

**SECOND DAY  
GENESEE COUNTY LEGISLATURE  
Wednesday, January 28, 2015  
Batavia, New York**

The Genesee County Legislature met in Regular Session on Wednesday January 28, 2015 at 5:30PM at the Old Courthouse, 7 Main Street, Batavia, New York. Prayer was offered by Legislator Ferrando followed by the Pledge to the Flag. Legislators Stein and Young were absent.

The minutes of the January 14, 2015 meeting were approved upon motion of Legislator Bausch seconded by Legislator Ferrando.

Legislator DeJaneiro attended the GLOW Solid Waste meeting. The counties are still contracting with Waste Management and other providers for garbage pickup for the rural areas that they service. Recycling and those types of things are still being offered by these vendors. Some of the things discussed at the meeting were the collection of electronics. There will be free disposal of these items at the next Household Hazardous Waste Collection in May, even though some vendors are now charging for this collection. Also mentioned at that meeting was the recycling of prescription drugs, old prescription drugs can be dropped off at the State Police and Sheriff's office for recycling instead of flushing these drugs that will then go into the water system.

There was an Out-of-State Travel Request for Tim Hens to attend the NACE Annual Conference and Board of Directors Meeting in Daytona Beach, Florida April 18-April 23, 2015. This was approved upon motion of Legislator DeJaneiro seconded by Legislator Ferrando.

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

**RESOLUTION NO. 26 GRANT ACCEPTANCE –EMERGENCY  
MANAGEMENT/ FY14 HAZMAT GRANT FUNDS  
– APPROVAL OF**

Legislator DeJaneiro offered the following resolution:

**WHEREAS**, The Emergency Management Services Coordinator did request authorization to accept the FY14 HazMat grant funds in the amount of \$196,000 from the Federal Department of State Division of Homeland Security Program in conjunction with Monroe, Orleans, Wyoming and Livingston Counties, and

**WHEREAS**, Grant funds have been identified for the sustainment of the remaining WMD trailers assigned to the Counties within the grant partnership; review of all current hazmat related PPE and equipment and the standardizing of said equipment for the region; development of a database of hazmat equipment to share among the Region; Resource typing of the Region to look at ways to enhance each County's capabilities using existing resources; and the development of a strategy for a regional response including cross training, and

**WHEREAS**, The Committee on Public Service does concur with The Emergency Management Services Coordinator's recommendation. Now, therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the Agreement with New York State Division of Homeland Security and Emergency Services, 1220 Washington Avenue, Albany, NY for the acceptance of FY14 HazMat Grant Program in the amount of \$196,000, and to execute any and all other documentation related to this funding.

**Budget Impact Statement:** A portion of the FY14 grant funds have been appropriated in the 2015 Emergency Management Services (EMS) budget, offset by revenue in like amount.

Legislator Clattenburg seconded the resolution which was adopted by 236 votes. Legislator Young (47) and Stein (43) were absent.

Prior to roll call on the above resolution Legislator DeJaneiro stated that this is an annual grant that services several other counties. This is for maintenance of their safety equipment and it is something that we are fortunate to have.

**RESOLUTION NO. 27 OFFICIAL UNDERTAKING OF PUBLIC EMPLOYEES FIDELITY (BLANKET) BOND FOR GENESEE/FINGER LAKES REGIONAL PLANNING COUNCIL- APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, The County of Genesee has appropriated the sum of \$9,970 as its share of the 2015 operating funds of the Genesee/Finger Lakes Regional Planning Council, and

**WHEREAS**, Pursuant to Section 119-00 of the General Municipal Law of the State of New York, the County is authorized to provide for the payment of such appropriations to an officer of the agency designated by the agency to receive such monies provided that such officer shall have executed an official undertaking approved by the governing body of the County, and

**WHEREAS**, The Genesee/Finger Lakes Regional Planning Council has designated David S. Zorn, Executive Director of the Council, as the officer to receive payments of such monies, and

**WHEREAS**, The Genesee/Finger Lakes Regional Planning Council has secured a Public Employees Fidelity (Blanket) Bond, issued by National Grange Mutual Insurance Company, providing faithful performance blanket bond coverage for officers and employees of the Council in the amount of \$500,000, and the Committee on Public Service does recommend approval at this time. Therefore, Be it

**RESOLVED**, That the Genesee County Legislature hereby approves such bond as the official undertaking required pursuant to Section 119-00 of the General Municipal Law.

**Budget Impact:** The 2015 Genesee County Budget appropriated \$9,970.00 for Contractual Services with the Genesee/Finger Lakes Regional Planning Council (Account A8025.4660.0000 Contracted-Other). This amount has remained unchanged for the last fourteen years. The Annual Report from G/FLRPC has historically shown a significant "return" for this investment.

Legislator Bausch seconded the resolution which was adopted by 236 votes. Legislator Young (47) and Stein (43) were absent.

**RESOLUTION NO. 28 GENESEE/FINGER LAKES REGIONAL PLANNING COUNCIL BUDGET - FINANCIAL SUPPORT FOR 2015 - APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, Section 239c of Article 12b of the General Municipal Law authorizes that governing bodies of participating municipalities in a regional or metropolitan planning agency may collaborate with other local governments to appropriate and raise by taxation money for the expenses of such regional Planning Boards, and

**WHEREAS**, The Genesee/Finger Lakes Regional Planning Council has formally notified this Legislature that, under its proportional funding formula, Genesee County's 2015 share will be \$9,970 and

**WHEREAS**, The Committee on Public Service does recommend approval of payment of Genesee County's share at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby authorize continued

participation in the Genesee/Finger Lakes Regional Planning Council and does hereby authorize and direct the County Treasurer to effect payment in the sum of \$9,970 as appropriated in the 2015 Budget, Account A8025.4660.0000.

**Budget Impact:** The 2015 Genesee County Budget appropriated \$9,970.00 for Contractual Services with the Genesee/Finger Lakes Regional Planning Council (Account A8025.4660.0000 Contracted-Other). This amount has remained unchanged for the last thirteen years. The Annual Report from G/FLRPC has historically shown a significant “return” for this investment.

Legislator DeJaneiro seconded the resolution which was adopted by 236 votes.

Legislator Young (47) and Stein (43) were absent.

**RESOLUTION NO. 29      CONTRACT - GREEN GENESEE/SMART GENESEE  
(GGSG) PROJECT IN-KIND SUPPORT –  
APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS,** The Green Genesee/Smart Genesee (GGSG) Project is a sustainability planning effort that will result in a county-wide sustainable growth strategy to facilitate energy savings and efficiency, develop renewable energy options, and reduce greenhouse gas (GIJG) emissions, and

**WHEREAS,** The strategy will integrate environmental resiliency into the Comprehensive Plans and Zoning Ordinances of four municipalities-the Towns of Batavia, Oakfield, and Alabama, and the Village of Oakfield .

**WHEREAS,** The county-wide effort will facilitate future participation by other municipalities in Genesee County and serve as an innovative model for other counties in New York State, and

**WHEREAS,** The Town of Batavia, in partnership with the Town of Alabama, Town of Oakfield, Village of Oakfield, New York Green, Inc., Genesee County Economic Development Center (GCEDC), and the Genesee County Department of Planning, applied for and has obtained from the New York State Energy Research and Development Authority (NYSERDA) a grant in the amount of \$175,000.00 for the GGSG Project, and

**WHEREAS,** The Genesee County Department of Planning has offered to provide \$22,167 of in-kind support for the GGSG Project and the Director of Planning recommends that the Legislature approve the Green Genesee/Smart Genesee Project Intermunicipal Agreement, and

**WHEREAS,** The Committee on Public Service after review by the County Attorney, does concur with this recommendation. Now, therefore, Be it

**RESOLVED,** That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the Green Genesee/Smart Genesee Project Intermunicipal Agreement which shall be effective immediately through May 2016, and Be it Further

**RESOLVED,** The Clerk of the Legislature is authorized and directed to file a copy of the contract set forth in this resolution with the Supervisors/Mayor of the aforementioned municipalities in Genesee County.

**Budget Impact Statement:** The Department of Planning will use staff time and resources, such as printing and the website use, allocated in the 2015 Budget as well as in the 2016 Budget to fulfill its in-kind commitment to the GGSG Project.

Legislator Torrey seconded the resolution which was adopted by 236 votes. Legislator Young (47) and Stein (43) were absent.

**RESOLUTION NO. 30      GRANT ACCEPTANCE/BUDGET AMENDMENT –  
SHERIFF/CHILD PASSENGER SAFETY PROGRAM**

**-APPROVAL OF**

Legislator DeJaneiro offered the following resolution:

**WHEREAS**, the Sheriff requested authorization to accept grant funding in the amount of \$3,000 from the Governor's Traffic Safety Committee, to participate in the statewide "Child Passenger Safety" program, and

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

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2015 budget by increasing Sheriff's account A3110.4800.3318 (Child Passenger Safety Program) in the amount of \$3,000, to be offset by an increase in revenue account A3110.4511 (Federal Aid Traffic Safety) in a like amount.

**Budget Impact Statement:** Increase in Sheriff's appropriation of \$3,000, from Child Passenger Safety Program Grant funding, offset by increase in revenue in a like amount.

Legislator Davis seconded the resolution which was adopted by 236 votes. Legislator Young (47) and Stein (43) were absent.

Prior to roll call on the above resolution Legislator DeJaneiro commented that this is a safety issue, and it good for people to take advantage of this. It will be publicized.

**RESOLUTION NO. 31 GRANT ACCEPTANCE/ BUDGET AMENDMENT - SHERIFF/RURAL TRAFFIC ENFORCEMENT INITIATIVE PROJECT – APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, the Sheriff requested authorization to accept grant funding from the NYS Governor's Traffic Safety Committee, through the NYS Sheriff's Association, in the amount of \$25,400, to participate in the Rural Traffic Enforcement Initiative Project, for the time period of October 1, 2014 through September 30, 2015, 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 2015 budget by increasing Sheriff's account A3110.1020.0700 (Overtime – STEP Grant) in the amount of \$25,400, to be offset by an increase in revenue account A3110.4511 (Federal Aid Traffic Safety) in a like amount.

**Budget Impact Statement:** Increase in Sheriff's appropriation of \$25,400, from grant funding from the NYSSA Rural Traffic Enforcement Initiative project, offset by an increase in revenue in a like amount.

Legislator Clattenburg seconded the resolution which was adopted by 236 votes.

Legislator Young (47) and Stein (43) were absent.

**RESOLUTION NO. 32 BUDGET AMENDMENT - SHERIFF/REMAINING FUNDS - VILLAGE OF OAKFIELD AND VILLAGE OF BERGEN AGREEMENTS – APPROVAL OF**

Legislator Bausch offered the following resolution:

**WHEREAS**, There is money remaining regarding the 2014/2015 Agreements with the Village of Bergen, and the Village of Oakfield, to provide them with additional police services through May 31, 2015, and

**WHEREAS**, The Sheriff is requesting an amendment to the 2015 budget to allow for the use of the remaining funds, 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 2015 budget by increasing Sheriff's appropriations as follows:

\$9,511 to A3110.1020.0900 (OT – Bergen Patrols)

\$24,973 to A3110.1020.1000 (OT – Oakfield Patrols)

To be offset by increasing the following revenue accounts:

\$34,484 to A3110.2804.1 (Shared Services-Additional Police Services)

**Budget Impact Statement:** Increase in Sheriff's 2015 appropriations in the amount of \$34,484, with money coming from the following sources: \$9,511 from the 2014/2015 Agreement with the Village of Bergen for additional police services; and \$24,973 from the 2014/2015 Agreement with the Village of Oakfield for additional police services; with an increase in revenue of \$34,484.

Legislator Ferrando seconded the resolution which was adopted by 236 votes. Legislator Young (47) and Stein (43) were absent.

**RESOLUTION NO. 33      BUDGET AMENDMENT - SHERIFF/HOMELAND  
SECURITY GRANTS REMAINING FUNDS  
– APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, There are two active Homeland Security Grants with total funds remaining in the amount of \$32,157, and the money is available to be used in 2015, and

**WHEREAS**, The Sheriff is requesting an amendment to the 2015 budget to allow for the use of the remaining grant money, and

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

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2015 budget by increasing Sheriff's appropriations as follows:

\$32,157 to A3110.4800.0503 (Program Expense Homeland Security)

To be offset by increasing the following revenue accounts:

\$32,157 to A3110.4305.2 (Fed Aid Homeland Security)

**Budget Impact Statement:** Increase in Sheriff's 2015 appropriations in the amount of \$32,157, with money coming from remaining grant funding from two Homeland Security grants.

Legislator Torrey seconded the resolution which was adopted by 236 votes. Legislator Young (47) and Stein (43) were absent.

**RESOLUTION NO. 34      AWARD OF BID - SHERIFF'S OFFICE/UNIFORMS  
-APPROVAL OF**

Legislator DeJaneiro offered the following resolution:

**WHEREAS**, One bid was received in response to the Notice of Bid for the Sheriff's Office employee uniforms, and

**WHEREAS**, The bid, which did meet specifications, was submitted by United Uniform Company, Inc., 495 North French Road, Buffalo, NY 14228, in the amount of \$19,663 (nineteen thousand, six hundred sixty-three dollars), and

**WHEREAS**, The Sheriff does recommend the award of bid for the Sheriff's Office uniforms be awarded to United Uniform Company, Inc., with the contract to commence on January 1, 2015 and continue through December 31, 2015, with the option to renew the contract for three additional one year periods upon written mutual consent, through December 31, 2018, and

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

**RESOLVED**, That the award of bid for the Sheriff's Office uniforms be made to United Uniform Company, Inc., for a total bid of \$19,663, and the Sheriff is hereby authorized and directed to enter into an Agreement with United Uniform Company, Inc.

**Budget Impact:** Uniforms are purchased from funds in the personnel uniform line items in the budget each year. A total of \$72,552 has been appropriated to the uniform line items for the Sheriff's Office, Jail, Communications and Animal Control for 2015.

Legislator Davis seconded the resolution which was adopted by 236 votes. Legislator Young (47) and Stein (43) were absent.

**RESOLUTION NO. 35 FACILITY LEASE - COUNTY AIRPORT/P & L AIR  
- APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, P&L Air has expressed an interest to lease facilities at the Genesee County Airport for flight training and other aviation related purposes, and

**WHEREAS**, Genesee County has an interest in anchoring a successful flight training school at the Genesee County Airport, and

**WHEREAS**, The Highway Superintendent and County Attorney have prepared a lease agreement and do recommend leasing the facilities at this time, and

**WHEREAS**, The Committee on Public Service has reviewed this request and do concur with the recommendation at this time. Now, therefore, Be it

**RESOLVED**, That the Chairperson of the Genesee County Legislature is hereby authorized and directed to enter into a facility lease agreement with P&L Air per the terms of the agreement.

**Budget Impact:** This lease will produce approximately \$2,475 of revenue per year for the County Airport. The lease is for 1 year.

Legislator Clattenburg seconded the resolution which was adopted by 236 votes.

Legislator Young (47) and Stein (43) were absent.

**RESOLUTION NO. 36 CONTRACT EXTENSION - AVIATION FUEL  
PRODUCTS/ASCENT AVIATION GROUP  
- APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Genesee County requires a contract for the supply of aviation fuel products at the Genesee County Airport, and

**WHEREAS**, Genesee County has awarded an existing contract for this service that expires on February 28, 2015, and

**WHEREAS**, The existing contract includes options for three, one-year renewal periods, and

**WHEREAS**, The Genesee County Highway Superintendent recommends a third one-year extension to this contract at this time, and

**WHEREAS**, The Committees on Public Service has reviewed this recommendation and does concur. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby extend the contract for the supply of aviation service products with Ascent Aviation Group, One Mill Street, Parish, NY for the period of March 1, 2015 through February 28, 2016.

**Budget Impact Statement:** Airport Fund includes a budgeted expense for aviation fuel with offsetting revenue.

Legislator Ferrando seconded the resolution which was adopted by 236 votes. Legislator Young (47) and Stein (43) were absent.

**RESOLUTION NO. 37 EQUIPMENT PURCHASE - HIGHWAY/**

## **ROAD MACHINERY- APPROVAL OF**

Legislator DeJaneiro offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent would like to piggyback on the existing Onondaga County bid for a 4 X 2 Truck cab and chassis for use within the Road Machinery Fund, and

**WHEREAS**, The Genesee County Highway Superintendent did review the bid for accuracy and recommends that a bid be awarded at this time, and

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

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the Genesee County Highway Superintendent to purchase an 2016 model 4 X 2 International truck cab and chassis in conformance with Onondaga County bid specifications from Navistar Inc., 399 Shaker Rd, Suite 200, Loudonville, NY 12211 in a total amount not to exceed \$89,747.

**Budget Impact:** Purchase of this equipment is budgeted in the 2015 Road Machinery Fund.

Legislator Davis seconded the resolution which was adopted by 236 votes. Legislator Young (47) and Stein (43) were absent.

## **RESOLUTION NO. 38 2015 VEHICLE PURCHASES – HIGHWAY/ MOTOR POOL- APPROVAL OF**

Legislator Clattenburg offered the following resolution:

**WHEREAS**, Funds were incorporated into the 2015 Internal Service Fund (Motor Pool) to purchase vehicles for use by the various County Departments, and

**WHEREAS**, The Genesee County Highway Superintendent has reviewed vehicles available at state bid pricing and recommends purchases, and

**WHEREAS**, The Committees on Public Service did review this request and does recommend this purchase to be authorized at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Highway Superintendent is hereby authorized and directed to purchase four Ford Focus mid-size sedans from Van Bortel Ford, 71 Marsh Rd, East Rochester, NY 14445, in an amount not to exceed \$60,506.04 to be paid from the 2015 Internal Service Fund.

**Budget Impact:** 2015 Internal Service Fund budgeted \$418,000 for the purchase of new vehicles. The estimated cost of the mid-size vehicles purchased off the state bid list totals \$60,506.04. The remaining purchases (2 SUV, 5 full-size, 3 Pick-ups and 3 Cargo Vans) will require local bid or piggyback purchase from another County's bid list.

Legislator DeJaneiro seconded the resolution which was adopted by 236 votes.

Legislator Young (47) and Stein (43) were absent.

## **RESOLUTION NO. 39 CONTRACT RENEWAL – HIGHWAY/PAVEMENT MARKINGS -APPROVAL OF**

Legislator Davis offered the following resolution:

**WHEREAS**, The Genesee County Highway Superintendent and the Purchasing Department did receive bids for the painting of pavement markings on county roads and airport in 2014 and,

**WHEREAS**, The contract provided a provision for an additional one-year renewal, and

**WHEREAS**, The Genesee County Highway Superintendent does recommend awarding an additional year under the contract at this time, 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 is hereby authorized and directed to enter into a contract renewal with Seneca Pavement Markings, Inc., 23 Hunters Run, Horseheads, NY 14845 for the application of pavement markings as bid under Item Groups A, B, and D as per specifications, effective June 1, 2015 through May 31, 2016 in an amount not to exceed budgeted amounts, and Be it further

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into a contract with Accent Stripe, Inc., 3275 North Benzing Rd, Orchard Park, NY 14127 for the application of epoxy pavement markings as bid under Item Groups C as per specifications, effective June 1, 2015 through May 31, 2016 in an amount not to exceed budgeted amounts.

**Budget Impact Statement:** The County Road Fund includes \$135,000 for highway pavement markings and the Airport budget includes \$30,000 for pavement maintenance which will be used towards the application of pavement markings.

Legislator Clattenburg seconded the resolution which was adopted by 236 votes.

Legislator Young (47) and Stein (43) were absent.

**RESOLUTION NO. 40 CAPITAL PROJECT AND FEDERAL AID MASTER AGREEMENT – RIVER STREET BRIDGE – BIN 2210810 – APPROVAL OF**

Legislator DeJaneiro offered the following resolution:

**WHEREAS**, A Project for the Replacement of River Street over Tonawanda Creek (BIN 2210810), City of Batavia, P.I.N. 4760.62 (the “Project”), County of Genesee is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ration of 80% Federal Funds and 20% Local Match; and

**WHEREAS**, Genesee County desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of the total project. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby approve all future supplemental agreements and the federal aid master agreement for the Project; and Be it further

**RESOLVED**, That the Genesee County Legislature hereby authorizes the Chairperson to pay in the first instance 100% of the federal and non-federal share of the cost of the Project or portions thereof; and Be it further

**RESOLVED**, That in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Genesee County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and Be it further

**RESOLVED**, That a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and Be it further

**RESOLVED**, That the Genesee County Legislature does hereby direct and authorize the Genesee County Treasurer to establish a capital project for the River Street Bridge in the amount of \$211,000 with federal aid of \$168,800 and a local match from 1% sales of \$42,200.

**Budget Impact Statement:** Total cost of the project is estimated at \$2,322,000 which will be funded via future supplement agreements with NYSDOT. The capital project will be established based on the design phase of the project at \$211,000 with federal aid of \$168,800 and a 20% local match from 1% sales tax of \$42,200.

Legislator Bausch seconded the resolution which was adopted by 236 votes. Legislator Young (47) and Stein (43) were absent.

Prior to roll call on the above resolution Legislator DeJaneiro stated this is the design process of this bridge and it is necessary for us to proceed. Hopefully next year we will have the funding for the construction of this project.

**RESOLUTION NO. 41 CAPITAL PROJECT AMENDMENT – PRATT & POWERS ROADS INTERSECTION IMPROVEMENT PROJECT—APPROVAL OF**

Legislator Davis offered the following resolution:

**WHEREAS**, The Genesee County Legislature did approve a Master Agreement and supplemental agreements to receive federal aid for the safety improvements at the intersection of Pratt and Powers Roads in the Town of Batavia, and

**WHEREAS**, A capital project was established to fund the design of the project, and

**WHEREAS**, Supplemental Agreements issued by the state and approved by Genesee County amended project costs based on actual construction costs, and

**WHEREAS**, The capital project established for this project requires an amendment in order to account for these costs, and

**WHEREAS**, The County Highway Superintendent has proposed and does recommend that amendments be made at this time and the Committees on Public Service and Ways and Means do concur at this time. Now, therefore, Be it

**RESOLVED**, That the Genesee County Legislature does hereby authorize and direct the Genesee County Treasurer to make the following amendments to the capital project established for Pratt and Powers Roads intersection improvement:

Increase Federal Aid	\$628,200
Increase Local Match (1% Sales Tax)	\$69,800

**Budget Impact Statement:** Increase in local share funded by 1% sales tax. Total project budget of \$741,000 to be funded 90% by federal aid and 10% local match.

Legislator Bausch seconded the resolution which was adopted by 236 votes. Legislator Young (47) and Stein (43) were absent.

**RESOLUTION NO. 42 CAPITAL PROJECT AMENDMENT/BUDGET AMENDMENT-UPGRADE OF JAIL CAMERA & RECORDING SYSTEM – APPROVAL OF**

Legislator Ferrando offered the following resolution:

**WHEREAS**, 2014 Resolution # 50 established the Upgrade of Jail Camera/Recording System capital project in the amount of \$86,486, and

**WHEREAS**, The initial proposal from the vendor did not include the cost of the 2 stand-alone computer systems and cabling required to run the camera and recording system and the County Manager is requesting an amendment to the project for \$6,599 for the additional equipment needed to complete the project, 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 increase the Capital Project Upgrade of Jail Camera/Recording System \$6,599 using 1% additional sales tax revenue. Be, it further

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2015 budget as follows: Increase Revenue A.1000.1110.1 (1% Sales Tax) in the amount of \$6,599, Increase Appropriation A.9950.9 (Transfer to Capital) in a like

amount. Increase Revenue H. 1997.5031(Interfund Transfer) \$6,599 and increase Appropriations H. 1997.2080(Capital Project Expense) in a like amount

**Budget Impact Statement:** Additional use of \$6,599 of 1% sales tax

Legislator Clattenburg seconded the resolution which was adopted by 236 votes.

Legislator Young (47) and Stein (43) were absent.

**RESOLUTION NO. 43 SALARY SCHEDULE AMENDMENT -  
COUNTY CLERK/DMV – APPROVAL OF**

Legislator Bausch offered the following resolution:

**WHEREAS**, The Genesee County Clerk did request an amendment in the 2015 Employee Salary Schedule to down size a Permanent Full-Time Motor Vehicle Representative position to a Permanent Part-Time Motor Vehicle Representative position in the Genesee County Motor Vehicle Department due to a retirement. With the substitution of a part-time staff member we expect to be able to maintain the level of cost-effective production necessary to accommodate the combination of public walk-in trade and the volume of dealer transactions, and,

**WHEREAS**, The Committee on Ways and Means did review this request and does recommend changes be implemented 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 2015 Genesee County Employees Salary Schedule by creating one part-time (39 hours bi-weekly) position of Motor Vehicle Service Representative, CSEA Grade 8, and deleting one full time position of Motor Vehicle Service Representative, CSEA Grade 8 effective February 2, 2015.

**Budget Impact Statement:** This amendment will reduce the DMV payroll to a \$14.39 part-time (no benefits position) from a full-time \$15.46 (with benefits position) and will be instrumental in maintaining the self-sufficient operation of the office and the level of revenue through the 12.7% retention.

Legislator Davis seconded the resolution which was adopted by 236 votes. Legislator Young (47) and Stein (43) were absent.

Prior to roll call on the above resolution Legislator DeJaneiro asked the County Clerk due to more and more transactions being conducted online will the County Clerk Association petition the state to get part of that registration fee so that we are not left out in the cold on this deal. Mr. Read responded that there is a percentage the County already receives for online transactions.

**RESOLUTION NO. 44 SALARY SCHEDULE AMENDMENT-EMS– APPROVAL OF**

Legislator Ferrando offered the following resolution:

**WHEREAS**, The Genesee County Legislature approved the increase in hours for the position of Emergency Management Training Technician as part of the 2015 Budget Approval process, and

**WHEREAS**, Due to a clerical error on the Management Salary Schedule the salary was entered incorrectly. Now, therefore, Be it

**RESOLVED**, That the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to amend the 2015 Management Salary Schedule increasing the salary for the Emergency Management Training Technician to \$26,434 effective January 1, 2015.

**Budget Impact Statement:**. No impact. Salary was budget in the 2015 budget.

Legislator Clattenburg seconded the resolution which was adopted by 236 votes. Legislator Young (47) and Stein (43) were absent.

**RESOLUTION NO. 45 SALARY SCHEDULE AMENDMENT-JAIL– APPROVAL**

**OF**

Legislator Davis offered the following resolution:

**WHEREAS**, The Genesee County Legislature approved the reclassification of the position of Principal Financial Clerk to Financial Management Assistant as part of the 2015 Budget Approval process, and

**WHEREAS**, Due to a clerical error on the employee's salary schedule the salary was less than what was agreed upon. Now, therefore, Be it

**RESOLVED** That the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to amend the 2015 Employee's Salary Schedule increasing the salary for the Financial Management Assistant, CSEA Grade 15 to \$21.85 per hour effective January 1, 2015.

**Budget Impact Statement:** No impact. Salary was budget in the 2015 budget.

Legislator DeJaneiro seconded the resolution which was adopted by 236 votes. Legislator Young (47) and Stein (43) were absent.

**RESOLUTION NO. 46 AWARD OF CONTRACT- WORKERS  
COMPENSATION/SAFETY CONSULTANT SERVICES – APPROVAL OF**

Legislator Bausch offered the following resolution:

**WHEREAS**, The County issued RFP 2014-115 for Safety Consultant Services for the Genesee County Self Insured Workers Compensation Plan, and

**WHEREAS**, A committee reviewed the proposals, interviewed three qualified vendors and with a unanimous decision recommends entering into a one year contract with four one year renewal options with Occupational Safety and Environmental Assoc., Inc. (OSEA), 3730 A California Road, Orchard Park, New York 14127 at a rate of \$115 per hour for 300 hours equaling \$34,500 and \$115 per hour for requested services above 300 hours, effective February 1, 2015 – December 31, 2015 and

**WHEREAS**, The Committee on Ways and Means did review the proposal and does concur with the recommendation of the review committee 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 one year agreement with four one year renewal options with Occupational Safety and Environmental Assoc., Inc. (OSEA), 3730 A California Road, Orchard Park, New York 14127 for Safety Consultant Services at a rate of \$115 per hour for 300 hours equaling \$34,500 and \$115 per hour for requested services above 300 hours, effective February 1, 2015 – December 31, 2015

**Budget Impact:** The Genesee County Self Insured Workers Compensation Plan incorporated \$40,000 in the 2015 budget to cover this expense.

Legislator Ferrando seconded the resolution which was adopted by 236 votes. Legislator Young (47) and Stein (43) were absent.

**RESOLUTION NO. 47 REAPPOINTMENT-SOIL & WATER  
-APPROVAL OF**

Legislator Torrey offered the following resolution:

**WHEREAS**, A reappointment has been recommended on the Genesee County Soil & Water Conservation Board, and

**WHEREAS**, The Public Service and Ways & Means Committee does recommend a reappointment be made at this time. Now, therefore, Be it

**RESOLVED**, That Dennis Phelps of Basom, New York is hereby reappointed as a member of the Genesee County Soil & Water Conservation Board effective immediately through December 31, 2017.

Legislator Davis seconded the resolution which was adopted by 236 votes. Legislator Young (47) and Stein (43) were absent.

**RESOLUTION NO. 48 COUNTY AUDIT – JANUARY 28 - APPROVAL OF**

Legislator Bausch offered the following resolution:

**WHEREAS**, Legislator Davis did review the following claims:

2014 General Fund	\$ 5,219,870.53
2015 General Fund	705,840.51
2014 Highway	143,437.41
2015 Highway	101,099.73
2014 Nursing Home	289,217.72
2015 Nursing Home	274,784.65
2014 Self Insurance	38.91
2015 Self Insurance	55.00
2014 Water	488,909.86
2014 DSS Abstracts	221,076.42
2015 DSS Abstracts	14,716.74
<b>2014 Capital Projects:</b>	
DeWitt Park Utility Ext/Security Improvements	6,486.29
Highway 2014 Bridge Construction	40,320.34
Highway 2014 Highway Recycling	35,701.57
Highway Fuel Farm	197.00
Airport T-Hangar Taxiway Apron Phase III	248,736.68
Airport Design Terminal & Maintenance Hangar	15,463.00
Airport Construct New Terminal & Maintenance Hangar	38.90
<b>Payroll – General &amp; Nursing Home</b>	
January 23, 2015	1,747,538.92
<b>Medicaid</b>	
January 20, 2015	174,706.00
January 27, 2015	<u>174,706.00</u>
<b>Total Audit</b>	<b>\$ 9,902,942.18</b>

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 Clattenburg seconded the resolution which was adopted by 236 votes.

Legislator Young (47) and Stein (43) were absent.

The meeting was adjourned at 5:55 PM upon motion of Legislator Clattenburg seconded by Legislator Ferrando.