

**THIRD DAY
GENESEE COUNTY LEGISLATURE
Wednesday, February 11, 2015
Batavia, New York**

The Genesee County Legislature met in Regular Session on Wednesday February 11, 2015 at 5:30PM at the Old Courthouse, 7 Main Street, Batavia, New York. Prayer was offered by Legislator Stein followed by the Pledge to the Flag.

The minutes of the January 28, 2015 meeting were approved upon motion of Legislator Clattenburg seconded by Legislator Bausch.

Legislator Stein reported that the Soil and Water Conservation District met and learned of grants for the Ag and Farmland Protection plan for two towns in Genesee County along with the County. Having these grants are necessary for the growth that will be coming in this County, but also increase our capacity to provide for true and accurate water quality issues and will provide true and factual information.

Legislator Stein commented that there was a dinner at the American Legion and the Commander of the Department of New York Legion attended the President of the Department of American Legion Auxiliary attended and the Detachment Commander of the New York Sons of the American Legion. They spent the day at the Veterans Administration Building here in Batavia and they toured the entire campus and were in awe of the opportunities for service of caring for our veterans and how lucky we are to have this facility in our area.

Legislator Bausch commented that he and several other Legislators attended the NYSAC Conference in Albany. There were some good workshops that were interesting and informative.

Chairman Cianfrini thanked all of those in attendance who were there to support the resolution to the Repeal the New York SAFE Act. He also reported that the resolution that was passed back in November that would allow the use of rifles for big game hunting in Genesee County was introduced in the Senate and Assemblyman by Senator Ranzenhofer and Assemblyman Hawley. The bill has been referred to the Committee on Environmental Conservation in the Senate.

Count Manager Gsell reported that at the NYSAC Conference a significant issue that was discussed was the selling of fireworks on New York State. Particularly wooden sparklers, due to the fact that New York State loses some of its commerce to Pennsylvania for this it was a focal point of discussion at the conference. The Economic Development Council is gearing up for 7 of the 10 Economic Development Counsels to compete in a process to go after additional funding for economic development ventures like the STAMP Project and the Buffalo East Park.

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

**RESOLUTION NO. 49 RESOLUTION SUPPORTING LEGISLATION TO REPEAL
THE NEW YORK SECURE AMMUNITION AND
FIREARMS ENFORCEMENT (SAFE) ACT OF 2013**

Legislator Bausch offered the following resolution:

WHEREAS, Senate bills S511-2015 and S1193-2015 have been introduced to the New York State Senate by Senators Michael Nozzolio and Katherine Marchione respectively, which would repeal all or part of the New York Secure Ammunition and Firearms Enforcement Act of 2013, and

WHEREAS, This Legislative Body has long advocated for the protection of the rights afforded our citizens under the Constitution, which has for generations guided our Nation and served as a

framework to our republic and society, and

WHEREAS, The Second Amendment of the United States provides for the “right of the people to keep and bear arms” and further states that this right “shall not be infringed”, and

WHEREAS, Members of the Genesee County Legislature, being elected to represent the people of Genesee County, are duly sworn by their oath of office to uphold the Constitution of the United States, and

WHEREAS, Members of the New York State Assembly and the New York State Senate, being elected by the people of New York State, are duly sworn by their oath of office to uphold the Constitution of the United States, and

WHEREAS, The Civil Rights Law of the State of New York states in Article 2 Section 4, “Right to keep and bear arms . A well-regulated militia being necessary to the security of a free state, the right of the people to keep and bear arms cannot be infringed.”

WHEREAS, The lawful ownership of firearms is a recreational benefit to our residents through hunting and target shooting, along with an economic and environmental benefit to our region with several locally owned and operated gun/sporting businesses, and

WHEREAS, The New York State Secure Ammunition and Firearms Enforcement (NY SAFE Act) of 2013 which was rushed to passage by the New York State Senate, Assembly and Governor, will have a detrimental effect on hunters, sportsmen and legal gun owners, creating a hostile environment both for them and for the sale and manufacture of legal firearms, and

WHEREAS, The legislation prohibits the sale of firearm magazines with a capacity larger than seven (7) rounds and, those firearm magazines with a capacity larger than seven (7) rounds, which are authorized to be retained by existing owners, may only be loaded with seven (7) rounds and eventually must be permanently altered to only accept seven (7) rounds or be disposed of, and

WHEREAS, Few or no low capacity (seven (7) rounds or less) magazines currently exist for many of the firearms commonly possessed by law-abiding residents of New York State, and

WHEREAS, The legislation severely impacts the possession and use of firearms now employed by the residents of Genesee County for the defense of life, liberty and property, and

WHEREAS, The legislation severely impacts the possession and use of firearms now employed for safe forms of recreation including, but not limited to hunting and target shooting, and

WHEREAS, While there are some areas of the legislation that the Genesee County Legislature finds encouraging, such as the strengthening of Kendra’s Law and Marks’s Law, as well as privacy protections for lawful permit holders, we find the legislation fails to offer little meaningful solutions to gun violence and places undue burdens where they don’t belong, squarely on the backs of law abiding citizens, and

WHEREAS, There are many parts of this legislation that place an unfunded mandate on the local Sheriff Departments, County Clerk’s Office and County Judges, while tax payers are crying out relief, and

WHEREAS, There will be significant financial impact due to the approximately 9,000 Genesee County pistol permits that will have to be renewed requiring additional manpower and computer systems, and

WHEREAS, Requiring law-abiding gun owners to verify ownership of certain types of firearms every five years, in addition to registering them on permits, which now also must be renewed every five years, does not increase the safety of the public and is unnecessarily burdensome to the residents of New York State, and

WHEREAS, This legislation effectively treats countless New York State law abiding gun owners as criminals, and

WHEREAS, The enactment of the NY SAFE Act has engendered significant controversy over both the process by which it was enacted and certain provisions contained within, and

WHEREAS, The manner in which this legislation was brought forward for vote in the State Legislature is deeply disturbing to the Genesee County Legislature, and

WHEREAS, This legislative body unanimously voted to oppose the New York Secure Ammunition and Firearms Enforcement Act of 2013 for all reasons stated above in RESOLUTION NO.65 of the Genesee County Legislative proceedings of February 27,2013. Now, therefore, Be It

RESOLVED, That the Genesee County Legislature does hereby support Senators Michael Nozzolio's and Katherine Marchione's bills S511-2015 and S1193-2015 to repeal all or part of the New York Secure Ammunition and Firearms Enforcement Act of 2013, and Be it further

RESOLVED, That this Legislature supports the introduction of an Assembly bill which calls for the repeal of the New York Secure Ammunition and Firearms Act of 2013, and Be it further

RESOLVED, That this legislature supports efforts by the New York State Legislature to remove funds for enforcement of the New York Secure Ammunition and Firearms Act of 2013 from the New York State Budget, and Be it further

RESOLVED, That certified copies of this Resolution be forwarded to the Governor of the State of New York, Senator Michael Ranzenhofer, Assemblyman Stephen Hawley and the New York State Association of Counties.

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

Prior to roll call on the above resolution Chairman Cianfrini stated that this resolution is not new to the Legislature. A resolution was passed in 2013 seeking to Repeal this act.

**RESOLUTION NO. 50 AWARD OF BID/SHERIFF'S OFFICE – 2015
LAW ENFORCEMENT VEHICLES-APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, Two bids were received for the purchase of five 2015 law enforcement vehicles, which includes four mid-size sport utility vehicles, and one full-size sport utility vehicle, with the lowest bid meeting specifications for the four mid-size SUVs being submitted by Beyer Ford, 170 Ridgedale Avenue, Morristown, NJ 07960, for the total purchase price of \$85,476, which includes a trade in allowance of \$20,000, and

WHEREAS, No bids were received for the one full-size SUV, however, there is a 2015, full-size, law enforcement SUV available from Van Bortel Chevrolet, 1338 W. Main Street, Macedon, NY 14502 at the NYS Contract price of \$32,744.91.

WHEREAS, The Sheriff does recommend that the bid for the purchase of four mid-size law enforcement SUVs be awarded to Beyer Ford, for a total purchase price of \$85,476, with authorization to trade-in the following five vehicles, and

Car #79	2FABP7BV6BX152090	2011 Ford Crown Vic
Car #80	2FABP7BV8BX152091	2011 Ford Crown Vic
Car #81	2FABP7BVXBX152092	2011 Ford Crown Vic
Car #82	2FABP7BVXBX152089	2010 Ford Crown Vic
Car #83	1GNSK2E0XCR318593	2012 Chevy Tahoe

WHEREAS, The Sheriff does also recommend purchasing one 2015, full-size law enforcement SUV from Van Bortel Chevrolet at the NYS Contract price of \$32,744.91.

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

RESOLVED, That the award of bid for the purchase of four mid-size law enforcement SUVs be made to Beyer Ford, for the total purchase price of \$85,476, which includes a total trade-in allowance of \$20,000, and be it further

RESOLVED, That one 2015, full-size, law enforcement SUV, be purchased from Van Bortel Chevrolet for the NYS contract price of \$32,744.91.

Budget Impact: \$125,000 has been appropriated to the 2015 asset acquisitions for the purchase of law enforcement vehicles and vehicle equipment. The total purchase price for the five vehicles is \$118,220.91.

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

Legislator DeJaneiro stated he did seek clarification from the Sheriff on what exactly a full size SUV is. This is a special vehicle which is not like a normal SUV.

Legislator Clattenburg stated that this was on a State bid price point and that there was no response from any local bidders. By State law we have to accept the lowest bid offer.

RESOLUTION NO. 51 APPOINTMENT – GENESEE COUNTY YOUTH BOARD - APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, The Committees on Human Service and Ways and Means do recommend appointments to the Genesee County Youth Board at this time. Now, therefore, Be it

RESOLVED, That the following individual is hereby appointed to the Genesee County Youth Board with a term and representation as noted.

New Appointments

Town of Batavia Tammi Ferringer 2/1/2015-1/31/2018

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

RESOLUTION NO. 52 RENEWAL OF CONTRACT – OFFICE FOR THE AGING/DIETITIAN SERVICES – APPROVAL OF

Legislator Ferrando offered the following resolution:

WHEREAS, The Director of the Office for the Aging did present a renewal of contract with Ellen E. Foster, Consultant Dietitian, 33 Willmont Street, Rochester, N.Y. 14609-3617 for the provision of Dietitian Services for the Older Americans Act, NYS Office for the Aging and other contractual Nutrition Programs operated by Genesee County Office for the Aging; 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 document to renew the contract with Ellen E. Foster, Consultant Dietitian for the provision of Title III C-1, Title III C-2, Wellness in Aging (WIN) and other nutrition funded services provided through the Genesee County Office for the Aging at a cost of \$35 per hour, not to exceed \$14,560 per year for the period April 16, 2015 through April 15, 2016.

Budget Impact: None. \$35 per hour for 8 hours of dietitian service per week, not to exceed \$14,560 annually, is the amount budgeted in the 2015 Office for the Aging budget.

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

RESOLUTION NO. 53 CONTRACT AWARD - OFA/NIAGARA ADVANTAGE – CONGREGATE & HOME DELIVERED MEALS - APPROVAL OF

Legislator Stein offered the following resolution:

WHEREAS, The Director of the Office for the Aging did present a contract for the period of February 15, 2015 – December 31, 2015, with Niagara Advantage Health Plan New York, LLC, a State of New York Limited Liability Company doing business as Elderwood Health Plan, for the provision of congregate meals and home delivered meals for Niagara Advantage Medicaid

Managed Care Program's Genesee County clients eligible and authorized by Niagara Advantage to receive Medicaid covered congregate and home delivered meals; and such meals to be provided by Genesee County Office for the Aging's Congregate and Home Delivered Meal Programs; and

WHEREAS, The Committee on Human Services did review this request and does recommend approval of this contract 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 Niagara Advantage Health Plan New York, LLC, a State of New York Limited Liability Company doing business as Elderwood Health Plan, 7 Limestone Drive, Williamsville, NY 14221, for the period of February 15, 2015 – December 31, 2015. Rates established for meals provided to Niagara Advantage clients are as follows:

Home Delivered Meal	\$8.50 per meal
Congregate Meal	\$7.50 per meal

Budget Impact: Based on the number of meals anticipated for 2015, revenue of \$17,000 projected for all Medicaid funded Congregate and Home Delivered Meal contracts; and is already incorporated into our 2015 county budget. Rate is \$8.50 per meal for home delivered meals and \$7.50 per meal for congregate meals.

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

RESOLUTION NO. 54 APPOINTMENTS-OFFICE FOR THE AGING ADVISORY COUNCIL-APPROVAL OF

Legislator Ferrando offered the following resolution:

WHEREAS, Four (4) vacant positions currently exist on the Office for the Aging Advisory Council, and we offered invitation to individuals to fill these open positions based on NYSOFA regulations regarding OFA Advisory Council composition; and

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

RESOLVED, That the Genesee County Legislature does hereby appoint the following to the Genesee County Office for the Aging Advisory Council to serve term effective February 12, 2015 through December 31, 2017.

Community Member

Betsy Dexheimer of Batavia

Provider/Caregiver/General Public Members:

Jamie Mott of RTS Genesee & Orleans

Peggy Weissend, R.N., of Visiting Nurses Association of WNY

Budget Impact Statement: None

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

RESOLUTION NO. 55 BUDGET/SALARY SCHEDULE AMENDMENT - COMMUNITY MENTAL HEALTH SERVICES/FINANCIAL CLERK-TYPIST/ASSISTANT SOCIAL WORKER II -APPROVAL OF

Legislator Davis offered the following resolution:

WHEREAS, The Director of the Community Mental Health Services did request an amendment to the 2015 Employee Salary Schedule to create one (1) Financial Clerk-Typist F.T., in CSEA-General, Grade 8, and creating one (1) Financial Clerk-Typist P.T., in CSEA-General, Grade 8 and eliminating one (1) Assistant Social Worker F.T., in CSEA-General, Grade 15 and creating one (1) Assistant Social Worker II F.T., in CSEA-General, Grade 16, and

WHEREAS, The Committees on Human Services and Ways and Means did review this request

and do recommend approval at this time. Now, therefore, Be it

RESOLVED, That the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to amend the 2015 Employee Salary Schedule by creating one (1) Financial Clerk-Typist F.T., in CSEA-General, Grade 8, and creating one (1) Financial Clerk-Typist P.T., in CSEA-General, Grade 8 and eliminating one (1) Assistant Social Worker, in CSEA-General, Grade 15 and creating ONE (1) Assistant Social Worker II F.T., in CSEA-General, Grade 16 in Employee Salary Schedule effective February 23, 2015, and Be it further **RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to amend the 2015 Genesee County Budget by:

Increasing A4310. .3490.0000	State Aid M.H. by	\$58,535.00
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AND

Increasing A4310. .1010.0000	Personnel Services by	\$42,000.00
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Increasing A4310. .8010.0000	Social Security Tax by	\$ 2,600.00
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Increasing A4310. .8011.0000	Medicare Tax by	\$ 600.00
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Increasing A4310. .8020.0000	Retirement by	\$ 5,000.00
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Increasing A4310. .8030.0000	Medical by	\$ 8,000.00
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Increasing A4310. .8040.0000	Dental by	\$ 275.00
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Increasing A4310. .8070.0000	Vision by	\$ 60.00
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Budget Impact: Budget amendment required: Increase by \$58,535 with a net County cost of \$0 offset by State Aid. Legislator Bausch seconded the resolution which was adopted by 326 votes.

RESOLUTION NO. 56 BUDGET AMENDMENT - COMMUNITY MENTAL HEALTH SERVICES / YWCA OF GENESEE COUNTY, INC. – APPROVAL OF

Legislator Young offered the following resolution:

WHEREAS, The Director of the Community Mental Health Services did request an amendment to the 2015 Mental Health budget for YWCA of Genesee County, Inc. (Crisis On-Call Services), and

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

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to amend the 2015 Genesee County Budget by:

Increasing A4324.4660.0000,	Contracted Other, by	\$108,891.00
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Decrease A4325.4660.0000,	Contracted Other, by	\$108,891.00
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AND

Increasing A4324.3490.	State Aid, Mental Health	\$67,022.00
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Decrease A4325.3490.	State Aid, Mental Health	\$67,022.00
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Budget Impact Statement: Gross Budget increased by \$0

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

RESOLUTION NO. 57 BUDGET AND CONTRACT AMENDMENT - COMMUNITY MENTAL HEALTH SERVICES / US SECURITY ASSOCIATES, INC. – APPROVAL OF

Legislator DeJaneiro offered the following resolution:

WHEREAS, The Director of the Community Mental Health Services did request an amendment to the 2015 US Security Associates, Inc. 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. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to execute the necessary documents to amend the 2015 contract and budget between the County of Genesee and US Security Associates, Inc., and Be it further

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to amend the 2015 Genesee County Budget by

Increasing A4310. .4660.0000 Contracted Services by \$ 48,000

AND

Increasing A.4323 .3490 State Aid, Mental Health by \$ 48,000

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.

Prior to roll call on the above resolution Legislator DeJaneiro stated that this vendor already provides security for the Department of Social Services on the other side of the building. They will not be providing this service for Mental Health.

RESOLUTION NO. 58 CONTRACT RENEWAL - NURSING HOME/FIRE PROTECTION/DISASTER PROGRAM – APPROVAL OF

Legislator Davis offered the following resolution:

WHEREAS, Resolution No. 419 did authorize a contract with Russell Phillips & Associates, LLC for the provision of fire protection/disaster program services at the Genesee County Nursing Home, and

WHEREAS, It is the mutual desire of the Nursing Home Administrator and Russell Phillips & Associates, LLC to renew said contract for another one year period, 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 Russell Phillips & Associates, LLC, 500 CrossKeys Office Park, Fairport, New York, 14550 for the provision of fire protection/disaster program services at a cost of \$6,971.00 for one year of service.

Budget Impact Statement: Amount has been budgeted for in the 2015 budget.

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

RESOLUTION NO. 59 CONTRACT AGREEMENT – NURSING HOME/ TRANSCRIPTION SERVICES – APPROVAL OF

Legislator Ferrando offered the following resolution:

WHEREAS, Resolution No. 276 did authorize a contract with Iridium Technologies, Inc. for the provision of transcription services through August 31, 2013 with a provision for three, one-year renewals, and

WHEREAS, During the first contract renewal period through August 31, 2014, Iridium Technologies, Inc. abruptly ended their service with less than a two-week notice to its clients, and

WHEREAS, The Administrator of the Genesee County Nursing Home had to act quickly to obtain these services from an alternate vendor, and

WHEREAS, The Administrator was able to immediately obtain services from Reporters Transcription Center (RTC), a company that had previously provided transcription services to the Nursing Home, and RTC was able to provide transcription services with no lapse in service, and

WHEREAS, The Administrator does recommend entering into a contract with Reporters Transcription Center for the provision of transcription 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 the necessary documents to enter into a contract with Reporters Transcription Center, 71 State Street, Binghamton, New York, 13901, for the provision of transcription services for the Genesee County Nursing Home, at a cost not to exceed \$6,000, commencing March 1, 2015 through February 28, 2017.

Budget Impact Statement: No budget impact. Transcription costs have been budgeted for 2015. Legislator Stein seconded the resolution which was adopted by 326 votes.

**RESOLUTION NO. 60 SALARY SCHEDULE AMENDMENT – NURSING
HOME/MEDICAL RECORDS TECHNICIAN
– APPROVAL OF**

Legislator Stein offered the following resolution:

WHEREAS, The Administrator of the Genesee County Nursing Home did request an amendment to the 2015 Salary Schedule to meet the demand for higher technical skills in the Medical Records department and new ICD -10 diagnostic coding requirements for 2015.

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 2015 Genesee County Salary Schedule by creating the position of Medical Records Technician at CSEA Grade 10, Step 5 to become effective February 12, 2015.

Budget Impact: An increased cost of \$41,019 for 2015. This increase will be covered by savings of \$23,648 in nursing changes and \$84,000 in MDS preparation costs.

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

**RESOLUTION NO. 61 SALARY SCHEDULE AMENDMENT – NURSING
HOME/LICENSED PRACTICAL NURSE – APPROVAL OF**

Legislator Young offered the following resolution:

WHEREAS, The Administrator of the Genesee County Nursing Home did request an amendment to the 2015 Employee's Salary Schedule to provide a more efficient operation of her Department, 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 2015 Employee's Salary Schedule by creating an additional, 37.5 hr/wk Licensed Practical Nurse (LPN) position, CSEA-NH, Grade 8, to become effective immediately

Budget Impact Statement: With salary and benefits, there will be an increased cost of \$52,061. The increase will be covered by savings of \$23,648 in Nursing changes, and \$84,000 in MDS preparation costs.

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

Prior to roll call on the above resolution Legislator DeJaneiro commented that we are providing a continued good service at the Nursing Home without the onset of Registered Nurses which are more costly and hard to get due to the criteria that is needed for MDS preparations.

**RESOLUTION NO. 62 SALARY SCHEDULE AMENDMENT – NURSING HOME
–APPROVAL OF**

Legislator DeJaneiro offered the following resolution:

WHEREAS, The Administrator of the Genesee County Nursing Home did request an amendment to the 2015 Salary Schedule to provide a more efficient operation of her Department, 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 2015 Genesee County Salary Schedule by:

1. Deleting two 30 hr/wk Registered Professional Nurse positions, Grade 12 at a budgeted annual cost of \$57,929 per position
2. Creating two 30 hr/wk Licensed Practical Nurse positions, Grade 8 at an annual cost of \$52,061 per position
3. Deleting two 15 hr/wk Registered Professional Nurse positions, Grade 12 at an annual budgeted cost of \$16,380 per position
4. Creating two 15 hr/wk Licensed Practical Nurse positions, Grade 8 at an annual cost of \$11,700 per position.
5. Deleting one 37.5 hr/wk RN Clinical Coordinator position, Grade 14 at an annual budgeted cost of \$65,164
6. Creating one 30 hr/wk RN Clinical Coordinator position, Grade 14 at an annual cost of \$52,131
7. Deleting one 30 hr/wk Nursing Unit Coordinator position, Grade 13 at a budgeted annual cost of \$41,650
8. Creating one 37.5 hr/wk Nursing Unit Coordinator, Grade 13 at an annual cost of \$52,131

Budget Impact: A savings of \$23,648 for 2015

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

RESOLUTION NO. 63 CONTRACT RENEWAL - BOARD OF ELECTIONS/PRINTING SUPPLIES APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, The agreement entered in 2012 by the Genesee County Legislature on behalf of the Board of Elections with Phoenix Graphics, Inc. of Rochester for printing supplies expires June 30, 2015,

WHEREAS, The contract called for an option to renew for four (4) one year renewals during the period,

WHEREAS, There has been no change in pricing for the period of July 1, 2015 thru June 30, 2016 and the Board of Elections has been very satisfied with the performance of Phoenix Graphics, Inc. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into an agreement with Phoenix Graphics Inc. of Rochester, NY for the printing supplies for the 2015 Primary and General Election, per bid specifications, effective July 1, 2015 through June 30, 2016 in an amount not to exceed \$16,644.00.

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

RESOLUTION NO. 64 REAPPOINTMENT – STOP-DWI ADVISORY BOARD – APPROVAL OF

Legislator DeJaneiro offered the following resolution:

WHEREAS, The term of office has expired for James Sunser, citizen member of the STOP-WI Advisory Board and he has indicated a desire and ability to continue service, and

WHEREAS, The Committee on Ways and Means does recommend the reappointment of citizen James Sunser. Now, therefore, Be it

RESOLVED, That James Sunser of Corfu, New York be reappointed as citizen members of the Genesee County STOP-DWI Advisory Board to serve another term effective immediately through December 31, 2017.

Budget Impact: None – these are volunteer Board Members

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

**RESOLUTION NO. 65 AUTHORIZATION TO PROCURE SUPPLIES OF
ELECTRICITY, NATURAL GAS AND DELIVERED
COMPRESSED NATURAL GAS ON BEHALF OF THE
MUNICIPAL ELECTRIC AND GAS ALLIANCE-APPROVAL OF**

Legislator Bausch offered the following resolution:

WHEREAS, since 1998 the Municipal Electric and Gas Alliance (MEGA), along with more than 35 New York State county governments, has collectively shopped through a public bid process for electricity and natural gas supplies, securing savings in energy costs for participating municipalities and other participants, and

WHEREAS, Genesee County has played an active and pivotal role in assisting MEGA's growth and effectiveness over the years, and

WHEREAS, by resolution of one or more county governments, MEGA periodically bids for energy supplies so that participating municipalities, businesses, and residents can obtain the lowest cost, and

WHEREAS, the potential outcomes of this procurement include competitive bidding from energy supply companies duly licensed in New York State and capable of serving customers at favorable prices, and

WHEREAS, MEGA, by resolutions of its Board of Directors, has requested the County's cooperation in issuing an Invitation to Bid for Electricity Supplies, an Invitation to Bid for Natural Gas Supplies, and an Invitation to Bid for supplies of Delivered Compressed Natural Gas, and

WHEREAS, MEGA has asked Genesee County, as a partner and in recognition of the County's commitment to competitive markets in energy supplies, to serve in the role of the Procuring Municipality, a designation that allows other municipalities to enjoy the same terms and conditions as are provided to the Procuring Municipality, but that does not obligate Genesee County to enter into any energy purchase agreement unless authorized by the County Legislature, and

WHEREAS, the Genesee County Legislature strongly supports the efforts of MEGA to foster the development of renewable energy and recognizes the widespread benefits of the plan that has been put forward by MEGA, and

WHEREAS, this Legislature wishes to reflect this support by serving as the Procuring Municipality, including directing the release of all relevant bid documents for the three procurements, and executing any agreements necessary to fulfill the responsibilities of the Procuring Municipality, recognizing that specific authority must be provided by this Legislature to enter into a specific power purchase agreement between the County and an energy supplier, and

WHEREAS, rules regarding the terms by which other political subdivisions and districts participate have been established by MEGA and will be reflected in a program agreement between the companies and MEGA. Now, therefore, Be it

RESOLVED, That Genesee County authorizes MEGA to issue Invitations to Bid, on behalf of Genesee County, and Be it further

RESOLVED, That all political subdivisions and districts within the State are authorized to participate in the contracts awarded as result of these Invitations to Bid, and

RESOLVED, That the Chairman of the Legislature, upon recommendation of the MEGA Board of Directors, is authorized to award the contract to one or more proposers and to enter into Program Agreements outlining the programs (but not requiring the purchase of any energy supplies by the County).

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

RESOLUTION NO. 66 STOP LOSS INSURANCE/HEALTH BENEFITS PLAN - APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, The Genesee County Manager did retain the services of a Broker of Record to acquire quotations for stop loss insurance coverage for the County’s self-insured medical health benefit plan, and

WHEREAS, The Genesee County Legislature did review the recommendation and request by the County Manager and does recommend approval at this time. Now, therefore, Be it **RESOLVED**, That the Chair of the Genesee County Legislature be and hereby is authorized and directed to sign the Agreement with HM Insurance Company of New York, a division of Highmark Insurance Company which is a larger Blue Cross Blue Shield insurer based in Pittsburgh, PA for Excess Health Insurance at a cost of \$50,719 for the period February 1, 2015 through January 31, 2016.

Budget Impact Statement: 4% increase over 2014. \$50,000 is budgeted for this expense.

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

RESOLUTION NO. 67 2015 SALARY SCHEDULE AMENDMENT -TREASURER’S OFFICE/DEPUTY TREASURER – APPROVAL OF

Legislator Bausch offered the following resolution:

WHEREAS, The Genesee County Director of Real Property Tax Services III is being appointed Deputy County Treasurer effective January 26, 2015, and will serve in both positions until a new full time Director of Real Property Tax Services III is appointed by the Genesee County Legislature, and

WHEREAS, The Genesee County Treasurer and County Manager are recommending that the salary for the Deputy County Treasurer position be adjusted during this time and revert back to the Genesee County Wage Scale for the Deputy Treasurer at the time the incumbent vacates the Director of Real Property Tax Service III position, and

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

RESOLVED, That the Genesee County Treasurer is hereby authorized and directed to establish a full-time position of Deputy Director of Real Property Tax Services III on the Management Salary Schedule Grade 3 effective immediately, and reduce the annual salary of the Deputy County Treasurer’s position to \$18,579 effective January 26, 2015.

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

RESOLUTION NO. 68 STANDARD WORK DAY AND REPORTING RESOLUTION FOR ELECTED AND APPOINTED OFFICIALS-NEW YORK STATE RETIREMENT SYSTEM- APPROVAL OF

Legislator Ferrando offered the following resolution:

RESOLVED, That the County of Genesee hereby establishes the following as standard work days for these titles and will report the officials to the New York State and Local Retirement System based on time keeping system records or their record of activities.

Title	Standard Work Day (Hrs/day) Min. 6 hrs. Max 8 hrs.	Name (First and Last)	Tier 1 (Check only if member is in Tier 1)	Current Term Begin & End Dates	Participates in Time Keeping System	Record of Activity
Asst. PD	7.5	Jamie Welch		9/2/14-12/31/15	Y	

Conf. Sec. PD	7.5	Jamie Amburgey	10/6/14-12/31/15	Y
Historian	7.5	Michael Eula	8/14/14-12/31/15	Y
Admn Budget Officer/Health	7.5	Susan Carestia	1/20/15-12/31/15	Y

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

RESOLUTION NO. 69 COUNTY AUDIT – FEBRUARY 11 - APPROVAL OF

Legislator Bausch offered the following resolution:

WHEREAS, Legislator Ferrando did review the following claims:

2014 General Fund	\$	88,830.36
2015 General Fund		312,635.98
2015 Highway		582,933.54
2015 Nursing Home		105,270.61
2015 Self Insurance		11,400.00
2014 Water		288,302.18
2014 DSS Abstracts		37,062.23
2015 DSS Abstracts		244,201.47
2014 Capital Projects:		
DeWitt Park Utility Ext/Security Improvements		675.23
Treasurer-.Net Financial System		3,000.00
Highway North Pembroke Rd Bridge		576.28
Airport Tie-Down Apron Relocation		60,205.61
Payroll – General & Nursing Home		
February 6, 2015		1,248,736.98
Medicaid		
February 3, 2015		174,706.00
February 10 2015		<u>174,706.00</u>
Total Audit	\$	3,333,242.47

Now, therefore, Be it

RESOLVED, That the Genesee County Legislature has audited and does approve the claims as listed above, and Be it further

RESOLVED, That the Genesee County Treasurer be and hereby is authorized and directed to make payments as listed above.

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

The meeting was adjourned at 6:00 PM,