

October 3, 2019

The regular meeting of the Ontario County Board of Supervisors was called to order at 6:34 p.m. at the Farmington Town Hall, 1000 County Road 28 in the Town of Farmington, with Chairman Marren presiding.

The Pledge of Allegiance was led by Supervisor Singer.

Upon roll call, all Members of the Board were present with the exception of Supervisors Hicks, Teed, Marshall, and Russell.

Minutes of the preceding session were approved without being read by motion of Supervisor Venuti, seconded by Supervisor Singer; motion carried.

REPORTS OF COUNTY OFFICIALS:**COMMUNICATIONS:**

The following communications and reports are on file in the Clerk's Office:

Copies received of minutes of meetings held as follows:

- a. Health and Human Services Committee held on September 3, 2019
- b. Planning and Environmental Quality Committee held on September 3, 2019
- c. Public Works Committee held on September 3, 2019
- d. Governmental Operations and Insurance Committee held on September 4, 2019
- e. Seneca Watershed Intermunicipal Organization held on July 30, 2019

Acknowledgment of receipt regarding filing on September 4th, 2019, County of Ontario, Local Law 4, 2019 received from Department of State.

Acknowledgement of receipt of Resolution No. 493-2019 received from Senator Pamela Helming.

Act No. 388-2019 received from Cattaraugus County.

Resolution No. 250 received from Essex County.

Resolution No. 342 received from Fulton County.

Resolution No. 19-514 received from Madison County.

Resolution No. 188-19 received from Seneca County.

Notification of federal funding under the FY2018 Cyber Security Grant Program received from Patrick Murphy, Commissioner, NYS Homeland Security and Emergency Services.

Notification of Grant Award and approved application for the Unmet Need program received from Greg Olsen, NYS Office for the Aging.

A letter requesting feedback on our biggest legislative concerns received from James F. Gauthran, Chair, NYS Senate Standing Committee on Local Government.

Notice of Concurrence of Determination of Categorical Exclusion under 24 CFR 58.356 (a) NYS CBDG Project # 850ED939-19 received from Program Director, CDBG Economic Development Office of Community Renewal.

Notice of Award under the NYS Public Safety Answering Points Operations Grant Program received from Patrick Murphy, Commissioner, NYS Homeland Security and Emergency Services.

Notice of Obligational Authority updating the funding that is used by the Local Workforce Development Area received from Karen A. Coleman, Deputy Commissioner for Workforce Development.

A fully executed Grant Agreement received from Homes and Community Renewal.

A copy of an application for Real Property Tax Exemption regarding Inn on the Lake 2018 Facility, received from Ontario County Industrial Development Agency.

September 2019 Ontario County Soil & Water Conservation District (OCSWCD) Newsletter received by email from OCSWCD.

REPORTS OF SPECIAL COMMITTEES:

Supervisor Green offered the following resolution and moved for its adoption, seconded by Supervisor Singer:

RESOLUTION NO. 551-2019 RESOLUTION OF SYMPATHY – HON. WAYNE F. HOUSEMAN

WHEREAS, This Board of Supervisors was saddened to learn of the recent death of Wayne F. Houseman, former Supervisor representing the Town of Bristol, from 1998 through 2009; and

WHEREAS, During his tenure on this Board, Mr. Houseman diligently served on many standing committees including Human Services, Personnel, Finance, and the special FLCC Projects committee; and

WHEREAS, Mr. Houseman was elected to serve as Vice-Chairman of this Board from 2004 through 2009; and

WHEREAS, Mr. Houseman loyally and faithfully served the Traffic Safety Board for over 30 years; and

WHEREAS, Mr. Houseman served as a Finger Lakes Community College Board of Trustee from 2010 through 2014; now, therefore, be it

RESOLVED, That this Board of Supervisors, on behalf of its members both past and present, mourns the death of Wayne F. Houseman and extends its sincere sympathy to his family; and further

RESOLVED, That this resolution be spread upon the minutes of this Board and a copy sent to the Houseman family.

Adopted.

Supervisor Green noted that Mr. Houseman was the former Supervisor for the Town of Bristol and left the town in excellent financial shape when there was not a lot to work with. Mr. Houseman brought a unique skill set with his humor and country western music.

Supervisor Gallahan said he was a student at Victor School, where he first met Mr. Houseman. He said Mr. Houseman was a dedicated man to children and teaching. He had a way with the students. He was respected and will miss his humor.

Supervisor Singer said that his humor and play on words have yet to be matched. He was always there to lend a hand and will be sadly missed.

Supervisor Bendzlowicz offered the following four resolutions as a block and moved for its adoption, seconded by Supervisor Campbell:

**RESOLUTION NO. 552-2019
AUTHORIZATION TO CONTRACT FOR EARLY VOTING
ELECTRONIC POLL BOOKS**

WHEREAS, The Ontario County Board of Elections is required by NYS Election Law to conduct Early Voting utilizing electronic poll books; and

WHEREAS, Knowink Innovative Election Solutions, 2111 Olive Street St. Louis MO is a state approved provider of this product, associated services and licenses, at a cost not to exceed \$39,000; and

WHEREAS, The State of New York has provided a grant to reimburse Ontario County for said costs listed above,

WHEREAS, The Governmental Operations and Insurance Committee has reviewed and recommends contracting with Knowink, Innovative Election Solutions, Inc. for the purpose of purchasing electronic poll books, printers, and software to conduct Early Voting; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, this Board of Supervisors hereby approves a contract with Knowink, Inc. 2111 Olive Street, St. Louis MO, for the term of October, 14 2019, through December 31, 2020 for an amount not to exceed \$39,000; and further

RESOLVED, That if a no cost time extension of up to six (6) months is necessary, the Board of Supervisors hereby approves such extension subject to review and approval by the Governmental Operations and Insurance standing committee; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the contract with Knowink and all other documents necessary to effectuate the purpose of this resolution; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to Knowink, Innovative Election Solutions.

**RESOLUTION NO. 553-2019
ACCEPTANCE OF GRANT FROM
NYS BOARD OF ELECTIONS, ELECTRONIC POLL BOOKS
GRANT BOE01-COO4041-1110000**

WHEREAS, The Ontario County Board of Elections is required by NYS Election Law to conduct Early Voting utilizing electronic poll books; and

WHEREAS, Knowink Innovative Election Solutions, 2111 Olive Street St. Louis MO is a state approved provider of this product, associated services and licenses, at a cost not to exceed \$39,000; and

WHEREAS, The State of New York has provided a grant (BOE01-COO4041-1110000) to reimburse Ontario County for said costs listed above; and

WHEREAS, Authorization by the Ontario County Board of Supervisors is required for acceptance of said NYS funds; and

WHEREAS, The Governmental Operations and Insurance and Ways and Means Committees have reviewed and recommends accepting a grant from NYS Board of Elections for the purpose of purchasing electronic poll books, printers, and software to conduct Early Voting; Now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, this Board of Supervisors hereby accepts NYS grant funding for an amount up to \$105,726.38; and further

RESOLVED, That if a no cost time extension of up to six (6) months is necessary, the Board of Supervisors hereby approves such extension subject to review and approval by the Governmental Operations and Insurance, Ways and Means standing committees; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the contract with NYS BOE and all other documents necessary to effectuate the purpose of this resolution; and further

RESOLVED, That the Finance Department be authorized to make any budgetary and accounting entries to effectuate the intent of the resolution; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to NYS BOE.

RESOLUTION NO. 554-2019
2019 RECORDS CONSERVATION SERVICES
RECORDS, ARCHIVES & INFORMATION MANAGEMENT SERVICES AND
KOFILE TECHNOLOGIES, INC.

WHEREAS, The Department of Records, Archives & Information Management Services needs to conserve, repair, de-acidify, encapsulate and rebind several manuscript volumes important to the County of Ontario; and

WHEREAS, The Records Management Officer believes that Kofile Technologies, Inc., is the best available document conservation firm for this purpose; and

WHEREAS, The quoted costs are as follows:

Sheriff’s Criminal Records	1886-1903	\$2,525.00
Supreme Court Minutes	1856-1857	\$1,035.00
Total		\$3,560.00

and

WHEREAS, The Department of Records, Archives & Information Management Services has sufficient funds in accounts A1460-4167; now, therefore, be it

RESOLVED, That the quote of Kofile Technologies, Inc., for an amount not to exceed \$3,560.00 be accepted and said firm be instructed to complete the conservation work on the above volume and pages; the Board of Supervisors hereby approves a short form contract with Kofile Technologies, Inc.; and further

RESOLVED, That Kofile Technologies, Inc., will repair, de-acidify, encapsulate in Mylar and rebind the above mentioned documents; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of the Board, to Kofile Technologies, Inc., One Allen Martin Drive, Essex, VT 05451.

RESOLUTION NO. 555-2019
APPROVAL OF AMENDED CONTRACT WITH BERGMANN ASSOCIATES
FOR GEOGRAPHIC INFORMATION SYSTEMS TECHNICAL ASSISTANCE

WHEREAS, Ontario County owns and maintains an extensive enterprise Geographic Information System (GIS) as an important resource to residents, visitors, County and municipal departments; and

WHEREAS, Per Resolution 594-2016, Ontario County entered into a contract with Bergmann Associates, Inc for GIS technical support; and

WHEREAS, Ontario County and Bergmann have determined that additional technical support and system updates in the amount of \$45,000 require an amendment to the original contract; and

WHEREAS, The Chief Information Officer and the Governmental Operations and Insurance Committee recommend approval of the amended contract with Bergmann Associates, Inc for continued critical updates to the County's GIS system; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney as to for, this Board hereby approves the amended contract with Bergmann Associates for an amount not to exceed \$125,000; and further

RESOLVED, that the Department of Finance is hereby directed to process all transactions related to this contract; and further

RESOLVED, that the County Administrator is hereby authorized to execute the amended contract with Bergmann Associates and any other documents necessary to effectuate the purpose of this resolution.

The foregoing block of four resolutions was adopted.

Supervisor Wille offered the following seven resolutions as a block and moved for its adoption, seconded by Supervisor Sauers:

**RESOLUTION NO. 556-2019
AUTHORITY TO ESTABLISH CHARGES FOR FLU SHOTS
PUBLIC HEALTH 2019-2020**

WHEREAS, The Ontario County Public Health Department provides flu shots to community residents annually; and

WHEREAS, The costs for the vaccine and administration of these shots is reimbursable from certain insurance companies; and

WHEREAS, The Public Health Department is desirous of seeking reimbursement from insurance companies where possible; and

WHEREAS, It is necessary to establish a yearly departmental charge for the administration of these shots in order to bill for these services; and

WHEREAS, The Public Health Director and the Health and Human Services Committee recommend establishing these charges; now, therefore, be it

RESOLVED, That the following fees be established for the administration of the flu vaccine for the 2019-2020 flu season:

<i>Vaccine</i>	<i>Service</i>	<i>Cost</i>
Flu	Vaccine Administration	\$20.00
	Cost of Vaccine	\$20.00

and

RESOLVED, That individuals without insurance will pay forty dollars, \$40.00, per table above.

RESOLUTION NO. 557-2019
AUTHORIZATION TO RENEW AGREEMENT
S2AY RURAL HEALTH NETWORK, INC. AND
ONTARIO COUNTY PUBLIC HEALTH – 2019

WHEREAS, Resolution No. 20-2018 authorized a contract with the S2AY Rural Health Network for purposes of sharing in the cost of carrying out the work plan of the S2AY Rural Health Network, which includes the counties of Steuben, Schuyler, Yates, Ontario, Seneca, Wayne, and Chemung; and

WHEREAS, The Public Health Director, County Administrator, and the Health and Human Services Committee recommend the continued participation of the Public Health Department in this network; and

WHEREAS, The funding for this contract is established in the amount of \$18,500.00 and has been budgeted for in the 2019 budget; now, therefore, be it

RESOLVED, That upon the review and approval of the County Attorney as to form, the Board of Supervisors hereby approves a contract with S2AY Rural Health Network for the term of January 1, 2019, through December 31, 2019 at a cost not to exceed \$18,500; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute this agreement with S2AY Rural Health Network and all other documents necessary to effectuate the purposes of this resolution; and further

RESOLVED, That a certified copy of this resolution be forwarded by the Clerk of this Board to the S2AY Rural Health Network, Inc., PO Box 390, Canandaigua, NY 14424.

RESOLUTION NO. 558-2019
2020/2021 SERVICES AND RATES PROVIDED
IN CONNECTION TO CORONER CASES

WHEREAS, Resolution No. 13-2019 established the fees and services payable by the County of Ontario with regard to services authorized by County Coroners for the time period of January 1, 2019 through December 31, 2019; and

WHEREAS, It is now necessary to set rates for 2020-2021; and

WHEREAS, The Health and Human Services Committee and the Public Health Department have reviewed and approved the following budgeted rate for the term of January 1, 2020 through December 31, 2021; now, therefore, be it

RESOLVED, That the following rates be established for services in connection with coroner/autopsy cases:

Hospital Facility Services

- a. The fee for performance of an autopsy by the hospital pathologist at Clifton Springs and Geneva General Hospitals is hereby established at \$700. This fee shall include all necessary and appropriate services in connection with the autopsy, including but not limited to transcription and stenographic services; excluding, however, such blood testing as may be directed and authorized for payment by the coroner, which shall be an additional charge at the then-current rate for such services.
- b. The fee for use of the hospital autopsy room is hereby established at \$375.00

Funeral Director Services

- a. Intra-county transportation of remains by a funeral home is hereby established at **\$350 in 2020 and \$450 in 2021** for a case authorized by an Ontario County Coroner requiring an autopsy. Transportation of a body which has been released by the coroner (does not require an autopsy with transport to a morgue or medical examiner) is not reimbursed by the county. The family or estate of the deceased shall be responsible for transportation costs.
- b. Transportation from Ontario County to the Monroe County Medical Examiner's Office by a funeral home is hereby established at **\$400 in 2020 and \$500 in 2021** per case for cases authorized by an Ontario County Coroner.
- c. Associated reasonable expenses for items such as disposable pouches, body bags, and other related equipment shall be reimbursed for coroner cases requiring autopsy. For cases where an autopsy has been ordered by the coroner, if additional costs are incurred for removal or transportation of a body due to highly unusual circumstances, including but not limited to size, condition or location of the body, the funeral director and the coroner may request payment for the additional costs, which the Ontario County Public Health Director may, and hereby is authorized to approve.
- d. The County is not responsible for storage of remains at a funeral home;

RESOLVED, That the rate structure and services provided herein be effective for the term of January 1, 2020 through December 31, 2021; and further

RESOLVED, That upon review and approval by the County Attorney, as to form, the County Administrator is hereby authorized to sign the agreement for Ontario County

**RESOLUTION NO. 559-2019
AUTHORIZATION TO AMEND CONTRACT WITH
TENELEVEN GROUP, LLC.
TO ADD ELECTRONIC PRESCRIBING LICENSES**

WHEREAS, The Ontario County Board of Supervisors approved resolution 730-2018 for authorization to renew a contract with TenEleven Group, LLC. for providing an Electronic Case Record (eCR) that integrates scheduling, clinical documentation, electronic prescribing, billing and reporting to the Department of Mental Health; and

WHEREAS, Staffing changes have occurred within the Mental Health Clinic; and

WHEREAS, The previously purchased licenses to utilize the E-Scribe Module for the staff who have since left the clinic are non-transferable; and

WHEREAS, It is necessary to purchase additional licenses for E-Scribe Module at a total cost not to exceed \$4,500; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, this Board of Supervisors approves the amendment to the agreement awarding TenEleven an additional amount of \$4,500 making the total not to exceed amount of the agreement \$92,530; and, further

RESOLVED, That the County Administrator be, and hereby is, authorized and directed to execute the amended agreement with TenEleven Group, Inc.; and further

RESOLVED, That a certified copy of this resolution be forwarded by the Clerk of this Board to the Mental Health Department and TenEleven Group, LLC. 6047 Transit Road, East Amherst, NY 14051.

RESOLUTION NO. 560-2019
ACCEPTANCE OF FUNDS FROM NYSOFA TO ADDRESS UNMET NEEDS
OF OLDER ADULTS IN ONTARIO COUNTY
OFFICE FOR THE AGING 2019-2020

WHEREAS, The Governor included \$15 million dollars for the New York State Office for the Aging (NYSOFA) in his FY 2019-2020 Executive Budget to address the unmet needs of older residents, which was agreed upon by the legislature. This was done in recognition of the value and cost effectiveness of the services provided by the Area Agencies on Aging in reducing future Medicaid spending; and

WHEREAS, NYSOFA has notified the Ontario County Office for the Aging that it is eligible to receive an appropriation of \$153,506 to address unmet needs of older adults in Ontario County; and

WHEREAS, The Office for the Aging is in the process of developing a plan to address the needs in the county as required by the State and desires to accept these funds to help individuals remain living independently in their own homes; and

WHEREAS, The Office for the Aging is requesting approval to accept these funds, which does not require a county match, in the amount of \$153,506; and

WHEREAS, The Health and Human Services Committee and the Ways and Means Committee have reviewed this request and recommends approval of this resolution; now, therefore, be it

RESOLVED, That the Ontario County Office for the Aging is authorized to accept \$153,506 in funding for the new program area titled, Un Met Needs, from the New York State Office for the Aging; and further

RESOLVED, That the County Finance Department is authorized to make all necessary accounting entries to effect the intent of this resolution; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to the New York State Office for the Aging.

RESOLUTION NO. 561-2019
ENDORSEMENT OF APPOINTMENT TO THE
FINGER LAKES WORKFORCE DEVELOPMENT BOARD
AND FINGER LAKES INVESTMENT BOARD, INC.
VICKY RAMOS

WHEREAS, The Workforce Innovation and Opportunity Act (WIOA) of 2014 is the federal legislation for the public workforce system; and

WHEREAS, The Counties of Ontario, Wayne, Seneca and Yates, through official action of their legislative bodies, and with approval of the Governor of the State of New York, established a Workforce Investment Area in 1999 consisting of the four Counties, and the Finger Lakes Workforce Investment Board in accordance with the Workforce Innovation and Opportunity Act; and

WHEREAS, The members must be endorsed by the respective Boards of Supervisors and/or Legislative Boards; and

WHEREAS, The Finger Lakes Workforce Investment Board currently has one vacancy for an Adult Education and Literacy representative due to the retirement of Mr. Scott Bischooping, District Superintendent of Wayne-Finger Lakes BOCES; and

WHEREAS, The Governance and Membership Committee and Executive Director of the Finger Lakes Workforce Investment Board has solicited nominations in accordance with the Law, and said nomination being reviewed and approved by the Health and Human Services Committee; now, therefore, be it

RESOLVED, That this Board of Supervisors does hereby appoint Ms. Vicky Ramos, District Superintendent of Wayne-Finger Lakes BOCES, 131 Drumlin Court, Newark, New York 14513; and further

RESOLVED, That Ms. Ramos' term of office shall be effective immediately and shall expire on June 30, 2021; and further

RESOLVED, That the above endorsement is subject to unanimous endorsement of the four Counties as the Finger Lakes Workforce Development Area and approval of the Finger Lakes Workforce Investment Board, Inc. and Finger Lakes Workforce Development Board; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Ms. Ramos, the County Clerk and emailed to Yates, Seneca and Wayne Counties, and the Finger Lakes Workforce Investment Board, Inc.

**RESOLUTION NO. 562-2019
ENDORSEMENT OF RE-APPOINTMENTS TO THE
FINGER LAKES WORKFORCE DEVELOPMENT BOARD
AND FINGER LAKES WORKFORCE INVESTMENT BOARD, INC.
ROBERT K. NYE AND MARIA FISHER**

WHEREAS, The Workforce Innovation and Opportunity Act (WIOA) of 2014 is the federal legislation for the public workforce system; and

WHEREAS, The Counties of Ontario, Wayne, Seneca and Yates, through official action of their legislative bodies, and with approval of the Governor of the State of New York, established a Workforce Investment Area in 1999 consisting of the four Counties, and the Finger Lakes Workforce Investment Board in accordance with the Workforce Innovation and Opportunity Act; and

WHEREAS, The members must be endorsed by the respective Boards of Supervisors and/or Legislative Boards; and

WHEREAS, The following public sector members' terms expired June 30, 2019 and have accepted re-appointment to the Finger Lakes Workforce Development Board and Finger Lakes Workforce Investment Board; and

WHEREAS, The Governance and Membership Committee and Executive Director of the Finger Lakes Workforce Investment Board has Submitted nominations in accordance with the Law, and said nominations being reviewed and approved by the Health and Human Services Committee; now, therefore, be it

RESOLVED, That the following public sector individuals be re-appointed to the Finger Lakes Workforce Development Board and Finger Lakes Workforce Investment Board, Inc. for the term of July 1, 2019 to June 30, 2022:

Robert K. Nye, Ph.D. President Finger Lakes Community College 3325 Marvin Sands Drive Canandaigua, NY 14424	Maria Fisher Field Representative Public Employees Federation 339 East Ave., Suite 305 Rochester, NY 14604
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and further

RESOLVED, That the above endorsement is subject to unanimous endorsement of the four Counties as the Finger Lakes Workforce Development Area and approval of the Finger Lakes Workforce Investment Board, Inc. and Finger Lakes Workforce Development Board; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Dr. Nye, Ms. Fisher, the County Clerk, and emailed to Yates, Seneca and Wayne Counties, and the Finger Lakes Workforce Investment Board, Inc.

The foregoing block of seven resolutions was adopted.

Supervisor Singer offered the following eight resolutions as a block and moved for its adoption, seconded by Supervisor Wickham:

**RESOLUTION NO. 563-2019
APPROVAL OF NO-COST TIME EXTENSION
CAUSEWAVE COMMUNITY PARTNERS FOR
ON-DEMAND CONSULTANT SERVICES RELATED TO
DEVELOPMENT OF PUBLIC OUTREACH AND EDUCATION PROGRAMS
NECESSARY FOR IMPLEMENTATION OF
THE ONTARIO COUNTY SOLID WASTE MANAGEMENT PLAN**

WHEREAS, Ontario County continues to implement its Solid Waste Management Plan which includes ambitious goals for significant increases in waste reduction and diversion; and

WHEREAS, Success in this effort will require continued participation and support of key stakeholders, including Ontario County residents, businesses, and institutions; and

WHEREAS, This will require thoughtful engagement and communication by the County, to increase awareness and educate these stakeholders; and

WHEREAS, Causewave Community Partners (formerly the Advertising Council of Rochester) is a non-profit organization that partners with other non-profit and governmental organizations to assist with efforts similar to what Ontario County would like to undertake in the areas of waste reduction and diversion; and

WHEREAS, Resolution No. 589-2016 authorized execution of a contract for on-demand consulting from Causewave Community Partners services, in an amount not to exceed \$150,000; and

WHEREAS, Said original contract expired on December 31, 2017; and

WHEREAS, Resolution 786-2017 authorized a No Cost Time extension Agreement that will expire on December 31, 2018; and

WHEREAS, Resolution 820-2018 authorized a No Cost Time extension Agreement that expired on June 30, 2019; and

WHEREAS, Completion of the above referenced work remains to be completed under the scope of said contract; and

WHEREAS, Funds remain from the established not to exceed number; and

WHEREAS, Both the County and Causewave desire to extend the term of the existing contract for five additional months at no additional charge to allow completion of the project scope; and

WHEREAS, A copy of the proposed no-cost time extension contract amendment is on file with the Clerk of this Board; and

WHEREAS, The Planning and Environmental Quality Committee has reviewed and recommends adoption of this resolution; now therefore, be it

RESOLVED, That a no-cost time extension contract amendment between Causewave Community Partners and the County of Ontario is hereby approved for an additional term of five months ending on November 30, 2019; and further

RESOLVED, That upon review and approval of the County Attorney as to form, the County Administrator be, and hereby is, authorized and empowered to execute a contract amendment with said firm; and further

RESOLVED, That this resolution shall take effect immediately; and further

RESOLVED, That the Finance Department is authorized to make the necessary budgetary and accounting entries to effect the intent of this Resolution; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Katelin Ryan Pellet c/o Causewave Community Partners at 274 North Goodman St, Suite B269, Rochester NY 14607.

**RESOLUTION NO. 564-2019
AWARD OF CONTRACT FOR
ROUTINE ONTARIO COUNTY LANDFILL REPORT REVIEW
AND MONITORING SERVICES - SCS ENGINEERS**

WHEREAS, Ontario County owns the sanitary landfill located at 1879 Route 5 and 20, Stanley, NY (the landfill); and

WHEREAS, In 2003 through an Operation, Management, and Lease agreement Ontario County, assigned responsibility for ongoing construction and operation of the landfill to Casella Waste Systems, Inc. (Casella); and

WHEREAS, Casella employs its own engineers as well as outside consultants to address the numerous complex technical and regulatory compliance issues related to landfill construction and operation; and

WHEREAS, Periodically, Ontario County is required to review regular reports related to the landfill operations and monitoring; and

WHEREAS, Recent odor control studies prepared by both Casella and County engineers recommend ongoing review and monitoring of landfill activities in order to control odors and ensure a well-run facility; and

WHEREAS, Assistance directly to County decision makers from qualified experts in the employ of Ontario County will result in a better informed and balanced decision making process; and

WHEREAS, Staff has received a proposal dated August 8, 2019 from SCS Engineers to provide the necessary oversight and monitoring; and

WHEREAS, SCS Engineers has previously provided expert consultation to Ontario County regarding landfill related issues; and

WHEREAS, Staff has recommended executing a contract for landfill operations review and monitoring services from SCS Engineers as described in the proposal in an amount not to exceed Twenty Thousand Dollars (\$20,000.00); and

WHEREAS, There are sufficient funds in the A 8160 E 4260 budget; and

WHEREAS, The Planning and Environmental Quality Committee recommends approval of this resolution; now therefore be it

RESOLVED, That upon review and approval of the County Attorney as to form, the County Administrator is hereby authorized to execute a contract with SCS Engineers, 4 Executive Boulevard, Suite 303 Suffern, New York 10901, in an amount not to exceed Twenty Thousand Dollars (\$20,000.00), for services described in their proposal; and further

RESOLVED, That said contract shall expire on December 31, 2020; and further

RESOLVED, That copies of this resolution be sent to Marcus Scrimgeour, c/o SCS Engineers, 4 Executive Boulevard, Suite 303 Suffern, New York 10901.

RESOLUTION NO. 565-2019
TITLE V PERMIT MODIFICATION FOR
THE ONTARIO COUNTY LANDFILL
SEQR LEAD AGENCY INTENT AND SETTING PUBLIC HEARING

WHEREAS, The County of Ontario (the County) owns a duly permitted Sanitary Landfill located in the Town of Seneca; and

WHEREAS, Resolution No. 464 – 2003 approved a contract with New England Waste Services of N.Y., Inc. (Casella Waste Management Systems, Inc.), hereinafter referred to as “Casella” to operate such landfill; and

WHEREAS, The Landfill currently has a Title V Air Permit; and

WHEREAS, The New York State Department of Environmental Conservation (“NYSDEC”) requires the Title V Air permit be renewed every five years; and

WHEREAS, Casella submitted a Title V Air Permit Renewal application to the NYSDEC in May 2019; and

WHEREAS, Casella requested authorization from Ontario County to submit a modification application to the Title V Air Permit Renewal application for the installation of two leachate storage tanks at the landfill site; and

WHEREAS, The additional storage tanks will provide Casella further on-site storage capacity for leachate collected from the Landfill, prior to proper treatment; and

WHEREAS, Based on information in the application the Action will be treated as an unlisted action requiring a coordinated SEQR review; and

WHEREAS, The County would like to establish itself a lead agency for review of the project, and

WHEREAS, The County would like to hold a public hearing, and

WHEREAS, the Planning and Environmental Quality Committee has reviewed this resolution and recommends its approval by the Board of Supervisors, and now, therefore, be it

RESOLVED, Staff are hereby directed to notify all other involved agencies of the County’s intent to serve as lead agency for review of the Project, and further

RESOLVED, That a public hearing shall be held on October 24, 2019, at 6:30 p.m. at the Ontario County Safety Training Facility, 2914 County Road 48, Canandaigua, New York, to solicit public input regarding the Project, and, be it further,

RESOLVED, That the required public notice of such hearing shall be given by the Clerk of this Board by the due posting thereof upon the Supervisors' bulletin board at the Ontario County Court House, and by publishing such notice at least once in the official newspapers of the County.

RESOLUTION NO. 566-2019
DIRECTOR APPOINTMENT TERM AMENDMENTS TO THE
ONTARIO COUNTY INDUSTRIAL DEVELOPMENT AGENCY

WHEREAS, Section 703(b) of the New York Not-for-Profit Incorporation Law was recently amended to limit the appointment of any Director to the Board of a not-for-profit to a maximum term of five (5) years; and

WHEREAS, Currently six of seven present Board Members of the Ontario County Industrial Development Agency are serving six (6) year terms and need to be reduced to the maximum of five (5) years; and

WHEREAS, Resolution No. 819-2014 appointed Michael Davis to a six (6) year term on the Ontario County Industrial Development Agency Board ending December 31, 2020; and

WHEREAS, Resolution No. 818-2014 appointed Laura Pedersen to a six (6) year term on the Ontario County Industrial Development Agency Board ending December 31, 2020; and

WHEREAS, Resolution No. 884-2015 appointed Lewis Zulick to a six (6) year term on the Ontario County Industrial Development Agency Board ending December 31, 2021; and

WHEREAS, Resolution No. 029-2017 appointed Kelly Mittiga to a six (6) year term on the Ontario County Industrial Development Agency Board ending December 31, 2022; and

WHEREAS, Resolution No. 745-2018 appointed Donald Culeton to a six (6) year term on the Ontario County Industrial Development Agency Board ending December 31, 2023; and

WHEREAS, The Planning and Environmental Quality Committee recommends amending these five Director appointment resolutions to the Ontario County Industrial Development Agency from six (6) to five (5) years; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby approves the amendment of the following resolutions to a five (5) year term; and further

Board Member	Resolution Number	Current Expiration Date	New Expiration Date
Michael Davis	819-2014	12/31/2020	12/31/2019
Laura Pedersen	818-2014	12/31/2020	12/31/2019
Lewis Zulick	884-2015	12/31/2021	12/31/2020
Kelly Mittiga	029-2017	12/31/2022	12/31/2021
Donald Culeton	745-2018	12/31/2023	12/31/2022

and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the Secretary of State, the County Clerk, and Michael J. Manikowski, Executive Director of the Ontario County Industrial Development Agency.

**RESOLUTION NO. 567-2019
DIRECTOR APPOINTMENT TERM AMENDMENTS TO THE
ONTARIO COUNTY LOCAL DEVELOPMENT CORPORATION**

WHEREAS, Section 703(b) of the New York Not-for-Profit Incorporation Law was recently amended to limit the appointment of any Director to the Board of a not-for-profit to a maximum term of five (5) years; and

WHEREAS, Currently six of seven present Board Members of the Ontario County Industrial Development Agency are serving six (6) year terms and need to be reduced to the maximum of five (5) years; and

WHEREAS, Resolution No. 823-2014 appointed Michael Davis to a six (6) year term on the Ontario County Industrial Development Agency Board ending December 31, 2020; and

WHEREAS, Resolution No. 822-2014 appointed Laura Pedersen to a six (6) year term on the Ontario County Industrial Development Agency Board ending December 31, 2020; and

WHEREAS, Resolution No. 885-2015 appointed Lewis Zulick to a six (6) year term on the Ontario County Industrial Development Agency Board ending December 31, 2021; and

WHEREAS, Resolution No. 204-2017 appointed Kelly Mittiga to a six (6) year term on the Ontario County Industrial Development Agency Board ending December 31, 2022; and

WHEREAS, Resolution No. 019-2019 appointed Donald Culeton to a six (6) year term on the Ontario County Industrial Development Agency Board ending December 31, 2023; and

WHEREAS, The Planning and Environmental Quality Committee recommends amending these five Director appointment resolutions to the Ontario County Industrial Development Agency from six (6) to five (5) years; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby approves the amendment of the following resolutions to a five (5) year term; and further

Board Member	Resolution Number	Current Expiration Date	New Expiration Date
Michael Davis	823-2014	12/31/2020	12/31/2019
Laura Pedersen	822-2014	12/31/2020	12/31/2019
Lewis Zulick	885-2015	12/31/2021	12/31/2020
Kelly Mittiga	204-2017	12/31/2022	12/31/2021
Donald Culeton	019-2019	12/31/2023	12/31/2022

and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the Secretary of State, the County Clerk, and Michael J. Manikowski, Executive Director of the Ontario County Industrial Development Agency.

**RESOLUTION NO. 568-2019
APPOINTMENT TO THE
ONTARIO COUNTY INDUSTRIAL DEVELOPMENT AGENCY
ANDREW MOLODETZ**

WHEREAS, George Braddon, Commodore Technology, 26 Maple Avenue, Bloomfield, New York, resigned his appointment to the Ontario County Industrial Development Agency board effective on August 16, 2019; and

WHEREAS, The Planning and Environmental Quality Committee recommends that Andrew Molodetz, Cy Plastics, Inc., 8601 Main Street, Honeoye, New York 14471 be appointed as a board member of the Ontario County Industrial Development Agency; now, therefore, be it

RESOLVED, That Mr. Andrew Molodetz is appointed to the Ontario County Industrial Development Agency for a term to expire December 31, 2023; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the Secretary of State, the County Clerk, Michael J. Manikowski, Executive Director of the Ontario County Industrial Development Agency and Andrew Molodetz.

**RESOLUTION NO. 569-2019
APPOINTMENT TO THE
ONTARIO COUNTY LOCAL DEVELOPMENT CORPORATION
ANDREW MOLODETZ**

WHEREAS, Mr. George Braddon, 26 Maple Avenue, Bloomfield, New York, resigned his appointment to the Ontario County Local Development Corporation effective August 16, 2019; and

WHEREAS, The Planning and Environmental Quality Committee recommends that Andrew Molodetz, owner of Cy Plastics at 8601 Main Street, in Honeoye be appointed to fill the board vacancy on the Ontario County Local Development Corporation; now, therefore, be it

RESOLVED, That Mr. Andrew Molodetz is appointed to the Ontario County Local Development Corporation Board of Directors with a term which will expire December 31, 2023; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the Secretary of State, the County Clerk, Michael J. Manikowski, Executive Director of the Ontario County Local Development Corporation and Andrew Molodetz.

**RESOLUTION NO. 570-2019
AUTHORIZATION OF SETTLEMENT
OCED CLAIM AGAINST THE ESTATE OF GARY H. FOSTER**

WHEREAS, Ontario County Economic Development (“OCED”) disbursed two loans to Westplex Industries Corp., in 1997 and 2002, with both loans personally guaranteed by Westplex principal Gary H. Foster. Said guarantees included assignment of a life insurance policy through Union Central Life Insurance Company to OCED; and

WHEREAS Mr. Foster passed away on December 29, 2016 and his will was admitted to probate by Monroe County Surrogate's Court on October 3, 2017; and

WHEREAS, Thereafter OCED filed a claim against the Estate seeking payment of the loans defaulted on in 2004, through payment of the cash surrender value of the Union Central policy, however, the Estate rejected the claim and filed a summary judgment motion seeking dismissal of the OCED claim; and

WHEREAS, the Estate's summary judgement motion dismissing OCED's claim was granted on May 2, 2019 by the Hon. John M. Owens and in response OCED then filed a Notice of Appeal of the Order to the Fourth Department Appellate Division; and

WHEREAS, the cost to appeal the aforesaid claims is substantial, with no certainty of outcome predictable; and

WHEREAS, the parties recently held discussions to address the status of the case and possible resolution; and

WHEREAS, The Estate has recently offered the payment of \$30,000 to settle OCED's claim; and

WHEREAS, The Planning and Environmental Quality Committee recommends the settlement of this claim and the adoption of this resolution;

NOW, Therefore, be it

RESOLVED, OCED and their Attorneys, together with the County Attorney are hereby authorized to settle the claim against the Estate of Gary H. Foster upon the receipt of payment of \$30,000, contingent upon the execution of appropriate releases and stipulations of discontinuance, as approved by OCED Attorneys and the County Attorney; and further

RESOLVED, Upon the consummation of the settlement as authorized above, and upon the representation of the County Attorney that appropriate documents have been executed to conclude the claims of the County and upon receipt of payment, said payment shall be deposited in the County's Revolving Loan Fund for future economic development activity; and

RESOLVED, That certified copies of this resolution shall be transmitted by the Clerk of this Board to the County Attorney, and the Director of Economic Development.

The foregoing block of eight resolutions was adopted.

Supervisor Singer offered the following four resolutions as a block and moved for its adoption, seconded by Supervisor Gallhan:

RESOLUTION NO. 571-2019
ACCEPTANCE OF FUNDS FROM FINGER LAKES RAILWAY FOR THE
MANCHESTER YARD MASTER SITE PLAN REDEVELOPMENT
STRATEGY– PHASE 1 PROJECT

WHEREAS, Ontario County has received an incentive proposal from NYS Empire State Development dated August 5, 2019 to accept an Urban and Community Development Program – Working Capital Grant for Project #132,561 in the amount of \$20,000.00 for the preparation of the Manchester Rail Yard Master Site Redevelopment Strategy – Phase 1; and

WHEREAS, Said grant requires an equivalent amount of local funds be dedicated to the project; and

WHEREAS, The Finger Lakes Railway Corporation has agreed to provide funding to the County in the amount of Five Thousand Dollars (\$5,000) to be used as part of the local funds dedicated to said project; and

WHEREAS, The Planning and Research Committee and the Ways and Means Committee have reviewed this resolution and recommend approval of same; now, therefore, be it

RESOLVED, That this Board does hereby accept the offer of the Finger Lakes Railway Corporation to contribute \$5,000.00 cash to be used as part of the local funds dedicated to the Manchester Rail Yard Master Site Redevelopment Strategy – Phase 1 Project under the Urban and Community Development Program – Working Capital Grant Project #132,561 administered by the NYS Empire State Development; and further

RESOLVED, That subject to approval of the County Attorney as to form, the County Administrator is hereby authorized and empowered to sign the Contract with the Finger Lakes Railway Corporation on file with the Clerk of this Board; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the Village of Manchester, the Town of Manchester, the Ontario County Local Development Corporation, and the Finger Lakes Railway Corporation, PO Box 1099, Geneva, NY 14456.

RESOLUTION NO. 572-2019
ACCEPTANCE OF FUNDS FROM
ONTARIO COUNTY LOCAL DEVELOPMENT CORPORATION
FOR THE MANCHESTER YARD MASTER SITE PLAN REDEVELOPMENT
STRATEGY– PHASE 1 PROJECT

WHEREAS, Ontario County has received an incentive proposal from NYS Empire State Development dated August 5, 2019 to accept an Urban and Community Development Program – Working Capital Grant for Project #132,561 in the amount of \$20,000.00 for the preparation of the Manchester Rail Yard Master Site Redevelopment Strategy – Phase 1; and

WHEREAS, Said grant requires an equivalent amount of local funds be dedicated to the project; and

WHEREAS, The Ontario County Local Development Corporation has agreed to provide funding to the County in the amount of Five Thousand Dollars (\$5,000) to be used as part of the local funds dedicated to said project; and

WHEREAS, The Planning and Research Committee and the Ways and Means Committee have reviewed this resolution and recommend approval of same; now, therefore, be it

RESOLVED, That this Board does hereby accept the offer of the Ontario County Local Development Corporation to contribute \$5,000.00 cash to be used as part of the local funds dedicated to the Manchester Rail Yard Master Site Redevelopment Strategy – Phase 1 Project under the Urban and Community Development Program – Working Capital Grant Project #132,561 administered by the NYS Empire State Development; and further

RESOLVED, That subject to approval of the County Attorney as to form, the County Administrator is hereby authorized and empowered to sign the Contract with the Ontario County Local Development Corporation on file with the Clerk of this Board; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the Village of Manchester, the Town of Manchester, the Finger Lakes Railway Corporation, and the Ontario County Local Development Corporation.

**RESOLUTION NO. 573-2019
ACCEPTANCE OF
THE NYS EMPIRE STATE DEVELOPMENT INCENTIVE PROPOSAL
TO PREPARE THE MANCHESTER YARD MASTER SITE PLAN
REDEVELOPMENT STRATEGY– PHASE 1 WITH AN URBAN AND
COMMUNITY DEVELOPMENT PROGRAM WORKING CAPITAL GRANT**

WHEREAS, Ontario County has received an incentive proposal from NYS Empire State Development dated August 5, 2019 to accept an Urban and Community Development Program – Working Capital Grant for Project #132,561 in the amount of \$20,000.00 for the preparation of the Manchester Rail Yard Master Site Redevelopment Strategy – Phase 1; and

WHEREAS, Said grant requires 50% cash match that will be provided as follows:

Entity	Amount
Village of Manchester	\$5,000.00
Town of Manchester	\$5,000.00
Ontario County Local Development Corporation	\$5,000.00
Finger Lakes Railway Corporation	\$5,000.00

and

WHEREAS, The Planning and Research Committee and the Ways and Means Committee have reviewed this resolution and recommend approval of same; now, therefore, be it

RESOLVED, That this Board does hereby accept the \$20,000.00 award for the Urban and Community Development Program – Working Capital Grant Project #132,561 administered by the NYS Empire State Development; and further

RESOLVED, That this Board does hereby accepts the \$ 5,000 in cash each from the Town of Manchester, Village of Manchester, Ontario County Local Development Corporation, and Finger Lakes Railway Corporation to be used for consultant services; and further

RESOLVED, That the County Finance Department is hereby directed to amend the Planning Department Budget as follows:

A8020 0809 R 3902	State Aid - Planning Studies	+ \$ 20,000.00
A8020 0809 R 2372	Planning Services - Other Government	+ \$ 10,000.00
A8020 0809 R 1289	Other General Departmental Income	+ \$ 10,000.00
A8020 0809 E 4530	Agency Contracts	+ \$ 40,000.00

and further

RESOLVED, That any unexpended or unencumbered funds related to this grant be rolled over into future budgets; and further

RESOLVED, That the Department of Finance is authorized to make all necessary accounting and budgetary entries to effect the intent of this resolution; and further

RESOLVED, That the County Administrator be and hereby is authorized and empowered to execute all necessary paperwork between the County and the State of New York to receive and disburse the grant funds described in this resolution such paperwork subject to approval of said contract by the County Attorney; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the Ontario County Planning Department, the NYS Empire State Development, Village of Manchester, Town of Manchester, Ontario County Local Development Corporation, and the Finger Lakes Railway Corporation.

RESOLUTION NO. 574-2019
ACCEPTANCE OF THE ROCHESTER AREA COMMUNITY FOUNDATION
HISTORIC PRESERVATION 2019 GRANT FOR A
MANCHESTER ROUNDHOUSE BUILDING AND
ASSOCIATED BUILDINGS CONDITION REPORT

WHEREAS, Ontario County has been awarded a \$10,000 Historic Preservation 2019 Grant by the Rochester Area Community Foundation to conduct a building conditions report for the Lehigh Valley Railroad Manchester Roundhouse and associated buildings; and

WHEREAS, The grant requires no cash or in-kind match; and

WHEREAS, The Planning and Research Committee and the Ways and Means Committee have reviewed this resolution and recommend approval of same; now, therefore, be it

RESOLVED, That this Board does hereby accept the \$10,000.00 Historic Preservation 2019 grant award from the Rochester Area Community Foundation; and further

RESOLVED, That the Department of Finance is hereby directed to amend the Planning Department Budget as follows:

A8020 0810 R 1289	Other General Gov't Income	\$10,000.00
A8020 0810 E 4530	Agency Contracts	\$10,000.00

and further

RESOLVED, That any unexpended or unencumbered funds related to this grant be rolled over into future budgets; and further

RESOLVED, That the Department of Finance is authorized to make all necessary accounting and budgetary entries to effect the intent of this resolution; and further

RESOLVED, That the County Administrator be and hereby is authorized and empowered to execute all necessary paperwork between the County and the Rochester Area Community Foundation to receive and disburse the grant funds described in this resolution such paperwork subject to approval of said contract by the County Attorney; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the Ontario County Planning Department, the Rochester Area Community Foundation.

The foregoing block of four resolutions was adopted.

Supervisor Green offered the following twelve resolutions as a block and moved for its adoption, seconded by Supervisor Bendzlowicz:

**RESOLUTION NO. 575-2019
AUTHORIZATION TO ACCEPT RAISE THE AGE
REIMBURSEMENT GRANT FOR ONTARIO COUNTY**

WHEREAS, Effective October 1, 2018, New York State Law, Raise The Age (RTA), resulted in an increase in services to be provided to 16-year-old youth; and

WHEREAS, Effective October 1, 2019, RTA will add the same increased services for 17-year-old youth; and

WHEREAS, Ontario County prepared a plan to ensure that services necessary to successfully implement RTA would be available and to request funding from New York State; and

WHEREAS, This plan was reviewed and accepted by the State Office of Children and Family Services and the State Division of Criminal Justice Services; and

WHEREAS, The New York State Division of Budget has determined Ontario County's eligibility for funding due to the County's compliance with the New York State Tax Cap (the Tax Cap) in the calendar year 2018; and

WHEREAS, Ongoing compliance with the Tax Cap will be necessary to maintain funding; and

WHEREAS, As a result of these reviews New York State has approved reimbursement to Ontario County for some of the incremental costs of staffing, services and training necessary to implement the requirements of RTA during the period of October 1, 2018 through March 31, 2020 in an amount not to exceed \$1,035,564.00 contingent on continued compliance with the Tax Cap; and

WHEREAS, The Public Safety and Ways and Means Committees recommend the County accept the RTA funding; now, therefore, be it

RESOLVED, That upon approval by the County Attorney as to form, the Board of Supervisors hereby approves a contract with the New York State Division of Criminal Justice Services accepting the grant funding for Raise The Age implementation and the provision of associated mandated services for a term of October 1, 2018 through March 31, 2020; and further

RESOLVED, That the County Administrator is authorized to sign the agreement and all other documents necessary to effectuate the purposes of this resolution; and further

RESOLVED, That the Finance Department is authorized to make all necessary accounting entries to effect the intent of this resolution; and further

RESOLVED, That certified copies of this resolution be sent to the Probation Department.

RESOLUTION NO. 576-2019
CAPITAL PROJECT NO. 2 - 2018
APPROVAL OF NO COST TIME EXTENSION CONTRACT
AMENDMENT 2 WITH FEDERAL ENGINEERING, INC.

74 ONTARIO STREET 700 MHZ CAPITAL PROJECT

WHEREAS, Resolution No. 250-2018 created Capital Project 2 of 2018 as the 74 Ontario Street 700 MHz Capital Project to deploy emergency communications equipment to improve coverage in the City of Canandaigua; and

WHEREAS, Resolution No. 251-2018 authorized a contract with Harris Corporation for the engineering, purchase and installation of the necessary 700 MHz equipment at 74 Ontario Street; and

WHEREAS, Resolution No. 396-2018 approved a contract with Federal Engineering, Inc. to provide project management assistance including review of equipment design, installation, testing and acceptance at a cost not to exceed Forty Four Thousand Four Hundred Thirty Dollars (\$44,430.00); and

WHEREAS, Resolution No. 283-2019 approved a contract amendment (Amendment 1) to add work scope at no extra cost to said contract for preparation and submission of required Federal Aviation Administration (FAA) permit application related to said Project; and

WHEREAS, Project equipment will add weight at the rooftop of 74 Ontario Street, and installation of said components must be coordinated with ongoing construction as per Capital Project 3-2013 - 74 Ontario Street Renovation - Phase II; and

WHEREAS, Rooftop equipment may be installed after permanent shoring is completed at 74 Ontario Street; and

WHEREAS, The shoring schedule at 74 Ontario Street is necessarily delayed due to unforeseen conditions; and

WHEREAS, Said contract with Federal Engineering will expire on December 31, 2019; and both the County and Federal Engineering, Inc. desire to extend the term of the existing contract at no extra cost to ensure completion of the work scope; and

WHEREAS, The Public Safety Committee has reviewed and recommends adoption of this resolution; now, therefore, be it

RESOLVED, That a no-cost time extension contract amendment between Federal Engineering, Inc. and the County of Ontario is hereby approved for a term ending December 31, 2020; and further

RESOLVED, That the County Administrator be and hereby is authorized and empowered to execute said Contract Amendment 2 with Federal Engineering, Inc.; and further

RESOLVED, That the Department of Finance is authorized to make all necessary budgetary and accounting entries to effect the intent of this resolution for a total project budget of Six Hundred Eighty Two Thousand Three Hundred Thirty Eight Dollars (\$682,338.00); and further

RESOLVED, That copies of this resolution be sent by the Clerk of this Board to Mr. Michael Manning of Federal Engineering, Inc., 10560 Arrowhead Drive, Fairfax, VA 22030 and the Department of Finance.

**RESOLUTION NO. 577-2019
AUTHORIZATION TO ENTER INTO AN
ASSIGNMENT AND ASSUMPTION AGREEMENT BETWEEN
JENNIFER L. MORALES AND JM INVESTIGATIVE SERVICES, LLC
LICENSED PRIVATE INVESTIGATOR
CONFLICT DEFENDER'S OFFICE**

WHEREAS, By Resolution No. 757-2018, the County Board of Supervisors awarded a contract to Jennifer M. Morales for investigative services to attorneys in the Office of the Conflict Defender, and to attorneys on the Ontario County Assigned Counsel panel (the "Contract"); and

WHEREAS, JENNIFER L. MORALES desires to assign its rights and obligations under the Contract and to perform her services under the name of JM INVESTIGATIVE SERVICES, LLC; and

WHEREAS, The parties have requested the County's consent to such assignment and assumption; and

WHEREAS, The County desires to grant its consent to such assignment and assumption subject to the terms of the Contract; and

WHEREAS, The Public Safety Committee has reviewed and approves this assignment and assumption; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors hereby approves the assignment and assumption agreement effective immediately; and

REVOLVED, The JM INVESTIGATIVE SERVICES, LLC shall assume and perform all duties and obligations of Jennifer L. Morales under the Contract, a copy of which is on file with the Clerk of this Board, and shall be bound by all of the provisions of the same; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the Agreement with JM INVESTIGATIVE SERVICES, LLC and all other documents necessary to effectuate the purposes of this resolution; and further

RESOLVED, That the County's Department of Finance is authorized to make the necessary budgetary and accounting entries to effect the intent of this resolution.

**RESOLUTION NO. 578-2019
CONTRACT AMENDMENT WITH JM INVESTIGATIVE SERVICES, LLC**

CONFLICT DEFENDER'S OFFICE

WHEREAS, On December 6, 2018, the County entered into an Agreement pursuant to Resolution No. 757-2018 ("Agreement") with Jennifer L. Morales for private investigation services, which are paid from a grant from the NYS Office of Indigent Legal Services, Quality Improvement Grant; and

WHEREAS, On October 3, 2019, the county entered into an Agreement pursuant to Resolution No. 577-2019, approving an Assignment and Assumption Agreement between Jennifer L. Morales and JM Investigative Services, LLC; and

WHEREAS, There are considerable additional investigative services needed that will exceed the amount of the original contract, requiring an amendment thereof; and

WHEREAS, The Public Safety Committee has reviewed and approved this amendment; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney, the Board of Supervisors hereby approves an amendment of the agreement with JM Investigative Services, LLC to a total cost not to exceed \$60,000.00, to be paid from the NYS Office of Indigent Legal Services grant; and further

RESOLVED, That the County Administrator, or her designee, is authorized to sign the agreement.

RESOLUTION NO. 579-2019
CONTRACT AMENDMENT WITH DAVID P. PHILLIPS, INVESTIGATOR
CONFLICT DEFENDER'S OFFICE

WHEREAS, On December 6, 2018, the County entered into an Agreement pursuant to Resolution No. 756-2018 ("Agreement") with David P. Phillips for private investigation services, which are paid from a grant from the NYS Office of Indigent Legal Services, Quality Improvement Grant; and

WHEREAS, There are considerable additional investigative services needed that will exceed the amount of the original contract, requiring an amendment thereof; and

WHEREAS, The Public Safety Committee has reviewed and approved this amendment; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney, the Board of Supervisors hereby approves an amendment of the agreement with David P. Phillips to a total cost not to exceed \$60,000.00, to be paid from the NYS Office of Indigent Legal Services grant; and further

RESOLVED, That the County Administrator, or her designee, is authorized to sign the agreement.

**RESOLUTION NO. 580-2019
APPOINTMENT TO THE
ONTARIO COUNTY FIRE ADVISORY BOARD
DANIEL CHAPMAN**

WHEREAS, The Fishers Fire District has appointed Mr. Daniel Chapman as the new Fire Chief of the Fishers Fire District; and

WHEREAS, Mr. Daniel Chapman, 380 High Street, Victor, NY 14564, is willing to serve as a member of the Ontario County Fire Advisory Board; now, therefore, be it

RESOLVED, That Mr. Daniel Chapman be now appointed to the Ontario County Fire Advisory Board for a term of three years, commencing on September 16, 2019, and expiring on June 30, 2022; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of the Board of Supervisors to the Emergency Management Office, the Ontario County Clerk, and the appointee.

**RESOLUTION NO. 581-2019
AMENDMENT OF GRANT FROM STATE HOMELAND SECURITY PROGRAM
(SHSP FY17 ~ CFDA # 97.067)
ONTARIO COUNTY EMERGENCY MANAGEMENT OFFICE**

WHEREAS, Pursuant to Resolution No. 532-2017, this Board of Supervisors authorized the Office of Emergency Management to accept a grant from the New York State Division of Homeland Security and Emergency Services; and

WHEREAS, Ontario County was been awarded a grant of \$149,956 from the FY17 State Homeland Security Program (SHSP); and

WHEREAS, The State has assigned DHSES Project Number SH17-1045-D00, CFDA Number 97.067; and

WHEREAS, Funding for this grant is provided by the Federal Emergency Management Agency's (FEMA) National Preparedness Directorate; and

WHEREAS, These grant funds may support planning, equipment, training and exercises associated with specific Office of Homeland Security Priority Projects; and

WHEREAS, It is advantageous for Ontario County to accept these funds to support the prevention of terrorism activities; and

WHEREAS, The initial contract period expires August 31, 2020; and

WHEREAS, The funding of various projects on this grant were executed under budget; therefore, now, be it

RESOLVED, That the following budget transfer is hereby approved:

		Original Budget	Proposed Change	Amended Budget
AA364544389	Federal Aid	149,956		149,956
AA364552300	Computer Equipment (UPS Batteries, Installation & Testing)	35,581	(24,200)	11,381
AA364552800	Technical Equipment (360 degree camera, replace old camera)		15,000	15,000
	Minor Equipment		3,000	3,000
AA364554260	Consultation & Professional	2,325	5,000	7,325
AA364554610	Operating Supplies	34,175		34,175
AA364554621	PC Software (Pub Safety Alerting Software)	77,875	1,200	79,075
		149,956		149,956

and further

RESOLVED, That the Project Number in the Munis Financial System is G17030; and further

RESOLVED, That the County's Department of Finance is authorized to make the necessary budgetary and accounting entries to effect the intent of this resolution, and further

RESOLVED, That the County Administrator be authorized to sign contract documents with the New York State Office of Homeland Security; and

RESOLVED, That a certified copy of this resolution be sent to the County's Department of Emergency Management.

**RESOLUTION NO. 582-2019
ACCEPTANCE OF FY19 STATE HOMELAND SECURITY PROGRAM
(SHSP) GRANT PROGRAM
OFFICE OF EMERGENCY MANAGEMENT**

WHEREAS, Ontario County has been awarded a grant of \$32,000 from New York State Division of Homeland Security and Emergency Services (DHSES), the FY19 State Homeland Security Program (SHSP)(CFDA # 97.067) (DHSES Project #SH18-1013-D00, Contract # C972290) for the purchase of emergency management operations software; and

WHEREAS, It is advantageous for Ontario County to accept these funds to support the Office of Emergency Management for which there is no county match requirement; and

WHEREAS, The contract period extends from September 1, 2019 through August 31, 2022; and

WHEREAS, The Public Safety and Ways and Means Committees recommend acceptance of the FY19 SHSP grant for the purchase of emergency management operations software; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors, hereby approves a contract with the New York State Division of Homeland Security and Emergency Services (DHSES) for a term of September 1, 2019 through August 31, 2022 at no required County cost; and further

RESOLVED, That if a no cost time extension of up to six (6) months is necessary, the Board of Supervisors hereby approves such extension subject to review and approval by the appropriate Standing Committee; and further

RESOLVED, that the County Administrator be, and hereby is, authorized and empowered to execute the FY19 State Homeland Security Program (SHSP) Agreement with the New York State Division of Homeland Security and Emergency Services, and all other documents necessary to effectuate the purposes of this resolution; and further

RESOLVED, That the following budget transfer is hereby approved, with unused portions flowing into future years:

TO:		Revenue	Appropriation
A 3645 R 4389	Homeland Security Grant Program	+ \$32,000	
A 3645 E 4621	EMO Software Licenses		+ \$32,000
TOTAL:		+ \$32,000	+ \$32,000

and further

RESOLVED, That the Project Number in the Munis Financial System will be G19019; and further

RESOLVED, That the County’s Department of Finance is authorized to make the necessary budgetary and accounting entries to effect the intent of this resolution; and further

RESOLVED, That a certified copy of this resolution be sent to the Office of Emergency Management.

**RESOLUTION NO. 583-2019
AUTHORIZATION TO RENEW SECURITY AGREEMENT WITH**

THE NEW YORK STATE UNIFIED COURT SYSTEM

WHEREAS, The Public Safety Committee of the Ontario County Board of Supervisors has reviewed this agreement between the New York State Unified Court System and the Ontario County Sheriff's Office, which is to be effective for the period of April 1, 2019 through March 31, 2024; and

WHEREAS, The maximum compensation for the initial period April 1, 2019 through March 31, 2020 shall be \$1,153,193; and

WHEREAS, The Public Safety Committee deems it is in the best interest of Ontario County to continue the service with the New York State Unified Court System; now, therefore, be it

RESOLVED, That upon the review and approval of the County Attorney as to form, the Board of Supervisors hereby approve a contract with the New York State Unified Court System for a term of April 1, 2019 through March 31, 2024 with the maximum compensation for the 2019 – 2020 period to be \$1,153,193; and further

RESOLVED, That the County Administrator be and hereby is authorized and empowered to execute the Agreement with the New York State Unified Court System and all other documents necessary to effectuate the purposes of this resolution.

RESOLUTION NO. 584-2019
AUTHORITY TO SIGN STATE AND LOCAL TASK FORCE AGREEMENT
WITH U.S. DRUG ENFORCEMENT ADMINISTRATION

WHEREAS, The Sheriff and the Public Safety Committee of the Ontario County Board of Supervisors recognize that illegal narcotics trafficking in the Rochester metropolitan area has a substantial and detrimental effect on health and welfare of the people of Ontario County; and

WHEREAS, The United States Department of Justice, Drug Enforcement Administration ("DEA") seeks to enter into a State and Local Task Force Agreement with the Ontario County Sheriff under the authority of 5 U.S.C. §§3372 & 3374, in order to form a cooperative Task Force aimed at disrupting the illicit drug traffic in Ontario County and the Rochester Metropolitan area, gathering and reporting intelligence data related to narcotics trafficking, and conducting investigations in order that the Task Force's activities will result in effective prosecution before the courts of the United States and the State of New York; and

WHEREAS, Said Agreement provides for the Ontario County Sheriff to detail one Investigator to the DEA Task Force for a period of not less than two years, with the DEA reimbursing Ontario County for overtime payments made to Sheriff's Office personnel assigned to the DEA Task Force, up to a sum equivalent to 25% of the salary of a GS-12, Step 1 (RUS) Federal employee (currently \$18,649.00), per officer per year; and

WHEREAS, The Sheriff and the Public Safety Committee of the Ontario County Board of Supervisors recommend that the Sheriff enter into the DEA Task Force

Agreement because a cooperative approach to investigating narcotics trafficking in the greater Rochester metropolitan area, and the additional investigative resources flowing from the Task Force agreement, will enhance the Sheriff’s Office’s ability to protect and serve the people of Ontario County; and

WHEREAS, The State and Local Task Force Agreement shall be filed with the Clerk of the Board of Supervisors; now, therefore, be it

RESOLVED, That upon the review and approval of the County Attorney as to form, the Sheriff is hereby authorized to execute said DEA State and Local Task Force Agreement; and, be it further

RESOLVED, That the Clerk of this Board transmit a copy of this resolution to the Ontario County Sheriff and the New York Division of the DEA.

**RESOLUTION NO. 585-2019
AUTHORIZATION TO ACCEPT LEGISLATIVE GRANT FROM
NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES**

WHEREAS, The New York State Division of Criminal Justice Services has notified Ontario County of a \$2,500 award from the FY2017-2018 Legislative Grant Program (Contract T102671, GMS Project LG17-1451-D01); and

WHEREAS, This grant funding has been designated to support the purchase of additional radio equipment for the Ontario County Office of Sheriff; and

WHEREAS, There is no guarantee of ongoing funding beyond this project; and

WHEREAS, It is advantageous for Ontario County to accept these funds, for which currently there is no county match requirement; and

WHEREAS, The Public Safety and Ways and Means Committees have reviewed this request and recommend the Office of Sheriff authorization to accept this funding; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors, hereby approves a contract with the New York State Division of Criminal Justice Services for a term of November 1, 2017, through November 30, 2019 at no required County cost; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute any Legislative Award documents, and all other documents necessary to effectuate the purposes of this resolution; and further

RESOLVED, That the following budget revenue and appropriation is hereby approved, with the unused portions flowing into future years,

TO:	Revenue	Appropriation
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A 3110 R 3389	Other Public Safety	+ \$2,500	
A 3110 E 2500	Law Enforcement Supplies		+ \$2,500
and further			

RESOLVED, That the Project Number in the financial system will be G19021; and further

RESOLVED, That this grant is to purchase radio equipment at a cost not to exceed \$2,500; and further

RESOLVED, That the County's Department of Finance is authorized to make the necessary budgetary and accounting entries to effect the intent of this resolution; and further

RESOLVED, That the County Board of Supervisors authorizes and directs the Office of Sheriff to accept this grant from the FY2017-2018 Legislative Grant Program; and further

RESOLVED, That the County Administrator be authorized to electronically sign and execute contract documents with the New York State Division of Criminal Justice Services; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the Office of Sheriff, and the New York State Division of Criminal Justice Services.

**RESOLUTION NO. 586-2019
ACCEPTANCE OF FY19 STATE LAW ENFORCEMENT TERRORISM
PREVENTION PROGRAM (SLETPP) GRANT
OFFICE OF SHERIFF**

WHEREAS, Ontario County has been awarded a grant of \$167,942 from New York State Division of Homeland Security and Emergency Services (DHSES), the FY19 State Law Enforcement Terrorism Prevention Program (SLETPP)(CFDA # 97.067) (DHSES Project # LE19-1003-D00, Contract # T972292); and

WHEREAS, It is advantageous for Ontario County to accept these funds to support the Office of Sheriff for which there is no county match requirement; and

WHEREAS, The initial contract period expires August 31, 2022; and

WHEREAS, The Public Safety and Ways and Means Committees recommend acceptance of the FY19 SLETPP grant to potentially support the purchase of an emergency response vehicle; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors, on the recommendation of the Public Safety and Ways and Means Committees, hereby accepts the \$167,942 award for the FY19 SLETPP Grant; and further

RESOLVED, That the following budget transfer is hereby approved, with unused portions flowing into future years:

TO:		Revenue	Appropriation
A 3645 R 4389	Homeland Security Grant Program	+167,942	
A 3645 E 2500	Law Enforcement Equipment		+167,942
TOTAL:		+167,942	+167,942

and further

RESOLVED, That the County's Department of Finance is authorized to make the necessary budgetary and accounting entries to effectuate the intent of this resolution; and further

RESOLVED, That the Project Number in the Munis Financial System will be G19020; and further

RESOLVED, That the County Administrator be authorized to sign contract documents with the New York State Office of Homeland Security; and

RESOLVED, That a certified copy of this resolution be sent to the Office of Sheriff.

The foregoing block of twelve resolutions was adopted.

Supervisor Green thanked the County Administrator, Peter Brown and others who have worked on bringing these grants together with the collaborative effort of the departments.

Supervisor Lightfoote offered the following seven resolutions as a block and moved for its adoption, seconded by Supervisor Bateman:

RESOLUTION NO. 587-2019
CAPITAL PROJECT NO. H053-19
CMAC EVACUATION AND FENCING PROJECT
AUTHORIZATION TO CONTRACT WITH
O'CONNELL ELECTRIC CO. INC.
FOR EMERGENCY LIGHTING AT CMAC

WHEREAS, Resolution No. 243-2019 created Capital Project No. 1-2019 (now H053-19 due to the new financial system) as the CMAC Evacuation and Fencing Project in accordance with the adopted 2019-2024 Ontario County Capital Improvement Plan; and

WHEREAS, In order to ensure people can evacuate safely through the removable fence panels installed as part of this project, exterior lights on the FLCC Gymnasium need to be put on the circuits served by the emergency generator at FLCC; and

WHEREAS, Bid (19000) authorized O'Connell Electric Co. Inc., 830 Phillips Road, Victor, New York 14564, as the on demand vendor for Electrical work; and

WHEREAS, Pursuant to said bid, O'Connell Electric Co. Inc. prepared a proposal dated September 6, 2019 in the amount of Two Thousand Twenty Five Dollars (\$2,025.00) for electrical work needed to provide emergency power to the exterior lights on the FLCC Gymnasium, a copy of which is on file with the clerk of this Board; and

WHEREAS, The County Director of Planning and FLCC Director of Facilities and Grounds recommend acceptance of this proposal; and

WHEREAS, The Public Works Committee and the Ways and Means Committee recommend adoption of this resolution; now, therefore, be it

RESOLVED, That the following budget amendment for Capital Project No. 1-2019 be, and hereby is, amended as follows:

Line	Description	Current Budget	Change	Revised Budget
<i>Appropriations:</i>				
HH H053 19 54491	General Construction	\$113,000.00	-\$2,025.00	\$110,975.00
HH H053 19 54493	Electrical	\$0.00	+\$2,025.00	\$2,025.00
HH H053 19 54865	Administration	\$1,000.00	\$0.00	\$1,000.00
<i>Revenues:</i>				
HH H053 19 42705	Gifts & Donations – FLCC	\$57,000.00	\$0.00	\$57,000.00
HH H053 19 43297	State Aid	\$57,000.00	\$0.00	\$57,000.00

and further

RESOLVED, That upon approval of the County Attorney as to form, the Ontario County Board of Supervisors hereby accepts said proposal from O'Connell Electric Co. Inc. dated September 6, 2019 in the amount of Two Thousand Twenty Five Dollars (\$2,025.00) for electrical work associated with the Emergency Lighting at CMAC; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute a contract with said vendor for said work for said amount; and further

RESOLVED, That the term of said contract shall commence on October 4, 2019 and terminate on September 30, 2020; and further

RESOLVED, That the cost of said contract with O'Connell Electric Co. Inc. be paid from budget line HH H053 19 54493 – Electrical; and further

RESOLVED, That the Department of Finance is directed to make all necessary budgetary and accounting entries to effect the intent of this resolution for a total project budget of One Hundred Fourteen Thousand Dollars (\$114,000.00); and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the County Finance Department, the Vice President of Administration and Finance of FLCC, and O'Connell Electric Co. Inc., 830 Phillips Road, Victor, New York 14564.

RESOLUTION NO. 588-2019
CAPITAL PROJECT NO. H053-19
CONTRACT AMENDMENT WITH NYS FENCE, INC.
FLCC/CMAC EVACUATION AND FENCING PROJECT

WHEREAS, Resolution No. 243-2019 created Capital Project 1-2019 (now H053-19 due to the new financial system) as the FLCC/CMAC Evacuation and Fencing Project in accordance with the duly adopted 2019-2024 Ontario County Capital Improvement Plan; and

WHEREAS, Resolution No. 244-2019 awarded a contract to New York State Fence, Inc. for the construction of the FLCC/CMAC Emergency Evacuation and Fencing Project pursuant to Ontario County bid #(B19009); and

WHEREAS, During the course of construction the following changes were authorized by the project architect due to field conditions:

1. Two removable fence panels and one 4-inch diameter fence post were eliminated.
2. The stone/gravel pad intended for temporary storage of removable fence panels was eliminated.
3. Two removable bollards were added to provide security during events that can be removed by staff to allow maintenance vehicles to drive through the gate in the fence when necessary.
4. A new stone/gravel path is added at the gate entry where CMAC workers and volunteers enter from parking lot D at FLCC.

and

WHEREAS, New York State Fence, Inc. has proposed to make said changes for a net cost increase of One Thousand Two Hundred Dollars (\$1,200.00) pursuant to their cost proposal dated July 3, 2019 on file with the Clerk of this Board; and

WHEREAS, The Director of Planning, FLCC Director of Buildings & Facilities, and the Architect recommend acceptance of said proposal from New York State Fence, Inc., 858 Manitou Road, Hilton, NY 14468; and

WHEREAS, The local share of this project's cost is being provided by the Friends of CMAC pursuant to a supplemental agreement approved by Resolution No. 242-2019; and

WHEREAS, Sufficient funds exist in line item HH H053 19 54491 General Construction of Capital Project 4 – 2019; and

WHEREAS, The Public Works Committee recommends adoption of this resolution; now, therefore, be it

RESOLVED, That upon approval of the County Attorney as to form, the proposal from New York State Fence, 858 Manitou Road, Hilton, NY 14468 in the amount of One Thousand Two Hundred Dollars (\$1,200.00) dated July 3, 2019 is hereby accepted; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute a contract amendment with said firm for said amount; and further

RESOLVED, That the cost of said contract amendment shall be paid from line HH H053 19 54491 – General Construction – from Capital Project H053-19; and further

RESOLVED, That the Department of Finance is directed to make all necessary budgetary and accounting entries to effect the intent of this resolution for a total project budget of One Hundred Fourteen Thousand Dollars (\$114,000.00); and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the County Finance Department, the Senior Vice President for Administration and Finance of Finger Lakes Community College, New York State Fence, attention: Mr. Tom J. Thomas, Pres., 858 Manitou Road, Hilton, NY 14468.

RESOLUTION NO. 589-2019
ESTABLISH CAPITAL PROJECT NO. H061-19
2019 FLCC-CMAC IMPROVEMENTS CAPITAL PROJECT

WHEREAS, Resolution No. 695-2018 adopted the Ontario County 2019-2024 Capital Improvement Plan; and

WHEREAS, Said CIP authorized the following projects in the following amounts:

CIP Project #	Project Name	Ontario County Funding	NYS Funding	Total Project Amount
FLCC 01-17	AAON HVAC/Fire Dampers – CMAC	\$12,500	\$12,500	\$25,000
FLCC 02-17	Trench Drains – CMAC	\$15,000	\$15,000	\$30,000
FLCC 02-18	Paving and Concrete Repair – CMAC	\$5,000	\$5,000	\$10,000

and

WHEREAS, Resolution No. 666-2017 Approved the Ontario County 2018 – 2023 Capital Improvement Plan; and

WHEREAS, Said CIP authorized the following project in the following amount:

CIP Project #	Project Name	Ontario County Funding	NYS Funding	Total Project Amount
FLCC-1-16	Refurbish Concession Building & Restroom Building at CMAC	\$100,000	\$100,000	\$200,000

and

WHEREAS, The Friends of CMAC replaced the Concession Building at CMAC in 2018 at no cost to Ontario County and deeded ownership of said building to the County per agreement approved by Resolution No. 508-2017, so no additional work is required in regard to the Concession Building; and

WHEREAS, The Restroom Building at CMAC requires extensive renovation; and

WHEREAS, The 2019-2020 New York State Budget has authorized funding in the amount of up to One Hundred Thirty-Two Thousand Five Hundred Dollars (\$132,500.00) for the CIP projects listed herein; and

WHEREAS, The County desires to combine the funding for these four projects into a single Ontario County Capital Project totaling Two Hundred Sixty-Five Thousand Dollars (\$265,000.00); and

WHEREAS, The Public Works Committee and the Ways and Means Committee recommend adoption of this resolution; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby establishes Capital Project No. H061-19, the 2019 FLCC -CMAC Improvements Capital Project; and further

RESOLVED, That the following budget transfer be, and hereby is approved:

<u>Line</u>	<u>Description</u>	<u>Change</u>
AA30511BR900	Appropriated Reserve – CRARM Reserve	+\$100,000.00
AA99509959000	Transfer to Capital Project	+\$100,000.00

and further

RESOLVED, That the budget for Capital Project No. H061-19 be, and hereby is, established as follows:

<u>Line</u>	<u>Description</u>	<u>Budget</u>
<u>Appropriations</u>		
HH H061 19 54260	Consultation & Professional	\$45,000.00
HH H061 19 54491	General Construction	\$154,000.00
HH H061 19 54492	HVAC	\$ 25,000.00
HH H061 19 54493	Electric	\$25,000.00
HH H061 19 54494	Plumbing	\$ 15,000.00
HH H061 19 54865	Administration	\$1,000.00
<u>Revenues</u>		
HH H061 19 43297	State Aid	\$132,500.00
HH H061 19 45036	General Fund-Interfund Transfer	\$132,500.00

and further

RESOLVED, That the Public Works Committee is hereby designated to oversee said capital project; and further

RESOLVED, The list of projects to be funded from this Capital Project on file with the Clerk of this Board is hereby approved and any deviation from said project list shall not occur without the approval of the Public Works Committee on recommendation from the FLCC Director of Facilities and Grounds and the County's Director of Planning; and further

RESOLVED, That the County Commissioner of Public Works shall be administratively responsible for this Capital Project; and further

RESOLVED, That the Department of Finance is directed to make all necessary budgetary and accounting entries to affect the intent of this resolution for a total project budget of Two Hundred Sixty-Five Thousand Dollars (\$265,000.00); and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the County Finance Department, the Vice President of Administration and Finance of FLCC, and SUNY.

**RESOLUTION NO. 590-2019
CLOSING OF CAPITAL PROJECT NO. H020-14
COUNTY ROAD 33 REHABILITATION**

WHEREAS, The Board of Supervisors pursuant to Resolution No. 605-2014 established Capital Project No. 2-2014 (now H020-14 due to new financial system), County Road 33 Rehabilitation; and

WHEREAS, Capital Project No. H020-14 was budgeted and funded to an authorized amount of \$12,776,953.51 and final project costs were \$11,937,951.62; and

WHEREAS, Resolution No. 49-2019 transferred \$829,494.20 of remaining funds in Capital Project No. H020-14 to the General Fund's Construction, Reconstruction, Acquisition, Repair, and Maintenance Reserve; and

WHEREAS, All expenditures attributable to Capital Project No. H020-14 have now been made, leaving \$22,291.03 of the County's contribution left in the project; and

WHEREAS, The Public Works and Ways and Means Committees have reviewed this resolution and recommend closing Capital Project No. H020-14; now, therefore, be it

RESOLVED, That Capital Project No. H020-14 is hereby closed; and further

RESOLVED, That the cash balance and any additional interest earnings remaining in Capital Project No. H020-14 be transferred by the Department of Finance to the General Fund's Construction, Reconstruction, Acquisition, Repair, and Maintenance Reserve; and further

RESOLVED, That the Department of Finance is authorized to make all necessary accounting entries to effect the transfer of funds and the closing of Capital Project No. H020-14; and further

RESOLVED, That certified copies of this resolution be transmitted by the Clerk of the Board to the Department of Finance.

RESOLUTION NO. 591-2019
CAPITAL PROJECT NO. H039-17
COUNTY ROAD 23 AT MCIVOR ROAD & FORT HILL ROAD
INTERSECTION IMPROVEMENTS
AUTHORIZATION OF NO-COST TIME EXTENSION
KEELER CONSTRUCTION CO., INC.
DEPARTMENT OF PUBLIC WORKS

WHEREAS, Resolution No. 271-2017 created Capital Project No. 04-2017 (now number H039-17 due to new financial system), County Road 23 at McIvor Road and Fort Hill Road Intersection Improvements; and

WHEREAS, Resolution No. 296-2019 awarded a construction contract to Keeler Construction Co., Inc.; and

WHEREAS, Said contract will expire on October 4, 2019; and

WHEREAS, Additional time is required to complete the work; and

WHEREAS, The Public Works Committee has reviewed the progress of said work and recommends that Keeler Construction Co., Inc., be granted an extension to October 18, 2019 with no additional increase to the contract amount; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves a no-cost time extension with Keeler Construction Co., Inc., 13519 West Lee Road, Albion, NY 14411 for construction of County Road 23 at McIvor Road and Fort Hill Road Intersection Improvements to October 18, 2019; and further

RESOLVED, That the County Administrator is authorized to sign the extension agreement; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Keeler Construction Co., Inc., and the Department of Finance.

**RESOLUTION NO. 592-2019
CAPITAL PROJECT NO. H046-18
COUNTY ROAD 28 AT SHORTSVILLE ROAD
INTERSECTION IMPROVEMENT
PAYMENT FOR PURCHASE OF EASEMENT
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, A project for County Road 28 & Shortsville Road Intersection Improvement, P.I.N. 4ON0.03 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such projects to be borne at the ratio of 90% Federal funds and 10% non-Federal funds; and

WHEREAS, Resolution No. 183-2018 created Capital Project No. 01-2018 (now number H046-18 due to new financial system), County Road 28 at Shortsville Road Intersection Improvement; and

WHEREAS, Resolution No. 183-2018 authorized the acceptance of the New York State revenue contract for Scoping, Preliminary Engineering, and Right-of-Way Incidentals for the Project; and

WHEREAS, Resolution No. 354-2018 authorized the execution of a contract with Bergmann Associates, 280 East Broad Street, Suite 200, Rochester, New York 14604, for preliminary engineering and right-of-way incidental services related to the Project for a cost not to exceed \$189,900; and

WHEREAS, Resolution No. 397-2019 authorized the execution of an amended agreement with Bergmann Associates, for professional services in connection with detailed design, right-of-way acquisition, and bid phase services related to project at a cost not to exceed \$153,200 for a total amended contract price not to exceed \$343,100; and

WHEREAS, Resolution No. 397-2019 established an initial budget of \$24,000 for the purchase of additional right-of-way; and

WHEREAS, Initial right-of-way acquisition budget was based on assessed valuations of properties without any provisions for true market valuation and costs associated with loss of useable lawn, trees, and other items affecting the property value; and

WHEREAS, Bergmann Associates has completed the design and right-of-way incidental services; and

WHEREAS, Acquisition of easement is necessary for the continuation of said project; and

WHEREAS, Just compensation to property owners is established through formal property appraisals to arrive at the initial offer amounts; and

WHEREAS, The Public Works Committee recommends the purchase of the following easements:

<u>Map & Parcel No.</u>	<u>Est. Easement Cost</u>
Map TE01	\$200
Map PE02 & PE03	\$1,000
Map PE04 & PE11	\$1,000
Map PE05 & PE06	\$300
Map PE07, PE08, & TE09	\$2,500
Map PE10	\$2,500

and

WHEREAS, Estimated easement cost for said project is \$7,500; and

WHEREAS, During final negotiations with property owners it may be necessary to compensate for unforeseen conditions and administrative remedies thus requiring a easement purchase contingency; and

WHEREAS, Estimated budget for said property acquisition is \$24,000 which includes a contingency of \$16,500; and

WHEREAS, Sufficient monies exist within Land Acquisition line of Capital Project No. H046-18, HH H046 18 54820, for said expenditures; and

WHEREAS, The Public Works Committee has reviewed and recommends the adoption of this resolution; now, therefore, be it

RESOLVED, The Ontario County Board of Supervisors hereby approves the purchase of said easements for a total cost not to exceed \$24,000; and further

RESOLVED, That the Department of Finance is hereby authorized and directed to make any and all budgetary and accounting entries to effect the intent of the Resolution; and further

RESOLVED, That the Commissioner of Public Works be, and hereby is, authorized and empowered to execute any and all documents necessary or appropriate to effectuate the purposes of the easement purchase, subject to review and approval by the Office of the County Attorney as to form; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board of Supervisors to the Department of Finance, Bergmann Associates, 280 East Broad Street, Suite 200, Rochester, NY 14604, and the NYSDOT, Regional Project Liaison, Region 4 Office, 1530 Jefferson Road, Rochester, NY 14623.

**RESOLUTION NO. 593-2019
CREATION OF CAPITAL PROJECT NO. H060-19
LAKESHORE DRIVE & NY ROUTE 364
SIDEWALK IMPROVEMENT PROJECT, AUTHORIZING THE
IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE
FEDERAL-AID PROGRAM ELIGIBLE COSTS OF A TRANSPORTATION
ALTERNATIVES PROGRAM PROJECT,
ACCEPTANCE OF NEW YORK STATE REVENUE CONTRACT,
AWARD CONTRACT FOR DESIGN SERVICES TO
C&S ENGINEERING, INC., AND APPROPRIATING FUNDS
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Resolution No. 489-2018 authorized the Department of Public Works to submit a Transportation Alternatives Program (TAP) application in August 2018; and

WHEREAS, A project for sidewalk improvements at Lakeshore Drive and NY Route 364 in the Towns of Canandaigua and Hopewell and the City of Canandaigua, Ontario County, was selected to receive TAP funds; and

WHEREAS, Said project, P.I.N. 4761.23, (the "Project") is eligible for funding under TAP and Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such TAP projects to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

WHEREAS, TAP projects are not eligible for funding under the New York State Municipal Streets and Highway Program (Marchiselli Program); and

WHEREAS, The total project costs are estimated to be \$2,260,500; and

WHEREAS, The total non-Federal share of the project costs are estimated to be \$452,100 and will be included in the Proposed 2020 – 2025 Capital Improvement Plan; and

WHEREAS, The Department of Public Works and New York State Department of Transportation wish to begin the preliminary engineering phase of said project in 2019; and

WHEREAS, A New York State Revenue Contract is required to fund the preliminary engineering and right-of-way incidentals phase of the Project; and

WHEREAS, The County share of this contract is \$51,000 (20% of \$255,000) and will be funded by the D Fund 2019 Capital Improvement Project Budget; and

WHEREAS, The County of Ontario desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of preliminary Engineering and ROW Incidentals; and

WHEREAS, The Public Works Department received qualifications based proposals for the Engineering and Design services related to this project under the procedures set forth by the Federal Government for the use of Federal Transportation Funds; and

WHEREAS, After review of said proposals, the Public Works Department recommends C&S Engineers, Inc, 150 State Street, Suite 120, Rochester, NY 14614, for the preliminary engineering and right-of- way incidental services related to said Project for a cost not to exceed \$149,557.09; and

WHEREAS, The NYSDOT and County have reviewed and approved the project scope and the corresponding price proposal; and

WHEREAS, Said contract is to commence on Notice to Proceed and will expire on June 30, 2020; and

WHEREAS, The Public Works and Ways and Means Committees have reviewed this resolution and recommend its approval; now, therefore, be it

RESOLVED, That on the recommendation of the Public Works and Ways and Means Committees, the Ontario County Board of Supervisors hereby approves the creation of Capital Project No. H060-019, Lakeshore Drive and NY 364 Sidewalk Improvement Project; and further

RESOLVED, That the Board of Supervisors hereby approves the County Administrator to pay in the first instance 100% of the federal and non-federal share of the cost of Preliminary Engineering and ROW Incidentals work for the Project or portions thereof; and further

RESOLVED, That the Department of Finance be, and hereby is, authorized to advance funds as necessary from the County Road "D" Fund to pay for any costs incurred before the receipt of Federal or non-Federal Aid; and further

RESOLVED, That the Ontario County Board of Supervisors accepts the New York State Revenue Contract for the Design and ROW Incidentals Phase of Capital Project No. H060-19; and further

RESOLVED, That the Ontario County Board of Supervisors hereby authorizes the following funding transfer:

DD51109954490	Construction Contracts	-\$51,000.00
DD99509959041	Transfer to Capital Project	+\$51,000.00

and further

RESOLVED, That the Capital Project budget be, and hereby is, established as follows:

Line	Description	Amount
Appropriations:		
HH H06019 54495	Architectural and Engineering	\$149,558.00
HH H06019 54731	Contingency	\$103,442.00
HH H06019 54865	Administration	\$2,000.00
Revenue:		
HH H06019 44591	Federal Aid	\$204,000.00
HH H06019 45041	Interfund Transfer – D Fund	\$51,000.00

and further

RESOLVED, That the Department of Finance is authorized to make the necessary accounting and budget entries to effect the intent of this resolution for a project budget of \$255,000; and further

RESOLVED, That, in the event the full Federal and non-Federal share costs of the Project exceed the amount appropriated above, the Board of Supervisors shall convene as soon as possible to appropriate said excess amount upon notification by the New York State Department of Transportation; and further

RESOLVED, That the County Administrator be, and hereby is, authorized to execute all necessary Agreements and certifications on behalf of the Board of Supervisors with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of the local share of Federal-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and further

RESOLVED, That the Commissioner of Public Works be, and hereby is, authorized to execute any reimbursement requests for Federal Aid on behalf of the Board of Supervisors with the New York State Department of Transportation in connection with this Project; and further

RESOLVED, That upon review and approval by the County Attorney as to form, the Ontario County Board of Supervisors hereby approves a contract with C&S Engineers,

Inc. for preliminary engineering and right-of-way incidental services for a cost not to exceed \$149,557.09; and further

RESOLVED, That the County Administrator be, and hereby is, authorized to execute any and all documents necessary or appropriate to effectuate the purposes of the original contract; and further

RESOLVED, That Certified copies of this resolution be sent by the Clerk of this Board of Supervisors to the Department of Finance, C&S Engineers, Inc., and the New York State Department of Transportation, Regional TAP Coordinator, Region 4 Office, 1530 Jefferson Road, Rochester, NY 14623.

The foregoing block of seven resolutions was adopted.

Supervisor Lightfoote offered the following seven resolutions as a block and moved for its adoption, seconded by Supervisor Vedora:

RESOLUTION NO. 594-2019
AUTHORIZATION TO ACCEPT BID FOR HVAC AIR FILTERS
DEPARTMENT OF PUBLIC WORKS – BUILDINGS AND GROUNDS

WHEREAS, Ontario County has the need for HVAC air filters throughout the year; and

WHEREAS, The Purchasing Department has solicited and received Bids (B19068) for the air filters; and

WHEREAS, R.P. Fedder Corporation is the lowest responsive, responsible bidder per the bid tabulation sheet on file with the Clerk to the Board; and

WHEREAS, The Public Works Committee has reviewed this proposal and recommends authorization to contract with R.P. Fedder Corporation; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby awards the bid for the purchase of HVAC air filters to R.P. Fedder Corporation, 740 Driving Park Avenue, Rochester, New York 14613 commencing on October 4, 2019 through October 3, 2020; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to R.P. Fedder Corporation.

RESOLUTION NO. 595-2019
AMEND 2019 CAPITAL IMPROVEMENT PLAN
BUILDINGS AND GROUNDS - DEPARTMENT OF PUBLIC WORKS

WHEREAS, Resolution No. 695-2018 adopted the Ontario County 2019-2024 Capital Improvement Plan (CIP); and

WHEREAS, Said 2019 CIP includes \$40,000 of funding for Make-Up Air Upgrades at Building 3010 (CIP Project # B15-18); and

WHEREAS, Public Works staff recommends addressing the Make-Up Air Upgrades with the 3010 Building Renovation Project; and

WHEREAS, The proposed 2020 CIP includes \$30,000 of funding for Heat Pump Replacements at Building 3010; and

WHEREAS, Public Works staff recommends moving the Heat Pump Replacement at Building 3010 to this year, 2019; and

WHEREAS, Resolution No. 588-2018 renewed bid B17082 for the replacement of water source heat pumps to Modular Comfort Systems and said renewal will expire on October 5, 2019; and

WHEREAS, Public Works staff recommends the 2019 CIP be amended to fund Heat Pump Replacements in place of Make-Up Air Upgrades at Building 3010; and

WHEREAS, Said Heat Pump Replacements will be purchased from Modular Comfort Systems according to Bid B17082; and

WHEREAS, The Public Works Committee recommends adoption of this resolution; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby amends the 2019 Capital Improvement Plan to fund Heat Pump Replacements in place of Make-Up Air Upgrades at Building 3010.

RESOLUTION NO. 596-2019
AUTHORIZE PAYMENTS TO AP PLUMBING, INC.
FOR SEWER WORK AT ONTARIO COUNTY JAIL
DEPARTMENT OF PUBLIC WORKS

WHEREAS, Resolution No. 849-2018 authorized a contract with AP Plumbing, Inc. to provide plumbing repairs and investigative services related to sewer line repairs at the Ontario County Jail for a cost not to exceed \$25,564; and

WHEREAS, Resolution No. 39-2019 authorized Change Order #1 for \$5,643.59 for additional repair work and investigative services required for a total amended contract price of \$31,207.59; and

WHEREAS, Additional charges exist related to this work:

- 1) Said Change Order was calculated for the incorrect amount. It included a cost of \$313.20 for mechanical cleaning when the proposal for said Change Order stated a per hour charge of \$313.20/hour for said mechanical cleaning - Actual charge for this work is \$2,035.80 (6.5 hours

at \$313.20) – Additional cost of \$1,722.60 (\$2035.80 - \$313.20 included in the Change Order)

- 2) Said Change Order did not include a travel fee - AP Plumbing, Inc. had to return a second day to complete the work – \$130 (\$65/each way for work outside of Monroe County)
- 3) The initial cost for the televising done in order to prepare the proposal for work mentioned - \$655.00

and

WHEREAS, An additional service call was made on 04/03/19 for a cost of \$530; and

WHEREAS, The following AP Plumbing, Inc. invoices covering work mentioned above need to be paid:

- Invoice 199423 for \$655.00
- Invoice 202189 for \$7,496.19
- Invoice 205496 for \$530.00

WHEREAS, Sufficient funds exist in the Buildings & Grounds operating budget to cover the cost of said invoices; and

WHEREAS, The Public Works Committee recommends adoption of this resolution; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby authorizes payment of the following AP Plumbing, Inc. invoices:

- Invoice 199423 for \$655.00
- Invoice 202189 for \$7,496.19
- Invoice 205496 for \$530.00

**RESOLUTION NO. 197-2019
ACCEPTANCE OF BID FOR PURCHASE OF VEHICLE FILTERS
DEPARTMENT OF PUBLIC WORKS – FLEET MANAGEMENT**

WHEREAS, The Purchasing Department advertised for and received, per tabulation sheets on file with the Clerk of the Board, Bid (B19066) for the purchase of vehicle filters; and

WHEREAS, After discussion with the Ontario County Parts and Service Manager, the Purchasing Department has deemed it to be in the County's best interest to award this bid to the following low responsive/responsible bidder; now, therefore, be it

RESOLVED, That per the tabulation sheet on file, the award of Bid B19066 be made to Oil Filter Service, Inc., 75 Saginaw Drive, Rochester, New York 14623; and

RESOLVED, That on the recommendation of the Public Works Committee, the Ontario County Board of Supervisors hereby awards this bid with the above vendor; and further

RESOLVED, That said award shall be in effect from October 9, 2019 through October 8, 2020; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to Oil Filter Service, Inc.

RESOLUTION NO. 598-2019
COUNTY ROAD 41 HATHAWAY'S CORNERS SUBDIVISION
ACCEPTANCE OF TRANSPORTATION ACCESS PLAN AGREEMENT
DEPARTMENT OF PUBLIC WORKS - BUREAU OF HIGHWAYS

WHEREAS, Hathaway Corner, LLC, is the owner of real property located at 5969 County Road 41, Farmington New York, also known as Hathaway's Corners Subdivision ("The Project"); and

WHEREAS, Hathaway Corner, LLC, has submitted County highway work permit applications for proposed improvements to County Road 41 associated with the Project; and

WHEREAS, A condition of the County highway work permits, Hathaway Corner, LLC, will need to enter into a Transportation Access Plan Agreement with the County to mitigate potential traffic impacts from the Project; and

WHEREAS, The Public Works Committee, having reviewed all pertinent information, recommends moving forward with the acceptance of the Transportation Access Plan Agreement; now, therefore, be it

RESOLVED, That upon the review and approval of the County Attorney as to form, the Ontario County Board of Supervisors, hereby approves the acceptance of the Transportation Access Plan Agreement; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the Transportation Access Plan Agreement and any and all other documents necessary or appropriate to effectuate the purposes of this is resolution; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the Commissioner of Public Works, and the County Attorney.

RESOLUTION NO. 599-2019
ACCEPTANCE OF MATERIALS AND SERVICES BIDS
DEPARTMENT OF PUBLIC WORKS - BUREAU OF HIGHWAYS

WHEREAS, Bids for the purchase of various materials and services for the Department of Public Works have been duly advertised and received by the Purchasing Department; and

WHEREAS, Copies of the bid tabulation sheets have been filed with the Clerk of this Board and the Public Works Committee has reviewed said bid tabulations and recommends acceptance of the bids; now, therefore, be it

RESOLVED, That bids be awarded to the following responsive, responsible bidders:

B19069	New York State Fence, Inc.
TUBULAR BARRIER GATES	858 Manitou Road
	Hilton, New York 14468
	ConServ Flag Company
	1003 Illinois Street
	Sidney, NE 69162

and further

RESOLVED, That the Ontario County Board of Supervisors hereby accepts said bids and authorizes one year contracts for the period beginning October 4, 2019, through October 4, 2020; and further

RESOLVED, That in the case where multiple vendors are awarded an item, the lowest responsive/responsible bidder for that item shall be given the opportunity to supply the same; and further

RESOLVED, That should the lowest responsible/responsive bidder not be able to supply the item needed in accordance with project requirements and/or logistics, the second lowest bidder shall be given similar consideration, and the procedure shall be followed for each successive awardee until the item can be furnished in accordance with the project requirements; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the above listed successful bidders.

**RESOLUTION NO. 600-2019
FIXING DATE AND NOTICE FOR THE PUBLIC HEARING
ON LOCAL LAW NO. 5 (INTRO.) 2019**

WHEREAS, There has been presented and introduced at a meeting of this Board held on October 3, 2019, a proposed local law entitled "Ontario County Sewer Rents Local Law, As Amended"; now, therefore, be it

RESOLVED, That a public hearing shall be held on October 24, 2019, at 6:30 P.M. at the Safety Training Facility, 2914 County Road 48, Canandaigua, New York; and further

RESOLVED, That at least five days' notice of such hearing shall be given by the Clerk of this Board by the due posting thereof upon the Supervisors' bulletin board at the Ontario County Courthouse, and by publishing such notice at least once in the official newspapers of the County.

The foregoing block of seven resolutions was adopted.

Supervisor Baker offered the following four resolutions as a block and moved for its adoption, seconded by Supervisor Wickham:

**RESOLUTION NO. 601-2019
CREATION OF POSITION
DEPUTY COMMISSIONER OF ELECTIONS (DBL)
BOARD OF ELECTIONS**

WHEREAS, Michael Northrup, Commissioner of Elections, has filed a New Position Duties Statement with the Director of Human Resources for a position he would like to create temporarily during the absence of his Deputy Commissioner of Elections; and

WHEREAS, Said position has been classified as Deputy Commissioner of Elections (DBL) by Personnel Officer Classification Certification No. 77-2019; and

WHEREAS, The County Administrator and the Ways and Means Committee recommend the creation of this position; now, therefore, be it

RESOLVED, That the position of temporary, full-time Deputy Commissioner of Elections (DBL) (04634/#3) be and hereby is created effective when filled for a period not to exceed 90 days; and further

RESOLVED, That sufficient funding exists within the Board of Elections' budget for this position.

**RESOLUTION NO. 602-2019
AMEND POSITION OF PSYCHIATRIST
TO ALLOW INCREASED WORK HOURS
COMMUNITY MENTAL HEALTH SERVICES**

WHEREAS, Resolution No. 354-2017 created the position of Psychiatrist in the department of Community Mental Health Services but said position is currently limited to working 22.5 hours per week; and

WHEREAS, Ms. Diane Johnston, Director of Community Mental Health Services, has requested that the position be allowed to work up to 28 hours per week; and

WHEREAS, The County Administrator and the Ways and Means Committee have reviewed and recommend the increased hours for this position; now, therefore, be it

RESOLVED, That the Board of Supervisors does hereby amend the position of Psychiatrist (00306/#1) in Community Mental Health Services to allow said position to work up to 28 hours per week, effective October 15, 2019; and further

RESOLVED, That this position shall still be subject to review upon vacancy; and further

RESOLVED, That the Finance Office is authorized to make the necessary accounting entries to effect the intent of this resolution.

**RESOLUTION NO. 603-2019
SALARY ADJUSTMENT – EMILY HOOVER
OFFICE OF THE SHERIFF**

WHEREAS, Mr. Kevin Henderson, Ontario County Sheriff, has recommended a step adjustment for Emily Hoover, if she accepts a voluntary demotion from a Dispatcher II position, Grade Q13, Step 3 (\$23.06/hr.) to an Office Specialist I position, Grade S3, Step 5 (\$17.91/hr.); based on her years of experience with the County; and

WHEREAS, The Management Compensation Committee and the Ways and Means Committee have reviewed and approved the step adjustment for Ms. Hoover, effective upon her date of appointment to the Office Specialist I position; and

WHEREAS, Sufficient funding exists within the Office of the Sheriff's budget for this step adjustment; now, therefore, be it

RESOLVED, That the rate of pay for Emily Hoover, in the Office Specialist I position, be set at Grade S3, Step 5 (\$17.91/hr.); effective upon her date of appointment as an Office Specialist I; and further

RESOLVED, That the Department of Finance shall be authorized to make the necessary budgetary and accounting entries to meet the intent of this resolution.

**RESOLUTION NO. 605-2019
CREATE VICTIM ASSISTANCE CASE MANAGER POSITION
DISTRICT ATTORNEY'S OFFICE**

WHEREAS, The Ontario County District Attorney's Office has been awarded grant funding from the New York State Office of Victim Services, under contract # OVS-C11029GG for a term commencing October 1, 2019 through September 30, 2022 with an option to renew for two additional years for improvements in the provision of victim assistance services in Ontario County; and

WHEREAS, A contract with the State of New York, a copy of which is on file with the Clerk of the Board, is required in order to accept these funds; and

WHEREAS, The District Attorney's Office will use these funds to subsidize the cost of an additional victim assistance services position; and

WHEREAS, Said position has been classified as Victim Assistance Case Manager by Personnel Officer Classification Certification #81-2019; and

WHEREAS, The Ways and Means Committee recommends the creation of Victim Assistance Case Manager, effective upon adoption; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors does hereby authorize the creation of a position of Victim Assistance Case Manager (01793/#1) classified by POCC #81-2019, and further

RESOLVED, That this position shall only continue to exist subject to receipt of the necessary grant funding from the New York State Office of Victim Services; and further

RESOLVED, That the County's Department of Finance is authorized to make the necessary budgetary and accounting entries to effect the intent of this resolution.

The foregoing block of four resolutions was adopted.

Supervisor Baker offered the following resolution for adoption, seconded by Supervisor Wickham:

**RESOLUTION NO. 605-2019
CREATION OF PARALEGAL SPECIALIST
(SPANISH SPEAKING) (PART-TIME)
AND ABOLISHMENT OF PARALEGAL SPECIALIST
OFFICE OF PUBLIC DEFENDER**

WHEREAS, Ms. Leann Lapp, Public Defender, has filed a New Position Duties Statement with the Director of Human Resources for a position she would like to create; and

WHEREAS, The Director of Human Resources has classified a position of Paralegal Specialist (Spanish Speaking) (Part-time) by Personnel Officer Classification Certification No. 78-2019; and

WHEREAS, The Management Compensation Committee and the Ways and Means Committee have reviewed and recommend the creation of a Paralegal Specialist (Spanish Speaking (Part-Time) (SNE Band 11) and the abolishment of a vacant Paralegal Specialist (SNE Band 11) position; and

WHEREAS, Sufficient funding exists within the Public Defender's Budget to fund this position change; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors does hereby authorize the following:

- a. Creation of Paralegal Specialist (Spanish Speaking) (Part-Time) (11826/#1) classified by POCC # 78-2019, effective upon adoption;

- b. Abolishment of a position of Paralegal Specialist (01305/#6) originally created by POCC #8-2016, Board Resolution #29-2016, effective upon adoption; and further

RESOLVED, That certified copies of this resolution shall be sent by the Clerk of this Board to the Department of Finance.

Supervisor Baker made the motion, seconded by Supervisor Wickham, to amend Resolution No. 605-2019, as follows:

**RESOLUTION NO. 605-2019
CREATION OF PARALEGAL SPECIALIST (SPANISH SPEAKING)
AND ABOLISHMENT OF PARALEGAL SPECIALIST
OFFICE OF PUBLIC DEFENDER
AS AMENDED**

WHEREAS, Ms. Leann Lapp, Public Defender, has filed a New Position Duties Statement with the Director of Human Resources for a position she would like to create; and

WHEREAS, The Director of Human Resources has classified a position of Paralegal Specialist (Spanish Speaking) by Personnel Officer Classification Certification No. 78-2019; and

WHEREAS, The Management Compensation Committee and the Ways and Means Committee have reviewed and recommend the creation of a Paralegal Specialist (Spanish Speaking) (SNE Band 11) and the abolishment of a vacant Paralegal Specialist (SNE Band 11) position; and

WHEREAS, Sufficient funding exists within the Public Defender's Budget to fund this position change; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors does hereby authorize the following:

- a. Creation of Paralegal Specialist (Spanish Speaking) (11826/#1) classified by POCC # 78-2019, which position shall work only half time hours, effective upon adoption;
- b. Abolishment of a position of Paralegal Specialist (01305/#6) originally created by POCC #8-2016, Board Resolution #29-2016, effective upon adoption; and further

RESOLVED, That certified copies of this resolution shall be sent by the Clerk of this Board to the Department of Finance.

The foregoing amendment was adopted.

Resolution No. 605-2019, as amended, was adopted.

Supervisor Baker offered the following four resolutions as a block and moved for its adoption, seconded by Supervisor Singer:

**RESOLUTION NO. 606-2019
TRANSFER OF FUNDS – 2019 COUNTY BUDGET
OFFICE OF SHERIFF & SEWER DISTRICTS**

WHEREAS, Budget Transfer Request Forms have been received by the Ways and Means Committee after being reviewed and approved by the appropriate standing committee overseeing each department; and

WHEREAS, The Ways and Means Committee has reviewed and approved the following transfers; now, therefore, be it

RESOLVED, That the following transfers be made:

<u>2019 Budget</u>	FROM	TO	NET DIFFEREN CE
Office of Sheriff - CRARM & Wireless 9-1-1 Reserves			
Appropriated Reserve	A 0511 B 0878		+257,500.0 0
Appropriated Reserve	A 0511 B 7178		+264,275.0 0
Signal & Communications		A 3020 9999 E 2550	+462,855.0 0
PC Software		A 3020 9999 E 4621	+58,920.00
Sewer Districts			
Agency Contracts	G1 8120 E 4530		-3,480.00
Agency Contracts	G4 8120 E 4530		-520.00
Operating Equipment		G1 8120 E 2900	+3,480.00
Operating Equipment		G4 8120 E 2900	+520.00

and further, be it

RESOLVED, That the County’s Department of Finance is authorized to make the necessary budgetary and accounting entries to effect the intent of this resolution.

**RESOLUTION NO. 607-2019
TRANSFER OF FUNDS – 2019 COUNTY BUDGET
DISTRICT ATTORNEY & OFFICE OF SHERIFF**

WHEREAS, Budget Transfer Request Forms have been received by the Ways and Means Committee after being reviewed and approved by the appropriate standing committee overseeing each department; and

WHEREAS, The Ways and Means Committee has reviewed and approved the following transfers; now, therefore, be it

RESOLVED, That the following transfers be made:

2019 Budget	FROM	TO	NET DIFFERENC E
District Attorney Appropriated Crime Reserve			
Appropriated Reserve	AA30511BR10 0		1,6 50. 00
Appropriated Reserve	AA30511BR10 0		10,930.00
Technical Equipment		AAR1005280 0	10,930.00
Minor Equipment		AAR1005410 1	1,650.00
Office of Sheriff			
Automotive Equipment	AA311052200		-6,066.00
Supplies CSU	AA311054307		-3,794.00
Part Time Hourly - Unified Court	AA116251800		-15,000.00
Full Time Hourly - Jail Kitchen	AAC30151700		-5,000.00
Technical Equipment - 360 Camera		AA31105280 0	6,066.00
Technical Equipment - Drone		AA31105280 0	3,794.00
Overtime - Unified Court		AA11625192 0	15,000.00
Overtime - Jail Kitchen		AAC3015192 0	5,000.00

and further, be it

RESOLVED, That the County's Department of Finance is authorized to make the necessary budgetary and accounting entries to effect the intent of this resolution.

**RESOLUTION NO. 608-2019
MEMORANDUM OF AGREEMENT 4-2019
ONTARIO COUNTY GENERAL UNIT, C.S.E.A.**

WHEREAS, Ontario County is currently a party to a labor agreement with the Ontario County General Unit, C.S.E.A., with said Agreement expiring December 31, 2020; and

WHEREAS, An amendment to said Agreement has been negotiated, subject to the approval of this Board, and has been filed with the Clerk of the Board of Supervisors; and

WHEREAS, The Ways and Means Committee recommends the approval of this resolution; now, therefore, be it

RESOLVED, That Memorandum of Agreement No. 4-2019, amending section 9.2 of the parties' Agreement to provide that employees receiving lost wages under a no-fault insurance plan and NYS disability benefits shall not be eligible for any portion of the County's supplemental disability benefit if such supplement benefit would result in the employee receiving in excess of 100% of the employee's regular salary for the first three months of disability or 80% for the remaining three months; and further

RESOLVED, That copies of this resolution shall be sent by the Clerk of this Board to Mr. Stephen Healy, President of the C.S.E.A. Unit, to the Director of Human Resources, and to the County Attorney.

RESOLUTION NO. 609-2019
MEMORANDUM OF AGREEMENT 5-2019
ONTARIO COUNTY GENERAL UNIT, C.S.E.A.

WHEREAS, Ontario County is currently a party to a labor agreement with the Ontario County General Unit, C.S.E.A., with said Agreement expiring December 31, 2020; and

WHEREAS, An amendment to said Agreement has been negotiated, subject to the approval of this Board, and has been filed with the Clerk of the Board of Supervisors; and

WHEREAS, The Ways and Means Committee recommends the approval of this resolution; now, therefore, be it

RESOLVED, That Memorandum of Agreement No. 5-2019, amending section 15.1 (B) of the parties' Agreement, to provide that employees shall be allowed to accumulate compensatory time up to a full work week and that any amount in excess of the maximum amount will automatically be paid to an employee at the straight time hourly rate then in effect; and further

RESOLVED, That the Finance Department shall take all actions necessary to effectuate the intent of this Resolution and Agreement; and be it further

RESOLVED, That copies of this resolution shall be sent by the Clerk of this Board to Mr. Stephen Healy, President of the C.S.E.A. Unit, to the Director of Human Resources, the Director of Finance, and to the County Attorney.

The foregoing block of four resolutions was adopted.

UNFINISHED BUSINESS:

Supervisor Bendzlowicz informed the Board that Supervisor Guard and he presented a Supervisor's update to the Geneva City Council. They touched on many topics and thanked all those who helped gather information for them for the presentation.

On motion of Supervisor Green, seconded by Supervisor Campbell, the meeting was adjourned at 6:51 PM.