

Legislature Meeting

August 25, 2021

Chairman Lynne Johnson called the meeting to order at 4:31 p.m. Veteran Legislator Kenneth DeRoller led us in the Pledge to the Flag followed by an Invocation.

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

The Clerk presented the following Communications: Treasurer Kimberly DeFrank has filed the list of Inter Fund loans to Special Grant-WIA that were issued from July 13, 2021 to date as directed in Resolution No. 175-418 in the Clerk of the Legislature Office. Also received from the State of New York Office of Real Property Tax Services is the List of Certified 2021 State Equalization Rates for the 2021 assessment rolls for Orleans County municipalities. This has been filed in the Clerk of the Legislature Office.

Legislator Miller presented a Special Recognition to the thirty-four office and driver volunteers of the Veterans Services Agency. Those present to receive certificates were: Helen Bilicki, Ralph Clute and Frank Panczyszyn. Also present was Director Nancy Traxler. All other volunteers will receive their Special Recognitions at a luncheon.

Treasurer Kimberly DeFrank has paid out to the towns and villages for sales tax in July. The remaining levy was paid to road fund. We did finally received from \$153,000.00 from NYS unemployment, this was due to the county at the end of 2020. Mrs. DeFrank stated that the finances are doing okay.

Chairman Johnson asked for open discussion as it relates to the resolutions presented.

Chairman Johnson and CAO Welch attended the volunteer recognition for everyone that helped the County get through COVID-19. There were around 150 people at the GCC Athletic Center. We not only thanked them for everything they did, we asked them not to go far, as we will probably need them again. These volunteers had many difficult tasks. They performed testing, vaccinations, state record keeping. It was their tireless efforts that got us through the first part of Covid-19 pandemic. There were test sites at the Fairgrounds, clinics at the Ridgeway Fire Department and shared clinics in Batavia at GCC. Without the help of the volunteers we would not have gotten to our percentage of vaccinations. It was an honor to stand before them.

New York State has made significant with REDI dredging commission that was started. Today, we were told the dredging at the Oak Orchard River has started. This should last three weeks, being completed before the salmon season starts. Approximately 250 x 90ft of the entrance channel will be dredged to a depth of eight feet below the low water level. The dredging will be completed with mechanical means and the dredge fleet is anticipated to include a barge, excavator and two dump scow. One tugboat and one workboat are anticipated to be used to support the overall operation. The sediment dredged from the channel will be placed in a defined area approximately 1,300 feet east to entrance channel.

Hearing no other public comment on resolutions, Chairman Johnson began with the presentation of resolutions.

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

RESOLUTION NO. 355-821

APPROVING AGREEMENT EXTENSION BETWEEN APPLIED BUSINESS SYSTEMS AND REAL PROPERTY TAX SERVICE

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 bills, Village tax bills and School Tax bills at a cost of \$0.188 per bill, with such fees charged back to the municipalities; now be it

RESOLVED, that this Legislature approves an agreement extension, second of four, for an additional twelve month period for printing services through August 31, 2022 with no contract changes.

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

RESOLUTION NO. 356-821

AUTHORIZING THE PURCHASE OF SOFTWARE LICENSING FROM BRITE COMPUTERS AND AUTHORIZING THE TREASURER TO TRANSFER FUNDS FROM CONTINGENCY TO VARIOUS DEPARTMENTS

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

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

RESOLVED, that this Legislature approves the purchase renewal of 150 copies of NetMotion connectivity software from Brite Computers, 7647 Main Street Fishers, Victor, NY 14564, at a cost of \$16,800.00 to be paid by apportionment from various departments using that software, and

FURTHER RESOLVED, that the Legislature authorizes the County Treasurer to transfer funds as follows:

FROM:

01.1990.0435	Contingency Fund	\$16,800.00
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TO:

01.1040.0418	Clerk of the Legislature	\$112.00
01.1325.0418	County Treasurer	\$112.00
01.1410.0418	County Clerk	\$112.00
01.1680.0418	Computer Services	\$3,584.00
01.3020.0418	Sheriff/Dispatch	\$112.00
01.3110.0418	Sheriff	\$2,800.00
01.3140.0418	Probation	\$336.00
01.3150.0418	Sheriff/Jail	\$224.00
01.3189.0418	MFCTF	\$224.00
01.3640.0418	Emergency Management	\$672.00
01.4010.0418	Public Health	\$1,344.00
01.4310.0418	Mental Health	\$3,024.00
01.6010.0418	Dept. of Social Services	\$3,248.00
01.1620.0418	Buildings and Grounds	\$112.00
01.6510.0418	Veterans	\$112.00
01.9901.0955	Transfer to Other Dept.	\$672.00

FURTHER RESOLVED, that the Treasurer is authorized to transfer \$112.00 to Solid Waste and \$560.00 to Job Development and make appropriate setup entries.

FURTHER RESOLVED, that the Legislature Chairman is authorized to execute the agreement to purchase the software licenses.

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

RESOLUTION NO. 357-821

AUTHORIZING SOFTWARE TO BE PURCHASED FROM CDWG AND PAID FROM VARIOUS DEPARTMENTS OF ORLEANS COUNTY

WHEREAS, the Orleans County Legislature is aware of the End of Life of the software Adobe Acrobat Professional Version 11 and that retaining working copies on the network in the production environment presents a dangerous and easily exploitable security risk, now be it

RESOLVED, that this Legislature approves the purchase of 15 copies and licenses of Adobe Acrobat Professional 2020 from CDW-G LLC, 200 N. Milwaukee Avenue, Vernon Hills, IL 60061 from quote number MHFP105 for \$400.73 per license to be paid by apportionment from various departments of Orleans County budgets XXXX.220.

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

RESOLUTION NO. 358-821

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 14 Laptop computers and 11 Docking stations to be added to the Dell Master Lease as # 810-6457612-015 for the various Departments in Orleans County from August 30, 2021 through August 29, 2025, four (4) annual payments of \$5,731.73 with a \$1 buyout option at the end, to be paid from various budget accounts XXXX.222 – Leased Equipment by apportionment; 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. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 359-821

AUTHORIZING TRANSFERRING THE CELL PHONE POSITION ON THE VERIZON ACCOUNT IN THE COMPUTER SERVICES DEPARTMENT

WHEREAS, Resolution No. 379-920 authorized adding a cell phone to the Verizon account in the Computer Services Department position 1680.03; now be

RESOLVED, that this Legislature does hereby authorize the Orleans County Computer Services Department to change cell phone position 1680.03 to position 1680.08 Department of Social Services Computer Specialist, to be paid per month from Computer Services Cell Phones Account 01.1680.0401 – Cellular Phones.

FURTHER RESOLVED, that this Legislature approves the Cellular Phone Use Agreements for position 1680.08 Department of Social Services Computer Specialist.

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

RESOLUTION NO. 360-821

AUTHORIZING THE ADOPTION OF THE 2021 ORLEANS COUNTY NEW YORK HAZARD MITIGATION PLAN

WHEREAS, all jurisdictions within Orleans County have exposure to hazards that increase the risk to life, property, environment, and the County and local economy; and

WHEREAS, pro-active mitigation of known hazards before a disaster event can reduce or eliminate long-term risk to life and property; and

WHEREAS, The Disaster Mitigation Act of 2000 (Public Law 106-390) established new requirements for pre- and post-disaster hazard mitigation programs; and

WHEREAS, a coalition of Orleans County municipalities with like planning objectives has been formed to pool resources and create consistent mitigation strategies within Orleans County; and

WHEREAS, the coalition has completed a planning process that engages the public, assesses the risk and vulnerability to the impacts of hazards, develops a mitigation strategy consistent with a set of uniform goals and objectives, and creates a plan for implementing, evaluating and revising this strategy;

NOW, THEREFORE, BE IT RESOLVED that the County of Orleans:

- 1) Adopts in its entirety, the 2021 Orleans County Hazard Mitigation Plan (the "Plan") as the jurisdiction's Hazard Mitigation Plan, and resolves to execute the actions identified in the Plan that pertain to this jurisdiction.
- 2) Will use the adopted and approved portions of the Plan to guide pre- and post-disaster mitigation of the hazards identified.
- 3) Will coordinate the strategies identified in the Plan with other planning programs and mechanisms under its jurisdictional authority.
- 4) Will continue its support of the Planning Partnership as described within the Plan.
- 5) Will help to promote and support the mitigation successes of all participants in this Plan.
- 6) Will incorporate mitigation planning as an integral component of government and partner operations.
- 7) Will provide an update of the Plan in conjunction with the County no less than every five years.

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

RESOLUTION NO. 361-821

APPROVING AGREEMENT WITH LYNNE MENZ DESIGNS FOR TOURISM
MANAGEMENT SERVICES

WHEREAS, the current agreement on file with Lynne Menz Designs and Orleans County Tourism to provide Tourism Marketing and Management Services at a rate of \$750.00 per month for six months is due to expire on August 31, 2021; now therefore be it

RESOLVED, that this Legislature hereby approves an extension agreement with Lynne Menz Designs DBA/OCI Partners LLC of Kent, NY to continue providing Tourism Marketing and Management Services to Orleans County at a cost of \$2,500.00 per month, not to exceed \$10,000 to be paid from Tourism Account 01.6410.0466 effective September 1, 2021 to December 31, 2021.

Moved, DeRoller; second, DeFilipps.
Adopted. 6 ayes; 0 nays; 1 abstain, Draper.

RESOLUTION NO. 362-821

DESIGNATING THE TOURISM PROMOTION AGENCY AND AUTHORIZING APPLICATION FOR THE 2022 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 2022 New York State Matching Funds Program; and be it

FURTHER RESOLVED, that the TPA Project Director is hereby authorized to apply for the 2022 State Matching Funds and to receive such funds to the extent that local matching funds are available.

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

RESOLUTION NO. 363-821

AUTHORIZING ATTENDANCE AT OUT OF STATE TRAVEL SHOW FOR TOURISM PROMOTIONS

RESOLVED, that this legislature hereby authorizes attendance at the following trade and travel shows, to be paid from account A6410.468 - Tourism, I Love New York except as noted: America's Largest RV Show, Hershey PA, September 15th – 19th, 2021, to be attended by Dawn L. Borchert.

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

RESOLUTION NO. 364-821

APPROVING AGREEMENT BETWEEN MENTAL HEALTH DEPARTMENT AND BRIAN AMOS, M.S., PH.D.

RESOLVED, that this Legislature approves an agreement between Mental Health and Brian S. Amos, M.S., Ph.D., 1556 Fallen Leaf Terrace, Webster, NY 14580, providing services as a consulting psychologist for an average of fourteen on-site hours per week for a contract term August 19, 2021 thru August 18, 2022, at an hourly rate of \$130.00. Total cost is \$87,360.00, County cost \$6,115.00.

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

RESOLUTION NO. 365-821

APPROVING AGREEMENT BETWEEN MENTAL HEALTH DEPARTMENT AND DIANA PAGE, PMHNP-BC

RESOLVED, that this Legislature approves the agreement between the Mental Health Department and Diana J Page, PMHNP-BC, 20 Valle Drive, Batavia, New York 14020, providing consulting psychiatric services for up to sixty-four hours for a contract term September 1st, 2021 and December 31st, 2021 at an hourly rate of \$140.00. Total cost of \$8,960.00, County cost \$627.00.

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

RESOLUTION NO. 366-821

APPROVING AGREEMENTS BETWEEN THE HEALTH DEPARTMENT AND VARIOUS AGENCIES

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

MOBILE TELEMED, 40 La Riviere Drive, Suite 140, Buffalo, NY 14202. To provide quality healthcare wherever you may be. To utilize technology to offer quality virtual urgent and or primary care access in a convenient professional manner. That each patient receive excellent in-place medical care, facilitated by the use of appropriate technology. To revolutionize the healthcare delivery model throughout NYS. Cost range from \$11,500.00 to \$13,700.00 depending on district size and participation level. For term September 1, 2021 through July 31, 2022. No County Cost.

NYSDOH E.S.P Corning Tower Building Rm. 859, Albany, NY 12237. EI Administration Grant to ensure the needs of the people who may be developmentally delayed are met. Grant approved through Grants Gateway, for a 5 year period. For term October 1, 2021 through September 20, 2026. Total cost to be \$225,495.00 paying \$45,099.00 per year. No County cost.

MONROE COUNTY PUBLIC HEALTH, 39 West Main Street, Rm 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. Any additional autopsies will be billed at \$2500.00 each. For term January 1, 2021 through December 31, 2021.

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. Second extension for term September 1, 2021 through August 31, 2021.

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

RESOLUTION NO. 367-821

AUTHORIZING A PURCHASE FROM PUBLIC HEALTH DEPARTMENT BUDGET

RESOLVED, that this Legislature does hereby authorize the Orleans County Health Department to purchase from LabRepCo, 101 Witmer Road, Suite 700, Horsham, PA 19044, a pharmaceutical refrigerator in the amount of \$5,104.64 per NYS Contract Number: PC68669 with funding approved in the NYS Immunization Grant. No County Cost.

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

RESOLUTION NO. 368-821

AUTHORIZING SETTING UP NEW MONIES IN THE PUBLIC HEALTH DEPARTMENT

WHEREAS, a contract was approved between the Orleans County Health Department and Health Research, Incorporated in Resolution #317-721, now be it

RESOLVED, that the Orleans County Treasurer is authorized to set up new monies in the 2021 Public Health Department budget as a result of the said contract in the amount of \$111,000.00 as follows:

REVENUE:

01.4010.4489 Bioterrorism Preparedness	\$ 111,000
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APPROPRIATIONS:

01.4010.0250 Other Equipment	\$ 25,000
01.4010.0402 Laboratory	\$ 10,000
01.4010.0452 Personal Service Contracts	\$ 64,100

01.4010.0489 Nursing Supplies

\$ 11,900

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

RESOLUTION NO. 369-821

APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND TOSHIBA BUSINESS SOLUTIONS

RESOLVED, that this Legislature approve monthly payment to Toshiba Business Solutions, 100 Colvin Woods, Ste 100, Tonawanda, NY 14150 for copier maintenance billing per copy with an annual increase of 2.5% effective October 1, 2021, for the life of Toshiba e-Studio 3555AC machine being transferred from the Office for the Aging to the Sheriff/Jail as follows:

Sheriff/Jail	e-Studio 3555AC	Owned
Above bill per copy B&W .008279 per page and Color .052431 per page		

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

RESOLUTION NO. 370-821

AUTHORIZING THE SHERIFF'S OFFICE TO ADD SIM CARDS TO THE VERIZON ACCOUNT

RESOLVED, that this Legislature does hereby authorize the Sheriff's Office to add (4) SIM Cards, to the Verizon account 01.3110.0401-Cellular Phones and Pages; and will be used for all work-related activity.

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

RESOLUTION NO. 371-821

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

WHEREAS, this Legislature, in Resolution No.118-321, had authorized the Orleans County Sheriff's Office to apply to the New York Governor's Traffic Committee, 6 Empire State Plaza, Albany, NY 12228, for safety grant funding, now be it

RESOLVED, this this Legislature accepts the 2021-2022 Child Passenger Safety Grant CPS-2022-Orleans Co SO-00074-(037) award in the amount of \$2,900.00, for funding period October 1, 2021 through September 30, 2022 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, that this Legislature accepts the 2021-2022 Police Traffic Services grant PTS-2022-Orleans Co SO-00089-(037) award in the amount of \$8,585.00, for funding period October 1, 2021 through September 30, 2022 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. 372-821

AUTHORIZING THE 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 2021-22 High Visibility Engagement Grant funding application in the amount of \$15,000. 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, 2021 through September 30, 2022.

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

RESOLUTION NO. 373-821

AUTHORIZING THE SHERIFF'S OFFICE/JAIL TO PURCHASE INTERCEPT THERMAL SECURITY SCANNER AND AUTHORIZING THE TREASURER TO SET UP FUNDS

RESOLVED, that this Legislature does hereby approve the purchase of a 2021 TEK 84 Intercept Security Scanning System with Infrared/Thermal cameras from Sysorex Government Services, Inc. 13880 Dulles Corner Lane, Suite 175, Herndon, VA 20171, to be used for temperature checks under the COVID-19 guideline Jail facility safety, GSA Schedule Contract # GS-35F-210DA, DUNS # 884141599, at a total cost of \$159,000.00 to be paid from America Rescue Plan Funds; and be it

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

REVENUE:

01.1326.4096	American Rescue Plan Funds	\$159,000.00
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EXPENSE:

01.1326.0250.3150	Sheriff/Jail-Other Equipment	\$159,000.00
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Moved, Draper; second, Allport.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 374-821

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 any unexpected costs on automotive parts on Sheriff Patrol vehicles as follows:

FROM:

01.3150.0424 Food Costs \$5,000.00

TO:

01.3110.0414 Automotive Parts \$5,000.00

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

RESOLUTION NO. 375-821

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

RESOLVED, that this Legislature accepts donations received from community member to assist the Orleans County Animal Shelter, 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 \$30.00

APPROPRIATION:

01.3510.0418 Other Contractual Expenses \$30.00

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

RESOLUTION NO. 376-821

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

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

Public Safety Dispatcher, Full-time (3020.03) Grade 4 OCSEA, effective August 26, 2021
Public Safety Dispatcher, Part-time (3020.19) \$15.37/hour, effective August 26, 2021

Correction Officer, Part-time (3150.35) \$15.37/hour, effective August 26, 2021
Deputy Sheriff Marine, Part-time (3110.81) \$17.69/hour, effective September 7, 2021

FURTHER RESOLVED, that this Legislature authorizes creating two (2) permanent fulltime Deputy Sheriff Lieutenant Positions (3110.83 and 3110.84) in the Sheriff's Office at Grade 3, of the OCDSA Salary Schedule effective September 1, 2021.

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

RESOLUTION NO. 377-821

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, 2021 through June 30, 2022.

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

RESOLUTION NO. 378-821

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 4515AC machine effective November 1, 2021 through October 31, 2025 as follows:

District Attorney	e-Studio 4515AC	\$229 per month
Above bill per copy B&W .00750 per page and Color .04750 per page		

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

RESOLUTION NO. 379-821

RESOLUTION APPROVING AGREEMENT 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:

Elmcrest, Syracuse, NY for the provision of residential foster care services; to be effective October 1, 2021 through September 30, 2022 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. 380-821

AUTHORIZING FILLING A VACANCY IN THE DEPARTMENT OF SOCIAL SERVICES

WHEREAS, The Department of Social Services continuously reviews staffing to provide more efficient operation of County business, and due to a recent resignation, now be it

RESOLVED that this Legislature does hereby authorize filling a full-time Social Welfare Examiner position (6010.0249) in the Department of Social Services at Grade 13 of the CSEA Salary Schedule effective August 26, 2021.

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

RESOLUTION NO. 381-821

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 Early Voting Expansion (EVE) Grant in the amount of \$16,985.88; 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 April 07, 2021 through January 28, 2022 to be used for early voting expansion; 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:

01.1450.3217.2021	Elections Services	\$16,985.88
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APPROPRIATION:

01.1450.0486.3217	Special Grants- Early Voting Expansion (EVE) Grant	\$16,985.88
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Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 382-821

**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 Technology Innovation and Election Resource (TIER) Grant in the amount of \$37,119.30; 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 April 07, 2021 through January 27, 2023 to be used to upgrade of software, technology updates and equipment; 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:

01.1450.3218.2021	Elections Services	\$37,119.30
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APPROPRIATION:

01.1450.0486.3218	Special Grants- Technology Innovation And Election Resource (TIER) Grant	\$37,119.30
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Moved, Miller; second, Eick.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 383-821

**AMENDING RESOLUTION BETWEEN THE ORLEANS COUNTY DEPARTMENT OF
PUBLIC WORKS AND WENDEL COMPANIES**

WHEREAS, Resolution 154-320 approves an agreement between the Orleans County Department of Public Works and Wendel Companies for Proposal NO. 01 Lakeshore Road REDI project at a cost of \$120,000.00; and be it

RESOLVED, this Legislature approves the amendment of Resolution 154-320 to reflect a change in the dollar amount to \$120,500.00; to be paid out of the Capital Infrastructure REDI Project bond money account: H1620.0250.

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

RESOLUTION NO. 384-821

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 2021-2022 in the amount of \$85,383.00 at a maximum compensation of 100% of that amount to the County by the State. This agreement shall be retroactive to April 1, 2021 and shall terminate on March 31, 2022; and be it

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

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

RESOLUTION NO. 385-821

AWARDING ENGINEERING FIRM FOR PROFESSIONAL SERVICES FOR ROUTE 237 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 engineering, design services, and right-a-way acquisition services for the Route 237 over Bald Eagle Creek Bridge Replacement Project; and therefore be it

RESOLVED, the County has finalized the consultant selection process and this Legislature does hereby award C&S Engineers, Inc., 150 State Street, Suite 120 Rochester, New York 14614 for this project at a cost not to exceed \$158,000.00 to be paid out of the Capital bridge account 03.5120.0470.2287. The project location is in the Town of Kendall, BIN: 3358760, NYS DOT Contract #D040292, PIN 4OR0.03; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute 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.

Legislator Eick stated this is for a chairlift in historian office, making it handicap assessable. The following resolution was adopted.

RESOLUTION NO. 386-821

APPROVING AGREEMENT BETWEEN THE DEPARTMENT OF PUBLIC WORKS AND MILLAN HEALTHCARE SOLUTIONS/DBA 101 MOBILITY AND AUTHORIZING

COUNTY TREASURER TO TRANSFER FUNDS TO THE BUILDING AND GROUNDS DIVISION BUDGET

RESOLVED, that this Legislature hereby approves an agreement with Millan Healthcare Solutions/dba 101 Mobility, 2395 Dewey Avenue, Rochester, New York 14615 to purchase and install a Stairlift at the County Historian's office to be in compliant with the ADA (American Disability Act) and have public access to the County Historian's office at a cost of \$13,375.00; to be paid out of the Buildings and Grounds Division budget 01.1620.0470; and be it

RESOLVED, that the County Treasurer is authorized to transfer the funds to cover the purchase as follows:

FROM:

Infrastructure Reserve \$13,375.00

TO:

01.1620.0470 Capital Construction Projects \$13,375.00

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

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

RESOLUTION NO. 387-821

AUTHORIZING REPAIR SERVICE FROM THE DEPARTMENT OF PUBLIC WORKS BUDGET

RESOLVED, that this Legislature approves a service bill with Trane, 45 Earhart Drive, Suite 103, Buffalo, New York 14221 for emergency repair services to the chiller compressor at the County Office Building North location at a cost of \$6,964.26; to be paid out of the Buildings and Grounds Division budget account 01.1620.0403; and be it

FURTHER RESOLVED, the pricing is through the National IPA Omnia Partners Contract #15JLP023, contract period: August 2, 2021 through December 31, 2021.

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

RESOLUTION NO. 388-821

AUTHORIZING CREATION AND FILLING OF POSITION IN THE DEPARTMENT OF PUBLIC WORKS AND AMENDING RESOLUTION NO. 296-621

RESOLVED, that this Legislature hereby authorizes the creation of a permanent full-time Building Maintenance Worker position in the Department of Public Works Buildings and Grounds Division at Grade 12 of the 2021 CSEA Contract Salary Schedule, Position code (1620.23); and be it

FURTHER RESOLVED, that this Legislature authorizes the filling the of newly created vacant full-time Building Maintenance Worker position effective August 26, 2021; and be it

FURTHER RESOLVED, that this Legislature, subsequent to the filling of newly created vacant Building Maintenance Worker position, authorizes the filling of one vacant Custodial Worker position (1620.06) at Grade 4 of the CSEA Salary Schedule, effective August 26, 2021; and be it

FURTHER RESOLVED, that Resolution No. 296-621 be amended indicating the newly vacant position to be filled immediately is the Motor Equipment Operator position (5110.18).

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

Legislator Eick moved the following resolution to approve agreement with Radio Technologies for management of the Broadband project. Chairman Johnson asked to amend the resolution by adding a further resolved indicating that this agreement would be paid through American Rescue Plan Funds and other Covid funds allocated to Orleans County. Legislator Miller second the motion and the following resolution as adopted:

RESOLUTION NO. 389-821

APPROVING AGREEMENT BETWEEN EMERGENCY MANAGEMENT AND RADIO TECHNOLOGIES FOR THE PROPOSED BROADBAND SYSTEM IMPLEMENTATION BY RTO

WHEREAS, Resolution 352-721 awarded the bid to Rural Technology Operators (RTO) for wireless internet service for all of Orleans County, now be it

RESOLVED, that this Legislature approve the agreement with Timothy Warth dba Radio Technologies, 15 Pamda Drive, Rochester, NY 14617 for specialized professional services and project management for the design and installation of the proposed broadband system at a cost of \$150,000.00. The performance period of the agreement is September 1, 2021 through August 31, 2022.

FURTHER RESOLVED, that this will be funded through county allocations funds leveraged through the American Rescue Plan Funds and other funds from Coronavirus State and Local Fiscal Recovery funds and/or other sources of state or federal infrastructure grants or funding.

Moved, Eick; second, Miller.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 390-821

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

RESOLVED, that this Legislature authorizes the Director of Emergency Management to expend State Homeland Security (SHSP) FY18 Grant Funds, which expires August 31, 2021, for the purchase of communication radio accessories for Emergency Management Office staff from Castner Communications, 2525 County Road 28, Canandaigua, NY 14424 (NYS OGS Contract #PT68714) at a cost not to exceed \$2,199 and be it

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

REVENUE:

01.3640.4309.2018	State Homeland Security Program Grant	\$2,199
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APPROPRIATION:

01.3640.0486.2018	Special Grants-SHSP FY2018	\$2,199
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Moved, Eick; second, Miller.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 391-821

AUTHORIZING PAYMENT TO L3 HARRIS PSPC FOR YEAR FIVE OF FIVE MAINTENANCE AGREEMENT

WHEREAS, this Legislature approved a five-year service agreement between L3Harris PSPC with Resolution No. 243-617; now be it

RESOLVED, that this Legislature authorize the Year Five payment of \$103,503.00 to be paid from Emergency Management Other Miscellaneous 01.3640.0418 and will be submitted for reimbursement from anticipated SICG FY20 Formula Grant funds.

Moved, Eick; second, Miller.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 392-821

AUTHORIZING REIMBURSEMENT TO CLERK OF THE LEGISLATURE FOR CELL PHONE USAGE

RESOLVED, that this Legislature authorizes payment from the Clerk of the Legislature budget, for the Clerk of the Legislature to be partially reimbursed for cell phone charges, incurred in conducting daily business, in the amount of \$50.00 per month, vouchered quarterly, effective October 1, 2021; 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, Eick; second, Miller.
Adopted. 7 ayes; 0 nays; 0 absent.

CAO Jack Welch stated the negotiations with CSEA began nearly twenty months ago, as normally done. During this time period we entered the Covid-19 shut downs. During this period, for the first time in history, we also offered layoffs. In 2021 there is an increased pressure to higher new employees. This agreement takes all of that into account; as it has a zero percent increase in 2020 continuing in the first half of 2021. Effective June 1st the wages will increase 50 cents and four present on top of that. This is directly intended to address the \$11.94 starting wage for custodian workers and house keeper aids. In 2022, CSEA will move to our higher deductible plan of \$2,500 for a single plan and \$5,000 for a family plan. This is the base plan for all of our employees. County Attorney Bogan stated that she is very happy that we came to an agreement with union. It is a good contract. The following resolution was adopted.

RESOLUTION NO. 393-821

APPROVING FIVE-YEAR AGREEMENT WITH CSEA

RESOLVED, that this Legislature approves an agreement with the Civil Service Employees Association, agreement covering a five-year period beginning January 1, 2020 and ending December 31, 2024, including the following provisions:

Provides for salary increases of 0% in 2020; effective June 1, 2021 for employees on the payroll on June 17, 2021 the salary schedule for all grades and steps will increase by 50 cents and then 4%; 2% in 2022; 2% in 2023; 2% in 2024.

Includes health insurance benefit reductions including: increased cost sharing and increased deductibles as well as some housekeeping issues throughout the agreement.

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

RESOLUTION NO. 394-821

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 July 28, 2021; 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, 2022, Director of Office for the Aging Grade 9, Step 7 of the Management Compensation Plan in Office for the Aging; and

FURTHER RESOLVED, that this Legislature approves the following upgrade, effective January 1, 2022, Secretary II, Grade 3 of the Management Compensation Plan; and

FURTHER RESOLVED, that this Legislature approves the following upgrade, effective January 1, 2022, Probation Assistant, Grade 14 of the CSEA contract; and

FURTHER RESOLVED, that this Legislature approves the following upgrade, effective August 26, 2021, Custodial Worker, Grade 4 of the CSEA contract; and

FURTHER RESOLVED, that this Legislature approves the following upgrade, effective August 26, 2021, Housekeeper Aide, Grade 4 of the CSEA contract; and

FURTHER RESOLVED, that this Legislature approves the following upgrade, effective August 26, 2021, Personal Care Aide, Grade 5 of the CSEA contract.

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

RESOLUTION NO. 395-821

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 8, 2021:

Fund/Department	Check Number (s):	Amount:
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 September 22, 2021:

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

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

Add on Resolution:

RESOLUTION NO. 396-821

AUTHORIZING COMPUTER SERVICES TO INITIATE A NEW SPECTRUM CIRCUIT TO THE DEPARTMENT OF PUBLIC WORKS AND AUTHORIZE THE TREASURER TO TRANSFER FUNDS FROM CONTINGENCY TO COMPUTER SERVICES

WHEREAS, the Legislature is aware that the existing methodology of extending the Orleans County Network to the Department of Public Works via a Wireless Point to Point link is becoming more unstable and problematic; and

WHEREAS, the Legislature is also aware that the ability of the Department of Public Works to perform their various functions is solely reliant on this unstable connection with the County Network; now be it

RESOLVED, that this Legislature authorizes the initiation of one 100X100 Spectrum Business Class circuit Spectrum Enterprises, for \$950.00/month with a one-time installation cost of \$2,360.00, to be managed by the Computer Services Department as the primary connection for the Orleans County Network and paid for by the Computer Services Department Budget from budget line 01.1680.042 - Telephone and Internet Services; and

FURTHER RESOLVED, that the Legislature authorizes the County Treasurer to transfer funds as follows:

FROM

01.1990.0435	Contingency Fund	\$5,210.00
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TO

01.1680.0421	Computer Services	\$5,210.00
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FURTHER RESOLVED, that the Chairman is authorized to execute this agreement subject the review and approval of the County Attorney.

Moved, DeFilipps; second, DeRoller.

Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Johnson ask the Legislator for any old or unfinished business.

Legislator DeRoller stated that he is tasked with being a member of the Western New York InterCounty. He has presented and brought forward to InterCounty for approval, the Help Wanted Act. This act has been brought forward by Congressman Jacobs. In summary this stops the following COVID-19 unemployment benefits: no voluntarily leave while still getting paid, not look for work while still getting paid, and saying 'I am afraid of COVID-19' while still getting paid. The Help Wanted Act will remove these bullets and get people back to work and looking for work. InterCounty unanimously supported this. Orleans County has also embraced this resolution.

Legislator DeRoller also stated that he recently attended the ground breaking for Lake Shore Rd REDI project, with DPW Commissioner John Papponetti. While there, Legislator DeRoller had one of the gold shovels signed by, then Lt. Governor Kathy Hochul. At this time, Legislator DeRoller presented the shovel to DPW Commissioner John Papponetti. Mrs. Hochul signed her name and wrote: 7/26/2021 We are REDI. Let it be noted that Kathy Hochul is now the current Governor of New York State.

The chairman than asked for any public comment and she received none.

Legislator DeRoller moved to adjourn; second by Legislator Miller.

Meeting adjourned at 5:00 p.m.