

Present: Committee Legislators Maha, Yunker, Klotzbach and Clattenburg. Also, present Legislators Stein, Deleo, Hawley, Dibble and Torrey. County Manager Matt Landers, Deputy County Manager Tammi Ferringer, County Attorney Mark Boylan, Clerk of the Legislator Lisa Casey, Undersheriff Brad Mazur, Deputy Highway Superintendent Paul Osborn, Director of Emergency Communications Frank Riccobono, Genesee Justice Program Coordinator Diana Prinzi, Public Defender Jerry Ader, Emergency Management Services Coordinator Tim Yaeger, Director of Planning Felipe Ultramari and Carl York with Pike Company. Joanne Beck with the Batavian and Brain Quinn with the Daily News attended.

The meeting was opened on January 16, 2024 at 5:00 p.m. following the Human Services Committee Meeting. Meeting location was at 7 Main Street, Old Court House in Batavia, New York. In the Legislative Conference Room.

Committee Chair Maha amended the agenda to add appointment – Genesee County Parks, Recreation and Forestry Advisory Committee under Deputy Highway Superintendent Paul Osborn. In addition, to add Contract Award/2024 Budget Amendment/Use of ARPA Funds-Countywide Broadband Expansion/Spectrum Northeast, LLC By Manager, Charter Communications, Inc. under County Manager Matt Landers. Legislator Klotzbach motioned the amendment seconded by Legislator Clattenburg, carried.

Minutes of the December 4, 2023 Public Service Committee meeting were approved upon motion of Legislator Yunker seconded by Legislator Clattenburg.

Carl York with the Pike Company provided an update on the Jail construction.

Undersheriff Brad Mazur requested authorization to accept funding for \$5,410 from the Office of Justice Bulletproof Vest Program, for the purchase of body armor for Sheriff’s Deputies and Correction Officers. Also requested authorization to use funds available in the Restricted Account-Uniform Vests for \$4,486, for the purchase of body armor also requested a 2023 budget amendment. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Clattenburg, carried unanimously.

Undersheriff Brad Mazur reported the Genesee County Sheriff’s Office has taken ownership of a 2006 Kia minivan, as a result of a forfeiture in a criminal case pursuant to a court order to be used for law enforcement purposes. It is recommended that the Legislature declare the 2006 Kia minivan surplus property to be disposed of through the auction process and that the proceeds from the sale of this vehicle be appropriated to Sheriff’s Revenue Forfeiture of Crime Proceeds. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Clattenburg seconded by Legislator Klotzbach, carried unanimously.

Undersheriff Brad Mazur reported the Genesee County Sheriff’s Office’s speed monitoring radar trailer is not functional and is no longer able to be repaired. Undersheriff Mazur recommended that the Legislature declare the Genesee County Sheriff’s Office’s speed monitoring radar trailer surplus property to be disposed of through scrap processing. This was referred to Ways & Means

Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Klotzbach, carried unanimously.

Undersheriff Brad Mazur reported New York State recently passed legislation in which the Genesee County Animal Shelter is required to be in compliance by December 2025. Repairs/improvements that are needed to reach compliance include a new HVAC system for animals that keeps the air temperature between 60-80 degrees, separate ventilation systems for the adoption and stray side. Along with isolation areas, larger kennels for both dogs and cats, isolation rooms for sick dogs and cats, treatment rooms for dogs and cats, separate washing facilities for both dogs and cats, additional wash sinks for volunteers, and daylighting for diurnal lighting. NYS Department of Agriculture and Markets is accepting proposals for grant funding through the NYS Companion Animal Capital Project Funding the deadline for proposals is January 29, 2024. Undersheriff Mazur recommended that Legislature approve the submission of a proposal to the NYS Department of Agriculture and Markets for grant funds through the NYS Companion Animal Capital Project Funding max award of \$500,000 with a 10% match required from the county. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Klotzbach, carried unanimously.

Undersheriff Brad Mazur requested permission to enter into an agreement with Lexipol, LLC for services to assist with maintaining accreditation requirements. Business located at 2611 Internet Boulevard, Suite 100, Frisco, Texas 75034 at a cost not to exceed \$38,690, for the initial period of December 1, 2023, through February 28, 2025. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Klotzbach seconded by Legislator Yunker, carried unanimously.

Undersheriff Brad Mazur reported the County of Genesee has received funding in the amount of \$8,411 from the State Criminal Alien Assistance Program (SCAAP). Undersheriff Mazur requested authorization to amend the 2023 budget by increasing Jail appropriations. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Klotzbach, carried unanimously.

Undersheriff Brad Mazur reported the Sheriff's Office has several active grants with funds remaining available to be used in 2024, and an Agreement with the Village of Bergen with funds available to use through May 31, 2024. Undersheriff Mazur requested authorization to amend the 2024 budget by increasing Sheriff's appropriations. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Clattenburg seconded by Legislator Yunker, carried unanimously.

Director of Emergency Communications Frank Riccobono reported Lloyd Lane, Inc. entered into an initial four-year lease agreement with the option to extend for three consecutive four-year terms, approved each year, at the same terms and conditions, for space on the county's telecommunications tower located at 153 Cedar Street, Batavia NY, 14020, pursuant to Resolution 383, dated October 24, 2019. The agreement imposes a \$75.00 per month generator fee for the term of the contract designated to the Genesee County Highway Department Shared Services

Account. Beginning January 1, 2024, and ending December 31, 2027, at a cost of \$956.68 per month for the first year with a 3% increase each year, ending December 31, 2027. This was approved for placement on the next Legislature Agenda upon motion of Legislator Clattenburg seconded by Legislator Klotzbach, carried unanimously.

Genesee Justice Program Coordinator Diana Prinzi received notification from the New York State Division of Criminal Justice Services that Genesee Justice has been awarded a Genesee County Pretrial Services Grant. Coordinator Prinzi recommended that the Legislature execute the agreement with the New York State Division of Criminal Justice Services for the acceptance of the Genesee County Pretrial Services award in the amount of \$129,903. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Clattenburg, carried unanimously.

Public Defender Jerry Ader recommended the acceptance of the amended contract between Genesee County and the New York State Office of Indigent Legal Services (ILS), Contract Number: C110018, Distribution # 11, providing for a one-year extension of the contract. Mr. Ader recommended the Legislature to execute Contract Amendment for Contract between Genesee County Public Defender and the New York State Office of Indigent Legal Services, located at the A. E. Smith Building, 11<sup>th</sup> Floor, 80 South Swan Street, Albany, New York 12210. This was approved for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Clattenburg, carried unanimously.

Emergency Management Services Coordinator Tim Yaeger reported a Request for Proposal (RFP) was developed and issued for consultant services in the development of the Continuity of Operations Plan (RFP 2023-116). Coordinator Yaeger recommended that the Legislature agree to enter into an agreement with Crawford and Associates LLC of 22 Knollwood Drive, Cumberland, RI 02864 for development of the Continuity of Operations Plan. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Klotzbach seconded by Legislator Yunker, carried unanimously.

Emergency Management Services Coordinator Tim Yaeger reported the County of Wyoming has been providing Building and Fire Code Enforcement services for the annexed portion of the Village of Attica that lies in Genesee County. Due to continuing cost increases the County of Wyoming has requested an increase in the current annual rate from \$500 to \$750 and this agreement shall become effective on January 1, 2024 and remain in effect until both parties agree to dissolution. County of Wyoming, of 36 Center Street, Warsaw, New York, 14569. This was approved for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Klotzbach, carried unanimously.

Deputy Highway Superintendent Paul Osborn reported Genesee County established a Countywide Water Program and entered into Water Supply Agreements with municipalities and authorities across the County. Darien Water District No. 11 requested that the Town of Batavia provide operation and maintenance of their water system. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Clattenburg seconded by Legislator Klotzbach, carried unanimously.

Deputy Highway Superintendent Paul Osborn reported Genesee County desires to advance certain portions of water improvements being made by the Town of Alexander Water District #6 that benefit the County. Deputy Superintendent Osborn recommended that the Legislature approve the Intermunicipal Agreement between Genesee County and the Town of Alexander related to the inclusion of upsized water transmission mains, a SCADA system, electrical upgrades, and related site improvements, which are being constructed by the Town. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Clattenburg, carried unanimously.

Deputy Highway Superintendent Paul Osborn reviewed available county bids on pickup trucks for use at the County Highway Department. Onondaga County Contracts #10808 provides for the piggyback purchase of pickup trucks. Purchase a new 2024 F-350 SuperCab 4x4 Pickup Truck from Van Bortel Ford, 71 Marsh Rd, East Rochester, NY 14445 in an amount not to exceed \$66,452.85 per Onondaga County Contract #10808-2023 bid specifications. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Clattenburg, carried unanimously.

Deputy Highway Superintendent Paul Osborn reviewed state bids on broom tractors for use at the County Highway Department. Purchase a new and unused 2024 Kubota M6-111DTC-F-1 Tractor with broom attachment from Bentley Brothers, Inc., 13936 State Route 31, Albion, NY 14411 in an amount not to exceed \$107,531.04 per NYS Contract #PC-69404 bid specifications. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Clattenburg seconded by Legislator Yunker, carried unanimously.

Deputy Highway Superintendent Paul Osborn reviewed available county bids on dump trucks for use at the County Highway Department. Paul Osborn recommended that the Legislature agree to purchase a new and unused 2025 Western Star 47x Dump Truck from Fleet Maintenance, Inc. 67 Ransier Dr., West Seneca, NY 14224 in an amount not to exceed \$159,567 per Onondaga County Contract #10914-2023 bid specifications. Tenco Industries, 5700 South Lima Rd, Lakeville, NY 14480 for no more than \$169,069 per Onondaga County Contract bid specifications. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Klotzbach seconded by Legislator Yunker, carried unanimously.

Deputy Highway Superintendent Paul Osborn reported a project for the Dry Bridge Rd over Drainage Ditch in the Town of Alexander is eligible for reimbursement of qualified costs from Bridge NY funding that calls for the post-reimbursement apportionment of the qualified costs be borne at the ratio of 100% Bridge NY funds and 0% non-Bridge NY funds. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Klotzbach seconded by Legislator Yunker, carried unanimously.

Deputy Highway Superintendent Paul Osborn reported a Special Events application was received from Wings over Batavia Foundation LLC to use the Genesee County Airport to host the Wings over Batavia Air Show. Deputy Superintendent Osborn recommended for Legislature to grant permission to the Wings over Batavia Foundation LLC to use the Genesee County Airport to host

the Wings over Batavia Air Show from August 30 to September 2, 2024 in accordance with the Rules and Regulations adopted for the Genesee County Airport. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Clattenburg, carried unanimously.

Deputy Highway Superintendent Paul Osborn reported a vacancy has occurred on the Genesee County Parks, Recreation and Forestry Advisory Committee for District #3 (Town of Pembroke, Darien and Corfu) due to the resignation of Gary Graber whose term would have ended on 3/31/2024. Request appointment for Deborah J. Conti of the Corfu, New York to District #3 (Town of Pembroke, Darien and Corfu) to serve the remainder of Mr. Graber's term and continue with a new, three year term on the Genesee County Parks, Recreation, and Forestry Advisory Committee effective January 24, 2024 through March 31, 2027. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Klotzbach seconded by Legislator Clattenburg, carried unanimously.

Director of Planning Felipe Oltramari reported the Genesee County Legislature approved a contract with Urban Partners for an update to the Genesee County Housing Needs Assessment and Market Analysis via Resolution 434 of 2023. A \$50,000 grant funding request was made to Senator Borrello's office, but that request was not granted. Director Oltramari requested authorization to amend the 2024 Budget by increasing Contracted Services for \$43,545 to be offset by an increase in 1% Sales Tax in the same amount. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Klotzbach, carried unanimously.

County Manager Matt Landers reported Genesee County issued RFP 2022-105 to partner with a high-speed internet/broadband provider in order to provide affordable, reliable, high-speed internet access for residential, business, and government constituents. The County obtained outside counsel to assist with negotiating terms with Spectrum Northeast, LLC, by its Manager, Charter Communications, Inc. and a Countywide Broadband Expansion Capital Project was created to fund the project using ARPA funds and Reserve funds. Additional funds from the Reserve are needed to fund the project along with Shared Services funds. The County of Genesee desires to obligate and use \$2,000,000 of its total ARPA allocation. County Manager Landers recommended that Legislature to execute a contract with Spectrum Northeast, LLC, by its Manager, Charter Communications, Inc., located in the State of Delaware, with a corporate address of 355 Chicago St., Buffalo, NY 14202, at a cost not to exceed \$6,603,107, for countywide broadband infrastructure buildout. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Klotzbach, carried unanimously.

County Manager Matt Landers requested authorization for additional work with the Genesee County Jail Contractors, as part of the Genesee County Jail project. County Manager Landers recommended that the Legislature authorize change orders to the following contractors: Contract #1 – Site Contractor – Bayside Paving - \$47,881.26, Contract #2 – General Contractor - LeChase Construction – \$652,868.00, Contract #3 - Food Service – Joseph Flihan – No Scope in this package, Contract #4 – Plumbing Contractor – Thurston Dudek – \$114,663.62, Contract #5 – HVAC Contractor – Bell Mechanical – \$218,733.00, Contract #6 – Electrical Contractor – Kaplan

Schmidt – \$618,727.89. Costs related to installing the backup 911 Center in the planned shell space in the Genesee County Jail. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Clattenburg seconded by Legislator Klotzbach, carried unanimously.

County Manager Matt Landers requested authorization for additional work with LeChase Construction, as part of the Genesee County Jail project. County Manager Landers recommended that Legislature authorize a change order with a cost not to exceed \$64,848.00 to LeChase Construction, for costs related to replacing the lockers in the men's and women's locker room in the Genesee County Jail. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Klotzbach seconded by Legislator Yunker, carried unanimously.

County Manager Matt Landers presented a travel out of state request for Timothy Hens from Highway Dept. to travel to Palm Springs, CA for a NACE Annual Conference with a total cost of \$2,015. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Klotzbach seconded by Legislator Clattenburg, carried unanimously.

County Manager Matt Landers presented a travel out of state request for Laura Wadhams from Highway Dept. to travel to Palm Springs, CA for a NACE Annual Conference with a total cost of \$2,485. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Clattenburg, carried unanimously.

County Manager Matt Landers led a discussion of the Engine House renovation. County Manager Landers will be bring forward a resolution. Renovations discussed were moving of computers, new workstations and radios equipment may need to be moved. Frank Riccobono is looking into grants that would go towards overall cost. Estimated costs are 1.6 million, which includes hook-ups, however does not include moving expenses.

Clerk of the Legislature Lisa Casey announced the next Public Service Committee Meeting will be on Monday, February 20, 2024.

Under the Chair Report:

Committee Chair Gary Maha presented a resolution for the reappointment to the Genesee County Water Resources Agency. The term of office of Bruno DeFazio on the Genesee County Water Resources Agency expired December 31, 2023 and he has indicated an interest and desire for reappointment. Committee Chair Maha recommended for the approval of the reappointment of Mr. Bruno DeFazio, of LeRoy, New York to serve another term on the Genesee County Water Resources Agency for the period ending on December 31, 2025. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Clattenburg seconded by Legislator Yunker, carried unanimously.

Committee Chair Gary Maha presented a resolution for the reappointment to the Agricultural and Farmland Protection Board. The term of office of Steven Boldt expired on December 31, 2023 and

he has indicated an interest and desire for reappointment. Committee Chair Maha recommended for the approval of reappointment of Steven Boldt of Stafford, NY to serve a term on the Genesee County Agricultural and Farmland Protection Board for the period ending on December 31, 2027. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Klotzbach, carried unanimously.

A motion to adjourn Public Service meeting at 6:10 p.m. by Legislator Yunker seconded by Legislator Clattenburg, carried.

*Gary T. Maha*  
*Committee Chair of Public Service*