

Present: Legislators Clattenburg, Bausch, Davis, Torrey, Also Present: Legislators Cianfrini, Deleo, DeJaneiro, Stein, Legislature Clerk LaGrou, County Manager Jay Gsell, Assistant County Manager Matthew Landers, County Attorney Kevin Earl, Sheriff William Sheron, Planning Director Felipe Oltramari, EMS Director Tim Yaeger, EMS Asst. Director Bill Schutt, Public Defender Jerry Ader, Genesee County Magistrates Association President Patricia Buczek, Theresa Asmus-Roth, Molly Cassett, Jodi Chamberlain, Tim Welsh (Soil & Water), Highway Superintendent Tim Hens, News Reporters Owens and Diefenbach.

Chair Clattenburg called the meeting to order at 4:30 PM in the Legislature Conference Room. Minutes of the February 13, 2017 meeting were approved upon motion of Legislator Bausch seconded by Legislator Davis.

Weights and Measures Director Don Luxon reviewed highlights of his reports; he is planning on retiring January 2018. He has no real succession plan as he is a department of one. He hopes to spend as much time as possible with whoever is hired to replace him. His vehicle is in good shape and he has not had any problems with scales which are checked annually. He stated counties have had issues with credit card scammers who are able to break into gas pumps to install their illegal devices which obtain credit card information when customers insert their card into the machine. He indicated Genesee County has not been hit with this illegal activity yet.

Soil & Water Conservation District staff Molly Cassatt, Jodi Chamberlain and Tim Welsh reviewed highlights of the written report submitted to the committee. There have been staff changes during 2016 which include new, different skill sets that have been benefitting the program and program users. The team is applying for and securing more grants. Most grants awarded to the Soil and Water Conservation District do not include a set administrative fee. The majority of grant funds are used for the projects themselves. Clerk Jodi Chamberlain explained that a lot of grants are on a four year cycle and must be expended before they are able to see what administrative fees will be reimbursed which makes budgeting difficult. Legislator Stein, Legislative Liaison to the Soil & Water District, reiterated staff brings a newer skill set which includes computer and technology skills which are being embraced by farmers and others utilizing their services.

Planning Director Felipe Oltramari explained his resolution urging the Governor and state lawmakers to provide funding for Local Update of Census Addresses, referred to as LUCA. LUCA is the only opportunity offered to local and state governments to review and comment on the US Census Bureau's residential address list that will be used for 2020 Census. The Genesee Finger Lakes Regional Planning Council has identified funds that can be effectively used to update master street address guides and other data needed to complete the update process. This was approved for placement on the Legislature Agenda upon motion of Legislator Torrey seconded by Legislator Davis.

Mr. Oltramari next presented on New York Green, Inc. and their interest in applying for grant assistance from the Department of State on behalf of Genesee County. The County wants to implement countywide resiliency planning and will benefit from grant funds. The Planning department staff will provide up to 10% of planning services required for the project. This was approved for placement on the Legislature Agenda upon motion of Legislator Bausch seconded by Legislator Torrey.

Sheriff Sheron requested renewal of an agreement for Crime Lab services with Monroe County. This is the third year of a three year renewal. Cost is \$102,000 paid regardless of how many cases are sent to the lab. This was approved for placement on the next Legislature Agenda upon motion of Legislator Davis seconded by Legislator Torrey.

Next, Sheriff Sheron explained his request to declare a vehicle they took ownership of surplus and turn it over to the LeRoy Police Department. The vehicle is a 2007 Van with engine trouble. The vehicle was forfeited by a defendant and the department does not have a use for it. He explained the LeRoy Police Department stated they had a use for it. Legislator Cianfrini asked for clarification on gifting county property. Property must be declared surplus then it may be transferred or sold. This was referred to Ways and Means with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Bausch seconded by Legislator Davis.

JCAC Coordinator Theresa Asmus-Roth explained that her program had \$5,565 in funds from a 2016 OCFS grant and she was making a request for a budget amendment so they could be spent in 2017. This was referred to Ways and Means with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Davis seconded by Legislator Torrey.

County Attorney Kevin Earl explained the Towns of Elba and Batavia entered into an Operation and Maintenance Agreement for the town of Batavia to operate and maintain the Edgerton Road Water District in the Town of Elba. Both he and Highway Superintendent Tim Hanes have reviewed the agreement and recommend approval by the County. Legislator Davis asked if the surcharge amount is set at .60 cents per 1000 gallons. The amount was confirmed. This was referred to Ways and Means with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Bausch seconded by Legislator Davis.

Public Service Chair Clattenburg commended the County EMS team for their response and follow up reports on the recent wind storm which caused extensive damage throughout the County.

EMS Coordinator Tim Yaeger explained his request to accept a Pre-Disaster Mitigation Competitive Grant applied for in 2015. The grant funding has been awarded under the Federal Emergency Management Agency (FEMA), administered by The New York State

Division of Homeland Security and Emergency Services (DHSES) for the total planning cost not to exceed \$90,064.77. The County is responsible for a \$22,516 in-kind contribution. Mr. Yaeger explained that he did not budget for the grant therefore he is requesting a budget amendment of \$67,548. This was referred to Ways and Means with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Davis seconded by Legislator Torrey.

Mr. Yaeger next explained his request to accept another grant; FM Global Fire Prevention Grant for \$2,600. The funds will be used for the purchase of cameras with accessories. These funds were not budgeted in the 2017 budget therefore he is also requesting a budget amendment. This was referred to Ways and Means with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Bausch seconded by Legislator Davis.

Mr. Yaeger reported on a home repair loan/grant program that USDA Rural Development has available for home owners who experienced damage from the recent wind storm. Copies of the flyer listing details of the program were distributed to The Daily News and The Batavian reporters who were present.

Highway Superintendent Tim Hens related there are many County buildings with missing shingles from the wind storm last week. A complete inventory of damage will be compiled and submitted to the insurance company.

Highway Superintendent Tim Hens presented a resolution authorizing a consultant agreement with Flynn-Battaglia Architects, P.C., a firm that specializes in historic repairs of sandstone architecture for preparing final documents needed to complete work on the Genesee Justice Building. This was approved for placement on the next Legislature Agenda upon motion of Legislator Bausch seconded by Legislator Davis.

Mr. Hens explained that the Water Resources Agency had discussed and recommend approval of a water supply agreement with the GCEDC and the County for the STAMP project. The same .60 surcharge will apply and the agreement is expected to add revenue to the Water Fund through the sale of water. This was referred to Ways and Means with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Bausch seconded by Legislator Davis.

Mr. Hens explained that the County had advertised specs for various construction materials for highway and bridge maintenance and construction. Bids have been reviewed and Mr. Hens is recommending awards. This was approved for placement on the next Legislature Agenda upon motion of Legislator Davis seconded by Legislator Torrey.

Mr. Hens stated engineering services are needed at the County Airport. C & S Engineers are qualified to provide needed services and meet FAA requirements. He explained that the County's typical share on grant-funded airport projects is 5% of the total cost. This was approved for placement on the next Legislature Agenda upon motion of Legislator Davis seconded by Legislator Bausch.

Mr. Hens next requested approval to purchase a 1-Ton Dump Truck for use by the Parks, Recreation and Forestry Department at a cost of \$48,909.32 from Van Bortel Ford. \$48,000 was budgeted however there are unexpended funds from a purchase last month that will cover the \$909.32 overage. This was approved for placement on the next Legislature Agenda upon motion of Legislator Bausch seconded by Legislator Torrey.

Mr. Hens next described the request to close four capital projects and establish six capital projects for the Highway Department. CHIPS and PAVE-NY funds will be used to cover costs of the projects. This was referred to Ways and Means with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Davis seconded by Legislator Bausch.

There are two expiring seats on the Parks, Recreation and Forestry Advisory Committee. Both appointees are interested in reappointment; John Gerace representing District #4 and Jerome Gentry from District #7. When asked, Mr. Hens stated that both appointees have good attendance at meetings and Mr. Gentry is also active with ACORNS. This was referred to Ways and Means with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Davis seconded by Legislator Bausch.

Next, Mr. Hens explained that the County Airport is eligible for funding under the 2015 Aviation Capital Grant Program administered by the NYS Department of Transportation. He stated the County desires to advance the Project by making a commitment of advance funding of the non-local share and funding of the full local share of the costs of the Project. \$665,000 will need to be made available to cover the cost of participation in the new terminal building construction. A total of \$498,750 will be covered by State funds and the remaining \$166,250 will be County funds from the 1% sales tax. This was referred to Ways and Means with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Bausch seconded by Legislator Davis.

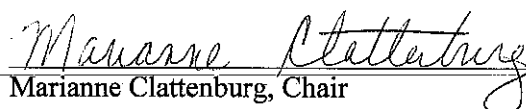
Public Defender Jerry Ader explained that his department has a contract with the NYS Office of Indigent Legal Services that covers the cost of an Asst. public defender, payment for a private investigator and stipend for two public defenders and continuation of the appellate representation program. Contract period is January 1, 2016 through December 31, 2018. This was approved for placement on the next Legislature Agenda upon motion of Legislator Davis seconded by Legislator Torrey.

Mr. Ader was joined by Genesee County Magistrates Association President Patricia Buczek to discuss the grant application recently submitted. Mr. Ader explained that this is the second round of funding and Counties that did not apply for the first round were strongly encouraged to apply this time. The County needs to write a plan on how it will provide adequate counsel at first appearance. The grant will provide funds to have an on-call attorney(s) since arraignments happen at all hours of the day and night. Mr. Ader stated that the State, through the Office of Court Administration, is working on a plan they would suggest be implemented statewide. Ms. Buczek indicated the Justices were planning on holding a "stakeholders" meeting but were encouraged to hold off because the State is working on a plan for centralized arraignment. She stated that their goal is to accommodate all who are involved because a centralized arraignment is more effective. She stated that in Alabama alone, since January 1st, there have been 14 arraignments between 6pm and 8am. Alabama is not one of the busiest courts in the County. Legislator Cianfrini stated his concerns with applying for the grant and (if awarded) implementation of the program. He stated that it is his opinion that the Public Defender's office should be providing the service and the County is paying for the services already. He is opposed to the program. Legislator Davis stated he thought the Public Defender was being proactive with planning and implementation (if awarded). Mr. Ader stated the County is not being reimbursed now and the grant would cover costs. Mr. Ader shared that the Office of Court Administration is working on a pilot program in Wyoming County.

County Manager Jay Gsell reported that it is Sunshine Week and Genesee County earned 13.5 out of 14 rating for transparency of the County website. He went on to provide an update on damage to County property from the wind storm last week. Many roofs were affected and lost shingles. A damage report will be submitted to NYMIR, our insurance carrier.

Chair Clattenburg explained that she was planning to attend the E911 Board meeting last week to inquire about By-laws, revisions and appointing an ex-officio member to the board. The meeting was cancelled due to the severe weather and rescheduled for later in the week. There is no record of the By-laws being approved by the legislature therefore, an ex-officio member can't be appointed until By-laws are approved.

The meeting adjourned at 6:01 PM upon motion of Legislator Davis seconded by Legislator Bausch, carried unanimously.



Marianne Clattenburg, Chair
Public Service Committee
Submitted 3-15-17 phl