

Present: Committee Members Christian Yunker, Chad Klotzbach, Gary Maha, Marianne Clattenburg with additional Legislator's Rochelle Stein, John Deleo, Gordon Dibble, Gregg Torrey, County Manager Matt Landers, Assistant County Manager Tammi Ferringier, Pike Project Manager Carl York, County Attorney James Wujcik, Deputy Highway Superintendent Paul Osborn, Assistant County Engineer Laura Wadhams, Public Defender Jerry Ader, Emergency Management Services Coordinator Tim Yaeger, Recycling Administrator Peggy Grayson, Planning Director Felipe Oltramari, Human Resources Director Anita Cleveland, Justice for Children Program Coordinator Theresa Roth, 1<sup>st</sup> Assistant District Attorney Joseph Robinson

Minutes of the January 17, 2023 Public Service Committee meeting were approved upon motion of Legislator Yunker seconded by Legislator Klotzbach.

Jail update was provided by Carl York, Project Manager from The Pike Company.

Assistant County Engineer Laura Wadhams reported the following:

The Town of Pavilion desires to amend the existing Retail Lease Agreement with the Monroe County Water Authority for the operation and maintenance of its Water Districts. Pursuant to Subdivision 7 of Section 1096 of the Public Authorities Law, the Retail Lease Agreement between the Town of Pavilion and the Monroe County Water Authority is approved. This was approved for placement on the next Legislature Agenda upon motion of Legislator Klotzbach seconded by Legislator Clattenburg, carried unanimously.

Genesee County established a Countywide Water Program and has entered into Water Supply Agreements with municipalities and authorities across the County. Bethany Water District No. 5 requests that the Town of Batavia provide operation and maintenance of their water system. Genesee County is required to provide oversight and review of all intermunicipal agreements relative to water within Genesee County. The intermunicipal agreement between the Town of Batavia and the Town of Bethany Water District No. 5 for the operation and maintenance of said water district is granted. This was approved for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Clattenburg, carried unanimously.

The Rotary Club of Batavia, NY, Inc. is approved for access to and use of the Genesee County Airport on June 16, 17, 18, 19 and 20, 2023 subject to the rules and regulations of the Genesee County Airport to conduct a public Fly-In Pancake Breakfast on June 18, 2023. This was approved for placement on the next Legislature Agenda upon motion of Legislator Clattenburg seconded by Legislator Klotzbach, carried unanimously.

Genesee County advertised and received bids on precast concrete units to be used in the construction of the Fargo Rd Bridge Replacement project. It was recommended to award a precast concrete unit contract to Binghamton Precast & Supply Corporation, 18 Phelps St, Binghamton, NY 13901, as per bid specifications, in an amount not to exceed \$156,790.63. This was approved for placement on the next Legislature Agenda upon motion of Legislator Klotzbach seconded by Legislator Clattenburg, carried unanimously.

Genesee County Highway Department reviewed available County bids on dump trucks for use at the County Highway Department. Onondaga County Contract #8996 provides for the piggyback purchase of dump trucks. It was recommended to approve the purchase of a new and unused 2024 Mack Granite 64FR Dump Truck from Beam Mack Sales and Service, Inc. 6260

East Molloy Rd, East Syracuse, NY 13057 in an amount not to exceed \$317,529.00 per Onondaga County Contract #8996-2022 bid specifications. This was approved for placement on the next Legislature Agenda upon motion of Legislator Clattenburg seconded by Legislator Yunker, carried unanimously.

Genesee County Highway Superintendent requested to accept a property agreement for Pratt Road Bridge over the Tonawanda Creek in the Town of Pembroke and New York State Department of Transportation acquire right to any and all property required by the County to advance the project. It was recommended to accept all acquired property from the State or its agencies upon completion of the project and to keep the property for the life of the structure. . This was approved for placement on the next Legislature Agenda upon motion of Legislator Clattenburg seconded by Legislator Klotzbach, carried unanimously.

Genesee County was awarded a Federal Aid pass-thru grant for the replacement of the South St culvert over the Mud Creek in the Town of Le Roy. The property owners adjacent to the culvert have agreed to donate portions of their property, as described in maps prepared for the project, to the County in the interest of saving taxpayer funds required for the acquisition of de Minimis property. It is recommended to accept the property and easement donations from the Central School District of Le Roy and Poplar Lane Farm, LLC to advance the replacement of the South St culvert over the Mud Creek in the Town of Le Roy, Also recommended to execute a Quit Claim Deed for said portions of parcels, together with such other necessary recording documents, in order to transfer title of said portions of parcels to the County. This was approved for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Clattenburg, carried unanimously.

Genesee County Highway Superintendent requested letters of interest and proposals from various architect and engineering firms from the New York State County Highway Superintendents Association Local Design Services Agreement (LDSA) list established for NYSDOT Region 4 for the purposes of having these services available on an as-needed basis. The County Highway Superintendent is approved to establish Term Agreements with Barton & Loguidice, D.P.C., 11 Centre Park, Suite 203, Rochester, NY 14614 and Labella Associates, D.P.C., 300 State Street, Suite 201, Rochester, NY 14614 for the purpose of having architectural and engineering services available on an as-needed basis for the period from March 1, 2023 through February 28, 2026. This was approved for placement on the next Legislature Agenda upon motion of Legislator Klotzbach seconded by Legislator Yunker, carried unanimously.

The County of Genesee and the Village of Alexander intend to enter into an agreement regarding water supply to the Village in an emergency only basis, contingent on the supply availability. The Village of Alexander currently has a water service supply Intermunicipal Agreement with the Village of Attica and has requested this agreement in case of an emergency supply situation. The County has considered this request by the Village of Alexander and is agreeable to consider such emergency water supply if the County can do so at that time based upon water supply availability. Approved to sign an Intermunicipal Agreement with the Village of Alexander. This was approved for placement on the next Legislature Agenda upon motion of Legislator Klotzbach seconded by Vice Chair Clattenburg, carried unanimously.

Assistant County Engineer Laura Wadhams reported Genesee County has been offered a matching grant from the New York State Department of Transportation to match an existing Airport Improvement Program (AIP) grant by the Federal Aviation Administration for the

Reconstruction of the Existing Runway 10-28 Edge Lighting System & Reconstruct Four of the Existing Airfield Guidance Signs for Runway 10-28 (Design). The grant offer as prepared by the New York State Department of Transportation is approved. This was approved for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Clattenburg, carried unanimously.

Deputy Superintendent of Highway Paul Osborn reported the County of Genesee does contract with TK Elevator Corporation for the maintenance and repair of elevators located in various county facilities. Said contract does provide for three additional one year renewal options. Agreement for a contract renewal 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, 2023 through December 31, 2023. This was approved for placement on the next Legislature Agenda upon motion of Legislator Klotzbach seconded by Legislator Yunker, carried unanimously.

Deputy Superintendent of Highway Paul Osborn informed that The Genesee County Highway Superintendent and the Purchasing Officer did research New York State Office of General Services Contracts relating to fire alarm inspections. An agreement with Johnson Controls Fire Protection LP, 90 Goodway Dr, Rochester, NY 14623 as per the terms of NY SOGS Contract PT68816 effective March 1, 2023 through February 29, 2024 has been granted. This was approved for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Klotzbach, carried unanimously.

Deputy of Superintendent of Highway Paul Osborn reported the term of office for two members of the Genesee County Parks, Recreation and Forestry Advisory Committee will expire on March 31, 2023 and they have expressed an interest and desire to serve another 3 year term. The following are to serve another term on the Genesee County Parks, Recreation, and Forestry Advisory Committee effective April 1, 2023 through March 31, 2026:

Catherine Seward	Town of Oakfield	District #1
John Gerace	Town of Batavia	District #4

This was approved for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Klotzbach, carried unanimously.

Deputy Superintendent of Highway Paul Osborn presented a Special Events application that 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 1, 2023. Permission is granted 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 1, 2023 as per the Special Events Policy and Procedures for Community Events for the Parks and Recreation Areas. This was approved for placement on the next Legislature Agenda upon motion of Legislator Klotzbach seconded by Vice Chair Clattenburg, carried unanimously.

Deputy Superintendent of Highway Paul Osborn presented a Special Events application that was received from the ACORNS, the County Parks volunteer organization to use DeWitt Park for a music in the park event on Saturday, August 5, 2023. Permission is granted to the ACORNS to use DeWitt Park for a music in the park event on August 5, 2023, as per the Special Events Policy and Procedures for Community Events for the Parks and Recreation Areas. This was approved for placement on the next Legislature Agenda upon motion of Legislator Clattenburg seconded by Legislature Yunker, carried unanimously.

Deputy Superintendent of Highway Paul Osborn informed 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. The \$5,800 grant from the ACORNS to be used to cover the costs of the Student Conservation Association Internship is to be accepted. This was approved for placement on the next Legislature Agenda upon motion of Legislator Clattenburg seconded by Legislature Yunker, carried unanimously.

Deputy Superintendent of Highway Paul Osborn and the Genesee County Highway Superintendent requested an Affiliation Agreement with the State University of New York, The College at Brockport to establish an educational internship program in the discipline of Recreation and Leisure Studies. The Affiliation Agreement would be in conjunction with the Genesee County Parks for assistance in environmental programs through the Interpretive Nature Center. An Affiliation Agreement with the State University of New York, The College At Brockport to establish an educational internship program in conjunction with the Genesee County Parks for assistance in environmental programs through the Interpretive Nature Center is to be signed. This was approved for placement on the next Legislature Agenda upon motion of Legislator Clattenburg seconded by Legislature Klotzbach, carried unanimously.

Emergency Management Services Coordinator Tim Yaeger requested authorization to accept the Hazard Mitigation Grant Program (HMGP) award. Grant funding in the amount of \$150,000 with a federal share of \$142,500 (including reimbursement for management costs up to \$7,500) and a required non-federal matching share of \$15,000 to be met in either cash, in-kind-services or a combination of both is to be used for plan updates to the Genesee County Multi-Jurisdictional Multi-Hazard Mitigation Plan in the amount of \$135,000. This was approved for placement on the next Legislature Agenda upon motion of Legislator Klotzbach seconded by Vice Chair Clattenburg, carried unanimously.

Director of Planning Felipe Oltramari reported 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. Continued participation in the Genesee/Finger Lakes Regional Planning Council and does and approved payment in the sum of \$11,515. This was approved for placement on the next Legislature Agenda upon motion of Legislator Clattenburg seconded by Legislature Klotzbach, carried unanimously.

Director of Planning Felipe Oltramari informed Genesee County, herein named as "the County", has appropriated the sum of \$11,515 as its share of the Year 2023 operating funds of the Genesee/Finger Lakes Regional Planning Council, herein named "the agency". The

Genesee/Finger Lakes Regional Planning Council has designated Paul Gavin, Director of the Council, as the officer to receive payments of such monies. Mr. Oltramari reported 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 blank bond coverage for officers and employees of the Council in the amount of \$500,000.00. A copy of this resolution shall be forwarded to the G/FLRPC offices and the County Director of Planning. This was approved for placement on the next Legislature Agenda upon motion of Legislator Clattenburg seconded by Legislator Yunker, carried unanimously.

Director of Planning Felipe Oltramari reported the creation of Agricultural District No. 1 was approved by the Genesee County Legislature by Resolution No. 219 adopted November 25, 1974, and certified by the State of New York on April 25, 1975. A Public Hearing shall be held as part of the eight-year review of Agricultural District No. 1 on Wednesday, April 26, 2023 at 5:30 PM at the Genesee County Old Courthouse, 7 Main Street, Batavia, New York. This was approved for placement on the next Legislature Agenda upon motion of Legislator Klotzbach seconded by Legislator Yunker, carried unanimously.

Director of Planning Felipe Oltramari has received notification from the New York State Energy Research and Development Authority (NYSERDA) that Genesee County has been designated as a New York State Clean Energy Community and as such is eligible to receive a Designation Grant in the amount of \$5,000. Mr. Oltramari has requested that the County accept this funding which will be used to offset costs related to County building energy performance upgrades. Approved to sign the required letter of commitment and execute any and all other documentation related to this funding. This was approved for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Klotzbach, carried unanimously.

GLOW Solid Waste Management Recycling Administrator Peggy Grayson invited to participate in the Iroquois National Wildlife Refuge's Spring into Nature event (Remove this per Peggy Grayson) and Cornell Cooperative Extension of Livingston County's Safety Fair for the purpose of providing education on waste reduction, recycling, reuse and composting and has requested approval to participate in these events. Ms. Grayson has also been invited to participate in the following events; the Hemlock Fair by the Hemlock Lake Union Agricultural Society, Lima Crossroads Blues Festival by the Crossroads Council, and the Wyoming County Fair by the Wyoming County Fair Associations for the purpose of providing education on waste reduction, recycling, reuse and composting and has requested approval to participate in these events. This was approved for placement on the next Legislature Agenda upon motion of Legislator Klotzbach seconded by Legislator Yunker, carried unanimously.

GLOW Solid Waste Management Recycling Administrator Peggy Grayson reported The GLOW Region Solid Waste Management Committee has entered into a professional consultant services contract with Barton & Loguidice, D.P.C of Rochester, NY for assistance with the completion of the GLOW local solid waste management plan (LSWMP) for a cost not to exceed \$15,000. This was approved for placement on the next Legislature Agenda upon motion of Legislator Klotzbach seconded by Legislator Yunker, carried unanimously.

GLOW Solid Waste Management Recycling Administrator Peggy Grayson presented she is retiring as of June 30, 2023. The GLOW Region Solid Waste Management Committee is requesting an amendment to the 2023 Management Salary Schedule to create one (1) Temporary, Full-time Recycling Administrator position to allow the incumbent to assist with the transition

of a Recycling Administrator. Approved to amend the 2023 Management Salary Schedule by creating one temporary Grade 110 Recycling Administrator, effective April 10, 2023 through August 11, 2023. Budgeted for \$ 28,426.

This was approved for placement on the next Legislature Agenda upon motion of Legislator Clattenburg seconded by Legislature Klotzbach, carried unanimously.

Justice for Children Program Coordinator Theresa Roth requested to add \$25,643.00 in revenue and corresponding expense to the 2023 budget. This budget amendment is being requested due to the fact that the Justice for Children Advocacy Center received an unexpected windfall in the form of substantially increased reimbursement from the New York State Office of Victim Services for forensic rape exams. These funds will be utilized to support the mission of the Justice for Children Advocacy Center and enhance the services that we are able to provide to children, families, and the community. Acceptance to make the following budget amendment to the 2023 budget as follows:

An increase in:

Revenue Account A.1000.999	\$11,157.00
Revenue Account A.3152 1289	\$14,486.00

TOTAL REVENUE:	\$25,643.00
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An increase in:

Expense Account A.3152 4550.0000	Training	\$5,500.00
Expense Account A.3152 4800.0000	Program Expense	\$20,143.00

TOTAL EXPENSES:	\$25,643.00
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This was approved for placement on the next Legislature Agenda upon motion of Legislator Klotzbach seconded by Legislator Yunker, carried unanimously.

Assistant District Attorney Joseph Robinson requested an Appropriation Transfer to the 2023 County Budget to allow for the utilization of a portion of these unexpended funds in the amount of \$700.00. This was approved for placement on the next Legislature Agenda upon motion of Legislator Clattenburg seconded by Legislature Klotzbach, carried unanimously.

Public Defender Jerry Ader requested an amendment to the 2023 Budget and Management Salary schedule to create one full-time Assistant Public Defender position to fill the requirement of New York State to provide services for parents facing Family Court Neglect charges in Genesee County. Approved to amend the 2023 Management Salary Schedule by adding one (1) Full-Time Assistant Public Defender, Grade 118, effective March 1, 2023. Also approved to amend the 2023 Genesee County Budget by: \$139,245.00. This was approved for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Klotzbach, carried unanimously.

Public Defender Jerry Ader recommend the acceptance of the contract between the New York State Office of Indigent Legal Services and Genesee County, to fund a full-time Assistant Public Defender in their Family Court Division along with their fringe benefits, non-attorney professional services, media and print funding, a computer, cellular phone, office furniture, professional membership fees, and attorney registration fees, training and legal reference material for the new Assistant Public-Defender for the period of January 1, 2023 through December 31, 2025 is accepted. This was approved for placement on the next Legislature

Agenda upon motion of Legislator Clattenburg seconded by Legislature Klotzbach, carried unanimously.

Public Defender Jerry Adler recommend the acceptance of the contract between the New York State Office of Indigent Legal Services and Genesee County, to continue to fund the salary and fringe benefits of one Assistant Public Defender and partially funds their Investigator position. Lastly, it continues to fund necessary ancillary services and expenses related to the some of these positions. Contract Number: C100018, Distribution # 10, 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 January 1, 2020 through December 31, 2022 is accepted. This was approved for placement on the next Legislature Agenda upon motion of Legislator Klotzbach seconded by Legislator Yunker, carried unanimously.

Public Defender Jerry Ader recommend the acceptance of the contract between the New York State Office of Indigent Legal Services and Genesee County, to continue to fund the salary and fringe benefits of two Assistant Public Defenders and partially funds their Investigator position. It also provides a parity stipend for their Legal Clerk-Typist and supplements another's fringe benefits. Furthermore, it continues to fund necessary ancillary services and expenses related to the some of these positions. Lastly, it will fund a renovation project in the Engine House which will turn four (4) offices into six (6) offices. Contract Number: C110018, Distribution # 11, 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 January 1, 2021 through December 31, 2023 is accepted. This was approved for placement on the next Legislature Agenda upon motion of Legislator Klotzbach seconded by Vice Chair Clattenburg, carried unanimously.

Public Defender Jerry Ader requested entering into a pre-paid ticket order client agreement with FlixBus, Inc. in order to purchase online Greyhound bus tickets for emergency client transportation. Approved to execute the necessary documents or provide the necessary approval to enter into a pre-paid ticket client agreement between Genesee County Public Defender and FlixBus, Inc., 340 S. Lemon Avenue # 8045, Walnut, California 91789. This was approved for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Klotzbach, carried unanimously.

Legislature Clerk Lisa Casey announced the next Public Service Committee Meeting will be on Monday, March 13<sup>th</sup> at 4:30 p.m.

A motion to adjourn Public Service meeting at 5:33 p.m. by Legislator Clattenburg seconded by Legislator Klotzbach, carried.