

**THIRTEENTH DAY  
GENESEE COUNTY LEGISLATURE  
Batavia, New York  
Wednesday, July 28, 2021**

The Genesee County Legislature met in Regular Session on Wednesday, June 23, 2021 at 5:30 PM in the Legislative Chambers of the Old Courthouse. Legislator Clattenburg assisted with the audit. The prayer was offered by Legislator Yunker followed by the Pledge to the Flag.

Minutes of the June 23, 2021 Legislature meeting were approved upon motion of Legislator Maha seconded by Legislator Dibble, carried unanimously.

Legislature Chair Stein commented on an upcoming opportunity to provide testimony on the redistricting process. U.S. Census numbers are expected to result in the loss of two New York congressional seats and Genesee County could be carved up. Details and additional information will be provided.

County Manager Matt Landers stated he has fielded questions in light of the Governor's announcement that State employees will be required to be vaccinated or tested for COVID regularly effective the first week of September. The County has not adopted that policy but continues to require employees and visitors who are not vaccinated to wear a mask and practice social distancing.

The Clerk proceeded with the resolutions:

**RESOLUTION NO. 280 ESTABLISH CAPITAL PROJECT & BUDGET  
AMENDMENT - OFFICE FOR THE AGING APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, the Office for the Aging received notice of grant award (NGA) by the American Rescue Plan (ARP) in the amount of \$233,004, and

**WHEREAS**, the Director of the Office for the Aging is requesting to establish a capital project for the development of improving the service delivery for the Office for the Aging by refiguring and adding additional office spaces, improving the appearance of several programming areas of the building with carpeting and paint, replacing the dishwasher and garbage disposal, adding needed furnishings, equipment, and subscriptions for client use to enhance and expand programs in the amount of \$64,416 utilizing the "ARP" funds, and

**WHEREAS**, The Committees on Human Services and Ways and Means did review this request and recommends approval at this time. Now, therefore, Be it

**RESOLVED**, The Genesee County Treasurer is hereby authorized and directed to establish a capital project named Office for the Aging Property Improvements in the amount of \$64,416 funded by the ARP and be it, further

**RESOLVED**, That the Genesee County Treasurer hereby authorized and directed to amend the 2021 budget by Increasing Appropriation H.1997.2080.0000 Capital Expense in the amount of \$64,416 and Increasing Revenue H.1997.4089.3 Federal Aid in a like amount.

**Budget Impact Statement:** Increases capital expenses by \$64,416 and is offset completely by federal aid. The balance of the funds will be spent in other resolutions.

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

**RESOLUTION NO. 281 SALARY SCHEDULE AMENDMENT & BUDGET  
AMENDMENT – OFFICE FOR THE AGING -APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, The Director of the Office for the Aging did receive notice of grant award (NGA) by the American Rescue Plan (ARP) in the amount of \$233,004, and

**WHEREAS**, There are two part time vacant Nutrition Program Meal Site Assistant positions due to promotion and resignation, which can be eliminated to create another position, and

**WHEREAS**, Due to the additional funding, and program expansion created by the funding, there is need for additional staffing which involves adding and expanding the hours for Program Assistant position(s), and adding a Financial Clerk Typist position, and

**WHEREAS**, The Committees on Human Services and Ways and Means did review this recommendation and recommends 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 Genesee County Employees' Salary Schedule by eliminating two vacant, part time Nutrition Program Meal Site Assistant Positions, CSEA Grade 2, effective immediately and be it, further

**RESOLVED**, That the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to amend the 2021 Genesee County Employees' Salary Schedule by expanding hours from 15 hrs./biweekly to 19.5 hrs./biweekly for the existing part time Program Assistant (OFA), CSEA Grade 7 effective August 1, 2021 until December 31, 2024 or when the grant funds are expended, whichever comes first and the position will automatically return to 15 hrs./biweekly, and be it, further

**RESOLVED**, That the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to amend the 2021 Genesee County Employees' Salary Schedule by adding a part time 19.5 hrs/biweekly Program Assistant (OFA), CSEA Grade 7 Effective September 1, 2021 until December 31, 2024 or when the grant funds are expended, whichever comes first and the position will then be automatically deleted and be it, further

**RESOLVED**, That the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to amend the 2021 Genesee County Employees' Salary Schedule by adding one FT Financial Clerk Typist, CSEA Grade 8 and effective October 1, 2021 until December 31, 2024 or when the grant funds are expended, whichever comes first and the position will then be automatically deleted, and be it further,

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 budget in the following manner

Increase Revenue:

A.6772.4772 Federal Aid	\$22,560.33
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Increase Appropriations:

A.6772.1010.0000 Personnel Services:	\$14,070.84
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A.6772.8010.0000 Social Security Tax:	\$829.46
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A.6772.8011.0000 Medicare Tax:	\$376.91
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A.6772.8020.0000 Retirement:	\$1,349.24
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A.6772.8030.0000 Medical:	\$5,833.38
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A.6772.8040.0000 Dental	\$82.50
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A.6772.8070.0000 Vision	\$18.00
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**Budget Impact Statement:** Neutral. Some of the expenses are offset by existing vacant positions, and the NGA covers the rest of the increases in salary, medical, FICA and retirement and is not expected to impact the adopted 2021 county budget or change county share. The end date for the additional positions is 2024. Incorporating the balance of the \$233,004 into the budgets of 2022-2024. There is a 10-25% match requirement that is met by county overmatch. Per NYSOFA Director it is anticipated that this required match was an oversight and will be eliminated.

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

**RESOLUTION NO. 282 GRANT ACCEPTANCE – HEALTH DEPARTMENT/LEAD POISONING PREVENTION PROGRAM – APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, The Genesee County Public Health Director has received notification from the New York State Department of Health that the Genesee County’s Lead Poisoning Prevention Program contract has been approved in the amount of \$39,383, and

**WHEREAS**, The Public Health Director has requested that the County accept this funding which stipulates that this revenue will be used to support local Lead Poisoning Prevention Activities, and

**WHEREAS**, The Committees on Human Services 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 the New York State Department of Health for the acceptance of the Lead Poisoning Prevention Program contract for the period October 1, 2020 through September 30, 2021 in the amount of \$39,383, and to execute any and all other documentation related to this funding

**Budget Impact:** \$39,383 is included in the 2020 & 2021 Dept. 4010 – Health Department Budget. \$0 cost to the County as revenue and expense will offset

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

**RESOLUTION NO. 283 2021-2022 – EARLY INTERVENTION GRANT FUNDING ACCEPTANCE/HEALTH DEPARTMENT – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Genesee County Public Health Director has received notification from the New York State Department of Health that Genesee County’s Early Intervention Administration contract has been awarded in the amount of \$39,978, 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 administration of the Early Intervention Program, And

**WHEREAS**, The Committee on Human Services and Ways and Means 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 Early Intervention Administration contract for the period October 1, 2021 through September 30, 2022 in the amount of \$39,978, and to execute any and all other documentation related to this funding.

**Budget Implications:** Revenue and expenses are appropriated in the 2021 & 2022 Dept. 4059 Early Intervention Budget.

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

**RESOLUTION NO. 284 CONTRACT - HEALTH DEPARTMENT/ MCH20 ANIMATION PRODUCTIONS – APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, The Public Health Director did present a contract with MCH20 Animation Productions to create a 30 second commercial to promote the PAARI program and a 60 second commercial to promote the GLOW Opioid Task Force, and

**WHEREAS**, The Committee on Human Services and Ways and Means did review the

contract 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 a contract with MCH20 Animation Productions, 23 Edenburg Ave. Albany, NY 12203 to provide services for the period July 1, 2021 through December 31, 2021.

**Fiscal Implications:** Expenses (\$6,000) are included in the 2021 4010 budget. The cost to the county on the Health Dept. side is \$0, all expenses are eligible for state aid reimbursement. Legislator Klotzbach seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 285 CONTRACT RENEWAL - HEALTH DEPARTMENT/ QUICKSERIES PUBLISHING INC. – APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, The Public Health Director did present a contract renewal with Quickseries Publishing Inc. to maintain, update, and deploy all content for the Ready Genesee App. For the Health Department and Genesee County Emergency Management, and

**WHEREAS**, The Committee on Human Services did review the contract 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 a contract with Quickseries Publishing Inc. 5100 NW 33<sup>rd</sup> Avenue, suite 247 Ft. Lauderdale, FL 33309 to provide services for the period May 1, 2021 through April 30, 2022.

**Fiscal Implications:** Expenses (\$4,992) are included in the 2021 4010 budget; this expense is split 50/50 with Genesee County Emergency Management. The cost to the county on the Health Dept. side is \$0, all expenses are eligible for state aid reimbursement.

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

**RESOLUTION NO. 286 LETTER OF AGREEMENT – HEALTH DEPARTMENT/GCC VETERINARY TECH DEPARTMENT - APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Public Health Director did present a Letter of Agreement with Genesee Community College Vet Tech Department to deliver services related to the Rabies Program for the mutual benefit of both parties, and

**WHEREAS**, The Committee on Human Services did review the 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 a Letter of Agreement with Genesee Community College Vet Tech Department, 1 College Road, Batavia, NY 14020 for the provision of mutual Rabies Program related services for the mutual benefit of both parties. This agreement is effective May 1, 2021 through December 31, 2021.

**Budget Implications:** Expenditures related to this agreement are offset by services rendered.

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

**RESOLUTION NO. 287 LETTER OF AGREEMENT – HEALTH DEPARTMENT/ CORFU VETERINARY CLINIC - APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, The Public Health Director did present a Letter of Agreement with Corfu Veterinary Clinic to deliver services related to the Rabies Program for the mutual benefit of both parties, and

**WHEREAS**, The Committee on Human Services did review the 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 a Letter of Agreement with Corfu Veterinary Clinic, 9770 Snipery Road, Corfu, NY 14036 for the provision of mutual Rabies Program related services valued up to the amount of five hundred dollars (\$500.00) per year. This one-year agreement is effective November 1, 2020 through December 31, 2021.

**Fiscal Implications:** Expenditures related to this agreement are offset by services rendered.

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

**RESOLUTION NO. 288 GRANT ACCEPTANCE/BUDGET AMENDMENT – HEALTH DEPARTMENT/COVID FUNDS – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The New York State Department of Health has awarded the Genesee County Public Health Department \$1,415,984 in funding for COVID-19 school testing activities and to purchase PPE for Genesee County schools and,

**WHEREAS**, The Committees on Human Services And Ways and Means did review this Budget Amendment and do 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 \$1,415,984 as specified and Be it further

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to Amend the 2021 Health Department budget to reflect an increase of:

\$400,000 in Appropriations A4010 4800.0000 Program Expense

\$450,000 in Appropriations A4010 4650.0003 Contracted Services

and to be offset by an increase of \$850,000 in A4010 4401.10 Fed Aid, Bioterrorism. Remaining funds (\$565,984) will be allocated in the 2022 budget.

**Budget Implications:**(\$1,415,984) in funding will be used to offset cost of COVID-19 school testing activities.

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

**RESOLUTION NO. 289 CONTRACT RENEWAL– HEALTH DEPARTMENT/ PARATRANSIT SERVICES – APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, Genesee County must provide transportation services for the Early Intervention and Preschool Supportive Health Services Program, and

**WHEREAS**, The Public Health Director did receive proposals for the provision of this service, and

**WHEREAS**, The Committee on Human Services did review this recommendation and does concur. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into a contract with Student Transport, Inc. (DBA: WNY Bus Co.), 79 Sheldon Avenue, Depew, NY 14043 and Transpo Bus Services LLC., 233 Fillmore Ave. Tonawanda, NY 14150 for the provision of paratransit services for the Early Intervention and Preschool Supportive Health Services Programs for the period of September 1, 2021 through August 31, 2022 based on the current bid rates plus 1.3%, the 1.3% increase is based on the Northeast Urban 2020 annual CPI which is outlined in Appendix A Page 6 of the bid agreement.

**Fiscal Implications:** Estimated annual expenses in the 2021 A 2960 Preschool Supportive Health Service budget are \$601,500. These services qualify for NYS reimbursement at the rate of 59.5% less any Medicaid payment for Medicaid eligible children. Estimated annual expenses in

the 2021 A 4059 Early Intervention budget are \$20,000.

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

**RESOLUTION NO. 290 CONTRACTS– HEALTH DEPARTMENT/PRESCHOOL SUPPORTIVE HEALTH SERVICES PROGRAM – APPROVAL OF**

Legislator Hawley offered the following resolution:

**WHEREAS**, The Public Health Director did present contracts for the provision of related services to eligible children in the Preschool Supportive Health Services Program, and

**WHEREAS**, The Committee on Human Services did review the 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 a contract with the following individual, for the provision of **Related Services** in the Preschool Supportive Health Services Program (PSSHSP) for the period of September 1, 2021 through June 30, 2023 per the 2021 PSSHSP rate schedule.

Michelle Sczudlo, 20 Lincoln Avenue, Leroy, NY 14482

**Budget Impact:** 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 Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 291 CONTRACT RENEWAL/MENTAL HEALTH/AGRI-BUSINESS CHILD DEVELOPMENT AT BATAVIA - APPROVAL OF**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, The Committee on Human Services does recommend approval of a contract renewal with Agri-Business Child Development at Batavia, located at 18 Brooklyn Avenue, Batavia, NY 14020 as presented by the Director of the Community Mental Health Services. Genesee County Department of Mental Health will provide onsite services to Agri-Business Child Development. Now, therefore, Be it

**RESOLVED**, That the Chairman of the Genesee County Legislature be and hereby is authorized and directed to approve the necessary documents to implement a contract between the County of Genesee Department of Mental Health and Agri-Business Child Development. The contract rate for services provided by the Department of Mental Health are at the rate of remuneration: \$400 for the period April 1, 2020 through March 31, 2022 in accordance with the terms of said contract, now Be it Further

**RESOLVED**, That the county agrees to the contracted rate of \$400 in accordance with the terms of the contract attested to by the President of the Genesee County Community Services Board and Agri-Business Child Development at Batavia, and approved as to form by the Genesee County Attorney.

**Budget Impact Statement:** County Cost - \$0

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

**RESOLUTION NO. 292 CONTRACT AMENDMENT - SHERIFF / NYS DHSES OIEC MUTUALINK PROGRAM - APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, Genesee County desires to participate in the State of New York, Department of Homeland Security and Emergency Services, Office of Interoperable and Emergency Communications Mutualink program for the purpose of providing first responders access to interoperable communications capabilities, and

**WHEREAS**, Genesee County entered into an agreement with the State of New York pursuant to resolution 146, dated April 23, 2015, and

**WHEREAS**, The State of New York would like to enter into a revised agreement providing for the County's use of New York State equipment, software and licenses necessary for the Mutualink program along with New York State's maintenance of the equipment through March 31, 2024, and

**WHEREAS**, After careful review by the Sheriff, Emergency Management Coordinator, County Attorney, and Director of Emergency Communications, it is recommended the County approve the revised agreement, and

**WHEREAS**, The Public Service Committee did review this request and does recommend approval at this time. Now, therefore, be it

**RESOLVED**, That the Genesee County Chair is authorized to approve the revised agreement with the State of New York, Department of Homeland Security and Emergency Services, Office of Interoperable and Emergency Communications, located at 1220 Washington Avenue, State Office Campus, Building 7A, 7th Floor, Albany, New York 12226, for Mutualink equipment.

**Budget Impact Statement: None.**

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

**RESOLUTION NO. 293**

**PUBLIC SAFETY RADIO SYSTEM  
MAINTENANCE AGREEMENT AMENDMENT –  
SHERIFF'S OFFICE / L3 HARRIS  
TECHNOLOGIES, INC.– APPROVAL OF**

Legislator Maha offered the following resolutions:

**WHEREAS**, Genesee County contracted with Harris Corporation RF Communications Division to provide public safety radio system maintenance services pursuant to Resolution 189, dated May 28, 2015, and

**WHEREAS**, Genesee County extended the maintenance agreement through December 31, 2021, pursuant to Resolution 344, dated September 24, 2020, and

**WHEREAS**, L3 Harris Technologies, Inc. is the successor authorized company via NYS OGS Contract, with offices located at 221 Jefferson Ridge Parkway, Lynchburg, VA 24501, and

**WHEREAS**, Genesee County wishes to add a new tower site to the maintenance agreement and extend the agreement from January 1, 2022, to December 31, 2026, at a cost of \$188,567 per year, and

**WHEREAS**, After careful review, the Genesee County Sheriff, County Attorney, and Director of Emergency Communications recommend Genesee County amend the public safety radio system maintenance agreement with L3 Harris Technologies Inc. for the period of January 1, 2022, to December 31, 2026, at a cost of \$188,567 per year, and

**WHEREAS**, The Committee on Public Service did review this request and does recommend approval at this time. Now, therefore, be it

**RESOLVED**, the public safety radio system maintenance agreement with L3 Harris Technologies Inc., with offices located at 221 Jefferson Ridge Parkway, Lynchburg, VA 2450, is amended for the period of January 1, 2022, to December 31, 2026, at a cost of \$188,567 per year.

**Budget Impact: None.**

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

**RESOLUTION NO. 294 ACCEPTANCE OF GRANT FUNDS / SHERIFF - COMMUNICATIONS – PUBLIC SAFETY ANSWERING POINT (PSAP) OPERATIONS GRANT - APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The New York State Division of Homeland Security and Emergency Services Office of Interoperable and Emergency Communications (NYS DHSES/OIEC) has awarded Genesee County grant funding in the amount of \$205,530 from the Public Safety Answering Point (PSAP) Operations Grant, and

**WHEREAS**, These funds will be used to offset a portion of the 2021 Communications budget in a like amount, and

**WHEREAS**, The Genesee County Sheriff and the Director of Emergency Communications recommend the acceptance of such grant funds, and

**WHEREAS**, The Committee on Public Service did review this request and does recommend approval at this time. Now, therefore, be it

**RESOLVED**, That the Chair of the Legislature is hereby authorized and directed to accept the Division of Homeland Security and Emergency Services Office of Interoperable and Emergency Communications Public Safety Answering Point (PSAP) Operations Grant in the amount of \$205,530.

**Budget Impact: None.**

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

**RESOLUTION NO. 295 AMENDMENT - SHERIFF'S OFFICE/ TYLER - NEW WORLD SYSTEMS PUBLIC SAFETY DASHBOARD SOFTWARE — APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, Genesee County did contract with New World Systems (NWS), 888 West Big Beaver Road, Troy, Michigan 48084, pursuant to Resolution No. 238 adopted on June 29, 2006, and

**WHEREAS**, Tyler Technologies, Inc., with offices at 840 West Long Lake Road, Troy, MI 48098 has merged with New World Systems and

**WHEREAS**, Genesee County desires to upgrade its Decision Support Software (DSS) to use Socrata for web-based dashboard applications at no additional cost to the County, and

**WHEREAS**, the Committee on Public Service did review this request and does recommend approval at this time. Now, therefore, be it

**RESOLVED**, the Chair of the Genesee County Legislature is authorized and directed to enter into an agreement with Tyler Technologies, Inc., 840 West Long Lake Road, Troy, MI 48098, to upgrade its Decision Support Software (DSS) to use Socrata for web-based dashboard applications at no additional cost to the County.

**Budget Impact: None.**

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

**RESOLUTION NO. 296 2021 BUDGET AMENDMENT - SHERIFF/K-9 PROGRAM- APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, K9 Rayzor had to undergo recent surgery, and will require physical therapy and medications during the recovery period, and

**WHEREAS**, K9 Frankie has been experiencing medical issues and will undergo surgery in the near future, which will require follow up care and treatment, and



**WHEREAS**, There are funds available in the K-9 Donations Reserve Account, from gifts and donations that have been made to the K9 Program, to cover the cost of the surgeries and all related expenses, and

**WHEREAS**, The Committees on Public Service 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 is hereby authorized and directed to amend the 2021 budget as follows:

\$10,757 to A3110.4800.3317 (Program Exp-Canine Program)

To be offset by increasing the following revenue account:

\$10,757 to A3110.2705 (Gifts and Donations), with funds to come from A915.6 (K-9 Assigned Unappropriated Funds)

**Budget Impact Statement:** Increase in Sheriff's 2021 appropriations in the amount of \$10,757; offset by an increase in revenue in a like amount, with funds to come from the K9 Donations Reserve Account.

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

**RESOLUTION NO. 297 MOU RENEWALS – SHERIFF / SCHOOL RESOURCE OFFICERS FOR BYRON-BERGEN AND PAVILION CENTRAL SCHOOL DISTRICTS - APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, The Byron-Bergen and Pavilion Central School Districts desire to renew their Memorandums of Understanding with the County of Genesee and the Genesee County Sheriff for a School Resource Officer (SRO) for each of its Districts for the following periods, and:

School District	Time Period		Reimbursement *
Byron-Bergen	12 months	9/1/21 – 8/31/22	\$102,813.81
Pavilion	12 months	7/1/21 – 6/30/22	\$119,021.07

**WHEREAS**, Reimbursement from each District includes the hourly rate for a Deputy Sheriff, fringe benefits and insurances.

*\* The yearly retirement and medical rates are not available until late fall; therefore, the rates listed include 2021 rates for 2022. Once all the rates have been confirmed, the rates will be modified; and, if applicable, the difference will be billed under a separate invoice or a credit will be applied, and*

**WHEREAS**, after careful review by the Sheriff and County Attorney, and

**WHEREAS**, the Committee on Public 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 and Genesee County Sheriff are authorized to sign the MOUs.

**Budget Impact:** Costs for each School District's School Resource Officer are offset by revenue in the same amount.

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

**RESOLUTION NO. 298 REAPPOINTMENTS/APPOINTMENTS – SHERIFF / TRAFFIC SAFETY BOARD – APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, reappointments do exist on the Genesee County Traffic Safety Board and the Committees on Public Service and Ways & Means do recommend reappointing the following three-year terms:

William A. Sheron, Jr. 8/1/2021 – 7/31/2024 Genesee Co. Sheriff’s Office  
Felipe A. Oltramari 8/1/2021 – 7/31/2024 Genesee Co. Planning  
Shawn Heubusch 8/1/2021 – 7/31/2024 City of Batavia Police Dept.

**WHEREAS**, a reappointment also exists for the Genesee County Health Department, however, its representative, Albert Cheverie, retired. Therefore, the department’s replacement representative listed below is recommended for appointment to a three-year term:

David Bell 8/1/2021 – 7/31/2024

**WHEREAS**, the LeRoy Police Department desires to have Chief Greg Kellogg appointed to represent its agency to replace Sgt. Emily McNamara, whose term expires 2/28/23. Now, therefore, be it

**RESOLVED**, that the above three-year reappointments/appointments for the Genesee County Traffic Safety Board are approved at this time.

**Budget Impact:** None.

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

**RESOLUTION NO. 299 ACCEPTANCE OF GRANT FUNDS - BUDGET  
AMENDMENT/SHERIFF – POLICE TRAFFIC SERVICES  
PROGRAM – APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The Sheriff requested authorization to accept grant funding from the NYS Governor’s Traffic Safety Committee, in the amount of \$25,440, to participate in the statewide Police Traffic Services Program, for the time period of October 1, 2021 through September 30, 2022, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this request and do recommend approval at this time. Now therefore be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to accept the NYS GTSC PTS Grant award in the amount of \$25,440. Be it further

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 budget by increasing Sheriff’s account A3110.1020.0700 (Overtime – STEP) in the amount of \$25,440, to be offset by an increase in revenue account A3110.4511 (Federal Aid Traffic Safety) in a like amount.

**Budget Impact:** Increase in Sheriff’s 2021 appropriations in the amount of \$25,440 from a NYS GTSC Police Traffic Services Program Grant Award; offset by an increase in revenue in a like amount.

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

**RESOLUTION NO. 300 GRANT ACCEPTANCE -PLANNING DEPARTMENT/  
GENESEE 2050 -APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, Genesee County has been notified of a 2019 Consolidated Funding Application (CFA) grant award in the amount of \$40,000 from New York State Empire State Development (ESD) for the update of the Genesee County Comprehensive Plan and the creation of a County Recreation Plan, a project hereto referred as Genesee 2050, and

**WHEREAS**, A signed “Incentive Proposal” is a requirement to receive the grant funding, and

**WHEREAS**, The Committee on Public Service did review this request and does concur. Now, therefore, be it

**RESOLVED**, That the Genesee Legislature does hereby authorize the Legislature Chair to execute such documents as are deemed necessary to receive the grant funding.

**Budget Impact:** Genesee County was awarded \$40,000 through the 2019 CFA process. The total project funding will be \$100,000 including a \$45,000 cash match from a previously established capital project to create the County Recreation Plan and a \$15,000 in-kind contribution. There is also a \$250 application fee that will be paid from the Planning Dept. 2021 operating budget.

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

**RESOLUTION NO. 301                      GRANT AWARD RENEWAL-  
JUSTICE FOR CHILDREN ADVOCACY CENTER/  
NYS OFFICE OF CHILDREN AND FAMILY  
SERVICES**

Legislator Yunker offered the following resolution:

**WHEREAS**, The Justice for Children Program Coordinator has been notified that an existing grant contract from the New York State Office of Children and Family Services will be renewed for the grant year running from October 1, 2021 to September 30, 2022, and

**WHEREAS**, The Justice for Children Program Coordinator has requested that the County accept an award in the amount of \$100,00.00 from the New York State Office of Children and Family Services, and

**WHEREAS**, This award is equal to the 2020-2021 award, and

**WHEREAS**, Funds from this grant will enable to Justice for Children Advocacy Center to provide services to children and families impacted by abuse in the Batavia, Warsaw, and Albion offices, and

**WHEREAS**, The Public Service Committee did review this request and does recommend acceptance of the grant funding 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 for acceptance of this grant funding for the period of October 1, 2021 through September 30, 2022 in the amount of \$100,000.00

**Budget Impact:** The New York State Office of Children and Family Services funds direct victim services at the Justice for Children Advocacy Center, including victim advocacy, mental health treatment, and medical care.

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

**NO. 302                                      GRANT AWARD-JUSTICE FOR CHILDREN ADVOCACY  
CENTER/NYS OFFICE OF CHILDREN AND FAMILY  
SERVICES**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Justice for Children Program Coordinator has been notified that an existing grant contract from the New York State Office of Children and Family Services will be renewed for the grant year running from October 1, 2021 to September 30, 2022, and

**WHEREAS**, The Justice for Children Program Coordinator has requested that the County accept an award in the amount of \$190,143.00 from the New York State Office of Children and Family Services, and

**WHEREAS**, This award represents a modest increase over the 20-21 award, which was \$188,313.00, and

**WHEREAS**, Funds from this grant will enable to Justice for Children Advocacy Center to provide services to children and families impacted by abuse in the Batavia, Warsaw, and Albion

offices, and

**WHEREAS**, The Public Service Committee did review this request and does recommend acceptance of the grant funding 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 for acceptance of this grant funding for the period of October 1, 2021 through September 30, 2022 in the amount of \$190,143.00.

**Budget Impact:** The New York State Office of Children and Family Services funds direct victim services at the Justice for Children Advocacy Center, including victim advocacy, mental health treatment, and medical care.

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

**RESOLUTION NO. 303      STANDARDIZATION OF VIDEO RECORDING SYSTEMS  
TO CASECRACKER BRAND – JUSTICE FOR CHILDREN  
ADVOCACY CENTER -APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, the Genesee County Legislature accepted funding from the NYS Office of Children and Family Services and NYS Office of Victim Services for the 2020-2021 grant year; and

**WHEREAS**, included in this acceptance are the funds necessary to purchase a new video recording system for the Batavia office of the Justice for Children Advocacy Center; and

**WHEREAS**, the Justice for Children Advocacy Center has exclusively utilized the CaseCracker brand recording systems in the Batavia, Albion, and Warsaw offices since 2017; and

**WHEREAS**, maintaining the uniformity of video recording systems in the Justice for Children Advocacy Center will ensure compatibility among all offices and eliminate the need for staff re-training; and

**WHEREAS**, the Justice for Children Advocacy Center desires to protect the economy, efficiency, and integrity of its video recording system; and

**WHEREAS**, after consulting with the Sheriff, County Attorney, County Manager, and County Purchasing Director, it is recommended that the Genesee County Legislature standardize the manufacturer of video recording systems to CaseCracker brand; and

**WHEREAS**, the Committee on Public Service did review this request and do recommend approval at this time. Now, therefore, be it

**RESOLVED**, that the Genesee County Legislature shall standardize the manufacturer of video recording equipment at the Justice for Children Advocacy Center to CaseCracker brand, pursuant to Article 5-A, Section 103(5) of the General Municipal Law of the State of New York.

**Budget Impact:** Appropriations to the Justice for Children Advocacy Center budget are offset by revenue from the NYS Office of Children and Family Services. Funds for this video recording system are fully covered by grants from the NYS Office of Children and Family Services and NYS Office of Victim Services and are included in the 2021 Justice for Children Advocacy Center budget.

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

**RESOLUTION NO. 304      SURPLUS EQUIPMENT – ROAD MACHINERY  
FUND – APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent did request the following equipment be declared surplus property, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this list and do recommend this equipment be declared surplus property at this time. Now, therefore, Be it, **RESOLVED**, That the Genesee County Legislature does hereby declare the following as surplus property to be disposed of at auction, public bid or through inter-municipal purchase.

**Road Machinery**

#6030 – Tractor 4

**Budget Impact:** Revenue for Road Machinery Fund

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

**RESOLUTION NO. 305                      GRANT ACCEPTANCE/2021 BUDGET ITEM  
TRANSFER – AIRPORT – AMERICAN RECOVERY  
PLAN ACT (ARPA) – APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Genesee County has been offered an Airport Improvement Program (AIP) grant by the Federal Aviation Administration under the authority of the American Recovery Plan Act (ARPA), and

**WHEREAS**, The grant can be used to assist with any expense related to the operation of the County Airport in order to deal with the impacts of the SARS-CoV2 (COVID-19) pandemic, and

**WHEREAS**, The County Highway Superintendent and County Treasurer have reviewed the grant program and recommend that the best course of action is for Genesee County to use the ARPA assistance to help offset existing debt service on the Terminal and Main Hangar, and

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

**RESOLVED**, That the Chairperson of the Genesee County Legislature is hereby authorized to approve the grant offer as prepared by the Federal Aviation Administration, and Be it further

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the Genesee County Treasurer to make the following budget item transfers within the 2021 County Budget:

Decrease A1000.1110.1 1% Sales Tax \$32,000

Increase A9710.4592 Federal Aid Transportation \$32,000

**Budget Impact:** Federal aid of \$32,000 provided by the ARPA will offset the use of \$32,000 in local 1% sales tax. These funds will be used to cover a portion of the debt related to the construction of the Terminal and Main Hangar at the Genesee County Airport.

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

**RESOLUTION NO. 306                      GRANT ACCEPTANCE/CAPITAL PROJECT  
AMENDMENT/BUDGET AMENDMENT –  
HIGHWAY – APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Superintendent of Highways has established capital projects for the repairs of highways and bridges, and

**WHEREAS**, The County has been awarded Finger Lakes –Lake Ontario Watershed Protection Alliance (FOLLOWPA) funds from the Genesee County Soil & Water Conservation District in the amount of \$22,000.00 for use on the replacement of the Sandpit Rd Culvert (BR#9M), and

**WHEREAS**, The Superintendent of Highways recommends accepting the grant funding and increasing the funding available for large span culvert replacements, and

**WHEREAS**, The Committees on Public Service and Ways and Means have reviewed these recommendations and does concur at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of Genesee County Legislature is hereby authorized to execute the Soil and Water Conservation Landowner/Operator Contract with Genesee County Soil & Water Conservation District in the amount of \$22,000, and

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2021 Budget and the Capital Project for Large Span Culverts by increasing H5197 2797 Other Local Governments, in the amount of \$22,000.00; to be offset by an increase in H5197 2080 0000 Capital Project Expense in a like amount.

**Budget Impact:** Aid in the amount of \$22,000 increases the capital project established for Large Span Culverts.

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

**Motion by Legislator Clattenburg to amend the following resolution to add “RESOLVED, That the Basis of Design Report be delivered to the County within 12 months as indicated in the consultant agreement, and be it further” seconded by Legislator Maha, carried unanimously.**

**RESOLUTION NO. 307**

**COUNTYWIDE WATER SUPPLY PROGRAM –  
PHASE 3 BASIS OF DESIGN AND SOURCE SUPPLY  
CHANGE STUDY – CONSULTANT  
AGREEMENT/BUDGET AMENDMENT –  
APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, Genesee County desires to obtain additional water supply from the Monroe County Water Authority, and

**WHEREAS**, Clark Patterson Lee has worked with the Genesee County Water Resources Agency, the Monroe County Water Authority, Genesee County and its municipalities for over 20 years regarding the development of the Countywide Water System and developed the original Environmental Impact Statement, and

**WHEREAS**, The Genesee County Highway Superintendent did provide a scope of work to Clark Patterson Lee for the work required to complete a Basis of Design Report for the Phase 3 Project as well as completing the needed Source Supply Change Studies to complete this phase, and

**WHEREAS**, The Genesee County Highway Superintendent did negotiate a contract price based on the scope provided and does recommend entering into a consultant agreement for this work, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this recommendation and do concur at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the Chairperson of the Genesee County Legislature to enter into a consultant agreement with Clark Patterson Lee, 250 St Paul Street, Suite 500, Rochester, NY 14623 in the amount of \$950,000 for the purposes complete a Basis of Design Report for the Phase 3 Project as well as completing the needed Source Supply Change Studies to complete this phase, and be it further

**RESOLVED**, That the Basis of Design Report be delivered to the County within 12 months as indicated in the consultant agreement, and be it further

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the County Treasurer to amend the 2021 Budget by increasing EW.8320.9999 Balancing by \$950,000 and increasing EW.8320.4660.0000 Contracted-Other in a like amount.

**Budget Impact:** The consultant agreement is for \$950,000 and is funded from the Water Fund. The Water Fund is being amended with additional revenue from increased water sales and offset by a contractual expense.

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

**RESOLUTION NO. 308**                      **COUNTYWIDE WATER SUPPLY PROGRAM –  
PHASE 2 – CHLORINATION STATIONS  
(CONTRACT 5B) – REJECTION OF BIDS**

Legislator Yunker offered the following resolution:

**WHEREAS** Genesee County advertised specifications and received bids for the construction of new chlorination stations under the Countywide Water System Phase 2 Project, and

**WHEREAS** The Genesee County Highway Superintendent did review this bid and recommends that the County reject all bids at this time, and

**WHEREAS** The Committee on Public Service did review this recommendation and does concur at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby reject all bids received for the construction of chlorination stations as specified in Contract 5B

**Budget Impact:** The bids received were 3-4 times the anticipated amount. The County will re-evaluate for chlorination systems.

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

**RESOLUTION NO. 309**                      **COUNTYWIDE WATER SUPPLY PROGRAM –  
PHASE 2 – OAKFIELD WATER STORAGE TANK  
THM REMOVAL SYSTEM (BID 2021-09) –  
REJECTION OF BIDS**

Legislator Dibble offered the following resolution:

**WHEREAS** Genesee County advertised specifications and received bids for the construction of a disinfectant biproduct removal system within the Village of Oakfield Water Storage Tank under the Countywide Water System Phase 2 Project, and

**WHEREAS** The Genesee County Highway Superintendent did review this bid and recommends that the County reject all bids at this time, and

**WHEREAS** The Committee on Public Service did review this recommendation and does concur at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby reject all bids received for Genesee County Request for Bids 2021-09.

**Budget Impact:** The bids received were 3-4 times the anticipated amount. The County will re-evaluate treatment system options and re-bid when necessary.

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

**RESOLUTION NO. 310**                      **AWARD OF BID – ROAD MACHINERY CAPITAL  
PROJECT – SELF-PROPELLED BROOM**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent reviewed available county bids on brooms for use at the County Highway Department

**WHEREAS**, Sourcewell Contract #052417-VTL provides for the purchase of brooms,

**WHEREAS**, The Genesee County Highway Superintendent does recommend awarding the bid to the lowest responsible bidder, and

**WHEREAS**, The Committee on Public Service did review this recommendation and does concur. Now, therefore, Be it

**RESOLVED**, The Genesee County Highway Superintendent is hereby authorized and directed to purchase a new and unused RB-50 Broom from Monroe Tractor via VT LeeBoy, 500 Lincoln County Parkway Ext, Lincolnton, NC 28092 in an amount not to exceed \$85,247.36.

**Budget Impact:** The equipment will be purchased from the capital project established for Road machinery Equipment. The capital project has a balance of \$264,052 available for this purchase. Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 311                    COUNTYWIDE WATER SUPPLY PROGRAM –  
PHASE 3 GOVERNMENTAL RELATIONS AND  
STRATEGIC COUNSEL – CONSULTANT  
AGREEMENT/BUDGET AMENDMENT –  
APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, Genesee County desires to obtain outside funding assistance in order to implement Phase 3 of the Countywide Water Program, and

**WHEREAS**, The Genesee County Highway Superintendent and the Genesee County Legislature have reviewed proposals from interested firms and conducted interviews for the purpose of obtaining strategic counsel and governmental relation assistance, and

**WHEREAS**, The committees on Public Service and Ways & Means did review this contract agreement and do concur, and

**WHEREAS**, Based on the reviews and interviews, the Genesee County Legislature desires to enter into a contract with a firm for these services. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the Chairperson of the Genesee County Legislature to enter into a consultant agreement with Carpi & Clay, 601 New Jersey Ave NW, Washington, DC 20001 for the purpose of providing strategic counsel and governmental relations in an amount not to exceed \$60,000, and be it further

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the County Treasurer to amend the 2021 Budget by increasing EW.8320.9999 Balancing by \$60,000 and increasing EW.8320.4660.0000 Contracted-Other in a like amount.

**Budget Impact:** The consultant agreement is for \$60,000 and is funded from the Water Fund. The Water Fund is being amended with additional revenue from increased water sales and offset by a contractual expense.

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

**RESOLUTION NO. 312    AUTHORIZING CHAIRPERSON OF THE GENESEE  
COUNTY LEGISLATURE TO SIGN SUB-LEASE  
AGREEMENT – NYS ED ACCES - VR**

Legislator Torrey offered the following resolutions:

**WHEREAS**, Genesee County has a space lease agreement with Easttown Plaza Associates LLC, located at East Main and Clinton Streets (Easttown Plaza) Batavia, New York for use by the Genesee County Job Development Bureau and its partner agencies to operate a One Stop Career Center through January 31, 2026, and

**WHEREAS**, The Employment & Training Director of the Genesee County Job Development Bureau recommends entering into a Sub-Lease Agreement with one of our partner agencies, the New York State Education Department ACCES – VR as follows:

\$7,844.71 annually (pro-rated in 2021 to \$5,229.84)



**WHEREAS**, The Ways and Means Committee did review this agreement, and does recommend authorization to sign at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the Chair to execute the necessary documents to implement this Sub-Lease Agreement between the County of Genesee and the New York State Education Department ACCES - VR, for the period May 1, 2021 through January 31, 2026.

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

**RESOLUTION NO. 313      TEMPORARY INFORMATION TECHNOLOGY  
DIRECTOR END DATE EXTENSION**

Legislator Klotzbach offered the following resolution:

**WHEREAS**, Resolution no. 176 amended the 2021 Management Salary Schedule to create (1) Temporary, Part-Time Information Technology Director position to assist with the new Information Technology Director through August 10, 2021, the incumbent Information Technology Director is requesting that the end date of this agreement be modified to December 31, 2021

**WHEREAS**, the immediate need for the Temporary, Part-Time Information Director is ending on July 20, 2021. The approved total expense to the county for the creation of the temporary position was \$15,119.33 of which approximately \$4,858.86 is remaining. The incumbent Information Technology Director is requesting that the approved temporary position be modified to a "Per Diem" basis to allow for availability of the Temporary, Part-Time Information Technology position for consultation on upcoming annual events, and

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

**RESOLVED**, That the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to amend the 2021 Management Employee Salary Schedule by extending (1) Temporary Part-Time Information Technology Director at a rate of \$51.69 per hour, through December 31, 2021.

**BUDGET IMPACT STATEMENT:** No additional dollar impact for this extension as it will not exceed the remaining funds that were approved in previous Resolution no. 176.

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

**RESOLUTION NO. 314      HOST COMMUNITY INVESTMENT AGREEMENT  
-APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Gateway Hydrogen, LLC (Plug Power, Inc.) has undertaken a green hydrogen production facility project at the WNY STAMP site in the Town of Alabama, Genesee County, and

**WHEREAS**, Gateway Hydrogen, LLC (Plug Power, Inc.) recognizes that such project will impact the surrounding community, particularly the County, and

**WHEREAS**, in consideration for the impacts on the community and the support and participation of the County with respect to the project, Gateway Hydrogen, LLC (Plug Power, Inc.) has agreed to enter into a Host Community Investment Agreement with Genesee County, and

**WHEREAS**, the Ways and Means Committee has reviewed the Host Community Investment Agreement and does concur at this time. Now, therefore Be it

**RESOLVED**, that the Chair of the Genesee County Legislature be hereby authorized to enter into a Host Community Investment Agreement with Gateway Hydrogen, LLC, a Delaware

limited liability company, having an address c/o Plug Power, Inc., 968 Albany Shaker Road, Latham New York 12110.

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

**Motion by Legislator Yunker to amend the following resolution to change the time of the Public Hearing to 3:00 PM seconded by Legislator Dibble, carried unanimously.**

**RESOLUTION NO. 315    SETTING PUBLIC HEARING/COMMUNITY DEVELOPMENT BLOCK GRANT COVID-19 RESPONSE – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, Genesee County proposes to submit a Community Development Block Grant (CDBG) application to NYS Office of Community Renewal to provide funds to support small businesses to prevent, prepare for, and respond to COVID-19, and

**WHEREAS**, A public hearing must be held prior to submission of the application to consider citizen comments and input. Now, therefore, Be it

**RESOLVED**, that the Genesee County Legislature hereby schedules a public hearing to be held on August 25, 2021 at 3:00pm at the Old Courthouse, 7 Main Street, Batavia, New York, with the purpose being to provide information to the public regarding the Community Development Block Grant COVID-19 Response (CDBG-CV) program and to consider citizen comments regarding the County's proposal to submit a CDBG application to the NYS Office of Community Renewal to provide funds to support small businesses to prevent, prepare for, and respond to COVID-19, and at least seven (7) days' notice shall be given by posting thereof on the County's website and by publishing such notice at least one (1) time in the official newspaper of the County as provided by law. Be it Further

**RESOLVED**, That the Chair of the Genesee County Legislature is authorized to execute any and all documents related to the Community Development Block Grant COVID -19 Response funding.

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

**RESOLUTION NO. 316    RESCIND RESOLUTION 381-2020- AUTHORIZATION FOR DISTRIBUTION PAYMENTS TO ENUMERATED GENESEE COUNTY TOWNS AND VILLAGES**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Genesee County Legislature passed resolution 381 in the year 2020 whereby the County would voluntarily distribute annual payments in monthly amounts to certain Towns and Villages located in Genesee County, and

**WHEREAS**, The County has made the first six monthly payments of 2021 to certain towns and villages, and

**WHEREAS**, The County, immediately upon learning of an accounting treatment detrimental to towns with villages within their border, implored state representatives to introduce legislation to rectify, and

**WHEREAS**, S4747B and A06223A were introduced in the Senate and Assembly, appropriately amended and included on committee agendas but not passed before the 2020-2021 Legislative Session adjourned, now therefore Be It

**RESOLVED**, that the Genesee County Legislature hereby rescinds Resolution 381-2020, and is hereby declared null and void, and Be it further

**RESOLVED**, that after the first six monthly 2021 revenue distribution payments, the Genesee county Treasurer is hereby authorized and directed to discontinue all future voluntary revenue

distribution payments to Towns and Villages until further notice.

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

**RESOLUTION NO. 317 APPOINTMENT - COUNTY CORONER**

Legislator Maha offered the following resolution:

**WHEREAS**, the resignation of Genesee County Coroner Adam Palumbo has resulted in a vacancy for one of the four positions of County Coroner, and

**WHEREAS**, pursuant to Section 400 (7) of the County Law, a vacancy in the Office of Coroner shall be filled by the County of Genesee Legislature, and such appointee shall hold office until the thirty-first day of December following the first annual election at which the vacancy can be filled by election, and

**WHEREAS**, Mr. John W. Peck will be on the November 2, 2021 ballot and the Legislature desires to appoint Mr. Peck to serve as coroner until December 31, 2021. Now, therefore, Be it **RESOLVED**, that John W. Peck residing at 8 Verona Avenue, Batavia, New York, is hereby appointed as the County of Genesee Coroner to fill a current vacancy to serve until December 31, 2021.

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

**RESOLUTION NO. 318 COUNTY AUDIT –JULY 28- APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Legislator Clattenburg, did review the following claims:

General Fund	\$	4,025,342.92
Highway		218,431.35
Self Insurance		54,572.77
Water Fund		753,699.96
Sales Tax-City of Batavia		2,091,617.96
DSS Abstracts		404,005.56
<b>Capital Projects</b>		
Highway-Large Span Culverts		13,637.70
Highway-T-Hangar Construction (AIR99)		61,104.08
Highway-S Lyons Street Bridge Over Tonawanda Creek		65,973.16
Highway-Highway Chipseal		361,708.39
Highway-Hundredmark Road Bridge Over Drainage Ditch		2,683.81
Highway-Highway Recycling		8,456.34
Highway-Darien-Alexander Tnl Road Bridge/Tunnery Creek		32,107.84
Highway-Sharrick Road Bridge Over Murder Creek		44,813.84
Highway-Tower Hill Road Bridge Over Spring Creek		228,154.87
Highway-Meadville Road Bridge Over Canal Creek		110,227.06
Airport-Ground Service Equipment		3,700.00
Airport-Reconstruction of Taxiway "C"		300.00
County Park-Comprehensive Recreation Plan		14,782.50
County Manager-County Manager Security Upgrades-Phase II		8,432.60
Sheriff's/Jail-Jail Construction		2,000.00
GCC-GCC Backup Power Improvements		24,200.00
<b>Payroll – General</b>		
July 2, 2021		1,290,128.21
July 16, 2021		1,743,351.02

**Medicaid**

June 29, 2021	165,091.00
July 5, 2021	165,091.00
July 12, 2021	165,091.00
July 19, 2021	165,091.00
July 26, 2021	<u>165,091.00</u>
<b>Total Audit</b>	\$ 12,388,886.94

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 Klotzbach seconded the resolution which was adopted by 326 votes.

At 6:00 PM the meeting adjourned upon motion of Legislator Torrey seconded by Legislator Deleo, carried unanimously.