

**SEVENTH DAY
GENESEE COUNTY LEGISLATURE
Wednesday, April 8, 2015
Batavia, New York**

The Genesee County Legislature met in Regular Session on Wednesday April 8, 2015 at 5:30PM at the Old Courthouse, 7 Main Street, Batavia, New York. Prayer was offered by Legislator Cianfrini followed by the Pledge to the Flag. Legislators Clattenburg and Ferrando were absent.

There were two Proclamations presented. The first was presented by Legislator Torrey in honor of County Day of Recognition for National Services. This was accepted by Kathy Frank from the Youth Bureau and Courtney Iburi from the Office for the Aging. The second proclamation was presented by Chairman Cianfrini in honor of County Government Month. This was accepted by Youth Bureau Director Jocelyn Sikorski. Mrs. Sikorski reminded everyone of Family Game Night held at the Office for the Aging on April 21st.

The minutes of the March 25, 2015 meeting were approved upon motion of Legislator Stein seconded by Legislator Davis.

An Out-of-State Travel Request was approved for Courtney Iburi to travel to the National Service Training in Hartford, CT May 3-5, 2015 upon motion of Legislator DeJaneiro seconded by Legislator Bausch.

County Manager Gsell reported some of the details of the 2015-2016 State budget. There are some positives for the County with revenue streams that have been restored up to the level that were in the 2014 and 2015 budget. There is still a lack in mandate relief or reform.

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

**RESOLUTION NO. 124 GRANT ACCEPTANCE – HEALTH
DEPARTMENT/CHILDREN WITH SPECIAL HEALTH CARE
NEEDS PROGRAM - APPROVAL OF**

Legislator Stein offered the following resolution:

WHEREAS, The Genesee County Public Health Director has received notification from the New York State Department of Health that Genesee County's Children with Special Health Care Needs Program contract has been awarded in the total amount of \$55,320, and

WHEREAS, The Public Health Director has requested that the County accept this funding which stipulates that this revenue will be used to support the program goals of the Children with Special Health Care Needs Program, and

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

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the Agreement with the New York State Department of Health for the acceptance of the Children with Special Health Care Needs Program contract for the period October 1, 2014 through September 30, 2017 in the total amount of \$55,320, and to execute any and all other documentation related to this funding.

Budget Impact: Revenue and expenses have been appropriated in the 2014 and 2015 Dept. 4010 – Public Health Department budgets; appropriations will continue to be built into the department's annual budgets through the remainder of award period.

Legislator DeJaneiro seconded the resolution which was adopted by 272 votes; Legislators Ferrando (26) and Clattenburg (28) were absent.

**RESOLUTION NO. 125 CONTRACT– HEALTH DEPARTMENT/PRESCHOOL
SUPPORTIVE HEALTH SERVICES PROGRAM
--APPROVAL OF**

Legislator Davis offered the following resolution:

WHEREAS, The Public Health Director did present a contract for the provision of 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 LeRoy Physical Therapy and Athletic Training, PLLC, for the provision of Special Education Itinerant Teacher (SEIT) Services, Classroom Services (CB), and Evaluator Services in the Preschool Supportive Health Services Program for the period March 1, 2015 through June 30, 2015 at the rates established by State of New York.

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

Legislator Stein seconded the resolution which was adopted by 272 votes; Legislators Ferrando (26) and Clattenburg (28) were absent.

RESOLUTION NO. 126 PARTICIPATION AGREEMENT – HEALTH DEPARTMENT/ UNITED HEALTH CARE OF NEW YORK, INC. AND UNITED'S AFFILIATES - APPROVAL OF

Legislator DeJaneiro offered the following resolution:

WHEREAS, The Public Health Director did present a participation agreement with United Health Care of New York, Inc. and United's Affiliates to allow for reimbursement for public health services provided to clients of United Health Care of New York, Inc. and United's Affiliates, and

WHEREAS, The Committees 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 participation agreement with United Health Care of New York, Inc. and United's Affiliates, 300 Meridian Centre Blvd., Suite 320, Rochester, NY 14618 to allow for reimbursement for public health services provided to clients of United Health Care of New York, Inc. and United's Affiliates, effective May 1, 2015.

Budget Impact: This may provide additional revenue for the 2015 A 4010 Public Health Program Budget and future budgets.

Legislator Davis seconded the resolution which was adopted by 272 votes; Legislators Ferrando (26) and Clattenburg (28) were absent.

RESOLUTION NO. 127 SALARY SCHEDULE AMENDMENT - VETERANS DEPARTMENT/INTAKE CLERK – APPROVAL OF

Legislature Bausch offered the following resolution:

WHEREAS, A Clerk-Typist in the Veterans Department did request a classification review of their position, and

WHEREAS, A reclassification review was conducted by the Genesee County Human Resources office, resulting in a recommendation by the Human Resources Director that a Clerk-Typist position be reclassified to an Intake Clerk position, and

WHEREAS, The Human Service and Ways and Means did review this recommendation and does recommend approval at this time. Now, therefore, Be it

RESOLVED, That the Genesee County Treasurer and Human Resources Director is hereby authorized and directed to amend the 2015 Genesee County Employees' Salary Schedule by creating one position of Intake Clerk CSEA Grade 7; and deleting one position of Clerk-Typist

CSEA Grade 6 effective April 9, 2015.

BUDGET IMPACT SUMMARY: Increase from Grade 6 (\$14.91/hr.) to Grade 7 (\$15.97/hr.) equates to approximately \$ 2,075 annually. Funds are available in the 2015 Veterans' Service Budget to cover this increase.

Legislator Stein seconded the resolution which was adopted by 272 votes; Legislators Ferrando (26) and Clattenburg (28) were absent.

RESOLUTION NO. 128 AGREEMENT – 2015 YOUTH BUREAU RESOURCE ALLOCATION PLAN – APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, The Genesee County Youth Bureau and Department of Social Services have developed a joint plan to be eligible for state aid from the New York State Office of Children and Family Services under the Child and Family Services Planning Guidelines, and

WHEREAS, The Genesee County Youth Board, Youth Bureau and Department of Social Services are desirous of continuing county comprehensive youth services planning efforts during 2015 which includes the allocation of resources to municipalities and community based agencies to the extent said funding is provided by NYS and with no expectation of direct Genesee County appropriation, and

WHEREAS, Guidelines provided by the Office of Children and Family Services for applying for said eligibility have been satisfactorily completed by the Genesee County Youth Bureau and the Committee on Human Services does recommend approval at this time. Now, therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby authorize the Chair to execute such documents as are deemed necessary to effect the 2015 Genesee County Youth Bureau Resource Allocation Plan and the Child and Family Services Plan with the New York State Office of Children and Family Services.

Budget Impact Statement - Resource allocation to contract programs is included in the 2015 department budget. Allocations are completely offset by revenue. All payments to programs/agencies are subject to availability of state aid.

Legislator Stein seconded the resolution which was adopted by 272 votes; Legislators Ferrando (26) and Clattenburg (28) were absent.

RESOLUTION NO. 129 CONTRACT APPROVAL – HAIRDRESSING/GROOMING SERVICES – NURSING HOME – APPROVAL OF

Legislator DeJaneiro offered the following resolution:

WHEREAS, The Genesee County Nursing Home requires licensed hairdressers to provide grooming services to residents, and

WHEREAS, Hairdressers work as independent contractors and are not Genesee County employees and therefore must be licensed and insured, and

WHEREAS, Hairdressers are paid directly from resident funds and not by the Home, and

WHEREAS, In order to assure the above, The Administrator of the Nursing Home requests to establish contracts with hairdressers who provide hairdressing services at the Home 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 approve a standard contract for hairdressers who provide hairdressing/grooming services at the Genesee County Nursing Home, to become effective immediately.

Budget Impact Statement: - 0 -

Legislator Torrey seconded the resolution which was adopted by 272 votes; Legislators Ferrando (26) and Clattenburg (28) were absent.

RESOLUTION NO. 130 CONTRACT RENEWAL – NURSING HOME/NURSE STAFFING AGENCY – APPROVAL OF

Legislator Stein offered the following resolution:

WHEREAS, Resolution No. 113 - 2014 did authorize a contract with Nursecore of Rochester for the provision of supplemental staffing of the Nursing Department at Genesee County Nursing Home on an as-needed basis, and

WHEREAS, It is the mutual desire of the Nursing Home Administrator and Nursecore of Rochester to renew said contract for another one-year period under the same terms and conditions, 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 Nursecore of Rochester, 1302 Scottsville Road, Rochester, New York, 14624 for the provision of supplemental nurse staffing on an as-needed basis, commencing on May 8, 2015 and continuing until May 7, 2016.

Budget Impact Statement: 2015 budget includes funds for nurse staffing agencies

Legislator Young seconded the resolution which was adopted by 272 votes; Legislators Ferrando (26) and Clattenburg (28) were absent.

**RESOLUTION NO. 131 CONTRACT RENEWAL – NURSE STAFFING AGENCY/
NURSING HOME – APPROVAL OF**

Legislator Davis offered the following resolution:

WHEREAS, Resolution No. 112 - 2014 did authorize a contract with Supplemental Health Care for the provision of supplemental staffing of the Nursing Department at Genesee County Nursing Home on an as-needed basis, and

WHEREAS, It is the mutual desire of the Nursing Home Administrator and Supplemental Health Care to renew said contract for another one-year period under the same terms and conditions, 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 Supplemental Health Care, 2005 Sheridan Drive; Buffalo, New York, 14223, commencing on May 8, 2015 and continuing until May 7, 2016.

Budget Impact Statement: 2015 budget includes funds for nurse staffing agencies.

Legislator Stein seconded the resolution which was adopted by 272 votes; Legislators Ferrando (26) and Clattenburg (28) were absent.

**RESOLUTION NO. 132 APPOINTMENT-OFFICE FOR THE AGING ADVISORY
COUNCIL-APPROVAL OF**

Legislator Stein offered the following resolution:

WHEREAS, One (1) vacant position currently exists on the Office for the Aging Advisory Council, and we offered invitation to individuals to fill the open position based on NYSOFA regulations regarding OFA Advisory Council composition; and

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

RESOLVED, That the Genesee County Legislature does hereby appoint Francis Rowsick of Bergen, New York to the Genesee County Office for the Aging Advisory Council to serve term effective April 9, 2015 through December 31, 2017.

Budget Impact Statement: None

Legislator DeJaneiro seconded the resolution which was adopted by 272 votes; Legislators Ferrando (26) and Clattenburg (28) were absent.

RESOLUTION NO. 133 AUTHORIZATION FOR THE CHAIRMAN OF THE GENESEE COUNTY LEGISLATURE TO ENTER INTO A GLOW YOUTH CONSORTIUM AGREEMENT

Legislator Bausch offered the following resolution:

WHEREAS, In order to secure funding under the new Workforce Innovation and Opportunity Act (WIOA) for youth, the four county GLOW (Genesee, Livingston, Orleans and Wyoming) are required to constitute themselves as a Consortium for the purpose of procuring WIOA youth funds, and in turn providing WIOA Youth Development services in the GLOW area. Now, therefore, Be It **RESOLVED**, That the Genesee County Legislature hereby authorizes the Chairman of the Genesee County Legislature to sign and enter into the GLOW Youth Consortium Agreement on behalf of Genesee County, effective July 1, 2015.

Legislator DeJaneiro seconded the resolution which was adopted by 272 votes; Legislators Ferrando (26) and Clattenburg (28) were absent.

RESOLUTION NO. 134 AUTHORIZATION FOR THE CHAIRMAN OF THE GENESEE COUNTY LEGISLATURE TO SIGN THE REVISED AGREEMENT BETWEEN THE GLOW CHIEF ELECTED OFFICIALS AND THE GLOW WORKFORCE INVESTMENT BOARD (WIB)

Legislator Stein offered the following resolution:

WHEREAS, An agreement between the Chief Elected Officials of the Workforce Investment Area (WIA) comprised of Genesee, Livingston, Orleans, and Wyoming County and the GLOW Workforce Investment Board (WIB), has been revised to include the names of the current Chief Elected Officials of GLOW; as requested by New York State Department of Labor as part of the initial designation of the GLOW area under the Workforce Innovation and Opportunity Act (WIOA). Now, therefore, Be It **RESOLVED**, That the Genesee County Legislature hereby authorizes the Chairman of the Genesee County Legislature to sign and enter into the revised CEO/WIB Agreement on behalf of Genesee County.

Legislator Bausch seconded the resolution which was adopted by 272 votes, Legislators Ferrando (26) and Clattenburg (28) were absent.

RESOLUTION NO. 135 AUTHORIZE THE GLOW WORKFORCE DEVELOPMENT AREA TO REQUEST FORMAL DESIGNATION BY THE GOVERNOR UNDER THE WORKFORCE INNOVATION AND OPPORTUNITY ACT (WIOA)

Legislator Torrey offered the following resolution:

WHEREAS, The Workforce Innovation and Opportunity Act (WIOA) will replace the current Workforce Investment Act of 1998 on July 1, 2015, and requires us to establish a “Workforce Development Area”, in which employment and training programs will be administered, and **WHEREAS**, The Counties of Genesee, Livingston, Orleans and Wyoming are currently and have been a four county Workforce Investment Area under the Workforce Investment Act since 1998. Now, therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby endorse and support the petitioning of the Governor of the State of New York to designate the Counties of Genesee, Livingston, Orleans and Wyoming as the Workforce Development Area under the Workforce Innovation and Opportunity Act (WIOA) effective July 1, 2015. And Be it further

RESOLVED, That certified copies of this resolution be sent to the Governor of New York State, the Counties of Livingston, Orleans and Wyoming, the Workforce Investment Board, and the New York State Department of Labor.

Legislator DeJaneiro seconded the resolution which was adopted by 272 votes; Legislators Ferrando (26) and Clattenburg (28) were absent.

RESOLUTION NO. 136 CONTRACT – PURCHASING/MULTIFUNCTIONAL DEVICES AND SERVICES – APPROVAL OF

Legislator Davis offered the following resolution:

WHEREAS, The Purchasing Office did request proposals for provision of Multifunctional Devices and Services, which includes the equipment, cost of delivery, set-up of equipment, training, supplies, parts, labor, copies, scanning, faxing, replacement of equipment when required, networking capability, and recycling of toner cartridges, and

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

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to enter into a contract with Eagle Systems, Inc., 2421 Harlem Road, Buffalo, New York 14225 to provide Genesee County with Multifunctional Devices and Services for the period May 1, 2015 through April 30, 2017 at the rate of \$0.0085 for black and white copies and \$0.0485 for color copies. This contract contains an additional three (3) one-year renewal periods upon written agreement of both parties.

Budget Impact: Based upon 3,190,464 annual copies there is an approximate \$27,206.00 savings to the 2015 budget.

Legislator Stein seconded the resolution which was adopted by 272 votes, Legislators Ferrando (26) and Clattenburg (28) were absent.

RESOLUTION NO. 137 DECLARATION OF SURPLUS PROPERTY- IT - APPROVAL OF

Legislator Torrey offered the following resolution:

WHEREAS, The Genesee County Information Technology Director has reviewed the list of obsolete computer equipment that is no longer suitable for county purposes, and

WHEREAS The Committee on Ways and Means concurs the equipment is no longer usable and recommends the equipment be declared surplus county property at this time. Now, therefore, Be it

RESOLVED, That the Genesee County Legislature does hereby declare the computer equipment as obsolete and surplus county property to be disposed of in an appropriate manner using a certified recycler - Regional Computer Recycling and Recovery Corporation, 7318 Victor-Mendon Rd., Victor, NY 14564.

Budget Impact Statement: Estimated cost of disposal is \$0 dollars.

Legislator DeJaneiro seconded the resolution which was adopted by 272 votes; Legislators Ferrando (26) and Clattenburg (28) were absent.

RESOLUTION NO. 138 2015 SALARY SCHEDULE AMENDMENT –COUNTY ATTORNEY OFFICE/DEPUTY COUNTY ATTORNEY – APPROVAL OF

Legislator Bausch offered the following resolution:

WHEREAS, The Deputy County Attorney has requested to decrease the number of hours worked per week from 37.5 hour to 30 hours per week, and

WHEREAS, This would require the reduction of his annual salary from \$83,118 to \$66,494, and

WHEREAS, The County Attorney and the Committee on Ways and Means does concur with this recommendation. Now, therefore, Be it

RESOLVED, That the Genesee County Treasurer and the Human Resource Director are hereby authorized and directed to amend the 2015 Management Salary Schedule by decreasing the number of hours for the Deputy County Attorney to 30 hours per week and decreasing the salary of the Deputy County Attorney to \$66,494 plus longevity annually effective April 22, 2015.

Budget Impact: This will result in a savings of \$16,624 in the County Attorney budget.

Legislator Davis seconded the resolution which was adopted by 272 votes; Legislators Ferrando (26) and Clattenburg (28) were absent.

RESOLUTION NO. 139 AGREEMENT WITH ROTARY CLUB OF BATAVIA, NY, INC. FLY-IN BREAKFAST - GENESEE COUNTY AIRPORT - APPROVAL OF

Legislator Young offered the following resolution:

WHEREAS, The Ways and Means Committee did receive a request from the Rotary Club of Batavia, NY, Inc. to hold a Fly-In Breakfast at the Genesee County Airport on Sunday, June 15, 2014, and

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 Chair of the Genesee County Legislature is hereby authorized and directed to enter into agreement with the Rotary Club of Batavia, NY, Inc. for access to and use of the Genesee County Airport on June 13, 14, 15, 16 and 17, 2014 subject to the rules and regulations of the Genesee County Airport to conduct a public Fly-In Pancake Breakfast on June 15, 2014.

Budget Impact Statement: Minimal utility expense offset by Rotary Club promotion of Airport.

Legislator DeJaneiro seconded the resolution which was adopted by 272 votes; Legislators Ferrando (26) and Clattenburg (28) were absent.

RESOLUTION NO. 140 CONTRACT RENEWAL – COUNTY NURSING HOME/ MANAGEMENT SERVICE AGREEMENT – APPROVAL OF

Legislator DeJaneiro offered the following resolution:

WHEREAS, Resolution No. 187 duly adopted on May 5 , 2010 did award a contract with Insource Healthcare Solutions, LLC for management services for the operation of the Genesee County Nursing Home, and

WHEREAS, Resolution No. 253 duly adopted on July 9, 2014, recognized the new business entity, resulting from the business reorganization of Insource Healthcare Solutions, CM Healthcare Innovations as the provider of nursing home administrator management services, and

WHEREAS, The County Manager does recommend the renewal of this contract from May 1, 2015 – December 31, 2015, for the monthly rate of \$13,333 and

WHEREAS, The Committee on Ways and Means has reviewed 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 the renewal agreement effective May 1, 2015 through December 31, 2015 with CM Healthcare Innovations, LLC, 35 Batavia City Centre, Batavia, NY 14020 for full time licensed Nursing Home Administration and management services of the Genesee County Nursing Home at a monthly cost of \$13,333.00

Budget Impact: Funds have been appropriated in the 2015 Nursing Home budget

Legislator Stein seconded the resolution which was adopted by 244 votes, Legislators Ferrando (26) and Clattenburg (28) were absent, Legislator Cianfrini (28) voted no.

RESOLUTION NO. 141 AUTHORIZATION TO AWARD-MEGA ENERGY BIDS -APPROVAL OF

Legislator Stein offered the following resolution:

WHEREAS, On February 11, 2015, the Genesee County Legislature approved Resolution No. 65, authorizing the Municipal Electric and Gas Alliance to release bids for electric, natural gas and delivered compressed natural gas supply on behalf of Genesee County, and

WHEREAS, All political subdivisions and districts within the State of New York were authorized to participate in the contracts awarded as a result of these bids, and

WHEREAS, Bids were received and opened on March 12, 2015 and subsequently evaluated by MEGA staff and consultants for determination of lowest responsible bidders in the designated utility service areas, with the results as follows:

For electric supply in National Grid, New York State Electric and Gas, and Rochester Gas and Electric territory, Integrys Energy Services submitted the low bid;

For natural gas supply in National Grid, New York State Electric and Gas, and Rochester Gas and Electric, National Fuel Gas, and Consolidated Edison territory, Direct Energy submitted the low bid;

For compressed natural gas supply in All of State territory, Direct Energy submitted the low bid., and

WHEREAS, The MEGA Board of Directors, through action of its executive committee, accepted such bids and has requested that Genesee County approve the award of the bids as noted above and authorize the Chair of the Legislature to enter into contracts with the low bidders, and

WHEREAS, Bids were presented to and reviewed by the Ways & Means Committee and the Committee does recommend approval at this time. Now, therefore, Be it

RESOLVED, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute contracts as appropriate to implement the above described program.

Legislator Torrey seconded the resolution which was adopted by 272 votes; Legislators Ferrando (26) and Clattenburg (28) were absent.

**RESOLUTION NO. 142 AUTHORIZATION FOR HOME RULE REQUEST –
SALES TAX INCREASE RENEWAL EXTENSION -
APPROVAL OF**

Legislator Bausch offered the following resolution:

WHEREAS, Genesee County is currently authorized by the New York State Legislature to impose a one percent sales tax, in addition to the three percent rate authorized by the tax law, and

WHEREAS, The authorizing legislation for the additional one percent expires November 30, 2015, and

WHEREAS, The County desires to renew the authorization for the additional sales tax of one percent. Now, therefore, Be it

RESOLVED, That the Genesee County Legislature hereby requests the New York State Legislature to support and pass Senate Bill No. S.4380 and Assembly Bill No. A.6294 which is the legislation necessary to renew the additional one percent sales tax, and Be it further

RESOLVED, That the renewal of the additional one percent authorized by the State Legislature will become effective immediately and expire November 30, 2015, and Be it further

RESOLVED, That the Chair of the Genesee County Legislature is authorized and directed to sign and file the necessary Home Rule Request, and Be it further

RESOLVED, That a copy of this resolution for Home Rule Request be sent to Governor Andrew Cuomo, Senator Michael Ranzenhofer, Assemblyman Stephen Hawley.

Budget Impact Statement: Funds from this additional one percent sales tax is used to finance capital projects and long term debt, in lieu of property taxes.

Legislator Stein seconded the resolution which was adopted by 272 votes; Legislators Ferrando (26) and Clattenburg (28) were absent.

**RESOLUTION NO. 143 AUTHORIZATION FOR HOME RULE REQUEST –
MORTGAGE TAX INCREASE RENEWAL - APPROVAL OF**

Legislator Torrey offered the following resolution:

WHEREAS, The County of Genesee is currently authorized by the New York State Legislature to impose an additional one-quarter of one percent (0.25%) local tax on mortgages for real property situated within the County of Genesee in addition to the current tax imposed on said mortgages with the local tax of one-quarter of one percent to be used for the purpose of offsetting of the Recording/County Clerk's Office or any County General Fund purpose in Genesee County, and

WHEREAS, The authorizing legislation for the additional one-quarter of one percent expires November 1, 2015, and

WHEREAS, The County desires to renew the authorization for the additional one quarter of one percent. Now, therefore, Be it

RESOLVED, That the Genesee County Legislature hereby requests the New York State Legislature to support and pass Senate Bill No. S.4381 and Assembly Bill No. A.6292 which is the legislation necessary to extend the additional one-quarter of one percent tax on mortgages for real property situated within the County of Genesee in addition to the current tax imposed on said mortgages, and Be it further

RESOLVED, That the Chair of the Genesee County Legislature is authorized and directed to sign the necessary Home Rule Request, and Be it further

RESOLVED, That a copy of this resolution for Home Rule Message be sent to Governor Andrew Cuomo, Senator Michael Ranzenhofer, Assemblyman Stephen Hawley.

Legislator Bausch seconded the resolution which was adopted by 272 votes; Legislators Ferrando (26) and Clattenburg (28) were absent.

RESOLUTION NO. 144 COUNTY AUDIT – APRIL 8 - APPROVAL OF

Legislator Bausch offered the following resolution:

WHEREAS, Legislator DeJaneiro did review the following claims:

| | |
|---------------------|-----------------|
| 2015 General Fund | \$ 1,588,055.10 |
| 2015 Highway | 572,928.14 |
| 2015 Nursing Home | 369,498.64 |
| 2015 Self Insurance | 47,286.09 |
| 2015 DSS Abstracts | 381,995.80 |

2015 Capital Projects:

| | |
|-----------------------------------------------------|-----------|
| Sheriff 800 MHZ Radio System Upgrade | 23,140.20 |
| Airport Construct New Terminal & Maintenance Hangar | 18,214.70 |

Payroll – General & Nursing Home

| | |
|---------------|--------------|
| April 3, 2015 | 1,241,713.32 |
|---------------|--------------|

Medicaid

| | |
|----------------|-------------------|
| March 31, 2015 | 177,425.00 |
| April 7, 2015 | <u>177,425.00</u> |

| | |
|--------------------|-----------------|
| Total Audit | \$ 4,597,681.99 |
|--------------------|-----------------|

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 Torrey seconded the resolution which was adopted by 272 votes; Legislators Ferrando (26) and Clattenburg (28) were absent.

A motion to invoke a Rule 19 on the following resolution was made upon motion of Legislator Bausch seconded by Legislator Stein.

RESOLUTION NO. 145 AUTHORIZATION TO HOLD REQUISITE PUBLIC HEARING TO SUPPORT AN APPLICATION TO THE NEW YORK STATE OFFICE OF COMMUNITY RENEWAL FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING

Legislator Bausch offered the following resolution:

WHEREAS, Genesee County is contemplating the submission of an application for Community Development Block Grant (“CDBG”) funding from the New York State Office of Community Renewal (“OCR”) to assist in an expansion of the operations of P. W. Minor, LLC in the City of Batavia, and

WHEREAS, The submission of such an application requires that a public hearing be held to obtain citizen comments regarding community and economic development needs in the County and to comment on any specific project proposals. Now, therefore, Be it

RESOLVED, That the County shall hold a public hearing on April 22, 2015 at 5:30 PM at the Old Courthouse, 7 Main Street, Batavia, New York to obtain citizen comments regarding community and economic development needs in the County and the proposed CDBG application to the OCR. Legislator Stein seconded the resolution which was adopted by 225 votes, Legislators Ferrando (26) and Clattenburg (28) were absent, and Legislator Young (47) abstain.

Prior to roll call on the above resolution, Legislator Young stated that there is a conflict of interest between himself being a Legislator and being President and Owner of P.W. Minor. Legislator Young wanted to make it clear that he understands that there is a process that needs to be followed when a conflict of interest happens and it is his intention on following that process. This process requires that he announce his conflict, which he has just done, and that any discussion that happens on this item he will not be partaking in and he will be abstaining to any votes on the matter.

The meeting was adjourned at 5:57 PM upon motion of Legislator Stein seconded by Legislator Bausch.