

**THIRD DAY  
GENESEEE COUNTY LEGISLATURE  
Batavia, New York  
Wednesday, February 14, 2018**

The Genesee County Legislature met in Regular Session on Wednesday, February 14, 2018 at 5:30PM at the Old Courthouse 7 Main Street, Batavia, New York. Legislator Dibble assisted with the audit. Prayer was offered by Legislator Deleo followed by the Pledge to the Flag.

In addition to our regular meeting Chairman Bausch opened a Public Hearing on Fair Housing practices in Genesee County. As a recipient of Office of Community Renewal-Community Development Block Grant funds the County is required to hold an annual public meeting. All interested parties were invited to be heard.

The minutes of the January 24, 2018 meeting were approved upon motion of Legislator Maha seconded by Legislator Dibble, carried unanimously.

Chair Bausch reported he attended CJAC where the jail bed count was stated to be down a bit for males (73) and down dramatically for females (13). Chair Bausch also commented that there are many job openings in Genesee County. Job Development Director Scott Gage was present and commented there are 1000 open jobs this week including many at HP Hood, the company that purchased the yogurt plant in Batavia. Legislator Stein, the new Inter County Association President, commented that the February meeting is hosted by Genesee County at the Call Arena at GCC. NYSAC is sending staff to provide first-hand updates and information. Legislator Young, the liaison to the Health Board reminded those present of the importance of getting a flu shot. Legislator Maha stated he is on the NYSAC Public Safety Committee that met at the legislative conference last month. Among topics discussed were the Raise the Age requirements that will go into effect October 1, 2018 for 16 year olds and October 1, 2019 for 17 year olds. He further commented on his concern with the availability of required facilities for this age group of offenders. He also commented on his concern with the expectation that the arresting officer maintain custody.

County Manager Jay Gsell commented that the requirements for special facilities for 16 and 17 year olds essentially make them a prison. There has been some discussion among GLOW counties with regard to what options may exist for collaborating on a facility for the region.

The Clerk proceeded with the resolutions:

**RESOLUTION NO. 36      CONTRACT RENEWAL-DSS/TECHNICAL  
   SYSTEMS GROUP INC. ANNUAL SOFTWARE  
   SUPPORT AGREEMENT – APPROVAL OF**

Legislator Dibble offered the following:

**WHEREAS**, The Genesee County Commissioner of Social Services did present a contract renewal for the provision of Technical Systems Group Inc. Annual Software Support Agreement which includes security and software updates for the security system in place at 5130 East Main St, Batavia; and

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

**RESOLVED**, That the Chairman of the Legislature for Genesee County is hereby authorized and directed to execute a contract renewal with Technical Systems Group Inc. for Annual Software Support at a cost of \$947.00 to ensure that the safety and security of the DSS staff is maintained for the period of February 8, 2018 through February 7, 2019 in accordance with the terms of the contract.

Budget Impact Statement: Expenses related to this contract are included in the 2018 A.6010 Social Services adopted budget.

Legislator Young seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 37      CONTRACT RENEWAL– HEALTH DEPARTMENT/  
TUBERCULOSIS CONSULTATIVE AND  
EDUCATIONAL SERVICES – APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, New York State Public Health Law does specify the responsibility of Genesee County to ensure direct clinical services for Tuberculosis, and;

**WHEREAS**, Monroe County operates a Tuberculosis Control Program with consulting pulmonary and critical care physicians and Certified Infection Control Practitioners for providing comprehensive medical and nursing / case management consultative service under the statutory jurisdiction of the Department of Public Health, and;

**WHEREAS**, Genesee County is desirous of obtaining the services of the Monroe County Department of Public Health’s Tuberculosis Control Program, and;

**WHEREAS**, The Director of Public Health did present a contract renewal for said services and the Committee on Human Services does concur. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a contract with Monroe County for Tuberculosis Consultative and Educational Services for the Genesee County Health Department for the term January 1, 2018 to December 31, 2018 at the following rates and not to exceed \$20,000 for the term of the contract:

- Flat fee of \$4,714.76 for Electronic Health Record Access, VPN Services, IT consultations and continuing education, Telemedicine access and for ongoing clinical support including policies and procedures, QA/QI and clinical education and staff development.
- Direct, patient consultative services:
  - Physician Consults   \$200/hour
  - RN Consults   \$ 50/hour

**Budget Impact Statement:** Expenses related to this contract are eligible for full reimbursement under Article 6 – State Aid Funding for General Public Health Works.

Legislator Stein seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 38      GRANT ACCEPTANCE /BUDGET AMENDMENT –  
HEALTH DEPARTMENT-FDA RETAIL  
STANDARDS GRANT PROGRAM – APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, The Public Health Department applied for Standard 2 Trained Regulatory Staff as part of the Retail Standards Grant Program, funded by the Food and Drug Administration,

**WHEREAS**, the Association of Food and Drug Officials has approved the application submitted by the Genesee County Health Department and awarded the Genesee County

Public Health Department \$3,000 to use this funding to support costs that comply with applicable Federal statutes,

**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 to accept this award for \$3,000 as specified in Grant # G-SP-1709-05349 and Be it further

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2018 Health Department Budget to reflect the increase in Appropriations A 4010 4650.0003 by \$2,800 and A4010 4800.0000 by \$200 to be offset by an increase in A 4010 4401.60 by \$3,000

**Budget Impact:** An increase in expenditures in the amount of \$3,000 to be offset by revenue of \$3,000. No county cost.

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

**RESOLUTION NO. 39 GRANT ACCEPTANCE/BUDGET AMENDMENT –  
HEALTH DEPARTMENT/ NORTHEAST FDA  
REGIONAL RETAIL FOOD SAFETY SEMINAR –  
APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Public Health Department applied for funds to support the Northeast FDA Regional Retail Food Safety Seminar as part of the Retail Standards Grant Program, and

**WHEREAS**, The Association of Food and Drug Officials has awarded the Genesee County Public Health Department \$2,750 funded by the Food and Drug Administration 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 to accept this award for \$2,750 as specified in Grant #G-T-1709-05029 and Be it further

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2018 4010 Health Department Budget to reflect the increase in appropriations A 4010 4560.0000 by \$2,350 and A 4010 4550.0000 by \$400 to be offset by an increase in A 4010 4401.70 by \$2,750.

**Budget Impact:** An increase in expenditures in the amount of \$2,750 to be offset by revenue of \$2,750. No county cost.

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

**RESOLUTION NO. 40 CONTRACT MENTAL HEALTH  
SERVICES/INTEGRITY PARTNERS FOR  
BEHAVIORAL HEALTH, INC.–2018-APPROVAL OF**

Legislator Young offered the following resolution:

**WHEREAS**, The Committee on Human Services does recommend approval of a contract with Integrity Partners for Behavioral Health, Inc. (IPBH) 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 document to implement a contract between the County of Genesee and IPBH for the provision of all services relating to New York State Behavioral Healthcare Collaborative Initiative at a cost not to exceed \$1,100,000 for the period January 1, 2018 through December 31, 2018, 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 IPBH and approved as to form by the Genesee County Attorney.

**Budget Impact Statement:** 2018 County Cost - No Change - \$0

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

**RESOLUTION NO. 41 2018 BUDGET AMENDMENT/SALARY SCHEDULE AMENDMENT - COMMUNITY MENTAL HEALTH SERVICES/REGISTERED PROFESSIONAL NURSE -APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, The Community Mental Health Services Director did request an amendment to the 2018 Employee Salary Schedule to **create** one (1) Registered Professional Nurse F.T., in CSEA-General, Grade 16N 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 Human Resources Director are hereby authorized and directed to amend the 2018 Employee Salary Schedule by **creating** one (1) Registered Professional Nurse F.T., in CSEA-General, Grade 16N in Employee Salary Schedule effective February 15, 2018 and be it further,

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2018 Genesee County Budget by:

Increasing Revenue:

A4310	.1620.1100	Medicaid Reg. by	\$ 39,285.00
A4310	.3490.0000	State Aid - OMH	\$ 40,000.00

AND

Increasing Appropriations:

A4310	.1010.0000	Personnel Services by	\$ 50,425.00
A4310	.8010.0000	Social Security Tax by	\$ 3,125.00
A4310	.8011.0000	Medicare Tax by	\$ 730.00
A4310	.8020.0000	Retirement	\$ 6,550.00
A4310	.8030.0000	Medical	\$ 18,125.00
A4310	.8040.0000	Dental	\$ 330.00

**Budget Impact Statement:** Budget amendment required: Increase by \$79,285, offset by State Aid and Medicaid.

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

**RESOLUTION NO. 42 2018 BUDGET TRANSFER/SALARY SCHEDULE AMENDMENT - COMMUNITY MENTAL HEALTH SERVICES/ DIRECTOR OF COMMUNITY MENTAL HEALTH SERVICES-APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Community Mental Health Services Director did request an amendment to the 2018 Management Salary Schedule to **create** one (1) Director of Community Mental Health Services F.T., Grade 118 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 Human Resources Director are hereby authorized and directed to amend the 2018 Management Salary Schedule by

**creating** one (1) Director of Community Mental Health Services F.T., in Management Salary Schedule effective February 5, 2018 and be it further,

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to make the following budget item transfers by:

Decreasing A4310.	4660.0000	Contracted Other	\$ 52,500.00
Increasing A4310.	1010.0000	Personnel Services by	\$ 42,660.00
Increasing A4310.	8010.0000	Social Security Tax by	\$ 2,650.00
Increasing A4310.	8011.0000	Medicare Tax by	\$ 620.00
Increasing A4310.	8020.0000	Retirement	\$ 1,800.00
Increasing A4310.	8030.0000	Medical	\$ 4,645.00
Increasing A4310.	8040.0000	Dental	\$ 125.00

**Budget Impact Statement:** Offset by elimination of contracted position. No fiscal impact.

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

**RESOLUTION NO. 43 2018 SALARY SCHEDULE AMENDMENT -  
COMMUNITY MENTAL HEALTH SERVICES/  
DIRECTOR OF COMMUNITY MENTAL HEALTH  
SERVICES-APPROVAL OF**

Legislator Young offered the following resolution:

**WHEREAS**, The Community Mental Health Services Director did request an amendment to the 2018 Management Employee Salary Schedule to eliminate one (1) Full-time Director of Community Mental Health Services Grade 118, and creating (1) Less than Full Time (60 hours bi-weekly), Director of Community Mental Health Services, Grade 118 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 Human Resources Director are hereby authorized and directed to amend the 2018 Management Employee Salary Schedule by eliminating one (1) Full-time, Director of Community Mental Health Services, Grade 118, and creating one (1) Less than Full-time (60 hours bi-weekly) Director of Community Mental Health Services, Grade 118 effective April 2, 2018.

**Budget Impact Statement:** Savings of \$3,000.

Legislator Hilchey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 44 RENEWAL OF CONTRACT – OFFICE FOR THE  
AGING REGISTERED DIETITIAN  
SERVICES/FOSTER – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Director of the Office for the Aging did present an award of contract established through RFP 2017-104 to Ellen E. Foster, Consultant Dietitian, 33 Willmont Street, Rochester, N.Y. 14609-3617 for the provision of Registered Dietitian Services for the Older Americans Act, NYS Office for the Aging, and other contractual Nutrition Programs operated by Genesee County Office for the Aging; and

**WHEREAS**, This is the 1<sup>st</sup> renewal of a five year contract with potential for 3 additional 1 year renewals for provision of Registered Dietitian Services including kitchen monitoring, meal site monitoring, home delivered meal program monitoring, nutrition education, nutrition counseling, menu planning/analysis and administrative duties, as

required 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 document to award the contract with Ellen E. Foster, Consultant Dietitian for the provision of Title III C-1, Title III C-2, WIN and other nutrition funded services provided through the Genesee County Office for the Aging for 8 hours of dietitian services per week at a rate of \$36 per hour, not to exceed \$14,976 annually, April 1, 2018 – March 31, 2019.

**Budget Impact:** Neutral. \$36 per hour for 8 hours of dietitian service per week, not to exceed \$14,976 annually, is already budgeted in the county 2018 Office for the Aging budget.

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

**RESOLUTION NO. 45      2018 CONTRACTUAL MEMORANDUM OF UNDERSTANDING/ BUDGET AMENDMENT – OFA/ ALZHEIMER’S ASSOCIATION, WESTERN NEW YORK CHAPTER– WNY ALZHEIMER’S DISEASE CAREGIVER SUPPORT INITIATIVE (ADCSI) – APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, The Director of the Office for the Aging did present a contractual Memorandum of Understanding in the amount of \$120,000 for the period of January 1, 2018 – December 31, 2018; and

**WHEREAS**, A contractual Memorandum of Understanding (MOU) with the Alzheimer’s Disease and Related Disorders Association, Inc. d/b/a Alzheimer’s Association, Western New York Chapter (AAWNY) for the period of January 1, 2018 – December 31, 2018 outlines the relationship of Genesee County Office for the Aging (GCOFA) as the Community Based Organization in Genesee County to work with AAWNY and Erie, Niagara, Wyoming, Cattaraugus, Chautauqua, and Allegany County Offices for the Aging to implement the Western New York Alzheimer’s Disease Caregiver Support Initiative (WNYADSI); a seven county, multi-agency, three year (1/1/2018-12/31/2020 renewable annually), initiative funded by NY State Dept. of Health (NYSDOH) through an Alzheimer’s Disease Caregiver Support Initiative grant awarded to the Alzheimer’s Association of WNY Chapter; and

**WHEREAS**, The purpose of WNYADCSI is to decrease the burden of Alzheimer’s Disease and other dementias on individuals, caregivers, and families by providing comprehensive and collaborative services to caregivers of persons with dementia in the form of in-home, overnight, and social/medical adult day care respite; education programs for caregivers and professionals; support groups, family and individual dementia consultation services; and technology; and

**WHEREAS**, AAWNY is the grant recipient and this MOU establishes the terms for which the GCOFA would receive funding to provide consultation, respite, and technology services; and

**WHEREAS**, A budget amendment is necessary for an additional \$3,573 revenue to be incorporated in the 2018 County Budget; and

**WHEREAS**, The Committee on Human Services did review this request and does recommend approval of this MOU and adjusting Office for the Aging Appropriations and Revenues for incorporation of these funds. 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 a contractual MOU with Alzheimer’s Disease and Related Disorders Association, Inc. dba Alzheimer’s Association, Western New York Chapter 2805 Wehrle Drive, Suite 6, Williamsville, NY 14221, not to exceed \$120,000 for the period January 1, 2018 – December 31, 2018. And Be it further

**FURTHER RESOLVED**, that the Genesee County Treasurer is hereby authorized and directed to make 2018 Budget Amendments by:

**increasing Revenues:**

A.	1000.6772.1973	DSRIP/CCALZ(WNYACC)	+ \$3,573
			+ \$3,573
		<b>TOTAL</b>	<b>+ \$3,573</b>

**and increasing the following Appropriations:**

A.	6772.4660.0309	Cont Svc-Respite	+ \$5,187
A.	6772.4700.0000	Specialized Supplies	+ \$3,714

**and making the following decrease in Appropriations:**

<b>B</b>	A.	6772.4800.0002	Program Exp-Field Trips	- \$3,638
<b>C</b>	A.	6772.4800.0006	Program Exp-Emerg Assist	- \$690
<b>L</b>	A.	6772.4660.0298	Cont Svc-Transport	- \$1,000

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**BUDGET AMENDMENT- OFFICE FOR THE AGING  
APPROVAL OF**

Legislator Dibble offered the following resolution:

**WHEREAS**, The Genesee County Legislature did previously pass Resolution No. 124 effective April 10, 2014, authorizing the Chairperson of the Genesee County Legislature to sign a Release Agreement pertaining to the reformation of a trust naming Genesee County Senior Citizens Center-Meals on Wheels as beneficiary; and

**WHEREAS**, this reformation included the resignation of the original trustee and the appointment of a successor trustee, as well as acceleration of the charitable beneficiaries’ interests by providing that upon the death of the creator of the trust, the 25% charitable share of the trust principal will be paid out directly to the five named charitable beneficiaries in equal shares; and

**WHEREAS**, The creator of the trust has since passed away and trust principal in the amount of approximately \$58,000 is now made available to each of the named charitable beneficiaries; and

**WHEREAS**, A budget amendment is necessary for an additional \$12,000 revenue to be incorporated in the 2018 County Budget leaving the remaining \$46,000 to be carried over as revenue into the 2019 County Budget; and

**WHEREAS**, The Committee on Human Services does recommend signing off on receiving this disbursement and adjusting Office for the Aging Appropriations and Revenues for incorporation of these funds. Now Therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the Chairperson of the Genesee County Legislature to sign the appropriate settlement

agreement documents for disbursement of these trust funds according to document provided outlining the *Leon H. Watson Irrevocable Trust* and that the Genesee County Treasurer is hereby authorized and directed to amend the 2018 Budget by increasing revenue:

**Revenues:**

A.6772.2705	Gifts and Donations		<u>\$12,000</u>
		<b>TOTAL</b>	<b>\$12,000</b>

**And by increasing the following Appropriations:**

A.6772.4170.0000	Advertising		\$1,800
A.6772.4700.0000	Specialized Supplies		<u>\$10,200</u>
		<b>TOTAL</b>	<b>\$12,000</b>

**Budget Impact:** Neutral. Expenses are fully funded with \$12,000 and are being incorporated into the 2018 County Budget from Leon Watson Trust Fund (total disbursement of approximately \$58,000). Remaining approximate \$46,000 trust disbursement funds will be held with county treasurer's office and carried into 2019 for future benefit of home delivered meals recipients.

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

**RESOLUTION NO. 47 APPOINTMENTS TO THE GLOW WORKFORCE DEVELOPMENT BOARD MEMBERSHIP**

Legislator Clattenburg offered the following resolutions:

**WHEREAS,** The Chief Elected Officials of Genesee, Livingston, Orleans, and Wyoming Counties (GLOW) petitioned the Governor of the State of New York to designate the four County area as a Workforce Innovation and Opportunity Area under the Workforce Innovation and Opportunity Act of 2014, and

**WHEREAS,** The Federal Workforce Innovation and Opportunity Act of 2014 mandates that each local Workforce Innovation and Opportunity Area create a Workforce Development Board to administer and oversee the local Workforce Innovation and Opportunity System, and

**WHEREAS,** The Chief Elected officials are charged with the responsibility of soliciting and appointing members to this Workforce Development Board. Now, therefore, Be it

**RESOLVED,** That the Genesee County Legislature does hereby approve the following appointments to the GLOW Workforce Development Board:

Kathryn Ribbeck, Human Resource Manager O-AT-KA Milk Products Cooperative, Inc., representing the Private Sector Business, for a two year term of March 1, 2018 to February 28, 2020.

Robert Molisani, Superintendent of the Caledonia-Mumford Central School District, representing Local Education, for a two year term of March 1, 2018 to February 28, 2020.

**RESOLVED,** That the GLOW Workforce Development Board will be in effect until such time that the Workforce Innovation and Opportunity Act of 2014 is repealed.

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

**RESOLUTION NO. 48 RENEWAL OF CONTRACT-ELECTIONS/PRINTING SUPPLIES-APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS,** The agreement entered into May 25, 2016 by the Genesee County Legislature on behalf of the Board of Elections with Phoenix Graphics Inc. of Rochester



for printing supplies expires June 30, 2018, and

**WHEREAS**, A new contract was offered for the period of July 1, 2016 through June 30, 2018 with the option for four (4) additional one year (1) renewals upon mutual written agreement between both parties and must be in the best interest of Genesee County, and

**WHEREAS**, Both Commissioners Richard Siebert and Lorie Longhany are very pleased with the services rendered by Phoenix Graphics and the company has agreed to provide the needed supplies for the 2018 Primary and General Election for the same price of \$14,205, and

**WHEREAS**, Commissioners Richard Siebert and Lorie Longhany would like to request renewal of the contract for (1) additional year. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into an agreement with Phoenix Graphics Inc., 1525 Emerson St., Rochester, NY 14606 for the printing supplies for the 2018 Primary and General Election, per bid specifications, effective July 1, 2018 through June 30, 2019 in the amount of \$14,205 prorated by the required number of ballots per election.

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

**RESOLUTION NO. 49 OFFICIAL TOURISM AGENCY -DESIGNATION OF**

Legislator Young offered the following resolution:

**WHEREAS**, The County of Genesee and the Genesee County Chamber of Commerce have determined that it is in their best interests to work together in their endeavors to promote tourism within Genesee County, and

**WHEREAS**, The Chamber of Commerce did present a Tourism Report for 2017 and plans for 2018 and did request the official designation as Tourism Agency for Genesee County, and

**WHEREAS**, The Committee on Ways and Means does recommend the official designation of the Chamber of Commerce as the County's Tourism Agency. Now, therefore, Be it

**RESOLVED**, That the Genesee County Chamber of Commerce be and hereby is designated as the Official Tourism Agency for the County of Genesee for the fiscal year January 1, 2018 through December 31, 2018.

**Budget Impact Statement:** No fiscal impact.

Legislator Stein seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 50 CHAMBER OF COMMERCE/TOURISM  
CONTRACT - APPROVAL OF**

Legislator Young 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 2018 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 2018 to be funded from the County's 2018 hotel and motel tax receipts up to an amount not to exceed \$420,000 for publicity and tourism services for the calendar year ending December 31, 2018.

**Budget Impact Statement:** 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 \$420,000.

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

**RESOLUTION NO. 51        SET PUBLIC HEARING – LOCAL LAW  
INTRODUCTORY NO. ONE YEAR 2018,  
AMENDING LOCAL LAW NO. TWO YEAR 2008 “A  
LOCAL LAW IN RELATION TO EXTEND A REAL  
PROPERTY TAX EXEMPTION FOR COLD WAR  
VETERANS” – APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, There is hereby introduced to the Genesee County Legislature a proposed Local Law Introductory No. 1, Year 2018 entitled “**LOCAL LAW INTRODUCTORY NO. ONE YEAR 2018, AMENDING LOCAL LAW NO TWO YEAR 2008 - “A LOCAL LAW IN RELATION TO EXTENDING A REAL PROPERTY TAX EXEMPTION FOR COLD WAR VETERANS”**”, 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

**RESOLVED**, That a public hearing shall be held on proposed Local Law Introductory No. One Year 2018, by the Genesee County Legislature on the twenty-eighth day of February, 2018 at 5:30 p.m. at the Old Courthouse, 7 Main Street, Batavia, New York.

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

**RESOLUTION NO. 52        AGREEMENT – GENESEE COUNTY BAR  
ASSOCIATION/MOCK TRIAL PROGRAM-  
APPROVAL OF**

Legislator Young offered the following resolution:

**WHEREAS**, The Ways and Means Committee did receive a request from the Genesee County Bar Association to hold a Mock Trial at the Genesee County Courts Facility on March 12, March 19, and March 26, and

**WHEREAS**, The Committee on 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 enter into agreement with the Genesee County Bar Association for access to and use of the Genesee County Courts Facility on March 12, 19 and March 26, 2018 subject to the rules and regulations of the Genesee County Use of Facilities Agreement.

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

**RESOLUTION NO. 53        PUBLIC HEARING - COMMUNITY  
DEVELOPMENT BLOCK GRANT (CDBG)  
PROGRAM – APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Genesee County was awarded \$47,500 through the New York State Community Development Block Grant (CDBG) program for the purpose of conducting a Housing Needs Assessment Market Study, and

**WHEREAS**, the process for CDBG grant funds involve holding a second public hearing

prior to the completion of any CDBG grant project to provide residents with information about the CDBG program and to discuss community development needs and priorities, and

**WHEREAS**, residents are invited to attend the hearing to assist the County in defining community development priorities. Now, therefore, Be it

**RESOLVED**, that the Genesee County will hold a Public Hearing on the CDBG program at the Old Courthouse, 7 Main Street, Batavia, NY at 4:30 p.m. on February 27, 2018

Legislator Stein seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 54      2018 BUDGET AMENDMENT – CDBG FUNDS  
CARRYOVER – APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, The Genesee County Assistant Manager did request an amendment to the 2018 County Budget to carryover from the 2017 County Budget unexpended CDBG Funds designated for the purpose of a countywide, comprehensive Housing Needs Assessment, and

**WHEREAS**, The Committee on Ways and Means did review this 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 2018 County Budget by increasing Appropriation A8022.4800.0007 Housing Programs-Program Exp-CDBG-Housing Needs Assessment in the amount of \$25,632 to be offset by an increase in Revenue A.8022.4997 Housing Programs – CDBG-Housing

**Budget Impact Statement:** No net effect on 2018 County Budget; provides ability for program to fully utilize grant funds.

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

**RESOLUTION NO. 55      TREASURER/ 2017 BUDGET ITEM TRANSFERS  
COUNTY DEPARTMENTS- APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The Genesee County Treasurer did present transfers to be recommended in the 2017 county budget to cover end-of-year expenditures in several county departments, and

**WHEREAS**, The Committee on Ways and Means did review this request and does recommend that transfers be made at this time, Now, therefore, Be it

**RESOLVED**, That the Genesee County Treasurer be and hereby is authorized and directed to make the following 2017 budget transfers:

<u>To / From</u>	<u>Dept Code</u>	<u>G/L Code for Journals</u>	<u>Dept Name</u>	<u>Account Category</u>	<u>Amount</u>
To	A.1040	1010.0000	Clerk of Legislature	Personnel Services	90
From	A.1040	8030.0000	Clerk of Legislature	Employee Benefits	90
To	A.1165	1010.0000	District Attorney	Personnel Services	1,848
From	A.1170	4540.0000	Public Defender	Contractual Services	1,848
To	A.1165	4640.0014	District Attorney	Contractual Services	1,320
From	A.1170	4540.0000	Public Defender	Contractual	1,320

				Services	
To	A.1165	8030.0000	District Attorney	Employee Benefits	7,919
From	A.1170	4660.0000	Public Defender	Contractual Services	7,919
To	A.1170	8020.0000	Public Defender	Employee Benefits	2,557
From	A.1170	1010.0000	Public Defender	Personnel Services	2,557
To	A.1185	4650.0000	Medical Exam & Coroners	Contractual Services	29,837
From	A.4010	4270.1000	Public Health	Contractual Services	29,837
To	A.1230	1010.0000	County Manager	Personnel Services	1
From	A.1230	8010.0000	County Manager	Employee Benefits	1
To	A.1410	4660.0312	County Clerk	Contractual Services	23,280
From	A.1410	1010.0000	County Clerk	Personnel Services	17,000
From	A.1410	8030.0000	County Clerk	Employee Benefits	6,280
To	A.1420	4160.0000	County Attorney	Contractual Services	50
From	A.1420	8020.0000	County Attorney	Employee Benefits	50
To	A.1620	1010.0000	Facilities Management	Personnel Services	10,984
From	A.1610	4240.0000	Central Services	Contractual Services	10,984
To	A.1620	4660.0000	Facilities Management	Contractual Services	1,184
From	A.1610	4240.0000	Central Services	Contractual Services	1,184
To	A.3020	1010.0000	Communication System	Personnel Services	156
From	A.3020	8020.0000	Communication System	Employee Benefits	156
To	A.3110	8020.0000	Sheriff	Employee Benefits	62,915
From	A.3110	1020.0700	Sheriff	Personnel Services	17,900
From	A.3110	1020.0800	Sheriff	Personnel Services	30,100
From	A.3110	1020.0900	Sheriff	Personnel Services	13,900

From	A.3110	1020.1000	Sheriff	Personnel Services	1,015
To	A.3150	1020.0000	Jail	Personnel Services	11,976
From	A.3150	8030.0000	Jail	Employee Benefits	11,976
To	A.3150	4660.0005	Jail	Contractual Services	24,008
From	A.3150	8030.0000	Jail	Employee Benefits	24,008
To	A.3151	8020.0000	Genesee Justice Child Advocacy Center	Employee Benefits	4,824
From	A.3152	8020.0000	Center	Employee Benefits	4,824
To	A.3152	4540.0000	Child Advocacy Center	Contractual Services	464
From	A.3152	1010.0000	Child Advocacy Center	Personnel Services	464
To	A.6109	4800.0000	Family Assistance	Contractual Services	71,827
From	A.6119	4800.0000	Child Care	Contractual Services	71,827
To	A.6510	8010.0000	Veterans Services	Employee Benefits	99
From	A.6510	4290.0300	Veterans Services	Contractual Services	99
To	A.7110	1020.0000	County Park	Personnel Services	796
From	A.7110	8030.0000	County Park	Employee Benefits	796
To	D.5142	1020.0000	Snow Removal Maint - Roads & Bridges	Personnel Services	1,061
From	D.5110	1020.0000	Bridges	Personnel Services	1,061
To	D.5142	4800.1005	Snow Removal Maint - Roads & Bridges	Contractual Services	4,312
From	D.5110	4700.1002	Bridges	Contractual Services	4,312
To	DM.5130	8030.0000	Road Machinery	Employee Benefits	1,610
From	DM.5130	1060.0300	Road Machinery	Personnel Services	1,610

Budget Impact: None, transfers made from other appropriations.

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

**RESOLUTION NO. 56**

**2017 BUDGET AMENDMENT – DEBT SERVICE - APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The County refinanced serial bonds in March of 2017 resulting in savings of \$164,398.69 over the life of the refinanced debt, and

**WHEREAS**, After consultation with the County’s independent auditors, the Genesee County Treasurer recommends the following budget amendment be made to account for said refinancing, and

**WHEREAS**, 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 2017 budget by Increasing Appropriation V.1380.4800.0000 Fiscal Agent Fees in the amount of \$69,980, V.9907.9000.0000 Transfers to General in the amount of \$3,964, and V.9991.4800.0000 Payments to Escrow Agent in the amount of \$2,351,100 offset by an Increase in Revenue V.1000.2710 Premium / Accumulated Interest on Obligations in the amount of \$110,044 and V.1000.5792 Current Refunding Bonds in the amount of \$2,315,000.

**Budget Impact:** This amendment has no impact on the County budget. The County will realize savings of \$164,398.69 over the life of the refinanced debt.

Legislator Stein seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 57      2018 BUDGET AMENDMENT – IGT - GENERAL FUND - APPROVAL OF**

Legislator Stein offered the following resolution:

**WHEREAS**, The State of New York and the Federal Government Medicaid Program have paid a supplemental payment for the Inter-Governmental Transfer (IGT) Program to assist public nursing homes through their financial crisis, and

**WHEREAS**, New York State and the federal Medicaid Program have paid county owned nursing homes a supplemental IGT for 2016 in the amount of \$184,347.91 on February 2, 2018 with the requirement of Genesee County having a 50% match (\$92,173.95), and

**WHEREAS**, The Genesee County Treasurer recommends the use of the IGT-Reserve to maximize the IGT supplemental payment and

**WHEREAS**, 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 2018 budget by Increasing Appropriation A.6100.4800.0000 MMIS in the amount of \$92,174 and Increasing Revenue A.1000.9999 Balancing in a like amount utilizing the IGT-Reserve.

**Budget Impact:** An increase in expenditures of \$92,173.95 in the General Fund and increase in revenue to the General Fund Nursing Home Revenue of \$184,347.91

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

**RESOLUTION NO. 58      CONTRACT RENEWAL – CENTRAL SERVICES/PRE-SORT MAIL PROGRAM – APPROVAL OF**

Legislator Stein offered the following resolution:

**WHEREAS**, The County of Genesee does contract with IMS Direct for a Pre-Sort Mail Program, and

**WHEREAS**, Said contract does provide for three additional one-year renewal options with the same terms and conditions as allowed in the original agreement, and

**WHEREAS,** The Purchasing Director does recommend the contract be renewed for the second one-year period and the Committee on Ways and Means does concur. Now, therefore, Be it

**RESOLVED,** That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into a one year renewal with IMS Direct for a Pre-Sort Mail Program for the period February 1, 2018 through January 31, 2019.

**Budget Impact:** Based on the volume of mail for 2017, the savings to the county has been approximately \$2,036.00.

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

**RESOLUTION NO. 59      2018 BUDGET AMENDMENT – CENTRAL  
SERVICES/FOLDING MACHINE – APPROVAL OF**

Legislator Deleo offered the following resolution

**WHEREAS,** The Purchasing Director did request \$10,500.00 from the 2018 Asset Acquisition to purchase a folding machine, and

**WHEREAS,** There was a typographical error on the dollar amount leaving the purchase \$8,100.00 short and the County Treasurer recommends utilizing 1% sales tax to make up the deficit, and

**WHEREAS,** The Committee on Ways and Means has reviewed this request and does concur. Now, therefore Be it

**RESOLVED,** That the Genesee County Treasurer is hereby authorized and directed to amend the 2018 budget by increasing Appropriation A.1989.2030.0010 Asset Acquisition in the amount of \$8,100.00 offset by in increase in Revenue A.1000.1110.1 1% Sales Tax in a like amount.

**Budget Impact:** An increase in revenue and expense in the amount of \$8,100.00

Legislator Hilchey seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 60      REJECTION OF BID – CUSTODIAL SERVICES  
FOR COUNTY BUILDINGS – CENTRAL SERVICES  
– APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS,** Genesee County advertised bid specifications for Custodial Services for County Buildings and received two bids, and

**WHEREAS,** The Purchasing Director and committee of county management have reviewed the bids and found that the savings to the county do not outweigh the security concerns and recommend rejecting the bids at this time, and

**WHEREAS,** The Committee on Ways and Means had reviewed this request and do concur at this time, Now, therefore, be it

**RESOLVED,** That the Genesee County hereby rejects the bids received from Pegasus Cleaning Corp. and NYS Industries for the Disabled.

**Budget Impact:** The bid submitted by Pegasus was for \$349,158.00 per year, plus additional cost for possible overtime, making the savings approximately \$70,000.00 The bid submitted by NYSID was for \$672,051.60 per year, plus additional cost for possible overtime, meaning the county would be spending more than retaining county employees. Legislator Maha seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 61 COUNTY AUDIT – FEBRUARY 14 - APPROVAL OF**

Legislator Clattenburg offered the following resolution:

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

2017 General Fund	\$	14,085.69
2018 General Fund		533,895.59
Water		58,519.40
Highway		655,196.46
Nursing Home		4,819.10
2018 Workers Comp		53,731.27
2017 DSS Abstracts		16,308.39
2018 DSS Abstracts		275,354.16
<b>2017 Capital Projects:</b>		
Highway-Searls Road Bridge/Spring Road	\$	8,106.40
Highway-Pratt Road Bridge/Tonawanda Creek		25,519.99
Highway – River Street Bridge		9,996.03
Park – Area D Shelter Improvements		2,200.00
Airport- Taxiway C Reconstruction Design		72,000.00
GCC- Wellness & Event Center		131,126.14
<b>2018 Capital Projects</b>		
Highway- Large Span Culverts	\$	2,173.31
Highway-Work Order Systems		17,914.50
County Manager-Building #2 Security Updates		98.15
GCC-Wellness & Event Center		22,000.00
<b>Payroll – General</b>		
February 2, 2018		1,069,228.57
<b>Medicaid</b>		
January 30, 2018	\$	179,222.00
February 6, 2018		179,222.00
February 13, 2018		<u>179,222.00</u>
<b>Total Audit</b>	\$	<b>3,509,939.15</b>

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 Stein seconded the resolution which was adopted by 326 votes.

Chairman Bausch again invited comments on fair housing practices in Genesee County and upon hearing none, closed the public hearing at 5:54 PM.

The meeting adjourned at 5:55PM upon motion of Legislator Clattenburg seconded by Legislator Stein, carried unanimously.