

**FIRST DAY  
GENESEE COUNTY LEGISLATURE  
OLD COURT HOUSE – 7 MAIN STREET, BATAVIA, NY  
WEDNESDAY, JANUARY 24, 2024**

The Genesee County Legislature met in Regular Session on Wednesday, January 24, 2024 at 5:30 PM in the Legislative Chambers of the Old Courthouse. Vice Chair Clattenburg chaired the meeting in absence of Chair, Rochelle M. Stein.

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

Proclamations & Commendations: None.

Approval of Minutes: Legislator Dibble motioned to approve the December 13, 2023 minutes seconded by Legislator Hawley. Legislator Torrey motioned to approve the Organizational Meeting January 3, 2024 minutes seconded by Legislator Deleo.

Committee & Special Assignment Reports: Legislator Torrey mentioned the search for a new Genesee Community College President is going well. There are nine finalists which interviews will be conducted over zoom to narrow this selection down to 3 to 4 people for in-person interviews. Legislator Torrey will update as progress happens.

Communications & Petitions:

Travel Out-of-State: Rochelle M. Stein, Legislature Chair to Washington, D.C. for a NACO Conference: Cost \$1,846. Legislator Maha motioned to approve seconded by Legislator Yunker followed by roll call of 7 ayes, 0 nays and 2 absences (Klotzbach – 16 and Stein – 26).

Travel Out-of-State: Emily Penrose, Health to Atlanta, GA for 2024 National Forum on Overdose Fatality Review: Cost \$1,229 Grant Funded. Legislator Deleo motioned to approve seconded by Legislator Dibble followed by a roll call of 7 ayes, 0 nays and 2 absences (Klotzbach – 16 and Stein – 26).

Travel Out-of-State: Timothy Hens, Highway to Palm Springs, CA for NACE Annual Conference: Cost \$2,015. Legislator Yunker motioned to approve seconded by Legislator Hawley followed by a roll call of 7 ayes, 0 nays and 2 absences (Klotzbach – 16 and Stein – 26).

Travel Out-of-State: Laura Wadhams, Highway to Palm Springs, CA for NACE Annual Conference: Cost \$2,485. Legislator Maha motioned to approve seconded by Legislator Deleo followed by a roll call of 7 ayes, 0 nays and 2 absences (Klotzbach – 16 and Stein – 26).

Legislator Comments: None.

County Manager Report: NYSAC updated counties on anticipation of the governor’s budget for 2024/25. First issue is with the proposed cuts of 400 million in Medicaid costs. Second concern is sun setting on the Shared Services. 18 out of 57 counties have submitted plans giving the governor an indication that this is something that can be done away with since more counties are not participating. If the Governor eliminates the shared services, County Manager stated this would take away allocated funds such as the 250K for Broadband. County Manager Landers sent correspondences to Senator Borrello, Assemblyman Hawley, and Governor’s Office explaining the importance of the shared services and how to obtain funds back that have been allocated if the governor moves forward with this action. This impacts all current shared services.

Resolutions: Consent Agenda Items:

Ways And Means:

Clerk read resolutions 1-36 of the Ways and Means Committee:

1. Reporting Standard Work Day For Genesee County Employees- New York State & Local Retirement System
2. Real Property Tax Corrections And Refunds 2024 – Treasurer
3. 2024 Employees Salary Schedule Amendment-Treasurer’s Office
4. Authorization To Establish/Amend- 2024 Capital Projects

5. 2024 Budget Amendment- Emergency Management Services And Department Of Social Services
6. Contract-Chamber of Commerce /Tourism
7. Designation of Duties/ Deputy County Manager
8. 2023 Budget Amendment-Mental Health /WNY Heroes Inc.
9. Contract–Public Health/Preschool Supportive Health Services Program/Cornerstone
10. Grant Acceptance–Public Health/Public Health Emergency Preparedness Program
11. Contract Amendment–Public Health/Preschool Supportive Health Services Program/White
12. Contract Amendment–Public Health/Preschool Supportive Health Services Program/Related Services
13. Disposition of Surplus Property–Social Services
14. Appointment – Genesee County Youth Board/Suozzi
15. Acceptance of Office of Justice Funding/2023 Budget Amendment-Sheriff/Jail–Bulletproof Vest Program
16. Surplus Property-Sheriff/2006 KIA Minivan
17. Surplus Property-Sheriff/Speed Monitoring Radar Trailer
18. Permission to Apply for Grant – 2023-2024 NYS Companion Animal Capital Project Fund
19. Agreement- Sheriff/Lexipol, LLC
20. Budget Amendment-Sheriff-Jail/State Criminal Alien Assistance Program
21. Budget Amendment-Sheriff/Remaining Grant Funds
22. Award of Contract – Emergency Management Services/ Crawford & Associates
23. Intermunicipal Agreement–Countywide Water Program/Darien Water District No. 11 Operation and Maintenance Agreement
24. Intermunicipal Agreement – Countywide Water Program/Town of Alexander Water District No. 6 Water Construction Payment Agreement
25. Award of Bid–Highway/Asset Acquisition /Crew Cab Pickup Truck
26. Award of Bid–Highway/Asset Acquisition /Broom Tractor
27. Award of Bid–Highway/Asset Acquisition /6 X 4 Dump Truck
28. Master Agreement–Dry Bridge Rd over Drainage Ditch (Pin 4bny.76)-Bridge NY
29. Special Event-Airport/Wings Over Batavia Air Show
30. Appointment-Genesee County Parks, Recreation and Forestry Advisory Committee/Conti
31. 2024 Budget Amendment-Planning
32. Change Order–Genesee County Jail/Backup 911 Center
33. Change Order–Genesee County Jail/Lockers
34. Reappointment – Genesee County Water Resources Agency – DeFazio
35. Reappointment- Agricultural and Farmland Protection – Boldt
36. Appointment to Board of Ethics/Mattice

Legislator Torrey motioned to adopt resolutions 1-36 seconded by Legislator Hawley followed by roll call: 7 ayes, 0 nays and 2 absences (Klotzbach – 16 and Stein – 26) for a total vote of 158

**Human Services Committee - Consent Agenda:**

Clerk read resolutions 37 and 38 of the Human Services Committee:

37. Service Agreement Addendum /Certificate of Insurance-Office For The Aging/Western New York Integrated Care Collaborative, Inc.
38. Contract Renewal–Public Health/UMMC Clinical Laboratory And Medical Treatment Services

Legislator Torrey motioned to adopt resolutions 37 and 38 seconded by Legislator Dibble followed by roll call: 7 ayes, 0 nays and 2 absences (Klotzbach – 16 and Stein – 26) for a total vote of 158

**Public Service Committee - Consent Agenda:**

Clerk read resolutions 39 through 42 of the Public Service Committee:

- 39. Tower Lease Extension – Lloyd Lane, Inc.
- 40. Grant Acceptance–Sheriff/Genesee Justice/New York State Division of Criminal Justice Services/Pretrial Services
- 41. Contract Amendment-Genesee County Public Defender/NYS Office Of Indigent Legal Services
- 42. Renewal Agreement – Emergency Management Services/County of Wyoming

Legislator Maha motioned to adopt resolutions 39-42 seconded by Legislator Yunker followed by roll call: 7 ayes, 0 nays and 2 absences (Klotzbach – 16 and Stein – 26) for a total vote of 158

Non-Consent Items

Resolution 43: Contract Award/2024 Budget Amendment/Use of ARPA Funds, Countywide Broadband Expansion/Spectrum Northeast LLC by Manager, Charter Communications, Inc.:

Legislator Maha motioned for an amendment in the first resolved, requested to add “subject to final County Attorney approval” this was seconded by John Deleo. Vice Chair Clattenburg: All in favor 7 ayes, 0 nays, 2 absent. Carried. County Manager noticed in the 1<sup>st</sup> resolved of the same resolution that the dollar amount was not the same as in the 4<sup>th</sup> whereas. Vice Chair Clattenburg asked for amendment – Legislator Maha motioned for amendment seconded by Legislator Deleo. Clerk changed to \$6,603,107 to match with the Whereas above. Clerk read Resolution 43 for adoption:

- 43. Contract Award/2024 Budget Amendment/Use of ARPA Funds-Countywide Broadband Expansion/Spectrum Northeast LLC BY Manager, Charter Communications, Inc.

Legislator Maha motioned to adopt seconded by Legislator Deleo followed by roll call: 7 ayes, 0 nays and 2 absences (Klotzbach – 16 and Stein – 26) for a total vote of 158

- 44. County Audit – January 24, 2024

Audit Comments from Legislator Maha: paid over 12 million dollars this month, high number because it included 2023 invoices. Legislator Torrey motioned to adopt seconded by Legislator Maha followed by roll call: 7 ayes, 0 nays and 2 absences (Klotzbach – 16 and Stein – 26) for a total vote of 158

Unfinished Business: None

Adjournment: Legislator Deleo motioned to adjourn seconded by Legislator Dibble. TIME: 5:52PM

**RESOLUTION NO. 7**

**REPORTING STANDARD WORK DAY FOR  
GENESEEE COUNTY EMPLOYEES- NEW YORK  
STATE & LOCAL RETIREMENT SYSTEM -  
APPROVAL OF**

Legislator Torrey offered the following resolution:

**BE IT RESOLVED**, that Genesee County hereby establishes the following as standard work days for its employees and will report days worked to the New York State and Local Retirement System based on the time keeping system or the record of activities maintained and submitted by these members to the clerk of this body;

Accounting Supervisor	7.5	Assistant County Attorney	7.5
Administrative Officer	7.5	Assistant County Engineer	8
Adolescent Behavioral Coordinator	7.5	Assistant County Engineer-EIT	8
Adolescent Behavioral Specialist I	7.5	Assistant Director of Emergency	
Adolescent Behavioral Specialist II	7.5	Communication/Operations	8
Aging Services Caseworker	7.5	Assistant District Attorney 1 <sup>st</sup>	7.5
Airport Fuel Attendant	8	Assistant District Attorney	7.5
Airport Supervisor	8	Assistant Public Defender	7.5

Assistant Social Worker II	7.5	Correction Officer	8
Automotive Mechanic	8	County Attorney	6
Automotive Parts Worker	8	County Clerk	7.5
Bridge Maintenance Worker	8	County Historian/Archivist	7.5
Building Maintenance Mechanic	8	County Highway Superintendent	8
Building Maintenance Worker	8	County Manager	7.5
Case Manager II	7.5	County Treasurer	7.5
Case Manager Genesee Justice	7.5	Courier/Cleaner	8
Case Manager (Health)	7.5	Custodial Worker	8
Case Manager- PD	7.5	Deputy Coordinator of Emergency	
Case Manager – OFA	7.5	Management Services	7.5
Case Supervisor Grade B	7.5	Deputy County Attorney	7.5
Case Supervisor Grade B – MH	7.5	Deputy County Clerk	7.5
Caseworker	7.5	Deputy County Manager	7.5
Central Services Supervisor	7.5	Deputy County Treasurer	7.5
Chairperson	6	Deputy Director Community Mental	
Chauffeur	7.5	Health Services	7.5
Chief Deputy-Criminal	8	Deputy Director RPTS	7.5
Chief Deputy-Road Patrol	8	Deputy Election Commissioner	7.5
Child Care Social Worker	7.5	Deputy Fire Coordinator	7.5
Child Care Worker	8	Deputy Highway Superintendent	8
Cleaner	8	Deputy Human Resources Director	7.5
Clerk to the County Legislature	7.5	Deputy Jail Superintendent	8
Clerk/Machine Technician	7.5	Deputy Sheriff	8
Clerk-Typist	7.5	Deputy Sheriff-Investigator	8
Client Services Outreach Assistant	7.5	Deputy Sheriff-Sergeant	8
Clinical Services Director	7.5	Director of Emergency Communications	8
Code Enforcement Officer I	7.5	Director of Fiscal Operations & Child	
Commissioner of Social Services	7.5	Support	7.5
Community Service/Victim Assistant	7.5	Director of Health Promotions	7.5
Community Victim/Services Counselor	7.5	Director of RPTS	7.5
Compliance Officer	7.5	Director of Veteran Services Agency	7.5
Computer Support Technician	7.5	Director of Community Mental	
Confidential Secretary-Co. Attorney	6	Health Services	7.5
Confidential Secretary-DA	7.5	Director of Financial Services	7.5
Confidential Secretary-MH	7.5	Director of Information Technology	7.5
Confidential Secretary-PD	7.5	Director of Office for the Aging	7.5
Confidential Secretary-Sheriff	7.5	Director of Planning	7.5
Confidential Secretary-Social Services	7.5	Director of Social Services	7.5
Conservation Education Program		Director-Children with Special Needs	7.5
Coordinator	8	Disability Resource Coordinator	7.
Cook	8	District Attorney	7.5
Cook-Manager (Jail)	8	District Attorney Investigator	7.5
Coordinator of Child Support		Dog Control Officer	8
Enforcement	7.5	Driver	7.5
Coordinator of Emergency Mgmt.		Election Commissioner	6
Services	7.5	Electronic Health Records Program	
Coordinator of SPOA/CCSI	7.5	Specialist (MH)	7.5
Coroner	6	Emergency Management Training	

Technician	7.5	Mental Health Clinical Therapist	7.5
Emergency Services Dispatcher	8	Mental Health Financial Program Specialist	7.5
Employment & Training Counselor	7.5	Motor Equipment Operator	8
Employment & Training Director II	7.5	Motor Vehicle Services Representative	7.5
Employment & Training Mgr. (WIB)	7.5	Narcotic Intelligence Analyst	7.5
Employment Program Assistant	7.5	Nutrition Project Meal Site Assistant	7.5
Employment Program Coordinator	7.5	OFA Services Administrator	7.5
Environmental Health Director	7.5	Paralegal	7.5
Environmental Health Specialist	7.5	Parent Aide	7.5
Epidemiologist	7.5	Public Health Emergency Preparedness Coordinator	7.5
Epidemiologist Coordinator	7.5	Principal Clerk	
Executive Assistant-Co. Manager	7.5	Principal Financial Clerk	7.5
Family Advocate	7.5	Principal Social Services Investigator	7.5
File Room Attendant	7.5	Principal Social Welfare Examiner	7.5
Financial Clerk	7.5	Probation Director	7.5
Financial Clerk-Typist	7.5	Probation Officer	7.5
Financial Management Assistant	7.5	Probation Officer-Trainee	7.5
Flagperson (Hwy) Seasonal	8	Probation Supervisor	7.5
Fleet Maintenance Supervisor	8	Program Assistant OFA	7.5
G.I.S Analyst	7.5	Program Coordinator – Sheriff	7.5
Genesee Justice Program Coordinator	7.5	Public Communications & Web Design Specialist	7.5
Groundskeeper (Hwy) Seasonal	8	Public Defender	7.5
Head Custodial Worker (Co.)	8	Public Defender Investigator	7.5
Health & Safety Coordinator	7.5	Public Health Educator	7.5
Heavy Equipment Mechanic	8	Public Health Nurse	7.5
Heavy Equipment Operator	8	Public Safety Systems Manager	8
Highway Maintenance Supervisor	8	Purchasing Agent	7.5
History Research Assistant	7.5	Purchasing Director	7.5
Housing Coordinator	7.5	Recording Clerk	7.5
Human Resources Clerk	7.5	Records Management Clerk	7.5
Human Resources Director	7.5	Recycling Administrator	7.5
Human Resources Specialist	7.5	Registered Professional Nurse	7.5
HVAC Building Maintenance Mech.	8	Secretary	7.5
Intake Clerk	7.5	Senior Assistant Public Defender	7.5
IT Network Administrator	7.5	Senior Building Maintenance Mechanic	8
IT Operations Analyst I	7.5	Senior Caseworker	7.5
IT Operations Analyst II	7.5	Senior Client Services Outreach Asst.	7.5
IT Operations Technician II	7.5	Senior Correction Officer	8
Jail Superintendent	8	Senior Custodial Worker	8
Justice for Children Program Coord.	7.5	Senior Emergency Services Dispatcher	8
Laboratory Coordinator	7.5	Senior Employment & Training Counselor	7.5
Laborer (Hwy)	8	Senior Engineering Technician	8
Lead Family Advocate	7.5	Senior Environmental Health Specialist	7.5
Lead Program Coordinator	7.5	Senior Financial Clerk	7.5
Legal Clerk-Typist	7.5	Senior Financial Clerk-Typist	7.5
Legislator	6		
Licensed Practical Nurse	7.5		
Medical Billing Clerk	7.5		
Mental Health Clinical Social Worker	7.5		

Senior Intake Clerk	7.5	Staff Psychiatrist	7.5
Senior Medical Records Clerk	7.5	Supervising Clinical Social Wkr-JCAC	7.5
Senior Motor Vehicle Services Rep.	7.5	Supervising Mental Health Clinical	
Senior Planner	7.5	Social Worker	7.5
Senior Probation Officer	7.5	Supervising Mental Health Therapist	7.5
Senior Recording Clerk	7.5	Supervising Nurse	7.5
Senior Social Welfare Examiner	7.5	Support Investigator	7.5
Senior Tax Map Technician	7.5	Systems Analyst I	7.5
Services Program Assistant	7.5	Transportation Coordinator-Health	7.5
Sheriff	8	Telephone Operator	7.5
Sign Maintenance Mechanic	8	Undersheriff	8
Social Services Investigator	7.5	Veteran Service Officer	7.5
Social Welfare Examiner	7.5	Welder	8
Social Worker – Public Defender	7.5	Youth Program Assistant	7.5
Specialist (Outpatient Clinic)	7.5	Youth Program Coordinator	7.5
Specialist, Services for the Aging	7.5		

Legislator Hawley seconded the resolution, which was adopt by 158 (Klotzbach–16 and Stein–26 absent) votes.

**RESOLUTION NO. 8**

**REAL PROPERTY TAX CORRECTIONS AND REFUNDS 2024–TREASURER–APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, the New York State Real Property Tax Law §554 and §556, provide an administrative correction of errors process to assist the property owner in obtaining real property tax corrections and refunds caused by certain clerical errors, unlawful entries, and errors in essential fact, and

**WHEREAS**, the tax levying body can delegate, by resolution on an annual basis, the authority to perform the duties of the tax levying body in regard to Real Property Tax Law §554 and Real Property Tax Law §556, and

**WHEREAS**, the Committee on Ways and Means does recommend that the Treasurer be delegated to perform said duties. Now, therefore, be it

**RESOLVED**, that the Genesee County Treasurer be and hereby is authorized and directed to carry out the requirements of §554 and §556 of the Real Property Tax Law, effective immediately, where the Real Property Tax Director’s recommended correction or refund is two thousand five hundred dollars or less, and be it further

**RESOLVED**, that on the fifteenth day of each month, the Genesee County Treasurer shall submit a report to the Genesee County Legislature of the corrections and refunds processed during the preceding month containing the name of each recipient, the location of the property, the reason for the correction or refund, and the amount of the correction or refund.

Budget Impact: No immediate impact, correction and refund amounts will vary from year to year. Refunds are charged to allowance for uncollectable which currently has a balance of approximately \$89,204.

Legislator Hawley seconded the resolution, which was adopted by 158 (Klotzbach–16 and Stein–26 absent) votes.

**RESOLUTION NO. 9**

**2024 EMPLOYEES SALARY SCHEDULE AMENDMENT - TREASURER’S OFFICE - APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, the Genesee County Treasurer is having a difficult time in hiring a full time Senior Financial Clerk Typist, and



Legislator Hawley seconded the resolution, which was adopted by 158 (Klotzbach–16 and Stein–26 absent) votes.

**RESOLUTION NO. 11**

**2024 BUDGET AMENDMENT- EMERGENCY  
MANAGEMENT SERVICES AND DEPARTMENT OF  
SOCIAL SERVICES- APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, as part of the approved 2024 Asset Acquisitions, two projects are noted to have outside revenue sources; Emergency Management Mobile Command Unit and Department of Social Services Visitation Rooms, and

**WHEREAS**, budget Amendments are needed in order to account for the revenue in the respective department budgets, and

**WHEREAS**, the Committee on Ways and Means did review this request and do recommend approval at this time. Now, therefore, be it

**RESOLVED**, the County Treasurer is hereby authorized and directed to amend the 2024 Genesee County Budget by increasing A.3640.4800.0503 – Program Exp, Homeland Security in the amount of \$30,000, offset by an increase A.3640.4305.2 – Fed Aid, Homeland Security in a like amount; increasing A.6010.4660.0000 – Contracted Other in the amount of \$23,611, offset by an increase in A.6010.4610 – Fed Aid – Soc Services Administration.

Budget Impact: Increase in expense of \$30,000 for EMS and \$23,611 for DSS is covered in total by grant revenue.

Legislator Hawley seconded the resolution, which was adopted by 158 (Klotzbach–16 and Stein–26 absent) votes.

**RESOLUTION NO. 12**

**CONTRACT-CHAMBER OF COMMERCE /TOURISM-  
APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, the County of Genesee is desirous of continuing its support of a program to promote tourism within Genesee County, and

**WHEREAS**, the County of Genesee has implemented a hotel and motel tax to fund tourism promotion within Genesee County, and

**WHEREAS**, the Genesee County Chamber of Commerce has presented a tourism marketing plan and budget for 2024 inclusive of the Matching Funds Program called “I Love New York”, the Non-Matching Funds Program and administrative and operating expenses, and

**WHEREAS**, the Committee on Ways and Means has reviewed the proposed marketing plan and budget and recommends approval at this time. Now, therefore, be it

**RESOLVED**, that the Chair be and hereby is authorized and directed to execute an agreement by and between the County of Genesee and the Genesee County Chamber of Commerce for the year 2024 to be funded from the County’s 2024 hotel and motel tax receipts up to an amount not to exceed \$484,000 for publicity and tourism services for the calendar year ending December 31, 2024.

Budget Impact: Appropriation fully funded by Bed Tax revenue; County will only supply funding for Tourism activity to the extent actual revenues from bed tax are realized, not to exceed fiscal year appropriation of \$484,000.

Legislator Hawley seconded the resolution, which was adopted by 158 (Klotzbach–16 and Stein–26 absent) votes.

**RESOLUTION NO. 13**

**DESIGNATION OF DUTIES/ DEPUTY COUNTY  
MANAGER – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, the 2024 Management Salary schedule, adopted November 20, 2023, did create the position Deputy County Manager, and



**WHEREAS**, the County Manager does recognize the title of Assistant County Manager has various designated roles and responsibilities and does recommend all references be further recognized and synonymous with the title of Deputy County Manager, and

**WHEREAS**, the Committee on Ways and Means did review the recommendation and does recommend the approval at this time. Now, therefore, be it

**RESOLVED**, that all current roles and responsibilities designated to the Assistant County Manager to be the designated role and responsibility of the Deputy County Manager, and the County of Genesee is hereby authorized to recognize or replace reference to Assistant County Manager with Deputy County Manager, effective January 1, 2024.

Budget Impact: None

Legislator Hawley seconded the resolution, which was adopted by 158 (Klotzbach–16 and Stein–26 absent) votes.

**RESOLUTION NO. 14**

**2023 BUDGET AMENDMENT-MENTAL HEALTH  
/WNY HEROES INC. – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, the Director of the Community Mental Health Services did request an amendment to the 2023 WNY Heroes budget, and

**WHEREAS**, these additional funds are the result of a 4% increase of 2023 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 2023 contract for WNY Heroes, Inc., and be it further

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

Increasing Expense	A.4316.4660.0000	Contracted Other by	\$ 3,200.00
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AND

Increasing Revenue	A.4316.3490	State Aid Mental Health by	\$ 3,200.00
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Budget Impact: Increasing the budget by \$3,200.00, offset by an increase in State Aid in the amount of \$3,200.00, for a 2023 increase of 4%.

Legislator Hawley seconded the resolution, which was adopted by 158 (Klotzbach–16 and Stein–26 absent) votes

**RESOLUTION NO. 15**

**CONTRACT – PUBLIC HEALTH/PRESCHOOL  
SUPPORTIVE HEALTH SERVICES PROGRAM/  
CORNERSTONE–APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, the Public Health Director did present a contract for the provision of related services (speech & occupational therapies) to eligible children in the Preschool Supportive Health Services Program, and

**WHEREAS**, the Committees on Human Services & 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 a contract with Cornerstone Occupational and Speech Therapy Services, having its principal location of business at 4 Flint Avenue, Akron, NY 14001, for the provision of Related Services (SP & OT) in the Preschool Supportive Health Services Program (PSSHSP), retroactively, to January 2, 2024 through June 30, 2025 per the 2024-2025 PSSHSP rate schedule.

Budget Impact: Revenue and expenses are included in the 2024-2025 A 2960 3-5 Preschool Budget and will be included in the 2024-2025 Budget. These services qualify for NYS reimbursement at the rate of 59.5% less any Medicaid payment on Medicaid eligible children.

Legislator Hawley seconded the resolution, which was adopted by 158 (Klotzbach–16 and Stein–26 absent) votes.

**RESOLUTION NO. 16**

**GRANT ACCEPTANCE – PUBLIC HEALTH /PUBLIC HEALTH EMERGENCY PREPAREDNESS PROGRAM - APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, the Genesee County Public Health Director has received notification from the New York State Department of Health and Health Research, Inc. that Genesee County’s Public Health Emergency Preparedness Program has been awarded in the amount of \$52,099, and

**WHEREAS**, the Public Health Director has requested that the County accept this funding which stipulates that this revenue will be used to support the program goals of the Public Health Emergency Preparedness Program Activities, 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 an agreement with Health Research, Inc., having its principal location of business at 150 Broadway, Suite 560, Menands, New York 12204, for the acceptance of the Public Health Emergency Preparedness contract, for the period of July 1, 2023 through June 30, 2024, in the amount of \$52,099, and to execute any and all other documentation related to this funding.

Budget Impact: \$52,099 is included in the 2023 & 2024 4010 Health Department Budgets.

Legislator Hawley seconded the resolution, which was adopted by 158 (Klotzbach–16 and Stein–26 absent) votes.

**RESOLUTION NO. 17**

**CONTRACT – PUBLIC HEALTH/PRESCHOOL SUPPORTIVE HEALTH SERVICES PROGRAM/ WHITE – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, the Public Health Director did present a contract for the provision of related services (PT) to eligible children in the Preschool Supportive Health Services Program, and

**WHEREAS**, the Committees on Human Services & 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 a contract with Mary Kathryn White, having its principal location of business at 6793 Club Road, Perry, NY 14530, for the provision of Related Services in the Preschool Supportive Health Services Program (PSSHSP), retroactively, to January 2, 2024 through June 30, 2025 per the 2024-2025 PSSHSP rate schedule.

Budget Impact: Revenue and expenses are included in the 2024-2025 A 2960 3-5 Preschool Budget and will be included in the 2024-2025 Budget. These services qualify for NYS reimbursement at the rate of 59.5% less any Medicaid payment on Medicaid eligible children.

Legislator Hawley seconded the resolution, which was adopted by 158 (Klotzbach–16 and Stein–26 absent) votes.

**RESOLUTION NO. 18**

**CONTRACT AMENDMENT – PUBLIC HEALTH/ PRESCHOOL SUPPORTIVE HEALTH SERVICES PROGRAM/RELATED SERVICES – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, Genesee County is mandated to provide and pay for related services for the Preschool Supportive Health Services Program, and

**WHEREAS**, the Genesee County Public Health Department has not increased related service rates in over 7 years, and

**WHEREAS**, the Genesee County Public Health Department did an analysis of their related service rates compared to neighboring counties, and

**WHEREAS**, due to a lack of service providers for qualifying children needing related services in the Preschool Supportive Health, the Public Health Director is seeking to increase related service rates from \$57 to \$58 (individual) and from \$29 to \$35 (group), to attract new service providers and to keep our current service providers, and

**WHEREAS**, the Committees on 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 execute Addendum A of the contract to include increased rates for individual related services from \$57 to \$58 and for group related services from \$29 to \$35, effective January 1, 2024 through June 30, 2025. Reimbursement at 59.5% from NYS Department of Health. The Genesee County Public Health Department is responsible for 40.5% of which we receive some Medicaid reimbursement.

Budget Impact: The increased rates will add approximately \$10,000 in additional expenses to the 2024 2960 Preschool Supportive Health budget. The \$10,000 of additional expenses has been accounted for and budgeted in the 2024 2960 Budget. Reimbursement of 59.5% from the NYS Department of Health and Medicaid reimbursement of approximately \$7,000 is included in the 2024 2960 revenue budget. No budget amendment is currently needed.

Legislator Hawley seconded the resolution, which was adopted by 158 (Klotzbach–16 and Stein–26 absent) votes.

**RESOLUTION NO. 19**

**DISPOSITION OF SURPLUS PROPERTY–SOCIAL SERVICES - APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, the Genesee County Department of Social Services did purchase a washer and dryer for S.T.E.P. in December 2022 for use at the Robert Morris location, and

**WHEREAS**, the S.T.E.P. moved to a new location in December 2023 and the washer and dryer are no longer needed because there are laundry facilities at the new location, and

**WHEREAS**, the Batavia City School District has agreed to purchase the washer and dryer for their own use for a total of \$800, and

**WHEREAS**, the Committees of Human Service and Ways and Means did review this request and do recommend approval at this time. Now, therefore, be it

**RESOLVED**, that the Purchasing Director is hereby authorized to dispose of the surplus washer and dryer through a sale to the Batavia City School District in the amount of \$400 per item totaling \$800.

Legislator Hawley seconded the resolution, which was adopted by 158 (Klotzbach–16 and Stein–26 absent) votes.

**RESOLUTION NO. 20**

**APPOINTMENT – YOUTH ADVISORY BOARD/SUOZZI-APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, the Youth Advisory Board received an application for a board vacancy. An application was received from Christopher Suozzi, VP of Business and Workforce Development for the GCEDC, with an interest and desire to be appointed as an At-Large representative, and

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

**RESOLVED**, that the following individual is hereby appointed to the Genesee County Youth Advisory Board with a term of 3 years and representation as noted below.

<u>Representing</u>	<u>Name</u>	<u>Term</u>
GCEDC (At-Large)	Christopher Suozzi	2/1/2024 – 1/31/2027

Legislator Hawley seconded the resolution, which was adopted by 158 (Klotzbach–16 and Stein–26 absent) votes.

**RESOLUTION NO. 21****ACCEPTANCE OF OFFICE OF JUSTICE FUNDING  
/2023 BUDGET AMENDMENT-SHERIFF /JAIL-  
BULLETPROOF VEST PROGRAM-APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, the Sheriff's Office is requesting to accept funding in the amount of \$5,410 from the Office of Justice Bulletproof Vest Program, for the purchase of body armor for Sheriff's Deputies and Correction Officers, and

**WHEREAS**, they are also requesting to use funds available in the Restricted Account-Uniform Vests in the amount of \$4,486, for the purchase of body armor, 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 Genesee County Treasurer is hereby authorized and directed to amend the 2023 budget as follows:

Increase Sheriff's Account A3110.4580.0000 (Personal Uniforms) in the amount of \$6,199;

To be offset by an increase of \$2,940 to Sheriff's Revenue Account A3110.4515 (Federal Aid Bulletproof Vests), and an increase of \$3,259 to Sheriff's Revenue Account A3110.2833 (Transfer from Restricted/Reserve) to be transferred from the Restricted Account-Uniform Vests A899.6, and Increase Jail Account A3150.4580.0000 (Personal Uniforms) in the amount of \$3,697;

To be offset by an increase of \$2,470 to Jail Revenue Account A3150.4515 (Federal Aid Bulletproof Vests), and an increase of \$1,227 to Jail Revenue Account A3150.2833 (Transfer from Restricted/Reserve) to be transferred from the Restricted Account-Uniform Vests A899.6.

Increase in Jail 2023 appropriations of \$3,697, offset by an increase in revenue in a like amount, with \$2,470 to come from BVP funding, and \$1,227 transferred from the Restricted Account-Uniform Vests.

Budget Impact: Increase in Sheriff's 2023 appropriations of \$6,199, offset by an increase in revenue in a like amount, with \$2,940 to come from BVP funding, and \$3,259 transferred from the Restricted Account-Uniform Vests.

Legislator Hawley seconded the resolution, which was adopted by 158 (Klotzbach-16 and Stein-26 absent) votes.

**RESOLUTION NO. 22****SURPLUS PROPERTY – SHERIFF/2006 KIA MINIVAN  
– APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, the Genesee County Sheriff's Office has taken ownership of a 2006 Kia minivan (Vehicle Identification Number KNDMB233566033529), as a result of a forfeiture in a criminal case pursuant to a court order to be used for law enforcement purposes, and

**WHEREAS**, it has been determined that this vehicle is no longer being utilized by our Agency; therefore, the Genesee County Sheriff is requesting this 2006 Kia minivan be declared surplus property and disposed of through the auction process, and

**WHEREAS**, the Committees on Public Service and Ways & Means did review this request and do recommend this vehicle be declared surplus property at this time. Now, therefore, be it

**RESOLVED**, that the Genesee County Legislature does hereby declare the 2006 Kia minivan (Vehicle Identification Number KNDMB233566033529) surplus property to be disposed of through the auction process, and be it further

**RESOLVED**, that the proceeds from the sale of this vehicle be appropriated to Sheriff's Revenue Account A3110.2626 (Forfeiture of Crime Proceeds).

Budget Impact: Revenue from the sale of this vehicle to be appropriated to Sheriff's Revenue Account A3110.2626 (Forfeiture of Crime Proceeds)

Legislator Hawley seconded the resolution, which was adopted by 158 (Klotzbach-16 and Stein-26 absent) votes.

**RESOLUTION NO. 23****SURPLUS PROPERTY– SHERIFF/SPEED  
MONITORING RADAR TRAILER – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, the Genesee County Sheriff's Office's speed monitoring radar trailer (Vehicle Identification Number 1B9BR10142H659060) is not functional and is no longer able to be repaired, therefore, the Genesee County Sheriff would like this item to be declared surplus and disposed of through scrap processing, and

**WHEREAS**, the Committees on Public Service and Ways & Means did review this request and do recommend this vehicle be declared surplus property at this time. Now, therefore, be it

**RESOLVED**, that the Genesee County Legislature does hereby declare the Genesee County Sheriff's Office's speed monitoring radar trailer (Vehicle Identification Number 1B9BR10142H659060) surplus property to be disposed of through scrap processing.

Budget Impact: revenue from the scrap of this equipment to be appropriated to Sheriff's Revenue Account A3110.2665 (Sales of Equipment).

Legislator Hawley seconded the resolution, which was adopted by 158 (Klotzbach–16 and Stein–26 absent) votes.

**RESOLUTION NO. 24****PERMISSION TO APPLY – SHERIFF/NYS  
COMPANION ANIMAL CAPITAL PROJECT  
FUNDING – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, New York State recently passed legislation in which the Genesee County Animal Shelter is required to be in compliance by December 2025. Some of the 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 and 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, and

**WHEREAS**, the NYS Department of Agriculture and Markets is accepting proposals for grant funding through the NYS Companion Animal Capital Project Funding (max. award is \$500,000) with a 10% match required from the county. The deadline for proposals is January 29, 2024, and

**WHEREAS**, the Committees on Public Service and Ways & Means did review this request and do recommend Genesee County submit a proposal at this time. Now, therefore, be it

**RESOLVED**, that the Legislature authorizes 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 is \$500,000) with a 10% match required from the county.

Budget Impact: Animal Shelter donations in the Assigned Unappropriated Fund Account A 915.5 will be used for the required 10% match.

Legislator Hawley seconded the resolution, which was adopted by 158 (Klotzbach–16 and Stein–26 absent) votes.

**RESOLUTION NO. 25****AGREEMENT-SHERIFF/ LEXIPOL, LLC -  
APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, the Genesee County Sheriff is requesting permission to enter into an agreement with Lexipol, LLC for services to assist with maintaining accreditation requirements, and

**WHEREAS**, Lexipol, LLC (located at 2611 Internet Boulevard, Suite 100, Frisco, Texas 75034) has agreed to provide software subscriptions, professional services and ancillary support services, for a negotiated initial period of 15 months for the cost of 12 months, with an automatic annual renewal unless either party provides written notice of non-renewal within 60 days prior to such renewal, and

**WHEREAS**, after careful review by the County Attorney, Purchasing Director, and Sheriff, it is

recommended that the county enter into an agreement with Lexipol, LLC, not to exceed \$38,690, for services provided during the initial period of December 1, 2023, through February 28, 2025, and **WHEREAS**, the Committees of Public Service and Ways & 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 to enter into an agreement with Lexipol, LLC (located at 2611 Internet Boulevard, Suite 100, Frisco, Texas 75034) to provide software subscriptions, professional services and ancillary support services to assist with maintaining accreditation requirements at a cost not to exceed \$38,690, for the initial period of December 1, 2023, through February 28, 2025.

Budget Impact: Funds are approved as a 2024 Asset Acquisition, account #A.1989.2024.0009.

Legislator Hawley seconded the resolution, which was adopted by 158 (Klotzbach–16 and Stein–26 absent) votes.

**RESOLUTION NO. 26**

**BUDGET AMENDMENT-SHERIFF-JAIL/STATE  
CRIMINAL ALIEN ASSISTANCE PROGRAM –  
APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, the County of Genesee has received funding in the amount of \$8,411 from the State Criminal Alien Assistance Program (SCAAP), which requires funding be used for correctional purposes only, and

**WHEREAS**, per our agreement with Justice Benefits, Inc., 12.5% of these funds in the amount of \$1,052 will be paid to Justice Benefits for their professional assistance in acquiring this award, and the remaining \$7,359 will be used to help cover overtime costs at the Genesee County Jail, and

**WHEREAS**, the Sheriff is requesting a budget amendment in the amount of \$8,411, 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 Genesee County Treasurer is hereby authorized and directed to amend the 2023 budget by increasing Jail appropriations as follows:

\$7,359 to Jail Account A.3150.1020.0000 (Over-Time Salaries)

\$1,052 to Jail Account A3150.4660.0010 (Contracted Services-SCAAP)

To be offset by an increase in Jail Revenue Account

A3150.4089.1 (OJP - SCAAP) in the amount of \$8,411.

Budget Impact: Increase in Jail appropriations in the amount of \$8,411, offset by an increase in revenue in a like amount, with funds coming from the State Alien Assistance Program.

Legislator Hawley seconded the resolution, which was adopted by 158 (Klotzbach–16 and Stein–26 absent) votes.

**RESOLUTION NO. 27**

**BUDGET AMENDMENT-SHERIFF/REMAINING  
GRANT FUNDS – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, 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 and

**WHEREAS**, the grants include three NYS DHSES SLETPP grants with total available funds of \$39,437; one NYS DHSES DTP grant with available funds of \$169,378, two NYS GTSC Grants with total available funds of \$19,100; as well as an Agreement with the Village of Bergen to provide additional police services with available funds in the amount of \$13,245, and

**WHEREAS**, the Sheriff is requesting a 2024 budget amendment to allow for the use of the funds, 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 Genesee County Treasurer is hereby authorized and directed to amend the 2024 budget by increasing Sheriff's appropriations as follows:

\$88,378 to A3110.1010.0000 (Personal Services)

\$18,200 to A3110.1020.0700 (Overtime STEP Grant)

\$13,245 to A3110.1020.0900 (Overtime Bergen)

\$120,437 to A3110.4800.0503 (Program Expense Homeland Security)

\$900 to A3110.4800.3318 (Child Passenger Safety)

To be offset by increasing the following revenue accounts:

\$19,100 to A3110.4511 (Fed Aid Traffic Safety)

\$13,245 to A3110.2804.1 (Shared Services-Additional Police Services)

\$39,437 to A3110.4305.2 (Fed Aid Homeland Security)

\$169,378 to A3110.3324 (State Aid-Law Enforcement)

Budget Impact: Increase in Sheriff's 2024 appropriations in the amount of \$241,160, offset by an increase in revenue in a like amount, with funds coming from NYS DHSES and NYS GTSC grant funding, and the Sheriff's Office Agreement with the Village of Bergen.

Legislator Hawley seconded the resolution, which was adopted by 158 (Klotzbach-16 and Stein-26 absent) votes.

**RESOLUTION NO. 28**

**AWARD OF CONTRACT – EMERGENCY  
MANAGEMENT SERVICES/CRAWFORD &  
ASSOCIATES – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, a Request for Proposal (RFP) was developed and issued for consultant services in the development of the Continuity of Operations Plan (RFP 2023-116), and

**WHEREAS**, the Genesee County Office of Emergency Management Coordinator has reviewed the submitted proposal and is now recommending that Genesee County enter into an agreement with Crawford and Associates to serve as consultant for updating the County's Continuity of Operations Plan at a cost not to exceed \$37,300.00, 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 County Legislature is hereby authorized 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.

Budget Impact: Contract cost has been allocated in the FY23 Emergency Management Performance Grant (EMPG) totaling \$25,554.00. The balance of the contract cost (\$11,746) will be funded through Homeland Security Grant Awards.

Legislator Hawley seconded the resolution, which was adopted by 158 (Klotzbach-16 and Stein-26 absent) votes.

**RESOLUTION NO. 29**

**INTERMUNICIPAL AGREEMENT-COUNTYWIDE  
WATER PROGRAM/DARIEN WATER DISTRICT NO.  
11 OPERATION AND MAINTENANCE AGREEMENT-  
APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, Genesee County established a Countywide Water Program and has entered into Water Supply Agreements with municipalities and authorities across the County, and

**WHEREAS**, Darien Water District No. 11 requests that the Town of Batavia provide operation and maintenance of their water system, and

**WHEREAS**, Genesee County is required to provide oversight and review of all intermunicipal agreements relative to water within Genesee County, and

**WHEREAS**, the Genesee County Highway Superintendent and the County Attorney have reviewed

this agreement and do recommend concurrence 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 concur and approve of the intermunicipal agreement between the Town of Batavia and the Town of Darien Water District No. 11 for the operation and maintenance of said water district.

Budget Impact: This agreement will add revenue to the Water Fund through the sale of water and the collection of the \$1.20 surcharge. Revenue will be based upon the actual water usage within the district, but is estimated at \$1,304 per year.

Legislator Hawley seconded the resolution, which was adopted by 158 (Klotzbach–16 and Stein–26 absent) votes.

**RESOLUTION NO. 30**

**INTERMUNICIPAL AGREEMENT – COUNTYWIDE  
WATER PROGRAM/TOWN OF ALEXANDER WATER  
DISTRICT NO. 6 WATER CONSTRUCTION  
PAYMENT AGREEMENT – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, Genesee County desires to advance certain portions of water improvements being made by the Town of Alexander Water District #6 that benefit the County, and

**WHEREAS**, the Genesee County Highway Superintendent and the County Attorney have prepared an agreement that provides a reimbursement to the Town of Alexander 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 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.

Budget Impact: Per the agreement, the County Water Fund will reimburse the Town of Alexander up to \$466,000 for installing upsized water transmission mains, a SCADA system, electrical upgrades, and related site improvements. Reimbursements will be made within 30 days after the Town of Alexander invoices the County for work completed on a monthly basis and it is certified complete by their Engineer. The funding for these improvements is provided from the Water Fund.

Legislator Hawley seconded the resolution, which was adopted by 158 (Klotzbach–16 and Stein–26 absent) votes.

**RESOLUTION NO. 31**

**AWARD OF BID–HIGHWAY/ASSET ACQUISITION  
/CREW CAB PICKUP TRUCK – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, the Genesee County Highway Superintendent reviewed available county bids on pickups trucks for use at the County Highway Department, and

**WHEREAS**, Onondaga County Contracts #10808 provides for the piggyback purchase of pickup trucks, and

**WHEREAS**, the Genesee County Highway Superintendent does recommend awarding a bid to the lowest responsible bidder, and

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

**RESOLVED**, the Genesee County Highway Superintendent is hereby authorized and directed to purchase a new and unused 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.





Legislator Torrey offered the following resolution:

**WHEREAS**, Genesee County will design, let and construct the subject project; and

**WHEREAS**, a project for the Dry Bridge Rd over Drainage Ditch in the Town of Alexander (PIN 4BNY.76), (the “Project”) 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; and

**WHEREAS**, the New York State Department of Transportation will administer the right-of way phase of the project.

**WHEREAS**, the County Highway Superintendent does recommend executing the master agreement for the replacement of the culvert, and

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

**RESOLVED**, that the Genesee County Legislature hereby approves the above subject Project; and be it further

**RESOLVED**, that the Genesee County Legislature hereby grants NYSDOT permission to directly apply Bridge NY funds to reimburse ROW costs incurred by NYSDOT on the Project; and it is further

**RESOLVED**, that the Genesee County Legislature hereby agrees that the County of Genesee shall be responsible for all costs of the Project which exceed the amount of the BRIDGE-NY Funding awarded to the County of Genesee; and be it further

**RESOLVED**, that in the event the full state and non-state share costs of the Project exceeds the Bridge NY funding appropriated, the Genesee County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon notification by the Superintendent of County Highways thereof, and be it further

**RESOLVED**, that the Genesee County Legislature hereby agrees that construction of the Project shall begin no later than twenty-four (24) months after award and that the project shall be completed within thirty (30) months of commencing construction; and be it further

**RESOLVED**, that the Chairperson of the Genesee County Legislature be and is hereby authorized to execute all necessary Agreements, Supplemental Agreements, certifications or reimbursement requests for State Aid and/or Bridge NY funding on behalf of the County of Genesee with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality’s first instance funding of Project costs; and be it further

**RESOLVED**, that the Genesee County Highway Department will be responsible for all maintenance of the Project; and it is further

**RESOLVED**, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and be it further

**RESOLVED**, that this resolution shall take effect immediately.

Budget Impact: There is no budget impact for this resolution; the capital project has already been established.

Legislator Hawley seconded the resolution, which was adopted by 158 (Klotzbach–16 and Stein–26 absent) votes.

#### **RESOLUTION NO. 35**

#### **SPECIAL EVENT – AIRPORT/WINGS OVER BATAVIA AIR SHOW – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, a Special Events application was received from Wings over Batavia Foundation LLC to use the Genesee County Airport to host the Wings over Batavia Air Show from August 30 to September 2, 2024 and

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

**WHEREAS**, the Committees on Public Service and Ways and Means do concur with this request. Now, therefore, be it

**RESOLVED**, that the Genesee County Legislature does hereby grant permission to the Wings over Batavia Foundation LLC to use the Genesee County Airport to host the Wings over Batavia Air Show from August 30 to September 2, 2024 in accordance with the Rules and Regulations adopted for the Genesee County Airport.

Budget Impact: County support costs total are estimated at \$19,500, which are covered by the Air Show through Memorandum of Understanding with the Sheriff and local EMS operations. There is no added cost for current airport liability policy. There will be increased revenues for the airport during the event for additional fuel sales, tie downs and rentals. The county will also see increased sales tax because of the air show. The 2023 show generated over \$6,000 in profit off fuel sales. Estimated increase in sales tax and bed tax related to the event of approximately \$40,000.

Legislator Hawley seconded the resolution, which was adopted by 158 (Klotzbach–16 and Stein–26 absent) votes.

**RESOLUTION NO. 36**

**APPOINTMENT –PARKS, RECREATION AND FORESTRY ADVISORY COMMITTEE/CONTI - APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, 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, and

**WHEREAS**, an applicant Deborah J. Conti expressed interest to serve on the Advisory Committee for Parks, Recreation and Forestry to the end of Mr. Graber’s term and continue with a new, three year term effective 4/1/2024 through 3/31/2027; and

**WHEREAS**, the Committees of Public Service and Ways and Means does recommend the appointment be made at this time. Now, therefore, be it

**RESOLVED**, that the Genesee County Legislature does hereby appoint 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.

Budget Impact: None

Legislator Hawley seconded the resolution, which was adopted by 158 (Klotzbach–16 and Stein–26 absent) votes.

**RESOLUTION NO. 37**

**2024 BUDGET AMENDMENT-PLANNING - APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, 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, and

**WHEREAS**, a \$50,000 grant funding request was made to Senator Borrello’s office, but that request was not granted, and

**WHEREAS**, the Committee on Public Service and the Ways & Means Committee do concur with the amendment. Now, therefore, be it

**RESOLVED**, that the Genesee County Legislature does hereby authorize and direct the Genesee County Treasurer to amend the 2024 Budget by increasing A.8020.4600.0000 (Contracted Services) in the amount of \$43,545 to be offset by an increase in A.1000.1110.1 (1% Sales Tax) in the same amount.



**RESOLVED**, that the Genesee County Legislature does hereby reappoint 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.

Budget Impact: None, this is an unpaid position.

Legislator Hawley seconded the resolution, which was adopted by 158 (Klotzbach–16 and Stein–26 absent) votes.

**RESOLUTION NO. 41**

**REAPPOINTMENT - GENESEE COUNTY  
AGRICULTURAL AND FARMLAND PROTECTION  
BOARD/BOLDT – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, the Genesee County Legislature established the Agricultural and Farmland Protection Board on January 13, 1993 in accordance with Section 302 of New York State Agriculture and Markets Law; and

**WHEREAS**, the law requires the Board’s membership to be comprised of four farmers, one representative of agri-business, one representative of an organization dedicated to farmland preservation, the chairperson of the county soil and water conservation district’s board of directors, a member of the county legislative body, a county cooperative extension agent, the county planning director, the county director of real property tax services, and

**WHEREAS**, the term of office of Steven Boldt expired December 31, 2023 and he has indicated an interest and desire for reappointment and the Committees on Public Service and Ways & Means do recommend reappointment at this time. Now, therefore, be it

**RESOLVED**, that the Genesee County Legislature does hereby reappoint 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.

Budget Impact: None.

Legislator Hawley seconded the resolution, which was adopted by 158 (Klotzbach–16 and Stein–26 absent) votes.

**RESOLUTION NO. 42**

**APPOINTMENT TO BOARD OF ETHICS /MATTICE-  
APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, a vacancy does exist on the Genesee County Board of Ethics due to the resignation of Teresa Morasco, and

**WHEREAS**, a submission of application by Anne Marie Mattice of LeRoy, New York is desirous of serving on the Ethics Board, and

**WHEREAS**, the Committee of Ways & Means does recommend an appointment to the Ethics Board be made at this time. Now, therefore, be it

**RESOLVED**, that Anne Marie Mattice of LeRoy, New York is hereby appointed to the Genesee County Board of Ethics effective January 24, 2024.

Budget Impact: None.

Legislator Hawley seconded the resolution, which was adopted by 158 (Klotzbach–16 and Stein–26 absent) votes.

**RESOLUTION NO. 43**

**SERVICE AGREEMENT ADDENDUM /CERTIFICATE  
OF INSURANCE-OFFICE FOR THE  
AGING/WESTERN NEW YORK INTEGRATED CARE  
COLLABORATIVE, INC.-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, and



**WHEREAS**, the initial term expired December 31, 2023, and  
**WHEREAS**, Lloyd Lane, Inc. wishes to extend its lease for the first four-year period commencing January 1, 2024, at the cost of \$956.68 per month for the first year, with a 3% increase each year, ending December 31, 2027, appropriated to the Genesee County Sheriff Communications Revenue Account: Sheriff EMS Tower Rental, and

**WHEREAS**, 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, and

**WHEREAS**, the Sheriff, Director of Emergency Communications, and County Attorney recommend entering into a lease extension as outlined above for the period of January 1, 2024 to December 31, 2027, and

**WHEREAS**, the Committee of Public Service did review this request and does recommend approval at this time. Now, therefore, be it

**RESOLVED**, that the Chair of the Legislature is hereby authorized and directed to enter into a site lease extension agreement with Lloyd Lane, Inc., 3258 Merchant Road, Warsaw, NY 14569, for the lease of space on the Genesee County telecommunications tower located at 153 Cedar Street, Batavia, NY for a period 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.

Budget Impact: Revenue from tower rental is appropriated to Communications Revenue Account A3020.2420.1 (EMS Tower Rental).

Legislator Yunker seconded the resolution, which was adopted by 158 (Klotzbach–16 and Stein–26 absent) votes.

**RESOLUTION NO. 46**

**GRANT ACCEPTANCE–SHERIFF/GENESEE  
JUSTICE/NEW YORK STATE DIVISION OF  
CRIMINAL JUSTICE SERVICES/PRETRIAL  
SERVICES - APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, the Genesee Justice Program Coordinator has received notification from the New York State Division of Criminal Justice Services that Genesee Justice has been awarded a Genesee County Pretrial Services Grant in the amount of \$129,903, and

**WHEREAS**, the Program Coordinator has requested that the County accept this funding which stipulates that this revenue will be used to support the Genesee Justice Pretrial Services Program, and

**WHEREAS**, the Committee on Public Service 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 New York State Division of Criminal Justice Services for the acceptance of the Genesee County Pretrial Services award in the amount of \$129,903, and to execute any and all other documentation related to this funding.

Budget Impact: A budget amendment to utilize these funds will be made at a later date.

Legislator Yunker seconded the resolution, which was adopted by 158 (Klotzbach–16 and Stein–26 absent) votes.

**RESOLUTION NO. 47**

**CONTRACT AMENDMENT-GENESEE COUNTY  
PUBLIC DEFENDER/NYS OFFICE OF INDIGENT  
LEGAL SERVICES - APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, the Public Defender does recommend 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, and

**WHEREAS**, the Committee of Public Service 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 Contract Amendment for Contract No.: C110018, Distribution # 11, 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.

Budget Impact: Public Defender contract revenue for 2024 in the amount of \$112,138 is contained within the 2024 adopted budget in its line A.1170.3025 Indigent Legal Services offset by like amounts in expenses.

Legislator Yunker seconded the resolution, which was adopted by 158 (Klotzbach–16 and Stein–26 absent) votes.

**RESOLUTION NO. 48**

**RENEWAL AGREEMENT–EMERGENCY  
MANAGEMENT SERVICES/COUNTY OF WYOMING  
-APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, 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, and

**WHEREAS**, due to continuing cost increases the County of Wyoming has requested an increase in the current annual rate from \$500 to \$750, and

**WHEREAS**, this agreement shall become effective on January 1, 2024 and remain in effect until both parties agree to dissolution or the Municipality secures an additional third party to perform such duties, and

**WHEREAS**, the Committee on Public Service 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 an agreement with the County of Wyoming, of 36 Center Street, Warsaw, New York, 14569 for Code Enforcement duties for the Village of Attica portion residing in Genesee County.

Budget Impact: None.

Legislator Yunker seconded the resolution, which was adopted by 158 (Klotzbach–16 and Stein–26 absent) votes.

**RESOLUTION NO. 49**

**CONTRACT AWARD/2024 BUDGET AMENDMENT  
/USE OF ARPA FUNDS – COUNTYWIDE  
BROADBAND EXPANSION/ SPECTRUM  
NORTHEAST, LLC BY MANAGER, CHARTER  
COMMUNICATIONS INC. – APPROVAL OF**

Legislator Maha offered the following resolution:

**WHEREAS**, 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, and

**WHEREAS**, a broadband committee was assembled which included the County Manager, Assistant County Manager, Information Technology Director, Planning Director, County Attorney, Legislative Members, a representative from Genesee Finger Lakes Regional Planning and the Executive Assistant to the County Manager to review the submissions and the committee recommends the award go the Spectrum Northeast, LLC, located in the State of Delaware, with a corporate address of 355 Chicago St., Buffalo, NY 14202 by its Manager, Charter Communications Inc., and

**WHEREAS**, the County obtained outside counsel to assist with negotiating terms with Spectrum Northeast, LLC, by its Manager, Charter Communications, Inc., and

**WHEREAS**, the County Manager is requesting to award a contract to Spectrum Northeast, LLC, by its Manager, Charter Communications, Inc. as presented in the amount not to exceed \$6,603,107 and



**WHEREAS**, 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, and

**WHEREAS**, the County of Genesee desires to obligate and use \$2,000,000 of its total ARPA allocation, and

**WHEREAS**, the Committees on Public Services and Ways and Means has reviewed the request and recommends awarding the contract subject to final County Attorney approval to Spectrum Northeast, LLC, by manager, Charter Communications, Inc. at this time. Now therefore, be it

**RESOLVED**, that the Chair of the Genesee County Legislature is hereby authorized and directed to execute a contract subject to final County Attorney approval 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, and Be it Further

**RESOLVED**, that the Genesee County Treasurer is hereby authorized and directed to amend the 2024 Genesee County Budget by increasing Expenditure A9950.9 – Transfer to Capital in the amount of \$1,750,000 offset by an increase in Revenue A.1000.9999 – Balancing Appropriated – in a like amount with funds coming from A915.9 - Assigned Unappropriated – Broadband; Increase H.1997.5031 Interfund Transfer in the amount of \$1,750,000; Increase Revenue H.1997.2780 Shared Services in the amount of \$250,000 and Increase Expense H.1997.2080.0000 Capital Expense in the amount of \$2,000,000.

Budget Impact: Total Project cost of \$ 7,000,000 - \$2 million ARPA funds, \$250,000 Shared Services funding, and \$4.75 million in reserves.

Legislator Deleo seconded the resolution, which was adopted by 158 (Klotzbach–16 and Stein–26 absent) votes.

**RESOLUTION NO. 50 COUNTY AUDIT–JANUARY 24, 2024-APPROVAL OF**

Legislator Torrey offered the following resolution:

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

2023 General Fund	\$1,290,309.02
2023 General Fund – Sales Tax Distribution	4,434,470.79
2024 General Fund	601,040.24
2023 Highway	114,904.11
2024 Highway	55,804.01
2023 Self Insurance	21.53
2024 Self Insurance	56,221.75
2023 Water Fund	1,028,999.24
DSS Abstracts	
889,201.83	

**Capital Projects**

Sheriff/Jail – Jail Construction – <b>2023 Invoices</b>	1,508,791.22
Sheriff/Jail – Jail Construction – <b>2024 Invoices</b>	29,550.00
Airport – Pavement Management System	785.26
Airport – Runway Lighting & Signage Replacement	8,000.00
County Manager – Countywide Broadband Expansion	1,300.00
Facilities Management – Engine House Renovations	57,100.00
Highway – Large Span Culverts	4,580.58
OFA Property Improvements	27,332.88

**Payroll – General**

January 12, 2024	1,469,023.93
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**Medicaid**

January 9, 2024	199,971.00
January 16, 2024	199,971.00
January 23, 2024	<u>199,971.00</u>
<b>Total Audit</b>	\$ 12,177,349.39

Now, therefore, be it

**RESOLVED**, that the Genesee County Legislature has audited and does approve the claims as listed above, and be it further

**RESOLVED**, that the Genesee County Treasurer be and hereby is authorized and directed to make payments as listed above.

Legislator Maha seconded the resolution, which was adopted by 158 (Klotzbach–16 and Stein–26 absent) votes.

Legislator Deleo motioned to adjourn seconded by Legislator Dibble at 5:52 PM.

DRAFT