

Present: Committee Legislators Clattenburg and Klotzbach. Legislators Torrey and Deleo were present. County Manager Matt Landers, Deputy County Manager Tammi Feringer, County Attorney Mark Boylan, Clerk to the Legislature Lisa Casey, Highway Superintendent Tim Hens, Sheriff William Sheron, Director of Emergency Communications Frank Riccobono, Public Defender Jerry Ader, Kara Richenburg with the Batavia and Brian Quinn with The Daily News.

The meeting was opened on July 15, 2024 at 5:05 p.m. Meeting location was at 7 Main Street Batavia, New York in the Legislative Conference Room.

Legislator Clattenburg was appointed to Chair the meeting in Chair Maha's absence. Legislator Deleo was appointed to sit in for Legislator Clattenburg open position and Legislator Torrey was appointed to sit in for Legislator Dibble, carried unanimously.

Legislature Clattenburg amended the agenda to remove the resolution Rescind Approval of Change Order #10 – Sheriff's Office/L3 Harris Radio and Tower and Backup 911 Center at New Jail from Director of Emergency Communications Frank Riccobono. Legislator Klotzbach motioned to approve the amended agenda seconded Legislator Deleo, carried unanimously.

Minutes of the June 17, 2024 Public Service Committee meeting were approved by Legislator Clattenburg.

Legislator Clattenburg announced a quorum was established.

Highway Superintendent Tim Hens reviewed available cooperative purchasing contracts available through Sourcewell #032119-HCE for Hydraulic Excavators. Mr. Hens recommended that the Legislature award a Hyundai R55-9A Excavator and associated attachments to George & Swede, 7155 Big Tree Rd, Pavilion, NY 14525 in the amount of \$88,154. 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 Deleo, carried unanimously.

Highway Superintendent Tim Hens advertised for local specifications developed for sodium chloride for snow and ice removal. Mr. Hens that the Legislature award bids for the purchase of sodium chloride for use in snow and ice removal to American Rock Salt Company LLC, PO Box 190, Mt. Morris, NY 14510 at a price of \$62.85 FOB and \$55.00 picked up at the Hampton Corners mine. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Deleo seconded by Legislator Torrey, carried unanimously.

Highway Superintendent Tim Hens reported the Genesee County Highway Department has in place a contract for the delivery of fuel products to the Highway Department. Mr. Hens recommended that the Legislature renew contract for the delivery of Fuel Products to NOCO Energy Corp, 2440 Sheridan Drive, Tonawanda, NY 14150 as per specifications in Genesee County Bid #2022-08. This was approved for placement on the next Legislature Agenda upon motion of Legislator Klotzbach seconded by Legislator Torrey, carried unanimously.

Highway Superintendent Tim Hens reported Genesee County currently charges a fee for permits pertaining to utility easements, construction, driveways and other maintenance by contractors and utility companies as allowed per Section 136 of the New York State Highway Law. Mr.

Hens requested authorization to charge the following review and permit fees, which will take effect on August 1, 2024:

<u>Commercial/Residential Accesses</u>	<u>Review Fee</u>	<u>Permit Fee</u>
Residential Driveway (New/Enlarge)	\$40	\$60
Commercial Entrance (NYSDOT STD Specification)	\$200	\$300
Temporary Access/Construction Entrance	\$50	\$50
Pipe Roadside Ditch (Per County Specification)	\$100	\$250
Agricultural Driveway	\$100	\$200
<u>Underground Installation</u>	<u>Review Fee</u>	<u>Permit Fee</u>
Installation by Push (<2" Dia.)	\$100	\$100
Installation by Bore (>2" Dia.)	\$100	\$170
Pavement Cuts	\$150	\$700
Cross Culverts	\$200	\$1,100
Road Coring	\$50	\$50
<u>Utility Services</u>	<u>Review Fee</u>	<u>Permit Fee</u>
Push/Bore	\$0	\$100
Pavement Cut	\$0	\$700
Overhead Installation	\$50	\$120
Out of Pavement Excavation	\$100	\$100
<u>Hauling Permits</u>	<u>Review Fee</u>	<u>Permit Fee</u>
Divisible Load Permit (Annual)	\$0	\$20/Truck
House Moving Permit (Single Trip)	\$100	\$400
Special Hauling Permit (Single Trip)	\$0	\$100
Special Hauling Permit (Annual Job Fee)	\$0	\$400
Special Hauling Permit (Super Load-Single Trip)	\$0	\$300
Special Hauling Permit (Super Load-Annual Job fee)	\$0	\$3,000
<u>Miscellaneous</u>		
Road Closing	\$0	\$500

This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Torrey seconded by Legislator Deleo, carried unanimously.

Highway Superintendent Tim Hens requested the following equipment be declared surplus property. Mr. Hens asked the Legislature to declare the following as surplus property to be disposed of at auction, public bid or through inter-municipal purchase.

Road Machinery

#2007 – 2013 Ford F150 - ½ ton, 4x4 pickup truck

This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Deleo seconded by Legislator Torrey, carried unanimously.

Highway Superintendent Tim Hens proposed that Hecate Energy Cider Solar, LLC adopt a Road Use Agreement to cover County Highways, Bridges and Culverts that may be impacted by the development of the Cider Solar Project within the Towns of Elba and Oakfield. Mr. Hens recommended for the Legislature to agree to and enter into a Road Use Agreement with Hecate Energy Cider Solar, LLC, 621 West Randolph Street, Chicago, IL 60661 for the use and related impacts to county-owned infrastructure related to the development of the Cider Solar project within the Towns of Elba and Oakfield. Legislator Klotzbach abstained from voting on the resolution. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Deleo seconded by Legislator Torrey, carried by 3 votes and 1 abstain.

Highway Superintendent Tim Hens reported anticipating an Airport Improvement Program (AIP 52-24) grant offer by the Federal Aviation Administration for the Runway Lighting & Signage Replacement (Construction) at the Genesee County Airport. 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 Deleo, carried unanimously.

Public Defender Jerry Ader requested an amendment to the 2024 Management Salary schedule to create one part-time Assistant Public Defender position in the Family Court division. Mr. Ader requested authorization to amend the 2024 Management Salary Schedule by establishing one (1) 39 hour bi-weekly part-time Assistant Public Defender, Grade 120, effective July 29, 2024. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Deleo seconded by Legislator Torrey, carried unanimously.

Sheriff William Sheron entered into an agreement with Justice Benefits, Inc., for the provision of professional assistance with revenue enhancement services, pursuant to Resolution 248, dated June 27, 2019, for an initial term of one-year period, approved each year, at the same terms and conditions, upon written mutual agreement of both parties). Sheriff Sheron recommended for the Legislature to approve and enter into an agreement with Justice Benefits, Inc., for professional assistance with revenue enhancement services. This was approved for placement on the next Legislature Agenda upon motion of Legislator Klotzbach seconded by Legislator Deleo, carried unanimously.

Sheriff William Sheron reported the Alexander, Genesee Valley BOCES, Byron-Bergen, Oakfield-Alabama, Pavilion and Pembroke Central School Districts desire to renew their Memorandums of Understanding with Genesee County and the Genesee County Sheriff for a School Resource Officer (SRO) for each of its Districts for the following periods:

School District	Time Period	Reimbursement *	
Genesee Valley BOCES	24 months	9/1/24 – 8/31/25	\$132,284.69
		9/1/25 – 8/31/26	\$137,262.19
Alexander	12 months	7/1/24 – 6/30/25	\$111,655.48
Byron-Bergen	12 months	9/1/24 – 8/31/25	\$117,475.00
Oakfield-Alabama	12 months	9/1/24 – 8/31/25	\$133,871.52
Pavilion	10 months	9/1/24 – 6/30/25	\$ 96,344.87
Pembroke	10 months	9/1/24 – 6/30/25	\$117,969.41

Sheriff Sheron recommended that the Legislature approve and sign the MOUs for a School Resource Officer for each school district. This was approved for placement on the next Legislature Agenda upon motion of Legislator Torrey seconded by Legislator Klotzbach, carried unanimously.

Sheriff William Sheron reported the Village of Bergen’s contract for additional law enforcement patrols for the Village expired May 31, 2024, and it has requested to renew its agreement. Sheriff Sheron recommended for the Legislature to approve and execute the renewal agreement by and between the Village of Bergen and the Genesee County Sheriff’s Office for a period of June 1, 2024, through May 31, 2025. Sheriff Sheron requested authorization to amend the 2024 budget by increasing Sheriff’s account Overtime - Bergen Patrols in the amount of \$15,000 to be offset by an increase in revenue account Shared Services-Additional Police Services in a like amount. This was approved for placement on the next Legislature Agenda upon motion of Legislator Klotzbach seconded by Legislator Deleo, carried unanimously.

Director of Emergency Communications Frank Riccobono reported repairs were performed on several of the radio towers at a cost of \$10,500 and there are unappropriated funds available in the SI2021 Statewide Interoperable Communications Grant Funding. Mr. Riccobono requested authorization to amend the 2024 budget by increasing Communications 2024 appropriations as follows: \$15,000 to Contractual Other SICG, to be offset by increasing the following revenue account \$15,000 to State Aid – SICG. 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 Torrey, carried unanimously.

Director of Emergency Communications Frank Riccobono reported current portable radios are approaching end of life and will no longer be supported by the manufacturer and there are unappropriated funds available in the SI2021 Statewide Interoperable Communications Grant Funding. Mr. Riccobono requested authorization to amend the 2024 budget by increasing Communications 2024 appropriations as follows: \$360,000 to Contractual Other SICG, to be offset by increasing the following revenue account \$360,000 to State Aid – SICG. 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 Deleo, carried unanimously.

Director of Emergency Communications Frank Riccobono stated the three-year maintenance agreement between Genesee County and Wilmac Technologies for the 911 digital voice recording system expired on December 31, 2023. Wilmac has provided a three-year maintenance agreement renewal with an annual cost of \$30,968 through December 31, 2026, per New York State OGS Contract. Mr. Riccobono recommended that the Legislature approve and sign the three-year maintenance agreement renewal with Wilmac Technologies located at 100 Chestnut Street, Suite 1004, Rochester, NY 14604. This was approved for placement on the next Legislature Agenda upon motion of Legislator Deleo seconded by Legislator Torrey, carried unanimously.

County Manager Matt Landers reported that resolution 562, duly adopted on December 14, 2022, did authorize the use of \$2,502,492 of American Rescue Plan Act (ARPA) funds to make needed repair and replacement of water production equipment within the City of Batavia Water Treatment Plant. Mr. Landers requested authorization to make the following amendment to the 2024 County Budget by increasing ARPA Equipment Expenses (American Rescue Plan Act) in the amount of \$1,684,614 offset by an increase in Federal Aid – ARPA (American Rescue Plan Act) 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 Deleo seconded by Legislator Klotzbach, carried unanimously.

Clerk of the Legislature Lisa Casey announced the next Public Service Committee Meeting will be on Monday, August 12, 2024 at approximately 5:00 p.m. following the Human Services Committee meeting.

Legislator Clattenburg adjourned the Public Service meeting at 5:33 p.m.

CERTIFICATION OF THE CLERK

STATE OF NEW YORK, County of Genesee, ss:

I, Lisa K. Casey hereby certify that the foregoing is a true report of the Public Service Committee of the Genesee County Legislature on Wednesday, July 15, 2024, at 5:05 P.M., typographical errors excepted.

Lisa K. Casey