

Present: Committee Members - Legislator Maha, Clattenburg, Klotzbach and Yunker. Legislator Dibble, Deleo and Stein were also in attendance. Legislature Clerk Lisa Casey, County Manager Matt Landers, Assistant County Manager Tammi Ferringer, County Attorney James Wujcik, District Attorney Kevin Finnell, and Confidential Secretary Lacie Snell, Public Defender, Jerry Ader, Genesee Justice Program Coordinator Diana Prinzi, Justice for Children Program Coordinator Theresa Roth, Emergency Management Coordinator, Timothy Yaeger, Sheriff William Sheron, Assistant County Engineer Laura Wadhams, Highway Superintendent Tim Hens, Project Executive, Mark Bollin, Senior Project Manager, Carl York, Senior Project Superintendent, Randy Babbitt, with the Pike Company, Assigned Counsel Kristie L DeFreze from Bonarigo & McCutcheon Attorneys, Joanne Beck-The Batavian and Brian Quinn Batavia Daily (zoom).

The Public Service Committee Meeting was called to order on Monday, May 16, 2022 by Legislator Maha at 4:30 PM. The meeting was held in the Legislature Conference Room of the Old Court House located at 7 Main Street. Zoom video was offered to the public.

Minutes of the April 18, 2022 Public Service Committee meeting were approved upon motion of Legislator Clattenburg seconded by Legislator Klotzbach, carried unanimously.

Project Executive Mark Bollin gave a jail update. He introduced members of his team Carl and Randy, discussed: Project safety, Contracts, Bonds, Insurance, Preconstruction meeting, Storm Water Pollution Prevention Plan, Schedule, NYS Commission of Corrections, Communications, Groundbreaking Ceremony.

Emergency Management Coordinator Timothy Yaeger requested a permission to apply for Emergency Management/Two Hazard Mitigation Grant Program Funding and FY22 SHSP/SLETPP Grant Program, approved to apply by Legislator Clattenburg and seconded by Klotzbach.

Genesee Justice Program Coordinator Diana Prinzi requested Permission to Apply – NYS DCJS ATI – Employment and Jail based CBI Program RFP, approved to apply by Legislator Yunker and seconded by Legislator Klotzbach.

Sheriff William Sheron discussed the following resolutions:

A renewal agreement for additional law enforcement services for six flags Darien, LLC. Request to enter into an agreement with Six Flags Darien, LLC (“Darien Lake whereby the Sheriff’s Office would provide additional law enforcement services at Darien Lake and its Performing Arts Center for the 2022 operating/concert season. May 31, 2022 through May 31, 2023. Funds have been allocated in the 2022 budget and will be offset by revenue billed back to entities for additional law enforcement services. This was approved for placement on the next Legislature Agenda upon motion of Legislator Clattenburg seconded by Legislator Klotzbach, carried unanimously.

A renewal agreement with Western Regional OTB whereby the Sheriff’s Office would provide additional law enforcement services at Batavia Downs Gaming for its 2022 summer concert season. June 1, 2022 through May 31, 2023 based on the same terms and conditions from 2021, with the exception of an increase in rates per the Deputy Sheriff’s Association (DSA) and

Sheriff's Employees' Association (SEA) *Labor Agreements* and a decrease in the retirement rates. Funds have been budgeted in the 2022 budget and will be offset by revenue billed back to entities for additional law enforcement services. This was approved for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Clattenburg, carried unanimously.

Request to enter into an agreement with Village of Bergen. A contract for additional law enforcement patrols for the Village from June 1, 2022, through May 31, 2023, for a total budget not to exceed \$15,000. Appropriation of \$15,000 offset by revenue billed back to entities for additional law enforcement services in a like amount. . This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Klotzbach, carried unanimously.

Requested approval for additional law enforcement services to Six Flags Darien Lake and its Performing Arts Center for the 2022 operating/concert season. In order to better provide these increased additional law enforcement services for 2022 and beyond, the Sheriff is requesting the creation of five (5) additional seasonal Deputy Sheriff Positions, beginning May 15 through September 30 of each year, for a total of 25 seasonal Deputy Sheriffs. Request to amend the 2022 Employee Salary Schedule by creating five (5) additional seasonal Deputy Sheriff Positions in DSA Grade 12. . This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Clattenburg seconded by Legislator Dibble, carried unanimously.

Genesee County Sheriff's Office has taken ownership of a 1997 Ford Pick Up Truck pursuant to a court order dated September 3, 2015, as a result of a joint investigation between the Sheriff's Office and the New York State Department of Taxation and Finance. Requested this 1997 Ford Pick Up Truck be declared surplus property. Revenue from the auction or scrap processing of this vehicle to be appropriated to Sheriff's Revenue Account. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Klotzbach, carried unanimously.

Genesee County Sheriff's Office has taken ownership of a 2008 Ford Escape, pursuant to a court order as the result of a drug case forfeiture. Requested the 2008 Ford Escape be declared surplus property. Revenue from the sale or scrap processing of this vehicle to be appropriated to Sheriff's Revenue. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Klotzbach seconded by Legislator Yunker, carried unanimously.

Request to amend Resolution No. 188-2022 to correct language for the Wyoming County Prisoner Housing Contract. Requested Chair to sign the revised contract with Wyoming County for the continuance of housing of Genesee County prisoners at the Wyoming County Jail. This was approved for placement on the next Legislature Agenda upon motion of Legislator Klotzbach seconded by Legislator Clattenburg, carried unanimously.

District Attorney Kevin Finnell requested a grant acceptance to aid in prosecution. Requested the Chair 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. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Klotzbach seconded by Legislator Clattenburg, carried unanimously.

Public Defender, Jerry Ader recommended a one-year contract between the Genesee County and West Publishing Corporation, Thomson Reuters-West for the use of its online “CLEAR Proflex” platform. Funds for this contract in the amount of \$1,892 for the remainder of this year are budgeted in the 2022 Budget. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Klotzbach, carried unanimously.

Superintendent of Highway Tim Hens discussed the following:

Request to amend a capital project and amend the 2022 budget for state funded highway constructions. The State of New York has provided Genesee County with Consolidated Local Street and Highway Improvement Program (CHIPS), Extreme Winter Recovery (EWR), Pave Our Potholes (POP), and PAVE-NY funding. The following capital projects as required:

Amend Projects:

Title	Source	Amendment
Highway Chipseal	CHIPS	Add \$585,851 from 2022 CHIPS
Highway Overlay	CHIPS	Add \$275,281 from 2022 CHIPS
	EWR	Add \$369,997 from 2022 EWR
Hwy Surface Treatment	PAVE-NY	Add \$570,744 from 2022 PAVE-NY
	POP	Add \$380,496 from 2022 POP
Highway Recycling	CHIPS	Add \$975,707 from 2022 CHIPS
Road Machinery	CHIPS	Add \$200,000 from 2022 CHIPS

2022 CHIPS allocation is \$2,036,939; 2022 PAVE-NY allocation is \$570,744, 2022 EWR allocation is \$369,997 and 2022 POP allocation is \$380,496. Total 2021 allocation from all state fund sources equals \$2,976,403, which is an increase of \$381,673 from the prior year. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Clattenburg seconded by Legislator Klotzbach, carried unanimously.

Grant Submission was successful in applying for an Intermunicipal Grant (IMG) through the NYS Environmental Facilities Corporation. The IMG can be used to development water infrastructure. The total award under the IMG program is \$1.213 million. The estimated cost of the remaining four pump stations is approximately \$3.2 million and is included in the Phase 2 MCWA bonding. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Clattenburg seconded by Legislator Yunker, carried unanimously.

Grant submission of a 2022 State Economic & Infrastructure Development (SEID) grant to construct a new 1 million gallon water storage tank on North Rd in the Town of Le Roy. The Northern Border Regional Commission (NBRC) provides a competitive reimbursement grant program to assist with the construction of this water infrastructure project. The total maximum award permitted under the SEID program is \$1 million. The estimated cost of the North Rd Water Storage Tower is \$4.962 million and will be funded from the water fund and or future MCWA borrowing. This was referred to Ways & Means Committee with a recommendation for

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

A recommendation to close of capital project which is pertaining to Pratt Road Bridge over Tonawanda Creek. There will be \$7,061.42 back to the General Fund-Building & Equipment Reserve-Roads & Bridges. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Klotzbach seconded by Legislator Yunker, carried unanimously.

An award of a bid for tractor and attachments. Requested authorization to purchase a 2022 Kubota KUM6-111HDC Tractor, Boom Mower, Saw Head, Grass Flail and accessories at a cost of \$203,562.55 from Bentley Brothers, to be paid from the Road Machinery Capital Project. Road Machinery Capital Project has an available balance of \$374,455.19 available for this purchase. This was approved for placement on the next Legislature Agenda upon motion of Legislator Klotzbach seconded by Legislator Yunker, carried unanimously.

Requested a contract amendment to Carpi Clay for the Countywide Water project. Highway Superintendent recommended to increase amount to allow for the full term of the annual contract for the purpose of providing strategic counsel and governmental relations The original consultant agreement was for \$60,000, which was the amount, remaining in the 2021 Water Fund for professional services when approved. The annual contract runs through July 31, 2022 and the authorized amount allowed by the resolution needs to be increased by \$24,000 to allow for the remainder of the contract term to be properly funded. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Clattenburg seconded by Legislator Klotzbach, carried unanimously.

Assigned Counsel, Kristie DeFreze Esq. from Bonarigo & McCutcheon Attorneys provided a report discussing the following: Their panel attorneys, referrals, Covid19- impact, budget and ILS Grant Funds.

A request from the Highway Superintendent was submitted to Legislature for reappointment. Mr. Timothy Hens has requested to be reappointed as Genesee County Highway Superintendent, effective May 25, 2022 through May 25, 2026. . This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Clattenburg seconded by Legislator Klotzbach, carried unanimously.

The meeting adjourned at 4:58 pm upon motion of Legislator Clattenburg seconded by Legislator Klotzbach, carried unanimously

Gary T. Maha 6-13-22

Gary Maha, Chair to Public Service Committee  
Submitted 6-9-22 lkc