

**NINETEENTH DAY  
GENESEE COUNTY LEGISLATURE  
Batavia, NY  
Wednesday, October 25, 2017**

The Genesee County Legislature met in Regular Session on Wednesday, October 25, 2017 at 5:30PM at the Old Courthouse, 7 Main Street, Batavia, New York. Legislator Torrey assisted with the audit. Prayer was offered by Legislator Clattenburg followed by the Pledge to the Flag.

Minutes of the October 11, 2017 Legislature meeting were approved upon motion of Legislator Clattenburg seconded by Legislator DeJaneiro, carried unanimously.

Legislator DeJaneiro reported that he attended the GAM meeting where there was a presentation by MEGA. He also reported on the volume of CRT TV's and florescent light bulbs taken in at the last GLOW Solid waste recycling event.

County Manager Jay Gsell shared an update on county meetings with municipalities regarding the new re-drafted water agreement. They just met with the Town & Village of Bergen yesterday and have a few more scheduled meetings where questions and comments are able to be addressed and answered. He stated that the Comptroller approved the amendment to the existing agreement. The amendment extended the end date of the Sales Tax Agreement from February 2018 to December 2018. Mr. Gsell also related that Leadership Genesee class of 2017 had their Government Focus day where Senator Ranzenhofer, Assemblyman Hawley and he had an opportunity to present and interact with class members. They also toured the County EMS Fire Training Center and met with EMS Director Tim Yaeger.

The Clerk proceeded with the resolutions:

**RESOLUTION NO. 376     AWARD OF BID/SHERIFF'S OFFICE – PATROL RIFLE OPTICS AND FLASHLIGHTS**

Legislator Davis offered the following resolution:

**WHEREAS**, Three bids were received for the purchase of patrol rifle optics and flashlights, and **WHEREAS**, The lowest bid for the patrol rifle optic, and the streamlight flashlight, meeting specifications, was submitted by Clyde Armory, 4800 Atlanta Highway, Atlanta, GA 30606, for a total amount of \$13,420.80, and

**WHEREAS**, \$13,555 has been appropriated to the 2017 asset acquisitions for the purchase of patrol rifle optics and flashlights, and

**WHEREAS**, The Sheriff is recommending that the award of bid for the patrol rifle optics and flashlights be made to Clyde Armory, 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 award of bid for the purchase of patrol rifle optics and flashlights, for the total purchase price of \$13,420.80, be made to Clyde Armory.

**Budget Impact:** \$13,555 has been appropriated to the 2017 asset acquisitions for the purchase of law enforcement vehicles and vehicle equipment. The total purchase price for the patrol rifle optics and flashlights is \$13,420.80.

Legislator Torrey seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 377     LEASE RENEWAL – SHERIFF'S OFFICE / LLOYD LANE, INC. – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, Lloyd Lane, Inc. entered into a lease agreement for space on the county's telecommunications tower located at 153 Cedar Street, Batavia NY, 14020, pursuant to Resolution 374, dated October 23, 2008, and

**WHEREAS**, Lloyd Lane, Inc. wishes to renew its agreement for an additional three (3) year contract commencing November 1, 2017, beginning at the cost of \$672.00 per month for the first year, with a 3% increase each year, ending October 31, 2020, 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 a lease amendment be approved for a cost the period of November 1, 2017, to October 31, 2020, and

**WHEREAS**, The Committee on Public Service did review this request and do 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 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 November 1, 2017, ending October 31, 2020.

**Budget Impact:** None.

Legislator Deleo seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 378 QUOTE APPROVAL/BUDGET AMENDMENT – SHERIFF  
/PROFESSIONAL SERVICES, RADIO  
TECHNOLOGIES - APPROVAL OF**

Legislator Bausch offered the following resolution:

**WHEREAS**, Genesee and Orleans County are creating a multi-county public safety radio system pursuant to the New York Statewide Interoperable Communications Grant program, and

**WHEREAS**, Tim Warth, dba Radio Technologies, has been the primary programmer for the Genesee County P25 System since its inception in 2013, and

**WHEREAS**, Orleans County has hired Tim Warth, dba Radio Technologies, for its portion of the subscriber radio programming, and

**WHEREAS**, The Genesee County Sheriff, Emergency Management Coordinator, and Director of Emergency Communication recommend approval of the professional services quote by Tim Warth, dba Radio Technologies, at a cost not to exceed \$61,045, and

**WHEREAS**, The Committees on 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 Legislature is hereby authorized and directed to approve of the professional services quote by Tim Warth, dba Radio Technologies, 15 Pamda Drive, Rochester, NY 14617, at a cost not to exceed \$61,045, to be offset by revenue from the NY Statewide Interoperable Communications Round 4 Grant. Be it further

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2017 budget by increasing Sheriff's Communications appropriations as follows:

\$61,045 to A3020.4660.SICG (Contracted Other–SICG), offset by an increase in revenue account A3020.3390.SICG (State Aid-SICG) in a like amount.

**Budget Impact:** Increase in Sheriff's Communications appropriations in the amount of \$61,045, to be offset by an increase in revenue in a like amount, with funds to come from NYS Statewide Interoperable Communications Grant funding.

Legislator Davis seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 379 AGREEMENT RENEWAL – SHERIFF’S OFFICE/UNITED UNIFORM DISTRIBUTION, LLC. – APPROVAL OF**

Legislator Deleo offered the following resolution:

**WHEREAS**, Genesee County entered into a contract with United Uniform Distribution, LLC, pursuant to Resolution 34, dated January 28, 2015, for the provision of uniforms and accessories for the Sheriff’s Office, including Correction Officers, for the period of January 1, 2015, through December 31, 2015, with the option to renew the contract for three additional one-year periods, under the same terms and conditions, upon written agreement of both parties, and

**WHEREAS**, the current agreement is due to expire on December 31, 2017, and

**WHEREAS**, the Sheriff does recommend renewing this contract for an additional one-year period to commence January 1, 2018, and continue through December 31, 2018, 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 enter into a renewal agreement with United Uniform Distribution, LLC, 495 North French Road; Buffalo, New York 14228, for the provision of uniforms and accessories for the Sheriff’s Office, including Correction Officers.

**BUDGET IMPACT:** Uniforms are purchased with funds from the personnel uniform account, pursuant to the Collective Bargaining Agreement. Amount budgeted for 2018 is \$87,730, which includes Law Enforcement, Jail, Communications, Animal Control and Juvenile divisions.

Legislator Clattenburg seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 380 AID TO PROSECUTION GRANT ACCEPTANCE\ DISTRICT ATTORNEY - APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The District Attorney has been notified of the award of grant funding from the New York State Division of Criminal Justice Services for prosecution services aid in the amount of \$30,200.00, and

**WHEREAS**, The Committee on Public Service does recommend acceptance of these funds 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 grant funds in the amount of \$30,200.00 for Aid to Prosecution in Genesee County, and Be it further

**RESOLVED**, That funds for said grant have been appropriated in the 2017/2018 Genesee County Budget.

**Budget Impact:** None - funds have been appropriated.

Legislator Bausch seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 381 GRANT ACCEPTANCE - EMERGENCY MANAGEMENT SERVICES - HAZARDOUS MATERIALS EMERGENCY PREPAREDNESS PLANNING (HMEP) GRANT-YEAR 2017 – APPROVAL OF**

Legislator Young offered the following resolution:

**WHEREAS**, The Emergency Management Services Coordinator requests authorization to accept the FY17 Hazardous Materials Emergency Preparedness (HMEP) Grant Program award

in the amount of \$5,172.00 administered by the New York Division of Homeland Security and Emergency Services (DHSES), and

**WHEREAS**, the Hazardous Materials Emergency Preparedness program grant funds are provided by the U. S. Department of Transportation, Pipeline and Hazardous Materials Safety Administration, and

**WHEREAS**, the HMEP grant program prioritizes efforts that lead to the prevention of serious hazmat transportation related incidents, principally those of high consequences to people and the environment, and

**WHEREAS**, The Committee on Public Service does concur with the Emergency Management Services Coordinator's recommendation. Now therefore be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the Agreement with New York State Division of Homeland Security and Emergency Services (DHSES), 1220 Washington Avenue, Building 7A, Albany, NY 12242 for the acceptance of FY 2017 Hazardous Materials Emergency Preparedness (HMEP) Grant - (October 1, 2017 through September 30, 2018) and to execute any and all other documentation related to this funding.

**Budget Impact Statement** No County cost. Grant funds in the amount of \$5,172.00 are to be appropriated in the 2018 Emergency Management Services (EMS) budget.

Legislator DeJaneiro seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 382 GRANT – EMERGENCY MANAGEMENT SERVICES & SHERIFF’S OFFICE - FY17 STATE HOMELAND SECURITY PROGRAM (SHSP) GRANT – APPROVAL OF**

Legislator Davis offered the following resolution:

**WHEREAS**, The Emergency Management Services Coordinator and the Genesee County Sheriff request authorization to accept the FY17 State Homeland Security Program (SHSP) grant funding in the amount of \$114,967 from the US Department of Homeland Security, Federal Emergency Management Agency (FEMA); administered by the NYS Division of Homeland Security and Emergency Services (DHSES), and

**WHEREAS**, Grant funding priorities have been identified as the advancement of regional partnerships to build on capabilities, development of citizen preparedness efforts, development of cyber security programs and policies; law enforcement information-sharing capabilities, emergency management planning efforts and sustainment of effective programs and existing capabilities, and

**WHEREAS**, 25% of the total grant award or \$28,742 must be utilized for law enforcement terrorism prevention activities, and

**WHEREAS**, The Committee on Public Service did review this request and does concur. 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 Homeland Security and Emergency Services, 1220 Washington Avenue, Albany, NY for the acceptance of FY17 State Homeland Security Program (SHSP) funds in the amount of \$114,967 and to execute any and all other documentation related to this funding, and

**Budget Impact Statement** No County cost. Grant funds in the amount of \$28,742 will be appropriated in the 2018 Genesee County Sheriff budget. SHSP funds in the amount of \$86,225 will be appropriated in 2018 & 2019 EMO operating budget.

Legislator Torrey seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 383 GRANT ACCEPTANCE - EMERGENCY MANAGEMENT SERVICES –FY2017 LOCAL EMERGENCY MANAGEMENT PERFORMANCE (LEMP) GRANT PROGRAM – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Emergency Management Services Coordinator requests authorization to accept grant funding in the amount of \$27,358 from the U.S. Department of Homeland Security and Emergency Services (DHSES), Federal Emergency Management Agency (FEMA) to be administered by New York State Division of Homeland Security and Emergency Services (DHSES) on behalf of FEMA, and

**WHEREAS**, the purpose of the Local Emergency Management Performance (LEMP) Grant is to provide funds in support of efforts to build and sustain a comprehensive, all- hazard emergency preparedness system, and

**WHEREAS**, The Committee on Public Service did review this request and does concur with the Emergency Management Services Coordinator’s recommendation. Now therefore be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the Agreement with New York State Office of Homeland Security and Emergency Services, 1220 Washington Avenue, Albany, NY for the acceptance of FY17 Local Emergency Management Performance Grant (LEMP) in the amount of \$27,358, and to execute any and all other documentation related to this funding.

**Budget Impact Statement:** None. Grant Funds help to offset a part of the 2017/2018 OEM operating expenses.

Legislator DeJaneiro seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 384 BUDGET AMENDMENT/AGREEMENT – PUBLIC ACCESS DEFIBRILLATION – EMERGENCY MANAGEMENT SERVICES – APPROVAL OF**

Legislator Bausch offered the following resolution:

**WHEREAS**, The Assistant County Manager, Coordinator of Emergency Management Services and County Safety Committee have recommended equipping all County Buildings with Automated External Defibrillators (AED), 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 Legislature does hereby authorize and direct the County Treasure to amend the 2017 Budget as follows:

Increase	A.3640.2080.0080	Emergency Equipment	\$29,861
	A.3640.4550.0000	Training	\$ 2,000
Increase	A.1000.1081	Other Payt In Lieu of Tax	\$31,861

Be it Further

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the Public Access Defibrillation Collaborative Agreement and related documents.

**Budget Impact:** Initial startup cost of \$31,861 will be offset by unexpected PILOT revenue. Future year expenses will be incorporated into the Emergency Management Services budget.

Legislator Deleo seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 385**

**JUSTICE FOR CHILDREN ADVOCACY CENTER  
BUDGET AMENDMENT REQUEST-APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The Justice for Children Program Coordinator has made a request to amend the 2017 Justice for Children Advocacy Center budget in order to accommodate revenue associated with reimbursement of travel expenses for a training sponsored by the Northeast Regional Child Advocacy Center, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this request and do recommend acceptance of the budget amendment at this time. Now, therefore, Be it

**RESOLVED** that the Genesee County Treasurer is hereby authorized and directed to make the following budget amendment as follows:

- Increase revenue:
  - \$1,098 in line A.3152.1289 – General Department Income
- Increase expense:
  - \$1,098 in line A.3152.4560.0000 – Travel

**Budget Impact:** Appropriations to the 2017 Justice for Children budget are offset by revenue from the Northeast Regional Child Advocacy Center.

Legislator Deleo seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 386**

**REJECTION OF BIDS – SHERIFF BUILDING  
HEATING SYSTEM MODIFICATIONS –  
APPROVAL OF**

Legislator Young offered the following resolution:

**WHEREAS**, Genesee County advertised bid specifications for the construction of this project and received several bids, and

**WHEREAS**, The Genesee County Highway Superintendent and the County’s energy performance consultant have identified a cheaper alternative to remedy the problem the project fixes, and

**WHEREAS**, The Genesee County Highway Superintendent recommends rejecting the bids and pursuing the lower cost alternative, and

**WHEREAS**, The Committee on Public Service has reviewed this request and does concur at this time, Now, therefore, be it

**RESOLVED**, That the Genesee County Legislature hereby rejects all bids received for the Sheriff’s Building Heating System Modifications.

**Budget Impact:** The County has identified a lower cost alternative to the proposed heating system modifications that will be approximately \$25,000 cheaper than the lowest bid received for the project.

Legislator Davis seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 387**

**CAPITAL PROJECTS - BUDGET  
AMENDMENT/AUTHORIZATION TO CLOSE -  
HIGHWAY-APPROVAL OF**

Legislator Davis offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent reported that certain Capital Projects have been completed and recommended that said Capital Projects be closed at this time, and

**WHEREAS**, The Committees on Public Service and Ways and Means reviewed this request and recommend that said Capital Projects be closed at this time. Now, therefore, Be it

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

Decrease H5197 5031 Interfund Transfer in the amount of \$52,637.40 and increase H5197 3597 in the amount of \$35,019.57; decrease H5197 4592 Federal Aid in the amount of \$154,899.58 to be offset by a decrease in H5197 2080.0000 in the amount of \$172,517.41.

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to close the following Capital Project: Pratt and Powers Road Intersection Improvements

**Budget Impact:** Proper allocation of state and federal aid allows the county to reduce its overall committed local share and therefore reduce the amount of funds obligated to capital projects. Return of \$\$52,637.40 to Building Equipment and Reserve.

Legislator Bausch seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 388      2017 SALARY SCHEDULE AMENDMENT-HIGHWAY  
COUNTY ROAD FUND-APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent requested reclassification of one (1) Heavy Equipment Operator position, and

**WHEREAS**, A reclassification review was conducted by the Genesee County Human Resources office, resulting in a recommendation by the Human Resources Director that one (1) Heavy Equipment Operator position be reclassified to a Highway Maintenance Supervisor position, and

**WHEREAS**, The Committees on Public Service and Ways & Means did review this request and do recommend the upgrade be implemented at this time. Now, therefore, Be it,

**RESOLVED**, That the Genesee County Human Resources Director is hereby authorized and directed to amend the 2017 Employee Salary Schedule to create one (1) new Highway Maintenance Supervisor position, AFSCME, Grade 15 and delete one (1) Heavy Equipment Operator position, AFSCME, Grade 12 effective October 30, 2017.

**Budget Impact:** None, funds are in D5110.1010.0000 due to a vacancy

Legislator Deleo seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 389      SURPLUS EQUIPMENT-HIGHWAY-INTERNAL  
SERVICE FUND AND ROAD MACHINERY FUND-APPROVAL OF**

Legislator DeJaneiro offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent did request the following equipment be declared surplus property, and

**WHEREAS**, The Committees on Public Service and Ways and Means did review this list and do recommend this equipment be declared surplus property at this time. Now, therefore, Be it,

**RESOLVED**, That the Genesee County Legislature does hereby declare the following as surplus property to be disposed of at auction, public bid or through inter-municipal purchase.

**Internal Service Fund**

MP #7194 – 2008 Chevrolet Tahoe

MP #1191 – 2011 Ford Taurus

MP #1174 – 2011 Chevrolet Impala

MP #1173 – 2011 Chevrolet Impala

**Road Machinery Fund**

Two (2) Air Operated Bumper Jacks

Ammco Brake Lathe and Accessories

**Budget Impact:** Revenue for Internal Service Fund and Road Machinery Fund

Legislator Clattenburg seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 390      BULK OIL PRODUCTS – HIGHWAY – AWARD OF BID**

Legislator Deleo offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent researched available bids for oil products for use at the Highway Department, and

**WHEREAS**, The Monroe County Department of Transportation has a contract #1111-15 for similar products and provides for piggybacking by other municipalities within the State of New York, and

**WHEREAS**, The Genesee County Highway Superintendent does recommend awarding a contract based on the Monroe County pricing, and

**WHEREAS**, The Public Service Committee did review this request and does concur at this time. Now, therefore, Be it,

**RESOLVED**, That the Genesee County Legislature does hereby award a contract to Deckman Oil, 9 Norton St, Honeoye Falls, NY 14472 for the purchase of Bulk Oil Products in an amount not to exceed budgeted amounts.

**Budget Impact:** Savings to the county in the amount of \$3,220. Budgeted amounts for oil within the 2017 Road Machinery Fund

Legislator Torrey seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 391      SPRINT GEOTAB – MOTOR POOL – AWARD OF BID**

Legislator Davis offered the following resolution:

**WHEREAS**, Genesee County recently awarded a bid with Enterprise Fleet Management for the privatization of the County's Motor Pool vehicle, and

**WHEREAS**, The Enterprise Fleet Management contract includes vehicle telematics and GPS tracking for vehicles, and

**WHEREAS**, Vehicle telematics and GPS tracking services are provided by Sprint which has separate legal terms, and

**WHEREAS**, The County Attorney reviewed these contracts and does recommend approval at this time, and

**WHEREAS**, The Public Service Committee did review this request and does concur at this time. Now, therefore, Be it,

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the Chairperson of the Legislature to execute agreements with Enterprise Fleet Management and Sprint Solutions, Inc for the purpose of providing vehicle telematics and GPS tracking of the privatized motor pool fleet.

**Budget Impact:** One-time installation cost per vehicle of \$49 and recurring monthly charges of \$24. Total county cost for fleet telematics and tracking is \$11,121 per year which is over \$3,000 less than the current provider.

Legislator Clattenburg seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 392      CONTRACT RENEWAL – DEFERRED COMPENSATION SERVICES- APPROVAL OF**

Legislator Young offered the following resolution:

**WHEREAS**, The contract for deferred compensation services will expire December 31, 2017 and the contract has renewal provisions, and

**WHEREAS**, the County Treasurer and the Purchasing Director recommend exercising one of the renewal clauses at this time with ICMA-RC and the Committee on Ways & Means concurs, now therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute a one year renewal contract with ICMA-RC for 457 Plan Services to expire



December 31, 2018

**Budget Impact:** County will receive \$15,000 from ICMA to pay for 457 plan audit.

Legislator Bausch seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 393 2017 BUDGET AMENDMENT - IGT - NURSING HOME - APPROVAL OF**

Legislator Bausch offered the following resolution:

**WHEREAS,** The State of New York and the Federal Government Medicaid Program have agreed to re-institute 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 is allowing county owned nursing homes to recapture IGT for 2016 in the amount of \$5,125,013 on October 27, 2017 with the requirement of Genesee County having a 50% match (\$2,562,506.50), and

**WHEREAS,** The Genesee County Treasurer recommends the use of the IGT-Reserve to maximize the IGT 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 2017 budget by Increasing Appropriation A.6100.4800.0000 MMIS in the amount of \$2,562,507 and Increasing Revenue A.1000.9999 Balancing in a like amount utilizing the IGT-Reserve.

**Budget Impact:** An increase in expenditures of \$2,562,506.50 in the General Fund and increase in revenue to the General Fund Nursing Home Revenue of \$5,125,013.

Legislator Clattenburg seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 394 RENEWAL OF CONTRACT - EMPLOYEE ASSISTANCE PROGRAM – HUMAN RESOURCES DEPARTMENT- APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS,** Educational Resources Associates has provided Employee Assistance Program (EAP) services for Genesee County employees and their families since 2010, and

**WHEREAS,** The Committee on Ways and Means does recommend renewing the agreement with Educational Resources Associates to continue such services for the year 2018. Now, therefore, Be it

**RESOLVED,** That the Chairperson of the Genesee County Legislature is hereby authorized and directed to enter into the last of three one-year renewal contracts with Educational Resource Associates of Pittsford, New York to provide Employee Assistance Program services to the employees of Genesee County for the period January 1, 2018 through December 31, 2018 at a cost of \$6,480 per year.

**Budget Impact Statement:** Funds are included in the HR 2018 budget. The cost of EAP services remains the same as last year.

Legislator Deleo seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 395 FLEXIBLE SPENDING ACCOUNT – HUMAN RESOURCES DEPARTMENT-INCREASE LIMIT OF**

Legislator Davis offered the following resolution:

**WHEREAS,** Genesee County employees have the opportunity to enroll in a Health Flexible Spending Account program allowing employees to set aside a portion of his or her earnings to pay for qualified medical and/or dependent care expenses, and

**WHEREAS,** The Human Resources Director recommends that the annual contribution limit be

equal to the current maximum allowable deduction per IRS regulations. This will allow employees to reap the most benefit from the Health Flexible Spending Account program; and the Committee on Ways & Means does concur. Now, therefore, be it

**RESOLVED**, that the contribution limit for the Genesee County Medical Flexible Spending Account Program be equal to the current annual maximum allowable deduction per IRS regulations.

**Budget Impact Statement:** Flex plan administration costs are paid utilizing the County's FICA savings generated by employee participation in the flexible benefits program

Legislator DeJaneiro seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 396      CONTRACT – THIRD PARTY ADMINISTRATION  
SERVICES FOR GENESEE COUNTY SELF INSURANCE  
PLAN – APPROVAL OF**

Legislator Bausch offered the following resolution:

**WHEREAS**, The Genesee County Self Insurance Plan did request proposals for the provision of Third Party Administration services for the plan for January 1, 2018 through December 31, 2020, with the option for two additional one year renewals for 2021 and 2022, and

**WHEREAS**, The proposals received were reviewed by a committee consisting of the Assistant County Manager, Deputy County Treasurer, Executive Secretary for the Self Insurance Plan, and Ways and Means Chair, and

**WHEREAS**, The Review Committee did recommend contracting with Key Insurance & Benefits Services (formerly First Niagara Risk Management, Inc.) for Third Party Administration Services 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 contract between the Genesee County Self-Insurance Plan and Key Insurance & Benefits Services for third party administration services for the periods 1/1/18 – 12/31/18 for \$47,400, 1/1/19 – 12/31/19 for \$48,720 and 1/1/20 – 12/31/20 for \$49,800 with the option to renew for two additional one year terms upon mutual written consent.

**Budget Impact:** Funds for this service have been provided in the Self-Insurance budget and apportioned to the participants.

Legislator Davis seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 397      BUDGET FOR 2018 - SETTING PUBLIC HEARING**

Legislator Torrey offered the following resolution:

**WHEREAS**, The Tentative Budget for 2018 is being prepared by the Genesee County Budget Director and will be duly filed with the Clerk of the County Legislature, and

**WHEREAS**, The Committee on Ways and Means does recommend setting a public hearing for the 2018 Budget. Now, therefore, Be it

**RESOLVED**, That a Public Hearing on the 2018 Genesee County Budget will be held on Wednesday, November 8, 2017 at 6:30 p.m. at the Old County Courthouse, 7 Main Street, in the City of Batavia, New York.

**Budget Impact Statement:** None

Legislator Clattenburg seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 398 COUNTY AUDIT – OCTOBER 25 - APPROVAL OF**

Legislator Bausch offered the following resolution:

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

General Fund	\$ 6,334,312.84
Water	470,062.50
Highway	188,829.19
Nursing Home	13,818.13
DSS Abstracts	443,937.15

**Capital Projects:**

Highway – 2017 Highway Recycling	\$ 2,540.00
Highway – 2017 Bridge Construction	1,344.70
Highway – 2017 Large Span Culverts	67,094.10
Highway – Pratt Road Bridge over Tonawanda	9,411.34
Highway – 2017 Surface Treatment	407,191.03
Highway – 2017 Highway Chip Seal	283,000.67
Jail – New County Jail Study	11,756.50
Sheriff's – Sheriff's 800 Mghtz Radio Upgrade	30,548.27

**Payroll – General**

October 13, 2017	1,034,424.46
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**Medicaid**

October 17, 2017	179,222.00
October 24, 2017	<u>179,222.00</u>

**Total Audit** \$ 9,656,714.88

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 Davis seconded the resolution which was adopted by 283 votes, Stein (43) absent.

The meeting adjourned at 5:49 PM upon motion of Legislator Clattenburg seconded by Legislator Deleo, carried unanimously.