

# Legislature Meeting

October 26, 2022

---

Chairman Johnson called the meeting to order at 4:35, followed by the Pledge to the Flag. Veteran Ron Ayrault then gave the invocation.

Clerk Lisa Stenshorn called the roll. Present in the Chambers were Legislators Allport, Eick, Fitzak, Johnson and Morgan. Legislator Miller attended via Zoom. Legislator Draper was absent.

The Clerk presented the following Communications:

Orleans County Treasurer DeFrank has filed in the Clerk of the Legislature Office, the list of Inter Fund loans to Special Grant-WIA and Road fund, issued from July 28, 2022, to date as directed in Resolution No. 175-418.

Kim DeFrank, Orleans County Treasurer, has forwarded a listing of Real Property Tax Refunds, in the amount of \$471.75, that has been reviewed and authorized by her office.

Request for Use of Courthouse Square from Orleans County Veteran Service Agency Director Nancy Traxler asking to have the Courthouse Dome lite Green from November 1 through November 12, 2022 to show support for Veterans transitioning from Military to civilian life.  
**Board approved.**

I have a voice mail that was left for Joanne Marek, the Pistol Permit Clerk that works in the County Clerk's Office.

*Aaron Neal , just wanted to let you know, I know you have a hard job. I really appreciate everything you have done for me over the years. I think you do a great job. You need to hear that you do a good job, not just people calling up an crabbing at you. You do a good job. Thank you very much for the service that you've given me. Thank you!*

Treasurer Kimberly DeFrank stated the monthly report looks good. The interest rates for investments have been doing well. We are expecting payment for Capital Project REDI at months end. The office is wrapping up another school tax collection season. We are preparing the relevy resolutions for the November meeting.

Chairman Johnson asked the Legislators if there was any open discussion or comments as it related to the resolutions.

Hearing none, Chairman Johnson then asked the pubic for any open discussion as it related to the resolutions.

Legislator Allport made a motion to waive the rules of procedure and requested to add one resolution to today's agenda; second by Legislator Morgan. The following resolutions were presented for adoption:

## **RESOLUTION NO. 475-1022**

AMENDING RESOLUTION BETWEEN THE SHERIFF'S OFFICE AND PRIMECARE

MEDICAL OF NEW YORK

WHEREAS, Resolution # 342-722 approves an agreement between the Orleans County Sheriff's Office and PrimeCare Medical of New York, Inc.; and

WHEREAS, there is a need for Psychiatric Services at the Orleans County Jail that PrimeCare Medical of New York, 3940 Locust Lane, Harrisburg, PA 17109 is willing and able to provide for up to 2 hours per week at a cost of \$38,065.44 per year, \$3,172.12 per month; now be it

RESOLVED, that the Chairman of the Legislature is hereby authorized to execute an amendment to the PrimeCare Medical agreement to reflect the added cost of psychiatric services through August 31, 2025 with additional two one-year optional renewal periods.

Moved, Allport; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 476-1022**

APPROVING AGREEMENT BETWEEN THE SHERIFF'S OFFICE AND THE BUREAU OF JUSTICE ASSISTANCE AND APPROVING PURCHASE FROM THE SHERIFF'S OFFICE BUDGET

WHEREAS, Resolution #269-621, authorized the Orleans County Sheriff's Office to apply for reimbursement funding available through the U. S. Department of Justice, Bureau of Justice Assistance, Bullet Proof Vest Partnership Initiative FY2021; now be it

RESOLVED, that this Legislature accepts the grant funding award of \$9,828 under the FY2021 Bullet Proof Vest Partnership Initiative, administered through the Bureau of Justice Assistance for matching reimbursement on the purchase of bullet proof vests effective through August 21, 2023; and be it

FURTHER RESOLVED, that the Chairman of the Legislature is authorized to execute all paperwork necessary to administer this grant funding subject to the review and approval of the County Attorney and Chief Administrative Officer; and be it

FURTHER RESOLVED, that this Legislature approves the purchase of twelve (12) ballistic armor and carries from Galls LLC, PO Box 71628, Chicago, IL 60694-1628, at a cost of \$12,579.08 to be paid from the Sheriff's budget line 01.3110.0415 with 50% reimbursement from FY2020 and FY2021 Bullet Proof Vest Partnership Initiative.

Moved, Allport; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 477-1022**

AUTHORIZING COUNTY TREASURER TO SET UP NEW MONEY AND APPROVING PURCHASE FROM ORLEANS COUNTY SHERIFF'S OFFICE JAIL BUDGET

WHEREAS, Resolution No. 292-622 approved the amendment to the agreement between Sheriff's Jail and Inmate Calling Solutions by adding The Bridge 8 Inmate Tablet system; and

WHEREAS, this agreement provides the Orleans County Jail with two (2) \$20,000 technology grant awards; and

WHEREAS, the Orleans County Jail's LiveScan systems is at the end of life; now be it

RESOLVED, that this Legislature accepts this grant funding and further authorizes the County Treasurer to set up new money in the Sheriff's Jail budget as follows:

REVENUE:

01.3150.2708	Local Grants	\$25,557.18
--------------	--------------	-------------

APPROPRIATION:

01.3150.0250	Other Equipment	\$25,557.18
--------------	-----------------	-------------

and be it,

FURTHER RESOLVED, that this Legislature approved the purchase of an Idemia New York TPE LiveScan System from Idemia Identity, & Security USA LLC, 5515 East La Palma Avenue, Suite 100, Anaheim, CA 92807 in the amount of \$25,557.18 and to be paid from 01.3150.0250-Other Equipment. No County Cost.

Moved, Allport; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 478-1022**

**AUTHORIZING PURCHASE AND AUTHORIZING THE COUNTY TREASURER TO SET UP NEW MONEY IN THE SHERIFF'S DEPARTMENT BUDGET**

WHEREAS, Resolution No. 181-421 approved the acceptance of the FY2021 State Homeland Security Program grant; now be it

RESOLVED, that this Legislature authorizes the County Treasurer to set up grant funding from the NYS Division of Homeland Security Emergency Services for SH21-XXXX-XXX, Contract #T838711 as follows:

REVENUE:

01.3110.4308.5321	Homeland Security SLETPP FY21	\$22,406.00
-------------------	-------------------------------	-------------

APPROPRIATION:

01.3110.0486.5321	Special Grants SLETPP FY21	\$22,406.00
-------------------	----------------------------	-------------

FURTHER RESOLVED, that this Legislature approves the purchase of ten (10) Minute Man 2 Folding Ballistic Shield from Patriot3, 11040 Pierson Drive, Fredericksburg, VA 22408 in the amount of \$17,177.00 to be paid from 01.3110.0486.5321-Special Grants SLETPP FY21; and be it

FURTHER RESOLVED, that this Legislature approves the purchase of two (2) Entry 3-position handle ballistic shields from United Uniform LLC, 495 North French Road, Buffalo, NY 14228 in the amount of \$2,800.00 to be paid from 01.3110.0486.5321-Special Grants SLETPP FY21.

Moved, Allport; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 479-1022**

**AUTHORIZING PURCHASE AND AUTHORIZING THE COUNTY TREASURER TO TRANSFER FUNDS WITHIN THE SHERIFF'S SWAT DEPARTMENT BUDGET**

WHEREAS, the Sheriff's Office is fitting the SWAT Team with necessary equipment for the benefit of the public health, safety, and welfare of all SWAT team members be property equipped to perform their duties and protect Orleans County residents at large by responding to high risk situations and minimizing casualties; and

WHEREAS, there are currently funds available in the SWAT Personal Services Overtime budget that can fund the proper equipment needed; now be it

RESOLVED, that the County Treasurer is authorized to transfer monies with the Sheriff's Department SWAT Budget as follows:

FROM:

01.3130.0101 SWAT - Personal Services Overtime                      \$20,000

TO:

01.3130.0250 SWAT – Other Equipment                                      \$20,000

and be it;

FURTHER RESOLVED, that this Legislature approves the purchase of a Bounce Explorer 2.0 Unleashed 4G LTE Kit with 1 year cloud sharing from United Uniform, 495 North French Road, Buffalo, NY 14228 in the amount of \$5,131.30 from 01.3130.0250 – SWAT – Other Equipment.

Moved, Allport; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 480-1022**

**AUTHORIZING CREATING AND FILLING POSITIONS IN THE SHERIFF'S OFFICE**

WHEREAS, due to increased workload and staff shortages, the Sheriff's Civil Clerk Office has acquired additional tasks to the current work load; now be it

RESOLVED, that this Legislature authorizes the creation of one part-time temporary Civil

Clerk position in the Sheriff's Office at Grade 2, of the OCSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created vacant Civil Clerk position in Sheriff's Office effective November 7, 2022; and be it

FURTHER RESOLVED, that due to a retirement, this Legislature authorizes the filling of the vacant permanent fulltime Criminal Investigator position (3110.37) in the Sheriff Department at a Grade 3 of the Orleans County Deputy Sheriff's Association contract effective November 7, 2022.

Moved, Allport; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 481-1022**

**AUTHORIZING COUNTY TREASURER TO SET UP GRANT FUNDS IN THE EMERGENCY MANAGEMENT BUDGET**

WHEREAS, Resolution 178-322 authorized Orleans County Directory of Emergency Management, Chairman Johnson and Legislator Draper and Legislator Morgan to attend the 2022 National Homeland Security Conference held in Cleveland Ohio from July 10-14 2022; now be it

RESOLVED, that Registration Fees totaling \$2700.00, \$670.00 per person, for conference attendance be paid for using State Homeland Security Grant SHSP FY21 funding; and be it

FURTHER RESOLVED, that this Legislature authorizes the Orleans County Treasurer to set the funds up as follows:

REVENUE:

01.3640.4309.2021 State Homeland Security Program FY2021 \$2,700.00

APPROPRIATION:

01.3640.0486.2021 Special Grants – SHSP FY21 \$2,700.00

Moved, Allport; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 482-1022**

**REQUESTING SPECIAL LEGISLATION AUTHORIZING TO AMEND ARTICLE 182 TO INCLUDE ORLEANS COUNTY IN THE ELECTRONIC APPEARANCE PROCESS**

WHEREAS, the provisions of Article 182 of the Criminal Procedure Law currently permit Electronic Appearances to occur in various counties throughout the State of New York pursuant to certain terms and conditions; and

WHEREAS, Orleans County is not currently one of the Counties authorized by Article 182 to conduct Electronic Appearances; and

WHEREAS, after the Orleans County Legislature has received input from the various departments, entities and individuals operating within the criminal justice system within Orleans County as to the various considerations involved in conducting Electronic Appearances in courts; and

WHEREAS, the Orleans County Legislature has given due deliberation to the benefits of permitting Electronic Appearances in the Courts of Orleans County; now be it

RESOLVED, that the Orleans County Legislature requests special legislation of the New York State Legislature to amend subdivision 1 of Section 182.20 of the Criminal Procedure Law to include and allow Electronic Appearances to occur in all courts in the County of Orleans pursuant to the terms and other relevant provisions of Article 182.

Moved, Allport; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

#### **RESOLUTION NO. 483-1022**

**AUTHORIZING THE USE OF GRANT FUNDS FOR THE PUBLIC DEFENDER'S OFFICE TO PURCHASE IT EQUIPMENT FROM DELL TECHNOLOGIES AND CDW-G**

WHEREAS, the Public Defender's Office requires a laptop and docking station; and

WHEREAS, funds from the Hurrell-Harring grant (CSTWIDEHH33) were previously allocated for the purchase of such equipment; now be it

RESOLVED, that this Legislature authorizes the Public Defender's Office to purchase a laptop and docking station from Dell Technologies not to exceed \$2,500.00, at no cost to the County; and be it

FURTHER RESOLVED that this Legislature authorizes the Public Defender's Office to purchase a monitor from CDG-W not to exceed \$250.00, at no cost to the County.

Moved, Allport; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

#### **RESOLUTION NO. 484-1022**

**APPROVING AGREEMENTS BETWEEN THE PROBATION DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following agreements between the Probation Department and the following agencies:

Edna Calix, Interpreter, for interpreting services for the Orleans County Probation Department at the rate of \$50 per hour. The agreement is effective January 1, 2023 through December 31, 2028.

Automon Corporation, 6621 N. Scottsdale Rd. Scottsdale, AZ 85250, for Caseload Explorer Host. The agreement authorizes Automon, LLC. To host and maintain the Probation Case Management

System (Caseload Explorer) for Orleans County Probation on their servers and provide all Information Technology services for the term January 1, 2023 through December 31, 2023 at a cost of \$5,725.

Moved, Allport; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 485-1022**

**APPROVING PROBATION DIRECTOR TO ACCEPT MONIES AWARDED FROM THE NYS DIVISION OF PROBATION AND CORRECTIONAL ALTERNATIVES FOR CERTIFIED PRETRIAL SERVICES**

RESOLVED, that this Legislature approves the Orleans County Probation Director to accept an award in the amount of \$78,382.00; effective April 1, 2022 to March 31, 2023 from the NYS Division of Probation and Correctional Alternatives which will automatically be disbursed to the county in one payment made by October 31, 2022 to offset the costs associated with the Pretrial Services. Orleans County Probation has been certified by the Office of Court Administration as the Certified Pretrial Agency for Orleans County.

Moved, Allport; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 486-1022**

**APPROVING PROBATION DIRECTOR TO ACCEPT MONIES FROM THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES OFFICE OF PROBATION AND CORRECTIONAL ALTERNATIVES FOR THE IMPLEMENTATION OF RAISE THE AGE**

RESOLVED, that this Legislature approves the Orleans County Probation Director to apply for and accept aid in the amount of \$134,644.00; effective April 1, 2022 to March 31, 2023 to offset costs associated with the continued implementation of Raise the Age Legislation that went into effect on October 1, 2018.

Moved, Allport; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 487-1022**

**AUTHORIZING THE PROBATION DEPARTMENT TO ENTER INTO AN AGREEMENT WITH AXON ENTERPRISES, INC. FOR THE PURPOSE OF PURCHASING SAFETY EQUIPMENT TASERS**

RESOLVED, that this Legislature authorizes the Probation Department to enter into an agreement with AXON Enterprises, Inc. to purchase Taser Equipment for 7 Probation Officers, period beginning January 1, 2023 through December 31, 2027. Total cost of a five-year contract to be \$16,518.60.

Moved, Allport; second, Morgan.

Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 488-1022**

AMENDING RESOLUTION NO. 564-1221 FOR VARIOUS AGREEMENTS WITH THE MENTAL HEALTH DEPARTMENT FOR INCREASES ASSOCIATED TO COLA

WHEREAS, Resolution No. 444-1021 approved agreements between Mental Health and various agencies to provide services to the Orleans County Mental Health Department; and

WHEREAS, the Department of Mental Health has been advised by Coordinated Care Services Inc. (CCSI) that COLA increases must be provided to various agencies; now be it

RESOLVED, that this Legislature does hereby amend the resolution as listed below to amend the agreement costs due to COLA increases as noted below for the various agencies with no county cost:

FURTHER RESOLVED, that this Legislature does hereby amend the resolution listed below to amend the agreement between GCASA as a result of increased state aid funding for the purpose of MAT, Additional state aid funding of \$41,250; and be it

FURTHER RESOLVED, that this Legislature does hereby amend the resolution listed below to amend the agreement between Mental Health Association of Genesee & Orleans Counties as a result of 2015 reconciliation funding in the amount of \$5,324.

Resolution No.	Current Contract	COLA Increase	Amended Agreement Cost
564-1221	\$56,235	\$2,312	\$58,547
Restoration Society, Inc. (ACE Employment Services) 66 Englewood Ave, Buffalo, NY 14214			
564-1221	\$84,598	\$3,449	\$88,243
Spectrum Human Services Inc., 227 Thorn Ave, Orchard Park, NY 14127			
564-1221	\$411,415	\$56,490	\$467,905
Genesee/Orleans Council on Alcoholism & Substance Abuse, 430 East Main St., Batavia, NY 14020			
564-1221	\$86,183	\$4,142	\$95,649
Mental Health Association of Genesee & Orleans Counties, 25 Liberty St., Batavia, NY 14020			
564-1221	\$84,498	\$3,429	\$87,927
Hillside Children's Center, 70 Jewett Parkway, Buffalo, NY 14214			

Moved, Allport; second, Morgan.

Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 489-1022**

APPROVING AGREEMENT BETWEEN THE MENTAL HEALTH DEPARTMENT AND DANA GRABER ESQ

RESOLVED, that his Legislature approves an agreement between the Mental Health Department and Dana Graber, Esq., 539 Main Street, Medina, NY 14103, for the purpose of



Assisted Outpatient Treatment Orders, Pursuant to NYS Mental Hygiene Law Section 9.60; effective October 26, 2022 through October 25, 2027.

Moved, Allport; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

### **RESOLUTION NO. 490-1022**

#### **APPROVING AGREEMENTS BETWEEN THE HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following agreements between the Health Department and the following agencies:

Samantha Taylor, 650 Whitney Road, West, Suite N, Fairport, NY 14450. Contract to provide appropriate related services for Orleans County preschool students with disabilities through the delivery of preschool special education related services within the 3-5 program at the Orleans County Health Department. Reimbursement at 59.5% from NYS Department of Health. Orleans County Department of Health is responsible for 40.5% of which we receive some Medicaid reimbursement. For term July 1, 2022 through June 30, 2025.

Health Research Inc. (HRI), 150 Broadway Suite 280, Menands, NY 12204-2726. Grant awarded for Emergency Preparedness coordinator to oversee implementation and completion of deliverables; assist in assessment of local public health emergency preparedness capacities and address deficiencies. Maintain and oversee Medical Reserve Corp for Genesee and Orleans counties. Term to run July 1, 2022 through June 30, 2023 for \$52,099.00. No Cost to county.

Moved, Allport; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

### **RESOLUTION NO. 491-1022**

#### **APPROVING AGREEMENT BETWEEN THE HEALTH DEPARTMENT AND OCV, LLC**

WHEREAS, Orleans County Health Department was awarded a grant from NACCHO in resolution #211-422 to support the MRC (Medical Reserve Corp) for Genesee and Orleans County;

WHEREAS, only one response was received from an RFP;

RESOLVED, that this Legislature does hereby accept RFP and agree to enter into agreement with OCV, LLC, 809 2<sup>nd</sup> Avenue, Opelika, AL 36801 to develop and custom design a mobile application to push emergency notifications and alerts for residents of Genesee and Orleans Counties at a cost of \$ 33,695 that includes maintenance support for the first six months and continues for the next four years at a cost of \$6,295 annually per county effective October 1, 2022 through March 31, 2027. Initial development of application is fully grant funded to be expended from budget code 01.4010.0452- Personal Service Contracts. The remaining four years of annual support cost will be shared equally between EMO and Public Health.

Moved, Allport; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 492-1022**

**AUTHORIZING COUNTY TREASURER TO SET UP NEW MONEY AND PURCHASE EQUIPMENT WITHIN PUBLIC HEALTH BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new monies in the 2022 Public Health Department budget, as a result of additional funding received from Health Research, Inc. Contract #6456-01 in resolution #448-1021, as follows:

REVENUE:

01.4010.4489 Bioterrorism Preparedness \$ 218,000

APPROPRIATIONS:

01.4010.0250 Other Equipment \$ 218,000

FURTHER RESOLVED, that this Legislature does hereby authorize the purchase of a 2022 Sprinter Mobile Medical Unit from Mobile Concepts, 480 Bessemer Road, Mount Pleasant, PA 15666 for a cost of \$217,875 per government contract #GS-30F-0012T, from budget line 01.4010.0250-Other Equipment. No County Cost.

Moved, Allport; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 493-1022**

**AUTHORIZING OUT OF STATE TRAVEL FOR HEALTH DEPARTMENT EMPLOYEES**

RESOLVED, that this Legislature does hereby authorize out of state travel by Paul Pettit, Public Health Director to attend NACCHO Advisory committee at the NACCHO Offices of Washington D.C. from November 13, 2022 through November 15, 2022. Costs covered by the NACCHO / State Aid 4010.463. No County Cost.

Moved, Allport; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 494-1022**

**APPROVING AGREEMENT WITH THE DEPARTMENT OF PUBLIC WORKS AND WENDEL COMPANIES**

RESOLVED, that this Legislature does hereby approve an agreement with the Department of Public Works and Wendel Companies, 375 Essjay Road, Suite 200, Williamsville, New York 14221 for Professional Design and Bidding Services for the Orleans County Administration Building Pump Station and Grinder; and be it

FURTHER RESOLVED, that this agreement is effective as soon as the County gives

notice to proceed at a cost not to exceed \$49,000.00. This project is funded through the American Rescue Plan Act Fund Guidelines; to be paid out of Budget Account 01.1326.0470.1620; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute agreement subject to the review and approval of the County Attorney and Chief Administrative Officer; and be it

Moved, Eick; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 495-1022**

**APPROVING AGREEMENT WITH THE DEPARTMENT OF PUBLIC WORKS AND WENDEL COMPANIES AND AUTHORIZING COUNTY TREASURER TO SET UP MONIES**

RESOLVED, that this Legislature does hereby approve an agreement with the Department of Public Works and Wendel Companies, 375 Essjay Road, Suite 200, Williamsville, New York 14221 for Professional Services for a new addition to the existing Department of Public Works building; and be it

FURTHER RESOLVED, that this agreement is effective as soon as the County gives notice to proceed at a cost not to exceed \$67,000.00. This project is funded through the American Rescue Plan Act Fund Guidelines; to be paid out of Budget Account 01.1326.0470.1620; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute agreement subject to the review and approval of the County Attorney and Chief Administrative Officer; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the County Treasurer to set up monies as follows:

REVENUE:

01.1326.4089	American Rescue Plan	\$67,000.00
--------------	----------------------	-------------

APPROPRIATION:

01.1326.0470.1620	ARP Buildings and Grounds	\$67,000.00
-------------------	---------------------------	-------------

Moved, Eick; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 496-1022**

**APPROVING AGREEMENT BETWEEN THE DEPARTMENT OF PUBLIC WORKS AND TRANE**

RESOLVED, that this Legislature hereby approves an agreement with Trane, 45 Earhart Drive Suite 103, Buffalo, New York 14221 to replace VAV controls, upgrade unit controllers for air handling units and upgrade building controller at the Orleans County Mental Health Building with Trane Connect to match the County Office Building at a cost not to exceed \$83,814.00,

pricing through National IPA Omnia Partners Racine #3341; to be paid out of the Buildings and Grounds Division budget 01.1326.0470.1620; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute agreement subject to the review and approval of the County Attorney and Chief Administrative Officer.

Moved, Eick; second, Morgan.

Adopted. 6 ayes; 0 nays; 1 absent-Draper.

#### **RESOLUTION NO. 497-1022**

**AGREEMENT BETWEEN THE ORLEANS COUNTY DEPARTMENT OF PUBLIC WORKS AND KEELER CONSTRUCTION CO., INC.**

RESOLVED, that this Legislature does hereby approve an agreement with the County Department of Public Works and Keeler Construction Co., Inc., 13519 West Lee Road, Albion, New York 14411 to furnish a screedman to assist the Department of Public Works with paving portions of various County roads; Project ID: DPW57-2022. Pricing is through the Road and Bituminous Bid award resolution #220-422 with a cost not to exceed \$8,000.00, and projects are reimbursable through the Consolidated Highway Improvement Program; and be it

FURTHER RESOLVED, the Chairman is authorized to execute the agreement subject to the review and approval of the County Attorney and Chief Administrative Officer.

Moved, Eick; second, Morgan.

Adopted. 6 ayes; 0 nays; 1 absent-Draper.

#### **RESOLUTION NO. 498-1022**

**AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE**

WHEREAS, a Project for the Angling Road over Johnson Creek Bridge Replacement, Contract #D040721, P.I.N. 4OR0.06, BIN: 3318830 in the Town of Yates (the Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, the County of Orleans desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of \$20,120.00 for Angling Road over Johnson Creek Bridge Replacement for Preliminary Engineering and Design; and

NOW, THEREFORE, the Orleans County Legislative Board, duly convened does hereby

RESOLVE, that the Orleans County Legislative Board hereby approves the above-subject project; and it is hereby further

RESOLVED, that the Orleans County Legislative Board hereby authorizes the County of

Orleans to pay in the first instance 100% of the federal and non-federal share of the cost of \$100,600.00 work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$100,600.00 is hereby appropriated from the County of Orleans and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the County of Orleans shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the NYS Department of Transportation thereof; and it is further

RESOLVED, that the Chairman of the Legislative Board of the County of Orleans be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Orleans with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and be it

FURTHER RESOLVED, that this Agreement is for Preliminary Engineering and Design for a total cost of \$100,600.00; Federal Share of \$80,480.00; State Marchiselli Funding of \$15,090.00 and County Cost \$5,030.00; effective September 2, 2022 through September 2, 2032. Resolution shall take effect immediately.

Moved, Eick; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

#### **RESOLUTION NO. 499-1022**

**AUTHORIZING THE COUNTY OF ORLEANS TO APPLY, APPROVE AND ACCEPT A GRANT DISBURSEMENT AGREEMENT WITH DORMITORY AUTHORITY OF THE STATE OF NEW YORK**

RESOLVED, that this Legislature authorizes the County of Orleans to apply for a Grant through the Dormitory Authority of the State of New York for the No. 27 Point Breeze REDI Project (Project ID ); and be it

FURTHER RESOLVED, that this Legislature approves and accepts the Grant Disbursement Agreement between the County of Orleans and Dormitory Authority of the State of New York (DASNY), 515 Broadway, Albany, New York 12207 for the No. 27 Point Breeze REDI Project in the amount of \$585,771.25; and be it

FURTHER RESOLVED, that the Chairman is hereby authorized to execute the grant disbursement agreement and all related documents associated with this grant; subject to the review

by the County Attorney and Chief Administrative Officer.

Moved, Eick; second, Morgan.

Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 500-1022**

**AUTHORIZING PAYMENTS FROM CAPITAL PROJECT LAKE ONTARIO REDI ACCOUNT**

RESOLVED, that this Legislature authorizes the following payment(s) to be made from budget account H1620.250, Capital Project – REDI Project – Point Breeze No 27:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$31,876.14	C.P. Ward	Payment #5 for Construction Services

Moved, Eick; second, Morgan.

Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 501-1022**

**AUTHORIZING FILLING OF A POSITION IN THE DEPARTMENT OF PUBLIC WORKS**

RESOLVED, as a result of a resignation, this Legislature does hereby authorize the filling of a vacant permanent full-time Motor Equipment Operator position (5110.05) in the Department of Public Works at Grade H2 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of this vacant position; effective November 7, 2022.

Moved, Eick; second, Morgan.

Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 502-1022**

**APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND THE RESEARCH FOUNDATION OF THE STATE OF NEW YORK AND AUTHORIZING COUNTY TREASURER TO TRANSFER FUNDS IN THE PLANNING AND DEVELOPMENT BUDGET**

WHEREAS, the County is required to verify the accuracy of demographic data obtained through the U.S. Census decennial population counts in 2020 to conform with election law; now be it

RESOLVED, that this Legislature does hereby approve an agreement between Planning and Development Department and The Research Foundation of the State of New York, PO Box 9, Albany, NY 12201; effective September 1, 2022 through January 31, 2023 at a cost of \$11,254.00; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to transfer funds within

the Planning and Development Department to fund said Agreement as follows:

FROM:

01.8020.0100            Personal Services        \$11,254.00

TO:

01.8020.0418            Other Contractual        \$11,254.00

Moved, Eick; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 503-1022**

**SETTING DATE OF PUBLIC HEARING FOR COUNTY BUDGET FOR THE YEAR 2023  
AND SETTING SPECIAL MEETING DATE TO ADOPT THE 2023 COUNTY BUDGET**

RESOLVED, that the public hearing for the Tentative County Budget for 2023 will be held on Wednesday, November 30, 2022 at 4:30 p.m. at the Orleans County Legislative Chambers, 14016 Route 31 W, Albion, NY 14411; and be it

FURTHER RESOLVED, that the Legislature will schedule a special meeting immediately after the conclusion of the Public Hearing for the budget at the Chambers of the Legislature to adopt the 2023 County Budget and respective resolutions to complete the 2023 Town and County property tax bills.

FURTHER RESOLVED, that the notice for said public hearing and special meeting will be published in the officially designated County newspaper.

Moved, Eick; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

CAO Welch provided an update on the Broadband build out. He stated this is the first payment for Low to Moderate Income area of the Broadband. This includes the towns of Albion, Gaines and Shelby including the villages of Holley, Albion and Medina build out. With this beginning, there are seven more towers to go up in that territory. This part of the project with money available to the low to moderate income households for the equipment to receive reception off the tower. We expect that in the first quarter of 2023 those households should have equipment to receive the Broadband.

**RESOLUTION NO. 504-1022**

**AUTHORIZING PAYMENT FROM CAPITAL PROJECT BROADBAND**

RESOLVED, that this Legislature authorizes the following payment to be made from account H8797.0251, Capital Project – Broadband Phase 2:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$254,752.00	RTO Wireless	Payment for Albion, NY CBRS

Moved, Eick; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 505-1022**

**RESOLUTION APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby approve the following agreements between the Orleans County Department of Social Services and the following agencies:

Esther Annan, DBA E.A. Consult Services to provide independent assessments of children placed in foster care for the Department of Social Services at a cost of up to \$2000 per assessment not to exceed \$10,000 total. Term of agreement October 1, 2022 through September 30, 2023. County cost is 50%.

Orleans County Office for the Aging, Albion, NY for the provision of PERS program to eligible Medicaid recipients; to be effective January 1, 2023 through December 31, 2023 at a cost of \$31 per client per month. County cost is 25%.

Moved, Miller; second, Fitzak.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 506-1022**

**AUTHORIZING CREATING AND FILLING POSITIONS IN THE DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, The Department of Social Services continuously reviews staffing to provide more efficient operation of County business be it

RESOLVED, that this Legislature does hereby authorize the creation and filling of a Principal Account Clerk position in the Department of Social Services at Grade 15 of the CSEA Salary Schedule effective November 7, 2022; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the subsequent filling of Principal Account Clerk position should it be filled within the Department of Social Services, per the CSEA Salary Schedule.

FURTHER RESOLVED, that this Legislature does hereby authorize the abolishment of a part-time Account Clerk position (6010.2008) in the Department of Social Services at Grade 9 of the CSEA Salary Schedule effective October 27, 2022.

Moved, Miller; second, Fitzak.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.



**RESOLUTION NO. 507-1022**

APPROVING A RENEWAL AGREEMENT BETWEEN OFFICE FOR THE AGING DEPARTMENT AND MEDINA TRANSPORT TAXI, LLC

RESOLVED, that this Legislature does hereby approve the following agreement for the Aging Department:

Medina Transport Taxi, LLC, 493 East Center Street, Medina, NY 14103 to provide medical transportation services for Orleans County residents age 60 and older from November 1, 2022 to October 31, 2023 at a cost of up to \$40,000 for the first year. County cost is up to \$6,674.

Moved, Miller; second, Fitzak.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 508-1022**

AUTHORIZING THE OFFICE FOR THE AGING DEPARTMENT TO ADD A CELL PHONE TO THE VERIZON ACCOUNT

RESOLVED, that this Legislature does hereby authorize the Orleans County Office for the Aging Department to add a cell phone to the Verizon account, to be paid per month from Office for the Aging budget Account 01.6772.0401 – Cellular Phones

FURTHER RESOLVED, that this Legislature approves the Cellular Phone Use Agreements for position Case Worker (6772.14) in the Office for the Aging program that will be using this Verizon cell phone.

Moved, Miller; second, Fitzak.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 509-1022**

AUTHORIZING COUNTY TREASURER TO SET UP NEW MONEY IN THE OFFICE FOR THE AGING BUDGET

RESOLVED, that the County Treasurer is authorized to set up new money as a result of 2022 state and federal allocations were received as follows:

REVENUE:

01.6772.3772	Office for the Aging- State Funding	\$13,000.00
01.6772.4772	Office for the Aging- Federal Funding	\$ 2,792.00

APPROPRIATIONS:

01.6772.0401	Cell Phones	\$ 630.00
01.6772.0411	Office Supplies	\$ 1,500.00
01.6772.0461	Postage	\$ 3,000.00

01.6772.0462	Mileage-In County	\$ 3,662.00
01.6772.0473	Nutrition	\$ 5,000.00
01.6772.0486	Special Grant	\$ 2,000.00

Moved, Miller; second, Fitzak.  
 Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 510-1022**

**AUTHORIZING ABOLISHING, CREATING AND FILLING POSITIONS IN THE OFFICE FOR THE AGING**

WHEREAS, there is a Full-Time Aging Services Specialist who is retiring in the Office for the Aging, and

WHEREAS, the following position changes presented herewith will be contingent upon the availability of receiving additional Office for the Aging funding; now be it

RESOLVED, that this Legislature authorizes the abolishing of the fulltime Aging Services Specialist position (6772.22) at Grade 15 in the Office for the Aging effective November 28, 2022; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation and filling of a full-time Caseworker in the Office for the Aging at Grade 16 of the CSEA Salary Schedule effective November 28, 2022.

Moved, Miller; second, Fitzak.  
 Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 511-1022**

**SUPPORTING OPERATION GREEN LIGHT FOR ACTIVE MILITARY SERVICE MEMBERS IN TRANSITION TO CIVILIAN LIFE (VETERAN STATUS)**

WHEREAS, the residents of Orleans County have great respect, admiration, and the utmost gratitude for all of the men and women who have selflessly served their country and this community in the Armed Forces; and

WHEREAS, the contributions and sacrifices of the men and women that served in the Armed Forces have been vital in maintaining the freedoms and way of life enjoyed by our citizens; and

WHEREAS, Orleans County seeks to honor these individuals who have paid the high price for freedom by placing themselves in harm's way for the good of all; and

WHEREAS, New York States Veteran Population has decreased by 44% over the last 20 years; and

WHEREAS, Veterans continue to serve their community in the American Legion, Veterans

of Foreign Wars, church groups, civil service; and

WHEREAS, approximately 200,000 service members transition to civilian communities annually; and

WHEREAS, an estimated 20% increase of service members will transition to civilian life in the near future; and

WHEREAS, studies indicate that 44% to 72% of service members experience high levels of stress during transition from military to civilian life; and

WHEREAS, Active Military Service Members transitioning from military service are at a high risk for suicide during their first year after military service; and

WHEREAS, the County of Orleans appreciates the sacrifices our United State Military Personnel made while defending freedom and believes specific recognition be accorded them in appreciation of their service and to demonstrate the honor and support they have earned; now be it

RESOLVED, with designation as a Green Light for Military Service County, Orleans County hereby declares from November 1<sup>st</sup> through Veterans Day, November 11<sup>th</sup> 2022 a time to salute and honor the service and sacrifice of our men and women in uniform transitioning from Active Service; and be it

FURTHER RESOLVED, that in observance of Operation Green Light, the Orleans County Legislature encourages all citizens in patriotic tradition to recognize the importance of honoring all those who the immeasurable sacrifices helped to preserve freedom by displaying a green light in a window of their place of business or residence.

Moved, Miller; second, Fitzak.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 512-1022**

**AUTHORIZING THE COUNTY TREASURER TO SET UP NEW MONEY IN THE JOB DEVELOPMENT BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new money in the Job Development Budget for a donation from GLOW Works, Inc. to support 2022 GLOW with Your Hands as follows:

REVENUE:

014.0014.2705	Donation	\$444.64
---------------	----------	----------

APPROPRIATION:

014.6293.0418	Other Contractual: Supportive Services	\$444.64
---------------	--	----------

Moved, Miller; second, Fitzak.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 513-1022**

**AUTHORIZING SALARY FOR PART-TIME VOTING MACHINE TECHNICIANS**

RESOLVED, that this Legislature authorizes the rate of pay for the part-time Voting Machine Technicians to be set at \$22.47 per hour effective October 27, 2022.

Moved, Miller; second, Fitzak.

Adopted. 6 ayes; 0 nays; 1 absent-Draper.

Legislator Allport stated that these are tax payers that are exercising their 2<sup>nd</sup> Amendment right. NYS places a tax on them to get a permit, called a fee. This is a hidden tax. Now the powers in Albany have decided to change the description of something. They are going back to the same people who are following the rules, asking these tax payers to pay more tax to exercise their 2<sup>nd</sup> Amendment rights. I think this is a shame and I am voting against this. The following resolution was adopted.

**RESOLUTION NO. 514-1022**

**AUTHORIZING FEE FOR SEMI AUTOMATIC RIFLE AMENDMENTS IN THE COUNTY CLERK'S OFFICE**

RESOLVED, that this Legislature approves the County Clerk to charge a \$10.00 fee to process Semi-Automatic Rifle Endorsement Amendments onto current pistol permit license holders effective October 27, 2022.

Moved, Fitzak; second, Morgan.

Adopted. 5 ayes; 1 nays-Allport; 1 absent-Draper.

**RESOLUTION NO. 515-1022**

**SETTING DATE OF PUBLIC HEARING ON LOCAL LAW NO. 3-INTRO OF 2022 AMENDING LOCAL LAW NO. 4 OF THE YEAR 2014 AND INCREASING THE MAXIMUM INCOME ELIGIBILITY LEVEL FOR THE SENIOR CITIZEN TAX EXEMPTION UNDER SECTION 467 OF THE REAL PROPERTY TAX LAW**

WHEREAS, there has been duly presented and introduced to this Legislature, a proposed local law entitled "A LOCAL LAW AMENDING LOCAL LAW NO. 4 OF THE YEAR 2014 AND INCREASING THE MAXIMUM INCOME ELIGIBILITY LEVEL FOR THE SENIOR CITIZEN TAX EXEMPTION UNDER SECTION 467 OF THE REAL PROPERTY TAX LAW"; and

WHEREAS, no local law shall be adopted until a public hearing thereon has been held by the Orleans County Legislature upon at least five days notice; now be it

RESOLVED, that a public hearing shall be held on the said proposed local law by this Legislature November 16, 2022 at 4:20 p.m. at the Orleans County Legislature, 14016 Roue 31 W, Suite 204, Albion, New Yor, at which time all interested parties will be heard.

Moved, Miller; second, Fitzak.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 516-1022**

**SETTING DATE OF PUBLIC HEARING FOR LOCAL LAW NO. 4-INTRO OF 2022  
REGARDING DISABLED TAX EXEMPTIONS**

WHEREAS, there has been duly presented and introduced to this Legislature a proposed local law entitled “A Local Law Amending Local Law No. 5 of the Year 2017 to Revise Income Eligibility Levels”; now be it

RESOLVED, that a public hearing shall be held on the said proposed local law by this Legislature November 16, 2022 at 4:25 p.m. at the Orleans County Legislature, 14016 Roue 31 W, Suite 204, Albion, New Yor, at which time all interested parties will be heard.

Moved, Miller; second, Fitzak.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 517-1022**

**AUTHORIZING ACCEPTANCE AND PAYMENT OF NEW YORK STATE HEALTH CARE  
AND MENTAL HYGIENE WORKER BONUSES AND AUTHORIZING COUNTY  
TREASURER TO SET UP FUNDS**

WHEREAS New York State launched the Health Care and Mental Hygiene Worker Bonus program to be included in the fiscal year 2023 New York State budget; and

WHEREAS, employee claims are to be submitted for eligible titles based on criteria designed by New York State in accordance with the law for the purpose of recruitment and retention of certain frontline health care workers; and

WHEREAS there are five consecutive vesting periods of which a qualified employee may submit for a maximum of two periods including October 1, 2021-March 31, 2022, April 1, 2022-September 30, 2022, October 1, 2022-March 31, 2023, April 1, 2023-September 30, 2023 and October 1, 2023-March 31, 2024; now be it

RESOLVED that this Legislature authorizes making payments as they are received for qualified employees in compliance with New York State Statute; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to set up new monies in the Mental Health and Public Health budgets for the setup of revenue and expense for Health Care and Mental Hygiene Worker Bonus payments received as follows:

REVENUE:

01.4310.3490	Mental Health Administration	\$31,756.75
--------------	------------------------------	-------------

APPROPRIATION:

01.4310.0100	Personal Services	\$29,500.00
01.4310.0820	Medicare	\$ 427.75
01.4310.0830	Social Security	\$ 1,829.00

REVENUE:

01.4010.3496	Public Health Healthcare Bonus	\$ 4,844.25
--------------	--------------------------------	-------------

APPROPRIATION:

01.4010.0100	Personal Services	\$ 4,500.00
01.4010.0820	Medicare	\$ 65.25
01.4010.0830	Social Security	\$ 279.00

Moved, Miller; second, Fitzak.  
 Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 518-1022**

**AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID 2022-2023 SCHOOL TAXES TO THE 2023 COUNTY/TOWN TAX BILLS**

RESOLVED, that pursuant to the request from the County Treasurer, she is hereby authorized to relevy the unpaid school taxes, adding a 7% penalty, to be added to the 2023 tax rolls, for the respective towns as of November 1, 2022.

Moved, Miller; second, Fitzak.  
 Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 519-1022**

**AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID 2022 SOLID WASTE/RECYCLING FEES TO THE 2023 COUNTY/TOWN TAX BILLS**

RESOLVED, that pursuant to the request from the County Treasurer, she is hereby authorized to relevy the unpaid 2022 Solid Waste/Recycling fees, to be added to the 2023 tax rolls for the respective towns as of November 1, 2022.

Moved, Miller; second, Fitzak.  
 Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 520-1022**

**AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID 2022-2023 VILLAGE TAXES TO THE 2023 COUNTY/TOWN TAX BILLS**

WHEREAS, Local Law No. 4 of 1997 provides for the collection of certain delinquent Village taxes by the County of Orleans in accordance with Section 1442 of the Real Property Tax Law of the State of New York, be it

RESOLVED, that the County Treasurer is authorized to relevy the unpaid 2022-2023 village taxes, adding a 5% penalty, to be added to the 2023 tax rolls for the respective towns as of November 1, 2022.

Moved, Miller; second, Fitzak.

Adopted. 6 ayes; 0 nays; 1 absent-Draper.

Legislator Allport stated in March of 1993, the resolution read that this tax increase of 1% was a temporary fix that was needed to pay for infrastructure. I understand that we passed this throughout the years. 436 pieces of Legislation go through Albany, to the Assembly and the Senate, from all over the state to be signed by the governor to keep the county tax at 4%. These are unique times that we are living in. Government claims that we need the money to continue. Government gets all their money from tax payers. Government is looking at double digit inflation. Gasoline is up \$2.50 from two years ago. Businesses are staring to their employees that they need to get back in the office. They are getting over the COVID. The people that you are going to right now, saying that you have to pay more sales tax are the ones that are deciding that I have to decide that I have to pay for gas for work, fuel for the house and food. The tax payers that we represent in this county need all the help we can give. This isn't the cure all, but in school they say 'if I only reach one person.' If WE can help one person or family stay off DSS services or unemployment, I think we should do this. I am totally against this. The following resolution was adopted.

#### **RESOLUTION NO. 521-1022**

REQUESTING THE ENACTMENT OF A SPECIAL LAW AUTHORIZING AND EMPOWERING THE COUNTY OF ORLEANS TO EXTEND THE EXPIRATION OF THE IMPOSITION OF AN ADDITIONAL 1% SALES AND COMPENSATION USE TAX

WHEREAS, the enactment of a special law amending the tax law in relation to extending the expiration of the authorization to the County of Orleans to impose an additional 1% sales and compensating use tax is in the best interests of the County of Orleans; be it

RESOLVED, that pursuant to Article IX of the Constitution, the County of Orleans requests the enactment of a senate bill and an assembly bill, entitled "An Act to amend the tax law in relation to extending the expiration of the authorization to the County of Orleans to impose an additional 1% sales and compensating use tax"; said bills to extend the sales tax increase through November 30, 2026.

Moved, Miller; second, Fitzak.

Adopted. 5 ayes; 1 nays-Allport; 1 absent-Draper.

#### **RESOLUTION NO. 522-1022**

AUTHORIZING COUNTY TREASURER TO SET UP FUNDS FROM ARPA FOR PURCHASE AS PER RESOLUTION NO. 473-922

WHEREAS, Resolution No. 473-922 approved the purchase of a work station from Prentice Office Environments not to exceed \$40,000.00; now be it

RESOLVED, that this Legislature authorizes the County Treasurer to set up funds as follows:

REVENUE:

01.1326.4089 Federal Aid /ARPA \$31,754.35

APPROPRIATION:

01.1326.0470.1325 ARPA – Treasurer \$31,754.35

Moved, Miller; second, Fitzak.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 523-1022**

**AUTHORIZING REIMBURSEMENT TO ASSISTANT COUNTY ATTORNEY FOR CELL PHONE USAGE**

RESOLVED, that this Legislature authorizes payment from the County Attorney budget for Assistant County Attorney, Dana Graber, to be partially reimbursed for cell phone charges incurred in conducting daily business in the amount of \$50.00 per month, vouchered quarterly, effective November 1, 2022; and be it

Moved, Miller; second, Fitzak.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

**RESOLUTION NO. 524-1022**

**AUTHORIZING PAYMENT OF CLAIMS FOR NOVEMBER AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, Department of Public Works, and account S1710 of the Self-Insurance Fund will be audited by this Legislature, and claims for recurring Utility/Community College bills and County Credit Card charges will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Commissioner of the Department of Public Works, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims submitted for November 9, 2022:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General		
Utility Payments	Paid on line	
Department of Public Works		
Job Development		
Self Insurance		

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the



Commissioner of the Department of Public Works, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims submitted for November 23, 2022:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General		
Utility Payments	Paid on line	
Department of Public Works		
Job Development		
Self Insurance		

Moved, Miller; second, Fitzak.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

### **RESOLUTION NO. 525-1022**

APPROVING MODIFICATION OF E-WASTE COLLECTION AND RECYCLING AGREEMENT WITH SUNNKING INC.

WHEREAS, NYS Electronic Equipment Recycling and Reuse Act requires manufacturers to provide free and convenient recycling of electronic waste to most consumers in the state; and

WHEREAS, NYS DEC filed a Notice of Adoption with NYS Department of State to repeal and replace 6 NYCRR Part 368. The rule develops new regulations for the Existing Electronic Equipment Recycling and Reuse Act, among other actions; and

WHEREAS, existing registered entities have until January 1, 2023 to comply with any new requirements; now be it

RESOLVED, that this Legislature approves a modification with Sunnking, Incorporated, 4 Owens Road, Brockport, New York, 14420 effective November 1, 2022, which has no charge for electronics covered by the law, no charge for transportation and has the following charges:

Fluorescent Light Bulbs (Lamps)	\$1.50/lb.
Freon containing devices	\$0.55/lb.
Batteries – Alkaline/Alkaline Cadmium	\$1.50/lb.
Batteries – Lithium/button	\$7.50/lb.
Smoke Detectors/ Carbon Monoxide Detectors	\$10.00/each

FURTHER RESOLVED, that this agreement is subject to the review and approval of the County Attorney and Chief Administrative Officer.

Moved, Eick; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent-Draper.

Chairman Johnson called for brief recess until 5:15 p.m. at which time the Genesee County Legislators will join us virtually to present a joint Proclamation for the 10 Year Cross Jurisdictional Shared Services Relationship.

Chairman Johnson stated the time is now 5:15 p.m., the recess has ended and the meeting will come to order.

Chairman Johnson welcomed Genesee County Legislature to our virtual meeting.

(Inaudible) Genesee County Chairwomen Stein introduced those present in the Genesee County Chambers. Genesee County Legislator Torrey and Orleans County Legislator Allport read aloud the Proclamation that was presented to Public Health Director Paul Pettit and staff.

Paul Pettit stated that it is hard to believe it has been 10 years already. When this was passed in September of 2012, I was in Albion then quickly left that meeting to drive to Batavia, Genesee County to attend the Genesee County Legislature meeting. I am happy to see staff from Orleans County and Genesee County attend this event. This is a result of the hard work that you (employees) do every day. This is not always easy as there are challenges of both counties. You put the benefits and needs of our residents first. This is shown in the type of services by the way that they are delivered. We truly appreciate the support that we receive from both Legislatures in Genesee and Orleans County. There is a trust in us from and through both counties. Others have tried to replicate this, but it doesn't last. When this was started both counties were forward thinking and looking at what the benefits would be, how to save money and become more efficient. We are a model of what shared services can do when it is done with the proper support and staffing. The service goes hand in hand to our residents.

Chairwoman Stein stated, this is an incredible partnership. We are so proud. (inaudible) Chairman Johnson stated that we appreciate the relationship we have with your county.

Chairman Johnson asked if the Legislators had any old or unfinished business to discuss.

There being none, Chairman Johnson asked for open discussion from the public.

Hearing no comments from the public, Legislator Allport made a motion to close the meeting, second by Legislator Morgan. The meeting closed at 5:24.