FIFTEENTH DAY
GENESEE COUNTY LEGISLATURE
OLD COURT HOUSE – 7 MAIN STREET, BATAVIA, NY
WEDNESDAY, SEPTEMBER 23, 2026

The Genesee County Legislature met in regular session on Wednesday, September 23, 2026 at 4:30 PM in the Legislative Chambers of the Old Courthouse.

Legislator Klotzbach offered to assist with the audit. Legislator Hawley offered to assist with the Prayer and the Pledge to the Flag.

Roll Call was taken to establish a quorum with 9 in attendance: Legislators Yunker, Clattenburg Dibble, Deleo, Hawley, Mancuso, Borrelli, Torrey and Klotzbach.

Proclamations & Commendations: None.

Approval Of Minutes: the September 9, 2026 meeting minutes approved as presented by Chairman Yunker.

Committee & Special Assignment Reports: None.

Communications & Petitions:

1. Travel Out-of-State: Melissa Martelle, DPW to Washington D.C. for Professional Development Training at a total cost of $3,134.03, motioned by Legislator Clattenburg, seconded by Legislator Borrelli, carried.
2. Travel Out-of-State: Allysa Pascoe/Health Dept.-to Norfolk, VA for Indoor 2026 Radon & Vapor Intrusion Conference. Grant Funded $2,266, motioned by Legislator Mancuso, seconded by Legislator Hawley, carried.
3. Travel Out-of-State: Amy DeGweck-Hallborg/Health Dept.–to Norfolk, VA for Indoor 2026 Radon & Vapor Intrusion Conference. Grant Funded $2,266, motioned by Legislator Deleo, seconded by Legislator Torrey, carried.
4. Travel Out-of-State: Deputy James Stack to Philadelphia, PA to obtain K9, $425.85, motioned by Legislator Klotzbach, seconded by Legislator Dibble, carried.
5. Travel Out-of-State: Sheriff Graff to Quantico, VA to attend National Sheriff's Institute 125th Leadership Development Course, Cost is $140.00, motioned by Legislator Deleo, seconded by Legislator Torrey, carried.

Legislator Comments: Chairman Yunker commented on the Employee Recognition Luncheon organized by Human Resources, stating it was a very nice event. Chairman Yunker thanked Legislators Mancuso and Hawley for attending. He gave a special recognition to a 50-year, public servant who is also a Legislator. Legislator Gordon Dibble.

Chairman Yunker also spoke of the Broadband project press conference as the broadband project is nearly complete with just the Nature Center left for internet connection next week. Appreciated Spectrum and Steven Falitico and the team for setting up the conference.

County Manager Report: County Manager Matt Landers stated he is meeting with departments to review budget. The budget gap is now down to 1.7 million, but realistically it is closer to 1.4 million with once changes to Mental Health and Department of Social Services are added. Every day he is working to tighten department budgets so once it is time to file the budget it will be balanced. Chairman Yunker appreciates the hard work.

Resolutions:

Consent Agenda Items - Ways and Means Committee:

1. Genesee County Policy GC-092-Electronic Funds Transfer
2. Award Of Contract–County Manager/Vacant Rental Program/Owner & Designated Vacant Rental Property

3. Grant Acceptance/2026 Budget Amendment–Sheriff/GTSC Police Traffic Services Program
4. Surplus Property–Sheriff/2007 Toyota RAV4
5. Rescind Resolution 188-2026–Sheriff/ Surplus 2017 Ford F250
6. Budget Amendment–Sheriff/Vehicle Maintenance
7. Award Of Bid (RFP #2026-10)-Sheriff/Drones & Accessories
8. Budget Amendment-Sheriff/Firearms Training Equipment
9. Agreement–Sheriff/Jail /Securitas Technology Software Support Agreement (SSA)
10. Budget Amendment–Sheriff/K-9 Program
11. Budget Transfer-Sheriff/Justice for Children Advocacy Center
12. Budget Transfer-Sheriff/Genesee Justice
13. Award of Contracts-Sheriff/Communications/Lumen Serve, Inc.
14. Change Orders–Facilities Management/Engine House Renovation/Rooftop Unit EH-1 Replacement
15. 2026 Salary Schedule Amendment–DPW
16. Full-Time Seasonal Salary Schedule and Part-Time Airport Fuel Attendant Salary Schedule
17. Capital Project-Authorization to Close -DPW/Highway Recycling
18. Surplus Equipment-Dpw/Road Machinery Fund
19. Special Event–Dewitt Recreation Area/ Batavia Rotary Club/Trick or Trot 5k Cemetery Run/Walk
20. Consultant Agreement Amendment– DPW/Countywide Water Project /Arcadis/Phase 3B
21. Project Partnership Agreement–DPW/USACE/Countywide Water Project/VA Tank Replacement/Certificate of Authority
22. Agreement To Accept Property–DPW/Fisher Rd
23. Award Of Bid #2026-12–Fuel Products/DPW

Legislator Clattenburg moved for the adoption of resolutions 1 through 23, of the Ways & Means committee, seconded by Legislator Dibble followed by a roll call of 9 ayes, 0 no's and 0 absences for a total vote of 200.

Consent Agenda Items - Public Service Committee:

24. Agreement Renewal-Sheriff/Justice for Children Advocacy Center /Forensic Interviewer Jessica Mitchell
25. Agreement Renewal-Sheriff/Justice for Children Advocacy Center /Mental Health Clinical Therapist Julie A. Walsh
26. Agreement Renewal-Sheriff/Justice for Children Advocacy Center /Forensic Interviewer Kathy Colgan

Legislator Klotzbach moved for the adoption of resolutions 24 through 26, of the Public Service committee, seconded by Legislator Mancuso followed by a roll call of 9 ayes, 0 no's and 0 absences for a total vote of 200.

Non-Consent Agenda Items:

27. Appointment-Genesee County Industrial Development Agency D/B/A Genesee County Economic Development Center ("GCEDC")/Jonathan Tretter

Legislator Clattenburg moved for the adoption of resolution 27, seconded by Legislator Mancuso followed by a roll call of 9 ayes, 0 no's and 0 absences for a total vote of 200.

28. County Audit- September 23, 2026

Legislator Clattenburg moved for the adoption of resolution 28, seconded by Legislator Klotzbach followed by a roll call of 9 ayes, 0 no's and 0 absences for a total vote of 200.

RESOLUTION NO. 378 **GENESEE COUNTY POLICY GC-092-ELECTRONIC FUNDS TRANSFER-APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, policy GC-092 Electronic Funds Transfer (ETF) establishes a policy and procedure for instituting internal controls and guidelines for the use of electronic funds transfers that ensures secure and accurate processing of financial transactions, and

WHEREAS, the County Treasurer, Deputy County Treasurer, County Manager, and Policy & Procedure Committee did carefully review GC-092 Electronic Funds Transfer (EFT) and recommend adoption, and

WHEREAS, the Ways & Means Committee did review GC-092 Electronic Funds Transfer 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-092 Electronic Funds Transfer (EFT) policy.

Budget Impact: None.

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

RESOLUTION NO. 379 **AWARD OF CONTRACT–COUNTY MANAGER'S OFFICE/VACANT RENTAL PROGRAM/OWNER & DESIGNATED VACANT RENTAL PROPERTY–APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, the State of New York, through the Housing Trust Fund Corporation (HTFC) and administered by its Office of Community Renewal (OCR), has established the Vacant Rental Program (VRP) to increase the supply of safe, quality, and affordable housing by providing financial assistance for the rehabilitation of vacant rental units, and

WHEREAS, the County of Genesee has been awarded funding under the Vacant Rental Program and has been designated to administer the program in accordance with the requirements established by the State of New York, HTFC, and OCR, and

WHEREAS, the County of Genesee has sought Round 2 applications from eligible property owners and evaluated vacant rental properties in accordance with the program guidelines, eligibility requirements, and selection criteria established by HTFC and OCR, and

WHEREAS, the Deputy County Manager, Housing Development Officer and program consultants have reviewed submitted applications and do recommend approval of the following designated vacant rental properties for participation in the Genesee County's Vacant Rental Program, contingent further upon compliance with all applicable State and program requirements, and

WHEREAS, the Committee on Ways and Means has reviewed 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 any and all contract documents necessary to enter into a contract and to implement program requirements with the following property owners for the provision of award of Vacant Rental Program funds, not to exceed $75,000 per unit, in accordance with the requirements of the State of New York, the Housing Trust Fund Corporation, and the Office of Community Renewal for the period of September 23, 2026 through December 31, 2028.

VRP ID#	Property Owner	Property Address	Municipality	# of Vacant Units
GE-006	Legacy Investments, LLC	3-5 Columbia Ave	City of Batavia	2
GE-011	Gregory & Janet May	8927 Alexander Rd.	Batavia	1

GE-016	Joseph Bosch	133 Liberty St.	City of Batavia	1
GE-017	Jill & Stephen Gould	6932 Cato St.	Pavilion	4
GE-019	GVM Properties, Inc	15-17 N. Lake Ave,	Village of Bergen	2
GE-020	Accountability Apartments, LLC	20 Thorp St.	City of Batavia	2
GE-022	John Mullen	24 Porter Ave	City of Batavia	1
GE-023	215 East Main Batavia, LLC	215 E. Main St.	City of Batavia	5
GE-024b	Michael & Ceceila Lullo	2 South St.	Village of Leroy	1

Budget Impact: Any and all related expenses are reimbursable up to 100% thru the New York State Vacant Rental Program. Revenue and expenses are included in the 2026 A 1230 County Manager's budget.

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

RESOLUTION NO. 380 GRANT ACCEPTANCE/2026 BUDGET AMENDMENT–SHERIFF/GTSC POLICE TRAFFIC SERVICES PROGRAM-APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the Sheriff requested authorization to accept grant funding from the NYS Governor's Traffic Safety Committee in the amount of $13,270, to participate in the statewide Police Traffic Services Program, for the period of October 1, 2026 through September 30, 2027, and

WHEREAS, the Committees on Public Service and Ways and Means did review this 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 accept the NYS GTSC PTS Grant award in the amount of $13,270. Be it further

RESOLVED, that the Genesee County Treasurer is hereby authorized and directed to amend the 2026 budget by increasing Sheriff's account A3110.1020.0700 (Overtime-STEP) in the amount of $3,105; to be offset by an increase in revenue account A3110.4511 (Federal Aid Traffic Safety) in the amount of $3,105.

Budget Impact: Increase in Sheriff's 2026 appropriations in the amount of $3,105, offset by an increase in revenue in a like amount with funds coming from the NYS GTSC Police Traffic Services Program. The remaining $10,165 will be accounted for in the 2027 budget.

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

RESOLUTION NO. 381 SURPLUS PROPERTY–SHERIFF/2007 TOYOTA RAV4–APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the Genesee County Sheriff's Office has taken ownership of a 2007 Toyota RAV4 (Vehicle Identification Number JTMZD33V776043343), as a result of a forfeiture in a criminal case pursuant to a court order to be used for law enforcement purposes, and

WHEREAS, the Genesee County Sheriff's Office did use this vehicle for law enforcement purposes, however, it has been determined that this vehicle's condition has severely deteriorated. Therefore, the Genesee County Sheriff is requesting this 2007 Toyota RAV4 be declared surplus property and disposed of through auction or scrapped, and

WHEREAS, the Committees on Public Service and Ways and Means did review this request and do recommend this vehicle be declared surplus property at this time. Now, therefore, be it

RESOLVED, that the Genesee County Legislature does hereby declare the 2007 Toyota RAV4 (Vehicle Identification Number JTMZD33V776043343) surplus property to be disposed of through auction or scrapped. Be it further

RESOLVED, that the revenue from the sale or scrap of this vehicle be appropriated to T36 Court Order Deposit Account.

Budget Impact: Revenue from the sale/scrap of this vehicle to be appropriated to T36 Court Order Deposit Account and distributed to the applicable agencies pursuant to CPLR §1349.
Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 382 RESCIND RESOLUTION 188-2026–SHERIFF/ SURPLUS 2017 FORD F250–APPROVAL OF

Legislator Clattenburg offered the following resolution:
WHEREAS, resolution number 188-2026 authorized the surplus of a 2017 Ford F250 (Vehicle Identification Number 1FT7X2B69HEF08991) that the Genesee County Sheriff's Office took ownership of as a result of a forfeiture in a criminal case pursuant to a court order, and
WHEREAS, the Genesee County Sheriff's Office desires to retain this vehicle to use for law enforcement purposes and no longer wishes to dispose of it through the auction process, and
WHEREAS, the Committees on Public Service and Ways and Means did review this request and do recommend this vehicle be declared surplus property at this time. Now, therefore, be it
RESOLVED, that resolution number 188-2026 to be rescinded as a result of the Genesee County Sheriff's Office desiring to retain this vehicle to use for law enforcement purposes.
Budget Impact: No impact.
Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 383 BUDGET AMENDMENT–SHERIFF/VEHICLE MAINTENANCE–APPROVAL OF

Legislator Clattenburg offered the following resolution:
WHEREAS, the Genesee County Sheriff's Office has taken ownership of a 2017 Ford F250 (Vehicle Identification Number 1FT7X2B69HEF08991), as a result of a forfeiture in a criminal case pursuant to a court order to be used for law enforcement purposes, and
WHEREAS, the Genesee County Highway Department has evaluated the condition of the vehicle and provided an estimate in the amount of $6,100 to perform needed maintenance, and
WHEREAS, the Sheriff has requested a budget amendment to transfer funds to cover this expense, and
WHEREAS, the Committees on Public Service 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 make the following budget amendment:

$6,500 to Sheriff's Account A3110.4340.0000 (Vehicle Maintenance/Repair)
Offset by increasing Sheriff's Revenue Account A3110.2626 (Forfeiture of Crime Proceeds) by $6,500, with funds to come from Account A899.3 (State Restricted Fund)

Budget Impact: Increase in Sheriff's appropriations of $6,500 to A3110.4340.0000 (Vehicle Maintenance/Repair) to be offset by an increase in Sheriff's Revenue Account A3110.2626 (Forfeiture of Crime Proceeds) by $6,500, with funds to come from Account A899.3 (State Restricted Fund)
Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 384 AWARD OF BID (RFP #2026-10)-SHERIFF/DRONES & ACCESSORIES-APPROVAL OF

Legislator Clattenburg offered the following resolution:
WHEREAS, Genesee County received four bids in response to a Request for Proposal (#2026-10) for the purchase of three drones and accessories, and
WHEREAS, after careful review by the Purchasing Director and Sheriff, it is recommended that the bid be awarded to Empire Drone Company, 6171 Airport Road, Syracuse, NY 13209, at a cost

of $26,872 for three drones and accessories, and
WHEREAS, the Committees of Public Service and Ways and Means did review this 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 award the bid to Empire Drone Company, 6171 Airport Road, Syracuse, NY 13209, at a cost of $26,872 for three drones and accessories.
Budget Impact: Funds have been included in the 2026 budget.
Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 385 BUDGET AMENDMENT-SHERIFF/FIREARMS TRAINING EQUIPMENT-APPROVAL OF

Legislator Clattenburg offered the following resolution:
WHEREAS, the Genesee County Sheriff's Office wishes to purchase firearms training equipment with funds available from the sale of departmental rifles/shotguns, and
WHEREAS, the Committees of Public Service 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 2026 budget as follows:

$1,950 to Sheriff's Account A3110.4700.0000 (Specialized Supplies)
$1,000 to Sheriff's Account A3110.2010.0025 (Files/Cabinets/Safes)
$5,300 to Sheriff's Account A3110.4700.0115 (Targets)
$ 250 to Sheriff's Account A3110.4700.0110 (Ammunition)
Offset by increasing Sheriff's Revenue Account A3110.2665 (Sale of Equipment) in the amount of $8,500.

Budget Impact: Increase in Sheriff's 2026 appropriations in the amount of $1,950 to A3110.4700.0000 (Specialized Supplies), $1,000 to A3110.2070.0025 (Files/Cabinets/Safes), $5,300 to A3110.4700.0115 (Targets), $250 to A3110.4700.0110 (Ammunition) to be offset by an increase in Sheriff's Revenue Account A3110.2665 (Sale of Equipment) by $8,500.
Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 386 AGREEMENT–SHERIFF/JAIL/SECURITAS TECHNOLOGY SOFTWARE SUPPORT AGREEMENT (SSA)-APPROVAL OF

Legislator Clattenburg offered the following resolution:
WHEREAS, Securitas Technology is the vendor that provides the Hirsch Velocity Software for the Genesee County Jail's security system/software, and
WHEREAS, the Hirsch Velocity Software is a critical component that provides staff access to the secure doors for entrance into and areas within the Genesee County Jail, and
WHEREAS, after careful review by the County Attorney, Sheriff, Jail Superintendent and Purchasing Director, it is recommended that the County enter into this agreement, and
WHEREAS, the committees of Public Service 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 enter into this agreement, and sign any other documents pertaining to this agreement, with Securitas Technology, 3800 Tabs Drive, Uniontown, Ohio 44685, for a cost not to exceed $1,305, for the time period of 11/6/26 to 11/6/27.
Budget Impact: The total cost of $1,305 has been allocated in the 2026 jail budget.
Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 387 BUDGET AMENDMENT–SHERIFF/K-9 PROGRAM –APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, Genesee County Sheriff's Office police K-9, Rayzor, is expected to be retiring in the beginning of 2027. A fundraising campaign was initiated by a private entity to assist with the costs associated with continuing the program and purchasing a new police K-9, and

WHEREAS, Deputy Stack has agreed to continue to be the K-9 handler and has selected a new K-9 for purchase at a cost of $14,000, and

WHEREAS, there are funds available in the K-9 Gifts and Donations account to cover this cost, therefore, the Sheriff has requested a budget amendment to transfer funds to cover this expense, and

WHEREAS, the Committees on Public Service 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 make the following budget amendment:

$14,000 to Sheriff's Account A3110.4800.3317 (Program Exp-Canine Program)
Offset by increasing Sheriff's Revenue Account A3110.2705 (Gifts and Donations)

Budget Impact: Increase in Sheriff's appropriations of $14,000 to A3110.4800.3317 (Program Exp-Canine Program) to be offset by an increase in Sheriff's Revenue Account A3110.2705 (Gifts and Donations).

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

RESOLUTION NO. 388 BUDGET TRANSFER-SHERIFF/JUSTICE FOR CHILDREN ADVOCACY CENTER–APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the Justice for Children Program Coordinator respectfully requests to transfer funds within the 2026 Genesee County budget, and

WHEREAS, this budget transfer is being requested due to a staff vacancy (effective 3/23/26 – present) that has led to underspent personnel and fringe money in two grants from the NYS Office of Child and Family Services and NYS Office of Victim Services and the need to move funding to utilize these funds in other expense accounts, and

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

RESOLVED that the Genesee County Treasurer is hereby authorized and directed to make the following budget transfers within the 2026 budget as follows:

Transfer from expense accounts:

A.3152 1010.0000	Personnel Services	$34,109.00
A.3152 8010.0000	Social Security	$ 2,096.00
A.3152 8011.0000	Medicare	$ 495.00
A.3152 8020.0000	Retirement	$ 4,413.00
A.3152 8070.0000	Vision	$ 11.00
A.3152 4660.0000	Contracted – Other	$ 5,033.00
	Total	$46,157.00

Transfer to expense accounts:

A.3152 2010.0022	Chairs	$ 416.00
A.3152 2022.0001	Micro Computer	$ 6,782.00
A.3152 2024.0005	Software-Data Base	$14,300.00

A.3152 2060.0070	Security Equipment	$ 1,745.00
A.3152 4550.0000	Personnel Training	$ 2,634.00
A.3152 4800.0000	Program Expenses	$20,280.00
	Total	$46,157.00

Budget Impact: Appropriations to the Justice for Children Advocacy Center budget are offset by revenue from the NYS Office of Children and Family Services and NYS Office of Victim Services.
Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 389 BUDGET TRANSFER-SHERIFF/GENESEE JUSTICE–APPROVAL OF

Legislator Clattenburg offered the following resolution:
WHEREAS, the Genesee Justice Program Coordinator respectfully requests authorization to transfer funds within the 2026 Genesee County budget, and
WHEREAS, the requested budget transfer is necessary due to staff vacancies in the Victim Services program, which have resulted in unspent Personal Services and Contractual Services funds from the awarded 2025-2026 New York State Office of Victim Services grant, and
WHEREAS, the proposed transfer will allow the unspent grant funds to be utilized for allowable program expenses that support the continued delivery of comprehensive victim services, and
WHEREAS, the Committees on Public Service and Ways and Means did review this request and does recommend acceptance of the budget transfer at this time. Now, therefore, be it
RESOLVED that the Genesee County Treasurer is hereby authorized and directed to make the following budget transfers within the 2026 budget as follows:
Transfer from expense accounts:

A.3151 1010.0000	Personnel Services	$ 25,379.00
A.3151 4110.0000	Office Supplies	$ 568.00
A.3151 4540.0000	Mileage	$ 681.00
A.3151 4550.0000	Training	$ 640.00
	Total	$ 27,268.00

Transfer to expense accounts:

A.3151 2010.0021	Tables/Tub/Totes	$ 138.00
A.3151 2010.0022	Chairs	$ 1,000.00
A.3151 2010.0025	Files/Cabinets/Safes	$ 600.00
A.3151 4140.0000	Postage	$ 500.00
A.3151 4150.0000	Printing	$15,000.00
A.3151 4800.0000	Program Expense	$10,030.00
	Total	$27,268.00

Budget Impact: Appropriations to the Genesee Justice budget are offset by revenue from the NYS Office of Victim Services.
Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 390 AWARD OF CONTRACTS-SHERIFF /COMMUNICATIONS/LUMEN SERVE, INC. - APPROVAL OF

Legislator Clattenburg offered the following resolution:
WHEREAS, Genesee County operates a public safety radio system pursuant to Federal Communications Commission licensing and Federal Aviation Administration requirements, and
WHEREAS, Genesee County owns and operates radio towers that are essential to the county's public safety communications infrastructure, and

WHEREAS, the collision-avoidance lighting systems on the five county-owned radio towers are obsolete, and one new constructed county-owned radio tower is in need of a collision-avoidance lighting system, and

WHEREAS, the installation of solid-state LED collision-avoidance lighting will provide improved reliability, reduce maintenance and replacement costs and bring the radio towers into compliance with current Federal Aviation Administration standards, and

WHEREAS, following careful review by the Sheriff, County Purchasing Director, and the Director of Emergency Communications, it is recommended approval of two proposals submitted by Lumen Serve, Inc. at a total cost of both not to exceed $256,429, and

WHEREAS, the Committees on Public Service and Ways and Means did review this request and do recommend approval at this time. Now, therefore, be it

RESOLVED, that the Chair of the Legislature is hereby authorized and directed to execute any and all documents necessary to enter into two contracts with Lumen Serve, Inc., 4818 East Ben Boulevard, #107, Austin, Texas 78741, for the provision and installation of LED collision-avoidance lighting on six county-owned radio towers at a total cost not to exceed $256,429.

Budget Impact: The two contracts shall be funded entirely through reimbursable SICG grant funding, including $37,302 from the FY23 SICG Targeted Grant for the newly constructed tower and $219,127 from the FY23/FY24 SICG Grant for the five existing county-owned towers for a total cost not to exceed $256,429.

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

RESOLUTION NO. 391 **CHANGE ORDERS–FACILITIES MANAGEMENT /ENGINE HOUSE RENOVATION/ROOFTOP UNIT EH-1 REPLACEMENT–APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, Genesee County has continued work on the renovation of the Engine House located at 3 West Main Street in the City of Batavia, and

WHEREAS, Architect's Supplemental Instruction (ASI-015), issued by SWBR and dated March 26, 2026, directed the replacement of Rooftop Unit EH-1 due to additional unit capacity being required, and

WHEREAS, based on this change, Genesee County has been requested by contractors to amend their existing contracts for this additional work, and

WHEREAS, the County Commissioner of Public Works has reviewed these change requests for need and accuracy of pricing, and

WHEREAS, the County Commissioner of Public Works recommends approval of the change orders at this time, and

WHEREAS, the Committees on Public Service and Ways and Means did review this recommendation and does concur. Now, therefore, be it

RESOLVED, that the Chair of the Genesee County Legislature does hereby authorize a Change Order in the total amount of $93,760.96 for Pipitone Enterprises, LLC, 25 East Buffalo Street, PO Box 354, Churchville, NY 14428, for the replacement of Rooftop Unit EH-1 at the Engine House, including associated subcontracted controls and testing and balancing work. Be it further

RESOLVED, that the Chair of the Genesee County Legislature does hereby authorize Professional Services Change Order #05 in the amount of ($16,800.00) for SWBR, 387 East Main Street, Rochester, NY 14604, reflecting a credited fee from Salas O'Brien (formerly M/E Engineering) for the difference in replacement cost for AHU EH-1 and associated costs between bid day and the current date.

Budget Impact: The net effect of these change orders is an increase of $76,960.96 ($93,760.96 increase to the Pipitone Enterprises contract, offset by a $16,800.00 credit to the SWBR professional services contract), to be funded by the Engine House Renovations Capital Project. The capital project has an available balance of $588,556.45.
Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 392 2026 SALARY SCHEDULE AMENDMENT–DPW–APPROVAL OF

Legislator Clattenburg offered the following resolution:
WHEREAS, the County Commissioner of Public Works has requested eliminating one current Assistant County Engineer position and creating one Junior Engineer position to better align with the department's organizational structure and staffing needs, and
WHEREAS, the Committees on Public Service and Ways and Means did review this request and does recommend that these changes be implemented at this time. Now, therefore, be it
RESOLVED, that the Genesee County Treasurer and the Genesee County Human Resources Director are hereby authorized and directed to amend the Management Salary Schedule to eliminate one Assistant County Engineer position (Grade 121) and create one Junior Engineer position (Grade 113), effective October 1, 2026
Budget Impact: Savings of approximately $13,000 per year.
Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 393 FULL-TIME SEASONAL SALARY SCHEDULE AND PART-TIME AIRPORT FUEL ATTENDANT SALARY SCHEDULE-APPROVAL OF

Legislator Clattenburg offered the following resolution:
WHEREAS, the County Commissioner of Public Works has had difficulty in filling the positions of Seasonal Groundskeeper and Flagperson as well as part-time Airport Attendants, and
WHEREAS, the salaries for these positions have not been adjusted since 2021, and
WHEREAS, the County Commissioner of Public Works did present and recommend the adoption of a salary schedule amendment for full-time seasonal personnel and part-time salary schedule for Airport Fuel Attendants, and
WHEREAS, the Committees on Public Service and Ways and Means did review this request and does recommend that these changes be implemented at this time. Now, therefore, be it
RESOLVED, that the full-time Seasonal Salary Schedule and part-time Airport Fuel Attendant Salary Schedule for Genesee County Employees be amended as follows:

	STEP 1	**STEP 2**	**STEP 3**
Part-Time Airport Fuel Attendant	$17.34	$17.86	$18.40
Groundskeeper	$19.12	$19.69	$20.28
Flagperson	$19.12	$19.69	$20.28

RESOLVED, that the amended salary schedule will be placed into effect November 1, 2026.
Budget Impact: The County Road Fund, Facilities Management, Parks and Airport Budgets have funds available based on vacancies, lower usage of overtime and actual employment duration (working less than the budgeted 6 months for seasonal positions).
Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 394 CAPITAL PROJECT-AUTHORIZATION TO CLOSE -DPW/HIGHWAY RECYCLING-APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the County Commissioner of Public Works reported that a capital project has been completed and recommended that said capital project be closed at this time, and
WHEREAS, the Committees on Public Service and Ways and Means reviewed this request and recommend that said capital project be closed at this time. Now, therefore, be it
RESOLVED, that the Genesee County Treasurer is hereby authorized and directed to close the following Capital Project:

Capital Project	**Balance**	**Income Source**
Highway Recycling	0	CHIPS

Budget Impact: None.
Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 395 **SURPLUS EQUIPMENT-DPW/ROAD MACHINERY FUND-APPROVAL OF**

Legislator Clattenburg offered the following resolution:
WHEREAS, the County Commissioner of Public Works 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
#4024 – Freightliner Road Tractor
Budget Impact: Revenue for Road Machinery Fund
Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 396 **SPECIAL EVENT–DEWITT RECREATION AREA/ BATAVIA ROTARY CLUB/TRICK OR TROT 5K CEMETERY RUN/WALK–APPROVAL OF**

Legislator Clattenburg offered the following resolution:
WHEREAS, a Special Event application was received from the Batavia Rotary Club to use the DeWitt Recreation Area to host the Trick or Trot 5K Cemetery Run/Walk on October 24, 2026, and
WHEREAS, the County Commissioner of Public Works reviewed and recommends approval of this event, and
WHEREAS, the Committees on Public Service and Ways and Means do concur with this request. Now, therefore, be it
RESOLVED, that the Genesee County Legislature does herby grant permission to the Batavia Rotary Club to use the DeWitt Recreation Area to host the Trick or Trot 5K Cemetery Run/Walk on October 24, 2026, as per the Special Events Policy and Procedures for Community Events for the Parks and Recreation Areas.
Budget Impact: None.
Legislator Dibble seconded the resolution, which was adopted by 200 votes.

RESOLUTION NO. 397 **CONSULTANT AGREEMENT AMENDMENT– DPW/COUNTYWIDE WATER PROJECT /ARCADIS/PHASE 3B–APPROVAL OF**

Legislator Clattenburg offered the following resolution:
WHEREAS, the County desires to progress the preliminary design of the recommended 10-year (Phase 3B) Capital Improvement Plan Supply projects identified in the Countywide Water Master

Plan Report, and

WHEREAS, Arcadis is prepared to develop the Phase 3B Basis of Design (BOD) Report to confirm project objectives, Master Planning assumptions, capacity targets, level of service, required surveys & permitting, siting constraints, cost estimates and schedules, and

WHEREAS, stakeholder engagement review meetings will continue throughout the Phase 3B BOD process, including coordination with New York State Department of Health, and

WHEREAS, the County Commissioner of Public Works has reviewed the Genesee County Water Supply System Phase 3 Improvements Amendment No. 4 proposal from Arcadis to develop the Phase 3B Basis of Design Report including design criteria for five (5) new pumps stations, one (1) pump station upgrade, one (1) control valve, and six (6) new transmission mains, and

WHEREAS, the County Commissioner of Public Works recommends amending the existing consultant agreement with Arcadis at this time, and

WHEREAS, the Committees on Public Service and Ways and Means did review this recommendation and does concur. Now, therefore, be it

RESOLVED, that the Genesee County Legislature does hereby authorize and direct the Chairperson of the Genesee County Legislature to enter into a consultant agreement with Arcadis of New York, Inc., 100 Chestnut Street, Suite 1020, Rochester, NY 14604 in the amount of $258,966 for the purpose of developing the Phase 3B Basis of Design Report.

Budget Impact: The consultant agreement amendment No. 4 is in the amount not to exceed $258,966, with a total agreement amount of $995,229. This agreement is funded through Contracted Other EW.8320 4660.0000.

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

RESOLUTION NO. 398 **PROJECT PARTNERSHIP AGREEMENT–DPW/ USACE/COUNTYWIDE WATER PROJECT/VA TANK REPLACEMENT/CERTIFICATE OF AUTHORITY–APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, the County's FY26 Community Project Funding Appropriations request for the replacement of the VA Water Storage Tank was successful and the County has been awarded $10 million in federal cost-share funding through the Section 219 Environmental Infrastructure (EI) Program, and

WHEREAS, section 219 of the Water Resources Development Act (WRDA) of 1992 as amended by WRDA 2022, Section 8375 (P.L. 117-263) authorizes the U.S. Army Corps of Engineers (USACE) to provide design and construction assistance for the non-federal project for the VA Water Storage Tank Replacement, and

WHEREAS, the Section 219 EI Program requires a non-Federal cost share from the project sponsor, and

WHEREAS, the USACE requires the County to designate a certified authority authorized to execute the necessary agreements and certifications on behalf of Genesee County, and

WHEREAS, the Chair of the Genesee County Legislature is authorized to enter into a Project Partnership Agreement (PPA) with the USACE for the VA Water Storage Tank Replacement Project, upon terms and conditions acceptable to the County, and

WHEREAS, the Chair of the Genesee County Legislature is authorized to accept bids and execute necessary contracts related to this project, upon such terms and conditions as shall be approved by the County, and

WHEREAS, the County Commissioner of Public Works recommends executing this agreement at this time, and

WHEREAS, the Committees on Public Service and Ways and Means did review this recommendation and does concur. Now, therefore, be it

RESOLVED, that the Genesee County Legislature does hereby authorize and direct the Chair of the Genesee County Legislature to execute and enter into all necessary agreements with the U.S. Army Corps of Engineers for financial assistance provided under the Section 219 Environmental Infrastructure Program for the design and construction of the VA Water Storage Tank Replacement project. Be it further

RESOLVED, that the Chair of the Genesee County Legislature is authorized to accept, deposit, appropriate, and expend in an amount not to exceed $10,000,000 in Federal funds for purposes of the design and constructions of the replacement VA Storage Tank. Be it further

RESOLVED, that the Chair of the Genesee County Legislature is authorized to appropriate and expend in the amount not to exceed $2,500,000 for the required non-Federal cost share associated with the design and construction of the replacement VA Water Storage Tank, provided that such expenditures are consistent with applicable Federal, State, and County requirements.

Budget Impact: The not-to-exceed amount of $2,500,000 will be funded through the Water Infrastructure EW8320 2080.0002 with a remaining 2027 balance of $2,700,000.

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

RESOLUTION NO. 399 AGREEMENT TO ACCEPT PROPERTY–DPW /FISHER RD–APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the Genesee County Commissioner of Public Works established capital projects for the Fisher Rd over Oak Orchard Creek culvert within the Town of Oakfield, and

WHEREAS, the County Commissioner of Public Works requested that the New York State Department of Transportation acquire the right to any and all property required by the County to advance the projects, and

WHEREAS, the New York State Department of Transportation requires the County of Genesee to agree to accept ownership of any property required by the State or rights therein to all involved property connected with the projects, and

WHEREAS, the Genesee County DPW Commissioner does recommend an agreement with the New York State Department of Transportation as this time, and

WHEREAS, the Committees on Public Service and Ways and Means did review this recommendation and do concur. Now, therefore, be it

RESOLVED, the County of Genesee hereby agrees to accept all acquired property from the State or its agencies upon completion of the projects and to keep the property for the life of the structure.

Budget Impact: There is no budget impact to accepting these parcels and easements.

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

RESOLUTION NO. 400 AWARD OF BID #2026-12–FUEL PRODUCTS /DPW –APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the County Commissioner of Public Works and the Purchasing Officer advertised for bid #2026-12 for the delivery of fuel products to the fuel farms; and

WHEREAS, the County Commissioner of Public Works does recommend awarding a contract at this time, and

WHEREAS, the Committee on Public Service and Ways and Means did review this request and does recommend awarding a contract at this time. Now, therefore, be it

RESOLVED, that the Chairperson of the Genesee County Legislature is hereby authorized and directed to award a contract for the delivery of Fuel Products to Mirabito Holdings, Inc. dba Mirabito Energy Products, 49 Court St PO Box 5306 Binghamton NY 13902 as per specifications in Genesee County Bid #2026-12 for one year beginning September 1, 2026, with three one year renewals.

Budget Impact: The cost of fuel is a budgeted item within the Road Machinery budget. The cost of fuel has been very volatile over the last several months. The current 2026 Budget includes expenses of $770,000 for unleaded and $380,000 for Diesel. These budget numbers were calculated at a base rate of approximately $2.75 for unleaded and diesel as of September 2025. The current base price based on the September 1, 2026 rack was $4.70 for Diesel and $3.45 for unleaded. A budget amendment for the expense and revenue related to fuel will be required later this year.

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

RESOLUTION NO. 401 **AGREEMENT RENEWAL-SHERIFF/JUSTICE FOR CHILDREN ADVOCACY CENTER/FORENSIC INTERVIEWER JESSICA MITCHELL-APPROVAL OF**

Legislator Klotzbach offered the following resolution:

WHEREAS, the Justice for Children Program Coordinator did request to renew an agreement with Jessica Mitchell as a Forensic Interviewer for the Justice for Children Advocacy Center (JFCAC), and

WHEREAS, this agreement will allow the JFCAC to continue to conduct high-quality; evidence-based forensic interviews of children impacted by abuse and will allow us to meet our Standards of Accreditation by the National Children's Alliance, and

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

RESOLVED, that the Chair of the Genesee County Legislature and the Genesee County Sheriff are hereby authorized and directed to execute any and all documents pertaining to this agreement renewal with Jessica Mitchell, 971 Redman Road, Hamlin, NY 14464, as a forensic interviewer at the Justice for Children Advocacy Center for the period of October 1, 2026, through September 30, 2027, at a cost of $75.00 per hour.

Budget Impact: Funds for contractual agreements are fully covered by grants from the NYS Office of Children and Family Services and NYS Office of Victims Services and are included in the 2026 JFCAC budget and will be included in the 2027 JFCAC budget.

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

RESOLUTION NO. 402 **AGREEMENT RENEWAL-SHERIFF/JUSTICE FOR CHILDREN ADVOCACY CENTER/MENTAL HEALTH CLINICAL THERAPIST JULIE A. WALSH -APPROVAL OF**

Legislator Klotzbach offered the following resolution:

WHEREAS, the Justice for Children Advocacy Center (JFCAC) Program Coordinator did request to renew an agreement with Julie Walsh as a Mental Health Clinical Therapist for the JFCAC, and

WHEREAS, this agreement will allow the JFCAC to continue to meet the mental health needs of children and families impacted by abuse and will allow us to meet our Standards of Accreditation by the National Children's Alliance, and

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

RESOLVED, that the Chair of the Genesee County Legislature and the Genesee County Sheriff are hereby authorized and directed to execute any and all documents pertaining to this agreement renewal with Julie A. Walsh, LCSW-R, 43 Sarah Circle, Spencerport, New York 14559, for clinical supervision of the JFCAC Mental Health Therapists and to provide mental health services to child victims and their families for the Justice for Children Advocacy Center for the period of October 1, 2026, through September 30, 2027, at a cost of $75.00 per hour.

Budget Impact: Funds for contractual agreements are fully covered by grants from the NYS Office of Children and Family Services and NYS Office of Victims Services and are included in the 2026 JFCAC budget and will be included in the 2027 JFCAC budget.

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

RESOLUTION NO. 403 **AGREEMENT RENEWAL-SHERIFF/JUSTICE FOR CHILDREN ADVOCACY CENTER/FORENSIC INTERVIEWER KATHY COLGAN-APPROVAL OF**

Legislator Klotzbach offered the following resolution:

WHEREAS, the Justice for Children Advocacy Center (JFCAC) Program Coordinator did request to renew an agreement with Kathy Colgan as a Forensic Interviewer for the JFCAC, and

WHEREAS, this agreement will allow the JFCAC to continue to conduct high-quality; evidence-based forensic interviews of children impacted by abuse and will allow us to meet our Standards of Accreditation by the National Children's Alliance, and

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

RESOLVED, that the Chair of the Genesee County Legislature and the Genesee County Sheriff are hereby authorized and directed to execute any and all documents pertaining to this agreement with Kathy Colgan, 16 Country Meadow Drive, Honeoye Falls, NY 14472, as a forensic interviewer, peer review, and training for the Justice for Children Advocacy Center/Team for the period of October 1, 2026 through September 30, 2027 at a cost of $110.00 per hour.

Budget Impact: Funds for contractual agreements are fully covered by grants from the NYS Office of Children and Family Services and NYS Office of Victims Services and are included in the 2026 JFCAC budget and will be included in the 2027 JFCAC budget.

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

RESOLUTION NO. 404 **APPOINTMENT-GENESEE COUNTY INDUSTRIAL DEVELOPMENT AGENCY D/B/A GENESEE COUNTY ECONOMIC DEVELOPMENT CENTER ("GCEDC")/JONATHAN TRETTER - APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, The Genesee County Industrial Development Agency (GCIDA) was created by an Act of the Legislature of the State of New York on May 8, 1970 by Chapter 565 of the laws of 1970 and set forth in section 895-e of the General Municipal Law of the State of New York, and

WHEREAS, The GCIDA was created by Resolution No. 177 of the Genesee County Legislature on September 23, 1970 to consist of 5 members "who shall serve at the pleasure of the Genesee

County Legislature", and

WHEREAS, the membership of the GCIDA was increased by Resolution No. 225 of the Genesee County Legislature on September 19, 1979 from 5 to 7 members with "said term of office expiring at the pleasure of the Genesee County Legislature.", and

WHEREAS, on September 11, 2026, the GCEDC Board Chairman and the Chairman of the Genesee County Legislature received a letter of resignation from Mr. Paul Battaglia, a 13-year member of the GCEDC Board, requesting that his resignation be effective immediately; and

WHEREAS, Mr. Jonathan Tretter from Batavia, New York has submitted an application to the Genesee County Legislature Chairman requesting an appointment to the seven member board of the Genesee County Industrial Development Agency, d/b/a the Genesee County Economic Development Center ("GCEDC"), and

WHEREAS, the Committee of Ways and Means does recommend Mr. Jonathan Tretter be appointed effective September 24, 2026 to June 29, 2031 to finish out Mr. Paul Battaglia's term. Now, therefore, be it

RESOLVED, that the Genesee County Legislature does hereby appoint Mr. Jonathan Tretter of Batavia, New York to the Genesee County Industrial Development Agency d/b/a the Genesee County Economic Development Center effective September 24, 2026 to June 29, 2031.

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

RESOLUTION NO. 405 COUNTY AUDIT–SEPTEMBER 23, 2026-APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, Legislator Klotzbach did review the following claims:

2026 General Fund	911,434.17
2026 Highway	75,771.50
2026 Water	58,066.90
2026 Self Insurance	7,593.72
DSS Abstracts	390,983.03
Capital Projects	
County Manager – Building Security Upgrades	4,613.92
County Park – Dewitt Improve Phase IV	3,453.00
Facilities Management – Animal Shelter Upgrades	49.35
Facilities Management – Building 1 Renovations	5,651.10
Facilities Management – Courts Facility Roof	5,959.94
Facilities Management – Engine House Roof & Exterior Work	3,474.80
Facilities Management – Fire Panel Communicator Upgrades	1,146.00
Highway – Ellinwood Road over Murder Creek	22,508.07
Highway – Highway Maintenance	124,090.01
Highway – Richley Road over Murder Creek	262.00
Highway – Large Span Culverts	1,055.25
Payroll – General	
September 18, 2026	2,497,728.19
Medicaid	
September 15, 2026	190,005.00
September 22, 2026	190,005.00
Total Audit	$ 4,493,850.95

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.

Unfinished Business: None.

Adjournment: Chairman Yunker adjourned the meeting at 4:44 p.m.