

**RESOLUTION NO. CONTRACT – NURSING HOME/MDS
CONSULTANT – APPROVAL OF**

Legislator DeJaneiro offered the following resolution:

WHEREAS, The Genesee County Nursing Home seeks to hire a professional consulting service to provide training and development of staff skills with the Minimum Data Set (MDS) in an effort to ultimately increase Medicare and Medicaid revenue at the Nursing Home, and

WHEREAS, Genesee County did issue a Request for Proposals for such services and one response was received, and

WHEREAS, The proposal was reviewed and the Nursing Home Administrator does recommend the award of services to MDS Consultant, LLC,

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

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a contract with MDS Consultant, LLC, 137 Rae Drive, Rochester, New York, 14626, in the person of Gloria Brent, R.N., for the purpose of providing professional consulting services and training on the MDS document at an annual cost of \$143,000 effective June 14, 2012 through June 13, 2013 with a one year renewal option upon mutual consent.

Budget Impact Statement: Elimination of one full-time Nurse Unit Manager position at a cost of \$83,753. The remaining \$59,247 to be realized through increased revenue from use of these services.

**RESOLUTION NO. ACCEPTANCE OF COLA/BUDGET AMENDMENT-
YOUTH BUREAU/REALITY CHECK-APPROVAL
OF**

Legislator Lawrence offered the following resolution:

WHEREAS, The Executive Director of the Genesee County Youth Bureau did receive notice of cost of living adjustment to the Reality Check Program in the amount of \$14,035 from the NY State Department of Health and

WHEREAS, The Executive Director of the Youth Bureau did request an amendment to the 2012 Youth Bureau Budget to accept said funding, 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 is hereby authorized and directed to amend the 2012 Genesee County Budget by increasing Revenue Account A.1000.7310.3820 – State Aid in the amount of \$14,035 to be offset by an increase in Contractual Accounts as follows

A.7310.EMPR.4110.0000	Supplies in the amount of	\$ 500.00
A.7310.EMPR.4340.0000	Vehicle Main/Repair	\$ 1,000.00
A.7310.EMPR.4560.0000	Personal Travel	\$ 500.00
A.7310.EMPR.4800.0000	Program Expense in the amount of	\$12,035.00
A.1000.7310.3820	State Aid in the amount of	\$14,035.00

Budget Impact: Increase in A7310 of \$14,035 to cover operation of the Reality Check Youth Action Program through December 31, 2012. All expenditures in this program are offset by revenue. There is no net county cost.

**RESOLUTION NO. AGREEMENT – YOUTH BUREAU/ RESOURCE
ALLOCATION PLAN – APPROVAL OF**

Legislator DeJaneiro offered the following resolution:

WHEREAS, The Genesee County Youth Bureau and Department of Social Services have developed a joint plan to be eligible for state aid from the New York State Office of Children and Family Services under the Child and Family Services Planning Guidelines, and

WHEREAS, The Genesee County Youth Board, Youth Bureau and Department of Social Services are desirous of continuing county comprehensive youth services planning efforts during 2012 which includes the allocation of resources to municipalities and community based agencies to the extent said funding is provided by NYS and with no expectation of direct Genesee County appropriation, and

WHEREAS, Guidelines provided by the Office of Children and Family Services for applying for said eligibility have been satisfactorily completed by the Genesee County Youth Bureau and the Committee on Human Services does recommend approval at this time. Now, therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby authorize the Chair to execute such documents as are deemed necessary to effect the 2012 Genesee County Youth Bureau Resource Allocation Plan and the Child and Family Services Plan with the New York State Office of Children and Family Services.

Budget Impact Statement - Resource allocation to contract programs is included in the 2012 department budget. Allocations are completely offset by revenue. Municipal funds are allocated directly to towns/villages and are not included in the county budget. All payments to agencies are subject to availability of state aid.

**RESOLUTION NO. EXTENSION OF CONTRACT – OFA/MEAL
PREPARATION SERVICES-APPROVAL OF**

Legislator Ferrando offered the following resolution:

WHEREAS, The Director of the Office for the Aging did present the extension of the contract with American Red Cross – Greater Rochester Chapter, for the period of June 25, 2012 – July 20, 2012, for the provision of Meal Preparation Services for Office for the Aging to allow for a smooth transition from our current food service contractor to the new food service contractor; and

WHEREAS, American Red Cross – Greater Rochester Chapter has agreed to continue the congregate and home delivered meal preparation and packaging services for the Office for the Aging at rates established through RFP 2007-57, with the same terms and conditions; and the Committee on Human Services does recommend approval at this time. Now, Therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to extend the contact with American Red Cross – Greater Rochester Chapter, 50 Prince Street, Rochester, N.Y., 14607, at a cost of \$4.31 per meal for regular home delivered meals; \$7.69 per double home delivered meal; \$4.15 per meal for congregate meals; \$3.38 for congregate/ home delivered sandwich meal; and \$36.45 for Frozen 7 Meal Pack; and an additional cost of \$140 per day for delivery to drop off sites in Genesee County; with a total contract not to exceed \$14,500 for the period of June 25, 2012 – July 20, 2012.

Budget Impact: Neutral. The cost of this one month extension is fully covered in the 2012 county budget and is covered by grant funds.

**RESOLUTION NO. CONTRACT RENEWAL- BOARD OF
ELECTIONS/PRINTING SUPPLIES - APPROVAL
OF**

Legislator Lawrence offered the following resolution:

WHEREAS, The agreement entered in 2011 by the Genesee County Legislature on behalf of the Board of Elections with Phoenix Graphics, Inc. of Rochester for printing supplies expires June 30, 2012,

WHEREAS, The contract called for an option to renew for four (4) one year renewals during the period,

WHEREAS, There has been no change in pricing for the period of July 1, 2012 thru June 30, 2013 and the Board of Elections has been very satisfied with the performance of Phoenix Graphics, Inc. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into an agreement with Phoenix Graphics Inc. of Rochester, NY for the printing supplies for the 2012 Primary and General Election, per bid specifications, effective July 1, 2012 through June 30, 2013 in an amount not to exceed \$16,644.00.

**RESOLUTION NO. CONTRACT RENEWAL-DSS/OFFICE FOR THE
AGING/PERSONAL EMERGENCY RESPONSE
SYSTEM (PERS) SERVICES APPROVAL OF**

Legislator Ferrando offered the following resolution:

WHEREAS, Resolution No. 184 adopted June 8, 2011 did authorize a contract for the provision of Personal Emergency Response System (PERS) services on behalf of eligible clients of the Department of Social Services and the Office for the Aging, and

WHEREAS, Pursuant to Genesee County Request for Proposals #2011-102 it is the mutual desire of the Genesee County Commissioner of Social Services, the Director of the Genesee County Office for the Aging and Medical Answering Services, LLC to renew said contract for the period of one additional year under the same terms and conditions, and

WHEREAS, The Committee on Human Services has reviewed this request and does concur. Now, therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby authorize and direct the Chairperson to enter into an agreement with Medical Answering Services, LLC, PO Box 11998, Syracuse, New York 13218 for the provision of PERS services to the eligible clients of the Department of Social Services and the Office for the Aging for the period July 1, 2012 through June 30, 2013 at the rate of \$25 per installation for each unit, and an ongoing monthly charge of \$21.95 per unit.

Budget Impact: The cost of the PERS service is already contained in each department's budget for 2012 and will therefore result in no changes to the overall County budget. Approximately 100 clients of the two departments utilize PERS at an estimated cost of \$25,000 annually, substantially reimbursed through Medicaid and other funding streams.

**RESOLUTION NO. SURPLUS EQUIPMENT-NURSING
HOME/INTERGENERATIONAL DAYCARE ITEMS-
APPROVAL OF**

Legislator Leadley offered the following resolution

WHEREAS, The Genesee County Nursing Home Administrator did submit an inventory of 230 items that are no longer needed or used at the Nursing Home for the defunct Child Day Care Center and did request that these items be declared surplus, and

WHEREAS, The Human Services and Ways and Means Committee did review and do concur with this recommendation. Now, therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby declare the list of items submitted as surplus property to be disposed of through public auction or other appropriate means.

Budget Impact: Revenue from the sale of surplus equipment will be appropriated to E.1000.0000.1000.5092 – Sale of Misc. Equip.

**RESOLUTION NO. CONTRACT RENEWAL-U.S. BANKRUPTCY
COURT –APPROVAL OF**

Legislator Bausch offered the following resolution:

WHEREAS, The United States Bankruptcy Court for the Western District of New York has contracted with Genesee County since 1997 for use of space within the Old County Courthouse in Batavia, NY to conduct proceedings of the Court, and

WHEREAS, The United States Bankruptcy Court has presented the County with an amendment to their Revocable License for Federal Use of Real Property space in the Old County Courthouse to extend the term of this Agreement to September 30, 2013 and

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

RESOLVED, That Genesee County will maintain with New York Municipal Insurance Reciprocal General Liability Insurance coverage in the amount of \$1 million for only the Old Courthouse, 7 Main Street, Batavia, NY, and Be it Further

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the Amendment of License Agreement for the extension of the Revocable License for Federal Use of Real Property with the United States Bankruptcy Court, Western District of New York, 300 Pearl Street, Suite 250, Buffalo, NY for the use of the Courtroom in the Old Genesee County Courthouse, Batavia, NY for the period October 1, 2012 through September 30, 2013 at \$850 per month for utilities, general liability insurance and maintenance of space.

Budget Impact Statement: Extends current agreement at current monthly rate; revenue for period \$10,200.

**RESOLUTION NO. CORRECTION TO TAX ROLLS – REAL
PROPERTY / CITY OF BATAVIA –
APPROVAL OF –**

Legislator Clattenburg offered the following resolution:

WHEREAS, The Director of Real Property Tax Services has received application for correction to the tax roll in the City of Batavia as follows:

Tax map 85.005-1-72, owned by Durin Rogers and Paula Campbell, 211 Naramore Drive, Batavia, NY 14020. Due to a clerical error, the assessment on the 2011 Assessment Roll for this parcel is incorrect and does not match the final figure agreed upon by the assessor and property owners, and,

WHEREAS, The Director of Real Property recommends and the Committee on Ways and Means concurs that these corrections be made, Now, therefore, Be it

RESOLVED, That the tax warrant for the City of Batavia 2012-2013 Tax Year be reduced by \$ 98.76 as follows:

NYS Medicaid	= \$	41.91
County of Genesee	= \$	56.85

Budget Impact: Reduction to County of \$ 98.76

**RESOLUTION NO. SALARY SCHEDULE AMENDMENT-COUNTY
MANAGER/PART TIME ASSISTANT POSITION –
APPROVAL OF**

Legislator Lawrence offered the following resolution:

WHEREAS, Mr. Frank Ciaccia retired from his position as Assistant County Manager effective May 30, 2012, and

WHEREAS, The County Manager has requested that Mr. Ciaccia continue to work on a part time basis to oversee the operations of Facilities Management and the Stop DWI Program for a temporary time period until a replacement is appointed on a full time basis and the Committee on Ways and Means does concur. Now, therefore, Be it

RESOLVED That the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to amend the 2012 Management Salary Schedule by creating one position of part time Assistant County Manager at a rate of \$34.00 per hour.

Budget Impact Statement: Funds are available in the 2012 County Manager budget.

**RESOLUTION NO. APPOINTMENT-GENESEE COUNTY FUNDING
CORPORATION-APPROVAL OF**

Legislator Stein offered the following resolution:

WHEREAS, A County vacancy does exist on Genesee County Funding Corporation, and the Committee on Ways & Means does recommend that an appointment be made at this time. Now, therefore, Be it

RESOLVED, That Hollis Upson of Batavia, New York is hereby appointed to the Genesee County Funding Corporation effective immediately.

**RESOLUTON NO. STANDARD WORKDAY AND REPORTING-NEW
YORK STATE RETIREMENT SYSTEM-APPROVAL
OF**

Legislator Bausch offered the following resolution:

RESOLVED, That the County of Genesee hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Retirement System based on the record of activities maintained and submitted to the Clerk of the Legislature:

ELECTED OFFICIALS

Legislator	Rochelle M. Stein	6	01/01/12-12/31/13	N	6.21
Legislator	Annie Lawrence	6	“	“	6.07
Legislator	Mary Pat Hancock	6	“	“	20
Legislator	Esther Leadley	6	“	“	20
Legislator	Edward DeJaneiro Jr.	6	“	“	5.39

APPOINTED OFFICIALS

Co. Attorney	Charles Zambito	6	01/01/12-12/31/13	“	20
Dep Co Att	Durin Rogers	7.5	“	Y	
Asst Co Att	Colleen Sutherland Head	7.5	“	Y	
Asst Co Att	Paula Campbell	6	“	Y	
Asst Co Att	Jennifer Catherine	6	“	Y	
Legislature Clerk	Carolyn Pratt	7.5	“	Y	
Public Defender	Gary Horton	7.5	“	Y	
Sr Asst. Pub Def	Jerry Ader	7.5	“	Y	
Asst Pub Def	Kelly Donahue	7.5	“	Y	
Asst Pub Def	Lisa Bruce	7.5	“	Y	

**RESOLUTION NO. MEMORIALIZATION OF SUPPORT-S5629-B/A6575
AN ACT TO AMEND THE TAX LAW, IN RELATION TO AUTHORIZING
CERTAIN COUNTIES, CITIES AND SCHOOL DISTRICTS TO IMPOSE UP TO
A FOUR PERCENT RATE OF SALES AND COMPENSATING USE TAXES
PURSUANT TO THE AUTHORITY OF ARTICLE 29 OF SUCH LAW AND TO
PRESERVE THE AUTHORITY OF CERTAIN COUNTIES AND A CITY TO
IMPOSE SUCH TAXES AT RATES IN EXCESS OF FOUR PERCENT; AND TO
REPEAL CERTAIN PROVISIONS OF SUCH LAW RELATING THERETO**

Legislator Leadley offered the following resolution:

WHEREAS, Genesee County strongly supports this home rule legislation as it provides enhanced fiscal management tools for local governments. County and State legislative staff, along with our elected officials, currently spend significant time and energy in order to deal with the renewals of existing local sales tax rate legislation every two years under the current State legislative model, and

WHEREAS, The proposed legislation would end the practice of requiring state approval and renewal for local sales tax rate changes, up or down, that do not exceed four percent. This will allow county officials to manage their local sales tax rates in a way that is most efficient for local tax payers and reduce waste and redundancy in state and local legislative procedure, and

WHEREAS, County leaders make home rule requests out of necessity, to finance, implement, and deliver state and federally mandated programs, ensure local public health and safety, foster economic development and enhance local quality of life services demanded by county residents. These home rule requests allow local officials to manage their budgets and pay for state mandated and other services in the least intrusive and burdensome way for local taxpayers and are often requested to limit or prevent property tax increases. This legislation would also provide counties with an important local fiscal management tool consistent with similar financial management flexibility granted to New York City. Now, therefore, Be it

RESOLVED, that the Genesee County Legislature supports the passage of S5629-B and A.6575, and Be it further

RESOLVED, That certified copies of this resolution be forwarded to Governor Andrew Cuomo, Senator Michael Ranzenhofer, Assemblymen Steven Hawley and Daniel Burling, NYSAC, and InterCounty Association of Western New York.