



Zoom

Dial: 1 646 558 8656

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CONFERENCE SESSION

4:20 p.m. National Endowment of the Arts-Our Town Grant
GoArt! Executive Director, Gregory Hallock

LEGISLATURE MEETING - AGENDA

September 28, 2022 4:30 p.m.

Call to Order

Pledge to the Flag and Invocation lead by Orleans County Veteran

Roll Call

Presentation of Communications

Proclamations:

Domestic Violence Month

Sheriff Week

Treasurer's Report

Open Discussion – Legislators/Public Comment on Resolutions

Presentation of Resolutions:

425. Approving Agreement between the Sheriff's Office and the New York State Governor's Traffic Safety Committee (Draper)
426. Approving Memorandum of Understanding between the Sheriff's Office and Various Agencies Following Approving Certification of the 2023 Stop DWI Plan between the Sheriff's Office and the New York State Department of Motor Vehicles Governor's Traffic Safety Committee (Draper)
427. Authorizing Acceptance of Donations to the Sheriff's Office and Authorizing County Treasurer to Set up New Money in the Sheriff's Budget (Draper)
428. Authorizing Purchases from Sheriff's Budget (Draper)
429. Authorizing the Sale of Unused Ammo and Authorizing County Treasurer to Set up New Money in the Sheriff's Budget (Draper)
430. Authorizing Filling Vacancy in the Sheriff Department (Draper)
431. Authorizing Office of Emergency Management to Expend Grant Funding for Costs Incurred for Annual Inspection of the County Communication Towers (Draper)

432. Authorizing the Office of Emergency Management to Expend Grant Funds for the Purchase of New SCBA Equipment and Authorizing County Treasurer to Set up Funds (Draper)
433. Authorizing the Office of Emergency Management to Expend State Homeland Security Grant Funds for the Purchase of MCI And Smart Incident Command Boards and Authorizing County Treasurer to Set up Funds (Draper)
434. Authorizing the Office of Emergency Management to Expend State Homeland Security Grant Funding for the Purchase of a Ram Air Turnout Gear Dryer and Authorizing County Treasurer to Set up Funds (Draper)
435. Authorize Emergency Management Office to Expend State Homeland Security Grant Funding for Purchase and Authorizing County Treasurer to Set up Funds (Draper)
436. Authorize Emergency Management Office to Expend Statewide Interoperable Communication Grant Funds and Authorizing County Treasurer to Set up Funds (Draper)
437. Approving Agreement with Probation and New York State Department Office of General Services Division of Real Estate and Leasing Services (Draper)
438. Approving Agreements between Mental Health Department and Various Providers (Allport)
439. Approving Agreements between the Public Health Department and the University of Rochester (Allport)
440. Approving Agreement between the Health Department and Beyond Learning Center for Center-Based Preschool (Allport)
441. Approving Agreements between the Health Department and Various Agencies for Related Services Preschool (Allport)
442. Approving Agreement between the Health Department and Batavia Downs Gaming and Hotel (Allport)
443. Authorizing Public Health Department to Apply for Grant Funding through National Environmental Health Association (Allport)
444. Authorizing Out of State Travel for Health Department Employees (Allport)
445. Approving Agreement between Department of Public Works and Garland/DBS, Inc (Eick)
446. Approving Agreement with the Department of Public Works and Labella Associates, P.C. and Authorizing County Treasurer to Set up Monies (Eick)
447. Authorizing Payments from Capital Project Lake Ontario REDI Account (Eick)
448. Amending Resolution No. 324-622 for Assistant Engineer Position in the Department of Public Works (Eick)
449. Authorizing Filling of a Position in the Department of Public Works (Eick)
450. Authorizing Orleans County to Enter Into an Inter Municipal Agreement (Eick)
451. Approving Agreement between Orleans County and Toshiba Business Solutions (Eick)
452. Appointing Representative to the Open Space Regional Advisory Committee (Eick)
453. Approving Agreement between Tourism Department and NY Web Works (Eick)
454. Authorizing Adopting Oak Orchard Small Watershed Protection District Administrative Board Amendment (Eick)
455. Approving Appointment to the Oak Orchard Watershed Board (Eick)
456. Approving Lease Agreements with RTO for Wireless Internet Services (Eick)
457. Authorizing Change Order to Capital Project Broadband Phase 1 (Eick)
458. Authorizing Payment from Capital Project Broadband Phase 1 (Eick)
459. Approving Agreements with the Department of Social Services (Miller)
460. Authorizing Purchase from Orleans County Department of Social Services Budget (Miller)

461. Authorizing Abolishing, Creating and Filling Positions in the Department of Social Services (Miller)
462. Authorizing Grant Application, Accepting and an Agreement between the Office For the Aging and the Alzheimer's Association, WNY Chapter (Miller)
463. Approving Agreement between Office For the Aging Department and Michelle Koch Blood, RD (Miller)
464. Authorizing Filling Vacancy in the Job Development Agency (Miller)
465. Approving Inter-Municipal Agreement between Orleans County and Genesee County for Youth Bureau Operation (Miller)
466. Authorizing Orleans County as Primary Municipality Partner for GOART! to Apply for the National Endowment of the Arts Our Town Grant (Miller)
467. Approving Agreement between Orleans County Board of Elections and New York State Board of Elections and Authorizing County Treasurer to Set up New Funds (Miller)
468. Authorizing Creating and Filling a Temporary Part-Time Clerk Position in the County Clerk/Pistol Permit Office (Draper)
469. Authorizing the Purchase of Software Licensing from Brite Computers (Draper)
470. Approving Agreement between County Treasurer and EFPR Group, CPA for Independent Audit (Draper)
471. Approving Agreement between County Treasurer and Eric Ryan Corporation to Review and Analyze any Utility, Telecommunications and Internet/Data Billings (Draper)
472. Authorizing County Treasurer to Place Advertisement Regarding Unpaid Taxes (Draper)
473. Approving Purchase between the County Treasurer and Prentice Office Environments (Draper)
474. Authorizing Payment of Claims for October Against the County (Morgan)

Unfinished Business

Adjournment

RESOLUTIONS:

RESOLUTION NO. 425-922

APPROVING AGREEMENT BETWEEN THE SHERIFF'S OFFICE AND THE NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE

WHEREAS, this Legislature, in Resolution No. 142-322, had authorized the Orleans County Sheriff's Office to apply to the New York Governor's Traffic Committee, 6 Empire State Plaza, Albany, NY 12228, for Police Traffic Safety, and Child Passenger Grants, now be it

RESOLVED, that this Legislature accepts the 2022-2023 Police Traffic Services Grant PTS-2023-Orleans Co SO-00106-(037) award in the amount of \$8,750.00, for funding period October 1, 2022 through September 30, 2023 to be used for traffic law enforcement to increase seat belt usage and reduce dangerous driving behaviors, now be it

FURTHER RESOLVED, this Legislature accepts the 2022-2023 Child Passenger Safety Grant CPS-2023-Orleans Co SO-00105-(037) award in the amount of \$2,500.00, for funding period October 1, 2022 through September 30, 2023 to be used for public outreach on proper use and installation of child safety seats, technician certification/recertification fees, CPS conference fees, and equipment purchases.

Moved, Draper; second,

RESOLUTION NO. 426-922

APPROVING MEMORANDUM OF UNDERSTANDING BETWEEN THE SHERIFF'S OFFICE AND VARIOUS AGENCIES FOLLOWING APPROVING CERTIFICATION OF THE 2023 STOP DWI PLAN BETWEEN THE SHERIFF'S OFFICE AND THE NEW YORK STATE DEPARTMENT OF MOTOR VEHICLES GOVERNOR'S TRAFFIC SAFETY COMMITTEE

RESOLVED, that this Legislature approves the Certification of the 2023 STOP-DWI Plan with the New York State Department of Motor Vehicles Governor's Traffic Safety Committee , 6 Empire Plaza, Albany, NY 12228, for a budget of \$30,190.00, for the annual plan year January 1, 2023 through December 31, 2023, now be it

FURTHER RESOLVED, that this Legislature does hereby approve Memorandum of Understanding by distributing allocations for enforcement activity of personal and equipment services for the purpose of fulfilling and following the certification of the 2023 STOP DWI Plan between the Sheriff's Office and New York State Motor Vehicle-Governor's Traffic Safety Committee with the following agencies as set forth in the 2023 STOP DWI Certification Plan: Orleans County Probation Department, Village of Albion Police Department, Village of Holley Police Department and Village of Medina Police Department.

Moved, Draper; second,

RESOLUTION NO. 427-922

AUTHORIZING ACCEPTANCE OF DONATIONS TO THE SHERIFF'S OFFICE AND AUTHORIZING COUNTY TREASURER TO SET UP NEW MONEY IN THE SHERIFF'S BUDGET

RESOLVED, that this Legislature accepts generous donations received from community members to assist the Sheriff's Office budget, now be it

FURTHER RESOLVED, that the County Treasurer is authorized to set up new money in the Sheriff's Office budget, as follows:

REVENUE:

| | | |
|--------------|-------------------|---------|
| 01.0001.2705 | Gifts & Donations | \$50.00 |
|--------------|-------------------|---------|

APPROPRIATION:

01.3110.0499 K9 Sheriff \$50.00

Moved, Draper; second,

RESOLUTION NO. 428-922

AUTHORIZING PURCHASES FROM SHERIFF’S BUDGET

RESOLVED, this this Legislature does hereby approve the following SWAT purchases from the following agencies:

Amchar, 100 Air Pack Drive, Rochester, NY 14624 for ten (10) Surefire RC2 5.56 suppressors, color black and ten (10) Surefire 3 prong 5.56 flash hider, ½ x 28 GEN4 adaptor in the amount of \$10,513.50 to be paid out of the Sheriff’s SWAT budget account 01.3130.0250-Other Equipment.

JPR Trailers Sales, 16761 Ridge Road, Holley, NY 14470 for a 6ft x 12ft enclosed cargo trailer with rear and side door, color black in the amount of \$6,200.00 to be paid out of the Sheriff’s SWAT budget account 01.3130.0250-Other Equipment.

Moved, Draper; second,

RESOLUTION NO. 429-922

AUTHORIZING THE SALE OF UNUSED AMMO AND AUTHORIZING COUNTY TREASURER TO SET UP NEW MONEY IN THE SHERIFF’S BUDGET

WHEREAS, the Orleans County Sheriff’s Office is changing over from outdated 45mm handguns to 9mm handguns and has unusable Winchester Q4170 230 Grain 45 APC Full Metal Jacket training ammunition; and

WHEREAS, the Niagara County Community College Public Safety Department has the need for this ammunition and has agreed to purchase it from the Sheriff’s Office at the county cost of \$136.23 per case/500 for a total of \$1,907.22; now be

RESOLVED, that this Legislature authorizes the sale of the Winchester Q4170 230 Grain 45 ACP Full Metal Jacket training ammunition to the Niagara County Community College Public Safety Department; and be it

FURTHER RESOLVED, that this Legislature authorizes the County Treasurer to set up new money in the Sheriff’s Budget as follows:

REVENUE:

| | | |
|--------------|-------------------|------------|
| 01.3110.2265 | Sale of Equipment | \$1,907.22 |
|--------------|-------------------|------------|

APPROPRIATION:

| | | |
|--------------|-----------------|------------|
| 01.3110.0250 | Other Equipment | \$1,907.22 |
|--------------|-----------------|------------|

Moved, Draper; second,

RESOLUTION NO. 430-922

AUTHORIZING FILLING VACANCY IN THE SHERIFF DEPARTMENT

RESOLVED, this Legislature authorizes the filling of the vacant permanent fulltime Undersheriff position (3110.02) in Sheriff Department at Grade 11 of the Management Compensation Plan effective September 29, 2022.

Moved, Draper; second,

RESOLUTION NO. 431-922

AUTHORIZING OFFICE OF EMERGENCY MANAGEMENT TO EXPEND GRANT FUNDING FOR COSTS INCURRED FOR ANNUAL INSPECTION OF THE COUNTY COMMUNICATION TOWERS

WHEREAS, Orleans County has nine (9) LMR communication towers requiring annual inspection to maintain functionality and this annual inspection has previously been sourced to Patriot Towers, 870 Scottsville-Chili Rd., Scottsville, NY 14546; now be it

RESOLVED, that this legislature approve the amount of \$8,890.00 for the inspection of all nine (9) LMR communication tower sites to be performed by Patriot Towers between October 1, 2022 and December 31, 2022, to be paid from EMO Budget 01.3640.0486.2074.

Moved, Draper; second,

RESOLUTION NO. 432-922

AUTHORIZING THE OFFICE OF EMERGENCY MANAGEMENT TO EXPEND GRANT FUNDS FOR THE PURCHASE OF NEW SCBA EQUIPMENT AND AUTHORIZING COUNTY TREASURER TO SET UP FUNDS

RESOLVED, that this Legislature authorizes the Director of Emergency Management to purchase four air packs and eight SCBA Air cylinders from DiVal Safety Supplies, 1721 Niagara Street, Buffalo, NY 14207, to be paid as follows: \$3,848.40 from State Homeland Security Program FY2020 Grant, \$20,655.00 from Emergency Management Performance Grant FY21, and \$20,655.00 from EMO budget 01.3640.0250 Other Equipment; and be it

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

REVENUE:

01.3640.4309.2020 State Homeland Security Program \$ 3,848.40

FY2020

| | | |
|--------------------------|----------------------|-------------|
| 01.3640.0486.0021 | Emergency Management | \$20,655.00 |
| Performance Grant FY2021 | | |

APPROPRIATIONS:

| | | |
|-------------------|----------------------------|-------------|
| 01.3640.4086.2020 | Special Grants – SHSP FY20 | \$ 3,848.40 |
| 01.3640.4086.0021 | Special Grants – EMPG FY21 | \$20,655.00 |

Moved, Draper; second,

RESOLUTION NO. 433-922

AUTHORIZING THE OFFICE OF EMERGENCY MANAGEMENT TO EXPEND STATE HOMELAND SECURITY GRANT FUNDS FOR THE PURCHASE OF MCI AND SMART INCIDENT COMMAND BOARDS AND AUTHORIZING COUNTY TREASURER TO SET UP FUNDS

WHEREAS, this Legislature understands the specialized tools and equipment required to manage mass casualty incidents and the importance of county wide compatibility; now be it

RESOLVED, that this Legislature approves the purchase of SMART Triage MCI and Incident Command boards from Kingfisher™ Medical, PO BOX 1052, Westerville, OH 43086 in the amount of \$2,246.20; and be it

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

REVENUE:

| | | |
|-------------------|---------------------------------|------------|
| 01.3640.4309.2021 | State Homeland Security Program | \$2,250.00 |
| FY2021 | | |

APPROPRIATIONS:

| | | |
|-------------------|----------------------------|------------|
| 01.3640.0486.2021 | Special Grants – SHSP FY21 | \$2,250.00 |
|-------------------|----------------------------|------------|

Moved, Draper; second,

RESOLUTION NO. 434-922

AUTHORIZING THE OFFICE OF EMERGENCY MANAGEMENT TO EXPEND STATE HOMELAND SECURITY GRANT FUNDING FOR THE PURCHASE OF A RAM AIR TURNOUT GEAR DRYER AND AUTHORIZING COUNTY TREASURER TO SET UP FUNDS

RESOLVED, that due to turnout gear requires regular cleaning, the Office of Emergency Management is hereby authorized to expend grant funding in the amount of \$12,300.00 to purchase

a TG-H Unit Ambient/Heated Air Gear Dryer from Ram Air Gear Dryer, 44 Limestone Rd. E, Brandon, Canada; and be it

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

REVENUE:

| | | |
|-------------------|-------------------------------------------|-------------|
| 01.3640.4309.2021 | State Homeland Security Program FY2021 | \$12,300.00 |
|-------------------|-------------------------------------------|-------------|

APPROPRIATIONS:

| | | |
|-------------------|----------------------------|-------------|
| 01.3640.0486.2021 | Special Grants – SHSP FY21 | \$12,300.00 |
|-------------------|----------------------------|-------------|

Moved, Draper; second,

RESOLUTION NO. 435-922

AUTHORIZE EMERGENCY MANAGEMENT OFFICE TO EXPEND STATE HOMELAND SECURITY GRANT FUNDING FOR PURCHASE AND AUTHORIZING COUNTY TREASURER TO SET UP FUNDS

RESOLVED, that this Legislature authorizes the Director of Emergency Management to expend State Homeland Security Program (SHSP) FY20 Grant funds for the purchase of an underwater drone from B&H Photo and Electronics Corp., 420 Ninth Ave., NY, NY 10001 at a cost not to exceed \$2,819.99; and be it

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

REVENUE:

| | | |
|-------------------|---------------------------------|------------|
| 01.3640.4309.2020 | State Homeland Security Program | \$2,819.99 |
|-------------------|---------------------------------|------------|

APPROPRIATION:

| | | |
|-------------------|-------------------------|------------|
| 01.3640.0486.2020 | Special Grants-SHSPFY20 | \$2,819.99 |
|-------------------|-------------------------|------------|

Moved, Draper; second,

RESOLUTION NO. 436-922

AUTHORIZE EMERGENCY MANAGEMENT OFFICE TO EXPEND STATEWIDE INTEROPERABLE COMMUNICATION GRANT FUNDS AND AUTHORIZING COUNTY TREASURER TO SET UP FUNDS

WHEREAS, Resolution 233-521 approved county connectivity to the L3Harris LMR BeOn Push-to-Talk Radio interface for smart phones/devices for Emergency Management Staff and the Sheriff's Office Command Staff; now be it

RESOLVED that the installation is complete and the system is confirmed fully functional, final payment to L3Harris be made in the amount of \$15,000.00; and be it

FURTHER RESOLVED, that this Legislature authorizes the County Treasurer to set up the remaining SICG FY18 funds as follows:

REVENUE:

| | | |
|-------------------|-------------------------------------------------|-------------|
| 01.3640.4309.0748 | Statewide Interoperable Communications Grant | \$15,000.00 |
|-------------------|-------------------------------------------------|-------------|

APPROPRIATIONS:

| | | |
|-------------------|---------------------------|-------------|
| 01.3640.0486.0748 | Special Grant – SICG FY18 | \$15,000.00 |
|-------------------|---------------------------|-------------|

Moved, Draper; second,

RESOLUTION NO. 437-922

APPROVING AGREEMENT WITH PROBATION AND NEW YORK STATE DEPARTMENT
OFFICE OF GENERAL SERVICES DIVISION OF REAL ESTATE AND LEASING
SERVICES

RESOLVED, This Legislature approves an agreement between the Probation Department and the New York State Office of General Services to provide an appropriate reporting station for New York State Parole at the Probation Department located at 13925 State Route 31, Suite 200, Albion New York effective January 1, 2023 through December 31, 2027 at an annual cost of \$10,000, to be paid monthly \$833.33.

Moved, Draper; second,

RESOLUTION NO. 438-922

APPROVING AGREEMENTS BETWEEN MENTAL HEALTH DEPARTMENT AND
VARIOUS PROVIDERS

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

Brent Parker 2704 Deerborn St, Wylie, Texas, 75098 for the purpose of providing Orleans County first responders a presentation in November 2022. County cost is \$0.

Children's Health Home of Upstate New York (CHHUNY), LLC, 2300 Buffalo Road, Building 500B, Rochester, NY, 14624 for the purpose of ongoing collaboration and participation in health home care management programs for children, effective September 1, 2022 –August 30, 2027. County cost is \$0.

PrimeCare Medical, Inc., 3940 Locust Lane, Harrisburg, PA, 17109 for the purpose of provider shared electronic medical health record at the Orleans County Jail, effective September 1, 2022-December 31, 2023. County cost is \$0

Moved, Allport; second,

RESOLUTION NO. 439-922

APPROVING AGREEMENTS BETWEEN THE PUBLIC HEALTH DEPARTMENT AND THE UNIVERSITY OF ROCHESTER

RESOLVED, that this Legislature does hereby approve an affiliation agreement between GO Health (Genesee and Orleans County Health Dept.) and the University of Rochester, 500 Joseph C. Wilson Blvd., Rochester, for the purpose of hosting Public Health interns, for a term from January 1, 2022 through December 31, 2023. No County Cost.

Moved, Allport; second,

RESOLUTION NO. 440-922

APPROVING AGREEMENT BETWEEN THE HEALTH DEPARTMENT AND BEYOND LEARNING CENTER FOR CENTER-BASED PRESCHOOL

RESOLVED, that this Legislature does hereby approve the following agreement to provide center-based/evaluation/Special Education Itinerant Services (SEIS) to Orleans County children (ages 3-5) who are eligible for the Preschool Supportive Health Services Program, rates are set by NYS Education Department with reimbursement at 59.5% from NYS Department of Health, Orleans County Department of Health is responsible for 40.5% partial Medicaid reimbursement, term July 1, 2022 through June 30, 2025:

Beyond Learning Center. 2019 George Urban Blvd, Depew, NY 14043

Moved, Allport; second,

RESOLUTION NO. 441-922

APPROVING AGREEMENTS BETWEEN THE HEALTH DEPARTMENT AND VARIOUS AGENCIES FOR RELATED SERVICES PRESCHOOL

RESOLVED, that this Legislature does hereby approve the following agreements 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, rates are set by NYS Education Department with reimbursement at 59.5% from NYS Department of Health, Orleans County Department of Health is responsible for 40.5% partial Medicaid reimbursement, term July 1, 2022 through June 30, 2025:

Lyndonville Central School District. 25 Housel Avenue, Lyndonville, NY 14098.
Kimberly Kenyon. 136 South Main Street, Lyndonville, NY 14098

Moved, Allport; second,

RESOLUTION NO. 442-922

**APPROVING AGREEMENT BETWEEN THE HEALTH DEPARTMENT AND BATAVIA
DOWNS GAMING AND HOTEL**

RESOLVED, that this Legislature does hereby approve an agreement between Public Health Department and Batavia Downs Gaming & Hotel, 8315 Park Road, Batavia, NY 14020, facility use and lunch for the GOW Resiliency Conference to be held on November 9, 2022. The contract is not to exceed \$5,500 and all costs are covered with the NACCHO SPACECAT grant as approved in resolution #213-422.

Moved, Allport; second,

RESOLUTION NO. 443-922

**AUTHORIZING PUBLIC HEALTH DEPARTMENT TO APPLY FOR GRANT FUNDING
THROUGH NATIONAL ENVIRONMENTAL HEALTH ASSOCIATION**

RESOLVED, that this Legislature does hereby authorize the Public Health Department to apply for grant funds from the National Environmental Health Association (NEHA)-FDA Retail Flexible Funding Model Grant Program, to help meet the goals of the program and complete the required Comprehensive Strategic Improvement Plan; and be it

FURTHER RESOLVED, that the County Chairman is hereby authorized to execute the grant agreement and all related documents associated with this grant, subject to review by the County Attorney.

Moved, Allport; second,

RESOLUTION NO. 444-922

AUTHORIZING OUT OF STATE TRAVEL FOR HEALTH DEPARTMENT EMPLOYEES

RESOLVED, that this Legislature does hereby authorize out of state travel by Brenden Bedard, Director of Community Health Services and Paul Pettit, Public Health Director to attend The American Public Health Association (APHA) Annual Meeting to be held at the Boston Convention Center in Boston, Massachusetts from November 6, 2022 - November 10, 2022. Costs covered by the NACCHO Building Workforce Capacity grant approved by Resolution #210-422 and will also include registration fees and travel costs for the shared Genesee/Orleans County Public Health contract Fellow, Emily Nojeim. No County Cost.

Moved, Allport; second,

RESOLUTION NO. 445-922

APPROVING AGREEMENT BETWEEN DEPARTMENT OF PUBLIC WORKS AND GARLAND/DBS, INC

RESOLVED, that this Legislature does hereby approve an agreement between the Department of Public Works and Garland/DBS, Inc., 3800 East 91st Street, Cleveland, Ohio 44105 to provide material and construction services to repair Floor System at “designated” areas at the Orleans County Jail at a cost not to exceed \$141,825.00, to be paid out of the Buildings and Grounds Division Jail budget code 01.1620.0403.3150; Pricing is through OMNIA Partners purchasing agreement (MICPA) #PW1925; 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,

RESOLUTION NO. 446-922

APPROVING AGREEMENT WITH THE DEPARTMENT OF PUBLIC WORKS AND LABELLA ASSOCIATES, P.C. AND AUTHORIZING COUNTY TREASURER TO SET UP MONIES

RESOLVED, that this Legislature does hereby approve an agreement with the Department of Public Works and Labella Associates, P.C., 300 State Street, Suite 201, Rochester, NY 14614 to perform Professional Design Services for the replacement of Angling Road Bridge Bin #3318830 located in the Town of Yates. LaBella Associates, P.C. will perform these services under the Term Agreement for Professional Architectural and Engineering Services, Resolution No. 218-422; and be it

FURTHER RESOLVED, this agreement is effective as soon as the County gives notice to proceed at a cost not to exceed \$100,500.00. Project is 80% reimbursable through federal funds, 15% through Marchiselli funding with a County cost of 5%; and be it

FURTHER RESOLVED, this Legislature authorizes the County Treasurer to set up funds in the Road Fund budget account as follows:

REVENUE

| | | |
|--------------|------------------------|-------------|
| 03.5120.3503 | Highway Bridge Revenue | \$95,475.00 |
|--------------|------------------------|-------------|

APPROPRIATION:

| | | |
|-------------------|---------------------|-------------|
| 03.5120.0470.2292 | Angling Road Bridge | \$95,475.00 |
|-------------------|---------------------|-------------|

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,

RESOLUTION NO. 447-922

AUTHORIZING PAYMENTS FROM CAPITAL PROJECT LAKE ONTARIO REDI ACCOUNT

RESOLVED, that this Legislature authorizes the following payment(s) to be made from account H1620.250, Capital Project – REDI Project – Lakeshore Road No 1:

| <u>Amount</u> | <u>Vendor Name</u> | <u>Description</u> |
|---------------|--------------------|--------------------------------------------------|
| \$1,630.00 | Wendel Companies | Professional Services rendered through 7/31/2022 |

Moved, Eick; second,

RESOLUTION NO. 448-922

AMENDING RESOLUTION NO. 324-622 FOR ASSISTANT ENGINEER POSITION IN THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, Resolution No. 324-622 authorized the creation and filling of a permanent full-time Assistant County Engineer position in the Department of Public Works, at Grade 10 of the Management Compensation Salary Schedule; now be it

RESOLVED, that this Legislature does hereby amend Resolution No. 324-622 to change the grade of Assistant Engineer from a Grade 10 to Grade 11 of the Management Compensation Salary Schedule; and be it

Moved, Eick; second,

RESOLUTION NO. 449-922

AUTHORIZING FILLING OF A POSITION IN THE DEPARTMENT OF PUBLIC WORKS

RESOLVED; that this Legislature does hereby authorize the filling of a vacant permanent full-time Deputy County Highway Superintendent position (1620.02) to oversee Facilities Management at Grade 10 of the Management Compensation Plan, effective October 10, 2022; and be it

FURTHER RESOLVED, that this Legislature, pending the filling of the vacant Deputy County Highway Superintendent position, authorizes the filling of subsequent vacancies in the Department of Public Works due to promotions per the CSEA Salary Schedule.

Moved, Eick; second,

RESOLUTION NO. 450-922

AUTHORIZING ORLEANS COUNTY TO ENTER INTO AN INTER MUNICIPAL AGREEMENT

WHEREAS, Resolution No. 505-1217 previously approved a Memorandum of Understanding between the Counties of Niagara, Orleans, Cayuga and Wayne to accomplish the first steps in the implementation of a Regional Dredging Management Plan for the harbors serving navigation along the south shore of Lake Ontario; now be it

RESOLVED, that this Legislature authorizes the Chairman to enter into and sign an Inter Municipal agreement with the Counties of Cayuga, Monroe, Niagara and Wayne for the Regional Dredging Management Council, said agreement details the tasks and obligations of dredging waterways and areas throughout the five (5) county area.

Moved, Eick; second,

RESOLUTION NO. 451-922

APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND TOSHIBA BUSINESS SOLUTIONS

RESOLVED, that this Legislature approves a 48-month lease agreement between Orleans County and Toshiba Business Solutions, 100 Colvin Woods, Ste 100, Tonawanda, NY 14150 to provide nine (9) Toshiba e-Studio multifunction machines effective January 1, 2023 through December 31, 2026 as follows:

| | | |
|---------------------------------------------------------------------------------------------------------|-----------------|--------------------|
| Probation | e-Studio 3525AC | \$173.00 per month |
| Veterans | e-Studio 3525AC | \$165.00 per month |
| Highway/B&G | e-Studio 3525AC | \$193.00 per month |
| EMO | e-Studio 3525AC | \$181.00 per month |
| County Clerk | e-Studio 3525AC | \$178.00 per month |
| Tourism | e-Studio 3025AC | \$133.00 per month |
| Above are bill per copy B&W .0075 per page and Color .0475 per page, with an annual increase of 2.5% | | |
| DSS-Child Support | e-Studio 3528A | \$82.00 per month |
| DSS-CPS | e-Studio 3528A | \$82.00 per month |
| Public Defender | e-Studio 3528A | \$82.00 per month |
| Above are bill per copy B&W .0075 per page, with an annual increase of 2.5% | | |

Moved, Eick; second,

RESOLUTION NO. 452-922

APPOINTING REPRESENTATIVE TO THE OPEN SPACE REGIONAL ADVISORY COMMITTEE

RESOLVED, that this Legislature appoints James Bensley, Director of Planning as the Orleans County representative on the Region 8 Open Space Advisory Committee effective through December 31, 2023.

Moved, Eick; second,

RESOLUTION NO. 453-922

APPROVING AGREEMENT BETWEEN TOURISM DEPARTMENT AND NY WEB WORKS

RESOLVED, that this Legislature approves the agreement between the Tourism Department and NY Web Works 108 S Union St. Ste 20, Rochester, NY 14607 to provide digital marketing ad campaign setup, execution, management and reporting, of 3 google ad media campaigns and 2 Facebook campaigns for 2022 tourism season. These campaigns will be produced for fall and winter tourism promotion, effective August 1, 2022 through December 31, 2022 at a cost not exceed \$7,000.00 to be paid from–ARP Tourism account 01.1326.0418.6410

Moved, Eick; second,

RESOLUTION NO. 454-922

AUTHORIZING ADOPTING OAK ORCHARD SMALL WATERSHED PROTECTION DISTRICT ADMINISTRATIVE BOARD AMENDMENT

WHEREAS, Resolution No. 155, duly adopted on July 11, 1974, did establish The Oak Orchard Small Watershed Protection District Administrative Board also known as the Oak Orchard Administrative Board with four members from Orleans County and four members from Genesee County and 2 voting ex-officio members one of whom shall be Chair of Orleans County Soil & Water Conservation District and one of whom shall be Chair of Genesee County Soil & Water Conservation District, and

WHEREAS, it has become increasingly difficult to attract and retain board membership due to increased work and family obligations leaving less discretionary time for volunteering; now be it

RESOLVED, that The Oak Orchard Water District Administrative Board shall consist of eight persons, six of whom shall be the owner in fee, either alone or jointly with one or more persons, of not less than forty (40) acres of land which is assessed to Zone A Muckland or

benefitted land located within the District. A minimum of two of such members shall be owners of Orleans County property and shall be appointed by resolution of the Orleans County Legislature. A minimum of two of such members shall be owners of Genesee County property and shall be appointed by resolution of the Genesee County Legislature. Each member shall have one vote. In addition there shall be two voting ex-officio members of the Oak Orchard Administrative Board, one of whom shall be a representative of the Orleans County Soil and Water Conservation District and the other shall be a representative of the Genesee County Soil and Water Conversation District. Members shall be appointed from each County for a term of two years. Any qualified members may succeed themselves.

Moved, Eick; second,

RESOLUTION NO. 455-922

APPROVING APPOINTMENT TO THE OAK ORCHARD WATERSHED BOARD

RESOLVED, that the this Legislature appoint Joesph Bezon II to the Oak Orchard Watershed Board, replacing Jon Peglow; for a two-year term, effective September 1, 2022 through December 31, 2021.

Moved, Eick; second,

RESOLUTION NO. 456-922

APPROVING LEASE AGREEMENTS WITH RTO FOR WIRELESS INTERNET SERVICES

WHEREAS on September 12, 2022 the NYS Office of Community Renewal sent a letter that approved Orleans County's request for the release of funds and certification. The approval authorizes Orleans County to request disbursements of its New York State Community Development Block Grant in accordance with the program schedule on file with the Office of Community Renewal; and

WHEREAS, Resolution No. 520-1121 authorized an agreement for wireless internet service for the towns of Albion, Gaines and Shelby as well as the villages of Albion, Holley and Medina after execution of the grant agreement with Housing Trust Fund Corporations represented by the Office of Community Renewal in the amount of \$1,738,890.00, Phase 2, upon approval of the NYS Office of Community Renewal; now be it

RESOLVED, that this Legislature authorizes the Chairman to execute the lease agreements to provide wireless internet services for Phase 2 for Orleans County owned towers for the service area in the Albion, Gaines and Shelby as well as the villages of Albion, Holley and Medina, subject to the review and approval of the County Attorney and Chief Administrative Officer.

Moved, Eick; second,

RESOLUTION NO. 457-922

AUTHORIZING CHANGE ORDER TO CAPITAL PROJECT BROADBAND PHASE 1

WHEREAS, Resolution No. 352-721 awarded the bid for wireless internet services for the entire County of Orleans with RTO Wireless in the amount of \$3,608,435.00; and

WHEREAS, Resolution No. 520-1121 authorized the execution of the agreement for Capital Project Broadband Phase 1 for wireless internet service for the towns of Barre, Carlton, Clarendon, Kendall, Murray, Ridgeway and Yates in the amount of \$1,838,890.00; now be it

RESOLVED, that this Legislature authorizes the Chairman to execute a change order agreement with RTO Wireless to their agreement for Phase 1 to construct a county owned tower in the town of Carlton in the amount not to exceed \$570,000.00 subject to the review of the County Attorney and the Chief Administrative Officer.

Moved, Eick; second,

RESOLUTION NO. 458-922

AUTHORIZING PAYMENT FROM CAPITAL PROJECT BROADBAND PHASE 1

RESOLVED, that this Legislature authorize the following payment to be made from account H8797.0250, Capital Project – Broadband:

| <u>Amount</u> | <u>Vendor Name</u> | <u>Description</u> |
|---------------|--------------------|----------------------------------|
| \$27,477.50 | RTO Wireless | Invoice #3-Carlton Tower-steel |
| \$ 2,900.00 | RTO Wireless | Invoice #4-Construction Drawings |

Moved, Eick; second,

RESOLUTION NO. 459-922

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:

Children Awaiting Parents, 176 Anderson Avenue Suite F202, Rochester, NY 14607 for the provision of foster care services to be effective January 1, 2023 through December 31, 2023, at per diem rates as established by the State, not to exceed \$802,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Intern agreement with SUNY College of Technology at Alfred, Alfred State College Located at 10 Upper College Drive., Alfred, NY 14802, and Orleans County Department of Social Services

for unpaid Internship agreement beginning October 1, 2022 through July 1, 2023. County Cost \$0.

Moved, Miller; second,

RESOLUTION NO. 460-922

AUTHORIZING PURCHASE FROM ORLEANS COUNTY DEPARTMENT OF SOCIAL SERVICES BUDGET

RESOLVED, that this Legislature does hereby authorize the Orleans County Department of Social Services to purchase 2 Dell Monitors 24”, 5 Dell Docks, 6 Dell Latitude 5531. Total cost of \$16,852.99 including shipping charges from Dell Marketing LP, 4319 Collection Center Dr., Chicago, Il 60693-0043 to be paid from DSS Budget 01.6010.0220-Office Equipment. State & Federal Reimbursement of 50% is \$8,426.49, County cost \$8,426.50.

Moved, Miller; second,

RESOLUTION NO. 461-922

AUTHORIZING ABOLISHING, 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 Clerk position in the Department of Social Services at Grade 13 of the CSEA Salary Schedule effective October 10, 2022; and be it

FURTHER RESOLVED, that this Legislature, does hereby authorize abolishing a Clerk position in the Department of Social Services at Grade 7 of the CSEA Salary Schedule upon internal promotion of a Clerk into the newly created Principal Clerk position; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the creation and filling of a Senior Caseworker position in the Department of Social Services at Grade 18 of the CSEA Salary Schedule effective October 10, 2022; and be it

FURTHER RESOLVED, that this Legislature, does hereby authorize filling a Caseworker position upon promotion of a Caseworker into the Senior Caseworker position; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize abolishing of a Domestic Violence Coordinator position (6010.0260) in the Department of Social Services at Grade 18 of the CSEA Salary Schedule, effective September 28, 20022; and be it

FURTHER RESOLVED, that, due to a resignation, this Legislature, does hereby authorize filling a Clerk position in the Department of Social Services at Grade 7 of the CSEA Salary Schedule effective October 10, 2022; and be it

FURTHER RESOLVED, that due to a resignation, this Legislature, does hereby authorize filling a Youth Care Worker position (6010.0231) in the Department of Social Services at Grade 8 of the CSEA Salary Schedule effective October 10, 2022.

Moved, Miller; second,

RESOLUTION NO. 462-922

AUTHORIZING GRANT APPLICATION, ACCEPTING AND AN AGREEMENT BETWEEN THE OFFICE FOR THE AGING AND THE ALZHEIMER'S ASSOCIATION, WNY CHAPTER

WHEREAS, the purpose of this funding to provide caregiver support to enable individuals living with Alzheimer's disease and other related dementia to remain in their homes and community as safely as possible through caregiver support services; now be it

RESOLVED, that this Legislature does hereby authorize the Director of Orleans County Office for the Aging to apply for and accept grant from the Alzheimer's Association, WNY Chapter, for \$30,000 from July 1, 2022 to June 30, 2023 at no county cost.

Moved, Miller; second,

RESOLUTION NO. 463-922

APPROVING AGREEMENT BETWEEN OFFICE FOR THE AGING DEPARTMENT AND MICHELLE KOCH BLOOD, RD

RESOLVED, that this Legislature does hereby authorize the following agreement for the Office of the Aging Department:

Michelle Koch Blood, RD., 4 Creekside Drive, Rochester, NY 14428 - to provide dietician services for Orleans County residents age 60 and older from October 1, 2022 to September 30, 2023 at a cost not to exceed \$14,560. County cost not to exceed \$708.60.

Moved, Miller; second,

RESOLUTION NO. 464-922

AUTHORIZING FILLING VACANCY IN THE JOB DEVELOPMENT AGENCY

RESOLVED, that this Legislature authorizes the filling of a full-time Employment and Training Counselor position (6210.03) in the Job Development Agency, at grade 15 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the vacant position effective October 10, 2022.

Moved, Miller; second,

RESOLUTION NO. 465-922

APPROVING INTER-MUNICIPAL AGREEMENT BETWEEN ORLEANS COUNTY AND GENESEE COUNTY FOR YOUTH BUREAU OPERATION

WHEREAS, the Youth Bureau Director did present an agreement with Genesee County that for the operation of the Youth Bureau for 2022; and

WHEREAS, the Committee of Economic Assistance and Opportunity did review the agreement and do recommend approval at this time; now be it

RESOLVED, that the Chair of the Orleans County Legislature is hereby authorized and directed to execute an agreement and all necessary documents between the County of Genesee and the County of Orleans for the operation of the Orleans County Youth Bureau by Genesee County at a cost to Orleans County of \$4,849.00 per quarter from January 1, 2022 through December 31, 2022 for a total of \$19,396.

Moved, Miller; second,

RESOLUTION NO. 466-922

AUTHORIZING ORLEANS COUNTY AS PRIMARY MUNICIPALITY PARTNER FOR GOART! TO APPLY FOR THE NATIONAL ENDOWMENT OF THE ARTS OUR TOWN GRANT

WHEREAS, Wester NY has a need for regional cultural planning through creative asset mapping and cultural district planning by researching and planning to build public awareness to the regional arts; now be it

RESOLVED, that the Orleans County Legislature as Primary Municipality Partner, does hereby authorizes GOArt!, Genesee-Orleans Regional Arts Council, to apply for the National Endowment of the Arts 'Our Town Grant' funds as the lead agency, effective August 1, 2022.

Moved, Miller; second,

RESOLUTION NO. 467-922

APPROVING AGREEMENT BETWEEN ORLEANS COUNTY BOARD OF ELECTIONS AND NEW YORK STATE BOARD OF ELECTIONS AND AUTHORIZING COUNTY TREASURER TO SET UP NEW FUNDS

WHEREAS, THE Orleans County Board of Elections has applied for the Absentee Ballot Pre-Paid Postage Grant in the amount of \$16,533.33; now be it

RESOLVED, that this Legislature approves the grant acceptance between the Orleans County Board of Elections and New York State Board of Elections for a contract period July 01, 2022 through December 31, 2022 to be used for providing postage paid return envelopes for all absentee ballots and absentee ballot applications; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to set up new monies in the Board of Elections Department budget, as follows:

REVENUE:

| | | |
|-------------------|--------------------|-------------|
| 01.1450.3219.2022 | Elections Services | \$16,533.33 |
|-------------------|--------------------|-------------|

APPROPRIATION:

| | | |
|-------------------|-------------------------------------------|-------------|
| 01.1450.0486.3219 | Absentee Ballot Pre-Paid Postage Grant | \$16,533.33 |
|-------------------|-------------------------------------------|-------------|

Moved, Miller; second,

RESOLUTION NO. 468-922

AUTHORIZING CREATING AND FILLING A TEMPORARY PART-TIME CLERK POSITION IN THE COUNTY CLERK/PISTOL PERMIT OFFICE

WHEREAS, due to the recent Gun Law Legislation changes in New York State, our Pistol Permit Office has acquired additional tasks to our current work load; now be it

RESOLVED, that this Legislature authorizes the creation of one part-time temporary Clerk in the Pistol Permit Office of the County Clerk's Office at Grade 7 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created vacant position in County Clerk's Office effective October 10, 2022.

Moved, Draper; second,

RESOLUTION NO. 469-922

AUTHORIZING THE PURCHASE OF SOFTWARE LICENSING FROM BRITE COMPUTERS

WHEREAS, the Legislature understands the need to maintain a secure connection for remote users and PCs using the Orleans County Network for their operational workload; and

WHEREAS, the Legislature is aware of the rapidly changing environment and that this method of remote connection was not in place as of this Fiscal Year 2021 budget preparation; now be it

RESOLVED, that this Legislature approves the purchase renewal of 250 copies of NetMotion connectivity software from Brite Computers, 7647 Main Street Fishers, Victor, NY 14564, at a cost of \$29,040.00, effective October 4, 2022-October 3, 2023, to be paid from Computer Services Budget 01.1326.0418.1680 ARPA – Computer Services.

Moved, Draper; second,

RESOLUTION NO. 470-922

APPROVING AGREEMENT BETWEEN COUNTY TREASURER AND EFPR GROUP, CPA FOR INDEPENDENT AUDIT

WHEREAS, it is the recommendation of the County Treasurer to continue the auditing contract with EFPR Group, CPAs for one year; now be it

RESOLVED, that this Legislature approves the agreement between the County of Orleans and EFPR Group, CPAs, 100 South Clinton Ave., Rochester, NY 14604, to provide auditing services for the fiscal year 2022 at a cost of \$50,000.00, including the General Purpose Financial Statements single audit, the NYS Department of Transportation audit, Sheriff and Jail Accounts audit, and all out of pocket costs. Cost of Audit will be billed to maximize reimbursement to Treasurer, Department of Social Services, Workforce Investment Act (WIA), and the Dept. of Public Works.

Moved, Draper; second,

RESOLUTION NO. 471-922

APPROVING AGREEMENT BETWEEN COUNTY TREASURER AND ERIC RYAN CORPORATION TO REVIEW AND ANALYZE ANY UTILITY, TELECOMMUNICATIONS AND INTERNET/DATA BILLINGS

WHEREAS, it is the desire of the County Treasurer to have Eric Ryan Corporation (ERC) review and analyze all billings provided for by the County Treasurer for any billing errors on past billings that may result in refunds or credits and review any existing contracts with the utility companies, energy suppliers and telecommunication companies to determine if the pricing is billed correctly and to make recommendations as to the feasibility of continuing the contract.

WHEREAS, there is no cost to the County for this service except that the County agrees to pay 25% of all refunds or credits recovered as a result of the audit.

RESOLVED, this Legislature approves the agreement between the County Treasurer and Eric Ryan Corporation, 1 Early Street, Suite A, Ellwood City, PA 16117, effective September 28, 2022 through September 27, 2023.

Moved, Draper; second,

RESOLUTION NO. 472-922

AUTHORIZING COUNTY TREASURER TO PLACE ADVERTISEMENT REGARDING UNPAID TAXES

RESOLVED, that pursuant to a request from the County Treasurer, this Legislature authorizes the placement of a notice in the Lake Country Pennysaver notifying the delinquent taxpayers that failure to pay their 2022 taxes will result in the County filing a tax lien against said property as required by New York State Property Tax Laws.

Moved, Draper; second,

RESOLUTION NO. 473-922

APPROVING PURCHASE BETWEEN THE COUNTY TREASURER AND PRENTICE OFFICE ENVIRONMENTS

RESOLVED, that this Legislature approves the purchase of a four person front worker station at the County Treasurer's Office to upgrade existing work area which includes labor and materials from Prentice Office Environments, 472 Franklin Street, Buffalo, New York 14202 at a cost not to exceed \$40,000.00, NYS Contract award #PC68425.

Moved, Draper; second,

RESOLUTION NO. 474-922

AUTHORIZING PAYMENT OF CLAIMS FOR OCTOBER 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 October 12, 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 October 26, 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, Morgan; second,