

**ELEVENTH DAY
GENESEE COUNTY LEGISLATURE
Wednesday June 12, 2013
Batavia, New York**

The Genesee County Legislature met in Regular Session on Wednesday, June 12, 2013 at 7PM at the Old Courthouse, 7 Main Street, Batavia, New York. Prayer was offered by Legislator Clattenburg, followed by the Pledge to the Flag.

In addition to the Regular Meeting Vice Chair Lawrence opened two Public Hearings. The first was the Proposed Budget for the Genesee Community College for the fiscal year beginning September 1, 2013. The Budget for GCC for year September 1, 2013 through August 31, 2014 is \$38,071,000 with Genesee County's share as sponsor in the amount of \$2,036,374. The second public hearing is on Local Law Introductory No Two, Year 2013 in relation to Regulating the Transfer of Secondhand Articles.

Several people signed up to address the Legislature on Agenda Item #15 Local Law Introductory No. Two Year 2013-A Local Law Regulating the Transfer of Secondhand Articles.

Mr. David Cuttita, who has primarily dealt in coins over the last 40 years, stated that never once has a single item of stolen property ever been transacted by his business. Mr. Cuttita feels there seems to be no rational basis for including a coin dealer in this legislation, even when New York state currently proposed law in the Assembly dealing with secondhand dealers, scrap dealers and pawnbrokers never once in the nine pages of legislation does it reference coin dealers. The net results of this proposed local law would cause him to cease doing business in Genesee County due to the non-rational basis. He can and will legally continue to sell coins at collector shows in the surrounding six counties. Besides the inconvenience to citizens of Genesee County, it would be a loss of sales tax revenue in the County as those residents traveled to neighboring counties services this County no longer provides. Mr. Cuttita is willing to help and advise any committee that may further study this proposal. Mr. Cuttita's suggestion is that law enforcement should consider reverse notification to all concerned, as is now proposed in Albany County. These agencies should notify the businesses in Genesee County instead of having hundreds or thousands of reports sent in unnecessarily. The reverse notification system has worked in the past and Mr. Cuttita has been and has testified for the City and the County. This system has worked in the past and he feels that it can work again.

The next speaker was Mr. Staba and his main concern as a scrapyard owner is the logistics of this law and the paperwork requirements that would be put upon all the businesses affected. Mr. Staba passed pictures of a standard load of scrap. Each item in the picture that he handed out would have to be recorded individually, detailed and accurately. Mr. Staba estimates that to accurately record each item it would take an individual 2 to 3 hours to record. On a busy day his company may take in 15 to 20 loads like the one in the picture handed out and 5-10 larger loads and also vehicles. Right now, Mr. Staba employs two full-time employees and two full-time equivalents. To even begin to record this information would mean adding people to his payroll, which is not feasible for his business. He would have to either absorb that cost or pass it on to his customers, in which case they will go to a different County to do this type of business. As the proposed law reads everything that is logged must be turned into law enforcement by 10 AM the next day. If this doesn't happen, Mr. Staba would be guilty of a Class B Misdemeanor, and he would be ineligible for a Secondhand Dealer's license. He is always fully cooperative with law enforcement from any County. In some instances, he has been able to locate the material that was being looked for and returned to the owner.

Mr. Len Costello who is a consumer has read about this law and feels that there are some things that are just not right. He feels that the reverse notification makes a lot of sense and is

probably quicker in the long run. He has bought and sold coins to a lot of dealers within this area for many years, and if there are any dishonesty dealers, he would know who they were, people know who the bad apple is. He doesn't feel reporting is necessary and as a consumer, and someone who might be selling coins to a dealer, he does not feel comfortable with the fact that his personal information is being transmitted on unsecure lines and he doesn't feel that people should know how much he received for selling an item.

Mr. Ed Arnold, Jr. was the next speaker and he too handed out pictures of loads they take in. At his business he has a sign that all transactions will require photo ID. Customers must certify that they are 18 years of age and that the material is theirs. The Scrap Association developed the Scrap Theft Alert. This would allow the police agencies to call or email it to the scrap theft alert and you can look in all 50 states what material has been stolen, who it was stolen from and what type of material it is. This is a free service to all the police agencies and scrap agencies are able to report to it.

Mr. Barry Shillinger who is an Environmental Attorney from Albany, New York since 1988 has represented the Institute of Scrap of Recycling Industries in New York State and the National Trade Association. He feels that the previous speakers did an excellent job getting the point across and that he too feels that there are better ways to deal with this issue.

Jerry Brewster, Chief Deputy from the Sheriff's office spoke in favor of the local law. He supervises the Criminal Investigations Division and his investigators are the ones who are out there trying to find stolen property. Part of this local law does involve the scrap industry. This is a huge problem to the price of scrap going up, and it is a very lucrative business. The intention of this local law is not to interfere on free enterprise. This local law will give them the ability to more quickly identify and retrieve stolen property and to identify potential suspects. There is a waiting period within the local law, which is presenting some controversy. Part of that is because most burglaries happen on the weekends. If the burglary happens on a Friday, it won't be until four days later to get in touch with the pawn brokers or scrap dealers to locate that property which means four days has been lost. City of Rochester has had a similar law since the 1940s and has been proven to be very effective for managing pawns and in managing the sales that are mandated to be reported to the police. Mr. Brewster has talked to some of the bigger scrap dealers in Monroe County and what has been effective for them. He was able to speak of one owner and they report to LEADS Online. Dealers would send in reports online daily with a touch of a button. Mr. Brewster explained how this process works. The business he spoke with stated this process works great. Mr. Brewster stated that they have used Scrap Alert and have never heard a response back.

The minutes of the May 22, 2013 were approved upon motion of Legislator Cianfrini seconded by Legislator DeJaneiro.

Legislator Cianfrini attended the Criminal Advisory Committee and the Committee was advised of the serious situation of the housing of female prisoners. There is \$300,000 budgeted to pay for the outsourcing of female prisoners and to date they have spent \$193,000. \$55,000 of that was incurred from housing male jail prisoners during jail renovations. The average female jail population is 16 females per day. This is something that will need to be addressed during budget time.

Legislator DeJaneiro attended the joint Board of Health meeting between Orleans and Genesee County. It is a start of more of the areas that the two counties can concentrate on consolidating in a rational way.

Vice Chair gave the jobs report. There are 578 openings in the county. Genesee County has the lowest unemployment of 7.1% in the GLOW Region. This is the lowest April rate since 2008.

The Clerk proceeded with the reading of the resolutions:

**RESOLUTION NO. 221 AGREEMENT – 2013 YOUTH BUREAU RESOURCE
ALLOCATION PLAN – APPROVAL OF**

Legislator Leadley 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 2013 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 2013 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 2013 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.

Legislator Clattenburg seconded the resolution which was adopted by 279 votes, Legislator Hancock (47) absent.

Legislator Ferrando made a motion to move the resolutions involving the two public hearings up on the agenda. County Attorney Zambito stated that you can make a motion to amend the rules to change the order of the agenda. A motion was made by Legislator Ferrando seconded by Legislator Cianfrini. This was adopted by a two thirds majority vote of 363 votes. Legislator Hancock (57) absent.

Vice Chair Lawrence then closed the Public Hearings.

Legislator Leadley explained to the audience the procedure the Legislature takes to review all resolutions before they are voted on at the Legislature Meetings.

**RESOLUTION NO. 222 2013-2014 OPERATION BUDGET-GENESEE
COMMUNITY COLLEGE/SPONSOR'S SHARE-
ADOPTION OF**

Legislator Bausch offered the following resolution:

WHEREAS, The President and Trustees of Genesee Community College have presented to the Genesee County Legislature the proposed operating budget of Genesee Community College for the academic year 2013-2014 in the amount of \$38,071,000, and

WHEREAS, The Board of Trustees and the Genesee County Legislature have approved the amount of \$2,036,374 as the sponsor's share of the proposed current operating budget for Genesee Community College. Now, therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby approve of the proposed

2013/2014 operating budget of the Genesee Community College in the amount of \$38,071,000 for academic year 2013-2014, and Be it further

RESOLVED, That the Genesee County Legislature does hereby approve of the sponsor's share of the operating budget of the Genesee Community College for the fiscal year September 1, 2013 through August 31, 2014 in the amount of \$2,036,374 and cause the same to be included in the County Tax levy for the year 2014.

Legislator Stein seconded the resolution which was adopted by 279 votes, Legislator Hancock (47) absent.

Prior to roll call on the above resolution Legislator Bausch commented that he is the liaison to the College and he is very proud of what the college does. He stated that the County's Sponsor share did go up \$100,000, but there has not been an increase in the County's contribution in three years. He feels that this is still a good deal for county residents.

A Resolution regarding Local Law Introductory No. Two Year 2013-A Local Law Regulating the Transfer of Secondhand Articles-Approval Of was recommended to be returned to Committee for further discussion. A motion was made by Legislator Cianfrini seconded by Legislator Leadley. This was adopted by 279 votes, Legislator Hancock (47) absent. Legislator Clattenburg thanked everyone for attending. She is on the Public Service Committee and she is open to reviewing this Local Law, and that those that offered to give their input, the Committee will be taking them up on it and that the Committee will look at this closer and will respond to their concerns. Legislator Cianfrini stated that once this is put back on the Public Service Agenda, the speakers tonight should be put on notice to review this local law. Vice Chair Lawrence recommended that they please put their address on the sign-up sheet so that they can be notified of when this Local Law will be reviewed again.

**RESOLUTION NO. 223 GRANT ACCEPTANCE -- HEALTH DEPARTMENT/
IMMUNIZATION ACTION PLAN - APPROVAL OF**

Legislator DeJaneiro offered the following resolution:

WHEREAS, The Genesee County Public Health Director has received notification from the New York State Department of Health Bureau of Immunization that Genesee County's Immunization contract has been awarded in the amount of \$30,039, and

WHEREAS, The Public Health Director has requested that the County accept this funding which stipulates that this revenue will be used to support local immunization activities, and

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

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the Agreement with the New York State Department of Health for the acceptance of the Immunization Action Plan contract for the period April 1, 2013 through March 31, 2014 in the amount of \$30,039, and to execute any and all other documentation related to this funding.

Budget Impact: Revenue and expenses, in the amount of \$27,272 have been appropriated in the 2013 Dept. 4010 – Health Department budget; the remaining balance will be built into the 2014 Dept 4010 – Health Department budget.

Legislator Clattenburg seconded the resolution which was adopted by 279 votes, Legislator Hancock (47) absent.

RESOLUTION NO. 224 CONTRACT – HEALTH DEPARTMENT /DIAGNOSTIC AND TREATMENT CENTER (D&TC) - AHCF COST REPORT – APPROVAL OF

Legislator Leadley offered the following resolution:

WHEREAS, The Public Health Director did present a contract for the provision of professional accounting and auditing services, and

WHEREAS, The Committee on Human Services 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 necessary documents to enter into a contract with Jack Venesky, CPA & Associates, 6114 Route 31, Cicero, New York 13039 for the provision of professional accounting and auditing services of the Genesee County Health Department's Diagnostic & Treatment Center - AHCF Cost Report at the maximum fee of \$7,500 per reporting period, in accordance with the terms of the contract. This agreement does cover the reporting periods for the reporting years: 2012, 2013, & 2014.

Budget Impact Statement: Expenses for this contract are a maximum fee of \$7,500/reporting period for a three-year period. Expenses related to this contract are reimbursable up to 100% through Article 6 State Aid for Public Health Works.

Legislator Ferrando seconded the resolution which was adopted by 279 votes, Legislator Hancock (47) absent.

RESOLUTION NO. 225 CONTRACT – HEALTH DEPARTMENT /PRESCHOOL SUPPORTIVE HEALTH SERVICES PROGRAM – MEDICAID COST REPORT – APPROVAL OF

Legislator DeJaneiro offered the following resolution:

WHEREAS, The Public Health Director did present a contract for the provision of professional accounting and auditing services, and

WHEREAS, The Committee on Human Services 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 necessary documents to enter into a contract with Venesky & Company, 6114 Route 31, Cicero, New York 13039 for the provision of professional accounting and auditing services of the Genesee County Preschool Support Health Services Program, at the rate of \$4,500, in accordance with the terms of the contract.

Budget Impact Statement: Expenses for this contract of \$4,500 will be included in the 2014 A 2960 preschool program budget.

Legislator Leadley seconded the resolution which was adopted by 279 votes, Legislator Hancock (47) absent.

RESOLUTION NO. 226 2013 SALARY SCHEDULE AMENDMENT - COMMUNITY MENTAL HEALTH SERVICES/MENTAL HEALTH CLINICAL SOCIAL WORKER-APPROVAL OF

Legislator Ferrando offered the following resolution:

WHEREAS, The Director of the Community Mental Health Services did request an amendment to the 2013 Employee Salary Schedule to eliminate one F.T. Mental Health Clinical Therapist, in CSEA-General, Grade 19 and create one F.T. Mental Health Clinical Social Worker, in CSEA-General, Grade 19 to the Community Mental Health Department to capture the new licensing criteria for Mental Health Therapists in New York State, and

WHEREAS, The Committees on Human Services and Ways and Means did review this request and do recommend approval at this time. Now, therefore, Be it

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to amend the 2013 Salary Schedule by eliminating one F.T. Mental Health Clinical Therapist, in CSEA-General, Grade 19 and to create one F.T. Mental Health Clinical Social Worker, in CSEA-General, Grade 19 to Community Mental Health Services Department, effective June 17, 2013.

Budget Impact Statement: No budget amendment required. No changes in expenses and revenue.

Legislator DeJaneiro seconded the resolution which was adopted by 279 votes, Legislator Hancock (47) absent.

Legislator Clattenburg made a motion to withdraw the resolution regarding Correction to Tax Rolls-Treasurer/City of Batavia-Approval Of. This was seconded by Legislator Stein.

**RESOLUTION NO. 227 ACCEPTANCE OF GRANT FUNDS/SHERIFF-
STATEWIDE INTEROPERABLE COMMUNICATIONS
GRANT-APPROVAL OF**

Legislator Cianfrini offered the following resolution:

WHEREAS, The Sheriff requested authorization to accept grant funding in the amount of \$5,435,095 from the New York State Division of Homeland Security and Emergency Services for the Statewide Interoperable Communications Grant, with a contract period of February 4, 2013 through February 3, 2014, and

WHEREAS, A capital project for the 800 MHz Radio system upgrade was previously established per resolution no. #93, which identified this grant funding as one of the funding sources for the project, and

WHEREAS, The Committee on 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 to enter into a contract with the NYS Division of Homeland Security and Emergency Services to accept grant funding in the amount of \$5,435,095 for the Statewide Interoperable Communications Grant to be used in the 800Mhz Radio System Upgrade Capital Project.

Budget Impact: Acceptance of grant funding in the amount of \$5,435,095, identified as one of the funding sources for a previously established capital project for the 800 MHz radio system upgrade.

Legislator Stein seconded the resolution which was adopted by 279 votes, Legislator Hancock (47) absent.

**RESOLUTION NO. 228 FUNDING AGREEMENT -GENESEE COUNTY CHAMBER
OF COMMERCE AGREEMENT/BUSINESS EDUCATION
ALLIANCE - APPROVAL OF**

Legislator Bausch offered the following resolution:

WHEREAS, The 1989 "Genesee 2000" strategic planning process resulted in the formation of the Business Education Alliance as an adjunct of the Genesee County Chamber of Commerce, and

WHEREAS, The Business Education Alliance provides services and programs that promote the formation of partnerships among businesses and schools for the continuous improvement of education and employment readiness within Genesee County, and

WHEREAS, The County is desirous of supporting such a program, and

WHEREAS, The Committee on Human Services did review the agreement and does recommend approval at this time. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute an agreement by and between the County of Genesee and the Genesee County Chamber of Commerce, 210 East Main Street, Batavia, NY for the Business Education Alliance program during the contract term of January 1, 2013 through December 31, 2013 in the amount of \$3,452.00.

Budget Impact Statement: \$3,452 appropriation in the 2013 budget
5% reduction in funding; \$3,452 appropriated in 2012 budget
15% reduction in funding; \$3,634 appropriated in 2011 budget; first funded in 2000.
5% reduction in funding; \$4,275 appropriated in 2010 budget; first funded in 2000.
2005 – 2009 funding = \$4,500/year
2000 – 2004 funding = \$5,000/year

Legislator Leadley seconded the resolution which was adopted by 279 votes, Legislator Hancock (47) absent.

**RESOLUTION NO. 229 LEASE AMENDMENT- FRIENDS OF THE
BATAVIA PEACE GARDEN – APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, Resolution No. 175 duly adopted on April 25, 2013 did authorize an agreement with the Friends of Batavia Peace Garden for the lease of 142 square feet of space at the Engine House, 3 West Main Street, Batavia, NY, and

WHEREAS, The Friends of Batavia Peace Garden have requested the use of an additional 540 square feet of space recently vacated by the County History Department, and

WHEREAS, The Committee on Ways and Means did review said amendment and recommends approval at this time. Now, therefore, Be it

RESOLVED, The Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to amend the lease agreement with the Friends of the Batavia Peace Garden to increase the covered leased premises to 682 square feet.

Budget Impact: None as no additional rent will be charged

Legislator DeJaneiro seconded the resolution which was adopted by 279 votes, Legislator Hancock (47) absent.

**RESOLUTION NO. 230 CULTURAL PLAN-ARTS ADVISORY COUNCIL-
ADOPTION OF**

Legislator Ferrando offered the following resolution:

WHEREAS, The Genesee County Arts Advisory Committee's purpose is to promote the arts of Genesee County by encouraging the growth, awareness and prosperity of its cultural resources and opportunities, and

WHEREAS, The Genesee County Cultural Plan is an overall County wide master plan for arts and culture, including an implementation strategy, developed at the behest of the Genesee County Legislature, and

WHEREAS, By the year 2020 the cultural economy of Genesee County will be recognized for its strength, diversity and industry. This plan represents ideas and recommendations to work

toward making this vision a reality. These recommendations include improve and increase communications among individual artists, cultural groups, libraries, educational institutions, government entities, media and businesses. Integrate arts and culture in the local planning and development. Market the County as a cultural destination. Promote artists and creative workers. Encourage multi-generalization education opportunities and increase public and private funding to ensure vitality of the County's creative sector. Now, therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby approve the Arts Advisory Council Cultural Plan as outlined above.

BUDGET IMPACT: None

Legislator Clattenburg seconded the resolution which was adopted by 279 votes, Legislator Hancock (47) absent.

RESOLUTION NO. 231 APPOINTMENT- GENESEE VALLEY REGIONAL MARKET AUTHORITY-APPROVAL OF

Legislator Stein offered the following resolution:

WHEREAS, A vacancy does exist as a Genesee County Representative to the Genesee Valley Regional Market Authority and the Committee on Ways and Means does recommend an appointment be made at this time. Now, therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby appoint Stephen Starowitz of Byron, New York as a Genesee County Representative to the Genesee Valley Regional Market Authority effective immediately.

BUDGET IMPACT: None

Legislator Ferrando seconded the resolution which was adopted by 279 votes, Legislator Hancock (47) absent.

RESOLUTION NO. 232 CONTRACT-BROKER OF RECORD-RISK MANAGEMENT SERVICES/EXCESS WORKER'S COMPENSATION-APPROVAL OF

Legislator Cianfrini offered the following resolution:

WHEREAS, A response to a request for Broker of Record and Risk Management Services for the Excess Worker's Compensation Policy were received, and

WHEREAS, It has been decided that Lawley Genesee, LLC be awarded this contract to provide the County with Broker of Record and Risk Management Services which include Loss Source Analysis, Claim Analysis, Claim Reviews, Loss Forecasting, Safety Program Assessment and Training Programs, and

WHEREAS, The Committee on Ways and Means has reviewed this proposal and does concur. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into an agreement with LawleyGenesee, LLC 20 Jefferson Square, Batavia, New York 14020 for the Broker of Record and Risk Management Services for the Excess Worker's Compensation Policy effective immediately for a three year period with the option to terminate at any time.

BUDGET IMPACT: The funding for the Risk Management Services will be provided from the fees earned by Lawley from placing the Excess Worker's Compensation policy.

Legislator Bausch seconded the resolution which was adopted by 279 votes, Legislator Hancock (47) absent.

RESOLUTION NO. 233 AWARD OF RFP-NURSING HOME/CONSULTANT FOR THE POTENTIAL MARKETING, SALE, LEASE OR OTHER DISPOSITION INCLUDING ALTERNATIVE OPERATING OPTIONS OF THE GENESEE COUNTY NURSING HOME AND ASSISTED LIVING CENTER- APPROVAL OF

Legislator Bausch offered the following resolution:

WHEREAS, A Response to a request for professional services of a consultant for the potential marketing, sale, lease, or other disposition, including alternative operating options of the Genesee County Nursing Home and Assisted Living Center were received, and

WHEREAS, A Selection Committee made up of members of the County Legislature, County Attorney, County Manager, County Treasurer, and the Nursing Home Administrator did interview Professional Consulting Firms and the Committee on Ways and Means 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 negotiate and enter into a retainer agreement with Bond, Schoeneck and King, PLLC, 111 Washington Ave., Albany, NY 12210 pursuant to the scope and fee schedule set forth in their response to the RFP for the consultant to the Genesee County Legislature and Management/Administration to review and recommend options for the future of the Genesee County Nursing Home.

Budget Impact: To Be Determined, current fee schedule not to exceed \$250/ hour.

Legislator Ferrando seconded the resolution which was adopted by 251 votes, Legislator Hancock (47) absent, Legislator DeJaneiro (28) no.

Prior to roll call on the above resolution Legislator DeJaneiro stated that he will be voting no on the above resolution. He feels that the County does not need to spend thousands of dollars to sell the County's Nursing Home. He thinks that this is the first step of the process to selling and he feels that the Legislature should be patient enough to make corrections first and fine tuning. He feels they are jumping the gun. He also feels that this is killing the moral at the Nursing Home. Legislator Ferrando commented that as the Legislature sat through and discussed this process there is absolutely no intent of selling the Nursing Home. This step is to become better informed to follow through on all kinds of information that this firm will gather for the Legislature so that the Legislature can make a decision in the end, which may be to keep the Nursing Home, but that we do not know what the end will be. Legislator Ferrando feels that none of the Legislators are entering into this process with any intent of selling. He feels the intent is to be as well informed as they can become and to see what the options are out there and to ensure that the Nursing Home is always a Nursing Home of quality and affordable not just to the County but to everyone. Legislator Bausch commented that he went through all the financials that the County Manager presented at the last Ways and Means meeting, he also went through the 2011 financial report from the paid auditors. When you look at the numbers, and look at what audited certified numbers they are horrendous. He encourages everyone to look at the 2012 Audited Report once it is done. Legislator DeJaneiro is glad to hear that everyone will have an open mind. Legislator Leadley asked if the audit would be shared at the Human Service Committee. County Manager

Gsell stated that this is always an option. Legislator Clattenburg feels that it is useful when you have an auditing firm available to present this information to the Legislature and have it explained. Legislator Ferrando commented that yes he is entering this with an open mind and that he hopes Legislator DeJaneiro is also entering with an open mind. Legislator DeJaneiro stated that he is.

RESOLUTION NO. 234 COUNTY AUDIT – JUNE 12 - APPROVAL OF

Legislator Bausch offered the following resolution:

WHEREAS, Legislator Lawrence did review the following claims:

2013 General Fund	\$	756,732.42
2013 Highway		178,724.74
2013 Self Insurance		394.00
2013 Nursing Home		160,139.80
2013 Water		18,627.60
DSS Abstracts		547,399.72

2013 Capital Projects:

Highway 2013 Bridge Construction		5,268.39
Highway Ag Park Drive		88,119.42
Highway Hopkins Road Bridge		2,424.22
Highway Griswold Road Bridge		12,904.08
Highway North Pembroke Road Bridge		28,270.98
Airport Terminal Apron Construction Phase II		92,936.26

Payroll – General & Nursing Home

May 31, 2013		1,205,704.85
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Medicaid

May 28, 2013		186,456.00
June 4, 2013		186,456.00
June 11, 2013		<u>186,456.00</u>
Total Audit	\$	3,657,014.48

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 Cianfrini seconded the resolution which was adopted by 279 votes, Legislator Hancock (47) absent.