

THIRD DAY

GENESEE COUNTY LEGISLATURE

OLD COURT HOUSE – 7 MAIN STREET, BATAVIA, NY

WEDNESDAY, FEBRUARY 8, 2023

The Genesee County Legislature met in Regular Session on Wednesday, February 8, 2023 at 5:30 PM in the Legislative Chambers of the Old Courthouse. Legislature Hawley offered to assist with the audit. The prayer will be offered by Legislator Torrey followed by the Pledge to the Flag.

Proclamations & Commendations: None

Approval of Minutes January 25, 2023 – Motioned to amend minutes requesting to use the word “absent” in place of N/A on roll call. Moved by Legislator Clattenburg seconded by Legislator Deleo, carried. Approval of January 25, 2023 minutes by Legislator Torrey seconded by Legislator Dibble, carried.

Committee & Special Assignment Reports: Legislator Yunker attending a jail committee meeting, discussed numbers, walked the site, administration bldg. is enclosed and pods continue to be delivered. Traffic is running smooth through the City as the pods are being delivered. Also discussed, “Wings over Batavia” it will be a great event. There will be high-end worldwide performers, there is lots of enthusiasm. Also looking for volunteers, application available on website.

Communications & Petitions

1. Travel Out-of-State: Gabrielle Lanich, 2023 HUD Program Manager School April 17-21, 2023 – Cost \$2,285 – Requirement for Grant Funding

Lanich	Y	N	simple	2/3
1. Klotzbach	absent		16	16
2. Yunker	X		26	26
3. Dibble	2		25	25
4. Hawley	X		31	31
5. Stein	X		26	26
6. Torrey	X		23	23
7. Deleo	X		17	17
8. Clattenburg	1		18	18
9. Maha	absent		18	18
TOTALS			200	200
Roll Call			166	
Approval			101	134

2. Travel Out-of-State: Deb Hill, 2023 HUD Program Manager School April 17-21, 2023 – Cost \$2,185 – Requirement for Grant Funding

Hill	Y	N	simple	2/3
1. Klotzbach	absent		16	16
2. Yunker	X		26	26
3. Dibble	X		25	25
4. Hawley	X		31	31
5. Stein	X		26	26
6. Torrey	1		23	23
7. Deleo	2		17	17
8. Clattenburg	X		18	18
9. Maha	absent		18	18
TOTALS			200	200
Roll Call			166	
Approval			101	134

3. Travel Out-of-State: David Bell- Health Dept. NACCHO Prep Summit April 22-27, 2023 – Cost \$2,515

Bell	Y	N	simple	2/3
1. Klotzbach	absent		16	16
2. Yunker	2		26	26
3. Dibble	X		25	25
4. Hawley	1		31	31
5. Stein	X		26	26
6. Torrey	X		23	23
7. Deleo	X		17	17
8. Clattenburg	X		18	18
9. Maha	absent		18	18
TOTALS			200	200
Roll Call			166	
Approval			101	134

Legislature Clerk read a retirement notification from Laurie Miller, Board of Trustee from Genesee Community College. Retirement effective June 30, 2023. Ms. Miller dedicated three terms as a Board of Trustee. Legislature commented on her impact and acknowledged her service.

Legislator Comments: None.

County Manager Report: Matt Landers discussed meeting with EFCUH Officials

There was a follow-up call regarding opportunities for water funding.

Tom Carpenter, Tim Hens and Justin took the initial call from the county with individuals from DOH and EFC Officials in late November. Katie Holman and Shelley Stein got the attention of these individuals due to behind the scenes work. Tim Hens called Matt after the initial phone call; the tone set was that these individuals were here to help find funding through the State for the water project. A follow-up call was scheduled. The take away from the initial call was that DOH and EFC could not talk about or deal economic projects. After the initial call Tim Hens sent this group the master plans, cash flow etc. The follow-up call was very different from before, there were moments of silence and more having to engage with the Officials. State Officials told Matt that the county had broken up a 150 million dollar project into 3 phases or projects. In the initial phone meeting, the county was advised to combine the 3 phases into 1 phase. However, the follow-up meeting told them to do it how they wanted to. In the follow-up phone meeting EFC offered 30 million dollars for funding, which is much less than what was anticipated. Now the project is at risk for losing funding if it is combined into one project. There is disappointment due to the initial meetings of a larger funding opportunity. Believed the DOH and EFC were going to help get better funding for the project. Tim Hens, Matt Landers and Shelley Stein reached out to Katie Holman to do an investigation to figure out what changed between the November meeting and the January meeting. There are still other possible sources for funding and 30 million may not be what was expected but it is still helpful. The overall take away is that 30 million dollars will still help but would like to keep other options open for more help towards funding.

Resolutions: Consent Agenda Items

Ways and Means Committee:

Legislator Clattenburg motioned for adoption for resolutions 1-19, a request for a second,

Legislator Deleo seconded.

1. Mortgage Tax Increase Extension-Request For Authorizing Legislation
2. Request for Authorizing Legislation-Sales Tax/Continuation of One Percent (1%) Increase Extension Until November 30, 2026
3. Budget Amendment-County Attorney/Casualty Liability Insurance Reserve
4. Official Newspaper for the County of Genesee

5. 36-Month Lease Agreement-Information Technology/Fiber Service-Empire Access To Leroy Police Department
6. 36-Month Agreement-Information Technology/Phone Service-Empire Access To County Airport And Emergency Management Services
7. Monthly Agreement-Information Technology/Spectrum Internet Service To County Park Nature Center
8. Acceptance Of Grant Funds/2022 Budget Transfer/2022 Budget Amendment-Sheriff-SAM/CREST Grant
9. Agreement Approval – Sheriff / Squad 9 LLC
10. Declaration of Surplus Property – Sheriff's Office / 911 Dispatch Center Video Wall
11. 2023 Contract-Mental Health/Allison T. Prince, PsyD
12. Board Appointments – Youth Bureau
13. Contract for Security Services-Social Services/Mental Health/Motor Vehicles
14. 2023 Salary Schedule Amendment – Health Department
15. Contract – Health Department/United Memorial Medical Center/Post-Exposure Rabies Treatment Services
16. Grant Acceptance/Budget Amendment – Health Department/NEHA-FDA Retail Flexible Funding Model (RFFM) Grant
17. Contract - Health Department/Viken Detection
18. Agreement - Health Department/Lamar LLC
19. Contracts-Health Department/Preschool Supportive Health Services Program

1-19	Y	N	simple	2/3
1. Klotzbach	absent		16	16
2. Yunker	X		26	26
3. Dibble	X		25	25
4. Hawley	X		31	31
5. Stein	X		26	26
6. Torrey	X		23	23
7. Deleo	2		17	17
8. Clattenburg	1		18	18
9. Maha	absent		18	18
TOTALS			200	200
Roll Call			166	
Approval			101	134

Human Services Committee:

Legislator Torrey motioned for adoption of resolutions 20-22 and Legislator Dibble seconded.

20. Amendment to By-laws-Youth Advisory Board
21. Contracts-Health Dept/Preschool Supportive Health Services Program
22. Acceptance of Bid-Health/Mobile Clinic RV

20-22	Y	N	simple	2/3
1. Klotzbach	absent		16	16
2. Yunker	X		26	26
3. Dibble	2		25	25
4. Hawley	X		31	31
5. Stein	X		26	26
6. Torrey	1		23	23
7. Deleo	X		17	17
8. Clattenburg	X		18	18
9. Maha	absent		18	18
TOTALS			200	200
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Non-Consent Items:

Legislator Torrey motioned to amend the resolution removing a title and adding a title to the list ethics policy-making list. Legislature Clerk read the change to Resolution 23 Genesee County Ethics and Disclosure Law-Designation of Policy Making Positions and Boards. The current resolution calls for a Specialist (Day Treatment) position as policy making. This position is no longer a valid position. Request an amendment to remove Specialist (Day Treatment) from the list along with a request to add the Mental Health Deputy Director to the policy making position list.

Chair Stein: All in favor of the amendment Aye (Legislator Yunker, Dibble, Hawley, Torrey, Deleo, Clattenburg), resolution 23 has been amended.

Seconded by Legislator Hawley.

Please take the roll call:

23	Y	N	simple	2/3
1. Klotzbach	absent		16	16
2. Yunker	X		26	26
3. Dibble	X		25	25
4. Hawley	2		31	31
5. Stein	X		26	26
6. Torrey	1		23	23
7. Deleo	X		17	17
8. Clattenburg	X		18	18
9. Maha	absent		18	18
TOTALS			200	200
Roll Call			166	
Approval			101	134

Legislator Clattenburg offered the Following Resolution

24. County Audit – February 8, 2023 seconded by Legislator Hawley.

Please take the roll call:

24	Y	N	simple	2/3
1. Klotzbach	absent		16	16
2. Yunker	X		26	26
3. Dibble	X		25	25
4. Hawley	2		31	31
5. Stein	X		26	26
6. Torrey	X		23	23
7. Deleo	X		17	17
8. Clattenburg	1		18	18
9. Maha	absent		18	18
TOTALS			200	200
Roll Call			166	
Approval			101	134

Unfinished Business:

Adjournment

Legislator Clattenburg Moved to close the meeting and Seconded by Legislator Deleo.

TIME:5:57 p.m.

RESOLUTION NO. 24

**MORTGAGE TAX INCREASE EXTENSION–
REQUEST FOR AUTHORIZING LEGISLATION –
APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, the County of Genesee has imposed an additional one-quarter of one percent (0.25%) local tax on mortgages for real property situated within the County of Genesee in addition to the tax imposed on said mortgages with the local tax of one-quarter of one percent to be used for the purpose of offsetting expenses of the Recording/County Clerk's Office or any County General

Fund purpose in Genesee County, and

WHEREAS, the legislation authorizing such additional mortgage tax will expire July 31, 2023 and the County Legislature wishes to extend its provisions, and

WHEREAS, The Committee of Ways and Means does recommend requesting approval for continuation at this time. Now, therefore, be it

RESOLVED, that the Genesee County Legislature does hereby petition State Senator George Borrello and Assemblyman Stephen M. Hawley to draft and introduce such legislation and further requests the New York State Legislature to support the legislation necessary to continue a one-quarter of one percent (0.25%) increase in Genesee County's mortgage tax rate. Be it further,

RESOLVED, that certified copies of this resolution be sent to Governor Kathy Hochul, Senator George Borrello and Assemblymen Stephen M. Hawley and any other agency as indicated by the Chair of the Genesee County Legislature.

Legislator Deleo seconded the resolution, which was adopted by 166 votes (Klotzbach -16 Absent and Maha – 18 Absent).

RESOLUTION NO. 25

**REQUEST FOR AUTHORIZING LEGISLATION-
SALES TAX/CONTINUATION OF ONE PERCENT
(1%) INCREASE EXTENSION UNTIL NOVEMBER
30, 2026 - APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, State Legislation authorizing Genesee County to continue its imposition of an additional one percent 1% Local Sales Tax expires on November 30, 2023, and

WHEREAS, the Committee on Ways & Means does recommend requesting approval for continuation at this time. Now, therefore, be it

RESOLVED, that the Genesee County Legislature does hereby request New York State Senator George Borrello and Assemblyman Stephen Hawley to draft and introduce Legislation authorizing Genesee County to renew the additional one percent (1%) Sales Tax through November 30, 2026, and Be it further

RESOLVED, that certified copies of this resolution be forwarded to Governor Kathy Hochul, Senator George Borrello, Assemblyman Stephen Hawley, New York State Association of Counties and Genesee Association of Municipalities.

Legislator Deleo seconded the resolution, which was adopted by 166 votes (Klotzbach -16 Absent and Maha – 18 Absent).

RESOLUTION NO. 26

**BUDGET AMENDMENT – COUNTY ATTORNEY
/CASUALTY LIABILITY INSURANCE RESERVE –
APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, the County Attorney did request an amendment to the 2023 County Budget due to a shortage of funds in his claims account, and

WHEREAS, there is sufficient money in the Casualty Liability Insurance Reserve to cover this shortfall. Now, therefore, Be it

RESOLVED, that the Genesee County Treasurer is hereby authorized and directed to amend the 2023 Budget by adjusting the County Attorney Appropriations and Revenues by the following amounts:

Increase in revenue MS.1000.9999 Balancing-Appropriated	\$90,000
to be offset by an	
Increase in expense MS.1930.4800-0100 Claims	\$90,000

Budget Impact: There will a \$90,000 decrease in the Casualty Liability Insurance Reserve. The reserve balance is \$1,229,998.70 as of 12/31/21. The Casualty Liability Insurance Reserve balance will be \$1,139,998.70 after the \$90,000.00 decrease. The 2022 closeout has not been completed to date.

Legislator Deleo seconded the resolution, which was adopted by 166 votes (Klotzbach -16 Absent and Maha – 18 Absent).

RESOLUTION NO. 27

**OFFICIAL NEWSPAPER FOR THE COUNTY OF
GENESEE – APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, the Genesee County Republican Committee and the Genesee County Democratic Committee did recommend the Daily News, 438 East Main Street, Batavia, New York as the Official Newspaper for the Year 2023, pursuant to Chapter 214 of the County Law. Now, therefore, be it

RESOLVED, that the Genesee County Legislature does hereby designate the Daily News as the Official Newspaper for the Year 2023.

Legislator Deleo seconded the resolution, which was adopted by 166 votes (Klotzbach -16 Absent and Maha – 18 Absent).

RESOLUTION NO. 28

**36-MONTH LEASE AGREEMENT-INFORMATION
TECHNOLOGY/FIBER SERVICE-EMPIRE ACCESS
TO LEROY POLICE DEPARTMENT - APPROVAL
OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, The Director of Information Technology did present a 36-month lease agreement with Empire Access for one strand of fiber from County Building II to LeRoy Police Department at 3 W Main St, LeRoy, NY 14482, and

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

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the agreement with Empire Access, 34 Main Street, Prattsburgh, NY 14873 for a 36-month lease effective June 1, 2023 through July 1, 2026 at a cost of \$500.00 a month and a \$1,000 installation.

Budget Impact: \$1,000 for installation only. County IT can cover this expense from the current Contracted Services line A.1680.4600.0000. The \$500.00 monthly charge will be from budget line A.1680.4290.0600 Internet and Bandwidth and will be covered from the elimination of a fiber connection to the Cedar Street radio tower and the elimination of the Radio Monitoring services previously provided by Integrated Systems.

Legislator Deleo seconded the resolution, which was adopted by 166 votes (Klotzbach -16 Absent and Maha – 18 Absent).

RESOLUTION NO. 29

**36-MONTH AGREEMENT-INFORMATION
TECHNOLOGY/PHONE SERVICE-EMPIRE ACCESS TO
COUNTY AIRPORT AND EMERGENCY MANAGEMENT
SERVICES - APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, The Director of Information Technology did present a 36-month agreement with Empire Access to provide land line phone service for the Genesee County Airport located at 4701 East Saile Drive and Genesee County Emergency Management Services located at 7690 State

Street Rd., and

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

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the agreement with Empire Access, 34 Main Street, Prattsburgh, NY 14873 for a 36-month phone service agreement effective June 1, 2023 through May 31, 2026 at a cost of \$199.60 a month.

Budget Impact: \$199.60 monthly charge from A.1680 4290.0400 NY Phone-Basic Svc. County IT will eliminate the Verizon service and the difference in cost is negligible.

Legislator Deleo seconded the resolution, which was adopted by 166 votes (Klotzbach -16 Absent and Maha – 18 Absent).

RESOLUTION NO. 30

**MONTHLY AGREEMENT-INFORMATION
TECHNOLOGY/SPECTRUM INTERNET SERVICE
TO COUNTY PARK NATURE CENTER -
APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, The Director of Information Technology did present a monthly lease agreement with Time Warner Cable Northeast, LLC D/B/A Spectrum for Business Internet Service to the Genesee County Park Nature Center at 11095 Bethany Center Road, East Bethany, NY 14054, and

WHEREAS, The County Attorney did review the contract and Ways and Means Committee did review the request and does recommend approval at this time. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the agreement with Spectrum, 2620 West Henrietta Road, Rochester, NY 14623 for monthly services effective March 1, 2023 at a cost of \$84.00 a month and a \$99 installation fee.

Budget Impact: \$99 for installation only. County IT can cover this expense from the current Contracted Services line A.1680 4600.0000. The \$84.00 monthly charge will be from budget line A.1680 4290.0600 Internet and Bandwidth and will be covered from the elimination of the current HughesNet service, which costs the County \$102.75 a month.

Legislator Deleo seconded the resolution, which was adopted by 166 votes (Klotzbach -16 Absent and Maha – 18 Absent).

RESOLUTION NO. 31

**ACCEPTANCE OF GRANT FUNDS/2022 BUDGET
TRANSFER/2022 BUDGET AMENDMENT-
SHERIFF-SAM/CREST GRANT-APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, The State and Municipal Facilities Capital Program (SAM) has awarded Genesee County \$100,000 in grant funding to assist with costs associated with the renovations to the 911 Dispatch Center, and

WHEREAS, The grant funds will be used to offset costs associated with the 911 Dispatch Center Console Furniture capital project, which was established by Resolution #64 of 2022, by replacing a portion of the project funded by 1% Sales Tax with grant funds, and

WHEREAS, The Sheriff is requesting acceptance of the grant funding, and a budget transfer and budget amendment of \$100,000, 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 State and Municipal Facilities Capital Program funding in the amount of \$100,000, and be it further

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to amend the 2022 budget as follows:

\$100,000 decrease to A.9950 9000.0000 (Transfer to Capital)

\$100,000 decrease to A.1000 1110.1 (1% Sales Tax)

And make the following 2022 budget transfer:

\$100,000 decrease to H.3397 5031 (Interfund Transfers)

\$100,000 increase to H.3397 3097 (State Aid)

Budget Impact: 2022 budget amendment and budget transfer in the amount of \$100,000 to accept State and Municipal Facilities Capital Program grant funding. The grant funds will be used to offset costs associated with the 911 Dispatch Center Console Furniture capital project by replacing a portion of the project funded by 1% Sales Tax with the grant funds.

Legislator Deleo seconded the resolution, which was adopted by 166 votes (Klotzbach -16 Absent and Maha – 18 Absent).

RESOLUTION NO. 32

**AGREEMENT APPROVAL – SHERIFF /
SQUAD 9 LLC - APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, the Genesee County Sheriff's Office, in order to comply with Governor Hochul's Executive Order 18, is requesting permission to enter into an agreement with Squad 9, LLC for consulting services to assist with the creation of a Threat Assessment Management Team (TAM), and **WHEREAS**, Squad 9, LLC (located at 65 Falling Brook Road, Fairport, New York 14450) has agreed to provide training, coordinate and assist with meetings and data collection, marketing to community members, and encourage government and private entities to cooperate in identifying and stopping persons on the pathway to violence, and

WHEREAS, after review by the County Purchasing Director and County Attorney, it has been determined that Squad 9, LLC, is a sole source provider, and

WHEREAS, it is recommended that the county enter into an agreement with Squad 9, LLC, not to exceed \$23,600, which will be reimbursed through the NYS Homeland Security Domestic Terrorism Prevention Grant, for services provided from February 1, 2023, through August 31, 2024, and

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

RESOLVED, that the Chair of the Genesee County Legislature and Genesee County Sheriff are hereby authorized to enter into an agreement with Squad 9, LLC (located at 65 Falling Brook Road, Fairport, New York 14450) to provide training; coordinate and assist with meetings, data collection, marketing to community members; and encourage government and private entities to cooperate in identifying and stopping persons on the pathway to violence at a cost not to exceed \$23,600, which will be reimbursed through the NYS Homeland Security Domestic Terrorism Prevention Grant, for services provided from February 1, 2023, through August 31, 2024.

Budget Impact: No budget impact or county cost. Grant funds in the amount of \$23,600 have been appropriated in the 2023 Genesee County Sheriff's Office budget.

Legislator Deleo seconded the resolution, which was adopted by 166 votes (Klotzbach -16 Absent and Maha – 18 Absent).

RESOLUTION NO. 33

**DECLARATION OF SURPLUS PROPERTY –
SHERIFF'S OFFICE / 911 DISPATCH CENTER**

VIDEO WALL - APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, after discussions between the Sheriff, Director of Emergency Communications, and Director of IT, it has been determined that the Genesee County Emergency Services Dispatch Center's existing video wall has antiquated technology with no value, and

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

RESOLVED, that the Genesee County Sheriff is authorized and directed to declare the Genesee County Emergency Services Dispatch Center's existing, antiquated video wall as surplus property to be disposed of.

Budget Impact: None.

Legislator Deleo seconded the resolution, which was adopted by 166 votes (Klotzbach -16 Absent and Maha – 18 Absent).

RESOLUTION NO. 34

2023 CONTRACT-MENTAL HEALTH/ALLISON T. PRINCE, PSYD – APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, The Director of Community Mental Health Services is requesting approval for a contract with Allison T. Prince, Psy.D., to provide psychological services to the individuals of Genesee County, and

WHEREAS, The Committee of Human Services and Ways and Means does recommend approval of a contract with Allison T. Prince, Psy.D., located at 1052 Pondbrook Pt., Webster, NY 14580, as presented by the Director of the Community Mental Health Services. Now, therefore, Be it

RESOLVED, That the Chairman of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and Allison T. Prince, Psy.D, for the provision of consulting psychological services at a rate of \$200 per hour for a maximum of 275 hrs. for the period January 1, 2023 through December 31, 2023 in accordance with the terms of said contract.

Budget Impact: Rate – \$200 per hour; Hours – 275 for the term of one year.

Legislator Deleo seconded the resolution, which was adopted by 166 votes (Klotzbach -16 Absent and Maha – 18 Absent)

RESOLUTION NO. 35

BOARD APPOINTMENTS – YOUTH BUREAU - APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the Committees on Human Service and Ways and Means do recommend these appointments to the Genesee County Youth Advisory Board at this time. Now, therefore, be it

RESOLVED, that the following individuals are hereby appointed to the Genesee County Youth Advisory Board with a term of 3 years and representation as noted below.

Represent

Youth Seat	Beckett Swanson	02/01/2023 – 1/31/2026
Youth Seat	Elijah Loysen	02/01/2023 – 1/31/2026
LeRoy/Stafford	Linda Lowe	02/01/2023 – 1/31/2026

Legislator Deleo seconded the resolution, which was adopted by 166 votes (Klotzbach -16 Absent and Maha – 18 Absent).

RESOLUTION NO. 36**CONTRACT FOR SECURITY SERVICES-SOCIAL
SERVICES/MENTAL HEALTH/MOTOR VEHICLES
– APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, Genesee County Departments of Social Services (DSS), Mental Health (MH), and Motor Vehicles (DMV) issued a Request for Proposal 2023-101 in December 2022 seeking a vendor to provide security services at 5130 East Main Street, Batavia, NY 14020 and 15 Main Street, Batavia, NY 14020, and

WHEREAS, Genesee County advertised the Request for Proposal (RFP) 2023-101 for the purchase of these security services based on the requests and requirements of the Departments of Social Services, Mental Health, and Motor Vehicles, and

WHEREAS, The Genesee County Purchasing Department reviewed the RFP 2023-101 proposals submitted and presented the proposals to DSS, MH, and DMV for them to review and discuss to determine what vendor can meet the current needs of the departments, and

WHEREAS, After a thorough review of the proposals and interviews with the eligible applicants DSS, MH and DMV have opted to select Armor Security and Protection, Inc., 100 Chestnut Street, Suite 1607, Rochester, NY 14604 to provide security services at 5130 East Main Street, Batavia, NY 14020 and 15 Main Street, Batavia, NY 14020 for the time period of 4/1/23 to 8/31/23, and

WHEREAS, The security services will be provided for each department at \$33.12 per man hour with the 5-month term approximated cost of \$129,527, and

WHEREAS, The Human Services and Ways and Means Committee has reviewed the RFP recommendation and do concur at this time. Now, therefore, be it

RESOLVED, That the Genesee County Legislature does hereby authorize and direct the Chairperson to enter into an agreement with Armor Security and Protection, Inc., 100 Chestnut Street, Suite 1607, Rochester, NY 14604 to provide security services for offices occupied by DSS and MH at 5130 East Main Street, Suite #3, Batavia, NY 14020 and DMV at 15 Main Street, Batavia, NY 14020.

Budget Impact: The DSS portion of the cost for security services for the 5-month term is \$66,378. Approximately \$16,595 is local share, with the remaining \$49,783 reimbursed by federal/state aid. Current projected billing rate for 2023 is \$33.12 per man hour. This initial term will have no additional impact to the DSS departmental budget for 2023 as a higher rate from a previous vendor was originally anticipated and budgeted.

The Mental Health Department's portion of the cost for security services for the 5-month term is \$32,651. All \$32,651 is local share. The 2023 MH departmental budget will not be affected as a higher rate from a previous vendor was anticipated and budgeted.

The Department of Motor Vehicles portion of the cost for security services for the 5-month term is \$30,498. All \$30,498 is local share. The 2023 DMV departmental budget will not be affected as a higher rate from a previous vendor was anticipated and budgeted

Legislator Deleo seconded the resolution, which was adopted by 166 votes (Klotzbach -16 Absent and Maha – 18 Absent).

RESOLUTION NO. 37**2023 SALARY SCHEDULE AMENDMENT –
HEALTH DEPARTMENT – APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, The Public Health Director has requested the extension of one full time position of Epidemiologist, and

WHEREAS, This position is funded by three different funding streams, COVID-19 which ends 12/31/23, Healing Communities funding which ends 3/31/24 and NYS Fellowship Program funding which ends 6/30/24. Once the COVID-19 funding and Healing Communities funding ends this position will be funded by Article 6 state aid until 6/30/24, and

WHEREAS, The Committees on Human Services and Ways and Means did review the request and do recommend approval at this time, now therefore, be it

RESOLVED, That the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to amend the 2023 Genesee County Salary Schedule by extending one full time position of Epidemiologist Management Grade 112 effective until 6/30/2024.

Budget Impact: The extension of one full time Position of Epidemiologist will be effective until 6/30/24. No county cost. Salary and fringe are allocated in the 2023 4010 budget and will be added to the 2024 4010 budget.

Legislator Deleo seconded the resolution, which was adopted by 166 votes (Klotzbach -16 Absent and Maha – 18 Absent).

RESOLUTION NO. 38

**CONTRACT – HEALTH DEPARTMENT/UNITED
MEMORIAL MEDICAL CENTER/POST-
EXPOSURE RABIES TREATMENT SERVICES –
APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, The Director of Public Health did present a contract with United Memorial Medical Center for Post-Exposure Rabies Treatment Services, and

WHEREAS, The Committees on Human Services and Ways & Means did review this contract and does recommend approval at this time. Now therefore, be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to sign the necessary documents for a contract with United Memorial Medical Center, 127 North Street, Batavia, New York 14020 to provide Post-Exposure Rabies Treatment Services for the period of January 1, 2023 through December 31, 2023.

Budget Impact: A reduction of expenses for post –exposure rabies vaccine and an increase in insurance reimbursement is anticipated with this agreement. All revenue and expenses are budgeted in the 2023 A 4010 Public Health Department Budget

Legislator Deleo seconded the resolution, which was adopted by 166 votes (Klotzbach -16 Absent and Maha – 18 Absent).

RESOLUTION NO. 39

**GRANT ACCEPTANCE/BUDGET AMENDMENT –
HEALTH DEPARTMENT/NEHA-FDA RETAIL
FLEXIBLE FUNDING MODEL (RFFM) GRANT –
APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, The Public Health Department applied for funds to complete a Comprehensive Strategic Improvement Plan and to send two employees to attend a Self-Assessment and Verification Audit Workshop and,

WHEREAS, The Association of Food and Drug Officials has awarded the Genesee County Public Health Department \$8,400 funded by the Food and Drug Administration and,

WHEREAS, The Committees on Human Services and Ways and Means did review this award and does recommend approval at this time. Now therefore, be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized to accept this award for \$8,400 as specified in Federal statutes and regulations including applicable parts of 45 CFR Parts 74 and 92 and Be it further

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to amend the 2023 Genesee County Budget to reflect an increase of:

\$7,000 in Appropriations A4010 4560.0000 Travel

\$1,400 in Appropriations A4010 4800.0000 Program Expense

And to be offset by an increase of \$8,400 in A 4010 4401.70 Federal Aid – FDA Seminar

Budget Impact: \$0 cost to the county, revenue and expenses offset

Legislator Deleo seconded the resolution, which was adopted by 166 votes (Klotzbach -16 Absent and Maha – 18 Absent).

RESOLUTION NO. 40

**CONTRACT - HEALTH DEPARTMENT/ VIKEN
DETECTION - APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, The Public Health Director did present an agreement with Viken Detection to purchase a HUD certified XRF machine and resourcing service, and

WHEREAS, The Committees of Human Services and Ways and Means 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 a contract with Viken Detection at 21 North Ave. Burlington, MA 01803 to purchase products not to exceed \$19,999.

Budget Impact: All expenses (\$19,999) associated with the agreement with Viken Detection are included in the 2023 4010 budget. All expenses associated with this contract will be reimbursed by the HUD Lead Hazard Grant. The cost to the county is \$0.

Legislator Deleo seconded the resolution, which was adopted by 166 votes (Klotzbach -16 Absent and Maha – 18 Absent).

RESOLUTION NO. 41

**AGREEMENT - HEALTH DEPARTMENT/ LAMAR
LLC – APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, The Public Health Director did present an agreement with Lamar LLC to provide outdoor billboard advertising for the HUD grant, Opioid Crisis Grant and Lead CDC Grant, and

WHEREAS, The Committee of Human Services and Ways and Means 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 authorize And directed to execute an agreement with The Lamar Companies, P.O. box 10756 Rochester NY 14610, to provide (\$32,790) in outdoor Billboard Advertising for the promotion of the HUD grant, Opioid Crisis Grant, and Lead CDC Grant.

Budget Impact: All expenses (\$32,790) associated with the agreement with Lamar Companies will be offset by the HUD grant, Opioid Crisis Grant and Lead CDC Grant. The cost to the county is \$0.

Legislator Deleo seconded the resolution, which was adopted by 166 votes (Klotzbach -16 Absent and Maha – 18 Absent).

RESOLUTION NO. 42

**CONTRACTS-HEALTH DEPARTMENT
/PRESCHOOL SUPPORTIVE HEALTH SERVICES
PROGRAM – APPROVAL OF**

Legislator Clattenburg offered the following resolution:

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

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

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute contracts with the following agencies for the provision of Special Education Itinerant Teacher (SEIT) Services, Classroom Services (CB), and Evaluator Services in the Preschool Supportive Health Services Program, retroactively, for the period of January 3, 2023 through June

30, 2023 per the 2023 PSSHSP rate schedule.

Alexander Central School District, 3314 Buffalo Street, Alexander, NY 14005

Leroy Central School District, 2-6 Trigon Park, Leroy, NY 14482

Budget Impact: Revenue and expenses are included in the 2023 A 2960 3-5 Preschool Budget and will be included in the 2023 Budget. These services qualify for NYS reimbursement at the rate of 59.5% less any Medicaid payment on Medicaid eligible children.

Legislator Deleo seconded the resolution, which was adopted by 166 votes (Klotzbach -16 Absent and Maha – 18 Absent).

RESOLUTION NO. 43

**AMENDMENT TO BY-LAWS - YOUTH ADVISORY
BOARD APPROVAL OF**

Legislator Torrey offered the following resolution:

WHEREAS, The Genesee County Youth Advisory Board conducted a review of the current by-laws, and

WHEREAS, The Genesee County Youth Advisory Board and Executive Director has recommended revisions to this document pertaining to membership requirements, and special dates, and

WHEREAS, The Committee on Human Service does recommend the changes be made at this time. Now, therefore, be it

RESOLVED, That the Genesee County Legislature does hereby approve the changes to the Genesee County Advisory Board by-laws, as recommended by the Genesee County Youth Advisory Board and Youth Bureau Executive Director.

Legislator Dibble seconded the resolution, which was adopted by 166 votes (Klotzbach -16 Absent and Maha – 18 Absent).

RESOLUTION NO. 44

**CONTRACTS– HEALTH DEPARTMENT
/PRESCHOOL SUPPORTIVE HEALTH
SERVICES PROGRAM – APPROVAL OF**

Legislator Torrey offered the following resolution:

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

WHEREAS, the Committees on Human Services and Ways 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 the following providers, for the provision of Related Services in the Preschool Supportive Health Services Program (PSSHSP) retroactively to January 3, 2023 through June 30, 2023 per the 2023 PSSHSP rate schedule.

Gregory R. Stone II, 4 Flint Avenue, Akron, NY 14001

Mary Kay Fisher, 3723 South Main Street Road, Batavia, NY 14020

Budget Impact: Revenue and expenses are included in the 2023 A 2960 3-5 Preschool Budget and will be included in the 2023 Budget. These services qualify for NYS reimbursement at the rate of 59.5% less any Medicaid payment on Medicaid eligible children.

Legislator Dibble seconded the resolution, which was adopted by 166 votes (Klotzbach -16 Absent and Maha – 18 Absent).

RESOLUTION NO. 45

**ACCEPTANCE OF BID – HEALTH/MOBILE
CLINIC RV – APPROVAL OF**

Legislator Torrey offered the following resolution:

WHEREAS, Genesee County Purchasing Director advertised bid specifications for a new or

used mobile clinic vehicle for the Health Department and received two bids, and
WHEREAS, The Purchasing Director and Public Health Director have reviewed the bids and recommend accepting the bid of \$215,500 from Tesco Specialty Vehicles LLC. at this time, and
WHEREAS, The Committee on Human Services had reviewed this request and do concur at this time, Now, therefore, be it

RESOLVED, That the Genesee County hereby accepts the bids of \$215,500 received from Tesco Specialty Vehicles LLC.

Budget Impact: The bid submitted by Tesco Specialty Vehicles LLC for \$215,500, is within budget. The mobile clinic RV purchase is fully funded by COVID-19 grant #6450-01.

Legislator Dibble seconded the resolution, which was adopted by 166 votes (Klotzbach -16 Absent and Maha – 18 Absent).

RESOLUTION NO. 46

GENESEE COUNTY ETHICS AND DISCLOSURE LAW-DESIGNATION OF POLICY MAKING POSITIONS AND BOARDS-APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, Local Law No. 4 Year 2021 repealed and declared null & void local law no. 4, 1990 and the two amendments (1991 & 1992) and did create the Genesee County Ethics and Disclosure Law which requires the Legislature to determine annually additional County Officers and Employees holding policy-making positions, and
WHEREAS, the County Attorney provided a required list pursuant to Local Law No. 4 of Year 2021 that determined any agencies of the County rendering policy-making decisions or no longer render policy-making decision, and
WHEREAS, the Committee on Ways and Means did review positions and boards and does recommend approval at this time. Now, therefore, be it

RESOLVED, that the Genesee County Legislature does hereby designate the following boards and positions as policy-making, thereby obligated to complete and file an annual statement of financial disclosure on or before May 31 of each year.

GCC Board of Trustees
GCC President
GCC VP of Finance & Operations/CFO
GCC Provost/Executive VP of Academic Affairs
GCC VP for Student & Enrollment Services
GCEDC Board
GGLDC Board
Genesee County Funding Corporation Board
GCEDC President/CEO, Sr. VP of Operations, VP
Business Dev., CFO, Dir. Of Marketing
Genesee County Board of Health
Genesee County Community Services Board
Genesee County Planning Board
Genesee County Soil & Water Directors
Genesee County Ethics Board
Genesee County Water Resources Agency Board
Assistant District Attorney-1st
Senior Assistant Public Defender
County Manager
Assistant County Manager
Coroner (4 positions)
County Attorney
County Attorney-Deputy
County Clerk
County Clerk-Deputy
County Clerk-Deputy
County Historian
Compliance Officer
Deputy Commissioner of Elections (R)
Deputy Commissioner of Elections (D)
Deputy Real Property Services

District Attorney
DSS Commissioner
DSS-Director Financial Services
DSS-Director Fiscal Ops & Child Support
Elections Commissioner (R)
Elections Commissioner (D)
Emergency Management Services Coordinator - Deputy
Emergency Management Services-Coordinator
Job Development Employee & Training Director II
Job Development Employment and Training Manager
Health Director
Health Director Deputy
Health –Environmental Director
Highway Superintendent
Highway Superintendent-Deputy (2)
Human Resource Director
Human Resource Director Deputy
IT Director
Legislators (9 positions)
Legislature Clerk
Mental Health Director
Mental Health Deputy Director
Specialist (Outpatient Clinic)
Mental Health-Administrative Officer
Mental Health-Clinical Services Director
OFA Services Administrator
OFA Director
Planning Director Deputy
Planning-Director
Probation Director
Public Defender

Purchasing Director
Real Property/Deputy Treasurer
Sheriff
Social Services-Director

Treasurer
Undersheriff
Veteran Services Director
Youth Director

Legislator Hawley seconded the resolution, which was adopted by 166 votes (Klotzbach -16 Absent and Maha – 18 Absent).

RESOLUTION NO. 47 COUNTY AUDIT –FEBRUARY 8, 2023- APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, Legislator Hawley, did review the following claims:

2022 General Fund	\$	353,222.26
2023 General Fund		497,155.12
2022 Highway		189.66
2023 Highway		827,160.46
2022 Water Fund		85,242.56
2023 Water Fund		1,072,755.77
2022 Self Insurance		12.68
2023 Self Insurance		429.00
DSS Abstracts		602,156.76
2022 Capital Projects		
Sheriff/Jail – Jail Construction		110.00
Airport - Runway Lighting & Signage Replacement		2,000.00
Airport – Apron Reconstruction Construction		110.00
Facilities Management – Holland Land Office Restoration Study		18,629.32
Highway – South Lyons Street Bridge		24,305.37
Highway – South Street Culvert over drainage ditch		21,174.32
Highway – Large Span Culverts		8,620.82
2023 Capital Projects		
Sheriff/Jail – Jail Construction		30,440.06
County Parks – Water System Upgrade		1,393.89
Facilities Management – Highway Fuel Farm Upgrade		541.63
Payroll – General		
January 27, 2023		1,905,433.20
Medicaid		
January 31, 2023		152,875.00
February 7, 2023		<u>152,875.00</u>
Total Audit	\$	5,756,832.88

Now, therefore, Be it

RESOLVED, That the Genesee County Legislature has audited and does approve the claims as listed above, and Be it further

RESOLVED, That the Genesee County Treasurer be and hereby is authorized and directed to make payments as listed above.

Legislator Hawley seconded the resolution, which was adopted by 166 votes (Klotzbach -16 Absent and Maha – 18 Absent).