

**NINETEENTH DAY
GENESEE COUNTY LEGISLATURE
Batavia, New York
Wednesday, November 14, 2018**

The Genesee County Legislature met in Regular Session on Wednesday, November 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.

Minutes of the October 24, 2018 Legislature meeting were approved upon motion of Legislator Hilchey seconded by Legislator Clattenburg, carried unanimously.

Legislator Clattenburg reported on her attendance at the most recent Holland Land Office Museum meeting where it was noted that the maintenance and repair issues with the building had been addressed. Chairman Bausch stated the Jail Committee has conducted one of two interviews for an architect for the Jail project,

County Manager Jay Gsell stated the latest unemployment rate is 3.3% which is the lowest in recent years. Local employers are competing with each other for skilled employees and are raising their wages in some cases. The Career Center continues to provide a listing of available jobs and businesses who are seeking employees. He also stated the County was notified that four projects submitted to the Bridge NY Program were approved. All four are bridge projects; we were not approved for any culvert projects.

The Clerk proceeded with the Resolutions:

**RESOLUTION NO. 371 2018 BUDGET AMENDMENT-YOUTH BUREAU –
APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, The Executive Director of the Genesee County Youth Bureau did request a budget amendment due to receiving additional YDP funding towards Genesee Youth Lead Program as well as receipt of participation fees for the program, and

WHEREAS, The Committees of Human Services and Ways and Means reviewed the request and recommend approval at this time. Now, therefore be it

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to amend the 2018 Genesee County Budget by increasing Revenue Account A.7310.2705 – Gifts & Donations in the amount of \$1,425.00 and Revenue Account A.7310.3820 – State Aid in the amount of \$2,936.00 to be offset by an increase in Expenditure Account as follows:

A 7310.4560.0000	Personnel Travel	\$1,000
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A 7310.4800.0000	Program Expense	\$3,361
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Budget Impact: All increased appropriations accompanied by matching increased revenue. No net county cost.

Legislator Deleo seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

**RESOLUTION NO. 372 2018 SALARY SCHEDULE AMENDMENT-DEPARTMENT
OF SOCIAL SERVICES - APPROVAL OF**

Legislator Young offered the following resolution:

WHEREAS, The Genesee County Commissioner of Social Services did request an amendment to the 2018 Employee Salary Schedule by deleting one full time position of Principal Financial Clerk and creating one full time position of Senior Financial Clerk-

Typist to enhance the function, efficiency and improve the organizational structure of the department's accounting unit, and

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

RESOLVED, That the Genesee County Treasurer and Human Resource Director are hereby authorized and directed to amend the 2018 Genesee County Employee Salary Schedule by deleting one full time position of Principal Financial Clerk, CSEA Grade 13 and creating one full time position of Senior Financial Clerk-Typist, CSEA Grade 10, effective November 15, 2018.

Budget Impact: Anticipated savings of salary and fringe for the remainder of 2018 is \$363/ \$170, respectively. Expenses related to this position are reimbursable at a total rate of approximately 76% with State and Federal Aid for Social Services Administration.

Legislator Dibble seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

RESOLUTION NO. 373 RATES FOR BURIALS OF INDIGENT COUNTY RESIDENTS/CORONER REQUESTED REMOVALS - DSS/HEALTH 2019-2020- APPROVAL OF

Legislator Deleo offered the following resolution:

WHEREAS, The Committee on Human Services did review the current charges paid for funeral and burial services provided to indigent individuals, pursuant to Section 148 of the General Municipal Law, and the rates for Coroner requested removals, and does recommend that the current fee schedule be adopted for 2019 through 2021. Now, therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby approve of the following rate schedule that would provide for funeral and burial services provided to indigent individuals, and for Coroner requested removals, for a three-year period commencing January 1, 2019:

<u>SERVICE/MERCHANDISE</u>	<u>2019</u>	<u>2020</u>	<u>2021</u>
Basic fee for 6 years thru adult:	\$1,802	\$1,802	\$1,802
Ancillary services:			
Vault:	\$550	\$550	\$550
Cemetery/Crematory expense	\$500	\$500	\$500
Children's services:			
6 months to 5 years:	\$940	\$940	\$940
Stillborn to 6 months:	\$441	\$441	\$441
Maximum private contribution	\$950	\$950	\$950
Coroner requested removal:	\$175	\$175	\$175
Mileage:	\$1.00/mile	\$1.00/mile	

\$1.00/mile

Budget Impact: The County 2019 budget is not affected. These rates are established commencing on 1/1/2019. For 2019, the Department of Social Services anticipates a burial expense of \$126,000, with estimated revenue of \$15,660 in 2019 (maximum reimbursement of \$900.00 for TANF eligible cases and \$261.00 for Safety Net cases). The Health Department has budgeted \$16,500 for Coroner requested removals in 2019 at 100% local share. These estimates are reflected in the Departments' budgets being submitted for 2019.

Legislator Young seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

**RESOLUTION NO. 374 CONTRACT RENEWAL – HEALTH DEPARTMENT/
COURIER SERVICES – APPROVAL OF**

Legislator Dibble offered the following resolution:

WHEREAS, The Director of Public Health did present a contract renewal with 3D Delivery Inc. for the provision of courier services, and

WHEREAS, The Committee on Human Services did review the 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 renew a contract with Genesee 3D Delivery Inc., 58 Kingsbury Avenue, Batavia, New York, 14020, for the provision of courier services at the rate of \$1.70 per mile, for the period January 1, 2019 through December 31, 2019.

Budget Impact Statement: Anticipated expense for this contract is \$3,300. Expenses related to this contract are eligible for full reimbursement under Article 6 – State Funding for General Public Health Works.

Legislator Clattenburg seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

**RESOLUTION NO. 375 CONTRACT RENEWAL – HEALTH/ENVIRONMENTAL
HEARING OFFICER – THOMAS GRAHAM - APPROVAL
OF**

Legislator Dibble offered the following resolution:

WHEREAS, The Director of Public Health did present a contract renewal for the provision of Environmental Hearing Officer services, and

WHEREAS, New York State Public Health Law does allow the Genesee County Board of Health to appoint one or more health officers to hold and conduct hearings for fact finding and recommendations to the board, and

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

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a contract renewal with Thomas Graham, 32 Farnsworth Avenue, Oakfield, NY 14125 for the provision of hearing officer services for the Public Health Department at the all-inclusive rate of \$25.00 per hour for the period January 1, 2019 through December 31, 2019, in accordance with the terms of the contract.

Budget Impact: Anticipated expense for this contract is \$400. Expenses related to this contract are eligible for full reimbursement under Article 6 – State Aid for General Public Health Works.

Legislator Hilchey seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

**RESOLUTION NO. 376 CONTRACT RENEWAL– HEALTH
DEPARTMENT/MEDICAL CONSULTANT SERVICES –
APPROVAL OF**

Legislator Young offered the following resolution:

WHEREAS, The Director of Public Health did present a contract renewal for the provision of Medical Consultant Services, and

WHEREAS, based upon the current organizational structure of the Health Department medical consultation services must be available as outlined in the New York State Codes, Rules, and Regulations, and

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

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a contract renewal with Alan Barcomb, M.D., 1 Dennis Drive, Batavia , NY 14020 for the provision of Medical Consultant services for the Genesee County Health Department at the all- inclusive rate of \$2,500/annually, paid in quarterly installments of \$625.00 for the period January 1, 2019 through December 31, 2019.

Budget Impact Statement: Anticipated expense for this contract is \$2,500/year. Expenses related to this contract are eligible for full reimbursement under Article 6 – State Aid for General Public Health Works.

Legislator Dibble seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

**RESOLUTION NO. 377 CONTRACT RENEWAL– HEALTH DEPARTMENT/ 3-5
PRESCHOOL SPECIAL EDUCATION PROGRAM-
COMMITTEE ON PRESCHOOL SPECIAL
EDUCATION(CPSE) MUNICIPALITY REPRESENTATIVE
– APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, The Public Health Director did present a contract renewal for the provision of municipality representative on the Committee on Preschool Special Education (CPSE) of the Genesee County School Districts, and

WHEREAS, The Committee on Human Services did review the contract and does recommend approval at this time. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a contract renewal with Laura Calla, 1550 Genesee Street, Corfu, NY 14036 at the rate of \$42.00 per hour plus mileage, at the current IRS rate, for the provision of municipality representative on the Committee on Preschool Special Education (CPSE) in the 3-5 Preschool Special Education Program for the period January 1, 2019 through December 31, 2019.

Budget Impact Statement: Expenses for this service are included in the 2019 A 2960 3-5 Preschool Program budget. Genesee County receives annual state aid reimbursement of \$75 per child for the administrative costs of the program.

Legislator Deleo seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

**RESOLUTION NO. 378 CONTRACT RENEWAL– HEALTH DEPARTMENT/
CLINICAL LABORATORY AND MEDICAL TREATMENT
SERVICES – APPROVAL OF**

Legislator Dibble offered the following resolution:

WHEREAS, The Director of Public Health did present a contract renewal for provision of Clinical Laboratory and Medical Treatment Services, and

WHEREAS, The Committee on Human Services did review the request and does recommend approval at this time. Now, therefore, Be It

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to renew a contract with United Memorial Medical Center, 127 North Street, Batavia, New York 14020 to provide Clinical Laboratory and Medical Treatment Services for the period of January 1, 2019 through December 31, 2019.

Budget Impact: Anticipated expenses in the amount of \$5,500 have been built into the 2019 A 4010 Public Health Department Budget

Legislator Clattenburg seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

RESOLUTION NO. 379 CONTRACT– HEALTH DEPARTMENT/PRESCHOOL SUPPORTIVE HEALTH SERVICES PROGRAM – APPROVAL OF

Legislator Clattenburg offered the following resolution:

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

WHEREAS, The Committees on Human Services and Ways & Means did review the request and do recommend approval at this time. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a contract with Hearing and Speech of Western New York, 2980 William Street, Cheektowaga, NY 14227, for the provision of **Related Services** in the Preschool Supportive Health Services Program (PSSHSP) backdated to September 1, 2018 and extending through June 30, 2019 per the 2017-2019 PSSHSP rate schedule.

Budget Impact: Revenue and expenses are included in the 2018 A 2960 3-5 Preschool Program Budget and will be included in the 2019 Program Budget. These services qualify for NYS reimbursement at the rate of 59.5% less any Medicaid payment on Medicaid eligible children. Legislator Dibble seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

RESOLUTION NO. 380 CONTRACT RENEWAL – HEALTH DEPARTMENT/ LABORATORY SERVICES – APPROVAL OF

Legislator Deleo offered the following resolution:

WHEREAS, The Director of Public Health did present a contract renewal for the provision of Clinical and Environmental Laboratory Services, and

WHEREAS, The Committee on Human Services did review the request and does recommend approval at this time. Now, therefore, Be It

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to renew a contract with Erie County Public Health Laboratory, 503 Kensington Avenue, Buffalo, New York 14214 to provide Clinical and Environmental Laboratory Services for the period of January 1, 2019 through December 31, 2019 at the rates as outlined in the agreement.

Budget Impact Statement - Revenue and expenses are included in the 2019 A 4010 Public Health Program Budget. Anticipated expenses are reimbursed through State Aid and Private Pay Fees.

Legislator Torrey seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

RESOLUTION NO. 381 2018 BUDGET AND CONTRACT AMENDMENT - COMMUNITY MENTAL HEALTH SERVICES/GCASA – APPROVAL OF

Legislator Dibble offered the following resolution:

WHEREAS, The Director of the Community Mental Health Services did request an amendment to the 2018 GCASA contract and budget, 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

WHEREAS, These additional funds are the result of an increase in program funding from New York State Office of Alcohol & Substance Abuse Services (OASAS) with no additional county cost. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to amend the 2018 contract and budget between the County of Genesee and GCASA, and Be it further

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

Increasing A.4313. .4660.0000 GCASA \$ 88,500.00

AND

Increasing A.4313. .3494 State Aid, OASAS by \$ 88,500.00

Budget Impact Statement: No County Budget Impact due to the offset of State Aid.

Legislator Young seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

RESOLUTION NO. 382 2018 BUDGET AMENDMENT-COMMUNITY MENTAL HEALTH SERVICES/INTEGRITY PARTNERS FOR BEHAVIORAL HEALTH, INC.– APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, The Director of Community Mental Health Services did request an amendment to the 2018 Genesee County Budget to accommodate the transfer of funds from the Community Mental Health Department to Integrity Partners for Behavioral Health, Inc. to transfer funds received from the State, 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 is hereby authorized and directed to amend the 2018 Genesee County Budget by increasing Mental Health Appropriation A4315.3490, State Aid Mental Health funds in the amount of \$600,000 to be offset by an increase in Contracted Other A.4315.4660.0000, Contracted Other in the amount of \$600,000.

Budget Impact Statement: Offsetting revenue; no County impact.

Legislator Dibble seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

RESOLUTION NO. 383 REAPPOINTMENT – MENTAL HEALTH/COMMUNITY SERVICES BOARD 2019-APPROVAL OF

Legislator Dibble offered the following resolution:

WHEREAS, The Committees on Human Service and Ways and Means do recommend reappointments to the Genesee County Mental Health Community Services Board be made at this time. Now, therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby make the following reappointments to the Community Mental Health Services Board, effective immediately, with terms to expire as listed below:

<u>Name</u>	<u>Representing</u>	<u>Term Expires</u>
Bernadette Bergman 10063 Fargo Road Corfu, NY 14036	Teacher – Retired	12/31/2022
Ernie Haywood 43 Munger Street P.O. Box 8	OPWDD – Lifetime Assist.	12/31/2022

Bergen, NY 14416

Ruth Andes

4744 Ford Road

Elba, NY 14058

Ruth Spink

4940 E. Shelby Road

Medina, NY 14103

GCC – Retired

12/31/2022

Dept. Administrator - OFA

08/14/2022

Budget Impact Statement: \$40.00 stipend per meeting for each board member.

Legislator Clattenburg seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

RESOLUTION NO. 384 CONTRACT MENTAL HEALTH/WILLIAM E. MITCHELL, PSY.D. – 2019- APPROVAL OF

Legislator Dibble offered the following resolution:

WHEREAS, The Committee on Human Services and Ways & Means do recommend approval of a contract with William E. Mitchell, Psy.D. 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 documents to implement a contract between the County of Genesee and William E. Mitchell, Psy.D. for the provision of consulting psychological services at a rate of \$160 per hour for a maximum of 60 hrs. for the period November 15, 2018 through December 31, 2018 in accordance with the terms of said contract.

Budget Impact Statement: Rate – \$160; Hours – 60 for the remainder of the year.

Legislator Deleo seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

RESOLUTION NO. 385 CONTRACT AND BUDGET AMENDMENT - MENTAL HEALTH/WNY HEROES, INC. - 2018- APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, The Committee on Human Services and Ways and Means did review this request and does recommend approval of a contract with WNY Heroes, Inc. as presented by the Director of the Community Mental Health Services at this time. Now, therefore, Be it

RESOLVED, That the Chairman of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and WNY Heroes, Inc. for the Operation B.O.O.T.S. program, not to exceed \$80,000 for the period July 1, 2018 through December 31, 2018 in accordance with the terms of said contract, and Be it further

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

Increasing A4316.4660.0000	WNY Heroes, Inc.	\$80,000
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And

Increasing A4316.3490	State Aid	\$80,000
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Budget Impact Statement: No County Budget Impact due to the offset of State Aid.

Legislator Hilchey seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

RESOLUTION NO. 386 CONTRACT -OFFICE FOR THE AGING/LEGAL SERVICES 2019– APPROVAL OF

Legislator Deleo offered the following resolution:

WHEREAS, The Director of the Office for the Aging did present a contract award to Center for Elder Law & Justice, Inc., 237 Main Street, Buffalo, New York, 14203-2717 for the provision of Legal Services for the Elderly in Genesee County and the Committee on Human Service 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 to Center for Elder Law & Justice, Inc. for the provision of Title III- B legal services through the Office for the Aging at a cost not to exceed \$8,400.00 per year with para-legal service rate of \$40 per hour and attorney rate of \$55 per hour for the period January 1, 2019 through December 31, 2019; and mileage reimbursement at the IRS rate for home visits to GCOFA legal service clients or program site locations, other than the Office for the Aging, within Genesee County.

Budget Impact Statement: \$8,400 for this contract is already included in the 2019 budget. The contract amount and rates are the same as 2016 contract amount, plus continuation of approximately \$150 in mileage reimbursement for legal service/para-legal contractor staff for home visits or other site locations within Genesee County. Federal Title III-B grant funds pay for this service.

Legislator Clattenburg seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

**RESOLUTION NO. 387 ADDITIONAL INSURED AND CONTRACT RENEWAL-
OFA/ NUTRITION PROGRAM MEAL SITE AGREEMENT-
CORFU PRESBYTERIAN CHURCH 2019-APPROVAL OF**

Legislator Dibble offered the following resolution:

WHEREAS, The Genesee County Office for the Aging desires to continue the congregate meal site program at the Corfu Presbyterian Church location at an annual stipend rate of \$600 per year, and the Committee on Human Services does recommend approval at this time; and

WHEREAS, The Director of the Office for the Aging did request a proof of insurance indicating general liability insurance in the amount of at least one million dollars naming Corfu Presbyterian Church, 63 Allegheny Road, Corfu, New York 14036 as additional insured, 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 documents to renew a contract with Corfu Presbyterian Church, 63 Allegheny Road, Corfu, New York 14036 for the provision of using designated space within the church facility to hold a once weekly congregate meal site operated by the Genesee County Office for the Aging, at the stipend rate of \$600 for the period January 1, 2019 through December 31, 2019; and may it further be

RESOLVED, That the Genesee County Attorney is hereby authorized and directed to execute the necessary document to name Corfu Presbyterian Church, 63 Allegheny Road, Corfu, New York 14036 as additional insured from January 1, 2019 – December 31, 2019.

Budget Impact: This stipend rate remains the same at \$600 per year; is covered by Federal NSIP Nutrition Service Incentive Program), NY State WIN (Wellness in Nutrition), Title IIIC-1 Federal Older Americans Act funds, contributions received from participants; and is included in the 2019 proposed budget.

Legislator Clattenburg seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

**RESOLUTION NO. 388 ADDITIONAL INSURED AND CONTRACT RENEWAL-
OFA/ NUTRITION PROGRAM MEAL SITE AGREEMENT
- EAST BETHANY PRESBYTERIAN CHURCH 2019-
APPROVAL OF**

Legislator Torrey offered the following resolution:

WHEREAS, the Genesee County Office for the Aging desires to continue the congregate mealsite program at the East Bethany Presbyterian Church location at an annual stipend rate of \$600 per year, and the Committee on Human Services does recommend approval at this time; and

WHEREAS, The Director of the Office for the Aging did request a proof of insurance indicating general liability insurance in the amount of at least one million dollars naming East Bethany Presbyterian Church, 5735 Ellicott Street Road, E. Bethany, New York 14054 as additional insured, 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 documents to renew a contract with East Bethany Presbyterian Church, 5735 Ellicott Street Road, E. Bethany, New York 14054 for the provision of using designated space within the church facility to hold a once weekly congregate meal site operated by the Genesee County Office for the Aging, at the stipend rate of \$600 for the period January 1, 2019 through December 31, 2019, and may it further be

RESOLVED, That the Genesee County Attorney is hereby authorized and directed to execute the necessary document to name East Bethany Presbyterian Church, 5735 Ellicott Street Road, E. Bethany, New York 14054 as additional insured from January 1, 2019 – December 31, 2019.

Budget Impact: This stipend rate remains the same at \$600 per year; is covered by Federal NSIP (Nutrition Service Incentive Program), NY State WIN (Wellness in Nutrition), Title IIIC-1 Federal Older Americans Act funds, contributions received from participants; and is included in the 2019 proposed budget.

Legislator Hilchey seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

**RESOLUTION NO. 389 ADDITIONAL INSURED AND CONTRACT RENEWAL-
OFA/ NUTRITION PROGRAM MEAL SITE AGREEMENT
PEOPLE INC. AT LEISURETIMERS APARTMENTS 2019-
APPROVAL OF**

Legislator Hilchey offered the following resolution:

WHEREAS, The Director of the Office for the Aging did present a contract renewal for the provision of a two (2) day per week meal site for senior citizens at Leisuretimers Apartments and the Committee on Human Services does recommend approval at this time; and

WHEREAS, The Director of the Office for the Aging did request a proof of insurance indicating general liability insurance in the amount of at least one million dollars naming People Inc./Leisuretimers Residential Services, 364 Bloomingdale Road, Akron, NY 14001 as additional insured. 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 contract with People Inc./Leisuretimers Residential Services, 364 Bloomingdale Road, Akron, NY 14001 to host a meal site meal twice per week for Genesee County Office for the Aging congregate meal program for the period of January 1, 2019 through December 31, 2019 at a stipend rate of \$450.00 per year; and may it further be

RESOLVED, That the Genesee County Attorney is hereby authorized and directed to execute the necessary document to name People Inc./Leisuretimers Residential Services, 364 Bloomingdale Road, Akron, NY 14001 as additional insured from January 1, 2019 – December

31, 2019.

Budget Impact Statement: This stipend rate remains the same at \$450 per year; is covered by Federal NSIP (Nutrition Service Incentive Program), NY State WIN (Wellness in Nutrition), Title IIIC-1 Federal Older Americans Act funds, contributions received from participants; and is included in the 2019 proposed budget.

Legislator Dibble seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

RESOLUTION NO. 390 CONTRACT RENEWAL- OFA/ NUTRITION PROGRAM MEAL SITE AGREEMENT GENESEE VALLEY RURAL PRESERVATION COUNCIL, INC. AT HAVENWOOD CONGREGATE APARTMENTS 2019-APPROVAL OF

Legislator Deleo offered the following resolution:

WHEREAS, The Director of the Office for the Aging did present a contract for the provision of meal site operation, and the Committee on Human Services does recommend approval at this time; and

RESOLVED, That the Chairman of the Genesee County Legislature is hereby authorized and directed to enter into any and all agreements with the Genesee Valley Rural Preservation Council, Inc. 5861 Groveland Station Road, Mount Morris, NY 14510, for a senior meal site operation at Havenwood Congregate Apartments under the terms and conditions of the agreement for the period of January 1, 2019 – December 31, 2019, with no payment to Genesee Valley Rural Preservation Council, Inc. for services rendered or received. Participant contributions will be forwarded to the Office for the Aging for meals provided.

Budget Impact Statement: Neutral. Contributions received from participants, Federal NSIP (Nutrition Service Incentive Program), NY State WIN (Wellness in Nutrition), and Title IIIC-1 Federal Older Americans Act grant funds will pay for the costs of providing meals at this meal site.

Legislator Torrey seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

RESOLUTION NO. 391 CONTRACT RENEWAL – OFA/ ROOM SET UP ARC OF GENESEE ORLEANS COUNTIES NYSARC CHAPTER, INC. - APPROVAL OF

Legislator Dibble offered the following resolution:

WHEREAS, The Director of the Office for the Aging did present a contract renewal with Arc of Genesee Orleans Counties NYSARC Chapter, Inc. (formerly Genesee ARC) for the provision of labor and supervision to set up rooms at the Office for the Aging for various meeting and activities for recreation, education and health promotion programs and services held in the 2 Bank Street facility; with the rate of \$25 per day for a morning and/or mid-day set up depending on the needs of the Office for the Aging activity schedule; and the Committee on Human Services does recommend approval at this time. Now, Therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to renew a contact with Arc of Genesee Orleans Counties NYSARC Chapter, Inc., 64 Walnut Street, Batavia, NY 14020, at a rate of \$25 per day, not to exceed \$4,200 for the period of January 1, 2019 – December 31, 2019.

Budget Impact: \$4,200 expense is included in the proposed 2019 Office for the Aging Recreation Program budget. Same rate and total contract amount as 2018.

Legislator Clattenburg seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

RESOLUTION NO. 392 CONTRACT RENEWAL- OFFICE FOR THE AGING/TRANSPORTATION – APPROVAL OF

Legislator Young offered the following resolution:

WHEREAS, The Director of the Office for the Aging has requested the continuing of a transportation contract with RTS-GENESEE that includes Office for the Aging Medical and County Rural Transportation services within Genesee County to expand public transportation service for both older adults and rural Genesee County residents; 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 documents to renew the contract between RTS-GENESEE at RTS, 1372 East Main Street, Rochester, NY 14609 and the County of Genesee for the provision of medical transportation for the elderly and rural transportation program, for a combined cost of \$56,531 for the period January 1, 2019 through December 31, 2019.

Budget Impact: Total 2019 contract is \$56,531 and is included in 2019 county budget. Rural Transportation cost is \$28,473 and OFA Medical Transport is \$28,058.

Legislator Deleo seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

RESOLUTION NO. 393 CONTRACT -OFFICE FOR THE AGING/ GENESEE SENIOR FOUNDATION, INC. SALARY, GENERAL AND MAINTENANCE, MEALS ON WHEELS SUPPORT-APPROVAL OF

Legislator Dibble offered the following resolution:

WHEREAS, The Director of the Office for the Aging did present an agreement with the Genesee Senior Foundation, Inc., to accept revenue to provide clerical and administrative salary, general and maintenance support for activities of the Genesee Senior Foundation, Inc., a not-for-profit foundation serving seniors in Genesee County and meals on wheels support, 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 documents to enter into an agreement with the Genesee Senior Foundation, Inc., to accept revenue of up to \$5,450 for clerical and administrative support services rendered from January 1, 2019 – December 31, 2019.

Budget Impact: This \$5,450 in revenue is included in 2019 county budget. No change from 2018 revenue. Revenue will go towards offsetting existing salary expenses for the Senior Financial Clerk Typist, Services Administrator, and Director positions, office expenses, and support for the Meals on Wheels program.

Legislator Clattenburg seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

RESOLUTION NO. 394 CONTRACT RENEWAL– OFA/TENDER LOVING FAMILY CARE – APPROVAL OF

Legislator Deleo offered the following resolution:

WHEREAS, The Director of the Office for the Aging did present a renewal of contract resulting from RFP 2014-111 which took effect January 1, 2015 renewable for four (4) one-year (1) periods upon mutual, written consent of both parties and in the best interest of Genesee County for the provision of in-home health care needs to senior citizens for the NYS Expanded In-home Services for the Elderly Program, the New York State Elder Caregiver Support Respite Care Program, and the New York State Department of Health Western New York Alzheimer’s Caregiver Collaborative Grant; and

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

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to award a contract with Tender Loving Family Care, Inc. 122 West Avenue, Brockport, NY 14420 for the provision of in-home health care at a rate of \$27.00 per hour for Housekeeping/Chore (PC Level 1); \$30.00 per hour for Personal Care/Homecare (PC Level 2) and \$157.00 per visit for Aide/Nursing Supervision; or the 2019 Medicaid approved rate for Tender Loving Family Care (TLFC) or, if TLFC does not set rates with NYSDOH, rates not to exceed the highest rate authorized for any licensed home care agencies established for Genesee County by NYSDOH (**whichever is less**); not to exceed \$105,000 for the period January 1, 2019 – December 31, 2019. If actual 2019 approved Medicaid rate is less than the RFP proposed 2019 renewal rate, the rate charged for 2019 would be the lower of the two and would be applied retroactively back to January 1, 2019. The actual 2019 Medicaid rates are not known at this time.

Budget Impact: Total contract for 2019 not to exceed \$105,000 and is included in the 2019 county budget.

Legislator Clattenburg seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

RESOLUTION NO. 395 CONTRACT RENEWAL – OFA/COMMUNITY CARE OF WESTERN NEW YORK – APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, The Director of the Office for the Aging did present a renewal of contract resulting from RFP 2014-111 which took effect January 1, 2015 renewable for four (4) one-year (1) periods for the provision of in-home health care needs to senior citizens for the NYS Expanded In-home Services for the Elderly Program, the New York State Elder Caregiver Support Respite Care Program, and the New York State Department of Health Western New York Alzheimer’s Caregiver Collaborative Grant; and

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

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to award a contract with Community Care of Western New York, Inc. dba Home Care & Hospice, 1225 W. State Street, Olean, NY 14760 for the provision of in-home health care at the rate of \$25.78 per hour for Housekeeping/Chore (PC Level 1); \$26.42 per hour for Personal Care/Homecare (PC Level 2); and \$84.36 for Nursing Supervision; or at the rate no higher than the 2019 Medicaid rates established for HomeCare & Hospice to provide these specified services in Genesee County by the New York State Health Department, payable at whichever is most current and reflects language of prior agreements and resolutions; not to exceed \$105,000 for the period January 1, 2019 – December 31, 2019. The actual 2019 Medicaid rates are not known at this time, but would be applied retroactively back to January 1, 2019.

Budget Impact: Total contract for 2019 not to exceed \$105,000 and is included in the 2019 county budget.

Legislator Hilchey seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

RESOLUTION NO. 396 CONTRACT-ELECTIONS/POLL BOOK, TEAM REGISTRATION AND SIGNATURE DIGITIZATION SERVICE-NTS DATA-APPROVAL OF

Legislator Young offered the following resolution:

WHEREAS, Our existing contract with NTS Data Services to provide poll book and full document imaging for the Genesee County Board of Elections expires December 31, 2018, and **WHEREAS**, Commissioners Lorie Longhany and Richard Siebert have stated their services are very essential to the efficient operation of the Board of Elections and have been satisfied with the performance over the past 5 years with NTS, and

WHEREAS, A new contract has been presented for the period January 1, 2019 through December 31, 2021 and provide for two one year renewals at an annual cost of \$34,809, and

WHEREAS, The Committee on Ways & Means does concur. Now, therefore, Be it **RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to sign the agreement with NTS Data Services, LLC, 1342 Military Road, Niagara Falls, New York for the period January 1, 2019 through December 31, 2021.

Legislator Torrey seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

**RESOLUTION NO. 397 APPOINTMENT – DEMOCRATIC ELECTION
COMMISSIONER – APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, Pursuant to Section 3-204 of the New York State Election Law, the Genesee County Democratic Committee has recommended Lorie J. Longhany of LeRoy, New York for appointment as Commissioner of Elections, and

WHEREAS, The Committee on Ways and Means concurs with this recommendation. Now, therefore, Be it

RESOLVED, That Lorie J. Longhany of LeRoy, New York is hereby appointed to represent the Democratic Party as Commissioner of Elections to serve a term effective January 1, 2019 through December 31, 2022.

Legislator Hilchey seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

**RESOLUTION NO. 398 APPOINTMENT 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:

Dennis Martinez, Regional Coordinator for Business Engagement, NYS Adult Career and Continuing Education Services-Vocational Rehabilitation (ACCES-VR), for an on-going term.

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 passed by 255 votes, Stein (43), Maha (28) absent.

**RESOLUTION NO. 399 GRANT ACCEPTANCE & CONTRACT WITH NYS
EDUCATION –JOB DEVELOPMENT BUREAU/CORE
REHABILITATIVE SERVICES**

Legislator Clattenburg offered the following resolution:

WHEREAS, The Genesee County Job Development Bureau has been approved by the New York State Education Department as a grant recipient to provide Core Rehabilitative Services. The grant is a multi-year agreement with a performance based budget for an estimated value of \$529,254.00. And

WHEREAS, The Genesee County Job Development Bureau will enter into contracts with the New York State Education Department in order to receive these funds and the Committee on Ways & Means did review this request and does recommend approval at this time. Now, therefore Be it

RESOLVED, That the Genesee County Legislature hereby authorizes the Chairman of the Genesee County Legislature to sign said contract with the New York State Education Department in order for the Job Development Bureau to provide Core Rehabilitative Services. Legislator Deleo seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

**RESOLUTION NO. 400 AUTHORIZATION TO AWARD-MEGA ENERGY BIDS-
APPROVAL OF**

Legislator Torrey offered the following resolution:

WHEREAS, On August 8, 2018, the Genesee County Legislature approved Resolution No. 281-2018 to issue an Invitation to Bid on behalf of the Municipal Electric and Gas Alliance for the supply of electricity and renewable energy credits for municipal and other customers located in National Grid, Central Hudson Gas and Electric, New York State Electric and Gas, and Rochester Gas and Electric utility territories, and an Invitation to Bid on behalf of the Municipal Electric and Gas Alliance for the supply of natural gas for municipal and other customers located in National Grid, New York State Electric and Gas, Rochester Gas and Electric, National Fuel, and St. Lawrence Gas utility territories, all in accordance with provisions of New York State Law, and

WHEREAS, Pursuant to the “piggybacking” provisions of both New York State General Municipal law Section 103, and County Law Section 408-a, such procurements for energy supplies allow other participating municipalities in New York State to receive offers pursuant to the terms of the procurement, and

WHEREAS, Responses to the Invitation to Bid were received and opened at the offices of the County Manager, Old Court House, 7 Main Street, Batavia, NY 14020 up to and including 2:00pm on Friday, September 7, 2018, and subsequently evaluated by MEGA staff and consultants for determination of lowest qualified bid(s) for the energy products requested in the designated utility service areas, with the results as follows:

Constellation NewEnergy, Inc.- For electricity and renewable energy credits to Municipal and other customers located in National Grid, Central Hudson Gas and Electric, New York State Electric and Gas, and Rochester Gas and Electric utility territories.

Direct Energy Business- For natural gas supplies to Municipal and other customers located in National Grid, New York State Electric and Gas, Rochester Gas and Electric, and National Fuel Gas utility territories.

East Coast Power & Gas LLC – For natural gas supplies to Municipal and other customers located in Central Hudson Gas and Electric utility territory.

Sprague Energy Solutions, Inc. – For natural gas supplies to Municipal and other customers located in St. Lawrence Gas utility territory.

WHEREAS, Program Agreements have been negotiated and prepared to be executed by Genesee County, MEGA and the aforementioned companies, such Agreements embodying the terms and conditions envisioned in the Invitation to Bid, and

WHEREAS, the MEGA Board of Directors, through action of its executive committee, accepted such bids and has requested that Genesee County approve the award of the bids as noted above and authorize the Chair of the Legislature to enter into contracts with the low bidders, and

WHEREAS, Bids were presented to and reviewed by the Ways & Means Committee and the Committee does recommend approval at this time. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute contracts as appropriate to implement the above described program.

Legislator Dibble seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

RESOLUTION NO. 401 GRANT ACCEPTANCE/2018 BUDGET AMENDMENT – STOP-DWI/SHERIFF – APPROVAL OF

Legislator Young offered the following resolution

WHEREAS, The Genesee County STOP-DWI program did apply for and has been approved to receive grant funding from the Governor’s Traffic Safety Council for a High Visibility Road Check/Saturation Patrols/DRE Call Out program in the amount of \$12,300, and

WHEREAS, the grant period runs October 1, 2018 through September 30, 2019

WHEREAS, local police agencies will coordinate special crackdown details to receive the additional funding, and

WHEREAS, since the grant period runs October 1, 2018 through September 30, 2019, the additional funding to reimburse the STOP-DWI program for the expense of the special detail was not budgeted for in the current year and is above the budgeted revenue for the STOP-DWI program, and

WHEREAS, The Ways and Means Committee 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 budget by

Increasing	A.3315.4660.0502 (Enforcement Nights - Sheriff)	\$2,375
	A.3315.4660.0503 (Enforcement Nights – City Police)	\$1,716
	A.3315.4660.0504 (Enforcement Nights – LeRoy Police)	\$ 521

to be offset by an increase in revenue account A.3315.3389.2 (St Aid -Govt Traffic Safety Council) in the amount of \$4,612 and Be it further

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to amend the 2018 budget by increasing Sheriff’s account A.3110.1020.0150 (Overtime DWI) in the amount of \$2,375 to be offset by an increase in revenue account A.3110.2804 (Shared Services) in the amount of \$2,375.

Budget Impact Statement: No impact on County Budget. Increase in revenue and expense funded by GTSC grant
Legislator Deleo seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

**RESOLUTION NO. 402 AUTHORIZATION FOR DISTRIBUTION PAYMENTS TO
GENESEE COUNTY TOWNS AND VILLAGES-
APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, in recognition and consideration of the cooperation of the Towns and Villages acting as partners with the County of Genesee to be able to provide for the health, safety and welfare of all of the communities in the County, to include supporting new commercial, residential and industrial growth, the County intends to distribute annual payments in quarterly amounts to certain Towns and Villages located in Genesee County, as set forth herein. Now, therefore, Be it

RESOLVED, that the time period of January 1 through December 31 (hereinafter the “calendar year”) for 2018 is hereby designated as the base year, and Be it further

RESOLVED, that during the calendar year of 2020, the County shall distribute payments to be paid in quarterly amounts to all of the Genesee County Towns and Villages in the same annual and quarterly amounts as were paid in the base year, except as specifically differentiated as set forth hereinafter, and Be it further

RESOLVED, that at the County’s sole discretion, it may reduce payments to a Town or Village for outstanding obligations or where applicable to ensure water surcharge revenues are collected at a uniform rate, and Be it further

RESOLVED, that there shall be no distribution payments made in the calendar year of 2020 to the Village of Attica, and Be it further

RESOLVED, that on or before September 1, 2019, the Genesee County Legislature shall advise and notify all of the Genesee County Towns and Villages, of the amounts of the annual distribution payments to be made by the County to them in the calendar year of 2021, and Be it further

RESOLVED, that the Genesee County Treasurer is hereby authorized and directed to make quarterly payments pursuant to the terms and conditions set forth in this Resolution.

Prior to the vote Legislator Dibble made the following statement, “I represent the Towns of Pembroke and Darien as well as the Village of Corfu, the only towns and village in the county that have not signed the restated water agreement. While there are several reasons why they have not signed, the largest is the fact that they currently pay \$1.09 per 1,000 gallons more than every other Monroe County retail customer. It is within the County’s ability to ask the Monroe County Water Authority to adjust our county water rates so that we all pay the same rate, but that hasn’t happened. Instead a section of this resolution would authorize the withholding of a portion of my town’s and village’s sales tax distribution as a result of their not signing. While I support the county-wide water program, I cannot support this resolution. I will be voting no.”

Legislator Hilchey seconded the resolution which passed by 212 votes, Stein (43), Maha (28) absent, Dibble (43) no.

**RESOLUTION NO. 403 TO EFFECTUATE A CHANGE OF SALES TAX
ALLOCATIONS AND TO PROVIDE NOTIFICATION –
APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, the City of Batavia (hereinafter “City”) and the County of Genesee (hereinafter “County”) entered into an “Agreement Sales Tax Allocation County of Genesee and City of Batavia” dated December 31, 2007 (hereinafter “2007 Agreement”), as amended on June 19, 2017 in order to extend the 2007 Agreement for ten months until December 31, 2018, and the

2007 Agreement having provided for the allocation of the net collections of both the three percent (3%) and the one percent (1%) sales taxes imposed by the County, as follows:

- A. Fifty percent (50%) to the County
- B. Sixteen percent (16%) to the City
- C. Thirty-four percent (34%) to the Towns and Villages located in the area outside of the City in proportions as set forth therein to the full taxable values of real property, and

WHEREAS, the City Council and the County Legislature have recently approved a “Sales Tax Allocation Second Amended Agreement Between the County of Genesee and the City of Batavia, dated October 31, 2018, which extends the term of the 2007 Agreement for an additional one year until December 31, 2019, and

WHEREAS, Section 1262(e) of the Tax Law requires written notice be given to any local municipality that shall receive a decrease or elimination of its sales tax allocation amounts. Now, therefore, Be it

RESOLVED, that effective January 1, 2020, and for every year thereafter, the allocations of the County’s total net sales tax collections to be made to the Towns and Villages located in Genesee County in the area outside the City of Batavia, shall be eliminated, and Be it further

RESOLVED, that the Chair of the Legislature is hereby authorized and directed to provide individually to each of the Towns and Villages located in the area outside of the City, a written notice of the adoption of this resolution, to include a copy thereof.

Legislator Deleo seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

RESOLUTION NO. 404 PURCHASE OF PROPERTY-1104 MAIN STREET, TOWN OF WHEATLAND-APPROVAL OF

Legislator Young offered the following resolution:

WHEREAS, the County of Genesee is interested in purchasing from Burnwell Gas Distributors, Inc. a real property parcel located at 1104 Main Street in the Town of Wheatland, and

WHEREAS, the purpose of this purchase would be to use this parcel for installing water facilities relating to the proposed water capacity expansion project, and

WHEREAS, the County Attorney and the Ways and Means Committee have reviewed this and do recommend the purchase of this parcel of real property, subject to the terms and conditions set forth in a proposed Contract. Now, therefore, Be it

RESOLVED the Chair of the Genesee County Legislature is hereby authorized and directed to sign the “Contract for Real Property” as well as all other documents necessary to purchase a parcel of land, located 1104 Main Street in the Town of Wheatland, Tax Map No. 208.16-1-36, for the price of Ninety Thousand Dollars (\$90,000.00), and Be it further

RESOLVED that the purchase of this parcel of land is subject to the satisfaction and completion of all contingencies and approvals necessary for the County of Genesee to begin installing water facilities relating to the proposed water capacity expansion project on this parcel.

Budget Impact: funds are available in the Water Fund to cover the purchase of this property.

Legislator Deleo seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

RESOLUTION NO. 405 PURCHASE OF PROPERTY-1114 MAIN STREET, TOWN OF WHEATLAND-APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, the County of Genesee is interested in purchasing from Burnwell Gas Distributors, Inc. a real property parcel consisting of an approximate 0.9 acre lot including all buildings, located on Main Street in the Town of Wheatland, and

WHEREAS, the purpose of this purchase would be to use this parcel for installing water facilities relating to the proposed water capacity expansion project, and

WHEREAS, the County Attorney and the Ways and Means Committee have reviewed this and do recommend the purchase of this parcel of real property, subject to the terms and conditions set forth in a proposed Contract. Now, therefore, Be it

RESOLVED the Chair of the Genesee County Legislature is hereby authorized and directed to sign the “Purchase and Sale Contract for Lots and Vacant Land” as well as all other documents necessary to purchase a this parcel of vacant land, located on Main Street in the Town of Wheatland, Tax Map No. 208.16-1-37, for the price of Twenty Five Thousand Dollars (\$25,000.00), and Be it further

RESOLVED that the purchase of this parcel of land is subject to the satisfaction and completion of all contingencies and approvals necessary for the County of Genesee to begin installing water facilities relating to the proposed water capacity expansion project on this parcel.

Budget Impact: funds are available in the Water Fund to cover the purchase of this property.

Legislator Dibble seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

RESOLUTION NO. 406 PURCHASE OF PROPERTY-WEST BUFFALO ROAD, TOWN OF RIGA-APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the County of Genesee is interested in purchasing from McKinney Family Properties, LLC a real property parcel consisting of an approximate 2.3 acre lot including all buildings, located on Buffalo Road in the Town of Riga, and

WHEREAS, the purpose of this purchase would be to use this parcel for installing water facilities relating to the proposed water capacity expansion project, and

WHEREAS, the County Attorney and the Ways and Means Committee have reviewed this and do recommend the purchase of this parcel of real property, subject to the terms and conditions set forth in a proposed Contract. Now, therefore, Be it

RESOLVED the Chair of the Genesee County Legislature is hereby authorized and directed to sign the “Purchase and Sale Contract for Lots and Vacant Land” as well as all other documents necessary to purchase a 2.3 acre parcel of vacant land, located on Buffalo Road in the Town of Riga, Tax Map No. 142.04-1-19, for the price of Forty Six Thousand Five Hundred Dollars (\$46,500.00), and Be it further

RESOLVED that the purchase of this parcel of land is subject to the satisfaction and completion of all contingencies and approvals necessary for the County of Genesee to begin installing water facilities relating to the proposed water capacity expansion project on this parcel.

Budget Impact: funds are available in the Water Fund to cover the purchase of this property.

Legislator Deleo seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

RESOLUTION NO. 407 POLICY AMENDMENT-LEGISLATURE/TRAVEL REQUEST AND MILEAGE REIMBURSEMENT- APPROVAL OF

Legislator Hilchey offered the following resolution:

WHEREAS, Genesee County has a Travel Request and Authorization Policy in place for all employees to provide reasonable reimbursement for expenses incurred while conducting County business, And

WHEREAS, There has been an informal understanding that Legislators will not be reimbursed for mileage incurred for travel within the County and hotel stays are not allowed when travel is less than 50 miles, And

WHEREAS, It is the desire of the Genesee County Legislature to have a written policy for the Legislature Department that addresses these matters and the Committee of Ways & Means reviewed this request and does recommend approval at this time, Now therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby approve the amendment to the Genesee County Travel Request and Authorization Policy as stated:

Policy: The County of Genesee shall provide reasonable reimbursement to legislators for expenses incurred while conducting the business of a legislator. Travel Request and Authorization Policy is to be followed with these additions;

- No mileage reimbursement for in-County travel.

- When mileage reimbursement for approved travel requests is comparable to hotel cost, the 50 mile requirement for hotel may be waived.

Budget Impact: Mileage reimbursement is included in the 2019 Legislature budget.

Legislator Clattenburg seconded the resolution which passed by 208 votes, Stein (43), Maha (28) absent, Young (47) no.

RESOLUTION NO. 408 LEGISLATIVE CALENDAR-2019-APPROVAL OF

Legislator Young offered the following resolution:

WHEREAS, The Genesee County Legislature adopted 2018-2019 Rules for the Genesee County Legislature March 1, 2018 Resolution No. 80, And

WHEREAS, The Adopted Rules under Section II item 4 states the regular meeting of the Genesee County Legislature shall be held on the second Wednesday of each month and further states any meeting may be rescheduled according to Section II item 5, And

WHEREAS, It is the desire of the Genesee County Legislature to have the July and August 2019 Legislature Meetings held on the fourth Wednesday and the Committee on Ways & Means reviewed this request and does recommend approval at this time, Now therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby approve the attached 2019 Legislative Calendar.

Budget Impact: No budget Impact.

Genesee County 2019 Legislature CALENDAR

January 1	County Offices Closed New Year's Day Holiday	
January 2	Ways & Means Committee	4:30PM
January 9	Legislature Meeting	5:30PM
January 14	Public Service Committee	4:30PM
January 16	Ways & Means Committee	4:30PM
January 21	County Offices Closed Martin Luther King, Jr. Holiday	
January 23	Legislature Meeting	5:30PM
February 4	Human Services	4:30PM
February 6	Ways & Means Committee	4:30PM
February 13	Legislature Meeting	5:30PM
February 18	County Offices Closed President's Day	

February 19	Public Service Committee (Tuesday)	4:30PM
February 20	Ways & Means Committee	4:30PM
February 27	Legislature Meeting	5:30PM
March 4	Human Service Committee	4:30PM
March 6	Ways & Means Committee	4:30PM
March 13	Legislature Meeting	5:30PM
March 18	Public Service Committee	4:30PM
March 20	Ways & Means Committee	4:30PM
March 27	Legislature Meeting	5:30PM
April 1	Human Service Committee	4:30PM
April 3	Ways & Means Committee	4:30PM
April 10	Legislature Meeting	5:30PM
April 15	Public Service Committee	4:30PM
April 17	Ways & Means Committee	4:30PM
April 24	Legislature Meeting	5:30PM
April 29	Human Services Committee	4:30PM
May 1	Ways & Means Committee	4:30PM
May 8	Legislature Meeting	5:30PM
May 13	Public Service Committee	4:30PM
May 15	Ways & Means Committee	4:30PM
May 22	Legislature Meeting	5:30PM
May 27	County Offices Closed Memorial Day	
June 3	Human Service Committee	4:30PM
June 5	Ways & Means Committee	4:30PM
June 12	Legislature Meeting	5:30PM
June 17	Public Service Committee	4:30PM
June 19	Ways & Means Committee	4:30PM
June 26	Legislature Meeting	5:30PM
July 4	County Offices Closed July 4th Holiday	
July 15	Human Services, Public Service	4:30PM, 5:30PM
July 17	Ways & Means Committee	4:30PM
July 24	Legislature Meeting	5:30PM
August 19	Human Services, Public Service	4:30PM, 5:30PM
August 21	Ways & Means Committee	4:30PM
August 28	Legislature Meeting	5:30PM
September 2	County Offices Closed Labor Day	
September 3	Human Services (Tuesday)	4:30PM
September 4	Ways & Means Committee	4:30PM
September 11	Legislature Meeting	5:30PM
September 16	Public Service Committee	4:30PM
September 18	Ways & Means Committee	4:30PM
September 25	Legislature Meeting	5:30PM
September 30	Human Service Committee	4:30PM
October 2	Ways & Means Committee	4:30PM
October 9	Legislature Meeting	5:30PM
October 14	County Offices Closed Columbus Day	
October 15	Public Service Committee (Tuesday)	4:30PM
October 16	Ways & Means Committee	4:30PM
October 23	Legislature Meeting	5:30PM
November 4	Human Service Committee	4:30PM

November 6	Ways & Means Committee	4:30PM
November 11	County Offices Closed Veterans Day	
November 13	Legislature Meeting	5:30PM
November 18	Public Service Committee	4:30PM
November 20	Ways & Means Committee	4:30PM
November 25	Legislature Meeting (Monday)	5:30PM
November 28	County Offices Closed Thanksgiving	
December 2	Human Services, Public Service	4:30PM, 5:30PM
December 4	Ways & Means	4:30PM
December 11	Legislature Meeting	5:30PM
December 25	County Offices Closed Christmas Day	

Legislator Deleo seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

RESOLUTION NO. 409 COUNTY AUDIT –NOVEMBER 14 - APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, Legislator Dibble, did review the following claims:

General Fund	\$	823,221.61
Highway		283,315.57
Self Insurance		57,991.85
Water Fund		61,295.36
DSS Abstracts		443,625.76

Capital Projects

Airport-8 Bay T-Hangar	\$	1,187.50
Airport-Reconstruct Runway 10-28		384,176.45
Airport-Terminal & Maintenance Hangar		13,919.34
County Manager-2017 Security Enhancements		40,637.09
County Park-Boardwalk		196.88
Highway-Large Span Culverts		29,617.95
Highway-Highway CR51 Colby Road		16,676.43
Highway-Highway Overlay		208,215.95
Highway-Stroh Road Bridge Over Tonawanda Creek		32,947.00
Highway-Highway Work Order System		21,019.80
Facilities Management-EMS Training Ground		2,348.85
Facilities Management-Jail Elevator		17,872.00
GCC –Wellness & Event Center		47,442.98

Payroll – General

October 26, 2018	\$	1,535,081.64
November 9, 2018		1,212,835.95

Medicaid

October 30, 2018		177,332.00
November 6, 2018		177,332.00
November 13, 2018		<u>177,332.00</u>

Total Audit \$ 5,765,621.96

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 Torrey seconded the resolution which passed by 255 votes, Stein (43), Maha (28) absent.

The Legislature meeting adjourned at 5:59 PM upon motion of Legislator Deleo seconded by Legislator Clattenburg, carried unanimously.