

**SECOND DAY
GENESEE COUNTY LEGISLATURE
Batavia, New York
Wednesday, January 23, 2019**

The Genesee Legislature met in Regular Session on Wednesday, January 23, 2019 at 5:30PM at the Old Courthouse 7 Main Street, Batavia, New York. Legislator Hilchey assisted with the audit. Prayer was offered by Legislator Dibble followed by the Pledge to the Flag.

The minutes of the January 9, 2019 Legislature meeting were approved upon motion of Legislator Maha seconded by Legislator Dibble, carried unanimously.

Legislator Maha reported that the E-911 Board structure analysis was completed on the Cedar Street Tower. Icing issues have been identified and improvements are needed. All other towers are fine. State funding will be utilized for the needed improvements. Legislator Clattenburg attended the Holland Land Office Museum volunteer luncheon where members expressed appreciation for work and maintenance completed by the County. She attended the Genesee Association of Municipalities meeting where there was a lively discussion and consensus from GAM members that they are seeking written confirmation of the Legislature's intention to provide revenue disbursements for the next two years. Chairman Bausch commented he is drafting that letter. Chair Bausch stated the Jail Committee met again and will bring a recommendation for engineering/architect to the Public Service Committee next month.

Out-of-State Travel Request for Tim Hens, Highway Superintendent to travel to Washington DC for NACE Executive Committee Meeting & NaCo Transportation Steering Committee February 27 –March 6, 2019 Cost \$133.00. Motion for approval of the out-of-state travel request made by Legislator Hilchey seconded by Legislator Clattenburg, carried.

County Manager Jay Gsell commented that the State Budget has been released and will be discussed in detail at the NYSAC Legislative Conference in Albany next week. Changes to Elections have been passed by the State Legislature and include moving up Primary Elections to coincide with Federal Primary Dates and early voting. Aid to Municipalities (AIM) has been cut in this year's budget which affects all but two municipalities (Batavia City & Town of LeRoy).

The Clerk proceeded with the Resolutions:

**RESOLUTION NO. 10 2018 BUDGET AMENDMENT – SHERIFF / FEDERAL ASSET
FORFEITURE - APPROVAL OF**

Legislator Hilchey offered the following resolution:

WHEREAS, a 2015 Ford Edge vehicle was forfeited and is being retained by the Sheriff's Office for law enforcement purposes, and

WHEREAS, pursuant to the Equitable Sharing Memorandum with the United States Marshals Service, the federal share of this vehicle is \$4,190, and

WHEREAS, in order to process the paperwork for the title of this vehicle, the U.S. Marshals Service required a check in this amount be received by December 27, 2018, and although there was not enough funds in the Forfeiture of Crime Proceeds account (A3110.2626) but there are funds in the Federal Restricted Fund Account (A899.5), 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 & 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 2018 budget amendment:

\$4,190 to Sheriff's Account A3110.2060.0000 (Vehicles)

Offset by increasing Sheriff's Revenue Account A3110.2626 (Forfeiture of Crime Proceeds) by \$4,190, with funds to come from Account A899.5 (Federal Restricted Fund)

Budget Impact: Increase in Sheriff's appropriations of \$4,190, to cover the United States Marshals Service federal share of a forfeited vehicle as a result of a Federal drug seizure, to be offset by an increase in revenue from the Federal Restricted Fund.

Legislator Dibble seconded the resolution which was adopted by 236 votes, Legislators Young (47) and Stein (43) absent.

**RESOLUTION NO. 11 2019 SALARY SCHEDULE AMENDMENT-
JUSTICE FOR CHILDREN ADVOCACY CENTER -
APPROVAL OF**

Legislator Torrey offered the following resolution:

WHEREAS, A Family Advocate at the Justice for Children Advocacy Center has resigned, resulting in a vacancy as of October 22, 2018 and;

WHEREAS, it has been determined that deleting this one Family Advocate position and creating a Lead Family Advocate position instead of filling this vacancy with a Family Advocate would be in the best interest of the Justice for Children Advocacy Center and the County and;

WHEREAS, The Justice for Children Program Coordinator did request an amendment in the 2019 Employee Salary Schedule in order to increase the amount of support for frontline staff and ensure the highest level of case coordination within all three JFCAC offices and;

WHEREAS, The Committees on Public Service and Ways and Means did review the request and do recommend the changes be implemented 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 2019 Employee Salary Schedule by deleting one full-time, Family Advocate, Grade 9 position and adding one full-time, Lead Family Advocate, Grade 18 position effective January 24, 2019.

Budget Impact: Grants from the New York State Office of Victim Service and New York State Office of Children and Family Service fully fund this position.

Legislator Maha seconded the resolution which was adopted by 236 votes, Legislators Young (47) and Stein (43) absent.

**RESOLUTION NO. 12 CONTRACT RENEWAL - JUSTICE FOR CHILDREN
ADVOCACY CENTER- OFFICE CLEANING SERVICE -
APPROVAL OF**

Legislator Maha offered the following resolution:

WHEREAS, The Justice for Children Advocacy Center has had a contract with H2H Facility Services Inc. for cleaning services at the Batavia, Albion, and Warsaw locations since March 1, 2017; and

WHEREAS, The Justice for Children Program Coordinator has made a request to renew the contract with H2H Facility Services, Inc.; and

WHEREAS, The Committee on Public Service did review the recommendation and does concur. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to renew the contract with H2H Facility Services, Inc., 202 W. Henrietta Rd., Suite 2A, Rochester, NY 14623 for office cleaning service at the Batavia, Albion, and Warsaw sites of the Justice for Children Advocacy Center at a monthly rate of \$505.82.

Budget Impact: Funds for office cleaning services are fully covered by grants from the NYS Office of Children and Family Services and the NYS Office of Victim Services and are already included in the 2019 Justice for Children Advocacy Center Budget.

Legislator Deleo seconded the resolution which was adopted by 236 votes, Legislators Young (47) and Stein (43) absent.

**RESOLUTION NO. 13 2018 BUDGET TRANSFER – DISTRICT ATTORNEY –
APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, The District Attorney has requested a transfer of funds in the 2018 County Budget, and

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

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

- \$2,639 from A.1165.8030.0000 (Medical)
- \$1,339 to A.1165.4640.0014 (Court Reporter/GJ)
- \$400 to A.1165.4540.0000 (Mileage)
- \$400 to A.1165.4800.0000 (Program Expense)
- \$500 to A.1165.4140.0000 (Postage)

Budget Impact Statement: No net impact on the 2018 budget, shifting funds between expense accounts. Due to a retirement of an employee who had a family health insurance plan and the replacement of that employee with one who has a single plan, we have available funds in our Medical Account.

Legislator Maha seconded the resolution which was adopted by 236 votes, Legislators Young (47) and Stein (43) absent.

**RESOLUTION NO. 14 2018 BUDGET TRANSFER- PUBLIC DEFENDER/
MEDICAL EXPENSE**

Legislator Hilchey offered the following resolution:

WHEREAS, an employee of the Public Defender’s Office required medical insurance after the 2018 budget was approved, thus there was a shortage of funds in the medical expense line, and

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

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to transfer funds as follows:

Increase Expense Line 8030.0000 Medical \$788.00

Offset with funds to be transferred from Expense Line 4660.0000 – Contracted Other in the amount of \$788.00.

Budget Impact: There is no budget impact. Funds are being transferred within the Public Defender’s Budget

Legislator Dibble seconded the resolution which was adopted by 236 votes, Legislators Young (47) and Stein (43) absent.

**RESOLUTION NO. 15 2018 BUDGET TRANSFER - EMERGENCY
MANAGEMENT SERVICES — APPROVAL OF**

Legislator Maha offered the following resolution

WHEREAS, An employee opted in for dental coverage mid –year has resulted in a shortage in the Dental budget line, and

WHEREAS, The Coordinator of Emergency Management Services did request a transfer of funds within the 2018 Emergency Management department budget to cover the current shortage , and

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

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to make the following transfer in the 2018 budget:

Decrease appropriation A3640.4660.0660 Consulting Service in the amount of \$193.00, and Increase appropriations A.3640.8040.0000 Dental in the amount of \$193.00.

Budget Impact Statement: None. Sufficient funds are available in account A.3640.4660.0660 (Consulting Service) to cover the shortage in A.3640.8040.0000 (Dental) in the 2018 County Budget.

Legislator Deleo seconded the resolution which was adopted by 236 votes, Legislators Young (47) and Stein (43) absent.

RESOLUTION NO. 16 DECLARATION OF SURPLUS COUNTY PROPERTY /ACCEPT GIFTED FIRE ENGINE --EMERGENCY MANAGEMENT SERVICES - APPROVAL OF

Legislator Dibble offered the following resolution:

WHEREAS, The Emergency Management Services Coordinator has deemed the 1986 Ford Fire Engine as inefficient and requests permission to declare this pumper/engine as surplus property, and

WHEREAS, The East Pembroke Fire District has gifted a 1991 Pierce Dash Fire Engine with 24,167 miles with a 1000 GMP Waterous Pump and Center Mount Pump Controls to the Genesee County Fire Training Center, and

WHEREAS, Ownership of an engine enables the county to fulfill its mission of providing safe and effective training programs mandated by the NYS Live Fire Training Policy, and

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

RESOLVED, That the Genesee County Legislature is hereby authorized and directed to accept the gifted 1991 Pierce Dash Fire Engine and to surplus the 1986 Fire Engine to be disposed of at public auction or other appropriate method.

Budget Impact Statement: None.

Legislator Torrey seconded the resolution which was adopted by 236 votes, Legislators Young (47) and Stein (43) absent.

RESOLUTION NO. 17 GENESEE/FINGER LAKES REGIONAL PLANNING COUNCIL BUDGET - FINANCIAL SUPPORT FOR 2019 - APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, Section 239c of Article 12b of the General Municipal Law authorizes that governing bodies of participating municipalities in a regional or metropolitan planning agency may collaborate with other local governments to appropriate and raise by taxation money for the expenses of such regional Planning Boards, and

WHEREAS, The Genesee/Finger Lakes Regional Planning Council has formally notified this Legislature that, under its proportional funding formula, Genesee County's 2019 share will be \$9,970 and

WHEREAS, The Committee on Public Service does recommend approval of payment of Genesee County's share at this time. Now, therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby authorize continued participation in the Genesee/Finger Lakes Regional Planning Council and does hereby authorize and direct the County Treasurer to effect payment in the sum of \$9,970 as appropriated in the 2019 Budget, Account A8025.4660.0000.

Budget Impact: The 2019 Genesee County Budget appropriated \$9,970.00 for Contractual Services with the Genesee/Finger Lakes Regional Planning Council (Account A8025.4660.0000 Contracted-Other). This amount has remained unchanged for the last eighteen years. The Annual Report from G/FLRPC has historically shown a

significant “return” for this investment.

Legislator Hilchey seconded the resolution which was adopted by 236 votes, Legislators Young (47) and Stein (43) absent.

RESOLUTION NO. 18 OFFICIAL UNDERTAKING OF PUBLIC EMPLOYEES FIDELITY (BLANKET) BOND FOR GENESEE/FINGER LAKES REGIONAL PLANNING COUNCIL - APPROVAL OF

Legislator Maha offered the following resolution:

WHEREAS, The County of Genesee has appropriated the sum of \$9,970 as its share of the 2019 operating funds of the Genesee/Finger Lakes Regional Planning Council, and

WHEREAS, Pursuant to Section 119-00 of the General Municipal Law of the State of New York, the County is authorized to provide for the payment of such appropriations to an officer of the agency designated by the agency to receive such monies provided that such officer shall have executed an official undertaking approved by the governing body of the County, and

WHEREAS, The Genesee/Finger Lakes Regional Planning Council has designated David S. Zorn, Executive Director of the Council, as the officer to receive payments of such monies, and

WHEREAS, The Genesee/Finger Lakes Regional Planning Council has secured a Public Employees Fidelity (Blanket) Bond, issued by National Grange Mutual Insurance Company, providing faithful performance blanket bond coverage for officers and employees of the Council in the amount of \$500,000, and the Committee on Public Service does recommend approval at this time. Therefore, Be it

RESOLVED, That the Genesee County Legislature hereby approves such bond as the official undertaking required pursuant to Section 119-00 of the General Municipal Law.

Budget Impact: The 2019 Genesee County Budget appropriated \$9,970.00 for Contractual Services with the Genesee/Finger Lakes Regional Planning Council (Account A8025.4660.0000 Contracted-Other). This amount has remained unchanged for the last eighteen years. The Annual Report from G/FLRPC has historically shown a significant “return” for this investment.

Legislator Deleo seconded the resolution which was adopted by 236 votes, Legislators Young (47) and Stein (43) absent.

RESOLUTION NO. 19 CERTIFICATES OF INSURANCE- GLOW REGION SOLID WASTE MANAGEMENT COMMITTEE EVENTS: KINDER FARMIN’, HEMLOCK FAIR, WYOMING COUNTY FAIR, APPROVAL OF

Legislator Hilchey offered the following resolution:

WHEREAS, The Recycling Administrator has been invited to participate in and conduct a presentation at the Kinder Farmin’ event sponsored by Genesee County Farm Bureau at Reyncrest Farm, in the Town of Corfu for the purpose of providing education on waste reduction, recycling, reuse and composting and has requested approval to participate in this event, and

WHEREAS, The Recycling Administrator has been invited to participate in the Hemlock Fair by the Hemlock Lake Union Agricultural Society for the purpose of providing education on waste reduction, recycling, reuse and composting and has requested approval to participate in this event on , and

WHEREAS, The Recycling Administrator has been invited to participate in the Wyoming County Fair by the Wyoming County Fair Association for the purpose of providing education on waste reduction, recycling, reuse and composting and has requested approval to participate in this event, and

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

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to issue a Certificate of Insurance for participation by GLOW Region Solid Waste Management Staff to participate in Kinder Farmin’ event to be held at Reyncrest Farm in the Town of Darien on June 5, 2019,

and Be it further

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed issue a Certificate of Insurance for participation by GLOW Solid Waste Staff to participate in Hemlock Fair to be held in Hemlock, NY from July 16-20, 2019, and Be it further

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed issue a Certificate of Insurance for participation by GLOW Solid Waste Staff to participate in the Wyoming County Fair to be held in Pike, NY from August 10- 17, 2019.

Budget Impact: There is no cost for the Kinder Farmin'. The cost of booth space for the Hemlock Fair is \$135.00 and is included in GLOW's 2019 Administrative Budget. One half of this amount will be funded by an NYSDEC MWR&R grant. The cost of booth space for the Wyoming County Fair is \$180.00 and was prepaid and included in GLOW's 2019 Administrative Budget. One half of this amount will be funded by an NYSDEC MWR&R grant. Legislator Dibble seconded the resolution which was adopted by 236 votes, Legislators Young (47) and Stein (43) absent.

**RESOLUTION NO. 20 2019 ITEM TRANSFER AND BUDGET
AMENDMENT/SALARY SCHEDULE AMENDMENT-
HIGHWAY- FACILITIES
MANAGEMENT/PARKS/AFSCME-APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, The Genesee County Highway Superintendent has requested eliminating the Supervisor of Buildings and Grounds position from the Facilities Management Budget and creating a Senior Building Maintenance Mechanic position (Less Than Full-Time) in the Facilities Management Budget, and

WHEREAS, The Genesee County Highway Superintendent has requested the elimination of the Park Supervisor/Forester position and creating a Deputy Highway Superintendent position in the Parks Department Budget, and

WHEREAS, The Genesee County Highway Superintendent has requested an upgrade to the Deputy Highway Superintendent in the County Road Fund budget from a Grade 115 to a Grade 117, and

WHEREAS, The Committees on Public Service and Ways and Means did review these requests and do recommend the changes be implemented at this time. Now, therefore, Be it,

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to make the following transfers from A1620 to A7110:

DECREASE FACILITIES MANAGEMENT A1620

1010.0000 Personnel Services	\$22,375
8010.0000 Social Security Tax	\$ 921
8011.0000 Medicare Tax	\$ 216
8020.0000 Retirement	\$ 2,347

INCREASE FACILITIES MANAGEMENT A1620

8030.0000 Medical	\$ 261
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INCREASE A7110

1010.0000 Personnel Services	\$10,201
8010.0000 Social Security Tax	\$ 632
8011.0000 Medicare Tax	\$ 148
8020.0000 Retirement	\$ 1,612
4330.0000 Vehicle Lease Rental	\$ 7,257

INCREASE A 9902.9

Transfer to County Road \$5,748

And be it further,

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to make the following 2019 budget amendment:

Increase D5010.5031 in the amount of \$5,748, Interfund Transfer,

INCREASE COUNTY ROAD FUND D5110

1010.0000 Personnel Services \$ 4,656

8010.0000 Social Security Tax \$ 289

8011.0000 Medicare Tax \$ 68

8020.0000 Retirement \$ 735, and Be it further

RESOLVED, That the Genesee County Treasurer and the Genesee County Human Resources Director is hereby authorized and directed to amend the 2019 Management Salary Schedule to eliminate the Supervisor of Buildings and Grounds position (Grade 113) and amend the 2019 Employee Salary Schedule by creating a (0.8 FTE) Less Than Full-Time Senior Building Maintenance Mechanic position, AFSCME, Grade 13, effective January 28, 2019, and Be it further

RESOLVED, That the Genesee County Treasurer and the Genesee County Human Resources Director is hereby authorized and directed to amend the 2019 Management Salary Schedule to eliminate the Park Supervisor/Forester position (Grade 113) and create a Deputy Highway Superintendent position (Grade 117), effective January 28, 2019, and Be it further

RESOLVED, That the Genesee County Treasurer and the Genesee County Human Resources Director is hereby authorized and directed to amend the 2019 Management Salary Schedule to increase the current Deputy Highway Superintendent position from a Grade 115 to a Grade 117 with an annual salary set at \$74,000, effective January 28, 2019,

Budget Impact: None, funds are in A1620 due to a retirement

Legislator Maha seconded the resolution which was adopted by 236 votes, Legislators Young (47) and Stein (43) absent.

RESOLUTION NO. 21 SUPPLEMENTAL CONSULTANT AGREEMENT PRATT ROAD BRIDGE – CONSTRUCTION INSPECTION AND ADMINISTRATION - APPROVAL OF

Legislator Maha offered the following resolution:

WHEREAS, Genesee County has been awarded a federal aid pass-thru grant to replace the Pratt Road over the Tonawanda Creek, and

WHEREAS, Genesee County has an existing consultant agreement with Barton & Loguidice for the design of the project, and

WHEREAS, construction inspection and construction administration services will be required to complete the project and conform with the rules and regulations of the Federal Highway Administration, and

WHEREAS, The Genesee County Highway Superintendent has reviewed a supplemental agreement covering this work and does recommend approval at this time, and

WHEREAS, The Committee on Public Service has reviewed this request and does concur at this time, Now, therefore, be it

RESOLVED, That the Chairperson of the Genesee County Legislature is hereby authorized to approve a supplemental consultant agreement with Barton & Loguidice, 290 Elwood Davis Rd, Bo 3107, Syracuse, NY 13220 for construction inspection and administration services related to the replacement of the Pratt Road Bridge over the Tonawanda Creek in a cost not to exceed \$184,000.

Budget Impact: The supplemental agreement is for \$184,000. The capital project established for this bridge replacement has funds available for this agreement and is funded at 95% federal aid and 5% local match. Legislator Torrey seconded the resolution which was adopted by 236 votes, Legislators Young (47) and Stein (43) absent.

**RESOLUTION NO. 22 CONTRACT RENEWAL – AVIATION FUEL PRODUCTS—
APPROVAL OF**

Legislator Torrey offered the following resolution:

WHEREAS, Genesee County requires a contract for the supply of aviation fuel products at the Genesee County Airport, and

WHEREAS, Genesee County has awarded an existing contract for this service that expires on February 28, 2019, and

WHEREAS, The existing contract includes options for three, one-year renewal periods, and

WHEREAS, The Genesee County Highway Superintendent recommends the first one- year extension to this contract at this time, and

WHEREAS, The Committee on Public Service has reviewed this recommendation and does concur, and Now, therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby extend the contract for the supply of aviation service products with Ascent Aviation Group, One Mill Street, Parish, NY for the period of March 1, 2019 through February 28, 2020.

Budget Impact Statement: Airport Fund includes a budgeted expense for aviation fuel with offsetting revenue.

Legislator Dibble seconded the resolution which was adopted by 236 votes, Legislators Young (47) and Stein (43) absent.

**RESOLUTION NO. 23 CAPITAL PROJECT AMENDMENT/BUDGET
AMENDMENT – HIGHWAY- APPROVAL OF**

Legislator Hilchey offered the following resolution:

WHEREAS, The Superintendent of Highways has established capital projects for the repairs of highways and bridges, and

WHEREAS, The County has been awarded a State Aid “Pass-thru” grant from the Genesee County Soil & Water Conservation District in the amount of \$18,483.37 for use with culvert replacements, and

WHEREAS, The Superintendent of Highways recommends accepting the grant funding and increasing the funding available for long span culvert replacements, and

WHEREAS, The Committees on Public Service and Ways and Means have reviewed these recommendations and does concur at this time. Now, therefore, Be it

RESOLVED, That the Chair of Genesee County Legislature is hereby authorized to execute the State Aid “Pass-Thru” agreement with the Genesee County Soil & Water Conservation District in the amount of \$ 18,483.37, and

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to amend the 2018 Budget for 2017 Large Span Culverts by increasing H5197 2797, Other Local Governments, in the amount of \$18,483.37 to be offset by an increase in H5197 2080 0000 Capital Project Expense in a like amount.

Budget Impact: Increase of \$ 18,483.37 in Aid.

Legislator Deleo seconded the resolution which was adopted by 236 votes, Legislators Young (47) and Stein (43) absent.

RESOLUTION NO. 24 AWARD OF BID-2-½ TON DUMP TRUCK/ HIGHWAY

Legislator Maha offered the following resolution:

WHEREAS, The Genesee County Highway Superintendent reviewed state and local bids on dump trucks for use at the County Highway Department and does recommend awarding the bid to the lowest responsible bidder, and

WHEREAS, The Committee on Public Service did review this recommendation and does concur. Now, therefore, Be it

RESOLVED, The Genesee County Highway Superintendent is hereby authorized and directed to purchase a new and unused 2019 F-750 Dump Truck and Body from Van Bortel Ford, 71 Marsh Rd, East Rochester, NY 14445 at a cost not to exceed \$162, 897.73 as per Item #3 of the Onondaga County Contract #7974.

Budget Impact: The equipment will be purchase using 2019 Asset Acquisition Funds. Budgeted amount for this purchase is \$165,000. The total cost of the fully outfitted truck is \$162,897.73.

Legislator Clattenburg seconded the resolution which was adopted by 236 votes, Legislators Young (47) and Stein (43) absent.

RESOLUTION NO. 25 AWARD OF BID- ½ TON PICKUP-HIGHWAY

Legislator Torrey offered the following resolution:

WHEREAS, The Genesee County Highway Superintendent reviewed state and local bids on light duty trucks for use at the County Highway Department and does recommend awarding the bid to the lowest responsible bidder, and

WHEREAS, The Committee on Public Service did review this recommendation and does concur. Now, therefore, Be it

RESOLVED, The Genesee County Highway Superintendent is hereby authorized and directed to purchase a new and unused Ford F-150 Pickup Truck from Van Bortel Ford, 71 Marsh Rd, East Rochester, NY 14445 at a cost not to exceed \$32,706 as per the Onondaga County Contract #8771.

Budget Impact: The equipment will be purchase using Equipment Funds from the 2019 DM5130 Road Machinery Fund. Budgeted amount for this purchase is \$33,313. The total cost of the fully outfitted truck is \$32,706.

Legislator Clattenburg seconded the resolution which was adopted by 236 votes, Legislators Young (47) and Stein (43) absent.

RESOLUTION NO. 26 AWARD OF BID- EQUIPMENT LIFT/HIGHWAY

Legislator Maha offered the following resolution:

WHEREAS, The Genesee County Highway Superintendent reviewed state and local bids on tractors for use at the County Highway Department and does recommend awarding the bid to the lowest responsible bidder, and

WHEREAS, The Committee on Public Service did review this recommendation and does concur. Now, therefore, Be it

RESOLVED, The Genesee County Highway Superintendent is hereby authorized and directed to purchase a new and unused Flush Mount 14,000 lb Capacity Lift from Rotary Lift, 2700 Lanier Dr, Madison, IN 47250 in an amount not to exceed \$43,065.32 as per the NY SOGS Contract Number PC67297.

Budget Impact: The equipment will be purchase using Asset Acquisition funds. Budgeted amount for this purchase is \$59,000 and the actual cost of the item is \$43,065.32.

Legislator Dibble seconded the resolution which was adopted by 236 votes, Legislators Young (47) and Stein (43) absent.

**RESOLUTION NO. 27 GENESEE COUNTY PARKS - FEE SCHEDULE UPDATE -
APPROVAL OF**

Legislator Torrey offered the following resolution:

WHEREAS, The Park Supervisor has requested to update the fee schedule at the Genesee County Parks, and

WHEREAS, The Committee on Public Service does concur with this request. Now, therefore, Be it,

RESOLVED, The Park Supervisor is hereby directed to establish a fee schedule for the Genesee County Parks as per the following effective immediately.

Genesee County Park and Forest:

\$ 70.00 - Pavilions A, B, S, E

\$125.00 – Pavilion D

\$30.00 – Pavilions B1, B2, S3, E1, E2, F, G, H, Fleming

Dewitt Recreation Area

\$100.00 – Pavilion 1

\$125.00 – Pavilion 2

\$30.00 – Pavilion 3

New Interpretive Center Fees:

Discovery Zone \$ 50.00

Activity Room, Classroom \$150.00

Entire Building (Weekdays only) \$300.00

Special Event Fee \$250.00

Budget Impact: Reduces general fund contribution to the Park through increased revenues.

Legislator Maha seconded the resolution which was adopted by 236 votes, Legislators Young (47) and Stein (43) absent.

RESOLUTION NO. 28 2019 BUDGET AMENDMENT – COUNTY PARK/INTERPRETIVE CENTER – ACORNS DONATION - –APPROVAL OF

Legislator Maha offered the following resolution:

WHEREAS, the Association for Conservation of Outdoor Recreation and Natural Spaces (ACORNS), a non-profit group which supports programming and activities at Genesee County Parks, wishes to donate funds to Genesee County in order to support a Student Conservation Association internship, and

WHEREAS, The Park Supervisor-Forester and Highway Superintendent have reviewed this request and recommend acceptance of the donation and request at this time, and

WHEREAS, The Committees on Public Service and Ways and Means have reviewed this request and do concur with the recommendation at this time. Now, therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby authorize and direct the County Treasurer to amend the 2019 County Budget by increasing A7110.INTC.2002 Interpretive Center Programs by \$5,677.00 and increasing A7110.INTC.4660.0000 Contracted-Other by \$5,677.00.

Budget Impact: This \$5,677.00 donation will directly fund a 40hr/wk. – 12wk. internship that will be used by the County as a volunteer coordinator and environmental education assistant.

Legislator Hilchey seconded the resolution which was adopted by 236 votes, Legislators Young (47) and Stein (43) absent.

RESOLUTION NO. 29 DONATION ACCEPTANCE – STORAGE CABINETS - GENESEE COUNTY PARKS – APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, The County has a policy for accepting donations of value over \$1,000, and

WHEREAS, The ACORNS, County Parks volunteer organization has donated two 24"x36"x78" HD black storage cabinets and two 24x36 cabinet dollies for the Genesee County Park & Forest Interpretive Center valued at \$1,110.00 and

WHEREAS, The Highway Superintendent and Genesee County Parks Supervisor-Forester do request the approval of accepting the above mentioned donations, and

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

RESOLVED, That the Genesee County Legislature accept the cabinet and dolly donations from the ACORNS.

Legislator Deleo seconded the resolution which was adopted by 236 votes, Legislators Young (47) and Stein (43) absent.

RESOLUTION NO. 30 SPECIAL EVENT - ASSOCIATION for CONSERVATION OF RECREATIONAL and NATURAL SPACES (ACORNS) - GENESEE COUNTY PARK & FOREST - GENESEE COUNTY PARKS - APPROVAL OF

Legislator Hilchey offered the following resolution:

WHEREAS, A Special Events application was received from the Association for Conservation Of Recreational and Natural Spaces (ACORNS) to use the Genesee County Park and Forest for a 5K/10K trail run and walk fundraiser on October 6, 2019, and

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

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

RESOLVED, That the Genesee County Legislature does hereby grant permission to the Association for Conservation Of Recreational and Natural Spaces (ACORNS) to use the Genesee County Park and Forest for a 5K/10K trail run and walk fundraiser on October 6, 2019 as per the Special Events Policy and Procedures for Community Events for the Parks and Recreation Areas.

Budget Impact: None.

Legislator Clattenburg seconded the resolution which was adopted by 236 votes, Legislators Young (47) and Stein (43) absent.

RESOLUTION NO. 31 ELIMINATION OF PETTY CASH FUND JOB DEVELOPMENT BUREAU – APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, By Resolution No. 4 - 1985 dated January 30, 1985 a Petty Cash Fund in the amount of \$50.00 was established for the Job Development Bureau's Department. And,

WHEREAS, The Director of the Job Development Bureau does hereby request that the Job Development Bureau's Petty Cash Fund in the amount of \$50.00 be eliminated. And,

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

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to eliminate the Job Development Bureau Petty Cash fund of \$50.00 effective immediately upon approval of the Legislature.

Budget Impact: None.

Legislator Deleo seconded the resolution which was adopted by 236 votes, Legislators Young (47) and Stein (43) absent.

RESOLUTION NO. 32 SET PUBLIC HEARING – LOCAL LAW INTRODUCTORY NO. 1, YEAR 2019-BED TAX EXTENSION-APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, There is hereby introduced to the Genesee County Legislature a proposed Local Law Introductory No. 1, Year 2019 “**A LOCAL LAW TO AMEND LOCAL LAW NUMBER TWO, YEAR 1995, AS AMENDED BY LOCAL LAW NO. FOUR, YEAR 1998, LOCAL LAW NO. SIX, YEAR 2001, LOCAL LAW NO. FOUR, YEAR 2004, LOCAL LAW NO. TWO YEAR 2007, LOCAL LAW NO. ONE YEAR 2010, LOCAL LAW NO THREE YEAR 2013, AND LOCAL LAW NO. TWO YEAR 2016, IMPOSING A HOTEL/MOTEL ROOM OCCUPANCY TAX IN THE COUNTY OF GENESEE, WITH REGARD TO THE EXPIRATION THEREOF.**” and

WHEREAS, Subdivision 5 of Section 20 of the Municipal Home Rule Law requires a public hearing to be held on such Local Law. Now, therefore, Be it

RESOLVED, That a public hearing shall be held on proposed Local Law Introductory No. One by the Genesee County Legislature on the 13th day of February, 2019 at 5:30 pm at the Old Courthouse, 7 Main Street, Batavia, New York.

Legislator Maha seconded the resolution which was adopted by 236 votes, Legislators Young (47) and Stein (43) absent.

RESOLUTION NO. 33 COUNTY AUDIT –JANUARY 23 - APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, Legislator Hilchey, did review the following claims:

2018 General Fund	\$	849,706.66
2019 General Fund		602,800.43
2018 Self Insurance		7,255.38
2019 Self Insurance		55.00
2018 Highway		70,192.74
2018 Sales Tax		5,335,190.10
2018 Water Fund		477,061.75
2019 Water Fund		256,994.15
DSS Abstracts		630,835.13
Capital Projects		
Airport-Reconstruct Runway 10-28	\$	16,429.23
Highway-Large Span Culverts		35,381.35
Highway-Highway-Searls Rd Bridge over Spring Creek		71,471.94
Highway-Highway CR #5		194,698.00
Highway-Preventative Maint Bridge Painting		3,815.35
Highway-Highway 2017 Surface Treatment		11,340.10
Facilities Management-Energy Performance Contract		250,229.00
GCC-Wellness & Event Center		85,790.36
Payroll – General		
January 18, 2019		1,547,903.75
Medicaid		
January 15, 2019		177,332.00
January 23, 2019		177,332.00
Total Audit	\$	10,801,814.42

Now, therefore, Be it

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

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

Legislator Deleo seconded the resolution which was adopted by 236 votes, Legislators Young (47) and Stein (43) absent.

At 5:48 pm the meeting adjourned upon motion of Legislator Clattenburg seconded by Legislator Deleo, carried.