

**NINETEENTH DAY
GENESEE COUNTY LEGISLATURE
Wednesday, November 12, 2014
Batavia, New York**

The Genesee County Legislature met in Regular Session on Wednesday, November 12, 2014 at 5:30PM at the Old Courthouse, 7 Main Street, Batavia, New York. Prayer was offered by Legislator Bausch followed by the Pledge to the Flag.

The minutes of the October 22, 2014 meeting were approved upon motion of Legislator Lawrence seconded by Legislator Clattenburg.

Legislator Bausch attended the recent CJAC Meeting. Judge Balbick, City Court Judge did a presentation on the Veterans Court and what a great job they are doing.

There were speakers in the audience to discuss the resolution that would allow the use of Rifles for Big Game Hunting in all of the Genesee County. Mr. Glen Adams, Michael Van Durme, Bill Fox, John Roach, John Deleo, Will Elliott, Bob Bialkowski, Richard Richmond and Carl Hyde, Jr. all spoke in support of this resolution.

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

**RESOLUTION NO. 374 A RESOLUTION REQUESTING STATE LEGISLATION TO
ALLOW THE USE OF RIFLES FOR BIG GAME HUNTING
IN ALL OF GENESEE COUNTY**

Legislator Clattenburg offered the following resolution:

WHEREAS, The Genesee County Federation of Sportsman Clubs has asked the Genesee County Legislature to request state legislation permitting the use of rifles for big game hunting in Genesee County, and

WHEREAS, The Genesee County Legislature has reviewed the statement from Glen A. Adams, Secretary of the Genesee County Federation of Sportsman Club, setting forth the reasons for supporting the legislative change, a copy of which is filed herewith; and

WHEREAS, A special state law must be enacted and the first step in the process is for this Legislature to request the legislation, and

WHEREAS, The Committees on Public Service and Ways and Means does recommend that such special state enabling legislation be requested. Now, therefore, Be it

RESOLVED, That Genesee County requests the New York State Legislature to enact legislation that will allow the use of rifles for big game hunting in all of Genesee County and, Be it further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Legislature to Senator Michael Ranzenhofer and Assemblymen Stephen Hawley.

Legislator Stein seconded the resolution which was adopted by 255 votes, Legislators Lawrence (43) and DeJaneiro (28) voted no.

Prior to roll call on the above resolution, Legislator Stein stated that her vote is to support this resolution and this is due to the letter of support she received from her district. She has also heard and does respect the comments that she has received that are not in favor of this resolution. Her position on this resolution is to support this Legislation. She appreciates those that attended this meeting to show their support. Legislator Lawrence commented that she first does not support the SAFE Act in New York State, however she will not be able to support this resolution. This is due to the fact of the number of negative comments that she has received from within her district, particularly those that live around the public areas in Pembroke and Darien. She is making this decision based on her constituents concerns. Legislator DeJaneiro commented that he has had some difficulties with this resolution. Mr. DeJaneiro has spoken with members of the City of Batavia Police Department and they do have some reservations with hunting around the city area. Mr. DeJaneiro has no problems with the sportsman he is mainly concerned with those hunters

that are not responsible hunters. Legislator Ferrando stated that he has spent a lot of time talking to a lot of people. He does support this resolution on the basis that he believes that rifles are safer than shot guns. Legislator Bausch thanked those that attended the meeting this evening. When this resolution first came to the Ways and Means Committee it was Tabled because of lack of information. He very much appreciates the professional approach this matter was handled by the Sportsmen Club and the information that was provided to the Legislature. Legislator Clattenburg commented that she does support this resolution. Chair of Public Service she was presented with petitions with 25% of the names on these petitions as City of Batavia residents. As she met with some members of the groups that are proponents of this, what she is most concerned about is not the threat of a shot gun coming through her window but the risk of her daughters hitting a deer in the middle of the night while driving alone. She does think that there is a definite need for more management of the deer population. Chairman Cianfrini commented that he strongly supports this resolution. He appreciates the expertise that he has heard this evening and thinks they have all had great arguments to support this position. He reminded the group that this is a recommendation that will be sent to Albany that will now have to be passed by the Legislature in Albany.

RESOLUTION NO. 375 CONTRACT - DEPARTMENT OF SOCIAL SERVICES/SECURITY SERVICES – APPROVAL OF

Legislator Lawrence offered the following resolution:

WHEREAS, The Commissioner of Social Services and the Director of Purchasing did receive bids for the provision of security services for the Department of Social Services, and

WHEREAS, After a review of the bids received, it is their recommendation to award the bid to the lowest overall bidder meeting specifications, in the amount of \$159,069.15 for a twenty-month time period, and

WHEREAS, The Committees on Human Services and Ways & Means did review the recommendation and does concur. Now, therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby authorize and direct the Chair to enter into an agreement with U.S. Security Associates, Inc., 625 Delaware Avenue, Suite 200, Buffalo, NY 14202 for the provision of security services at offices occupied by Genesee County Department of Social Services for the period January 1, 2015 through August 31, 2016 at the rate of \$20.70 per man hour.

Budget Impact: The cost of the program from 1/1/2015 through 8/31/16 is \$159,069.15 with an estimated local share of \$39,131 for that same time period.

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

RESOLUTION NO. 376 2014 BUDGET AMENDMENT/GRANT ACCEPTANCE – AMERICORPS GRANT FUNDING - APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, The Executive Director of the Genesee County Youth Bureau did receive notice of the award of grant funding in the amount of \$128,484 from the NYS Office of Children and Family Services on behalf of the New York State Commission on National and Community Service for the Genesee County AmeriCorps Program, and

WHEREAS, The Executive Director did request some funds be incorporated into the 2014 operating budget 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 2014 Genesee County Budget for the AmeriCorps Program by increasing

Revenue Account A 7313 1000.2350 Local Share AC in the amount of \$3,419 and A 7313 1000.4820 Federal Share AC in the amount of \$8,518

Expenditures:

A.7313.1010.0000	Salary	\$11,088.00
A.7313.8010.0000	Social Security Tax	\$ 688.00
A.7313.8011.0000	Medicare Tax	\$ 161.00, and Be it further

RESOLVED, That the Genesee County Legislature does hereby authorize the Chair to execute such documents as are deemed necessary to implement the AmeriCorps Youth Opportunities Program with a grant from the New York State Office of Children and Family Services for the period of November 1, 2014 through December 31, 2015.

Budget Impact: Increase in 7313 for 2014 will be offset by like amount grant revenue. Funds to cover expenses for the remainder of the program year will be included in the department's 2015 budget request. All expenditures are covered by grant revenue.

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

**RESOLUTION NO. 377 CONTRACT RENEWAL – NURSING HOME/JAIL-
PHARMACY SERVICES – APPROVAL OF**

Legislator Stein offered the following resolution:

WHEREAS, Resolution No. 413 did authorize a contract with Omnicare of Western New York for the provision of pharmacy services for the Genesee County Nursing Home and the Genesee County Jail, and

WHEREAS, It is the mutual desire of both the Nursing Home Administrator and the Genesee County Sheriff to renew said contract for the first of three additional one-year periods under the same terms and conditions as the original contract, and

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

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to renew the contract with Omnicare of Western New York, 2410 North America Drive, West Seneca, New York, 14224 under the same terms and conditions as the original contract. The annual cost for the Nursing Home is not to exceed \$306,200, and \$100,000 for the Jail. The contract renewal will commence on January 1, 2015 and continue in effect until December 31, 2015, and Be it further

RESOLVED, That this contract is subject to approval by the County Attorney.

Budget Impact: Funds are budgeted

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

**RESOLUTION NO. 378 SALARY SCHEDULE AMENDMENT – NURSING
HOME – APPROVAL OF**

Legislator Ferrando offered the following resolution:

WHEREAS, The Administrator of the Genesee County Nursing Home did request an amendment to the 2014 Salary Schedule to provide a more efficient operation and improved services to residents and family members of Home, and

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

RESOLVED, That the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to amend the 2014 Management Salary Schedule by deleting one (1) full time Nursing Unit Manager position, Grade 6 and amend the 2014 Employee Salary Schedule by

creating one (1) 30hrs/wk., Nursing Unit Coordinator position, CSEA-NH, Grade 13 effective November 13, 2014.

Budget Impact: No budget impact. The salary expense associated with this position has been budgeted for both 2014 and 2015.

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

RESOLUTION NO. 379 CONTRACT RENEWAL – NURSING HOME/ DIETARY SERVICES – APPROVAL OF

Legislator Young offered the following resolution:

WHEREAS, Resolution No. 428 did authorize a contract between Morrison Senior Dining and the Genesee County Nursing Home for the provision of dietary services through December 31, 2012 with the option to renew for three additional one-year periods upon mutual agreement, and

WHEREAS, The Administrator of the Nursing Home does recommend the contract be extended the third, and final, additional one-year period through December 31, 2015, and the Committee on Human Services does concur. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to renew the contract with Morrison Senior Dining, 5801 Peachtree Dunwoody Road, Atlanta, Georgia, 30342 for the third and final additional one-year period for the provision of management and operation services of the Dietary Department of the Nursing Home for the period of January 1, 2015 through December 31, 2015 under the negotiated administrative fee of \$2,895.73 per month, or \$34,749.11 for the year under the original terms and conditions as the original Agreement, and Be it Further

RESOLVED, That this contract is subject to approval by the County Attorney.

Budget Impact: - Fees have been budgeted for in the 2015 budget.

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

RESOLUTION NO. 380 CONTRACT AMENDMENT – NURSING HOME/ PSYCHIATRIC SERVICES –APPROVAL OF

Legislator Lawrence offered the following resolution:

WHEREAS, The Administrator of the Genesee County Nursing Home seeks to amend the current contract with Avallon Behavioral Health, LLP to increase the hours of service to twelve (12) per week at a rate of \$1500.00 per month, and

WHEREAS, The Nursing Home did identify a need for more hours of psychiatric consultation as there has been an increase in the degree of mental illness among the resident population, and the eight (8) hours per week presently being provided is not sufficient, and

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

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute an amendment to the contract of Avallon Behavioral Health, LLP, 121 North Main Street, Suite 310, Albion, New York, 14411, to increase the hours of psychiatric service to twelve (12) per week at a rate of \$1500.00 per month, effective November 13, 2014, and Be it Further

RESOLVED, That this contract is subject to approval by the County Attorney.

Budget Impact: Additional expense will come from savings in medical services due to reduced hours by chaplain and reduced cost of IPC services.

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

RESOLUTION NO. 381 CONTRACT –NURSING HOME/P&NP – APPROVAL OF

Legislator Stein offered the following resolution:

WHEREAS, The Genesee County Nursing Home seeks to renew an Annual Support Agreement for electronic medical records and billing software, and

WHEREAS, The current software provider, P&NP Computer Services, Inc. of Brockport, NY has proposed an Annual Support Agreement for the software which has been in use for many years at the Nursing Home, and

WHEREAS, The proposed Agreement was reviewed by the Nursing Home Administrator, and she does recommend the approval of the P&NP Annual Support Agreement for the period September 1, 2014 through August 31, 2015, and

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

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute an Annual Support Agreement with P&NP Computer Services, Inc., 66 N. Main Street, Brockport, NY 14420-1649 for the purpose of providing software support services to the Genesee County Nursing Home at an annual cost of \$11,418.00, and Be it Further

RESOLVED, That this contract is subject to approval by the County Attorney.

Budget Impact Statement: Funds are budgeted in the 2014 and 2015 budgets for this service.

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

**RESOLUTION NO. 382 2014 BUDGET AND CONTRACT AMENDMENT –
COMMUNITY MENTAL HEALTH SERVICES / LIVING
OPPORTUNITIES OF DEPAUL – APPROVAL OF**

Legislator Lawrence offered the following resolution:

WHEREAS, The Director of the Community Mental Health Services did request an amendment to the 2014 Living Opportunities of DePaul contract and budget, and

WHEREAS, The Committees on Human Services and Ways and Means did review this request and do recommend approval at this time, and

WHEREAS, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to amend the 2014 contract and budget between the County of Genesee and Living Opportunities of DePaul. Now, therefore, Be it

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to amend the 2014 Genesee County Budget by

Increasing A.4312. .4660.0000 Living Opportunities of DePaul by \$37,917.00

AND

Increasing A.4312 .3490 State Aid, Mental Health by \$37,917.00

Budget Impact Statement: No County Budget Impact due to the offset of State Aid.

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

**RESOLUTION NO. 383 CONTRACT– HEALTH DEPARTMENT/PRESCHOOL
SUPPORTIVE HEALTH SERVICES PROGRAM –
APPROVAL OF**

Legislator Young offered the following resolution:

WHEREAS, The 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 Diversified Services for Occupational Therapy, Physical Therapy, Speech-Language Pathology and Audiology, LLC dba Children's Rehab Services of

WNY, for the provision of Related Services in the Preschool Supportive Health Services Program (PSSHSP) for the period November 1, 2014 through June 30, 2015 per the 2013-2015 PSSHSP rate schedule.

Budget Impact: Revenue and expenses are included in the 2014 A 2960 3-5 Preschool Program Budget and will be included in the 2015 Program Budget. These services qualify for NYS reimbursement at the rate of 59.5% less any Medicaid payment on Medicaid eligible children.

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

RESOLUTION NO. 384 CONTRACT RENEWAL – HEALTH DEPARTMENT/TB CHEST CLINICIAN SERVICES – APPROVAL OF

Legislator Ferrando offered the following resolution:

WHEREAS, Genesee County does contract with physicians for the provision of Tuberculosis Chest Clinician services for the Genesee County Health Department, and

WHEREAS, New York State Public Health Law does specify the responsibility of Genesee County to ensure direct clinical services for Tuberculosis, and

WHEREAS, The Director of Public Health did recommend renewal of the existing contract for said services and the Committee on Human Services does concur. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a contract renewal with Alan Aquilina, M.D., 14 Old Spring Lane, Williamsville, New York for Tuberculosis Chest Clinician Services for the Genesee County Health Department at the all-inclusive rate of \$95.00 per hour for the period January 1, 2015 through December 31, 2015.

Budget Impact Statement: Anticipated expense for this contract is \$3,420. Expenses related to this contract are eligible for full reimbursement under Article 6 – State Aid Funding for General Public Health Works.

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

RESOLUTION NO. 385 CONTRACT RENEWAL – HEALTH/ENVIRONMENTAL HEARING OFFICER–THOMAS GRAHAM-APPROVAL OF

Legislator Lawrence offered the following resolution:

WHEREAS, The Director of Public Health did present a contract renewal for the provision of Environmental Hearing Officer services, and

WHEREAS, New York State Public Health Law does allow the Genesee County Board of Health to appoint one or more health officers to hold and conduct hearings for fact finding and recommendations to the board, 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 renewal with Thomas Graham, 32 Farnsworth Avenue, Oakfield, NY 14125 for the provision of hearing officer services for the Public Health Department at the all-inclusive rate of \$25.00 per hour for the period January 1, 2015 through December 31, 2015, in accordance with the terms of the contract.

Budget Impact: Anticipated expense for this contract is \$400. Expenses related to this contract are eligible for full reimbursement under Article 6 – State Aid for General Public Health Works.

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

RESOLUTION NO. 386 CONTRACT RENEWAL – HEALTH DEPARTMENT/ CLINICIAN SERVICES – APPROVAL OF

Legislator DeJaneiro offered the following resolution:

WHEREAS, The Director of Public Health did present a contract renewal with Genesee Health Care for the provision of clinician services, and

WHEREAS, Article 23 of New York State Public Health Law does outline the responsibility of Genesee County to provide adequate facilities, operating hours, and staffing sufficient to for the free diagnosis and treatment of residents who are suspected of being infected or are infected with a sexually transmissible disease, 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 renewal with Genesee Health Care, 45 Liberty Street, Suite 3, Batavia, New York, 14020, for the provision of clinician services at the all-inclusive rate of \$42.00 per hour for the period January 1, 2015 through December 31, 2015.

Budget Impact Statement: Anticipated expense for this contract is \$7,400. Expenses related to this contract are eligible for full reimbursement under Article 6 – State Aid Funding for General Public Health Works.

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

**RESOLUTION NO. 387 CONTRACT RENEWAL – HEALTH DEPARTMENT/
COURIER SERVICES – APPROVAL OF**

Legislator Stein offered the following resolution:

WHEREAS, The Director of Public Health did present a contract renewal with 3D Delivery Inc. for the provision of courier services, and

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

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute a contract renewal with Genesee 3D Delivery Inc., 58 Kingsbury Avenue, Batavia, New York, 14020, for the provision of courier services at the rate of \$1.70 per mile, for the period January 1, 2015 through December 31, 2015.

Budget Impact Statement: Anticipated expense for this contract is \$3,300. Expenses related to this contract are eligible for full reimbursement under Article 6 – State Funding for General Public Health Works.

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

**RESOLUTION NO. 388 CONTRACT – HEALTH DEPARTMENT/CLINICAL
LABORATORY AND MEDICAL TREATMENT SERVICES
–APPROVAL OF**

Legislator Young offered the following resolution:

WHEREAS, The Director of Public Health did present a contract renewal for provision of Clinical Laboratory and Medical Treatment Services, and

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

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to renew a contract with United Memorial Medical Center, 127 North Street, Batavia, New York 14020 to provide Clinical Laboratory and Medical Treatment Services for the period of January 1, 2015 through December 31, 2015.

Budget Impact: Anticipated expenses in the amount of \$6,000 have been built into the 2015 A 4010 Public Health Department Budget

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

**RESOLUTION NO. 389 CONTRACT RENEWAL – HEALTH
DEPARTMENT/MEDICAL CONSULTANT SERVICES
– APPROVAL OF**

Legislator Ferrando offered the following resolution:

WHEREAS, The Director of Public Health did present a contract renewal for the provision of Medical Consultant Services, and

WHEREAS, Based upon the current organizational structure of the Health Department medical consultation services must be available as outlined in the New York State Codes, Rules, and Regulations, 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 renewal with Bruce E. Baker, M.D., 46 East Main Street, LeRoy, NY, for the provision of Medical Consultant services for the Genesee County Health Department at the all- inclusive rate of \$2,500/annually, paid in quarterly installments of \$625.00 for the period January 1, 2015 through December 31, 2015.

Budget Impact Statement: Anticipated expense for this contract is \$2,500/year. Expenses related to this contract are eligible for full reimbursement under Article 6 – State Aid for General Public Health Works.

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

**RESOLUTION NO. 390 CONTRACT RENEWAL– HEALTH DEPARTMENT/ 3-5
PRESCHOOL SPECIAL EDUCATION PROGRAM-
COMMITTEE ON PRESCHOOL SPECIAL EDUCATION
(CPSE) MUNICIPALITY REPRESENTATIVE
–APPROVAL OF**

Legislator DeJaneiro offered the following resolution:

WHEREAS, The Public Health Director did present a contract renewal for the provision of municipality representative on the Committee on Preschool Special Education (CPSE) of the Genesee County School Districts, and

WHEREAS, The Committee on Human Services did review the contract 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 renewal with Laura Calla, 34 South Main Street, Oakfield, NY 14125 at the rate of \$40.00 per hour plus mileage, at the current IRS rate, for the provision of municipality representative on the Committee on Preschool Special Education (CPSE) in the 3-5 Preschool Special Education Program for the period January 1, 2015 through December 31, 2015.

Budget Impact Statement: Expenses for this service are included in the 2015 A 2960 3-5 Preschool Program budget. Genesee County receives annual state aid reimbursement of \$75 per child for the administrative costs of the program.

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

**RESOLUTION NO. 391 CONTRACT RENEWAL– HEALTH DEPARTMENT/ 3-5
PRESCHOOL SPECIAL EDUCATION PROGRAM-
COMMITTEE ON PRESCHOOL SPECIAL EDUCATION
(CPSE) MUNICIPALITY REPRESENTATIVE –
APPROVAL OF**

Legislator Stein offered the following resolution:

WHEREAS, The Public Health Director did present a contract renewal for the provision of municipality representative on the Committee on Preschool Special Education (CPSE) of the Genesee County School Districts, and

WHEREAS, The Committee on Human Services did review the contract 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 renewal with Amy Wolter, 3652 Orangeport Road, Gasport, NY 14067 at the rate of \$40.00 per hour plus mileage, at the current IRS rate, for the provision of municipality representative on the Committee on Preschool Special Education (CPSE) in the 3-5 Preschool Special Education Program for the period January 1, 2015 through December 31, 2015.

Budget Impact Statement: Expenses for this service are included in the 2015 A 2960 3-5 Preschool Program budget. Genesee County receives annual state aid reimbursement of \$75 per child for the administrative costs of the program.

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

RESOLUTION NO. 392 PROVIDER AGREEMENT - HEALTH DEPARTMENT/ NEW YORK COUNCIL OF NONPROFITS. INC.- APPROVAL OF

Legislator Young offered the following resolution:

WHEREAS, The Public Health Director did present a provider agreement with the New York Council of Nonprofits, Inc. (NYCON) to facilitate a strategic planning process resulting in the development of a strategic plan for the Genesee County Health Department, 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 necessary documents to enter into a provider agreement with the New York Council of Nonprofits, Inc. (NYCON), 272 Broadway, Albany, New York 12204 to facilitate a strategic planning process for the term November 15, 2014 through December 31, 2015 at the following rates:

Professional Services	\$125.00/hour
Travel	\$ 50.00/hour plus \$.56/mile
Meals – Breakfast/Lunch/Dinner	\$ 8.00/\$12.00/\$18.00
Overnight per diem for staff travel outside home region	\$ 25.00
Administrative Support Fee	10%
Hotel, tolls, parking and other expenses	Billed at cost

Budget Impact: Total expense for this contract is not expected to exceed \$3,000. Expenses related to this contract are eligible for 100% reimbursement under Article 6 – State Aid Funding for General Public Health Works

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

RESOLUTION NO. 393 CONTRACT TERMINATION – HEALTH DEPARTMENT/ MEDICAL SERVICES – APPROVAL OF

Legislator Ferrando offered the following resolution:

WHEREAS, Resolution No. 150-14 approved a contract with McSwain Medical of Batavia, PLLC (dba Insource Urgent Care) to provide Medical Services for the period of June 1, 2014 through December 31, 2015, and

WHEREAS, McSwain Medical of Batavia, PLLC (dba Insource Urgent Care) was dissolved, effective October 20, 2014, and

WHEREAS, The Public Health Director does recommend termination of the contract at this time, and

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

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to terminate a contract with McSwain Medical of Batavia, PLLC (dba Insource Urgent Care), 35 Batavia City Centre, Batavia, New York 14020 to provide Medical Services, effective October 20, 2014.

Budget Impact: There is no direct cost associated with this resolution.

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

**RESOLUTION NO. 394 CONTRACT – HEALTH DEPARTMENT/
MEDICAL SERVICES – APPROVAL OF**

Legislator Lawrence offered the following resolution:

WHEREAS, Section 2140 through 2145 of New York State Public Health Laws give primary responsibility for the control and suppression of rabies to local health departments (LHDs), and

WHEREAS, The Director of Public Health did present a new contract for provision of Medical Services as outlined in the contract, and does recommend approval at this time, and

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

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to enter into a contract with Genesee Medical, PLLC (dba Genesee Urgent Care), 35 Batavia City Centre, Batavia, New York 14020 to provide Medical Services for the period October 20, 2014 through December 31, 2015.

Budget Impact: Total expense for this contract is not expected to exceed \$5,000. Expenses related to this contract are eligible for 100% reimbursement under Article 6 – State Aid Funding for General Public Health Works

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

**RESOLUTION NO. 395 AGREEMENT-OFA– CORFU PRESBYTERIAN CHURCH
MEALSITE - APPROVAL OF**

Legislator Stein offered the following resolution:

WHEREAS, The Genesee County Office for the Aging desires to continue the congregate mealsite program at the Corfu Presbyterian Church location at an annual stipend rate of \$600 per year and agrees to name Corfu Presbyterian Church as additional insured; and the Committee on Human Services does recommend approval at this time. Now therefore, Be it

RESOLVED, That the Chairman of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to renew a contract with Corfu Presbyterian Church, 63 Allegheny Road, Corfu, New York 14036 for the provision of using designated space within the church facility to hold a once weekly congregate meal site operated by the Genesee County Office for the Aging, at the stipend rate of \$600 for the period January 1, 2015 through December 31, 2015, and Be it further

RESOLVED, That the Genesee County Attorney is hereby authorized and directed to execute the necessary document to name Corfu Presbyterian Church, 63 Allegheny Road, Corfu, New York 14036 as additional insured from January 1, 2015 – December 31, 2015.

Budget Impact: This stipend rate remains the same at \$600 per year; and is covered by Title III C 1 Federal Older Americans Act grant funds.

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

**RESOLUTION NO. 396 AGREEMENT-OFA/ –EAST BETHANY
PRESBYTERIAN CHURCH MEALSITE - APPROVAL OF**

Legislator Torrey offered the following resolution:

WHEREAS, The Genesee County Office for the Aging desires to continue the congregate mealsite program at the East Bethany Presbyterian Church location at an annual stipend rate of \$600 per year and agrees to name East Bethany Presbyterian as additional insured; and the Committee on Human Services does recommend approval at this time. Now therefore, Be it **RESOLVED**, That the Chairman of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to renew a contract with East Bethany Presbyterian Church, 5735 Ellicott Street Road, E. Bethany, New York 14054 for the provision of using designated space within the church facility to hold a once weekly congregate meal site operated by the Genesee County Office for the Aging, at the stipend rate of \$600 for the period January 1, 2015 through December 31, 2015, Be it further

RESOLVED, That the Genesee County Attorney is hereby authorized and directed to execute the necessary document to name East Bethany Presbyterian Church, 5735 Ellicott Street Road, E. Bethany, New York 14054 as additional insured from January 1, 2015 – December 31, 2015.

Budget Impact: This stipend rate remains the same at \$600 per year; and is covered by Title III C 1 Federal Older Americans Act grant funds.

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

**RESOLUTION NO. 397 CONTRACT RENEWAL - OFA/LEISURETIMERS
APTS MEAL SITE AGREEMENT - APPROVAL OF**

Legislator Lawrence offered the following resolution:

WHEREAS, The Director of the Office for the Aging did present a contract renewal for the provision of a two (2) day per week meal site for senior citizens at Leisuretimers Apartments and the Committee on Human Services does recommend approval at this time. Now therefore, Be it

RESOLVED, That the Chairman of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to enter into a contract with People Inc./Leisuretimers Residential Services, 364 Bloomingdale Road, Akron, NY 14001 to host a meal site meal twice per week for Genesee County Office for the Aging congregate meal program for the period of January 1, 2015 through December 31, 2015 at a stipend rate of \$450.00 per year, and Be it further

RESOLVED, That the Genesee County Attorney is hereby authorized and directed to execute the necessary document to name People Inc./Leisuretimers Residential Services, 364 Bloomingdale Road, Akron, NY 14001 as additional insured from January 1, 2015 – December 31, 2015.

Budget Impact Statement: \$450 per year is the same rate as 2014; and this expense is covered by Title III C 1 federal Older Americans Act funds.

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

**RESOLUTION NO. 398 CONTRACT-OFA/NUTRITION PROGRAM MEAL SITE
APPROVAL OF**

Legislator Stein offered the following resolution:

WHEREAS, The Director of the Office for the Aging did present a contract for the provision of meal site operation, and the Committee on Human Services does recommend approval at this time. Now, therefore, Be it

RESOLVED, That the Chairman of the Genesee County Legislature is hereby authorized and directed to enter into any and all agreements with the Genesee Valley Rural Preservation Council, Inc. 5861 Groveland Station Road, Mount Morris, NY 14510, for a senior mealsite operation at Havenwood Congregate Apartments under the terms and conditions of the agreement for the period of January 1, 2015 – December 31, 2015, with no payment to Genesee

Valley Rural Preservation Council, Inc. for services rendered or received. Participant contributions will be forwarded to the Office for the Aging for meals provided.

Budget Impact Statement: Neutral. Contributions received from participants, the Nutrition Service Incentive Program, and NYS Wellness in Nutrition Program grant funds will pay for the costs of providing meals at this meal site.

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

RESOLUTION NO. 399 CONTRACT-OFA/NUTRITION PROGRAM MEAL SITE APPROVAL OF

Legislator Young offered the following resolution:

WHEREAS, The Director of the Office for the Aging did present a contract for the provision of meal site operation, and the Committee on Human Services does recommend approval at this time. Now, therefore, Be it

RESOLVED, That the Chairman of the Genesee County Legislature is hereby authorized and directed to enter into any and all agreements with Delta Development of WNY, Inc., 525 Washington Street, Buffalo, NY 14203 to authorize operation of a senior congregate meal site at Monsignor Kirby Apartments under the terms and conditions of the agreement for the period of January 1, 2015 – December 31, 2015, with no payment to Monsignor Kirby Apartments for services rendered or received. Participant contributions will be forwarded to the Office for the Aging for meals provided.

Budget Impact Statement: Neutral. Contributions received from participants, the Nutrition Service Incentive Program, and Title III C1 federal Older Americans Act grant funds will pay for the costs of providing meals at this meal site.

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

RESOLUTION NO. 400 CONTRACT-OFA/CLERICAL SUPPORT-APPROVAL OF

Legislator Lawrence offered the following resolution:

WHEREAS, The Director of the Office for the Aging did present an agreement with the Genesee Senior Foundation, Inc., to accept revenue to provide clerical and administrative support for activities of the Genesee Senior Foundation, Inc., a not-for-profit foundation serving seniors in Genesee County, and the Committee on Human Services does recommend approval at this time. Now, therefore, Be It

RESOLVED, That the Chairman of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to enter into an agreement with the Genesee Senior Foundation, Inc., to accept revenue of up to \$2,500 for clerical and administrative support services rendered from January 1, 2015 – December 31, 2015.

BUDGET IMPACT: This \$2,500 in revenue remains the same as 2014 and has already been included in our 2015 proposed county budget and will go towards offsetting existing salary and fringe expenses for the Senior Financial Clerk position.

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

RESOLUTION NO. 401 CONTRACT RENEWAL ROOM SET UP – OFA/GENESEE COUNTY CHAPTER NYSARC INC. - APPROVAL OF

Legislator Ferrando offered the following resolution:

WHEREAS, The Director of the Office for the Aging did present a contract renewal with Genesee ARC, a Chapter of NYSARC, Inc. for the provision of labor and supervision to set up rooms at the Office for the Aging for various meeting and activities for recreation, education and health promotion programs and services held in the 2 Bank Street facility; with the rate of \$25 per day for a morning and/or mid-day set up depending on the needs of the Office for the Aging activity schedule; and the Committee on Human Services does recommend approval at this time. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to renew a contact with Genesee County Chapter NYSARC Inc./Genesee ARC, 64 Walnut Street, Batavia, N.Y. 14020, at a rate of \$25 per day, not to exceed \$4,200 for the period of January 1, 2015 – December 31, 2015.

Budget Impact: \$4,200 expense is included in the Office for the Aging Recreation Program budget. Same rate and total contract amount as 2014.

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

RESOLUTION NO. 402 CONTRACT AWARD - OFA/LTCHHP MOW - APPROVAL OF

Legislator Stein offered the following resolution:

WHEREAS, The Director of the Office for the Aging did present a contract with L Woerner, Inc., dba HCR, for the provision of home delivered meals for clients of the Long Term Care Home Health Program by Genesee County Office for the Aging's Meals on Wheels Program; and the Committee on Human Services does recommend approval at this time. Now, therefore, Be it

RESOLVED, That the Chairman of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to enter into a contract with L Woerner, Inc. dba HCR, 85 Metro Park, Rochester, NY, 14623, for the period of January 1, 2015 - December 31, 2015. Rate established for home delivered meals provided to HCR are as follows:

Regular Home Delivered Meal \$6.50 per meal

Budget Impact: Based on the number of meals anticipated for 2015, revenue of \$17,000 projected for all Medicaid funded Home Delivered Meal contracts; and is already incorporated into our 2015 county budget. Rates remain the same at \$6.50 per meal.

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

RESOLUTION NO. 403 CONTRACT AWARD - OFA/FIDELIS CARE NEW YORK – HOME DELIVERED MEALS - APPROVAL OF

Legislator Young offered the following resolution:

WHEREAS, The Director of the Office for the Aging did present a contract with New York State Catholic Health Plan, Inc., doing business as Fidelis Care New York™ for the provision of home delivered meals for Fidelis Care New York Medicaid Managed Care Program's Genesee County clients eligible and authorized by Fidelis to receive Medicaid covered home delivered meals; and such meal to be provided by Genesee County Office for the Aging's Home Delivered Meals Program; and the Committee on Human Services does recommend approval at this time. Now, therefore, Be it

RESOLVED, That the Chairman of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to enter into a contract with New York State Catholic Health Plan, Inc., doing business as Fidelis Care New York™, 95-25 Queens Boulevard, Rego Park, New York 11374, for the period of November 12, 2014 and ongoing until such time as either party gives written notice of termination to the other party at least sixty (60) days in advance of such termination of contract. Rate established for home delivered meals provided to Fidelis Care New York clients is as follows:

Regular Home Delivered Meal \$8.50 per meal

Budget Impact: No meals/funding anticipated in 2014 - contract is being signed to get it in place for when Medicaid Managed Care takes effect in 2015. Based on the number of meals anticipated for 2015, revenue of \$17,000 projected for all Medicaid funded Home Delivered Meal contracts; and is already incorporated into our 2015 county budget. Rate is \$8.50 per meal.

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

RESOLUTION NO. 404 2014 SALARY SCHEDULE AMENDMENT – OFFICE FOR

THE AGING - APPROVAL OF

Legislator Ferrando offered the following resolution:

WHEREAS, The Genesee County Director of the Office for the Aging did request an amendment to the 2014 Salary Schedule to provide part-time staff person to provide an additional Driver to deliver Home Delivered Meals in the rural areas of county in order to meet time and temperature requirements for meal delivery; and

WHEREAS, Wellness in Nutrition New York State grant funds have funds remaining in the nutrition program grant to cover the cost of the additional driver position; and there are sufficient balances in current 2014 budget in salary and fringe lines to cover this expense; and

WHEREAS, The position has been reviewed by Genesee County's Human Resource Department and has been classified as a 15 hour per week part-time Driver, CSEA Grade 1; and

WHEREAS, the Committees on Human Service and Ways and Means did review the request and do recommend approval at this time. Now, Therefore, Be it

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to amend the 2014 Office for the Aging Salary Schedule by creating part-time Driver position at 15 hours per week, CSEA Grade 1, effective November 17, 2014.

Budget Impact: In 2014 the cost of this position will be \$1,560 in salary and fringe which is fully covered by NYS Wellness in Nutrition (WIN) grant funds already incorporated in our 2014 county budget. WIN State Grant funds are anticipated to fully cover the cost in the 2015 budget.

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

RESOLUTION NO. 405 2014 BUDGET AMENDMENT/ELECTIONS- APPROVAL OF

Legislator Bausch offered the following resolution:

WHEREAS, The Board of Elections experienced a September county wide primary for Governor that was not anticipated when preparing the 2014 budget, and

WHEREAS, Election Commissioners Lorie Longhany and Richard Siebert have projected they will need to request an additional \$31,635 to compensate the required election inspectors necessary to staff at our 26 election polling sites as per State law, and

WHEREAS, The Committee on Ways and Means does concur. Now, therefore, Be it

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to increase account A1450.4660.0000 Contracted Other by \$31,635 and increase revenue account A1450.2215 Election Exp-Other Govts by \$31,635.

Budget Impact Statement: This expenditure is revenue neutral as the expense for inspectors will be offset by chargebacks to our 13 Towns and the City of Batavia

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

RESOLUTION NO. 406 CONTRACT RENEWAL-ELECTIONS/CARTAGE OF VOTING MACHINES-APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, On September 10, 2012 the Genesee County Legislature entered into a two year contract with Clark Moving and Storage Inc. of 3680 Buffalo Rd., Rochester, NY, and

WHEREAS, This contract expired September 11, 2014 with an option to renew for up to 3 years if mutually agreed upon by both parties, and

WHEREAS, Commissioners Lorie Longhany and Richard Siebert are very pleased with the services provided by Clark Moving and Storage Inc. and they have agreed to renew at the original terms. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into an agreement with Clark Moving & Storage, Inc. of 3680 Buffalo Rd.,

Rochester, NY 14624 for moving services of \$125 per polling site for general elections and \$128 per site for county wide primaries and \$105 per site for primaries where less than 5 polling sites are required and this fee completely covers both delivery and pickup as one total price

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

RESOLUTION NO. 407 CONTRACT RENEWAL- INFORMATION TECHNOLOGY/PICTOMETRY ONLINE SOFTWARE AS A SERVICE LICENSE AGREEMENT-APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, The Director of Information Technology did present a contract with PICTOMETRY International Corp, Inc. for the annual renewal of the Pictometry Online Software as a Service license agreement, and

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

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the contract with Pictometry International Corporation 100 Town Centre Drive Suite A Rochester New York 14623 for the provision of the annual license renewal for a one year period effective December 1, 2014 through November 30, 2015 at a cost of \$2,250

BUDGET IMPACT: Funds matching the contract amount of \$2,250 are included in the 2014 Adopted Budget line item (A.1680 4410.0095).

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

RESOLUTION NO. 408 CONTRACT AMENDMENT – CENTRAL SERVICES/UNIFIED COURT SYSTEM – APPROVAL OF

Legislator Bausch offered the following resolution

WHEREAS, 2013 Resolution No. 489 authorized Genesee County to enter into an agreement with the New York State Unified Court System for the Court Facilities Incentive Aid Program for the period April 1, 2013 through March 31, 2013, and

WHEREAS, This Aid Program allows for the State reimbursement for Genesee County expenses associated with the cleaning and minor repairs of court facilities, and

WHEREAS, The New York State Unified Court System has presented the Genesee County Manager with a revised Appendix B Court Cleaning and Minor Repairs Proposed Budget Form for the period April 1, 2014 through March 31, 2015, Now therefore, Be it

RESOLVED, That the Genesee County Legislature Chairperson is hereby authorized and directed to execute the Contract Amendment letter which amends the County's agreement with the New York State Unified Court System for expense reimbursement to include Appendix B, Unified Court System Cleaning and Minor Repairs Proposed Budget Form, for the period April 1, 2014 through March 31, 2015.

Budget Impact Statement: Proposed maximum State reimbursement of \$133,486.00 has been budgeted as a revenue in the 2014 (Facilities Management) and 2015 Central Services operating budget.

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

RESOLUTION NO. 409 CONTRACT RENEWAL – CENTRAL SERVICES/WORK CLOTHING & UNIFORMS – APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, The County of Genesee does contract with Coyne Textile Services for uniform service, and

WHEREAS, Said contract does provide for four additional one-year renewal options with the same terms and conditions as allowed in the original agreement, and

WHEREAS, The Purchasing Director does recommend the contract be renewed for the first of the one-year periods and the Committee on Ways and Means does concur. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into a one year contract with Coyne Textile Services for the provision of uniform services for the period January 1, 2015 through December 31, 2015.

Budget Impact: Central Services and the Highway budget for this contract in their operating budget based on the current number of employees. The contract allows for additions and deletions based on current employee status.

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

RESOLUTION NO. 410 CONTRACT RENEWAL – CENTRAL SERVICES/GARBAGE/REFUSE REMOVAL – APPROVAL OF

Legislator Lawrence offered the following resolution:

WHEREAS, The County of Genesee does contract with Waste Management of New York, LLC for the removal of garbage and refuse from various county facilities, and

WHEREAS, Said contract does provide for three additional one-year renewal options with the same terms and conditions as allowed in the original agreement, and

WHEREAS, The Purchasing Director does recommend the contract be renewed for the first one year period and the Committee on Ways and Means does concur. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into a one year renewal with Waste Management of New York, LLC for the removal of garbage and refuse from various county facilities for the period January 1, 2015 through December 31, 2015.

Budget Impact: Central Services, Highway Department, Airport, County Parks and Nursing Home budget for this contract in their operating budgets.

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

RESOLUTION NO. 411 GRANT ACCEPTANCE/ BUDGET AMENDMENT – COMMUNITY DEVELOPMENT BLOCK GRANT FOR GENESSEE COUNTY/ -- APPROVAL OF

Legislator Lawrence 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. 446 duly adopted on November 25, 2013, with funding to be used by the Genesee Gateway Local Development Corporation for the construction of a truck access road within the Buffalo East Technology Park South in the Town of Pembroke and a turn lane on NYS Route 5, and

WHEREAS, Genesee County did receive notification of award of this Economic Development grant in the amount of \$506,000, 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 \$506,000, Be it further

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to amend the 2014 Genesee County budget by increasing Appropriation A.6421.4800.0030 CDBG-Buffalo East Tech Park in the amount of \$506,000 to be offset by an increase in Revenue A.6421.4997.5 CDBG-Buffalo East Tech Park 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 Bausch seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 412 GRANT ACCEPTANCE/2014 BUDGET AMENDMENT – STOP-DWI/SHERIFF – APPROVAL OF

Legislator DeJaneiro offered the following resolution

WHEREAS, The Genesee County STOP-DWI program did apply for and has been approved to receive grant funding from the Governor’s Traffic Safety Council for a High Visibility Road Check/Saturation Patrols/DRE Call Out program in the amount of \$28,620, and

WHEREAS, the grant period runs October 1, 2014 through September 30, 2015, and

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

WHEREAS, since the grant period runs October 1, 2014 through September 30, 2015, the additional funding to reimburse the STOP-DWI program for the expense of the special detail was not budgeted for in the current year and is above the budgeted revenue for the STOP-DWI program, and

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

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to amend the 2014 budget by

Increasing	A.3315.4660.0502 (Enforcement Nights - Sheriff)	\$5,902
	A.33154660.0503 (Enforcement Nights – City Police)	\$3,981
	A.3315.4660.0504 (Enforcement Nights – LeRoy Police)	\$ 977

to be offset by an increase in revenue account A.3315.3389.2 (St Aid -Govt Traffic Safety Council) in the amount of \$10,860 and Be it further

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to amend the 2014 budget by increasing Sheriff’s account A.3110.1020.0160 (DRE Overtime) in the amount of \$5,902 to be offset by an increase in revenue account A.3110.2804 (Shared Services) in the amount of \$5,902.

Budget Impact Statement: No impact on County Budget. Increase in revenue and expense funded by GTSC grant
Legislator Ferrando seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 413 2014 BUDGET AMENDMENT - COUNTY ATTORNEY’S OFFICE- APPROVAL OF

Legislator Bausch offered the following resolution:

WHEREAS, The Genesee County Treasurer and County Attorney are seeking a budget amendment to cover unanticipated legal expense approved by the legislature and

WHEREAS, There was unanticipated revenue from the sale of county owned property to cover

the expenses and

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

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to amend the 2014 budget by increasing Appropriation A.1420.4640 Contractual in the amount of \$2,000 offset by an increase in Revenue A.1000.1051 Sale of County Owned Property in a like amount.

Budget Impact: An increase in revenue and expense in the amount of \$2,000

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

**RESOLUTION NO. 414 CONTRACT RENEWAL –FLEXIBLE BENEFITS
MANAGEMENT/ADMINISTRATOR – APPROVAL OF**

Legislator Bausch offered the following resolution:

WHEREAS, Resolution No. 488 duly adopted on December 12, 2012 did award a contract to Health Economics Group, Inc. for administration services for the County’s Flexible Benefit Plan, and

WHEREAS, The RFP did allow for one year renewals under the same terms and conditions and Health Economics Group has agreed to renew the contract for the third and final one year term at the same terms and the Genesee County Manager and the Human Resources Director recommended the renewal of this contract, and

WHEREAS, The Committee on Ways and Means does concur. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into a renewal contract with Health Economics Group, 1050 University Avenue, Suite A, Rochester, NY for the provision of Flexible Benefits Program Administration Services at the following rates effective January 1, 2015 through December 31, 2015:

Flexible Benefits Program Administration Fee Per Member Per Month: \$2.00

Budget Impact Statement: Flex Plan Administration costs are paid utilizing the County’s FICA savings generated by employee participation in the flexible benefits program.

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

**RESOLUTION NO. 415 CONTRACT – THIRD PARTY ADMINISTRATOR OF
SELF-FUNDED HEALTHPLAN/NOVA HEALTHCARE
ADMINISTRATORS – APPROVAL OF**

Legislator Lawrence offered the following resolution:

WHEREAS, RFP 2010-104 sought proposals for Third Party Administrators for the County’s Self-Funded Health Plan, and

WHEREAS, Genesee County and Independent Health entered into an agreement commencing January 1, 2011 for Independent Health to provide administrative services to and on behalf of Genesee County in regard to the County Self-Funded Health, and

WHEREAS, Independent Health has transitioned its administrative services for self-funded health plans to Nova Healthcare Administrators, Inc. (“Nova”), a wholly- owned subsidiary of IHC, and

WHEREAS, The County Manager recommends entering into the last of three renewals called for in the original contract. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into a contract with Nova Healthcare Administrators, 511 Farber Lakes Drive, Buffalo, New York for the provision of third party administration services for the County’s Self-Funded Health Plan at the following rate effective January 1, 2015 through December 31, 2015.

	<u>Per Member Per Month</u>
Medical and COBRA Administration Fee:	\$34.00

BUDGET IMPACT: \$340,000 is included in the 2015 budget for Medical Administration

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

A motion was made by Legislator Bausch seconded by Legislator Stein to remove the following resolution from the Table.

RESOLUTION NO. 416 A RESOLUTION AUTHORIZING THE CONSTRUCTION OF A NEW TERMINAL BUILDING AND MAINTENANCE HANGAR, IN AND FOR THE COUNTY OF GENESEE, NEW YORK, AT A TOTAL MAXIMUM ESTIMATED COST OF \$5,945,827, AND AUTHORIZING THE ISSUANCE OF \$ 4,745,827 BONDS OF SAID COUNTY TO PAY PART OF THE COST THEREOF.

Legislator Bausch offered the following resolution:

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Genesee, New York, as follows:

Section 1. The construction of a new terminal building and maintenance hangar, in and for said County, including original furnishings, machinery, equipment, apparatus, appurtenances, and incidental improvements and expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$5,945,827.

Section 2. The plan for the financing of the aforesaid purposes consists of the following:

- (a) By the issuance of \$ 4,745,827 bonds of said County, hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law; and
- (b) By the application of \$1,200,000 grant monies to be received.

The amount of bonds ultimately to be issued shall be reduced to the extent of any additional grants received in connection with such project.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is twenty-five years, pursuant to subdivision 93 (subdivision 15 and 17) of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Genesee, New York, are hereby irrevocable pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. To the extent not paid from other sources, there shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the County Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Treasurer, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the County Treasurer, the chief fiscal

officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in summary form in the *Batavia Daily News*, the official newspaper of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

Legislator Clattenburg seconded the resolution which was adopted by 420 votes under the two-thirds majority weighted voting plan of the Genesee County Legislature

RESOLUTION NO. 417 COUNTY AUDIT – NOVEMBER 12 - APPROVAL OF

Legislator Bausch offered the following resolution:

WHEREAS, Legislator Ferrando did review the following claims:

2014 General Fund	\$ 6,009,890.13
2014 Highway	173,801.78
2014 Nursing Home	973,422.41
2014 Water	18,067.00
2014 DSS Abstracts	445,691.56

2014 Capital Projects:

Facility Management Man Lift	46,996.00
Facility Management County Bldg#2 Fire Alarm System	11,470.00
Sheriff 800MHZ Radio System Upgrade	3,717.50
DeWitt Park Utility Ext/Security Improvements	154.24
Highway Parking Lot/Driveway	5,834.29
Highway 2014 Bridge Construction	17,836.06
Highway 2014 Fuel Farm	22,963.82
Highway 2014 Highway Recycling	109,516.71
Highway Hopkins Road Bridge	125,210.00
Airport Terminal Building & Maint Hangar Demo & Site Conv.	11,500.00
Airport T Hangar Taxiway Apron Phase III	27,633.01

Payroll – General & Nursing Home

October 31, 2014	1,202,299.76
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Medicaid

October 28, 2014	184,665.00
November 4, 2014	184,665.00
November 10, 2014	<u>184,665.00</u>
Total Audit	\$ 9,759,999.27

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 Lawrence seconded the resolution which was adopted by 326 votes.

The meeting was adjourned at 6:35 PM upon motion of Legislator Stein seconded by Legislator Young.