

**TWENTIETH DAY
GENESEE COUNTY LEGISLATURE
OLD COURT HOUSE – 7 MAIN STREET, BATAVIA, NY
WEDNESDAY, DECEMBER 14, 2022 AT 5:30 PM**

The Genesee County Legislature met in Regular Session on Wednesday, December 14, 2022 at 5:30 p.m. in the Legislature Chamber of the Old Court House. Legislature Deleo offered to assist with the audit. The prayer was offered by Legislator Clattenburg followed by the Pledge to the Flag. Proclamations & Commendations None.

Approval of Minutes: November 21, 2022 – Motioned by Legislator Torrey seconded by Legislator Deleo, carried.

Committee & Special Assignment Reports: Legislator Maha mentioned that Legislator Stein and he attended the Genesee Finger Lakes Planning Council Meeting, as Legislator Stein is Chair of the Board. An interesting discussion was made on the Eclipse that will be over this region on April 8, 2024. Expecting over one million people onto of what is here in the area not. It will be 120 miles wide and this region will be the tail end. County Manager has attended two meetings on this to date. More discussion to come.

Communications & Petitions: Clerk of the Legislator Lisa Casey read Esther Leadley's resignation letter as the Legislature Liaison to the Community Action Board. Chair Stein stated Legislator Hawley would be taking Esther Leadley's place. Legislator Hawley stated that he is happy to do so.

Legislator Comments: Chair Stein stated with Year 2022 coming to end she acknowledged her deep appreciation to her fellow colleagues, the administration staff, and all of the employees for their hard work and dedication. She continued with special accolades for the 2022 Bright Stars and an acknowledgment of Paul Osborn, Deputy Highway Superintendent who was awarded the Genesee Leadership Alumni Award. Chair Stein stated that she will be pulling off Resolution 10 of the Ways and Means Committee which was amended and each was provided a copy of the amended resolution. This will go to the non-consent agenda.

County Manager Report: Matt Landers thanked County staff and the Legislature for pushing through the challenges to make it a rewarding year.

Resolutions: Consent Agenda Items – Chair Stein reiterated to remove Resolution 10 from the Ways and Means Committee resolutions:

Legislator Clattenburg motioned for adoption for resolution 1-50 except for #10, seconded by Legislator Yunker.

1. Award of Contract-Central Services/Garbage/Refuse/Recycling
2. 2022-2023 Equalization Tables
3. 2022-2023 Taxable Assessed Valuation Tables
4. 2022-2023 Delinquent Water and Sewer Accounts
5. 2022-2023 Table of Returned School Taxes
6. 2022-2023 Table of Returned Village Taxes
7. 2023 Tax Warrants
8. 2023 City of Batavia Tax Levy
9. Levying Taxes and Assessments Required for Purposes of Annual Budgets of the Towns of Genesee County
10. ***Moved to Non Consent Agenda***
11. Contract Renewal – Information Technology/Pictometry Flights

12. 2023 Legislature Calendar
13. Salary Schedule Amendment for Compensation to Clerk of the Legislature for Inter-County Association of Western New York Secretary
14. 2022 Shared Services Plan Submission- County Manager Office
15. Ratification of Budget Transfer-Sheriff's Employee Association union Contract for 2023 Through 2025
16. Amendment Agreement-Genesee Gateway Local Development Corporation-Project Implementation/Grant Administration
17. Contract Renewal- Genesee County Economic Development Center (GCEDC)
18. Stop Loss Insurance/Health Benefits Plan
19. Worker Retention Payment-American Rescue Plan Act
20. 2022 Budget Amendment-General Fund to Water Fund
21. 2022 Budget Amendment-Youth/Additional Programming
22. 2022 Budget Transfer-Youth/Work Area
23. Board Reappointments-Youth
24. Contract-Health/Independent Living
25. Inter-Municipal Agreement Amendment-Health/Shared Public Health Administrative Staff
26. Inter-Municipal Agreement-Health/Livingston County Health
27. Lead Hazard Control & Healthy Homes Grant Acceptance
28. Office For The Aging Advisory Council/Appointment
29. Office For The Aging Advisory Council/Reappointment
30. 2023 Budget Amendment-Community Mental Health Services/Genesee Council On Alcoholism And Substance Abuse (GCASA)
31. 2022 Budget Amendment-Community Mental Health Services/ARC GLOW
32. 2022 Budget And Contract Amendment - Community Mental Health Services/ Restoration Society
33. 2022 Budget Amendment-Community Mental Health Services/WNY Heroes Inc.
34. Contract Amendment-Community Mental Health Services – Coordinated Care Services, Inc., 2022
35. 2023 Salary Schedule Amendment - Community Mental Health Services/Mental Health Financial Program Specialist
36. Reappointment – Mental Health/Community Services Board For 2023
37. Agreement – Mental Health/Inter-Municipal Agreement With Niagara County For Crisis On-Call Services
38. 2023 Employee Salary Schedule Amendment-Department Of Social Services/Part Time Social Welfare Examiner
39. Acceptance of Grant Funds/Budget Amendment-Sheriff/NYDHSES Grant Award
40. Intermunicipal Agreement-Highway-Town Snow and Ice & Mowing Contracts
41. Change Order – Highway – Darien Alexander Townline Rd Bridge
42. 2022 Budget Amendment – Highway – Road Machinery Fund
43. Consultant Agreement – Countywide Water – Carpi & Clay
44. Consultant Agreement – Countywide Water – Sheridan Hohman & Associates
45. Intermunicipal Agreement – Countywide Water – Stafford WD #12
46. Change Order – Countywide Water – Well 'C'
47. 2023 Budget Amendment & use of ARPA Funds- Water Fund –City of Batavia Water Treatment Plant Equipment Repair & Replacement
48. Change Order – Facility Management – Genesee Justice Stonework
49. Donation – County Parks
50. Reappointment-Genesee County Water Resource Agency

1-50 (minus #10)	Y	N	simple	2/3
1. Klotzbach	X		16	16
2. Yunker	2		26	26
3. Dibble	X		25	25
4. Hawley	X		31	31
5. Stein	X		26	26
6. Torrey	X		23	23
7. Deleo	X		17	17
8. Clattenburg	1		18	18
9. Maha	X		18	18
TOTALS			200	200
Roll Call			200	
Approval			101	134

Human Services Committee - Legislator Torrey motioned for adoption for resolution 51-78, seconded by Legislator Dibble.

51. Inter-Municipal Agreement-Youth/Orleans Youth Bureau Operation
52. Rejection of Bid-Health/Mobile Clinic Vehicle Services
53. Renewal of Contract-OFA/RFP-2020-103/Caring Environments J&H, Inc.
54. Renewal of Contract-OFA/RFP-2020-104/Caring Environments J&H, Inc.
55. Renewal of Contract-OFA/RFP-2019-106/Community Care of Western New York/Homecare & Hospice
56. Renewal of Contract-OFA/RFP-2019-106/Tender Loving Family Care, Inc.
57. Renewal of Contract-OFA/RFP-2019-106/Willcare
58. Additional Insured and Contract Renewal-OFA/Nutrition Program Meal Site Agreement/Corfu Presbyterian Church 2022-2023
59. Additional Insured and Contract Renewal-OFA/Nutrition Program Meal Site Agreement/Genesee Valley Rural Preservation Council, Inc. at Havenwood Congregate Apartments
60. Renewal Contract Center for Elder Law & Justice, Inc. OFA/Legal Services
61. Renewal Contract-OFA/Transportation
62. Renewal Contract-OFA/Genesee Senior Foundation, Inc./Administration, Salary, Home Delivered Meals Support
63. Service Agreement Addendum-OFA/Certificate Of Insurance/Western New York Integrated Care Collaborative, Inc. (WNYICC) -2023
64. Agreement Renewal 2023 – Mental Health Department/Consilium Staffing, Locum Tenens
65. Contract Renewal/Mental Health/ARC GLOW – 2023
66. Contract Renewal/Mental Health/Living Opportunities Of DePaul – 2023
67. Contract Renewal/Mental Health /Genesee Orleans Council On Alcoholism And Substance Abuse, Inc. – 2023
68. Contract Renewal/Mental Health /Genesee-Livingston-Orleans-Wyoming Out (Glow Out) – 2023
69. Contract Renewal/Mental Health/The Mental Health Association Of Genesee & Orleans Counties – 2023
70. Contract Renewal/Mental Health/The Restoration Society, Inc. (Ace Employment Services)–2023
71. Contract Renewal/Mental Health/Spectrum Health & Human Services – 2023
72. Contract Renewal/Mental Health/WNY Heroes, Inc. – 2023
73. Contract Renewal/Mental Health/Sharon Novak MS, PMHNP-BC – 2023
74. Contract Renewal – Social Services/Equipment
75. Renewal of Contract – County Manager’s Office/Housing Program Consultant
76. Memorandum of Agreement Renewal/Cooperative Extension
77. Agreement Renewal/Holland Purchase Historical Society for Operation of Holland Land Office Museum

78. Contract Renewal/NIOGA Library System

51-78	Y	N	simple	2/3
1. Klotzbach	X		16	16
2. Yunker	X		26	26
3. Dibble	2		25	25
4. Hawley	X		31	31
5. Stein	X		26	26
6. Torrey	1		23	23
7. Deleo	X		17	17
8.Clattenburg	X		18	18
9. Maha	X		18	18
TOTALS			200	200
Roll Call			200	
Approval			101	134

Public Service Committee: Legislator Maha motioned for adoption for resolution 79, seconded by Legislator Hawley.

79. 2022 Genesee County Smart Growth Plan Review Report-Planning Department

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

Non-Consent Items:

Amend Resolution #10

To Set A Public Hearing on Local Law Introductory E, Year 2022, In Relation To Providing Additional Duties And Increasing The Salary of The Genesee County Coroner

Legislator Clattenburg motion for an amendment: Legislator Clattenburg read the last resolved as is on the original resolution and then added the **new Resolved**, that a Public Hearing shall be held on the Proposed Local Law B, Year 2023 on January 11, 2023. The Clerk of the Genesee County Legislature will post a certified notice of the Public Hearing on said proposed Local Law on the bulletin boards in the Old Courthouse. Now, be it further.

Chair Stein asked for a second on the amendment, Legislator Hawley seconded. All in favor, 9 ayes, 0 nays. Carried.

Resolution #10 Set A Public Hearing on Local Law Introductory E, Year 2022, In Relation To Providing Additional Duties And Increasing The Salary of The Genesee County Coroner

Chair Stein - Housekeeping Question: Is it E for 2022 or B for 2023? Because the local law is adopted by the Legislature in Year 2022 it is technically Local Law E for Year 2022 but it will not be an official law until 2023 where it will be filed with the State in 2023 which then is filed under Local Law B in 2023. So the verbiage is correct.

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

Legislator Maha offered the Following Resolution:

80. A Local Law Introductory E of Year 2022 - Amending Local Law No. One of The Year 2012, As Further Amended By Local Law No. Five of The Year 2018 And Incorporating Local Law No. Two of The Year 2021 In Relation To Providing Additional Duties And Increasing The Salary of The Genesee County Coroner

Chair Stein: Legislator Hawley seconded

Chair Stein Housekeeping Questions: inquired is it necessary to do this again. Clerk explained Resolution #10 was for “setting of the public hearing for Local Law E of Year 2022 on January 11th. This resolution is to “introduce the local law” in a resolution format so that it is on record with support of Legislature. Chair Stein acknowledged the administrative action.

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

Legislator Clattenburg offered the Following Resolution:

81. Authorization To Enter Into To Host Community Agreement With Hecate Energy Cider Solar LLC

Chair Stein: Legislator Hawley seconded

Legislator Yunker stated would like to be recuse from the vote. Legislator Stein granted permission.

Legislator Yunker did leave the meeting.

Legislator Maha asked about if the affected towns are in favor. Yes, both Elba and Oakfield both approved and unless this had their full support, we were not going to move forward so we are in good standing to move forward. Legislator Clattenburg stated GCEDC was the liaison on this project and kudos to their expertise. Chair Stein, stated Key to this whole process.

81	Y	N		simple	2/3
1. Klotzbach	X			16	16
2. Yunker	n/a	n/a		26	26
3. Dibble	X			25	25
4. Hawley	2			31	31
5. Stein	X			26	26
6. Torrey	X			23	23
7. Deleo	X			17	17
8. Clattenburg	1			18	18
9. Maha	X			18	18
TOTALS				200	200
Roll Call				174	
Approval				101	134

Chair Stein Stated noted for the record, Legislator Yunker recused himself and left the meeting.

Legislator Clattenburg offered the Following Resolution:

82. County Audit – December 14, 2022

Chair Stein: Legislator Deleo seconded

82	Y	N	simple	2/3
1. Klotzbach	X		16	16
2. Yunker	n/a	n/a	26	26
3. Dibble	X		25	25
4. Hawley	X		31	31
5. Stein	X		26	26
6. Torrey	X		23	23
7. Deleo	2		17	17
8. Clattenburg	1		18	18

9. Maha	X		18	18
TOTALS			200	200
Roll Call			174	
Approval			101	134

Unfinished Business: None

Adjournment: Chair Stein moved to close the meeting Legislator Torrey and Seconded by Legislator Clattenburg at 6:00 p.m.

RESOLUTION NO. 517 AWARD OF CONTRACT - CENTRAL SERVICES GARBAGE/REFUSE/RECYCLING -APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, The Purchasing Director did receive bids for Garbage, Refuse and Recycling removal from various County facilities and

WHEREAS, after the review of the Bids received, it is recommended that the contract be awarded to the lowest bidder meeting specifications, and

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

RESOLVED, that the Chair of Genesee County Legislature is hereby authorized and directed to enter into a two year contract with Waste Management located at 100 Ransier Drive, West Seneca, NY 14224 for the removal of garbage, refuse, and recycling from various County facilities for the period of January 1, 2023 through December 31, 2024. Contract contains three additional one-year renewals, upon mutual agreement.

Budget Impact: Central Services, Highway Department, Airport and County Parks budget for this contract in their operating budgets. Approximate totals \$21,602.28 in 2023 and \$22,682.38 in 2024.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

2022-2023 Equalization Table

<u>Town</u>	<u>County Taxable</u>	<u>Fixed Vets</u>	<u>Clergy</u>	<u>Total Taxable</u>	<u>Eq. Rate</u>	<u>Equalized Value</u>	<u>Ratio</u>
Alabama	\$99,794,337	600	0	\$99,794,937	82.00	\$121,701,143	0.032042
Alexander	\$160,300,375	6,800	0	\$160,307,175	100.00	\$160,307,175	0.042206
Batavia	\$543,684,895	12,450	3,000	\$543,700,345	100.00	\$543,700,345	0.143147
Bergen	\$209,558,178	1,600	3,000	\$209,562,778	100.00	\$209,562,778	0.055174
Bethany	\$113,327,655	0	1,500	\$113,329,155	92.00	\$123,183,864	0.032432
Byron	\$131,155,436	0	1,500	\$131,156,936	100.00	\$131,156,936	0.034531
Darien	\$256,004,331	0	0	\$256,004,331	92.00	\$278,265,577	0.073263
Elba	\$135,476,183	0	1,500	\$135,477,683	100.00	\$135,477,683	0.035669
LeRoy	\$391,486,361	0	4,500	\$391,490,861	83.00	\$471,675,736	0.124184
Oakfield	\$145,234,835	550	1,500	\$145,236,885	100.00	\$145,236,885	0.038238
Pavilion	\$168,714,322	0	0	\$168,714,322	100.00	\$168,714,322	0.044420
Pembroke	\$337,559,573	1,400	0	\$337,560,973	92.00	\$366,914,101	0.096602
Stafford	\$201,673,466	5,000	1,500	\$201,679,966	100.00	\$201,679,966	0.053099
City	\$740,612,600	5,700	3,000	\$740,621,300	100.00	\$740,621,300	0.194993
TOTALS	\$3,634,582,547	34,100	21,000	\$3,634,637,647		\$3,798,197,811	1.000000

RESOLUTION NO. 518 2022-2023 EQUALIZATION TABLES – TREASURER / REAL PROPERTY – APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the Director of Real Property did submit the 2022-2023 Equalization Tables for Genesee County and the Committee on Ways and Means does recommend approval at this time. Now, therefore, be it

RESOLVED, that the Genesee County Legislature does hereby adopt the 2022-2023 Equalization Tables as submitted.

Budget Impact: None

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 519 2022-2023 TAXABLE ASSESSED VALUATION TABLES – TREASURER / REAL PROPERTY – APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the 2022-2023 Taxable Assessed Valuation Tables have been presented by the Director of Real Property Tax Services to the Genesee County Legislature for approval, and

WHEREAS, the committee of Ways and Means did review the tables as presented and does recommend approval at this time. Now, therefore, be it

RESOLVED, that the Genesee County Legislature does hereby approve the taxable assessed valuation of the County of Genesee for the year 2022-2023 as presented by the Director of Real Property Tax Services.

2022-2023 TAXABLE ASSESSED VALUATION TABLE

<u>Town</u>	<u>RS 1 Taxable</u>	<u>Special Franchise & Utilities</u>	<u>Railroad Ceiling</u>	<u>Total County Taxable</u>	<u>Total Town Taxable</u>
Alabama	\$81,255,352	\$18,538,985	\$0	\$99,794,337	\$100,701,699
Alexander	\$149,011,581	\$9,633,847	\$1,654,947	\$160,300,375	\$161,543,766
Batavia	\$503,974,528	\$33,318,829	\$6,391,538	\$543,684,895	\$549,337,649
Bergen	\$192,290,692	\$14,725,033	\$2,542,453	\$209,558,178	\$208,782,943
Bethany	\$105,613,308	\$7,107,743	\$606,604	\$113,327,655	\$112,678,696
Byron	\$114,202,245	\$14,380,104	\$2,573,087	\$131,155,436	\$131,125,917
Darien	\$238,897,286	\$13,349,164	\$3,757,881	\$256,004,331	\$257,277,386
Elba	\$119,594,400	\$15,881,783	\$0	\$135,476,183	\$135,011,544
LeRoy	\$359,875,408	\$29,896,989	\$1,713,964	\$391,486,361	\$391,897,468
Oakfield	\$131,530,067	\$13,704,768	\$0	\$145,234,835	\$146,673,611
Pavilion	\$152,331,239	\$15,479,586	\$903,497	\$168,714,322	\$169,919,848
Pembroke	\$315,145,231	\$18,259,525	\$4,154,817	\$337,559,573	\$338,919,771
Stafford	\$188,187,335	\$11,104,050	\$2,382,081	\$201,673,466	\$201,520,476
City	\$706,114,144	\$31,514,190	\$2,984,266	\$740,612,600	\$738,514,193
TOTALS	\$3,358,022,816	\$246,894,596	\$29,665,135	\$3,634,582,547	\$3,643,904,967

Budget Impact: None

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 520 2022-2023 DELINQUENT WATER AND SEWER ACCOUNTS – TREASURER / REAL PROPERTY – RELEVY OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the Genesee County Legislature has been advised that there exists delinquent water/sewer accounts in several Towns of Genesee County which may be added to the 2023 tax levy pursuant to section 198, part 3(d) of Town Law. Now, therefore, be it

RESOLVED, that the Director of Real Property Tax Services is hereby authorized and directed to add the following sums for delinquent water/sewer accounts to said town tax levies:

Town Unpaid

Sewer/Water

Alabama	\$13,475.72
Alexander	\$1,326.05
Batavia	\$69,609.32
Bergen	\$1,892.08
Bethany	\$538.07
Byron	\$28,248.82
Darien	\$20,990.72
Elba	\$4,329.67
Oakfield	\$600.36
Pavilion	\$9,469.50
Pembroke	\$1,559.08
Stafford	\$304.98

Total **\$152,344.37**

Budget Impact: The County's share of the total amount collected is \$9,966.52. The 2022 total was \$224,254.45 with \$14,670.94 being the County's share.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 521 2022-2023 TABLE OF RETURNED SCHOOL TAXES – TREASURER / REAL PROPERTY – APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the Real Property Tax Law requires that, by November 15, 2022, all rural Genesee County School Districts return their respective unpaid 2022-2023 school taxes to the County Treasurer for inclusion in the 2023 County and Town tax levy. Now, therefore, be it

RESOLVED, that the following amounts be and hereby are relieved against the various Towns of the County of Genesee as specified:

Town	Unpaid School Taxes
Alabama	\$95,272.93
Alexander	\$150,237.42
Batavia	\$122,448.95
Bergen	\$154,082.53
Bethany	\$52,999.91
Byron	\$71,660.41
Darien	\$263,214.50
Elba	\$99,141.86
LeRoy	\$369,283.49
Oakfield	\$76,203.43
Pavilion	\$74,085.27
Pembroke	\$186,160.21
Stafford	\$137,190.16

Total **\$1,851,981.07**

Budget Impact: The County makes the School Districts whole for their portion and retains a 7% fee. The 2022 total was \$1,771,337.13.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 522 2022-2023 TABLE OF RETURNED VILLAGE TAXES – TREASURER / REAL PROPERTY – APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the Legislature entered into an agreement with the various villages within the county that, upon notification to the county, by the villages, within the time period as defined in the agreement, the unpaid village taxes will be relieved as part of the 2023 town and county levy. Now, therefore, be it

RESOLVED, that the following amounts be and hereby are relieved against the various Villages in the County of Genesee as follows:

Town	Unpaid Village Taxes
Alexander	\$1,513.35
Attica	\$139.13
Bergen	\$4,311.14
Elba	\$4,802.36
LeRoy	\$76,636.64
Oakfield	\$10,671.96
Corfu	\$3,056.54
Total	\$101,131.12

Budget Impact: The County makes the Villages whole for their portion and retains a 7% fee. The 2022 total was \$135,257.22.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 523 2023 TAX WARRANTS – TREASURER / REAL PROPERTY – AUTHORIZATION FOR

Legislator Clattenburg offered the following resolution:

WHEREAS, taxes have been computed and extended on the 2022 assessment rolls of the several Towns of the County of Genesee for County and Town purposes in the following amounts:

Town	Warrant Amount
Alabama	\$1,825,120.16
Alexander	\$2,390,654.74
Batavia	\$7,974,824.98
Bergen	\$2,945,976.65
Bethany	\$1,703,565.27
Byron	\$2,218,284.59
Darien	\$3,235,405.73
Elba	\$2,590,478.63
LeRoy	\$5,970,565.11
Oakfield	\$2,438,074.98
Pavilion	\$2,110,669.50
Pembroke	\$4,491,571.50
Stafford	\$2,716,482.53
Total	\$42,611,674.37

Now, therefore, be it

RESOLVED, that the taxes as extended upon the 2022 assessment rolls of the aforementioned Towns be and the same are hereby approved, confirmed and adopted by the Genesee County Legislature. Be it further

RESOLVED, that warrants in due form be issued under the seal of the County of Genesee, signed by the Chair and the Clerk of the Legislature, and directed to the Collectors of the several Towns for collection of taxes therein for the 2023 tax year.

Budget Impact: The County's share of the total amount collected is \$28,238,002.13. The 2022 total was \$41,244,858.49 with \$27,611,028.81 being the County's share.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 524 2023 CITY OF BATAVIA TAX LEVY – TREASURER/ REAL PROPERTY – AUTHORIZATION FOR

Legislator Clattenburg offered the following resolution:

WHEREAS, the Genesee County Legislature does recommend approval of the tax levy for the City of Batavia. Now, therefore, be it

RESOLVED, that the Genesee County Legislature does hereby direct that the following amount for the purpose stated be levied and assessed against the City of Batavia as said City's share of the tax levy of the County of Genesee for taxes levied for County purposes for the year 2023 and chargeable to said City as follows:

Total County Tax \$6,263,051.19

Budget Impact: 2022 County Tax Levy \$6,165,322.98

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 525 LEVYING TAXES AND ASSESSMENTS REQUIRED FOR PURPOSES OF ANNUAL BUDGETS OF THE TOWNS OF GENESEE COUNTY – TREASURER / REAL PROPERTY – APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, there has been presented to the Legislature a duly certified copy of the annual budget of each of the several towns in the County of Genesee for the fiscal year beginning January 1, 2023. Now, therefore, be it

RESOLVED, that there shall be and hereby is assessed and levied upon and collected from the taxable property situated in the towns including any incorporated Village wholly or partially located therein the amounts indicated in the following table for Highway Fund (town wide). Be it further

RESOLVED, that the amounts to be raised by tax for all other purposes as specified in same annual budgets as presented to this Legislature, and which are on file in the Office of the Clerk thereof, shall be and hereby are assessed and levied upon and collected from all taxable property in the Towns as enumerated in the following table, except as other provided by law, which will include general fund and special district. Be it further

RESOLVED, that such taxes and assessments, when collected, shall be paid to the Supervisors of the several Towns in the amounts as shown by this resolution for distribution by them in the manner provided by law:

Town	General Fund / Library	Highway	Special Districts	Total
Alabama	\$124,635.00	\$186,705.00	\$378,716.95	\$690,056.95
Alexander	\$302,217.00	\$309,067.00	\$272,107.00	\$883,391.00
Batavia	\$1,225,300.00	\$0.00	\$1,940,600.63	\$3,165,900.63
Bergen	\$228,788.00	\$249,937.00	\$530,585.48	\$1,009,310.48
Bethany	\$143,616.00	\$307,383.00	\$158,580.00	\$609,579.00
Byron	\$0.00	\$513,485.00	\$468,773.00	\$982,258.00
Darien	\$145,235.00	\$0.00	\$384,240.00	\$529,475.00
Elba	\$326,769.00	\$225,000.00	\$773,110.80	\$1,324,879.80

LeRoy	\$346,627.00	\$81,775.00	\$894,984.00	\$1,323,386.00
Oakfield	\$496,382.00	\$375,811.00	\$253,632.00	\$1,125,825.00
Pavilion	\$144,775.00	\$60,000.00	\$361,400.75	\$566,175.75
Pembroke	\$384,131.46	\$0.00	\$764,844.78	\$1,148,976.24
Stafford	\$0.00	\$250,000.00	\$594,194.00	\$844,194.00

Total **\$3,868,475.46** **\$2,559,163.00** **\$7,775,769.39** **\$14,203,407.85**

Budget Impact: These amounts are retained by the Towns so there is no impact to the County. The 2022 combined total was \$13,410,996.17.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 526 CONTRACT RENEWAL - INFORMATION TECHNOLOGY / PICTOMETRY FLIGHTS - APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, The Director of Information Technology did present an agreement with Pictometry International Corp. dba EagleView for the scheduling of 3 aerial flights over 6 years commencing in 2023, the second flight in 2025 and the third flight in 2027 and

WHEREAS, The County Attorney and the Committee of Ways and Means did review the request and do recommend approval at this time. Now, therefore Be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized to approve the agreement for 3 flights through Pictometry International Corp. dba EagleView located at 25 Methodist Hill Drive, Rochester, New York 14623 over a six-year period in an amount not to exceed \$301,065.00.

Budget Impact: The cost of this contract is to be funded through the annual Asset Acquisition process, account A.1989 2080.0020, with the first flight costing \$100,355 of which \$50,177.50 will be due in 2023 and \$50,177.50 in 2024. The remaining two flights must be approved through Legislation and can be cancelled if the funds are not allocated.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 527 2023 LEGISLATIVE CALENDAR - APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the regular meetings of the Genesee County Legislature are held the second and fourth Wednesday of the month at 5:30 PM in the Old Courthouse unless otherwise announced, and

WHEREAS, there is only one meeting scheduled in the months of July, August and December, Now therefore, be it

RESOLVED, that the Genesee County Legislature does hereby approve the attached 2023 Legislative Calendar.

January 2	County Offices Closed – New Year’s Day (Observed)	
January 3	Human Services Committee (Tuesday)	4:30PM
January 4	Ways & Means Committee	4:30PM
January 11	Legislature Meeting	5:30PM
January 16	County Offices Closed Martin Luther King, Jr. Holiday	
January 17	Public Service (Tuesday)	4:30PM
January 18	Ways & Means Committee	4:30PM
January 25	Legislature Meeting	5:30PM
January 30	Human Services Committee	4:30PM
February 1	Ways & Means Committee	4:30PM
February 8	Legislature Meeting	5:30PM
February 13	Public Service Committee	4:30PM
February 15	Ways & Means Committee	4:30PM
February 20	County Offices Closed President’s Day	
February 22	Legislature Meeting	5:30PM
February 27	NYSAC (Feb 27-March 1)	
March 1	Human Services & Ways & Means Committee	4:30PM, 5:00 PM

March 8	Legislature Meeting	5:30PM
March 13	Public Service Committee	4:30PM
March 15	Ways & Means Committee	4:30PM
March 22	Legislature Meeting	5:30PM
April 3	Human Service Committee	4:30PM
April 5	Ways & Means Committee	4:30PM
April 12	Legislature Meeting	5:30PM
April 17	Public Service Committee	4:30PM
April 19	Ways & Means Committee	4:30PM
April 26	Legislature Meeting	5:30PM
May 1	Human Services Committee	4:30PM
May 3	Ways & Means Committee	4:30PM
May 10	Legislature Meeting	5:30PM
May 15	Public Service Committee	4:30PM
May 17	Ways & Means Committee	4:30PM
May 24	Legislature Meeting	5:30PM
May 29	County Offices Closed Memorial Day	
June 5	Human Service Committee	4:30PM
June 7	Ways & Means Committee	4:30PM
June 14	Legislature Meeting	5:30PM
June 19	Public Service Committee	4:30PM
June 21	Ways & Means Committee	4:30PM
June 28	Legislature Meeting	5:30PM
July 4	County Offices Closed July 4 th Holiday	
July 17	Human Services, Public Service Committee	4:30PM, 5:00 PM
July 19	Ways & Means Committee	4:30PM
July 26	Legislature Meeting	5:30PM
August 7	Human Services, Public Service Committee	4:30 PM, 5:00PM
August 9	Ways & Means Committee	4:30PM
August 16	Legislature Meeting	5:30PM
September 4	County Offices Closed Labor Day	
September 5	Human Services (Tuesday)	4:30PM
September 6	Ways & Means Committee	4:30PM
September 13	Legislature Meeting	5:30PM
September 18	Public Service Committee	4:30PM
September 20	Ways & Means Committee	4:30PM
September 27	Legislature Meeting	5:30PM
October 2	Human Service Committee	4:30PM
October 4	Ways & Means Committee	4:30PM
October 9	County Offices Closed Columbus Day	
October 11	Legislature Meeting	5:30PM
October 16	Public Service Committee	4:30PM
October 18	Ways & Means Committee	4:30PM
October 25	Legislature Meeting	5:30PM
October 30	Human Service Committee	4:30PM
November 1	Ways & Means Committee	4:30PM
November 8	Legislature Meeting	5:30PM
November 10	County Offices Closed Veterans Day (Observed)	
November 13	Public Service Committee	4:30PM
November 15	Ways & Means Committee	4:30PM
November 20	Legislature Meeting (Monday)	5:30PM
November 23	County Offices Closed Thanksgiving	
November 24	County Offices Closed Day after Thanksgiving	
December 4	Human Services, Public Service Committee	4:30PM, 5:00 PM
December 6	Ways & Means Committee	4:30PM
December 13	Legislature Meeting	5:30PM

December 25 County Offices Closed Christmas Day

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

**RESOLUTION NO. 528 SALARY SCHEDULE AMENDMENT FOR
COMPENSATION TO CLERK OF THE LEGISLATURE FOR INTER-COUNTY
ASSOCIATION OF WESTERN NEW YORK SECRETARY - APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, the members of the Genesee County Legislature participates in the Inter-County Association of Western New York (ICAWNY) and members serve for the exchange of ideas and information relative to local government, by considering problems of mutual interest and supporting those polices and program of common interests, and

WHEREAS, Legislator Gary T. Maha was elected as the 2023 President of the Inter-County Association of Western New York which a secretary is required to administrate and coordinate the monthly meetings providing agendas, resolutions, minutes, mailings, correspondences and other tasks as needed to members, and

WHEREAS, the President of ICAWNY has appointed Lisa K. Casey to secretary of Inter-County Association of Western New York to assist in the administration of the monthly meetings in 2023, and

WHEREAS, the Secretary shall be compensated \$5,000 in addition to the Clerk of the Legislature current salary effective January 1, 2023, and

WHEREAS, the Committee of Ways and Means did review and concurs said compensation to be established. Now, therefore, be it

RESOLVED, that the Genesee County Treasurer and Human Resources Director is hereby authorized and directed to adjust the 2023 Genesee County management salary schedule by increasing the compensation of the Clerk to the Legislature by \$5,000 effective January 1, 2023.

Budget Impact: The cost is \$5,000 for salary, plus fringe benefits: \$310 Social Security Tax, \$73 Medicare Tax and \$475 Retirement which was budgeted for in 2023.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

**RESOLUTION NO. 529 2022 SHARED SERVICES PLAN SUBMISSION -COUNTY
MANAGER'S OFFICE – APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, New York State General Municipal Law, Article 12-I, § 239-bb, did establish that each County shall have a countywide shared services panel consisting of the Managers, Supervisors, and Mayors from each town, city and village chaired by the County, and

WHEREAS, the Genesee County Manager did reconvene the countywide Shared Services Panel, and

WHEREAS, Genesee County municipal leaders did present proposals for consideration to be submitted in the 2022 Shared Services Plan to the New York State Department of State, and

WHEREAS, the Committee on Ways and Means did review the recommendations of the Shared Services Panel and does recommend the approval at this time. Now, therefore, be it

RESOLVED, that the Genesee County Legislature accepts and affirms the recommendation of the Shared Services Panel which will be submitted to the New York State Department of State, and that the that the Chair of the Genesee County Legislature is hereby authorized and directed to execute any and all documentation related to this plan.

Budget Impact: None

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

**RESOLUTION NO. 530 RATIFICATION OF BUDGET TRANSFER – SHERIFF'S
EMPLOYEE ASSOCIATION UNION CONTRACT FOR 2023 THROUGH 2025–
APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, the Genesee County Manager and Human Resource Director did present a successfully completed Collective Bargaining Agreement with the Sheriff's Employee

Association which was ratified by a vote of the Union Membership, and
WHEREAS, the Committee of Ways and Means did review the Agreement and does recommend approval at this time. Now, therefore, be it

RESOLVED, that the Genesee County Legislature does hereby ratify and approve the terms and conditions of said Agreement by and between the Genesee County Sheriff's Employee Association, the Genesee County Sheriff and the County of Genesee for the period January 1, 2023 through December 31, 2025, and, Be it further

RESOLVED, that the Genesee County Legislature does hereby authorize the Genesee County Treasurer to make the following 2023 budget transfers:

\$504,372	from	Contingency	A.1990.4800.0000	Program Expense
\$105,990	to	Communications	A.3020.1010.0000	Personal Services
\$ 9,449	to	Communications	A.3020.1020.0000	Overtime Salaries
\$ 4,267	to	Communications	A.3020.1060.0100	Special Pay-Holiday
\$ 4,572	to	Communications	A.3020.1060.0500	Briefing
\$ 7,705	to	Communications	A.3020.8010.0000	Social Security
\$ 1,802	to	Communications	A.3020.8011.0000	Medicare
\$ 14,942	to	Communications	A.3020.8020.0000	Retirement
\$235,257	to	Jail	A.3150.1010.0000	Personal Services
\$ 38,000	to	Jail	A.3150.1020.0000	Overtime Salaries
\$ 2,850	to	Jail	A.3150.1030.0000	Part-Time Salaries
\$ 2,850	to	Jail	A.3150.1060.0100	Special Pay – Holiday
\$ 1,900	to	Jail	A.3150.1060.0200	Special Pay – Training
\$ 4,275	to	Jail	A.3150.1060.0500	Briefing
\$ 17,678	to	Jail	A.3150.8010.0000	Social Security
\$ 4,134	to	Jail	A.3150.8011.0000	Medicare
\$ 39,918	to	Jail	A.3150.8020.0000	Retirement
\$ 6,281	to	Control of Animals	A.3510.1010.0000	Personal Services
\$ 280	to	Control of Animals	A.3510.1020.0000	Overtime Salaries
\$ 291	to	Control of Animals	A.3510.1060.0200	Special Pay – Holiday
\$ 16	to	Control of Animals	A.3510.1060.0200	Special Pay – Training
\$ 294	to	Control of Animals	A.3510.1060.0500	Briefing
\$ 200	to	Control of Animals	A.3510.4580.0000	Pers Uniforms
\$ 444	to	Control of Animals	A.3510.8010.0000	Social Security
\$ 104	to	Control of Animals	A.3510.8011.0000	Medicare
\$ 873	to	Control of Animals	A.3510.8020.0000	Retirement

Budget Impact: Funds available in the 2023 Budget to cover expense.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

**RESOLUTION NO. 531 AMENDMENT AGREEMENT – GENESEE GATEWAY
LOCAL DEVELOPMENT CORPORATION- PROJECT
IMPLEMENTATION/GRANT ADMINISTRATION –
APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, The Genesee County Legislature did authorize the submission of a Community Development Block Grant Application to the New York State Housing Trust Fund Corporation Office of Community Renewal per Resolution No. 337 duly adopted on August 25, 2021, with funding to be used by the Genesee Gateway Local Development Corporation for the purpose of providing grants to eligible small businesses affected by the COVID 19 pandemic, and

WHEREAS, The Genesee County Legislature did authorize an amendment to the agreement with the Office of Community Renewal to increase the grant award to \$1,587,000 per Resolution No. 483 duly adopted on November 21, 2022, and

WHEREAS, Genesee County and the Genesee Gateway Local Development Corporation have an agreement for the implementation of the Project and administration of the OCR grant, and

WHEREAS, The Genesee Gateway Local Development Corporation has submitted an amendment to the agreement to account for the additional allocation of grant funds and extended recipient performance completion date of July 31, 2023, and

WHEREAS, The Ways and Means has reviewed the request and does recommend approval at this time. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute an amendment to the agreement with the Genesee Gateway Local Development Corporation, 99 Med Tech Drive, Batavia, New York 14020 for the implementation of the Project and administration of the OCR grant.

Budget Impact: None, Grant funds to cover grant administration costs.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 532 CONTRACT RENEWAL - GENESEE COUNTY ECONOMIC DEVELOPMENT CENTER (GCEDC) - APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, The Committee on Ways and Means has reviewed the proposed contract for 2023 between the County of Genesee and the Genesee County Economic Development Center (GCEDC) and does recommend approval at this time. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute a contract with the Genesee County Economic Development Center (GCEDC) for a period beginning January 1, 2023 through December 31, 2023 and Be it further

RESOLVED, That the sum of \$233,513 shall be paid in regular installments, pursuant to the Agreement, upon submission by the Agency of vouchers in proper form. An additional \$25,000 for workforce training program administration will be paid upon submission by the Agency of vouchers in proper form.

Budget Impact Statement:

2023 =	\$233,513 + \$25,000 workforce training program administration
2022 =	\$233,513 + \$25,000 workforce training program administration
2021 =	\$233,513
2020 =	\$233,513
2019 =	\$233,513
2018 =	\$193,513
2017=	\$193,513 – 10% reduction in funding or \$21,501 less
2016=	\$215,014
2015=	\$215,014
2014=	\$215,014
2013=	\$215,014
2012 =	\$215,014; 5% reduction in funding or \$11,317 less
2011 =	\$226,330; 15% reduction in funding or \$29,942 less
2010 =	\$266,271; 5% reduction in funding or \$14,014 less
2009 to 2006 funding =	\$280,285
2005 to 2003 =	\$275,285
2002 =	\$245,000

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 533 STOP LOSS INSURANCE/HEALTH BENEFITS PLAN - APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the Genesee County Manager did request the County's Healthcare Consultant to acquire quotations for stop loss insurance coverage for the County's self-insured medical health benefit plan, and

WHEREAS, the Genesee County Legislature did review the recommendation and request by the County Manager and does recommend approval at this time. Now, therefore, be it

RESOLVED, that the Chair of the Genesee County Legislature be and hereby is authorized and

directed to sign the Agreement with Sun Life and Health Insurance Company (US), PO Box 9133, Wellesley, MA 02481, at a cost not to exceed \$345,874 for the period January 1, 2023 through December 31, 2023.

Budget Impact: Total Specific Premium is \$345,874. Aggregating Specific Liability is \$100,000. Specific Deductible \$425,000. \$480,000 was budgeted in the 2023 budget to cover this expense. This represents a \$1,127 reduction in the premium due to a \$25,000 increase in the specific deductible over the 2022 cost.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 534 WORKER RETENTION PAYMENT -AMERICAN RESCUE PLAN ACT -APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, The American Rescue Plan Act (ARPA) was signed into law March 11, 2021 and Genesee County received a total of \$11,125,969 Million in Coronavirus State and Local Fiscal Recovery Funds, and

WHEREAS, Treasury issued the Final Rule for ARPA Fiscal Recovery Funds effective April 1, 2022, which allows for the use of ARPA Funds to provide worker retention incentives, and

WHEREAS, Genesee County continues to experience the adverse effects of the Pandemic as related to labor and employment, making retention and recruitment of employees an on-going challenge, and

WHEREAS, Departments are experiencing higher rates of turnover and vacancies due to employees leaving for alternative employment, and

WHEREAS, Measures are being taken to entice employees to remain in their employment with the County including creation of an employee recognition program, employee longevity awards and County-wide engagement initiatives, and

WHEREAS, The Genesee County Legislature is desirous of allocating a portion of its ARPA funds to entice, support and retain its most valuable asset, it's employees, by providing a retention payment for employees employed as of January 27, 2023, and

WHEREAS, the Ways & Means Committee is in agreement and does approve. Now therefore, be it

RESOLVED, that the Genesee County Treasurer and Human Resource Director are hereby authorized and directed to provide worker retention payments to eligible employees using the following criteria; employees who work 30 hours or more per week shall receive a retention payment of \$1,000, employees who work 19.5 hours but no more than 30 hours per week shall receive a retention payment of \$500 and employees who work less than 19.5 hours per week or are in an on-call position shall receive a retention payment of \$250, and be it further

RESOLVED, that to be eligible for retention payment, an employee shall be employed as of January 27, 2023, and be it further

RESOLVED, that Genesee County Legislators, Genesee County District Attorney, and Genesee County Coroners are not deemed eligible for the retention payment allocation.

Budget Impact: \$628,676 is included in the 2023 budget and includes above payment amounts and taxes.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 535 2022 BUDGET AMENDMENT – GENERAL FUND TO WATER FUND - APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, phase II of the Water Fund has experienced increased expenses due to Covid-19 and a high inflationary period resulting in a lack of funds in the amount of \$3,366,551 to finish Phase II, and

WHEREAS, the Genesee County Treasurer is recommending the use of sales tax to cover the shortfall and the Committee on Ways and Means concurs. Now, therefore be it

RESOLVED, that the Genesee County Treasurer is hereby authorized and directed to amend the

2022 budget by Increasing Revenue A.1000.1110 Sales Tax in the amount of \$3,366,551 and Increase Appropriation A.9906.9 Transfers to Water Fund in a like amount. Increase Revenue EW 8320.5031 Interfund Transfers in the amount of \$3,366,551 and Increase Appropriation EW.8320.2080.0002 Infrastructure in a like amount.

Budget Impact: An increase in expenses in the general fund and water fund in the amount of \$3,366,551 offset by an increase in sales tax.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 536 2022 BUDGET AMENDMENT-YOUTH BUREAU/ADDITIONAL PROGRAMMING – APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, The Executive Director of the Genesee County Youth Bureau did request a budget amendment as additional program revenue has been received to support additional programing, and

WHEREAS, The Committees of Human Services and Ways and Means has reviewed the request and does recommend approval at this time. Now, therefore be it

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to amend the 2022 Genesee County Budget by increasing Revenue Account A.7310.2705 – Gifts and Donations in the amount of \$299.00, and increase in expenditure account A.7310.4800.0000 – Program Expense in the amount of \$299.00.

Budget Impact: The increased appropriation is accompanied by matching increased revenue.

This budget amendment will resolve with no net county cost.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 537 2022 BUDGET TRANSFER – YOUTH BUREAU /WORK AREA - APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, due to an additional Youth Program Assistant approved to be hired in January of 2023, the Youth Bureau requires an additional work area for the new employee necessitating a transfer of funds, and

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

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

Line Increased:

\$970.00 to A.7310 2010.0020 - Desk

Offset with funds to be transferred from:

\$970.00 from A.7310 4550.0000 - Personnel Training

Budget Impact: Although the necessitated purchase is unanticipated, there is no overall budget impact as the amounts offset one another and are transferred within the Youth Bureau's 2022 budget.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 538 BOARD REAPPOINTMENTS – YOUTH BUREAU - APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the Committees on Human Service and Ways and Means do recommend Reappointment to the Genesee County Youth Board at this time. Now, therefore, be it

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

Reappointment

<u>Representing</u>	<u>Name</u>	<u>Term</u>
Batavia, City of	Julie Wasilewski	12/01/2022 – 11/30/2025
Batavia, Town of	Tammi Ferringer	12/01/2022 – 11/30/2025
Bethany/Pavilion	Jessica Torrey	12/01/2022 – 11/30/2025

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 539 CONTRACT – HEALTH DEPARTMENT /INDEPENDENT LIVING – APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the Public Health Director did present a contract with Western New York Independent Living to provide .5 of a FTE Independent Living staff member to the Children with Special Health Care Needs program to perform grant work plan activities, and

WHEREAS, the Committees 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 Western New York Independent Living, located at 319 W. Main St., Batavia, NY 14020 for the period of October 1, 2022 through September 30, 2023.

Budget Impact: All expenses associated with this contract will be offset by funds from the CYSHCN Grant. \$0 county cost.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 540 INTER-MUNICIPAL AGREEMENT AMENDMENT -HEALTH DEPARTMENT/SHARED PUBLIC HEALTH ADMINISTRATIVE STAFF – APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, Genesee and Orleans County are committed to providing essential Public Health Services to their County residents; and

WHEREAS, Article 5-G of the General Municipal Law empowers municipal corporations to enter into agreements for the performance among themselves or one for the other of their respective functions, powers and duties on a cooperative basis for the provision of a joint service; and

WHEREAS, Resolution No. 455-15 allowed for execution of an agreement with the County of Orleans for the provision of sharing administrative positions between Genesee and Orleans County; and

WHEREAS, the Genesee/Orleans County Public Health Director did present an amendment to the inter-municipal agreement with Genesee County and Orleans County to share Public Health Administrative Staff, this amendment will become effective January 1, 2023, adding the positions of Director of Health Promotions and Epidemiology Coordinator to this inter-municipal agreement, additionally, the annual stipend for shared administrative staff listed in this agreement will increase to \$8,500 annually. Effective January 1, 2024 a 2% cost of living increase for all stipends listed in this agreement will occur annually, and

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

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute an amendment to the agreement with the County of Orleans with offices at 3 South Main Street, Suite 2, Courthouse Square, Albion.

Budget Implications: All costs relating to the addition of the Director of Health Promotions and Epidemiology Coordinator and stipend increases will be charged to the appropriate county.

Expenses related to this resolution are included in the 2023 4010 budget and are eligible for Article 6 state aid reimbursement.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

**RESOLUTION NO. 541 INTER-MUNICIPAL AGREEMENT -
HEALTH DEPARTMENT/ LIVINGSTON COUNTY HEALTH DEPARTMENT-
APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, the Public Health Director did present an inter-municipal agreement with Livingston County Health Department to share expenses associated with the 3-5 Preschool Transportation Coordinator position, and

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

RESOLVED, that the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to approve the inter-municipal agreement with the Livingston County Health Department, for the period April 1, 2022 to December 31, 2026 having its principal place of business located at 2 Murray Hill Drive, Mt. Morris, New York 14510. Livingston County will be invoiced for all expenses associated with the 3-5 Preschool Transportation Coordinator activities performed for Livingston County

Budget Impact: Livingston County will be invoiced for all expenses associated with the 3-5 Preschool Transportation Coordinator activities performed for Livingston County. No cost to the county.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

**RESOLUTION NO. 542 LEAD HAZARD CONTROL & HEALTHY HOMES GRANT
ACCEPTANCE – HEALTH DEPARTMENT – APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, The Genesee County Public Health Department has been chosen to receive \$2,455,000 in funding to address lead hazards in privately rented/owned housing populations and

WHEREAS, The Housing and Urban Development agency has awarded the Genesee County Public Health Department \$2,455,000, to use this funding to support costs to minimize lead hazards in privately owned/rented housing populations in Genesee, Orleans, Livingston, and Wyoming counties 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 Agreement with the Housing and Urban Development Agency for the acceptance of the Lead Hazard Control & Healthy Homes Grant contract for the period December 1, 2022 through December 1, 2026 in the amount of \$2,455,000, and to execute any and all other documentation related to this funding.

Budget Impact: As part of the Lead Hazard Control & Healthy Homes funding, the Genesee \$517,782 is allocated in the 2022 budget, \$522,223 is allocated in the 2023 budget. No county cost.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

**RESOLUTION NO. 543 OFFICE FOR THE AGING ADVISORY
COUNCIL/APPOINTMENT – APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, The Office for the Aging Advisory Council by-laws specify that the Advisory Council shall not exceed eighteen (18) members, including both Community members and Service Provider members and at least 50% of the Council members shall be Community members who are Genesee County residents age 60 and over; and

WHEREAS, an open position currently exists on the Office for the Aging Advisory Council as a result of a promotion of Genesee County Department of Social Services Supervisor-Adult Services and we offered invitation to the individual now in that position to fill the Office for the Aging Advisory Council vacancy, based on NYSOFA regulations regarding OFA Advisory Council composition; and

WHEREAS, Office for the Aging Advisory Council By-laws provide that the position of Supervisor-Adult Services, Genesee County Department of Social Services occupies a permanent position without term limits; and

WHEREAS, the Committees on Human Services and Ways and Means do recommend appointment at this time. Now Therefore, Be it

RESOLVED, that the Genesee County Legislature does hereby appoint the following to the Genesee County Office for the Aging Advisory Council to serve effective January 1, 2023 until such time that this individual no longer holds the Supervisor-Adult Services position at Genesee County Department of Social Services.

Provider Member:

Jennie Hawkins, Genesee County Department of Social Services

Budget Impact Statement: None

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 544 OFFICE FOR THE AGING ADVISORY COUNCIL/REAPPOINTMENT – APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, The Office for the Aging Advisory Council by-laws specify that the Advisory Council shall not exceed eighteen (18) members, including both Community members and Service Provider members and at least 50% of the Council members shall be Community members who are Genesee County residents age 60 and over; and

WHEREAS, members in good standing may serve a maximum of three (3) consecutive terms with each term being three (3) years in length, for a total of nine (9) consecutive years; and

WHEREAS, one (1) Community Member's terms has expired, and is a member in good standing eligible for reappointment; and

WHEREAS, the Committees of Human Services and Ways and Means does recommend reappointment at this time. Now Therefore, Be it

RESOLVED, that the Genesee County Legislature does hereby appoint the following to the Genesee County Office for the Aging Advisory Council to serve a second, three year term effective January 1, 2023 through December 31, 2025.

Community Member:

Gina Stella, LeRoy, NY 14482

Budget Impact: None

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 545 2023 BUDGET AMENDMENT - COMMUNITY MENTAL HEALTH SERVICES – GENESEE COUNCIL ON ALCOHOLISM AND SUBSTANCE ABUSE (GCASA) – APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, The Director of the Community Mental Health Services did request an amendment to the 2023 Genesee Council on Alcoholism and Substance Abuse (GCASA) budget, and

WHEREAS, These additional funds are the result of an increase of 2023 New York State OASAS funds, and

WHEREAS, The Committees on Human Services 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 be and hereby is authorized and directed to execute the necessary documents to amend the 2023 budget between the County of Genesee and GCASA., and Be it further

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to amend the 2023 Genesee County Budget by

Increasing Revenue A4313.4660.0000 Contracted Other by \$979,361.00

AND

Increasing Revenue A.4313.3494 State Aid Mental Health by \$979,361.00

Budget Impact: Increasing the budget by \$979,361.00, offset by an increase in State Aid in the amount of \$979,361.00, a contract total to not exceed \$2,528,552.00

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 546 2022 BUDGET AMENDMENT - COMMUNITY MENTAL HEALTH SERVICES – ARC GLOW – APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, The Director of the Community Mental Health Services did request an amendment to the 2022 ARC GLOW budget, and

WHEREAS, These additional funds are the result of an increase of 2022 State funds, and

WHEREAS, The Committees on Human Services 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 be and hereby is authorized and directed to execute the necessary documents to amend the 2022 budget for ARC GLOW, and Be it further

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to amend the 2022 Genesee County Budget by

Increasing A.4322.4660.0000 Contracted Other by \$ 4,075.00

AND

Increasing A.4322.3495 State Aid OMRDD by \$ 4,075.00

Budget Impact Statement: Increasing the budget by \$4,075.00, offset by an increase in State Aid in the amount of \$4,075.00, for a 2022 total budgeted contracted amount to not exceed \$45,820.00. This represents 2020 State Aid paid in 2021 and available in 2021 but not paid to provider.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 547 2022 BUDGET AND CONTRACT AMENDMENT - COMMUNITY MENTAL HEALTH SERVICES – RESTORATION SOCIETY – APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, The Director of the Community Mental Health Services does request an amendment to the 2022 Restoration Society contract and budget, and

WHEREAS, These additional funds are the result of an increase of 2022 State funds, and

WHEREAS, The Committees on Human Services 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 be and hereby is authorized and directed to execute the necessary documents to amend the 2022 contract and budget between the County of Genesee and Restoration Society, and Be it further

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to amend the 2022 Genesee County Budget by

Increasing A 4323.4660.0000 Contracted Other by \$ 88,941.00

AND

Increasing A 4323.3490 State Aid by \$ 88,941.00

Budget Impact: Increasing the budget by \$88,941.00 offset by an increase in State Aid in the amount of \$88,941.00, for a 2022 total budgeted contracted amount to not exceed, \$437,401.00. (State Aid, 100%). This increase represents prior year State Aid which was available during 2021 but was not paid to vendor.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 548 2022 BUDGET AMENDMENT – COMMUNITY MENTAL HEALTH SERVICES – WNY HEROES INC. – APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, The Director of the Community Mental Health Services did request an amendment to the 2022 WNY Heroes budget, and

WHEREAS, These additional funds are the result of an increase of 2022 State funds, and

WHEREAS, The Committees on Human Services 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 be and hereby is authorized and directed to execute the necessary documents to amend the 2022 budget for WNY Heroes, Inc., and Be it further

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to amend the 2022 Genesee County Budget by

Increasing A.4316.4660.0000 Contracted Other by \$ 50,000.00

AND

Increasing A.4316.3490 State Aid Mental Health by \$ 50,000.00

Budget Impact Statement: Increasing the budget by \$50,000.00, offset by an increase in State Aid in the amount of \$50,000.00, for a 2022 total budgeted contracted amount to not exceed \$140,000.00. This represents 2021 State Aid which was added to our 2021 State Aid Letter and advanced to county during 2022 but not paid to provider.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 549 CONTRACT AMENDMENT -- COMMUNITY MENTAL HEALTH SERVICES – COORDINATED CARE SERVICES, INC., 2022 – APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, 2022 Resolution No. 22 duly adopted on January 27, 2022 did authorize a contract with Coordinated Care Services, Inc. (CCSI) for calendar year 2022, and

WHEREAS, The Community Mental Health Services Director did request an amendment to the County's contract with CCSI and to the County's 2022 budget to allow for additional services needed in the year 2022. The additional services would go through 12/31/2022 with the total amount not to exceed an additional \$5,000, and

WHEREAS, The Committees on Human Services and Ways and Means did review this request and do concur with this recommendation. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature be and hereby is directed and authorized to execute the necessary documents to amend the contract between the County of Genesee and Coordinated Care Services, Inc. to increase the contract amount by up to an additional \$5,000 for the remainder of the 2022 contract through December 31, 2022, and Be it further

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to amend the 2022 Contractual payment with CCSI.

Budget Impact Statement: \$5,000 for additional services; no change in direct County Budget, funding in current line item.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 550 2023 SALARY SCHEDULE AMENDMENT - COMMUNITY MENTAL HEALTH SERVICES/MENTAL HEALTH FINANCIAL PROGRAM

SPECIALIST - APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, The Director of the Community Mental Health Services did request an amendment to the 2023 Management Salary Schedule to create one (1) Mental Health Financial Program Specialist, P.T., Grade 108, to assist with the transition of duties to the newly appointed F.T. Mental Health Financial Program Specialist, and

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

RESOLVED, That the Genesee County Treasurer and the Human Resources Director is hereby authorized and directed to amend the 2023 Management Salary Schedule by creating one (1) Mental Health Financial Program Specialist, P.T., Grade 108, effective January 1, 2023 through December 31, 2023.

Budget Impact: No budget impact; the salary cost is covered by various vacancies.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 551 REAPPOINTMENT – MENTAL HEALTH /COMMUNITY SERVICES BOARD FOR 2023-APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, The Director of Community Mental Health services is requesting reappointment of several Community Services Board Members. The Community Services Board consists of 9 Board members, which is required by the Office Of Mental Hygiene laws, and

WHEREAS, The Committees on Human Service and Ways and Means do recommend reappointments to the Genesee County Mental Health Community Services Board be made at this time. Now, therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby make the following reappointments to the Community Mental Health Services Board, effective immediately, with terms to expire as listed below:

<u>Name</u>	<u>Representing</u>	<u>Term Expires</u>
Diana Fox 5673 Upper Holley Rd. Holley, NY 14470	Community Resource Director, GenCo OFA	12/31/2026
Bernadette Bergman 10063 Fargo Rd. Corfu, NY 14036	Parent Advocate	12/31/2026
Wendy Haywood 43 Munger St. P.O. Box 8 Bergen, NY 14416	Registered Nurse	12/31/2026

Budget Impact: \$40 stipend per meeting for each Board Member, except Diana Fox - \$0 stipend paid.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 552 AGREEMENT – MENTAL HEALTH/INTER-MUNICIPAL AGREEMENT WITH NIAGARA COUNTY FOR CRISIS ON-CALL SERVICES - APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, NYS Mental Hygiene Law requires the Director of Mental Health Services ensure crisis on-call services are available and continuous, and

WHEREAS, The Mental Health Director is requesting a renewal for the inter-municipal agreement with Niagara County for the operation of the Crisis On-Call Services for 2023, and

WHEREAS, upon approval of the agreement by the county attorney as to form, and

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

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute an agreement and all necessary documents between the County of Niagara and the County of Genesee for the operation of Crisis On-Call Services by Niagara County at a cost to Genesee County of \$78,000.00 annually. The term of this agreement shall commence on January 1, 2023 and shall terminate on December 31, 2027.

Budget Impact: Operation of the Crisis On-Call services is included in the current budget; not to exceed \$78,000.00 annually for the term of the contract.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 553 2023 EMPLOYEE SALARY SCHEDULE AMENDMENT- DEPARTMENT OF SOCIAL SERVICES/PART TIME SOCIAL WELFARE EXAMINER- APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, a full-time Social Welfare Examiner position at the Department of Social Services is currently vacant due to an internal job promotion, and

WHEREAS, there is an urgent need to have this position filled to assist with Chronic Care cases, the Commissioner of Social Services is requesting an amendment to the 2023 Employee Salary Schedule to continue one (1) temporary, part-time Social Welfare Examiner position to cover the duties of a vacant full time Social Welfare Examiner position until June 30, 2023 or until the full-time position is filled. 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 2023 Employee Salary Schedule by continuing the temporary, part-time Social Welfare Examiner position, CSEA Grade 12S, effective immediately upon legislative approval.

Budget Impact: The full time Grade 12S Social Welfare Examiner position (200-011) that is currently in the 2023 budget is vacant. We will use the Grade 12S Social Welfare Examiner hire rate of \$20.45/hour for the part-time position. The part-time position will be utilized until June 30, 2023 or until the full-time position is filled. As the current full-time Social Welfare Examiner position is budgeted for 2023 there will be no budget impact for the part-time Social Welfare Examiner position. State and Federal reimbursement ranges between 66-100% as determined by case specific eligibility.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 554 ACCEPTANCE OF GRANT FUNDS/BUDGET AMENDMENT - SHERIFF/NYS DHSES GRANT AWARD – APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, The NYS Division of Homeland Security and Emergency Services has awarded Genesee County Domestic Terrorism Prevention Grant funding in the amount of \$172,413, which covers personnel, consultant and training costs associated with the development of a Threat Assessment and Management Team, and

WHEREAS, The Sheriff is requesting acceptance of these grant funds and an amendment to the 2022 budget, and

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

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to accept the NYS DHSES Domestic Terrorism Prevention Grant funding in the amount of \$172,413, and be it further

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to amend the 2022 budget as follows:

\$172,413 to A3110.4800.0503 (Program Expense Homeland Security)

To be offset by increasing the following revenue account:

\$172,413 to A3110.4305.2 (Federal Aid/Homeland Security)

Budget Impact: Increase in Sheriff's 2022 appropriations in the amount of \$172,413, offset by an increase in revenue in a like amount, with funds coming from NYS DHSES grant funding.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 555 INTERMUNICIPAL AGREEMENTS – TOWN SNOW AND ICE CONTROL AND MOWING – HIGHWAY — APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the Genesee County Highway Superintendent and the Genesee County Attorney have prepared an Intermunicipal Agreement for the control of snow and ice and mowing on county highways, and

WHEREAS, the Genesee County Highway Superintendent has presented this agreement to the several Town Highway Superintendents within Genesee County, and

WHEREAS, the Intermunicipal Agreements have been approved by Town Boards wishing to provide such services to the County under the terms of the Agreement, and

WHEREAS, the Genesee County Highway Superintendent recommends approving this agreement as it is in the best interest of the taxpayers of the County, and

WHEREAS, the Committees on Public Service and Ways & Means have reviewed this recommendation and do concur. Now, therefore, Be it,

RESOLVED, that the Chair of the Genesee County Legislature is hereby authorized and directed to execute Intermunicipal Agreements for Snow & Ice Control and Mowing for 5-year terms through December 31, 2027 with the following Towns as approved by their Town Board:

Town of Alabama

Town of Alexander

Town of Bethany

Town of Byron

Town of Darien

Town of Elba

Town of Pavilion

Town of Pembroke

Town of Stafford

RESOLVED, that the Chair of the Genesee County Legislature is hereby authorized and directed to execute Intermunicipal Agreements for Snow & Ice Control and Mowing for 1-year terms through December 31, 2023 with the following Towns as approved by their Town Board:

Town of Bergen

Town of Le Roy

Town of Oakfield

Budget Impact Statement: The cost per mile for the 2023 snow and ice season is \$6,657 and the cost per mile for mowing is \$542. This represents a 14.3% increase in the rate for snow and ice over the 2022 season and an 8.0% increase in the cost for mowing. The County Road Fund budgets \$1,555,574.48 for contractual snow and ice control and \$121,505.56 for contractual roadside mowing. These contracts cover approximately 224 miles of the 260 miles of county roads.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 556 CHANGE ORDER – HIGHWAY - DARIEN ALEXANDER TOWNLINE RD BRIDGE -APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the Highway Superintendent would like to authorize additional work with Union Concrete and Construction Corp. as part of the Darien Alexander Townline Rd Bridge Replacement Project, and

WHEREAS, the Committees on Public Service and Ways and Means did review this request and do concur with this recommendation at this time. Now, therefore, be it

RESOLVED, that the Chair of the Genesee County Legislature does hereby authorize a change order in the amount of \$9,088.58 for Union Concrete and Construction Corp for costs related to reconciliation of final installed quantities as compared to contractual quantities, as well as additional paving and tree removal.

Budget Impact: The change order increases the total contract amount to \$727,652.58. There is a balance of \$151,866.62 left in the capital project to cover this change.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 557 2022 BUDGET AMENDMENT/HIGHWAY-ROAD MACHINERY-APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the 2022 Adopted Budget for the Road Machinery account will be over budget due to expenses incurred for fuel prices and the cost to repair equipment and purchases parts, and

WHEREAS, the Genesee County Highway Superintendent and the Genesee County Treasurer did review options for funding this deficit, and

WHEREAS, the Genesee County Highway Superintendent recommends amending the 2022 Road Machinery budget, 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 Genesee County Treasurer is hereby authorized and directed to amend the 2022 County Budget by increasing DM 1000.9999 Balancing Appropriated in the amount of \$82,000.00, to be offset by an increase in DM5130 4310.1001 Gas – Unleaded in a like amount.

Budget Impact: The Road Machinery Fund is amended by an increase in revenue of \$82,000 from Road Machinery Fund Balance.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 558 CONSULTANT AGREEMENT – COUNTYWIDE WATER SUPPLY PROGRAM – FEDERAL GOVERNMENTAL RELATIONS AND STRATEGIC COUNSEL – APPROVAL OF

Legislator Clattenburg offered the following resolution:

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

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

WHEREAS, the Genesee County Legislature desires to enter into a contract with a firm for these services, 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 Genesee County Legislature does hereby authorize and direct the Chairperson of the Genesee County Legislature to enter into a consultant agreement with Carpi & Clay, 601 New Jersey Ave NW, Washington, DC 20001 for the purpose of providing strategic counsel and governmental relations in an amount not to exceed \$84,000.

Budget Impact: The consultant agreement is for \$7,000 per month and is funded from the Water Fund. The Water Fund budget accounts for this expense.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 559 CONSULTANT AGREEMENT – COUNTYWIDE WATER SUPPLY PROGRAM – STATE GOVERNMENTAL RELATIONS AND STRATEGIC COUNSEL – APPROVAL OF

Legislator Clattenburg offered the following resolution:

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

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

WHEREAS, the Genesee County Legislature desires to enter into a contract with a firm for these services, 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 Genesee County Legislature does hereby authorize and direct the Chairperson of the Genesee County Legislature to enter into a consultant agreement with Sheridan Hohman & Associates, 150 State Street, Albany, NY 12207 for the purpose of providing strategic counsel and governmental relations in an amount not to exceed \$24,000.

Budget Impact: The consultant agreement is for \$2,000 per month and is funded from the Water Fund. The Water Fund budget accounts for this expense.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 560 INTERMUNICIPAL AGREEMENT – COUNTYWIDE WATER PHASE 2 – TOWN OF STAFFORD – APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, Genesee County desires to advance certain portions of water improvements being made by the Town of Stafford Water District #12 that benefits the County and are described in the Master Plan and Engineering Report for Phase 2 of the Countywide Water Project, and

WHEREAS, the Genesee County Highway Superintendent and the County Attorney have prepared an agreement that provides a reimbursement to the Town of Stafford under terms acceptable to the County and recommend its approval 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 Genesee County Legislature does hereby authorize the Chairperson of the Genesee County Legislature to approve the Intermunicipal Agreement between Genesee County and the Town of Stafford related to the upsizing of water mains from 8-inch to 12-inch along portions of Prole Road Extension, Byron Road, and Fotch Road, which are being constructed by the Town. The County Water Fund will reimburse the Town of Stafford up to \$416,200 for installing the DBP removal system within the water storage tower that benefits the countywide system.

Budget Impact: Per the agreement, the County Water Fund will reimburse the Town of Stafford up to \$416,200 for installing the DBP removal system within the water storage tower that benefits the countywide system. Reimbursements will be made within 45 days after the Town of Stafford completes the installation of the system and it is certified complete by their Engineer. The funding is provided from the Genesee County Phase 2 Water Bonds which are expensed via the Water Fund (EW105.2).

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 561 CHANGE ORDER – HIGHWAY DEPARTMENT/COUNTYWIDE WATER PHASE 2 – WELL ‘C’ – CONTRACT B – APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, Genesee County has completed the Change Order #1 scope of work for Contract B at the City of Batavia Wellfield, and

WHEREAS, Villager Construction, Inc. cleaned and diagnosed Well A, and

WHEREAS, Genesee County desires to make further improvements within the City of Batavia Wellfield at Well A, and

WHEREAS, the Genesee County Highway Superintendent has reviewed these change requests for need and accuracy of pricing, and

WHEREAS, the Genesee County Highway Superintendent recommends approval of the change orders 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 does hereby authorize Change Order #2 in the amount of \$12,589.05 for Contract B with Villager Construction, Inc., 425 Old Macedon Center Road, Fairport, NY 14450 to install a new pump at Well A and repair the barrel of the well.

Budget Impact: The total amount for the change order is \$12,589.05. The change to this contract brings the total contract amount to \$433,589.05. The funding is provided from the Genesee County Phase 2 Water Bonds which are expensed via the Water Fund (EW105.2).

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

**RESOLUTION NO. 562 2023 BUDGET AMENDMENT & USE OF ARPA FUNDS-
WATER FUND –CITY OF BATAVIA WATER TREATMENT PLANT EQUIPMENT
REPAIR & REPLACEMENT-APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, Genesee County is required by agreement to fund the repair and replacement of water production equipment within the City of Batavia Water Treatment Plant, and

WHEREAS, the City of Batavia is making these improvements on behalf of Genesee County, and

WHEREAS, the City of Batavia has secured a Water Infrastructure Improvement Act (WIIA) grant in the amount of \$2,207,580 from the New York State Environmental Facilities Corporation to aid in the funding of these improvements, and

WHEREAS, by Intermunicipal Agreement, the County has committed to fund the remaining share of the capital improvement, and

WHEREAS, recent engineering estimates have placed the total estimated cost of the project attributable to the County at \$4,710,000, and

WHEREAS, the County of Genesee desires to use \$2,502,492 of its ARPA funds to fund the required repairs and replacement of County owned equipment in the Water Treatment Plant compliant with the requirements of the American Rescue Plan Act (ARPA) and recommend its approval 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 Genesee County Treasurer is hereby authorized and directed to make the following amendment to the 2023 County Budget by increasing A1231.2080.0700 – ARPA Equipment Expenses (American Rescue Plan Act) in the amount of \$2,502,492 offset by an increase in A.1231.4089.3 – Federal Aid – ARPA (American Rescue Plan Act) in a like amount, and be it further

RESOLVED, that the Genesee County Treasurer is hereby authorized and directed to make the following amendment to the 2023 County Budget by increasing EW.8320.2080.0002 – Infrastructure in the amount of \$2,207,508 offset by an increase in EW.8320.2706 – Contributions from Local Gov't in a like amount.

Budget Impact Statement: The total estimated cost of construction attributable to the County is \$4,710,000. The City has secured a WIIA Grant in the amount of \$2,207,508. The City will reimburse the County once WIIA funds have been secured. The total remaining cost of the construction attributable to the County is \$2,502,492, which is funded by ARPA. The County will monitor construction and certify draw requests from the City as per the agreement.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

**RESOLUTION NO. 563 CHANGE ORDER – FACILITY MANAGEMENT/
GENESEE JUSTICE STONEMASONRY -- APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, Genesee County has continued work on the restoration of the Genesee Justice Facility located at 14 West Main Street in the City of Batavia, and

WHEREAS, Genesee County desires to make further improvements to the Genesee Justice Facility to address deficiencies in the gutters, the South porch, and general masonry items, and

WHEREAS, the Genesee County Highway Superintendent has reviewed these change requests for need and accuracy of pricing, and

WHEREAS, the Genesee County Highway Superintendent recommends approval of the change orders 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 does hereby authorize Change Order #3 in the amount of \$29,659.00 for Montante Construction, 2760 Kenmore Avenue, Buffalo, NY 14150 to remove and replace the gutter framing at the Southeast and Southwest elevations, repair brick behind the gutters at the Northeast corner, install concrete masonry units at the East and West walls of the porch, repair of the two porch piers, and install a footer for the porch stairs.

Budget Impact: The total amount for the change order is \$29,659.00. The change to this contract brings the total contract amount to \$1,563,268.00. The change order of \$29,659.00 will be funded by the Genesee Justice Stonemasonry Capital Project. The available balance in this project is \$206,242.00.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 564 DONATION – COUNTY PARK – APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the Association for Conservation of Outdoor Recreation and Natural Spaces (ACORNS), a non-profit group which supports programming and activities at Genesee County Parks, wishes to donate materials for the trails at the Genesee County Park, and

WHEREAS, the Highway Superintendent and Deputy Highway Superintendent have reviewed this request and recommend acceptance of the donation and request at this time, and

WHEREAS, the Committees on Public Service and Ways and Means have reviewed this request and do concur with the recommendation at this time. Now, therefore, Be it

RESOLVED, that the Genesee County Legislature does hereby authorize and direct the Chairperson of the Legislature to accept the donation of materials, which is estimated at \$3,600.

Budget Impact: None.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

**RESOLUTION NO. 565 REAPPOINTMENT - GENESEE COUNTY WATER
RESOURCES AGENCY –APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, the term of office of Stephen Ferry Jr, the GAM representative, will expire December 31, 2022 and he has indicated an interest and desire for reappointment and GAM has recommended he be named as their representative on the Water Resources Agency, and

WHEREAS, the Committees on Public Service and Ways and Means do recommend reappointed effective January 1, 2023. Now, therefore, be it

RESOLVED, that the Genesee County Legislature does hereby reappoint Mr. Stephen Ferry Jr. from Darien, New York as the GAM representative, to serve another term on the Genesee County Water Resources Agency for the period ending on December 31, 2025.

Budget Impact: None, this is an unpaid position.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 566 INTER-MUNICIPAL AGREEMENT – YOUTH BUREAU/ORLEANS YOUTH BUREAU OPERATION – APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, The Youth Bureau Director did present an agreement with Orleans County for the operation of the Youth Bureau for 2023, and

WHEREAS, The Committee of Human Services did review the agreement and do recommend approval at this time. Now, therefore, be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute an agreement and all necessary documents between the County of Orleans and the County of Genesee for the operation of the Orleans County Youth Bureau by Genesee County at a cost to Orleans County of \$4,408.50 per quarter from January 1, 2023 through December 31, 2023 for a total of \$17,634.

Budget Impact: Operation of the Orleans Youth Bureau is included in the 2023 Youth Bureau budget. The total cost is derived from 15 percent of the Youth Bureau’s Executive Director's salary and fringe benefits, along with 200 hours of the Youth Program Coordinator's wages and fringe benefits. This agreement resolves with no overall net cost to Genesee County.

Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 567 REJECTION OF BID-HEALTH DEPARTMENT/O MOBILE CLINIC VEHICLE SERVICES– APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, Genesee County Purchasing Director advertised bid specifications for a mobile clinic vehicle Services for a new or used mobile clinic RV and received one bid, and

WHEREAS, The Purchasing Director and Public Health Director have reviewed the bids and found that the one bid we received is over the amount budgeted for the mobile clinic RV and recommend rejecting the bids at this time, and

WHEREAS, The Committee of Human Services reviewed this request and do concur at this time, Now, therefore, be it

RESOLVED, That the Genesee County hereby rejects the bids received from Don Brown Bus Sales Inc. located at 703 County Highway 107 Johnstown, NY 12095.

Budget Impact: The bid submitted by Don Brown Bus Sales Inc. was for a 25ft RV and a 30ft RV. No cost to the county.

Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 568 RENEWAL OF CONTRACT –OFA/RFP-2020-103 /CARING ENVIRONMENTS J&H, INC. - APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, The Director of the Office for the Aging did present a renewal of contract established through RFP #2020-103 to Caring Environments J&H , Inc. 4365 Ransom Rd. Clarence, NY 14031 to provide Stair lift and Wheelchair/Vertical Lift installation; and

WHEREAS, the Office for the Aging (OFA) has implemented a stair lift and wheelchair/vertical lift program using targeted home and community based funding. This funding allows for certain services which maintain or promote the independence of older adults who meet eligibility criteria. These services include, but are not limited to, removal of physical barriers (such as providing ramps, lifts, grab bars, etc.) and wraparound services such as purchasing/renting, maintaining and repair of appliances Due to the lack of personal aide services for those eligible for such services, installation of stair lifts and wheelchair/vertical lift service has been identified as a need in Genesee County and is in greater demand with the increasing number of frail and/or chronically ill elders in our county needing in-home and community support services in order to remain in the home of their choice; and

WHEREAS, the initial contract took effect March 12, 2020 with renewal options for two additional one year periods. This is the second of those renewals and the Committee on Human Services does recommend approval at this time. Now, therefore, Be it

RESOLVED, That the Chairman of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to renew the contract to Caring Environments J&H, Inc. 4365 Ransom Rd. Clarence, NY 14031, to serve as an installer at a cost of \$140 per hour, for the period of March 12, 2023-March 11, 2024.

Budget Impact: Neutral. Funds have come from Unmet Needs Supplemental and EISEP Awards and are incorporated into the 2023 county budget in the Homecare and Maintenance/Equipment lines. No additional County funds will be required.

Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 569 RENEWAL OF CONTRACT –OFA/RFP-2020-104 /CARING ENVIRONMENTS J&H, INC. - APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, The Director of the Office for the Aging did present a renewal contract established through RFP #2020-104 to Caring Environments J&H , Inc. 4365 Ransom Rd. Clarence, NY 14031 to provide Tub/Shower Modifications; and

WHEREAS, the Office for the Aging (OFA) has implemented a Tub/Shower Modification Program using targeted home and community based funding. This funding allows for certain services which maintain or promote the independence of older adults who meet eligibility criteria. These services include, but are not limited to, removal of physical barriers (such as changing out tubs for walk-in showers providing raised toilets, grab bars, etc.) and wraparound services such as purchasing/renting, maintaining and repair of appliances Due to the lack of personal aide services for those eligible for such services, tub/shower modification has been identified as a need in Genesee County and is in greater demand with the increasing number of frail and/or chronically ill elders in our county needing in-home and community support services in order to remain in the home of their choice; and

WHEREAS, the initial contract took effect March 12, 2020 with renewal options for two additional one year periods. This is the second of those renewals and the Committee on Human Services does recommend approval at this time. Now, therefore, Be it

RESOLVED, That the Chairman of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to renew the contract to Caring Environments J&H, Inc. 4365 Ransom Rd. Clarence, NY 14031, to serve as an installer at a cost of \$140 per hour, for the period of March 12, 2023-March 11, 2024.

Budget Impact: Neutral. Funds have come from Unmet Needs Supplemental and EISEP Awards and are incorporated into the 2023 county budget in the Homecare and Maintenance/Equipment lines. No additional County funds will be required.

Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 570 RENEWAL OF CONTRACT – RFP-2019-106-OFA /COMMUNITY CARE OF WESTERN NEW YORK/HOMECARE & HOSPICE - APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, The Director of the Office for the Aging did present an renewal of contract established through RFP 2019-106 with Community Care of Western New York, Inc. dba Home Care & Hospice, which took effect January 1, 2019, renewable for four (4) one-year (1) periods for the provision of in-home health care needs to older adults for the NYS Expanded In-home Services for the Elderly Program, the New York State Elder Caregiver Support Respite Care Program, and the New York State Department of Health Western New York Alzheimer's Caregiver Collaborative Grant; and

WHEREAS, this is the third renewal of four (4) total contract renewals with potential for two (2) additional one (1) year renewals upon mutual, written consent of both parties and in the best interest of Genesee County and the Committees on Human Services 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 contract with Community Care of Western New York, Inc. dba Home Care & Hospice, 1225 W. State Street, Olean, NY 14760 for the provision of in-home health care at the rate of \$34.24 per hour for Housekeeping/Chore (PC Level 1); \$34.96 per hour for Personal Care/Homecare (PC Level 2); and \$125.00 per visit for Nursing Supervision, not to exceed \$175,223 for the period January 1, 2023 – December 31, 2023.

Budget Impact: None. Total contract for 2023 not to exceed \$174,223 and is included in the 2023 county budget. Funding for Homecare comes through Unmet Needs, Title III, WNY ADCSI, and EISEP.

Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 571 RENEWAL OF CONTRACT – RFP-2019-106 OFA/ TENDER LOVING FAMILY CARE, INC.– APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, The Director of the Office for the Aging did present an renewal of contract established through RFP 2019-106 with Tender Loving Family Care Inc, which took effect January 1, 2019, renewable for four (4) one-year renewal periods for the provision of in-home health care needs to senior citizens for the NYS Expanded In-home Services for the Elderly Program, the New York State Elder Caregiver Support Respite Care Program, Unmet Needs, and the New York State Department of Health Western New York Western New York Alzheimer’s Disease Caregiver Support Initiative; and

WHEREAS, this is the third renewal of four (4) total contract renewals with potential for one (1) additional one (1) year renewal upon mutual, written consent of both parties and in the best interest of Genesee County and the Committees on Human Services 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 contract with Tender Loving Family Care, Inc. 1270 Creek Sreet, Suite 3, Webster, NY 14580 for the provision of in-home health care at the rate of \$35.00 per hour for Housekeeping/Chore (PC Level 1); \$38.00 per hour for Personal Care/Homecare (PC Level 2); and \$195.00 per visit for Nursing Supervision, not to exceed \$174,223 for the period January 1, 2023 – December 31, 2023.

Budget Impact: None. Total contract for 2023 not to exceed \$174,223 and is included in the 2022 proposed county budget. Funding for Homecare comes through Unmet Needs, Title III, WNY ADCSI, and EISEP.

Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 572 RENEWAL OF CONTRACT – OFA RFP-2019-106 /WILLCARE-APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, The Director of the Office for the Aging did present an renewal of contract with LHC Group, Inc./dba Willcare, established through RFP 2019-106 with which took effect January 1, 2019, renewable for four (4) one-year (1) periods for the provision of in-home health care needs to older adults for the NYS Expanded In-home Services for the Elderly Program, the New York State Elder Caregiver Support Respite Care Program, and the New York State Department of Health Western New York Alzheimer’s Caregiver Collaborative Grant; and

WHEREAS, this is the third renewal of four (4) total contract renewals with potential for one (1) additional one (1) year renewal upon mutual, written consent of both parties and in the best interest

of Genesee County and the Committees on Human Services 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 with LHC Group, Inc/dba Willcare Inc, 346 Delaware Ave. Buffalo, NY 14202 for the provision of in-home health care at the rate of \$23.67 per hour for Housekeeping/Chore (PC Level 1); \$24.27 per hour for Personal Care/Homecare (PC Level 2); and \$120.00 per visit for Nursing Supervision, not to exceed \$174,223 for the period January 1, 2023 – December 31, 2023.

Budget Impact: None. Total contract for 2023 not to exceed \$174,223 and is included in the 2023 county budget. Funding for Homecare comes through Unmet Needs, Title III, WNY ADCSI, and EISEP.

Legislator Dibble seconded the resolution, which was adopted by 200 votes.

**RESOLUTION NO. 573 ADDITIONAL INSURED AND CONTRACT
RENEWAL- NUTRITION PROGRAM MEAL SITE AGREEMENT - OFA/ CORFU
PRESBYTERIAN CHURCH 2022-2023 - APPROVAL OF**

Legislator Torrey offered the following resolution:

WHEREAS, The Genesee County Office for the Aging desires to continue the congregate meal site program at the Corfu Presbyterian Church location at an stipend rate of \$50 per month, and the Committee on Human Services does recommend approval at this time; and

WHEREAS, The Director of the Office for the Aging did request a proof of insurance indicating general liability insurance in the amount of at least one million dollars naming Corfu Presbyterian Church, 63 Allegheny Road, Corfu, New York 14036 as additional insured, and the Committee on Human Services does recommend approval at this time. Now, therefore, Be it

RESOLVED, That the Chairman of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to renew a contract with Corfu Presbyterian Church, 63 Allegheny Road, Corfu, New York 14036 for the provision of using designated space within the church facility to hold a once weekly congregate meal site operated by the Genesee County Office for the Aging, at the stipend rate of \$650 for the period December 1, 2022 through December 31, 2023; and may it further be

RESOLVED, That the Genesee County Attorney is hereby authorized and directed to execute the necessary document to name Corfu Presbyterian Church, 63 Allegheny Road, Corfu, New York 14036 as additional insured from December 1, 2022 – December 31, 2023.

Budget Impact: None. This stipend rate remains the same at \$50 per month; is covered by Federal NSIP Nutrition Service Incentive Program), NY State WIN (Wellness in Nutrition), Title IIIC-1 Federal Older Americans Act funds, contributions received from participants; and is included in the 2023 budget.

Legislator Dibble seconded the resolution, which was adopted by 200 votes.

**RESOLUTION NO. 574 ADDITIONAL INSURED AND CONTRACT
RENEWAL- NUTRITION PROGRAM MEAL SITE AGREEMENT - OFA/ GENESEE
VALLEY RURAL PRESERVATION COUNCIL, INC. AT HAVENWOOD
CONGREGATE APARTMENTS -APPROVAL OF**

Legislator Torrey offered the following resolution:

WHEREAS, The Director of the Office for the Aging did present a renewal contract for the provision of meal site operations for older adults at Havenwood Apartments and the Committee on Human Services does recommend approval at this time; and

WHEREAS, the Director of the Office for the Aging did request a proof of insurance indicating general liability insurance in the amount of at least one million dollars naming Genesee Valley Rural Preservation Council, Inc. 5861 Groveland Station Road Mount Morris, NY 14510 as additional insured. Now, therefore, Be it

RESOLVED, That the Chairperson of the Genesee County Legislature is hereby authorized and directed to enter into any and all agreements with the Genesee Valley Rural Preservation Council, Inc. 5861 Groveland Station Road, Mount Morris, NY 14510, for a senior meal site operation at Havenwood Congregate Apartments under the terms and conditions of the agreement for the period of January 1, 2023 – December 31, 2023, with no payment to Genesee Valley Rural Preservation Council, Inc. for services rendered or received. Participant contributions will be forwarded to the Office for the Aging for meals provided; and may it be further

RESOLVED, that the Genesee County Attorney is hereby authorized and directed to execute the necessary document to name Genesee Valley rural Preservation Council, Inc. 5861 Groveland Station Road. Mount Morris, NY 14510 as additional insured from January 1, 2023-December 31, 2023.

Budget Impact: None. Contributions received from participants, Federal NSIP (Nutrition Service Incentive Program), NY State WIN (Wellness in Nutrition), Title IIIC-1 Federal Older Americans Act grant funds, and contributions received from participants will pay for the costs of providing meals at this meal site.

Legislator Dibble seconded the resolution, which was adopted by 200 votes.

**RESOLUTION NO. 575 RENEWAL CONTRACT CENTER FOR ELDER
LAW & JUSTICE, INC- OFFICE FOR THE AGING-LEGAL SERVICES – APPROVAL
OF**

Legislator Torrey offered the following resolution:

WHEREAS, the Director of the Office for the Aging did present a renewal contract to Center for Elder Law & Justice, Inc., 438 Main Street, Suite 1200, Buffalo, New York, 14202 for the provision of Legal Services for the Elderly in Genesee County and,

WHEREAS, the Committee on Human Service does recommend approval at this time. Now, therefore, Be it

RESOLVED, that the Chairman of the Genesee County Legislature is hereby authorized and directed to execute the necessary document to renew the contract to Center for Elder Law & Justice, Inc. for the provision of Title III- B legal services through the Office for the Aging at a cost not to exceed \$10,500.00 per year with legal service rate of \$75 per hour for the period January 1, 2023 through December 31, 2023; and mileage reimbursement at the IRS rate for home visits to GCOFA legal service clients or program site locations, other than the Office for the Aging, within Genesee County.

Budget Impact: \$10,500 for this contract is included in the 2023 budget. The contract amount is the same as last year and stipulates continuation of approximately \$150 in mileage reimbursement for legal service/para-legal contractor staff for home visits or other site locations within Genesee County. Federal Title III-B grant funds and consumer donations pay for this service.

Legislator Dibble seconded the resolution, which was adopted by 200 votes.

**RESOLUTION NO. 576 RENEWAL CONTRACT - OFFICE FOR THE
AGING/TRANSPORTATION – APPROVAL OF**

Legislator Torrey offered the following resolution:

WHEREAS, The Director of the Office for the Aging has requested the continuing of a transportation contract with RTS-GENESEE that includes Office for the Aging Medical and County Rural Transportation services within Genesee County to expand public transportation service for both older adults and rural Genesee County residents; and

WHEREAS, the Committee on Human Services does recommend approval at this time. Now, therefore, Be it

RESOLVED, That the Chairman of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to renew the contract between RTS-GENESEE at RTS, 1372 East Main Street, Rochester, NY 14609 and the County of Genesee for the provision

of medical transportation for the elderly and rural transportation program, for a combined cost of \$57,301 for the period January 1, 2023 through December 31, 2023.

Budget Impact: Total 2023 contract is \$57,301, which is unchanged from last year and was included in the proposed 2023 county budget. Rural Transportation cost is \$28,723 paid for by county general fund; OFA Medical Transport is \$28,308 paid through NY State Community Services for the Elderly Program grant funds.

Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 577 RENEWAL CONTRACT-OFA/GENESEE SENIOR FOUNDATION, INC./ADMINISTRATION, SALARY, HOME DELIVERED MEALS SUPPORT-APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, The Director of the Office for the Aging did present a renewal agreement with the Genesee Senior Foundation, Inc., to accept revenue to provide clerical and administrative salary, general and maintenance support for activities of the Genesee Senior Foundation, Inc., a not-for-profit foundation serving seniors in Genesee County and home delivered meals support, and

WHEREAS, the Committee on Human Services does recommend approval at this time. Now, Therefore, Be It

RESOLVED, that the Chairman of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to enter into an agreement with the Genesee Senior Foundation, Inc., to accept revenue of up to \$4,475 for clerical and administrative support services and including support for the Meals on Wheels services rendered from January 1, 2023 – December 31, 2023.

Budget Impact: This \$4,475 has been included in 2023 proposed budget. Revenue will go towards offsetting existing salary expenses for clerical and administrative staff as well as funds towards the Home Delivered Meals program.

Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 578 SERVICE AGREEMENT ADDENDUM /CERTIFICATE OF INSURANCE-OFA/WESTERN NEW YORK INTEGRATED CARE COLLABORATIVE, INC. (WNYICC) -2023 APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, the Director of the Office for the Aging (OFA) presented the necessary documents for entering into a Master Service Agreement with Western New York Integrated Care Collaborative (WNYICC) Inc., a New York not-for-profit corporation, for the provision of OFA services to improve health outcomes for participants enrolled in a WNYICC Program, which was fully executed on March 20, 2020 with subsequent Amendment 1 on February 01, 2021, and Amendment 2 on February 9, 2022; and

WHEREAS, the agreement requires proof of insurance indicating general liability insurance in the amount of at least One (1) Million Dollars per occurrence with Three (3) Million Dollars in the aggregate naming Western New York Integrated Care Collaborative (WNYICC) Inc., 742 Delaware Avenue, Buffalo, New York 14209 as additional insured; and

WHEREAS, the parties wish to amend some of the terms of the Addendum; and

WHEREAS, the ADDENDUM, AMENDMENT 1, AMENDMENT 2, and this AMENDMENT 3 contain the terms and conditions for Participating Meal Delivery Partner to provide meal delivery for up to 28 meals for 14 calendar days; and

WHEREAS, the Committee on Human Services does recommend approval at this time. Now, Therefore, Be it

RESOLVED, that the Genesee County Attorney is hereby authorized and directed to execute the necessary document to name Western New York Integrated Care Collaborative (WNYICC) Inc., 742 Delaware Avenue, Buffalo, New York 14209 as additional insured in the amount of at least one million dollars; and Be it further

RESOLVED, that the Chair of the Legislature is hereby authorized and directed to execute the necessary addendum document to provide in-home, post-acute discharge meal delivery for up to 28 meals for 14 calendar days, for an ongoing period until such time as either party gives written notice of termination to the other party at least ninety (90) calendar days in advance of such termination of contract for the period of January 1, 2023-December 31, 2023; as follows:

- **“Standard”**: delivery of (2) fresh meals for \$24.75.
- **“Alternate Standard”**: delivery of frozen, blast chilled, or shelf-stable meal

\$19.75 for (2) meals

Budget Impact: The anticipated revenue for this is currently within the Medicaid Managed Care budget line and the anticipated expense for this is currently within the Cont. Svc-Food budget line in the 2023 County Budget.

Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 579 AGREEMENT RENEWAL 2023 – MENTAL HEALTH DEPARTMENT/CONSILIUM STAFFING, LOCUM TENENS – APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, The Director of Community Mental Health Services did present an agreement extension with Consilium Staffing for the provision of Locum Tenens services. Terms of the original agreement: (5.1) either party may terminate this AGREEMENT with thirty (30) days prior written notice to the other party and (5.8) the initial term of this AGREEMENT shall be for a period of one (1) year starting from the effective date. This AGREEMENT shall be automatically extended for additional one (1) years terms until the AGREEMENT is expressly terminated in writing, and

WHEREAS, the Client confirmation letter states coverage for psychiatric services with Hillel Glover will be extended with Consilium Staffing from January 1, 2023 through March 31, 2023 at an hourly rate of \$223.79, and

WHEREAS, The Committee on Human Services did review the request and does recommend approval at this time. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to extend the agreement with Consilium Staffing, 6225 North State Highway 161, Suite 400, Irving, TX 75038, for the provision of Psychiatry services at the designated rate per the client confirmation letter, until the agreement is expressly terminated in writing by either party as stated in the original agreement.

Budget Impact: Funds have been budgeted in the 2023 mental health budget for the provision of psychiatric services. Rates to be the same as per the client confirmation letter.

Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 580 CONTRACT RENEWAL/MENTAL HEALTH/ARC GLOW – 2023 - APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, The Director of Community Mental Health Services is requesting a renewal for the contract with Arc GLOW to provide vocational and supported employment services for individuals who are developmentally disabled in Genesee County, and

WHEREAS, The Committee of Human Services does recommend approval of a contract with Arc GLOW, as presented by the Director of the Community Mental Health Services. Now, therefore, Be it

RESOLVED, That the Chairman of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and ARC GLOW for the provision of Vocational Programs and related services for individuals with developmental disabilities at a cost not to exceed \$13,902.00 for the period January 1, 2023 through December 31, 2023 in accordance with the terms of said contract, and Be it further

RESOLVED, That the county agrees to contribute a total sum not to exceed \$13,902.00 in accordance with the terms of the contract attested to by the President of the Genesee County Community Services Board and the Chairman of the Board of Directors of ARC GLOW, and approved as to form by the Genesee County Attorney.

Budget Impact: 2023 County Cost – \$13,902.00

Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 581 CONTRACT RENEWAL/MENTAL HEALTH/LIVING OPPORTUNITIES OF DEPAUL – 2023 - APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, The Director of Community Mental Health Services is requesting a renewal for the contract with Living Opportunities of DePaul to provide supported housing services within Genesee County, and

WHEREAS, The Committees of Human Services does recommend approval of a contract with Living Opportunities of DePaul as presented by the Director of the Community Mental Health Services. Now, therefore, Be it

RESOLVED, That the Chairman of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and Living Opportunities of DePaul for the provision of the Supportive Housing Services at a cost not to exceed \$88,884 for the period January 1, 2023 through December 31, 2023, and Be it further

RESOLVED, That there is no county cost in accordance with the terms of the contract attested to by the President of the Genesee County Community Services Board and the Chairman of the Board of Living Opportunities of DePaul and approved as to form by the Genesee County Attorney.

Budget Impact: 2023 County Cost - \$0 - No Change; All State Aid

Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 582 CONTRACT RENEWAL/MENTAL HEALTH /GENESEEE ORLEANS COUNCIL ON ALCOHOLISM AND SUBSTANCE ABUSE, INC. – 2023 - APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, The Director of Community Mental Health Services is requesting a renewal for the contract with Genesee Orleans Council on Alcoholism and Substance Abuse, Inc., to provide alcohol/substance abuse services to the residents of Genesee County, and

WHEREAS, The Committee of Human Services do recommend approval of a contract with Genesee Orleans Council on Alcoholism and Substance Abuse, Inc. as presented by the Director of the Community Mental Health Services. Now, therefore, Be it

RESOLVED, That the Chairman of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and Genesee Orleans Council on Alcoholism and Substance Abuse, Inc. for the provision of alcohol and substance abuse prevention and treatment services at a cost not to exceed \$2,528,553.00 for the period January 1, 2023 through December 31, 2023 in accordance with the terms of said contract, and Be it further

RESOLVED, That pursuant to the provisions of said contract, the county agrees to contribute a total sum not to exceed \$40,336 in accordance with the terms of the contract attested to by the President of the Genesee County Community Services Board and the Chairman of the Board of Directors of Genesee Orleans Council on Alcoholism and Substance Abuse, Inc. and approved as to form by the Genesee County Attorney.

Budget Impact: 2023 County Cost: \$40,336.00.

Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 583 CONTRACT RENEWAL/MENTAL HEALTH /GENESEEE-

LIVINGSTON-ORLEANS-WYOMING OUT (GLOW OUT) – 2023 - APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, The Director of Community Mental Health Services is requesting a renewal for the contract with Genesee-Livingston-Orleans-Wyoming OUT (GLOW OUT) to provide a range of support services for persons identifying within the LGBTQ Community in Genesee County, and

WHEREAS, The Committee of Human Services do recommend approval of a contract with GLOW OUT as presented by the Director of the Community Mental Health Services. Now, therefore, be it

RESOLVED, That the Chairman of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and GLOW OUT for the provision of support services at a cost not to exceed \$15,000 for the period January 1, 2023 through December 31, 2023, in accordance with the terms of said contract, and Be it further

RESOLVED, That there is no county cost in accordance with the terms of the contract attested to by the President of the Genesee Community Services Board and the Chairman of the Board of Directors of GLOW OUT and approved as to form by the Genesee County Attorney.

Budget Impact: 2023 County Cost - \$0; All State Aid

Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 584 CONTRACT RENEWAL/MENTAL HEALTH/THE MENTAL HEALTH ASSOCIATION OF GENESEE & ORLEANS COUNTIES – 2023 - APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, The Director of Community Mental Health Services is requesting a renewal for the contract with the Mental Health Association of Genesee & Orleans Counties to provide mental health information, education, and social rehabilitation services to the residents of Genesee County, and

WHEREAS, The Committee of Human Services do recommend approval of a contract with The Mental Health Association of Genesee & Orleans Counties as presented by the Director of the Community Mental Health Services. Now, therefore, Be it

RESOLVED, That the Chairman of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and The Mental Health Association of Genesee & Orleans Counties for the provision of social rehabilitation services at a cost not to exceed \$506,774 for the period January 1, 2023 through December 31, 2023, in accordance with the terms of said contract, and Be it further

RESOLVED, That there is no county cost in accordance with the terms of the contract attested to by the President of the Genesee Community Services Board and the Chairman of the Board of Directors of the Mental Health Association of Genesee & Orleans Counties and approved as to form by the Genesee County Attorney.

Budget Impact: 2023 County Cost - \$0; All State Aid

Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 585 CONTRACT RENEWAL/MENTAL HEALTH/THE RESTORATION SOCIETY, INC. (ACE EMPLOYMENT SERVICES)–2023 - APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, The Director of Community Mental Health Services is requesting a renewal for the contract with the Restoration Society, Inc.(ACE Employment Services) to provide supported employment services to the County of Genesee, and

WHEREAS, The Committee of Human Services do recommend approval of a contract with Restoration Society, Inc. as presented by the Director of the Community Mental Health Services.

Now, therefore, Be it

RESOLVED, That the Chairman of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and The Restoration Society, Inc. for the provision of the ACE Employment Services at a cost not to exceed \$352,982 for the period January 1, 2023 through December 31, 2023, and Be it further

RESOLVED, That there is a county cost of \$0 in accordance with the terms of the contract attested to by the President of the Genesee County Community Services Board and the Chairman of the Board of The Restoration Society, Inc. and approved as to form by the Genesee County Attorney.

Budget Impact: 2023 County Cost - \$0

Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 586 CONTRACT RENEWAL/MENTAL HEALTH/SPECTRUM HEALTH & HUMAN SERVICES – 2023 - APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, The Director of Community Mental Health Services is requesting a renewal for the contract with Spectrum Health & Human Services to provide mental health crisis after hours services to the County of Genesee, and

WHEREAS, The Committee of Human Services do recommend approval of a contract with Spectrum Health & Human Services, located at 227 Thorn Avenue, Orchard Park, NY 14127 as presented by the Director of the Community Mental Health Services to provide crisis after-hours services. Now, therefore, Be it

RESOLVED, That the Chairman of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and Spectrum Health & Human Services for the provision of after-hours crisis services at a cost not to exceed \$110,000 for the period January 1, 2023 through December 31, 2023 in accordance with the terms of said contract, now Be it Further

RESOLVED, That there is no county cost in accordance with the terms of the contract attested to by the President of the Genesee County Community Services Board and Spectrum Health & Human Services, and approved as to form by the Genesee County Attorney.

Budget Impact: 2023 County Cost - \$0; Total State Aid: \$110,000.

Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 587 CONTRACT RENEWAL/MENTAL HEALTH/WNY HEROES, INC. – 2023 - APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, The Director of Community Mental Health Services is requesting a renewal for the contract with WNY Heroes, Inc. to provide peer to peer support that is designed to serve the entire family, as well as the veterans in the County of Genesee, and

WHEREAS, The Committee of Human Services do recommend approval of a contract with WNY Heroes, Inc. as presented by the Director of the Community Mental Health Services.

Now, therefore, Be it

RESOLVED, That the Chairman of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and WNY Heroes, Inc. for the provision of the Peer to Peer Support Program (Operation B.O.O.T.S.) at a cost not to exceed \$90,000 for the period January 1, 2023 through December 31, 2023, and Be it further

RESOLVED, That there is no county cost in accordance with the terms of the contract attested to by the President of the Genesee Community Services Board and the Chairman of the Board of WNY Heroes, Inc. and approved as to form by the Genesee County Attorney.

Budget Impact: 2023 County Cost - \$0; All State Aid

Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 588 CONTRACT RENEWAL/MENTAL HEALTH/SHARON NOVAK MS, PMHNP-BC – 2023- APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, The Director of Community Mental Health Services is requesting a contract renewal with Sharon Novak MS, PMHNP-BC to provide psychiatric Nurse Practitioner services to the individuals of Genesee County, and

WHEREAS, The Committee of Human Services does recommend approval of a contract with Sharon Novak MS, PMHNP-BC, 26 Hanover St., Lancaster, NY 14086, to provide psychiatric Nurse Practitioner services as presented by the Director of the Community Mental Health Services. Now, therefore, Be it

RESOLVED, That the Chairman of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and Sharon Novak MS, PMHNP-BC for the provision of consulting psychiatric nurse practitioner services at a rate of \$105.00 per hour for a maximum of 1,200 hours for the period of January 1, 2023 through December 31, 2023 in accordance with the terms of said contract.

Budget Impact: Rate - \$105/hr. – increased by \$5.00 per hour; Hours – not to exceed 1,200 for the term of the contract.

Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 589 CONTRACT RENEWAL – SOCIAL SERVICES/EQUIPMENT - APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, The Genesee County Commissioner of the Department of Social Services did present a contract renewal for the provision of service to magnetometer scanner equipment, and

WHEREAS, The County did purchase magnetometer scanner equipment in 2015 and the current service contract expires on December 31, 2022, and

WHEREAS, The Human Service Committee did review this request and does recommend approval at this time. Now, therefore, Be it

RESOLVED, That the County of Genesee acting by its Department of Social Services is hereby authorized and directed to execute a contract renewal with Rapiscan Systems Inc., 2805 Columbia Street, Torrance, California, 90503, for the provision of continued equipment coverage to the 620XRW baggage scanner and METOR 6M walk-thru device for the Genesee County Department of Social Services at the rate of \$4,758.60/\$1,375.05, respectively, for the period January 1, 2023 through December 31, 2023.

Budget Impact: Anticipated expenses are included in the 2023 A 6010.4410.0000 Social Services budget line. Expenditures related to this contract are eligible for reimbursement up to 100% with State and Federal Aid for Social Services Administration.

Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 590 RENEWAL OF CONTRACT – COUNTY MANAGER’S OFFICE/HOUSING PROGRAM CONSULTANT – APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, Genesee County does retain housing consultant services on behalf of the Genesee Region Housing Initiatives Committee, and

WHEREAS, the Assistant County Manager does recommend renewing the contract with PathStone Corporation for the third and final one year term, January 1, 2023 – December 31, 2023, under the same terms and conditions as the original agreement, and

WHEREAS, the Human Services Committee has reviewed this recommendation and does concur. 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 a contract with Pathstone Corporation, 400 East Avenue, Rochester, New York for the provision of housing support and consultant services for the period January 1, 2023 through December 31, 2023 in the amount not to exceed of \$12,150.

Budget Impact Statement: Anticipated expenses in the amount of \$12,150 have been included in the 2023 A.8989 Home & Community budget.

Legislator Dibble seconded the resolution, which was adopted by 200 votes.

**RESOLUTION NO. 591 MEMORANDUM OF AGREEMENT RENEWAL/
CORNELL COOPERATIVE EXTENSION ASSOCIATION - APPROVAL OF**

Legislator Torrey offered the following resolution:

WHEREAS, a Memorandum of Agreement has been prepared between the County of Genesee and the Cornell Cooperative Extension Association of Genesee County for the expenditure of funds appropriated in the 2023 Genesee County Budget in the amount of \$408,613; and

WHEREAS, the Ways and Means Committee has reviewed the agreement and does recommend approval at this time. Now, therefore, be it

RESOLVED, that the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute said Memorandum of Agreement between the County of Genesee and Cornell Cooperative Extension Association of Genesee County for the year 2023 in the amount of \$338,484. An additional \$70,129 for agricultural resource education position shall be paid pursuant to the terms of the agreement.

Budget Impact Statement: 2023 funding = \$338,548, plus \$70,129 increase for full yr. educator position = \$408,613

2022 funding = \$338,548, plus \$46,936 increase for ½ yr. educator position = \$385,484

2021 funding = \$338,548

2020 funding = \$338,548

2019 funding = \$338,548

2018 funding = \$338,548

2017 funding = \$338,548; 10% reduction

2016 funding = \$376,164; same level as 2015

2015 funding = \$376,164; same level as 2014

2014 funding = \$376,164; same level as 2013

2013 funding = \$376,164; same level as 2012

approx. 5% reduction; \$17,454 less than 2011's funding

2011 funding = \$393,618; 15% reduction in funding; \$69,462 less

2010 funding = \$463,080; 5% reduction in funding or \$24,373 less

2009 and 2008 funding = \$487,453; 2007 to 2002 = \$478,320

Legislator Dibble seconded the resolution, which was adopted by 200 votes.

**RESOLUTION NO. 592 AGREEMENT RENEWAL/HOLLAND PURCHASE
HISTORICAL SOCIETY FOR OPERATION OF HOLLAND LAND OFFICE MUSEUM
- APPROVAL OF**

Legislator Torrey offered the following resolution:

WHEREAS, the Holland Land Office Museum is a registered National Historic Landmark and serves as a history museum housing the collections of the Holland Purchase Historical Society for the purpose of preserving, displaying and interpreting the history and culture of the County of Genesee, and

WHEREAS, the Genesee County Legislature in 1999 divested the County from the day-to-day operation of a County History Museum by allowing the Holland Purchase Historical Society to assume this responsibility, and

WHEREAS, the Genesee County Manager did present a proposed agreement with the Holland Purchase Historical Society for the continuation of their services, and

WHEREAS, the Committee on Human Services has reviewed this agreement and does

recommend approval of said agreement at this time. Now, therefore Be it **RESOLVED**, That the Chairman of the Genesee County Legislature is hereby authorized and directed to enter into agreement with the Holland Purchase Historical Society, Inc. for the purpose of presenting programs of historical events and concern and for maintaining and operating a public museum for the period January 1, 2023, through December 31, 2023 at an annual cost of \$33,554 and an additional \$5,000 to secure grant writing services.

Budget Impact Statement: 2023 funding = \$33,554, plus \$5,000 to secure grant writing services
2022 funding = \$33,554, plus \$5,000 to secure grant writing services
2021 funding = \$33,554
2020 funding = \$33,554
2019 funding = \$33,554
2018 funding = \$33,554
2017 funding = \$33,554
2016 funding = \$37,282
2015 funding = \$37,282
2014 funding = \$37,282
2013 funding = \$37,282; same funding as 2012
5% reduction in funding; \$1,962 less than 2011's funding
2011 funding = \$39,245 ; 15% reduction in funding; \$6,925 less than 2010's funding
2010 funding = \$46,170; 5% reduction in funding or \$2,430 less
2009 to 2005 funding = \$48,600 each year
2002 through 2004 = \$54,000; 2001 = \$60,000

Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 593 CONTRACT RENEWAL/NIOGA LIBRARY SYSTEM - APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, the Human Services Committee has reviewed the proposed contract for 2023 between the County of Genesee and the Nioga Library System and does recommend approval at this time. Now, therefore, be it

RESOLVED, that the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute a contract with the Nioga Library System for a period beginning January 1, 2023 through December 31, 2023, in the amount of \$41,680 regular funding and \$12,000 in additional funding

Budget Impact Statement:

2022 = \$41,680 in regular funding and \$12,000 in additional funding for reading and technology equipment

2023 = \$41,680 in regular funding and \$12,000 in additional funding for reading and technology equipment

Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 594 2022 GENESEE COUNTY SMART GROWTH PLAN REVIEW REPORT-PLANNING DEPARTMENT – APPROVAL OF

Legislator Maha offered the following resolution:

WHEREAS, The Genesee County Legislature by Resolution No. 122 of 1999 did include the development of a Smart Growth Plan as a mitigation measure contained in its Findings Statement as part of the State Environmental Quality Review (SEQR) of the County-wide Water Supply System, and

WHEREAS, The Genesee County Legislature adopted a Smart Growth Plan on May 9, 2001, and

WHEREAS, The Genesee County Legislature adopted reviews of the Smart Growth Plan in 2003, 2005, 2007, 2010, 2013, 2016, and 2019, and

HEREAS, The latest Triennial Review period has ended including a series of public meetings and presentations before the County Planning Board, the County Agricultural and Farmland Protection Board and the Water Resources Agency, and

WHEREAS, The County Water Resources Agency has reviewed the proposed 2022 revisions and voted to recommend adoption by the County Legislature, and

WHEREAS, A Short Environmental Assessment Form (EAF) was completed in compliance with the State Environmental Quality Review Act (SEQR). Now, therefore, Be it

RESOLVED, That the Genesee County Legislature hereby finds that the proposed 2022 revisions to the Smart Growth Plan is classified as an Unlisted Action, accepts the draft Short EAF, makes a determination that such revision does not pose any significant adverse impacts (Negative Declaration), and authorizes the Chair of the Legislature to sign all relevant documentation with respect to SEQR, and Be it further

RESOLVED, That the Genesee County Legislature hereby adopts the Genesee County Smart Growth Plan - 2022 Review Report.

Budget Impact: The Smart Growth Plan is a required mitigation action identified in the Final Environmental Impact Statement (FEIS) for the County Water System and is primarily administered through the operation budget of the Department of Planning.

Legislator Hawley seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 595 SET A PUBLIC HEARING ON LOCAL LAW INTRODUCTORY E, YEAR 2022 – IN RELATION TO PROVIDING ADDITIONAL DUTIES AND INCREASING THE SALARY OF THE GENESEE COUNTY CORONER – APPROVAL OF

Legislator Clattenburg offered the following resolution:

**LOCAL LAW INTRODUCTORY NO. E OF THE YEAR 2022
COUNTY OF GENESEE, NEW YORK**

WHEREAS, There is hereby introduced to the Genesee County Legislature a proposed Local Law entitled:

“A LOCAL LAW AMENDING LOCAL LAW NO. ONE OF THE YEAR 2012, AS FURTHER AMENDED BY LOCAL LAW NO. FIVE OF THE YEAR 2018 AND INCORPORATING LOCAL LAW NO. TWO OF THE YEAR 2021 IN RELATION TO PROVIDING ADDITIONAL DUTIES AND INCREASING THE SALARY OF THE GENESEE COUNTY CORONER” and

WHEREAS, Subdivision 5 of Section 20 of the Municipal Home Rule Law requires a Public Hearing to be held on such Local Law. Now, therefore, Be it

WHEREAS, the Clerk of the Genesee County Legislature will publish in the Batavia Daily News, the official newspaper of the County of Genesee, the notice of Public Hearing on Proposed Local Law E, Year 2022, and

RESOLVED, that a Public Hearing shall be held on the Proposed Local Law B, Year 2023 on January 11, 2023. The Clerk of the Genesee County Legislature will post a certified notice of the Public Hearing on said proposed Local Law on the bulletin boards in the Old Courthouse. Now, be it further

RESOLVED, A LOCAL LAW INTRODUCTORY E OF YEAR 2022 AMENDING LOCAL LAW NO. ONE OF THE YEAR 2012, AS FURTHER AMENDED BY LOCAL LAW NO. FIVE OF THE YEAR 2018 AND INCORPORATING LOCAL LAW NO. TWO OF THE YEAR 2021 IN RELATION TO PROVIDING ADDITIONAL DUTIES AND INCREASING THE SALARY OF THE GENESEE COUNTY CORONER” to be known as Local Law Number __, Year 2023, for the County of Genesee as introduced on December 14, 2022 and adopted on January 11, 2023.

Legislator Hawley seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 596 A LOCAL LAW INTRODUCTORY E OF YEAR 2022 - AMENDING LOCAL LAW NO. ONE OF THE YEAR 2012, AS FURTHER AMENDED BY LOCAL LAW NO. FIVE OF THE YEAR 2018 AND INCORPORATING LOCAL LAW NO. TWO OF THE YEAR 2021 IN RELATION TO PROVIDING ADDITIONAL DUTIES AND INCREASING THE SALARY OF THE GENESEE COUNTY CORONER - ADOPTION OF

Legislator Maha offered the following resolution:

**LOCAL LAW INTRODUCTORY E OF THE YEAR 2022
COUNTY OF GENESEE, NEW YORK**

A LOCAL LAW AMENDING LOCAL LAW NO. ONE OF THE YEAR 2012, AS FURTHER AMENDED BY LOCAL LAW NO. FIVE OF THE YEAR 2018 AND INCORPORATING LOCAL LAW NO. TWO OF THE YEAR 2021 IN RELATION TO PROVIDING ADDITIONAL DUTIES AND INCREASING THE SALARY OF THE GENESEE COUNTY CORONER

Section 1. The compensation for a Genesee County Coroner shall be based upon an annual salary of \$2,000.00 for the year 2023. Beginning January 1, 2024 the annual salary will be stated in the annual Local Law in relation to the salaries of county officers of the County of Genesee, Elected or Appointed for a Fixed Term. Additional compensation: \$100.00 fee per case, \$50.00 per phone case, \$150 per case for observed holiday cases, \$200 per round trip transport of a deceased individual(s) to the Medical Examiner's office.

Section 2. This local law is subject to referendum on petition pursuant to the provisions of Section 24 of the Municipal Home Rule Law.

Section 3. This local law shall take effect upon proper filing with the Office of the Secretary of State, and,

WHEREAS, this Local Law fully incorporates Local Law No. 2 of 2021, and

WHEREAS, the Clerk of the Genesee County Legislature will post a certified notice of the Public Hearing on said proposed Local Law on the bulletin boards in the Old Courthouse, and

WHEREAS, the Clerk of the Genesee County Legislature will publish in the Batavia Daily News, the official newspaper of the County of Genesee, the notice of Public Hearing on Proposed Local Law E, Year 2022, and

WHEREAS, a Public Hearing will be held at 5:30 p.m. on the 11th day of January 2023 in Batavia, New York, at which time all interested persons who wished to speak were heard. Now, therefore, be it

RESOLVED, that "A LOCAL LAW AMENDING LOCAL LAW NO. ONE OF THE YEAR 2012, AS FURTHER AMENDED BY LOCAL LAW NO. FIVE OF THE YEAR 2018 AND INCORPORATING LOCAL LAW NO. TWO OF THE YEAR 2021 IN RELATION TO PROVIDING ADDITIONAL DUTIES AND INCREASING THE SALARY OF THE GENESEE COUNTY CORONER" to be known as Local Law Number ____, Year 2023, for the County of Genesee as introduced on 14th day of December, 2022 and adopted on the 11th day of January, Year 2023.

Legislator Hawley seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 597 AUTHORIZATION TO ENTER INTO TO HOST COMMUNITY AGREEMENT WITH HECATE ENERGY CIDER SOLAR LLC – APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, on July 25, 2022, the Hecate Energy Cider Solar LLC ("Hecate") was issued a Siting Permit ("Permit") for Major Renewable Energy Facility by the State of New York Office of Renewable Energy Siting, pursuant to Executive Law Section 94-c, for a 500-megawatt solar energy facility to be located within the County of Genesee in the Towns of Elba and Oakfield; and **WHEREAS**, Section 94-c and the Permit require that Hecate provide host community benefits for the Cider Solar Project, in the form of payments pursuant to a host community agreement ("Host Agreement");

WHEREAS, after extensive negotiations facilitated by the Genesee County Economic Development Center with Hecate on behalf of the host taxing jurisdictions, the Towns of Elba and Oakfield and host school districts and Hecate have agreed in principal to Host Agreements; and

WHEREAS, the Towns of Elba and Oakfield are executing final approval of the Host Agreements; and

WHEREAS, the County and Hecate have agreed on the terms of a Host Agreement; and

WHEREAS, the Committee of Ways and Means acknowledges the Towns approval, and did review this proposed Host Agreement with the County and further recommends approval at this time.

NOW THEREFORE BE IT RESOLVED, this Committee has reviewed and hereby approves the terms of the Host Agreement, and it is further resolved, the Chair of the Genesee County Legislature is authorized to enter into the Host Community Agreement, subject to approval of the County Attorney, on behalf of the County and to execute those documents necessary to memorialize such agreements.

Budget Impact: None.

Legislator Hawley seconded the resolution, which was adopted by 174 (abstained – Yunker 26) votes.

RESOLUTION NO. 598 County Audit – December 14, 2022

Legislator Clattenburg offered the following resolution:

WHEREAS, Legislator Deleo, did review the following claims:

General Fund	\$	1,164,405.35
Highway		575,695.61
Water Fund		579,865.86
Self Insurance		635.03
DSS Abstracts		380,112.11

Capital Projects

Sheriff/Jail – Jail Construction	2,950,267.53
Highway – S Lyons Street Bridge	317,561.80
Highway – Large Span Culverts	6,635.93
County Park – Pavilion A/B Roof and Fireplace	221.20
Airport – Apron Reconstruction Construction	2,026.68
Airport – Runway Lighting & Signage Replacement	18,250.00
Facilities Management – Holland Land Office Restoration Study	1,299.72
Highway – South St. Culvert over Drainage Ditch	26,468.22
Highway – Darien-Alexander TL Road Bridge	40,208.48
Facilities Management – Genesee Justice Stone Work	337,058.50
Facilities Management – Highway Fuel Farm Upgrade	30,901.00
GCC – Conable Technology Building Roof Replacement	62,791.00

Payroll – General

December 2, 2022	1,495,155.03
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Medicaid

November 22, 2022	152,875.00
November 29, 2022	152,875.00
December 6, 2022	152,875.00
December 13, 2022	<u>152,875.00</u>

Total Audit \$ 8,601,059.05

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 Deleo seconded the resolution, which was adopted by 174, Yunker Absent (26) votes.

Adjournment: Chair Stein moved to close the meeting Legislator Torrey and Seconded by

Legislator Clattenburg at 6:00 p.m.