

**Legislature Meeting**  
**March 24, 2021**

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Chairman Lynne M. Johnson called the meeting to order at 4:30 p.m. After the pledge to the flag and invocation, led by Veteran Legislator Ken DeRoller, he then requested a moment to remember Joan Jones, the mother of Chairman Johnson. A moment of silence was held.

Clerk Lisa Stenshorn called the roll. All Legislators were present in the Chambers.

The Clerk presented the following Communications:

Town/Village	Resolution Title
T/Yates	Opposing New York Real Property Tax Law 575-b, a law amending the assessment of property for wind and solar energy systems (45-3/21)

The American Legion Sheret Post #35 has asked to hold a Memorial Day Parade and Service on the Courthouse Square, on May 31, 2021. **Board Approved**

Legislator Eick presented a special recognition certificate to David Green for his 60 years of volunteer service to the East Shelby Fire Department. Also mentioned was Charlie Ralph for his 50 years of volunteer service in the East Shelby Fire Department. Director of Emergency Management Office, Dale Banker presented a citation to Mr. Green from the Fireman's Association of the State of New York. Also present was East Shelby Chief Deb Taylor.

Legislator Fred Miller presented a special recognition certificate to Nancy Traxler for being appointed as a member of the State Veterans Service Commission.

Treasurer DeFrank reported that the cash flow is going very well. Property tax collections from the towns us up about \$1.5 million. The targeted grant monies have been received. Financially we seen to be headed in the right direction.

Chairman Johnson ask for open discussion from the Legislators. Legislator Allport stated that the Town of Gaines hosted a meeting with Congressman Jacobs, Town Supervisors and Village Mayors. There was a lot of good discussion. It was an excellent and very informative meeting. Chairman Johnson stated that Congressman Jacobs has made himself very available to Orleans County.

Chairman Johnson then opened the meeting to public to comment on the resolutions to be presented. There were no comments.

**RESOLUTION NO. 102-321**

AUTHORIZING ORLEANS COUNTY CLERK TO ENTER INTO AN AGREEMENT WITH  
THE NEW YORK STATE THRUWAY AUTHORITY TO SELL E-ZPASS TAGS

WHEREAS, the Orleans County Clerk's Office and the Orleans County Department of Motor Vehicles wishes to retail E-ZPass Tags through the New York State Thruway Authority's E-ZPass On-the-Go Program; and

WHEREAS, the Orleans County Clerk's Office will purchase E-ZPass tags for the cost of \$21.00 per Tag from the Thruway Authority and sell the Tags at a cost of \$25.00 per tag, allowing Orleans County to keep \$4.00 per sale; now therefore be it

RESOLVED, that this Legislature does hereby authorize the Orleans County Clerk's Office to enter into an agreement with the New York State Thruway Authority to sell E-ZPass Tags provided that all requirements are complied with.

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

### **RESOLUTION NO. 103-321**

#### **AUTHORIZING PURCHASE OF E-ZPASS TAGS AND AUTHORIZING TREASURER TO SET UP NEW MONEY IN THE COUNTY CLERK'S BUDGET**

RESOLVED, that this Legislature authorizes the County Clerk to purchase fifty (50) E-ZPass Tags at a cost of \$21 each to be sold at the Orleans County Department of Motor Vehicles and at the Orleans County Clerk's Office and the county will retain \$4 per tag as revenue when each tag is sold for \$25; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to set up new money in the County Clerk's Budget to purchase the E-ZPass Tags to assist travelers with preparing themselves for the cashless toll on the New York State Thruway and amongst various other states that use EZ Pass as follows:

<u>REVENUE:</u>		
01.1410.1255	County Clerk Fees	\$1,050.00

<u>APPROPRIATION:</u>		
01.1410.0418	Other Contractual Expenses	\$1,050.00

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

### **RESOLUTION NO. 104-321**

#### **AUTHORIZING CREATION AND FILLING OF POSITION IN THE REAL PROPERTY DEPARTMENT**

WHEREAS, this Legislature is desirous of succession planning; now therefore be it

RESOLVED, that this Legislature does hereby authorize the creation of a full-time Deputy Director position in the Real Property Department, at Grade 7, of the 2021 Management Compensation Plan; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize filling this newly created position effective March 25, 2021.

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

**RESOLUTION NO. 105-321**

**AUTHORIZING PURCHASE BY COMPUTER SERVICES OF SECURITY ACCESS CONTROL MAINTENANCE CONTRACT FOR ORLEANS COUNTY**

WHEREAS, the Legislature is aware of the wide ranging security access control requirements across the majority of buildings in Orleans County Government, and

WHEREAS, the Legislature is committed to the security and safety of assets and people in Orleans County employ, now be it;

RESOLVED, that this Legislature authorizes the purchase of a maintenance contract for security access control hardware from LINSTAR Inc., 430 Lawrence Bell Drive, Buffalo, NY 14221 for the County Office Building project in the amount of \$5,975.00 (PO# 62101) 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. 106-321**

**AUTHORIZING FILLING A VACANCY IN THE PERSONNEL DEPARTMENT**

WHEREAS the Civil Service Examination Monitor has retired; now be it

RESOLVED, that this Legislature hereby authorizes the filling of the vacant Examination Monitor (1430.04) position in the Department of Personnel and Self Insurance at a rate of \$133.30 per day effective March 25, 2021.

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

**RESOLUTION NO. 107-321**

**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, August 25, 2021 at 10:00 a.m. at the Orleans County Fairgrounds, 12690 Route 31, Albion, New York, be approved by this Legislature as follows:

TERMS OF AUCTION  
ORLEANS COUNTY TAX PROPERTY AUCTION  
ORLEANS COUNTY FAIRGROUNDS  
12690 ROUTE 31  
ALBION, NEW YORK  
August 25, 2021  
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 AUCTION  
INTERNET TERMS (in addition to standard terms below):

1. Registration. All bidders are required to register and provide suitable I.D. (photo copy acceptable) prior to the auction. Auctioneer reserves the right to decline registration if I.D. produced is not sufficient. A copy of the bidder's valid driver's license or passport with the bidder's notarized signature on the same page must be provided to the auctioneer. *NO EXCEPTIONS.*
2. Bidder approval for internet. Download the "Internet Bidder Registration Packet" by visiting the Orleans County webpage at: [www.NYSAuctions.com](http://www.NYSAuctions.com). Complete all required information areas where indicated by printing or signing legibly and return to the office of the auctioneer/broker no later than 4:00PM on Monday, August 23, 2021, to be approved to bid online for this auction. *NO EXCEPTIONS.*
3. No Recourse. Internet bidding through our Provider is offered as a service to our customers, and bidders shall not hold Orleans County and/or Absolute Auctions & Realty, Inc., responsible for any failure due to the loss of the internet connection supplied to Absolute Auctions & Realty, Inc., by the Provider.

**STANDARD TERMS:**

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 2021 Town and County tax bill including any relieved taxes, 2020/2021 village taxes, 2020/2021 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 2021 Town and County tax bill including any relieved taxes, any Village taxes levied after May 31, 2021, the 2021/2022 school taxes, the 2022 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 REGISTRATION PAPERWORK MUST BE COMPLETED ONLINE VIA LINK SENT TO REGISTERED BIDDERS.** According to COVID-19 State Mandates, Live auction attendance is limited to 40 persons. Sign up via link emailed to bidders. First come, first serve basis, 1 person per slot, no guests or children. All bidders are required to register and provide suitable personal identification, such as a driver’s license or passport, at registration. Auctioneer reserves the right to decline registration if identification is not sufficient. Individuals other than lawyers, acting on behalf of others (including spouses), not in attendance at the auction, must produce a “Power of Attorney” duly executed and notarized. Incorporated entities (Inc., Corp., LLC., etc.) are required to provide **AT REGISTRATION:** 1) a copy of the state entity incorporation filing receipt, 2)

EIN number and 3) a corporate resolution duly embossed with incorporation seal authorizing the registrant to purchase real property for said entity.]

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 (1% buyer's premium discount for cash or other guaranteed funds) in addition to the accepted purchase price, an advertising fee of 1.5% of the bid price, and the closing fees/costs. The "buyer's premium" is the fee/commission earned by the auctioneer. Accepted purchase price is the amount bid by the highest 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 plus 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. The buyer's premium is wholly based on the downpayment type. Total contract prices selling \$250 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]; (c) 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], (d) 1.5% advertising fee as described in section 17. 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. The Purchaser paying the minimum deposit by credit card understands and agrees that all deposits collected by credit card will be turned over to the Orleans County Treasurer. Credit cards can be used for the minimum deposit only, not the total contact price. The Purchaser paying by credit card(s) agrees that they shall NOT attempt a charge back on their credit card(s) used in this/these transaction(s) for any reason whatsoever. In such event that a charge back is initiated by Purchaser and that such attempt is upheld in favor of Auctioneer/Orleans County, Purchaser agrees and authorizes to compensate Auctioneer with a \$750.00 recovery fee as a new charge to their credit card(s) without requiring additional Purchaser signature(s). Failure to pay such recovery fee will result in collection action against said Purchaser(s).
21. 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.
22. 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.
23. 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 to the Orleans County Treasurer's Office on or before September 30, 2021. 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.
24. If the successful bidder fails to tender such amount due by the close of business on September 30, 2021, 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.
25. 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.

26. 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.
27. 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.
28. 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.
29. Evictions, if necessary, are solely the responsibility of the successful purchaser after closing and recording of the deed. PLEASE NOTE: All bidders are advised that the properties are sold subject to the rights of tenants or persons otherwise occupying the properties, if any. Responsibility to evict any tenants or take similar action concerning occupancy of the premises is the sole responsibility of the bidder. Eviction proceedings are subject to NYS law including any Executive Orders of the Governor and Administrative Orders of the NYS court system.
30. Bidder gives permission for Auctioneer and those acting pursuant to its authority to photograph, video tape, or use any other electronic method of recording my likeness and/or voice to be used at the Auctioneer's discretion in auction-related publications and/or websites.

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

### **RESOLUTION NO. 108-321**

#### **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, 2021 to October 31, 2021 at a cost not to exceed \$17,178.00 to be paid from Marine Park Account 01.7180.0432 – Mics. Contracts/agreements.



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

**RESOLUTION NO. 109-321**

**APPROVING AGREEMENT WITH VICK'S PLOWING, LANDSCAPING AND REMOVAL  
AND 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 \$300 per mowing at all sites, to be paid from Marine park Account 01.7180.0432-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. 110-321**

**AUTHORIZING THE MENTAL HEALTH DEPARTMENT TO ADD ONE ADDITIONAL  
MIFI TO THE VERIZON ACCOUNT**

RESOLVED, that this Legislature authorizes the Orleans County Mental Health Department to add one (1) additional MiFi to the Verizon account, to be paid out of Mental Health Account 01.4310.0421-Telephone; and be it

FURTHER RESOLVED, that this legislature approves the MiFi Use Agreement for the Mental Health Department to be used by various Mental Health Department employees and overseen by the Director of Mental Health.

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

**RESOLUTION NO. 111-321**

**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 Integrity Partners money received for payment to Rochester RHIO as follows:

REVENUE:

01.4310.1625 Miscellaneous Revenue \$5,000.00

APPROPRIATION:

01.4310.0418 Other Contractual \$5,000.00

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

**RESOLUTION NO. 112-321**

**AUTHORIZING TREASURER TO SET UP NEW MONEY IN THE MENTAL HEALTH BUDGET AND VETERANS SERVICES BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new monies in the Mental Health Department budget accepting funds as a pass through to the Veterans Services Agency for the Dwyer Peer to Peer Program as follows:

REVENUE:

01.4310.1625 Miscellaneous Revenue \$52,500.00

APPROPRIATION:

01.4310.0418 Other Contractual \$52,500.00

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 \$52,500.00

APPROPRIATION:

01.6510.0486 Special Grants \$52,500.00

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

**RESOLUTION NO. 113-321**

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

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

Volunteer Provider paid Services for Covid-19 & Volunteer Non-paid services for COVID-19 Response agreement. The Worker agrees to provide at the direction of the County, COVID-19

related services as part of countermeasures associated with this virus pandemic by administering vaccines. Volunteers at paid and non-paid agreements. (For paid volunteers at a rate of \$20.00 per hour from Health research Inc. Covid funding and/or State Aid as applicable.) Agreement will remain in force and effect as long as the county requests services and workers agree to provide the same; to the counties indemnification. No County Cost. For a term January 1, 2021 through December 31, 2021.

3-D Delivery Inc. DBA Genesee Delivery 58 Kingsbury Ave, Batavia, NY 14020. Contract to provide Delivery Services for the Orleans County Health Department various programs regarding Lab samples taken within the Environmental and Nursing Divisions, Reimbursement through New York State Aid, No Cost to County. For term to run January 1, 2021 through December 31, 2021.

Erie County Public Health Lab, 503 Kensington Avenue, Buffalo, NY 14214. Contract to provide Lab services for PH Nursing and the Environmental Health Water Program. Contract reimbursement from NYS Water Grant fees and State Aid. Reimbursement in accordance with the most current fee schedules for environmental and clinical testing services. No Cost to County. For term January 1, 2021 through December 31, 2022

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

#### **RESOLUTION NO. 114-321**

#### **AUTHORIZING FILLING OF VACANCY IN THE PROBATION DEPARTMENT**

WHEREAS, a Probation Assistant resigned and the position is essential to the operations of the Probation Department; now, therefore be it;

RESOLVED, that this Legislature authorizes the filling of a vacant full-time Probation Assistant (3140.18) position in the Probation Department, at a grade 12 of the CSEA salary schedule effective April 1, 2021.

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

Legislator Draper stated that the following resolution is in place of moving forward with the adoption of Local Law Intro-2 of 2021, as it can be approved by resolution. Chairman Johnson commended the Orleans County Sheriff's Department for all of their labor put forth putting this platform together for the Governor's Office on the threat of no funding. We are proud of the service that you offer to all Orleans County residents.

#### **RESOLUTION NO. 115-321**

#### **ADOPTING THE ORLEANS COUNTY SHERIFF'S OFFICE POLICE REFORM COLLABORATION FOR ORLEANS COUNTY**

WHEREAS, on June 12, 2020 Governor Andrew Cuomo signed Executive Order 203 requiring each local government in New York to adopt a policing reform plan by April 1, 2021; and

WHEREAS, in accordance with Executive Order 203, the Orleans County Sheriff's Office Police Reform Collaboration was established; and

WHEREAS, the Collaboration contained identified stakeholders interested in the issue of criminal justice and police reform; and

WHEREAS, these stakeholders conducted numerous meetings to discuss the issues and elements outlined in Executive Order 203; and

WHEREAS, the Collaboration also conducted three (3) public meetings to solicit input and opinions from the public on this subject; and

WHEREAS, a public comment form was developed and available on-line, through three (3) press releases; and

WHEREAS, the Collaboration has worked diligently to synthesis, analyze, and debate the results of their internal conversations and the input from the public; and

WHEREAS, the culmination of these efforts is the final Orleans County Sheriff's Office Police Reform Collaboration; now therefore be it

RESOLVED, that the Orleans County Legislators do hereby adopt and approve the Orleans County Sheriff's Office Police Reform Collaboration as presented hereto;

## **ORLEANS COUNTY SHERIFF'S OFFICE POLICE REFORM COLLABORATION**



# **SHERIFF CHRISTOPHER M. BOURKE JANUARY 2021**

## **INTRODUCTION**

Due to events leading to civil unrest within communities throughout our country, New York State Governor Andrew Cuomo issued Executive Order 203 on June 12, 2020.

Executive Order 203 requires law enforcement agencies to comprehensively review all police force deployments, strategies, policies, procedures and practices.

Additionally, a review must be conducted by community stakeholders. Stakeholders will provide input in areas of evidence based policing strategies. Input will include, but is not limited to: policies, procedural justice, implicit bias awareness training, de-escalation training, law enforcement assisted diversion programs, community based outreach, and problem-oriented policing.

Upon completion of this plan, it must be offered for public comment to all citizens within the local community. Upon completion of the review and public comment, the plan must be presented to the local legislature to be adopted by resolution.

## **ABOUT THE ORLEANS COUNTY SHERIFF'S OFFICE**

The Orleans County Sheriff's Office serves a population of 42,883 (2010 Census) and covers an area of 396 square miles on the southern shore of Lake Ontario in Upstate Western New York. The Sheriff's Office provides full service 24-7 law enforcement to un-incorporated Orleans County, and varying levels of support to three full-time municipal police agencies (Albion, Holley, & Medina), and one part-time agency (Lyndonville). The Sheriff's Office also operates the Orleans County Jail. The Sheriff is the Chief Law Enforcement Officer of the county and is a Conservator of the Peace, a title that dates back to ancient times. The Sheriff serves an elected term of four years. There are currently 103 employees of the Sheriff's Office. (76 full-time & 27 part-time). They comprise both sworn and civilian personnel. Law enforcement services are based in the Public Safety Building, which is also home to the District Attorney's Office and the County Probation Department. The Public Safety Building is located on State Route 31, in the Town of Albion. There is also a Marine Patrol office located at the Oak Orchard Marine Park on Point Breeze Rd., in the Town of Carlton. The county jail is located on

Courthouse Square in the Village of Albion. Sheriff Christopher M. Bourke is the 45<sup>th</sup> Sheriff of Orleans County.

### **MISSION STATEMENT**

The Mission of the Orleans County Sheriff's Office is to be a Sheriff's Office for the people. The Orleans County Sheriff's Office strives to serve and protect the citizens of Orleans County; provide a safe and secure jail, ensuring necessary treatment is provided to better prepare inmates to reenter society; to be visible and accessible; to maintain peace and order in Orleans County; to provide professional public safety dispatching; to properly receive and execute all legal and civil processes referred to the Office of the Sheriff; to deliver effective law enforcement services to all citizens of Orleans County; and to support and defend the Constitution of the United States of America.

### **ROAD PATROL DIVISION DEPLOYMENT AND SERVICES**

The most visible division of the Sheriff's Office is the Road Patrol. This division is under the direct supervision of the Chief Deputy. He currently has a command staff of one Lieutenant and three Sergeants, who supervise 17 patrol Deputies. The Chief Deputy also supervises 2 Criminal Investigators and 1 Juvenile Aid Officer. Road Patrol has the task of enforcing state, county, and local. They investigate both criminal and civil complaints, as well as domestic disputes and family matters. They respond to intrusion alarms and investigate motor vehicle accidents. Road Patrol Deputies are tasked with patrolling 739 miles of public roadways in Orleans County.

Patrol Deputies also serve as members of a countywide Special Weapons & Tactics (SWAT) Team. They are appointed by the Sheriff and report to the Chief Deputy. The team also includes select members from two municipal police agencies within the county (Albion & Medina). These dedicated individuals have received specialized training in a variety of topics.

The Sheriff's K-9 Unit consists of a male German shepherd that was imported from Holland and was acquired with community donations. K-9 "Otto" is a criminal apprehension dog, specialized in drug detection. K-9 "Otto" and his handler, Deputy Jeff Cole, are certified through both the New York State.

Department of Criminal Justice Services and North America Police Working Dog Association. Deputy Cole and K-9 "Otto" are available to assist all Law Enforcement agencies within Orleans County, as well as surrounding counties. The K-9 team is also available for community demonstrations upon request.

One patrol deputy is a certified S.C.U.B.A. diver, and two are trained in Commercial Vehicle Enforcement. Five deputies are certified as Child Safety Seat Technicians. One Sergeant & two patrol deputies also currently serve as Certified Crime Scene Photo & Evidence Technicians. One Deputy Sheriff also provides security for the Orleans County Office Building on a daily basis Monday – Friday. In addition, the Orleans County Sheriff's Office has two

Deputies assigned to School Resource Officer roles in the Lyndonville School District and Kendall School District.

The Orleans County Sheriff's Office operates on three shifts; day shift, 7:30 AM to 4:00 PM; afternoon shift, 3:30 PM to 12:00 AM; and midnight shift, 11:30 PM to 8:00 AM. Deputies are assigned to a shift based on a bidding process set forth in the Orleans County Deputy Sheriff's Association contract. The county is split up into three zones for patrol purposes; center, east and west. During each shift, a Deputy Sheriff is assigned to one of the zones and if staffing levels allow, a supervisor will be the fourth car, "floating" not assigned to a zone. It is common practice for deputies to work the same zone on a regular basis. This enables them to become more familiar with their patrol area(s) and the community members therein.

### **CIVIL DIVISION ROLE AND RESPONSIBILITIES**

The Civil Division is responsible for the service of Civil Process. This includes Summons' and Subpoenas, Family Court Orders, Income & Property Executions, Orders of Protection, Notices & Warrants of Eviction, etc. Civil Process Service is a constitutionally mandated responsibility of all Sheriff's Offices in New York State.

A Sergeant is assigned to the Civil Division and oversees the day to day operations. This includes developing the departmental budget in cooperation with division heads and for approval of the Sheriff, administering purchasing procedures, supervising the processing of personnel, the maintenance of personnel records, supervising budget control and administration, assisting employees with retirement benefits, compiling statistics, maintaining time and attendance records for both full-and part-time employees, responding to employment inquires.

### **CORRECTIONS DIVISION ROLES AND RESPONSIBILITIES**

The Corrections Division operates under the direct supervision of the Jail Superintendent. The Corrections Division is responsible for the safe and secure operation of the Orleans County Jail. The facility is approved to house 82 inmates and often exceeds that capacity with variances issued by the NYS Commission of Correction. The jail serves as a detention center for pre-trial felony or misdemeanor defendants & those convicted of misdemeanors or violations in county or town courts. The Jail Superintendent currently has a command staff of 3 Lieutenants and 6 Sergeants. They supervise 17 full-time and 10 part-time Correction Officers. There are also 7 civilian employees. In addition to their normal duties, Correction Officers are also responsible for inmate transports to and from county and town courts. They also handle transports to and from medical and dental appointments, and they deliver convicted state-ready inmates to the NYS Department of Corrections & Community Supervision (DOCCS). The jail occasionally houses inmates from other counties or for Immigration & Customs Enforcement, the United States Border Patrol, or the United States Marshal's Service. The Orleans County Jail operates within the standards & guidelines established by the New York State Commission of Correction.

### **COMMUNICATIONS DIVISION**

The mission of the Orleans County Emergency 9-1-1 Communication Center is to provide all citizens with a lifeline to all of the emergency service agencies within the county. Our

goal is to be reliable, courteous, and knowledgeable first link in the chain of organizations that provide law enforcement, fire, and emergency medical assistance for any individual who may request it.

The Communications Division strives to provide this through the dedication of Public Safety Dispatchers, who maintain high standards of service and concern for individuals in need. Even as technology evolves, it is still a human voice that first answers the call for help.

Public Safety Dispatchers provide 24/7 Police, Fire and Emergency Medical Dispatch services to all of Orleans County. This includes the Sheriff's Office, New York State Police, and village police departments located in Albion, Medina, Holley and Lyndonville.

### **MARINE PATROL DIVISION**

The Marine Patrol Division is under the direct supervision of the Chief Deputy. This division is staffed by 1 full-time and 9 seasonal deputies, all of whom are NYS Certified Law Enforcement Officers. The division maintains two vessels that patrol approximately 24 miles of Lake Ontario Shoreline and adjacent coastal waters. A third vessel patrols Lake Alice, a large body of water on Oak Orchard River. A fourth vessel was recently acquired and completely funded by the United States Department of Homeland Security. This vessel is a Jet Boat, which is a boat propelled by a jet of water from the back of the craft. It is particularly useful in shallow bodies of water. The Marine Patrol Unit responds to various calls for service including disabled vessels, boaters in distress, overturned vessels, vessel fires, vessel accidents and drownings. The Marine Patrol Unit is also visible at various community events, building a stronger community within Orleans County.

### **ANIMAL CONTROL DIVISION**

The Orleans County Sheriff's Office is under the supervision of the Chief Deputy. It is staffed by two full-time Animal Control Officers and one part-time. Officers respond to lost animal complaints, found animal reports, aggressive and disowned animals. Officers and volunteers at the Orleans County Animal Shelter provide proper feeding and nutrition, cleaning, warm shelter and disease control. The Orleans County Animal Control, in coordination with the Friends of Orleans County Animal Shelter volunteers facilitate adoptions for animals.

### **STRATEGIES**

The Orleans County Sheriff's Office deploys several strategies to provide effective and efficient law enforcement services to our community. These strategies involve not only responding to calls for service and targeting crime, but also ensuring the community has necessary resources offered by the Sheriff's Office. The Orleans County Sheriff's Office strives to be transparent, sharing as much information with the public as possible. The Sheriff's Office believes in working with the community to provide professional service, promoting the ultimate goal of public safety.

### **Community Policing**



The Orleans County Sheriff's Office believes in serving our community with integrity, honor and respect. The Sheriff's Office is committed to engaging with the community, and building a stronger connection with the residents we serve. Members of all divisions within the Sheriff's Office (Road Patrol, Marine Patrol, Corrections and Animal Control) frequently attend community events, interacting with the public, providing activities and resources for children, adults and families. Our K-9 handler, Deputy Jeff Cole is frequently at community events and schools, doing demonstrations and interacting with the community. The Sheriff's Office provides child safety seat checks to the public, as well as providing new and updates safety seats to low income families to ensure their children are safe. Additionally the Marine Patrol Division provides boater safety courses, and routine boat inspections as an educational tool to enhance the safety of individuals on our waterways. The Sheriff's Office acquired a DWI diving simulator, which is transported to the schools within Orleans County to educate students on the dangers of drunk and impaired driving. During the Christmas season, the Sheriff's Office partners with Albion Walmart for "Shop with a Cop" for underprivileged youth. The Criminal Investigation Division operates a computer system at community events to provide children and families with Safe ID cards. These cards include a picture of the child, their information and fingerprint, all of which can be used in the tragic events they go missing or are abducted. Deputies are encouraged to get out of their patrol vehicles and interact with the community beyond responding to calls for service. Deputies often take opportunities to go into the school districts to sit down and have lunch with children and students. The Sheriff's Office provides pistol permit classes for the public. Orleans County has a strong network of pastors and religious leaders. The Sheriff's Office has tapped into this network and has created an all-volunteer Sheriff's Chaplain team. Investigator Brett teaches preventative education classes to middle school and high school students on a variety of topics. The criminal and corrections divisions participate in National Prescription Drug Takeback Day, and have installed sharps and drug deposit boxes in the lobby of the Public Safety Building. The Sheriff's Office also assists churches with "Toys for Tots", providing Christmas toys to children in the community.

### **Targeted Patrol**

The Road Patrol Division not only responds to calls for service, but also provides proactive patrolling to deter crime. Deputies routinely patrol their assigned patrol areas when they are not answering calls for service. Deputies look for suspicious activity and other indicators of potential criminal activity. Upon receiving complaints about various concerns from the public, the Sheriff's Office will target these areas in concern and direct their attention and patrol time accordingly. Additionally, if there is an increase in criminal activity in an area of the county, patrols will also increase their presence as a means to deter criminal activity.

### **Website and Social Media**

The Orleans County Sheriff's Office has a section on the Orleans County Government website, dedicated to the Sheriff's Office. It can be located at <https://orleanscountyny.com/departments/sheriff/>. Several policies and other departmental information can be located here. The Sheriff's Office operates a Facebook page—"OCSO". This Facebook page provides various information to the public. The Facebook page will undergo

some updating and restricting to provide an up-to-date page for the residents of Orleans County to “follow”.

### **Corrections Programs**

The Orleans County Sheriff’s Office has a strong foundation of programs and services provided to incarcerated individuals, to help better prepare them for re-entering society. These programs are both paid and volunteer-based. Programs include a General Education Diploma (GED) course for qualifying individuals, extensive mental health services, assistance signing up for health insurance, medical services, dental services, drug rehabilitation treatment programs and more.

## **POLICIES AND PROCEDURES**

To ensure compliance with Executive Order 203 and the Police Reform Collaborative, the Orleans County Sheriff’s Office reviewed policies and procedures to determine if any changes were necessary and then made the needed changes to ensure the most up-to-date policies are in place and compliant with the expectations laid out by New York State Government. In particular, the following policies were reviewed, as they relate to the police reform initiative.

### **Use of Force**

Use of force by any member of the Sheriff’s Office is governed by New York State Penal Law Article 35, which provides for the justification of such force.

One particular change made to the Orleans County Sheriff’s Office use of force policy is to ban chokeholds as a method of gaining control. Although, it is important to note that the use of chokeholds has never been taught to any member of this office, Chokeholds have long been removed from training curriculums and are not a matter of practice for today’s law enforcement officers.

The Orleans County Sheriff’s Office is required to report specific use of force incidents to the Department of Criminal Justice Services repository. The criteria for reportable use of force includes: the use of chemical agents, the use of a firearm, the use of an electronic control weapon, the use of a chokehold, or any force which resulted in death or serious bodily injury as defined by NYS Penal Law.

Any use of force incident by a Deputy Sheriff or Corrections Officer is thoroughly reviewed to determine if the force was appropriate, justified and authorized by law.

### **Community Relations**

The Orleans County Sheriff’s Office is committed to maintaining an atmosphere of openness with the community and citizens we serve. It is expected all members of the Orleans County Sheriff’s Office project a positive image and strive to be active in meeting the

community's needs. Members of the Sheriff's Office are expected to be courteous to the public at all times, controlling their tempers and exercising the utmost patience and discretion, even in the midst of provocation. All members shall furnish their name and badge number, OR exhibit their badge when in performance of their official duties. The Sheriff's Office will be responsive to the needs and problems of the community.

### **Discrimination**

It is the policy of the Orleans County Sheriff's Office that no member shall use race, ethnicity, color, national origin, ancestry, religion, disability, gender, gender identity, sexual orientation, marital status, parental status, military discharge status, financial status, or lawful source of income in the course of their duties. Each year, members of the Orleans County Sheriff's Office undergo annual discrimination, harassment and workplace violence training offered by Orleans County to all county employees.

### **Investigation of Hate Crimes**

The Sheriff's Office identifies and investigates hate crimes in accordance with the Hate Crimes Act of 200. Any acts or threats of violence, property damage, harassment, intimidation, or other crimes motivated by hate and bias and designed to infringe upon the rights of individuals are viewed very seriously by the Sheriff's Office and will be given high priority. The Sheriff's Office will employ necessary law enforcement resources to identify and arrest hate crime perpetrators. There will be a zero tolerance for hate crimes within our community.

### **Prohibition Regarding Racial Profiling and Other Bias Policing**

The Orleans County Sheriff's Office prohibits racial profiling or other bias based policing. The Sheriff's Office is committed to observing, upholding and enforcing all laws related to the individual rights of all persons. Members will protect and respect each person's human rights and all laws relating to human rights. Sheriff's Office members will treat all individuals with the respect, courtesy and dignity that all individuals should be treated with and are entitled to. Sheriff's Office members will not stop, detain or search any person for any reason which is motivated by race, color, ethnicity, age, gender, or sexual orientation. In the absence of a specific report, race or ethnicity of an individual will not be a factor in determining the existence of probable cause, nor will it constitute reasonable suspicion.

### **Professional Conduct**

It is the policy of the Sheriff's Office to thoroughly investigate complaints against the office and its members. It shall also be the policy of the Office of the Sheriff to reach a prompt resolution of such complaints or allegations, after an objective and impartial investigation. While maintaining the credibility and integrity of the Office of the Sheriff, the public will be assured that police misconduct will not be tolerated.

### **Training**

All members of the Sheriff's Office Criminal Division attend a basic police academy consisting of approximately six months. Upon completion of the academy, deputies undergo an extensive field training program ranging from 12 to 16 weeks. Upon completion of field training, deputies are on a probationary period for a set period of time. Beyond academy training and field training, deputies have the opportunity to attend trainings and acquire certifications in many areas, including but not limited to: Crisis Intervention Training (CIT), Field Training Officer (FTO) training, Drug Recognition Expert (DRE) training, Anti-Bias Training, Sexual Harassment Training, Child Safety Seat Certification, K-9 Handler School, Supervisor School, Firearms School, Hostage Negotiation School, Basic Instructor School, and much more. The Sheriff's Office strives to provide career long training to all members of the Sheriff's Office.

### **ORLEANS COUNTY SHERIFF'S OFFICE COMMUNITY SERVICES PROVIDED BY ALL DIVISIONS**

The Orleans County Sheriff's Office is committed to building a stronger community by building trust and relationships through community policing. The Road Patrol Division, Correctional Division, Marine Patrol Division, and Animal Control Division all provide varying levels of community services and outreach. The following are some of the many programs and services we provide.

- Child safety seat inspections.
- Child safety seats provided to low-income parents.
- Shop with a Cop.
- Assist local church with Toys for Tots.
- National Prescription Drug Takeback Day—this event allows the community to turn in all unused medications and sharps for safe disposal. The National Prescription Take Back Day has been successful with over 9400 pounds of unused medications and sharps collected at events that are held twice per year.
- Sharps deposit and drug deposit containers installed in Public Safety Building, Albion Police Department, Medina Police Department and Holley Police Department.
- Pistol Permit classes for residents.
- DWI driving simulator used for education about drunk and impaired driving.
- Two School Resource Officers—Kendall (Deputy Stornelli) and Lyndonville (Deputy Barnum).
- K9 Demonstrations by Deputy Cole and K9 Otto at the schools and community events.
- Booth set up at Orleans County 4H Fair, Strawberry Festival, Lyndonville 4<sup>th</sup> of July celebration, and other community events. This includes activities for children and resources for parents and adults.
- Boater Safety Course
- Partnership with voluntary Sheriff CARES team.
- Partnership with local religious leaders, volunteering with the Sheriff's Chaplin team.
- GED program for incarcerated individuals in the Orleans County Jail.
- Adult Education courses in the Orleans County Jail.
- Drug and Alcohol dependency treatment for individuals in the Orleans County Jail, which can be continued post-incarceration.

- Medication-assisted drug treatment in the Orleans County Jail (Vivitrol, Methadone and Sub Oxone)
- Mental Health treatment for individuals in the Orleans County Jail, which can be continued post-incarceration.
- Jail SUD Grant Program—Substance Use Disorder Program utilizes a Licensed Social Worker and a certified peer counselor to work with the inmates on a one on one basis to provide the necessary support for individuals that are seeking treatment for substance use disorders. The following services are provided to assist in developing individual treatment plans for the inmate population: individual and group counseling programs, developing a formal treatment program, provides transitional services (bed to bed inpatient referrals, outpatient treatment referrals, housing assistance, social services linkages, Mental Health Referrals and Drug Court Referrals)
- Attendance at local concerts at various locations throughout the county.
- OPERATION SAFE CHILD ID Cards- The main purpose of the program is to capture identifying information about your child on a SAFECHILD ID card. The information is also stored in a statewide database. The storage of this information is entirely voluntary and requires the written consent of a parent or legal guardian.
- Investigator Brett teaches at the middle schools and high schools regarding a variety of topics—sexting, internet safety, educational classes about what to expect from law enforcement, and more.
- Participates in National Night Out.
- Participates in the Kendall Carnival.
- Organized Ride 4 Life stunt show dedicated to bringing awareness to overdoses and addiction.
- Animal Control assists with the adoption of pets through the Friends of the Orleans County Animal Shelter, a non-profit volunteer organization.
- Orleans County Sheriff's Office Community Based Active Shooter Planning and Response—free trainings provided to the school districts, public organizations, religious nonprofit organizations and other houses of worship.
- The Orleans County Sheriff's Office is directly involved with the Genesee-Orleans Mental Health Association, The Drug Free Communities Coalition and the Genesee Orleans and Wyoming Suicide Prevention Coalition. The Genesee Orleans Suicide Prevention Coalition is dedicated to providing suicide awareness, training, prevention and postvention strategies for individuals, families, schools and organizations in Genesee, Orleans, and Wyoming Counties, New York.
- Jail Community Clean-Up Details—The Orleans County Jail provides volunteer inmate workers to assist in community cleanup events. The volunteers have worked to provide cleaning details at various town and village public parks.
- Jail Medicaid Enrollment Services— The Orleans County Jail has collaborated with community service providers to provide offenders with access to health care upon release. This Medicaid Enrollment Program is essential for offenders to have direct access to health care without a lapse in coverage when transitioning into the community.
- Jail Veterans Services— The Orleans County Jail provides direct services to incarcerated veterans. This service is coordinated through the United States Veterans Administration and allows veterans to have access to legal counsel and transitional services such as housing, education veterans medical care enrollments.

- Participates in the Yellow Dot Program sponsored by the New York State Sheriff's Association—Yellow Dot is a free program designed to help first responders provide life-saving medical attention during that first “golden hour” after a crash or other emergency. A Yellow Dot in the driver's-side rear window of your vehicle will alert first responders that vital medical information is stored in the glove compartment. Yellow Dot kit can also be used to alert those who respond to an emergency in your home. Simply place a Yellow Dot decal on or beside your front door and place a completed card for each occupant in a clear plastic freezer bag and place in a visible location in the freezer compartment of your refrigerator.
- The Orleans County Sheriff's Office partners with the NYS Sheriff's Institute and sponsors local youth to send to the NYS Sheriff's Institute Summer Camp.
- Throughout the COVID pandemic, the Sheriff's Office has provided incarcerated individuals with free video visits. This is a service that is normally paid for by those that are incarcerated. However, with suspended in-person visits due to COVID, the Sheriff's Office understands and values the importance of visiting with family members. This is a service meant to assist incarcerated individuals cope throughout the pandemic.
- The Sheriff's Office participates in VINE. This is a service that allows members of the community to access the status of incarcerated individuals through [vinelink.vineapps.com/state/NY](http://vinelink.vineapps.com/state/NY). This is intended to provide victims with an opportunity to sign up for notifications and updates about the status of their perpetrator.

## CONCLUSION

The Orleans County Sheriff's Office is an agency comprised of highly trained men and women who are service oriented and reflect the ideals consistent with our mission. The Sheriff's Office believes in providing professional public safety services at the highest level of professionalism, showing respect, integrity and honor at all times.

## Committee Recommendations

The Committee comprised of Orleans County Sheriff Christopher M. Bourke, Chief Deputy Jeffery Gifaldi, Legislature Chairman Lynne Johnson, Chief Administrative Officer Jack Welch, Confidential Secretary Julie Papalia, Seasonal Deputy James White, community member Thaddeus Nauden, community member Margie Aldaco, community member Trellis Pore (certified use of force and training instructor with NYSDOCCS) and community member Pastor Eddie English make the following recommendations.

- 1. The Orleans County Sheriff's Office Police Reform and Collaboration Committee recommends the hiring of additional Deputy Sheriffs to improve the deployment strategy on the afternoon shift (1530 hours to 0000 hours) midnight shift (2330 hours to 0800 hours).**

Sheriff Christopher M. Bourke has received approval from the Orleans County Legislature to fill two (2) vacant Deputy Sheriff Positions effective January 31, 2021 (Resolution 41-121).

- 2. The Orleans County Sheriff's Office Police Reform and Collaboration Committee recommends the Sheriff increase recruiting efforts to provide the Sheriff's Office with a larger, more diverse and better pool of individuals to choose from when hiring Deputy Sheriffs.**

The Sheriff's Office will strive to increase recruiting efforts. This will be accomplished by utilizing several public platforms to advertise future civil service exam announcements. This includes: social media, the main source of local news (Orleans Hub), other local news sources, job fairs, public gatherings and any other opportunities that might arise. The Sheriff's Office will also work to increase recruiting efforts at local colleges and high schools.

- 3. The Orleans County Sheriff's Office Police Reform and Collaboration Committee recommends the Sheriff's Office better communicates all of the community policing and community services it provides and participates in.**

At the direction of the Sheriff, the Sheriff's Office will explore different modes of increased communication with the community. This includes increased press-releases, creating a new Facebook page and exploring the possibility of using additional social media platforms.

- 4. The Orleans County Sheriff's Office Police Reform and Collaboration Committee recommends the Sheriff's Office informs the public about trainings Sheriff's Office personnel receive.**

At the direction of the Sheriff, the Sheriff's Office will begin issuing press releases and using social media platforms to highlight the trainings and accomplishments of Sheriff's Office personnel. This would include, but is not limited to: photo(s) of the personnel who received the training, and a description of the training curriculum.

- 5. The Orleans County Sheriff's Office Police Reform and Collaboration Committee recommends the Sheriff's Office increase dispatcher training related to responding to calls with individuals experiencing a mental health crisis.**

The Undersheriff and Chief Deputy, in coordination with the Communications Coordinator will seek additional training(s) for dispatchers to complete throughout each year. Proof of attendance and completion will be retained in the dispatcher's file. The Sheriff's Office will strive to reinforce the model of life-long learning and professional development for all dispatchers and employees.

and be it

FURTHER RESOLVED, The Chairman of the Legislature is hereby authorized to sign the Plan Certification Form provided by the Division of Criminal Justice Services; and be it

FURTHER RESOLVED, that copies of this resolution, the Orleans County Sheriff's Office Police Reform Collaboration, and the executed Plan Certification Form be sent by the Clerk of the Legislature to the New York State Division of Budget as prescribed by Executive Order 203.

Moved, Draper; second, Allport

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 116-321**

**APPROVING AGREEMENT BETWEEN THE SHERIFF'S JAIL THE UNITED STATES MARSHALS SERVICE**

RESOLVED, that this Legislature approves entering and accepting into an agreement, (agreement number 55-21-0008) between the United States Marshals service located at Prisoner Operation Division Office of Detention Services CG-3, 3<sup>rd</sup> Floor, Washington, DC 20530-0001 and Orleans County Jail located at 26 S. Platt Street, Albion, NY 14411. Pursuant to the authority of Section 119 of the Department of Justice Appropriations Act of 2001 (Public Law 106-553) to house Federal detainees while awaiting trial, awaiting designation and transport to a Bureau of Prisons (BOP) facility and awaiting hearing on their immigration status or deportation. Such services shall provide the Federal detainees with the same level and range of care inside the facilities as that provided to state and local detainees. For a term effective for thirty-six months, beginning March 1, 2021 through February 28, 2024; now therefore be it

FURTHER RESOLVED, that this Legislature approves the firm-fixed per-diem rate for services stipulated in this agreement and Orleans County Jail shall prepare and submit invoices monthly to each Federal Government component responsible for Federal Detainees housed at the facility and receive monthly payments.

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

**RESOLUTION NO. 117-321**

**APPROVING AGREEMENT BETWEEN THE SHERIFF'S JAIL AND BI2**

RESOLVED, that this Legislature approve agreement between the Sheriff's Jail BI2 Technologies Biometric Intelligence and Identification Technologies located at 488 State St. Suite 1, Plymouth, MA 02360. Agreement to provide technical support and annual maintenance for software license and integration with existing JMS database. For a term April 1, 2021 through March 31, 2026.

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

**RESOLUTION NO. 118-321**

**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 2022 New York State Governor's Traffic Safety Committee's Child Passenger Safety Incentive Grant (CPS) for



funding period of October 1, 2021 through September 30, 2022 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 2022 New York State Governor's Traffic Safety Committee's Police Traffic Services Grants (PTS) for funding period of October 1, 2021 through September 30, 2022 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. 119-321**

**AUTHORIZING THE SHERIFF'S JAIL TO ADD THREE CELL PHONES TO THE VERIZON ACCOUNT**

RESOLVED, that this Legislature does hereby authorize the Orleans County Sheriff's Jail to add three cell phones to the Verizon account, to be paid per month from Sheriff's Budget Account 01.3110.0401-Cellular Phones and Pagers; and be it

FURTHER RESOLVED, that this Legislature approves the Cellular Phone Use Agreements on behalf of Transports.

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

#### **RESOLUTION NO. 120-321**

**AUTHORIZING FILLING VACANCIES IN THE SHERIFF'S OFFICE/JAIL**

RESOLVED, due to a resignation, this Legislature authorizes the filling of a vacant full time Correction Officer Position (3150.04) in the Sheriff's Jail at a Grade 5 of the OCSEA salary schedule, effective March 25, 2021; 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.XX) in the Sheriff's Department at an hourly rate of \$15.07, effective March 25, 2021.

FURTHER RESOLVED, due to a retirement, this Legislature authorizes the filling of a vacant fulltime Sheriff Deputy position (3110.55) in the Sheriff's Office at Grade 1 in the Orleans County Deputy Sheriff Association Salary Schedule effective March 31, 2021.

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

**RESOLUTION NO. 121-321**

**APPROVING AGREEMENT WITH THE DEPARTMENT OF SOCIAL SERVICES AND CHILDREN'S HOME OF WYOMING CONFERENCE**

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

Children's Home of Wyoming Conference, Binghamton, NY for the provision of "Raise the Age" residential foster care services; to be effective May 1, 2021 through April 30, 2022 at per diem rates established by the State, not to exceed \$500,000.00. 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.

Chairman Johnson asked Veterans Services Agency Director Nancy Traxler to speak about being a Purple Heart County. Mrs. Traxler stated that the Purple Heart was started by George Washington in New York State. There is a museum and Hall of Honor that our Purple Heart recipients can be put into. She will assist those that would like that to get in the museum. Being that it started in this state, all NYS counties should be Purple Heart Counties. Mrs. Traxler is hopeful that all of the signs will go up this summer. Chairman Johnson stated that it is an honor for our County.

**RESOLUTION NO. 122-321**

**DESIGNATING ORLEANS COUNTY AS A PURPLE HEART COUNTY**

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

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

WHEREAS, on August 7, 1782, General George Washington issued an order establishing the Badge of Military Merit to honor merit, particularly among the enlisted soldiers; and

WHEREAS, on February 22, 1932, the Badge of Military Merit was renamed the Purple Heart Medal as a result of being wounded or killed while engaged in combat with an enemy force, construed as a singular meritorious act of essential service; and

WHEREAS, many citizens of Orleans County are recipients of the Purple Heart Medal as a result of being wounded or killed while engaged in combat with an enemy force, construed as a singular meritorious act of essential service; and

WHEREAS, the Orleans County Legislature appreciates the sacrifices our Purple Heart recipients made while defending freedom and believes specific recognition be accorded them in appreciation of their courage and to demonstrate the honor and support they have earned: now therefore; be it

RESOLVED, That the Orleans County Legislature hereby declares Orleans County as a Purple Heart County, honoring the service and sacrifice of our men and women in uniform wounded or killed by the enemy while serving to protect the freedoms of all Americans; and be it further

RESOLVED, that a copy of this Resolution shall be forwarded to the Military Order of the Purple Heart.

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

### **RESOLUTION NO. 123-321**

**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 authorize the Director of Emergency Management to expend NYS DHSES Statewide Interoperable Communication FY19 Formula Grant Funds in the amount of \$14,811.00 for Mobile and Portable Radios and accessories from Castner Communications, Inc. 2525 County Road 28, Canandaigua, NY 14424, NYS OGS Contract #PT68714; and be it

FURTHER RESOLVED, that this Legislature also authorize the Director of Emergency Management to expend NYS DHSES Statewide Interoperable Communication FY19 Formula Grant Funds in the amount of \$16,355.00 for replacement 700/800 MHz antennas to further enhance Public Safety Communications in the furthest northwest and northeast corners of the county from L3Harris, 221 Jefferson Ridge Parkway, Lynchburg, VA, 24501, NYS OGS #PT68716: and be it

FURTHER RESOLVED, that this Legislature authorize the Treasurer to set up SICG FY19 Grant Funds as follows:

REVENUE:

01.3640.4309.1974 SICG FY19 Formula Grant Funds \$31,166.00

APPROPRIATION:

01.3640.0486.1974 Special Grants SICG FY19 Formula \$31,166.00

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

**RESOLUTION NO. 124-321**

**APPROVING AGREEMENT BETWEEN THE ORLEANS COUNTY DEPARTMENT OF PUBLIC WORKS AND EMERGENCY POWER SYSTEMS**

RESOLVED, that this Legislature approves a renewal agreement with Emergency Power Systems, LLC, 300 Mile Crossing Boulevard, Rochester, NY 14624 for the purpose of maintaining the emergency generator systems at thirteen (13) locations throughout the County at a cost of \$7,600.00 per year; to be paid out of the Buildings and Grounds budget account 01.1620.0447-Miscellaneous Equipment Contracts; and be it

FURTHER RESOLVED, that any additional repairs not listed in the contract will be billed at an additional cost to get the equipment back in working condition; additional repairs to be paid out of budget account 01.1620.0403-Maintenance Projects; contract period: March 1, 2021 through February 28, 2022, and is 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. 125-321**

**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 2013 CAT AP1000E Paver for a total cost not to exceed \$15,000.00; to be paid from the Machinery fund account 04.5130.0444-Repairs to Equipment & Property.

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

**RESOLUTION NO. 126-321**

**AUTHORIZING REIMBURSEMENT TO HIGHWAY EMPLOYEES FOR CELL PHONE USAGE**

RESOLVED, that this Legislature authorizes payment from the Orleans County Department of Public Works budget, respectively, to the Commissioner of Public Works, two (2) Deputy Highway Superintendents, and two (2) Lead Motor Equipment Operators as a partial reimbursement for cell phone charges, incurred in conducting daily business and for being accessible for emergency situations on a 24-hour basis, in the amount of \$50.00 per employee paid monthly effective March 1, 2021; to be paid out of the Machinery Fund budget account 04.5130.0401-Cellular Phones & Pagers.

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

**RESOLUTION NO. 127-321**

**APPROVING AGREEMENT BETWEEN THE ORLEANS COUNTY DEPARTMENT OF PUBLIC WORKS AND LABELLA ASSOCIATES FOR A FUEL FARM ENVIRONMENTAL SITE ASSESSMENT**

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 Phase I Environmental Site Assessment agreement between the Department of Public Works and Labella Associates, 300 State Street, Rochester, New York 14614 to determine possible areas of environmental concern or contamination at two (2) sites located at 222 and 225 West Academy Street, Albion, New York for a cost not to exceed \$2,200.00; to be paid out of the Fuel Farm budget account 04.5140.0482-Engineering Services; and be it

RESOLVED, that this Legislature hereby approves a Phase II Environmental Site Assessment agreement between the Department of Public Works and Labella Associates, 300 State Street, Rochester, New York 14614 to perform Geophysical Survey/Utility Markout, Test Pitting, Soil Boring and Groundwater sampling study at two (2) sites located at 222 and 225 West Academy Street, Albion, New York for a cost not to exceed \$19,160.00; to be paid out of the Fuel Farm budget account 04.5140.0482- Engineering Services; and therefore be it

FURTHER RESOLVED, that the Chairman is authorized to sign the agreements; 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. 128-321**

AUTHORIZING THE DEPARTMENT OF PUBLIC WORKS TO PURCHASE A HOT WATER TANK

RESOLVED, that this Legislature does hereby approve an "emergency purchase" for an AO Smith BTH250 hot water tank for the jail through Houseman Refrigeration LLC, 13841 Gillette Road, Albion, NY 14411 at a cost of \$9,776.00; to be paid from the Buildings and Grounds budget account 01.1620.0403- Maintenance Projects, Requisition #1892.

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

**RESOLUTION NO. 129-321**

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 Route 237 over Bald Eagle Creek Bridge Replacement, Contract #D040292, P.I.N. 40R0.03, BIN: 3358760 in the Town of Kendall (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 \$30,800.00 for Route 237 over Bald Eagle Creek 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 \$154,000.00 work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$154,000.00 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 \$154,000.00; Federal Share of \$123,200.00; State Marchiselli Funding of \$.00 and County Cost \$30,800.00; effective March 3, 2021 through August 31, 2028. Resolution shall take effect immediately.

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

Legislator Eick stated that the bid opening for these materials and commodities was held on Friday, March 19, 2021.

### **RESOLUTION NO. 130-321**

#### **AWARDING BIDS FOR VARIOUS MATERIALS AND COMMODITIES FOR DEPARTMENT OF PUBLIC WORKS**

WHEREAS, the Orleans County Department of Public Works sought bids for various materials and commodities for the years 2021-2022; and

WHEREAS, such bids have been received, opened on Friday, March 19, 2021 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.

### **RESOLUTION NO. 131-321**

#### **AUTHORIZING SETTING UP NEW MONEY IN THE FUEL FARM BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new money in the Fuel Farm budget for Phase I and Phase II of the Environmental Site Assessment study located at 222 and 225 West Academy Street, Albion, New York, as follows:

FROM:

Fuel Farm Reserve \$21,360.00

TO:

04.5140.0482 Engineering Services \$21,360.00

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

**RESOLUTION NO. 132-321**

AUTHORIZING PAYMENTS FROM CAPITAL PROJECT LAKE ONTARIO REDI ACCOUNT

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

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$ 347.15	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>
\$2,612.50	Wendel	Professional services for Lakeshore Road Redi Project

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

**RESOLUTION NO. 133-321**

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>
\$11,960.00	Labella Associates	Professional Services Angling Road Bridge



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

**RESOLUTION NO. 134-321**

**APPROVING PAYMENT FOR PRINTING, PROCESSING AND POSTAGE OF ANNUAL MAILING TO REGISTERED VOTERS OF ORLEANS COUNTY**

RESOLVED, that this Legislature approves the payment of \$5,514.72 for the printing and processing of the annual mail check postcards and \$3,676.48 for postage totaling \$9,191.20 to NTS Data Services, Niagara Falls, NY to all active registered voters of Orleans County advising them of the 2021 State/Local Primary and General elections dates and other relevant voter information, as pursuant to New York State elections Law, to be paid from Election Budget Accounts 01.1450.0441-Printing and 01.1450.0461-Postage.

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

**RESOLUTION NO. 135-321**

**APPROVING PURCHASE BETWEEN ORLEANS COUNTY BOARD OF ELECTIONS AND NETWORKING TECHNOLOGIES-BUFFALO**

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 approve the purchase from Networking Technologies-Buffalo, 3910 Caughey Rd., Ste 207, Erie, PA, through NYS contract for HP Enterprise Division contract # PM205850 for a Virtual Host and additional Host Server for Elections for a total cost of \$11,022.55 to be paid from Elections Budget Account 01.1450.0486.4277-Special Grants-HAVA Cybersecurity Remediation and Mitigation Grant.

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

**RESOLUTION NO. 136-321**

**APPROVING PURCHASE BETWEEN ORLEANS COUNTY BOARD OF ELECTIONS AND GREY CASTLE SECURITY**

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 approve the Penetration Testing of the OCGOV Network by Grey Castle Security for a total cost of \$16,500.00, to be paid from the Election Budget Account 01.1450.0486.4277-Special Grants-HAVA Cybersecurity Remediation and Mitigation Grant.

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

**RESOLUTION NO. 137-321 Withdrawn**

**AMENDING RESOLUTION NO. 558-1220 BETWEEN ORLEANS COUNTY AND WENDEL**

*WHEREAS, Resolution No. 558-1220 approved an agreement between Orleans County and Wendel to provide professional services to evaluate the main public entrance of the County Office Building to allow for more room for security measures and COVID-19 protocols not to exceed \$20,000.00; and*

*WHEREAS, there is a need to enter into an additional agreement with Wendel for professional services to evaluate the current County Office Building Expansion Master Plan not to exceed \$30,500.00; now be it*

*RESOLVED, that this Legislature does hereby approve a proposals for professional services with Wendel, Center Point Corporate Park, 375 Essjay Rd, Suite 200 Williamsville at a combined fee not to exceed \$50,500.00.*

**RESOLUTION NO. 138-321**

**APPROVING APPOINTMENTS TO THE LOCAL DEVELOPMENT CORPORATION BOARD**

RESOLVED, that this Legislature approves the following appointments to the Local Development Corporation Board:

<u>Name:</u>	<u>Address:</u>	<u>Expiration</u>
William Eick	10471 Freeman Rd, Medina NY	December 31, 2021
Fred Miller	5 Linwood Ave, Albion NY	December 31, 2021

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

**RESOLUTION NO. 139-321**

**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>
\$8,923.41	Wendel WD A/E/S/LA, PC	Bill for Professional Services, invoice # 501406, project 245008-32 Front Vestibule Expansion Study

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

**RESOLUTION NO. 140-321**

**AUTHORIZING PAYMENT OF CLAIMS FOR APRIL 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 April 14, 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 April 28, 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, DeFilipps; second, DeRoller  
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Johnson asked the Legislators for discussion of any old or unfinished business, none was offered. She then opened the meeting for comment from the public, none was offered.

Chairman Johnson entertained a motion to adjourn. Legislator DeFilipps made the motion to adjourn; second, Legislator Allport. Meeting adjourned at 4:53 p.m.