

Legislature Meeting
January 6, 2020

The Clerk of the Legislature called the meeting to order at 4:37 p.m. The Pledge of Allegiance was led by Nadine Hanlon, Clerk of the Legislature, and invocation was led by Veteran Ronald Ayrault. The Clerk called the roll and the following Legislators were present: Donald Allport, E. John DeFilipps, Kenneth DeRoller, Merle Draper, William Eick, Lynne Johnson, and Fred Miller. Also present was our County Treasurer Kimberly DeFrank, and County Attorney Kathy Bogan along with many Department Heads and county residents.

The Clerk opened the floor for nominations for a Temporary Chairman of the Legislature. Legislator DeFilipps moved that Legislator Allport be the temporary Chairman. Legislator DeRoller seconded the motion. The Clerk asked if there were any other nominations. With everyone in favor of the motion, this motion was carried.

Temporary Chairman Allport asked for nominations for Chairman. Legislator DeRoller nominated Legislator Lynne M. Johnson as Chairman. Legislator Draper seconded the motion. Temporary Chairman Allport called for any other nominations. With no further nominations, Temporary Chairman Allport called for a vote: 7 ayes: Allport, DeFilipps, DeRoller, Draper, Eick, Johnson, and Miller; 0 nays; 0 absent. The motion for Legislator Johnson to be Chairman of the Orleans County Legislature was carried. Legislator Johnson was congratulated on her election by the Board in becoming the new Chairman of the Orleans County Legislature.

Temporary Chairman Allport asked for nominations for Vice Chairman. Legislator DeFilipps made a motion to nominate Legislator William Eick; seconded by Legislator Miller. Temporary Chairman Allport call for any other nominations. With no further nominations, Temporary Chairman Allport called for a vote: 7 ayes: Allport, DeFilipps, DeRoller, Draper, Eick, Johnson, and Miller; 0 nays; 0 absent. Legislator Eick was congratulated as being elected as the new Vice Chairman of the Orleans County Legislature.

Temporary Chairman Allport turned the meeting over to the newly elected Chairman, Legislator Johnson.

January 6, 2020
Resolutions 1-13

A brief recess was called and Hon. Karen Lake Maynard, Orleans County Clerk performed oaths of office and the official book was signed by all of the Legislators. Chairman Johnson then called upon the Honorable Sanford Church, Orleans County Judge who conducted oaths of office for the newly elected Sheriff Christopher Bourke. Judge Church also performed oaths of office for the incoming Undersheriff Michael Mele, Chief Deputy Jeffery Gifaldi, and Jail Superintendent Scott Wilson.

The following resolutions were presented for adoption:

RESOLUTION NO. 1-120

APPOINTING CLERK OF THE LEGISLATURE

RESOLVED, that Nadine P. Hanlon be appointed Clerk of the Legislature to serve during the pleasure of the Legislature, at grade 6, step 9 of the Management Salary Schedule.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 2-120

APPOINTING COUNTY ATTORNEY

RESOLVED, that Katherine Bogan be appointed County Attorney to act as the Attorney for the Orleans County Legislature, the County of Orleans, and the County Officers, for a term of two years with salary set at Grade 12, Step 6 of the Management Salary Schedule; and, that in addition thereto, the reasonable disbursements and expenses of the County Attorney incurred in the conduct of County business shall be paid upon the usual monthly vouchers to be audited by this County Legislature.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 3-120

FIXING COMPENSATION OF LEGISLATORS

RESOLVED, that pursuant to provisions of Section 200 of County Law, effective January 1, 2020, the compensation of each Legislator payable by the County of Orleans shall be annual salary, with the

Chairperson's salary to be \$18,496.00, Vice Chairperson' salary to be \$13,985 and each other member to receive \$12,239.00 in lieu of all other compensation for both meetings and committee work, payable in bi-weekly installments in the same manner as other county salaries are paid; and be it

FURTHER RESOLVED, that each Legislator shall also receive from the County, travel allowance and expenses in the performance of his duties in attending meetings, committee work and other duties committed to him/her, at the rate of 1 cent per mile less than the IRS rate in effect for each calendar year per mile for the miles actually traveled by the most usual route in going and returning between his residence to the place of the performance of each duty; and be it

FURTHER RESOLVED, that in performing duties assigned or committed to him/her for travel outside the County, each Legislator shall receive from the County the U.S. General Services Administration per diem rates per city/state for lodging and meals/incidentals traveled and if he/she furnishes his personal automobile for such travel shall receive, therefore, mileage at the rate of 1 cent per mile less than the IRS rate in effect for each calendar year per mile for the miles actually traveled by the most usual route in going and returning between his residence and place of such assignment; such expenses and mileage shall be audited by the Legislature upon the usual voucher thereof, and paid as are other County charges; and be it

FURTHER RESOLVED, that each Legislator shall be entitled to fringe benefits as currently prescribed by the Management Compensation Plan; and be it

FURTHER RESOLVED, that Legislators are not allowed expenses for meals between Conference Sessions and Legislature Meetings.

Moved, Eick; second, Miller.
Adopted. 6 ayes; 1 nay, Allport; 0 absent.

RESOLUTION NO. 4-120

DESIGNATING NEWSPAPER

*January 6, 2020
Resolutions 1-13*

WHEREAS, The Daily News is the only newspaper available to be deemed a designated newspaper in Orleans County; and

WHEREAS, Section 214 of County Law provides that, if there be but one newspaper published in the county, such newspaper shall be designated; now therefore be it

RESOLVED, that the County Legislature does hereby designate of The Daily News as their legal newspaper and further designates the Daily News to publish the Concurrent Resolutions for 2020 and 2021, the Tax Redemption Notices for 2020 and 2021; the Official Canvas for 2019 and 2020 and the Election Notices for 2020 and 2021.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 5-120

DESIGNATING MAJORITY AND MINORITY LEADERS OF THE LEGISLATURE

RESOLVED, that Donald Allport is hereby designated by the Republicans as Majority Leader of the Legislature and that Fred Miller is hereby designated by the Democrats as Minority Leader of the Legislature.

Moved, Eick; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 6-120

AUTHORIZING FILLING POSITIONS AND SETTING SALARIES IN THE SHERIFF'S OFFICE

RESOLVED, that as of January 1, 2020, the salary for the Orleans County Sheriff shall be set at Grade 11, Step 4 of the Orleans County Management Compensation Plan; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the full-time Undersheriff (3110.02), Grade 9 Step 6 of the Orleans County Management Compensation Plan, effective January 1, 2020; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the full-time Chief Deputy Sheriff (3110.03), Grade 7 Step 9 of the Orleans County Management Compensation Plan with the position to work 40-hour week and is eligible for compensation time and overtime, effective January 1, 2020; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of a vacant Criminal Investigator position (3110.39) in the Sheriff Department at Grade 3 in the Orleans County Deputy Sheriff Association Salary Schedule effective January 7, 2020.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 7-120

APPOINTING COMMISSIONER OF PUBLIC WORKS

RESOLVED, that this Legislature appoints John M. Papponetti to the position of Orleans County Commissioner of Public Works, effective January 1, 2020, to be appointed at Grade 12, Step 6 of the Management Compensation Plan Salary Schedule.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 8-120

APPOINTING RECORDS MANAGEMENT OFFICER

RESOLVED, that this Legislature appoints Nadine P. Hanlon, Clerk of the Legislature, to serve as the Records Management Officer and establishes a stipend of \$2,500 per year.

Moved, DeFilipps ; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 9-120

January 6, 2020
Resolutions 1-13

**AUTHORIZING THE TREASURER TO APPROVE REAL PROPERTY
TAX CORRECTIONS AND REFUNDS**

WHEREAS, the New York State Real Property Tax Law, Sections 554 and 556, provides an administrative correction of error process to assist the property owner in obtaining real property corrections and tax refunds caused by certain clerical errors, unlawful entries and errors in essential fact; and

WHEREAS, Real Property Tax Law, Sections 554 and 556 provides that the tax levying body may delegate, by resolution on an annual basis, the authority to perform the duties of the tax levying body; and

WHEREAS, the Administration and Finance Committee does recommend that the Treasurer be delegated to perform said duties; now therefore be it

RESOLVED, that the Orleans County Treasurer be and hereby is authorized and directed to carry out the requirements of Section 554 and 556 of the Real Property Tax Law, effective immediately where the Real Property Tax Director has recommended a refund and said refund is two-thousand five hundred dollars or less; and be it

FURTHER RESOLVED, that on the fifteenth day of each month in 2020, the Orleans County Treasurer shall submit a report to the Orleans County Legislature of the refunds processed during the preceding month containing the name of each recipient, the location of the property, the reason for the refund and the amount of refund and when no refunds are given no report will be issued.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 10-120

**APPROVING APPOINTMENTS TO INTERCOUNTY ASSOCIATION
OF WESTERN NEW YORK**

RESOLVED, that this Legislature appoints the following delegates and alternates to the InterCounty Association of Western New York to represent Orleans County effective January 1, 2020 through December 31, 2021:

<u>Name</u>	<u>Representation</u>
E. John DeFilipps	
Kenneth DeRoller	
William Eick	
Lynne M. Johnson	Alternate
CAO	Alternate
Nadine P. Hanlon	Alternate

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 11-120

RE-AFFIRMING APPOINTMENTS TO THE ORLEANS COUNTY INDUSTRIAL DEVELOPMENT AGENCY

WHEREAS, certain individuals were heretofore appointed by this Legislature as members of the Orleans County Industrial Development Agency to specified terms as set forth in the resolutions of appointment; and

WHEREAS, subdivision 2 of section 856 of the General Municipal Law provides that members of an industrial agency shall serve at the pleasure of the appointing authority; and

WHEREAS, this Legislature is desirous of resolving any ambiguity with respect to the terms of the certain named individuals by reaffirming their respective appointments to serve at the pleasure of this Legislature; now, therefore be it

RESOLVED, that this Legislature hereby reaffirms the appointments of the following named individuals as members of the Orleans County Industrial Development Agency who shall serve at the pleasure of the Orleans County Legislature pursuant to the provisions of section 856 of the General Municipal Law of the State of New York: Merle L. Draper, Paul Hendel, Carol D'Agostino, John Misiti and James Panek; and be it

FURTHER RESOLVED, that it shall be a policy of this Legislature to periodically review the appointments to the Orleans County Industrial

January 6, 2020
Resolutions 1-13

Development Agency no less frequently than bi-annually upon the commencement of a new term of the Orleans County Legislature.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 12-120

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF ORLEANS INDUSTRIAL DEVELOPMENT AGENCY [COIDA] FOR THE YEAR 2020

WHEREAS, it is in the best interest of the County that the many advantages of Orleans County be publicized to those who may be interested in establishing, maintaining, or expanding business and industry in the County of Orleans, in order to create new jobs and keep a healthy economy; and

WHEREAS, equally as important, is the ability to retain within the county the jobs already located here; and

WHEREAS, among the most important tasks facing New York State are the need to increase jobs and encourage higher levels of private capital investment in business and industry, thereby improving the general prosperity and economic welfare of the people of New York State and its constituent municipalities; and

WHEREAS, the County recognizes that the Agency is a community-wide organization with the expertise and capacity to improve the general prosperity and economic welfare to the people of the County; and

WHEREAS, the purpose of this Agreement is to carry out in a legal and proper manner the provisions of Section 852 of the General Municipal Law of the State of New York, which section does authorize the County to appropriate funds for the purpose of encouraging industrial development within the County; and

WHEREAS, New York State Public Officers Law Section 18 states that a county legislative body may provide for the defense and indemnification of the officers and employees of a public entity and

additional indemnification of said Agency may be contracted in return for services; and

WHEREAS, the County has, by Resolution adopted by the Orleans County Legislature, authorized the execution of this contract and the indemnification agreement herein between the County and the Agency; now, therefore be it

RESOLVED, that this Legislature authorizes the Chairman to sign an agreement with the County of Orleans Industrial Development Agency [COIDA] to provide the services as set forth in the agreement at an annual cost of \$190,000, to be paid in quarterly payments of \$47,500.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 13-120

SETTING LEGISLATURE MEETING SCHEDULE FOR 2020

RESOLVED, that the 2020 regular meetings of the Orleans County Legislature will be held on the fourth Wednesday of the months of January through October at 4:30 PM at the Orleans County Legislative Chambers; and be it

FURTHER RESOLVED, that the the regular meeting of the Orleans County Legislature will be held on the third Wednesday of the months of November and December at 4:30 PM at the Orleans County Legislative Chambers; and be it

FURTHER RESOLVED, that should additional meetings warrant scheduling, special meetings will be called with proper notice as described by Open Meetings Law Article 7, Section 104; and be it

FURTHER RESOLVED, that Legislative workshops will be scheduled one and ½ hour prior to the scheduled conference session unless otherwise posted.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

January 6, 2020
Resolutions 1-13

Chairman Johnson opened the floor for any comment from the public and Legislators. With hearing none, Chairman Johnson adjourned the organizational meeting at 4:53 p.m.

LEGISLATURE MEETING

January 22, 2020

Chairman Johnson called the meeting to order at 4:32 PM. After the pledge to the flag and invocation, led by Veteran Ronald Ayrault, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communication: The Albion Strawberry Festival Committee, under the authority of the Village of Albion, is requesting permission to hold its annual festival on the Courthouse Lawn on June 12th and June 13th, 2020. Hours of operation will be 11 a.m. to 9 p.m. on Friday and 9 a.m. to 7 p.m. on Saturday. As in the past, the Courthouse grounds will be used for the same purposes which include arts and crafts and entertainment. The Board approved this request.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through December, 2019. Treasurer DeFrank reported that the loans due at year end have been paid back in January. This is not reflective on this report. The Treasurer reported that the \$3.6 million Public Health Grant was received in December. Tax and Solid Waste revenue is being received in her office and the finances are on track reported our Treasurer.

Chairman Johnson called for open discussion as it related to the resolutions. Legislator Allport expressed that this month is National Slavery and Human Trafficking Month and he reported that we currently have three Sheriff Officers that will be attending training. President Trump has made it a priority to leverage every resource of the Federal government to discourage human trafficking. On December 31, 2019, President Trump issued a proclamation designating January as National Slavery and Human Trafficking month. The President's Interagency Task Force to Monitor and Combat Trafficking in Persons works tirelessly to prosecute traffickers, protect survivors and prevents future crime. Legislator Allport provided a copy of this proclamation to the Clerk. Chairman Johnson stated that when the deputies are back, they will be recognized at an upcoming meeting.

Legislator DeRoller reported on the Local Waterfront Revitalization Program for the Canal and asked that Planning Director Jim Bensley give an update. Mr. Bensley stated that they are half way through the process and this was a critical meeting held last evening where the project proposal

January 22, 2020
Resolutions 14-63

was presented. There was a good turnout of attendees. Some of the ideas included economic development, marinas in both Albion and Holley, signage and an assortment of other ideas. Now they will go back and do some renderings and refinement. A steering committee will then be held followed by another public forum. Funding may allow for revolving loan funds to help with businesses along the canal. This was another big priority by the stakeholders at this meeting. Legislator DeRoller stated that we have passion of our canal and feel that the 25 miles of canal that covers our county is underutilized. It is a joint venture amongst six or seven municipalities. There are 226 communities along the 360 miles of the canal across the state of the New York and we can make our miles utilized. The Governor has released \$300 million and about \$60 million is targeted for those that have plans. Our timing can't be better and we have positioned ourselves to compete to enhance our quality of life along the canal, expressed Legislator DeRoller. He also added that Katie Sommerfeldt, from Soil and Water, has also participated for the availability for irrigation opportunities for our farmers. There is also an interest in ramping up our fishing industry along the canal.

With no public commenting on the resolutions, the following resolutions were presented for adoption:

RESOLUTION NO. 14-120

AUTHORIZING CREATING AND FILLING OF A POSITION IN THE COUNTY CLERK'S OFFICE

WHEREAS, there is a retirement in the County Clerk's office; therefore be it

RESOLVED, that this Legislature authorizes creating a full-time Index Clerk position in the County Clerk's Office, effective February 1, 2020, and be it,

RESOLVED, that this Legislature authorizes the filling of the vacant full-time Index Clerk position in the County Clerk's Office at Grade 9 of the CSEA Salary Schedule effective February 1, 2020.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 15-120

GRANTING COUNTY EXEMPTION ON VILLAGE SEWER AND WATER SYSTEMS

RESOLVED, that all real property owned by the Villages of Holley, Albion, Medina and Lyndonville located outside their respective corporate limits and used as sewage disposal plants or systems, including necessary connections and appurtenances or used as a water plant, pumping station, water treatment plant or reservoir, including necessary connections and appurtenances, shall be wholly exempt from County taxation for the year 2020 in accordance with the provisions of section 406 of the Real Property Tax Law.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 16-120

AUTHORIZING THE PURCHASE OF SOFTWARE FROM THE COMPUTER SERVICES BUDGET

WHEREAS, this Legislature agrees with the assessment that the Orleans County Governmental Network be protected to the best of the abilities of modern software; now be it

RESOLVED, that this Legislature approves the purchase of Sophos End Point Advanced AV protection to replace our aging Kaspersky Antivirus solution for both desktops and mobile devices as well as servers from Layer Three Technologies, 1645 Lyell Avenue, Suite # 200, Rochester, NY 14606, at a cost of \$10,010.00 on Requisition # 1043, to be paid from Computer Services account 01.1680.0418 – Other Contractual.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 17-120

APPROVING AGREEMENT BETWEEN TREASURER AND TOSHIBA BUSINESS SOLUTIONS

January 22, 2020
Resolutions 14-63

RESOLVED, that this Legislature approves an agreement between the Orleans County Treasurer and Toshiba Business Solutions, 100 Colvin Woods, Ste 100, Tonawanda, NY 14150 to purchase one (1) Toshiba e-Studio 3518A for the Treasurer Department with a service agreement effective February 1, 2020 for the life of purchased machine as follows:

Treasurer	e-Studio 3518A	Purchase \$2,782.00
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Above are bill per copy B&W .0075 per page,
with an annual increase of 2.5%

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 18-120

APPROVING SOFTWARE LICENSE AND SUPPORT AGREEMENT
BETWEEN THE COUNTY TREASURER AND LOGICS, AN
EDMUNDS GOVTECH COMPANY

RESOLVED, that this Legislature approves the annual applications software license and support agreement between the County Treasurer and Logics, PO Box 20283, Raleigh, NC 27619 covering maintenance and support of all modules relating to the Treasurer's Office, Personnel Office and Budget Officer at a cost not to exceed \$10,834; effective January 1, 2020 through December 31, 2020, to be paid from the respective budgets, as applicable.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 19-120

AUTHORIZING SETTING UP RESERVE MONIES FOR THE ENERGY
PERFORMANCE LEASE PAYMENT

WHEREAS, the energy savings realized in 2019 on the Energy Performance contract were reserved at year end to be used towards the repayment of the Energy Performance lease borrowing; and

WHEREAS, the Treasurer has made the Lease payment and now needs to set up the funds to balance the Debt service fund for this payment; now, be it

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

From:		
Reserve for Debt		\$45,000
To:		
01.9901.0556	Transfer to Debt Service	\$45,000

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator DeFilipps moved to use funds from Solid Waste Reserve to make lease payment for the recycling carts; seconded by Legislator DeRoller. Legislator DeRoller indicated that this was budgeted and this payment was anticipated. The following resolution was adopted:

RESOLUTION NO. 20-120

AUTHORIZING TREASURER TO SET UP FUNDS FROM SOLID WASTE RESERVE FOR RECYCLING CARTS LEASE PAYMENT

WHEREAS, Resolution No. 67-219 authorized the purchase and lease of 15,444 ninety-five (95) gallon recycling carts; and

WHEREAS, the Treasurer has monies reserved for these payments; now be it

RESOLVED, that this Legislature authorizes the Treasurer to set up funds from Solid Waste Reserve to make payment to Bci Capital Inc., Municipal Leasing Consultant's escrow agent, for the second payment as follows:

From:		
Solid Waste Reserve		\$134,719.87
To:		
02.9785.0601	Principal	\$121,052.89
02.9785.0701	Interest	\$13,666.98

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 21-120

**APPROVING THE OFFICIAL UNDERTAKING OF PUBLIC
EMPLOYEES FIDELITY BLANKET BOND FOR GENESEE/FINGER
LAKES REGIONAL PLANNING COUNCIL**

WHEREAS, the County of Orleans has appropriated the sum of \$6,647 as its share of the year 2020 operating funds of the Genesee Finger Lakes Regional Planning Council, and

WHEREAS, pursuant to Section 119-00 of the General Municipal Law of the State of New York, the County is authorized to provide for the payment of such appropriations to an officer of the agency designated by the agency to receive such monies provided that such officer shall have executed an official undertaking approved by the governing body of the County; and

WHEREAS, the Genesee/Finger Lakes Regional Planning Council has designated David S. Zorn, Director of the Council, as the officer to receive payments of such monies; and

WHEREAS, the Genesee/Finger Lakes Regional Planning Council has secured a Public Employees Fidelity (Blanket) Bond, issued by National Grange Mutual Insurance Company, providing faithful performance blanket bond coverage for officers and employees of the Council in the amount of \$500,000.00; now, therefore, be it

RESOLVED, that the Orleans County Legislature hereby approves such bond as the official undertaking required pursuant to Section 119-00 of the General Municipal Law.

Moved; DeRoller; second, DeFilipps.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 22-120

**APPOINTING REPRESENTATIVES TO THE GENESEE FINGER
LAKES REGIONAL PLANNING COUNCIL**

RESOLVED, that this Legislature confirms the Chairman's appointment of Kenneth DeRoller, Orleans County Legislator as the Chairman's Alternate to the Genesee Finger Lakes Regional Planning Council, for a two-year term ending December 31, 2021; and be it

FURTHER RESOLVED, that this Legislature appoints James Bensley, Director of Planning, as an Orleans County representative on the Genesee Finger Lakes Regional Planning Council, for a two-year term ending December 31, 2021.

Moved, DeRoller; second, DeFilipps.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 23-120

APPROVING APPOINTMENTS TO THE COUNTY PLANNING BOARD

RESOLVED, that this Legislature approves the following appointments to the Orleans County Planning Board:

<u>NAME</u>	<u>REPRESENTS</u>	<u>EXPIRATION DATE</u>
Kelly Cousins 61 South Main Street Lyndonville, NY 14098	Village of Lyndonville	12/31/22
Frederick Case 16800 Ridge Road Holley, NY 14470	Town of Murray	12/31/22

Moved, DeRoller; second, DeFilipps.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 24-120

AUTHORIZING PAYMENT FROM TOURISM BUDGET

RESOLVED, that this Legislature authorizes Orleans County Tourism to pay The Outdoor News Publication, located at 310 E Cortland

January 22, 2020
Resolutions 14-63

St. Groton, NY 13073, the amount of \$5,640.30 for the cost of seven fishing ads in the New York market, eight fishing ads in the Pennsylvania market, and eight fishing ads in the Ohio market. These ads will run from January 24th, 2020 to December 4th, 2020 to be paid from Tourism Matching Funds Grant for 2020 Account 01.6410.0468.

Moved, DeRoller; second, DeFilipps.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 25-120

RE-APPOINTING MEMBERS TO SOIL AND WATER DISTRICT BOARD

RESOLVED, that this Legislature approves the following re-appointments to the Soil and Water District Board:

<u>Name</u>	<u>Representation</u>	<u>Term</u>
E. John DeFilipps	Legislature	1/1/2020-12/31/2020
William Eick	Legislature	1/1/2020-12/31/2020

Moved, DeRoller; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 26-120

APPROVING AGREEMENT WITH ORLEANS COUNTY CORNELL COOPERATIVE EXTENSION

RESOLVED, that this Legislature approves the agreement between the County of Orleans and the Orleans County Cornell Cooperative Extension, which authorizes the payment of the sum of \$240,000 for the calendar year 2020, to Cornell Cooperative Extension, such payments to be made by the County in quarterly payments of \$60,000.

Moved, DeRoller; second, DeFilipps.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 27-120

APPROVING AGREEMENTS BETWEEN MENTAL HEALTH DEPARTMENT AND VARIOUS PROVIDERS

RESOLVED, that this Legislature approve the following Agreements for the Mental Health Department for the 2020 calendar year

Coordinated Care Services, Inc., 1099 Jay Street, Rochester, NY 14611 providing specialized financial management services and preparation and submission of CFR reports at a cost of \$33,900. County cost is \$2,373.

Living Opportunities of DePaul, 2475 George Urban Blvd., Suite 201, Depew, NY 14043 providing emergency crisis apartments, adult crisis transitional housing services, and supported housing services at a cost of \$190,497 at no County cost.

Genesee Council on Alcoholism & Substance Abuse, 430 East Main Street, Batavia, NY 14020 providing increase of \$60,000 (for State reimbursement) for State Senate OASAS funding for jail-based services. This contract is also for the provision of outpatient SUD treatment services community-based prevention services and jail-based SUD intervention services at cost of \$400,117. County cost is \$35,167.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 28-120

APPROVING AGREEMENTS BETWEEN THE HEALTH DEPARTMENT AND VARIOUS AGENCIES

RESOLVED, that this Legislature approves the following agreements between the Health Department and the following agencies:

Agri-Business Child Development ABCD Holley – Grace’s Place. 52 Maziarz Drive, Holley, NY 14470. MOA to establish the responsibilities of OCHD and Head Start relative to services for infants and toddlers who are suspected of, at risk for, or are diagnosed as having disabilities. Both OCHD and Head Start support the right of all infants and toddlers with disabilities to receive free and appropriate services including all necessary evaluations, early intervention, and related services which parents request, in accordance with state and federal statutes and regulations. Term running from November 1, 2019 through October 31, 2020. No County Cost.

Wyoming County Health Department, 143 North Main Street, Warsaw, NY 14569 an MOA between Wyoming and Orleans Counties to provide Public Health Services by means of Sharing and/or utilizing Health Department employees and/or personnel from each County as is necessary to provide the services as required of each County. The Scope of service provided under this Agreement shall be defined, recorded and mutually-agreed upon by the Public Health Director, Commissioner or designee in advance of services being provided by any parties and MOA to be reviewed for continuance prior to December 31, 2024.

3D Delivery, Inc. – dba Genesee Delivery, 58 Kingsbury Avenue, Batavia, NY 14020 to provide Delivery Services for the Orleans County Health Departments various programs regarding Lab samples taken within the Environmental and Nursing Divisions, Reimbursement through New York State Aid, effective January 1, 2020 through December 31, 2020. No Cost to County.

Katherine Bogan, County Attorney, 517 Main Street, Medina, NY 14103, to provide Attorney Services to the Orleans County Health Department and its various programs. Contract to follow terms of legislature. January 1, 2020 through December 31, 2022 with reimbursements from various grants. No Cost to County.

AED SERVICE. Angelo DiCarlo Jr. LLC, 271 Irvington Drive, Tonawanda, NY 14150 to provide for the servicing of the (3) AED units with in the Public Health Department. Between the time frame of December 1, 2019 through December 31, 2022 as needed. Cost to County \$112.50 per unit (3) not to exceed \$1,100 over a three year time period.

Oak Orchard Community Health Center – Migrant Services, 300 West Avenue, Brockport, NY 14420 to provide for translation services and liaison between the Orleans County Health Department and the Migrant population. Contract funded through New York State Migrant Grant. Contract period to run concurrent with the New York State Contract. Term October 1, 2019 through September 30, 2020. No Cost to County.

Orleans County Office of the Aging – Accident Prevention, 14016 Rt. 31 West, Albion, NY 14411 to provide chronic disease and accident prevention along with safety programs for Orleans County Residents sixty and above. Reimbursement from New York State Health Department effective 2020 calendar year. No Cost to County.

Newbird, 2495 Main Street, #348, Buffalo, New York 14150, for consulting on branding, website and graphic design services as part of becoming Chief Health Strategists through funding received from the Kresge Foundation at a cost of no more than \$10,505, effective February 1, 2020 through December 31, 2020. No County Cost.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 29-120

**ACCEPTANCE OF GRANT AWARD, AUTHORIZING THE
TREASURER TO SET UP NEW MONEY, AND APPROVE OUT OF
STATE TRAVEL**

RESOLVED, that the Orleans County Health Department has been awarded a grant from the Association of Food and Drug Officials, Voluntary National Retail Food Regulatory Program Standards Grant Program:

Northeast FDA Regional Retail Food Safety Seminar (G-T-1909-07438) \$2,630

FURTHER RESOLVED, that the County Treasurer is authorized to set up the following new monies in the 2020 Public Health Department budget (A4010) as a result of the grant award:

Revenue:
01.4010.4403 Association of Food and Drug Officials \$ 2,630

Appropriations:
01.4010.0463 Travel Other than Mileage \$ 2,630

FURTHER RESOLVED, that this Legislature does hereby approve two Public Health Sanitarians (to be determined at a later date) to travel as part of this grant to the 2020 FDA Northeast Annual Food Protection Seminar in Providence, Rhode Island, in September 2020. All travel expenses are covered by the Association of Food and Drug Official grant. No County Cost.

Moved, Allport; second, Draper.

January 22, 2020
Resolutions 14-63

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 30-120

**AUTHORIZING PAYMENT FROM PUBLIC HEALTH DEPARTMENT
BUDGET**

WHEREAS, the Genesee and Orleans County Health Departments have applied for accreditation with the Public Health Accreditation Board as a joint applicant, and

WHEREAS, only one county can be invoiced for payment, now be it

RESOLVED, that this Legislature does hereby authorize the Orleans County Public Health Department to pay Genesee County Department of Health, 3837 West Main Street Road, Batavia, New York 14020, for one half of the cost of the Public Health Accreditation Board review fee in the amount of \$7,000.00 with 2019 Performance Incentive/Article 6 State Aid funds.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 31-120

**APPROVING AGREEMENT BETWEEN THE ORLEANS COUNTY
HEALTH DEPARTMENT AND NATIONAL ASSOCIATION OF
COUNTY AND CITY HEALTH OFFICIALS AND AUTHORIZING
TREASURER TO SET UP NEW MONEY**

RESOLVED, that the Orleans County Health Department has been awarded funding from NACCHO as a result of housing the Medical Reserve Corps (VALOR) that is registered in good standing and to undertake activities and oversee such for capacity building during contract period of January 1, 2020 through August 31, 2020; at the contract amount of \$ 7,500; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to set up new monies in the 2020 Public Health Department budget as a result of the award from the National Association of County and City Health Officials:

Revenue:

01.4010.4489	Bioterrorism Preparedness	\$ 7,500
Appropriations:		
01.4010.0250	Other Equipment	\$4,000
01.4010.0487	Environmental Health Supplies	\$3,500

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 32-120

AUTHORIZING OUT OF STATE TRAVEL FOR HEALTH DEPARTMENT DIRECTORS

WHEREAS, the legislature approved an agreement between Orleans County Health Department and the Kresge Foundation to participate in the Emerging Leaders in Public Health Initiative

RESOLVED, that the legislature does hereby approve Paul Pettit, Public Health Director and Brenden Bedard, Director of Community Health Services, to travel as part of this agreement to Chapel Hill, NC, March 10, 2020 – March 12, 2020 to attend the ELPH Cross Co-Hort Convening; all costs covered by the Kresge Foundation Grant.

FURTHER RESOLVED, that the legislature does hereby approve Paul Pettit, Public Health Director and Brenden Bedard, Director of Community Health Services, to attend NACCHO 360: Raising the Reach of Public Health Conference in Denver, Colorado, July 7, 2020 – July 9, 2020; all costs covered by the Kresge Foundation Grant.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 33-120

AUTHORIZING OUT OF STATE TRAVEL FOR HEALTH DEPARTMENT EMPLOYEE

WHEREAS, the Genesee-Orleans County Health Departments have been approved for application of the PHAB accreditation process

RESOLVED, that the legislature does hereby approve Carie Doty, Senior Account Clerk, to travel as part of this process to attend the PHAB in-person learning event February 11 – 12, 2020 in Alexandria, VA. All costs are State Aid-Article 6 reimbursable. No County Cost.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Allport moved to purchase anti rabies vaccine for post exposure treatment; seconded by Legislator Draper. Paul Pettit, Public Health Director, stated that it all depends how much we spend year by year based on the exposure to rabid animals. The Health Department will continue to push out the messaging to not play with stray animals and will continue to use the tag line – love your own, leave the rest alone. The following resolution was adopted:

RESOLUTION NO. 34-120

AUTHORIZING A PURCHASE FROM HEALTH DEPARTMENT BUDGET FOR ANTI-RABIES VACCINE

WHEREAS, the Orleans County Health Department needs to purchase Human Rabies Vaccine for post exposure treatment to the residents of Orleans County; now, therefore be it

RESOLVED, that this Legislature allows the Health Department to make purchases of human rabies vaccine, when needed, up to the amount of \$100,000.00 from budget account line 01.4010.0409 as approved in the 2020 Orleans County Budget.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 35-120

AUTHORIZING THE CONTINUATION OF THE CONTINUITY OF GOVERNMENT ADVISORY COMMITTEE FOR ORLEANS COUNTY

WHEREAS, Resolution No. 323-808 authorized the establishment of a Continuity of Government Advisory Committee to create a Continuity of Operations Plan (COOP) to ensure the continued performance of essential functions and services when normal, standard operations become overwhelmed, regardless of the emergency; therefore be it

RESOLVED, that this Legislature re-authorizes the continuation of the Continuity of Government Advisory Committee, members include: Paul Pettit, Dale Banker, Mark O'Brien, Jack Welch, John Papponetti, Al Cheverie, Eddie Moss, and the Chief Administrative Officer as established and will be subject to reauthorization at the end of calendar year 2020.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 36-120

AUTHORIZING CREATING AND FILLING OF A POSITION AND
SUBSEQUENTLY FILLING A VACANCY IN THE PROBATION
DEPARTMENT

WHEREAS New York State has passed criminal justice reform which has the components of bail reform, discovery reform and speed trial reform to be effective January 1, 2020, and

WHEREAS, the Probation Department will need to make modifications in the structure of the department in order to manage these new reforms, therefore, it is

RESOLVED, that this Legislature authorizes the creation of a full time Alternatives to Incarceration Coordinator in the Probation Department at a Grade 15 of the CSEA salary schedule, and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created vacant position effective February 3, 2020 and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of a vacant full-time Probation Assistant position in the Probation Department at a Grade 12 of the CSEA Agreement effective upon the filling of the Alternatives to Incarceration Coordinator position.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 37-120

January 22, 2020
Resolutions 14-63

AUTHORIZING THE FILLING OF VACANCIES IN THE SHERIFF'S OFFICE

RESOLVED, that this Legislature does hereby authorize the filling of vacancies within the Sheriff's Office for those positions noted below:

Public Safety Dispatcher, full-time	(3020.06)	Grade 4 OCSEA
Correction Officer, full-time	(3150.34)	Grade 5 OCSEA
Correction Officer, part-time	(3150.24)	\$15.07/hour
Correction Officer, part-time	(3150.26)	\$15.07/hour
Court Attendant, part-time	(3110.52)	\$75.43/day

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 38-120

APPROVING AGREEMENT BETWEEN ORLEANS COUNTY DISTRICT ATTORNEY'S OFFICE AND THE U.S. DEPARTMENT OF JUSTICE

RESOLVED, that this Legislature approves the Federal Equitable Sharing Agreement between the District Attorney's Office and the U.S. Department of Justice effective January 1, 2020 through December 31, 2020 allowing receipt of seized funds on Federal forfeitures; and be it

FURTHER RESOLVED, that this Legislative body does hereby authorize the Chairman of the Legislature to execute this agreement as approved by the Orleans County Attorney.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 39-120

REQUESTING THE NEW YORK STATE LEGISLATURE HEREBY PASS A SPECIAL LAW THAT PERMITS THE ORLEANS COUNTY DISTRICT ATTORNEY TO HIRE, AND THE COUNTY OF ORLEANS, TO EMPLOY AN ATTORNEY TO FILL THE POSITION OF ORLEANS COUNTY ASSISTANT DISTRICT ATTORNEY WITHOUT THAT INDIVIDUAL BEING REQUIRED TO RESIDE WITHIN THE

JURISDICTIONAL AND GEOGRAPHICAL LIMITS OF ORLEANS COUNTY

WHEREAS, Section 700 of the New York State County Law sets forth the powers of duties of the duly elected District Attorney and his appointed assistants in each County; and

WHEREAS, it is required by law that the elected District Attorney reside in the County where he is obligated to exercise his official responsibilities; and

WHEREAS, the Office of the Attorney General of the State of New York by an opinion issued March 29, 1965 (1965 NYAG 84) has determined that “an Assistant District Attorney must be a resident of the County in which his official functions are required to be exercised,”; and

WHEREAS, §702(6) of the New York State County Laws exempts Assistant District Attorneys in New York City from having to reside in the County where they are employed despite there being literally thousands of Attorneys within each County of New York City qualified to be employed as an Assistant District Attorney; and

WHEREAS, Orleans County has a population of just over 40,000 people and has less than 20 licensed Attorneys that both practice and reside in Orleans County of which many have substantial private practices or are employed by other branches of local government; and

WHEREAS, the role of an Assistant District Attorney is extremely important to the safety and security of Orleans County and requires an Attorney proficient in practicing criminal law; and

WHEREAS, there are an insufficient number of Attorneys that reside in Orleans County in order to fill vacancies that become available for Assistant District Attorneys in Orleans County,

NOW THEREFORE, it is hereby resolved that the Orleans County Legislature hereby request that the New York State Legislature hereby pass a special law that permits the Orleans County District Attorney to hire, and the County of Orleans, to employ an Attorney to fill the position of Orleans

January 22, 2020
Resolutions 14-63

County Assistant District Attorney without that individual being required to reside within the jurisdictional and geographical limits of Orleans County.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 40-120

**APPROVING AGREEMENT BETWEEN EMERGENCY
MANAGEMENT AND EXACOM, EXPENDING GRANT FUNDS AND
SETTING UP NEW MONEY IN THE EMERGENCY MANAGEMENT
BUDGET**

WHEREAS, Res No 36-119 authorized the agreement for maintenance with EXACOM that expired on December 31, 2019; be it

RESOLVED, that this Legislature does hereby approve an agreement between the Emergency Management Department and EXACOM Inc., 99 Airport Rd., Concord, NH to provide software maintenance and assurance from January 2, 2020 through January 1, 2021 at a cost of \$13,190.45; and be it

FURTHER RESOLVED, that this Legislature authorize Emergency Management to expend SICG FY 19 Formula Based Grant funds in the amount of \$13,190.45 and also authorize the Treasurer to set up Statewide Interoperable Communications FY19 Formula Based Grant funds as follows:

Revenue:

01.3640.4309.1974	Statewide Interop Communications Formula Grant	\$13,190.45
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Appropriation:

01.3640.0486.1974	Special Grants-SICG FY19 Formula Grant	\$13,190.45
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Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 41-120

**AUTHORIZING EXPENDING GRANT FUNDS IN THE EMERGENCY
MANAGEMENT BUDGET**

RESOLVED, that this Legislature authorizes the Director of Emergency Management to expend State Homeland Security Program (SHSP) FY18 Grant funds for purchase of radio equipment from Castner Communications, 2525 County Road 28, Canandaigua, NY 14424 (NYS OGS Contract #PT67040) at a cost not to exceed \$6,958 and GETAC F110 Rugged Tablet for the new EMO pickup truck from Island Tech Services, 980 S. 2nd St., Ronkonkoma, NY 11779 (NYS OGS Contract #PM68148) at a cost not to exceed \$5,210; and be it

FURTHER RESOLVED, that this Legislature approves setting up 2018 State Homeland Security Grant funds as follows:

Revenue:

01.3640.4309.2018 State Homeland Security Grant Program \$12,168

Appropriation:

01.3640.0486.2018 Special Grants-SHSP FY18 \$12,168

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 42-120

**APPROVING AGREEMENT BETWEEN EMERGENCY
MANAGEMENT AND NEW YORK STATE DIVISION OF
HOMELAND SECURITY AND EMERGENCY SERVICES**

WHEREAS, Resolution No. 348-819 authorized the Emergency Management Office to apply for the 2019 Statewide Interoperable Formula Based Communications Grant (SICG) in the amount of \$458,672; be it

RESOLVED, that this Legislature approves the grant acceptance agreement between the Emergency Management Office and the New York State Division of Homeland Security and Emergency Services for a contract period of January 1, 2020 to December 31, 2021; and be it

January 22, 2020
Resolutions 14-63

FURTHER RESOLVED, that the Chairman is authorized to electronically sign e-grant SI19-1044-E00, Contract #C197931 for the amount of \$458,672 which will be used for reimbursement of costs for enhancing emergency response, improving capability, improvements in governance structures, operating procedures infrastructure development and addressing SAFECOM guidance and other items deemed necessary and is authorized through this grant.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 43-120

AUTHORIZING CREATION AND FILLING OF POSITION IN THE EMERGENCY MANAGEMENT DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the creation of a full-time Deputy Director position in the Emergency Management Department, at Grade 5, Step 5 of the 2020 Management Compensation Plan; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling the newly created, vacant position, effective April 15, 2020, funded entirely with NYS Department of Homeland Security and Emergency Services grant funds with zero county cost.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 44-120

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

WHEREAS, various 2019 resolutions authorized expending grant funds in Emergency Management to expend 2018 Statewide Interoperable Communications “Targeted” Grant funds (SICG FY18) ; and

WHEREAS, the Targeted Grant Radio Project has continued into 2020; now be it

RESOLVED, that this Legislature authorizes the County Treasurer to set up SICG FY18 Statewide Interoperable Communication Grant funds in the 2020 Emergency Management budget in Revenue Account

01.3640.4309.0748 – SICG FY18 Targeted Grant and in Appropriations
Account 01.3640.0486.0748 – Special Grants SICGFY18 for the following
dollar amounts:

Res No.	Vendor	Dollar Amount
137-319	L3 Harris	\$640,000
179-419	Nokia of America Corp	\$905,396.83
220-519	LD Allen Communications	\$1,454,452.85
265-619	Erdman Anthony	\$10,560
266-619	Patriot Towers Inc	\$361,615.20
269-619	Better Power Inc	\$64,235
467-1119	Orleans County Highway (DPW) Upstate Tower Construction LLC	\$590,202.23

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 45-120

APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES AND VARIOUS AGENCIES

RESOLVED, that this Legislature does hereby approve the
following renewal agreement between the Orleans County Department of
Social Services and the following agency:

Orleans County Attorney, Medina, NY for the provision of 1.25 part-time
attorneys assigned to Social Services; to be effective January 1, 2020
through December 31, 2020 at a cost of \$89,755.00. County cost is
\$28,731.00.

William George Agency, for the provision of “Raise the Age” residential
foster care services; to be effective January 1, 2020 through December 31,
2020, at per diem rates as established by the State, not to exceed \$500,000.
County cost will be at a percentage determined by both the program
category and financial eligibility of each child so placed

Pathstone Corporation, Rochester, NY for the provision of housing at a safe
dwelling to victims of domestic violence who are eligible for DSS payment
of these services; to be effective January 1, 2020 through December 31,

January 22, 2020
Resolutions 14-63

2020. Rates are established by NYS Office of Children & Family Services. There were minor changes in the verbiage and no change in the value or term. Passed by Resolution #548-1219.

James Punch 10301 Ridge Road, Medina, NY 14103 for Conflict prosecution for the OCDSS at a rate of \$75.00/hr. effective June 1, 2019 through May 31, 2014. Reimbursement 52% and County cost 48%.

Laura A. Wagner, 8825 Telegraph Road, Gasport, NY 14067 for Special Prosecutor for the OCDSS at a rate of \$75.00/hr. effective August 1, 2019 through December 31, 2020 Reimbursement 52% and County cost 48%.

Orleans County Computer Services, Albion, NY for the provision of computer programming, maintenance, and consultation services; to be effective January 1, 2020 through December 31, 2020 at a cost of \$70,349. County cost \$24,622.

The Department of Public Works, Albion, NY for the provision of Messenger and Custodial Services; to be effective January 1, 2020 through December 31, 2020 at a cost of \$66,634. County cost is \$23,322.

Capital District Youth Center, Inc. Albany, NY for the provision of a secure detention facility for the detention of juvenile delinquents, juvenile offenders and adolescent offender regarding the Raise the Age 16 and 17 year old populations. All costs incurred will be 100% reimbursable from the New York State Office of Children and Family Services pending approval of the Orleans County Comprehensive Plan. Contract will run from October 1, 2019 through December 31, 2020.

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 46-120

AUTHORIZING FILLING VACANCY IN THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, as the result of a promotion, this Legislature does hereby authorize filling a vacant full-time Legal Assistant position (6010.2012) at the Department of Social Services at Grade 14 of the CSEA Salary Schedule effective January 23, 2020.

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 47-120

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

WHEREAS, the Department of Social Services continuously reviews staffing to provide more efficient operations of county business due to recent retirement, resignations and reorganization; now be it

RESOLVED, that this Legislature does hereby create a Full-time Principal Social Welfare Examiner position at Grade 20 of the CSEA salary; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize filling this newly created vacant position effective January 23, 2020.

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 48-120

**APPROVING AGREEMENT BETWEEN OFFICE FOR THE AGING
DEPARTMENT AND WESTERN NEW YORK INTEGRATED CARE
COLLABORATIVE**

RESOLVED, that this Legislature does hereby authorize an agreement for the Office For The Aging and Western New York Integrated Care Collaboration, 742 Delaware Avenue, Buffalo, NY 14209 an OFA subcontractor to provide Meals on Wheels from January 1, 2020 to December 31, 2020 to clients needing services, Western New York Integrated Care Collaboration will reimburse Orleans County Office for the Aging per home delivered meals. The county is approving an agreement for an initial term of one year with an additional one year renewal, to be reviewed in 2022. County cost \$0 – Revenue Source.

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 49-120

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

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

RESOLVED, that this Legislature authorizes the abolishing of the part-time Clerk position (6772.26) in the Office for the Aging effective January 31, 2020; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a full-time Clerk in the Office for the Aging at grade 7 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created vacant full-time Clerk position in the Office for the Aging, effective February 1, 2020.

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 50-120

**APPROVING SUBMISSION OF THE UPDATED GLOW WORKFORCE
DEVELOPMENT AREA LOCAL PLAN**

RESOLVED, that this Legislature does hereby approve submission of the updated GLOW (Genesee-Livingston-Orleans-Wyoming) Workforce Development Area Local Plan for July 1, 2017 through June 30, 2021, pursuant to the Workforce Innovation and Opportunity Act (WIOA) of 2014, the Final Rule, and Planning guidelines and instructions developed by the Governor of the State of New York, which outline that the GLOW WDA Local Plan is required to be reviewed and updated at the end of the first 2 year period of the 4 year Local Plan.

FURTHER RESOLVED, that the County Chairman is hereby authorized to execute the Agreement, subject to review by the County Attorney; no County cost.

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 51-120

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 Lakeside Bridge Preventative Maintenance Project, Contract #D035981, P.I.N. 4OR0.01 (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 \$91,026.00.

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 \$455,126.00 work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$455,126.00 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 County of Orleans Legislature 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 is Supplemental Agreement #2 for Construction, Construction Inspection and Support for a total cost of \$455,126.00; Federal reimbursement of \$364,100.00, State Marchiselli Funding of \$68,269.00 and Local Share \$22,757.00; effective through July 5, 2028. Resolution shall take effect immediately.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 52-120

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 Yates Carlton Townline Road over Johnson Creek Bridge Replacement, Contract #D040103, P.I.N. 4OR0.04, BIN: 33188800 in the Town of Carlton (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 \$40,600.00 for Yates Carlton Townline Road Bridge Replacement for Preliminary Engineering, Design and ROW Incidentals; 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 \$203,000.00 work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$203,000.00 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, Design and ROW Incidentals for a total cost of \$203,000.00; Federal Share of \$162,400.00; State Marchiselli Funding of \$.00 and County Cost \$40,600.00; effective December 11, 2019 through August 30, 2028. Resolution shall take effect immediately.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to allow the Department of Public Work to purchase a Hunter Peterbilt Tractor; seconded by Legislator Miller. DPW Deputy Commissioner Pete Houseknecht indicated that this will be fully paid for through CHIPS (Consolidated Highway Improvement Program) funding. The following resolution was adopted:

RESOLUTION NO. 53-120

**AUTHORIZING DEPARTMENT OF PUBLIC WORKS TO PURCHASE
A 2020 HUNTER PETERBILT TRACTOR**

RESOLVED, that this Legislature does hereby approve the purchase of a 2020 Hunter Peterbilt Tractor Model #567 from Hunter Buffalo Peterbilt, 2370 Walden Avenue, Buffalo, NY 14225; to be purchased under the Sourcewell Contract #081-716-PMC at cost of \$148,418.00; County cost \$00; Requisition #1046; to be paid from DPW Machine budget account #04.5130.0270 – Capital Equipment.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 54-120

**AUTHORIZING DEPARTMENT OF PUBLIC WORKS TO PURCHASE
A NEW AND UNUSED KUBOTA GR SERIES TRACTOR WITH 48-
INCH MOWING DECK AND 46-INCH SNOWBLOWER
ATTACHMENT**

RESOLVED, that this Legislature approves the purchase of a new and unused Kubota GR Series Tractor Model GR2020G3-48 with 48-inch mowing deck and 46-inch snow blower attachment from Bentley Bros, 13936 State Route 31, Albion, NY 14411; to be purchased under New York

State Office of General Services Contract PC# 67693. The cost for the Tractor shall not exceed \$12,500.00 to be paid from DPW- Buildings budget account 01.1620.0270 – Capital Equipment.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 55-120

AUTHORIZING SETTING UP NEW MONEY IN THE DEPARTMENT OF PUBLIC WORKS MAINTENANCE OF BRIDGES BUDGET

WHEREAS, Resolution No. 436-1019 authorized the County Treasurer to set up money in the Maintenance of Bridges Budget due to an increase in monies for the East Oak Orchard Street Bridge over Oak Orchard Creek TIP “Project”; and

WHEREAS, the “Project” is still in the Preliminary Engineering, ROW acquisition and Incidental phase in 2020; therefore be it

FURTHER RESOLVED, that the County Treasurer is authorized to set up money in the 2020 Department of Public Works Maintenance of Bridges Budget as follows:

Revenue:
03.5120.3503 Maintenance of Bridges-Highway Bridges \$27,657.22

Appropriation:
03.5120.470.2284 Cap. Plan East Oak Orchard Bridge \$27,657.22

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 56-120

AUTHORIZING SETTING UP NEW MONEY IN THE DEPARTMENT OF PUBLIC WORKS MAINTENANCE OF BRIDGES BUDGET

WHEREAS, Resolution No. 226-519 authorized the County Treasurer to set up money in the Maintenance of Bridges Budget due to the

January 22, 2020
Resolutions 14-63

Department of Public Works being awarded funding through the “Bridge NY” Project for Transit Road Bridge over West Branch of Sandy Creek; and

WHEREAS, the “Project” is still in the Preliminary Engineering, ROW acquisition and Incidental phase in 2020; therefore be it

FURTHER RESOLVED, that the County Treasurer is authorized to set up money in the 2020 Department of Public Works Maintenance of Bridges Budget as follows:

Revenue:

03.5120.3503	Maintenance of Bridges – Highway Bridges	\$91,384.83
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Appropriation:

03.5120.470.2285	Cap. Plan Transit Road Bridge	\$91,384.83
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Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 57-120

APPOINTING MEMBERS TO THE GENESEE TRANSPORTATION COUNCIL

RESOLVED, that the following members be appointed to the Genesee Transportation Council for two-year terms effective January 1, 2020 through December 31, 2021:

Genesee Transportation Council Board

Lynne Johnson	Legislature
John Papponetti	Alternate

Genesee Transportation Council Planning Committee

John Papponetti	Orleans County
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Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 58-120

APPROVING PAYMENT TO NYSAC FOR 2020 SHARE OF
GOVERNMENT CONSULTATION SERVICES

RESOLVED, that this Legislature hereby approves payment to NYSAC for Orleans County shared cost of government consultation in Albany, NY and Washington D.C. Services include: State budget advocacy, legislative advocacy, legal and technical assistance, training and educational programs, policy analysis, research, daily news clips, electronic newsletters, NYSAC news, other programs and services of benefit to the county to be paid from Unassigned/Unallocated Expenses account 01.1910.0481 – Professional dues.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 59-120

RE-APPOINTING MEMBERS TO THE ORLEANS COUNTY BOARD
OF ETHICS

WHEREAS, this Legislature adopted Resolution No. 171-408 enacting Local Law 3 of 2008, Providing for a County Board of Ethics consisting of five members with staggered terms; and

RESOLVED, that this Legislature re-appoints the following members to the County Board of Ethics with the following term expiration:

Name:	Term expires:
Ed Urbanik	12/31/2022
Doug Bower	12/31/2022

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 60-120

APPROVING APPOINTMENT TO THE ORLEANS COUNTY JURY
BOARD

January 22, 2020
Resolutions 14-63

RESOLVED, that this Legislature approves the appointment of Fred Miller to a two-year term on the Orleans County Jury Board, effective January 1, 2020 through December 31, 2021.

Moved, Eick; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 61-120

AUTHORIZING OUT OF STATE TRAVEL FOR LEGISLATORS

RESOLVED, that this Legislature does hereby approve Chairman Lynne M. Johnson and Legislator Merle “Skip” Draper to travel out of state to attend the NACo Legislative Conference in Washington DC on March 1, 2020 through March 4, 2020, with necessary expenses to be paid from the Legislative budget account 01.1010.0463 – Travel – other than Mileage.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 62-120

AMENDING RULES OF PROCEDURE OF THE ORLEANS COUNTY LEGISLATURE

RESOLVED, that section 13 of the Orleans County Legislature Rules of Procedure be amended as follows:

EXECUTIVE SUCCESSION

Legislator William H. Eick, District 1
Legislator Donald J. Allport, At Large - Central
Legislator Fred Miller, District 3
Legislator E. John DeFilipps, At Large - East
Legislator Kenneth DeRoller, District 4
Legislator Merle L. Draper, At Large - West

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 63-120

AUTHORIZING PAYMENT OF CLAIMS FOR FEBRUARY AGAINST
THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, 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 February 12, 2020:

Fund/Department	Check Number (s):	Amount:
General	4577-4757	\$736,449.41
Utility Payments	Paid on line	\$12,135.23
Department of Public Works	1624-1634; 3615-3652	\$147,391.12
Job Development	3291-3304	\$164.70
Self-Insurance	63021—63023; 63049- 63051	\$25,123.63

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 February 26, 2020:

Fund/Department	Check Number (s):	Amount:
General	4759-4890	\$653,049.78
Utility Payments	Paid on line	8,226.91
Department of Public Works	1638-1643; 3653-3671	\$98,362.26
Job Development	3306-3314	\$11,089.34
Self-Insurance	63108, 63212,1267, 1269, 1270	\$1,929.25

Moved, Allport; second, Draper.

January 22, 2020
Resolutions 14-63

Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Johnson called for any unfinished business. Legislator DeRoller stated that they recently had a GLOW Workforce Development meeting and requested Kelly Kiebala, Director of Job Development to speak on some opportunities to train our youth. Ms. Kiebala indicated that individuals aged 16-25, who meet criteria, are eligible for job training, class training or hands on training including work experience. Our GLOW regional has been awarded additional training funding and much of the funding is still available so they are doing additional outreach. Chairman Johnson shared her appreciation for Ms. Kiebala going out to promote this program.

Bruce Schmidt, Town of Gaines, clarified that it is his son Scott that serves on the Recovery Hope Board, not himself.

With there being no further business or public comment, Legislator Draper moved to adjourn today's meeting at 5:03 p.m.; seconded by Legislator Allport.

LEGISLATURE MEETING

February 26, 2020

Chairman Johnson called the meeting to order at 4:33 PM. After the pledge to the flag and invocation, led by Veteran and Ronald Ayrault, the Clerk called the roll. All Legislators were present with the exception of Legislators Draper and Eick.

Chairman Johnson called upon Pastor Dan Thurber, Pastor of Oak Orchard Assembly of God Church, Member of PACT, MAC and Volunteer Chaplin of the Orleans County Sheriff's Department and Ridgeway Fire Department. At today's meeting he dedicated the inscription "In God We Trust" our National Motto that has been placed above the county seal in the Legislative Chambers. He explained the efforts of Legislator Draper, along with "In God We Trust America Incorporated" promoted the display and was approved by the Legislature on September of 2019 for its placement. Pastor Thurber expressed that this has been our national motto since July 30, 1956, adopted about a decade after the conclusion of World War II. In God We Trust has also been on our US currency since 1864, engraved above the entrance of the Senate Chamber and speakers' desks in the United States House of Representatives. Pastor Thurber handed out a commemorative pin, a cross with the American flag, to all that were present for today's dedication.

The Clerk presented the following communications: Town of Murray Town Board will be holding a Public Hearing on March 5th at 7 p.m. for the purpose of adding a Senior District, Adding District Special Use Requirements and amending the Town of Murray Zoning Map.

Legislator Miller, along with DPW Commissioner John Papponetti, recognized Brian Ettinger and Wayne Krull from the Orleans County DPW for the American Public Works Association Award presented by the Genesee Valley Branch for the Small Cities Rural Communities Transportation Project of the Year for the collaborative efforts with the Town of Albion on the Clarendon Road culvert replacement project. Commissioner Papponetti explained that this collaborative effort, through the Bridge New York Project, with the Town of Albion through our shared services agreement, saved about \$30,000 on this project budget.

Legislator Miller presented a Special Recognition award to Steven Fuller for receiving the Douglas C. Zeffing Public Service Employee Award from

February 26, 2020
Resolutions 64-114

the Genesee Valley branch of the American Public Works Association which recognized him for his outstanding public service and achievement of an operational maintenance level employee of a public works agency of a political subdivision. DPW Commissioner Papponetti expressed that Steve has been working for the County for a little over 30 years. He helps coordinate and implement the paving program throughout the county. This was an award that was well deserved stated the Commissioner.

Legislator Miller also presented a Special Recognition Award to Edward Morgan, Town of Murray Highway Superintendent, for receiving the Public Works Leader of the Year Award from the Genesee Valley Branch of the American Public Works Association. Commissioner Papponetti stated that all of Ed's involvement and impact he has had to our county community, this award is well deserved.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through January 2020. Treasurer DeFrank indicated that the cash flow is back on the rise. Tax collection in January was substantial because many of the tax collectors sent in their payments so it hit this report. The cash balance is a million dollars over where we were last year.

Chairman Johnson called for open discussion as it related to the resolutions. No comments were provided by the public nor reports made by the Legislators.

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

RESOLUTION NO. 64-220

AUTHORIZING COMPUTERS TO BE ADDED TO THE DELL MASTER LEASE

WHEREAS, this Legislature approved a Dell Master Lease # 810-6457612 by Resolution No. 72-212 between Orleans County and Dell Financial Services, PO Box 6547, Carol Stream, IL 60197-6547; now be it

RESOLVED, that the Orleans County Legislature authorizes 47 desktop computers and 6 laptop computers to be added to the Dell Master Lease as # 810-6457612-012 throughout the County effective March 2,

2020 through March 1, 2024, four (4) annual payments of \$14,227.03 with a \$1 buyout option at the end; and be it

FURTHER RESOLVED, that the Chairman is authorized to sign the lease agreement with Dell Financial Services subject to the review and approval of the County Attorney and Chief Administrative Officer.

Moved, DeFilipps; second, DeRoller.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 65-220

AUTHORIZING PURCHASE OF MAINTENANCE AND TECHNICAL SUPPORT CONTRACT RENEWAL WITH DIGIUM, INC. FROM CDW-G

WHEREAS, this Legislature understands the need for a stable communications platform with the County's governmental offices, and

WHEREAS, this Legislature understands the specialized knowledge required to update and maintain the new Voice Over Internet Protocol phone system; now be it

RESOLVED, that this Legislature approves a maintenance and support agreement with Orleans County and Digium Inc, headquartered in Huntsville, AL 35758, renewing an existing license and software maintenance contract for upgrade of operating systems and licenses through CDW-G, 75 Remittance Drive, Suite #1515, Chicago, IL 60675-1515, a qualified Digium reseller, for \$6,050.00 with term effective May 9, 2020 through May 8, 2021. This agreement is to be paid from Computer Services Account 01.1680.0418 – Other Contractual.

Moved, DeFilipps; second, DeRoller.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTIONNO. 66-220

AUTHORIZING THE PURCHASE OF MAINTENANCE CONTRACT RENEWAL FOR COMPUTER SERVICES FOR THE NETWORK SECURITY CONTROL APPLIANCE

RESOLVED, that this Legislature authorizes the purchase of one (1) SOPHOS SG450-2yr-Total Protect renewal from Layer 3 Technologies, 1645 Lyell Avenue, STE 200; Rochester, NY 14606 for Computer Services in the amount of \$11,750.00 (PO# 61410) to be paid from the Computer Services Account 01.1680.418 – Other Contractual which will protect the Orleans County Network from external threats to security, improved protected wireless access control and email support protection throughout the county offices.

Moved, DeFilipps; second, DeRoller.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 67-220

APPROVING APPOINTMENTS TO THE EMPLOYEE ASSISTANCE PROGRAM COMMITTEE

RESOLVED, that this Legislature does hereby authorize the following appointments to the Employee Assistance Program Committee for the following terms:

Katie Harvey	Personnel – Management	1/1/20-12/31/21
Patricia Urquhart	Mental Health – CSEA	1/1/20-12/31/21
John C. Welch, Jr.	Personnel – Management	1/1/20-12/31/21

Moved, DeFilipps; second, DeRoller.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 68-220

APPROVING THE EMPLOYEE ASSISTANCE PROGRAM BUDGET AND PLAN FOR 2020

WHEREAS, the Employee Assistance Program (EAP) Committee has been authorized to operate an Employee Assistance Program (EAP) and other related programs for the County; and

WHEREAS, the Legislature requires the EAP Committee to submit for approval a plan of operations, together with a proposed budget for the year 2020; be it

RESOLVED, that this Legislature authorizes the Orleans County Employee Assistance Program budget and plan of operations for the year 2020 as follows:

EMPLOYEE ASSISTANCE PROGRAM BUDGET AND PROGRAM PLAN

<u>Program Revenues:</u>	
Commissions/Deposits 2020	\$3,425.00
Raffles	\$1,271.00
Total	\$5,280.00
<u>Program Expenditures:</u>	
GCASA Contract	\$1,600.00
Employee of the Month Program	\$900.00
Summer Picnic	\$1,380.00
Holiday Luncheon	\$1,400.00
Miscellaneous	\$0.00
Total	\$5,280.00

Moved, DeFilipps; second, DeRoller.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 69-220

SETTING DATE AND TERMS FOR AUCTION OF COUNTY-OWNED TAX PROPERTIES NOTWITHSTANDING ANY RESOLUTION HERETOFORE ADOPTED

RESOLVED, that the following terms of auction for County-owned property for the auction to be held Wednesday, May 27, 2020 at 10:00 a.m. at the Albion Elk Lodge #1006, 428 West State Street, Albion, New York, be approved by this Legislature as follows:

TERMS OF AUCTION
ORLEANS COUNTY TAX PROPERTY AUCTION
ALBION ELK LODGE#1006
ALBION, NEW YORK
May 27, 2020
10:00 AM

This is the sale at public auction of various parcels of real property, which have been conveyed in the County of Orleans by final judgment under the so-called In Rem Tax Foreclosure Proceedings. This sale is ordered by various resolutions of the Orleans County Legislature and is in accordance with the appropriate provisions of the Real Property Tax Law. This sale and sale of each and every parcel herein is upon the following terms:

TERMS AND CONDITIONS
OF THE
ORLEANS COUNTY AUCTION OF TAX FORECLOSED PROPERTY

1. Orleans County acquired title to these properties in accordance with Article 11 of the Real Property Tax Law of the State of New York, and all known rights of redemption under said provisions of law have been extinguished by the tax sale proceedings; and/or as a result of forfeiture.
2. For purposes of these Terms and Conditions, parcel shall be defined as a section, block and lot number.
3. All real property, including any buildings thereon, is sold “AS IS” and without any representation or warranty whatsoever as to the condition or title, and subject to: (a) any state of facts an accurate survey or personal inspection of the premises would disclose; (b) applicable zoning/land use/building regulations; (c) water assessments are the responsibility of the purchaser, whether they are received or not; (d) the levied 2020 Town and County tax bill including any relieved taxes, 2019/2020 village taxes, 2019/2020 school tax, any village or town water and sewer rents and assessments, in addition to any other applicable charges (including, but not limited to, omitted and pro rata taxes, demolition charges, interest and penalties); and (e) for purposes of taxation, the purchaser shall be deemed to be the owner prior to the next applicable taxable status date after the public auction.
4. The purchaser shall be solely responsible for the payment of: the levied 2020 Town and County tax bill including any relieved taxes; any Village taxes levied after May 31, 2020, the 2020/2021 school taxes, the 2021 Town and County taxes, penalties and interest and charges levied against the property subsequent to the auction.
5. All purchasers are advised to personally inspect the premises and to examine title to the premises prior to the date of the auction. Upon delivery of the quitclaim deed by the County of Orleans to the

- successful purchaser, any and all claims with respect to title to the premises are merged in the deed and do not survive.
6. No personal property is included in the sale of any of the parcels owned by Orleans County, unless the former owner or occupant has abandoned same. The disposition of any personal property located on any parcel sold shall be the sole responsibility of the successful purchaser following the closing of sale.
 7. All informational tools, such as slides, tax maps, deeds, photos, auction listings, auction catalogs, auction signs, property record cards, etc., are for identification purposes only and are neither a guarantee nor a warranty as to location, dimensions, parcel use and/or size, or anything else. **THE COUNTY, THE AUCTIONEER, AND THE AUCTION SERVICE MAKE NO WARRANTY EXPRESSED OR IMPLIED IN CONNECTION WITH THIS SALE.**
 8. The County of Orleans reserves the right, in its sole discretion, to withdraw from the auction any of the properties listed on the schedule of real property.
 9. Notice is hereby given that the premises being sold may lie within an Agricultural District as designated upon the tax map. It is the sole responsibility of any bidder to ascertain which specific parcel(s) is so designated and sold subject to the provisions of law applicable thereto.
 10. All bidders are required to register and provide suitable personal identification prior to the auction. Auctioneer reserves the right to decline registration if identification is not sufficient.
 11. All bidders are required to use the bidder number issued to them for all purposes associated with the auction. A bidder may not bid on behalf of a party who is on the prohibited bidder list.
 12. Bidder acknowledges receipt of the pamphlet entitled "Protecting Your Family from Lead in Your Home." Bidder also acknowledges that he/she has had the opportunity to conduct a risk assessment or inspection of the premises for the presence of lead-based paint, lead-based paint hazards, mold, asbestos or any other hazardous substances.
 13. The former owner of the property, or his agent, shall not be deemed to be the successful bidder on the property or purchase same at the public auction, unless the bid amount exceeds the amount of the purchase price to affect the release of County's interest. If the former owner or his agent reacquires the property, all liens existing

- prior to the foreclosure, will be reinstated and the purchaser (former owner) must sign the deed to reinstate the liens.
14. Purchaser shall provide information necessary to complete, and shall execute, the necessary forms and documents required for recording the deed in the Orleans County Clerk's Office. The purchaser executing the auction terms and conditions of sale may not assign or otherwise transfer his right to complete the bid, unless the County agrees in writing. The deed prepared will be in the name of the successful bidder (and spouse) only. No third party bidding will be accepted, unless the bidder identifies that he is bidding as an agent for a disclosed principal.
 15. The auctioneer's decision regarding any disputes is final, and the auctioneer reserves the right to reject any bid that is not an appreciable advancement over the proceeding bid.
 16. The Purchaser will execute an Offer to Purchase form immediately upon being declared the high bidder. The approval of each bid by Resolution of the County Legislature *will not constitute a Contract of Sale* and the County reserves the right to reject any bid prior to the closing of title and the recording of the deed.
 17. The Purchaser shall be responsible for the payment of an eleven percent (11%) buyer's premium should buyer be paying by credit card or a ten percent (10%) buyer's premium should the buyer be paying by cash or by bank check in addition to the accepted purchase price and the closing fees/costs. The "buyer's premium" is the fee/commission earned by the auctioneer. An additional one and one half percent (1.5%) of the purchase price will be added to each parcel for advertising expenses. Accepted purchase price is the amount bid by a perspective bidder, which has been approved by the Orleans County Legislature.
 18. All required deposits must be paid in full for all successful bids immediately upon being declared the successful bidder. Any successful bidder, who fails to tender the deposit immediately upon being declared the successful bidder, will be forbidden to participate in this or any other auction. Any parcels which the County did not receive deposits for, as per these terms and conditions, will be considered to be defaulted, and resold and the bidder will be disqualified from further bidding.
 19. 25% of the total contract price (total contract price is the combination of the high bid and the buyer's premium, as defined in section 17 of these terms and conditions), shall be paid as a down payment on the day of the auction upon execution of an Offer to Purchase Form. Total contract prices selling for \$250.00 or less

must be paid in full at auction, including all closing costs which consist of the following will be paid with the down payment on the day of the auction for each parcel: (a) New York State Transfer Tax [\$4.00 for the first \$1,000; \$2.00 for each \$500 thereafter of the purchase/bid price]; (b) Filing Fee for the Real Property Transfer Report [\$125.00 if the parcels classification code is 100-199, 200-299 or 411-C; \$250.00 for all parcels otherwise classified]; (c) Filing Fee for combined Gains Transfer Tax Affidavit [\$5.00]; (d) all fees required by the Orleans County Clerk for recording of the deed [\$50.00 to record a one page deed; \$5.00 for each additional page] *Closing costs may be subjected to an increase in fees as required by law, without notice.* All deposits must be made in cash or guaranteed funds payable to the “Orleans County Treasurer” and drawn on banks insured by the Federal Deposit Insurance Corporation (FDIC). No exceptions.

20. All bids shall be subject to approval by the Orleans County Legislature, which shall have the right, in the Legislature’s sole discretion, to reject any bid for any reason whatsoever.
21. All parcels for which you are the successful bidder for must be paid in full. No selective closings subsequent to the auction. Failure to remit full payment on all parcels for which you are the successful bidder will result in a default of all deposits tendered, and you will not be permitted to close on any other parcels for which you are the successful bidder.
22. The entire balance of the accepted purchase price, the buyer’s premium, as defined in section 17 of these terms and conditions, and all closing costs/fees must be paid by cash or guaranteed funds payable to and received by the Orleans County Treasurer’s Office on or before June 30, 2020. The County is not required to send notice of acceptance to a purchaser. If the purchaser fails to pay the balance of the total contract price plus closing costs and fees as herein provided, the deposit shall be forfeited. The County reserves the right, in its sole discretion, to extend the time of payment upon such terms and conditions it deems appropriate.
23. If the successful bidder fails to tender such amount due by the close of business on June 30, 2020, then the County may, but is not obligated to offer any unsold property to the second highest bidder. All terms and conditions for the sale set forth herein above shall apply to the second highest bidder and/or any other purchaser.

24. All sales shall be final, absolute and without recourse, once title has closed and the deed has been recorded. In no event, shall Orleans County and/or Absolute Auctions & Realty, Inc. be or become liable for any defects in title for any cause whatsoever, and no claim, demand or suit of any nature shall exist in favor of the purchaser, its heirs, success or assigns, against Orleans County and/or Absolute Auctions & Realty, Inc. arising from this sale.
25. The County of Orleans will execute no warranties concerning the parcel or title thereto and will not deliver or be responsible for abstracts, title insurance, title searches, surveys, maps or other documents concerning a parcel whatsoever.
26. Conveyance shall be by quitclaim deed only, containing a description of the property as it appeared on the tax roll for the year upon which the County acquired title or as corrected up to date of deed. The deed will be recorded by the County upon payment in full of the accepted purchase price, buyer's premium, and closing fees/costs. POSSESSION OF PROPERTY IS FORBIDDEN UNTIL THE DEED IS RECORDED WITH THE ORLEANS COUNTY CLERK CONVEYING TITLE TO THE PURCHASER. TITLE VESTS AT THE RECORDING OF THE DEED. It is agreed between the County and the purchaser that delivery and acceptance of the deed occurs upon recording the deed.
27. A quitclaim deed issued as a result of the auction shall contain the following provisions: (a) "Nothing contained in any description herein is intended to convey more than the assessed owner owned at the time of the levy of the tax, the non-payment of which resulted in the tax sale. There is no representation as to the extent of the acreage conveyed herein;" (b) Orleans County shall in no event be or become liable for any defect in the title so conveyed for any cause whatsoever, or for any encroachments or disputed boundaries; and that no claim or demand of any nature shall ever be made against said Orleans County arising from such sale or conveyance or any proceedings leading thereto.
28. Evictions, if necessary, are solely the responsibility of the successful purchaser after closing and recording of the deed.

Moved, DeFilipps; second, DeRoller.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 70-220

APPROVING AGREEMENT FOR DOCK WORKER/CUSTODIAL SERVICES AT ORLEANS COUNTY MARINE PARK

RESOLVED, that this Legislature hereby approves the renewal of the agreement with Ronald Bierstine, 2038 Peter Smith Road, Kent, NY 14477, to provide dock worker and custodial services at Orleans County Marine Park from April 15, 2020 to October 31, 2020 at a cost not to exceed \$16,841 to be paid from Marine Park Account 01.7180.0432-Misc. Contracts/Agreements.

Moved, DeRoller; second, DeFilipps.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 71-220

APPROVING APPOINTMENTS TO THE COUNTY PLANNING BOARD

RESOLVED, that this Legislature approves the following appointments to the Orleans County Planning Board:

<u>NAME</u>	<u>REPRESENTS</u>	<u>EXPIRATION DATE</u>
Andrew Kludt 1155 Center Road Kendall, NY 14476	Town of Kendall	12/31/22
Jeffery Conte 1475 Kendall Road Kendall, NY 14476	Town of Kendall (Alternate)	12/31/22

Moved, DeRoller; second, DeFilipps.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 72-220

APPROVING AMENDED BY-LAWS OF THE ORLEANS COUNTY PLANNING BOARD

WHEREAS, on January 23, 2020 the Orleans County Planning Board recommended approval by resolution of amendments to its

February 26, 2020
Resolutions 64-114

operating By-Laws as a means of improving the clarity, formality and efficiency of business proceedings at its meetings, and

WHEREAS, General Municipal Law § 239-c requires that the county legislative body take similar action for said amendments to take effect, be it

RESOLVED, that this Legislature approves the Orleans County Planning Board By-Laws as amended through January 23, 2020.

Moved, DeRoller; second, DeFilipps.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 73-220

AUTHORIZING PAYMENT OF TOURISM MATCHING FUNDS TO GREATER NIAGARA REGION

WHEREAS, Resolution No. 329-819 authorized application for, and receipt of, I Love New York Matching Funds, which, in part, are committed to regional tourism promotion; now be it

RESOLVED, that this Legislature hereby authorizes payment of \$43,176 to the Greater Niagara Region, c/o Orleans County Tourism, 14016 Rte. 31 W, Albion, NY 14411, to be paid from Tourism Account 01.6410.0468 - I Love New York Matching Funds, as it becomes available, with said amount to be expended for regional tourism promotion programs which may include the following:

- 4-County Country Byways
- 5-County Greater Niagara Region
- Lake Ontario Sportfishing Promotion
- Canal New York Marketing and Business Alliance Inc.
- Haunted History Trail
- Seaway Trail National Scenic Byway

Moved, DeRoller; second, DeFilipps.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 74-220

APPROVING AGREEMENT WITH SOIL AND WATER CONSERVATION DISTRICT

RESOLVED, that this Legislature authorizes the agreement between the County of Orleans and the Orleans County Soil and Water Conservation District, Albion, New York, for the provision of services by “Soil and Water” for the calendar year 2020, at a cost of \$92,500, to be paid in quarterly payments of \$23,125.

Moved, DeRoller; second, DeFilipps.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 75-220

**APPROVING RE-APPOINTMENTS TO THE OAK ORCHARD
WATERSHED BOARD**

RESOLVED, that the following individuals are re-appointed to the Oak Orchard Watershed Board for a two-year term, effective January 1, 2020 through December 31, 2021.

Ed Morgan, Chairman, Soil and Water
Guy Smith – Albion
Peter Smith – Albion
Jon Peglow – Barre

Moved, DeRoller; second, DeFilipps.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 76-220

**APPROVING LEASE AGREEMENT BETWEEN MENTAL HEALTH
DEPARTMENT AND OAK ORCHARD COMMUNITY HEALTH
CENTER**

RESOLVED, that this Legislature approves an Agreement between the Mental Health Department and Oak Orchard Community Health Center, Inc., 300 West Avenue, Brockport, NY 14420 for the period of February 27, 2020 to December 31, 2020 for the purpose of providing assistance to individuals and families affected by mental and behavioral health issues, at no cost.

February 26, 2020
Resolutions 64-114

Moved, Allport; second, DeFilippis.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 77-220

APPROVING AGREEMENTS BETWEEN MENTAL HEALTH DEPARTMENT AND HILLSIDE CHILDREN'S CENTER

RESOLVED, that this Legislature approve the following Agreements for the Mental Health Department for the 2020 calendar year:

Hillside Children's Center, 24 Main Street, Mount Morris, NY 14510 providing a program of family resiliency as a community support service for individuals with mental and emotional problems who are living in the community at a cost of \$83,449 at no County cost.

Hillside Children's Center, 24 Main Street, Mount Morris NY 14510 providing customized services to children with mental and emotional problems who are living in the community via the use of ICM wraparound funds at a cost of \$17,000 at no County cost.

Moved, Allport; second, DeFilippis.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 78-220

APPROVING AMENDED AGREEMENTS BETWEEN THE MENTAL HEALTH DEPARTMENT AND CERTAIN PROVIDERS

WHEREAS, agreements were approved with Tulio Ortega, MD for psychiatrist services and Ann Burbank for NP (Res No. 413-1019); with Spectrum Human Services (Res No. 520-1219); and Mental Health Association of Genesee and Orleans County (Res No. 456-1119) for the 2020 calendar year; and

WHEREAS, an agreement was approved with West Interactive Services Corp by the passage of Resolution No. 414-1019; now be it

RESOLVED, that this Legislature approves the amended Agreements as follows:

Tulio Ortega, MD, 2 Featherstone Court, Pittsford, NY 14534 providing services as Medical Director. Amendment increases provider services an additional 56 hours from April 1, 2020 to December 31, 2020. As revised, the maximum Contract amount is not to exceed \$107,250. County cost is \$809.

Ann Burbank, NPP, 32 Park View Drive, Pittsford, NY 14534 providing services as Nurse Practitioner. Amendment increases hourly rate and decreases number of service hours from April 1, 2020 to December 31, 2020. As revised, the maximum Contract amount is not to exceed \$11,028. County cost is (\$740).

Spectrum Human Services, Inc., 227 Thorn Avenue, P. O. Box 631, Orchard Park, New York 14127. Amendment revises the Agreement to add a COLA increase of \$1,098 in State Aid from January 1, 2020 to December 31, 2020. As revised, the maximum Agreement amount is \$83,663, an increase of \$1,098.

Mental Health Association of Genesee and Orleans Counties, 25 Liberty Street, Batavia, NY 14020. Amendment revises the Agreement to add a COLA increase of \$1,711 in State Aid from January 1, 2020 to December 31, 2020. As revised the maximum Agreement amount is \$85,104, an increase of \$1,711.

West Interactive Services, Corp., 1110 Montlimar Drive, Suite 700, Mobile, Alabama 36609. Amendment revises the Agreement to accommodate a name change to Intrado Interactive Services Corp. This is a branding name only: the company is not merging, changing ownership, or undergoing any other change. No assignment of other contractual change is required.

Moved, Allport; second, DeFilipps.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 79-220

AUTHORIZING TREASURER TO SET UP FROM MISCELLANEOUS RESERVE

February 26, 2020
Resolutions 64-114

RESOLVED, that the Treasurer is authorized to set up monies from the Miscellaneous Reserve to Mental Health Budget to pay for the TheraManager software for the 1st and 2nd quarters as follows:

From:		
Miscellaneous Reserve		\$12,000
To:		
01.4310.0466	Consultant Fees	\$12,000

and be it

FURTHER RESOLVED, that the Treasurer is authorized to set up monies from the Miscellaneous Revenue to Mental Health Budget to set up revenue and expenses for Finger Lakes Performing Provider system money received as follows:

From:		
01.4310.1625	Miscellaneous Revenue	\$11,233
To:		
01.4310.0418	Other Contractual Expenses	\$11,233

Moved, Allport; second, DeFilipps.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 80-220

APPROVING APPOINTMENT TO THE COMMUNITY SERVICES BOARD

RESOLVED, that this Legislature approve the appointment of Brenda Swanger to the Community Services Board, to serve a four-year term to begin February 27, 2020 and ending February 26, 2024.

Moved, Allport; second, DeFilipps.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 81-220

APPROVING AGREEMENTS BETWEEN THE HEALTH DEPARTMENT AND VARIOUS AGENCIES

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

Christopher Mitchell Funeral Home, 21 West Avenue, Albion, NY 14411 to provide transporter services for deaths in Orleans County, contract amounts are \$175 per removal and \$1.50 per mile. Cost to county 100%. For term January 1, 2020 through December 31, 2022.

Cooper Funeral Home, 215 West Center Street, Medina, NY 14103 to provide transporter services for deaths in Orleans County, contract amounts are \$175 per removal and \$1.50 per mile. Cost to county 100%. For term January 1, 2020 through December 31, 2022.

Bogan and Tuttle Funeral Home, 226 Pearl Street, Medina, NY 14103 to provide transporter services for deaths in Orleans County, contract amounts are \$175 per removal and \$1.50 per mile. Cost to county 100%. For term January 1, 2020 through December 31, 2022.

Cantalician Center for Learning, 2019 George Urban Blvd, Depew, NY 14043 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. There is partial reimbursement from the New York State Education Department and Medicaid. Center-based tuition, evaluation rates and SEIS rates are set by New York State. For the term January 1, 2020 through December 31, 2022.

Agri-Business Child Development ABCD Holley-Grace's Place, 52 Maziarz Drive, Holley, NY 14470, an Memorandum of Agreement for the purpose of the Early Intervention Part C program. Establishing the responsibilities of OCHD and Head Start relative to services for infants and toddlers suspected of, at risk for, or diagnosed as having disabilities. Supporting the right of the children with disabilities to receive free and appropriate services including all necessary evaluations, Early Intervention, and related services per parent's request, to be in accordance with state and federal statutes and regulations. No County Cost for term February 9, 2020 through February 9, 2023.

Monroe County Public Health –Medical Examiner, 39 West Main Street, Room 307, Rochester, NY 14614. Forensic Pathology services for 14 full autopsy examinations and 5 blood/description type autopsies. All

laboratory testing (including toxicology), laboratory analysis for the presence of LSD, analyses for unusual toxins and requests for rare or unusual toxins that cannot be performed at the Monroe County Office of the Medical Examiner facilities will be referred to a reference laboratory with the cost being billed separately to Orleans County. Cost not to exceed \$30,275.00 Full County Cost. For term January 1, 2020 through December 31, 2020.

WNY Counties Intermunicipal Agreement, 303 Court Street, Little Valley, NY 14755, an Intermunicipal Agreement with WNY Counties (8-counties, Allegany, Cattaraugus, Chautauqua, Erie, Genesee, Niagara, Orleans, Wyoming). In the event of a public health problem, a county may determine that its county health department is unable to provide all of the public health services needed in its county to respond to the problem. In such an event, the chief elected official in that county may make a request for public health mutual aid to the chief elected official of one or more of the Western New York Counties. No County Cost for term January 1, 2020 through December 31, 2025.

Moved, Allport; second, DeFilippis.

Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 82-220

APPROVING AGREEMENT BETWEEN THE HEALTH DEPARTMENT AND NATIONAL ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS (NACCHO) AND SETTING UP NEW MONEY

WHEREAS, Orleans County Health Department has been selected as an awardee for the Overdose Prevention and Response Mentorship Program sponsored by The National Association of County and City Health Officials, with support from the Centers for Disease Control and Prevention

RESOLVED, that this Legislature does hereby approve the agreement with The National Association of County and City Health Officials (NACCHO), 1201 Eye Street NW, Fourth Floor, Washington, DC 20005 and accept the award of \$21,932 for the purpose of assisting another local health department with model and evidence-informed opioid prevention and response practices. Contract term is January 2020 through July 31, 2020. No county cost;

FURTHER RESOLVED, that the County Treasurer is authorized to set up new monies in the 2020 Public Health budget as a result of the agreement as follows:

Revenue:		
01.4010.1609	NACCHO	\$21,932.56
Appropriation:		
01.4010.0100	Personal Services	\$8,113.56
01.4010.0411	Office Supplies & Materials	\$293.00
01.4010.0458	Books and Periodicals	\$800.00
01.4010.0463	Travel - other than mileage	\$8,491.00
01.4010.0810	Retirement	\$981.00
01.4010.0820	Medicare	\$118.00
01.4010.0830	Social Security	\$503.00
01.4010.0860	Health Insurance	\$2,633.00

Moved, Allport; second, DeFilipps.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 83-220

AUTHORIZING THE COUNTY TREASURER TO SET UP GRANT FUNDS IN PUBLIC HEALTH BUDGET

WHEREAS various 2018 and 2019 resolutions to authorize expending grant funds in Public Health to participate in the Kresge program becoming Chief Health Strategists; and

WHEREAS an extension has been granted through July 2020; now be it

RESOLVED that this legislature does hereby authorize the county treasurer to set up the 2019 unexpended funds in the 2020 Public Health budget as follows:

Revenue:		
01.4010.1606	Kresge Foundation	\$53,207.67
Appropriation:		
01.4010.0250	Other Equipment	\$6,000.00

February 26, 2020
Resolutions 64-114

01.4010.0411	Office Supplies & Materials	\$2,000.00
01.4010.0434	Advertising	\$6,000.00
01.4010.0441	Printing	\$1,100.00
01.4010.0460	Training and Educational	\$3,000.00
01.4010.0463	Travel - other than mileage	\$14,107.67
01.4010.0466	Consultant Fees	\$21,000.00

Moved, Allport; second, DeFilipps.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 84-220

AUTHORIZING STIPEND TO THE CHIEF DEPUTY OF THE SHERIFF'S DEPARTMENT

WHEREAS, the recently enacted Criminal Justice Reforms by the State of New York has created unanticipated workload for the Chief Deputy in the Sheriff's Department as we attempt to be compliant with these reforms; now be it

RESOLVED, that this Legislature does hereby approve that the Chief Deputy shall be paid a stipend in the amount of \$3,600 per year from January 1, 2020 to December 31, 2020.

Moved, Allport; second, DeFilipps.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 85-220

AUTHORIZING EXECUTION OF JUSTICE COURT LIAISON CONTRACT FOR ORLEANS COUNTY PUBLIC DEFENDER

RESOLVED, that this Legislature approves an agreement between the Public Defender's Office and Sandra Gapa for a Justice Court Liaison for the Public Defender's Office, at an annual cost of \$20,000; said amount to be paid in equal monthly installments of \$1,666.66, upon the submission of a County Voucher at the end of each month; agreement to be effective March 1, 2020 through February 28, 2021.

FURTHER RESOLVED, that this agreement will terminate when the grant funding ceases to pay for the cost of this contract.

Moved, Allport; second, DeFilipps.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 86-220

APPROVING A MEMORANDUM OF AGREEMENT BETWEEN
PUBLIC DEFENDER AND LEGAL AID BUREAU OF BUFFALO INC

RESOLVED, that this Legislature does hereby approve a Memorandum of Agreement between the Public Defender and Legal Aid Bureau of Buffalo Inc in the amount of \$35,000 effective January 1, 2020 through December 31, 2020 for Legal Aid to accept assignment and provide appellate representation to persons convicted of crimes or violations in the courts of Orleans County.

Moved, Allport; second, DeFilipps.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 87-220

MODIFYING RESOLUTION 539-1219 AND CREATING AND
FILLING POSITIONS IN THE OFFICE OF PUBLIC DEFENDER

WHEREAS, the New York State Office of Indigent Legal Services is providing grants for caseload reduction and the quality improvement of indigent representation; and

WHEREAS, resolution 539-1219 created a full time Assistant Public Defender position; now be it

RESOLVED, that this Legislature does hereby approve that the full time Assistant Public Defender in the Public Defender's Office shall be paid an annual stipend in the amount of \$10,000 per year, and be it

FURTHER RESOLVED, that the stipend paid to the full time Assistant Public Defender in the Public Defender's Office shall expire when this stipend is no longer eligible for reimbursement under the grant from the New York State Office of Indigent Legal Services which provides for caseload reduction and the quality improvement of indigent representation, and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a part time Confidential Secretary to the Public Defender in the Public Defender's Office at a Grade 3 of the Management Compensation Plan, and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a full time Secretary to the Assistant Public Defender in the Public Defender's Office at a Grade 1 of the Management Compensation Plan, and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created vacant positions effective March 2, 2020; and be it

FURTHER RESOLVED, that these changes shall have no county cost because these incremental increases are to be paid by grant funding from the New York State Office of Indigent Legal Services.

Moved, Allport; second, DeFilipps.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 88-220

AUTHORIZING EXPENDING GRANT FUNDS AND SETTING UP NEW MONEY IN THE EMERGENCY MANAGEMENT BUDGET

WHEREAS, Director H. Dale Banker, Chairman Lynne Johnson and Legislator Merle Draper will be attending the 2020 National Homeland Security Conference in Chicago, IL from June 29, 2020 to July 2, 2020; be it

RESOLVED, that this Legislature authorizes the Director of Emergency Management to expend SHSP FY19 Grant Funds in an amount not to exceed \$6000; and be it

FURTHER RESOLVED, that this Legislature authorize the Treasurer to set up 2019 State Homeland Security Grant Program Funds as follows:

Revenue:		
01.4309.2019	State Homeland Security Grant Program	\$6,000

Appropriation:		
01.3640.0486.2019	Special Grants-SHSP FY2019	\$6,000

Moved, Allport; second, DeFilipps.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

Legislator Allport moved a resolution to support the State Legislation addressing the Volunteer Firefighter and EMS recruitment and retention crisis; seconded by Legislator DeFilipps. Legislator Allport requested EMO Director Dale Banker to address this issue. Director Banker seriously expressed that there is a critical shortage of volunteer firefighters and EMS personnel across Orleans County and New York State. All of our organizations are looking for people to volunteer. He thinks this great that NYSAC adopted this resolution and that this board is also supporting this critical need in our county, stated Director Banker. The following resolution was adopted:

RESOLUTION NO. 89-220

**SUPPORT OF STATE LEGISLATION ADDRESSING THE
VOLUNTEER FIREFIGHTER AND EMS RECRUITMENT AND
RETENTION CRISIS**

WHEREAS, throughout the state, counties are grappling with a shortage of volunteer firefighter and EMS personnel in their communities. Regardless of location, every county outside of New York City is contending with this issue; and

WHEREAS, the shortage of available personnel is both an issue within volunteer fire companies as well as community ambulance corps; and

WHEREAS, Orleans County is struggling with the decline in volunteers in both Fire and EMS as well as retaining volunteers due to training demands; and

WHEREAS, according to a 2015 study by the Firemen's Association of the State of New York (FASNY), volunteer firefighters alone save New York State more than \$3 billion each year; and

WHEREAS, as training requirements and call volumes have increased, it has become harder for volunteers to make the time commitment departments need; and

WHEREAS, according to FASNY, the number of volunteer firefighters in New York State has dropped from 110,000 in 1990 to fewer than 100,000 today; and

WHEREAS, volunteer firefighters and members of ambulance corps do not receive any direct monetary compensation for their service; and

WHEREAS, counties across the state have been working on this issue for decades; and

WHEREAS, in 2008, Westchester County passed a local law to provide a real property tax exemption to volunteer firefighters and volunteer ambulance service members and to continue this exemption in the case of certain un-remarried spouses of deceased volunteers; and

WHEREAS, Nassau County also provides a property tax exemption for volunteer firefighters and ambulance workers and offers a lifetime exemption to members with over 20 years of volunteer service; and

WHEREAS, Suffolk County has also passed similar legislation in 2003: real property owned by an enrolled member of an incorporated volunteer fire company, fire department, or incorporated voluntary ambulance service, or such enrolled member and spouse, or such deceased enrolled member's un-remarried spouse, shall be exempt from taxation to the extent of 10% of the assessed value of such property for county purposes, exclusive of special assessments; and

WHEREAS, since 2010, a number of additional counties have followed suit; and

WHEREAS, Columbia County was successful in obtaining a countywide certificate of need for all of their ambulance providers (both paid and volunteer), allowing each responding agency the authority to respond to a crisis within the county, whereby each agency maintains primary responsibility for their own territory and each agency subsequently contracts with the county for participation in the system, and in return, the county gives them payment for standby assignments and 911 calls outside their jurisdiction and access to the ePCR system; now therefore be it;

RESOLVED, that the New York State Association of Counties (NYSAC) supports state legislation and programs, including:

- S.3525 (Breslin)/A.3721 (Pretlow) that requires insurers to issue reimbursement directly to ambulance providers if the insured has filed an assignment of benefits for ambulance services;
- S.6802 (Felder)/A.8817 (Gunther) to increase the volunteer firefighter and EMS state income tax credit to \$500 for eligible individuals and \$1000 for eligible married joint filers, beginning in 2020;
- S.3526 (Breslin)/A.6211 (Magnarelli) to ensure that responding ambulance service companies receive direct payment for all ambulance service transports upon submission of an invoice to the insurance company without the need for responding ambulance company to be a preferred provider;
- S.577 (Kennedy)/A.4423 (DenDekker) to allow counties to establish a local tuition grants program for active volunteer firefighters and EMS personnel at state operated institutions, up to fifty percent of tuition required at state operated institutions or community colleges. This legislation also provides that, where a county has created a tuition grants program, the state would reimburse the county at one-half the actual tuition grant established by the county for each eligible volunteer;
- S.1222 (Ritchie)/A.3479 (Zebrowski) give a credit on the New York State income tax for all volunteer firefighters and volunteer ambulance corps members who are active. In order to be active, the individual would have to attend more than 10% of the company's activities per year. This plan calls for giving \$200 a year for service credit up to a maximum of 10 years, or a maximum of a \$1,100 credit.
- Creation of a statewide task force to investigate, promote, and identify funding for the recruitment and retention of volunteer EMS and firefighter personnel;
- S.3685B (Brooks) / A.1778A (Jones) authorizing volunteer fire departments or volunteer fire companies to collect fees and charges for advanced life support services;
- S.1381 (Ritchie)/A.1582 (Jones) to amends the general municipal law, in relation to classifying emergency medical services provided by municipalities as essential services for the purposes of applying for and receiving state aid;
- Grants for volunteer firefighters and emergency services personnel recruitment and retention; and be it

FURTHER RESOLVED, that copies of this resolution be sent to the counties of New York State encouraging member counties to enact similar resolutions; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall forward copies of this resolution to Governor Andrew M. Cuomo, Senator Robert Ort, Assemblyman Steve Hawley, Assemblyman Michael Norris, NYSAC and all others deemed necessary and proper.

Moved, Allport; second, DeFilipps.

Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 90-220

SUPPORT OF FUNDING FOR HAZARDOUS DAM REMEDIATION

WHEREAS, New York State has at least 5,352 functioning dams, 861 of which are owned or co-owned by local governments; and

WHEREAS, the New York State Department of Environmental Conservation, Division of Water, Bureau of Flood Protection and Dam Safety, is responsible for the protection of the health, safety and welfare of the people of the State of New York and the conservation and protection of its natural resources; and

WHEREAS, Title 6 of New York Code of Rules and Regulations, Part 673 (“Part 673”), Section 673.5, provides regulations regarding dam hazard classifications. This technical guidance provides greater detail regarding various potential impacts typically seen by New York State Department of Environmental Conservation staff, and their implication for hazard classification of a dam; and

WHEREAS, the New York State Department of Environmental Conservation, through its Dam Safety Section within the Bureau of Flood Protection and Dam Safety in the Division of Water (“DSS”), assigns hazard classifications to dams to reflect its best understanding of the potential impacts of dam failures; and

WHEREAS, the Department may change a dam’s hazard classification at any time to reflect changed conditions and/or to reflect changes in the Department’s understanding of the potential impact of a dam failure; and

WHEREAS, the DSS assigns a hazard classification to a dam based on the best information available to it regarding conditions at the dam and its downstream area; and

WHEREAS, any person may provide the DSS with information relevant to the assignment of a Hazard Classification to a dam; and

WHEREAS, water stored behind a dam represents potential energy which can create a hazard to life and property located downstream of a dam; and

WHEREAS, in order for a dam to safely fulfill its intended function, it must be constructed, operated and maintained properly; and

WHEREAS, the New York State Comptroller published a report in 2018, “Dam Infrastructure: Understanding and Managing the Risks” noting that local governments own or co-own 213 of New York’s 407 high-hazard dams; and

WHEREAS, the Comptroller’s analysis indicated that to repair locally owned high- hazard and intermediate-hazard dams in New York State would cost \$360 million according to the Association of State Dam Safety Officials; and

WHEREAS, counties throughout the State are concerned with the safety of all dams, particularly given the challenges with extreme weather events, such as strong rainstorms, floods and hurricanes; and

WHEREAS, the United States Department of Agriculture (USDA) has watershed protection programs that may be used for dam projects (as well as many other types of projects). Both public and private landowners are eligible for assistance, but the project sponsor must be a local or tribal government; and

WHEREAS, a new federal program that could help dams – the High Hazard Potential Dam Rehabilitation Program, authorized under the Water Infrastructure Improvements for the Nation (WIIN) Act of 2016 – would provide federal grants for the rehabilitation, repair or removal of nonfederal

high-hazard potential dams. However, that program has not yet been funded; and

WHEREAS, dam projects are generally not eligible for funding through the EPA's Drinking Water State Revolving Fund Program, even though many dams are used to create and manage reservoirs that supply drinking water; now therefore be it

RESOLVED, that the New York State Association of Counties (NYSAC) supports direct state funding and assistance to help local governments and private landowners remediate these high-hazard dams; and be it

FURTHER RESOLVED, that the Orleans County Legislature does hereby support direct state funding and assistance to help local government and private landowners remediate any high hazard dams and weirs in the county: and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall forward copies of this resolution to the Department of Environmental Conservation, Governor Andrew M. Cuomo, Senator Charles Shumer, Senator Kristin Gillibrand, Senator Robert Ort, Assemblyman Steve Hawley, Assemblyman Michael Norris, NYSAC and all others deemed necessary and proper.

Moved, Allport; second, DeFilippis.

Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 91-220

APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES AND VARIOUS AGENCIES

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

The House of Good Shepherd, Utica, NY for the provision of "Raise the Age" residential foster care services; to be effective January 1, 2020 through December 31, 2020, at per diem rates as established by the State, not to exceed \$500,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Villa of Hope Youth and Family Services, Rochester, NY for the provision of “Raise the Age” residential foster care services; to be effective January 1, 2020 through December 31, 2020, at per diem rates as established by the State, not to exceed \$500,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Western New York Independent Living, Inc., dba, Independent Living of Genesee Region, 3108 Main Street Buffalo, NY 14214 and a local office located at 319 West Main Street, Batavia, NY 14020 for the provision of Consumer Directed Personal Assistance Program (CDPAP); to be effective January 1, 2020 through December 31, 2020 at rates set by NYS Department of Health. County cost is \$0.

Moved, Miller; second, Allport.

Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 92-220

APPROVING SUBMISSION OF THE ANNUAL PLAN UPDATE OF THE CHILD AND FAMILY SERVICES CONSOLIDATED SERVICE PLAN TO THE NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES ON BEHALF OF SOCIAL SERVICES

WHEREAS, New York State Office of Children and Family Services requires each local district to submit an annual plan Update describing and explaining all available services provided to the public and changes made since the last submission was made; and

WHEREAS, the Child and Family Services plan covers the period of April 1, 2018 to March 31, 2023; and

WHEREAS, the Child and Family Services update describes any changes to the comprehensive plan, progress in implementation and strategies for improved service provision; and

WHEREAS, this present plan provides explanatory procedures and policy to those within the realm of needing services and assistance for their families; be it

RESOLVED, that this legislature does hereby approve the complete submission of the Annual Plan Update of the Children and Family Services Consolidated Services Plan as required to the State of New York.

Moved, Miller; second, Allport.

Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 93-220

AUTHORIZING ACCEPTANCE BY DEPARTMENT OF SOCIAL SERVICES OF THE FAMILY FIRST TRANSITION FUNDS AND AUTHORIZING TREASURER TO SET UP NEW MONEY IN THE DEPARTMENT OF SOCIAL SERVICES BUDGET

RESOLVED, that this Legislature does approve the acceptance of the Family First Transition Funds from the Office of Children and Family Services in the amount of \$30,000, effective April 1, 2019 through March 31, 2020, which such funds to be used by the Department of Social Services to promote foster parent recruitment and retention, at no local cost to the County; and be it

FURTHER RESOLVED, that the Treasurer is authorized to set up funds in the Department of Social Services budget to be used as described above as follows:

Revenue:		
01.6010.3610	Social Services Administration	\$30,000
Appropriation:		
01.6010.0411	Office Supplies and Materials	\$1,000
01.6010.0418	Other Contractual Expenses	\$24,000
01.6010.0441	Printing	\$5,000

Moved, Miller; second, Allport.

Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 94-220

APPROVING AGREEMENT WITH THE DEPARTMENT OF SOCIAL SERVICES AND LAMAR

*February 26, 2020
Resolutions 64-114*

RESOLVED, that this Legislature does hereby approve the following agreement between the Orleans County Department of Social Services and LAMAR, 289 Exchange Street, Buffalo, NY 14204 to display and to maintain poster flex vinyl outdoor advertising (billboards) at 6 locations throughout Orleans County from March 9, 2020 thru August 30, 2020 at a cost of \$8,000 to be paid from Social Services account .01.6010.0418 – Other Contractual Expenses

Moved, Miller; second, Allport.

Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 95-220

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 operations of county business due to recent resignations, promotions and reorganizations; now be it

RESOLVED, that this Legislature does hereby abolish a full-time Assistant Caseworker position (6010.0241) effective March 1, 2020; and be it

FURTHER RESOLVED, that this Legislature does hereby create a full-time Caseworker position at Grade 16 of the CSEA Salary Schedule effective March 1, 2020; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize filling these newly created vacant full-time positions effective March 1, 2020; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the filling of a vacant full-time Sr, Social Welfare Examiner position (6010.0106) at Grade 15 of the CSEA Salary Schedule effective February 27, 2020; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the filling of a vacant full-time Social Welfare Examiner position

February 26, 2020
Resolutions 64-114

(6010.0109) at Grade 13 of the CSEA Salary Schedule effective February 27, 2020(resulting from promotion to Sr. Social Welfare Examiner position)

Moved, Miller; second, Allport.

Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

Legislator Miller moved a resolution to call upon the Governor and New York State Legislature to preserve the zero percent Medicaid Growth Cap for all counties and New York City; seconded by Legislator Allport. Chairman Johnson stated that this is a critical resolution for Orleans County. The New York State Budget is going to look at counties to make up a budget gap in Medicaid. DSS Commissioner Tom Kuryla stated that Medicaid is the biggest issue they wrestle with in their budget. He stated that if local governments exceeds 3% of Medicaid growth from one year to the next, they will not pay for the annual increase for that year. We are asked to monitor this but we have no control over Medicaid expenditures. If one has a Medicaid card they are going to use it for services, doctors or hospitals. The price goes up every year and we don't have anything to do with the auditing process. The State sets the requirements for the qualifications to get Medicaid. We have exceeded 3% in Orleans County in the last three of the four years. This could be a cost to the county of nearly one to two million dollars which would be devastating to our county and it is important that the Governor's proposition does not go through. Legislator Allport explained how Medicaid becomes a cost issue to county residents and how 55 to 60% of the cost is pushed down local taxpayers as unfunded mandates. Chairman Johnson finalized by saying that any state Medicaid proposal put in the state budget must protect local taxpayers and services and keep the caps in place, which is the message we need to send to the Governor. It was added that NYSAC will continue to lobby for our best interest. The following resolution was adopted:

RESOLUTION NO. 96-220

**CALLING ON THE GOVERNOR AND NEW YORK STATE
LEGISLATURE TO PRESERVE THE ZERO PERCENT MEDICAID
GROWTH CAP FOR ALL COUNTIES AND NEW YORK CITY**

WHEREAS, spending in New York State for Medicaid is the single largest expense in the State budget; and

WHEREAS, the funding to support the Medicaid program is provided by a combination of federal, state and local resources; and

WHEREAS, the required county and New York City contribution is \$7.6 billion annually; and

WHEREAS, the local share of Medicaid funding paid in New York is the highest of any state in the country and is more than what 43 individual states pay in state share for their Medicaid programs; and

WHEREAS, this large local funding share for Medicaid and other state programs is a major contributor to New York's high local tax burden compared to other states; and

WHEREAS, the Governor and legislative leaders recognize the fiscal burden the financing of Medicaid is for local taxpayers and initiated steps to relieve part of that burden by capping the growth in local costs in this program; and

WHEREAS, one of the most prominent property tax reduction and mandate relief initiatives in state history was Governor Cuomo's establishment of the zero percent Medicaid growth cap; and

WHEREAS, this zero percent growth cap enables counties to keep funding for the growing cost of many vital state programs and services, while continuing local quality of life services demanded by taxpayers; and

WHEREAS, the Medicaid budget is facing billions of dollars in annual deficits over the next several years; and

WHEREAS, these Medicaid deficits are contributing to the largest budget deficit the state has faced since the Great Recession; and

WHEREAS, the Governor's Executive Budget Recommendation is proposing a variety of ways to address these combined fiscal shortfalls; and

WHEREAS, budget proposals advanced by the Governor rely on \$150 million in Medicaid program costs assumed by local taxpayers; and include:

- Using county government federal enhanced Medicaid match savings;

- Losing state Medicaid growth cap if counties breach the state property tax cap;
- Shifting the local share of Medicaid growth above 3% to counties, if counties cannot contain costs under 3%; and

WHEREAS, counties do not have tools to control the Medicaid program growth; some of these limitations include:

- The ability to audit the Medicaid program;
- The ability to control the cost of prescription drugs;
- The ability to set provider reimbursement rates;
- The ability to modify eligibility and benefit levels for Medicaid recipients;
- The ability to control changing demographics across the state;
- The ability to control provider contracts; and

WHEREAS, if state experts in the Medicaid program are unable to develop solutions to control growth in the Medicaid program, it will be difficult for counties to do so, since they do not have this authority to control costs; now therefore be it

RESOLVED, that the Orleans County Legislature urges the Governor and legislative leaders to maintain the zero percent Medicaid growth cap for counties and New York City as they address state budget shortfalls in order to keep downward pressure on the local tax burden; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall forward copies of this resolution to Governor Andrew M. Cuomo, Senator Robert Ort, Assemblyman Steve Hawley, Assemblyman Michael Norris, NYSAC and all others deemed necessary and proper.

Moved, Miller; second, Allport.

Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 97-220

AMENDING RESOLUTION NO. 205-418 BETWEEN OFFICE FOR THE AGING AND P2 COLLABORATIVE OF WNY

WHEREAS, Resolution No. 205-418 approved the grant acceptance agreement that the Office for the Aging to apply for the Aging Mastery Program Grant in the amount of \$30,000; and

WHEREAS, the Legislature approved the grant acceptance agreement between the Office for the Aging and P2 Collaborative of WNY, 371 Delaware Avenue, Buffalo, NY 14202 for a contract period of May 15, 2018 to May 15, 2020, grant award is \$71,000-four payments to be divided over two years, county cost is \$0; and be it

WHEREAS, the agreement requires an amendment to allow the Office for the Aging to extend the grant another year, new date ending August 31, 2020; be it

RESOLVED, that this legislature authorizes this amendment to this agreement to extend the grant completion date to August 31, 2020.

Moved, Miller; second, Allport.

Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 98-220

**AUTHORIZING TREASURER TO TRANSFER FUNDS WITHIN THE
JOB DEVELOPMENT BUDGET**

RESOLVED, that the County Treasurer is authorized to transfer funds within the Job Development budget as follows:

From:		
14.6290.0101.0000	Personal Services – Overtime	\$415,416.00
To:		
14.6293.0100.0000	Personal Services	\$415,416.00
From:		
14.6290.0418.0000	Other Contractual Expenses	\$41,303.00
To:		
14.6293.0418.0000	Other Contractual Expenses	\$41,303.00
From:		
14.6290.2070.0000	*Cont Priv Agency For Youths	\$440,198.00
To:		
14.6293.2070.0000	*Cont Priv Agency For Youths	\$440,198.00
From:		
14.6290.4791.0000	Workforce Innovation & Opportunity Act	\$225,228.00
To:		

February 26, 2020
Resolutions 64-114

14.6293.4791.0000 Workforce Innovation & \$225,228.00
 Opportunity Act

Moved, Miller; second, Allport.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 99-220

APPROVING AGREEMENT WITH THE DEPARTMENT OF PUBLIC
WORKS AND LABELLA ASSOCIATES, P.C.

RESOLVED, that this Legislature does hereby approve an agreement with the Department of Public Works Department and Labella Associates, P.C., 300 State Street, Suite 201, Rochester, NY 14614 to perform Design Services for the Lakeshore Road Bridge Replacement Project Bin #3319090.

FURTHER RESOLVED, this agreement is effective as soon as the County gives notice to proceed at a cost not to exceed \$41,000.00 and to be paid out of the Capital Project Infrastructure for Bridge Replacements Account #H-5120.250.

Moved, Eick; second, Allport.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 100-220

APPROVING AGREEMENT WITH THE DEPARTMENT OF PUBLIC
WORKS AND LABELLA ASSOCIATES, P.C.

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 provide ROW acquisition and incidentals for the Preventative Maintenance for the East Oak Orchard Street Bridge in the Village of Medina. NYS DOT Contract #D036041, Bin #: 3319320.

FURTHER RESOLVED, this agreement is effective January 1, 2020 through December 31, 2020 at a cost not to exceed \$23,819.00; to be paid out of the 03.5120.470.2284 Highway Road Capital Bridge account; Reimbursable through federal and state funds, County Cost: \$1,857.88.

Moved, Eick; second, Allport.

Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 101-220

**AWARDING ENGINEERING FIRM FOR PROFESSIONAL SERVICES
FOR YATES CARLTON TOWNLINE ROAD BRIDGE REPLACEMENT
PROJECT**

WHEREAS, NYS DOT Region No. 4 has designated their 2019-2022 LDSA Engineering firms and Orleans County is seeking to retain an engineering firm to provide preliminary and final design services, right-of-way acquisition services, and construction support and inspection services for the Yates Carlton Townline Road Bridge Replacement Project; and therefore be it

RESOLVED, the County has finalized the consultant selection process and this Legislature does hereby award CHA Consulting, Inc., 11 Centre Park, Suite 203, Rochester, New York 14614 for this project at a cost not to exceed \$203,000.00; to be paid out of the Capital bridge account 03.5120.0470.2286. The project location is in the Town of Carlton, BIN: 3318800, NYS DOT Contract #D040103, PIN 4OR0.04; and be it

FURTHER RESOLVED, agreement is subject to review and approval of the County Attorney.

Moved, Miller; second, Allport.

Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 102-220

**AMENDING RESOLUTION 535-1218 BETWEEN DEPARTMENT OF
PUBLIC WORKS AND DORITEX CORPORATION**

WHEREAS, the County has entered into an agreement with Doritex Corporation to provide textile cleaning services for the Department of Public Works; and

February 26, 2020
Resolutions 64-114

WHEREAS, Doritex Corporation has merged with Cintas Corporation and will continue to service the Department of Public Works under the existing service agreement; therefore be it

RESOLVED, that this Legislature approves amending Resolution No. 535-1218 to change the vendor name to Cintas Corporation, 11980 Walden Avenue, Alden, New York 14004-9709. Contract expiration is December 31, 2021; to be paid out of the Highway Machinery budget account 04.5130.0432.

Moved, Miller; second, Allport.

Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 103-220

APPROVING EXTENDING AGREEMENT BETWEEN ORLEANS COUNTY AND UGI ENERGY SERVICES

RESOLVED, that this Legislature does hereby approve an agreement extension between Orleans County and UGI Energy Services, LLC, One Meridian Boulevard, Suite 2C01, Wyomissing, PA 19610 for the purchase of natural gas for Orleans County per contract price of \$3.23 per DTH effective March 1, 2020 through February 28, 2023; and be it

FURTHER RESOLVED, that the Chairman is authorized to sign this agreement upon the review and approval of the County Attorney.

Moved, Miller; second, Allport.

Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 104-220

APPROVING AGREEMENT BETWEEN THE DEPARTMENT OF PUBLIC WORKS AND VARIOUS ENTITIES

RESOLVED, that this Legislature does hereby approve agreements with the Department of Public Works and the following:

Comprehensive at Orleans for Snow and Ice Control and for Mowing at the property located at 14012 State Route 31 West, Albion, New York 14411 for a total cost to Comprehensive at Orleans in 2020 for \$27,900.00, 2021 for \$28,380.00, and 2022 for \$28,860.00. Payments are to be made in equal monthly amounts per year. Contract period: January 1, 2020 through December 31, 2022.

Environmental Construction Group, Inc., PO Box 485, Wayland, NY 14572 to remove asbestos containing material on the 2nd floor of the Central Hall building. This agreement is in the amount of \$7,840.00 to be paid out of the Buildings and Grounds account 01.1620.0403 budget account; and be it

Emergency Power Systems, 300 Mile Crossing Blvd., Rochester, NY 14624 to provide inspection and maintenance of generators owned by Orleans County located at facilities throughout the County. This agreement will be effective March 1, 2020 through February 28, 2021 in the amount of \$5,800.00 to be paid out of the Buildings and Grounds account 01.1620.0447 budget account; and be it

Otis Elevator Company, 354 Sonwil Drive, Buffalo, NY 14225 to provide inspection and maintenance of elevators located in the County Jail, County Court House, County Office Building, Mental Health Building, and County Clerk's Building effective January 1, 2020 through December 31, 2020 for the amount \$9,996.00; Omnia Partners Contract TN #384899, to be paid out of the 1620.447 budget account; and be it

FURTHER RESOLVED, agreements are subject to review and approval of the County Attorney.

Moved, Miller; second, Allport.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 105-220

APPROVING AGREEMENT WITH MERCY FLIGHT

RESOLVED, that this Legislature approves an agreement with Mercy Flight, Inc. for the provision of necessary air medical transfers; Orleans County to pay \$5,000 for the 2020 calendar year; no increase from 2019.

Moved, Allport; second, DeFilippis.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 106-220

AUTHORIZING OUT OF STATE TRAVEL FOR COUNTY OFFICIALS

RESOLVED, that this Legislature does hereby approve Chairman Lynne M. Johnson, Legislator Merle “Skip” Draper and Emergency Management Director Dale Banker to travel out of state to attend the 2020 National Homeland Security conference in Chicago IL on June 29, 2020 through July 2, 2020 with all costs covered by Emergency Management Grant Funds. No County Cost.

Moved, Allport; second, Miller.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 107-220

APPROVING APPOINTMENTS TO THE FISH AND WILDLIFE MANAGEMENT BOARD

RESOLVED, that this Legislature confirms the Chairman of the Legislature’s appointment of the following Sportsman and Legislative representatives to the Fish and Wildlife Management Act Board, terms effective January 1, 2020 through December 31, 2021:

<u>Name</u>	<u>Representing:</u>
E. John DeFilipps	Legislature
Kenneth DeRoller	Legislature (Alternate)
Michael Elam	Sportsmen’s Federation
Neil Valentine	Landowner Representative

Moved, Allport; second, Miller.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 108-220

AUTHORIZING PAYMENT FOR 2020 LEADERSHIP ORLEANS PARTICIPANTS

RESOLVED, that this Legislature authorizes payment to Leadership Orleans c/o Community Action of Genesee Orleans, 409 East State Street, Albion, NY 14411 in the amount of \$5,850 for three (3) Leadership Orleans 2020 Program Participant Tuition for Orleans County Employees to be paid from Unassigned Unallocated Expense Account 01.1910.0418 – Other Contractual Expenses.

Moved, Allport; second, Miller.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 109-220

**AUTHORIZING PAYMENTS FROM CAPITAL PROJECT COUNTY
OFFICE BUILDING ADDITION AND RENOVATIONS ACCOUNT**

RESOLVED, that this Legislature authorizes the following payments to be made from account H1610.250, Capital Project – County Office Building Addition and Renovations Account:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$92.66	Wendel WD A/E/S/LA, PC	Professional Services, 11/1/19-11/30/2019, Inv #500397 – Project Coordination Labor.
\$1,747.65	Wendel WD A/E/S/LA, PC	Professional Services, 12/1/19-12/31/2019, Inv #500490 – Construction Administration.
\$890.04	Takeform	Invoice #87833 – Lettering to finish projects in the Legislative Chambers/Installation

Moved, Allport; second, Miller.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 110-220

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

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, 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

February 26, 2020
 Resolutions 64-114

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 March 11, 2020:

Fund/Department	Check Number (s):	Amount:
General	4891-4895; 4900-5031	\$1,318,549.31
Utility Payments	Paid on line	\$7,845.28
Department of Public Works	1644-1650; 3672-3701	\$73,710.07
Job Development	3315-3317	\$302.79
Self Insurance	63213-63215; 63218, 63220, 63307, 63309	\$55,037.31

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 March 25, 2020:

Fund/Department	Check Number (s):	Amount:
General	4896-4899; 5032-5036; 5037-5148	\$793,176.10
Utility Payments	Paid on line	\$11,575.91
Department of Public Works	1651-1656; 3702-3725	\$39,378.48
Job Development	3318-3324	\$13,426.62
Self Insurance	1271, 63361	\$247.74

Moved, DeRoller; second, DeFilipps.
 Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

The following add on resolutions were presented for adoption:

RESOLUTION NO. 111-220

**AUTHORIZING FILLING OF VACANCY IN THE DEPARTMENT
 VETERANS SERVICES DEPARTMENT**

WHEREAS, the Veterans Service Officer has resigned this week in the Veterans Services Department; and

WHEREAS, this Legislature values providing our veterans with the best possible service for their service to us, now be it

RESOLVED, that this Legislature does hereby authorize the filling of a vacant full time position of Veterans Service Officer (6510.4) in the Veterans Services Department, Grade 13 of the CSEA salary schedule effective March 2, 2020.

Moved, Miller; second, Allport.

Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 112-220

AUTHORIZING EMERGENCY REPAIRS TO THE COUNTY JAIL HOT WATER TANK BY HOUSEMAN REFRIGERATION, LLC.

RESOLVED, that this Legislature does hereby authorize emergency repairs to the County Jail hot water tank and approves a contract with Houseman Refrigeration, LLC. located at PO Box 213, Oakfield, NY 14215 at a cost not to exceed \$10,000. Payment to be made from DPW Buildings and Grounds account 01.1620.0403 – Maintenance Projects; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute an agreement with Houseman Refrigeration, LLC to perform the emergency repairs subject to the review and approval of the County Attorney.

Moved, Miller; second, Allport.

Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

Legislator DeRoller moved to approve a resolution to make application for the USDA Reconnect Program Funding to help deploy high speed broadband internet in Rural America; seconded by Legislator DeFilipps. Chairman Johnson introduced Niagara County Legislator David Godfrey to address the board regarding this resolution. Legislator Godfrey stated that in March of 2012, Ridgeway Supervisor Brian Napoli indicated to County Legislators that we need to get rural broadband. Later in that year this Legislature passed a resolution in May, along with Niagara County Legislature (NORA partner), to hope to make that happen. With many obstacles along these years, we hope with this federal funding through USDA we hope to get broadband to every address in our counties. With

this new partner, who is affiliated with Microsoft, we hope after all of these years pushing this project forward, it will happen, stated Legislator Godfrey. The following resolution was adopted:

RESOLUTION NO. 113-220

APPROVING APPLICATION FOR THE USDA RECONNECT PROGRAM FUNDING TO HELP DEPLOY HIGH SPEED BROADBAND INTERNET IN RURAL AMERICA

WHEREAS, Orleans County, in partnership with Niagara County under the “Niagara-Orleans Regional Alliance,” has long sought to expand access to high speed broadband internet access in unserved and underserved rural areas, and

WHEREAS, the United States Department of Agriculture, through the ReConnect Program is making hundreds of millions of dollars available grants, loans, and grant/loan combinations to facilitate broadband deployment in areas of rural America that do not have sufficient broadband access, defined as 10 Mbps downstream, and 1 Mbps upstream, and

WHEREAS, the ReConnect Program will generate private sector investment in broadband infrastructure to provide high-speed internet e-connectivity to as many rural premises as possible, now therefore be it

RESOLVED, that Orleans County, in partnership with Niagara County but with Orleans County as the lead applicant, intends to apply for a ReConnect Program 100% grant in the current Round 2 and/or Round 3 of the offering anticipated for later this spring; and

RESOLVED, that for the purposes of initiating an application through the on-line portal, Acting Chief Administrative Officer Lynne Johnson shall have the assigned Representative-Signature-Certifier security role on behalf of Orleans County, who shall be responsible for providing signatures, authorizing certifications, entering/updating applications, submitting applications for consideration, and assigning access to new users in USDA’s ReConnect Program Online Application System. If application(s) are awarded, the Representative-Signature-Certifier security role on behalf of Orleans County shall also be responsible for authorizing certifications, entering/updating compliance reports, submitting compliance reports, and assigning access to new users in USDA’s Online Financial Reporting and Compliance System, and

RESOLVED, at a later date Orleans County may assign an individual(s) to the Administrator(s) security role on behalf of Orleans County, who shall be responsible for assigning access to new users and entering/updating applications in USDA's ReConnect Program Online Application System. If application(s) are awarded, the Administrator(s) security role on behalf of Orleans County shall also be responsible for assigning access to new users and entering/updating compliance reports in USDA's Online Financial Reporting and Compliance System, and

RESOLVED, that the Representative-Signature-Certifier and Administrator(s) for Orleans County shall comply fully with all security procedures and policies of the ReConnect Program Online Application System and USDA's Online Financial Reporting and Compliance System.

Moved, DeRoller; second, DeFilipps.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

RESOLUTION NO. 114-220

AUTHORIZING PAYMENT TO CUSTOM CARPET CENTERS FOR PUBLIC DEFENDERS OFFICE RELOCATION

WHEREAS, Resolution No. 476-1119 authorized the Public Defender's office to be relocated and renovated to accommodate the 2019 Bail Reform Law; now be it

RESOLVED, that this Legislature does hereby approve payment to Custom Carpet Centers (PO#61279) in the amount of \$13,414.97 to be paid from DPW Buildings and Grounds account 01.1620.0470 – Capital Construction Projects with no county cost due to reimbursement from Public Defender grants.

Moved, Allport; second, Miller.
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Draper.

Chairman Johnson called upon any comments from Legislators or public. Bruce Schmidt, Town of Gaines, who made admission that he is an amateur historian. He spoke...*and this be our motto, "In God is our trust," and the star spangled banner in triumph shall wave O'er the land of the free and*

February 26, 2020
Resolutions 64-114

the home of the brave. These words were penned by a lawyer and around the War of 1812, became the fourth verse, or the last words of the Star Spangled Banner. Those words were translated to In God We Trust so we have a historical significance. The courts have been frequently asked if this is something of religion. The courts have uniformly held that this is a historic artifact that recognizes the role of religion in our national light and also an expression of patriotism. Mr. Schmidt thanked the Legislators for placing it in this chambers.

Legislator DeRoller moved to adjourn; second by Legislator DeFilipps. Meeting adjourned at 5:16 p.m.

LEGISLATURE MEETING
March 25, 2020

Chairman Johnson called the meeting to order at 4:32 PM. After the pledge to the flag and invocation, led by Legislator and Veteran Ken DeRoller, the Clerk called the roll. All Legislators were physically present with the exception of Legislator Miller who is participating in this meeting by teleconference.

Legislator Allport read a proclamation for National Public Health Week. The week of April 6th through April 12th is proclaimed in Orleans County to better understand the Office of Public Health.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through February, 2020. Treasurer DeFrank reported that finances are steady. Property taxes are coming in timely from the towns. Sales tax collection is up slightly from last year and expenses were up in February which is due to the Radio Tower projects. Over all the cash flow is stable.

Chairman Johnson called for open discussion as it related to the resolutions. They had none. Chairman Johnson expressed how proud she is of the citizens of Orleans County. Driving through Orleans County, you see very few cars. Residents are listening to the warnings and they are staying home. They are going out for only necessities. We are being safe and smart. She asked for people to call and check on their neighbors.

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

RESOLUTION NO. 115-320

**APPROVING LEASE AGREEMENT FOR THE COUNTY CLERK'S
POSTAGE METER**

RESOLVED, that this Legislature approves a lease extension agreement between the County Clerk and Quadient Leasing, formerly MailFinance, 478 Wheelers Farms Road, Milford, CT 06461 to provide an

March 25, 2020
Resolutions 115-174

18 month lease extension on a postage meter to be used by the County Clerk's Office and Real Property Tax Assessment Office at a cost of \$81.00/month, effective May 3, 2020 through November 3, 2021.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 116-320

AUTHORIZING FILLING OF VACANCY IN THE REAL PROPERTY DEPARTMENT

RESOLVED, that this Legislature hereby authorizes the filling of the vacant part time position of Clerk at Grade 7 of the CSEA salary schedule.

FURTHER RESOLVED, that this Legislature authorized the filling of this vacant position effective when the Governor's Executive Order No. 202.4 is modified to allow 100% of our employees to report to Orleans County facilities.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 117-320

AUTHORIZING CREATION AND FILLING OF A POSITION IN THE PERSONNEL DEPARTMENT

RESOLVED, that this Legislature authorizes the creation of a full-time Deputy Director of Personnel and Self Insurance position in the Personnel Department at Grade 9 of the Management Compensation Salary Schedule, and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created, vacant position effective March 25, 2020.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 118-320

AUTHORIZING TREASURER TO SET UP FUNDS FROM RESERVE FOR REPAIRS TO CENTRAL OFFICE EQUIPMENT REPAIRS ACCOUNT AND COMMUNICATION REPAIR ACCOUNT

WHEREAS, funds in the amount of \$64,183.33 from the 2019 Equipment Repair/Communications Repair Accounts have been reverted to the County's Reserve For Repairs Account; and

WHEREAS, said funds must be segregated and carried forward to meet state auditing requirements; be it

RESOLVED, the County Treasurer is hereby authorized to set up funds from the reserve for repairs account in the amount of \$28,164.65 to Central Office Equipment Repair Account 01.1615.0443, and the amount of \$36,018.68 to Account 01.1615.0453 – Communications Repair Account.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 119-320

AWARDING BID AND APPROVING AGREEMENT FOR ELECTRICAL INFRASTRUCTURE IMPROVEMENTS AT ORLEANS COUNTY MARINE PARK

WHEREAS, description of the replacement and relocation of electrical conduit between the ground level and water level at the Orleans County Marine Park was identified in bid specifications with an opening on February 19, 2020; now be it

RESOLVED, that this Legislature does hereby award the bid and approves the agreement with Suburban Electric of Albion, Incorporated, 225 East Bank Street, Albion, New York 14411 as part of Orleans County Marine Park Boating Access Phase 2 (Contract Number C1000543) at a total bid of \$16,400; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman to execute said agreement which will be effective as soon as County gives notice to proceed and is subject to review and approval of the

March 25, 2020
Resolutions 115-174

County Attorney, Chief Administrative Officer, and Chairman of the Legislature.

Moved, DeRoller; second, DeFilipps.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 120-320

AUTHORIZING FILLING VACANCY IN THE DEPARTMENT OF PLANNING AND DEVELOPMENT

RESOLVED, that this Legislature, due to a resignation, hereby authorizes the filling of a vacant full-time Planner position (8020.0100) in the Department of Planning and Development at Grade 20 of the CSEA salary schedule effective April 15, 2020.

Moved, DeRoller; second, DeFilipps.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 121-320

AWARDING BID FOR PRINTING 2020 COUNTY TRAVEL GUIDE AND APPROVING AGREEMENT WITH FREEPORT PRESS

WHEREAS, advertisement for printing bids occurred and two bids were received and opened on March 10, 2020; now, be it

FURTHER RESOLVED, that this Legislature approves an agreement with Freeport Press, 2127 Reiser Ave. SE, New Philadelphia, OH 44663 in the amount of \$15,681.00 for 45,000 Travel Guides consisting of 48 pages to be printed on 70# paper, which are to be paid from Account A6410.468 I Love New York Matching Funds and is partially funded by I Love NY and subsidized by \$12,720 in advertising sales; and be it

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

Moved, DeRoller; second, DeFilipps.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 122-320

APPROVING AGREEMENT BETWEEN MENTAL HEALTH
DEPARTMENT AND OTIS ELEVATOR

RESOLVED, that this Legislature does hereby approve an Agreement between the Mental Health Department and Otis Elevator, 354 Sonwil Drive, Buffalo, New York 14225 providing major, much needed repair to the elevator at the Mental Health Department in the amount of \$63,450 to be paid from Mental Health account 01.4310.0444 – Repairs to Equipment and Property.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 123-320

AMENDING RESOLUTION NO. 78-220 BETWEEN MENTAL
HEALTH DEPARTMENT AND TULIO ORTEGA

WHEREAS, Resolution No. 78-220 approved an Agreement between Mental Health and Tulio Ortega, MD providing services as Medical Director at a cost of \$107,250 with a County cost of \$7,507; and

WHEREAS, the parties are desirous of revising the Agreement to allow for one hour compensated travel time at the rate of \$160.00 per hour; be it

RESOLVED, that this Legislature approves an amended agreement with Tulio Ortega by allowing for one hour compensated travel time at the rate of \$160.00 per hour from April 1, 2020 to December 31, 2020. As revised, the maximum contract amount is not to exceed \$107,410.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 124-320

AMENDING RESOLUTION NO. 456-1119 BETWEEN MENTAL
HEALTH DEPARTMENT AND LINDA KOVAC-TANTALO, NP

March 25, 2020
Resolutions 115-174

WHEREAS, Resolution No. 456-1119 approved an Agreement between Mental Health and Linda Kovac-Tantalo providing services as Nurse Practitioner at a cost of \$88,128 with a County cost of \$6,169; and

WHEREAS, hourly rate is increased and number of service hours is decreased; be it

RESOLVED, that this Legislature approves an amended agreement with Linda Kovac-Tantalo, NP by increasing hourly rate and decreasing number of service hours from April 1, 2020 to December 31, 2020. As revised, the maximum contract amount is not to exceed \$36,640.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 125-320

AMENDING RESOLUTION NO. 76-220 REGARDING LEASE AGREEMENT BETWEEN MENTAL HEALTH DEPARTMENT AND OAK ORCHARD COMMUNITY HEALTH CENTER AND MODIFYING RESOLUTION NO. 520-1219.

RESOLVED, that this Legislature does hereby amend resolution no. 76-220, which approved an agreement between the Mental Health Department and Oak Orchard Community Health Center, Inc., 300 West Avenue, Brockport, NY 14420, to make the contract period of February 1, 2020 to January 31, 2021 and be it

FURTHER RESOLVED, to rescind the agreement approval for Oak Orchard Community Health Center in Resolution No. 520-1219 due to duplication of approval.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 126-320

AMENDING AGREEMENT BETWEEN MENTAL HEALTH DEPARTMENT AND TENELEVEN GROUP, LLC

WHEREAS, Resolution No. 124-319 approved an Agreement between Mental Health and TenEleven Group, LLC, 6047 Transit Road, E. Amherst, NY 14051 to provide Electronic Health Records (EHR) services including an Active Chart structure, Scheduler, Billing and Financial Management, and Reporting and Analytics at an upfront cost of \$136,000 plus eight months licensing fee at \$1,750 per month (\$14,000) for a total of \$150,000 for a period of March 28, 2019 to December 31, 2019 and starting in 2020, payment will be \$43,000 per year for five years at no County cost; and

WHEREAS, this Amendment, effective the 26th day of February, 2020, amends the fully executed Agreement called “SOFTWARE as a SERVICE (SaaS) LICENSE AGREEMENT dated March 27, 2019 by and between TenEleven Group LLC, a Delaware limited liability corporation having its principal offices at 6047 Transit Road, E. Amherst, NY 14051 hereinafter “Licensor” and Orleans County Mental health Services, having its principal offices at 14014 Route 31 West, Albion, NY 14411 (hereinafter “Licensee”); and

WHEREAS, the parties involved in the Agreement wish to change the terms of Exhibit A of the Agreement; and

WHEREAS, in consideration of the premises hereof, and the mutual obligations herein made and undertaken, the parties hereto agree to the following amended Section: License Fees: Licensee requests five additional Named user licenses; and

WHEREAS, the per User monthly hosting fee is \$50.00 for a total of \$250.00; and

WHEREAS, this amount brings the total monthly hosting fee to \$2,000.00; and

WHEREAS, licensee requests 21 additional users to be added to the TenEleven Secure Remote Access (SRA) VPN solution. This license bring the VPN License total to 21; and

WHEREAS, the cost association with this is \$126.00 (\$6 per user*21) per month for a total of \$1,512; now be it

March 25, 2020
Resolutions 115-174

RESOLVED that this Legislature does hereby approve the additional \$3,512.00 to the \$43,000 for a total of \$46,512 commencing in 2020 for a period of five years.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 127-320

AUTHORIZING COUNTY TREASURER TO SET UP FUNDS FROM MISCELLANEOUS RESERVE TO THE MENTAL HEALTH BUDGET

RESOLVED, that the County Treasurer is authorized to set up funds from miscellaneous reserve in the Mental Health budget to pay elevator repairs and LED bulbs as follows:

Revenue:		
Miscellaneous Reserve		\$67,450
Appropriation:		
01.4310.0444	Repairs to Equipment	\$63,450
01.4310.0405	Building Project	\$4,000

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 128-320

CALLING ON MEMBERS OF THE NYS SENATE AND ASSEMBLY TO REJECT THE GOVERNOR'S SFY 2020-21 EXECUTIVE BUDGET PROPOSAL TO SHIFT 100% OF THE COST OF 730.20 COMPETENCY RESTORATIONS SERVICES TO THE COUNTY MENTAL HEALTH COMMISSIONERS

WHEREAS, the Governor's proposal would require counties to pay 100% of the OMH State Operations costs for certain individuals receiving mental health treatment at State-operated Forensic Psychiatric Centers; and

WHEREAS, historically, counties have paid 50% of the per diem rate set by OMH, which has now reached an unsustainable cost burden on county budgets; and

WHEREAS, the derivation of Section 43.03 of Mental Hygiene Law (MHL), dates back to 1907 and allows the State to offset the costs of operating its Forensic Psychiatric Centers at county expense; and

WHEREAS, this statute no longer reflects the current mental hygiene system or the NYS Unified Court System and needs to be updated to be consistent with other statutes that makes the State responsible for its own costs for the treatment of mentally ill individuals in State-operated Forensic Psychiatric Centers; and

WHEREAS, despite the fact that counties are now paying half of such restoration services, the Executive Budget proposal shifts 100% of these costs to the counties; and

WHEREAS, OMH has also taken the position that the County Mental Health Commissioners are not entitled to any information about the treatment they are paying for; and

WHEREAS, other payors for medical services are clearly entitled both under HIPAA and the MHL to receive information about the services for which payment is sought; and

WHEREAS, OMH also indicates counties should be responsible for any medical or hospitalization costs incurred for individuals mandated to competency restoration which, depending on the medical or surgical treatment required could be hundreds of thousands of dollars and have devastating impacts on county budgets; and

WHEREAS, in NYS the counties through county tax levy, already bear an overwhelming portion of the financial burden for supporting individuals suffering from serious mental illness and assuming 100% in 730.20 competency restoration costs will take away millions of dollars for critical behavioral health programming in the community; and

WHEREAS, Counties are requesting members of the NYS Senate and Assembly reject the Governor's proposal to shift 100% of the cost of 730.20 competency restoration services to the County Mental Health Commissioners in the SFY 2020-21 Enacted State Budget; now therefore be it

March 25, 2020
Resolutions 115-174

RESOLVED: that the Orleans County Legislature calls on the Governor and the Office of Mental Health to strongly reconsider the enactment of this proposal, which will cripple county budgets and have a devastating impact on the counties' ability to pay for behavioral health programs that are critical for serving the State's most vulnerable populations.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

Note: Clerk will send resolution to Governor Cuomo, Senator Ortt, Assemblymen Hawley and Norris and all others deemed necessary and appropriate.

RESOLUTION NO. 129-320

APPROVING AGREEMENTS BETWEEN THE HEALTH DEPARTMENT AND VARIOUS AGENCIES

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

Laura (Calla) Reeves, 1550 Genesee Street, Corfu, NY 14036 to provide for Municipal Representative Services to ensure appropriate healthcare services provision to clients of the Municipality in accordance with accepted professional standards and federal, state, and local regulations. Provider shall provide services under the administrative supervision of the County Public Health Director, or his/her duly constituted agent. Provider shall maintain close working relationships with the Orleans County Department Staff. For Term January 1, 2020 through December 30, 2020 at a rate of \$42.00/hr.

United Cerebral Palsy of Rochester DBA Rochester CP, 3399 Winton Road South, Rochester, NY 14623 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, 2019 through June 30, 2022.

Moved, Allport; second, Draper.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 130-320

AUTHORIZING EXPANSION OF HOURS FOR HEALTH DEPARTMENT EMPLOYEE

WHEREAS, Orleans County has determined that enhancing the Public Health Department programmatic delivery capacities can be achieved by means of expansion of the work processes of the Administrative Officer position such that the normal work week for this position shall be thirty-seven and one-half (37.5) hours,

RESOLVED, that the Legislature does hereby approve the expansion of hours to thirty seven and one-half (37.5) per week to the Administrative Officer position in the Public Health Department and the increase in salary to \$59,245 that reflects the change in hours, effective March 29, 2020.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 131-320

APPROVING AGREEMENT BETWEEN THE SHERIFF'S OFFICE AND ERNST'S LAKE BREEZE MARINA

RESOLVED, that this Legislature does hereby approve an agreement between the Sheriff's Office and Ernst's Lake Breeze Marina, 990 Point Breeze Road, Kent, NY for the purchase of fuel for marine vessels in conducting 2020 marine and border security patrols, to be paid from Sheriff's budget, with partial reimbursement through available grant funding; and be it; and

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

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 132-320

APPROVING AGREEMENT BETWEEN THE SHERIFF'S OFFICE
AND BI2 TECHNOLOGIES, INC.

RESOLVED, that this Legislature does hereby approve a non-competitive procurement agreement between the Sheriff's Office and BI2 Technologies, LLC 488 State Road Suite 1 Plymouth, MA 02360 for the procurement of a Biometric Identification System and be it;

FURTHER RESOLVED that this Legislature authorizes the purchase of a Biometric Identification System from BI2 Technologies, INC 488 State Road Suite 1 Plymouth, MA 02360; at a cost of \$7,600.00 to be paid from Sheriff's budget account 01.3110.0486.5319) –Special grants NYS Division of Homeland Security and Emergency Services FY19 SLETPP (Contract #T972492) and be it;

FURTHER RESOLVED, that the Chairman is authorized to execute agreement upon the review and approval of the County Attorney.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 133-320

AUTHORIZING ACCEPTANCE OF SCAAP FY19 FUNDING FOR
SHERIFF'S OFFICE AND AUTHORIZING TREASURER TO SET UP
NEW MONEY IN THE SHERIFF'S BUDGET

WHEREAS, Resolution No. 212-519 authorized the Jail Superintendent to apply for State Criminal Alien Assistance Program (SCAAP) FY2019 assistance funding; now be it

RESOLVED, that this Legislature approves the funding award, in the amount of \$6,163.00, for the FY2019 State Criminal Alien Assistance Program, reporting period July 1, 2017 through June 30, 2018, through the Office of Justice Programs, Bureau of Justice Assistance, 810 Seventh Street, Washington, DC; now be it

FURTHER RESOLVED, that the County Treasurer is authorized to set up new money in the Sheriff/Jail Budget, for State Criminal Alien Assistance Program (SCAAP) Funding, as follows:

Revenue:		
01.3150.3351	SCAAP	\$6,163
Appropriation:		
01.3150.0250	Other Equipment	\$6,163

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 134-320

AUTHORIZING SHERIFF TO APPLY FOR GRANT FUNDING WITH THE NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE

RESOLVED, that the Sheriff is authorized to apply for the 2021 New York State Governor's Traffic Safety Committee's Child Passenger Safety Incentive Grant (CPS) for funding period of October 1, 2020 through September 30, 2021 to support educational activities for child passenger safety programs through initiatives including fitting stations, training and education programs, child passenger safety check events and car seat distribution programs for low-income families; and be it

FURTHER RESOLVED, that the Sheriff is authorized to apply for the 2021 New York State Governor's Traffic Safety Committee's Police Traffic Services Grant (PTS) for funding period of October 1, 2020 through September 30, 2021 to provide funding to conduct traffic safety initiatives and enforcement, including participation in the national Click it or Ticket seat belt enforcement mobilization, in an effort to improve motorist behavior and traffic safety within local communities.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 135-320

March 25, 2020
Resolutions 115-174

AUTHORIZING THE SHERIFF'S OFFICE TO CONTINUE PARTICIPATION WITH AND SUBMIT APPLICATION FOR FUNDING THROUGH THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES.

WHEREAS, the Orleans County Sheriff's Office continues to participate in the available Operation Stonegarden grants awarded annually by the New York State Division of Homeland Security and Emergency Services; now be it

RESOLVED, that the Orleans County Sheriff's Office is authorized to participate in and apply for the grant between the NYS Division of Homeland Security and Emergency Services and the Orleans County Sheriff's Office for Operation Stonegarden FY2020.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 136-320

AUTHORIZING THE SHERIFF'S OFFICE TO APPLY FOR GRANT FUNDING THROUGH WALMART FOUNDATION

RESOLVED, that this Legislature does hereby authorize the Sheriff's Office to apply to Walmart Foundation for 2020 Community Grant funds, with possible grant awards ranging from \$250 to \$5,000, Proposed funding received would be for the purchase of, Polaris RDF 121.5 MHZ Intelligent Radio Direction Finder and the participation in a local outreach Shop with a Cop program that would benefit children and families within our community.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 137-320

AUTHORIZING THE SHERIFF TO APPLY FOR GRANT FUNDING THROUGH THE NEW YORK STATE CANAL CORPORATION

RESOLVED, that this Legislature authorizes the Sheriff to apply for funding through the New York State Canal Corporation for the 2020-2021

Marine Patrol Grant for the purpose of funding marine patrols on the Erie Canal and canal pathways.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 138-320

AUTHORIZING FILLING OF VACANCIES, CREATING, AND FILLING POSITIONS IN SHERIFF'S OFFICE

RESOLVED, that this Legislature does hereby authorize the filling of two (2) vacant Part-time Work Experience Crew Leader positions (3110.60 and 3110.63) at 14.09/hour, effective March 26, 2020 and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the filling of a vacant full-time Deputy Sheriff position (3310.05) at Grade 1 of the Orleans County Deputy's Sheriff's Association Union Contract effective March 26, 2020.

FURTHER RESOLVED, that this Legislature does hereby authorize the filling of the two (2) vacant permanent part time Public Safety Dispatcher positions (3020.15 and 3020.17) positions in the Sheriff's Public Safety Communications Division at \$14.52/hour effective march 26, 2020; and be it

FURTHER RESOLVED, that this Legislature does hereby create two (2) temporary part-time Public Safety Dispatcher positions at \$14.52/hour, effective March 26, 2020 and be it

FURTHER RESOLVED, that this Legislature does hereby create four(4) temporary part-time Correctional Officer positions in the Jail at \$15.07/hour, effective March 26, 2020; and be it

FURTHER RESOLVED, that this Legislature does hereby approve filling these vacant temporary part time Public Safety Dispatcher and Correctional Officer positions through December 31, 2020.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 139-320

AUTHORIZING SETTING UP NEW MONEY IN THE SHERIFF'S STOP-DWI BUDGET

RESOLVED, that the County Treasurer is authorized to set up new money from NYS STOP-DWI foundation as reimbursement for STOP-DWI Holiday Crackdown enforcement patrols, in the Sheriff's STOP-DWI budget, as follows:

Revenue:		
01.3315.2615	Stop DWI Program	\$3,580.71

Appropriation:		
01.3315.0486	Special Grants	\$3,580.71

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 140-320

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

RESOLVED, that this Legislature accepts donations received from community members to assist the Orleans County Sheriff's Office, and 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	\$ 300.00

Appropriation:		
01.3110.0499	K-9 Sheriff	\$ 100.00
01.3110.0478	Promotional Supplies	\$ 200.00

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 141-320

AUTHORIZING PURCHASE FROM JAIL'S CAPITAL EQUIPMENT BUDGET

RESOLVED, that this Legislature authorizes the purchase of Point blank HI-Lite performance Armor and Carriers from Lawmen Supply company 66 Firemens Way, Poughkeepsie, NY 12603, at a cost of \$8,549.04 to be paid from Jail's budget line 01.3150.0270 – Capital Equipment, with partial reimbursement to county through Bulletproof Vest grant funding.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 142-320

APPROVING APPOINTMENTS TO THE ALTERNATIVES TO INCARCERATION BOARD

RESOLVED, that this Legislature approves the following appointments to the Orleans County Alternatives to Incarceration Board, term expiring June 30, 2021.

<u>NAME:</u>	<u>REPRESENTATION</u>
Lynne Johnson	Chairwoman, Orleans County
Sanford Church	County & Supreme Court Judge
Joseph Cardone	District Attorney
Joanne Best	Public Defender
Dawn Keppler	Magistrates
Luci Welch	Probation Director
John C. Welch, Jr.	Chief Administrative Officer
Christopher Bourke	County Sheriff
Merle Draper	Legislator/Public Safety Committee, Chairman
Donald Allport	Legislator/Public Safety Committee, Vice Chairman
Michael Mele	County Undersheriff/ATI Coordinator
Connie Whittier	Crime Victim
Mark O'Brien	Director of Mental Health
Kathy Hodgins	GCASA

Moved, Draper; second, Allport.

March 25, 2020
Resolutions 115-174

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 143-320

SUPERSEDING, REPLACING AND EXTENDING RESOLUTION NO. 530-1218 CONCERNING AGREEMENT FOR ASSIGNED COUNSEL ADMINISTRATOR.

WHEREAS, Resolution No. 530-1218 approved an amendment to Resolution No. 104-218, to make Jeffrey R. Martin, Esq., the sole named individual for this agreement; now be it

RESOLVED, that this Legislature agrees to supersede, replace and extend Resolution No. 530-1218, to modify the terms of the agreement for the Assigned Counsel Administrator, effective from January 1, 2020, through December 31, 2022; and be it

FURTHER RESOLVED, that this Legislature authorizes the annual cost of this agreement shall be in the annual amount of \$35,000, payable in quarterly installments in the amount of \$8,750, upon submission of a County Voucher at the end of each quarter; and be it

FURTHER RESOLVED that the additional increase of \$10,000 per year shall be subject to the availability of state grant funds for this contract; and be it

FURTHER RESOLVED, that if the state grant funding ceases, the quarterly payments shall be proportionality reduced.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 144-320

AUTHORIZING COUNTY TREASURER TO SET UP GRANT FUNDS IN THE PUBLIC DEFENDER BUDGET

WHEREAS, various 2019 resolutions authorized expending grant funds in the Public Defender's Office for Special Grants for "Quality Improvements", "CAFA" and "Caseload Reduction" (CSTWIDEHH33); and

WHEREAS, THE Special grants have continued into 2020; now be it

RESOLVED, that this Legislature authorizes the County Treasurer to set up CSTWIDEHH33, Hurrell Haring grant funds in the 2020 Public Defender budget in Revenue Account 01.1170.3088 and in Appropriations Accounts 01.1170.0486.1001 (Quality Improvements - \$40,000.00), 01.1170.0486.1002 (CAFA - \$19,821.00), and 01.1170.0486.1003 (Caseload Reduction - \$154,265.49) – totaling \$214,086.49.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 145-320

REQUESTING THE ENACTMENT OF A SPECIAL LAW TO AMEND PUBLIC OFFICERS LAW FOR HOLDING THE OFFICE OF ASSISTANT DISTRICT ATTORNEY IN THE COUNTY OF ORLEANS

WHEREAS, the enactment of a special law amending Public Officers Law, in relation to the qualifications for holding the office of Assistant District Attorney in the County of Orleans has been requested by the Orleans County Legislature by the passage of Resolution No. 39-120; now be it

RESOLVED, that pursuant to Article IX of the Constitution, the County of Orleans requests the enactment of Senate Bill S.7870, sponsored by Senator Ortt, and Assembly Bill A.9905, sponsored by Assemblyman Hawley entitled “An Act to amend the Public Officers Law, in relation to the qualifications for holding the office of assistant District Attorney in the County of Orleans.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 146-320

AUTHORIZATION TO CONTINUE PARTICIPATION AND ACCEPT GRANT FROM NYS DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY SERVICES WITH ORLEANS COUNTY OFFICE

March 25, 2020
Resolutions 115-174

OF EMERGENCY MANAGEMENT AND ORLEANS COUNTY
SHERIFF'S OFFICE

WHEREAS, new funding opportunities have become available in the amount of \$100,236 to continue participation in the State Homeland Security Program grant cycle (SHSP/SLETPP) for FY2020; now be it

RESOLVED, that this Legislature authorizes the Chairman to electronically sign e-grant SH20-1031-D00, Contract #C972400 in the amount of \$76,597 for the Emergency Management Office for use to support terrorism preparedness, protection at soft targets/crowded places and continue to address homeland security needs in the county based on the County Emergency Preparedness Assessment (CEPA) as allowed under FY20 SHSP allocation effective September 1, 2020 through August31, 2023; and be it

FURTHER RESOLVED, that this Legislature authorize the Chairman to electronically sign e-grant LE20-1020-D00, Contract #T972402 in the amount of \$25,059 for the Sheriff's Office to use towards law enforcement terrorism prevention activities under the FY20 SLETPP allocation, effective September 1, 2019 through August 31, 2023.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 147-320

AUTHORIZING EXPENDING GRANT FUNDS AND SETTING UP
MONEY IN THE EMERGENCY MANAGEMENT BUDGET

WHEREAS, Resolution No 497-1219 authorized the purchase of a 2020 Chevrolet Silverado 3500 HD 4WD Pick up; now be it

RESOLVED, that this Legislature authorize the Treasurer to set up EMPG FY19 grant funds and SHSP FY18 grant funds as follows:

Revenue:

01.4309.0019	Emergency Management Planning Grant	\$20,695.50
01.4309.2018	State Homeland Security Program Grant	\$10,654.50

Appropriation:

01.3640.0486.0019	Special Grants – EMPG FY19	\$20,695.50
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01.3640.0486.2018 Special Grants – SHSP FY18 \$10,654.50

Moved, Eick, second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 148-320

APPOINTING MEMBERS TO THE RADIO SYSTEM ADVISORY BOARD

WHEREAS, Resolution No 43-120 authorized creating and filling a position as Deputy Director in the Emergency Management Office; and

WHEREAS, the new Deputy Director shall serve as the County Interop Coordinator per grant guidance; be it

RESOLVED, that this Legislature approves adding a fourteenth position to the Orleans County Radio Advisory Board, and be it

FURTHER RESOLVED, that this Legislature appoint the following members to the Radio System Advisory Board for a one year term beginning January 1, 2020 through December 31, 2020:

Lynne M. Johnson	Chairman of the Legislature
William Eick	Vice Chairman of the Legislature
Merle Draper	Chair, Public Safety Committee
John C. Welch, Jr.	Chief Administrative Officer
Christopher Bourke	Sheriff
H. Dale Banker	Director of Emergency Management
TBA	Deputy Director/County Interop Coordinator
John Papponetti	Commissioner of Public Works
Allen Turner	Dispatch
Roland D. Nenni III	Chief of Police-Albion/Holley
Kevin Doherty	Radio System Manager by Contract
Gerald Bentley	Fire Chief's Association
Jonathan Higgins	Fire Advisory Board
Chad Kenward	Chief of Police-Medina

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 149-320

APPOINTING MEMBERS TO THE EMERGENCY MEDICAL SERVICES COUNCIL

RESOLVED, that this Legislature approve the following members to the Emergency Medical Services Council, all terms expiring December 31, 2020:

<u>AGENCY</u>	<u>REPRESENTATIVE</u>	<u>ALTERNATE</u>
Albion Fire Dept.	Fred Piano	Gregg Marston
Barre Fire Company	Andrew Faskel	
Carlton Fire Company	David Bertsch	Justin Niederhofer
Clarendon Fire Company	Donald Mosier	
East Shelby Fire Company	Michael Fuller	
Fancher-Hulberton-Murray Fire Company	Tracey Sicurella	
Holley Fire Company	Patricia Knapp	
Kendall Fire Company	Sue Maslyn	
Lyndonville Fire Company	Wallace Snyder	
Medina Fire Department	Jacob Crooks	Steven Cooley
Ridgeway Fire Company	Kristin McAdoo	Chantelle Kidney
Shelby Fire Company	Jeffery Lyons	Tiffany Petry
COVA	Laurie Schwab	Chris Atwell
EMS Coordinator/Mutual Aid	TBA (New EMO Deputy Director)	Gerald Bentley
Orleans County Health Dept.	Al Cheverie	Michelle Troup
Orleans County Sheriff	Christopher Bourke	
Orleans County Dispatch	Allen Turner	
Orleans Community Health	Leighann Van Auker	
NON VOTING MEMBERS		
Chairman, County Legislature	Lynne M. Johnson	
Public Safety Chairman	Merle Draper	
NYS DOH	Edward Mager	

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 150-320

APPOINTING MEMBERS TO THE ORLEANS COUNTY FIRE ADVISORY BOARD

RESOLVED, that this Legislature appoint the following voting members to the Orleans County Fire Advisory Board, effective January 1, 2020 with all terms expiring December 31, 2020:

<u>AGENCY</u>	<u>NAME OF REPRESENTATIVE</u>
Albion Fire Department	Harry Papponetti/Alternate-Deputy Chief
Barre Fire Company	James Neal
Carlton Fire Company	Justin Niederhofer
Clarendon Fire Company	James DeYoung
East Shelby Fire Company	Allen Turner
Fancher-Hulberton-Murray Fire Co.	Joseph Morlino
Holley Fire Company	Harris Reed
Kendall Fire Company	Bryan Hardenbrook
Lyndonville Fire Company	Ben Bane
Medina Fire Department	Jonathan Higgins
	Alternate-Michael Young
Hamlin-Morton-Walker Fire District	
Ridgeway Fire Company	Kristin McAdoo
Shelby Fire Company	Jason Watts

FURTHER RESOLVED, that the following be approved as non-voting members of the Board:

Orleans County Emergency Management	H. Dale Banker, Director
Orleans County Emergency Management	TBA, Deputy Director
Orleans 2 Deputy Coordinator	Francis Gaylord
Orleans 3 Deputy Coordinator	Gerald Bentley
Orleans 4 Deputy Coordinator	David Hydock
Orleans 5 Fire Investigator	David Clary
Orleans 6 Fire Investigator	Justin Niederhofer
Orleans 7 Fire Investigator	Cole Hardenbrook
Orleans 8 Fire Investigator	Steven Cooley
Chairman of the Legislature	Lynne M. Johnson
Vice Chairman of the Legislature	William Eick
Orleans County Sheriff	Christopher Bourke
NYS OFPC	Rachel Ford

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 151-320

APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby approve the following renewal agreement between the Orleans County Department of Social Services and the following agency:

Hillside Children's Center for the provision of "Raise the Age" residential foster care services; to be effective January 1, 2020 through December 31, 2020, at per diem rates as established by the State, not to exceed \$500,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Children's Home of Wyoming Conference, Binghamton, NY for the provision of residential foster care services; to be effective May 1, 2020 through May 5, 2021 at per diem rates established by the State, not to exceed \$500,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed

Children's Home of Wyoming Conference, Binghamton, NY for the provision of "Raise the Age" residential foster care services; to be effective May 1, 2020 through April 30, 2021, at per diem rates as established by the State, not to exceed \$500,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed

Patricia Pope, The Law Office of Patricia D. Pope, PO Box 108 Akron, NY 14001, Legal and Other Services pertaining to Adoption Services by said firm for Orleans County DSS effective September 1 2019 through August 31, 2024. Payment will be made as a onetime payment after all receipts are received, and the amount for the payment may not exceed the maximum level set by NYS Office of Children and Family Services (OCFS) of \$2,000 per child.

Orleans County Attorney, Medina, NY for the provision of 0.75 part-time attorney assigned to Social Services; to be effective January 1, 2020 through December 31, 2020 at a cost of \$57,653. County cost is \$19,602.

Laura A. Wagner, 8825 Telegraph Road, Gasport, NY 14067 - amending agreement (Res No. 45-120) Special Prosecutor Services term through

August 1, 2020 and to include standard County mileage reimbursement rate for travel.

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 152-320

APPROVING APPOINTMENTS TO THE AGING ADVISORY COUNCIL

RESOLVED, that this Legislature approves the following appointments to the Office for the Aging Advisory Council for a three year term, effective April 1, 2020 through March 31, 2023 as listed:

Jon Costello	2060 Eagle Harbor Waterport Rd, Albion, NY 14411
Lynn C. Creasey	11076 W. Center Street Ext., Medina, NY 14103
Peggy Franciso	14250 Northwood Drive, Apt 305, Albion, NY 14411
Johnathon Gillman	16822 Roosevelt Highway, Kendall, NY 14476
Thaddeus Nauden	6 East Avenue, PO Box 48, Waterport, NY 14571
Sandy Thaine	3298 Fruit Avenue, Medina, NY 14103

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 153-320

APPROVING SUBMISSION OF THE FINGER LAKES 2017 REGIONAL PLAN FOR WORKFORCE DEVELOPMENT 2019 REVISIONS

RESOLVED, that this Legislature does hereby approve submission of the 2019 Revisions to the Finger Lakes Regional Plan for Workforce Development, Program Year 2017, pursuant to the Workforce Innovation and Opportunity Act (WIOA) of 2014, the Final Rule, and Planning guidelines and instructions developed by the Governor of the State of New York.

March 25, 2020
Resolutions 115-174

FURTHER RESOLVED, that the County Chairman is hereby authorized to execute the Agreement, subject to review by the County Attorney; no County cost.

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 154-320

APPROVING AGREEMENTS WITH THE ORLEANS COUNTY DEPARTMENT OF PUBLIC WORKS AND WENDEL COMPANIES

RESOLVED, that this Legislature approves agreements with Wendel WD Architecture, Engineering, Surveying & Landscape Architecture P.C., at 375 Essjay Road, Suite 200, Williamsville, New York 14221 for Professional Services for the Lake Ontario REDI Projects; and be it

FURTHER RESOLVED, Proposal NO. 01 Lakeshore Road is for the survey, design, and bidding services needed for the completion of the improvements for the Lake Ontario REDI Lakeshore Road project at an amount not to exceed \$120,000; and be it

FURTHER RESOLVED, Proposal NO. 27 Point Breeze Boat Launch is for the survey, design, and bidding services needed for the completion of the improvements for the Lake Ontario REDI Point Breeze Boat Launch project at an amount not to exceed \$63,800; and be it

FURTHER RESOLVED, this agreement is effective as soon as County gives notice to proceed; subject to the approval of the County Attorney, Chief Administrative Officer and Chairman of the Legislature.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 155-320

APPROVING PURCHASE AND AUTHORIZING TRANSFER OF FUNDS WITHIN THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, the newly restructured Department of Public Works requires modification of existing office space and the purchase of office furniture to accommodate a new employee; therefore be it

RESOLVED, that this Legislature approves the purchase through Prentice Office Environments, 472 Franklin Street, Buffalo, New York 14202, NYS Contract #PC68425; and be it;

FURTHER RESOLVED, that the Treasurer is authorized to transfer monies within the Department of Public Works Budget to cover the cost for this purchase as follows:

From:		
04.5130.0444	Repairs to Equipment & Property	\$2,921
To:		
04.5130.0210	Furniture and Furnishings	\$2,921

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 156-320

AUTHORIZING CREATION AND FILLING OF POSITION IN THE DEPARTMENT OF PUBLIC WORKS

RESOLVED, that this Legislature does hereby authorize the creation of a permanent full-time Secretary II position in the Department of Public Works, at Grade 2 of the Management Compensation Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created, vacant position when the Governor's Executive Order No. 202.4 is modified to allow 100% of our employees to report to Orleans County facilities.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 157-320

March 25, 2020
Resolutions 115-174

AMENDING RESOLUTION NO. 104-220 REGARDING AN
AGREEMENT BETWEEN ORLEANS COUNTY PUBLIC WORKS
DEPARTMENT AND OTIS ELEVATOR COMPANY

RESOLVED, that this Legislature amends Resolution No. 104-220 that approved an agreement between the Public Works Department and Otis Elevator Company amending the amount to \$10,680 to be paid out of DPW Buildings and Grounds account 01.1620.0447 –Misc. Equipment Contracts.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 158-320

APPROVING THE 2020 YOUTH BUREAU RESOURCE ALLOCATION
PLAN

WHEREAS, The Orleans County Youth Bureau and Department of Social Services have developed a joint plan to be eligible for state aid from the New York State Office of Children and Family Services under the Child and Family Services Planning Guidelines, and

WHEREAS, The Orleans County Youth Board, Youth Bureau and Department of Social Services are desirous of continuing county comprehensive youth services planning efforts during 2020 which includes the allocation of resources to municipalities and community based agencies to the extent said funding is provided by NYS and with no expectation of direct Orleans County appropriation, and

WHEREAS, Guidelines provided by the Office of Children and Family Services for applying for said eligibility have been satisfactorily completed by the Orleans County Youth Bureau and the Committee on Economic Assistance and Opportunity does recommend approval at this time. Now, therefore, be it

RESOLVED, That the Orleans County Legislature does hereby authorize the Chair to execute such documents as are deemed necessary to effect the 2020 Orleans County Youth Bureau Resource Allocation Plan and the Child and Family Services Plan with the New York State Office of Children and Family Services.

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 159-320

APPROVING APPOINTMENT TO THE ORLEANS COUNTY YOUTH BOARD

WHEREAS, the Orleans County Youth Board does recommend a new appointment to said Orleans County Youth Board at this time. Now, therefore, be it

RESOLVED, that this Legislature approves the following new appointment to serve on the Orleans County Youth Board with a term and representation as noted:

Casey Gearing 4/1/2020 – 3/31/2023 Holley/Clarendon/Murray

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 160-320

APPROVING AGREEMENT EXTENSIONS BETWEEN ORLEANS COUNTY BOARD OF ELECTIONS AND NEW YORK STATE BOARD OF ELECTIONS

RESOLVED, that this Legislature approves the Appendix X agreement extensions between the Orleans County Board of Elections and the New York State Board of Elections, 40 North Pearl St, Albany, NY extending the period effective April 1, 2020 through March 31, 2021 that funds are available to the local board of elections for the following:

Contract #C003236 – HAVA Operations Expenses Shoebox Program – Original Funding amount of \$179,599.49 (Res. No. 160-412); current balance \$39,637.35.

Contract #T002560 – Voter Education and Poll Worker Training Program- Original Funding amount of \$23,131.00 (Res. No. 123-307); current balance \$3,826.57.

March 25, 2020
Resolutions 115-174

FURTHER RESOLVED, that this Legislature does hereby authorize the Chairman to execute the Appendix X extensions and acknowledges that all other provisions of said agreements shall remain in full force and effect.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 161-320

AUTHORIZING THE COUNTY TREASURER TO SET UP GRANT FUNDS IN BOARD OF ELECTIONS BUDGET

WHEREAS, Resolution No. 358-819 (authorized the Board of Elections Office to accept the Electronic Poll Books Capital Grant in the amount of \$34,998.15) and Resolution No. 439-1019 (authorized the Board of Election to accept the Aid to Localities Grant Program in the amount of \$27,250.68)

WHEREAS the above two (2) Grants are good through December 31, 2020; now be it

RESOLVED that this Legislature does hereby authorize the county treasurer to set up the 2019 unexpended funds in these two (2) Grants as follows: Electronic Poll Books Capital Grant \$29,598.45 and the Aid to Localities Grant \$21,040.73 in the 2020 Board of Elections budget as follows:

Revenue:

01.1450.3215	Electronic Poll Books Capital Grant	\$29,598.45
01.1450.3216	Aid to Localities Grant	\$21,040.73

Appropriation:

01.1450.0486.321	E-Poll Pads & Stands, Printers, Training	\$29,598.45
01.1450.0486.3216	Early Voting Expenses and Equipment	\$21,040.73

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 162-320

APPROVING PAYMENT FOR PRINTING, PROCESSING, AND
POSTAGE OF ANNUAL MAILING TO REGISTERED VOTERS OF
ORLEANS COUNTY

RESOLVED, that this Legislature approves the payment of \$5,100.48 for the printing and processing of the annual mail check postcards and \$2,523.31 for postage totaling \$7,623.79 to NTS Data Services, Niagara Falls, NY to all active registered voters of Orleans County advising them of the 2020 Presidential Primary, State/Local Primary and General Election dates and other relevant voter information, as pursuant to New York State Election Law. To be paid from Election Budget Accounts 01.1450.0441-Printing and 01.1450.0461-Postage.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick said it is pleasure to introduce this resolution on behalf of all of us and made a motion to approve the appointment of Jack Welch as our new Chief Administrative Officer; second by Legislator Miller. Chairman Johnson expressed that in unprecedented times, Jack has risen to the occasion. He has shown himself worthy and this Legislature can't be more proud to welcome you aboard. Jack thanked the Legislature and the Legislators welcomed him with applause. The following resolution was adopted unanimously:

RESOLUTION NO. 163-320

APPOINTING CHIEF ADMINISTRATIVE OFFICER

RESOLVED, that this Legislature does hereby appoint John C. Welch, Jr. to the position of Chief Administrative Officer; said appointment shall become effective March 26, 2020 at the Executive Grade Step 3 of the Management Salary Schedule; and

FURTHER RESOLVED, that this Legislature approves and authorizes the Chairman to execute a five-year agreement with John C. Welch, Jr., to serve as Chief Administrative Officer for the County of Orleans for all assigned duties and be it

March 25, 2020
Resolutions 115-174

FURTHER RESOLVED, that John C. Welch Jr, is hereby appointed to fulfil the duties of the Orleans County Budget Officer and Risk Management Coordinator.

Moved, Eick; second, Miller.
Adopted unanimously. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 164-320

AUTHORIZING THE CHIEF ADMINISTRATIVE OFFICER TO ADD A CELL PHONE TO THE VERIZON ACCOUNT

RESOLVED, that this Legislature does hereby authorize the Orleans County Chief Administrative Officer to add a cell phone to the Verizon account, to be paid per month from the Solid Waste Budget Account 01.8160.0401 – Cellular Phones

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 165-320

AUTHORIZING BAN ON OUT OF COUNTY TRAVEL FOR ORLEANS COUNTY EMPLOYEES

RESOLVED, that this Legislature does hereby ban all out of county travel for trainings or conferences during the issued Orleans County State of Emergency Order.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

Note: Chairman Johnson clarified to the Department Heads that were participating via teleconference that this is all trainings and conference attendance until Emergency Order in Orleans County has been lifted.

RESOLUTION NO. 166-320

APPOINTING MEMBERS TO THE ORLEANS COUNTY SAFETY COMMITTEE

RESOLVED, that this Legislature appoints the following members to the Safety Committee for a two-year term beginning January 1, 2020 through December 31, 2021:

Lynne M. Johnson	Legislature Chairman
William Eick	Chairman, Highway Committee
Rachel Mulholland	CSEA Union Representative
Mike Christopher	OCSEA Union Representative
Josh Narburgh	OCDSA Union Representative
Jack Welch	Chief Administrative Officer
Jim Noreck	Buildings and Grounds
Dale Banker	Director of Emergency Management
To Be Announced	Director of Personnel and Self-Insurance

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 167-320

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 COMPENSATING USE TAX

WHEREAS, the enactment of a special law amending the tax law in relation to extending the expiration of the provisions authorizing 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 Senate Bill S.7950, sponsored by Senator Ortt, and Assembly Bill A.9971, sponsored by Assemblyman Hawley entitled “An Act to amend the tax law in relation to extending the expiration of the provisions authorizing the County of Orleans to impose an additional one percent sales and compensating use tax”; said bills to extend the sales tax increase through November 30, 2023.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 168-320

AUTHORIZING DUTIES OF THE CHAIRMAN OF THE ORLEANS COUNTY LEGISLATURE CONCERNING THE CORONAVIRUS

WHEREAS, the Coronavirus has become a pandemic and requires emergency action on behalf of Orleans County and its departments in order to protect the health and safety of the residents and Orleans County and

WHEREAS, the Rules of Order of the Orleans County Legislature provides that Special Meetings shall be conducted upon forty-eight (48) hours notice; and

WHEREAS, on March 7th the Governor of the State of New York Andrew M. Cuomo by Executive Order 202 declared a Disaster Emergency in the State of New York; and

WHEREAS, such March 7, 2020 Executive Order temporarily suspends or modifies any local law, order of rules if compliance with such would prevent hinder or delay action necessary to cope with the disaster or emergency; and

WHEREAS, the rules of the legislature permit the suspension of any time during the session by two thirds votes of all members of the legislature present, upon statement of a member present of the purpose of making such application and

WHEREAS, necessary responses by the Orleans County Legislature require immediate actions which no unnecessary delay can occur, and

WHEREAS, the Orleans County Legislature as stated aforesaid has the authority to increase the powers and duties of the Chairman of the Orleans County Legislature; and

WHEREAS, it is the intent of the Orleans County Legislature to authorize the Chairman of the Orleans County Legislature, following consultation with the Orleans County Chief Administrative Officer and the Orleans County Attorney and the consent of Orleans County Officials to sign any all document/and or agreements necessary to protect the residents of Orleans Count from Coronavirus; now therefore be it

RESOLVED, that the forty eight (48) hour notice requirement of scheduling a special meeting is hereby suspended; and be it

FURTHER RESOLVED, that the Chairman of the Orleans County Legislature is hereby authorized to sign and execute any, and all documents, contracts, and agreements related to the Coronavirus following consultation with the Orleans County Chief Administrative Officer and Orleans County Attorney and after receiving their approval; and be it

FURTHER RESOLVED, that this additional authority given to the Chairman of the Orleans County Legislature concerning the Coronavirus shall remain in full force and effect through the issued Orleans County State of Emergency; and be it

FURTHER RESOLVED, that members of the Orleans County Legislature shall be informed of any and all action so taken by the Chairman of the Orleans County Legislature by email of any and all documents so executed within forty eight (48) hours of such execution by the Chairman of the Orleans County Legislature.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 169-320

AUTHORIZING PAYMENT OF CLAIMS FOR APRIL AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the 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 April 8, 2020:

Fund/Department	Check Number (s):	Amount:
General	5149-5271	\$635,347.55
Utility Payments	On Line	\$948.06
Department of Public Works	1657-1660; 3726-3741	\$27,912.04
Job Development	3326-3329	\$565.78
Self Insurance	63453, 63394, 63395	\$5,710.18

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 April 22, 2020:

Fund/Department	Check Number (s):	Amount:
General	5272-5418	\$1,099,033.61
Utility Payments	On Line	\$16,389.28
Department of Public Works	1661-1668; 3742-3762	\$93,601.26
Job Development	3330-3341	\$15,701.25
Self Insurance	1272-1274, 63505- 63507, 63569	19,902.15

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

The following add on resolutions were presented for adoption:

RESOLUTION NO. 170-320

APPROVING CELLULAR PHONE USE AGREEMENT FOR MENTAL HEALTH DEPARTMENT

WHEREAS, certain Mental Health Clinic Therapists will be working at home for certain days of the week, and

WHEREAS, this measure is considered an emergency due to the COVID-19 pandemic; and

WHEREAS, purchase of nine cellular phones from Mental Health Account 01.4310.0401.2683 is required to accommodate the use of therapists working at home due to the pandemic; now be it,

RESOLVED that this Legislature does hereby approve cellular phone usage for the following Clinic Therapist positions covering use of a cellular phone in accordance with the Cellular Phone Use Policy:

4310.13	Covid 19
4310.09	Covid 191
4310.15	Covid 192
4310.46	Covid 193
4310.48	Covid 194
4310.49	Covid 195
4310.07	Covid 196
4310.14	Covid 197
4310.10	Covid 198

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 171-320

AUTHORIZING WAIVING PROCUREMENT POLICY AND PROCEDURES FOR COVID-19 PURCHASES ONLY

WHEREAS, Orleans County Legislative Chairman Lynne Johnson has issued a State of Emergency Declaration for the Coronavirus (Covid-19) pandemic; now be it

RESOLVED, that this Legislative body does hereby waive our Procurement Policy and Procedures for any purchases due to Covid-19 only effective through the Orleans County State of Emergency Declaration.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 172-320

AWARDING BIDS FOR VARIOUS MATERIALS AND COMMODITIES FOR DEPARTMENT OF PUBLIC WORKS

March 25, 2020
Resolutions 115-174

WHEREAS, the Orleans County Department of Public Works sought bids for various materials and commodities for the years 2020-2021; and

WHEREAS, such bids have been received, opened on Tuesday, March 24, 2020 at 11:00 a.m. and reviewed to determine the lowest responsible bidder for each material and commodity; be it

RESOLVED, that the bids for the various materials and commodities be awarded to the low bidders named on schedules for the dollar amounts per unit shown on such schedules, subject to the approval of the County Attorney.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to oppose Governor Cuomo's proposed Abrogation of Home Rule; second by Legislator Miller. Chairman Johnson indicated this resolution was placed on our agenda based on a request from both the Towns of Barre and Yates opposing Article 23 that the Governor has amended and we are supporting the Town's Home Rule. These two towns are currently in renewable energy projects. Legislator Allport stated that it is very critical that every New Yorker must understand that Home Rule should stay on the Town level which is the closest to the people in our state. Any denying the right of the people to choose what they do in their home towns he feels is unconstitutional, especially with the New York State Constitution and feels every New Yorker should fight this. Chairman Johnson agrees and stated that our Governor needs to respect Home Rule authority and that is exactly what we asking him to do here. Legislator DeRoller expressed that we are one of the few states that have this. The following resolution was adopted:

RESOLUTION NO. 173-320

OPPOSING GOVERNOR CUOMO'S PROPOSED ABROGATION OF HOME RULE

WHEREAS, New York State is a Home Rule State, and pursuant to Article IX of the New York State Constitution, it is the County's obligation to protect the health, safety and welfare of citizens of our community, and

WHEREAS, Governor Cuomo has proposed *an Act* which removes local home-rule rights and controls that could potentially harm local economies and environments, and

WHEREAS, the proposed Act was added to the State Budget proposal only after budget hearings were completed, giving State Legislators insufficient time to examine the proposal and identify its negative consequences, and

WHEREAS, the proposed Act goes too far by essentially gutting Article 10 and empowering the State to force projects into local communities that may not want them, or withhold projects from communities that may want them, and

WHEREAS, the proposed Act would:

- Create a new State bureaucracy to handle the permitting projects, which would not be responsive or accountable to the local communities impacted;
- Remove the voices of the local citizens and their elected representatives from the siting process;
- Endanger the ability of local governments to receive fair property tax revenues;
- Allow corporations whose proposals are already going through the Article 10 process to opt into the new fast-track process, thereby avoiding legitimate and valid objections and concerns of the local impacted communities and circumventing vital processes that hold project proposers accountable;

Now, therefore, be it

RESOLVED, that the Orleans County Legislature strongly opposes the Accelerated Renewable Energy Growth and Community Benefit Act and urges the New York State Legislature to reject the proposal, and be it further

RESOLVED that the Orleans County Legislature hereby urges the New York State Legislature to respect the Home Rule Authority of local governments as provided in the New York State Constitution, and be it further

March 25, 2020
Resolutions 115-174

RESOLVED, that copies of this resolution be sent to the Towns in Orleans County and counties of New York State encouraging member counties to enact similar resolutions, and be it further

RESOLVED, that the Clerk of the Orleans County Legislature is hereby authorized and directed to forward copies of this resolution to Governor Cuomo, the New York State Legislature, New York State Association of Counties, Senator Robert Ort, Assemblymembers Steve Hawley and Michael Norris, and all others deemed necessary and proper.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator DeRoller moved to approve a grant agreement with New York State Department of State for Lake Ontario Harbor Dredging. He noted this is in support of a REDI initiative that we were awarded \$15 million for 43 harbors across the south shore of Lake Ontario. We have two harbors in Orleans County – Oak Orchard Creek and Johnson’s Creek. This administrative funding will help this initiative and this resolution authorizes the Chairman to execute this grant agreement to move this forward. The following resolution was adopted:

RESOLUTION NO. 174-320

**APPROVING GRANT AGREEMENT WITH NEW YORK STATE
DEPARTMENT OF STATE FOR LAKE ONTARIO HARBOR
DREDGING**

WHEREAS, Resolution No. 288-719 authorized Orleans County to be the lead agency to submit a grant on behalf of the Lake Ontario Regional Dredging Council; now be it

RESOLVED, that this Legislature does hereby approve a grant agreement with the New York State Department of State, Division of Local Government Services, Once Commerce Plaza, 99 Washington Ave, Suite 1015, Albany, NY 12231 for the Lake Ontario Harbor Dredging LGE project (Contract No. 1001697) in the amount of \$62,500 for a contract period of January 1, 2020 to March 31, 2024; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the Chairman to execute the aforesaid grant agreement on behalf of the

Lake Ontario Regional Dredging Council upon the review and approval of the Orleans County Attorney.

Moved, DeRoller; second, DeFilipps.
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Johnson called on Legislators to provide comment. Legislator Allport asked to recognize all of the first responders of our county during this unique time and wish to thank all of them for their call to duty and addressing the needs of our residents of our County. The Orleans County Legislature can not thank them enough for their outstanding service during this time of crisis. Legislator DeFilipps stated we also need to thank our Public Health and Mental Health Departments as well.

Legislator Eick stated on behalf of all of the Legislators we need to thank Chairman Johnson for stepping up and taking over the last three months during the absence of our Chief Administrative Officer. Legislator Eick also thanked Jack for also helping the Chairman along the way.

Chairman Johnson offered the public who participated in today's meeting teleconference to feel free to email or call the Legislative members or our office. She voiced, "that the one thing that could devastate us all is panic. We have better communications now than we ever have had in history. We also have a stronger infrastructure than we ever have had in history. We have more resources than we have every had in our history. She advised to take common sense measures to protect yourself and your loved ones. Keep abreast of relevant news. If we take it one day at a time and we don't panic, most everyone we know will survive this virus and we will all be here to see our world rebuild," expressed Chairman Johnson.

Legislator DeFilipps moved to adjourn; second by Legislator DeRoller. Meeting adjourned at 5:10 p.m.

April 14/April 15, 2020

SPECIAL LEGISLATURE MEETING

April 14, 2020

Chairman Johnson called a special meeting to order at 9:03 AM. After the pledge to the flag, and, the Clerk called the roll. All Legislators were present, with Legislators Draper and Miller on teleconference.

Legislator Allport moved into executive session at 9:06 a.m. per Open Meetings Law section 105 (f) to discuss personnel matters as it relate to financial implications due to Covid-19; second by Legislator DeFilipps.

Legislator DeRoller moved to exit out of executive session at 10:08 a.m.; second by Legislator DeFilipps.

Legislator DeRooler moved to recess today's meeting to tomorrow at 9:00 a.m. for the purpose of following up on discussion and requested research on this matter discussed today. Legislator DeFilipps second the motion. Meeting recessed at 10:09 a.m.

RECESSED/SPECIAL LEGISLATURE MEETING

April 15, 2020

Chairman Johnson called the recessed meeting to order at 9:04 a.m. Legislator Allport moved into executive session at 9:04 a.m. per Open Meetings Law section 105 (f) to discuss personnel matters as it relate to financial implications due to Covid-19; second by Legislator Eick.

Legislator DeFilipps moved to exit out of executive session at 9:40 a.m.; second by Legislator Eick.

With there being no further discussion or comments, Legislator DeRoller moved to adjourn at 9:41 a.m.; second by Legislator DeFilipps.

SPECIAL LEGISLATURE MEETING

April 18, 2020

Chairman Johnson called a special meeting to order at 9:32 AM. After the pledge to the flag, and invocation led by Veteran and Legislator Ken DeRoller, the Clerk called the roll. All Legislators were present, with Legislators Draper and Miller on teleconference.

The following resolution was presented for adoption:

RESOLUTION NO. 175-420

AUTHORIZE AND DIRECT THE CHIEF ADMINISTRATIVE OFFICER TO CARRY OUT TEMPORARY LAYOFFS, AND IF NECESSARY, PERMANENT LAYOFFS FOR CERTAIN IDENTIFIED COUNTY EMPLOYEES DURING THE COVID-19 PANDEMIC

WHEREAS, the Andrew M. Cuomo, Governor of the State of New York declared a Disaster Emergency in the State of New York to address the treat that COVID-19 poses to the health and welfare of its residents and visitors; and

WHEREAS, the COVID-19 pandemic is impacting sales tax receipts, and other main funding streams for all counties of New York; and

WHEREAS, sales tax receipts is the second largest revenue to the budget of the County which is used to pay the county cost of services each year; now be it

RESOLVED, that this Legislature hereby authorizes and directs the Chief Administrative Officer to carry out non-section 80 temporary layoffs for certain identified county employees, effective April 26, 2020 at the earliest, for the initial period of thirty days, and may be extended in thirty (30) increments with the final increment ending Friday, July 31, 2020; and if necessary permanent layoff; and be it

FURTHER RESOLVED, that said non-section 80 temporary layoff employees may continue their existing health insurance coverage as offered in their collective bargaining agreement; and be it

April 18, 2020
Resolution 175-420

FURTHER RESOLVED, that the Chairman of the Legislature is authorized to execute any necessary Memorandum of Agreements for the non-section 80 temporary layoff.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Johnson called for any comments. With hearing none, Legislator DeFilipps moved to adjourn; second by Legislator Eick. Meeting adjourned at 9:36 a.m

LEGISLATURE MEETING

April 22, 2020

Chairman Johnson called the meeting to order at 4:30 PM. After the pledge to the flag, Legislator DeRoller called for a moment of silence to recognize the three lives lost due to Covid 19. He then led the invocation and the Clerk called the roll. All Legislators were present, with Legislator Miller participating by Zoom.

The Clerk presented the following communications: Treasurer Kimberly DeFrank has filled the following 2019 year end reports for the following Capital Projects: County Office Building Addition & Renovations, 911/Radio, Infrastructure Projects and Energy Performance.

Legislator Allport presented Mark O'Brien a Special Recognition Certificate to acknowledge his outstanding service as our Director of Mental Health for Orleans County since April 30, 2013. He was also commended for his service as an Orleans County employee since August 30, 2010. The Orleans County Legislature wished him well in his newest endeavor as the Erie County Commissioner of Mental Health. Mr. O'Brien thanked the board and said he has never felt more welcome and at home. He is leaving a piece of him here but taking an enormous piece of Orleans County with him. He indicated that this has been the best ten years of his working career working in Orleans County and has been the most difficult decision he has had to make.

Legislator Draper read a certificate recognizing Public Safety National Telecommunicators in Orleans County for the month of April. The certificate will be forwarded to Sheriff Christopher Bourke.

Legislator DeRoller read a proclamation designating the week of May 3-9, 2020 as National Travel and Tourism Week. This certificate will be forwarded to Dawn Borchert, Director of Orleans County Tourism.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through March 2020 via email. Treasurer DeFrank reported via Zoom that cash flow looked good at the end of March. On April 1st, the Treasurer's office distributed \$405,000 in sales tax payments to the Towns and Villages. She has also paid out \$2.2 million to the schools and villages

April 22, 2020
Resolutions 176-201

for their relevies collected during tax season. We are expecting sales tax to decline in the next few months and will be keeping a close watch on state and federal revenues as well. She does think that we will see sales tax decrease in May and she will keep this board informed of those payments as they come in.

Chairman Johnson called for open discussion from the Legislators. With there being no comments, Legislator Allport moved the rules of procedure and requested to add three resolutions on to today's agenda; second by Legislator Eick. The following resolutions were presented for adoption:

RESOLUTION NO. 176-420

APPROVING PAYMENT TO CAHILL TECH INC FOR ADDITIONAL TRAINING MODULES

WHEREAS, Resolution No. 449-1119 approved an agreement with CaHill Tech Inc for certain Skilled Workforce Training software products and applications; and Orleans County acquired licenses to use CaHill Tech's products for the benefit of the Orleans County Self Insurance Plan authorized users; now be it

RESOLVED, that this Legislature approves payment in the amount of \$6,300 (Reference: 20200407-122510037) to CaHill Tech Inc., P O Box 166, Akron, NY 14001 for obtaining additional custom safety modules so Self Insurance can move ahead with online safety courses for authorized users.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 177-420

APPROVING POLICY FOR IMPLEMENTING THE FAMILIES FIRST CORONAVIRUS RESPONSE ACT

WHEREAS, Congress passed the Families First Coronavirus Response Act (FFCRA) on March 18, 2020 which provides paid leave in certain situations with an effective date of April 1, 2020; and

WHEREAS, the regulations for the paid leave under the FFCRA were published in the Federal Register for this Act on April 6, 2020; and corrections were made in the Federal Register on April 10, 2020; and

WHEREAS, the FFCRA allows for exceptions for employees who are health care providers or emergency responders; now be it

RESOLVED, that this Legislature designates the following employees as health care providers or emergency responders: Clinical Therapists, Public Safety Dispatchers, employees of the Orleans County Deputy Sheriff's Association, and employees in the Public Health Department; and be it,

FURTHER RESOLVED, that this Legislature requires that employees use benefit time in the same manner and in similar situations as our existing FMLA policy in those instances that FFCRA provides unpaid leave or caps employee's regular rate of pay during the designated leave.

Moved, DeFilippis; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 178-420

**AMENDING RESOLUTION NO. 69-220 REGARDING SETTING DATE
AND TERMS FOR AUCTION OF COUNTY-OWNED TAX
PROPERTIES**

WHEREAS The Orleans County Treasurer, Tax Enforcing Officer for the County of Orleans adhering to the Governor's Executive Order 202.8 will stay the enforcement of foreclosure of any residential or commercial property for a period of ninety days from the date of said executive order; now be it

RESOLVED, this Legislature will amend Resolution No. 69-220, setting the date and terms of auction for County-owned property for the auction to be held Wednesday, August 26, 2020 at 10:00 a.m. at the Albion Elk Lodge #1006, 428 West State Street, Albion, New York; and be it

FURTHER RESOLVED that the following term and condition of the auction is hereby affirmed and restated;

4. **The purchaser shall be solely responsible for the payment of: the levied 2020 Town and County tax bill including any relieved taxes; any Village taxes levied after May 31, 2020, the 2020/2021 school taxes, the 2021 Town and County taxes, penalties and interest and charges levied against the property subsequent to the auction.**

FURTHER RESOLVED, that the following paragraphed terms and conditions are hereby amended, with no other terms or conditions of the auction being negated or changed as a result of the following amendments to the dates herewith:

22. The entire balance of the accepted purchase price, the buyer's premium, as defined in section 17 of these terms and conditions, and all closing costs/fees must be paid by cash or guaranteed funds payable to and received by the Orleans County Treasurer's Office on or before **September 30, 2020**. The County is not required to send notice of acceptance to a purchaser. If the purchaser fails to pay the balance of the total contract price plus closing costs and fees as herein provided, the deposit shall be forfeited. The County reserves the right, in its sole discretion, to extend the time of payment upon such terms and conditions it deems appropriate.
23. If the successful bidder fails to tender such amount due by the close of business on **September 30, 2020**, then the County may, but is not obligated to offer any unsold property to the second highest bidder. All terms and conditions for the sale set forth herein above shall apply to the second highest bidder and/or any other purchaser.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 179-420

**APPROVING AGREEMENT WITH VICK'S PLOWING,
LANDSCAPING AND REMOVAL FOR MOWING AT ORLEANS
COUNTY PARK**

RESOLVED, that this Legislature hereby approves an agreement with Vick's Plowing, Landscaping, and Removal, 2910 Lattin Road, Albion, NY 14411 for mowing and trimming at the Orleans County Marine

Park, Point Breeze site, boat dock rental site, and Rte. 98/18 site at a cost of \$250 per mowing at all sites, to be paid from Marine Park Account A7180.432-Misc. Contracts/Agreements; and be it

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

Moved, DeRoller; second, DeFilipps;
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 180-420

AMENDING PREVIOUS AGREEMENT BETWEEN MENTAL HEALTH DEPARTMENT AND PATRICK J. STEIN, MD

WHEREAS, Resolution No. 413-1019 approved an agreement between Mental Health and Patrick J. Stein, MD for psychiatrist services; now be it

RESOLVED, that this Legislature does hereby approve an amended agreement between Mental Health and Patrick J. Stein, MD, 5627 Martha's Vineyard, Clarence Center, New York 14032 to provide services as Psychiatrist for an average of 16 hours per month, for an annual total not to exceed 192 hours at \$200 per hour. Commencing April 1, 2020, contract to include 1 hour per day of compensated travel time at contracted billable rate of \$200. Contracted amount is not to exceed \$42,000 with a county cost of \$2,940 for the period of April 1, 2020 to December 31, 2020.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 181-420

CONFIRMING APPOINTMENT OF INTERIM MENTAL HEALTH DIRECTOR

WHEREAS, Mark O'Brien, Director of Orleans County Mental Health will be leaving employment with Orleans County effective May 8, 2020; now be it

April 22, 2020
Resolutions 176-201

RESOLVED, that this Legislature confirms the Community Services Board's appointment of Danielle Figura to the position of Interim Mental Health Director at Grade 12, Step 2 of the Management Compensation Plan, effective May 9, 2020.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 182-420

APPROVING AGREEMENTS BETWEEN THE HEALTH DEPARTMENT AND VARIOUS AGENCIES

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

Strategic Management & Marketing - Kenneth Rogers, 560 Lafayette Avenue, Buffalo, NY 14222, an extension of the Agreement to run from December 31, 2019 through July 31, 2020 with an additional \$4,000.00 (for a total of \$14,800.00) to cover the added time frame. Additional work required to complete the strategic planning process. Agreement to facilitate a planning process that will help the Genesee and Orleans County Health Departments (Collectively GO Health) and public health director make key decisions and continue to grow with a stable, integrated and relevant future. Agreement is running for a period of 1 year and is fully funded through the Kresge grant. No County Cost.

Intermunicipal Agreement with Monroe County – Tuberculosis Control Program, 39 West Main Street, Rochester, NY 14614, to provide a Tuberculosis Control Program with consulting pulmonary and critical care physicians and certified infection control practitioners for providing comprehensive medical and nursing / case management consultative services under the statutory jurisdiction of the Department of Public Health. A flat fee of \$4,714.76 is paid for electronic health record access, VNP services, IT consultations and continuing Ed, telemedicine access, and ongoing clinical support, effective January 1, 2020 through December 31, 2020. A fee of \$200.00 an hour for physician consults, and \$50.00 an hour for RN consults 100%/36% reimbursement from State Aid.

Roberts Wesleyan College – Nursing internship program, 2301 Westside Drive, Rochester, NY 14624 for an affiliation agreement between Roberts

Wesleyan College and GO Health (Genesee and Orleans County Health Dept.) Graduate Student Internship/practice teaching placement agreement in the nursing program. To Provide educational and internship/student teaching opportunities for nursing student(s) under the supervision of a mentor/Preceptor who is a nurse leader/educator. For a term from March 1, 2020 through March 1, 2025. No County Cost.

Mary Younge – Nursing Services, 116 Winstead Road, Rochester, New York 14069. Contract nursing services for the COVID-19 response. Contract rate \$45.00 per hour. Contract term March 26, 2020 through December 31, 2020. Reimbursement from Emergency Preparedness grant funding and Article 6 State Aid. No county cost.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 183-420

AUTHORIZING SETTING UP NEW MONEY IN THE PUBLIC HEALTH DEPARTMENT BUDGET

RESOLVED, that the County Treasurer is authorized to set up new monies in the Public Health Department budget, as follows, as a result of additional funding received from Health Research, Inc. through the Public Health Emergency Preparedness (PHEP) contract #1586-13 (Resolution #445-1019) to accelerate state and local public health response to Coronavirus (COVID-19):

Revenue:		
01.4010.4489	Bioterrorism Preparedness	\$7,700
Appropriations:		
01.4010.0101	Overtime	\$6,779
01.4010.0487	Environmental Supplies	\$181
01.4010.0489	Nursing Supplies	\$740

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 184-420

**APPROVING AGREEMENT BETWEEN THE HEALTH DEPARTMENT
AND HEALTH RESEARCH INC. AND AUTHORIZING TREASURER
TO SET UP NEW MONEY**

RESOLVED, that this legislature approves agreement between the Orleans County Health Department and Health Research, Inc. (HRI), Riverview Center, 150 Broadway, Suite 560, Menands, New York 12204 to offset costs related to COVID-19 response activities. Contract term is March 5, 2020 through March 15, 2021 in the amount of \$67,490.00. County cost is \$0.

RESOLVED, that the County Treasurer is authorized to set up new monies in the 2020 Public Health budget as a result of the agreement as follows:

Revenue:		
01.4010.4489	Bioterrorism Preparedness	\$67,490
Appropriations:		
01.4010.0101	Personal Service – Overtime	\$49,508
01.4010.0220	Office Equipment	\$ 1,500
01.4010.0418	Other Contractual Expense	\$ 569
01.4010.0462	Travel – Mileage	\$ 1,695
01.4010.0463	Travel – not Mileage	\$ 1,618
01.4010.0489	Nursing Supplies	\$12,600

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 185-420

**AUTHORIZING ACCEPTANCE OF DONATIONS TO THE SHERIFF'S
OFFICE ANIMAL CONTROL FUND AND SETTING UP NEW MONEY
IN SHERIFF'S OFFICE BUDGET**

RESOLVED, that this Legislature accepts this donation received from community members to assist the Orleans County Sheriff's Animal Control, and 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	\$150.00
Appropriation:		
01.3510.0418	Other Contractual Expenses	\$150.00

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 186-420

AMENDING RESOLUTION NO. 537-1219, WHICH AUTHORIZED EXECUTION OF SECRETARIAL SERVICES AGREEMENT FOR ORLEANS COUNTY PUBLIC DEFENDER

WHEREAS, Resolution No. 87-220 created a Confidential Secretary to the Public Defender effective March 2, 2020; now be it

RESOLVED, that this Legislature does hereby amend Resolution No. 537-1219 and the agreement for Secretarial Services with Joanne L. Best for the Orleans County Public Defender, effective March 1, 2020, to amend the monthly cost to \$1,104 and said amount to be paid upon submission of County Voucher at the end of each month, and said monthly contract shall be extended until the Public Defender's office is moved into their new offices located on Orleans County Property.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 187-420

APPROVING AGREEMENT BETWEEN EMERGENCY MANAGEMENT AND COMMUNITY ACTION OF ORLEANS AND GENESEE

RESOLVED, that this Legislature approves the Memorandum of Understanding between Emergency Management and Community Action of Orleans and Genesee to provide Orleans County with emergency transportation services in the event of a disaster or calamity. This

April 22, 2020
Resolutions 176-201

Memorandum of Understanding shall remain in effect from April 22, 2020 through December 31, 2023.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 188-420

APPROVING MEMORANDUM OF AGREEMENT WITH THE TOWN OF CLARENDON

WHEREAS, in the Town of Clarendon, at 4117 Holley-Byron Road, parcel owned by the Village of Holley, is the site of the new Communications Tower as constructed through the Orleans County Targeted Grant Radio Communications Tower Project; now be it

RESOLVED, that this Legislature does hereby approve a Memorandum of Agreement between the Emergency Management Office and the Town of Clarendon at the site of the new communications tower in the Town of Clarendon, which such agreement is to mutually cooperate in facilitating the construction of the communications tower and allowing the County to utilize municipal immunity from any local Town of Clarendon Zoning Regulations.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 189-420

AMENDING RESOLUTION NO 149-320 TO ADD AND CHANGE MEMBERS ON THE EMERGENCY MEDICAL SERVICES COUNCIL

WHEREAS, Resolution No. 149-320 approved appointing members to the Emergency Medical Service Council; now be it

RESOLVED, that the Legislature authorize the following amendments to the Resolution:

	<u>Representative</u>	<u>Alternate</u>
EMS Coordinator/Mutual Aid	Justin Niederhofer	
Carlton Fire Company Alternate		Robin Hughson
East Shelby Fire Company Alternate		Sue Behrend
Fancher-Hulberton-Murray	Barb Hinman	Adam Blosenbauer

Orleans County Health Department David Bell

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 190-420

APPROVING AGREEMENT WITH THE DEPARTMENT OF SOCIAL SERVICES AND WENDY S. SISSON, ESQ

RESOLVED, that this Legislature does hereby approve an agreement between the Orleans County Department of Social Services and Wendy S. Sisson, Esq. for Conflict Prosecution for the Department of Social Services at a cost of \$75.00/hour includes travel time, mileage reimbursed at 1 cent less than the Federal rate, reimbursement of postage and \$.15 per copy, term of agreement effective January 10, 2020 through January 9, 2022.

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 191-420

AUTHORIZING PAYMENTS FROM CAPITAL PROJECT INFRASTRUCTURE PROJECTS ACCOUNT

RESOLVED, that this Legislature authorizes the following payment(s) to be made from account H5120.250, Capital Project – Infrastructure Project – Bridge Replacement Program:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
4,734.50	Labella Associates	Professional Services Lakeshore Road Bridge Replacement

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator DeFilipps moved to approve an appointment to the Orleans County Industrial Development Agency with a correction to be made to his

mailing address as indicated; second by Legislator DeRoller. The following resolution was adopted:

RESOLUTION NO. 192-420

APPROVING APPOINTMENT TO THE COUNTY OF ORLEANS INDUSTRIAL DEVELOPMENT AGENCY (COIDA)

RESOLVED, that this Legislature approves the following appointment to the County of Orleans Industrial Development Agency:

<u>Name:</u>	<u>Address:</u>	<u>Expiration</u>
Ed Urbanik	12365 Platten Road Lyndonville, NY 14098	Serves at the Pleasure

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 193-420

AUTHORIZING PAYMENTS FROM CAPITAL PROJECT COUNTY OFFICE BUILDING ADDITION AND RENOVATIONS ACCOUNT

RESOLVED, that this Legislature authorizes the following payments to be made from account H1610.250, Capital Project – County Office Building Addition and Renovations Account:

<u>Amount</u>	<u>Vendor Name</u>		<u>Description</u>
\$235.63	Wendel A/E/S/LA, PC	WD	Professional Services, 1/1/20-1/30/2020, Inv #500618 – Construction Administration.
\$250.61	Wendel A/E/S/LA, PC	WD	Professional Services, 2/1/20-2/29/2020, Inv #500694 – Construction Administration and Reimbursable Expenses.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 194-420

AUTHORIZING UPDATES TO THE PUBLIC INSPECTION OF RECORDS POLICY

WHEREAS, RESOLUTION No. 87-288 was the last resolution to review and update the Public Inspection of Records Policy and at this time this policy has been reviewed and updates need to be made to make it consistent with the provisions of the Public Officers Law, Article 6, Sections 84-90 Freedom of Information Law; now be it

RESOLVED, that this Legislature does hereby update the Public Inspection of Records Policy for Orleans County in respect to the designated record access officers and addresses, with all others not listed unchanged:

<u>DEPARTMENT/AGENCY</u>	<u>ADDRESS</u>	<u>TITLE</u>
Legislature	14016 Route 31 W., Suite 201 Albion, New York 14411	Clerk/Legislature
Board of Elections	14016 Route 31 W., Suite 140 Albion, New York 14411	Commissioners
Budget Officer	14016 Route 31 W., Suite 201 Albion, New York 14411	Budget Officer
County Attorney	517 Main St. Medina, New York 14103	County Attorney
Department of Public Works (Highway & B&G)	225 West Academy St Albion, NY 14411	Commissioner
Emergency Management	14064 County House Road Albion, New York 14411	Director
Public Defender	3 South Main St Albion, New York 14411	Public Defender
Public Health	14016 Route 31 W., Suite 101 Albion, New York 14411	Director
Veterans Service Agency	13996 Route 31 W Albion, New York 14411	Director
Board of Health	14016 Route 31 W., 101 Albion, New York 14411	Director

and be it

FURTHER RESOLVED, that this Legislature approves all changes to our Public Access of Records Policy needed to conform to those modeled rules provided by the Committee on Open Government.

Moved, Eick; second, Miller.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 195-420

CALLING ON THE STATE OF NEW YORK TO RELEASE
ENHANCED FEDERAL MEDICAID MATCHING FUNDS TO
COUNTIES AND NEW YORK CITY

WHEREAS, in response to the COVID-19 pandemic, Congress has enacted extraordinary measures to help states and localities with increased costs and lost revenues; and

WHEREAS, a key action enacted by the federal government was a 6.2 percent increase in the federal medical assistance percentage (FMAP); and

WHEREAS, Congress has used this mechanism to provide fiscal relief to states and their local government Medicaid funding partners to reduce the financial burden they often experience in an economic downturn; and

WHEREAS, counties and New York City are struggling with higher costs responding to COVID-19 and experiencing extensive revenue declines due to the shutdown of large swaths of the economy; and

WHEREAS, we project that each quarter of enhanced FMAP funding is worth hundreds of millions of dollars for counties and New York City; now be it

RESOLVED, that the Orleans County Legislature, is respectfully requesting financial assistance through federal FMAP monies by reducing county weekly Medicaid payments retroactive to January 1, 2020 to provide some partial fiscal relief to the current conditions; and be it

RESOLVED, that the Orleans County Legislature does also respectfully request that the State provide a timeline to all counties on the release of the enhanced federal Medicaid matching funds related to the Affordable Care Act “reconciliation funds” that have been withheld for over three years and the likely mechanism on how these funds will be delivered to counties and New York City; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall send this resolution to Governor Andrew M. Cuomo, the New York State Legislature, the New York State Congressional Delegation, the New York State Association of Counties, and all others deemed necessary and appropriate.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 196-420

AUTHORIZING PAYMENT OF CLAIMS FOR MAY 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 May 13, 2020:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	5419-5423; 5431-5573	\$600,720.75
Utility Payments	Paid on line	\$1,241.39
Department of Public Works	1670-1678; 3763-3783	\$60,600.52
Job Development	3344-3358	\$11,327.17
Self Insurance	63640, 63666, 1275-1276	\$16,918.70

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 May 27, 2020:

Fund/Department	Check Number (s):	Amount:
General	5424-5430; 5574-5663	\$447,598.08
Utility Payments	Paid on line	\$15,652.98
Department of Public Works	1679-1687; 3784-3793	\$232,799.00
Job Development	3359-3369	\$623.06
Self Insurance	63725, 63811, 1277-1278	\$5,034.64

Moved, Miller; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 197-420

APPROVING AGREEMENT BETWEEN ORLEANS COUNTY JOB DEVELOPMENT AGENCY AND LIVINGSTON COUNTY FOR GLOW WORKFORCE DEVELOPMENT BOARD

RESOLVED, that this Legislature approves the agreement between the Orleans County Job Development Agency and Livingston County on behalf of GLOW Workforce Development Board (WDB), 6 Court Street, Geneseo, NY, 14454, to implement the provisions of the Workforce Innovation and Opportunity Act (WIOA) Title I Adult, Dislocated Worker and Youth Services from July 1, 2020 to June 30, 2021 at a cost of \$244,860. County cost \$0. Subject to the review and approval of the County Attorney and Chief Administrative Officer.

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 198-420

URGING THE COVID 19 FOURTH STIMULUS PACKAGE TO PROVIDE FUNDING FOR SMALL COUNTIES AND LOCAL MUNICIPALITIES

WHEREAS, Congress passed the Families First Coronavirus Response Act (FFCRA) on March 18, 2020 which provides the public sector tax credits to mitigate the costs of emergency paid leave provisions; and

WHEREAS, state and local governments are on the front lines in responding to this epidemic and coping with its punitive impacts. We

strongly support provisions that provide emergency paid leave for employees and tax credits allowing employers to recoup these costs. However, subsection (e)(4) of Section 7001 and subsection (e)(4) of Section 7003 exempt public employers from these tax credits despite their employees being eligible for emergency paid leave. This amounts to an unfunded federal mandate for state and local governments; now be it

RESOLVED, that this Legislature urges Congress to fix in subsequent COVID-19 economic stimulus legislation to provide payroll tax credits for municipal employers to recoup the cost for emergency paid leave for employees; and be it,

FURTHER RESOLVED, that this Legislature urges Congress not use the standard for distributing funds using the Community Development Block Grant formula to provide funding for county and local governments in subsequent COVID-19 economic stimulus legislation due to the fact that counties like Orleans County would not be eligible for such funding; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall forward this resolution to the New York State Federal Legislators, Governor Cuomo, Senator Robert Ort, Assemblymen Steve Hawley and Michael Norris, Orleans County Towns and Villages, and all others deemed necessary and proper.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 199-420

AMENDING AGREEMENT BETWEEN THE MENTAL HEALTH DEPARTMENT AND TULIO ORTEGA, MD

WHEREAS, the parties entered into an amended agreement, which was authorized by County Legislature Resolution No. 78-220; and

WHEREAS, the parties are desirous of revising the agreement to increase the contractor's hourly compensated rate to \$165 per hour and to increase the total number of contracted professional service hours per year

to help meet increasing need of clients of the Mental Health Department;
and

WHEREAS, the parties are desirous of revising the agreement to allow for one hour of compensated travel time at the contractor's customary hourly rate of \$165 per hour; now be it

RESOLVED, that this Legislature does hereby approve a revised agreement between Mental Health and Tulio Ortega as follows:

- 1.) Effective April 1, 2020, the Contractor will receive a compensated professional rate of \$165.00 per hour for all services rendered.
- 2.) Effective April 1, 2020, the Contractor will provide services of an additional 56 hours added to the original 598 hours for a maximum of 654 per year.
- 3.) Effective April 1, 2020, the Contractor will receive one hour of compensated travel time at the rate of \$165.00 per hour for each shift worked on premises at the Mental Health Department.
- 4.) As revised, the maximum Contract amount is not to exceed \$107,275, an increase of \$11,595.
- 5.) All other terms and conditions remain the same.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 200-420

APPROVING AGREEMENT BETWEEN HEALTH DEPARTMENT AND MONROE COUNTY PUBLIC HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby approve an agreement between the Health Department and the Monroe County Public Health Department 130 South Plymouth Avenue, Rochester, NY 14614 for an emergency/temporary need for Isolation, Quarantine and Medical supervision of certain persons unable to remain in their primary residences at a location known at the Clarion Pointe Hotel Located at 2729 Monroe Ave, Rochester NY; consisting of separate living quarters & areas for Isolation and Quarantine with supervision of aforementioned persons at a cost per night of \$140.00 for April and \$144.74 for May. Cost includes room, meal, linens. Reimbursement from Emergency preparedness grant and State Aid. Cost to County 0 to 64% based on funding availability at

time of need, with term effective April 22, 2020 through December 31, 2020; and be it

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

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 201-420

APPROVING LEASE AGREEMENT BETWEEN SANZO BEVERAGE CO INC AND ORLEANS COUNTY

WHEREAS, Orleans County has determined a need for a 35 foot refrigerated trailer as a temporary storage unit for decedents from the COVID-19 pandemic and said trailer will be stationary at Orleans Community Health (Medina Memorial Hospital) 200 Ohio St, Medina, NY 14103; now be it

RESOLVED, that this Legislature approve a lease agreement with Sanzo Beverage Co. Inc. PO BOX 396, Olean, NY 14760 in the amount of \$800 per week beginning April 9, 2020 to be paid from Emergency Management Account 01.3640.0418.2683 - Other Miscellaneous; and be it

FURTHER RESOLVED, that the total amount of the lease agreement will be submitted for reimbursement under FEMA DR 4480.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Johnson wished to share with today's callers that Mark O'Brien's impact at Orleans County and across this area was unsurpassed during the span of his career. Nothing was more important to him than the patients and families to whom he provided compassionate care; and the countless colleagues to whom he offered warm and wise mentorship. His presence here will be greatly missed expressed Chairman Johnson.

April 22, 2020
Resolutions 176-201

Legislator Allport moved to adjourn; second by Legislator Draper. Meeting adjourned at 4:54 p.m.

LEGISLATURE MEETING

May 27, 2020

Chairman Johnson called the meeting to order at 4:30 PM. After the pledge to the flag, Legislator DeRoller held a moment of silence for those that have passed due to Covid 19 and then led the invocation.

Sheriff Bourke provided the following overview of the Health Resources & Services Administration (HRSA) 20-031 Rural Communities Opioid Response Program-Implementation Grant (RCORP):

The HRSA Rural Communities Opioid Response Program Grant is a three-year federally funded multi-faceted grant offered through the US Department of Health and Human Services. The primary goal of this grant is to reduce the morbidity and mortality of substance and opioid use disorders in high-risk rural areas.

A collaboration between multiple organizations is necessary for the facilitation of this RCORP Grant. Orleans County Sheriff's Office would be teamed up with three other local organizations known as the Albion Community-Based SUD/ODU Consortium. (SUD-Substance use Disorder/ODU-Opioid use Disorder). The three remaining organizations represented in the Consortium are Oak Orchard Health, Genesee/Orleans Council on Alcoholism and Substance Abuse (GCASA), and the Albion Central School District.

Sheriff Bourke explained why he would like to apply for the HRSA RCORP Grant and how it would benefit our county? In the past few years, Orleans County has seen an increase in opioid and fentanyl use and overdoses, and overdose deaths throughout our county. This poses a public safety threat to the community. Orleans County Sheriff's Office has a critical role to play in keeping every person in the community safe and plans to take action to address this crisis.

The HRSA RCORP Grant will give the consortium funding to implement and carry out the program for three years. An emphasis on strengthening and expanding substance use disorder (SUD) and opioid use disorder (ODU) through prevention, treatment and recovery services. This in turn will enhance the residents' ability to access treatment and move towards recovery.

May 27, 2020
Resolutions 202-248

The program strategy is broken down into three essential core areas geared toward addressing and lowering the substance and opioid use within the targeted rural area. The Prevention Core, Treatment Core and Recovery Core. The Sheriff's Office will focus mainly in the Prevention Core and collaborate with others for a portion of the Treatment Core. All other Core Activities will cover through the remaining organizations in the Consortium.

Once the approval of the HRSA RCORP Grant is received, the implementation of the program would start on September 1, 2020 an end date of August 31, 2023. Orleans County Sheriff's Office would have an estimated three-year budget of \$114,262, which would be awarded in the first year of the grant.

It is Sheriff Bourke's position to reach out to all school districts, even if only Albion is mentioned as a partner in this grant application.

Chairman Johnson called upon Clerk Hanlon to call the roll. All Legislators were present, with the exception of Legislator Miller who participated by zoom teleconferencing.

The Clerk presented the following communications:

Annual Financial Report Update Document for the County of Orleans for the Fiscal Year ending December 31, 2019 has been filed by the Orleans County Treasurer. Kim DeFrank, Orleans County Treasurer has filed fifteen (15) Disclosure of Interest Statements from various County Employees who receive funds in addition to wages from Orleans County. These have been filed in our office and are officially on record in accordance with General Municipal Law Section 803(1). Orleans County Treasurer Kim DeFrank has filed the list of Inter Fund loans to Special Grant – WIA issued from January 1, 2020 to date as directed in Resolution No. 175-418 in the Clerk of the Legislature Office. The Albion Central School has asked to light up the Courthouse Dome in purple to honor the 2020 Albion Central School Senior Class. Chairman Johnson added, that in working with the Commissioner of the DPW Papponetti, she suggested to have all school districts represented in the lighting of the Courthouse Dome. The Board was in favor of that.

Legislator Eick recognized Matt Ballard, Orleans County Historian who is leaving Orleans County to become an Assistant Director of Collection Strategies at Davidson College in North Carolina.

Chairman Johnson thanked Mr. Ballard and said how he raised the bar in

providing great Orleans County History and he will be missed very much.

Legislator Eick recognized Office for the Aging, Orleans/Genesee Community Action, and Calvary Cupboard for assistance in food distribution to residents throughout Orleans County during Covid 19 pandemic.

Legislator Draper presented recognition for National Police Week and National Correctional Officers Week in Orleans County. Chairman Johnson stated that we have been very lucky that none of our officers both on the road and in the Jail have contracted the Covid 19 virus.

Legislator Miller, via zoom, presented a proclamation celebrating May as Older Americans Month in Orleans County.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through April, 2020. Treasurer DeFrank reported that the 2019 books were closed in April and the Annual update document was filed timely with the New York State Comptroller and was able to add \$387,000 to the fund balance. The Sales Tax collection payments in May from the state were decreased by 36% in the first payment and 39% in the second payment when comparing to last year. She stated that the State also held back the AIM payment of \$180,371. Our cash balance is down however cash is being used to fund the radio tower project and we are awaiting the revenue back from the State. She is hopeful to see this money by month end.

Chairman Johnson called for open discussion as it related to the resolutions. She stated that while a collective impatience is one challenge, its not our only one. The fight against COVID-19 is in several focuses, which include public health, re-opening now in early Jue and the budget.

We are looking at unprecedented budget revenue gaps, even with 12% of our workforce furloughed. It is has also been difficult pivoting quickly from 33 executive orders handed down by Governor Cuomo since March 7th. However, the Finger Lakes region is still hitting the metrics necessary to continue to the next phase, hopefully Friday.

Orleans County has undertaken an aggressive and herculean response to minimize the impact of COVID-19 on our employees and on our residents.

Chief Administrative Officer Jack Welch has been actively communicating with the department heads and staff, and the Legislature has been holding weekly calls with every elected officials and town and village officials weekly.

Chairman Johnson stated that they will continue to work with our partners, department heads and staff to preserve the services we all rely on while slowing the spread in order to keep Orleans County safe.

Legislator DeRoller reported on the produce box distribution through Orleans County Cornell Cooperative Extension which will be held on Friday, May 29th at 10 a.m. and will end when all 1200 20 pound boxes are handed out on a first come first come basis. Robert Batt is managing that project.

Chairman Johnson requested any public comment from those that called in to today's meeting via zoom. There were no offered comments.

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

RESOLUTION NO. 202-520

AUTHORIZING DISTRIBUTION OF MORTGAGE TAX RECEIPTS

WHEREAS, this Legislature is in receipt of the Semi-annual Mortgage Tax Report showing the amounts to be credited to each tax District of Orleans County, of the money collected during the preceding six months ending March 31, 2020; and be it

RESOLVED, that pursuant to Section 261 of the Tax Law, this Legislature issues a Tax Warrant for the payment of the respective taxed districts of the amounts so credited, and authorizes and directs the Orleans County Treasurer to pay said amounts to the respective districts in accordance with this report, as follows:

Mortgage Tax Apportionment
October 1, 2019 through March 31, 2020

*May 27, 2020
Resolutions 202-248*

	Town Taxable	Double	Village Taxable	Rate	Due Town	Village Share	Town Share
Albion	\$235,972,797	471,945,594	122,824,045	27.53%	\$23,436.97	6,451.87	16,985.10
Barre	107,418,249				8,120.51	0	8,120.51
Carlton	224,564,520				21,139.52	0	21,139.52
Clarendon	168,757,947				17,405.56	0	17,405.56
Gaines	131,698,355	263,396,710	23,007,354	8.93%	21,737.83	1,940.43	19,797.40
Kendall	168,121,320				14,433.66	0	14,433.66
Murray	193,362,761	386,725,522	54,070,660	14.49%	26,243.02	3801.95	22,441.07
Ridgeway	238,413,333	476,826,666	96,741,804	20.33%	44,502.31	9,045.13	35,457.18
Shelby	198,151,652	396,303,304	74,010,968	19.11%	16,237.48	3,103.62	13,133.86
Yates	163,769,735	327,539,470	29,114,541	9.50%	11,434.80	1,086.20	10,348.60
	1,742,754,673	2,231,664,744	399,769,372		\$204,691.66	\$25,429.20	\$179,262.46

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 203-520

APPOINTING THE DIRECTOR OF PERSONNEL AND SELF
INSURANCE

RESOLVED, that this Legislature does hereby appoint Katie Harvey to the position of Director of Personnel and Self Insurance (1430.01) for a six-year term; said appointment shall become effective May 28, 2020 at a Grade 11 Step 1 of the Management Compensation Salary Schedule.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

Katie was introduced, welcomed and applauded as our newly appointed Director of Personnel and Self Insurance.

RESOLUTION NO. 204-520

AUTHORIZING ABOLISHING, CREATING AND FILLING
POSITIONS IN THE PERSONNEL DEPARTMENT

RESOLVED, that this Legislature authorizes the abolishing of a full time Personnel Assistant position (1430.02) effective May 28, 2020; and be it

May 27, 2020
Resolutions 202-248

FURTHER RESOLVED, that this Legislature authorizes the creation of a full time Personnel Clerk position in the Department of Personnel and Self Insurance, at grade 2 of the Management Compensation Plan; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of this newly created vacant Personnel Clerk position in the Department of Personnel and Self Insurance effective May 28, 2020.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 205-520

APPROVING AGREEMENT BETWEEN ORLEANS COUNTY SELF INSURANCE PLAN AND COVENTRY HEALTH CARE WORKERS COMPENSATION, INC

WHEREAS, the Orleans County Self Insurance Plan continuously reviews procedures to improve the quality of care to injured workers of the Plan's members; and

WHEREAS, the Orleans County Self Insurance Plan has determined that providing injured workers with a 24 hours a day, 7 days a week on-call registered nurse to respond to a claimant's telephone call to assist claimants in the decision making process regarding appropriate timing for receipt of a particular level of medical care appropriate to the injury or illness experienced by the claimant; now be it

RESOLVED, that this Legislature authorizes the agreement with Coventry Health Care Workers Compensation, Inc. for on-call registered nurse response for the Orleans County Self Insurance Plan claimants, effective June 1, 2020 through May 31, 2021 at a cost of \$85 per call with an option to an annual extension to a maximum of four (4) Renewal Terms which would end May 31, 2025 with an annual fee adjustment equal to the CPI (Consumer Price Index), to be billed monthly, which will be a direct expense to the Orleans County Self Insurance Plan.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 206-520

APPROVING AGREEMENT BETWEEN COUNTY TREASURER AND
EDMUNDS GOVTECH TO PURCHASE TAX COLLECTION
DATABASE

WHEREAS, it is the desire of the County Treasurer to begin a process by which to consolidate tax collection; and

WHEREAS, the County Treasurer will have a need for a separate database by which to collect for other entities, therefore be it

RESOLVED, this Legislature approves the purchase and installation of a school tax database including license fees and annual maintenance and support at a cost of \$4,940.00 from Edmunds GovTech, 301 Tilton Road, Northfield, NJ 08225 and approves the support agreement for a term of 36 months.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 207-520

APPROVING INTERMUNICIPAL AGREEMENT BETWEEN COUNTY
OF ORLEANS AND MEDINA CENTRAL SCHOOL DISTRICT

WHEREAS, the purpose of this agreement is to authorize the County Treasurer to be the sole and exclusive authority to collect the 2020/2021 Medina Central School District taxes with the option of a two-year extension; and

WHEREAS, the terms and conditions for this 2020/2021 School tax collection, and the consideration to be paid by Medina School to the County are set forth in such agreement; now be it

RESOLVED, this Legislature authorizes this agreement to be signed by the Chairwoman of this Legislature and the County Treasurer upon approval of the County Attorney.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 208-520

**APPROVING AGREEMENT BETWEEN COUNTY OF ORLEANS AND
CINDY THOMAS D/B/A CORNING ABSTRACT & CLOSING
SERVICES**

WHEREAS, the County of Orleans is in the process of preparing its Judicial Foreclosure Proceedings for the year 2017 against all properties for delinquent real estate taxes; and

WHEREAS, it is necessary for the County to give actual notice to lien holders, etc. upon tax foreclosure; and the County has no abstracts of title on the parcels involved; and

WHEREAS, Cindy Thomas d/b/a Corning Abstract & Closing Services is able to perform the work required in order to supply the County with this Lien and Title information for the entire 2017 tax foreclosure delinquency list; now therefore be it

RESOLVED, that this Legislature approves an agreement between the County of Orleans and Cindy Thomas d/b/a Corning Abstract & Closing Services, 650 Sing Sing Road, Horseheads, NY 14845, to perform the work described in the agreement with the option of a two year extension and authorizes the Chairwoman of the Legislature and the County Treasurer to sign such agreement upon approval of the County Attorney.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 209-520

**APPROVING AGREEMENT BETWEEN THE ORLEANS COUNTY
DEPARTMENT OF MENTAL HEALTH AND MOLINA HEALTHCARE
OF NEW YORK, INC**

WHEREAS, Molina Healthcare of New York, Inc. now manages Medicaid Managed Care and Commercial health insurance business lines; now be it

RESOLVED, that this Legislature does hereby authorize the Orleans County Department of Mental Health to enable Molina Healthcare of New

York, Inc. to authorize to arrange for and pay for the provision of managed behavioral health care services to covered individuals.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 210-520

APPROVING AGREEMENTS BETWEEN THE HEALTH DEPARTMENT AND VARIOUS AGENCIES

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

NYSDOH Bureau of Water Supply Protection, Empire State Plaza, Corning Tower, Albany, NY 12237 for services and expenses related to the water supply protection including education and safe water programs. The 5-year contract amount is \$537,580 to be allocated annually in the amount of \$107,516.00 beginning April 1, 2020 through March 31, 2025. No Cost to County. Contract to be signed via the Grants Gateway.

ACM MED LAB, 160 Elmgrove Park, Rochester, NY 14624. Contract to provide for performing ALT and AST lab work for our TB Program for a term of January 1, 2019 through December 31, 2022. The cost will be \$5.00 per test.

Orleans Community Health a/k/a Medina Memorial Hospital, 200 Ohio Street, Medina, NY 14103 to provide lead poisoning education, information, sampling, and testing for the residents of Orleans County and contract to run concurrent with the New York State contract effective October 1, 2019 through September 30, 2020 at No County cost.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 211-520

AUTHORIZING SETTING UP NEW MONEY IN THE PUBLIC HEALTH DEPARTMENT BUDGET

May 27, 2020
Resolutions 202-248

RESOLVED, that the County Treasurer is authorized to set up new monies in the 2020 Public Health Department budget, as follows, as a result of additional funding received from Health Research, Inc. Contract #6322-01 to accelerate state and local public health response to Coronavirus (COVID-19) as follows:

Revenue:		
01.4010.4489	Bioterrorism Preparedness	\$27,883
Appropriations:		
01.4010.0101	Overtime	\$12,230
01.4010.0103	Beeper	8,970
01.4010.0220	Office Equipment	1,100
01.4010.0401	Cell Phones	330
01.4010.0404	Communications	440
01.4010.0452	Personal Service Contracts	4,000
01.4010.0463	Travel Other than mileage	813

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 212-520

APPROVING REVISED CONTRACT BETWEEN THE HEALTH DEPARTMENT AND NEW YORK STATE DEPARTMENT OF HEALTH AND AUTHORIZING TREASURER TO SET UP NEW MONEY IN PUBLIC HEALTH EARLY INTERVENTION BUDGET

RESOLVED, that this legislature approves revised agreement between the Orleans County Health Department and NYS Department of Health, Bureau of Administration, Division of Family Health, Corning Tower, ESP, Albany, NY 12237 via the Grants Gateway to reflect additional funding provided for year four and five of the current contract as a result of the new regulations regarding elevated blood lead levels.

Contract period is October 1, 2016 through September 30, 2021:

Funding in Year 4 (2019-2020) increases from \$29,955 to \$35,468
Funding in Year 5 (2020-2021) increases from \$29,955 to \$37,305

FURTHER RESOLVED, that the County Treasurer is authorized to set up new monies in the 2020 Public Health Early Intervention budget as a

result of the revised contract as follows:

Revenue:		
01.4059.4451	Early Intervention Administration	\$5,513
Appropriation:		
01.4059.0452	Personal Service Contracts	\$5,513

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 213-520

APPROVING PROBATION DIRECTOR TO APPLY FOR AND ACCEPT STATE AID FROM THE NEW YORK STATE DIVISION OF PROBATION AND CORRECTIONAL ALTERNATIVES

RESOLVED, that this Legislature does hereby authorize the Orleans County Probation Director to apply for and accept state reimbursable aid in the amount of \$149,616 effective July 1, 2020 to June 30, 2021 calendar year from the New York State Division of Probation and Correctional Alternatives.

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, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 214-520

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

RESOLVED, that this Legislature approves the renewal agreement between the Sheriff's Office and EM Systems, Inc., 4043 Maple Road, Ste 211, Amherst, NY 14226, for the 2020/2021 software support and maintenance agreement covering CAD, AVL and Mobile Data Systems in Public Safety Communications, effective July 1, 2020 through June 30,

May 27, 2020
Resolutions 202-248

2021, at a cost of \$16,500, to be paid from the Public Safety Communication budget.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 215-520

AUTHORIZING GRANT ACCEPTANCE AND AGREEMENT BETWEEN THE SHERIFF'S OFFICE AND NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES AND AUTHORIZING TREASURER TO SET UP NEW MONEY IN THE SHERIFF'S BUDGET

WHEREAS, Resolution No. 211-519 authorized the Sheriff's Office to apply for grant funding with the New York State Division of Homeland Security and Emergency Services, now be it

RESOLVED, that the Orleans County Sheriff's Office is authorized to accept the grant agreement between the NYS Division of Homeland Security and Emergency services and the Orleans County Sheriff's Office for Operation Stonegarden FY2019, and the grant award of \$71,028; and be it

RESOLVED, that this Legislature authorizes the Chairman to electronically sign e-grant SG19-1002-D00, Contract # C972499 in the amount of \$71,028 for the Sheriff's Office to enhance cooperation and coordination between Federal, State, local and tribal law enforcement agencies in joint operations to secure our borders, effective September 1, 2019 through August 31, 2022.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 216-520

AUTHORIZING THE SHERIFF'S OFFICE TO APPLY FOR GRANT FUNDING THROUGH THE BUREAU OF JUSTICE ASSISTANCE

WHEREAS, the Orleans County Sheriff's Office requests to continue participation in the grant funding available through the U.S. Department of Justice, Bureau of Justice Assistance; now be it

RESOLVED, that this Legislature does hereby authorize the Sheriff to apply for grant funding through the Bullet Proof Vest Partnership Initiative, administered through the Bureau of Justice Assistance, granting reimbursement up to 50% towards the cost of body armor vests purchased for law enforcement officers.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 217-520

AUTHORIZING THE SHERIFF'S OFFICE TO PARTICIPATE IN AND APPLY FOR NEW GRANT FUNDING OPPORTUNITY THROUGH U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES

WHEREAS, The Orleans County Sheriff's Office requests participation in subcontracting with Oak Orchard Health, GCASA and Albion Central School District to collaborate in the U.S. Department of Health and Human Services HRSA funding opportunity Grant; now be it

RESOLVED, that this Legislature authorizes the Sheriff to apply for grant funding through the U.S. Department of Health and Human Services Rural Communities Opioid Response Program Implementation in community outreach prevention on substance and opiate use disorder with funding opportunity number HRSA-20-31 and period of performance September 1 2020-August 31, 2023.

Moved Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 218-520

AUTHORIZING ABOLISHING POSITIONS IN THE SHERIFF'S OFFICE

WHEREAS, the Sheriff's Department has had a contract with the Unified Court System Eighth Judicial District for court security for the Orleans County Courthouse for many years, and

May 27, 2020
Resolutions 202-248

WHEREAS, the Unified Court System Eighth Judicial District has notified the Sheriff that the contract for court security for the Orleans County Courthouse will not be renewed with the last day of the contract being effective June 30, 2020, now be it

RESOLVED, that this Legislature authorizes the abolishing of three Deputy Sheriff positions (3110.05, 3110.21 and 3110.47) in Sheriff Office in the Orleans County Deputy Sheriff Association Salary Schedule effective July 1, 2020.

Moved Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 219-520

AUTHORIZING TREASURER TO SET UP NEW MONEY WITHIN THE SHERIFF'S BUDGET

WHEREAS, Resolution No. 205-519 authorized the Orleans County Sheriff to participate in and accept the grant agreement between the NYS Division of Homeland Security and Emergency Services for Operation Stonegarden FY2018 in the amount of \$61,714 on grant SG18-1003-DOO, Contract # C972489, term September 1, 2018 through August 31, 2021; now be it

RESOLVED, that this Legislature authorizes the Treasurer to set up new monies within the Sheriff's budget from Operation Stonegarden grant as follows:

Revenue		
01.3110.4308.7418	Special Grant Stonegarden FY18	\$61,714
Appropriation		
01.3110.0486.7418	Homeland Security FY18	\$61,714

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 220-520

AUTHORIZING SETTING UP NEW MONEY IN SHERIFF'S STOP-DWI BUDGET

RESOLVED, that the County Treasurer is authorized to set up new monies from NYS STOP-DWI Foundation as reimbursement for 2020 STOP-DWI Super bowl crackdown enforcement patrols, in the Sheriff's STOP-DWI budget, as follows:

Revenue:		
01.3315.2615	STOP-DWI Program	\$722.04
Appropriation:		
01.3315.0486	Special Grants	\$722.04

Moved Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 221-520

AUTHORIZING PURCHASE FROM JAIL'S CAPITAL EQUIPMENT BUDGET AND AUTHORIZING TREASURER TO TRANSFER MONEY INTO THE JAIL'S CAPITAL EQUIPMENT

RESOLVED, that this Legislature authorizes the purchase of Point Blank HI-Lite performance Armor and Carriers from Lawmen Supply company 66 Firemens Way, Poughkeepsie, NY 12603, at a cost of \$14,200 to be paid from Jail's budget line 01.3150.0270 – Capital Equipment, with partial reimbursement to county through Bulletproof Vest grant funding.

FURTHER RESOLVED, that the County Treasurer is authorized to transfer money within appropriated budget account as follows:

From:		
01.3150.0415	Uniform & Cleaning	\$7,810
To:		
01.3150.270	Capital Equipment	\$7,810

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 222-520

AUTHORIZING TREASURER TO SET UP NEW MONIES IN SPECIAL GRANTS SLETPP FY2019 AND TRANSFER MONEY INTO THE PUBLIC SAFETY COMMUNICATION'S SYSTEM BUDGET

RESOLVED, That this Legislature authorizes the County Treasurer to set up new monies into the Special Grants SLETPP FY2019 budget (01.3110) as a result of the grant award as follows;

Revenue:		
01.3110.4308.5319	Homeland Security SLETPP FY19	\$3,767.24
Appropriation:		
01.3110.0486.5319	Special Grants SLETPP FY19	\$3,767.24

RESOLVED, that this Legislature authorizes the County Treasurer to transfer money to reallocate for the purchase of upgrading computer Dispatch and the IAM Responding to enhance Dispatch capabilities during this New York State of Emergency pandemic to be paid from Public Safety Communication's System budget line 01.3020.0250.0000-Other Equipment with appropriated budget account as follows:

From:		
01.3110.0486.5319	Special Grants SLETPP FY2019	\$3,441.93
To:		
01.3020.0250.000	Other Equipment	\$3,441.93

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 223-520

AUTHORIZING THE SHERIFF TO PURSUE ACQUISITION OF THREE SHERIFF PATROL VEHICLES

RESOLVED, that this Legislature does hereby authorize the Sheriff to proceed with acquiring a lease purchase and up fitting of three Sheriff patrol vehicles and be it

FURTHER RESOLVED, that this legislature authorizes the County Treasurer to negotiate the financing for these future purchases; which will

be subject to the review and approval of the Chief Administrative Officer.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 224-520

**APPROVING AGREEMENTS BETWEEN PUBLIC DEFENDER AND
NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES**

RESOLVED, that this Legislature approves the following Agreements between the Orleans County Public Defender and NYS Office of Indigent Legal Services, A.E. Smith Building, 11th Floor, 80 South Swan Street, Albany, New York 12210:

Contract #C900034 for 1/2 of the salary for the 3rd Public Defender in the amount of 78,219.00, effective for a term of January 1, 2019 through December 31, 2021.

Contract #C100034 for 1/2 of the salary for the 3rd Public Defender in the amount of \$78,219.00, effective for a term of January 1, 2020 through December 31, 2022.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTON NO. 225-520

**SUPERCEDING, REPLACING AND MODIFYING RESOLUTION NO.
537-1219 AND RESOLUTION NO. 186-420 CONCERNING
AUTHORIZING EXECUTION OF SECRETARIAL SERVICE
CONTRACT FOR ORLEANS COUNTY PUBLIC DEFENDER AND
AUTHORIZING RENTAL AGREEMENT**

WHEREAS, Resolution No. 186-420 approved an amendment to Resolution No. 537-1219, modifying the terms of the previous Secretarial Services Agreement; now be it

RESOLVED, that this Legislature does hereby agree to supersede, replace and modify Resolution No. 186-420; and be it

FURTHER RESOLVED, that the Chairman of the Legislature is authorized to execute, on behalf of the County, an Agreement and an Office Rental Agreement with the Orleans County Public Defender's Office, retroactive to May 1, 2020, to account for rent associated with the office space for the Public Defender's Office, including the allocation of said rent; and be it

FURTHER RESOLVED, that the Public Defender's Office shall prepare a monthly voucher for rent and the Public Defender's Office shall submit a Claim for Payment to Indigent Legal Services for reimbursement in the amount of \$1,378.12 per month; and be it

FURTHER RESOLVED, that said reimbursement for rent shall be included in Contract #CSTWIDEHH33.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

Note: Public Defender has moved to the old Legislature Office and we are no longer paying rent on Main Street in Albion.

RESOLUTION NO. 226-520

AUTHORIZING EMERGENCY MANAGEMENT TO PURCHASE THREE (NEW) PROPANE TANKS, REQUIRED REGULATORS, FITTINGS AND INSTALLATION FOR THE ORLEANS COUNTY TARGETED GRANT RADIO PROJECT AND AUTHORIZING TREASURER TO SET UP GRANT FUNDS

WHEREAS, Resolution No 85-219 approved the acceptance of the SICG ST18 Targeted Grant for the Orleans County Radio Communications Project which includes 3 new tower sites: now be it

RESOLVED, that this Legislature approves the purchase and installation the of three (3) above ground 1000 gallon Propane Tanks, required regulators, fittings and installation of supply line from Ferrellgas, 655 Ellicott St., Batavia NY 14020 in the amount not to exceed 21,000 for the Orleans County Emergency Management Public Safety Radio System, located in various municipalities in Orleans County; and be it

FURTHER RESOLVED, that this Legislature authorizes the

Treasurer to set up 2019 State Interoperable Communications “Formula” Grant funds, due to the propane tanks to be paid from these grant funds, as follows:

Revenue

01.4309.1974 Statewide Interop Communications Grant \$21,000

Appropriation

01.3640.486.1974 Special Grants – DHSES FY2019 \$21,000
Formula Grant

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 227-520

APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES AND VARIOUS AGENCIES

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

Kids Peace National Center for Kids in Crisis, 4085 Independence Drive, Schnecksville, PA 18078 for the provision of therapeutic foster care services; to be effective July 1, 2020 through June 30, 2021 at rates established by the New York State Office of Children and Family Services. Reimbursement will vary by child’s eligibility for State and Federal funding.

New Directions Youth & Family Services, 356 Main Street, Randolph, NY 14772 for the provision of residential foster care services; to be effective July 1, 2020 through June 30, 2021 at per diem rates as established by the State, not to exceed \$500,000. County cost will be at a percentage determined by both the program category and the financial eligibility of each child so placed.

Berkshire Farm Center, 13640 Route 22, Canaan, NY 12029 for the provision of residential foster care services; to be effective July 1, 2020

May 27, 2020
Resolutions 202-248

through June 30, 2021 at per diem rates as established by the State, not to exceed \$500,000. County cost will be at a percentage determined by both the program category and the financial eligibility of each child so placed.

Moved, Miller; second, Eick.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 228-520

MODIFYING RESOLUTION 395-919 FOR TEMPORARY SOCIAL WELFARE EXAMINER FOR HEAP AND AUTHORIZING CREATION AND FILLING OF POSITION IN THE DEPARTMENT OF SOCIAL SERVICES

WHEREAS resolution 395-919 authorized the creation of a temporary Social Welfare Examiner for the Home Energy Assistance Program (HEAP) through April 30, 2020 in the Department of Social Services; and

WHEREAS the Governor has extended the HEAP season as well as funding for implementation of the Home Energy Assistance Program (HEAP); therefore be it

RESOLVED, that this Legislature does hereby authorize the extension of the temporary Social Welfare Examiner for the Home Energy Assistance Program (HEAP) through May 27, 2020; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the creation of a permanent Part-time Social Welfare Examiner position for the implementation of the Home Energy Assistance Program (HEAP), at Grade 13 of the CSEA Salary Schedule, to be reimbursed with 100% Federal Funds, effective May 28, 2020; and be it

FURTHER RESOLVED that this Legislature does hereby authorize the filling of this newly created permanent position.

Moved, Miller; second, Eick.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 229-520

APPROVING AGREEMENTS BETWEEN OFFICE FOR THE AGING DEPARTMENT AND HOSPICE OF ORLEANS

WHEREAS, Resolution No. 168-320 was adopted on March 25, 2020 by the Orleans County Legislature which pre-authorized the Chairman to execute any agreements that related to the Coronavirus following consultation with the Chief Administrative Officer and County Attorney; now be it

RESOLVED, that this Legislature does hereby authorize an agreement between the Office For The Aging and Hospice of Orleans, 14080 Route 31 W, Albion, NY 14411 - Orleans County Office for the Aging's subcontractor to provide Meals through their nutrition program from May 1, 2020 to April 30, 2021 to residents needing meals, Hospice of Orleans will reimburse Orleans County Office for the Aging per meal. County cost \$0 – Revenue Source.

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 230-520

APPROVING RENEWAL AGREEMENTS BETWEEN OFFICE FOR THE AGING AND VARIOUS AGENCIES

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Office for the Aging and various agencies:

Independent Living Services (ILS)-iCircle, 521 Fifth Avenue, 3rd Floor, New York, NY 10175 - OFA subcontractor to provide Meals on Wheels and/or Personal Emergency Response System from May 1, 2020 to April 30, 2021 to clients needing services, iCircle will reimburse Orleans County Office for the Aging per home delivered meal and for Personal Emergency Response System. The county is approving an agreement for an initial term of one year with up to four additional one year renewals, to be reviewed in 2021. County cost \$0 – Revenue Source.

Fidelis Care, 95-25 Queens Boulevard, Rego Park, NY 11374 - OFA subcontractor to provide Meals on Wheels and/or Personal Emergency Response System from May 1, 2020 to April 30, 2021 to clients needing services, Fidelis will reimburse Orleans County Office for the Aging per

May 27, 2020
Resolutions 202-248

home delivered meal and for Personal Emergency Response System. The county is approving an agreement for an initial term of one year with up to four additional one year renewals, to be reviewed in 2021. County cost \$0 – Revenue Source.

ErieNiagara MLTCP, Inc., dba Kalos Health- 2424 Niagara Falls Blvd, Niagara Falls, NY 14304 -OFA subcontractor to provide Meals on Wheels and/or Personal Emergency Response System from April 1, 2020 to March 31, 2021 to clients needing services, ErieNiagara, MLTCP, Inc. will reimburse Orleans County Office for the Aging per home delivered meal and for Personal Emergency Response System. The county is approving an agreement for an initial term of one year with up to four additional one year renewals, to be reviewed in 2021. County cost \$0 – Revenue Source.

Nascentia Health, formally VNA Homecare Options, Llc, 1050 W. Genesee Street, Syracuse, NY -OFA subcontractor to provide Meals on Wheels and/or Personal Emergency Response System from May 1, 2020 to April 30, 2021 to clients needing services, VNA Homecare Options, LLC., will reimburse Orleans County Office for the Aging. The county is approving an agreement for an initial term of one year renewals, to be reviewed in 2022. Revenue source, County cost is \$0.

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 231-520

AUTHORIZING THE COUNTY COMMISSIONER OF PUBLIC WORKS TO BE THE EQUITABLE BUSINESS OPPORTUNITIES ADMINISTRATOR

WHEREAS, the NYS Department of Transportation has implemented a web-based civil rights reporting system called EBO (Equitable Business Opportunities) to streamline and reduce the efforts required by the construction and engineering industry to satisfy the civil rights requirements; and

WHEREAS, the NYS Department of Transportation requires a “Primary User” to be personally responsible for the usage of the NYSDOT’s EBO System; therefore be it

RESOLVED, that this Legislature appoints John Papponetti,

Commissioner of Public Works, the EBO (Equitable Business Opportunities) Administrator.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 232-520

APPROVING AGREEMENT BETWEEN DEPARTMENT OF PUBLIC WORKS AND STEPHENSON EQUIPMENT, INC.

RESOLVED, that this Legislature does hereby approve an agreement with the Department of Public Works and Stephenson Equipment Inc., 6108 Drott Drive, Syracuse, New York 13057 for a Roller Rental from June 1, 2020 through October 31, 2020; NYS OGS Rental Award #PC67217 at a cost of \$4,500.00/month; and be it

FURTHER RESOLVED, there will be a partial reimbursement through the Consolidated Highway Improvement funds and town payments.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 233-520

APPROVING AGREEMENT BETWEEN THE ORLEANS COUNTY DEPARTMENT OF PUBLIC WORKS AND LABELLA ASSOCIATES FOR A FUEL FARM FEASIBILITY STUDY

WHEREAS, Resolution No. 47-217 approved Labella Associates to perform various professional services for the County on an as needed basis; therefore be it

RESOLVED, that this Legislature hereby approves a Fuel Farm Feasibility Study between the Department of Public Works and Labella Associates, 300 State Street, Rochester, New York 14614 to provide design services to develop a plan with options in replacing existing fuel island canopy and its surrounding fuel equipment. Contract period: Upon notice to proceed through July 31, 2020, cost not to exceed \$20,000.00; to be paid out of the Fuel Farm Machinery budget account 04.5140.0470; and be it

May 27, 2020
Resolutions 202-248

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

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 234-520

AMENDING RESOLUTION NO. 53-120 AUTHORIZING PURCHASE OF A PETERBILT TRACTOR

WHEREAS, Resolution No. 53-120 approved a purchase of a Peterbilt Tractor between the Department of Public Works and Hunter Buffalo Peterbilt; and

WHEREAS, there has been a change in the standard option, year and cost of this purchase; and therefore be it

RESOLVED, that this Legislature authorizes amending this purchase to be a 2021 Peterbilt Tractor, Model #567 from Hunter Buffalo Peterbilt, 2370 Walden Avenue, Buffalo, NY 14225; to be purchased under the Sourcewell Contract #081-716-PMC at a cost of \$154,868.00; County Cost \$.00; Requisition #1334; to be paid out of the 04.5130.0270 Budget Account.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 235-520

AMENDING RESOLUTION NO. 104-220 BETWEEN DEPARTMENT OF PUBLIC WORKS AND EMERGENCY POWER SYSTEMS

WHEREAS, Resolution no. 104-220 approved an agreement between Department of Public Works (Buildings and Grounds Division) with Emergency Power Systems – EPS, 300 Mile Crossing Road, Rochester, NY 14624 for providing inspection and maintenance of generators owned by Orleans County at various facilities at a cost of \$5,800.00; to be effective March 1, 2020 through February 28, 2021; now

be it

RESOLVED, that this Legislature authorizes amending this agreement reflecting a total cost of \$5,950.00; to be paid out of the 01.1620.0447 Budget Account.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 236-520

AUTHORIZING REPAIR SERVICE FROM THE DEPARTMENT OF PUBLIC WORKS BUDGET

RESOLVED, that this Legislature approves a service repair bill from Southworth-Milton, Inc., P.O. Box 3851, Boston, MA 02241-3851 for the repair of a 2017 CAT CT660S Dump truck for a total cost not to exceed \$10,000; to be paid from the Machinery fund account #04.5130.0444.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 237-520

AUTHORIZING SETTING UP NEW MONEY IN THE DEPARTMENT OF PUBLIC WORKS BUDGET

RESOLVED, that the County Treasurer is authorized to set up new money in the Department of Public Works Road and Machinery Fund budget accounts due to monies received for labor, equipment and material costs for the 911 Radio Tower Site project as follows:

Revenue:		
03.5110.1286	Site Work Services	\$10,495.46
04.5130.1286	Site Work Services	\$40,353.08
Appropriation:		
03.5120.0470	Capital Projects	\$10,495.46
04.5130.0270	Capital Equipment	\$40,353.08

May 27, 2020
Resolutions 202-248

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 238-520 – (RESCINDED BY RES NO. 316-720)

AUTHORIZING SETTING UP NEW MONEY IN THE DEPARTMENT OF PUBLIC WORKS BUDGET

RESOLVED, that the County Treasurer is authorized to set up new money in the Department of Public Works Machinery Fund budget account due to monies received for equipment costs on the 911 Radio Tower Site project as follows:

Revenue:		
04.5130.1286	Site Work Services	\$26,907.24
Appropriation		
04.5130.0270	Capital Equipment	\$26,907.24

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 239-520

AUTHORIZING PAYMENTS FROM CAPITAL PROJECT INFRASTRUCTURE PROJECTS ACCOUNT

RESOLVED, that this Legislature authorizes the following payment(s) to be made from account H5120.250, Capital Project – Infrastructure Project – Bridge Replacement Program:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$3,403.00	Labella Associates	Professional Services Lakeshore Road Bridge Replacement

FURTHER RESOLVED, that this Legislature authorizes the following payment(s) to be made from account H5120.251, Capital Project – Infrastructure Project – Culvert Improvements:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$11,199.54	National Grid	Relocation of transmission pole for Platten Culverts

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 240-520

AUTHORIZING LEAD AGENCY DESIGNATION FOR ORLEANS COUNTY REDI PROJECT AT POINT BREEZE BOAT LAUNCH REHABILITATION PROJECT

WHEREAS, the Point Breeze Boat Launch is located on the eastern bank of Oak Orchard Creek, near the mouth of the creek, in the Town of Carlton; and

WHEREAS, the Point Breeze Boat Launch is owned and managed by Orleans County as an important asset for the community which is used consistently throughout the summer and periodically during the other seasons as a recreational resource for residents and visitors; and

WHEREAS, the Boat Launch is an important element of the County's tourism economy; and

WHEREAS, there have been multiple reported cases of launch closures due to the floating docks becoming inaccessible when water levels rise above the concrete abutments at the site; and

WHEREAS, the current ramp design is not flood resilient, and boaters cannot access the floating docks from the ramp or roadway during high water levels without having to enter the water; and

WHEREAS, it has been determined that the current boat launch design should be improved so that access to floating docks can be achieved without issue during varying water levels; and

WHEREAS, failure to rehabilitate the Point Breeze Boat Launch could deter current and future users from utilizing the facilities, especially during months of April through October months where boating activity is usually at the highest, with negative impacts to economic activity; and

WHEREAS, Orleans County proposes to rehabilitate the Point

May 27, 2020
Resolutions 202-248

Breeze Boat Launch for the purposes of public health and safety, to protect local infrastructure and in support of regional economic development; and

WHEREAS, Orleans County has had an engineering study conducted to investigate the most appropriate alternative to increase the resiliency of the Boat Launch; and

WHEREAS, New York State is providing grant funding to Orleans County to support the implementation of the Point Breeze Boat Launch Rehabilitation project under the Lake Ontario Resiliency and Economic Development Initiative program; and

WHEREAS, the Orleans County Legislature desires to serve as the SEQR Lead Agency for the proposed project.

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature, in accordance with the New York State Environmental Quality Review Act (SEQRA), hereby authorizes the completion of an Environmental Assessment Form (EAF) Part 1 and the initiation of a Coordinated Review to establish the Orleans County Legislature as Lead Agency for the proposed project and to prepare a mailing to identified potential Involved and potential Interested Agencies in order to receive comment on the Lead Agency Designation and the proposed project.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 241-520

AUTHORIZING LEAD AGENCY DESIGNATION FOR ORLEANS COUNTY REDI PROJECT FOR LAKESHORE ROAD IMPROVEMENTS

WHEREAS, Lakeshore Road in the Town of Carlton is a major thoroughfare for the community and is one of the main routes to Point Breeze; and

WHEREAS, a significant section of Lakeshore Road is located on a bluff along the southern shore of Lake Ontario; and

WHEREAS, wave and horizontal ice pressure have continuously eroded the toe of the bluff causing sloughing and creating a hazardous

situation for Lakeshore Road, along with damage to public utilities and private property; and

WHEREAS, this erosion of the bluff has at its closest points reached within approximately 16 feet from the edge of Lakeshore Road pavement, creating hazardous conditions for Orleans County residents and visitors; and

WHEREAS, Orleans County proposes to reconstruct Lakeshore Road for the purposes of public health and safety; and

WHEREAS, Orleans County has had an engineering study conducted to investigate the most appropriate alternative to increase the resiliency of approximately 1,550 linear feet of Lakeshore Road in order to protect the roadway, public utilities and private property; and

WHEREAS, New York State is providing a grant to Orleans County to advance the Lakeshore Road project under the Lake Ontario REDI program; and

WHEREAS, the Orleans County Legislature desires to serve as the SEQR Lead Agency for the proposed shoreline protection project.

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature, in accordance with the New York State Environmental Quality Review Act (SEQRA), hereby authorizes the completion of an Environmental Assessment Form (EAF) Part 1 and the initiation of a Coordinated Review to establish the Orleans County Legislature as Lead Agency for the proposed project and to prepare a mailing to identified potential Involved and potential Interested Agencies in order to receive comment on the Lead Agency Designation and the proposed project.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 242-520

APPROVING AGREEMENT BETWEEN ORLEANS COUNTY BOARD OF ELECTIONS AND NEW YORK STATE BOARD OF ELECTIONS

WHEREAS, Resolution No. 168-320 was adopted on March 25,

May 27, 2020
Resolutions 202-248

2020 by the Orleans County Legislature which pre-authorized the Chairman to execute any agreements that related to the Coronavirus following consultation with the Chief Administrative Officer and County Attorney; and

WHEREAS, the Board of Elections department has applied for the HAVA CARES COVID – 19 Grant in the amount of \$46,021.67; now be it

RESOLVED, that this Legislature approves the grant acceptance between the Orleans County Board of Elections department and New York State Board of Elections for a contract period of March 28, 2020 through December 31, 2020 to be used to prevent and prepare for and respond to the Covid-19 for the 2020 Federal election cycle; 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:		
01.1450.4215.2683	Election Services	\$46,021.67
Appropriation:		
01.1450.0486	Special Grants – “HAVA Cares COVID-19 Grant	\$46,021.67

Moved Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 243-520

APPROVING RENEWAL AGREEMENT BETWEEN ORLEANS COUNTY AND PARK STRATEGIES, LLC

RESOLVED, that this Legislature approves a renewal agreement between Orleans County and Park Strategies, LLC, 121 State St, 3rd Floor, Albany, NY 12207, to provide State Government Affairs Services for Orleans County, in the amount of \$5,000 per month; effective June 1, 2020 through December 31, 2020 to be paid from Legislature Account – A1010.418 – Other Contractual Expenses; and be it

FURTHER RESOLVED, that this Legislature approves a renewal agreement between Orleans County and Park Strategies, LLC, 121 State St, 3rd Floor, Albany, NY 12207, to provide Federal Government Affairs

Services for Orleans County, in the amount of \$2,500 per month; effective June 1, 2020 through December 31, 2020 to be paid from Legislature Account – A1010.418 – Other Contractual Expenses; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman to execute this agreement with Park Strategies, subject to the review and approval of the County Attorney and Chief Administrative Officer.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 244-520

AUTHORIZING PAYMENTS FROM CAPITAL PROJECT COUNTY OFFICE BUILDING ADDITION AND RENOVATIONS ACCOUNT

RESOLVED, that this Legislature authorizes the following payments to be made from account H1610.250, Capital Project – County Office Building Addition and Renovations Account:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$1,453.62	Wendel A/E/S/LA, PC	WD Professional Services, 3/1/20-3/29/20, Inv #500758 – Project Coordination Labor, and reimbursable expenses.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 245-520

AUTHORIZE AND DIRECT COUNTY DEPARTMENTS TO MODIFY OPERATIONS DUE TO COVID-19

WHEREAS, Andrew M. Cuomo, Governor of the State of New York declared a Disaster Emergency in the State of New York to address the threat that COVID-19 poses to the health and welfare of its residents and visitors; and

WHEREAS, the Orleans County Legislature is determined to

provide services to our residents in a safe and healthy environment for both our employees and our residents; now be it

RESOLVED, that this Legislature hereby directs the following Departments and locations to begin using an exterior lockbox to assist the public to transact business in a timely and socially distance manner beginning Monday, June 8th:

- County Office Building: one lockbox for Department of Motor Vehicles, one lockbox for Social Services and one general lockbox for the building
- Central Hall: one lockbox for the Treasurer's Office; and be it

FURTHER RESOLVED, that Departments shall begin the process to accept appointments from the public so that business transactions may be conducted in the most safe and healthy environment as possible for employees and the public beginning Wednesday, June 10th or as modified by a Governor's executive order to allow such activity, whichever is later; and be it

FURTHER RESOLVED, that County operations shall continuously be modified in accordance with Centers for Disease Control and Prevention and the New York State Department of Health guidance and be it

FURTHER RESOLVED, all such modifications by Departments shall be coordinated and approved by the Chief Administrative Officer.

Moved Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

The below resolution will be withdrawn and will be referred to the Public Safety Committee.

RESOLUTION NO. 246-520 - WITHDRAWN

SUPPORTING A.6215/S.5459 TO AMEND THE VEHICLE AND TRAFFIC LAW IN RELATION TO ACCESSIBLE PARKING SPACE REQUIREMENTS FOR PERSONS WITH DISABILITIES AND ENFORCEMENT OF ILLEGAL PARKING

WHEREAS, State Senator Patty Ritchie and Assemblyman Will Barclay have introduced S.5459/A6215, which will update accessible parking requirements to bring New York State law in line with the

Americans with Disabilities Act (ADA) and International Building Code as adopted by New York State; and

WHEREAS, under current 1981 law, shopping facilities with more than five stores and at least twenty parking spaces must designate 5% or ten spaces (whichever is less) as accessible parking spaces, and law enforcement can ticket and or tow violators if a local law is in place; and

WHEREAS, current law does not align with International Building Code, and local law enforcement is often unable to ticket violators if no local law is in place, creating unnecessary hardships for persons with disabilities; and

WHEREAS, the term "handicapped" is no longer a phrase used when referring to persons with disabilities; and

WHEREAS, the proposed legislation amends Section 1203-c of the vehicle and traffic law to give law enforcement the authority to ticket and tow illegally parked vehicles in spaces and access aisles designated for persons with disabilities, and removes the provision that accessible parking requirements only apply to shopping centers or facilities with five separate retail stores; and

WHEREAS, the proposed legislation clarifies that the number of accessible parking spaces shall be in compliance with the International Building Code as adopted by New York State; and

WHEREAS, the proposed legislation amends section 1203 of the Vehicle and Traffic Law to replace the term "handicapped" with the term "persons with disabilities; now, therefore, be it

RESOLVED, that the Orleans County Legislature does hereby support A.6215/S.5459, which amends the vehicle and traffic law in relation to accessible parking space requirements for persons with disabilities and enforcement of illegal parking; and be it

FURTHER RESOLVED, that copies of this resolution be sent to the counties of New York State encouraging member counties to enact similar resolutions; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall forward copies of this resolution to Governor Andrew M. Cuomo, Senator Robert Ort, Assemblyman Steve Hawley, Assemblyman Michael Norris, NYSAC, and all others deemed necessary and proper.

Moved, Draper; second,

RESOLUTION NO. 247-520

AUTHORIZING PAYMENT OF CLAIMS FOR JUNE 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 June 10, 2020:

Fund/Department	Check Number (s):	Amount:
General	5664-5790	\$432,117.72
Utility Payments	Paid on line	\$1,044.33
Department of Public Works	1688-1700; 3815-3835	\$1,434,956.12
Job Development	3370-3376	\$39,009.14
Self Insurance	63812, 63814, 63823, 63826, 1279	\$50,540.00

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 June 24, 2020:

Fund/Department	Check Number (s):	Amount:
General	5791-5872	\$168,980.05

Utility Payments	Paid on line	\$12,316.28
Department of Public Works	1701-1708; 3836-3857	\$97,294.40
Job Development	3377-3386	\$6,262.67
Self Insurance	63902-63903; 1280-1281	\$417.60

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

The following add on resolution was presented for adoption:

RESOLUTION NO. 248-520

APPROVING APPOINTMENTS TO MEDICAL SCHOLARSHIP COMMITTEE

RESOLVED, that this Legislature does hereby approve the appointments of the following members to the Medical Scholarship Committee:

<u>Name</u>	<u>Representing</u>	<u>Term:</u>
Joseph Misiti, MD	Doctor	6/1/2020-5/31/2022
Dale Sponaugle, MD	Doctor	6/1/2020-5/31/2022
Dawn Meland	At Large	6/1/2020-5/31/2024
Cindy Perry	At Large	6/1/2020-5/31/2023
Sue Starkweather	At Large	6/1/2020-5/31/2023
Kathy Bogan	At Large	6/1/2020-5/31/2024
Katie Driesel	Education	6/1/2020-5/31/2022
Aaron Slack	Education	6/1/2020-5/31/2023
Lynne Johnson	Chair, Legislature	6/1/2020-12/31/2021

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Johnson requested that the Medical Scholarship Committee resolution be mailed to Orleans Community Health.

Chairman Johnson called for any unfinished business or comments from the public. There were none. Legislator DeRoller moved to adjourn; second by Legislator Allport. Meeting adjourned at 5:15 p.m.

LEGISLATURE MEETING

June 24, 2020

Chairman Johnson called the meeting to order at 4:30 PM. After the pledge to the flag, Legislator DeRoller called for a moment of silence to remember those that have passed due to suffrage of Covid 19 and then led the invocation. The Clerk called the roll and all Legislators were present, with the exception of Legislator Miller who was participating by zoom teleconferencing.

The Clerk presented the following communications: The Orleans County Legislature would like to extend a thank you to the following people for volunteering their time with the weekly Foodlink Countywide Food Distributions, which include: Orleans County Office for the Aging Staff and Volunteers; Community Action of Genesee and Orleans Staff and Volunteers; Village of Albion Mayor Eileen Banker and Albion Trustee Stan Farone; Assemblyman Steve Hawley; Volunteers and Staff of the Calvary Cupboard in Medina; Members of Calvary Tabernacle Assembly of God Church; Orleans County YMCA staff; Attorney Lance Mark; Bentley Brothers, Inc. staff; Claims Recovery Financial Services-CRFS staff; Orleans Community Health Foundation staff; and all other individuals from the Community who have stepped up to volunteer. These distributions would not be possible if we did not have the volunteers to assist. If anyone is interested in assisting on Friday's in July and August, please contact Melissa Blonar at the Orleans County Office for the Aging, 589-3191.

Kim DeFrank, Orleans County Treasurer, has forwarded a listing of Real Property Tax Refunds, in the amount of \$3,059.53, that has been reviewed and authorized by her office. She has also filed the year-end adjustments for 2019 and has filed the list of Inter Fund loans issued from May 21, 2020 to date as directed in Resolution No. 175-418 in the Clerk of the Legislature Office.

A thank you was received from Bob and Trudy Slocum, Kendall, sharing their appreciation of the DPW staff for their courteous and quick response to some highway issues they brought attention to.

Bill Carpenter, CEO of RTS has announced the reopening of Orleans Transit Services effective Wednesday, July 15th to where fares will begin regular collection with no increase. They will continue requiring employees and customers to wear facemasks on their buses.

Chairman Johnson shared an email she received from Russell Peters, Alabama Full Gospel Fellowship, expressing his appreciation of the Orleans County Legislature of what they have been doing to protect the citizens of Orleans County during this pandemic.

Treasurer DeFrank distributed an Analysis of Monthly Cash Receipts and Disbursements through May, 2020. She reported that our cash flow is what is expected. The sales tax receipts in June was down 31% on June 5th and 24% on June 15th. Comparing these to May, these seem to be less. In looking towards the Phase 3 opening, she said she in anxious to see where the sales tax receipt payments will be. As always, Treasurer DeFrank reported that she will be keeping a close watch on our cash and she is hoping the State will release more of our bigger claims.

Chairman Johnson inquired if our Treasurer noticed any deductions from our state aid checks. Treasurer DeFrank stated she has not and added that what claims we have been paid on have been paid in full.

Chairman Johnson called for open discussion as it related to the resolutions. In hearing no comments offered by our public on the zoom call, Legislator Allport moved to add three resolutions to the agenda; second by Legislator Eick. Motion carried.

The following resolutions were presented for adoption:

RESOLUTION NO. 249-620

AUTHORIZING CREATING AND FILLING A TEMPORARY PART-TIME POSITION IN THE REAL PROPERTY TAX SERVICE

WHEREAS, Andrew M. Cuomo, Governor of the State of New York declared a Disaster Emergency in the State of New York to address the threat that COVID-19 poses to the health and welfare of its residents and visitors; and

WHEREAS, this pandemic has created uncertainty with our sales tax revenues and our local aid to municipalities from the State of New York; now be it

June 24, 2020
Resolutions 249-286

RESOLVED, that this Legislature authorizes the creation of one part-time temporary Clerk in Real Property Tax Service 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 Real Property Tax Service effective July 1, 2020; and be it

FURTHER RESOLVED, that this temporary position will be abolished on September 30, 2020.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 250-620

AUTHORIZING COMPUTER SERVICES TO EXPEND GRANT FUNDS FROM EMERGENCY MANAGEMENT

WHEREAS, the Director of Emergency Management received permission to expend DHSES FY2017 Grant Funds for Cyber Security Training for the Employee base of Orleans County in the amount of \$4,550.00 in accordance with DHSES grant guidelines, and

WHEREAS, the cost of Cyber Security training from the least cost vendor, New Horizons, is \$6,900.00 and additional monies are needed from Computer Services 2020 budget 1680.270 – Capital Projects, in the amount of \$2,350.00; now be it

RESOLVED, that this Legislature authorizes Computer Services to expend DHSES FY2017 Grant Funds for Cyber Security Training as well as additional funds from Computer Services 2020 budget 1680.270 – Capital Projects, with the total value of the training not to exceed \$6,900.00.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 251-620

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 days for these titles and will report the officials to the New York State and Local Retirement System based on their submitted record of activities as follows:

TITLE	NAME	STANDARD WORK DAY (Hrs/day)	Term	Days/month
APPOINTED OFFICIALS				
2 nd Assistant County Attorney	Dana Graber	6	11/14/2019 – 12/31/2021	15.32

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator DeFilipps moved to amend payments that concern the distribution of our upcoming sales tax revenue as presented; seconded by Legislator DeRoller. Chairman Johnson stated that the Covid 19 pandemic has impacted every aspect of our government and economy like no other event in our lifetime. Our county faces a quadruple threat that includes: 1) declining local revenues, especially sales tax, but also hotel occupancy tax, mortgage recording tax, gaming revenue among other revenues; 2) higher spending necessary to respond to this health emergency; 3) the loss of state reimbursements; and 4) the potential of significant losses for small businesses on our main streets that could threaten jobs and our property tax base over the short to mid-term. Until we know we have cash to cover our final sales tax payments, Chairman Johnson expressed that this is just delaying payments until further notice. The following resolution was adopted:

RESOLUTION NO. 252-620

AMENDING RESOLUTION NO. 164 OF THE YEAR 1967 AS AMENDED IN RELATION TO THE DISPOSITION OF ORLEANS COUNTY SALES AND USE TAX REVENUES

WHEREAS, our Country, along with New York State, is facing a Covid-19 pandemic and sales tax revenue has been greatly affected due to New York State on Pause, the County of Orleans has seen a substantial

reduction in sales tax revenue and has no knowledge at this point the actual amount of reduction in upcoming sales tax revenue; now be it

RESOLVED, that Resolution No. 164 of the Orleans County Board of Supervisors adopted November 30, 1967, as amended by Resolution No. 160 of said Board, adopted September 6, 1973, and as further amended by the Orleans County Legislature by Resolution No. 547-1290, adopted December 12, 1990, and Resolution No. 467-1091 of said Legislature, adopted October 23, 1991, and Resolution No. 529-1299 adopted December 29, 1999 be amended as follows:

Subdivision (a) of section fourteen of Resolution No. 164 as enacted in 1967, as amended, in Resolution No. 529-1299 is hereby amended with respect to the calendar year of 2020 as follows.

(a) (2) the quarterly payment of sales tax revenue made to the towns and villages to be paid on or about July 1, 2020 shall be delayed until further notice; and be it

FURTHER RESOLVED, that written notice of the adoption of this Resolution shall be given by the Clerk of the Legislature to the authorities of the Towns and Villages in the County pursuant to Section 1262(e) Tax Law; and be it

FURTHER RESOLVED, that this resolution shall take effect immediately.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 253-620

APPROVING EXTENSION OF AGREEMENT BETWEEN COUNTY TREASURER AND THREE PLUS ONE FOR A COMPREHENSIVE LIQUIDITY ANALYSIS

RESOLVED, that this Legislature approves a two-year agreement extension between the Orleans County Treasurer and Three Plus One, 180 Office Parkway, Pittsford, NY 14534, to provide a comprehensive liquidity analysis as approved in Resolution No. 301-718.

Moved, DeFilipps; second, DeRoller.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 254-620

**AUTHORIZING FILLING A VACANCY IN THE COUNTY
TREASURER'S OFFICE**

RESOLVED, this Legislature does hereby authorize the filling of a vacant Account Clerk position (1325.03) in the County Treasurer's office at Grade 9 of the CSEA salary schedule effective June 25, 2020.

Moved, DeFilipps; second, DeRoller.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 255-620

**AUTHORIZING TREASURER TO SET UP RESERVE MONIES FOR
THE PAYMENT OF BAN COSTS**

WHEREAS, a BAN was issued for remediation related to the Lake Ontario Lakeshore Flooding per resolution 511-1219; and

WHEREAS, the Treasurer now needs to set up the funds to pay for the cost of the borrowing; now, be it

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

From:		
Debt Service Reserve		\$10,815
To:		
08.1380.0418	Other Contractual Expenses	\$10,815

Moved, DeFilipps; second, DeRoller.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator DeRoller moved a resolution to set the date for a public hearing for additions to the Certified County Agricultural District; seconded by Legislator DeFilipps. Planning Director Jim Bensley announced that this is our annual enrollment that we do every year in June. A Farmland Protection Board Meeting will be held before the next Legislative session to make recommendations of the additions. Jim added, that by default we would have the virtual meeting set up just in case attendance is a challenge in the chambers. We will communicate as the legal notice timeframe gets closer as to how we will move ahead. Jim stated it is a grass roots process as it is the owner's decision to be placed in the district, no one is going to be put into the district against their will. That means, we do not usually have too many public comments. Legislator DeRoller added that at this time we have three letters of intent to add 185.7 acres into the district. Our current district includes about 17,000 acres in the agricultural district; representing about 48% land mass which proves that Agriculture is important in our county and this gives farmers the continued protection by being in the Ag District. The following resolution was adopted:

RESOLUTION NO. 256-620

**SETTING DATE FOR PUBLIC HEARING FOR ADDITION TO
CERTIFIED COUNTY AGRICULTURAL DISTRICT**

RESOLVED, that a public hearing will be held by this Legislature to consider requests for inclusion of additional agricultural lands in certified County Agricultural District on the 22nd day of July at 4:20 PM at the Legislative Chambers, 14016 Route 31 West, 2nd Floor, Albion, New York, and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall publish notice of said hearing in the official County newspaper.

Moved, DeRoller; second, DeFilipps.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 257-620

**AUTHORIZING TREASURER TO SET UP NEW MONEY IN THE
MENTAL HEALTH BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new monies in the Mental Health budget for the setup of revenue and expense for Finger Lakes Performing Provider System money received as follows:

Revenue:		
01.4310.1625	Misc. Revenue	\$18,735
Appropriation:		
01.4310.0418	Other Contractual	\$18,735

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 258-620

AUTHORIZING FILLING VACANCY IN THE MENTAL HEALTH DEPARTMENT

RESOLVED, that this Legislature authorizes the filling of a part time Receptionist position (4310.40) in the Mental Health Department at Grade 7 of the CSEA salary schedule effective June 25, 2020.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Allport moved to approve Donald Snyder to continue his services on the Community Services Board; seconded by Legislator Draper. Legislator DeRoller added that Mr. Snyder is a great resource on this board. The following resolution was adopted:

RESOLUTION NO. 259-620

APPROVING REAPPOINTMENT TO THE COMMUNITY SERVICES BOARD

RESOLVED, that this Legislature does hereby approve the reappointment of Donald Snyder to the Community Services Board, to serve a second term to begin retroactive May 28, 2020 and ending May 27, 2024.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 260-620

**APPROVING AGREEMENT BETWEEN THE HEALTH DEPARTMENT
AND QUICKSERIES PUBLISHING**

RESOLVED, that this Legislature approve agreements between the Health Department and Quickseries Publishing, 5100 North West 33rd Avenue, Suite 247 Ft. Lauderdale, Florida 33309. This Contract is for continued service with EOC Ready System App license with Spanish translation. Cost to be shared equally with Public Health and the Emergency Management office (EMO). Public Health reimbursement from state Aid. EMO expense reimbursement from SHSPFY-19 grant per county approval. Term to run July 1, 2020 through June 30, 2021. No County Cost.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 261-620

**APPROVING AGREEMENT BETWEEN PROBATION DEPARTMENT
AND AUTOMON CORPORATION**

RESOLVED, that this Legislature approves an agreement between Probation Department and Automon Corporation, 6621 N. Scottsdale Rd. Scottsdale, AZ 85250, for a maintenance contract to maintain the Probation Case Management System (Caseload Explorer) for the term of June 21, 2020 through June 20, 2021 at a cost of \$7,042.44.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 262-620

**APPROVING GRANT EXTENSION FOR STONEGARDEN FY17 AND
AUTHORIZING TREASURER TO SET UP NEW MONEY WITHIN
THE SHERIFF'S BUDGET**

WHEREAS, Resolution No. 31-119 authorized the Orleans County Sheriff to participate in and accept the grant agreement between the New York State Division of Homeland Security and Emergency Services for Operation Stonegarden FY2017 in the amount of \$56,904.77 on grant SG17-1014-DOO, Contract # C838779, effective September 1, 2017 through August 31, 2020; now be it

RESOLVED, that the Chairman is authorized to e-sign Amendment X for a grant extension on grant SG17-1014-D01 to be effective through June 30, 2021; and be it

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to set up new monies within the Sheriff's budget from Operation Stonegarden grant as follows:

Revenue:		
01.3110.4308.7417	Special Grant – Stonegarden 17	\$56,904.77
Appropriation:		
01.3110.0486.7417	Homeland Security 17	\$56,904.77

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 263-620

AUTHORIZING THE SHERIFF'S OFFICE TO LEASE THREE VEHICLES FOR SHERIFF PATROL

WHEREAS, Resolution No. 223-520 authorized the Sheriff to pursue acquisition of three Sheriff Patrol vehicles and authorizing the County Treasurer to negotiate the financing; now be it

RESOLVED, that this Legislature authorizes the Sheriff's Office to purchase two (2) new 2020 V8 Dodge Durango pursuit at the government discount rate which includes up fitting in the amount of \$48,066.48 each and one (1) new 2020 F-150 Police Responder 4x4 145" WB XL (W1P) at the government discount rate which includes up fitting in the amount of

June 24, 2020
Resolutions 249-286

\$50,583.66 from TRI STAR MOTORS 930 Route 22 West Blairsville, Pennsylvania, 15717 for a grand total amount of \$146,716.62; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman and the County Treasurer to execute the Lease Agreement with Municipal Leasing Consultants, 7 Old Town Lane, Grand Isle, VT 05458, expenses payable in three annual payments, in the amount of \$50,439.47 to be paid in the years 2020, due at closing, through 2022; and be it

FURTHER RESOLVED, that this Legislature authorizes the payment of \$945 for the documentation and escrow fee.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 264-620

AUTHORIZING FILLING VACANCIES IN THE SHERIFF'S OFFICE/JAIL

WHEREAS, a Correction Lieutenant is retiring in the Sheriff's Department; therefore be it

RESOLVED, that this Legislature authorizes the filling of a vacant full time Correction Lieutenant position (3150.02) in the Sheriff's Department at a Grade 8 of the OCSEA Salary Schedule, effective June 30, 2020; and be it

FURTHER RESOLVED, that this Legislature, subsequent to the filling of the vacant Correction Lieutenant position authorizes the filling of a vacant full time Correction Sergeant First Class position (3150.42) in the Sheriff's Department at a Grade 7 of the OCSEA Salary Schedule, effective June 30, 2020; and be it

FURTHER RESOLVED, that this Legislature, subsequent to the filling of the vacant Correction Sergeant First Class position, authorizes the filling of a vacant full time Correction Sergeant position (3150.10) in the Sheriff's Department at a Grade 6 of the OCSEA Salary Schedule, effective June 30, 2020; and be it

FURTHER RESOLVED, that this Legislature, subsequent to the filling of the vacant full time Correction Sergeant position, authorizes the

filling of a vacant full time Correction Officer position (3150.12) in the Sheriff's Department at a Grade 5 of the OCSEA Salary Schedule, effective June 30, 2020 and be it

FURTHER RESOLVED, that this Legislature, subsequent to the filling of the vacant full time Correction Officer position, authorizes the filling of a vacant part time Correction Officer position (3150.37) in the Sheriff's Department at an hourly rate of \$15.07, effective June 30, 2020.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 265-620

APPROVING APPOINTMENTS TO THE STOP-DWI COMMITTEE

RESOLVED, that this Legislature approves the following appointments to the STOP-DWI Committee effective through June 30, 2022 and be it,

Christopher M. Bourke	Sheriff
Jeffrey Gifaldi	Chief Deputy
John C. Welch, Jr.	Chief Administrative Officer
Skip Draper	County Legislator/Public Safety Chairman
Joseph Cardone	District Attorney
Luci Taylor-Welch	Director of Probation
Roland Nenni	Albion & Holley Police Chief
Chad Kenward	Medina Police Chief
Kathy Hodgins	GCASA
Jocelyn Sikorski	Genesee/Orleans County Youth Bureau

FURTHER RESOLVED, that this Legislature approves the appointment of Christopher Bourke as Chairman of the STOP-DWI Committee.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 266-620

June 24, 2020
Resolutions 249-286

**APPROVING AGREEMENT BETWEEN PUBLIC DEFENDER AND
NEW YORK OFFICE OF INDIGENT LEGAL SERVICES**

RESOLVED, that this Legislature approves an extension agreement between the Orleans County Public Defender and NYS Office of Indigent Legal Services, A.E., Smith Building, 11th Floor, 80 South Swan St, Albany, NY 12210 for Contract #C2ND634 for Case Manager, contracted investigative services and Assigned Council Administrator for the amount of \$211,863 effective for a term of July 1, 2020 through June 30, 2021.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 267-620

**AUTHORIZING MODIFICATION OF THE JUSTICE COURT LIAISON
AGREEMENT FOR ORLEANS COUNTY PUBLIC DEFENDER AND
AUTHORIZING AN AGREEMENT FOR A DATA OFFICER FOR THE
PUBLIC DEFENDER'S OFFICE AND ASSIGNED COUNSEL
PROGRAM**

WHEREAS, Resolution No. 85-220 approved a Court Liaison agreement with Sandra Gapa effective through February 28, 2021; now be it

RESOLVED, that the agreement approved under Resolution 85-220 is hereby modified by this Resolution and Agreement; and it is

FURTHER RESOLVED, that this Legislature approves an Agreement between the Public Defender's Office and Sandra Gapa to serve as a contracted Justice Court Liaison for the Public Defender's Office, at an annual cost of \$20,000; said amount to be paid in equal monthly installments of \$1,666.66, upon submission of a County Voucher at the end of each month; and be it

FURTHER RESOLVED, that this Legislature approves the same Agreement as it pertains to Sandra Gapa serving as a contracted Data Officer for the purpose of working with the Public Defender's Office and the Assigned Counsel Office to ensure compliance with the data requirements of ILS; at a cost of \$10,300.00 per year; to be paid in quarterly increments of \$2,575.00, upon submission of a County Voucher at the end of each quarter; and be it

FURTHER RESOLVED, that this agreement shall be effective July 1, 2020, through June 30, 2021, and subject to availability of state grant funds for said contract under New York State Office of Indigent Legal Services Contract #CSTWIDEHH33, and any subsequent contract; with no county cost; and be it

FURTHER RESOLVED, that this Agreement will terminate when the grant funding ceases to pay for the cost of this contract.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 268-620

AUTHORIZING ABOLISHING AND CREATING POSITIONS IN THE OFFICE OF THE PUBLIC DEFENDER

RESOLVED, that this Legislature authorizes the abolishing of a part time Public Defender position, Grade 11 of the Management Compensation Plan, effective June 30, 2020; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a full time Public Defender position, Grade 12 of the Management Compensation Plan, effective July 1, 2020.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 269-620

AUTHORIZING APPOINTING THE PUBLIC DEFENDER

RESOLVED, that this Legislature authorizes the appointment of Joanne L. Best, as full-time Public Defender for the Orleans County Public Defender's Office for a partial two (2) year term, effective July 1, 2020 through December 31, 2021, at a Grade 12, Step 6 of the Management Compensation Plan; and be it

June 24, 2020
Resolutions 249-286

FURTHER RESOLVED, that this Legislature authorizes the Public Defender to have an annualized stipend of \$33,780, effective July 1, 2020; and be it

FURTHER RESOLVED, that the stipend paid to the full time Public Defender in the Public Defender's Office shall expire when this stipend is no longer eligible for reimbursement under the grant from the New York State Office of Indigent Legal Services; and be it

FURTHER RESOLVED that the appointee will be treated as an employee that has completed six (6) years of service for the purposes of earning annual leave; and be it

FURTHER RESOLVED, that this position shall be full-time for so long as the additional funding necessary to convert this to a full-time position is available under Contract #CSTWIDEHH33, and any subsequent contract; and be it

FURTHER RESOLVED, that the annual increase in salary and fringe attributed to this increase, which is necessary to convert this position to a full-time position, shall be covered by Contract #CSTWIDEHH33, and any subsequent contract; and be it

FURTHER RESOLVED, that if the annualized stipend is no longer available to cover the additional salary and fringe, this position will revert to a part-time position, at a Grade 11 of the Management Compensation Plan.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 270-620

AWARDING BID FOR ORLEANS COUNTY PUBLIC SAFETY COMMUNICATIONS MAINTENANCE AND APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND RADIO TECHNOLOGIES

WHEREAS, the Emergency Management office advertised for sealed RFP's for the Orleans County Public Safety Communications System Maintenance Labor Only Contract and the only bid received was opened via ZOOM in the Legislative Chambers on Tuesday, May 26, 2020; now be it

RESOLVED, that this Legislature does hereby award the bid and approve the agreement with Radio Technologies 15 Pamda Dr., Rochester, NY 14617 in the amount of \$52,780 for Phase 1 (June 1, 2020 through May 31, 2023) of the RFP for the new Albion, Holley, Kendall and Lyndonville tower sites, which is to be paid from SICG FY 19 Formula Grant Funds; and be it

FURTHER RESOLVED, that the Legislature authorizes the Treasurer to set up State Interoperable Communications Formula FY19 Grant Funds as follows:

Revenue		
01.3640.4309.1974	State Interoperable Communications Formula Grant	\$52,780

Appropriation		
01.3640.0486.1974	Special Grants – SICG FY19 Formula	\$52,780

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 271-620

**AUTHORIZING EXPENDING GRANT FUNDS IN EMERGENCY
MANAGEMENT AND APPROVING TREASURER TO SET UP NEW
MONEY IN THE EMERGENCY MANAGEMENT BUDGET**

RESOLVED, that this Legislature authorizes the Director of Emergency Management to expend SHSP FY2019 Grant Funds in the amount not to exceed \$10,645 for the following Rescue Task Force supplies:

- Trittech Forensics 8770 Trade St., Leland, NC 28451- GSA Contract # GS-007F-0188Y -\$5,436
- Tactical Medical 1250 Harris Bridge Rd., Anderson, SC 29621 GSA Contract # GS07F-0163Y- \$3,797
- Combat Medical 5555 Harrisburg Industrial Park Dr., Harrisburg, NC 28075- GSA Contract # GS-07F-032CA- \$498

June 24, 2020
Resolutions 249-286

- Botach 4775 W. Harmon Ave., Las Vegas, NV 89103 GSA Contract #47QSHA19D003Y- \$910; and be it

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to set up SHSP FY2019 Grant Funds as follows:

Revenue:

01.3640.4309.2019	State Homeland Security Grant Program	\$10,641
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Appropriation:

01.3640.0486.2019	Special Grants – SHSP FY19	\$10,641
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Moved, Eick; second, Miller.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 272-620

APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES AND VARIOUS AGENCIES

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

Orleans County Office for the Aging, Albion, NY for the provision of outreach activities for Low Income Home Energy Assistance Program (HEAP) recipients; to be effective August 28, 2020 through August 27, 2021 at a cost of \$17,500. County cost is \$0.

LabCorp Corporation, Burlington, NC for the provision of conducting blood tests to determine paternity for Child Support Unit, to be effective January 1, 2019 through December 31, 2023 at the established Fee Schedule attached as Appendix A to the agreement.

Orleans County Sheriff's Department, Albion, NY for safe transportation of youth to outof-county detention facilities; to be effective September 1, 2020 through August 31, 2021 at a cost of \$15,000. County cost is \$7,650

Baker Victory Services dba OLV Human Services, Lackawanna, NY for the provision of residential foster care services; to be effective July 1, 2020 through June 30, 2021 at per diem rates as established by the State, not to

exceed \$500,000. County cost will be at a percentage determined by both the program category and the financial eligibility of each child so placed.

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 273-620

AUTHORIZING OFFICE FOR THE AGING TO CONTINUE PARTICIPATION IN AND APPROVE AGREEMENT BETWEEN OFFICE FOR THE AGING AND NEW YORK STATE OFFICE FOR THE AGING

RESOLVED, that the Office for the Aging is authorized to continue participation in the renewal of a grant with New York State Office for the Aging for the purpose of expanding the capacity of existing NY Connects programs and enhance its functionally. The populations served are broadened and new partners are being added to fully realize the No Wrong Door/Single Point of Entry reform; now be it

FURTHER RESOLVED, that this Legislature authorizes the Director of Orleans County Office for the Aging to reapply for the New York Connects Enhancement and Expansion grant from NYSOFA for \$197,370 from April 1, 2020 to March 31, 2021 at no county cost.

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 274-620

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

WHEREAS, the following position is in demand due to a waiting list for home care service and this program is 75 % funded by the state; now be it

RESOLVED, the following position change presented herewith will be contingent upon the availability of receiving additional Office for the Aging funding; and be it

FURTHER RESOLVED, that this Legislature authorizes abolishing a part- time housekeeper aide position (6772.20); and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of the Fulltime Housekeeper Aide at grade 2 of the CSEA Salary Schedule, and be it in the Office for the Aging, and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created, vacant position effective June 25, 2020.

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 275-620

AUTHORIZING TREASURER TO SET UP MONEY FROM MISCELLANEOUS RESERVE TO VETERANS SERVICES BUDGET FOR DWYER PEER TO PEER PROGRAM

RESOLVED, that the Treasurer is authorized to set up monies from the Miscellaneous Reserve to Veteran’s Service Agency to be used by the PFC Dwyer Peer to Peer in 2020 as follows:

From:		
Miscellaneous Reserve		\$44,759.10
To:		
01.6510.0486	Special Grants	\$44,759.10

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 276-620

APPROVING AGREEMENT BETWEEN THE DEPARTMENT OF PUBLIC WORKS AND TRANE U.S. INC

RESOLVED, that this Legislature does hereby approve an agreement between the Department of Public Works and Trane U.S. Inc of 45 Earhart Drive #103, Buffalo, NY 14221 to provide scheduled

maintenance to the County’s chillers and boilers located at the Court House, Mental Health, Jail, County Office Building and Veteran’s for the amount of \$5,796 per year effective May 1, 2020 through April 30, 2023; to be paid out of Department of Public Works Buildings and Grounds account no. 01.1620.0447 – Misc. Equipment Contracts.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 277-620

APPROVING AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION AND THE DEPARTMENT OF PUBLIC WORKS

RESOLVED, that the Legislature approves an agreement between the Orleans County Department of Public Works and the New York State Department of Transportation, 14110 Route 31 West, Albion, New York 14411 for Shared Highway Services. This agreement includes exchange and lending of materials, labor or equipment to assist in the maintenance of State and Municipal roads and highways, which will provide a cost savings in utilizing and maximizing both parties resources; agreement effective July 1, 2020 through June 30, 2024.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 278-620

AUTHORIZING PAYMENTS FROM CAPITAL PROJECT INFRASTRUCTURE PROJECTS ACCOUNT

RESOLVED, that this Legislature authorizes the following payment(s) to be made from account H5120.250, Capital Project – Infrastructure Project – Bridge Replacement Program:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
4,870.50	Labella Associates	Professional Services Lakeshore Road Bridge Replacement

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 279-620

APPROVING AGREEMENT BETWEEN ORLEANS COUNTY BOARD OF ELECTIONS AND NEW YORK STATE BOARD OF ELECTIONS

WHEREAS, the Orleans County Board of Elections has applied for the HAVA Cybersecurity Remediation and Mitigation Grant in the amount of \$70,729.99; 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 of December 21, 2019 through December 31, 2021 to be used for cybersecurity remediation and mitigation; 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:

01.1450.4215.4277	Election Services	\$70,729.99
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Appropriation:

01.1450.0486.4277	Special Grants – HAVA Cybersecurity Remediation and Mitigation Grant	\$70,729.99
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Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Johnson shared her appreciation to the Orleans County Board of Elections for their hard work and dedication for a successful Primary Day in Orleans County

RESOLUTION NO. 280-620

AUTHORIZING PAYMENTS FROM CAPITAL PROJECT COUNTY OFFICE BUILDING ADDITION AND RENOVATIONS ACCOUNT

RESOLVED, that this Legislature authorizes the following payments to be made from account H1610.250, Capital Project – County Office Building Addition and Renovations Account:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$285.99	Wendel WD A/E/S/LA PC	Professional Services, 3/30/20-4/30/20, Inv #500846 – Project Coordination Labor.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved a resolution calling on the State to release enhanced Federal Medicaid Matching Funds to Counties and New York City; seconded by Legislator Miller. Chairman Johnson called on CAO Welch to explain this request. CAO Welch stated this is in regard to money that the Federal government actually authorized back in March under the CARES Act. The Federal government sent the money to the State in March for an increase of 6.2% for local Medicaid to each county. The state is still holding this and we are asking for our fair share of the increase in Medicaid to come back to our county to reduce our local county cost. The following resolution was adopted:

RESOLUTION NO. 281-620

CALLING ON THE STATE OF NEW YORK TO RELEASE ENHANCED FEDERAL MEDICAID MATCHING FUNDS TO COUNTIES AND NEW YORK CITY

WHEREAS, in response to the COVID-19 pandemic, Congress has enacted extraordinary measures to help states and localities with increased costs and lost revenue; and

WHEREAS, a key action enacted by the federal government was a 6.2 percent increase in the federal medical assistance percentage (FMAP); and

WHEREAS, Congress has used this mechanism to provide fiscal relief to states and their local government Medicaid funding partners to reduce the financial burden they often experience in an economic downturn; and

WHEREAS, we understand the State of New York has already drawn down about \$2.5 billion for the period January 1, 2020 through June 30, 2020; and

WHEREAS, under federal law a portion of these funds are required to be passed through to counties and New York City; and

WHEREAS, we estimate the local share is about 20 percent; and

WHEREAS, counties and New York City are struggling with higher costs associated with responding to COVID-19 and experiencing extensive revenue declines due to the shutdown of large swaths of the economy; and

WHEREAS, in addition to mounting losses in local revenues, counties are also expecting significant cuts in state aid; and

WHEREAS, many counties have enacted plans to reduce non-mandated expenses to the degree they can without sacrificing public health and safety; and

WHEREAS, these expense reductions also require a review of the workforce, including layoffs; and

WHEREAS, we project that each quarter of enhanced FMAP funding is worth hundreds of millions of dollars for counties and New York City; and

WHEREAS, the State has been holding three years of similar enhanced FMAP payments owed to counties and New York City under the Affordable Care Act that are worth hundreds of millions of dollars.

NOW, THEREFORE, BE IT RESOLVED, that the County of Orleans, is requesting that the State immediately release the first quarter of enhanced Medicaid federal matching funds for the pandemic response to Orleans County to provide some partial fiscal relief to the current conditions; and

BE IT FURTHER RESOLVED, we request that the State provide a timeline to all counties on the release of the enhanced federal Medicaid matching funds related to the Affordable Care Act that have been withheld for years and the likely mechanism on how these funds will be delivered to counties and New York City; and

BE IT FURTHER RESOLVED, we understand the State is experiencing severe fiscal stress, as well, and we want to work cooperatively with the State to develop a plan on the release of the withheld federal enhanced Medicaid funds due to counties under the Affordable Care Act and future pandemic FMAP increased funding; and

BE IT FURTHER RESOLVED, that this resolution be sent to Governor Andrew M. Cuomo, the New York State Legislature, the New York State Congressional Delegation, the New York State Association of Counties, and all others deemed necessary and appropriate.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved a resolution approving Official Undertakings. He requested County Attorney Bogan to explain. Mrs. Bogan stated that this is a statutory requirement under Public Officers Law that mandate Bonds to be held for elected officials and other public officers as stated in the resolution. Legislator Miller seconded the motion and the following was adopted:

RESOLUTION NO. 282-620

RESOLUTION APPROVING OFFICIAL UNDERTAKINGS

WHEREAS, section 403 of the County Law requires that the county clerk, the county treasurer, the district attorney, the sheriff, and such county officers as shall be specifically required by law, to execute an official undertaking as provided in section 11 of the Public Officers Law, and

WHEREAS, subdivision (2) of section 11 of the Public Officers Law authorizes a county to procure a blanket bond covering officials, officers, clerks and employees from any duly authorized corporate surety in lieu of an official undertaking, and

WHEREAS, the County has secured a blanket bond undertaking from the New York Municipal Insurance Reciprocal as surety covering the county clerk, the county treasurer, the district attorney, the sheriff and all other officers and officials of the County as required by law, and

WHEREAS, this Legislature wishes to hereby approve the blanket bond as to the county clerk, the county treasurer, the district attorney, the sheriff and all other officers and officials as to form, manner of execution and sufficiency of the surety, now therefore be it

RESOLVED, that this Legislature hereby approves such New York Municipal Insurance Reciprocal blanket bond as the official undertaking of elected officers and all of the other officers and officials as required pursuant to County Law section 403 and be it further

RESOLVED, that a certified copy of this resolution be filed in the Office of the Orleans County Clerk, and be it further

RESOLVED, that declarations of coverage issued by the New York Municipal Insurance Reciprocal be filed in the office of the Orleans County Clerk.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 283-620

AUTHORIZING PAYMENT OF CLAIMS FOR JULY 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 July 8, 2020:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	5873-5978	\$213,102.90
Utility Payments	Paid on line	\$527.85

Department of Public Works	1709-1723; 3858-3866	\$117,980.35
Job Development	3387-3392	\$758.22
Self Insurance	64003-64008	\$24,163.93

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 July 22, 2020:

Fund/Department	Check Number (s):	Amount:
General	5980-5986; 5988-6087; 6088, 6100	\$431,919.64
Utility Payments	Paid on line	\$13,977.79
Department of Public Works	1724-1732; 3867-3888	\$88,111.01
Job Development	3393-3399	\$9,937.75
Self Insurance	64062-64063; 64138, 64140, 1282-1284	\$19,822.65

The following add on resolutions were presented for adoption:

RESOLUTION NO. 284-620

AUTHORIZING EXPENDING GRANT FUNDS IN EMERGENCY MANAGEMENT AND APPROVING TREASURER TO SET UP NEW MONEY IN THE EMERGENCY MANAGEMENT BUDGET FOR THE L3 HARRIS 700/800 MHZ RADIO SYSTEM

RESOLVED, that this Legislature authorizes the Director of Emergency Management to expend State Interoperable Communications Formula (SICG) FY2019 Grant Funds in the amount of \$3,098 for an APC Smart UPS SRT 3000VA Network Card for THE L3 Harris 700/800 MHZ Emergency Radio System in the equipment room at the Orleans County Public Safety Building from CDW-G using Sourcewell Purchasing Contract #081419; and be it

June 24, 2020
Resolutions 249-286

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to set up FY2019 State Interoperable Communication Grant Funds as follows:

Revenue:

01.3640.4309.1974 State Interoperable Communications Grant (SICG) \$3,098

Appropriation:

01.3640.0486.1974 Special Grants – SICG Formula FY 19 \$3,098

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator DeFilipps withdrew Resolution No. 285-620

RESOLUTION NO. 285-620 (Withdrawn)

AUTHORIZING HOLDING ALLOCATION PAYMENTS TO ASSOCIATED AGENCIES

WHEREAS, our Country, along with New York State, is facing a Covid-19 pandemic and sales tax revenue has been effected due to New York State on Pause; and

WHEREAS, sales tax receipts are the second largest revenue to the budget of the County which is used to pay the County cost of services each year; and

WHEREAS, sales tax receipts since the beginning of the Covid-19 pandemic has declined 33% when compared to 2019 sales tax receipts for the same time period; now be it

RESOLVED, that this Legislature authorizes holding all future allocation payments as written in their affiliation agreements to our associated agencies until further notice.

Moved, DeFilipps; second,

RESOLUTION NO. 286-620

AUTHORIZING PAYMENT FROM THE SHERIFF'S BUDGET

RESOLVED, that this Legislature does hereby authorize payment in the amount of \$6,064 (PO #61382) to Jurek Brothers Inc, 59 School Street, P O Box 408, Greenfield, MA 01301 for Ammunition (NYS Contract #PC68735) to be paid from Sheriff's Budget Account 01.3110.0418 – Other Contractual Expenses.

Moved, Draper; second, DeFilipps.
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Johnson opened the zoom call to those who would like to participate by asking any questions. There were none.

Chairman Johnson reported that CAO Welch and herself have been participating in the Finger Lakes Region control room calls and yesterday they informed our region that we will most likely be entering into Phase 4 on Friday. Phase 4 includes higher education, low risk indoor and outdoor arts and entertainment; and media production. It does not increase our gatherings over 25; or the opening movie theatres, gyms, and high risk sports. She said that these will be phased in during Phase 4 and daily calls will most likely occur due to the ever-changing aspects of Phase 4.

Legislator DeFilipps moved to adjourn; second by Legislator DeRoller.
Meeting adjourned at 4:57 p.m.

LEGISLATURE MEETING

July 22, 2020

Chairman Johnson called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, led by Veteran and Legislator Ken DeRoller, he also requested a moment of silence to remember Ronald “Butch” Radzinski who was a multi term serving Orleans County Legislator who passed away on July 16th. Butch served the towns of Albion and Gaines as the District 3 representative elected on the Orleans County Legislature from 1994 through 2001. During his office, Butch served as Vice Chairman of the Legislature from 1996 through 2001. Butch also served the Town of Gaines as their Councilman and Town Supervisor. Please keep Butch’s wife Pauline and his Children Gayle and Mark and their families in your thoughts and prayers during their time of great loss, expressed Legislator DeRoller.

The Clerk presented the following communications: The Orleans County Legislature thanked the following people for volunteering their time with the weekly Foodlink Countywide Food Distributions: Orleans County Office for the Aging Staff, Volunteers; Community Action of Genesee and Orleans Staff and Volunteers; Village of Albion Trustee Stan Farone; Volunteers and Staff of the Calvary Cupboard in Medina Members of Calvary Tabernacle Assembly of God Church; Orleans County YMCA staff; Bentley Brothers, Inc. staff; Orleans Community Health Foundation staff and family; Kalos Health Staff; Orleans County Cornell Cooperative Extension Executive Director; United Way Executive Director and volunteers; Village of Albion, Holley and Medina Police Departments; and Individuals from the Community who have stepped up to volunteer. These distributions would not be possible if we did not have the volunteers to assist. If anyone is interested in assisting on Friday’s in August, please contact Melissa Blonar at the Orleans County Office for the Aging, 589-3191.

Legislator Draper presented a proclamation to Luci Welch, Orleans County Probation Director designating July 19-25th as Pretrial, Probation and Parole Supervision Week in Orleans County.

Prior to today’s meeting, the Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through June, 2020.

Chairman Johnson called for open discussion as it related to the resolutions and no discussion was raised.

Legislator DeRoller showed samples of the 80% alcohol antiseptic proof hand sanitizer that Western New York Energy is producing and has been distributing during the local food distributions.

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

RESOLUTION NO. 287-720

APPROVING THE STANDARD WORK DAY AND RETIREMENT REPORTING FOR ELECTED AND APPOINTED OFFICIALS

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

TITLE	NAME	STAND-ARD WORK DAY (Hrs/day)	Term	Days/month	Not Submitted
ELECTED OFFICIALS					
Legislator	Donald Allport	6	1/1/2020-12/31/2021	11.59	
Legislator	E. John DeFilipps	6	1/1/2020-12/31/2021	29.08	
Legislator	Frederick Miller	6	1/1/2020-12/31/2021	8.99	
Legislator	Merle Draper	6	1/1/2020-12/31/2021	24.19	
APPOINTED OFFICIALS					
County Attorney	Katherine Bogan	6	1/1/2020-12/31/2021	21.56	
1 st Asst County Attorney	John Gavenda	6	1/1/2020-12/31/2021	15.19	
1 st Asst Public Defender	Patricia Pope	6	1/1/2020-12/31/2021	15.67	
2 nd Asst Public Defender	Dominic Saraceno	6	1/1/2020-12/31/2021	15.36	
3 rd Asst Public Defender	Nathan Pace	6	1/1/2020-12/31/2021	17.39	
4 th Asst Public Defender	Christopher Wilcox	6	1/1/2020-12/31/2021	4.39	
Medical Director/ Coroner's Physician	Thomas Madejski, MD	6	1/1/2020-12/31/2020		X
Acting County Clerk	Diane Shampine	6	1/31/2020-12/31/2020	25.65	

Moved, DeFilipps; second, DeRoller
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 288-720

AMENDING RESOLUTION NO. 164 OF THE YEAR 1967 IN RELATION TO ORLEANS COUNTY SALES AND COMPENSATING USE TAXES, INCREASING THE RATE OF TAXES ON SALES AND USES OF TANGIBLE PERSONAL PROPERTY AND ON CERTAIN SERVICES, AND ON OCCUPANCY OF HOTEL ROOMS AND AMUSEMENT CHARGES, PURSUANT TO ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK

BE IT RESOLVED, BY THE ORLEANS COUNTY LEGISLATURE AS FOLLOWS:

That Resolution No. 164 of the Orleans County Board of Supervisors adopted November 30, 1967, as amended by Resolution No. 17 of said Board, adopted February 6, 1969, Resolution No. 90 and 91 of said Board, both adopted June 4, 1970, and as further amended by the Orleans County Legislature by Resolution No. 547-1290, adopted December 12, 1990, of said Legislature, Resolution No. 264-593, adopted May 1, 1993, Resolution No. 388-795, adopted July 29, 1995, of said Legislature, Resolution No. 396-997, adopted September 24, 1997, Resolution No. 380-1099, adopted October 13, 1999, and Resolution No. 377-901, adopted September 12, 2001, and Resolution No. 387-903, adopted September 10, 2003, and Resolution No. 272-705, adopted July 27, 2005, and Resolution No. 361-807, adopted August 22, 2007 and Resolution No. 297-909, adopted on September 9, 2009, and Resolution No. 254-811, adopted on August 24, 2011, and Resolution No. 291-813, adopted on August 28, 2013; and Resolution No. 323-915, as adopted on September 28, 2015; and Resolution No. 305-817, as adopted on August 23, 2017 be amended in its several parts as follows:

SECTION 1. The first sentence of section 2 of Resolution No. 164 as enacted in 1967, as amended, is amended to read as follows:

SECTION 2. Imposition of sales tax.

On and after September 1, 1970, there is hereby imposed and there shall be paid a tax of three percent upon, and for the period commencing June 1, 1993 and ending November 30, 2023, there is hereby imposed and shall be paid an *additional* tax of one percent upon:

SECTION 2. Subdivision (g) of section three of Resolution No. 164 as enacted in 1967, as amended, is amended to read as follows:

(g) With respect to the additional tax of one percent imposed for the period commencing June 1, 1993 and ending November 30, 2023, the provisions of subdivisions (a), (b), (c), (d) and (e) of this section apply, except that for purposes of this subdivision, all references in said subdivisions (a), (b), (c) and (d) to an effective date shall be read as referring to June 1, 1993, all references in said subdivision (a) to the date four months prior to the effective date shall be read as referring to February 1, 1993, and the reference in subdivision (b) to the date immediately preceding the effective date shall be read as referring to May 31, 1993. Nothing herein shall be deemed to exempt from tax at the rate in effect prior to June 1, 1993 any transaction which may not be subject to the additional tax imposed effective on that date.

SECTION 3. Section four of Resolution No. 164 as enacted in 1967, as amended, is amended to read as follows:

SECTION 4. Imposition of compensating use tax.

(a) Except to the extent that property or services have already been or will be subject to the sales tax under this enactment, there is hereby imposed on every person a use tax for the use within this taxing jurisdiction on and after June 1, 1993, except as otherwise exempted under this enactment, (A) of any tangible personal property purchased at retail, (B) of any tangible personal property (other than computer software used by the author or other creator) manufactured, processed or assembled by the user, (i) if items of the same kind of tangible personal property are offered for sale by him in the regular course of business or (ii) if items are used as such or incorporated into a structure, building or real property by a contractor, subcontractor or repairman in erecting structures or buildings, or building on, or otherwise adding to, improving, maintaining, servicing or repairing real property, property or land, as the terms real property, property or land are defined in the real property tax law, if items of the same kind are not offered for sale as such by such contractor, subcontractor or repairman or other user in the regular course of business, (C) of any of the services described in paragraphs (1), (7) and (8) of subdivision (c) of section two, (D) of any tangible personal property, however acquired, where not acquired for purposes of resale, upon which any of the services described under paragraphs (2), (3) and (7) of subdivision (c) of section two have been performed, (E) of any telephone answering service described in subdivision (b) of section two and (F) of any computer software written or

otherwise created by the user if the user offers software of a similar kind for sale as such or as a component part of other property in the regular course of business.

(b) For purposes of clause (A) of subdivision (a) of this section, for the period commencing June 1, 1993, and ending November 30, 2023, the tax shall be at the rate of four percent, and on and after December 1, 2023, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for such property, or for the use of such property, including any charges for shipping or delivery as described in paragraph three of subdivision (b) of section one, but excluding any credit for tangible personal property accepted in part payment and intended for resale.

(c) For purposes of subclause (i) of clause (B) of subdivision (a) of this section, for the period commencing June 1, 1993, and ending November 30, 2023, the tax shall be at the rate of four percent, and on and after December 1, 2023, the tax shall be at the rate of three percent, of the price at which items of the same kind of tangible personal property are offered for sale by the user, and the mere storage, keeping, retention or withdrawal from storage of tangible personal property by the person who manufactured, processed or assembled such property shall not be deemed a taxable use by him.

(d) For purposes of subclause (ii) of clause (B) of subdivision (a) of this section, for the period commencing June 1, 1993, and ending November 30, 2023, the tax shall be at the rate of four percent, and on and after December 1, 2023, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the tangible personal property manufactured, processed or assembled into the tangible personal property the use of which is subject to tax, including any charges for shipping or delivery as described in paragraph three of subdivision (b) of section one.

(e) Notwithstanding the foregoing provisions of this section, for purposes of clause (B) of subdivision (a) of this section, there shall be no tax on any portion of such price which represents the value added by the user to tangible personal property which he fabricates and installs to the specifications of an addition or capital improvement to real property, property or land, as the terms real property, property or land, as defined in the real property tax law, over and above the prevailing normal purchase price prior to such fabrication of such tangible personal property

which a manufacturer, producer or assembler would charge an unrelated contractor who similarly fabricated and installed such tangible personal property to the specification of an addition or capital improvement to such real property, property or land.

(f) For purposes of Clauses (C), (D) and (E) of subdivision (a) of this section, for the period commencing June 1, 1993, and ending November 30, 2023, the tax shall be at the rate of four percent, and on and after December 1, 2023, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the service, including the consideration for any tangible personal property transferred in conjunction with the performance of the service and also including any charges for shipping and delivery of the property so transferred and of the tangible personal property upon which the service was performed as such charges are described in paragraph three of subdivision (b) of section one.

(g) For purposes of clause (F) of subdivision (a) of this section, for the period commencing June 1, 1993, and ending November 30, 2023, the tax shall be at the rate of four percent, and on and after December 1, 2023, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the tangible personal property which constitutes the blank medium, such as disks or tapes, used in conjunction with the software, or for the use of such property, and the mere storage, keeping, retention or withdrawal from storage of computer software described in such clause (F) by its author or other creator shall not be deemed a taxable use by such person.

SECTION 4. Paragraph (B) of subdivision one of section eleven of Resolution No. 164 as enacted in 1967, as amended, is amended to read as follows:

(B) With respect to the *additional* tax of one percent imposed for the period beginning June 1, 1993 and ending November 30, 2023, in respect to the use of property used by the purchaser in this County prior to June 1, 1993.

SECTION 5. Subdivision (b) of section fourteen of Resolution No. 164 as enacted in 1967, as amended, is amended to read as follows:

July 22, 2020
Resolutions 287-321

(b) Net collections attributable to the *additional* one percent sales and compensating use taxes imposed for the period beginning June 1, 1993, and ending November 30, 2023, are set aside for County purposes and shall be available for any County purpose.

SECTION 6. This resolution shall take effect on December 1, 2020.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 289-720

APPROVING AGREEMENT BETWEEN ORLEANS COUNTY
TREASURER AND ELAN FINANCIAL SERVICES

RESOLVED, that this Legislature does hereby approve an agreement between the Orleans County Treasurer and Elan Financial Services, 901 Marquette Ave, Minneapolis, MN 55402 for the purpose of obtaining purchase (Visa) card for County department/employees to use while earning a rebate for the County on the dollars spent; and be it

FURTHER RESOLVED, that this agreement will be subject to review five years from its execution for continuation.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 290-720

APPROVING AN AGREEMENT FOR COMMERCIAL
CARDHOLDERS AND POLICY GUIDELINES THROUGH THE
ORLEANS COUNTY TREASURER

WHEREAS, the Orleans County Treasurer has entered into an agreement with Elan Financial Services that provides qualified employees and departments with a commercial credit card that will earn rebates for Orleans County; and

WHEREAS, it is the recommendation of the County Treasurer to have a policy in place for cardholders to follow; now be it

RESOLVED, that this Legislature does hereby approve the Orleans County Treasurer's Commercial Cardholder Agreement that has been submitted to the Clerk of the County Legislature as written.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 291-720

AUTHORIZING COUNTY TREASURER TO SET UP NEW MONEY IN THE TREASURER BUDGET

WHEREAS, there is an agreement between the County of Orleans and Medina Central School District for tax collection and;

WHEREAS, the County Treasurer will incur some new expenses for this collection process including a new database; now be it

RESOLVED, this Legislature authorizes the County Treasurer to set up new money in her department as follows:

Revenue:		
01.1325.1230	Treasurer Fees	\$14,500
Appropriation:		
01.1325.0432	Misc. Contract/Agreements	\$14,500

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 292-720

AUTHORIZING THE CONVEYANCE OF 5090 SALT WORKS RD, TOWN OF SHELBY, TAX MAP #100.-1-14 TO GREGORY AND STEPHANIE FAREWELL

WHEREAS, the real property commonly known as 5090 SALT WORKS RD in the Town of Shelby, tax map parcel no. 100.-1-14, was subject to the Foreclosure of Tax Liens by Proceeding In Rem pursuant to

July 22, 2020
Resolutions 287-321

Article Eleven of the Real Property Tax Law by the County of Orleans, and a Treasurer's Tax Deed filed on April 20, 2001, Index No. 01-26743; and

WHEREAS, Section 1166 of the RPTL authorizes the sale and conveyance of real property acquired by a County in Rem Tax Foreclosure proceeding, and

WHEREAS, this Legislature recognizes and determines the sale of this parcel is in the County taxpayers best interest,

NOW, THEREFORE BE IT RESOLVED this Legislature hereby authorizes the sale of said parcel known as 5090 Salt Works Rd, Tax Map No. 100.-1-14, in the Town of Shelby to Gregory and Stephanie Farewell for the amount of \$5,711.85 with cancellation of any interest and penalties to date; and be it further

RESOLVED, the Orleans County Treasurer is authorized to execute a deed and other related documents to convey ownership to Gregory and Stephanie Farewell upon payment.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 293-720

AMENDING RESOLUTION NO. 178-420 REGARDING SETTING DATE AND TERMS FOR AUCTION OF COUNTY-OWNED TAX PROPERTIES

WHEREAS, Resolution No. 178-420, amended Resolution 69-220 regarding setting the date and terms for the auction of County-owned properties; and

WHEREAS, The Orleans County Treasurer, Tax Enforcing Officer for the County of Orleans adhering to the Governor's Executive Order 202.8 will stay the enforcement of foreclosure of any residential or commercial property for a period of ninety days from the date of said executive order; and

WHEREAS, per the Governor's Executive Order 202.28 and Administrative Order of the Chief Administrative Judge of the Courts, AO 131/20, for a period of sixty days from the date of said orders; be it

RESOLVED, this Legislature will amend Resolution No. 178-420, setting the date and terms of auction for County-owned property for the auction to be held Wednesday, October 28, 2020 at 10:00 a.m. at the Orleans County Fairgrounds, 12690 Route 31, Albion, New York; and be it

FURTHER RESOLVED that the following term and condition of the auction is hereby affirmed and restated;

4. The purchaser shall be solely responsible for the payment of: the levied 2020 Town and County tax bill including any releived taxes; any Village taxes levied after May 31, 2020, the 2020/2021 school taxes, the 2021 Town and County taxes, penalties and interest and charges levied against the property subsequent to the auction.

FURTHER RESOLVED, that the following paragraphed terms and conditions are hereby amended, with no other terms or conditions of the auction being negated or changed as a result of the following amendments to the dates herewith:

24. The entire balance of the accepted purchase price, the buyer's premium, as defined in section 17 of these terms and conditions, and all closing costs/fees must be paid by cash or guaranteed funds payable to and received by the Orleans County Treasurer's Office on or before **November 30, 2020**. The County is not required to send notice of acceptance to a purchaser. If the purchaser fails to pay the balance of the total contract price plus closing costs and fees as herein provided, the deposit shall be forfeited. The County reserves the right, in its sole discretion, to extend the time of payment upon such terms and conditions it deems appropriate.

25. If the successful bidder fails to tender such amount due by the close of business on **November 30, 2020**, then the County may, but is not obligated to offer any unsold property to the second highest bidder. All terms and conditions for the sale set forth herein above shall apply to the second highest bidder and/or any other purchaser.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 294-720

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 2020 and proper notice was provided and a public hearing was held on July 22, 2020 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 two (2) whole tax parcels of predominantly viable farmland be adopted as identified by numbers 27.00-1-8.1 and 27.00-1-8.2; 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, DeRoller; second, DeFilipps.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 295-720

AUTHORIZING TREASURER TO SET UP NEW MONEY IN THE MENTAL HEALTH DEPARTMENT BUDGET

RESOLVED, that the County Treasurer is authorized to set up new monies in the Mental Health Department budget for the setup of revenue and expense for Finger Lakes Performing Provider System money received as follows:

<u>Revenue:</u>		
01.4310.1625	Miscellaneous Revenue	\$86,651
<u>Appropriation:</u>		
01.4310.0418	Other Contractual	\$85,751

01.4310.0443	Repair to Office Equipment	\$250
01.4310.0458	Books/Publications/Subscriptions	\$650

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 296-720

APPROVING AGREEMENTS BETWEEN THE HEALTH DEPARTMENT AND VARIOUS AGENCIES

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

Health Research, Inc. (HRI) Riverview Center, 150 Broadway, Suite 560, Menands, NY 12204. This Contract is to provide funding for Emergency Preparedness Program (EPP) and supplies needed for services in Orleans County. EPC to oversee implementation & completion of deliverables: assist in assessment of local public health emergency preparedness capacities and address deficiencies. No Cost to County. Term to run July 1, 2020 through June 30, 2021. No County Cost.

ACM Medical Laboratory 160 Elmgrove Park, Rochester, New York 14624. ADDENDUM to Resolution 210-520 contract to now including the addition of an Insurance Account for Orleans County Health Department with ACM Medical Labs to allow ACM Medial to direct bill individual patient third party insurance companies for lab services rendered. Term July 1, 2020 through December 31, 2022. No County Cost.

Greater Rochester Health Foundation. 255 East Avenue, Suite 402, Rochester, New York 14604. Grant to provide vaccinations for food service workers against Hepatitis A. Term to run from May 1, 2020 through December 31, 2020. No County Cost.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 297-720

July 22, 2020
Resolutions 287-321

AUTHORIZING SHERIFF'S OFFICE TO APPLY FOR GRANT THROUGH THE NEW YORK STATE STOP-DWI FOUNDATION

RESOLVED, that this Legislature authorizes the Sheriff's Office to apply to the New York State STOP-DWI Foundation, online, for Crackdown Grant Funding in the amount of \$15,000, for 2020-2021. Grant funds would allow the Sheriff's Office, and other local law enforcement agencies, to participate in Increased STOP DWI patrols during peak holiday periods throughout the year. Grant period to be October 1, 2020 through September 30, 2021.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 298-720

AUTHORIZING ACCEPTANCE OF FUNDING TO THE SHERIFF'S OFFICE AND SETTING UP NEW MONEY IN SHERIFF'S OFFICE BUDGET

WHEREAS, Resolution #136-320 authorized the Sheriff's Office to apply for grant funding through Walmart Foundation; and

WHEREAS, Walmart Foundation has awarded the Sheriff's Office \$3,000 in grant funding that would enable the Sheriff's Office to participate in a local holiday outreach program benefiting children and families within our community. Grant period to end December 31, 2020, now be it

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

Revenue:		
01.0001.2705	Gifts and Donations	\$3,000
Appropriation:		
01.3110.0478	Promotional Supplies	\$3,000

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 299-720

AUTHORIZING TREASURER TO SET UP NEW MONEY IN THE EMERGENCY MANAGEMENT BUDGET

WHEREAS, Resolution No 86-219 approved the professional services agreement with Timothy Warth dba Radio Technologies for the SICG FY18 Targeted Grant Radio Communications Project; and be it

WHEREAS, Resolution No 178-419 authorized the 2019 payment schedule for Timothy Warth dba Radio Technologies and approved setting up the money; now be it

RESOLVED, that this Legislature authorize the Treasurer to set up NYS SICG FY18 Targeted Grant funds for the remaining balance as follows:

Revenue:

01.3640.4309.0748	Statewide Interoperable Communications FY18 Targeted Grant	\$131,000
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Appropriation:

01.3640.0486.0748	Special Grants – SICG FY18 Targeted	\$131,000
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Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 300-720

APPROVING EXPENDING GRANT FUNDS AND SETTING UP NEW MONEY IN THE EMERGENCY MANAGEMENT BUDGET

RESOLVED, that this Legislature authorizes the Director of Emergency Management to expend Statewide Interoperable Communications FY19 Formula Grant Funds in the amount of \$20,287 for portable radios and accessories from Castner Communications, 2525 County Road 28, Canandaigua, NY, NYS OGS Contract #PT68714, with the balance of \$238.88 to be paid from Emergency Management Budget Line 01.3640.0418; and be it

July 22, 2020
Resolutions 287-321

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to set up new SICG FY19 Formula Grant Funds in the Emergency Management budget as follows:

Revenue:

01.3640.4309.1974	Statewide Interoperable Communications FY19 Formula Grant	\$20,287
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Appropriation

01.3640.0486.1974	Special Grants-SICG Formula	\$20,287
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Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 301-720

AUTHORIZING THE TREASURER TO SET UP NEW MONEY IN THE EMERGENCY MANAGEMENT BUDGET

WHEREAS, Resolution No 250-620 authorized Computer Services to expend NYS DHSES FY17 Cyber Security Grant funds for cyber security employee based training; now be it

RESOLVED, that this Legislature authorize the Treasurer to set up FY17 Cyber Security Grant Funds as follows:

Revenue:

01.3640.4309.2917	Cyber Security FY17 Grant Funds	\$4,550
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Appropriation:

01.3640.0486.2917	Special Grants-FY17	\$4,550
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Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 302-720

AUTHORIZING EMERGENCY MANAGEMENT TO APPLY FOR THE EMERGENCY MANAGEMENT PLANNING COVID-19 FY2020 SUPPLEMENTAL GRANT

RESOLVED, that this Legislature authorizes the Director of Emergency Management to apply for the FY2020 Emergency Management Planning COVID-19 Supplemental Grant through the NYS Division of Homeland Security and Emergency Services on behalf of FEMA. The FY2020 EMPG-S program provides emergency funding for emergency management agencies to prevent, prepare for and respond to the COVID-19 public health emergency.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 303-720

REAPPOINTING THE COMMISSIONER OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby reappoint Thomas D. Kuryla as Commissioner for the Orleans County Department of Social Services, as a holdover appointment, effective January 1, 2020 through June 30, 2024 at Grade 12 Step 9 of the Management Compensation Plan.

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 304-720

APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES AND HILLSIDE CHILDREN'S CENTER

RESOLVED, that this Legislature does hereby approve a renewal agreement between the Orleans County Department of Social Services Hillside Children's Center, Rochester, NY for the provision of residential foster care services; to be effective July 1, 2020 through June 30, 2021 at per diem rates as established by the State, not to exceed \$500,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 305-720

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 Lakeside Bridge Preventative Maintenance Project, Contract #D035981, P.I.N. 4OR0.01 (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 \$96,625.00.

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

RESOLVED, 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 \$483,125.00 work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$483,125.00 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 County of Orleans Legislature 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 is Supplemental Agreement #3 to add additional money for Construction, Construction Inspection and Support for a total cost of \$483,125.00; Federal reimbursement of \$386,500.00, State Marchiselli Funding of \$72,450.00 and Local Share \$24,175.00; effective through July 5, 2028. Resolution shall take effect immediately.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 306-720

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 Preventative Maintenance of East Oak Orchard Street NYSDOT Contract #D036041, P.I.N. 4OR0.02, BIN: 3319320 in the Village of Medina (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

*July 22, 2020
Resolutions 287-321*

\$513,885.00 for East Oak Orchard Street Bridge for Construction, Construction Inspection and Support; and

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

RESOLVED, 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 \$513,885.00 work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$513,885.00 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 is Supplemental #3 Agreement adding Construction, Construction Inspection and Support for a total cost of \$513,885.00; Federal Share of \$411,408.00; Marchiselli funding of

\$77,083.00 and County Cost \$25,694.00; effective October 11, 2018 through August 20, 2028; to be paid out of budget code 03.5120.0470.2284. Resolution shall take effect immediately.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 307-720

APPROVING AGREEMENT WITH THE DEPARTMENT OF PUBLIC WORKS AND LABELLA ASSOCIATES, P.C.

RESOLVED, that this Legislature does hereby approve Supplemental #2 agreement with the Department of Public Works and Labella Associates, P.C., 300 State Street, Suite 201, Rochester, NY 14614 to provide Construction Support, Construction Inspection and Estimating and Technical assumptions for the Preventative Maintenance for the East Oak Orchard Street Bridge in the Village of Medina. NYS DOT Contract #D036041, Bin #: 3319320.

FURTHER RESOLVED, this agreement is effective January 1, 2020 through December 31, 2020 at a cost not to exceed \$63,000.00; to be paid out of the 03.5120.470.2284 Highway Road Capital Bridge account; Reimbursable through federal and state funds, County Cost: \$3,150.00.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to award and approve an agreement with C.P. Ward Inc. for the construction of East Oak Orchard Street Bridge in the Village of Medina which the bid came in approximately \$100,000 less than what was budgeted, second by Legislator Miller. The following resolution was adopted:

RESOLUTION NO. 308-720

AWARDING AND APPROVING AN AGREEMENT BETWEEN THE DEPARTMENT OF PUBLIC WORKS AND C.P. WARD, INC.

July 22, 2020
Resolutions 287-321

WHEREAS, the Orleans County Department of Public Works sought bids for the Construction of East Oak Orchard Street Bridge in Orleans County on July 16, 2020; NYS DOT Project Contract #D036041; and be it

RESOLVED, this Legislature awards and accepts the low bid submitted by C.P. Ward, Inc., 100 West River Road, P O Box 900, Scottsville, NY 14546; and authorizes the Chairman to execute an agreement with C.P. Ward, Inc. for the East Oak Orchard Street Bridge Preventative Bridge Maintenance Project in the Village of Medina at a bid cost of \$352,008; agreement effective as soon as County gives notice to proceed;

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

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 309-720

APPROVING AGREEMENT WITH DEPARTMENT OF PUBLIC WORKS AND VARIOUS VENDORS

RESOLVED, that this Legislature does hereby approve an agreement with the County Department of Public Works and the following vendors:

Suit-Kote Corporation, 1911 Lorings Crossing Road, Cortland, New York 13045 to provide labor, equipment and materials to In-Place Cold Recycle designated CHIPS roads in Orleans County. Pricing is through the County Department of Public Works Road and Bituminous Bid resolution #172-320; to be paid from Road Fund account 03.5112.0436. Pricing is not to exceed \$375,000.00 and is reimbursable through the Consolidated Highway Improvement Program.

Donegal Construction Corporation, 700 Excel Drive, Hunker, PA 15639, to provide a 7-ft wide self-loading mill with operator to assist with milling on designated roads. Pricing is through the County Department of Public Works Road and Bituminous Bid resolution #172-320; to be paid from

Road Fund account 03.5112.0436. Pricing is not to exceed \$21,750.00 and is reimbursable through the Consolidated Highway Improvement Program.

Midland Asphalt, 640 Young Street, Tonawanda, New York 14151-0388 to provide labor, equipment and materials to Pugmill 4,000 tons of 5/8" crusher run. Pricing is through the County Department of Public Works Road and Bituminous Bid resolution #172-320; to be paid from Road Fund account 03.5112.0436. Pricing is not to exceed \$152,500 and is reimbursable through the Consolidated Highway Improvement Program.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 310-720

AUTHORIZING THE EXECUTION AND SUBMITTAL OF THE COASTAL CONSISTENCY DOCUMENTATION FOR THE REDI PROJECT: ORLEANS COUNTY POINT BREEZE BOAT LAUNCH REHABILITATION PROJECT

WHEREAS, the Point Breeze Boat Launch is located on the eastern bank of Oak Orchard Creek, near the mouth of the creek, in the Town of Carlton; and

WHEREAS, the Point Breeze Boat Launch is owned and managed by Orleans County as an important asset for the community which is used consistently throughout the summer and periodically during the other seasons as a recreational resource for residents and visitors; and

WHEREAS, the Boat Launch is an important element of the County's tourism economy; and

WHEREAS, there have been multiple reported cases of launch closures due to the floating docks becoming inaccessible when water levels rise above the concrete abutments at the site; and

WHEREAS, the current ramp design is not flood resilient, and boaters cannot access the floating docks from the ramp or roadway during high water levels without having to enter the water; and

WHEREAS, it has been determined that the current boat launch design should be improved so that access to floating docks can be achieved without issue during varying water levels; and

WHEREAS, failure to rehabilitate the Point Breeze Boat Launch could deter current and future users from utilizing the facilities, especially during months of April through October months where boating activity is usually at the highest, with negative impacts to economic activity; and

WHEREAS, Orleans County proposes to rehabilitate the Point Breeze Boat Launch for the purposes of public health and safety, to protect local infrastructure and in support of regional economic development; and

WHEREAS, Orleans County has had an engineering study conducted to investigate the most appropriate alternative to increase the resiliency of the Boat Launch; and

WHEREAS, New York State is providing grant funding to Orleans County to support the implementation of the Point Breeze Boat Launch Rehabilitation project under the Lake Ontario Resiliency and Economic Development Initiative program; and

WHEREAS, the project is in NYS's Coastal area, and in accordance with New York State's Coastal Management Program (CMP) as required by the US Department of Commerce regulations (15 CFR 930.57), the project's potential impacts on the State's waterfront must be evaluated; and

WHEREAS, the Towns of Kendall, Yates and Carlton have adopted a joint Local Waterfront Revitalization Program (LWRP), and

WHEREAS, the Town of Carlton has completed the local Coastal Assessment Form (CAF) and further evaluated potential impacts in an attachment to the CAF, and determined that the action is consistent with the LWRP; and

WHEREAS, that Orleans County concurs with the Town of Carlton that the proposed activity complies with the LWRP and will be conducted in a manner consistent with such program.

NOW, THEREFORE, BE IT RESOLVED, that the proposed activity complies with the LWRP and will be conducted in a manner

consistent with such program, and

BE IT FURTHER RESOLVED THAT, documentation of coastal consistency will be submitted to the New York State Department of State, Office of Planning and Development, Attn: Consistency Review Unit.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 311-720

AUTHORIZING THE EXECUTION AND SUBMITTAL OF THE NEGATIVE DECLARATION FOR THE REDI PROJECT: ORLEANS COUNTY: POINT BREEZE BOAT LAUNCH REHABILITATION PROJECT

WHEREAS, the Point Breeze Boat Launch is located on the eastern bank of Oak Orchard Creek, near the mouth of the creek, in the Town of Carlton; and

WHEREAS, the Point Breeze Boat Launch is owned and managed by Orleans County as an important asset for the community which is used consistently throughout the summer and periodically during the other seasons as a recreational resource for residents and visitors; and

WHEREAS, the Boat Launch is an important element of the County's tourism economy; and

WHEREAS, there have been multiple reported cases of launch closures due to the floating docks becoming inaccessible when water levels rise above the concrete abutments at the site; and

WHEREAS, the current ramp design is not flood resilient, and boaters cannot access the floating docks from the ramp or roadway during high water levels without having to enter the water; and

WHEREAS, it has been determined that the current boat launch design should be improved so that access to floating docks can be achieved without issue during varying water levels; and

WHEREAS, failure to rehabilitate the Point Breeze Boat Launch could deter current and future users from utilizing the facilities, especially during months of April through October months where boating activity is usually at the highest, with negative impacts to economic activity; and

WHEREAS, Orleans County proposes to rehabilitate the Point Breeze Boat Launch for the purposes of public health and safety, to protect local infrastructure and in support of regional economic development; and

WHEREAS, Orleans County has had an engineering study conducted to investigate the most appropriate alternative to increase the resiliency of the Boat Launch; and

WHEREAS, New York State is providing grant funding to Orleans County to support the implementation of the Point Breeze Boat Launch Rehabilitation project under the Lake Ontario Resiliency and Economic Development Initiative program; and

WHEREAS, in accordance with Part 617 of the implementing regulations pertaining to Article 8 of the State Environmental Quality Review Act (SEQRA), the Orleans County Legislature has conducted a Coordinated Review of the project; and

WHEREAS, the County has received input from Interested and Involved Agencies for this action; and

WHEREAS, The Orleans County Legislature has thoroughly reviewed the project and the comments received; and

WHEREAS, in accordance with Part 617 of the implementing regulations pertaining to SEQRA, the County has reviewed Part 1 of the Full Environmental Assessment Form (FEAF) and completed Part 2 and Part 3 of the FEAF and reviewed the criteria for determining significance in accordance with Section 617.7 of SEQRA.

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature, in accordance with the New York State Environmental Quality Review Act (SEQRA), has determined that the proposed project will not adversely affect the natural resources of the State, and/or the health, safety and welfare of the public, and is consistent with social and economic considerations, and therefore issues a SEQR

Negative Declaration in accordance with Section 617.7 of SEQRA, and

BE IT FURTHER RESOLVED THAT, the Chairman is authorized to sign the Environmental Assessment Form, which will act as the Negative Declaration for this project.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

Note: Legislator DeRoller expressed that these projects are consistent with the Local Waterfront Revitalization Plan.

RESOLUTION NO. 312-720

AUTHORIZING THE EXECUTION AND SUBMITTAL OF THE COASTAL CONSISTENCY DOCUMENTATION FOR THE REDI PROJECT: ORLEANS COUNTY LAKESHORE ROAD IMPROVEMENTS

WHEREAS, Lakeshore Road in the Town of Carlton is a major thoroughfare for the community and is one of the main routes to Point Breeze; and

WHEREAS, Lakeshore Road is located on a bluff along the southern shore of Lake Ontario; and

WHEREAS, wave and horizontal ice pressure have continuously eroded the toe of the bluff causing sloughing and creating a hazardous situation for Lakeshore Road, along with damage to public utilities and private property; and

WHEREAS, this erosion of the bluff has at its closest points reached within approximately 16 feet from the edge of Lakeshore Road pavement, creating hazardous conditions for Orleans County residents and visitors; and

WHEREAS, Orleans County proposes to reconstruct Lakeshore Road for the purposes of public health and safety; and

WHEREAS, Orleans County has had an engineering study

conducted to investigate the most appropriate alternative to increase the resiliency of approximately 1,550 linear feet of Lakeshore Road in order to protect the roadway, public utilities and private property; and

WHEREAS, New York State is providing a grant to Orleans County to advance the Lakeshore Road project under the Lake Ontario REDI program; and

WHEREAS, the project is in NYS's Coastal area, and in accordance with New York State's Coastal Management Program (CMP) as required by the US Department of Commerce regulations (15 CFR 930.57), the project's potential impacts on the State's waterfront must be evaluated; and

WHEREAS, the Towns of Kendall, Yates and Carlton have adopted a joint Local Waterfront Revitalization Program (LWRP), and

WHEREAS, the Town of Carlton has completed the local Coastal Assessment Form (CAF) and further evaluated potential impacts in an attachment to the CAF, and determined that the action is consistent with the LWRP; and

WHEREAS, that Orleans County concurs with the Town of Carlton that the proposed activity complies with the LWRP and will be conducted in a manner consistent with such program.

NOW, THEREFORE, BE IT RESOLVED, that the proposed activity complies with the LWRP and will be conducted in a manner consistent with such program, and

BE IT FURTHER RESOLVED THAT, documentation of coastal consistency will be submitted to the New York State Department of State, Office of Planning and Development, Attn: Consistency Review Unit.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 313-720

**AUTHORIZING THE EXECUTION AND SUBMITTAL OF THE
NEGATIVE DECLARATION FOR THE REDI PROJECT: ORLEANS
COUNTY: LAKESHORE ROAD IMPROVEMENTS**

WHEREAS, Lakeshore Road in the Town of Carlton is a major thoroughfare for the community and is one of the main routes to Point Breeze; and

WHEREAS, Lakeshore Road is located on a bluff along the southern shore of Lake Ontario; and

WHEREAS, wave and horizontal ice pressure have continuously eroded the toe of the bluff causing sloughing and creating a hazardous situation for Lakeshore Road, along with damage to public utilities and private property; and

WHEREAS, this erosion of the bluff has at its closest points reached within approximately 16 feet from the edge of Lakeshore Road pavement, creating hazardous conditions for Orleans County residents and visitors; and

WHEREAS, Orleans County proposes to reconstruct Lakeshore Road for the purposes of public health and safety; and

WHEREAS, Orleans County has had an engineering study conducted to investigate the most appropriate alternative to increase the resiliency of approximately 1,550 linear feet of Lakeshore Road in order to protect the roadway, public utilities and private property; and

WHEREAS, New York State is providing a grant to Orleans County to advance the Lakeshore Road project under the Lake Ontario REDI program; and

WHEREAS, in accordance with Part 617 of the implementing regulations pertaining to Article 8 of the State Environmental Quality Review Act (SEQRA), the Orleans County Legislature has conducted a Coordinated Review of the project; and

WHEREAS, the County has received input from Interested and Involved Agencies for this action; and

WHEREAS, The Orleans County Legislature has thoroughly reviewed the project and the comments received; and

WHEREAS, in accordance with Part 617 of the implementing regulations pertaining to SEQRA, the County has reviewed Part 1 of the Full Environmental Assessment Form (FEAF) and completed Part 2 and Part 3 of the FEAF and reviewed the criteria for determining significance in accordance with Section 617.7 of SEQRA.

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature, in accordance with the New York State Environmental Quality Review Act (SEQRA), has determined that the proposed project will not adversely affect the natural resources of the State, and/or the health, safety and welfare of the public, and is consistent with social and economic considerations, and therefore issues a SEQR Negative Declaration in accordance with Section 617.7 of SEQRA, and

BE IT FURTHER RESOLVED THAT, the Chairman is authorized to sign the Environmental Assessment Form, which will act as the Negative Declaration for this project.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 314-720

**AUTHORIZING PAYMENTS FROM CAPITAL PROJECT
INFRASTRUCTURE PROJECTS ACCOUNT**

RESOLVED, that this Legislature authorizes the following payment(s) to be made from account H5120.250, Capital Project – Infrastructure Project – Bridge Replacement Program:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
5,285.00	Labella Associates	Professional Services Lakeshore Road Bridge Replacement

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 315-720

**AUTHORIZING SETTING UP NEW MONEY IN THE DEPARTMENT
OF PUBLIC WORKS BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new money in the Department of Public Works Road and Machinery Fund budget accounts due to monies received for labor, equipment and material costs for the 911 Radio Tower Site project as follows:

Revenue:		
03.5110.1286	Site Work Services	\$5,435.16
04.5130.1286	Site Work Services	\$8,731.67
Appropriation:		
03.5120.0470	Capital Projects	\$5,435.16
04.5130.0270	Capital Equipment	\$8,731.67

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 316-720

RESCINDING RESOLUTION NO. 238-520, WHICH AUTHORIZED A BUDGET ADJUSTMENT IN THE DEPARTMENT OF PUBLIC WORKS

RESOLVED, that this Legislature does hereby rescind Resolution No. 238-520 which was to adjust the budget for the Department of Public Works which was included in Resolution No 237-520.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 317-720

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 one (1) Toshiba e-Studio 5518A multifunction machine effective October 1, 2020 through September 30, 2024 as follows:

COB (County Office Bldg.)	e-Studio 5518A	\$169.00 per month
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Copy Room

Above are bill per copy B&W .0075 per page, with an annual increase of 2.5%

Moved Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 318-720

AUTHORIZING PAYMENT OF CLAIMS FOR AUGUST 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 August 12, 2020:

Fund/Department	Check Number (s):	
General	3918; 6089-6098; 6101-6252	\$377,124.24
Utility Payments	Paid on line	2,0243.44
Department of Public Works	1733-1751; 3889-2917	\$165,106.89
Job Development	3400	\$21,622.11
Self Insurance	1285	\$69.35

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 August 26, 2020:

Fund/Department	Check Number (s):	Amount:
General	6253-6366	\$297,108.26
Utility Payments	Paid on line	0

Department of Public Works	1752-1758; 3919-3933	\$33,259.56
Job Development	3401-3408	\$15,233.89
Self Insurance	64290, 64222; 1286-1287	\$5,029.50

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

The following add on resolutions were presented for adoption:

RESOLUTION NO. 319-720

AUTHORIZING SETTING UP NEW MONEY IN THE PUBLIC HEALTH DEPARTMENT BUDGET

RESOLVED, that the County Treasurer is authorized to set up new monies in the Public Health Department budget, as follows, as a result of an award received from the Greater Rochester Health Foundation (Res No. 296-720) to support health activities and operational needs at this time.

Revenue:

01.4010.1606	Greater Rochester Health Foundation	\$10,000
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Appropriation:

01.4010.0409	Vaccines & Medications	\$7,750
01.4010.0411	Office Supplies	\$800
01.4010.0463	Travel other than mileage	\$100
01.4010.0489	Nursing Supplies	\$1,350

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator DeFilipps moved to authorize Computer Services to initiate Spectrum to place a new circuit to the County Office Building Annex to offer free public internet access; second by Legislator DeRoller. Chairman Johnson added that Hot Spot locations have been added at municipal locations throughout Orleans and Niagara counties to access free internet while parked in the various locations that have installed WiFi. We will now have free WiFi if you park at the Orleans County Office Building waiting for an appointment. RTO Wireless helped make this happened, expressed Chairman Johnson. The following resolution was adopted:

RESOLUTION NO. 320-720

AUTHORIZING COMPUTER SERVICES TO INITIATE A NEW SPECTRUM CIRCUIT TO THE NEW COUNTY OFFICE BUILDING FOR FREE PUBLIC INTERNET ACCESS

WHEREAS, the Legislature is aware that Rural Technology Operators (RTO) Wireless is providing free wireless access to the general public using existing Local Area Networks to provide the connectivity to the Internet; and

WHEREAS, the Legislature is also aware that Orleans County, as a member of the Niagara Orleans Regional Alliance, has always been a great promoter of the idea of expanded Broadband Internet Access for the general public; and

WHEREAS, the Legislature is also aware of the dangers of unfettered access for the general public, the issues surrounding the security stance of the county networks and their wish to provide this access without duly hampering the production capabilities of county personnel; now be it

RESOLVED, that this Legislature authorizes the initiation of one Spectrum Business Class circuit at the County Office Building, 14016 State Route 31, Albion, NY 14411, to be managed by the Computer Services Department to provide connectivity for this Internet Access capability, installed for a one time only charge of \$99.00 and a cost of \$64.99 per month, to be paid for by the Computer Services Department Budget from budget line A1680.421 – Telephone and Internet Services.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to authorize hiring a temporary full time Custodial Worker to help during an employee's medical absence and also to assist in the additional cleaning requirements due to the Covid pandemic; second by Legislator Miller. The following resolution was adopted:

RESOLUTION NO. 321-720

AUTHORIZING CREATING AND FILLING TEMPORARY POSITION IN DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Department of Public Works has a Custodial Worker who is out under FMLA in the Buildings and Grounds Division; therefore be it

RESOLVED, that this Legislature authorizes the creation of a temporary full-time Custodial Worker, Grade 2 of the CSEA salary schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the temporary full-time Custodial Worker position effective July 23, 2020; and be it

FURTHER RESOLVED, that this temporary position shall be abolished once the aforementioned employee returns from FMLA.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Johnson called for any unfinished business and none was offered. She then opened the zoom call for any comments from today's callers. There were none offered as well.

Chairman Legislator closed the meeting with the following statement: "A face mask is more than a piece of cloth. It's a sign of respect. If you can wear a mask, you should do it. It shouldn't be up for discussion. If we can save one life, then wearing a mask at the supermarket for an hour or so has got to be entirely worth it. Think about other people. You might not get sick from the coronavirus, but you might give it to someone else. So what we need everybody to do is wear that mask. It's just like wearing a seatbelt. It is important for everyone to realize we all have a role in containing this disease so hospital capacity remains at a manageable level. There were questions about whether masks were necessary or effective in the early stages of the pandemic, but as knowledge of the virus has grown, the importance of masks has become clear. Wear a mask. Keep your distance. Wash your hands. Practice safe living. Anything less is selfish. Successfully navigating this pandemic doesn't mean getting back to the status quo. It means addressing missed warning signs that defined the pre-covid world, and creating a better world to take its place. Wearing a mask, ladies and gentleman, is respect."

July 22, 2020
Resolutions 287-321

Legislator DeFilipps moved to adjourn; second by Legislator Draper.
Meeting adjourned at 4:59 p.m.

LEGISLATURE MEETING

August 26, 2020

Chairman Johnson called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, led by Veteran and Legislator Ken DeRoller, the Clerk called the roll. All Legislators were present, with Legislator Miller participating by Zoom teleconferencing.

The Clerk presented the following communications: New York State Department of Agriculture and Markets has certified that the land included in the Orleans County Agricultural Districts is viable agricultural land, and as proposed is feasible and shall serve the public interest in assisting in maintaining a viable agricultural industry within the Districts.

The Orleans County Legislature would like to extend a thank you to the following people for volunteering their time in August with the weekly Foodlink Countywide Food Distributions: Orleans County Office for the Aging Staff, Community Action of Genesee and Orleans Staff and Volunteers, Volunteers and Staff of the Calvary Cupboard in Medina, Members of Calvary Tabernacle Assembly of God Church, Pathstone staff, Iroquois Job Corps staff, Bentley Brothers, Inc. staff, ARC of Genesee and Orleans staff, Orleans Community Health Foundation staff and family, Orleans County Cornell Cooperative Extension staff, Holley and Medina Central School district employees, Village of Albion, Holley, and Medina Police Departments who have assisted with traffic, Village of Albion Department of Public Works who have assisted with setup in Albion, and Individuals from the Community who have stepped up to volunteer. Thank you to the Holley and Medina Central School Districts for allowing us to use your facilities for the distributions.

These distributions would not be possible if we did not have the volunteers to assist. If anyone is interested in assisting on Friday's in September and October, please contact Melissa Blonar at the Orleans County Office for the Aging, 589-3191.

The Courthouse dome will be lit red, white and blue from Labor Day through 9/11 in honor of the lives lost or suffered by Covid 19 and in remembrance of 9/11.

Legislator Allport presented a Special Recognition Award to Ron Mannella for his achievement of being placed on the Public Health Works! Honor Roll as our Director of Weights and Measures. Director Paul Pettit expressed that having Ron come on Board has put us in a great position in that we are meeting all of the demands and requirements of this position. Last year at this time, Ron joined this shared services position with Genesee County and in going from two people to one, he has showed confidence; and the work he is putting out is top notch, expressed Director Pettit. He has taken the website and social media to a greater level. He is a great asset to the Department and looks out to protect our consumers and our businesses. He even offers help in other areas of the Public Health Department. Director Pettit also expressed his congratulations to Ron for doing a great job.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through July of 2020. Treasurer DeFrank reported that cash flow was down as compared to recent years at this time. Sales tax payments are down by 18% and 13% as compared to payments at this time last year. EMO has reached out to get the targeted grant funds (a total of \$2.6 million) which will help get our cash flow to where it was at this time last year reported Treasurer DeFrank.

Chairman Johnson called for open discussion as it related to the resolutions. Legislator Allport moved to add two resolutions to the agenda; second by Legislator Eick. Motion carried.

**Due to duplication in numbering, the following adopted resolutions will be renumbered as follows;

Adopted as:	Renumbered as:
319-820	370-820
320-820	371-820
321-820	372-820

The following resolutions were presented for adoption:

RESOLUTION NO. 322-820

AUTHORIZING CYBER SECURITY TRAINING FOR THE ORLEANS COUNTY EMPLOYEE BASE

WHEREAS, the Legislature understands the need for quality training for the employees of Orleans County and the current state of the security technology in the county, and;

WHEREAS, the Legislature is aware that the Employees have not received Cyber Security Training before now and that the threats to the Orleans County Network are escalating and are placing the county network at increasing risk, now be it;

RESOLVED, that this Legislature approves the purchase of Cyber Security Training from the least cost vendor, New Horizons/Logical Operations, 3535 Winton Place, Rochester, NY 14623, for \$6,900.00, using \$4,550.00 from the DHSES FY17 Grant, resolved under Res. # 250-620, and \$2,350.00 from Computer Services FY2020 Budget, 01.1680.0270 – Capital Projects; and be it

FURTHER RESOLVED, that the Chairman of the Legislature is authorized to sign the purchase agreement between Orleans County and New Horizons/Logical Operations.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 323-820

AUTHORIZING CREATING AND FILLING POSITION IN THE COMPUTER SERVICES DEPARTMENT

WHEREAS, to allow the Computer Services Department to maintain a high level of customer service assistance, properly administer and manage the increasing technology needs of the Orleans County Network and help keep the efficient operations of the Computer Services Department, it is requested that a permanent full time Account Clerk position be created; now be it

RESOLVED, that this Legislature does hereby authorize the creation of a permanent full time eight hour a day Account Clerk position in the Computer Services Department at Grade 9 of the CSEA Salary Schedule; and be it

August 26, 2020
Resolutions 322-372

FURTHER RESOLVED, that this Legislature authorizes the filling the newly created, vacant position effective September 1, 2020.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 324-820

ACCEPTING PROPOSAL FROM VENESKY & COMPANY FOR COUNTYWIDE COST ALLOCATION AND SPACE OCCUPANCY REPORT

RESOLVED, that this Legislature accepts the proposal from Venesky & Company, which will provide for the preparation of the 2020, 2021 and 2022 consolidated County-wide Cost Allocation Plan, a Department of Social Services Indirect Cost Proposal, and the determination of County-wide allocated indirect costs; and be it

FURTHER RESOLVED, that the Chairman of the Legislature is authorized to sign said proposal, which shall be in effect during the calendar years 2021, 2022 and 2023 at a cost of \$10,750 each year. Cost of the Plan will be billed departmentally in order to maximize reimbursement to the Department of Social Services, Public Health and County Treasurer.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 325-820

ADOPTING THE RETENTION AND DISPOSITION SCHEDULE FOR NEW YORK LOCAL GOVERNMENT RECORDS (LGS-1)

RESOLVED, By the Orleans County Legislature that Retention and Disposition Schedule for New York Local Government Records (LGS-1), issued pursuant to Article 57-A of the Arts and Cultural Affairs Law, and containing legal minimum retention periods for local government records, is hereby adopted for use by all officers in legally disposing of valueless records listed therein and be it

FURTHER RESOLVED, that in accordance with Article 57-A:

- (a) only those records will be disposed of that are described in Retention and Disposition Schedule for New York

- Local Government Records (LGS-1), after they have met the minimum retention periods described therein;
- (b) only those records will be disposed of that do not have sufficient administrative, fiscal, legal, or historical value to merit retention beyond established legal minimum periods.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 326-820

APPROVING RENEWAL LEASE AGREEMENT BETWEEN ORLEANS COUNTY AND ROY W. AND SCOTT A. SALMON

WHEREAS, Resolution No. 158-410 and 146-415 have approved five year lease agreements with Roy W. and Scott A. Salmon to provide public access to Oak Orchard Creek; now be it

RESOLVED, that this Legislature approves the lease renewal agreement between Orleans County and Roy W. and Scott A. Salmon of 1701 Park Avenue, Waterport, NY 14571, for the County of Orleans to lease from the Salmons 15.8 acres along the Oak Orchard Creek to provide public access to Oak Orchard Creek and its banks for recreational fishing and boating, to preserve vegetative cover in a riparian buffer so as to protect water quality and riparian habitat and to provide sites for fishery and habitat management, research and educational programs effective August 22, 2020 through August 21, 2025 at a cost of \$69,000, to be paid in yearly installments as noted in Article 3 of the Lease Agreement; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute the Lease Agreement and any other documents in order to effectuate the terms of the Lease.

Moved, DeRoller; second, DeFilipps.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 327-820

SETTING DATE OF PUBLIC HEARING FOR LOCAL LAW NO. 2-
INTRO OF 2020 REGARDING HOTEL OCCUPANCY TAX

WHEREAS, there has been duly presented and introduced to this Legislature a proposed local law entitled “A Local Law Amending Local Law Number 4 of the Year 2003 Imposing a Hotel and Motel Room Occupancy Tax in the County of Orleans With Respect to the Expiration Date Thereof”; therefore be it

RESOLVED, that a public hearing will be held on the said proposed local law by this Legislature on September 23, 2020 at 4:25 p.m. at which time all interested parties will be heard.

Moved, DeRoller, second, DeFilipps.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 328-820

AUTHORIZING PER DIEM RATE INCREASE FOR SOIL AND
WATER CONSERVATION DISTRICT BOARD MEETINGS

WHEREAS, a letter dated January 16, 2020 was received by the Secretary/Treasurer of the Soil and Water Conservation District Board requesting the Legislature to increase the rate of per diem to \$50 for performing services as Directors at a meeting; therefore be it

RESOLVED, that this Legislature does hereby authorize the per diem rate to be set at \$50 for attendance and performing services as Directors at a Soil and Water Conservation District Board meeting; such rate is paid out of the Soil and Water Conservation District budget effective September 1, 2020.

Moved, DeRoller; second, DeFilipps.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 329-820

APPROVING AGREEMENT BETWEEN MENTAL HEALTH
DEPARTMENT AND VARIOUS PROVIDERS

RESOLVED, that this Legislature approves agreements between Mental Health and the following providers:

Brian S. Amos, M.S., Ph.D., 1556 Fallen Leaf Terrace, Webster, NY 14580, providing services as a consulting psychologist for an average of 14 on-site hours per week for the duration of this contract effective August 19, 2020 through August 18, 2021 at an hourly rate of \$125.00. County cost is \$5,880.

General Physician, P.C., Larkin Bldg, 726 Exchange Street, Suite 710 for the purpose of coordination of referrals for treatment between Orleans County Department of Mental Health and General Physicians Associates effective August 27, 2020 to August 26, 2024. The County will not make any payments and there is no County cost.

SUNY College at Brockport, 350 New Campus Drive, Brockport, New York 14420 for the purpose of the Orleans County Department of Mental Health serving as a host site for internship placements with students who attend SUNY Brockport effective August 1, 2020 through July 31, 2024. This is a new educational Agreement with no County cost.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 330-820

AUTHORIZING FILLING VACANCY; ABOLISHING, CREATING AND FILLING A POSITION IN THE MENTAL HEALTH DEPARTMENT

RESOLVED, as a result of a retirement, that this Legislature does authorize the filling of an Administrative Secretary position (Position No. 4310.28) in the Mental Health Department at Grade 12 of the CSEA Salary Schedule effective August 31, 2020; and be it

FURTHER RESOLVED, that this Legislature does hereby abolish a Keyboard Specialist position (Position No. 4310.36) in the Mental Health Department at Grade 7, Step 3 of the CSEA Salary Schedule as a result of a resignation effective September 5, 2020; and be it

August 26, 2020
Resolutions 322-372

FURTHER RESOLVED, that this Legislature does hereby authorize the creation of a full time Receptionist position at Grade 7 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of this newly created vacant position effective September 8, 2020.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 331-820

AUTHORIZING REIMBURSEMENT TO MENTAL HEALTH INTERIM DIRECTOR FOR CELL PHONE USAGE

RESOLVED, that this Legislature authorizes payment from the Mental Health Department budget, for the Interim Director of Mental Health to be partially reimbursed for cell phone charges, incurred in conducting daily business, in the amount of \$50.00 per month, vouchered quarterly, effective June 1st; 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, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 332-820

APPROVING AGREEMENTS BETWEEN THE HEALTH DEPARTMENT AND VARIOUS AGENCIES

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

James McGuiness & Associates, 1482 Erie Boulevard, Schenectady, NY 12305, to provide software maintenance and support for Preschool Education billing services that includes use of the Medicaid Service Bureau and allows for additional support hours if custom reports are requested. Annual contract amount \$9,500. Contract period: January 1, 2020 through December 31, 2022. Full County Cost.

Orleans County Department of Public Works, 225 West Academy Street #1, Albion, NY 14411 for engineering services provided by the Department of Public Works Commissioner at a rate of \$150 per hour. Contract period: June 1, 2020 through December 31, 2021 with costs reimbursed by Drinking Water Enhancement grant and Article 6 State Aid 100%/36%.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 333-820

APPROVING AGREEMENT BETWEEN THE ORLEANS COUNTY HEALTH DEPARTMENT AND HEALTH RESEARCH INC. (HRI), CREATING AND FILLING POSITION AND AUTHORIZING TREASURER TO SET UP GRANT FUNDS

WHEREAS Health Research, Inc. (HRI), Riverview Center, 150 Broadway, Suite 560, Menands, NY 12204 has provided funding to local health departments for response to COVID-19;

RESOLVED that this Legislature approves the contract with HRI and accepts these funds in the amount of \$259,355 for the purpose of enhanced detection, surveillance and prevention of COVID-19. Contract period July 1, 2020 through June 30, 2022;

FURTHER RESOLVED that this Legislature does hereby authorize the creation of a new temporary full-time Epidemiologist position in the Health Department at Grade 21 of the CSEA schedule to run concurrent with the grant and;

FURTHER RESOLVED that this Legislature does hereby authorize the filling of this newly created vacant temporary full-time Epidemiologist position effective August 27, 2020.

FURTHER RESOLVED that the County Treasurer is authorized to set up the following new money in the 2020 Public Health budget:

Revenue:		
01.4010.4489	Bioterrorism Preparedness	\$40,369

Appropriations:

01.4010.0100	Personal Services	\$29,606
01.4010.0220	Office Equipment	\$1,800
01.4010.0411	Office Supplies	\$100
01.4010.0810	NYS Retirement	\$4,589
01.4010.0820	Medicare	\$429
01.4010.0830	Social Security	\$1,835
01.4010.0860	Health Insurance	\$2,010

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 334-820

**AUTHORIZING THE ORLEANS COUNTY HEALTH DEPARTMENT
TO APPLY FOR GRANT**

WHEREAS, the Orleans County Health Department participates in the Emerging Leaders in Public Health (ELPH) program through The Kresge Foundation;

WHEREAS, funding is available in an amount up to \$50,000 for proposed focus areas related to the Chief Health Strategist role/Community Health Strategies but also includes COVID response activities;

RESOLVED, that the Orleans County Legislature authorizes the Orleans County Health Department to apply for this grant being offered by The Kresge Foundation.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 335-820

**AUTHORIZING FILLING OF VACANCY IN THE HEALTH
DEPARTMENT**

WHEREAS a letter of retirement has been received from the Emergency Preparedness Assistant,

RESOLVED that this legislature does hereby authorize the filling of the vacant Emergency Preparedness Assistant (4010.25) in the Public

Health Department at Grade 12 of the CSEA salary schedule effective October 1, 2020.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 336-820

AUTHORIZING GRADE CHANGE AND EXPANSION OF HOURS FOR PUBLIC HEALTH DIRECTOR

WHEREAS, Orleans County has determined that enhancing the Public Health Department programmatic delivery capacities can be achieved by means of expansion of the work processes of the Public Health Director position such that the normal work week for this position shall be thirty-seven and one-half (37.5) hours,

RESOLVED, that the Legislature does hereby approve the expansion of hours to thirty seven and one-half (37.5) per week to the Public Health Director and the increase in salary to \$97,739 plus longevity, that reflects the change in hours, effective August 30, 2020.

FURTHER RESOLVED that the Legislature does hereby approve the position of Public Health Director to be moved from Grade 11, Step 12 of the Management Compensation Plan to Grade 12, Step 6.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Johnson thanked Public Health Director Paul Pettit for his leadership during Covid 19.

RESOLUTION NO. 337-820

AUTHORIZING THE HEALTH DEPARTMENT TO ADD ONE CELL PHONE TO THE VERIZON ACCOUNT

RESOLVED, that this Legislature does hereby authorize the Orleans County Public Health Department to add one (1) cell phone to the Verizon

account, to be paid per month with COVID-19 grant funding from budget account 01.4010.0401 - Cellular Phones;

FURTHER RESOLVED, that this Legislature authorizes the use of this one cell phone for the following positions in the Public Health Department:

4010.08 4010.28 4010.32 4010.51

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Draper moved to approve the School Resource Officers in both the Kendall and Lyndonville School Districts; second by Legislator Allport. Legislator DeRoller voiced his pleasure that these officers will be returning to these school districts. The following resolution was adopted:

RESOLUTION NO. 338-820

APPROVING MEMORANDUM OF UNDERSTANDING AGREEMENTS BETWEEN SHERIFF'S OFFICE AND KENDALL AND LYNDONVILLE CENTRAL SCHOOL DISTRICTS

RESOLVED, that this Legislature approves a Memorandum of Understanding Agreement between Orleans County Sheriff's Office, 13925 Route 31, Suite 400, Albion, NY 14411 and Kendall Central School District, 1932 Kendall Road, Kendall, NY 14476, for the Orleans County Sheriff's Office to partner in establishing and sustaining a School Resource Officer to serve in the schools and on school grounds within the Kendall Central School District, commencing September 1, 2020 and terminating June 30, 2022, with compensation for SRO to be made to the Sheriff's Office by the Kendall School District and be it

FURTHER RESOLVED, that this Legislature approves a Memorandum of Understanding Agreement between Orleans County Sheriff's Office, 13925 Route 31, Suite 400, Albion, NY 14411 and Lyndonville Central School District, 25 Housel Avenue, Lyndonville, NY 14098, for the Orleans County Sheriff's Office to partner in establishing and sustaining a School Resource Officer to serve in the schools and on school grounds within the Lyndonville Central School District, commencing September 1, 2020 and terminating June 30, 2022, with compensation for SRO to be made to the Sheriff's Office by the Lyndonville School District.

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, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 339-820

APPROVING CERTIFICATION OF THE 2021 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 2021 STOP-DWI PLAN with the New York State Department of Motor Vehicles-Governor's Traffic Safety Committee, 6 Empire State Plaza, Albany, NY 12228, for a budget of \$88,865.00, for annual plan year January 1, 2021 through December 31, 2021.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Draper moved to approve the professional services proposal for the Holding Center; second by Legislator Allport. It was noted that the Chief Administrative Officer, Sheriff and Jail Superintendent have been part of these discussions. The following resolution was adopted:

RESOLUTION NO. 340-820

APPROVING PROPOSAL FOR PROFESSIONAL SERVICES WITH WENDEL FOR HOLDING CENTER

RESOLVED, that this Legislature does hereby approve a proposal for professional services with Wendel, Center Point Corporate Park, 375 Essjay Rd, Suite 200 Williamsville for professional services to evaluate the current Holding Center (Jail) and develop options to fulfil the current holding center needs at a professional fee not to exceed \$9,750.

August 26, 2020
Resolutions 322-372

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 341-820

**APPROVING AGREEMENT BETWEEN SHERIFF'S OFFICE AND
NEW YORK STATE CANAL CORPORATION**

WHEREAS, Resolution No. 137-320 authorized the Orleans County Sheriff's Office to apply for available reimbursement funding for officer's services in conducting Marine patrols along the Erie Canal and canalway trails; now be it

RESOLVED, that the Orleans County Sheriff's Office is authorized to participate in and accept the 2020-2021 grant funding award, in the amount of \$20,800.00 from NYS Canal Corporation, and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman to execute an agreement between the New York State Canal Corporation, 30 South Pearl Street, Albany, NY 12207 and the Sheriff's Office to establish Marine patrols to enforce NYS Marine Laws and to monitor activity along the canal and its pathways effective April 1, 2020 through March 31, 2021.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 342-820

**AUTHORIZING FILLING VACANCIES IN THE SHERIFF'S
OFFICE/JAIL**

WHEREAS, a Correction Lieutenant is retiring in the Sheriff's Department; therefore be it

RESOLVED, that this Legislature authorizes the filling of a vacant full time Correction Lieutenant position (3150.03) in the Sheriff's Department at a Grade 8 of the OCSEA Salary Schedule, effective September 14, 2020; and be it

FURTHER RESOLVED, that this Legislature, subsequent to the filling of the vacant Correction Lieutenant position authorizes the filling of a vacant full time Correction Sergeant First Class position (3150.43) in the

Sheriff's Department at a Grade 7 of the OCSEA Salary Schedule ,effective September 14, 2020; and be it

FURTHER RESOLVED, that this Legislature, subsequent to the filling of the vacant Correction Sergeant First Class position, authorizes the filling of a vacant full time Correction Sergeant position (3150.15) in the Sheriff's Department at a Grade 6 of the OCSEA Salary Schedule, effective September 14, 2020; and be it

FURTHER RESOLVED, that this Legislature, subsequent to the filling of the vacant full time Correction Sergeant position, authorizes the filling of a vacant full time Correction Officer position (3150.19) in the Sheriff's Department at a Grade 5 of the OCSEA Salary Schedule, effective September 14, 2020; and be it

FURTHER RESOLVED, that this Legislature, subsequent to the filling of the vacant full time Correction Officer position, authorizes the filling of a vacant part time Correction Officer position (3150.28) in the Sheriff's Department at an hourly rate of \$15.07, effective September 14, 2020.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 343-820

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

WHEREAS, this Legislature, in Resolution No. 134-320, had authorized the Orleans County Sheriff's Office to apply to the New York State Governor's Traffic Committee, 6 Empire State Plaza, Albany, NY 12228, for safety grant funding, now be it

RESOLVED, that this Legislature accepts the 2020-2021 Child Passenger Safety Grant (CPS-2021-Orleans Co SO-00076-(037) award in the amount of \$1,700 for funding period October 1, 2020 through September 30, 2021, to be used for public outreach on proper use and

installation of child safety seats, technician recertification, and equipment purchase; and be it

FURTHER RESOLVED, the this Legislature accepts the 2020-2021 Police Traffic Services grant (PTS-2020-Orleans CO SO-00152-037) award in the amount of \$8,032 for funding period October 1, 2020 through September 30, 2021 to be used for traffic law enforcement to increase seat belt usage and reduce dangerous driving behaviors.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 344-820

AUTHORIZING TREASURER TO SET UP NEW MONEY WITHIN THE SHERIFF'S BUDGET

WHEREAS, Resolution No. 215-520 authorized the Orleans County Sheriff to participate in and accept the grant agreement between NYS Division of Homeland Security and Emergency Services for Operation Stonegarden FY19 in the amount of \$71,028.00 on grant SG19-1002-DOO, Contract # C972499, term September 1, 2019 through August 31, 2022; now be it

RESOLVED, that this Legislature authorizes the Treasurer to set up new monies with the Sheriff's budget from Operation Stonegarden grant as follows:

Revenue		
01.3110.4308.7419	Homeland Security-Sheriff Stonegarden 2019	\$71,028
Appropriations		
01.3110.0486.7419	Special Grants Stonegarden 2019	\$71,028

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 345-820

AUTHORIZING TREASURER TO TRANSFER FUNDS WITHIN THE SHERIFF'S BUDGET FOR REPAIRS ON MARINE PATROL SAFE BOATS AND AUTOMOTIVE PARTS FOR PATROL VEHICLES

RESOLVED, that the Treasurer is authorized to transfer monies within the Sheriff's budget to cover the unexpected cost of repairs and replacement to both M1 and M2 Mercury safe boats through Bow & Stern Marine, 400 River Road North Tonawanda, NY 14120 and also for the purchase of automotive parts as follows:

From:		
01.3150.0424	Food Costs	\$25,578.48
To:		
01.3110.0430	Navigation Expenses	\$10,578.48
01.3110.0414	Automotive Parts	\$15,000.00

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 346-820

AUTHORIZING SETTING UP NEW MONEY IN THE SHERIFF'S STOP DWI BUDGET

RESOLVED, that the County Treasurer is authorized to set up new monies from the NYS STOP DWI Foundation as reimbursement for the 2020 STOP-DWI Memorial Day Crackdown enforcement patrols, in the Sheriff's STOP-DWI budget, as follows:

Revenue:		
01.3315.2615	STOP-DWI Program	\$365.20
Appropriation:		
01.3315.0486	Grants	\$365.20

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Draper moved a resolution to support state assistance for complying with Executive Order 203; seconded by Legislator Allport.

Legislator Allport stated that public safety has a thin line between civilized and uncivilized societies. He stated that in 2019 the FBI reported over 60 million interactions with law enforcement and the public. Of those, there were 1,004 shootings with over 900 that were justified because law enforcement were being shot back at. He said that of 1,004 victims who were shot, 8 were un-justified and those eight officers ended up going into the justice system and feels the system worked. Over 90 officers gave their lives to protect and serve others across our country. Legislator Allport does not think that law enforcement is out of control and those bad cops do go through the system as they should. Chairman Johnson stated that the executive order is demanding that we do police reform and reinvention collaborative. She expressed that in Orleans County she does not believe we need to reimagine our police forces. We have highly decorated officers in our village police, Sheriff's Department and in our State Police that also serve Orleans County residents. She said she does not see any need for reform and had directed such reform with no funding behind it. The following resolution was adopted:

RESOLUTION NO. 347-820

**SUPPORTING STATE ASSISTANCE FOR COMPLYING WITH
EXECUTIVE ORDER 203**

WHEREAS, following the tragic death of Mr. George Floyd and the call for reforms to policing in subsequent days, Governor Andrew M. Cuomo signed Executive Order 203 (E.O. 203), the "New York State Police Reform and Reinvention Collaborative;" and

WHEREAS, the stated purpose of E.O. 203 was to create significant law enforcement changes in response to police-involved deaths and concerns about racially biased law enforcement and to create accountability for law enforcement agencies. This Executive Order is intended to require local governments to re-invent and reform their law enforcement agencies; and

WHEREAS, E.O. 203 includes five actions that local governments must take to comply with this new requirement:

- 1) Each local government entity must perform a comprehensive review of current police force deployments, strategies, policies, procedures, and practices for the purpose of developing a plan to improve each element for addressing the particular needs of the communities served by such police agency and promoting community

engagement to foster trust, fairness, and legitimacy; and to address any racial bias and disproportionate policing of communities of color;

- 2) Each chief executive of the local government entity must convene with the head of the local police agency and community stakeholders to develop the plan to improve such deployments, strategies, policies, procedures, and practices;
- 3) The local government entity, in coordination with its police agency, must consult with stakeholders, including but not limited to membership and leadership of the local police force; members of the community, with emphasis in areas with high numbers of police and community interactions; interested non-profit and faith-based community groups; the local office of the district attorney; the local public defender; and local elected officials, and create a plan to adopt and implement the recommendations resulting from its review and consultation, including any modifications, modernizations, and innovations to its policing deployments, strategies, policies, procedures, and practices that are tailored to the specific needs of the community and general promotion of improved police agency and community relationships based on trust, fairness, accountability, and transparency, and which seek to reduce any racial disparities in policing;
- 4) The plan must be offered for public comment to all citizens in the locality, and after consideration of such comments, shall be presented to the local legislative body in such political subdivision, which shall ratify or adopt such plan by local law or resolution, as appropriate, no later than April 1, 2021;
- 5) The local government entity must transmit a certification to the Director of the Division of the Budget to affirm that such process has been complied with and such local law or resolution has been adopted; and

WHEREAS, while counties recognize the significance and importance of this reform initiative, the financial and administrative burden coupled with a lack of state guidance creates an almost impossible situation to comply; now therefore be it

RESOLVED, that the Orleans County Legislature encourages the Governor and the State Division of Budget and the State Division of Criminal Justice Services (DCJS) to promulgate guidance and provide state financial assistance to aid counties in compliance and implementation with Executive Order 203; and be it

FURTHER RESOLVED, that copies of this resolution be sent to the counties of New York State encouraging member counties to enact similar resolutions; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall forward copies of this resolution to the Governor Andrew M. Cuomo, Senator Robert Ort, Assemblymen Steve Hawley and Michael Norris, State Division of Budget, State Division of Criminal Justice Services, NYSAC, and all others deemed necessary and proper.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 348-820

AUTHORIZING TREASURER TO SET UP MONEY IN THE EMERGENCY MANAGEMENT BUDGET

WHEREAS, Resolution No 383-919 approved the Independent Contractor Agreement with LM Public Safety dba Summit Public Safety, expending SHSP FY17 grant funds, and authorizing the Treasurer to set up unspent grant funds; now be it

RESOLVED, that this Legislature authorizes the Treasurer to set up SHSP FY17 grant funds in 2020 as follows:

Revenue:		
01.3640.4309.2017	State Homeland Security Program	\$3,000
Appropriation:		
01.3640.0486.2017	Special Grants-SHSP FY17	\$3,000

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 349-820

AUTHORIZING PAYMENT TO HARRIS CORPORATION AND
AUTHORIZING TREASURER TO SET UP NEW MONEY

WHEREAS, the NYS DHSES State Interoperable Communication
FY2019 Grant was accepted by Resolution No 42-120; and

WHEREAS, the Legislature approved a five-year service agreement
between Harris Corporation with Resolution NO 243-617; now be it

RESOLVED, that the year **four** payment of \$101,700 will be paid
from said State Interoperable Grant; and be it

FURTHER RESOLVED, that this Legislature authorizes the
Treasurer to set up new grant money as follows:

Revenue:

01.3640.4309.1974	2019 State Interoperable Communication Grant	\$101,700
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Appropriation:

01.3640.0486.1974	Special Grants- Interop SICG FY19	\$101,700
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Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 350-820

AUTHORIZING EMERGENCY MANAGEMENT TO DISPOSE OF OR
RECYCLE SURPLUS AND OBSOLETE EQUIPMENT FROM THE
RADIO ROOM AND POLE BARN

RESOLVED, that this Legislature authorizes the Director of
Emergency Management to recycle or dispose of surplus and obsolete
Harris, EJ Johnson and 700/800 MHz radio equipment, Exacom recording
equipment and Cassidian 911 phone equipment from the Emergency
Management radio room and pole barn.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to support bills to create a volunteer firefighter recruitment and retention task force; second by Legislator Miller. Legislator Allport expressed that this has been an issue for decades. He added that 25 to 35 year olds, who typically would be our volunteers, are moving out of the state. He said the way the state continues to be run, this movement will not change. He agrees that there is a need for a task force but does not see how this trend will change. He said our volunteer firefighters save tax payers over \$8 million. Fire departments that would have to pay for firefighters, would also need to shut their departments down because they can't afford paid firemen. Legislator DeRoller added that with 50% of our land mass is agriculture, it is hard to entice people to our area. We need to look at housing opportunities and better broadband. Kendall is currently the only volunteer ambulance in Orleans County and has the only carnival to support their volunteer department. Legislator DeRoller also indicated that training is also an obstacle so with many moving parts he hopes that the right task force is created. The following resolution was adopted:

RESOLUTION NO. 351-820

**SUPPORTING ASSEMBLY BILL A.9779A/SENATE BILL S.7589B TO
CREATE A VOLUNTEER FIREFIGHTER RECRUITMENT AND
RETENTION TASK FORCE**

WHEREAS, Volunteer firefighters serve not only an important function as first responders in their communities, but are often the first line of defense during a state-wide emergency, like COVID-19, and

WHEREAS, over the years the number of individuals willing to join the volunteer fire service has decreased, putting a strain on many communities as they seek to ensure the protection of their residents, and

WHEREAS, The COVID-19 pandemic has further increased the difficulty in attracting new individuals to join the ranks of volunteer firefighters, and

WHEREAS, the Firemen's Association of the State of New York, the Association of Fire Districts of New York, the State Association of Fire Chiefs and New York State Fire Coordinators have been left with the sole responsibility of recruiting volunteer firefighters.

WHEREAS, Assembly Bill A.9779A and Senate Bill S.7589B has been introduced in the New York State Legislature to create a volunteer firefighter recruitment and retention task force, and

WHEREAS, such a task force would be inclusive of relevant state agencies, designated associations representing volunteer firefighters, and members of the Legislature to provide the Governor, the Senate and the Assembly with recommendations to assist in the recruitment and retention of volunteer firefighters, now, therefore, be it

RESOLVED, that the Orleans County Legislature acknowledges the important role volunteer firefighters play in keeping our communities in Orleans County safe and shares the concern about the decreasing numbers of those serving as volunteer firefighters, and be it further

RESOLVED, that the Orleans County Legislature fully supports Assembly Bill A.3440A and Senate Bill S.7589B and be it further

RESOLVED, that that copies of this resolution be sent to Governor Andrew Cuomo, Senator Rob Ortt, Assemblyman Steve Hawley, Assemblyman Michael Norris, Leaders of the State Assembly and Senate.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 352-820

APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES AND VARIOUS AGENCIES

RESOLVED, that this Legislature does hereby approve the following renewal agreement between the Orleans County Department of Social Services and the following agency:

Job Development Agency, Albion, NY for funding of summer employment for TANF eligible youth, ages 16-21; to be effective May 1, 2020 through September 30, 2020 at a cost of \$94,506. County cost \$0.

The William George Agency, Freeville, NY for the provision of residential foster care services; to be effective September 1, 2020 through August 31,

2021 at per diem rates as established by the State, not to exceed \$500,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Elmcrest, Syracuse, NY for the provision of residential foster care services; to be effective October 1, 2020 through September 30, 2021 at per diem rates as established by the State, not to exceed \$500,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Orleans County Sheriff's Department (OCSD), Albion, NY for the provision of deputy security services in the way of screening visitors and managing the metal detector in the entrance of the Orleans County Office Building. Deputy will also manage noncompliant visitors to the complex and respond to requests from employees for assistance as needed at a cost of \$35,684.39 effective through December 31, 2020.

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 353-820

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

WHEREAS, the Department of Social Services continuously reviews staffing to provide more efficient operations of county business due to recent resignations, retirements and reorganizations; now be it

RESOLVED, that this Legislature does hereby authorize, as the result of a resignation, filling a full-time Social Welfare Examiner position (6010.0402) in the Department of Social Services at Grade 13 of the CSEA Salary Schedule effective August 27, 2020; and be it

FURTHER RESOLVED, that this Legislature does authorize the creation of a temporary full-time Clerk position (11/2/20-4/30/21) in the Department of Social Services at Grade 7 of the CSEA Salary Schedule for implementation of the Home Energy Assistance Program (HEAP) to be reimbursed with 100% Federal Funds; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of this newly created vacant position effective August 27, 2020.

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 354-820

AMENDING RESOLUTION NO. 303-720 REAPPOINTING THE
COMMISSIONER OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby amend Resolution No. 303-720 making the appointment of Thomas Kuryla, Commissioner of Social Services effective January 1, 2020 through December 31, 2024.

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 355-820

APPROVING MULTI-JURISDICTIONAL CHIEF ELECTED
OFFICIALS AGREEMENT FOR GENESEE, LIVINGSTON, ORLEANS,
AND WYOMING (GLOW) COUNTIES TO ORGANIZE AND
IMPLEMENT ACTIVITIES PURSUANT TO THE WORKFORCE
INNOVATION AND OPPORTUNITY ACT (WIOA)

RESOLVED, that this Legislature does hereby approve the Multi-Jurisdictional Chief Elected Officials Agreement for Genesee, Livingston, Orleans and Wyoming (GLOW) Counties to organize and implement activities pursuant to the Workforce Innovation and Opportunity Act (WIOA) and as proposed by the Governor of the State of New York for the purpose of administering WIOA in Genesee, Livingston, Orleans, and Wyoming Counties; and be it

FURTHER RESOLVED, that the County Chairman is hereby authorized to execute the Agreement, subject to review by the County Attorney and Chief Administrative Officer.

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Miller moved to support a federal bill for obsolete computers to be offered to veterans and students; second by Legislator Eick. Nancy

Traxler, Director of Veterans Services, stated that the federal government rotates computers from departments every three years and they go to a waste site. Now there is a plan to send these computers to be refurbished and then offer them to veterans and students who are in need of computers. This is especially important now with low income or job seekers, or kids now being home schooled, the use of the repurposed computers are more a need than having them recycled expressed Director Traxler. The following resolution was adopted:

RESOLUTION NO. 356-820

SUPPORTING OF H.R. 7566, COMPUTERS FOR VETERANS AND STUDENTS ACT

WHEREAS, the COVID-19 pandemic has further highlighted how dependent people are on their computers at home to meet many of the demands of everyday life, and

WHEREAS, those who do not have access to updated computer equipment can be at a major disadvantage in pursuing employment and education, as well as staying informed in the digital age, and

WHEREAS, H.R. 7566, known as the Computers for Veterans and Students Act (COVS), has been introduced in the United State House of Representatives to help address this problem, and

WHEREAS, the COVS Act proposes a straightforward change to the process by which federal surplus/excess/retired computers are handled, and

WHEREAS, the COVS Act would direct the General Services Administration to give nonprofit refurbishers access to those computers to update the software and hardware, and then distribute these computers to veterans and students in communities nationwide, and

WHEREAS, 500,000 federal computers are taken out of service each year, the COVS Act would both help get computers to those who need them, while also reducing e-waste; now therefore be it

RESOLVED, that the Orleans County Legislature fully supports H.R. 7566, the Computers for Veterans and Students Act and be it further

RESOLVED, that that copies of this resolution be sent to

Congressman Christopher Jacobs.

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 357-820

**APPROVING RENEWAL AGREEMENT BETWEEN ORLEANS
COUNTY AND NYS UNIFIED COURT SYSTEM**

RESOLVED, that this Legislature approves a one (1) year renewal agreement between Orleans County and the NYS Unified Court System for Court Cleaning and Minor Repairs (Contract No. C300472) for SFY 2020-2021 in the amount of \$107,218 of which is 100% reimbursable to the County by the State. This agreement shall be retroactive to April 1, 2020 and shall terminate on March 31, 2021.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 358-820

**APPROVING AGREEMENTS WITH DEPARTMENT OF PUBLIC
WORKS AND VARIOUS VENDORS**

RESOLVED, that this Legislature does hereby approve agreements with Orleans County Department of Public Works and the following:

Zebra Paint Striping, 7590 Airport Road, Hornell, NY 14843, to provide labor, material and equipment to Centerline and Edgeline stripe County owned and maintained roads. Pricing is through the County Department of Public Works Road and Bituminous Bid resolution #172-320; to be paid from Road Fund account 03.5110.0432. Pricing is not to exceed \$65,000.00; contract period September 1, 2020 through December 31, 2020.

Shred-it USA, Inc., 400 Riverwalk Pkwy #200, Tonawanda, NY 14150 for the provision of secure destruction of county records effective April 1, 2020 through March 31, 2024 at a cost prescribed in the price sheet and pick up schedule of \$7,549.10 per year plus Fuel/Environmental and Recycling

recovery surcharge; to be paid out of Department of Public Works Buildings and Grounds account no. 01.1620.0403 — maintenance projects.

Garland/DBS, Inc., 3800 East 91st Street, Cleveland, Ohio 44105 to repair aluminum siding and flashing on the Courthouse; Master Intergovernmental Cooperative Purchasing Agreement (MICPA) #PW1925 at a cost not-to-exceed \$20,000, to be paid out of the Department of Public Works Buildings and Grounds Budget Account 01.1620.0403 - maintenance project budget account, subject to the review and approval of the County Attorney and Chief Administrative Officer.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 359-820

AUTHORIZING FILLING VACANCY IN DEPARTMENT OF PUBLIC WORKS

WHEREAS, a Custodial Worker in the Department of Public Works has resigned effective August 21, 2020; therefore be it

RESOLVED, that this Legislature authorizes the filling of a vacant full time position of Custodial Worker (1620.06) in the Department of Public Works, Grade 2 of the CSEA salary schedule effective August 31, 2020.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 360-820

AUTHORIZING PAYMENTS FROM CAPITAL PROJECT INFRASTRUCTURE PROJECTS ACCOUNT

RESOLVED, that this Legislature authorizes the following payment(s) to be made from account H5120.250, Capital Project – Infrastructure Project – Bridge Replacement Program:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$4,130.00	Labella Associates	Professional Services Lakeshore Road Bridge Replacement

\$18,056.50 Labella Associates Professional Services Angling Road
Bridge over Johnson Creek
Replacement (Inv #126198)

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 361-820

**AUTHORIZING PAYMENTS FROM CAPITAL PROJECT REDI
PROJECT 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>
38,243.35	Wendel	Professional services for Point Breeze Redi Project

FURTHER 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>
44,231.05	Wendel	Professional services for Lakeshore Road Redi Project

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 362-820

**MODIFYING RESOLUTION 165-320 REGARDING BAN ON OUT OF
COUNTY TRAVEL AND FILLING POSITIONS**

WHEREAS Resolution 165-320 banned all out of county travel for
trainings or conferences during the Orleans County State of Emergency
Order; now be it

August 26, 2020
Resolutions 322-372

RESOLVED, that this Legislature does hereby lift the ban on all out of county travel for trainings or conferences effective August 27, 2020; and be it

FURTHER RESOLVED, that this Legislature also removes the delay that was imposed in filling vacant positions; and be it

FURTHER RESOLVED, that the all filling of said positions shall be done with the approval of the Chief Administrative Officer.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 363-820

APPROVING PROPOSAL FOR PROFESSIONAL SERVICES AGREEMENT WITH WENDEL FOR COVID-19 EVALUATION OF COUNTY OFFICE BUILDING

WHEREAS the County Office Building north was opened in 1980 and have evolved over time as the County's operations have changed and

WHEREAS the COVID-19 pandemic has altered County operations since March with new rules such as social distancing for the health and safety of our residents and our employees and

WHEREAS there are certain areas in the County Office Building north which have required certain employees to work remotely to ensure the employees' health and safety and

WHEREAS it has become apparent that an outside professional services company is needed to evaluate the County Office Building north workspaces which include the Department of Social Services and the Department of Job Development as well as the rest of the building to determine that the workspace shall be compliant with COVID-19 guidelines for the health and safety of our employees and our residents so that we may return the remote working employees; now be it

RESOLVED, that this Legislature does authorize an agreement with Wendel, Center Point Corporate Park, 375 Essjay Rd, Suite 200 Williamsville for professional services to evaluate the County Office Building north workspaces and also the main entrance of the South County

Office Building entrance at a professional fee not to exceed \$9,750 related to COVID 19

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 364-820

APPROVING AGREEMENT ON BEHALF OF ORLEANS COUNTY AS A PARTICIPATE OF NIAGARA ORLEANS REGIONAL LAND IMPROVEMENT CORPORATION

RESOLVED, that this Legislature does hereby approve an agreement with the New York State Department of Environmental Conservation, Office of the State Comptroller-New York Environmental Protection and Spill Compensation Fund, County of Niagara, County of Orleans, City of Lockport City of Niagara Falls, City of North Tonawanda and the Niagara Orleans Regional Land Improvement Corporation (NORLIC) to cooperate and share information concerning the nature and extent of contamination on properties and determine the need for remediation to assure that the Land Bank can help return properties covered by this agreement to their respective tax rolls; and be it

FURTHER RESOLVED, that this Legislature authorized the Chairman to execute this agreement, subject to the review and approval of the County Attorney and Chief Administrative Officer, on behalf of Orleans County as a participant of NORLIC.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 365-820

APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND LAKE COUNTRY MEDIA FOR PRINTING

RESOLVED, that this Legislature does hereby approve the agreement between the County of Orleans and Lake Country Media, 170 N. Main St., Albion, NY 14411 to provide printed material including letterhead, stationary, envelopes, business cards and

August 26, 2020
Resolutions 322-372

appointment cards for all county departments from September 14, 2020 through September 13, 2021.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 366-820

AUTHORIZING PAYMENTS FROM CAPITAL PROJECT COUNTY OFFICE BUILDING ADDITION AND RENOVATIONS ACCOUNT

RESOLVED, that this Legislature authorizes the following payments to be made from account H1610.250, Capital Project – County Office Building Addition and Renovations Account:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$4,645.00	Houseman Refrigeration LLC	Install of New Humidifier unit to current Liebert Unit, Inv#6501
\$1,250.00	Robert L. Kistler Service Corp.	Factory startup of Humidifier for Computer Services Server Room - Liebert Model MMD12ENPOON

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 367-820

AUTHORIZING PAYMENT OF CLAIMS FOR SEPTEMBER 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 September 9, 2020:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	6367-6374; 6478-6579	\$230,455.93
Utility Payments	Paid on line	\$311.13
Department of Public Works	1759-1767; 3934-3952	\$517,973.15
Job Development	3409-3422	\$29,240.89
Self Insurance	64371, 1289	\$2,339.80

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 September 23, 2020:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	6580-6586; 6588-6688	\$894,423.04
Utility Payments	Paid on line	\$11,259.32
Department of Public Works	1768-1778; 3953-3975	\$419,499.05
Job Development	3423-3432	\$
Self Insurance	64382, 64388, 64389; 64484	\$46,834.63

Moved, DeRoller; second, DeFilipps.
Adopted. 7 ayes; 0 nays; 0 absent.

The following add on resolutions were presented for adoption:

RESOLUTION NO. 368-820

AUTHORIZING CHAIRMAN OF THE LEGISLATURE TO APPOINT
THE COUNTY HISTORIAN

WHEREAS, due to a resignation, the County Historian position became vacant on June 1, 2020; now be it

August 26, 2020
Resolutions 322-372

RESOLVED, that the Chairman of the Legislature is authorized to appoint Catherine M. Cooper, County Historian effective September 14, 2020 and be it

FURTHER RESOLVED, that the annual salary will be \$11,500.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 369-820

APPROVING EXPENDING GRANT FUNDS AND SETTING UP NEW MONEY IN THE EMERGENCY MANAGEMENT BUDGET

WHEREAS, Resolution 302-720 authorized the agreement with NYS Department of Homeland Security for the FY2020 Emergency Management Performance Grant COVID-19 Supplemental Grant; now be it

RESOLVED, that this Legislature authorizes the Director of Emergency Management to expend FY2020 Emergency Management Performance Grant COVID-19 Supplemental (EMPG-S) Grant Funds in the amount of \$10,000 and \$10,000 in matching funds from Emergency Management Other Miscellaneous Budget line 01.3640.0418, for portable radios and accessories from Castner Communications, 2525 County Road 28, Canandaigua, NY, NYS OGS Contract #PT68714

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to set up new FY2020 EMPG-S COVID-19 Grant Funds in the Emergency Management budget as follows:

Revenue:

01.3640.4309.2620 Emergency Management Performance - \$10,000
COVID-19 Supplemental Grant

Appropriation:

01.3640.0486.2620 Special Grants – EMPG-S Grant \$10,000

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

The following resolutions were adopted with reassigned resolution numbers:

RESOLUTION NO. 370-820

AUTHORIZING EXECUTION OF A PAYMENT IN LIEU OF TAXES AGREEMENTS WITH DG NEW YORK CS II, LLC. FOR SOLAR ENERGY SYSTEMS IN KENDALL PURSUANT TO REAL PROPERTY TAX LAW SECTION 487

WHEREAS, New York State Real Property Tax Law (“RPTL”) Section 487 exempts from taxation the increase in value to real property by reason of inclusion of qualified solar or wind energy systems or farm waste energy systems unless a county, city, town, village, or school district opts out of said exemption; and

WHEREAS, RPTL Section 487 provides that a county, city, town, village or school district that has not acted to opt out of said exemption may require the owner of a property which includes a solar or wind energy system meeting the requirements for the exemption to enter into a contract for Payments in Lieu of Taxes (“PILOT”); and

WHEREAS, DG New York CS II, LLC has submitted a Notice of Intent to the County that it plans to build a solar energy system that meets the requirements for the exemption on a parcel of land located within the physical boundaries of the County at 1770 Center Road, New York Tax Map 32.-1-29.1 (the “Project”); and

WHEREAS, DG New York CS II, LLC has also submitted a Notice of Intent to the County that it plans to build a solar energy system that meets the requirements for the exemption on a parcel of land located within the physical boundaries of the County at West Kendall Road, New York Tax Map 32.-1-27 (the “Project”); and

WHEREAS, the Owner has submitted, or will submit to the assessor of the Town of Kendall an RP – 487 Application for Tax Exemption of Solar or Wind Energy Systems or Farm Waste Energy Systems, demonstrating the Project’s eligibility for a real property tax exemption pursuant to RPTL Section 487; and

WHEREAS, the Parties intend that, during the term of this Agreement, the Project will be placed on an exempt portion of the

August 26, 2020
Resolutions 322-372

assessment roll and the Owner will not be assessed for any statutory real property taxes for which it might otherwise be subject to under New York law with respect to the Project; now, therefore be it

RESOLVED, that the Chairman of the Orleans County Legislature is hereby authorized to enter into PILOT Agreements, and any amendments thereto, with DG New York CS II, LLC. for the building and operations of a Solar Energy System, in the form as filed with the Clerk of the Orleans County Legislature or as modified with the approval of the County Attorney and Chief Administrative Officer.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 371-820

**APPROVING AGREEMENT BETWEEN COMPUTER SERVICES AND
BRITE COMPUTERS**

RESOLVED, that this Legislature approves a master services agreement between Computer Services and Brite Computers, 7647 Main Street Fishers, Victor, NY 14564 for NetMotion Mobility XE Premium Maintenance for 25 device licenses of Mobility with the Analytics Module and Policy Module, for period October 6, 2020 through October 5, 2023 at a yearly cost of \$4,410.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 372-820

**AUTHORIZING THE PURCHASE OF A WEB-BASED CENTRAL
WIRELESS MANAGEMENT PLATFORM FROM THE COMPUTER
SERVICES BUDGET**

WHEREAS, this Legislature agrees that the logistics surrounding the management of off-network devices is both time-consuming and should, if possible, be managed better using the latest technological processes, now be it

RESOLVED, that this Legislature approves the purchase of a Sophos Central Wireless Management Platform two (2) year subscription

for three current devices at the Marine Park from Layer Three Technologies, 1645 Lyell Avenue, Suite # 200, Rochester, NY 14606, at a cost of \$288 per two year subscription, from quote # 856 from NCPA, RFP # 02-18, Region XIV ESC Award, on Requisition #1488, to be paid from Computer Services account 01.1680.0418 – Other Contractual.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

With there being no unfinished business or open discussions, Legislator Eick moved to enter into executive session at 5:10 p.m. per Open Meetings Law §105 (f) concerning the employment history of particular persons as it pertains to the Salary Review Committee Report second by Legislator Allport. Motion Carried.

Legislator DeRoller moved to exit out of executive session and reconvene the regular meeting at 5:53 p.m.; second by Legislator Draper. Motion Carried.

With there being no further business, Legislator DeFilipps moved to adjourn; second by Legislator Eick. Meeting adjourned at 5:54 p.m.

LEGISLATURE MEETING
September 23, 2020

Chairman Johnson called the meeting to order at 4:28 PM. After the pledge to the flag and invocation, led by Veteran and and Legislator Ken DeRoller, the Clerk called the roll. All Legislators were present with the exception of Legislator Eick.

The Clerk presented the following communications:
Town/Village resolutions that have been received

Town/Village	Resolution Title
T/Yates	Opposing Offshore Great Lakes Large Scale industrial Wind Turbine New York State Feasibility Study (81-9/20)

Kim DeFrank, Orleans County Treasurer has filed the following in the Office of the Clerk of the Legislature:

- the annual examination of Petty Cash Accounts report which has been filed in our office.
- the list of Inter Fund loans issued from June 23, 2020 to date as directed in Resolution No. 175-418.
- listing of Real Property Tax Refunds, in the amount of \$172.32, that has been reviewed and authorized by her office.

The following audits performed by the EFPR Group have been filed in our office: Audit Report – For the Year Ended December 31, 2019; New York State Department of Transportation Audit Report – December 31, 2019 and Orleans County Sheriff’s Account – Independent Accountants’ report on applying agreed-upon Procedures – year end December 31, 2019.

Department of Taxation and Finance sent a letter of acknowledgement of their receipt of Orleans County Resolution No. 288-720, adopted on July 22, 2020, which was the enactment extending the county’s additional one percent rate of sales and compensating use taxes for the period December 1, 2020 through November 30, 2023.

Permission has been requested to light the Courthouse dome in purple and pink for the month of October for the awareness of Domestic Violence and Breast Cancer months. Per DPW, they do have the color filters to do this and they will light half the dome in pink and half in purple. The Board agreed to fulfill this request.

Legislator Allport presented Sheriff Bourke, Undersheriff Mike Mele, and Chief Deputy Jeff Gifaldi, along with many line officers a proclamation recognizing Sheriff's Week, September 20 – 26, 2020, in Orleans County. Chairman Johnson stated that our Sheriff's Department is on the front line to protect the concept of law and order. She said it is ironic to her, that law enforcement and first responders were respected and treated with reverence across this country on 9/11, nineteen years ago. Today, sadly, our law enforcement community is under assault across this country, but not here in Orleans County and we thank you, stated Chairman Johnson.

Sheriff Bourke thanked the Board and stated that on behalf of all of the employees in the Department, they are appreciative of the Legislators and of all the citizens in Orleans County. He stated that "these are tough times and we will get through them together"

Treasurer DeFrank distributed an Analysis of Monthly Cash Receipts and Disbursements through August, 2020. She reported that on the report, cash is still down from last year. She reported that \$1.1 million has been received for the Targeted Grant and another \$1.5 million is still expected. Sales tax payments were down 9% and 7%. Lastly, she reported that the remaining sales tax amount of \$984,123.28 was payed to the Towns and Villages.

Chairman Johnson called for open discussion as it related to the resolutions. With there being no discussion, Legislator Allport moved to add two resolutions to the agenda; second by Legislator DeFilipps. Motion carried. The following resolutions were presented for adoption.

RESOLUTION NO. 373-920

AUTHORIZING CREATING AND FILLING POSITION IN THE COUNTY CLERK/DEPARTMENT OF MOTOR VEHICLES

WHEREAS, it is important to service the public's needs in the Department of Motor Vehicles in these challenging times; and

RESOLVED, that this Legislature does hereby authorize creating a permanent full time Motor Vehicle Application Examiner position in the

September 23, 2020
Resolutions 373-407

Motor Vehicle Department at Grade 9 of the CSEA Salary Schedule, effective September 24, 2020; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of this newly created vacant position effective September 24, 2020.

Moved, DeFilipps; second, DeRoller.
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

RESOLUTION NO. 374-920

APPROVING AGREEMENT EXTENSION BETWEEN REAL PROPERTY TAX SERVICE AND APPLIED BUSINESS SYSTEMS

WHEREAS, Resolution No. 321-819 approved an agreement between Real Property Tax Service and Applied Business Systems, 26 Harvester Ave, Batavia, NY for printing of the Orleans County tax bill, Village Tax bill and School tax bills at a cost of \$0.188 per bill, with such fees charged back to municipalities; now be it

RESOLVED, that this Legislature approves an agreement extension for an additional 12 month period for printing services through August 31, 2021 with no contract changes.

Moved, DeFilipps; second, DeRoller.
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

RESOLUTION NO. 375-920

APPROVING AGREEMENT BETWEEN SPECTRUM COMMUNICATIONS AND COMPUTER SERVICES TO INCREASE THE CIRCUIT BANDWIDTH OF THE MARINE PARK

WHEREAS, this Legislature approved an agreement between Time Warner Cable Business Class and the Sheriff's Department for a business class circuit for the Marine Park to provide the Marine Park Deputies the ability to connect to the Orleans County Governmental network and maintain the security of the Marine Park employees, assets and the general boating public; and

WHEREAS, this Legislature is aware of the increases in bandwidth of the circuit based upon historical market shares of Spectrum's Internet Services; and

WHEREAS, this Legislature is also aware that the bandwidth is no longer capable of managing the connectivity requirements of both the Marine Park Deputies and the camera systems used to monitor activities at the Marine Park; now be it

RESOLVED, that the Orleans County Legislature authorizes the increase of the circuit number 12327105-01 from the current speed of 100 X 10 to 600 X 35 HSD at the Marine Park, 1110 Point Breeze Road, Kent, NY 14477 for ongoing operations. Initial One-Time-Only costs of \$99.00 to be paid from Computer Services Budget 01.1680.0270 – Capital Projects. Monthly ongoing costs to be paid from Sheriff s Department Budget 01.3110.0430 – Telephone and Internet Services.

Moved, DeFilipps; second, DeRoller.
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

RESOLUTION NO. 376-920

AUTHORIZING COMPUTER SERVICES TO ADD CABLE TV BOXES TO AN EXISTING ACCOUNT IN THE COUNTY OFFICE BUILDING

WHEREAS, the Legislature is aware that the Legislature was unable to see current evolving news throughout the State during the COVID pandemic; and

WHEREAS, the Legislature is also aware that there are issues and topics of relevance that the Legislature needs to be able to see and weigh in on as they occur on an ongoing basis; now be it

RESOLVED, that this Legislature authorizes the addition of multiple Cable TV Boxes on the existing Spectrum circuit, account # 9810938-01, to be mounted in the Chairman's office, the CAO's office and the CAO Conference Room, and that initial one-time-only cost of \$99.99 is to be paid for by the Computer Services Department Budget from budget line 01.1680.0418 – Other Contractual. Ongoing costs to be paid from the

September 23, 2020
Resolutions 373-407

Legislature budget – 01.1010.0421, CAO Budget – 01.1020.0421 (x2), and Public Health Budget – 01.4010.0404 Telephone and Internet Services.

Moved, DeFilipps; second, DeRoller.
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

RESOLUTION NO. 377-920

AUTHORIZING COMPUTER SERVICES TO INITIATE A NEW ANALOG POTS LINE SERVICE CIRCUIT TO THE OLD COUNTY OFFICE BUILDING AT THE DEPARTMENT OF SOCIAL SERVICES

WHEREAS, the Legislature is aware that a State Policy exists regarding the ability of the Orleans County Residents currently receiving Temporary Assistance to provide their own Personal Identification Number for their EBT cards; and

WHEREAS, the Legislature is also aware that recently, the County switched to an all-digital service for telephones and has been unable to procure other services for the analog telephone line needed for the PIN code machine in DSS; now be it

RESOLVED, that this Legislature authorizes the initiation of one Spectrum Business Voice circuit at the County Office Building, 14016 State Route 31, Albion, NY 14411, to be managed by the Computer Services Department to provide connectivity for this PIN code machine located in the Department of Social Services, installed for a one time only charge of \$99.00 and a cost of \$29.99 per month, to be paid for by the Computer Services Department Budget from budget line 01.1680.0421 – Telephone and Internet Services.

Moved, DeFilipps; second, DeRoller.
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

RESOLUTION NO. 378-920

AUTHORIZING THE PURCHASE AND INSTALLATION OF HVAC EQUIPMENT IN THE MENTAL HEALTH DATA CLOSET FROM THE COMPUTER SERVICES BUDGET

WHEREAS, the Legislature is aware of the temporary nature of the HVAC equipment currently in use in the Mental Health data closet, and;

WHEREAS, the Legislature is also aware that due to the age of the equipment, it is starting to be overburdened and is leaking condensate into the data closet, threatening our ability to provide Business Continuity / Disaster Recovery backup data, should the need arise, now be it;

RESOLVED, that this Legislature approves the purchase and installation agreement for a 1 Ton Mitsubishi A/C split system into the wall of the Mental Health Data Closet and outside the data closet on the ground, from and by Houseman Refrigeration LLC, P.O Box # 213, Oakfield, NY 14125 for \$5,195.00, to be paid for from Computer Services FY2020 Budget, 01.1680.0270 – Capital Projects; and be it

FURTHER RESOLVED, that the Chairman of the Legislature is authorized to sign the purchase agreement between Orleans County and New Horizons/Logical Operations.

Moved, DeFilipps; second, DeRoller.
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

RESOLUTION NO. 379-920

**AUTHORIZING THE COMPUTER SERVICES DEPARTMENT TO
ADD A CELL PHONE TO THE VERIZON ACCOUNT**

RESOLVED, that this Legislature does hereby authorize the Orleans County Computer Services Department to add a cell phone to the Verizon account, to be paid per month from Computer Services Cell Phones Account 01.1680.0401 – Cellular Phones; and be it

FURTHER RESOLVED, that this Legislature approves the Cellular Phone Use Agreements for the following position –Senior Email and Internet Services Manager (1680.03).

Moved, DeFilipps; second, DeRoller.
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

Legislator DeFilipps moved to approve the recommendations from the Salary Review Committee; seconded by Legislator DeRoller. Legislator

DeRoller stated that he felt the process went well and he appreciated the input from the team. The following resolution was adopted:

RESOLUTION NO. 380-920

**APPROVING SALARY REVIEW COMMITTEE'S
RECOMMENDATIONS**

WHEREAS, the Salary Review Committee met to review the requests for upgrades. The review was performed in accordance with the guidelines contained in the salary review policy. Under this policy, a recommendation to upgrade must be based on the following: a change in job responsibilities or change in the qualifications or the position appearing to be underpaid when compared with comparable positions involving similar responsibilities; and

WHEREAS, the Salary Review Committee has reviewed requests for upgrades and has presented their recommendations to the Legislature on August 26, 2020; therefore be it

RESOLVED, that this Legislature approves the recommendations of the Salary Review Committee, and

FURTHER RESOLVED, that this Legislature approves the following upgrade, effective January 1, 2021, Chief Deputy Sheriff, Grade 8, Step 9 of the Management Compensation Plan in the Sheriff's Office; and

FURTHER RESOLVED, that this Legislature approves the following upgrade, effective January 1, 2021, Secretary to the Commissioner of Public Works, Grade 4, Step 7 of the Management Compensation Plan with the annualized salary figured on a prorated basis based on 40 hours per work week in the Department of Public Works; and

FURTHER RESOLVED, that this Legislature approves the following upgrade, effective January 1, 2021, Director of Real Property Tax Service, Grade 10, Step 7 of the Management Compensation Plan in the Department of Real Property.

Moved, DeFilipps; second, DeRoller.
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

RESOLUTION NO. 381-920

AMENDING RESOLUTION NO. 293-720 REGARDING SETTING DATE AND TERMS FOR AUCTION OF COUNTY-OWNED TAX PROPERTIES

WHEREAS, Resolution No. 293-720, amended Resolution 178-420, amending Resolution 69-220 regarding setting the date and terms for the auction of County-owned properties; and

WHEREAS, The Orleans County Treasurer, Tax Enforcing Officer for the County of Orleans adhering to the Governor's Executive Order 202.8 will stay the enforcement of foreclosure of any residential or commercial property for a period of ninety days from the date of said executive order; and

WHEREAS, per the Governor's Executive Order 202.28 and Administrative Order of the Chief Administrative Judge of the Courts, AO 131/20, for a period of sixty days from the date of said orders; be it

RESOLVED, this Legislature will amend Resolution No. 293-720, setting the date and terms of auction for County-owned property for the auction to be held Wednesday, November 18, 2020 at 10:00 a.m. at the Orleans County Fairgrounds, 12690 Route 31, Albion, New York; and be it

FURTHER RESOLVED that the following term and condition of the auction is hereby affirmed and restated;

4. **The purchaser shall be solely responsible for the payment of: the levied 2020 Town and County tax bill including any releived taxes; any Village taxes levied after May 31, 2020, the 2020/2021 school taxes, the 2021 Town and County taxes, penalties and interest and charges levied against the property subsequent to the auction.**

FURTHER RESOLVED, that the following paragraphed terms and conditions are hereby amended, with no other terms or conditions of the auction being negated or changed as a result of the following amendments to the dates herewith:

26. The entire balance of the accepted purchase price, the buyer's premium, as defined in section 17 of these terms and conditions, and all closing costs/fees must be paid by cash or guaranteed funds payable to and received by the Orleans County Treasurer's Office on or before **December 21, 2020**. The County is not required to send notice of acceptance to a purchaser. If the purchaser fails to pay the balance of the total contract price plus closing costs and fees as herein provided, the deposit shall be forfeited. The County reserves the right, in its sole discretion, to extend the time of payment upon such terms and conditions it deems appropriate.
27. If the successful bidder fails to tender such amount due by the close of business on **December 21, 2020**, then the County may, but is not obligated to offer any unsold property to the second highest bidder. All terms and conditions for the sale set forth herein above shall apply to the second highest bidder and/or any other purchaser.

Moved, DeFilipps; second, DeRoller.
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

RESOLUTION NO. 382-920

AUTHORIZING 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 2020 taxes will result in the County filing a tax lien against said property as required by New York State Real Property Tax Laws.

Moved, DeFilipps; second, DeRoller.
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

RESOLUTION NO. 383-920

AUTHORIZING CREATING AND FILLING POSITION IN THE PLANNING AND DEVELOPMENT DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the creation of a full-time Deputy Director of Planning and Development at Grade 7 of the 2020 Management Compensation Plan; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of this newly created, vacant position, effective September 24, 2020.

Moved, DeRoller; second, DeFilipps.
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

RESOLUTION NO. 384-920

DESIGNATING THE TOURISM PROMOTION AGENCY AND AUTHORIZING APPLICATION FOR THE 2021 STATE TOURISM MATCHING FUNDS GRANT

RESOLVED, that this Legislature does hereby designate the Orleans County Tourism Office as the official Orleans County Tourism Promotion Agency (TPA) to represent the county in tourism promotion efforts and for purposes of the 2021 New York State Matching Funds Program; and be it

FURTHER RESOLVED, that the TPA Project Director is hereby authorized to apply for the 2021 State Matching Funds and to receive such funds to the extent that local matching funds are available.

Moved, DeRoller; second, DeFilipps.
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

RESOLUTION NO. 385-920

APPROVING AGREEMENT BETWEEN MENTAL HEALTH AND THE NEW YORK STATE OFFICE OF MENTAL HEALTH

WHEREAS, the funding provided to the Orleans County Department of Mental Health pursuant to Part Q of Chapter 57 for the period beginning January 1, 2020 will be or was used solely to provide salary increases and salary-related fringe benefit increases for direct care staff and direct support professionals as defined by the Commissioner and in accordance with standards prescribed by the Commissioner; and

WHEREAS, the funding provided to the Orleans County Department of Mental Health pursuant to Part Q of Chapter 57 for the period beginning April 1, 2020 will be or was used solely to provide salary

September 23, 2020
Resolutions 373-407

increases and salary-related fringe benefit increases for the direct care staff, direct support professional and clinical staff as defined by the Commissioner and in accordance with standards prescribed by the Commissioner; therefore, be it

RESOLVED, that this Legislature authorizes the Orleans County Department of Mental Health to sign an attestation and seek a governing body resolution that attests they have provided increases consistent with the statute, beginning January 1, 2020.

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

RESOLUTION NO. 386-920

AUTHORIZING SETTING UP NEW MONEY IN THE MENTAL HEALTH BUDGET

RESOLVED, that the County Treasurer is authorized to set up new monies in the Mental Health budget for Federal Medicaid Salary Sharing monies received as follows:

Revenue:		
01.4310.4490	Mental Health Federal	\$69,722
Appropriation:		
01.4310.0418	Other Contractual	\$69,722

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

RESOLUTION NO. 387-920

AUTHORIZING THE MENTAL HEALTH DEPARTMENT TO ADD A CELL PHONE TO THE VERIZON ACCOUNT

RESOLVED, that this Legislature does hereby authorize the Orleans County Mental Health Department to add a cell phone to the Verizon account, to be paid per month from 01.4310.0401 – Cellular Phones; and be it

FURTHER RESOLVED, that this Legislature approves the Cellular Phone Use Agreement for the Supportive Care Manager position (4310.17) who will be using this Verizon cell phone.

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

RESOLUTION NO. 388-920

APPROVING AGREEMENTS BETWEEN THE HEALTH DEPARTMENT AND VARIOUS AGENCIES

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

Room to Bloom Therapy Services, LLC. 1850 Buffalo Road, Suite 200, Rochester, NY 14624 to provide center-based /evaluation/Speech Education Itinerant Services (SEIS) to Orleans County children (ages 3-5) who are eligible for the Preschool Supportive Health Services Program. There is partial reimbursement from the New York State Education Department and Medicaid. Center-based tuition, evaluation rates and SEIS rates are set by New York State. The State pays 59.5% and the Orleans County Health Department is responsible for 40.5%. The Contract term is for September 1, 2020 through June 30, 2022.

Room to Bloom Therapy Services, LLC. 1850 Buffalo Road, Suite 200, Rochester, NY 14624 to provide related services to Orleans County children (ages 3-5) who are eligible for the Preschool Supportive Health Services Program. There is partial reimbursement from New York State Education Department and Medicaid. The related services rates are set by the county. The State pays 59.5% and the Orleans County Health Department is responsible for 40.5%. The Contract term is for September 1, 2020 through June 30, 2022.

Linda Dressler, 5826 Sandy Lane, Lockport, NY 14094 to provide related services to Orleans County children (ages 3-5) who are eligible for the Preschool Supportive Health Services Program. There is partial reimbursement from New York State Education Department and Medicaid. The related services rates are set by the county. The State pays 59.5% and

the Orleans County Health Department is responsible for 40.5%. The Contract term is for September 1, 2020 through June 30, 2022.

Fair Bridge Inn & Suites, 4371 Federal Drive, Batavia, NY 14020. Contract represents an emergency/ temporary need for Isolation, Quarantine and Medical supervision of certain persons unable to remain in primary residence per COVID-19 protocol. Cost \$310.80 for every 7 days, less than 7-days \$55.50/night or \$44.40/nights after 7 days. Cost includes room, meal, linens. Reimbursement from HRI Grant/ Article 6 100%/36% State Aid for the term of August 27, 2020 through December 31, 2021. No County Cost.

NMS Labs, 3701 Welsh Road, Willow Grove, PA 19090 to provide for a medical examiner program and services (forensic laboratory tests), as described in Appendix B, to Orleans County Health Department under the provisions of NYS Public Health and County Law governing this service. 100% cost to county under Budget Number 1185-Coroners/Medical Examiners for a term of May 1, 2020 through April 30, 2022.

Oak Orchard Community Health Center, 300 West Ave, Brockport, NY 14420 to provide for translation services and liaison between the Orleans County Health Department and the Migrant population at a cost of \$15,000. Contract funded through New York State Migrant Grant. Contract period to run concurrent with the NYS Contract for the term October 1, 2020 through September 30, 2021. No County Cost.

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

RESOLUTION NO. 389-920

AUTHORIZING SETTING UP NEW MONEY IN THE HEALTH DEPARTMENT BUDGET

RESOLVED, that the County Treasurer is authorized to set up new monies in the Public Health Department budget, as follows, as a result of an award received from the New York State Association of County Health Officials for health activities and operational needs for COVID-19 testing.

Revenue:		
01.4010.1609	NYSACHO	\$6,785

Appropriations:

01.4010.0402 Laboratory \$6,785

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

RESOLUTION NO. 390-920

AMENDING RESOLUTION NO. 35-120 UPDATING MEMBERSHIP
ON THE CONTINUITY OF GOVERNMENT ADVISORY COMMITTEE
FOR ORLEANS COUNTY

WHEREAS, Resolution No. 35-120 was adopted to continue the
Continuity of Government Advisory Committee for Orleans County and
membership needs to be updated; now be it

RESOLVED, that this Legislature re-authorizes the continuation of
the Continuity of Government Advisory Committee with an updated
membership that includes: Director of Public Health, Director of
Emergency Management, Director of Mental Health, Director of Personnel
and Self Insurance, Commissioner of the Department of Public Works,
Director of Emergency Preparedness, Director of Computer Services, Chief
Administrative Officer, Orleans County Sheriff and Commissioner of the
Department of Social Services.

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

RESOLUTION NO. 391-920

AUTHORIZING TREASURER TO SET UP NEW MONEY IN THE
SHERIFF'S BUDGET

RESOLVED, that this Legislature authorizes the Treasurer to set up
grant funding from the NYS Division of Homeland Security and
Emergency Services for SLETPP grant LE20-1020-DOO, Contract
#T972402 as follows:

Revenue:
01.3110.4308.5320 Homeland Security SLETPP FY2020 \$25,059

September 23, 2020
Resolutions 373-407

Appropriation:
01.3110.486.5320 Special Grants/SLETPP FY2020 \$25,059

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

RESOLUTION NO. 392-920

AUTHORIZING FILLING VACANCY IN THE SHERIFF'S PUBLIC SAFETY COMMUNICATIONS DIVISION

RESOLVED, that this Legislature does hereby authorize the filling of vacant permanent part-time Public Safety Dispatcher position (3020.19) in the Sheriff's Public Safety Communications Division at \$14.52/hour effective September 24, 2020.

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

RESOLUTION NO. 393-920

AUTHORIZING TO CONTINUE PARTICIPATION AND ACCEPT GRANT FROM NYS DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES WITH ORLEANS COUNTY OFFICE OF EMERGENCY MANAGEMENT

WHEREAS, new funding opportunities have become available through the New York State Division of Homeland Security and Emergency Services in the amount of \$20,787 to continue participation in the Emergency Management Performance Grant cycle (EMPG) FY2020; now be it

RESOLVED, that this Legislature authorizes the Chairman to electronically sign e-grant EM20-1008-D00, Contract #T838705 in the amount of \$20,787 for the Emergency Management Office to use in accordance with grant objective guidelines, effective October 1, 2019 through September 30, 2022.

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

RESOLUTION NO. 394-920

**AUTHORIZING EXPENDING GRANT FUNDS IN EMERGENCY
MANAGEMENT AND AUTHORIZING TREASURER TO SET UP NEW
MONEY IN EMERGENCY MANAGEMENT BUDGET**

RESOLVED, that this Legislature authorizes the Director of Emergency Management to expend SHSP FY2020 Grant Funds in the amount of \$13,595 for ten (10) SCBA air cylinders, five (5) SCBA masks and five (5) Voice Amplifiers for each mask from Municipal Emergency Services (MES), 66 Firemans Way, Poughkeepsie, NY 12603. NYS Hire Contract #PC69026, and be it

FURTHER RESOLVED, that this Legislature authorize the Treasurer to set up New York State Homeland Security FY2020 grant funds as follows:

Revenue		
01.3640.4309.2020	NYS Homeland Security Grant Program	\$13,595
Appropriation		
01.3640.0486.2020	Special Grants SHSP FY2020	\$13,595

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

RESOLUTION NO. 395-920

**APPROVING AGREEMENT BETWEEN SOCIAL SERVICES AND
BERKSHIRE FARM CENTER**

RESOLVED, that this Legislature does hereby approve an agreement between the Orleans County Department of Social Services and Berkshire Farm Center, Canaan, NY for the provision of an evidence-based preventive services program to accommodate the Raise the Age (RTA) population of 16-17 year olds so that they may benefit from the avoidance of foster care and detention programs. All costs incurred will be 100% reimbursable from the New York State Office of Children and Family. Contract will run from October 1, 2020 through September 30, 2021.

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

RESOLUTION NO. 396-920

**AUTHORIZING FILLING VACANCIES AND ABOLISHING POSITION
IN THE DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, the Department of Social Services continuously reviews staffing to provide more efficient operations of county business due to recent resignations, retirements and reorganizations; now be it

RESOLVED, as a result of a resignation, that this Legislature does hereby authorize filling a full-time Caseworker position (6010.0227) in the Department of Social Services at Grade 16 of the CSEA Salary Schedule effective September 24, 2020; and be it

FURTHER RESOLVED, as a result of a resignation, that this Legislature does hereby authorize filling a full-time Clerk position (6010.0409) in the Department of Social Services at Grade 7 of the CSEA Salary Schedule effective September 24, 2020; and be it

FURTHER RESOLVED, that this Legislature does hereby abolish, as the result of a retirement, a full-time Caseworker position (6010.0212) in the Department of Social Services at Grade 16 of the CSEA Salary Schedule effective September 24, 2020.

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

RESOLUTION NO. 397-920

**AUTHORIZING TREASURER TO SET UP NEW MONEY IN THE
MENTAL HEALTH DEPARTMENT AND VETERANS SERVICES
BUDGET**

RESOLVED, that the Treasurer is authorized to set up new monies in the Mental Health Department Budget accepting funds as a pass through to the Veteran's Service Agency to be used by the PFC Dwyer Peer to Peer Program as follows:

Revenue:		
01.4310.1625	Miscellaneous Revenue	\$13,125

Appropriation:

01.4310.0418 Other Contractual \$13,125

FURTHER RESOLVED, that the County Treasurer is authorized to set up new monies in the Veterans Services Budget to accept the Dwyer Peer to Peer Program monies received by the Orleans County Mental Health Department as Follows:

Revenue:

01.6510.3711 Dwyer Peer to Peer Program \$13,125

Appropriation:

01.6510.0486 Special Grants \$13,125

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

RESOLUTION NO. 398-920

AUTHORIZING TRANSFER OF OWNERSHIP AND MAINTENANCE RESPONSIBILITY OF THE EAST KENT ROAD BRIDGE OVER MARSH CREEK (BIN 2266640)

WHEREAS, the Town of Carlton currently owns and maintains the East Kent Road Bridge over Marsh Creek (BIN 2266640); and

WHEREAS, the County of Orleans owns and maintains the remaining bridges on East Kent Road, in the Town of Carlton; and

WHEREAS, the Town of Carlton approved a Resolution requesting the transfer of ownership and maintenance responsibility of the East Kent Road Bridge over Marsh Creek (BIN 2266640) to the County of Orleans; and

WHEREAS, at the recommendation of the County's Commissioner of Public Works, the County of Orleans wishes to take ownership and maintenance responsibility of the East Kent Road Bridge over Marsh Creek (BIN 2266640); now therefore be it

RESOLVED, that the County of Orleans Legislature hereby approves the transfer of ownership and maintenance responsibility of the

East Kent Road Bridge over Marsh Creek (BIN 2266640) from the Town of Carlton to the County of Orleans; and be it

FURTHER RESOLVED, that a certified copy of this resolution be filed by the County of Orleans with the New York State Department of Transportation.

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

RESOLUTION NO. 399-920

AUTHORIZING FILLING VACANCIES IN THE DEPARTMENT OF PUBLIC WORKS

RESOLVED; as a result of two (2) retirements, that this Legislature does hereby authorize the filling of two (2) permanent full-time Motor Equipment Operator positions(5110.08 and 5110.18) 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 these vacant positions; effective October 13, 2020.

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

RESOLUTION NO. 400-920

AUTHORIZING PAYMENTS FROM CAPITAL PROJECT LAKE ONTARIO REDI PROJECT 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>
2,392.50	Wendel	Professional services for Point Breeze Redi Project

FURTHER 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>
13,012.50	Wendel	Professional services for Lakeshore Road Redi Project

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

RESOLUTION NO. 401-920

APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND CONSTELLATION NEW ENERGY, INC.

RESOLVED, that this Legislature does hereby approve an agreement between Orleans County and Constellation New Energy Inc., 1001 Louisiana Street, Suite 2300, Houston, Texas 77002 for the purchase of Electricity Supply to help reduce the cost of energy services for the County of Orleans. Pricing per kWh is \$.04141; effective October 28, 2020 through November 24, 2023.

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

RESOLUTION NO. 402-920

APPROVING AGREEMENT WITH DEPARTMENT OF PUBLIC WORKS AND CUSTOM CARPET CENTERS

RESOLVED, that this Legislature does hereby approve an agreement with the County Department of Public Works and Custom Carpet Centers, 2847 Southwestern Blvd, Orchard Park, NY 14127 to provide labor and materials to install carpet at the Historian's Office. County cost is \$8,887.52; to be paid out of budget code 01.1620.0403. NYS Contract #PC67778, Agreement effective as soon as County gives Notice to Proceed.

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

Moved, Miller; second, Draper.

September 23, 2020
Resolutions 373-407

Adopted. 6 ayes; 0 nays; 1 absent, Eick.

RESOLUTION NO. 403-920

AUTHORIZING FILLING VACANCY IN THE BOARD OF ELECTIONS

RESOLVED, that this Legislature does hereby authorize the filling of a vacant part-time Clerk Position (1450.10) at the Board of Elections at 11.80 per hour effective September 24, 2020.

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

RESOLUTION NO. 404-920

APPROVING AGREEMENT BETWEEN COUNTY OF ORLEANS AND VERIZON WIRELESS

WHEREAS, Verizon Wireless provides cellular devices and other products to the County of Orleans, now be it

RESOLVED, that this Legislature approves a renewal master price agreement between Orleans County and Verizon Wireless, 2410 Walden Avenue, Buffalo, NY 14228, for purchase of wireless services and products with agreement to renew continually until canceled in writing.

Moved, DeFilipps; second, DeRoller.
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

RESOLUTION NO. 405-920

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 14, 2020:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	6689-6693; 6701-3854	\$1,002,452.45
Utility Payments	Paid on line	\$0
Department of Public Works	1779-1786; 1787; 3976-4001	\$507,678.64
Job Development	3434-3443	\$8,187.76
Self Insurance	1291-1293; 64627	\$246.72

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 28, 2020:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	6695-6700; 6856-6861; 6863-7009	\$1,169,984.92
Utility Payments	Paid on line	\$21,709.71
Department of Public Works	1788-1797; 4002-4018	\$102,602.47
Job Development	3444-3450	\$9,440.66
Self Insurance	1295-1298; 64569	\$4,958.01

Moved, DeFilipps; second, DeRoller.
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

The following add on resolutions were presented for adoption:

RESOLUTION NO. 406-920

SETTING DATE OF PUBLIC HEARING FOR LOCAL LAW NO. 3 -
INTRO OF 2020 REGARDING OVERRIDING TAX LEVY LIMIT FOR
FISCAL YEAR 2021

WHEREAS, there has been duly presented and introduced to this Legislature a proposed local law entitled “A Local Law Overriding Tax Levy Limit for Orleans County for 2021 and Authorizing the Adoption by Orleans County of a Budget for 2021 that may require a Tax Levy that is greater than the Tax Levy Limit for the 2021 Fiscal Year “; therefore be it

RESOLVED, that a public hearing will be held on the said proposed local law by this Legislature on October 28, 2020 at 4:25 p.m. at which time all interested parties will be heard.

Moved, DeFilipps; second, DeRoller.
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

RESOLUTION NO. 407-920

APPROVING A MASTER EQUITY LEASE AGREEMENT WITH ENTERPRISE FLEET MANAGEMENT AND ORLEANS COUNTY

RESOLVED, that this Legislature does hereby approve a Master Equity Lease Agreement between the County of Orleans and Enterprise Fleet Management, 1320 Brooks Avenue, Rochester, NY 14624 for fleet management of county vehicles so chosen to procure from this agreement; and be it

FURTHER RESOLVED, that this agreement shall be reviewed by Commissioner of the Department of Public Works, Public Health Director, Chief Administrative Officer and County Attorney for the continuation of terms by December 31, 2024; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the Chairman to execute said agreement subject to the review and approval of the County Attorney and the Chief Administrative Officer.

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

Chairman Johnson called for any unfinished business from our Legislators. With no further business to occur at today’s meeting, Legislator DeRoller moved to adjourn, seconded by Legislator DeFillips. Meeting was adjourned at 4:50 p.m.

LEGISLATURE MEETING

October 28, 2020

Chairman Johnson called the meeting to order at 4:30 PM. After the pledge to the flag, Legislator DeRoller requested a moment to remember Orren J. Roberts, who passed on October 6th at the age of 89. Orren served on the Board of Supervisors representing the Town of Shelby from 1966 through 1973. He and his father, H. Justin Roberts will forever be memorialized as they are represented on the wall here in our Chambers. His legacy will always be remembered for not only serving the residents in the Town of Shelby as their town supervisor but also for being a very hard working farmer. He was a very devoted husband to Joan, a great father to his four children, Susan, Sharon, Linda and Gary, and foster son Martin; and an outstanding grandfather and great grandfather. Legislator DeRoller requested a moment of silence to recognize Orren's service to his community and keep his family in our thoughts at this time. Legislator DeRoller then led the invocation. All Legislators were present at this Legislature meeting.

The Clerk presented the following communications: Melissa Blanar, Director of the Office for the Aging, along with the Orleans County Legislature would like to extend a thank you to the following people for volunteering their time in September and October with the weekly Foodlink Countywide Food Distributions: Orleans County Office for the Aging Staff; Community Action of Genesee and Orleans Staff and Volunteers; Staff of the Calvary Cupboard in Medina; Members of Calvary Tabernacle Assembly of God Church; Iroquois Job Corps staff; Bentley Brothers, Inc. staff; CRFS staff; Tom Rivers with the Orleans County Hub for weekly articles and volunteering; Orleans Community Health Foundation staff and family; Orleans County Mental Health staff; Orleans County Cornell Cooperative Extension staff; Orleans County Sherriff's Department who assisted with traffic; Village of Albion Police Departments who have assisted with traffic; Village of Albion Department of Public Works who have assisted with setup in Albion; and Individuals from the Community who have stepped up to volunteer. Thank you to the Clarendon and Ridgeway Fire Departments for allowing us to use your facilities for the distributions. These distributions would not be possible if we did not have the volunteers to assist. If anyone is interested in assisting on Friday's in November and December please contact Melissa Blanar at the Orleans County Office for the Aging, 589-3191.

*October 28, 2020
Resolutions 408-448*

Kim DeFrank, Orleans County Treasurer, has forwarded a listing of Real Property Tax Refunds, in the amount of \$151.07, that has been reviewed and authorized by her office.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through September, 2020. Treasurer DeFrank indicated that this report shows the remaining sales tax paid out to the towns and villages and also includes levies that were paid out to other funds. In October, we did see an increase in sales tax payments, and if we can stay steady on these payments, we will end the year in a good financial state.

Legislator Allport announced that this month is the 75th Anniversary of the National Disability Employment Awareness and the 30th Anniversary of the passage of the Americans with Disabilities Act.

Legislator Eick reported that he attended Orren Roberts funeral services and recollected that fifty five years ago Orren was his boss when they had chickens on the farm. He used to pick up eggs after school. The Roberts Family is a fantastic family and Orren will be missed, expressed Legislator Eick.

Chairman Johnson called for open discussion as it related to the resolutions. Legislator DeRoller asked to pull resolution 416-1020. No other comments were made concerning the resolutions. Legislator Allport moved to add two resolutions to the agenda; second by Legislator Draper. Motion carried. The following resolutions were presented for adoption:

RESOLUTION NO. 408-1020

AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID 2020-2021 SCHOOL TAXES TO THE 2021 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 2021 tax rolls, for the respective towns as of November 1, 2020.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 409-1020

AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID 2020 SOLID WASTE/RECYCLING FEES TO THE 2021 COUNTY/TOWN TAX BILLS

RESOLVED, that pursuant to the request from the County Treasurer, she is hereby authorized to relevy the unpaid 2020 Solid Waste/Recycling fees, to be added to the 2021 tax rolls for the respective towns as of November 1, 2020.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 410-1020

AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID 2020-2021 VILLAGE TAXES TO THE 2021 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 2020-2021 village taxes, adding a 5% penalty, to be added to the 2021 tax rolls for the respective towns as of November 1, 2020.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 411-1020

SETTING DATE OF PUBLIC HEARING FOR COUNTY BUDGET FOR THE YEAR 2021 AND SETTING SPECIAL MEETING DATE TO ADOPT THE 2021 COUNTY BUDGET

RESOLVED, that the public hearing for the Tentative County Budget for 2021 will be held on Monday, November 30, 2020 at 5:30 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 on Wednesday, December 2, 2020 at 4:30 p.m. to adopt the 2021

*October 28, 2020
Resolutions 408-448*

County Budget and respective resolutions to complete the 2021 Town and County property tax bills; and be it

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

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 412-1020

URGING THE GOVERNOR AND LEGISLATURE TO INCREASE SUPPORT FOR COMMUNITY COLLEGES

WHEREAS, under state law, funding for community colleges is to be provided through state aid, a county and town sponsor contribution, and student tuition and fees; and

WHEREAS, the establishment and continued operation of a statewide community college system was based on an ongoing state aid funding commitment of at least one third, and up to 40%, of community college operating costs; and

WHEREAS, the state funding amount has declined over the years and is now below their historic one-third commitment, and far short of 40%; and

WHEREAS, the Legislature and Governor have been providing modest increases in state aid the last few years, but this year the state budget effectively reduced community college base aid by \$22.7 million; and

WHEREAS, the global pandemic has significantly impacted all institutions of higher learning, including community colleges, and the students who have had to transition to online learning; and

WHEREAS, community colleges are considering contingency plans in the event that they cannot continue to conduct traditional in-class learning through the fall semester; and

WHEREAS, community college budgets have been negatively impacted by the pandemic and shutdown of the traditional college learning environment; and

WHEREAS, many community colleges are requiring sponsors or students to pay more this academic year.

NOW, THEREFORE, BE IT RESOLVED, the Orleans County Legislature calls on the Governor and State Legislature to work with the State University of New York to determine and consider ways to level the costs for students and sponsoring counties and towns; and be it

FURTHER RESOLVED that copies of this resolution be sent to Governor Andrew Cuomo, Senator Robert Ort; Assemblyman Steve Hawley, Assemblyman Michael Norris, NYSAC, Orleans County Townships and all others deemed necessary and appropriate.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 413-1020

AUTHORIZING CAPPING COMMUNITY COLLEGE EXPENSES

WHEREAS, this Legislature values our residents expanding their knowledge base by utilizing our local community colleges; and

WHEREAS, the Legislature has historically budgeted significant portion of the tax levy to pay the community college expenses for our residents; and

WHEREAS, the 2020 budgeted expense for community college expenses was \$2,050,000 or 11.3% of the tax levy; and

WHEREAS, the statute for the community college expense may be found in the Consolidated Laws of New York, Education, Title 7, Article 126, Section 6304. Specifically “that taxes to pay the local sponsor’s share of operating costs, or the operating shares of the community college region charged to the county, may be charged back to the cities and towns in the county in proportion to the number of students attending the community college each term who were residents of each such city or town at the beginning of such term” now be it

RESOLVED, that this Legislature authorizes the capping of community college expenses in future budgets to \$2,050,000 beginning in 2021 and be it

FURTHER RESOLVED, that beginning in 2021 operating shares of the community college region charged to the county, will be charged back to the towns in the county in proportion to the cost of the students in each town attending community college for each term who were residents of each such town once \$2,050,000 has been expended in a calendar year and be it

FURTHER RESOLVED, that the invoicing of these charges shall occur once the last semester invoicing is complete for the community colleges our residents attend for the calendar year.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 414-1020

ADOPTING LOCAL LAW NO. 2 OF 2020, ENTITLED AMENDING LOCAL LAW NO. 4 OF THE YEAR 2003 IMPOSING A HOTEL AND MOTEL ROOM OCCUPANCY TAX IN THE COUNTY OF ORLEANS WITH RESPECT TO THE EXPIRATION DATE THEREOF

WHEREAS, Local Law No. 2-Intro of the year 2020 was introduced at a regular meeting of the Orleans County Legislature held on August 26, 2020 and a Public Hearing was held on September 23, 2020, at which time all interested persons wishing to speak were heard; now be it

RESOLVED, that this Legislature enact the following Local Law No. 2 of 2020:

A LOCAL LAW AMENDING LOCAL LAW NO. 4 OF THE YEAR 2003
IMPOSING A HOTEL AND MOTEL ROOM OCCUPANCY TAX IN
THE COUNTY OF ORLEANS WITH RESPECT TO THE EXPIRATION
DATE THEREOF

SECTION 1. Section 702 of Local Law No. 4 of the Year 2003 is hereby amended to read as follows:

702. Effective Date: This Local Law shall take effect on January 1, 2004, and expire December 31, 2023, except that the provisions of this Local Law relating to registration and the authority of the Treasurer to adopt regulations and take all necessary action to prepare for the implementation and enforcement of this Local Law shall take effect immediately.

SECTION 2 This Local Law shall take effect on January 1, 2021.

Moved, DeFilipps; second, DeRoller.

Roll Call: 7 ayes – Allport, DeFilipps, DeRoller, Draper, Eick Johnson Miller; 0 nays; 0 absent.

Adopted.

Legislator DeFilipps moved to approve Local Law No. 3 of this year to support an override of the tax levy limit for Orleans County for the 2021 fiscal year and also authorize the adoption of the 2021 fiscal budget for Orleans County that may require a tax levy that is greater than the tax levy limit; seconded by Legislator DeRoller. Legislator Allport stated that any given year up to 95% of our tax levy goes to pay for the nine unfunded mandates which include programs mandated by our State. The tax cap was implemented in the middle of the night by the state and they promised relief of the unfunded mandates which never came. After some further references and discussion, Legislator Allport stated that many decisions should be discussed and made before we go over the tax cap. Legislator DeFilipps expressed the concern that if any miss-calculations or incidents occur, having this Local Law in place will protect us. Legislator Allport stated that every municipality should have additional monies laid aside should implications occur. Legislator DeFilipps stated that with reservation, he moved for the capping of Community College costs to protect our tax cap. We also have our reserves, which are important to have but does not believe they are calculated in for the override. Legislator DeRoller expressed that both their comments are correct in their deliberations and these are unusual times. We are struggling to try to maintain the best for our constituents and stated that both our CAO and Treasurer are stepping up to make good things happen. Legislator DeRoller stated he supports this resolution to make sure that this Local Law protects us. Chairman Johnson expressed that this is an unprecedented budget and uncertain times are ahead. The following resolution was adopted by calling the roll of the Legislators:

RESOLUTION NO. 415-1020

ADOPTING LOCAL LAW NO. 3 OF 2020, ENTITLED A LOCAL LAW OVERRIDING THE TAX LEVY LIMIT FOR ORLEANS COUNTY FOR 2021 AND AUTHORIZING THE ADOPTION BY ORLEANS COUNTY OF A BUDGET FOR 2021 THAT MAY REQUIRE A TAX LEVY THAT IS GREATER THAN THE TAX LEVY LIMIT FOR THE 2021 FISCAL YEAR

WHEREAS, Local Law No. 3-Intro of the year 2020 was introduced at a regular meeting of the Orleans County Legislature held on September 23, 2020 and a Public Hearing was held on October 28, 2020, at which time all interested persons wishing to speak were heard; now be it

RESOLVED, that this Legislature enact the following Local Law No. 3 of 2020:

A LOCAL LAW OVERRIDING THE TAX LEVY LIMIT FOR ORLEANS COUNTY FOR 2021 AND AUTHORIZING THE ADOPTION BY ORLEANS COUNTY OF A BUDGET FOR 2021 THAT MAY REQUIRE A TAX LEVY THAT IS GREATER THAN THE TAX LEVY LIMIT FOR THE 2021 FISCAL YEAR

BE IT ENACTED, by the Orleans County Legislature of the County of Orleans County as follows:

Section 1. **Title:** This Local Law shall be known as “Orleans County Responsible Budgeting Law of 2020”.

Section 2. **Declaration of intent:** The intention of this local law is to comply with the requirements of General Municipal Law Section 3-c (5) prior to adopting the 2021 Orleans County Budget. The slow recovery of the national, state and local economies from the most recent Covid 19 pandemic and the continued financial obligations imposed on the County by the State in the form of mandated government activities not fully funded by the State are conditions beyond the control of County government. Notwithstanding these circumstances the County will need to provide services in 2021, in addition to those mandated by the State, which are important to our citizens. After serious and sustained efforts to minimize the amount of the tax levy, and to project the tax levy limit for Orleans County for 2021, it is clear that a responsible budget for 2021 will require a tax levy that will

be greater than the tax levy limit calculated pursuant to applicable State Law.

Section 3. **Budget Authorization:** The Orleans County Legislature does hereby override the tax levy limit for Orleans County for 2021 and authorizes Orleans County, after completing all required procedures for the adoption of a budget, to adopt a budget for 2021 that may require a tax levy increase that is greater than the tax levy limit calculated for 2021 pursuant to Section 3-c of the General Municipal Law by the adoption of this local law approved by vote of sixty percent (60%) of the county legislature.

Section 4. **Severability:** If any section, subsection, sentence, clause, phrase or other portion of this local law is for any reason declared unconstitutional, or invalid or in whole or in part by any court of competent jurisdiction, such portion shall be deemed severable and such unconstitutionality or invalidation shall not affect the validity of the remaining portions of this law which remaining portions shall remain in full force and effect.

Section 5. **Effective Date:** This local law shall take effect upon the date on which a certified copy of this local law is filed in the office of the Secretary of State pursuant to section 27 of the Municipal Home Rule Law.

Moved, DeFilipps; second, DeRoller.

Roll Call: 6 ayes – DeFilipps, DeRoller, Draper, Eick Johnson Miller; 1 nay, Allport; 0 absent.

Adopted.

Legislator DeRoller requested to withdraw the following resolution:

RESOLUTION NO. 416-1020 - WITHDRAWN

AUTHORIZING FILLING VACANCY IN THE PLANNING AND DEVELOPMENT DEPARTMENT

RESOLVED, due to a resignation, that this Legislature does hereby authorize the filling of a vacant full time Account Clerk position (8020.03) in the Planning and Development Department at Grade 9 of the CSEA Salary Schedule, effective November 2, 2020.

October 28, 2020
Resolutions 408-448

Moved, DeRoller; second,

RESOLUTION NO. 417-1020

**APPROVING AGREEMENTS BETWEEN MENTAL HEALTH
DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves the agreement between the Mental Health Department and the following agencies:

Language Line Services, 1 Lower Ragsdale Road, Monterey, CA 93940; to provide telephone interpretation provider services following the term of the New York State Office of General Services contract dated October 25, 2020 through October 24, 2025 at a cost of \$0.75/minute of translation services. County cost \$.05/minute of translation services.

Coordinated Care Services, Inc., 1099 Jay Street, Rochester, NY 14611, extending this agreement to provide consulting services for data analytics and continuous quality improvement from September 30, 2020 through December 31, 2020 keeping within the original contract amount of \$21,000.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 418-1020

**AMENDING AGREEMENT BETWEEN THE MENTAL HEALTH
DEPARTMENT AND TULIO ORTEGA, MD**

WHEREAS, the parties entered into an amended agreement, which was authorized by County Legislature Resolution No. 78-220 and 199-420; and

WHEREAS, the parties are desirous of revising the agreement to increase the contractor's hourly compensated rate to \$175 per hour and to increase the total number of contracted professional service hours per year to help meet increasing need of clients of the Mental Health Department; and

WHEREAS, the parties are desirous of revising the agreement to allow for one hour of compensated travel time at the contractor's customary hourly rate of \$165 per hour; now be it

RESOLVED, that this Legislature does hereby approve an addendum to an agreement between Mental Health and Tulio Ortega as follows:

- 6.) Effective October 23, 2020, the Contractor will provide services of an additional 27 hours added to the original 654 hours.
- 7.) Effective October 23, 2020, the Contractor will provide services of an additional 24 hours for the 2020 year at \$175 per hour, an increase of \$10 per hour.
- 8.) As stated in Resolution No. 199-420 the maximum contract amount is not to exceed \$107,275.
- 9.) All other terms and conditions remain the same.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 419-1020

AUTHORIZING FILLING VACANCY IN THE MENTAL HEALTH DEPARTMENT

RESOLVED, that this Legislature authorizes the filling of a part time Receptionist position (4310.40) in the Mental Health Department at Grade 7 of the CSEA Salary Schedule effective October 29, 2020.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 420-1020

APPROVING AGREEMENTS BETWEEN THE HEALTH DEPARTMENT AND VARIOUS AGENCIES

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

NYSDOH – Children w/Special Health Care Needs, Bureau of Administration, Division of Family Health, ESP Corning Tower, Albany, NY 12237. Contract is to support outreach, information, referral to services and follow-up to families of Children and Youth with Special Health Care

Needs. Award amount for five years \$110,710. The first year contract amount is \$22,142 Grant will be executed via the Grants Gateway.

Time to Grow Services, 603 Division Street, North Tonawanda, NY 14120. To provide related services to Orleans County children (ages 3-5) who are eligible for the Preschool Supportive Health Services Program. There is partial reimbursement from New York State Education Department and Medicaid. The related services rates are set by the county. The State pays 59.5% and the Orleans County Health Department is responsible for 40.5%. The Contract term is for September 1, 2020 through June 30, 2022.

Finger Lakes Therapy Works, PLLC, 210 Clifton Springs Professional Park, Clifton Springs, NY 14432. To provide related services to Orleans County children (ages 3-5) who are eligible for the Preschool Supportive Health Services Program. There is partial reimbursement from New York State Education Department and Medicaid. The related services rates are set by the county. The State pays 59.5% and the Orleans County Health Department is responsible for 40.5%. The Contract term is for September 1, 2020 through June 30, 2022.

Kimberly Kenyon, 136 South Main Street, Lyndonville, NY 14098. To provide related services to Orleans County children (ages 3-5) who are eligible for the Preschool Supportive Health Services Program. There is partial reimbursement from New York State Education Department and Medicaid. The related services rates are set by the county. The State pays 59.5% and the Orleans County Health Department is responsible for 40.5%. The Contract term is for September 1, 2020 through June 30, 2022.

Monroe County, 111 Westfall Road, Room 956A, Rochester, NY 14620. Inter-municipal Agreement between Monroe County and Orleans County Health Dept. (Lead Program) EPA Cerf. Lead Risk Assessors to provide comprehensive Elevated Lead inspection services. OCHD to pay Monroe County for services rendered during the term of the IA from August 1, 2020 through July 31, 2021, in an amount not to exceed \$8,000.00

Transpo Bus Services LLC-DBA TBS, 150 Josons Drive, Rochester, NY 14623. EI/Preschool transportation Rates as awarded in bid. NYS education Reimbursement of 59.5% of cost spent. Orleans County Health Department is responsible for 40.5% of which we receive some Medicaid reimbursement. One year contract with the option to extend for two years. Renewal term September 1, 2020 through August 31, 2021.

WNY Bus Co. INC Student Transport INC, 79 Sheldon Avenue, Depew, NY 14043. EI/Preschool

Transportation Rates as awarded in bid. NYS education Reimbursement of 59.5% of cost spent. Orleans County Health Department is responsible for 40.5% of which we receive some Medicaid reimbursement. One year contract with the option to extend for two years. Renewal term September 1, 2020 through August 31, 2021.

CDC PHAP Public Health Advisor, 1600 Clifton Road, Atlanta, GA 30333. Co-Host (Genesee & Orleans County) CDC Public Health Associate for 1 year with both Health Departments w/ recognition by Genesee County of the Formal Agreement between Orleans County & the CDC. The CDC associate will assist in carrying out disease prevention, health promotion, protection, & other PH activities. Provide assistance in developing, implementing, & evaluating PH programs, promote, and enhance state, tribal, local & territorial capacity through consultation, demonstration and technical support. Only cost to county is for local mileage from programmatic travel. Term to run from October 11, 2020 through October 24, 2021.

CDC PHAP Associate, 1600 Clifton Road, Atlanta, GA 30333 to Co-Host (Genesee and Orleans County) a CDC Public Health Associate for two-years. To be integrated into both Health Departments with recognition by Genesee County of the Formal Agreement between Orleans County and the CDC. Only cost to county is for local mileage from programmatic travel. Term to run October 13, 2020 through October 23, 2022.

Biosan Disposal, 155 Great Arrow Avenue, Buffalo, NY 14207 to Provide Medical waste disposal on a monthly pick up at two locations with 50lbs weight limit. The charge will be \$72.00 per box. No agreement expiration. To be reviewed on or before October 31, 2025 for the continuation of this service.

CDC COVID-19 Vaccination Program Provider Agreement and CDC Supplemental COVID-19 Vaccine Redistribution Agreement, 1600 Clifton Road, Atlanta, GA 30333 to administer COVID 19 vaccine in accordance with all requirements and recommendations of CDC and CDC's Advisory Committee on Immunization Practices (ACIP) effective November 1, 2020 through October 31, 2025. No County Cost.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 421-1020

**AUTHORIZING EXTENDING KRESGE FOUNDATION GRANT AND
ACCEPT ADDITIONAL FUNDING**

WHEREAS, Resolution #466-1118 approved an agreement with the Orleans County Health Department and The Kresge Foundation in the amount of \$125,000 and

WHEREAS, Resolution #334-820 the Orleans County Health Department applied for additional funding for proposed focus areas related to the Chief Health Strategist role/Community Health Strategies but also includes COVID response activities; and

WHEREAS, the Orleans County Health Department has received notice of being awarded additional funding in the amount of \$30,000; and

RESOLVED, that the Orleans County Legislature approves the Health Department accepting the award and amending the original resolution to reflect a total award of \$155,000 extending the grant period through September 30, 2021.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 422-1020

**AUTHORIZING CREATING AND FILLING POSITION IN THE
PUBLIC HEALTH DEPARTMENT**

WHEREAS, the Orleans County Health Department has received an award from the Kresge Foundation for COVID-19 relief; now be it

RESOLVED, that this Legislature does hereby authorize the creation of a temporary part-time Registered Nurse in the Public Health department at Grade 19 of the CSEA Salary Schedule; and

FURTHER RESOLVED, that this Legislature does hereby authorize the filling of this newly created vacant temporary part-time Registered Nurse position effective October 29, 2020; and

FURTHER RESOLVED, that this position will be abolished when the funding is depleted or upon the contract end date of September 30, 2021, whichever comes first.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 423-1020

AUTHORIZING FILLING VACANCY IN THE PUBLIC HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the filling of a vacant full-time Public Health Nurse (4010.28) in the Public Health department at Grade 21 of the CSEA Salary Schedule effective October 29, 2020.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 424-1020

REQUESTING TO PRESERVE EXISTING AID TO LOCAL HEALTH DEPARTMENTS DURING THE COVID-19 PANDEMIC RESPONSE AND IMPROVE FUNDING FOR ESSENTIAL PUBLIC HEALTH INFRASTRUCTURE

WHEREAS, both state aid for general public health work and categorical funding support are critical to public health professionals who are working around the clock to address the COVID-19 pandemic; and

WHEREAS, the COVID-19 pandemic is the most significant public health crisis of this century; and

WHEREAS, local health departments have both the mission and statutory responsibility to promote health and prevent and protect their communities for disease;

WHEREAS, in public health emergencies, local health department staff are the essential, experienced first responders for their communities; and

WHEREAS, response to the pandemic requires local health departments to utilize all their core public health services capabilities; and

WHEREAS, the ability to continue disease control activities, including contact tracing, case investigation, and where needed isolation or quarantine, is critical to controlling the spread of communicable disease, like COVID-19, in communities; and

WHEREAS, both core public health service delivery and public health emergency response relies on the experience and expertise of the public health workforce; and

WHEREAS, ongoing hiring freezes, recruitment and retention challenges and structural funding barriers limit the ability of local health departments to hire, train and retain staff with the expertise and experience needed as the existing public health workforce reaches retirement age; and

WHEREAS, since 2011, outside of New York City, local health department staffing has decreased by 33% through lay-offs, attrition and hiring freezes with much of it linked to state funding; and

WHEREAS, the loss of skilled local health department staff during this crisis has already and will continue to significantly hamper a department's ability to continue effective pandemic response; and

WHEREAS, similarly, loss of funding for supplies, equipment and other non-personnel expenses will severely hamper local response; and

WHEREAS, the economic recovery and reopening of New York's communities directly relies on continued reduction and control of the spread of COVID-19; and

WHEREAS, any reductions or spending restrictions in funding to local health 6 departments places this ongoing health and economic recovery at risk.

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature calls upon the state to maintain and protect funding for local health departments; and be it

FURTHER RESOLVED, that the State Department of Budget reimburse increased allocations to local health departments in accordance

with the New York State Health Commissioner's declaration of an Imminent Threat to Public Health, section 621 of NYS Public Health Law; and be it

FURTHER RESOLVED, the State Department of Budget approve and reimburse increased allocations to local health departments following the ITPH declaration; and be it

FURTHER RESOLVED, that local health departments be declared exempt from reductions in state aid now during COVID-19 and future during public health crises; and be it

FURTHER RESOLVED, that any funding allocated to local health departments be allocated with flexibility to ensure county health officials can use the funding in ways that best represent the needs of their communities without a required and complex approval process; and be it

FURTHER RESOLVED, that the Executive and Legislative leaders work together with NYSAC and the New York State Association of County Health Officials to identify resources to increase funding for and advance our public health capacity to maintain and enhance this essential infrastructure to protect all New Yorkers; and be it

FURTHER RESOLVED that the Clerk of the Legislature forward copies of this resolution to Governor Andrew Cuomo, Senator Robert Ort; Assemblyman Steve Hawley, Assemblyman Michael Norris, NYSAC and all others deemed necessary and appropriate.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 425-1020

AUTHORIZING GRANT ACCEPTANCE AND AGREEMENT BETWEEN SHERIFF'S OFFICE AND NEW YORK STATE STOP-DWI FOUNDATION, INC.

WHEREAS, Resolution #297-720 authorized the Sheriff's Office to apply to the NYS STOP-DWI Foundation, Inc. for Crackdown Grant funding; and

October 28, 2020
Resolutions 408-448

WHEREAS, the NYS STOP-DWI Foundation, Inc., as participant in the New York State Governor's Traffic Safety Committee's Highway Safety Program, has informed the Orleans County Sheriff's Office that it has been awarded grant money, in the amount of \$15,000, for use in their 2020-2021 Crackdown Enforcement program; now be it

RESOLVED, that this Legislature accepts this grant award and authorizes the Chairman to execute the appropriate grant award documents of Contract #C002527 with the New York State Governor's Traffic Safety Committee and the New York State STOP-DWI Foundation, Inc., to provide reimbursement to the Sheriff's Office and local law enforcement agencies for increased STOP-DWI patrols during peak holiday times of the year, to be conducted during the period October 1, 2020 through September 30, 2021.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 426-1020

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

WHEREAS, Resolution # 216-520, authorized the Orleans County Sheriff's Office to apply for reimbursement funding available through the U.S. Department of Justice, Bureau of Justice Assistance; now be it

RESOLVED, that this Legislature accepts the grant funding award of \$5,245.00 under the FY 2020 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 31, 2022; 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.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 427-1020

**AUTHORIZING FILLING VACANCIES IN THE SHERIFF'S OFFICE
AND PUBLIC SAFETY COMMUNICATIONS DIVISION**

RESOLVED, due to a retirement, this Legislature does hereby authorize the filling of vacant full-time Juvenile Aid Officer position (3110.07) in the Sheriff's Office at Grade 3 of the OCDSA Salary Schedule effective November 5, 2020; and be it

FURTHER RESOLVED, due to a resignation, this Legislature does hereby authorize the filling of vacant permanent part-time Public Safety Dispatcher position (3020.20) in the Sheriff's Public Safety Communications Division at \$14.52/hour effective October 27, 2020.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 428-1020

**AUTHORIZING TREASURER TO TRANSFER FUNDS WITHIN THE
SHERIFF'S BUDGET**

RESOLVED, that the Treasurer is authorized to transfer monies within the Sheriff's budget to honor the software contract through Cellebrite, INC, 7 Campus Drive Suite 200 Parsippany, NJ 07054 as follows:

From:		
01.3150.0452	Personal Services Contracts	\$3,700
To:		
01.3110.0447	Misc. Equipment Contracts	\$3,700

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 429-1020

**AUTHORIZING SETTING UP NEW MONEY IN SHERIFF'S STOP
DWI BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new monies from NYS STOP-DWI Foundation as reimbursement for 2020

October 28, 2020
Resolutions 408-448

STOP-DWI Labor Day crackdown enforcement patrols, in the Sheriff's STOP-DWI budget, as follow:

Revenue:		
01.3315.2615	STOP DWI Program	\$2,137.76
Appropriation:		
01.3315.0486	Misc. Equipment Contracts	\$2,137.76

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 430-1020

AUTHORIZING PAYMENT TO WENDEL FROM THE SHERIFF/JAIL BUDGET

WHEREAS, Resolution No. 340-820 authorized a professional services agreement with Wendel to evaluate the current holding center (Jail) and develop options to fulfil the current holding center needs; now be it

RESOLVED, that this Legislature does hereby approve payment to Wendel. 375 Essjay Road, Suite 200 Williamsville, NY in the amount of \$9,750.00 to be paid from the Sheriff/Jail account 01.3150.0452 – Personal Services Contracts.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 431-1020

APPROVING AND ADOPTING AN AGREEMENT TO EXTEND THE TERM OF THE ORLEANS COUNTY BAR ASSOCIATION ASSIGNED COUNSEL PLAN PURSUANT TO COUNTY LAW §722(3)(a)

WHEREAS, the Orleans County Bar Association approved and adopted an updated Assigned Counsel Plan pursuant to County Law §722(3)(a) on December 10, 2013; and

WHEREAS, by Legislature Resolution #135-414, adopted on April 9, 2014, the Orleans County Legislature approved, adopted and implemented the Orleans County Bar Association Assigned Counsel Plan (hereinafter

"the Plan") as approved and adopted by the Orleans County Bar Association on December 10, 2013; and

WHEREAS, the Orleans County Bar Association and the County of Orleans wish to extend the term of the Plan for an additional three (3) years, all of the other terms and provisions to remain the same; and

WHEREAS, the Orleans County Bar Association at a meeting duly called and held on September 30, 2020, adopted a resolution to extend the term of the Plan for an additional term of three (3) years, all other terms and provisions to remain the same, now therefore be it

RESOLVED, that this Legislature hereby approves an Agreement to extend the term of the Plan for an additional three (3) years for the period from January 1, 2020, through December 31, 2022.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to approve the Phase 2 agreement with Radio Technologies; seconded by Legislator Miller. As requested, Director Banker explained that the Tower Projects continue to move forward. The microwave has been installed at the Clarendon Highway facing the new Holley Tower site. The microwave has been installed in Medina site facing the Lyndonville tower site. A microwave have also been installed at the Lyndonville and Public Safety sites. The Kendall site was done about a week ago and they are starting at the Holley Tower today anticipating that they will be finished up in a week. A link will be on a Monroe County Tower on East Avenue. The rest of the microwaves will be finished next week. Testing will be done in November and hopefully will be live and be finished up by the end of the year, expressed Director Banker. The following resolution was adopted:

RESOLUTION NO. 432-1020

APPROVING PHASE 2 AGREEMENT BETWEEN EMERGENCY MANAGEMENT AND RADIO TECHNOLOGIES FOR ALL RADIO COMMUNICATIONS MAINTENANCE

WHEREAS, the Emergency Management Office advertised for sealed RFP's for the Orleans County Public Safety Communications System

Maintenance Labor Only Contract and the only bid received was opened via ZOOM in the Legislative Chambers on Tuesday, May 26, 2020; and

WHEREAS, Resolution No 270-620 approved Phase 1 of the Public Safety Communication System Maintenance Labor Only contract with Radio Technologies; now be it

RESOLVED, that this Legislature approves the agreement with Radio Technologies 15 Pamda Dr., Rochester, NY 14617 for **Phase 2** of the Public Safety Communications Maintenance Labor Only contract for all seven tower sites: Clarendon, Emergency Management, Medina, Albion (Public Safety Bldg.), Holley, Kendall and Lyndonville, all radio equipment, and the digital recording and logging system.

- \$97,440 from February 1, 2021 through December 31, 2021*
*To be paid from Statewide Interoperable Communications Formula-Based FY2020 Grant Funds.
- \$105,560 from January 1, 2022 through December 31, 2022**
- \$146,690 from January 1, 2023 through May 31, 2023 **
** To be paid from future Statewide Interoperable Communications Grant Funds

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved a resolution to request release of all funds for Public Safety grants to local governments; second by Legislator Miller. Again, Director Banker reported that on September 28th, NYSAC, 911 Coordinators and New York State Emergency Management Association sent correspondence to Governor Cuomo asking him to release grant funds. The Public Safety Answering Points funding includes \$130,000 a year for operations. The targeted grant of \$5.9 million came out of the inoperability portion of this and we usually get \$400,000 to maintain our radio system. Banker stated that typically we have been notified in September, but now we are not getting notified until December of the funding that we may receive to maintain our radio system. We are asking Governor to release the state monies in the state fiscal year to our counties and municipalities so we can keep everything operational. The following resolution was adopted:

RESOLUTION NO. 433-1020

REQUESTING RELEASE OF ALL FUNDS FOR PUBLIC SAFETY ANSWERING POINT OPERATIONS AND STATEWIDE INTEROPERABLE COMMUNICATIONS GRANTS TO LOCAL GOVERNMENTS

WHEREAS, Orleans County operates and maintains a 9-1-1 and Public Safety Communications system using a 700/800 MHz emergency communications radio system and a PSAP utilizing 9-1-1 phones, CAD and digital recording; and

WHEREAS, the funding mechanism used today to help operate, maintain and upgrade 9-1-1 system capabilities is out of date and does not correspond to technology changes; and

WHEREAS, today the grant funding we receive from the state is delayed and the process is overly burdensome which exacerbates the economic impact of COVID-19 on Public Safety Answering Points (PSAPs) and the delay in funding directly impacts communities abilities to provide critical and lifesaving communications services to 9-1-1 centers, emergency management agencies, emergency medical services, hospitals, public health agencies and other responder organizations; and

WHEREAS, under current law, for the last three budget years, \$10 million has been authorized and targeted directly to PSAPs and up to \$65 million is set aside for the provision of grants and reimbursements to counties administered by the State Interoperable Communications Grants (SICG) program, administered by the Division of Homeland Security, and

WHEREAS, counties including Orleans County struggle with long delays in accessing these state authorized programs, now be it

RESOLVED, that NYSAC and the Orleans County Legislature is asking the state to release all funds for Public Safety Answering Point Operations and Statewide Interoperable Communications Grants to local governments including Orleans County as authorized through the SFY 2020 budget and ensure that future authorizations are released in full in the budget year they are appropriated; and be it

FURTHER RESOLVED, NYSAC and the Orleans County Legislature request that New York State facilitates a fair funding process and provide counties including Orleans County with the needed funding for PSAPs and Interoperable Radio Communications; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall forward copies of this resolution to Governor Andrew M. Cuomo, Senator Robert Ort, Assemblyman Steve Hawley, Assemblyman Michael Norris, and all others deemed necessary and proper.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 434-1020

AUTHORIZING SETTING UP NEW MONEY IN THE OFFICE FOR THE AGING’S BUDGET

RESOLVED, that this County Treasurer is authorized to set up new money as a result of 2020 Cares Act allocations were received as follows:

Revenue:		
01.6772.3772	Office for the Aging – State Funded CARES ACT Grants	\$9,020
Appropriation:		
01.6772.0461	Postage	\$4,000
01.6772.0473	Nutrition	\$5,020

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 435-1020

AUTHORIZING TREASURER TO SET UP NEW MONEY IN THE MENTAL HEALTH DEPARTMENT AND VETERANS SERVICES BUDGET

RESOLVED, that the Treasurer is authorized to set up additional new monies in the Mental Health Department Budget accepting funds as a pass through to the Veteran’s Service Agency to be used by the PFC Dwyer Peer to Peer Program as follows:

Revenue:		
01.4310.1625	Miscellaneous Revenue	\$13,125
Appropriation:		

01.4310.0418 Other Contractual \$13,125

FURTHER RESOLVED, that the County Treasurer is authorized to set up additional new monies in the Veterans Services Budget to accept the Dwyer Peer to Peer Program monies received by the Orleans County Mental Health Department as Follows:

Revenue:

01.6510.3711 Dwyer Peer to Peer Program \$13,125

Appropriation:

01.6510.0486 Special Grants \$13,125

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 436-1020

AMENDING RESOLUTION NO. 471-1119 REGARDING AGREEMENT BETWEEN THE DEPARTMENT OF PUBLIC WORKS AND CP WARD INC

WHEREAS, Resolution No. 471-1119 approved an agreement with CP Ward Inc. for the Construction of Lakeside Road Bridge TIP project, NYS DOT Contract #D035981 in the Town of Carlton for a total cost of \$308,126.00; and

WHEREAS, there has been a Change Order #1 submitted resulting in an adjustment in the total tabulation of the Contract; and therefore be

RESOLVED, this Legislature approves Change Order #1 for and an additional \$12,609.82 for a total cost of the contract to be \$320,735.82; to be paid from the Road Fund budget account 03.5120.0470.2280; and be it

FURTHER RESOLVED, that the additional monies is 80% reimbursable through federal funding and 15% through Marchiselli funding, County Cost \$630.49. Change Order #1 subject to review and approval of the County Attorney and Chief Administrative Officer.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 437-1020

October 28, 2020
Resolutions 408-448

**AMENDING RESOLUTION NO. 110-220 REGARDING AGREEMENT
BETWEEN THE DEPARTMENT OF PUBLIC WORKS AND LABELLA
ASSOCIATES**

WHEREAS, resolution #100-220 approves an agreement with Labella Associates to provide ROW acquisition and incidentals for the Preventative Maintenance for the East Oak Orchard Street Bridge in the Village of Medina. NYS DOT Contract #D036041, Bin #3319320; for a total cost of \$23,819.00; and

WHEREAS, there has been an Addendum to this project requesting a modification to obtain temporary easements for a higher compensation than originally budgeted at a property owners request, which resulted in an adjustment in the total tabulation of the Contract; and therefore be it

RESOLVED, this Legislature approves the addendum for an additional \$946.00 for a total cost of the contract to be \$24,765.00; to be paid from the Road Fund budget account 03.5120.0470.2284; and be it

FURTHER RESOLVED, that the additional monies is 80% reimbursable through federal funding and 15% through Marchiselli funding, County Cost \$47.30. Addendum subject to review and approval of the County Attorney and Chief Administrative Officer.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 438-1020

**AUTHORIZING THE DEPARTMENT OF PUBLIC WORKS TO
PURCHASE A 2020 BOMAG ASPHALT ROLLER**

RESOLVED, that this Legislature does hereby approve the purchase of a 2020 Bomag Double Drum Asphalt Roller through Five Star Equipment, Inc. 60 Paul Road, Rochester, New York 14624. The Bomag roller is to be purchased under the Sourcewell Contract #032119-BAI, NYS OGS PC67075 at cost of \$33,457.83. Roller is reimbursable through CHIPS with no County cost; to be paid from Highway Machinery budget account 04.5130.0270 – Capital Equipment.

Moved, Eick; second, Miller.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 439-1020

**AUTHORIZING LEASE FOR THREE VEHICLES FOR THE
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Resolution No. 407-920 approved a Master Equity Lease Agreement with Enterprise Fleet Management; now be it

RESOLVED, that this Legislature authorizes leasing two (2) 2021 and one (1) 2020 Chevrolet Silverado 250HD Pick Up Trucks for the Department of Public Works through Enterprise Fleet Management at a cost not to exceed \$130,000 to be reimbursable through CHIPS with no County cost; to be paid from Highway Machinery budget account 04.5130.0270 – Capital Equipment; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute all necessary documentation to lease these vehicles, subject to the review and approval of the County Attorney and Chief Administrative Officer.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 440-1020

**AUTHORIZING PAYMENTS FROM CAPITAL PROJECT
INFRASTRUCTURE PROJECTS ACCOUNT**

RESOLVED, that this Legislature authorizes the following payment(s) to be made from account H5120.250, Capital Project – Infrastructure Project – Bridge Replacement Program:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$5,530.00	Labella Associates	Professional Services Lakeshore Road Bridge Replacement
\$33,298.50	Labella Associates	Professional Services Angling Road Bridge
\$1,295.00	Labella Associates	Professional Services Angling Road Bridge

Moved, Eick; second, Miller.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 441-1020

AUTHORIZING PAYMENTS FROM CAPITAL PROJECT REDI PROJECTS 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>
\$3,205.35	Wendel	Professional services through 8/31/20 – Invoice #353032
\$625.00	Wendel	Professional Services through 9/30/20 – Invoice #353045

FURTHER 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>
\$2,075.00	Wendel	Professional services through 8/31/20 – Invoice #353033
\$966.00	Wendel	Professional services through 9/30/20 – Invoice #353044

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 442-1020

AMENDING THE ORLEANS COUNTY PROCUREMENT POLICY FOR THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, Resolution No. 468-1119 adopted a Local Law dissolving the Highway and Buildings and Grounds Department and creating a Department of Public Works; and

WHEREAS, the current policies has the previous Buildings and Grounds Department under a different procurement approval process; and therefore be it

RESOLVED, that the Legislature hereby amends the current Orleans County Procurement policy under “Exceptions to Policy” to read as follows:

Department of Public Works: As an exception to the preceding purchase order procedure, the Department of Public Works may release purchase orders below the bidding limits to the vendor without any further approval except as follows: The County Legislature’s Department of Public Works Committee must approve in writing the purchase of machinery, equipment, tools, supplies and implements valued at more than \$1,000 but less than \$5,000. Purchases in excess of \$5,000 must be approved by the Legislature.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 443-1020

APPROVING PURCHASE BETWEEN ORLEANS COUNTY BOARD OF ELECTIONS AND REVIZE LLC, AKA REVIZE SOFTWARE SYSTEMS AND APPROVING WEB SERVICES SALES AGREEMENT WITH REVIZE. LLC.

WHEREAS, Resolution No. 279-620 approved a grant agreement with the New York State Board of Elections for the HAVA Cybersecurity Remediation and Mitigation Grant in the amount of \$70,729.99; now be it

RESOLVED, that this Legislature does hereby approve the purchasing of a Web Site at a total cost of \$19,700.00, including \$2,900 for the initial software subscription, tech support, CMS updates, website hosting and storage, from Revize LLC, to be paid from Elections Budget Account 01.1450.0486.4277 — Special Grants- "NAVA Cybersecurity Remediation and Mitigation Grant; and be it

FURTHER RESOLVED, that this Legislature approves a Web Services Sales Agreement with Revize LLC, 150 Kirts Blvd, Troy, MI 48084, effective through October 31, 2023, for software subscription, tech support, CMS updates, and web hosting at an annual cost of \$2,900 to be paid from Computer Services account 01.1680.0418 – Contractual expenses, with payments due July 1, 2021; 2022; and 2023.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to legislation bills as they relate to the repeal of the provisions of the Highway Law and Transportation Corporation Law to reduce the cost of expanding broadband access; seconded by Legislator Miller. Chairman Johnson stated that back in 2015, Governor Cuomo allocated \$550 million to get New York State totally covered with Broadband. She said that we applied for every round of funding, and did not get any of the funding. Now, he has put language in the State Budget that enacted a right of use tax through the Department of Transportation. It is taxing cable that is running over, across or under a state road. It entails an incredible costly fee. Fiber was laid across Lake Ontario into the Town of Wilson and then the intent was to bring it into Rochester along state highway, however due to this tax, it has made it prohibitive because it is priced out of the market to make it happen. The following resolution was adopted:

RESOLUTION NO. 444-1020

**SUPPORTING ASSEMBLY BILL A.10932 AND SENATE BILL S. 8858
AS IT RELATES TO THE REPEAL OF THE PROVISIONS OF THE
HIGHWAY LAW AND TRANSPORTATION CORPORATION LAW TO
REDUCE THE COST OF EXPANDING BROADBAND ACCESS**

WHEREAS, Governor Cuomo has pledged to bring broadband to every area in New York State by launching the “Broadband For All” initiative in the Summer of 2015, investing more than \$550 million through three rounds of grants to secure high speed internet upgrades for the most rural, underserved parts of New York State, including several areas in Orleans County; and

WHEREAS, many New Yorkers in Orleans County still do not have access to broadband capabilities which has extremely complicated the need of Orleans County residents to work from home; from college students down to elementary students having the inability to obtain quality education when remote learning is necessary; and the need for tele-health from our homes all due to the recent COVID 19 pandemic and

WHEREAS, broadband should be deemed a fundamental right or an essential utility as comparable to electricity or water, but the cost of expanding broadband is too high and hindering this expansion; now be it

WHEREAS, the State Department of Transportation started charging fees this year to fiber optic cable installers who build lines in a state controlled highway right of way; and

WHEREAS, the 2019-2020 state budget contained language that enacted a right-of-way tax, or use and occupancy fee, allowing DOT to require installers to enter annual fee-bearing permits to charge corporations per foot, per cable, for fiber optic lines they own; and

WHEREAS, the fee does not apply to other utilities in the same area, including phone, water or sewer lines and the extra cost applies to lines constructed before the fee went into effect this year; now be it

RESOLVED, that the Orleans County Legislature does hereby support Assembly Bill A.10932 and Senate Bill S.8858 which seeks to repeal parts of highway law and transportation corporation law concerning the fiber optic tax and in doing this, the cost of expanding broadband access will be reduced and will further bring broadband to the residents of Orleans County and be it

FURTHER RESOLVED, that the Clerk shall forward copies of this resolution to Governor Andrew Cuomo, Senator Rob Ortt; Assemblymen Steve Hawley and Michael Norris; Assemblyman Mark Walczyk, Senator Pamela Helming, Senator George Borrello; New York State Department of Transportation, NYSAC, and all others deemed necessary and proper

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 445-1020

AUTHORIZING PAYMENTS FROM CAPITAL PROJECT COUNTY OFFICE BUILDING ADDITION AND RENOVATIONS ACCOUNT

RESOLVED, that this Legislature authorizes the following payments to be made from account H1610.250, Capital Project – County Office Building Addition and Renovations Account:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$20,308.27	Barre Stone Products	Materials for COB Parking Lot – Invoice # 11995

October 28, 2020
Resolutions 408-448

\$1,434.00 OTIS

Repair to Elevator in new COB
addition – Invoice # NBB16637001.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

DPW Commissioner Papponetti, and his staff, were commended on a great paving job on the north parking lot and driveway leading to the County Office Building.

RESOLUTION NO. 446-1020

**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 11, 2020:

Fund/Department	Check Number (s):	Amount:
General	7010-7013; 7016-7186	\$351,364.11
Utility Payments	Paid on line	\$8,216.61
Department of Public Works	1798-1806; 4019-4042	\$155,447.09
Job Development	3452-3453	\$643.18
Self Insurance	1299, 64712	\$4,860.12

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 25, 2020:

Fund/Department	Check Number (s):	Amount:
General		
Utility Payments	Paid on line	\$8,408.86
Department of Public Works		
Job Development		
Self Insurance	1300-1301; 64775	\$15,628.02

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

The following add on resolutions were presented for adoption:

RESOLUTION NO. 447-1020

AUTHORIZING THE SHERIFF'S OFFICE TO PURCHASE A VEHICLE FOR SHERIFF PATROL AND AUTHORIZING TREASURER TO TRANSFER MONEY INTO THE SHERIFF'S CAPITAL EQUIPMENT

RESOLVED, that this Legislature authorizes the Sheriff's Office to purchase one New 2020 V8 Dodge Durango pursuit at the government discount rate which includes up fitting in the amount of \$55,805.43 from TRI STAR MOTORS 930 Route 22 West Blairsville, Pennsylvania, 15717; Now be it

FURTHER RESOLVED, that this Legislature authorizes the County Treasurer to transfer funds to reallocate for the purchase and execute buy out paid in full to; TRI STAR MOTORS 930 Route 22 West Blairsville, Pennsylvania, 15717 at a cost of \$32,500.00 and to; Empire Emergency Apparatus INC. 3995 Lockport Road Niagara Falls, NY 14305, at a cost of \$23,305.43 to be paid from Sheriff's budget line 01.3110.270-Capital Equipment with appropriated budget as follows:

From:		
01.3150.0489	Hospital-Supplies-Medicine, etc	\$55,805.43
To:		
01.3110.0270	Capital Equipment	\$55,805.43

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 448-1020

APPROVING AGREEMENT WITH VETERANS AGENCY AND U.S. DEPARTMENT OF VETERANS AFFAIRS VHAWNYHCS-BUFFALO

RESOLVED, that this Legislature approves an agreement between the Orleans County Veterans Agency and the U.S. Department of Veterans Affairs VHAWNYHCS to assist with the provision of space and support to offer TeleHealth services to Veteran patients enrolled with VHAWNYHCS and seeking services within the Albion Veterans Service Office at no cost to the County; and be it

FURTHER RESOLVED, that this agreement will be in effect through December 31, 2025 at which time the Orleans County Director of the Veteran's Services will review and make recommendation to continue with such services.

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

With there being no unfinished business or public comment, Chairman Johnson stated she wanted to bring awareness to community members on how crucial it is to shop local. Independent businesses need help to ensure their survival. The restrictions placed on businesses due to COVID -19 continue to take a toll. We need a united effort to save local businesses. As winter nears, many local businesses continue to operate severe restrictions placed on them by the Governor, including the number of patrons allowed at gyms and restaurants. She encouraged to shop locally during the upcoming holiday season. She expressed that we stand ready to help in any of your businesses if need be.

Legislator Eick moved to enter into executive session at 5:04 p.m. per Open Meetings Law §105 (8) to discuss union negotiations, second by Legislator Allport. Motion Carried.

Legislator Allport moved to exit out of executive session and reconvene the regular meeting at 5:39 p.m.; second by Legislator Draper. Motion Carried.

Legislator Allport moved to adjourn; second by Legislator DeRoller. Meeting adjourned at 5:39 p.m.

October 28, 2020
Resolutions 408-448

LEGISLATURE MEETING

November 18, 2020

Chairman Johnson called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, led by Veteran and Ken DeRoller, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: Budget Officer Jack Welch and Deputy Budget Officer Kimberly DeFrank filed the Tentative Budget for the 2021 Orleans County Fiscal Year as of Monday, November 16th in the Office of the Clerk of the Legislature.

Kelly Kiebala, Director of Job Development, stated that each year, the Genesee-Livingston-Orleans-Wyoming Workforce Development Board (GLOW WDB) traditionally hosts an Annual Breakfast Meeting in December at which time the GLOW Workforce Development Area's Annual Report is presented along with awards to an adult, youth and business/organization from each County. Due to COVID-19, the GLOW WDB Annual Breakfast Meeting unfortunately will not be held this year. The award nominations will be included in the GLOW WDB Annual Report as well as in a Press Release and online the GLOWworks.org web site. GLOW Career Centers, such as ours, nominate Adult and Youth Participants who utilized WIOA Services and then through their dedication and perseverance, they achieved successful outcomes. GLOW Career Centers also nominate a business or organization that utilized services and had a positive impact partnering with the agency, participants, and local workforce area. Kelly announced the following award winners which include: Adam Kremblas of Medina NY who received the youth award for working with our Department of Public Works; Gina Yaskovich of Albion, NY received the adult award who was laid off but then obtained her LPN through this crazy year with COVID and Orleans County Cornell Cooperative Extension, who received the business/organization for all that they have done to help support the Job Development Office and also through other community outreach. Chairman Johnson thanked Kelly and congratulated the three award winners.

Paul Pettit recognized Scott Schmidt, Orleans County Coroner, for his collaborative work with the Genesee County Coroner Jeffery McIntire and many others who took on leadership to several agencies in response, investigation, recovery and cleanup of the fatal plane crash of Attorney Steve Barnes that occurred in Genesee County. Scott was commended by the Legislature for his expertise and skills to help in the comprehensive and heartfelt response and collaboration of the efforts to recover the two that

perished in the crash. Scott Schmidt explained how imperative having this team and collaborative effort was during this crisis. Chairman Johnson stated how he treats death with honor and respected, we are extremely grateful to him.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through October, 2020. The cash flow is what can be expected. There was a few large payments on the vendor roll which were for the radio towers and also had three payrolls.. Today's In Rem Auction, the results were very positive. As reported on the last page, our Delinquency was \$296,842.59; the sale resulted in receiving \$600,500.00 therefore the county netted \$303,657.41.

Legislator Allport, stated it us home care month and he recognized those that work in Health Care and for Hospice by thanking everyone who works for our community either in hospice care or in home care.

Chairman Johnson called for open discussion as it related to the resolutions. With hearing no comments, Legislator Allport moved to add two resolutions to the agenda; second by Legislator Eick. Motion carried.

The following resolutions were presented for adoption:

RESOLUTION NO. 449-1120

AUTHORIZING DISTRIBUTION OF MORTGAGE TAX RECEIPTS

WHEREAS, this Legislature is in receipt of the Semi-annual Mortgage Tax Report showing the amounts to be credited to each tax District of Orleans County, of the money collected during the preceding six months ending September 30, 2020; and be it

RESOLVED, that pursuant to Section 261 of the Tax Law, this Legislature issues a Tax Warrant for the payment of the respective taxed districts of the amounts so credited, and authorizes and directs the Orleans County Treasurer to pay said amounts to the respective districts in accordance with this report, as follows:

Mortgage Tax Apportionment
April 1, 2020 through September 30, 2020

November 18, 2020
Resolutions 449-481

	Town Taxable	Double	Village Taxable	Rate	Due Town	Village Share	Town Share
Albion	\$236,105,509	472,211,018	129,863,687	27.50%	\$27,136.08	\$7,462.75	\$19,673.33
Barre	110,341,388				8,041.42		8,041.42
Carlton	225,597,728				21,957.52		21,957.52
Clarendon	169,344,755				24,092.36		24,092.36
Gaines	132,242,496	264,484,992	23,926,689	8.05%	10,687.04	966.81	9,720.23
Kendall	168,296,683				17,657.72		17,657.72
Murray	194,056,532	388,113,064	55,963,064	14.42%	26,623.68	3,838.94	22,784.74
Ridgeway	239,278,940	478,557,880	97,533,314	20.38%	24,747.12	5,043.63	19,703.49
Shelby	198,993,882	397,987,764	75,590,404	18.99%	34,561.10	6,564.24	27,996.86
Yates	163,291,070	326,582,140	30,416,085	9.31%	12,589.74	1,172.54	11,417.20
					\$208,093.78	\$25,048.91	\$183,044.87

Moved, DeRoller; second, DeFilipps.
Adopted, 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 450-1120

APPROVING AGREEMENT BETWEEN COUNTY CLERK AND AVENU ENTERPRISE SOLUTIONS INC.

RESOLVED, that this Legislature authorizes the Orleans County Clerk’s Office to enter into a five (5) year Information Technology Products and Services Agreement with Avenu Enterprise Solutions, LLC, 8600 Harry Hines Blvd, Suite 300, Dallas, TX 75235, effective December 12, 2020 through December 11, 2025 for the continued provision of Records Management Services at a cost of \$4,150 per month.

Moved, DeFilipps; second, DeRoller.
Adopted, 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 451-1120

APPROVING MEMORANDUM OF UNDERSTANDING AGREEMENT WITH GENESEE COUNTY FOR MAINTENANCE OF TAX MAPS

RESOLVED, that this Legislature does hereby approve a Memorandum of Understanding agreement between Orleans County and Genesee County, Old County Courthouse, 7 Main St, Batavia, NY, for Maintenance of the Orleans County tax maps at a cost of \$7,500 for the term January 1, 2021 through December 31, 2021.

Moved, DeFilipps; second, DeRoller.

Adopted, 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 452-1120

AUTHORIZING PAYMENT FROM REAL PROPERTY TAX SERVICES BUDGET

RESOLVED, that this Legislature authorizes payment to the Office of Real Property Tax Services NYS Department of Taxation and Finance, W.A. Harriman State Campus, Albany, NY 1227 in the amount of \$10,200 for the Annual Real Property System Licensing Fee (RPS) which will be charged back to the Towns in the 2021 Tax Bills to be paid from the 2020 budget funds from account Town Expenses Budget Account A1970.432 – Misc Contracts.

Moved, DeFilipps; second, DeRoller.
Adopted, 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 453-1120

SETTING PUBLIC HEARING DATE ON LOCAL LAW NO. 4-INTRO OF 2020 REGARDING SALARIES OF VARIOUS EMPLOYEES OF THE COUNTY OF ORLEANS

WHEREAS, there has been duly presented and introduced to this Legislature, a proposed local law entitled “A LOCAL LAW INCREASING THE SALARIES OF VARIOUS EMPLOYEES OF THE COUNTY OF ORLEANS APPOINTED OR ELECTED FOR A DEFINITE TERM”; 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 on the 16th day of December 2020 at 4:25 p.m. at the Orleans County Legislature, 14016 Route 31 West, Albion, New York.

Moved, DeFilipps; second, DeRoller.
Adopted, 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 454-1120

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 days for these titles and will report the officials to the New York State and Local Retirement System based on their submitted record of activities as follows:

TITLE	NAME	STANDARD WORK DAY (Hrs/day)	Term	Days/month
APPOINTED OFFICIALS				
Public Defender	Joanne Best	7	7/1/2020-12/31/2021	27.30

Moved, DeFilipps; second, DeRoller.
Adopted, 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 455-1120

APPROVING SALE OF COUNTY-OWNED PROPERTY

WHEREAS, a public auction of various parcels of property owned by the County under the In Rem Foreclosure was held November 18, 2020; and

WHEREAS, bids for various properties were obtained by the auctioneer at such auction in accordance with the stated terms of auction; and

WHEREAS, due deliberation has been made by the Orleans County Legislature as to the propriety of each of the said bids; now, therefore be it

RESOLVED, that bids for various parcels set forth on the schedule hereto annexed be, and the same individually are accepted pursuant to the provisions of the Real Property Tax Law; and be it

FURTHER RESOLVED, that the standard form quitclaim tax deeds be prepared for the separate parcels and delivered to the County Treasurer for execution and delivery upon receipt of the balance of the purchase price set forth in the said deed.

ORLEANS COUNTY AUCTION
November 18, 2020

November 18, 2020
Resolutions 449-481

		Sold To:	Amount
ALBION - Village			
62.-18-2-56	KNIGHTS CHRISTOPHER	Francesco Corso	\$37,500
PC -210	147 Caroline St – 66.00 X 232.32	10 Bishopgate Dr	
#1	Land - \$9,100 Total - \$52,500	Rochester, NY 14624	
62.20-2-35			
	LAMARRE VLADIMIR	Jon Kingdollar	\$200
PC –311	Joseph Street	4547 S. Hulberton Rd	
#2	Land - \$600	Holley, NY 14470	
73.5-3-50			
	DILLENBECK WILLIAM AND ROSE MARY	Wilfred E. Moss	\$24,000
PC -220	231 Washington St	223 Washington St	
#3	Land - \$7,300 Total - \$42,300	Albion, NY 14411	
73.6-3-84			
	DUMONT, CHRISTINE M	Wendel Richard	\$37,000
PC– 210	222 East Park Street	2086 Orchard Dr.	
#4	Land - \$8,400 Total- \$15,000	Kendall, NY 14476	
73.6-5-4			
	PLATEK CONRAD AND MARLENE	Gregory Moore	\$52,000
PC –210	266 East Park Street	13616 Ridge Rd	
#5	Land - \$8,800 Total - \$73,500	Albion, NY 14411	
73.7-2-62.2			
	WALLS JERRY	Kristine VanRaalte	\$3,500
PC-311	East Slate Street – 2.7 acres	32 Fernwood Dr	
#7	Land \$4,900	Colchester, CT 06415	
BARRE			
		Dan Glushefski	\$35,000
93.-1-69	KINGDOLLAR JAMES AND TAMMY	9409 Sesh Rd	
PC –210	12646 West Lee Rd – 1.2 acres	Clarence Center, NY 14032	
#8	Land - \$16,400 Total - \$84,500		
94.-1-53			
	COUNTY OF ORLEANS (FORMERLY ANDERSON, OLIVER)	Charles Warner	\$4,600
PC –323	Maple St – 4.4 acres	P O Box 405	
#9	Land - \$2,200	Middletown, NY 10940	
CARLTON			
		Scott Helfer	\$8,000
5.-1-25.113	PERSON, ALBERT J	14997 Marsh Creek Rd	
PC -322	Lakeshore Rd – 5.07 Acres	Kent, NY 14477	
#10	Land - \$15,300		
5.49-2-67.1			
	TURKEY BETTY	Steven R. Brown	\$35,000
PC -210	13142 Sunset Parkway – 76.60 X 120.85	552 Trimmer Rd	
#11	Land -	Spencerport, NY 14559	
CLARENDON			
		Cheryl A. Cook	\$8,000
108.-2-45.1	ELLIS MARK AND MARIANNE	16044 Glidden Rd #1	
PC –311	Glidden Road	Holley, NY 14470	
#14	Land - \$13,600		
109.-1-43			
	TENNANT DONALD	Lindsay Smith	\$2,000
PC – 311	Upper Holley Road 200.00 x 267.00	4859 Upper Holley Rd	
#15	Total - \$7,600	Holley, NY 14470	
GAINES – VILLAGE OF ALBION			
		Wilfred E. Moss Jr.	\$1,600
62.18-1-31	SHAY WILLIAM JR. AND KLIPPEL SARA M	12639 Monica St	
PC - 311	Linwood Ave; 50.00 X 170.00	Detroit, MI 48238	
#17	Land - \$7,500		
GAINES			

November 18, 2020
Resolutions 449-481

41.-1-37.11	CORTER LLOYD AND VIRGINIA	Robert Williams	\$36,000
PC -210	14909 Ridge Rd – 3.00 Acres	4018 Harper Ave	
#18	Land - \$14,400 Total - \$48,200	Bronx, NY 10466	
KENDALL			
43.-1-17	MURRAY MELANIE A	Eric Watson	\$67,000
PC – 210	2394 Kendall Rd - 2.9 Acres	4584 Wilkins Rd	
#19	Land – 13,400 Total - \$109,500	Albion, NY 14411	
43.-1-38	WENTWORTH WARD M	Edward N. LaDue III	\$8,000
PC-270	2620 Kendall Rd – 100 x 225.25 ft	2067 Kendall Rd	
#20	Land - \$8,100 Total - \$21,100	Kendall, NY 14476	
44.-1-43	SECRETARY OF HUD REGION II BUFFALO OFFICE	Claros/Ever Fernandez	\$13,900
PC-210	17258 Creek Rd - .34+ Acres	2815 45 Street	
#21	Land - \$6,400 Total - \$45,300	Astoria, NY11102	
MURRAY			
75.2-1-20	ORLEANS COUNTY FORMERLY CCEO LLC	Wilfred E. Moss	\$13,500
PC - 210	3606 Fancher Rd; 97 x 103	223 Washington St	
#23	Land - \$9,000 Total \$49,000		
RIDGEWAY-VILLAGE			
69.-17-1-13	GHOJIAN FARBOD AND FARID	Edward Lake	\$600
PC-311	Horan Rd – 100 x 267 Feet	3877 Snell Rd	
#24	Land - \$13,800	Medina, NY 14103	
RIDGEWAY			
47.-1-23	PHILO RANDAL	Chase Duffield	\$10,500
PC – 270	2888 Oregon Rd – 232.32 X 140.26	215 Pearl St, Apt 2	
#26	Land - \$8,700 Total \$25,400	Medina, NY 14103	
48.2-25	PHILO RANDALL C	Diane Varley	\$7,500
PC - 270	2726 Townline Rd – 1.0 Acres	4321 Long Bridge Rd	
#29	Land - \$9,500 Total - \$17,300	Albion, NY 14411	
70.2-3-2	RATH CAROLYN J	Daniele Passalacqua	\$21,750
PC - 210	3624 West Ave – 75.34 X 165	44 Talamora Trail	
#30	Land - \$5,800 Total - \$59,800	Brockport, NY 14420	
70.2-3-30	LILLEY PHILLIP R AND CAROLYN j	Paul D. Gray	\$17,500
PC – 210	3634 West Ave – 105 X 186.89	11100 Maple Ridge Rd	
#31	Land - \$7,400 Total - \$28,500	Medina, NY 14103	
SHELBY – VILLAGE			
79.16-2-49	HOLMES ROGER SR AND NANCY J	James Bitsas	\$25,000
PC-210	11 Lawrence Pkwy – 61.75 x 87.5	318 W. Center St	
#32	Land - \$6,500 Total - \$67,800	Medina, NY 14103	
80.45-3-78.2	FAREWELL JEFFREY AND PATTI	Rena L. Unger	\$3,250
PC-	Railroad Ave – 61 x 65.33	717 S. Main St	
#34	Land - \$3,600 – Total - \$4,300	Medina, NY 14103	
SHELBY			
81.3-1-11	SMITH ROBERT NOW KNOWN AS LEDERHOUSE TODD	J. Harris Transportation LLC	\$15,000
PC - 220	12357 Maple Ridge Road 1.10 Acres	622 W 137 St #24	
#35	Land - \$9,700 Total - \$53,800	New York, NY 10031	
90.6-2-37	WHELING WALTER C SR AND THERESA	Paul D. Gray	\$26,000

PC - 210	11287 Oak St 66.00 x 148.50	11100 Maple Ridge Rd	
#36	Land - \$4,400 Total - \$54,300	Medina, NY 14103	
114.-1-12	COUNTY OF ORLEAS ODELL EDWARD	Richard Mammarello	\$1,600
PC - 311	5475 East Shelby Rd 138.00 x 122.00	5491 E. Shelby Rd	
#37	Land - \$6,000 Total - \$35,900	Medina, NY 14103	
YATES			
26.-1-33.1	HOMER LYNN	Courtney Plummer	\$85,000
PC - 210	12225 Platten Rd 1.6 Acres	1484 Townline Rd	
#38	Land - \$11,700 Total - \$104,900	Waterport, NY 14571	
			\$600,500

Moved, DeFilippis; second, DeRoller
Adopted, 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 456-1120

AUTHORIZING THE CONVEYANCE OF 4536 HOLLEY BYRON ROAD, TAX MAP #98.13-1-6 TO THE TOWN OF CLARENDON

WHEREAS, the real property commonly known as 4536 Holley Byron Road in the Town of Clarendon, tax map parcel no. 98.13-1-6, was subject to the Foreclosure of Tax Liens by Proceeding In Rem pursuant to Article Eleven of the Real Property Tax Law by the County of Orleans, Index No. 19-46155; and

WHEREAS, County Resolution No. 393-1113 provides that foreclosed parcels may be conveyed by the County to another municipality, EDA, or not-for-profit organization; now therefore be it

RESOLVED, that this Legislature hereby authorizes the conveyance of said parcel known as 4536 Holley Byron Road, Tax Map No. 98.13-1-6, in the Town of Clarendon to the Town of Clarendon; and be it further

RESOLVED, the Orleans County Treasurer is authorized to execute a deed and other related documents to convey ownership to the Town of Clarendon.

Moved, DeFilippis; second, DeRoller.
Adopted, 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 457-1120

AUTHORIZING THE CONVEYANCE OF 16572 BOOTS ROAD, TAX MAP #120.-1-68 TO THE TOWN OF CLARENDON

November 18, 2020
Resolutions 449-481

WHEREAS, the real property commonly known as 16572 Boots Road in the Town of Clarendon, tax map parcel no. 120.-1-68, was subject to the Foreclosure of Tax Liens by Proceeding In Rem pursuant to Article Eleven of the Real Property Tax Law by the County of Orleans, Index No. 19-46155; and

WHEREAS, County Resolution No. 393-1113 provides that foreclosed parcels may be conveyed by the County to another municipality, EDA, or not-for-profit organization; now therefore be it

RESOLVED, that this Legislature hereby authorizes the conveyance of said parcel known as 16572 Boots Road, Tax Map No. 120.-1-68, in the Town of Clarendon to the Town of Clarendon; and be it further

RESOLVED, the Orleans County Treasurer is authorized to execute a deed and other related documents to convey ownership to the Town of Clarendon.

Moved, DeFilipps; second, DeRoller.
Adopted, 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 458-1120

**AUTHORIZING THE CONVEYANCE OF 544 EAST STATE STREET,
TAX MAP #73.7-2-35 TO NIAGARA ORLEANS REGIONAL LAND
IMPROVEMENT CORP**

WHEREAS, the real property commonly known as 544 East State Street in the Town of Albion, tax map parcel no. 73.7-2-35, was subject to the Foreclosure of Tax Liens by Proceeding In Rem pursuant to Article Eleven of the Real Property Tax Law by the County of Orleans, Index No. 19-46155; and

WHEREAS, County Resolution No. 393-1113 provides that foreclosed parcels may be conveyed by the County to another municipality, EDA, or not-for-profit organization; now therefore be it

RESOLVED, that this Legislature hereby authorizes the conveyance of said parcel known as 544 East State Street, Tax Map No. 73.7-2-35, in the Town of Albion to Niagara Orleans Regional Land Improvement Corp.; and be it further

RESOLVED, the Orleans County Treasurer is authorized to execute a deed and other related documents to convey ownership to Niagara Orleans Regional Land Improvement Corp.

Moved, DeFilipps; second, DeRoller.
Adopted, 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 459-1120

**APPROVING ADVERTISING FOR ORLEANS COUNTY TOURISM IN
CONY DIRECTORY**

RESOLVED, that this Legislature approves advertising in the 2021 CONY Directory through Campground Owners of NY, Inc., 1 Grove St, Ste 200, Pittsford, NY 14534 for the purpose of placing a 3 page advertisement in this directory for Orleans County Campgrounds in the amount of \$5,545 to be paid from Tourism Account A6410.468. County Cost \$2,755.

Moved, DeRoller; second, DeFilipps.
Adopted, 7 ayes; 0 nays; 0 absent.

Legislator Allport stated, it is with great honor that he moved to confirm the appointment of Danielle Figura as our new Mental Health Director; seconded by Legislator Draper. Chairman Johnson read a message from Jan Albanese from the Community Services Board as follows: I would have liked to personally witness Danielle's appointment. Unfortunately, COVID continues to dictate our lives. I am very confident that the Community Services Board's recommendation is in the best interest for our community. I believe that Danielle will be the youngest, and only female, appointed as Director of Mental Health & Community Services. I congratulate her, for her commitment and dedication to the residents of Orleans County. Chairman Johnson stated that this Legislature is very proud to welcome her as a new Department Head. The following resolution was adopted:

RESOLUTION NO. 460-1120

CONFIRMING APPOINTMENT OF MENTAL HEALTH DIRECTOR

RESOLVED, that this Legislature confirms the Community Services Board's appointment of Danielle Figura to the position of Mental Health Director, at grade 12, step 2 of the Management Salary Schedule, effective November 19, 2020.

Moved, Allport, second, Draper.
Adopted, 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 461-1120

**AUTHORIZING SETTING UP NEW MONEY IN THE MENTAL
HEALTH BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new monies in the Mental Health budget for Federal Medicaid Salary Sharing monies received as follows:

Revenue:		
01.4310.4490	Mental Health Federal	\$33,088
Appropriation:		
01.4310.0418	Other Contractual	\$33,088

and be it

FURTHER RESOLVED, that the Treasurer is authorized to set up monies from the Miscellaneous Revenue to Mental Health Budget to set up revenue and expenses for Finger Lakes Performing Provider system money received as follows:

From:		
01.4310.1625	Miscellaneous Revenue	\$89,603
To:		
01.4310.0418	Other Contractual Expenses	\$89,603

Moved, Allport; second, Draper.
Adopted, 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 462-1120

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

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

ANGELA BOTTING, 8822 SEAMAN ROAD, GASPORT, NY 14067 to provide related services to Orleans County children (ages 3-5) who are eligible for the Preschool Supportive Health Services Program. There is partial reimbursement from New York State Education Department and Medicaid. The related services rates are set by the county. The State pays 59.5% and the Orleans County Health Department is responsible for 40.5%. The Contract term is for September 1, 2020 through June 30, 2022.

JENNIFER ROWAN, CJS PERSONAL SERVICES. 2924 DEER LAKE DR, AMHERST, NY 14228 to provide services in conjunction with the CJS (cross jurisdictional sharing) grant work load and essential Public Health services. To plan, implement, or improve CJS. To assist the Center(s) in expanding its body of knowledge in specific areas of CJS and to improve access to COVID-19 screening and preventive health services for agricultural workers. The provider is to be paid \$20/hr for 425 total hrs at a 7.5 work day but not to exceed \$9500.00 (to include mileage at the approved county rate). For term October 16, 2020 through July 16, 2021 per contract. No County Cost.

HRI LABORATORY EQUIPMENT LOAN AGREEMENT. 150 BROADWAY SUITE 560, MENANDS, NY 12204 to loan equipment to assist in increasing its ability to provide COVID-19 virus testing using the Abbott ID Now EUA approved test kit for individuals and/or patients in the State of New York in response to the increase of patients requiring diagnostic testing in response to the COVID-19 pandemic. For term October 1, 2020 through December 31, 2021 No County Cost.

KANSAS HEALTH INSTITUTE "KHI". 212 S. WEST EIGHT AVE, SUITE 300, TOPEKA, KS 66603 to accept small mini grant with the Center for Sharing Public Health Services. Grant amount is \$10,000.00 and would be used for seasonal farmworker testing and services to both Genesee and Orleans workers. Grant period through June 2021.

GENESEE COUNTY PUBLIC HEALTH OFFICE, 3837 West Main Street, Batavia, NY 14020. MOU between Genesee and Orleans County Public Health offices for the purpose of the US Department of Housing and Urban Development (HUD) Lead-Based Paint Hazard Control Grant Program. Allowing Genesee County to run evaluations on Orleans County housing properties for the purpose of fulfilling grant requirements. Genesee County was awarded \$1,000,000.00 in funding for HUD Lead Hazard Control to be used in both Genesee & Orleans Counties. No County Cost.

Moved, Draper; second, Allport.
Adopted, 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 463-1120

AUTHORIZING LEASE FOR ONE VEHICLE FOR THE HEALTH DEPARTMENT

WHEREAS, Resolution No. 407-920 approved a Master Equity Lease Agreement with Enterprise Fleet Management;

RESOLVED, that this Legislature authorizes leasing one 2021 Chevrolet Silverado 1500 Crew Cab pick-up truck for the Public Health Department through Enterprise Fleet Management at a cost not to exceed \$45,000 to be reimbursed through grants received and Article 6 at 100/36%; to be paid from Public Health budget account 01.4010.0270 – Capital Equipment;

FURTHER RESOLVED, that the Chairman is authorized to execute all necessary documentation to lease these vehicles subject to the review and approval of the County Attorney and Chief Administrative Officer; and be it

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to transfer funds within the Health Department budget to cover a portion of the cost of the new vehicle as follows:

From:		
01.4010.0402	Laboratory	\$1,000.00
01.4010.0463	Travel Not Mileage	\$2,000.00
01.4010.0466	Consultant Expense	\$10,000.00
01.4010.0478	Health Promotion	\$294.95
To:		
01.4010.0270	Capital Plan	\$13,294.95

Moved, Allport; second, Draper.
Adopted, 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 464-1120

AMENDING RESOLUTION NO. 333-820 CONCERNING THE
CREATION OF THE TEMPORARY EPIDEMIOLOGIST POSITION

WHEREAS Resolution number 333-820 approved the creation and filling of a new Full-time Temporary Epidemiologist position; now be it

RESOLVED that this Legislature amends Resolution No. 333-820 to include that this position is a 40 hour work week for the duration of the grant or until the funding is ended, whichever happens first.

Moved, Allport; second, Draper.
Adopted, 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 465-1120

APPROVING AGREEMENT BETWEEN SHERIFFS OFFICE AND
LANGUAGE LINE SERVICES

RESOLVED, that this Legislature approves an agreement between Sheriff's Office and Language Line Services, Inc. 1 Lower Ragsdale Drive, Monterey, CA 93940; to provide telephone interpretation and translation services as needed following the extension of the New York State Office of General Services contract, Group # 73003, Contract #PS67902, dated October 24, 2020 through October 24, 2022 per the fee schedule.

Moved, Draper; second, Allport.
Adopted, 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 466-1120

AUTHORIZING FILLING VACANCY IN THE SHERIFF'S
OFFICE/ANIMAL CONTROL

WHEREAS, an Animal Control Office has resigned in the Sheriff's Office; therefore be it

RESOLVED, that this Legislature authorizes the filling of a vacant full time Animal Control Officer position (3510.01) in the Sheriff's Office at a Grade 4, of the Management Compensation Salary Schedule, effective November 19, 2020.

Moved, Draper; second, Allport.
Adopted, 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 467-1120

**AUTHORIZING TREASURER TO TRANSFER FUNDS WITHIN THE
SHERIFF'S BUDGET**

RESOLVED, That the Treasurer is authorized to transfer monies within the Sheriff's budget to cover the unexpected costs of repair and replacement to the 2018 Chevy Tahoe patrol vehicle through Bidleman, 4048 Oak Orchard Rd Albion, NY 14411, and purchase of tactical and safety gear for Sheriff Deputy's and office equipment as follows:

From:		
01.3150.0489	Hospital Supplies-Medicine, etc	\$31,000
To:		
01.3110.220	Office Equipment	\$1,000
01.3110.250	Other Equipment	\$20,000
01.3110.0414	Automotive Parts	\$10,000

Moved, Draper; second, Allport.
Adopted, 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 468-1120

**AUTHORIZING PURCHASE FROM JAIL'S UNIFORM AND
CLEANING BUDGET**

RESOLVED, that this Legislature authorizes the purchase of Point Blank HI-Lite BII-4 performance Armor and Carriers from Lawmen Supply Company 66 Firemens Way, Poughkeepsie, NY 12603, at a cost of \$5,680.00 to be paid from Jails budget line 01.3150.415-Uniform and cleaning allowance, with partial reimbursement to county through Bulletproof Vest grant funding.

Moved, Draper; second, Allport.
Adopted, 7 ayes; 0 nays; 0 absent.

Legislator Draper moved to approve the agreement with the Orleans County Deputy Sheriff's Association; second by Legislator Allport. Chairman Johnson expressed with the help of our CAO, County Attorney, and

Sheriff's union, we were able to come to this agreement and she thanked all of the parties for their great work. The following resolution was adopted:

RESOLUTION NO. 469-1120

APPROVING AGREEMENT WITH ORLEANS COUNTY DEPUTY SHERIFF'S ASSOCIATION (OCDSA)

RESOLVED, that this Legislature approves an agreement with the Orleans County Deputy Sheriff's Association (OCDSA) modifying Article 29, covering the years 2021 through 2024; said agreement under Article 15 includes a 2% salary increase for 2021, 2022, 2023, and 2024; said agreement includes changes to Article 18 Hospitalization, Medical, and Dental Benefits - including new hires shall be responsible for paying twenty percent (20%) of the cost of the premium for the PPO7200 (2500/5000) plan as well as some housekeeping issues throughout the agreement.

Moved, Draper; second, Allport.
Adopted, 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 470-1120

APPROVING PURCHASE OF NEW ROUTER/SWITCH FOR ALARM MONITORING AT THE CLARENDON RADIO COMMUNICATIONS TOWER SITE

RESOLVED, that this Legislature approve the purchase of a critical replacement router/switch for alarm monitoring at the Clarendon Highway radio communications tower from L3 Harris (NYS OGS Contract #PT68714) in the amount of \$12,120, which includes engineering and labor costs, from Emergency Management Budget line 01.3640.0418.

Moved, Draper; second, Allport.
Adopted, 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 471-1120

MODIFYING RESOLUTION NO 175-419 AND SETTING UP GRANT MONEY IN THE EMERGENCY MANAGEMENT BUDGET

WHEREAS, Resolution No 175-419 approved the agreement with Fred A. Nudd Corporation, 1743 Route 104, PO Box 577, Ontario, NY 14519 for annual tower inspection for five LMR communication towers; and

WHEREAS, Orleans County has installed four new communication towers as part of the SICG FY18 Targeted Grant; now be it

RESOLVED, that this Legislature approve the cost increase to \$20,000 for the inspection of all nine LMR communication towers by Fred A. Nudd Corporation; and be it

FURTHER RESOLVED, that this Legislature authorize the Treasurer to set up Statewide Interoperable Communication FY19 grant funds as follows:

Revenue:

01.3640.4309.1974	Statewide Interoperable Communications Grant	\$20,000
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Appropriation:

01.3640.0486.1974	Special Grants-SICG FY19	\$20,000
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Moved, Eick; second, Miller.
Adopted, 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 472-1120

APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES AND VARIOUS AGENCIES

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

Orleans County Office for the Aging, Albion, NY for the provision of PERS program to eligible Medicaid recipients; to be effective January 1, 2021 through December 31, 2021 at a cost of \$31 per client per month. County cost is 25%.

Orleans County Office for the Aging, Albion, NY for the provision of assisting select Public Assistance clients in applying for SSI; to be effective January 1, 2021 through December 31, 2021 at a cost of \$2,500. County cost is dependent upon program for which the client is eligible.

GCASA, Batavia, NY for the provision of alcohol assessments for Public Assistance clients; to be effective January 1, 2021 through December 31, 2021 at a cost of \$169/client. Reimbursement/County cost is dependent upon case type (TANF – 0% local cost, Safety Net – 100% local cost).

Capital District Youth Center, Inc. located at 838 Albany-Shaker Road, Albany, NY 12211 for the provision of a secure detention facility for the detention of juvenile delinquents, juvenile offenders and adolescent offender regarding the Raise the Age 16 and 17 year old populations. All costs incurred will be 100% reimbursable from the New York State Office of Children and Family Services pending approval of the Orleans County Comprehensive Plan. Extending this Contract from January 1, 2021 through December 31, 2024.

Moved, Miller; second, Eick.
Adopted, 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 473-1120

AUTHORIZING FILLING VACANCIES IN THE DEPARTMENT OF SOCIAL SERVICES

WHEREAS, the Department of Social Services continuously reviews staffing to provide more efficient operations of county business due to recent resignations, retirements and reorganizations; now be it

RESOLVED, as the result of a retirement that this Legislature does hereby authorize filing a full-time Social Welfare Examiner position (6010.0404) in the Department of Social Services at Grade 13 of the CSEA Salary Schedule effective November 23, 2020; and be it

FURTHER RESOLVED, due to a promotion to another department, that this Legislature does hereby authorize the filling of a full time Account Clerk position (6010.0408) in the Department of Social Services at Grade 9 of the CSEA Salary Schedule effective November 30, 2020.

Moved, Miller; second, Eick.

Adopted, 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 474-1120

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

WHEREAS, there is a Part-time Aging Services Account Clerk Specialist is resigning 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, therefore, be it

RESOLVED, that this Legislature authorizes the abolishing of the part-time Aging Services Account Clerk Specialist position (6772.04) at Grade 13 in the Office for the Aging effective November 30, 2020; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a full-time Account Clerk in the Office for the Aging at grade 9 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that if the Account Clerk position is filled internally that this Legislature authorizes the abolishing of a full-time Clerk in the Office for the Aging effective December 1, 2020; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation and filling of a part-time Clerk in the Office for the Aging at grade 7 of the CSEA Salary Schedule effective December 1, 2020; and be it

Moved, Miller; second, Eick.
Adopted, 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 475-1120

**APPROVING REVISIONS TO THE BY-LAWS FOR THE GENESEE
LIVINGSTON ORLEANS WYOMING WORKFORCE DEVELOPMENT
BOARD (GLOW WDB)**

RESOLVED, that this Legislature does hereby approve the proposed revisions to the By-Laws for the Genesee Livingston Orleans Wyoming Workforce Development Board (GLOW WDB) pursuant to the Workforce

Innovation and Opportunity Act (WIOA). The GLOW WDB acts on behalf of the GLOW Local Workforce Development Area (LWDA) and provides policy guidance for and exercises oversight of the GLOW WDA as set forth in WIOA.

FURTHER RESOLVED, that the County Chairman is hereby authorized to execute the Agreement, effective date September 15, 2020, subject to review by the County Attorney; no County cost.

Moved, Miller; second, Eick.
Adopted, 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 476-1120

APPROVING AGREEMENTS BETWEEN DEPARTMENT OF PUBLIC WORKS, NYSEDA AND WENDEL ENERGY SERVICES, LLC

WHEREAS, County facilities and associated infrastructure are in need of capital improvements and could benefit from upgrades that improve energy efficiency, and reduce operational and maintenance costs; and

WHEREAS, the County would like to conduct a detailed Energy Efficiency Study to identify and evaluate facility improvements that reduce annual energy and operational costs, and qualify for energy program funding; and

WHEREAS, the New York State Energy Research and Development Authority (NYSEDA) provides up to 50% cost-shared grant funding for an energy efficiency study through its Flexible Technical Assistance Program and Wendel Energy Services, LLC is a pre-approved NYSEDA FlexTech Program consultant authorized to conduct NYSEDA funded energy efficiency studies; therefore be it

RESOLVED, that this Legislature is authorized to approve an agreement between the Public Works Department and NYSEDA for the Flex Tech Program (PON 4192) application and participation agreement to obtain 50% cost-shared grant funding; and be it

RESOLVED, that this Legislature is authorized to approve an agreement with the Public Works Department and Wendel Energy Services, LLC, 375 Essjay Road, Williamsville, New York 14221 to complete this study at a cost not to exceed \$40,000.00; and be it

FURTHER RESOLVED, it is to be paid out of a future Capital Infrastructure bond money account **XX.XXXX.XXX**, County's cost-share of the study is not to exceed \$40,000.00; agreements are subject to the review and approval of the County Attorney and Chief Administrative Officer.

Moved, Eick; Second, Miller.
Adopted, 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 477-1120

AUTHORIZING SETTING UP NEW MONEY IN THE DEPARTMENT OF PUBLIC WORKS BUDGET

RESOLVED, that the County Treasurer is authorized to set up new money in the Department of Public Works Road and Machinery Fund budget accounts due to monies received for labor, equipment and material costs for the 911 Radio Tower Site project as follows:

Revenue:		
03.5110.1286	Site Work services	\$8,650.20
04.5130.1286	Site Work services	\$7,273.66
Appropriation:		
03.5120.0470	Capital Projects	\$8,650.20
04.5130.0270	Capital Equipment	\$7,273.66

Moved, Eick; second, Miller.
Adopted, 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 478-1120

**AUTHORIZING CREATING, FILLING AND ABOLISHING
TEMPORARY FULL TIME POSITIONS AS NEEDED DURING THE
CURRENT DECLARED STATE OF EMERGENCY**

WHEREAS, Andrew M. Cuomo, Governor of the State of New York declared a Disaster Emergency in the State of New York to address the threat that COVID-19 poses to the health and welfare of its residents and visitors; and

WHEREAS, positive cases of COVID-19 within the community, and moreover our workplace may significantly impair our ability to provide essential services; and

WHEREAS, the Orleans County Legislature is determined to provide services to our residents in a safe and healthy environment for both our employees and our residents; now be it

RESOLVED, that this Legislature authorizes the creation and filling of full time temporary positions as deemed essential by the Department Head, Director of Personnel and Self Insurance and the Chief Administrative Officer effective November 12, 2020; and be it

FURTHER RESOLVED, that these temporary positions shall be abolished when the Department's staffing has returned to the pre-COVID-19 levels as determined by the Chief Administrative Officer or when the declared State of Emergency for COVID-19 has ended.

Moved, Eick; second, Miller.
Adopted, 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 479-1120

**AUTHORIZING PAYMENT OF CLAIMS FOR DECEMBER 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 December 9, 2020:

Fund/Department	Check Number (s):	Amount:
General		
Utility Payments	Paid on line	
Department of Public Works		
Job Development		
Self Insurance	1302-1303	\$29.01

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 December 23, 2020:

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

Moved, Draper; second, Allport.
Adopted, 7 ayes; 0 nays; 0 absent.

The following add on resolutions were presented for adoption:

RESOLUTION NO. 480-1120

AUTHORIZING SETTING UP NEW MONEY IN THE DEPARTMENT OF PUBLIC WORKS

RESOLVED, that the County Treasurer is authorized to set up new money in the Department of Public Works budget due to an increase in funding reimbursement from NYSDOT Consolidated Local Street and

Highway Improvement Program (CHIPS) for the lease of three (3) vehicles, as approved in Resolution No. 439-1020, as follows:

Revenue:

04.5130.3501	Machinery CHIPS Revenue Account	\$119,027.69
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Appropriation:

04.5130.0270	Machinery Capital Equipment Account	\$119,027.69
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Moved, Eick; second, Miller.

Adopted, 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 481-1120

AUTHORIZING THE NON PROPORTIONAL ALLOCATION OF PAYMENTS IN LIEU OF REAL ESTATE TAXES (PILOT PAYMENTS) IN CONNECTION WITH THE HERITAGE WIND ENERGY PROJECT IN THE TOWN OF BARRE, NEW YORK

WHEREAS, Heritage Wind, LLC (the “Company”) has proposed to construct and equip a 184.8 megawatt (MW) wind-powered electric generating project in the Town of Barre, New York (the “Project”); and

WHEREAS, by letter dated October 12, 2018, the Town of Barre requested that the County of Orleans Industrial Development Agency (COIDA) assist with the development of a payment in lieu of tax (PILOT) agreement for the Project; and

WHEREAS, in November 2019, the Company submitted a project application to COIDA seeking an abatement of real property taxes for the Project and a PILOT agreement providing for payments to be calculated on a per-megawatt (MW) basis instead of the assessed value of the Project; and

WHEREAS, COIDA convened and moderated a series of discussions with representatives of the Town of Barre, the County of Orleans, the Albion Central School District and the Oakfield-Alabama Central School District (each an “Affected Tax Jurisdiction” and collectively, the “Affected Tax Jurisdictions”) to develop the terms of a PILOT agreement for the Project, and specifically a non-proportional allocation of PILOT payments to be distributed to each Affected Taxing Jurisdiction pursuant to the PILOT agreement; and

WHEREAS, each of the Affected Tax Jurisdictions desire to consent in writing to a PILOT agreement which does not provide for payments to be allocated among the Affected Tax Jurisdictions in proportion to the amount of real property tax and other taxes which would have been received by each Affected Tax Jurisdiction had the Project not been tax exempt due to the status of COIDA; and

NOW, THEREFORE, COUNTY OF ORLEANS HEREBY RESOLVES AS FOLLOWS:

1. County of Orleans hereby consents to the non-proportional allocation of payments in lieu of real estate tax and other taxes pursuant to a PILOT agreement to be entered into between COIDA and the Company in connection with the Project.
2. County of Orleans is hereby authorized to execute and deliver a PILOT Allocation Agreement by and among COIDA and each of the Affected Tax Jurisdictions, which agreement shall authorize COIDA to allocate and distribute PILOT payments received from the Company on a non-proportionate basis as follows:

County of Orleans:	\$1,125.00 per MW
Town of Barre:	\$0.00
Albion CSD:	\$0.00
Oakfield-Alabama CSD:	\$0.00

3. County of Orleans is hereby authorized to take such steps and actions and to execute any and all necessary documents, agreements and/or modifications thereto as may be reasonably necessary to effectuate the purpose and intent of these resolutions.
4. These resolutions shall be effective immediately.

Moved, DeFilipps; second, DeRoller.
Adopted, 7 ayes; 0 nays; 0 absent.

Chairman Johnson asked for any old finished business. There was none presented. She then asked for any open discussion from the public. With there being none, Legislator Eick moved to enter into executive session at

5:01 per Open Meetings Law §105 (f) to discuss a personnel matter, second by Legislator DeRoller. Motion Carried.

Legislator DeRoller moved to exit out of executive session and reconvene the regular meeting at 5:55 p.m.; second by Legislator Allport. Motion Carried.

Legislator Draper moved to adjourn; second by Legislator Miller. Meeting adjourned at 5:55 p.m.

SPECIAL LEGISLATURE MEETING

December 2, 2020

Chairman Johnson called the meeting to order at 4:30 PM. After the pledge to the flag, the Clerk called the roll. All Legislators were present with Legislator Miller participating via Zoom.

Chairman Johnson asked if any Legislators had any comment. With hearing none, she called upon Public Health Director Paul Pettit who announced that they are working on setting up local testing in Orleans County. A launch date of December 16th, they will be conducting asystematic testing in Orleans County. More details will be forthcoming and the plan will be to have these testing sites scheduled on a regular basis until supplies run out. Director Pettit said they will be doing public outreach to help bring a workforce of volunteers together to make this happen.

Chairman Johnson called upon the public for any comments regarding today's resolutions. With no comments offered, the following resolutions were presented for adoption.

RESOLUTION NO. 482-1220

ADOPTING THE 2021 ORLEANS COUNTY BUDGET

WHEREAS, the 2021 tentative budget for Orleans County was presented to the general public at a public hearing held at 5:30 p.m. on November 30, 2020; and

WHEREAS, this Legislature has reviewed and discussed said tentative budget; now, be it

RESOLVED, that this Legislature does hereby adopt the 2021 tentative budget, as the Orleans County budget for 2021, with a tax levy of \$18,309,497.

Moved, DeFilipps, second, DeRoller.

Roll Call:7 ayes; Allport, DeFilipps, DeRoller, Draper, Eick, Johnson, Miller; 0 nays; 0 absent.

Adopted.

RESOLUTION NO. 483-1220

APPROVING APPORTIONMENT OF THE 2021 GENERAL COUNTY BUDGET

RESOLVED, that the apportionment of the General County Budget for 2021, as prepared by the Director of Real Property Tax Services, be, and hereby is, in all respects approved by this Legislature as provided below:

Town	Adjusted Taxable Value	Taxable Value	Equal Rate	Value for Apportionment	Portion of Total Levy	Omitted Tax	Adjustments	2021 Total Levy	2021 Adjusted Tax Levy
Albion	237,878,029	234,745,749	96%	247,789,614	12.77%		(33,169.81)	2,337,055.701	2,303,885.89
Barre	110,936,837	109,339,255	100%	110,936,837	5.72%		5,866.47	1,046,313.2965	1,052,179.77
Carlton	229,329,993	225,523,238	97%	236,422,673	12.18%		(31,883.65)	2,229,847.1207	2,197,963.47
Clarendon	173,179,021	169,293,155	94%	184,233,001	9.49%		9,358.65	1,737,614.3388	1,746,972.99
Gaines	133,988,185	131,593,526	96%	139,571,026	7.19%		(18,624.02)	1,316,379.8816	1,297,755.86
Kendall	170,502,858	168,151,233	100%	170,502,858	8.79%		(23,761.59)	1,608,116.9452	1,584,355.35
Murray	198,342,040	193,975,448	97%	204,476,330	10.54%		(27,582.13)	1,928,541.5890	1,900,959.46
Ridgeway	243,968,702	238,932,570	91%	268,097,475	13.81%	4,526.28	161,438.47	2,528,591.5856	2,690,030.05
Shelby	202,036,951	198,770,227	95%	212,670,475	10.96%		50,186.31	2,005,825.5807	2,056,011.90
Yates	166,109,945	163,339,110	100%	166,109,945	8.56%		(91,828.72)	1,566,684.6905	1,474,855.98
Omitted Total						4,526.28			4,526.28
Totals	1,866,272,561	1,833,663,511		1,940,810,233	100%			18,304,970.7200	18,309,497.00

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 484-1220

AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID RECYCLING-SOLID WASTE PROGRAM FEES

RESOLVED, that pursuant to a request from the County Treasurer, she be, and hereby is authorized to add the following 2020 Unpaid Solid Waste/Recycling Fees to the 2021 tax rolls of the several towns in Orleans County:

TOWN	AMOUNT
Albion	16,500.16
Inside	
Outside	4,367.66
Barre	8,007.45
Carlton	12,132.31
Clarendon	5,823.60
Gaines	727.95
Inside	
Outside	4,125.05
Kendall	8,007.41
Murray	4,610.35
Inside	
Outside	6,308.90

December 2, 2020
 Resolutions 482-496

Ridgeway	Inside	11,889.85
	Outside	11,647.16
Shelby	Inside	11,889.85
	Outside	8,492.75
Yates	Inside	3,154.45
	Outside	10,191.11
Total		\$127,876.01

Moved, DeFilipps; second, DeRoller.
 Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 485-1220

AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID SCHOOL TAXES

RESOLVED, that pursuant to a request from the County Treasurer, she be, and hereby is authorized to relevy the unpaid school taxes, adding a 7% penalty; said taxes to be added to the 2021 tax rolls of the respective towns as of November 1, 2020:

TOWN		AMOUNT
Albion	Inside	\$113,782.64
	Outside	77,428.92
Barre		93,017.79
Carlton		234,787.12
Clarendon		156,751.22
Gaines	Inside	8,844.25
	Outside	60,985.85
Kendall		113,870.99
Murray	Inside	82,049.37
	Outside	147,986.71
Ridgeway	Inside	162,877.65
	Outside	157,303.55
Shelby	Inside	121,320.37
	Outside	148,278.79
Yates	Inside	22,921.57
	Outside	111,681.35
Total		\$1,813,888.14

Moved, DeFillips; second, DeRoller.
 Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 486-1220

AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID VILLAGE TAXES

RESOLVED, that the Orleans County Treasurer, she be, and hereby is authorized to relevy certain unpaid village taxes to the 2021 tax bills, adding a 5% penalty, as follows:

VILLAGE	TOWNS:	AMOUNT
Village of Albion	Town of Albion	\$101,026.80
	Town of Gaines	10,444.80
Village of Holley		60,638.05
Village of Lyndonville		30,693.48
Village of Medina	Town of Ridgeway	126,954.77
	Town of Shelby	88,518.85
TOTAL		\$418,276.75

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 487-1220

AUTHORIZING TOWN LEVIES

WHEREAS, there has been presented to this Legislature a duly certified copy of the annual budget of each of the several towns in the County of Orleans for fiscal year beginning January 1, 2021; be it

RESOLVED, that there shall be assessed and levied upon and collected from the taxable real property situated in the following named towns outside of any incorporated village, wholly set partially located therein, the amounts indicated below, for the Highway - Townwide; Highway - Outside and Part-Town Outside purposes, as specified in the budgets of the respective towns:

TOWNS	HIGHWAY OUTSIDE	HIGHWAY TOWNWIDE	TOWN OUTSIDE
Albion	47,000.00	272,379.00	
Barre		654,944.00	

Carlton		655,656.00	
Clarendon		430,000.00	
Gaines	43,350.00	157,100.00	15,000.00
Kendall		447,354.00	
Murray	194,413.00	202,509.00	35,189.00
Ridgeway	205,667.00	261,014.00	32,201.00
Shelby	304,208.00	201,000.00	43,519.00
Yates	156,366.00	178,035.00	

and be it

FURTHER RESOLVED, that there shall be, and hereby is, assessed and levied upon and collected from the real property liable, therefore, with the respective Fire Protection and Improvement Districts in the following towns, as indicated, the amounts for the purpose of such districts as follows:

TOWN	DISTRICT	AMOUNT
Albion	Fire Protection	\$101,420.00
	Water District 1	15,050.00
	Water District 3	50,175.00
	Water District 4	22,418.00
	Water District 5	60,635.00
	Water District 6	22,800.00
	Water District 7	9,360.00
	Water District 8	15,221.00
	Water District 9	8,175.00
	Sewer District 1	47,118.00
Barre	Fire District	228,000.00
	Water District 2	11,050.00
	Water District 3	9,466.00
	Water District 4	13,484.00
	Water District 5	36,213.00
	Water District 6	46,703.00
	Water District 7	14,774.00
	Water District 8	25,978.00
	Water District 9	17,347.00
Carlton	Fire Protection	180,235.00
	Light District I	5,300.00
	Light District II	9,800.00
	Water	368,975.00

Clarendon	Fire Protection	197,194.32
	Water District 2	30,391.54
	Water District 3	52,366.00
	Water District 4	45,430.04
	Water District 5	17,265.09
	Water District 6	26,035.00
	Water District 7	41,740.52
	Water District 8	9,017.35
	Water District 9	5,350.00
	Water District #9 Ext	3,614.25
	Water District 10	74,030.36
	Water District 11	70,870.76
	Water District 12	17,638.75
	Water District 13	14,940.74
Gaines	Fire Protection	105,000.00
	Water District 2	7,584.00
	Water District 3	6,236.00
	Water District 6	7,214.00
	Water District 7	5,927.00
	Water District 8	8,350.00
	Water District 9	8,699.00
	Water District 10	9,373.00
Kendall	Fire District 1 (Kendall)	163,900.00
	Fire District 2 (Morton)	78,212.00
	Light District 1	5,800.00
	Light District 2	3,485.00
	Light District 3	2,075.00
	Water District 1	4,503.00
	Water District 2	13,200.45
	Water District 3	20,118.45
	Water District 4	64,088.45
	Water District 5	13,551.72
	Water District 6	7,349.15
	Water District 7	12,786.26
	Water District 8	28,585.00
Water District 9	3,149.80	
Murray	Fire District	358,571.00
	Light District 1 (Fancher)	2,900.00
	Light District 2 (Hulberton)	4,700.00
	Light District 3 (Brockville)	1,500.00

December 2, 2020
Resolutions 482-496

	Water District 2	16,047.00
	Water District 3	10,773.00
	Water District 4	2,380.00
	Water District 5	1,246.00
	Water District 6	6,209.00
	Water District 7	11,394.00
	Water District 8	6,429.00
	Water District 9	2,679.00
	Water District 10	6,073.00
	Water District 11	104,530.00
	Water District 12	10,525.00
	Water District 13	15,448.00
	Water District 14 (Gaines)	2,851.00
	Water District 15	51,351.00
	Water District 16	21,344.00
Ridgeway	Fire Protection	184,851.00
	Light	4,000.00
	Water Improvement 31-E	0.00
	Water improvement 269	7,035.00
	Water District 2	17,425.00
	Water District 3	32,243.38
	Water District 4	67,881.25
	Water District 5	26,667.88
	Water District 6	14,042.13
	Water District 7	6,532.02
	Water District 8	9,997.44
	Water District 9	4,547.93
	Water District 10	12,343.63
	Water District 11	1,935.00
	Water District 12	14,474.81
	Water District 13	11,296.88
	Water District 14	10,757.50
	Knowlesville Sewer District	25,071.00
Shelby	Fire Protection District (Shelby & East Shelby)	282,202.00
	Light District 1 (Shelby)	5,000.00
	Light District 2 (Millville)	2,000.00
Yates	Fire Protection	107,600.00
	Water District 4	198,720.05

and be it

FURTHER RESOLVED, that the amount to be raised by tax for all other purposes, as specified in the said several annual budgets as presented to this Legislature, and which are now on file in the Office of the Clerk of the Legislature, shall be, and hereby are assessed, levied upon and collected from all the taxable property in the towns enumerated below, except as otherwise provided by law:

TOWN	REASSESSED WATER BILLS	REASSESSED SEWER BILLS	PROPERTY MAINTENANCE	GENERAL FUND
Albion	\$498.00			383,200.00
Barre				337,631.00
Carlton				368,194.00
Clarendon				420,423.00
Gaines	643.70			250,524.00
Kendall				280,953.72
Murray	5,958.34			382,573.00
Ridgeway				546,550.00
Shelby				564,000.00
Yates	1,406.60			418,982.00

and be it

FURTHER RESOLVED, that such taxes and assessments when collected shall be paid to the Supervisors of the several towns in the amounts as shown by this resolution for distribution to them in the manner provided by law.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 488-1220

**AUTHORIZING COUNTY TREASURER TO CHARGE BACK
ERRONEOUS TAXES TO RESPECTIVE COUNTY, TOWN, VILLAGES
AND SCHOOL DISTRICTS**

RESOLVED, that pursuant to the request of the County Treasurer by letter dated November 20, 2020, she be, and hereby is, authorized to charge back the following erroneous taxes to the respective towns, villages, and schools within the County, as follows:

December 2, 2020
Resolutions 482-496

TOWN	TAX MAP #	TAX YEAR	TO COUNTY	TO TOWN	TO SCHOOL	SOLID WASTE	TO VILLAGE	Court Order Total	TOTAL
ALBION									
Keith Coffee	62.20-2-43	2015-2019	3,796.69	389.03	1,829.01		2,954.69		8,969.42
Keith Nehrke & Krystal Huxlin	85.-2-13	2020		624.00					625.00
CARLTON									
James Robinson	17.-2-26	2020		3,049.31					3,049.31
Mary Bison, Eric Bison, Shari P.	28.-1-8-12	2020	118.61	53.71					172.32
MURRAY									
John Sargent	75.2-1-9	2020	331.80	221.44					553.24
RIDGEWAY									
Timothy Elliot	80.45-1-25	2000-2005	214.01	34.90	177.64		54.45		481.00
Stephen Jackson	70.2-3-6	2000-2005	47.75	20.38	34.63				102.76
Stephen Jackson	70.2-3-6	2020	26.72	9.88	35.35				71.95
SHELBY									
Lori E. Starkweather	79.-3-1.1	2020		310.00					310.00
Rhonda Wright	102.-1-61	2018-2019	55.22	44.64					99.86
Rhonda Wright	102-1-61	2020	28.09	23.12					51.21
YATES									
Kevin Stauffer	14.-1-8-12	2020	651.09	317.05					968.14
Sandy Knoll Farms	25.-1-43	2020	1057.38	514.91					1,572.29
TOTALS			\$6,327.36	\$5,612.37	\$2,076.63		\$3,009.14		\$17,025.50

Grand Total = \$17,025.50
 Moved, DeFilipps; second, DeRoller.
 Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 489-1220

AUTHORIZING LEVYING CHARGE BACKS

WHEREAS, the County Treasurer has reported to this Legislature that she has charged the several towns of Orleans County for erroneous and refunded taxes; be it

RESOLVED, that this Legislature authorizes the following amounts to be levied against the respective towns:

TOWN	OUTSIDE	INSIDE
Albion	1,013.03	
Barre		
Carlton	3,103.02	

Clarendon	
Gaines	
Kendall	
Murray	221.44
Ridgeway	65.16
Shelby	377.76
Yates	831.96

Total amount charged to Towns: \$ 5,612.37

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 490-1220

APPROVING CHARGE BACKS TO TOWNS FOR DATA MANAGEMENT SERVICES, USER FEES, TAX BILLS, AND RATE AND MAP FILES

RESOLVED, that this Legislature authorizes charge backs for Data Management Services, user fees, tax bills, and rate and map files to be levied on to the 2021 taxes, as follows:

CHARGEBACKS TO TOWNS FOR 2020

TOWN		NO. OF PARCELS	Real Property	Tax Collector User Fees	RATE & MAP Files	RPS User Fees	Total	Total Town
Albion	Inside	1586	\$1,982.50		\$150.00	\$1,677.00	\$1,982.50	\$5,007.00
	Outside	958	1,197.50				3,024.50	
Barre		1432	1,790.00		150.00	1,457.00	3,397.00	3,397.00
Carlton		2457	3,071.25		150.00	1,983.00	5,204.25	5,204.25
Clarendon		2003	2,503.75	240.36	150.00	1,639.00	4,533.11	4,533.11
Gaines	Inside	233	291.25		150.00	842.00	291.25	2,592.00
	Outside	1047	1,308.75				2,300.75	
Kendall		1652	2,065.00		150.00	1,527.00	3,742.00	3,742.00
Murray	Inside	682	852.50		150.00	1,871.00	852.50	4,652.25
	Outside	1423	1,778.75				3,799.75	
Ridgeway	Inside	1390	1,737.50		150.00	2,309.00	1,737.50	6,414.00
	Outside	1774	2,217.50				4,676.50	
Shelby	Inside	941	1,176.25		150.00	1,935.00	1,176.25	4,967.50
	Outside	1365	1,706.25				3,791.25	
Yates	Inside	389	486.25		150.00	1,560.00	486.25	3,907.50
	Outside	1369	1,711.25				3,421.25	
Totals		20701	25,876.25	\$240.36	1,500.00	16,800.00	44,416.61	44,416.61

Moved, DeFilipps; second, DeRoller.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 491-1220

SETTING UNIT CHARGE FOR 2021 COUNTY SOLID WASTE/RECYCLING PROGRAM

RESOLVED, that this Legislature sets the unit charge for the 2021 County Solid Waste/Recycling Program at the following rate:

One unit of Service	\$ 214.00
One-half unit of Service	\$ 107.00

and, be it

FURTHER RESOLVED, that an Administrative Fee of \$2.00 shall be added to each unit of service, and a \$1.00 fee to each half unit of service.

Moved, DeRoller; second, DeFilipps.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 492-1220

APPROVING ABSTRACT OF 2021 SOLID WASTE/RECYCLING PROGRAM FEES

RESOLVED, that the Abstract of 2021 Recycling - Solid Waste Program Fees, as prepared by the Clerk, be, and hereby is, approved by this Legislature as follows:

Town	No. of Units	*Cost per Unit	Total to be Collected
Albion	2,097.00	216.00	\$ 452,952.00
Barre	778.00	216.00	168,048.00
Carlton	1,573.00	216.00	339,768.00
Clarendon	1,089.50	216.00	235,332.00
Gaines	1,063.50	216.00	229,716.00
Kendall	1,113.00	216.00	240,408.00
Murray	1,595.00	216.00	344,520.00
Ridgeway	2,492.00	216.00	538,272.00
Shelby	1,717.50	216.00	370,980.00
Yates	1,168.50	216.00	252,396.00
Totals	14,678.00		\$3,172,392.00

*Includes \$2.00 Administrative charge per unit.

Moved, DeRoller; second, DeFilipps.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 493-1220

APPROVING ABSTRACTS OF TAX ROLLS

RESOLVED, that the Abstract of Taxes, as prepared by the Clerk, they being Abstract of Tax Rolls (1) Assessments, Tax Rates and Levies; (2) Amount and Purpose of Taxes for Town Expenditure; (3) Amount and Purpose of Taxes for County Expenditure and all other matters therein contained, be and hereby are, adopted by this Legislature and that the several items of taxes and levies set forth be levied upon respective tax districts of the county and be fixed as the tax rates for the extension of taxes in such districts.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 494-1220

APPROVING COMPLETED TAX ROLLS AND DIRECTING THE EXECUTION AND DELIVERY OF WARRANTS

WHEREAS, upon the tax rolls of the several Towns the several taxes have been duly extended as provided by law; it is

RESOLVED, that the tax rolls be approved as so completed, and that the taxes so extended against each parcel of property upon the said rolls are hereby determined to be the taxes due thereon as set forth therein; and it is

FURTHER RESOLVED, that there be annexed to each of said rolls, a tax warrant under seal of the Legislative Body in the form prepared by the Clerk as provided by Section 904 of the Real Property Tax Law; that such warrants shall be in the respective amounts heretofore authorized to be levied upon each of said rolls; and that said rolls with said warrants annexed are to be forthwith delivered to the respective collectors of the several tax districts of the County.

Moved, DeFilipps; second, DeRoller.

December 2, 2020
Resolutions 482-496

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 495-1220

RESCINDING RESOLUTION NO. 450-1120 WHICH APPROVED AN AGREEMENT BETWEEN THE COUNTY CLERK AND AVENU ENTERPRISE SOLUTIONS INC.

RESOLVED, that this Legislature does hereby rescind Resolution No. 450-1120 concerning a five year agreement with Avenue Enterprise Solutions and the Orleans County Clerk's Office.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 496-1220

AUTHORIZING THE SHERIFF'S OFFICE TO ADD SIM CARDS AND MIFI WIRELESS ROUTER HOTSPOT TO THE VERIZON ACCOUNT

RESOLVED, that this Legislature does hereby authorize the Sheriff's Office to add 2 SIM cards, (to be used by Investigator #2 and the Undersheriff Patrol Vehicles') and 1 Mi-Fi wireless router hotspot (to be used by the Communications Coordinator) to the Verizon account, to be paid per month from Sheriff's Office Budget Account 01.3110.0401-Cellular Phone and Pagers; and will be used for all work-related activity.

Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Johnson called for any unfinished business that needed to be attended to at this evening. With hearing none, she called for public comment. Again, no comments we made therefore Legislator Allport moved to adjourn, second by Legislator Draper. Meeting was adjourned at 4:41 p.m.

LEGISLATURE MEETING

December 16, 2020

Chairman Johnson called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, led by Veteran Legislator Ken DeRoller, he then requested a moment to remember George Bower who passed away yesterday, December 15, 2020 at the age of 83. Legislator DeRoller expressed that George Bower served on the Orleans County Legislature from 1990 to 2013, twenty three years as an At Large representative from the east side of Orleans County. George served as Chairman of the Legislature from 2006-2007 and then served as Vice Chairman of the Legislature from 2010 to 2013. Prior to being elected to the Orleans County Legislature, George served as Town Justice for 21 years in the Town of Murray. We will remember George as a very dedicated family man. He was also very involved in his community. Please let's keep his wife Sandy, and their children Lisa, Randy and Michael, along with their families, in our thoughts and prayers during their time of great loss, especially during this holiday season. Legislator DeRoller requested a moment of silence.

Clerk Hanlon called the roll. All Legislators were present, with Legislators Draper and Miller participating via Zoom.

The Clerk presented the following communications:

Kim DeFrank, Orleans County Treasurer, has forwarded a listing of Real Property Tax Refunds, in the amount of \$102.76, that has been reviewed and authorized by her office.

The following two letters were read into record as requested by Chairman Johnson:

Dear Sheriff Bourke:

Commission staff recently completed a review of the protocols you have instituted in response to the COVID-19 pandemic. On November 18, 2020, a site visit was conducted by Thomas Fahey to observe the implementation of these protocols. During the site visit, Commission staff were able to observe the protocols which included the screening of employees, incarcerated individuals, visitors to the facility, signage throughout the facility, the disinfecting procedures and the utilization of face coverings. As you are aware, detention facilities are at a greater risk for the spread of COVID-19 due to the close proximity of the individuals who reside and work in these facilities. As such, a facility must take all available precautions to minimize the risk of a COVID-19 outbreak, while simultaneously maintaining a secure facility.

December 16, 2020
Resolutions 497-558

The Commission has found that the protocols that were instituted in response to the COVID-19 pandemic appear consistent with the guidance provided by the Commission, the New York State Department of Health, and the Center for Disease Control.

I would like to take the opportunity to thank you and your staff for the courtesy and cooperation extended to my staff during the visit. If the Commission can be of any further assistance, please do not hesitate to contact us.

Signed by
Allen Riley Chairman

THE WHITE HOUSE
WASHINGTON

November 19, 2020
The Honorable Lynne Johnson Albion, New York

Dear Chairman Johnson,

I write to thank you for your continued efforts in being a *Champion* for President Donald J. Trump's *Governors' Initiative on Regulatory Innovation*.

President Trump has led a historic effort to eliminate unnecessary and costly regulations that hurt American businesses and families. Under President Trump's leadership, Federal agencies have taken more than seven deregulatory actions for every significant regulatory action, reducing regulatory costs by over \$50 billion.

In one year, the *Governors' Initiative on Regulatory Innovation* helped extend President Trump's historic regulatory reform to State, local, and Tribal levels. This *Initiative*, led by Vice President Mike Pence in partnership with you, has aimed to cut regulations and costs, advance occupational licensing reform, and better align local, State and Federal regulations.

In one year, the Trump Administration has worked with our partners to:

- Identify 700+ State, local, and Tribal leaders who are *Champions* for this *Initiative*.
- Advance efforts on putting people over paperwork, expanding workforce freedom and mobility, unleashing American energy dominance, and transforming America's communities.
- Support 23 governors and legislatures who took executive action or passed legislation on advancing workforce freedom and mobility and putting people over paperwork.
- Hold a bipartisan Business Session with nearly 40 of our Nation's governors focused on workforce freedom and mobility.
- Hold over 20 briefing calls, video-teleconferences, and roundtables in addition to countless 1- on-1 engagements with State, local, and Tribal leaders to advance this important mission.
- Remove red tape in all 50 States that supported COVID-19 response and recovery efforts.

Your efforts to advance deregulatory momentum at every level of government is much appreciated, and empowering hardworking families and small businesses.

*December 16, 2020
Resolutions 497-558*

Sincerely,
Douglas L. Hoelscher
Assistant to the President & Director of Intergovernmental Affairs

Chairman Johnson also read Clerk Hanlon's resignation letter:

Dear Chairman Johnson,

I am providing you this letter to inform you that I will be resigning from the Office of Clerk of the Legislature effective December 31, 2020 as a result of my victory on November 3, 2020 as the newly elected Orleans County Clerk.

Holding the office of Clerk of the Legislature for over fifteen years has been very rewarding. I most likely would not have run for the Office of Orleans County Clerk without the grand knowledge I have gained while holding this appointed position. The Legislators have treated me very well over my tenure here and I am extremely grateful for my work family I have gained along the way.

I feel lucky that I am not leaving this family, I am just moving to another county office to continue to serve this great county of Orleans. I am extremely grateful that you, and the entire group of Legislators, provided me great support along my journey to achieve this elected office, knowing you would be losing me as your Clerk.

I continue to look forward in working with the Legislature as I transition into and continue to serve as the Orleans County Clerk.

Thanks again for allowing me to serve as your Clerk of the Legislature. It was truly an honor and privilege to do so.

Kindest regards,
Nadine P. Hanlon, Clerk of the Legislature

Chairman Johnson indicated that Clerk Hanlon will be missed but looking forward to working with her as the newly elected Orleans County Clerk.

Legislator Allport recognized Trooper Scott T. Gregson and Investigator Kevin J. Colonna who were acknowledged and commended by the Orleans County Legislature for their outstanding law enforcement actions on November 3, 2020 when they saved a human life at Walmart in Albion. They will forever be appreciated for your commitment to your responsibilities as a law enforcement officer, stated Legislator Allport. The Orleans County Legislature commended them for their outstanding service to our community and your willingness to go above and beyond in your call of duty.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through November, 2020. She reported that finances are stable, cash is down due to awaiting \$1.8 million from the Targeted Grant

December 16, 2020
Resolutions 497-558

and loans to other funds awaiting to be repaid by the end of the year. CHIPS funds are due to be received therefore should end our year in good shape financially expressed our County Treasurer.

Chairman Johnson called for open discussion as it related to the resolutions.

Legislator DeRoller expressed the latest news from the IJC in which they are going to forgo Plan 2014 and help with the removal of water which is good news to our south shore residents in Orleans County, and the State.

Chairman Johnson reported of today's control room call that our region needs more broad base communications in the behaviors we need to see to reduce the positives. Our region has the highest number of positives. We have no authority to open or close businesses. She indicated that no one is stopping us from being proactive. She indicated that the control room indicated that they are going to become more active on social media, stepping up by implementing a twelve day public relations roll out in expressing the positive steps forward. She hopes the HUB could help with that.

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

RESOLUTION NO. 497-1220

SETTING 2021 SALARY FOR THE ORLEANS COUNTY CLERK

RESOLVED, that as of January 1, 2021, the salary for the Orleans County Clerk Nadine Hanlon shall be set at Grade 10, Step 3 of the Management Compensation Salary Schedule.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 498-1220

AUTHORIZING CREATING AND FILLING POSITIONS IN THE COUNTY CLERK'S OFFICE

WHEREAS, newly elected Orleans County Clerk Nadine Hanlon will take office effective January 1, 2021 and her office will be transitioning with employees; now be it

RESOLVED, that this Legislature authorizes creating a part-time Index Clerk position in the County Clerk's Office, effective January 1, 2021 at \$15.95 per hour, and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the County Clerk -Elect to appoint a Deputy Clerk (1410.03) to fill the vacant Deputy Clerk position at Grade 3 of the Management Compensation Plan effective December 31, 2020; and be it

FURTHER RESOLVED, due to a promotion, that this Legislature authorizes the filling of the vacant full-time Index Clerk position (1410.11) in the County Clerk's Office at Grade 9 of the CSEA Salary Schedule effective January 4, 2021.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 499-1220

APPROVING AGREEMENT BETWEEN COUNTY CLERK AND AVENU ENTERPRISE SOLUTIONS INC.

WHEREAS, Resolution No.'s 450-1120 and 495-1120 addressed the Avenu Enterprise Solutions Agreement and the Orleans County Clerk elect has further negotiated the term of the agreement; now be it

RESOLVED, that this Legislature authorizes the Orleans County Clerk's Office to enter into a three (3) year Information Technology Products and Services Agreement with Avenu Enterprise Solutions, LLC, 8600 Harry Hines Blvd, Suite 300, Dallas, TX 75235, effective December 12, 2020 through December 11, 2023 for the continued provision of Records Management Services at a cost of \$4,150 per month; and be it

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

Moved, DeFilipps; second, DeRoller.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 500-1220

AUTHORIZING EXECUTION OF A PAYMENT IN LIEU OF TAXES AGREEMENT WITH DG NEW YORK CS, LLC. FOR SOLAR ENERGY SYSTEMS IN RIDGEWAY PURSUANT TO REAL PROPERTY TAX LAW SECTION 487

WHEREAS, New York State Real Property Tax Law (“RPTL”) Section 487 exempts from taxation the increase in value to real property by reason of inclusion of qualified solar or wind energy systems or farm waste energy systems unless a county, city, town, village, or school district opts out of said exemption; and

WHEREAS, RPTL Section 487 provides that a county, city, town, village or school district that has not acted to opt out of said exemption may require the owner of a property which includes a solar or wind energy system meeting the requirements for the exemption to enter into a contract for Payments in Lieu of Taxes (“PILOT”); and

WHEREAS, DG New York CS, LLC has submitted a Notice of Intent to the County that it plans to build a solar energy system that meets the requirements for the exemption on a parcel of land located within the physical boundaries of the County at 2800 Swett Road, Lyndonville, New York Tax Map 47.-1-65 (the “Project”); and

WHEREAS, DG New York CS II, LLC has also submitted a Notice of Intent to the County that it plans to build a solar energy system that meets the requirements for the exemption on a parcel of land located within the physical boundaries of the County at 2800 Swett Road, Lyndonville, New York Tax Map 47.-1-65 (the “Project”); and

WHEREAS, the Owner has submitted, or will submit to the assessor of the Town of Ridgeway an RP – 487 Application for Tax Exemption of Solar or Wind Energy Systems or Farm Waste Energy Systems, demonstrating the Project’s eligibility for a real property tax exemption pursuant to RPTL Section 487; and

WHEREAS, the Parties intend that, during the term of this Agreement, the Project will be placed on an exempt portion of the assessment roll and the Owner will not be assessed for any statutory real

property taxes for which it might otherwise be subject to under New York law with respect to the Project; now, therefore be it

RESOLVED, that the Chairman of the Orleans County Legislature is hereby authorized to enter into PILOT Agreements, and any amendments thereto, with DG New York CS, LLC. for the building and operations of a Solar Energy System, in the form as filed with the Clerk of the Orleans County Legislature or as modified with the approval of the County Attorney and Chief Administrative Officer.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 501-1220

APPROVING APPOINTMENTS TO THE EMPLOYEE ASSISTANCE PROGRAM COMMITTEE

RESOLVED, that this Legislature authorizes the following appointments to the Employee Assistance Program Committee for the following terms:

Nadine Hanlon	County Clerk - Management	1/1/21- 12/31/22
Nola Goodrich-Kresse	Public Health (GCASA Liaison)	1/1/21- 12/31/22
Nicole Spohr	Sheriff's Office – OCSEA Representative	1/1/21- 12/31/22
Michele L. Sargent	Office for the Aging	1/1/21- 12/31/22
Merle L. Draper	Legislature	1/1/21- 12/31/22

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 502-1220

APPROVING THE MANAGEMENT COMPENSATION PLAN FOR 2021 AND 2022

WHEREAS, this Legislature desires to control costs and provide certainty for the approaching budget process as it relates to compensation for management and elected officials; therefore, be it

RESOLVED, that the Management Compensation Plan for 2021 and 2022 be updated to reflect a continued savings from the implementation of a high deductible plan and complete health insurance reorganization including new hires shall be responsible for paying twenty percent (20%) of the cost of the premium for the PPO7200 (2500/5000) plan which will be invested back into compensation for management employees allowing for increases of 2% in January 2021 and 2% in January 2022; and be it

FURTHER RESOLVED, that various adjustments will be made to the plan that allow for implementation of quality of life measures at little or no cost to the county effective January 1, 2021; and be it

FURTHER RESOLVED, that the aforementioned plan is to be filed with the Clerk of the Legislature by the Chief Administrative Officer and Director of Personnel and Self Insurance and that the terms and provisions of the plan as filed are incorporated herein by reference as if fully set forth in this resolution.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 503-1220

ADOPTING LOCAL LAW NO. 4 OF 2020, ENTITLED A LOCAL LAW INCREASING THE SALARIES OF VARIOUS EMPLOYEES OF THE COUNTY OF ORLEANS APPOINTED OR ELECTED FOR A DEFINITE TERM

WHEREAS, Local Law No. 4-Intro of the year 2020 was introduced at a regular meeting of the Orleans County Legislature held on November 18, 2020 and a Public Hearing was held on December 16, 2020, at which time all interested persons wishing to speak were heard; now be it

RESOLVED, that this Legislature enacts the following Local Law No. 4 of 2020, (to be filed as Local Law No. 1 of 2021) as follows:

COUNTY OF ORLEANS
LOCAL LAW NO. 4 of 2020

A LOCAL LAW INCREASING THE SALARIES OF VARIOUS EMPLOYEES OF THE COUNTY OF ORLEANS APPOINTED OR ELECTED FOR A DEFINITE TERM

Be it enacted by the Legislature of the County of Orleans, as follows:

Section 1. Pursuant to the provisions of the Municipal Home Rule Law of the State of New York, the salaries of the following County Employees are raised as follows, at an annualized salary as set forth below:

<u>Employee</u>	<u>Proposed</u>	<u>Annual Longevity Bonus</u>
Commissioner of Public Works	\$95,667	
County Attorney	\$95,667	
County Treasurer	\$78,745	****\$1,250
Director of Personnel	\$76,583	
Public Defender	\$95,667	
Real Property Tax Director	\$80,970	**\$500
Sheriff	\$83,251	*****\$2,000
Social Services Commissioner	\$101,135	*\$200

- * Indicates 10 years of service and at top of the grade
- ** Indicates 15-19 years of service
- *** Indicates 20-24 years of service
- **** Indicates 25-29 years of service
- ***** Indicates 30-34 years of service
- ***** Indicates 35 and over years of service

Section 2. This local law is adopted subject to referendum on petition pursuant to Section 24, Subdivision 2-h of the Municipal Home Rule Law of the State of New York.

Section 3. This local law shall take effect 45 days after adoption thereof or after approval by one affirmative vote of a majority of the qualified voters of the County of Orleans voting on a proposition for its approval, after petition, whichever event first occurs.

Moved, DeFilipps; second, DeRoller.
Roll Call: Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 504-1220

**AUTHORIZING SALARY SCHEDULES FOR MANAGEMENT,
CERTAIN PART-TIME, AND UNCLASSIFIED EMPLOYEES**

WHEREAS, the Orleans County Legislature approved the 2021-2022 Management Compensation Plan by passing Resolution No. 502-1220; now be it

RESOLVED, that employees are also authorized to receive any increments they are entitled to under the plan; and be it

FURTHER RESOLVED, that the following salaries, effective January 1, 2021, are authorized for certain part-time and unclassified employees:

<u>Annual:</u>	<u>1/1/21-12/31/21</u>
Administrative Assistant – MFCTF	\$ 3,078
Coroner (*)	2,089
\$100 per case/*\$50 per Hospice Case	
Deputy Budget Officer	3,714
Deputy Fire Coordinator	2,357
Fire Investigator	2,357
Historian	11,500
Orleans County Engineer	26,500
Director of Computer Services	\$92,537
IT Operations Analyst I	64,459
Secretary to the District Attorney	54,554
Secretary to the Assistant District Attorney (.06)	46,170
Secretary to the Assistant District Attorney (.13)	38,009
Director of Public Health	102,500
Public Health Administrative Officer	60,431
Director of Community Health Services	84,370
Secretary to the Sheriff	56,095
Secretary to the Highway Superintendent	56,095
<u>Daily:</u>	
Court Attendant	\$76.94
Examination Monitor (Full Day)	133.30
Examination Monitor (Half Day)	66.66

Hourly (Part-Time Employees)

Animal Control Officer	\$15.37
Clerk (Elections)	12.50
Correctional Officer (Jail)	15.37
Correctional Officer (Jail) Second rate	21.22
Crew Leader (Sheriff)	14.38
Deputy Sheriff Marine Patrol – Non Certified	14.81
Deputy Sheriff Marine Patrol – Certified	17.69
Dispatchers	15.37
Medical Director	107.00
Voting Machine Technicians	19.44
<u>Hourly (Full Time Employees)</u>	
Director of Emergency Management	\$19.92

and be it

FURTHER RESOLVED, that the Chairman of the Legislature will be paid an annual salary of \$18,866 for 2021; the Vice-Chairperson will be paid an annual salary of \$14,265 for 2021; with the remaining members of the Legislature to be paid an annual salary of \$12,576 each for 2021.

Moved DeFilipps, second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 505-1220

APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND ROYAL EMPLOYER SERVICES

RESOLVED, that this Legislature approves a renewal agreement with Royal Employer Services, 430 East Main St., Batavia, NY 14020 for the provision of an Employee Assistance Program, at a cost \$6,400, with cost of agreement to be apportioned at 50% from Mental Health; 37.5% from Personnel; 12.5% from the Employee Assistance Program Committee; and said agreement effective from January 1, 2021 through December 31, 2021.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 506-1220

ABOLISHING ALL POSITIONS NOT BUDGETED IN 2021

RESOLVED, that effective January 1, 2021, all positions for which an appropriation has not been included in the 2021 County Budget are hereby abolished; and be it

FURTHER RESOLVED, that all County Departments are hereby directed to review the positions on the salary schedule prepared by the Personnel Office and to notify the Director of Personnel of each position not budgeted; and be it

FURTHER RESOLVED, that upon receipt of such notification the Personnel Department will take the appropriate action to insure that non-budgeted positions are abolished and removed from the 2021 salary schedule.

Moved, DeFilipps; second, DeRoller.
Abolished 8 full time and 12 part time positions
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 507-1220

APPROVING AGREEMENT BETWEEN ORLEANS COUNTY SELF INSURANCE PLAN AND OLIVER WYMAN

WHEREAS, it is necessary to determine the liability of the workers' compensation costs associated to the individual members of the Orleans County Self Insurance Plan per Local Law 4 of the year 2015; and

WHEREAS, a Request For Proposal was issued September 30, 2020 for Actuarial Services for the Orleans County Self Insurance Plan which had a due date of November 18, 2020; and be it

RESOLVED, that this Legislature authorizes the agreement with Oliver Wyman Actuarial Consulting Inc, 48 South Service Rd, Ste 310, Melville, NY 11747 for an Actuarial Services to estimate the Plan's unpaid retained workers compensation loss and allocated loss adjustment expenses and to identify the portion that is attributable to the Orleans County Self Insurance Plan's members with an evaluation date of December 31, 2021, 2022 and 2023 with two optional one-year renewals for years ending December 31, 2024 and 2025 at an annual cost of \$10,500 for each year of the agreement, which will be a direct expense to the Orleans County Self Insurance Plan.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 508-1220

APPROVING AGREEMENT BETWEEN ORLEANS COUNTY SELF INSURANCE PLAN AND OCCUPATIONAL SAFETY CONSULTANTS, INC.

WHEREAS, safety is a valuable component of managing our Orleans County Self Insurance Plan, be it

RESOLVED, that this Legislature authorizes the agreement with Occupational Safety Consultants, Inc. for safety consulting services at an hourly rate of \$135; and be it

FURTHER RESOLVED, that this budgeted contractual expense shall not exceed \$7,020 for 2021.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 509-1220

APPROVING AGREEMENT BETWEEN ORLEANS COUNTY SELF INSURANCE PLAN AND CAHILL TECH INC

WHEREAS, safety is a valuable component of managing our Orleans County Self Insurance Plan, and

WHEREAS, the Orleans County Self Insurance Plan strives to find delivery systems of safety information that is relevant to the hazards our members are facing in a timely and effective manner, now be it

RESOLVED, that this Legislature authorizes an App Software License Agreement with CaHill TECH, Inc., P O Box 166, Akron, NY 14001 at a licensing rate not to exceed \$140 per user annual license with a total license cost of \$14,000 beginning December 2, 2020 through December 2, 2021 and be it

FURTHER RESOLVED, that this is a budgeted contractual expense for Orleans County Self Insurance Plan.

FURTHER RESOLVED, that any additional charges for devices, onboarding, materials or custom modules shall be at the expense of the individual members of the Orleans County Self Insurance Plan which will

allow the members to customize the software for maximum by the local municipality.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 510-1220

AUTHORIZING COUNTY TREASURER TO MAKE YEAR END ADJUSTMENTS FOR YEAR ENDING DECEMBER 31, 2020

WHEREAS, the independent auditors have recommended that the County Treasurer request a “blanket resolution” to allow for any budget adjustments that may be required at year-end; be it

RESOLVED, that this Legislature authorizes the Treasurer to make the necessary budget adjustments and inter-fund transfers, and furnish copy of said adjustment to the Clerk of the Legislature when completed.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 511-1220

APPROVING APPORTIONMENT OF 2021 SALES TAX TO TOWNS AND VILLAGES

RESOLVED, that the apportionment of the 2021 Sales Tax to Towns and Villages as presented below by the Clerk of the Legislature in the foregoing warrants be, and hereby is approved by this Legislature.

2021 Sales Tax Apportioned to Towns and Villages				
Town	AppORTIONED To Town	% Due Village	Amount Due Village	Amount Due Town Outside
Albion	\$269,873.14	55.00%	148,430.23	\$121,442.91
Barre	\$64,536.27			64,536.27
Carlton	\$95,418.07			95,418.07
Clarendon	\$116,260.89			116,260.89
Gaines	\$107,656.06	18.32%	19,722.59	87,933.47
Kendall	\$86,813.23			86,813.23

Murray	\$158,966.37	28.91%	45,957.18	113,009.19
Ridgeway	\$216,076.99	40.89%	88,353.88	127,723.11
Shelby	\$169,515.26	38.12%	64,619.22	104,896.04
Yates	\$81,554.72	20.07%	16,368.03	65,186.69
Totals	\$1,366,671.00		383,451.13	\$983,219.87

*The percentage due to the village is determined by dividing the village taxable value by the town taxable value

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 512-1220

AUTHORIZING ABOLISHING, CREATING AND FILLING POSITIONS IN THE TREASURER'S OFFICE

WHEREAS, the Orleans County Treasurer has reviewed staffing to provide more efficient operation of County business due to recent reorganizations; now be it

RESOLVED, that this Legislature does hereby abolish a full-time Payroll Clerk position (1325.04) effective January 1, 2021; and be it

FURTHER RESOLVED, that this Legislature does hereby create a full-time Principal Clerk position at Grade 13 of the CSEA Salary Schedule effective January 1, 2021; and be it

FURTHER RESOLVED, that Orleans County Treasurer is authorized to fill this newly created vacant Principal Clerk position effective January 1, 2021.

FURTHER RESOLVED that this Legislature does hereby abolish a full-time Account Clerk position (1325.09) effective January 1, 2021; and be it

FURTHER RESOLVED, that this Legislature does hereby create a full-time Senior Account Clerk position at Grade 10 of the CSEA Salary Schedule effective January 1, 2021; and be it

FURTHER RESOLVED, that Orleans County Treasurer is authorized to fill this newly created vacant Senior Account Clerk position effective

December 16, 2020
Resolutions 497-558

January 1, 2021.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 513-1220

APPOINTING RECORDS MANAGEMENT OFFICER

RESOLVED, that this Legislature appoints April Flesch, Secretary to the Chief Administrative Officer, to serve as the Records Management Officer and establishes a stipend of \$2,500 per year effective January 1, 2021.

Moved, DeFilipps; second, DeRoller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO 514-1220

APPROVING AGREEMENTS WITH LYNNE MENZ DESIGNS FOR TOURISM AND DESIGN SERVICES

RESOLVED, that this Legislature hereby approves an agreement with Lynne Menz Designs DBA/OCI Partners LLC of Kent, NY to provide Tourism Coordinator Services to Orleans County in 2021 at a cost not to exceed \$ 17,825 to be paid in equal monthly installments from Tourism Account 01.6410.0466 – Consultant Fees; said agreement to be in effect from January 1, 2021 to December 31, 2021.

Moved, DeRoller; second, DeFilipps.
Adopted. 6 ayes; 0 nays; 1 abstention, Draper; 0 absent.

RESOLUTION NO. 515-1220 – Withdrawn – DeRoller.

AUTHORIZING TREASURER TO SET UP NEW MONEY IN THE TOURISM BUDGET

RESOLVED, that the Treasurer is authorized to set up new money in the Tourism budget as a result of receiving the 1st place award in the Medina Parade of Lights for the Tourism’s Department’s float entry as follows:

Revenue:

01.6410.2000 *Tourism Ads* \$300

Appropriation:

01.6410.0465 *Miscellaneous* \$300

Moved, DeRoller; second,

RESOLUTION NO. 516-1220

APPOINTING MEMBERS TO SOIL AND WATER DISTRICT BOARD

RESOLVED, that this Legislature approves the following appointments to the Soil and Water District Board:

<u>Name</u>	<u>Representation</u>	<u>Term</u>
E. John DeFilipps	Legislature	1/1/2021-12/31/2021
William Eick	Legislature	1/1/2021-12/31/2021
James Neal	Farm Bureau	1/1/2021-12/31/2023

Moved, DeRoller; second, DeFilipps.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 517-1220

APPROVING AGREEMENTS BETWEEN MENTAL HEALTH DEPARTMENT AND VARIOUS PROVIDERS

RESOLVED, that this Legislature approve the following Agreements for the Mental Health Department for the 2021 calendar year

Community Action of Orleans and Genesee, 411 East State Street, Albion, NY 14411, providing summertime services for youths referred or approved by the Department of Mental Health. Contracted amount is not to exceed \$5,000. County cost is \$0.

EFPR Group LLP, 280 Kenneth Drive, Rochester, NY 14623, providing 2020 Consolidated Fiscal Report compliance review/audit. Contracted amount is not to exceed \$6,000. County cost is \$420.

Restoration Society, Inc. (ACE Employment Services), 65 Englewood Avenue, Buffalo, NY 14214, providing supportive employment –

vocational assessment, job readiness, and job coaching services. Contracted amount is not to exceed \$54,413. County cost is \$0.

Mental Health Association of Genesee and Orleans Counties, 25 Liberty Street, Batavia, NY 14020, providing Mental Health support services and Drop-In Center. Contracted amount is not to exceed \$85,351. County cost is \$0.

Genesee Council on Alcoholism & Substance Abuse, 430 East Main Street, Batavia, NY 14020, providing outpatient SUD treatment services, community-based prevention services and jail-based SUD intervention services at a cost of \$407,689. County cost is \$35,167.

Katherine Bogan, County Attorney, 517 Main Street, Medina, NY 14103, furnishing attorney services as needed for matters requiring counsel. Contracted amount is not to exceed \$9,500. County cost is \$665.

Patrick J. Stein, MD, 5627 Martha's Vineyard, Clarence Center, NY 14032, providing services as Psychiatrist for an average of 18 hours per month for annual total not to exceed 216 hours at \$200.00 per hour. Contracted amount is not to exceed \$43,200. County cost is \$3,024.

Ann P. Burbank, NPP, 32 Park View Drive, Pittsford, NY 14534, providing services as Psychiatric Nurse Practitioner for up to 252 hours at an hourly rate of \$125.00. Contracted amount is not to exceed \$31,500. County cost is \$2,205.

Tulio Ortega, MD, 2 Featherstone Court, Pittsford, NY 14534, providing services as Medical Director for up to an average of 62 hours per month for annual total not to exceed 682 hours at an hourly rate of \$175.00 per hour. Contracted amount is not to exceed \$119,350. County cost is \$8,355.

Spectrum Human Services, Inc., 227 Thorn Avenue, P. O. Box 631, Orchard Park, NY 14127-0631 providing mental health crisis response services via their CARES Team to residents of Orleans County from January 1, 2021 to December 31, 2021 at a cost of \$83,968. Funding provided by New York State Office of Mental Health from reinvestment of Medicaid dollars due to the closing of the Medina Behavioral Health Unit. County cost is \$0.

Coordinated Care Services, 1099 Jay Street, Rochester, NY 14611 providing specialized financial management services and preparation and

submission of CFR reports beginning January 1, 2021 and ending December 31, 2021 at a cost of \$33,000. County cost is \$2,373.00.

New York Care Coordination Program, Inc. (NYCCP), 1099 Jay Street, Bldg. J, Rochester, NY 14611 (through December 2026), providing non-clinical consulting, management, and data analysis services to support the effort of behavioral health providers, consumers, and local governments to improve care and service outcomes for individuals diagnosed with serious mental illness, addictions, and co-occurring medical disorders. Health Homes of Upstate New York (HHUNY), on behalf of Huther Doyle Memorial Institute, Inc. will pay Orleans County Mental Health 94% of the monthly rate paid by the Department of Health.

Living Opportunities of DePaul, 2240 Old Union Road, Cheektowaga, NY 14227 providing emergency crisis apartments, adult crisis transitional housing services, and supported housing services at a cost of \$190,622. Funding is provided by New York State Office of Mental Health from reinvestment of funding from the realignment of the State psychiatric facility network. County cost is \$0.

Roberts Wesleyan College, 2301 Westside Dr., Rochester, NY 14624 from January 1, 2021 to December 31, 2026. This is a new educational Agreement. The County will not make any payments and there is no County cost.

Integrity Partners for Behavioral Health Inc., 5130 East Main St., Batavia, NY 14020 from January 1, 2021 to December 31, 2023. Integrity Partners is the lead agency in the application for funding from the New York State Behavioral Health Value Based Payment Readiness Program and will be responsible for receiving and distributing funds to network providers. County cost is \$10,000.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTIONS NO. 518-1220

APPROVING AGREEMENTS BETWEEN THE PUBLIC HEALTH DEPARTMENT AND VARIOUS AGENCIES

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

Orleans Community Health a/k/a Medina Memorial Hospital. 200 Ohio Street, Medina, NY 14103, renewal agreement to provide Rabies Post exposure treatments to residents of Orleans County, Contract allows for first treatment to be provided @ Urgent Care/Walk-in Care (Albion Butts Rd Facility) or Medina Emergency Room. Reimbursement through rabies grant. No Cost to County.

Chittadaphone Phouthavong, 37 Maple Valley Crescent, Rochester, NY 14623 to provide for a session providing Nursing services to the Health Department to handle the increased workload from Corona virus. Emergency preparedness/ State aid Reimbursement 100/36% at a rate of \$40.00 hour for term from December 1, 2020 through November 30, 2021.

United Memorial Medical Center, 127 North Street, Batavia, NY 14020, renewal agreement to provide Rabies Post Exposure Treatment to eligible residents of Orleans County. To provide post exposure treatment at the Urgent Care or the UMMC Emergency Department. 100%/36% reimbursement from State aid.

Moved, Allport, second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 519-1220

AUTHORIZING THE CONTINUATION OF A CORONER'S PHYSICIAN FOR ORLEANS COUNTY

WHEREAS, Resolution No. 454-1210 created the position of Coroner's Physician as a result of our three elected coroners not being duly licensed practicing physicians in New York State; now be it

RESOLVED, that this Legislature authorizes the continuation of the appointment of Thomas Madejski, MD as the Coroner's Physician in Orleans County at an annualized salary as set forth below:

January 1, 2021 – December 31, 2021	\$ 3,586
January 1, 2022 – December 31, 2022	\$ 3,657

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 520-1220

AUTHORIZING AGREEMENT BETWEEN THE ORLEANS COUNTY PROBATION DEPARTMENT AND SATELLITE TRACKING OF PEOPLE, LLC.

RESOLVED, that this Legislature approves an agreement between the Orleans County Probation Department and Satellite Tracking of People, LLC. for Electronic Monitoring Equipment, monitoring and insurance with off shelf cost per unit being \$3.58 per day, per person. Contract includes up to five (5) units. Electronic Monitoring devices are funded by the Raise The Age Reimbursement and are only authorized to be used for Raise The Age eligible cases. Contract dates: January 1, 2021 through December 31, 2021.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 521-1220

AUTHORIZING PROBATION DIRECTOR TO ACCEPT MONIES FROM THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES

WHEREAS, the Governor's Traffic Safety Council is providing the Division of Criminal Justice Services (Office of Probation and Correctional Alternatives) a funding opportunity to support supervision of Leandra's Law provisions therefore be it,

RESOLVED, that this Legislature does authorize Orleans County Probation Department to accept \$3,678 for Leandra's Law Ignition Interlock Device cases. This represents a decrease of \$120.35 over previous year's funding. The Grant period is from October 1, 2020 to September 30, 2021.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 522-1220

APPROVING RENEWAL AGREEMENTS BETWEEN SHERIFF'S OFFICE/JAIL AND VARIOUS AGENCIES

RESOLVED, that this Legislature does hereby approve renewal agreements between the Sheriff's Office/Jail and the following agencies:

Dr. Mark Rumble, DDS, 243 South Main Street, Albion, NY 14411 for dental services provided to inmates at the Orleans County Jail, as per rates set forth in the fee schedule, effective January 1, 2021 through December 31, 2022.

EM Systems, Inc., 4043 Maple Road, Ste. 211 Amherst, NY 14226 for Jail Management System (JMS) software support and maintenance, in the amount of \$5,500 and for the on-site maintenance at \$125.00 per hour plus travel expenses, for period January 1, 2021 through December 31, 2021.

Watch Systems, LLC., 516 East Ruthland Street Covington, LA 70433 for annual renewal subscription for sex offender watch notification, including software updates, support maintenance, and St./Postal updates, in the amount of \$4,051.68, for period January 1, 2021 through December 31, 2022.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 523-1220

RESCINDING RESOLUTION NO. 141-320 AND AUTHORIZING PURCHASE FROM JAIL'S BUDGET

RESOLVED, that this Legislature does hereby rescind Resolution No. 141-320 which authorized purchase of Armor and Carriers at cost of \$8,549.04 which was to be paid from Jails budget line 01.3150.0270 Capital Equipment, now be it

RESOLVED, that this Legislature does hereby authorize purchase Point Blank HI-Lite performance Armor and Carriers from Lawmen Supply Company 66 Firemens Way, Poughkeepsie, NY 12603, at a cost of \$5,680.00 to be paid from Jails budget line 01.3150.0415-Uniform and cleaning allowance, with partial reimbursement to county through Bulletproof Vest grant funding.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 524-1220

AUTHORIZING SETTING UP NEW MONEY IN THE SHERIFF'S BUDGET

RESOLVED, that the County Treasurer is authorized to set up new monies from Walmart, Inc. as reimbursement for providing security services on the dates of November 7, 14 & 27, 2020 at a rate of \$63.05 per hour, per Deputy in the Sheriff's Personal Services Overtime budget, as follows:

Revenue:		
01.3110.2260	Police Services	\$2,774.20

Appropriation:		
01.3110.0101	Personal Services Overtime	\$2,774.20

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 525-1220

APPROVING APPOINTMENTS TO THE NYS GOVERNOR'S TRAFFIC SAFETY COMMITTEE

RESOLVED, that this Legislature approves the following appointments to the NYS GOVERNOR'S TRAFFIC SAFETY COMMITTEE effective through June 30, 2022:

Christopher M. Bourke	Sheriff
Chad Kenward	Medina Police Chief
Roland Nenni	Albion and Holley Police Chief
Glenn Rigerman	Sergeant NYS Troopers
John C. Welch Jr	Chief Administrative Officer
Merle Draper	County Legislature/Public Safety Chairman
Donald Allport	County Legislature/Public Safety Vice Chairman
Joseph Cardone	District Attorney
John Papponetti	Commissioner of DPW
Dale Banker	Director of EMO
and be it	

December 16, 2020
Resolutions 497-558

FURTHER RESOLVED, that this Legislature approves the appointment of Christopher M. Bourke as Chairman of the NYS Governor's Traffic Safety Committee.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 526-1220

APPROVING AGREEMENT FOR ASSIGNED COUNSEL ADMINISTRATOR WITH JAMES P. PUNCH

WHEREAS, that, pursuant to Resolution No. 431-1020, the Assigned Counsel Plan (ACP) provides for an Administrator for the Plan. By Resolution No. 143-320, Jeffrey R. Martin, Esq., entered into an Agreement with the County as the ACP Administrator. Jeffrey R. Martin, Esq., having provided sufficient notice that he will be resigning as the ACP Administrator as of December 31, 2020; said Agreement is hereby rescinded and replaced by the Resolution and Agreement herein; and

WHEREAS, that, on December 1, 2020, the Orleans County Bar Association voted and approved the recommendation of the Assigned Counsel Advisory Committee that James P. Punch, Esq., be nominated as the Administrator of the ACP; now be it

RESOLVED, that the Chairman of the Legislature is authorized to execute, on behalf of the County, a contract for the Assigned Counsel Administrator with James P. Punch, Esq., for providing all services as Assigned Counsel Administrator, at an annual cost of \$35,000; and said amount to be paid in quarterly installments of \$8,750 upon submission of a County Voucher at the end of each quarter, effective January 1, 2021 through December 31, 2021, all payments subject to the availability of state grant funds for this contract.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 527-1220

APPROVING AGREEMENT BETWEEN PUBLIC DEFENDER AND JOSE AVILA

RESOLVED, that this Legislature approves extending a modified Agreement between the Public Defender and Jose Avila to provide Investigative Services at the rate of \$55/hour, not to exceed an annual cost of \$20,000; effective January 1, 2021 through December 31, 2021; and to be paid from grant funds through Indigent Legal Services.

Moved, Allport; second, Draper.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 528-819

AUTHORIZING DISTRICT ATTORNEY TO CONTINUE TO PARTICIPATE IN AND TO ACCEPT THE STATE AID TO PROSECUTION GRANT RENEWAL WITH THE NYS DIVISION OF CRIMINAL JUSTICE SERVICES

WHEREAS, the District Attorney has previously obtained several grants for State Aid to Prosecution with the Division of Criminal Justice Services; and

WHEREAS, a previous grant award was accepted under Resolution No. 344-819, accepting an Aid to Prosecution Grant in the amount of \$30,200 for the period between October 1, 2019 and September 30, 2020; and

WHEREAS, the Division of Criminal Justice Services has extended that grant through April 1, 2021, to coincide with the State fiscal year, and has increased the grant total to \$45,300; now be it

RESOLVED, that the District Attorney is authorized to accept the extension of the State Aid to Prosecution Grant (AP19-1039-R03) in the amount of \$45,300 with the Division of Criminal Justice Services to provide vital resources to the DA's Office to support the enhanced prosecution of violent and serious felony offenders by maintaining increased levels of experienced prosecution personnel; and be it

FURTHER RESOLVED, that the Chairman is authorized to electronically sign the grant acceptance and all other documents related to this grant upon the review and approval of the County Attorney and Chief Administrative Officer.

Moved, Allport; second, Draper.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 529-1220

APPROVING AN INTERMUNICIPAL AGREEMENT BETWEEN ORLEANS COUNTY AND MONROE COUNTY FOR THE STORAGE AND OPERATION OF COMMUNICATIONS EQUIPMENT IN A SHELTER AND TO PROVIDE SPACE ON A TOWER SITE IN BROCKPORT

WHEREAS, Monroe County has a tower site at 38 East Ave., Brockport, NY 14420 and it is in a location to enhance interoperable communications between Orleans County and Monroe County; now be it

RESOLVED, that this Legislature does hereby approve an Intermunicipal Agreement between Orleans County and Monroe County to store and operate communications equipment in a shelter and to provide space for equipment on the Monroe County tower site at 38 East Ave., Brockport, NY 14420.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 530-1220

AUTHORIZING EXPENDING GRANT FUNDS IN THE EMERGENCY MANAGEMENT BUDGET AND APPROVING TREASURER TO SET UP NEW MONEY IN THE EMERGENCY MANAGEMENT BUDGET

RESOLVED, that this Legislature does hereby authorize the Director of Emergency Management to expend NYS DHSES State Homeland Security FY20 Grant Funds in the amount of \$16,786 for mobile and portable radios from Castner Communications, Inc., 2525 County Road 28, Canandaigua, NY 14424; NYS OGS Contract #PT68714; and be it

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to set up SHSP FY20 Grant funds as follows:

Revenue:
01.3640.4309.2020 State Homeland Security Grant \$16,786
Funds

Appropriation:

01.3640.0486.2020 Special Grants-SHSP FY20 \$16,786

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 531-1220

APPROVING SETTING UP NEW MONEY FOR PPE AS REQUIRED BY NEW YORK STATE LEGISLATION DURING THE COVID 19 PANDEMIC

WHEREAS, NYS Legislative Bill S8617B requires public employers to adopt a plan for operations in the event of a declared public health emergency involving a communicable disease which shall include identification of essential personnel, needed personal protective equipment, staggering work shifts and providing necessary technology for telecommuting; now be it

RESOLVED, that the County Treasurer is authorized to set up new moneys from the contingency fund

From:		
01.1990.0435	Contingency Fund	\$90,470
To:		
01.3640.0418.2863	COVID 19	\$90,470

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 532-1220

AUTHORIZING THE EMERGENCY MANAGEMENT OFFICE TO REPAIR OR REPLACE OROLIA NETCLOCK/GPS UNIT FOR 700/800MHZ RADIO SYSTEM

WHEREAS, the Netclock/GPS unit is a critical component for the Orleans County 700/800 MHz radio system, now be it

RESOLVED, that this Legislature does hereby approve spending an amount not to exceed \$4,500 to Orolia USA, Inc., 45 Becker Rd., West Henrietta, NY 14586 from Emergency Management Budget Line

December 16, 2020
Resolutions 497-558

01.3640.0418-Other Miscellaneous, for an emergency evaluation or replacement of the Netclock/GPS unit.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 533-1220

RESCIND RESOLUTION NO. 432-1020 EMERGENCY
MANAGEMENT RFP RESOLUTION FOR PUBLICATION ERROR
AND REQUEST PERMISSION TO ADVERTISE FOR SEALED BIDS
FOR THE ORLEANS COUNTY PUBLIC SAFETY
COMMUNICATIONS SYSTEM MAINTENANCE LABOR ONLY
AGREEMENT

WHEREAS, Res No 432-1020 approved the agreement with Radio Technologies 15 Pamda Dr., Rochester, NY 14617 for Phase 2 of the Public Safety Communications Labor Only Maintenance contract for all seven tower sites: Clarendon, Emergency Management, Medina, Albion (Public Safety Bldg.), Holley, Kendall and Lyndonville, all radio equipment, and the digital recording and logging system; now be it

RESOLVED, that this Legislature rescind Resolution No 432-1020 for a publication error; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize Emergency Management to advertise for sealed RFP's for Phase 2 of Orleans County Public Safety Radio Communications System Labor Only Maintenance agreement for all seven tower sites, all radio equipment and all digital recording and logging equipment from February 1, 2021 through May 31, 2023.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 534-1220

APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL
SERVICES AND VARIOUS AGENCIES

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

Job Development Agency, Albion, NY for the provision of employment orientation, assessments, plans and services to Public Assistance clients; to be effective January 1, 2021 through December 31, 2021. County cost is \$103,963.

Gateway-Longview, Buffalo, NY for the provision of residential foster care services; to be effective January 1, 2021 through December 31, 2021 at per diem rates established by the State, not to exceed \$500,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Angels in Your Home, Hilton, NY for the provision of Consumer Directed Personal Assistance Program (CDPAP); to be effective January 1, 2021 through December 31, 2021 at rates set by NYS Department of Health. County cost is \$0

Angels in Your Home, Hilton, NY for the provision of Personal Care Aide services to eligible Medicaid clients; to be effective January 1, 2021 through December 31, 2021 at rates set by NYS Department of Health. County cost is \$0

Villa of Hope Youth and Family Services, Rochester, NY for the provision of "Raise the Age" residential foster care services; to be effective January 1, 2021 through December 31, 2021, at per diem rates as established by the State, not to exceed \$500,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 535-1220

AUTHORIZING FILLING VACANCIES IN THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, as the result of a resignation, this Legislature does hereby authorize filling a vacant full-time Caseworker position (6010.0221) in the Department of Social Services at Grade 16 of the CSEA Salary Schedule effective December 17, 2020; and be it

December 16, 2020
Resolutions 497-558

FURTHER RESOLVED, that this Legislature does hereby authorize filling a vacant full-time Social Welfare Examiner position (6010.0249) at Grade 13 of the CSEA Salary Schedule effective January 4, 2021.

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 536-1220

**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 due to recent resignations, promotions and reorganizations; now be it

RESOLVED, that this Legislature does hereby abolish a full-time Director of Social Services position (6010.0101) effective October 31, 2020, a full-time Caseworker position (6010.0213) effective December 31, 2020, and a full-time Supervising Social Welfare Examiner position (6010.0502) effective December 31, 2020; now be it

FURTHER RESOLVED, that this Legislature does hereby create a full-time Supervisor Grade A position at Grade 23 of the CSEA Salary Schedule effective January 1, 2021.

FURTHER RESOLVED, this Legislature does also hereby create a full-time Director of Temporary Assistance position at Grade 7 of the Orleans County Management Compensation Schedule effective January 1, 2021; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize filling these newly created vacant full-time positions effective January 1, 2021; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the filling of a vacant full-time Supervisor Grade B position (6010.0203) at Grade 21 of the CSEA Salary Schedule effective January 1, 2021.

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 537-1220

APPROVING RENEWAL AGREEMENTS BETWEEN OFFICE FOR
THE AGING DEPARTMENT AND VARIOUS AGENCIES

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

Center for Elder Law Justice, Inc. 438 Main Street, Suite 1200 Buffalo, NY 14203 to provide legal services for Orleans County residents age 60 and older from January 1, 2021 to December 31, 2021 at a cost of \$7,000. County cost is \$700.

Ellen Foster, RD of 33 Willmont Street, Rochester, NY to provide dietician services for Orleans County residents age 60 and older from January 1, 2021 to December 31, 2021 at a cost not to exceed \$14,840. County cost \$651.

Community Action of Orleans and Genesee, Inc 409-411 E. State Street, Albion, NY to provide transportation services for Orleans County residents age 60 and older from January 1, 2021 to December 31, 2021 at a cost of \$25,500. County cost is \$3,159.

Western New York Integrated Care Collaboration, 742 Delaware Avenue, Buffalo, NY 14209 -OFA subcontractor to provide Meals on Wheels from January 1, 2021 to December 31, 2021 to clients needing services, Western New York Integrated Care Collaboration will reimburse Orleans County Office for the Aging per home delivered meals. The county approved an agreement for an initial term of one year with an additional one year renewal, to be reviewed in 2022. County cost \$0 – Revenue Source.

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 538-1220

AUTHORIZING ACCEPTANCE OF A DONATION TO THE OFFICE
FOR THE AGING AND AUTHORIZING THE TREASURER TO SET UP
NEW MONEY IN THE OFFICE FOR THE AGING BUDGET

WHEREAS, the Orleans County Office for the Aging wishes to send its sincere thank you to the leaders of #MedinaStrong shirt effort have generously donated the proceeds of their t-shirt sale; and

WHEREAS “#MedinaStrong” would be a good rallying cry for the community, encouraging residents and businesses to stay positive during a tough time and support local organizations; now be it

RESOLVED, that this Legislature accepts a donation to assist the Orleans County Office for the Aging who provide services and information and assistance to older adults in Orleans County, and be it

FURTHER RESOLVED, that the Treasurer is authorized to set up new money in the Office for the Aging’s budget, as follows:

Revenue:		
01.0001.2705	Gifts and Donations	\$1,000
Appropriation:		
01.6772.0473	Nutrition	\$1,000

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 539-1220

APPROVING AGREEMENT BETWEEN ORLEANS COUNTY PUBLIC WORKS DEPARTMENT AND RYAN PLUMBING

RESOLVED, that this Legislature approves an agreement between the Public Works Department and Ryan Plumbing, 11 Comfort Street, Rochester, NY 14620 to provide inspection and maintenance of the sprinkler system at the Public Safety Building effective January 1, 2021 through December 31, 2024 for the amount \$2,116.00 per year; and be it

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

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 540-1220

APPROVING AGREEMENT WITH THE DEPARTMENT OF PUBLIC WORKS AND LABELLA ASSOCIATES, P.C.

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 Engineering services for Culvert Inspection and GIS Project in Orleans County. LaBella will perform these services under the Term Agreement for Professional Architectural and Engineering Services, Resolution no. 47-217.

FURTHER RESOLVED, this agreement is effective as soon as the County gives notice to proceed at a cost not to exceed \$34,000.00 and to be paid out of the Capital Project Infrastructure for Culvert Improvements Account #H-5120.251.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 541-1220

AUTHORIZING SETTING UP NEW MONEY IN THE DEPARTMENT OF PUBLIC WORKS

RESOLVED, that the County Treasurer is authorized to set up new money in the Department of Public Works budget due to an increase in funding reimbursement from NYSDOT Consolidated Local Street and Highway Improvement Program (CHIPS), as follows:

Revenue:			
03.5112.3501	CHIPS Revenue Account		\$112,113.49
Appropriation:			
03.5112.0436	Road Construction	–	\$112,113.49
	Materials		

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 542-1220

AUTHORIZING CREATION AND FILLING OF POSITION IN THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Department of Public Works continuously reviews staffing to provide more efficient operations of County business due to retirements and reorganizations; now be it

RESOLVED, that this Legislature does hereby authorize the creation of a 2nd permanent full-time Deputy County Highway Superintendent position at Grade 10 of the Management Compensation Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created, vacant position effective January 1, 2021.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 543-1220

AUTHORIZING FILLING VACANCY 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 (5110.23) 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 January 1, 2021.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 544-1220

AUTHORIZING FILLING OF VACANCIES IN THE DEPARTMENT OF PUBLIC WORKS

RESOLVED, as a result of a retirement, this Legislature authorizes the filling of a vacant full-time Motor Equipment Operator Lead-Person position (5110.11) at Grade H4 of the CSEA Salary schedule; and be it

RESOLVED, as a result of reorganization, this Legislature authorizes the filling of a vacant full-time Motor Equipment Operator Lead-

Person position (5110.10) at a Grade H4 of the CSEA Salary schedule; and
be it

FURTHER RESOLVED, upon the replacement of the two Motor
Equipment Operator Lead-Person positions, the two Motor Equipment
Operator positions (Position No. 03.5110.XX) and (Position No.
03.5110.XX) will be abolished.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to approve a Certified Code Enforcement Officer for
the County and to be paid a stipend for his services; second by Legislator
Miller. Legislator Eick made note that Bryan Hazel is already the Code
Officer for the Town of Carlton, therefore he has already been trained for
this position and then can oversee the county's needs. Jack Welch, Chief
Administrative Officer also noted that now we will have someone to
complete the county's Annual Report that needs to be submitted concerning
our enforcement of county codes. The following resolution was adopted:

RESOLUTION NO. 545-1220

**AUTHORIZING STIPEND FOR SERVICES OF A CERTIFIED CODES
ENFORCEMENT OFFICER**

RESOLVED, that this Legislature does hereby approve Bryan Hazel
to perform the functions of a Certified Code Enforcement Officer and shall
be paid a stipend in the amount of \$2,000 a year; effective January 1, 2021.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 546-1220

**APPROVING INTERMUNICIPAL AGREEMENTS BETWEEN
GENESEE COUNTY AND ORLEANS COUNTY**

WHEREAS, The Youth Bureau Director presented an agreement
with Genesee County to the Economic Assistance and Opportunity
Committee for the operation of the Youth Bureau and for the operation of

December 16, 2020
Resolutions 497-558

the STOP-DWI Public Information and Education Component for 2021;
now be it

RESOLVED, that the Chairman 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 \$5,266.25 per quarter from January 1, 2021 through December 31, 2021 for a total of \$21,065; and be it

RESOLVED, that the Chair of the Orleans County Legislature is hereby authorized and directed to execute and agreement and all necessary documents between the County of Genesee and the County of Orleans for the operation of the STOP-DWI Public Info and Education Program by Genesee County at a cost not to exceed \$10,475 to the Orleans County STOP-DWI Program for January 1, 2021 through December 31, 2021.

Moved Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 547-1220

APPROVING PURCHASE BETWEEN ORLEANS COUNTY BOARD OF ELECTIONS AND TENEX SOFTWARE SOLUTIONS, INC.

RESOLVED, that this Legislature approves the purchasing of items needed for the additional 15 Electronic Poll Books I-Pads and the Precinct Central EPB Software License from Tenex Software Solutions, Inc. for the total cost of \$10,860.00 Tenex Software Solutions, Inc. State Contract Number: PC.68742 Group Number: 76000 Award Number: 23167. This purchase will be no cost to Orleans County because this amount will be reimbursed by Shoebox Money Contract.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 548-1220

AUTHORIZING FILLING PART TIME VACANCY IN THE BOARD OF ELECTIONS

RESOLVED, as a result of a retirement, this Legislature does hereby authorize the filling of a vacant part time Voting Machine Technician in the Board of Elections at a hourly rate of \$19.06 effective December 17, 2020.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 549-1220

APPOINTING COMMISSIONER OF ELECTIONS - REPUBLICAN

WHEREAS, the current term for the Commissioner of Elections expires December 31, 2020; and

WHEREAS, a recommendation has been received from the Orleans County Republican Committee recommending that Kathleen M. Case be reappointed as Commissioner of Elections effective January 1, 2021; therefore, be it

RESOLVED, that this Legislature appoints Kathleen M. Case as the Commissioner of Elections for the term of January 1, 2021 through December 31, 2022 at the rate of pay authorized in Resolution No. 502-1220, the adopted 2021-2022 Management Compensation Plan, at an annualized salary as set forth below:

January 1, 2021 – December 31, 2021	\$20,823
January 1, 2022 – December 31, 2022	\$21,239

Moved, Eick; second, Miller.
Moved, 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 550-1220

APPOINTING COMMISSIONER OF ELECTIONS - DEMOCRAT

WHEREAS, the current term for the Commissioner of Elections expires December 31, 2020; and

WHEREAS, a recommendation has been received from the Orleans County Democrat Committee recommending that Janice Grabowski be reappointed as Commissioner of Elections effective January 1, 2021; therefore, be it

RESOLVED, that this Legislature appoints Janice Grabowski as the Commissioner of Elections for the term of January 1, 2021 through December 31, 2022 at the rate of pay authorized in Resolution No. 502-1220, the adopted 2021-2022 Management Compensation Plan, at an annualized salary as set forth below:

January 1, 2021 – December 31, 2021	\$20,823
January 1, 2022 – December 31, 2022	\$21,239

Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 551-1220

**APPROVING AGREEMENT BETWEEN COUNTY OF ORLEANS AND
COMMUNITY ACTION OF ORLEANS & GENESEE**

RESOLVED, that this Legislature approves the agreement between the County of Orleans and Community Action of Orleans & Genesee, 409 East State Street, Albion, NY 14411 to provide services for an Orleans County leadership development program (Leadership Orleans). Leadership Orleans is a year-long education program focused on building leadership skills while exposing participants to the necessary knowledge, experiences and people that make a community work. This contract will encompass program development and implementation to ensure a successful 2021 Leadership Orleans program with a class size of 26, subject to County Attorney approval; effective January 1, 2021 through December 31, 2021 at a cost of \$16,000 to be paid from Undistributed Expense Account A1910.418 – Other Contractual. County cost \$16,000.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 552-1220 – Withdrawn by Legislator Eick

***AUTHORIZING THE TREASURER TO TRANSFER FUNDS FROM SOLID
WASTE TO CAO BUDGET***

RESOLVED, that the Treasurer is authorized to transfer monies from Solid Waste account to the CAO Budget, to pay the phone bill for Verizon Wireless, PO Box 408, Newark, NJ 07101-0408:

From:
02.8160.0401 *Solid Waste cell phone* \$600

To:
01.1020.0421 *CAO Telephone/Internet* \$600

Moved, Eick; second,

RESOLUTION NO. 553-1220

APPROVING EXTENSION/RENEWAL AGREEMENTS BETWEEN ORLEANS COUNTY AND PARK STRATEGIES, LLC,

RESOLVED, that this Legislature does hereby extend an agreement for twelve months with Park Strategies to provide Federal Government Affairs Services for Orleans County through December 31, 2021 at a cost of \$5,000 per month to be paid from Legislature Account – A1010.418 – Other Contractual Expenses; and be it

FURTHER RESOLVED, that this Legislature does hereby extend an agreement for twelve months with Park Strategies to provide State Government Affairs Services for Orleans County through December 31, 2021 at a cost of \$2,500 per month to be paid from Legislature Account – A1010.418 – Other Contractual Expenses; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman to execute the agreement extensions with Park Strategies, subject to the review and approval of the County Attorney and Chief Administrative Officer.

Moved, DeRoller; second, DeFilipps.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 554-1220

APPOINTING CLERK OF THE LEGISLATURE

RESOLVED, that this Legislature appoints Lisa Stenshorn, of Kendall, N.Y., to the position of Clerk of the Legislature, at grade 6, step 3, of the Management Salary Schedule, effective January 1, 2021.

Moved, Eick; second, Miller.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 555-1220

AUTHORIZING FILLING VACANCY IN THE OFFICE OF THE CLERK OF THE LEGISLATURE

WHEREAS, the Deputy Clerk of the Legislature has been appointed the Clerk of the Legislature effective January 1, 2021; now, therefore be it

RESOLVED, that this Legislature authorizes the filling of the vacant full-time Deputy Clerk of the Legislature position (1040.3) in the office of the Clerk of the Legislature at a Grade 3 of the Management Compensation Plan effective January 1, 2021.

Moved, Eick; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 556-1220

SETTING LEGISLATURE MEETING SCHEDULE FOR 2021

RESOLVED, that the 2021 regular meetings of the Orleans County Legislature will be held on the fourth Wednesday of the months of January through October at 4:30 PM at the Orleans County Legislative Chambers; and be it

FURTHER RESOLVED, that the the regular November meeting of the Orleans County Legislature will be held on the third Wednesday of the month at 4:30 PM at the Orleans County Legislative Chambers; and be it

FURTHER RESOLVED, that the the regular December meeting of the Orleans County Legislature will be held on the third Monday of the month at 4:30 PM at the Orleans County Legislative Chambers; and be it

FURTHER RESOLVED, that should additional meetings warrant scheduling, special meetings will be called with proper notice as described by Open Meetings Law Article 7, Section 104; and be it

FURTHER RESOLVED, that Legislative workshops will be scheduled one and ½ hour prior to the scheduled conference session unless otherwise posted.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 557-1220

**AUTHORIZING PAYMENT OF CLAIMS FOR JANUARY 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 January 13, 2021:

<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 January 27, 2021:

<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, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

The following add on resolutions were adopted:

RESOLUTION NO. 558-1220

**APPROVING PROPOSAL FOR PROFESSIONAL SERVICES WITH
WENDEL FOR VESTIBULE EXPANSION**

RESOLVED, that this Legislature does hereby approve a proposal for professional services with Wendel, Center Point Corporate Park, 375 Essjay Rd, Suite 200 Williamsville for professional services to evaluate the options to expand the main public entrance vestibule of the existing County Office Building to allow for more room for security measures and COVID 19 protocols at a professional fee not to exceed \$20,000.

Moved, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Allport brought awareness that on December 7th our Country recognized the 79th Anniversary of Pearl Harbor. Tens of thousands of patriots stepped forward to defend our citizens, our nation and our constitution. These were young men that were 17, 18, 19 year olds at the time that were in harms way very quickly. Many of our veterans that lived through this event never wanted to tell their story. They were afraid that others would have the dreams of what they had of what was experienced during this event. When they got older, they did discuss it and the memories were very vivid like they were back living that event.. After the terrorists attack of 911, the White House put up a gold star tree, usually in the east wing, to recognize all of the americans and their families who lost their loved ones fighting in the war of terror. Legislator Allport stated that throughout the history of our country, many people have stepped forward to protect our constitution in guaranteeing us our right of freedom of speech, religion and assembly. He thinks it is pertinent that every american understands the importance of defending these rights and to stand up to protect from the enemy, domestic and foreign. An oath that our military personnel takes on for life and lives by, as well as what every american should do as well. It is these sacrifices that have allowed us to live freely in this great republic.

Legislator Johnson ended today's meeting by stating that congress failed to reach a compromise on the pandemic relief today, to aid states and local governments. They have failed New Yorkers and also have failed generations to come. Like what Legislator DeFilipps stated, those costs are now lying on the indivisual counties. They have failed our neighbors who need help and tax payers who try to make ends meet. They have failed our local Health Department, the workers who have labored around the clock for nine months to protect his community from this terrible pandemic. They have failed thousands of county works across this state who have lost their jobs.

With their being no further comments offered Legislator DeRoller moved to adjourn the last meeting of the year; second by Legislator Allport. Meeting adjourned at 5:23 p.m.

A

Aging Advisory Board
 Appointments.....116

Aging, Office for the
 Agreements
 Center for Elder Law Justice422
 Community Action Orleans/Genesee
422
 ErieNiagara MLTCP Inc178
 Fidelis Care178
 Foster, Ellen RD422
 Hospice of Orleans177
 Independent Living Services.....178
 Kalos Health178
 Nascentia Health178
 P2 Collaborative of WNY80
 Western New York Integrated Care
 Collaboration423
 WNY Integrated Care Collaborative .34

Budget
 Set Up New Money340, 423

Donations423

Grants
 NYS Office for the Aging
 NY Connects
 Enhancement/Expansion.....210

Positions
 Abolish 34, 211
 Create and Fill 34, 211, 371

Agricultural Districts
 Additions
 Adopted231
 Public Hearing Set199

Alternatives to Incarceration
 Appointments.....108

Appointments
 Aging Advisory Board116
 Alternatives to Incarceration.....108
 Board of Ethics42
 Community Services Board.....61, 200
 Continuity of Government Advisory
 Committee25, 306
 Emergency Medical Services Council .113,
 146
 Employee Assistance Program49, 398
 Fire Advisory Board114
 Fish & Wildlife Management Board85
 Genesee Finger Lakes Planning Council.17
 Genesee Transportation Council41
 Industrial Development Agency7, 148

Intercounty Association Delegates..... 6
 Jury Board42
 Medical Scholarship Committee 191
 NYS Governor's Traffic Safety Committee
 414
 Oak Orchard Watershed Board..... 58
 Planning Board 17, 56
 Radio System Advisory Board 112
 Safety Committee 124
 Soil & Water Conservation Board . 18, 408
 STOP DWI Committee 204
 Youth Board 120

Assigned Counsel Plan
 Administrator, James P. Punch 415

Auction/In Rem
 Sale of Properties 357
 Setting Date and Terms. 50, 139, 229, 300

B

Board of Ethics
 Appointments 42

Broadband
 Grant
 USDA Reconnect Program 89

Budget
 Adopted 379
 Apportionment 379
 Public Hearing Set 319

C

Capital Projects
 County Office Building Addition
 Payments ..86, 148, 188, 214, 287, 347

Infrastructure Projects
 Bridge Replacement Program 82
 Payments 147, 183, 213, 249, 283, 343

REDI Project
 Payments 344

REDI Projects
 Payments 284, 312

Central Repair Account
 Set Up Funds 94

Chief Administrative Officer
 Appointment..... 123
 Cell Phone Use 123

Clerk of Legislature
 Appointed 2, 431

Clerk of the Legislature
 Positions
 Vacancies 431

Community Colleges		Verizon Wireless	313
Capping Expenses	321	Wendel	268, 285, 433
Community Services Board		Chairman, Duties - Coronavirus	125
Appointments	61, 200	Offical Undertakings	216
Computer Services		Out of County Travel Ban	123, 284
Agreements		Payments	
Brite Computers	291	NYSAC	
Dell Financial Services		Government Consultation Services	
Master Lease	47	41
Digium Inc	48	Procurement Policy and Procedures	128
Houseman Refrigeration	297	County Attorney	
Layer 3 Technologies	48	Appointed	2
New Horizons/Logical Operations	257	County Clerk	
Spectrum Communications	295	Agreements	
Analog Pots Line Service	297	Avenue Enterprise Solutions	391, 396
Cable TV Boxes	296	Avenue Enterprise Solutions Inc.	355
Cell Phone Use	298	Quadient Leasing	92
Grant Expenditures		Positions	
Cyber Security Training	195	Create and Fill	12, 294, 395
Payments		Vacancies	395
Free Public Internet Access	253	Setting Salary, Clerk	395
Positions		Courthouse	
Create and Fill	258	Authorize Use of Grounds	11
Purchases		COVID 19	
Cyber Security Training	257	Modification of Operations	188
Mitsubishi A/C System	298	Positions	
Sophos End Point Software	13	Abolish	374
Sophos Wireless Management		Create and Fill	374
Platform	291	Temporary	374
Continuity of Government Advisory		RTS Reopened	193
Committee		Thank you Expressed	194
Appointments	25, 306		
Continuation	25, 306		
Cooperative Extension			
Agreement	18		
Coroners			
Coroner's Physician, Salary	411		
County			
Agreements			
Clarendon, Town of	146		
Enterprise Fleet Management	315		
Industrial Development Agency	8		
Lake Country Media	286		
NYS Department of State			
Local Government Services			
Lake Ontario Harbor Dredging			
.....	132		
Park Strategies	187, 430		
Royal Employer Services	402		
Salmon, Roy & Scott	260		
Sanzo Beverage Co	155		
Toshiba Business Solutions	13, 250		
UGI Energy Services	83		

D

Department of Public Works

Agreements	
C.P. Ward Inc.	341
C.P. Ward, Inc.	240
CHA Consulting	82
Comprehensive at Orleans	84
Constellation New Energy, Inc.	312
CustomCarpet Centers	312
Donegal Construction	241
Doritex Corporation	83
Emergency Power Systems	84, 181
Environmental Construction Group	84
Garland/DBS, Inc.	283
Labella Associates	81, 82, 180, 240,
342, 424	
Midland Ashphalt	242
NYS Department of Transportation	212
NYS Unified Court System	282
NYSERDA	372

December 16, 2020
Resolutions 497-558

Otis Elevator Company.....	84, 119	COVID 19.....	92, 159, 254, 395
Ryan Plumbing	424	COVID Testing	379
Shred-it USA	283	DPW Thanked	193
Stephenson Equipment.....	179	Figura, Mental Health Director	362
Suit-Kote Corporation	241	Finger Lakes Region Control Room	220
Trane U.S. Inc.	212	First Responders, Recognition.....	132
UGI Energy Services.....	83	Foodlink Distributions .	193, 221, 256, 317
Wendel Companies	117	GLOW WDB Annual Meeting/Awards .	353
Wendel Energy Services	372	Health Resources & Services	
Zebra Paint Striping.....	282	Administration	
Bids		Rural Communities Opioid Response	
Materials and Commodities	129	Program Implementation Grant	157
Budget		Home Care Month	354
Set Up 2019 Unexpended Funds.....	40	Human Trafficking.....	11
Set Up New Money	182, 250, 373, 375, 425	Job Training, Ages 16-25	44
Transfer of Funds	118	Lake Levels	395
Certified Codes Enforcement Officer		LWRP/Canal	11
Appointed	427	Medicaid Growth Cap	77
Stipend	427	O'Brien, Mark.....	156
Commissioner		Pearl Harbor.....	434
Appointed	5	Sale Tax Distribution	196
Equitable Business Opportunities		Saving Life at Walmart	394
Administrator.....	179	Small Businesses	350
Fuel Farm		USDA Reconnect Program.....	89
Feasibility Study	180	District Attorney	
Lease		Agreements	
Chevrolet Silverado Pickups (3).....	343	Department of Justice.....	26
Marchiselli Program		NYS DCJS	
Bridge Preventative Maintenance		Aid to Prosecution	416
East Oak Orchard Street.....	238	Legislation	
Lakeside Bridge	35, 237	Non Resident Assistant District	
Bridge Replacement		Attorney	27
Yates Carlton Townline Rd	37		
Ownership/Maintenance			
East Kent Road Bridge	310		
Payments			
CAT Dump Truck, Repair	181		
Custom Carpet Centers	91		
Positions			
Create and Fill	118, 425		
Temporary.....	254		
Vacancies	283, 311, 425, 426		
Purchases			
Ashphalt Roller	342		
Hunter Peterbilt Tractor.....	39, 180		
Kubota Tractor w/Attachments	39		
Office Furniture	118		
Rescind			
Res. No. 238-520	250		
Salary Review Upgrades	299		
Discussion			
Chairman, Recognition	132		

E

Elections	
Agreements	
NYS Board of Elections	
Cybersecurity Remediation and	
Mitigation	213
HAVA	
Cares COVID	186
Operations/Shoebox Program	
.....	121
Voter Education/Poll Worker	
Training	121
Tenex Software Solutions	428
Budget	
Set Up Grant Funds.....	121
Set Up New Money	186
Commissioner of Elections	
Appointment	
Democrat.....	429

Republican	428	Rourter/Switch, Clarendon Radio	
Payments		Communications Tower Site.....	368
Annual Mailing to Registered Voters		Rugged Tablet, EMO Pickup.....	29
.....	122	SCBA Equipment	308
Positions		Request For Proposal	
Vacancies	313, 428	Public Safety Communications System	
Purchases		Maintenance	208
Electronic Poll Book I-Pads.....	428	Surplus and Obsolete Equipment	
New Website.....	345	Disposal.....	276
Emergency Management		Emergency Medical Services Council	
Agreements		Appointments	113, 146
Clarendon, Town of.....	146	Employee Assistance Program	
Community Action of		Agreements	
Orleans/Genesee	145	Royal Employer Services	402
Exacom.....	28	Appointments	49, 398
Fred A. Nudd Corporation	369	Budget and Plan, 2020	49
Monroe County.....	417	Equilization Table	380
NYS Division of Homeland Security/ES		Executive Session	134, 292, 350, 378
EMPG FY20.....	307		
SHSP FY20	111		
SICG FY19	30		
Radio Technologies	208, 337, 419		
Sanzo Beverage Co. Inc.	155		
Budget			
Set Up Grant Funds .31, 112, 175, 208,			
209, 219, 234, 235, 275, 276, 289,			
308, 369			
Set Up New Money	28, 29, 68, 418		
Deputy Director			
Created.....	30		
Grant Expenditures			
Cyber Security FY17.....	235		
EMPG FY19	111		
EMPG-S FY20.....	289		
SHSP FY18.....	111		
SHSP FY19.....	67, 208		
SHSP FY20.....	308, 417		
SICG FY19	218, 234, 369		
Grants			
NYS Division of Homeland Security/ES			
Grants			
COVID 19 Supplemental FY20			
.....	235		
Payments			
Harris Corporation.....	276		
Repair/Replace Radio Equipment ..	419		
Personal Protective Equipment.....	418		
Purchases			
Mobile/Portable Radios	417		
Portable Radios	289		
Portable Radios/Accessories	234		
Propane Tanks (3).....	175		
Radio Equipment, EMO Pickup.....	29		

F

Fire Advisory Board	
Appointments	114
Fish and Wildlife Management Board	
Appointments	85

G

Genesee Finger Lakes Planning Council	
Appointments	17
Bond.....	16
Genesee Transportation Council	
Appointments	41
GLOW WDB	
By-laws, Revisions	372

H

Health Department	
Agreement	
Enterprise Fleet Management	365
Agreements	
3D Delivery Inc.....	20
ACM Medical Laboratory	165, 232
AED Services	20
Agri-Business Child Development	
Holley.....	19, 62
Biosan Disposal	329
Bogan and Tuttle Funeral Home	62
Bogan, Katherine	20
Cantalian Center for Learning	62
CDC Covid 19	
Vaccination Program	329

December 16, 2020
Resolutions 497-558

CDC PHAP		Set Up New Money ...	21, 23, 143, 144, 166, 252, 264, 305
Associate	329	Transfer of Funds	365
Public Health Advisor	329	Cell Phone Use	266
Christopher Mitchell Funeral Home	62	Expansion of Hours	
Cooper Funeral Home	62	Administrative Officer	102
DiCarlo, Angelo Jr.	20	Director	266
Dressler, Linda	304	Grade Adjustment	
Fair Bridge Inn & Suites	305	Director	266
Finger Lakes Therapy Works PLLC	328	Grants	
Genesee Delivery	20	Association of Food and Drug Officials	
Greater Rochester Health Foundation		Voluntary National Retail Food	
.....	232	Regulatory Program Standards	
Health Research Inc.....	144, 232, 264	21
James McGuinness & Associates	263	Kresge Foundation	
Kenyon, Kimberly	328	Emerging Leaders in Public Health	
Kresge Foundation	330	265
Medina Memorial Hospital	165, 411	Lease	
Monroe County Public Health	63, 142, 154, 328	2021 Chevrolet Silverado	365
NACCHO	22, 63	Out of State Travel	23, 24
Newbird.....	21	Payments	
NMS Labs.....	305	Genesee Co. Department of Health	22
NYS Department of Health		Positions	
Children with Special Health Care		Abolish	330
Needs.....	327	Temporary	264, 366
Elevated Blood Lead Levels	166	Temporary	330
Water Supply Protection.....	165	Vacancies	265, 331
Oak Orchard Community Health		Purchases	
Center	21, 305	Rabies Vaccine	24
Orl. Co. Department of Public Works		Highway Department	See Department of Public Works
.....	264	Historian	
Orl. Co. Office of the Aging.....	21	Appointed	288
Orleans Community Health	165, 411		
Phouthayong, Chittadaphone	411		
Quickseries Publishing.....	201		
Reeves, Laura	101		
Roberts Wesleyan College.....	143		
Rochester CP	101		
Room to Bloom Therapy Services	304		
Strategic Management and Marketing			
.....	142		
Time to Grow Services	328		
Transpo Bus Services.....	328		
United Cerebral Palsy of Rochester	101		
United Memorial Medical Center.....	411		
WNY Bus Co. Inc.....	329		
WNY Counties Intermunicipal			
Agreement	63		
Wyoming County Health Department			
.....	20		
Younge, Mary	143		
Budget			
Set Up 2019 Unexpended Funds	64		

I

J

Set Up 2019 Unexpended Funds	80
Finger Lakes 2017 Regional Plan	
Workforce Development 2019	
Revisions	117
GLOW Workforce Development	
Area Local Plan	35
Jury Board	
Appointments	42
L	
Leadership Orleans	
Agreements	
Community Action of	
Orleans/Genesee	430
Payments	
2019 Participants (3)	86
Legislation	
Non Resident Assistant District Attorney	
.....	27
Legislature	
Chairman, Appointed	1
Chairman, Temporary Appointed	1
Communications	
Jail COVID 19 Protocols	392
Resignation Letter, Clerk of Leg	394
White House Letter	393
Compensation Fixed	2
Designated Newspaper	3
In God We Trust, Dedication	46
Majority/Minority Leaders Designated	4
Meeting(s)	
Schedule	9, 432
Meetings	
Recessed	134
Special	134
Oaths of Office	2
Out of State Travel	43, 85
Remembered	
Bower, George	392
Radzinski, Ronald	221
Roberts, Orren	317
Salaries, 2021	402
Special Meetings	135
Special Recognition	
Aging, Office for the	159
Ballard, Matt	158
Calvary Cupboard	159
Colonna, Kevin – Sheriff Investigator	
.....	394
Community Action Orleans/Genesee	
.....	159
DPW	46

Ettinger, Brian	46
Fuller, Steven	46
Gregson, Scott - NYS Trooper	394
Kremblas, Adam	353
Krull, Wayne	46
Mannella, Ronald	256
Morgan, Edward	47
National Correctional Officers	159
National Police Week	159
O'Brien, Mark	137
Orleans County Cornell Cooperative	
Extension	353
Public Safety National	
Telecommunicators	137
Schmidt, Scott	353
Yaskovich, Gina	353
Vice Chairman, Appointed	1
Local Laws	
Hotel/Motel Occupancy Tax	
Adoption	322
Public Hearing Set	260
Override Tax Levy Limit	
Adoption	324
Public Hearing Set	315
Salaries	
Adoption	399
Public Hearing Set	356

M

Management Compensation Plan	
2021-2022, Approved	399
Marine Park	
Agreements	
Bierstine, Ronald	56
Suburban Electric	94
Vicks Plowing, Landscaping and	
Removal	140
Bids	
Electrical Infrastructure	94
Medical Scholarship Committee	
Appointments	191
Mental Health	
Agreements	
Amos, Brian	261
Bogan, Kathy, Co. Attorney	409
Botting, Angela	364
Burbank, Ann	60, 409
Community Action Orleans/Genesee	
.....	408
Coordinated Care Services	19, 326, 410
EFPR Group LLP	409
GCASA	19, 409

General Physician262
 Genesee County Public Health364
 Hillside Children's Center59
 HRI Laboratory Equipment Loan364
 Integrity Partners for Behavioral
 Health410
 Kansas Health Institute364
 Kovac-Tantallo, Linda96
 Language Line Services.....326
 Living Opportunities of DePaul.19, 410
 Mental Health Association
 Genesee/Orleans409
 Mental Health Association of
 Genesee/Orleans60
 Molina Healthcare of NY164
 New York Care Coordination Program
410
 NYS Office of Mental Health302
 Oak Orchard Community Health
 Center58, 97
 Ortega, Tulio..... 60, 96, 154, 326, 409
 Otis Elevator.....96
 Restoration Society409
 Roberts Wesleyan410
 Rowan, Jennifer.....364
 Spectrum Human Services60, 410
 Stein, Patrick409
 Stein, Patrick MD.....141
 SUNY Brockport.....262
 TenEleven Group.....98
 West Interactive Services Corp60
Budget
 Set Up From Reserve 61, 99, 363
 Set Up New Money 199, 231, 303, 310,
 340
 Cellular Phone Use 128, 263, 303
 Competency Restoration Services, Cost
 Shift.....99
Director
 Interim Appointed.....141
 Director, Appointed.....363
Positions
 Abolish262
 Create and Fill262
 Vacancies 200, 262, 327
Mercy Flight
 Agreement.....85
Mortgage Tax Distribution.....160, 354

N

**Niagara Orleans Regional Land
Improvement Corporation**

Agreements..... 286
NORLIC
 Conveyance
 544 East State Street, T/Albion 361
NYS Governor's Traffic Safety Committee
 Appointments 414

O

Oak Orchard Watershed Board
 Appointments 58
OCDSA
 Agreements
 Union Contract 368

P

Payment in Lieu of Taxes
 Agreements
 DG New York CS II, LLC..... 290
 DG New York CS, LLC..... 397
Payment of Claims..... 43, 87, 127, 151, 190,
 217, 251, 287, 314, 348, 374, 432
Personnel and Self Insurance
 Abolish Positions Not Budgeted..... 403
 Agreements
 CaHill Tech Inc..... 404
 Coventry Health Care Workers
 Compensation Inc. 162
 Occupational Safety Consultants ... 404
 Oliver Wyman 403
 Director
 Appointed 161
 Layoffs, Covid 19 135
 Payments
 CaHill Tech Inc., Modules..... 138
 Policy
 Families First Coronavirus Response
 Act 138
 Positions
 Abolish 161
 Create and Fill 93, 161
 Salaries
 Management and Part-time 401
 Salary Review Upgrades..... 299
 Standard Work Day/Retirement
 Reporting 196, 222, 357
PILOT PAYMENTS
 Heritage Wind Energy Project, Barre .. 376
Planning and Development
 Deputy Director
 Create and Fill 301
 Positions

Vacancies95

Planning Board

Appointments.....17, 56

By Laws, Amend57

Policies

Procurement

DPW, Amend345

Policy

Commercial Cardholder Agreement.....227

Public Inspection of Records149

Privilege of Floor

Godfrey, David.....89

Schmidt, Bruce91

Probation

Agreements

Automon Corporation201

NYS Division of Probation and
Correctional Alternatives

State Aid.....167

Satellite Tracking of People.....412

Grants

NYS DCJS

Ignition Interlock Devices.....412

Positions

Create and Fill25

Vacancies25

Proclamations

National Public Health Week.....92

National Travel and Tourism Week137

Older Americans Month159

Pretrial, Probation, and Parole

Supervision Week.....221

Sheriff's Week294

Public Defender

Agreement

Orleans County Bar Association336

Agreements

Avila, Jose.....416

Gapa, Sandra66, 205

Justice Court Liaison66

Legal Aid Bureau of Buffalo66

Martin, Jeffery.....109

NYS Office of Indigent Legal Services
.....173, 205

Secretarial Services145, 174

Appointed.....206

Assigned Counsel Administrator109

Assigned Counsel Plan.....336

Budget

Set Up Grant Funds110

Data Officer205

Justice Court Liaison205

Office Relocation Project.....91

Positions

Abolish 206

Create and Fill 66

Public Defender, Full-time 206

Stipend

Asst. Public Defender, FT 66

Public Defender, FT..... 207

R

Radio System Advisory Board

Appointments 112

Real Property Tax Service

Agreement

Genesee County..... 355

Agreements

Applied Business Systems 295

Payments

Real Property System Licensing Fee
(RPS) 356

Positions

Temporary 194

Vacancies 93

Salary Review Upgrades..... 299

Records Management

Officer Appointed 5, 407

Retention and Disposition Schedule

LGS-1, Adopted 259

REDI Projects

Lakeshore Road Improvements

Coastal Consistency Documentation
..... 246

Lead Agency..... 185

Negative Declaration 248

Wendel, Professional Services 117

Point Breeze Boat Launch

Coastal Consistency Documentation
..... 242

Lead Agency..... 183

Negative Declaration 244

Wendel, Professional Services 118

Resolutions

Oppose

Competency Restoration Services,
Cost Shift 99

Proposed Abrogate of Home Rule . 130

Rescind

Budget Adjustment, DPW 182, 250

EMO RFP, 432-1020 419

Support

Community College Funding..... 320

Computers for Veterans/Students. 281

COVID 19 Fourth Stimulus 152

Enhanced FMAP Funding	150	Child Passenger Safety.....	270
Federal Medicaid Matching Funds ..	214	Police Traffic Services	271
Hazardous Dam Remediation.....	71	Rumble, Dr. Mark.....	413
Medicaid Growth Cap, Preserve 0%.	78	Watch Systems LLC	413
NYS Police Reform and Reinvention		Budget	
Collaborative, funding.....	273	Set Up New Money 104, 107, 144, 170,	
Preserve Aid to Health Departments,		172, 202, 233, 271, 306	
Covid-19.....	331	Setting Up New Money.....	414
Recruitment of Fire/EMS Volunteers		Transfer of Funds ... 172, 272, 335, 367	
.....	68	Donations	107
Release PSAP & SICG Funds.....	339	Animal Control Fund.....	144
Repeal of Laws to Reduce Expanding		Grants	
Broadband	346	Bureau of Justice Assistance	
Volunteer Firefighter		Bullet Proof Vest Partnership ...	169
Recruitment/Retention Task Force		SCAAP FY19	103
.....	277	New York State Canal Corporation	106
Withdrawn		New York State Division of Homeland	
Allocated Payments.....	219	Security/ES	
Parking Space, Disabled	189	Operation Stonegarden, FY20 ..	105
<i>Planning and Development</i>		NYS GTSC	
<i>Positions</i>		Child Passenger Safety.....	104
<i>Vacancies</i>	325	Police Traffic Services	104
Solid Waste Funds	430	U.S. Department of Health and Human	
Tourism, Budget	408	Services	
Rules of Procedure		Rural Communities Opioid	
Amend	43	Response Implementation ..	169
		Walmart Foundation.....	105, 233
		Leases	
		Dodge Durango (2).....	202
		Ford 150 Police Responder 4x4 (1)	202
		Memorandum of Understanding	
		Kendall Central School	267
		Lyndonville Central School.....	267
		Oaths of Office	2
		Payments	
		Ammunition	220
		Wendel	336
		Positions	
		Abolish	170
		Temporary	106
		Vacancies4, 26, 106, 203, 269, 307,	
		335	
		Vacancy.....	366
		Purchases	
		Armor and Carriers	108, 367, 413
		Armor and Carriers, Jail	171
		I Am Responding, Upgrade	172
		Patrol Vehicle.....	349
		Patrol Vehicles (3).....	173
		Salary Review Upgrades.....	299
		Setting Salary	
		Sheriff	4
		Stipend	

S

Safety Committee	
Appointments.....	124
Sales Tax	
Additional 1%	110, 124, 223, 293
Apportionment.....	405
Distribution	
Delayed	196
Sheriff/Jail	
Agreements	
BI2 Technologies	103
Bureau of Justice Assistance	334
EM Systems Inc	413
EM Systems Inc.	168
Ernst's Lake Breeze Marina	102
Houseman Refrigeration	88
Language Line Services.....	366
Municipal Leasing Consultants.....	202
NYS Canal Corporation	269
NYS Division of Homeland Security/ES	
Operation Stonegarden	
FY17	201
FY19	168
SLETPP FY20	111
NYS GTSC	

Chief Deputy.....	65	Create and Fill.....	33, 76, 177, 421
Verizon Account		Temporary.....	176, 279
MiFi Wireless Router Hotspot.....	391	Vacancies.....	33, 279, 309, 370, 421
Sim Cards.....	391	Soil & Water Conservation	
Social Services		Agreement.....	58
Agreements		Appointments.....	18, 408
Aging, Office for the.....	370	Board	
Angels in Your Home.....	420	Per Diem Meeting Rate.....	261
Baker Victory Services.....	210	Solid Waste/Recycling	
Berkshire Farm Center.....	176, 308	Abstract Approved.....	389
Capital District Youth Center.....	32, 370	Unit Charge.....	389
Children’s Home of Wyoming		STOP DWI	
Conference.....	115	2021 Plan	
Elmcrest.....	279	Certification.....	268
Gateway-Longview.....	420	Agreements	
GCASA.....	370	NYS STOP DWI Foundation.....	333
Hillside Children's Center.....	115, 236	Budget	
House of Good Sheperd.....	74	Set Up New Money.....	107, 171, 272, 335
Job Development Agency.....	420	Grants	
Kids Peace National Center for Kids in		STOP DWI Foundation.....	233
Crisis.....	176	STOP DWI Committee	
LabCorp Corporation.....	209	Appointments.....	204
Lamar.....	76	Chairman, Appointed.....	204
New Directions Youth & Family			
Services.....	176		
OLV Human Services.....	210		
Orl. Co. Attorney.....	32, 116		
Orl. Co. Computer Services.....	32		
Orl. Co. Department of Public Works			
.....	32		
Orl. Co. Job Development.....	278		
Orl. Co. Office for the Aging.....	209		
Orl. Co. Sheriff’s Department.....	210, 279		
Pathstone Corporation.....	32		
Patricia Pope, Law Office.....	116		
Punch, James.....	32		
Sisson, Esq, Wendy.....	147		
Villa of Hope Youth and Family.....	74		
Villa of Hope Youth and Family			
Services.....	421		
Wagner, Laura.....	32, 116		
Western New York Independent Living			
.....	74		
William George Agency.....	278		
William George Agency.....	32		
Annual Plan, Update.....	74		
Budget			
Set Up New Money.....	76		
Commissioner, Re-Appointed.....	236, 280		
Grants			
Family First Transition.....	75		
Positions			
Abolish.....	76, 309, 421		

T

Tax Abstracts, Approved.....	390
Tax Warrants, Approved.....	390
Tourism	
Agreements	
Freeport Press.....	95
Lynne Menz Designs.....	407
Bids	
2020 Travel Guide.....	95
Matching Funds.....	302
Payments	
Campground Owners of NY.....	362
Greater Niagar Region.....	57
The Outdoor News Publication.....	18
Towns/Villages	
Chargebacks.....	388
Resolution Submissions.....	293
Sewer and Water Exemption.....	13
T/Barre	
PILOT Payment	
Heritage Wind.....	376
T/Carlton	
Ownership/Maintenance	
East Kent Road Bridge.....	310
Town Levies.....	382
Treasurer	
Advertisement, Unpaid Taxes.....	301
Agreements	

December 16, 2020
Resolutions 497-558

Corning Abstract & Closing Services164
 Edmunds GovTech.....163
 Elan Financial Services.....227
 Logics LLC14
 Medina Central School163
 Three Plus One197
 Venesky& Company259
 Annual Financial Report, filed158
 Audits
 Filed.....293
 Budget
 Set Up New Money228
 Set Up Reserve
 BAN Costs.....198
 Energy Performance Lease
 Payment.....14
 Recycling Carts Lease Payment...15
 Central Repair Account.....94
 Commercial Cardholder Agreement....227
 Communication Repair Account.....94
 Community Colleges
 Capping Expenses.....321
 Conveyance
 16572 Boots Rd, T/Clarendon361
 4536 Holley Byron Rd, T/Clarendon
360
 5096 Salt Works Rd, T/Shelby228
 544 East State Street, T/Albion361
 Disclosure of Interest Statements, filed
158
 Erroneous Taxes Chargebacks386
 Inter Fund Loans..... 158, 193, 293
 Levying Chargebacks387
 Petty Cash Monies
 Annual Examination293
 Positions

Abolish 406
 Create and Fill 406
 Vacancy..... 198
 Real Property Taxes
 Correction of Errors 6, 193, 293
 School Tax Relevies 318, 381
 Solid Waste Relevies 318, 380
 Village Tax Relevies 319, 382
 Year End Adjustments 405

V

Veterans

Agreements
 U.S. Department of Veterans Affairs
 350
 Budget
 Set Up from Reserve
 PFC Dwyer Peer to Peer..... 211
 Set Up New Money 310, 341
 Positions
 Vacancies 88
 Support
 Computers for Veterans/Students. 281

Y

Youth Board

Appointments 120

Youth Bureau

Agreements
 Genesee County
 STOP DWI Education..... 427
 Youth Services 427
 Resource Allocation Plan, 2020..... 119