

REGULAR BOARD MEETING - DECEMBER 7, 2023

Regular Meeting Called to Order

Pledge of Allegiance:

The Pledge of Allegiance was led by Supervisor Andrew Wickham, Town of Seneca.

Chairman Campbell announced there would be modifications to the agenda as printed.

Supervisor David Phillips gave a reading from a joint resolution from the 103rd Congress of the United States in remembrance of Pearl Harbor.

Roll Call:

Members Present: Supervisors Robert Green, Christopher Vastola, Jared Simpson, David Baker via WebEx, Richard Russell, Frederick Wille, Peter Ingalsbe, Mark Venuti, James Kennedy, John Pruett, Louis Guard, William Namestnik, David Phillips, Norman Teed, Daryl Marshall, Andrew Wickham, Daniel Marshall, Jack Marren via WebEx, Todd Campbell.

Necessarily Absent: Supervisor(s) Frederick Lightfoote, Tamara Hicks.

Chairman Campbell noted that Supervisor David Baker and Supervisor Jack Mareen were given permission to attend remotely.

Approval of Minutes:

Supervisor Daniel Marshall motioned to approve the minutes of the preceding session. The motion was seconded by Supervisor Mark Venuti. The motion passed.

Public Hearing:

A Public Hearing regarding Local Law No. 8 (Intro.) of 2023 entitled "Authorizing Background Checks for Ontario County Employment", was called to order by Chairman Todd Campbell at 6:34 pm.

As no one wished to speak, the Public Hearing was closed at 6:35 pm.

A Public Hearing regarding Local Law No. 9 (Intro.) of 2023 entitled "Establishing Residency Requirements for County Police Officers and Superseding Public Officers Law Section 3(1) and Local Law No. 8 of 1999, as Amended by Local Law No. 1 of 2016", was called to order by Chairman Todd Campbell at 6:36 pm.

Supervisor Jack Marren shared a brief history of the vision and proceedings of this proposed local law. He said he supports and has been an advocate of this proposed Local Law for some time.

As no one else wished to speak, the Public Hearing was closed at 6:39 pm.

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Reports of County Officials:

Carla Jordan, Director of Sustainability and Solid Waste Management provided an update on the veneer failure of the west slope cap at the landfill. She said at no time was there any problem of storm water leaving the site. She has continued to consult with NYSDEC, and they continue to be in agreement with all the actions taking place at the site. The efforts at the site, the timing of those efforts, and it has been reiterated to her that at no point in time has any violation of the solid waste regulations occurred relative to this construction incident.

Chris DeBolt extended his thanks to Pam Keefe for her role as Acting County Clerk and congratulated her on her retirement. Mr. DeBolt said Jean Chrisman was appointed as the Acting County Clerk until the end of the year with the permission of the Governor's Office.

Supervisor Rich Russell introduced incoming Supervisor Elect, Nancy Yacci, Wards 2 and 3 of the City of Canandaigua, and welcomed her.

Supervisor Bob Green introduced Supervisor Elect, Fred Stresing of the Town of Bristol.

Supervisor Norm Teed introduced appointed Supervisor, Bill Wellman of the Town of Phelps.

On behalf of Supervisor Fred Lightfoote, Supervisor Andrew Wickham introduced Supervisor Elect, Dale Stell of the Town of Gorham.

Privilege of the Floor: (Speakers will be limited to three minutes):

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Communications and Reports on File with the Board Clerk's Office:

Approved minutes of the Health & Human Services, the Planning & Environmental Quality, and the Public Works Committee held on October 16, 2023 and November 6, 2023.

Approved minutes of the Public Safety, the Governmental Operations & Insurance, and the Ways & Means Committee meetings held on October 18, 2023 and November 8, 2023.

Resolution No. 309 entitled, "Resolution Supporting Senate Bill S.7645 that Repeals Certain Provisions of the Executive Law Establishing a Fee for Background Checks on Certain Firearm and Ammunition Purchases", received from Essex County Board of Supervisors.

Notice of Obligational Authority (NOA) PY23-3 for Local Workforce Development Area - Ontario/Seneca/Wayne/Yates Counties representing the balance of funding available for the Program Year 2023 Title 1B Adult and Dislocated Worker Programs, received from Kerry Douglas-Duffy, Director, Bureau of Workforce Innovation & Quality, NYS Dept. of Labor.

Notification of Award of \$577,913 under the NYS 2023 Statewide Interoperable Communications Grant Program (2023 SICG-Formula), received from Jackie Bray, Commissioner, NYS Homeland Security and Emergency Services.

Notification of award of \$213,167 under the NYS State 2023 Public Safety Answering Point Operations Grant Program, received from Jackie Bray, Commissioner, NYS Homeland Security and Emergency Services.

The October 2023 Director's Report, received from William E. Martn, Happy Tails Ontario County Humane Society.

Acknowledgment of receipt of filing on November 6, 2023, of Local Law No. 5 of 2023 entitled "Adjusting the Management Compensation Program for Managerial and Confidential Positions for the Year 2023", was received from State Records and Law Bureau, State of New York, Department of State.

A letter stating the appointment of Marguerite L. Puma to continue as the Deputy Director of Finance for the term of January 1, 2024-December 31, 2025, was received from Mary M. Gates, Director of Finance, Ontario County.

Notice of Employee Separations at Certain Facilities of Watermark Services IV, LLC and, as applicable, Fountains Home Care of New York, Inc. received from David Barnes, Chief

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Executive Officer, Watermark Retirement Communities.

The New York State Association of County Coroners and Medical Examiners (NYSACCME) membership application for 2024, new legislation impacting counties with coroner systems, and the registration form for the Coroner 101 Conference scheduled for February 10, 2024, received from Scott M. Schmidt, President, NYSACCME.

Acknowledgment of receipt of State of Emergency and Emergency orders issued on November 16, 21, 26, and December 1, 2023, received from the Ontario County Clerk's Office.

County of Ontario Local Law No. 8 (Intro.) of 2023

A LOCAL LAW AUTHORIZING BACKGROUND CHECKS FOR ONTARIO COUNTY EMPLOYMENT

Be it enacted by the Board of Supervisors of the County of Ontario as follows:

SECTION 1: Findings and Intent

A. It is the policy of the County of Ontario that all new employees and volunteers have certain credentials, criminal and other background information verified as a condition of employment, but not before a conditional offer of employment has been made or such other employment event set forth in the policy that may authorize a background check.

B. This policy is intended:

- (1) To ensure the County's mission and goals are supported by qualified employees who protect the public;
- (2) To provide a safe and secure environment for all County employees, volunteers and constituents; and
- (3) To take action to protect funds, property and other assets associated with programs and operations.

SECTION 2: Definitions.

As used in this local law, the following terms shall have the meanings indicated:

CANDIDATE — A person for whom the County may require a criminal records check as a condition to providing services as an employee, contractor, student intern/aide, or volunteer.

CRIMINAL RECORDS CHECK — The process used to conduct criminal records background checks on candidates to verify a candidate does not have relevant criminal convictions. A conviction includes a plea of guilty or any court determination of guilt. Criminal records information will be obtained using computerized and/or fingerprint-based processes, as determined by the Ontario County Sheriff. Criminal records checks will be performed by the Ontario County Sheriff's Office, or by a third-party vendor chosen by the County of Ontario to complete background checks. A nationwide criminal records check requiring fingerprints may be obtained from the New York State Police through the Federal Bureau of Investigation (FBI).

FINGERPRINT-BASED CRIMINAL CHECK — A criminal records check using an

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individual's fingerprints. If, at any time, it is determined that Ontario County will use an individual's fingerprints to conduct a criminal records check, the records check will be subject to all rules and regulations under the laws of the State of New York.

SECTION 3: Applicability.

Unless specifically prohibited by New York State or federal laws, rules or regulations, this policy covers positions that may include, but are not necessarily limited to:

- A. Prospective new employees (classified civil service);
- B. Temporary and seasonal employees and student interns/aides;
- C. Current employees accepting new appointments, where permissible;
- D. Individuals working under a services contract;
- E. Volunteers;
- F. All persons working for outside agencies conducting home-service provider services, and therapeutic programs for the County, or having contact with children under 18 or adults over 60;
- G. All persons working for outside agencies that requires the candidate to have access to Ontario County offices and/or systems.

SECTION 4: Exemptions.

An appointing authority may apply to the County Administrator for an exemption from this policy for the exclusion of specific positions, or class of positions that fall under A-E in Section 3 and do not otherwise require a background check pursuant to any other law, rule or regulation. The decision of the County Administrator is final. A copy of this determination must be provided to the Director of Human Resources for application to the positions identified in the exclusion.

SECTION 5: General policy and practice.

A. After a conditional offer of employment, the County of Ontario will conduct or require background checks on prospective employees, volunteers and contractors (as listed above) to determine whether the candidate should be disqualified from employment with Ontario County. A background check may include the following verifications, in addition to reference checks, for all candidates:

- (1) Employment history check consisting of a review of a candidate's previous employment to ensure the candidate actually worked in the positions cited that qualify the candidate for the position sought.
- (2) Education history check verifying relevant educational credentials listed on a candidate's application, resume or curriculum vitae or otherwise cited by the candidate as qualifying the candidate for the position sought.
- (3) Industry-specific credentials check verifying that the candidate possesses the required degrees, licenses and certifications listed on the application, resume or curriculum vitae for the position sought and that licenses or certifications are current.
- (4) Check of references provided by the candidate.

B. The following verifications will be conducted for all candidates for all positions to which this policy applies:

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(1) Criminal history check and a fingerprint-based criminal history check, if applicable, verifying the candidate does not have criminal convictions that would make the candidate unsuitable to perform the responsibilities of the position. A conviction includes a plea of guilty or any court determination of guilt. The County of Ontario may deny employment, volunteer services and contracted services to anyone subject to this policy if the individual refuses to consent to a criminal background check and/or refuses to be fingerprinted, if requested.

(2) A motor vehicle history check verifying that the candidate possesses the appropriate type of driver's license and does not have any undisclosed motor vehicle violations and citations that would make the candidate unsuitable to perform the responsibilities of the position shall be conducted. All candidates seeking a position that requires a driver's license must be deemed insurable by the County's insurance carrier. The County of Ontario may deny employment, volunteer services and contracted services to anyone subject to this policy if the individual refuses to consent to a motor vehicle history check.

(3) Military history check verifying candidate has served as a member of the Armed Forces as indicated on the application, resume or curriculum vitae, if the candidate is requesting veteran's preference.

(4) Verification of the candidate's social security number.

C. All recruitment announcements and job postings by Ontario County must include the following statement: "This position may be subject to a background check for any convictions deemed related to its duties and responsibilities. Convictions will be considered but will not automatically disqualify the candidate. No background check will occur until after a conditional offer of employment has been made. Any revocation of an offer of employment due to criminal history will include a clear explanation and instructions for appeal."

D. The County of Ontario may deny employment or volunteer opportunities to anyone who provides false, fraudulent or misleading statements, answers or information during the application process. Employees who are found to have provided false, fraudulent or misleading statements, answers or information during the application, transfer or promotion process are subject to disciplinary action, including termination or other disciplinary action as may be appropriate.

E. New employees/volunteers cannot begin working until completion of a criminal history and educational verification check. A criminal conviction is not necessarily a bar to County employment; decisions will be made on a case-by-case basis, as described below.

SECTION 6: Procedure.

A. Upon selecting a candidate for a position, and after a conditional offer of employment to the prospective employee/volunteer, the search committee chair, or department head, will contact Human Resources to initiate the background check process on the selected candidate. All department heads are responsible for requesting the background check for persons working for outside contractors. The candidate must consent to the background check. Failure to do so may disqualify the candidate from consideration.

B. The Director of Human Resources will receive the background report and forward it to the relevant department head or other hiring authority, who must share it with the candidate before making the final offer of employment or revoking the conditional offer of employment. If the department head or other hiring authority has concerns with information contained in the report and before revoking a conditional offer of employment, they may ask the Director of Human Resources to have a legal analysis conducted pursuant to New York Corrections Law 23-A to

determine if any conviction is directly related to the prospective position or creates an unreasonable risk to county property, or to the safety of specific individuals, or to the general population. Upon receipt of the Corrections Law 23-A analysis, the Director of Human Resources must determine whether or not disqualification is appropriate under New York Civil Service Law §50, and if so, follow all required notification and due process procedures set forth in the law.

C. If no concerns are raised by the background check or the Corrections Law 23-A analysis, the department head may proceed with making a final offer of employment to a potential employee, volunteer or other individual in a designated position as defined in this policy.

SECTION 7: Appeals process.

A. If the conditional offer of employment is revoked and the candidate disagrees with the results of the background check, the individual should contact the Human Resources Department. Human Resources will work with the Sheriff's Office/background check vendor to determine if there has been a mistake with the candidate's name, prior addresses or personal identifiers. If the results of the background check were inaccurate, the department head or other hiring authority will be contacted to proceed with continuing to extend an offer of employment to the candidate.

B. If the Sheriff/vendor determines the candidate's background check is accurate and shows a relevant criminal history, the Director of Human Resources will contact the candidate to let him/her know further investigation has resulted in finding a history that disqualifies him/her for consideration of employment at the County of Ontario. The department head or other hiring authority will be notified.

C. If the candidate further disagrees with the background check results, the candidate's next option is to request a copy of his/her own FBI record and/or have his/her record expunged. The candidate must take responsibility for the cost and time associated with this process. If the department head or other hiring authority has not yet extended a job offer to another candidate and the disputed background check is cleared, the department head or other hiring authority may extend a job offer to the candidate. If the department has already extended a job offer to another candidate and the disputed background check is cleared, the candidate may apply for other open positions.

D. A Candidate may appeal a final determination of disqualification by filing an Article 78 proceeding in Ontario County Court under NYS Civil Practice Law and Rule.

SECTION 8: Confidentiality.

A. The Sheriff's Office or background check vendor will transmit all search results directly to the Director of Human Resources, or requesting department head or other hiring authority. Due to the confidential nature of the information, the department head will hold all materials with the highest regard for individual privacy.

B. Criminal background check reports will also be retained in a separate file located in the Office of the Sheriff. Access to the background check reports will be limited to authorized staff members.

C. Unauthorized disclosure of information contained in the background checks may subject the individual disclosing such information to disciplinary action, including termination or other

disciplinary action as may be appropriate.

SECTION 9: Post-employment motor vehicle check policy.

A. The County of Ontario will conduct a motor vehicle history check to verify that the candidate, employee or volunteer in question possesses the appropriate type of driver's license and does not have any undisclosed motor vehicle violations and citations that would make the candidate ineligible or unsuitable to perform the responsibilities of his/her position. Failure to consent to a required motor vehicle check may disqualify the individual from a position that requires a driver's license.

B. The check shall be conducted yearly, through the Human Resources Department, by entering into the LENS program or similar program with the New York State Department of Motor Vehicles, which would automatically notify the Human Resources Department if a motor vehicle violation affecting a County employee or volunteer (who drives County cars) has occurred.

C. The program covers the following individuals if they use County motor vehicles or equipment:

- (1) Current employees (classified, unclassified, exempt class);
- (2) Temporary employees and students employed by the County;
- (3) Individuals working under a personal services contract;
- (4) Volunteers;
- (5) Outside contractors if they transport any individuals on behalf of the County of Ontario.

D. Candidates for positions requiring a driver's license must also be deemed insurable by the County's insurance carrier.

SECTION 10: All local laws and resolutions of the Board of Supervisors of Ontario County, to the extent that the same are inconsistent with this local law, are hereby superseded by this local law.

SECTION 11: This local law shall become effective in accordance with the provisions of the Municipal Home Rule Law of the State of New York, twenty days after its adoption and upon its filing with the New York Secretary of State.

County of Ontario Local Law No. 9 (Intro.) of the year 2023

A LOCAL LAW ESTABLISHING RESIDENCY REQUIREMENTS FOR COUNTY POLICE OFFICERS AND SUPERSEDING PUBLIC OFFICERS LAW SECTION 3(1) AND LOCAL LAW 8 OF 1999, AS AMENDED BY LOCAL LAW 1 OF 2016

Be it enacted by the Board of Supervisors County of Ontario as follows:

SECTION 1: Purpose:

The Ontario County Board of Supervisors hereby finds that in order to expand the pool of qualified applicants for the office of County Police Officer and promotional competitive titles within the Ontario County Sheriff's Office, to retain such applicants if hired, and also ensure public safety is available to respond at the local level, it is necessary and advisable that individuals holding said office within the County of Ontario be permitted to reside either within

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the County of Ontario or within a county contiguous to Ontario County so long as no more than twenty percent (20%) of the authorized number of officers in each designated title reside outside of Ontario County. Therefore, the Ontario County Board of Supervisors hereby enact this local law to supersede New York State Public Officers Law Section 3(1), Local Law 8 of 1999, as amended by Local Law 1 of 2016.

SECTION 2: Residency Requirement for County Police Officers, County Police Sergeants, Investigators, and County Police Lieutenants:

In the County of Ontario, the provisions of Public Officers Law Section 3(1) and Local Law 8 of 1999, as amended by Local Law 1 of 2016, requiring a person to be a resident of the political subdivision or municipal corporation of the state for which such person shall be chosen or within such person's official functions are required to be exercised shall not prevent a person from holding a full-time or part-time position in the office of County Police Officer, County Police Sergeant, Investigator or County Police Lieutenant within the Ontario County Sheriff's Office; provided, however, that such person performing the duties and function of said titles resides in Ontario County or in a county contiguous to the Ontario County boundary line and so long as no more than twenty percent (20%) of the officers in each designated title reside outside of Ontario County at one time. As it relates to the office of County Police Officer, County Police Sergeant, Investigator or County Police Lieutenant any contrary provision of the Public Officers Law or Local Law 8 of 1999, as amended by Local Law 1 of 2016, is hereby superseded.

SECTION 3: SEPARABILITY:

If any clause, sentence, paragraph, subdivision, section or part of this Local Law or the application thereof, to any person, individual, corporation, firm, partnership, entity, or circumstance, shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional such order of judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this Local Law or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such judgment or order shall be rendered.

SECTION 6: Effective Date:

This local law shall take effect immediately upon filing and publication in the office of the Secretary of State in accordance with Section 27 of the Municipal Home Rule.

County of Ontario Local Law No. 10 (Intro.) of the year 2023

A LOCAL LAW AMENDING LOCAL LAW NO. 1 OF 2016, SUPERSEDING PUBLIC OFFICERS LAW SECTION 3(1) RESIDENCY OF CERTAIN OFFICERS

Be it enacted by the Board of Supervisors County of Ontario as follows:

SECTION 1: LEGISLATIVE INTENT

The Board of Supervisors hereby finds that it is in the public interest that certain officers in the service of Ontario County reside in the county, while the residency of other officers does not contribute to their ability to perform their duties. It is the intent of this local law to endorse the continued application of Public Officers Law Section 3(1) to certain officers, and to supersede its provisions as they may apply to the remaining county officers.

SECTION 2: RESIDENCY REQUIRED

The Board of Supervisors hereby declares that the following positions shall be occupied by residents of Ontario County:

All Elected Positions
Office of Sheriff in the rank of Undersheriff, Chief Deputy, and
Chief of Corrections
Commissioner of Public Works
Commissioner of Social Services
Conflict Defender
County Administrator
County Attorney
Deputy County Administrator
Director, Emergency Management Office
Director of Community Mental Health Services
Director of Community Public Health Services
Director of Finance
Economic Developer
Election Commissioners
First Assistant County Attorney
First Assistant District Attorney
Human Resources Director
Investigator (District Attorney)
Planning Director
Public Defender
Real Property Tax Services Director
Director Sustainability and Solid Waste Management
Chief Information Officer

SECTION 3: RESIDENCY REQUIREMENT FOR ASSISTANT COUNTY ATTORNEYS AND ASSISTANT DISTRICT ATTORNEYS

In the County of Ontario, the provisions of Public Officers Law Section 3(1) and Local Law 8 of 1999, as amended by Local Law 1 of 2016, requiring a person to be a resident of the political subdivision or municipal corporation of the state for which such person shall be chosen or within which such person's official functions are required to be exercised shall not prevent a person from holding the office of Assistant County Attorney, other than the First Assistant County Attorney, within the Ontario County Attorneys Office; provided, however, that such person performing the duties and functions of Assistant County Attorney resides in Ontario County or any other county contiguous to Ontario County. As it relates to the office of the County Attorney, any contrary provision of the Public Officers Law or Local Law 8 of 1999, as amended by Local Law 1 of 2016, is hereby superseded.

In the County of Ontario, the provisions of Public Officers Law Section 3(1) and Local Law 8 of 1999, as amended by Local Law 1 of 2016, requiring a person to be a resident of the political subdivision or municipal corporation of the state for which such person shall be chosen or within which such person's official functions are required to be exercised shall not prevent a person from holding the office of Assistant District Attorney, other than First Assistant District Attorney, within the Ontario County District Attorney's Office; provided, however, that such person performing the duties and functions of Assistant District Attorney resides in Ontario County or any other county contiguous to Ontario County. As it relates to the Office of the District Attorney, any contrary provision of the Public Officers Law or Local Law 8 of 1999, as

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amended by Local Law 1 of 2016, is hereby superseded.

SECTION 4: EXEMPTION

The provisions of Public Officers Law Section 3(1) requiring public officers employed by Ontario County to be residents of Ontario County shall not prevent a person from holding any county officer's position not enumerated in Section 2 hereof, provided that such person resides in the State of New York.

SECTION 5: LAWS REPEALED

Local Laws 5-94 and 6-99, establishing residency conditions for the Auditor and Financial Officer, Health Facility Administrator and Purchasing Director, respectively, are hereby repealed.

SECTION 6: SEPARABILITY

If any clause, sentence, paragraph, or section of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not impair or invalidate the remainder hereof, but shall be confined in its operation to the clause, sentence, paragraph, or section directly involved in the controversy in which judgment shall have been rendered.

SECTION 7: EFFECTIVE DATE

This local law shall become effective in accordance with the provisions of the Municipal Home Rule Law of the State of New York, twenty days after its adoption and upon its filing with the New York Secretary of State, except as to those officers specified in Section 2 who are, at the time of adoption of this local law, non-residents of Ontario County. Said officers shall be exempt from the provisions of Public Officers Law Section 3(1), which is hereby superseded as to said officers, so long as they maintain said residences. Upon the occurrence of vacancies in the said positions, this local law shall apply to said positions.

Local Law No. 11 (Intro.) of 2023 entitled, "A Local Law to Amend Local Law 7 of 2017 entitled "A Local Law Amending Local Law No. 2 of 2007, entitled, 'An Amended Local Law to Provide a Partial Exemption From County Real Property Taxes to Qualified Resident-Applicants Who Are 65 Years of Age or Over, and Their Spouses and Siblings in Conformity with Section 467 of the NYS Real Property Tax Law'" and Local Law 3 of 1995 entitled "An Amended Local Law to Provide a Partial Exemption From County Real Property Taxes to Qualified Resident-Applicants Who Are 65 Years of Age or Over, and Their Spouses and Siblings in Conformity with Section 467 of the NYS Real Property Tax Law".

County of Ontario Local Law No. 11 (Intro.) of the year 2023.

A LOCAL LAW TO AMEND LOCAL LAW 7 OF 2017 ENTITLED "A LOCAL LAW AMENDING LOCAL LAW NO. 2 OF 2007, ENTITLED, 'AN AMENDED LOCAL LAW TO PROVIDE A PARTIAL EXEMPTION FROM COUNTY REAL PROPERTY TAXES TO QUALIFIED RESIDENT-APPLICANTS WHO ARE 65 YEARS OF AGE OR OVER, AND THEIR SPOUSES AND SIBLINGS IN CONFORMITY WITH SECTION 467 OF THE NYS REAL PROPERTY TAX LAW'" AND LOCAL LAW 3 OF 1995 ENTITLED "AN AMENDED LOCAL LAW TO PROVIDE A PARTIAL EXEMPTION FROM COUNTY REAL PROPERTY TAXES TO QUALIFIED RESIDENT-APPLICANTS WHO ARE 65 YEARS OF AGE OR OVER, AND THEIR SPOUSES AND SIBLINGS IN CONFORMITY WITH SECTION 467 OF THE NYS REAL PROPERTY TAX LAW

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Be it enacted by the Board of Supervisors, County of Ontario as follows:

SECTION I

AMENDING LOCAL LAW 7 of 2017

That Local Law 7 of 2017 is amended as follows: The scale provided in Section 1 of Local Law Number 7 of 2017, is hereby amended as follows:

Annual Income (as defined by RPTL 459-c)	Percentage Assessed Valuation Exempt from Taxation
\$0-\$18,000.00	50%
\$18,000.01-\$18,999.99	45%
\$19,000.00-\$19,999.99	40%
\$20,000.00-\$20,999.99	35%
\$21,000.00-\$21,899.99	30%
\$21,900.00-\$22,799.99	25%
\$22,800.00-\$23,699.99	20%
\$23,700.00-\$24,599.99	15%
\$24,600.00-\$25,499.99	10%
\$25,500.00-\$26,399.99	5%

SECTION 2

AMENDING LOCAL LAW 3 of 1995

That Local Law 3 of 1995 is amended as follows: A Section 11 shall be added as follows:

Income shall mean the “adjusted gross income” for federal income tax purposes as reported on the applicant's federal or state income tax return for the applicable income tax year, subject to any subsequent amendments or revisions, plus any social security benefits not included in such federal adjusted gross income; provided that if no such return was filed for the applicable income tax year, the applicant's income shall be determined based on the amounts that would have so been reported if such a return had been filed. Distributions received from an individual retirement account or individual retirement annuity shall also be included within the meaning of income.

SECTION 3

This Local Law is subject to a 45 day permissive referendum, and the Clerk is directed to publish notice of the same as required by law. This Local Law shall take effect immediately upon filing with the Office of the Secretary of State of the State of New York after the 45 day permissive referendum, and shall apply to taxable status dates occurring on or after January 1, 2024.

County of Ontario Local Law No. 12 (Intro.) of the year 2023.

A Local Law to Amend Local Law 7 of 2007 entitled “A Local Law to Amend Local Law No. 5 of 2001 entitled ‘A Local Law to Provide a Partial Exemption From County Real Property Taxes to Qualified Resident-Applicants Who Are Disabled in Conformity with Section 459-c of the

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NYS Real Property Tax Law'"

Be it enacted by the Board of Supervisors, County of Ontario as follows:

SECTION I

That Local Law 7 of 2007 is amended as follows: The scale provided in Section 1 of Local Law Number 7 of 2007, is hereby amended as follows:

Annual Income (as defined by RPTL 459-c)	Percentage Assessed Valuation Exempt from Taxation
\$0-\$18,000.00	50%
\$18,000.01-\$18,999.99	45%
\$19,000.00-\$19,999.99	40%
\$20,000.00-\$20,999.99	35%
\$21,000.00-\$21,899.99	30%
\$21,900.00-\$22,799.99	25%
\$22,800.00-\$23,699.99	20%
\$23,700.00-\$24,599.99	15%
\$24,600.00-\$25,499.99	10%
\$25,500.00-\$26,399.99	5%

SECTION 2

This Local Law is subject to a 45 day permissive referendum, and the Clerk is directed to publish notice of the same as required by law. This Local Law shall take effect immediately upon filing with the Office of the Secretary of State of the State of New York after the 45 day permissive referendum, and shall apply to taxable status dates occurring on or after January 1, 2024.

County of Ontario Local Law No. 13 (Intro.) of the year 2023.

A Local Law to Provide a Partial Exemption from County Real Property Taxes to Enrolled Volunteer Firefighters and Volunteer Ambulance Workers Eligible for a Real Property Tax Exemption under Real Property Tax Law 466-aBe it enacted by the Board of Supervisors, County of Ontario as follows:

ARTICLE I

STATUTORY AUTHORITY

The New York State Legislature has, heretofore, amended the Real Property Tax Law (RPTL) to authorize municipalities to permit enrolled volunteer firefighters and volunteer ambulance workers to be eligible for a real property tax exemption as is more particularly set forth in RPTL § 466-a.

ARTICLE 2

LEGISLATIVE INTENT AND PURPOSE

The said RPTL § 466-a, among other things, allows for volunteers with two (2) years of qualifying service to apply for the tax exemption which will increase the number of eligible volunteers over existing law. The Board of Supervisors recognizes the role of the volunteer firefighters and ambulance workers in securing the safety and well-being of our communities. The Board of Supervisors hereby finds that it is in the best social and economic interest of the County of Ontario to encourage volunteerism for said purposes. To that end, by providing the following exemption, and by making it available to a larger pool of volunteers, it is the intent to encourage volunteerism for our various fire and ambulance companies.

ARTICLE 3

EXEMPTION GRANTED

A. Real property owned by an enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service or such enrolled member and spouse residing in Ontario County shall be exempt from taxation to the extent of ten percent (10%) of the assessed value of such property for County purposes, exclusive of special assessments.

B. Application for such exemption shall be filed with the Assessor having jurisdiction of the real property on or before the taxable status date on a form prescribed by the Commissioner of the New York State Department of Taxation and Finance Office of Real Property Tax Services.

C. Such exemption shall not be granted to an enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service residing in Ontario County unless he or she meets each of the five (5) criteria set forth below:

1. The applicant resides in the town or village which is served by such incorporated volunteer fire company or fire department or incorporated voluntary ambulance service;
2. The property is the primary residence of the applicant;
3. The property is used exclusively for residential purposes; provided however, that in the event any portion of such property is not used exclusively for the applicant's residence but is used for other purposes, such portion shall be subject to taxation and the remaining portion only shall be entitled to the exemption provided by this section;
4. The applicant has served as an enrolled member with such volunteer fire company or fire department or incorporated voluntary ambulance service for a minimum of two (2) years; and
5. The incorporated volunteer fire company or fire department and incorporated voluntary ambulance service has submitted to the Ontario County Director of Emergency Management a complete list of enrolled members, with their respective dates of service for such incorporated voluntary fire company or fire department or incorporated voluntary ambulance service. The Ontario County Director of Emergency Management shall then review all potential candidates and certify those that meet the necessary criteria to be eligible for this exemption.

D. Any enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service who accrues more than twenty (20) years of active service and is so certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department or incorporated voluntary ambulance service, shall be granted the ten percent exemption as authorized by RPTL § 466-a for the remainder of his or her life as long as his or her primary residence is located within Ontario County.

E. Un-remarried spouses of volunteer firefighters or volunteer ambulance workers killed in the line of duty: An exemption by an enrolled member of an incorporated volunteer fire company, fire department, or incorporated voluntary ambulance service, to such deceased enrolled

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member's un-remarried spouse may be continued or re-instated if such member is killed in the line of duty; provided, however, that:

1. Such un-remarried spouse is certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department or incorporated voluntary ambulance service as an un- remarried spouse of an enrolled member of such incorporated volunteer fire company, fire department or incorporated voluntary ambulance service who was killed in the line of duty; and
2. Such deceased volunteer had been an enrolled member for at least five (5) years; and
3. Such deceased volunteer had been receiving the exemption prior to his or her death.

F. Un-remarried spouses of deceased volunteer firefighters or volunteer ambulance workers: An exemption by an enrolled member of an incorporated volunteer fire company, fire department, or incorporated voluntary ambulance service may be continued or re-instated to such deceased enrolled member's un-remarried spouse; provided, however, that:

1. Such un-remarried spouse is certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department or incorporated voluntary ambulance service as an un- remarried spouse of a deceased enrolled member of such incorporated volunteer fire company, fire department or incorporated voluntary ambulance service; and
2. Such deceased volunteer had been an enrolled member for at least twenty (20) years; and
3. Such deceased volunteer and un-remarried spouse had been receiving the exemption for such property prior to the death of such volunteer.

ARTICLE 4

EXISTING EXEMPTIONS PRESERVED

No applicant who is a volunteer firefighter or volunteer ambulance worker who by reason of such status is receiving any benefit under the provisions of New York Real Property Tax Law Article 4 as of December 9, 2022 shall suffer any diminution of such benefit because of the provisions of RPTL § 466-a.

ARTICLE 5

EFFECTIVE DATE

This Local Law is subject to a 45 day permissive referendum, and the Clerk is directed to publish notice of the same as required by law. This Local Law shall take effect immediately upon filing with the Office of the Secretary of State of the State of New York after the 45 day permissive referendum, and shall apply to taxable status dates occurring on or after January 1, 2024.

Reports Of Special Committees:

Reports Of Standing Committees:

Resolutions:

Governmental Operations & Insurance Committee

Supervisor Richard Russell offered the following six resolutions as a block and moved for its adoption, seconded by Supervisor Frederick Wille:

RESOLUTION NO. 681-2023 SETTING OF THE ORGANIZATIONAL MEETING FOR 2024

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BE IT RESOLVED, That the Organizational Meeting of the Board of Supervisors of Ontario County for the Year 2024 will be held at 74 Ontario Street, Board of Supervisors Chambers, Canandaigua, New York, on Thursday, the 4th day of January 2024, 4:30 P.M., for the organization of the Board and for such other business as may be presented to the Board at that meeting; and further

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

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

RESOLUTION NO. 682-2023 APPORTIONMENT OF MORTGAGE TAX

WHEREAS, The amount received by the County Clerk from mortgage taxes for the period April 1, 2023 to September 30, 2023 was \$1,524,390.71 and the County's share to be distributed among the several tax districts in the County amounts to the sum of \$1,530,663.80 including interest earned less County Clerk's expense; and

WHEREAS, The Governmental Operations and Insurance Committee and the Ways and Means Committee recommend adoption of this resolution; now, therefore, be it

RESOLVED, That pursuant to Section 261 of the Tax Law, the County Treasurer be, and hereby is, authorized and directed to issue checks for the distribution thereof to the several districts in the County of Ontario entitled thereto, as set forth below:

VILLAGES, TOWNS, CITIES

Municipal Code	Municipality	Amount Distributed to Villages	Amount Distributed to Towns and Cities
3895	Bristol		\$18,441.08
3897	Canadice		\$16,348.00
0708	Canandaigua City		\$131,423.90
3899	Canandaigua Town		\$395,236.29
4081	Bloomfield Village	\$6,117.20	
3893	East Bloomfield		\$39,234.16
3902	Farmington		\$144,237.00
0705	Geneva City		\$59,851.33
3904	Geneva Town		\$39,804.17
4088	Rushville Village	\$606.79	
3906	Gorham		\$65,515.20

REGULAR BOARD MEETING - DECEMBER 7, 2023**VILLAGES, TOWNS, CITIES**

3908	Hopewell		\$45,875.83
4080	Clifton Springs Village - T/Manchester	\$4,353.69	
4083	Manchester Village - T/Manchester	\$3,936.64	
4089	Shortsville Village - T/Manchester	\$3,404.14	
3910	Manchester Town		\$36,095.33
4084	Naples Village	\$4,121.64	
3912	Naples Town		\$22,967.13
4086	Phelps Village	\$4,421.47	
4080	Clifton Springs Village - T/Phelps	\$1,571.35	
3928	Phelps Town		\$46,206.11
3915	Richmond		\$43,295.44
3918	Seneca		\$23,862.29
3921	South Bristol		\$30,347.37
4087	Victor Village	\$16,837.38	
3923	Victor Town		\$311,009.02
3925	West Bloomfield		\$15,543.85
Totals		\$45,370.30	\$1,485,293.50
Total Distributed to Villages, Towns, and Cities			\$1,530,663.80

and further

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

RESOLUTION NO. 683-2023**ADOPTION OF THE ONTARIO COUNTY REGULATORY COMPLIANCE POLICIES**

WHEREAS, Resolution No. 57-2003 established the regulatory Compliance Program of Ontario County, which program incorporates various policies; and

WHEREAS, Recent amendments to New York State Rules and Regulations (18 NYCRR Part 521) require the County to review and modify its Compliance Program to satisfying the new requirements of the regulations, and to ensure the Program is supported by the highest level of

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the organization, is effective and integrated into the County's operations, promotes adherence to legal and ethical obligations, and is designed to prevent, detect and correct non-compliance; and

WHEREAS, Ontario County, as an entity, meets the Medicaid payment threshold to require written policies and procedures informing and educating Affected Individuals about federal and state false claim acts, whistleblower protections, and other policies necessary for an effective Compliance Program; and

WHEREAS, The Regulatory Compliance Committee has reviewed and created several policies for purposes of complying with the recent regulations; and

WHEREAS, The Regulatory Compliance Committee is recommending adoption of the attached policies; and

WHEREAS, The policies reviewed and developed by the Regulatory Compliance Committee were presented to the Governmental Operations and Insurance Committee for consideration; now, therefore, be it

RESOLVED, That this Board of Supervisors hereby adopts the attached policies, as follows:

- The Ontario County Regulatory Compliance Plan, as amended
- Standards of Conduct
- Whistleblower Policy, as amended with Non-Intimidation and Non-Retaliation Policy
- Reporting and Investigation of Compliance Concerns Policy
- False Claims Act Policy
- Billing Errors and Overpayments Policy
- Policy and Procedures Development, Approval, and Maintenance Policy;
- Compliance Education and Training Policy; and further

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

RESOLUTION NO. 684-2023 AUTHORIZING AGREEMENT 2024 DOG CONTROL AND RELATED SERVICES BETWEEN ONTARIO COUNTY AND ONTARIO COUNTY HUMANE SOCIETY, INC.

WHEREAS, The County of Ontario (the "County"), by contracting with the Ontario County Humane Society, Inc. ("OCHS"), makes services (the "Services") for County Animal Care Facility occupation, operation and management, dog control officer services and dog control ordinance enforcement available to cities and towns within the County, with the current agreement with OCHS for the Services due to expire December 31, 2023; and

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WHEREAS, The County wishes to continue contracting with OCHS for Services in the year 2024; and

WHEREAS, The County, via Resolution No. 621-2023, will continue contracting with cities and towns within the County who desire OCHS dog control ordinance enforcement services in year 2024; and

WHEREAS, The Governmental Operations and Insurance Committee recommends that the County contract with OCHS for the Services; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors authorizes a contract with OCHS to provide the Services for a term of January 1, 2024 through December 31, 2024, and at an amount not to exceed \$293,932 paid in quarterly increments in the amount of \$73,483; and further

RESOLVED, That the County Administrator is hereby authorized to execute the aforesaid agreement with OCHS and any other documents necessary to effectuate the purpose of this resolution; and further

RESOLVED, That the Ontario County Humane Society, Inc. shall provide Ontario County with its annual audit, review or report as prepared by the organization's independent auditor within 30 days of its completion and in conjunction with this report shall attest to a statement ensuring the Agency is in compliance with all New York State requirements for not-for-profit organizations.

RESOLUTION NO. 685-2023 LEVYING 2024 COUNTY TAXES PER APPORTIONMENT OF THE 2024 ONTARIO COUNTY BUDGET TAX LEVY

WHEREAS, This Board, by Resolution No. 604-2023 adopted October 26, 2023, has adopted a budget for the fiscal year 2024; and

WHEREAS, This Board, by Resolution No. 604-2023 adopted October 26, 2023, made appropriations for the conduct of the County Government for the fiscal year 2024; now, therefore, be it

RESOLVED, That to meet the amount of said appropriations, this Board hereby levies the following taxes pursuant to the provisions of Section 360 of the County Law and Section 900 of the NYS Real Property Tax Law, upon all taxable property in the County of Ontario, upon the full valuation as presented for adoption in the Schedule of Equalization to this Board on December 7, 2023, as hereinafter specified on the attached report entitled 'Apportionment of 2024 Ontario County Budget Tax Levy', to wit:

"Upon all the taxable real property in the County of Ontario, the sum of \$80,794,436.00 for 2024 shall be levied."

RESOLUTION NO. 686-2023 SCHEDULE OF EQUALIZATION AND RATIO OF PERCENTAGES FOR 2024 COUNTY TAXES

RESOLVED, That the ratio of percentages reflects the net taxable assessed value of taxable real

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property in each Town and City, and the equalized taxable value of taxable real property in each Town and City plus appropriate exemptions, and the same is hereby fixed and determined as set forth in the Report of the Governmental Operations and Insurance Committee dated November 29, 2023 as presented and adopted; and further

RESOLVED, That the required Schedule of Equalization prepared by the Ontario County Agency for Real Property Tax Services be designated and utilized to distribute County property tax on the basis of their equalized taxable assessed values.

Municipality	Final EQ Rate Apportion Purposes	Net Taxable Assessed Value County	Plus Required Exemption Values	County Taxable AV Plus Required Ex	Equalized (Adj) Taxable Assessed Value	Percent of Total Full Value
City Canandaigua	88.00%	857,438,886	12,000	857,450,886	974,376,007	7.2180%
City Geneva	78.00%	489,177,476	10,150	489,187,626	627,163,623	4.6459%
Bristol	100.00%	283,934,268	0	283,934,268	283,934,268	2.1033%
Canadice	100.00%	256,647,304	0	256,647,304	256,647,304	1.9012%
Canandaigua	100.00%	1,943,967,868	9,500	1,943,977,368	1,943,977,368	14.4006%
East Bloomfield-Total	84.00%	312,457,559	10,300	312,467,859	371,985,546	2.7556%
Farmington	100.00%	1,473,157,563	25,000	1,473,182,563	1,473,182,563	10.9131%
Geneva	100.00%	576,025,019	7,500	576,032,519	576,032,519	4.2671%
Gorham - Total	100.00%	903,195,744	3,000	903,198,744	903,198,744	6.6907%
Hopewell	82.00%	275,749,636	0	275,749,636	336,280,044	2.4911%
Manchester-Total	85.00%	438,395,661	20,900	438,416,561	515,784,189	3.8208%
Naples - Total	92.00%	223,957,746	0	223,957,746	243,432,333	1.8033%
Phelps - Total	82.00%	502,324,613	14,500	502,339,113	612,608,674	4.5381%
Richmond	89.00%	437,196,532	0	437,196,532	491,232,058	3.6390%
Seneca	93.00%	264,761,808	16,800	264,778,608	284,708,181	2.1091%
South Bristol	85.00%	511,677,520	0	511,677,520	601,973,553	4.4593%
Victor - Total	79.00%	2,170,880,342	6,000	2,170,886,342	2,747,957,395	20.3563%

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West Bloomfield	90.00%	229,315,310	0	229,315,310	254,794,789	1.8875%
County Totals		12,150,260,855	135,650	12,150,396,505	13,499,269,158	100.00%

The foregoing block of six resolutions Passed. Yes; 19, No; 0; Abstained; 0

Supervisor Richard Russell offered the following three resolutions as a block and moved for its adoption, seconded by Supervisor Frederick Wille:

RESOLUTION NO. 687-2023 FIXING DATE AND NOTICE FOR THE PUBLIC HEARING ON LOCAL LAW NO. 11 (INTRO.) OF 2023

WHEREAS, There has been presented and introduced at a meeting of this Board held on December 7, 2023, a proposed local law entitled "A Local Law amending provisions of RPTL 467 Partial Tax Exemption for Real Property of Senior Citizens" now, therefore, be it

RESOLVED, That a public hearing shall be held on December 21, 2023, at 6:30 p.m. at 74 Ontario Street, Canandaigua, New York; and further

RESOLVED, That at least five days' 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 Courthouse, and by publishing such notice at least once in the official newspapers of the County.

RESOLUTION NO. 688-2023 FIXING DATE AND NOTICE FOR THE PUBLIC HEARING ON LOCAL LAW NO. 12 (INTRO.) OF 2023

WHEREAS, There has been presented and introduced at a meeting of this Board held on December 7, 2023, a proposed local law entitled "A Local Law amending provisions of RPTL 459-c Partial Tax Exemption for Real Property of Persons with Disabilities and Limited Incomes" now, therefore, be it

RESOLVED, That a public hearing shall be held on December 21, 2023, at 6:30 p.m. at 74 Ontario Street, Canandaigua, New York; and further

RESOLVED, That at least five days' 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 Courthouse, and by publishing such notice at least once in the official newspapers of the County.

RESOLUTION NO. 689-2023 FIXING DATE AND NOTICE FOR THE PUBLIC HEARING ON LOCAL LAW NO. 13 (INTRO.) OF 2023

WHEREAS, There has been presented and introduced at a meeting of this Board held on December 7, 2023, a proposed local law entitled "A Local Law amending provisions of RPTL

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466-a Partial Tax Exemption for Real Property of Volunteer Firefighters/Ambulance Workers”
now, therefore, be it

RESOLVED, That a public hearing shall be held on December 21, 2023, at 6:30 p.m. at 74 Ontario Street, Canandaigua, New York; and further

RESOLVED, That at least five days' 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 Courthouse, and by publishing such notice at least once in the official newspapers of the County.

The foregoing block of three resolutions Passed. Yes; 19, No; 0; Abstained; 0

Health & Human Services Committee

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

RESOLUTION NO. 690-2023 AUTHORIZATION TO CONTRACT WITH WAYLAND COHOCTON CENTRAL SCHOOL DISTRICT FOR PRE-SCHOOL 4410 SERVICES - CWSN

WHEREAS, The Ontario County Public Health Department, Children with Special Needs Program desires to contract with Wayland Cohocton Central School District, 2350 Route 63, Wayland, NY 14572 to provide pre-school 4410 services; and

WHEREAS, Wayland Cohocton Central School District has agreed to provide pre-school 4410 services; and

WHEREAS, The provider will be paid according to a mandated State rate schedule as specified in “Schedule A” of the contract; and

WHEREAS, The funds have been appropriated in the budget to pay the provider; and

WHEREAS, The Director of Public Health and the Health & Human Services Committee recommend this new contract; now, therefore, be it

RESOLVED, That upon the review and approval by the County Attorney as to form, the Board of Supervisors hereby approves the contract with Wayland Cohocton Central School District; and further

RESOLVED, That the contract shall cover the period of January 1, 2024 through December 31, 2025 at a rate not to exceed as noted on Schedule A; and further

RESOLVED, That the County Administrator be, and is hereby, authorized and empowered to execute the agreement on behalf of the County of Ontario.

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**RESOLUTION NO. 691-2023
AUTHORIZATION TO CONTRACT WITH
CHILDREN'S THERAPY NETWORK FOR
PRE-SCHOOL 4410 SERVICES – CWSN**

WHEREAS, The Ontario County Public Health Department, Children with Special Needs Program desires to contract with The Network for Children's Speech, Occupational and Physical Therapy, PLLC. dba: Children's Therapy Network, 171 Intrepid Lane, Syracuse, NY 13205 to provide pre-school 4410 services; and

WHEREAS, Children's Therapy Network has agreed to provide pre-school 4410 services; and

WHEREAS, The provider will be paid according to a mandated State rate schedule as specified in "Schedule A" of the contract; and

WHEREAS, The funds have been appropriated in the budget to pay the provider; and

WHEREAS, The Director of Public Health and the Health & Human Services Committee recommend this new contract; now, therefore, be it

RESOLVED, That upon the review and approval by the County Attorney as to form, the Board of Supervisors hereby approves the contract with The Network for Children's Speech, Occupational and Physical Therapy, PLLC. dba: Children's Therapy Network; and further

RESOLVED, That the contract shall cover the period of January 1, 2024 through December 31, 2025 at a rate not to exceed as noted on Schedule A; and further

RESOLVED, That the County Administrator be, and is hereby, authorized and empowered to execute the agreement on behalf of the County of Ontario.

**RESOLUTION NO. 692-2023
AUTHORIZATION TO CONTRACT WITH
BREAKING BOUNDARIES OT AND PT SERVICES, PLLC. FOR
PRE-SCHOOL 4410 SERVICES – CWSN**

WHEREAS, The Ontario County Public Health Department, Children with Special Needs Program desires to contract with Breaking Boundaries OT and PT Services, PLLC., 3860 Atlantic Avenue, Fairport, NY 14450 to provide pre-school 4410 services; and

WHEREAS, Breaking Boundaries OT and PT Services, PLLC. has agreed to provide pre-school 4410 services; and

WHEREAS, The provider will be paid according to a mandated State rate schedule as specified in "Schedule A" of the contract; and

WHEREAS, The funds have been appropriated in the budget to pay the provider; and

WHEREAS, The Director of Public Health and the Health & Human Services Committee recommend this new contract; now, therefore, be it

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RESOLVED, That upon the review and approval by the County Attorney as to form, the Board of Supervisors hereby approves the contract with Breaking Boundaries OT and PT Services, PLLC.; and further

RESOLVED, That the contract shall cover the period of January 1, 2024 through December 31, 2025 at a rate not to exceed as noted on Schedule A; and further

RESOLVED, That the County Administrator be, and is hereby, authorized and empowered to execute the agreement on behalf of the County of Ontario.

**RESOLUTION NO. 693-2023
AUTHORIZATION TO CONTRACT WITH
CLINICAL ASSOCIATES OF THE FINGER LAKES FOR
PRE-SCHOOL 4410 SERVICES – CWSN**

WHEREAS, The Ontario County Public Health Department, Children with Special Needs Program desires to contract with Western New York Speech-Language Pathology, OT and PT Consultants, PLLC., dba: Clinical Associates of the Finger Lakes, 590 Fishers Station Drive, Victor, NY 14564 to provide pre-school 4410 services; and

WHEREAS, Clinical Associates of the Finger Lakes has agreed to provide pre-school 4410 services; and

WHEREAS, The provider will be paid according to a mandated State rate schedule as specified in “Schedule A” of the contract; and

WHEREAS, The funds have been appropriated in the budget to pay the provider; and

WHEREAS, The Director of Public Health and the Health & Human Services Committee recommend this new contract; now, therefore, be it

RESOLVED, That upon the review and approval by the County Attorney as to form, the Board of Supervisors hereby approves the contract with Clinical Associates of the Finger Lakes; and further

RESOLVED, That the contract shall cover the period of January 1, 2024 through December 31, 2025 at a rate not to exceed as noted on Schedule A; and further

RESOLVED, That the County Administrator be, and is hereby, authorized and empowered to execute the agreement on behalf of the County of Ontario.

**RESOLUTION NO. 694-2023
AUTHORIZATION TO CONTRACT WITH
UPSTATE MUSIC THERAPY LLC. FOR
PRE-SCHOOL 4410 SERVICES – CWSN**

WHEREAS, The Ontario County Public Health Department, Children with Special Needs Program desires to contract with Upstate Music Therapy LLC., 401 Penbrooke Drive, Building 3, Suite SE, Penfield, NY 14526 to provide pre-school 4410 services; and

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WHEREAS, Upstate Music Therapy LLC. has agreed to provide pre-school 4410 services; and

WHEREAS, The provider will be paid according to a mandated State rate schedule as specified in “Schedule A” of the contract; and

WHEREAS, The funds have been appropriated in the budget to pay the provider; and

WHEREAS, The Director of Public Health and the Health & Human Services Committee recommend this new contract; now, therefore, be it

RESOLVED, That upon the review and approval by the County Attorney as to form, the Board of Supervisors hereby approves the contract with Upstate Music Therapy LLC.; and further

RESOLVED, That the contract shall cover the period of January 1, 2024 through December 31, 2025 at a rate not to exceed as noted on Schedule A; and further

RESOLVED, That the County Administrator be, and is hereby, authorized and empowered to execute the agreement on behalf of the County of Ontario.

**RESOLUTION NO. 695-2023
AUTHORIZATION TO CONTRACT WITH
ROCHESTER HEARING AND SPEECH CENTER FOR
PRE-SCHOOL 4410 SERVICES – CWSN**

WHEREAS, The Ontario County Public Health Department, Children with Special Needs Program desires to contract with Hearing and Speech Center of Rochester, Inc., dba: Rochester Hearing and Speech Center, 1000 Elmwood Avenue, Rochester, NY 14620 to provide pre-school 4410 services; and

WHEREAS, Rochester Hearing and Speech Center has agreed to provide pre-school 4410 services; and

WHEREAS, The provider will be paid according to a mandated State rate schedule as specified in “Schedule A” of the contract; and

WHEREAS, The funds have been appropriated in the budget to pay the provider; and

WHEREAS, The Director of Public Health and the Health & Human Services Committee recommend this new contract; now, therefore, be it

RESOLVED, That upon the review and approval by the County Attorney as to form, the Board of Supervisors hereby approves the contract with Rochester Hearing and Speech Center; and further

RESOLVED, That the contract shall cover the period of January 1, 2024 through December 31, 2025 at a rate not to exceed as noted on Schedule A; and further

RESOLVED, That the County Administrator be, and is hereby, authorized and empowered to execute the agreement on behalf of the County of Ontario.

RESOLUTION NO. 696-2023

**AUTHORIZATION TO CONTRACT WITH
LIBERTY RESOURCES POST FOR
PRE-SCHOOL 4410 SERVICES – CWSN**

WHEREAS, The Ontario County Public Health Department, Children with Special Needs Program desires to contract with Liberty Resources Post, 1045 James Street, Syracuse, NY 13057 to provide pre-school 4410 services; and

WHEREAS, Liberty Resources Post has agreed to provide pre-school 4410 services; and

WHEREAS, The provider will be paid according to a mandated State rate schedule as specified in “Schedule A” of the contract; and

WHEREAS, The funds have been appropriated in the budget to pay the provider; and

WHEREAS, The Director of Public Health and the Health & Human Services Committee recommend this new contract; now, therefore, be it

RESOLVED, That upon the review and approval by the County Attorney as to form, the Board of Supervisors hereby approves the contract with Liberty Resources Post; and further

RESOLVED, That the contract shall cover the period of January 1, 2024 through December 31, 2025 at a rate not to exceed as noted on Schedule A; and further

RESOLVED, That the County Administrator be, and is hereby, authorized and empowered to execute the agreement on behalf of the County of Ontario.

**RESOLUTION NO. 697-2023
AUTHORIZATION TO CONTRACT WITH
CP OF ROCHESTER FOR
PRE-SCHOOL 4410 SERVICES – CWSN**

WHEREAS, The Ontario County Public Health Department, Children with Special Needs Program desires to contract with CP of Rochester, 3399 Winton Road South, Rochester, NY 14623 to provide pre-school 4410 services; and

WHEREAS, CP of Rochester has agreed to provide pre-school 4410 services; and

WHEREAS, The provider will be paid according to a mandated State rate schedule as specified in “Schedule A” of the contract; and

WHEREAS, The funds have been appropriated in the budget to pay the provider; and

WHEREAS, The Director of Public Health and the Health & Human Services Committee recommend this new contract; now, therefore, be it

RESOLVED, That upon the review and approval by the County Attorney as to form, the Board of Supervisors hereby approves the contract with CP of Rochester; and further

RESOLVED, That the contract shall cover the period of January 1, 2024 through December 31, 2025 at a rate not to exceed as noted on Schedule A; and further

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RESOLVED, That the County Administrator be, and is hereby, authorized and empowered to execute the agreement on behalf of the County of Ontario.

**RESOLUTION NO. 698-2023
AUTHORIZATION TO CONTRACT WITH
HAPPINESS HOUSE FOR
PRE-SCHOOL 4410 SERVICES – CWSN**

WHEREAS, The Ontario County Public Health Department, Children with Special Needs Program desires to contract with Happiness House, 731 Pre-Emption Road, Geneva, NY 14456 to provide pre-school 4410 services; and

WHEREAS, Happiness House has agreed to provide pre-school 4410 services; and

WHEREAS, The provider will be paid according to a mandated State rate schedule as specified in “Schedule A” of the contract; and

WHEREAS, The funds have been appropriated in the budget to pay the provider; and

WHEREAS, The Director of Public Health and the Health & Human Services Committee recommend this new contract; now, therefore, be it

RESOLVED, That upon the review and approval by the County Attorney as to form, the Board of Supervisors hereby approves the contract with Happiness House; and further

RESOLVED, That the contract shall cover the period of January 1, 2024 through December 31, 2025 at a rate not to exceed as noted on Schedule A; and further

RESOLVED, That the County Administrator be, and is hereby, authorized and empowered to execute the agreement on behalf of the County of Ontario.

The foregoing block of nine resolutions Passed. Yes; 19, No; 0; Abstained; 0

Supervisor Daniel Marshall offered the following eight resolutions as a block and moved for its adoption, seconded by Supervisor James Kennedy:

**RESOLUTION NO. 699-2023
AUTHORIZATION TO CONTRACT WITH
DAWN MARTIN FOR SPEECH THERAPY - CWSN**

WHEREAS, The Ontario County Public Health Department, Children with Special Needs Program desires to contract with Dawn Martin, 21 Mark Circle, Naples, NY 14512 to provide speech therapy; and

WHEREAS, Dawn Martin has agreed to provide speech therapy; and

WHEREAS, The provider will be paid according to a mandated State rate schedule as specified in “Schedule A” of the contract; and

WHEREAS, The funds have been appropriated in the budget to pay the provider; and

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WHEREAS, The Director of Public Health and the Health & Human Services Committee recommend this new contract; now, therefore, be it

RESOLVED, That upon the review and approval by the County Attorney as to form, the Board of Supervisors hereby approves the contract with Dawn Martin; and further

RESOLVED, That the contract shall cover the period of January 1, 2024 through December 31, 2025 at a rate not to exceed as noted on Schedule A; and further

RESOLVED, That the County Administrator be, and is hereby, authorized and empowered to execute the agreement on behalf of the County of Ontario.

RESOLUTION NO. 700-2023 AUTHORIZATION TO CONTRACT WITH SHAWN FALLO FOR OCCUPATIONAL THERAPY – CWSN

WHEREAS, The Ontario County Public Health Department, Children with Special Needs Program desires to contract with Shawn Fallo, 2866 Johnson Road, Geneva, NY 14456 to provide occupational therapy services; and

WHEREAS, Shawn Fallo has agreed to provide occupational therapy services; and

WHEREAS, The provider will be paid according to a mandated State rate schedule as specified in “Schedule A” of the contract; and

WHEREAS, The funds have been appropriated in the budget to pay the provider; and

WHEREAS, The Director of Public Health and the Health & Human Services Committee recommend this new contract; now, therefore, be it

RESOLVED, That upon the review and approval by the County Attorney as to form, the Board of Supervisors hereby approves the contract with Shawn Fallo; and further

RESOLVED, That the contract shall cover the period of January 1, 2024 through December 31, 2025 at a rate not to exceed as noted on Schedule A; and further

RESOLVED, That the County Administrator be, and is hereby, authorized and empowered to execute the agreement on behalf of the County of Ontario.

RESOLUTION NO. 701-2023 AUTHORIZATION TO CONTRACT WITH MELISSA MACDOWELL FOR SPEECH THERAPY - CWSN

WHEREAS, The Ontario County Public Health Department, Children with Special Needs Program desires to contract with Melissa MacDowell, 4705 County Road 11, Rushville, NY 14544 to provide speech therapy; and

WHEREAS, Melissa MacDowell has agreed to provide speech therapy; and

WHEREAS, The provider will be paid according to a mandated State rate schedule as specified in “Schedule A” of the contract; and

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WHEREAS, The funds have been appropriated in the budget to pay the provider; and

WHEREAS, The Director of Public Health and the Health & Human Services Committee recommend this new contract; now, therefore, be it

RESOLVED, That upon the review and approval by the County Attorney as to form, the Board of Supervisors hereby approves the contract with Melissa MacDowell; and further

RESOLVED, That the contract shall cover the period of January 1, 2024 through December 31, 2025 at a rate not to exceed as noted on Schedule A; and further

RESOLVED, That the County Administrator be, and is hereby, authorized and empowered to execute the agreement on behalf of the County of Ontario.

RESOLUTION NO. 702-2023 AUTHORIZATION TO CONTRACT WITH CARMEN ISHMAN FOR SPEECH THERAPY - CWSN

WHEREAS, The Ontario County Public Health Department, Children with Special Needs Program desires to contract with Carman Ishman, 304 Cheese Factory Road, Honeoye Falls, NY 14472 to provide speech therapy; and

WHEREAS, Carmen Ishman has agreed to provide speech therapy; and

WHEREAS, The provider will be paid according to a mandated State rate schedule as specified in “Schedule A” of the contract; and

WHEREAS, The funds have been appropriated in the budget to pay the provider; and

WHEREAS, The Director of Public Health and the Health & Human Services Committee recommend this new contract; now, therefore, be it

RESOLVED, That upon the review and approval by the County Attorney as to form, the Board of Supervisors hereby approves the contract with Carmen Ishman; and further

RESOLVED, That the contract shall cover the period of January 1, 2024 through December 31, 2025 at a rate not to exceed as noted on Schedule A; and further

RESOLVED, That the County Administrator be, and is hereby, authorized and empowered to execute the agreement on behalf of the County of Ontario.

RESOLUTION NO. 703-2023 AUTHORIZATION TO CONTRACT WITH LAUREN TAYLOR FOR SPEECH THERAPY - CWSN

WHEREAS, The Ontario County Public Health Department, Children with Special Needs Program desires to contract with Lauren Taylor, 87 White Springs Lane, Geneva, NY 14456 to provide speech therapy; and

WHEREAS, Lauren Taylor has agreed to provide speech therapy; and

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WHEREAS, The provider will be paid according to a mandated State rate schedule as specified in “Schedule A” of the contract; and

WHEREAS, The funds have been appropriated in the budget to pay the provider; and

WHEREAS, The Director of Public Health and the Health & Human Services Committee recommend this new contract; now, therefore, be it

RESOLVED, That upon the review and approval by the County Attorney as to form, the Board of Supervisors hereby approves the contract with Lauren Taylor; and further

RESOLVED, That the contract shall cover the period of January 1, 2024 through December 31, 2025 at a rate not to exceed as noted on Schedule A; and further

RESOLVED, That the County Administrator be, and is hereby, authorized and empowered to execute the agreement on behalf of the County of Ontario.

RESOLUTION NO. 704-2023 AUTHORIZATION TO CONTRACT WITH JUDITH HOKE FOR OCCUPATIONAL THERAPY – CWSN

WHEREAS, The Ontario County Public Health Department, Children with Special Needs Program desires to contract with Judith Hoke, 47 Plains Road, Honeoye Falls, NY 14472 to provide occupational therapy services; and

WHEREAS, Judith Hoke has agreed to provide occupational therapy services; and

WHEREAS, The provider will be paid according to a mandated State rate schedule as specified in “Schedule A” of the contract; and

WHEREAS, The funds have been appropriated in the budget to pay the provider; and

WHEREAS, The Director of Public Health and the Health & Human Services Committee recommend this new contract; now, therefore, be it

RESOLVED, That upon the review and approval by the County Attorney as to form, the Board of Supervisors hereby approves the contract with Judith Hoke; and further

RESOLVED, That the contract shall cover the period of January 1, 2024 through December 31, 2025 at a rate not to exceed as noted on Schedule A; and further

RESOLVED, That the County Administrator be, and is hereby, authorized and empowered to execute the agreement on behalf of the County of Ontario.

RESOLUTION NO. 705-2023 AUTHORIZATION TO CONTRACT WITH LAUREN KARAS-SHANKS FOR OCCUPATIONAL THERAPY – CWSN

WHEREAS, The Ontario County Public Health Department, Children with Special Needs Program desires to contract with Lauren Karas-Shanks, 2041 Stablegate Drive, Canandaigua, NY 14424 to provide occupational therapy services; and

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WHEREAS, Lauren Karas-Shanks has agreed to provide occupational therapy services; and

WHEREAS, The provider will be paid according to a mandated State rate schedule as specified in “Schedule A” of the contract; and

WHEREAS, The funds have been appropriated in the budget to pay the provider; and

WHEREAS, The Director of Public Health and the Health & Human Services Committee recommend this new contract; now, therefore, be it

RESOLVED, That upon the review and approval by the County Attorney as to form, the Board of Supervisors hereby approves the contract with Lauren Karas-Shanks; and further

RESOLVED, That the contract shall cover the period of January 1, 2024 through December 31, 2025 at a rate not to exceed as noted on Schedule A; and further

RESOLVED, That the County Administrator be, and is hereby, authorized and empowered to execute the agreement on behalf of the County of Ontario.

RESOLUTION NO. 706-2023 AUTHORIZATION TO CONTRACT WITH KEVIN PENNER FOR OCCUPATIONAL THERAPY – CWSN

WHEREAS, The Ontario County Public Health Department, Children with Special Needs Program desires to contract with Kevin Penner, 12 Brook Hollow Road, Pittsford, NY 14534 to provide occupational therapy services; and

WHEREAS, Kevin Penner has agreed to provide occupational therapy services; and

WHEREAS, The provider will be paid according to a mandated State rate schedule as specified in “Schedule A” of the contract; and

WHEREAS, The funds have been appropriated in the budget to pay the provider; and

WHEREAS, The Director of Public Health and the Health & Human Services Committee recommend this new contract; now, therefore, be it

RESOLVED, That upon the review and approval by the County Attorney as to form, the Board of Supervisors hereby approves the contract with Kevin Penner; and further

RESOLVED, That the contract shall cover the period of January 1, 2024 through December 31, 2025 at a rate not to exceed as noted on Schedule A; and further

RESOLVED, That the County Administrator be, and is hereby, authorized and empowered to execute the agreement on behalf of the County of Ontario.

The foregoing block of eight resolutions Passed. Yes; 19, No; 0; Abstained; 0

Supervisor Daniel Marshall offered the following resolution and moved for its adoption, seconded by Supervisor Jared Simpson:

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**RESOLUTION NO. 707-2023
TRANSFER OF FUNDS - 2023 COUNTY BUDGET
ONTARIO COUNTY DEPARTMENT OF PUBLIC HEALTH**

WHEREAS, The existing Preschool Program budget needs to be increased; and

WHEREAS, The Health and Human Services Committee and the Ways and Means Committee have reviewed and approved the following transfer; now, therefore, be it

RESOLVED, That the following transfer be made:

Account	Description	Revenue	Appropriations
AA 30599	Appropriated Fund Balance	\$925,000.00	
AA4046 54792	HC EDU 3-5		\$675,000.00
AA4046 54793	HC Transportation		\$250,000.00

and further

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

Passed. Yes; 19, No; 0, Abstained; 0

Supervisor Daniel Marshall offered the following nine resolutions as a block and moved for its adoption, seconded by Supervisor David Phillips:

**RESOLUTION NO. 708-2023
APPOINTMENT OF LT. RONALD EVELAND TO THE
ONTARIO COUNTY TRAFFIC SAFETY BOARD**

WHEREAS, There is a vacancy on the Board due to the changing job responsibilities of St. Nicholas Bielowicz, Geneva Police Department; and

WHEREAS, Lt. Ronald Eveland, Geneva Police Department, has expressed a willingness and desire to serve commencing October 11, 2023 and expiring on December 31, 2025; and

WHEREAS, The Ontario County Traffic Safety Board and the Health and Human Services Committee recommend the appointment; now, therefore, be it

RESOLVED, That this Board of Supervisors does hereby appoint Lt. Ronald Eveland to the Ontario County Traffic Safety Board; and further

RESOLVED, That copies of this resolution be sent by the Clerk of this Board to the County Clerk, the Ontario County Traffic Safety Board and the appointee.

**RESOLUTION NO. 709-2023
APPOINTMENT OF ROLAND HAGENBUCH TO THE
ONTARIO COUNTY TRAFFIC SAFETY BOARD**

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WHEREAS, There is an opening on the Board due to an identified area of need within motorcycle safety; and

WHEREAS, Roland Hagenbuch, A.B.A.T.E. has expressed a willingness and desire to serve commencing August 9, 2023 and expiring on December 31, 2025; and

WHEREAS, The Ontario County Traffic Safety Board and the Health and Human Services Committee recommend the appointments; now, therefore, be it

RESOLVED, That this Board of Supervisors does hereby appoint Roland Hagenbuch to the Ontario County Traffic Safety Board; and further

RESOLVED, That copies of this resolution be sent by the Clerk of this Board to the County Clerk, the Ontario County Traffic Safety Board and the appointee.

RESOLUTION NO. 710-2023 APPOINTMENT BRANDY RISCHPATER TO THE ONTARIO COUNTY TRAFFIC SAFETY BOARD

WHEREAS, There is a vacancy on the Board due to the changing job responsibilities of Joseph Moriarty; and

WHEREAS, Brandy Rischpater, Regional Transit Services has expressed a willingness and desire to serve commencing June 14, 2023 and expiring on December 31, 2025; and

WHEREAS, The Ontario County Traffic Safety Board and the Health and Human Services Committee recommend the appointments; now, therefore, be it

RESOLVED, That this Board of Supervisors does hereby appoint Brandy Rischpater to the Ontario County Traffic Safety Board; and further

RESOLVED, That copies of this resolution be sent by the Clerk of this Board to the County Clerk, the Ontario County Traffic Safety Board and the appointee.

RESOLUTION NO. 711-2023 APPOINTMENT OF KATE OTT TO THE ONTARIO COUNTY TRAFFIC SAFETY BOARD

WHEREAS, There is a vacancy on the Board due to the retirement of Mary Beer (Public Health); and

WHEREAS, Kate Ott, Director of Public Health, has expressed a willingness and desire to serve commencing July 17, 2023 and expiring on December 31, 2025; and

WHEREAS, The Ontario County Traffic Safety Board and the Health and Human Services Committee recommend the appointments; now, therefore, be it

RESOLVED, That this Board of Supervisors does hereby appoint Kate Ott to the Ontario County Traffic Safety Board; and further

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RESOLVED, That copies of this resolution by sent by the Clerk of this Board to the County Clerk, the Ontario County Traffic Safety Board and the appointee.

RESOLUTION NO. 712-2023 ACCEPTANCE OF STATE AID FUNDING FROM NYS OMH BLOCK GRANT ONTARIO COUNTY MENTAL HEALTH

WHEREAS, NYS Office of Mental Health (OMH) has granted funding, in the amount of \$25,000 to Ontario County Mental Health, Grant ID OMH01-MHOTRS-2023-00075, Munis # G2321, specifically to aid in increasing School-Based MH Clinic Services for children and youth; and

WHEREAS, These funds would assist with initial start-up costs, including needed equipment and supplies, to support expansion of the school-based mental health satellite clinic with Honeoye School District and runs from January 1, 2024 thru December 31, 2024; and

WHEREAS, Ontario County Mental Health would benefit from the acceptance of these funds, the Director of Community Services, the Health and Human Services Committee, and the Ways and Means Committee recommend the acceptance of these funds; now, therefore, be it

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

	Expense Lines			
43102321	54100	Office Expense	\$ 2,260	
	54101	Equipment Minor	\$ 5,850	
	54180	Mileage/Day Training	\$ 500	
	54610	Supplies Operating	\$ 2,870	
	54730	Miscellaneous Expenses	\$ 5,270	
	54750	Training & Conferences	\$8,250	
Revenue	43089	State Aid ~ Other		\$ 25,000

RESOLUTION NO. 713-2023 AUTHORIZATION TO CONTRACT WITH THE TOWN OF RICHMOND FOR YOUTH SPORTS AND EDUCATION

WHEREAS, The Ontario County Youth Bureau was awarded funding from the NYS Office of Children and Family Services for Youth Sports and Education; and

WHEREAS, It is recommended by the Ontario County Youth Board that the Ontario County Youth Bureau enter into a contractual agreement with the Town of Richmond for Richmond Recreation for youth sports and education for an amount not to exceed \$19,018; now, therefore, be it

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RESOLVED, That this Board of Supervisors does hereby approve the contract with the Town of Richmond for Richmond Recreation for youth sports and education for an amount not to exceed \$19,018 for the period of October 1, 2023 through September 30, 2024; and further

RESOLVED, That the County Administrator is authorized and directed to sign said agreement on behalf of the County, subject to review and approval by the County Attorney; and further

RESOLVED, That a copy of this resolution be sent to the Ontario County Youth Bureau.

RESOLUTION NO. 714-2023 AUTHORIZATION TO CONTRACT WITH THE BOYS AND GIRLS CLUB OF GENEVA FOR YOUTH SPORTS AND EDUCATION

WHEREAS, The Ontario County Youth Bureau was awarded funding from the NYS Office of Children and Family Services for Youth Sports and Education; and

WHEREAS, It is recommended by the Ontario County Youth Board that the Ontario County Youth Bureau enter into a contractual agreement with the Boys and Girls Club of Geneva for Youth Basketball under youth sports and education for an amount not to exceed \$10,344; now, therefore, be it

RESOLVED, That this Board of Supervisors does hereby approve the contract with the Boys and Girls Club of Geneva for Youth Basketball under youth sports and education for an amount not to exceed \$10,344 for the period of October 1, 2023 through September 30, 2024; and further

RESOLVED, That the County Administrator is authorized and directed to sign said agreement on behalf of the County, subject to review and approval by the County Attorney; and further

RESOLVED, That a copy of this resolution be sent to the Ontario County Youth Bureau.

RESOLUTION NO. 715-2023 AUTHORIZATION TO CONTRACT WITH SAFE HARBORS OF THE FINGER LAKES FOR YOUTH DEVELOPMENT

WHEREAS, The Ontario County Youth Bureau was awarded funding from the NYS Office of Children and Family Services for Youth Development; and

WHEREAS, It is recommended by the Ontario County Youth Board that the Ontario County Youth Bureau enter into a contractual agreement with Safe Harbors of the Finger Lakes for youth development for an amount not to exceed \$13,975; now, therefore, be it

RESOLVED, That this Board of Supervisors does hereby approve the contract with Safe Harbors of the Finger Lakes for Youth Development for an amount not to exceed \$13,975 for the period of October 1, 2023 through September 30, 2024; and further

RESOLVED, That the County Administrator is authorized and directed to sign said agreement on behalf of the County, subject to review and approval by the County Attorney; and further

RESOLVED, That a copy of this resolution be sent to the Ontario County Youth Bureau.

**RESOLUTION NO. 716-2023
APPROVAL OF BURIAL FEE SCHEDULE
DEPARTMENT OF SOCIAL SERVICES - 2024**

WHEREAS, Social Services Law provides that local social service districts are responsible for the costs associated with the burial of persons in receipt of certain types of public assistance and/or otherwise indigent persons; and

WHEREAS, This Board of Supervisors approved a burial fee schedule by resolution, which included an annual COLA adjustment; and

WHEREAS, the Social Security COLA adjustment for 2024 is 3.2%; and

WHEREAS, The Commissioner of Social Services and representatives of the Ontario County Funeral Directors Association have updated said schedule for 2024; now, therefore, be it

RESOLVED, That this Board of Supervisors does hereby approve a Burial Fee Schedule effective January 1, 2024, with a copy of said schedule being on file in the Office of the Clerk of this Board; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the Ontario County Funeral Directors Association, c/o Terry Goodman, P.O. Box 142, East Bloomfield, NY 14443, County Finance Department, and to the Commissioner of the Department of Social Services.

The foregoing block of nine resolutions Passed. Yes; 19, No; 0; Abstained; 0

Planning & Environmental Quality Committee

Supervisor Mark Venuti offered the following five resolutions as a block and moved for its adoption, seconded by Supervisor Christopher Vastola:

**RESOLUTION NO. 717-2023
AWARD OF CONTRACT TO
CAUSEWAVE COMMUNITY PARTNERS FOR
DEVELOPMENT AND IMPLEMENTATION OF
DEPARTMENT'S WASTE DIVERSION PUBLIC OUTREACH
AND EDUCATION PROGRAMS CONSULTANT SERVICES**

WHEREAS, Ontario County continues to implement its Solid Waste Management Plan which includes ambitious goals for significant increases in waste reduction and diversion; and

WHEREAS, Success in this effort requires continued participation and support of key stakeholders, including Ontario County residents, businesses, and institutions; and

WHEREAS, This will also require thoughtful engagement and communication by the County, to increase awareness and educate these stakeholders; and

WHEREAS, A request for proposals was released, duly advertised, and opened by the Purchasing Department as RFP R23086; and

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WHEREAS, Causewave Community Partners submitted a response on November 17, 2023 to provide the services outlined in the RFP for an amount not to exceed Forty Thousand Dollars (\$40,000.00) annually over the three-year contract; and

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

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves a contract with Causewave Community Partners for an amount not to exceed Forty Thousand Dollars (\$40,000.00) annually; and further

RESOLVED, That the term of said contract shall commence on January 1, 2024 and terminate on December 31, 2026, with 2 optional 12-month renewals; and further

RESOLVED, That Causewave Community Partners can request a price increase prior to the end of each 12-month period during the contract, but the price must be within the CPI restrictions; 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 Planning and Environmental Quality standing committee; and further

RESOLVED, That the County Administrator is hereby authorized and empowered to execute a contract on behalf of the County with said firm for an amount not to exceed Forty Thousand Dollars (\$40,000.00) annually; and further

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

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Kate Pellet c/o Causewave Community Partners at: kpellett@causewave.org.

RESOLUTION NO. 718-2023 ACCEPTANCE OF 2023-2024 NEW YORK STATE SNOWMOBILE TRAIL DEVELOPMENT AND MAINTENANCE GRANT-IN-AID FUNDS

WHEREAS, New York State Office of Parks, Recreation and Historic Preservation (OPRHP) has awarded Ontario County a total of \$41,655 for the purpose of supporting snowmobile trail development and maintenance in Ontario County; and

WHEREAS, The State of New York sets aside money from snowmobile registration fees annually for the purpose of awarding grants to counties for the establishment, improvement, and maintenance of snowmobile trails; and

WHEREAS, Ontario County applied to OPRHP for such grant-in-aid funds at the request of three snowmobile clubs within Ontario County for the 2023-2024 season; and

WHEREAS, Pursuant to Resolution No. 423-2023, the Ontario County Board of Supervisors determined that the proposed snowmobile trails will not result in any significant adverse

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environmental impacts, and in fact, will be a great benefit to the residents of Ontario County, ensuring public protection and enjoyment; and

WHEREAS, Said grant-in-aid is a reimbursement grant, which provides pass through funds expenditures by Ontario County snowmobile clubs; and

WHEREAS, OPRHP will send a check for \$29,158.50 as a 70% advance payment for said grant; and

WHEREAS, The remaining 30% grant-in-aid amount of \$12,496.50 will be payable by OPRHP upon receipt of a voucher indicating that the full contract amount has been spent on snowmobile trails; and

WHEREAS, All grant-in-aid funds will be distributed to local snowmobile clubs for establishment, improvement, and maintenance of snowmobile trails; and

WHEREAS, Said grant-in-aid does not require any cash contribution from Ontario County; and

WHEREAS, The Ontario County Planning Department will provide in-kind services to support this grant in the manner of administration, geographic information system support, and technical assistance; and

WHEREAS, The Planning and Environmental Quality Committee and Ways and Means Committee have reviewed said grant-in-aid terms from OPRHP and recommend approval of same; now, therefore, be it

RESOLVED, That this Board does hereby accept said grant-in-aid from the OPRHP in the amount of \$41,655; and further

RESOLVED, That the Department of Finance is hereby directed to amend the 2023 Planning Department Budget as follows:

Account Number	Account Description	Amount
80202320 43889	State Aid, Other Culture	\$ 41,655
80202320 54260	Consultation & Professional	\$ 41,655

and further

RESOLVED, That any unspent and unencumbered appropriation be carried forward into future Planning Department budgets; and further

RESOLVED, That subject to review and approval of the County Attorney as to form, the Board of Supervisors hereby accepts the contract with OPRHP and the snowmobile clubs within Ontario County to receive and disburse the grant-in-aid funds that is on file with the clerk of this Board; and further

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

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

RESOLUTION NO. 719-2023 APPROVAL OF BENEFICIARY AGREEMENT FOR FARMWORKER SAFETY AND HOUSING PROGRAM

WHEREAS, Resolution No. 812-2022 authorized acceptance of a Community Development Block Grant (CDBG) award through the New York State Office of Community Renewal (OCR) for \$2,226,700 to implement the Ontario County Farmworker Safety and Housing Program (“the Program”); and

WHEREAS, The intent of said program is to fund replacement of or improvements to farmworker housing to make it more resilient during pandemics or similar emergency situations to protect the country’s food production network; and

WHEREAS, Said CDBG award was based on estimated construction costs of farmworker housing rehabilitation or replacement projects at the following farms, at no cost to the County:

Farm	Farm Owner	Grant Funds Available for Construction
Bonna Terra Farms 2460 Cox Road Town of West Bloomfield	Willow Bend Farm, LLC 1378 King Road Clifton Springs, NY 14432	\$543,660.00
Spring Hope Dairy 2941 County Road 4 Town of Hopewell		\$519,634.00
Hemdale Farms 2779 Orleans Road Town of Seneca	Dale Hemminger PO Box 168 Seneca Castle, NY 14547	\$287,000.00
Ivy Lakes Dairy 1994-2006 State Route 245 Town of Seneca	Hathorn, Todd A. and Nores A. 1994 State Route 245 Stanley, NY 14561	\$384,546.38
Lawnhurst Farms 4124 County Road 5 Town of Seneca	Lawnhurst Realty, LLC 4124 County Road 5 Stanley, NY 14561	\$91,053.62

hereinafter collectively referred to as “the Farmworker Housing Projects”; and

WHEREAS, Resolution No. 40-2023 authorized a subrecipient agreement with Rural Housing Opportunities Corporation (RHOC) to provide professional construction management and project delivery services for the implementation of the grant, for an amount not to exceed thirteen percent (13%) of the total CDBG grant, or \$289,471.00; and

WHEREAS, Resolution No. 92-2023 authorized the hiring of G&G Municipal Consulting and Grant Writing to provide professional grant administration services for an amount not to exceed five percent (5%) of the total CDBG grant, or \$111,335.00; and

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WHEREAS, In order to provide funding to farms to implement the Farmworker Housing Projects, OCR requires a beneficiary agreement between the County, RHOC, and with each farm owner specifying the Program terms and conditions; and

WHEREAS, One of the terms required in each beneficiary agreement is a 15-year restrictive lien covenant, whereby the grant-funded housing must be occupied by farmworkers during the 15-year period or the farm owner must repay the remainder of the grant to OCR; and

WHEREAS, Ontario County and RHOC have drafted a beneficiary agreement that has been approved by OCR for use with this project, a copy of which is on file with the clerk of this board; and

WHEREAS, The amount of grant funds allocated to each project within the Program may vary as the various projects go through design, some owners may decide not to implement projects, and other Program eligible projects may be identified by RHOC or G&G Municipal Consulting and Grant Writing to replace projects that are not implemented; and

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

RESOLVED, That any deviation from the list of farms, farm owners, or grant funds allocated to each individual Farm Worker Housing Project shall be made pursuant to the grant agreement with OCR and upon the approval of the Planning and Environmental Quality Committee; and further

RESOLVED, That, upon review and approval by the County Attorney as to form, the County Administrator be, and hereby is, authorized and empowered to execute beneficiary agreements and all other documents necessary to effectuate the purposes of this resolution, in the amounts listed in the grant award or as determined appropriate by the Planning and Environmental Quality Committee; and further

RESOLVED, That term of said beneficiary agreements shall begin upon execution of each such agreement by the County Administrator and run for a term of 15-years from when each housing project is complete; and further

RESOLVED, That certified copies of this resolution be sent to RHOC and the farm owners.

RESOLUTION NO. 720-2023 REAPPOINTMENT OF PAUL PASSAVANT TO THE ONTARIO COUNTY PLANNING BOARD

WHEREAS, Resolution No. 24-2019 appointed Paul Passavant to a 5-year term expiring January 23, 2024; and

WHEREAS, The Geneva City Council recommends Paul Passavant for re-appointment to a 5-year term as the City's representative to the Ontario County Planning Board; and

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

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RESOLVED, That as of January 24, 2024 Paul Passavant representing the City of Geneva, is hereby re-appointed as a member of the Ontario County Planning Board; and further

RESOLVED, That this appointment shall have a term of five years from January 24, 2024 to January 23, 2029; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board, to the County Clerk, to the City of Geneva, to the Ontario County Planning Department, and to Paul Passavant.

RESOLUTION NO. 721-2023 REAPPOINTMENT OF FRANK FESSNER TO THE ONTARIO COUNTY AGRICULTURE ENHANCEMENT BOARD

WHEREAS, Resolution No. 183-1993 created the Ontario County Farmland Protection Board and Resolution No. 208-1997 changed the name to Ontario County Agriculture Enhancement Board and appointed members thereto; and

WHEREAS, Resolution No. 546-2018 appointed Frank Fessner, Jr. to complete Andrew Fellenz's term and was reappointed by resolution No. 75-2020 for a four-year term expiring December 31, 2023; and

WHEREAS, The Ontario County Agriculture Enhancement Board unanimously recommended Frank Fessner, Jr. for re-appointment to an additional 4 year term as a farmer representative to the Ontario County Agriculture Enhancement Board at its meeting on November 17, 2023; and

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

RESOLVED, That as of January 1, 2024, farmer representative Frank Fessner, Jr., is hereby re-appointed as a member of the Ontario County Agriculture Enhancement Board; and further

RESOLVED, That this appointment shall have a term of 4 years from January 1, 2024 to December 31, 2028; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board, to the County Clerk, to the Ontario County Planning Department, and to Frank Fessner, Jr.

The foregoing block of five resolutions Passed. Yes; 19, No; 0; Abstained; 0

Public Safety Committee

Supervisor Robert Green offered the following three resolutions as a block and moved for its adoption, seconded by Supervisor Daryl Marshall:

RESOLUTION NO. 722-2023 AWARD OF CONTRACT TO FINGER LAKES COMMUNICATION, CO., INC. FOR MONITORING, SERVICE, AND REPAIR OF COUNTY EMERGENCY RADIO COMMUNICATION SYSTEM

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WHEREAS, Ontario County maintains critical public safety emergency radio communications infrastructure that includes radio network control systems at two dispatch centers, 18 remote radio communication sites, the main P25 simulcast digital trunked 700 MHz system, a two-way UHF paging system, a microwave backbone system linking all sites, a simulcast conventional 700 MHz standby radio system operating on a national public safety interoperable frequency, and various interoperable gateway and conventional UHF and VHF base stations hereinafter collectively referred to as the “Ontario County Emergency Radio Communication System”; and

WHEREAS, There is a need to provide daily alarm monitoring, preventative maintenance, and repair services including labor, equipment and on-going system support for the County’s Emergency Radio Communication System on an annual basis to ensure continuous availability of said System to the Emergency Responders serving Ontario County; and

WHEREAS, The Purchasing Department identified Eastern Communications as a current vendor under the New York State Office of General Services (NYSOGS) Contract Award PT68714 for service and repair of the County Emergency Radio Communications System; and

WHEREAS, Finger Lakes Communication, Co. Inc. is an authorized reseller/subcontractor of Eastern Communications under Contract # PT68714 to provide equipment, installation, integration and maintenance services; and

WHEREAS, Finger Lakes Communication Co., Inc., provided quote #349 dated November 21, 2023 to provide alarm monitoring, maintenance, and repair services for the Ontario County Emergency Radio Communication System for a cost not to exceed Six Hundred Thousand Dollars (\$600,000.00) annually for up to five years subject to the terms and conditions of Contract # PT68714, a copy of which is on file with the Clerk of this Board; and

WHEREAS, Contract # PT68714 expires on August 26, 2024 and is subject to renewal by NYSOGS; however, NYSOGS authorizes use of existing terms and conditions of Contract # PT68714 for up to 36 months following expiration; and

WHEREAS, There is sufficient funding within the Public Safety Communications (911) budget AA3020 54270 (Service Contracts); and

WHEREAS, The Public Safety Committee has reviewed and recommends approval of this resolution; 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 from Finger Lakes Communication Co., Inc., 305 Clark Street, Auburn, NY 13021 at a not-to-exceed cost of \$600,000 annually and hereby authorizes and empowers the County Administrator to execute a contract with said vendor for said services and all other documents necessary to effectuate the purposes of this resolution; and further

RESOLVED, That the term of the contract shall be three years commencing on January 1, 2024 and terminating on December 31, 2026 for a total not-to-exceed cost of \$1,800,000; and further

RESOLVED, That, upon review and approval of the County Attorney as to form and upon renewal of Contract # PT68714 or its successor by NYSOGS, this contract may be extended by

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this Board for an additional two-year term beginning January 1, 2027 and ending on December 31, 2028 at an additional not-to-exceed cost of \$1,200,000; and further

RESOLVED, That the Department of Finance is directed to make all necessary budget and accounting entries to effect the intent of this resolution.

**RESOLUTION NO. 723-2023
CAPITAL PROJECT NO. H086-22
RESCINDING RESOLUTION NO. 462-2023
JAIL SECURITY CONTROL CAPITAL PROJECT**

WHEREAS, Resolution No. 568-2022 established Capital Project No. H086-22 as the Jail Security Control System Capital Project intended to assess the current jail security and control system, related subsystems, and work with staff to develop a specification or request for proposals for the upgrade or replacement of said systems, many of which were installed when the County Jail was constructed in 2002-2003; and

WHEREAS, Resolution No. 462-2023 awarded a contract to the firm of Professional Systems Engineering, LLC, 1010 Church Rd., Lansdale, PA 19446 to provide the System Design Phase Services in regard to said project; and

WHEREAS, Said consultant was unwilling to provide the necessary insurance and did not execute the contract offered by the County for said work; and

WHEREAS, The Public Safety Committee recommends adoption of this resolution; now, therefore, be it

RESOLVED, That Resolution No. 462-2023 is hereby rescinded in its entirety; and further

RESOLVED, That the Department of Finance is directed to make all necessary budget and accounting entries to effect the intent of this resolution for a total project budget of One Million Five-Hundred Thousand Dollars (\$1,500,000.00); and further

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

**RESOLUTION NO. 724-2023
CAPITAL PROJECT NO. H086-22
AUTHORIZE PROFESSIONAL CONSULTATION SERVICES CONTRACT
TO CHA CONSULTNG, INC. FOR
THE JAIL SECURITY CONTROL CAPITAL PROJECT**

WHEREAS, Resolution No. 568-2022 established Capital Project No. H086-22 as the Jail Security Control System Capital Project intended to assess the current jail security and control system, related subsystems, and work with staff to develop a specification or request for proposals for the upgrade or replacement of said systems, many of which were installed when the County Jail was constructed in 2002-2003; and

WHEREAS, The Purchasing Department released a Request for Proposals RFP R23051 entitled, "Jail Security & Control Systems Upgrade Assessment" seeking professional consulting services

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to assess the current systems, develop a recommendation for upgrade and replacement, and assist the County in procuring and implementing said recommendation (the “RFP”); and

WHEREAS, Four firms submitted proposals in response to said RFP, and a steering committee consisting of Supervisor Pruett, the Sheriff, the Chief Corrections Officer, the Chief Technology Officer, and the Director of Planning reviewed proposals from and conducted interviews of said firms; and

WHEREAS, Said steering committee recommends retaining the firm of CHA Consulting, Inc., 100 Chestnut Street, Suite 1300, Rochester, NY 14604 to provide the System Design Phase Services as described in RFP R23051 and as described in the Consultant’s proposal dated June 29, 2023 as modified by the Consultant’s revised Cost Proposal dated June 29, 2023 and the clarification letter dated November 22,2023, copies of which are on file with the Clerk of this Board; and

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

RESOLVED, That the budget of Capital Project H086-22 be, and hereby is, amended as follows:

Line	Description	Current Budget	Change	Revised Budget
Appropriations:				
HHH08622 54260	Consultation & Professional	\$0.00	+ \$ 105,754.00	\$105,754.00
HHH08622 54731	Contingency	\$1,500,000.00	- \$ 105,754.00	\$1,394,246.00
Revenues:				
HHH08622 45031	Interfund Transfer	\$1,500,000.00	\$ 0.00	\$1,500,000.00

and further

RESOLVED, That upon approval of the County Attorney as to form, this Board hereby accepts the proposal from CHA Consulting, Inc., 100 Chestnut Street, Suite 1300, Rochester, NY 14604 to provide the System Design Phase Services as described in RFP R23051 and as described in the Consultant’s proposal dated June 29, 2023 as modified by the Consultant’s revised Cost Proposal dated June 29, 2023 and the clarification letter dated November 22,2023 in an amount not to exceed One Hundred Five Thousand Seven Hundred Fifty Four Dollars (\$105,754.00), and authorizes and empowers the County Administrator to execute a contract with said firm for said services for said amount; and further

RESOLVED, That the term of said contract shall commence on December 8, 2023, and terminate on December 31, 2025; and further

RESOLVED, That the cost of said contract shall be paid from line HHH08622 54260 – Consultation & Professional - from Capital Project H086-22; and further

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RESOLVED, That the Department of Finance is directed to make all necessary budget and accounting entries to effect the intent of this resolution for a total project budget of One Million Five-Hundred Thousand Dollars (\$1,500,000.00); and further

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

The foregoing block of three resolutions Passed. Yes; 19, No; 0; Abstained; 0

Supervisor Robert Green offered the following seven resolutions as a block and moved for its adoption, seconded by Supervisor Louis Guard:

**RESOLUTION NO. 725-2023
CONTRACT EXTENSION WITH DAVID P. PHILLIPS, INVESTIGATOR
CONFLICT DEFENDER'S OFFICE**

WHEREAS, This Board of Supervisors, by Resolution 823-2022, entered into an Agreement with David P. Phillips, Investigator, for investigative services for the office of the Conflict Defender and for the Assigned Counsel Panel Attorneys, which are paid from a grant from the NYS Office of Indigent Legal Services, Quality Improvement Grant; and

WHEREAS, The NYS Office of Indigent Legal Services has extended said grant through March 31, 2024; and

WHEREAS, Investigator David P. Phillips has agreed to extend said services on the terms and conditions contained in the contract, a copy of which is on file with the Clerk of this Board; and

WHEREAS, The Conflict Defender's Office and Investigator David P. Phillips are desirous of extending said contract to March 31, 2024; and

WHEREAS, The Public Safety Committee has reviewed and approves this contract; 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 extension with David P. Phillips, Investigator, to March 31, 2024, at the terms and conditions contained in the original contract; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the contract extension with David P. Phillips, Investigator, and all other documents necessary to effectuate the purposes of this resolution; and further

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

**RESOLUTION NO. 726-2023
CONTRACT EXTENSION WITH
TRIDENT RECOVERY & INVESTIGATION GROUP, LLC
INVESTIGATIVE SERVICES**

WHEREAS, This Board of Supervisors, by Resolution No. 824-2022, entered into an Agreement

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with Trident Recovery & Investigation Group, LLC, for investigative services for the office of the Conflict Defender and for the Assigned Counsel Panel Attorneys, which are paid from a grant from the NYS Office of Indigent Legal Services, Quality Improvement Grant; and

WHEREAS, The NYS Office of Indigent Legal Services has extended said grant through March 31, 2024; and

WHEREAS, Trident Recovery & Investigation Group, LLC, has agreed to extend said services on the terms and conditions contained in the contract, a copy of which is on file with the Clerk of this Board; and

WHEREAS, The Conflict Defender's Office and Trident Recovery & Investigation Group, LLC are desirous of extending said contract to March 31, 2024; and

WHEREAS, The Public Safety Committee has reviewed and approves this contract; 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 extension with Trident Recovery & Investigation Group, LLC, to March 31, 2024, at the terms and conditions contained in the original contract; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the contract extension with Trident Recovery & Investigation Group, LLC, and all other documents necessary to effectuate the purposes of this resolution; and further

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

RESOLUTION NO. 727-2023 CONTRACT EXTENSION WITH KIMBERLY J. GOLDING, SENTENCING ADVOCATE CONFLICT DEFENDER'S OFFICE

WHEREAS, This Board of Supervisors, by Resolution No. 821-2022, entered into an Agreement with Kimberly J. Golding, for sentencing mitigation and advocacy, which are paid from a grant from the NYS Office of Indigent Legal Services, Quality Improvement Grant; and

WHEREAS, The NYS Office of Indigent Legal Services has extended said grant through March 31, 2024; and

WHEREAS, Kimberly J. Golding has agreed to extend said services on the terms and conditions contained in the contract, a copy of which is on file with the Clerk of this Board; and

WHEREAS, The Conflict Defender's Office and Kimberly J. Golding are desirous of extending said contract to March 31, 2024; and

WHEREAS, For the additional services to be rendered by the Consultant, Consultant shall be paid an additional sum of \$5,000.00, for a total amended contract price not to exceed \$20,000.00; and

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WHEREAS, The Public Safety Committee has reviewed and approves this contract; 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 amendment with Kimberly J. Golding increasing said contract by \$5,000.00, for a total amended contract price not to exceed \$20,000.00; and contract extension to March 31, 2024, at the terms and conditions contained in the original contract; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the contract extension with Kimberly J. Golding, and all other documents necessary to effectuate the purposes of this resolution; and further

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

**RESOLUTION NO. 728-2023
CONTRACT EXTENSION WITH HAWKINS MITIGATION, LLC
CONFLICT DEFENDER'S OFFICE**

WHEREAS, This Board of Supervisors, by Resolution 822-2022, entered into an Agreement with Hawkins Mitigation, LLC, for sentencing mitigation and expert services for the attorneys in the office of the Conflict Defender and Assigned Counsel Panel attorneys, which are paid from a grant from the NYS Office of Indigent Legal Services, Quality Improvement Grant; and

WHEREAS, The NYS Office of Indigent Legal Services has extended said grant through March 31, 2024; and

WHEREAS, Hawkins Mitigation, LLC has agreed to extend said services on the terms and conditions contained in the contract, a copy of which is on file with the Clerk of this Board; and

WHEREAS, The Conflict Defender's Office and Hawkins Mitigation, LLC are desirous of extending said contract to March 31, 2024; and

WHEREAS, The Public Safety Committee has reviewed and approves this contract; 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 extension with Hawkins Mitigation, LLC, to March 31, 2024, on the terms and conditions contained in the original contract; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the contract extension with Hawkins Mitigation, LLC, and all other documents necessary to effectuate the purposes of this resolution; and further

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

**RESOLUTION NO. 729-2023
CONTRACT EXTENSION WITH
CARA A WALDMAN, ESQ.**

MENTORING SERVICES

WHEREAS, This Board of Supervisors, by Resolution 359-2023, entered into an Agreement with Cara A. Waldman, Mentor, for mentoring services for the office of the Conflict Defender and Assigned Counsel Panel Attorneys for the preservation of issues for appeals, which are paid from a grant from the NYS Office of Indigent Legal Services, Quality Improvement Grant; and

WHEREAS, The NYS Office of Indigent Legal Services has extended said grant through March 31, 2024; and

WHEREAS, Cara A. Waldman, Esq., has agreed to extend said services on the terms and conditions contained in the contract, a copy of which is on file with the Clerk of this Board; and

WHEREAS, The Conflict Defender's Office and Cara A. Waldman, Esq., are desirous of extending said contract to March 31, 2024; and

WHEREAS, The Public Safety Committee has reviewed and approves this contract; 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 extension with Cara A. Waldman, Esq., to March 31, 2024, at the terms and conditions contained in the original contract; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the contract extension with Cara A. Waldman, Esq., and all other documents necessary to effectuate the purposes of this resolution; and further

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

**RESOLUTION NO. 730-2023
CONTRACT EXTENSION WITH ROBERT W. ZIMMERMAN, ESQ.
FOR MENTORING SERVICES
CONFLICT DEFENDER'S OFFICE**

WHEREAS, This Board of Supervisors, by Resolution 358-2023, entered into an Agreement with Robert W. Zimmerman, Esq. for mentoring services specific to mentoring services for the Assigned Counsel Panel Attorneys, which are paid from a grant from the NYS Office of Indigent Legal Services, Quality Improvement Grant; and

WHEREAS, The NYS Office of Indigent Legal Services has extended said grant through March 31, 2024; and

WHEREAS, Robert W. Zimmerman, Esq. has agreed to extend said services on the terms and conditions contained in the contract, a copy of which is on file with the Clerk of this Board; and

WHEREAS, The Conflict Defender's Office and Robert W. Zimmerman, Esq. are desirous of extending said contract to March 31, 2024; and

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WHEREAS, The Public Safety Committee has reviewed and approves this contract; 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 extension with Robert W. Zimmerman, Esq. to March 31, 2024, to the terms and conditions contained in the original contract; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the contract extension with Robert W. Zimmerman, Esq, and all other documents necessary to effectuate the purposes of this resolution; and further

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

**RESOLUTION NO. 731-2023
CONTRACT EXTENSION WITH
CASS & MORALES INVESTIGATIVE SERVICES, INC.
CONFLICT DEFENDER'S OFFICE**

WHEREAS, This Board of Supervisors, by Resolution No. 825-2022, entered into an Agreement with Cass & Morales Investigative Services, Inc., for investigative services for the office of the Conflict Defender and for the Assigned Counsel Panel Attorneys, which are paid from a grant from the NYS Office of Indigent Legal Services, Quality Improvement Grant; and

WHEREAS, The NYS Office of Indigent Legal Services has extended said grant through March 31, 2024; and

WHEREAS, Cass & Morales Investigative Services, Inc. has agreed to extend said services on the terms and conditions contained in the contract, a copy of which is on file with the Clerk of this Board; and

WHEREAS, The Conflict Defender's Office and Cass & Morales Investigative Services, Inc, are desirous of extending said contract to March 31, 2024; and

WHEREAS, The Public Safety Committee has reviewed and approves this contract; 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 extension with Cass & Morales Investigative Services, Inc., to March 31, 2024, at the terms and conditions contained in the original contract; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the contract extension with Cass & Morales Investigative Services, Inc., and all other documents necessary to effectuate the purposes of this resolution; and further

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

The foregoing block of seven resolutions Passed. Yes; 19, No; 0; Abstained; 0

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Supervisor Robert Green offered the following eleven resolutions as a block and moved for its adoption, seconded by Supervisor Louis Guard:

RESOLUTION NO. 732-2023
AUTHORIZATION TO ACCEPT FY2023 CRIMES AGAINST REVENUE PROGRAM
GRANT
FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES

WHEREAS, The District Attorney's Office has been awarded a grant of \$92,100 from the Crimes Against Revenue Program (CARP) Grant (DCJS Project #: 22-1014-D00; DCJS# CR22445449; New York State Contract# C445449; MUNIS #G2318) through the New York State Division of Criminal Justice Services and NYS Department of Taxation and Finance for the purpose of funding an Assistant District Attorney position to continue the County's efforts to investigate, prosecute, and deter crimes adversely affecting government revenues and expenditures, and recoup lost State revenue; and

WHEREAS, The Grant contract period extends from January 1, 2023 through December 31, 2023; and

WHEREAS, The Public Safety and Ways and Means Committees have reviewed this resolution and recommend acceptance of the FY2023 CARP 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 Division of Criminal Justice Services (DCJS) for a term of January 1, 2023 through December 31, 2023 in the amount of \$92,100.00, with a budgeted County cost of \$36,261.31; 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 FY2023 Crimes Against Revenue Program Agreement with the New York State Division of Criminal Justice Services, and all other documents necessary to effectuate the purposes of this resolution; and further

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

TO:		Revenue	Appropriation
11652201 43089	Federal Aid Other	+\$ 92,100	
11652201 51500	Salary, FT		+\$ 69,497
11652201 58010	NYS ERS		+\$ 6,601
11652201 58020	FICA		+\$ 4,308
11652201 58021	Medicare		+\$ 1,007
11652201 58060	Cafeteria Plan		+\$ 8,487

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11652201 58067	Dental Insurance		+\$ 278
11652201 58070	401A Contribution		+\$ 1,389
11652201 58075	Health Reimbursement Acct		+\$ 533
TOTAL:		+\$ 92,100	+\$ 92,100

and further

RESOLVED, That the Clerk of this Board shall email a copy of this resolution to the District Attorney's Office.

RESOLUTION NO. 733-2023 AUTHORIZATION TO ENTER INTO AGREEMENT WITH THE PARTNERSHIP FOR ONTARIO COUNTY YOUTH COURT PROGRAM FOR 2024

WHEREAS, The Partnership for Ontario County Youth Court Program has developed over the years into an early intervention program which now serves youth up to the age of 17 who are charged with offenses that are criminal in nature; and

WHEREAS, The Probation Department has plans to continue using the Youth Court for Raise the Age diversion cases to avoid adding an additional Probation Officer; and

WHEREAS, New York State has approved reimbursement of Ontario County's cost for the services provided by the Partnership for Ontario County Youth Court Program; and

WHEREAS, The Public Safety Committee recommends the County enter into an agreement with the Partnership for Ontario County Youth Court Program; now, therefore, be it

RESOLVED, That the agreement is subject to review and approval of the County Attorney's Office as to form, this Board of Supervisors does hereby authorize an agreement with, The Partnership for Ontario County Youth Court Program, 5297 Parkside Dr. #307, Canandaigua, NY 14424, for the period January 1, 2024 through December 31, 2024; at a cost not to exceed \$40,000; and further

RESOLVED, The County Administrator be, and hereby is, authorized and empowered to execute said contract and all other documents necessary to effectuate the purposes of this resolution.

RESOLUTION NO. 734-2023 FLACRA CONTRACT DAY REPORTING TREATMENT GROUPS AND PROGRAMMING PROBATION DEPARTMENT FOR 2024

WHEREAS, The Ontario County Probation Department is desirous to continue providing a Cognitive Behavioral Techniques (CBT) Groups, Alcohol Evaluations and Treatment and Rational Emotive Behavioral Therapy (REBT) for the Day Reporting Program; and

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

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provide this service; and

WHEREAS, The 2024 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 \$19,950 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, 2024 through December 31, 2024.

RESOLUTION NO. 735-2023 AUTHORIZATION TO ENTER INTO AGREEMENT WITH THE PARTNERSHIP FOR ONTARIO COUNTY YOUTH COURT PROGRAM FOR RAISE THE AGE IN 2024

WHEREAS, The Partnership for Ontario County Youth Court Program has developed over the years into an early intervention program which now serves youth up to the age of 17 who are charged with offenses that are criminal in nature; and

WHEREAS, The Probation Department has plans to continue using the Youth Court for Raise the Age diversion cases to avoid adding an additional Probation Officer; and

WHEREAS, New York State has approved reimbursement of Ontario County's cost for the services provided by the Partnership for Ontario County Youth Court Program; and

WHEREAS, The Public Safety Committee recommends the County enter into an agreement with the Partnership for Ontario County Youth Court Program; now, therefore, be it

RESOLVED, That the agreement is subject to review and approval of the County Attorney's Office as to form, this Board of Supervisors does hereby authorize an agreement with, The Partnership for Ontario County Youth Court Program, 5297 Parkside Dr. #307, Canandaigua, NY 14424, for the period January 1, 2024 through December 31, 2024; at a cost not to exceed \$70,000; and further

RESOLVED, The County Administrator be, and hereby is, authorized and empowered to execute said contract and all other documents necessary to effectuate the purposes of this resolution.

RESOLUTION NO. 736-2023 RAISE THE AGE -FLACRA FOR THE PROBATION DEPARTMENT 2024

WHEREAS, The Ontario County Probation Department is desirous to contract with Finger Lakes Area Counseling & Recovery Agency (FLACRA), to provide substance abuse treatment

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services to adolescents ages 16 and 17; and

WHEREAS, The FLACRA has successfully provided substance abuse treatment services to Raise the Age Youth for the Ontario County Probation Department; and

WHEREAS, New York State has approved reimbursement of Ontario County's cost for the services provided by FLACRA; and

WHEREAS, The Public Safety Committee recommends the County enter into an agreement with FLACRA; now, therefore, be it

RESOLVED, That the agreement is subject to review and approval of the County Attorney's Office as to form, this Board of Supervisors does hereby authorize an agreement with FLACRA for the period January 1, 2024 through December 31, 2024; at a cost not to exceed \$10,000; and further

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves an agreement with FLACRA at a cost not to exceed \$10,000; and further

RESOLVED, The County Administrator be, and hereby is, authorized and empowered to execute said contract and all other documents necessary to effectuate the purposes of this resolution.

RESOLUTION NO. 737-2023 FLACRA – WEEKEND JAIL ALTERNATIVE CONTRACT PROBATION DEPARTMENT FOR 2024

WHEREAS, The Ontario County Probation Department had success since 2017 with the Weekend Jail Alternative Program with Finger Lakes Area Counseling & Recovery Agency (FLACRA) for clients who could potentially benefit from group educational sessions, group counseling breakout sessions, including Elements of Thinking for a Change and other evidence-based practices; and

WHEREAS, The County saw a savings of 498 jail bed days in 2022 from the program; and

WHEREAS, FLACRA is willing to track, report and keep records on this service; and

WHEREAS, The monies have been budgeted for in the 2024 Probation budget; 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 for a Weekend Jail Alternative Program at a cost not to exceed \$45,000.00 per year, and the contract shall cover the period of January 1, 2024 through December 31, 2024; and further

RESOLVED, The County Administrator be, and hereby is, authorized and empowered to execute said contract and all other documents necessary to effectuate the purposes of this resolution.

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**RESOLUTION NO. 738-2023
FLACRA ENHANCED JAIL SERVICES
PROBATION DEPARTMENT FOR 2024**

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 2024 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, 2024 through December 31, 2024.

**RESOLUTION NO. 739-2023
SEXUAL OFFENDER SERVICES FOR PROBATION
REINTEGRATION MENTAL HEALTH COUNSELING FOR PROBATION 2024**

WHEREAS, Ontario County Probation Department would like to contract with Sexual Behaviors Outreach Consultants to provide services which will evaluate and assess the risk level and treatment needs of sex offenders; and

WHEREAS, Reintegration Mental Health Counseling will provide these evaluations and assessments to the Probation Department at a rate of \$200.00 per evaluation; and

WHEREAS, Funding for the services are included in the 2024 budget; 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, this Board of Supervisors authorizes the County Administrator to execute a contract covering the period of January 1, 2024 through December 31, 2024, with Reintegration Mental Health Counseling to provide said services outlined in the Schedule A for an amount not to exceed \$6000; and further

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

**RESOLUTION NO. 740-2023
AUTHORIZATION AGREEMENT WITH**

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**CRAIG W. JOHNSON, M.S., C.A.S.A.C. FOR
THE PROBATION DEPARTMENT FELONY DIVERSION PROGRAM 2024**

WHEREAS, As part of the Felony Diversion Program, approved by this Board of Supervisors, there are provisions for non-violent offenders to participate in a counseling program; and

WHEREAS, Craig W. Johnson, M.S., CASAC provides this service to the Felony Diversion Program at an annual cost not to exceed \$12,000; and

WHEREAS, The funds are included in the 2024 Probation Department budget; and

WHEREAS, The Public Safety Committee has reviewed the contract and recommends approval; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors authorizes the County Administrator to execute a contract covering the period of January 1, 2024 through December 31, 2024, with Craig W. Johnson, M.S., CASAC to provide said services to the Probation Department.

**RESOLUTION NO. 741-2023
SUPERVISION AND TREATMENT SERVICES FOR JUVENILES PROGRAM (STSJP)
YOUTH ADVOCATE PROGRAM, INC. - PROBATION DEPARTMENT 2023-2024**

WHEREAS, The Office of Children's and Family Services (OCFS) provides an allocation to offset 62% of costs related to avoiding the detention of juveniles up to \$101,837.64; and

WHEREAS, The Ontario County Board of Supervisors approved accepting the funds with Resolution No. 496-2023; and

WHEREAS, The Youth Advocate Program, Inc. is a successful program for mentoring youth; and

WHEREAS, The Youth Advocate Program will provide these services at a rate established in the 2023-2024 Schedule A with the total cost not to exceed \$130,385; and

WHEREAS, The Public Safety Committee has reviewed the contract and recommends the County enter into the agreement; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves the agreement with the Youth Advocate Program, Inc., 3899 N Front Street, for the period October 1, 2023 through September 30, 2024; and further

RESOLVED, The County Administrator be, and hereby is, authorized and empowered to execute said agreement and all other documents necessary to effectuate the purposes of this resolution.

**RESOLUTION NO. 742-2023
2024 YOUTH IN CRISIS PROGRAM
FAMILY COUNSELING SERVICES OF THE FINGER LAKES**

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WHEREAS, This Board of Supervisors, by Resolution No. 701-1997, approved the provision of family counseling, anger management and substance abuse counseling to provide assistance to families in crisis and prevent youth from running away from home which could result in Court action and placement outside the home; and

WHEREAS, There is \$20,000 budgeted in the Probation Department budget for 2024 to provide these services; and

WHEREAS, Family Counseling Services of the Finger Lakes provides counseling and assessment services to Ontario County Youth; and

WHEREAS, The Public Safety Committee has reviewed this contract and recommends it's approval; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves the contract with Family Counseling Services of the Finger Lakes; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute said agreement and all other documents necessary to effectuate the purposes of this resolution.

The foregoing block of eleven resolutions Passed. Yes; 19, No; 0; Abstained; 0

Supervisor Robert Green offered the following three resolutions as a block and moved for its adoption, seconded by Supervisor Daryl Marshall:

RESOLUTION NO. 743-2023 EXTENSION FOR STATE HOMELAND SECURITY PROGRAM GRANT (SHSP FY20~CFDA#97.067 DHSES PROJECT SH20-1011-D04) ONTARIO COUNTY EMERGENCY MANAGEMENT OFFICE

WHEREAS, Pursuant to Resolution No. 436-2020, this Board of Supervisors authorized Ontario County to accept an award of \$190,925.00 from the New York State Division of Homeland Security and Emergency Services (DHSES), the FY 2020 State Homeland Security Program (SHSP) (DHSES Project # SH20-1011-D00, Contract # C972200; MUNIS# G20021; CFDA # 97.067) for the purchaes of various DHSES approved equipment and services purchases; and

WHEREAS, The Ontario County Emergency Management Office, in agreement with the New York State Department of Homeland Security and Emergency Services, would like to request that the grant be extended to August 31, 2024; and

WHEREAS, It is advantageous for Ontario County to extend this grant to fully utilize this grant, with no county match requirement; and

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

RESOLVED, Upon review and approval of the County Attorney as to form, the Board of Supervisors, hereby approves extending the agreement with the New York State Division of

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Homeland Security and Emergency Services through August 31, 2024 with an original contract term of September 1, 2020 through August 31, 2023 at no required County cost; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the FY20 State Homeland Security Program Agreement with the New York State Division of Homeland Security and Emergency Services, and all other documents necessary to effectuate the purpose of this resolution; and further

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

RESOLUTION NO. 744-2023 ACCEPTANCE OF EMERGENCY MANAGEMENT PREPAREDNESS GRANT (EMPG FY23~CFDA # 97.042) FROM NYS DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

WHEREAS, Ontario County has been awarded a grant of \$44,589.00 from the New York State Division of Homeland Security and Emergency Services (DHSES) through the FY23 Emergency Management Preparedness Grant Program (EMPG) (DHSES Project # EM23-1004-D00, Contract # T185151; MUNIS# G2322; CFDA Number 97.042) for the purpose of purchasing Radios and Equipment; and

WHEREAS, This grant requires a County match equal to the grant allotment, which is met with the utilization of funding provided for two full-time positions that currently exist within the department; and

WHEREAS, It is advantageous for Ontario County to accept these funds; and

WHEREAS, The contract period extends from October 1, 2022 through September 30, 2025; and

WHEREAS, The Public Safety and Ways and Means Committees recommend the acceptance of this grant; now, therefore, be it

RESOLVED, That if a no-cost 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 is authorized to sign the FY23 Emergency Management Preparedness Grant (EMPG) agreement with the New York State Division of Homeland Security and Emergency Services, and all other documents necessary to effectuate the purposes of this resolution; and further

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

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

Account		Revenue	Expense
36452322 54289	Homeland Security Grant	\$44,589.00	
36452322 52550	Equipment Signal/Communications		\$44,589.00
	Total	\$44,589.00	\$44,589.00

RESOLUTION NO. 745-2023
AUTHORIZATION TO ACCEPT
PUBLIC SAFETY ANSWERING POINTS OPERATIONS GRANT FROM
NYS DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

WHEREAS, The New York State Division of Homeland Security and Emergency Services, Office on Interoperable and Emergency Communications has notified Ontario County of a \$ 213,167 award (DHSES Project# PS23-1016-E00; CFDA#: N/A) from the New York State 2023 Public Safety Answering Points (PSAP) Operations Grant; and

WHEREAS, This grant funding will assist with the costs of operations for the Ontario County Office of Sheriff, Emergency Communications Division; and

WHEREAS, There is no guarantee of ongoing funding for these purposes beyond this grant; and

WHEREAS, It is advantageous for Ontario County to accept these funds for which there is no county match requirement; and

WHEREAS, The Public Safety and Ways and Means Committees have reviewed this resolution and recommend acceptance of the New York State 2023 Public Safety Answering Points (PSAP) Operations 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 Department of Homeland Security and Emergency Services for a term of January 1, 2023 through December 31, 2023 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 New York State 2023 Public Safety Answering Points (PSAP) Operations Grant Agreement with the New York State Department of Homeland Security and Emergency Services, and all other documents necessary to effectuate the purposes of this resolution; and further

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

The foregoing block of three resolutions Passed. Yes; 19, No; 0; Abstained; 0

Supervisor Robert Green offered the following six resolutions as a block and moved for its adoption, seconded by Supervisor Daryl Marshall:

RESOLUTION NO. 746-2023 INTERMUNICIPAL COOPERATION AGREEMENT FOR ENHANCED LAW ENFORCEMENT SERVICES WITH THE TOWN OF CANANDAIGUA - 2024

WHEREAS, The Town of Canandaigua has determined there is a need for enhanced law enforcement services within its jurisdiction; and

WHEREAS, The Ontario County Sheriff's Office is capable of providing the requisite manpower and expertise to perform such services with Part-Time County Police Officers for the Town of Canandaigua; and

WHEREAS, The Public Safety Committee has reviewed the matter and recommends authorization to enter into an intermunicipal cooperation agreement for the provision of such services; now, therefore, be it

RESOLVED, That the Ontario County Sheriff's Office is authorized and empowered to enter into an intermunicipal cooperation agreement with the Town of Canandaigua for the provision of enhanced law enforcement services in that jurisdiction for no more than 20 hours of a part-time deputy per week, not to exceed \$29,000 for the term of January 1, 2024 through December 31, 2024; and further

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves an agreement with the Town of Canandaigua for enhanced law enforcement services; and further

RESOLVED, That the County Administrator is authorized and empowered to execute said agreement with the Town of Canandaigua and all other documents necessary to effectuate the purposes of this resolution.

RESOLUTION NO. 747-2023 INTERMUNICIPAL COOPERATION AGREEMENT FOR ENHANCED COURT SECURITY SERVICES WITH THE TOWN OF CANANDAIGUA - 2024

WHEREAS, The Town of Canandaigua has determined there is a need for enhanced court security services within its jurisdiction; and

WHEREAS, The Ontario County Sheriff's Office is capable of providing the requisite manpower and expertise to perform such services with Part-Time County Police Officers for the Town of Canandaigua; and

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WHEREAS, The Public Safety Committee has reviewed the matter and recommends authorization to enter into an intermunicipal cooperation agreement for the provision of such services; now, therefore, be it

RESOLVED, That the Ontario County Sheriff's Office is authorized and empowered to enter into an intermunicipal cooperation agreement with the Town of Canandaigua for the provision of enhanced court security services in that jurisdiction for not more than 11 hours of a part-time deputy per month, not to exceed \$13,000 for the term of January 1, 2024 through December 31, 2024; and further

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves an agreement with the Town of Canandaigua for enhanced court security services; and further

RESOLVED, That the County Administrator is authorized and empowered to execute said agreement with the Town of Canandaigua and all other documents necessary to effectuate the purposes of this resolution.

RESOLUTION NO. 748-2023 INTERMUNICIPAL COOPERATION AGREEMENT FOR ENHANCED COURT SECURITY SERVICES WITH THE TOWN OF EAST BLOOMFIELD - 2024

WHEREAS, The Town of East Bloomfield has determined there is a need for enhanced court security services within its jurisdiction; and

WHEREAS, The Ontario County Sheriff's Office is capable of providing the requisite manpower and expertise to perform such services with Part-Time County Police Officers for the Town of East Bloomfield; and

WHEREAS, The Public Safety Committee has reviewed the matter and recommends authorization to enter into an intermunicipal cooperation agreement for the provision of such services; now, therefore, be it

RESOLVED, That the Ontario County Sheriff's Office is authorized and empowered to enter into an intermunicipal cooperation agreement with the Town of East Bloomfield for the provision of enhanced court security services in that jurisdiction for no more than 3.5 hours per week, not to exceed \$10,000 for the term of January 1, 2024 through December 31, 2024; and further

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves an agreement with the Town of East Bloomfield for enhanced court security services; and further

RESOLVED, That the County Administrator is authorized and empowered to execute said agreement with the Town of East Bloomfield and all other documents necessary to effectuate the purposes of this resolution.

RESOLUTION NO. 749-2023 INTERMUNICIPAL COOPERATION AGREEMENT FOR

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ENHANCED COURT SECURITY SERVICES WITH THE TOWN OF GORHAM - 2024

WHEREAS, The Town of Gorham has determined there is a need for enhanced court security services within its jurisdiction; and

WHEREAS, The Ontario County Sheriff's Office is capable of providing the requisite manpower and expertise to perform such services with Part-Time County Police Officers for the Town of Gorham; and

WHEREAS, The Public Safety Committee has reviewed the matter and recommends authorization to enter into an intermunicipal cooperation agreement for the provision of such services; now, therefore, be it

RESOLVED, That the Ontario County Sheriff's Office is authorized and empowered to enter into an intermunicipal cooperation agreement with the Town of Gorham for the provision of enhanced court security services in that jurisdiction for no more than 10 hours of a part-time deputy per week, not to exceed \$19,997 for the term of January 1, 2024 through December 31, 2024; and further

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves an agreement with the Town of Gorham for enhanced court security services; and further

RESOLVED, That the County Administrator is authorized and empowered to execute said agreement with the Town of Gorham and all other documents necessary to effectuate the purposes of this resolution.

RESOLUTION NO. 750-2023 INTERMUNICIPAL COOPERATION AGREEMENT FOR ENHANCED COURT SECURITY SERVICES WITH THE TOWN OF RICHMOND - 2024

WHEREAS, The Town of Richmond has determined there is a need for enhanced court security services within its jurisdiction; and

WHEREAS, The Ontario County Sheriff's Office is capable of providing the requisite manpower and expertise to perform such services with Part-Time County Police Officers for the Town of Richmond; and

WHEREAS, The Public Safety Committee has reviewed the matter and recommends authorization to enter into an intermunicipal cooperation agreement for the provision of such services; now, therefore, be it

RESOLVED, That the Ontario County Sheriff's Office is authorized and empowered to enter into an intermunicipal cooperation agreement with the Town of Richmond for the provision of enhanced court security services in that jurisdiction for no more than 3 hours of a part-time deputy per week, not to exceed \$7,000 for the term of January 1, 2024 through December 31, 2024; and further

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RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves an agreement with the Town of Richmond for enhanced court security services; and further

RESOLVED, That the County Administrator is authorized and empowered to execute said agreement with the Town of Richmond and all other documents necessary to effectuate the purposes of this resolution.

RESOLUTION NO. 751-2023 INTERMUNICIPAL COOPERATION AGREEMENT FOR ENHANCED COURT SECURITY SERVICES WITH THE TOWN OF WEST BLOOMFIELD - 2024

WHEREAS, The Town of West Bloomfield has determined there is a need for enhanced court security services within its jurisdiction; and

WHEREAS, The Ontario County Sheriff's Office is capable of providing the requisite manpower and expertise to perform such services with Part-Time County Police Officers for the Town of West Bloomfield; and

WHEREAS, The Public Safety Committee has reviewed the matter and recommends authorization to enter into an intermunicipal cooperation agreement for the provision of such services; now, therefore, be it

RESOLVED, That the Ontario County Sheriff's Office is authorized and empowered to enter into an intermunicipal cooperation agreement with the Town of West Bloomfield for the provision of enhanced court security services in that jurisdiction for no more than 8 hours of a part-time deputy per week, not to exceed \$15,997 for the term of January 1, 2024 through December 31, 2024; and further

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves an agreement with the Town of West Bloomfield for enhanced court security services; and further

RESOLVED, That the County Administrator is authorized and empowered to execute said agreement with the Town of West Bloomfield and all other documents necessary to effectuate the purposes of this resolution.

The foregoing block of six resolutions Passed. Yes; 19, No; 0; Abstained; 0

Supervisor Robert Green offered the following seven resolutions as a block and moved for its adoption, seconded by Supervisor Daryl Marshall:

RESOLUTION NO. 752-2023 AUTHORIZING THE SHERIFF'S OFFICE TO CONTRACT WITH FRONTIER COMMUNICATIONS FOR E-911 EQUIPMENT UPGRADE AND MAINTENANCE 2024 - 2028

WHEREAS, Pursuant to Resolution No. 847-2018, the Ontario County Sheriff's Office contracted with TCI Equipment, LLC, and affiliate of Frontier Communications, for equipment

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upgrades and five-year maintenance of the 9-1-1 computerized phone system for the term of January 1, 2019 through December 31, 2023; and

WHEREAS, There is a need for an additional upgrade and five-year maintenance contract of the current 9-1-1 computerized phone system which is no longer under warranty; and

WHEREAS, Frontier Communications affiliate TCI Equipment, LLC is no longer in existence, so the new upgrade and five-year maintenance contract would be serviced directly by Frontier Communications, 1919 McKinney Drive, Dallas, TX 75201, for the term of January 1, 2024 through December 31, 2028; and

WHEREAS, The one-time cost of this five-year contract with Frontier Communications is \$932,303.90; and

WHEREAS, Sufficient funds for this contract exist; and

WHEREAS, The Public Safety Committee recommends authorization to enter into the new five-year contract with Frontier Communications for said services; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves a five-year E-911 equipment upgrade and maintenance service contract with Frontier Communications, 1919 McKinney Drive, Dallas, TX 75201, for the term of January 1, 2024 through December 31, 2028; and further

RESOLVED, That the County Administrator is authorized and empowered to execute said agreement and all other documents necessary to effectuate the purposes of this resolution.

RESOLUTION NO. 753-2023 AUTHORIZING THE SHERIFF'S OFFICE TO CONTRACT WITH INVICTUS APPS, INC. FOR PREPARED 911 EMERGENCY COMMUNICATION SERVICES - 2024

WHEREAS, The Ontario County Sheriff's Office desires to contract with Invictus Apps, Inc. with offices at 10 E. 38th Street, New York, NY 10016 to obtain Prepared 911 emergency communications services; and

WHEREAS, This desired Prepared 911 service will enhance the capabilities of the Sheriff's Office Communications Bureau by bringing situational clarity to emergency responses through live video, photo, and text messages from the caller at the scene delivered directly to dispatchers and responders; and

WHEREAS, This service will be provided to the Sheriff's Office at no cost for the term of January 1, 2024 through December 31, 2024; and

WHEREAS, The County Attorney's Office has reviewed the terms, conditions and function of this service with no reservations for utilization of such service; and

WHEREAS, The Public Safety Committee recommends authorization to enter into this no-cost contract with Invictus App, Inc. for Prepared 911 services; now, therefore, be it

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RESOLVED, That the Board of Supervisors hereby approves the no-cost contract with Invictus Apps, Inc. with offices at 10 E. 38th Street, New York, NY 10016 for the term of January 1, 2024 through December 31, 2024; and further

RESOLVED, That the County Administrator is authorized and empowered to execute said agreement and all other documents necessary to effectuate the purposes of this resolution.

RESOLUTION NO. 754-2023 AUTHORIZING THE SHERIFF'S OFFICE TO CONTRACT WITH SAM ASHER COMPUTING SERVICES, INC. FOR HYPER-REACH EMERGENCY NOTIFICATION SYSTEM 2024-2028

WHEREAS, Pursuant to Resolution No. 154-2019, the Ontario County Sheriff's Office contracted with Sam Asher Computing Services, Inc. 3300 Monroe Ave, Suite #317, Rochester, NY 14618, for use of the Hyper-Reach Emergency Notification System (a/k/a Reverse 911) for the term of January 1, 2019 through December 31, 2023; and

WHEREAS, There remains a need for the continued use of the Hyper-Reach Emergency Notification System by the Sheriff's Office Communications Bureau for pushing mass notifications of emergency, critical and urgent situations to the public; and

WHEREAS, The Sheriff's Office spends approximately \$12,000 per year for this service; and

WHEREAS, The new contract will have no cost increase from the previous contract for a total not to exceed \$60,000 for the term of January 1, 2024 through December 31, 2028; and

WHEREAS, There are sufficient funds in the Sheriff's Office budget for this contract; and

WHEREAS, The Public Safety Committee recommends authorization to enter into the new five-year contract with Sam Asher Computing Services, Inc. for said services; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves a five-year contract with Sam Asher Computing, Inc. 3300 Monroe Ave, Suite #317, Rochester, 14618 for the term of January 1, 2024 through December 31, 2028; and further

RESOLVED, That the County Administrator is authorized and empowered to execute said agreement and all other documents necessary to effectuate the purposes of this resolution.

RESOLUTION NO. 755-2023 AUTHORITY TO SIGN AGREEMENTS FOR HOUSING OUT-OF-COUNTY INCARCERATED INDIVIDUALS AT THE ONTARIO COUNTY JAIL AND HOUSING ONTARIO COUNTY INCARCERATED INDIVIDUALS IN JAILS OUTSIDE ONTARIO COUNTY

WHEREAS, The Sheriff and the Public Safety Committee of the Ontario County Board of Supervisors recognize there may be a need to house Ontario County Incarcerated Individuals at another county's correctional facility; and

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WHEREAS, Agreements for housing out such Incarcerated Individuals at county correctional facilities outside Ontario County have been filed with the Clerk of the Board of Supervisors; and

WHEREAS, The Sheriff and the Public Safety Committee of the Ontario County Board of Supervisors recommend that Ontario County contract with other New York State counties and federal agencies to house their Incarcerated Individuals because such arrangements enable the Ontario County Jail to operate at a higher capacity and recover costs in so doing; and

WHEREAS, Agreements for the housing of such Incarcerated Individuals shall be filed with the Clerk of the Board of Supervisors; now, therefore, be it

RESOLVED, That upon the review and approval of the County Attorney as to form, the Sheriff and the Ontario County Administrator are authorized to execute said housing in and out agreements for the term of December 8, 2023 through December 31, 2024 and all other documents necessary to effectuate the purposes of this resolution; and further

RESOLVED, That the rate of Incarcerated Individuals to be housed in the Ontario County Jail shall be set for the term of December 8, 2023 through December 31, 2024 at \$100 per day plus any medical expenses incurred while housed in the Ontario County Jail.

RESOLUTION NO. 756-2023 AUTHORIZING THE SHERIFF'S OFFICE TO CONTRACT WITH FLACRA FOR TRANSITION CASE MANAGER SERVICES FOR INCARCERATED INDIVIDUALS AT ONTARIO COUNTY JAIL - 2024

WHEREAS, Pursuant to Resolution No. 838-2022, the Ontario County Sheriff's Office contracted with FLACRA (Finger Lakes Area Counseling & Recovery Agency) 28 East Main Street, Clifton Springs, NY 14432 for Transition Case Manager Services for the Incarcerated Individuals of Ontario County Jail for the term of January 1, 2023 through December 31, 2023; and

WHEREAS, Prior to that contract, the County Purchasing Department solicited and received no proposals in response to a Request for Proposal (R22081) to provide said services; and

WHEREAS, FLACRA agreed to provide the needed Transition Case Manager Services for Incarcerated Individuals; and

WHEREAS, Upon discussion with the Sheriff's Office, the County Purchasing Department recommends continuing with FLACRA's services through 2024 without releasing another Request for Proposal; and

WHEREAS, FLACRA is willing to continue said services at a contract cost not to exceed \$75,000 for the term of January 1, 2024 through December 31, 2024; and

WHEREAS, Sufficient funds for this contract exist within the Sheriff's Office budget; and

WHEREAS, The Public Safety Committee recommends authorization to enter into another one-year contract with FLACRA; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves a contract with FLACRA for Transition Case Manager Services for

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Incarcerated Individuals at Ontario County Jail for the term of January 1, 2024 through December 31, 2024; and further

RESOLVED, That the County Administrator is authorized and empowered to execute said agreement and all other documents necessary to effectuate the purposes of this resolution.

**RESOLUTION NO. 757-2023
AUTHORIZING THE SHERIFF'S OFFICE TO CONTRACT WITH
MOSAIC HEALTH FOR DENTAL SERVICES FOR
INCARCERATED INDIVIDUALS AT THE ONTARIO COUNTY JAIL – 2024**

WHEREAS, There is a need to provide dental services for Incarcerated Individuals at Ontario County Jail; and

WHEREAS, The Sheriff's Office spends approximately \$17,500 per year on these services for Incarcerated Individuals; and

WHEREAS, The Sheriff's Office has been in contract with Mosaic Health, 1 South Washington Street, Suite 300, Rochester, NY 14614, for Incarcerated Individual dental services for the term of October 8, 2021 through December 31, 2023; and

WHEREAS, Mosaic Health is desirous to continue contracting with the Sheriff's Office in accordance to Mosaic Health's Medicaid Rate Computation fee schedule as approved by the NYS Department of Health at the time of provided service; and

WHEREAS, Upon discussion with the Sheriff's Office, the County Purchasing Department recommends continuing to contract with Mosaic Health for said services for the term of January 1, 2024 through December 31, 2024; and

WHEREAS, Sufficient funds for this contract exist within the Sheriff's Office budget; and

WHEREAS, The Public Safety Committee recommends authorization to enter into another contract with Mosaic Health for the stated term; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves a contract with Mosaic Health with offices at 1 South Washington Street, Suite 300, Rochester, NY 14614, for Incarcerated Individual dental services for the term of January 1, 2024 through December 31, 2024; and further

RESOLVED, That the County Administrator is authorized and empowered to execute said agreement and all other documents necessary to effectuate the purposes of this resolution.

**RESOLUTION NO. 758-2023
AUTHORIZING THE SHERIFF'S OFFICE TO CONTRACT WITH
NATIONAL EYE CARE, INC. FOR OPTOMETRY SERVICES AND
PRESCRIPTION EYE GLASSES FOR
INCARCERATED INDIVIDUALS AT THE ONTARIO COUNTY JAIL – 2024**

WHEREAS, There is a need for optometry services and purchasing of prescription eye glasses for Incarcerated Individuals at Ontario County Jail; and

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WHEREAS, The Sheriff's Office spends approximately \$5,000 per year on these services for Incarcerated Individuals; and

WHEREAS, The Sheriff's Office has been contracting with National Eye Care, Inc., 2264 Saranac Avenue, Lake Placid, NY 12946, for these services since 2015 with the most recent contract term being January 1, 2021 through December 31, 2023; and

WHEREAS, National Eye Care, Inc. is desirous to continue contracting with the Sheriff's Office; and

WHEREAS, Upon discussion with the Sheriff's Office, the County Purchasing Department recommends continuing to contract with National Eye Care, Inc for said services per the updated fee schedule for the term of January 1, 2024 through December 31, 2024; and

WHEREAS, Sufficient funds for this contract exist within the Sheriff's Office budget; and

WHEREAS, The Public Safety Committee recommends authorization to enter into another contract with National Eye Care, Inc. for the stated term; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves a contract with National Eye Care, Inc. with offices at 2264 Saranac Avenue, Lake Placid, NY 12946, for optometry services and purchasing of prescription eyes glasses for Incarcerated Individuals at Ontario County Jail for the term of January 1, 2024 through December 31, 2024; and further

RESOLVED, That the County Administrator is authorized and empowered to execute said agreement and all other documents necessary to effectuate the purposes of this resolution.

The foregoing block of seven resolutions Passed. Yes; 19, No; 0; Abstained; 0

Public Works Committee

Supervisor Peter Ingalsbe offered the following six resolutions as a block and moved for its adoption, seconded by Supervisor Norman Teed:

RESOLUTION NO. 759-2023 CAPITAL PROJECT NO. H057-19 FIRE ALARM UPGRADE AT FLCC MAIN CAMPUS AND BUDGET TRANSFER 2019 FLCC MAINTENANCE CAPITAL PROJECT

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

WHEREAS, Finger Lakes Community College has identified the need to replace and upgrade the aging fire alarm system at the FLCC Main Campus; and

WHEREAS, FLCC received quote CPQ-481272, dated November 9, 2023, from Johnson Controls Fire Protection LP, 90 Goodway Dr., Rochester, New York 14623, for the purchase of new equipment and programming of the fire alarm system in the amount of One Hundred Nine

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Thousand Six Hundred Thirty-Seven Dollars (\$109,637.00) per New York State contract PT68816, a copy of which is on file with the clerk of this Board; and

WHEREAS, Sufficient funds exist in the 2019 FLCC Maintenance Capital 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 of Capital Project No. H057-19 be, and hereby is, amended as follows:

Line	Description	Current Budget	Change	Revised Budget
Appropriations:				
HHH05719 52550	Signal & Communication	\$230,727.18	+ \$17,920.15	\$248,647.33
HHH05719 54053	Construction Inspections	\$3,100.00	\$0.00	\$3,100.00
HHH05719 54101	Minor Equipment	\$76,961.03	\$0.00	\$76,961.03
HHH05719 54260	Consultation & Professional	\$185,000.00	\$0.00	\$185,000.00
HHH05719 54491	General Construction	\$363,955.00	- \$17,920.15	\$346,034.85
HHH05719 54493	Electric	\$297,291.10	\$0.00	\$297,291.10
HHH05719 54494	Plumbing	\$24,945.00	\$0.00	\$24,945.00
HHH05719 54521	HVAC	\$30,620.69	\$0.00	\$30,620.69
HHH05719 54602	Equipment Computer Minor	\$26,400.00	\$0.00	\$26,400.00
HHH05719 54743	Change Order Contingency	\$35,000.00	\$0.00	\$35,000.00
HHH05719 54865	Administration	\$5,000.00	\$0.00	\$5,000.00
Revenues:				
HHH05719 42397	FLCC Revenue – Other	\$50,000.00	\$0.00	\$50,000.00
HHH05719 43297	State Aid	\$639,500.00	\$0.00	\$639,500.00
HHH05719 45031	A – Interfund Transfer	\$589,500.00	\$0.00	\$589,500.00

and further

RESOLVED, That subject to review and approval of the County Attorney as to form, the Board of Supervisors hereby accepts quote CPQ-481272, dated November 9, 2023, for fire alarm equipment and programming in the amount of One Hundred Nine Thousand Six Hundred Thirty Seven Dollars (\$109,637.00) and authorizes and empowers the County Administrator to execute

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a contract with said vendor for said equipment and service at a cost not to exceed said amount; and further

RESOLVED, That the cost of said contract be paid from budget line HHH05719 52550 – Signal and Communication; and further

RESOLVED, That the term of said contract shall commence December 8, 2023, and terminate December 7, 2024; 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 One Million Two Hundred Seventy-Nine Thousand Dollars (\$1,279,000.00); and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the County Finance Department and the Vice President of Administration and Finance at Finger Lakes Community College.

RESOLUTION NO. 760-2023
CAPITAL PROJECT NO. H057-19
ELECTRICAL WORK FOR FIRE ALARM UPGRADE
AT FLCC MAIN CAMPUS AND BUDGET TRANSFER
2019 FLCC MAINTENANCE CAPITAL PROJECT

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

WHEREAS, Finger Lakes Community College has identified the need to replace and upgrade the aging fire alarm system at the FLCC Main Campus; and

WHEREAS, Johnson Controls Fire Protection LP provided a quote for the purchase of new equipment and programming of the fire alarm system at the Main Campus of FLCC; and

WHEREAS, FLCC received estimate AP #11 2023, dated November 9, 2023, from O’Connell Electric Company, Inc., 830 Phillips Rd., Victor, New York 14564, to provide labor to remove and replace fire alarm devices provided by Johnson Controls Fire Protection LP in the amount of Twenty-Eight Thousand Sixty Dollars (\$28,060.00) per Ontario County On Demand Electric Construction Services, a copy of which is on file with the clerk of this Board; and

WHEREAS, Sufficient funds exist in the 2019 FLCC Maintenance Capital 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 of Capital Project No. H057-19 be, and hereby is, amended as follows:

Line	Description	Current Budget	Change	Revised Budget
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Appropriations:				
HHH05719 52550	Signal & Communication	\$248,647.33	\$0.00	\$248,647.33
HHH05719 54053	Construction Inspections	\$3,100.00	\$0.00	\$3,100.00
HHH05719 54101	Minor Equipment	\$76,961.03	\$0.00	\$76,961.03
HHH05719 54260	Consultation & Professional	\$185,000.00	- \$15,848.86	\$169,151.14
HHH05719 54491	General Construction	\$346,034.85	\$0.00	\$346,034.85
HHH05719 54493	Electric	\$297,291.10	+ \$28,060.00	\$325,351.10
HHH05719 54494	Plumbing	\$24,945.00	- \$12,211.14	\$12,733.86
HHH05719 54521	HVAC	\$30,620.69	\$0.00	\$30,620.69
HHH05719 54602	Equipment Computer Minor	\$26,400.00	\$0.00	\$26,400.00
HHH05719 54743	Change Order Contingency	\$35,000.00	\$0.00	\$35,000.00
HHH05719 54865	Administration	\$5,000.00	\$0.00	\$5,000.00
Revenues:				
HHH05719 42397	FLCC Revenue – Other	\$50,000.00	\$0.00	\$50,000.00
HHH05719 43297	State Aid	\$639,500.00	\$0.00	\$639,500.00
HHH05719 45031	A – Interfund Transfer	\$589,500.00	\$0.00	\$589,500.00

and

RESOLVED, That subject to review and approval of the County Attorney as to form, the Board of Supervisors hereby accepts estimate AP #11 2023, dated November 9, 2023, from O’Connell Electric Company to provide labor to remove and replace fire alarm devices in the amount of Twenty-Eight Thousand Sixty Dollars (\$28,060.00) and authorizes and empowers the County Administrator to execute a contract with said vendor for said service at a cost not to exceed said amount; and further

RESOLVED, That the cost of said contract be paid from budget line HHH05719 54493 – Electric; and further

RESOLVED, That the term of said contract shall commence December 8, 2023, and terminate December 7, 2024; 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 One Million Two Hundred Seventy-Nine Thousand Dollars (\$1,279,000.00); and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the County Finance Department and the Vice President of Administration and Finance at Finger Lakes Community College.

RESOLUTION NO. 761-2023

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CAPITAL PROJECT NO. H057-19 RENTAL OF SCAFFOLD TOWERS FOR FIRE ALARM UPGRADE AT FLCC MAIN CAMPUS AND BUDGET AMENDMENT 2019 FLCC MAINTENANCE CAPITAL PROJECT

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

WHEREAS, Finger Lakes Community College has identified the need to replace and upgrade the aging fire alarm system at the FLCC Main Campus; and

WHEREAS, O'Connell Electric Company submitted an estimate to provide labor to remove and replace fire alarm devices, but the estimate price did not include scaffolding rental or scaffolding installation in the stairwells necessary for the work to proceed; and

WHEREAS, FLCC received three quotes for the rental and installation of temporary scaffolding in the Main Campus stairwells, and Brede Tool & Supply, Inc., 1036 Maple Street, Rochester, New York 14611, was the lowest, responsive bid in the amount of Three Thousand Six Hundred Forty-Two Dollars and Fifty Cents (\$3,642.50) dated November 8, 2023, copies of which are on file with the clerk of this Board; and

WHEREAS, Sufficient funds exist in the 2019 FLCC Maintenance Capital 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 of Capital Project No. H057-19 be, and hereby is, amended as follows:

Line	Description		Current Budget	Change	Revised Budget
Appropriations:					
HHH05719 52550	Signal & Communication		\$248,647.33	\$0.00	\$248,647.33
HHH05719 54053	Construction Inspections		\$3,100.00	\$0.00	\$3,100.00
HHH05719 54101	Minor Equipment		\$76,961.03	\$0.00	\$76,961.03
HHH05719 54260	Consultation & Professional		\$169,151.14	\$0.00	\$169,151.14
HHH05719 54491	General Construction		\$346,034.85	- \$3,642.50	\$342,392.35
HHH05719 54493	Electric		\$325,351.10	\$0.00	\$325,351.10
HHH05719 54494	Plumbing		\$12,733.86	\$0.00	\$12,733.86
HHH05719 54521	HVAC		\$30,620.69	\$0.00	\$30,620.69

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HHH05719 54602	Equipment Computer Minor		\$26,400.00	\$0.00	\$26,400.00
HHH05719 54650	Rental Equipment		\$0.00	+ \$3,642.50	\$3,642.50
HHH05719 54743	Change Order Contingency		\$35,000.00	\$0.00	\$35,000.00
HHH05719 54865	Administration		\$5,000.00	\$0.00	\$5,000.00
Revenues:					
HHH05719 42397	FLCC Revenue – Other		\$50,000.00	\$0.00	\$50,000.00
HHH05719 43297	State Aid		\$639,500.00	\$0.00	\$639,500.00
HHH05719 45031	A – Interfund Transfer		\$589,500.00	\$0.00	\$589,500.00

and further

RESOLVED, That subject to review and approval of the County Attorney as to form, the Board of Supervisors hereby accepts the quote from Brede Tool & Supply, Inc. for the rental and installation of temporary scaffold towers in the amount of Three Thousand Six Hundred Forty-Two Dollars and Fifty Cents (\$3,642.50) dated November 8, 2023, and authorizes and empowers the County Administrator to execute a contract with said vendor for said service for said amount; and further

RESOLVED, That the cost of said contract be paid from budget line HHH05719 54650 – Rental Equipment; and further

RESOLVED, That the term of said contract shall commence December 8, 2023, and terminate December 7, 2024; 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 One Million Two Hundred Seventy-Nine Thousand Dollars (\$1,279,000.00); and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the County Finance Department and the Vice President of Administration and Finance at Finger Lakes Community College.

**RESOLUTION NO. 762-2023
CAPITAL PROJECT NO. H080-21
AUTHORIZE A CONTRACT WITH EVIDENT SCIENTIFIC INC.
FOR THE PURCHASE OF MICROSCOPES
FLCC NURSING EXPANSION PHASE II CAPITAL PROJECT**

WHEREAS, Resolution No. 582-2021 established Capital Project No. H080-21 as the FLCC Nursing Expansion Phase II Capital Project; and

WHEREAS, Said project includes funding for the purchase of new furniture and equipment; and

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WHEREAS, Quotes Q-00113301-V1 for twenty-four (24) microscopes in the amount of Fourty Thousand Two Hundred Sixty-Four Dollars and Ninety-Two Cents (\$40,264.92), and Q-00113309-V1 for one (1) microscope and camera in the amount of Three Thousand Eight Hundred and Twenty Nine Dollars and Ninety-Five Cents (\$3,829.95), were received from Evident Scientific Inc., 48 Woerd Ave., Waltham, MA 02453, for the 4th Floor Anatomy & Physiology Lab per NYS Contract PC69600, copies of which are on file with the Clerk of this Board; and

WHEREAS, The Public Works Committee recommends adoption of this resolution; now, therefore, be it

RESOLVED, That subject to review and approval of the County Attorney as to form, the Board of Supervisors hereby accepts Quotes Q-00113301-V1 for twenty-four (24) microscopes in the amount of Fourty Thousand Two Hundred Sixty-Four Dollars and Ninety-Two Cents (\$40,264.92), and Q-00113309-V1 for one (1) microscope and camera in the amount of Three Thousand Eight Hundred and Twenty Nine Dollars and Ninety-Five Cents (\$3,829.95), from Evident Scientific Inc., 48 Woerd Ave., Waltham, MA 02453 for the purchase of microscopes for the 4th Floor Anatomy & Physiology Lab and authorizes and empowers the County Administrator to execute a contract with said vendor for a total contract cost not to exceed Forty-Four Thousand Ninety-Four Dollars and Eighty-Seven Cents (\$44,094.87); and further

RESOLVED, That the term of said contract shall commence December 8, 2023, and terminate June 30, 2024; and further

RESOLVED, That the cost of said contracts be paid from budget line HHH08021 52100 – Furniture and Furnishings of Capital Project No. H080-21; and further

RESOLVED, That the Department of Finance is directed to make all necessary budget and accounting entries to effect the intent of this resolution for a total project budget of One Million Five Hundred Thousand Dollars (\$1,500,000.00); and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the County Finance Department and the Vice President of Administration and Finance at Finger Lakes Community College.

**RESOLUTION NO. 763-2023
CAPITAL PROJECT NO. H080-21
AUTHORIZE A NO-COST TIME EXTENSION WITH
PLAN ARCHITECTURAL STUDIO, P.C.
FLCC NURSING EXPANSION PHASE II CAPITAL PROJECT**

WHEREAS, Resolution No. 582-2021 established Capital Project No. H080-21 as the FLCC Nursing Expansion Phase II Project; and

WHEREAS, Resolution No. 711-2021 authorized a contract for professional consultant services for the FLCC Nursing Expansion Capital Phase II Project with Plan Architectural Studio, P.C., 250 South Avenue, Suite 100, Rochester, New York, 14604; and

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WHEREAS, Said resolution set an initial term for said contract commencing December 24, 2021, and terminating on December 31, 2023; and

WHEREAS, As the work progressed, was put out to bid, and construction contracts awarded pursuant to Resolution No. 290-2023, the contractor's substantial completion date was established at January 19, 2024 after which the Architect will have to participate in a 6 month post construction warrantee review; and

WHEREAS, The Public Works Committee recommends adoption of this resolution; now, therefore, be it

RESOLVED, That subject to review and approval by the County Attorney as to form, this Board approves extending the term of the contract between Plan Architectural Studio, P.C., 250 South Avenue, Suite 100, Rochester, New York, 14604 and Ontario County from December 31, 2023 until December 31, 2024, at no additional cost to the County; and further

RESOLVED, That the Department of Finance is directed to make all necessary budget and accounting entries to effect the intent of this resolution for a total project budget of One Million Five Hundred Thousand Dollars (\$1,500,000); and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the County Finance Department and the Vice President of Administration and Finance at Finger Lakes Community College.

RESOLUTION NO. 764-2023 CAPITAL PROJECT NO. H095-23 CONTRACT AMENDMENT WITH EVIDENT SCIENTIFIC INC. 2023 FLCC MAINTENANCE CAPITAL PROJECT

WHEREAS, Resolution No. 289-2023 established Capital Project No. H095-23 as the 2023 FLCC Maintenance Capital Project; and

WHEREAS, Said project includes funding for renovating the Science Lab Room #3256 at the main campus of Finger Lakes Community College, including the purchase of new furniture and equipment; and

WHEREAS, Resolution No. 548-2023 authorized a contract with Evident Scientific Inc., 48 Woerd Ave., Waltham, MA 02453, for the purchase of microscopes for Science Lab Room #3256 for an amount not to exceed Seven Thousand Eight Hundred Forty-Nine Dollars and Four Cents (\$7,849.04) per NYS Contract PC69600, a copy of which is on file with the Clerk of this Board; and

WHEREAS, Quote # Q-00107244-V1 was written with shipping costs to be determined and when the order was shipped, shipping costs were calculated and added to the invoice #IN-U333855 for an amount of Six Hundred Seventy-Two Dollars and Twelve Cents (\$672.12) and a credit memo #CM-U30282 was applied for a portion of the shipping charges for Five Hundred Thirty-Two Dollars and Twelve Cents (\$532.12); and

WHEREAS, There is sufficient funding in the Capital Project budget to fund said contract amendment; and

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WHEREAS, The Public Works Committee recommends adoption of this resolution; now, therefore, be it

RESOLVED, That subject to review and approval of the County Attorney as to form, the Board of Supervisors hereby authorizes and empowers the County Administrator to execute a contract amendment with Evident Scientific Inc. increasing the amount of said contract by One Hundred Forty Dollars (\$140.00) for the shipping charges calculated for the microscopes for Science Lab Room #3256, for a total contract cost not to exceed Seven Thousand Nine Hundred Eighty-Nine Dollars and Four Cents (\$7,989.04); and further

RESOLVED, That the cost of said contract be paid from budget line HHH09523 52100 – Furniture and Furnishings of Capital Project H095-23; and further

RESOLVED, That the Department of Finance is directed to make all necessary budget and accounting entries to effect the intent of this resolution for a total project budget of One Million Five Hundred Thousand Dollars (\$1,500,000.00); and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the County Finance Department and the Vice President of Administration and Finance at Finger Lakes Community College.

The foregoing block of six resolutions Passed. Yes; 19, No; 0; Abstained; 0

Supervisor Peter Ingalsbe offered the following two resolutions as a block and moved for its adoption, seconded by Supervisor Jared Simpson:

RESOLUTION NO. 765-2023
CAPITAL PROJECT NO. H033-16
AUTHORIZATION OF A PROJECT LABOR AGREEMENT FOR
SPACE REORGANIZATION AND SECURITY ENHANCEMENT
OF 3010 COUNTY COMPLEX DR

WHEREAS, Resolution No. 375-2016 established Capital Project No. 02-2016 “Space Reorganization and Security Enhancement of Ontario County Human Services Building Project”, now known as Capital Project No. H033-16, which involves a comprehensive building wide interior renovation of 3010 County Complex Dr (the Project); and

WHEREAS, Resolution No. 207-2022 authorized a contract with Seeler Engineering, P.C. to undertake an analysis consistent with Section 222 of New York Labor Law, to understand the potential benefits of using a Project Labor Agreement (PLA) for the Project; and

WHEREAS, Seeler Engineering, P.C. has delivered a draft report indicating potential benefits to the Project including:

1. A potential labor cost savings of \$86,700,
2. Avoidance of costly delays from potential strikes or other disruptions arising from work disputes,
3. Flexibility in work scheduling and shift time that will increase productivity,
4. Ensuring a reliable source of skilled and experienced labor,
5. Greater flexibility in application of the Wicks Law,

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6. Avoiding favoritism by ensuring availability of the benefits of the PLA to all successful bidders regardless of union/non-union status or the status of their employees,
7. Obtaining the best work at the lowest possible price,
8. Preventing favoritism, fraud and corruption; and cost savings, efficiency of using a single prime contractor, and ensuring sufficient qualified workers will be available throughout the project; and

WHEREAS, Resolution No. 327-2023 authorized a contract with Seeler Engineering, P.C. to develop a draft PLA; and

WHEREAS, Seeler Engineering, P.C. has delivered a draft PLA dated 9/22/23 which has been reviewed by County staff and the Construction Manager for the Project (the Pike Company), a copy of which is on file with the clerk of this Board; and

WHEREAS, Board authorization of the PLA is needed; and

WHEREAS, The Public Works Committee and the Ways and Means Committee have reviewed this resolution and recommend its adoption by the Board; now, therefore, be it

RESOLVED, That the Board of Supervisors finds that the use of a PLA on the Project fosters the purposes of the competitive bidding laws by providing fiscal benefits documented in the final report by Seeler Engineering, P.C. and avoiding favoritism, fraud and corruption as outlined above; and further

RESOLVED, That the Board of Supervisors hereby authorizes the use of the PLA for the Project, subject to approval of the form by the County Attorney; and further

RESOLVED, That copies of this resolution be sent by the Clerk of the Board to Mr. Tim Seeler of Seeler Engineering, P.C. and Mr. Mike Davis, Finger Lakes Building and Construction Trades Council; and a certified copy be sent to the County Finance Department.

**RESOLUTION NO. 766-2023
CAPITAL PROJECT NO. H033-16
AUTHORIZATION TO ALLOW THE PIKE COMPANY
TO SIGN THE PROJECT LABOR AGREEMENT
SPACE REORGANIZATION AND SECURITY ENHANCEMENT OF
3010 COUNTY COMPLEX DRIVE**

WHEREAS, Resolution No. 375-2016 established Capital Project No. 02-2016 “Space Reorganization and Security Enhancement of Ontario County Human Services Building Project”, now known as Capital Project No. H033-16, which involves a comprehensive building wide interior renovation of 3010 County Complex Dr (the Project); and

WHEREAS, Resolution No. 429-2022 authorized a contract with The Pike Company, 1 Circle Street, Rochester, NY 14607 (“the Construction Manager”) to provide estimating and construction management services for the project; and

WHEREAS, Resolution No. 765-2023 authorized the use of a Project Labor Agreement (“PLA”) for the Project, a copy of which is on file with said resolution; and

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WHEREAS, Said PLA requires the signature of the Construction Manager on behalf of the County as the Construction Manager will be administering the terms of the PLA; and

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

RESOLVED, That the Board of Supervisors hereby authorizes and empowers The Pike Company, 1 Circle Street, Rochester, NY 14607 to execute the PLA on behalf of Ontario County for the Project; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the County Finance Department and Mr. Mark Bolin of The Pike Company.

The foregoing block of two resolutions Passed. Yes; 19, No; 0; Abstained; 0

Supervisor Peter Ingalsbe offered the following five resolutions as a block and moved for its adoption, seconded by Supervisor Christopher Vastola:

RESOLUTION NO. 767-2023
CAPITAL PROJECT NO. H088-22
ACCEPTANCE OF GRANT DISBURSEMENT AGREEMENT FROM
THE DORMITORY AUTHORITY OF THE STATE OF NEW YORK
COURTHOUSE IMPROVEMENTS

WHEREAS, In 2017 Ontario County Public Works staff submitted a grant application funded through the NEW YORK STATE AND MUNICIPAL FACILITIES PROGRAM (SAM), Resolution No. 537-2017, to support Courthouse grounds and building renovations at the Ontario County Courthouse located at 27 N. Main St., Canandaigua, NY; and

WHEREAS, Resolution 633-2022 authorized establishment of Capital Project No. H088-22 for Courthouse Improvements; and

WHEREAS, The County of Ontario has been awarded \$100,000 in grant funds, which will be combined with \$165,000 of local funds which are available in Capital Project No. H088-22, to accomplish the objectives of the SAM grant award; and

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

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby accepts the \$100,000 award of the SAM Grant, as administered through the Dormitory Authority of the State of New York (DASNY), 515 Broadway, Albany, NY12207; and further

RESOLVED, That the budget of Capital Project No. H088-22 be, and hereby is, amended as follows:

Line	Description	Current Budget	Change	Revised Budget
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Appropriations				
HHH08822 54495	Architectural/Engineering	\$24,733.20	\$0.00	\$24,733.20
HHH08822 54731	Contingency	\$211,370.80	\$100,000.00	\$311,270.80
Revenue				
HHH08822 43089	State Aid, Other	\$0.00	\$100,000.00	\$100,000.00
HHH08822 45031	Interfund Transfers	\$236,104.00	\$0.00	\$236,104.00

and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to sign an agreement with DASNY accepting said funds; and further

RESOLVED, That the Department of Public Works will manage the tasks associated with this project; and further

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

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

RESOLUTION NO. 768-2023 RENEWAL OF QUOTE Q21084 FOR LEASE OF COUNTY PROPERTY

WHEREAS, Resolution No. 588-2021 awarded quote (Q21084) for lease of county property to Mike Goodman Farms; and

WHEREAS, Resolution No. 638-2022 renewed said lease for the term of January 1, 2023 to December 31, 2023; and

WHEREAS, Mike Goodman Farms has agreed to renew the existing lease for an additional 12 months; and

WHEREAS, The Public Works Committee has reviewed and recommends the acceptance of this renewal; now, therefore, be it

RESOLVED, That the renewal of this lease be made to Mike Goodman Farms, 2987 Algerine Street, Stanley, New York 14561 at a rate of \$1,800/yr; and further

RESOLVED, That said lease renewal shall be effective starting on January 1, 2024 and ending on December 31, 2024; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Mike Goodman Farms.

RESOLUTION NO. 769-2023 AUTHORIZATION TO AWARD BID B23084 FOR PURCHASE OF WATER FOUNTAINS WITH BOTTLE FILLERS

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WHEREAS, The Ontario County Purchasing Department advertised for bids B23084 to supply flush mounted, refrigerated water fountains with bottle filling stations with the option to choose a model that includes filtration; and

WHEREAS, Eight bids were received ranging in cost from \$3,650 to \$6,555 per unit depending on the model selected; and

WHEREAS, The County B&G Staff plan to purchase and install six units, but the bid was structured to allow additional units as needed; and

WHEREAS, Upon review of the bid, it is determined that it is in the County's best interest to award bid to Pach2 Group LLC, per the bid tabulation sheet on file with the Clerk of the Board; and

WHEREAS, Sufficient funds exist in the Buildings and Grounds CIP renovations line to fund said award; and

WHEREAS, The Public Works Committee has reviewed this resolution and recommends its approval; now, therefore, be it

RESOLVED, The Ontario County Board of Supervisors awards the bid to Pach2 Group LLC, 4611 Montibello Drive, Charlotte, North Carolina, 28226 for the purchase of six (6) units at a cost not to exceed \$22,000; and

RESOLVED, The following budget transfer is hereby approved:

Account	Description	
AA162099 54031	Renovations - CIP	(\$22,000.00)
AA1620 52420	Building & Maintenance Equipment	\$22,000.00

and

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

RESOLVED, The Commissioner of Public Works is authorized to purchase additional units as needed over the term of the agreement from December 8, 2023 to December 7, 2024; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of the Board to Pach2 Group LLC.

RESOLUTION NO. 770-2023 TRANSFER OF FUNDS – 2023 COUNTY BUDGET PURCHASE/BUYOUT OF ENTERPRISE LEASED VEHICLES

WHEREAS, County staff has identified eight vehicles for consideration to purchase rather than to lease again through the county's Enterprise Lease Program; and

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WHEREAS, These vehicles have low mileage, significant after-market equipment and large increases in cost of the replacement lease that justify the purchase option; and

WHEREAS, The total estimated cost to purchase/buyout these vehicles is \$45,703.85, Reduced book value of \$42,543.85 plus Lease Termination Fees of \$3,160.00); and

WHEREAS, Sufficient funding exists in the Department of Public Works to transfer funds to Day Reporting and Weights and Measures; and

WHEREAS, Sufficient funding exists in the Canandaigua Lake Sewer District to fund these purchases; and

WHEREAS, The Public Works and Ways and Means Committee have reviewed and approved purchasing these vehicles and the following transfer to fund said purchase/buyout; now, therefore, be it

RESOLVED, The following vehicles will be purchased and may be considered for replacement through the Enterprise Lease Program at a later date:

1. A Fund Departments: pickup trucks – E1513, E1524, E2424 and Vans – E1423, E1510, E1523
2. CLCSD Sewer Fund; pickup trucks – E3338, E3339; and further

RESOLVED, That the following budget transfer be made:

	Account	
Automotive Equipment	AA1620 52200	\$16,820.79
Automotive Equipment	AA6610 52200	\$6,866.07
Automotive Equipment	AAC305 52200	\$8,498.39
Lease Agreements	AA162099 54332	(\$32,185.25)
Automotive Equipment	G18120 52200	\$13,518.60
Lease Agreements	G1812099 54332	(\$13,518.60)

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.

RESOLUTION NO. 771-2023
CANANDAIGUA LAKE COUNTY SEWER DISTRICT
COUNTY ROAD 10 RELIEF SEWER
PURCHASE OF EASEMENTS AND
AWARD OF AGREEMENT FOR COLLIERS ENGINEERING & DESIGN

WHEREAS, The Canandaigua Lake County Sewer District ("District") has identified a section of sanitary sewer along County Road 10 which is at or near its capacity; and

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WHEREAS, The District has reviewed options to improve sewer capacity along the County Road 10 corridor in the towns of Canandaigua and Hopewell by constructing a relief sewer; and

WHEREAS, The proposed relief sewer would connect the sanitary sewer along County Road 10 to an existing sanitary sewer behind the Widewaters Roseland Center Plaza; and

WHEREAS, The District needs to acquire additional easements to construct the proposed relief sewer; and

WHEREAS, Resolution No. 380-2023 approved the purchase of two (2) easements and established a budget to purchase said easements of \$10,050.00; and

WHEREAS, The District has successfully negotiated with K Holdings, LLC for the purchase of an easement and District has filed said easement at Ontario County Clerk's office; and

WHEREAS, The District is conducting final negotiations for the second easement with Widewaters Roseland Center Co. ("Widewaters"); and

WHEREAS, Widewaters have requested a third party engineering review of the CR 10 Sewer Impact Analysis report in order to verify that the proposed relief sewer project will not adversely impact Widewaters and their future development opportunities; and

WHEREAS, Widewaters has obtained a proposal from Colliers Engineering & Design ("Colliers"), 280 East Broad Street, Suite 200, Rochester, New York 14604, to complete said third party engineering review for an amount not-to-exceed \$4,950.00; and

WHEREAS, The District has reviewed and approved the third party engineering review scope and corresponding price proposal; and

WHEREAS, Sufficient funds exist within the operating budget of the District for said agreement with Colliers; and

WHEREAS, The Public Works Committee has reviewed this proposal and recommends its acceptance; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors hereby approves an agreement with Colliers, for third party engineering review at a cost not to exceed \$4,950.00, for a total amended project cost not to exceed \$15,000.00, said agreement will expire March 31, 2024; and further

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

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

The foregoing block of five resolutions Passed. Yes; 19, No; 0; Abstained; 0

Ways & Means Committee

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Supervisor Robert Green offered the following four resolutions as a block and moved for its adoption, seconded by Supervisor Andrew Wickham:

RESOLUTION NO. 772-2023 AUTHORIZATION TO CONTRACT WITH HEALTHWORKS AS PROVIDER OF MEDICAL SERVICES FOR 2024-2025

WHEREAS, Resolution No. 108-2023 authorized Ontario County to contract with Healthworks from January 1, 2023 through December 31, 2023 as provider of medical services for departments within the County, and as administrator of the CDL drug testing pool for Ontario County and municipalities within the County as required by law; and

WHEREAS, Healthworks has proposed continuing to provide these services for a modest increase in the fee schedule in 2024 and 2025; and

WHEREAS, The Ways and Means Committee has reviewed and recommends the contract with Healthworks to the full Board of Supervisors; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney as to form, the Ontario County Board of Supervisors hereby approves a contract with Healthworks, 1160 Corporate Drive, Farmington, NY 14425 for a term of January 1, 2024 – December 31, 2025; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute said contract and all other documents necessary to effectuate the purposes of this resolution.

RESOLUTION NO. 773-2023 AUTHORIZATION TO CONTRACT WITH LIFETIME BENEFIT SOLUTIONS, INC. FOR COBRA MEDICAL INSURANCE PREMIUM BILLING FOR 2024

WHEREAS, Resolution No. 773-2020 authorized a three-year contract with Lifetime Benefit Solutions, Inc. to provide medical insurance premium billing services at a rate of \$3.50 per member per month (paid by the individuals who use this service) which will expire on December 31, 2023; and

WHEREAS, Lifetime Benefit Solutions, Inc. has proposed to continue providing COBRA billing services in 2024 with no change in fees; and

WHEREAS, The Ways and Means Committee has reviewed and recommends that the County enter into an agreement with Lifetime Benefit Solutions, Inc. for this service in 2024; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney as to form, the Ontario County Board of Supervisors hereby approves a contract with Lifetime Benefit Solutions, Inc., 115 Continuum Drive, Liverpool, New York 13088 for a term of January 1, 2024 through December 31, 2024; and further

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RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute said contract and all other documents necessary to effectuate the purposes of this resolution.

**RESOLUTION NO. 774-2023
AUTHORIZATION TO CONTRACT WITH
ESI EMPLOYEE ASSISTANCE GROUP FOR
EMPLOYEE ASSISTANCE PROGRAM (EAP) SERVICES 2024-2026**

WHEREAS, Resolution No. 672-2020 authorized a three-year contract with ESI Employee Assistance Group to provide an employee assistance program (EAP), which will expire on December 31, 2023; and

WHEREAS, ESI Employee Assistance Group has proposed to continue providing the services to the County and to participating municipalities with no per-employee cost increase for 2024 (\$17.28), and at a cost of \$17.76 for 2025 and \$18.12 for 2026; and

WHEREAS, The Ways and Means Committee has reviewed and recommends this contract with ESI Employee Assistance Group for 2024 through 2026 to the full Board of Supervisors; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors does hereby authorize this contract with ESI Employee Assistance Group to be effective January 1, 2024, and continue through December 31, 2026; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute said contract and all other documents necessary to effectuate the purposes of this resolution.

**RESOLUTION NO. 775-2023
AWARD RFP R23083 FOR
NURSE CASE MANAGEMENT SERVICES
TO NCA COMP, INC.**

WHEREAS, Ontario County utilizes the professional services of a firm to perform nurse case management services for the County's short term disability program; and

WHEREAS, Ontario County issued a Request for Proposals (R23083) for these services; and

WHEREAS, NCA Comp, Inc. has exhibited the ability to satisfactorily provide the aforementioned services at competitive pricing; and

WHEREAS, The Ways and Means Committee has reviewed and recommends the County enter into an agreement with NCA Comp, Inc. to provide nurse case management services for the County's short-term disability program; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney as to form, the Ontario County Board of Supervisors hereby approves a contract with NCA Comp, Inc. located at 14 Lafayette Square, Suite 700, Buffalo, New York, 14203, effective January 1, 2024 through

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December 31, 2025 to nurse case management services for the County's short term disability program with an option for two additional two-year terms; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute said contract and all other documents necessary to effectuate the purposes of this resolution.

The foregoing block of four resolutions Passed. Yes; 19, No; 0; Abstained; 0

Supervisor Andrew Wickham offered the following three resolutions as a block and moved for its adoption, seconded by Supervisor Peter Ingalsbe:

RESOLUTION NO. 776-2023 SALARY ADJUSTMENT – LEA NACCA

WHEREAS, Ms. Holly Adams, County Attorney, has requested a salary adjustment for the rehire of Assistant County Attorney, Lea Nacca, based on her significant years of experience with Ontario County; and

WHEREAS, The Management Compensation Plan Committee and the Ways and Means Committee have reviewed and approved the salary adjustment for Ms. Nacca to start at Band 5, Step 7 (\$128,577), effective January 2, 2024; and

WHEREAS, Sufficient funding exists within the County Attorney's Office budget for this step adjustment; now, therefore, be it

RESOLVED, That the rate of pay for Lea Nacca upon her date of hire on January 2, 2024 shall be MCP Band 5, Step 7; and further

RESOLVED, That the Department of Finance shall be authorized to make the necessary budgetary and accounting entries to meet the intent of this resolution.

RESOLUTION NO. 777-2023 SALARY ADJUSTMENT – AVE ALEXANDER

WHEREAS, Sheriff David Cirencione, Office of Sheriff, has recommended a step adjustment for Ave Alexander hired as a Licensed Practical Nurse (Grade S9), from Step 1 (\$20.16/hr.) to Step 4 (\$24.45/hr.) based on her years of experience in accordance with the Salary Guidelines for Nursing Post Licensure; and

WHEREAS, The Ways and Means Committee has reviewed and approved the step adjustment for Ms. Alexander, effective upon her date of appointment; and

WHEREAS, Sufficient funding exists within the Office of Sheriff's budget for this step adjustment; now, therefore, be it

RESOLVED, That the rate of pay for Ave Alexander, Licensed Practical Nurse, be set at Grade S9, Step 4 (\$24.45/hr.); effective upon her date of appointment; and further

RESOLVED, That the Department of Finance shall be authorized to make the necessary budgetary and accounting entries to meet the intent of this resolution.

**RESOLUTION NO. 778-2023
SALARY ADJUSTMENT FOR ASSISTANT CONFLICT DEFENDER POSITION**

WHEREAS, Conflict Defender, Ms. Carrie Bleakley, has requested permission to advertise and fill an Assistant Conflict Defender position with a salary up to MCP Band 5, step 1; and

WHEREAS, Said position is 100% grant funded through the Hurrell-Harring Caseload Relief Contract at the Band 5 salary range; and

WHEREAS, Ms. Bleakley would like the flexibility to offer an experienced attorney a salary commensurate with their experience; and

WHEREAS, The Management Compensation Plan Committee and the Ways and Means Committee recommend granting permission to advertise and hire an experienced attorney up to Band 5, step 1 for an Assistant Conflict Defender position, which will be vacant on January 1, 2024; now, therefore, be it

RESOLVED, That this position continues to exist subject to receipt of the necessary grant funding from the Office of Indigent Legal Services and shall be abolished if said funds are not available; and further

RESOLVED, That an Assistant Conflict Defender position may be advertised with the salary range of MCP Band 10 to Band 5, step 1; and be it further

RESOLVED, That the position may be filled after January 1, 2024 with a salary up to Band 5, step 1 for an experienced attorney; and further

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

The foregoing block of three resolutions Passed. Yes; 19, No; 0; Abstained; 0

Supervisor Andrew Wickham offered the following four resolutions as a block and moved for its adoption, seconded by Supervisor Daniel Marshall:

**RESOLUTION NO. 779-2023
CREATE A DEPUTY DIRECTOR OF FINANCE POSITION**

WHEREAS, Ms. Mary Gates, Director of Finance, has filed a New Position Duties Statement with the Director of Human Resources for a full-time position she would like to create; and

WHEREAS, Said position has been classified as Deputy Finance Director by Personnel Officer Classification Certification #82-2023 (pending jurisdictional classification); and

WHEREAS, The Management Compensation Plan Committee and the Ways and Means Committee have reviewed and recommend the creation of a Deputy Director of Finance position; and

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

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RESOLVED, That a position of Deputy Finance Director be created effective January 1, 2024; and further

RESOLVED, That pursuant to Memorandum of Agreement No.5-2023 with the CSEA, the title of “Deputy Director of Finance” shall be excluded from the bargaining unit; and further

RESOLVED, That the title of Deputy Director of Finance shall be allocated to Band 4 in the Management Compensation Plan and the 2024 MCP Salary schedule shall be amended to reflect that allocation; and further

RESOLVED, That the vacancy of this new position is authorized to be filled effective immediately; and further

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

RESOLUTION NO. 780-2023 AUTHORIZING MEMORANDUM OF AGREEMENT NO. 5-2023 BETWEEN ONTARIO COUNTY AND C.S.E.A., LOCAL 1000 AFSCME, AFL-CIO TO EXCLUDE A TITLE

WHEREAS, Ontario County is currently a party to a labor agreement with the C.S.E.A., Local 1000 AFSCME, AFL-CIO (CSEA) with said Agreement expiring December 31, 2025; and

WHEREAS, An agreement has been reached with respect to the creation of the position of “Deputy Finance Director” and its exclusion from the bargaining unit; and

WHEREAS, The Management Compensation Plan Committee and the Ways and Means Committee recommend the approval of this resolution; now, therefore, be it

RESOLVED, That Memorandum of Agreement No.5-2023, excluding the title of Deputy Finance Director from the bargaining unit, is hereby approved with the above-named unit effective upon creation of the position on January 1, 2024; and further

RESOLVED, That the County Administrator is authorized to execute this Memorandum of Agreement; and further

RESOLVED, That copies of this resolution shall be sent by the Clerk of this Board to Melodie Yannotti, President of the C.S.E.A. Unit, and to the Director of Human Resources, and to the County Attorney.

RESOLUTION NO. 781-2023 AUTHORIZATION TO CONTRACT WITH FISCAL ADVISORS & MARKETING, INC. TO PROVIDE FINANCIAL ADVISOR SERVICES

WHEREAS, Ontario County is in need of independent financial advisor services to prepare required documentation for the issuance of municipal bonds and for Continuing Disclosure Compliance; and

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WHEREAS, The contract with Fiscal Advisors & Marketing, Inc., will expire as of 12/31/23; and

WHEREAS, Fiscal Advisors has agreed to provide for said financial services, with pricing as follows: the fee for each issue of Bond Anticipation Notes (BANS) with an Official Statement will be \$5,000 and without an Official Statement will be \$2,000, the fee for the issuance of Serial Bonds with an Official Statement and Notice of Sale will be \$7,900 and for issues greater than \$3,000,000, the fee will be \$7,900 plus 1/10th of 1% of the amount above \$3,000,000, and the fee for the required documentation and filing of the continuing Disclosure Statement will be \$2,100, and the fee for the required documentation and filing of a Material Event Notice when applicable will be \$500 per occurrence, and the fee for New York State Environmental Facilities Corporation and Water Infrastructure Improvement Grant (WIIA) Administrative Services, as needed, will be \$140 per hour not to exceed \$3,000 and the hourly fee for all other services not listed above, if needed, will be \$140 per hour; and

WHEREAS, The funding for this contract will be provided as part of the bonding costs in the Capital Projects Fund and within the budget of the Debt Service Fund; and

WHEREAS, The Ontario County Finance department recommends, and the Ways and Means Committee concurs to contract with Fiscal Advisors & Marketing; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors Board desires to enter into a contract with Fiscal Advisors & Marketing, Inc., 250 South Clinton Street, Suite 502, Syracuse, NY, 13202, for financial advisor services; and further

RESOLVED, That said contract shall be in effect for twelve (12) months starting January 01, 2024, through December 31, 2024; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and directed to execute a contract with Fiscal Advisors & Marketing, Inc.

The foregoing block of four resolutions Passed. Yes; 19, No; 0; Abstained; 0

Supervisor Andrew Wickham offered the following four resolutions as a block and moved for its adoption, seconded by Supervisor Richard Russell:

RESOLUTION NO. 782-2023 AUTHORIZATION TO CONTRACT WITH DRESCHER & MALECKI LLP FOR INDEPENDENT AUDIT SERVICES FOR FISCAL YEARS 2023, 2024, & 2025

WHEREAS, The Department of Finance requested proposals (R23081) from accounting firms to audit and certify the financial statements, perform the Federal Single Audit, the New York State Department of Transportation Single Audit, and the Deferred Compensation Plan for Employees of Ontario County (both Deferred Compensation and the Savings Match) for the fiscal years ending 2023, 2024, and 2025; and

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WHEREAS, The Department of Finance included reviews of the Highway Engineering overhead rate and of consultant charges for New York State Department of Transportation projects as may be required as part of said request; and

WHEREAS, The proposals have been reviewed and evaluated by a team including Finance, Treasurer, and Administrator, and the results were presented to the Ways and Means Committee for its consideration; and

WHEREAS, It is the recommendation of the County Department of Finance and the Ways and Means Committee, to accept the proposal submitted by the accounting firm of Drescher & Malecki, LLP, 2721 Transit Road, Suite 111, Elma, New York 14059 to perform independent audit services for the fiscal years ending 2023, 2024, and 2025; now, therefore, be it

RESOLVED, That this Board of Supervisors accepts the proposal submitted by the accounting firm of Drescher & Malecki, LLP to audit and certify the County's financial statements, perform the Federal Single Audit, the New York State Department of Transportation Single Audit, and the Deferred Compensation Plan for Employees of Ontario County (both Deferred Compensation and the Savings Match) for the fiscal years ending 2023, 2024, and 2025 in the amounts not to exceed \$59,400 for 2023, \$61,200 for 2024, and \$63,050 for 2025; and further

RESOLVED, That this Board of Supervisors accepts the proposal submitted by the accounting firm of Drescher & Malecki, LLP to perform reviews of the Highway Engineering overhead rate and consultant charges for New York State Department of Transportation projects, as may be required, for per review costs of \$3,000 for 2023, \$3,060 for 2024, and \$3,120 for 2025; and further

RESOLVED, That the payment for the 2023, 2024, and 2025 financial audits will be made during the 2023, 2024, and 2025 years respectively; and further

RESOLVED, That the County Administrator is authorized to sign the necessary agreement with Drescher & Malecki, LLP in acceptance of the audit proposal.

RESOLUTION NO. 783-2023 AMENDING AUTHORIZATION TO CORRECT TWO CONTRACTS FOR ARPA COMMUNITY GRANT AWARDS

WHEREAS, Ontario County received funding from the Federal American Rescue Plan Act (ARPA); and

WHEREAS, The Board of Supervisors wishes to prioritize up to four million dollars (\$4,000,000.00) for a Community Grant opportunity with the ARPA resources to aid programs, businesses, and services impacted by the COVID-19 pandemic and provide new programs, businesses and services found to be deficient or lacking in resiliency during the COVID-19 pandemic; and

WHEREAS, Resolution No. 268-2023 named The Harrison Studio as the County's ARPA Community Grant Administrator; and

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WHEREAS, Based upon the recommendation of The Harrison Studio, Resolution No. 563-2023 awarded Ontario ARPA Arts, Culture, and Recreation Grants to 20 applicants for a total of \$1,248,232; and

WHEREAS, While finalizing the grant agreements and contracts, County staff became aware of discrepancies between the amount two applicants requested and the recommendations for award made by The Harrison Studio that were incorporated into Resolution 563-2023; and

WHEREAS, The Harrison Studio, as the County's ARPA Community Grant Administrator, confirmed the discrepancies and indicated their recommendation was to award the actual amount the applicants requested in both cases to ensure consistency in the award intent per Resolution No. 563-2023; and

WHEREAS, The Ways & Means Committee recommends adoption of this resolution; now, therefore, be it

RESOLVED, The Board of Supervisors accepts the following corrections to the recipients of the Ontario ARPA Arts, Culture, and Recreation Grants:

Applicant	Original Grant Award per Res. No. 563-2023	Difference from Application and Award	Corrected Grant Award
The Nature Conservancy	\$10,000	\$90,000	\$100,000
Cornell Cooperative Extension of Ontario County	\$77,375	-\$4,000	\$73,375

and further

RESOLVED, That the following budget transfer be authorized:

Line Item	Title	Budget Change
AA1340AR 44089	Federal Aid - ARPA	+ \$86,000
AA1340AR 54260	Consultation and Professional	+ \$86,000

and further

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

RESOLUTION NO. 784-2023 FIXING DATE AND NOTICE FOR THE PUBLIC HEARING ON LOCAL LAW NO. 10 (INTRO.) OF 2023

WHEREAS, There has been presented and introduced at a meeting of this Board held on December 7, 2023, a proposed local law entitled, "Amendment to Local Law 1 of 2016 Superseding Public Officers Law Section 3 (1)Residency of Certain Officers"; now, therefore, be it

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RESOLVED, That a public hearing shall be held on December 21, 2023 at 6:30PM in the Supervisors' Chambers, 74 Ontario Street, 2nd Floor, Canandaigua, NY; and be it further

RESOLVED, That at least five days' 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 Courthouse, and by publishing such notice at least once in the official newspapers of the County.

RESOLUTION NO. 785-2023 DISPOSITION OF REAL PROPERTY ACQUIRED THROUGH ENFORCEMENT OF DELINQUENT TAXES: AUCTION PROCESS, DATE AND PLACE; AUTHORIZATION TO RETAIN OUTSIDE COUNSEL

WHEREAS, The County, as the result of enforcement of 2022 taxes, will acquire parcels which will need to be auctioned (the "2024 Auction Properties"); and

WHEREAS, The County Treasurer has made recommendations (the "Recommendations") for the next auction, as follows:

1. Auction End Date: May 7, 2024, so long as it is not prohibited by law or any Executive or Administrative Orders. If prohibited, a new date will be chosen.
2. Place: Online.
3. Advertising in the Finger Lakes Times, Daily Messenger, or any other newspaper(s) designated by the Board of Supervisors as the official newspaper of Ontario County and additional advertising at auctioneer's discretion. All advertising for the sale of real property shall be at auctioneer's expense.
4. Bid terms and information shall be reviewed and approved by the Ontario County Attorney's Office.
5. There will be no minimum bid requirement for any parcel.
6. Bid deposits shall be the amount of unpaid taxes owed by the high bidder and auctioneer's fees.
7. Deadlines for the payment of any balances due will be extended for two weeks beyond the bid award resolution, with authority for the Treasurer to extend additional time in his discretion, to allow for issuance of title insurance and obtaining financing. Backup bidders will be recorded and will be contacted by the Treasurer in the event of a closing default by the high bidder.
8. The County will pay all delinquent taxes and charges up to and including those appearing on the January 1, 2023 Town and County tax bill. The purchaser will pay all other unpaid taxes and charges, including the 2024 Town and County taxes.
9. Bid deposit shall be paid as permitted by auctioneer with balances due paid by cash, money order or check drawn on a New York State bank; and

WHEREAS, There may be bankruptcy filings, environmental contamination problems, other legal challenges and litigation concerning properties that will be included in the auction; and

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WHEREAS, The County Attorney is authorized under County Law 501 to employ counsel, and recommends the retention of Jason S. DiPonzio, PC, as necessary to represent the Treasurer and the County where 2024 Auction Properties become involved in bankruptcy, environmental or other legal issues or litigation; and

WHEREAS, The Ways and Means Committee recommends adopting the Recommendations and the retention of Jason S. DiPonzio, PC.; now, therefore, be it

RESOLVED, That the Recommendations are hereby adopted, that the auction date, time, and process shall be as stated, and that further bid terms and information shall be subject to the approval of the County Attorney; and further

RESOLVED, That this Board authorizes the County Attorney, in her discretion, to retain Jason S. DiPonzio, PC to represent the Treasurer's and County's interests in the event of bankruptcy, environmental or other legal issues or litigation related to the 2024 Auction Properties; and further

RESOLVED, That the Clerk of the Board send certified copies of this resolution to Jason S. DiPonzio, 2024 West Henrietta Road, Suite 3C, Rochester, New York 14623, and the County Treasurer.

The foregoing block of four resolutions Passed. Yes; 19, No; 0; Abstained; 0

Unfinished Business:

Adjournment:

On motion of Supervisor Peter Ingalsbe, seconded by Supervisor Mark Venuti, the Board Of Supervisors Meeting was adjourned at 07:02 PM.