

**THERE WILL BE A BUDGET SESSION AFTER WAYS AND MEANS**

**WAYS & MEANS AGENDA  
WEDNESDAY, November 4, 2015  
Old Courthouse**

**4:30 PM Approval of Minutes 10/21/15**

**4:30 PM Kathy Jasinski, Executive Secretary, Workers Comp**

1. Contract Renewal-Third Party Administrator **Reso 1**

**4:35 PM Eve Hens, Purchasing Director**

1. Surplus Equipment-Mail Machine **Reso 2**  
2. Contract-Work Clothing & Uniforms **Reso 3**  
3. Contract-Garbage/Refuse Removal **Reso 4**

**4:40 PM Kevin Andrews, Deputy Treasurer**

1. Set Public Hearing – Local Law Intro 3 **Reso 5**  
2. Local Law Introductory No. 3 – 421-f Exemptions for Capital Improvement to Residential Buildings in the Village of LeRoy **Reso 6**  
3. Set Public Hearing – Local Law Intro 4 **Reso 7**  
4. Local Law Introductory No. 4- 485-a – Exemption for Residential Commercial Urban Exemption Program **Reso 8**

**4:50 PM Matt Landers, Assistant County Manager**

1. Contract-Safety Consultant **Reso 9**

**Referrals from Human Service**

1. Budget Transfer – County Manager **Reso 10**  
2. Salary Amendment-Nursing Home/ Full Time Senior Clerk Typist **Reso 11**  
3. Budget Amendment-Mental Health/Medication Insurance Reimbursement **Reso 12**  
4. Budget Amendment-Mental Health/Cazenovia Recovery Systems **Reso 13**  
5. Salary Schedule Amendment-Mental Health/Registered Professional Nurse **Reso 14**  
6. Salary Schedule Amendment-Mental Health/Clinical Therapist **Reso 15**

**County Manager Report**

1. Lease Agreement-Morpho Trust-*discussion*  
2. *Adjourn to Executive Session to discuss a Personnel Matter*

**Administrative Office**

1. Next Legislature Meeting **THURSDAY** November 12<sup>th</sup>

**Chair Report**

**RESOLUTION NO. 1      CONTRACT EXTENSION - THIRD PARTY  
ADMINISTRATION SERVICES - GENESEE COUNTY  
SELF INSURANCE PLAN - APPROVAL OF**

Legislator                      offered the following resolution:

**WHEREAS**, The Genesee County Self-Insurance Plan did contract with first Niagara Risk Management, Inc. for third party administration services for the period January 1, 2013 through December 31, 2015 at the rate of \$45,600 for 2013 and \$46,500 for the years 2014 and 2015, and

**WHEREAS**, Said Contract did allow for an extension for two one-year periods upon mutual agreement at the same terms and conditions, and

**WHEREAS**, The Genesee County Self-Insurance and First Niagara Risk Management have agreed to a one-year renewal at the rate of \$46,500.00, and

**WHEREAS**, The Executive Secretary of the Self-Insurance Plan does recommend extending the contract through December 31, 2016 and the Committee on Ways and Means does concur.  
Now, therefore, Be it

**RESOLVED**, That the chair of the Genesee County Legislature is hereby authorized and directed to execute a one-year contract extension with First Niagara Risk Management for third party administration services for the Genesee County Self-Insurance Plan for the period January 1, 2016 through December 31, 2016 at the rate of \$46,500.

**Budget Impact Statement:** Funds for this service have been provided in the 2016 Self-Insurance budget and apportioned to the participants.







**RESOLUTION NO. 5 SET PUBLIC HEARING – LOCAL LAW INTRODUCTORY  
NO. 3 YEAR 2015 A LOCAL LAW TO AMEND THE TAX  
LAWS OF GENESEE COUNTY PURSUANT TO SECTION  
421-f OF THE NEW YORK STATE REAL PROPERTY TAX  
LAW -APPROVAL OF**

Legislator offered the following resolution:

**WHEREAS**, There is hereby introduced to the Genesee County Legislature a proposed Local Law Introductory No 3, Year 2015 entitled “**A LOCAL LAW TO AMEND THE TAX LAWS OF GENESEE COUNTY PURSUANT TO SECTION 421-f OF THE NEW YORK STATE REAL PROPERTY TAX LAW**, and

**WHEREAS**, Subdivision 5 of Section 20 of the Municipal Home Rule Law requires a public hearing to be held on such Local Law. Now, therefore, Be it

**RESOLVED**, That a public hearing shall be held on proposed Local Law Introductory No 3, Year 2015, by the Genesee County Legislature on the 23rd day of November, 2015 at 5:30 p.m. at the Old Courthouse, 7 Main Street, Batavia, New York.

**RESOLUTION NO. 6 LOCAL LAW INTRODUCTORY NO. 3 YEAR 2015,  
A LOCAL LAW TO AMEND THE TAX LAWS OF  
GENESEE COUNTY PURSUANT TO SECTION 421-f OF  
THE NEW YORK STATE REAL PROPERTY TAX LAW  
-APPROVAL OF**

Legislator offered the following resolution:

**WHEREAS**, The following Local Law was duly introduced to the Genesee County Legislature in accordance with the Law

A LOCAL LAW, to amend the tax laws of Genesee County.

**Be it enacted**, by the Genesee County Legislature, Batavia New York, as follows:

**Section 1. Exemptions for Capital Improvements to Residential Buildings in the Village of LeRoy.**

**Exemptions Established**

Residential buildings within the Village of LeRoy, New York that are reconstructed, altered or improved, pursuant to § 421-f of the NYS Real Property Tax Law shall be exempt from taxation and special ad valorem levies levied.

**Amount of exemption**

A. The exemption equals the base exemption, multiplied by one of the following percentages. The extent of such exemption shall decrease by 12 ½% of the exemption base each year during such additional period pursuant to the following.

<b>Year 1</b>	<b>100%</b>
<b>Year 2</b>	<b>87.5%</b>
<b>Year 3</b>	<b>75%</b>
<b>Year 4</b>	<b>62.5%</b>
<b>Year 5</b>	<b>50%</b>
<b>Year 6</b>	<b>37.5%</b>
<b>Year 7</b>	<b>25%</b>
<b>Year 8</b>	<b>12.5%</b>
<b>Year 9</b>	<b>0%</b>

B. Such exemption shall be limited to \$80,000 in increased market value, but not less than \$5,000, of the property attributable to such reconstruction, alteration or improvement, and any increase in market value greater than such amount shall not be eligible for the exemption pursuant to this section. For the purposes of this section, the market value of the reconstruction, alteration or improvement shall be equal to the increased assessed value attributable to such reconstruction, alteration or improvement divided by the most recently established state equalization rate or special equalization rate, except where the state equalization rate or special equalization rate equals or exceeds 95%, in which case the increase in assessed value attributable to such reconstruction, alteration or improvement shall be deemed to equal the market value of such reconstruction, alteration or improvement.

**Section 2. Eligibility for Exemption**

A. No such exemption shall be granted for reconstruction, alterations or improvements unless:

1. Such reconstruction, alteration or improvement was commenced subsequent to the effective date of the local law or resolution adopted; and
2. The value of such reconstruction, alteration or improvement exceeds \$3,000; and

3. The greater portion, as so determined by square footage, of the building reconstructed, altered or improved is at least five years old; and
  4. The reconstruction, alteration or improvement shall have been permitted by the Code Enforcement Officer such that a building permit issued and said reconstruction, alteration or improvement shall have met all necessary approvals per the applicable New York State Uniform Fire Prevention and Building Code, LeRoy Municipal Code and the Code Enforcement Officer's approval upon completion; and
  5. The property for which exemption is sought must be a one or two family residence.
- B. For purposes of this section the terms "reconstruction," "alteration" and "improvement" shall not include ordinary maintenance and repairs.
- C. In the event that a building granted an exemption pursuant to this article ceases to be used primarily for residential purposes or title thereto is transferred to other than the heirs or distributees of the owner, the exemption granted pursuant to this article shall cease.

**Section 3. Time to file application**

Such exemption shall be granted only upon application by the owner of such building on a form prescribed by the State Board. The application shall be filed with the Assessor of the Town of LeRoy on or before the taxable status date of March 1. Any exemption pursuant to this article shall be granted only upon application by the owner thereof on the form prescribed by the State Board. The application shall be filed with the Assessor of the Town of LeRoy on or before the taxable status date of March 1 to be eligible for any exemption to be entered on the assessment roll prepared on the basis of said taxable status date.

**Section 4. Effective date**

This local law shall take effect immediately

**WHEREAS**, The Clerk of the Genesee County Legislature did post a certified notice of the Public Hearing of said proposed Local Law on the bulletin board in the Courthouse, and  
**WHEREAS**, A Public Hearing was held at 7:00 PM on the \_\_\_\_ day of \_\_\_\_, 2015 at the Genesee County Legislature Chambers, Old Courthouse, 7 Main St., Batavia, New York at which time all interested persons who wished to speak were heard. Now, therefore, Be it  
**RESOLVED**, That a LOCAL LAW TO AMEND THE TAX LAWS OF GENESEE COUNTY to be known as Local Law Number \_\_\_\_\_, Year 2015 be and hereby is adopted.



**RESOLUTION NO. 7 SET PUBLIC HEARING – LOCAL LAW INTRODUCTORY  
NO. 4 YEAR 2015 A LOCAL LAW TO AMEND THE TAX  
LAWS OF GENESEE COUNTY PURSUANT TO SECTION  
485-a OF THE NEW YORK STATE REAL PROPERTY TAX  
LAW -APPROVAL OF**

Legislator offered the following resolution:

**WHEREAS**, There is hereby introduced to the Genesee County Legislature a proposed Local Law Introductory No 4, Year 2015 entitled “**A LOCAL LAW TO AMEND THE TAX LAWS OF GENESEE COUNTY PURSUANT TO SECTION 485-a OF THE NEW YORK STATE REAL PROPERTY TAX LAW**, and

**WHEREAS**, Subdivision 5 of Section 20 of the Municipal Home Rule Law requires a public hearing to be held on such Local Law. Now, therefore, Be it

**RESOLVED**, That a public hearing shall be held on proposed Local Law Introductory No 3, Year 2015, by the Genesee County Legislature on the 23rd day of November, 2015 at 5:30 p.m. at the Old Courthouse, 7 Main Street, Batavia, New York.

**RESOLUTION NO. 8 LOCAL LAW INTRODUCTORY NO. 3 YEAR 2015,  
 A LOCAL LAW TO AMEND THE TAX LAWS OF  
 GENESEE COUNTY PURSUANT TO SECTION 485-a OF  
 THE NEW YORK STATE REAL PROPERTY TAX LAW  
 -APPROVAL OF**

Legislator offered the following resolution:

**WHEREAS**, The following Local Law was duly introduced to the Genesee County Legislature in accordance with the Law

A LOCAL LAW, to amend the tax laws of Genesee County.

**Be it enacted**, by the Genesee County Legislature, Batavia New York, as follows:

**Section 1. Exemption for Residential-Commercial Urban Exemption Program**

**Exemption Established**

Non-residential buildings within the Village of LeRoy, New York that are converted to a mixture of residential and commercial uses pursuant to §485-a of the NYS Real Property Tax Law shall be exempt from taxation and special ad valorem levies levied.

**Amount of exemption**

A. The exemption is calculated as a percentage of the “exemption base,” which is the increase in assessed value attributed to the conversion. The base should be determined for each year in which there is such an increase attributed to an eligible conversion. The exemption is to be calculated by the following method:

Year 1 through 8	100% of Exemption Base
Year 9	80% of Exemption Base
Year 10	60% of Exemption Base
Year 11	40% of Exemption Base
Year 12	20% of Exemption Base

B. No such exemption shall be granted concurrent with or subsequent to any other real property tax exemption granted to the same improvement to real property, except, where during the period of such previous exemption, payments in lieu of taxes or other payments were made to the local government in an amount that would have been equal or greater than the amount of real property taxes that would have been paid on such improvements had such property been granted an exemption pursuant to this section. In such case, an exemption shall be granted for a number of years equal to the twelve year exemption granted pursuant to this section less the number of years the property would have been previously exempt from real property taxes.

**Eligibility for Exemption**

- A. No such exemption shall be granted for reconstruction, alterations or improvements unless:
1. Such conversion was commenced subsequent to the effective date of the local law adopted; and
  2. The value of such reconstruction, alteration or improvement exceeds \$10,000; and
  3. The reconstruction, alteration or improvement shall have been permitted by the Code Enforcement Officer such that a building permit issued and said reconstruction, alteration or improvement shall have met all necessary approvals per the applicable New York State Uniform Fire Prevention and Building Code, Village Of LeRoy Municipal Code and The Code Enforcement Officer upon completion; and

4. Such conversion is for non-residential property converted to a mixture of residential and commercial uses. The exemption does not apply to improvements for dwelling units in a hotel.

B. For purposes of this section the terms “reconstruction”, “alteration” and “improvement” shall not include ordinary maintenance and repairs. The following shall not be considered conversion except to the extent that they are a part of an addition, remodeling or modernization: exterior painting; the replacement of exterior siding; interior painting; plastering; paneling or wallpapering; replacement of flooring or floor coverings; repairs to electrical or plumbing systems.

C. In the event that a building granted an exemption pursuant to this article ceases to be used primarily for mixed residential and commercial purposes or title thereto is transferred to other than the heirs or distributees of the owner, the exemption granted pursuant to this article shall cease.

**Section 2. Time to file application**

Such exemption shall be granted only upon application by the owner of such building on a form prescribed by the State Board of Real Property Services. The application shall be filed with the Assessor of the Town of LeRoy and Genesee County Director of Real Property Services on or before the taxable status date of March 1. Any exemption pursuant to this article shall be granted only upon application by the owner thereof on the form prescribed by the State Board. The application shall be filed with the Assessor of the Town of LeRoy and Genesee County Director of Real Property Services on or before the taxable status date of March 1 to be eligible for an exemption to be entered on the assessment roll prepared on the basis of said taxable status date.

**Section 3. Effective date**

This local law shall take effect immediately

**WHEREAS**, The Clerk of the Genesee County Legislature did post a certified notice of the Public Hearing of said proposed Local Law on the bulletin board in the Courthouse, and

**WHEREAS**, A Public Hearing was held at 7:00 PM on the \_\_\_\_ day of \_\_\_\_\_, 2015 at the Genesee County Legislature Chambers, Old Courthouse, 7 Min St., Batavia, New York at which time all interested persons who wished to speak were heard. Now, therefore, Be it

**RESOLVED**, That a LOCAL LAW TO AMEND THE TAX LAWS OF GENESEE COUNTY to be known as Local Law Number \_\_\_\_\_, Year 2015 be and hereby is adopted.

**RESOLUTION NO. 9      CONTRACT RENEWAL- SAFETY CONSULTANT  
SERVICES – APPROVAL OF**

Legislator    offered the following resolution:

**WHEREAS**, Genesee County retained the services of a safety consultant for the Genesee County Self Insured Workers Compensation Plan to assist with development and implementation of comprehensive safety and training programs, and

**WHEREAS**, A Request for Proposals #2014-115 was issued in 2014 for said services and Occupational Safety and Environmental Associates Inc. was awarded the contract, and

**WHEREAS**, The Request for Proposals allowed for four additional one year renewals and the Assistant County Manager has recommended that the contract be renewed for the first one year renewal, 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 a contract by and between the County of Genesee and Occupational Safety and Environmental Assoc., Inc. (OSEA), 3730 A California Road, Orchard Park, New York 14127 for Safety Consultant Services at a rate of \$120 per hour for 300 hours equaling \$36,000 effective January 1, 2016 – December 31, 2016.

**Budget Impact:** The Genesee County Self Insured Workers Compensation Plan incorporated \$40,000 in the 2016 budget to cover this expense.

**RESOLUTION NO. 10 2015 BUDGET TRANSFER – COUNTY MANAGER – APPROVAL OF**

Legislator offered the following resolution:

**WHEREAS**, The County Manager’s Department has been working with an outside consultant to perform corporate compliance risk assessments throughout the County, and

**WHEREAS**, The funds for these expenditures were originally budgeted in the Mental Health budget during the 2015 budget adoption, but after discussions with Mental Health Administration it was determined these expenditures were better suited to come out of the department where the Corporate Compliance Officer resides, and

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

**RESOLVED**, That the Genesee County Treasurer is hereby authorized and directed to make the following 2015 budget transfers:

\$7,500.00 from A.4310.4660.0000 Mental Health, Contracted Other

\$7,500.00 to A.1230.4660.0000 County Manager, Contracted Other

**Budget Impact:** No net budget impact as the money for corporate compliance services were already budgeted for in the 2015 budget.

**RESOLUTION NO. 11 SALARY SCHEDULE AMENDMENT – NURSING HOME/FULL TIME SENIOR CLERK TYPIST – APPROVAL OF**

Legislator offered the following resolution:

**WHEREAS**, A position of PT Financial Clerk is about to be vacated, due to a resignation from the Nursing Home Business Office, and

**WHEREAS**, It would be beneficial to the Home to create a new FT Senior Clerk position, and

**WHEREAS**, This creation of a new Senior Clerk position can be afforded within the proposed 2016 budget by eliminating three part time positions, and

**WHEREAS**, This combination of jobs would capitalize on the talents of an existing Clerk Typist, expand her duties and avoid the time and expense of recruiting and training a new part-time employee; therefore, Be it

**RESOLVED**, That the Chair of the Genesee County Legislature is hereby authorized and directed to execute the necessary documents to create a new full-time Senior Clerk position from three existing positions (Clerk-Typist, Financial Clerk Typist), effective November 15, 2015.

<b>Budget Impact:</b>	Eliminate one PT Clerk/Typist position:	Save: \$ 14,345
	Eliminate one PT Financial Clerk/Typist:	Save: \$ 15,768
	Dollars budgeted in error for a PT Activities Aide position previously eliminated	<u>Save: \$ 11,495</u>
		Total \$ 41,617
	Create one FT Senior Clerk:	\$ 41,314
	Save:	\$ 303

**RESOLUTION NO. 12 2015 BUDGET AMENDMENT – MENTAL HEALTH SERVICES /INSURANCE REIMBURSEMENT - APPROVAL OF**

Legislator offered the following resolution:

**WHEREAS**, The Director of the Community Mental Health Services did request an amendment to the 2015 Genesee County Budget to accommodate the Department’s need to purchase injectable medications to meet client needs, the cost of which are reimbursable through the NYS Insurance Buy and Bill Program, 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 Appropriation A 4310 4700.0420 Mental Health, Medical Supplies in the amount of \$50,000 to be offset by an increase in Revenue A 4310.1620.1300 Medical Reimbursements, in the amount of \$50,000.

**Budget Impact:** Increasing expenses from \$75,000 to \$125,000 and increasing medical reimbursement revenue from \$75,000 to \$125,000. No net deficit increase to the County.

**RESOLUTION NO. 13 2015 – BUDGET AMENDMENT - COMMUNITY MENTAL HEALTH SERVICES / CAZENOVIA RECOVERY SYSTEMS, INC.– APPROVAL OF**

Legislator offered the following resolution:

**WHEREAS**, The Director of the Community Mental Health Services did request an amendment to the 2015 Mental Health budget for Cazenovia Recovery Systems, Inc., 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 A4314.4660.0000, Contracted Other, by \$80,386.00

AND

Increasing A4314.4488. Federal Aid, OASAS \$80,386.00

**Budget Impact:** Gross Budget increased by \$80,386.000



**RESOLUTION NO. 14 2015 SALARY SCHEDULE AMENDMENT - COMMUNITY MENTAL HEALTH SERVICES/REGISTERED PROFESSIONAL NURSE-APPROVAL OF**

Legislator offered the following resolution:

**WHEREAS**, The Director of the Community Mental Health Services did request an amendment to the 2015 Employee Salary Schedule to eliminate one (1) Full-time, Community Mental Health Nurse in CSEA-General, Grade 18N, and creating (1) Full-time, Registered Professional Nurse, in CSEA-General, Grade 16N 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 Employee Salary Schedule by eliminating one (1) Full-time, Community Mental Health Nurse in CSEA-General, Grade 18N, and creating one (1) Full-time, Registered Professional Nurse, in CSEA-General, Grade 16N effective November 12, 2015.

**Budget Impact:** Net County Annualized Savings: \$24,000.00

**RESOLUTION NO. 15 2015 SALARY SCHEDULE AMENDMENT - COMMUNITY MENTAL HEALTH SERVICES/MENTAL HEALTH CLINICAL THERAPIST-APPROVAL OF**

Legislator offered the following resolution:

**WHEREAS**, The Director of the Community Mental Health Services did request an amendment to the 2015 Employee Salary Schedule to eliminate one (1) Full-time, Assistant Social Worker in CSEA-General, Grade 15, and creating (1) Part-time, Mental Health Clinical Therapist, in CSEA-General, Grade 19, and creating (1) Part-time, Therapeutic Activities Aide in CSEA-General, Grade 9, 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 Employee Salary Schedule by eliminating one (1) Full-time, Assistant Social Worker in CSEA-General, Grade 15, and creating one (1) Part-time, Mental Health Clinical therapist, in CSEA-General, Grade 19, and creating (1) Part-Time, Therapeutic Activities Aide in CSEA-General, Grade 9 effective November 12, 2015.

**Budget Impact:** Net County Annualized Savings: \$30,000.00