

**Legislature Meeting**  
**July 18, 2023**

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Chairman Lynne Johnson called the meeting to order at 4:00 p.m., followed by the Pledge to the Flag. Veterans Services Director Nancy Traxler then gave the invocation.

Clerk Lisa Stenshorn called the roll. All Legislators were present in the Chambers: Allport, Draper, Eick, Fitzak, Johnson, and Morgan. Legislator Miller was absent.

The Clerk presented the following communications:

County Treasurer Kim DeFrank, has filed the annual examination of Petty Cash Accounts report for 2023 has been filed in the Clerk of the Legislature Office. All of the Petty Cash funds were in balance.

Request for Use of Courthouse Square from DSS Commissioner Holli Nenni to place a banner on the lawn from August 1, 2023 – August 15, 2023. This will be to promote August as Child Support Awareness month. **Board Approved**

*Email received by our County Clerk from new resident Wendy Shust:*

*We just wanted to take the time to share feedback on the amazing service we received from Amber at the Albion DMV. We recently relocated to New York and Amber helped us get New York licenses and register and get plates for our vehicle. She was pleasant and patient and helped us through the process efficiently. She made our first experience with the NY DMV a great experience and just wanted to make sure to let someone know how great Amber did!*

*Thank you,  
Wendy Shust*

*2 Thank you letters received by Sheriff Bourke:  
Both read aloud*

Special Recognition:

Legislator Draper presented a Special Recognition to Probation Director Luci Welch upon her retirement from Orleans County. Mrs. Welch worked for the County for 33 years, in the Probation Department. Legislator Allport presented a citation to Luci Welch from NYS Assemblyman Steve Hawley.

Treasurer Kimberly DeFrank stated the June report shows that \$1,700,000.00 of the levy being transferred to the road fund for mowing and plowing payments to the Towns. DPW Commissioner stated that the Lakeshore REDI project has been completed. All of the grant money for that project have been received and should be ready to close out. Our cash flow is looking good.

Chairman Johnson asked the Legislators if there was any open discussion or comments.

Hearing none, Chairman Johnson then asked the public for any open discussion as it related to the resolutions. There being none offered, Chairman Johnson began with the presentation of resolutions.

Legislator Allport moved to add one resolution to the agenda; second by Legislator Morgan. Motion carried. The following resolutions were presented for adoption:

**RESOLUTION NO. 343-723**

APPROVING AGREEMENT BETWEEN THE SHERIFF'S OFFICE AND EM SYSTEMS, INC.

RESOLVED, that this Legislature approves a new agreement between the Sheriff's Office and EM Systems, Inc., 4043 Maple Road, Ste 211, Amherst, NY 14226, for the CAD/RMS system, effective September 1, 2023 through August 31, 2024, at a cost of \$325,000.00 to be paid from the Sheriff's Budget 01.3110.0270- Capital Equipment.

Moved, Draper; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent: Miller.

**RESOLUTION NO. 344-723**

AUTHORIZING THE SHERIFF'S OFFICE TO APPLY FOR GRANT FUNDING THROUGH AEDGRANT.COM

WHEREAS, the Orleans County Sheriff's Office requests to participate in the grant funding available through AEDGrant.com; now be it

RESOLVED, that this Legislature does hereby authorize the Sheriff Office to apply for grant funding through AEDGrant.com, granting purchases towards the cost of automated external defibrillators purchased for law enforcement officers.

Moved, Draper; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent: Miller.

**RESOLUTION NO. 345-723**

APPROVING AGREEMENT BETWEEN THE SHERIFF'S OFFICE AND ORLEANS COUNTY ANIMAL CONTROL OFFICERS

WHEREAS, Resolution No. 573-1222 approved an agreement for compensation to Animal Control Officers within the Orleans County Sheriff's Office; now be it

RESOLVED, that this Legislature approve that Orleans County Animal Control Officer position (3510.01) be compensated for the collection and preparation of rabies specimens at a rate of \$25.00 per specimen effective June 1, 2023 through December 31, 2023, to be paid from the Sheriff's Animal Control Budget Account 01.3510.0452-Personal Service Contracts.

Moved, Draper; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent: Miller.

**RESOLUTION NO. 346-723**

## AUTHORIZING PURCHASES FOR EQUIPMENT IN THE SHERIFF'S OFFICE

RESOLVED, that this Legislature does hereby approve the following purchases with the following agencies:

Federal Eastern International, 1523 Chaffee Rd S, Unit 12, Jacksonville, FL 32221 for four (4) bullet proof vests in the amount of \$5393.24, to be paid from the Sheriff's budget 01.3110.0415-Uniform & Cleaning Allowance, with up to a 50% allowable reimbursement for purchase of each unit from FY21 Patrick Leahy Bullet Proof Vest Partnership (BVP), administered through the Bureau of Justice Assistance.

Defense Technology, 1855 South Loop, Casper, WY 82601 who is a sole source provider for less lethal tactical equipment in the amount of \$10,361.15 to be paid from the Sheriff's SWAT budget 01.3130.0250-other equipment.

Moved, Draper; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent: Miller.

### **RESOLUTION NO. 347-723**

## AUTHORIZING OUT OF STATE TRAVEL FOR SHERIFF'S OFFICE

RESOLVED, that the Legislature does hereby authorize out of state travel by Chief Deputy Robin Riemer and Administrative Chief Deputy Jeffery Gifaldi to attend the First Responder Summit being held in Washington, DC, from July 26, 2023 through July 28, 2023, expenses to be paid from the Sheriff's Budget 01.3110.0463-travel other than mileage.

Moved, Draper; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent: Miller.

### **RESOLUTION NO. 348-723**

## AUTHORIZING THE ORLEANS COUNTY TREASURER TO SET UP FUNDS IN THE EMERGENCY MANAGEMENT BUDGET

WHEREAS, Resolution 230-423 approved travel for Chairman Lynne M. Johnson, Legislator Merle "Skip" Draper, Legislator John Fitzak to travel out of state to attend the 2023 National Homeland Security Conference in Chicago, IL on July 23, 2023 through July 28, 2023, with all costs covered by Emergency Management Grant funds; and

WHEREAS, travel and expenses related to the Homeland Security conference are a permissible expense using State Homeland Security Program funding; now be it

RESOLVED, that this Legislature authorize the County Treasurer to set up money in the Emergency Management budget for registration, airfare and lodging at the 2023 National Homeland Security Conference as follows:

### REVENUE:

01.3640.4309.2022	ST Homeland Security Grant-	\$10,000.00
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SHSP FY22

APPROPRIATIONS:

01.3640.0486.2022 Special Grants S/SHSP FY22 \$10,000.00

Moved, Draper; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent: Miller.

**RESOLUTION NO. 349-723**

**AUTHORIZING OUT OF STATE TRAVEL FOR DIRECTOR OF EMERGENCY MANAGEMENT**

WHEREAS, Senator Gillibrand is hosting a New York First Responder Summit that will include sessions on What to Expect from the 118<sup>th</sup> Congress, Townhall: How the Biden-Harris Administration Can Help, Grants & Programs 101, Keeping our Promise: 9/11 Health Coverage, and Confronting our Challenges: Recruitment & Retention, Drugs & Mental Health in our communities; now be it

RESOLVED, that the Legislature does hereby authorize out of state travel by Justin Niederhofer, Director of Emergency Management to attend the First Responder Summit to be held in Washington, DC, from July 26, 2023 through July 27, 2023 with expenses to be paid from the Emergency Management travel budget.

Moved, Draper; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent: Miller.

Legislator Allport stated that this should be tabled until after the public hearing. We should hear what the Towns and people think before we proceed. This is like putting the cart before the horse. Chairman Johnson asked County Attorney Bogan for clarification on this. Mrs. Bogan stated that this is to get the referendum on the ballot for the general election in November. Chairman Johnson stated that tomorrow, Wednesday, there is an information session here that the District Attorney and Public Defender will lead. In August we will announce the Public Hearing. The vote on this will Local Law will be in September. Legislator Allport indicated that we are moving forward on this referendum before there is any public hearing to hear the public. I'm not asking to get rid of this, it should be tabled. Chairman Johnson stated that we are on a timeline to get this on the ballot. The referendum is due to the Board of Elections August 7, 2023. Legislator Allport stated we are here representing the people of this county. Before we move forward on a local law, we should hear what the people have to say about this. Chairman Johnson stated this resolution is to put the Local Law on the ballot to let the people decide. The following resolution was adopted.

**RESOLUTION NO. 350-723**

**CALLING FOR A MANDATORY REFERENDUM ON THE 2023 GENERAL ELECTION**

RESOLVED, that this Legislature does hereby call for a mandatory referendum on the next general election to be held on November 7, 2023 as follow: Should Local Law 3-Intro of 2023 entitled 'A Local Law to Establish a District Court System in Orleans County' be approved.

Moved, Draper; second, Allport.  
Adopted. 5 ayes; 1 nays: Allport; 1 absent: Miller.

**RESOLUTION NO. 351-723**

AMENDING RESOLUTION NO. 208-423 BETWEEN THE PUBLIC DEFENDER'S OFFICE AND A FORENSIC EXPERT

WHEREAS, Resolution No. 208-423 approved an agreement between the Public Defender's Office and forensic expert Ana Natasha Cervantes, M.D., PLLC, in the amount of \$10,000.00; and

WHEREAS, the initial retainer was previously paid and has been exhausted, and additional services have been provided by this expert, and pursuant to the existing retainer agreement and final invoice in the amount of \$3,500.00 shall be paid for services rendered; now be it

RESOLVED, that this Legislature amend Resolution No. 208-423 to increase the agreement amount to include the final payment of \$3,500.00, to be paid to forensic expert Ana Natasha Cervantes, M.D., PLLC, 465 Tiburon Lane, East Amherst, NY 14051; and be it

FURTHER RESOLVED, that the additional expense related to this evaluation shall have no County cost and is fully covered under Contract #CSTWIDEHH33.

Moved, Draper; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent: Miller.

**RESOLUTION NO. 352-723**

AUTHORIZING REIMBURSEMENT TO PROBATION DIRECTOR FOR CELL PHONE USAGE

RESOLVED, that this Legislature authorizes payment from the Probation Department budget, for the Director of Probation to be partially reimbursed for cell phone charges, incurred in conducting daily business, in the amount of \$50.00 per month, vouchered quarterly, effective July 11th; and be it

FURTHER RESOLVED, that this partial reimbursement for cell phone charges incurred in conducting daily business will remain with this job title indefinitely.

Moved, Draper; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent: Miller.

**RESOLUTION NO. 353-723**

AUTHORIZING FILLING POSITION IN THE MENTAL HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the filling of a vacant part-time Receptionist position (4310.40) in Mental Health at Grade 7 of the CSEA Salary Schedule, effective July 28, 2023; and be it

Moved, Allport; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent: Miller.

**RESOLUTION NO. 354-723**

**APPROVING AGREEMENT IN THE PUBLIC HEALTH DEPARTMENT FOR PRESCHOOL  
TRANSPORTATION**

RESOLVED, that this Legislature does hereby approve agreement in the Public Health Department with Parents or Guardians that provide transportation of their child/children from their home to the appointed school that are currently receiving mileage reimbursement an additional stipend of \$20.00 for in county and \$30.00 for out of county transports will be assessed for daily round trip transports only. Effective July 1, 2023 through 6/30/2024. Reimbursement at 59.5% from NYS Department of Health. County Cost 40.5%.

Moved, Allport; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent: Miller.

**RESOLUTION NO. 355-723**

**AMENDING RESOLUTION NO. 308-623 APPOINTING COMMISSIONER OF ELECTIONS**

WHEREAS, Resolution No. 308-623 appointed Michael Mele as Commissioner of the Board of Elections, representing the Republican Party; now be it

RESOLVED, that this Legislature amends Resolution No. 308-623 to include authorizing the suspension of the health insurance retirement benefit for Michael Mele during his time of service as the Commissioner of Elections; and be it

FURTHER RESOLVED, that this Legislature authorizes the resumption of the health insurance retirement benefit for Michael Mele once his service as the Commissioner of Elections concludes.

Moved, Allport; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent: Miller.

**RESOLUTION NO. 356-723**

**APPROVING AGREEMENT WITH DEPARTMENT OF PUBLIC WORKS AND CUSTOM  
CARPET CENTERS**

RESOLVED, that this Legislature does hereby approve an agreement with the Department of Public Works and Custom Carpet Centers, 2847 Southwestern Blvd, Orchard Park, NY 14127 to provide labor and materials to install carpet in the County Clerk's Building, sub locations Pistol Permit and Abstract Office at a cost not to exceed \$6,000.00; to be paid out of the Buildings and Grounds Division budget code: 01.1620.0470 Capital Project account. DPW Project ID: DPW94-2023. Pricing is through OMNIA Partners Contract #2020002150 Milliken. Agreement effective as soon as county gives notice to proceed.

Moved, Eick; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent: Miller.

**RESOLUTION NO. 357-723**

**APPROVING AGREEMENT BETWEEN THE DEPARTMENT OF PUBLIC WORKS AND  
NYS UNIFIED COURT SYSTEM**

RESOLVED, that this Legislature approves a new five-year agreement between the Department of Public Works Buildings and Grounds Division and NYS Unified Court System which provides for the County to perform interior cleaning, minor repairs and preventive buildings and grounds property maintenance services for court facilities for the period April 1, 2023 through March 31, 2028; and be it

FURTHER RESOLVED, that this Legislature approves the initial period of this maximum five-year term which shall commence retroactive April 1, 2023 through March 31, 2024 at the proposed budgeted cost of \$113,118.00 with a maximum of up to 100% reimbursement to be made to the county by the state.

Moved, Eick; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent: Miller.

**RESOLUTION NO. 358-723**

**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 provide labor, equipment and materials with paving portions of Oak Orchard River Road and Yates Carlton Townline Road; Project ID: DPW92-2023. Pricing is through the Road and Bituminous Bid award resolution #151-323 with a cost not to exceed \$35,000.00, and projects are reimbursable through the Consolidated Highway Improvement Program.

Moved, Eick; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent: Miller.

**RESOLUTION NO. 359-723**

**APPROVING AGREEMENT WITH DEPARTMENT OF PUBLIC WORKS AND MIDLAND  
ASPHALT**

RESOLVED, that this Legislature does hereby approve an agreement with the County Department of Public Works and Midland Asphalt, 640 Young Street, Tonawanda, New York 14151-0388 to provide labor, equipment and materials to Chip Seal PeterSmith Road from Route 104 to Route 18 and Waterport Carlton Road from Route 98 to Route 279. Pricing is through the County Department of Public Works Road and Bituminous Bid resolution #151-323, Project ID

DPW95-2023; to be paid from Road Fund account 03.5110.0470. Pricing is not to exceed \$110,000.00.

Moved, Eick; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent: Miller.

### **RESOLUTION NO. 360-723**

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

RESOLVED, as a result of a retirement, this Legislature does hereby authorize the filling of a vacant permanent full-time Building Maintenance Worker position (1620.25) in the Department of Public Works at Grade 12 of the CSEA Salary Schedule, effective July 28, 2023; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the subsequent filling of an internal position should it be vacated by the promotion into the Building Maintenance Worker position effective July 28, 2023.

Moved, Eick; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent: Miller.

### **RESOLUTION NO. 361-723**

#### **ADOPTING ADDITIONS TO CERTIFIED AGRICULTURAL DISTRICT**

WHEREAS, Article 25AA of State Agricultural and Markets Law provides for the addition of predominantly viable agricultural land into existing, certified agricultural districts following an annual thirty day enrollment period and public hearing; and

WHEREAS, said enrollment period occurred in June 2023 and proper notice was provided and a public hearing was held on July 18, 2023 following the report and recommendation of the Orleans County Agricultural and Farmland Protection Board;

THEREFORE, BE IT RESOLVED, that additions to Consolidated Agricultural District No. 1 of twenty-five (25) whole tax parcels of predominantly viable farmland be adopted as identified by numbers 8.00-1-18.12, 18.00-1-20.111, 18.00-1-22.124, 18.00-1-23.1, 18.00-1-30.2, 18.00-1-32.211, 18.00-1-32.212, 18.00-1-32.213, 18.00-1-33.1, 18.00-1-33.21, 18.00-1-35, 19.-1-38.1, 19.00-1-93, 20.00-1-13.12, 29.00-1-13.2, 29.00-1-28.111, 29.00-1-29.12, 30.00-1-3.211, 30.00-1-27, 38.00-1-40.12, 38.00-1-41.111, 40.00-1-10.2, 41.00-1-33, 58.00-1-1.1, and 64.00-2-26; and be it

FURTHER RESOLVED, that a Notice of Determination of Non Significance - Negative Declaration shall be filed in the absence of a significant effect of this action on the environment, pursuant to Article 8 of Environmental Conservation Law.

Moved, Eick; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent: Miller.



**RESOLUTION NO. 362-723**

**APPROVING AGREEMENT FOR PRINTING 2023-2024 COUNTY FISHING GUIDE**

WHEREAS, the Orleans County Tourism Department received three (3) written quotes for printing the 2023-2024 County Fishing Guide; now be it

RESOLVED, that this Legislature approves an agreement between the Tourism Department and Catamount Color, 89 Sand Hill Road, PO Box 8329, Essex, VT 05451-8329 to print 30,000 County Fishing Guide 2023-2024 at a total cost of \$6,615.00 including shipping, to be paid as follows: \$4,000.00 from Tourism budget 01.6410.0468- I Love New York Matching Funds budget and \$2,615.00 from Tourism budget 01.6410.0441-Printing.

Moved, Eick; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent: Miller.

**RESOLUTION NO. 363-723**

**APPROVING THE STANDARD WORK DAY AND RETIREMENT REPORTING FOR AN APPOINTED OFFICIAL**

RESOLVED, that the County of Orleans/10034 does hereby establish the following standard work day for the titles and will report the officials to the New York State and Local Retirement System based on the submitted record of activities as follows:

Title	Name	Standard Workday (Hrs/day)	Term	Days/Month	Not Submitted
<b>APPOINTED OFFICIAL</b>					
Coroner's Physician	Thomas Madejski, MD	6	1/1/2023-12/31/2024	.45	

Moved, Eick; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent: Miller.

**RESOLUTION NO. 364-723**

**APPROVING AN AGREEMENT WITH THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby approve an agreement between the Orleans County Department of Social Services and Brian P. Degnan, Esq. to provide conflict prosecution and appellate work for Child and Family services cases paid at the rate of \$158/hour including travel time round-trip to the Courthouse or DSS. Reimbursement will be made for postage as expended and copies at the rate of \$.15 per copy. Term of agreement is June 1, 2023 through May 31, 2025. County cost is 50%.

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

**RESOLUTION NO. 365-723**

**AUTHORIZING COUNTY TREASURER TO SET UP NEW MONEY IN THE CHILD AND FAMILY SERVICES UNIT WITHIN ORLEANS COUNTY DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature accepts donations received from community members to assist the Child and Family Services unit of the Department of Social Services; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to set up new money in the Department of Social Services budget as follows:

REVENUE:

01.0001.2705	Donations	\$1,800.00
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APPROPRIATION:

01.6010.0418.6104	Child and Family Services- Donations	\$1,800.00
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Moved, Fitzak; second, Draper.  
Adopted. 6 ayes; 0 nays; 1 absent: Miller.

**RESOLUTION NO. 366-723**

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

RESOLVED that the Legislature does hereby authorize the creation of two (2) permanent, full-time Social Welfare Examiner positions at Grade 13 of the CSEA Salary Schedule in the Department of Social Services effective July 28, 2023; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the filling of two (2) newly created vacant full-time Social Welfare Examiner positions effective July 28, 2023; and be it

FURTHER RESOLVED, as a result of a resignation, that this Legislature does hereby authorize filling a full-time Social Welfare Examiner position (6010.0413) in the Department of Social Services at Grade 13 of the CSEA Salary Schedule effective July 28, 2023.

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

**RESOLUTION NO. 367-723**

**AUTHORIZING FILLING POSITION IN THE JOB DEVELOPMENT AGENCY**

RESOLVED, that this Legislature does hereby authorize the filling of a vacant part-time Employee and Training Program Assistant position (6210.20) in the Job Development Agency, at grade 7 of the CSEA Salary Schedule, effective July 28, 2023; and be it

FURTHER RESOLVED, that this position will remain dependent upon funding availability within the Job Development Agency budget.

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

**RESOLUTION NO. 368-723**

**AUTHORIZING FILLING VACANCY IN THE DEPARTMENT OF MOTOR VEHICLES**

WHEREAS, due to an employee resignation, it is important to continue servicing the public's needs in the Department of Motor Vehicles; now be it

RESOLVED, that this Legislature does hereby authorize the County Clerk to fill a vacant full time Motor Vehicle Application Examiner position (1410.06) in the Motor Vehicle Department at Grade 10 of the CSEA Salary Schedule, effective July 28, 2023.

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

**RESOLUTION NO. 369-723**

**AUTHORIZING PURCHASE IN THE COMPUTER SERVICES DEPARTMENT**

RESOLVED, that this Legislature does hereby authorize the purchase of network switches from SHI International Corp., 290 Davidson Avenue, Somerset, NJ 08873, to be paid from Computer Services Budget 01.1680.0250, at a cost not to exceed \$11,000.00.

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

**RESOLUTION NO. 370-723**

**AUTHORIZING COMPUTER SERVICES TO PURCHASE A NEW VOIP PHONE SYSTEM AND AUTHORIZING COUNTY TREASURER TO SET UP FUNDS IN THE COMPUTER SERVICES BUDGET**

RESOLVED, that this Legislature authorizes the Computer Services Department to purchase a VOIP phone system from Meridian IT Inc., 509 Erie Blvd., Syracuse, NY at a cost of \$181,651.18, to be paid from Computer Services budget 01.1680.0270-Capital Equipment; and be it,

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

Building and Equipment Reserve	\$129,805.00
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APPROPRIATION:

01.1680.0270            Capital Equipment            \$129,805.00

and be it,

FURTHER RESOLVED, that this Legislature authorizes the Computer Services Department to make payments to Meridian IT Inc., 509 Erie Blvd., Syracuse, NY in the amount of \$16,267.00 for annual Managed Services-IPO and SBC maintenance per year beginning in the second year in 2024 and concluding in the third year in 2025 to be paid from Computer Services budget 01.1680.418-Other Contractual Expenses; and be it

FURTHER RESOLVED, that this Legislature authorizes the Computer Services Department to make payments to Meridian IT Inc., 509 Erie Blvd., Syracuse, NY in the amount of \$408.08 for annual Analog gateway Customer Technical Support and Hardware Replacement Service per year beginning in the second year in 2024 and concluding in the third year in 2025 to be paid from 01.1680.418-Other Contractual Expenses; and be it

FURTHER RESOLVED, that this Legislature authorizes the Computer Services Department to make payments to Spectrum for telephone backup service, in the amount of \$690.31 per month to be paid from Computer Services budget 01.1680.0418-Other Contractual Expenses.

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

#### **RESOLUTION NO. 371-723**

#### **AUTHORIZING A NAME CHANGE FOR THE COMPUTER SERVICES DEPARTMENT AND AUTHORIZING RE-TITLING OF CERTAIN POSITIONS**

WHEREAS, through the years, the Computer Services Department has advanced to not only working on basic computers needs but to managing internet needs, emails, cybersecurity and data connecting in an ever changing technology based work environment; now be it

RESOLVED, that this Legislature authorizes a name change for the Computer Services Department to be Information Technology Services Department and to be referenced as ITS, to be effective August 1, 2023; and be it

FURTHER RESOLVED, that due to the department name change to Information Technology Services, this Legislature does hereby approve re-titling the positions of Director of Computer Services to Director of Information Technology Services and Deputy Director of Computer Services to Deputy Director of Information Technology Services, to be effective August 1, 2023.

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

#### **RESOLUTION NO. 372-723**

**AUTHORIZING THE TEMPORARY WAIVER OF ORLEANS COUNTY CIVIL SERVICE EXAM FEES**

WHEREAS, on June 30, 2023 Governor Kathy Hochul announced that as part of the Fiscal Year 2024 budget New York State Civil Service examination fees would be waived from July 1, 2023 through December 2025; and

WHEREAS, the County is required to pay the New York State Department of Civil Service for each examination ordered as Governor Hochul did not waive the State issued fees charged to local Civil Service agencies to administer Civil Service examinations; now be it

RESOLVED, that as a measure to assist in the recruitment of candidates. this Legislature does hereby authorize Orleans County Civil Service to temporarily waive the collection of examination fees for all candidates applying for Orleans County Civil Service for examinations scheduled for 2023 and announced after July 18, 2023 through December 31, 2023.

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

**RESOLUTION NO. 373-723**

**APPROVING AGREEMENT BETWEEN THE DEPARTMENT OF BUDGET OFFICER AND CLEARGOV AND AUTHORIZING COUNTY TREASURER TO SET UP FUNDS IN THE DEPARTMENT OF BUDGET OFFICER BUDGET**

RESOLVED, that this Legislature hereby approves an agreement with ClearGov, 2 Mill & Main, Suite 630, Maynard, Massachusetts 01754, to purchase software subscription and training for ClearGov solutions of Capital Budgeting and Digital Budget Book at an initial set up cost of \$5,760.00 and a pro-rata five month subscription cost of \$8,066.67 to be paid out of the Department of Budget Officer's budget 01.1340.0418, effective August 1, 2023 through December 31, 2023; and be it

FURTHER RESOLVED, that an additional four year subscription agreement shall have an annual cost of \$19,360.00 with a 3% increase each year with the option for renewal, effective January 1, 2024 through December 31, 2027; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to set up the funds to cover the purchase as follows:

Infrastructure Reserve	\$13,826.67
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**APPROPRIATION:**

01.1340.0418	Capital Construction Projects	\$13,826.67
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Moved, Draper; second, Fitzak.  
Adopted. 6 ayes; 0 nays; 1 absent: Miller.

**RESOLUTION NO. 374-723**

AUTHORIZING PAYMENT OF CLAIMS FOR AUGUST AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Department of Public Works, Special Grant Fund (Job Development Agency) 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 finds and that the Clerk of the Legislature, Commissioner of the Department of Public Works, Director of Job Development Agency 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 August 8, 2023 and August 22, 2023:

<u>Fund/Department:</u>	<u>Amount:</u>
General	
Road Fund	
Road Machinery Fund	
Special Grant Fund	
Self Insurance	

Moved, Allport; second, Morgan.  
Adopted. 6 ayes; 0 nays; 1 absent: Miller.

ADD-ON RESOLUTION

**RESOLUTION NO. 375-723**

AUTHORIZATION TO APPROVE REQUEST FOR EXTENDED SICK LEAVE AT HALF PAY FROM THE SHERIFF'S OFFICE

WHEREAS, Section 12.2.1 of the OCSEA Collective Bargaining Agreement provides for Extended Sick Leave at Half Pay upon the request of the employee and with the approval of the County Legislature and Sheriff, and

WHEREAS, a member of the OCSEA union has exhausted all accumulated sick leave time; and

WHEREAS, this member of the OCSEA union has requested a 30-day extended sick leave at half pay; and

WHEREAS, this member of the OCSEA union has supplied the appropriate medical documentation for this request; and

WHEREAS, the Sheriff is in support of granting this request; now be it

RESOLVED, that this Legislature grants approval of this request for a 30-day extended sick leave at the rate of one half pay for position 3150.01, to begin July 3, 2023 and ending of August 1, 2023; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chief Administrative Officer to grant any future extensions that are appropriate in this case.

Moved, Draper; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent: Miller.

Chairman Johnson asked for any discussion.

There being no comment or discussion offered, Legislator Draper made a motion to adjourn the meeting, seconded by Legislator Morgan. Motion carried. The meeting was adjourned at 4:55p.m.