

Present: Legislators Clattenburg, Young, Stein, Torrey, Also Present: Legislators Hilchey, Dibble, Legislature Clerk Pamela LaGrou, County Manager Gsell, Asst. County Manager Matt Landers, IT Director Steve Zimmer, County Attorney Kevin Earl, GCEDC Staff Steve Hyde, Mark Masse, Rachael Tabelski, Lezlie Farrell, GCEDC Board Pres. Paul Battaglia, Lawley Genesee representatives Susie Ott and Reggie Dejean, Brian Quinn-The Daily News, Mike Pettinella-The Batavian

Ways & Means Chair Clattenburg called the meeting to order at 4:27 PM in the Legislature Conference room. Legislator Gregg Torrey was temporarily appointed to the Committee in the absence of Chair Bausch. Minutes of the February 21, 2018 meeting were approved upon motion of Legislator Young seconded by Legislator Stein, carried unanimously.

GCEDC President Steve Hyde introduced himself, Mark Masse, Rachael Tabelski, Lezlie Farrell and Board President Paul Battaglia before sharing an update on their budget and critical County contribution which has diminished over the past 10 years from \$280,000 to \$193,000. He explained that while county funding has decreased the body of work has increased dramatically. The State has invested \$40 Mil in infrastructure at the STAMP site. 1366 Technologies just announced they will not be building at the site. GCEDC will continue to pursue other large-scale manufacturing. They have four different infrastructure projects beginning in May & June and will continue conversations with State Leaders on funds & support for STAMP site. Mr. Battaglia thanked Ways & Means Committee Members for County support and the work of Legislator Young and Legislator Torrey on the GCEDC and GCFC (respectively) boards.

STOP-DWI Coordinator Matt Landers explained that the term of STOP-DWI Board Member Jim Sunser had expired and he is interested in continuing to serve. The new term will run through December 31, 2020. This was approved for placement on the next Legislature Agenda upon motion of Legislator Stein seconded by Legislator Torrey, carried unanimously.

County Attorney Kevin Earl explained the County retained Napoli Shkolnik law firm to bring litigation with regard to damages relating to the opioid epidemic. The lawsuit is expected to be filed shortly. The firm recommends the County pass a local law that declares the opioid epidemic a public nuisance. A public hearing must be set on Local Law Introductory No. 2 Year 2018. The Public Hearing will be set for March 28, 2018 at 5:30 PM. This was approved for placement on the next Legislature Agenda upon motion of Legislator Stein seconded by Legislator Young, carried unanimously.

Mr. Earl next explained that Local Law Introductory No. 2 Year 2018 declares the opioid epidemic and its effects on Genesee County a public nuisance and it establishes a cost recovery procedure for the County's expenditures from providing services related to the opioid epidemic. Chair Clattenburg asked about obtaining data and statistics that would provide background information on costs to the County. Assistant County Manager Matt Landers explained that a list was received from Napoli Shkolnik which is being carefully reviewed by involved department heads. Some requested information and data has been

provided by a couple of county departments. The Law Firm will be contacted if additional questions arise concerning the requested data. This was approved for placement on the next Legislature Agenda upon motion of Legislator Young seconded by Legislator Stein, carried unanimously.

Mr. Earl presented a resolution to approve a contract renewal with Lawley Genesee for risk management services which includes a review and evaluation of the County's risks and appropriateness of various coverages. Cost of the service will remain the same, \$22,000 for the period of March 1, 2018 through February 28, 2019. Lawley representative Susie Ott stated they will meet with the County on a quarterly basis to ensure we keep up with changes. This was approved for placement on the next Legislature Agenda upon motion of Legislator Stein seconded by Legislator Torrey, carried unanimously.

Mr. Earl discussed the option of Cyber Liability Insurance and asked IT Director Steve Zimmer to provide his experience and recommendation for coverage. Quotes were received from Lawley Genesee for \$1Mil policy aggregate with an annual premium of \$21,663 and \$2Mil policy aggregate with an annual premium of \$27,078. Mr. Zimmer requested number of records from a few larger department heads and did some rough calculations to estimate the cost of a ransomware attack. His estimate was higher than \$2Mil and he encouraged Committee members to consider \$5Mil. He further reported that human error is more likely the cause of an attack as was the case with the ECMC breach. It was suggested that fire service personnel who utilize the County network should be educated on the risks of using personal thumb drives and opening e-mails and attachments from unknown sources. Chair Clattenburg commented that the E911 Board should be a resource and provide guidance to ensure the system is protected. Ms. Ott stated that the most up-to-date quote information would be provided-the \$5mil coverage would cost \$36,061. Mr. Dejean of Lawley Genesee, who specializes in Cyber coverage, has been and will continue to be available to provide expertise and guidance. Mr. Gsell stated the self-insurance fund will be tapped to cover the cost of cyber insurance.

Mr. Earl explained that GCC installed water and sewer lines along the west side of the driveway entrance to provide water and sewer to the new buildings. The County would like the Town of Batavia to take over future maintenance and operation. An easement is required by the Town of Batavia. Legislator Hilchey asked who has maintained previously installed lines and if other easements exist. Mr. Earl stated he would look into the matter and report back to legislators. This was approved for placement on the next Legislature Agenda upon motion of Legislator Young seconded by Legislator Stein, carried unanimously.

The following referral was from the Human Services Committee upon motion of Committee Chair Young:


1. Appointments-Genesee County Youth Board seconded By Legislator Stein carried unanimously.

County Manager Jay Gsell explained that the Rotary Club of Batavia is again requesting use of the County Airport to hold their annual Fly-In Father's Day Breakfast. They are requesting use of the facility June 15, 16, 18, 19 for set up and tear-down and the actual breakfast will be June 17, 2018. This was approved for placement on the next Legislature Agenda upon motion of Legislator Young seconded by Legislator Stein, carried unanimously.

County Manager Gsell explained that Highway Superintendent Tim Hens is working closely with the contracted engineering firm of Clark Patterson Lee and engineer Tom Carpenter and expects to have a Water Master Plan document to the Public Service Committee on March 19, 2018. The document will provide adequate detail relating to the master plan for the countywide water plan. Legislator Stein commented that too much detail may be problematic. If details are included which evolve and do not come to fruition the County may come under much scrutiny and criticism. It was suggested that clarification be provided to ensure everyone understands that this is a plan and as such is subject to change. It was stated that the plan will include language that a review will occur every two years or more frequently if deemed necessary. Previously, the County was not always informed prior to projects, businesses and water districts being created. Mr. Gsell emphasized that it will be made clear the water master plan is a plan and not an absolute.

The next meeting of the Ways & Means Committee is Wednesday, March 21, 2018.

The meeting adjourned at 5:41PM upon motion of Legislator Stein seconded by Legislator Young, carried unanimously.



Marianne Clattenburg, Chair  
Ways & Means Committee  
Submitted 3/12/18 phl