

Present: Committee Legislators Maha and Yunker. Legislators Dibble, Deleo, Stein and Hawley attended. County Manager Matt Landers, County Attorney Mark Boylan, Deputy County Manager Tammi Ferringer, Clerk of the Legislature Lisa Casey, Planning Department Director Felipe Oltramari, Undersheriff Brad Mazur, Genesee Justice Program Coordinator Diana Prinzi, Human Resources Director Anita Cleveland, County Commissioner of Public Works Tim Hens, Probation Director Tim Michalak, Assistant County Engineer Laura Wadhams, Deputy County Commissioner of Public Works Paul Osborn, District Attorney Kevin Finnell, Office of Emergency Management Deputy Coordinator Gary Patnode, Director of Emergency Communications Frank Riccobono and District Attorney Kevin Finnell, Confidential Secretary Lacie Snell attended. Brian Quinn with the Daily News attended the meeting.

The meeting was opened on August 12, 2024 at approximately 5:05 p.m. The meeting location was at 7 Main Street Batavia, New York in the Legislative Conference Room.

Legislator Deleo was appointed to sit in for Legislator Clattenburg open position and Legislator Dibble was appointed to sit in for Legislator Klotzbach, carried unanimously.

Committee Chair Maha announced a quorum was established.

Minutes of the July 15, 2024 Public Service Committee meeting were approved by Committee Chair Maha.

Planning Department Director Felipe Oltramari reported Genesee County desires to use Building Energy Benchmarking. A process of measuring a building's energy use, tracking that use over time, and comparing performance to similar buildings - to promote the public health, safety, and welfare by making available good, actionable information on municipal building energy use to help identify opportunities to cut costs and reduce pollution in the Genesee County. This policy shall be effective immediately upon passage. 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 Yunker, carried unanimously.

Planning Department Director Felipe Oltramari recommended for the Legislature to execute a contract with Genesee Land Trust of for the provision of New York State Department of Agriculture and Markets' (NYSDAM) Farmland Protection Implementation Grant (FPIG) applications, grant coordination and related services from backdated from January 2024 and extending through December 31, 2025. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Dibble seconded by Legislator Yunker, carried unanimously.

Planning Department Director Felipe Oltramari recommended for the Legislature to execute a contract with Western New York Land Conservancy for the provision of New York State Department of Agriculture and Markets' (NYSDAM) Farmland Protection Implementation Grant (FPIG) applications, grant coordination and related services from backdated from January 2024 and extending through December 31, 2025. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Dibble, carried unanimously.

Planning Department Director Felipe Oltramari recommended for the Legislature to execute a contract with Genesee Valley Conservancy, Inc., for the provision of New York State Department of Agriculture and Markets' (NYSDAM) Farmland Protection Implementation Grant (FPIG) applications, grant coordination and related services backdated from January 2024 and extending through December 31, 2025. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Deleo, carried unanimously.

Undersheriff Brad Mazur reported the terms of the following Traffic Safety Board members have expired and they have expressed a desire to be reappointed. Undersheriff Mazur recommended the following Traffic Safety Board members are approved to be reappointed to an additional three-year term (8/1/2024 – 7/30/2027).

William A. Sheron, Jr.	Genesee County Sheriff's Office
Shawn Heubusch	City of Batavia Police Department
David Bell	Genesee County Health Department
Felipe Oltramari	Genesee County Planning Department

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

Genesee Justice Program Coordinator Diana Prinzi recommended for the Legislature to execute the agreement with the New York State Division of Criminal Justice Services for the acceptance of the Genesee County Pretrial Services award in the amount of \$136,061, and to execute any and all other documentation related to this funding. This was approved for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Dibble, carried unanimously.

Probation Director Tim Michalak reported requested for an amendment to the 2024 CSEA Employee Salary Schedule to create one temporary Principal Clerk position in the CSEA-General, Grade 12, in order to provide transitional training. Mr. Michalak requested authorization to amend the 2024 CSEA Employee Salary Schedule by creating one temporary Principal Clerk position in the CSEA-General, Grade 12, effective September 9, 2024, through December 31, 2024, for transitional purposes, not to exceed \$12,000. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Dibble seconded by Legislator Deleo, carried unanimously.

Probation Director Tim Michalak reported the Probation Department does possess 7 grey filing cabinets, 9 grey stackable chairs, 12 orange stackable chairs, 6 orange cushion chairs, and 1 metal computer desk, the above items are no longer needed and no other department has shown interest in their use. Mr. Michalak requested authorization to dispose of the above items by method deemed most appropriate by that department. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Dibble, carried unanimously.

County Commissioner of Public Works Tim Hens reported that bids to vendors piggybacking off the Cattaraugus County bid were awarded and the vendors were no longer able to provide the truck quoted on the bid due to supply chain issues with automatic transmissions and frame rails. Mr.

Hens recommended that the Legislature approve the request to rescind Resolution #137 of 2024. This was approved for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Deleo, carried unanimously.

County Commissioner of Public Works Tim Hens advertised local bid specifications for a 6 X 4 Dump Truck for use within the Road Machinery Fund and the County is having a difficult time finding vendors that can supply trucks within an appropriate amount of time. Mr. Hens recommended that the Legislature approve the request to reject any and all bids received for the 6 X 4 Dump Truck as specified in RFB# 24-06. This was approved for placement on the next Legislature Agenda upon motion of Legislator Deleo seconded by Legislator Dibble, carried unanimously.

County Commissioner of Public Works Tim Hens recommended establishing a capital project for the reconstruction of County Road 19B. Mr. Hens requested authorization to establish the following capital project: DPW – County Rd 19B in the amount of \$415,750 with 1% Sales Tax. Mr. Hens also requested authorization to fund the project by increasing 1% Sales Tax in the amount of \$415,750. Legislator Yunker asked what County Road is 19B. Mr. Hens stated County Road 19B is Fargo Road and Prole Road. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Deleo, carried unanimously.

County Commissioner of Public Works Tim Hens has reviewed established capital projects and does recommend closing one project. Mr. Hens requested authorization to make the following transfer: Transfer \$21,408.90 from Capital Project South Street Culvert over Drainage Ditch to Capital Project Large Span Culverts. He also recommended that the Legislature approve to close the South Street Culvert over Drainage Ditch Capital Project. 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 Dibble, carried unanimously.

County Commissioner of Public Works Tim Hens reported that the Holland Land Office Museum Restoration Study Capital Project has been completed and recommends that said Capital Project be closed at this time. Mr. Hens requested authorization to make the following capital project transfer: Transfer \$139,500.00 from Holland Land Office Museum Restoration Study Capital Project to Holland Land Office Museum Restoration & Life Safety Improvements (Design) Capital Project. He also recommended that the Legislature approve to close the following capital project: Holland Land Office Museum Restoration Study Capital Project. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Dibble seconded by Legislator Yunker, carried unanimously.

County Commissioner of Public Works Tim Hens reported the New York State Department of Transportation proposes to replace a culvert along NYS Route 262 in the Town of Byron, Genesee County. The New York State Department of Transportation proposes to utilize the following roads and streets as detours during the period of construction: Bank Street Rd (CR#13), from Rt 262 to Cockram Rd and Transit Rd (CR#42), from Cockram Rd to Rt 262. Mr. Hens recommended that the Legislature approve for New York State Department of Transportation to utilize the above mentioned roads and streets as detours and maintain traffic on them in accordance with the Subsection 619 of its Standard Specifications during the period of necessity. This was approved

for placement on the next Legislature Agenda upon motion of Legislator Deleo seconded by Legislator Dibble, carried unanimously.

County Commissioner of Public Works Tim Hens recommended for the Legislature to accept \$1,000 from the ACORNS to be used to cover the costs of materials to replace the Pavilion A Bridge during the 2024 Hard Hat camp. Mr. Hens also requested authorization to amend the 2024 Genesee County Budget by increasing Appropriation Building Materials in the amount of \$1,000 to be offset by an increase in Revenue General Department Income 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 Yunker seconded by Legislator Deleo, carried unanimously.

County Commissioner of Public Works Tim Hens established capital projects for and completed the replacement of the Judge Rd Bridge over Whitney Creek in the Town of Alabama, and Hundredmark Rd over Drainage Ditch in the Town of Elba. He requested that the New York State Department of Transportation acquire right to any and all property required by the County to advance the projects. Mr. Hens recommended for the Legislature to accept all acquired property from the State or its agencies upon completion of the projects and to keep the property for the life of the structure. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Dibble, carried unanimously.

County Commissioner of Public Works Tim Hens has established capital projects for the repair and replacement of highways, bridges and culverts with funding from the State of New York Consolidated Local Street and Highway Improvement Program (CHIPS), Extreme Winter Recovery (EWR), Pave Our Potholes (POP), and PAVE-NY funding and received more 2024 funding than was anticipated. Mr. Hens requested authorization to amend the following capital projects as required:

Amend Projects:

Title	Source	Amendment
Highway Overlay	POP	Add \$.56
Hwy Surface Treatment	PAVE-NY	Add \$.34
Hwy Surface Treatment	EWR	Add \$.25
Hwy Surface Treatment	CHIPS	Add \$.93

He also requested authorization to amend the following CHIPS, EWR, POP and PAVE-NY funded capital projects by increasing Highway Capital Project Expense in the amount of \$2.08 and Increase CHIPS 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 Dibble, carried unanimously.

County Commissioner of Public Works Tim Hens reported Genesee County is progressing renovations to the Engine House located at 3 West Main St in the City of Batavia and the County and its contractors will require space to store materials for the project. The only available space to stage and store equipment without disrupting traffic to the County and adjacent Courts Facility is tax parcel #84.010-4-13.3, which is owned by the City of Batavia and is the former location of the Ellicott St Water Storage Tower. Mr. Hens recommended for the Legislature to execute the Memorandum of Understanding between the County of Genesee and the City of Batavia relative to the use of tax parcel #84.010-4-13.3 as part of the Engine House renovations. 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 Dibble, carried unanimously.

District Attorney Kevin Finnell has been notified of the award of grant funding from the New York State Division of Criminal Justice Services for prosecution services aid in the amount of \$220,970 for the term of April 1, 2024 – March 31, 2025. Mr. Finnell recommended for the Legislature to execute the agreement with the New York State Division of Criminal Justice Services for the acceptance of grant funds in the amount of \$220,970 for Aid to Prosecution in Genesee County for the term of April 1, 2024 – March 31, 2025. This was approved for placement on the next Legislature Agenda upon motion of Legislator Deleo seconded by Legislator Yunker, carried unanimously.

District Attorney Kevin Finnell reported a 2014 Ford Fusion vehicle was declared surplus by the City of Batavia Police Department and the District Attorney's Office would like to purchase and retain said vehicle for law enforcement purposes by our Investigator. Mr. Finnell requested authorization to amend the 2024 budget as follows: \$3,000 to Vehicles, to be offset by increasing the following revenue account: \$3,000 to Forfeiture of Crime Proceeds. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Dibble, carried unanimously.

District Attorney Kevin Finnell reported it has been determined that deleting the one 37.5 hour per week full-time Assistant District Attorney position and creating a 30 hour per week full-time Assistant District Attorney position would be in the best interest of our candidate and our office. Mr. Finnell requested authorization to amend the 2024 Management Salary Schedule by eliminating a 37.5 hour per week, Assistant District Attorney position and adding a 30 hour per week, Assistant District Attorney position 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 Dibble, carried unanimously.

District Attorney Kevin Finnell reported Grand Jury expenses have exceeded that budget due to an increase number of cases presented so far, this year along with several more serious cases, which increases the time and expense on each of the individual cases. Mr. Finnell requested authorization to make the following budget transfer \$17,000 from Personal Services and \$17,000 to Court Reporter/GJ. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Dibble seconded by Legislator Deleo, carried unanimously.

Office of Emergency Management Deputy Coordinator Gary Patnode requested authorization to accept the FY21 HazMat grant funds from the U.S. Department of Homeland Security Program, Federal Emergency Management Agency (FEMA), administered by The New York State Division of Homeland Security and Emergency Services (DHSES); in conjunction with Monroe, Livingston, Orleans, and Wyoming Counties, and the City of Rochester. Mr. Patnode recommended for the Legislature to execute the Agreement with New York State Division of Homeland Security and Emergency Services, 1220 Washington Avenue, Albany, NY for the acceptance of FY20 HazMat Grant Program (April 1, 2024 through August 31, 2025) in the amount of \$184,250, and to execute any and all other documentation related to this funding. This was approved for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Deleo, carried unanimously.

Office of Emergency Management Deputy Coordinator Gary Patnode requested authorization to accept the FY22 HazMat grant funds from the U.S. Department of Homeland Security Program, Federal Emergency Management Agency (FEMA), administered by The New York State Division of Homeland Security and Emergency Services (DHSES); in conjunction with Monroe, Livingston, Orleans, and Wyoming Counties, and the City of Rochester. Mr. Patnode recommended for the Legislature to execute the Agreement with New York State Division of Homeland Security and Emergency Services, 1220 Washington Avenue, Albany, NY for the acceptance of FY20 HazMat Grant Program (April 1, 2024 through August 31, 2025) in the amount of \$184,250, and to execute any and all other documentation related to this funding. This was approved for placement on the next Legislature Agenda upon motion of Legislator Deleo seconded by Legislator Yunker, carried unanimously.

Office of Emergency Management Deputy Coordinator Gary Patnode presented an annual report and discussed the NYS Local Emergency Management Accreditation Program, Comprehensive Emergency Management Plan, National Incident Fire Reporting System, Fire Investigation Team, Emergency Communications upgrade, Emergency Preparedness app, arson control plan and the Continuity of Operations Plan (COOP). He provided a brief overview of response to calls, training, fire drills, fire extinguisher/AED inspections, facility use, projects and recruitment and retention of volunteer fire service personnel. Lastly, he included and briefly covered a summary of grants in the report.

County Manager Matt Landers reported L3 Harris Corporation and the County are currently under contract and have negotiated a price for the construction of the tower and to outfit the backup dispatch center with radio equipment. Mr. Landers requested authorization to establish capital project: Sheriff's Office – Radio Tower, and Backup 911Center and Interoperable Equipment in the amount of \$2,299,458. He also requested authorization to amend the 2024 Genesee County Budget by increasing Transfer to Capital in the amount of \$42,029 offset by an increase in Sales & Use Tax – CO 1% and increase in SICG State Aid – SICG in the amount of \$2,257,429 and an increase in 31 Interfund Transfer in the amount of \$42,029 offset by an increase in H.3397.2080.0000 in the amount of \$2,299,458. 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 Yunker, carried unanimously.

Clerk of the Legislature Lisa Casey announced the next Public Service Committee Meeting is Monday, September 16, 2024 at 4:30 p.m.

Committee Chair Maha adjourned the Public Service meeting at 5:47 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, August 12, 2024, at 5:05 P.M., typographical errors excepted.

Lisa K. Casey