

Present: Legislators Clattenburg, Bausch, Davis, Torrey Also Present: Legislators Cianfrini, Young, Stein, Deleo, Legislature Clerk LaGrou, County Manager Jay Gsell, County Attorney Kevin Earl, Sheriff William Sheron, Undersheriff Greg Walker, JCAC Coordinator Theresa Asmus-Roth, Planning Director Felipe Oltramari, Emergency Communications Director Steve Sharpe, Public Defender Jerry Ader, Assigned Counsel Administrator Michael Rivers, The Daily News Reporter Mallory Dieffenbach, Howard Owens The Batavian

Public Service Chair Clattenburg called the meeting to order at 4:27 PM in the Legislature Conference Room. The minutes of the April 17, 2017 meeting were approved upon motion of Legislator Bausch seconded by Legislator Torrey, carried unanimously.

Sheriff William Sheron explained his request for approval of a budget amendment to allow for the use of remaining funds for police services for the Village of Bergen and Oakfield. This was referred to Ways and Means with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Torrey seconded by Legislator Bausch, carried unanimously.

Next, Sheriff Sheron explained that they belong to a National Association that provides various resources for the Department. Maglocen Confidential issued a check for \$1,718.98 for reimbursement for Sheriff's Investigators travel expenses associated with a homicide investigation. 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, carried unanimously.

The Sheriff explained his request for an agreement renewal with Justice Benefits, Inc. for a third 1-year period for professional assistance with revenue enhancement services. This was approved for placement on the next Legislature Agenda upon motion of Legislator Davis seconded by Legislator Torrey, carried unanimously.

Next, Sheriff Sheron explained the need for a part-time Jail Nurse for coverage on weekends and leave time for the full-time nurse. Several candidates turned the position down when they learned they needed to provide their own malpractice insurance. This forced Sheriff's Office to revisit providing that coverage which may result in an increase in cost of the County policy. 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, carried unanimously.

Sheriff Sheron requested the Committee approve a contract with Western Region OTB for additional law enforcement services at the Park Road facility for six special concerts. Cost of Sheriff's Department services is more than a security guard detail. It was explained that law enforcement personnel are able to provide more services than security

guards. OTB will be billed for all services therefore there is no budget impact. 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, carried unanimously.

Next, Sheriff Sheron requested approval of a renewal agreement with Darien Lake for additional law enforcement services during the concert season. The terms and conditions are the same as the 2016 contract with the exception of an increase in rate per the SEA collective bargaining agreement. This was approved for placement on the next Legislature Agenda upon motion of Legislator Bausch seconded by Legislator Davis, carried unanimously.

Sheriff Sheron and Communications Director Steve Sharpe described how Assistant County Attorney Durin Rogers has structured the contract with Harris Corporation to provide the County with the best benefits. There are upgrades and needed improvements with the communications towers and Mr. Sharpe explained that the County has grant funding that will cover upgrading towers by installing monitoring equipment, changing conduits and completing core drilling. A final price has been negotiated for \$224,840. This was referred to Ways and Means with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Torrey seconded by Legislator Bausch, carried unanimously.

JCAC Coordinator Theresa Asmus-Roth requested permission to apply for NYS grant funding from the Office of Children and Family Services to support Satellite operations at the offices in Warsaw and Albion. She explained that this is a competitive RFP for up to \$500,000. Motion to approve was made by Legislator Davis seconded by Legislator Torrey, carried unanimously.

Planning Director Felipe Oltramari presented on Agricultural district #2 and the recommended modifications based on public review and input. Ag district #2 includes Alabama, Batavia, Byron, Elba, Oakfield and Pembroke. Ag & Markets Law requires a review every eight years. The resolution presented calls for the Legislature to approve the adoption of the proposal for the continuation and modifications of Agricultural District #2. This was approved for placement on the next Legislature Agenda upon motion of Legislator Davis seconded by Legislator Torrey, carried unanimously.

Mr. Oltramari explained that the Planning Board has three seats whose terms will expire in the coming months. Lucine Kauffman, Ginny Adams and Tom Schubmehl are interested in reappointment which will result in their term ending May 31, 2020. He stated that all members seeing reappointment have good attendance and participation. 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, carried unanimously.

Assigned Counsel Administrator Michael Rivers reviewed some data points from his department review. He stated he has no discretion with fees or assignments and has a limited panel of attorneys to draw on. He indicated that so far in 2017 they are \$28,000 under budget for Family Court. He indicated this is due to the attorneys needing to spend fewer hours on cases because the number of cases has remained fairly flat. Legislator Cianfrini asked if he thought there was benefit to a full-time Conflicts office. Mr. Rivers stated it would not be financially advantageous for the County. Past practice of reimbursing for mileage was discussed and it was explained there was abuse of the reimbursement therefore, the board eliminated the practice.

County Manager Jay Gsell reported there has been some discussion and movement at the State level with establishing co-sponsors of a bill that would provide a salary supplement for the DA.

The Clerk reported the next meeting of the Public Service Committee is Monday, June 19, 2017 and that the May 17<sup>th</sup> Ways & Means Committee meeting will be held in County Building #2.

Highway Superintendent Tim Hens requested a \$6,500 budget amendment to accept Youth Bureau funds to help administer an environmental summer program for youth at the Genesee County Interpretive Center. 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, carried unanimously.

Mr. Hens explained that the Town of Batavia received Federal aid to develop a multi-use trail which requires an Intermunicipal agreement. The agreement lays out responsibilities relative to construction, funding and future maintenance. This was approved for placement on the next Legislature Agenda upon motion of Legislator Torrey seconded by Legislator Bausch, carried unanimously.

Mr. Hens explained that an application was received to use the County Park and Forest for a trail run called Pete Galvin XC on September 24, 2017. This was approved for placement on the next Legislature Agenda upon motion of Legislator Davis seconded by Legislator Torrey, carried unanimously.

Next, Mr. Hens explained the department has equipment they no longer use and is requesting the items be deemed surplus. The Road Machinery Fund has four E144 Harder slide in sanders and one E112 Harder Slide in sander to be deemed surplus and the Internal Service Fund has a 2009 Ford Focus and 2009 Chevy Impala. 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, carried unanimously.

Mr. Hens explained the need for a consultant agreement for required engineering work for the Stroh Road (County Road #1) bridge over Tonawanda Creek in Alexander. The agreement is for \$38,100 and is funded from the Comprehensive Bridge and Culvert Program capital project. It was noted the Stroh Road Bridge is identified in the priority plan established by the Highway Department. This was approved for placement on the next Legislature Agenda upon motion of Legislator Torrey seconded by Legislator Davis, carried unanimously.

Mr. Hens next resolution was to establish a new capital project for work planned for this construction season. New York State provided the County with Extreme Weather Recovery funds through the CHIPS formula in the amount of \$240,498. 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, carried unanimously.

Next, Mr. Hens presented a resolution to award a bid for the painting of pavement markings on County roads and the airport. The County Road Fund includes \$135,000 for highway pavement markings. Mr. Hens recommends the bid be awarded to Seneca Pavement Markings of Horseheads, NY. This was approved for placement on the next Legislature Agenda upon motion of Legislator Bausch seconded by Legislator Davis, carried unanimously.

Mr. Hens described how several buildings sustained damage from the wind storm in March 2017 and insurance covered some of the needed repairs therefore, he requested a budget amendment for \$36,771.10 to be offset by expenses within the Facility Maintenance budget. 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, carried unanimously.

Lastly, Mr. Hens explained that the Airport Terminal is in need of preventative maintenance of the HVAC controls, video monitoring, security and access and fire alarm operations and requested approval of a contract with U&S Services of Tonawanda, NY. The contract is from June 1, 2017 through May 31, 2018 in an amount not to exceed \$4,050. This was approved for placement on the next Legislature Agenda upon motion of Legislator Torrey seconded by Legislator Bausch, carried unanimously.

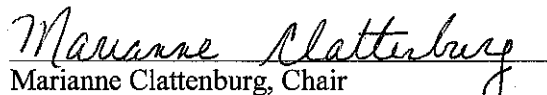
Public Defender Jerry Ader presented highlights of his department review. He stated that the County was notified of the grant award for Counsel at First Appearance and a Stakeholders meeting was held last week where many were present to discuss and begin to plan for the implementation. He identified that a centralized arraignment concept is still up in the air. Questions are being submitted to the Office of Court Administration.

The grant approval process includes approval by the Comptroller and Governor which can take several months. Video conferencing was discussed with Mr. Ader identifying that it is being tested. He stated his position relative to the constitutional rights of those his office represents while acknowledging the County would save money if the procedure were implemented.

At 5:27 PM a motion was made by Legislator Bausch to adjourn to executive session to discuss contract negotiations seconded by Legislator Davis, carried unanimously.

A motion was made by Legislator Torrey to return to the Public Service Committee meeting seconded by Legislator Davis, carried unanimously.

A motion to adjourn was made by Legislator Bausch and seconded by Legislator Torrey, carried unanimously.

  
Marianne Clattenburg, Chair  
Public Service Committee  
Submitted 5-22-17 phl