No. 2, Year 1995 and its nine amendments shall remain in full force and effect with regard to all transactions, occupancy taxes due, interest, penalties, operator obligations, etc., for the time period starting in 1995 when it was first adopted, until the expiration date of December 31, 2021

**ARTICLE I – GENERAL PROVISIONS:**

101. **Short Title:** This Local Law shall be known as the Genesee County Hotel and Motel Room Occupancy Tax Law.

102. **Intent:** This Local Law is adopted to implement the provisions of Chapter 253 of the Laws of 1995, effective October 1, 1995, enacting Section 1202 of the Tax Law of the State of New York; as well as to implement the provisions of Chapter 62 of the Laws of 2011, effective October 3, 2011, enacting Section 1202-r of the Tax Law of the State of New York.

103. **Definitions:** Unless the context requires a different meaning, when used in this Local Law, the following terms shall mean:

- a. “County” shall mean the County of Genesee.
- b. “Person” shall mean an individual, partnership, society, association, joint stock company, corporation, estate, receiver, trustee, assignee, referee, and any other person acting in a fiduciary or representative capacity, whether appointed by a court or otherwise, and any combination of the foregoing.
- c. “Operator” shall mean any person operating a hotel or motel in the County of Genesee, including but not limited to, the owner or proprietor of such premises, lessee, sub lessee, mortgagee in possession, licensee, Management Company, booking company or any other person otherwise operating such hotel or motel.
- d. “Hotel or Motel” or either term singly shall mean any facility or portion thereof providing lodging on an overnight basis for greater than fourteen (14) days during any calendar year. The term “hotel” or “motel” including, but not limited to, an apartment, hotel, motor court or inn, boarding house, cabin, cottage, club, recreational vehicle rentals, condominium, tourist facilities, facilities designated or commonly known as a “bed and breakfast”, private homes or other accommodations rented via booking companies or similar hotel or motel type of accommodations by whatever name designated, whether or not meals are served.
- e. “Occupancy” shall mean the use or possession, or the right to use or possession of any room in a hotel or motel.
- f. “Occupant” shall mean a person or persons who, for a consideration uses, possesses, or has the right to use or possess, any room in a hotel or motel under any lease, concession, permit, right of access, license to use or other agreement, or otherwise.
- g. “Permanent Resident” shall mean any occupant of any room or rooms in a hotel or motel for a period in excess of thirty (30) consecutive days.
- h. “Rent” shall mean the consideration received for occupancy valued in money, whether received in money or otherwise.
- i. “Room” shall mean any room of any kind in any part or portion of a hotel or motel, which is available for or let out for any purpose other than a place of assembly.
- j. “Return” shall mean any return filed or required to be filed as herein provided.
- k. “Tax” shall mean the tax imposed pursuant to this Local Law and any increase, reduction or modification hereafter authorized that may also be referred to herein as an occupancy tax.

- l. “Treasurer” shall mean the Treasurer of Genesee County or the Treasurer’s designee.
- m. “Common Charge” shall mean any and all charges to an occupant for rent that relates only to the cost of occupancy, and excludes all other charges.
- n. “Other charges” shall mean the charge or charges which an operator imposes for every service or cost other than a common charge.
- o. “Booking Company” shall mean a person collecting rent for room or rooms in a hotel/motel via an online platform or otherwise, including, but not limited to entities such as Airbnb, FlipKey, Homeaway, VRBO, and Realtors.
- p. “Package Deal” shall mean when an operator imposes one price for the “Common charge” and all “other charges”.

104. Territorial Limitations: A tax imposed by this Local Law shall apply only within the territorial limits of the County of Genesee.

105. Reference to Tax: Wherever reference is made to placards, advertisements or other publications to the tax imposed by this Local Law, such reference shall be substantially in the following form: “Tax on occupancy of hotel or motel rooms”, except that in any bill, receipt, statement or other agreement or memorandum of occupancy or rent charge issued or employed by an operator, the words “occupancy tax” shall suffice.

#### **ARTICLE II – ADMINISTRATION**

201. Administration: The tax imposed by this Local Law shall be administered and collected by the Treasurer or other fiscal officers of the County as he may designate by such means and in such manner as are other taxes which are now collected and administered by such officers or as otherwise provided by this Local Law.

202. General Powers of the Treasurer: In addition to the powers granted to the Treasurer in this Local Law, the Treasurer is hereby authorized and empowered to:

- a. make, adopt and amend rules and regulations appropriate to the carrying out of this Local Law and the purposes thereof, provided, however, that no rule or regulation shall become effective until 30 days after such rule or regulation shall have been filed with the Clerk of the County Legislature;
- b. extend for cause shown, the time of filing any return for a period not exceeding three months, provided not less than 90 percent of the estimated tax for the period for which the return is required to be filed shall be paid together with the request for such extension on or before the due date; and for cause shown to remit penalties but not interest computed at the rate and in the manner provided in Section 924-a of the Real Property Tax Law on taxes not paid; and to compromise disputed claims in connection with the tax imposed by this Local Law;
- c. request information from the Department of Taxation and Finance of the State of New York or the Treasury Department of the United States relative to any person; and to afford information to such taxation department or treasury department relative to any person, any other provision of this Local Law to the contrary notwithstanding;
- d. delegate his functions hereunder to a deputy treasurer or any employee or employees of the Treasurer,
- e. prescribe methods for determining the rents for occupancy and to determine the taxable and nontaxable rents;
- f. require any operator within the County to keep detailed records of the nature and type of hotel maintained, nature and type of service rendered, rooms available and rooms occupied daily,

leases or occupancy contracts or arrangements, rents received, charged and accrued, the names and addresses of the occupants, whether or not any occupancy is claimed to be subject to the tax and to furnish such information upon request to the Treasurer

g. assess, determine, revise and readjust the taxes imposed under this Local Law, and require the filing of estimated tax returns and payment of estimated tax where necessary;

h. direct the County Attorney to take such action as may be required to enforce this Local Law, including but not limited to providing representation in any administrative proceeding conducted by the Treasurer for enforcement of this Local Law brought in the name of the County in any court of appropriate jurisdiction without any further authorization of the County Legislature.

**203. Administration of Oaths and Compelling Testimony:**

a. The Treasurer or his employees or agents duly designated and authorized by him shall have power to administer oaths and take affidavits in relation to any matter or proceeding in the exercise of their powers and duties under this Local Law. The Treasurer shall have power to subpoena and require the attendance of witnesses and the production of books, papers, and documents to secure information pertinent to the performance of his duties hereunder and of the enforcement of this Local Law and to examine them in relation thereto, and to issue commissions for the examination of witnesses who are out of the state or unable to attend before him or excused from attendance.

b. A justice of the Supreme Court either in court or at chambers shall have power summarily to enforce by proper proceedings the attendance and testimony of witnesses and the production and examination of books, papers and documents called for by the subpoena of the Treasurer under this Local Law.

c. Any person who shall refuse to testify or to produce books or records or who shall testify falsely in any material matter pending before the Treasurer under this Local Law shall be guilty of a misdemeanor, punishment for which shall be a fine of not more than one thousand dollars or imprisonment for not more than one year, or both such fine and imprisonment.

d. The officers who serve the summons or subpoena of the Treasurer and witnesses attending in response thereto shall be entitled to the same fees as are allowed to officers and witnesses in civil cases in courts of record, except as herein otherwise provided. Such officers shall be the County Sheriff and his duly appointed deputies or any officers or employees of the Treasurer, designated to serve such process.

**ARTICLE III – TAX RATE, PERSONS LIABLE, TAXABLE RENT, EXEMPTIONS**

301. Imposition of Tax: On and after the 1<sup>st</sup> day of January 2022, there is hereby imposed and there shall be paid a tax of three percent (3%) upon the rent for common charges and certain other charges, for every occupancy of a room or rooms in a hotel or motel in this County, except that the occupancy tax shall not be imposed upon:

a. permanent residents for a period of occupancy in excess of thirty (30) days, or

b. persons that are placed in a hotel or motel by the Department of Social Services, the Red Cross, the Salvation Army or other similar organizations due to emergency housing needs, housing for indigent or homeless persons.

c. any Federal, New York State, Local or other Municipal taxes.

d. exempt organizations as hereinafter set forth.

302. Statement of Tax to be Collected: Person Liable for Payment of Tax:

a. The tax to be collected shall be stated and charged separately from the rent and shown

separately on any record thereof, at the time when the occupancy is arranged or contracted for and charged for, and upon every evidence of occupancy or any bill or statement or charge made for said occupancy issued or delivered by the operator, and the tax shall be paid by the occupant to the operator as trustee for and on account of the County, and the operator shall be liable for the collection thereof and for the tax. The operator and any officer of any corporate operator shall be personally liable for the tax collected or required to be collected under this Local Law, and the operator shall have the same right in respect to collecting the tax from the occupant, or in respect to nonpayment of the tax by the occupant as if the tax were a part of the rent for the occupancy payable at the time such tax shall become due and owing, including all rights of eviction, dispossession, repossession and enforcement of any innkeeper's lien that he may have in the event of non-payment of rent by the occupant; provided, however, that the Treasurer or other fiscal officer or officers, employees or agents duly designated by him shall be joined as a party in any action or proceeding brought by the operator to collect or enforce collection of the tax.

b. Where the occupant has failed to pay and the operator has failed to collect a tax as imposed by this Local Law, then in addition to all other rights, obligations and remedies provided, such tax shall be payable by the occupant directly to the Treasurer, and it shall be the duty of the occupant to file a return thereof with the Treasurer and to pay the tax imposed thereon to the County Treasurer within 15 days after such tax was due.

c. The Treasurer may, whenever he deems it necessary for the proper enforcement of this Local Law, provide by regulation that the occupant shall file returns and pay directly to the Treasurer the tax herein imposed at such times as returns are required to be filed and payment made over by the operator.

d. The tax imposed by this Local Law shall be paid upon any occupancy on and after January 1, 2022, although such occupancy is had pursuant to a contract, lease or other arrangement made prior to such date. Where rent is paid or charged or billed, or falls due on either a weekly, monthly or other term basis, the rent so paid charged, billed or falling due shall be subject to the tax herein imposed to the extent that it covers any portion of the period on and after January 1, 2022. Where any tax has been paid hereunder upon any rent which has been ascertained to be worthless the Treasurer may by regulation provide for credit and/or refund of the amount of such tax upon application therefor as provided in Section 406 of this Local Law.

e. For the purpose of the proper administration of this Local Law and to prevent evasion of the tax hereby imposed, it shall be presumed that all rents are subject to tax until the contrary is established and the burden of proving that a rent for occupancy is not taxable hereunder shall be upon the operator, except that, where by regulation pursuant to Section 302(d) an occupant is required to file returns and pay directly to the Treasurer the tax herein imposed, the burden of proving that a rent for occupancy is not taxable shall be upon the occupant. Where an occupant claims exemption from the tax under the provisions of Section 304, the rent shall be deemed taxable hereunder unless the operator shall receive from the occupant claiming such exemption a certificate duly executed by an exempt corporation or association certifying that the occupant is its agent, representative, or employee, together with a certificate executed by the occupant that his occupancy is paid or to be paid by such exempt corporation or association, and is necessary or required in the course of or in connection with the occupant's duties as a representative of such corporation or association. Where deemed necessary by the operator, he may further



require that any occupant claiming exemption from the tax furnish a copy of a certificate issued by the Treasurer certifying that the corporation or association therein named is exempt from the tax under Section 304.

303. **Determination of Taxable Rent:**

a. The tax imposed by this Local Law shall be calculated for purposes of Section 301 herein, upon the following:

i. The common charge

ii. Whether or not itemized separately, all of those other charges above and beyond the common charges, which are not optional at the request of an Occupant, but nonetheless, are required to be paid by the Occupant.

iii. In the event that there are some or all other charges imposed by the Operator at the optional request of an Occupant, which are included in one pricing figure, (commonly referred to as a “package deal”), in order to prevent the artificial lowering of the amount subject to the Occupancy Tax, the amount to be allocated subject to the Occupancy Tax shall not be lower than the amount imposed for a common charge standing alone.

iv. In the event that the operator has no accommodations that impose a common charge separately (ex. all “package deals”), 80% of the total charges shall be allocated to be subject to the Occupancy Tax.

v. When an Operator gratuitously does not impose any charges to the Occupant, the Operator shall still collect the Occupancy Tax based upon the rate for a common charge or based upon 80% of the lowest package deal rate.

304. **Exempt Organization:**

a. Except as otherwise provided in this section, any use or occupancy by any of the following shall not be subject to the tax imposed by this Local Law:

i. The State of New York or any public corporation (including a public corporation created pursuant to agreement or compact with another state or Canada), improvement district or political subdivision of the state;

ii. The United States of America, insofar as it is immune for taxation;

iii. Any corporation or association, or trust, or community chest, fund or foundation organized and operated exclusively for religious, charitable or education purposes, or for the prevention of cruelty to children or animals, and no part of the net earnings of which inures to the benefit of any private shareholder or individual and no substantial part of the activities of which is carrying on propaganda, or otherwise attempting to influence legislation; provided, however, that nothing in this section shall include an organization operated for the primary purpose of carrying on a trade or business for profit whether or not all of its profits are payable to one or more organizations described in this section.

b. Where any organization described in Section 304 (a) (iii) carries on its activities in furtherance of the purposes for which it was organized, in premises in which, as part of said activities, it operates a hotel or motel occupancy of rooms in the premises and rents therefrom received by such corporation or association shall not be subject to tax hereunder.

**ARTICLE IV – REGISTRATION RECORDS, RETURNS, PAYMENT, REFUNDS**

401. **Registration:** With the exception of all operators that have already received a certificate of authority, within ten days after the effective date of this Local Law, or in the case of operators commencing business after such effective date of this Local Law, within three days after such

commencement or opening, every operator shall file with the Treasurer an application for a certificate of authority empowering such operator to collect the tax from the occupant. Upon receipt of such application, the Treasurer shall issue a certificate of authority to such operator which when authenticated shall constitute the authority for the purposes of this Local Law. Each application for a certificate of authority shall state the hotel or motel to which it is applicable; the name of the operator of such hotel or motel, the address of such operator, the taxpayer identification number assigned to such operator, the state of incorporation and the date upon which such corporation obtained authority to do business in this state, if not organized in this state, the names of each partner, if a partnership, and such other information as the Treasurer may by rule require. Such certificates of authority shall be prominently displayed by the operator in such manner that it may be seen and come to the note of all occupants and persons seeking occupancy. Such certificates shall be non-assignable and nontransferable and shall be surrendered immediately to the Treasurer upon the cessation of business at the hotel or motel named or upon its sale or transfer.

402. Records to be Maintained: Every operator shall keep records of every occupancy and of all rent paid, charged, or due thereon and of the tax payable thereon, in such form as the Treasurer by regulation requires. Such records shall be available for inspection and examination at any time upon demand by the Treasurer or his duly authorized agent or employee and shall be preserved for a period of three years, except that the Treasurer may consent to their destruction within that period or may require that they be kept longer.

403. Returns:

a. Every operator shall file with the Treasurer a return of occupancy and of rents, and of the taxes payable thereon for the quarterly periods ending March 31, June 30, September 30 and December 31 of each year, on and after the first day of 2022. Such returns shall be filed within twenty days from the expiration of the period covered thereby. The Treasurer may permit or require returns to be made by other periods and upon such dates as he may specify. If the Treasurer deems it necessary in order to insure the payment of the tax imposed by this Local Law, he may require returns to be made for shorter periods than those prescribed pursuant to the foregoing provisions of this section and upon such dates as he may specify.

b. The forms of returns shall be prescribed by the Treasurer and shall contain such information as he may deem for the proper administration of this Local Law. The Treasurer may require amended returns to be filed within twenty (20) days after notice and to contain the information specified in the notice.

c. If a return required by this Local Law is not filed, or a return filed is incorrect or insufficient on its face, the Treasurer shall take the necessary steps to enforce the filing of such a return or of a corrected return.

404. Payment of Tax:

a. Except as set forth in subparagraph (b) below, at the time of filing a return of occupancy and of rents each operator shall pay to the Treasurer the taxes imposed by this Local Law upon the rents required to be included in such return, as well as all other moneys collected by the operators acting or purporting to act under the provisions of this Local Law. Where the Treasurer, in his discretion, deems it necessary to protect revenues to be obtained under this Local Law, the Treasurer may require an operator to file with him a bond, issued by a surety company authorized to transact business in this state and approved by the superintendent of

insurance of this state as to solvency and responsibility, in such amount as the Treasurer may fix to secure the payment of any tax and/or penalties and interest due or which may become due from such operator. In the event that the Treasurer determines that an operator is to file such bond he shall give notice to such operator to that effect specifying the amount of the bond required. The operator shall file such bond within five days after the giving of such notice unless within such five days the operator shall request in writing a hearing before the Treasurer at which the necessity, propriety and amount of the bond shall be determined by the Treasurer. Such determination shall be final and shall be compiled with within fifteen (15) days after the giving of such notice thereof. In lieu of such bond, securities approved by the Treasurer or cash in such amount as he may prescribe, may be deposited which shall be kept in the custody of the Treasurer who may at any time without notice to the depositor apply them to any tax and/or interest or penalties due, and for that purpose the securities may be sold by him at public or private sale without notice to the depositor thereof.

b. When a person rents room(s) through a booking company, the person and the booking company are deemed to be co-operators, but it shall be permissible for a booking company to file tax returns and make payment of tax on behalf of the person as to rental transactions handled by the booking company. With the approval of the Treasurer, a booking company may make payments of occupancy taxes on behalf of a person without filing a return, and without specifically identifying the persons on whose behalf the tax was paid, but in such case the person for whom the booking company paid the tax shall remain responsible for filing a tax return indicating the amount of tax expected to be paid by the booking company.

405. Determination of Tax: If a return required by this Local Law is not filed, or if a return when filed is incorrect or insufficient the amount of tax due shall be determined by the Treasurer from such information as may be obtainable and, if necessary, the tax may be estimated on the basis of external indices, such as number of rooms, location, scale of rents, comparable rents, type of accommodations and service, number of employees and/or other factors. Notice of such determination shall finally and irrevocably fix the tax unless the person against whom it is assessed, within thirty (30) days after giving of notice of such determination, shall apply to the Treasurer for a hearing, or unless the Treasurer of his own motion shall re-determine the same. After such hearing, the Treasurer shall give notice of his determination to the person against whom the tax is assessed. The determination of the Treasurer shall be reviewable for error, illegality or unconstitutionality or any other reason whatsoever by proceeding under article seventy-eight of the Civil Practice Law and Rules if application therefor is made to the Supreme Court within thirty (30) days after the giving of the notice of such determination. A proceeding under article seventy-eight of the Civil Practice Law and Rules shall not be instituted unless:

a. The amount of any tax sought to be reviewed, with penalties and interest thereof, if any, shall be first deposited with the Treasurer and there shall be filed with the Treasurer an undertaking, issued by a surety company authorized to transact business in this state and approved by the superintendent of insurance of this state as to solvency and responsibility, in such amount as a justice of the supreme court shall approve to the effect that if such proceeding be dismissed or the tax confirmed the petitioner will pay all costs and charges which may accrue in the prosecution of the proceeding or

b. At the option of the applicant such undertaking filed with the Treasurer may be in a sum sufficient to cover the taxes, penalties and interest thereon stated in such determination plus

the costs and charges which may accrue against it in the prosecution of the proceeding, in which event the applicant shall not be required to deposit such taxes, penalties and interest as a condition precedent to the application.

406. Refunds:

a. In the manner provided in this Section the Treasurer shall refund or credit, without interest, any tax penalty or interest erroneously illegally or unconstitutionally collected or paid if application to the Treasurer for such refund shall be made within one year from the payment thereof. Whenever a refund is made by the Treasurer, he shall state his reason therefor in writing. Such application may be made by the occupant, operator or other person who has actually paid the tax. Such application may also be made by an operator who has collected and paid over such tax to the Treasurer provided the application is made within one year of the payment by the occupant to the operator, but no actual refund of money, shall be to such operator until he shall first establish to the satisfaction of the Treasurer, under such regulations as the Treasurer may prescribe, that he has repaid to the occupant the amount for which the application for refund is made. The Treasurer may in lieu of any refund required to be made, allow credit therefor on payments due from the applicant.

b. An application for a refund or credit made as herein provided shall be deemed an application for a revision of any tax, penalty or interest complained of and the Treasurer may receive evidence with respect thereto. After making his determination the Treasurer shall give notice thereof to the applicant, who shall be entitled to review said determination by a proceeding pursuant to Article 78 of the Civil Practice Law and Rules, provided the proceeding is instituted within thirty (30) days after the giving of the notice of determination and provided a final determination of tax due was not previously made. Such a proceeding shall not be instituted unless an undertaking is filed with the County Treasurer in such amount and with such sureties as a justice of the supreme court shall approve to the effect that if such proceedings be dismissed or the charges which may accrue in the prosecution of such proceeding.

c. a person shall not be entitled to a revision, refund or credit under this Section of a tax, interest or penalty which had been determined to be due pursuant to the provisions of Section 405 of this Local Law where he has had a hearing or an opportunity for a hearing, as provided in said Section or has failed to avail himself of the remedies therein provided. No refund or credit shall be made of the tax, interest or penalty paid after a determination by the Treasurer made pursuant to Section 405 of this Local Law unless it is found that such determination was erroneous, illegal or unconstitutional or otherwise improper by the Treasurer after a hearing on the petition of a person liable for payment of the tax brought within thirty (30) days after the filing of a determination of the Treasurer after a hearing pursuant to Section 405 of this Local Law, or upon his own motion, or in a proceeding under article 78 of the Civil Practice Law and Rules, pursuant to the provisions of said Section. In that event a refund or credit without interest shall be made of the tax, credit or penalty found to have been overpaid.

407. Reserves: In cases where the occupant or operator has applied for a refund and has instituted a proceeding under article seventy-eight of the Civil Practice Law and Rules to review a determination adverse to him on his application for refund, the Treasurer shall set up appropriate reserves to meet any decision adverse to the County.

408. Remedies Exclusive: The remedies provided by Section 405 and 406 of this Local Law shall be exclusive remedies available to any person for the review of tax liability imposed by this

Local Law, and no determination or proposed determination or any application for refund shall be enjoined or reviewed by an action for declaratory judgment, an action for money had and received or by an action or proceeding in a nature of a certiorari proceeding under article seventy-eight of the Civil Practice Law and Rules; provided, however, that a taxpayer may proceed by declaratory judgment if he institutes suit within thirty (30) days after a deficiency assessment is made and pays the amount of the deficiency assessment to the Treasurer prior to the institution of such suit and posts a bond for costs and provided in Section 405 of this Local Law.

#### **ARTICLE V – ENFORCEMENT OF COLLECTION OF TAX, PENALTIES AND INTEREST**

##### **501. Proceedings to Recover Tax:**

a. Whenever any operator or any officer of a corporate operator or any occupant or other person shall fail to collect and pay over any tax and/or to pay any tax, penalty or interest imposed by this Local Law as therein provided, the County Attorney shall, upon the request of the Treasurer bring or cause to be brought an action to enforce the payment of the same on behalf of the County of Genesee in any court of the State of New York or of any other state of the United States. If, however, the Treasurer in his discretion believes that any such operator, officer, occupant or other person is about to cease business, leave the state or remove or dissipate the assets out of which the tax or penalties might be satisfied, and that any such tax or penalty will not be paid when due, he may declare such tax or penalty to be immediately due and payable and may issue a warrant immediately.

b. As an additional or alternate remedy, the Treasurer may issue a warrant, directed to the Sheriff commanding him to levy upon and sell the real and personal property of the operator or officer of a corporate operator or other person liable for the tax, which may be found within the County for the payment of the amount thereof, with any penalties and interest and the cost of executing the warrant and to return such warrant to the Treasurer and to pay to him the money collected by virtue thereof within sixty (60) days after the receipt of such warrant. The Sheriff shall, within five (5) days after the receipt of the warrant file with the County Clerk, a copy thereof, and thereupon such Clerk shall enter in the judgment docket the name of the person mentioned in the warrant and the amount of the tax, penalties and interest for which the warrant is issued and date when such copy is filed. Thereupon the amount of such warrant so docketed shall become a lien upon the interest in real and personal property of the person against whom the warrant is issued. The Sheriff shall then proceed upon the warrant, in the same manner, and with like effect, as that provided by law in respect to executions issued against property judgments of a court of record and for services in executing the warrant he shall be entitled to the same fees, which he may collect in the same manner. In the discretion of the Treasurer, a warrant of like terms, force and effect may be issued and directed to any officer or employee of the Treasurer and in the execution thereof such officer or employee shall have all the powers conferred by law upon Sheriffs, but shall be paid in the performance of such duty. If a warrant is returned not satisfied in full, the Treasurer may from time to time issue new warrants and shall also have the same remedies to enforce the amount due thereunder as if the County has recovered judgment therefor and execution thereon has been returned unsatisfied.

c. Whenever an operator shall make a sale, transfer, or assignment in bulk of any part or the whole of his hotel or motel or his lease/license or other agreement or right to possess or

operate such hotel or motel or of the equipment, furnishings, fixtures, supplies or stock of merchandise, or the said premises or lease, license or other agreement or right to possess or operate such hotel or motel and the equipment, furnishings, fixtures, supplies and stock of merchandise pertaining to the conduct or operation of said hotel or motel, otherwise than in the ordinary and regular prosecution of business, the purchaser, transferee or assignee shall at least ten (10) days before taking possession of the subject of the sale, transfer or assignment, or paying therefore, notify the Treasurer by registered or certified mail, return receipt requested, of the proposed sale and of the price, terms and conditions thereof whether or not the seller transferor or assignor, has represented to or informed the purchaser, transferee or assignee that it owes any tax pursuant to this Local Law, and whether or not the purchaser, transferee or assignee has knowledge that such taxes are owing, and whether any such taxes are in fact owing.

d. Whenever the purchaser, transferee or assignee shall fail to give notice to the Treasurer as required by the preceding paragraph or whenever the Treasurer informs the purchaser, transferee or assignee that a possible claim for such tax or taxes exists, any sums of money, property or chooses in action, or other consideration, which the purchaser, transferee or assignee is required to transfer over to the seller, transferor or assignor shall be subject to a first priority right and lien for any such taxes theretofore or thereafter determined to be due from the seller, transferor or assignor to the County, and the purchaser, transferee or assignee is forbidden to transfer to the seller, transferor or assignor any such sums of money, property or chooses in action to the extent of the amount of the County's claim. For failure to comply with the provisions of this subdivision, the purchaser, transferee or assignee in addition to being subject to the liabilities and remedies imposed under the provisions of article six of the Uniform Commercial Code, shall be personally liable for the payment to the County of any such taxes theretofore or thereafter determined to be due to the County from the seller, transferor, or assignor, and such liability may be assessed and enforced in the same manner as the liability for tax under this Local Law.

e. The notifications required in subparagraph (c) and (d) above shall be made by the seller, transferor, or assignor with regard to hotels and/or motels as defined herein that are rented via booking companies.

502. Penalties and Interest:

a. Any person failing to file a return or to pay over any tax to the Treasurer within the time required by this Local Law shall be subject to a penalty of five percent of the amount of tax due for each month or portion thereof, excepting the first month after such return was required to be filed or such tax became due, during which such tax due shall remain unpaid but in no event shall such penalty exceed twenty-five (25%) percent of the tax due; plus interest computed at the rate and in the manner provided in Section 924-a of the Real Property Tax Law but in no event shall such interest be less than one (1%) percent of such tax for each month of delay excepting the first month after such return was required to be filed or such tax became due; but the Treasurer, if satisfied that the delay was excusable, may remit all or part of the penalty, but not interest computed at the rate of six (6%) percent per year. Such penalties and interest shall be paid and disposed of in the same manner as other revenues of such tax. Unpaid penalties and interest may be enforced in the same manner as the tax imposed by this Local Law.

b. Any operator or occupant and any officer of a corporate operator or occupant failing to file a return required by this Local Law, or filing or causing to be filed, or making or causing

to be made or giving or causing to be given any return, certificate, affidavit, representation, information, testimony or statement required or authorized by this Local Law, which is willfully false, and any operator and any officer of a corporate operator willfully failing to file a bond required to be filed pursuant to Section 405 of this Local Law, or failing to file a registration certificate and such date in connection therewith as the Treasurer may be regulation or otherwise require or to display or surrender the certificate of authority as required by this Local Law or assigning or transferring such certificate of authority and any operator and any such certificate of authority and any operator and any officer of a corporate operator willfully failing to charge separately from the rent the tax herein imposed, or willfully failing to state such tax separately on any evidence or occupancy and on any bill or statement or receipt or rent issued or employed by the operator, or willfully failing or refusing to collect such tax from the occupant, and any operator and any officer of a corporate operator who shall refer or cause reference to be made to this tax in a form or manner other than the required by this Local Law, and any operator failing to keep the records required by Section 402 of this Local Law, shall in addition to the penalties herein or elsewhere prescribed be guilty of a misdemeanor, punishment for which shall be a fine of not more than one thousand (\$1,000) dollars or imprisonment for not more than one year, or both such fine and imprisonment. Officers of a corporate operator shall be personally liable for the tax collected or required to be collected by such corporation under this Local Law, and subject to the penalties herein above imposed.

503. Returns to be Secret:

a. Except in accordance with proper judicial order, or as otherwise provided by law, it shall be unlawful for the Treasurer or any officer or employee of the Treasurer to divulge or make known in any manner the rents or other information relating to the business of a taxpayer contained in any return required to be filed pursuant to this Local Law. The officers charged with the custody of such returns shall not be required to produce any of them or evidence of anything contained in them in any action or proceeding under the provisions of this Local Law, or on behalf of any party to the action or proceeding under the provisions of this Local Law when the proceeding, in either of which events the court may require the production of, and may admit in evidence, so much of said returns or of the facts shown thereby, as are pertinent to the action or proceeding and no more. Nothing herein shall be construed to prohibit the delivery to a taxpayer or his duly authorized representative of a certified copy of any return filed in connection with this tax nor to prohibit the publication of statistics so classified as to prevent the identification of particular returns and the items thereof, or the inspection by the County Attorney or other legal representatives of the County of the return of any taxpayer who shall bring action to set aside or review the tax based thereon, or against whom an action or proceeding has been instituted for the collection of a tax or penalty. Returns shall be preserved for three (3) years and thereafter until the Treasurer permits them to be destroyed.

b. Any violation of Section 503(a) shall be punishable by a fine not exceeding one thousand dollars (\$1,000) or by imprisonment not exceeding one (1) year or both, in the discretion of the court, and if the offender be an officer or employee of the County he shall be dismissed from office and be incapable of holding any public office for a period of five (5) years thereafter.

504. Notices and Limitations of Time:

a. Any notice authorized or required under the provisions of this Local Law may be given

by mailing the same to the person for whom it is intended in a postpaid envelope addressed to such person at the address given in the last return filed by him pursuant to the provisions of this Local Law, or in any application made, then to such address as may be obtainable. The mailing of such notice shall be presumptive evidence of the receipt of the same by the person to whom addressed. Any period of time which is determined according to the provisions of this Local Law by giving the notice shall commence to run from the date of mailing of such notice.

b. The provisions of the Civil Practice Law and Rules or any other law relative to limitations of time for the enforcement of a civil remedy shall not apply to any proceeding or action taken by the County to levy, appraise, assess, determine or enforce the collection of any tax or penalty provided by this Local Law. Except in the case of a willfully false or fraudulent return with intent to evade the tax, no assessment of additional tax shall be made after the expiration of more than three (3) years from the date of filing of a return; provided, however, that where no return has been filed as provided by the law the tax may be assessed at any time.

c. Where, before the expiration of the period prescribed herein for the assessment of an additional tax, a taxpayer has consented in writing that such period be extended, the amount of such additional tax due may be determined at any time within such extended period. The period so extended may be further extended by subsequent consents in writing made before the expiration of the extended period.

**ARTICLE VI – DISPOSITION OF REVENUES**

601. Disposition of Revenues: All revenues resulting from the imposition of the tax under the Local Laws shall be paid into the treasury of Genesee County and shall be credited to and deposited in the general fund of such county and shall be available thereafter for the promotion of tourism and tourist attractions in Genesee County, as well as the promotion of tourism and tourist attractions of the larger region of which Genesee County is apart provided that funding for regional promotion shall not exceed fifty (50%) percent of the revenues received hereunder in any year and that not more than five (5%) percent of such revenue shall be used for the cost of administering such tax. Such promotion may be carried out by an appropriate organization or organizations as designated by the Genesee County Legislature.

**ARTICLE VII – SEPARABILITY AND EFFECTIVE DATE**

701. Separability: If any clause, sentence, paragraph, Section or part of this Local Law shall be adjudged by any court or competent jurisdiction to be invalid, such judgement, decree or order shall not affect, impair or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence, paragraph, subdivision Section or part thereof directly involved in the controversy in which such judgment, decree or order shall have been rendered and the remainder of this Local Law shall not be affected thereby and shall remain in full force and effect.

702. Effective Date: This Local Law shall take effect on January 1, 2022, and expire on December 31, 2024, except that the provisions of this Local Law relating to registration and the authority of the Treasurer to adopt regulations and take all necessary action to prepare for the implementation and enforcement of this Local Law shall take effect immediately.

**WHEREAS**, The Clerk of the Genesee County Legislature did post a certified notice of the Public Hearing on said proposed Local Law on the bulletin board in the Old Courthouse, and

**WHEREAS**, The Clerk of the Genesee County Legislature did cause to be published in *The Daily News* the Official Newspaper of the County of Genesee, the Notice of Public Hearing on Local Law Introductory Number 6, Year 2021 and



**WHEREAS**, The Public Hearing was held at 5:30 pm on the 22nd day of November 2021 in Batavia, New York, at which time all interested persons who wished to speak were heard. Now, therefore, be it **RESOLVED**, That “**LOCAL LAW INTRODUCTORY NO. 6, YEAR 2021, TO REPLACE THE COUNTY OF GENESEE HOTEL AND MOTEL OCCUPANCY TAX.**” to be known as Local Law Number 8 of the Year 2021 for the County of Genesee is hereby adopted.

Legislator Torrey seconded the resolution which was adopted by 298 votes, Klotzbach (28) absent. **RESOLUTION NO. 507 COUNTY AUDIT –NOVEMBER 22- APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Legislator Yunker, did review the following claims:

General Fund	\$ 1,422,642.15
Highway	111,346.99
Water Fund	117,528.68
Worker’s Comp	9.80
DSS Abstracts	36,476.85
<b>Capital Projects</b>	
Highway-Highway Overlay	208,343.74
Highway-Sharrick Road Bridge over Murder Creek	29,700.43
Highway – Hundredmark Road Bridge over Drainage Ditch	71,064.00
Highway – South Lyon Street Bridge over Tonawanda Creek	348.92
Highway-Highway Large Span Culvert	70,632.84
Highway-Darien-Alexander Tnl Road Bridge/Tunnery Creek	3,972.64
Highway-Judge Road Bridge over Whitney Creek	7,504.30
Highway-Highway Recycling	3,300.00
County Park – Area “D” Shelter Improvement	160.00
Office for the Aging-OFA Property Improvements	4,249.38
Sheriff/Jail-Public Safety Communication Tower	33,386.90
<b>Payroll – General</b>	
November 19, 2021	1,734,787.66
<b>Medicaid</b>	
November 16, 2021	<u>146,087.00</u>
<b>Total Audit</b>	<b>\$ 4,001,542.28</b>

Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature has audited and does approve the claims as listed above, and Be it further

**RESOLVED**, That the Genesee County Treasurer be and hereby is authorized and directed to make payments as listed above.

Legislator Yunker seconded the resolution which was adopted by 298 votes, Klotzbach (28) absent. At 6:04 PM the meeting adjourned upon motion of Legislator Hawley seconded by Legislator Yunker, carried unanimously.

**TWENTY-FIRST DAY  
GENESEE COUNTY LEGISLATURE  
Batavia, New York  
Wednesday, December 8, 2021  
Zoom Recording Was Available**

The Genesee County Legislature met in Regular Session on Wednesday, December 8, 2021 at 5:30 PM in the Legislative Chambers of the Old Courthouse. Legislature Chair Stein stated, All attending the Legislature meeting in person who are fully vaccinated more than two weeks past the date of their final shot are no longer required to wear face coverings or maintain 6-ft social distance. However, it is encouraged to wear face coverings and maintain 6-ft social distance due to the uptick in Novel Coronavirus (COVID-19) cases. Legislature Chair Stein offered to assist with the audit. The prayer will be offered by Legislator Klotzbach followed by the Pledge to the Flag.

Communications, recap on Covid numbers. Would like to see test kits available to the region. Calling on the State.

Legislator Comments: this being the last meeting of the year, Legislator Chair Stein expressed her gratitude. SO much has happened this past year: passing of the budget, water agreement with the City, jail, infrastructure, new staff, pandemic for the past 20 months have been challenging, the loss of members in our community from the pandemic, the great leadership of Public Health through the pandemic, many retirements in 2021 and new leaders welcomed on board. Thank you for a busy, productive year.

Brite Star recognitions discussed by County Manager Matt Landers: Bryan Pike in Probation, Jason Mindler in Probation and Kelly Loturco in Mental Health

In addition to the regular meeting, Chair Stein opened a **public hearing** on Local Law Introductory No. 7 Year 2021; A Local Law in Relation to the Salaries of County Officers of the County of Genesee, Elected or Appointed for a Fixed Term. All interested Parties will be heard.

Minutes of the November 22, 2021 Legislature meeting were approved upon motion of Legislator Klotzbach seconded by Legislator Hawley, carried unanimously.

The Clerk proceeded with the resolutions:

**RESOLUTION NO. 508**

**GENESEE COUNTY SALE OF COUNTY OWNED PROPERTY – RATIFICATION OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS,** Bontrager Real Estate and Auction Services, Inc., on behalf of Genesee County, conducted an online sale of county-owned property, ending Tuesday, November 16, 2021, at 7:00 p.m., at which time county-owned property was sold to the highest bidder, and

**WHEREAS,** The Committee on Ways and Means did review the bids and does recommend ratification of the sale at this time. Now, therefore, Be it

**RESOLVED,** That the Genesee County Legislature hereby ratifies and confirms the sale of the properties listed below to the following:

<u>Purchaser</u>	<u>Parcel</u>	<u>Tax Map #</u>	<u>Town</u>	<u>Price</u>
Kevin & Dawn Fisher	#1	8.-1-75.112	Alabama	\$2,750
Matthew White	#2&3	5.-1-36 5.-1-21	Byron	\$3,250
Noblehurst Farms	#5	11.-1-18.111	Pavilion	\$25,000
Brian Thompson Farms	#7	20.-1-113	Batavia	\$400
Scott & La Rae Taylor	#8	20.-1-114	Batavia	\$1,750

3225 Harloff Road, LLC	#9	2.-1-21.1	Batavia	\$109,000
Jake Kowalski	#10	11.-2-70	Darien	\$1,500

And, Be it further

**RESOLVED**, That payment of the net must be received from the buyer within sixty (60) days of ratification of the contract or the sale is considered void and all deposited monies will be forfeited.

**Budget Impact:** Total sale of foreclosed properties exceeds outstanding taxes owed by approximately \$76,407.64.

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 509**

**ORLEANS COUNTY TAX MAP  
MAINTENANCE – MEMORANDUM OF  
UNDERSTANDING – TREASURER / REAL  
PROPERTY – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, Orleans County wishes to enter into a Memorandum of Understanding with Genesee County for tax map maintenance of all real property parcels, and

**WHEREAS**, The Director of Real Property has received a one year Memorandum of Understanding, and does recommend approval for said services, and

**WHEREAS**, The Committee on Ways & Means did review this Memorandum of Understanding and does concur. Now, therefore Be it

**RESOLVED**, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to enter into a Memorandum of Understanding with Orleans County, 3 South Main Street, Albion, New York 14411 for the tax map maintenance of Orleans County real property parcels at a cost of \$7,500 annually from January 1, 2022 through December 31, 2022, and Be it further

**RESOLVED**, That under this Agreement the parties agree to discuss the continuation of this arrangement and the cost of any additional years of service.

**Budget Impact:** Approximate yearly expense \$7,500, offset by revenues of \$7,500. 2021 contract was for \$7,500.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 510 2021-2022 EQUALIZATION TABLES – APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, The Director of Real Property did submit the 2021-2022 Equalization Tables for Genesee County and the Committee on Ways and Means does recommend approval at this time.

Now, therefore, be it

**RESOLVED**, That the Genesee County Legislature does hereby adopt the 2021-2022

Equalization Tables as submitted. [2021-2022 Equalization Table](#)

<u>Town</u>	<u>County</u>	<u>Fixed</u>	<u>Clergy</u>	<u>Total</u>	<u>Eq.</u>	<u>Equalized</u>	<u>Ratio</u>
	<u>Taxable</u>	<u>Vets</u>		<u>Taxable</u>	<u>Rate</u>	<u>Value</u>	
Alabama	\$98,665,141	600	0	\$98,665,741	89.00	\$110,860,383	0.032342
Alexander	\$142,727,829	8,700	0	\$142,736,529	100.00	\$142,736,529	0.041641
Batavia	\$486,682,175	12,450	3,000	\$486,697,625	100.00	\$486,697,625	0.141987
Bergen	\$191,697,174	1,600	3,000	\$191,701,774	100.00	\$191,701,774	0.055926
Bethany	\$112,107,392	0	1,500	\$112,108,892	100.00	\$112,108,892	0.032706
Byron	\$124,819,782	0	1,500	\$124,821,282	100.00	\$124,821,282	0.036415
Darien	\$250,934,200	0	0	\$250,934,200	100.00	\$250,934,200	0.073206
Elba	\$127,830,911	0	1,500	\$127,832,411	100.00	\$127,832,411	0.037293

LeRoy	\$385,088,084	0	6,000	\$385,094,084	92.00	\$418,580,526	0.122114
Oakfield	\$137,401,356	550	1500	\$137,403,406	100.00	\$137,403,406	0.040086
Pavilion	\$135,987,182	0	0	\$135,987,182	92.00	\$147,812,154	0.043122
Pembroke	\$335,768,778	6,400	0	\$335,775,178	100.00	\$335,775,178	0.097957
Stafford	\$169,514,956	5,000	1,500	\$169,521,456	100.00	\$169,521,456	0.049455
City	\$670,976,431	5,700	3,000	\$670,985,131	100.00	\$670,985,131	0.195750
<b>TOTALS</b>	<b>\$3,370,201,391</b>	<b>41,000</b>	<b>22,500</b>	<b>\$3,370,264,891</b>		<b>\$3,427,770,947</b>	<b>1.000000</b>

**Budget Impact:** None

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 511**

**2021-2022 TAXABLE ASSESSED  
VALUATION TABLES – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS,** The 2021-2022 Taxable Assessed Valuation Tables have been presented by the Director of Real Property Tax Services to the Genesee County Legislature for approval, and

**WHEREAS,** The Committee on Ways and Means did review the tables as presented and does recommend approval at this time. Now, therefore, Be it

**RESOLVED,** That the Genesee County Legislature does hereby approve the taxable assessed valuation of the County of Genesee for the year 2021-2022 as presented by the Director of Real Property Tax Services.

**2021-2022 TAXABLE ASSESSED VALUATION TABLE**

<u>Town</u>	<u>RS 1 Taxable</u>	<u>Special Franchise &amp; Utilities</u>	<u>Railroad Ceiling</u>	<u>Total County Taxable</u>	<u>Total Town Taxable</u>
Alabama	\$80,621,676	\$18,043,465	\$0	\$98,665,141	\$100,328,277
Alexander	\$131,617,041	\$9,540,547	\$1,570,241	\$142,727,829	\$144,436,454
Batavia	\$446,910,446	\$34,196,819	\$5,574,910	\$486,682,175	\$492,401,233
Bergen	\$175,689,568	\$13,705,756	\$2,301,850	\$191,697,174	\$191,046,080
Bethany	\$104,555,258	\$6,974,365	\$577,769	\$112,107,392	\$112,035,043
Byron	\$108,627,992	\$13,940,608	\$2,251,182	\$124,819,782	\$124,796,376
Darien	\$233,631,481	\$13,859,654	\$3,443,065	\$250,934,200	\$252,285,772
Elba	\$112,851,284	\$14,979,627	\$0	\$127,830,911	\$128,140,959
LeRoy	\$354,084,252	\$29,320,772	\$1,683,060	\$385,088,084	\$385,696,175
Oakfield	\$124,110,760	\$13,290,596	\$0	\$137,401,356	\$139,218,526
Pavilion	\$122,257,189	\$12,911,754	\$818,239	\$135,987,182	\$136,991,749
Pembroke	\$313,138,310	\$18,994,837	\$3,635,631	\$335,768,778	\$337,570,045
Stafford	\$156,471,755	\$10,966,646	\$2,076,555	\$169,514,956	\$169,380,514
City	\$637,212,498	\$31,195,065	\$2,568,868	\$670,976,431	\$669,321,838
<b>TOTALS</b>	<b>\$3,101,779,510</b>	<b>\$241,920,511</b>	<b>\$26,501,370</b>	<b>\$3,370,201,391</b>	<b>\$3,383,649,041</b>

**Budget Impact:** None

Legislator Hawley seconded the resolution which was adopted by 326 votes.

A following amendment within the resolution from committee meeting to legislative meeting.

Motioned Legislator Clattenburg, seconded by Legislator Yunker, carried, unanimously.

**RESOLUTION NO. 512**

**2021-2022 DELINQUENT WATER AND  
SEWER ACCOUNTS – RELEVY OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS,** The Genesee County Legislature has been advised that there exists delinquent water/sewer accounts in several Towns of Genesee County which may be added to the 2022 tax

levy pursuant to section 198, part 3(d) of Town Law. Now, therefore, Be it **RESOLVED**, That the Director of Real Property Tax Services is hereby authorized and directed to add the following sums for delinquent water/sewer accounts to said town tax levies:

<u>Town</u>	<u>Unpaid Sewer/Water</u>
Alabama	\$9,397.51
Alexander	\$552.56
Batavia	\$153,289.90
Bergen	\$1,346.99
Bethany	\$188.40
Byron	\$27,769.36
Darien	\$16,716.70
Elba	\$2,160.11
Oakfield	\$1,793.41
Pavilion	\$9,143.15
Pembroke	\$1,444.14
Stafford	\$452.22
<b>Total</b>	<b>\$224,254.45</b>

**Budget Impact:** The County's share of the total amount collected is \$14,670.94. The 2021 total was \$216,432.31 with \$14,159.08 being the County's share.

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 513 2021-2022 TABLE OF RETURNED SCHOOL TAXES – APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, The Real Property Tax Law requires that, by November 15, 2021, all rural Genesee County School Districts return their respective unpaid 2021-2022 school taxes to the County Treasurer for inclusion in the 2022 County and Town tax levy. Now, therefore, Be it

**RESOLVED**, That the following amounts be and hereby are relieved against the various Towns of the County of Genesee as specified:

<u>Town</u>	<u>Unpaid School Taxes</u>
Alabama	\$86,916.40
Alexander	\$178,166.03
Batavia	\$97,466.33
Bergen	\$120,339.06
Bethany	\$145,881.22
Byron	\$91,770.30
Darien	\$235,916.41
Elba	\$79,223.14
LeRoy	\$311,229.15
Oakfield	\$70,774.75
Pavilion	\$90,721.34
Pembroke	\$160,290.91
Stafford	\$102,642.09
<b>Total</b>	<b>\$1,771,337.13</b>

**Budget Impact:** The County makes the School Districts whole for their portion and retains a 7% fee. The 2021 total was \$1,818,161.81.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 514** **2021-2022 TABLE OF RETURNED VILLAGE TAXES – APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS,** The Legislature entered into an agreement with the various villages within the county that, upon notification to the county, by the villages, within the time period as defined in the agreement, the unpaid village taxes will be relieved as part of the 2022 town and county levy. Now, therefore, be it

**RESOLVED,** That the following amounts be and hereby are relieved against the various Villages in the County of Genesee as follows:

<b>Town</b>	<b>Unpaid Village Taxes</b>
Alexander	\$3,501.24
Attica	\$159.16
Bergen	\$2,833.01
Elba	\$1,109.27
LeRoy	\$119,800.63
Oakfield	\$6,957.04
Corfu	\$896.87

**Total** **\$135,257.22**

**Budget Impact:** The County makes the Villages whole for their portion and retains a 7% fee. The 2021 total was \$164,023.11.

Legislator Deleo seconded the resolution which was adopted by 326 votes.

Amendment to the resolution motioned by Legislator Clattenburg and seconded by Legislator Yunker, carried unanimously.

**RESOLUTION NO. 515** **2022 TAX WARRANTS – AUTHORIZATION FOR**

Legislator Dibble offered the following resolution:

**WHEREAS,** Taxes have been computed and extended on the 2021 assessment rolls of the several Towns of the County of Genesee for County and Town purposes in the following amounts:

<b>Town</b>	<b>Warrant Amount</b>
Alabama	\$1,800,257.45
Alexander	\$2,355,943.36
Batavia	\$7,762,772.84
Bergen	\$2,768,563.45
Bethany	\$1,781,518.35
Byron	\$2,333,361.91
Darien	\$3,084,516.26
Elba	\$2,567,211.96
LeRoy	\$5,766,747.13
Oakfield	\$2,419,707.26

Pavilion	\$2,039,902.17
Pembroke	\$4,130,654.89
Stafford	\$2,433,701.46
<b>Total</b>	<b>\$41,244,858.49</b>

Now, therefore, Be it

**RESOLVED**, That the taxes as extended upon the 2021 assessment rolls of the aforementioned Towns be and the same are hereby approved, confirmed and adopted by the Genesee County Legislature, and Be it further

**RESOLVED**, That warrants in due form be issued under the seal of the County of Genesee, signed by the Chair and the Clerk of the Legislature, and directed to the Collectors of the several Towns for collection of taxes therein for the 2022 tax year.

**Budget Impact:** The County's share of the total amount collected is \$27,611,028.81. The 2021 total was \$40,689,238.37 with \$27,763,089.13 being the County's share.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 516** **2022 CITY OF BATAVIA TAX LEVY – AUTHORIZATION FOR**

Legislator Deleo offered the following resolution:

**WHEREAS**, The Genesee County Legislature does recommend approval of the tax levy for the City of Batavia. Now, therefore, be it

**RESOLVED**, That the Genesee County Legislature does hereby direct that the following amount for the purpose stated be levied and assessed against the City of Batavia as said City's share of the tax levy of the County of Genesee for taxes levied for County purposes for the year 2022 and chargeable to said City as follows:

Total County Tax	\$6,165,322.98
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**Budget Impact:** 2021 County Tax Levy \$6,058,672.57

Legislator Maha seconded the resolution which was adopted by 326 votes.

Amendment to resolution before adoption, motioned by Legislator Clattenburg and seconded by Legislator Hawley, carried unanimously.

**RESOLUTION NO. 517** **LEVYING TAXES AND ASSESSMENTS REQUIRED FOR PURPOSES OF ANNUAL BUDGETS OF THE TOWNS OF GENESSEE COUNTY – APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, There has been presented to the Legislature a duly certified copy of the annual budget of each of the several towns in the County of Genesee for the fiscal year beginning January 1, 2022. Now, therefore, be it

**RESOLVED**, That there shall be and hereby is assessed and levied upon and collected from the taxable property situated in the towns including any incorporated Village wholly or partially located therein the amounts indicated in the following table for Highway Fund (town wide), and Be it further

**RESOLVED**, That the amounts to be raised by tax for all other purposes as specified in same annual budgets as presented to this Legislature, and which are on file in the Office of the Clerk thereof, shall be and hereby are assessed and levied upon and collected from all taxable property in the Towns as enumerated in the following table, except as other provided by law, which will include general fund and special district, and be it further

**RESOLVED**, That such taxes and assessments, when collected, shall be paid to the Supervisors of the several Towns in the amounts as shown by this resolution for distribution by them in the manner provided by law:

Town	General Fund / Library	Highway	Special Districts	Total
Alabama	\$124,635.00	\$186,705.00	\$377,277.21	\$688,617.21
Alexander	\$352,900.00	\$229,556.00	\$282,189.00	\$864,645.00
Batavia	\$1,236,000.00	\$0.00	\$1,794,882.15	\$3,030,882.15
Bergen	\$144,562.00	\$303,431.00	\$422,178.00	\$870,171.00
Bethany	\$142,638.00	\$304,685.00	\$159,396.00	\$606,719.00
Byron	\$84,000.00	\$529,485.00	\$429,079.00	\$1,042,564.00
Darien	\$120,000.00	\$0.00	\$365,012.00	\$485,012.00
Elba	\$315,398.00	\$215,000.00	\$768,729.70	\$1,299,127.70
LeRoy	\$339,706.00	\$81,775.00	\$853,584.00	\$1,275,065.00
Oakfield	\$489,564.00	\$330,000.00	\$262,181.00	\$1,081,745.00
Pavilion	\$136,870.00	\$60,000.00	\$363,165.25	\$560,035.25
Pembroke	\$157,612.09	\$0.00	\$704,208.77	\$861,820.86
Stafford	\$0.00	\$151,000.00	\$593,592.00	\$744,592.00
<b>Total</b>	<b>\$3,643,885.09</b>	<b>\$2,391,637.00</b>	<b>\$7,375,474.08</b>	<b>\$13,410,996.17</b>

**Budget Impact:** These amounts are retained by the Towns so there is no impact to the County. The 2021 combined total was \$12,711,826.01.

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 518**

**ONE-YEAR EXTENSION OF AWARD RFP  
2019-111 TELEPHONE SYSTEM  
MAINTENANCE - APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, The Genesee County Information Technology Director is recommending Genesee County extent for one year RFP 2019-111 Telephone System Maintenance to MeridianIT to provide 24x7 monitoring, remote and on-site service of all equipment including handsets and incremental software upgrades for the IP Office servers installed at every County location, and

**WHEREAS**, The Ways and Means Committee did review this request and recommend the approval of the Telephone System Maintenance contract. Now, therefore, be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a one-year extension of the Telephone System Maintenance contract with MeridianIT, 2110 S. Clinton Ave, Rochester NY 14168 with an amount not to exceed \$24,943

**BUDGET IMPACT STATEMENT:** The contract cost of \$24,943 for Telephone Systems Maintenance is within the 2022 Adopted Budget in line item A.1680.4290.0100 PBX / Telephone Systems Maintenance and is included in the 5-year projected budget. The Telephone Systems Maintenance services provided by MeridianIT supplement the IT staff and provide a level of expertise that in-house staff do not have. The telephone system is a critical component to supporting County Departments and this outsourced service is necessary to ensure its availability and reliability.

Legislator Dibble seconded the resolution which was adopted by votes.

**RESOLUTION NO. 519**

**DISTRIBUTION OF MORTGAGE TAX-SECOND  
PAYMENT 2021-APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The Genesee County Clerk and Treasurer have reported to this Legislature that there is now



available for distribution to the several towns and villages and the City of Batavia, mortgage tax money amounting to \$546,430.58, and

**WHEREAS**, The Committee on Ways & Means did review the mortgage tax money available and recommends distribution of said sum among the several towns, villages, and the City of Batavia, according to the provisions of Section 261 of the tax laws as follows:

City of Batavia	\$113,736.69
Town of Alabama	\$ 8,328.62
Town of Alexander	\$ 24,688.48
Town of Batavia	\$ 77,658.07
Town of Bergen	\$ 27,694.15
Town of Bethany	\$ 14,585.36
Town of Byron	\$ 20,905.21
Town of Darien	\$ 42,525.02
Town of Elba	\$ 21,884.54
Town of LeRoy	\$ 57,904.37
Town of Oakfield	\$ 20,172.09
Town of Pavilion	\$ 19,657.02
Town of Pembroke	\$ 38,540.20
Town of Stafford	\$ 25,817.67
Village of Alexander	\$ 2,510.95
Village of Attica	\$ 874.64
Village of Bergen	\$ 3,855.28
Village of Corfu	\$ 2,322.85
Village of Elba	\$ 2,725.09
Village of LeRoy	\$16,890.31
Village of Oakfield	<u>\$ 3,153.97</u>
Total Distribution	<u>\$ 546,430.58</u>

Now, therefore, be it

**RESOLVED**, That the Genesee County Treasurer be and hereby is authorized and directed to pay the Town Supervisors, Village Treasurers, and the Treasurer of the City of Batavia the amounts aforesaid from the operating account once Genesee County receives New York State approval.

**Budget Impact Statement:**

2020 2<sup>nd</sup> Payment \$418,882.58  
 2019 2<sup>nd</sup> Payment \$392,051.45  
 2018 2<sup>nd</sup> Payment \$408,348.50  
 2017 2<sup>nd</sup> payment \$411,573.27  
 2016 2<sup>nd</sup> Payment \$379,929.40  
 2015 2<sup>nd</sup> Payment \$340,055.66  
 2014 2<sup>nd</sup> Payment \$272,880.58  
 2013 2<sup>nd</sup> Payment \$326,302.91  
 2012 2<sup>nd</sup> Payment \$313,581.21  
 2011 2<sup>nd</sup> Payment \$264,130.74

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 520**

**CONTRACT - GENESEE COUNTY SELF-  
 INSURANCE/ COST ALLOCATION  
 SERVICES –APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, The County issued RFP 2021-113 for the provision of Cost Allocation Services for the County’s Workers Compensation Self-Insurance Plan, and

**WHEREAS**, The proposals received were reviewed by a committee consisting of the Executive Secretary of the Genesee County Self-Insurance Plan, the Assistant County Manager, the Deputy Treasurer and the committee does unanimously recommend contracting with One Group, and **WHEREAS**, The Committee on Ways and Means did review this recommendation and does concur at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a two year agreement between the County of Genesee and One Group, 706 North Clinton Street, Syracuse, New York 13204, for the provision of Cost Allocation Services for the period of March 1, 2022 through February 28, 2024, at a cost not to exceed \$4,250 per year, with a provision of three additional one-year periods of renewal under the same terms and conditions upon mutual agreement.

**Budget Impact:** Expenses for these services have been budgeted in the Workers' Compensation budget and apportioned to the participants.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 521**

**CONTRACT – GENESEE COUNTY SELF-INSURANCE/ SAFETY CONSULTANT SERVICES – APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, The County issued RFP 2021-111 for the provision of Safety Consultant Services, and

**WHEREAS**, The proposals received were reviewed by a committee consisting of the Executive Secretary of the Genesee County Self-Insurance Plan, the Assistant County Manager, the Purchasing Director and the committee does recommend contracting with Occupational Safety and Environmental Associates, Inc. (OSEA), and

**WHEREAS**, The committee further reviewed their decision with members of the Genesee County Safety Committee who do support this recommendation, and

**WHEREAS**, The Committee on Ways and Means did review this recommendation and does concur. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a two year agreement with Occupational Safety and Environmental Assoc., Inc. (OSEA), 3730 A California Road, Orchard Park, New York 14127 for the provision of Safety Consultant Services at a rate of \$125 per hour for the period January 1, 2022 through December 31, 2023, with a provision of three additional one-year periods of renewal under the same terms and conditions upon mutual agreement.

**Budget Impact:** Funds for this service have been provided in the Self-Insurance budget and apportioned to the participants.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 522**

**COUNTYWIDE-SHARED SERVICES PLAN SUBMISSION– APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, New York State General Municipal Law, Article 12-I, § 239-bb, did establish that each County shall have a countywide shared services panel consisting of the Managers, Supervisors, and Mayors from each town, city and village chaired by the County, and

**WHEREAS**, the Genesee County Manager did convene the Genesee Countywide Shared Services Panel, and

**WHEREAS**, Genesee County municipal leaders did present proposals for consideration to be submitted in the 2021 Shared Services Plan to the New York State Department of State, and **WHEREAS**, The Committee on Ways and Means did review the recommendations of the Shared Services Panel and does recommend the approval at this time. Now, therefore, Be it **RESOLVED**, that the Genesee County Legislature accepts and affirms the recommendation of the Shared Services Panel which will be submitted to the New York State Department of State, and that the the that the Chair of the Genesee County Legislature is hereby authorized and directed to execute any and all documentation related to this plan.

**Budget Impact Statement:** None

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 523**

**CONTRACT RENEWAL/HOUSING  
PROGRAM CONSULTANT SERVICES AND  
CONTRACT /PATHSTONE, INC. –  
APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, Genesee County retains the services of a consultant on behalf of the Genesee Region Housing Initiatives Committee to provide grant writing services for and administration of affordable housing programs for very low, low and moderate income households within the County, and

**WHEREAS**, A Request for Proposals #2019-109 was issued in 2019 for said services and PathStone Corporation, the sole respondent, and

**WHEREAS**, It is the Assistant County Manager’s recommendation to renew the contract with PathStone Corporation for the first one year term, January 1, 2022 – December 31, 2022, under the same terms and conditions as the original Agreement, and

**WHEREAS**, The Human Services Committee has reviewed this recommendation and does concur. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute a contract by and between the County of Genesee and PathStone Corporation, 400 East Avenue, Rochester, New York for the provision of consultant housing grant writing services and housing program administration services for the amount not to exceed of \$12,150 for the period January 1, 2022 through December 31, 2022.

**Budget Impact Statement:** County has been providing funding for this service since 1999.

2022 funding = \$12,150

2021 funding = \$12,150

2020 funding = \$12,150

2019 funding = \$12,150

2018 funding = \$12,150

2017 funding = \$12,150 – 10% reduction

2016 funding = \$13,500

2015 funding = \$13,500

2014 funding = \$13,500

2013 funding = \$13,775; 5% reduction was submitted

2012 funding = \$14,499; 5% reduction

2011 funding = \$15,262; 15% reduction + United Way funding

2010 funding = \$17,955; 5% reduction + United Way funding

2005-2009 funding = \$18,900/year; 10% reduction in 2005 + United Way funding

1999-2004 funding = \$21,000/year + United Way funding

1995-1998 funding = 100% United Way

egislator Yunker seconded the resolution which was adopted by 298 votes, Clattenburg nay (28).

**RESOLUTION NO. 524**

**SOCIAL MEDIA POLICY-ADOPTION OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, Genesee County government and its departments desire to utilize social media sites to increase opportunities for communicating with residents and other interested parties regarding accessing government services and operations, and

**WHEREAS**, the County Manager is presenting a Social Media policy that addresses employee access, account management, acceptable use, employee conduct, content, security, legal issues and citizen conduct, and

**WHEREAS**, the Ways & Means Committee did review the Genesee County Social Media Policy and does recommend approval at this time. Now therefore, Be it

**RESOLVED**, that the Genesee County Legislature does hereby approve and adopt the Genesee County Social Media Policy as presented, effective immediately.

Budget Impact: None

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 525**

**CAPITAL PROJECT/AUTHORIZATION TO  
CLOSE 2021 BUDGET AMENDMENT –  
APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, Resolution No. 499-2018 did establish Capital Project -GCC Backup Power Improvements, and

**WHEREAS**, This Capital Project is now complete and the Genesee County Treasurer recommends amending the budget to close this project, and

**WHEREAS**, The Committee on Ways and Means did review this request and recommends that said capital project be closed. Now, therefore, Be it

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to reduce H.2497.2080.0000 – Education – Capital Project Expense in the amount of \$6,226.83 off set by a reduction in H.2497.3285 – Education Capital Project – St. Aid – Comm College Const by \$3,113.41 and a reduction in H.2497.5031 – Education Capital Project – Interfund Revenue in the amount of \$3,113.42, with these funds being returned to Building and Equipment Reserve, and Be it further

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to close Capital Project, GCC Backup Power Improvements

Budget Impact: This will close one GCC project and transfer the cash balance of \$3,113.42 to the Building and Equipment.

Legislator Clattenburg seconded the resolution, which was adopted by 326 votes.

**RESOLUTION NO. 526**

**MEMORANDUM OF AGREEMENT WITH  
COOPERATIVE EXTENSION - APPROVAL  
OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, A Memorandum of Agreement has been prepared between the County of Genesee and the Cornell Cooperative Extension Association of Genesee County for the expenditure of funds appropriated in the 2022 Genesee County Budget in the amount of \$385,484; and

**WHEREAS**, The Ways and Means Committee has reviewed the agreement and does recommend

approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute said Memorandum of Agreement between the County of Genesee and Cornell Cooperative Extension Association of Genesee County for the year 2022 in the amount of \$338,484. An additional \$46,936 for agricultural resource education position shall be paid pursuant to the terms of the agreement.

**Budget Impact Statement:** 2022 funding = \$385,484 (additional \$46,936 for educator position)  
2021 funding = \$338,548

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 527**

**2022 CONTRACT RENEWAL - GENESSEE  
COUNTY ECONOMIC DEVELOPMENT  
CENTER (GCEDC) - APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The Committee on Ways and Means has reviewed the proposed contract for 2022 between the County of Genesee and the Genesee County Economic Development Center (GCEDC) and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute a contract with the Genesee County Economic Development Center

(GCEDC) for a period beginning January 1, 2022 through December 31, 2022 and Be it further **RESOLVED**, That the sum of \$233,513 shall be paid in regular installments, pursuant to the Agreement, upon submission by the Agency of vouchers in proper form. An additional \$25,000 for workforce training program administration will be paid upon submission by the Agency of vouchers in proper form.

**Budget Impact Statement:** 2022 = \$233,513 + \$25,000 workforce training program administration  
2021 = \$233,513  
2020 = \$233,513  
2019 = \$233,513  
2018 = \$193,513  
2017 = \$193,513 – 10% reduction in funding or \$21,501 less  
2016 = \$215,014  
2015 = \$215,014  
2014 = \$215,014  
2013 = \$215,014  
2012 = \$215,014; 5% reduction in funding or \$11,317 less  
2011 = \$226,330; 15% reduction in funding or \$29,942 less  
2010 = \$266,271; 5% reduction in funding or \$14,014 less  
2009 to 2006 funding = \$280,285  
2005 to 2003 = \$275,285  
2002 = \$245,000

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 528**

**AGREEMENT RENEWAL WITH HOLLAND  
PURCHASE HISTORICAL SOCIETY FOR  
OPERATION OF HOLLAND LAND OFFICE  
MUSEUM - APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The Holland Land Office Museum is a registered National Historic Landmark and serves as a history museum housing the collections of the Holland Purchase Historical Society for the purpose of preserving, displaying and interpreting the history and culture of the County of

Genesee, and

**WHEREAS**, The Genesee County Legislature in 1999 divested the County from the day-to-day operation of a County History Museum by allowing the Holland Purchase Historical Society to assume this responsibility, and

**WHEREAS**, The Genesee County Manager did present a proposed agreement with the Holland Purchase Historical Society for the continuation of their services, and

**WHEREAS**, The Committee on Human Services has reviewed this agreement and does recommend approval of said agreement at this time. Now, therefore Be it

**RESOLVED**, That the Chairman of the Genesee County Legislature is hereby authorized and directed to enter into agreement with the Holland Purchase Historical Society, Inc. for the purpose of presenting programs of historical events and concern and for maintaining and operating a public museum for the period January 1, 2022, through December 31, 2022 at an annual cost of \$33,554 and an additional \$5,000 to secure grant writing services.

**Budget Impact Statement:** 2022 funding = \$33,554, plus \$5,000 to secure grant writing services  
2021 funding = \$33,554  
2020 funding = \$33,554  
2019 funding = \$33,554  
2018 funding = \$33,554  
2017 funding = \$33,554  
2016 funding = \$37,282  
2015 funding = \$37,282  
2014 funding = \$37,282  
2013 funding = \$37,282; same funding as 2012  
5% reduction in funding; \$1,962 less than 2011's funding  
2011 funding = \$39,245; 15% reduction in funding; \$6,925 less than 2010's funding  
2010 funding = \$46,170; 5% reduction in funding or \$2,430 less  
2009 to 2005 funding = \$48,600 each year  
2002 through 2004 = \$54,000; 2001 = \$60,000

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 529**

**CONTRACT – NIOGA LIBRARY SYSTEM -  
APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, The Human Services Committee has reviewed the proposed contract for 2022 between the County of Genesee and the Nioga Library System and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute a contract with the Nioga Library System for a period beginning January 1, 2022 through December 31, 2022, in the amount of \$41,680 regular funding and \$12,000 in additional funding

Budget Impact Statement: \$41,680 in regular funding and \$12,000 in additional funding has been allocated in the 2022 budget.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 530**

**TO APPROVE A SPECIAL COUNSEL  
AGREEMENT WITH NAPOLI SHKOLNIK  
LAW FIRM REGARDING GENERIC DRUGS  
LITIGATION**

Legislator Maha offered the following resolution:

**WHEREAS**, the law firm of Napoli Shkolnik PLLC (hereinafter “Napoli”) is currently representing numerous Counties in the State concerning litigation against several manufacturers of generic pharmaceuticals alleging that self-insured Counties that pay for the costs of medical

care and pharmaceuticals for their employees and dependents have been overpaying as a result of illegal price fixing and other anti-trust violations, and

**WHEREAS**, Napoli has submitted to the County Attorney a proposed Special Counsel Agreement in order to retain this law firm to bring similar actions on behalf of the County of Genesee, and

**WHEREAS**, the County Attorney has made revisions to the Special Counsel Agreement that are satisfactory to him and the Napoli law firm partners. Now, therefore, Be it

**RESOLVED**, that a proposed Special Counsel Agreement to retain the Napoli Shkolnik PLLC law firm is hereby approved, and the Chair of the Legislature is hereby authorized and directed to sign this Agreement on behalf of the County of Genesee.

**Budget Impact Statement:** N/A since Genesee County will not be responsible to pay anything, unless there is a recovery.

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 531**

**TO RATIFY SALE OF PROPERTY-  
APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, on February 21, 2019, the County of Genesee purchased real property located at 1104 Main Street, in the Hamlet of Mumford, in the Town of Wheatland, NY, designated by Monroe County Tax ID No. 208.16-1-36 (hereinafter "Premises") to be used for installing facilities to expand the Countywide water system, and

**WHEREAS**, pursuant to Resolution 404 of 2018, the Premises was purchased for \$90,000, and

**WHEREAS**, all necessary water facility work has been completed upon an adjoining parcel of land that was also purchased on February 21, 2019, and thereby, the County Legislature per Resolution No. 214 of 2021, declared the Premises surplus and authorized its sale, and

**WHEREAS**, Bontrager's Auction Services held an online auction that ended on September 7, 2021, with the highest bid of \$75,000, plus a buyer's premium of \$7,500 for a total purchase price of \$82,500, and the County Legislature having approved and accepted the terms and conditions of the sale of the Premises per Resolution 369 of 2021, and

**WHEREAS**, the Buyer has requested that a new Resolution be adopted with additional verbiage as set forth herein, and to allow the deed to indicate for tax purposes that the Buyer is Steven A. Barraco., Now therefore Be it

**RESOLVED**, that the County of Genesee Legislature does hereby ratify the sale of the Premises as previously approved in Resolution No. 369 of 2021 for the highest bid price of \$75,000; plus a Buyer's premium of \$7,500 added to the bid price, for a total purchase price of \$82,500, and Be it further

**RESOLVED**, that the Chair of the Legislature is hereby authorized and directed to sign a warranty deed, which at the request of the Buyer shall name Steven A. Barraco, residing at, 41 Edgewood Drive, Batavia, NY 14020, as the Grantee; together with such other documents, including a Shared Driveway Easement, as shall be necessary to effectuate the transfer of the Premises.

**Budget Impact Statement:** \$75,000 revenue for the water fund, with the additional \$7,500 to be paid for the commissions of the auctioneer.

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 532**

**CONTRACT – DIRECT ENERGY BUSINESS**

**FIXED PRICE AGREEMENT – APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, The Purchasing Office did sponsor a bid through MEGA in 2018, and

**WHEREAS**, As a result of this bid Direct Energy Business, LLC was awarded the contract for supplying natural gas to three Genesee County accounts, and

**WHEREAS**, Direct Energy Business, LLC has offered Genesee County a fixed price contract for the supply of natural gas for an additional seventeen (17) County accounts in concordance with the MEGA contract, and

**WHEREAS**, the Energy Next Consultant for MEGA determined that adding the County’s additional 17 accounts that are currently on variable pricing, to the existing Direct Energy natural gas contract will insulate Genesee County from price spikes and provide it with budget certainty. At this time, the natural gas market is experiencing rising rates. The fixed price contract pricing structure will provide the County with the opportunity to lock in a rate, so no matter how high the market rises, the County is protected.

**WHEREAS**, The Genesee County Attorney and the Energy Next Consultant have both reviewed and approved the contract, and

**WHEREAS**, The Committee on Ways and Means did review the fixed price contract with Direct Energy Business and do recommend approval at this time. Now, therefore, be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into an sixteen (16) month fixed price contract with Direct Energy Business, LLC, 194 Wood Avenue South, Second Floor, Iselin, NJ 08830, Attn: Contract Administration, to provide Genesee County with a fixed price contract for natural gas service to take the County through the remainder of the MEGA contract, from the period of January 1, 2022 through April 30, 2023. The MEGA contract contains the option for an additional three (3) one-year renewal periods upon written agreement of both parties.

**Budget Impact:** Converting to a fixed rate natural gas contract is estimated to save the various County budgets approximately \$8,924 over the sixteen months of the contract. This is based upon using an estimated 205,110 CCF of natural gas at the variable rate of \$0.518810/CCF (price as of October 2021 gas bill) compared to the fixed rate of \$0.4753/CCF (11/10/2021 rate subject to change). Natural Gas pricing is “time-sensitive” because the energy market constantly changes, it is difficult to project an actual savings figure.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 533**

**GRANT ACCEPTANCE/ COMMUNITY  
MENTAL HEALTH SERVICES  
– APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, New York State Office of Mental Health is distributing over \$20M in Federal Supplemental Community Mental Health Services Block Grant funding to eligible providers proportionally based on reported workforce FTEs in eligible programs, and

**WHEREAS**, The Director of the Community Mental Health Services does request approval for the receipt of an \$86,000.00 Workforce Grant from the New York State Office of Mental Health, and



**WHEREAS**, The Committees on Human Services and Ways and Means did review this request and do recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature, is hereby authorized and directed to execute the Agreement; with New York State Office of Mental Health for the acceptance of the Covid Emergency Relief Funding for the Community Mental Health Block Grant Program (CFDA 93.958), contract for the period July 1, 2021 through December 31, 2022; in the amount of 86,000.00 and to execute any and all other documentation related to this funding.

Budget Impact Statement: The funds have already been incorporated in the 2022 budget.

Action Requested: Approval of grant

Legislator Yunker seconded the resolution, which was adopted by 326 votes

**RESOLUTION NO. 534**

**CONTRACT RENEWAL/MENTAL  
HEALTH/ARC GLOW – 2022 - APPROVAL  
OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, The Committee on Human Services does recommend approval of a contract with Arc GLOW, as presented by the Director of the Community Mental Health Services. Now, therefore, Be it

**RESOLVED**, That the Chairman of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and ARC GLOW for the provision of Vocational Programs and related services for individuals with developmental disabilities at a cost not to exceed \$41,745 for the period January 1, 2022 through December 31, 2022 in accordance with the terms of said contract, and Be it further

**RESOLVED**, That the county agrees to contribute a total sum not to exceed \$41,745 in accordance with the terms of the contract attested to by the President of the Genesee County Community Services Board and the Chairman of the Board of Directors of ARC GLOW, and approved as to form by the Genesee County Attorney.

Budget Impact Statement: 2022 County Cost – \$41,745.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 535**

**CONTRACT RENEWAL/MENTAL  
HEALTH/GENESEE ORLEANS COUNCIL  
ON ALCOHOLISM AND SUBSTANCE  
ABUSE, INC. – 2022 - APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, The Committee on Human Services does recommend approval of a contract with Genesee Orleans Council on Alcoholism and Substance Abuse, Inc. as presented by the Director of the Community Mental Health Services. Now, therefore, Be it

**RESOLVED**, That the Chairman of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and Genesee Orleans Council on Alcoholism and Substance Abuse, Inc. for the provision of alcohol and substance abuse prevention and treatment services at a cost not to exceed \$1,825,008 for the period January 1, 2022 through December 31, 2022 in accordance with the terms of said contract, and Be it further

**RESOLVED**, That pursuant to the provisions of said contract, the county agrees to contribute a total sum not to exceed \$35,536 in accordance with the terms of the contract attested to by the President of the Genesee Community Services Board and the Chairman of the Board of Directors

of Genesee Orleans Council on Alcoholism and Substance Abuse, Inc. and approved as to form by the Genesee County Attorney.

**Budget Impact Statement:** 2022 County Cost. \$35,536.00.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 536**

**CONTRACT RENEWAL/MENTAL  
HEALTH/LIVING OPPORTUNITIES OF  
DEPAUL – 2022 - APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, The Committee on Human Services does recommend approval of a contract with Living Opportunities of DePaul as presented by the Director of the Community Mental Health Services. Now, therefore, Be it

**RESOLVED**, That the Chairman of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and Living Opportunities of DePaul for the provision of the Supportive Housing Services at a cost not to exceed \$83,506 for the period January 1, 2022 through December 31, 2022, and Be it further

**RESOLVED**, That there is no county cost in accordance with the terms of the contract attested to by the President of the Genesee Community Services Board and the Chairman of the Board of Living Opportunities of DePaul and approved as to form by the Genesee County Attorney.

**Budget Impact Statement:** 2022 County Cost - \$0 - No Change; All State Aid

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 537**

**CONTRACT RENEWAL/MENTAL  
HEALTH/THE MENTAL HEALTH  
ASSOCIATION OF GENESSEE & ORLEANS  
COUNTIES – 2022 - APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Committee on Human Services does recommend approval of a contract with The Mental Health Association of Genesee & Orleans Counties as presented by the Director of the Community Mental Health Services. Now, therefore, Be it

**RESOLVED**, That the Chairman of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and The Mental Health Association of Genesee & Orleans Counties for the provision of social rehabilitation services at a cost not to exceed \$480,119 for the period January 1, 2022 through December 31, 2022, in accordance with the terms of said contract, and Be it further

**RESOLVED**, That there is no county cost in accordance with the terms of the contract attested to by the President of the Genesee Community Services Board and the Chairman of the Board of Directors of the Mental Health Association of Genesee & Orleans Counties and approved as to form by the Genesee County Attorney.

**Budget Impact Statement:** 2022 County Cost - \$0; All State Aid

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 538**

**CONTRACT RENEWAL/MENTAL  
HEALTH/THE RESTORATION SOCIETY,  
INC. (ACE EMPLOYMENT SERVICES) –  
2022 - APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, The Committee on Human Services does recommend approval of a contract with Restoration Society, Inc. as presented by the Director of the Community Mental Health Services.

Now, therefore, Be it

**RESOLVED**, That the Chairman of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and The Restoration Society, Inc. for the provision of the ACE Employment Services at a cost not to exceed \$334,691 for the period January 1, 2022 through December 31, 2022, and Be it further

**RESOLVED**, That there is a county cost of \$0 in accordance with the terms of the contract attested to by the President of the Genesee County Community Services Board and the Chairman of the Board of The Restoration Society, Inc. and approved as to form by the Genesee County Attorney.

Budget Impact Statement: 2022 County Cost - \$0

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 539**

**CONTRACT RENEWAL/MENTAL  
HEALTH/SPECTRUM HEALTH & HUMAN  
SERVICES – 2022- APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Committee on Human Services does recommend approval of a contract with Spectrum Health & Human Services, located at 227 Thorn Avenue, Orchard Park, NY 14127 as presented by the Director of the Community Mental Health Services to provide crisis after-hours services. Now, therefore, Be it

**RESOLVED**, That the Chairman of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and Spectrum Health & Human Services for the provision of after-hours crisis services at a cost not to exceed \$37,600 for the period January 1, 2022 through June 30, 2022 in accordance with the terms of said contract, now Be it Further

**RESOLVED**, That the county agrees to contribute a total sum not to exceed \$37,600 in accordance with the terms of the contract attested to by the President of the Genesee County Community Services Board and Spectrum Health & Human Services, and approved as to form by the Genesee County Attorney.

Budget Impact Statement: 2022 County Cost - \$37,600

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 540**

**CONTRACT RENEWAL/MENTAL  
HEALTH/WNY HEROES, INC. – 2022  
- APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Committee on Human Services does recommend approval of a contract with WNY Heroes, Inc. as presented by the Director of the Community Mental Health services. Now, therefore, Be it

**RESOLVED**, That the Chairman of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and WNY Heroes, Inc. for the provision of the Peer to Peer Support Program (Operation B.O.O.T.S.) at a cost not to exceed \$20,000 for the period January 1, 2022 through December 31, 2022, and Be it further

**RESOLVED**, That there is no county cost in accordance with the terms of the contract attested to by the President of the Genesee Community Services Board and the Chairman of the Board of WNY Heroes, Inc. and approved as to form by the Genesee County Attorney.

Budget Impact Statement: 2022 County Cost - \$0 - No Change; State Aid

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 541 REAPPOINTMENT – MENTAL HEALTH/COMMUNITY SERVICES BOARD - APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Committees on Human Service and Ways and Means do recommend reappointments to the Genesee County Mental Health Community Services Board be made at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby make the following reappointments to the Community Mental Health Services Board, effective immediately, with terms to expire as listed below:

<u>Name</u>	<u>Representing</u>	<u>Term Expires</u>
Kathleen Antonelli 5061 Ellicott St. Rd. Batavia, NY 14020	Teacher – Retired	12/31/2025
Vernon Saile 6944 Lyman Road Byron, NY 14422	Clergy	12/31/2025

Budget Impact Statement: \$40 stipend per meeting for each Board Member.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 542 APPOINTMENT-MENTAL HEALTH COMMUNITY SERVICES BOARD – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, two applications have been received from: Dr. Javeed Mir, 7741 Bank St. Rd., Batavia, NY 14020, and Wendy Haywood, 43 Munger St., Bergen, NY 14416 indicating an interest and desire for appointment to the Mental Health Community Services Board, and

**WHEREAS**, The Committees on Human Services and Ways and Means do recommend that the appointments be made effective January 1, 2022. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby appoint Dr. Javeed Mir and Wendy Haywood to assume the (2) two vacant terms on the Mental Health Community Services Board effective January 1, 2022. Dr. Mir will assume the vacancy left by Dr. O’bear, term through 8/14/2022; Wendy Haywood will assume the vacancy left by Ernie Haywood, term through 12/31/2022.

**Budget Impact Statement:** \$40 budgeted stipend per attended meeting, per person.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 543 NYS PUBLIC HEALTH CORPS FELLOWSHIP PROGRAM GRANT ACCEPTANCE – HEALTH DEPARTMENT – APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, The New York State Department of Health has awarded the Genesee County Public Health Department \$980,544 in funding to recruit, train, deploy and manage NYS PH Corps fellows serving in LHD's and

**WHEREAS**, The Committees on Human Services and Ways and Means did review this grant proposal and does recommend acceptance at this time, Now therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed

to execute the Agreement with the New York State Department of Health for the acceptance of the NYS Public Health Fellowship Program contract for the period September 1, 2021 through July 31,2023 in the amount of \$980,544 and to execute any and all other documentation related to this funding.

Budget Implications: \$250,000 of the grant funds are allocated in the 2022 budget, the remaining amount will be allocated in the 2023 budget. There is \$0 cost to the county.

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 544**

**CONTRACT - HEALTH DEPARTMENT/  
COASTAL STAFFING INC. – APPROVAL  
OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The Public Health Director did present a contract with Coastal Staffing Inc. to provide contract staffing for the Genesee County Health Department funded through the NYS Fellowship program, and

**WHEREAS**, The Committee on Human Services and Ways and Means did review the contract and does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a contract with Coastal Staffing Inc., 4949 Tamiami Trail North, Suite 202, Naples, FL 34103, at a cost of the determined rate plus 38%, to provide services for the period September 1, 2021 through July 31,2023.

Budget Impact: Estimated expenses of \$250,000 are included in the 2022 4010 budget and will also be included in the 2023 4010 budget. All expenses will be offset by revenue from the NYS Fellowship Program Grant. \$0 County cost.

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 545**

**NACCHO WASTEWATER SURVEILLANCE  
FOR SARS-COV-2 MENTORSHIP GRANT  
ACCEPTANCE – HEALTH DEPARTMENT –  
APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, The National Association of County and City Health Officials (NACCHO) has awarded the Genesee County Public Health Department \$11,000 in funding to participate in a wastewater surveillance mentorship program, and

**WHEREAS**, The Committees on Human Services and Ways and Means did review this grant proposal and does recommend acceptance at this time, Now therefore, be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the Agreement with the National Association of County and City Health Officials (NACCHO) for the acceptance of the Wastewater Surveillance for SARS-CoV-2 Mentorship

Program contract for the period January 1, 2022 through July 31, 2022 in the amount of \$11,000 and to execute any and all other documentation related to this funding.

**Budget Implications:** All \$11,000 of the grant funds will be allocated in the 2022 budget with a budget amendment. There is \$0 cost to the county.

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 546**

**CONTRACT RENEWAL - HEALTH  
DEPARTMENT/ VMC GROUP INC. –  
APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS,** The Public Health Director did present an agreement with VMC Group Inc. to provide Transportation Management Services to the Genesee County Health Department, and

**WHEREAS,** The Committee on Human Services did review the contract and does recommend approval at this time. Now, therefore, be it

**RESOLVED,** That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a contract renewal with VMC Group Inc., 9701 Niagara Falls Blvd, Suite 1A Niagara Falls, NY 14304 to provide services for the period January 1, 2022 through June 30, 2022. This will continue to be a month by month agreement and the monthly fees are \$4,375.

**Budget Impact Statement:** Expenses are included in the 2022 2960 budget. Cost to the county will be approx. \$26,250.

Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 547**

**SERVICE AGREEMENT - HEALTH  
DEPARTMENT/MEDICAL WASTE  
SERVICES- APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS,** The Director of Public Health did present a service agreement renewal for the provision of Medical Waste Services, and

**WHEREAS,** The Committees on Human Services did review this request and does recommend approval at this time. Now, therefore, Be it

**RESOLVED,** That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to renew a service agreement with Biosan Disposal, 155 Great Arrow Avenue, Buffalo, NY 14207, to provide Medical Waste Services for the term 11/01/21 – 12/31/22 at the cost of \$58 per box.

**Budget Impact:** The anticipated cost of \$348 for 6 pickups is included in the 2021 & 2022 4010 Public Health Budget

Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 548**

**OFFICE FOR THE AGING ADVISORY  
COUNCIL - APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS,** The Office for the Aging Advisory Council by-laws specify that the Advisory Council shall not exceed eighteen (18) members, including both Community members and Service Provider members and at least 50% of the Council members shall be Community members who are Genesee County residents age 60 and over; and

**WHEREAS,** Members in good standing may serve a maximum of three (3) consecutive terms with each term being three (3) years in length, for a total of nine (9) consecutive years; and

**WHEREAS,** There is a vacancy and we offered invitation to an individual to fill a vacancy

based on NYSOFA regulations regarding OFA Aging Advisory Council composition; and **WHEREAS**, The Committees on Human Services and Ways & Means did review this request and recommend appointment at this time. Now Therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby appoint the following to the Genesee County Office for the Aging Advisory Council to serve a three year term effective January 1, 2022 through December 31, 2024.

**Community Member:**

Lynn VanDerBeck-Byron

Budget Impact Statement: None

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 549**

**CONTRACT - OFFICE FOR THE  
AGING/TRANSPORTATION – APPROVAL  
OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Director of the Office for the Aging has requested the continuing of a transportation contract with RTS-GENESEE that includes Office for the Aging Medical and County Rural Transportation services within Genesee County to expand public transportation service for both older adults and rural Genesee County residents; and

**WHEREAS**, the Committee on Human Services and Ways and Means does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chairman of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to renew the contract between RTS-GENESEE at RTS, 1372 East Main Street, Rochester, NY 14609 and the County of Genesee for the provision of medical transportation for the elderly and rural transportation program, for a combined cost of \$57,301 for the period January 1, 2022 through December 31, 2022.

**Budget Impact:** Total 2022 contract is \$57,301, which is \$500 higher than that was included in the proposed 2022 county budget. Rural Transportation cost is \$28,723 paid for by county general fund; OFA Medical Transport is \$28,308 paid through NY State Community Services for the Elderly Program grant funds. This is an increase of \$500.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 550**

**RENEWAL OF CONTRACT – RFP-2019-106  
OFA/ TENDER LOVING FAMILY CARE, INC.  
– APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, The Director of the Office for the Aging did present an renewal of contract established through RFP 2019-106 with Tender Loving Family Care Inc, which took effect January 1, 2019, renewable for four (4) one-year renewal periods for the provision of in-home health care needs to senior citizens for the NYS Expanded In-home Services for the Elderly Program, the New York State Elder Caregiver Support Respite Care Program, Unmet Needs, and the New York State Department of Health Western New York Western New York Alzheimer’s Disease Caregiver Support Initiative; and

**WHEREAS**,. This is the second renewal of four (4) total contract renewals with potential for two (2) additional one (1) year renewals upon mutual, written consent of both parties and in the best interest of Genesee County and the Committees on Human Services does recommend approval at this time. Now, therefore, be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to renew a contract with Tender Loving Family Care, Inc. 1270 Creek Sreet, Suite 3, Webster, NY 14580 for the provision of in-home health care at the rate of \$35.00 per hour for Housekeeping/Chore (PC Level 1); \$38.00 per hour for Personal Care/Homecare (PC Level 2); and \$195.00 per visit for Nursing Supervision, not to exceed \$143,427 for the period January 1, 2022 – December 31, 2022.

**Budget Impact:** None. Total contract for 2022 not to exceed \$143,427 and is included in the 2022 proposed county budget. Funding for Homecare comes through Unmet Needs, Title III E ,WNY ADCSI, and EISEP.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 551**

**CONTRACT AWARD CENTER FOR ELDER  
LAW & JUSTICE, INC/ OFFICE FOR THE  
AGING-LEGAL SERVICES 2022–  
APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, The Director of the Office for the Aging did present a contract award to Center for Elder Law & Justice, Inc., 438 Main Street, Suite 1200, Buffalo, New York, 14202 for the provision of Legal Services for the Elderly in Genesee County and,

**WHEREAS**, the Committee on Human Service & Ways and Means does recommend approval at this time. Now, therefore, Be it

**RESOLVED**, That the Chairman of the Genesee County Legislature is hereby authorized and directed to execute the necessary document to award the contract to Center for Elder Law & Justice, Inc. for the provision of Title III- B legal services through the Office for the Aging at a cost not to exceed \$10,500.00 per year with legal service rate of \$75 per hour for the period January 1, 2022 through December 31, 2022; and mileage reimbursement at the IRS rate for home visits to GCOFA legal service clients or program site locations, other than the Office for the Aging, within Genesee County.

**Budget Impact Statement:** None. \$10,500 for this contract is already included in the 2022 budget. The contract amount is an increase over previous years, plus continuation of approximately \$150 in mileage reimbursement for legal service/para-legal contractor staff for home visits or other site locations within Genesee County. Federal Title III-B grant funds pay for this service.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 552**

**OFFICE FOR THE AGING BY-LAWS  
REVISION-ESTABLISH MEMBERSHIP  
REVISIONS**

Legislator Hawley offered the following resolution:

**WHEREAS**, The Federal Older Americans Act and the New York State Elder Law concerning aging network activities require each Office for the Aging (OFA) to establish an Advisory Council to represent the interests of older adults and review and comment on community policies, programs, and responsiveness to older adults, and

**WHEREAS**, The Genesee County Office for the Aging Advisory Council was established by Resolution of the Genesee County Legislature July 12, 1972, to address the concerns and needs of the County's senior citizen population, and

**WHEREAS**, The OFA Advisory Council by-laws proposes by-laws revisions as follows:

**Article II Organization (addition/change)**

(8) Telephone or video conference presence is an acceptable form of attendance and voting.



**Article IV Meetings (change) from:** An exception to the regular meetings: the December meeting will be held on the last Monday in November in order to review the Annual Implementation Plan which is due to the State by the 1<sup>st</sup> of December **to: An exception to the regular meetings: there will be one month that the meeting will be held on a different date in order to review the Annual Implementation Plan, which is due at a date set by the State.**

**WHEREAS,** The Committee on Human Services did review this request and does recommend approval of proposed revisions at this time. Now, therefore, Be it

**RESOLVED,** That the Genesee County Legislature does amend OFA by-laws as proposed by OFA Advisory Council.

Budget Impact: none.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 553**

**2022-2024 RATES FOR BURIALS OF  
INDIGENT COUNTY RESIDENTS/CORONER  
REQUESTED REMOVALS - DSS/HEALTH –  
APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS,** The Committee on Human Services and Ways and Means did review the current charges paid for funeral and burial services provided to indigent individuals, pursuant to Section 148 of the General Municipal Law, and the rates for Coroner requested removals, and does recommend that the current fee schedule be adopted for 2022 through 2024. Now, therefore, Be it **RESOLVED,** That the Genesee County Legislature does hereby approve of the following rate schedule that would provide for funeral and burial services provided to indigent individuals, and for Coroner requested removals, for a three-year period commencing January 1, 2022:

<u>SERVICE/MERCHANDISE</u>	<u>2022</u>	<u>2023</u>	<u>2024</u>
Basic fee for 6 years thru adult:	\$1,802	\$1,802	\$1,802
Ancillary services:			
Vault:	at cost	at cost	at cost
Cemetery/Crematory expense	at cost	at cost	at cost
Children’s services:			
6 months to 5 years:	\$940	\$940	\$940
Stillborn to 6 months:	\$441	\$441	\$441
Maximum private contribution	\$1,200	\$1,200	\$1,200
Coroner requested removal:	\$200	\$200	\$200
Mileage:	\$1.00/mile	\$1.00/mile	\$1.00/mile

Budget Impact: The County 2022 budget is not affected. These rates are established commencing on 1/1/2022. For 2022, the Department of Social Services anticipates a burial expense of \$124,000, with estimated revenue of \$15,660 in 2022 (maximum reimbursement of \$900.00 for TANF eligible cases and \$261.00 for Safety Net cases). The Health Department has increased their budget to \$18,000 to cover the increase for Coroner requested removals in 2022 at 100% local share. These estimates are reflected in the Departments’ budgets being submitted for 2022.

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 554**

**2021 BUDGET ITEM TRANSFERS – JUSTICE  
FOR CHILDREN ADVOCACY CENTER -  
APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, The Justice for Children Program Coordinator respectfully requests a budget item transfer in the 2021 Genesee County budget; and

**WHEREAS**, These budget modifications were requested due to the fact that an employee who had declined health insurance and accepted the buyback opted in January 2021 to join the Genesee County health insurance plan; and

**WHEREAS**, The Justice for Children Program Coordinator has made a request to modify the 2021 Justice for Children Advocacy Center County Budget to reflect the changes in expense related to these adjustments; and

**WHEREAS**, The Public Service and Ways and Means Committees did review this request and does recommend approval at this time. Now, therefore, be it

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to make the following 2021 Budget Item Transfers:

From: A.3152 1010 000	Personal Services	\$2,000.00
To: A.3152 8030 0000	Medical	\$2,000.00

Budget Impact: Appropriations to the 2021 Justice for Children Advocacy Center budget are offset by revenue from the New York State Office of Victim Services and New York State Office of Children and Family Services.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 555**

**APPLICATION RENEWAL – OFFICE OF  
EMERGENCY MANAGEMENT SERVICES–  
NYS BUREAU OF EMERGENCY MEDICAL  
SERVICES (BEMS) - APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, The Genesee County Office of Emergency Management Service has been a course sponsor for Basic Life Support (CFR/EMT) and Advanced Emergency Medical Technician (AEMT) program for over ten years, and

**WHEREAS**, The New York State Department of Health requires periodic renewal of course sponsorship to continue providing emergency medical training, and

**WHEREAS**, Clinical affiliation agreements with LeRoy Ambulance Service, Mercy EMS and United Memorial Medical Center to provide clinical and internship experience for students of the emergency service training and credentialing programs of Genesee County Emergency Management Services shall also require renewal, and

**WHEREAS**, Complying with these requirement, the Office of Emergency Management Services does request approval from the Genesee County Legislature to renew application and agreements at this time. Now, therefore be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the application with the New York State Department of Health, Bureau of EMS , 87 Central Avenue, Albany, NY 12206 for renewal of course sponsorship, and be it further

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute clinical affiliation agreements with LeRoy Ambulance Service of 1 Tountas Avenue, LeRoy, NY 14482; Mercy Flight Inc. d/b/a Mercy EMS, 100 Amherst Villa Road, Buffalo, NY 14225 and United Memorial Medical Center of 127 North Street, Batavia, NY 14020.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 556**

**APPOINTMENT-PARKS, RECREATION &  
FOREST ADVISORY COMMITTEE –  
APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, the Parks, Recreation & Forest Advisory Committee received an application indicating an interest and desire from M. Gary Graber for appointment to the Parks, Recreation & Forest Advisory Committee Board, and

**WHEREAS**, The Committees on Public Services and Ways and Means do recommend that the appointments be made effective 12/9/21 through 3/31/24. Now, therefore, be it

**RESOLVED**, That the Genesee County Legislature does hereby appoint Mr. Gary Graber from 1742 Sumner Road, Darien, New York to assume the vacant term on the Parks, Recreation & Forest Advisory Committee Board for a term of three years.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

**Legislator** Chair Stein asked if there was anyone that wanted to speak before closing the Public hearing. There were no speakers. The Public Hearing was closed at 6:13 p.m.

**RESOLUTION NO. 557**

**A LOCAL LAW INTRODUCTORY NO. 7,  
YEAR 2021 - ADOPTION OF**

Legislator Maha offered the following resolution:

**WHEREAS**, The following proposed Local Law Introductory No. 7, Year 2021 was duly introduced to the Genesee County Legislature in accordance with the Law: **LOCAL LAW INTRODUCTORY NO. 7, YEAR 2021 FOR COUNTY OF GENESEE, NEW YORK A LOCAL LAW IN RELATION TO THE SALARIES OF COUNTY OFFICERS OF THE COUNTY OF GENESEE, ELECTED OR APPOINTED FOR A FIXED TERM BE IT ENACTED** by the Genesee County Legislature as follows:

Section 1. The salary of County Officers set forth below shall be as follows:

a.	Commissioner of Elections (2)	\$ 51,055
b.	Director of Human Resources	\$ 93,341
c.	Commissioner of Social Services	\$ 93,993
d.	Director of Real Property Tax Services	\$ 5,000
e.	County Clerk	\$ 100,749
f.	Treasurer	\$ 107,966
g.	Sheriff	\$ 110,243
h.	Highway Superintendent	\$ 124,626

Section 2. The above salary shall take effect January 1, 2022.

Section 3. This Local Law is subject to referendum on petition pursuant to the provisions of Section 24 of the Municipal Home Rule Law.

Section 4. This Local Law shall take effect upon proper filing with the Office of the Secretary of State, and

**WHEREAS**, The Clerk of the Genesee County Legislature did post a certified notice of the Public Hearing on said proposed Local Law on the bulletin boards in the Old



**WHEREAS,** The Genesee County Manager did request the County's Healthcare Consultant to acquire quotations for stop loss insurance coverage for the County's self-insured medical health benefit plan, and

**WHEREAS,** The Genesee County Legislature did review the recommendation and request by the County Manager and does recommend approval at this time. Now, therefore, Be it

**RESOLVED,** That the Chair of the Genesee County Legislature be and hereby is authorized and directed to sign the Agreement with Sun Life and Health Insurance Company (US), PO Box 9133, Wellesley, MA 02481, at a cost not to exceed \$489,071 for the period January 1, 2022 through December 31, 2022.

**Budget Impact Statement:** Total Specific Premium is \$389,071. Aggregating Specific Liability is \$100,000. \$500,000 was budgeted in the 2022 budget to cover this expense.

Legislator Yunker seconded the resolution which was adopted by 420 votes. All nine voting yay. At 6:16 PM the meeting adjourned upon motion of Legislator Klotzbach seconded by Legislator Hawley, carried unanimously.

**COMMITTEE OF THE WHOLE  
GENESEE COUNTY LEGISLATURE**

**Batavia, New York**

**Wednesday, December 15, 2021**

**Zoom Video Conference**

The Genesee County Legislature met via ZOOM video conference on Wednesday, December 15, 2021 at 5:30 p.m. Legislature Chair Stein called the meeting to order at 5:30 p.m.

Legislature Chair Stein requested approval of the COW minutes from December 1, 2021. Motion by Legislator Deleo and seconded by Legislator Hawley, carried.

The Clerk proceeded with the resolutions:

**RESOLUTION NO. 560**

**CONTRACT – COMMON GROUND HEALTH  
FOR REGIONAL COVID-19 COMMUNICATION  
STRATEGY – APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Genesee County continues to respond to the COVID-19 pandemic, and

**WHEREAS**, new cases, hospitalizations and deaths from COVID-19 infections continue to rise within Genesee County and throughout the region, and

**WHEREAS**, the counties of the Finger Lakes region have coordinated and arranged for a regional marketing and outreach campaign to be conducted by Common Ground Health and Causewave Community Partners, and

**WHEREAS**, this proposed marketing and outreach strategy consists of purchased advertising in a number of local and regional outlets, earned media, and targeted direct mailings to particular populations within our region, and

**WHEREAS**, the Public Health Directors and other County leaders feel there is a direct and pressing need to undertake this mediate and outreach campaign to increase vaccine uptake rates and try to slow the increase in cases, hospitalizations and deaths from COVID-19, and

**WHEREAS**, the overall budget for this effort is \$150,000 and Genesee County's share of that cost is \$ 15,171.10, Now, therefore Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to sign the Agreement with Common Ground Health, 1150 University Avenue, Rochester, New York 14607, for an amount not to exceed \$15,171.10, for the period December 10, 2021 through December 10, 2022.

**Budget Impact:** Funding is available in the 2021 Health Department budget via the LHD COVID 19 vaccine response grant contract #C-36932GG

Legislator Yunker seconded the resolution which was adopted by 326 votes.

Legislature Chair Stein commented on a last minute change to the contract. Chair Stein asked County Manager to elaborate on the slight change on the contract. Matt Landers stated the Change under 4e of the contract – adding additional language in the event that the contract is terminated seen that there is upfront payment of \$15,000. This would give Genesee County recourse to monies that were not earned.

At 5:39 p.m. the meeting adjourned upon motion of Legislator Maha seconded by Legislator Torrey, carried. Approved on 1-5-2022: Motioned by Legislator Maha and Seconded by Legislator Klotzbach, Carried.

*Rule V. 30 of the Genesee County Legislature* states, “All departments of the County shall conclude their fiscal year and be prepared to present the annual report of their department to the County Legislature by the last scheduled meeting in January of each year. A one-page summary report is required for publication in the Annual Proceedings.” Received reports follow.

Lisa K. Casey, Clerk  
Genesee County Legislature

**Office for the Aging**  
**Director: Diana Fox**

2021 was similar to the previous year with program regulations adjusted due to the pandemic. We experienced continued evidence of just how important basic needs are for older adults and the challenges to obtain those needs can be many. Decreasing isolation is critical to managing health and well-being and the impact of social isolation has been a major issue for older adults during the pandemic. Anxiety, depression, substance abuse screenings continue to add to the time it takes to serve our clients. We were called on to assist in the pandemic mitigation efforts with registering people for testing, vaccinations and PPE distribution. Stimulus funds were abundant this year for use with serving older adults during the pandemic and Unmet Needs, EISEP and NY Connects Expansion and Enhancement funds have helped to maintain staffing to manage long term care screening, information, assistance, and referral deliverables, but we are essentially at capacity to keep up with it all.

**NY Connects Genesee County** provides information, screening, assistance, and referral using a network of local access points to provide one stop access to free, objective and comprehensive Information and Assistance on long term care services. With NY Connects Expansion and Enhancement funds from NYSOFA, NY Connects has expanded and evolved to become the ultimate “No Wrong Door” (NWD) service. In 2021, 3,552 individuals (146 of which were in person) were assisted by Genesee County OFA’s NY Connects system. COVID related assistance was provided for 3,120 contacts. **HEAP (Home Energy Assistance Program)** OFA processed **411** applications from Sept 2020 –Aug 2021. The total benefit was **\$176,844**. **Transportation and transportation coordination** RTS-Genesee through the OFA Medical Transportation contract in **Genesee County** provided **769** round trip rides for medical transports in 2021. This is up 48 from 2020. The Muriel H. Marshall Fund Community Action Transportation Services (CATS) provided **1080** specialized, round trip, door-through-door service rides including out-of-county medical or non-medical service in 2021. That is down 344 trips from 2020. The Volunteer Transportation Program resumed in July 2021. Only one person was willing to volunteer. The total number of round trips was **26**. **Handyman Intake:** Pathstone’s Handyman Program resumed its services in full and **163** work orders were completed in 2021 calendar year. That is up **33** from 2020. The work provided to seniors in our county consists of small repairs in and around their home. The main objective is to ensure that their home is safe and livable. **Farmers’ Market Coupons** OFA distributed **898** Farmers’ Market Coupon booklets in 2021, **35** less than in 2020. This program offers older adults who are income eligible a packet of coupons (\$20 each) for a total of \$17,960.00 in benefits to residents. The program offers older adults more access to fresh produce from local farmers. **HIICAP (Health Insurance Information and Assistance program)** Jan-Dec 2021, HIICAP had 2337 contacts (421 who were under 65, including 91 that were disabled; 350 individuals were under poverty levels) which included incoming calls, emails, or face-to-face meetings with HIICAP counselors. This more than doubled from 2020, when things shut down because of COVID. Our numbers were also increased because the Social Security offices remained closed to people the entire year, as all their staff continued to work from home. Clients came to us for help with forms and questions, as they could not get phone appointments with Social Security for a month to a month and a half out, and most needed help before then. Medicare 101 returned to in person as did vendor fairs.

**Legal Services** Continue to work with the Center for Elder Law and Justice (CELJ) to provide legal services to Genesee County residents 60 years and older. The legal service most requested from older adults was completion of a Power of Attorney. An in person legal program was provided to community members in September of 2021.

**In home and respite care** There continues to be a critical need for a viable homcare workforce. In recognition of this, the state has provided additional funding. Many of the clients, who are waitlisted for EISEP services due to aide shortages, are now being served under the Unmet Needs funding in various ways. Some are receiving housekeeping/cleaning services, laundry service, incontinence supplies, and in a few cases, a ramp, a stair lift or walk in shower. The aide shortage has resulted in a higher number of clients on the EISEP waitlist. Funding has been the barrier in serving more clients.

EISEP (Expanded In-Home Services for the Elderly Program) – 22 clients receiving services.

- 12 of those clients receiving in home aide service.
- 17 of those clients are receiving PERS (Personal Emergency Response System) through the program. 39 clients waiting for PERS in addition to aide service.
- Over 119 clients on the EISEP waitlist – 26 of those clients were picked up for the Unmet Needs funding while others will be assessed ongoing.
- Unmet Needs funding was provided to our office to address clients' needs until they are able to receive assistance through EISEP.
  - 9 clients are receiving cleaning services.
  - 10 clients are receiving laundry services.
  - 18 clients are receiving PERS
  - 12 clients are receiving Incontinence supplies.
  - Installed two walk in showers so clients could shower instead of sponge bathing.
  - Installed one outside elevator so client can leave the home when medically necessary. (Instead of medics needing to get stretcher through a window.)
  - Installed one stair lift for client to safely go upstairs to use the bathroom.

**Nutrition Program** The pandemic has had an impact on the HDM and congregate meal numbers. Not all congregate meal locations have reopened. As people began to get out more the congregate numbers increased and the HDM numbers decreased. There are fewer short-term clients and an increase in those receiving long-term services which facilitates their ability to stay in their home. This is another indicator of the impact our local aging population has begun to have on our resources. Genesee ARC continues to prepare quality home cooked meals. 274 older adults received Home Delivered Meals and 69 received Congregate Meals, serving 39,077 meals in total. An additional 1,515 meals were provided under contract for Medicaid Managed Long Term Care meal services.

**RSVP (Volunteer Placement Program) of Genesee County.** In 2021, 228 older adult volunteers (age 55 to 95+) made important contributions through over 20,812 hours of service, primarily focused in community based programs which help older adults remain supported in their homes. Safe volunteer options were limited due to COVID-19, with partner stations closing or significantly limiting engagement. Volunteers who could engage provided essential help in community COVID responses such as Home Delivered Meals, food pantry assistance, and phone call companionship to isolated, vulnerable residents. Additionally, volunteers delivered library materials, provided financial assistance and income tax preparation. These programs and services would be impossible to provide without volunteers. RSVP volunteers began assisting with COVID-19 vaccination clinics.

**Wellness and Recreation Programs.** As we began to re-open the congregate meals sites, but not recreation/wellness activities we continued to maintain connection and promote cognitive and emotional wellness, with a bi-weekly newsletter, to 300 households. In 2021, OFA staff provided our first virtual Aging Mastery Program (AMP) to the community. Our staff also presented the positive outcomes of the virtual AMP at ACUU (Aging Concerns Unite Us) a statewide conference. This evidence-informed



program encourages the development of sustainable behaviors across many dimensions that lead to improved health, stronger economic security, enhanced well-being, and increased societal participation. **Caregiver Services** continued partnership with the Alzheimer's Association – WNY Chapter and 6 other Offices for the Aging in WNY for the Alzheimer's disease Caregiver Support Initiative. During 2021 our office provided over 392 care consultations to over 130 unduplicated caregivers who are caring for a loved one with Alzheimer's disease or other type of dementia.

We were able provide safety devices to caregivers caring for someone with a memory impairment to help keep their loved one safe. We continue to collaborate with the Genesee County Sheriff's Department for persons with dementia in the Project Lifesaver program. If an enrolled client goes missing, the caregiver notifies the Genesee County Sheriff's Office immediately and a trained emergency team responds to the wanderer's area. Staff at our office facilitated a monthly support group. After the pandemic impacted this area the group was moved from meeting in person to meeting via telephone. **Animatronic Pets:** in 2021, 45 animatronic pets were distributed to at-risk, isolated older adults in our community. The purpose of these pets is to combat loneliness due to the pandemic. Title III-E – to assist in reducing caregiver stress.

- Provided two care receivers with a PERS unit.
- Provided funding for Funding for 16 caregivers to receive respite through in home care, social adult day services and consumer directed services.

**Central Services & Purchasing**

**Director: Chet Kaleta**

2021 Central Service Department Review for inclusion in the Genesee County 2021 Proceedings Book.

**Central Services Department Description:**

Genesee County Central Services is a county department that is made up of three different entities. Custodial Department, Printing Department and Mail Room, and the Purchasing Department. The Purchasing Director is the department head for Central Services. The Custodial Department and Printing Departments have Head Supervisors that manage those departments.

**Mission:**

The mission of Central Services is to provide all County Departments with centralized services, to promote cost effective and efficient business practices as well as a safe and healthy work environment.

**Key Accomplishments and Highlights 2021:**

- Served the county employees as well as the public in keeping the buildings clean and safe during the COVID-19 Pandemic.
- Custodial Staff conducted daily morning spraying of offices during Pandemic.
- Central Service Staff have been instrumental in procuring the required Personal Protective Equipment (PPE), which required countless hours securing products.
- During Pandemic, former Purchasing Director and Principal Financial Clerk assisted the Genesee Health Department at COVID-19 Testing and Vaccination clinics from December 2020 through May 2021.
- Provided clerical support to departments when clerical staff was out on medical leave.
- Despite the challenge of a global Pandemic and being short staffed Central Services Department worked diligently in response to the County's requirements.
- Department experienced a major leadership change with the resignation of the Purchasing Director.
- Central Services has been working with Facilities Management and the County's Safety Consultant to maintain a safe environment in terms of equipment and inventory storage, and security.
- Established a monthly safety program for Central Services Staff. Some of the topics already covered were proper handling of fire extinguishers, workplace violence and sexual harassment and Blood Borne Pathogens. Other classes will be scheduled with the new Safety Consultant in 2022.
- The Principal Financial Clerk continued in development by participating in twice weekly Supervisory Training Classes. Classes ran from May through July 2021.
- Explored the option of switching from Variable Price Natural Gas to a Fixed Rate contract. In conjunction with our Energy Consultant recommend change be made to the Fixed Rate effective January 1, 2022. Actual savings will depend on how high the Variable Rates increase.
- Continue to work in the administration of formal sealed bids and Request for Proposals.
- Continue to stress and continue to provide "Quality Customer Service."



**Motor Vehicle Office**

Monthly Gross Receipts (includes all registration and registration related transactions, licenses, permits, non-driver ID cards, plate surrenders, abstracts, enforcement, NG check charges, fee adjustments, recycled plates and sales tax.)

	<u>Cash &amp; Checks</u>	<u>Credit Cards</u>
JANUARY	202,816.71	201,746.64
FEBRUARY	140,205.27	138,326.24
MARCH	224,539.31	172,269.20
APRIL	244,410.96	285,661.37
MAY	192,890.26	200,202.86
JUNE	192,018.05	224,074.92
JULY	179,502.54	225,641.17
AUGUST	194,475.67	280,743.10
SEPTEMBER	164,511.62	215,519.86
OCTOBER	226,302.12	195,517.19
NOVEMBER	256,848.94	204,017.40
DECEMBER	<u>207,998.38</u>	<u>185,562.70</u>
<b>TOTALS</b>	<b>2,426,519.83</b>	<b>2,529,282.65</b>

**TOTAL GROSS RECEIPTS FOR 2021**

**4,955,802.48**

Monthly Disbursements (includes daily transfer to the state, sales tax to the state, sales tax to the county, county clerk retention fee, bad checks to the state, bad check civil penalties, NG checks to the state, recycled plates.)

JANUARY	202,816.71
FEBRUARY	140,205.27
MARCH	224,539.31
APRIL	244,410.96
MAY	192,890.26
JUNE	192,018.05
JULY	179,502.54
AUGUST	194,475.67
SEPTEMBER	164,511.62
OCTOBER	226,302.12
NOVEMBER	256,848.94
DECEMBER	<u>207,998.38</u>
<b>TOTALS</b>	<b>2,426,519.83</b>

Transmission to the County Treasurer (motor vehicle retention fees)

REGISTRATIONS	367,936.70
LICENSES	38,509.64
LEARNER'S PERMITS	12,762.15
NON-DRIVER ID'S	535.40
PLATE SURRENDERS	6,423.00
ABSTRACTS	126.00
ENFORCEMENT	13,998.98
NG CHECKS	25.00
FEE ADJUSTMENTS	-10.75
RECYCLED PLATES	1,414.10
SALES TAX	5,754.50
ONLINE/PARTNER CO. REVENUE SHARING	40,420.97
USE TAX	<u>408,101.86</u>
<b>TOTALS</b>	<b>895,997.55</b>

**Department of Social Services****Commissioner: David Rumsey**

The Department of Social Services primary mission remains providing protection, care, assistance, and support to the vulnerable citizens of Genesee County. In 2021, the Department continued with COVID-19 pandemic guidelines and protocols. We continued to support and serve individuals and families. Programs and services included Temporary Assistance, SNAP, HEAP and Medicaid services, and providing protection and support for children and families in Child Protective Services, Children's Services and Adult Services. The complexity of cases never changed. It was essential to change our work practices to keep both our clients and our staff healthy and safe. Throughout the year we continued to meet the mandates of the program and service areas requirements. Despite the many challenges presented, that included reduced staffing at times, the Department persevered. We remained within the limits of the approved 2021 departmental budget.

The 2021 Family Assistance caseload averaged 84 cases per month, a decrease of 15 cases from 2020. The 2021 Safety Net program caseload averaged 120 cases per month, a decrease of 19 cases from 2020. The Employment Unit work continues to facilitate self-sufficiency for these clients. The SNAP caseload increased from 2,490 to 2,503. Expenditures for the SNAP program indicate that our clients redeemed \$11,474,978 in SNAP benefits in 2021. In our county 2,161 households received regular benefits, 519 received renter's benefits and 426 received emergency benefits under the Home Energy Assistance Program [HEAP] totaling \$1,147,764.08 for the 2020-2021 heating season. The State continues to further expand eligibility for SNAP and HEAP benefits, while steadily decreasing the amount of State reimbursement provided to facilitate the local administration of these programs. The Program and Fraud units continue to work closely in investigating and monitoring front end detection, computer matches and intentional program violations, to ensure that only the truly needy/eligible individuals and families receive on-going cash assistance. In 2021 the Child Support Unit met and exceeded their goals with 95% of cases open with orders, 80% total current support due collected, 97% paternity established, and 95% support orders established.

Medicaid continues to be the biggest expense faced by our County. Even with the Medicaid cap, the local share of the program is approximately \$9 million annually. Currently 3,419 individuals are recipients whose benefits are managed locally, while the NYS of Health indicates that they have enrolled 10,684 individuals from Genesee County. Delays to the State's take-over plan of Medicaid continue making it unlikely that it will be accomplished in the future. There is little hope of fiscal relief from Medicaid costs, as the County will remain responsible for the current weekly local shares for Medicaid services, even when the administrative duties are removed, absent any legislative funding changes at the State level.

The Child Protective Services unit received 979 reports in 2021, an increase of 78 reports from the 2020 total. Adult Protective Services referrals for 2021 totaled 180 compared to 168 referrals in 2020. The Mandated Preventive Service unit has worked with 194 children this year, an 11% decrease from 2020. Of these 194 children 7 of them ended up in a foster placement. Efforts to reduce the numbers (and costs) of children in out-of-home placements continue using Kinship Care and the Family First initiative. At the close of 2021, 52 youth from Genesee County were in out-of-home placements for which DSS is financially responsible, a decrease from 2020. Of the 52 youth currently in foster care placements, 35 youth are in regular foster care, 4 youth are in cluster care, 3 youth are in therapeutic foster care, and 10 youth are in residential placement. A total of 7 adoptions were finalized in 2021 with 3 still pending. There are 15 children freed for adoption.

Staff attended 435 training deliveries during 2021 for a total of 4,860.45 hours. Most of these trainings were attended virtually.

2021 staff turnover included 6 resignations, 3 retirements, and 6 terminations. Note: Of the 6 resignations 1 went to work with another County department. In 2021 we found little success in recruiting experienced candidates to apply for civil service positions and it remains difficult to fill vacant positions with qualified applicants. -Further specific information or inquiries may be obtained by contacting David A. Rumsey, Commissioner of Genesee County Department of Social Services

**Emergency Management Services**  
**Coordinator, Tim Yaeger**

The Office of Emergency Management Service continues to develop and update multiple emergency plans and emergency annexes.

- **COMPREHENSIVE EMERGENCY MANAGEMENT PLAN (CEMP)** establishes emergency operation plans for county departments with emergency support functions/responsibilities. The continuity of operations & relocation plans for county departments were being developed in 2021.
- **MULTI-JURISDICTIONAL ALL-HAZARD MITIGATION PLAN (HMP)**. The original HMP was adopted in 2009. The updated County HazMat plan was approved by the County Legislature in October 2019. This plan serves as a guide for decision makers as they commit resources to reduce risks from all hazards and minimize the effects of hazards. “The HMP is a blueprint for reducing the county’s vulnerability to disaster and hazards.” Annual monitoring/evaluation of the plan is required by each planning partner. Genesee County Office of Emergency Management serves as the liaison to the planning partnership.

The Office of Emergency Management Services continues to be the recipient of multiple federal and state grant awards. However, the amount of the awards have been reduced annually as restrictions on spending continues to increase. **FY19 & FY20 Hazardous Materials Emergency Preparedness Grant (HMEP)** awards focus on increasing safe and efficient handling of hazardous materials through planning and training. **FY19, FY20 & FY21 Emergency Management Performance Grant (EMPG & EMPG-S)** supports all-hazard emergency preparedness system including preparing, responding and prevention of the COVID-19 public health emergency. Funding has been used to offset operational expenses. **FY18 & FY19 Hazardous Material Grants** have been awarded to our regional partners (Genesee, Monroe, Orleans, Livingston and Wyoming Counties) of which Genesee is the implementing agency. Funding is used to strengthen and sustain the regional HazMat capabilities. **FY18, FY19, FY20, and FY21 State Homeland Security** grant awards focus on homeland security and building and sustaining critical capabilities that relate to terrorism prevention, protection, and/or response activities.

**TRAINING:**

The COVID-19 pandemic effected the number STATE FIRE TRAINING offerings as well as the number of allowable participants. Seventeen (17) state fire training courses were conducted in 2021 with 280 students participating from 31 fire companies from Genesee County and the surrounding area. Six (6) non-state fire training courses were conducted with 253 students participating.

**FIRE INVESTIGATION TEAM**

- 7 Active Team Member
- 14 Investigations Conducted
- Members attended 2 continued education conferences

**EMERGENCY SUPPORT UNIT**

(Comprised of HazMat Team & Rope Rescue Team)

- 32 Member Team
- 7 Training Sessions
- 8 in-County Responses
- 1 large consortium drill held in Genesee County
- 3 Continuous education conference

Overall, Emergency Management staff responded to 99 emergency incidents; including fire, motor vehicle or Haz-Mat in 2018.

**CONSULTANT / FACILITATING SERVICES**

**Live Nation Darien Lake Tabletop Drill**

Date: May/June 20218

Scenario: Active Shooter Situation in the Bus Lot  
Participants: Live Nation/Darien Administration, Law Enforcement, Local Fire & EMS Personnel,  
Emergency Management

**COMMUNITY OUTREACH**

HP Hood

Meetings and walkthrough regarding new construction (3 meetings)

Focus: Safety and production

Participants: GCOEM, Town of Batavia Fire Department

Bonduelle (Bergen, Oakfield, NY)

Focus: DHS Security Assessment and sustainability and response capability

Genesee County Fair

Date: July 2021

Focus: Community awareness, preparedness

COVID Community Outreach

Focus: Testing, Vaccination and PPE distribution

Leadership Genesee/Youth Leadership Genesee

Focus: Emergency Services

Participated as a host site and presenter offering an overview of emergency services within Genesee County.

**Highway Department  
Superintendent, Timothy Hens, P.E.**

1. Funding
  - a. The COVID-19 pandemic saw NYSDOT hold back 20% of available CHIPS, EWR and PAVE-NY funds. This money was restored in 2021 along with hefty increases in funding levels for 2021 for both CHIPS and PAVE-NY. EWR was added back in by the State Legislature after the budget was adopted. These two events resulted in nearly a 60% increase in available funds for 2021.
  - b. We were successful in swapping federal funding from McClernon Rd Bridge in Bethany to the Darien-Alexander Rd Bridge in Darien. County bridge crews replaced the superstructure of the McClernon Rd Bridge in 2020 and hopefully secured an additional 20 years life out of that structure for around \$80,000 in local funds versus federal aid.
2. Capital Projects and Maintenance (2021 Construction)
  - a. Roads
    - i. Completed or in progress on 8.48 miles of hot mix overlay.
    - ii. Completed 4.23 miles of cold mix overlay.
    - iii. Completed 5.86 miles of paver placed surface treatment.
    - iv. Recycled and sealed 2.96 miles of road.
    - v. Widened 26.42 miles of road from 22 feet to 30 feet
    - vi. Chipsealed (oil & stone) 33.08 miles
  - b. Bridges and Culverts
    - i. 7 large culvert replacements or repairs
    - ii. 6 Federal Aid bridge replacements
    - iii. 2 Federal Aid Bridge Designs
  - c. Materials
    - i. Asphalt climbing, but slowly (15% over 2020)
    - ii. Plastic Pipe difficult to acquire
    - iii. Steel difficult to acquire
3. Snow & Ice
  - a. 2021 Contract (Proposed) = \$5,525/mile (15% decrease from 2020)
  - b. Salt prices stable at \$51.29 per ton
4. Fleet Maintenance
  - a. Fleet condition holding steady and working through replacement backlog
  - b. Selective replacements and more rentals (rubber-tired roller, sweeper, excavator)
  - c. Long leads and difficulty replacing equipment due to worldwide chip shortage
  - d. Fuel prices
    - i. Diesel 13% increase from 2020
    - ii. Unleaded 21% increase from 2020
  - e. Lease-purchase (financed) strategy for high priced equipment
    - i. Wheel Loader (2022 = 4<sup>th</sup> payment out of 5 year program)
    - ii. Tracked Excavator for 2022 estimated at \$425,000 to be spread out over 5 years
  - f. NYSDOT has not adjusted equipment rental rates used in DM Fund since 2017
5. Traffic Control & Sign Maintenance
  - a. Still working through backlog of replacements for warning signs on Horizontal Curves identified in 2013 Study



- b. Still updating Road Names signs to comply with MUTCD
- c. Workload too significant for 1 employee, and have requested additional employee in 2022 budget

**Airport**

- 1. Operations
  - a. Fuel Sales back on pace with 2019 Sales
  - b. Pandemic did not impact fuel sales as much as expected
    - i. +15% on 100LL (small planes)
    - ii. -10% on Jet A
  - c. Difficulty hiring part-time staff due to COVID-19.
  - d. Overtime budget expended with full-time staff covering openings
  - e. Hangar waiting list at 20+ in last two years
  - f. New 8-Bay T-Hangar now available for rent
- 2. Capital Projects
  - a. 8-Bay T-Hangar construction complete
    - i. Significant delays due to supply chain issues with COVID-19
    - ii. Mechanics Lien dispute between GC and sub rectified
  - b. Apron Reconstruction
    - i. Executed FAA grant in August (\$1.517M)
    - ii. Anticipated Construction in FY2022
  - c. Fuel Equipment
    - i. Awarded in January 2021
    - ii. Extreme Delays due to Global Ship Shortage (No Est Delivery)
  - d. Aircraft Tug
    - i. Awarded in July 2021
    - ii. No Est Delivery
  - e. Equipment Storage Building
    - i. Deferred in 2020 due to pullback on Sales Tax
    - ii. On hold pending grant application
- 3. Grants
  - a. Upstate Aviation Economic Development and Revitalization
    - i. 100% Grant Opportunity
    - ii. Estimated \$13 million project
    - iii. Large Corporate Hangar, Equipment Storage, Apron and Parking
    - iv. Grant Deadline of Sep 16, 2021
    - v. County has received over a dozen letters of support
    - vi. Strong package with site already in ALP and NEPA completed
  - b. FY2022 Runway Lighting and Signage (DESIGN)
  - c. FY2023 Runway Lighting and Signage (CONSTRUCT)

**Parks**

- 1. Operations
  - a. Shelter reservations back on pre-pandemic pace
  - b. Environmental programs and camps back in place with no restrictions
    - i. Camp Hard hat very well attended and students rebuilt a small pavilion at Area F
    - ii. Environmental Educator has hosted several kayaking events at DeWitt Recreation Area with new launch donated by Rotary, City of Batavia and Youth Bureau

- iii. Several outdoor owl prowls, dog walks and environmental sessions held at Genesee County Park and Forest
  - c. ACORNS remain a very active support component
    - i. SCA Volunteer
    - ii. Fundraising
    - iii. Program Support
    - iv. Run for the ACORNS (virtual in 2020) is back October 3rd
  - d. Difficulty hiring part-time and seasonal staff for the summer resulted in delayed opening
- 2. Capital Projects
  - a. Area D Pavilion Completed
  - b. Area B Parking Lot (Fall 2021)
  - c. Interpretive Center Siding and Moisture Protection under design
  - d. Park Water System Upgrade FY 2022
  - e. Septic System Upgrades needed at Area A & C (2022)
  - f. Shoreline Improvements at DeWitt (Ralph C Wilson Grant)
- 3. Comprehensive Recreation Plan in Draft Format

**Facilities**

- 1. Operations
  - a. Up to date on all facility related inspections and PMs
    - i. Elevators
    - ii. Boilers
    - iii. Fire Sprinklers
    - iv. Fire Foam System
    - v. Generators
  - b. 5,342 work orders in last 2 years completed
  - c. 84 open and in-progress work orders (due in part to limited staffing)
    - i. Part-time employee has been an outstanding addition for summer groundskeeping
    - ii. Submitting in FY2022 budget for additional Facility/HVAC Technician
  - d. Genesee Justice Renovations
  - e. OFA Renovations
  - f. LinStar Phase 2 completed
  - g. Overtime usage down from previous year
- 2. Capital Projects
  - a. 14 West Main Stonework
    - i. Re-evaluating bldg. after several years of no luck on Historic Grants
    - ii. Will re-apply for OPRHP Grants Fall 2021
    - iii. Significant restoration and safety work needed (+/- \$900k)
  - b. Energy Performance Contract (Johnson Controls)
    - i. Initial Work Complete and on year 2 of evaluating energy savings
    - ii. Facilities remaining from initial project
      - 1. OFA
      - 2. Engine House
      - 3. FTC
      - 4. Holland Land Office
    - iii. Possibility for Phase 2 Project/submitted for 2022 Capital Plan
  - c. HLOM Restoration Study Needed as Facility requires major upgrades

- d. Countywide HVAC Building Controls Upgrade to EcoStrxture
- 3. Facility Inventory. CAD Floor Plans being developed for all Buildings/Departments with room numbering system, security cameras, key/lock IDs
- 4. County Jail. Currently reviewing 300+ pages of construction drawings and specifications to ensure correct construction being used and coordinating impacts on operational needs

**Water**

- 1. Water Supply vs Demand
  - a. Currently using 3.4 MGD average at City WTP and North Rd Booster at 2.9 MGD
  - b. Did not have to implement any emergency water connections this summer
- 2. Phase 2 Construction
  - a. Vallance/North Rd WM Complete
  - b. Chestnut Ridge Rd WM Complete
  - c. Mumford PS Complete
  - d. Churchville PS Complete
  - e. Golden Rd PS Started Construction 9/7 (Pumps > 6 month lead times)
  - f. Genesee Intracounty Work
    - i. Elba upsizing complete
    - ii. Stafford upsizing part of WD#12 delayed
    - iii. Chlorination Stations way over bid—rejected
    - iv. DBP Treatment way over bid—rejected
    - v. Re-evaluating Cl and DBP need and timing
- 3. Phase 3 Planning
  - a. Phase 3 BOD underway
  - b. Phase Master Plan and SEQRA on hold under BOD can be completed
- 4. City Water Treatment Plant
  - a. City Engineer has completed assessment of WTP
  - b. 3-5 year horizon = \$3.7 million improvements
  - c. Potential to recover some lost production
- 5. Well C
  - a. Well casing installed
  - b. Water Samples Collected and Undergoing Testing for Withdrawal Permit
  - c. Development of Well and Electric/Piping still needed
- 6. Niagara County/STAMP
  - a. Analyzing possibility of offloading 910 HGZ to NCWD temporarily in between PH2 and PH3 to relieve demands on City WTP and overall system shortage
  - b. Arcadis/CPL collecting data from NCWD to study 910 HGZ first
    - i. Future assessment of City of Batavia important to Phase 3
    - ii. Village of Oakfield
- 7. Master Plan Update/Finances
  - a. Master Plan complete
  - b. Awaiting thorough update on Cash Flow
    - i. Impact of construction costs escalating
    - ii. NCWD costs
    - iii. City WTP costs
    - iv. \$500k Annual impact of lost revenue by retail switch
- 8. Grants
  - a. Congressman Jacobs Earmarks (unsuccessful)
  - b. Senator Schumer Earmark (made initial cut)

- c. EDA Build Back Better Regional Challenge
9. Town Water District Development
- a. Bergen WIBA #1 (bid, but bid results over budget)
  - b. Byron WIBA #1 (in design/approvals)
  - c. Bethany WD#5 (in design)
  - d. Stafford WD#12 (concept)
  - e. LeRoy WD#12 (concept)

**History Department & Records Management**

**Historian, Michael J. Eula, LL.M., Ph.D.**

During 2021, the Genesee County History Department continued to develop the County Archives, the Research Library, and the Records Management Program. Please note that the County Historian is also the Records Management Officer for the County.

**COMPREHENSIVE PLAN**

From the County’s Comprehensive Plan for Parks, Recreation, and Culture (PRO 1) the History Department is involved in supporting tourism and actively encourages people to visit the County; and within the Government Administration (GA 16), the County Historian continues to interact with area students. To accomplish both goals the Department established and maintains a Research Library and the County Archives, and continues to provide assistance to researchers of local history. The Department’s volunteers create indexes designed to improve the public’s access to our Department’s records, which also has the effect of increasing tourism and strengthening programs for County organizations.

In addition, the County Historian has continued to work towards the improvement of communications with the Tonawanda Indian Reservation (GA 07) through the facilitation of representation and the encouragement of involvement with both the Genesee County Historians Association and the Genesee County Federation of Historical Agencies. The Genesee County Historians Association includes the municipal historians who represent every town, village, and the City of Batavia. The Genesee County Federation of Historical Agencies includes representatives from the various historical societies, museums, and history organizations found in Genesee County. The County Historian provides support and helps to organize the meetings of these organizations in order to coordinate history related cultural events (PRO 2). In an effort to provide support to the Municipal Clerks, the County Historian, as the Records Management Officer, offers assistance with Records Management issues (GA 11). To continually meet with representatives of adjacent counties to discuss areas of common concern (GA 09), the County Historian is an active member of the Government Appointed Historians of Western New York State. In order to remain current in the issues raised by the practice of local history, the County Historian is a member of the American Historical Association and the Italian American Studies Association.

**CURRENT STAFF**

Michael J. Eula, LL.M., Ph.D., County Historian/Records Management Officer (37.5 hours per week).

Judy Stiles, History Department Research Assistant (37.5 hours per week).

Ruth Koch, Records Management Clerk (19.5 hours per week).

**VOLUNTEERS**

<b>Name</b>	<b>Affiliation</b>	<b>Hours</b>	<b>Project</b>
Jim Carr	RSVP	*	<i>Daily News</i> indexing and special subjects
Ruth Newton	RSVP	*	1940S census indexing
Carol Hertel	RSVP	*	19 <sup>th</sup> century common pleas indexing
Flo Ziarko	RSVP	*	indexing
John Huntzinger	RSVP	*	indexing and clipping
Allison Eula	volunteer	*	family files, <i>Daily News</i> clipping and filing

During 2021, volunteers worked a total of 232 hours, which helped to facilitate the public’s access to the Department’s collection.

**STAFF**

The current management clerk, Ruth Koch, was instrumental in the work of the Records Center. She regularly helped in the disposition and acquisition of county records. She was a pivotal figure in the creation of new microfilm rolls and microfiche holdings.

**RESEARCH LIBRARY AND COLLECTION DEVELOPMENT**

The public was assisted with genealogical and local history research. Two hundred sixty-eight people were assisted with a variety of local history and genealogical research questions. Seventy of these researchers paid for their information, while others received responses via forms that were filled out. Some were referred to the Department’s website, which led them to a variety of other historical sources. The Department’s website has continued to develop with the kind assistance of the IT Department.

A total of \$1241 in revenue was collected for the County because of the aforementioned local history and genealogical research questions. This is an increase of \$129 from the previous year, despite the disruption of the coronavirus pandemic. It is also indicative of how our patrons avail themselves of what is posted to our Department website. The cash revenue was the result of paid requests for information, e.g. genealogy, and the costs of copying various historical sources.

The genealogy collection was maintained, featuring an addition of approximately two hundred new family files. Donations to the Department included photographs, maps, pamphlets, scrapbooks, books, and yearbooks from local schools. All of these items were added to the County collection and subsequently catalogued, and are available for researchers.

**Projects Completed**

The Department’s website continued to be improved with the expert assistance of Judy Stiles. The objective is to improve access to the entire Department collection. Her meticulous and thoughtful research was instrumental in the completion of numerous projects. New family files were added, along with files regarding other county topics. Part of this effort included the indexing of court records from the years 1818 through 1849. Other court records were also unfolded, placed in files, while, simultaneously, indexing over 300 entries. We continued indexing *Daily News* articles. Other projects in 2021 included:

1. Completion of a chapter on Genesee County legal history for inclusion in a multivolume work published by The Historical Society of New York Courts.
2. Completion of a study on the history of women in Genesee County.
3. The continuation of the Genesee Conference indexing project.
4. Two public talks pertaining to county genealogy and county experiences during the Civil War.
5. Fifty-two new books were reviewed and catalogued.
6. The continued indexing of *Daily News* articles on a variety of topics, despite the absence of volunteers due to the coronavirus crisis.
7. The continuation of research regarding the impact of President Harry Truman’s Fair Deal and the Cold War in Genesee County.
8. The continuation of research pertaining to the media depictions of President George Washington in Genesee County antebellum newspapers.
9. The continuation of the updating of the History Department website and the inclusion of links to new indexes.
10. The checking and correcting of the work of volunteer researchers.
11. Acceptance of a book proposal by SUNY Press regarding the political and cultural history of the county between 1802 and the present.

**New Projects Started and Completed**

Completion of the aforementioned chapter on Genesee County legal history for inclusion in a multivolume work published by The Historical Society of New York Courts. The SUNY Press book referred to above is entitled *The National is Local: Genesee County, New York, 1802 to the Present*.

**Public Relations** (Promotion of Local History)

Throughout 2021, the County Historian offered regular presentations and tours in order to advance the cause of local history. Despite the interruptions caused by the coronavirus crisis, the following took place:

1. The continued creation of subject notebooks designed to facilitate public access pertaining to local history, such as the impact of developments during the Great Depression on Genesee County, along with such subject notebooks pertaining to the impact of other national trends discernible in Genesee County between 1860 and 1920 – such as presidential elections.
2. A regular schedule of public talks conducted via Zoom on such topics as the history of women in Genesee County.
3. Appearances on the radio regarding Genesee County History Department activities.
4. Active participation in the Genesee County Federation of Historical Agencies.
5. Active participation in the work of the Government Appointed Historians of Western New York.

In 2021, one tour of the History Department facility took place. This number declined from 2019 due to the coronavirus crisis. It provided an opportunity for a community leader to see what the History Department and its collections have to offer. This gave such leaders as the Chair of the Erie County Genealogical Society an opportunity to see how a neighboring County History Department functions.

**Records Management**

Below is a summary of Genesee County Records Center Activities for 2021:

Transfers	Requests	Dispositions of one-cubic foot boxes
356	160	406

**Total Number of Boxes Currently Being Stored in the Records Center is 4,470.**

**Microfilm Lab/Records Center**

Forty-seven rolls of film were created. A complete file copy for the Veterans Department regarding county veterans became part of the microfiche file. The dispositions for 2021 included 80 boxes. Each box is one cubic foot in size. Because of filming, the Records Center does not have to store as many cubic feet of records as would otherwise be the case.

**Microfilm**

The inventory of microfilm storage was updated. The number of rolls completed is a consequence of a decrease in the hours of the Records Clerk, who was primarily engaged in this work. This is the consequence of previous budget cuts. The furlough of Department staff in 2020 also contributed to a decline in the amount of film rolls edited and added when compared to 2019.

**Disaster Management Plan**

The Vital Records Listing for all County Departments is complete and includes a Vital Records Chart of Volume per Department and building. The Building Site Survey was updated, and building floor plans were maintained on the Intranet to provide as much access as possible.

**In 2021, the County Historian participated in the following Committees:**

1. The Genesee County Historians Association met periodically during the year via emails and telephone communications. The County Historian and the Association leadership coordinated these meetings. The meetings addressed projects worked on by the municipal historians, all of which promoted an interest in local history. This also met public demands.
2. The Genesee County Federation of Historical Agencies completed its twelfth year of existence. There was one meeting in 2021.
3. The Genesee County Historian remained an active member of the Government Appointed Historians of Western New York (GAHWNY). There was one meeting via Zoom, and this

included a full day meeting and training sessions. These sessions attracted approximately 130 historians, and were designed to promote research in, and the preservation of, western New York history.

4. The County Historian is a member of the Genesee-Orleans Regional Arts Council.
5. The County Historian is a participating member of the GIS Focus Group. This group discusses the effects of various technologies on County functions, and the History Department's plans to incorporate historical maps into its Department website.
6. The County Historian is a participating member of the Parks, Arts, Recreation, and Culture Focus Group. This group is tasked with the monitoring of county activities in these areas, which included the History Department.



### **Human Resources**

**Director, Anita Cleveland**

Genesee County Human Resources (HR) plays an important role in Genesee County Government and that role continued to be vital during the ongoing COVID-19 pandemic that required all of us to change the way we delivered services in 2021. The HR team delivers employment-related resources and addresses the information needs of staff, as well as serving our retirees, prospective employees, and other customers. The Genesee County Human Resources ensures compliance with all Civil Service Laws, Rules and Regulations for the following appointing authorities: all Genesee County departments, City of Batavia, Genesee Community College, thirteen towns, six villages, eight school districts, five public libraries and two special districts. The HR team has the unique opportunity to work together with all employees throughout their County careers, from recruitment of candidates for vacancies through assisting our retirees with their continuing benefits. We enjoy our interaction with the almost 564 active County employees and approximately 50 retirees we serve. In addition, we work with the administrators and employees covered by New York State Civil Service in all Genesee County municipalities, city, community college, towns, villages, school districts, libraries and special districts, equaling 1,762 employees for 2021. During 2021, the COVID-19 pandemic continued to provide hurdles to the way business had always been conducted but the HR team adapted as we began to return to a “normal” Civil Service testing schedule and backfilling vacancies that had been placed on hold. This was the year of playing “catch up” and the HR team worked tirelessly. In 2021, HR went from a staff of four to a staff of five with the addition of a Deputy Human Resources Director position.

Additional, HR implemented DocuWare which is document management and workflow automation. This software enable us to digitize, secure and automate HR documents and reduce the use of paper. Using DocuWare potential job candidates were able to apply online for vacancies.

Following a request for proposal for Third Party Administration for Pharmacy Benefits, the County awarded a contract to Keenan Pharmacy Purchasing Coalition. Keenan Pharmacy Purchasing Coalition partners with Express Scripts and Capital Region BOCES to maximize prescription benefits savings and to provide the plan with leverage for large group pricing discounts and rebates.

Additional, the County contracted with a new Third Party Administration for Flexible Spending Benefits. This provides employees with online enrollment, online claim submission, mobile app and direct deposit.

**Information Technology**  
**Director, Michael Burns**

Information Technology continues to focus on providing a secure, stable and reliable infrastructure that supports all County departments and external clients, including town assessors, volunteer fire departments, Village of LeRoy, City of Batavia and Corfu Police Departments, and County residents and businesses that access the web site for general information, forms, applications, County Real Property (GIS) data, and the connection to various NYS web sites for Public Health Information, NY Connects (Long Term Care), Purchasing Bids and RFPs, Emergency Preparedness, and many others.

The 2021 Budget reflects the projected loss in tax revenue due to the Covid-19 pandemic. County IT eliminated one FTE technical position and reduced other expenses to keep a flat budget for 2021. To compensate we have applied for three grants through DHSES and the NYS BOE to supplement the budget. If the grants are awarded the funds will be used to procure additional cybersecurity software / hardware and consulting services to focus on improvements.

Major 2021 initiatives include:

- Continue to focus on cybersecurity.
- Infrastructure improvement.
- Annual review of storage requirements.
- Complete a network segmentation.
- Continue to support departments as more staff are working remotely. This includes the expanded use of video conferencing and the ability to connect from anywhere at any time which creates the request for added laptops and phones.
- Complete the Windows-10 upgrade for all connected Windows based devices.
- Payment Card Industry Compliance throughout the County.
- Investigate outsourcing applications to the cloud within the coming years.
- The Applications team will continue to apply updates to the Public Safety, Financial, Human Resources and GIS applications to ensure they are compliant and current with supported vendor releases.
- The Technical Services team will continue to keep critical infrastructure patched to ensure compliance and meet security standards.
- Reload the Document Management project, training more IT staff to assist department's with moving to Docuware and eliminating paper as much as possible. Address DSS, Human Resources, Highway and Genesee Justice as potential target departments in 2021.
- Review internal support processes and where feasible and cost effective, enter into more managed services agreements that offload work from the in-house technical staff.

The workload for 2021 is significant and the loss of an FTE complicates distributing the workload among the technical team. The challenge, as always, is the balancing act allocating time between department requests, Help Desk tickets and project work, ensuring our customer's needs are met in a timely manner but we don't neglect the necessary care and feeding of the critical infrastructure.

### **Job Development Bureau Director, Teresa Van Son**

Our main goal this year was to remain available to the citizens of Genesee County in need of WIOA and Workforce Development Services. In 2021, we received over 4,730 contacts (in-person and virtual). We assisted 219 individuals with virtual and individualized career resource assistance including resume development, job search assistance, and computer access, access to funding, referrals, and career exploration. We assisted 2,811 callers while maintaining Career Center phone coverage. Our staff adapted plans, forms, and programs to the virtual environment so we could meet the evolving requirements of our customers.

We continue to collaborate with other workforce stakeholders and we have been updating our marketing strategies and materials to reach residents in need of workforce development.

We exceeded Adult, Dislocated Worker, and Trade Act contract requirements. Providing individualized services to 23 individuals enrolled in occupational training at area facilities and we have more lined up waiting for additional funding to be available. We spent \$52,177.97 on tuition, books, and other support services. We assisted 20 new youth with work experience training, occupational skills training, and supportive services spending a total of \$16,819.35.

Our 2021 TANF Summer Youth Employment Program (SYEP) was a huge success. We assisted 39 youth secure work experiences at 25 local businesses and non-profit agencies. This added about \$1200 into each youths pocket; some saved for the future, some bought school clothes, and others just spent the money they earned.

Even with the limits of COVID-19, we held several job fairs assisting to connect job seekers to employers. We also posted open positions for employers on our Facebook page. Our organization conducted workshops covering topics such as job search strategies, resume writing, interviewing skills, civil service system. We provided Fee-For-Service assessment, training, and individualized job development/placement services to NYSED ACCES-VR, Department of Social Services, and the Social Security Administration Ticket to Work. We use funds from these sources to make the greatest impact for our customers and businesses thus serving more with our allocated WIOA dollars.

We have two contracts with Genesee County Department of Social Services; a job securing workshop and the Independent Living Services Program for youth in foster care.

We continue to provide NYS Department of Education ACCES-VR contract services. The number of referrals has been very low during COVID.

Our Ticket to Work program through the Social Security Administration is funded based on our recruited customer's achieving certain benchmarks. The number of new clients and those going to work has been lower during COVID.

### **Mental Health**

#### **Director, Lynda Battaglia, LCSW**

Genesee County Mental Health (GCMH) worked through some significantly challenging times as a direct result from the COVID-19 Global Pandemic. In 2021 and according to the CDC, 36.8% of Americans reported experiencing increased symptoms of anxiety. The impact of COVID-19 impacted community members within Genesee County. The demand for Mental Health services, as well as workforce shortages resulted in the agency not being able to meet this demand thus created an unbalanced system as well as an accrual of a waiting list for new clients.

Due to high numbers of positive COVID cases within the community, clinical staff continued the year with rotating clinical teams being on and off site. It wasn't until March, 2021, that all clinic teams would be on site full time. Face to face sessions were slowly being allowed and gradually increased throughout the year. We continued to monitor the number of clients on site in addition to staff, so risk of possible spread and exposure could be monitored and mitigated. All visitors, clients and staff had to wear masks at all times, including during therapeutic sessions. All staff needed to sign a daily attestation indicating they do not have a temperature or any symptoms relating to COVID 19.

Vaccinations were starting to roll out during this time as well. Continuing Day Treatment (CDT) held several vaccination clinics, at GCMH, through use of the Rochester Psychiatric Center Mobile Vaccine unit. There were 4 clinics in total. This allowed for all CDT clients, Clinic clients, as well as GCMH staff to be vaccinated should they choose.

Guidance from the State Regulatory Agencies: OMH, OASAS, OPWDD, required vaccination workforce with specific licensure. GCMH fell under this regulation, and through interpretation of the County, all staff would be vaccinated with exemptions being approved by Human Resources. As a result, we lost a few staff to this mandate.

Submission for an OMH Pilot Program was submitted for GCMH, Batavia Sheriff's Department, Batavia City Police and LeRoy Police for the Mobile Access Program (MAP). This would allow all departments to receive iPad's free of charge and allow for Law Enforcement to connect virtually with the person in crisis in the community instead of police having to conduct and enforce a Mental Health Transport. This project was delayed due to staffing shortages within GCMH and the goal is to go live in 2022.

GCMH has been awarded 2 grants through the N.Y.S. Office of Mental Health (OMH) for 2022. An \$86,000 for Workforce: this grant has multiple limitations due to GCMH being a county operated agency, however, the focus will be on workforce retention as well as professional and developmental growth. Additionally, a \$25,000 for Systems of Care Grant: This allows us to broaden our collaborative efforts for coordinated care for children and young adults with Serious Emotional Disturbances.

**Planning Department**

**Director, Felipe Oltramari, AICP, CNUa**

The following is a summary of the activities of the Genesee County Department of Planning and its various boards and agencies for the year 2021.

**COUNTY PROJECTS**

The Planning Department continued its assistance with a number of County projects often times working with other County Agencies to accomplish important tasks as follows:

- |  |  |
|--|--|
| Genesee 2050 Project – Comprehensive Plan Update/ County Recreation Plan                       | Housing Assistance and Information Directory     |
| County Planning Board  | Water Resources Agency                           |
| County Geographic Information Systems (GIS)  | Water System Hookup Administrative Review        |
| • Web Mapping Application  | Capital and Asset Acquisition Budget and Program |
| • COVID-19 Dashboard   | Agricultural & Farmland Protection Board         |
| • Elections Web Application  | Agricultural District No. 4 Review               |
| • Sheriff’s E911 Address Maintenance   | Agricultural District Annual Enrollment Period   |
| • EagleView (Pictometry)   | Genesee/Finger Lakes Regional Planning Council   |
| • Emergency Operations Center Support  | G/FLRPC Planning Coordinating Committee          |
| • GLOW Registration System for Household Hazardous Waste and Household Electronics Collections | NYS Association of County Planning Directors     |
| • Fire Services Study Mapping  | Chamber’s Business Development Committee         |
| NYS Next Gen 911 Subcommittee  | County Local Emergency Planning Committee        |
| NENA CLDXF Working Group   | County Parks Advisory Council                    |
| GIS/SIG Board  | Water Quality Coordinating Committee             |
| New York Green/County Resiliency Plan  | County Traffic Safety Board                      |
| Environmental (SEQR) Reviews   | American Planning Association                    |
| County Jail Committee  | Congress for the New Urbanism                    |
| NYS Broadband Survey Initiative  | FEMA Community Rating System                     |
| Genesee Region Housing Initiatives Committee   | Genesee Transportation Council Scenario Planning |

**LOCAL TECHNICAL ASSISTANCE**

The Planning Department continued to provide assistance to local planning, zoning, and legislative boards. The scope of this assistance ranged from providing information regarding the development and revision of various land use regulations to the preparation of amendments and GIS/mapping assistance. Planning staff sponsored zoning and land use training for the County Planning Board and all municipalities. Assistance with project reviews and/or zoning text and map amendments was provided to the local municipalities. Planning Staff also continued to assist various municipalities in the process of planning for the impacts of the proposed Western New York Science Technology and Advanced

Manufacturing Park (WNY STAMP) as well as large solar energy systems such as the Excelsior Energy Center and Cider Solar Project.

### SOLID WASTE MANAGEMENT

The Director of Planning supervises GLOW staff and continued to serve on the GLOW Region Solid Waste Management Committee and its Planning and Advisory Subcommittees.

**Probation Department  
Director, Tim Michalak**

During calendar year 2021, the Probation Department remained fully staffed and we continued to work cohesively with our criminal justice partners to deliver high quality and cost effective services. With STOP DWI funding, we also continued our “Alcohol Blitz Program” which is a mandatory alcohol/substance abuse testing program for DWI offenders.

In 2021, Probation Officers prepared 472 Investigations for the Courts. The Department also received 314 new cases on probation. The average number of persons on probation at any one time was 496. Rehabilitation of the offender is paramount in reducing recidivism and 98 offenders were successfully discharged from probation supervision in 2021. However, community protection and offender accountability are also important components of community supervision. In 2021, the Probation Department filed 86 violation petitions with the Courts. These petitions led to 45 cases being revoked, usually resulting in incarceration.

In 2021 Probation Eligible Diversion (PED) was continued in the Probation Department. Eligible offenders were diverted from the New York State Department of Corrections. As a result of this initiative, the Department was reimbursed by the Office of Probation and Correctional Alternatives as a part of a Block Grant. In an effort to help reduce the high cost of housing offenders in jail, the Probation Department continued to offer the Confinement Option Program to the Courts in Genesee County as an alternative to incarceration for probation violators.

Intake services are an important part of the juvenile justice system in Genesee County. Youth and their families are referred to the Probation Department on a regular basis for diversion services. In 2021, 60 cases were opened for intake diversion and 23 cases were successfully diverted from Family Court intervention.

The Probation Department also serves as a collection agency for the Courts by collecting and disbursing restitution to victims. Fines are also collected as a courtesy to the Courts for individuals sentenced to probation supervision. In 2021 the Probation Department collected a total of \$132,809.11 in restitution and fines. The Department also collected DWI Supervision Fees in the amount of \$28,483.36. In all, a total of \$161,292.47 was collected by the Probation Department.

The Probation Department was in full compliance with New York State’s staff development standards for Probation professionals in 2021 and we received commendation for our contribution to public safety and offender accountability for collecting DNA from offenders sentenced to Probation.

Probation remains the most cost effective alternative to incarceration program in New York State. This Department continues to identify the greatest risk offenders and allocate resources appropriately. The criminogenic needs of these offenders are continually assessed in an attempt to change offender behavior and reduce recidivism, creating a better quality of life for all our citizens while making Genesee County a more desirable place to live and work.

**Public Defender**

**Jerry Ader**

We begin this year in much the same way that we ended last year, performing our jobs within the constraints of a pandemic. The functioning of our office is directly related to the protocols and procedures in effect by the Courts and, to a lesser degree, the Department of Corrections and Community Supervision. The Courts have either slowed down the scheduling of cases (in-person or virtually) or suspended their operations entirely.

We have become more flexible in our reaction to the constant changes in Court procedure and CDC protocols. Through the use of grant funding we have been able to secure laptops for each of our attorneys. These provide more functionality for working remotely, if necessary, and for video appearances, which are becoming more prevalent. When necessary we have our clients appear with us in our office for virtual appearances. Again, through the use of grant funding we have been able to provide a better video conference setup for our attorney and client. We also had a Plexiglas shield built for the conference table and installed a premium air purifier.

We are not fully staffed because our paralegal was let go in November. We will re-fill the position as soon as possible once vaccines for the pandemic are more widely available and being taken by the general public. While we have two employees who can retire because they are eligible for Social Security benefits, at this point they are both not inclined to retire. We have 2021 grant funding to increase our staff by one senior assistant public defender and one social worker but hiring will depend on the availability of space and permission from the County to increase our staff.

We continue to apply for and receive grant funding from the New York Indigent Legal Services (ILS) Office. Notwithstanding the financial constraints New York faces because of the pandemic, we continue to receive full reimbursement for our claims on this funding. The second year budget of a five year contract our office has with ILS was recently approved, which will provide over \$650,000.00 in available funding for our Department. Negotiations for the third year budget will focus on being able to use those funds to renovate part of the "Engine House", to make it ADA compliant for access to the second floor and to build office space. We also have two three year distribution grants available to continue to fund personnel services from early grant funding. ILS funding to this Department through contracts with the County allows to supplement the funding already provided to us by the County. This state funding has helped to reduce the need to turn to the County for an increased share of the cost of our mandated services.

We submitted a proposal with New York's Unified Court System for a new five year contract to provide Attorney for the Child services. Our present contract with the State for these services, which pays for one of our full-time Family Court attorneys, expires at the end of next month. Contingency plans if we are not awarded a new contract may be partially reliant on ILS grant funding.

Through the financial incentives provided by ILS, we appear at all off-hours arraignments, every day and at any time of the day. We are still working with the local magistrates to appear on a regular basis for arraignments on appearance tickets during regular business hours.

While ILS is still working on updating the eligibility standards for Family Court clients which may affect or caseload, during the pandemic New York's Office of Court Administration has suspended all eligibility requirements. If someone asks the Court to be assigned counsel, they will be deemed eligible. The pandemic also put on hold this Department's exploration of a possible regionalization of the Assigned Counsel program.

**Public Health**

**Director, Paul A. Pettit, MSL, CPH**



The Genesee County Health Department (GCHD) operates a “full service” health department that provides services in the five core public health areas of preventing epidemics and the spread of disease, protect against environmental hazards and prevent injuries, promote and encourage healthy behaviors, assure the quality and accessibility of health services and to respond to disasters and assist communities in recovery.

The mission of the GCHD is to work collaboratively ensuring conditions that promote optimal health, safety and consumer protection for individuals and the communities we serve. This mission is carried out through the core divisions of the department which include: Environmental Health, Public Health Nursing, Children’s with Special Health Care Needs, Emergency Preparedness, Administration, Coroners/Medical Examiners and Weights and Measures. In carrying out this mission, from a fiscally conservative perspective, all divisions within the department are being challenged to think critically of their services and scope while focusing on efficiency and quality improvement opportunities.

We are now over nine years working collaboratively with Orleans County through cross-jurisdictional sharing, and the health department continues to drive enhancement to service delivery and operational efficiencies while realizing fiscal savings and programmatic benefits. The cross jurisdictional sharing continues to expand and has been extremely successful in the original goals over the years by continually showing both savings and enhanced services. This innovative project has allowed Genesee and Orleans County to be nationally recognized for innovation and leading when it comes to creative service delivery through a shared service model.

The past year was once again heavily focused on the pandemic and consumed the majority of Public Health’s attention. There were four core areas that the health department focused on throughout the year. These included, vaccinations, testing, case investigations/contact tracing and education/information sharing. Unlike 2020, we had our first COVID vaccines available for folks as January started. Rolling out this new vaccine was a priority and resulted in a four month dedicated mass vaccination effort at the GCC campus. The success of these clinics was due to collaboration with other agencies and by the hands of many volunteers. In addition to vaccines, the department continued to offer testing to county residents through weekly clinics. With limited local testing options, residents have consistently taken advantage of this weekly effort. Cases began high in the beginning and end of the year, with lower numbers during the warmer months, as typical with many seasonal viruses. CI/CT took a significant amount of time and was an essential component of reducing spread in our communities by identifying cases and contacts. The last focus area was on education and information sharing. Continuing to capture local data and share regular updates with our residents has been a priority. This is certainly, an unprecedented time to be working in Public Health. The efforts of the staff in the health department who have worked around the clock to respond this event has been nothing short remarkable and should be recognized as such. Our residents have been served well by their tireless efforts.

The majority of our core PH programs have been operating at limited capacity due to the pandemic. The department continues to balance urgent public health issues and needs but focus has been on COVID response.

As we enter 2022, I’m once again optimistic that we have moved the needle enough on this pandemic that we can move into a more traditional endemic model for COVID and utilize the various mitigation layers we have, including vaccines, testing, therapeutics, natural immunity, face coverings and staying home when ill to keep all our residents safe and healthy in the upcoming year.

**Treasurer’s Office**

### **Treasurer, Scott German**

Sales tax revenues increased in 2021 to just over \$48.9 million, an increase of approximately 19% from 2020 sales tax revenues. A portion of that revenue is shared with the City of Batavia as well as with all of the local towns and villages within the county each year.

Interest rates remained very low in 2021 which had a negative impact on the County's investment earnings. Despite best efforts to invest at the highest rates available, interest earnings decreased by approximately \$400,000 in the General Fund, which is a decrease of about 65%.

On the flip side, the Treasurer's Office worked with Fiscal Advisors to take advantage of the low interest rate environment by refunding a portion of the County's outstanding debt. The refunding will provide net savings to the County of \$390,208.31 over the life of the refunded debt. As part of the refunding, the County maintained a AA- bond rating from S&P Rating Agency.

The County received the first half of the American Rescue Plan Act funding which totaled approximately \$5.5 million. The Treasurer's Office will be providing fiscal oversight as these funds are spent in accordance with the allowable provisions as authorized under the act.

The County's independent auditing firm completed the 2020 calendar year audit. The County received an unmodified opinion and no material weaknesses or deficiencies were identified.

**Sheriff's Office**  
**Sheriff William Sheron**

**ROAD PATROL DIVISION**

- Personnel: .....Hired 7 Deputy Sheriffs  
     1 Deputy graduated from the Niagara County Law Enforcement Academy
- Hired and trained 2 new Dog Control Officers.
- Deputies handled expanded responsibilities at Six Flags Darien Lake.
- Approximate Training Completed: ..... 3,863 hours
- DWI arrests:..... 96
- Motor Vehicle Accidents Responded to: ..... 1,541
- Traffic Tickets Issued: ..... 1,696
- Calls for Service: ..... 31,223
- Miles Driven: ..... 860,000
- Police Service Grants Awarded: ..... \$98,636

**INVESTIGATIVE DIVISION**

- Investigations: Felony-480, Misdemeanor-31, Non-Criminal-521, Juvenile Contacts-81
- Drug Task Force Statistics:
- Drug Cases Initiated .....49      Drug Search Warrants      7
- Drug Arrests .....126      Confidential Informants Developed      7
- Drug Investigations/Arrests Pending .....25      Yellow Tip Cards      44

**COMMUNICATIONS DIVISION**

- Calls for Service: 76,751
- 9-1-1 calls:                      28,600
- Administrative calls:            87,907 (62,501 inbound and 25,406 outbound)
  - Personnel:                      Hired 3 full-time Dispatchers
  - Completed the construction of, and activated, the Molasses Hill 800MHz tower.

**JAIL DIVISION**

- Average daily population (ADP):                      Males: 51      Females: 7
- Hired and trained 2 full-time Correction Officers.
- Jail Project: temporarily put on hold for additional review.
- Inmate meals served: 55,441
- State Commission of Corrections has reduced our maximum facility capacity by 10 beds - now 77.
- Weekend inmate detail and intermittent sentencing -temporarily halted as a result of the Covid pandemic.

**GENESEE JUSTICE**

Number of Defendants screened	248
New DWI CD cases	94
Community Service clients	139
Ignition Interlock Device monitoring cases	27
Risk Assessments	122
Offenders being monitored	262
New comprehensive victim assistance cases	340
Comprehensive clients served	488

**JUSTICE FOR CHILDREN ADVOCACY CENTER (JFCAC)**

New Cases Opened	262
Personal Advocacy Contacts	459
Information/Referrals	3,868
Counseling Sessions (phone and in person)	733
Law Enforcement Advocacy Contacts	865
Child Abuse Medical Exams	50
Child Abuse Forensic Interviews	242

**Veterans Service Agency  
Director, William Joyce**

This office has numerous claims in the appeals process and we are still waiting for their results. Department of Veterans Affairs (VA) has begun a new process for the appeals. Rapid Appeals Modernization Program (RAMP) into effect 14 FEB 19. This new process also opened up a new way of submitting a supplemental claim or what was called in the past a reconsideration claim by utilizing two new forms. Even though the process is somewhat new, the "RAPID" is non-existent. Also due to the Pandemic, appeals have been removed from the Regional office and placed the responsibility to the County VSO's to conduct them as a Virtual Hearing at the office when they are scheduled. Also due to the current Pandemic situation, no reports come from the Regional Office as to how many claims have been submitted from this office since the last reporting period.

The office has an established and continues to have a contractual relationship with DSS. This is assisting more and more veterans and their families. The veteran is applying to DSS for benefits and DSS is referring them to our agency to establish eligibility for federal benefits first. This is a substantial cost savings to the county. We have had 58 referrals and 25 veterans and/or widows who have qualified for federal benefits from the Department of Veterans Affairs. This results in a greater reduction in the cost of local Medicare benefits.

Over the past year, this office had 4464 contacts and has provided 5521 client services. We have completed 136 Veterans' property tax exemptions. This number will increase due to the returning Active Duty Reservist/Guardsman.

Continue supporting the National Cemetery known as the "Western New York National Cemetery" located at NY Route 77 and the Indian Falls Road, Town of Pembroke, Genesee County by keeping in contact with our Federal, State Representatives and Local Legislature and providing assistance in preparation of the VA Form 40-10007(Pre-Need Application).

Since the opening of the Western New York National Cemetery in December 2020, They have been holding burials M-F ever since averaging 4-6 per day during the hours of 10:00 am to 3 pm.

A surrounding county Honor Guard also been established to render honors, counties so far that are participating are , Genesee, Orleans, Wyoming, and Erie counties.

The WNYNC Memorial Council has been established with Bi-Laws and Board of Director's and have obtained their 501c, but will "Piggy Back" with the WNY Heroes organization so they can accept donations while attempting to establish a bank account of their own.

The WNYNC Memorial Council also established the "Avenue of Flags" in which families donate their Burial Flag of a Veteran and the initial driveway of the cemetery is lined with 26 flag poles in which the flags are flown 24-7 from May through Veterans Day every year. There are only three (3) VA National Cemeteries authorized for this display and WNYNC is one of them. Donated flags are received at this office and also may be donated at the WNYNC during normal working hours M-F 8:00 am to 4:30 pm.

Continue and improve the Veterans Mentorship Program by increasing the number of Mentors. This has been in existence since 2009. We have graduated 48 veterans to date with no repeat offenders.

This agency also works with the NYS Department of Labor for jobs available to Veterans.

Continue to gain knowledge of what is available to veterans and their families by attending Service Officer training offered by the National Association of Veterans Service Officers and the New York State Veteran Service Officer Association.

County of Genesee

Revenue Budget by Organization Report

Through 12/31/21  
 Prior Fiscal Year Activity Included  
 Summary Listing

Organization	Adopted Budget	Budget Amendments	Amended Budget	Current Month Transactions	Encumbrances	YTD Transactions	YTD Transactions	Budget - YTD % Used/ Transactions	Rec'd	Prior Year Total
Fund A - GENERAL FUND										
REVENUE										
Department 1000 - Revenues	74,125,029.00	6,180,157.29	80,305,186.29	9,303,153.61	.00	83,744,200.77	(3,439,014.48)	104	+++	75,025,878.92
Department 1040 - Clerk of Legislative Bd	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
Department 1141 - Family Court Assign Couns	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
Department 1165 - District Attorney	176,901.00	95,976.00	272,877.00	9,821.61	.00	436,181.39	(163,304.39)	160	+++	168,032.64
Department 1170 - Public Defender	836,798.00	.00	836,798.00	332,289.33	.00	787,257.43	49,040.57	94		779,769.50
Department 1171 - Public Defender Assign Co	7,000.00	40,000.00	47,000.00	1,250.90	.00	28,943.37	18,056.63	62	+++	10,029.52
Department 1185 - Medical Exam & Coroners	.00	.00	.00	.00	.00	3,407.00	(3,407.00)	+++		.00
Department 1230 - County Manager	146,024.00	.00	146,024.00	6,367.80	.00	146,656.49	367.51	100		155,096.99
Department 1231 - County Manager - ARPA	.00	167,927.00	167,927.00	22,138.60	.00	157,927.00	10,000.00	94	+	10,000.00
Department 1325 - Treasurer	283,276.00	.00	283,276.00	22,138.60	.00	243,794.27	39,481.73	86	+	216,218.28
Department 1355 - Assessment	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
Department 1362 - Tax Advertising & Expense	60,000.00	.00	60,000.00	(13,587.24)	.00	39,761.55	20,238.45	66		56,310.64
Department 1410 - County Clerk	608,340.00	.00	608,340.00	112,135.68	.00	662,445.36	(54,105.36)	109		562,340.48
Department 1411 - Auto Bureau	649,800.00	.00	649,800.00	83,408.83	.00	477,813.93	171,986.07	74		489,038.09
Department 1420 - County Attorney	23,827.00	.00	23,827.00	.00	.00	23,827.00	.00	100		11,530.00
Department 1430 - Human Resources	25,500.00	.00	25,500.00	(200.00)	.00	24,615.00	885.00	97		8,850.00
Department 1450 - Elections	225,700.00	76,700.00	302,400.00	.00	.00	129,027.00	173,373.00	43		245,355.71
Department 1610 - Central Services Administ	476,597.00	.00	476,597.00	75,156.15	.00	446,534.98	30,062.02	94		433,122.88
Department 1620 - Facilities Management	49,765.00	.00	49,765.00	36,640.67	.00	52,658.69	(2,893.69)	106		50,713.22
Department 1680 - Information Technology	103,466.00	.00	103,466.00	9,549.62	.00	107,034.38	(3,568.38)	103		104,891.74
Department 2495 - County Share Of Ccc	375,000.00	.00	375,000.00	.00	.00	465,053.99	(90,053.99)	124		443,088.33
Department 2960 - 3-5 PRESCHOOL PROGRAM	1,321,301.00	.00	1,321,301.00	446,017.69	.00	1,377,760.18	(56,459.18)	104		332,179.44
Department 3020 - Communication System	845,048.00	.00	845,048.00	200,925.28	.00	767,274.68	77,773.32	91		596,202.52
Department 3110 - Sheriff	1,818,029.00	259,870.00	2,077,899.00	269,355.72	.00	1,745,396.78	332,502.22	84		1,153,461.07
Department 3140 - Probation	329,227.00	.00	329,227.00	19,091.18	.00	359,346.66	(30,119.66)	109		328,037.16
Department 3150 - Jail	43,800.00	11,250.00	55,050.00	183,912.74	.00	401,395.90	(366,345.90)	729		85,236.18
Department 3151 - Genesee Justice	180,333.00	.00	180,333.00	49,829.67	.00	229,740.82	(49,407.82)	127		175,453.83
Department 3152 - Child Advocacy Center	493,956.00	.00	493,956.00	112,888.95	.00	506,665.18	(13,269.18)	103		323,620.73
Department 3153 - Stop-Dwi	170,218.00	.00	170,218.00	32,098.62	.00	177,851.11	(42,366.89)	75		134,296.70
Department 3510 - Control Of Animals	30,000.00	.00	30,000.00	5,420.00	.00	36,092.35	(6,092.35)	120		39,327.81
Department 3640 - Emergency Management Svcs	326,032.00	3,800.00	329,832.00	71,241.56	.00	289,286.82	40,545.18	88		205,197.44
Department 4010 - Public Health	1,927,894.00	1,248,372.00	3,176,266.00	702,058.42	.00	2,384,387.61	821,878.39	74		1,847,504.86
Department 4046 - Handicapped Children-Medi	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
Department 4059 - Early Intervention Prog	285,614.00	.00	285,614.00	41,675.42	.00	243,970.38	41,643.62	85		196,252.61
Department 4310 - Mental Health	4,748,070.00	.00	4,748,070.00	1,295,156.02	.00	3,954,641.10	793,428.90	83		4,250,479.72
Department 4312 - Living Opportunities of DePaul	44,743.00	29,383.00	74,126.00	72,837.00	.00	72,837.00	1,269.00	98		44,531.00
Department 4313 - Genesee Council/Alc/Drug	1,766,652.00	174,867.00	1,941,519.00	1,904.00	.00	1,939,140.00	1,999.00	100		2,114,287.00
Department 4314 - Casanova Recovery	.00	.00	.00	550,000.00	.00	1,100,000.00	.00	100	+++	.00
Department 4315 - Western Region Consortium	.00	1,100,000.00	1,100,000.00	.00	.00	1,100,000.00	.00	100		1,115,650.76

County of Genesee

# Revenue Budget by Organization Report

Through 12/31/21  
 Prior Fiscal Year Activity Included  
 Summary Listing

Organization	Adopted Budget	Budget Amendments	Budget	Amended Budget	Current Month Transactions	Encumbrances	YTD Encumbrances	YTD Transactions	Budget - YTD Transactions	% Used/Rec'd	Prior Year Total
<b>Fund A - GENERAL FUND</b>											
<b>REVENUE</b>											
Department 4316 - WNY Heroes, Inc.	40,000.00		60,000.00	100,000.00	.00	.00	.00	100,005.00	(5.00)	100	40,000.00
Department 4321 - Mental Health Association	474,897.00		51,997.00	526,894.00	.00	.00	.00	515,209.00	11,285.00	98	427,009.00
Department 4322 - G.L.O.W. ARC	26,787.00		.00	26,787.00	.00	.00	.00	2,385.00	24,402.00	9	21,470.00
Department 4323 - Restoration Society	330,385.00		36,546.00	366,931.00	.00	.00	.00	370,063.00	(3,132.00)	101	297,948.00
Department 4324 - CARE & CRISIS HELPLINE	41,468.00		.00	41,468.00	.00	.00	.00	.00	41,468.00	0	.00
Department 4325 - Regional Action Phone	.00		.00	.00	.00	.00	.00	.00	.00	.00	.00
Department 4530 - Nursing Home	.00		.00	.00	.00	.00	.00	225.00	(225.00)	+++	350.00
Department 5610 - Airport	933,515.00		.00	933,515.00	133,250.65	.00	.00	737,085.31	196,429.69	79	740,276.14
Department 6010 - Social Services Administr	6,104,386.00		.00	6,104,386.00	485,440.82	.00	.00	5,852,866.37	251,519.63	96	4,970,911.40
Department 6030 - Public Home	.00		.00	.00	.00	.00	.00	.00	.00	+++	.00
Department 6058 - Day Care	832,686.00		.00	832,686.00	215,188.00	.00	.00	406,544.00	426,142.00	49	452,071.00
Department 6070 - Services For Recipients	381,288.00		.00	381,288.00	8,186.00	.00	.00	483,074.97	(71,786.97)	119	440,086.07
Department 6101 - Medicaid/ Other	107,000.00		.00	107,000.00	169.66	.00	.00	19,247.48	87,752.52	18	29,649.76
Department 6102 - Medical Assistance-Mmis	.00		.00	.00	.00	.00	.00	.00	.00	+++	.00
Department 6106 - Special Needs/Adult Famil	500.00		.00	500.00	.00	.00	.00	.00	500.00	0	.00
Department 6109 - Family Assistance	3,125,073.00		.00	3,125,073.00	44,234.80	.00	.00	2,159,988.06	966,083.94	69	2,343,234.74
Department 6119 - Child Care	2,500,750.00		.00	2,500,750.00	427,653.36	.00	.00	3,166,148.93	(665,398.93)	127	2,403,743.01
Department 6123 - Juvenile Delinquent Care	54,156.00		.00	54,156.00	350.00	.00	.00	15,094.97	39,061.03	28	15,820.61
Department 6128 - State Training Schools	3,500.00		.00	3,500.00	(95.80)	.00	.00	1,549.85	1,950.15	44	1,016.02
Department 6140 - Safety Net	515,512.00		.00	515,512.00	30,902.02	.00	.00	432,316.12	83,195.88	84	483,254.07
Department 6141 - Help	118,757.00		.00	118,757.00	39,834.68	.00	.00	200,995.88	(82,238.88)	169	145,925.96
Department 6142 - Emergency Assiat To Adult	1,200.00		.00	1,200.00	165.00	.00	.00	1,042.50	157.50	87	240.00
Department 6410 - Chamber of Commerce	.00		.00	.00	.00	.00	.00	.00	.00	+++	.00
Department 6421 - GCEDC	.00		.00	.00	.00	.00	.00	.00	.00	+++	.00
Department 6510 - Veterans Services	23,300.00		1,260.00	24,560.00	1,262.00	.00	.00	25,197.84	(637.84)	103	23,650.04
Department 6511 - Veterans Services-Burials	1,566.00		.00	1,566.00	.00	.00	.00	.00	1,566.00	0	1,083.00
Department 6610 - Dir-Weights & Measures	20,003.00		.00	20,003.00	1,950.98	.00	.00	23,148.49	(3,145.49)	116	21,246.62
Department 6772 - Adult Activity-Office/Aging	1,580,316.00		25,960.00	1,606,276.00	446,415.16	.00	.00	1,922,426.52	(316,150.52)	120	1,684,759.18
Department 7110 - County Park											
Sub-Department INTIC - INTERPRETIVE CENTER	52,998.00		23,235.00	76,233.00	14,546.12	.00	.00	58,175.31	18,057.69	76	41,032.42
Department 7110 - County Park Totals	\$170,067.00		\$23,235.00	\$193,302.00	\$23,121.12	\$0.00	\$162,811.31	\$30,490.69	84%		\$135,064.42
Department 7310 - Youth Bureau	.00		.00	.00	.00	.00	.00	.00	.00	+++	.00
Sub-Department USTA - USTA Grant											
Department 7310 - Youth Bureau Totals	\$186,899.00		\$0.00	\$186,899.00	\$87,048.59	\$0.00	\$192,954.40	(\$6,055.40)	103%		\$171,881.76
Department 7311 - Juvenile Aid Program	.00		.00	.00	.00	.00	.00	.00	.00	+++	.00
Department 7312 - Special Youth Program	60,000.00		11,658.00	71,658.00	2,400.00	.00	.00	2,400.00	69,258.00	3	29,715.00
Department 7313 - AMERICO RPS	.00		.00	.00	.00	.00	.00	.00	.00	+++	.00
Department 7510 - Historian	.00		.00	.00	.00	.00	.00	.00	.00	+++	.00
Sub-Department H001 - Records Management											

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Organization	Adopted Budget	Budget Amendments	Amended Budget	Current Month Transactions	Encumbrances	YTD Encumbrances	YTD Transactions	Budget - YTD Transactions	% Used/Rec'd	Prior Year Total
<b>Fund A - GENERAL FUND</b>										
<b>REVENUE</b>										
Department 7510 - Historian Totals	\$1,112.00	\$0.00	\$1,112.00	\$281.50	\$0.00	\$0.00	\$693.00	\$463.00	58%	\$1,282.23
Department 8020 - Planning	150.00	.00	150.00	.00	.00	.00	82.00	68.00	55	33,308.44
Department 8022 - Housing Programs	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
Department 8090 - Environmental Control	137,384.00	.00	137,384.00	56,421.50	.00	.00	124,005.79	13,278.21	90	127,772.77
Department 9710 - Debt Service Serial Bonds	.00	45,000.00	45,000.00	.00	.00	.00	45,000.00	.00	100	.00
Department 9730 - Debt Service-Bond Anticip	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
Department 9950 - Transfer To Capital	.00	.00	.00	31,239.43	.00	.00	61,770.63	(61,770.63)	+++	41,150.52
<b>REVENUE TOTALS</b>	<b>\$110,276,137.00</b>	<b>\$9,643,158.29</b>	<b>\$119,919,295.29</b>	<b>\$15,802,130.30</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$120,475,714.59</b>	<b>(856,419.30)</b>	<b>100%</b>	<b>\$106,786,143.53</b>
<b>Fund CD - COMM DEV-JTPA</b>										
<b>REVENUE</b>										
Fund A - GENERAL FUND Totals	\$110,276,137.00	\$9,643,158.29	\$119,919,295.29	\$15,802,130.30	\$0.00	\$0.00	\$120,475,714.59	(856,419.30)	100%	\$106,786,143.53
Department 6290 - Job Development Bureau	485,300.00	.00	485,300.00	28,276.74	.00	.00	305,748.70	179,451.30	63	298,387.47
Department 6293 - WIA-Workforce Invest Act	555,480.00	.00	555,480.00	156,609.99	.00	.00	480,045.66	75,434.34	86	371,976.80
<b>REVENUE TOTALS</b>	<b>\$1,040,780.00</b>	<b>\$0.00</b>	<b>\$1,040,780.00</b>	<b>\$184,886.73</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$785,794.36</b>	<b>\$254,985.64</b>	<b>76%</b>	<b>\$670,364.27</b>
<b>Fund CD - COMM DEV-JTPA Totals</b>	<b>\$1,040,780.00</b>	<b>\$0.00</b>	<b>\$1,040,780.00</b>	<b>\$184,886.73</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$785,794.36</b>	<b>\$254,985.64</b>		<b>\$670,364.27</b>
<b>Fund D - CO ROAD FUND</b>										
<b>REVENUE</b>										
Department 1000 - Revenues	100,000.00	.00	100,000.00	.00	.00	.00	.00	100,000.00	0	.00
Department 5010 - Administration	5,714,795.00	.00	5,714,795.00	541,432.74	.00	.00	5,705,943.48	8,851.52	100	5,331,086.13
Department 5020 - Engineering	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
Department 5110 - Maint - Roads & Bridges	207,450.00	.00	207,450.00	155,717.49	.00	.00	81,055.52	126,394.48	39	213,969.78
Department 5142 - Snow Removal, County	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
Department 9950 - Transfer To Capital	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
<b>REVENUE TOTALS</b>	<b>\$6,022,245.00</b>	<b>\$0.00</b>	<b>\$6,022,245.00</b>	<b>\$697,150.23</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$5,786,993.00</b>	<b>\$235,246.00</b>	<b>96%</b>	<b>\$5,545,037.91</b>
<b>Fund D - CO ROAD FUND Totals</b>	<b>\$6,022,245.00</b>	<b>\$0.00</b>	<b>\$6,022,245.00</b>	<b>\$697,150.23</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$5,786,993.00</b>	<b>\$235,246.00</b>	<b>96%</b>	<b>\$5,545,037.91</b>
<b>Fund DM - ROAD MACHINERY FUND</b>										
<b>REVENUE</b>										
Department 1000 - Revenues	104,318.00	(4,800.00)	99,518.00	.00	.00	.00	.00	99,518.00	0	.00
Department 5130 - Road Machinery	1,942,683.00	.00	1,942,683.00	604,413.73	.00	.00	2,109,625.85	(166,942.85)	109	1,506,351.21
<b>REVENUE TOTALS</b>	<b>\$2,047,001.00</b>	<b>(\$4,800.00)</b>	<b>\$2,042,201.00</b>	<b>\$604,413.73</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$2,109,625.85</b>	<b>(\$67,424.85)</b>	<b>103%</b>	<b>\$1,506,351.21</b>
<b>Fund DM - ROAD MACHINERY FUND Totals</b>	<b>\$2,047,001.00</b>	<b>(\$4,800.00)</b>	<b>\$2,042,201.00</b>	<b>\$604,413.73</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$2,109,625.85</b>	<b>(\$67,424.85)</b>		<b>\$1,506,351.21</b>
<b>Fund E - ENTERPRISE FUND</b>										
<b>REVENUE</b>										
Department 1000 - Revenues	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
Sub-Department 0000 - Nursing Home	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
org4 1000 - RHC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
org4 2000 - OUTPATIENT LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
org4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
org4 4000 - DDM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00



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<b>Fund E - ENTERPRISE FUND</b>										
<b>REVENUE</b>										
Department 1000 - Revenues	.00	.00	.00	.00	.00	.00	.00	.00	0.00%	.00
Sub-Department 0000 - Nursing Home	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%	\$0.00
org4 5000 - CDC LEVEL OF CARE										
Sub-Department 0000 - Nursing Home Totals										
Sub-Department 5521 - Contractual Allowances	.00	.00	.00	.00	.00	.00	.00	.00	0.00%	.00
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	0.00%	.00
org4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	0.00%	.00
org4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	0.00%	.00
Sub-Department 5521 - Contractual Allowances Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%	\$0.00
Sub-Department 9000 - Non Operating	.00	.00	.00	.00	.00	.00	.00	.00	0.00%	.00
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	0.00%	.00
Sub-Department 9000 - Non Operating Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%	\$0.00
Department 1000 - Revenues Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%	\$0.00
<b>REVENUE TOTALS</b>	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%	\$0.00
Fund E - ENTERPRISE FUND Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%	\$0.00
<b>Fund F - WATER</b>										
<b>REVENUE</b>										
Department 1000 - Revenues	.00	(651,363.82)	(651,363.82)	.00	.00	.00	.00	(651,363.82)	0.00%	.00
Department 8320 - Source-Supply, Power, Pumping	6,815,000.00	3,433,658.00	10,248,658.00	3,206,034.98	.00	.00	9,195,267.88	1,053,390.12	90.00%	6,204,607.64
Department 9710 - Debt Service Serial Bonds	158,900.00	.00	158,900.00	.00	.00	.00	158,900.00	.00	100.00%	163,500.00
<b>REVENUE TOTALS</b>	\$6,973,900.00	\$2,782,294.18	\$9,756,194.18	\$3,206,034.98	\$0.00	\$0.00	\$9,353,767.88	\$402,026.30	96.66%	\$6,368,107.64
Fund F - WATER Totals	\$6,973,900.00	\$2,782,294.18	\$9,756,194.18	\$3,206,034.98	\$0.00	\$0.00	\$9,353,767.88	\$402,026.30	96.66%	\$6,368,107.64
<b>Fund H - CAPITAL PROJECTS FUND</b>										
<b>REVENUE</b>										
Department 1000 - Revenues	.00	.00	.00	.00	.00	.00	.00	.00	0.00%	.00
Department 1997 - Equip & Capital Outlay	.00	1,316,930.42	1,316,930.42	74,663.08	.00	.00	556,417.74	760,512.68	42.28%	131,863.36
Department 2497 - Education-Capital Project	.00	263,126.92	263,126.92	.00	.00	.00	131,563.46	131,563.46	50.00%	190,414.95
Department 3397 - Public Safety - Capital Project	.00	4,082,176.59	4,082,176.59	241,434.68	.00	.00	691,487.87	3,390,688.72	17.28%	4,477,055.71
Department 3997 - Public Safety-Capital	.00	.00	.00	.00	.00	.00	.00	.00	0.00%	.00
Department 4997 - Nursing Home-Equip/Capita	.00	.00	.00	.00	.00	.00	.00	.00	0.00%	.00
Department 5112 - Perm Improve Highway-CHIPS Proj	.00	3,553,533.85	3,553,533.85	2,895,367.97	.00	.00	3,182,806.49	370,727.36	90.00%	1,817,995.86
Department 5197 - Highway, Capital Projects	900,000.00	8,122,574.29	9,022,574.29	3,868,876.02	.00	.00	5,604,295.10	3,417,779.19	62.00%	3,577,946.09
Department 5997 - Other Trans, Equip & Cap	.00	2,895,384.84	2,895,384.84	83,113.37	.00	.00	787,672.36	2,107,712.48	27.36%	795,948.33
Department 8397 - Water Capital Projects	.00	.00	.00	.00	.00	.00	.00	.00	0.00%	.00
Department 8745 - FLOOD & EROSION CONTROL	.00	.00	.00	.00	.00	.00	.00	.00	0.00%	.00
Department 8797 - Sanitation, Equip & Cap O	.00	.00	.00	.00	.00	.00	.00	.00	0.00%	.00
<b>REVENUE TOTALS</b>	\$900,000.00	\$20,253,726.91	\$21,153,726.91	\$7,124,453.12	\$0.00	\$0.00	\$10,954,745.02	\$10,198,981.89	52.00%	\$10,990,234.30
Fund H - CAPITAL PROJECTS FUND Totals	\$900,000.00	\$20,253,726.91	\$21,153,726.91	\$7,124,453.12	\$0.00	\$0.00	\$10,954,745.02	\$10,198,981.89	52.00%	\$10,990,234.30

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<b>Fund K - NON-CURRENT GOVT ASSETS</b>									
<b>REVENUE</b>									
Department 1000 - Revenues	.00	.00	.00	.00	.00	.00	.00	.00	.00
<b>REVENUE TOTALS</b>	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%	\$0.00
<b>Fund K - NON-CURRENT GOVT ASSETS Totals</b>	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%	\$0.00
<b>Fund M - INTERNAL SVC</b>									
<b>REVENUE</b>									
Department 1000 - Revenues	.00	.00	.00	.00	.00	.00	.00	.00	.00
Department 1640 - Internal Service	.00	.00	.00	.00	.00	.00	.00	.00	.00
<b>REVENUE TOTALS</b>	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%	\$0.00
<b>Fund M - INTERNAL SVC Totals</b>	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%	\$0.00
<b>Fund MS - RISK RETENTION FUND</b>									
<b>REVENUE</b>									
Department 1000 - Revenues	.00	.00	.00	.00	.00	.00	.00	.00	.00
Department 1711 - Admin, Claims, Healthcare	.00	.00	.00	.00	.00	.00	.00	.00	.00
Department 1930 - Liability Expense	185,738.00	.00	185,738.00	192.28	.00	185,540.06	197.94	100	169,950.73
Department 9050 - Unemployment Insurance	50,000.00	.00	50,000.00	73.57	.00	2,629.23	47,270.77	5	3,199.03
Department 9060 - Claims, Healthcare	13,994,483.00	.00	13,994,483.00	1,613,549.31	.00	13,201,860.31	792,622.69	94	11,952,830.05
<b>REVENUE TOTALS</b>	\$14,230,221.00	\$0.00	\$14,230,221.00	\$1,613,549.36	\$0.00	\$13,390,029.60	\$840,191.40	94%	\$12,125,979.81
<b>Fund MS - RISK RETENTION FUND Totals</b>	\$14,230,221.00	\$0.00	\$14,230,221.00	\$1,613,549.36	\$0.00	\$13,390,029.60	\$840,191.40	94%	\$12,125,979.81
<b>Fund S - WORK COMPENSATION</b>									
<b>REVENUE</b>									
Department 1000 - Revenues	.00	325,000.00	325,000.00	.00	.00	.00	325,000.00	0	.00
Department 1710 - Self Insurance - Administration	1,714,795.00	.00	1,714,795.00	85,362.56	.00	3,224,484.50	(1,509,689.50)	188	3,024,896.45
<b>REVENUE TOTALS</b>	\$1,714,795.00	\$325,000.00	\$2,039,795.00	\$85,362.56	\$0.00	\$3,224,484.50	(\$1,194,689.50)	158%	\$3,024,896.45
<b>Fund S - WORK COMPENSATION Totals</b>	\$1,714,795.00	\$325,000.00	\$2,039,795.00	\$85,362.56	\$0.00	\$3,224,484.50	(\$1,194,689.50)	158%	\$3,024,896.45
<b>Fund TC - TRUST - CUSTODIAL</b>									
<b>REVENUE</b>									
Department 1935 - Trust - Custodial	.00	.00	.00	163,027.22	.00	1,503,856.38	(1,503,856.38)	+++	.00
<b>REVENUE TOTALS</b>	\$0.00	\$0.00	\$0.00	\$163,027.22	\$0.00	\$1,503,856.38	(\$1,503,856.38)	+++	\$0.00
<b>Fund TC - TRUST - CUSTODIAL Totals</b>	\$0.00	\$0.00	\$0.00	\$163,027.22	\$0.00	\$1,503,856.38	(\$1,503,856.38)	+++	\$0.00
<b>Fund V - DEBT SERVICE FUND</b>									
<b>REVENUE</b>									
Department 1000 - Revenues	.00	3,947,523.00	3,947,523.00	3,947,522.70	.00	3,947,522.70	.30	100	.00
<b>REVENUE TOTALS</b>	\$0.00	\$3,947,523.00	\$3,947,523.00	\$3,947,522.70	\$0.00	\$3,947,522.70	\$0.30	100%	\$0.00
<b>Fund V - DEBT SERVICE FUND Totals</b>	\$0.00	\$3,947,523.00	\$3,947,523.00	\$3,947,522.70	\$0.00	\$3,947,522.70	\$0.30	100%	\$0.00
<b>Grand Totals</b>	\$143,294,679.00	\$36,926,902.38	\$180,131,581.38	\$33,427,559.83	\$0.00	\$171,532,557.88	(\$8,599,043.50)		\$147,017,051.2

County of Genesee

Expense Budget by Organization Report

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Organization	Adopted Budget	Budget Amendments	Amended Budget	Current Month Transactions	Encumbrances	YTD Transactions	YTD Transactions	Budget - YTD Transactions	% Used/Res'd	Prior Year Total
Fund A - GENERAL FUND										
EXPENSE										
Department 1010 - Legislative Board	262,157.00	.00	262,157.00	34,504.40	.00	245,465.42	16,693.58	94	228,897.46	
Department 1040 - Clerk of Legislative Bd	94,975.00	450.00	94,975.00	15,463.32	.00	84,999.29	10,225.71	89	87,932.78	
Department 1141 - Family Court Assign Counts	232,500.00	35,000.00	267,500.00	39,936.75	.00	267,240.28	299.72	100	170,424.37	
Department 1165 - District Attorney	1,293,554.00	63,976.00	1,357,530.00	309,702.42	.00	1,313,010.30	44,528.70	97	1,414,488.85	
Department 1170 - Public Defender	1,548,780.00	(35,000.00)	1,513,780.00	296,166.87	.00	1,466,350.34	47,429.66	97	1,414,048.46	
Department 1171 - Public Defender Assign Co	196,000.00	72,000.00	268,000.00	96,733.69	.00	267,777.97	222.03	100	194,009.39	
Department 1180 - Justices & Constables	2,800.00	.00	2,800.00	510.00	.00	1,440.00	1,360.00	51	1,310.00	
Department 1185 - Medical Exam & Coroners	175,742.00	1,369.00	177,111.00	97,452.30	.00	147,426.20	29,674.80	83	170,582.71	
Department 1230 - County Manager	736,294.00	26,063.00	762,357.00	105,420.82	.00	531,720.91	230,636.09	70	519,442.38	
Department 1231 - County Manager - ARPA	.00	157,927.00	157,927.00	.00	.00	157,927.00	.00	100	.00	
Department 1325 - Treasurer	801,332.00	.00	801,332.00	139,374.30	.00	783,284.37	18,047.63	98	728,669.23	
Department 1325 - Assessment	.00	.00	.00	.00	.00	.00	.00	.00	.00	
Department 1357 - Assessment Maintenance	.00	.00	.00	.00	.00	.00	.00	.00	.00	
Department 1362 - Tax Advertising & Expense	60,000.00	.00	60,000.00	864.67	.00	38,316.38	21,683.62	64	52,515.78	
Department 1410 - County Clerk	798,528.00	.00	798,528.00	128,971.91	.00	653,144.16	145,383.84	82	597,562.45	
Department 1411 - Auto Bureau	554,958.00	49,800.00	604,758.00	103,565.91	.00	559,355.18	45,402.82	92	505,054.30	
Department 1420 - County Attorney	258,173.00	.00	258,173.00	44,059.20	.00	254,916.30	3,256.70	99	249,455.15	
Department 1430 - Human Resources	356,920.00	.00	356,920.00	70,049.14	.00	360,260.27	32,535.73	92	280,698.10	
Department 1435 - Collective Bargaining	56,000.00	14,097.00	70,097.00	30,385.64	.00	68,046.40	2,050.60	97	39,488.19	
Department 1450 - Elections	694,637.00	46,578.17	741,215.17	63,234.66	.00	529,722.66	211,492.51	71	800,069.29	
Department 1610 - Central Services Administ	1,350,612.00	.00	1,350,612.00	213,874.72	.00	1,301,465.98	49,146.02	96	1,242,618.14	
Department 1620 - Facilities Management	838,500.00	.00	838,500.00	131,948.96	.00	767,012.12	71,487.88	91	740,396.95	
Department 1680 - Information Technology	1,997,282.00	10,306.62	2,007,588.62	252,527.14	.00	1,750,538.52	257,050.10	87	1,765,787.46	
Department 1710 - Self Insurance - Administration	.00	.00	.00	(361,138.00)	.00	.00	.00	+++	.00	
Department 1910 - Unallocated Insurance	385,000.00	.00	385,000.00	(344.89)	.00	313,636.34	71,363.66	81	288,934.12	
Department 1920 - Municipal Assn Dues	9,705.00	.00	9,705.00	.00	.00	9,655.00	50.00	99	9,705.00	
Department 1930 - Municipal Assn Dues	400.00	.00	400.00	.00	.00	370.56	29.44	93	250.00	
Department 1950 - Tax & Assmt Of County Pro	6,400,000.00	5,452,961.00	11,852,961.00	3,486,449.20	.00	11,852,960.75	25	100	6,581,939.09	
Department 1985 - Distribution of Sales Tax	10,000,000.00	.00	10,000,000.00	.00	.00	5,000,000.00	5,000,000.00	50	12,179,543.09	
Department 1988 - Voluntary Distribution Payment	1,133,925.00	(215,732.64)	918,192.36	155,266.35	.00	738,800.29	179,392.07	80	878,971.12	
Department 1990 - Asset Acquisition	515,505.00	(228,826.00)	286,679.00	150,494.46	.00	332,286.35	187,713.65	64	415,966.03	
Department 1999 - Contingency	520,000.00	.00	520,000.00	150,494.46	.00	2,636,374.00	2,040,031.88	100	2,636,374.00	
Department 2490 - Community College Tuition	2,636,374.00	.00	2,636,374.00	586,260.81	.00	2,460,294.82	204,003.18	92	1,930,335.92	
Department 2690 - 3-5 PRESCHOOL PROGRAM	2,664,302.00	.00	2,664,302.00	418,801.95	.00	2,482,304.00	176,747.95	93	2,402,022.71	
Department 3020 - Communication PROGRAM	2,450,727.00	8,291.95	2,459,018.95	418,801.95	.00	2,482,304.00	711,463.72	92	2,157,389.81	
Department 3100 - Communication System	8,201,531.00	372,699.60	8,574,230.60	1,646,423.51	.00	7,862,766.88	47,098.01	97	1,350,591.56	
Department 3110 - Sheriff	1,471,736.00	.00	1,471,736.00	256,463.77	.00	1,424,677.99	47,058.01	92	1,350,591.56	
Department 3140 - Probation	4,660,855.00	11,250.00	4,672,105.00	91,676.48	.00	4,390,134.66	311,970.34	93	3,854,421.15	
Department 3150 - Jail	511,167.00	.00	511,167.00	72,948.29	.00	436,723.92	74,443.08	85	447,000.39	

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Organization	Adopted Budget	Budget Amendments	Amended Budget	Current Month Transactions	Encumbrances	YTD Transactions	YTD Transactions	Budget - YTD Transactions	% Used/Res'd	Prior Year Total
<b>Fund A - GENERAL FUND</b>										
<b>EXPENSE</b>										
Department 3152 - Child Advocacy Center	603,714.00	5,364.90	609,078.90	123,328.47	.00	518,864.17	90,214.73	85	375,762.57	
Department 3315 - Stop-DWI	172,218.00	(6,200.00)	166,018.00	34,575.39	.00	132,158.95	43,899.05	74	114,669.66	
Department 3510 - Control Of Animals	168,838.00	.00	168,838.00	33,169.66	.00	137,633.51	31,204.49	82	141,175.92	
Department 3640 - Emergency Management Svcs	680,493.00	141,694.43	822,187.43	112,665.57	.00	679,461.82	142,735.61	83	580,211.40	
Department 4010 - Public Health	2,495,433.00	1,354,766.00	3,850,199.00	501,167.24	.00	2,732,902.26	1,117,276.74	71	2,120,491.99	
Department 4046 - Handicapped Children-Medi	.00	.00	.00	.00	.00	.00	.00	+++	.00	
Department 4059 - Early Intervention Prog	589,520.00	.00	589,520.00	44,247.77	.00	324,940.72	264,579.28	55	391,887.55	
Department 4310 - Mental Health	5,795,245.00	(281,000.00)	5,514,245.00	769,652.05	.00	4,962,635.85	551,609.15	90	4,930,082.20	
Department 4311 - Mental Hlth-Court Commit	175,000.00	.00	175,000.00	99,324.59	.00	304,036.58	151,963.42	67	126,720.09	
Department 4312 - Living Opportunities of DePaul	44,743.00	23,363.00	68,106.00	.00	.00	73,894.00	212.00	100	44,531.00	
Department 4313 - Genesee Council-Alc/Drug	1,882,186.00	.00	1,882,186.00	174,487.00	.00	1,976,675.00	1,700.00	100	1,644,804.00	
Department 4314 - Cazenovia Recovery	.00	.00	.00	.00	.00	.00	.00	+++	.00	
Department 4315 - Western Region Consortium	40,000.00	.00	40,000.00	550,000.00	.00	1,100,000.00	1,100,000.00	100	1,100,000.00	
Department 4316 - WNY Horses, Inc.	60,000.00	.00	60,000.00	20,000.00	.00	100,000.00	100,000.00	100	40,000.00	
Department 4321 - Mental Health Association	474,897.00	51,597.00	526,494.00	49.00	.00	526,494.00	526,494.00	100	427,409.00	
Department 4322 - G.L.O.W. ARC	.00	.00	.00	.00	.00	.00	.00	+++	.00	
Sub-Department H020 - O.M.R.D.D.	\$68,532.00	\$0.00	\$68,532.00	\$0.00	\$0.00	\$40,321.50	\$28,210.50	59%	\$65,600.00	
Department 4323 - Restoration Society	330,385.00	36,546.00	366,931.00	.00	.00	278,080.25	88,850.75	76	297,248.00	
Department 4324 - CARE & CRISIS HELPLINE	78,600.00	(18.00)	78,582.00	(60.00)	.00	78,000.00	582.00	99	77,400.00	
Department 4325 - Regional Action Phone	.00	.00	.00	.00	.00	.00	.00	+++	.00	
Sub-Department H010 - O.M.H.	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00	
Department 4325 - Regional Action Phone Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00	
Department 4530 - Nursing Home	12,825.00	18.00	12,843.00	.00	.00	18.00	.00	100	26.00	
Department 4540 - Mercy Flight	935,552.00	.00	935,552.00	142,568.69	.00	12,825.00	12,825.00	100	12,825.00	
Department 5610 - Airport	82,473.00	.00	82,473.00	4,745.50	.00	737,085.31	198,466.69	79	671,276.14	
Department 5630 - Bus Operation	8,986,190.00	1,260.00	9,987,450.00	1,348,712.18	.00	8,263,091.35	724,358.65	92	7,725,394.43	
Department 6010 - Social Services Adminstr	882,503.00	.00	882,503.00	53,592.71	.00	432,475.81	450,027.19	49	506,485.03	
Department 6055 - Day Care	817,410.00	(87,300.00)	730,110.00	29,028.59	.00	610,395.48	119,714.52	84	592,743.14	
Department 6070 - Services For Recipients	9,019,491.00	(51,701.00)	8,967,790.00	594,348.00	.00	7,798,313.00	1,169,477.00	87	8,419,885.00	
Department 6100 - Medicaid to State	30,800.00	67,300.00	98,100.00	5,048.99	.00	118,001.03	98.97	100	149,340.62	
Department 6101 - Medicaid, Other	.00	.00	.00	.00	.00	.00	.00	+++	.00	
Department 6102 - Medical Assistance-Mimis	500.00	.00	500.00	.00	.00	500.00	500.00	0	0	
Department 6106 - Special Needs,Adult Famil	2,527,294.00	.00	2,527,294.00	291,936.58	.00	1,210,284.66	1,317,009.34	48	1,744,421.30	
Department 6109 - Family Assistance	3,289,030.00	(6,900.00)	3,282,130.00	250,552.32	.00	2,403,596.59	878,623.41	73	2,658,606.07	
Department 6119 - Child Care	305,100.00	.00	305,100.00	23,172.83	.00	74,877.03	230,222.97	25	239,520.51	
Department 6123 - Juvenile Delinquent Care	309,473.00	.00	309,473.00	.00	.00	292,037.00	17,436.00	94	17,436.00	
Department 6129 - State Training Schools	.00	.00	.00	.00	.00	.00	.00	+++	.00	

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Organization	Adopted Budget	Budget Amendments	Amended Budget	Current Month Transactions	Encumbrances	YTD Transactions	YTD Transactions	Budget - YTD Transactions	% Used/Res'd	Prior Year Total
<b>Fund A - GENERAL FUND</b>										
<b>EXPENSE</b>										
Department 6140 - Safety Net	1,288,457.00	.00	1,288,457.00	85,279.26	.00	863,207.40	425,249.60	67	1,077,373.76	
Department 6141 - Heap	32,000.00	6,900.00	38,900.00	19,414.01	.00	38,813.59	86.41	100	18,537.46	
Department 6142 - Emergency Asst To Adult	3,000.00	(100.00)	2,900.00	400.00	.00	1,625.00	1,275.00	56	800.00	
Department 6410 - Chamber of Commerce	300,000.00	.00	300,000.00	145,500.00	.00	300,000.00	.00	100	180,102.62	
Department 6421 - GCEDC	239,013.00	.00	239,013.00	20,633.54	.00	238,974.47	38.53	100	234,916.53	
Department 6510 - Veterans Services	10,502.00	10,502.00	21,004.00	20,633.54	.00	128,777.31	11,699.69	92	121,306.93	
Department 6511 - Veterans Services-Burials	15,000.00	.00	15,000.00	.00	.00	2,052.00	12,948.00	14	4,354.00	
Department 6610 - Dir-Weights & Measures	64,463.00	.00	64,463.00	16,947.65	.00	61,074.22	3,388.78	95	64,144.59	
Department 6772 - Adult Activ-Office/Aging	2,070,640.00	37,681.88	2,108,321.88	343,094.01	.00	1,915,194.92	193,126.96	91	1,860,874.25	
Department 7110 - County Park										
Sub-Department INTC - INTERPRETIVE CENTER	89,120.00	23,235.00	112,355.00	24,342.55	.00	94,812.12	17,542.88	84	60,869.73	
Department 7110 - County Park Totals	\$618,301.00	\$23,235.00	\$641,536.00	\$89,498.07	\$0.00	\$574,968.09	\$66,567.91	90%	\$507,026.40	
Department 7310 - Youth Bureau										
Sub-Department EMPR - REALITY CHECK	.00	.00	.00	.00	.00	.00	.00	.00	+++	
Sub-Department ORCO - Orleans County	.00	.00	.00	.00	.00	.00	.00	.00	+++	
Sub-Department SAFE - Safe Harbor	.00	.00	.00	.00	.00	.00	.00	.00	+++	
Sub-Department SDPP - SDPP	8,325.00	.00	8,325.00	847.13	.00	3,685.05	4,639.95	44	3,706.55	
Sub-Department USTA - USTA Grant	.00	.00	.00	.00	.00	.00	.00	.00	+++	
Sub-Department YCRT - Youth Court	2,695.00	.00	2,695.00	330.72	.00	1,435.83	1,259.17	53	1,431.13	
Department 7310 - Youth Bureau Totals	\$287,897.00	\$0.00	\$287,897.00	\$40,868.09	\$0.00	\$214,885.83	\$73,111.17	73%	\$227,001.88	
Department 7311 - Juvenile Aid Program	.00	.00	.00	.00	.00	.00	.00	.00	+++	
Department 7312 - Special Youth Program	60,000.00	11,658.00	71,658.00	48,580.47	.00	48,580.47	23,077.53	68	31,205.00	
Department 7313 - AMERICORPS	.00	.00	.00	.00	.00	.00	.00	.00	+++	
Department 7415 - Joint Public Libraries	41,680.00	.00	41,680.00	.00	.00	41,680.00	.00	100	41,680.00	
Department 7450 - Museum	33,554.00	.00	33,554.00	2,796.24	.00	33,554.00	.00	100	33,554.00	
Department 7510 - Historian										
Sub-Department H001 - Records Management	.00	.00	.00	.00	.00	.00	.00	.00	+++	
Department 7510 - Historian Totals	\$168,203.00	\$0.00	\$168,203.00	\$23,614.50	\$0.00	\$161,571.76	\$6,631.24	96%	\$130,192.30	
Department 7560 - Genesee Arts Council	6,500.00	.00	6,500.00	.00	.00	6,500.00	.00	100	6,500.00	
Department 8020 - Planning	273,874.00	.00	273,874.00	44,761.98	.00	261,914.53	11,959.47	96	276,382.96	
Department 8025 - Housing Programs	.00	.00	.00	.00	.00	.00	.00	.00	+++	
Department 8090 - Gen/FingerLake Reg Plan	9,970.00	.00	9,970.00	16,887.97	.00	9,970.00	9,917.97	100	9,970.00	
Department 8099 - Environmental Control	137,384.00	.00	137,384.00	10,887.97	.00	124,005.79	13,378.21	90	127,772.77	
Department 8099 - Glow-Solid Waste	25,805.00	.00	25,805.00	.00	.00	25,805.00	.00	100	25,805.00	
Department 8730 - Soil & Water Conservation	151,891.00	.00	151,891.00	.00	.00	151,891.00	.00	100	151,891.00	
Department 8755 - Cooperative Extension Soc	338,548.00	.00	338,548.00	.00	.00	338,548.00	.00	100	338,548.00	
Department 8989 - HOME & COMMUNITY-OTHER	31,257.00	.00	31,257.00	20,054.00	.00	26,257.00	5,000.00	84	15,257.00	
Department 9040 - Workers Compensation	361,138.00	.00	361,138.00	361,138.00	.00	361,138.00	.00	100	361,138.00	
Department 9070 - Employee Assistance Progr	10,900.00	3,270.00	14,170.00	4,905.00	.00	8,175.00	5,995.00	58	4,905.00	

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<b>Fund A - GENERAL FUND</b>										
<b>EXPENSE</b>										
Department 9710 - Debt Service Serial Bonds	1,773,929.00	18,815.00	1,792,744.00	278,428.13	.00	1,792,743.77	.00	23	100	1,800,843.81
Department 9730 - Debt Service-Bond Anticip	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
Department 9902 - Transfer To County Road	5,270,681.00	.00	5,270,681.00	540,069.40	.00	5,270,681.00	.00	.00	100	5,252,532.00
Department 9903 - Transfer To Internal Serv	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
Department 9904 - Transfer To Risk Retentio	183,738.00	.00	183,738.00	.00	.00	183,738.00	.00	.00	100	164,300.00
Department 9905 - Transfer To Work Comp	361,138.00	(361,138.00)	.00	.00	.00	.00	.00	.00	+++	485,110.00
Department 9906 - Transfer to Water Fund	515,000.00	.00	515,000.00	.00	.00	515,000.00	.00	.00	100	515,000.00
Department 9908 - Transfer to Nursing Home	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
Department 9909 - TRANS TO ROAD MACHINERY	14,821.00	.00	14,821.00	(47,739.99)	.00	14,821.00	.00	.00	100	3,797.00
Department 9950 - Transfer To Capital	900,000.00	761,832.38	1,661,832.38	(47,739.99)	.00	1,661,832.38	.00	.00	100	5,519,453.15
<b>EXPENSE TOTALS</b>	<b>\$110,276,137.00</b>	<b>\$9,643,158.29</b>	<b>\$119,919,295.29</b>	<b>\$16,569,528.11</b>	<b>\$0.00</b>	<b>\$102,337,957.99</b>	<b>\$16,981,337.30</b>	<b>86%</b>	<b>100%</b>	<b>\$1,054,470,258.28</b>
<b>Fund A - GENERAL FUND Totals</b>										
	<b>\$110,276,137.00</b>	<b>\$9,643,158.29</b>	<b>\$119,919,295.29</b>	<b>\$16,569,528.11</b>	<b>\$0.00</b>	<b>\$102,337,957.99</b>	<b>\$16,981,337.30</b>	<b>86%</b>	<b>100%</b>	<b>\$1,054,470,258.28</b>
<b>Fund CD - COMM DEV/JTPA</b>										
<b>EXPENSE</b>										
Department 6290 - Job Development Bureau	485,300.00	.00	485,300.00	29,010.29	.00	286,800.71	.00	198,499.29	59	321,575.01
Department 6293 - WIA-Workforce Invest Act	555,480.00	.00	555,480.00	95,358.58	.00	475,698.93	.00	79,781.07	86	398,313.58
<b>EXPENSE TOTALS</b>	<b>\$1,040,780.00</b>	<b>\$0.00</b>	<b>\$1,040,780.00</b>	<b>\$124,368.87</b>	<b>\$0.00</b>	<b>\$762,499.64</b>	<b>\$0.00</b>	<b>\$278,280.36</b>	<b>73%</b>	<b>\$719,888.59</b>
<b>Fund CD - COMM DEV/JTPA Totals</b>										
	<b>\$1,040,780.00</b>	<b>\$0.00</b>	<b>\$1,040,780.00</b>	<b>\$124,368.87</b>	<b>\$0.00</b>	<b>\$762,499.64</b>	<b>\$0.00</b>	<b>\$278,280.36</b>	<b>73%</b>	<b>\$719,888.59</b>
<b>Fund D - CO ROAD FUND</b>										
<b>EXPENSE</b>										
Department 3310 - Traffic Control/Safety	137,131.00	.00	137,131.00	23,698.26	.00	131,391.58	.00	5,739.42	96	128,312.57
Department 5010 - Administration	304,800.00	.00	304,800.00	50,396.46	.00	300,199.56	.00	4,600.44	98	285,949.62
Department 5020 - Engineering	308,436.00	.00	308,436.00	54,559.44	.00	300,032.72	.00	8,403.28	97	255,046.16
Department 5110 - Maint - Roads & Bridges	3,326,309.00	.00	3,326,309.00	358,492.96	.00	3,086,769.85	.00	239,539.15	93	2,796,236.35
Department 5142 - Snow Removal, County	1,945,569.00	.00	1,945,569.00	134,377.42	.00	1,890,691.18	.00	54,877.82	97	1,852,725.81
Department 9950 - Transfer To Capital	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
<b>EXPENSE TOTALS</b>	<b>\$6,022,245.00</b>	<b>\$0.00</b>	<b>\$6,022,245.00</b>	<b>\$621,524.54</b>	<b>\$0.00</b>	<b>\$5,709,084.89</b>	<b>\$0.00</b>	<b>\$313,160.11</b>	<b>95%</b>	<b>\$5,318,270.51</b>
<b>Fund D - CO ROAD FUND Totals</b>										
	<b>\$6,022,245.00</b>	<b>\$0.00</b>	<b>\$6,022,245.00</b>	<b>\$621,524.54</b>	<b>\$0.00</b>	<b>\$5,709,084.89</b>	<b>\$0.00</b>	<b>\$313,160.11</b>	<b>95%</b>	<b>\$5,318,270.51</b>
<b>Fund DM - ROAD MACHINERY FUND</b>										
<b>EXPENSE</b>										
Department 5130 - Road Machinery	2,047,001.00	(4,800.00)	2,042,201.00	281,807.68	.00	1,780,680.06	.00	261,520.94	87	1,458,847.32
<b>EXPENSE TOTALS</b>	<b>\$2,047,001.00</b>	<b>(\$4,800.00)</b>	<b>\$2,042,201.00</b>	<b>\$281,807.68</b>	<b>\$0.00</b>	<b>\$1,780,680.06</b>	<b>\$0.00</b>	<b>\$261,520.94</b>	<b>87%</b>	<b>\$1,458,847.32</b>
<b>Fund DM - ROAD MACHINERY FUND Totals</b>										
	<b>\$2,047,001.00</b>	<b>(\$4,800.00)</b>	<b>\$2,042,201.00</b>	<b>\$281,807.68</b>	<b>\$0.00</b>	<b>\$1,780,680.06</b>	<b>\$0.00</b>	<b>\$261,520.94</b>	<b>87%</b>	<b>\$1,458,847.32</b>
<b>Fund E - ENTERPRISE FUND</b>										
<b>EXPENSE</b>										
Department 1000 - Revenues	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
Sub-Department 5521 - Contractual/Allowances	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
op4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
Sub-Department 5521 - Contractual Allowances Totals	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>+++</b>	<b>\$0.00</b>

# Expense Budget by Organization Report

Through 12/31/21  
Prior Fiscal Year Activity Included  
Summary Listing

Organization	Adopted Budget	Budget Amendments	Amended Budget	Current Month Transactions	Encumbrances	YTD Transactions	YTD Transactions	Budget - YTD Transactions	% Used/	Prior Year Total
<b>EXPENSE</b>										
Department 1000 - Revenues Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Sub-Department 5521 - Contractual Allowances										
Sub-Department 0000 - Nursing Home										
org# 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
Sub-Department Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Department 5521 - Contractual Allowances Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Department 6011 - Nursing Services										
Sub-Department 0000 - Nursing Home										
org# 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
org# 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
org# 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
Sub-Department Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Sub-Department 6031 - Director of Nursing										
org# 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
org# 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
Sub-Department Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Sub-Department 6032 - Nursing Supervisors										
org# 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
org# 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
Sub-Department Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Sub-Department 6033 - Assistant Director/Nursin										
org# 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
org# 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
org# 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
Sub-Department Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Sub-Department 6034 - Quality Assurance Coordin										
org# 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
Sub-Department Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Sub-Department 6035 - RNS Coordinator										
org# 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
Sub-Department Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Sub-Department 6037 - RN Staff										
org# 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
org# 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
Sub-Department Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Sub-Department 6038 - LPN Charge										
org# 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
Sub-Department Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00

# Expense Budget by Organization Report

Through 12/31/21  
Prior Fiscal Year Activity Included  
Summary Listing

Organization	Adopted Budget	Budget Amendments	Amended Budget	Current Month Transactions	Encumbrances	YTD Transactions	YTD Transactions	Budget - YTD % Used/ Transactions	Rec'd	Prior Year Total
<b>Fund E - ENTERPRISE FUND</b>										
<b>EXPENSE</b>										
Department 6011 - Nursing Services										
Sub-Department 6039 - LPN Staff										
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
org4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
org4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
Sub-Department 6039 - LPN Staff Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Sub-Department 6045 - Nursing Assistant										
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
org4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
Sub-Department 6045 - Nursing Assistant Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Sub-Department 6047 - Resident Assistant										
org4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
Sub-Department 6047 - Resident Assistant Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Sub-Department 6048 - Admin-Clerical										
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
Sub-Department 6048 - Admin-Clerical Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Department 6011 - Nursing Services Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Department 7210 - LAB										
Sub-Department 0000 - Nursing Home										
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
Sub-Department 0000 - Nursing Home Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Department 7210 - LAB Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Department 7240 - X-Ray										
Sub-Department 0000 - Nursing Home										
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
Sub-Department 0000 - Nursing Home Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Department 7240 - X-Ray Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Department 7260 - Activities										
Sub-Department 0000 - Nursing Home										
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
org4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
org4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
Sub-Department 0000 - Nursing Home Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Sub-Department 7261 - Activities Director										
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
org4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
org4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
Sub-Department 7261 - Activities Director Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00



# Expense Budget by Organization Report

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 Summary Listing

Organization	Adopted Budget	Budget Amendments	Amended Budget	Current Month Transactions	Encumbrances	YTD Transactions	YTD Transactions	Budget - YTD % Used/ Transactions	Prior Year Total
<b>Fund E - ENTERPRISE FUND</b>									
<b>EXPENSE</b>									
Department 7260 - Activities									
Sub-Department 7262 - Activity Assistants									
ong4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00
ong4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00
Sub-Department 7262 - Activity Assistants Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 7260 - Activities Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 7270 - Pharmacy Services									
Sub-Department 0000 - Nursing Home									
ong4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00
ong4 3000 - ABC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00
ong4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00
Sub-Department 0000 - Nursing Home Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 7270 - Pharmacy Services Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 7280 - Podiatry									
Sub-Department 0000 - Nursing Home									
ong4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00
ong4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00
Sub-Department 0000 - Nursing Home Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 7280 - Podiatry Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 7290 - Dental Services									
Sub-Department 0000 - Nursing Home									
ong4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00
ong4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00
Sub-Department 0000 - Nursing Home Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 7290 - Dental Services Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 7309 - Psychiatric Services									
Sub-Department 0000 - Nursing Home									
ong4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00
ong4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00
Sub-Department 0000 - Nursing Home Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 7309 - Psychiatric Services Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 7309 - Psychiatric Services									
Sub-Department 0000 - Nursing Home									
ong4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00
ong4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00
Sub-Department 0000 - Nursing Home Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 7309 - Psychiatric Services Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 7309 - Psychiatric Services									
Sub-Department 0000 - Nursing Home									
ong4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00
ong4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00
Sub-Department 0000 - Nursing Home Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 7309 - Psychiatric Services Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 7330 - Physical Therapy Services									
Sub-Department 0000 - Nursing Home									
ong4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00
ong4 3000 - ABC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00
ong4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00
Sub-Department 0000 - Nursing Home Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Sub-Department 7331 - Physical Therapy Aide									
ong4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00

# Expense Budget by Organization Report

Through 12/31/21  
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 Summary Listing

Organization	Adopted Budget	Budget Amendments	Amended Budget	Current Month Transactions	Encumbrances	YTD Transactions	YTD Transactions	Budget - YTD Transactions	% Used/ Rsc'd	Prior Year Total
<b>Fund E - ENTERPRISE FUND</b>										
<b>EXPENSE</b>										
Department 7330 - Physical Therapy Services										
Sub-Department 7331 - Physical Therapy Aide										
org4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
org4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
Sub-Department Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 7330 - Physical Therapy Services Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 7340 - Occupational Therapy Serv										
Sub-Department 0000 - Nursing Home										
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
org4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
org4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
Sub-Department Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 7341 - Occupational Therapy Aide										
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
org4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
org4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
Sub-Department Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 7341 - Occupational Therapy Aide Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 7340 - Occupational Therapy Serv Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 7390 - Speech Therapy										
Sub-Department 0000 - Nursing Home										
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
org4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
org4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
Sub-Department Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 7390 - Speech Therapy Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 7380 - Social Services										
Sub-Department 0000 - Nursing Home										
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
org4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
org4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
Sub-Department Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 7381 - Social Service Assistants										
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
org4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
org4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
Sub-Department Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 7381 - Social Service Assistants Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 7380 - Social Services Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00

County of Genesee

# Expense Budget by Organization Report

Through 12/31/21  
 Prior Fiscal Year Activity Included  
 Summary Listing

Organization	Adopted Budget	Budget Amendments	Amended Budget	Current Month Transactions	Encumbrances	YTD Transactions	YTD Transactions	Budget - YTD % Used/ Transactions	Rec'd	Prior Year Total
<b>Fund E - ENTERPRISE FUND</b>										
<b>EXPENSE</b>										
Department 7390 - Medical Records										
Sub-Department 0000 - Nursing Home										
ong4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
ong4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
ong4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
Sub-Department 0000 - Nursing Home Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Sub-Department 7391 - Medical Records Superviso										
ong4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
ong4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
ong4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
Sub-Department 7391 - Medical Records Superviso Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Sub-Department 7392 - Medical Records Clerical										
ong4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
ong4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
ong4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
Sub-Department 7392 - Medical Records Clerical Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Department 7390 - Medical Records Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Department 7420 - Medical Staff										
Sub-Department 0000 - Nursing Home										
ong4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
ong4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
ong4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
Sub-Department 0000 - Nursing Home Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Sub-Department 7421 - Medical Director										
ong4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
ong4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
ong4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
Sub-Department 7421 - Medical Director Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Sub-Department 7422 - Staff Physician										
ong4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
ong4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
ong4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
Sub-Department 7422 - Staff Physician Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Department 7420 - Medical Staff Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Department 8210 - Dietary										
Sub-Department 0000 - Nursing Home										
ong4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
ong4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
ong4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00

# Expense Budget by Organization Report

Through 12/31/21  
Prior Fiscal Year Activity Included  
Summary Listing

Organization	Adopted Budget	Budget Amendments	Amended Budget	Current Month Transactions	Encumbrances	YTD Transactions	YTD Transactions	Budget - YTD Transactions	% Used/Rec'd	Prior Year Total
<b>Fund E - ENTERPRISE FUND</b>										
EXPENSE										
Department 8210 - Dietary	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Sub-Department 0000 - Nursing Home Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Department 8210 - Dietary Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Department 8220 - Maintenance										
Sub-Department 0000 - Nursing Home	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
org4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
org4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
Sub-Department 0000 - Nursing Home Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Sub-Department 8222 - Maintenance Staff										
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
org4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
org4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
Sub-Department 8222 - Maintenance Staff Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Sub-Department 8220 - Maintenance Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Department 8225 - Grounds										
Sub-Department 0000 - Nursing Home	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
org4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
org4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
Sub-Department 0000 - Nursing Home Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Sub-Department 8225 - Grounds Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Department 8240 - Housekeeping										
Sub-Department 0000 - Nursing Home	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
org4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
org4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
Sub-Department 0000 - Nursing Home Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Sub-Department 8241 - Housekeeping Supervisor										
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
org4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
org4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
Sub-Department 0000 - Nursing Home Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Sub-Department 8241 - Housekeeping Supervisor Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Department 8242 - Cleaners										
Sub-Department 0000 - Nursing Home	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
org4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
org4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
Sub-Department 0000 - Nursing Home Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Sub-Department 8242 - Cleaners Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00

# Expense Budget by Organization Report

Through 12/31/21  
Prior Fiscal Year Activity Included  
Summary Listing

Organization	Adopted Budget	Budget Amendments	Amended Budget	Current Month Transactions	Encumbrances	YTD Transactions	YTD Transactions	Budget - YTD Transactions	% Used/Rec'd	Prior Year Total
<b>Fund E - ENTERPRISE FUND</b>										
<b>EXPENSE</b>										
Department 8240 - Housekeeping										
Sub-Department 8243 - Institutional Aides										
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
org4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
Sub-Department 8243 - Institutional Aides Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 8250 - Laundry & Linen										
Sub-Department 0000 - Nursing Home										
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
org4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
org4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
Sub-Department 0000 - Nursing Home Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Sub-Department 8251 - Supply Clerk										
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
org4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
Sub-Department 8251 - Supply Clerk Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Sub-Department 8252 - Laundry Worker										
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
org4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
Sub-Department 8252 - Laundry Worker Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 8250 - Laundry & Linen Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 8260 - Contracted Security										
Sub-Department 0000 - Nursing Home										
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
org4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
org4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
Sub-Department 0000 - Nursing Home Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 8260 - Contracted Security Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 8270 - Transportation-PTA										
Sub-Department 0000 - Nursing Home										
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
Sub-Department 0000 - Nursing Home Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Sub-Department 8271 - Chauffeur										
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
Sub-Department 8271 - Chauffeur Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 8350 - Administration										
Sub-Department 0000 - Nursing Home										
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00

# Expense Budget by Organization Report

Through 12/31/21  
Prior Fiscal Year Activity Included  
Summary Listing

Organization	Adopted Budget	Budget Amendments	Amended Budget	Current Month Transactions	YTD Encumbrances	YTD Transactions	Budget - YTD Transactions	% Used/ Rsc'd	Prior Year Total
<b>Fund 1E - ENTERPRISE FUND</b>									
<b>EXPENSE</b>									
Department 8350 - Administration									
Sub-Department 0000 - Nursing Home									
org4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	0.00	.00
org4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	0.00	.00
Sub-Department Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Sub-Department 8351 - Administrator									
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	0.00	.00
org4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	0.00	.00
org4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	0.00	.00
Sub-Department Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Sub-Department 8352 - Controller									
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	0.00	.00
org4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	0.00	.00
org4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	0.00	.00
Sub-Department Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Sub-Department 8353 - Adm-Clerical									
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	0.00	.00
org4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	0.00	.00
org4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	0.00	.00
Sub-Department Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Sub-Department 8355 - Admissions Coordinator									
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	0.00	.00
org4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	0.00	.00
org4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	0.00	.00
Sub-Department Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Sub-Department 8356 - Adult Home Director									
org4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	0.00	.00
Sub-Department Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 8356 - Adult Home Director Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Sub-Department 8350 - Administration Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 8354 - Volunteers									
Sub-Department 0000 - Nursing Home									
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	0.00	.00
org4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	0.00	.00
org4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	0.00	.00
Sub-Department Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 8354 - Volunteers Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00
Department 8410 - Depreciation									
Sub-Department 0000 - Nursing Home									
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	0.00	.00
Sub-Department Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00

# Expense Budget by Organization Report

Through 12/31/21  
 Prior Fiscal Year Activity Included  
 Summary Listing

Organization	Adopted Budget	Budget Amendments	Amended Budget	Current Month Transactions	Encumbrances	YTD Transactions	YTD Transactions	Budget - YTD Transactions	% Used/Res'd	Prior Year Total
<b>Fund E - ENTERPRISE FUND</b>										
<b>EXPENSE</b>										
Department 8410 - Depreciation										
Sub-Department 0000 - Nursing Home										
org4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
org4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
Sub-Department 0000 - Nursing Home Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Department 8460 - Employee Benefits										
Sub-Department 0000 - Nursing Home										
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
org4 3000 - ADC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
org4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
Sub-Department 0000 - Nursing Home Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Department 8460 - Employee Benefits Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Department 9000 - Non Operating										
Sub-Department 0000 - Nursing Home										
org4 1000 - RHCF LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
org4 4000 - DOM LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
org4 5000 - CDC LEVEL OF CARE	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
Sub-Department 0000 - Nursing Home Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Department 9000 - Non Operating Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
Department 9907 - Transfer to General Fund	.00	.00	.00	.00	.00	.00	.00	.00	.00	.00
<b>EXPENSE TOTALS</b>	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	+++	\$0.00
<b>Fund E - ENTERPRISE FUND Totals</b>										
<b>Fund E - WATER</b>										
<b>EXPENSE</b>										
Department 1994 - Depreciation	.00	.00	.00	19,900.00	.00	19,900.00	.00	(19,900.00)	+++	117,509.19
Department 8310 - WATER ADMINISTRATION	.00	50,251.00	50,251.00	11,210.92	.00	37,910.84	12,340.16	75	.00	12,340.16
Department 8320 - Source-Supply, Power, Pumping	6,458,620.00	2,732,043.18	9,190,663.18	1,821,267.03	.00	8,810,282.69	380,380.49	96	4,652,189.57	4,652,189.57
Department 9710 - Debt Service Serial Bonds	318,988.00	.00	318,988.00	.00	.00	173,987.56	145,000.44	55	182,537.57	182,537.57
Department 9789 - Other Debt-Interest	.00	.00	.00	.00	.00	.00	.00	.00	+++	.00
Department 9902 - Transfer To County Road	125,889.00	.00	125,889.00	.00	.00	.00	125,889.00	0	64,318.00	64,318.00
Department 9907 - Transfer to General Fund	70,303.00	.00	70,303.00	.00	.00	.00	70,303.00	0	45,000.00	45,000.00
<b>EXPENSE TOTALS</b>	\$6,973,500.00	\$2,782,294.18	\$9,755,794.18	\$1,852,377.95	\$0.00	\$9,042,081.09	\$713,713.09	93%	\$5,061,554.33	\$5,061,554.33
<b>Fund E - WATER Totals</b>										
<b>Fund H - CAPITAL PROJECTS FUND</b>										
<b>EXPENSE</b>										
Department 1997 - Equip & Capital Outlay	.00	1,316,930.42	1,316,930.42	81,660.85	.00	629,652.27	687,278.15	48	171,149.62	171,149.62
Department 2497 - Education-Capital Project	.00	263,126.92	263,126.92	3,113.42	.00	266,240.34	(3,113.42)	101	82,440.00	82,440.00
Department 3397 - Public Safety - Capital Project	.00	4,082,176.59	4,082,176.59	519,440.95	.00	1,756,844.53	2,325,332.06	43	965,688.26	965,688.26

# Expense Budget by Organization Report

Through 12/31/21  
 Prior Fiscal Year Activity Included  
 Summary Listing

Organization	Adopted Budget	Budget Amendments	Amended Budget	Current Month Transactions	Encumbrances	YTD Transactions	YTD Transactions	Budget - YTD Transactions	% Used/Res'd	Prior Year Total
<b>Fund H - CAPITAL PROJECTS FUND</b>										
<b>EXPENSE</b>										
Department 3997 - Public Safety-Capital	.00	.00	.00	.00	.00	.00	.00	.00	.00	+++
Department 4997 - Nursing Home-Equip/Capita	.00	.00	.00	.00	.00	.00	.00	.00	.00	+++
Department 5112 - Perm Improve Highway-CHIPS Pro)	.00	3,553,533.85	3,553,533.85	374,222.76	.00	3,182,806.44	370,727.41	90	1,823,786.21	
Department 5197 - Highway, Capital Projects	900,000.00	8,122,574.29	9,025,574.29	974,860.16	.00	5,443,209.39	3,979,364.90	56	2,075,330.57	
Department 5997 - Other Trans/Equip & Capit	.00	2,895,384.84	2,895,384.84	15,904.22	.00	785,773.59	2,109,611.25	27	768,886.47	
Department 8397 - Water Capital Projects	.00	.00	.00	.00	.00	.00	.00	.00	.00	
Department 8745 - FLOOD & EROSION CONTROL	.00	.00	.00	.00	.00	.00	.00	.00	.00	
Department 8799 - Sanitation, Equip & Cap O	.00	.00	.00	.00	.00	.00	.00	.00	.00	
Department 9900 - TRANSFER-OTHER FUNDS	.00	.00	.00	.00	.00	.00	.00	.00	.00	
Department 9907 - Transfer to General Fund	.00	.00	.00	.00	.00	30,531.20	(30,531.20)	.00	41,150.52	
<b>EXPENSE TOTALS</b>	<b>\$900,000.00</b>	<b>\$20,233,726.91</b>	<b>\$21,133,726.91</b>	<b>\$1,969,202.36</b>	<b>\$0.00</b>	<b>\$11,695,057.76</b>	<b>\$9,438,669.15</b>	<b>59%</b>	<b>\$5,988,331.65</b>	
<b>Fund H - CAPITAL PROJECTS FUND Totals</b>	<b>\$900,000.00</b>	<b>\$20,233,726.91</b>	<b>\$21,133,726.91</b>	<b>\$1,969,202.36</b>	<b>\$0.00</b>	<b>\$11,695,057.76</b>	<b>\$9,438,669.15</b>	<b>59%</b>	<b>\$5,988,331.65</b>	
<b>Fund K - NON-CURRENT GOVT ASSETS</b>										
<b>EXPENSE</b>										
Department 1994 - Depreciation	.00	.00	.00	.00	.00	.00	.00	.00	.00	+++
<b>EXPENSE TOTALS</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	
<b>Fund K - NON-CURRENT GOVT ASSETS Totals</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	
<b>Fund M - INTERNAL SVC</b>										
<b>EXPENSE</b>										
Department 1640 - Internal Service	.00	.00	.00	.00	.00	.00	.00	.00	.00	+++
Department 1994 - Depreciation	.00	.00	.00	.00	.00	.00	.00	.00	.00	+++
Department 9907 - Transfer to General Fund	.00	.00	.00	.00	.00	.00	.00	.00	.00	+++
<b>EXPENSE TOTALS</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	
<b>Fund M - INTERNAL SVC Totals</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	
<b>Fund MS - RISK RETENTION FUND</b>										
<b>EXPENSE</b>										
Department 1710 - Self Insurance - Administration	13,353,585.00	.00	13,353,585.00	1,417,340.18	.00	12,243,000.60	1,110,584.40	92	10,776,686.03	
Department 1711 - Admin, Claims, Healthcare	570,898.00	.00	570,898.00	71,923.38	.00	503,361.76	67,536.24	88	377,683.80	
Department 1722 - Excess Insurance	3,738.00	.00	3,738.00	3,560.00	.00	3,560.00	178.00	95	3,560.00	
Department 1930 - Liability Expense	182,000.00	.00	182,000.00	3,563.10	.00	51,259.01	130,740.99	28	73,022.97	
Department 9050 - Unemployment Insurance	50,000.00	.00	50,000.00	.00	.00	.00	50,000.00	0	4,554.33	
Department 9060 - Claims, Healthcare	.00	.00	.00	.00	.00	.00	.00	.00	.00	
Department 9907 - Transfer to General Fund	70,000.00	.00	70,000.00	.00	.00	70,000.00	.00	100	80,000.00	
<b>EXPENSE TOTALS</b>	<b>\$14,330,221.00</b>	<b>\$0.00</b>	<b>\$14,230,221.00</b>	<b>\$1,492,836.66</b>	<b>\$0.00</b>	<b>\$12,871,181.37</b>	<b>\$1,359,036.63</b>	<b>90%</b>	<b>\$11,315,507.13</b>	
<b>Fund MS - RISK RETENTION FUND Totals</b>	<b>\$14,330,221.00</b>	<b>\$0.00</b>	<b>\$14,230,221.00</b>	<b>\$1,492,836.66</b>	<b>\$0.00</b>	<b>\$12,871,181.37</b>	<b>\$1,359,036.63</b>	<b>90%</b>	<b>\$11,315,507.13</b>	
<b>Fund S - WORK COMPENSATION</b>										
<b>EXPENSE</b>										
Department 1710 - Self Insurance - Administration	484,795.00	.00	484,795.00	57,876.58	.00	434,167.30	60,627.70	88	428,536.02	
Department 1720 - Benefits & Awards	1,200,000.00	325,000.00	1,525,000.00	84,281.70	.00	1,425,487.91	99,512.09	93	1,409,083.38	



# Expense Budget by Organization Report

Through 12/31/21  
Prior Fiscal Year Activity Included  
Summary Listing

Organization	Adopted Budget	Budget Amendments	Amended Budget	Current Month Transactions	Encumbrances	YTD Transactions	YTD Transactions	Budget - YTD Transactions	% Used/ Rsc'd	Prior Year Total
<b>Fund S - WORK COMPENSATION</b>										
EXPENSE										
Department: 9907 - Transfer to General Fund	20,000.00	.00	20,000.00	.00	.00	20,000.00	.00	20,000.00	100	16,500.00
EXPENSE TOTALS	\$1,714,795.00	\$325,000.00	\$2,039,795.00	\$142,188.28	\$0.00	\$1,879,655.21	\$160,139.79	\$1,60,139.79	92%	\$1,854,119.40
Fund S - WORK COMPENSATION Totals	\$1,714,795.00	\$325,000.00	\$2,039,795.00	\$142,188.28	\$0.00	\$1,879,655.21	\$160,139.79	\$160,139.79		\$1,854,119.40
<b>Fund TC - TRUST - CUSTODIAL</b>										
EXPENSE										
Department: 1935 - Trust - Custodial	.00	.00	.00	122,945.11	.00	122,945.11	.00	1,574,327.89	100%	.00
EXPENSE TOTALS	\$0.00	\$0.00	\$0.00	\$122,945.11	\$0.00	\$122,945.11	\$0.00	\$1,574,327.89	100%	\$0.00
Fund TC - TRUST - CUSTODIAL Totals	\$0.00	\$0.00	\$0.00	\$122,945.11	\$0.00	\$122,945.11	\$0.00	\$1,574,327.89	100%	\$0.00
<b>Fund V - DEBT SERVICE FUND</b>										
EXPENSE										
Department: 1380 - Fiscal Agent Fees	.00	85,850.00	85,850.00	85,850.00	.00	85,850.00	.00	85,850.00	100	.00
Department: 9710 - Debt Service Serial Bonds	.00	3,855,000.00	3,855,000.00	3,855,000.00	.00	3,855,000.00	.00	3,855,000.00	100	.00
Department: 9907 - Transfer to General Fund	.00	4,803.00	4,803.00	4,802.70	.00	4,802.70	.30	4,802.70	100	.00
Department: 9994 - Payments to Escrow Agent	.00	1,870.00	1,870.00	1,870.00	.00	1,870.00	.00	1,870.00	100	.00
EXPENSE TOTALS	\$0.00	\$3,947,523.00	\$3,947,523.00	\$3,947,522.70	\$0.00	\$3,947,522.70	\$0.30	\$3,947,522.70	100%	.00
Fund V - DEBT SERVICE FUND Totals	\$0.00	\$3,947,523.00	\$3,947,523.00	\$3,947,522.70	\$0.00	\$3,947,522.70	\$0.30	\$3,947,522.70	100%	\$0.00
Grand Totals	\$143,204,679.00	\$36,926,902.38	\$180,131,581.38	\$27,129,262.26	\$0.00	\$152,900,048.60	\$27,931,532.78	\$137,127,277.21		\$137,127,277.21

## 2021 RESOLUTION INDEX

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Contract Renewal/Cost-per-Copy	121	3/24
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**GCEDC**

Agreement-Host Community Investment Agreement/Plug Power	314	7/28
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**GO-ART**

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Renewal – Employee Assistance Program HR Dept	489	11/22
Renewal – Flexible Spending Benefits Plan Mgmt Administrator	490	11/22
Salary A 2022 Employee Salary Schedule	491	11/22
Salary B 2022 Management Salary Schedule	492	11/22

**HEALTH DEPARTMENT**

Agreement-Livingston Co. Health/EBL Inspections	11	1/13
Agreement-Septic System Replacement	181	5/12
Agreement-Medical Waste	469	11/10
Affiliation Agreement with University of Buffalo	456	11/10
Budget Amendment/Health Dept. Vaccination Clinic Staffing	29	1/13
Budget Amendment/Immunization Supplemental Funding	92	3/10



Contract-MCH20 Animation Productions	284	7/28
Contract Mobile Telemed LLC	395	10/13
Contract-Preschool Supportive Health Services Program	9	1/13
Contracts-Preschool Supportive Health Svcs Program	91	3/10
Contracts-Preschool Supportive Health Services	290	7/28
Contract/COVID Vaccination Clinic Staffing	59	2/10
Contract – Coastal Staffing	544	12/8
Contract Renewal-NMS Labs	138	4/14
Contract Renewal-Forensic Pathology	234	6/9
Contract Renewal-TB Services	235	6/9
Contract Renewal-Quickseries Publishing	285	7/28
Contract Renewal-Paratransit Services	289	7/28
Contract Renewal Transport Mgmt VMC Group	351	9/8
Contract Renewal VMC Group Inc.	546	12/8
Contract Renewal Diagnostic and Treatment – AHCF	455	11/10
Contract Renewal RN	457	11/10
Contract Renewal RN	458	11/10
Contract Renewal – Courier Services	460	11/10
Contract Renewal Hearing Officer	462	11/10
Contract Renewal Laboratory Services	463	11/10
Contract Renewal Tuberculosis Consultative	465	11/10
Contract Renewal Laboratory	466	11/10
Contract Renewal – 3-5 Preschool Special Education Program	467	11/10
Contract Renewal – Forensic Pathology	468	11/10
Contract Renewal Sexually Transmitted Disease Diagnosis	470	11/10
Contract Renewal – Medical Consultant	471	11/10
Contract Renewal – Medical Waste	547	12/8
Contracts/Preschool Supportive Health related Svcs	237	6/9
Contracts-Preschool teacher Svcs	238	6/9
Grant Award-Early Intervention	58	2/10
Grant Acceptance-Drinking Water Enhancement Program	137	4/14
Grant Acceptance & Budget Amendment/COVID	10	1/13
Grant Acceptance & Agreement/Immunization Action Plan	90	3/10
Grant Acceptance-Tobacco Enforcement	236	6/9
Grant Acceptance- Performance Incentive	239	6/9
Grant Acceptance- Preparedness Program	240	6/9
Grant Acceptance-Lead Poisoning Prevention	282	7/28
Grant Acceptance-Early Intervention	283	7/28
Grant Acceptance & Budget Amendment-COVID Funds	288	7/28
Grant Acceptance & Budget Amendment – Lead Poison	350	9/8
Grant Acceptance & Budget Amendment – COVID-19	453	11/10
Grant Acceptance & Budget Amendment – Youth Special Needs	454	11/10
Grant Acceptance Fellowship Program	543	12/8
Grant Acceptance NACCHO Wastewater Surveillance for SARS-COV2	545	12/8
Intermunicipal Agreement – Livingston County	464	11/10
Letter of Agreement-GCC Vet Tech	286	7/28

Letter of Agreement-Corfu Vet Clinic	287	7/28
Letter of Agreement – Corfu Darien Vet Clinic	459	11/10
Letter of Agreement – GCC Vet Tech	461	11/10
MOU-NYS COVID-19 Vaccination Program	12	1/13
Rescind Resolution 350 and Grant Acceptance Budget Amendment	381	9/22
Salary Schedule Amendment & Budget Amendment COVID Specialists	13	1/13
Salary Schedule Amendment/Clerk Typist-COVID	50	1/27
Salary Schedule Amendment/COVID	139	4/14

### **HIGHWAY DEPARTMENT**

Amend Constellation Energy Program Renewable Energy Credits	329	8/25
Award of Bid-Airport Apron Reconstruction	169	4/28
Award of Bids-Construction Materials	109	3/24
Award of Bids-Sign Manufacturing Equipment	110	3/24
Award of Bid-Aviation Line Service Products	38	1/27
Award of Bid – Airport Ground Service Equipment	39	1/27
Award of Bid/Consultant Agreement-3 Federal Bridge Projects	41	1/27
Award of Bid/6x4 Dump Truck	43	1/27
Award of Bid/1/2 Ton Pick-up Truck	44	1/27
Award of Bid/Skid Steer Loader	45	1/27
Award of Bid-Batavia Wellfield Expansion	144	4/14
Award of Bids/Pavement Markings	161	4/28
Award of Bid-Consultant Hundredmark Rd bridge	212	5/26
Award of Bid-Aircraft Tug	265	6/23
Award of Bid – Highway Facilities Work Clothing	326	8/25
Award of Bid – Albion Rd Bridge Pile Cap Repairs	376	9/22
Award of Bid – Facilities Elevator Maintenance	379	9/22
Award of Bid – City of Batavia Well C Contract	418	10/27
Bid Renewal-Sodium Chloride	217	5/26
Budget Amendment/Animal Shelter Improvements	78	2/24
Budget Transfer/Salary Schedule Amendment	218	5/26
Change Order/Large Span Culverts	215	5/26
Change Order-T-Hangar Demo	268	6/23
Change Order – Judge Road	366	9/22
Change Order – Phase 2 Water Supply Contracts 1 & 3A	379	9/22
Change Order – Albion Rd Bridget Pile Cap Repairs BVR Construction	499	11/22
AFSCME Union Contract	386	10/13
Contract Renewal-Highway Fuel Products	261	6/23
Contract Renewal – Central Services and Garbage Refuse Removal	419	10/27
Consultant Agreement	40	1/27
Consultant Agreement-14 Main St Restoration	264	6/23
Consultant Agreement – Fargo Rd Bridge #3N (Design)	377	9/22
Easements – County Wide Water System (Phase 2) Golden Road Pump St.	416	10/27
Easements – National Fuel Gas – Albion Road (CR#9)	417	10/27
Grant Acceptance-Airport COVID Response Grant Program	145	4/14
Grant Amendment-Animal Companion Grant/Animal Shelter	42	1/27

Grant Amendment-Companion Animal Grant/Animal Shelter	159	4/28
Grant Amendment-Companion Animal Grant/Animal Shelter	267	6/23
Intermunicipal Agreement Concurrence-Alexander & Darien	263	6/23
Intermunicipal Agreement – Snow Ice and Mowing	420	10/27
Salary Schedule Amendment/Seasonal & fuel attendant	178	4/28
Salary Schedule Amendment & Budget Amendment-Water Engineer	266	6/23
Supplemental Consultant Agreement-Pratt Rd Bridge	216	5/26
Supplemental Consultant Agreement – Darian Alexander Townline Rd Bridge	367	9/22
Surplus Equipment/Road Machinery Fund	160	4/28
Surplus Equipment-County Road Fund	213	5/26
Surplus Equipment-Road Machinery Fund	304	7/28
Surplus Equipment – Road Machinery Fund	380	9/22
Surplus Real Property – Water/Mumford Property	214	5/26

### **Parks**

Budget Amendment	77	2/24
Budget Amendment-Interpretive Center	220	5/26
Budget Amendment-Interpretive Center – Environmental Education MWEE	414	10/27
Budget Amendment- Interpretive Center youth	415	10/27
Consultant Agreement-DeWitt Shoreline Design	262	6/23
Grant Acceptance/Rotary & City of Batavia	162	4/28
MOU-ACORNS	76	2/24
Special Event/ACORNS Trail Run	74	2/24
Special Event/ACORNS Music in the Park	75	2/24
Special Event/ Independent Living 5K Walk	106	3/24

### **HOLLAND LAND OFFICE MUSEUM**

Agreement Renewal	528	12/8
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### **HOME RULE**

Voluntary Revenue Distribution Payments-Enabling Legislation	148	4/14
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### **HOUSING**

Contract Renewal Housing Program Consultant Services	523	12/8
Fair Housing Month Designation	127	3/24
Subordination Agreement	494	11/22

### **HUMAN RESOURCES**

Budget Transfer & Salary Schedule Amendment	175	4/28
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### **INFORMATION TECHNOLOGY**

Budget Amendment-ARPA	273	6/23
Budget Transfer – Personnel Training	387	10/13
Contract-Verizon Wireless Cell Phone Booster	246	6/9
Contract Renewal-Linstar support Services	272	6/23
Contract Renewal-Hardware and Cybersecurity Support Svc	494	10/27

Grant Acceptance-Cyber Security	222	5/26
Salary Schedule Amendment/Temp IT Director	176	4/28
Salary Schedule Amendment IT Restructuring	333	8/25
Salary Schedule Amendment Operations Analyst I	405	10/27
Salary Schedule Amendment Operations Analyst II	406	10/27
Salary Schedule Amendment Deleting SSII and Creating Operations A I	407	10/27
Surplus Equipment	146	4/14
Temporary IT Director End Date Extension	313	7/28
Telephone System Maintenance – RFP 2019-111 – One Year Ext.	518	12/8

**JOB DEVELOPMENT**

Agreement	224	5/26
GLOW Local Plan	225	5/26
Salary Schedule Amendment	19	1/13
Sub-lease agreement	174	4/28
Sub-Lease Agreement	312	7/28

**JUSTICE FOR CHILDREN ADVOCACY CENTER**

Budget Item Transfer	554	12/8
Contractual Agreement/Medical Director	36	1/27
Contractual Agreement/Forensic Medical Services	37	1/27
Contractual Agreement/Forensic Interviewer	320	8/25
Contractual Agreement Amendment	158	4/28
Contractual Agreement Amendment/Cleaning Services	321	8/25
Contract Renewal-Office Cleaning	252	6/23
Contract Renewal-JFCAC Coyne	431	10/27
Grant Award-OCFS	302	7/28
Grant Award Renewal-OCFS	301	7/28
Rental Agreement Amendment/Albion Satellite	35	1/27
Rental Agreement Renewal – Warsaw Redevelopment	432	10/27
Rental Agreement Renewal – Arnold Gregory Complex	433	10/27
Standardization of Video Recording System	303	7/28

**LEGISLATURE**

Adoption of Police Reform & Reinvention Plan	117	3/24
Appointment-District #4 Legislator	1	1/13
Budget Transfer Clerk to Legislature for Conference	385	10/13
Budget Transfer Clerk to Legislature – Medical Employment Physical	441	11/10

**LOCAL LAW**

LL Introductory #3 Year 2020	26	1/13
LL Introductory #1 Year 2021	200	5/12
LL Introductory # 2 Year 2021	278	6/23
LL Introductory #3 Year 2021	359	9/8
LL Introductory #4 Year 2021	427	10/27

LL Introductory #5 Year 2021	428	10/27
LL Introductory #6 Year 2021	506	11/22
LL Introductory #7 Year 2021	557	12/8

**MEMORIALIZATION**

Children's Flag for a Day	247	6/9
Support Enactment of Civil Service Reforms	120	3/24

**MENTAL HEALTH**

2020 Budget Amendment & Contract Amendment	2	1/13
2021 Budget Amendment & Contract Amendment/DePaul	3	1/13
2021 Budget Amendment	88	3/10
2021 Budget & Contract Amendment	185	5/12
2021 Budget & Contract Amendment	186	5/12
2021 Budget & Contract Amendment	187	5/12
2021 Budget & Contract Amendment	188	5/12
2021 Budget & Contract Amendment	189	5/12
2021 Budget & Contract Amendment	342	9/8
2021 Budget & Contract Amendment	343	9/8
2021 Budget & Contract Amendment	344	9/8
2021 Budget & Contract Amendment	345	9/8
2021 Budget & Contract Amendment	445	11/10
2021 Budget & Contract Amendment	446	11/10
2021 Budget & Contract Amendment	447	11/10
Budget Transfer	346	9/8
Contract for Security Services – DSS MH and DMV	393	10/13
Contract Joint Legal Feasibility Agreement with Schuyler County	444	11/10
Community Health Service Intrado Interactive Services	391	10/13
Contract Amendments	62	2/10
Contract Amendments CCSI	392	10/13
Contract Amendment-Virginia Wohltmann, MD	60	2/10
Contract Renewal ARC Glow	534	12/8
Contract Renewal-Consulting Psychiatric Services	61	2/10
Contract Renewal-Agribusiness Child Development	291	7/28
Contract Renewal - GCASA	535	12/8
Contract Renewal – Living Opportunities of DePaul	536	12/8
Contract Renewal – Genesee & Orleans	537	12/8
Contract Renewal – The Restoration Society Inc (Ace Employment)	538	12/8
Contract Renewal – Spectrum health	539	12/8
Contract Renewal – WNY Heroes	540	12/8
Contract Renewal – Social Services	348	9/8
Contract Renewal PSYD	448	11/10
Contract Renewal PHD	449	11/10
Contract Renewal NPP in Psychiatry	450	11/10
Contract Renewal MD	451	11/10
Grant Acceptance Community Mental Health Services	533	12/8

Reject Bid Proposals-Medical Billing Services	276	6/23
Resolution Amendment	184	5/12
Resolution Amendment	233	6/9
Salary Schedule Amendment	140	4/14
Salary Schedule Amendment	190	5/12
Salary Schedule Amendment	191	5/12
Salary Schedule Amendment	232	6/9
Salary Schedule Amendment	347	9/8
Settlement Agreement OPIOID Crisis	353	9/8
Settlement Agreement OPIOID Crisis Action	390	10/13

**MERCY FLIGHT**

Contract – Approval of	192	5/12
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**MORTGAGE TAX**

Distribution of Mortgage Tax First Payment	198	5/12
Distribution of Mortgage Tax Second Payment	519	12/8

**OFFICIAL NEWSPAPER**

Official Newspaper	24	1/13
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**PLANNING**

Ag District 2021 Annual Enrollment	155	4/28
Ag District 8-Yr review	156	4/28
Agreement-Data Subscription	254	6/23
Budget Amendment-Comp Recreational Plan	253	6/23
Children’s Flag for a Day	247	6/9
Grant Acceptance-Genesee 2050	300	7/28

**PEACE GARDEN**

Lease of Space Agreement	150	4/14
MOU	151	4/14

**PUBLIC DEFENDER**

Acceptance of Contract Funds	269	6/23
Budget Amendment – Contract Amendment – Assigned Counsel	371	9/22
Contract Acceptance	270	6/23
Contract-West Publishing Corp	157	4/28
Contract Amendment/NYS Office of Indigent Legal Services	34	1/27
Contract Amendment/ Office of Indigent Legal Svc	104	3/24
Contract Amendment/NYS Office of Indigent Legal Services	496	11/22
Rates for Burials Indigent and Coroner Removals DSS Health	553	12/8
Contract Extension	105	3/24

**PUBLIC HEARING**

Set Public Hearing – Fair Housing	128	3/24
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Set Public Hearing – LL Intro 1 year 2021	173	4/28
Set Public Hearing-GCC Budget	223	5/26
Set Public Hearing-LL Intro 2 Year 2021	248	6/9
Set Public Hearing-CDBG COVID Response	315	7/28
Set Public Hearing – LL Introductory No 3. Year 2021	334	8/25
Set Public Hearing – LL Introductory No. 4 year 2021	388	10/13
Set Public Hearing – LL Introductory No. 5 year 2021	389	10/13
Set Public Hearing – LL Introductory No. 6 year 2021	437	11/10
Set Public Hearing – LL Introductory No. 7 year 2021	495	11/22
Set Public Hearing – Shared Services Plan	496	11/22

**PURCHASING DEPARTMENT**

Contract-Acceptance of Sponsored Request for Bids	49	1/27
Revised Purchasing Policy & Procedures	143	4/14

**REAL PROPERTY/ASSESSMENT**

Contract Extension Tax Bills with Applied Business Systems	330	8/25
Chargebacks to Towns and City of Batavia	331	8/25
City of Batavia Tax Levy	516	12/8
Amended Delinquent Water and Sewer Accounts	20	1/13
Delinquent Water & Sewer Accounts-ReLevy	512	12/8
Equalization Tables	510	12/8
Levying taxes for Annual Budgets of the Towns	517	12/8
Table of Returned School Taxes	513	12/8
Table of Returned Village Taxes	514	12/8
Taxable Assessed Valuation Tables	511	12/8
Amended 2021 Tax Warrants	21	1/13
Tax Warrants-Authorization for	515	12/8
Tax Corrections & Refunds	22	1/13
Sale of Property	508	12/8

**RETIREMENT**

Standard Workday and Reporting Resolution	197	5/12
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**REVENUE DISTRIBUTION-VOLUNTARY**

Rescind Resolution 381-2020	316	7/28
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**RULES**

Rules-Amendment	126	3/24
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**SALES TAX**

Modified Amended & Restated Sales Tax Agmts County/City	335	8/25
Distribution of Third Quarter Sales Tax to Towns and Villages/City	402	10/27

**SELF-INSURANCE/WORKERS COMPENSATION**

2022 Budget & Apportionment	355	9/8
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Agreement Renewal/One Group	64	2/10
Agreement NCA Comp	400	10/27
Award of Contract-Actuarial Services	18	1/13
Budget Amendment	485	11/22
Contract	520	12/8
Contract – Safety Consultant Servcs	521	12/8

**SHERIFF**

Acceptance of Grant Funds/Jail-DCJS	32	1/27
Acceptance of Grant Funds/Child Passenger Safety Program	71	2/24
Acceptance of Grant Funds-PSAP	294	7/28
Acceptance of Grant Funds-Traffic Services	299	7/28
Adoption of Police Reform & Reintervention Plan	117	3/24
Agreement Amendment-Tyler New World Systems	295	7/28
Agreement Extension/Justice Benefits	504	11/22
Agreement Renewal/Inmate Communications	112	3/24
Agreement Renewal-Additional Svs Darien Lake	205	2/26
Agreement Renewal-OTB	206	5/26
Agreement Renewal and Budget Amendment	258	6/23
Agreement Renewal Unified Court System	424	10/27
Budget Amendment & Transfer/Sheriff's Office Tower/Radio upgrades	94	3/10
Budget Amendment-K9 Program	296	7/28
Budget Amendment/K-9 Program	31	1/27
Budget Amendment/K-9 Program	423	10/27
Budget Amendment-Remaining Grant Funds	70	2/24
Budget Amendment	203	5/26
Budget Amendment	204	5/26
Budget Amendment – Overtime Additional Police Svcs Darien Lake	373	9/22
Budget Transfer-Animal Control Overtime	260	6/23
Contract Amendment-Mutualink Program	292	7/28
Contract Renewal-Orleans Co. Prisoner Housing	114	3/24
Contract Renewal-Dept of Corrections and CSO – Nutritional	429	10/27
Grant Acceptance Capital Project Amendment Interoperable Communications	422	10/27
Indemnification Agreement/Sheriff	33	1/27
Intermunicipal Agmt Renewal Sheriff Monroe County Public Safety Crime Lab	503	11/22
Jail - Contract Addendum- SMRT Architects and Engineers Jail Project	440	11/10
Jail - Amendment to Suplmt Consultant Agmt Flynn & Battaglia Jail Stonework	500	11/22
Jail - SEQRA Jail Project	502	11/22
Lease Amendment/Pavilion Tower	95	3/10
Lease Amendment/Pavilion Tower	275	6/23
Maintenance Agreement-L3 Harris	293	7/28
MOU Renewals –SRO's	259	6/23
MOU Renewals-SRO's	297	7/28
Restriction for Use of GC Firing Range	323	8/25
Salary Amendment/Sheriffs Office/Jail Eliminate PT and Create PT	322	8/25
Statement of Work Amendment/Pericle Communications	111	3/24



Surplus Equipment/Toyota Avalon	113	3/24
Surplus Equipment/2008 Jeep	115	3/24
<b><u>SOCIAL SERVICES</u></b>		
Affiliation Agreement	56	2/10
Affiliation Agreement	180	5/12
Plan Update Approval	231	6/9
Rate Schedule Indigent Burials 2022-2024	553	12/8
Salary Schedule Amendment	452	11/10
<b><u>SOIL &amp; WATER</u></b>		
Reappointment – Soil and Water	505	11/22
<b><u>STOP-DWI</u></b>		
Adoption of 2022 STOP WI Plan	356	9/8
<b><u>TREASURER</u></b>		
Budget Item Transfer	80	2/24
Correction of Tax Rolls/Town of Batavia	81	2/24
Amend and Restate Deferred Comp Model Plan	384	10/13
Investment Policy – new investments	370	9/22
MOU Orleans County Tax Map Maintenance	509	12/8
Refunding Bond Resolution	63	2/10
Relevy of unpaid School and village taxes	332	8/25
<b><u>UNIONS</u></b>		
Contract-DSA –Ratification of	196	5/12
<b><u>VETERANS SERVICE</u></b>		
Salary Schedule Amendment	194	5/12
Operation Green Light – Transition – Light Cupola	426	10/27
<b><u>WATER</u></b>		
Award of Bid-Batavia Wellfield Expansion	144	4/14
Authorize Sign Amended Restated Water Agmt 3 Local Municipalities	338	8/25
Change Order/Phase 2-Contract 3B	46	1/27
Change Orders –Phase 2 Water Project Contracts 2 & 3A	164	4/28
Change Orders – Phase 2 Water Supply Contracts 1 & 3A	379	9/22
Consultant Agreement-Govt Relations & Strategic Counsel	311	7/28
Easements – County Wide Water System (Phase 2) Golden Road Pump St.	416	10/27
Intermunicipal Agreement Concurrence-Alexander & Darien	263	6/23
Intermunicipal Agreement Countywide Water Phase 2 Pavilion	325	8/25
Intermunicipal Agreement Countywide Water Phase 2 Bergen	498	11/22
Intermunicipal Agreement Countywide Water WIIA Application Funding	435	11/10
Phase 3 Design & Source Supply Change Study Consultant	307	7/28
Retail Lease Agreement/BYRON & MCWA	79	2/24

Reaffirmation of Neg Dec Phase 2 Water	177	4/28
Rejection of Bids-Chlorination Stations	308	7/28
Rejection of Bid-Oakfield Water Storage Tank System	309	7/28
Salary Schedule Amendment & Budget Amendment-Water Engineer	266	6/23
SEQRA/Batavia Wellfield Expansion	102	3/24
Surplus Real Property – Water/Mumford Property	214	5/26

**YOUTH BUREAU**

Agreement Termination/City of Batavia	142	4/14
Appointment-Executive Director	227	5/26
2021 Budget Amendment	349	9/8
Resource Allocation Plan	134	4/14
Salary Schedule Amendment/Temp Deputy Exec. Dir.	14	1/13

**RULE 19**

Grant Emergency Powers for Chair to Execute COVID Documents	28	1/13
Letter of Interest-Northern Borders Regional Commission Grant	133	3/24
Ratify Agreements Signed by Chair	55	1/27
Stop Loss Insurance/health Benefits Plan	559	12/8