

**SECOND DAY
GENESEE COUNTY LEGISLATURE
Batavia, New York
Wednesday, January 25, 2017**

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

The minutes of the January 11, 2017 meeting were approved upon motion of Legislator Young seconded by Legislator Bausch, carried unanimously.

Legislator Davis reported that had meet with Cornell Cooperative Extension Director Bev Mancuso recently and had the following information to share: Cornell Cooperative Extension is celebrating their 100 Year Anniversary this year. They are hoping for much support throughout the community. The 4-H program is in need of volunteers to serve as evaluators at two upcoming sessions; 2/25 in Bergen and 3/1 in Batavia. Lastly, he reported the 17th Class of Leadership Genesee, a Cornell Cooperative Extension program, began today. Legislator DeJaneiro reported that he and Batavia City Council members who represent Wards 4 and 5 hosted a meeting on January 21st to discuss various topics including the Holland Land Office Museum and closing the River Street Bridge for necessary repair work. County Manager Jay Gsell and City Administrator Jason Molino were present to answer questions.

The Clerk reported that letters were received from second, third and fourth grade students from John Kennedy Intermediate School in Batavia. Topic of the letters is the Holland Land Office Museum.

The following are out-of-state travel requests:

Tim Hens, Highway Superintendent to Washington DC for NACE Executive Board Meeting Feb 22-26, 2017 cost to County \$28.00. A motion to approve made by Legislator Bausch seconded by Legislator Clattenburg, carried unanimously.

Paul McCullough, Information Technology to San Antonio, Tx for Connect Tyler Public Safety Conference May 6-10 cost to County \$2,725. Prior to the vote, Chairman Cianfrini stated that his concerns were stated during the Ways & Means Committee meeting and were regarding the amount of County money being spent. He stated that it may be less costly to arrange for trainers to come to Genesee County to provide the necessary training. A motion to approve made by Legislator Clattenburg seconded by Legislator Torrey, carried unanimously.

Bill Oliver, Information Technology to San Antonio, Tx for Connect Tyler Public Safety Conference May 6-10 cost to County \$2,725. A motion to approve made by Legislator Clattenburg seconded by Legislator Deleo, carried unanimously.

Tripp, Holman, Sanfratello (Sheriff's Dept) to San Antonio, Tx for Tyler Technologies New World Systems Conference, May 7-12 cost to County \$6,490.06. A motion to approve made by Legislator Davis seconded by Legislator DeJaneiro, carried unanimously.

County Manager Jay Gsell expressed his concern with the Governor's comments about local governments causing higher property taxes as well as the expectation for County's to provide a county-wide shared services plan. He hopes to get clarification at the NYSAC legislative conference next week. Mr. Gsell referenced a letter sent by Erie County

Legislature inviting Genesee County to sign on. The letter is addressed to the Governor and identifies that he did not adequately address mandate relief in his 2017 New York State budget and directly blamed county and local governments for high taxes in New York State. Legislator Davis questioned Genesee County should send our own letter on Genesee County letterhead. Legislator Clattenburg stated the Governor is issuing more mandates while usurping local home rule. Legislator Bausch requested clarification on the requested countywide shared services plan. Mr. Gsell stated counties are expected to design a plan to go before voters.

The Clerk proceeded with the resolutions:

RESOLUTION NO. 14 INDEMNIFICATION – SHERIFF/DEFENSE AGREEMENT – APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the Genesee County Sheriff did present an agreement for indemnification and defense of the Sheriff for services rendered to the residents of the County of Genesee, as a component of the Sheriff's compensation for his term of office, and

WHEREAS, the Committee on Public Service did review said agreement and does recommend approval at this time. Now, therefore, be it

RESOLVED, that the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the Indemnification – Defense Agreement by and between the County of Genesee and the Sheriff of Genesee County for the period of January 1, 2017, through

December 31, 2020.

Budget Impact: None.

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

RESOLUTION NO. 15 AMENDMENT MUTUALINK– SHERIFF'S OFFICE / STATE OF NEW YORK – APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, Genesee County desires to participate in the State of New York, Department of Homeland Security and Emergency Services, Office of Interoperable and Emergency Communications mutualink program for the purpose of providing first responders access to interoperable communications capabilities; and

WHEREAS, Genesee County entered into an agreement with the State of New York pursuant to resolution 146, dated April 23, 2015; and

WHEREAS, The State of New York would like to amend the agreement to include additional user licenses for the County's use in this program and extend the maintenance of the equipment to January 31, 2018

WHEREAS, After careful review by the Sheriff, Emergency Management Coordinator, County Attorney, and Director of Emergency Communications, it is recommended the County approve the memorandum of agreement; and

WHEREAS, The Committee on Public Service did review this proposal and does recommend approval at this time. Now, therefore, be it

RESOLVED, That the Genesee County Chair is authorized to enter into an agreement with the State of New York, Department of Homeland Security and Emergency Services, Office of Interoperable and Emergency Communications, located at 1220 Washington Avenue, State Office Campus, Building 7A, 7th Floor, Albany, New York 12226, for the purposes amending the mutualink Agreement.

Budget Impact: None.

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

RESOLUTION NO. 16 **INTERMUNICIPAL AGREEMENTS –
SHERIFF’S OFFICE / MONROE, ONTARIO
AND ORLEANS COUNTIES - REGIONAL
PUBLIC SAFETY RADIO NETWORK --
APPROVAL OF**

Legislator Davis offered the following resolution:

WHEREAS, Genesee County authorized memorandums of understanding for tower space with Orleans and Monroe counties pursuant to resolution 447 dated November 22, 2016 and 476 dated December 15, 2016 , and

WHEREAS, Genesee, Monroe, Ontario, and Orleans Counties intended to enter into Intermunicipal Agreements pursuant to NYS General Municipal Law 119, and

WHEREAS, The Committee on Public Service did review this proposal and does recommend approval at this time. Now, therefore, be it

RESOLVED, That the Genesee County Sheriff is authorized and directed to enter into Intermunicipal Agreements rather than Memorandums of Understanding with Monroe, Ontario, and Orleans Counties, AND be it further

RESOLVED, That the Genesee Director of Emergency Communications is authorized and directed to further develop and sign mutual operational agreements for the administration of a regional public safety radio network with Monroe, Ontario, and Orleans Counties without expense to the Genesee County and with all such operational agreements being subject to final approval of the County Attorney.

Budget Impact: None.

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

RESOLUTION NO. 17 **GENESEE COUNTY AGRICULTURAL AND
FARMLAND PROTECTION BOARD- BOLDT -
REAPPOINTMENT TO**

Legislator Torrey offered the following resolution:

WHEREAS, The term of office for Steven Boldt on the Genesee County Agricultural and Farmland Protection Board expired December 31, 2016 and he has indicated an interest and desire for reappointment, and

WHEREAS, The Committee on Public Service and the Ways & Means Committee do recommend Mr. Boldt be reappointed at this time. Now, therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby reappoint Mr. Steven Boldt of Stafford, NY to serve another term on the Genesee County Agricultural and Farmland Protection Board for the period ending on December 31, 2020.

Budget Impact Statement: None.

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

RESOLUTION NO. 18 **REAPPOINTMENT - GENESEE COUNTY WATER
RESOURCES AGENCY – LAGROU-APPROVAL OF**

Legislator Davis offered the following resolution:

WHEREAS, The term of office of Earl LaGrou III on the Genesee County Water Resources Agency expired December 31, 2016 and he has indicated an interest and desire for reappointment, and

WHEREAS, the Committees on Public Service and Ways and Means do recommend reappointed effective January 1, 2017. Now, therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby reappoint Mr. Earl LaGrou III of the Town of Alabama to serve another term on the Genesee County Water Resources Agency for the period ending on December 31, 2019.

Budget Impact Statement: None, this is an unpaid position.

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

**RESOLUTION NO. 19 AGREEMENT – OFFICE OF EMERGENCY
MANAGEMENT SERVICES–NYS DEPARTMENT
OF ENVIRONMENTAL CONSERVATION -
APPROVAL OF**

Legislator Deleo offered the following resolution:

WHEREAS, The Coordinator of Emergency Management Service requests authorization to enter into an agreement with the New York State Department of Environmental Conservation (DEC) regarding the custody and use of the oil spill response trailer and equipment, and

WHEREAS, The Department of Environmental Conservation has been authorized under Article 12, Section 186, Subdivision 3, of the New York State Navigation Law to make expenditures from the New York State Environmental Protection and Spill Compensation Fund to carry out specified purposes of the Law; and

WHEREAS, The purposes include, but are not limited to, funding the State's response to a discharge or threat of a discharge of oil or hazardous material to the lands or waters of New York State and providing oil spill prevention and response training to and equipment for use by municipal oil spill response agencies; and

WHEREAS, The DEC has acquired trailers, equipment and supplies to support the first response by trained personnel to respond to emergency oil spills; 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 a 3-year term agreement with New York State Department of Environmental Conservation, having offices at 625 Broadway, Albany, New York 12233.

Budget Impact: None.

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

**RESOLUTION NO. 20 AGREEMENT – OFFICE OF EMERGENCY
MANAGEMENT SERVICES–NYS COLLEGE AT
CANTON- APPROVAL OF**

Legislator Young offered the following resolution:

WHEREAS, The Coordinator of Emergency Management Service requests authorization to enter into an agreement with the State University of New York College at Canton to participate in the internship program allowing for the placement of an intern at the Office of Emergency Management Services, 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 the State University of New York College at Canton, 34 Cornell Drive, Canton, NY 13617 for participation in the internship program allowing for placement of an intern at the Office of Emergency Management Services.

Budget Impact: None.

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

**RESOLUTION NO. 21 AWARD OF BID – OFFICE OF EMERGENCY
MANAGEMENT SERVICES –LIGHT DUTY
VEHICLE- APPROVAL OF**

Legislator Bausch offered the following resolution:

WHEREAS, The Genesee County Office of Emergency Management Coordinator received authorization to accept grant funding of FY16 State Homeland Security Program (SHSP funds) by resolution No 126 adopted on April 28, 2016, and

WHEREAS, FY16 SHSP funds were allocated for the purchase of a Emergency Services support vehicle, and

WHEREAS, The Genesee County Office of Emergency Management Coordinator did present a Request for Bid for a Light Duty Vehicle, and

WHEREAS, Having reviewed the bids, it is the recommendation by the EMS Coordinator and the Purchasing Director to award the low bidder meeting specifications, and

WHEREAS, The Committees on Public Service has reviewed this request and does concur. Now, therefore, Be it

RESOLVED, That the Chairman of the Genesee County Legislature is hereby authorized and directed to enter into an agreement with Cappellino Chevrolet, Inc. of 9000 Boston State Road, Boston, NY 14025 for the purchase of a Light Duty Vehicle for a cost of \$33,681.41

Budget Impact: None. Offset by FY16 Homeland Security grant funds.

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

**RESOLUTION NO. 22 CONTRACT FOR SHARED
SERVICES/HIGHWAY–APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, The Genesee County Superintendent of Highways reported that the Genesee County Highway Department currently shares equipment, materials and services with other Genesee County municipalities and neighboring counties on an informal basis in compliance with New York State Highway Law and General Municipal Law, and

WHEREAS, the Superintendent of Highways reported that municipalities, including the County of Genesee, have the power and authority to contract for the purpose of renting, leasing, exchanging, borrowing or maintaining of machinery and equipment, with or without operators, with other municipalities, and

WHEREAS, the Superintendent of Highways reported that the New York State Department of Transportation would additionally like to share equipment and assistance,

especially in times of emergency, and

WHEREAS, it is the intent of the County of Genesee to give the Superintendent of County Highways the authority to enter into renting, exchanging, borrowing, lending or maintaining arrangements with the New York state Department of Transportation, and

WHEREAS, Genesee County authorized such arrangements with other municipalities on February 27, 2006 and the Superintendent of Highways is requesting that such an arrangement be established with the Department of Transportation, and

WHEREAS, The Committee on Public Service has determined that it will be in the best interests of the County of Genesee to enter into such a shared service arrangements, and does concur with this recommendation. Now, therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby authorize and direct the Highway Superintendent to execute the Shared Services Agreement which shall be effective immediately through January 2019.

Budget Impact Statement: None. Sharing municipal services is a cooperative effort to save money.

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

RESOLUTION NO. 23

**SURPLUS EQUIPMENT – HIGHWAY - ROAD
MACHINERY FUND AND INTERNAL
SERVICE 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.

Road Machinery

#2001 – 2007 Ford Pickup Truck

#4032 – 2001 International Dump Truck

#6086 – 1988 Stow Trash 3” Pump

Internal Service Fund

#3111 - 2007 Chevrolet Van

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

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

RESOLUTION NO. 24

**2017 VEHICLE PURCHASES – HIGHWAY-MOTOR
POOL – AWARD OF BIDS**

Legislator Deleo offered the following resolution:

WHEREAS, Funds were incorporated into the 2017 Internal Service Fund (Motor Pool) to purchase vehicles for use by the various County Departments, and

WHEREAS, The Genesee County Highway Superintendent has reviewed vehicles bid by Genesee County and other counties via piggybacking and recommends purchases, and

WHEREAS, The Committee on Public Service did review this request and does recommend this purchase to be authorized at this time. Now, therefore, Be it **RESOLVED**, That the Genesee County Highway Superintendent is hereby authorized and directed to purchase the following vehicles:

Vehicle(s)	Dealer	Bid	Cost
2017 Ford Transit Van \$30,624.76	Van Bortel	Onondaga Co RFB-8415	
(4) 2017 Ford Utility Police AWD \$113,032.00	Van Bortel	Onondaga Co RFB-7418	
2017 Ford F-350 Stake Body 4x4 \$40,543.50	Van Bortel	Onondaga Co RFB-7974	
2017 Ford Edge Crossover SUV \$29,289.00	Emerling	Genesee Co RFB-2016-25	
2017 Mid-Sized Passenger	No Award		

Budget Impact: 2017 Internal Service Fund budgeted \$256,000 for the purchase of new vehicles. The estimated cost of the scheduled vehicle replacements is \$213,489.26 with one additional pickup yet to be purchased.

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

RESOLUTION NO. 25 **SPECIAL EVENT – ACORNS TRAIL RUN –
GENESEEE COUNTY PARK AND FOREST –
APPROVAL OF**

Legislator Torrey offered the following resolution:

WHEREAS, A Special Events application was received from the ACORNS for their annual trail run and fundraising event at the Genesee County Park and Forest, and **WHEREAS**, The Parks Supervisor-Forester did review and recommends approval of, and

WHEREAS, The Committee on Public Service does concur with these requests. Now, therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby grant permission to the ACORNS to use the Genesee County Park and Forest for a Trail Run on October 1, 2017 as per the Special Events Policy and Procedures for Community Events for the Parks and Recreation Areas.

Budget Impact: ACORNS group raises funds which direct support programming at Genesee County Parks

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

RESOLUTION NO. 26 **SPECIAL EVENT – MS SOCIETY WALK —
GENESEEE COUNTY PARK AND FOREST –
APPROVAL OF**

Legislator Torrey offered the following resolution:

WHEREAS, A Special Events application was received from the Multiple Sclerosis (MS) Society to use the County Park and Forest for a memorial walk and fundraiser on May 21, 2017, and

WHEREAS, The Parks Supervisor-Forester did review and recommends approval of, and

WHEREAS, The Committee on Public Service does concur with these requests. Now, therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby grant permission to the MS Society to use the Genesee County Park and Forest for a memorial walk and fundraiser on May 21, 2017 as per the Special Events Policy and Procedures for Community Events for the Parks and Recreation Areas.

Budget Impact: None.

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

**RESOLUTION NO. 27 CONTRACT WITH CITY OF BATAVIA FOR
DISTRICT ATTORNEY COURT SERVICES –
RENEWAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, The Genesee County Manager did recommend a one year renewal of services between Genesee County and the City of Batavia for the County to provide for the prosecution of vehicle, traffic and penal law violations by the District Attorney in City Court, and

WHEREAS, The Committee on Public Service does recommend this contract be renewed and continued for January 1, 2017 through December 31, 2017. Now, therefore Be it

RESOLVED, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute a contract with the City of Batavia for the provision of prosecution services in the Batavia City Court for the period January 1, 2017 through December 31, 2017 at a rate of \$58,900.

Budget Impact Statement: 1.00% rate increase

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

**RESOLUTION NO. 28 SOIL & WATER CONSERVATION
DISTRICT DIRECTOR-REAPPOINTMENT
ETHINGTON-APPROVAL Of**

Legislator Torrey offered the following resolution:

WHEREAS, The Soil & Water Conservation District was established according to State Law known as the Soil Conservation Districts Law (1940) on October 16, 1944 and the first Directors were appointed by Resolution No. 63-1945, and

WHEREAS, The Board of Directors sets policy and guides District employees with types of conservation problems in the county, and

WHEREAS, a \$40 stipend per meeting will be paid to members excepting Legislature Liaisons, the stipend is in lieu of mileage reimbursement, however a length of term has not yet been established, and

WHEREAS, The Committee on Public Service does recommend Marirose Ethington be re-appointed as a Director. Now, therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby re-appoint Marirose Ethington of East Bethany, New York to the Genesee County Soil & Water Conservation District Directors through December 31, 2019.

Budget Impact Statement: none.

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

**RESOLUTION NO. 29 APPOINTMENT - GENESEE COUNTY WATER
RESOURCES AGENCY – FOWLER -APPROVAL OF**

Legislator Torrey offered the following resolution:

WHEREAS, an unexpired term exists due to the resignation of Lucine Kauffman on the Genesee County Water Resources Agency and Diane Fowler has submitted an application stating her interest and desire to serve, and

WHEREAS, the Committees on Public Service and Ways and Means do recommend appointment. Now, therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby appoint Diane Fowler of East Bethany to serve the unexpired term on the Genesee County Water Resources Agency for the period ending on December 31, 2018.

Budget Impact Statement: None, this is an unpaid position.

Prior to the vote, Legislator Bausch thanked the new residents who are volunteering to share their time and expertise to be appointed to these important boards and committees. Legislator Bausch seconded the resolution which was adopted by 283 votes, Stein (43) absent.

**RESOLUTION NO. 30 APPOINTMENT - GENESEE COUNTY WATER
RESOURCES AGENCY – MOUNTAIN -APPROVAL
OF**

Legislator Young offered the following resolution:

WHEREAS, the Genesee County Water Resources Agency has an open seat and Steve Mountain has submitted an application stating his interest and desire to serve, and

WHEREAS, the Committees on Public Service and Ways and Means do recommend appointment. Now, therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby appoint Steve Mountain of the City of Batavia to serve a term commencing January 1, 2017 through December 31, 2019 on the Genesee County Water Resources Agency.

Budget Impact Statement: None, this is an unpaid position.

Prior to the vote Legislator DeJaneiro commented that Mr. Mountain is highly qualified to serve on the Water Resources Agency.

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

Chairman Cianfrini acknowledged the many visitors who were present at the Legislature meeting to hear about the request to permanently allow the use of rifles in Genesee County. Bill Fox signed up to speak and made the following comments; he thanked the legislature for bringing the matter forward and stated that many people present are gun and bow safety instructors. He stated that there will always be errors but they advocate for education and safety. He acknowledged there were several younger hunters present at tonight's meeting and noted the importance of involvement in government. Mr. Fox closed his comments by requesting the legislature approve the resolution. Mr. Glen Adams, Genesee County Federation of Sportsmen Club, thanked committee members for moving the measure through to the floor of the legislature for a vote. He identified himself as a gun and bow safety instructor and requested the legislature support the resolution.

**RESOLUTION NO. 31 A RESOLUTION REQUESTING STATE
LEGISLATION TO PERMANENTLY ALLOW THE**

USE OF RIFLES FOR BIG GAME HUNTING IN ALL OF GENESEE COUNTY

Legislator Davis offered the following resolution:

WHEREAS, On November, 12, 2014, the Genesee County Legislature did adopt Resolution No. 374, requesting that the New York State Legislature enact a legislation that would allow for the use of rifles for big game hunting in all of Genesee County, and

WHEREAS, In response to this request the New York State Legislature in 2015 did add item (j) to paragraph a of subdivision 2 of section 11-0907 of the Environmental Conservation Law which did add Genesee County to the list of counties that are authorized to hunt big game with rifles, and

WHEREAS, By the expressed terms of this legislation this authorization will expire and will be deemed repealed on October 1, 2017, and

WHEREAS, SCOPE Genesee County Chapter has asked the Genesee County Legislature to request state legislation permitting the permanent use of rifles for big game hunting in Genesee County, and

WHEREAS, The Genesee County Legislature has reviewed the letter dated December 16, 2016, from Alicia Thurber, Secretary of SCOPE Genesee County Chapter, setting forth the reasons for supporting the legislative change, a copy of which is filed herewith; and

WHEREAS, A special state law must be enacted and the first step in the process is for this Legislature to request the legislation, and

WHEREAS, The Committees on Public Service and Ways and Means does recommend that such special state enabling legislation be requested. Now, therefore, Be it

RESOLVED, That Genesee County requests the New York State Legislature to enact legislation that will permanently allow the use of rifles for big game hunting in all of Genesee County and, Be it further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Legislature to Senator Michael Ranzenhofer and Assemblyman Steve Hawley.

Prior to the vote the following comments were made: Legislator Bausch stated it was good to see younger residents present at the Legislature meeting. Legislator Deleo stated he is a supporter of the Second Amendment and he commends the gun and bow safety instructors for their work. Legislator Young stated he will vote in favor of the measure because it is the right thing to do. Legislator DeJaneiro stated he will vote no because it is open to everyone, there are no limitations on who can use a rifle for hunting.

Therefore, he feels it is unsafe.

Legislator Young seconded the resolution which was adopted by 255 votes, Stein (43) absent, DeJaneiro (28) No.

RESOLUTION NO. 32 APPOINTMENT TO GENESEE COUNTY BOARD OF HEALTH – BAKER - APPROVAL OF

Legislator DeJaneiro offered the following resolution:

WHEREAS, a vacancy does exist on the Genesee County Board of Health due to a resignation, and

WHEREAS, The Committee on Human Service and Ways and Means do recommend an appointment be made at this time. Now, therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby appoint Dr. Bruce Baker of LeRoy, New York to fill an unexpired term on the Genesee County Board of Health effective immediately through December 31, 2020.

Budget Impact: A \$20 stipend is available for each Board member per meeting attended. This expense is included in the 2017 Dept. 4010 – Public Health Budget.

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

RESOLUTION NO. 33 AWARD OF BID/CENTRAL SERVICES – OFFICE SEATING – DESK CHAIRS – APPROVAL OF

Legislator DeJaneiro offered the following resolution:

WHEREAS, The Genesee County Purchasing Director did advertise for bids for Office Seating – Desk Chairs, and

WHEREAS, After a review of the bids received, it is recommended that a contract be awarded to the lowest bidder meeting specifications and providing the best value, and

WHEREAS, The Committee on Ways and Means did review the recommendation and 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 with Eaton Office Supply, 180 John Glenn Drive, Amherst, NY 14228, for Office Seating – Desk Chairs, standard size @ \$232.64 each and higher capacity size @ \$279.45 each.

Budget Impact Statement: The 2017 Asset Acquisition was budgeted at \$27,625.00 for the purchase of Office Seating – Desk Chairs for various departments throughout the county.

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

RESOLUTION NO. 34 2017 BUDGET TRASFER – CONTRACT AWARD FOR GRANT ADMINISTRATION – COUNTY MANAGER’S OFFICE - APPROVAL OF

Legislator Deleo offered the following resolution:

WHEREAS, Genesee County has been awarded funding of \$47,500 by the New York State Housing Trust Fund Corporation pursuant to the Community Development Block Grant (CDBG) program as administered by the New York State Office of Community Renewal (NYSOCR) for the purpose of conducting a housing needs study, and

WHEREAS, Genesee County’s use of such OCR Grant funding will require the provision of certain administrative and contract management services, and

WHEREAS, H. Sicherman & Company, Inc. provides technical services in the areas of economic development, community development, and CDBG program administration, and

WHEREAS, a requirement of the OCR Grant is for the grant recipient to provide a 5% match towards the overall project, which amounts to \$2,500, and

WHEREAS, the County Manager, Assistant County Manager, Director of Planning, and Office for the Aging Director all agree that using a professional grant administrator for oversight purposes as the County’s 5% match would be beneficial, and

WHEREAS, The Committee on Ways and Means did review the proposed contract from H. Sicherman & Company, Inc., and does recommend approval at this time. Now, therefore, Be

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to make the following 2017 transfer:

\$2,500	from	A.1990.4800.0000	Program Expense
\$2,500	to	A.1230 4660.0000	Contracted-Other

Be it, further

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a contract with H. Sicherman & Company, Inc., 5852 Forest

Creek Drive, East Amherst, New York 14051 for professional grant administration oversight at a cost not to exceed \$2,500

Budget Impact Statement: \$2,500 was budgeted in the 2017 Contingency fund

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

RESOLUTION NO. 35 APPOINTMENT – ETHICS BOARD –DAROCHA – APPROVAL OF

Legislator Bausch offered the following resolution:

WHEREAS, A vacancy does exist on the Genesee County Ethics Board and the Committee on Ways & Means does recommend an appointment be made at this time.

Now, therefore be it

RESOLVED, That Henry T. (Ted) Darocha of Bergen, New York is hereby appointed to the Genesee County Ethics Board effective immediately.

Budget Impact: None. This is not a paid position.

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

RESOLUTION NO. 36 COUNTY AUDIT – JANUARY 25 - APPROVAL OF

Legislator Bausch offered the following resolution:

WHEREAS, Legislator Bausch did review the following claims:

2016 General Fund + Sales Tax	\$	5,313,451.18
2017 General Fund		391,613.50
2016 Highway		15,630.31
2016 Nursing Home		274,267.58
2016 Self Insurance		58.02
2016 Water		461,155.00
DSS Abstracts		420,085.50
2016 Capital Projects:		
County Park Pav A/B Roof Repairs & Fireplaces		156.87
Emergency Management Public Waterline		539.97
Sheriff/Highway Firing Range Upgrades Fire Training Center		1,896.74
Sheriff 800MHZ Radio System Upgrade		3,923.09
County Manager Bldg# 2 Security Updates		6,736.00
Highway 2016 Surface Treatment		26,071.07
Highway 2016 Bridge Construction		28,107.80
Highway 2015 Highway Recycling		9,769.62
Highway 2016 Highway Overlay		27,425.77
Highway Comprehensive Bridge Culverts		9,711.22
2017 Capital Projects:		
Facility Management Genesee Justice/Stone Work		3,550.00
Highway 2016 Bridge Construction		164.67
Payroll – General & Nursing Home		
January 20, 2017		1,865,679.05

Medicaid

January 17, 2017	178,282.00
January 24, 2017	<u>178,282.00</u>

Total Audit \$ 9,216,556.96

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

The meeting adjourned at 6:11 PM upon motion of Legislator Davis seconded by Legislator Bausch, carried unanimously.