

**SIXTEENTH DAY
 GENESEE COUNTY LEGISLATURE
 OLD COURT HOUSE – 7 MAIN STREET, BATAVIA, NY
 WEDNESDAY, OCTOBER 12, 2022 AT 5:30 PM**

The Genesee County Legislature met in Regular Session on Wednesday, October 12, 2022 at 5:30 p.m. in the Legislature Chamber of the Old Court House.

Legislator Maha offered to assist with the audit. The prayer was offered by Legislator Hawley followed by the Pledge to the Flag.

Proclamations & Commendations:

National Breast Cancer Awareness Month (Presented by Legislator Klotzbach accepted by Madam Chair Stein)

National Archives Month (Presented by Legislator Torrey, accepted by Michael Eula, Judy and Ruth Koch, Judy Stiles)

Approval of Minutes: September 28, 2022 - Motioned by Legislator Klotzbach and seconded by Legislator Deleo, carried unanimously.

Committee & Special Assignment Reports: Legislator Maha and Yunker attended the Jail Construction Meeting. Impressed with the work that is going on. Chair Stein attended MEGA Meeting. Also, Legislature will be acknowledging “Operation Greenlight” on Veterans Day, November 11th.

Communications & Petitions:

Travel Out-of-State: Diana Fox – Office For The Aging-USAing Leadership Institue – Alexandria, VA. Total Cost \$2,252.88

Diana Fox	Y	N	simple	2/3
1. Klotzbach	X		16	16
2. Yunker	X		26	26
3. Dibble	A		25	25
4. Hawley	X		31	31
5. Stein	X		26	26
6. Torrey	1		23	23
7. Deleo	2		17	17
8. Clattenburg	A		18	18
9. Maha	X		18	18
TOTALS			200	200
Roll Call			157	
Approval			101	134

Legislator Comments: None

County Manager Report: County Manager mentioned Laura Wadhams and Paul Osborn being a great asset to Genesee County. They traveled to Green County to observe a Jail Pod Construction.

Resolutions: CONSENT AGENDA ITEMS:

Ways and Means Committee Legislator Maha filled in for Legislator Clattenburg (Committee Chair) who was absent. Legislator Maha requested the Chair to remove resolution 7 from the consent agenda to the non-consent agenda for further discussion. The Clerk removed resolution 7 from the consent agenda. Legislator Maha motioned for adoption of Resolution 1 through 6 and 8 through 15, seconded by Legislator Deleo, carried unanimously.

1. Appointment-Democratic Election Commissioner/Lorie Longhany
2. Rescind Resolution #378-22 & 2022 Budget Transfers – Sheriff – Genesee Justice

3. Cybersecurity Services – Department Of Home Land Security Emergency Services
4. Three Year Contract-Information Technology/ Renewal For Software And Hardware Cybersecurity Support Services/Sophos Payment Resources
5. Budget Amendment-Human Resources/The Healthcare And Mental Hygiene Worker Bonus Program
6. Amend Resolution No. 179-2018-CountyManager/Cease Repayment to Infrastructure Reserve
7. REMOVED to NON CONSENT - Special Event Request – Airport – Wings over Batavia Air Show
8. Addendum to Agreement-Health/Healing Communities Grant
9. Contract-Health/The ARC Transportation Center
10. 2022 Budget Item Transfer-Community Mental Health Services
11. 2022 Salary Schedule Amendment-Community Mental Health Services/Intake Clerk
12. 2022 Budget Transfer-Veteran Services/ Burial
13. 2022 Budget Transfer-Veteran Services
14. Salary Schedule Amendment – Youth Bureau/Youth Program Coordinator
15. 2022 Employee Salary Schedule Amendment-Department Of Social Services/Full Time Adolescent Behavioral Specialist I, Full Time Adolescent Behavioral Specialist II, Full Time Adolescent Behavioral Coordinator

1-6 and 8-15	Y	N	simple	2/3
1. Klotzbach	X		16	16
2. Yunker	X		26	26
3. Dibble	A		25	25
4. Hawley	X		31	31
5. Stein	X		26	26
6. Torrey	X		23	23
7. Deleo	2		17	17
8. Clattenburg	A		18	18
9. Maha	1		18	18
TOTALS			200	200
Roll Call			157	
Approval			101	134

Human Services Committee Chair Torrey motioned for adoption for resolution 16 through 24 seconded by Legislator Klotzbach, carried unanimously.

16. Appointment–Youth Board
17. Contract Renewal- Health/Courier Services
18. Service Agreement Renewal-Health/Medical Waste Services
19. Contract Renewal – Health/3-5 Preschool Program/Committee on Preschool Education Municipality Representative
20. Letter of Agreement Renewal-Health/Corfu-Darian Veterinary Clinic
21. Letter of Agreement Renewal-Health/GCC Vet Tech Department
22. Contract Renewal-Health/Environmental Hearing Officer
23. Intermunicipal Agreement-Health/Livingston County Health Department
24. Contract Renewal-Health/Medical Consultant Services
25. Contract Renewal-Health/Laboratory Services

- 26. Memorandum of Agreement-Health/NYS DOH Aids Institute
Bureau of HIV/STD Field Services
- 27. Agreement to Participate in the New York State Septic System
Replacement Fund Program
- 28. Letter of Agreement-Health/Perry Veterinary Clinic

16-28	Y	N	simple	2/3
1. Klotzbach	X		16	16
2. Yunker	X		26	26
3. Dibble	A		25	25
4. Hawley	2		31	31
5. Stein	X		26	26
6. Torrey	1		23	23
7. Deleo	X		17	17
8. Clattenburg	A		18	18
9. Maha	X		18	18
TOTALS			200	200
Roll Call			157	
Approval			101	134

Non-Consent Items:

Legislator Maha Offered the Resolution 29 seconded by Legislator Klotzbach, carried unanimously. Resolution 29. County Audit – October 12, 2022

29	Y	N	simple	2/3
1. Klotzbach	X		16	16
2. Yunker	2		26	26
3. Dibble	A		25	25
4. Hawley	X		31	31
5. Stein	X		26	26
6. Torrey	X		23	23
7. Deleo	X		17	17
8. Clattenburg	A		18	18
9. Maha	1		18	18
TOTALS			200	200
Roll Call			157	
Approval			101	134

Legislator Clerk read Resolution 7. Special Event Request Airport/Wings over Batavia Air Show
Legislator Yunker motioned to amend Resolution 7 adding another possible weekend, September 1-3, 2023, seconded by Legislator Maha. Legislator Yunker announced the Airshow Committee filed a special use permit application for September 15-17 which was unanimously approved by the Ways & Means Committee, the Airshow committee is considering the dates of September 1-3, 2023 and would like this added to the resolution. One weekend will be selected by the committee.

Legislator Yunker motioned to amend, seconded by Legislator Maha, carried unanimously.

Amend Reso 7	Y	N	simple	2/3
1. Klotzbach	X		16	16
2. Yunker	1		26	26
3. Dibble	A		25	25
4. Hawley	X		31	31
5. Stein	X		26	26
6. Torrey	X		23	23
7. Deleo	X		17	17
8. Clattenburg	A		18	18
9. Maha	2		18	18
TOTALS			200	200
Roll Call			157	
Approval			101	134

Legislator Maha motioned to adopt resolution 7 as amended seconded by Legislator Yunker, carried unanimously.

Adopt 7	Y	N	simple	2/3
1. Klotzbach	X		16	16
2. Yunker	2		26	26
3. Dibble	A		25	25
4. Hawley	X		31	31
5. Stein	X		26	26
6. Torrey	X		23	23
7. Deleo	X		17	17
8. Clattenburg	A		18	18
9. Maha	1		18	18
TOTALS			200	200
Roll Call			157	
Approval			101	134

RESOLUTION NO. 409

APPOINTMENT - DEMOCRATIC ELECTION COMMISSIONER/LORIE LONGHANY-APPROVAL OF

Legislator Maha offered the following resolution:

WHEREAS, Pursuant to Section 3-204 of the New York State Election Law, the Genesee County Democratic Committee has recommended Lorie J. Longhany of Le Roy, New York for an appointment as Commissioner of Elections, and

WHEREAS, The Committee on Ways and Means concurs with this recommendation.

Now, therefore, be it

RESOLVED, That Lorie J. Longhany of Le Roy, New York is hereby appointed to represent the Democratic Party as Commissioner of Elections to serve a term effective January I, 2023 through December 31, 2026.

Legislator Deleo seconded the resolution, which was adopted by 157 votes, (Clattenburg absent – 25) and (Dibble absent – 18).

RESOLUTION NO. 410

RESCIND RESOLUTION #378-22 & 2022 BUDGET TRANSFERS – SHERIFF – GENESEE JUSTICE - APPROVAL OF

Legislator Maha offered the following resolution:

WHEREAS, a clerical error was identified under the department number (A.3152) field in the Genesee Justice Program Coordinator’s request to transfer funds within Resolution # 378 duly adopted September 28, 2022, and

WHEREAS, resolution # 378 of 2022 needs to be rescinded, and

WHEREAS, the committees of Ways and Means did review this request and does recommend rescinding Resolution # 378 of 2022 and correcting the budget transfer at this time. Now, therefore, be it

RESOLVED, that Resolution # 378 of 2022 is hereby rescinded and, be it further

RESOLVED that the Genesee County Treasurer is hereby authorized and directed to make the following correct budget transfer for the 2022 budget as follows:

Transfer from expense account:

A.3151 8030.0000 Medical \$6,000.00

Transfer to expense accounts:

A.3151 4110 0000 General Office Supplies \$200.00

A.3151 4110 0011 Copier Cost/Copy \$300.00

A.3151 4140 0000 Postage \$200.00

A.3151 4150 0000	Printing	\$2,100.00
A.3151 4540 0000	Personnel Mileage	\$400.00
A.3151 4800 0000	Program Expense	\$2,800.00

Budget Impact: Appropriations to the Genesee Justice budget are offset by revenue from the NYS Office of Victim Services.

Legislator Deleo seconded the resolution, which was adopted by 157 votes, (Clattenburg absent – 25) and (Dibble absent – 18).

RESOLUTION NO. 411

CYBERSECURITY SERVICES – DEPARTMENT OF HOME LAND SECURITY EMERGENCY SERVICES – APPROVAL OF

Legislator Maha offered the following resolution:

WHEREAS, The Genesee County Information Technology Director did present a contract agreement with The State of New York, acting by and through the New York State Division of Homeland Security and Emergency Services, to utilize DHSES cybersecurity teams to assist Genesee County with cyber security preparedness by conducting vulnerability assessments, network scans, tests, examinations and/or analyses of information technology networks and systems, as well as vulnerability assessments of associated physical and personnel-related controls, and

WHEREAS, The County Attorney and the Ways and Means committee did review the request and do recommend approval of the Genesee Co Cybersecurity Services Agreement CLEAN 220923 and Genesee Co Scope of Work CLEAN 220923 contract. Now, therefore Be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the Genesee Co Cybersecurity Services Agreement CLEAN 220923 and Genesee Co Scope of Work CLEAN 220923 with the State of New York, acting by and through the New York State Division of Homeland Security and Emergency Services located Harriman State Office Campus, 1220 Washington Avenue, Building 7A, 7th Floor, Albany, New York 12226

Budget Impact: There is no budget impact as there is not a cost for this service

Legislator Deleo seconded the resolution, which was adopted by 157 votes, (Clattenburg absent – 25) and (Dibble absent – 18).

RESOLUTION NO. 412

THREE YEAR CONTRACT-INFORMATION TECHONOLGY/ RENEWAL FOR SOFTWARE AND HARDWARE CYBERSECURITY SUPPORT SERVICES/SOPHOS PAYMENT RESOURCES – APPROVAL OF

Legislator Maha offered the following resolution:

WHEREAS, The Director of Information Technology did present a contract agreement with Sophos Payment Resources, a division of LEAF Capital Funding LLC, the licensed financier of Sophos products, for a three year renewal of the annual maintenance of software support services for Cybersecurity protection and,

WHEREAS, The County Attorney and the Ways and Means committee did review the request and do recommend approval of the Telephone Maintenance contract. Now, therefore Be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized to approve the renewal agreement in the amount of \$209,237.75 with Sophos Payment Resources, a division of LEAF Capital Funding LLC located at 2330 Interstate 30, Mesquite, Texas 75150 for a three (3) year period beginning November 1, 2022 through November 21, 2025.

Budget Impact: The contract cost of \$69,745.92 is included in the 2022 Information Technology Budget line A.1680 4600.0000. The three (3) year extension is necessary to ensure the County's continued protected from both internal and external cybersecurity threats.

Legislator Deleo seconded the resolution, which was adopted by 157 votes, (Clattenburg absent

– 25) and (Dibble absent – 18).

RESOLUTION NO. 413

BUDGET AMENDMENT -HUMAN RESOURCES/ THE HEALTHCARE AND MENTAL HYGIENE WORKER BONUS PROGRAM – APPROVAL OF

Legislator Maha offered the following resolution:

WHEREAS, New York State allocated funding to the NYS Health Care Worker Bonus program for the purpose of recruitment and retention which mandates the payment of bonuses for certain frontline health care workers in the Health Department and the Mental Health Department, and

WHEREAS, Human Resources submitted claims for eligible titles based on criteria designed by New York State. The first of five vesting periods started October 1, 2021 – March 31, 2022, and

WHEREAS, the Committee of Ways & Means did review this request and concurs. Now, therefore, be it **RESOLVED**, that the Genesee County Treasurer is hereby authorized and directed to amend the 2022 budget as follows:

Increase Revenue	A.4010.3401	Health Department, State Aid	\$9,688.00
Increase Appropriation	A.4010.1060.0600	Health Department, Special Pay	\$9,000.00
	A.4010.8010.0000	Health Department, Social Security Tax	\$558.00
	A.4010.8011.0000	Health Department, Medicare Tax	\$130.00
Increase Revenue	A.4310.3490	Mental Health Services, State Aid	45,213.00
Increase Appropriation	A.4310.1060.0600	Mental Health Services, Special Pay	42,000.00
	A.4310.8010.0000	Mental Health Services, Social Security Tax	\$2,604.00
	A.4010.8011.0000	Mental Health Services, Medicare Tax	\$609.00

And, Be it Further

RESOLVED, the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to make such payments.

Budget Impact: No impact, State aid to cover bonus cost.

Legislator Deleo seconded the resolution, which was adopted by 157 votes, (Clattenburg absent – 25) and (Dibble absent – 18).

RESOLUTION NO. 414

AMEND RESOLUTION NO. 179-2018 – COUNTY MANAGER/CEASE REPAYMENT TO INFRASTRUCTURE RESERVE - APPROVAL OF

Legislator Maha offered the following resolution:

WHEREAS, resolution No. 179, duly adopted on May 24, 2018, did establish an Energy Performance Contract Capital Project, and

WHEREAS, the Project was partially funded from the Infrastructure Reserve Fund with the intent to refund the Reserve by making 10 annual payments of \$203,556, and

WHEREAS, the Infrastructure Reserve Fund is adequately funded and the County Manager and County Treasurer recommend ceasing annual payments at this time, and

WHEREAS, the Ways and Means Committee did review this recommendation and does concur. Now, therefore, be it

RESOLVED, that the Genesee County Legislature hereby directs the County Treasurer to terminate the annual repayment to the Infrastructure Reserve Funds effective January 1, 2023

Budget Impact: Infrastructure Reserve balance is \$ 8,989,869.

Legislator Deleo seconded the resolution, which was adopted by 157 votes, (Clattenburg absent – 25) and (Dibble absent – 18).

RESOLUTION NO. 415

SPECIAL EVENT – AIRPORT – WINGS OVER BATAVIA AIR SHOW – APPROVAL OF

Legislator Maha offered the following resolution:

WHEREAS, A Special Events application was received from Wings over Batavia Foundation LLC to use the Genesee County Airport to host the Wings over Batavia Air Show from September 15-17, 2023 and

WHEREAS, The Highway Superintendent and County Attorney did review and recommend approval of this special event, and

WHEREAS, The Committee of Ways and Means do concur with this request. Now, therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby grant permission to the Wings over Batavia Foundation LLC to use the Genesee County Airport to host the Wings over Batavia Air Show on September 15-17 or September 1-3, 2023 in accordance with the rules and Regulations adopted for the Genesee County Airport.

Budget Impact: County support costs total are estimated at \$12,705. There is no added cost for current airport liability policy; approx. \$5,400 in offsite traffic control costs; \$2,055 for EMS presence on site during the air show; and \$5,250 in pre-show prep by Highway and Facilities Maintenance. There will be increased revenues for the airport during the event for additional fuel sales, tie downs and rentals. The county will also see increased sales tax because of the air show and related Wing Ding event held within the City of Batavia. Estimated increase in sales tax proceeds related to the events of \$20,000 to \$40,000. Legislator Yunker seconded the resolution, which was adopted by 157 votes, (Clattenburg absent – 25) and (Dibble absent – 18).

RESOLUTION NO. 416 ADDENDUM TO AGREEMENT– HEALTH DEPARTMENT/HEALING COMMUNITIES GRANT – APPROVAL OF

Legislator Maha offered the following resolution:

WHEREAS, The Genesee County PH Director has provided an addendum to an agreement with the Trustees of Columbia university to increase grant funding to \$574,351, to continue wave 2 workplan activities for the HEALing Communities study and

WHEREAS, The Committees on Human Services and Ways and Means did review this award and does recommend approval at this time, Now therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the Addendum to the HEALing Communities Study with the Trustees of Columbia University for the acceptance of the Healing Communities Grant contract for the period April 1,2022 through March 31,2023 in the amount of \$574,351, and to execute any and all other documentation related to this funding.

Budget Impact: Revenue and expenses of \$574,351 are appropriated in the 2022 and 2023 budgets.

Legislator Deleo seconded the resolution, which was adopted by 157 votes, (Clattenburg absent – 25) and (Dibble absent – 18).

RESOLUTION NO. 417 CONTRACT – HEALTH DEPARTMENT/THE ARC TRANSPORTATION CENTER – APPROVAL OF

Legislator Maha offered the following resolution:

WHEREAS, The Public Health Director did present a contract with The ARC Transportation Center to provide transportation to eligible children under the age of 6 and their guardian for transportation to a medical provider or laboratory within the GLOW region for the purpose of blood lead testing, and

WHEREAS, The committee of Human Services and Ways and Means did review this recommendation 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 enter into a contract with The ARC Transportation Center, located at 18 Main St., Mt Morris,

WHEREAS, The need for these services was more than anticipated or budgeted for in the burial account, and

WHEREAS, The funds to cover the expense are available in the 2022 Contingency account and need to be transferred to the Veterans Services Budget to allow for payment, and

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

RESOLVED, The Genesee County Treasurer is hereby authorized and directed to make the following 2022 transfer:

\$560 from A.1990.4800.0000 Contingency, Program Expense
\$560 to A.6511.4800.0000 Veterans Services-Burials, Program Exp.

Budget Impact: \$560 available in the 2022 Contingency account.

Legislator Deleo seconded the resolution, which was adopted by 157 votes, (Clattenburg absent – 25) and (Dibble absent – 18).

**RESOLUTION NO. 421 2022 BUDGET TRANSFER – VETERANS SERVICES
- APPROVAL OF**

Legislator Maha offered the following resolution:

WHEREAS, Veterans Outreach is a vital service provided by the Veterans Services Agency, and

WHEREAS, Due to the increase in the mileage rate there is a shortfall in the Veterans Services mileage account, and

WHEREAS, There are funds available in the personal services due to a vacant position. The Veterans Services Officer is requesting a transfer to allow for continued Veterans Outreach efforts, and

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

RESOLVED, The Genesee County Treasurer is hereby authorized and directed to make the following 2022 transfer:

\$1,100 from A.6510.1010.0000 Veterans Services, Personal Services
\$1,100 to A.6510.4540.0000 Veterans Services, Mileage

Budget Impact: 1,100 from Veterans, Personal Services account is available due to a vacant position.

Legislator Deleo seconded the resolution, which was adopted by 157 votes, (Clattenburg absent – 25) and (Dibble absent – 18).

**RESOLUTION NO. 422 SALARY SCHEDULE AMENDMENT – YOUTH
BUREAU/YOUTH PROGRAM COORDINATOR -
APPROVAL OF**

Legislator Maha offered the following resolution:

WHEREAS, The Director of the Youth Bureau has requested an amendment in the 2022 Employee Salary Schedule to address a reduction in funding, and

WHEREAS, The Committees on Human Service and Ways and Means did review this request and do recommend changes be implemented 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 2022 Genesee County Employees’ Salary Schedule by deleting one position of Youth Program Coordinator, CSEA Grade 15 at 37.5 hours per week, and adding one position of Youth Program Coordinator, CSEA Grade 15 at 22.5 hours per week to be staffed at the department of the Youth Bureau effective November 14th 2022.

Budget Impact: This resolution accounts for an overall savings in salary and fringe benefits for the county to the amount of \$23,986. It is the intention of the Executive Director for these resources to be reallocated toward an additional Youth Program Assistant for the 2023 budget year.

Legislator Deleo seconded the resolution, which was adopted by 157 votes, (Clattenburg absent – 25) and (Dibble absent – 18).

RESOLUTION NO. 423

**2022 EMPLOYEE SALARY SCHEDULE
AMENDMENT-DEPARTMENT OF SOCIAL
SERVICES/FULL TIME ADOLESCENT
BEHAVIORAL SPECIALIST I, FULL TIME
ADOLESCENT BEHAVIORAL SPECIALIST II,
FULL TIME ADOLESCENT BEHAVIORAL
COORDINATOR- APPROVAL OF**

Legislator Maha offered the following resolution:

WHEREAS, the contract with STAR program to work with our at-risk youth was not renewed, and

WHEREAS, there is an urgent need to have these services in place to monitor these youth and provide motivation and mentorship to minimize the risk of failing school, being placed out-of-home, engaging in risky or disruptive behavior, the Commissioner of Social Services is requesting an amendment to the 2022 Employee Salary Schedule to create two (2) full-time Adolescent Behavioral Specialist (ABS) I positions, one (1) full-time Adolescent Behavioral Specialist II position, and one (1) Adolescent Behavioral Coordinator (ABC) position. 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 Genesee County Treasurer and Human Resources Director are hereby authorized and directed to amend the 2022 Employee Salary Schedule by creating the full-time, Management Grade 106, Adolescent Behavioral Specialist I position; full-time, Management Grade 107, Adolescent Behavioral Specialist II position, and full-time, Management Grade 113, Adolescent Behavioral Coordinator position, effective immediately upon legislative approval.

Budget Impact: The STAR program contract that is currently in the 2022 budget is no longer valid. We will use the salaries for the new position as follows: ABS I \$40,674; ABS II \$42,708; ABC \$57,231 for the created positions. As the STAR program already budgeted for the remainder of 2022 exceeds these amounts, there will be no budget impact for the created positions. State and Federal reimbursement ranges between 66-100% as determined by case specific eligibility. The salaries will be covered due to vacant positions.

Legislator Deleo seconded the resolution, which was adopted by 157 votes, (Clattenburg absent – 25) and (Dibble absent – 18).

RESOLUTION NO. 424

**APPOINTMENT – GENESEE COUNTY YOUTH
BOARD APPROVAL OF**

Legislator Torrey offered the following resolution:

WHEREAS, The Committees on Human Service do recommend the appointment to the Genesee County Youth Board at this time. Now, therefore, be it

RESOLVED, That the following individual is hereby appointed to the Genesee County Youth Board with a term and representation as noted.

New Appointment

<u>Representing</u>	<u>Name</u>	<u>Term</u>
Corfu/Darien/Pembroke	Renee Konfederath	10/12/2022 - 10/12/2025

Legislator Hawley seconded the resolution, which was adopted by 157 votes (Clattenburg absent – 25) and (Dibble absent – 18).

RESOLUTION NO. 425

**CONTRACT RENEWAL – HEALTH
DEPARTMENT/COURIER SERVICES – APPROVAL
OF**

Legislator Torrey offered the following resolution:

WHEREAS, The Director of Public Health did present a contract renewal with 3D Delivery Inc. for the provision of courier services, and

WHEREAS, The Committees on Human Services 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 renew a contract with Genesee 3D Delivery Inc., 58 Kingsbury Avenue, Batavia, New York, 14020, for the provision of courier services at the rate of \$2.15 per mile, for the period January 1, 2023 through December 31, 2023.

Budget Impact: Anticipated expense for this contract is \$2,000 and is included in the 2023 4010 budget. Expenses related to this contract are eligible for full reimbursement under Article 6 – State Funding for General Public Health Works.

Legislator Hawley seconded the resolution, which was adopted by 157 votes (Clattenburg absent – 25) and (Dibble absent – 18).

**RESOLUTION NO. 426 SERVICE AGREEMENT - HEALTH
DEPARTMENT/MEDICAL WASTE SERVICES- APPROVAL OF**

Legislator Torrey offered the following resolution:

WHEREAS, The Director of Public Health did present a service agreement renewal for the provision of Medical Waste Services, and

WHEREAS, The Committees on Human Services 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 necessary documents to renew a service agreement with Biosan Disposal, 155 Great Arrow Avenue, Buffalo, NY 14207, to provide Medical Waste Services for the term 1/1/2023 – 1/1/2025 at the cost of \$74 per box.

Budget Impact: The anticipated cost of \$888 for 12 pickups is included in the 2023-2024 4010 Public Health Budget.

Legislator Hawley seconded the resolution, which was adopted by 157 votes (Clattenburg absent – 25) and (Dibble absent – 18).

**RESOLUTION NO. 427 CONTRACT RENEWAL – HEALTH
DEPARTMENT/3-5 PRESCHOOL PROGRAM
/COMMITTEE ON PRESCHOOL EDUCATION
MUNICIPALITY REPRESENTATIVE – APPROVAL
OF**

Legislator Torrey offered the following resolution:

WHEREAS, The Public Health Director did present a contract renewal for the provision of municipality representative on the Committee on Preschool Special Education (CPSE) of the Genesee County School Districts, and

WHEREAS, The Committees on Human Services 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 a contract renewal with Laura Calla-Reeves, 1550 Genesee Street, Corfu, NY 14036 at the rate of \$44.00 per hour plus mileage, at the current IRS rate, for the provision of municipality representative on the Committee on Preschool Special Education (CPSE) in the 3-5 Preschool Special Education Program for the period January 1, 2023 through December 31, 2023.

Budget Impact: Expenses for this service are included in the 2023 A 2960 3-5 Preschool Program budget. Genesee County receives annual state aid reimbursement of \$75 per child for the administrative costs of the program.

Legislator Hawley seconded the resolution, which was adopted by 157 votes (Clattenburg absent – 25) and (Dibble absent – 18).

RESOLUTION NO. 428

LETTER OF AGREEMENT RENEWAL - HEALTH DEPARTMENT/CORFU-DARIEN VETERINARY CLINIC - APPROVAL OF

Legislator Torrey offered the following resolution:

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

WHEREAS, The Committees on Human Services 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 a Letter of Agreement with Corfu-Darien 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 January 1, 2023 through December 31, 2025.

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

Legislator Hawley seconded the resolution, which was adopted by 157 votes (Clattenburg absent – 25) and (Dibble absent – 18).

RESOLUTION NO. 429

LETTER OF AGREEMENT RENEWAL - HEALTH DEPARTMENT/GCC VET 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 Committees on Human Services 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 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 January 1, 2023 through December 31, 2025.

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

Legislator Hawley seconded the resolution, which was adopted by 157 votes (Clattenburg absent – 25) and (Dibble absent – 18).

RESOLUTION NO. 430

CONTRACT RENEWAL – HEALTH DEPARTMENT/ENVIRONMENTAL HEARING OFFICER – APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, The Director of Public Health did present a contract renewal for the provision of Environmental Hearing Officer services, and

WHEREAS, New York State Public Health Law does allow the Genesee County Board of Health to appoint one or more health officers to hold and conduct hearings for fact finding and recommendations to the board, and

WHEREAS, The Committees on Human Services 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 a contract renewal with Thomas Graham, 32 Farnsworth Avenue, Oakfield, NY 14125 for the provision of hearing officer services for the Public Health Department at the all-inclusive rate of \$25.00 per hour for the period January 1, 2023 through December 31, 2023, in accordance with the terms of the contract.

Budget Impact: Anticipated expense for this contract is \$400. Expenses related to this contract are included in the 2023 4010 budget and are eligible for full reimbursement under Article 6 – State Aid.

Legislator Hawley seconded the resolution, which was adopted by 157 votes (Clattenburg absent – 25) and (Dibble absent – 18).

RESOLUTION NO. 431 INTERMUNICIPAL AGREEMENT - HEALTH DEPARTMENT/ LIVINGSTON COUNTY HEALTH DEPARTMENT- APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, The Public Health Director did present an intermunicipal agreement with Livingston County Health Department to provide comprehensive elevated blood lead level inspections, and

WHEREAS, The Committees on Human Services 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 necessary documents to renew the inter-municipal agreement with the Livingston County Health Department, for the period January 1, 2023 to December 31, 2025 having its principal place of business located at 2 Murray Hill Drive, Mt. Morris, New York 14510. Livingston County will be billed on per-case basis, not to exceed \$8,000 or 10 cases based on the following fee schedule:

- \$600 per case investigation
- \$200 per clearance

Budget Impact: Livingston County will be billed for services rendered on a per-case basis. Revenue and expenses are allocated in the 2023-2025 4010 budgets. No cost to the County.

Legislator Hawley seconded the resolution, which was adopted by 157 votes (Clattenburg absent – 25) and (Dibble absent – 18).

RESOLUTION NO. 432 CONTRACT RENEWAL – HEALTH DEPARTMENT/MEDICAL CONSULTANT SERVICES – APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, The Director of Public Health did present a contract renewal for the provision of Medical Consultant Services, and

WHEREAS, Based upon the current organizational structure of the Health Department medical consultation services must be available as outlined in the New York State Codes, Rules, and Regulations, and

WHEREAS, The Committee of 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 sign the contract renewal with Alan Barcomb, M.D., 1 Dennis Drive, Batavia, NY 14020 for the provision of Medical Consultant services for the Genesee County Health Department at the all-inclusive rate of \$2,500/annually, paid in quarterly installments of \$625.00 for the period January 1, 2023 through December 31, 2023.

Budget Impact: Anticipated expense for this contract is \$2,500/year. Expenses related to this contract are included in the 2023 4010 budget and are eligible for full reimbursement under Article 6 – State Aid.

Legislator Hawley seconded the resolution, which was adopted by 157 votes (Clattenburg absent – 25) and (Dibble absent – 18).

RESOLUTION NO. 433 CONTRACT RENEWAL – HEALTH DEPARTMENT/LABORATORY SERVICES – APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, The Director of Public Health did present a contract renewal for provision of Clinical Laboratory and Medical Treatment Services, and

WHEREAS, The Committees on Human Services 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 sign the necessary documents to renew the contract with United Memorial Medical Center, 127 North Street, Batavia, New York 14020 to provide Clinical Laboratory and Medical Treatment Services for the period of January 1, 2023 through December 31, 2023.

Budget Impact: Anticipated expenses in the amount of \$5,000 are included in the 2023 4010 Public Health Department Budget

Legislator Hawley seconded the resolution, which was adopted by 157 votes (Clattenburg absent – 25) and (Dibble absent – 18).

RESOLUTION NO. 434 MEMORANDUM OF AGREEMENT– HEALTH DEPARTMENT/NYS DOH AIDS INSTITUTE BUREAU OF HIV/STD FIELD SERVICES - APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, Currently a Disease Intervention Specialist (DIS) employed by the Bureau of HIV/STD Field Services conducts field work within Genesee County, and;

WHEREAS, This agreement will enable the DIS to intermittently perform disease intervention duties while physically stationed at the Genesee County Health Department, and;

WHEREAS, The Director of Public Health did present a memorandum of agreement for a designated room at the Genesee County Health Department for this purpose, and the Committee on Human Services does concur. Now, therefore, be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a Memorandum of Agreement with NYS DOH AIDS Institute Bureau of HIV/STD Field Services, Western New York Regional Office, Buffalo, NY, retroactively, for the term March 1, 2022 through March 31, 2024.

Budget Impact: All expenses related to this agreement will be invoiced to the NYSDOH.

Legislator Hawley seconded the resolution, which was adopted by 157 votes (Clattenburg absent – 25) and (Dibble absent – 18).

RESOLUTION NO. 435 AGREEMENT TO PARTICIPATE IN THE NEW YORK STATE SEPTIC SYSTEM REPLACEMENT FUND PROGRAM - APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, Genesee County has identified the repair and replacement of substandard septic systems as a critical community development need that will improve Genesee County’s housing stock and water quality; and

WHEREAS, the proposed county-wide program area is hereby defined as having

many substandard on-site septic systems; and

WHEREAS, Genesee County has been awarded up to \$660,000 in funds by the New York State Environmental Facilities Corporation to replace eligible septic systems, over a five year period

WHEREAS, The Committee on Human Services 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 necessary documents to enter into an agreement with the New York State Environmental Facilities Corporation, having its principal place of business located at 625 Broadway #7, Albany, New York 12207, from September 1, 2022 through December 31, 2026.

Budget Impact: There will be a minor administrative cost for this program on the part of Fiscal and Environmental staff in Public Health.

Legislator Hawley seconded the resolution, which was adopted by 157 votes (Clattenburg absent – 25) and (Dibble absent – 18).

RESOLUTION NO. 436

**LETTER OF AGREEMENT - HEALTH
DEPARTMENT – PERRY VETERINARY CLINIC -
APPROVAL OF**

Legislator Torrey offered the following resolution:

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

WHEREAS, The Committees on Human Services 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 a Letter of Agreement with Perry Veterinary Clinic, PLLC, 3699 West Main Street Road, Batavia, NY 14020 for the provision of mutual Rabies Program related services valued up to the amount of two thousand dollars (\$2,000.00) per year. This three-year agreement is effective January 1, 2023 through December 31, 2025. Services provided beyond the valued amount shall be reimbursed on a pro rata basis.

Budget Impact: There is no direct cost associated with this agreement.

Legislator Hawley seconded the resolution, which was adopted by 157 votes (Clattenburg absent – 25) and (Dibble absent – 18).

RESOLUTION NO. 437

COUNTY AUDIT – OCTOBER 12, 2022

Legislator Maha offered the following Resolution:

WHEREAS, Legislator Maha, did review the following claims:

General Fund	\$	4,794,287.46
Highway		179,218.12
Self Insurance		55,538.00
Water Fund		288,131.78
DSS Abstracts		112,959.12
Capital Projects		
Airport – Apron Reconstruction Construction		464,539.92
Sheriff/Jail – Jail Construction		36,026.19
County Park – Pavilion A/B Roof & Fireplace		263.12
Highway – Overlay		292,450.95
Facilities Management – Genesee Justice Stonework		4,292.50
Highway – Large Span Culverts		17,273.20
Highway – Recycling		310,399.98
Payroll – General		
October 7, 2022		1,272,259.1

Medicaid

October 4, 2022	152,875.00
October 11, 2022	<u>152,875.00</u>

Total Audit \$ 8,133,389.44

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 157 votes (Clattenburg absent – 25) and (Dibble absent – 18).

Unfinished Business: None.

Adjournment: Legislator Yunker moved to close the meeting, seconded by Legislator Hawley.

TIME: 5:56 p.m.

DRAFT