EIGHTH DAY GENESEE COUNTY LEGISLATURE

OLD COURT HOUSE – 7 MAIN STREET, BATAVIA, NY

WEDNESDAY, MAY 8, 2024

The Genesee County Legislature met in Regular Session on Wednesday, May 8, 2024 at 5:30 PM in the Legislative Chambers of the Old Courthouse.

Legislator Klotzbach offered the audit, the prayer and the Pledge to the Flag.

In addition to the regular meeting, Chair Stein called a Public Hearing on Agricultural District 2024 Annual Enrollment–Inclusion Request of Parcel into Agricultural District No. 1. Chair Stein opened the public hearing at 5:31 p.m.

Roll Call was taken to establish a quorum with 9 ayes, 0 nays and 0 absences.

Proclamations & Commendations:

Older Americans Month: was presented by Legislator Hawley and accepted by Office for the Aging Director Diana Fox and staff.

National Police Week May 12 through May 18: was presented by Legislator Maha and accepted by Sheriff William Sheron, Several Deputies, City of Batavia Police Chief Shawn Heubusch with his officers and Village of Corfu Police Officer David Krzemien.

National Corrections Officers Week May 5 through May 11: was presented by Legislator Deleo and accepted by Sheriff Sheron, Jail Superintendent, William Zipfel, Deputy Jail Superintendent Jeffrey Searls and Correction Officer Michael Stumpf and John Garlock.

Mental Health Awareness Month: was presented by Legislator Dibble and accepted by Mental Health Deputy Director Peter Mittiga.

Minutes: April 24, 2024 minutes were approved by Madam Chair Stein.

Committee & Special Assignment Reports: None.

Communications & Petitions: None.

Legislator Comments: None.

<u>County Manager Report</u>: Deputy County Manager Tammi Ferringer reported on the selected 'I voted' sticker – design is in the likeness of Genny the cow. Also stated the facility staff are juggling several actions throughout the County and they are doing a great job. Lastly stated that United Way raised \$14,000 dollars – such generosity of the County Employees.

Resolutions:

Consent Agenda - Ways And Means:

Clerk read resolutions 1-19 of the Ways and Means Committee:

- 1. Declaration Of Surplus Property-County Clerk/Office Equipment
- 2. Insurance Renewals for 2024-2025-County Attorney
- 3. Distribution Of Mortgage Tax-First Payment 2024
- 4. Hold Harmless Agreement-Genesee County/2024 Memorial Day Parade
- 5. Genesee County Policy GC-057-Leadership Genesee Participation
- 6. Agreement & Budget Amendment-ARPA Vendor Agreement/Genesee County Chamber Of Commerce And County Of Genesee
- 7. Affiliation Agreement/Mental Health/Roberts Wesleyan College
- 8. Award Of RFA-Mental Health/Mental Health/LGU OASAS Opioid Abatement Settlement Funds
- 9. Award of RFA/Budget Amendment-Mental Health/LGU OASAS Opioid Abatement Settlement Funds/Horizon Health Services, Inc.
- 10. Award Of RFA/Budget Amendment-Mental Health/LGU OASAS Opioid Abatement Settlement Funds/UConnectCare (Suicide Prevention Coalition)
- 11. Budget Amendment/Award-Mental Health/LGU OASAS Opioid Abatement Settlement Funds/Administrative Fees

- 12. Amendment to Resolution 62-2024/Budget Amendment-Mental Health/LGU Opioid Abatement Settlement Funds
- 13. Grant Acceptance/Budget Amendment Public Health/HUD Healthy Homes
- 14. Inter-Municipal Agreement–Public Health/Orleans, Livingston And Wyoming County Public Health Departments
- 15. 2024 Salary Schedule Amendment–Public Health/Public Health Environmental Health Specialist
- 16. Contract–Public Health/Rochester Regional Health Laboratory
- 17. Contract–Public Health/Preschool Supportive Health Services Program
- Opposing Senate Bill S4545 And Assembly Bill A3069 That Attempt To Consolidate The 109 Industrial Development Agencies Into 10 Regional Industrial Development Agencies
- 19. In Opposition Of Part "O" Of The Governors Article VII Revenue Bill Regarding The Citing of Major Electric Transmission Facilities, Also Known As The "RAPID" Act Which Erodes Home Rule

Legislator Clattenburg motioned for adoption for resolutions 1 through 19 seconded by Legislator Yunker followed by a roll call of 9 ayes, 0 nays and 0 absences for a total vote of 200.

Consent Agenda - Human Services Committee:

Clerk read resolution 20-24 of the Human Services Committee:

- 20. Renewal Of Contract–Office For The Aging/Consumer Directed In-Home Services/Trusted Choice
- 21. Renewal Of Contract–Office For The Aging/Doyle Security Systems
- 22. Contract Renewal–Public Health/The Arc Transportation Center
- 23. Contract-Genesee County Agricultural Society
- 24. Contract-Mercy Flight, Inc.

Legislator Torrey motioned to adopt resolutions 20 through 24, seconded by Legislator Hawley followed by a roll call of 9 ayes, 0 nays and 0 absences for a total vote of 200.

Chair Stein announced the public hearing closure if there were no interested parties to speak. No one came forward, Chair Stein, closed the public hearing at 6:03 p.m.

Non-Consent Items:

Clerk read Resolution 25

25. Agricultural District 2024 Annual Enrollment–Inclusion Request Of Parcel Into Agricultural District No. 1

Legislator Maha motioned to adopt resolution 25, seconded by Legislator Klotzbach followed by a roll call of 9 ayes, 0 nays and 0 absences for a total vote of 200.

Clerk read Resolution 26

26. County Audit - May 8, 2024

Legislator Clattenburg motioned to adopt Resolution 26, seconded by Legislator Klotzbach followed by a roll call of 9 ayes, 0 nays and 0 absences for a total vote of 200.

Unfinished Business:

RESOLUTION NO. 183

Adjournment: Chair Stein stand ordered to close the meeting at 6:05 p.m.

DECLARATION OF SURPLUS PROPERTY-COUNTY CLERK OFFICE EQUIPMENT-APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the Genesee County Clerk's Office does possess four (4) desks for employee use; and. WHEREAS, the desks are no longer needed by this department and they have been offered to other departments and none have shown any interest; and

WHEREAS, the Committee on Ways and Means did review this request and does recommend the desks be declared surplus property. Now, therefore, be it

RESOLVED, That the Genesee County Purchasing Director is hereby authorized to dispose of the four (4) desks by the method deemed most appropriate by that department.

Budget Impact: Should the desks sell at auction, the proceeds would go to the County's fund. Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 184 INSURANCE RENEWALS FOR 2024-2025 COUNTY ATTORNEY– APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, The insurance policies for Pollution Liability, Cyber Liability, Crime, and Airport Liability all expired on May 1, 2024; and

WHEREAS, The Lawley Insurance Agency was able to obtain competitive quotes and was able to bind these four coverages, subject to approval by the County of Genesee Legislature, and

WHEREAS, the premiums for these four policy coverages total \$84,183.75, as follows:

- 1. Pollution Liability Berkley Insurance Company \$8,611
- 2. Cyber Liability Crum & Forster Specialty Insurance Company \$67,118.75
- 3. Crime Hanover Insurance Company \$3,561.00
- 4. Airport Liability Global Aerospace, Inc./McCredie Agency \$4,893.00

WHEREAS, the Committee on Ways and Means did review this request and does recommend approval at this time. Now, therefore, be it

RESOLVED, that the County of Genesee Legislature does hereby approve retroactively from May 1, 2024 until May 1, 2025, insurance policy coverages to be placed with the four insurance companies set forth above for the individual amounts listed for each, totaling \$84,183.75, and be it further

RESOLVED, that the County of Genesee Legislature does hereby authorize and direct execution by the necessary individuals of all applications or other documents necessary to obtain these insurance coverages.

Budget Impact: Cost of the policies are included in the 2024 budgets for the respective departments. Highway for Pollution and Airport, County Manager for Crime and the County Attorney for Cyber. Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 185

DISTRIBUTION OF MORTGAGE TAX-FIRST PAYMENT 2024-APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the Genesee County Clerk and Treasurer have reported to this Legislature that there is now available for distribution to the several towns and villages and the City of Batavia, mortgage tax money amounting to \$357,474.67, and

WHEREAS, the Committee on Ways & Means did review the mortgage tax money available and recommends distribution of said sum among the several towns, villages, and the City of Batavia, according to the provisions of Section 261 of the tax laws as follows:

Town of LeRoy Town of Oakfield	\$ 50,952.10 \$ 16,706.63	Village of Oakfield Total	\$ 2,630.67 \$ 357,474.67
Town of Elba	\$ 7,580.55 \$ 50.052.10	Village of LeRoy	\$ 14,956.20 \$ 2,620.67
Town of Darien	\$ 13,874.47	Village of Elba	\$ 929.33
Town of Byron	\$ 20,144.25	Village of Corfu	\$ 1,183.44
Town of Bethany	\$ 10,166.29	Village of Bergen	\$ 1,944.16
Town of Bergen	\$ 14,849.50	Village of Attica	\$ 478.19
Town of Batavia	\$ 33,496.37	Village of Alexander	\$ 1,378.39
Town of Alexander	\$ 15,065.79	Town of Stafford	\$ 17,678.07
Town of Alabama	\$ 6,855.00	Town of Pembroke	\$ 19,978.34
City of Batavia	\$ 88,539.23	Town of Pavilion	\$ 18,087.70

Now, therefore, be it

RESOLVED, that the Genesee County Treasurer be and hereby is authorized and directed to pay the Town Supervisors, Village Treasurers, and the Treasurer of the City of Batavia the amounts aforesaid from the Mortgage Tax.

Budget Impact:

2023 1st Payment \$469,976.12 2022 1st Payment \$540,499.71 2021 1st Payment \$465,345.03 2020 1st payment \$388,967.72 2019 1st payment \$262,518.89 2018 1st payment \$383,585.91 2017 1st payment \$384,918.90 2016 1st payment \$278,153.64 2015 1st Payment \$292,934.98

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 186 HOL

HOLD HARMLESS AGREEMENT-GENESEE COUNTY /2024 MEMORIAL DAY PARADE – APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, Genesee County desires to participate in the City of Batavia Memorial Day parade on May 27, 2024, and

WHEREAS, the City of Batavia requires a certificate of insurance or a hold harmless agreement, and

WHEREAS, the Committee of Ways and Means did review this request and does recommend approval. Now, therefore, be it

RESOLVED, the Chair of the Genesee County Legislature is authorized and directed to sign the Hold Harmless Agreement for participation in the City of Batavia Memorial Day Parade on May 27, 2024.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

GENESEE COUNTY POLICY GC-057-LEADERSHIP GENESEE PARTICIPATION-APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, policy GC-057 Leadership Genesee Participation establishes procedure and guidelines for participation in County sponsored Leadership Genesee program, and

WHEREAS, the County Manager and Policy & Procedure Committee did carefully review GC-057 Leadership Genesee Participation and recommends adoption, and

WHEREAS, the Ways & Means Committee did review GC-057 Leadership Genesee Participation Policy and does recommend approval and adoption at this time. Now therefore, be it

RESOLVED, that the Genesee County Legislature does hereby approve and adopt GC-057 Leadership Genesee Participation policy.

Budget Impact: None

RESOLUTION NO. 187

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 188

AGREEMENT & BUDGET AMENDMENT-ARPA VENDOR AGREEMENT/GENESEE COUNTY CHAMBER OF COMMERCE AND COUNTY OF GENESEE-APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the American Rescue Plan Act (ARPA) was signed into law March 11, 2021 with Genesee County scheduled to receive a total of \$11,125,969 Million in Coronavirus State and Local Fiscal Recovery Funds, and

WHEREAS, Treasury issued a Final Rule for ARPA Fiscal Recovery Funds effective April 1, 2022 and ARPA provides that Coronavirus State and Local Fiscal Recovery Funds may be used to respond to the public health emergency or its negative economic impacts including assistance to non-profits, and

WHEREAS, Genesee County Chamber of Commerce, County's designated tourism promotion Agency, reported a loss of revenue as a direct result of the COVID-19 pandemic and submitted a request to the County for \$240,000 to conduct a comprehensive County-wide destination assessment, establish a new brand that identifies Genesee County's unique qualities and assets and create and implement a five (5) year strategic tourism plan, and

WHEREAS, the County of Genesee desires to enter into an Agreement with the Genesee County Chamber of Commerce for the purpose of assisting the County in meeting goals of the ARPA, and

WHEREAS, the County Manager, County Attorney and County Treasurer have reviewed and approve of the American Rescue Plan Act Coronavirus State and Local Fiscal Recovery Fund 21.027 Agreement between the County of Genesee and the Genesee County Chamber of Commerce, and

WHEREAS, the Ways & Means Committee did review the Agreement 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 American Rescue Plan Act Coronavirus State and Local Fiscal Recovery Fund 21.027 Agreement between the County of Genesee and the Genesee County Chamber of Commerce, and be it further

RESOLVED, that the Genesee County Treasurer is hereby authorized and directed to amend the 2024 budget by increasing A.1231.4800.0700 ARPA Contractual Expense in the amount of \$120,000 to be offset by an increase in revenue A.1231.4089.3 Federal Aid ARPA in a like amount.

Budget Impact: 2024 Budget will be amended by increasing A.1231.4800.0700 ARPA Contractual Expense in the amount of \$120,000 to be offset by an increase in revenue A.1231.4089.3 Federal Aid ARPA in a like amount. The remaining \$120,000 will be incorporated into the 2025 budget. Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 189 AFFILIATION AGREEMENT/MENTAL HEALTH/ ROBERTS WESLEYAN COLLEGE-APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the Director of Community Mental Health Services reviewed and approves of the affiliation agreement with Roberts Wesleyan College to participate in and complete an internship that will assist interns in completing their degrees. There are two agreements with Roberts Wesleyan College, one for the social work program and one for the psychology program. Genesee County Mental Health would like to participate in both programs, and

WHEREAS, the Genesee County Attorney, did review the affiliation agreements and does recommend approval at this time, and

WHEREAS, the Committees on Human Services and Ways and Means did review the affiliation agreement and does concur at this time. Now, therefore, be it

RESOLVED, that the Genesee County Legislature does hereby authorize and direct the Chairperson to approve the Affiliation Agreements with Roberts Wesleyan College, located at 2301 Westside Drive, Rochester, New York 14624, to be effective September 8, 2022 through September 2026, (for the social work program) and May 2024 through May 2029 (for the psychology program) unless terminated sooner. The agreement shall renew for additional one-year terms upon mutual agreement by both parties in writing.

Budget Impact: There is no financial impact associated with this affiliation agreement. No budgetary impact.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 190 AWARD OF RFA-MENTAL HEALTH/MENTAL

HEALTH/LGU OASAS OPIOID ABATEMENT SETTLEMENT FUNDS-APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the Director of Community Services within the Mental Health department is bringing forward the 2024 RFA for OASAS Opioid allocated LGU funding. Genesee County Mental Health has requested a total of \$24,984.00 for Treatment (\$7,950.00), Investments Across Service Continuum (\$8,000.00), Priority Populations (\$5,775.00), and administrative fees (\$3,259.00) and

WHEREAS, the Director of the Community Mental Health Services does approve this request and would like to allocate Genesee County Mental Health the requested amount of \$24,984.00, 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 2024 budget to take the administrative fee of \$3,259.00 from the A.688.2 Other Liabilities and put it into A.4314.2735 Opioid Settlement, and

RESOLVED, that the Genesee County Treasurer is hereby authorized and directed to amend the 2024 budget by increasing appropriation A.4314.4550.0000 Personnel training in the amount of \$21,725.00 and increasing revenue A.4314.2735 Opioid Settlement in a like amount with monies coming from A.688.2 Other Liabilities.

Budget Impact: There is no County cost, NYS OASAS funding will cover total amount of \$24,984.00, and the county will keep the 15% administrative fee of \$3,259.00.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

AWARD OF RFA/BUDGET AMENDMENT-MENTAL HEALTH/LGU OASAS OPIOID ABATEMENT SETTLEMENT FUNDS/HORIZON HEALTH SERVICES, INC. -APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the Director of Community Services within the Mental Health department is bringing forward the 2024 RFA for OASAS Opioid allocated LGU funding. Horizon Health Services, Inc. has requested a total of \$57,500.00; for Investments Across Service Continuum (\$30,000), Public Awareness (\$20,000), and Administrative fees (\$7,500), and

WHEREAS, the Director of the Community Mental Health Services does approve this request and would like to allocate Horizon Health Services, Inc. the requested amount of \$50,000.00, 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 2024 budget to take the administrative fee of \$7,500.00 from the A.688.2 Other Liabilities and put it into A.4314.2735 Opioid Settlement, and

RESOLVED, that the Genesee County Treasurer is hereby authorized and directed to amend the 2024 budget by increasing appropriation A.4314.4660.0000 Contractual in the amount of \$50,000.00 and increasing revenue A.4314.2735 Opioid Settlement in a like amount with monies coming from A.688.2 Other Liabilities.

Budget Impact: There is no County cost; NYS OASAS funding will cover total amount of \$57,500.00, and the county will keep the 15% administrative fee of \$7,500.00.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 192

RESOLUTION NO. 191

AWARD OF RFA/BUDGET AMENDMENT-MENTAL HEALTH/LGU OASAS OPIOID ABATEMENT SETTLEMENT FUNDS/ UCONNECTCARE (SUICIDE PREVENTION COALITION)-APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the Director of Community Services within the Mental Health department is bringing forward the 2024 RFA for OASAS Opioid allocated LGU funding. UConnectCare (Suicide Prevention Coalition host agency) has requested a total of \$6,824.00 for Prevention (\$2,174.00), Public Awareness (\$3,760.00), and administrative fees (\$890.00), and

WHEREAS, the Director of the Community Mental Health Services does approve this request and would like to allocate UConnectCare (Suicide Prevention Coalition host agency) the requested amount of \$5,934.00, 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 2024 budget to take the administrative fee of \$890.00 from the A.688.2 Other Liabilities and put it into A.4314.2735 Opioid Settlement, and

RESOLVED, that the Genesee County Treasurer is hereby authorized and directed to amend the 2024 budget by increasing appropriation A.4314.4660.0000 Contractual in the amount of \$5,934.00 and increasing revenue A.4314.2735 Opioid Settlement in a like amount with monies coming from A.688.2 Other Liabilities.

Budget Impact: There is no County cost; NYS OASAS funding will cover total amount of \$6,824.00, with the county keeping the 15% administrative fee of \$890.00.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

BUDGET AMENDMENT/AWARD-MENTAL HEALTH/LGU OASAS OPIOID ABATEMENT SETTLEMENT FUNDS/ADMINISTRATIVE FEES-APPROVAL OF

Legislator Clattenburg offered the following resolution:

RESOLUTION NO. 193

RESOLUTION NO. 194

WHEREAS, the Director of Community Services within the Mental Health department is bringing forward the 2023 OASAS Opioid allocated LGU administrative fees. During 2023 we awarded \$263,692.50 of LGU Opioid Abatement (total award was \$263,809.75 and we received a refund of \$117.25). Genesee County Mental Health is allowed a 15% administrative fee, which we did not include in 2023 resolutions. Genesee County Mental Health has requested a total of \$39,554.00 for administrative fees, and

WHEREAS, the Director of the Community Mental Health Services does approve this request and would like to allocate Genesee County Mental Health the requested amount of \$39,554.00, 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 2024 budget to take the administrative fee of \$39,554.00 from the A.688.2 Other Liabilities and put it into A.4314.2735 Opioid Settlement, and

Budget Impact: There is no County cost, NYS OASAS funding will cover total amount of \$39,554.00, with the county keeping this 15% administrative fee.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

AMENDMENT TO RESOLUTION 62-2024/BUDGET AMENDMENT-MENTAL HEALTH/LGU OPIOID ABATEMENT SETTLEMENT FUNDS - APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the Director of Community Services of Mental Health is requesting to amend resolution 62-2024 to correct the administrative fee under the LGU Opioid Abatement Settlement Funds to reduce the budgeted appropriation and revenue in the 2024 budget, and

WHEREAS, the Director of Community Services of Mental Health does approve this request to

amend the appropriate budget lines for the 15% administrative fee of \$2,100.00 which was incorrectly listed in the wrong account under resolution 62-2024, 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 Resolution No. 62-2024 by reducing Appropriation A.4314.4660.0000 Contracted Other in the amount of \$2,100.00 and reducing Revenue A.4314.2735 Opioid Settlement in a like amount.

Budget Impact: NYS OASAS funding will cover total amount of \$2,100.00 for the administrative fee that the county will keep in the A.4314.2735 revenue line.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 195 GRANT ACCEPTANCE/BUDGET AMENDMENT– PUBLIC HEALTH/HUD HEALTHY HOMES – APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the Housing and Urban Development agency has awarded the Genesee County Public Health Department \$1,182,681. This funding will be used to support costs to address health and safety hazards in privately owned/rented housing populations of low income families in Genesee, Livingston, Orleans and Wyoming Counties, and

WHEREAS, the Committees on Human Services and Ways and Means did review this award 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 an Agreement with the Housing and Urban Development Agency for the acceptance of the Healthy Homes Grant, in the amount of \$1,182,681, for the period May 15th, 2024 through November 15th, 2027, and to execute any and all other documentation related to this funding.

RESOLVED, that the Genesee County Treasurer is hereby authorized and directed to amend the 2024 Public Health Department Budget to reflect an increase of \$317,074 in revenue line A4010 4401 Federal-Aid Public Health to be offset by an increase of \$317,074 in the expense lines as follows:

A4010 1010.0000 Personal Services - \$47,612

A4010 4290.0035 Cell Phone/Air Card - \$280

A4010 4560.0000 Personnel Travel - \$4,062

A4010 4550.0000 Personnel Training - \$6,775

A4010 4650.0003 Contracted Services - \$224,222

A4010 4800.0000 Program Expense - \$13,969

A4010 8010.0000 Social Security Tax - \$3,000

A4010 8011.0000 Medicare Tax - \$700

A4010 8020.0000 Retirement - \$5,500

A4010 8030.0000 Medical - \$10,254

A4010 8040.0000 Dental - \$500

A4010 8070.0000 Vision - \$200

Budget Impact: All revenue and expenses will offset. There will be no county cost. The balance of the remaining funds will be allocated in the 2025, 2026, and 2027 budgets. HUD Healthy Homes funding requires that (2) staff attend up to (2) HUD Conferences per year. All travel costs are funded by the HUD Healthy Homes grant.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 196

INTER-MUNICIPAL AGREEMENT–PUBLIC HEALTH/ORLEANS, LIVINGSTON AND WYOMING COUNTY PUBLIC HEALTH DEPARTMENTS– APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the Public Health Director did present an agreement with the Orleans, Livingston and Wyoming County Public Health Departments, which allows the Genesee County Public Health Department to determine eligibility of households and housing units, and perform remediation or repair activities on Orleans, Livingston and Wyoming County eligible housing properties exclusively for fulfilling HUD Healthy Homes Production grant requirements, and

WHEREAS, the Committees on Human Services and Ways and Means did review this agreement 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 an agreement with the Orleans County Public Health Department, located at 14016 NY-31, West St Suite 101, Albion, NY 14411, the Livingston County Public Health Department, located at 2 Murray Hill Drive, Mount Morris, NY 14510 and the Wyoming County Public Health Department, located at 5362 Mungers Mill Road, Silver Springs, NY 14550. This will allow the Genesee County Public Health Department to determine eligibility of households and housing units, and perform remediation or repair activities on Orleans, Livingston and Wyoming County eligible housing, exclusively for fulfilling HUD Healthy Homes Production grant requirements, from May 15, 2024 to October 15, 2027.

Budget Impact: The Genesee County Public Health Department HUD Healthy Homes Production Grant will reimburse all expenses related to this agreement. All revenue and expenses are budgeted in the 2024 4010 Health Department budget. There will be no County Cost.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 197 2024 SALARY SCHEDULE AMENDMENT–PUBLIC HEALTH/PUBLIC HEALTH ENVIRONMENTAL HEALTH SPECIALIST–APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the Public Health Director has requested the creation of one full time CSEA position of Public Health Environmental Health Specialist, funded by the HUD Healthy Homes Grant, 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 and Human Resource Director are hereby authorized and directed to amend the 2024 Genesee County Employee Salary Schedule by creating one full time position of Public Health Environmental Health Specialist, CSEA Grade 20 effective 05/15/2024, ending on 10/15/2027.

Budget Impact: The creation of one full time Position of Public Health Environmental Health Specialist will take effect 05/15/2024 and will start in the position after 05/19/2024. The Environmental Health Specialist's salary and fringe are allocated in the 2024 Public Health Department budget and is fully funded by the HUD Healthy Homes Grant.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 198

CONTRACT-PUBLIC HEALTH/ROCHESTER REGIONAL HEALTH LABORATORY-APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the Public Health Director did present an agreement with Rochester Regional Laboratory to provide laboratory services for the Genesee County Public Health Department, and WHEREAS, the Committees on Human Services and Ways and Means did review this award 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 Rochester Regional Laboratory at 1425 Portland Avenue, Rochester, NY 14621, to provide laboratory services for the period May 1st, 2024 through September 29th, 2026. Budget Impact: All expenses associated with this contract will be paid for by the Lead CDC Grant. There will be no county cost.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

CONTRACT–PUBLIC HEALTH/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 (occupational therapy) to eligible children in the Preschool Supportive Health Services Program, and **WHEREAS**, the Committees on Human Services and Ways and Means did review this request and does recommend approval at this time. Now, therefore, be it

RESOLVED, that the Chair of the Genesee County Legislature is hereby authorized and directed to execute a contract with Rebecca Senf, having its principal location of business at 6620 East Bird Road, Byron, NY 14422, for the provision of Related Services (OT) in the Preschool Supportive Health Services Program (PSSHSP), effective May 1, 2024 through June 30, 2025, per the 2024-2025 PSSHSP rate schedule.

Budget Impact: Revenue and expenses are included in the 2024-2025 A 2960 3-5 Preschool Budget and will be included in the 2024-2025 Budget. These services qualify for NYS reimbursement at the rate of 59.5% less any Medicaid payment on Medicaid eligible children.

Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 200

RESOLUTION NO. 199

OPPOSING SENATE BILL S4545 AND ASSEMBLY BILL A3069 THAT ATTEMPT TO CONSOLIDATE THE 109 INDUSTRIAL DEVELOPMENT AGENCIES INTO 10 REGIONAL INDUSTRIAL DEVELOPMENT AGENCIES – APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, Senator Skoufis sponsored Senate bill S4545 and Assemblywomen Wallace sponsored Assembly Bill A3069 as Acts to amend General Municipal Law in relation to establishing industrial development agencies; and to repeal certain provisions of such law relating thereto, and

WHEREAS, said Acts would force Genesee County's IDA to consolidate into a "Finger Lakes Region" Industrial Development Agency covering a nine county Economic Development Region consisting of Orleans, Monroe, Wayne, Genesee, Wyoming, Livingston, Ontario, Seneca, and Yates counties, and

WHEREAS, said Acts' sponsoring memos provide very limited justification for this legislation by mentioning only concerns regarding IDA applicants "shopping around" amongst IDA;s with overlapping jurisdiction to attempt to obtain the "best deal" and,

WHEREAS, local IDA members have vested interests in the communities in which they live and are far more knowledgeable of the local economic development priorities as comparted to a 15 member regional agency spanning counties, and

WHEREAS, many of these 15 appointed members of the regional agency could not be expected to be familiar with Genesee County and the communities served by our existing local IDA, and

WHEREAS, accountability for actions taken by industrial development agencies should be vested in individuals who live and work in affected communities and understand the local economic development landscape, and

WHEREAS, the Genesee County Legislature agrees with the Genesee County IDA that keeping local decision making on important economic development priorities is imperative and a pillar of local government control accountable to its residents. Now, therefore, be it

RESOLVED, that the Genesee County Legislature hereby opposes Senate Bill S4545 and Assembly Bill 3069 that attempt to consolidate all 109 local Industrial Development Agencies into ten Regional Industrial Development Agencies, and be it further **RESOLVED**, that the Clerk of the Legislature will send certified copies electronically of this resolution to Governor Kathy Hochul, New York State Senate Majority Leader, Andrea Stewart-Cousins and Senate Minority Leader Robert Ortt, New York State Assembly Majority Speaker Carl Heastie, New York State Assembly Majority Leader Crystal Peoples-Stokes, Minority Leader William Barclay, Senator George Borrello, Assemblyman Stephen Hawley and Members of Inter-County Association of Western New York and any other person or organization deemed necessary. Legislator Yunker seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 201

IN OPPOSITION OF PART "O" OF THE GOVERNORS ARTICLE VII REVENUE BILL REGARDING THE CITING OF MAJOR ELECTRIC TRANSMISSION FACILITIES, ALSO KNOWN AS THE "RAPID" ACT WHICH ERODES HOME RULE – APPROVAL OF

Legislator Clattenburg offered the following resolutions:

WHEREAS, New York Governor Hochul has released the Executive Budget for Fiscal Year 2025, which includes Part O of the Transportation, Economic Development, and Environmental Conservation budget bill entitled the Renewable Action through Project Interconnect and Deployment ("RAPID") Act; and

WHEREAS, the RAPID Act has moved the Office of Renewable Energy Siting ("ORES") from the Department of State to the Department of Public Service, to consolidate and expedite permitting procedures for major renewable energy and electric transmission facilities under a new Article VIII of the Public Service Law; and

WHEREAS, the RAPID Act undermines sound environmental review of major electric transmission facilities by requiring ORES to render a permit decision within a single year, otherwise the facility shall be automatically approved, regardless of project size or impact on private property or conservation lands; and

WHEREAS, the RAPID Act constitutes a significant deprivation of Private Property Rights by extended the power of Eminent Domain to the construction of major electric transmission facilities by large-scale solar and wind developers, said power being currently limited to regulated utilities granted a certificate of environmental compatibility and public need; and

WHEREAS, the RAPID Act will undermine the protection of natural resources by allowing conservation easements to be extinguished anywhere in the state, for the construction of major electric transmission facilities by large-scale solar and wind developers, said authority being currently limited to regulated utilities granted a certificate of environmental compatibility and public need; and

WHEREAS, the RAPID Act further erodes home rule and local decision-making enshrined in the New York State Constitution, Local Government Bill of Rights, Statute of Local Governments, and Municipal Home Rule law, seizing the rights of local governments to determine how communities and property within their jurisdictions develop, and contravening the purpose of comprehensive planning. Now, therefore, be it

RESOLVED, the Genesee County Legislature strongly opposes the passage of Part O contained in the Governor's Article VII Revenue Bill relating to the expedited siting of major electric transmission facilities, the use of Eminent Domain, and the extinguishing of conservation easements; be it further **RESOLVED**, the Genesee County Legislature opposes the Governor's recent action which was taken that weakens or eliminates New York's long-standing tradition of Home Rule and local government authority; be it further,

RESOLVED, the Clerk of Genesee County is hereby directed to provide a copy of this resolution to Governor Kathy Hochul, Lieutenant Governor Antonio Delgado, members of the State Senate, members of the State Assembly, the New York State Association of Counties, Inter-County

Association of Western New York, and all others deemed necessary and proper. Legislator Yunker seconded the resolution, which was adopted by 200 votes. **RESOLUTION NO. 202 RENEWAL OF CONTRACT-OFFICE**

RENEWAL OF CONTRACT-OFFICE FOR THE AGING/CONSUMER DIRECTED IN-HOME SERVICES/TRUSTED CHOICE-APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, the Director of the Office for the Aging did present an renewal of contract established through RFP 2023-103 with Trusted Nurse Staffing dba Trusted Choice Home care, which took effect June 1, 2023, renewable for four (4) one-year renewal 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, Unmet Needs, and the New York State Department of Health Western New York Western New York Alzheimer's Disease Caregiver Support Initiative; and

WHEREAS, this is the first renewal of four (4) total contract one (1) year renewals upon mutual, written consent of both parties and in the best interest of Genesee County and the Committees 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 contract with Trusted Nurse Staffing dba Trusted Choice Homecare, 500 Seneca Street, Suite 501 Buffalo, NY 14204 for the provision of in-home health care at the rate of 27.25 per hour not to exceed \$138,730 for the period June 1, 2024 – May 31, 2025.

Budget Impact: Total contract for 2024 not to exceed \$138,730 and is included in the 2024 proposed county budget. Funding for Homecare comes through Unmet Needs, Title IIIE, WNY ADCSI, and EISEP.

Legislator Hawley seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 203

RENEWAL OF CONTRACT-OFFICE FOR THE AGING/DOYLE SECURITY SYSTEMS-APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, the Director of the Office for the Aging did present a renewal of contract established through RFP 2021-02 with Doyle Security Systems, Inc. to provide Personal Emergency Response Systems (PERS); and

WHEREAS, PERS has been implemented by the Office for the Aging to help address personal safety and response for older adults in Genesee County under the federally funded New York State Family Elder Caregiver Support Program Title IIIE, Unmet Needs, and the Expanded In-Home Services for the Elderly Program (EISEP). This agreement also offers discounted rates to Genesee County Private Pay citizens who are referred by the Office for the Aging; and

WHEREAS, this is the first of three (3) one (1) year renewals effective July 01, 2024 through June 30, 2025 upon mutual, written consent of both parties and in the best interest of Genesee County for the provision of personal emergency response systems for older adults in Genesee County and the Committees 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 document to award the contract to Doyle Security Systems, Inc. 792 Calkins Road, Rochester, NY 14623 to provide PERS for the period of July 01, 2024 through June 30, 2025 at the rate of:

Office for the Aging authorized clients:

1) <u>PERS</u>

- a. One Time Installation Charge
- b. Traditional Landline Device (aka Doyle Alert)
- c. Cellular Device (aka Telguard)
- d. Landline Auto. Fall Detection Device (aka Fall)

\$ 0	per unit
\$ <u>15</u>	per month
\$ 25	per month
\$ 20	per month

	e.	Cell Fall Detection Device (aka Fall Telguard)	\$	30	per month
		2) <u>PERS MOBILE GPS</u>			
	a.	One Time Activation Fee	\$	10	_ per unit
	b.	Mobile GPS PERS	\$	42	_ per month
	c.	Mobile GPS PERS w/Fall Detection	\$	47	per month
Self-Identifying Private Pay Genesee County clients pricing:					
1)	PE	RS			
		a. One Time Installation Charge	\$	0	_ per unit
	b.	Traditional Landline Device (aka Doyle Alert)	\$	25	per month
	c.	Cellular Device (aka Telguard)	\$	35	per month
	d.	Landline Auto. Fall Detection Device (aka Fall)	\$	30	per month
	e.	Cell Fall Detection Device (aka Fall Telguard)	\$	_40	per month
2)	GF	PS PERS			
	a.	One Time Activation Fee	\$	_10_	_ per unit
	b.	Mobile GPS PERS	\$	47	per month
	c.	Mobile GPS PERS w/Fall Detection	\$	52	per month

Budget Impact: PERS funding is 75%-90% covered through Title III-E Caregiver Support Program, Unmet Needs, and Expanded In-home Services for the Elderly (EISEP) with a required county 10-25% match. PERS cost for 2024 was incorporated into the adopted county budget for up to \$11,160. Legislator Hawley seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 204

CONTRACT RENEWAL–PUBLIC HEALTH/THE ARC TRANSPORTATION CENTER–APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, the Public Health Director did present a contract renewal with The ARC Transportation Center to provide transportation to eligible children under the age of six and their guardian who need transportation to a medical provider or laboratory within the GLOW region for the purpose of blood lead testing, and

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

RESOLVED, that the Chair of the Genesee County Legislature is hereby authorized and directed to enter into a contract renewal with The ARC Transportation Center, located at 18 Main Street, Mount Morris, NY 14510, retroactively, for the period of January 1, 2024 through September 29, 2026, at a rate of \$10 one way and \$2.20 per mile.

Budget Impact: All expenses associated with this contract will be offset by funds from the Lead CDC grant. There will be no county cost.

Legislator Hawley seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 205 CONTRACT-GENESEE COUNTY AGRICULTURAL SOCIETY-APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, the Genesee County Manager did present a contract to provide funding towards the 2024 Genesee County Fair, 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 be and hereby is authorized and directed to execute a contract by and between the County of Genesee and the Genesee County Agricultural society in the amount of \$12,000.00 to be used for 4-H Judging expense, 4-H Premiums, and Fair operations related costs associated with the 2024 Genesee County Fair.

Budget Impact: 2024 = \$12,000 annual 4-H funding

2021-2023 = \$11,000 Annual 4-H Premium funding 2020= Due to COVID the Ag Society did not seek funding 2019=\$11,000 Annual 4-H Premium funding 2018=\$9.900 annual 4-H Premium funding 2017=\$9,900 annual 4-H Premium funding (10% reduction) 2016= \$11,000 annual 4-H Premium funding 2015= \$11,000 annual 4-H Premium funding 2014=\$11,000 annual 4-H Premium funding 2013= \$6,214 annual 4-H Premium funding 2012 =\$6,214 annual 4-H Premium funding 2011= \$6,541 annual 4-H Premium funding 2010 =\$7,695 annual 4-H Premium funding 2005 - 2009 = \$8,100 annual 4-H Premium funding 2002 = \$15,000 to Cooperative Ext to fund fair enhancements 2000 - 2001 = \$25,000 to Cooperative Ext to fund fair enhancements 1999 = \$25,000 additional funding for fair enhancements 1998 - 2004 = \$9,000 annual 4-H Premium funding 1995 - 1997 = \$8,500 annual 4-H Premium funding 1993 - 1994 = \$7,500 annual 4-H Premium funding 1992 = \$9,000 annual 4-H Premium funding 1989 - 1991 = \$10,000 annual 4-H Premium funding

Legislator Hawley seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 206 CONTRACT-MERCY FLIGHT, INC.-APPROVAL OF Legislator Torrey offered the following resolution:

WHEREAS, Mercy Flight, Inc., is a community based, not-for-profit corporation offering regional air medical services, and

WHEREAS, funds were incorporated into the 2024 Genesee County Budget in the amount of \$12,825 to support the continued provision of air medical transfer service on behalf of Genesee County, and

WHEREAS, the Genesee County Manager did present a contract outlining the terms and conditions of this funding 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 a contract between the County of Genesee and Mercy Flight, Inc., 100 Amherst Villa Road, Buffalo, NY for the provision of air medical transfer service in Genesee County for the period January 1, 2024 through December 31, 2024 for a contribution from Genesee County in the amount of \$12,825.

Budget Impact: 2024 annual funding = \$12,825

2023 annual funding = \$12,825 regular funding - \$22,750 specialty equipment 2022 annual funding = \$12,825 regular funding - \$22,750 portable radios 2017-2021 annual funding = \$12,8252011 -2016 annual funding = \$14,250

2006-2010 annual funding = \$15,000

1998 - 2005 annual funding = \$10,000

- 1997 annual funding = \$7,500
- 1996 annual funding = \$5,000

Legislator Hawley seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 207

AGRICULTURAL DISTRICT 2024 ANNUAL ENROLLMENT–INCLUSION REQUEST OF PARCEL INTO AGRICULTURAL DISTRICT NO. 1 – APPROVAL OF

Legislator Maha offered the following resolution:

WHEREAS, chapter 523 of the Laws of 2003 did amend NYS Agricultural and Markets Law (AML) Section 303-b which now requires the County Legislature to designate an annual thirty-day time period within which a land owner may submit a request for inclusion of land which is predominantly viable agricultural land within a certified agricultural district, prior to the County established review period, and

WHEREAS, Genesee County Legislature through resolution No. 399 of 2003 designated the time period from January 26th to February 24th as the annual thirty-day time period within which a land owner may submit a request for inclusion of land which is predominantly viable agricultural land within a certified agricultural district prior to the County established review period, and

WHEREAS, during the 2024 Annual Enrollment Period, one parcel in the Town of Batavia (Tax Map Parcel No. was requested to be included into Agricultural District No. 1, and

WHEREAS, the Genesee County Agricultural and Farmland Protection Board at its March 21, 2024 meeting reviewed this request and after applying its test for determining what constitutes viable agricultural farmland, made recommendations that the County Legislature adopt the inclusion of the aforementioned parcel into Agricultural District No. 1, and

WHEREAS, the Clerk of the Genesee County Legislature published the required notices and sent the required mailings and the Genesee County Legislature held a public hearing on the request for inclusion of this parcel on Wednesday, May 8, 2024, and

WHEREAS, in accordance with the New York State Environmental Quality Review Act of 1975, and in accordance with adopted review procedures and the criteria set forth in Part 617, the Agricultural District under review has been determined to have no significant effect on the environment after preparing and evaluating a Short Environmental Assessment Form (EAF), and

WHEREAS, the Committee on Public Service does concur with the recommendations of the Genesee County Agricultural and Farmland Protection Board. Now, therefore, be it

RESOLVED, that the Genesee County Legislature does hereby approve the inclusion of parcel 18.-1-73 in the Town of Batavia into Ag District No. 1 under the provisions of Section 303-b of NYS Agriculture and Markets Law, authorizes the Chair of the Legislature to sign all necessary SEQR documentation and directs the Director of Planning to submit the necessary documentation to the NYS Commissioner of Agriculture and Markets for review and certification.

Budget Impact: None

Legislator Klotzbach seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 208 COUNTY AUDIT–MAY 8, 2024 - APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, Legislator Klotzbach did review the following claims	:		
2024 General Fund		924,935.11	
2024 Highway		168,797.11	
2024 Self Insurance		37,600.84	
2024 Water Fund		536,729.04	
DSS Abstracts		185,914.02	
Capital Projects			
Sheriff/Jail – Jail Construction		448,756.53	
Sheriff/Jail – Jail Construction – Utility Bill		9,918.19	
Airport – Pavement Management System		2,000.00	
Airport – Runway Lighting & Signage Replacement		2,000.00	
Airport – Replace Runway PAPI System		4,500.00	
County Manager – Building Security Upgrades		21,116.02	
Highway – Large Span Culverts		2,763.43	
Highway – County Road 50 (Perry Road)		359,192.29	
Highway – Attica Road (Bridge 11M)		22,318.00	
Payroll – General			
May 3, 2024		1,492,139.31	
Medicaid			
April 30, 2024		181,406.00	
May 7, 2024		181,406.00	
Total Audit	\$	4,581,491.89	
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 Klotzbach seconded the resolution, which was adopted by 200 votes.

CERTIFICATION OF THE CLERK STATE OF NEW YORK, County of Genesee, ss: I hereby certify that the foregoing is a true report of the proceedings of the Legislature of the County of Genesee on Wednesday, May 8, 2024, at 5:30 P.M., typographical errors excepted. LISA K. CASEY