

**ELEVENTH DAY
GENESEE COUNTY LEGISLATURE
Batavia, New York
Wednesday, June 9, 2021**

The Genesee County Legislature met in Regular Session on Wednesday, June 9, 2021 at 5:30 PM in the Legislative Chambers of the Old Courthouse and remotely using ZOOM. Legislator Yunker assisted with the audit. The prayer was offered by Legislator Maha followed by the Pledge to the Flag.

In addition to our regular meeting Legislature Chair Stein opened a Public Hearing on the Genesee Community College proposed operating budget for the academic year 2021-2022 and County sponsor share. All interested parties were invited to be heard.

Legislator Yunker read a proclamation for Dairy Month and invited Farm Bureau Representative Natasha Sutherland and Dairy Princess Amelia Brewer and her court of Dairy Ambassadors Maggie Winspear, Jillian Brewer and Dairy Maid Claire Lamb to share comments regarding the importance of dairy and the impact in Genesee County.

Minutes of the May 26, 2021 Legislature meeting were approved upon motion of Legislator Clattenburg seconded by Legislator Maha, carried unanimously.

Legislature Chair Stein commented on recent discussions pertaining to the State legislation that allows cities, towns and villages to opt out of allowing cannabis retail stores. If a municipality opts out before December 31st they may opt back in in the future. She also stated she attended the Finger Lakes Regional Economic Development Council meeting and they reviewed the draft report which is due on June 23, the final report is due to the Governor June 30. She indicated there will be two different funding announcement times; August 30 and late in the fall.

Assistant County Manager Tammi Ferringer shared information from the Governor's office regarding the lifting of pandemic restrictions. The announcement stated that when 70 % of the population 18 and older has received at least one vaccination most restrictions will be lifted. That milestone is expected to be reached later next week.

Out-of State travel requests:

- Treasurer Scott German – Tampa, Fl for the annual NACCTFO Conference July 17-21, 2021 cost \$1,555,34 (NYS Treasurer's & Finance Officers Association covers \$1,500) County Cost \$55.34. A motion to approve was made by Legislator Dibble, seconded by Legislator Deleo, carried unanimously.
- Sheriff William Sheron – Phoenix, AZ for 2021 National Sheriff's Association Annual Conference-Standing Member of Homeland Security Committee June 21-25, 2021 No County Cost. A motion to approve was made by Legislator Clattenburg seconded by Legislator Maha, carried unanimously.

The Clerk proceeded with the resolutions:

**RESOLUTION NO. 231 2021 CHILD AND FAMILY SERVICES PLAN (CFSP)
UPDATE- DEPARTMENT OF SOCIAL SERVICES –
APPROVAL OF**

Legislator Hawley offered the following resolution:

WHEREAS, The Genesee County Commissioner of Social Services reviewed and approved the 2021 CFSP Update, and

WHEREAS, The Genesee County Probation Department, Youth Bureau, and County Manager, did review the CFSP update and does recommend approval at this time, and

WHEREAS, The Committee on Human Services have reviewed the CFSP update and do concur at this time. Now, therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby authorize and direct the Chairperson to approve and signoff on the 2021 CFSP update, effective immediately.

Budget Impact: There is no financial impact associated with the Child and Family Services Annual Plan update. Locally approved plans/updates are submitted to the NYS OCFS for final approval.

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 232 2021 SALARY SCHEDULE AMENDMENT - COMMUNITY MENTAL HEALTH SERVICES/MENTAL HEALTH CLINICAL THERAPIST -APPROVAL OF

Legislator Dibble offered the following resolution:

WHEREAS, The department of Mental Health in Genesee County is in the process of restructuring titles for a more efficient workflow. The Care Management unit does not need the additional position, the Director is requesting an additional Mental Health Clinical Therapist to offset the influx in services needed, and

WHEREAS, The Director of the Community Mental Health Services did request an amendment to the 2021 Employee Salary Schedule by eliminating one (1) Full-time, Case Manager II position, CSEA-General, Grade 16, and creating one (1) Full-Time Mental Health Clinical Therapist, in CSEA-General, Grade 19 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, That the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to amend the 2021 Employee Salary Schedule by eliminating one (1) Full-time, Case Manager II position, CSEA-General, Grade 16, and creating one (1) Full-Time, Mental Health Clinical Therapist, in CSEA-General, Grade 19 effective June 10, 2021.

Budget Impact Statement: There is approximately \$2.45 per hour difference in the positions; \$4,775.00 annually.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 233 AMEND RESOLUTION NO. 186-2021-COMMUNITY MENTAL HEALTH SERVICES- GENESEE COUNCIL ON ALCOHOLISM AND SUBSTANCE ABUSE – APPROVAL OF

Legislator Deleo offered the following resolution:

WHEREAS, The Director of the Community Mental Health Services did request an amendment to the 2021 GCASA contract and budget and resolution 186-2021 adopted May 12, 2021 made that requested amendment, and

WHEREAS, due to a clerical error an incorrect department was listed on resolution no. 186-2021, and

WHEREAS, the correct department is 4313- Genesee Council- Alcohol/Drug and the committee on Human Services did review this request and recommends approval at the time, Now therefore, Be it

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Genesee County Budget by

Increasing A4313.4660.00 Contracted Other by \$ 161,232.00

AND

Increasing A.4313.3494 State Aid – OASAS by \$ 161,232.00

Budget Impact Statement: Increasing the budget by \$161,232.00 offset by an increase in State Aid in the amount of \$161,232.00. Please note that the difference in revenue and expense is to bring the county back to mandated levy.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 234 CONTRACT RENEWAL – HEALTH DEPARTMENT/MONROE COUNTY FORENSIC PATHOLOGY SERVICES - APPROVAL OF

Legislator Klotzbach offered the following resolution:

WHEREAS, The County of Monroe did present a contract renewal for the provision of forensic pathology and medicolegal death investigation services, and

WHEREAS, The Genesee County Public Health Director does recommend entering into the contract with the County of Monroe, 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 the Agreement with the County of Monroe for the term of January 1, 2021 and extending through December 31, 2021, and to execute any and all other documentation related to this Agreement.

Budget Impact: Expenses for \$80,700 have been appropriated in the 2021 Dept. 1185 – Coroner budget. Legislator Hawley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 235 CONTRACT RENEWAL – HEALTH DEPARTMENT/
TUBERCULOSIS CONSULTATIVE AND EDUCATIONAL SERVICES PROGRAM -
APPROVAL OF**

Legislator Torrey 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 for the term January 1, 2021 to December 31, 2021 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: Expenses related to this contract are allocated in the 2021 4010 budget and are eligible for full reimbursement under Article 6 – State Aid Funding for General Public Health Works

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 236 GRANT ACCEPTANCE - HEALTH DEPARTMENT/
TOBACCO ENFORCEMENT PROGRAM -
APPROVAL OF**

Legislator Hawley offered the following resolution:

WHEREAS, The Genesee County Public Health Director has received notification from the New York State Department of Health Bureau of Community Environmental Health and Food Protection that Genesee County’s Tobacco Enforcement contract will be awarded in the total amount of \$32,360, and

WHEREAS, The Public Health Director has requested that the County accept this funding which stipulates that this revenue will be used to support the program goals of the Tobacco Enforcement Program, 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 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 Tobacco Enforcement contract for the period April 1, 2021 through March 31,

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute contracts with the following agencies/individuals for the provision of **Special Education Itinerant Teacher (SEIT) Services, Classroom Services (CB), and Evaluator Services** in the Preschool Supportive Health Services Program for the period of July 1, 2021 through June 30, 2023 per the 2021 PSSHSP rate schedule.

ARC of Livingston-Wyoming Counties (Kidstart), 18 Main Street, Mount Morris, NY 14510

Aspire of WNY Center for Learning, 4635 Union Road, Cheektowaga, NY 14225

Batavia City School District, 260 State Street, Batavia, NY 14020

Bornhava, 25 Chateau Terrace, Amherst, NY 14226

Buffalo Hearing & Speech Center, 50 East North Street, Buffalo, NY 14203

CP Rochester (United Cerebral Palsy Association), 3399 Winton Road South, Rochester, NY 14623

Cantalician Center for Learning, 2049 George Urban Boulevard, Depew, NY 14043

Erie County Medical Center, 4242 Ridge Lea, Suite 2, Amherst, NY 14226

Gateway-Longview Therapeutic Services, 10 Symphony Circle, Buffalo, NY 14201

Happiness House, 731 Pre-Emption Road, Geneva, NY 14456

Heritage Centers (Erie Chapter NYSARC), 205 Yorkshire Road, Tonawanda, NY 14150

Liberty Post, 331 Alberta Drive, Suite 110, Amherst, NY 14226

Mary Cariola Children's Center, 1000 Elmwood Avenue, Suite 100, Rochester, NY 14620,

Room to Bloom Therapy Services, LLC, 1850 Buffalo Rd., Suite 200, Rochester, NY 14624

Wayne A. Secord Therapeutic Preschool , 6395 Old Niagara Road, Lockport, NY 14094

WNY Speech-Language Pathology, OT and PT Consultants (CAFL), 590 Fishers Station Drive, Suite 130, Victor, NY 14564

Fiscal Implications: Revenue and expenses are included in the 2021 A 2960 3-5 Preschool Budget and will be included in the 2022 and 2023 Budgets. These services qualify for NYS reimbursement at the rate of 59.5% less any Medicaid payment on Medicaid eligible children. Legislator Maha seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 239 PERFORMANCE INCENTIVE ACCEPTANCE/BUDGET AMENDMENT – HEALTH DEPARTMENT – APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, The Public Health Department participated in the 2020 Local Health Department Performance Incentive Program and completed the Chlamydia reporting requirements during the performance period (October 1,2019 – September 1,2020), and

WHEREAS, The New York State Department of Health has awarded the Genesee County Public Health Department \$14,515 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 \$10,023 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 2021

Genesee County Budget by increasing Appropriations A4010 4700.1150 Biologicals by \$7,000 and A4010 4800.0000 Program Expense by \$7,515 to be offset by an increase of \$14,515 in A4010 3401 State Aid, Public Health.

Fiscal 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 Klotzbach seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 240 GRANT ACCEPTANCE – HEALTH DEPARTMENT/PUBLIC HEALTH EMERGENCY PREPAREDNESS PROGRAM – APPROVAL OF

Legislator Hawley offered the following resolution:

WHEREAS, The Genesee County Public Health Director Has received notification from the New York State Department of Health and Health Research, Inc. that Genesee County’s Public Health Emergency Preparedness Program has been awarded in the amount of \$50,099, and

WHEREAS, The Public Health Director has requested that the County accept this funding which stipulates that this revenue will be used to support the program goals of the Public Health Emergency Preparedness Program Activities, 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 and directed to execute the Agreement with Health Research, Inc. 150 Broadway, Suite 560, Menands, New York 12204 for the acceptance of the Public Health Emergency Preparedness contract for the period July 1, 2021 through June 30, 2022 in the amount of \$50,099, and to execute any and all other documentation related to this funding.

Budget Impact: \$50,099 is included in the 2021 4010 Health Department Budget.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 241 AWARD OF BID #2021-02 – OFFICE FOR THE AGING PERSONAL EMERGENCY RESPONSE SYSTEM SERVICES (PERS) – APPROVAL OF

Legislator Klotzbach offered the following resolution:

WHEREAS, The Director of the Office for the Aging did present an award of Bid #2021-02 to Doyle Security Systems, Inc. 792 Calkins Road, Rochester, NY 14623 to provide PERS ; and

WHEREAS, PERS has been implemented by the Office for the Aging to help address personal safety and response for older adults in Genesee County under the federally funded New York State Family Elder Caregiver Support Program Title III E, Unmet Needs, and the Expanded In-Home Services for the Elderly Program (EISEP). This agreement also offers discounted rates to Genesee County Private Pay citizens who are referred by the Office for the Aging; and

WHEREAS, This is an initial three year contract effective July 01, 2021 through June 30, 2024 which may be renewed for three additional one year periods upon mutual, written consent of both parties and in the best interest of Genesee County for the provision of personal emergency response systems for older adults in Genesee County under the federally funded New York State Family Elder Caregiver Support Program Title III E, Unmet Needs, and the Expanded In-Home Services for the Elderly Program (EISEP);

WHEREAS, the Committees of Human Services and Ways & Means did review this bid award and do 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 to Doyle Security Systems, Inc. 792 Calkins Road, Rochester, NY 14623 to provide PERS for the period of July 01, 2021 through June 30, 2024 at the rate of:

Office for the Aging authorized clients:

- 1) **PERS**
 - a. One Time Installation Charge \$ 0 per unit
 - b. Traditional Landline Device (aka Doyle Alert) \$ 15 per month
 - c. Cellular Device (aka Telguard) \$ 25 per month
 - d. Landline Auto. Fall Detection Device (aka Fall) \$ 20 per month
 - e. Cell Fall Detection Device (aka Fall Telguard) \$ 30 per month

- 2) **PERS MOBILE GPS**
 - a. One Time Activation Fee \$ 10 per unit
 - b. Mobile GPS PERS \$ 42 per month

c. Mobile GPS PERS w/Fall Detection \$ 47 per month

Self-Identifying Private Pay Genesee County clients pricing:

1) PERS

- a. One Time Installation Charge \$ 0 per unit
- b. Traditional Landline Device (aka Doyle Alert) \$ 25 per month
- c. Cellular Device (aka Telguard) \$ 35 per month
- d. Landline Auto. Fall Detection Device (aka Fall) \$ 30 per month
- e. Cell Fall Detection Device (aka Fall Telguard) \$ 40 per month

2) GPS PERS

- a. One Time Activation Fee \$ 10 per unit
- b. Mobile GPS PERS \$ 47 per month
- c. Mobile GPS PERS w/Fall Detection \$ 52 per month

Budget Impact: PERS funding is 75%-90% covered through Title III-E Caregiver Support Program, Unmet Needs, and Expanded In-home Services for the Elderly (EISEP) with a required county 10-25% match. PERS cost for 2021 was incorporated into the adopted county budget for up to \$12,240. As grant funds increase the ability to spend more for program participants to provide PERS will increase and will be reflected in the annual county budget.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 242 LEASE AGREEMENT RENEWAL WITH LIFESPAN/
OFFICE FOR THE AGING – APPROVAL OF**

Legislator Deleo offered the following resolution:

WHEREAS, The Director of the Office for the Aging did request approval of a lease agreement renewal with Lifespan of Greater Rochester, Inc., 1900 Clinton Avenue S., Rochester, N.Y. 14618 for the period of July 1, 2021 – June 30, 2022 for rental of one 80 square foot office space to house a Lifespan employee working in the Muriel H. Marshall Fund for the Aging in Genesee funded Financial Management Program at a cost of \$15.64 per square foot, for an annual rent of \$1,251.45; and

WHEREAS; The Rochester Area Community Foundation has renewed the grant with Lifespan of Greater Rochester, Inc. to provide financial management services; and the program coordinates with other Marshall Fund grantee services as well as Genesee County Office for the Aging programs and services; and to facilitate such coordination it is mutually beneficial to be housed in the Office for the Aging which has available office space available; and

WHEREAS; the Committee on Human Services did review this request and does recommend approval of this lease agreement. Now, Therefore, Be it

RESOLVED, That the Chairman of the Genesee County Legislature is hereby authorized and directed to execute the necessary document to renew a lease agreement with Lifespan of Greater Rochester, Inc., 1900 Clinton Avenue S., Rochester, N.Y. 14618 for the period of July 1, 2021 – June 30, 2022 for a yearly cost of \$1,251.45, paid in quarterly installments of \$312.86 per quarter.

Budget Impact: Neutral. Rental income is already included as a revenue in 2021 County Budget.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 243 INSURANCE CERTIFICATE – GENESEE COUNTRY
FARMERS’ MARKET, BATAVIA IMPROVEMENT
DISTRICT, & CITY OF BATAVIA- 2021 APPROVAL OF**

Legislator Torrey offered the following resolution:

WHEREAS, The Director of the Office for the Aging did request a proof of insurance indicating general liability insurance in the amount of at least one million dollars and naming the Genesee Country Farmers’ Market, the Batavia Improvement District, and the City of Batavia as additional insured, for the purpose of distributing NY State Department of Health Farmers’ Market Coupons and manning an information table at the Genesee Country Farmers’ Market, held at Bank Street & Alva Place, Batavia, NY. The dates include June 30-October 2, 2021; and

WHEREAS, The Office for the Aging desires to distribute information on senior services to residents in the Batavia and Genesee County area; Now, Therefore, Be it **RESOLVED**, That the Genesee County Attorney is hereby authorized and directed to execute the necessary documents to name the following:

1. Genesee Country Farmers Market

Bank/Alva Place

Batavia, NY 14020

Mailing address is PO Box 303, Gasport, NY 14067

2. Batavia Improvement District (BID)

200 East Main Street

Batavia, NY 14020

3. City of Batavia

City Hall, 1 City Centre

Batavia, NY 14020

as additional insured for from the hours of 8:30am-5pm for the dates include June 30-October 2, 2021.

Budget Impact: None

Legislator Deleo seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 244 RENEWAL OF CONTRACT – ARC OF GENESEE
ORLEANS/OFFICE FOR THE AGING FOR MEAL
PREPARATION SERVICES- APPROVAL OF**

Legislator Hawley offered the following resolution:

WHEREAS, The Director of the Office for the Aging did present a renewal of contract with The Arc of Genesee Orleans for the provision of Meal Preparation Services for Office for the Aging for the congregate and home delivered meal programs administered by the Office for the Aging resulting from RFP 2017-107 which took effect July 1, 2017; and

WHEREAS, This contract is renewable for four (4) one-year (1) periods upon mutual, written consent of both parties and in the best interest of Genesee County under the federally funded Title IIC1, Title IIC2, Nutrition Services Incentive Program and New York State Wellness in Nutrition, Unmet needs, WNYICC, Medicaid Managed Long Term Care programs, and supplemental stimulus funds;

WHEREAS, The County of Genesee may use Federal funding for a portion of this contract necessitating the addition of applicable contract clauses, and

WHEREAS, This is the fourth and final of 4 (four) potential 1 (one) year renewals and the Committee on Human Services 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 necessary documents to renew a contract with The Arc of Genesee Orleans, 64 Walnut Street, Batavia, NY 14020, at a cost of \$6.90 per meal for regular home delivered meals; \$6.84 per meal for congregate meals; \$5.38 for 2nd meal (Cold or Sandwich Meal); and \$6.90 for frozen home delivered meals; with a total contract not to exceed \$310,909 for the period of July 1, 2021-June 30, 2022.

Budget Impact: Neutral. A budget at \$310,909 already in the 2021 County budget. Federal Title III C-1, Title III C-2, with the county paying an additional 10% of required matching funds on federal nutrition program Title III C grants WIN, NSIP grant funds, WNYICC, State Medicaid Managed Long Term Care revenue funds pay for the cost of this contract, as well as supplemental stimulus funds, which due to the MDD (Major Disaster Declaration) allows for OAA (Older Americans Act) money to be used without restriction in order to allow for expanding meal services and additionally increase in spending is able to be supplemented by FFCRA Families First Coronavirus Response Act and CARES (Coronavirus Aid, and Relief Economic Security Act

Legislator Maha seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 245 RENEWAL OF CONTRACT FOR SOCIAL ADULT DAY CARE – APPROVAL OF

Legislator Klotzbach offered the following resolution:

WHEREAS, The Director of the Office for the Aging did present a contract renewal for the provision of social adult day care for older adults to provide respite service under the Western New York Alzheimer’s Disease Caregiver Support Initiative (WNYADCSI), the federally funded New York State Family Elder Caregiver Support Program Title III-E, to provide the ancillary service of Social Adult Day Service for older adults enrolled in the Unmet Needs Services, and to provide the ancillary service of Social Adult Day Service for older adults enrolled in the Expanded In-Home Services for the Elderly Program; and

WHEREAS, the Committee on Human Service 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 enter into agreement with the Tender Loving Family Care, Inc., 1270 Creek Street, Suite 3 Webster, NY 14580 for social adult day care services at the rate of :

- \$87.00 per day per person for a 5 Hour Block of time
- \$105.00 per day per person for a Full Day (9:00 a.m. – 4:00 p.m.)
- \$120.00 per day per person for an Extended Full Day (7:00 a.m. – 6:00 p.m.)

not to exceed \$16,035 for the period July 1, 2021 through June 30, 2022.

Budget Impact: The \$16,035 budgeted for this contract is already included in the 2021 approved county budget as respite and social day care with under Title III-E Respite grant, \$18, Unmet Needs grant, (EISEP) Expanded In-Home Services for the Elderly grant, and WNYADCSI grant.

Legislator Yunker seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 246 CONTRACT – INFORMATION TECHNOLOGY/VERIZON WIRELESS CELL PHONE BOOSTER

Legislator Clattenburg offered the following resolution:

WHEREAS, Verizon Wireless is providing at no charge to the County, a Cell Phone Booster that improves reception in County Building II to support all departments, but most notably, Public Health, and

WHEREAS, an agreement is required between the County of Genesee and Cellco Partnership, a Delaware General Partnership doing business as Verizon Wireless which governs the installation, maintenance and operation by Verizon Wireless of an in-building coverage system, and

WHEREAS, The Ways and Means Committee did review this request and does concur, Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the contract with Cellco Partnership dba Verizon Wireless, 10170 Junction Drive, Suite 200 Annapolis Junction, MD 20701.

BUDGET IMPACT STATEMENT: No dollar impact this is a free service from Verizon Wireless.

Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 247 COUNTY OF GENESEE FLAG-FOR-A-DAY - CHILDREN’S COMPETITION WINNER - ADOPTION OF

Legislator Maha offered the following resolution:

WHEREAS, Genesee County as part of the Genesee 2050 project to update the County Comprehensive Plan and create a County Recreation Plan promoted the project website through a competition to redesign the County flag, and

WHEREAS, The Genesee 2050 Steering Committee selected five finalists from the adult entries and five finalists from the children’s entries to be placed on the project website for an online public vote, and

WHEREAS, After a month-long vote on the flag designs, the design submitted by Riley Wall, age 13, of Ms. Karen LaDuke’s 7th Grade Art Class in the Alexander Central School District received the highest number of votes in the children’s category, and

WHEREAS, Riley’s design depicts a blue and green field with an ear of corn being held up by a pair of diverse hands symbolizing the importance of agriculture, local food, and the diversity of our farming community. Now, therefore, Be it

RESOLVED, That the Genesee County Legislature does congratulate Riley Wall on the excellence of the design and adopt the aforementioned flag as the official Genesee County Flag for the day of June 14, 2021 (Flag Day).

Budget Impact: The cost of producing the flag is will come from the 2021 operating budget of Facilities Management and will be part of the in-kind contribution to the NYS grant received for the Genesee 2050 project.

Legislator Dibble seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 248 SET PUBLIC HEARING – LOCAL LAW INTRODUCTORY NO. 2, YEAR 2021 GENESEE COUNTY NY, TO REPEAL AND REPLACE THE COUNTY OF GENESEE ETHICS AND DISCLOSURE LAW– APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, Article 18 of the General Municipal Law prohibits the officers and employees of a municipality from having certain conflicts of interest, and

WHEREAS, Section 806 of the General Municipal Law requires the governing body of each County, city (other than the City of New York), town, village, school district and fire district to adopt a Code of Ethics that sets forth for the guidance of its officers and employees standards of conduct reasonably expected of them, and

WHEREAS, Section 806 of the General Municipal Law also authorizes the governing body of any other municipality to adopt such a Code of Ethics, and

WHEREAS, a Code of Ethics adopted by the governing body of a municipality must set forth standards of conduct for the guidance of the officers and employees of the municipality with respect to disclosure of interests in legislation before the local governing body, holding of investments in conflict with official duties, private employment in conflict with official duties, future employment, and such other standards as may be deemed advisable, and

WHEREAS, there is hereby introduced to the Genesee County Legislature a proposed **LOCAL LAW INTRODUCTORY NO. 2, YEAR 2021 GENESEE COUNTY NY, TO REPEAL AND REPLACE THE COUNTY OF GENESEE ETHICS AND DISCLOSURE LAW** and

WHEREAS, Subdivision 5 of Section 20 of the Municipal Home Rule Law requires a public hearing to be held on such Local Law. Now, therefore, Be it

RESOLVED, that a public hearing shall be held on proposed Local Law Introductory No. 2, Year 2021, by the Genesee County Legislature on the twenty-third of June 2021 at 5:30 p.m. at the Old Courthouse, 7 Main Street, Batavia, New York and virtually using Zoom Video Conference.

Legislator Hawley seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 249 2021 BUDGET AMENDMENT- ASSET ACQUISITION- APPROVAL OF

Legislator Maha offered the following resolution:

WHEREAS, 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 2021 Budget, and

WHEREAS, The County Manager and County Treasurer recommend using 1% sales tax reserve funds to cover the expense to the 2021 Budget, and

WHEREAS, The Committee on Ways and Means did review this request and do recommend approval at this time. Now, therefore, Be it

RESOLVED, The County Treasurer is hereby authorized and directed to amend the 2021 Genesee County Budget by increasing A.1989.2080.1201 Asset Acquisition –Firearms/Holsters/Body Cameras in the amount of \$21,250 offset by an increase in A.1000.1110.1 – Sales & Use Tax 1%

Budget Impact: Increase to the 2021 Asset Acquisition account by \$21,250 offset by use of the 1% sales tax reserve.

Legislator Torrey seconded the resolution which was adopted by 326 votes.

At 6:01 PM the Public Hearing was closed. No one spoke.

RESOLUTION NO. 250 2021-2022 OPERATION BUDGET-GENESEE COMMUNITY COLLEGE/SPONSOR'S SHARE-ADOPTION OF

Legislator Torrey offered the following resolution:

WHEREAS, The President and Trustees of Genesee Community College have presented to the Genesee County Legislature the proposed operating budget of Genesee Community College for the academic year 2021-2022 in the amount of \$37,400,000 and

WHEREAS, The Board of Trustees has approved the amount of \$2,686,374 as the sponsor's share of the proposed current operating budget for Genesee Community College. Now, therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby approve of the proposed 2021/2022 operating budget of the Genesee Community College in the amount of \$37,400,000 for academic year 2021-2022, and Be it further

RESOLVED, That the Genesee County Legislature does hereby approve of the sponsor's share of the operating budget of the Genesee Community College for the fiscal year September 1, 2021 through August 31, 2022 in the amount of \$2,686,374 and cause the same to be included in the County Tax levy for the year 2021.

Legislator Deleo seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 251 COUNTY AUDIT –JUNE 9- APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, Legislator Yunker, did review the following claims:

General Fund	\$	890,065.08
Highway		35,546.32
Self Insurance		693.20
Water Fund		41,714.02
DSS Abstracts		414,380.12

Capital Projects

Highway-Large Span Culverts		5,786.19
Highway-Upton Road Bridge Over Bowen Creek		2,354.05
Highway-Meadeville Road Bridge Over Canal Creek		1,432.14
Highway-Tower Hill road Bridge Over Spring Creek		720.54
Highway-Sharrick Road Bridge Over Murder Creek		1,663.97
Highway-Darien-Alexander TnlN Road Bridge/Tunnery Creek		6,014.67
Airport-Airport T-Hangar Construction (AIR99)		63,995.49
Sheriff's-Public Safety Communications Tower		2,373.24
GCC-GCC Backup Power Improvements		9,837.92

Payroll – General

June 4, 2021		1,320,392.43
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Medicaid

June 1, 2021		165,091.00
June 8, 2021		<u>165,091.00</u>

Total Audit \$ 3,127,151.38

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 Yunker seconded the resolution which was adopted by 326 votes.

At 6:07 PM the meeting adjourned upon motion of Legislator Hawley seconded by Legislator Torrey, carried unanimously.