

April 22, 2021

The regular meeting of the Ontario County Board of Supervisors was called to order at 6:30 p.m. via WebEx on ontariocountyny.webex.com and at 74 Ontario Street, Canandaigua, NY 14424, with Vice Chair Kristine Singer presiding.

The Pledge of Allegiance was led by Supervisor Robert Green of the Town of Bristol.

Upon roll call, the Members of the Board were present with eight members via WebEx. Supervisor Norman Teed was declared necessarily absent.

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

Vice Chair Singer noted the Chairman, the County Administrator and herself have received communications from various not-for-profit agencies in the County requesting funds because of their inability to raise funds or conduct business during the pandemic. They are waiting on reviewing because they understand there may be funding in the relief/recovery package that was passed for industries severely impacted by the pandemic. They also do not have the direction from the Department of Treasury yet on how they can distribute for those type of things.

Director of Public Health Mary Beer gave a report on COVID-19 cases and activities and requirements regarding vaccine clinics.

Supervisor Todd Campbell noted that NYSAC will be having a vaccine skepticism webinar on April 27th from 10:00 to 11:15 am.

County Administrator, Chris DeBolt reported there have been no positive cases within the County workforce this past week. They will be moving forward with their plan on bringing back the employees. He is continuing to work through the school guidance with the schools. The Marcus Whitman School District straddles the County boundaries and they are trying to work with the state on how they're supposed to use the transmission data because it is reported and classified by the CDC on a County basis. Mr. DeBolt was told by the Control Room that they will be getting specific guidance regarding Memorial Day. He also touched on theaters, sporting events, and large outdoor events.

Vice Chair Singer granted privilege of the floor to Dan Spencer of United Way. He thanked everyone who has contributed. Mr. Spencer presented a power point explaining on their focus on ALICE (Asset Limited, Income Constrained, Employed). He noted the challenges during COVID and particularly the non-profit organization. He noted the housing and food side. The Community Impact Fund Partners of Ontario County was displayed and explained where the contributions are going. He requested that if you are involved in a workplace to find a way to donate or volunteer your time.

Vice Chair Singer granted privilege of the floor to Supervisor Robert Green. Supervisor Green recognized the passing of Reverend Tom Wicket who was instrumental in establishing the chaplain service here in Ontario County for all Emergency Services.

Vice Chair Kristine Singer passed out five-year service pins to Supervisors Tamara Hicks and Frederick Wille.

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

- Health and Human Services Committee held on March 22, 2021
- Special Health and Human Services Committee held on April 1, 2021
- Planning and Environmental Quality Committee held on March 22, 2021
- Public Works Committee held on March 22, 2021
- Public Safety Committee held on March 24, 2021
- Governmental Operations & Insurance Committee held on March 24, 2021
- Ways and Means held on March 24, 2021
- Seneca Watershed Intermunicipal Organization held on January 28, 2021

ACT NO. 144-2021 entitled "Urging Governor Cuomo to Halt Closure of Gowanda Correctional Facility" received from Cattaraugus County.

A letter to request Chairman Marren to serve on or appoint a designee to serve on Actin for a Better Community Inc.'s (ABC) Board of Directors, received from Bad Rye, Board Chair, Action for a Better Community.

Notification of Grant Award and approved application for the HDC5 program of the Consolidated Appropriations Act sponsored by our organization for the period of December 27, 2020 through September 30, 2021 received from Karen Jackuback, NYS Office for the Aging.

A letter regarding the proposed amendment to Ontario County's 3% occupancy tax to eliminate the three or less units' exemption received from Jill and Robert Myers, Jr. owners of Bella Rose Bed and Breakfast, Canandaigua, NY.

An email regarding the resolution on Broadband and Cellular coverage with attachments of the Executive Summary of Verizon-Accelerating-America and its full version received and the 2021 Broadband and Wireless State Preemption Talking Points from Clifford Lawrence Jr. (Chip), Verizon.com.

Acknowledgement of receipt of Resolution No. 54-2021 entitled "Calling on the Governor and the State Legislature to Restore Video Lottery Terminal (VLT) Funding to Local Governments in the 2021-2022 State Budget" and Resolution No 102-2021 entitled "Proclaiming March as Agriculture Month" received from Senator Pamela A. Helming.

The Rochester Genesee Regional Transportation Authority (RGRTA) 2021-2024 Comprehensive Strategic Plan and 2021-22 Financial Plan received from Bill Carpenter, Chief Executive Officer, RGRTA.

The March 2021 Town of Farmington Newsletter received from Supervisor Peter Ingalsbe, Town of Farmington.

The Spring 2021 *Lake Reporter* received from Canandaigua Lake Watershed Association.

The 2020 Annual Report of GLOW Region Solid Waste Management Committee.

Notice of the 2021 Palmyra Municipal Auction on May 8th received from RTI Auctions, Roy Teitsworth Inc.

Supervisor Richard Russell offered the following resolution and moved for its adoption, seconded by Supervisor David Baker:

**RESOLUTION NO. 169-2021
RESOLUTION ADOPTING LOCAL LAW NO. 1 (INTRO.) 2021
AFTER PUBLIC HEARING**

WHEREAS, A public hearing having been held on April 1, 2021, during a duly scheduled meeting of this Board, for public input on a proposed local law entitled “A Local Law Limiting Third-Party Food Delivery Service Fees”; 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. 1 (Intro) of 2021, “A Local Law Limiting Third-Party Food Delivery Service Fees” is hereby adopted.

Discussion took place with comments from Supervisors David Baker, Daryl Marshall, Dominick Vedora, Daniel Marshall, and Catherine Menikotz.

Vice Chair Singer sked for a roll call vote on Resolution No. 169-2021.

A simple majority roll call vote resulted as follows:

| | | |
|---------|------|--|
| Ayes: | 1549 | Supervisors Richard Russell, David Baker, Frederick Wille, Mark Venuti, Louis Guard, John Marren, and Kristine Singer |
| Noes: | 2649 | Supervisors Gregory Bendzłowicz, Tamara Hicks, Catherine Menikotz, Dominick Vedora, Peter Ingalsbe, Frederick Lightfoote, Theodore Bateman, David Phillips, Daryl Marshall, Andrew Wickham, Daniel Marshall, Todd Campbell, and Robert Green |
| Absent: | 298 | Supervisor Norman Teed |

Resolution No. 169-2021 was defeated as there were not the required 2,249 weighted votes necessary for adoption.

Supervisor Richard Russell offered the following resolution and moved for its adoption, seconded by Supervisor Frederick Wille:

**RESOLUTION NO. 170-2021
AUTHORIZATION OF GRANT EXTENSION AGREEMENTS
WITH THE NYS BOARD OF ELECTIONS
FOR HELP AMERICA VOTE ACT FUNDS**

WHEREAS, The New York State Board of Elections has provided several contract extensions to the Ontario County Board of Elections for the following contracts:

| Contract # | Title | Amount | Period |
|------------|---|----------|--------------------------------|
| T002674 | NYS Voting Access for Persons with Disabilities Poll Place Access Improvement | \$31,437 | April 1, 2021 – March 31, 2022 |
| C002558 | Voter Education / Poll Worker Training Program | \$62,874 | April 1, 2021 – March 31, 2022 |

WHEREAS, Resolution Number 157-2007 and Resolution Number 354-2007 authorized the original acceptance of said grants; and

WHEREAS, The Commissioners of Elections are willing to accept the terms of the contract extension agreements with the New York State Board of Elections; and

WHEREAS, Authorization by the Ontario County Board of Supervisors is required for the County Administrator to sign said contract extension agreements; now, therefore, be it

RESOLVED, That the County Administrator is hereby authorized to sign contract extension agreements with the NYS Board of Elections for contracts T002674 and C002558 to receive reimbursement for funds from both contracts totaling \$94,311.

Adopted.

Supervisor Daniel Marshall offered the following six resolutions as a block and moved for its adoption, seconded by Supervisor Daryl Marshall:

**RESOLUTION NO. 171-2021
PROFESSIONAL SERVICES CONTRACT WITH
SARAH SMITH FOR SPEECH THERAPY- CWSNP - 2021**

WHEREAS, The Ontario County Public Health Department, Children with Special Needs Program desires to contract with:

| Contractor | Professional Services | Rate |
|---|-----------------------|-----------------------|
| Sarah Smith dba: Chomp and Chat Speech Therapy 1320 Courtney Drive | Speech Therapy | State Rate Schedule A |

| | | |
|------------------|--|--|
| Victor, NY 14560 | | |
|------------------|--|--|

and

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

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

RESOLVED, That upon the review and approval by the County Attorney as to form, the Board of Supervisors hereby approves the contract with Sarah Smith, 1320 Courtney Drive, Victor, NY 14560 for a term of twelve months, beginning April 1, 2021 through December 31, 2021 at a cost not to exceed as noted in the Schedule A; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute said Agreement on behalf of the County of Ontario.

**RESOLUTION NO. 172-2021
AUTHORIZATION TO CONTRACT WITH
LEGAL ASSISTANCE OF WESTERN NEW YORK, INC**

WHEREAS, The U.S. Older American's Act rules and regulations require that legal services be provided to persons 60 years of age and over; and

WHEREAS, New York State Office for the Aging requires Counties to contract with Legal Assistance agencies for this service; and

WHEREAS, The Legal Assistance of Western New York, Inc., 361 South Main Street, Geneva, New York 14456 has offered to provide such service to Ontario County; and

WHEREAS, The total cost of legal services to be paid to Legal Assistance of Western New York, Inc. will not exceed \$45,000; and

WHEREAS, The funds for this contract have been allocated in the Office for the Aging budget; and

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

RESOLVED, That upon review and approval by the County Attorney's office as to form, this Board of Supervisors does hereby authorize a contract between Legal Assistance of Western New York, Inc. located at 361 South Main Street, Geneva, New York 14456 and the Office for the Aging for the period April 1, 2021 to March 31, 2022; and further

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

**RESOLUTION NO. 173-2021
AUTHORIZATION TO CONTRACT WITH
CROOKED TIMBER, LLC, DBA COMFORT KEEPERS
OFFICE FOR THE AGING 2021-2022**

WHEREAS, The County desires to enter into an agreement with the Crooked Timber, LLC, DBA Comfort Keepers, 1163 Pittsford-Victor Road, Suite 215, Pittsford, New York 14534 for Personal Care Level I (Housekeeper/Chore Services) to provide services for the EISEP, Title IIIIE and Unmet Needs Programs; and

WHEREAS, The purpose of the services is to assist older adults remain independent as long as possible by providing assistance with activities of daily living; and

WHEREAS, The County finds it necessary to contract with multiple providers to meet the needs of clients and Comfort Keepers is one of those providers; and

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

RESOLVED, That upon review and approval of the County Attorney as to form, this Board of Supervisors does hereby authorize a contract between the Office for the Aging and Crooked Timber, LLC, DBA Comfort Keepers at a cost not to exceed \$27.00 per hour for Level I personal care services, \$35.00 per hour for heavy cleaning and \$0.56 cents per mile, or an amount not to exceed the IRS rate, for client travel authorized by the Office for the Aging; and further

RESOLVED, That this Board of Supervisors does hereby authorize a contract for the period April 01, 2021 to March 31, 2022, with the aforementioned agency; and further

RESOLVED, That the Board of Supervisors does hereby direct and authorize the County Administrator to sign said agreement on behalf of the County.

**RESOLUTION NO. 174-2021
AUTHORIZATION TO CONTRACT WITH
HABITAT FOR HUMANITY OF ONTARIO COUNTY NY**

WHEREAS, The Office for the Aging wishes to enter into an agreement with Habitat for Humanity of Ontario County NY, for the purchase and installation of

ancillary equipment for the Expanded In-Home Services Program (EISEP) to help clients remain living independently in their own homes; and

WHEREAS, Reimbursement for services to the Contractor will be in an amount not to exceed \$37.00 per hour for labor, 40% above cost for ancillary equipment and \$40.00 per home inspection for a total not to exceed \$3,800; and

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

RESOLVED, That upon review and approval of the County Attorney as to form, this Board of Supervisors does hereby authorize a contract between the Office for the Aging and Habitat for Humanity of Ontario County NY for the purchase and installation of ancillary equipment at a total cost not to exceed Three Thousand Eight Hundred dollars (\$3,800.00); and further

RESOLVED, That this Board of Supervisors does hereby authorize an agreement for the period April 1, 2021 to March 31, 2022 with Habitat for Humanity of Ontario County NY; and further

RESOLVED, That the Board of Supervisors does hereby direct and authorize the County Administrator to sign said agreement on behalf of the County.

**RESOLUTION NO. 175-2021
AUTHORIZATION TO CONTRACT WITH
UNITED CHURCH OF CHRIST OF HONEOYE**

WHEREAS, The County desires to enter into an agreement with the United Church of Christ of Honeoye, 8758 Main Street, P.O. Box 127, Honeoye, New York 14471 for the use of space to operate a congregate meal program for older adults; and

WHEREAS, The time frame for this agreement is April 1, 2021 to March 31, 2022 and the funds for this contract have been allocated in the Office for the Aging budget; and

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

RESOLVED, That upon review and approval of the County Attorney as to form, this Board of Supervisors does hereby authorize a contract between the Office for the Aging and the United Church of Christ of Honeoye at a total cost of \$3,120; and further

RESOLVED, That the Board of Supervisors does hereby direct and authorize the County Administrator to sign said agreement on behalf of the County.

**RESOLUTION NO. 176-2021
AUTHORIZATION TO CONTRACT WITH
GOGO GRANDPARENT TRANSPORTATION SERVICES 2021-2022**

WHEREAS, The Ontario County Office for the Aging has funding from the New York State Office for the Aging to provide transportation to medical and other essential appointments for Ontario County residents age 60 or over who have no other means of transportation; and

WHEREAS, The Office for the Aging has determined that the most efficient and convenient way to support the mobility of older adults is through a contract with GoGo Technologies, aka GoGo Grandparent, 875 Vermont St. Unit 203 San Francisco, CA 94107; and

WHEREAS, GoGo Grandparent will operate an automated senior rides hotline that allows the County's older residents to access and use Lyft or Uber with a phone call; and

WHEREAS, GoGo Technologies will be paid \$10 per member per month fee for each client in addition to being paid for trips authorized by the Office for the Aging; and

WHEREAS, Funds have been allocated for this purpose in the Office for the Aging budget; and

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

RESOLVED, That upon review and approval of the County Attorney as to form, this Board of Supervisors does hereby authorize a contract between the Office for the Aging and GoGo Technologies for the period of April 1, 2021 – March 31, 2022 at a total cost not to exceed \$25,000; and further

RESOLVED, That the County Administrator is hereby authorized and directed to sign said agreement.

The foregoing block of six resolutions was adopted.

Supervisor Daniel Marshall offered the following resolution and moved for its adoption, seconded by Supervisor Daryl Marshall:

**RESOLUTION NO. 177-2021
BOARD REAPPOINTMENT FOR ACTION FOR A BETTER COMMUNITY
PUBLIC SECTOR REPRESENTATIVE – RICHARD RUSSELL**

WHEREAS, Resolution No. 600-2018 appointed Richard Russell as a Public Sector Representative from Ontario County to service on their Board; and

WHEREAS, His term is set to expire on May 31, 2021; and

WHEREAS, The Board of Supervisors would like to reappoint Richard S. Russell, Ward 2 & 3 Supervisor for the City of Canandaigua to represent Ontario County; now, therefore, be it

RESOLVED, That Richard S. Russell of Canandaigua, New York 14424 be, and he hereby is reappointed to the Board of Action for a Better Community for a term to begin April 1, 2021, and to expire May 31, 2024; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Action for a Better Community, the County Clerk and Mr. Russell.

Adopted.

Supervisor Frederick Lightfoote offered the following two resolutions as a block and moved for its adoption, seconded by Supervisor Andrew Wickham:

**RESOLUTION NO. 178-2021
DESIGNATING NATIONAL TOURISM WEEK
MAY 2 - 8, 2021**

WHEREAS, May 2, 2021 through May 8, 2021, is National Tourism Week; and

WHEREAS, The County of Ontario has actively participated in the development of tourism in Ontario County and the Finger Lakes Region; and

WHEREAS, The Board of Supervisors created, and through a lodging tax, funds the Ontario County Four Seasons Local Development Corporation, d.b.a. A Finger Lakes Visitors Connection to promote Ontario County as a tourism destination; and

WHEREAS, A Finger Lakes Visitors Connection engages in a variety of cooperative efforts to market and promote the Finger Lakes Region; and

WHEREAS, These promotional activities result in sales and lodging tax collections, as well as employment opportunities in tourism; and

WHEREAS, The 2019 Empire State Development report from Oxford Economics detailed the economic impacts of the tourism industry across the state and the Finger Lakes Region providing for significant taxes in the form of \$230,800,000 in local taxes and \$178,300,000 in state taxes; and

WHEREAS, The Finger Lakes Region's tourism industry continues to create economic opportunities by employing 4,411 people in Ontario County, generating an annual labor income of \$107,900,000 for our residents; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors in recognition and celebration of the importance of tourism declares May 2, 2021 through May 8, 2021, *National Tourism Week* in Ontario County; and encourages the public and private sectors to celebrate with appropriate activities and festivities; and further

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

**RESOLUTION NO. 179-2021
AUTHORIZING CONTRACT WITH
ONTARIO COUNTY SOIL AND WATER CONSERVATION DISTRICT
FOR STREAMBANK STABILIZATION PROJECT - FISHERS PARK**

WHEREAS, Resolution 61-2021 authorized a contract between Ontario County and Oswego County Soil and Water Conservation District for transfer of SFY20-21 New York State funding in the amount of Eighty Nine Thousand Two Hundred Dollars (\$89,200) for Ontario County's Finger Lakes – Lake Ontario Watershed Protection Program, aka FLOWPA, to fund local projects to help protect and improve water resources in New York's Lake Ontario drainage basin; and

WHEREAS, New York State Department of Environmental Conservation (DEC) has reviewed and approved Ontario County's SFY20-21 FLOWPA workplan and budget for aforesaid state funding; and

WHEREAS, said workplan and budget included Twenty Thousand Dollars (\$20,000) for installation of non-point source pollution control measures, including streambank stabilization practices, at priority sites under the direction of Ontario County Soil and Water Conservation District (hereinafter Ontario County SWCD); and

WHEREAS, Ontario County SWCD has submitted a proposal, attached hereto as Schedule A, in the amount of Seventeen Thousand Dollars (\$17,000) for streambank stabilization work along an eroding section of Irondequoit Creek at Fishers Park in the Town of Victor, a public park and popular fishing site (hereinafter Project); and

WHEREAS, Adequate funding exists in Ontario County's NYS grant funded FLOWPA programs for SFY20-21 for said Project; and

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

RESOLVED, 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 Ontario County Soil and Water Conservation District for Seventeen Thousand Dollars (\$17,000) in support of said Project; and

RESOLVED, The Term of said agreement shall be April 1, 2021 through December 30, 2022; and further

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

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

Adopted.

Supervisor Robert Green offered the following resolution and moved for its adoption, seconded by Supervisor Gregory Bendzłowicz:

**RESOLUTION NO. 180-2021
RECOGNIZING NATIONAL PUBLIC SAFETY
TELECOMMUNICATORS WEEK**

WHEREAS, Emergencies can occur at any time that require police, fire or emergency medical services; and

WHEREAS, When an emergency occurs the prompt response of police officers, firefighters and EMS personnel is critical to the protection of life and preservation of property; and

WHEREAS, The safety of our emergency services first responders is dependent upon the quality and accuracy of information obtained from citizens who telephone the Ontario County Sheriff's Office 9-1-1 emergency communications center; and

WHEREAS, Public Safety Telecommunicators are the first and most critical contact our citizens have with emergency services; and

WHEREAS, Public Safety Telecommunicators are the single vital link for our first responders by monitoring their activities by radio, providing them information and ensuring their safety; and

WHEREAS, Public Safety Telecommunicators of the Ontario County Office of Sheriff have contributed substantially to the apprehension of criminals, suppression of fires and treatment of patients; and

WHEREAS, Each Telecommunicator has exhibited compassion, understanding and professionalism during the performance of their job in the past; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors, at the request of the Sheriff, declares the week of April 11-17, 2021 to be National Public Safety Telecommunications Week in Ontario County in honor of the men and women whose diligence and professionalism keep our county and citizens safe.

Adopted.

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

**RESOLUTION NO. 181-2021
LICENSE AGREEMENT TO OCCUPY SPACE AT THE
ONTARIO COUNTY SAFETY TRAINING FACILITY
CONTRACT RENEWAL OFFICE OF SHERIFF
FINGER LAKES LAW ENFORCEMENT ACADEMY**

WHEREAS, Resolution No. 95-2019 authorized an agreement permitting Finger Lakes Law Enforcement Academy (“FLLEA”) to use certain space at the County’s Safety Training Facility (“STF”); and

WHEREAS, The Office of Sheriff and FLLEA desire to renew this agreement for use of space at the STF located at 2914 County Road 48, Canandaigua, New York 14424 to conduct certified law enforcement academies and other law enforcement training; and

WHEREAS, The County desires to permit FLLEA to use the STF to conduct the Law Enforcement Basic Course and other law enforcement trainings; and

WHEREAS, The Sheriff and the Public Safety Committee have reviewed this resolution and recommend approving of the license agreement with FLLEA for a term of January 1, 2021 through December 31, 2021; and further

RESOLVED, That in consideration of permitting FLLEA to use the STF, the County shall be guaranteed spots in each FLLEA Basic Course for Police Officers and waiver of the \$75 per recruit fee for cadets from all law enforcement agencies within Ontario County; and further

RESOLVED, That the County Administrator and Ontario County Sheriff be and hereby are authorized and empowered to execute the Agreement with Finger Lakes Law Enforcement Academy, with offices at the Wayne County Sheriff’s Office, 7376 Route 31, Suite 1000, Lyons, New York 14489, and all other documents necessary to effectuate the purpose of this resolution.

**RESOLUTION NO. 182-2021
INTERMUNICIPAL COOPERATION AGREEMENT FOR
ENHANCED COURT SECURITY SERVICES WITH
THE TOWN OF CANANDAIGUA**

WHEREAS, The Town of Canandaigua has determined there is a need for enhanced court security services within its jurisdiction; and

WHEREAS, The Ontario County Sheriff's Office is capable of providing the requisite manpower, and expertise to perform such services with Part-Time County Police Officers for the Town of Canandaigua; and

WHEREAS, The Public Safety Committee has reviewed the matter and recommends authorization to enter into an intermunicipal cooperation agreement for the provision of such services; now, therefore, be it

RESOLVED, That the Ontario County Sheriff's Office is authorized and empowered to enter into an intermunicipal cooperation agreement with the Town of Canandaigua for the provision of enhanced court security services in that jurisdiction not to exceed \$10,000 for approximately 11 hours per month for the term of January 1, 2021 through December 31, 2021; and further

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves an agreement with the Town of Canandaigua for enhanced court security services; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute said agreement with the Town of Canandaigua and all other documents necessary to effectuate the purposes of this resolution.

**RESOLUTION NO. 183-2021
AUTHORIZATION EXTENSION AGREEMENT WITH
THE TOWN OF CANANDAIGUA
ONANDA PARK BOATHOUSE AND OFFICE
ONTARIO COUNTY OFFICE OF THE SHERIFF**

WHEREAS, Resolution No. 254-2017 authorized a contract with the Town of Canandaigua and the Department of Environmental Conservation, Region 8, for use and occupancy of a boathouse and office at Onanda Park, between West Lake Road and Canandaigua Lake in the Town of Canandaigua for the purposes of maintaining the Ontario County Sheriff's Navigation headquarters; and

WHEREAS, There is a need for additional use and occupancy for 2021; and

WHEREAS, Funding for the additional use and occupancy are available in the current budget; and

WHEREAS, The Original Agreement provides that the County and Town are to mutually agree to a yearly rental fee; and

WHEREAS, Pursuant to provision number 3(A) of the Original Agreement the Town and County have mutually agreed on a rental fee of \$3,600 per year for the term of January 1, 2021 through December 31, 2021; and

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

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

RESOLVED, That the County Administrator be, and hereby is, authorized and directed to execute said extension on behalf of the Board of Supervisors.

**RESOLUTION NO. 184-2021
AUTHORIZATION AGREEMENT
LORI L. H. HIGGINS ART THERAPY PROGRAM
ONTARIO COUNTY JAIL**

WHEREAS, The Commissary Services at Ontario County Jail provides funds to be utilized for the benefit of the Ontario County inmates; and

WHEREAS, The Ontario County Jail desires to continue to provide an Art Therapy Program for the benefit of Ontario County inmates; and

WHEREAS, on March 7, 2017 The County entered into an agreement pursuant to Resolution number 208-2017 with Lori L. H. Higgins for Art Therapy Services for the term of March 1, 2017 through December 31, 2017 with the option to extend; and

WHEREAS, Lori L. H. Higgins, 7 James Street, Fairport, NY 14450 has proposed to provide such services at a cost not to exceed \$12,000 for the period of January 1, 2021 through December 31, 2022 with the option to extend; and

WHEREAS, The Commissary Account has sufficient funds to cover the cost of these services in 2021 and 2022; and

WHEREAS, The Public Safety Committee has reviewed the contract and recommends 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 with Lori L. H. Higgins for a term of January 1, 2021 through December 31, 2022 at a cost not to exceed \$12,000; and further

RESOLVED, That the County Administrator be and hereby is authorized and empowered to execute the agreement with Lori L. H. Higgins and all other documents necessary to effectuate the purposes of this resolution.

**RESOLUTION NO. 185-2021
AUTHORIZATION TO EXTEND
CONTRACT FOR NATIONAL EYE CARE, INC.
ONTARIO COUNTY JAIL**

WHEREAS, Ontario County entered into an agreement pursuant to Resolution No. 668-2015 with National Eye Care, Inc. for optometry services and prescription eyeglasses at the Ontario County Jail; and

WHEREAS, Ontario County and National Eye Care, Inc. desire to extend said Agreement for an additional term beginning January 1, 2021, through December 31, 2023; 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 National Eye Care, Inc.; and further

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors hereby approves the extension of the contract with National Eye Care for a term of January 1, 2021 through December 31, 2023; and further

RESOLVED, That the County Administrator be and hereby is authorized and empowered to execute the Extension Agreement with National Eye Care, Inc. and all other documents necessary to effectuate the purposes of this resolution.

**RESOLUTION NO. 186-2021
RENEWAL OF BID B19076 FOR THE PURCHASE OF
UNIFORM ACCESSORIES & LEATHER GOOD FOR
THE ONTARIO COUNTY SHERIFF'S OFFICE**

WHEREAS, The Purchasing Department advertised for and received, per the tabulation sheet on file with the Clerk of the Board, sealed bids for the Purchase of Uniform Accessories & Leather Goods (B19076); and

WHEREAS, Said Contract was awarded per Resolution Number 184-2020 to the apparent low responsive/responsible bidders:

| | |
|---|---|
| Items: 1-3, 8-11, 14, 15, 22, 23, 27-35, 44-47, 49-51, 55, 73, 76-81 | United Uniform Dist. LLC 495 North French Road Buffalo, NY 14228 |
| Items: 5-7, 12, 13, 16-26, 36-43, 48, 52-54, 56-59, 74, 75, 82-84, 86 | New York Police Supply, Inc. 1460 Ridge Road East Rochester, NY 14621 |
| Item 85 | Awarded to both vendors |

and

WHEREAS, The bid offered the option of two (2) twelve (12) month renewals if mutually agreeable by both parties, this being the first renewal with a 1.4% increase for New York Police Supply, Inc. items, which is within the Consumer Price Index limits which is within the bid guidelines; and

WHEREAS, The Purchasing Department recommends a renewal of one year beginning March 1, 2021 through February 28, 2022; and

WHEREAS, The Public Safety Committee recommends that the bid renewal be accepted; now, therefore, be it

RESOLVED, That bid B19076 be renewed for twelve (12) months starting March 2, 2021 through February 28, 2022; and further

RESOLVED, That the Clerk to the Board shall provide certified copies of this resolution to United Uniform Dist., LLC and New York Police Supply, Inc.

**RESOLUTION NO. 187-2021
AMENDMENT OF PROFESSIONAL CONSULTANT CONTRACT
FLACRA RE-ENTRY CASE MANAGER SERVICES FOR
INMATE TRANSITION - ONTARIO COUNTY JAIL**

WHEREAS, Pursuant to Resolution No. 38-2020, this Board approved an agreement with FLACRA (Finger Lakes Area Counseling & Recover Agency) for professional services related to the provision of Re-Entry Case Manager Services for Inmate Transition for a cost not to exceed \$59,070.00; and

WHEREAS, The County and the Consultant desire to amend the education requirements for the employee providing services outlined in Schedule A of this agreement; and

WHEREAS, The Ontario County Sheriff and the Public Safety Committee recommend its acceptance; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney as to form, this Board of Supervisors approves the amendment of the Schedule A of this contract.

**RESOLUTION NO. 188-2021
CONTRACT RENEWAL - FLACRA
ONTARIO COUNTY JAIL COUNSELOR SERVICES**

WHEREAS, The Ontario County Office of Sheriff is desirous to continue to contract with FLACRA (Finger Lakes Area Counseling & Recovery Agency) for the provision of counseling services and referral program at the Ontario County Jail; and

WHEREAS, FLACRA is willing to continue providing this service per fee schedule at an approximate cost of \$42,460; and

WHEREAS, Funding has been budgeted in the 2021 Jail budget; and

WHEREAS, The Public Safety Committee has reviewed this proposal and approves of renewing said contract; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors approves an agreement with FLACRA at a cost not to exceed \$42,460 for the term of January 1, 2021 through December 31, 2021; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute said Agreement with FLACRA and all other documents necessary to effectuate the purposes of this resolution.

The foregoing block of eight resolutions was adopted.

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

**RESOLUTION NO. 189-2021
CAPITAL PROJECT NO. H057-19
NO-COST TIME EXTENSION - DWYER ARCHITECTURAL
2019 FLCC MAINTENANCE CAPITAL PROJECT**

WHEREAS, Resolution No. 360-2019 established Capital Project No. H057-19 FLCC Maintenance Capital Project in the amount of One Million Two Hundred Seventy-Nine Thousand Dollars (\$1,279,000.00); and

WHEREAS, Said project includes funding for Technology Upgrades at Finger Lakes Community College; and

WHEREAS, Res. No. 680-2019 authorized a contract with Dwyer Architectural for professional design services to create construction documents associated with the FLCC

Geneva Server Room Project, in the amount, not to exceed, Thirteen Thousand Nine Hundred Eighty Dollars (\$13,980.00); and

WHEREAS, Res. No. 589-2020 authorized a contract amendment for bidding and construction administration services in the amount, not to exceed Three Thousand Dollars (\$3,000.00); and

WHEREAS, Additional time is needed for the final engineer review as the testing and commissioning of the fire suppression system is delayed due to the COVID-19 pandemic; 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, Upon review and approval by the County Attorney, as to form, the Ontario County Board of Supervisors hereby approves a no-cost time extension with Dwyer Architectural, 85 Allen Street, Suite 210, Rochester, New York, 14608, to complete the final engineer review; and further

RESOLVED, That the term of said contract shall be extended for an additional term of three months from May 13, 2021 to 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 purpose of this resolution; and further

RESOLVED, That copies of this resolution be sent by the Clerk of this Board to the County Finance Department and the President of Finger Lakes Community College.

RESOLUTION NO. 190-2021
CAPITAL PROJECT NO. H068-20
AUTHORIZATION TO ENTER INTO CONTRACT FOR
ADDITIONAL FUNDING WITH THE FLCC FOUNDATION
FLCC NURSING EXPANSION CAPITAL PROJECT

WHEREAS, Resolution No. 302-2020 established Capital Project No. H068-20 as the FLCC Nursing Expansion Capital Project; and

WHEREAS, Resolution No. 406-2020 hired Plan Architectural Studio, P.C. (PLAN) to provide architectural and engineering services in the design of said project; and

WHEREAS, Resolution No. 407-2020 hired LeChase Construction Services LLC (LeChase) to provide construction management services for said project; and

WHEREAS, Resolution No. 301-2020 approved a contract with the FLCC Associations, Inc., the FLCC Student Corporation, and the FLCC Foundation to provide \$3,450,000.00 of the local share cost of this project; and

WHEREAS, Resolution No. 109-2021 authorized use of \$7,200.00 of proceeds from FLCC's sale of the Owasco Building toward the local share of this project; and

WHEREAS, Bids for construction contracts related to said Capital Project have been released, duly advertised, and opened by the Purchasing Department as Bid B21014; and

WHEREAS, After careful analysis of said bids, the need for a contingency of 5% for unexpected and unanticipated cost items that may be identified during construction, the need for a limited amount of new furniture and equipment to operate the facility, and other related project expenses, and additional Two Hundred Thousand Dollars (\$200,000) of local share is needed to fully fund this capital project; and

WHEREAS, Since a portion of said local share funding is to be provided by the FLCC Foundation to the County over time, Resolution No. 112-2021 approved bonding up to \$2,900,000.00 to provide up front funding of the local share funding needed for implementing this project; and

WHEREAS, FLCC has agreed to fund the cost of interest involved in the repayment of said bonds to the County; and

WHEREAS, The FLCC Foundation is willing to provide the additional \$200,000.00 toward the local share of this project through repayment of the principal of said bonds over time; and

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

RESOLVED, That subject to review and approval of the County Attorney as to form, the contract between the FLCC Foundation, Inc. and Ontario County wherein the FLCC Foundation, Inc. will provide an additional \$200,000 in principal payments to the County over the ten year life of the serial bonds issued for the project is hereby approved; and further

RESOLVED, That said agreement and the funds to be paid to the County by the FLCC Foundation, Inc. are in addition to the agreement and funds to be provided to the County by the FLCC Foundation in the contract approved by Resolution No. 301-2020; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the County Finance Department, the Executive Director of the FLCC Foundation, and the President of Finger Lakes Community College.

RESOLUTION NO. 191-2021
CAPITAL PROJECT NO. H068-20
AWARD OF BID B21014 FOR CONSTRUCTION AND BUDGET TRANSFER
FLCC NURSING EXPANSION CAPITAL PROJECT

WHEREAS, Resolution No. 302-2020 established Capital Project No. H068-20 as the FLCC Nursing Expansion Capital Project; and

WHEREAS, Resolution No. 406-2020 hired Plan Architectural Studio, P.C. (PLAN) to provide architectural and engineering services in the design of said project; and

WHEREAS, Resolution No. 407-2020 hired LeChase Construction Services LLC (LeChase) to provide construction management services for said project; and

WHEREAS, Bids for construction contracts related to said Capital Project have been released, duly advertised, and opened by the Purchasing Department as Bid B21014; and

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

WHEREAS, PLAN and LeChase have reviewed the bids submitted and have recommended award to the contractors specified herein as the low responsive, responsible bidders; and

WHEREAS, Resolution No. 301-2020 approved a contract with the FLCC Associations, Inc., the FLCC Student Corporation, and the FLCC Foundation to provide \$3,450,000.00 of the local share cost of this project; and

WHEREAS, Resolution No. 109-2021 authorized use of \$7,200.00 of proceeds from FLCC's sale of the Owasco Building toward the local share of this project; and

WHEREAS, The FLCC Foundation has agreed to provide an additional \$200,000.00 toward the local share of this project; and

WHEREAS, Since a portion of said local share funding is to be provided to the County over time, Resolution No. 112-2021 approved bonding up to \$2,900,000.00 to provide up front funding of the local share funding needed for implementing this project; and

WHEREAS, FLCC has agreed to fund the cost of interest involved in the repayment of said bonds to the County; and

WHEREAS, Additional state funding is available for this project, authorized in the 2020 New York State Budget; and

WHEREAS, As a result of said local and state funding available, sufficient funds are available to increase the budget of this capital project to award construction contracts and purchase the necessary furniture and equipment to operate the facility after construction is complete; and

WHEREAS, A copy of all bids received pursuant to Ontario County Bid B21014 are on file with the Clerk of this Board; and

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

RESOLVED, That the budget of Capital Project H068-20 be, and hereby is, amended as follows:

| Line | Description | Current Budget | Change | Revised Budget |
|-------------------|--------------------------------|----------------|---------------------------|----------------|
| Appropriations: | | | | |
| HHH06820 52100 | Furniture & Furnishings | \$0.00 | \$280,000.00 ⁺ | \$280,000.00 |
| HHH06820 52300 | Equipment, Computer | \$0.00 | \$220,000.00 ⁺ | \$220,000.00 |
| HHH06820 54053 | Construction Tests/Inspections | \$10,000.00 | + \$ 5,000.00 | \$15,000.00 |
| HHH06820 54260 | Consultation & Professional | \$525,000.00 | - \$ 20,285.00 | \$504,715.00 |
| HHH06820 54444 | Financing of Debt | \$50,000.00 | + \$ 32,122.00 | \$82,122.00 |
| HHH06820 54491 | General Construction | \$0.00 | + \$3,659,450.00 | \$3,659,450.00 |
| HHH06820 54493 | Electric Work | \$0.00 | \$466,300.00 ⁺ | \$466,300.00 |
| HHH06820 54494 | Plumbing Work | \$0.00 | \$569,000.00 ⁺ | \$569,000.00 |
| HHH06820 54495 | Architectural/Engineering | \$523,000.00 | \$ 0.00 | \$ 523,000.00 |
| HHH06820 54498 | Asbestos and Related Testing | \$10,000.00 | - \$8,000.00 | \$2,000.00 |
| HHH06820 54521 | HVAC | \$166,997.00 | \$451,000.00 ⁺ | \$617,997.00 |
| HHH06820 54731 | Contingency | \$224,403.00 | \$202,261.00 ⁻ | \$22,142.00 |
| HHH06820 54743 | Change Order Contingency | \$0.00 | \$265,552.00 ⁺ | \$265,552.00 |
| HHH06820 54865 | Administration | \$5,000.00 | \$ 0.00 | \$5,000.00 |
| Revenues: | | | | |
| HHH06820 42397 | FLCC Revenue | \$7,200.00 | \$0.00 | \$7,200.00 |

| | | | | |
|-------------------|---------------------|------------------|---------------------|--------------------|
| HHH06820 42705 | Gifts and Donations | \$750,000. 00 | \$0.00 | \$750,000.00 |
| HHH06820 43297 | State Aid | \$757,200. 00 | +\$2,817,878. 00 | \$3,575,078. 00 |
| HHH06820 45710 | Serial Bonds | \$0.00 | +\$2,900,000. 00 | \$2,900,000. 00 |

and further

RESOLVED, That the bid from G.M. Crisalli & Associates, Inc., 843 Hiawatha Blvd West, Syracuse, NY 13204 is hereby determined to be the low responsive/responsible bid for the sum of Bid Item #1 for General Contracting (Base Bid) in the amount of Three Million, Five Hundred Ninety-Six Thousand Nine Hundred Fifty Dollars (\$3,596,950.00), plus Item #1C Add Alternate GC-01 – Hololens at Thirty-Nine Thousand Dollars (\$39,000.00), plus Item #1C Add Alternate GC-03 – Custom Digital Wall Murals at Eleven Thousand Dollars (\$11,000.00), plus Item #1C Add Alternate GC-04 – Garden Wall Feature at Thirteen Thousand Seven Hundred Dollars (\$13,700.00), plus Item #1C Add Alternate GC-05 – Storefront Upgrade at Six Thousand Five Hundred Dollars (\$6,500.0), plus Item #1C Add Alternate GC-07 – Tube Steel Framed Screen at Seventeen Thousand Dollars (\$17,000.00); and further

RESOLVED, That subject to review and approval of the County Attorney as to form, the Board of Supervisors hereby authorizes and empowers the County Administrator to execute a Contract with G. M. Crisalli & Associates, Inc. for Contract 1 including Bid Item #1 General Construction Work plus Add Alternates GC-01, GC-05, and GC-07 in the amounts stated above, for a total contract price not to exceed Three Million Six Hundred Fifty-Nine Thousand Four Hundred Fifty Dollars (\$3,659,450.00); and further

RESOLVED, That Bid Add Alternates GC-03 and GC-04 awarded herein shall only be authorized to be contracted for by resolution of this Board upon recommendation by the County's Project Manager and Public Works Committee that sufficient project funding remains unspent in the project contingency line at a point in the project where the remodeling and site work portions of the work are sufficiently complete to eliminate the potential need for use of said funds; and further

RESOLVED, That the bid from Connors-Haas, Inc. 6337 Dean Parkway, Ontario, NY 14519 is hereby determined to be the low responsive/responsible bid for the sum of Bid Item #2 for Electric Contracting (Base Bid) in the amount of Four Hundred Fifty-Eight Thousand Four Hundred Dollars (\$458,400.00) and Bid Item #2B Add Alternate

EC-01 – Hololens for Seven Thousand Nine Hundred Dollars (\$7,900.00), that together total Four Hundred Sixty-Six Thousand Three Hundred Dollars (\$466,300.00); and further

RESOLVED, That the bid from Postler & Jaeckle Corp., 615 South Ave., Rochester, NY 14620 is hereby determined to be the low responsive/responsible bid for Bid Item #3 for Plumbing Contracting (Base Bid) in the amount of Five Hundred Sixty-Nine Thousand Dollars (\$569,000.00); and further

RESOLVED, That the bid from John W. Danforth Company, 930 Old Dutch Road, Victor, NY 14564 is hereby determined to be the low responsive/responsible bid for the sum of Bid Item #4 for HVAC Contracting (Base Bid) in the amount of Four Hundred Twelve Thousand Four Hundred Dollars (\$412,400.00) plus Bid Item #4B Add Alternate HC-01 – Radiant Heat/Snow Melt System for Thirty Eight Thousand Six Hundred Dollars (\$38,600.00) for a total of Four Hundred Fifty One thousand Dollars (\$451,000.00); and further

RESOLVED, That subject to review and approval of the County Attorney as to form, the Board of Supervisors hereby authorizes and empowers the County Administrator to execute a Contract with the following vendors for the following bid items in the following amounts:

Contract 2 for Plumbing Contracting: Postler & Jaeckle Corp. for Bid Item #3 in an amount not to exceed Five Hundred Sixty-Nine Thousand Dollars (\$569,000.00), and

Contract 3 for HVAC Contracting: John W. Danforth Company for Bid Item #4 plus Add Alternate HC-01 for a total contract price not to exceed Four Hundred Fifty-One Thousand Dollars (\$451,000.00), and

Contract 4 for Electric Contracting: Connors-Haas, Inc. for Bid Item #2 plus Add Alternate EC-01 for a total contract price of Four Hundred Sixty-Six Thousand Three Hundred Dollars (\$466,300.00); and further

RESOLVED, That the term of said contracts shall commence on April 23, 2021 and terminate on December 31, 2022; and further

RESOLVED, That the Director of Planning is hereby designated as the Project Manager for the contracts authorized herein on behalf of this Board of Supervisors; and further

RESOLVED, That a total of Two Hundred Sixty Five Thousand Five Hundred Fifty-Two Dollars (\$265,552.00) in the Change Order Contingency (line HHH06820-

54743) is hereby reserved for Change Orders pursuant to the contracts with said vendors; and further

RESOLVED, That the following Change Order approval process is hereby approved for the contracts with said vendors:

1. The Project Manager is hereby authorized and empowered to approve and sign individual Change Orders up to Ten Thousand Dollars (\$10,000.00) in value provided that the total amount of all Change Orders so authorized does not exceed the funds allocated and available in Line HHH06820 54743, Change Order Contingency nor 10% of the original contract amount with each vendor, whichever is less, and
2. Change Orders of more than Ten Thousand Dollars (\$10,000.00) 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 Project Manager 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 HHH06820 54743, Change Order Contingency; and
4. The Project Manager shall promptly file fully executed originals of each Change Order with the Contractor, 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 HHH 06820 54743, Change Order Contingency to the appropriate expense line of Capital Project H068-20 as necessary to fund each Change Order as it is approved; and further

RESOLVED, That the Department of Finance is directed to make all necessary budget and accounting entries to effect the intent of this resolution for a total project budget of Seven Million Two Hundred Thirty-Two Thousand Two Hundred Seventy Eight Dollars (\$7,232,278.00); and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the County Finance Department, the successful bidders, and the President of Finger Lakes Community College.

**RESOLUTION NO. 192-2021
CAPITAL PROJECT NO. H068-20
ACCEPT QUOTE FOR
ASBESTOS AIR SAMPLING AND VISUAL INSPECTION
FLCC NURSING EXPANSION CAPITAL PROJECT**

WHEREAS, Resolution No. 302-2020 established Capital Project No. H068-20 as the FLCC Nursing Expansion Capital Project; and

WHEREAS, Resolution No. 406-2020 hired Plan Architectural Studio, P.C. (PLAN) to provide architectural and engineering services in the design of said project; and

WHEREAS, Resolution No. 407-2020 hired LeChase Construction Services LLC (LeChase) to provide construction management services for said project; and

WHEREAS, Bids for construction contracts related to said Capital Project have been awarded, and the bid documents require the removal of some asbestos bearing materials; and

WHEREAS, An independent qualified consulting service is needed to take and test air samples and monitor means and methods of asbestos containment (herein after collectively referred to as 'air monitoring services') and sample any additional suspect materials during the abatement of asbestos for the FLCC Nursing Expansion capital project; and

WHEREAS, FLCC received three quotes from qualified firms based on the project schedule and scope for air monitoring services during the abatement of asbestos of the FLCC Nursing Program Expansion project; and

WHEREAS, Both the FLCC Director of Facilities and Grounds and the County Director of Planning recommend contracting with the vendor proposing the lowest cost of services, Lozier Environmental Consulting, Inc in the amount of Nine Hundred Seventy Dollars (\$970.00); and

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

WHEREAS, Sufficient funds exist in the FLCC Nursing Program Expansion Capital Project to fund said air monitoring services; 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 accepts the proposal of Lozier Environmental Consulting, Inc to provide air monitoring services during the asbestos abatement of the FLCC Nursing Program Expansion in the amount not to exceed Nine Hundred Seventy Dollars (\$970.00); and further

RESOLVED, That the County Administrator be and hereby is authorized and empowered to execute a contract with Lozier Environmental Consulting, Inc., 2011 East Main Street, Rochester, New York, 14609 for said work at a cost not to exceed Nine Hundred Seventy Dollars (\$970.00); and further

RESOLVED, That the cost of said contract with Lozier Environmental Consulting, Inc. be paid from budget line HHH06820 54498 – Asbestos and Related Testing of Capital Project H068-20; and further

RESOLVED, That the term of said contracts shall commence on April 23, 2021 and terminate on April 22, 2022; and further

RESOLVED, That the Department of Finance is directed to make all necessary budget and accounting entries to effect the intent of this resolution for a total project budget of Seven Million Two Hundred Thirty-Two Thousand Two Hundred Seventy-Eight Dollars (\$7,232,278.00); and further

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

RESOLUTION NO. 193-2021
CAPITAL PROJECT NO. H068-20
AWARD OF CONTRACT FOR
MATERIAL TESTING SERVICES RELATED TO CONSTRUCTION
FLCC NURSING EXPANSION CAPITAL PROJECT

WHEREAS, Resolution No. 302-2020 established Capital Project No. H068-20 as the FLCC Nursing Expansion Capital Project; and

WHEREAS, Resolution No. 406-2020 hired Plan Architectural Studio, P.C. (PLAN) to provide architectural and engineering services in the design of said project; and

WHEREAS, Resolution No. 407-2020 hired LeChase Construction Services LLC (LeChase) to provide construction management services for said project; and

WHEREAS, Bids for construction contracts related to said Capital Project have been awarded, and material testing services are required during construction to ensure various materials and work are performed in accordance with the bid documents prepared by PLAN and LeChase; and

WHEREAS, LeChase provided an estimate of the quantities and types of material testing services required during construction and the Purchasing Department obtained quotes from three qualified vendors to provide said material testing services; and

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

WHEREAS, The Director of Planning recommends award to the vendor proposing the lowest overall quote, and recommends award of a contract of Fifteen Thousand (\$15,000) as quantities of testing and related material testing services that will need to be provided may vary from the estimate prepared by LeChase as the details of the actual construction schedule develop; and

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

RESOLVED, That the quote from SJB Services, Inc., 535 Summit Point Drive, Henrietta, NY 14667 dated March 18, 2021 is hereby accepted and further

RESOLVED, That subject to review and approval of the County Attorney as to form, the Board of Supervisors hereby authorizes and empowers the County Administrator to execute a contract with SJB Services, Inc. for material testing services, with the total contract price to be Fifteen Thousand Dollars (\$15,000.00) with the number and type of material testing services determined by LeChase in the field under the supervision of the Director of Planning with such services to be billed at the rates provided in the vendor's proposal; and further

RESOLVED, That the term of said contract shall commence on April 23, 2021 and terminate on December 31, 2022; and further

RESOLVED, That the cost of said contract with SJB Services, Inc. be paid from budget line HHH06820 54053 – Construction Inspections of Capital Project H068-20; and further

RESOLVED, That the Department of Finance is directed to make all necessary budget and accounting entries to effect the intent of this resolution for a total project

budget of Seven Million Two Hundred Thirty-Two Thousand Two Hundred Seventy-Eight Dollars (\$7,232,278.00); and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the County Finance Department, SJB Services, Inc., and the President of Finger Lakes Community College.

**RESOLUTION NO. 194-2021
CLOSING OF CAPITAL PROJECT NO. H005-08
HIGHWAY SAFETY IMPROVEMENTS**

WHEREAS, Resolution No. 873-2008 created Capital Project No. 06-2008, Highway Safety Improvements, now known as Capital Project H005-08; and

WHEREAS, Capital Project No. H005-08 was budgeted and funded to an authorized amount of \$886,797 and final project costs were \$716,461.99; and

WHEREAS, All expenditures attributable to Capital Project No. H005-08 have now been made leaving \$71,224.57 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. H005-08; now, therefore, be it

RESOLVED, That Capital Project No. H005-08 is hereby closed; and further

RESOLVED, That the cash balance and any additional interest earnings remaining in Capital Project No. H005-08 be transferred to the D Fund Reserve for Roads and Bridges; and

RESOLVED, That the Department of Finance is authorized to make all necessary accounting entries to affect the transfer of funds and the closing of Capital Project No. H005-08; and further

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

**RESOLUTION NO. 195-2021
CLOSING OF CAPITAL PROJECT NO. H031-15
MULTIPLE CULVERT REPLACEMENT**

WHEREAS, Resolution No. 919-2015 created Capital Project No. 13-2015, Multiple Culvert Replacement, now known as Capital Project H031-15; and

WHEREAS, Capital Project No. H031-15 was budgeted and funded to an authorized amount of \$4,034,654.50 and final project costs were \$3,487,798.25; and

WHEREAS, Resolution No. 141-2020 authorized transferring \$200,000 of available County funds from Capital Project No. H031-15 to the Highway Reserve for Roads and Bridges; and

WHEREAS, All expenditures attributable to Capital Project No. H031-15 have now been made leaving \$362,210.87 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. H031-15; now, therefore, be it

RESOLVED, That Capital Project No. H031-15 is hereby closed; and further

RESOLVED, That the cash balance and any additional interest earnings remaining in Capital Project No. H031-15 be transferred to the D Fund Reserve for Roads and Bridges; and

RESOLVED, That the Department of Finance is authorized to make all necessary accounting entries to affect the transfer of funds and the closing of Capital Project No. H031-15; and further

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

**RESOLUTION NO. 196-2021
CAPITAL PROJECT NO. H072-20
2021 CULVERT REHABILITATION - PURCHASE OF LANDS**

WHEREAS, Resolution No. 446-2020 created Capital Project No. H072-20, County Road 16 Rehabilitation Project, for the rehabilitation of County Road 16 between NY 21 and Wyffels Road in the Town of Canandaigua; and

WHEREAS, Said rehabilitation includes drainage improvements; and

WHEREAS, County engineering staff have advanced the designs for the project; and

WHEREAS, One culvert on County Road 11 and one culvert on County Road 12 have been identified as being in need of imminent repair and are also included in this project; and

WHEREAS, The Department of Public Works recommends changing the name of Capital Project H072-20 from County Road 16 Rehabilitation to 2021 Culvert Rehabilitation Project; and

WHEREAS, The Department of Public Works, having investigated the matter of acquiring additional right-of-way necessary for the 2021 Culvert Rehabilitation program, recommends purchasing easements as follows:

| Parcel No(s). | Tax Account Number | Est. Amount |
|----------------|--------------------|-------------|
| 01-2020 (CR16) | 154.13-1-2.000 | \$750.00 |
| 02-2020 (CR16) | 154.13-1-1.000 | \$500.00 |
| 03-2020 (CR16) | 154.00-1-13.000 | \$1,000.00 |
| 01-2021 (CR11) | 154.00-3-38.100 | \$500.00 |
| 02-2021 (CR11) | 154.00-3-36.210 | \$500.00 |
| 01-2021 (CR12) | 198.00-1-12.000 | \$500.00 |
| 02-2021 (CR12) | 198.00-1-11.000 | \$500.00 |

and

WHEREAS, Estimated right-of-way cost for said project is \$4,250; and

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

WHEREAS, It may be necessary to conduct title searches and abstract updates for these easements; and

WHEREAS, Pursuant to Resolution No. 371-2019, this Board authorized a contract with Crossroads Land Office to conduct title searches and abstract updates as directed by the County Attorney; and

WHEREAS, The Department of Public Works has established a cost estimate of \$2,800 to complete title searches and abstract updates for said parcels; and

WHEREAS, Estimated budget for said property acquisition is \$7,550 which includes a contingency of \$500; and

WHEREAS, The Public Works and Ways & Means Committees have reviewed this proposal and recommend its acceptance; now, therefore, be it

RESOLVED, That the name of Capital Project No. H072-20 is changed from County Road 16 Rehabilitation Project to 2021 Culvert Rehabilitation; and further

RESOLVED, That the budget transfer is hereby approved:

| Line | Description | Current Budget | Change | Revised Budget |
|-------------------|----------------------|----------------|-------------|----------------|
| Appropriations: | | | | |
| HHH07220 54491 | General Construction | \$250,000.00 | | \$250,000.00 |
| HHH07220 54820 | Land Acquisition | \$0.00 | +\$7,550.00 | \$7,550.00 |

| | | | | |
|-------------------|-----------------------|--------------------|-------------|--------------------|
| HHH07220 54865 | Administration | \$2,000.00 | | \$2,000.00 |
| HHH07220 54731 | Contingency | \$790,000.00 | -\$7,550.00 | \$782,450.00 |
| Revenue: | | | | |
| HHH07220 45031 | Inerfund Transfers | \$1,042,000.0 0 | | \$1,042,000.0 0 |

and further

RESOLVED, That the Ontario County Board of Supervisors, on the recommendation of the Public Works Committee, hereby approves the purchase of the aforesaid easements and the amounts hereinbefore set for an amount not to exceed \$7,550.00; and further

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

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

The foregoing block of eight resolutions was adopted.

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

**RESOLUTION NO. 197-2021
RESOLUTION TO AWARD BID B21006 FOR
THE MAINTENANCE OF ONTARIO COUNTY AND
FINGER LAKES COMMUNITY COLLEGE ELEVATORS**

WHEREAS, Ontario County and Finger Lakes Community College are in need of maintenance work on their elevators; and

WHEREAS, The Ontario County Purchasing Department solicited bids (B21006) for said work; and

WHEREAS, KONE, Inc., 10 Pixley Industrial Parkway, Rochester, New York 14624, submitted the low responsive bid per the bid tabulation sheet on file with the Clerk to the Board; and

WHEREAS, The Public Works Committee has reviewed the agreement and recommends its acceptance; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby authorizes the contract for maintenance of Ontario County and Finger Lakes Community College elevators per the bid tabulation sheet with KONE, Inc. starting April 1, 2021 through March 31, 2022.

**RESOLUTION NO. 198-2021
ACCEPTANCE OF QUOTE Q21037
FOR THE REPLACEMENT OF WINDSHIELDS**

WHEREAS, The Purchasing Department advertised for and received per tabulation sheet on file with the Clerk of the Board Quote Q21037 for replacement of windshields on County vehicles; and

WHEREAS, After review, it appears that the low responsible, responsive quoter for windshield replacements of County vehicles is FB Glass; and

WHEREAS, After discussion between the Commissioner of Public Works and the Purchasing Department, it was deemed to be in the County's best interest to accept this quote from FB Glass; now, therefore, be it

RESOLVED, That award of this quote be made to FB Glass, 1184 Emerson Street, Suite 1, Rochester, New York 14606; and further

RESOLVED, That said award shall be effective from April 3, 2021 through April 2, 2022.

**RESOLUTION NO. 199-2021
AUTHORIZATION TO ENTER INTO ON-DEMAND CONTRACTS WITH
CONSULTING AND ENGINEERING FIRMS FOR PROJECT ASSISTANCE
FOR ONTARIO COUNTY DEPARTMENT OF PUBLIC WORKS**

WHEREAS, On-demand contracts for engineering services are needed for minor project studies or designs to address conditions in the wastewater treatment and collection systems, environmental and hazard studies, traffic and transportation, general civil and structural engineering, development utility system plan review, survey, right-of-way and building services; and

WHEREAS, The following firms have been selected to provide on-demand engineering and design services; and

WHEREAS, The contract allows other Ontario County municipalities to utilize said services at the discretion of the vendor; now, therefore be it

RESOLVED, That upon review and approval by the County Attorney as to form , the Board of Supervisors approves on-demand contracts to be established with the following firms starting April 20, 2021 through April 19, 2022 with an option to renew for (2) one year periods:

| | | |
|--|--------------------|---|
| General Civil Engineering Heavy Structural Analysis & Review | Erdman Anthony | 145 Culver Rd., Suite 200 Rochester, NY 14620 |
| | McFarland Johnson | 15 Fishers Rd., Suite 200 Pittsford, NY 14534 |
| | Barton & Loguidice | 11 Centre Park, Suite 203 Rochester, NY 14614 |
| | LU Engineers | 339 East Avenue, Suite 200 Rochester, NY 14604 |
| | Fisher Associates | 180 Charlotte Street Rochester, NY 14607 |
| Wastewater treatment, Sewer system evaluation, plan and design | LU Engineers | 339 East Avenue, Suite 200 Rochester, NY 14604 |
| | C & S Companies | 150 State Street, Suite 120 Rochester, NY 14614 |
| | Barton & Loguidice | 11 Centre Park, Suite 203 Rochester, NY 14614 |
| Traffic Analysis and design | SRF Associates | 3495 Winton Place, Bldg E Suite 110 Rochester, NY 14623 |
| | C & S Companies | 150 State Street, Suite 120 Rochester, NY 14614 |
| | Fisher Associates | 180 Charlotte Street Rochester, NY 14607 |
| | Barton & Loguidice | 11 Centre Park. Suite 203 Rochester, NY 14614 |
| Right-of-Way Services | Erdman Anthony | 145 Culver Rd., Suite 200 Rochester, NY 14620 |
| | Fisher Associates | 180 Charlotte Street Rochester, NY 14607 |
| | Barton & Loguidice | 11 Centre Park, Suite 203 Rochester, NY 14614 |
| Development Review | C & S Companies | 150 State Street, Suite 120 Rochester, NY 14614 |
| | Fisher Associates | 180 Charlotte Street Rochester, NY 14607 |
| | LU Engineers | 339 East Avenue, Suite 200 Rochester, NY 14604 |
| Environmental Services Hazard Study | Fisher Associates | 180 Charlotte Street Rochester, NY 14607 |
| | Larson Engineers | 700 West Metro Park Rochester, NY 14623 |

| | | |
|---|--------------------|--|
| Environmental Services Hazard Study, cont. | RAVI Engineering | 2110 South Clinton Ave. Suite #1 Rochester, NY 14618 |
| | Barton & Loguidice | 11 Centre Park, Suite 203 Rochester, NY 14614 |
| | LU Engineers | 339 East Avenue, Suite 200 Rochester, NY 14604 |
| Survey & Site Work | Erdman Anthony | 145 Culver Rd., Suite 200 Rochester, NY 14620 |
| | Ravi Engineering | 2110 South Clinton Ave Suite #1 Rochester, NY 14618 |
| | Fisher Associates | 180 Charlotte Street Rochester, NY 14607 |
| Building Services | McFarland Johnson | 15 Fishers Rd., Suite 200 Pittsford, NY 14534 |
| | M/E Engineering | 300 Trolley Blvd Rochester, NY 14606 |
| | C & S | 150 State Street Rochester, NY 14614 |
| | SWBR | 387 East Main Street Rochester, NY 14604 |
| Meteorology Consulting: Inclement Weather forecast and Training | Flour City Weather | 5976 Chelsea Place Farmington, NY 14425 |

and further

RESOLVED, The Commissioner of Public Works, upon notice to the Public Works Committee, is hereby authorized to establish the scope of work and fees with selected firms from this list and order the services be provided up to a fee limit of \$10,000 for a particular project; and further

RESOLVED, Under an emergency situation or for time critical events, the Commissioner of Public Works may order such services to begin and to immediately notify the County Administrator and Chairman of the Public Works Committee that a situation has arisen where contract for these services must begin immediately; and further

RESOLVED, The Commissioner of Public Works be, and hereby is, authorized and empowered to execute any and all documents necessary or appropriate to effectuate the purposes hereof, subject to the review and approval of the County Attorney as to form.

The foregoing block of three resolutions was adopted.

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

**RESOLUTION NO. 200-2021
RESOLUTION TO SUPPORT AN ORDER AUTHORIZING
THE INCREASE AND IMPROVEMENT OF THE
HONEOYE LAKE COUNTY CONSOLIDATED SEWER DISTRICT
LOCATED IN THE COUNTY OF ONTARIO**

WHEREAS, The New York State Comptroller has made an order, in duplicate, granting permission for the increase and improvement of the Honeoye Lake County Consolidated Sewer District, one copy of which has been duly filed in the Office of the Clerk of this Board of Supervisors; and

WHEREAS, It is now desired to adopt an order pursuant to County Law Sec. 259 authorizing the said increase and improvement of the previously authorized facilities; now therefore, be it

RESOLVED, IT IS HEREBY ORDERED, By the Ontario County Board of Supervisors, as follows:

Section 1: The Honeoye Lake County Consolidated Sewer District having previously been established by this Board in November 29, 1990 and the increase and improvement of the facilities is hereby authorized in accordance with the aforesaid order of the New York State Comptroller.

Section 2: The Clerk to the Ontario County Board of Supervisors is hereby authorized and directed to cause a certified copy of this Order to be recorded in the Office of the Clerk of the County of Ontario, in accordance with the provisions of County Law Sec. 259.

Section 3: This Order shall take effect immediately, be it further

RESOLVED, That a certified copy of this Resolution be emailed to the Public Works Department and the County Attorney's Office.

Adopted.

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

**RESOLUTION NO. 201-2021
A BOND RESOLUTION, DATED APRIL 22, 2021, OF THE BOARD OF
SUPERVISORS OF THE COUNTY OF ONTARIO, NEW YORK (THE
"COUNTY"), AUTHORIZING THE INCREASE AND IMPROVEMENT
OF FACILITIES OF THE COUNTY OF ONTARIO HONEOYE LAKE
COUNTY CONSOLIDATED SEWER DISTRICT (SUCH PROJECT IS
COMMONLY KNOWN AS THE "HONEOYE LAKE WASTEWATER**

TREATMENT PLANT IMPROVEMENTS PROJECT”) AT AN ESTIMATED MAXIMUM COST OF \$8,750,000 AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$8,750,000 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE SAID PURPOSE, SAID AMOUNT TO BE OFFSET BY ANY FEDERAL, STATE AND/OR LOCAL FUNDS (INCLUDING, BUT NOT LIMITED TO, FUNDS FROM THE NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION) RECEIVED, AND DELEGATING THE POWER TO ISSUE BOND ANTICIPATION NOTES IN ANTICIPATION OF THE SALE OF SUCH BONDS TO THE COUNTY TREASURER.

WHEREAS, The Board of Supervisors of the County of Ontario (the “Board”), New York (the “County”), has, pursuant to County Law Created the County of Ontario Honeoye Lake County Consolidated Sewer District (the “District”), and

WHEREAS, The County has determined that it is the public interest to undertake a sewer system capital improvements project commonly known as the “Honeoye Lake Wastewater Treatment Plant Improvements Project”; and

WHEREAS, The Board of Supervisors adopted Resolution No. 415-2018 being a resolution setting forth and adopting certain findings reached in accordance with procedures called for under the New York State Environmental Quality Review Act and its implementing regulations at 6 NYCRR Part 617 (collectively, “SEQRA”) relating to the proposed improvements to the Honeoye Lake Wastewater Treatment Plant; and

WHEREAS, The provisions of Resolution No. 415-2018 are incorporated herein and by this reference and made a part hereof; and

WHEREAS, The Board of Supervisors adopted Resolution No. 686-2019, being a resolution calling for a public hearing to be held on the proposed increase and improvement of facilities of the District; and

WHEREAS, The Board of Supervisors, on December 5, 2019 at 6:30 P.M. conducted such public hearing on said increase and improvements of facilities of the District; and

WHEREAS, The Board of Supervisors, on December 5, 2019, adopted Resolution No. 764-2019, being a resolution approving the increase and improvement of facilities of the District; and

WHEREAS, Pursuant to New York State County Law, application was made to the Office of the New York State Comptroller for permission to undertake the increase and improvement of facilities of the District; and

WHEREAS, County received permission on May 28, 2020 from the Office of the New York State Comptroller that it may proceed with the increase and improvement of facilities of the District; and

WHEREAS, Pursuant to County Law §259, the Board of Supervisors adopted Resolution No. 200-2021, being a resolution authorizing the increase and improvement of facilities in accordance with the aforesaid order of the New York State Comptroller; and

WHEREAS, The Board of Supervisors, through the recommendation of its Ways and Means Committee, has determined to authorize such project and the financing of all or a portion of the cost of such project through the issuance of serial bonds of the County in an aggregate principal amount not to exceed \$8,750,000 and has determined that such project is in the public interest of the County; and

WHEREAS, The amount of obligations authorized herein, and the plan of financing stated herein, have been determined to be consistent with the objectives and intent of the County's adopted Debt Management Policy as now in effect; and

WHEREAS, The Public Works and Ways and Means Committees have reviewed and recommended this proposal; NOW, THEREFORE, BE IT

RESOLVED, By the Board of Supervisors (by the favorable vote of not less than two-thirds of all the members of the Board) as follows:

SECTION 1. The Board of Supervisors is hereby authorized to undertake a capital improvements project generally consisting of the reconstruction and construction of improvements to the Honeoye Lake County Sewer District Wastewater Treatment Plant including, but not limited to, various hydraulic improvements to eliminate overflows from the equalization basins, replacement of the RBC biological treatment process, improvements to the filter system, installation of a new effluent disinfection system and associated improvements, and various electrical improvements, as well as other such improvements as may be more fully identified in (or contemplated by) the map, plan and report that was prepared in connection with such project, all of the foregoing to include certain necessary preliminary work and certain necessary equipment, materials, apparatus and related site work and other improvements and certain costs incidental thereto and in connection with the financing thereof (collectively, the "Purpose"). The estimated maximum cost of the Purpose is \$8,750,000.

SECTION 2. The Board of Supervisors plans to finance the maximum estimated cost of said purpose by the issuance of serial bonds in an aggregate principal amount not to exceed \$8,750,000 of said County, hereby authorized to be issued therefore pursuant to the Local Finance Law, said amount to be offset by any federal, state and/or local funds, including, but not limited to, funds provided through the New York State Environmental Facilities Corporation. The cost of such improvements is to be paid by the issuance of serial bonds, and by the assessment, levy and collection of assessments from the several lots and parcels of land within the District which the Board of Supervisors shall determine to be especially benefited thereby, so much upon and from

each as shall be in just proportion to the amount of benefit conferred upon the same, to pay the principal of said bonds and the interest on such bonds as the same shall become due and payable, except as provided by law.

SECTION 3. It is hereby determined that said purpose is an object or purpose described in subdivision 4 of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is 40 years.

SECTION 4. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of the sale of said bonds.

SECTION 5. The Board of Supervisors recognizes, and hereby explicitly approves, that such plan of financing for the Purpose may be, and likely will be, for a period in excess of 20 years (given the long-term nature of the Purpose, and in order to utilize monies available under New York State or other funding programs, so as to maximize the potential economic benefit to the County).

SECTION 6. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall be the assessment, levy and collection of special assessments from the several lots and parcels of land within the District which the Board of Supervisors shall determine and specify to be especially benefited thereby, so much upon and from each as shall be in just proportion to the amount of benefit conferred upon the same, to pay the principal of and interest on such bonds as the same become due and payable, except as provided by law. Should the assessments or charges upon benefited real property be insufficient to pay the principal of and interest on such bonds, there shall annually be levied on all the taxable real property of the County a tax sufficient to pay the principal of and interest on such bonds or notes as the same become due and payable.

SECTION 7. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of Section 50.00, Sections 56.00 to 60.00, Section 62.00, Section 62.10, Section 63.00, and Section 164.00 of the Local Finance Law, the powers and duties of the Board of Supervisors pertaining or incidental to the sale and issuance of the obligations herein authorized, including but not limited to authorizing bond anticipation notes and prescribing the terms, form and contents and details as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the County Treasurer, the chief fiscal officer of the County. Without in any way limiting the scope of the foregoing delegation of powers, the County Treasurer, to the extent permitted by Section 58.00(f) of the Local Finance Law, is specifically authorized to accept bids submitted in electronic format for any bonds or notes of the County.

SECTION 8. The County Treasurer is hereby authorized to execute by manual or facsimile signature on behalf of the County all serial bonds issued pursuant to this resolution and all bond anticipation notes issued in anticipation of the issuance of such serial bonds, and the Clerk of the County is hereby authorized to affix the seal of the County (or to have imprinted a facsimile thereof) to or on all such serial bonds and all such bond anticipation notes and to attest such serial bonds and such bond anticipation notes.

SECTION 9. The temporary use of available funds of the County, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the purpose or purposes described in this resolution.

SECTION 10. This resolution shall constitute the declaration (or reaffirmation) of the County's "official intent" to reimburse the expenditures authorized in this resolution with the proceeds of the bonds, notes or other obligations authorized herein, as required by United States Treasury Regulations Section 1.150-2.

SECTION 11. The County Treasurer is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and may designate the bonds authorized by this resolution, and any notes issued in anticipation thereof, as "qualified tax-exempt bonds" in accordance with Section 265(b)(3) of the Code.

SECTION 12. To the extent applicable, the County Treasurer is hereby authorized to execute and deliver in the name and on behalf of the County a project financing agreement prepared by the New York State Environmental Facilities Corporation (the "Project Financing Agreement"). To the extent applicable, the County Treasurer, Clerk of the County, and the Clerk of the Board of Supervisors and all other officers, employees and agents of the County are hereby authorized and directed for and on behalf of the County to execute and deliver all certificates and other documents, perform all acts and do all things required or contemplated to be executed, performed or done by this resolution or any document or agreement approved hereby, including, but not limited to, the Project Financing Agreement.

SECTION 13. In the absence or unavailability of the County Treasurer, the Deputy Treasurer is hereby specifically authorized to exercise the powers delegated to the County Treasurer in this resolution.

SECTION 14. The County Treasurer is further authorized to enter into a continuing disclosure agreement with the initial purchaser of the bonds or notes authorized by this resolution, containing provisions which are satisfactory to such purchaser in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

SECTION 15. The County Treasurer is further authorized to call in and redeem any outstanding obligations that were authorized hereunder (at such times and in such amounts and maturities as may be deemed appropriate after consultation with County officials and the County's municipal advisor), to approve any related notice of redemption, and to take such actions and execute such documents as may be necessary to effectuate any such calls for redemption pursuant to Section 53.00 of the Local Finance Law, with the understanding that no such call for redemption will be made unless such notice of redemption shall have first been filed with the Clerk of the Board of Supervisors.

SECTION 16. Prior to the issuance of obligations authorized to be issued by this resolution, the Board of Supervisors of the County shall comply (to the extent not previously accomplished) with all, if any, relevant provisions prescribed in Article 8 of the Environmental Conservation Law, all regulations promulgated thereunder by the New York State Department of Environmental Conservation, and all applicable Federal Laws and Regulations in connection with environmental quality review relating to the Project (collectively, the "Environmental Compliance Proceedings"). In the event that any of the applicable Environmental Compliance Proceedings are not completed, or require amendment or modification subsequent to the date of adoption of this bond resolution, the Board of Supervisors of the County will re-adopt, amend or modify this bond resolution prior to the issuance of obligations authorized to be issued herein upon the advice of bond counsel. It is hereby determined by the Board of Supervisors of the County that to the extent the Environmental Compliance Proceedings may apply to the Project, the Project will not have a significant effect on the environment.

SECTION 17. Following adoption of this resolution, the Clerk of the Board of Supervisors shall cause the same, or a summary thereof, to be published, together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law, in The Finger Lakes Times and The Daily Messenger, newspapers having general circulation in the County and published in Geneva and Canandaigua, New York, respectively. The validity of such serial bonds (and of bond anticipation notes issued in anticipation of the issuance of such serial bonds) may be contested only if such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or the provisions of law which should have been complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or if such obligations are authorized in violation of the provisions of the Constitution of the State of New York.

SECTION 18. This Resolution is effective immediately.

Adopted.

Supervisor Andrew Wickham offered the following resolution and moved for its adoption, seconded by Supervisor Daniel Wickham:

**RESOLUTION NO. 202-2021
TRANSFER OF FUNDS - 2021 COUNTY BUDGET
SHERIFF FEDERAL FORFEITURE FUNDS**

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:

| 2021 Budget | FROM | TO | NET DIFFERENCE |
|-------------------------------|------|--------------|----------------|
| Sheriff's Federal Forfeiture | | | |
| Law Enforcement Equipment | | AAR301 52500 | 42,495.00 |
| Consultation and Professional | | AAR301 54260 | 2,000.00 |

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.

Adopted, with Supervisor David Baker voting no.

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

**RESOLUTION NO. 203-2021
SALARY ADJUSTMENT – WESLEY DAISLEY**

WHEREAS, Mr. William Wright, Commissioner of Public Works, has recommended a step adjustment for Wesley Daisley to be hired for a vacant Project Manager position (Grade A16), from Step 1 (\$27.90/hr.) to Step 3 (\$29.48/hr.) based on his 18 years of experience; and

WHEREAS, The Management Compensation Committee and the Ways and Means Committee has reviewed and approved a step adjustment for Mr. Daisley, effective upon his date of appointment; and

WHEREAS, Sufficient funding exists within the Department of Public Works budget for this step adjustment; now, therefore, be it

RESOLVED, That the rate of pay for Wesley Daisley, if he accepts the position of Project Manager, shall be set at Grade A16, Step 3 (\$29.48/hour), effective upon his 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. 204-2021

CREATE INVESTIGATOR (DISTRICT ATTORNEY) POSITION

WHEREAS, James Ritts, District Attorney, has filed a New Position Duties Statement with the Director of Human Resources for a position he would like to create for part-time hours; and

WHEREAS, Said position has been classified, pending jurisdictional classification, as Investigator (District Attorney) by Personnel Officer Classification Certification No. 22-2021; and

WHEREAS, The Management Compensation Plan Committee and the Ways and Means Committee recommend the creation of this position; now, therefore, be it

RESOLVED, That the position of Investigator (District Attorney) (#12800/3), which position shall be limited to half-time hours (1040 hours per year), be and hereby is created, effective upon adoption; and further

RESOLVED, That the vacancy of this new position is authorized to be filled immediately; and further

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

RESOLUTION NO. 205-2021**CREATE VICTIM ASSISTANCE CASE MANAGER, PART-TIME POSITION
DISTRICT ATTORNEY'S OFFICE**

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

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

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

WHEREAS, Said position has been classified as Victim Assistance Case Manager, Part-Time by Personnel Officer Classification Certification #23-2021; and

WHEREAS, The Management Compensation Committee and the Ways and Means Committee recommend the creation of Victim Assistance Case Manager, Part-Time, effective upon adoption; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors does hereby authorize the creation of a position of Victim Assistance Case Manager, Part-Time (11793/#1) classified by POCC #23-2021 and is authorized to be filled immediately, and further

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

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

**RESOLUTION NO. 206-2021
CREATION OF TWO POSITIONS – ASSISTANT DISTRICT ATTORNEY**

WHEREAS, James Ritts, District Attorney, has filed a New Position Duties Statement with the Director of Human Resources for two (2) positions he would like to create; and

WHEREAS, Said positions have been classified, pending jurisdictional classification, as Assistant District Attorney by Personnel Officer Classification Certification No. 21-2021; and

WHEREAS, The Management Compensation Plan Committee and the Ways and Means Committee recommend the creation of these positions; now, therefore, be it

RESOLVED, That the positions of two (2) full-time Assistant District Attorney (04002/#14 &15) be and hereby are created, effective upon adoption; and further

RESOLVED, That the vacancy of these new positions may be advertised with the salary range of Band 10 to Band 5 and are authorized to be filled immediately; and further

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

The foregoing block of four resolutions was adopted.

Supervisor David Baker offered the following resolution and moved for its adoption, seconded by Supervisor Tamara Hicks:

**RESOLUTION NO. 207-2021
DECLARING THE WEEK OF MAY 2-8, 2021 AS
“PUBLIC SERVICE RECOGNITION WEEK”**

WHEREAS, The citizens of the United States are served every day by public servants at the federal, state, county, town and city levels, and these public servants supply continuity to our democratic society; and

WHEREAS, Public employees make great contributions to their communities by serving in areas such as health, education, community development, human services, crime prevention, fire protection, and environmental protection; and

WHEREAS, The public employees of Ontario County are committed to exhibiting Ontario County's Core Values and Behaviors to achieve its Vision of creating a vibrant community where every citizen has the opportunity to be healthy, safe and successful; and

WHEREAS, The effectiveness and efficiency of Ontario County's government depend, in large measure, on public employees whose Mission is to provide strategic and responsive public services that are fiscally responsible and sensitive to the diverse and changing needs of our community; and

WHEREAS, The Ontario County Board of Supervisors recognizes the dedication and talents of public employees, as well as the importance of the services they render at all levels of government; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors does hereby declare May 2 – 8, 2021 as "PUBLIC SERVICE RECOGNITION WEEK" in Ontario County.

Adopted.

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

RESOLUTION NO. 208-2021
REVISION OF THE ONTARIO COUNTY PURCHASING PROCEDURES

WHEREAS, Ontario County policy calls for an annual review and update of the Purchasing Policies and Procedures; and

WHEREAS, The State of New York now requires municipalities using procurement cards to review and revise these policies as necessary on an annual basis; and

WHEREAS, The Purchasing Director and the Ways and Means Committee have done this review and incorporated changes necessary for compliance with General Municipal Law, Sections 103 and 104-b; now, therefore be it

RESOLVED, That the Ontario County Purchasing Procedures and Ontario County Purchasing Card User's Guide and Policy Manual, as revised, and on file with the Clerk of this Board, be adopted and implemented immediately.

**RESOLUTION NO. 209-2021
AUTHORIZATION TO PARTICIPATE IN
COOPERATIVE BIDS COORDINATED BY
WAYNE FINGER LAKES BOCES**

WHEREAS, Wayne-Finger Lakes BOCES located at 131 Drumlin Court, Newark, New York, 14513, has submitted a proposed “General Resolution” for Ontario County participation in cooperative bids; and

WHEREAS, The Ontario County Purchasing Department deems it to be in the best interest of the taxpayers of Ontario County to participate in the cooperative bids coordinated by Wayne Finger Lakes BOCES; now, therefore, be it

RESOLVED, That the Purchasing Director be, and hereby is, authorized and directed to sign the “General Resolution”

The foregoing block of two resolutions was adopted.

At 7:31 pm, Supervisor Rich Russell, seconded by Supervisor Theodore Bateman motioned to move into Executive Session based on Section 105 (d) discussions regarding proposed, pending or current litigation. The motion carried.

At 7:53 pm, Supervisor Andrew Wickham, seconded by Supervisor Tamara Hicks, motioned to move out of Executive Session. The motion carried.

On motion of Supervisor Jack Marren, seconded by Todd Campbell, the meeting was adjourned at 7:54 p.m.