

March 5, 2020

The regular meeting of the Ontario County Board of Supervisors was called to order at 6:35 p.m. at the Ontario County Safety Training Facility, 2914 County Road 48 in the Town of Hopewell, Canandaigua, NY 14424 with Chairman John Marren presiding.

The Pledge of Allegiance was led by Supervisor Fred Lightfoote.

Upon roll call, all Members of the Board were present except for Supervisors Jeffery Gallahan and Tamara Hicks, who were declared necessarily absent.

Minutes of the preceding session was approved without being read by motion of Supervisor Mark Venuti, seconded by Supervisor Norman Teed; motion carried.

A Public Hearing regarding the inclusion of viable agricultural land in Ontario County Agricultural Districts One, Six, and Eight proposed during the Annual Review Board was called to order at 6:37 pm with Chairman John Marren presiding.

As no one wished to speak, the Public Hearing was closed at 6:38 pm.

Kate Ott, Deputy Director of Public Health, gave an update on the COVID-19 virus. She explained that the Corona virus is not the flu, but has similar symptoms. She noted the high risk groups are those over 55. She reported, as of 5:00 pm, March 5th, there were 99 cases reported in the United States. She said people should be concerned, but do not panic. She explained the testing and noted there has been confusion about testing. She confirmed that their Public Health Department is as ready as can be. They have plans in place to address the pandemic. She reviewed the prevention noting the best way of prevention; isolation, staying home, respiratory etiquette, hand washing, and social distancing. They have been in continual contact with the schools and other organizations and departments.

Chairman Marren welcomed Sheriff Kevin Henderson and Mr. Peter Kehoe. Mr. Kehoe on behalf of the entire Sheriffs of New York recognized and honored Sheriff Henderson and the men and women of the Ontario County Sheriff's Office and the occasion for reaccreditation of the Sheriff's Corrections Division. He noted less than half of the state's 62 Counties have been able to achieve this accreditation of their jail division. This is not an easy accomplishment. This comes on top of the accreditation of the Sheriff's other Divisions. Mr. Kehoe recognized the following employees for their particular efforts in the reaccreditation process:

- Sgt. David Loury
- Officer Brian Coons
- Nurse Joan Mitchell

Mr. Kehoe presented a plaque to Sheriff Henderson commemorating the achievement of reaccreditation of the Sheriff's Corrections Division.

Sheriff Henderson expressed his gratitude to all his staff and the support he has had from all the departments and the Board.

Privilege of the floor was granted to Supervisor Mark Venuti for Megan Webster, District Manager of the Ontario County Soil and Water District. Ms. Webster thanked the Board for their ongoing support. She explained that one of their tasks this year is to educate the residents about healthy waters from healthy septic tanks and healthy lawns. The provided door handles to all of the Supervisors for use in their towns or cities. The door handles provide education of healthy septic tanks on one side and healthy lawns on the other. She said this is part of their ongoing education program.

Privilege of the floor was granted to Supervisor Ted Bateman for Martha Hilton, president of the Local Farm Bureau and Tim Schelli, Director of the State Farm Bureau. Ms. Hilton said she was raised on a dairy farm and is fortunate to work in the agriculture industry. She announced that March is Agriculture Awareness Month and shared many of the activities upcoming for the month as well as throughout the upcoming year.

Mr. Schelli provided a handout of the 2017 Census of Agriculture of Ontario County as well as their 2020 Legislative priorities. He reviewed some of the data as well as share what they have been doing with the schools in agriculture education.

The following communications and reports were received and are on file in the Clerk's Office:

- Health and Human Services Committee held on February 3, 2020
- Planning and Environmental Quality Committee held on February 3, 2020
- Public Works Committee held on February 3, 2020
- Public Safety Committee held on February 5, 2020
- Governmental Operations and Insurance Committee held on February 5, 2020
- Special Planning and Environmental Quality Committee held on February 13, 2020
- Ontario County Alternatives to Incarceration Advisory Board Meeting held on December 2, 2019
- VAVS/Community Council Committee Meeting held on February 5, 2020
- Seneca Watershed Intermunicipal Organization Town of Fayette held on January 30, 2020.

A "thank you" note to Casella for the scholarship received from Claire Raes.

Acknowledgement receipt of Resolution No. 30-2020 received from Brian M. Kolb, NYS Assemblyman.

Acknowledgement receipt of Resolution No. 99-2020 received from Brian M. Kolb, NYS Assemblyman.

Acknowledgement receipt of Resolution No. 100-2020 received from Brian M. Kolb, NYS Assemblyman.

Resolution No. 63-20 entitled "Authorize Contract for WIOA Funding" received from Yates County.

Resolution No. 66-20 entitled "Approval of Finger Lakes Workforce and Innovation Act (WIOA) Local Policy Revisions" received from Yates County.

Revised Notifications of Grant Award and budget pages for the EISEP and HIICAP programs received from Greg Olsen.

Regulatory Compliance Committee Annual Report for the Year 2019.

Ontario County Humane Society 2019 Annual Report received from Director William E. Martin.

Ontario County Humane Society's Director's Report received from William E. Martin.

Ontario County Purchasing Department's 2019 Annual Report received from Debra Gierman, Purchasing Director.

Ontario County Planning Board's 2019 Annual Report received from the Ontario County Planning Department.

Notice of Public Hearing on March 10, 2020 regarding the adoption of a Local Law 2 of 2020 which would amend the Official Zoning map of the Town of Geneva received from Town of Geneva.

Town Board Resolution 02 2020 13 setting a Public Hearing to adopt Local Law establishing a temporary land use twelve-month moratorium prohibiting large scale battery energy storage system installations within the Town of Richmond, received from the Town of Richmond.

A letter of request regarding bus driver shortages received from David Christopher, NY Association of Pupil Transportation.

Resolution No. 2020-50 entitled "Resolution Authorizing a Home Rule Request to Extend the Authorization of the County of Broome to Impose an Additional One Percent Sales and Compensating Use Tax" received from Broome County.

Resolution No. 2020-70 entitled "Resolution Urging Governor Cuomo and the New York State Legislature to Increase the Counties' Share of Department of Motor Vehicles Revenue to 25 Percent to Provide a more Equitable Share for Counties Operating Local DMV Offices" received from Broome County.

A letter regarding a follow-up to Financial Management Review received from Julie Keating Workforce Programs Manager 2, Dept. of Labor.

Notification of Grant Award and approved application for the Medicare Improvements for Patients and Providers Act-Aging and Disability Resource Center received from Greg Olsen. Letter regarding proposed amendment to Ontario County's 3% occupancy tax to eliminate three or less units' exemption received from Jill and Robert Myers.

Resolutions Packet including Resolution No. 61, 90, 95-105 of 2020, received from Sullivan County.

NYS Legislative Reference Guide received from NYSAC.

Supervisor Todd Campbell gave a brief update on the Campbell Commission and ATI Committee. He said what stood out to him was the incredible number of partnerships not County based that our residents use that serve the jail going through the system in some fashion. He noted there are approximately sixty different partnerships they use at

the jail for different programs; all the different programs that help the Alternatives to Incarceration Program (ATI). He reported on the status of the Trust Accounts and the success it continues to have.

Chairman Marren asked Supervisor Campbell to share the list of partnerships with the Clerk to the Board to share with the Board.

Supervisor Dominick Vedora reviewed the compliance report to the Board, noting the number of external reviews and audits being in good standing.

At the request of Supervisor Gregory Bendzlowicz, consent was given to waive the provision of Rule No. 23 of the "Rules and Order of Business" of this Board so that action could be taken on the following addendum item to be included with the other Governmental Operations and Insurance Committee resolutions at this meeting.

Supervisor Gregory Bendzlowicz offered the following twelve resolutions as a block and moved for its adoption, seconded by Supervisor David Baker:

**RESOLUTION NO. 101-2020
RENEWAL OF CONTRACT (R16086) WITH CANANDAIGUA QUICK PRINT
FOR PRINTING SERVICES**

WHEREAS, A contract was approved with Canandaigua Quick Print for county print functions per resolution 12-2017; and

WHEREAS, The original contract allows for up to (2) two additional twelve (12) month renewal periods if mutually agreeable to both parties; and

WHEREAS, Ontario County continues to have a need for said services; and

WHEREAS, Canandaigua Quick Print has agreed to renew the original contract for a fourth year per the pricing structure in the original proposal (R16086); and

WHEREAS, The Information Technology Department and Purchasing Department agree that it would be in the County's best interest to award this renewal to Canandaigua Quick Print; and

WHEREAS, The Governmental Operations & Insurance Committee has reviewed and recommends this award; now, therefore, be it

RESOLVED, That the award of renewal be made to Canandaigua Quick Print., 330 South Main Street, Canandaigua, NY 14424, and that said award shall be in effect from March 1, 2020 to February 28, 2021; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to Canandaigua Quick Print.

RESOLUTION NO. 102-2020
CHANGE IN LOCATION OF REGULAR BOARD MEETING
FINGER LAKES COMMUNITY COLLEGE, STAGE 14
APRIL 16, 2020

WHEREAS, In order to create more public awareness, Chairman Marren has recommended this Board of Supervisors hold a regular meeting at a different location in the County at least once a year; and

WHEREAS, Finger Lakes Community College President Dr. Robert Nye would like to invite the Board of Supervisor to hold their April 16, 2020 meeting at the College; and

WHEREAS, Chairman Marren has recommended this Board of Supervisors hold its regular meeting scheduled on April 16, 2020, at Finger Lakes Community College, Stage 14, 3325 Marvin Sands Drive, Canandaigua, NY in the Town of Hopewell; and

WHEREAS, Finger Lakes Community College is handicapped accessible, meets all applicable codes, and will be open to the general public; now, therefore, be it

RESOLVED, That the Governmental Operations and Insurance Committee supports this action; and further

RESOLVED, That the Ontario County Board of Supervisors does hereby amend the Rules and Order of Business to hold the regular board meeting scheduled on April 16, 2020, at the Finger Lakes Community College, Stage 14, 3325 Marvin Sands Drive, Canandaigua, New York; and further

RESOLVED, That the date and time of any Public Hearings arising by virtue of this regular meeting be amended to reflect the location; and further

RESOLVED, That the Clerk of this Board shall forward the necessary, proper, and legal notice of the above meeting to all Supervisors, department heads, and designated newspapers.

RESOLUTION NO. 103-2020
AUTHORIZATION TO ENTER INTO A LEASE AGREEMENT WITH
DJF LEASING, INC. (INSTREAM, LLC DBA BIEL'S INFORMATION
TECHNOLOGY SYSTEMS CORPORATION)

WHEREAS, County Departments are in need of updated scanners; due to the increase in in house scanning of records that will be uploaded into the County wide records management system, Hyland Onbase; and

WHEREAS, The scanners will be leased under State Contract number PM21110 from DJF Leasing, Inc. owned by Instream, LLC, dba Biel's Information Technology, 1201 Indian Church Rd., West Seneca, NY 14224; and

WHEREAS, The scanners that will be leased are Fujitsu color duplex scanners with imprinter at a monthly rate of \$72.06 per unit which includes maintenance and 3 year advanced unit replacement and the Fujitsu color duplex scanner –flatbed at a monthly rate of \$66.26 per unit which includes maintenance and 3 year advanced unit replacement; and

WHEREAS, RAIMS and Information Technology staff have reviewed the different types of scanners and the options of leasing /buying and based on the pricing on the state contract PM21110 felt this is the best solution for the County; and

WHEREAS, The lease will extend 36 months beginning March 15, 2020 and the charge will remain the same for that period; and

WHEREAS, The Government Operations and Insurance Committee and the Ways and Means Committee recommend a contract with DJF Leasing, Inc. for the lease of the scanners; now, therefore, be it

RESOLVED, Upon review and approval of the County Attorney as to form, that the Ontario County Board of Supervisors does hereby authorize a contract with DJF Leasing, Inc. for a period of 3 years beginning March 15, 2020 and ending February, 2023; and further

RESOLVED, That the County Administrator be and hereby is authorized and empowered to execute the contract with DJF Leasing and all other documents necessary to effectuate the purpose of this resolution; and further

RESOLVED, That the Ontario County Department of Finance is authorized to make all necessary budgetary and accounting entries to effect the intent of this resolution; and further

RESOLVED, That a copy of this resolution be sent to DJF Leasing, Inc. owned by Instream, LLC, dba Biel's Information Technology, 1201 Indian Church Rd., West Seneca, NY 14224 by the Clerk of this Board.

**RESOLUTION NO. 104-2020
AUTHORIZE FEE-CONVEYANCE NOTICE-COUNTY CLERK**

WHEREAS, The NYS Legislature has passed a law amending Real Property Law §291 to require that the County Clerk mail a written notice to the owner of record of a conveyance recorded in the Clerk's office; and

WHEREAS, The law states that the Clerk of the County is entitled to charge a reasonable fee to cover the cost of mailing; and

WHEREAS, In order to keep the fee charged consistent across the state, the New York State Association of County Clerks agree to recommend that the reasonable fee be set at \$10.00 for the notice for each recording of a conveyance; now, therefore, be it

RESOLVED, That the County Clerk is authorized to charge the party seeking to record such conveyance a fee of \$10.00 to cover the cost mailing a notice of such conveyance.

RESOLUTION NO. 105-2020
RESOLUTION URGING GOVERNOR CUOMO AND THE STATE
LEGISLATURE TO CONTINUE THE FUNDING COMMITMENT FOR ALL
COSTS ASSOCIATED WITH EARLY VOTING REFORMS IMPLEMENTED AT
THE COUNTY LEVEL

WHEREAS, Counties through local Boards of Elections are responsible for managing election operations, and paying for all or most of the costs associated with these operations; and

WHEREAS, The 2019 State Legislative Session included many election reforms, including the authorization of electronic poll books and provisions for early voting; and

WHEREAS, The State's new early voting law required counties to open polling sites for early voting for 10 days prior to the 2019 general election; and

WHEREAS, There are three elections in 2020 that will require counties to provide opportunities for early voting: the presidential primary, the June primary, and the general election in November, and

WHEREAS, The enacted SFY 2020 State Budget included \$14.7 million in capital equipment aid and \$10 million in operational aid support to assist counties with implementing these election law reforms; and

WHEREAS, The Executive SFY 2021 State Budget proposal includes no funding for early voting; and

WHEREAS, Counties are grateful for the state assistance in 2020, but without continued state financial assistance, these costs will be borne by county property taxpayers; and

WHEREAS, The Governmental Operations and Insurance Committee has reviewed and support this resolution; now, therefore, be it

RESOLVED, The Ontario County Board of Supervisors urges the Governor and State Legislature to continue to fund election law reforms at SFY 2020 levels; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Governor Andrew Cuomo, Senate Majority Leader Andrea Stewart-Cousins, Assembly Speaker Carl Heastie, Assemblyman Brian Kolb, Senator Rich Funke, Senator Pamela Helming and the New York State Association of Counties.

RESOLUTION NO. 106-2020
RESOLUTION CALLING ON THE GOVERNOR AND NEW YORK STATE
LEGISLATURE TO PRESERVE THE ZERO PERCENT MEDICAID GROWTH
CAP FOR ALL COUNTIES AND NEW YORK CITY

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

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

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

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

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

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

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

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

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

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

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

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

- Using county government federal enhanced Medicaid match savings;
- Losing the State Medicaid growth cap if counties breach the state property tax cap;
- Shifting the local share of Medicaid growth above 3% to counties, if counties cannot contain costs under 3%; and

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

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

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

WHEREAS, The Health & Human Services and Governmental Operations and Insurance Committees have reviewed and support this resolution; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors urges the Governor and legislative leaders to maintain the zero percent Medicaid growth cap for counties and New York City as they address state budget shortfalls in order to keep downward pressure on the local tax burden; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Governor Andrew Cuomo, Senate Majority Leader Andrea Stewart-Cousins, Assembly Speaker Carl Heastie, Assemblyman Brian Kolb, Senator Rich Funke, Senator Pamela Helming and the New York State Association of Counties.

RESOLUTION NO. 107-2020
RESOLUTION CALLING ON THE GOVERNOR AND STATE LEGISLATURE
TO NOT SHIFT MORE COSTS TO COUNTIES AND NEW YORK CITY
FOR STATE CONTROLLED NON-HEALTH CARE
RELATED SOCIAL SERVICE PROGRAMS

WHEREAS, The State has indicated it is facing a \$6 billion budget deficit in 2021, which will grow to \$8.5 billion by 2023 if no actions are taken; and

WHEREAS, Over the last decade the state has devolved away from their historic and constitutional responsibilities of providing social services and support for low income families and individuals, as demonstrated through significant reductions in state financial support for these programs, thereby shifting these costs to counties and New York City; and

WHEREAS, These state funding shifts have increased county and New York City social services costs by hundreds of millions of dollars annually because the state requires that all services still be provided, but with less state resources; and

WHEREAS, New York City has been targeted with additional social services and public health cost shifts by the state that have increased the City's costs by hundreds of millions of dollars more each year, on top of the other cuts mentioned; and

WHEREAS, The steady pullback in State funding support has been expansive and includes cuts to child welfare, adoption subsidies, SNAP administration, Family Assistance, Safety Net, youth detention and treatment, and foster care; and

WHEREAS, The state has also increased regulatory burdens for local social service districts during the last decade, that include new administrative responsibilities and often duplicative and needless reporting requirements which divert scarce resources from critically needed services; and

WHEREAS, The net effect of these practices is that it forces local property taxes to be higher than they should because of the additional costs borne by counties and New York City; and

WHEREAS, Most other states do not require counties to fund such a large share of public assistance costs; and

WHEREAS, The current strong economy and low unemployment provide significant opportunities for recipients to connect with employment and gain valuable work skills that can lead to self-sufficiency and family independence; and

WHEREAS, Local Departments of Social Services have demonstrated significant success in achieving self-sufficiency when program resources are dedicated to employment and supporting the needs of individuals and families as they return, or connect, to the workforce; and

WHEREAS, The Health & Human Services and Governmental Operations and Insurance Committees have reviewed and support this resolution; now, therefore, be it

RESOLVED, The Ontario County Board of Supervisors calls on the Governor and State Legislature to not impose new cost shifts on counties and develop a multi-year plan to reverse the numerous state funding cuts that have occurred in public assistance programs and administration; and further

RESOLVED, The state should focus on reforming state social service programs by prioritizing employment as a key to achieving self-sufficiency and long-term independence for residents receiving Family Assistance, Safety Net Assistance and other programs; and further

RESOLVED, This Board and the counties of New York are calling on the Governor and State Legislature to recognize that effective public assistance policies are grounded in accountability, integrity and supporting the needs of recipients in entering the workforce; and further

RESOLVED, This Board and the counties of New York are calling on the Governor and State Legislature to limit new legislation and regulations that reduce accountability for recipients in gaining employment, self-sufficiency and long-term independence from public assistance as we believe this can ultimately hinder the success of these recipients in achieving self-sufficiency; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Governor Andrew Cuomo, Senate Majority Leader Andrea Stewart-Cousins, Assembly Speaker Carl Heastie, Assemblyman Brian Kolb, Senator Rich Funke, Senator Pamela Helming and the New York State Association of Counties.

RESOLUTION NO. 108-2020
RESOLUTION IN SUPPORT OF INCREASING FUNDING LEVELS FOR
LOCAL PUBLIC HEALTH PROGRAMS

WHEREAS, Local health departments (LHDs) are New York State's partners and operational extensions, working in the forefront of communities, addressing public health

issues, and serving as the first line of defense against all public health crises by protecting communities and residents; and

WHEREAS, Activities led by the 58 LHDs are paramount to our collective ability to achieve Prevention Agenda goals, address health disparities, improve health outcomes and ensure community safety and stability; and

WHEREAS, Counties have not received an increase in core public health aid in more than six years, nor have they received adequate compensation to respond to expanded state mandates and emerging health issues; and

WHEREAS, State budget appropriations for public health spending have been reduced year after year, including in the 2019-2020 State Budget, which reduced New York City's Article 6 reimbursement from 36% to 20%; and

WHEREAS, Cuts to public health funding in any form impact millions of New Yorkers and perpetuate health disparities, particularly in our children and elderly residents; and

WHEREAS, New York State's budget shortfall cannot prevent local health departments from providing mandated public health services, for example, those related to lead, ebola, corona virus, and water contamination; and

WHEREAS, Pooling public health categorical spending would decrease transparency of the public health programs funded by the state's limited aid to localities; and

WHEREAS, The Health & Human Services and Governmental Operations and Insurance Committees have reviewed and support this resolution; now, therefore, be it

RESOLVED, The Ontario County Board of Supervisors calls on the Governor and State Legislature to increase funding for public health services and retain separate appropriations so important health interventions can continue in the upcoming year; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Governor Andrew Cuomo, Senate Majority Leader Andrea Stewart-Cousins, Assembly Speaker Carl Heastie, Assemblyman Brian Kolb, Senator Rich Funke, Senator Pamela Helming and the New York State Association of Counties.

RESOLUTION NO. 109-2020
RESOLUTION URGING THE GOVERNOR AND STATE LEGISLATURE TO
EXPAND THE 2019-2020 FIVE PERCENT RATE INCREASE FOR TARGETED
PROVIDERS TO ENSURE INCLUSIVITY OF
ALL EARLY INTERVENTION SERVICE PROVIDERS

WHEREAS, Early Intervention (EI) therapists, service coordinators, teachers and evaluators provide crucial services to children with disabilities and developmental delays; and

WHEREAS, Many areas of the State are facing EI provider shortages and the existing number of providers is inadequate to meet the needs of the currently enrolled EI program children and their families; and

WHEREAS, EI providers have not received a rate increase in 13 years and EI rates were cut twice since 2010; and

WHEREAS, Counties providing EI services are facing detrimental fiscal impacts related to costs associated with the program; and

WHEREAS, In 2013, EI providers took on the responsibility of commercial insurance billing with no rate increase to cover their administrative costs; and

WHEREAS, The New York State Department of Health 2019 measure to increase rates for Occupational Therapy (OT), Physical Therapy (PT) and Speech Language Pathology (SLP) did not fully address the problem that Early Intervention rates had not been increased in over a decade; and

WHEREAS, Providers, particularly those outside of the OT, PT, SLP professions are leaving the EI program due to perceived lack of recognition received from being excluded from the five percent rate increase during the 2019-2020 SFY budget; and

WHEREAS, The Health & Human Services and Governmental Operations and Insurance Committees have reviewed and support this resolution; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors calls on the Governor and State Legislature to expand the five percent provider rate increase to include all Early Intervention service provider types using State invested dollars, while ensuring counties are held free from fiscal impact caused by such a rate increase; and further

RESOLVED, That any provider rate increase will be administered using State funding to ensure localities are not subject to additional EI program expenses; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Governor Andrew Cuomo, Senate Majority Leader Andrea Stewart-Cousins,

Assembly Speaker Carl Heastie, Assemblyman Brian Kolb, Senator Rich Funke, Senator Pamela Helming and the New York State Association of Counties.

RESOLUTION NO. 110-2020
RESOLUTION CALLING ON THE STATE OF NEW YORK TO MAKE ALL
MUNICIPALITIES WHOLE THAT HAVE BEEN IMPACTED BY THE STATE
AND SENECA NATION DISPUTE

WHEREAS, In 2002, the State of New York and the Seneca Nation entered into a compact with a provision that gaming revenue would be shared with the State in return for certain gaming exclusivity rights in Western New York; and

WHEREAS, The State of New York shares with local governments, including 16 counties in Western New York, a portion of revenue they receive from the Seneca Nation; and

WHEREAS, The counties rely on that revenue to maintain infrastructure and provide public safety for all residents as well as provide services needed to help support this growing gaming industry; and

WHEREAS, In 2017, a dispute between the Seneca Nation and the State arose over the language within the compact, leading the Nation to stop revenue sharing payments to the State; and

WHEREAS, Under New York Law, this revenue is first sent to the State of New York, after which the State sends a portion to local governments to support local service costs; and

WHEREAS, The Seneca Nation and the State of New York elected to attempt to resolve this issue through arbitration and, after the long development, this matter is now pending within the U.S. Western District of New York, a process that could take years; and

WHEREAS, This revenue loss amounts to approximately \$50 million annually to the 16 counties in Western New York; and

WHEREAS, To date, this equates to over \$100 million in county funding that is needed to fix roads, support social services, and provide for public health and safety; and

WHEREAS, Municipalities have suffered significant financial losses; and

WHEREAS, The Seneca Nation and the counties of New York have a long history of productive partnerships and respect, and the Nation leaders have recently expressed their desire to continue fiscal support to local governments; and

WHEREAS, The Governmental Operations and Insurance and Ways and Means Committees have reviewed and support this resolution; now, therefore, be it

RESOLVED, The Ontario County Board of Supervisors calls on the State of New York to immediately make municipalities whole for past and current loses caused by the State's dispute with the Seneca Nation of Indians in order to avoid further catastrophic harm to public safety and county services; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Governor Andrew Cuomo, Senate Majority Leader Andrea Stewart-Cousins, Assembly Speaker Carl Heastie, Assemblyman Brian Kolb, Senator Rich Funke, Senator Pamela Helming and the New York State Association of Counties.

RESOLUTION NO. 111-2020
RESOLUTION CALLING ON THE GOVERNOR AND STATE LEGISLATIVE
LEADERS TO PROVIDE COUNTIES WITH PERMANENT LOCAL
AUTHORITY OVER EXISTING SALES TAX RATES

WHEREAS, Counties continue to face significant challenges in balancing their budgets while also meeting the goals of the state-imposed property tax cap; and

WHEREAS, Growing state and federal budget deficits subject all downstream local governments to funding cuts and cost shifts, fostering uncertainty and instability for local budgets and taxpayers; and

WHEREAS, The two primary revenue sources for counties are the property tax and local sales tax; and

WHEREAS, It is critically important for counties to have confidence and stability in their revenue projections to efficiently and prudently manage their annual operating budgets, and this stability is even more critical for counties to develop and implement long-term capital and infrastructure plans; and

WHEREAS, The State has made the property tax cap permanent, therefore limiting a key county revenue in the face of rising costs and service needs in our communities; and

WHEREAS, In recent years, five counties have seen their home rule revenue authority held hostage in unrelated state policy fights, resulting in the temporary lapse of local tax revenues; and

WHEREAS, The loss of these revenues caused fiscal stress and budget uncertainty for these counties while increasing pressure on property taxes, and this threat extends to all counties under the current state sales tax renewal process; and

WHEREAS, Counties, in addition to addressing local quality of life services expected by taxpayers, must also administer and pay for more than 40 state and federal programs that can consume up to 80% of a county's entire budget; and

WHEREAS, Local elected officials rely on their home rule authority to determine what balance of local taxes works best in their community; and

WHEREAS, New York City was granted permanent local authority over their sales tax rate a decade ago, while county requests for the same authority have been repeatedly denied; and

WHEREAS, In the case of sales tax, Ontario County shares the revenues with our cities and towns to help pay for services delivered by these municipalities, or to directly lower the amount of property taxes levied in these jurisdictions; and

WHEREAS, The pass-through of local sales tax revenue from counties to other municipalities will likely exceed \$2 billion in 2019; and

WHEREAS, Making existing local sales tax rates permanent still allows for appropriate state legislative review in the future upon any rate change; and

WHEREAS, Permanent home rule sales tax authority will provide more budget certainty and stability for counties and local taxpayers; and

WHEREAS, Providing counties permanent home rule sales tax authority at existing rates will eliminate numerous administrative and duplicative requirements for paperwork, forms, legislative hearings, filings and public notices, resulting in improved government operations and fiscal savings at both the state and local levels; and

WHEREAS, The Governmental Operations and Insurance and Ways and Means Committees have reviewed and support this resolution; now, therefore, be it

RESOLVED, The Ontario County Board of Supervisors calls upon the Governor and State Legislature to provide parity with New York City by granting permanent home rule sales tax authority to counties at their current tax rates; and further

RESOLVED, The home rule process should be reformed so it works as efficiently as possible for local taxpayers, eliminates unnecessary and duplicative legislative activity at the state and local level, while retaining state legislative review for future amendments; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Governor Andrew Cuomo, Senate Majority Leader Andrea Stewart-Cousins, Assembly Speaker Carl Heastie, Assemblyman Brian Kolb, Senator Rich Funke, Senator Pamela Helming and the New York State Association of Counties.

RESOLUTION NO. 112-2020
AUTHORIZATION TO RENEW CONTRACT FOR PUBLIC RELATIONS &
MARKETING SERVICES FOR ONTARIO COUNTY WITH
TRANSPRO CONSULTING, LLC

WHEREAS, Resolution No. 88-2018 awarded a contract to TransPro Consulting, LLC and Resolution No. 8-2019 authorized a renewal for Public Relations and Marketing Services for various County departments; and

WHEREAS, Said contract expires February 19, 2020, and the County Administrator and the Purchasing Department feels it is in the best interest of the County to renew this contract for an additional (12) twelve months; and

WHEREAS, TransPro Consulting, LLC has agreed to renew said contract until February 19, 2021 for their services at no increase in cost; and

WHEREAS, The Governmental Operations & Insurance Committee has reviewed this renewal and recommends its approval; now, therefore, be it

RESOLVED, The Ontario County Board of Supervisors hereby approves renewal of RFP (R17098) with TransPro Consulting, LLC, 11935 Pasco Trails Blvd., Spring Hill, Florida, 34610; for Public Relations and Marketing Services for Ontario County at a cost of \$2,250 per month for 30 hours of service, \$125.00 for any hours over that amount per month and any subcontracted items to be billed at cost with no markup; and further

RESOLVED, Said renewal will commence February 20, 2020 and expire February 19, 2021; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to TransPro Consulting, LLC.

The foregoing block of twelve resolutions was adopted.

Supervisor Daniel Marshall offered the following five resolutions as a block and moved for its adoption, seconded by Supervisor Norman Teed:

**RESOLUTION NO. 113-2020
AUTHORIZATION TO CONTRACT
GENEVA GENERAL HOSPITAL AND
SOLDIERS AND SAILORS HOSPITAL 2020-2021**

WHEREAS, Ontario County desires to contract professional services with Geneva General Hospital, Geneva, NY & Soldiers & Sailors Hospital, Penn Yan, NY for the provision of services for Public Health Department programs; and

WHEREAS, All authorized providers will continue to provide services as follows:

Contractor	Professional Services	Time Period
Geneva General Hospital 196 North Street Geneva, NY 14456 and Soldiers and Sailors Hospital 418 North Main St. Penn Yan, NY 14527	Lead, Rabies and Tuberculosis Related Medical Services, X-Ray and Lab Services, Provision of Prescription Drugs and Pharmacy Dispensing Services	January 1, 2020 through December 31, 2021

and

WHEREAS, Funds have been budgeted for said contacts; and

WHEREAS, The provider will be paid as specified in “Schedule A” of the contract;
and

WHEREAS, The County Administrator and the Health and Human Services Committee recommend this contract; now, therefore, be it

RESOLVED, That upon the review and approval of the County Attorney as to form, the Board of Supervisors hereby approves a contract with Geneva General Hospital and Soldiers and Sailors Hospital for a term of January 1, 2020, through December 31, 2021; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the agreement with Geneva General Hospital and Soldiers and Sailors Hospital and all other documents necessary to effectuate the purposes of this resolution.

**RESOLUTION NO. 114-2020
2020 INTERMUNICIPAL AGREEMENT WITH MONROE COUNTY FOR
MEDICOLEGAL DEATH INVESTIGATIVE AND FORENSIC PATHOLOGY
SERVICES**

WHEREAS, Resolution No. 14-2019 authorized a contract with the Monroe County Office of the Medical Examiner for the purpose of medicolegal death investigative and forensic pathology services for Ontario County; and

WHEREAS, The Monroe County Office of the Medical Examiner proposes a one-year contract to continue services; and

WHEREAS, The Public Health Director, Coroners, District Attorney, and the Health and Human Services Committee recognize the need for this service; now, therefore, be it

RESOLVED, That upon the review and approval of the County Attorney as to form, the Board of Supervisors hereby approves a contract with the Monroe County Office of the Medical Examiner for a term of January 1, 2020 through December 31, 2020 at a cost of \$26,100 for 13 full autopsy cases and 3 blood/description type autopsies. Any additional cases requiring a full autopsy beyond the initial 13 full autopsies and 3 blood/descriptive type autopsies per year will be accepted at a rate specified in the agreement and per the Public Health – Medical Examiner 2020 Fees and Charges schedule; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute this contract for the period of January 1, 2020, through December 31, 2020; and further

RESOLVED, That a certified copy of this resolution be forwarded by the Clerk of this Board to the Monroe County Department of Public Health, 111 Westfall Rd., Room 956A, Rochester, New York 14620.

**RESOLUTION NO. 115-2020
AUTHORIZATION TO ACCEPT
AGE FRIENDLY PLANNING GRANT
PLANNING DEPARTMENT AND OFFICE OF AGING**

WHEREAS, Ontario County has been awarded \$19,931 from the State of New York Office for the Aging's Age-Friendly Planning Grant Program (Project# OFA01-T19014GG-1010000; New York State Contract #T19014GG; CFDA # N/A; MUNIS# G20004) for the purpose of funding an interdepartmental/intermunicipal convening to build support for adoption of a Board of Supervisors' resolution to incorporate age friendly principles into all relevant policies; and

WHEREAS, The grant contract period extends from January 1, 2020, through December 31, 2021; and

WHEREAS, The Planning and Environmental Quality and Health and Human Services Committees have reviewed this resolution at their February 24, 2020 meetings, and the Ways and Means Committee has reviewed this resolution at its February 26, 2020 meeting, they now recommend acceptance of this Age-Friendly Planning grant; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors, hereby approves a contract with the New York State Office for the Aging for a term of January 1, 2020, through December 31, 2021 at no required County cost; and further

RESOLVED, That if a no cost time extension of up to six (6) months is necessary, the Board of Supervisors hereby approves such extension subject to review and approval by the appropriate Standing Committee; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the Age-Friendly Planning Grant Agreement with the New York State Office for the Aging, and all other documents necessary to effectuate the purposes of this resolution; and further

RESOLVED, That the following budget transfer is hereby approved, with unused portions flowing into future years:

<i>To:</i>	<i>Description:</i>	<i>Revenue</i>	<i>Appropriation</i>
AA8020PL 43772	State Aid, Planning Studies	\$ 19,931	
AA8020PL 51500	Salaries, full-time		\$ 9,825
AA8020PL 58060	CAFÉ plan		\$ 4,096
AA8020PL 54180	Mileage/Day Training		\$ 360
AA8020PL 54260	Consultation and Professional		\$ 5,650
	Total:	\$ 19,931	\$ 19,931

and further

RESOLVED, That certified copies of this resolution be emailed to the Planning Department and the Office of Aging.

**RESOLUTION NO. 116-2020
AUTHORIZATION TO CONTRACT WITH
GENESEE REGION HOME CARE OF ONTARIO COUNTY, INC DBA
HOME CARE PLUS FOR RESPITE SERVICES
OFFICE FOR THE AGING – 2020**

WHEREAS, The Director of the Office for the Aging recommends that the County enter into an agreement with Genesee Region Home Care of Ontario County, Inc., dba

Home Care Plus, 3111 Winston Road, South, Rochester, New York 14623 for personal care services; and

WHEREAS, The purpose of this contract is to provide respite care for informal caregivers of people 60 years of age or older living in Ontario County who have a chronic illness or dementia; and

WHEREAS, The Genesee Region Home Care of Ontario County will be paid a rate of \$25.75 per hour for personal care services; and

WHEREAS, The funds for this contract have been allocated in the Office for the Aging 2020 budget; and

WHEREAS, The Health and Human Services Committee has reviewed and recommends acceptance of this resolution; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, this Board of Supervisors does hereby authorize a contract between Genesee Region Home Care of Ontario County, Inc. and the Office for the Aging for the period January 1, 2020, to December 31, 2020; and further

RESOLVED, That the County Administrator is hereby authorized to sign said agreement; and further

RESOLVED, That a certified copy of this resolution be sent to the Genesee Region Home Care of Ontario County, Inc.

**RESOLUTION NO. 117-2020
REAPPOINTMENT- ONTARIO COUNTY YOUTH BOARD
DIANNA PAIGE**

WHEREAS, Mr. Jason MacBride, Victor, New York, was appointed to the Ontario County Youth Board for a term that expires on June 22, 2020; and

WHEREAS, Mr. MacBride has departed from the board due to increased demand in his position as Assistant District Attorney leaving a vacancy on the Ontario County Youth Board; and

WHEREAS, The Executive Director of the Ontario County Youth Board expresses full support of the decision of the Board that Dianna Paige at 48 Castle Street, Apt 2A, Geneva, New York 14456, be appointed to fill the board vacancy on the Ontario County Youth Board; and

WHEREAS, The above named person mistakenly failed to take the oath of office, and such failure disqualifies the appointment; now, therefore, be it

RESOLVED, That this Board of Supervisors does hereby approve the re-appointment of Dianna Paige with the term expiring on June 22, 2020; and further

RESOLVED, That certified copies of this resolution be sent to Ms. Paige, Youth Bureau and the County Clerk.

The foregoing block of five resolutions was adopted.

Supervisor Kristine Singer offered the following thirteen resolutions as a block and moved for its adoption, seconded by Supervisor Ted Bateman:

RESOLUTION NO. 118-2020
RESOLUTION APPROVING THE OFFICIAL UNDERTAKING OF
PUBLIC EMPLOYEES FIDELITY (BLANKET) BOND FOR
GENESEE/FINGER LAKES REGIONAL PLANNING COUNCIL - 2020

WHEREAS, The County of Ontario has appropriated the sum of \$9,970.00 as its share of the Year 2020 operating funds of the Genesee/Finger Lakes Regional Planning Council; and

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

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

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

RESOLVED, That the Ontario County Board of Supervisors hereby approves such bond as the official undertaking required pursuant to Section 119-00 of the General Municipal Law; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to the Genesee/Finger Lakes Regional Planning Council, Attn: David S. Zorn, Executive Director, 50 West Main Street, Suite 8107, Rochester, NY 14614.

**RESOLUTION NO. 119-2020
AUTHORIZATION TO CONTRACT WITH
ONTARIO COUNTY SOIL & WATER CONSERVATION DISTRICT
FOR ADMINISTRATIVE EVENT SERVICES**

WHEREAS, Resolution No. 297-2014 authorized the adoption of the County's Local Solid Waste Management Plan; and

WHEREAS, The Local Solid Waste Management Plan identifies numerous implementation tasks, including encouraging the proper disposal of unique wastes; and

WHEREAS, Vehicular tires are identified as a landfill waste ban item and cannot be disposed of at any Region 8 landfill; and

WHEREAS, The removal of waste tires from Ontario County communities is an important effort in preventing illegal dumping and keeping the County's natural water resources clean; and

WHEREAS, The County and Ontario County Soil & Water Conservation District will collaborate to administer four tire collection events at various dates and locations across the County, all which will be open to Ontario County Residents; and

WHEREAS, Administrative services are required including pre-registration, day of check-in, and hauling service contracting; and

WHEREAS, Ontario County Soil & Water Conservation District has submitted a proposal dated February 18, 2020 to perform the above services for a fee not to exceed Twelve Thousand Dollars (\$12,000.00); and

WHEREAS, The parties desire to enter into an agreement to effectuate the purpose of this resolution; and

WHEREAS, Sufficient Funds exist within the Local Solid Waste Management Plan Budget; and

WHEREAS, The Planning and Environmental Quality Committee has reviewed this resolution and recommends its adoption; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors hereby accepts the proposal and approves the contract with Ontario County Soil & Water Conservation District for services related to the collection of residential tires for proper disposal, at a cost not to exceed Twelve Thousand Dollars (\$12,000.00); and further

RESOLVED, That the term of said contract shall commence on March 5, 2020, and terminate on December 31, 2020; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the contract with Ontario County Soil & Water Conservation District, and all other documents necessary to effectuate the purpose of this resolution; and further

RESOLVED, That certified copy of this resolution be sent by the Clerk of this Board to Ms. Megan Webster of the Ontario County Soil & Water Conservation District at 480 N. Main St., Suite #2, Canandaigua, NY 14424 (megan.webster@ontswcd.com).

**RESOLUTION NO. 120-2020
REAPPOINTMENT TO THE
ONTARIO COUNTY INDUSTRIAL DEVELOPMENT AGENCY
MICHAEL L. DAVIS**

WHEREAS, The Ontario County Board of Supervisors, in accordance with Resolution No. 318-81, provided for seven members to be appointed to the Ontario County Industrial Development Agency; and

WHEREAS, The term of office of Michael L. Davis, 1404 Rts. 5 & 20, PO Box 851, Geneva, NY 14456 to the Ontario County Industrial Development Agency board expires on December 31, 2019; and

WHEREAS, The Planning and Environmental Quality Committee recommends that Michael L. Davis be reappointed as a board member of the Ontario County Industrial Development Agency; and

WHEREAS, The above named person mistakenly failed to take the oath of office, and such failure disqualifies the appointment; now, therefore, be it

RESOLVED, That this Board of Supervisors does hereby reappoint Michael L. Davis to fill said vacancy for a five-year term to expire December 31, 2024; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the Executive Director of the Industrial Development Agency, Secretary of State, the County Clerk, and Michael L. Davis.

**RESOLUTION NO. 121-2020
REAPPOINTMENT TO THE
ONTARIO COUNTY LOCAL DEVELOPMENT CORPORATION
MICHAEL L. DAVIS**

WHEREAS, The Ontario County Board of Supervisors, in accordance with Resolution No. 318-81, provided for seven members to be appointed to the Ontario County Local Development Corporation; and

WHEREAS, The term of office of Michael L. Davis, 1404 Rts. 5 & 20, PO Box 851, Geneva, NY 14456 to the Ontario County Local Development Corporation board expires on December 31, 2019; and

WHEREAS, The Planning and Environmental Quality Committee recommends that Michael L. Davis be reappointed as a board member of the Ontario County Local Development Corporation; and

WHEREAS, The above named person mistakenly failed to take the oath of office, and such failure disqualifies the appointment; now, therefore, be it

RESOLVED, That this Board of Supervisors does hereby reappoint Michael L. Davis to fill said vacancy for a five-year term to expire December 31, 2024; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the Executive Director of the Local Development Corporation, Secretary of State, the County Clerk, and Michael L. Davis.

RESOLUTION NO. 122-2020
AUTHORIZING CONTRACT WITH ONTARIO COUNTY
INDUSTRIAL DEVELOPMENT AGENCY FOR
PUBLIC BENEFIT ECONOMIC DEVELOPMENT SERVICES – 2020

WHEREAS, Pursuant to Resolution No. 346-2016, this Board of Supervisors approved the adoption of the Ontario County Updated Strategic Plan (the Plan); and

WHEREAS, The Plan endorses efforts to strengthen technology, develop and retain workforce resources, retain and expand industries, and create infrastructure to support economic development in Ontario County; and

WHEREAS, The Ontario County Industrial Development Agency desires to contract with Ontario County for managerial, administrative, financial, website hosting and publication services, and use of facilities to support the delivery of its economic development initiatives in Ontario County; and

WHEREAS, The County of Ontario desires to provide said services from January 1, 2020, through December 31, 2020; and

WHEREAS, The Planning and Environmental Quality Committee has reviewed and recommends approval of this agreement; now, therefore, be it

RESOLVED, That upon the review and approval of the County Attorney as to form, the Board of Supervisors hereby approves a revenue contract with the Ontario County Industrial Development Agency for a term of January 1, 2020, through December 31, 2020 at a minimum amount of \$173,075 for managerial, administrative, financial, website hosting and publication services, and use of facilities to support the delivery of its economic development initiatives in Ontario County beginning and ending, based on rates established in Schedule A of said contract as amended annually; and further

RESOLVED, That the Ontario County Administrator is authorized to execute said agreement with Ontario County Industrial Development Agency; and further

RESOLVED, That the Department of Finance is authorized to make all necessary budgetary and accounting entries to effect the intent of this resolution; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to the Ontario County Industrial Development Agency, 20 Ontario St, Suite 106B, Canandaigua, NY 14424.

**RESOLUTION NO. 123-2020
AUTHORIZING CONTRACT WITH ONTARIO COUNTY
ECONOMIC DEVELOPMENT CORPORATION FOR
PUBLIC BENEFIT ECONOMIC DEVELOPMENT SERVICES - 2020**

WHEREAS, Pursuant to Resolution No. 345-2016, this Board of Supervisors approved the adoption of the 2016 Ontario County Updated Strategic Plan (the Plan); and

WHEREAS, The Plan endorses efforts to strengthen technology, develop and retain workforce resources, retain and expand industries, and create infrastructure to support economic development in Ontario County; and

WHEREAS, The Ontario County Economic Development Corporation desires to contract with Ontario County for managerial, administrative, financial, website hosting and publication services, and use of facilities to support the delivery of its economic development initiatives in Ontario County; and

WHEREAS, The County of Ontario desires to provide said services from January 1, 2020, through December 31, 2020; and

WHEREAS, The Planning and Environmental Quality Committee has reviewed and recommends approval of this agreement; now, therefore, be it

RESOLVED, That upon the review and approval of the County Attorney as to form, the Board of Supervisors hereby approves a revenue contract with the Ontario County Economic Development Corporation for a term of January 1, 2020, through December 31, 2020 at a minimum amount of \$71,274 for managerial, administrative, financial, website hosting and publication services, and use of facilities to support the delivery of its economic development initiatives in Ontario County based on rates established in Schedule A of said contract; and further

RESOLVED, That the Ontario County Administrator is authorized to execute said agreement with Ontario County Economic Development Corporation; and further

RESOLVED, That the Department of Finance is authorized to make the necessary accounting and budget entries to effect the intent of this resolution; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to the Ontario County Economic Development Corporation, 20 Ontario Street, Suite 106 B, Canandaigua, NY 14424.

**RESOLUTION NO. 124-2020
AUTHORIZING A CONTRACT WITH
THE OSWEGO COUNTY SOIL AND WATER CONSERVATION DISTRICT
FOR TRANSFER OF SFY 2019-2020 STATE GRANT FUNDING UNDER
THE FINGER LAKES-LAKE ONTARIO
WATERSHED PROTECTION ALLIANCE**

WHEREAS, Ontario County, as one of the twenty-five (25) voting members of the Water Resources Board of the Finger Lakes – Lake Ontario Watershed Protection Alliance, has been allocated NYS Environmental Protection Funds administered by the Department of Environmental Conservation (NYSDEC) for State Fiscal Year (SFY) 2019-20 in the amount of Eighty Nine Thousand Two Hundred Dollars (\$89,200.00) (NYS Contract # C311775-1920, CFDA# N/A; MUNIS # G20004) for its associated water quality program under the Finger Lakes – Lake Ontario Watershed Protection Alliance (FOLLOWPA); and

WHEREAS, NYSDEC has agreed to transfer funding for the twenty-five (25) member Programs to the Oswego County Soil and Water Conservation District (DISTRICT) and the Water Resources Board of FOLLOWPA (WRB) via a single contract between NYSDEC, the DISTRICT and the WRB; and

WHEREAS, The DISTRICT has proposed a contract (DISTRICT CONTRACT) to provide FOLLOWPA grant funding allocated to Ontario County in the SFY 2019-20

budget to fund water quality improvement projects as described in Schedule A and Schedule B of the proposed contract on file with the Clerk of the Board; and

WHEREAS, The term of this contract is April 1, 2020, through March 31, 2022, yet eligible expenses incurred back to January 1, 2020 may be reimbursed under this grant; and

WHEREAS, The DISTRICT shall advance payments by check according to the terms of this contract to Ontario County per the following schedule upon receipt of sufficient grant funds from NYSDEC; and

Payment 1	Initial Advance Payment – SFY2019-20 State Grant Funds	\$66,900.00
Payment 2	Final Payment (Retainage) – SFY 2019-20 State Grant Funds	\$22,300.00

WHEREAS, \$48,047 of the SFY 2019-20 FLOWPA grant was included in the 2020 Budget under Environmental Control in account AA8090 Aquatic Vegetation Management Program, leaving an additional amount of \$41,153 in FLOWPA grant funding available to be added to the 2020 budget; and

WHEREAS, FLOWPA grant funding not expended on aquatic vegetation management in Honeoye Lake is normally added to the Planning Department Budget to be used for other approved water quality improvement projects contained in Schedule A of the DISTRICT CONTRACT; and

WHEREAS, The Planning and Environmental Quality Committee and the Ways and Means Committee recommend adoption of this resolution; now, therefore, be it

RESOLVED, Upon review and approval by the County Attorney as to form, the Board of Supervisors hereby authorizes and empowers the County Administrator to execute a contract with the Oswego County Soil and Water Conservation District for the Finger Lakes – Lake Ontario Watershed Protection Alliance to secure the transfer of SFY 2019-2020 FLOWPA funding to Ontario County, and to act as the official representative of Ontario County in connection with all contracts between Ontario County and the DISTRICT for FLOWPA funds; and further

RESOLVED, That the following budget amendment is hereby approved:

Account	Description	Amended Budget
AA 8020 PL 43910 G20004 43910	State Aid Conservation Programs	\$41,153.00
AA 8020 PL 54260 G20004 54260	Agency Contracts	\$41,153.00

and further

RESOLVED, That any unspent appropriations and encumbrances related to the DISTRICT CONTRACT be transferred to future years; and further

RESOLVED, That the Finance Department is authorized to make the necessary budgetary and accounting entries to effectuate the intent of this resolution; and further

RESOLVED, That a signed, certified copy of this Resolution and associated contract be sent by the Clerk of this Board to Ms. Kristy LaManche, Program Coordinator of Finger Lakes-Lake Ontario Watershed Protection Alliance, c/o Oswego County Soil and Water Conservation District, 3105 NYS Route 3, Fulton, New York, 13069.

**RESOLUTION NO. 125-2020
RE-APPOINTMENT OF JACK DAILEY TO THE
ONTARIO COUNTY PLANNING BOARD**

WHEREAS, The Gorham Town Board has recommended the re-appointment of Jack Dailey as the Town’s representative to the Ontario County Planning Board; and

WHEREAS, The Planning and Environmental Quality Committee also recommends the re-appointment of Mr. Dailey; now, therefore, be it

RESOLVED, That as of March 5, 2020 the following individual is re-appointed as a member of the Ontario County Planning Board:

Name and Address	Representing	Term Expires
Jack Dailey 6370 Lincolnwood Dr. Canandaigua, NY 14424	Town of Gorham	March 4, 2024

and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the County Clerk, the Gorham Town Board, and Jack Dailey.

**RESOLUTION NO. 126-2020
AUTHORIZATION TO ACCEPT THE NYS EMPIRE STATE DEVELOPMENT
INCENTIVE PROPOSAL TO PREPARE THE MANCHESTER YARD MASTER
SITE PLAN REDEVELOPMENT STRATEGY– PHASE II
WITH AN URBAN AND COMMUNITY DEVELOPMENT PROGRAM
WORKING CAPITAL GRANT**

WHEREAS, Ontario County applied for a NYS ESD grant and has received an Incentive Proposal from NYS Empire State Development (NYS ESD) dated February 4, 2020 to accept an Urban and Community Development Program – Working Capital

Grant for Project #133,317 (ESD Grant) in the amount of \$15,000.00 to be used for preparation of the Manchester Rail Yard Master Site Redevelopment Strategy – Phase II (ESD Project# 133,317; NYS Consolidated Funding Application # 94693; CFDA# N/A; MUNIS# G20003); and

WHEREAS, The ESD Grant contract period extends from December 17, 2019 through February 28, 2021; and

WHEREAS, The Incentive Proposal requires a minimum of 50% cash match which will be provided for the ESD Grant as follows:

Entity	Amount
Town of Manchester	\$ 5,000
Village of Manchester	\$ 5,000
Ontario County Local Development Corporation	\$ 5,000
Total Cash Match:	\$ 15,000

WHEREAS, Ontario County intends to complete a comprehensive site redevelopment strategy for the Manchester Rail Yard in the Village of Manchester and the Towns of Manchester and Farmington pursuant to the recommendations of the Ontario County Freight Rail Corridor; and

WHEREAS, In 2019 Ontario County received a grant from NYS ESD to undertake Phase I of the Manchester Yard Master Site Redevelopment Strategy (Strategy) which assessed site infrastructure and road access for which work has commenced pursuant to Resolution No. 573-2019 and 818-2019; and

WHEREAS, Phase II of the Manchester Yard Strategy is a comprehensive building conditions assessment and analysis of the potential reuse of the abandoned 62,000 square foot Manchester Roundhouse built in 1916 and associated fuel oil buildings that would require securing funding from multiple sources because of the scale and complexity of the project; and

WHEREAS, Ontario County applied for and received a \$10,000 grant from the Rochester Area Community Foundation Rochester Area Community Foundation Lloyd Klos Historic Fund to assist in funding the building condition assessment which was accepted pursuant to Resolution No. 574-2019 to advance completion of Phase II; and

WHEREAS, The ESD Grant is to fund a portion of the total cost of conducting a study to determine the condition of the Manchester Roundhouse and associated fuel oil buildings and assess their potential for reuse; and

WHEREAS, The ESD Grant contract period extends from January 2020 through February 2021; and

WHEREAS, The Planning and Environmental Quality Committee has reviewed this resolution at its February 24, 2020 meeting, and Ways and Means and Government Operations and Insurance Committees have reviewed this resolution at their February 26, 2020 meetings, and recommend acceptance of the Incentive Proposal; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors, hereby approves a contract with NYS Empire State Development for a term of December 17, 2019, through February 28, 2021 at no required County cost; and further

RESOLVED, That if a no cost time extension of up to six (6) months is necessary, the Board of Supervisors hereby approves such extension subject to review and approval by the appropriate Standing Committee; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the Incentive Proposal Agreement with NYS Empire State Development, and all other documents necessary to effectuate the purposes of this resolution; and further

RESOLVED, That the following budget transfer is hereby approved, with unused portions flowing into future years:

To:	Description:	Revenue	Appropriation
AA8020PL 43772	State Aid, Planning Studies	\$ 15,000	
AA8020PL 42372	Planning Services - Other Government	\$ 10,000	
AA8020PL 41289	Other Departmental Income	\$ 5,000	
AA8020PL 54260	Consultation and Professional		\$ 30,000
	Total:	\$ 30,000	\$ 30,000

and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the the Ontario County Planning Department, the NYS Empire State Development, Village of Manchester, Town of Manchester, and the Ontario County Local Development Corporation.

RESOLUTION NO. 127-2020
ACCEPTANCE OF FUNDS FROM ONTARIO COUNTY LOCAL
DEVELOPMENT CORPORATION FOR THE MANCHESTER YARD MASTER
SITE PLAN REDEVELOPMENT STRATEGY– PHASE II PROJECT

WHEREAS, Ontario County has received an incentive proposal from NYS Empire State Development (NYS ESD) dated February 4th, 2020 to accept an Urban and Community Development Program – Working Capital Grant for Project #133,317 (Grant) in the amount of \$15,000.00 to be used preparation of the Manchester Rail Yard Master Site Redevelopment Strategy – Phase II (ESD Project# 133,317; NYS Consolidated Funding Application # 94693; CFDA # N/A; MUNIS# G20003); and

WHEREAS, The purpose of said Grant is to undertake a building conditions assessment and analysis of the potential reuse of the abandoned 62,000 square foot Manchester Roundhouse built in 1916 and associated fuel oil buildings; and

WHEREAS, Said grant requires an equivalent amount of local funds be dedicated to the project; and

WHEREAS, The Ontario County Local Development Corporation has agreed to provide funding to the County in the amount of Five Thousand Dollars (\$5,000) to be used as part of the local funds dedicated to said project; and

WHEREAS, The Planning and Environmental Quality, Government Operations and Insurance, and the Ways and Means Committees have reviewed this resolution and recommend approval of same; now, therefore, be it

RESOLVED, That this Board does hereby accept the offer of the Ontario County Local Development Corporation to contribute \$5,000.00 cash to be used as part of the local funds dedicated to the Manchester Rail Yard Master Site Redevelopment Strategy – Phase II Project under the Urban and Community Development Program – Working

Capital Grant Project #133,317 administered by the NYS Empire State Development; and further

RESOLVED, That subject to approval of the County Attorney as to form, the County Administrator is hereby authorized and empowered to sign the Contract with the Ontario County Local Development Corporation on file with the Clerk of this Board; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the Village of Manchester, the Town of Manchester, and the Ontario County Local Development Corporation.

RESOLUTION NO. 128-2020
FINDING OF NO SIGNIFICANT IMPACT PURSUANT TO THE STATE
ENVIRONMENTAL QUALITY REVIEW ACT FOR INCLUSION
OF VIABLE AGRICULTURAL LAND IN AGRICULTURAL
DISTRICT NUMBER ONE, SIX AND EIGHT UNDER PURSUANT TO THE
2019 ANNUAL AGRICULTURAL ENROLLMENT PERIOD

WHEREAS, In accordance with Article 25 AA §303-b. of the New York State (NYS) Agriculture and Markets Law, this Board of Supervisors established by Resolution No. 294-2004 an annual thirty (30) day period within which a land owner may submit to the Board of Supervisors a request for inclusion of viable agricultural land within a certified agricultural district prior to the county established review period; and

WHEREAS, An Annual Agricultural District Inclusion Period was advertised as per legal notification requirements, and, held between November 1, 2019 and November 30, 2019; and

WHEREAS, The Ontario County Planning Department has drafted a Short Environmental Assessment Form (EAF) as prescribed by NYS Department of Agriculture and Markets; and

WHEREAS, A public hearing was duly advertised and held before this Board on March 5, 2020; and

WHEREAS, The Ontario County Board of Supervisors has reviewed said Environmental Assessment Form, 2019 Annual Agricultural District Enrollment Report, the comments received at said public hearing, the recommendations of the Ontario County Agricultural Enhancement Board, and the Planning and Environmental Quality Committee, and such other documents and information this board found it necessary or appropriate to adequately review the proposed action; now, therefore, be it

RESOLVED, That this Board hereby determines that, based on the information and analysis reference above, the proposed action to include the following parcel as viable agricultural land, as define Article 25 AA §303-b. of the New York State (NYS) Agriculture and Markets Law, in Agricultural District One, Six, and Eight will not result in any significant adverse environmental impact;

Town	Agricultural District #	Map No.	Property Address*	Owner	Acres
Bristol	1	137.00-2-14.130	7209 CR 32	85 WME LLC (Black Button Distilling)	19
Bristol	1	136.00-3-8.100	8045 SR 20A	Tucker & Courtney Kautz	30
Canandaigua	1	126.00-1-23.111	4931 Middle Cheshire Rd.	Paul & Teresa Barry	15
Canandaigua	1	140.00-1-21.210	4548 Middle Cheshire Rd.	Carol Welch	17
Manchester	6	44.00-2-45.200	1704 CR 19	Allan & Laura Wesche	10
Phelps	8	48.00-1-52.100	(1786) Lester Rd.	Deboover Family Farms II, LLC	54
				Total	145
*If a parcel does not have a street number, then the number in parentheses is for an adjoining address for purposes of location.					

and further

RESOLVED, That the Chairman of this Board is hereby authorized and empowered to complete and sign Part 3. Determination of Significance of the Short Environmental Assessment Form stating that based on the information and analysis above and any supporting documentation that the proposed action will not result in any significant adverse environmental impact; and further

RESOLVED, That the Clerk of this Board send certified copies of this resolution and the Environmental Assessment Form to the Director of Planning, the Commissioner of the NYS Department of Environmental Conservation, the Commissioner of the NYS Department of Agriculture and Markets, and the Towns Bristol, Canandaigua, Manchester, and Phelps.

**RESOLUTION NO. 129-2020
APPROVAL OF THE INCLUSION OF VIABLE AGRICULTURAL LAND IN
AGRICULTURAL DISTRICT NUMBER ONE, SIX AND EIGHT UNDER THE
2019 ANNUAL AGRICULTURAL DISTRICT ENROLLMENT PERIOD**

WHEREAS, In accordance with Article 25 AA §303-b. of the New York State Agriculture and Markets Law, this Board of Supervisors established by Resolution No. 294-2004 an annual thirty (30) day period within which a land owner may submit to the Board of Supervisors a request for inclusion of viable agricultural land within a certified agricultural district prior to the county established review period; and

WHEREAS, The Annual Agricultural District Inclusion Period was advertised as per legal notification requirements, and, held between November 1, 2019 and November 30, 2019; and

WHEREAS, The following parcels have been proposed for inclusion by their owners as follows:

Town	Agricultural District #	Map No.	Property Address*	Owner	Acres
Bristol	1	137.00-2-14.130	7209 CR 32	85 WME LLC (Black Button Distilling)	19
Bristol	1	136.00-3-8.100	8045 SR 20A	Tucker & Courtney Kautz	30
Canandaigua	1	126.00-1-23.111	4931 Middle Cheshire Rd.	Paul & Teresa Barry	15
Canandaigua	1	140.00-1-21.210	4548 Middle Cheshire Rd.	Carol Welch	17
Manchester	6	44.00-2-45.200	1704 CR 19	Allan & Laura Wesche	10
Phelps	8	48.00-1-52.100	(1786) Lester Rd.	Deboover Family Farms II, LLC	54
				Total	145
*If a parcel does not have a street number, then the number in parentheses is for an adjoining address for purposes of location.					

WHEREAS, The Planning and Environmental Quality Committee of this Board has reviewed all information included in the 2019 Annual Agricultural District Enrollment Report: Proposed Inclusion of Viable Land to NYS Agricultural District One, Six and Eight in Ontario County, NY, the Short Environmental Assessment Form, and the recommendation of the Agricultural Enhancement Board, and staff; regarding the inclusion of said parcels; and

WHEREAS, The Planning and Environmental Quality Committee recommends inclusion of said parcel as described in the map on file with the Clerk of this Board; and

WHEREAS, This Board held a Public Hearing on March 5, 2020 for the purpose of hearing comments on the agricultural viability of said parcels for inclusion into Agricultural District Numbers One and Six; and

WHEREAS, Pursuant to Resolution No. 128-2020 this Board had determined that this proposed inclusion will not have a significant adverse environmental impact and therefore an Environmental Impact Statement is not required; now, therefore, be it

RESOLVED, That based on consideration of the recommendation of the Ontario County Agricultural Enhancement Board and the Planning and Environmental Quality Committee, the input provided said public hearing and the finding of no significant environmental impacts, this Board finds that the following parcels meets the criteria set forth in Article 25 AA §303-b. of the New York State Agriculture and Markets Law and approves the inclusion of said parcels to said agricultural districts:

TOWN	Agricultural District #	Map No.	Property Address*	Owner	Acres
Bristol	1	137.00-2-14.130	7209 CR 32	85 WME LLC (Black Button Distilling)	19
Bristol	1	136.00-3-8.100	8045 SR 20A	Tucker & Courtney Kautz	30
Canandaigua	1	126.00-1-23.111	4931 Middle Cheshire Rd.	Paul & Teresa Barry	15
Canandaigua	1	140.00-1-21.210	4548 Middle Cheshire Rd.	Carol Welch	17
Manchester	6	44.00-2-45.200	1704 CR 19	Allan & Laura Wesche	10
Phelps	8	48.00-1-52.100	(1786) Lester Rd.	Deboover Family Farms II, LLC	54
				Total	145

*If a parcel does not have a street number, then the number in parentheses is for an adjoining address for purposes of location.

and further

RESOLVED, That the recertification date of said parcels shall be the same as the recertification date of its agricultural district; and further

RESOLVED, That the Director Of Planning is hereby directed to forward all transcripts, documents and any other information with copies of this resolution to the Commissioner of the New York State Department of Agriculture and Markets for its review and certification pursuant to the New York State Agriculture and Markets Law, and, to the Towns Bristol, Canandaigua, Manchester and Phelps; and further

RESOLVED, That the Clerk of this Board send certified copies of this resolution to all landowners who proposed land for inclusion in an agricultural district.

**RESOLUTION NO. 130-2020
PROCLAMATION MARCH AS AGRICULTURE MONTH**

WHEREAS, March signifies a national celebration of the importance of food and agriculture in the United States as it provides almost everything we eat and use each day. This month we recognize and celebrate the diversity and abundance provided by New York's farms and our growing food and agricultural sector and the contributions of Ontario County's family farmers; and

WHEREAS, There are 33,400 farms in NYS and 6,900,000 acres of operated farmland; and

WHEREAS, 297,446 acres of those important farming soils are in Ontario County; and

WHEREAS, The agricultural industry in New York State contributed more than \$5.4 billion in agricultural economy sales to the New York economy each year; and

WHEREAS, The agricultural industry in Ontario County contributed more than \$180,326,000 in total agricultural economic sales; and

WHEREAS, With farmland occupying nearly one quarter of New York State's land area, agriculture also promotes New Yorker's quality of life in other ways, including providing access to fresh, locally sourced food, preserving open space, and enhancing communities through farmer's markets and other such activities; and

WHEREAS, Recognizing the month of March as Agriculture Month in Ontario County provides the opportunity for all residents of Ontario County and New York to better appreciate agriculture's breadth and beauty, how food and fiber products are produced, and the role agriculture plays in providing safe, abundant, and affordable products; and

WHEREAS, Proclaiming March as Agriculture month will build awareness of the benefits of the agricultural industry in Ontario County and encourage young people to consider agriculture as a career; and

WHEREAS, The Planning and Environmental Quality Committee has reviewed this resolution and recommends its adoption; now, therefore, be it

RESOLVED, The Ontario County Board of Supervisors do hereby proclaim March 2020 as Agriculture Month in Ontario County; and further

RESOLVED, This Board urges Ontario County residents and all New Yorkers in recognizing the importance of our food and agriculture industry, to thank a farmer for providing the food we eat and to help celebrate every month with meals made from a variety of New York State products; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Assemblyman Brian Kolb, Senator Pamela Helming, Senator Rich Funke, Ontario County Farm Bureau, and New York State Farm Bureau.

The foregoing block of thirteen resolutions was adopted.

Supervisor Robert Green offered the following two resolutions as a block and moved for its adoption, seconded by Supervisor Gregory Bendzlowicz:

**RESOLUTION NO. 131-2020
AUTHORIZATION TO EXTEND DISTRIBUTION 6 GRANT (C600032)
FROM OFFICE OF INDIGENT LEGAL SERVICES**

WHEREAS, Pursuant to Resolution No. 633-2019, this Board of Supervisors authorized Ontario County to accept an award of \$271,911 from the State of New York Office of Indigent Legal Services for additional funding distributed by the Indigent Legal Services Board, Distribution 6, for a term commencing on January 1, 2016, through December 31, 2018; and

WHEREAS, The Ontario County Public Defender would like to request that the grant be extended until December 31, 2019; and

WHEREAS, It is advantageous for Ontario County to extend this grant to improve the quality of indigent defense services in Ontario County through the Ontario County Public Defender's Office with no county match requirement; and

WHEREAS, The Public Safety and Ways and Means Committees have reviewed this request and recommend the grant extension; now, therefore, be it

RESOLVED, That the Indigent Legal Services Grant (C600032) that will expire on December 31, 2018 be extended for an additional twelve months starting January 1, 2019, through December 31, 2019; and further

RESOLVED, That the County's Department of Finance is authorized to make the necessary budgetary and accounting entries to effectuate the intent of this resolution; and further

RESOLVED, That the County Administrator is authorized to sign contract documents with the New York State Office of Indigent Legal Services; and further

RESOLVED, That a certified copy of this resolution be sent to the Public Defender's Office.

**RESOLUTION NO. 132-2020
2020 FLACRA CONTRACT ENHANCED JAIL SERVICES
PROBATION DEPARTMENT**

WHEREAS, The Ontario County Probation Department desires to continue receiving Enhanced Jail Services; and

WHEREAS, The Finger Lakes Area Counseling and Recovery Agency (FLACRA) is willing to provide this service; and

WHEREAS, The 2020 budget has included funding for this program; and

WHEREAS, The Public Safety Committee has reviewed and approved entering into said contract; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves an agreement with FLACRA at the rates set forth in the Schedule A, not to exceed \$14,712 per year; and further

RESOLVED, That the County Administrator is authorized to sign the agreement; and further

RESOLVED, That the contract shall cover the period of January 1, 2020, through December 31, 2020; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to Jennifer Carlson, Executive Director, FLACRA Services, 28 East Main Street, Clifton Springs, NY 14432.

The foregoing block of two resolutions was adopted.

Supervisor Frederick Lightfoote offered the following five resolutions as a block and moved for its adoption, seconded by Supervisor Ted Bateman:

**RESOLUTION NO. 133-2020
CAPITAL PROJECT H043-17
AUTHORIZING BUDGET TRANSFER
APPROVAL OF QUOTE AND BUDGET AMENDMENT
FLCC PHONE ROOM RENOVATION PROJECT**

WHEREAS, Resolution No. 334-2017 created and funded Capital Project No. 8-2017 as the FLCC Phone Room Renovation Project, now known as Capital Project No. H043-17 in the amount of Eight Hundred Thousand Dollars (\$800,000.00); and

WHEREAS, There is one emergency phone on the first floor level of the library that needs to be replaced to be compatible with the new system; and

WHEREAS, Resolution No. 858-2019 approved a contract with CSNY, Inc. for phase II of the phone room renovation work; and

WHEREAS, C.S.N.Y., Inc. has provided a proposal for the removal, replacement, and programming of one (1) Viking E 1600-45A ADA Compliant Emergency phone in the amount of Five Hundred Seventy Dollars (\$570.00), a copy of the proposal is on file with the Clerk of the Board of Supervisors; and

WHEREAS, FLCC staff recommend acceptance of the quote from C.S.N.Y., Inc. for the FLCC Phone Room Renovation Project; and

WHEREAS, The Public Works Committee and the Ways and Means Committee recommend adoption of this resolution; now, therefore, be it

RESOLVED, That the budget for Capital Project No. H043-17 be, and hereby is, amended as follows:

Line	Description	Current Budget	Change	Revised Budget
Appropriations:				
HH H043 17 52550	Signal & Communication	\$746,924.3 0	\$0.00	\$746,924.3 0
HH H043 17 54260	Consultation & Professional	\$50,000.00	\$0.00	\$0.00
HH H043 17 54491	General Construction	\$20,405.10	-\$570.00	\$19,835.10
HH H043 17 54610	Supplies Operating	\$0.00	+\$570.00	\$570.00
HH H043 17 54743	Change Order Contingency	\$29,170.60	\$0.00	\$29,170.60
HH H043 17 54865	Administrative Expenses	\$ 3,500.00	\$0.00	\$ 3,500.00
Revenues:				
HH H043 17 42397	FLCC Revenue - Other	\$400,000.0 0	\$0.00	\$400,000.0 0
HH H043 17 43297	State Aid	\$400,000.0 0	\$0.00	\$400,000.0 0

and further

RESOLVED, That upon review and approval of the County Attorney as to form, the County Administrator be, and hereby is, authorized and empowered to execute a contract amendment with C.S.N.Y., Inc., to provide a new emergency phone in the FLCC library

stairway for Five Hundred Seventy Dollars (\$570.00), bringing the contract total to One Hundred Thirty Nine Eighty-Five Dollars and Thirty Four Cents (\$139,085.34); and further

RESOLVED, That the cost of said contract amendment with C.S.N.Y. Inc. shall be paid from line HH H043 17 54610 – Supplies Operating – from Capital Project No. H043-17; and further

RESOLVED, That the Department of Finance is authorized to make all necessary budgetary and accounting entries to effect the intent of this resolution for a total project budget of Eight Hundred Thousand Dollars (\$800,000.00); and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the County Finance Department, Vice President for Administration and Finance of Finger Lakes Community College and C.S.N.Y. Inc., 227 Castle Road, Rochester, NY 14623.

RESOLUTION NO. 134-2020
CAPITAL PROJECT NO. H053-19
FLCC/CMAC EMERGENCY EVACUATION AND FENCING PROJECT
AMENDMENT #2 TO SUPPLEMENTAL AGREEMENT WITH
FRIENDS OF CMAC AND BUDGET AMENDMENT

WHEREAS, Resolution No. 242-2019 approved a contract with FLCC and the Friends of CMAC wherein the Friends of CMAC agreed to provide 50% of the funding for this project with the other half being provided by the State University of New York; and

WHEREAS, Resolution No. 641-2019 approved an amendment to said supplemental agreement wherein the Friends of CMAC provided additional funding to enable the County to develop a concept design for remedying the deficiency in emergency lighting at CMAC; and

WHEREAS, Resolution No. 642-2019 approved a contract with T. Y. Lin International to provide engineering services associated with emergency lighting improvements needed at CMAC; and

WHEREAS, T. Y. Lin has completed a concept plan and cost estimate to add an emergency generator to power plaza lights at CMAC and the pedestrian lighting between CMAC and parking lot G; and

WHEREAS, Additional engineering services are required to finalize said concept plan and T.Y. Lin has prepared a proposal dated January 27, 2020 in the amount of Nine

Thousand Seven Hundred Twenty Five Dollars (\$9,725.00) to provide said services, a copy of which is on file with the Clerk of the Board; and

WHEREAS, T.Y. Lin has estimated the construction cost for the CMAC Emergency Lighting work improvements at One Hundred Fifteen Thousand Forty-Seven Dollars (\$115,047.00) including a construction contingency; and

WHEREAS, The Friends of CMAC are willing to provide one half of the total cost of the additional engineering services and construction costs, as more fully described in the proposed Second Amendment to the Supplemental Agreement on file with the Clerk of this Board; and

WHEREAS, The Public Works Committee and the Ways and Means Committee recommend adoption of this resolution; now, therefore, be it

RESOLVED, Subject to approval of the County Attorney as to form, this Board of Supervisors does hereby approve the Second Amendment to the Supplemental Agreement with the Friends of CMAC to fund the additional 50% share of the engineering services and the construction for the CMAC Emergency Lighting work; and

RESOLVED, That the budget for Capital Project No. H053-19 be, and hereby is, amended as follows:

Line	Description	Current Budget	Change	Revised Budget
<u>Appropriations</u>				
HH H053 19 54260	Consultation & Professional	\$6,800.00	+\$9,725.00	\$16,525.00
HH H053 19 54491	General Construction	\$109,500.00	\$0.00	\$109,500.00
HH H053 19 54493	Electric	\$2,025.00	+\$115,047.00	\$117,072.00
HH H053 19 54865	Administration	\$1,000.00	\$0.00	\$1,000.00
<u>Revenues</u>				
HH H053 19 42705	Gifts & Donations - FLCC	\$59,662.50	+\$62,386.00	\$122,048.50
HH H053 19 43297	State Aid	\$59,662.50	+\$62,386.00	\$122,048.50

and further

RESOLVED, That the County Administrator be and hereby is authorized and empowered to execute a said Second amendment to the Supplemental Agreement with

the Friends of CMAC wherein the Friends of CMAC shall provide an additional Sixty Two Thousand Three Hundred Eighty Six Dollars (\$62,386.00) of funding for this capital project, bringing their total contribution to One Hundred Twenty Two Thousand Forty Eight Dollars and Fifty Cents (\$122,048.50); and further

RESOLVED, That the Department of Finance is directed to make all necessary budgetary and accounting entries to effect the intent of this resolution for a total project budget of Two Hundred Forty-Four Thousand Ninety-Seven Dollars (\$244,097.00); and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the County Finance Department, the Vice President of Administration and Finance of FLCC, and Friends of CMAC.

**RESOLUTION NO. 135-2020
CAPITAL PROJECT NO. H053-19
CMAC EMERGENCY EVACUATION AND FENCING PROJECT
AUTHORIZATION TO CONTRACT WITH
T. Y. LIN INTERNATIONAL FOR
EMERGENCY LIGHTING STUDY AT CMAC**

WHEREAS, Resolution No. 243-2019 created Capital Project No. H053-19 as the CMAC Emergency Evacuation and Fencing Project in accordance with the adopted 2019-2024 Ontario County Capital Improvement Plan; and

WHEREAS, In order to ensure people can evacuate safely during an emergency event, improvements to emergency lighting at CMAC are needed; and

WHEREAS, Resolution No. 642-2019 approved a contract with T. Y. Lin to develop a concept plan to determine what CMAC emergency lighting improvements are needed; and

WHEREAS, Additional engineering services are needed to finalize the design of the CMAC Emergency Lighting Improvements, as more fully described in the proposal from T.Y. Lin dated January 27, 2020, a copy of which is on file with the clerk of this Board; and

WHEREAS, The County Director of Planning and FLCC Director of Facilities and Grounds recommend acceptance of this proposal; and

WHEREAS, The Public Works Committee and the Ways and Means Committee recommend adoption of this resolution; now, therefore, be it

RESOLVED, Subject to approval of the County Attorney as to form, the Ontario County Board of Supervisors hereby accepts said proposal from T. Y. Lin dated January 27, 2020 in the amount of Nine Thousand Seven Hundred Twenty Five Dollars (\$9,725.00) for additional engineering services associated with the Emergency Lighting at CMAC, bringing the total contract amount to Sixteen Thousand Five Hundred Twenty Five Dollars (\$16,525.00); and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute a contract amendment with said vendor for said work for said amount; and further

RESOLVED, That the cost of said contract with T. Y. Lin be paid from budget line HH H053 19 54260 – Consultation & Professional; and further

RESOLVED, That the Department of Finance is directed to make all necessary budgetary and accounting entries to effect the intent of this resolution for a total project budget of Two Hundred Forty-Four Thousand Ninety-Seven Dollars (\$244,097.00); and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the County Finance Department, the Vice President of Administration and Finance of FLCC, and T. Y. Lin International, 255 East Ave., Rochester, NY 14604.

RESOLUTION NO. 136-2020
CAPITAL PROJECT NO. H057-19
BUDGET AMENDMENT AND REASSIGNMENT OF PROJECT EXPENSES
2019 FLCC CAPITAL MAINTENANCE PROJECT

WHEREAS, Resolution No. 360-2019 established Capital Project No. H057-19 FLCC Capital Maintenance Project in the amount of One Million Two Hundred Seventy-Nine Thousand Dollars (\$1,279,000.00); and

WHEREAS, Resolution No. 361-2019 authorized the purchase of fifteen portable radios per NYS Contract PT67040, in the amount of Twenty-Three Thousand Three Hundred Sixty-Six Dollars and Eighty-Eight Cents (\$23,366.88) from line HH H057 19 52550 Signal and Communication; and

WHEREAS, Resolution No. 645-2019 amended the contract with Finger Lakes Communications to provide for the return of radio car chargers and purchase cases for said radios for a net increase of Four Hundred Sixty-Two Dollars and Fifteen Cents (\$462.15) from the same line item; and

WHEREAS, After purchase orders were placed and partial payment was made it was discovered that each individual radio was valued at less than \$2,500, meaning the funding of the purchase of said radios should not have been made from said line as that is reserved for equipment and systems valued at more than \$2,500; and

WHEREAS, The Public Works Committee and Ways & Means Committee recommend acceptance of this resolution; now, therefore, be it

RESOLVED, That the budget of Capital Project H057-19 be, and hereby is, amended as follows:

Line	Description	Current Budget	Change	Revised Budget
Appropriations:				
HH H057 19 52550	Signal & Communication	\$350,000.00	- \$23,829.03	\$326,170.97
HH H057 19 54053	Construction Inspections	\$2,650.00	\$0.00	\$2,650.00
HH H057 19 54260	Consultation & Professional	\$185,000.00	\$0.00	\$185,000.00
HH H057 19 54491	General Construction	\$377,350.00	\$0.00	\$377,350.00
HH H057 19 54493	Electric	\$300,000.00	\$0.00	\$300,000.00
HH H057 19 54494	Plumbing	\$12,000.00	\$0.00	\$12,000.00
HH H057 19 54101	Minor Equipment	\$0.00	+ \$23,829.03	\$23,829.03
HH H057 19 54521	HVAC	\$12,000.00	\$0.00	\$12,000.00
HH H057 19 54743	Change Order Contingency	\$35,000.00	\$0.00	\$35,000.00
HH H057 19 54865	Administration	\$5,000.00	\$0.00	\$5,000.00
Revenues:				
HH H057 19 42397	FLCC Revenue - Other	\$50,000.00	\$0.00	\$50,000.00
HH H057 19 43297	State Aid	\$639,500.00	\$0.00	\$639,500.00
HH H057 19 45031	A - Interfund Transfer	\$589,500.00	\$0.00	\$589,500.00

RESOLVED, That the Purchasing Department is hereby authorized and directed process a change order to Purchase Order 20190545 to change the line being charged from HH H057 19 52550 to HH H057 19 54101 in the amount of Twenty Three Thousand Three Hundred Sixty Six Dollars and Eighty Eight Cents (\$23,366.88); and further

RESOLVED, That the Purchasing Department is hereby authorized and directed process a change order to Purchase Order 20191132 to change the line being charged from HH H057 19 52550 to HH H057 19 54101 in the amount of Hundred Sixty-Two Dollars and Fifteen Cents (\$462.15); and further

RESOLVED, That the Department of Finance is authorized to make all necessary budgetary and accounting entries to effect the intent of this resolution for a total project budget of One Million Two Hundred Seventy-Nine Thousand Dollars (\$1,279,000.00); and further

RESOLVED, That copies of this resolution be sent by the Clerk of this Board to the County Finance Department, Vice President for Administration and Finance of Finger Lakes Community College, and Finger Lakes Communication Co., 305 Clark Street, Auburn New York 13021.

**RESOLUTION NO. 137-2020
FIRING RANGE IMPROVEMENTS - SEQR REVIEW
ESTABLISHMENT OF INTENT TO SERVE AS LEAD AGENCY
AND PUBLIC HEARING DATE**

WHEREAS, Ontario County is proposing an expansion of the existing firing range located on the east side of County Road 48 on County owned property in the Town of Hopewell (the Project); and

WHEREAS, The County has determined that the Project is an Unlisted Action pursuant to the implementing regulations of the NYS Environmental Quality Review Act (SEQR); and

WHEREAS, The County wishes to complete a coordinated review of the Project in compliance with SEQR; and

WHEREAS, The County also intends to make a formal determination regarding exemption of this project from the requirements of local zoning; and

WHEREAS, County staff have completed Part 1 of the required Environmental Assessment Form (EAF); and

WHEREAS, The County would like to establish itself as Lead Agency for the SEQR review and establish a date for a public hearing to solicit comments regarding potential impacts from the Project as well as the pending determination regarding exemption from local zoning requirements; and

WHEREAS, The Public Works and Public Safety Committees have reviewed this resolution and recommend its approval by the Board of Supervisors; now, therefore, be it

RESOLVED, Staff are hereby directed to notify all other Involved Agencies of the County's intent to serve as lead agency for SEQR review of the Project; and further

RESOLVED, Staff are hereby directed to include the Town of Hopewell as an Interested Agency and provide the EAF and any other such information as may be requested to facilitate their review of the Project; and

RESOLVED, That a public hearing shall be held on, Thursday, March 26, 2020 at 6:30 p.m. at the Ontario County Safety Training Facility, 2914 County Road 48, Canandaigua, New York, to solicit public input regarding the Project; and further

RESOLVED, That the required public notice of such hearing shall be given by the Clerk of this Board by the due posting thereof upon the Supervisors' bulletin board at the Ontario County Court House, and by publishing such notice at least once in the official newspapers of the County.

The foregoing block of five resolutions was adopted.

Supervisor Fred Lightfoote offered the following resolution and moved for its adoption, seconded by Supervisor Dominick Vedora.:

**RESOLUTION NO. 138-2020
ENDORISING A TEN-YEAR FACILITIES PLAN AND PROCESS**

WHEREAS, Resolution No. 201-1999 established the annual Capital Improvement Plan and Program Budget Process; and

WHEREAS, Resolution 583-2018 hired the firm of SWBR to assist the County in developing a Ten-Year Facilities and Security Master Plan for County Facilities; and

WHEREAS, The Planning Department has used the information provided by SWBR and produced a Ten-Year Facilities and Security Plan, on file with the Clerk of this Board; and

WHEREAS, Said Ten-Year Facilities and Security Plan is intended to be a dynamic document that is updated as necessary and integrated into the annual update of the County's Capital Improvement Plan and Program Budget process; and

WHEREAS, The Public Works Committee recommends endorsement of this Plan and process; now, therefore, be it

RESOLVED, That the Ten-Year Facilities and Security Plan on file with the Clerk of this Board is hereby endorsed by this Board to guide preparation of the Capital Improvement Plan and Program Budget process; and further

RESOLVED, That updates to the Ten-Year Facilities and Security Plan shall be prepared by the County Planning Department:

1. As may be requested by the Public Works Committee or by the County Administrator with the consent of the Public Works Committee at any time, and
2. On an annual basis in accordance and coordinated with the preparation of the County's Capital Improvement Plan and Program Budget process as delineated in Resolution 201-1999 as directed by the County Administrator

; and further

RESOLVED, The Public Works Committee shall review the updates to the Ten-Year Facilities and Security Plan and determine when changes to the plan are of such magnitude that update of said plan requires approval of the Board of Supervisors; and further

RESOLVED, That nothing in this resolution is intended by this Board of Supervisors to adopt the provisions of County Law §373 nor to transfer, abolish, or curtail any power of an elected officer nor to supersede any provisions of state law. Rather the intent of this resolution is to provide for the orderly planning and management of capital improvements within the existing framework provided by state law; and further

RESOLVED, That this Resolution shall take effect immediately.

Adopted.

Tim Jensen of the Planning Department explained the Ten-Year Facilities Plan and Process. He said it supports the annual CIP process. He said the plan focuses on facility improvements, space optimization, and security control.

Supervisor Frederick Lightfoote offered the following ten resolutions as a block and moved for its adoption, seconded by Supervisor Pete Ingalsbe:

**RESOLUTION NO. 139-2020
CAPITAL PROJECT NO. H044-17
BRIDGE PREVENTIVE MAINTENANCE PROJECT (GROUP 2) – 2020
BUDGET TRANSFER - DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Resolution No. 398-2017 created Capital Project No. 09-2017, Bridge Preventive Maintenance Project (Group 2) – 2020, now known as Capital Project No. H044-17, and accepted the New York State Revenue contract for said project; and

WHEREAS, Resolution No. 253-2019 renewed a contract with Terry Tree Service, LLC for Care and Removal of Trees services related to the Ontario County Material and Services Bids; and

WHEREAS, Tree removals are necessary to advance the Bridge Preventive Maintenance Project 2020 project; and

WHEREAS, Tree removals must be completed prior to March 31, 2020 to meet environmental requirements; and

WHEREAS, County engineering staff has identified the trees to be removed at said site and using the Ontario County Material Bids estimated a cost not to exceed \$1,100.00 for their removal; and

WHEREAS, There are sufficient funds available in the Engineering Line of Capital Project No. H044-17 (HHH04417 54495); and

WHEREAS, The Public Works and Ways & Means Committees have reviewed this proposal and recommend its approval; now, therefore, be it

RESOLVED, That the budget of Capital Project No. H044-17 be amended as follows:

Line	Description	Current Budget	Change	Revised Budget
<i>Appropriations:</i>				
HHH04417 54491	General Construction	\$0.00	+\$1,100.00	\$1,100.00
HHH04417 54495	Engineering	\$63,300.00	-\$1,100.00	\$62,200.00
<i>Revenue:</i>				
HHH04417 43089	State Aid	\$9,420.00		\$9,420.00
HHH04417 44591	Federal Aid	\$50,640.00		\$50,640.00
HHH04417 45031	Interfund Transfer	\$3,240.00		\$3,240.00

and further

RESOLVED, That the Department of Finance is authorized to make all necessary accounting and budget entries to effect the intent of this Resolution; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to the Department of Finance.

**RESOLUTION NO. 140-2020
CAPITAL PROJECT NO. H013-13
ALLEN PADGHAM ROAD BRIDGE OVER GANARGUA CREEK
TRANSFER OF FUNDS - DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Resolution No. 100-2013 created Capital Project No. 01-2013, Allen Padgham Road Bridge Over Ganargua Creek, now known as Capital Project H013-13; and

WHEREAS, Construction of this project is complete and there are available, unused funds of \$120,000 remaining in the project; and

WHEREAS, The Commissioner of Public Works recommends transferring said unused funds to the Highway Fund Reserve for Roads and Bridges (DD 30878 BR500); and

WHEREAS, The Public Works Committee and Ways and Means Committee have reviewed this proposal and recommend its acceptance; now, therefore, be it

RESOLVED, That \$120,000 be transferred from CP H013-13, Allen Padgham Road Bridge Over Ganargua Creek, to the Highway Fund Reserve for Roads and Bridges (DD 30878 BR500); and further

RESOLVED, That the Department of Finance is authorized to make the necessary accounting and budget entries to affect the intent of this resolution; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the Department of Finance.

**RESOLUTION NO. 141-2020
CAPITAL PROJECT NO. H031-15
MULTIPLE CULVERT REPLACEMENTS
TRANSFER OF FUNDS - DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Resolution No. 919-2015 created Capital Project No. 13-2015, Multiple Culvert Replacements, now known as Capital Project H031-15; and

WHEREAS, This is a multi-year project that funded the replacement of various culverts; and

WHEREAS, The projects are complete and there are available, unused funds of \$200,000 remaining in the project; and

WHEREAS, The Commissioner of Public Works recommends transferring said unused funds to the Highway Fund Reserve for Roads and Bridges (DD 30878 BR500); and

WHEREAS, The Public Works Committee and Ways and Means Committee have reviewed this proposal and recommend its acceptance; now, therefore, be it

RESOLVED, That \$200,000 be transferred from CP H031-15, Multiple Culvert Replacements, to the Highway Fund Reserve for Roads and Bridges (DD 30878 BR500); and further

RESOLVED, That the Department of Finance is authorized to make the necessary accounting and budget entries to affect the intent of this resolution; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the Department of Finance.

**RESOLUTION NO. 142-2020
CLOSING OF CAPITAL PROJECT NO. H023-15
LAKESHORE DRIVE & MORAN ROAD SIDEWALK IMPROVEMENTS**

WHEREAS, The Board of Supervisors pursuant to Resolution No. 212-2015 established Capital Project No. 03-2015, now known as Capital Project H023-15; and

WHEREAS, Capital Project No. H023-15 was budgeted and funded to an authorized amount of \$2,206,560 and final project costs were \$1,924,505.31; and

WHEREAS, All expenditures attributable to Capital Project No. H023-15 have now been made, leaving \$386,904.17 of the County's contribution left in the project; and

WHEREAS, The Public Works and Ways and Means Committees have reviewed this resolution and recommend closing Capital Project No. H023-15; now, therefore, be it

RESOLVED, That Capital Project No. H023-15 is hereby closed; and further

RESOLVED, That \$180,000 of the remaining funds be transferred to the Highway Reserve for Roads and Bridges (DD 30878 BR500); and further

RESOLVED, That the remaining cash balance and any additional interest earnings remaining in Capital Project No. H023-15 be transferred to Capital Project H060-19, Lakeshore Drive and NY Route 364 Sidewalk Improvement Project; and further

RESOLVED, That the Department of Finance is authorized to make all necessary accounting entries to effect the transfer of funds and the closing of Capital Project No. H023-15; and further

RESOLVED, That certified copies of this resolution be transmitted by the Clerk of the Board to the Department of Finance.

**RESOLUTION NO. 143-2020
CAPITAL PROJECT NO. H063-19
COUNTY ROAD 39 REHABILITATION
BUDGET AMENDMENT AND ACCEPTANCE OF BID (B19077)
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Resolution No. 646-2019 created Capital Project No. H063-19, County Road 39 Rehabilitation; and

WHEREAS, Ontario County Purchasing Department received bids (B19077) for the construction of County Road 39 Rehabilitation project; and

WHEREAS, Ramsey Constructors, Inc., 5711 Gateway Park, Lakeville, NY 14480, is the apparent lowest responsive responsible bidder with a bid of \$6,457,898.64 per the bid tabulation sheet on file with the clerk of this board; and

WHEREAS, Total construction contract is estimated to cost \$6,780,793.57, which includes a 5% contract contingency of \$322,894.93; and

WHEREAS, The 2019 Capital Improvement Plans included tax levy funding of \$1,175,787 for this phase of the County Road 39 Project and said funding has been transferred to Capital Project No. H063-19; and

WHEREAS, The 2020 Capital Improvement Plan includes an additional \$3,500,000 of funding for said Project (\$1,182,905 of tax levy, \$987,395 of PAVE-NY & CHIPS funding, \$1,329,700 from the Capital Project Reserve); and

WHEREAS, The following funding will be used to fund construction:

- 1) \$1,100,069 of available funding in Capital Project H063-19
- 2) 2020 Tax Levy of \$1,182,905 per the 2020 CIP
- 3) CHIPS Funding in the amount of \$1,949,650 (Rollover SFY 2019-2020 & SFY 2020-2021)
- 4) \$500,000 of available funding that was returned from other from other projects to the D Fund Reserve for Roads and Bridges
- 5) \$100,000 of available funds in the 2020 CIP line for Advance Design Services
- 6) \$1,948,169.57 of Capital Project Reserve Funding (CRARM Reserve); and

WHEREAS, The Public Works and Ways and Means Committees have reviewed this resolution and recommend its approval; now, therefore, be it

RESOLVED, That the following budget transfer is hereby approved:

DD511099 54260	Consultation & Professional	-\$100,000.00
DD5010 43501	CHIPS Revenue	+\$962,255.00
DD 30511 BR500	Appropriated Reserve for Roads & Bridges	+\$500,000.00
DD995099 59000	Interfund Transfers	+\$1,562,255.00
AA 30511 BR900	CRARM Reserve	+\$1,948,169.57
AA995099 59000	Interfund Transfers	+\$1,948,169.57

and further

RESOLVED, That the budget of Capital Project No. H063-19 be, and hereby is amended as follows:

Line	Description	Current Budget	Change	Revised Budget
Appropriations:				
HHH06319 54491	General Construction	\$36,168.00	+\$6,780,793 .57	\$6,816,961.5 7
HHH06319 54820	Land Acquisition	\$37,050.00		\$37,050.00
HHH06319 54865	Administration	\$2,500.00		\$2,500.00
HHH06319 54731	Contingency	\$1,100,069.00	- \$1,100,069. 00	\$0.00
Revenue:				
HHH06319 45031	Interfund Transfer	\$1,175,787.00	+\$5,680,724 .57	\$6,856,511.5 7

and further

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors hereby approves a contract with Ramsey Constructors, Inc., at a cost not to exceed \$6,457,898.64, and further

RESOLVED, That said contract shall commence on the date specified in the notice-to-proceed and shall expire October 1, 2021; and further

RESOLVED, That if a no cost time extension of up to six (6) months is necessary, the Board of Supervisors hereby approves such extension subject to review and approval by the Public Works Committee; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the Agreement with Ramsey Constructors, Inc., and all other documents necessary to effectuate the purpose of this resolution; and further

RESOLVED, That the Commissioner of Public Works is authorized, to make necessary adjustments in unit bid quantities and to initiate field changes to complete the proposed work, within the fund limits of the contract's contingency, and to report such use of the contract contingency to the Public Works Committee and to the Finance Office; and further

RESOLVED, That the Commissioner of Public Works, prior to authorizing a single work item financed with the project's contingency that exceeds \$7,500, shall request review by the Public Works Chairperson, and if by review, the Committee Chairperson determines such field change is critical to the timely progression of the project, the Chairperson, at their discretion, will approve said change; and further

RESOLVED, That the Commissioner of Public Works, be and hereby is, authorized and empowered to execute any and all documents necessary or appropriate to effectuate adjustments or change orders to the original contract within the limits agreed to in this resolution, subject to review and approval by the Office of the County Attorney; and further

RESOLVED, That the Department of Finance is authorized to make the necessary accounting and budget entries to affect the intent of this resolution for a total project budget of \$6,856,511.57; and further

RESOLVED, That nothing herein shall be construed as having transferred to any officer or employee of the County any power of the Board of Supervisors, which retains absolute authority to discontinue by majority of the weighted vote any action taken without prior authorization of the Board; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the Department of Finance, and Ramsey Constructors, Inc.

**RESOLUTION NO. 144-2020
CAPITAL PROJECT NO. H015-13
74 ONTARIO STREET RENOVATION – PHASE II
BUDGET TRANSFER**

WHEREAS, Resolution No. 297-2013 created Capital Project No. 03-2013, 74 Ontario Street Renovation – Phase II; and

WHEREAS, Resolution No. 52-2019 awarded construction contracts in the amount of \$10,404,400 and established the contract change order contingency budget of \$520,220; and

WHEREAS, Additional funding is needed; and

WHEREAS, The Public Works Committee and Ways and Means Committee have reviewed and recommend approval of this resolution; now therefore be it

RESOLVED, That the following budget transfer is approved:

AA 30511 BR900	CRARM Reserve	+\$600,000
AA162099 54031	CIP – B&G Renovations	-\$200,000
AA995099 59000	Interfund Transfer	+\$800,000

and further

RESOLVED, That the budget of Capital Project No. H015-13 be, and hereby is amended as follows:

Line	Description	Current Budget	Change	Revised Budget
HHH01513 54260	Consultation & Professional	\$621,789.80	+\$108,379.00	\$730,168.80
HHH01513 54495	Engineering	\$1,230,369.00	+\$43,600.00	\$1,273,969.00
HHH01513 54743	Change Order Contingency	\$14,212.98	+\$648,021.00	\$662,233.98
HHH01513 45031	Interfund Transfers	\$8,676,405.00	+\$800,000.00	\$9,476,405.00

and further

RESOLVED, That the Department of Finance is hereby authorized to make any and all budgetary and accounting entries to effect the intent of this resolution for a total project budget of Fourteen Million Eight Hundred Eleven Thousand Four Hundred Fifteen Dollars and Zero Cents (\$14,811,415); and further

RESOLVED, That copies of this resolution be sent by the Clerk of this Board to the Department of Finance.

**RESOLUTION NO. 145-2020
RESOLUTION TO ENTER INTO AGREEMENT WITH
ROCHESTER GAS AND ELECTRIC (RGE)
OCCUPY PUBLIC LANDS FOR UTILITY ACCESS
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, RGE, has applied to extend utility service across the railroad right-of-way currently owned by Ontario County; and

WHEREAS, RGE has applied for a construction permit to Finger Lakes Railroad to extend this service under the tracks near the intersection of Adams Street and School Street in the Village of Victor; and

WHEREAS, Working with the Finger Lakes Railroad, the construction permit conditions were met and the processing of both the County's license agreement and Railroad permit can commence; and

WHEREAS, RGE and Ontario County have outlined the terms of this occupancy in a revocable License Agreement to be signed by both parties; now, therefore, be it

RESOLVED, The upon review and approval by the County Attorney as to form, the Ontario County Board of Supervisors hereby approves an agreement with RGE, 89 East Avenue, Rochester, NY 14649 for the occupancy, construction, and maintenance of a utility crossing across (underground) this County-owned corridor under terms of the License Agreement; and further

RESOLVED, That the County Administrator is authorized to sign the agreement; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to RGE.

**RESOLUTION NO. 146-2020
AUTHORIZATION TO RENEW BID (B19032)
FOR REPAIR AND INSTALLATION OF COUNTY OWNED
MOBILE AND HANDHELD RADIOS AND ASSOCIATED EQUIPMENT
DEPARTMENT OF PUBLIC WORKS – FLEET MANAGEMENT**

WHEREAS, Resolution No. 204-2019 awarded bid (B19032) for the repair and installation of County owned mobile and handheld radios and associated equipment on County vehicles; and

WHEREAS, Finger Lakes Communication Co. Inc., 305 Clark Street, Auburn, New York 13021 has agreed to renew the bid for this service for an additional twelve-month period at the current price structure; and

WHEREAS, The Ontario County Public Works Committee has reviewed the renewal proposal and recommends its approval; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby authorizes the extension of Bid B19032 for a one-year period starting May 13, 2020, through May 12, 2021 to Finger Lakes Communication Co., Inc. as per the tabulation sheet on file with the Clerk of this Board; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to Finger Lakes Communication Co. Inc.

**RESOLUTION NO. 147-2020
AWARD OF BID (B20004) FOR DECALS AND LETTERING
OF COUNTY VEHICLES - DEPARTMENT OF PUBLIC WORKS**

WHEREAS, The Purchasing Department advertised for and received per tabulation sheets on file with the Clerk of this Board, sealed bids (B20004) for decals and lettering of County vehicles; and

WHEREAS, Ewing Graphics, 6101 Loomis Road, Farmington, New York 14425 is the lowest responsive/responsible bidder; and

WHEREAS, After discussions between Ontario County Parts and Service Manager and the Purchasing Department it was deemed that award of this bid be made to Ewing Graphics; now, therefore, be it

RESOLVED, That said bid shall be awarded to Ewing Graphics; and further

RESOLVED, That said award be effective beginning on March 06, 2020, and ending on March 05, 2021; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to Ewing Graphics.

**RESOLUTION NO. 148-2020
AUTHORIZATION TO RENEW BID (B18009) FOR
MAINTENANCE OF ONTARIO COUNTY AND
FINGER LAKES COMMUNITY COLLEGE ELEVATORS
DEPARTMENT OF PUBLIC WORKS–BUILDINGS AND GROUNDS**

WHEREAS, Resolution No. 179-2018 awarded bid (B18009) for the Maintenance of Ontario County and Finger Lakes Community College elevators; and

WHEREAS, Resolution No 34-2019 renewed Bid (B18009) for a twelve-month period; and

WHEREAS, KONE, Inc., 10 Pixley Industrial Parkway, Rochester, New York 14624 has agreed to renew the bid for this service for an additional twelve-month period at the current price structure; and

WHEREAS, The Public Works Committee has reviewed the renewal proposal and recommends its approval; now, therefore, be it

RESOLVED, The Ontario County Board of Supervisors hereby authorizes an extension of Bid (B18009) for a one-year period starting April 1, 2020, through March 31, 2021 to KONE, Inc., as per the tabulation sheet on file with the Clerk of this Board; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to KONE, Inc.

The foregoing block of ten resolutions was adopted.

Supervisor Baker commended the work by Public Works and Finance for their efforts in making Resolution No. 144-2020 doable.

Supervisor David Baker offered the following eight resolutions as a block and moved for its adoption, seconded by Supervisor Andrew Wickham:

**RESOLUTION NO. 149-2020
TRANSFER OF FUNDS – 2020 COUNTY BUDGET
OFFICE OF SHERIFF
ADDITIONAL VEHICLE COSTS & PROJECT LIFESAVER**

WHEREAS, Budget Transfer Request Forms have been received by the Ways and Means Committee after being reviewed and approved by the appropriate standing committee overseeing each department; and

WHEREAS, The Ways and Means Committee has reviewed and approved the following transfers; now, therefore, be it

RESOLVED, That the following transfers be made:

2020 Budget	FROM	TO	NET DIFFERENCE
Office of Sheriff – Additional Vehicle Costs			
Fuel for Vehicles	AA3110 54340		(35,000.00)
Vehicle Expense		AA311099 52200	35,000.00
Fuel for Vehicles	AA3150 54340		(1,000.00)
Vehicle Expense	AA315099 52200		1,000.00
Office of Sheriff – Project Lifesaver			
Miscellaneous Expense		AAC304 54730	6,293.47

and further, be it

RESOLVED, That the County’s Department of Finance is authorized to make the necessary budgetary and accounting entries to effect the intent of this resolution.

**RESOLUTION NO. 150-2020
ABOLISH COUNTY POLICE OFFICER POSITION AND CREATE
COUNTY POLICE OFFICER (SPANISH SPEAKING) POSITION
OFFICE OF SHERIFF**

WHEREAS, Sheriff Kevin Henderson has requested that a vacant position of County Police Officer be abolished and that a position of County Police Officer (Spanish Speaking) be created; and

WHEREAS, The Director of Human Resources has classified a position of County Police Officer (Spanish Speaking) by Personnel Officer Classification Certification No. 7-2020; and

WHEREAS, The Ways and Means Committee has reviewed and recommends the abolishment of a vacant County Police Officer position and the creation of the County Police Officer (Spanish Speaking) in the Office of Sheriff; and

WHEREAS, Sufficient funds exist within the Office of Sheriff Budget for the County Police Officer (Spanish Speaking) position change; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors does hereby authorize the following:

- a. The abolishment of a vacant County Police Officer position (01272#64); and
- b. Creation of one position of County Police Officer (Spanish Speaking) (01636/#2) effective upon adoption

; and further

RESOLVED, That the Department of Finance is authorized to make the necessary budgetary and accounting entries to effect the intent of this resolution.

**RESOLUTION NO. 151-2020
CREATE STAFF SOCIAL WORKER (TRAUMA INFORMED THERAPIST)
POSITION - OFFICE OF COMMUNITY MENTAL HEALTH SERVICES**

WHEREAS, The Ontario County District Attorney's Office has been awarded grant funding from the New York State Office of Victim Services, under contract # OVS-C11029GG for a term commencing October 1, 2019, through September 30, 2022 with an option to renew for two additional years for improvements in the provision of victim assistance services in Ontario County; and

WHEREAS, By Resolution No. 429-2019 the County authorized acceptance of the Victim and Witness Program Grant; and

WHEREAS, The District Attorney's Office will use some of these grant funds to subsidize the cost of a Staff Social Worker position for Trauma Informed Therapy in the Office of Community Mental Health Services; and

WHEREAS, Said position has been classified as Staff Social Worker (Trauma Informed Therapist) by Personnel Officer Classification Certification #9-2020; and

WHEREAS, The Ways and Means Committee recommends the creation of Staff Social Worker (Trauma Informed Therapist), effective upon adoption; now, therefore, be it

RESOLVED, That the position of Staff Social Worker (Trauma Informed Therapist) (01833/#1) be created upon adoption; and further

RESOLVED, That this position in the Office of Community Mental Health Services shall only continue to exist subject to receipt of the necessary grant funding from the New York State Office of Victim Services; and further

RESOLVED, That the County's Department of Finance is authorized to make the necessary budgetary and accounting entries to effect the intent of this resolution.

**RESOLUTION NO. 152-2020
CREATION OF INDEX CLERK, PART-TIME POSITION
OFFICE OF THE COUNTY CLERK**

WHEREAS, Mr. Matthew J. Hoose, Ontario County Clerk, has filed a New Position Duties Statement with the Director of Human Resources for a part-time position he would like to create; and

WHEREAS, Said position has been classified as Index Clerk, Part-Time by Personnel Officer Classification Certification #10-2020; and

WHEREAS, The Ways and Means Committee has reviewed and recommends the creation of an Index Clerk, Part-time position in the Office of the County Clerk; and

WHEREAS, Sufficient funds exist within the appropriate line items in the County Clerk's budget; now, therefore, be it

RESOLVED, That a position of Index Clerk, Part-Time (11381/#1) be created effective upon adoption; and further

RESOLVED, That the Department of Finance is authorized to make the necessary budgetary and accounting entries to effect the intent of this resolution.

**RESOLUTION NO. 153-2020
APPOINTMENT OF MS. MARY BEER AS
ONTARIO COUNTY STOP – DWI COORDINATOR**

WHEREAS, Pursuant to New York State Vehicle and Traffic Law (NYS VTL) Section 1197 (2) the Chairman of the Ontario County Board of Supervisors must designate a Coordinator for the Special Traffic Options Program for Driving While Intoxicated (S.T.O.P.-DWI), who shall serve at the pleasure of the Board of Supervisors; and

WHEREAS, The designated Coordinator shall receive salary and expenses as designated by the Board of Supervisors; and

WHEREAS, As of November 14, 2019 the function and management of the STOP-DWI program has been transferred to the Community Public Health Department under the direction and control of the Ms. Mary Beer, Director of Community Public Health; and

WHEREAS, The Health and Human Services Committee and the Ways and Means Committee recommend the designation of Ms. Mary Beer to serve as the Ontario County STOP-DWI Coordinator with such duties and responsibilities as set forth in NYS VTL §1197; now, therefore, be it

RESOLVED, That Ontario County Board of Supervisors does hereby designate Ms. Mary Beer to serve as the Ontario County STOP-DWI Coordinator with such duties and responsibilities as set forth in NYS VTL §1197; and further

RESOLVED, That Ms. Mary Beer shall receive an annual stipend of \$4000.00 (four thousand dollars) for such duties and responsibilities.

**RESOLUTION NO. 154-2020
ABOLISHMENT OF STOP-DWI PROGRAM ADMINISTRATOR POSITION
AND CREATION OF STOP-DWI PROGRAM SPECIALIST POSITION
COMMUNITY PUBLIC HEALTH DEPARTMENT**

WHEREAS, A recent vacancy in the position of STOP-DWI Program Administrator led to a civil service review of the job specification for such position; and

WHEREAS, The Director of Human Resources has reviewed the duties and responsibilities of the position and has classified a STOP-DWI Program Specialist per POCC# 8-2020; and

WHEREAS, The title of STOP-DWI Program Specialist is intended to replace the existing position of STOP-DWI Program Administrator and be allocated to the same Grade (AP4) of the CSEA Salary Schedule based on the job duties and responsibilities; and

WHEREAS, The Health and Human Services Committee and the Ways and Means Committee have reviewed and recommend the creation of a STOP-DWI Program Specialist position and the abolishment of the vacant STOP-DWI Program Administrator position; now, therefore, be it

RESOLVED, That the Board of Supervisors does hereby create a position of STOP-DWI Program Specialist (01832/#1) with an allocation to Grade AP4 of the CSEA Salary Schedule, effective upon adoption; and further

RESOLVED, That the position of STOP-DWI Program Administrator (01729/#1) shall be abolished effective upon adoption.

**RESOLUTION NO. 155-2020
AGREEMENT BETWEEN
ONTARIO COUNTY, CSEA, AND STEPHEN T. HEALY**

WHEREAS, CSEA Local 835 member and Ontario County Employee, Stephen T. Healy, has been elected to serve as the President of CSEA Region 6, the region in which Local 835 falls; and

WHEREAS, CSEA and the County believe it is mutually advantageous for Mr. Healy to have the opportunity to continue to support and represent CSEA members as CSEA Region 6 President without resigning from his long-time employment with Ontario County; and

WHEREAS, Pursuant to General Municipal Law §92(2), an Agreement between Ontario County, CSEA, and Stephen T. Healy has been negotiated, subject to the approval of this Board, and has been filed with the Clerk of the Board of Supervisors, which Agreement grants Mr. Healy a paid leave of absence from his duties as a County employee for the purpose of serving as CSEA Region 6 President, obligates CSEA to reimburse the County for any and all costs associated with Mr. Healy's employment and compensation, including, any and all benefits required by the collective bargaining agreement between the County and CSEA, and that upon termination of Mr. Healy's term of office he shall return to his position as a Motor Vehicle Equipment Operator IV with the County; and

WHEREAS, The Ways and Means Committee recommends the approval of this resolution; now, therefore, be it

RESOLVED, That said Agreement between Ontario County, CSEA, and Stephen T. Healy is hereby approved; and further

RESOLVED, That the County Administrator is hereby authorized and directed to execute said Agreement on file with the Clerk of this Board; and further

RESOLVED, That copies of this resolution shall be sent by the Clerk of this Board to Mr. Stephen T. Healy, CSEA Labor Relations Specialist Paul Peters, and to the Director of Human Resources.

**RESOLUTION NO. 156-2020
AMENDMENT TO AND ADOPTION OF THE ONTARIO COUNTY
CASH MANAGEMENT AND INVESTMENT POLICY**

WHEREAS, New York State General Municipal Law (Section 39) requires all counties, cities, towns, villages, school districts and district corporations to adopt, by resolution, a comprehensive investment policy; and

WHEREAS, Resolution No. 694-87, adopted December 11, 1987, established an Ontario

County Cash Management and Investment Policy; and

WHEREAS, That Policy stipulates that at least annually, the Board of Supervisors shall review and amend, if necessary, the established Guidelines; and

WHEREAS, Changes are needed to the Policy as recommended by the Finance Department and have been reviewed and approved by the Ways and Means Committee; now, therefore, be it

RESOLVED, That the attached Ontario County Cash Management and Investment Policy is hereby amended; and further

RESOLVED, That a certified copy of this resolution be transmitted by the Clerk of this Board to the Finance Department.

The foregoing block of eight resolutions was adopted.

Supervisor Green commented on the efforts and issues of the STOP-DWI program and the result of Resolution No. 153-2020. He specifically noted the funding and how it is required to be self-funded.

Supervisor Baker added to the comments of Supervisor Green and reported that the District Attorney's Office, the Sheriff's Office, the Probation Department, and the Ways and Means Committee fully endorse the program.

At the request of Supervisor David Baker, consent was given to waive the provision of Rule No. 23 of the "Rules and Order of Business" of this Board so that action could be taken on the following addendum item at this meeting.

Supervisor David Baker motioned to adopt the following resolution, seconded by Supervisor Richard Russell:

RESOLUTION NO. 157-2020
RESOLUTION OF SYMPATHY
MR. BERNARD "BUDDY" ROCKMAKER

WHEREAS, This Board of Supervisors was saddened to learn of the recent death of Mr. Buddy Rockmaker, a former Supervisor representing the City of Canandaigua, Wards 1 & 4, during 1991; and

WHEREAS, During his tenure on this Board, Mr. Rockmaker diligently served on many standing committees including Human Services, Planning and Research, and Public Safety; now, therefore, be it

RESOLVED, That this Board of Supervisors, on behalf of its members both past and present, mourns the death of Mr. Buddy Rockmaker and extends its sincere sympathy to his family; and further

RESOLVED, That this resolution be spread upon the minutes of this Board and a copy sent to the Rockmaker family.

Adopted.

Supervisors Baker commented that Buddy was a larger than life character; noting he was on City Council with him told him he would like working with the Board of Supervisors because there were no politics and they got things done.

Supervisor Russel concurred with Supervisor Baker and remembered how Buddy use to enter a room in December as Santa Clause.

Supervisor Singer remembers Buddy being instrumental in the Canandaigua Civic Center and supportive of youth sports.

At 7:31 pm, motion was made by Supervisor Gregory Bendzlowicz, seconded by Supervisor David Baker to move into executive session for the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation. Motion carried.

At 8:10 pm, motion was made by Gregory Bendzlowicz, seconded by Supervisor Andrew Wickham to move out of executive session. Motion carried.

On motion of Supervisor Robert Green, seconded by Supervisor Gregory Bendzlowicz, the meeting was adjourned at 8:11 PM.