

**SIXTEENTH DAY
GENESEE COUNTY LEGISLATURE
Wednesday September 23, 2013
Batavia, New York**

The Genesee County Legislature met in Regular Session on Monday, September 23, 2013 at 7PM at the Old Courthouse, 7 Main Street, Batavia. Prayer was offered by Chair Hancock, followed by the Pledge to the Flag.

The September 11, 2013 minutes were approved upon motion of Legislator Lawrence seconded by Legislator Clattenburg.

An out-of- state travel request for Tim Hens to attend the NACE Conference in Nevada from November 7-10, 2013 was approved upon motion of Legislator Cianfrini seconded by Legislator Clattenburg.

Legislator Lawrence is the Liaison for the Youth Bureau and discussed funding changes in the state for this department. She also stated that to date Youth Court has had 15 referrals. The new leadership program has recently started and there are currently 10 students enrolled and they must have a collaboration of 36 hours to receive one credit hour. It was suggested to have the students attend a future Legislature Meeting. Mrs. Lawrence reminded the group of the Cooperative Extension Annual Meeting which will be on October 3rd at Terry Hills.

Legislator DeJaneiro attended the recent GAM meeting. He discussed the improvements at the Parks and the 800 MHz project. Mr. DeJaneiro also shared that the recent Household Hazardous Waste Collection was well attended with 535 people signed up. He thanked everyone for their help as it was a very rainy day. He also commented on the amount of prescriptions that were turned in at this event. This is the first time they have done a prescription collection at this particular event and it was amazing to see how much was collected.

Legislator Leadley attended the Public Hearing held in the Town of Bethany regarding the proposed round-a-bout at East Road and Route 20. She was very discouraged with the outcome of the hearing. She feels that the DOT has no intention of changing their decision. The proposed round-a-bout would require the removal of a residence and farmland. Chair Hancock stated that she did write a letter to the DOT to express the Legislature's concern with this matter.

Chair Hancock commented on the STAR update presentation given by Mr. William Smitts from the NYS Office of Real Property. Everyone must update their STAR information either online or by phone.

The clerk proceeded with the reading of the resolutions:

**RESOLUTION NO. 339a RENEWAL OF CONTRACT-ELECTIONS/POLL
BOOK AND RELATED MAINTENANCE
SERVICES-NTS DATA-APPROVAL OF**

Legislator Cianfrini offered the following resolution:

WHEREAS, The original contract with NTS for poll book services was for 2 years with three one year extensions and this will expire December 31, 2013, and

WHEREAS, NTS has now offered a new contract covering 2014 and 2015 for the cost of \$26,448 with the option of renewing for three additional years at the same price with mutual approval, and

WHEREAS, Commissioners Dawn Cassidy and Richard Siebert are very pleased with

the services provided by NTS over the past several years and feel the services provided by NTS is absolutely crucial to the effective operation of the Genesee County Board of Elections, and

WHEREAS, The Committee on Ways & Means does concur. Now, therefore, Be it **RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to sign the agreement with NTS Data Services, LLC, 1342 Military Road, Niagara Falls, New York for the period January 1, 2014 through December 31, 2015 in the amount of \$26,448.

Budget Impact: This amount has been budgeted in the 2014 budget.

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

**RESOLUTION NO. 340 CHARGE BACKS-ELECTIONS/INSPECTOR PAY-
APPROVAL OF**

Legislator Bausch offered the following resolution:

WHEREAS, It has been previously determined by the Ways & Means Committee that beginning with the election cycle in 2007 all per diem fees for election inspectors will be charged back to the various Genesee County Towns and City of Batavia, and

WHEREAS, The Real Property Department will notify all municipalities of the charges in 2013 so that the Genesee County Treasurer can bill and collect these charges in 2014. Now, therefore, Be it

RESOLVED, That the following charges be levied to the 13 Towns and the City of Batavia as follows:

City	\$34,735.00
Alabama	\$3,555.00
Alexander	\$3,690.00
Batavia	\$10,175.00
Bergen	\$3,690.00
Bethany	\$3,130.00
Byron	\$3,620.00
Darien	\$3,655.00
Elba	\$3,460.00
LeRoy	\$10,480.00
Oakfield	\$4,805.00
Pavilion	\$3,530.00
Pembroke	\$9,760.00
Stafford	\$4,525.00
Total	\$102,810.00

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

**RESOLUTION NO. 341 CERTIFICATE OF INSURANCE- LIVINGSTON CO.
FEDERATION OF SPORTSMENS' CLUBS (LCFSC)
AND NEW YORK STATE DEPARTMENT OF
ENVIRONMENTAL CONSERVATION (NYSDEC)
NATIONAL HUNTING & FISHING DAY/GLOW
REGION SOLID MANAGEMENT COMMITTEE -
APPROVAL OF**

Legislator Leadley offered the following resolution:

WHEREAS, The Recycling Administrator has been invited to participate in Livingston County Federation of Sportsmens' Clubs and New York State Department of

Environmental Conservation National Hunting & Fishing Day event for the purpose of providing education on waste reduction, recycling, reuse and composting and has requested approval to participate in this event, and

WHEREAS, The Committee on Public 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 issue a Certificate of Insurance for participation by GLOW Solid Waste Staff to participate in National Hunting & Fishing Day to be held in Avon, NY on September 28 and 29, 2013.

Budget Impact: There is no cost to participate in this event

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

**RESOLUTION NO. 342 BUDGET AMENDMENT/TRANSFER-
SHERIFF – BODY ARMOR - APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, The Sheriff's Office will be purchasing body armor vests, vest covers and trauma plates at a cost of \$4,409, and

WHEREAS, Funding will be transferred from the T83 Trust Account (Uniform Vests), and

WHEREAS, The Sheriff is requesting a 2013 budget amendment in the amount of \$4,409, with a budget transfer in that same amount, to be used to purchase the body armor, 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 2013 Sheriff's budget by increasing Account A3110.4580.0000 (Personal Uniforms) in the amount of \$4,409, to be offset by an increase of \$4,409 to Sheriff's Revenue Account A1000.3110.2831 (Contributions From Other Funds), which will be transferred from the T83 Trust Account (Uniform Vests).

Budget Impact: Increase in Sheriff's appropriation of \$4,409, for the purchase of body armor, offset by increase in revenue in a like amount, with the funds to be transferred from the T83 Trust Account-Uniform Vests.

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

**RESOLUTION NO. 343 AWARD OF CONTRACT – SHERIFF'S OFFICE/
FRONTIER COMMUNICATIONS CORP. NEXT
GENERATION 9-1-1 EQUIPMENT, ENGINEERING,
AND SUPPORT SERVICES – APPROVAL OF**

Legislator Stein offered the following resolution:

WHEREAS, There were two proposals received in response to a Request for Proposal (RFP) for Next Generation 9-1-1 equipment, engineering, and support services; and

WHEREAS, After careful review by the Sheriff, County Attorney, County Purchasing Director, Information Technology Director, and the Director of Emergency Communications, it is recommended a contract for the Next Generation 9-1-1 equipment, engineering, and support services be awarded to Frontier Communications Corporation at a cost not to exceed \$802,997.91, and

WHEREAS, While some of the standards have not been fully published, the Frontier Solution and Support Services guarantee compliance to the NG 9-11 standard for the next five years including software patches, and

WHEREAS, The Committee on Public Service did review this proposal 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 an agreement with Frontier Communications Corporation, 180 South Clinton Avenue, Rochester, New York 14646, for Next Generation 9-1-1 equipment, engineering, and support services at a cost not to exceed \$802,997.91.

BUDGET IMPACT: The cost of this project (\$802,997.91) is included in the 800 MHz Radio System Upgrade Capital Project.

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

**RESOLUTION NO. 344 QUOTE APPROVAL - CEDAR STREET TOWER
REMEDICATION - SHERIFF'S OFFICE 800 MHZ
RADIO SYSTEM UPGRADE – APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, Genesee County established a Capital Project to upgrade its 800 MHz analog, trunked radio system to a P25 compliant 800 MHz digital, trunked radio system pursuant to Resolution No. 93, dated February 28, 2013, and amended pursuant to Resolution No 157, dated April 25, 2013, and

WHEREAS, Harris has contracted, via competitive process, with Patriot Towers, located in Scottsville, New York, for all its tower construction, compound work, antenna installation, and electrical work associated with this project, an

WHEREAS, Genesee County desires to identify Patriot Towers as the preferred source for all tower remediation efforts for the duration of the Public Safety Radio System Upgrade Project to ensure a continuity of effort throughout the project, and

WHEREAS, After careful review by the Genesee County Sheriff, County Attorney, Highway Superintendent, and the Director of Emergency Communications, it is recommended the Genesee County Legislature authorize the expenditure of \$26,505 per the quote provided by Patriot Towers, and

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

RESOLVED, That the Chair of the Genesee County Legislature and Genesee County Sheriff are hereby authorized and directed to enter into an agreement with Patriot Towers, 870 Scottsville-Chili Road, Scottsville, New York 14546, for the remediation of the Cedar Street tower at a cost not to exceed \$26,505.

Budget Impact: Funding for the cost of the Cedar Street Tower Remediation is appropriated in the 800 MHz Radio System Upgrade Capital Project.

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

**RESOLUTION NO. 345 CONTRACT AMENDMENT –
SHERIFF/PEMBROKE TOWER-APPROVAL OF**

Legislator Lawrence offered the following resolution:

WHEREAS, The Sheriff did present a contract renewal agreement between the County of Genesee and GTP Acquisition Partners II, LLC, for the provision of space on the Pembroke Communication Tower for the County's 800 MHz trunked radio system, and

WHEREAS, The County desires to amend the agreement to account for the 800 MHz Public Safety Radio Upgrade Capital project, and increase the number of renewal terms, and

WHEREAS, The Committee on Public Service did review this contract 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 execute the contract agreement amendment with GTP Acquisition Partners II, LLC, a Delaware limited liability company, 750 Park of Commerce Blvd., Suite 300, Boca Raton, FL 33487 for the provision of space on the Pembroke Communication Tower located at Route 5, Corfu, NY 14036, with a rate increase of one hundred dollars (\$100.00) per month, payable on the first day of the month, for a period effective November 1, 2013, through March 31, 2014, with the option to extend the term for four (4) successive five (5)-year periods on the same terms and conditions.

BUDGET IMPACT: Cost of tower rental space increase \$200.00 for 2013 with funds available in the 2013 Communications' budget.

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

RESOLUTION NO. 346 CONTRACT RENEWAL – SHERIFF / NEW YORK STATE UNIFIED COURT SYSTEM - APPROVAL OF

Legislator Cianfrini offered the following resolution:

WHEREAS, The Genesee County Sheriff did present a contract renewal with the New York State Unified Court System for the provision of Security Services at the Genesee County Courts Facility, and

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

RESOLVED, That the Chair of the Genesee County Legislature and the Genesee County Sheriff are hereby authorized and directed to execute the contract renewal between the County of Genesee and the New York State Unified Court System for the provisions of security services at the Genesee County Courts facility for the period of April 1, 2013 through March 31, 2014, at a cost not to exceed \$700,000.

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

RESOLUTION NO. 347 MEMORANDUM OF UNDERSTANDING- GENESEE COUNTY AND THE IROQUOIS JOB CORPS- APPROVAL OF

Legislator Leadley offered the following resolution:

WHEREAS, The Genesee County Highway Superintendent and the Genesee County Park Supervisor do request a Memorandum of Understanding agreement with the Iroquois Job Corps to establish a Work-Based Learning Program, and

WHEREAS, The Memorandum of Understanding would be in conjunction with the Genesee County Parks for assistance in various construction and rehabilitation projects, and

WHEREAS, The County Attorney did review this request and does recommend approval at this time, and

WHEREAS, The Committee on Public Service 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 Iroquois Job Corps to establish a Work-Based Learning Program in conjunction with the Genesee County Parks for assistance in various construction and rehabilitation projects,

Budget Impact: none

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

**RESOLUTION NO. 348 CAPITAL PROJECTS/BUDGET AMENDMENT/
TRANSERS/AUTHORIZATION TO CLOSE -
HIGHWAY-APPROVAL OF**

Legislator Cianfrini offered the following resolution:

WHEREAS, The Genesee County Highway Superintendent reported that certain Capital Projects have been completed and recommended that said Capital Projects be closed at this time, and

WHEREAS, The Committees on Public Service and Ways and Means reviewed this request and recommend that said Capital Projects be closed at this time. Now, therefore, Be it

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to close Capital Project, Highway: Ag Park Multi-Modal, balance \$0.00 and Be it Further,

RESOLVED, That the Genesee County Treasurer is hereby authorized to amend Capital Project, Highway: Horizontal Curve Study by increasing H.5197.5031 General Fund Balance by \$30.83 to be offset by a decrease in H5197.4592 Federal Aid in the same amount and that the Genesee County Treasurer is hereby authorized to close this Capital Project, and Be it Further

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

1. \$84,020.25 from Capital Project, Airport: 8 Bay T-Hangar to Building and Equipment Reserve
2. \$1,005.97 from Capital Project, Highway: Road Machinery Equipment to Capital Project, 2013 CHIPS Overlay
3. \$2,435.19 from Capital Project, Highway: Garage Backflow Prevention to Capital Project, Highway: Garage Ventilation/Air Quality
4. \$16,466.39 from Capital Project, Highway: Facility Sewer to Building and Equipment Reserve
5. \$110,074.58 from Capital Project, Highway: Garage Insulation/Masonry to Capital Project, Highway: Garage Ventilation/Air Quality

and Be It Further

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to close the following completed Capital Projects:

Highway: Ag Park Multi Modal
Highway: Horizontal Curve Study
Airport: 8 Bay T-Hangar
Highway: Road Machinery Equipment
Highway: Garage Backflow Prevention
Highway: Facility Sewer
Highway: Garage Insulation/Masonry

Budget Impact: None.

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

**RESOLUTION NO. 349 CLOSE/AMEND CAPITAL PROJECTS –
HIGHWAY/PARK - APPROVAL OF**

Legislator Stein offered the following resolution:

WHEREAS, The Genesee County Highway Superintendent and Genesee County Park Supervisor did request to close and amend Capital Projects already established, and

WHEREAS, The Committees on Public Service and Ways and Means have reviewed

these requests and do concur at this time. Now, therefore, Be it

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to close Capital Projects: Highway (Park): Dewitt Trail Culvert and Highway (Park) DeWitt Pavilion 1 Replacement, and Be it Further,

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to amend/ increase Capital Project Highway (Park) GCP Pavilion A/B Roof, Structural Repairs and Fireplaces by \$11,292.69, the balance from the two closed projects.

Budget Impact: None

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

RESOLUTION NO. 350 BUDGET TRANSFER – 2013 ROAD MACHINERY FUND – APPROVAL OF

Legislator Lawrence offered the following resolution:

WHEREAS, The County Highway Superintendent did request a budget transfer within the 2013 Road Machinery Fund to cover the cost of the third grader lease payment, 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:	DM5130.4700.1000	\$7,148.26
TO:	DM5130.2030.0020	\$7,148.26

Budget Impact: None.

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

RESOLUTION NO. 351 CONTRACT RENEWAL-MENTAL HEALTH SERVICES JUSTICE FOR CHILDREN ADVOCACY CENTER/GENESEE JUSTICE -APPROVAL OF

Legislator Lawrence offered the following resolution:

WHEREAS, The Coordinator of Genesee Justice 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 is 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, 304 East Main Street, Batavia, NY for the period of October 1, 2013 through September 30, 2014 at a cost of \$35.00/hour.

Budget Impact: Funds for this position covered through NYS Office of Victim Services grant

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

RESOLUTION NO. 352 CONTRACT RENEWAL-FORENSIC INTERVIEWER (LAURA KELEMEN)/GENESEE JUSTICE -APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, The Coordinator of Genesee Justice 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 upon acceptance of the NYS Office of Children and Family Services grant. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature and the Coordinator of Genesee Justice are hereby authorized and directed to enter into a contractual agreement with Laura Kelemen, 6622 Emily Lane, Lockport, NY 14094 for forensic interviewing, peer review, and training for the Justice for Children Advocacy Center/Team, 304 East Main Street, Batavia, NY for the period of October 1, 2013 through September 30, 2014 at a cost of \$45.00 per hour and pending Genesee County's acceptance and approval of grant funds from the NYS Office of Children & Family Services.

Budget Impact: Funding for this item to be covered by grant funds through the NYS OCFS. Legislator Ferrando seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 353 CONTRACT RENEWAL-FORENSIC INTERVIEWER (KATHY COLGEN)/GENESEEE JUSTICE -APPROVAL OF

Legislator Stein offered the following resolution:

WHEREAS, The Coordinator of Genesee Justice 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 upon acceptance of the NYS Office of Children and Family Services grant. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature and the Coordinator of Genesee Justice are hereby authorized and directed to enter into a contractual agreement with Kathy Colgan, 16 Country Meadow Drive, Honeoye Falls, NY 14472 for forensic interviewing, peer review, and training for the Justice for Children Advocacy Center/Team, 304 East Main Street, Batavia, NY for the period of October 1, 2013 through September 30, 2014 at a cost of \$80.00 per hour and pending Genesee County's acceptance and approval of grant funds from the NYS Office of Children & Family Services.

Budget Impact: Funding for this item to be covered by grant funds through the NYS OCFS. Legislator Bausch seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 354 CONTRACT RENEWAL-FORENSIC INTERVIEWER (TRACY CASS) - GENESEEE JUSTICE -APPROVAL OF

Legislator Cianfrini offered the following resolution:

WHEREAS, The Coordinator of Genesee Justice 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 upon acceptance of the NYS Office of Children and Family Services grant. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature and the Coordinator of Genesee Justice are hereby authorized and directed to enter into a contractual agreement with J. Tracy Cass, 5 Bright Oaks Drive, Rochester, NY 14624 for forensic interviewing, peer review, and training for the Justice for Children Advocacy Center/Team, 304 East Main Street, Batavia, NY for the period of October 1, 2013 through September 30, 2014 at a cost of \$45.00 per hour and pending Genesee County's acceptance and approval of grant funds from the NYS Office of Children & Family Services.

Budget Impact: Funding for this item to be covered by grant funds through the NYS OCFS. Legislator Lawrence seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 355 CONTRACT RENEWAL-CLINICAL SUPERVISOR
(VICKY CHAMBERLAIN)/GENESEE JUSTICE -
APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, The Coordinator of Genesee Justice did submit a contractual agreement for clinical supervision for the JFCAC Mental Health Clinical Therapists who provides services to children alleged to be abused and/or neglected; and

WHEREAS, The Public Service Committee did review the contractual agreement and does recommend approval upon acceptance of the NYS Office of Children and Family Services grant. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature and the Coordinator of Genesee Justice are hereby authorized and directed to enter into a contractual agreement with Vicky Chamberlain, 405 East Main Street, Batavia, NY 14020 for clinical supervision for the JFCAC Mental Health Clinical Therapists, 304 East Main Street, Batavia, NY for the period of October 1, 2013 through September 30, 2014 at a cost of \$75.00 per hour and pending Genesee County's acceptance and approval of grant funds from the NYS Office of Children & Family Services.

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

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

**RESOLUTION NO. 356 GRANT ACCEPTANCE -DISTRICT ATTORNEY/
AID TO PROSECUTION -APPROVAL OF**

Legislator Cianfrini offered the following resolution:

WHEREAS, The District Attorney has been notified of the award of grant funding from the New York State Division of Criminal Justice Services for prosecution services aid in the amount of \$29,200.00, and

WHEREAS, The Committee on Public Services does recommend acceptance of these funds 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 Division of Criminal Justice Services for the acceptance of grant funds in the amount of \$29,200.00 for Aid to Prosecution in Genesee County, and Be it further

RESOLVED, That funds for said grant have been appropriated in the 2013 Genesee County Budget.

Budget Impact: None - funds have been appropriated.

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

**RESOLUTION NO. 357 2013 BUDGET AMENDMENT- EMERGENCY
MANAGEMENT SERVICES/ AEMT PROGRAM
- APPROVAL OF**

Legislator Leadley offered the following resolution:

WHEREAS, The Emergency Management Services Coordinator did request an amendment to the 2013 Emergency Management Services Budget due to the implementation of the new AEMT level curriculum by New York State as well as limited providers of the AEMT program in the Genesee region which has resulted in an increased enrollment of the program, and

WHEREAS, The Committees on Public 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 budget by increasing A.3640.4800.0502 (Program Expenses-Emergency Medical Services) in the amount of \$14,000 to be offset by an increase in revenue account A.3640.2771.2 (Emergency Medical Services) in a like amount.

Budget Impact: Increase in EMS appropriations of \$14,000, offset by increase in revenue in a like amount

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

**RESOLUTION NO. 358 APPOINTMENT - HUMAN RESOURCES
DIRECTOR – APPROVAL OF**

Legislator Lawrence offered the following resolution:

WHEREAS, Local Law Number One of the Year 1976 did establish the position of Personnel Officer with a six-year term and Resolution 2009-203 did retitle the position to Human Resources Director , and

WHEREAS, The Selection Committee did interview and present a candidate to fill the vacant position of Human Resources Director, and

WHEREAS, The Ways and Means Committee does recommend an appointment be made at this time, Now, therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby appoint Anita Cleveland of Oakfield, New York as Genesee County Human Resources Director for a six year term effective September 23, 2013 through September22, 2019, at a salary of \$ 62,000.

Budget Impact: Position has been budgeted in the 2013 Human Resources Department Budget.

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

**RESOLUTION NO. 359 ADOPTION OF STOP-DWI PLAN FOR 2014 –
APPROVAL OF**

Legislator DeJaneiro offered the following resolution:

WHEREAS, The STOP-DWI Coordinator did present a plan for 2014 for the continuance of efforts to reduce the number of drinking drivers in our community through education, enforcement and rehabilitation, and

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

RESOLVED, That the Genesee County Legislature does hereby approve the STOP-DWI Plan for 2014, as presented, in the amount of \$151,500, and Be it further

RESOLVED, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute all necessary documents for the implementation of the 2014 Genesee County STOP-DWI Plan.

Budget Impact: No impact on County Budget. All revenues are generated by DWI fines and there is not contribution from the County's general fund.

Legislator Bausch seconded the resolution which was adopted by 298 votes. Legislator Cianfrini (28) no.

Prior to roll call on the above resolution Legislator Cianfrini stated that he strongly supports the work of the STOP DWI program however based on the information that was presented at the Ways and Means Committee he had no alternative but to vote no. Legislator DeJaneiro stated that he is aware of a technical issue that was brought up in regards to figures collected in the arrests, but the purpose of this program is that is a program that is trying to eliminate itself and the revenue reflects that enforcement is up and fewer people are breaking the law. He feels the actions of STOP DWI is a good deterrent for those that want to drive drunk. Chair Hancock stated that is was an

interesting questions that was raised at the Ways and Means and she had to put it into perspective because there are fewer enforcement nights because these nights are working. Legislator Clattenburg stated that when you look at the number of people that are cited at concerts there are few that from Genesee County.

RESOLUTION NO. 360 REAPPOINTMENTS – STOP-DWI ADVISORY BOARD – APPROVAL OF

Legislator Lawrence offered the following resolution:

WHEREAS, The term of office has expired for a citizen member of the STOP-DWI Advisory Board and he has indicated a desire and ability to continue service, and **WHEREAS**, The Committee on Ways and Means does recommend the reappointment of citizen member James Tuttle. Now, therefore, Be it **RESOLVED**, That James Tuttle of Corfu, New York be reappointed as a citizen member of the Genesee County STOP-DWI Advisory Board to serve another term effective immediately through December 31, 2015.

Budget Impact: None – these are volunteer Board Members

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

RESOLUTION NO. 361 COUNTY AUDIT – SEPTEMBER 23-APPROVAL OF

Legislator Bausch offered the following resolution:

WHEREAS, Legislator Leadley did review the following claims:

2013 General Fund	\$	1,096,070.68
2013 Highway		289,454.88
2013 Self Insurance		158.20
2013 Water		19,335.60
2013 Nursing Home		592,315.94
DSS Abstracts		299,539.64
2013 Capital Projects:		
Sheriff 800Mhz Radio System Upgrade		16,550.00
Old Courthouse Roof & Cupola Repair		1,365.75
Highway 2013 Bridge Construction		23,482.69
Highway Black Street Bridge		24,984.88
Highway Griswold Road Bridge		126,804.89
Highway Hopkins Road Bridge		46,670.56
Highway 2013 Chipseal		21,717.50
Payroll – General & Nursing Home		
September 20, 2013		1,692,091.15
Medicaid		
September 17, 2013		<u>186,456.00</u>
Total Audit	\$	4,436,998.36

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 Ferrando seconded the resolution which was adopted by 326 votes.

A motion to adjourn was made at 8:05 PM upon motion of Legislator Bausch seconded by Legislator Stein.