

**EIGHTEENTH DAY
GENESEE COUNTY LEGISLATURE
Batavia, New York
Wednesday, October 26, 2016**

The Genesee County Legislature will meet in Regular Session on Wednesday, October 26, 2016 at 5:30PM at the Old County Court House, Batavia, New York. Legislator Deleo offered to assist with the audit. Prayer will be offered by Legislator Davis followed by the Pledge to the Flag.

The minutes of the October 12, 2016 Legislature Meeting were approved upon motion of Legislator Bausch seconded by Legislator Davis, carried unanimously.

Chair Cianfrini invited Dave Olsen, who signed up to speak at the meeting, to the podium to address the Legislature. Mr. Olsen identified himself as the chair of the Genesee County Libertarian Party and a resident of Alabama. His comments were in relation to the 2017 budget and included his support for ending county support of GCC, GCEDC, Chamber of Commerce and STOP-DWI which he stated he believes is highly intrusive. He stated that he sees STAMP as highly speculative. He urged the Legislature to employ fiscal responsibility and stay under that tax cap. Chair Cianfrini thanked him for his comments and proceeded with the agenda.

Legislator Clattenburg reported the 911 Board received a report with 32 recommendations for improvement. They will meet to discuss and plan for a formal response and action plan for addressing the recommendations. Legislator Bausch commended Legislator Stein for making arrangements to have Inter County held in LeRoy at Mercy Grove and for the two interesting speakers; John Jakubowski and Lynn Belluscio. He explained that the facility has been renovated nicely and is expected to open as a bed and breakfast which will generate Bed Tax revenue for the County. Legislator Deleo stated that he attended Inter County and enjoyed the meeting and program. Chair Cianfrini stated that he appreciated the time and effort Legislator Stein put into organizing the event and was pleased to formally welcome attendees who came from most of the 19 Counties that comprise Inter County.

The Clerk proceeded with the resolutions:

**RESOLUTION NO. 380 SUPPORT FOR THE TRANSFORMATIONAL ELLICOTT
STATION PHASE I REDEVELOPMENT PROPOSED IN
THE CITY OF BATAVIA BROWNFIELD OPPORTUNITY
AREA**

Legislator Clattenburg offered the following resolution:

WHEREAS, the City of Batavia, in 2009, applied for and competed for a New York State Brownfield Opportunity Area (BOA) central business corridor planning grant from the New York State Department of State (DOS); and

WHEREAS, the City of Batavia, in 2012, was selected by DOS to receive a \$265,000 BOA planning grant for the City of Batavia central business corridor; and

WHEREAS, as part of the BOA planning process, the BOA Step 2: Nomination Plan provided an in-depth and thorough description of the central business corridor, including an economic and market trends analysis of existing conditions, opportunities, and reuse potential for properties located in the BOA with an emphasis on the identification and reuse potential of five strategic sites in Batavia that are considered catalysts for City-wide revitalization; and

WHEREAS, the City Council of the City of Batavia adopted the proposed BOA central business corridor plan in June 2014 and thereafter, the City of Batavia received designated BOA status for the central business corridor by the DOS in April 2015; and

WHEREAS, the City of Batavia has, by resolution, tasked the Batavia Development Corporation to implement the BOA plan; and

WHEREAS, both the City of Batavia and the Batavia Development Corporation have vigorously pursued implementation of the BOA plan and taken several actions to acquire BOA strategic sites to implement the BOA plan, eliminate blight, and encourage private investment and job creation; and

WHEREAS, related thereto, the City of Batavia obtained an in rem default foreclosure judgement on one of the BOA strategic sites located at 40-52 Ellicott Street (the “BOA Property”) and conveyed the BOA Property to the Batavia Development Corporation for purposes of implementing the BOA plan; and

WHEREAS, the Batavia Development Corporation, confirmed the presence of contamination potentially adversely affecting the public health at the BOA Property; and

WHEREAS, the New York State Department of Environmental Conservation (DEC) Brownfield Cleanup Program (BCP) provides owners of contaminated real property, who enroll such a property into the BCP, with certain liability protections and tax credits in return for remediating such a site under the supervision of the DEC; and

WHEREAS, to better position the BOA Property for re-use and new investment, to fast-track remediation and redevelopment of the BOA Property, and to eliminate the environmental unknowns associated with the BOA Property while securing liability relief and tax credits for future environmental remediation, the Batavia Development Corporation proactively applied for the BOA Property to be accepted into the BCP; and

WHEREAS, the DEC accepted the BOA Property into the BCP in June of 2015; and

WHEREAS, immediately upon acceptance of the BOA Property into the BCP, the Batavia Development Corporation broadly advertised for its redevelopment through a formal Request for Proposal (RFP) process and hosted tours of the site; and

WHEREAS, Savarino Companies submitted a \$17MM redevelopment plan and proforma for the BOA Property in alignment with the BOA central business corridor plan and RFP requirements for the BOA Property consisting of a mixed-use commercial and residential project that will remediate legacy environmental contamination and protect public health and that is anticipated to create upwards of 145 temporary jobs and approximately 160 permanent jobs, introduce quality downtown housing, employ people from the high poverty neighborhoods, and secure high quality tenants (the “Ellicott Station Project”); and

WHEREAS, the Batavia Development Corporation selected Savarino Companies as the preferred developer for the BOA Property based on its demonstrated brownfield clean-up experience, recognition for quality adaptive re-use projects, and new construction success, in addition to, proven unique workforce development initiatives recruiting and training unemployed workers from highly distressed neighborhoods; and

WHEREAS, the data obtained from and planning associated with the BOA central business corridor plan and planning effort as paid for by the DOS BOA grant were required and essential elements to the City of Batavia and the Batavia Development

Corporation efforts to initiate brownfield remediation and redevelopment efforts within the City of Batavia; and

WHEREAS, the City of Batavia is on the cusp of successfully implementing the Ellicott Station Project, being the City of Batavia's first BOA project, on one of the strategic sites located within the BOA central business corridor plan – the BOA Property, as described above; and

WHEREAS, to ensure successful implementation of the BOA central business corridor plan and, as equally important, to ensure the successful remediation and redevelopment of the BOA Property and the Ellicott Station Project, the City Manager of the City of Batavia, the Executive Director of the Batavia Development Corporation, and principals from Savarino Companies met with Empire State Development (ESD) leadership in October 2015 to identify financial assistance that could be available for the BOA Property; and

WHEREAS, ESD's recommended approach was to phase the Ellicott Station Project in order to better compete for, and apply for, a "Consolidated Funding Application (CFA)" to New York State to access an Empire State Development Capital Grant for purposes of providing financial assistance to the Ellicott Station Project that will ensure the City of Batavia is able to implement the first remediation and redevelopment of a strategic site located within the City of Batavia BOA central business corridor plan; and

WHEREAS, prior to CFA submission, in a local effort to generate funds to support public infrastructure improvements and extraordinary redevelopment costs required for successful implementation of strategic site redevelopment within the City of Batavia BOA central business corridor plan, the City of Batavia, the City of Batavia Central School District, and the County of Genesee (collectively, the "Taxing Jurisdictions") agreed to pool resources creating the "*Batavia Pathway to Prosperity*", which is a local PILOT increment financing (PIF) program created through an inter-municipal agreement between the Taxing Jurisdictions, the Batavia Development Corporation and the Genesee County Economic Development Center (GCEDC) established to invest PIF funds into the City's BOA central business corridor plan district, the County's most distressed area, representing the first program of its kind in New York State where all local taxing jurisdictions are participating in such an effort to implement a BOA plan; and

WHEREAS, in June of 2016, the City of Batavia and its *Pathway to Prosperity* partners applied for Governor Cuomo's \$10MM Downtown Revitalization Initiative featuring the Ellicott Station Project and the redevelopment of the BOA Property and although becoming a regional finalist for this award, the City of Batavia as the second largest City in the Region was not awarded the \$10MM funds; and

WHEREAS, in July 2016, the Batavia Development Corporation submitted CFA Application #67491 Ellicott Station Project 2016 and an Anti-Poverty Statement to the Finger Lakes Regional Economic Development Council (the "REDC") identifying, in accordance with ESD's recommended phasing approach, the Ellicott Station Project Phase I as a downtown \$7.8MM BOA community development project that involves remediation, adaptive reuse and new construction at the BOA Property requesting a minimum ESD Capital grant of \$1.9MM; and

WHEREAS, the REDC has recognized Ellicott Station as having a regional impact and listed it as a “Five-year Pipeline Initiative” within its 2016 Progress Report & Recommended Priority Projects; and

WHEREAS, the City of Batavia, in October 2016 also applied to ESD on behalf of the Ellicott Station Project, to the Restore NY program for a \$500K grant designed to revitalize urban centers, induce commercial investment and improve the municipal housing stock; and

WHEREAS, the DOS BOA planning commitment and funding related thereto was the catalyst behind all of the aforementioned activities that, as of today, have resulted in the imminent remediation of a public health hazard and associated approximately \$17MM redevelopment and adaptive reuse of a blighted BOA strategic site in the City of Batavia; and

WHEREAS, beyond the use of BOA planning grant money, and to obtain the return on the DOS BOA planning grant money investment, redevelopment of BOA strategic sites within the City of Batavia requires creative commitments of additional funding to be obtained by use of PIF, CFA, and Restore NY, all as described herein; and

WHEREAS, the CFA capital grant as well as the Restore NY grant, totaling approximately \$2.4MM are necessary to advance the Phase I component of the Ellicott Station Project and will be matched by substantial private equity investment and significant local resources through the *Batavia Pathway to Prosperity* program; and

WHEREAS, the City of Batavia, the Batavia Development Corporation, the *Batavia Pathway to Prosperity* partners, and more importantly, the residents of the City of Batavia, have spent seven years, since 2009, implementing the BOA planning process, establishing a community based BOA plan through significant public input, believing that the BOA planning effort would be more than just a plan, and have backed up their “more than just a plan” expectations by committing over seven years of City of Batavia and Batavia Development Corporation staff time and funding to finally make redevelopment and investment happen in the City of Batavia; and

WHEREAS, the Genesee County Legislature commends the residents of the City of Batavia for their on-going seven year commitment to the successful implementation of the DOS BOA plan and to recognize the tireless efforts of the Batavia Development Corporation and its *Batavia Pathway to Prosperity* partners and their seven year commitment and effort to comply with the DOS BOA planning initiative and to bring the DOS BOA plan to life by bringing about private investment and BOA strategic site remediation and redevelopment; and

WHEREAS, the Genesee County Legislature desires to encourage Empire State Development to award the CFA Grant and Restore NY Grant for the Phase I component of the Ellicott Station Project, said funds being critical to implementing, and to be combined with Savarino Company funds and *Batavia Pathway to Prosperity* funds, to implement and undertake, the DOS BOA plan and the Phase I component of the Ellicott Station Project; and

NOW THEREFORE, LET IT BE RESOLVED, that the Genesee County Legislature applauds the DOS BOA effort to date and recognizes that implementation of the DOS BOA plan is threatened and will not otherwise occur unless certain CFA-Empire State Development and Restore NY grants can be obtained to be used as match money to implement the Ellicott Station Project; and

BE IT FURTHER RESOLVED, that the Genesee County Legislature encourages New York State agencies, collectively, to partner with the City of Batavia and its Taxing Jurisdictions to consider the Ellicott Station Phase I Project as a transformational initiative in the Finger Lakes Region that will:

- Decisively and finally assist in implementing the DOS sponsored City of Batavia BOA initiatives, thereby leveraging significant local and private investment, and over seven years of planning and strategizing efforts, to protect the public health and create new jobs and new investment
- Facilitate an extraordinary multi-million dollar investment into a City of Batavia census tract having more than 30% of its residents living in poverty and nearly 7% unemployed
- Create critical mass and propel revitalization of the City's historic mixed-use downtown, a commercial district with three State Routes intersecting experiencing more than 35,000 vehicles per day as a regional hub for commerce and services
- Complement significant public and private downtown investments nearby at Tompkins/Bank of Castile headquarters, Masonic Lodge rehabilitation, Carr's Warehouse adaptive reuse and soon underway, renovations to the former Newberry building; and

BE IT FURTHER RESOLVED, that the Genesee County Legislature respectfully requests ESD and REDC to award the CFA Grant and Restore NY Grant for the Phase I component of the Ellicott Station Project to ensure the already expended DOS BOA planning grant money can be fully leveraged to bring about the vision, the environmental remediation, the private sector investment, and the new job creation as proposed and expected to be created by, the DOS BOA plan.

Legislator DeJaneiro seconded the resolution which was adopted by 283 votes (Legislator Stein Absent).

RESOLUTION NO. 381 BUDGET AMENDMENT/ACCEPTANCE - EMERGENCY MANAGEMENT SERVICES –FY2015 LMI AWARD – APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, The Emergency Management Services Coordinator has received notification of the FY2015 LMI award in the amount of \$10,000, and

WHEREAS, The Emergency Management Services Coordinator requests authorization to accept State Legislative Member Initiative Project funds for the purpose of purchasing Emergency Management office furniture and workstations, and

WHEREAS, The Committees on Public Service and Ways & Means did review this request and do concur with the Emergency Management Services Coordinator's recommendation. Now therefore be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the Agreement with New York State Office of Homeland Security and Emergency Services, 1220 Washington Avenue, Albany, NY for the acceptance of FY15 Legislative Member Initiative award in the amount of \$10,000, and to execute any and all other documentation related to this funding, and

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to increasing the 2016 Emergency Management Service Appropriation Accounts:

A.3640. 2010.0019 (Bookcases) in the amount of \$510

A.3640.2010.0025 (Files/Cabinets) in the amount of \$1709

A.3640.2010.0020 (Desk) in the amount of \$7396

A.3640.2020. 0022 (Chairs) in the amount of \$385

to be offset by an increase in Revenue Account:

A.3640.3389 State Aid, Other Public Safety in the amount of \$10,000.

Budget Impact: Increase in Appropriations account to be offset by increase in Revenue account.

Legislator Davis seconded the resolution which was adopted by 283 votes (Legislator Stein Absent).

RESOLUTION NO. 382 GRANT ACCEPTANCE - EMERGENCY MANAGEMENT SERVICES - FY16 HAZ MAT GRANT-FUNDS – APPROVAL OF

Legislator Davis offered the following resolution:

WHEREAS, The Emergency Management Services Coordinator did request authorization to accept the FY16 HazMat grant funds in the amount of \$196,000 from the U.S. Department of Homeland Security Program, Federal Emergency Management Agency (FEMA), administered by The New York State Division of Homeland Security and Emergency Services (DHSES); in conjunction with Monroe, Livingston, Orleans, and Wyoming Counties, and the City of Rochester, and

WHEREAS, Grant funds have been identified for the sustainment of the remaining WMD trailers assigned to the Counties within the grant partnership; review of all current hazmat related PPE and equipment and the standardizing of said equipment for the region; development of a database of hazmat equipment to share among the Region; Resource typing of the Region to look at ways to enhance each County's capabilities using existing resources; and the development of a strategy for a regional response including cross training, and

WHEREAS, The Committee on Public Service does concur with the Emergency Management Service Coordinator's recommendation. Now, therefore be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the Agreement with New York State Division of Homeland Security and Emergency Services, 1220 Washington Avenue, Albany, NY for the acceptance of FY16 HazMat Grant Program in the amount of \$196,000, and to execute any and all other documentation related to this funding.

Budget Impact Statement: None. A portion of the FY16 grant funds will be appropriated in the 2017 Emergency Management Services (EMS) budget, offset by revenue in like amount.

Legislator Clattenburg seconded the resolution which was adopted by 283 votes (Legislator Stein Absent).

RESOLUTION NO. 383 CONTRACTUAL AGREEMENT RENEWAL-JESSICA MITCHELL-JUSTICE FOR CHILDREN ADVOCACY CENTER-APPROVAL OF

Legislator Bausch offered the following resolution:

WHEREAS, The Coordinator of the Justice for Children Advocacy Center did submit a contractual agreement for a forensic interviewer for the Justice for Children Advocacy Center; and

WHEREAS, The Public Service Committee did review the contractual agreement and does recommend approval at this time. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature and the Coordinator of the Justice for Children Advocacy Center are hereby authorized and directed to enter into a

contractual agreement with Jessica Mitchell, 971 Redman Road, Hamlin, NY 14464, for forensic interviewing, peer review, and training for the Justice for Children Advocacy Center/Team, 304 East Main Street, Batavia, NY for the period of October 1, 2016 through September 30, 2017 at a cost of \$40.00 per hour.

Budget Impact: Funding for this item to be covered by grant funds through the NYS OCFS.

Legislator Deleo seconded the resolution which was adopted by 283 votes (Legislator Stein Absent).

RESOLUTION NO. 384 CONTRACTUAL AGREEMENT RENEWAL-KATHY COLGAN-JUSTICE FOR CHILDREN ADVOCACY CENTER-APPROVAL OF

Legislator Deleo offered the following resolution:

WHEREAS, The Coordinator of the Justice for Children Advocacy Center did submit a contractual agreement for a forensic interviewer for the Justice for Children Advocacy Center; and

WHEREAS, The Public Service Committee did review the contractual agreement and does recommend approval at this time. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature and the Coordinator of Justice for Children Advocacy Center are hereby authorized and directed to enter into a contractual agreement with Kathy Colgan, 16 Country Meadow Drive, Honeoye Falls, NY 14472 for forensic interviewing, peer review, and training for the Justice for Children Advocacy Center/Team, 304 East Main Street, Batavia, NY for the period of October 1, 2016 through September 30, 2017 at a cost of \$80.00 per hour.

Budget Impact: Funding for this item to be covered by grant funds through the NYS OCFS.

Legislator DeJaneiro seconded the resolution which was adopted by 283 votes (Legislator Stein Absent).

RESOLUTION NO. 385 SET PUBLIC HEARING – AIRPORT FACILITY LEASE – APPROVAL OF

Legislator Young offered the following resolution:

WHEREAS, Boshart Enterprises and Aircraft Services Inc. has expressed an interest to lease facilities at the Genesee County Airport for aviation related purposes, and

WHEREAS, The Genesee County Airport has lease office, hangar and tie-down spaces to Boshart Enterprises and Aircraft Service Inc in the past, and

WHEREAS, The Highway Superintendent and County Attorney have prepared a lease agreement and do recommend leasing the facilities at this time, and

WHEREAS, Section 352(5) of the General Municipal Law requires a public hearing upon 10 days- notice and publication in two newspapers when entering into long-term lease agreements for county facilities, 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 establish a public hearing at the County Legislature meeting scheduled for November 9, 2016 at which time public comments regarding a long-term facility lease agreement with Boshart Enterprises and Aircraft Services Inc. will be heard.

Budget Impact: This lease will produce approximately \$69,500 of revenue per year for the County Airport. The lease is for 5 years with two 5 year extensions and includes an adjustment clause on the lease rate. The length of the lease requires a public hearing under General Municipal Law.

Legislator Deleo seconded the resolution which was adopted by 283 votes (Legislator Stein Absent).

**RESOLUTION NO. 386 FACILITY LEASE–P&L AIR–COUNTY AIRPORT-
APPROVAL OF**

Legislator DeJaneiro offered the following resolution:

WHEREAS, P&L Air is an anchor tenant in the Airport Terminal at the Genesee County Airport, and

WHEREAS, Genesee County recently completed the construction of a new terminal and main hangar facility, and

WHEREAS, The Highway Superintendent and County Attorney have prepared lease agreements and do recommend leasing these spaces 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 Chairperson of the Genesee County Legislature is hereby authorized and directed to execute a facility lease agreement with P&L Air per the terms of the agreement.

Budget Impact: This lease will produce approximately \$2,800 of revenue per year for the County Airport.

Legislator Clattneburg seconded the resolution which was adopted by 283 votes

(Legislator Stein Absent).

**RESOLUTION NO. 387 COMPREHENSIVE LOCAL BRIDGE AND CULVERT
PROGRAM (PHASE II) – CONSULTANT AGREEMENT-
APPROVAL OF**

Legislator Deleo offered the following resolution:

WHEREAS, The Genesee County Highway Superintendent solicited interest from the Local Design Services Agreement (LDSA) list of engineering consultants as established by the New York State County Highway Superintendent’s Association and the New York State Department of Transportation, and

WHEREAS, A committee reviewed letters of interest and performed interviews and did recommend the most qualified consultant, and

WHEREAS, The Genesee County Highway Superintendent did provide a scope of work to the consultant and negotiated a contract price based on the scope provided and does recommend entering into a consultant agreement for this work, and

WHEREAS, The Committee on Public Service did review this recommendation and does concur at this time. 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 Clark Patterson Lee, 250 St Paul Street, suite 500, Rochester, NY 14623 in an amount of \$134,700 for the purposes of developing a Comprehensive Local Bridge and Culvert Program as covered by the scope of work.

Budget Impact: The consultant agreement is for \$134,700 and is funded from the Comprehensive Bridge Culvert Inspection capital project which has a total available budget of \$173,376.

Legislator Bausch seconded the resolution which was adopted by 283 votes (Legislator Stein Absent).

**RESOLUTION NO. 388 CONTRACT RENEWAL – SHERIFF/
NEW YORK STATE UNIFIED COURT
SYSTEM - APPROVAL OF**

Legislator Davis offered the following resolution:

WHEREAS, the Genesee County Sheriff did present a contract renewal with the New York

State Unified Court System for the provision of Security Services at the Genesee County Courts Facility, and

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

RESOLVED, that the Chair of the Genesee County Legislature is hereby authorized and directed to execute the contract renewal between the County of Genesee and the New York State Unified Court System for the provisions of security services at the Genesee County Courts facility for the period of April 1, 2016 through March 31, 2017, at a cost not to exceed \$675,600.

Budget Impact: Costs for security services at the Courts Facility is offset by revenue from the New York State Unified Court System.

Legislator Deleo seconded the resolution which was adopted by 283 votes (Legislator Stein Absent).

**RESOLUTION NO. 389 ANIMAL ADOPTION FEE INCREASE / VOLUNTEERS
FOR ANIMALS AGREEMENT REVISION SHERIFF /
ANIMAL SHELTER ADOPTION FEE - APPROVAL OF**

Legislator Torrey offered the following resolution:

WHEREAS, The Volunteers for Animals are an integral part of the operation of the Genesee County Animal Shelter administering an Adoption Program and Spay/Neutering Program, and

WHEREAS, The Volunteers for Animals organization spends a significant amount of its own funds for these programs at the Genesee County Animal Shelter, promoting the adoption of animals from the Shelter, and

WHEREAS, By Resolution No. 443, adopted November 29, 2012 (copy enclosed), the County established the adoption fee of \$40.00 for an animal from the Genesee County Animal Shelter, and

WHEREAS, Upon recommendation of the Volunteers for Animals and the Genesee County Sheriff, the adoption fee for an animal from the Genesee County Animal Shelter shall be increased to \$60.00 with \$30.00 being appropriated to the Volunteers for Animals through a contractual agreement with the County to assist with offsetting its program costs, and

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

RESOLVED, the fee for the adoption of an animal from the Genesee County Animal Shelter shall be \$60.00, and \$30.00 of the adoption fee shall be appropriated to the Volunteers for Animals through a contractual agreement with the County. And, be it further

RESOLVED, that the Chair of the Genesee County Legislature is hereby authorized and directed to execute a revised Agreement between Genesee County and the Volunteers for Animals, P.O. Box 1621, Batavia, New York 14021, to appropriate \$30.00 of each adoption to the Volunteers for Animals in consideration of the Spay/Neutering Program administered by the Volunteers for Animals. This Agreement shall commence on January 1, 2017, and shall automatically renew annually on the first day of the year, unless amended or terminated by either party upon thirty days written notice to the other party.

BUDGET IMPACT: Increase in revenue appropriated to 2017 Animal Control budget.

Legislator DeJaneiro seconded the resolution which was adopted by 283 votes (Legislator Stein Absent).

**RESOLUTION NO. 390 GRANT ACCEPTANCE/2016 BUDGET AMENDMENT –
STOP-DWI/SHERIFF – APPROVAL OF**

Legislator Young offered the following resolution

WHEREAS, The Genesee County STOP-DWI program did apply for and has been approved to receive grant funding from the Governor’s Traffic Safety Council for a High Visibility Road Check/Saturation Patrols/DRE Call Out program in the amount of \$9,124, and

WHEREAS, the grant period runs October 1, 2016 through September 30, 2017

WHEREAS, local police agencies will coordinate special crackdown details to receive the additional funding, and

WHEREAS, since the grant period runs October 1, 2016 through September 30, 2017, the additional funding to reimburse the STOP-DWI program for the expense of the special detail was not budgeted for in the current year and is above the budgeted revenue for the STOP-DWI program, and

WHEREAS, The Ways and Means Committee 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 2016 budget by

Increasing	A.3315.4660.0502 (Enforcement Nights - Sheriff)	\$1,762
	A.3315.4660.0503 (Enforcement Nights – City Police)	\$1,273
	A.3315.4660.0504 (Enforcement Nights – LeRoy Police)	\$ 387

to be offset by an increase in revenue account A.3315.3389.2 (St Aid -Govt Traffic Safety Council) in the amount of \$3,422 and Be it further

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to amend the 2016 budget by increasing Sheriff’s account A.3110.1020.0150 (Overtime DWI) in the amount of \$1,762 to be offset by an increase in revenue account A.3110.2804 (Shared Services) in the amount of \$1,762.

Budget Impact Statement: No impact on County Budget. Increase in revenue and expense funded by GTSC grant
Legislator Deleo seconded the resolution which was adopted by 283 votes (Legislator Stein Absent).

RESOLUTION NO. 391 SERVICE AGREEMENT – EYE CARE SERVICES – NURSING HOME – APPROVAL OF

Legislator Young offered the following resolution:

WHEREAS, The current provider of eye care services at the Genesee County Nursing Home Has ended their contract and the Nursing Home is in need of a new provider of these services to the residents of the Home, and

WHEREAS, The Administrator of the Nursing Home recommends entering into a service agreement with SightRite to provide these services, and the Committee on Ways and Means does concur. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to enter in a service agreement with SightRite, 232 Broadway, 2nd floor, Brooklyn, New York, 11211, at no cost to the County, and to become effective on October 27, 2016.

Budget Impact Statement: There is no cost to the County. All optical procedures will be billed directly to the residents insurance, Medicare, Medicaid, or private.

Legislator Torrey seconded the resolution which was adopted by 283 votes (Legislator Stein Absent).

RESOLUTION NO. 392 RATIFICATION OF/BUDGET TRANSFER – SHERIFF’S EMPLOYEE ASSOCIATION UNION CONTRACT FOR 2016 THROUGH 2019– APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, The Genesee County Manager and Human Resource Director did present a successfully completed Collective Bargaining Agreement with the Sheriff's Employee Association which was ratified by a vote of the Union Membership, and

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

RESOLVED, That the Genesee County Legislature does hereby ratify and approve the terms and conditions of said Agreement by and between the Genesee County Sheriff's Employee Association, the Genesee County Sheriff and the County of Genesee for the period January 1, 2016 through December 31, 2019, and, Be it further

RESOLVED, That the Genesee County Legislature does hereby authorize the Genesee County Treasurer to make the following 2016 budget transfers:

\$55,065	from	Contingency	A.1990.4800.0000	Program Expense
\$17,203	to	Communication	A.3020.1010.0000	Personal Services
\$ 852	to	Communications	A.3020.8010.0000	Social Security
\$ 199	to	Communications	A.3020.8011.0000	Medicare
\$ 2,566	to	Communications	A.3020.8020.0000	Retirement
\$26,431	to	Jail	A.3150.1010.0000	Personal Services
\$ 1,639	to	Jail	A.3150.8010.0000	Social Security
\$ 383	to	Jail	A.3150.8011.0000	Medicare
\$ 4,106	to	Jail	A.3150.8020.0000	Retirement
\$ 1,452	to	Control of Animals	A.3510.1010.0000	Personal Services
\$ 71	to	Control of Animals	A.3510.8010.0000	Social Security
\$ 17	to	Control of Animals	A.3510.8011.0000	Medicare
\$ 146	to	Control of Animals	A.3510.8020.0000	Retirement

Budget Impact Statement: Additional costs associated with contract settlement were included in the 2016 Adopted Budget.

Legislator DeJaneiro seconded the resolution which was adopted by 283 votes (Legislator Stein Absent).

RESOLUTION NO. 393 BUDGET FOR 2017 - SETTING PUBLIC HEARING

Legislator Deleo offered the following resolution:

WHEREAS, The Tentative Budget for 2017 is being prepared by the Genesee County Budget Director and will be duly filed with the Clerk of the County Legislature, and

WHEREAS, The Committee on Ways and Means does recommend setting a public hearing for the 2017 Budget. Now, therefore, Be it

RESOLVED, That a Public Hearing on the 2017 Genesee County Budget will be held on Wednesday, November 9, 2016 at 6:00 p.m. at the Old County Courthouse, 7 Main Street, in the City of Batavia, New York.

Budget Impact Statement: None

Legislator Clattenburg seconded the resolution which was adopted by 283 votes (Legislator Stein Absent).

RESOLUTION NO. 394 COUNTY AUDIT – OCTOBER 26 - APPROVAL OF

Legislator Bausch offered the following resolution:

WHEREAS, Legislator Deleo did review the following claims:

2016 General Fund	\$ 6,253,230.94
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2016 Highway	296,184.90
2016 Nursing Home	559,243.84
2016 Self Insurance	51,094.75
2016 Water	493,768.61
DSS Abstracts	271,334.70
2016 Capital Projects:	
DeWitt Park Utility Extensions/Security Improvements	2,029.23
Sheriff 800MHZ Radio System Upgrade	12,795.68
Sheriff/Highway Firing Range Upgrades	10,750.00
County Manager Co. Bldg#2 Security Upgrade	4,939.00
Highway 2016 Road Machinery	30,409.99
Highway 2016 Highway Overlay	309,706.26
Highway 2016 Bridge Construction	12,177.64
Highway 2015 Highway Overlay	5,679.67
Airport T Hangar Taxiway Apron Phase III	3,529.82
Airport Terminal Bldg & Maint Hangar Demo & Site Conversion	3,087.77
Payroll – General & Nursing Home	
October 14, 2016	1,283,338.57
Medicaid	
October 18, 2016	178,282.00
October 25, 2016	<u>178,282.00</u>
Total Audit	\$ 9,959,865.37

Now, therefore, Be it

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

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

Legislator Deleo seconded the resolution which was adopted by 283 votes (Legislator Stein Absent).

The meeting was adjourned at 5:53 upon motion of Legislator Deleo seconded by Legislator Davis, carried unanimously.