

**SIXTEENTH DAY  
GENESEE COUNTY LEGISLATURE  
BATAVIA, NEW YORK  
WEDNESDAY, SEPTEMBER 22, 2021**

The Genesee County Legislature met in Regular Session on Wednesday, September 22, 2021 at 5:30 PM in the Legislative Chambers of the Old Courthouse. Legislator Maha offered to assist with the audit. The prayer was offered by Legislator Torrey followed by the Pledge to the Flag.

Minutes of the September 8, 2021 Legislature meeting were approved upon motion of Legislator Clattenburg seconded by Legislator Klotzbach, carried.

Legislator Torrey presented the Proclamation for National Suicide Prevention and Recovery Month to Lynda Battaglia the Director of Community Mental Health Services who accepted with sincere appreciation. Legislator Maha presented the Proclamation for Sheriff's Week September 19-25, 2021 to Sheriff William Sheron who accepted with sincere appreciation.

Legislator Torrey offered a committee report for the workforce development meeting for the GLOW with Your Hands. Event is Tuesday, September 28<sup>th</sup> from 9 a.m. to 2 p.m. Much goes into this event, will be a great event.

Legislature Chair, Stein mentioned there was a GAM meeting this past week. The Fire services work group indicated consultants will be back out in the community quickly so we will see some action locally. Also, there was conversation on Towns putting on water districts. The County is focused on getting our water system turned over as soon as possible. Legislature Chair stated, we can appreciate that we have provided more work force specifically to the water fund because its actual and necessary. Governor announced a clean water grant opportunity yesterday. The County will also be working hard to make sure our grant application to that fund is competitive and has the necessary support from local, regional and state level.

Legislator Maha discussed the information he learned on Bitcoin from the NYSAC Fall Conference he attended last week. A professor from SUNY Plattsburgh was the instructor on this. Talked about Bitcoin, mining took place in Plattsburgh, NY. It took a lot of energy, specifically electric and it was supposed to create all sorts of jobs, but that was not the case. China recognized bitcoin as an official currency. The professor believes that Bitcoin will be here to stay. There are two different type of bitcoins. Something on the horizon to be aware of.

Legislature Chair Stein attended the redistricting session at the NYSCA Fall Conference. Also attended a meeting regarding our County and the Western New York County which is dealing with broadband, which is one of those quality of life issues that the community continues to survive somehow without. There is opportunity for us in the near term and we'll be taking action to get that underway as soon as the funds are available from the Northern Border Commission.

County Manager Landers discussed masking policy. Department of Health Director, Paul Petit and I looked at the masking policy closely. The County is adhering to the policy implement in May which puts the onus on the individual policy for our employees. Nothing to do with our residents just our employees. We assume no one is vaccinated and everyone is masked. If the employee would like the privilege not to wear the mask the employee will need to show proof of vaccination. We are still monitoring because there are break through cases, if we get documented transmission within the workplace because of the policy in place now. We may have to follow suit such as other counties around us if this policy is not effective. The County is not asking of anyone's status, if the employee wants to disclose their status for the benefit of taking their mask

off the employees can certainly do that. We are preparing and planning if we do have to have a requirement where our workforce either vaccinated or weekly testing, we are watching closely and anticipating plans, with the Health Department, to probably provide test kits to our larger departments for the unvaccinated individuals if cases get worse. Still waiting through this. Luckily there is a test out option available to County workforce. (Get the vaccine or test out). Working on the process to roll out, Paul and I have had multiple conversation about this, keeping a close eye on this. Legislator Maha asked is this the rapid test? Matt says they have ran out of rapid tests. Interpretation would be low level PCR tests.

The Clerk proceeded with the resolutions:

**RESOLUTION NO. 361                    GRANT ACCEPTANCE – EMERGENCY  
MANAGEMENT SERVICES & SHERIFF’S OFFICE –  
FY21 STATE HOMELAND SECURITY PROGRAM  
(SHSP) GRANT – APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, The Emergency Management Services Coordinator and the Genesee County Sheriff request authorization to accept the FY21 State Homeland Security Program (SHSP) grant funding in the amount of \$98,160 from the US Department of Homeland Security, Federal Emergency Management Agency (FEMA); administered by the NYS Division of Homeland Security and Emergency Services (DHSES), and

**WHEREAS**, Grant funding priorities focus on the State’s homeland security and emergency management efforts through the advancement of regional partnerships, development of citizen preparedness efforts, development of cyber security programs and policies; law enforcement information-sharing capabilities, emergency management planning efforts and sustainment of effective programs and existing capabilities, and

**WHEREAS**, 25% of the total grant award or \$24,540 must be utilized for law enforcement terrorism prevention activities, and

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

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the Agreement with the New York State Division of Homeland Security and Emergency Services, 1220 Washington Avenue, Albany, NY for the acceptance of FY21 State Homeland Security Program (SHSP) funds in the amount of \$98,160 and to execute any and all other documentation related to this funding, and

**Budget Impact Statement:** No County cost. Grant funds in the amount of \$25,540 will be appropriated in the 2022 Genesee County Sheriff budget. SHSP funds in the amount of \$73,620 will be appropriated in the 2022 and future EMO operating budgets.

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

**RESOLUTION NO. 362                    CONTRACTUAL AGREEMENT RENEWAL -  
JUSTICE FOR CHILDREN ADVOCACY CENTER  
/FORENSIC INTERVIEWER APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Coordinator of the Justice for Children Advocacy Center did submit for renewal a contractual agreement for a forensic interviewer for the Justice for Children Advocacy Center; and

**WHEREAS**, This contract will allow the JFCAC to continue to conduct high-quality; evidence-based forensic interviews of children impacted by abuse and will allow us to meet our Standards of Accreditation by the National Children's Alliance; and

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

**RESOLVED**, That the Chair of the Genesee County Legislature and the Genesee County Sheriff are hereby authorized and directed to renew a contractual agreement with Kathy Colgan with residence at 16 Country Meadow Drive, Honeoye Falls, NY 14472 for forensic interviewing, peer review, and training for the Justice for Children Advocacy Center/Team for the period of October 1, 2021 through September 30, 2022 at a cost of \$80.00 per hour.

**Budget Impact:** Funds for contractual agreements are fully covered by grants from the NYS Office of Children and Family Services and are already included in the 2021 and 2022 Justice for Children Advocacy Center Budget.

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

**RESOLUTION NO. 363      CONTRACTUAL AGREEMENT RENEWAL- JUSTICE FOR CHILDREN ADVOCACY CENTER/MENTAL HEALTH CLINICAL THERAPIST APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, The Justice for Children Program Coordinator did request to renew a contractual agreement for a Mental Health Clinical Therapist for the Justice for Children Advocacy Center; and

**WHEREAS**, This contract will allow the JFCAC to continue to meet the mental health needs of children and families impacted by abuse and will allow us to meet our Standards of Accreditation by the National Children's Alliance; and

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

**RESOLVED**, That the Chair of the Genesee County Legislature and the Genesee County Sheriff are hereby authorized and directed to enter into a contractual agreement with Brenda McQuillan, PhD, LMSW, with residence at 5283 Oak Orchard Road, Albion, NY to provide mental health services to child-victims and their families for the Justice for Children Advocacy Center, 304 East Main Street, Batavia, NY for the period of October 1, 2021 through September 30, 2022 at a cost of \$53.00 per hour.

**Budget Impact:** Funds for contractual agreements are fully covered by grants from the NYS Office of Children and Family Services and are already included in the 2021 and 2022 Justice for Children Advocacy Center Budget.

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

**RESOLUTION NO. 364      CONTRACTUAL AGREEMENT RENEWAL- JUSTICE FOR CHILDREN ADVOCACY CENTER/FORENSIC INTERVIEWER – MITCHELL APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The Coordinator of the Justice for Children Advocacy Center did request to renew a contractual agreement for a forensic interviewer for the Justice for Children Advocacy Center; and

**WHEREAS**, This contract will allow the JFCAC to continue to conduct high-quality; evidence-based forensic interviews of children impacted by abuse and will allow us to meet our Standards of Accreditation by the National Children's Alliance; and

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

**RESOLVED**, That the Chair of the Genesee County Legislature and the Genesee County Sheriff are hereby authorized and directed to enter into a contractual agreement with Jessica Mitchell with residence at 971 Redman Road, Hamlin, NY for forensic interviewing at the Justice for Children Advocacy Center for the period of October 1, 2021 through September 30, 2022 at a cost of \$43.00 per hour.

**Budget Impact:** Funds for contractual agreements are fully covered by grants from the NYS Office of Children and Family Services and are already included in the 2021 and 2022 Justice for Children Advocacy Center Budget.

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

**RESOLUTION NO. 365 CONTRACTUAL AGREEMENT RENEWAL - JUSTICE FOR CHILDREN ADVOCACY CENTER/MENTAL HEALTH THERAPIST – WALSH APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, The Justice for Children Program Coordinator did request to renew a contractual agreement for a Mental Health Clinical Therapist for the Justice for Children Advocacy Center; and

**WHEREAS**, This contract will allow the JFCAC to continue to meet the mental health needs of children and families impacted by abuse and will allow us to meet our Standards of Accreditation by the National Children's Alliance; and

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

**RESOLVED**, That the Chair of the Genesee County Legislature and the Genesee County Sheriff are hereby authorized and directed to enter into a contractual agreement with Julie A. Walsh, LCSW-R, with residence at 43 Sarah Circle, Spencerport, New York 14559, for clinical supervision for the JFCAC Mental Health Clinical Therapists and to provide mental health services to child-victims and their families for the Justice for Children Advocacy Center, 304 East Main Street, Batavia, NY for the period of October 1, 2021 through September 30, 2022 at a cost of \$60.00 per hour.

**Budget Impact:** Funds for contractual agreements are fully covered by grants from the NYS Office of Children and Family Services and are already included in the 2021 and 2022 Justice for Children Advocacy Center Budget.

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

**RESOLUTION NO. 366                      CHANGE ORDER – JUDGE RD BRIDGE  
REPLACEMENT – OCCHINO CORPORATION –  
APPROVAL OF**

Legislator Yunker offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent recommends authorizing additional work with Occhino Corporation as part of the Judge Rd Bridge Replacement project, and

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

**RESOLVED**, That the Chair of the Genesee County Legislature does hereby authorize change orders in the amount of \$16,366.44 for Occhino Corporation, 2650 Seneca St, West Seneca, NY 14224 related to additional tack coat, milling quantities, and dewatering costs.

**Budget Impact:** Construction on this contract is complete and the change order is needed to accept final adjustments on the contract. The total amount for the change order is \$16,366.44. This change brings the total contract amount to \$512,893.14.

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

**RESOLUTION NO. 367                      SUPPLEMENTAL CONSULTANT AGREEMENT –  
HIGHWAY – DARIEN ALEXANDER TOWNLINE RD  
BRIDGE-- APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Genesee County has received federal aid to replace the Darien-Alexander Townline Rd Bridge over Tunnery Brook bridge within the Towns of Darien and Alexander, and

**WHEREAS**, The Highway Superintendent reviewed proposals from consultants for construction administration and inspection services related to this project and did make a recommendation to approve a consultant agreement at this time, and

**WHEREAS**, The Committees on Public Service 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 supplemental consultant agreement with Barton and Loguidice, 11 Centre Park, #203 Rochester NY 14614 in an amount not to exceed \$145,400.

**Budget Impact:** The total cost for this agreement is \$145,400, which is covered by a capital project funded with 80% federal aid and a local match. The supplemental agreement brings the total maximum amount payable to B&L to \$302,400.

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

**RESOLUTION NO. 368                      AWARD                      OF                      CONTRACT-COUNTY  
CLERK/COMPUTER SERVICES-APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The Genesee County Clerk issued a Request for Proposals (“RFP”) RFP 2021-105 for an Integrated County Clerk’s Records Management System which includes the



**WHEREAS**, Rules and Regulations on what is allowed for investments has changed as New York State has recently adopted new investments for counties to match what NYC counties have been allowed to invest in, and

**WHEREAS**, The County Treasurer wants to take advantage of some of the new investments available to governments, while protecting the risk associated with some other types of investments to increase the return on available funds, Now Therefore, Be it

**RESOLVED**, That the Genesee County Legislature be and hereby approves the Investment Policy offered by the County Treasurer.

**Budget Impact:** There will be increased interest earnings associated with the new Investment Policy

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

**RESOLUTION NO. 371      2021 BUDGET AMENDMENT/CONTRACT AMENDMENT  
PUBLIC DEFENDER ASSIGNED COUNSEL – APPROVAL  
OFFICE**

Legislator Yunker offered the following resolution:

**WHEREAS**, Genesee County received a Statewide Expansion of Hurrell-Harring grant through the Office of Indigent Legal Services to cover Caseload Relief, Quality Improvement and other additional administrative expenses of the Assigned Counsel program, and

**WHEREAS**, Genesee County will need to modify the existing contract with Benjamin J. Bonarigo, PLLC. To include the additional administrative expenses covered by the grant, and

**WHEREAS**, The County Manager and County Treasure request a budget amendment in order to utilize the grant funds, and

**WHEREAS**, The Ways and Means Committee does concur at this time. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the Contract Amendment with Benjamin J. Bonarigo, PLLC, 18 Ellicott Street, Batavia, New York 14020, for administration of the Genesee County Assigned Counsel Program, and Be it further

**RESOLVED**, That the Genesee County Treasure is hereby authorized and directed to amend the 2021 Budget by increasing A1171.4800.0000 – Program Expense by \$ 40,000 offset by and increase in A1171.3025 – Indigent Legal Services in a like amount

**Budget Impact:** Increase in expenses to the Assigned Counsel Program to be offset fully by grant revenue

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

**RESOLUTION NO. 372                                      2021 BUDGET TRANSFER – COUNTY MANAGER-  
APPROVAL OF**





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

**RESOLUTION NO. 374                      2021    SALARY    SCHEDULE    AMENDMENT-  
DISTRICT ATTORNEY-APPROVAL OF**

Legislator Maha offered the following resolution

**WHEREAS**, The District Attorney currently has one of five Assistant District Attorneys on Family Leave which is expected to last until January 2022 and another of the Assistant District Attorneys has left the position on August 27, 2021 due in part to his inability to keep up with the workload, and the District Attorney Lawrence Friedman is retiring on December 31, 2021 which will create another Assistant District Attorney position, and

**WHEREAS**, While we have had difficulty finding qualified candidates for open positions we have been fortunate enough to find a candidate with significant experience who is ready to begin on October 12, 2021, and

**WHEREAS**, The District Attorney has requested the creation of a Full-Time Temporary Assistant District Attorney position to help alleviate the backlog of work facing the District Attorney; and

**WHEREAS**, This position would be paid for with the funds that are not being expended by the County for our Assistant District Attorney who is out on unpaid parental leave, and

**WHEREAS**, The Public Service Committee recommends approval of this request and the Ways and Means Committee does concur. Now, therefore Be it

**RESOLVED**, That the Genesee County Treasurer and Human Resource Director are thereby authorized and directed to amend the 2021 Genesee County Management Salary Schedule by creating one Full-Time Temporary Assistant District Attorney Grade 119 position effective October 12, 2021 through December 31, 2021.

**Budget Impact Statement: None.** The proposed position will temporarily replace an ADA salary that are not being expended by the County who is out on unpaid parental leave thereby saving the County personnel cost.

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

**RESOLUTION NO. 375                      CONTRACTUAL AGREEMENT-JUSTICE                      FOR  
CHILDREN ADVOCACY CENTER/MEDICAL SERVICES  
APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, Included the acceptance of the 2020-22 NYS Office of Children and Family Services grant are contractual agreements for medical providers at the Justice for Children Advocacy Center; and

**WHEREAS**, The Justice for Children Program Coordinator did request to renew a contractual agreement for a medical provider for the Justice for Children Advocacy Center; and

**WHEREAS**, This contract will allow the JFCAC to enhance forensic medical services for children impacted by abuse and will allow the JFCAC to meet Standards of Accreditation by the National Children's Alliance; 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 and the Genesee County Sheriff are hereby authorized and directed to enter into a contractual agreement with Cecilia Lyons,

PNP with residence at 311 Ortner Road, Darien Center, NY 14040 to provide medical services to child-victims at the Justice for Children Advocacy Center, 304 East Main Street, Batavia, NY for the period of October 1, 2021 through September 30, 2022 at a rate of \$200.00 per forensic rape exam, \$150.00 per forensic child abuse exam, and \$50.00 per case review meeting .

**Budget Impact:** Funds for medical services are fully covered by a grant from the NYS Office of Children and Family Services and are already included in the 2021 and 2022 Justice for Children Advocacy Center Budget.

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

**RESOLUTION NO. 376                      AWARD OF BID -- ALBION RD BRIDGE PILE CAP REPAIRS**

Legislator Yunker offered the following resolution:

**WHEREAS,** The Genesee County Highway Superintendent advertised specifications on furnishing and installing a new galvanized cap beam and stiffener connections on the Albion Rd Bridge in Oakfield; and

**WHEREAS,** The County advertised the specifications for this work as and did receive (3) three bids from contractors, and

**WHEREAS,** The Genesee County Highway Superintendent reviewed the accuracy of these bids and does recommend award at this time, and

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

**RESOLVED,** The Genesee County Legislature does hereby award the Albion Rd Cap Beam contract for \$92,000 to BVR Construction Corp., 8 King Rd, Churchville, NY 14428

**Budget Impact:** The contract will be funded from the Large Span Culverts Capital Project, which has sufficient available balance from which to fund the work.

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

**RESOLUTION NO. 377                      CONSULTANT AGREEMENT – HIGHWAY – FARGO RD BRIDGE #3N (DESIGN) – APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS,** As a result of a recent culvert inspection, the Genesee County Highway Superintendent requested proposals from consultants for design services for the Fargo Rd Culvert over Black Creek (Bridge #3N); and

**WHEREAS,** The Highway Superintendent reviewed proposals from consultants for design services related to this project and did make a recommendation to approve a consultant agreement at this time, and

**WHEREAS,** The Committees on Public Service and Ways and Means 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 consultant agreement with Ravi Engineering, 2110 S Clinton Ave, Suite 1, Rochester NY 14618 in an amount not to exceed \$206,729

**Budget Impact:** The contract will be funded from the Large Span Culverts Capital Project. The county will be working with NYSDOT to convert the project into a federally eligible bridge based on the proposed increase in span and seek federal assistance for construction.

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

**RESOLUTION NO. 378**

**AWARD OF BID – FACILITIES  
MANAGEMENT/ELEVATOR MAINTENANCE –  
APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The County of Genesee advertised bid specifications for the maintenance and repair of elevators located in various county facilities, and

**WHEREAS**, The Highway Superintendent does recommend the awarding a contract to the lowest bidder meeting qualifications, and

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

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into a contract with TK Elevator Corporation., 2745 Broadway, Suite 25, Cheektowaga, NY 14227 for the maintenance and repair of elevators located at various county facilities for the period of January 1, 2022 through December 31, 2023.

**Budget Impact Statement:** Facilities Management budgets for this contract in its operating budget. The annual cost of monthly inspections at all locations is \$14,760. Repairs are billed at \$325 per hour for mechanic helper teams and parts are marked up 20% over cost from the manufacturer.

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

**RESOLUTION NO. 379**

**CHANGE ORDERS – PHASE 2 WATER SUPPLY –  
CONTRACTS 1 & 3A – APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, Genesee County has completed work on several projects needed to expand water supply capacity under Phase 2 of the Countywide Water Supply Program, and

**WHEREAS**, These projects have encountered changes in requirements, which have increased costs required to

**WHEREAS**, The Genesee County Highway Superintendent has reviewed this change request for need and accuracy of pricing, and

**WHEREAS**, The Genesee County Highway Superintendent recommends approval of the change order at this time, and

**WHEREAS**, The Committees on Public Service and Ways and Means have reviewed this request and do concur at this time. Now, therefore, be it

**RESOLVED**, That the Chairperson of the Genesee County Legislature is hereby authorized to and directed to approve a change order to Contract 1 with Randsco Pipeline, Inc., 672 Frey Rd, Macedon, NY 14502 for a final amount of \$91,101.74 to reconcile final installed quantities encountered during the project as compared to contractual quantities, and

**RESOLVED**, That the Chairperson of the Genesee County Legislature is hereby authorized to and directed to approve a change order to Contract 3A with C.P. Ward, Inc., PO Box 900, 100 River Rd, Scottsville, NY 14546 for a final amount of \$10,661.15 to adjust unused field change allowance balance, add pipe supports, provide additional landscaping stone for drainage and to repair a damaged ceiling.

**Budget Impact:** The total amount for both of the change orders is \$101,762.89. The change to Contract #1 brings the total contract amount to \$5,692,587.34. The change order to Contract #3A brings the total contract amount to \$1,738,774.62.

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

**RESOLUTION NO. 380                      SURPLUS                      EQUIPMENT-HIGHWAY-ROAD  
MACHINERY FUND-APPROVAL OF**

Legislator Yunker 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**

#4027 – 2009 Mack Truck

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

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

**RESOLUTION NO. 381                      RESCIND RESOLUTION NO. 350/GRANT  
ACCEPTANCE/BUDGET AMENDMENT – HEALTH  
DEPARTMENT – APPROVAL OF**

Legislator Klotzbach offered the following resolution

**WHEREAS,** Resolution #350 of 2021 was duly adopted by the Genesee County Legislature that did contain an error and needs to be rescinded, and

**WHEREAS,** The Center for Disease Control has awarded the Genesee County Public Health Department \$248,226 in annual funding for childhood lead poisoning prevention and surveillance of blood lead levels grant activities; and

**WHEREAS,** The Public Health Director has requested the creation of a full-time PH Educator, full-time Epidemiologist, and full-time Senior Financial Clerk positions to fulfill the grant work plan activities; 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 Genesee County Legislature rescinds Resolution # 350 of 2021 and Be it further

**RESOLVED,** That the Chair of the Genesee County Legislature is hereby authorized to accept this award for \$248,226 as specified 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 Management Salary Schedule by creating (1) full-time Public Health Educator position (Management Grade 110) and (1) full-time Epidemiologist position (Management Grade 112), and Amend the 2021 Genesee County Employee Salary Schedule by creating (1)

full-time Senior Financial Clerk position (CSEA Grade 10), all positions listed are effective 10/1/2021 – 09/29/2026, 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:

\$31,700 in Appropriations A4010 1010.0000 Personal Services  
\$2,000 in Appropriations 8010.0000 Social Security Tax  
\$1,000 in Appropriations A4010 8011.0000 Medicare Tax  
\$9,000 in Appropriations A4010 8030.0000 Medical  
\$3,000 in Appropriations A4010 8020.0000 Retirement  
\$3,000 in Appropriations A41010 4170.0000 Advertising  
\$11,000 in Appropriations A4010 4800.0000 Program Expense  
and to be offset by an increase of \$60,700 in A4010 4401.20 Fed Aid, LEAD.

Remaining funds (\$187,526) will be allocated in the 2022 budget.

Budget Implications: Funding will be used to offset costs of the Childhood lead poisoning prevention and surveillance of blood lead levels grant work plan.

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

**RESOLUTION NO. 382            URGING GOVERNOR HOCHUL AND COMMISSIONER ANN MARIE T. SULLIVAN TO MODIFY THE COVID-19 MANDATE FOR ALL HEALTHCARE WORKERS – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, Governor Hochul announced, in her first day in office, that she would be implementing a mandate that all healthcare workers in New York State be vaccinated against COVID-19 by September 27, 2021; and

**WHEREAS**, many nursing homes and hospitals across the Finger Lakes region have indicated that significant numbers of their staff have threatened to resign effective September 26, 2021 rather than receive the COVID-19 vaccine; and

**WHEREAS**, our nursing homes and hospitals are already experiencing staff shortages caused by complex and diverse factors; and

**WHEREAS**, while well-intentioned, the vaccine mandate proposed by Governor Hochul and Commissioner Sullivan runs the risk of effecting the mass resignation of unvaccinated healthcare workers throughout the state; and

**WHEREAS**, both hospitals and nursing homes have indicated they would be forced to shutter beds and reduce capacity if the threatened resignations come to fruition; and

**WHEREAS**, as the Delta variant of COVID-19 increases its spread through our communities and colleges and K through 12 schools resume classes, our community cannot risk losing critical healthcare workers and acute and long-term care capacity; and

**WHEREAS**, allowing for a twice a week, or more frequent, testing alternative to the proposed vaccine mandate would protect patient safety, respect the personal rights of healthcare workers, and ensure that our medical system is as prepared as possible for the anticipated increase in COVID-19 cases heading into the fall and winter; now therefore be it

**RESOLVED**, the Genesee County Legislature encourages all eligible New Yorkers to get vaccinated against COVID-19; and may it be further

**RESOLVED**, the Genesee County Legislature hereby calls on Governor Hochul and Department of Health Commissioner Sullivan to modify their healthcare worker COVID-19 vaccine mandate to allow for a testing option for those workers who do not wish to receive the vaccine at this time; and may it be further

**RESOLVED**, certified copies of this resolution be sent to Governor Kathy Hochul, Department of Health Commissioner Ann Marie T. Sullivan, State Assembly Speaker Carl Heastie, Senate Majority Leader Andrea Stewart-Cousins, Assembly Minority Leader Will Barclay, and Senate Minority Leader Rob Ort.

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

**RESOLUTION NO. 383 COUNTY AUDIT –SEPTEMBER 22- APPROVAL OF**

Legislator Clattenburg offered the following resolution:

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

General Fund	\$	565,402.34
Highway		651,752.17
Water Fund		495,347.22
Worker’s Comp		259.10
DSS Abstracts		238,405.95
<b>Capital Projects</b>		
Highway-Large Span Culverts		203.14
Highway-Highway Chip Seal		189,906.58
Highway-Road Machinery Equipment		6,100.00
Highway-Sharrick Road Bridge over Murder Creek		8,227.94
Highway – Tower Hill Road Bridge over Spring Creek		194,915.21
Highway - Meadville Road Bridge over Canal Creek		246,172.98
Highway – South Lyon Street Bridge over Tonawanda Creek		18,236.86
Highway-Colby Road (CR51		391.81
Highway-Recycling		144,350.75
Highway-Airport Ground Service Equipment		189,600.00
Highway – Airport T-Hangar Construction		22,836.16
County Park-Comprehensive Recreation Plan		5,288.50
County Park Area “D” Shelter Improvements		274.42
Sheriff/Jail – Firing Range Upgrades		579.63
Sheriff/Jail – Jail Construction		191,600.00
<b>Payroll – General</b>		
September 10, 2021		1,245,347.83
<b>Medicaid</b>		
September 14, 2021		165,091.00
September 21, 2021		<u>165,091.00</u>
<b>Total Audit</b>	\$	4,745,380.59

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

At 6:08 p.m. the Chair motioned to adjourned, acknowledge by Legislator Torrey seconded by Legislator Deleo, carried, unanimously.

*Rochelle M. Stein Dated: 10-13-21*

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**Chair to Genesee County Legislature**