

**FIFTH DAY  
GENESEE COUNTY LEGISLATURE  
Batavia, New York  
Wednesday, March 11, 2020**

The Genesee Legislature met in Regular Session on Wednesday, March 11, 2020 at 5:30PM at the Old Courthouse 7 Main Street, Batavia, New York. Legislator Dibble assisted with the audit. Prayer was offered by Legislator Torrey followed by the Pledge to the Flag.

United Way 2020 Campaign Chairmen Jocelyn Sikorski & Steve Zimmer announced the County goal is \$21,500. All departments are encouraged to participate. United Way Coordinator Tammy Hathaway announced the overall goal is \$350,000.

Minutes of the February 20, 2020 Legislature Meeting were approved upon motion of Legislator Maha seconded by Legislator Dibble, carried unanimously.

Legislature Chair Stein commented that the Chamber of Commerce held their annual awards dinner and extended congratulations to award recipients Tompkins Bank of Castile, My-T-Acres/Call Family, Purple Pony Therapeutic and Crossroads Director Jeff Allen. County Manager Jay Gsell did a fine job as co-emcee of the event. The GO-ART! Decentralization grants were announced and given out GO-ART! to local artists and musicians. The Genesee County Economic Development Center hosted their annual meeting where business partnerships were recognized. Richmond Memorial Library unveiled their U.S. Census Responding Station. Lastly, she shared a planner position opening with Genesee Finger Lakes Regional Planning Council.

The following are out-of-state travel requests:

1. Health Department Lead Program Darren Brodie travel to Worcester, MA for Lead Hazard Control and Health Home Grantee Meeting March 30-31 county cost \$303-reimbursed by HUD Lead Hazard Grant. Motion for approval by Legislator Yunker seconded by Legislator Clattenburg, carried.
2. EMS deputy Bill Schutt travel to Emmitsburg, MD for National Fire Academy Weekend April 3-5 county cost \$294. Motion for approval by Legislator Maha seconded by Legislator Hilchey, carried.
3. EMS Coordinator Tim Yaeger travel to Chicago, IL for 2020 National Homeland Security Conference June 29-July 3 county cost \$2,402-covered by grant funds. Motion for approval by Legislator Clattenburg seconded by Legislator Torrey, carried.
4. EMS staff Patnode, Dodson, Bouton & Schollard travel to Baltimore, MD for 2020 International HAZ MAT Conference June 2-4 county cost \$7,254-covered by grant funds. Motion for approval by Legislator Dibble seconded by Legislator Deleo, carried.
5. Highway Superintendent Tim Hens for travel to Orange Beach, AL for NACE Conference & passing of president's gavel April 18-23 county cost \$645. Motion for approval by Legislator Clattenburg seconded by Legislator Yunker, carried.
6. OFA Courtney Iburi for travel to Arlington, VA for National Service Training (RSVP) May 11-13 county cost \$1,125-covered by grant funding. Motion for approval by Legislator Clattenburg seconded by Legislator Maha, carried.
7. Justice for Children Advocacy Coordinator Teresa Asmus-Roth to Washington, DC for National Children's Alliance Leadership Conference May 31-June 3 cost to

county \$2,020-covered by grant funding. Motion for approval by Legislator Dibble seconded by Legislator Deleo, carried.

County Manager Jay Gsell stated he will attend Advocacy Day in Albany on March 25, 2020. He reminded those present of the fiscal impact of the US Census and that each person counted is approximately \$30,000 in grant funding and services.

Public Health Director Paul Pettit provided an update on COVID-19, Coronavirus, and emphasized we look at facts and stay away from rumor. He indicated his department is taking a calm and measured approach and has a response plan in place.

The Clerk proceeded with the Resolutions:

**RESOLUTION NO. 116**

**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 expired on December 31, 2019, 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 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, 2020 through December 31, 2020.

**Budget Impact:** Anticipated expenses of \$5,955 are included in the 2020 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 Maha seconded the resolution which was adopted by 279 votes, Legislator Young (47) absent.

**RESOLUTION NO. 117**

**RESCIND RESOLUTION NO. 51-2020 / 2020 BUDGET  
AMENDMENT/SALARY SCHEDULE AMENDMENT -  
COMMUNITY MENTAL HEALTH SERVICES/MENTAL  
HEALTH CLINICAL THERAPIST-APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, Resolution No. 51 of 2020 had a clerical error and the Director of the Community Mental Health Services is requesting an amendment to the 2020 Employee Salary Schedule to create one (1) Mental Health Clinical Therapist, F.T., in CSEA-General, Grade 19, and eliminate one (1) Intake Clerk, F.T., in CSEA-General, Grade 7 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 Legislature hereby rescinds Genesee County Resolution NO. 51 of 2020 and Be it further

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2020 Employee Salary Schedule by creating one (1) Mental Health Clinical Therapist F.T., in CSEA-General, Grade 19, and eliminating one (1) Intake Clerk, F.T., in CSEA-General, Grade 7 in Employee Salary Schedule effective February 12, 2020 and be it further,

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

Increasing A4310. .1620.10	Medicaid Managed Care	\$11,940.00
Increasing A4310. .1620.11	Medicaid Regular	\$ 7,073.00
Increasing A4310. .1620.12	Medicare	\$ 779.00
Increasing A4310. .1620.15	Third Party	\$ 1,825.00
Increasing A4310. .1620.16	Self-Pay	\$ 766.00

AND

Increasing A4310. .1010.0000	Personnel Services by	\$18,609.00
Increasing A4310. .8010.0000	Social Security Tax by	\$ 1,154.00
Increasing A4310. .8011.0000	Medicare Tax by	\$ 270.00
Increasing A4310. .8020.0000	Retirement by	\$ 2,350.00

**Budget Impact Statement:** Budget amendment required: Increase to 2020 Budget by \$22,383.00 due to MH Clinical Therapist position being a higher grade than an Intake Clerk position.

Legislator Yunker seconded the resolution which was adopted by 279 votes, Legislator Young (47) absent.

**RESOLUTION NO. 118 RENEWAL OF CONTRACT – OFFICE FOR THE AGING REGISTERED DIETITIAN SERVICES – APPROVAL OF**

Legislator Maha 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 3rd renewal of a five year contract with potential for 2 additional 1 year 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, 2020 – March 31, 2021.

**Budget Impact:** Neutral. \$36 per hour for 8 hours of dietitian service per week, not to exceed \$14,976 annually, is already budgeted in the county 2020 Office for the Aging budget.

Legislator Deleo seconded the resolution which was adopted by 279 votes, Legislator Young (47) absent.

**RESOLUTION NO. 119 PERFORMANCE INCENTIVE ACCEPTANCE/BUDGET AMENDMENT – HEALTH DEPARTMENT – APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS,** The Public Health Department participated in the 2019 Local Health Department Performance Incentive Program and scored a 100% reporting compliance during the performance period, and

**WHEREAS,** The New York State Department of Health has awarded the Genesee County Public Health Department \$21,774 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 \$21,774 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 2020 Genesee County Budget by increasing Appropriations A4010 4560.0000 Personnel Travel by \$4,000 and A4010 4800.0000 Program Expense by \$17,774 to be offset by an increase of \$21,774 in A4010 3401 State Aid, Public Health.

**Budget 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 Clattenburg seconded the resolution which was adopted by 279 votes, Legislator Young (47) absent.

**RESOLUTION NO. 120 BUDGET ITEM TRANSFER – HEALTH DEPARTMENT/  
WEIGHTS & MEASURES – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS,** Genesee and Orleans County are committed to providing essential Public Health Services to their county residents, and

**WHEREAS,** Resolution No. 33-20 did authorize an amendment to the inter- municipal Agreement with the Orleans County Legislature and the Genesee/Orleans County Board of Health to provide a Shared Weights & Measures Director effective January 6, 2020, and

**WHEREAS,** The Committees on Human Services And Ways and Means did review this Budget Item Transfer 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 transfer of \$40,000 from A6610 1010.0000 to A6610 4660.0000 Contracted-Other.

**Budget Implications:** Transfer \$40,000 from A6610 1010.0000 Personal Services to A6610 4660.0000 Contracted-Other.

Legislator Hilchey seconded the resolution which was adopted by 279 votes, Legislator Young (47) absent.

**RESOLUTION NO. 121 GRANT ACCEPTANCE – HEALTH DEPARTMENT/  
IMMUNIZATION ACTION PLAN – 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 the Genesee County’s Lead Immunization Action Plan contract has been approved in the amount of \$31,050, 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 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 Immunization Action Plan contract for the period April 1, 2020 through March 31, 2021 in the amount of \$31,050, and to execute any and all other documentation related to this funding

**Budget Implications:** \$31,050 is included in the 2020 Dept. 4010 – Health Department Budget.

Legislator Yunker seconded the resolution which was adopted by 279 votes, Legislator Young (47) absent.

**RESOLUTION NO. 122 CONTRACT - HEALTH DEPARTMENT/ VIKEN DETECTION – APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, The Public Health Director did present an agreement with Viken Detection to purchase a HUD certified XRF machine, soil kit, extender pole, and resourcing service, 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 is hereby authorized and directed to execute a contract with Viken Detection at 21 North Ave. Burlington, MA 01803 to purchase products not to exceed \$21,540.

**Budget Impact Statement:** All expenses (\$21,540) associated with the agreement with Viken Detection are included in the 2020 4010 budget. All expenses associated with this contract will be reimbursed by the HUD Lead Hazard Grant. The cost to the county is \$0.

Legislator Maha seconded the resolution which was adopted by 279 votes, Legislator Young (47) absent.

**RESOLUTION NO. 123 CONTRACT– HEALTH DEPARTMENT/PRESCHOOL SUPPORTIVE HEALTH SERVICES PROGRAM – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Public Health Director did present a contract 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 Amatina Frank for the provision of **Related Services** in the Preschool Supportive Health Services Program (PSSHSP) for the period February 1, 2020 through June 30, 2021 per the 2019-2021 PSSHSP rate schedule

**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 Clattenburg seconded the resolution which was adopted by 279 votes, Legislator Young (47) absent.

**RESOLUTION NO. 124 GRANT ACCEPTANCE/BUDGET AMENDMENT – HEALTH DEPARTMENT/ FDA RETAIL FOOD PROTECTION SEMINAR -APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, The Public Health Department applied for funds to support attending the 2020 FDA Retail Food Protection Seminar as part of the Retail Standards Grant Program, and

**WHEREAS**, The Association of Food and Drug Officials has awarded the Genesee County Public Health Department \$2,650 funded by the Food and Drug Administration 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 \$2,650 as specified in Federal statutes and regulations including applicable parts of 45 CFR Parts 74 and 92 and Be it further

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2020 Genesee County Budget by increasing Appropriations A 4010 4560.0000 Personnel Travel by \$2,650 to be offset by an increase in A 4010 4401.70 Federal Aid – FDA Seminar of \$2,650.

**Budget Implications:** An increase in expenditures in the amount of \$2,650 to be offset by an increase in revenue of \$2,650. No county cost.

Legislator Dibble seconded the resolution which was adopted by 279 votes, Legislator Young (47) absent.

**RESOLUTION NO. 125 CONTRACT RENEWAL– HEALTH DEPARTMENT/  
TUBERCULOSIS CONSULTATIVE AND EDUCATIONAL  
SERVICES – APPROVAL OF**

Legislator Deleo 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 backdated to January 1, 2020 and continuing through December 31, 2020 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 Statement:** Expenses related to this contract are eligible for full reimbursement under Article 6 - State Aid Funding for General Public Health Works.

Legislator Clattenburg seconded the resolution which was adopted by 279 votes, Legislator Young (47) absent.

**RESOLUTION NO. 126     CONTRACT RENEWAL - HEALTH DEPARTMENT/  
PRIORITY MEDICAL BILLING – APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, The Public Health Director did present a contract renewal with Priority Medical Billing to provide third party billing to the 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 with Priority Medical Billing, 41 Brigham Circle, Honeoye Falls, NY 14472 to provide billing services backdated to January 1, 2020 through December 31, 2020.

**Budget Impact Statement:** Expenses are included in the 2020 4010 budget

The cost to the county is \$0 all expenses are eligible for state aid reimbursement.

Legislator Clattenburg seconded the resolution which was adopted by 279 votes,

Legislator Young (47) absent.

**RESOLUTION NO. 127     GENESEE-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 2020 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, 2020 through December 31, 2020 at a cost not to exceed six thousand five hundred dollars (\$6,500.00).

**Budget Impact Statement:** 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 Dibble seconded the resolution which was adopted by 279 votes, Legislator Young (47) absent.

**RESOLUTION NO. 128     2020 SALARY SCHEDULE AMENDMENT - BOARD OF  
ELECTIONS – APPROVAL OF**

Legislator Hilchey offered the following resolution:

**WHEREAS**, Election Commissioner Richard Siebert has stated that due to new Election Law mandates in regards to Early Voting, new equipment required and increase in volume of work a new part time Republican BOE Clerk/Machine Technician is needed, and

**WHEREAS**, a Democratic BOE Clerk/Machine Technician has already been previously approved and hired, and

**WHEREAS**, The Committee on Ways and Means did review the request and does recommend approval at this time, now therefore, be it

**RESOLVED**, That the Genesee County Treasurer and Human Resources Director are authorized and directed to amend the 2020 Genesee County Management Salary Schedule by creating one part time position of Clerk/Machine Technician at a rate of \$20.00 per hour effective March 12, 2020.

**Budget Impact Statement:** The current part time budgeted salary of \$55,000 should be sufficient for 2020. Legislator Deleo seconded the resolution which was adopted by 279 votes, Legislator Young (47) absent.

**RESOLUTION NO. 129      CONTRACT-COUNTY OF GENESEE-CSEA EMPLOYEE BENEFIT FUND**

Legislator Dibble offered the following resolution:

**WHEREAS**, during contract negotiations the CSEA union proposed to add a Dental and Vision plan option in addition to the County sponsored plan at the sole expense of the union member, and

**WHEREAS**, as part of the ratification of the 2020-2023 CSEA union contract, the County agreed to permit the CSEA bargaining unit members and their dependents to enroll, at the sole expense of the member, in the Solstice Dental and Vision Plan. The cost of such coverage will be paid by each enrolled member by means of biweekly payroll deductions on a pre-tax basis. Now, therefore, Be it

**RESOLVED**, that the Chair of the Genesee County Legislature is hereby authorized and directed to execute the agreement between CSEA Employee Benefit Fund, 1 Lear Jet Lane, Suite 1, Latham, NY 12110 and the County of Genesee to deduct biweekly payroll deductions from enrolled members at the rates and terms as outlined in the agreement, effective April 1, 2020.

**Budget Impact:** No budget impact.

Prior to the vote Legislator Clattenburg thanked all parties involved for a good agreement.

Legislator Maha seconded the resolution which was adopted by 279 votes, Legislator Young (47) absent.

**RESOLUTION NO. 130      2020 BUDGET AMENDMENT/CONTRACT AGREEMENT-PLANNING DEPARTMENT – APPROVAL OF**

Legislator Hilchey offered the following resolution:

**WHEREAS**, New York State allocated \$84,558 in grant funding to Genesee County to perform outreach activities throughout the Census 2020 enumeration period, and

**WHEREAS**, A stipulation of the grant is that a portion of the funding be spent through not-for-profit agencies, and

**WHEREAS**, Genesee County posted an RFP for a partner not-for-profit with one responded, Community Action of Orleans and Genesee, and

**WHEREAS**, The Genesee Complete Count Committee reviewed and approved the application put forth by Community Action of Orleans and Genesee and recommends entering into an agreement per the scope of work as supported by the Complete Count Committee, Now, therefore, Be it



**RESOLVED**, that the Chair of the of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents and agreement between the County of Genesee and Community Action of Orleans and Genesee, and Be it Further

**RESOLVED**, that the Genesee County Treasurer is hereby authorized and directed to amend the 2020 Genesee County budget to increase the revenue account A.8020.3902 St Aid-Planning Studies in the amount of \$84,558 and increase the expense account A.8020.4600.0000 Contracted Services in the amount of \$84,558.

**Budget Impact:** No net county cost. The expenses will be matched by State grant funding. Legislator Dibble seconded the resolution which was adopted by 279 votes, Legislator Young (47) absent.

**RESOLUTION NO. 131      AUTHORIZING CHAIRPERSON OF THE GENESEE COUNTY LEGISLATURE TO SIGN THE LETTER OF DIRECTION- ELIMINATING BARRIERS TO HOUSING IN NEW YORK PROGRAM – APPROVAL OF**

Legislator Hilchey offered the following resolution:

**WHEREAS**, Genesee County is an eligible grantee under the Eliminating Barriers to Housing in New York (EBHNY) Program, and can either apply for the funding directly or direct its grant funding to an eligible subgrantee, and

**WHEREAS**, Genesee County does not intend on applying for grant funding under the EBHNY Program, and

**WHEREAS**, Housing Opportunities Made Equal, Inc. (HOME), an eligible grantee out of Erie County, NY, is requesting grant funding in an amount not to exceed \$1.2 million to support efforts to remove barriers to housing choice throughout the State of New York and to improve the housing stock to make it safe, decent, and affordable, as well as more accessible for people with disabilities, and

**WHEREAS**, HOME, Inc, currently serves residents in Genesee County, and this additional funding will only enhance this level of service. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature hereby authorizes the Chair of the Genesee County Legislature to sign the Letter of Direction for the Eliminating Barriers to Housing in New York Program, directing its grant funding to Housing Opportunities Made Equal, Inc., which is an eligible subgrantee in accordance with the Eliminating Barriers to Housing in New York Program.

Legislator Clattenburg seconded the resolution which was adopted by 279 votes, Legislator Young (47) absent.

**RESOLUTION NO. 132      CONTRACT - SECURITY UPGRADES – CAPITAL PROJECT – APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Assistant County Manager did receive a Security Systems Phase 2 Proposal from Linstar Inc., which is under NYSOGS Contract #PT-68825. The proposed contract with Linstar is to expand onto Genesee County's existing Galaxy Access Control, Ocularis Video Surveillance and Airphone Video Intercom System, and

**WHEREAS**, The Assistant County Manager and County Attorney have reviewed the contract and do recommend awarding a contract at this time, and

**WHEREAS**, The Ways and Means Committee 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 contracts with Linstar Inc., 430 Lawrence Bell Drive, Suite 1, Buffalo, New York 14221, NYSOGS Contract #PT-68825, at a cost not to exceed \$56,385

**Budget Impact:** Contract expense of \$56,385 will be covered by Building Security Upgrades Capital Project, which is funded by 1% Sales Tax.

Legislator Torrey seconded the resolution which was adopted by 279 votes, Legislator Young (47) absent.

**RESOLUTION NO. 133**

**ABANDON PUBLIC USE OF A PORTION OF AG PARK WEST DRIVE AND APPROVE ITS SALE-COUNTY ATTORNEY**

Legislator Hilchey offered the following resolution:

**WHEREAS**, the County of Genesee owns approximately 2.336 acres of land that has been previously dedicated by the County Legislature as a right-of-way forming an extension of Ag Park Drive West, that is currently being primarily used by the Highway Department as a second entrance to the highway buildings, and

**WHEREAS**, the County has received a Purchase and Sale Contract from UNC Real Estate II, LLC (hereinafter “Purchaser”) to buy approximately 1 acre of the aforesaid 2.336 acres for the price of \$50,000 per acre, based upon an instrument survey to be obtained and paid for by the Purchaser, and

**WHEREAS**, the Highway Superintendent has recommended the sale since this 1 acre parcel is not essential to County use since the Highway buildings can be accessed from the main entrance that was used before the County’s acquisition of the 2.336 acres in 2014, and

**WHEREAS**, at the request of the Highway Superintendent the Purchaser has agreed to enter into a proposed “License Agreement” which allows the County to retain the use of the sale area, with the duty to continue to repair and maintain the same, until such time as the purchaser provides 90 days prior notice to the County that the license permission will be terminated, and

**WHEREAS**, the County Attorney, Highway Superintendent, County Manager and Assistant County Manager have reviewed both the Purchase and Sale Contract and the License Agreement and recommend approval of the same, 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 County Legislature does hereby determine that the approximate 1 acre portion of the 2.336 acres of land owned by the County, which is currently being used as a right-of-way as part of Ag Park West Drive, is no longer necessary for public use, and Be it further

**RESOLVED:** that a “Purchase and Sale Contract for Lots, Vacant Land and Farms”, signed by the Purchaser on February 18, 2020, is hereby approved to sell the approximate 1 acre parcel of land to the Purchaser for the price of \$50,000 per acre, and the Chair of the Legislature is hereby authorized and directed to execute this Contract on behalf of the County; together with such other and further documents that are necessary to complete the transfer, and Be it further

**RESOLVED:** that a proposed “License Agreement” executed on behalf of the Purchaser is hereby approved and the Chair of the Legislature is hereby authorized and directed to execute this License Agreement on behalf of the County.

Legislator Clattenburg seconded the resolution which was adopted by 279 votes, Legislator Young (47) absent.

**RESOLUTION NO. 134**

**AMENDMENT TO TRAVEL REQUEST AND AUTHORIZATION POLICY – APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, It is the policy for Genesee County to provide reasonable reimbursement to its employees for expenses incurred while traveling on authorized County business, and **WHEREAS**, The Travel Request and Authorization Policy was amended in 1984 by Resolution No. 198, in 1985 by Resolution No. 63, in 1990 by Resolution No. 210, in 2000 by Resolution No. 238, and in 2007 by Resolution No. 491, and **WHEREAS**, The Legislature did request an update to the current policy to include Legislative approval on all out-of-state travel. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby adopt the Travel Request and Authorization Policy as submitted by the County Manager, and Be it Further

**RESOLVED**, That copies of said policy be forwarded to all departments of Genesee County

**Budget Impact:** No financial implications to the operating budgets

Legislator Maha seconded the resolution which was adopted by 279 votes, Legislator Young (47) absent.

**RESOLUTION NO. 135      RATIFICATION OF/BUDGET TRANSFER – SHERIFF’S EMPLOYEE ASSOCIATION UNION CONTRACT FOR 2020 THROUGH 2022– APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The Genesee County Manager’s Office, Human Resource Director and Sheriff’s Administration did present a successfully completed Collective Bargaining Agreement with the Sheriff’s Employee 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 Sheriff’s Employee Association, the Genesee County Sheriff and the County of Genesee for the period January 1, 2020 through December 31, 2022, and, Be it further

**RESOLVED**, That the Genesee County Legislature does hereby authorize the Genesee County Treasurer to make the following 2020 budget transfers:

\$77,845	from	Contingency	A.1990.4800.0000	Program Expense
\$22,811	to	Communications	A.3020.1010.0000	Personal Services
\$ 855	to	Communications	A.3020.1060.0100	Special Pay – Holiday
\$ 869	to	Communications	A.3020.1060.0500	Briefing
\$ 1,521	to	Communications	A.3020.8010.0000	Social Security
\$ 356	to	Communications	A.3020.8011.0000	Medicare
\$ 3,067	to	Communications	A.3020.8020.0000	Retirement
\$ 89	to	Communications	A.3020.8030.0000	Medical
\$37,956	to	Jail	A.3150.1010.0000	Personal Services
\$ 2,266	to	Jail	A.3150.8010.0000	Social Security
\$ 530	to	Jail	A.3150.8011.0000	Medicare
\$ 5,425	to	Jail	A.3150.8020.0000	Retirement
\$ 2,100	to	Jail	A.3150.8030.0000	Medical

**Budget Impact Statement:** Additional costs associated with contract settlement were included in the 2020 Adopted Budget.

Legislator Maha seconded the resolution which was adopted by 279 votes, Legislator Young (47) absent.

**RESOLUTION NO. 136      RESOLUTION CALLING ON THE GOVERNOR AND NEW YORK STATE LEGISLATURE TO PRESERVE THE ZERO PERCENT MEDICAID GROWTH CAP FOR ALL COUNTIES AND NEW YORK CITY**

Legislator Clattenburg offered the following Resolution:

**WHEREAS**, Genesee County adopts and endorses the resolution adopted by the New York State Association of Counties at their 2020 Legislative Conference on January 29, 2020; and

**WHEREAS**, spending in New York state for Medicaid is the single largest expense in the State budget; and

**WHEREAS**, the funding to support the Medicaid program is provided by a combination of federal, state and local resources; and

**WHEREAS**, the required county and New York City contribution is \$7.6 billion annually; and

**WHEREAS**, the local share of Medicaid funding paid in New York is the highest of any state in the country and is more than what 43 individual states pay in state share for their Medicaid programs; and

**WHEREAS**, this large local funding share for Medicaid and other state programs is a major contributor to New York's high local tax burden compared to other states; and

**WHEREAS**, the Governor and legislative leaders recognize the fiscal burden the financing of Medicaid is for local taxpayers and initiated steps to relieve part of that burden by capping the growth in local costs in this program; and

**WHEREAS**, one of the most prominent property tax reduction and mandate relief initiatives in state history was Governor Cuomo's establishment of the zero percent Medicaid growth cap; and

**WHEREAS**, this zero percent growth cap enables counties to keep funding for the growing cost of many vital state programs and services, while continuing local quality of life services demanded by taxpayers; and

**WHEREAS**, the Medicaid budget is facing billions of dollars in annual deficits over the next several years; and

**WHEREAS**, these Medicaid deficits are contributing to the largest budget deficit the state has faced since the Great Recession; and

**WHEREAS**, the Governor's Executive Budget Recommendation is proposing a variety of ways to address these combined fiscal shortfalls; and

**WHEREAS**, budget proposals advanced by the Governor rely on \$150 million in Medicaid program costs assumed by local taxpayers; and include:

- Using county government federal enhanced medicaid match savings;
- Losing state Medicaid growth cap if counties breach the state property tax cap;
- Shifting the local share of Medicaid growth above 3% to counties, if counties cannot contain costs under 3%; and

**WHEREAS**, counties do not have tools to control the Medicaid program growth; some of these limitations include:

- The ability to audit the Medicaid program;
- The ability to control the cost of perscription drugs;
- The ability to set provider reimbursement rates;
- The ability to modify eligiblity and benefit levels for Medicaid recipients;
- The ability to control changing demographics across the state;
- The ability to control provider contracts; and

**WHEREAS**, if state experts in the Medicaid program are unable to develop solutions to control growth in the Medicaid program, it will be difficult for counties to do so, since they do not have this authority to control costs.

**NOW, THEREFORE, BE IT RESOLVED**, that the Genesee County Legislature urges the Governor and legislative leaders to maintain the zero percent Medicaid growth cap for counties and New York City as they address state budget shortfalls in order to keep downward pressure on the local tax burden; and **BE IT FURTHER RESOLVED** that copies of this resolution be sent to Governor Andrew M. Cuomo, the New York State Legislature, and all others deemed necessary and proper.

Legislator Hilchey seconded the resolution which was adopted by 279 votes, Legislator Young (47) absent.

**RESOLUTION NO. 137 COUNTY AUDIT –MARCH 11- APPROVAL OF**

Legislator Clattenburg offered the following resolution:

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

General Fund	\$	668,420.07
Highway		38,339.11
Water Fund		56,113.68
Self Insurance		7,282.60
DSS Abstracts		541,548.45
<b>Capital Projects</b>		
Highway- Tower Hill Road Bridge Over Spring Creek		6,826.83
Highway- Meadville Road Bridge Over Canal Creek		6,046.10
Highway- Sharrick Road Bridge Over Murder Creek		13,343.83
Highway- Judge Road Bridge Over Whitney Creek		5,424.24
Public Safety-Communication Tower		651.00
<b>Payroll – General</b>		
February 28, 2020		1,601,183.17
<b>Medicaid</b>		
March 3, 2020		177,332.00
March 10, 2020		<u>177,332.00</u>
<b>Total Audit</b>	\$	3,299,843.08

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 279 votes, Legislator Young (47) absent.

At 6:15 PM the meeting adjourned upon motion of Legislator Deleo, seconded by Legislator Dibble, carried.