

August 20, 2020

The regular meeting of the Ontario County Board of Supervisors was called to order at 6:30 p.m. on ontariocountyny.webex.com with Chairman John Marren presiding.

The Pledge of Allegiance was led by Supervisor Gregory Bendzlowicz.

Upon roll call, all Members of the Board were present except for Supervisors Robert Green and Norman Teed who were declared necessarily absent.

Minutes of the preceding session was approved without being read by motion of Supervisor Andrew Wickham, seconded by Supervisor Dominick Vedora; motion carried.

A Public Hearing regarding Local Law No. 4 (Intro.) of 2020 entitled "The Ontario County Room Occupancy Tax Law" was called to order at 6:34 pm.

As no one wished to speak, the Public Hearing was closed at 6:35 pm.

- Director of Public Health, Mary Beer reported to date on COVID-19 cases;
- No new cases this day.
- 365 positive cases since the onset
- One death this week; he had been in the hospital a couple of months.
- They have been busy with a positive case at Hobart and William Smith College.
- They have been working on the news of the opening of the gyms and schools.
- Next week they will be meeting with the school nurses.
- The schools are all doing things a little different.
- The numbers continue to be low both in the County and in the Region.

Interim County Administrator Brian Young noted the following:

- Thanks to all who participated in the Susan B. Anthony Lane dedication.
- Retirement incentive applications have been received. Fifty-five received and fifty-one approved. This will generate a savings of over \$3MM for 2021.
- They Continue to crunch numbers for the 2021 budget.
- The decision to open gyms and fitness centers was a surprise and it is on the local municipalities to make that happen.

Chairman Marren traveled to Batavia to recognize a County Manager on his retirement. He noted how 27 years ago, how the newer members are mentored by under long-standing committee members and that is part of our successful history here. Chairman Marren commented on the opening of gyms and noted that there are over 400 gyms for the municipalities. He is asking for support for the municipalities to follow up with their code enforcement officers. More information to come from Albany with guidelines to follow. Tom Harvey has begun creating a template for the inspections. Additional discussion occurred regarding the mall and retail spaces in Victor.

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

- Health and Human Services Committee held on July 20, 2020.
- Planning and Environmental Quality Committee held on July 20, 2020
- Public Works Committee held on July 20, 2020
- Public Safety Committee held on July 22, 2020
- Governmental Operations and Insurance Committee held on July 1, 2020

- Ways and Means Committee held on July 22, 2020
- VAVS/Community Council Meeting held on August 5, 2020

Notice of Obligational Authority PY20-2-7 for Local Workforce Development Area (LWDA)-Ontario/Seneca/Wayne/Yates Counties received from Karen A. Coleman, Deputy Commissioner for Workforce Development and Governor's Office Advisor for Workforce Policy and Innovation.

Notice of Obligational Authority updating the funding that is used by your Local Workforce Development Area (LWDA) to support the provision of services received from Karen A. Coleman, Deputy Commissioner for Workforce Development and Governor's Office Advisor for Workforce Policy and Innovation.

Notification of property in East Bloomfield being considered by the New York State Board for Historic Preservation at its next meeting, September 10, 2020 for nomination to the National and State Registers of Historic Places received from R. Daniel Mackay Deputy Commissioner for Historic Preservation and Deputy State Historic Preservation Officer, NYS Parks, Recreation and Historic Preservation.

Resolution No. 310-2020 entitled "Opposing Governor Cuomo's Executive Order 202.52 Requiring Businesses Licensed by the State Liquor Authority to Serve an Alcoholic Beverage Only if Such Alcoholic Beverage is Accompanied by a Food Item" received from Cattaraugus County.

Resolution No. 331-2020 entitled "Supporting Amendment to Electronic Equipment Recycling and Refuse Act" received from Cattaraugus County.

Resolution No. 169-2020 entitled "Board of Supervisors Approve Appointment of Finger Lakes Workforce Investment Board Member" received from Seneca County.

July 2020 Edition of *American City & County*.

Supervisor Greg Bendzlowicz, as Chair of the selection committee for the County Administrator, reported that the deadline for resume and applications has passed and they will be meeting the next two weeks to continue the process.

Supervisor Bendzlowicz also reported on the By Laws Committee; he noted they have been looking at the organizational structure for traffic safety and Stop-DWI and have made a lot of progress on that.

Supervisor Jeffery Gallahan offered the following resolution and moved for its adoption, seconded by Supervisor Gregory Bendzlowicz:

**RESOLUTION NO. 424-2020
RESOLUTION TO INCREASE CHARGES TO CITIES AND TOWNS BY
THE ONTARIO COUNTY BOARD OF ELECTIONS**

WHEREAS, Resolution Number 609-2005 established an annual flat fee per election district of \$1,000 to cover election positions including election inspectors and other election expenses; and

WHEREAS, The Board of Elections costs to hold elections have increased over the past 15 years and the charge per election district has remained the same, and

WHEREAS, the Government Operations and Insurance Committee has reviewed and discussed an increased annual charge per election district of \$1,250 to the cities and towns of Ontario County in 2021 and \$1,500 per year starting with the 2022 Board of Election budget and approves the scheduled increases; and

WHEREAS, The 2021 and 2022 Board of Election budgets reflect these amended amounts, and

WHEREAS, The Governmental Operations and Insurance Committee has reviewed and approved these increases in election district chargeback rates to the cities and towns of Ontario County beginning in 2021 and thereafter, now, therefore, be it

RESOLVED, That the charged back rate per election district to all cities and towns in Ontario County will be an annual flat fee of \$1,250 per election district in 2021 for all Primary and General Elections and \$1,500 per year per election district starting in 2022 and continuing thereafter; and further

RESOLVED, That the rate shall remain in effect until the Ontario County Board of Supervisors amends the annual charge per voting district, and further

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

Adopted.

Supervisor Daniel Marshall offered the following three resolutions as a block and moved for its adoption, seconded by Supervisor Frederick Wille:

**RESOLUTION NO. 425-2020
AUTHORIZATION FOR SERVICES
NMS LABS 2020-2022**

WHEREAS, The Ontario County Public Health Department desires to obtain toxicology/forensic testing services authorized by the County Coroners; and

WHEREAS, The provider will provide services for the period May 1, 2020 through April 30, 2022, as follows:

Provider	Service	Rate
NMS Labs 200 Welsh Road Horsham, PA 19044	Toxicology/Forensic Testing	Per Schedule "A"

and

WHEREAS, Funds have been appropriated in the budget to pay the provider for services; and

WHEREAS, The Public Health Director and the Health and Human Services Committee recognize the need for this service; now, therefore, be it

RESOLVED, That upon the review and approval of the County Attorney as to form, the Board of Supervisors hereby approves a contract with NMS Labs for a term of May 1, 2020 through April 30, 2022 at a cost not to exceed the rates provided in Schedule A of the contract; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute this contract for the period of May 1, 2020 through April 30, 2022; and further

RESOLVED, That a certified copy of this resolution be forwarded by the Clerk of this Board to NMS Labs, 200 Welsh Road, Horsham, PA 19044.

**RESOLUTION NO. 426-2020
MODIFICATION TO THE PUBLIC HEALTH
IMMUNIZATION BUDGET VACCINE LINE (AAC40254951) OF \$8,930.64
TO PROVIDE RABIES PRE-EXPOSURE VACCINATION AT COST TO
EMPLOYEES OF THE HUMANE SOCIETY OF ONTARIO COUNTY**

WHEREAS, Resolution No. 617-2019 authorized an agreement between the Humane Society of Ontario County and Ontario County Public Health for the delivery of rabies pre-exposure vaccination to Humane Society employees; and

WHEREAS, Funds were not previously set aside for purchase of human rabies pre-exposure vaccine; and

WHEREAS, It is necessary to purchase the three-injection series of human rabies vaccine for eight (8) Humane Society employees; and

WHEREAS, It is necessary to administer human rabies vaccine to eight (8) humane society employees at a fee of \$25.00 an injection; and

WHEREAS, The Humane Society of Ontario County has agreed to reimburse Ontario County Public Health for purchase price and administration fees for human rabies pre-exposure vaccine; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby approves the Public Health Immunization Budget modification as follows:

AAC402 54951	Vaccine	\$8,930.64 +
AAC402 41601	Public Health Fees	\$8,930.64 +

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; and further

RESOLVED, That if a no cost time extension of up to six (6) months is necessary, the Board of Supervisors hereby approves such extension subject to the review and approval of the County Attorney as to form, and the review and approval of the Health and Human Services Committee; and further

RESOLVED, That a certified copy of this resolution be emailed by the Clerk of this Board to the Public Health Department.

**RESOLUTION NO. 427-2020
AUTHORIZATION TO AWARD BID B20032
TO KEMP BUS SERVICE, LLC FOR TRANSPORTATION SERVICES
CHILDREN WITH SPECIAL NEEDS PROGRAM – PUBLIC HEALTH**

WHEREAS, Ontario County is responsible for providing transportation of early intervention and preschool special education children per Chapter 683 of the Laws of 1986 amended by Section 236 of the Family Court Act and Article 25 of the Public Health Law as amended by Title IIA; and

WHEREAS, The Purchasing Department advertised and received, per tabulation sheet on file with the Clerk of this Board, bid (B20032) for the transportation of preschool handicapped children; and

WHEREAS, Transpo Bus Services, LLC with offices at 150 Josons Drive, Rochester, NY 14623 was the apparent lowest responsive bidder; and

WHEREAS, Transpo Bus Services, LLC did not provide the following to meet the bid specifications, 1) NYS DOT vehicle inspection records for last five years, 2) copies of all child abuse registry clearances for employees; and

WHEREAS, The next lowest bidder, Kemp's Bus Sales, LLC, 3761 East Lake Road, Livonia, NY 14487 is deemed the lowest responsive, responsible bidder meeting the bid specifications required; and

WHEREAS, On review and recommendation of the Public Health Department and the Purchasing Department, it is in the County's best interest to reject the bid from Transpo and award the bid to Kemp's Bus Sales, LLC, 3761 East Lake Road, Livonia, NY 14487 per Schedule A; now therefore, be it

RESOLVED, That upon the review and approval of the County Attorney as to form, the Board of Supervisors hereby approves a contract with Kemp's Bus Sales, LLC for the term September 1, 2020 through August 31, 2025; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute this agreement with Kemp's Bus Sales, LLC. and all other documents necessary to effectuate the purposes of this resolution; and further

RESOLVED, That certified copies of this resolution be forwarded by the Clerk of this Board to the Kemp's Bus Sales, LLC 3761 East Lake Road, Livonia, NY 14487.

The foregoing block of three resolutions was adopted.

Supervisor Daniel Marshall offered the following three resolutions as a block and moved for its adoption, seconded by Supervisor Tamara Hicks:

**RESOLUTION NO. 428-2020
AMEND CONTRACT WITH ASPIRE HOPE NY, INC.
MENTAL HEALTH – 2020**

WHEREAS, The Ontario County Board of Supervisors approved resolution 16-2020 for authorization to renew a contract with Aspire Hope NY, Inc. for Family Support Services; and

WHEREAS, Additional state aid funding has been identified for Aspire Hope NY, Inc. in the amount of \$1,726; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, this Board of Supervisors approves the amendment to the agreement with Aspire Hope NY, Inc. to reflect the state aid increase of \$1,726 and a total contract not to exceed \$83,943; and further

RESOLVED, That the County Administrator is hereby authorized to execute the agreement and any other documents necessary to effectuate the purpose of this resolution on behalf of the Board of Supervisors; 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.

**RESOLUTION NO. 429-2020
AUTHORIZATION TO AMEND CONTRACT WITH
TENELEVEN GROUP, LLC.
TO ADD ELECTRONIC PRESCRIBING LICENSES**

WHEREAS, The Ontario County Board of Supervisors approved resolution 62-2020 for authorization to renew a contract with TenEleven Group, LLC. for providing an

Electronic Case Record (eCR) that integrates scheduling, clinical documentation, electronic prescribing, billing and reporting to the Department of Mental Health; and

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

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

WHEREAS, It is necessary to purchase an additional license for E-Scribe Module at a total cost not to exceed \$1,275; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, this Board of Supervisors approves the amendment to the agreement awarding TenEleven an additional amount of \$1,275 making the total not to exceed amount of the agreement \$75,913; and, further

RESOLVED, That the County Administrator is hereby authorized to execute the agreement and execute any other documents necessary to effectuate the purpose of this resolution on behalf of the Board of Supervisors; 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 forwarded by the Clerk of this Board to the Mental Health Department and TenEleven Group, LLC. 6047 Transit Road, East Amherst, NY 14051.

RESOLUTION NO. 430-2020
ACCEPTANCE OF NEW FEE STRUCTURE
BEHAVIORAL HEALTH SERVICES AGREEMENT BETWEEN
MVP HEALTH CARE AND ONTARIO COUNTY MENTAL HEALTH

WHEREAS, MVP Health Care is a corporation providing health insurance reimbursement to providers of mental health services; and

WHEREAS, There are Ontario County residents covered for mental health services by MVP Health Care; and

WHEREAS, Ontario County Mental Health provides services covered under MVP Health Care and will be reimbursed for covered services at rates comparable to other health care plans; and

WHEREAS, MVP has updated their fee structure; and

WHEREAS, The Director of Community Mental Health Services, the Health and Human Services Committee and the Ways and Means Committee recommend the acceptance of the new fee structure with MVP Health Care; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves this agreement; and further

RESOLVED, That the County Administrator is hereby authorized to execute the agreement on behalf of the Ontario County Board of Supervisors.

The foregoing block of three resolutions was adopted.

Supervisor Kristine Singer offered the following resolution and moved for its adoption, seconded by Supervisor Frederick Lightfoote:

**RESOLUTION NO. 431-2020
ADOPTING LOCAL LAW NO. 4 (INTRO.) OF 2020
AFTER PUBLIC HEARING**

WHEREAS, A public hearing having been held on August 20, 2020 during a duly scheduled meeting of this Board, for public input on a proposed local law entitled "The Ontario County Room Occupancy Tax Law"; and

WHEREAS, All public objection or comment presented at the public hearing, if any, having been heard and considered; now, therefore, be it

RESOLVED, That Local Law No. 4 (Intro) of 2020, The Ontario County Room Occupancy Tax Law, is hereby adopted.

Adopted.

Supervisor Kristine Singer offered the following two resolutions as a block and moved for its adoption, seconded by Supervisor Theodore Bateman:

**RESOLUTION NO. 432-2020
CHANGE OF SCOPE FOR CORNELL COOPERATIVE EXTENSION'S 2018
AGRICULTURAL IMPLEMENTATION GRANT**

WHEREAS, Pursuant to Resolution No. 742-2018, the Ontario County Board of Supervisors approved a contract with Cornell Cooperative Extension of Ontario County (CCE OC) to undertake the two projects listed below

Project Sponsor	Implementation Projects	Project Cost
Cornell Cooperative Extension of Ontario County	Update of Ontario County's Finger Lakes Agricultural Website	\$2,000.00
Cornell Cooperative Extension of Ontario County	Adult Tractor & Farm Safety Educational Programs	\$1,250.00
	Total	\$3,250.00

to implement the Agricultural Enhancement Plan (Plan) for Ontario County; and

WHEREAS, Conducting the adult tractor and farm safety educational activities in a manner that would comply with Covid-19 health and safety standards and meet the objectives of the training cannot be accomplished by CCE OC under current circumstances; and

WHEREAS, There has been increasing public demand for real-time interactive information on agricultural products that are available at local farms and farm markets that could be provided on the existing Ontario County's "fingerlakesagriculture.com" website platform; and

WHEREAS, Providing such an interactive feature was not included in the contract's scope of work update to the website; and

WHEREAS, CCE OC seeks to delete the adult tractor and farm safety education program and use the \$1,250.00 to expand the scope of the website update project to include interactive website user capability for content including availability of agricultural products at local farms and farm markets; and

WHEREAS, The Planning and Environmental Quality Committee has reviewed and recommends approval of the change in scope which does not result in an increase to the cost of the contract; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, this Board of Supervisors hereby approves a no cost change in scope to the contract with CCE OC to delete the adult tractor and farm safety education program and use the \$1,250.00 to expand the scope of the website update project to include interactive capability for content including availability of agricultural products at local farms and farm markets; and further

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

RESOLVED, That copies of this resolution be sent by the Clerk of this Board to the Director of the Department of Planning and the Executive Director of CCE OC.

**RESOLUTION NO. 433-2020
EXTENSION OF AUTHORIZATION TO EXECUTE DISPERSAL AGREEMENT
WITH EMPIRE STATE DEVELOPMENT FOR FUNDING OF
2020 CENSUS COMPLETE COUNT COMMITTEE ACTIVITIES AND
AUTHORIZATION TO CONTRACT WITH SERVICE PROVIDERS**

WHEREAS, Resolution No. 80-2020 accepted a grant and authorized execution of the dispersal agreement with New York State Empire State Development ("ESD") to

provide Ontario County up to \$141,889 in funding Program (CFDA # N/A; MUNIS Project# G20002) to supplement 2020 Census Complete Count Committee activities to promote participation in the Census during the self-enumeration period, and to reach hard to count populations; and award from the FY2017-2018 Legislative Grant Program (Contract T102671, GMS Project LG17-1451-D01); and

WHEREAS, Due to the COVID-19 pandemic:

1. the U.S. Census has extended the self-enumeration period until September 30, 2020
2. New York State has reduced the amount of funding available to support 2020 Census Complete Count Committee activities to Seventy Thousand Four Hundred Ninety-Five Dollars (70,945.00), and
3. ESD has now proposed to make 2020 Census Complete Count activities conducted between August 5, 2020 and September 30, 2020 eligible for use of said grant funds; and

WHEREAS, The County Planning Department has tracked the rate of household response to the 2020 Census by Census Tract across the County and developed an amended plan for promoting Census responses especially in areas where the response rate is very low, a copy of which is on file with the Clerk of this Board focusing the majority of efforts on media, mail, and similar outreach efforts that do not involve in-person gatherings per the new guidance issued by ESD; and

WHEREAS, A draft disbursement agreement has been provided by ESD, a copy of which is on file with the Clerk of this Board; and

WHEREAS, Said disbursement agreement requires that Ontario County use 75% of the funds through not-for-profit corporations that are approved by ESD; and

WHEREAS, It is vitally important that Ontario County's population be accurately reported in the 2020 Census; and

WHEREAS, The short amount of time remaining until the Census self-enumeration period ends necessitates prompt execution of not only the disbursement agreement but also contracts with agencies and organizations proposed to provide services; and

WHEREAS, The Planning and Environmental Quality and Ways and Means Committees recommend adoption of this resolution; now, therefore, be it

RESOLVED, That Resolution No. 80-2020 is hereby amended to reduce the maximum amount of the disbursement agreement with Empire State Development to not to

exceed Seventy Thousand Nine Hundred Forty-Five Dollars (\$70,945.00) to provide funding of Ontario County 2020 Census Complete County activities; and further

RESOLVED, That the following budget transfer is hereby approved:

TO		Revenue	Appropriation
AA8020 43089	State Aid, Other	- \$ 70,944	
AA8020 51920	Overtime & Associated Fringe		+ \$ 3,301.81
AA8020 54180	Mileage		+ \$ 290.00
AA8020 54602	Minor Equipment		- \$ 136.17
AA8020 54260	Consultants and Professionals		- \$ 74,399.64
		- \$ 70,944	- \$ 70,944.00

and further

RESOLVED, That upon the recommendation of the Director of Planning and approval of the County Attorney as to form the County Administrator be and hereby is authorized and empowered to execute the contract with New York Empire State Development as described herein; and further

RESOLVED, That upon the recommendation of the Director of Planning and approval of the County Attorney as to form the County Administrator be and hereby is authorized and empowered to execute any and all contracts with not-for-profit corporations that are approved by New York Empire State Development necessary for the expenditure of said grant funds for the provision of goods and services to promote participation in the 2020 Census in accordance with the disbursement agreement with Empire State Development; 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; and further

RESOLVED, That the Clerk of this Board shall email a certified copy of this resolution to the Department of Planning.

The foregoing block of two resolutions was adopted.

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

**RESOLUTION NO. 434-2020
AUTHORIZATION TO ENTER INTO A CONTRACT WITH
NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES
SECOND REGIONAL IMMIGRATION ASSISTANCE CENTER GRANT
(C2ND832) OFFICE OF INDIGENT LEGAL SERVICES**

WHEREAS, The Ontario County Public Defender’s Office was awarded funding in the amount of \$1,558,213 from the State of New York Office of Indigent Legal Services (ILS), Second Regional Immigration Assistance Center Grant (NYS Contract No.

C2ND832, MUNIS# G20019, CFDA# N/A) or a term commencing on January 1, 2020 through December 31, 2022; and

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

WHEREAS, The Public Defender’s Office will use these funds to contract with Legal Aid Bureau of Buffalo, Inc. to operate the Western New York Regional Immigration Assistance Center; and

WHEREAS, This grant 100% covers the cost of contracting with Legal Aid Bureau of Buffalo to establish and operate the Regional Immigration Assistance Center for three years, at no cost to Ontario County; and

WHEREAS, The Public Safety and Ways and Means Committees have reviewed this request at their August 12th, 2020 meetings, and recommend approval of the contract; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors hereby approves a revenue contract with New York State Office of Indigent Legal Services, Alfred E. Smith Bldg., 11th Floor, 80 South Swan Street, Albany, NY 12210, for a three year term commencing on January 1, 2020 through December 31, 2022;which will bring in \$ 507,603 during FY 2020, \$ 517,729 during FY2021, and \$ 532,881 during FY2022 for a total of \$1,558,213 of revenue over that period for the purpose of establishing and operating the Western New York Regional Immigration Assistance Center at no cost to Ontario County; and further

RESOLVED, That the County Administrator, be and hereby is, authorized and empowered to execute the contract with New York State 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 affect the intent of this resolution and to amend the 2020 budgeted amounts to reflect the expenses related to this grant; and further

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

To:	Description	Revenue	Appropriation
AA1170PL 43025	State Aid, ILS	\$ 507,603.00	
AA1170PL 54260	Consultant/Professional		\$ 507,603.00
	Total:	\$ 507,603.00	\$ 507,603.00

and further

RESOLVED, That certified copies of this resolution be sent to the Public Defender's Office.

**RESOLUTION NO. 435-2020
ACCEPTANCE OF GRANT FROM
EMERGENCY MANAGEMENT PREPAREDNESS GRANT COVID-19
SUPPLEMENTAL GRANT PROGRAM
(EMPG-S FY20 ~ CFDA # 97.042)
ONTARIO COUNTY EMERGENCY MANAGEMENT OFFICE**

WHEREAS, Ontario County has been awarded a grant of \$ 23,595.00 from the New York State Division of Homeland Security and Emergency Services (DHSES) through the FY20 Emergency Management Preparedness Grant COVID-19 Supplemental Grant Program (EMPG-S) (DHSES Project # ES20-1028-D00, Contract # T972204; MUNIS# 20020; CFDA Number 97.042) for the purpose of purchasing Personal Protective Equipment related to the COVID-19 pandemic for use by first responders; and

WHEREAS, This grant requires a County match equal to the grant allotment which is met with the utilization of funding provided for two full time positions that currently exist within the department; and

WHEREAS, It is advantageous for Ontario County to accept these funds; and

WHEREAS, The contract period extends from January 27, 2020 through July 31, 2021; and

WHEREAS, The Public Safety and Ways and Means Committees recommend acceptance of this grant; now therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors, hereby approves a contract with the New York State Division of Homeland Security and Emergency Services (DHSES), Harriman Office Campus, 1220 Washington Avenue, Building 7A Room 610, Albany, NY 12242, for a term of January 27, 2020 through July 31, 2021 for the purpose of purchasing Personal Protective Equipment related to the COVID-19 pandemic for use by first responders at a cost not to exceed \$ 47,190; \$23,595 of which is to be met with the utilization of funding provided for two full time positions that currently exist within the department; and further

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

RESOLVED, that the County Administrator is authorized to sign the FY20 Emergency Management Preparedness Grant COVID19 Supplemental (EMPG-S) grant agreement with the New York State Division of Homeland Security and Emergency Services, and all other documents necessary to effectuate the purposes of this resolution; and further

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

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

TO:		Revenue	Appropriation
AA3645PL-44389	Homeland Security Grant Revenue	+ \$ 23,595	
AA3645PL-54610	Supplies - Operations		+ \$ 23,595
	TOTAL	+ \$ 23,595	+ \$ 23,595

and further

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

**RESOLUTION NO. 436-2020
ACCEPTANCE OF STATE HOMELAND SECURITY PROGRAM GRANT
(SHSP FY20 ~ CFDA # 97.067)
ONTARIO COUNTY EMERGENCY MANAGEMENT OFFICE**

WHEREAS, Ontario County has been awarded a grant of \$ 190,925.00 from the New York State Division of Homeland Security and Emergency Services (DHSES) through the FY20 State Homeland Security Program (SHSP) (DHSES Project # SH20-1011-D00, Contract #C972200; MUNIS# G20021; CFDA Number 97.067) for the purpose of purchasing various DHSES approved equipment and services purchases; and

WHEREAS, This grant award covers equipment and services for three Ontario County Departments and combines three New York State Grant programs into a single Program, addressing four required Federal Emergency Management Administration (FEMA) National Priority Areas and two locally determined projects; and

WHEREAS, This award provides \$ 10,000 toward the Ontario County Department of Information Services to contract with a network Breach Detection Services consultant

to provide 24/7 network breach monitoring, in order to address the required Cyber Security FEMA National Priority Area; and

WHEREAS, This award provides \$ 11,499 toward the Ontario County Office of Emergency Management toward the purchase of a handheld FTIR Spectrometer for field sampling and identification of CBRNE substances, in order to address the Emerging Threats FEMA National Priority Area; and

WHEREAS, This award provides \$ 35,000 toward the Ontario County Office of Emergency Management to provide annual Emergency Operations Center software sustainment costs for DisasterLAN, Weatherbug, Crisis Track, and FireMobile in order to meet the State Homeland Security Program Enhancing Emergency Management and Response Grant Program Objective; and

WHEREAS, This award provides \$ 9,547 toward a to be determined project to address the required Intelligence and Information Sharing FEMA National Priority Area; and

WHEREAS, This award provides \$ 9,547 toward the Ontario County Sheriff’s Office use of operational overtime to provide counter-terrorism patrols during mass gathering events in and around Ontario County, in order to address the required Soft Targets/Crowded Places FEMA National Priority Area; and

WHEREAS, This award provides \$ 115,332 toward the Ontario County Sheriff’s Office to acquire an Emergency Response Vehicle in order to meet the State Homeland Security Program Strengthening Counter-Terrorism/Law Enforcement Capability Grant Program Objective; and

WHEREAS, That the Board of Supervisors approved the purchase of the aforesaid Emergency Response Vehicle in Resolution 188-2020 for an amount not to exceed \$283,274.00, and established the budget for Capital Project H067-20 be established as follows:

Line	Description	Budget
Appropriations:		
HHH06720 52500	Equipment Law Enforcement	\$ 283,274
Revenue:		
HHH06720 45031	Interfund Transfer	\$ 167,942
HHH06720 44389	Federal Aid Public Safety	\$ 115,332

and

WHEREAS, It is advantageous for Ontario County to accept these funds as this grant does not require any additional County matching funds, except where otherwise noted above; and

WHEREAS, The grant contract period extends from September 1, 2020 through August 31, 2023; and

WHEREAS, The Public Safety, Government Operations, and Ways and Means Committees at their August 12th, 2020 meetings recommend acceptance of this grant; now therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors, hereby approves a contract with the New York State Division of Homeland Security and Emergency Services (DHSES), Harriman Office Campus, 1220 Washington Avenue, Building 7A Room 610, Albany, NY 12242, for a term of September 1, 2020 through August 31, 2022 for the purpose of purchasing approved security and response equipment and services at a cost not to exceed \$ 190,925; and further

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

RESOLVED, that the County Administrator is authorized to sign the FY20 State Homeland Security Program grant agreement with the New York State Division of Homeland Security and Emergency Services, and all other documents necessary to effectuate the purposes of this resolution; and further

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

RESOLVED, That the following budget transfer is hereby approved for the remainder of the grant funding not already recognized by Resolution 188-2020, with unused portions flowing into future years:

Information Services Projects:

Account	Project String	Description	Revenue	Appropriation
AA3645PL-44389	G20021-44389-NA-97.067	Homeland Security Grant Revenue	+ \$ 10,000	

AA3645PL-54260	G20021-54260	Consultants / Professionals		+ \$ 10,000
TOTAL:			+ \$ 10,000	+ \$ 10,000

Office of Emergency Management Projects:

Account	Project String	Description	Revenue	Appropriation
AA3645PL-44389	G20021-44389-NA-97.067	Homeland Security Grant Revenue	+ \$ 46,499	
AA3645PL-54621	G20021-54621	Software		+ \$ 35,000
AA3645PL-52500	G20021-52500	Equipment		+ \$ 11,499
TOTAL:			+ \$ 46,499	+ \$ 46,499

Sheriff's Office Projects:

Account	Project String	Description	Revenue	Appropriation
HHH06720-44389	G20021-44389-NA-97.067	Homeland Security Grant Revenue	+ \$ 115,332	
HHH06720-52500	G20021-52500	Equipment - Law Enforcement		+ \$ 115,332
AA3645PL-44389	G20021-44389-NA-97.067	Homeland Security Grant Revenue	+ \$ 19,094	
AA3645PL-51920	G20021-51920	Overtime		+ \$ 6,836
AA3645PL-52500	G20021-52500	Equipment - Law Enforcement		+ \$ 9,547
AA3645PL-58010	G20021-58010	Employee Retirement		+ \$ 2,051
AA3645PL-58020	G20021-58020	FICA		+ \$ 424
AA3645PL-58021	G20021-58021	Medicare		+ \$ 99
AA3645PL-58070	G20021-58070	401A County Contrib		+ \$ 137
TOTAL:			+ \$ 19,094	+ \$ 19,094

GRAND TOTAL:			+ \$ 190,925	+ \$ 190,925
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and further

RESOLVED, That certified copies of this resolution be sent to the Ontario County Sheriff, Office of Emergency Management, and Information Services.

**RESOLUTION NO. 437-2020
AUTHORIZATION – “AGREEMENTS FOR SERVICES”
EMERGENCY SERVICE INSTRUCTORS**

WHEREAS, The County of Ontario is desirous of receiving instructional services for members of the County's emergency service agencies; and

WHEREAS, These individuals have been approved by the Director of the Ontario County Emergency Management Office or the Emergency Medical Services Coordinator, as qualified to perform such services; and

WHEREAS, An Agreement for Services has been approved by the Ontario County Attorney; and

WHEREAS, Authorization for these Agreements have been approved by the Public Safety Committee within budgetary limitations; now, therefore, be it

RESOLVED, "Agreements for Services", authorized by the Director of the Emergency Management Office, on file with the Clerk of the Board of Supervisors, be approved by this Board of Supervisors for the period January 1, 2020 - December 31, 2020.

The foregoing block of four resolutions was adopted.

Supervisor Gregory Bendzlowicz offered the following resolution and moved for its adoption, seconded by Supervisor Todd Campbell:

**RESOLUTION NO. 438-2020
ONTARIO COUNTY EMERGENCY MEDICAL SERVICES
ADVISORY BOARD APPOINTMENTS**

WHEREAS, This Board of Supervisors by Resolution No. 598-1996 established the Ontario County Emergency Medical Services Advisory Board; and

WHEREAS, Resolution No. 598-1996 defined the composition of members for this Advisory Board; now, therefore, be it

RESOLVED, That the Emergency Medical Services officers listed below be appointed to the Emergency Medical Services Advisory Board for the year ending December 31, 2020:

Robert Frost Bristol F.D. Ambulance 7691 Gregg Road Bloomfield, NY 14469	Drew Cusimano Fishers Fire Dept. 80 High Street Victor, NY 14564	John Dole Phelps Ambulance 15 Willard Avenue Phelps, NY 14532
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Matthew Sproul E. Bloomfield Vol. Amb. & Canandaigua Emergency Sqd 233 North Pearl Street Canandaigua, NY 14424	David Hubble Honeoye/Richmond FD/Ambulance 4830 County Road 36 Honeoye, NY 14471	Dawn Wood Port Gibson F.D. Ambulance P. O. Box 115 Port Gibson, NY 14537
Ben Cramer Canandaigua Fire Dept. 335 South Main Street Canandaigua, NY 14424	Mary Kelly Hopewell F.D. Rescue 233 Crabapple Drive Canandaigua, NY 14424	Megan Kolodziejski Shortsville F.D. Ambulance 4210 Shortsville Road Shortsville, NY 14548
Crystal Martin Cheshire Rescue 5700 Bunnell Rd. Canandaigua, NY 14424	Erin Reese Mercy Flight Central 2420 Brickyard Road Canandaigua, NY 14424	Amanda Gibeau Stanley/Hall/Gorham Amb. P.O. Box 57 Hall, NY 14463
Connie Jones Clifton Springs Rescue 39 Kendall Street Clifton Springs, NY 14432	Sheila Brundage Naples Ambulance 13 Wayland Street North Cohocton, NY 14808	Michael Carlotta Victor-Farmington Amb. 1116 Gleason Circle. E. Rochester, NY 14445
Albert Kalfass Finger Lakes Ambulance 20 Crane Street Clifton Springs, NY 14432	Danielle Day Oaks Corners F.D. 37 Route 96 Geneva, NY 14456	Aaron Fitzgerald West Lake Road F.D. 5214 West Lake Road Geneva, NY 14456
		Matt Picchi White Springs Fire Dept. 1 Cynthia Drive Geneva, NY 14456

and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to all appointees, the Director of Emergency Management, the EMS Coordinator, and the County Clerk.

Adopted.

Supervisor Gregory Bendzlowicz offered the following two resolutions as a block and moved for its adoption, seconded by Supervisor Daryl Marshall:

**RESOLUTION NO. 439-2020
RENEWAL OF BID (B18016) FOR PURCHASE OF
LAW ENFORCEMENT UNIFORMS - GALLS, LLC**

WHEREAS, Ontario County approved Resolution No. 439-2018 which authorized an agreement for law enforcement uniforms with Galls, LLC per bid (B18016); and

WHEREAS, Galls, LLC has agreed to a 12-month renewal at the agreed upon pricing structure; and

WHEREAS, The Purchasing Department recommends the bid renewal; and

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

RESOLVED, The Ontario County Board of Supervisors hereby authorizes the renewal of bid (B18016) with Galls, LLC, 1340 Russell Cave Road, Lexington, KY 40505 per the tabulation sheet for a one-year period beginning July 12, 2020 through July 11, 2021; and further

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

RESOLVED, That should the lowest responsible/responsive bidder not be able to supply the item needed in accordance with the contract, the second lowest bidder shall be given similar consideration; and further

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

**RESOLUTION NO. 440-2020
RENEWAL OF BID (B18016)
FOR PURCHASE OF LAW ENFORCEMENT UNIFORMS
UNITED UNIFORM DISTRIBUTION, LLC**

WHEREAS, Ontario County approved Resolution No. 439-2018 which authorized an agreement for law enforcement uniforms with United Uniform Distribution, LLC per bid (B18016); and

WHEREAS, United Uniform Distribution, LLC has agreed to a 12-month renewal at the agreed upon pricing structure; and

WHEREAS, The Purchasing Department recommends the bid renewal; and

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

RESOLVED, The Ontario County Board of Supervisors hereby authorizes the renewal of bid (B18016) with United Uniform Distribution, LLC, 495 North French Road, Buffalo, NY 14228 per the tabulation sheet for a one-year period beginning July 12, 2020 through July 11, 2021; and further

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

RESOLVED, That should the lowest responsible/responsive bidder not be able to supply the item needed in accordance with the contract, the second lowest bidder shall be given similar consideration; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to the United Uniform Company, LLC.

The foregoing block of two resolutions was adopted.

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

**RESOLUTION NO. 441-2020
CLOSING OF CAPITAL PROJECT H006-09
FLCC GENEVA CAMPUS CENTER PROJECT**

WHEREAS, Resolution No. 346-2009 established Capital Project H006-09 as the FLCC Geneva Campus Center Project; and

WHEREAS, Capital Project H006-09 was budgeted and funded to an authorized amount of \$15,460,973.79 and final costs were \$15,407,600.13; and

WHEREAS, All expenditures attributable to Capital Project H006-09 have now been made, leaving a county cash balance of \$177,783.83 remaining at this date; and

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

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

RESOLVED, That Capital Project H006-09 is hereby closed; and further

RESOLVED, That the cash balance and any additional interest earnings remaining in Capital Project H006-09 be transferred by the Department of Finance to the Capital Reserve Fund for Capital Projects; 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 H006-09; and further

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

**RESOLUTION NO. 442-2020
ESTABLISH CAPITAL PROJECT H071-20
AS THE GENEVA SERVER ROOM UPGRADE PROJECT**

WHEREAS, Resolution No. 694-2019 adopted the Ontario County 2020-2025 Capital Improvement Plan; and

WHEREAS, Said CIP includes Sixty Thousand Dollars (\$60,000.00) for the Geneva Server Room Upgrade Project at Finger Lakes Community College Geneva Campus (FLCC), funded 50% (\$30,000.00) by the State of New York through the State University of New York (SUNY), and 50% (\$30,000.00) by the County (budgeted in AA168099 52300), to relocate the Ontario County emergency backup server to the Geneva Campus server room, along with equipping the room with a required fire suppression system; and

WHEREAS, The 2020-2021 New York State Budget has authorized funding in the amount of Sixty Five Thousand Dollars (\$65,000.00) for the Geneva Server Room Upgrade Project; and

WHEREAS, The additional \$2,500 needed to fund a County contribution of \$32,500 will be funded by the Capital Project Reserve; and

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

RESOLVED, That the Ontario County Board of Supervisors hereby establishes Capital Project H071-20, entitled Geneva Server Room Upgrade Project and assign it budget number H071-20; and further

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

Line	Description	Amount
AA168099 52300	Computer Equipment	-\$30,000.00
AA 30511 BR900	Appropriated Reserve	+\$2,500.00
AA995099 59000	Interfund Transfer	+\$32,500.00

and further

RESOLVED, That the budget for Capital Project H071-20 be, and hereby is, established as follows:

Line	Description	Amount
Appropriations:		
HHH07120 54491	General Construction	\$20,000.00
HHH07120 54500	Safety	\$45,000.00
Revenue:		
HHH07120 43297	State Aid	\$32,500.00
HHH07120 45031	Interfund Revenue	\$32,500.00

and further

RESOLVED, That the FLCC Director of Facilities and Grounds shall be administratively responsible for this capital project; and further

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

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

RESOLVED, That at no time shall contracts be approved or funds appropriated from this Capital Project in excess of the total of the funding available from the county plus the confirmed funding available from the State of New York or other non-Ontario County sources; and further

RESOLVED, That the County Planning Department will remain responsible as liaison to FLCC for the implementation of this project, be responsible for retaining all relevant capital project files, and responsible for entering all contracts and payment requests into the County's Financial Management System; and further

RESOLVED, That the Department of Finance is directed to make all necessary budgetary and accounting entries to effect the intent of this resolution for a total project budget of Sixty Five Thousand Dollars (\$65,000.00); and further

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

**RESOLUTION NO. 443-2020
CAPITAL PROJECT NO. H015-13
APPROVE CONTRACT WITH GARRETT METAL DETECTORS
TO PROVIDE MAGNETOMETER
74 ONTARIO STREET RENOVATION – PHASE II**

WHEREAS, Resolution No. 297-2013 established Capital Project No. 3-2013, 74 Ontario Street Renovation – Phase II, now known as Capital Project No. H015-13, 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, Resolutions No. 218-2017, 615-2017, 444-2018 and 52-2019 authorized a contract with QPK Design, LLP (hereinafter Architect), 450 South Salina Street, Syracuse, NY 13201 to provide all phases of design, bidding and construction administration services required to complete said Project; and

WHEREAS, Resolution No. 52-2019 awarded bids for the construction of said Project; and

WHEREAS, The Architect's design includes certain security equipment including a magnetometer (walk-through metal detector) in the public lobby of 74 Ontario Street; and

WHEREAS, Garrett Metal Detectors, 1881 W. State Street, Garland Texas 75042, has provided a quote dated July 31, 2020 for Garrett PD6500i magnetometer meeting specifications and approved by the Ontario County Sheriff and Commissioner of Public Works for a total cost of Two Thousand Six Hundred Fifty-Seven Dollars and Fifty-Three Cents (\$2,657.53) per GSA contract No. GS-07F-025DA, on file with the Clerk of this Board; and

WHEREAS, There is sufficient funding in Capital Project No. H015-13 budget line HHH01513 52100, Furniture and Furnishings for aforesaid magnetometer at quoted price of \$2,657.53; and

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

RESOLVED, That the quote from Garrett Metal Detectors to provide magnetometer model PD6500i is hereby accepted at a cost not to exceed Two Thousand Six Hundred Fifty-Seven Dollars and Fifty-Three Cents (\$2,657.53); and further

RESOLVED, Upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves and empowers the County Administrator to execute a contract with Garrett Metal Detectors for said amount; and further

RESOLVED, That the term of said contract shall commence on August 13, 2020 and terminate on February 13, 2021; and further

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

RESOLVED, That copies of this resolution be sent by the Clerk of the Board to the Department of Finance and Ms. Nancy Gress, Garrett Metal Detectors, 1881 W. State Street, Garland Texas 75042.

RESOLUTION NO. 444-2020

**CAPITAL PROJECT NO. H015-13
APPROVAL OF CHANGE ORDER CO-1 -HENDERSON JOHNSON
74 ONTARIO STREET RENOVATION – PHASE II**

WHEREAS, Resolution No. 297-2013 established Capital Project No. 3-2013, 74 Ontario Street Renovation – Phase II, now known as Capital Project No. H015-13, 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, Resolutions No. 218-2017, 615-2017, 444-2018 and 52-2019 authorized a contract with QPK Design, LLP (hereinafter Architect), 450 South Salina Street, Syracuse, NY 13201 to provide all phases of design, bidding and construction administration services required to complete said Project; and

WHEREAS, Resolution 52-2019 awarded bids for the construction of said Project; and

WHEREAS, The Architect’s design includes individual lockers for public safety personnel in certain renovated spaces of the Office of the Sheriff; and

WHEREAS, Resolution 87-2020 awarded contract to Henderson Johnson Co. Inc., 918 Canal Street, Syracuse, New York 13210 to provide and install one hundred and six (106) Spacesaver Freestyle lockers at GSA contract #SI50562 pricing for a total of One Hundred Twenty-Nine Thousand Three Hundred Fort- Four Dollars and Seventeen Cents (\$129,344.17); and

WHEREAS, Henderson Johnson has submitted a proposal for Nine Hundred Seventy-Nine Dollars and Seventy-Five Cents (\$979.75) dated July 10, 2020 for parts including end caps and filler strips and labor required for the final fit and finish of lockers in said renovated spaces; and

WHEREAS, The Project Manager has reviewed said proposal and recommends its acceptance; and

WHEREAS, There is sufficient funding in Capital Project No. H015-13 budget line HHH01513 54101, Minor Equipment; and

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

RESOLVED, That Change Order CO-1 is hereby approved to increase the contract with Henderson Johnson Co., Inc. to provide and install Spacesaver Freestyle lockers at 74 Ontario Street by Nine Hundred Seventy-Nine Dollars and Seventy-Five Cents

(\$979.75), for a new total not to exceed amount of One Hundred Thirty Thousand Three Hundred Twenty-Three Dollars and Ninety-Two Cents (\$130,323.92); and further

RESOLVED, That the Project Manager is hereby authorized and empowered to execute Change Order CO-1 with Henderson Johnson Co., Inc.; and further

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

RESOLVED, That copies of this resolution be sent by the Clerk of the Board to the Department of Finance, and Mr. Chris Anklin, Division Manager, Henderson Johnson, Co. Inc., 918 Canal Street, Syracuse, NY 13210.

RESOLUTION NO. 445-2020
CAPITAL PROJECT NO. H060-19
LAKESHORE DRIVE & NY ROUTE 364
SIDEWALK IMPROVEMENT PROJECT
AWARD OF CONTRACT AMENDMENT TO
C & S ENGINEERS, INC. FOR FINAL DESIGN SERVICES

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

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

WHEREAS, Said project, P.I.N. 4461.23, (the "Project") is eligible for funding under TAP and Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such TAP projects to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

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

WHEREAS, The total project costs are estimated to be \$2,260,500.00; and

WHEREAS, Resolution No. 593-2019 created Capital Project No. H060-19, Lakeshore Drive & NY Route 364 Sidewalk Improvement Project and authorized the acceptance of the New York State Revenue Contract for the preliminary engineering phase of said project; and

WHEREAS, Resolution No. 593-2019 authorized the execution of a contract with C & S Engineering, 150 State Street, Suite 120, Rochester, New York 14614 for the

scoping, preliminary engineering and right-of-way incidental work of the Project for a cost not to exceed \$149,557.09; and

WHEREAS, County and NYSDOT have granted design approval for the Project, and upon phase authorization approval by NYSDOT, the County will proceed with the detailed design, right-of-way acquisition, and bid phase services to maintain the project schedule; and

WHEREAS, C&S Engineering, Inc. has prepared a scope of services and fee proposal for detailed design, right-of-way acquisition, and bid phase services; and

WHEREAS, The acquisition of additional right-of-way will be necessary for the Project; and

WHEREAS, A budget of \$90,000.00 will be established for the purchase of additional right-of-way based on an estimate prepared by C&S Engineering, Inc.; and

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

WHEREAS, The 2020 Capital Improvement Plan includes \$90,000.00 of funding for the right-of-way acquisition phase of the project; and

WHEREAS, The Public Works and Ways & Means Committees have reviewed this resolution and recommend its approval; 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 amendment agreement with C&S Engineering, Inc., at a cost not to exceed \$83,831.42 for a total amended contract price not to exceed \$233,388.51, said contract will expire September 30, 2021; and further

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

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the Agreement with C&S Engineering, Inc., and all other documents necessary to effectuate the purpose of this resolution; and further

RESOLVED, That the Capital Project budget be, and hereby is, amended as follows in anticipation of a Supplemental Agreement from the New York State Department of Transportation:

Line	Description	Current Budget	Change	Revised Budget
Appropriations:				

HHH06019 54495	Architectural & Engineering	\$149,558.0 0	+\$83,831.4 2	\$233,389.4 2
HHH06019 54820	Land Acquisition	\$0.00	+\$90,000.0 0	\$90,000.00
HHH06019 54865	Administration	\$2,000.00		\$2,000.00
HHH06019 54731	Contingency	\$103,442.0 0	-\$83,831.42	\$19,610.58
Revenue:				
HHH06019 44597	Federal Aid	\$204,000.0 0	+\$72,000.0 0	\$276,000.0 0
HHH06019 5031	Interfund Transfer	\$51,000.00	+\$18,000.0 0	\$69,000.00

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 for a total project budget of \$345,000 and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board of Supervisors to the Department of Finance, C & S Engineering, 150 State Street, Suite 120, Rochester, New York 14614, and the NYSDOT, Regional Project Liaison, Region 4 Office, 1530 Jefferson Road, Rochester, New York 14623.

**RESOLUTION NO. 446-2020
CREATION OF CAPITAL PROJECT NO. H072-20
COUNTY ROAD 16 REHABILITATION PROJECT
BUDGET AMENDMENT
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, A project for the Rehabilitation of County Road 16 between NY 21 and Wyffels Road in the town of Canandaigua, Ontario County, (the "Project"), is planned for the 2021 and 2022 construction seasons; and

WHEREAS, County engineering staff are advancing the design of the Project; and

WHEREAS, The Project was listed in the 2015 Capital Improvement Plan (Project R03-13); and

WHEREAS, The 2015 Capital Improvement Plan deferred the Project to future years to make CHIPS and Reserve funding available for the County Road 33 Reconstruction project; and

WHEREAS, Resolution No. 920-2015 transferred \$1,042,100 of funding for said County Road 16 Rehabilitation Project to the D Fund Reserve for Roads and Bridges; and

WHEREAS, Weather permitting, Ontario County highway department are scheduled to complete a portion of the drainage work for the Project, in 2020, with materials being purchased from the Material Bids; and

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

RESOLVED, That on the recommendation of the Public Works and Ways and Means Committees, the Ontario County Board of Supervisors hereby approves the creation of Capital Project No. H072-20, County Road 16 Rehabilitation; and further

RESOLVED, That the following budget transfer is approved:

DD 30511 BR500	Appropriated Reserve for Roads and Bridges	+\$1,042,000.00
DD995099 59000	Interfund Transfers	+\$1,042,000.00

and further

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

Line	Description	Amount
Appropriations:		
HHH07220 54491	General Construction	\$250,000.00
HHH07220 54865	Administrative Expenses	\$2,000.00
HHH07220 54731	Contingency	\$790,000.00
Revenues:		
HHH07220 45031	Inerfund Transfers	\$1,042,000.00

and further

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

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

**RESOLUTION NO. 447-2020
AWARD BID FOR BOILER SYSTEM EQUIPMENT AND REPLACEMENT
AT THE ONTARIO COUNTY JAIL (B20042)**

WHEREAS, The County has identified the need to replace aging boilers at the Ontario County Jail; and

WHEREAS, The 2020 Capital Improvement Plan includes \$70,000.00 for the Purchase of one Boiler System for the Ontario County Jail (B19-15) in 2020; and

WHEREAS, The Purchasing Department advertised and received, per tabulation sheets on file with the Clerk of the Board, bid (B20042) for the purchase of said Boiler System; and

WHEREAS, Upon review, it has been determined that it is in the County's best interest to award this bid to Bell Mechanical Contractor, Inc. with offices at 105 Lincoln Parkway, East Rochester, N.Y. 14445, the lowest responsible bidder, for the price of \$68,400.00; and

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

RESOLVED, The Ontario County Board of Supervisors hereby awards Boiler Systems Equipment and Replacement at Ontario County Jail (B20042) to Bell Mechanical Contractor with offices at 105 Lincoln Parkway, East Rochester, N.Y. 14445, Inc for the price of \$68,400.00 beginning September 1, 2020 and concluding February 28, 2021; and further

RESOLVED, That the County will have the option to purchase additional systems from this vendor at the bid price for two one-year renewal periods if acceptable to both parties; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board of Supervisors to Bell Mechanical Contractor, Inc., at 105 Lincoln Parkway, East Rochester, N.Y. 14445.

**RESOLUTION NO. 448-2020
NO-COST TIME EXTENSION GRANT STREET CONSTRUCTION, INC.
PUMP STATIONS 3E AND 4E REPLACEMENT OF WET WELL STAIRS**

WHEREAS, Resolution No. 866-2019 authorized an agreement with Grant Street Construction, Inc. for construction services in connection with the Pump Stations 3E and 4E Replacement of Wet Well Stairs; and

WHEREAS; The term of said agreement commenced on December 20, 2019 and expires on August 31, 2020; and

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

WHEREAS, The parties desire to enter into an agreement to effectuate the purpose of this resolution; and

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

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves a no-cost time extension with Grant Street Construction, Inc., 48 Grant Street, Cortland NY 13045 for construction services in

connection with the Pump Stations 3E and 4E Replacement of Wet Well Stairs; and further

RESOLVED, That the term of this extension agreement shall commence on September 1, 2020 and shall expire on November 30, 2021; and further

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

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Grant Street Construction, Inc.

**RESOLUTION NO. 449-2020
NO-COST TIME EXTENSION WITH GHD CONSULTING SERVICES INC.
HONEOYE LAKE WASTEWATER TREATMENT PLANT IMPROVEMENTS**

WHEREAS, Resolution No. 339-2017 authorized an agreement with GHD Consulting Services Inc. (GHD) for the preparation of an engineering report in connection with the Honeoye Lake Wastewater Treatment Plant Improvements Project (the "Project"); and

WHEREAS, Resolution No. 560-2018 authorized an amendment agreement with GHD for final design and bidding services which runs through March 31, 2020; and

WHEREAS, Resolution No. 201-2020 authorized a no-cost extension with GHD to August 31, 2020; and

WHEREAS, Additional time is needed to complete the services stipulated within the existing agreement; and

WHEREAS, The parties desire to enter into an agreement to effectuate the purpose of this resolution; and

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

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves a no-cost time extension with GHD Consulting Services Inc., 5788 Widewaters Parkway, Syracuse, NY 13214 for the completion of final design and bidding services as specified under the current agreement; and further

RESOLVED, That the term of this extension agreement shall commence on September 1, 2020 and shall expire on August 31, 2021; and further

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

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to GHD Consulting Services Inc. and the Finance Department.

The foregoing block of nine resolutions was adopted.

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

**RESOLUTION NO. 450-2020
TRANSFER OF FUNDS – 2020 COUNTY BUDGET
EMERGENCY MANAGEMENT AND 9-1-1**

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:

2020 Budget	FROM	TO	NET DIFFERENC
Public Safety - Emergency			
Supplies - Operating		AA3640CV	80,000.00
Federal Aid - Other		AA3640CV	80,000.00
Public Safety - 9-1-1			
Full Time Hourly	AA3020		(51,900.00)
Cafeteria Plan Allowance	AA3020		(35,600.00)
NYS Retirement	AA3020		(7,500.00)
Office Supplies		AA3020 54100	500.00
Memberships & Dues		AA3020 54170	1,000.00
Service Contracts		AA3020 54270	52,000.00
Consultation & Professional		AA3020 54260	6,500.00
Maint. Operating Equipment		AA3020 54520	35,000.00

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

**RESOLUTION NO. 451-2020
SALARY ADJUSTMENT – ERIN ST. DENIS
COMMUNITY PUBLIC HEALTH SERVICES**

WHEREAS, Ms. Mary Beer, Director of Community Public Health Services, has recommended a step adjustment to hire Erin St. Denis as a Public Health Nurse (Grade AP3), from Step 1 (\$28.07/hr.) to Step 4 (\$30.11/hr.) based on her years of experience in accordance with the Salary Guidelines for Nursing Post Licensure; and

WHEREAS, The Ways and Means Committee has reviewed and approved the step adjustment for Ms. St. Denis, effective upon her date of appointment; and

WHEREAS, Sufficient funding exists within the Community Public Health Services' budget for this step adjustment; now, therefore, be it

RESOLVED, That the rate of pay for Erin St. Denis, Public Health Nurse, be set at Grade AP3, Step 4 (\$30.11/hr.); effective upon her date of appointment; and further

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

**RESOLUTION NO. 452-2020
AMEND COORDINATOR, CHILDREN WITH SPECIAL NEEDS PROGRAM
POSITION AND ABOLISH REGISTERED PROFESSIONAL NURSE POSITION
OFFICE OF COMMUNITY PUBLIC HEALTH**

WHEREAS, By Ontario County Board Resolution #771-2019 the position of Coordinator, Children with Special Needs Program (Temporary) (#01828/01) classified by POCC#95-2019 was created to be filled for no more than 6 months; and

WHEREAS, as a result of the current hiring freeze the position was not filled but the employee who currently performs these duties will retire on September 1, 2020; and

WHEREAS, the Director of Human Resources has recommended that the temporary restriction on the position of Coordinator, Children with Special Needs be removed for purposes of effective appointment; and

WHEREAS, Upon the retirement of the incumbent in the position of Registered Professional Nurse in the Community Public Health Department the position should be abolished September 1, 2020; and

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

WHEREAS, The Interim County Administrator and the Ways and Means Committee recommend the position of Coordinator, Children with Special Needs be amended to be a permanent, full-time position and the abolishment of a Registered Professional Nurse position upon retirement of the incumbent; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors does hereby authorize the position Coordinator, Children with Special Needs Program (#01828/01) classified by POCC#95-2019 be amended to be a permanent, full-time position; and further

RESOLVED, That a position of Registered Professional Nurse (02068/#15) be abolished upon the retirement of the incumbent; and be it further

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

RESOLUTION NO. 453-2020

**RETITLE OF PARALEGAL SPECIALIST (SPANISH SPEAKING) TO
PARALEGAL SPECIALIST/PARALEGAL SPECIALIST (SPANISH SPEAKING)
OFFICE OF PUBLIC DEFENDER**

WHEREAS, Ms. Leanne Lapp, Public Defender, has filed a New Position Duties Statement with the Director of Human Resources concerning a vacant position of Paralegal Specialist (Spanish Speaking) (11826/#1), which she would like to re-title to Paralegal Specialist/Paralegal Specialist (Spanish Speaking); and

WHEREAS, The Director of Human Resources has classified a position of Paralegal Specialist/Paralegal Specialist (Spanish Speaking) by Personnel Officer Classification Certification No. 24-2020; and

WHEREAS, The Ways and Means Committee have reviewed and approved the retitle of a Paralegal Specialist (Spanish Speaking) (SNE Band 11); now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors does hereby retitle a position of Paralegal Specialist (Spanish Speaking) (11826/#1) (Grade SNE Band 11), originally created by POCC #79-2019 to Paralegal Specialist/Paralegal Specialist (Spanish Speaking) (11998/#1) (Grade SNE Band 11), which position shall work only half-time hours in the Public Defender's Office effective upon adoption.

RESOLUTION NO. 454-2020

**CREATION OF POSITION - SENIOR CLERK, PART-TIME
FINGER LAKES COMMUNITY COLLEGE**

WHEREAS, Ms. Michelle Polowchak, Chief Human Resources Officer, Finger Lakes Community College, 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 Senior Clerk, Part-Time by Personnel Officer Classification Certification #18-2020; 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 Senior Clerk, Part-Time 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.

**RESOLUTION NO. 455-2020
CREATION OF TWO (2) POSITIONS
COUNTY POLICE OFFICER (PART-TIME) AND
ABOLISH TWO (2) COUNTY POLICE OFFICER POSITIONS
WHICH SERVED AS SCHOOL RESOURCE OFFICERS
OFFICE OF SHERIFF**

WHEREAS, Sheriff Kevin M. Henderson, has filed a New Position Duties Statement with the Department of Human Resources to create two (2) part-time positions specifically to act as School Resource Officers under contract with the Phelps-Clifton Springs Central School District and Wayne Finger Lakes BOCES beginning in September 2020; and

WHEREAS, The part-time positions have been classified as County Police Officer (Part-Time) according to POCC # 26-2020; and

WHEREAS, The employee in the part-time positions shall not work more than twenty hours per week, and therefore, will not require a health insurance offering under the Affordable Care Act; and

WHEREAS, the provision of School Resource Officer services to these districts was previously provided by two (2) full-time positions, each of which will be abolished upon the retirement of the incumbents; and

WHEREAS, The Ways and Means Committee has reviewed and recommends the creation of two (2) County Police Officer (Part-Time) positions and the abolishment of two (2) County Police Officer positions upon the retirement of the incumbents; now, therefore, be it

RESOLVED, That the Board of Supervisors does hereby create two (2) positions of County Police Officer, (Part-Time) (12272/32 & 33), effective immediately but subject to the Phelps-Clifton Springs Central School District and Wayne Finger Lakes BOCES entering into a contract for participation in the School Resource Officer Program and fully funding said positions; and further

RESOLVED, That the two (2) full-time positions of County Police Officer, which served in the role as School Resource Officers, will each be abolished upon the retirement of the incumbents; 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; and further

RESOLVED, That the creation of these positions is subject to each school district continuing to participate in the County's School Resource Officer Program and each position shall be abolished at such time as funding from the respective school district is no longer available.

**RESOLUTION NO. 456-2020
AUTHORIZATION FOR COUNTY TREASURER'S OFFICE
TO COLLECT SCHOOL TAXES FOR
PHELPS-CLIFTON SPRINGS SCHOOL DISTRICT**

WHEREAS, In furtherance of consolidating services under the Shared Services Plan, the Ontario County Treasurer's Office collected 2019-2020 real property taxes for the Phelps-Clifton Springs School District; and

WHEREAS, The Ontario County Treasurer's Office desires to continue this cooperation by collecting 2020-2021 real property taxes for the Phelps-Clifton Springs School District; and

WHEREAS, The Treasurer's Office will provide for collection of taxes Monday through Friday; and

WHEREAS, The parties wish to enter into an agreement establishing the obligations and commitments for this service; and

WHEREAS, The Ways and Means Committee recommends this agreement; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors hereby authorizes an agreement with the Phelps-Clifton Springs School District, effective July 1, 2020, for the County's collection of taxes; and it is further

RESOLVED, That the term of said agreement shall be for one year and shall terminate on or before June 30, 2021 with the option for annual renewals with the agreement of both parties; and it is further

RESOLVED, That there will be no County cost associated with this agreement; and it is further

RESOLVED, That the County Administrator shall be authorized to sign this agreement and any other documents necessary to effectuate the purpose of this resolution; and it is further

RESOLVED, That copies of this resolution be sent by the Clerk of the Board to the County Attorney, the County Administrator, the Treasurer, the Director of Finance and the Phelps-Clifton Springs School District.

The foregoing block of seven resolutions was adopted.

On motion of Supervisor Kristine Singer, seconded by Supervisor Jefferey Gallahan, the meeting was adjourned at 7:03 PM.