

June 21, 2018

A Public Hearing on the tentative budget for the Finger Lakes Community College for the fiscal year beginning September 1, 2018 was held at the Ontario County Safety Training Facility, 2914 County Road 48 in the Town of Hopewell, it was called to order at 6:39 p.m. with Chairman Marren presiding.

As no one else wished to speak, the Public Hearing was closed at 6:40 p.m.

The regular meeting of the Ontario County Board of Supervisors was called to order at 6:40 p.m. at the Ontario County Safety Training Facility, 2914 County Road 48 in the Town of Hopewell, with Chairman Marren presiding.

The Pledge of Allegiance was led by Supervisor Ingalsbe.

Upon roll call, all Members of the Board were present with the exception of Supervisors Gallahan and Teed who were declared necessarily absent as well as the County Administrator.

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

Deputy County Administrator, Brian Young, gave a report on the shared services plan regarding mulch processing/tub grinding efforts. Mr. Young provided a proposed 2018 pilot program outline, noting Green Renewable, Inc. (GRI) in Manchester agreed to provide tub grinding services in central locations, with no associated processing costs to municipalities for the pilot program in 2018. He reviewed the 2018 pilot program responsibilities of GRI and the County, Towns, Villages and Cities. Mr. Young also provided associated NYSDEC requirements for mulch piles. He explained some of the challenges encountered such as separation of materials, stumps and liabilities.

Chairman Marren thanked Supervisor Singer for her involvement in the Employee Appreciation Day picnic as well as those who were able to participate in serving the food.

Chairman Marren noted the following items that are impactful to this County:

- Litigation against the opioid manufacturer advances in NYS.
- Senator Helming and her support of the co-chairs of the senate task force on heroin/opioid addiction announced funding for Ontario County in the amount of \$156K for jail based services.
- The NYS Department of Health declared their support of recreational marijuana. He noted a number of Counties are reacting by changing the legal age of smoking from 18 to 21 years of age.
- The Supreme Court clears the way on sales tax on internet sales.

Supervisor Lightfoote introduced Steve Vanderbrook with Buildings and Grounds to explain the collaboration between the County and Wayne Finger Lakes BOCES regarding the guard house at Gannet Hill Park. Steve Vanderbrook explained they made an arrangement with BOCES to construct a shed to replace the guard house at Gannet Hill Park. The County provided the material and BOCES provided the instructional labor. Mr. Vanderbrook expressed his appreciation to the people at BOCES and to recognized Peter Kelley, Carpentry Instructor, Jim Buck, Electrical Trades Instructor, and Tyler

Legret, Student, for their work and collaboration. Chairman Marren presented an Ontario County Certificate of Appreciation to the Wayne Finger Lakes BOCES and Wayne Technical and Career Center in recognition of the Carpentry class for their skill, talent and instruction.

Supervisor Campbell reported on both the Campbell Commission and the Alternatives to Incarceration (ATI). The ATI meets quarterly and is closely related to the Campbell Commission. The County received notification from the State that the ATI service plan has been approved through June 2019. This allows for a reduced housing classification for the inmates at the jail, noting that this is a primary reason for ATI to meet quarterly. Supervisor Campbell reviewed additional ATI reports including the Community Service Program, explaining they are at least three quarters through their annual requirement. There are many different departments that touch both the ATI program and come through the Campbell Commission with the common question of "How do I help someone?" It's important to know how to get to those resources. The County is trying to make this information more accessible to those who are making these calls. Supervisor Campbell explained that 211 is a non-emergency number established and encourages its use. In addition, Supervisor Campbell touched base on the different treatment courts, pre-trial electronic home monitoring, centralized arraignment, and trust accounts.

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

The Clerk received the Communicating Internal Control Related Matters Identified in an Audit for Year Ended December 31, 2017 from Ontario County Economic Development Corporation.

The Clerk received the Financial Statements for Years Ended December 31, 2017 and 2016 from Ontario County Economic Development Corporation.

The Clerk received the Communicating Internal Control Related Matters Identified in an Audit for Year Ended December 31, 2017 from Ontario County Industrial Development Agency.

The Clerk received the Financial Statements for Years Ended December 31, 2017 and 2016 received from Ontario County Industrial Development Agency.

The Clerk received the Communicating Internal Control Related Matters Identified in an Audit for Year Ended December 31, 2017 from Ontario County Local Development Corporation.

The Clerk received the Financial Statements for Years Ended December 31, 2017 and 2016 from Ontario County Local Development Corporation.

The Clerk received 2017 Ontario County Office for the Aging Annual Report from Office for the Aging.

The Clerk received Notice Regarding Solar Energy Project Pursuant to Real Property Tax § 487 from Melissa Clark, VP Business Development, Abundant Solar Power, Inc.

The Clerk received Acknowledgment of receipt regarding Engineering Planning Grant (EPG) Project No. 68180 Honeoye Lake Wastewater Treatment Plant Improvements Engineering Agreement Amendment Acceptance from Cheryl Webber, P.E., Program Manager, Northern & MWBE Project Section, NYS Environmental Facilities Corporation.

The Clerk received Letter of support to Village of Victor Tree Board regarding Community Forest Management Plan from Michael Manikowski, Director, Ontario County Office of Economic Development.

The Clerk received Acknowledgment of receipt of Resolution 298-2018 and 299-2018 from Brian M. Kolb, State Assembly Minority Leader, 131st Assembly District.

The Clerk received Letter regarding SEQR Review in regards to FLCC Athletic Fields, 3325 Marvin Sands Drive from Peggy Nory, Division of Environmental Permits, NYS Department of Environmental Conservation, Region 8.

The Clerk received Notice of Obligational Authority (NOA) #PY17-4 for Local Workforce Development Area – Ontario/Seneca/Wayne/Yates Counties approving the transfer of \$120,000.00 from Dislocated Worker to Adult funds from Karen Coleman, Deputy Commissioner for Workforce Development, New York State Department of Labor.

The Clerk received Notice of Obligational Authority (NOA) updating the funding that is used by the Local Workforce Development Area (LWDA) to support the provision of services under the Trade Adjustment Assistance Program (TAA) (CFDA#17.245, TAA Grant) from Karen Coleman, Deputy Commissioner for Workforce Development, New York State Department of Labor.

The Clerk received Notification of Grant Award (NGA) for the 2018 federal fiscal year (FFY 2018) Nutrition Services Incentive Program (NSIP) from Donna DiCarlo, Assistant Director, Division of Finance and Administration, NYS Office for the Aging.

The Clerk received Notification of Grant Awards (NGAs) and Annual Implementation Plan budget pages for the CSE and WIN programs for the period April 1, 2017 through March 31, 2018 from Greg Olsen, , NYS Office for the Aging.

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

- a. Health and Human Services Committee held on May 21, 2018
- b. Planning and Environmental Quality Committee held on May 21, 2018
- c. Public Works Committee held on May 21, 2018
- d. Finger Lakes Visitors Connection Board of Directors held on May 9, 2018

The Clerk received a letter of notification regarding Ontario County being selected for an audit by the Division of Local Government and School Accountability of the Office of the State Comptroller from Edward V. Grant Jr., Chief Examiner, Local Government and Accountability, NYS Office of State Comptroller.

The Clerk received a letter regarding the Youth Program Monitoring Review follow-up from Angelique J. Cook, Workforce Programs Specialist 3, NYS Department of Labor.

The Clerk received Resolution No. 135-18 requesting New York State Legislature to support acts to amend the Executive Law in relation to the cost of maintenance and operation of Veterans' Service Agencies from Tioga County Legislature.

The Clerk received a letter regarding adult/dislocated worker/TAA monitoring review from Angelique J. Cook, Workforce Programs Specialist 3, NYS Department of Labor.

The Clerk received a letter regarding Ontario County Agricultural and Farmland Protection Plan from Richard A. Ball, Commissioner, NYS Agriculture and Markets.

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

**RESOLUTION NO. 379-2018
AUTHORIZATION TO INCREASE
PETTY CASH FUND FOR THE COUNTY ATTORNEY**

WHEREAS, The Ontario County Attorney currently has a petty cash fund of \$200.00 for payments to witnesses, records copies, subpoenas, when appropriate; and

WHEREAS: The petty cash fund is in the form of a checkbook; and

WHEREAS, The current amount does not allow for the County Attorney's office to conduct administrative procedures efficiently having to constantly request reimbursements to complete tasks; and

WHEREAS, The County Attorney requests that the petty cash fund be increased by \$300.00 dollars, to a total of \$500.00; and

WHEREAS, The Governmental Operations and Insurance Committee and the Ways and Means Committee have reviewed this proposal and recommend its acceptance; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors does hereby authorize an increase to the current petty cash amount to \$500.00; and further

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

RESOLVED, That copies of this resolution be forwarded to Ontario County Attorney by the Clerk of the Board.

**RESOLUTION NO. 380-2018
ACCEPTANCE OF FUNDS FROM N.Y.S. OCCUPATIONAL SAFETY**

**AND HEALTH HAZARD ABATEMENT GRANT
ONTARIO COUNTY HUMAN RESOURCES**

WHEREAS, Ontario County has been awarded a grant of \$10,624.76 from New York State Occupational Safety and Health Hazard Abatement Board to be used to provide specialized onsite training to municipal employees of Ontario County; and

WHEREAS, The period of the contract is August 1, 2018, through July 31, 2019; and

WHEREAS, The Governmental Operations and Insurance Committee has reviewed and recommends the acceptance of these grant funds; now, therefore, be it

RESOLVED, That the Board of Supervisors does hereby accept the HAB-Grant Funds by adoption of this resolution, with unused funds at year end flowing into 2019:

To:		Revenue	Appropriation
A1431R3389	Other Public Safety	+\$10,624.76	
A1431E4770	Instructional Expenses		+\$10,624.76

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; and further

RESOLVED, That the County Administrator be authorized to accept the grant award and to sign contract documents with the New York State Department of Labor; and further

RESOLVED, That Mr. Sherman Manchester, Safety Coordinator, will be responsible to coordinate and implement the grant proposal with representatives from N.Y.S., and to track the revenue and expenditures.

The foregoing block of two resolutions was adopted.

Supervisor Marshall offered the following block of five resolutions and moved for its adoption, seconded by Supervisor Wickham:

**RESOLUTION NO. 381-2018
AMENDMENT – RATES FOR SERVICES PROVIDED
IN CONNECTION TO CORONER CASES – PUBLIC HEALTH**

WHEREAS, Resolution No. 851-2016 established fees and services payable by the County of Ontario with regard to services authorized by County Coroners for the time period of January 1, 2017 through December 31, 2018; and

WHEREAS, It is now necessary to increase the fees payable to Funeral Directors; and

WHEREAS, The Health and Human Services Committee and the Public Health Department have reviewed and approved the following budgeted rate increase for the term of January 1, 2018 through December 31, 2018; now, therefore, be it

RESOLVED, That the following rates be amended and hereby are, established for services in connection with coroner cases:

Funeral Director Services

- a. Intra-county transportation of remains by a funeral home is hereby increased to \$250. Transportation of a body which has been released by the coroner (does not require an autopsy with transport to a morgue or medical examiner) is not reimbursed by the county. The family or estate of the deceased shall be responsible for transportation costs.
- b. Transportation from Ontario County to the Monroe County Medical Examiner's Office by a funeral home is hereby established at \$300 per case.
- c. Associated reasonable expenses for items such as disposable pouches, body bags, and other related equipment shall be reimbursed for coroner cases requiring autopsy. For cases where an autopsy has been ordered by the coroner, if additional costs are incurred for removal or transportation of a body due to highly unusual circumstances, including but not limited to size, condition or location of the body, the funeral director and the coroner may request payment for the additional costs, which the public health director may, and hereby is authorized to approve.
- d. The County is not responsible for storage of remains at a funeral home;

And

RESOLVED, That the rate structure and services provided herein be effective for a term of January 1, 2018 through December 31, 2018.

**AUTHORITY TO AMEND AGREEMENT 382-2018
AUTHORIZATION FOR SERVICES NMS LABS**

WHEREAS, Resolution 148-2017 authorized an agreement with NMS Labs for the purpose toxicology/forensic testing services authorized by the County Coroners for the term of February 1, 2017 through December 31, 2019; and

WHEREAS, It is now necessary to amend the scope of services; and

WHEREAS, The Monroe County Medical Examiner's Office is no longer able to provide Toxicology/Forensic Testing services for Ontario County cases, which will now be referred to NMS Labs with the cost billed separately to Ontario County; and

WHEREAS, The County has an existing contract with NMS Labs who can provide the services at a cost per Schedule A of this contract; and

WHEREAS, The Public Health Director and the Health and Human Services Committee recommend approval of the amendment of the agreement with NMS Labs; now, therefore, be it

RESOLVED, That upon the review and approval of the County Attorney as to form, the Board of Supervisors hereby approves a contract amendment with the NMS Labs; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the amendment of this contract.

**RESOLUTION NO. 383-2018
AMENDMENT TO RESOLUTION NO's.
558-2017, 596-2017, 647-2017, 200-2018, and 242-2018
RATE INCREASE FOR PRESCHOOL RELATED SERVICES PROVIDED TO
CHILDREN ENROLLED IN THE ONTARIO COUNTY PUBLIC HEALTH –
CHILDREN WITH SPECIAL NEEDS PROGRAM**

WHEREAS, Resolution No's. 558-2017, 596-2017, 647-2017, 200-2018, and 242-2018, authorized agreements and payments for the period January 1, 2018 through December 31, 2019; and

WHEREAS, It is necessary to increase the related service rates for the below providers:

596-2017	Bright Start Pediatric Services	647-2017	Penner, Kevin
596-2017	Children's Therapy Network	596-2017	Roosevelt Children's Ctr - Wayne ARC
596-2017	Clinical Associates	647-2017	Schewe, Megan C
596-2017	Finger Lakes Therapy Works	200-2018	Taylor, Lauren
647-2017	FLCP Happiness House	596-2017	Toner, Christine
596-2017	Keuka Lakes School - Yates ARC	558-2017	Upstate Music Therapy
596-2017	Mary Cariola Children's Ctr	242-2018	Viens, Bridget

and

WHEREAS, The increased rates will be effective as of July 1, 2018 for these existing contracts; and

WHEREAS, The rate of pay is \$35.00 per 30 minutes for group service and \$60.00 per 30 minutes for individual service; and

WHEREAS, The Director of Public Health and the Health & Human Services Committee recommend this agreement; now, therefore, be it

RESOLVED, That upon the review and approval of the County Attorney as to form, the Board of Supervisors hereby approves the amended contracts with the providers for a term of July 1, 2018 through December 31, 2019; and further

RESOLVED, That the County Administrator be, and he hereby is, authorized and empowered to execute the amended agreement with the providers.

RESOLUTION NO. 384-2018
AUTHORIZATION: MEMORANDUM OF UNDERSTANDING FOR
AGENCIES COLLABORATING ON
THE FINGER LAKES CHILD ABUSE RESPONSE TEAM /
MULTIDISCIPLINARY CHILD ABUSE TEAM OF
ONTARIO COUNTY, NY

WHEREAS, The Finger Lakes Child Abuse Response Team/Multidisciplinary Child Abuse Team (FLCART/MDT) is a multi-agency effort coordinated and facilitated by the Child Advocacy center of the Finger Lakes (CACFL); and

WHEREAS, Ontario County Mental Health desires to become a member of the Multidisciplinary Child Abuse Team for case discussions and consultation; and

WHEREAS, Ontario County Mental Health desires to enter into this agreement for a term of one year, renewable annually, to accept referrals from the Finger Lakes Child Abuse Response Team (FLCART) or member agencies; and

WHEREAS, Ontario County Mental Health will provide mental health services to children in a private setting that is sensitive to the developmental age of the child and is sensitive to the cultural and linguistic needs of the child; and

WHEREAS, Ontario County Mental Health is willing to accept payment for these services from available sources such as Medicaid, Office of Victim Services, Department of Social Services, etc., now, therefore, be it

RESOLVED, That upon the review and approval of the County Attorney as to form, the Board of Supervisors hereby approves a memorandum of understanding with The Finger Lakes Child Abuse Response Team/Multidisciplinary Child Abuse Team of Ontario County for said services; and further

RESOLVED, That Diane Johnston be, and hereby is, authorized and directed to execute said agreement on behalf of the Board of Supervisors.

RESOLUTION NO. 385-2018
AGREEMENT WITH UNDERBERG & KESSLER, LLP
LEGAL ASSISTANCE TO ONTARIO COUNTY FOR
OPERATIONS AT THE FORMER HEALTH FACILITY

WHEREAS, Ontario County continues to have a need for the assistance of outside legal counsel in matters involving issues specific to collections of charges for residents of the former Ontario County Health Facility; and

WHEREAS, Ontario County has contracted with Underberg & Kessler, LLP, 300 Bausch & Lomb Place, Rochester, NY 14604, since 2007; and

WHEREAS, Ontario County recommends that Underberg & Kessler, LLP, continue to provide the necessary legal services until the County deems the accounts are uncollectible; and

WHEREAS, Sufficient funds exist within for said agreement; and

WHEREAS, The Health and Human Services Committee has reviewed and supports said agreement; now, therefore, be it

RESOLVED, That the retainer letter received from Underberg & Kessler, LLP for Legal Services for the purposes of collecting certain outstanding debts from operations of the former Ontario County Health Facility be accepted; and further

RESOLVED, Said agreement continues until Ontario County deems there is no longer a need or an advantage to utilizing outside counsel for these specific collection purposes; and further

RESOLVED, That certified copies of this resolution be sent to Underberg & Kessler, LLP, and the County Attorney.

The foregoing block of five resolutions was adopted.

Supervisor Marshall offered the following block of three resolutions and moved for its adoption, seconded by Supervisor Hicks:

**RESOLUTION NO. 386-2018
APPROVAL OF ADMINISTRATIVE AGREEMENT**

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

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

WHEREAS, The Workforce Innovation and Opportunity Act (WIOA) requires an Administrative Agreement between the Chief Elected Officials and the Finger Lakes Workforce Investment Board to designate the Grant Recipient and Fiscal Agent and to further define the respective responsibilities and roles of each party as identified for the operation of the programs under Title I of the Workforce Innovation and Opportunity Act (WIOA); now, therefore, be it

RESOLVED, That this Board of Supervisors authorizes the Chairman, or his designee, and the Finger Lakes Workforce Investment Board Executive Director, to enter into this agreement with the respective parties; and further

RESOLVED, That copies of this resolution be sent to the Chief Elected Officials of Seneca, Wayne and Yates Counties, the Finger Lakes Workforce Investment Board and to the Commissioner's Regional Representative of the New York State Department of Labor.

RESOLUTION NO. 387-2018
AUTHORIZATION FOR CONTRACT WITH THE
FINGER LAKES WORKFORCE INVESTMENT BOARD, INC.
FOR WIOA TITLE I ADULT,
DISLOCATED WORKER AND YOUTH PROGRAMS

WHEREAS, The Finger Lakes Workforce Investment Board, Inc. has been awarded funds to provide workforce development activities under the Workforce Innovation and Opportunity Act (WIOA) Program; and

WHEREAS, The Ontario County Department of Social Services is desirous of contracting with the Finger Lakes Workforce Investment Board, Inc. as it has been successful in operating workforce development programs for adults, dislocated workers and youth participants; and

WHEREAS, The Department of Social Services, Workforce Development Unit is a partner of the One Stop Operator Consortium that oversees the Career Centers and provides programs and services for the universal population of adults, dislocated workers, public assistance applicants and recipients and youth; and

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

RESOLVED, That this Board of Supervisors authorizes the County Administrator to enter in and sign the necessary agreements and contracts with the Finger Lakes Workforce Investment Board, Inc. and Grant Recipient for the WIOA Title I Adult and Dislocated Worker amount \$129,292, and Youth programs in the amount of \$100,905 for the period of July 1, 2018 – June 30, 2019; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the Finger Lakes Workforce Investment Board, Inc.

RESOLUTION NO. 388-2018
ENDORSEMENT OF APPOINTMENT TO THE
FINGER LAKES WORKFORCE DEVELOPMENT BOARD
AND FINGER LAKES WORKFORCE INVESTMENT BOARD, INC.

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

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

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

WHEREAS, Carol Kramer, Director of Counseling, ACCES-VR is retiring and represents an Organization Serving Individuals with Disabilities; and

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

RESOLVED, That the following public sector individual be appointed to the Finger Lakes Workforce Development Board and Finger Lakes Workforce Investment Board, Inc. to fill the unexpired term of Ms. Kramer through June 30, 2020:

Danielle Malloy
Regional Coordinator
ACCES-VR
109 South Union Street
Rochester, NY 14607

and further

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

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

The foregoing block of three resolutions was adopted.

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

RESOLUTION NO. 389-2018
REAPPOINTMENT - ONTARIO COUNTY YOUTH BOARD
ELEANOR BROOKS

WHEREAS, Youth Board member Ms. Eleanor Brooks' term of office will expire on June 30, 2018; and

WHEREAS, Ms. Brooks has expressed interest in reappointment to the Youth Board; and

WHEREAS, The Executive Director of the Youth Board expresses full support of the decision of the board as well as appreciation and gratitude of past services as well as the willingness to continue to serve at the will of the Ontario Board of Supervisors; and

WHEREAS, The Youth Board and Health and Human Services Committee recommend Ms. Brooks' reappointment; now, therefore, be it

RESOLVED, That this Board of Supervisors does hereby reappoint Eleanor Brooks, 3446 County Road 18, Canandaigua, New York, 14424, to the Ontario County Youth Board for a new three year term to expire June 30, 2021; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Ms. Brooks, the Youth Bureau and the County Clerk.

**RESOLUTION NO. 390-2018
REAPPOINTMENT - ONTARIO COUNTY YOUTH BOARD
KARI WILFERTH**

WHEREAS, Youth Board member Ms. Kari Wilferth term of office expired on May 31, 2018; and

WHEREAS, Ms. Wilferth has expressed interest in reappointment to the Youth Board; and

WHEREAS, The Executive Director of the Youth Board expresses full support of the decision of the board as well as appreciation and gratitude of past services as well as the willingness to continue to serve at the will of the Ontario Board of Supervisors; and

WHEREAS, The Youth Board and Health and Human Services Committee recommend Ms. Wilferth's reappointment; now, therefore, be it

RESOLVED, That this Board of Supervisors does hereby reappoint Kari Wilferth, 7036 County Rd 34, Naples, New York, 14424, to the Ontario County Youth Board for a new three year term to expire June 30, 2021; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Ms. Wilferth, the Youth Bureau and the County Clerk.

The foregoing block of two resolutions was adopted.

Supervisor Singer offered the following block of three resolutions and moved for its adoption, seconded by Supervisor Lightfoote:

**RESOLUTION NO. 391-2018
RELEASE OF LIFE INSURANCE COLLATERAL REQUIREMENT
GROSSGLOCKNER, INC.**

WHEREAS, Pursuant to Resolution No. 38-2008 dated January 1, 2008, the Ontario County Board of Supervisors authorized a \$250,000 loan to Grossglockner, Inc. dba Hartmann's Old World Sausage (Grossglockner), 2640 Brickyard Road, Canandaigua, NY 14424; and

WHEREAS, Included as collateral for the loan is a life insurance policy for the amount of the loan on one of the Company's stockholders; and

WHEREAS, The Company collateralized the loan with a 10 year term life insurance policy that was issued in March 2008, five months before the loan closed on August 2008; and

WHEREAS, The life insurance has expired five months before the final payment is due on the loan; and

WHEREAS, Grossglockner has requested that the life insurance be waived for the remainder of the five months of the loan term; and

WHEREAS, The remaining balance of the loan as of May 1, 2018 is \$9,378.10 and the County has a mortgage securing the balance that is junior to the bank/SBA; and

WHEREAS, 100% of the Grossglockner's loan payments have made on time, and

WHEREAS, Grossglockner has successfully moved 100% of its operations into Ontario County and has exceeded their jobs requirement from 13 to 30 by as much as seven (7) jobs; and

WHEREAS, The Planning and Environmental Quality Committee the Ways and Means Committee have reviewed and recommend acceptance of the Company's request to waive the life insurance required for the remaining five months of the loan; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby waives the life insurance requirement for Grossglockner, Inc. for the last five months of the 10 year \$250,000 term loan; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the Economic Development office and Grossglockner, Inc.

RESOLUTION NO. 392-2018
ONTARIO COUNTY FOUR SEASONS LOCAL DEVELOPMENT CORPORATION, D.B.A. A FINGER LAKES VISITORS CONNECTION, ONTARIO COUNTY, NY - DESIGNATION TOURIST PROMOTION AGENCY AND AUTHORIZATION NEW YORK STATE TOURISM GRANT PROGRAMS

WHEREAS, Ontario County contracts with the Ontario County Four Seasons Local Development Corporation to publicize and advertise Ontario County; and

WHEREAS, Per the contract between the Ontario County Four Seasons Local Development Corporation and Ontario County, one of the functions of the Ontario County Four Seasons Local Development Corporation is to coordinate collateral development and plan for New York State tourism grant programs and

WHEREAS, A County authorized Tourist Promotion Agency (TPA) is required to make application and receive funds for most New York State tourism grants programs; and

WHEREAS, The Ontario County Four Seasons Local Development Corporation Board of Directors has recommended to the Planning and Environmental Quality Committee of the Board of Supervisors that the Ontario County Four Seasons Local Development Corporation be designated as the Tourist Promotion Agency for 2019; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors does hereby designate the Ontario County Four Seasons Local Development Corporation to be its official Tourist Promotion Agency for 2019; and further

RESOLVED, that a certified copy of this resolution be sent by the Clerk of the Board to the Ontario County Four Seasons Local Development Corporation.

RESOLUTION NO. 393-2018
ONTARIO COUNTY AGRICULTURE ENHANCEMENT BOARD
APPOINTMENT OF BENJAMIN LOWE

WHEREAS, Resolution No. 183-93 created the Agricultural and Farmland Protection Board and appointed members thereto; and

WHEREAS, The four-year term previously held by John Champlin for a member who is an active farmer is vacant; and

WHEREAS, Benjamin Lowe, the owner and operator at Meadowview Tree Farm and Nursery, LLC. located in the Town of Bristol, was recommended for consideration by the Agricultural Enhancement Board's nominating committee for the position and is willing to serve the balance of the vacant term that ends December 31, 2018; and

WHEREAS, The Ontario County Agricultural Enhancement Board (Board) by unanimous vote at its May 1, 2018 meeting recommended the appointment of Mr. Lowe to the Board for to serve the balance of said term; and

WHEREAS, The Planning and Environmental Quality Committee has reviewed and recommends appointment based on the understanding that failure to submit an Oath of Office within the required 30 day period would necessitate reconsidering this nomination; now, therefore, be it

RESOLVED, That the following individual be appointed to the Ontario County Agriculture Enhancement Board:

	LENGTH OF TERM	TERM EXPIRES
Benjamin Lowe 9678 Lawrence Hill Rd. Springwater NY 14560	4 Years	December 31, 2018

and further

RESOLVED, That copies of this resolution be sent to the appointee and the County Clerk.

The foregoing block of three resolutions was adopted.

Supervisor Green offered the following block of six resolutions and moved for its adoption, seconded by Supervisor Bendzlowicz:

**RESOLUTION NO. 394-2018
AUTHORIZATION TO EXTEND CONTRACT
FOR FAMILY COUNSELING SERVICES OF THE FINGER LAKES, INC
TRAUMA THERAPY**

WHEREAS, Ontario County entered into an agreement pursuant to Resolution No. 347-2016 (“Agreement”) with Family Counseling Services of the Finger Lakes, Inc. for services in connection with Trauma Therapy for Probationers and Finger Lakes Treatment Court participants; and

WHEREAS, Ontario County and Family Counseling Services of the Finger Lakes desire to extend said Agreement for an additional term beginning June 3, 2018 and terminating December 31, 2018; and

WHEREAS, The Probation Department budgeted \$15,850.00 from the ATI bail reserve fund to cover the cost; and

WHEREAS, The Public Safety Committee recommends acceptance of this contract extension as proposed; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby accepts said contract extension with Family Counseling Service of the Finger Lakes, Inc.; and further

RESOLVED, That upon review and approval by the County Attorney as to form, the County Administrator is hereby authorized and directed to sign said agreement on behalf of the County; and further

RESOLVED, That said contract with Family Counseling Services of the Finger Lakes be for a term commencing on June 3, 2018, through December 31, 2018; and further

RESOLVED, The County Administrator will enter in the agreement and sign any and all documents to effectuate the purpose of this Resolution; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Family Counseling of the Finger Lakes, 671 South Exchange Street, Geneva, NY 14456

**RESOLUTION NO. 395-2018
AUTHORIZATION AGREEMENT
EMERGENCY MANAGEMENT OFFICE AND
NYS DEPARTMENT OF HEALTH
EMERGENCY MEDICAL SERVICES TRAINING PROGRAM**

WHEREAS, The County, as sponsor for the Emergency Medical Services Training Program, has been notified that it may receive reimbursement for expenses incurred in the delivery of New York State Sponsored Emergency Medical Services Programs; and

WHEREAS, It is necessary to enter into an agreement with the New York State Department of Health; now, therefore, be it

RESOLVED, That this Board of Supervisors does hereby authorize an application and agreement between the New York State Department of Health and the Emergency Management Office for the period of July 1, 2018, through June 30, 2020; and further

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

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the Emergency Management Office.

RESOLUTION NO. 396-2018
CAPITAL PROJECT NO. 2 - 2018
APPROVAL OF CONTRACT WITH FEDERAL ENGINEERING, INC.
FOR PROJECT MANAGEMENT ASSISTANCE
74 ONTARIO STREET 700 MHZ CAPITAL PROJECT

WHEREAS, Resolution No. 250-2018 created Capital Project 2 of 2018 as the 74 Ontario Street 700 MHz Capital Project; and

WHEREAS, Said Capital Project is fully funded by a grant from the New York State Division of Homeland Security and Emergency Services; and

WHEREAS, The grant funding will be used for the build out of the existing 74 Ontario Street site to deploy 700 MHz equipment as recommended by the 2017 - 700 MHz City of Canandaigua coverage analysis study; and

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

WHEREAS, Project management assistance will be required to assist with review of the proposed design plans, equipment installation and site testing and acceptance; and

WHEREAS, Federal Engineering, Inc., 10600 Arrowhead Drive, Fairfax, VA 22030 has provided a proposal dated June 2018 to provide project management assistance at a cost not to exceed Forty Four Thousand Four Hundred Thirty Dollars (\$44,430.00) a copy of which is on file with the Clerk of this Board; and

WHEREAS, Sufficient funds exists within the Capital Project Consultation and Professional Line HDB 3174 E 4260; and

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

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors hereby approves a contract with Federal Engineering, Inc. for a term expiring December 31, 2019 at a cost not to exceed Forty Four Thousand Four Hundred Thirty Dollars (\$44,430.00); and further

RESOLVED, That the County Administrator be and hereby is authorized and empowered to execute a Contract with Federal Engineering, Inc. in the amount of Forty Four Thousand Four Hundred Thirty Dollars (\$44,430.00); and further

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

RESOLVED, That copies of this resolution be sent by the Clerk of this Board to Mr. John E. Murray of Federal Engineering, Inc., 10600 Arrowhead Drive, Fairfax, VA 22030 and the Department of Finance.

**RESOLUTION NO. 397-2018
AUTHORIZATION TO ACCEPT
2018-2019 AID TO DEFENSE GRANT
FROM NEW YORK STATE DIVISION OF
CRIMINAL JUSTICE SERVICES**

WHEREAS, Ontario County has been awarded \$13,000 from the State of New York Division of Criminal Justice Services to support enhanced defense services designed to expedite the processing of services and violent felony cases through the courts by ensuring thorough case processing and effective representation; and

WHEREAS, It is advantageous for Ontario County to accept these funds to ensure thorough case processing and effective representation in Ontario County through the Ontario County Public Defender's Office over a one (1) year period with no county match requirement; and

WHEREAS, The grant period is from October 1, 2018, through September 30, 2019; and

WHEREAS, Acceptance of the grant will partially fund one Assistant Public Defender in the Public Defender's Office; and

WHEREAS, The Public Safety and Ways and Means Committees have reviewed this request and recommend the proposed budget transfer; now, therefore, be it

RESOLVED, That the following budget is hereby approved for 2018, with unused portions flowing into future years:

<i>To:</i>	<i>Description</i>	<i>Revenue</i>	<i>Appropriation</i>
A 1171 R 3089	2018-2019 Aid to Defense Grant	\$ 13,000	
A 1171 E 1500	Full Time		\$ 13,000

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors hereby approves a contract with New York State for a term of one year at no cost; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the contract with New York State Division of Criminal Justice Services and all other documents necessary to effectuate the purposes of this resolution; and further

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

RESOLVED, That the Clerk of this Board shall send a certified copies of this resolution to the Public Defender's Department.

**RESOLUTION NO. 398-2018
AUTHORIZATION TO ACCEPT DONATION
OFFICE OF SHERIFF**

WHEREAS, Ontario County Office of Sheriff has received a contribution in recognition of traffic support for the "Rally Round the Valley 18 Miler" in Honeoye, New York; and

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

RESOLVED, That the County of Ontario be, and hereby is, authorized to accept the contribution from Honeoye Cross Country in the amount of \$100; 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 Honeoye Cross Country, c/o Robert J. Stewart, 6342 Railroad Avenue, Conesus, New York 14435-9501.

**RESOLUTION NO. 399-2018
AUTHORIZATION TO ACCEPT ADDITIONAL GRANT FUNDS FROM
THE NEW YORK STATE STOP-DWI FOUNDATION
TO SUPPLEMENT EXISTING FUNDING FOR
DWI CRACKDOWN SPECIAL PATROLS AND
DRUG RECOGNITION EXPERT OVERTIME CALLOUTS
CFDA #20.616**

WHEREAS, The New York State STOP-DWI Foundation has notified the Ontario County STOP-DWI Program that we are eligible for additional funding to supplement our DWI Special Patrols; and

WHEREAS, Authorization to apply for the funding was previously approved pursuant to Resolution No. 531-2017; and

WHEREAS, The initial award was approved pursuant to Resolution No. 606-2017; and

WHEREAS, It is desirable for the Ontario County STOP-DWI Program to accept these additional grant funds from the NYS STOP-DWI Foundation; and

WHEREAS, Funding from this grant would allow additional reimbursement of crackdown enforcement in the amount of \$4,000 with no match required from Ontario County; and

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

RESOLVED, That the following budget revenue and appropriation is hereby approved:

TO:		Revenue	Appropriation
A 3315 0328 R 4389	Other Public Safety Dept Income	\$4,000	
A 3315 0328 E 4530	Agency Contracts		\$4,000

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; and further

RESOLVED, That this Board of Supervisors authorizes and directs the Ontario County STOP-DWI Program to accept the amendment to this grant and execute contract documents from the New York State STOP-DWI Foundation; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the New York State STOP DWI Foundation, c/o Pam Aini, Program Director, 414 Fairview Avenue, Hornell, NY 14843.

The foregoing block of six resolutions was adopted.

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

RESOLUTION NO. 400-2018
CAPITAL PROJECT NO. 6-2008
HIGHWAY SAFETY IMPROVEMENTS
BUDGET TRANSFER
DEPARTMENT OF PUBLIC WORKS

WHEREAS, Resolution No. 873-2008 created Capital Project No. 6-2008, Highway Safety Improvements; and

WHEREAS, The 2018 intersection safety improvement plan includes installing blinker beacons at various County intersections; and

WHEREAS, Said beacons are available on the National Cooperative bid for a cost of \$98,040.00; and

WHEREAS, Sufficient funds are available in the contingency line of Capital Project No. 06-2008 to cover said cost (HAJ 5114 E 4731); and

WHEREAS, Remaining available funds in Capital Project No. 06-2008 will be transferred to the traffic signs line for future use; and

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

RESOLVED, That the budget of Capital Project No. 06-2008 is hereby amended as follows:

Line	Description	Current Budget	Change	Revised Budget
Appropriations :				
HAJ 5114 E 4491	General Construction	\$325,603.05	-\$10,017.00	\$315,586.05
HAJ 5114 E 4495	Engineering & Architectural	\$292,752.00	-\$6,527.40	\$286,224.60
HAJ 5114 E 4722	Traffic Signs	\$0.00	+\$176,627.47	\$176,627.47
HAJ 5114 E 4731	Contingency	\$247,941.95	\$141,360.96	\$106,580.99
HAJ 5114 E 4820	Land Acquisition	\$20,000.00	-\$18,350.00	\$1,650.00
HAJ 5114 E 4865	Administration	\$500.00	-\$372.11	\$127.89
Revenue:				
HAJ 5114 R 3089	State Aid	\$39,115.00		\$39,115.00
HAJ 5114 R 4591	Federal Aid	\$469,382.00		\$469,382.00
HAJ 5114 R 5036	Interfund Transfer - A	\$21,997.00		\$21,997.00

	Fund		
HAJ 5114 R 5041	Interfund Transfer - D Fund	\$356,303. 00	\$356,303. 00

and further

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

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

**RESOLUTION NO. 401-2018
CAPITAL PROJECT NO. 3-2013
74 ONTARIO STREET RENOVATION – PHASE II
BUDGET INCREASE AND ALLOCATION**

WHEREAS, Resolution No. 297-2013 established Capital Project No. 3-2013, 74 Ontario Street Renovation – Phase II for the purposes of completing architectural and engineering design, interior renovations, and core mechanicals replacement for sections of the 74 Ontario Street building (hereinafter Project); and

WHEREAS, Resolution No. 218-2017 authorized a contract with QPK Design, LLP (hereinafter Architect), 450 South Salina Street, Syracuse, NY 13201 to provide architectural and engineering design services required to complete a concept design for said Project; and

WHEREAS, Resolution No. 615-2017 authorized a contract amendment with QPK Design, LLP for professional services required to complete design, construction documents, bidding and bid award phases for said Project; and

WHEREAS, Resolution No. 294-2017 authorized a contract with The Pike Company (hereinafter Construction Manager), for professional construction management services, including constructability analysis and cost estimating, during the concept design phase of said Project; and

WHEREAS, Resolution No. 614-2017 authorized a contract amendment with The Pike Company for construction management services required for completion of design, construction documents, bidding and bid award phases of said Project; and

WHEREAS, Resolution No. 312-2018 issued a negative declaration of significance for said Project pursuant to the New York State Environmental Quality Review Act (hereinafter SEQR) under Article 8 of the Environmental Conservation Law, thereby fulfilling legal requirements for environmental review of said Project; and

WHEREAS, Resolution No. 323-2018 authorized an estimated maximum cost of \$10.4 million for Capital Project No. 3-2013, with \$2.3 million to come from Capital Reserve Funds, \$2.9 million from other budgeted funds, and up to \$5.2 million in serial bonds (principal amount); and

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

RESOLVED, That the budget for Capital Project No. 3-2013 be, and hereby is, amended as follows:

Line	Description	Current Budget	Change	Revised Budget
<i>Appropriations</i>				
HBR 1646 E 2100	Furniture and Furnishings	\$0.00	+\$650,000.00	+650,000.00
HBR 1646 E 2300	Data Processing Equipment	\$0.00		\$0.00
HBR 1646 E 4038	Moving Expenses	\$0.00	+\$40,000.00	\$40,000.00
HBR 1646 E 4260	Consultation / Professional	\$161,498.30		\$161,498.30
HBR 1646 E 4491	General Construction	\$100,000.00	+\$7,000,000.00	\$7,100,000.00
HBR 1646 E 4495	Architectural / Engineering	\$978,934.00		\$978,934.00
HBR 1646 E 4498	Asbestos & Related Testing	\$0.00	+\$10,000.00	\$10,000.00
HBR 1646 E 4743	Change Order Contingency	\$0.00	+\$350,000.00	\$350,000.00
HBR 1646 E 4865	Administrative	\$500.00	+\$5,000.00	\$5,500.00
HBR 1646 E 4731	Contingent	\$3,045,067.70	\$1,941,000.00	\$1,104,067.70
<i>Revenues</i>				
HBR 1646 R 4385	Homeland Security Grant	\$0.00	+\$200,000.00	\$200,000.00
HBR 1646 R 5036	Interfund Transfer - A Fund	\$2,136,000.00	+\$714,000.00	\$2,850,000.00
HBR 1646 R 5048	Interfund Transfer - A Fund Reserve	\$2,150,000.00		\$2,150,000.00
HBR 1646 R 5710	Serial Bonds	\$0.00	+\$5,200,000.00	\$5,200,000.00

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 Ten Million Four Hundred Thousand Dollars and Zero Cents (\$10,400,000.00); and further

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

**RESOLUTION NO. 402-2013
CAPITAL PROJECT NO. 3-2013
APPROVE CONTRACT WITH
SJB SERVICES, INC. FOR SOIL BORINGS
74 ONTARIO STREET RENOVATION – PHASE II**

WHEREAS, Resolution No. 297-2013 established Capital Project No. 3-2013, 74 Ontario Street Renovation – Phase II for the purposes of completing architectural and engineering design, interior renovations, and core mechanicals replacement for sections of the 74 Ontario Street building (hereinafter Project); and

WHEREAS, Resolution No. 218-2017 authorized a contract with QPK Design, LLP (hereinafter Architect), 450 South Salina Street, Syracuse, NY 13201 to provide architectural and engineering design services required to complete a concept design for said Project; and

WHEREAS, Resolution No. 615-2017 authorized a contract amendment with QPK Design, LLP for professional services required to complete design, construction documents, bidding and bid award phases for said Project; and

WHEREAS, Resolution No. 294-2017 authorized a contract with The Pike Company (hereinafter Construction Manager), One Circle Street, Rochester, NY 14607 for professional construction management services, including constructability analysis and cost estimating, during the concept design phase of said Project; and

WHEREAS, Resolution No. 614-2017 authorized a contract amendment with The Pike Company for construction management services required for completion of design, construction documents, bidding and bid award phases of said Project; and

WHEREAS, The Architect's design required three soil borings for subsurface geotechnical analysis in the footprint of the new building addition per Architect's specifications dated May 17, 2018; and

WHEREAS, Resolution No. 224-2018 renewed Bid B16022 through May 14, 2019 for certain Materials and Services, including geotechnical services, per the bid tabulation sheet on file with the Clerk of the Board; and

WHEREAS, To keep to the project schedule, it was important to schedule said geotechnical services immediately in order for subsurface stability data to be incorporated into the design of the building addition in a timely manner; and

WHEREAS, SJB Services, Inc., 5167 South Park Avenue, Hamburg, NY 14075, an approved vendor under current contract with Ontario County per Bid B16022, submitted a proposal dated May 24, 2018 for soil borings per Architect's specifications and Bid B16022 pricing; and

WHEREAS, SJB Services, Inc., signed a short term contract in the amount not to exceed Two Thousand Two Hundred Dollars, which is on file with the Clerk of this Board; and

WHEREAS, SJB Services, Inc. drilled three soil borings under supervision of Architect's licensed, professional engineer on site on June 1, 2018; and

WHEREAS, There is sufficient funding in Capital Project 3-2013 budget line HBR 1646 E 4260 Consultation/Professional for aforesaid geotechnical services; and

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

RESOLVED, That the short term contract with SJB Services, Inc. for soil borings completed on June 1, 2018 is hereby approved; and further

RESOLVED, That the term of said contract shall commence on May 25, 2018 and terminate on June 6, 2018; 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 Ten Million Four Hundred Thousand Dollars and Zero Cents (\$10,400,000.00); and further

RESOLVED, That copies of this resolution be sent by the Clerk of the Board to the Department of Finance, and Mr. Stanley Blas, President, SJB Services, Inc., 5167 South Park Avenue, Hamburg, NY 14075.

RESOLUTION NO. 403-2018
CAPITAL PROJECT NO. 3-2013
APPROVAL OF CONTRACT WITH
LOZIER ENVIRONMENTAL CONSULTING, INC.
FOR AIR MONITORING SERVICES
74 ONTARIO STREET RENOVATION – PHASE II

WHEREAS, Resolution No. 297-2013 established Capital Project No. 3-2013, 74 Ontario Street Renovation – Phase II for the purposes of completing architectural and engineering design, interior renovations, and core mechanicals replacement for sections of the 74 Ontario Street building (hereinafter Project); and

WHEREAS, Resolution No. 218-2017 authorized a contract with QPK Design, LLP (hereinafter Architect), 450 South Salina Street, Syracuse, NY 13201 to provide architectural and engineering design services required to complete a concept design for said Project; and

WHEREAS, Resolution No. 615-2017 authorized a contract amendment with QPK Design, LLP for professional services required to complete design, construction documents, bidding and bid award phases for said Project; and

WHEREAS, Resolution No. 294-2017 authorized a contract with The Pike Company (hereinafter Construction Manager), One Circle Street, Rochester, NY 14607 for professional construction management services, including constructability analysis and cost estimating, during the concept design phase of said Project; and

WHEREAS, Resolution No. 614-2017 authorized a contract amendment with The Pike Company for construction management services required for completion of design, construction documents, bidding and bid award phases of said Project; and

WHEREAS, Resolution No. 925-2015 approved a contract with Fisher Associates of Rochester, NY for comprehensive hazardous material testing of County-owned buildings, including 74 Ontario Street; and

WHEREAS, Resolution No. 404-2018 awarded a contract to TBC Industries, LLC for asbestos abatement services at 74 Ontario Street; and

WHEREAS, Ontario County requires an independent, certified, and licensed asbestos monitor to take and test air samples and monitor means and methods of asbestos containment (hereinafter Air Monitoring Services); and

WHEREAS, Lozier Environmental Consulting, Inc. has submitted a proposal dated May 31, 2018 on file with the Clerk of this Board to provide air monitoring services at a daily rate of \$375.00, for a total not to exceed cost of Eight Thousand Five Hundred Dollars (\$8,500.00); and

WHEREAS, There is sufficient funding in budget line HBR 1646 E 4498 Asbestos & Related Testing for aforesaid Air Monitoring Services; and

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

RESOLVED, That the proposal from Lozier Environmental Consulting, Inc., 2011 East Main Street, Rochester, New York 14609 is hereby accepted in the amount of Eight Thousand Five Hundred Dollars (\$8,500.00); and further

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby authorizes and empowers the County Administrator to execute a Contract with Lozier Environmental Consulting, Inc. for a total not-to-exceed contract amount of Eight Thousand Five Hundred Dollars (\$8,500.00); and further

RESOLVED, That the term of said contract shall commence on June 22, 2018 and terminate on September 4, 2018; and further

RESOLVED, That Eight Hundred and Fifty Dollars (\$850.00) of the Change Order Contingency (line HBR 1646 E 4743) is hereby reserved for Change Orders pursuant to said contract with said vendor; and further

RESOLVED, That the Commissioner of Public Works is hereby designated as the Project Manager for this Contract on behalf of this Board of Supervisors; and further

RESOLVED, That the following Change Order approval process is hereby approved for the contract with Lozier Environmental Consulting, Inc.:

1. The Commissioner of Public Works is hereby authorized and empowered to approve and sign individual Change Orders provided that the total amount of all Change Orders so authorized does not exceed the funds allocated and available in Line HBR 1646 E 4743, Change Order Contingency nor ten percent (10%) of the original bid award, whichever is less, and
2. A complete report of all Change Orders approved for construction contracts awarded shall be presented by the Commissioner of Public Works at the next regularly scheduled meeting of the Public Works Committee after such each Change Order is approved, and such report shall include an accounting of the remaining funds available in line HBR 1646 E 4743, Change Order Contingency; and
3. The Commissioner of Public Works shall promptly file fully executed originals of each Change Order with the Contractor, the County Planning Department, the County Finance Department, and the Clerk of the Board of Supervisors who shall place each Change Order in the contract file associated with the resolution awarding the involved construction contract; and
4. The Department of Finance is hereby authorized to transfer funds from line HBR 1646 E 4743, Change Order Contingency to the appropriate expense line of Capital Project 03-2013 as necessary to fund each Change Order as it is approved; 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 Ten Million Four Hundred Thousand Dollars and Zero Cents (\$10,400,000.00); and further

RESOLVED, That copies of this resolution be sent by the Clerk of the Board to the Department of Finance, and Ms. Angela Liddell, Director of Operations – Asbestos Services, Lozier Environmental Consulting, Inc., 2011 East Main Street, Rochester, New York 14609.

**RESOLUTION NO. 404-2018
CAPITAL PROJECT NO. 3-2013
AWARD BID B18022 TO
TBC INDUSTRIES, LLC FOR
ASBESTOS ABATEMENT SERVICES
74 ONTARIO STREET RENOVATION – PHASE II**

WHEREAS, Resolution No. 297-2013 established Capital Project No. 3-2013, 74 Ontario Street Renovation – Phase II for the purposes of completing architectural and engineering design, interior renovations, and core mechanicals replacement for sections of the 74 Ontario Street building (hereinafter Project); and

WHEREAS, Resolution No. 218-2017 authorized a contract with QPK Design, LLP (hereinafter Architect), 450 South Salina Street, Syracuse, NY 13201 to provide

architectural and engineering design services required to complete a concept design for said project; and

WHEREAS, Resolution No. 615-2017 authorized a contract amendment with QPK Design, LLP for professional services required to complete design, construction documents, bidding and bid award phases for said Project; and

WHEREAS, Resolution No. 294-2017 authorized a contract with The Pike Company (hereinafter Construction Manager), One Circle Street, Rochester, NY 14607 for professional construction management services, including constructability analysis and cost estimating, during the concept design phase of said Project; and

WHEREAS, Resolution No. 614-2017 authorized a contract amendment with The Pike Company for construction management services required for completion of design, construction documents, bidding and bid award phases of said Project; and

WHEREAS, Resolution No. 925-2015 approved a contract with Fisher Associates of Rochester, NY for comprehensive hazardous material testing of County-owned buildings, including 74 Ontario Street; and

WHEREAS, Ontario County Purchasing Department released Bid B18022 on April 26, 2018 for asbestos abatement at 74 Ontario Street in advance of demolition of interior spaces per specifications prepared by Department of Public Works based upon the aforesaid hazardous materials assessment by Fisher Associates, and reviewed by Architect and Construction Manager; and

WHEREAS, County Planning and Public Works staff and the Construction Manager reviewed the bid responses for Bid B18022 and recommend award to the low bidder, TBC Industries, LLC, 7391 Cider Street, Suite 200, Westmoreland, NY 13490, in the amount of Seventy One Thousand Seven Hundred Dollars (\$71,700.00) per the bid tabulation sheet on file with the Clerk of the Board; and

WHEREAS, There is sufficient funding in budget line HBR 1646 E 4491 General Construction for aforesaid asbestos abatement work; and

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

RESOLVED, That bid from TBC Industries, LLC, 7391 Cider Street, Suite 200, Westmoreland, NY 13490 for Bid B18022 is hereby accepted in the amount of Seventy One Thousand Seven Hundred Dollars (\$71,700.00); and further

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby authorizes and empowers the County Administrator to execute a Contract with TBC Industries, LLC for a total contract amount of Seventy One Thousand Seven Hundred Dollars (\$71,700.00); and further

RESOLVED, That the term of said contract shall commence on June 22, 2018 and terminate on September 4, 2018; and further

RESOLVED, That Seven Thousand One Hundred Seventy Dollars (\$7,170.00) of the Change Order Contingency (line HBR 1646 E 4743) is hereby reserved for Change Orders pursuant to said contract with said vendor; and further

RESOLVED, That the Commissioner of Public Works is hereby designated as the Project Manager for this Contract on behalf of this Board of Supervisors; and further

RESOLVED, That the following Change Order approval process is hereby approved for the contract with TBC Industries:

1. The Commissioner of Public Works is hereby authorized and empowered to approve and sign individual Change Orders up to Five Thousand Dollars (\$5,000.00) in value provided that the total amount of all Change Orders so authorized does not exceed the funds allocated and available in Line HBR 1646 E 4743, Change Order Contingency nor ten percent (10%) of the original bid award, whichever is less, and
2. Change Orders of more than Five Thousand Dollars (\$5,000.00) in value shall also require approval and signature of the Chairman of the County's Public Works Committee, and
3. A complete report of all Change Orders approved for construction contracts awarded shall be presented by the Commissioner of Public Works at the next regularly scheduled meeting of the Public Works Committee after such each Change Order is approved, and such report shall include an accounting of the remaining funds available in line HBR 1646 E 4743, Change Order Contingency; and
4. The Commissioner of Public Works shall promptly file fully executed originals of each Change Order with the Contractor, the County Planning Department, the County Finance Department, and the Clerk of the Board of Supervisors who shall place each Change Order in the contract file associated with the resolution awarding the involved construction contract; and
5. The Department of Finance is hereby authorized to transfer funds from line HBR 1646 E 4743, Change Order Contingency to the appropriate expense line of Capital Project No. 03-2013 as necessary to fund each Change Order as it is approved; 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 Ten Million Four Hundred Thousand Dollars and Zero Cents (\$10,400,000.00); and further

RESOLVED, That copies of this resolution be sent by the Clerk of the Board to the Department of Finance, and Ms. Holli J. Bouck, General Manager, TBC Industries, LLC, 7391 Cider Street, Suite 200, Westmoreland, NY 13490.

The foregoing block of five resolutions was adopted.

Supervisor Lightfoote offered the following block of eleven resolutions and moved for its adoption, seconded by Supervisor Vedora:

**RESOLUTION NO. 405-2018
CLOSING OF CAPITAL PROJECT NO. 8-2015
COUNTY ROAD 9 PREVENTIVE MAINTENANCE**

WHEREAS, The Board of Supervisors pursuant to Resolution No. 462-2015 established Capital Project No. 8-2015, County Road 9 Preventive Maintenance; and

WHEREAS, Capital Project No. 8-2015, a federally aided project, was budgeted and funded to an authorized amount of \$1,601,732.00 and final project costs were \$1,250,592.80; and

WHEREAS, All expenditures attributable to Capital Project No. 8-2015 have now been made, leaving \$27,115.60 of the County's contribution left in the project; and

WHEREAS, The Public Works and Ways and Means Committees have reviewed this resolution and recommend closing Capital Project No. 8-2015; now, therefore, be it

RESOLVED, That Capital Project No. 8-2015 is hereby closed; and further

RESOLVED, That the cash balance and any additional interest earnings remaining in Capital Project No. 8-2015 be transferred by the Department of Finance to the Highway Fund Fund Balance; and further

RESOLVED, That the Department of Finance is authorized to make all necessary accounting entries to effect the transfer of funds and the closing of Capital Project No. 8-2015; and further

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

**RESOLUTION NO. 406-2018
CAPITAL PROJECT NO. 12-2015
CLOSING OF CAPITAL PROJECT NO. 12-2015
FEDERALLY AIDED BRIDGE PAINTING PROJECT**

WHEREAS, The Board of Supervisors pursuant to Resolution No. 682-2015 established Capital Project No. 12-2015, Federally Aided Bridge Painting Project; and

WHEREAS, Capital Project No. 12-2015, a federally aided project, was budgeted and funded to an authorized amount of \$1,110,366.00 and final project costs were \$650,066.68; and

WHEREAS, All expenditures attributable to Capital Project No. 8-2015 have now been made, leaving \$54,359.93 of the County's contribution left in the project; and

WHEREAS, The Public Works and Ways and Means Committees have reviewed this resolution and recommend closing Capital Project No. 12-2015; now, therefore, be it

RESOLVED, That Capital Project No. 12-2015 is hereby closed; and further

RESOLVED, That the cash balance and any additional interest earnings remaining in Capital Project No. 12-2015 be transferred by the Department of Finance to the Highway Fund Fund Balance; and further

RESOLVED, That the Department of Finance is authorized to make all necessary accounting entries to effect the transfer of funds and the closing of Capital Project No. 12-2015; and further

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

**RESOLUTION NO. 407-2018
CLOSING OF CAPITAL PROJECT NO. 02-2017
BRIDGE PREVENTIVE MAINTENANCE PROJECTS 2017**

WHEREAS, The Board of Supervisors pursuant to Resolution No. 128-2017 established Capital Project No. 02-2017, Bridge Preventive Maintenance Projects - 2017; and

WHEREAS, Capital Project No. 02-2017, a federally aided project, was budgeted and funded to an authorized amount of \$776,270.00 and final project costs were \$635,962.02; and

WHEREAS, All expenditures attributable to Capital Project No. 2-2017 have now been made, leaving \$9,462.24 of the County's contribution left in the project; and

WHEREAS, The Public Works and Ways and Means Committees have reviewed this resolution and recommend closing Capital Project No. 02-2017; now, therefore, be it

RESOLVED, That Capital Project No. 02-2017 is hereby closed; and further

RESOLVED, That the cash balance and any additional interest earnings remaining in Capital Project No. 02-2017 be transferred by the Department of Finance to the Highway Fund Fund Balance; and further

RESOLVED, That the Department of Finance is authorized to make all necessary accounting entries to effect the transfer of funds and the closing of Capital Project No. 02-2017; and further

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

**RESOLUTION NO. 408-2018
CAPITAL PROJECT NO.1-2014
AUTHORIZING BUDGET TRANSFER-AWARD OF QUOTE
AND AUTHORIZATION TO CONTRACT WITH
W.P. MAHONEY ENTERPRISES INC
2014 FLCC CAPITAL MAINTENANCE PROJECT**

WHEREAS, Resolution No. 292-2014 created and funded Capital Project No. 1 of 2014 as the 2014 FLCC Capital Maintenance Project; and

WHEREAS, Resolution No. 118-2017 and Resolution No. 573-2017 approved a contract with Advance Architecture and Planning, PC to provide final construction documents for the wayfinding project in the amount of Nineteen Thousand Two Hundred Seventy Seven Dollars and Fifty Cents (\$19,277.50); and

WHEREAS, Using plans and specifications provided by Advance Architecture and Planning, PC, three (3) quotes have been received for the General Construction of the concrete foundation for two Type H Signs located at FLCC Child Care and FLCC Suites; and

WHEREAS, Copies of the quotes are on file with the Clerk of the Board of Supervisors; and

WHEREAS, FLCC staff recommend acceptance of the quote for General Construction of the concrete foundation for two Type H Signs located at FLCC Child Care and FLCC Suites from W.P. Mahoney Enterprises, Inc., 90 Middle Street, Geneva, New York 14456, in the amount of Eight Thousand Eight Hundred Dollars (\$8,800.00) as the overall low responsive/responsible quote submitted; and

WHEREAS, Sufficient funds exist in HBW 2483 E 4743 - Change Order Contingency - line of said Capital Project; and

WHEREAS, The Public Works Committee (PWC) and the Ways and Means Committee (WMC) recommend approval of this resolution; now, therefore, be it

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

Line Item	Description	Existing Budget	Change	New Budget
HBW 2483 R 3287	State Aid	\$500,000. 00	\$0.00	\$500,000. 00
HBW 2483 R 5036	General - Interfund Transfer	\$500,000. 00	\$0.00	\$500,000. 00

HBW 2483 E 2100	Furniture & Fixtures	\$3,416.11	\$0.00	\$3,416.11
HBW 2483 E 2300	Data Processing Equipment	\$8,530.00	\$0.00	\$8,530.00
HBW 2483 E 4260	Consultation & Professional	\$66,277.5 0	\$0.00	\$66,277.5 0
TO:				
HBW 2483 E 4491	General Construction	\$897,262. 72	+\$8,800. 00	\$906,062. 72
HBW 2483 E 4493	Electrical	\$0.00	\$0.00	\$0.00
HBW 2483 E 4494	Plumbing	\$0.00	\$0.00	\$0.00
HBW 2483 E 4498	Asbestos and Related Testing	\$5,868.00	\$0.00	\$5,868.00
HBW 2483 E 4521	HVAC	\$0.00	\$0.00	\$0.00
FROM:				
HBW 2483 E 4743	Change Order Contingency	\$14,653.6 7	\$8,800.0 0	\$5,853.67
HBW 2483 E 4865	Administrative Expenses	\$3,992.00	\$0.00	\$3,992.00

and further

RESOLVED, That the quote from W.P. Mahoney Enterprises, Inc., 90 Middle Street, Geneva, New York 14456, in the amount of Eight Thousand Eight Hundred Dollars (\$8,800.00) for the General Construction of the concrete foundation for two Type H Signs located at FLCC Child Care and FLCC Suites is hereby accepted; 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 term of said contract shall commence on June 22, 2018 and terminate on June 21, 2019; and further

RESOLVED, That the cost of said contract shall be paid from line HBW 2483 E 4491 - General Construction of Capital Project 1-2014; and further

RESOLVED, That the following Change Order approval process is hereby approved for Capital Project No. 1-2014:

1. The FLCC Director of Facilities and Grounds is hereby authorized and empowered to approve and sign individual Change Orders for this contract up to One Thousand Dollars (\$1,000.00) in value, upon recommendation of the Architect and the Construction Manager designated for an individual contract, provided that the total amount of all Change Orders so authorized does not exceed the funds available

in line HBW 2483 E 4743 Change Order Contingency nor a total of One Thousand Dollars (\$1,000.00), whichever is less; and

2. Change Orders greater than One Thousand Dollars (\$1,000.00) in value shall also require approval and signature of the Chairman of the County's Public Works Committee, and

3. A complete report of all Change Orders approved for this construction contract awarded shall be presented by the FLCC Director of Facilities and Grounds at the next regularly scheduled meeting of the Public Works Committee after each Change Order is approved, and such report shall include an accounting of the remaining funds available in line HBW 2483 E 4743, Change Order Contingency; and

4. The FLCC Director of Facilities and Grounds shall promptly file fully executed originals of each Change Order with the Contractor, the County Planning Department, the County Finance Department and the Clerk of the Board of Supervisors who shall place each Change Order in the contract file associated with the resolution awarding the involved construction contract; and

5. The Department of Finance is hereby authorized to transfer funds from line HBW 2483 E 4743, Change Order Contingency to the appropriate expense line of Capital Project 1-2014 as necessary to fund each Change Order as it is approved; 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 Dollars (\$1,000,000.00); 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 of Finger Lakes Community College and Catherine Ahern, FLCC Director of Facilities and Grounds.

RESOLUTION NO. 409-2018
CAPITAL PROJECT NO. 11-2015
AUTHORIZATION OF ADDITIONAL FUNDING FLCC G-LOT –
PARKING AND UTILITY REHABILITATION CAPITAL PROJECT

WHEREAS, Resolution No. 543-2015 established Capital Project No. 11-2015 as the G Lot Maintenance Project, funded 50% Local Match and 50% State Match; and

WHEREAS, Resolution No. 666-2017 approved the 2018-2023 Ontario County Capital Improvement Plan (CIP); and

WHEREAS, The CIP allocated an additional Seven Hundred Fifty Thousand Dollars (\$750,000.00) to Project No. FLCC10-13- Maintenance of G Lot, in 2018; and

WHEREAS, The 2018-2019 New York State Budget approved funding through the State University of New York of Three Hundred Seventy Five Thousand Dollars

(\$375,000.00) (SUNY funding) included in Project # C11091, Parking and Utility Rehabilitation Project; and

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

RESOLVED, That the following budget amendment for Capital Project 11 - 2015 be and hereby is approved increasing the total project budget by Seven Hundred Fifty Thousand Dollars (\$750,000.00):

	Line	Description	Current Budget	Change	Revised Budget
	Appropriations:				
	HCJ 2488 E 4260	Consultation & Professional	\$115,338.00	\$0.00	\$115,338.00
TO :	HCJ 2488 E 4491	General Construction	\$172,270.79	\$750,000.00 +	\$922,270.79
	HCJ 2488 E 4493	Electrical	\$509,891.21	\$0.00	\$509,891.21
	HCJ 2488 E 4865	Administration	\$2,500.00	\$0.00	\$2,500.00
	Revenues:				
TO :	HCJ 2488 R 3287	State Aid	\$400,000.00	\$375,000.00 +	\$775,000.00
TO :	HCJ 2488 R 5036	General Inter-fund Transfer	\$400,000.00	\$375,000.00 +	\$775,000.00

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 Five Hundred Fifty Thousand Dollars (\$1,550,000.00); 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. 410-2018
CAPITAL PROJECT NO. 3-2018
AUTHORIZATION TO CONTRACT WITH
SIGN LANGUAGE, INC.
BUILDING EXTERIOR SIGNAGE HONORS HOUSE
2018 FLCC CAPITAL MAINTENANCE PROJECT

WHEREAS, Resolution No. 348-2018 established Capital Project No. 3-2018 FLCC Capital Maintenance Project in the amount of Seven Hundred Forty Seven Thousand Two Hundred Seventy Two Dollars and Sixty Cents (\$747,272.60); and

WHEREAS, Said project includes funding for site improvements such as signage at Finger Lakes Community College (FLCC); and

WHEREAS, Pursuant to Resolution No. 722-2017 the firm TY Lin International (TYLIN) was hired to provide architectural and engineering consulting services for the development of construction documents for a sign to be located at the Honors House with the design work funded from Capital Project No. 1-2015; and

WHEREAS, FLCC recently installed new wayfinding signs on main campus which have a standard color and are made from the same material; and

WHEREAS, Using plans and specifications provided by TYLIN for a sign to be located at the Honors House and in order to have consistent exterior FLCC signage, a quote was obtained from Sign Language, Inc, 6491 Route 20A, Perry, New York, 14530, to provide and install the main sign insert for the sign that will be located at the Honors House, in the amount of Eight Thousand Three Hundred Fifty Five Dollars (\$8,355.00), a copy of which is on file with the Clerk of this Board; and

WHEREAS, The Main Monument and screen for this sign will be bid out using construction documents provided by TYLIN; and

WHEREAS, The Public Works Committee and FLCC staff recommend acceptance of this quote; and

WHEREAS, Sufficient funds exist in the 2018 FLCC Maintenance Capital Project to fund this contract; and

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

RESOLVED, Upon review and approval by the County Attorney, as to form, the Ontario County Board of Supervisors hereby accepts the proposal from Sign Language, Inc, 6491 Route 20A, Perry, New York, 14530, to provide and install the main sign insert for the sign that will be located at the Honors House, in the amount of Eight Thousand Three Hundred Fifty Five Dollars (\$8,355.00), a copy of which is included as Schedule A of the proposed contract on file with the Clerk of this Board, is hereby accepted; and further RESOLVED, That the County Administrator be and hereby is authorized and empowered to execute a contract with said firm for said amount; and further

RESOLVED, That the term of said contract shall commence on May 11, 2018 and terminate on May 10, 2019; and further

RESOLVED, That the cost of said contract shall be paid from line HDC 2502 E 4491 – General Construction of Capital Project 3-2018; 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 Seven Hundred Forty Seven Thousand Two Hundred Seventy Two Dollars and Sixty Cents (\$747,272.60); and further

RESOLVED, That copies of this resolution be sent by the Clerk of this Board to the County Finance Department and Mr. James Fisher, Senior Vice President for Administration and Finance of Finger Lakes Community College and Sign Language, Inc, 6491 Route 20A, Perry, New York, 14530.

**RESOLUTION NO. 411-2018
RENEWAL OF BID FOR ELECTRICAL SUPPLIES
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, The Purchasing Department advertised for, and received per tabulation sheets on file with the Clerk of this Board, sealed bids (B17071) for the purchase of electrical supplies; and

WHEREAS, V. P. Supply has agreed to renew the current bid prices for these products for an additional twelve (12) months at no increase; and

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

RESOLVED, That bid (B17071) for the purchase of electrical supplies be renewed with V. P. Supply, 3445 Winton Place, Rochester, New York 14623 for a period beginning August 27, 2018 and expiring on August 26, 2019; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to V. P. Supply.

**RESOLUTION NO. 412-2018
AWARD OF BID FOR HVAC UPGRADE, ROOF REPLACEMENT,
AND ASBESTOS ABATEMENT - CENTRAL STORAGE FACILITY
DEPARTMENT OF PUBLIC WORKS BUILDINGS AND GROUNDS**

WHEREAS, Resolution No. 818-2015 awarded a contract to McFarland Johnson for professional engineering services related to the design of HVAC upgrades at the Central Storage Facility; and

WHEREAS, Resolution No. 453-2017 awarded a contract to McFarland Johnson for professional engineering services related to the next phase of the project to include roof design, asbestos abatement, purchase and installation of HVAC upgrades, and construction administration support at the Central Storage Facility; and

WHEREAS, Resolution No. 512-2017 amended said contract to include the design of a fire alarm system; and

WHEREAS, The 2018 Capital Improvement Plan includes \$235,000 of funding for HVAC Upgrades, Roof Replacement, and Asbestos Removal at the Central Storage Facility (CIP Project #s B26-15 and B29-17); and

WHEREAS, The Purchasing Department solicited bids (B17068) for said HVAC Upgrade Project and found the apparent low, responsible, responsive bidder for this project to be Elmer W. Davis, Inc., 1217 Clifford Avenue, Rochester, NY 14621, with a bid price of \$293,600.00; and

WHEREAS, The total project cost is estimated to be \$322,960 with a 10% project contingency of \$29,360; and

WHEREAS, Third party asbestos air monitoring will be required and a proposal from Fisher Associates was obtained for a cost not to exceed \$7,450; and

WHEREAS, There is a shortfall in funding for this project of \$95,410; and

WHEREAS, Said shortfall will be funded with \$50,000 from the Equipment Replacement Reserve (A0880 B 7202) and \$45,410 of available funds in the 2018 Buildings and Grounds Capital Improvement Project budget; and

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

RESOLVED, That the following budget transfer is approved:

A 0511 B 7202	Appropriated Reserve	+ \$50,000.00
A 1620 9999 E 4031	Renovations	+ \$50,000.00

and further

RESOLVED, That the Ontario County Board of Supervisors hereby awards the bid for the HVAC Upgrades at the Central Storage Facility to Elmer W. Davis for a cost of \$293,600.00 per the bid tabulation sheet on file with the Clerk of the Board; and further

RESOLVED, That the Commissioner of Public Works is authorized, to make necessary adjustments and to initiate field changes to complete the proposed work, within the fund limits of the contract's contingency, and to report such use of the contract contingency to the Public Works Committee and to the Finance Office; and further

RESOLVED, That the Commissioner of Public Works, prior to authorizing a single work item financed with the project's contingency that exceeds \$7,500, shall request review by the Public Works Chairperson, and if by review, the Committee Chairperson determines such field change is critical to the timely progression of the project, the Chairperson, at their discretion, will approve said change; 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 adjustments or change orders to the original contract within the limits agreed to in this

resolution, subject to review and approval by the Office of the County Attorney; and further

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

RESOLVED, That nothing herein shall be construed as having transferred to any officer or employee of the County any power of the Board of Supervisors, which retains absolute authority to discontinue by majority of the weighted vote any action taken without prior authorization of the Board; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the Elmer W. Davis.

**RESOLUTION NO. 413-2018
AUTHORIZATION TO EXECUTE
PARTIAL RELEASE OF SEWER EASEMENT**

WHEREAS, In 1977, the Honeoye Lake County Sewer District (District) acquired a permanent sewer line easement over property located at 5237 County Road 36 in the Town of Richmond, which is presently owned by Yolo Ventures LLC; and

WHEREAS, An existing two story structure located on said property is encroached on said easement; and

WHEREAS, Said encroachment does not interfere with the District's access requirements for operation, maintenance, repair or reconstruction of the sewer line; and

WHEREAS, The owner of said property has requested that the District release the area of the easement located within said encroachment; and

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

RESOLVED, That the Commissioner of Public Works be and hereby is authorized to execute a Partial Release of Easement for a 1977 permanent sewer line easement over property located at 5237 County Road 36 in the Town of Richmond, Country of Ontario, State of New York; and further

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

**RESOLUTION NO. 414-2018
NO COST TIME EXTENSION OF PROFESSIONAL SERVICES CONTRACT
PUMP STATIONS 4W AND 5W - REPLACEMENT OF WET WELL STAIRS
DEPARTMENT OF PUBLIC WORKS
CANANDAIGUA LAKE COUNTY SEWER DISTRICT**

WHEREAS, Resolution No. 574-2017 authorized an agreement with Erdman Anthony of Rochester, NY for design and construction phase professional services in connection with Pump Stations 4W and 5W Replacement of Wet Well Stairs with a completion date of June 30, 2018; and WHEREAS, Resolution No. 184-2018 awarded a contract to Grant Street Construction, Inc. of Cortland, NY for the Pump Stations 4W and 5W Replacement of Wet Well Stairs with a completion date of October 31, 2018; and

WHEREAS, The County and Erdman Anthony desire to extend the professional services agreement to complete the construction phase of the project; and

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

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves a no-cost extension agreement with Erdman Anthony, 145 Culver Road, Suite 200, Rochester, NY 14620 for professional services in connection with Pump Stations 4W and 5W Replacement of Wet Well Stairs to run through October 31, 2018; and further

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

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

**RESOLUTION NO. 415-2018
ESTABLISHMENT OF LEAD AGENCY AND
DETERMINATION OF SIGNIFICANCE
HONEOYE LAKE WASTEWATER
TREATMENT PLANT IMPROVEMENTS
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, The Ontario County 2018-2023 Capital Improvement Plan includes the Honeoye Lake Wastewater Treatment Plant Improvements (the “Project”); and

WHEREAS, Resolution No. 339-2017 authorized a professional services agreement with GHD Consulting Services, Inc. (GHD) for the preparation of an engineering report in connection with the Project; and

WHEREAS, The Project is subject to review under the New York State Environmental Quality Review Act (SEQRA) pursuant to 6NYCRR Part 617; and

WHEREAS, Resolution No 185-2018 authorized an amendment agreement with GHD for preparing environmental review documents in connection with the Project; and

WHEREAS, Having prepared a draft Full Environmental Assessment Form (FEAF) Part 1, a copy of which is on file with the Clerk of this Board, GHD made a preliminary classification of the Project as an Unlisted Action; and

WHEREAS, Pursuant to Resolution No. 268 – 2018 this Board initiated a coordinated review process of this action and established its desire to act as lead agency pursuant to SEQRA; and

WHEREAS, The Clerk of this Board has circulated copies of said FEAF Part 1 and a notice to all interested and involved agencies requesting consent to this Board serving in the role of Lead Agency for the environmental review of the Project pursuant to SEQRA, to which none have objected; and

WHEREAS, On May 31, 2018, having been duly advertised in the official newspapers of the County of Ontario, a public hearing was held before this Board for the purpose of soliciting public comments on the potential for environmental impacts resulting from the Project; and

WHEREAS, GHD has prepared draft FEAF Parts 2 and 3 for the Project, copies of which are on file with the Clerk of this Board; and

WHEREAS, This Board has reviewed said FEAF Part 1 draft FEAF Parts 2 and 3 and all the information contained therein, written comments received and such other documents as this Board felt it necessary or appropriate to examine to adequately review the proposed Action supporting and/or supplementing the FEAF; and

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

RESOLVED, That this Board is hereby established as Lead Agency pursuant to SEQRA for the environmental review of the Honeoye Lake Wastewater Treatment Plant Improvements; and further

RESOLVED, That said Honeoye Lake Wastewater Treatment Plant Improvements is classified as an Unlisted Action; and further

RESOLVED, That the Full Environmental Assessment Form parts 1, 2, and 3 on file with the Clerk of this Board are hereby approved and adopted as final; and further

RESOLVED, That based on said Environmental Assessment Form, written comments and other materials received, this Board hereby makes a negative declaration of significance for the Honeoye Lake Wastewater Treatment Plant Improvements pursuant to SEQRA, determining that said Project will not result in any significant adverse environmental impacts; and further

RESOLVED, That the County Administrator be and hereby is authorized and empowered to complete the determination of significance section of said Environmental Assessment Form, checking box A indicating that the proposed action will result in no

significant adverse impacts on the environment, therefore, an environmental impact statement need not be prepared, and accordingly, this negative declaration is issued; and further

RESOLVED, That a Negative Declaration of Significance for this project be prepared by GHD Consulting Services, Inc. and sent for Publication in the Environmental Notice Bulletin and to all involved and interested agencies; and further

RESOLVED, That this resolution take effect immediately.

The foregoing block of eleven resolutions was adopted.

Supervisor Baker offered the following block of five resolutions and moved for its adoption, seconded by Supervisor Wickham:

**RESOLUTION NO. 416-2018
TRANSFER OF FUNDS – 2018 COUNTY BUDGET**

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

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

RESOLVED, That the following transfers be made:

<u>2018 Budget</u>	FROM	TO	NET DIFFERENCE
Public Works – Buildings & Grounds			
Small Tools	A 1620 E 4830		- 2,879.00
Building & Maintenance		A 1620 E 2450	+ 2,879.00
Equipment			

and further, be it

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

**RESOLUTION NO. 417-2018
FIXING DATE AND NOTICE FOR THE PUBLIC HEARING ON
LOCAL LAW NO. 4 (INTRO.) 2018**

WHEREAS, There has been introduced at a meeting of this Board held on June 21, 2017, a proposed local law entitled "A Local Law Applying the Management Compensation Program to Certain County Officers Appointed for Definite Terms for the Year 2019"; now, therefore, be it

RESOLVED, That a public hearing shall be held on July 12, 2018, 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.

**RESOLUTION NO. 418-2018
CREATION OF A SENIOR CLERK POSITION
ABOLISHMENT OF A TYPIST POSITION
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 Senior Clerk by Personnel Officer Classification Certification No. 45-2018; and

WHEREAS, Ms. Beer would like to create a position of Senior Clerk (Grade A07), and abolish a vacant position of Typist (Grade A03); and

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

WHEREAS, The County Administrator and the Ways and Means Committee recommend the creation of a Senior Clerk _____ position and the abolishment of a vacant Typist position; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors does hereby authorize the creation of a Senior Clerk (01002/#18) position, effective June 22, 2018; and further

RESOLVED, That a vacant position of Typist (01007/#22) be abolished.

**RESOLUTION NO. 419-2018
SALARY ADJUSTMENT – MANAGER OF STRATEGIC ASSETS
ECONOMIC DEVELOPMENT OFFICE**

WHEREAS, Mr. Michael Manikowski, Economic Developer, has recommended that the salary for the candidate for the position of Manager of Strategic Assets, Robert Mincer, be increased from MCP Band 8/Step 1 to Band 8/Step 3 based on his 30 years of experience; and

WHEREAS, The Ways and Means Committee have reviewed and approved the salary adjustment for Robert Mincer in the position of Manager of Strategic Assets, effective upon his hiring; and

WHEREAS, Sufficient funds are provided in the 2018 Budget for this salary change; and

WHEREAS, the increase cost due to the salary adjustment will be shared as follows: 65% by the Industrial Development Agency, 35% by Ontario County, and 10% by Economic Development Corporation; now, therefore, be it

RESOLVED, That the annual starting salary for Robert Mincer in the position of Manager of Strategic Assets, be set at MCP Band 8/Step 3 (\$80,417) effective upon his hiring.

**RESOLUTION NO. 420-2018
CREATION OF POSITION
LANDSCAPING AND GROUNDS MAINTENANCE SUPERVISOR
FINGER LAKES COMMUNITY COLLEGE**

WHEREAS, Ms. Grace Loomis, Director of Human Resources, FLCC, has filed a New Position Duties Statement with the Director of Human Resources for a position she would like to create; and

WHEREAS, Said position has been classified as Landscaping and Grounds Maintenance Supervisor by Personnel Officer Classification Certification #30-2018; and

WHEREAS, Sufficient funds exist within the appropriate line items in the Finger Lakes Community College budget; now, therefore, be it

RESOLVED, That a position of Landscaping and Grounds Maintenance Supervisor be created effective upon adoption; 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.

The foregoing block of five resolutions was adopted.

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

**RESOLUTION NO. 421-2018
ADOPTION OF FINGER LAKES COMMUNITY COLLEGE
OPERATING BUDGET FOR THE FISCAL YEAR
BEGINNING SEPTEMBER 1, 2018**

WHEREAS, The Tentative Operating Budget for the Finger Lakes Community College, for the fiscal year beginning September 1, 2018, has been duly presented to this Board ; and

WHEREAS, A Public Hearing on the Tentative Operating Budget was duly advertised and, in accordance with the advertisement, was duly held on June 21, 2018; now, therefore, be it

RESOLVED, That said Tentative Operating Budget in the amount of \$47,576,532.00 be, and hereby is, adopted as the Operating Budget of the Finger Lakes Community College for the fiscal year beginning September 1, 2018; and further

RESOLVED, That the appropriation by the County of Ontario in support of the Finger Lakes Community College will be set at \$3,704,228 .00; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the Senior Vice President of Administration & Finance of Finger Lakes Community College.

RESOLUTION NO. 422-2018
APPROPRIATION RESOLUTION FOR
THE CONDUCT OF FINGER LAKES COMMUNITY COLLEGE FOR
THE FISCAL YEAR BEGINNING SEPTEMBER 1, 2018

WHEREAS, The Board of Supervisors on June 21, 2018, adopted an Operating Budget for the Finger Lakes Community College for its fiscal year beginning September 1, 2018; and

WHEREAS, Section 6304 of the Education Law provides that after this budget for a community college has been adopted, the Board of Supervisors shall provide for the raising of taxes required by such budget without any decrease in the amounts, in the same manner, and at the same time prescribed by law for the annual levy of taxes by the County; now, therefore, be it

RESOLVED, That the amount of \$3,704,228.00 for the Operating Budget be levied and assessed upon the property of the County liable therefore, in the same manner, and at the same time prescribed by law for the annual levy of taxes by the County for the Finger Lakes Community College Operating Budget for 2018-19 in the amount of \$47,576,532.00; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the Finance Department, and the Senior Vice President of Administration & Finance of Finger Lakes Community College.

The foregoing block of two resolutions was adopted.

Supervisor Baker made the motion, seconded by Supervisor Singer, to adopt Local Law No. 3 (Intro.) of 2018, entitled, "A Local Law Pursuant to Chapter 98-2011 of the

Laws of the State of New York and Section 3-c of the General Municipal Law Overriding
TAX LEVY LIMIT FOR FISCAL YEAR 2019 .

Local Law No. 3 (Intro.) of 2018 was adopted.

NOTE: This Local Law was subsequently renumbered Local Law No. 2 of 2018.

On motion of Supervisor Green seconded by Supervisor Baker, the meeting was
adjourned at 7:10 p.m.

DRAFT