

OCTOBER 6, 2016

A Public Hearing concerning a proposal to establish a county sewer district extension in and for the County, to be known as Canandaigua Lake County Sewer District – Canandaigua Airport Extension was held at Ontario County Safety Training Facility, 2914 County Road 48 in the Town of Hopewell, it was called to order at 6:30 p.m. with Chairman Marren presiding.

As no one wished to speak the Public Hearing was closed at 6:32 p.m.

A Public Hearing concerning the NYS Environmental Quality Review Act, concerning all matters relevant to the proposed reconstruction of a sanitary sewer force main located generally on the west side of Firehall Road between Parkside Drive and Aroline Road in the Town of Canandaigua was held at Ontario County Safety Training Facility, 2914 County Road 48 in the Town of Hopewell, it was called to order at 6:30 p.m. with Chairman Marren presiding.

As no one wished to speak the Public Hearing was closed at 6:33 p.m.

The regular meeting of the Ontario County Board of Supervisors was called to order at 6:33 p.m. at Ontario County Safety Training Facility, 2914 County Road 48 in the Town of Hopewell, with Chairman Marren presiding.

Upon roll call, all Members of the Board were present.

The Pledge of Allegiance was led by Supervisor Green.

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

County Treasurer Baxter talked about Mr. John Hick's retirement reception that he attended earlier in the day. He also highlighted his lengthy career.

Chairman Marren granted privilege of the floor to Supervisor Bendzlowicz. Supervisor Bendzlowicz presented an overview of the proposed six committee structure. He thanked everyone for their hard work and input. The desire of the Governmental Operations and Improved Methods Committee was to have committees meet on two days with flexible times. The committee originally thought of a four or five committee structure but decided six would be best to start with. With fewer committees this could allow for greater media coverage. The lengths of the meetings were considered in which committees to consolidate. Supervisor Bendzlowicz would like to review the structure in 7-8 months after its adoption in January.

Chairman Marren reported that he has been asked to be on the advisory board for the Geneva Downtown Revitalization Project. Geneva has a great local planning department that has been going door to door to speak with their residents. This plan will increase the walkability of the city, update the Route 14 corridor, as well as a few other public feedback ideas are being looked into.

The Clerk received copies of minutes of meetings held as follows:

- a. Planning & Research Committee held August 30, 2016.
- b. Public Works Committee held September 6, 2016.
- c. Governmental Operations & Improved Methods Committee held September 6, 2016.
- d. Public Safety Committee held September 6, 2016.
- e. Health & Medical Services Committee held September 7, 2016.
- f. Human Services Committee held September 7, 2016.
- g. Personnel Committee held September 7, 2016.

- h. Finger Lakes Visitors Connection held May 11 & September 14, 2016.
- i. Environmental Quality Committee held August 17 & September 7, 2016.
- j. Environmental Quality Committee and Finance Committee held September 7, 2016.
- k. NYS Fish & Wildlife Management Board held August 18, 2016. FILED.

The Clerk received an announcement that US Department of Homeland Security FEMA will begin accepting applications for FY 2016 Assistance to Firefighters Grant Program beginning October 11, 2016, from Congressman Chris Collins. FILED.

The Clerk Received from New York State Office for the Aging:

- a. Notification of Grant Award for Nutrition Services Incentive Program.
- b. Notification of Grant Award for Title V program under Senior Community Service Employment Program. FILED.

The Clerk received a letter dated September 27, 2016, regarding narratives and resource allocation plan for Youth Bureau-2016 from New York State Office of Children and Family Services. FILED.

The Clerk received an Order of Consolidation for the Town of Canandaigua and the Canandaigua VA Medical Center into a single primary registration district (vital statistics) from New York State Department of Health. FILED.

The Clerk received a Notification of approval of the Local Workforce Development Area request for additional funds to support the provision of services under the Trade Adjustment Assistance Program from New York State Department of Labor. FILED.

The Clerk received acknowledgements of receipt of Ontario County Local Law No. 3 of 2016 from New York State Secretary of State and Ontario County Clerk. FILED.

The Clerk received a Resolution condemning the actions of Mylan in raising the price of EpiPen from Erie County Legislature. FILED.

The Clerk received Official resolutions of the New York State Association of Counties, adopted at the annual meeting held in Niagara County. FILED.

The Clerk received the 2016 summer issue of the NYS Legislative Commission on Rural Resources newsletter. FILED.

The Clerk received a letter from New York State Department of Transportation that they concur with the designation of the Ontario County Board of Supervisors as lead agency for the proposed sanitary sewer. FILED.

The Clerk received notification of a recent advisory notice published by the NYS Department of Labor concerning Solar Power Purchase Agreement from NYSAC. FILED.

The Clerk received an election commissioner certification from the Ontario County Republican Committee electing Michael J. Northrup to the office of Commissioner of Elections for the term beginning January 1, 2017. FILED.

The Clerk received a copy of Local Law No. 5 (Intro.) of 2016 entitled "Creating Two Additional Positions of Deputy Commissioner of Social Services" FILED.

**COUNTY OF ONTARIO
LOCAL LAW NO. 5 (INTRO.) OF 2016**

**“CREATING TWO ADDITIONAL POSITIONS OF
DEPUTY COMMISSIONER OF SOCIAL SERVICES”**

Be it enacted by the Board of the Supervisors of Ontario County as follows:

Section 1: LEGISLATIVE INTENT

The County of Ontario, through the Board of Supervisors recognizes the need to reorganize the operating units of county government by function, to reduce to the extent possible the number of administrative levels of county government, and to establish common operating principals for the conduct of county business. It is not the purpose or the intent of the Board of Supervisors in the adoption of this local law to in any manner transfer to any department or to any other officer or employee of county government any power of the Board of Supervisors, or any other elected county official.

Pursuant to Social Services Law Sec. 66(1) the Board of Supervisors may authorize the appointment of any number of Deputy Commissioners of Social Services. Additional positions will support consistent and appropriate messaging and service provision to the citizens of Ontario County.

Section 2: DEPUTY COMMISSIONERS

Effective immediately there shall be two additional Deputy Commissioner of Social Services created, bringing the total number of Deputy Commissioners to three. Such Deputy Commissioners of Social Services shall be appointed by and serve at the direction and pleasure of the Commissioner as provided for in Social Services Law Sec. 66(2). Each such appointee shall be directly responsible to the Commissioner. Such appointments will be made with the approval of the Board of Supervisors.

Section 3: GENERAL POWERS

The Commissioner shall assign such tasks and responsibilities as appropriate to the Deputy Commissioners to assist the Commissioner in the performance and fulfillment of the powers and duties of the office.

The Deputy Commissioner's duties shall include but not be limited to:

- a. Oversee and administer the Departments of Workforce Development, Temporary Assistance and their related programs.
- b. Oversee and administer the Services Programs, including Adult Protective Services and Child Protective Services and their related programs.
- c. Oversee and administer such other and related programs as may be required by the Commissioner.

Section 4: TERM

The term of the Office of Deputy Commissioner of Social Services shall be commensurate with that of the Commissioner.

Section 5: DELEGATION OF AUTHORITY

The Commissioner shall designate a line of succession to the office of Acting Commissioner of Social Services in the event of absence from the County or inability to perform and exercise the powers and duties of the office. The Acting Commissioner shall have all of the powers and perform all of the duties of the Commissioner during the period of succession or until a new Commissioner shall be appointed pursuant to law and shall qualify to assume the office.

Section 6: ABOLITION OF POSITIONS

The positions of Director of Workforce Development, the Director of Services, one Head Social Welfare Examiner position in Temporary Assistance and one Workforce

Development Counselor will be, effective at the permanent appointment of the Deputy Commissioner of Social Services positions.

Section 7: CLASSIFICATION

The position of Deputy Commissioner of Social Services shall be classified as Non-Competitive Policy Influencing.

Section 8: EFFECTIVE DATE

This Local Law shall take effect upon its being duly filed as provided by the Municipal Home Rule Law.

The Clerk received Key Events dated October 5, 2016 from County Administrator Krause. FILED.

The Clerk received the 2015 Tax lien petition & notice of foreclosure from the County Treasurers office. FILED.

Supervisor Evangelista informed the Board the regular Public Works Committee meeting for October 17, 2016 will be held in the Planning Conference room at 20 Ontario. This will be preceded by a tour of 74 Ontario at 3:30 pm. All Board members are welcome to join the tour to see the plan for the renovations and what will need to be put in the RFP.

Supervisor Russell offered the following resolution and moved its adoption, seconded by Supervisor Wickham:

**RESOLUTION NO. 636-2016
ONTARIO COUNTY LANDFILL
AUTHORIZATION FOR CONSTRUCTION ACTIVITIES**

WHEREAS, in November of 2003, Ontario County ("the County") and Casella Waste Services of Ontario, LLC, a New York limited liability corporation and successor in interest of New England Waste Services of N.Y., Inc. and Casella Waste Systems, Inc., a Delaware corporation (collectively "Casella") entered into an Operation, Management and Lease Agreement, as amended by the December 21, 2007 Restated First Amendment to the Ontario County Operation, Management & Lease Agreement (together comprising the "OMLA"); and

WHEREAS, pursuant to the terms and conditions of the OMLA, Casella operates the Ontario County Landfill (the "Landfill"), located in Ontario County, New York, which property and facility is owned by the County; and

WHEREAS, section 3.6(g) of the OMLA provides for Landfill operation during certain enumerated hours on Monday through Saturday; and

WHEREAS, the Board adopted resolution 322-2016 which authorized Casella to engage in construction activities at the Landfill on Sundays from May 1, 2016 to October 30, 2016 between the hours of 7:00am to 5:00pm specifically to maximize use of the limited remaining permitted airspace and provide for efficient construction of newly permitted cells, and

WHEREAS, Casella has requested an extension of this authorization to January 1, 2017; and

WHEREAS, in the course of such construction operations, Casella has agreed that quiet, white noise backup alarms will be continue to be used on equipment and vehicles,

and they will employ all other reasonable methods to limit noise emanating from the Landfill; and

WHEREAS, on September 20, 2016, the Seneca Town Board approved Casella engaging in Landfill construction activities on Sunday as described above; and

WHEREAS, the Environmental Quality Committee has reviewed, approved and recommends adoption of this Resolution; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby extends the time fame established by Board of Supervisors Resolution 322-2016, which authorizes Casella to engage in construction activities on Sundays between the hours of 7:00am and 5:00pm, to January 1, 2017, and

RESOLVED, Additional conditions of this authorization are as follows: 1) Equipment and vehicles used for this construction will use quiet white noise backup alarms, 2) Casella will employ all other reasonable methods to limit noise emanating from the Landfill during construction; and further

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

Adopted.

Supervisor Vedora wished to go on record as voting "NO" on Resolution No. 636-2016.

Supervisor Vedora feels that Sunday is a day of rest and the residents near the landfill should have one day with no activity.

Supervisor Russell clarified that Casella has asked permission to preform work on Sunday with a prior resolution and this one would extend that permission but they have not just preformed any work on Sunday and hope to keep it that way.

Supervisor Baker offered the following block of two resolutions and moved its adoption, seconded by Supervisor Marshall:

**RESOLUTION NO. 637-2016
TRANSFER OF FUNDS – 2016 COUNTY BUDGET**

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

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

RESOLVED, That the following transfers be made:

2016 Budget	FROM	TO	NET DIFFERENCE
Sheriff			
Overtime	A 3110 E 1920		- 13,554.27
Revenue from Grant	A 3110 E 5952		+ 13,554.27
Other County Depts Charges	A 3641 126 E 5539		- 13,554.27

Service Contracts	A 3641 126 E 4270	+ 4,215.00
Training & Conferences	A 3641 126 E 4750	+ 9,339.27

Judgements & Claims

Contingency Account	A 1990 E 4731	- 2,000.00
Legal Transcripts	A1930 E 4223	+ 2,000.00

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

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

RESOLUTION NO. 638-2016
AUTHORIZING CONTRACT WITH AUCTIONS INTERNATIONAL, INC.
AUCTION OF REAL PROPERTY TAX FORECLOSURE PARCELS

WHEREAS, Resolution No. 428-96 directed that a professional auctioneer be selected through the request for proposal process to sell property acquired through enforcement of delinquent taxes, and the current awarded contract will expire and there are no more renewals available; and

WHEREAS, A new request for proposals (R16077) was developed and issued for a yearly contract with renewals through October 7, 2019, and two proposals were received and reviewed by the County Treasurer, County Attorney's Office and Purchasing; and

WHEREAS, The Financial Management Committee has reviewed and agrees with the recommendation for award of the contract to Auctions International, Inc., for a buyers' premium of 6% on the sale of delinquent tax parcels; now, therefore, be it

RESOLVED, The award of the contract for (R16077) Auction Services for the sale of delinquent tax parcels be made to Auctions International, Inc., 11167 Big Tree Road, East Aurora, New York 14052, starting October 7, 2016, and expiring on October 6, 2017, with the option for two (2) additional twelve (12) month renewals if mutually agreeable by both parties and by resolution of the Ontario County Board of Supervisors; and further

RESOLVED, That the County Administrator be and hereby is authorized and empowered to execute the contract with Auctions International, Inc., and all other documents necessary to effectuate the purposes of this resolution on behalf of this Board of Supervisors; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Auctions International, Inc.

The foregoing block of two resolutions was adopted.

Supervisor Bendzlowicz offered the following resolution and moved its adoption, seconded by Supervisor Vedora:

RESOLUTION NO. 639-2016
ADOPTION OF 2017 STANDING COMMITTEE CONSOLIDATION

WHEREAS, County Law 154 authorizes the Board of Supervisors to create standing committees for the purpose of aiding and assisting the Board in the transaction of its business; and

WHEREAS, Members of all standing and special committees shall be appointed by the Chairman of the Board from its membership; and

WHEREAS, There are currently ten (10) standing committees to the Board of Supervisors; and

WHEREAS, The Governmental Operations and Improved Methods Committee has been working with the Board Chairman, Clerk to the Board, and the County Administrator to review the consolidation of committees; and

WHEREAS, The consolidation of committees from twenty (20) standing committees to ten (10) standing committees occurred between 1984 and 1989 as evidenced by the passage of Resolution Nos. 2-1984, 1-1985, 1-1986, 1-1987 and 3-1989; and

WHEREAS, It appears the consolidation of ten (10) standing committees to six (6) standing committees will best fulfill the Board of Supervisors' responsibility to address the advantages and challenges of the committee system; and

WHEREAS, The expected benefits of consolidation will include greater productivity as a result of fewer meetings on a fewer number of meeting days, fewer cancelled meetings and more efficient operations of committees; and

WHEREAS, In consultation with the full Board of Supervisors, the Governmental Operations and Improved Methods Committee has reviewed and recommends the adoption of this resolution; now, therefore, be it

RESOLVED, The current ten (10) standing committees shall be consolidated into six (6) standing committees; and further

RESOLVED, The following committees shall provide general supervision through the County Administrator for the County Departments, Agencies and activities set as follows:

Government Operations and Insurance

Legislative Board, Clerk of the Board of Supervisors, County Administrator, County Attorney, County Clerk, Bureau of Motor Vehicles, Real Property Tax Services, Board of Elections, Records and Archives, County Historian, Board of Ethics, Dog Control, Humane Society, Information Services, Regulatory Compliance, County Insurance Programs, Risk Management, Workers' Compensation.

Health and Human Services

Mental Health, Public Health, Coroners, Ontario ARC, Department of Social Services, Youth Bureau, Workforce Development/Workforce Investment Board, Office for the Aging, Veterans Service Agency.

Planning and Environmental Quality

Planning, County Planning Board, Agriculture, Cooperative Extension Liaison, Soil and Water Conservation District, Economic Development, Tourism Promotion, Monitoring & Management of Landfill Lease, Solid Waste Management Plan & Environmental Issues.

Public Safety

District Attorney, Sheriff, Correctional Facility, Probation and Community Corrections, Youth Care Facility, Emergency Management Office, STOP-DWI Program, Traffic Safety

Board, Public Defender, Conflict Defender, Assigned Counsel, NYS Office of Court Administration.

Public Works

Department of Public Works, Capital Improvement Plan, Parks and Recreation, Engineering, Buildings and Grounds, Highways and Bridges, County Sewer Districts, Fleet Management, Weights and Measures, Courier Services, Finger Lakes Community College Projects.

Ways and Means

County Treasurer, Department of Finance, County Budget, Capital Improvement Financing, County Purchasing, Fixed Assets Inventory, Finger Lakes Community College Financing, Department of Human Resources and Labor Relations.

and further

RESOLVED, That this new standing committee structure shall be effective on January 5, 2017, the date of the 2017 Organizational Meeting of the Board of Supervisors; and further

RESOLVED, That four (4) committees shall consist of seven (7) members and two (2) shall consist of six (6) members and designation of which committees will have seven (7) or six (6) members shall be at the discretion of the Board Chairman; and further

RESOLVED, That each Supervisor shall serve on at least two (2) standing committees; and further

RESOLVED, That a quorum of the seven (7) member committee shall consist of four (4) members and that a quorum of the six (6) member committee shall consist of three (3) members, and no committee shall act upon any matter unless a quorum is present; and further

RESOLVED, The newly formed Government Operations and Insurance Committee shall assess the continuation of the six (6) standing committees and report at the first Board of Supervisors meeting in August 2017; and further

RESOLVED, That the County Administrator shall distribute copies of this resolution to Department Heads and develop ways to support the efficient operation of the new committee system.

Adopted.

Supervisor Baker wished to go on recorded as voting "NO" on Resolution No. 639-2016.

Supervisor Baker appreciates the work that has been done on this resolution, but doesn't believe that this would benefit the Board or the public.

Supervisor Hilton offered the following block of three resolutions and moved its adoption, seconded by Supervisor Campbell:

**RESOLUTION NO. 640-2016
AUTHORIZATION: PROFESSIONAL CONSULTANT AGREEMENT
HARLAN KOSSON, MD**

WHEREAS, There is a need for additional psychiatric hours in the Clinic Treatment Program serving Ontario County residents; and

WHEREAS, Harlan Kosson, MD, PO Box 309, Pittsford, NY 14534, is qualified and willing to provide psychiatric services; and

WHEREAS, The Director of Community Mental Health Services has recommended Harlan Kosson, MD, to the County Administrator and the Health and Medical Services Committee to provide psychiatric services; and,

WHEREAS, Sufficient funds exist within the 2016 budget for this contract not to exceed \$25,200; and

WHEREAS, Sufficient funds have been proposed within the 2017 budget for this contract not to exceed \$100,800; and

WHEREAS, The Health and Medical Services Committee has reviewed and approved the agreement; now, therefore be it

RESOLVED, That this Board of Supervisors approves a contract with Harlan Kosson, MD, PO Box 309, Pittsford, NY 14534, for said services beginning October 6, 2016, and ending December 31, 2017, for a total amount not to exceed \$126,000; and further

RESOLVED, That certified copies of this resolution be forwarded by the Clerk of this Board to the Mental Health Department and Harlan Kosson, MD, PO Box 309, Pittsford, NY 14534.

**RESOLUTION NO. 641-2016
AMENDMENT OF CONTRACT
JESSICA R. NORTON, M.D.
ONTARIO COUNTY MENTAL HEALTH**

WHEREAS, Resolution No. 857-2015 authorized a contract with Jessica R. Norton, M.D. for Psychiatric Evaluation and Treatment Services for Adults; and

WHEREAS, It has been necessary to request Dr. Norton work additional time due to vacancies within the Mental Health Department; and

WHEREAS, Sufficient funding exists within the Mental Health budget due to said vacancies; and

WHEREAS, Health and Medical and Financial Management Committees have reviewed and recommend acceptance of a contract amendment with the Jessica R. Norton, M.D.; now, therefore, be it

RESOLVED, That this Board of Supervisors approves the contract amendment with Jessica R. Norton, M.D. for an additional amount of \$24,806 for a total contract amount not to exceed \$151,034; and further

RESOLVED, That the County Administrator is authorized to sign the necessary agreement with Jessica R. Norton, M.D., 100 Buckland Avenue, Rochester, New York 14618, in acceptance of this amendment; and further

RESOLVED, That certified copies of this resolution be transmitted by the Clerk of this Board to Jessica R. Norton, M.D.

RESOLUTION NO. 642-2016

**AUTHORIZATION TO AMEND CONTRACT WITH TENELEVEN GROUP,
INC. TO ADD ELECTRONIC PRESCRIBING LICENSE**

WHEREAS, The Ontario County Board of Supervisors approved Resolution No. 18-2015 for authorization to enter into a contract with TenEleven Group, Inc., for electronic Prescribing (E-Scribe); and

WHEREAS, TenEleven Group, Inc., has been providing an Electronic Prescribing Module (E-Scribe) to the Mental Health Clinic; and

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

WHEREAS, The licenses to utilize the E-Scribe Module are non-transferable; and

WHEREAS, It is necessary to purchase an additional license for E-Scribe Module at a total cost not to exceed \$2,250; now, therefore, be it

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 certified copies of this resolution be forwarded by the Clerk of this Board to the Mental Health Department, and TenEleven Group, Inc., 6489 Transit Road, East Amherst, NY 14051.

The foregoing block of three resolutions was adopted.

Supervisor Helming offered the following resolution and moved its adoption, seconded by Supervisor Hicks:

**RESOLUTION NO. 643-2016
APPROVAL AGREEMENT
OFFICE FOR THE AGING AND RTS-ONTARIO - 2016**

WHEREAS, The Ontario County Office for the Aging currently operates the “Senior Van Service” which is funded by the New York State Office for the Aging to provide transportation to medical appointments and shopping for Ontario County residents age 60 or over who have no other means of transportation; and

WHEREAS, The Purchasing Department issued a RFP (Request for Proposals) and received proposals for transportation services for the elderly for the Office for the Aging, per tabulation sheets on file with the Clerk of the Board, RFP R16040; and

WHEREAS, The Ontario County Office for the Aging has determined that the most efficient and convenient way to provide transportation services to older adults is through a contract with RTS-Ontario, 2930 County Road 48, Canandaigua, NY 14424; and

WHEREAS, The Ontario County will pay RTS - Ontario the sum of \$50.00 per hour for group bus service and zone rates for demand response services (Dial-A-Ride) based on the Schedule A-Zone Map which is attached to the agreement on file with the Clerk of the Board; and

WHEREAS, The Human Services Committee has reviewed and approves this resolution; now, therefore, be it

RESOLVED, That this Board of Supervisors does hereby authorize entering into an agreement for the period of November 1, 2016 – December 31, 2017, with RTS-Ontario at a cost not to exceed \$40,000; and further

RESOLVED, That the County Administrator is hereby authorized and directed to sign said agreement on behalf of the County; and further

RESOLVED, That certified copies of this resolution be sent to RTS-Ontario and the NYS Office for the Aging.

Adopted.

Supervisor Helming offered the following resolution and moved its adoption, seconded by Supervisor Bendzlowicz:

**RESOLUTION NO. 644-2016
REAPPOINTMENT OF MARSHA E. FOOTE
DIRECTOR OF ONTARIO COUNTY YOUTH BUREAU**

WHEREAS, Ms. Marsha E. Foote's appointment as Director of Ontario County Youth Bureau is to expire on November 11, 2016; and

WHEREAS, The County Administrator has reviewed the performance of the Director of Ontario County Youth Bureau and recommends reappointment to the Human Services Committee; and

WHEREAS, The Human Services Committee supports the County Administrator's recommendation and recommends reappointment of Ms. Marsha E. Foote to the Board of Supervisors effective November 12, 2016, through November 11, 2018; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby reappoints Ms. Marsha E. Foote to the position of Director of Ontario County Youth Bureau for a term of two years to commence November 12, 2016; and further

RESOLVED, That certified copies of this resolution be sent to the County Clerk, the County Finance Department, and Ms. Marsha E. Foote by the Clerk of this Board.

Adopted.

Supervisor Helming noted that Marsha has done an amazing job in just a few short months in her role as director. She's very engaged and out in the communities helping our youth.

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

**RESOLUTION NO. 645-2016
CREATION OF POSITIONS – OFFICE SPECIALIST I (TEMPORARY)
DISTRICT ATTORNEY'S OFFICE**

WHEREAS, Mr. R. Michael Tantillo, District Attorney, has filed a New Position Duties Statement with the Director of Human Resources for two temporary positions he would like to create; and

WHEREAS, Said positions have been classified as Office Specialist I (Temporary) by Personnel Officer Certification No. 89-2016; and

WHEREAS, The positions shall be limited to 90 days, working no more than 28 hours per week; and

WHEREAS, These positions do not constitute full-time status under the Affordable Care Act so no health insurance offer is required; and

WHEREAS, The County Administrator and the Personnel Committee recommend the creation of these positions; now, therefore, be it

RESOLVED, That two positions of Office Specialist I (Temporary) (01533/#41 & 42) be created, without benefits, effective upon adoption, for a period not to exceed 90 days; and further

RESOLVED, That sufficient funding exists within the District Attorney's budget for these positions.

**RESOLUTION NO. 646-2016
CREATION OF POSITION
CLERK (TEMPORARY)
OFFICE OF SHERIFF**

WHEREAS, Sheriff Philip C. Povero, has filed a New Position Duties Statement with the Director of Human Resources for a temporary position he would like to create for the Office of Sheriff; and

WHEREAS, Said position has been classified as Clerk (Temporary), for a period not to exceed 90 days, by Personnel Officer Certification No. 86-2016; and

WHEREAS, The intent of this creation is to move a current Clerk, Part-Time to the newly created full-time position not to exceed 40 hours per week; and

WHEREAS, The incumbent shall not work more than 90 days in this position and therefore the incumbent does not require a health insurance offering under the Affordable Care Act; and

WHEREAS, Sufficient funding exists within the Office of Sheriff's department budget for this position; and

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

RESOLVED, That the position of Clerk (Temporary) (01001/#8) be created, effective upon adoption, for a period not to exceed 90 days.

**RESOLUTION NO. 647-2016
CREATION / ABOLISHMENT OF POSITIONS
PUBLIC HEALTH**

WHEREAS, Ms. Mary Beer, Director of Community Public Health Services, has filed a New Position Duties Statement for a position she would like to create; and

WHEREAS, Said position has been classified as a Public Health Nurse by Personnel Officer Classification Certification No. 85-2016; and

WHEREAS, Ms. Beer would like to create a position of Public Health Nurse (Grade AP3), and abolish a vacant position of Registered Professional Nurse (Grade AP2); and

WHEREAS, Sufficient funding exists within the Public Health's Budget for these position changes; and

WHEREAS, The County Administrator and the Personnel Committee recommend the creation of a Public Health Nurse and the abolishment of a vacant Registered Professional Nurse; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors does hereby authorize the creation of a Public Health Nurse (01051/#08), effective October 22, 2016; and further

RESOLVED, That a vacant position of Registered Professional Nurse 02068/#26) be abolished.

**RESOLUTION NO. 648-2016
SALARY ADJUSTMENT – MARY ELLEN TALLMAN
FINGER LAKES COMMUNITY COLLEGE**

WHEREAS, Ms. Grace Loomis, Director of Human Resources, FLCC, has recommended the salary adjustment of Ms. Mary Ellen Tallman, Account Clerk-Typist, to Grade 6, Step 2 (\$16.51/hr.) based on her years of experience; and

WHEREAS, The Personnel Committee has reviewed and approved the salary adjustment for Ms. Tallman, effective upon her date of hire; and

WHEREAS, Sufficient funding exists within the Finger Lakes Community College budget for this salary adjustment; now, therefore, be it

RESOLVED, That the salary for Ms. Mary Ellen Tallman, Account Clerk-Typist, be set at Grade 6, Step 2 (\$16.51/hr.) effective upon her date of hire; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to the Director of Human Resources at the Finger Lakes Community College.

**RESOLUTION NO. 649-2016
AUTHORIZATION TO CONTRACT WITH HB SOLUTIONS, LLC FOR
AFFORDABLE CARE ACT REPORTING SERVICES**

WHEREAS, Resolution No. 717-2015 adopted a contract with HB Solutions, LLC for Affordable Care Act reporting as required by the Internal Revenue Service for calendar years 2015 and 2016; and

WHEREAS, The County Administrator and Human Resources would like to continue to contract with HB Solutions, LLC to provide Affordable Care Act reporting services for calendar years 2017 and 2018; and

WHEREAS, Sufficient funds have been budgeted in the 2017-2018 Ontario County budget to cover the cost of this contract; and

WHEREAS, The Personnel Committee has reviewed and recommends this contract with HB Solutions, LLC to provide the monthly and annual services outlined in Schedule "A" at a cost of \$1.10 per employee per month, and also the printing and mailing of the 1095-C form to all recipients at a fee of \$4.00 per person; now, therefore, be it

RESOLVED, That upon the review and approval of the County Attorney's Office, the Board of Supervisors does hereby authorize entering into an agreement with HB Solutions, LLC, 99 Garnsey Road, Pittsford, New York 14534, to provide the

aforementioned services, effective January 1, 2017, and expiring December 31, 2018; and further

RESOLVED, That the County Administrator shall be authorized to sign said agreement.

**RESOLUTION NO. 650-2016
CONTRACT WITH COMMUNITY MAGAZINE GROUP, INC.
AND ITS AFFILIATE COMMUNITY MEDIA GROUP, INC.
FOR PUBLICATION OF COUNTY HEALTH AND WELLNESS MAGAZINE**

WHEREAS, Resolution No. 123-2016 authorized a contract with Community Magazine Group, Inc., having an office at 1550 South Indiana Street, Chicago, Illinois 60605, to publish a quarterly County health and wellness magazine in 2016 as part of the Ontario County Wellness Program; and

WHEREAS, The Wellness Committee would like to continue this magazine in 2017; and

WHEREAS, Funds have been provided in the 2017 A1431 Budget for wellness activities; and

WHEREAS, The Personnel Committee has reviewed and recommends contracting with Community Magazine Group, Inc., to publish the health and wellness magazines for County employees; now, therefore, be it

RESOLVED, Following the review and approval of the County Attorney's Office, the Board of Supervisors does hereby authorize a one-year contract with Community Magazine Group, Inc., and its affiliate Community Media Group, Inc., c/o Mr. Mark Hornung, Managing Director, 1550 South Indiana Street, Chicago, IL 60605, in order to publish and distribute a quarterly County health and wellness magazine in 2017, at a not-to-exceed cost of \$2.50 per employee per magazine (not to exceed \$10,000, annually); and further

RESOLVED, That the County Administrator be authorized to sign said agreement.

**RESOLUTION NO. 651-2016
AUTHORIZATION TO EXTEND CONTRACT WITH COVENTRY
HEALTH CARE WORKERS COMPENSATION SERVICES, INC., FOR
DISABILITY CLAIMS CASE MANAGEMENT SERVICES**

WHEREAS, Resolution No. 521-2016 authorized Ontario County to contract with Coventry Health Care Workers Compensation Services, Inc. to provide disability claims case management services for the County's self-insured disability program; and

WHEREAS, The contract will expire December 31, 2016; and

WHEREAS, Human Resources requires a contract for nurse case management of disability claims to meet the County's contractual obligations in order to determine employee eligibility for supplemental disability benefits, and has provided funds in the 2017 Budget for this purpose; and

WHEREAS, Coventry Health Care Workers Compensation Services, Inc., would like to continue to provide this service to Ontario County in 2017 at the same rate of \$86 per hour for professional medical and vocational field case management; and

WHEREAS, The Personnel Committee is supportive of this program and recommends this contract be extended for 2017; now, therefore, be it

RESOLVED, That upon the review and approval of the County Attorney's Office, the Board of Supervisors hereby authorizes a one-year contract extension with Coventry Health Care Workers Compensation Services, Inc., 3200 Highland Avenue, Downers Grove, Illinois 60515, to provide nurse case management services for Ontario County's disability benefits program; and further

RESOLVED, That the term of the contract extension shall continue from January 1, 2017, and expire on December 31, 2017; and further

RESOLVED, That the County Administrator be authorized to sign said contract.

**RESOLUTION NO. 652-2016
FIXING DATE AND NOTICE FOR THE PUBLIC HEARING ON
LOCAL LAW NO. 5 (INTRO.) 2016**

WHEREAS, There has been introduced at a meeting of this Board held on October 6, 2016, a proposed local law entitled "Creating Two Additional Positions of Deputy Commissioner of Social Services"; now, therefore, be it

RESOLVED, That a public hearing shall be held on October 27, 2016, at 6:30 p.m. at the Ontario County 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 Court House, and by publishing such notice at least once in the official newspapers of the County

The foregoing block of eight resolutions was adopted.

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

**RESOLUTION NO. 653-2016
AUTHORIZATION TO ELECT PROVISION OF CHAPTER 542, LAWS OF 2015
ELIMINATING ANNUAL NYSLRS CERTIFICATION REQUIREMENT
ONTARIO COUNTY OFFICE OF SHERIFF**

WHEREAS, Chapter 542, of the Laws of 2015, authorizes a County to provide that creditable service for a deputy sheriff who is enrolled in the special retirement plans contained in Article 14-B of the Retirement and Social Security Law, shall also include any and all service performed by a deputy sheriff who is a police officer pursuant to subdivision thirty-four of section 1.20 of the Criminal Procedure Law, as certified by the Bureau of Municipal Police Training Council (BMPTC); and

WHEREAS, The Office of Sheriff must complete an annual certification for its deputy sheriffs who are certified police officers enrolled in Article 14-B, to attest that each deputy sheriff performs a minimum of 50% criminal law enforcement duties; and

WHEREAS, Sheriff Philip C. Povero has requested that Ontario County adopt this provision which will eliminate the need for an annual certification of all Ontario County deputy sheriffs who are certified police officers enrolled in Article 14-B by providing Bureau of Municipal Police Training Council certificates for each certified employee; and

WHEREAS, There is no cost associated with adoption of this provision; and

WHEREAS, The Public Safety Committee and the Personnel Committee have reviewed and recommend this resolution to the Board of Supervisors for adoption; now, therefore, be it

RESOLVED, That the Board of Supervisors of the County of Ontario does hereby elect to provide for the crediting of service performed by a deputy sheriff enrolled in Article 14-B of the Retirement and Social Security Law who is a police officer pursuant to subdivision 34 of section 1.20 of the criminal procedure law as certified by the municipal police council (pursuant of Chapter 542, Laws of 2015); and further

RESOLVED, That the effective date of such shall be the date to be completed by the Clerk once acknowledgment is received from NYS; and further

RESOLVED, That the Clerk of this Board shall be authorized to complete the attached election form and submit this resolution and election form to the New York State and Local Retirement System, Attention: Employer Education and Participation Unit, 110 State Street, Albany, New York 12244, and to the Ontario County Sheriff Philip C. Povero.

Adopted.

Supervisor Lightfoote offered the following block of five resolutions and moved its adoption, seconded by Supervisor Gallahan:

**RESOLUTION NO. 654-2016
REAPPOINTMENT TO THE ONTARIO COUNTY SOIL AND WATER
CONSERVATION DISTRICT BOARD**

WHEREAS, The Ontario County Soil and Water Conservation District Board of Directors has recommended the reappointment of the following individuals as members of the Ontario County Soil and Water Conservation District Board:

NAME AND ADDRESS	REPRESENTING	TERM EXPIRES
Kenneth Livermore 4442 Pre-Emption Geneva, NY 14456	Grange	12/31/2018
James R. Peck 2269 DeWindt Road Newark, NY 14513-8803	Farm Bureau	12/31/2018
Samuel J. Casella 4044 Woolhouse Road Canandaigua, NY 14424	Practical Farmer	12/31/2018
Edward Jackson 5036 County Road 36 Honeoye, NY 14471	Member at Large	12/31/2018
Casey Mantione 8395 Route 20A Honeoye, NY 14471	Practical Farmer	12/31/2018

and

WHEREAS, The Planning and Research Committee recommends the reappointments of said nominees; now, therefore, be it

RESOLVED, That as of January 1, 2017, the said nominees are appointed as members of the Ontario County Soil and Water Conservation District Board; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the County Treasurer, the Ontario County Soil and Water Conservation District, the County Planning Department, and said nominees.

**RESOLUTION NO. 655-2016
APPOINTMENT TO ONTARIO COUNTY FOUR SEASONS
LOCAL DEVELOPMENT CORPORATION
DONNA YUDIN**

WHEREAS, There is a vacancy on the Ontario County Four Seasons Local Development Corporation's Board of Directors; and

WHEREAS, The Board of Directors of the Ontario County Four Seasons Local Development Corporation and the Ontario County Planning and Research Committee have recommended the appointment of:

Donna Yudin
Ramada Geneva Lakefront
41 Lakefront Drive
Geneva, NY 14456

to replace Richard Maltman with a term that expired on September 30, 2016; now, therefore, be it

RESOLVED, That Ms. Yudin be appointed as a member of the Ontario County Four Seasons Local Development Corporation Board of Directors to fill the vacancy, term to expire on September 30, 2019; and further

RESOLVED, That certified copies of this resolution be sent to the Ontario County Four Seasons Local Development Corporation, the County Clerk, and the appointee.

**RESOLUTION NO. 656-2016
APPOINTMENT TO ONTARIO COUNTY FOUR SEASONS
LOCAL DEVELOPMENT CORPORATION
MARGARET JOSEPH**

WHEREAS, There is a vacancy on the Ontario County Four Seasons Local Development Corporation's Board of Directors; and

WHEREAS, The Board of Directors of the Ontario County Four Seasons Local Development Corporation and the Ontario County Planning and Research Committee have recommended the appointment of:

Margaret (Meg) Joseph
Friends of Ganondagan and
Ganondagan State Historic Site
7000 County Road 41
Victor, NY 14564

to replace Lisa Fitzgerald, Finger Lakes Winery Tours/Fitzgerald Bros., with a term that expired on September 30, 2016; now, therefore, be it

RESOLVED, that Mrs. Joseph be appointed as a member of the Ontario County Four Seasons Local Development Corporation Board of Directors to fill the vacancy, term to expire on September 30, 2019; and further;

RESOLVED, that certified copies of this resolution be sent to the Ontario County Four Seasons Local Development Corporation, the County Clerk, and the appointee.

**RESOLUTION NO. 657-2016
APPOINTMENT TO ONTARIO COUNTY FOUR SEASONS
LOCAL DEVELOPMENT CORPORATION
STEVEN McGUIRE**

WHEREAS, There is a vacancy on the Ontario County Four Seasons Local Development Corporation's Board of Directors; and

WHEREAS, The Board of Directors of the Ontario County Four Seasons Local Development Corporation and the Ontario County Planning and Research Committee have recommended the appointment of:

Steven McGuire
Holiday Inn Express
4420 Eastern Blvd.
Canandaigua, NY 14424

to replace Jessica Bacher, Hampton Inn, Geneva, New York, with a term that expired on September 30, 2016; now, therefore, be it

RESOLVED, That Mr. McGuire be appointed as a member of the Ontario County Four Seasons Local Development Corporation Board of Directors to fill the vacancy, term to expire on September 30, 2019; and further

RESOLVED, That certified copies of this resolution be sent to the Ontario County Four Seasons Local Development Corporation, the County Clerk, and the appointee.

**RESOLUTION NO. 658-2016
RE-APPOINTMENTS TO THE ONTARIO COUNTY FOUR SEASONS LOCAL
DEVELOPMENT CORPORATION
KENYON AND RICCIO**

BE IT RESOLVED, that the following individuals are hereby re-appointed as members of the Ontario County Four Seasons Local Development Corporation for three-year terms expiring September 30, 2019:

Edward C. Russ Kenyon
Kenyon & Kenyon
11 North Street
Canandaigua, NY 14424

Frank Riccio
5739 Dalton Drive
Farmington, NY 14425

and further

RESOLVED, That certified copies of this resolution be sent to the Ontario County Four Seasons Local Development Corporation, the County Clerk and the appointees.

The foregoing block of five resolutions was adopted.

Supervisor Green offered the following block of eight resolutions and moved its adoption, seconded by Supervisor Hilton:

**RESOLUTION NO. 659-2016
AUTHORIZATION TO INCREASE VICTIM
IMPACT PANEL DEFENDANT FEE**

WHEREAS, The New York State Vehicle and Traffic Law authorizes local governments and not-for-profit organizations to create and implement Victim Impact Panels as a sentencing option for those convicted of alcohol and drug-related driving offenses, and

WHEREAS, Victim Impact Panels currently in operation in New York and other states are believed to have an impact in reducing the rate of recidivism for alcohol and drug-related driving offenses; and

WHEREAS, The Ontario County STOP-DWI in conjunction with the Ontario County District Attorney's Office has been previously authorized by this Board, in Resolution No. 45-2000, to charge such offenders a fee of \$10.00 to participate in the Victim Impact Panel; and

WHEREAS, The fee for participation has not been reviewed in several years; and

WHEREAS, The expenses associated with promoting such a program have increased in the intervening sixteen years and continue to increase, and include matters such as printing program materials, reimbursement of travel expenses for speakers, maintenance of the Victim's Memorial Garden, etc.; and

WHEREAS, A survey of other Victim Impact Panels around the state has revealed that most such panels charge a fee of \$25.00; and

WHEREAS, The Public Safety Committee has reviewed the resolution and recommends the fee be updated; now, therefore, be it

RESOLVED, that this Board of Supervisors authorize the fee required by defendants for participation on the Victim Impact Panel to be \$25.00.

**RESOLUTION NO. 660-2016
AUTHORIZATION TO APPLY FOR A GRANT FROM THE NEW YORK
STATE STOP-DWI FOUNDATION TO SUPPLEMENT EXISTING FUNDING
FOR DWI CRACKDOWN SPECIAL PATROLS AND DRUG RECOGNITION
EXPERT OVERTIME CALLOUTS**

WHEREAS, The New York State STOP-DWI Foundation has notified the Ontario County STOP-DWI Program that the County is eligible for funding to supplement our DWI Special Patrols and Drug Recognition Expert(DRE) Overtime Callouts; and

WHEREAS, It is desirable for the Ontario County STOP-DWI Program to apply for this grant from the NYS STOP-DWI Foundation; and

WHEREAS, Funding from this grant would allow funding for combined enforcement hours and DRE callout hours in the amount of \$10,000 with no match required from Ontario County; and

WHEREAS, The Public Safety and Financial Management Committees have reviewed this grant application request and recommend the participation of the STOP-DWI Program in this opportunity; now, therefore, be it

RESOLVED, That this Board of Supervisors authorizes and directs the Ontario County STOP-DWI Program to apply for this grant from the New York State STOP-DWI Foundation.

**RESOLUTION NO. 661-2016
AUTHORIZATION TO APPLY FOR
MARY CLARK THOMPSON COMMUNITY HEALTH GRANT**

WHEREAS, The F.F. Thompson Foundation, Inc., is seeking applications for the Mary Clark Thompson Community Health Grant, a grant that provides funding for projects that improve the health status of the community; and

WHEREAS, It is advantageous for Ontario County Sheriff to apply for these funds to support the Project Lifesaver Program; and

WHEREAS, This is a competitive grant that does not require any County match; and

WHEREAS, The Public Safety and Financial Management Committees have reviewed this request and recommend the Ontario County Sheriff authorization to apply for this funding; now, therefore, be it

RESOLVED, That this Board of Supervisors does hereby authorize submitting the application for funding from the F.F. Thompson Foundation, Inc., Mary Clark Thompson Community Health Grant in support of the Project Lifesaver Program; and further

RESOLVED, That the County Administrator is authorized and directed to sign said application and necessary documents which may be required; and further

RESOLVED, That certified copies of this resolution be sent to the Ontario County Sheriff.

**RESOLUTION NO. 662-2016
AUTHORIZATION TO ACCEPT
PUBLIC SAFETY ANSWERING POINTS OPERATIONS GRANT FROM
NYS DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES**

WHEREAS, The New York State Division of Homeland Security and Emergency Services, Office on Interoperable and Emergency Communications has notified Ontario County of a \$170,810 award from the FY2016-2017 Public Safety Answering Points (PSAP) Operations Grant; and

WHEREAS, Authorization to apply for the funding was previously approved pursuant to Resolution No. 524-2016; and

WHEREAS, This grant funding will assist with the costs of operations for the Ontario County Office of Sheriff, Emergency Communications Division; and

WHEREAS, There is no guarantee of ongoing funding for these purposes beyond this grant; and

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

WHEREAS, The Public Safety and Financial Management Committees have reviewed this request and recommend the Office of Sheriff accept these grant funds; now, therefore, be it

RESOLVED, That the County Board of Supervisors authorizes and directs the Office of Sheriff to accept this grant from the FY2016-2017 Public Safety Answering Points Operations Grant; 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 electronically sign and execute contract documents with the New York State Division of Homeland Security and Emergency Services, Office on Interoperable and Emergency Communications; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the New York State Division of Homeland Security and Emergency Services, Office on Interoperable and Emergency Communications.

**RESOLUTION NO. 663-2016
AUTHORIZATION TO ACCEPT DONATION FOR
DARE PROGRAM**

WHEREAS, Ontario County Office of Sheriff has been notified of contributions of local businesses in support of the DARE Program sponsored by the Ontario County Office of Sheriff; and

WHEREAS, It is advantageous for Ontario County to accept these funds to support the students through Ontario County Office of Sheriff DARE Program; and

WHEREAS, The Public Safety and Financial Management Committees have reviewed this request and recommend the Ontario County Office of Sheriff be given authorization to accept to these contributions; now, therefore, be it

RESOLVED, That the County of Ontario be, and hereby is, authorized to accept the contributions from local businesses in the amount of \$425.00; 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 certified copies of this resolution be sent to the Sheriff.

**RESOLUTION NO. 664-2016
AUTHORIZATION FOR CONTRACT WITH
TRIDENT RECOVERY SERVICES
ONTARIO COUNTY CONFLICT DEFENDER'S OFFICE**

WHEREAS, Pursuant to Resolution No. 360-2016 this Board accepted a grant from the NYS Office of Indigent Legal Services, Hurrell-Harring Quality Improvement Grant; and

WHEREAS, Part of this grant includes funding to retain the services of private investigators; and

WHEREAS, Andrew White of Trident Recovery and Investment Group, LLC, PO Box 25027, Farmington, New York, provides private investigation services; and

RESOLVED, That the Ontario County Board of Supervisors, on the recommendation of the Public Safety Committee, hereby awards a contract for said services to Trident Recovery and Investment Group, LLC, for an amount not to exceed \$20,000 with the contract beginning on October 7, 2016, and terminating on December 31, 2017; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Trident Recovery and Investment Group, LLC.

**RESOLUTION NO. 665-2016
AUTHORIZATION FOR RENEWAL OF AGREEMENT WITH
THE NEW YORK STATE UNIFIED COURT SYSTEM**

WHEREAS, Pursuant to Resolution No. 526-2014 Ontario County has an agreement with the New York State Unified Court System to provide court security for the period of April 1, 2014, through March 31, 2019; and

WHEREAS, The Public Safety Committee of the Ontario County Board of Supervisors has reviewed this renewal agreement between the New York State Unified Court System Seventh Judicial District, 161 Hall of Justice, Rochester, New York 14614, and the Ontario County Sheriff's Office, for a maximum compensation of \$1,150,282, which is to be effective for the period of April 1, 2016, through March 31, 2017; 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 review and approval by the County Attorney, the Board of Supervisors authorizes and directs the Ontario County Administrator to renew the contract with the New York State Unified Court System for the period of April 1, 2016, through March 31, 2017, for a maximum compensation not to exceed \$1,150,282 and further

RESOLVED, That certified copies of this resolution be sent to the New York State Unified Court System.

**RESOLUTION NO. 666-2016
CAPITAL PROJECT NO. 6-2015
APPROVAL OF CONTRACT AMENDMENT NO.1
HARRIS CORPORATION 700 MHz EQUIPMENT PURCHASE
CLOSING OF GENEVA PSAP PROJECT**

WHEREAS, Resolution No. 86 - 2015 created Capital Project No. 6 of 2015 as the Closing of Geneva PSAP; and

WHEREAS, Resolution No. 86 - 2015 authorized a contract with L. R. Kimball to identify the need for and then finalize a proposed location for a new emergency radio communication site to provide in building coverage in the City of Geneva consistent with nationally accepted public safety standards; and

WHEREAS, L. R. Kimball has recommended use of the rooftop at 529 Exchange Street in the City of Geneva as the most desirable location to provide the requisite radio coverage; and

WHEREAS, Resolution No. 609-2015 authorized a lease with Lake Area Development Corporation and the Geneva Housing Authority, to rent use of the rooftop at 529 Exchange Street in the City of Geneva, use of an existing storage room for equipment, provide backup emergency power from an emergency generator, and allow the installation of all utilities through said building as the County finds necessary for the use of said storage room and rooftop for the County's emergency radio communications system; and

WHEREAS, Resolution No. 244-2016 authorized a contract with Harris Corporation, RF Communications Division, 1680 University Avenue, Rochester, NY 14610 in the amount of Eight Hundred Forty Six Thousand Six Hundred and Thirty Five Dollars (\$846,635.00), for the purchase, installation and testing of the required 700 MHz equipment; and

WHEREAS, In order to maintain site functionality and minimize any down time, it is recommended that a spare 700 MHz antenna be purchased; and

WHEREAS, Harris Corporation, RF Communications Division, 1680 University Avenue, Rochester, NY 14610 has provided a quote dated August 18, 2016 for the above referenced antenna in the amount of Two Thousand Eight Hundred and Forty Two Dollars (\$2,842.00), and

WHEREAS, There are sufficient funds in the Capital Project Signal and Communications Line HCE 3171 E 2550; and

WHEREAS, The Public Safety Committee recommends approval of this resolution; now, therefore, be it

RESOLVED, Upon review and approval by the County Attorney, the Board of Supervisors hereby accepts the proposal from Harris Corporation, RF Communications Division, 1680 University Avenue, Rochester, NY 14610 dated August 18, 2016 in the amount of Two Thousand Eight Hundred and Forty Two Dollars (\$2,842.00), and further

RESOLVED, That the County Administrator be and hereby is authorized and empowered to execute a contract amendment with Harris Corporation, RF Communications Division, 1680 University Avenue, Rochester, NY 14610 in the amount of Two Thousand Eight Hundred and Forty Two Dollars (\$2,842.00), for a total contract value of Eight Hundred Forty Nine Thousand Four Hundred and Seventy Seven Dollars (\$849,477.00); and further

RESOLVED, That the term of said contract will begin on October 7, 2016 and terminate on December 31, 2016; 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 One Million One Hundred Sixty Six Thousand Eight Hundred Eighty One Dollars (\$1,166,881.00); and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the Finance Department and Mr. Edwin Owen of the Harris Corporation, RF Communications Division, 1680 University Avenue, Rochester, NY 14610

The foregoing block of eight resolutions was adopted.

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

**RESOLUTION NO. 667-2016
APPOINTMENT TO
ONTARIO COUNTY FIRE ADVISORY BOARD-McCONNELL**

WHEREAS, The term of Ontario County Fire Advisory Board member Joel Richter was vacated on June 15, 2016; now, therefore, be it

RESOLVED, That Jon McConnell, 15 Winston Drive, Victor, NY 14564, be appointed to this vacant term with said term expiring June 30, 2019; and further

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

Adopted.

Supervisor Evangelista offered the following block of six resolutions and moved its adoption, seconded by Supervisor Lightfoote:

**RESOLUTION NO. 668-2016
RESOLUTION TO ENTER INTO AGREEMENT WITH TOWN OF HOPEWELL
FOR SALT STORAGE
DEPARTMENT OF PUBLIC WORKS – BUILDINGS AND GROUNDS**

WHEREAS, The Town of Hopewell offers its facilities for the storage of county salt used in snow and ice control at county facilities and parking lots in Canandaigua and Hopewell; and

WHEREAS, This service to the County is vital in maintaining a convenient location to store salt and avoids the County having to build its own facilities; and

WHEREAS, Pursuant to Resolution 747-2015, the parties entered into an agreement outlining the obligations and commitments for this service for the 2015/2016 snow season: now, therefore, be it

RESOLVED, That the Board of Supervisors does hereby authorize the County to renew the agreement with the Town of Hopewell, 2716 County Road 47, Canandaigua, NY 14424 starting on October 15, 2016 and will expire on October 14, 2018, with renewals as agreed to by both parties, for the use of its facilities in accordance with the agreement on file with the office of the Clerk of this Board; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute any and all documents necessary or appropriate to effectuate the purposes hereof subject to the review and approval by the Office of the County Attorney; and further

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

**RESOLUTION NO. 669-2016
RESOLUTION MAKING CERTAIN DETERMINATIONS IN RELATION TO
THE EXTENSION OF THE CANANDAIGUA LAKE COUNTY SEWER**

**DISTRICT IN THE COUNTY OF ONTARIO, NEW YORK TO BE KNOWN AS
THE CANANDAIGUA LAKE COUNTY SEWER DISTRICT,
CANANDAIGUA AIRPORT EXTENSION AND APPROVING THE
ESTABLISHMENT OF SAID DISTRICT**

WHEREAS, The Board of Supervisors of the County of Ontario, New York, duly adopted a resolution on September 15, 2016, calling a public hearing to be held on October 6, 2016, at the Safety Training Facility, 2914 County Road 48, Canandaigua, New York, at 6:30 p.m., on said date, for the purpose of considering a proposal to establish a county sewer district extension in said County to comprise the area hereinafter described in accordance with certain maps and plans filed with said County Board of Supervisors by the Commissioner of Public Works of said County; and

WHEREAS, Notice of said public hearing was duly published in the manner and within the time provided by law and said public hearing was duly held at the time and place aforesaid, at which all persons desiring to be heard were duly heard; and

WHEREAS, Said Board of Supervisors has duly considered the maps, plans, recommendations and other data filed with it by the said Commissioner of Public Works; now, therefore, be it

RESOLVED, By the Board of Supervisors of the County of Ontario, New York as follows:

Section 1: Upon the evidence presented at the aforesaid public hearing, and after due consideration of the maps, plans, recommendations and other data filed with it, the Board of Supervisors of the County of Ontario, New York, hereby finds and determines as follows:

- (a) That the proposed extension is appropriate; and
- (b) That all the property owners within the proposed extension are benefited thereby; and
- (c) That all the property and property owners benefited are included within the limits of said proposed extension; and
- (d) That the proposed extension is in the public interest; and
- (e) That the capital improvements will be constructed by the Ontario County

Industrial Development Agency at no cost to the County or District.

Section 2. The establishment of said proposed county sewer district extension, to comprise the area in the County of Ontario consisting of the areas and descriptions filed herewith, is approved.

Section 3. Since the County is not financing the costs of the extension by the issuance of bonds, notes, certificates or other evidences of indebtedness of the County therefor, or assuming the payment of annual installments of debt service on obligations issued to finance the cost of facilities in the extension, permission of the New York State Department of Audit and Control to establish the district extension is not required.

Section 4. Pursuant to Sections 256 and 257 of the County Law, this resolution is adopted subject to permissive referendum.

**RESOLUTION NO. 270-2016
ROOF EVALUATION OF ALL COUNTY OWNED BUILDINGS AND DESIGN
OF ROOF & WALL REPAIRS AT 212 SALTONSTALL STREET
AWARD OF CONTRACT FOR ROOF CONSULTANT AND RELATED
ARCHITECTURAL/ENGINEERING SERVICES**

SWBR ARCHITECTURE, ENGINEERING & LANDSCAPE ARCHITECTURE, P.C. - DEPARTMENT OF PUBLIC WORKS

WHEREAS, The County has responsibilities for the maintenance, repair and replacement roof systems on at least 17 major County owned buildings; and

WHEREAS, The County has already identified the need to repair the roof and wall systems of the former Highway garage located at 212 Saltonstall St; and

WHEREAS, Proposals for Roof Consultant and Related Architectural/Engineering Services to address the above were solicited; and

WHEREAS, Six proposals from qualified consultants were received, evaluated and ranked; and

WHEREAS, The proposal submitted by SWBR Architects received the highest rating; and

WHEREAS, Sufficient funding exists in the 2016 Buildings & Grounds CIP account to cover this contract; and

WHEREAS, The Public Works Committee has reviewed this resolution and recommends its approval; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby authorizes a contract with SWBR Architecture, Engineering & Landscape Architecture, P.C., 387 East Main Street, Rochester, NY 14604 for professional services related to roof consultant and related architectural/engineering services for a cost not to exceed \$36,260 including contingency; 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; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board of Supervisors to SWBR Architecture, Engineering & Landscape Architecture, P.C.

**RESOLUTION NO. 671-2016
RENEWAL OF BIDS FOR ON-DEMAND GENERAL CONSTRUCTION SERVICES - DEPARTMENT OF PUBLIC WORKS**

WHEREAS, The Department of Public Works has the need for General Construction contractors throughout the year for various projects it undertakes in the repair and maintenance of County buildings; and

WHEREAS, Per Resolution 915-2015, Bid B15118 awarded on-demand General Construction services to various vendors; and

WHEREAS, The (Primary) bidder The Nichols Team does not wish to renew the agreement at this time; and

WHEREAS, The following responsive, responsible contractors agree to renew at the existing bid prices for an additional twelve months:

Primary Vendor	LeChase Construction	205 Indigo Creek Drive, Rochester, New York 14621
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Secondary Vendor	Kuitems Construction	1287 N. Clinton Ave., Rochester, New York 14621
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and

WHEREAS, It is in the County’s best interest to award the General Construction bid to the two contractors listed above; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby awards the contract for General Construction per bid tabulation sheet on file with the Clerk of the Board for a period effective December 18, 2016 through November 17, 2017; and further

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

**RESOLUTION NO. 672-2016
RENEWAL OF BIDS FOR ELECTRICAL, HVAC AND PLUMBING PROJECTS
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, The Department of Public Works has the need for Electrical, HVAC and Plumbing contractors throughout the year for various projects it undertakes in the repair and maintenance of County buildings; and

WHEREAS, The Purchasing Department solicited bids (B15099) for the various contracts; and

WHEREAS, O’Connell Electric and Amering & Johnston have agreed to renew the current bid prices for these services for an additional twelve (12) months at no increase; and

WHEREAS, The Public Works Committee has reviewed and accepts the bid renewal proposal; now, therefore, be it

RESOLVED, That Bid (B15099) for Electrical, HVAC, and Plumbing per bid tabulation sheet on file with the Clerk of the Board is renewed for an additional 12 months effective November 18, 2016 through November 17, 2017 for the following vendors:

Electrical	O’Connell Electric	830 Phillips Road Victor, New York 14564
HVAC	Amering & Johnston	5121 Route 96 Shortsville, New York 14548
Plumbing	Amering & Johnston	5121 Route 96 Shortsville, New York 14548

and further

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

**RESOLUTION NO. 673-2016
ASSIGNMENT AND ASSUMPTION AGREEMENT
DANSVILLE ELECTRICAL SUPPLY, INC./VP SUPPLY CORPORATION**

WHEREAS, Ontario County currently has a bid award with Dansville Electrical Supply, Res 457-16 Electrical Supplies bid B15069; and

WHEREAS, Ontario County has received notification that the assets and contracts of Dansville Electrical Supply Inc., have been purchased by VP Supply Corporation; and

WHEREAS, The County Attorney's office has prepared the appropriate Assignment and Assumption Agreement documents necessary to assign the contract to VP Supply Corporation; and

WHEREAS, both Dansville Electrical Supply, Inc., 30 Ossian Street, Dansville, New York 14437 and VP Supply Corporation, 3445 Winton Place, Rochester, New York 14623 have signed said agreements; and

WHEREAS, The Public Works Committee has reviewed and approved the agreements; now, therefore, be it

RESOLVED, That the County Administrator shall be authorized to sign the Assignment and Assumption agreements subject to the review and approval of the County Attorney's Office; and further

RESOLVED, That certified copies of this resolution be sent to Dansville Electrical Supply Inc., and VP Supply Corporation, by the Clerk of this Board.

The foregoing block of six resolutions was adopted.

Supervisor Evangelista offered the following block of eight resolutions and moved its adoption, seconded by Supervisor Teed:

**RESOLUTION NO. 674-2016
CAPITAL PROJECT NO. 3-2015
LAKESHORE DRIVE & MORAN ROAD SIDEWALK IMPROVEMENTS
PAYMENT FOR PURCHASE OF RIGHT-OF-WAY
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Resolution No. 212-2015 created Capital Project No. 3-2015, Lakeshore Drive & Moran Road Sidewalk Improvement Project, P.I.N. 4755.97 (the "Project"); and

WHEREAS, Said Project is eligible for funding under Transportation Alternatives Program (TAP) and 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 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, Resolution No. 679-2015 awarded a contract to C&S Engineers, 150 State Street, Suite 120, Rochester, New York 14614, for preliminary engineering and right-of-way incidental services related to the Project for a cost not to exceed \$66,107; and

WHEREAS, Resolution No. 454-2016 awarded an amended contract with C&S Engineers, for detailed design, right-of-way acquisition, and bid phase services for a cost not to exceed \$33,738, for a total amended contract price not to exceed \$99,845; and

WHEREAS, Resolution No. 501-2016 established an initial budget of \$50,000 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, C&S Engineers has completed the design and right-of-way incidental services; and

WHEREAS, Acquisition of right-of-way is necessary for the continuation of said project; and

WHEREAS, Just compensation to property owners is established through formal property appraisals and negotiations to arrive at final settlements; and

WHEREAS, The Public Works Committee recommends the purchase of the following right-of-way:

Map & Parcel No.	Est. Easement Cost
Map PE01-2016	\$13,700
Map PE02-2016	\$24,000
Map PE03-2016 & TE01-2016	\$24,200
Map TE02-2016	\$1,700
Map TE03-2016	\$3,700

and

WHEREAS, Estimated right-of-way cost for said project is \$67,300; and

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

WHEREAS, Estimated budget for said property acquisition is \$74,030 which includes a 10% contingency of \$6,730; and

WHEREAS, \$70,560 is available in the Land Acquisition line of Capital Project No. 3-2015, HCB 5152 E 4820, and the remaining funds needed, \$3,470, are available in the Architectural & Engineering line of Capital Project No. 03-2015, HCB 5152 E 4495, for said expenditures; and

WHEREAS, The Public Works and Financial Management Committees have reviewed and recommends the adoption of this resolution; now, therefore, be it

RESOLVED, That the budget of Capital Project No. 3-2015 be amended as follows:

<u>Appropriations</u>		<u>Current Budget</u>	<u>Change</u>	<u>Revised Budget</u>
HCB 5152 E 4495	Architectural & Engineering	\$109,000.00	- \$ 3,470.00	\$105,530.00
HCB 5152 E 4820	Easement & Land Acquisition	\$ 70,560.00	+ \$ 3,470.00	\$ 74,030.00
HCB 5152 E 4865	Administration	\$ 1,000.00		\$ 1,000.00
<u>Revenue</u>				
HCB 5152 R 4591	Federal Aid	\$135,560.00		\$135,560.00
HCB 5152 R 5035	Interfund Transfer - D Fund Reserve	\$ 13,000.00		\$ 13,000.00

HCB 5152 R 5041	Interfund Transfer - D Fund	\$ 32,000.00	\$ 32,000.00
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and further

RESOLVED, The upon review and approval of the County Attorney, the Ontario County Board of Supervisors hereby approves the purchase of said right-of-way for a total cost not to exceed \$74,030; 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 for a total project budget of One hundred eighty thousand five hundred sixty dollars and zero cents (\$180,560.00); 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 right-of-way purchase, subject to review and approval by the Office of the County Attorney; and further

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

**RESOLUTION NO. 675-2016
CAPITAL PROJECT NO. 5-2011
AUTHORIZING BID AWARD, BUDGET AMENDMENT, AND APPROVAL OF
CONTRACT WITH LECHASE CONSTRUCTION SERVICES, LLC FOR
EXTERIOR SIGN - FLCC VITICULTURE CENTER PROJECT**

WHEREAS, Resolution No. 626-2011 created Capital Project No. 5 – 2011 as the Finger Lakes Community College (FLCC) Viticulture Center Capital Project; and

WHEREAS, Resolution No. 56-2013 authorized a contract with the New York State Department of Agriculture and Markets (Ag & Markets) to provide grant funding in the amount of Three Million Two Hundred Fifty Six Thousand Dollars (\$3,256,000.00) for the construction of the FLCC Viticulture Center on the campus of the Cornell Agriculture and Food Technology Park in Geneva, New York; and

WHEREAS, The State of New York has authorized additional state funding through the State University of New York (SUNY) in the amount of One Million Two Hundred Sixty Two Thousand and Five Hundred Dollars (\$1,262,500.00) to match local funding sources for the FLCC Viticulture Center Project, of which Four Hundred Eighty One Thousand Five Hundred Thirty Dollars and Eighty Two Cents (\$481,530.82) has been used to date; and

WHEREAS, Resolution No. 626-2011 established that the FLCC Foundation, Inc. shall provide 100 percent of the local share of Capital Project No. 5-2011 to match state funding provided through SUNY; and

WHEREAS, FLCC desires to install a stone veneer entrance sign at the FLCC Viticulture Center (the Sign); and

WHEREAS, Specifications for the Sign were released, duly advertised and opened by the County Purchasing Department as Bid Number B16083; and

WHEREAS, Copies of the bid submissions are on file with the Clerk of this Board; and

WHEREAS, FLCC and Ontario County Purchasing staff have reviewed the bids submitted and have recommended award to the low responsive, responsible bidder; and

WHEREAS, LeChase Construction Services, LLC, 205 Indigo Creek Drive, Rochester, NY 14626 has submitted the low responsive/responsible bid in the amount of Forty One Thousand Dollars (\$41,000.00); and

WHEREAS, Ontario County, as sponsor of FLCC, may apply to the State University of New York (SUNY) for funds to match local share contributions to this project; and

WHEREAS, The Public Works Committee and Financial Management Committee recommend adoption of this resolution; now therefore be it

RESOLVED, That the Ontario County Board of Supervisors hereby increases the budget of this capital project to Four Million Two Hundred Two Thousand Eight Hundred Nine Dollars Twelve Cents (\$4,202,809.12), reflecting the contribution of additional local share from the FLCC Foundation, Inc. and match from SUNY; and further

RESOLVED, That the Ontario County Board of Supervisors hereby authorizes the County to advance the money from General Fund until state aid is received; and further

RESOLVED, That in the event the anticipated state aid is denied by SUNY/Dormitory Authority of the State of New York then the FLCC Foundation, Inc. shall be responsible for full funding of the Sign and will reimburse the County for any advanced funds; and further

RESOLVED, That the budget of Capital Project No. 5-2011 is amended as follows:

Line	Description	Current Budget	Change	Revised Budget
Appropriations:				
HBF 2479 E 2100	Furniture & Furnishings	\$17,787.85		\$17,787.85
HBF 2479 E 2300	Data Processing Equipment	\$30,999.94		\$30,999.94
HBF 2479 E 2450	Operating Equipment	\$230,767.84		\$230,767.84
HBF 2479 E 4090	Insurance Cost	\$6,000.00		\$6,000.00
HBF 2479 E 4260	Consultation & Professional	\$187,452.76		\$187,452.76
HBF 2479 E 4489	Construction Testing & Inspections	\$30,000.00		\$30,000.00
TO:				
HBF 2479 E 4491	General Construction	\$1,952,090.76	+\$41,000.00	\$1,993,090.76
HBF 2479 E 4492	HVAC	\$460,079.13		\$460,079.13
HBF 2479 E 4493	Electrical	\$349,530.18		\$349,530.18
HBF 2479 E 4494	Plumbing	\$458,467.25		\$458,467.25
HBF 2479 E 4495	Architectural/Engineering	\$191,770.50		\$191,770.50

HBF 2479 E	Site Work	\$219,431.45		\$219,431.45
4497				
HBF 2479 E	Administrative Expenses	\$5,801.58		\$5,801.58
4865				
HBF 2479 E	Contingency	\$819.40		\$10,511.40
4731				
Revenue:				
TO:				
HBF 2479 R	Other Income & Community Service	\$32,036.99		\$32,036.99
2189				
HBF 2479 R	Gifts & Donations	\$355,400.00	+\$20,500.00	\$375,900.00
2705				
HBF 2479 R	State Aid - Dept Agr	\$3,256,000.00		\$3,256,000.00
3287				
TO:				
HBF 2479 R	State Aid	\$481,530.82	+\$20,500.00	\$502,030.82
3287				
FROM:				
HBF 2479 R	Interfund Trans - A Fund Res	\$25,722.83		\$25,722.83
5048				

; and further

RESOLVED, That the Board of Supervisors awards bid number B16083 to LeChase Construction Services, LLC, 1740 Indigo Creek Drive, Rochester, NY 14626, and further

RESOLVED, That the Board of Supervisors authorizes and empowers the County Administrator to execute a contract with LeChase Construction Services, LLC for construction of a stone veneer entry sign at the FLCC Viticulture Center for an amount not to exceed Forty One Thousand Dollars and No Cents (\$41,000.00), subject to approval of the form of contract by the County Attorney; and further

RESOLVED, that the term of said contract shall commence on October 7, 2016 and terminate on October 7, 2017; and further

RESOLVED, That the Finance Department is authorized to make the necessary budgetary and accounting entries to effect the intent of this resolution for a total project budget of Four Million Two Hundred Two Thousand Eight Hundred Nine Dollars Twelve Cents (\$4,202,809.12); and further

RESOLVED, That copies of this resolution be sent by the Clerk of this Board to the Ontario County Director of Finance, Mr. James Fisher, FLCC Senior Vice President for Administration and Finance, Mr. Ray LeChase, Jr., LeChase Construction Services, LLC, 205 Indigo Creek Drive, Rochester, NY 14626, and the Dormitory Authority of the State of New York and State University Construction Fund.

RESOLUTION NO. 676-2016
CAPITAL PROJECT NO. 1-2015
APPROVAL OF CONTRACT AMENDMENT AND BUDGET TRANSFER
FOR AIR MONITORING SERVICES
HVAC REHABILITATION IN THE FINE ARTS AND GRAPHIC DESIGN AREA
2015 FLCC CAPITAL MAINTENANCE PROJECT

WHEREAS, Resolution No. 620-2014 adopted the Ontario County 2015-2020 Capital Improvement Plan; and

WHEREAS, Resolution No. 620-2014 FLCC provided a list of individual projects to be funded in 2015 as part of a 2015 FLCC Maintenance Capital Project; and

WHEREAS, Resolution No. 153 – 2015 established Capital Project No. 1-2015 FLCC Capital Maintenance Project to provide funding for implementation of said list of projects; and

WHEREAS, Said list included HVAC Rehabilitation and Maintenance for a proposed budgeted amount of One Million Seven Hundred Fifty Thousand (\$1,750,000.00); and

WHEREAS, Resolution No. 926-2015 authorized a contract with PLAN Architectural Studio, P.C. to design the HVAC Rehabilitation in the Fine Arts and Graphic Design Area project, including asbestos abatement and demolition in the existing facilities on the fourth floor of FLCC's Main Campus in Canandaigua, NY; and

WHEREAS, Resolution No. 372-2016 awarded bid and authorized contract with UDN, Inc., 315 Alexander Street, Suite 301, Rochester, New York 14604 for General Construction Work for said Project, including asbestos abatement, per Ontario County Bid B16045; and

WHEREAS, Ontario County required an independent qualified consulting service to take and test air samples, and monitor means and methods of asbestos containment (hereinafter collectively referred to as 'air monitoring services'); and

WHEREAS, Resolution No. 307-2016 authorized a contract agreement with Lozier Environmental Consulting, Inc. to provide air monitoring services during the abatement of asbestos and demolition of the fourth floor of FLCC's Main Campus in Canandaigua, NY; and

WHEREAS, The schedule for asbestos abatement required additional time and Lozier Environmental Consulting was willing to provide requisite air monitoring and testing services during the remainder of the construction work based upon the standard daily test and monitoring costs included in their original contract, a copy of which is on file with the Clerk of this Board; and

WHEREAS, The Project Manager recommends increasing the contract with Lozier Environmental Consulting, Inc. by Three Thousand Three Hundred Ninety Three Dollars (\$3,393.00) to provide requisite additional air monitoring and testing services; and

WHEREAS, Adequate funding exists in 2015 FLCC Capital Maintenance Project budget for said contract amendment; and

WHEREAS, The Public Works Committee and Financial Management Committee recommend adoption of this resolution; now, therefore, be it

RESOLVED, That Capital Project No. 1-2015 budget be and hereby is, amended as follows:

Line	Description	Current Budget	Change	Revised Budget
<i>Appropriations:</i>				
HBZ 2485 E 4038	Moving Expense	\$3,190.00	\$0.00	\$3,190.00
HBZ 2485 E 4260	Consultation & Professional	\$363,529.40	\$0.00	\$363,529.40
HBZ 2485 E 4491	General Construction	\$1,024,002.27	\$0.00	\$1,024,002.27
HBZ 2485 E 4492	HVAC	\$822,965.66	\$0.00	\$822,965.66

HBZ 2485 E 4493	Electric	\$320,507.34	\$0.00	\$320,507.34
HBZ 2485 E 4494	Plumbing	\$92,548.78	\$0.00	\$92,548.78
TO:				
HBZ 2485 E 4498	Asbestos & Related Testing	\$8,888.00	\$3,393.00	\$12,281.00
HBZ 2485 E 4743	Change Order Contingency	\$107,163.95	\$0.00	\$107,163.95
FROM:				
HBZ 2485 E 4865	Administrative	\$7,204.60	\$3,393.00	\$3,811.60
HBZ 2485 R 2240	Community College	\$75,000.00	\$0.00	\$75,000.00
HBZ 2485 R 3287	State Aid	\$1,375,000.00	\$0.00	\$1,375,000.00
HBF 2485 R 5036	General Fund- Interfund Transfer	\$1,300,000.00	\$0.00	\$1,300,000.00

; and further

RESOLVED, That the Finance Department is hereby authorized to make the necessary budgetary and accounting entries to effect the intent of this resolution for a total 2015 FLCC Capital Maintenance Project budget of Two Million Seven Hundred Fifty Thousand Dollars (\$2,750,000.00); and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute a Contract with said firm for said amount, subject to approval of the form of contract by the County Attorney; and further

RESOLVED, That copies of this resolution be sent by the Clerk of the Board to the Department of Finance, FLCC Vice President of Finance, FLCC Director of Buildings and Grounds, and Angela Liddell, Project Manager, Lozier Environmental Consulting, Inc.

**RESOLUTION NO. 677-2016
CAPITAL PROJECT NO. 1-2015
APPROVAL OF BUDGET TRANSFER
AND PAYMENT TO GENESEE OFFICE INTERIORS, INC
HVAC REHABILITATION IN THE FINE ARTS AND GRAPHIC DESIGN AREA
2015 FLCC CAPITAL MAINTENANCE PROJECT**

WHEREAS, Resolution No. 620-2014 adopted the Ontario County 2015-2020 Capital Improvement Plan; and

WHEREAS, Resolution No. 620-2014 FLCC provided a list of individual projects to be funded in 2015 as part of a 2015 FLCC Maintenance Capital Project; and

WHEREAS, Resolution No. 153 – 2015 established Capital Project No. 1-2015 FLCC Capital Maintenance Project to provide funding for implementation of said list of projects; and

WHEREAS, Said list included HVAC Rehabilitation and Maintenance for a proposed budgeted amount of One Million Seven Hundred Fifty Thousand Dollars (\$1,750,000.00); and

WHEREAS, Said project required that office furniture in nineteen (19) offices be disassembled, moved, and reassembled by Genesee Office Interiors, Inc., a division of Kruger International (KI), in order to keep warranty active for said furniture; and

WHEREAS, Resolution No. 584-2016 approved furniture to be moved and reassembled by Genesee Office Interiors, Inc, 565 Blossom Road, Suite H, Rochester,

NY, 14610, a division of Kruger International (KI) at a cost of Seven Hundred Fifty Dollars (\$750.00); and

WHEREAS, Due to ongoing construction limiting access to the nineteen (19) offices, more time was required to move back and reassemble furniture by Genesee Office Interiors; and

WHEREAS, In order to keep on schedule, a short-term contract was executed with Genesee Office Interiors for additional work scheduled for August 25, 2016 for an amount equal to Five Hundred Twenty Five Dollars (\$525.00); and

WHEREAS, work has been completed, and Genesee Office Interiors, Inc. has submitted a single Invoice dated September 12, 2016 totaling One Thousand Two Hundred Forty Five Dollars (\$1,245.00) for all work completed for the HVAC Rehabilitation in the Fine Arts and Graphic Design Area Project; and

WHEREAS, The Director of Facility and Grounds has signed off on the work order that the move has been completed; and

WHEREAS, Adequate funding exists in 2015 FLCC Capital Maintenance Project budget for said invoice; and

WHEREAS, The Public Works Committee and Financial Management Committee recommend adoption of this resolution; now, therefore, be it

RESOLVED, That Capital Project 1-2015 budget be and hereby is, amended as follows:

Line	Description	Current Budget	Change	Revised Budget
<i>Appropriations:</i>				
<i>TO:</i>				
HBZ 2485 E 4038	Moving Expense	\$3,190.00	+\$495.00	\$3,685.00
HBZ 2485 E 4260	Consultation & Professional	\$363,529.40	\$0.00	\$363,529.40
HBZ 2485 E 4491	General Construction	\$1,024,002.27	\$0.00	\$1,024,002.27
HBZ 2485 E 4492	HVAC	\$822,965.66	\$0.00	\$822,965.66
HBZ 2485 E 4493	Electric	\$320,507.34	\$0.00	\$320,507.34
HBZ 2485 E 4494	Plumbing	\$92,548.78	\$0.00	\$92,548.78
HBZ 2485 E 4498	Asbestos & Related Testing	\$12,281.00	\$0.00	\$12,281.00
HBZ 2485 E 4743	Change Order Contingency	\$107,163.95	\$0.00	\$107,163.95
<i>FROM:</i>				
HBZ 2485 E 4865	Administrative	\$3,811.60	-\$495.00	\$3,316.60
HBZ 2485 R 2240	Community College	\$75,000.00	\$0.00	\$75,000.00
HBZ 2485 R 3287	State Aid	\$1,375,000.00	\$0.00	\$1,375,000.00
HBF 2485 R 5036	General Fund-Interfund Transfer	\$1,300,000.00	\$0.00	\$1,300,000.00

; and further

RESOLVED, That payment be made for Invoice dated September 12, 2016 to Genesee Office Interiors, Inc, 565 Blossom Road, Suite H, Rochester, NY, 14610 in the amount of One Thousand Two Hundred Forty Five Dollars (\$1,245.00); and further

RESOLVED, That the Finance Department is hereby authorized to make the necessary budgetary and accounting entries to effect the intent of this resolution for a total 2015 FLCC Capital Maintenance Project budget of Two Million Seven Hundred Fifty Thousand Dollars (\$2,750,000.00); and further

RESOLVED, That copies of this resolution be sent by the Clerk of the Board to the Department of Finance, FLCC Vice President of Finance, and the FLCC Director of Buildings and Grounds.

**RESOLUTION NO. 678-2016
CAPITAL PROJECT NO. 1-2016
2016 FLCC MAINTENANCE CAPITAL PROJECT AND
CAPITAL PROJECT NO. 11-2015 - G LOT MAINTENANCE
AUTHORIZING ADDITIONAL FUNDING**

WHEREAS, Resolution No. 695-2015 approved the 2016-2021 Ontario County Capital Improvement Plan (CIP); and

WHEREAS, Resolution No. 156-2016 approved the Establishment of Capital Project No. 1-2016, 2016 FLCC Maintenance Capital Project, funded 50% Local Match and 50% State Match; for a total project budget of One Million Dollars (\$1,000,000.00); and

WHEREAS, Resolution No. 543-2015 approved the Establishment of Capital Project No. 11-2015, G Lot Maintenance Project, funded 50% Local Match and 50% State Match; for a total project budget of Two Hundred Thousand Dollars (\$200,000.00); and

WHEREAS, The 2016-2021 Ontario County CIP, Project No. FLCC01-14 - 2016 Capital Maintenance Project approved the total 2016 Capital Maintenance Project (CP 1-16) budget of One Million One Hundred Thousand Dollars (\$1,100,000.00); and

WHEREAS, The 2016-2021 Ontario County CIP, Project No. FLCC10-13 - Maintenance of G Lot, approved additional funding for the G Lot Maintenance Project (CP 11-15) for Two Hundred Thousand Dollars (\$200,000.00) in 2016; and

WHEREAS, The State University of New York (SUNY) has approved the total 2016 Capital Maintenance Project – CP 1-16 (FGRLCC – C11093 2016 Cap Improve) budget of One Million Three Hundred Thousand Dollars (\$1,300,000.00) with costs funded 50% Local Match and 50% State Match, of which Two Hundred Thousand (\$200,000.00) was intended to be used for the G Lot Maintenance Project – CP 11-15 (FGRLCC – C11091 G Lot Maintenance); and

WHEREAS, SUNY has agreed to move the \$200,000.00 (50% Local Match and 50% State Match) intended for G Lot Maintenance Project from FGRLCC – C11093 2016 Cap Improve to FGRLCC – C11091 G Lot Maintenance; and

WHEREAS, Finger Lakes Community College has agreed to provide the additional \$50,000 local match needed in order to increase the 2016 FLCC Capital Maintenance Project – CP 1-16 - to the \$1,100,000.00 amount approved in both the Ontario County CIP and SUNY ; and

WHEREAS, The Public Works Committee and Financial Management Committee recommend approval of this resolution; now, therefore, be it

RESOLVED, That the following budget amendment for Capital Project No. 1 - 2016 be and hereby is approved increasing the total project budget by One Hundred Thousand Dollars (\$100,000.00):

Line	Description	Current Budget	Change	Revised Budget
<i>Appropriations:</i>				
HCM 2489 E 4260	Consultation & Professional Construction	\$93,030.00	\$0.00	\$93,030.00
HCM 2489 E 4489	Testing & Inspections	\$ 6,970.00	\$0.00	\$ 6,970.00
TO:				
HCM 2489 E 4491	General Construction	\$773,657.00	+\$100,000.00	\$873,657.00
HCM 2489 E 4492	HVAC	\$ 25,000.00	\$0.00	\$ 25,000.00
HCM 2489 E 4493	Electric	\$ 50,000.00	\$0.00	\$ 50,000.00
HCM 2489 E 4494	Plumbing	\$ 25,000.00	\$0.00	\$ 25,000.00
HCM 2489 E 4743	Change Order Contingency	\$ 17,843.00	\$0.00	\$ 17,843.00
HCM 2489 E 4865	Administrative Expenses	\$ 8,500.00	\$0.00	\$ 8,500.00
TO:				
HCM 2489 R 2240	Comm College Capital Costs	\$ 0.00	+\$50,000.00	\$ 50,000.00
HCM 2489 R 3287	State Aid	\$500,000.00	+\$50,000.00	\$ 550,000.00
HCM 2489 R 5036	General Inter-fund Transfer	\$500,000.00	\$0.00	\$ 500,000.00

; and further

RESOLVED, That the following budget amendment for Capital Project No. 11 - 2015 be and hereby is approved increasing the total project budget by Two Hundred Thousand Dollars (\$200,000.00):

Line	Description	Current Budget	Change	Revised Budget
<i>Appropriations:</i>				
HCJ 2488 E 4260	Consultation & Professional	\$ 90,338.00	\$0.00	\$ 90,338.00
TO:				
HCJ 2488 E 4491	General Construction	\$ 109,662.00	+\$200,000.00	\$ 309,662.00
TO:				
HCJ 2488 R 3287	State Aid	\$ 100,000.00	+\$100,000.00	\$ 200,000.00
TO:				
HCJ 2488 R 5036	General Inter-fund Transfer	\$ 100,000.00	+\$100,000.00	\$ 200,000.00

; and further

RESOLVED, That the Department of Finance is authorized to make the necessary budgetary and accounting entries to effect the intent of this resolution for a total project budget of One Million One Hundred Thousand Dollars (\$1,100,000.00) for Capital Project 1-16 and a total project budget of Four Hundred Thousand Dollars (\$400,000.00) for Capital Project 11-15; and further

RESOLVED, That copies of this resolution be sent by the Clerk of this Board to the County Finance Department, FLCC VP Finance, and State University of New York (SUNY).

RESOLUTION NO. 679-2016
CAPITAL PROJECT NO. 1-2016
2016 FLCC MAINTENANCE CAPITAL PROJECT
AWARD OF CONTRACT TO T.Y. LIN INTERNATIONAL

WHEREAS, Resolution No. 695-2015 approved the 2016-2021 Ontario County Capital Improvement Plan (CIP); and

WHEREAS, Resolution No. 156-2016 approved the Establishment of Capital Project No. 1-2016, 2016 FLCC Maintenance Capital Project, funded 50% Local Match and 50% State Match

WHEREAS, One of the projects listed to be funded from the 2016 FLCC Capital Maintenance Project is the Exterior Building Repairs at the main FLCC Campus; and

WHEREAS, FLCC has solicited and received proposals for providing professional consultant services in relation to said project; and

WHEREAS, FLCC staff recommends acceptance of the lowest cost proposal to provide professional consultant services in regard to the Exterior Building Repairs project from T.Y. Lin International (T.Y. Lin) dated August 23, 2016 for an amount not to exceed Eighteen Thousand Five Hundred Fifty Dollars (\$18,550.00), a copy of which is included as Schedule "A" of the proposed contract on file with the Clerk of this Board; and

WHEREAS, Sufficient funds exist in HCM 2489 E 4260 Consultation and Professional line of said Capital Project; and

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

RESOLVED, That the Ontario County Board of Supervisors hereby accepts the proposal of T.Y. Lin dated August 23, 2016 to provide professional consultant services in regard to the FLCC Exterior Building Repairs Project in the amount of Eighteen Thousand Five Hundred Fifty Dollars (\$18,550.00); and further

RESOLVED, That said contract shall commence on October 6, 2016 and will expire on September 30, 2017 and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute a contract with said firm for said amount, subject to approval of the form of contract by the County Attorney; and further

RESOLVED, That the cost of said contract shall be paid from line HCM 2489 E 4260 Consultation and Professional from Capital Project 1 - 2016; and further

RESOLVED, That the Department of Finance is authorized to make the necessary budgetary and accounting entries to effect the intent of this resolution for a total capital project budget of One Million One Hundred Thousand Dollars (\$1,100,000.00); and further

RESOLVED, That the FLCC Director of Buildings and Facilities is hereby designated as being administratively responsible in regard to the oversight of said contract with T.Y. Lin; and further

RESOLVED, That copies of this resolution be sent by the Clerk of this Board to the County Finance Department, FLCC VP Finance, and T.Y. Lin International, 255 East Avenue, Rochester, NY 14604.

**RESOLUTION NO. 680-2016
CAPITAL PROJECT NO. 1 - 2016
2016 FLCC MAINTENANCE CAPITAL PROJECT
AUTHORIZING REIMBURSEMENT TO FLCC FOR
CONSTRUCTION FENCE AT PARKING LOT D**

WHEREAS, Resolution No. 156-2016 created and funded Capital Project No.1 of 2016 as the 2016 FLCC Capital Maintenance Project; and

WHEREAS, Resolution No. 156-2016 awarded Bid B15104 and authorized a contract with City Hill Excavating, Inc. for the renovation work for Parking Lot D at Finger Lakes Community College (FLCC) ;and

WHEREAS, The D Lot construction project included a large open area in the middle of the lot where there were construction vehicles, gravel, forms for sidewalks, trenches and uneven areas; and

WHEREAS, The construction contracts did not include a requirement to provide construction fencing to isolate the work area from FLCC staff and employees, and workers and patrons of CMAC, and the perimeter construction cones and barrels were not deterring entry by non-construction personnel; and

WHEREAS, The FLCC Director of Buildings and Facilities consulted with FLCC Campus Safety and the Friends of CMAC and determined there was an immediate need to provide a six foot high construction fence around the perimeter of the construction area prior to the July 6, 2016 where a large crowd was expected; and

WHEREAS, New York State Fence Co., Inc, provided the material immediately for a cost of Three Thousand Dollars (\$3,000.00); and

WHEREAS, The contractor, City Hill Excavating, Inc, picked up and installed the fence by July 6, 2016; and

WHEREAS, The Friends of CMAC and FLCC each paid half of the cost of said fencing; and

WHEREAS, FLCC is requesting reimbursement from the capital project for their share of this expense in the amount of One Thousand Five Hundred Dollars (\$1,500.00); and

WHEREAS, Sufficient funding is available in the General Construction line (HCM 2489 E 4491) of said Capital Project; and

WHEREAS, A copy of the invoice from NYS Fencing to FLCC is on file with the Clerk of this Board; and

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

RESOLVED, That the Ontario County Board of Supervisors hereby approves reimbursing FLCC One Thousand Five Hundred Dollars (\$1,500.00) for the temporary construction fence at Parking Lot D; and further

RESOLVED, That the Department of Finance is authorized to make the necessary budgetary and accounting entries to effect the intent of this resolution for a total project budget of One Million One Hundred Thousand Dollars (\$1,100,000.00) for Capital Project 1-16; and further

RESOLVED, That copies of this resolution be sent by the Clerk of this Board to the County Finance Department, FLCC VP Finance, and FLCC Director of Buildings and Grounds.

**RESOLUTION NO. 681-2016
CLOSING CAPITAL PROJECT NO. 4 - 2013
2013 FLCC MASTER PLAN PROJECT**

WHEREAS, Resolution No. 303-2013 created and funded Capital Project No. 4-2013 as the 2013 FLCC Master Plan Project; and

WHEREAS, Capital Project No. 4-2013 was budgeted and funded to an authorized amount of Two Hundred Twenty Thousand Dollars (\$220,000.00) and final costs were One Hundred Ninety Two Thousand Five Hundred Dollars (\$192,500.00); and

WHEREAS, All of the State Aid requested has been received for said project; and

WHEREAS, There is a budget balance of Twenty Seven Thousand Five Hundred Dollars, (\$27,500.00), part of which is Sponsor Contribution and part being State Contribution; and

WHEREAS, All expenditures attributable to Capital Project No. 4-2013 have now been made, leaving a county cash balance of Thirteen Thousand Eight Hundred Twenty Five Dollars and Sixty Two Cents (\$13,825.62) remaining at this date; and

WHEREAS, The Public Works Committee and the Financial Management Committee recommend approval of this resolution; now, therefore, be it

RESOLVED, That the 2013 FLCC Master Plan Project, Capital Project No. 4-2013 is hereby closed; and further

RESOLVED, That the cash balance and any additional interest earnings remaining in Capital Project No. 4-2013 be transferred by the Department of Finance to Capital Reserve; and further

RESOLVED, That the Department of Finance is authorized to make the necessary budgetary and accounting entries to effect the intent of this resolution for a total project budget of Two Hundred Twenty Thousand Dollars (\$220,000.00); and further

RESOLVED, That copies of this resolution be sent by the Clerk of this Board to the County Finance Department, Mr. James Fisher, FLCC Senior Vice President for Administration and Finance, and Rebecca Goldstein, Community College Capital Program Manager, The State University of New York, State University Plaza, Albany, New York 12246.

The foregoing block of eight resolutions was adopted.

At the request of Supervisor Baker, unanimous consent was given to waive the provision of Rule No. 31 of the "Rules and Order of Business" of this Board so that action could be taken on the following addendum items at this meeting.

Supervisor Baker offered the following resolution and moved its adoption, seconded by Supervisor Marshall:

**RESOLUTION NO. 682-2016
AMENDMENT TO RESOLUTION NO. 432-2016
SALE OF REAL PROPERTY ACQUIRED THROUGH
ENFORCEMENT OF DELINQUENT TAXES**

WHEREAS, Pursuant to Resolution No. 764-2015, delinquent tax properties were held out for public auction on May 25, 2016, by Auctions International; and

WHEREAS, Following the May 25, 2016, Auction, the Board of Supervisors accepted the following high bid pursuant to Resolution No. 432-2016:

Auction Lot Number	High Bidder	Bid Amount
Lot 7	29 LD LLC	\$20,000

And

WHEREAS, 29 LD LLC paid the required deposit at the auction, but did not finalize the purchase, forfeiting its deposit and any rights or claims to Auction Lot Number 7; and

WHEREAS, Auctions International held an online auction of Auction Lot Number 7 with bidding ending on September 29, 2016; and

WHEREAS, The high bidder was Ms. Amy Conley at an amount of \$10,200; and

WHEREAS, The Financial Management Committee recommends amending Resolution No. 432-2016 to reflect the new high bidder and bid amount for Auction Lot Number 7; now, therefore, be it

RESOLVED, That Resolution No. 432-2016 be amended so that the High Bidder and Bid Amount for Auction Lot Number 7 be changed to:

Auction Lot Number	High Bidder	Bid Amount
Lot 7	Conley	\$10,200

and further

RESOLVED, That the Board of Supervisors accepts the amended High Bidder and Bid Amount; and further

RESOLVED, That the Clerk of the Board of Supervisors send certified copies of this resolution to the County Treasurer.

Adopted.

On motion of Supervisor Gallahan, seconded by Supervisor Singer, the meeting was adjourned at 6:59 p.m.