

Committee members Legislator's Clattenburg, Torrey, Stein, Maha Also present: Legislator's, Yunker and Dibble, Klotzbach, Deleo, Confidential Secretary Paula Beck, County Manager Matt Landers, Attorney James Wujcik, Human Resource Director Anita Cleveland, Deputy Human Resource Director Tracy Augello, Assistant County Manager Tammi Ferringer, Lawley Representatives: Susie Ott, Claire Farszmlil, Bill Fritts, Compliance Officer Pamela LaGrou, Job Development Bureau Director Teresa Van Son, Board of Elections Commissioner'(R) Richard Siebert and (D) Lorie Longhany, Brian Quinn (The Daily News (zoom) Joshua Simons from The Benjamin Center of New Paltz, New York (zoom).

Committee Chair Clattenburg opened the meeting on May 18, 2022 at 4:30 p.m. at 7 Main Street, Old Court House in Batavia, New York. In the Legislative Conference Room. Zoom available.

Approval of the May 4, 2022 minutes, motion to the amended minutes by Legislator Maha and seconded by Legislator Torrey, carried unanimously.

Joshua Simons from the Benjamin Center discussed the weighted vote recalculation report for Genesee County. Discussed with the committee how weighted vote came to fruition. Mr. Simons explained the computer algorithm against the five parameters using 100, 200, 300, 400 and 500 votes. Margins of error in each one of these systems starting with the votes based purely on the population. Ran the Banzhaf index score, which equal to the population proportion. The population proportion is the percentage of the population that is contained within one district and the normalized Banzhaf is the percentage of the number one supposed to be a percentage of power yielded by those votes. He took the current system in place and ran every combination of coalitions between the individual members. He took the number of total outcomes within the system and then tally the votes to identify each individual district in that system. Showed instances of the individual be the swing vote. Given everything else mathematically he took the number, divided by the total number of combinations in the system to get the index score. The idea is to ensure that the power yielded through the vote of representatives is proportionate to their population portion. Mr. Simons ran a computer simulation through the system, he looked at the error margins and then adjusted the weights based on the system based on those individuals in the system, it showed the members yielded less power than their population proportion. The proportion of the vote had increased, yielding too much, and then it was decreased, so the simulation was run over that way as seen on the spreadsheets (provided) of the outcomes. He used the formula given in the Franklin D Kraus decision. Each system that was tested and selected, he came up with the lowest total deviation and also the lowest deviation for the case which happens, the vast majority of votes, which is a 50% majority. He recommended solution to change the number of votes in the system. Using weighted voting the cure to gerrymandering is that you cannot in a weighted voting system use mathematical formulas disproportionately advantage or disadvantage anymore. All the of the simulations that Mr. Simons ran and the models that were given and selected the one that was the power of each representative most closely matched the population proportion they're given in the parameter total number of votes system and usually it ends up that the more votes. Genesee's case is the 200 votes system, the lowest outcome. The report was made available to discuss any

questions. County Manager Matt Landers mentioned a local law will need to be prepared by the November elections. County Attorney will need implement a Local Law in June/July.

County Attorney James Wujcik discussed, October 12, 2014, a lawsuit was commenced as captioned as “Marylou Argento, Individually and as Administratrix of the Estate of James J. Argento, Deceased, Plaintiff against Genesee County Sheriff’s Department, Genesee County and Genesee County Jail, Defendants. Requested to execute any documents needed to settle the above-named civil action and all claims. This was approved for placement on the next Legislature agenda upon motion of Legislator Stein seconded by Legislator Maha, carried unanimously

The insurance policies for Pollution Liability, Cyber Liability, Crime, and Airport Liability all expired on May 1, 2022 Pollution Liability – Berkley Insurance Company - \$8,548.57 Cyber Liability – Crum & Forster Specialty Insurance Company - \$74,153.76, Crime – Hanover Insurance Company - \$3,560.00, Airport Liability – Global Aerospace, Inc./McCredie Agency - \$4,893.00. Requested for approval retroactively from May 1, 2022 until May 1, 2023, insurance policy coverages to be placed with the four insurance companies set forth above for the individual amounts listed for each, totaling \$91,155.33. This was approved for placement on the next Legislature agenda upon motion of Legislator Stein seconded by Legislator Maha, carried unanimously.

County Attorney James Wujcik reviewed a request to implement the Local Law, the County will enter into a Municipal Agreement with Energy Improvement Corporation subject to approval of County Attorney. This is a pass through only in this C-PACE program giving opportunity to landowners wishing to invest in energy efficiency programs. Requested to execute the Municipal Agreement with the Energy Improvement Corporation subject to the approval of the County Attorney. This was approved for placement on the next Legislature agenda upon motion of Legislator Torrey seconded by Legislator Maha, carried unanimously.

Board of Elections Commissioners Dick Siebert and Lorie Longhany discussed a new contract was offered for the period of July 1, 2022 thru June 30, 2024 with the option for three (3) additional one (1) year renewals upon mutual written agreement between both parties and must be in the best interest of Genesee County. Request to enter into an agreement with Phoenix Graphics Inc., for printing supplies for the 2022 Primary and General Elections, per bid specifications effective July 1, 2022 thru June 30, 2024 in the amount of \$16,602 prorated by the required number of ballots per election. This was approved for placement on the next Legislature agenda upon motion of Legislator Stein seconded by Legislator Torrey, carried unanimously.

Board of Elections Commissioner’s Dick Siebert and Lorie Longhany discussed the previous contract with Clark Moving & Storage Inc. will terminate May 31, 2022. Requested to enter into an agreement with Clark Moving & Storage, Inc. for moving services of \$190 per polling site for Primary and General Elections and this fee completely covers both delivery and pick up as one

total price. This was approved for placement on the next Legislature agenda upon motion of Legislator Torrey seconded by Legislator Maha, carried unanimously.

Elections Commissioner Siebert requested to discuss the latest news with WROTB. Disgruntled former Senator George Maziarz has made accusations of Mr. Siebert emailing WROTB VP demanding tickets for a game. Mr. Siebert stands firmly he has not done this. The former Senator had brought up how the tax payers are paying for Mr. Siebert’s health insurance. This has not been hidden. He did admit to a scorn relationship between Senator and himself years back and believes this has something to do with this latest news.

County Manager Matt Landers reviewed various items of surplus office furniture at the Old Courthouse that are non-functioning or past useful life be declared surplus property: Typewriter Table, Desk, Metal, Chair, light tan upholstered desk chair, Chair, burgundy upholstered desk chair, Chair, green metal/green upholstered side chair, Side Chair (3) - brown upholstered Corcraft. This was approved for placement on the next Legislature agenda upon motion of Legislator Stein seconded by Legislator Torrey, carried unanimously.

County Manager discussed workforce retention and recruitment a priority. A plan was developed to reinstitute the annual employee recognition initiative for milestone years of service. Estimated cost of \$15,000 is available in the 2022 Contingency account. This was approved for placement on the next Legislature agenda upon motion of Legislator Maha seconded by Legislator Stein, carried unanimously.

County Manager also discussed the request to distribute to the several towns and villages and the City of Batavia, mortgage tax money amounting to \$540,499.71,

City Of	Batavia	\$107,774.35
Towns Of	Alabama	\$ 16,103.87
	Alexander	\$17,063.93
	Batavia	\$94,454.57
	Bergen	\$22,427.64
	Bethany	\$17,254.70
	Byron	\$22,591.60
	Darien	\$26,358.00
	Elba	\$15,082.17
	LeRoy	\$65,230.79
	Oakfield	\$16,851.57
	Pavilion	\$22,071.82
	Pembroke	\$46,272.84
	Stafford	\$19,184.52
Villages Of	Alexander	\$1,735.49
	Attica	\$ 604.53
	Bergen	\$3,122.14
	Elba	\$ 1,878.05
	LeRoy	\$19,027.37

Oakfield	\$ 2,634.79
Corfu	\$ 2,774.97
Total	\$540,499.71

This was approved for placement on the next Legislature agenda upon motion of Legislator Torrey seconded by Legislator Maha, carried unanimously.

Job Development Bureau Director Teresa Van Son discussed appointment to the GLOW Workforce Development Board: Daniel Ireland, President of Rochester Regional Health/ United Memorial Medical Center (UMMC) as a representative on the GLOW Workforce Development Board. He would represent Private Sector Business, Healthcare Services for a term of membership of 5/17/22 - 5/17/24. This was approved for placement on the next Legislature agenda upon motion of Legislator Stein seconded by Legislator Torrey, carried unanimously.

Teresa Van Son from Job Development Bureau reviewed her department report which started with the past year overview. She then went into Workforce Innovation and Opportunity Act (WIOA) Grant, Other job Development Bureau Grant Funding, Fee for service funds and lastly, staffing.

Referral from Public Services Committee by Committee Chair Maha:

1. Agreement Renewal & Budget Amendment-Sheriff/Village of Bergen Additional Law Enforcement Patrols seconded by Legislator Torrey, carried unanimously.
2. Creation of Positions-Sheriff/Five Additional Seasonal Deputy Sheriff's seconded by Legislator Stein, carried unanimously.
3. Declare Surplus-Sheriff/1997 Ford Pick Up Truck seconded by Legislator Torrey, carried unanimously.
4. Declare Surplus-Sheriff/2008 Ford Escape, seconded by Legislator Stein, carried unanimously.
5. Grant Acceptance-District Attorney/Aid to Prosecution, seconded by Legislator Torrey, carried unanimously.
6. Contract-Genesee County Public Defender/West Publishing Corporation seconded by Legislator Stein, carried unanimously.
7. Amend Capital Projects/2022 Budget Amendment-Highway/State Funded Highway Construction, seconded by Legislator Torrey, carried unanimously.
8. Grant Acceptance-Highway/Countywide Water/Intermunicipal Grant (IMG) seconded by Legislator Stein, carried unanimously.
9. Grant Application-Highway/Countywide Water/2022 Northern Borders Regional Commission (NBRC), seconded by Legislator Torrey, carried unanimously.
10. Budget Amendment/Budget Item Transfer/Close-Highway/Capital Projects, seconded by Legislator Stein, carried unanimously.
11. Contract Amendment-Highway/Carpi & Clay/Countywide Water, seconded by Legislator Torrey, carried unanimously.
12. Re-appointment-Highway Superintendent/Timothy Hens, seconded by Legislator Stein, carried unanimously.

Committee Chair Clattenburg discussed the reappointment of Mr. Peter Zelif of Batavia, New York to the Genesee County Industrial Development Agency d/b/a the Genesee County Economic Development Center effective July 1, 2022 to June 30, 2028. This was approved for placement on the next Legislature agenda upon motion of Legislator Stein seconded by Legislator Torrey, carried unanimously

Next meeting of the Ways and Means Committee is Wednesday, June 1, 2022 at 4:30 PM. held at the Old Courthouse, 7 Main Street, Batavia, New York in the Legislative Conference Room.

The meeting adjourned at 5:34 pm upon motion of Legislator Stein seconded by Legislator Maha, carried unanimously.

Marianne Clattenburg 6/1/22

Marianne Clattenburg, Chair
Ways & Means Committee
Submitted 5/28/2022 lkc