

Present: Committee Legislator Clattenburg, Maha, Torrey, Yunker (appointed in absence of Stein). Also present Legislator Deleo, Dibble. County Manager Matt Landers, Highway Superintendent Tim Hens, County Attorney Jim Wujcik, Confidential Secretary to County Attorney Paula Beck, Compliance Officer Pam LaGrou, Genesee Community College President Dr. James Sunser, Vice President of Finance and Operations Gina Weaver. Also present: Brian Quinn with the Daily News and JoAnne Beck with the Batavian.

Ways and Means Committee Chair Clattenburg opened the meeting of the Ways and Means Committee at 4:30 p.m. on Wednesday, May 17, 2023, in the Legislative Conference Room in the Old Court House. Ways and Means Committee Chair Clattenburg amended the agenda by changing the title and resolution from referring to a grant acceptance to a donation acceptance. Also changed title and resolution to reflect an additional part-time Temporary Emergency Services Dispatcher. Motion to approve the amended agenda by Legislator Maha seconded by Legislator Torrey, carried unanimously.

Minutes of the May 3, 2023 Ways and Means Committee meeting were approved upon motion of Legislator Maha seconded by Legislator Yunker, carried unanimously.

Genesee Community College President Dr. James Sunser and Vice president of Finance and Operations Gina Weaver presented a proposed operating budget for academic year 2023-2024 in the amount of \$37,350,000 with a sponsor share of \$2,786,374. Pursuant to law, it is necessary to hold a public hearing on said budget prior to adoption. Dr. Sunser requested that a Public Hearing shall be held on the proposed operating budget for Genesee Community College for academic year 2023-2024 at 5:30 PM on Wednesday, June 14, 2023 at the Old Courthouse, 7 Main Street, Batavia, New York. This was approved for placement on the next Legislature Agenda upon motion of Legislator Torrey seconded by Legislator Maha, carried unanimously.

Genesee Community College President Dr. James Sunser and Gina Weaver presented to the Genesee County Legislature the proposed operating budget of Genesee Community College for the academic year 2023-2024 in the amount of \$37,350,000. The Board of Trustees has approved the amount of \$2,786,374 as the sponsor's share of the proposed current operating budget for Genesee Community College. Dr. Sunser recommended Legislature to approve the proposed 2023/2024 operating budget of the Genesee Community College in the amount of \$37,350,000 for academic year 2023-2024. Also recommended the Legislature approve the sponsor's share of the operating budget of the Genesee Community College for the fiscal year September 1, 2023 through August 31, 2024 in the amount of \$2,786,374 and cause the same to be included in the County Tax levy for the year 2023. This is a modest budget with \$150,000 more in the budget, with the lowest tuition in the State. This was approved for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Torrey, carried unanimously.

Compliance Officer Pam LaGrou reported Genesee County updated its Corporate Compliance Plan (Reso. 104-2023) to integrate required elements of the finalized rules of the Office of the Medicaid Inspector General (OMIG). In 2017, Genesee County Contractor Fraud Prevention Policy and Employee Fraud Prevention Policy were adopted

(Reso. 132-2017). Both Fraud Prevention Policies require updates to be in alignment with the above referenced OMIG rules and have been reviewed by the County Attorney, Compliance Committee Members and Compliance Officer and all recommend adoption of said policies. Pam LaGrou recommended that the Legislature adopt the Genesee County Contractor Fraud Prevention Policy and Employee Fraud Prevention Policy as submitted by the Genesee County Compliance Officer. This was approved for placement on the next Legislature Agenda upon motion of Legislator Maha seconded by Legislator Torrey, carried unanimously.

County Manager Matt Landers presented a policy and procedure that outlines what documents are required when Department Heads or their designee bring governmental business to the Legislature for action. Policy GC-050 Resolutions and Legislative Documents identifies the following policy statement; it is the policy of Genesee County to establish a protocol for Department Heads or their designee to prepare resolutions and provide required supporting back-up documentation for Committee and Legislature consideration. Mr. Landers recommended that Legislature approve and adopt GC-050 Resolutions and Legislative Documents Policy. This was approved for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Maha, carried unanimously.

County Manager Matt Landers reported that 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 \$469,976.12. Recommended 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	\$	110,175.18
Town of Alabama	\$	8,412.02
Town of Alexander	\$	27,606.46
Town of Batavia	\$	102,188.96
Town of Bergen	\$	12,215.15
Town of Bethany	\$	17,252.44
Town of Byron	\$	12,933.80
Town of Darien	\$	29,548.18
Town of Elba	\$	11,242.94
Town of LeRoy	\$	35,768.49
Town of Oakfield	\$	12,056.45
Town of Pavilion	\$	24,859.10
Town of Pembroke	\$	25,400.70
Town of Stafford	\$	20,007.16
Village of Alexander	\$	2,550.49
Village of Attica	\$	883.54
Village of Bergen	\$	1,655.00
Village of Corfu	\$	1,515.26
Village of Elba	\$	1,401.70
Village of LeRoy	\$	10,398.34
Village of Oakfield	\$	1,904.76
Total	\$	469,976.12

Mr. Landers requested authorization to pay the Town Supervisors, Village Treasurers, and the Treasurer of the City of Batavia the amounts aforesaid from the Mortgage Tax refund. This was approved for placement on the next Legislature Agenda upon motion of Legislator Maha seconded by Legislator Torrey, carried unanimously.

County Manager Matt Landers reported that 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 2023 Budget. Mr. Landers requested authorization to amend the 2023 Genesee County Budget by increasing Asset Acquisition – Firearms/Holsters/Body Cameras in the amount of \$26,521 offset by an increase in – Sales & Use Tax 1%. This was approved for placement on the next Legislature Agenda upon motion of Legislator Maha seconded by Legislator Yunker, carried unanimously.

County Manager Matt Landers reported the State University of New York (SUNY) had authorized colleges to submit requests for funding for certain capital projects using Higher Education Emergency Relief Funds (HEERF) as part or all of the local 50% share match. The Genesee County Legislature approved to support four capital projects for Genesee Community College that met the U.S. Department of Education’s definition of allowable expenses under HEERF via Resolution No. 101 dated March 10, 2022. Genesee Community College wishes to reallocate the funding for the following projects:

Current Allocation:

HVAC System	\$1,800,000
Data Room Control Unit	\$ 300,000
Gym Air Handling Unit	\$ 450,000
	\$2,550,000

New Allocation:

HVAC System	\$2,000,000
Gym Air Handling Unit	\$ 550,000
	\$2,550,000

Mr. Landers recommended that Legislature support and approve Genesee Community College and their request to SUNY and the State for the reallocation of funding related to the capital projects listed. No funding would be required from Genesee County. This was approved for placement on the next Legislature Agenda upon motion of Legislator Torrey seconded by Legislator Yunker, carried unanimously.

County Manager Matt Landers reported the Genesee County Legislature approved to support various Capital Projects for Genesee Community College via Resolution No. 483 dated November 21, 2021 and via Resolution No. 101 dated March 10, 2022. Genesee Community College wishes to reallocate the funding for the following projects as described below:

Current Allocation:

Technology Parking Lot (Lot T) Replacement	\$800,000
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New Allocation:

Technology Parking Lot (Lot T) Replacement	\$300,000
HVAC System	\$500,000

This reallocation is due to the approximate costs of the Technology Parking Lot project being under budget and the HVAC System project being over budget. Mr. Landers recommended that the County Legislature support and approve proceeding with the Capital Project fund reallocation not to exceed \$400,000. This was approved for placement on the next Legislature Agenda upon motion of Legislator Torrey seconded by Legislator Maha, carried unanimously.

Referral from Public Services Committee:

1. Consultant Agreement/Budget Amendment-Countywide Water Supply Program/Phase 3 Source Supply Change Study seconded by Legislator Yunker, carried unanimously.
2. Amend Capital Projects/2023 Budget Amendment – State Funded Highway Construction seconded by Legislator Torrey, carried unanimously.
3. 2023 Budget Amendment/Donation Acceptance–Park/Capital Project Dewitt Improvements Phase IV seconded by Legislator Yunker
4. Agreement between Genesee County and Rent.Fun, LLC–County Parks/Self-Service Kayak Rental Kiosk seconded by Torrey with a motion by Legislator Torrey to amend the resolution to change the title adding Budget Amendment within the title and resolution. Also adding two additional resolves to correct the account number errors. The following title and resolves were read by Chair Clattenburg:
Title Change to: Agreement Between Genesee County And Rent.Fun, LLC – County Park/ Self-Service Kayak Rental Kiosk/ Reduce Capital Project Dewitt Improvements Phase IV/ Budget Amendment
RESOLVED, that the Genesee County Treasurer is authorized and directed to reduce Capital Project DeWitt Improvements Phase IV by reducing H.1997.2080.0000 – Capital Project Expense by \$10,000 off set by an increase in H.9907.9 – Transfer to General Fund by a like amount, be it further
RESOLVED, that the Genesee County Treasurer is authorized and directed to make the following budget amendment. Increasing A.7110.4660.0000 – Contracted – Other by \$10,000 offset by an increase in A.1000.5031 – Interfund Transfer by \$10,000. Motion to approve the amended resolution by Legislator Maha seconded by Legislator Torrey, carried unanimously.
5. Contract Award–Highway/Pavement Markings seconded by Legislator Yunker, carried unanimously.
6. Change Order / Genesee County Jail seconded by Legislator Torrey, carried unanimously.
7. Appointment to County Planning Board – Joshua Mullen seconded by Legislator Yunker, carried unanimously.
8. Reappointment to County Planning Board – Candace Hensel seconded by Legislator Torrey, carried unanimously.
9. Budget Amendment – Sheriff’s Office / Crisis Response Kits seconded by Legislator Yunker, carried unanimously.
10. Salary Schedule Amendment – Sheriff’s Office / Creation of Two Part-Time, Temporary Emergency Services Dispatcher seconded by Legislator Torrey, carried unanimously.
11. Promulgation and Modification of Rules and Regulations-Genesee County Parks

- seconded by Legislator Yunker, carried unanimously.
12. Reappointments to Genesee County Agricultural and Farmland Protection Board – Janette Veazey-Post and LuAnne McKenzie seconded by Legislator Torrey, carried unanimously.
 13. Reappointment to Genesee County Water Resource Agency – Steven J. Mountain seconded by Legislator Yunker, carried unanimously.
 14. Appointment to Fish & Wildlife Management Board- John Lawrence seconded by Legislator Torrey, carried unanimously.

Confidential Secretary to County Attorney Paula Beck announced the next Ways and Means Committee Meeting is Wednesday, June 7, 2023 at 4:30 p.m. in the Legislative Conference Room at the Old Court House.

Under the Chair Report:

1. Executive Session – Attorney-Client Privilege Discussion

A motion to enter an executive session for attorney client privilege was made by Legislator Maha at 5:00 PM seconded by Legislator Torrey, carried.

A motion to exit executive session made by Legislator Torrey at 5:35 PM seconded by Legislator Maha, carried.

A motion to adjourn Ways and Means meeting at 5:36 PM by Legislator Maha seconded by Legislator Yunker, carried.

Marianne Clattenburg 5-17-23
Ways & Means Committee