

**SECOND DAY
GENESEE COUNTY LEGISLATURE
Batavia, New York
Wednesday, January 25, 2012**

The Genesee County Legislature met in Regular Session on Wednesday, January 25, 2012 at 7PM in the Old Courthouse, 7 Main Street, Batavia, New York. Prayer was offered by Legislator Bausch followed by the Pledge to the Flag. All members were present.

The minutes of the January 4, 2012 meeting were approved upon motion of Legislator Lawrence seconded by Legislator Stein.

Legislator DeJaneiro reported that he attended the Quality Assurance meeting at the Nursing Home and was heartened by the activities reported. Administrator Peartree is looking to make improvements in care. Policy and procedure at the facility and although it will take time, many steps have been taken in the process. Legislator DeJaneiro continues to be impressed by the caring efforts of the staff that have many years of experience. He believes the facility is on the right track for modernizing. He attended the Parks, Recreation and Arts Focus Group where the 2011 surplus Bed Tax was discussed. This will go into the reserve fund. Some of the ideas discussed in the past include the construction of a new Tourism Center. He learned that lunches for middle school children will be available this summer as part of the Parks Program. Benches will be placed throughout the community. The Peace Garden opening is scheduled for May 2012. Legislator Cianfrini reported that he is disturbed by facts cited at the Criminal Justice Advisory Board (CJAC) regarding Jail population statistics. This issue needs to be addressed both from a cost and liability concern. Legislator Bausch reported that Dr. Sunser, GCC President, has been very well received by the community and is very comfortable here. Dr. Sunser made a presentation at the recent Genesee Area Municipalities (GAM) meeting. He will be inaugurated on May 5, 2012. Legislator Stein noted that the newly elected Legislators participated in a tour put together by the County Manager. They never stopped learning all day long. She is impressed by the great spirit of cooperation between the Departments. Legislator Ferrando agreed. Legislator Lawrence reported on the petition drive for Medicaid Reform. It is very active both here and in Erie County. She asked Legislators to contact their local municipalities to make sure they have received and are asking citizens to participate. The citizens need education on this issue and she is working on a press release to follow up. This is a call to action. Chair Hancock thanked everyone for their efforts. Medicaid Reform was addressed in the Governor's message for the first time recently. It will be important to see where we go from here. She will be attending a press conference tomorrow and plans to continue all efforts to push forward. Other forums are pension reform and EI/Pre K reforms.

Chair Hancock reported the Career Center is listing 133 jobs this week, a 225% increase from her last report. Unemployment in the County has risen to 7.4% which is unacceptable, even though it is the lowest in the GLOW area and among the lowest in the State. The place to start a job hunt is at the Career Center.

Legislator Cianfrini noted that a Public Hearing on the STAMP Project is being held tomorrow evening for discussion of environmental impact. There is a need for education within the community on this project. Changes will be gradual with it growing in phases. Legislator Clattenburg thanked the County Manager for the Orientation Tour. Legislator Stein stated the Legislature has been invited to hold its June 27 meeting in LeRoy as part of their Bicentennial Celebration.

The Clerk proceeded with the reading of the resolutions as follows:

**RESOLUTION NO. 5 ACCEPTANCE OF GRANT FUNDING –COMMUNITY
DEVELOPMENT BLOCK GRANT FOR GENESEE
COUNTY/BUDGET AMENDMENT -- APPROVAL OF**

Legislator Bausch offered the following resolution:

WHEREAS, The Genesee County Legislature did authorize the submission of a Community Development Block Grant Application to the New York State Housing Trust Fund Corporation Office of Community Renewal per Resolution No. 356 duly adopted on November 11, 2011, with funding to be used by the Genesee County Economic Development Center for the development of Genesee Valley Mushroom, Inc., to establish mushroom production and related composting operations within the Genesee Valley Agri-Business Park in the Town of Batavia, and

WHEREAS, Genesee County did receive notification of award of this Economic Development grant in the amount of \$750,000, and

WHEREAS, The Genesee County Manager did recommend the acceptance of this grant to be administered by the Genesee County Economic Development Center, and

WHEREAS, 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 execute a grant agreement and all other required forms with the New York State Housing Trust Fund Corporation represented by the Office of Community Renewal for the acceptance of this Economic Development Grant in the amount of \$750,000, Be it further

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to amend the 2012 Genesee County budget by increasing Appropriation A.6421.4800.0050 CDBG in the amount of \$750,000 to be offset by an increase in Revenue A.6421.4997.3 CDBG-GG LDC in a like amount

Budget Impact Statement: No impact on Genesee County budget; provides funding for economic development in the County by the Genesee County Economic Development Center.

Legislator Ferrando seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 6 AUTHORIZATION TO ENTER INTO AGREEMENTS FOR
THE IMPLEMENTATION OF A COMMUNITY
DEVELOPMENT BLOCK GRANT RECEIVED FROM THE
NEW YORK STATE HOUSING TRUST FUND
CORPORATION**

Legislator Stein offered the following resolution:

WHEREAS, Genesee County (“County”) has received Federal grant assistance in the amount of seven hundred fifty thousand dollars (\$750,000.00) (the “Grant”) from the New York State Housing Trust Fund Corporation (“HTFC”) represented by the New York State Office of Community Renewal (“OCR”) through the Community Development Block Grant (“CDBG”) Program (OCR Grant #444ED4926-11) for the purpose of providing financing to assist Genesee Valley Mushrooms, Inc. (GVMI) in establishing operations in the Town of Batavia, New York; and

WHEREAS, a portion of the Grant proceeds is to be used to provide a loan and grant to GVMI to finance capital costs associated with the development of a mushroom production operation in the Genesee Agri-Business Park and a related composting facility (the “Project”), such Project being more particularly described in the application submitted by the County to the State of New York on October 31, 2011 and subsequent submittals dated November 4, 2011; and

WHEREAS, a portion of the Grant proceeds is to be used to fund administrative and program delivery costs associated with the implementation of the Grant; and

WHEREAS, the Genesee Gateway Local Development Corporation (the “Corporation”) has the capacity to provide such financing and to administer the Grant in the best interests of the County, and

WHEREAS, the Corporation is a not-for-profit corporation eligible to receive grants of CDBG funds pursuant to Section 105(a)(15) of the Housing and Community Development Act of 1974, as amended (42 U.S.C. §5305), Now, therefore, Be it

RESOLVED, that the County Chair is hereby authorized to execute the agreement between HTFC and the County evidencing the Grant and all forms and documents related thereto, and Be it further

RESOLVED, that the Chair of the County Legislature is hereby authorized to enter into an agreement with the Corporation for the implementation and administration of the Grant under terms and conditions subject to review and approval by the County Attorney.

Legislator Leadley seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 7 DISPOSAL OF SURPLUS FURNITURE-PUBLIC DEFENDER/FURNITURE-APPROVAL OF

Legislator Cianfrini offered the following resolution:

WHEREAS, The Genesee County Public Defenders Office does request disposal of a surplus secretary desk and return, Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to dispose of a surplus secretary desk and remove same item from the inventory of the Public Defenders Office.

Legislator DeJaneiro seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 8 2012 BUDGET AMENDMENT/SALARY SCHEDULE AMENDMENT - RECORDS MANAGEMENT/INVENTORY CLERK - APPROVAL OF

Legislator Leadley offered the following resolution:

WHEREAS, The Genesee County Records Management Officer did receive notification from the New York State Archives that Genesee County will receive a grant from the Local Records Management Improvement Fund to provide financial support to create a Disaster Management Plan for Genesee County, and

WHEREAS, The Records Management Officer did request the funds be incorporated into the 2012 operating budget to provide for a consultant and two Inventory Clerks to implement the grant project, and

WHEREAS, The Committee 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 2012 Genesee County Budget for the History Department by increasing Revenue A 7510 H001 3060 State Aid, Records Management in the amount of \$15,414:

A7510-H001-1010.0000 Personal Services in the amount of \$5,957;

A7510-H001-4600.0000 Contracted Services (Consultant) in the amount of \$9,000

A7510-H001-8010.0000 Employee Benefits (FICA) in the amount of \$370 and

A7510-H001-8011.0000 Employee Benefit (Medicare) in the amount of \$87, and Be it further

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to amend the 2012 Genesee County Employee Salary Schedule by creating two temporary part-time Inventory Clerk positions in CSEA Grade 4 in the History Department, effective January 26, 2012, through June 30, 2012 and Be it further

RESOLVED, If funding through the Local Government Records Improvement Fund ceases, these positions will be eliminated.

Budget Impact: Increase of \$15,414 to the 2012 budget to be used to create a Disaster Management Plan for Genesee County. Funding was provided through the Local Records Management Improvement Fund grant from the New York State Archives. All unused grant funding will be returned to the New York State Archives.

Legislator Cianfrini seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 9 AGREEMENT-HISTORY/ MURIEL H. MARSHALL FUND NARRATIVE-APPROVAL OF

Legislator Leadley offered the following resolution:

WHEREAS, The Rochester Area Community Foundation has requested the Genesee County enter into an agreement for the purpose of producing a narrative that tells the story of the Muriel H. Marshall Fund for the Aging work in Genesee County, and

WHEREAS, The County Historian had the County Attorney review the proposed agreement and,

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

RESOLVED, That the Legislature Chair is hereby authorized and directed to sign the agreement between the Rochester Area Community Foundation and Genesee County, and Be it further

RESOLVED, This agreement shall be conducted January 26, 2012 – April 30, 2012.

Budget Impact: This agreement will not increase the 2012 History Department budget. Funding for the project will be paid through the Rochester Area Community Foundation.

Legislator Stein seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 10 CONTRACT - HEALTH DEPARTMENT/EARLY
INTERVENTION PROGRAM PROVIDER SERVICE–
APPROVAL OF**

Legislator Lawrence offered the following resolution:

WHEREAS, The Interim Public Health Director did present contracts for the provision of Provider Services in the Early Intervention Program, 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 contracts with the following agencies for the provision of provider services for the Early Intervention Program for the period January 1, 2012 through December 31, 2012 at the specific rates as set by the New York State Department of Health. Those individuals/agencies approved to provide Assistive Technology Devices will be reimbursed based on the most current Medicaid durable goods rate.

Those individuals/agencies approved to provide Ongoing Service Coordination will be reimbursed for training time at the rate of \$56.00/hour.

ARC Inc. of Livingston-Wyoming Counties Kidstart

ARC Inc. of Orleans County Rainbow Preschool

Blackburn's Dove Medical

Buffalo Hearing and Speech Center

Building Blocks Comprehensive Services, Inc.

CP Rochester

Devoe, Sandra

Diversified Children's Services

Erie County Medical Center

Hanger Creative Prosthetics

Hearing and Speech Center of WNY

House, April

Integrated Therapy Services

Kedron, Lisa

Kurowski, Laura

Maskell, Karen

Monroe Wheelchair

Nelson, Karen

Nelson Prosthetics/Orthopedics Lab

Olmsted Center for the Visually Impaired

Rochester Hearing and Speech Center

Small, Nancy

Stepping Stones Learning Center

Stepping Stones Therapeutics

Summit Educational Resources

Village Audiology and Hearing Aide Services

WNY Speech-Language Pathology, OT, PT & Psychology Consultants
Wolter, Amy

Budget Impact Statement: Expenses are offset, up to 100%, by revenue generated from 3rd Party Insurance companies and Medicaid. New York State is liable for 49% of any non-reimbursed expenditure.

Legislator Bausch seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 11 CONTRACT– HEALTH DEPARTMENT/PRESCHOOL
SUPPORTIVE HEALTH SERVICES PROGRAM –
APPROVAL OF**

Legislator Lawrence offered the following resolution:

WHEREAS, The Interim Public Health Director did present a contract for the provision of related services to eligible children in the Preschool Supportive Health Services Program, 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 a contract with Lisa Kedron, for the provision of **Related Services** in the Preschool Supportive Health Services Program (PSHSP) for the period January 1, 2012 through June 30, 2012 per the 2011-2012 PSHSP rate schedule. The contract may be renewed for two (2) additional one-year periods upon mutual agreement between both parties, and must be in the best interest of Genesee County.

Budget Impact: Revenue and expenses are included in the 2012 A 2960 3-5 Preschool Program Budget. These services qualify for NYS reimbursement at the rate of 59.5% less any Medicaid payment on Medicaid eligible children.

Legislator Ferrando seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 12 AGREEMENT- HEALTH DEPARTMENT//GENESEE
REGION EXPO - APPROVAL OF**

Legislator DeJaneiro offered the following resolution:

WHEREAS, The Public Health Director did present a Exhibitor's Agreement with the Batavia Area Jaycees for the purpose of unit rental for an exhibition at the 1st Annual Genesee Region Expo, and

WHEREAS, The Committee on Human Service does concur with this recommendation. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to establish an Exhibitor's Agreement with the Batavia Area Jaycees for the provision of unit rental for an exhibition at the 1st Annual Genesee Region Expo to be held March 3 and 4, 2012.

Budget Impact: There is a \$325.00 rental fee for one unit.

Legislator Lawrence seconded the resolution which was adopted by 326 votes.

Prior to roll call on the above resolution Legislator Leadley reported that the Board of Health has approved this agreement.

**RESOLUTION NO. 13 GRANT AMENDMENT - HEALTH
DEPARTMENT/CHILDREN WITH SPECIAL HEALTH
CARE NEEDS PROGRAM COST OF LIVING
ADJUSTMENT - APPROVAL OF**

Legislator DeJaneiro offered the following resolution:

WHEREAS, The Genesee County Interim Public Health Director has received notification from the New York State Department of Health that Genesee County's Children with Special Health Care Needs Program contract is eligible for a Cost of Living Adjustment (COLA) in the amount of \$1,491, and

WHEREAS, The Interim Public Health Director has requested that the County accept this funding which stipulates that this revenue will be used for the reimbursement of expenditures

associated with the recruitment and retention of staff or other critical non-personal service costs, and

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

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the Agreement with the New York State Department of Health for the acceptance of the Children with Special Health Care Needs Program Cost of Living Adjustment during the 2011-12 State fiscal year in the amount of \$1,491, and to execute any and all other documentation related to this funding.

Budget Impact: Revenue in the amount of \$1,491 to offset program expenditures made between April 1, 2011 and March 31, 2012.

Legislator Lawrence seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 14 GRANT ACCEPTANCE - HEALTH DEPARTMENT/
CHILDREN WITH SPECIAL HEALTH CARE NEEDS
PROGRAM - APPROVAL OF**

Legislator Lawrence offered the following resolution:

WHEREAS, The Genesee County Interim Public Health Director has received notification from the New York State Department of Health that Genesee County's Children with Special Health Care Needs Program contract has been awarded in the total amount of \$55,776, and

WHEREAS, The Interim Public Health Director has requested that the County accept this funding which stipulates that this revenue will be used to support the program goals of the Children with Special Health Care Needs Program, 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 Children with Special Health Care Needs Program contract for the period October 1, 2011 through September 30, 2014 in the total amount of \$55,776, and to execute any and all other documentation related to this funding.

Budget Impact: Revenue and expenses have been appropriated in the 2011 & 2012 Dept. 4010 – Public Health Department budgets; appropriations will continue to be built into the department's annual budgets thru the remainder of award period.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 15 GRANT AMENDMENT - HEALTH DEPARTMENT/
IMMUNIZATION PROGRAM COST OF LIVING
ADJUSTMENT - APPROVAL OF**

Legislator Ferrando offered the following resolution:

WHEREAS, The Genesee County Interim Public Health Director has received notification from the New York State Department of Health that Genesee County's Immunization Program contract is eligible for a Cost of Living Adjustment (COLA) in the amount of \$2,406, and

WHEREAS, The Interim Public Health Director has requested that the County accept this funding which stipulates that this revenue will be used for the reimbursement of expenditures associated with the recruitment and retention of staff or other critical non-personal service costs, and

WHEREAS, The Committee on Human Services 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 Program Cost of Living Adjustment during the 2011-12 State fiscal year in the amount of \$2,406, and to execute any and all other documentation related to this funding.

Budget Impact: Revenue in the amount of \$2,406 to offset program expenditures made between April 1, 2011 and March 31, 2012.

Legislator DeJaneiro seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 16 GRANT AMENDMENT - HEALTH DEPARTMENT/ LEAD POISONING PREVENTION PROGRAM COST OF LIVING ADJUSTMENT – APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, The Genesee County Interim Public Health Director has received notification from the New York State Department of Health that Genesee County’s Childhood Lead Poisoning Prevention Program contract is eligible for a Cost of Living Adjustment (COLA) in the amount of \$2,205, and

WHEREAS, The Interim Public Health Director has requested that the County accept this funding which stipulates that this revenue will be used for the reimbursement of expenditures associated with the recruitment and retention of staff or other critical non-personal service costs, and

WHEREAS, The Committee on Human Services 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 Childhood Lead Poisoning Prevention Program Cost of Living Adjustment during the 2011-12 State fiscal year in the amount of \$2,205, and to execute any and all other documentation related to this funding.

Budget Impact: Revenue in the amount of \$2,205 to offset program expenditures made between April 1, 2011 and March 31, 2012.

Legislator Lawrence seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 17 GRANT AMENDMENT -- HEALTH DEPARTMENT/ RABIES REIMBURSEMENT PROGRAM COST OF LIVING ADJUSTMENT – APPROVAL OF

Legislator DeJaneiro offered the following resolution:

WHEREAS, The Genesee County Interim Public Health Director has received notification from the New York State Department of Health that Genesee County’s Rabies Reimbursement Program contract is eligible for a Cost of Living Adjustment (COLA) in the amount of \$1,802, and

WHEREAS, The Interim Public Health Director has requested that the County accept this funding which stipulates that this revenue will be used for the reimbursement of expenditures associated with the recruitment and retention of staff or other critical non-personal service costs, and

WHEREAS, The Committee on Human Services 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 Rabies Reimbursement Program Cost of Living Adjustment during the 2011-12 State fiscal year in the amount of \$1,802, and to execute any and all other documentation related to this funding.

Budget Impact: Revenue in the amount of \$1,802 to offset program expenditures made between April 1, 2011 and March 31, 2012.

Legislator Leadley seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 18 GRANT AMENDMENT - HEALTH DEPARTMENT/TOBACCO ENFORCEMENT PROGRAM COST OF LIVING ADJUSTMENT - APPROVAL OF

Legislator Leadley offered the following resolution:

WHEREAS, The Genesee County Interim Public Health Director has received notification from the New York State Department of Health that Genesee County's Tobacco Enforcement Program contract is eligible for a Cost of Living Adjustment (COLA) in the amount of \$2,580, and

WHEREAS, The Interim Public Health Director has requested that the County accept this funding which stipulates that this revenue will be used for the reimbursement of expenditures associated with the recruitment and retention of staff or other critical non-personal service costs, and

WHEREAS, The Committee on Human Services 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 Tobacco Enforcement Program Cost of Living Adjustment during the 2011-12 State fiscal year in the amount of \$2,580, and to execute any and all other documentation related to this funding.

Budget Impact: Revenue in the amount of \$2,580 to offset program expenditures made between April 1, 2011 and March 31, 2012.

Legislator Ferrando seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 19 APPOINTMENT-BOARD OF HEALTH-APPROVAL OF

Legislator DeJaneiro offered the following resolution:

WHEREAS, The Committees on Human Service and Ways & Means recommended that an appointment to the Board of Health to fill a vacancy created by the resignation of Rochelle M. Stein be made at this time. Now, therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby appoint Deanna Page of LeRoy, New York to fill an unexpired term on the Genesee County Board of Health effective immediately through December 31, 2012.

Legislator Stein seconded the resolution which was adopted by 326 votes.

Prior to roll call on the above resolution Legislator Leadley noted that Ms. Page is involved in Agriculture and will be an important source of information to the Board.

RESOLUTION NO. 20 REAPPOINTMENT-BOARD OF HEALTH-APPROVAL OF

Legislator Leadley offered the following resolution:

WHEREAS, The Committee on Ways & Means recommends that a reappointment to the Board of Health be made at this time. Now, therefore Be it

RESOLVED, That Alan Barcomb, MD of Batavia, New York is hereby reappointed to the Genesee County Board of Health effective January 1, 2012 through December 31, 2017.

Legislator Cianfrini seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 21 CONTRACT-MENTAL HEALTH / CONSULTING
PSYCHIATRIC NURSE PRACTITIONER/AMANDA J.
LEWIS- APPROVAL OF**

Legislator Lawrence offered the following resolution:

WHEREAS, The Committee on Human Services does recommend approval of a contract with Amanda J. Lewis, R.N., N.P.P. as presented by the Director of the Community Mental Health Services. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and Amanda J. Lewis, RN, NPP for the provision of consulting psychiatric nurse practitioner services at a rate of \$80 per hour for a maximum of 450 hours for the period of January 1, 2012 through December 31, 2012 in accordance with the terms of said contract.

Budget Impact Statement: Rate - \$80; Hours – Increase of 250. Gross Budget – Increase of \$28,000; County Cost – Increase of less than \$1,000

Legislator Bausch seconded the resolution which was adopted by 326 votes.

Prior to roll call on the above resolution Legislator Clattenburg asked why hours were being increased. It was explained that this is part of a reorganization effort where physician services can be supplemented by other efforts.

**RESOLUTION NO. 22 CONTRACT- MENTAL HEALTH/ CONSULTING
PSYCHIATRIC NURSE PRACTITIONER/CATHERINE
KLECKNER - APPROVAL OF**

Legislator Lawrence offered the following resolution:

WHEREAS, The Committee on Human Services does recommend approval of a contract with Catherine Kleckner, R.N., N.P.P. as presented by the Director of the Community Mental Health Services. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and Catherine Kleckner, RN, NPP for the provision of consulting psychiatric nurse practitioner services at a rate of \$90 per hour for a maximum of 900 hours for the period of January 1, 2012 through December 31, 2012 in accordance with the terms of said contract.

Budget Impact Statement: Rate - \$90; Hours – Increase of 500

Gross Budget – Increase of \$59,000; County Cost – Increase of less than \$2,000

Legislator Leadley seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 23 BUDGET AMENDMENT/CONTRACT- MENTAL
HEALTH/ CONSULTING PSYCHIATRIC NURSE
PRACTITIONER/MAUREEN GRAHAM - APPROVAL OF**

Legislator Lawrence offered the following resolution:

WHEREAS, The Committee on Human Services does recommend approval of a contract with Maureen Graham, R.N., N.P.P. as presented by the Director of the Community Mental Health Services. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and Maureen Graham, RN, NPP for the provision of consulting psychiatric nurse practitioner services at a rate of \$85 per hour for a maximum of 900 hours for the period of January 1, 2012 through December 31, 2012 in accordance with the terms of said contract.

Budget Impact Statement: Rate - \$85; Hours – Increase of 700

Gross Budget – Increase of \$59,000; County Cost – Increase of less than \$1,500

Legislator Ferrando seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 24 CONTRACT - MENTAL HEALTH/ W. DAVID DRISCOLL,
PSY.D. - APPROVAL OF**

Legislator Leadley offered the following resolution:

WHEREAS, The Committee on Human Services does recommend approval of a contract with W. David Driscoll, Psy.D. as presented by the Director of the Community Mental Health Services. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and W. David Driscoll, Psy.D. for the provision of consulting psychological services at a rate of \$109 per hour for a maximum of 500 hrs. for the period January 1, 2012 through December 31, 2012 in accordance with the terms of said contract.

Budget Impact Statement: Rate – No Increase \$109; Hours – 500

Gross Budget – No Change; County Cost – No Change

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 25 CONTRACT-MENTAL HEALTH/THOMAS E. GIFT, M.D. -
- APPROVAL OF**

Legislator Ferrando offered the following resolution:

WHEREAS, The Committee on Human Services does recommend approval of a contract with Thomas E. Gift, M.D. as presented by the Director of the Community Mental Health Services.

Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and Thomas E. Gift, M.D. for the provision of consulting psychiatric services at a rate of \$126 per hour for a maximum of 40 hours for the period January 1, 2012 through January 31, 2012 in accordance with the terms of said contract.

Budget Impact Statement: Rate – No Increase, \$126 per hour; Hours – 40 hours

County Cost – No Increase

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 26 CONTRACT-MENTAL HEALTH /TEMITOPE OYEGBILE, M.D. -APPROVAL OF

Legislator Ferrando offered the following resolution:

WHEREAS, The Committee on Human Services does recommend approval of a contract with Temitope Oyegbile, M.D. as presented by the Director of the Community Mental Health Services. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and Temitope Oyegbile, M.D. for the provision of consulting psychiatric services at a rate of \$132 per hour for a maximum of 500 hours for the period of January 1, 2012 through December 31, 2012 in accordance with the terms of said contract.

Budget Impact Statement: Rate – No Change from \$132 per hour; Hours – No Change

Gross Budget – No Change; County Cost – No Change

Legislator Leadley seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 27 CONTRACT-MENTAL HEALTH /PROFESSIONAL PSYCHIATRIC SERVICES, P.C. (ANTHONY RACANIELLO, M.D.) - APPROVAL OF

Legislator Leadley offered the following resolution:

WHEREAS, The Committee on Human Services does recommend approval of a contract with Professional Psychiatric Services, P.C. (Anthony Racaniello, M.D.) as presented by the Director of the Community Mental Health Services. Now, therefore, Be it

RESOLVED That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and Professional Psychiatric Services, P.C. (Anthony Racaniello, M.D.) for the provision of consulting psychiatric services at a rate of \$135 per hour for a maximum of 1100 hrs. for the period January 1, 2012 through December 31, 2012 in accordance with the terms of said contract.

Budget Impact Statement: Rate - Increased from \$134 to \$135 per hour. Hours – Decreased by 50 hrs

Gross Budget - Decreased by \$35,000; County Cost - Decreased by less than \$17,000

Legislator Lawrence seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 28 CONTRACT-MENTAL HEALTH / VIRGINIA WOHLTMANN, M.D. - APPROVAL OF

Legislator DeJaneiro offered the following resolution:

WHEREAS, The Committee on Human Services does recommend approval of a contract with Virginia Wohltmann, M.D. as presented by the Director of the Community Mental Health Services. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of

Genesee and Virginia Wohltmann, M.D. for the provision of consulting psychiatric services at a rate of \$126 per hour for a maximum of 200 hours for the period January 1, 2012 through December 31, 2012 in accordance with the terms of said contract.

Budget Impact Statement: Rate – No Change from \$126 - Hours – No change

Gross Budget – No Change; County Cost – No Change

Legislator Stein seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 29 CONTRACT-MENTAL HEALTH /RESTORATION
SOCIETY, INC. (ACE EMPLOYMENT SERVICES)
- APPROVAL OF**

Legislator Ferrando offered the following resolution:

WHEREAS, The Committee on Human Services does recommend approval of a contract with Restoration Society, Inc. as presented by the Director of the Community Mental Health Services. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and The Restoration Society, Inc. for the provision of the ACE Supported Employment Services at a cost not to exceed \$250,205 for the period January 1, 2012 through December 31, 2012, and Be it further

RESOLVED, That there is no county cost in accordance with the terms of the contract attested to by the President of the Genesee Community Services Board and the Chairman of the Board of The Restoration Society, Inc. and approved as to form by the Genesee County Attorney.

Budget Impact Statement: 2012 County Cost - \$0 - No Change

Legislator Lawrence seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 30 CONTRACT-MENTAL HEALTH/GENESEE COUNTY
CHAPTER, NYSARC - APPROVAL OF**

Legislator Lawrence offered the following resolution:

WHEREAS, The Committee on Human Services does recommend approval of a contract with Genesee County Chapter, NYSARC, Inc., as presented by the Director of the Community Mental Health Services. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and NYSARC, Genesee County Chapter, Inc. for the provision of Vocational Programs and related services for individuals with developmental disabilities at a cost not to exceed \$68,000 for the period January 1, 2012 through December 31, 2012 in accordance with the terms of said contract, and Be it further

RESOLVED, That the county agrees to contribute a total sum not to exceed \$39,663 in accordance with the terms of the contract attested to by the President of the Genesee Community Services Board and the Chairman of the Board of Directors of the Genesee County Chapter, NYSARC, Inc., and approved as to form by the Genesee County Attorney.

Budget Impact Statement: County Cost – No change - \$39,663

Legislator Stein seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 31 CONTRACT-GENESEE ORLEANS COUNCIL ON
ALCOHOLISM AND SUBSTANCE ABUSE, INC.
- APPROVAL OF**

Legislator DeJaneiro offered the following resolution:

WHEREAS, The Committee on Human Services does recommend approval of a contract with Genesee Orleans Council on Alcoholism and Substance Abuse, Inc. as presented by the Director of the Community Mental Health Services. Now, therefore, Be it

RESOLVED, That the Chairman of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of

Genesee and Genesee Orleans Council on Alcoholism and Substance Abuse, Inc. for the provision of alcohol and substance abuse prevention and treatment services at a cost not to exceed \$1,535,929 for the period January 1, 2012 through December 31, 2012 in accordance with the terms of said contract, and Be it further

RESOLVED, That pursuant to the provisions of said contract, the county agrees to contribute a total sum not to exceed \$37,406 in accordance with the terms of the contract attested to by the President of the Genesee Community Services Board and the Chairman of the Board of Directors of Genesee Orleans Council on Alcoholism and Substance Abuse, Inc. and approved as to form by the Genesee County Attorney.

Budget Impact Statement: Decrease in 2012 County Cost. \$1,969.00.

Legislator Stein seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 32 CONTRACT-MENTAL HEALTH/GENESEE COUNTY
MENTAL HEALTH ASSOCIATION, INC.- APPROVAL OF**

Legislator Lawrence offered the following resolution:

WHEREAS, The Committee on Human Services does recommend approval of a contract with Genesee County Mental Health Association, Inc. as presented by the Director of the Community Mental Health Services. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and Genesee County Mental Health Association, Inc. for the provision of social rehabilitation services at a cost not to exceed \$348,565 for the period January 1, 2012 through December 31, 2012, in accordance with the terms of said contract, and Be it further

RESOLVED, That there is no county cost in accordance with the terms of the contract attested to by the President of the Genesee Community Services Board and the Chairman of the Board of Directors of the Genesee County Mental Health Association and approved as to form by the Genesee County Attorney.

Budget Impact Statement: 2012 County Cost - No Change - \$0

Legislator Ferrando seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 33 CONTRACT-MENTAL HEALTH /REGIONAL ACTION
PHONE, INC. - APPROVAL OF**

Legislator Leadley offered the following resolution:

WHEREAS, The Committee on Human Services does recommend approval of a contract with Regional Action Phone, Inc. as presented by the Director of the Community Mental Health Services. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and Regional Action Phone, Inc. for the provision of a mental health crisis hotline, and information and referral services at a cost not to exceed \$110,627 for the period January 1, 2012 through December 31, 2012 in accordance with the terms of said contract, and Be it further

RESOLVED, That pursuant to the provisions of said contract, the county agrees to contribute a total sum not to exceed \$41,871 in accordance with the terms of the contract attested to by the President of the Genesee Community Services Board and the Chairman of the Board of Directors of Regional Action Phone, Inc. and approved as to form by the Genesee County Attorney.

Budget Impact Statement: 2012 County Cost - Decrease \$2,200.00.

Legislator Bausch seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 34 CONTRACT-MENTAL HEALTH
SERVICES/COORDINATED CARE SERVICES, INC.
- APPROVAL OF**

Legislator Ferrando offered the following resolution:

WHEREAS, The Committee on Human Services does recommend approval of a contract with Coordinated Care Services, Inc. as presented by the Director of the Community Mental Health Services. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to implement a contract between the County of Genesee and Coordinated Care Services, Inc., 1099 Jay Street, Bldg. J, Rochester, NY 14611 for specialized fiscal, information management, and quality assurance services at a cost not to exceed \$33,910 for the period January 1, 2012 through December 31, 2012, unless amended, in accordance with the terms of said contract.

Budget Impact Statement: 2012 Gross Budget – increase \$1,905

Legislator Lawrence seconded the resolution which was adopted by 326 votes.

Prior to roll call on the above resolution Legislator Clattenburg asked what this contract covered. County Manager Gsell responded that the contract covers very specific services rendered to ensure we maximize reimbursement.

RESOLUTION NO. 35 2011 BUDGET AMENDMENT – RISK MANAGEMENT – APPROVAL OF

Legislator Stein offered the following resolution:

WHEREAS, The Genesee County Managers Office has requested a transfer of funds within the 2011 Risk Management operating budget to allow for the payment of the Early Retiree Reinsurance Program Consultant who provided services to allow the County to participate in the Federal government ARRA reimbursement of health care cost for early retirees, and

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

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to transfer \$26,124 from MS 1722.4800.0110, Health Excess to MS 1711.4660.0016, Contract Svc. ERRP.

Budget Impact Statement: The Health Benefits Plan received \$74,637.27 for reimbursement for plan expense in 2010 and 2011

Legislator Cianfrini seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 36 BUDGET AMENDMENT -SHERIFF'S OFFICE (JAIL)/ REMAINING GRANT FUNDS - APPROVAL OF

Legislator Cianfrini offered the following resolution:

WHEREAS, There is one active grant with funds remaining in the Jail 2011 budget, with that money available to be used in 2012, and

WHEREAS, The Sheriff is requesting an amendment to the 2012 budget to allow for the use of this remaining grant money, and

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

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to amend the 2012 budget by increasing Jail account A3150.2060.0065 (Audio/Visual Equipment) in the amount of \$29,970, to be offset by an increase in revenue account A3150.4789 (Federal Aid - ARRA) in a like amount.

Budget Impact Statement: Increase in Jail appropriations in the amount of \$29,970, from 2011 grant funding that is available to be used in 2012, with an increase in revenue in a like amount.

Legislator DeJaneiro seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 37 ACCEPTANCE OF GRANT FUNDS - BUDGET AMENDMENT/SHERIFF - BUCKLE UP NEW YORK – APPROVAL OF

Legislator Bausch offered the following resolution:

WHEREAS, The Sheriff requested authorization to accept grant funding in the amount of \$6,888 from the Governor's Traffic Safety Committee, to participate in the statewide "Buckle

Up New York” campaign for the time period of October 1, 2011 through September 30, 2012, and

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

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to amend the 2012 budget by increasing Sheriff’s account A3110.1020.0600 (Overtime – BUNY Grant) in the amount of \$6,888, to be offset by an increase in revenue account A.3110.4511 (Federal Aid Traffic Safety) in a like amount.

Budget Impact Statement: Increase in Sheriff’s appropriation of \$6,888, from GTSC Buckle Up New York grant funding, offset by an increase in revenue in a like amount.

Legislator Stein seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 38 ACCEPTANCE OF GRANT FUNDS/BUDGET
AMENDMENT-SHERIFF’S OFFICE -- CHILD
PASSENGER SAFETY PROGRAM-APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, The Sheriff requested authorization to accept grant funding in the amount of \$2,210 from the Governor’s Traffic Safety Committee, to participate in the statewide “Child Passenger Safety” program, and

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

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to amend the 2012 budget by increasing Sheriff’s account A3110.4800.3318 (Child Passenger Safety Program) in the amount of \$2,210, to be offset by an increase in revenue account A3110.4511 (Federal Aid Traffic Safety) in a like amount.

Budget Impact Statement: Increase in Sheriff’s appropriation of \$2,210, from Child Passenger Safety Program Grant funding, offset by increase in revenue in a like amount.

Legislator Lawrence seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 39 ACCEPTANCE OF GRANT FUNDS - BUDGET
AMENDMENT/SHERIFF – RURAL TRAFFIC
ENFORCEMENT INITIATIVE PROJECT – APPROVAL
OF**

Legislator Bausch offered the following resolution:

WHEREAS, The Sheriff requested authorization to accept grant funding from the NYS Governor’s Traffic Safety Committee, through the NYS Sheriff’s Association, in the amount of \$25,000, to participate in the Rural Traffic Enforcement Initiative Project, for the time period of October 1, 2011 through September 30, 2012, and

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

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to amend the 2012 budget by increasing Sheriff’s account A3110.1020.0700 (Overtime – STEP Grant) in the amount of \$25,000, to be offset by an increase in revenue account A3110.4511 (Federal Aid Traffic Safety) in a like amount.

Budget Impact Statement: Increase in Sheriff’s appropriation of \$25,000, from grant funding from the NYSSA Rural Traffic Enforcement Initiative project, offset by an increase in revenue in a like amount.

Legislator Stein seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 40 BUDGET AMENDMENT -SHERIFF’S OFFICE/
REMAINING GRANT FUNDS – APPROVAL OF**

Legislator Stein offered the following resolution:

WHEREAS, There are two active grants with money remaining in the Sheriff’s 2011 budget, with that money available to be used in 2012, and

WHEREAS, The Sheriff is requesting an amendment to the 2012 budget to allow for the use of this remaining grant money, and

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

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to amend the 2012 budget by increasing Sheriff's account A3110.4800.0503 (Program Expense Homeland Security) by \$22,590, to be offset by increase in revenue account A3110.4305.2 (Fed Aid Homeland Security) in a like amount.

Budget Impact Statement: Increase in Sheriff's appropriations in the amount of \$22,590, from 2011 grant funding that is available to be used in 2012, with an increase in revenue in a like amount.

Legislator Cianfrini seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 41 CONTRACT RENEWAL AMENDMENT-SHERIFF
/WYOMING COUNTY PRISONER HOUSING –
APPROVAL OF**

Legislator Cianfrini offered the following resolution:

WHEREAS, The Sheriff did present a prisoner housing contract renewal with Wyoming County Jail to the Committee on Public Service on November 14, 2011, and

WHEREAS, The Committee on Public Service did approve this contract renewal on November 22, 2011, per Resolution #389, and

WHEREAS, It was determined that the contract renewal had an incorrect daily rate of \$90.00. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature and the Genesee County Sheriff are authorized and directed to execute the contract renewal amendment between the County of Genesee and the County of Wyoming for the provision of Jail space in the Wyoming County Jail at a rate of \$85.00 per day for each prisoner for the period of January 1, 2012 through December 31, 2012, automatically renewed on a year-to-year basis if neither party requests renegotiation.

Budget Impact: Funds have been appropriated to the 2012 budget.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 42 CONTRACT – SHERIFF/LIVINGSTON COUNTY
PRISONER HOUSING - APPROVAL OF**

Legislator Bausch offered the following resolution:

WHEREAS, The Sheriff did present a prisoner housing contract with Livingston County Jail, and

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

RESOLVED, that the Chair of the Genesee County Legislature and the Genesee County Sheriff are authorized and directed to execute the contract between the County of Genesee and the County of Livingston for the provision of Jail space in the Livingston County Jail at a rate of \$85.00 per day for each prisoner beginning on the date of its execution through December 31, 2012, subject to annual renewal by written consent of the parties.

Budget Impact: Funds have been appropriated to the 2012 budget.

Legislator DeJaneiro seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 43 CONTRACTUAL AGREEMENT RENEWAL-
GENESEE JUSTICE/CAC -APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, The Sheriff of Genesee County 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 Genesee County Sheriff 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, 108 Bank Street, Batavia, NY for the period of February 1, 2012 through September 30, 2012 at a cost of \$80.00 per hour.

Budget Impact: Funding for this item is covered in the NYS OCFS grant/Budget Amendment.

Legislator DeJaneiro seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 44 CONTRACTUAL AGREEMENT RENEWAL-
GENESEE JUSTICE/CAC -APPROVAL OF**

Legislator Lawrence offered the following resolution:

WHEREAS, The Sheriff of Genesee County did submit a contractual agreement for a Mental Health Clinical Therapist 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 Genesee County Sheriff are hereby authorized and directed to enter into a contractual agreement with Julie A. Walsh, LCSW, 43 Sarah Circle, Spencerport, NY 14559 to provide mental health services to child-victims and their families for the Justice for Children Advocacy Center, 108 Bank Street, Batavia, NY for the period of February 1, 2012 through September 30, 2012 at a cost of \$32.00/hour.

Budget Impact: Funds for this position covered through NYS Crime Victims Board grant.

Legislator Clattenburg seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 45 CONTRACTUAL AGREEMENT RENEWAL-
GENESEE JUSTICE/CAC -APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, The Sheriff of Genesee County 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 Genesee County Sheriff are hereby authorized and directed to enter into a contractual agreement with Vicky Chamberlain, 405 East Main Street, Batavia, NY 14020 to conduct clinical supervision for the Justice for Children Mental Health Clinical Therapist who provides services to children alleged to be abused and/or neglected for the period of February 1, 2012 through September 30, 2012 at a cost of \$75.00 per hour.

Budget Impact: Funding for this item is covered in the NYS OCFS grant.

Legislator DeJaneiro seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 46 OFFICE FOR THE AGING ADVISORY COUNCIL –
APPOINTMENTS TO**

Legislator DeJaneiro offered the following resolution:

WHEREAS, There is an opening on the Office for the Aging Advisory Council for a Provider/Caregiver/General Public Members; and there is an applicant who has completed an application and desires to be appointed to this Committee;

WHEREAS, The Committee on Human Services does recommend appointment at this time. Now Therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby appoint the following to the Genesee County Office for the Aging Advisory Council to serve a term effective February 1, 2012 through December 31, 2014.

Provider/Caregiver/General Public Member:

Colleen Flynn of United Memorial Medical Center

Budget Impact Statement: None

Legislator Leadley seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 47 AUTHORIZATION-TREASURER/REAL PROPERTY TAX REFUNDS - APPROVAL OF

Legislator Bausch offered the following resolution:

WHEREAS, The New York State Real Property Tax Law, Section 556, provides an administrative correction of error process to assist the property owner in obtaining real property tax refunds caused by certain clerical errors, unlawful entries and errors in essential fact, and

WHEREAS, The tax levying body can delegate, by resolution on an annual basis, the authority to perform the duties of the tax levying body in regard to Real Property Tax Law, Section 556, and

WHEREAS, The Committee on Ways and Means does recommend that the Treasurer be delegated to perform said duties. Now, therefore, Be it

RESOLVED, That the Genesee County Treasurer be and hereby is authorized and directed to carry out the requirements of Section 556 of the Real Property Tax Law, effective immediately where the Real Property Tax Director's recommended refund is five hundred dollars or less, and

RESOLVED, That on the fifteenth day of each month, the Genesee County Treasurer shall submit a report to the Genesee County Legislature of the refunds processed during the proceeding month containing the name of each recipient, the location of the property, the reason for the refund and the amount of refund.

Budget Impact: Refund is charged to allowance for uncollectible which has a balance of approximately \$59,000.

Legislator Cianfrini seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 48 CORRECTION TO TAX ROLLS – REAL PROPERTY / TOWN OF BERGEN - APPROVAL OF

Legislator Bausch offered the following resolution:

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

Tax map parcel 17.-1-16.12, owned by Herbert and Kathleen Hopf located at 7273 South Lake Road, Bergen, NY 14416 was erroneously billed for a School Relevy in the amount of \$2,179.60 which should have been billed to parcel 5.-1-56, owned by James and Marsha MacConnell located at 2 Munger Street, Bergen, NY 14416, 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 Genesee County Legislature hereby authorizes the correction of these tax bills for the Town of Bergen.

Budget Impact: No Reduction to County

Legislator Ferrando seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 49 CHANGE ORDER – CAPITAL PROJECT COUNTY BUILDING #1 ROOF REPLACEMENT – APPROVAL OF

Legislator Ferrando offered the following resolution:

WHEREAS, The Assistant County Manager did recommend an amendment to the original agreement with Elmer W. Davis, contractor for the roof replacement at County Building #1, and

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

RESOLVED, That Chair of the Genesee County Legislature is hereby authorized to execute Change Order #1 to amend the original agreement with Elmer W. Davis to remove and replace the existing cracked flue tile that the new bird screen is anchored to in the amount of \$977.02, making the new contract total \$185,753.02, and Be it further

RESOLVED, That the Genesee County Treasurer is authorized and directed to make payment from the Capital Project – County Building #1 Roof Replacement.

Budget Impact: \$977.02 increase to original agreement – funds available in capital project.

Legislator DeJaneiro seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 50 CHANGE ORDER – CAPITAL PROJECT SHERIFF’S
ADMINISTRATION BUILDING MODIFICATIONS –
APPROVAL OF**

Legislator Cianfrini offered the following resolution:

WHEREAS, The Assistant County Manager did recommend an amendment to the original agreement with HOOT LLC, contractor for the modifications to the HVAC system at the Sheriff’s Administration Building, and

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

RESOLVED, That Chair of the Genesee County Legislature is hereby authorized to execute Change Order #1 to amend the original agreement with HOOT LLC for air balancing of the HVAC System in the amount of \$2,352.11, making the new contract total \$108,352.11, and Be it further

RESOLVED, That the Genesee County Treasurer is authorized and directed to make payment from the Capital Project – Sheriff’s Administration Building Modifications.

Budget Impact: \$2,352.11 increase to original agreement – funds available in capital project.

Legislator Leadley seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 51 POLICY-TREASURER/GASB 54 – ADOPTION OF

Legislator Bausch offered the following resolution:

WHEREAS, The Governmental Accounting Standards Board (GASB) has adopted rules pertaining to Fund Balance for municipalities, issued statement 54 which requires municipalities to adopt a policy on the components of Fund Balance, and

WHEREAS, The Genesee County Treasurer did seek advice from the county’s Independent Auditors at Freed, Maxick & Battaglia for assistance in writing such policy, and

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

RESOLVED, That the Genesee County Legislature does hereby adopt GASB 54 Policy for Genesee County.

Budget Impact: None, this is establishing a policy only.

Legislator Lawrence seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 52 DECLARATION OF SURPLUS PROPERTY-
LEGISLATURE CLERK/SIGN-APPROVAL OF**

Legislator Cianfrini offered the following resolution:

WHEREAS, The Genesee County Clerk of the Legislature does request declaration as surplus one 2x3 signboard and letters located on the Old Courthouse landing. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to declare as surplus and dispose of a 2x3 signboard and letters through auction and remove same item from the inventory of the Legislature Office.

Legislator Stein seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 53 DECLARATION OF SURPLUS PROPERTY – COUNTY
ATTORNEY - APPROVAL OF**

Legislator Bausch offered the following resolution:

WHEREAS, The Genesee County Attorney’s Office has a copier and fax machine that is no longer in working condition, and

WHEREAS The Committee on Ways and Means recommends the equipment be declared surplus county property at this time. Now, therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby declare a Harris 3M Copier and Xerox fax machine as surplus county property.

Budget Impact Statement: No budget impact

Legislator Ferrando seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 54 2012 BUDGET TRANSFER-MUNICIPAL OFFICERS
DUES/CONTINGENCY-APPROVAL OF**

Legislator Ferrando offered the following resolution:

WHEREAS, A shortage exists in the Municipal Officers Dues account as a result of unanticipated increases in these charges, and

WHEREAS, The Committee on Ways & Means did review and does recommend a transfer be made at this time. Now, therefore, Be it

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to transfer \$248.00 from A1990.4800.0000 Contingency to A1920.4800.0000 Municipal Officers Association.

Budget Impact: \$248 County Expense

Legislator Bausch seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 55 MEMORANDUM OF UNDERSTANDING-COUNTY
PARKS/ENVIRONMENTAL EDUCATOR-APPROVAL OF**

Legislator Stein offered the following resolution:

WHEREAS, The Genesee County Highway Superintendent and the Genesee County Park Supervisor-Forester do request a Memorandum of Understanding agreement with the Genesee County Soil and Water Conservation District for environmental education programming in the amount of \$40,270.54, and

WHEREAS, the Memorandum of Understanding would be for the contract period of February 1, 2012 through December 31, 2012, 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 Chairperson is hereby authorized and directed to sign a Memorandum of Understanding with the Genesee County Soil and Water Conservation District for environmental education programming for Genesee County Park and Forest Interpretive Center, subject to final approval by the County Attorney and the Soil & Water Board.

Budget Impact: Park Budget \$40,270.54 offset partially by \$15,000.00 in ZBGA grant funding.

Legislator Cianfrini seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 56 SALARY SCHEDULE AMENDMENT-HIGHWAY-
APPROVAL OF**

Legislator Leadley offered the following resolution:

WHEREAS, The Genesee County Highway Superintendent did request amendments to the 2012 Management Salary Schedule to reflect the 2012 adopted budget, and

WHEREAS, The Committees on Public Service and Ways and Means did review these requests and do recommend the Management Salary Schedule be amended to reflect the 2012 adopted budget. Now, therefore, Be it,

RESOLVED, That the Genesee County Human Resources Department is hereby authorized and directed to amend the Management Salary Schedule as follows:

1) Deputy Highway Superintendent 2012 Salary \$57,180

2) Fleet Maintenance Supervisor 2012 Salary \$46,807

Legislator Stein seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 57 BUDGET TRANSFER -HIGHWAY/COUNTY

ROAD FUND -APPROVAL OF

Legislator Stein offered the following resolution:

WHEREAS, The County Highway Superintendent did request a budget transfer within the County Road Fund to adjust end of year balances, and

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

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

FROM:	D.5110.1010.0000 Personal Services	\$3,237
TO:	D.5142.1010.0000 Personal Services	\$3,237

Budget Impact: None, snow removal budget is funded by the maintenance budget.

Legislator Ferrando seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 58 GENESEE COUNTY PARKS, RECREATION AND FORESTRY ADVISORY COMMITTEE – APPOINTMENT TO

Legislator Stein offered the following resolution:

WHEREAS, There is a vacancy in District #3 for the Genesee County Parks, Recreation and Advisory Committee, and

WHEREAS, Bill Lawrence is recommended for replacement to serve out the remaining 3 year term, and

WHEREAS, The Committees on Public Service and Ways and Means do concur with these requests. Now, therefore, Be it

RESOLVED, That Bill Lawrence – District #3 Towns of Pembroke and Darien is hereby appointed to the Genesee County Parks, Recreation, and Forestry Advisory Committee to serve a term effective immediately through March 31, 2015.

Budget Impact: None

Legislator Bausch seconded the resolution which was adopted by 283 votes, Legislator Lawrence (43) abstain.

RESOLUTION NO. 59 SALARY SCHEDULE AMENDMENT-COUNTY ATTORNEY/DEPUTY COUNTY ATTORNEY-APPROVAL OF

Legislator Bausch offered the following resolution:

WHEREAS, The Genesee County Legislature approved the creation of a Deputy County Attorney position at a salary of \$80,284 as part of the 2012 Budget Approval process, and

WHEREAS, Due to a clerical error, the salary of \$80,284 is \$600 less than what was agreed upon. Now, therefore, Be it

RESOLVED, That the 2012 Management Salary schedule is amended to reflect a base salary for the Deputy County Attorney of \$80,284 plus \$600 longevity for a total salary of \$80,884.

Legislator DeJaneiro seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 60 2012-2013 RULES FOR GENESEE COUNTY - LEGISLATURE-ADOPTION OF

Legislator Bausch offered the following resolution:

WHEREAS, The Genesee County Legislature did review the Rules for the Legislature and the Committee on Ways & Means does recommend adoption. Now, therefore, Be it

RESOLVED, That the Rules for the Legislature be and hereby are approved as the Rules which will govern the Genesee County Legislature for its operation for the term 2012-2013.

Legislator Leadley seconded the resolution which was adopted by 326 votes.

Prior to roll call on the above resolution Legislator Bausch noted that travel reimbursement has been changed by the consensus of the Legislators that travel claimed will be out-of-county only as a budget measure.

RESOLUTION NO. 61 COUNTY AUDIT – JANUARY 25 - APPROVAL OF

Legislator Bausch offered the following resolution:

WHEREAS, Legislator Stein, did review the following claims:

General Fund - 2011 (Includes 4 th qtr Sales Tax)	\$ 5,396,868.44
General Fund - 2012	710,613.98
Highway - 2011	108,381.58
Highway - 2012	44,299.86
Nursing Home - 2011	478,019.31
Nursing Home - 2012	249,543.20
Self Insurance - 2011	11,314.22
Self Insurance - 2012	142.72
Water - 2011	466,262.50
DSS Abstracts - 2011	125,956.04
DSS Abstracts - 2012	868,655.72
2011 Capital Projects:	
County Bldg. #1 Roof Replacement	1,901.58
Energy Efficiency	92,240.65
Highway – Facility Sewer	1,877.59
Airport – Construct Terminal Apron	9,929.79
2012 Capital Projects:	
Highway – Garage Backflow Preventer	27.79
Payroll – General & Nursing Home	
January 13, 2012	1,242,685.38
Medicaid	
January 10, 2012	181,027.00
January 17, 2012	181,027.00
January 24, 2012	<u>181,027.00</u>
Total Audit	\$ 10,351,801.35

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 Stein seconded the resolution which was adopted by 326 votes.

The meeting was adjourned at 8:47PM upon motion of Legislator Stein seconded by Legislator Bausch.