

December 9, 2021

The regular meeting of the Ontario County Board of Supervisors was called to order at 6:30 p.m. via WebEx on ontariocountyny.webex.com and at 74 Ontario Street, Canandaigua, NY 14424, with Vice Chair Kristine Singer presiding.

The Pledge of Allegiance was led by Supervisor Dominick Vedora, City of Geneva.

Upon roll call, all members of the Board were present with Supervisor Cathy Menikotz via WebEx. Chairman John (Jack) Marren was declared necessarily absent.

Minutes of the preceding session were approved without being read by motion of Supervisor David Baker, seconded by Supervisor Daniel Marshall; motion carried.

A Public Hearing regarding proposed Local Law No. 5 (Intro.) of 2021 entitled “A Local Law Applying the Management Compensation Program to Certain County Officers Appointed for Definite Terms for the Year 2022” was called to order at 6:33 pm by Vice Chair Kristine Singer.

Mr. Albert Magnan, resident of the Town of Bristol began by referencing Resolution No. 548-2021 passed on October 28th, 2021 which referenced a onetime payment to Management using funds allocated to Ontario County by the American Rescue Plan Act (ARPA), COVID, State and local fiscal recovery fund if the compensation plan is adopted. He said he applauds the County Government in finding the funds needed to cover a modest pay increase to officers covered in this compensation program, especially since they did not get a pay increase in 2021. He said he hopes that a similar compensation programs covering hourly, other salary and unionized County employees will have enough funds programmed into 2022 budget to offer them a modest increase in their pay as well. He said the ARPA passed by Congress was a historic \$1.8 trillion relief program designed to help American taxpayers, local governments and industries to fight the COVID pandemic and to recover from the economic depression we faced due to the pandemic. He said Ontario County received \$21.3 million from ARPA, which is noted in the 2022 budget. He is grateful that Ontario County did receive a generous share in the relief program. He said, he believed the approximately \$500,000 that will be paid from the \$21.3 million funds for the one time “bonus” is the 1st publicly noted use of the funds. If he is wrong, maybe Supervisor Baker would correct his perception. He said he, as a reasonably informed citizen, cannot see when and where Ontario County is spending its relief money, he suggested then, the county government is not doing an adequate job informing its residents. He said he hopes the Board of Supervisors will continue additional uses of the ARPA funds to include direct aid to many residents who may be behind in their rent, or in their mortgage, or need help paying medical bills associated with COVID, or helping them to enroll their children in early childhood education classes, assisting the small business that were devastated by this pandemic, procuring and distributing expensive COVID home test kits, repairing and replacing aging water, sewer, and road infrastructure, and even extending high speed broadband service to the most rural and difficult parts of our county to reach.

Supervisor David Baker thanked Mr. Magnan for his comments. He reassured Mr. Magnan, that anything they do with management compensation for one set of employees, they do for the other set of employees. They are not going to treat one working group different than another. It just rolls out in a different fashion. Another point Supervisor Baker made to reassure Mr. Magnan, is in regard to many of the examples Mr. Magnan mentioned for the use of funds; the County is in the process of using the funds as mentioned and will continue to utilize those in the best manner possible.

As no one else wished to speak, the Public Hearing was closed at 6:40 pm.

Marsha Foote, the Director for the Youth Bureau reported that in 2018, it was brought to her attention, to the Office of Children and Family Services, that our young people are getting involved in exploitation and trafficking in our County. At present, they have 30 youth involved in exploitation and trafficking and that is 30 too many. She said the Office of Children and Family Services has given money to her to work with agencies across the county to find these young people and help them gear them in a more positive direction. Social media has been a dangerous area for our young people, especially during the pandemic. They are trying to get the communities educated about trafficking. There is a resolution for this night that will declare January as Human Trafficking Awareness month. There will be signage on ten RTS buses that will have a QR code that young people, adults, and parents can click on and their resources for individuals who are caught in that web of exploitation and trafficking. Ms. Foote shared four Public Service Announcements (PSA) that will be aired in January. She said they are working on other radio stations that will broadcast these PSAs. Ms. Foote noted the 30 young people they are presently working with are only the ones they know about. Ms. Foote asked for the Supervisors help and support; the more they can get their communities to know and be knowledgeable, the stronger and safer that net can be for our kids to keep them safe and be successful in their life so that we have future leaders of our communities.

Vice Chair Singer reiterated that if you see something, say something.

Public Health Director Mary Beer reported the numbers related to COVID. She said there has been success in testing in the schools in identifying children that are positive as well as the pool testing with the staff. She said they are doing a lot of boosters and clinics. Ms. Beer noted the hospitals are struggling and both Clifton and FF Thompson have had to be on diversion more than once lately.

County Administrator, Chris DeBolt gave an update with the County operations. He said they are moving into a little more utilization of remote work. His desire is to not have any noticeable change to the public and the level of service we provide. He reported there are several different vaccine mandates, all in various states of legal challenges. They have finalized a draft resolution in regard to a regional COVID outreach and marketing campaign. Mr. DeBolt explained the situation of at home tests and why Monroe County has been able to receive them, and Ontario County did not.

Vice Chair Singer granted privilege of the floor to Supervisor Fred Wille on behalf of Thomas Gillette regarding the flow of authority in government.

Mr. Gillette stated the following:

“Dear supervisors, administrators, and visitors, thanks for conversing with me tonight. My name is Tom Gillette. The title of my talk is *Flow of Authority or Oops we are Like Ducks*. What’s a main cause of injustice in government? What do people mean when they say, “it’s unconstitutional”?

Like ducks, we are greedy. People are taken in by two kinds of greed: wanting what everyone else has and wanting more. We went from a land of farmers to a land of corporate workers, from independent thinkers to ducks.

The founders of this country were clear from the Declaration of Independence; they wanted a structure of government that would prevent rule by a king or a few. Actually their design was meant to acknowledge and maintain rule by the many.

I believe the founders understood authority naturally flows from the creator to the created. Their flow of authority diagram starts with our creator; to man; to the state; to the federal level. Today, generally the flow of authority is being reversed. Authority is flowing from the federal level to the state to the man. This is being done when the federal government collects taxes and redistributes them based on the state or county meeting certain criteria. Some call this extortion; I believe this is done on the state level as well.

Thus, we ducks; only interested in food, comfort, and safety, have turned our government upside down.

The proper flow of authority is a paradigm shift for us. But we must learn what our founders intended or be doomed to tyranny. Most Americans look for the government to do something for them. We have forgotten that we are the government. As Supervisors, you probably realize the local government can have the greater authority, when it comes to the protection of our own bodies and protection of our small businesses. The Constitution and the Federalist papers still give us the recipe. Constitution 101 at Hillsdale.edu helped me.

Unadulterated voting is critical for this flow of authority. Reflective talk and discussion are the answer. We are not ducks. We are the only creatures on this earth capable of talking and we must use it to reason and change!

If you want to see some bills that threaten us in the state legislature, I have copies of the bill numbers.

Thank you."

Vice Chair Singer granted privilege of the floor to Supervisor Richard Russell. Supervisor Russell noted a copy of an article from December 3, 2021 Rochester Business Journal entitled "New report raises important points for today's youth". It features an article by Dr. Robert Nye, President of Finger Lakes Community College and Mr. Steven Martin, Chair of the Board of Trustees. It is a report on income of a two-year degree FLCC graduate or even a certificate that compares or rivals an income of a four-year degree graduate. He said they are focusing their efforts to get an education at a lower expense and then provide jobs afterwards. He noted a follow-up piece which is an announcement from the College, the part that is of a national pilot to expand rural education training. They are one of five Community colleges in the Country to receive the grant funding to be able to do a remote learning program and be able to teach simultaneously students in Bloomfield, the students, and to be able to give them a certificate in quick order the will allow them to take that recognized credential and move into a well paying job.

Supervisor Russell thanked Supervisor Fred Lightfoote for a tour of the Lightfoote farm.

A copy of the following communications is on file with the Clerk of the Board:

Copies received of minutes of meetings held as follows:

- Health and Human Services Committee held on November 8, 2021
- Planning and Environmental Quality Committee held on November 8, 2021
- Public Works Committee held on November 8, 2021
- Public Safety Committee held on November 10, 2021
- Governmental Operations and Insurance Committee held on November 10, 2021
- Ways and Means Committee held on November 10, 2021
- 209 Investigation Committee held on November 4, 2021 and November 18, 2021
- The Seneca Watershed Intermunicipal Organization held on October 27, 2021

Resolution No. 278-21 entitled "Seneca County Board of Supervisors Opposes Governor Hochul's Closure Plan on Public Safety, Economic and Environmental Grounds" received from Seneca County.

Resolution #260-21P entitled "Resolution in Opposition to 'End Predatory Court Fees Act'" received from County of Chenango.

A Notice of Obligational Authority (NOA) updating the funding that is used for Local Workforce Development Area to support the provision of services under the Trade Adjustment Assistance Program (TAA) received from Russell Oliver, Director, Division of Employment and Workforce Solutions, NYS Department of Labor.

Index No. 131192 2021 Tax Lien, County of Ontario received from the Ontario County Treasurer.

Local Law No. 5 (Intro.) of 2021 entitled "A Local Law Applying the Management Compensation Program to Certain County Officers Appointed for Definite Terms for the Year 2022" received from Michele Smith, Human Resources.

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

SECTION 1: Legislative Intent

The Ontario County Management Compensation Plan, adopted by this Board on December 20, 2001, and amended by Resolution No.548-2021 on October 28, 2021 is a schedule providing higher rates of compensation through additional increments of salary based on length of service, pursuant to NYS County Law §201. This local law authorizes certain increases for those officers appointed for definite terms for the year 2022, subject to the provisions of NYS Municipal Home Rule Law §24(2)(h).

SECTION 2: Salary Adjustments, 2022

The compensation of those county officers appointed for definite terms for the year 2022 is hereby increased above their compensation for 2021 in accordance with the terms and schedule of the Management Compensation Plan adopted on December 20, 2001, and annually amended thereafter, most recently on October 28, 2021.

SECTION 3: An incumbent holding a position described in this local law at any time during the period from January 1 of the year 2022, until the time when basic annual salaries are first paid pursuant to this local law for such services in excess of the compensation actually received therefor, shall be entitled to a lump sum payment for the difference between the salary to which such incumbent was entitled for such service and the compensation actually received therefor. Such lump sum payment shall be made as soon as practicable.

SECTION 4: 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 5: This local law is adopted subject to a permissive referendum, and the Clerk is directed to publish notice of the same as required by law.

SECTION 6: This local law shall become effective in accordance with the provisions of the Municipal Home Rule Law of the State of New York.

Supervisor Todd Campbell, Chair to the 209 Investigation Committee reported their last meeting was on December 2nd. He categorized the 209 Investigation Committee as "committed". They are looking at instances over time to see what policies and procedures that they would recommend changes to. He said the significant things they see coming out of the Committee is bringing specific changes to policies and procedures within the Office of Sheriff to bring them more in line with other county policies. Their next meeting will be December 16th. He noted Supervisor Kris Singer will be retiring and no longer be on the Committee after the end of the year and there is a resolution on the

agenda tonight to appoint Supervisor David Phillips to replace her position on the Committed.

Supervisor Campbell said the Campbell Commission met last week; as he said before, they have transitions from “What can we do differently withing the jail using the cost of a day in the jail of an inmate?” and “What program can we put in place with the minimization of days and how does it pay for it?” The transition is coming when they start the community liaison, community navigator, somebody to help individuals move through the process, whether it’s someone who’s released from jail; a family who’s got someone in jail navigating between County Departments, State Departments, Federal, whatever it happens to be.

Supervisor Campbell reported they had their quarterly Alternatives to Incarceration (ATI) meeting. He said they are sad to see Ginny go. Her retirement is forthcoming. He noted on December 17th there is a Drug Treatment Court Graduation at the Courthouse and invited anyone to attend.

Supervisor Rich Russell offered the following resolution and moved for its adoption, seconded by Supervisor Dominick Vedora:

**RESOLUTION NO. 604-2021
SETTING OF THE ORGANIZATIONAL MEETING FOR 2022**

BE IT RESOLVED, That the Organizational Meeting of the Board of Supervisors of Ontario County for the Year 2022 will be held at the 74 Ontario St., Board of Supervisors Chambers, Canandaigua, New York, on Thursday, the 6th day of January 2022, 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 this Board shall forward the necessary, proper, and legal notice of the above meeting to all Supervisors, Department Heads, and designated newspapers.

Adopted.

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

**RESOLUTION NO. 605-2021
REMOVAL OF HEALTH HAZARD – TOWN OF FARMINGTON
BEAN POLE CIRCLE**

WHEREAS, The Farmington Town Board authorized their Code Enforcement Officer to take necessary action for the maintenance of property and securing of a condemned home located at 5714 Bean Pole Circle in accordance with Farmington Town Code 65 §65-10 & §65-11; and

WHEREAS, On March 16, 2021 the Fire Marshal took necessary action to board up an unsafe structure on said property and on April 29, 2021 the Code Enforcement Officer ordered this parcel to be fully condemned and secured and submitted a request to the Ontario County Board of Supervisors for the unpaid emergency service to be levied against said parcel on the 2022 Town of Farmington Tax Roll; now, therefore, be it

RESOLVED, The amount of \$1551.40 is hereby assessed and levied against Tax Map #41.08-4-14.000, to be paid to the Town of Farmington Supervisor by the Town Tax Collector; and be it further

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

**RESOLUTION NO. 606-2021
REMOVAL OF HEALTH HAZARD – TOWN OF FARMINGTON
TERRACE LANE**

WHEREAS, The Farmington Town Board authorized their Code Enforcement Officer to take necessary action for the maintenance of property located at 5957 Terrace Lane in accordance with Farmington Town Code 65§ 65-10 & 65-11; and

WHEREAS, On July 17, 2021, the Code Enforcement Officer ordered this parcel maintained, and submitted a request to the Ontario County Board of Supervisors for the unpaid emergency tarp service to be levied against said parcel on the 2022 Town of Farmington Tax Roll; now, therefore, be it

RESOLVED, The amount of \$350.00 is hereby assessed and levied against Tax Map #41.00-1-6.230, to be paid to the Town of Farmington Supervisor by the Town Tax Collector; and be it further

RESOLVED, That certified copy of this resolution be sent by the Clerk of this Board to the Farmington Town Supervisor.

**RESOLUTION NO. 607-2021
REMOVAL OF HEALTH HAZARD-TOWN OF FARMINGTON
MOWING CHARGES**

WHEREAS, The Farmington Town Board authorized their Code Enforcement Officer to take the necessary action for the maintenance of properties located in the Town of Farmington in accordance with Farmington Town Code 112; and

WHEREAS, The Code Enforcement Officer ordered the following parcels maintained, and submitted a request to the Ontario County Board of Supervisors for the

unpaid mowing charges to be levied against said parcels on the 2022 Town of Farmington Tax Roll; now, therefore, be it

RESOLVED, That the amounts appearing below per attached reference be levied against the following properties

Date Ordered	Tax Map #	Location	Owner	Amount
7/1/2021	17.00-1-54.100	765 Weigert Rd	DDK Restorations LLC	\$58.50
8/1/2021				\$39.00
			TOTAL	\$97.50
7/1/2021	29.18-4-18.000	1416 Creek Pointe	US Bank Trust NA	\$39.00
7/1/2021	1.18-2-24.000	6077 Holly Lane	George Joseph Liv Trst	\$39.00
7/1/2021	1.20-1-43.210	178 Hook Road	Betty Sampson	\$78.00
8/1/2021				\$39.00
			TOTAL	\$117.00
7/1/2021	41.08-4-14.000	5714 Bean Pole Cir	Stephen Scharf	\$78.00
8/1/2021				\$39.00
			TOTAL	\$117.00
			GRAND TOTAL	\$409.50

and further

RESOLVED, The amount of \$409.50 is to be paid to the Town of Farmington Supervisor by the Town Tax Collector; and further

RESOLVED, That certified copy of this resolution be sent by the Clerk of this Board to the Farmington Town Supervisor.

**RESOLUTION NO. 608-2021
OVERAGES AND SHORTAGES FOR
LEVY AGAINST CERTAIN TOWNS IN 2022**

WHEREAS, There were overages and shortages of tax amounts billed and collected on the 2021 Tax Rolls due to rounding; now, therefore, be it

RESOLVED, That there is levied and assessed against the following names Towns the amount set opposite the name of said Town as its share of overage and shortages on previous tax rolls to be charged or credited against the various Towns of the County of Ontario on the 2022 Tax Rolls as follows:

TOWN	OVER (-)	SHORT +	COMBINED TOTALS
Bristol		0.79	0.79
Canadice	(0.17)		(0.17)
Canandaigua	(0.04)		(0.04)
East Bloomfield		0.71	0.71
Farmington	(0.97)		(.097)
Geneva Town		0.49	0.49
Gorham			0.00
Hopewell	(0.18)		(0.18)
Manchester		0.06	0.06
Naples		0.17	0.17
Phelps		0.59	0.59
Richmond	(0.29)		(0.29)
Seneca	(0.26)		(0.26)
South Bristol	(0.49)		(0.49)
Victor		1.60	1.60
West Bloomfield		.10	0.10
Town Totals	(2.40)	4.51	2.11

and further

RESOLVED, That the certified copies of this resolution be sent electronically by Clerk of this Board to each Town Supervisor.

The foregoing block of four resolutions was adopted.

Supervisor Rich Russell offered the following resolution and moved for its adoption, seconded by Supervisor Dominick Vedora:

**RESOLUTION NO. 609-2021
APPOINTMENT TO COUNTY LAW §209
INVESTIGATION COMMITTEE
DAVID PHILLIPS**

WHEREAS, County Law §209 empowers a board of supervisors to conduct an investigation into any subject matter within its jurisdiction; and

WHEREAS, Resolution No. 400-2021 commenced an investigation pursuant to County Law §209, into the conduct and performance of official duties of an officer or employee paid from County funds, and delegated the power to conduct such investigation to a committee of the Board; and

WHEREAS, Rule 4 of the Ontario County Board of Supervisors Rules and Order of Business provides for the establishment of special committees and authorizes the Chair of the Board to appoint members to such committees; and

WHEREAS, Resolution No. 432-2021 appointed five members of the Board of Supervisors to the Investigation Committee, including Supervisor Kristine A. Singer; and

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WHEREAS, Supervisor Kristine A. Singer, due to her retirement as Town Supervisor for the Town of Canadice at the end of calendar year 2021, can no longer serve on the Investigation Committee effective January 1, 2022; now, therefore, be it

RESOLVED, That pursuant to Rule 4 of the Rules and Order of Business of this Board, the following individual be appointed to the Investigation Committee as an alternate for the duration of 2021, and thereafter as a member of the Investigation Committee for the duration of the County Law §209 investigation referenced herein:

David Phillips
Supervisor, Town of Manchester

and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the County Clerk, the appointee, and the County Attorney.

Adopted.

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

**RESOLUTION NO. 610-2021
AUTHORIZING AGREEMENT WITH
MERCY FLIGHT CENTRAL, INC. FOR PROVISION OF
MEDICAL HELICOPTER TRANSPORT SERVICES – 2022**

WHEREAS, General Municipal Law Section 122-b permits the counties to contract for emergency medical service for the purpose of providing prehospital emergency medical treatment or transportation; and

WHEREAS, The County of Ontario (the “County”) has identified the need for provision of regional medical helicopter transport services for optimal delivery of emergency medical services to patients within the County; and

WHEREAS, Mercy Flight Central, Inc., (“Mercy Flight”) is such a regional medical helicopter transport service which is based within the County and is properly staffed and equipped to provide the services required; and

WHEREAS, The County has determined that it is in the best interest of its citizens to enter into an agreement with Mercy Flight for provision of such services; and

WHEREAS, The Governmental Operations and Insurance Committee recommends that the County contract with Mercy Flight to provide regional medical helicopter transport services; 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 Mercy Flight to provide medical helicopter transport services to patients within the County for the period January 1, 2022, through December 31, 2022, with a copy of said agreement on file with the Clerk of the Board at an amount not to exceed \$24,543.00; and further

RESOLVED, That the County Administrator is hereby authorized and directed to execute said agreement on behalf of the County; and further

RESOLVED, That Mercy Flight Central, 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. 611-2021
AUTHORIZING AGREEMENT 2022
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, 2021; and

WHEREAS, The County wishes to continue contracting with OCHS for Services in year 2022; and

WHEREAS, The County via Resolution 508-2021 will continue contracting with cities and towns within the County who desire OCHS dog control ordinance enforcement services in year 2022; 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, 2022 through December 31, 2022, and at an amount not to exceed \$288,209 paid in quarterly increments in the amount of \$72,052.25; and further

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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. 612-2021
AUTHORIZATION AGREEMENT
PARTNERSHIP FOR ONTARIO COUNTY, INC.
ADMINISTRATIVE SUPPORT**

WHEREAS, Section 224 of County Law authorizes counties to enter into contracts for certain public benefit services; and

WHEREAS, The Partnership for Ontario County strives to provide administrative support for programs and initiatives designed to cultivate positive social change and enhance human services and/or public safety in Ontario County; and

WHEREAS, The Governmental Operations and Insurance Committee recommends the County enter into an agreement with the Partnership for Ontario County, Inc. to assist in the provision of administrative support for programs and services for persons in need in our communities; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney as to form, that this Board of Supervisors does hereby authorize entering into a contract with the Partnership for Ontario County, Inc. for an amount not to exceed \$150,000, for the term January 1, 2022 through December 31, 2022, with a copy of said agreement being on file in the Office of the Clerk of this Board; and further

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

RESOLVED, That the Partnership for Ontario County, 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. 613-2021
AUTHORIZATION AGREEMENT**

PARTNERSHIP FOR ONTARIO COUNTY, INC. – 2022

WHEREAS, Section 224 of County Law authorizes counties to enter into contracts for certain public benefit services; and

WHEREAS, The Governmental Operations and Insurance Committee recommends that the County enter into a contract with the Partnership for Ontario County, Inc., which has successfully been an umbrella non-profit agency that helps serve disadvantaged individuals and, in particular, youth in Ontario County; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, this Board of Supervisors does hereby authorize entering into a contract with the Partnership for Ontario County, Inc. in an amount not to exceed \$25,755 for the period January 1, 2022 through December 31, 2022, with a copy of said contract being on file with the Clerk of this Board; and further

RESOLVED, That the County Administrator is hereby authorized to execute such contract; and further

RESOLVED, That the Partnership for Ontario County, 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. 614-2021
FUNDING SOURCE FOR
TOURISM PROMOTION IN ONTARIO COUNTY**

WHEREAS, Tourism is important to the taxpayers of Ontario County by virtue of its economic impact through sales tax revenue generated for Ontario County, the jobs created and by the property tax base the industry provides, as well as its contributions to the quality of life through the cultural, natural and historic amenities that it nurtures, promotes and protects; and

WHEREAS, The county created a local development corporation, the Ontario County Four Seasons Local Development Corporation (Resolution No. 40-85) to stimulate the tourism industry; and

WHEREAS, Resolution No. 394-2002 provides funding for the Ontario County Four Seasons Local Development Corporation through the use of the 95% of the 3% tax on lodging rooms in Ontario County as established by Local Law No. 4 in August 2002; and

WHEREAS, This performance based budget has proven to be effective as evidenced by growth in sales tax revenues from the lodging industry, growth in jobs in tourism and growth in visitation to the county's attractions; and

WHEREAS, The Ontario County Four Seasons Local Development Corporation has submitted a proposed 2022 budget to this Board of Supervisors for an amount not to exceed \$1,042,529.00 which was reviewed and approved as part of the 2022-2023 budget process; and

WHEREAS, It is the intent of the Ontario County Board of Supervisors to continue to utilize its existing relationship and maintain stability in tourism promotion for Ontario County with the Ontario County Four Seasons Local Development Corporation; now therefore, be it

RESOLVED, That the Ontario County Board of Supervisors accepts a contract with the Ontario County Four Seasons Local Development Corporation for services related to maintaining stability in tourism promotion for Ontario County for an amount not to exceed \$1,042,529.00; and further

RESOLVED, That said contract shall be in effect for twelve (12) months starting January 1, 2022, through December 31, 2022; and further

RESOLVED, That payments shall be made to the Ontario County Four Seasons Local Development Corporation in advance of each quarter with the first quarter payment of \$260,632.25 due upon signing of the contract, the second quarter payment of \$260,632.25 due by the end of March 2022, the third quarter payment of \$260,632.25 due by the end of June 2022, and the fourth quarter payment of \$260,632.25 due by the end of September 2022; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and directed to execute a contract with the Ontario County Four Seasons Local Development Corporation upon review and approval of the County Attorney as to form.

RESOLUTION NO. 615-2021
AUTHORIZATION AGREEMENT
ONTARIO COUNTY HISTORICAL SOCIETY - 2022

WHEREAS, Section 224 of County Law authorizes counties to enter into contracts for certain public benefit services; and

WHEREAS, The Governmental Operations and Insurance Committee recommends that the County enter into a contract with the Ontario County Historical Society for commemoration programs of historical events of countywide interest and concern, and maintenance and operation of a public museum; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, this Board of Supervisors does hereby authorize entering into a contract with the Ontario County Historical Society in an amount not to exceed \$17,689.00 for the period of January 1, 2022 through December 31, 2022, with a copy of said contract being on file with the Clerk of this Board; and further

RESOLVED, That the County Administrator is hereby authorized to execute such agreement; and further

RESOLVED, That the Ontario County Historical Society 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.

The foregoing block of six resolutions was adopted.

Supervisor Danial Marshall offered the following resolution and moved for its adoption, seconded by Supervisor Norman Teed:

**RESOLUTION NO. 616-2021
APPOINTMENT TO THE
ONTARIO COUNTY TRAFFIC SAFETY BOARD
UNDERSHERIFF JOHN FALBO**

WHEREAS, There is a vacancy due to the resignation of Undersheriff Frasca; and

WHEREAS, Undersheriff Falbo has expressed a desire and a willingness to serve in an interim capacity commencing on October 13, 2021 and expiring on December 31, 2021; 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 Undersheriff John Falbo 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.

Adopted.

Supervisor Daniel Marshall offered the following four resolutions as a block and moved for its adoption, seconded by Supervisor Daryl Marshall:

**RESOLUTION NO. 617-2021
AUTHORIZATION TO CONTRACT WITH**

WOOD LIBRARY

WHEREAS, The County desires to enter into an agreement for computer training and education with the Wood Library, 134 North Main Street, Canandaigua, New York 14424 for people 60 years of age and older; and

WHEREAS, The total cost for computer training and education will not exceed \$5,100.00; and

WHEREAS, The Health and Human Services Committee has reviewed this request and has approved this resolution; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney as to form, this Board of Supervisors does hereby authorize a contract between Wood Library and the Office for the Aging for the period covering January 1, 2022 – December 31, 2022; and further

RESOLVED, That the County Administrator is hereby authorized and directed to sign said agreement on behalf of the County.

RESOLUTION NO. 618-2021**REAPPOINTMENTS – OFFICE FOR THE AGING ADVISORY COUNCIL
MAGGIE BRINGWATT AND ED HEMMINGER**

BE IT RESOLVED, That this Board of Supervisors does hereby approve the following reappointments to the Office for the Aging Advisory Council:

- Maggie Bringewatt, 2 Island Lane, Canandaigua, NY 14424, for a three (3) year term from January 1, 2022 through December 31, 2024; and
- Ed Hemminger, 5900 King Hill Drive, Farmington, NY 14425 for a three (3) year term from January 1, 2022 through December 31, 2024; and further

RESOLVED, That certified copies of this resolution be sent to the aforementioned persons, the County Clerk, and the Director of the Ontario County Office for the Aging.

RESOLUTION NO. 619-2021**RESOLUTION IN SUPPORT OF A COUNTY WIDE INITIATIVE
TO EMPOWER ONTARIO COUNTY YOUTH WITH
AWARENESS, SUPPORT, AND PROTECTION FROM EXPLOITATION**

WHEREAS, In 2020, the New York State Office of Children and Family Services Division of Youth Development and Partnerships for Success declared Ontario County a Safe Harbour County and to continue our efforts in conjunction with the OCFS to identify and support youth aged who may be at-risk or survivors of commercial sexual exploitation in Ontario County; and

WHEREAS, It is estimated that 120 child protective cases per month are assessed for sexual exploitation in Ontario County; and

WHEREAS, The mission of our CSEC Community Outreach and Education Taskforce and our Safe Harbour Advisory Team is to empower Ontario County youth, agencies, schools, churches and the community-at-large with awareness, support, and protection from exploitation and trafficking; and

WHEREAS, Our initial focus in 2018 was to educate professionals who routinely come in contact with children about identification of exploited youth and the resources that are available to support and protect exploited youth and those who are at risk of exploitation; and

WHEREAS, More than 500 hours of training have been completed and more than 600 individuals have been educated on how to recognize and respond to signs of sexual exploitation and what community resources are available to help support and protect our youth since 2018; and

WHEREAS, This collaboration between Ontario County Department of Social Services, the Child Advocacy Center of the Finger Lakes, Family Counseling Service of the Finger Lakes and Safe Harbors of the Finger Lakes, is working with Ontario County agencies, organizations, and school districts, to shine a bright light on this disturbing public issue by strengthening the safety nets of our youth; and

WHEREAS, Ontario County's CSEC Community Outreach and Education Taskforce and our Safe Harbour Advisory Team will continue to provide a comprehensive communitywide public information campaign that includes but not limited to a smartphone application to support youth who may be victims of sexual exploitation; signage on some of our RTS buses and public service announcements; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors supports the mission of the Ontario County CSEC Community Outreach and Education Taskforce and our Safe Harbour Advisory Team and our efforts to stamp out youth sexual exploitation and trafficking in Ontario County by proclaiming January 2022 as Human Trafficking Awareness Month in Ontario County; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Governor Kathy Hochul, Lieutenant Governor Brian Benjamin, Senate Majority Leader Andrea Stewart-Cousins, Assembly Minority Leader William Barclay, Assembly Speaker Carl Heastie, Senator Samra G. Brouk, Senator Pamela Helming, Assemblyman

Jeff Gallahan, Deputy Secretary for Public Safety, and the New York State Association of Counties.

**RESOLUTION NO. 620-2021
BURIAL FEE SCHEDULE
DEPARTMENT OF SOCIAL SERVICES - 2022**

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 are 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 2022 is 5.9%; and

WHEREAS, The Commissioner of Social Services and representatives of the Ontario County Funeral Directors Association have updated said schedule for 2022; now, therefore, be it

RESOLVED, That this Board of Supervisors does hereby approve a Burial Fee Schedule effective January 1, 2022, 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, NY14443, and to the Commissioner of the Department of Social Services.

The foregoing block of four resolutions was adopted.

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

**RESOLUTION NO. 621-2021
TRANSFERRING RESPONSIBILITY FOR
PINS DIVERSION SERVICES
FROM THE PROBATION DEPARTMENT
TO THE DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, Family Court Act Sec. 735(a) requires that each county shall offer diversion services to youth who are at risk of being the subject of a person in need of supervision (PINS) petition, and shall designate either the local social services district or the probation department as lead agency for the purposes of providing diversion services; and

WHEREAS, The laws and regulations regarding PINS youth and the required diversion services have been amended several times over recent years; and

WHEREAS, The amended laws and regulations cause the provision of PINS diversion services to align more closely with the Department of Social Services' Children's Services than with the Probation Department; now, therefore, be it

RESOLVED, That the responsibility for the work of PINS diversion shall be moved from the Probation Department to the Department of Social Services effective March 1, 2022.

Adopted.

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

**RESOLUTION NO. 622-2021
AUTHORIZATION TO COMPLETE A BUDGET AMENDMENT RELATING
TO CARES ACT GRANT APPROVAL FROM THE NEW YORK STATE
OFFICE OF COMMUNITY RENEWAL FOR BLOCK GRANT FUNDING**

WHEREAS, Resolution No. 302-2021 authorized the submission of a grant application on behalf of Ontario County to the Office of Community Renewal to assist tourism and hospitality businesses impacted by the COVID-19 pandemic; and

WHEREAS, Ontario County has been awarded \$1,000,000 to assist those tourism and hospitality businesses impacted by the COVID-19 pandemic (the Project – CDBG# 850CVSB16-21); and

WHEREAS, The County's budget will need to be amended to receive and distribute the funds received from the Office of Community Renewal; and

WHEREAS, The Planning and Environmental Quality Committee and the Ways and Means Committee have both reviewed and approve the budget amendment request; now, therefore, be it

RESOLVED, That the Department of Finance is hereby directed to amend the 2021 Revolving Loan Fund Budget as follows:

Account Number	Account Description	Amount
CR 8668 44089	Federal Aid, Other	\$ 1,000,000
CR 8668 54733	Grants to the OCEDC	\$ 1,000,000

and further

RESOLVED, That any unreceived and unspent funds relating to the Project be carried forward into future years; and further

RESOLVED, That the Finance Department be authorized to make any budgetary and accounting entries to effectuate the intent of the resolution; and further

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

**RESOLUTION NO. 623-2021
AUTHORIZING CONTRACT WITH ONTARIO COUNTY SOIL AND WATER
CONSERVATION DISTRICT FOR UPGRADE TO ONSITE WASTEWATER
TREATMENT INSPECTION TRACKING SYSTEM**

WHEREAS, Many rural Ontario County residences and commercial properties rely on onsite wastewater treatment systems (septic systems) to treat wastewater generated on site; and

WHEREAS, Ontario County Soil and Water Conservation District (SWCD) manages a septic system inspection program to facilitate maintenance of private onsite wastewater treatment systems and protect ground and surface water resources; and

WHEREAS, Said inspections are documented in a geo-referenced database known as Onsite Wastewater Treatment System Inspection Tracking (OWTSIT), hosted by Ontario County Information Technology Department (IT), and compatible with the County's Geographic Information System (GIS) using Esri ArcGIS software; and

WHEREAS, Esri has announced it is transitioning ArcGIS from a desktop to a web-based platform, thus requiring upgrade of the current OWTSIT data management system from a file-based application to a SQL server-based platform; and

WHEREAS, Ontario County SWCD and IT staff support upgrading the OWTSIT system to greatly enhance user access and maintenance, and integration with Ontario County's extensive enterprise Geographic Information System (GIS); and

WHEREAS, Pursuant to Resolution No. 620-2020, the County has an ongoing technology system development and support contract with Bergmann Associates, Inc., PC of Rochester, NY; and

WHEREAS, Bergmann Associates has submitted a quote in the amount of \$48,600 to provide the required upgrade to the OWTSIT system (hereinafter Project) attached hereto as part of Schedule A and on file with the Clerk of this Board; and

WHEREAS, Transfers of NYS Finger Lakes – Lake Ontario Watershed Protection Alliance (FLOWPA) grant funding for SFY19-20 (\$89,200) and SFY20-21 (\$89,200) to Ontario County were authorized pursuant to Resolution No. 124-2020 and Resolution No. 61-2021, respectively, for local water quality projects approved by NYS Department of Environmental Conservation; and

WHEREAS, SWCD has requested to redirect a portion of Ontario County FLOWPA grant funding previously allocated to SWCD for SFY19-20 per Resolution No. 365-2020 and SFY20-21 per Resolution NO. 179-2021 for multiple erosion and sediment control projects, which have all been completed with a remaining, unspent balance totaling \$7,555.45; and

WHEREAS, DEC has approved Ontario County's FLOWPA grant modification request to redirect \$4,555.45 from SFY19-20 (G20006) and \$3,000.00 from SFY20-21 (G21004) for a total of \$7,555.45 to said Project; and

WHEREAS, SWCD has submitted a workplan and budget for said Project, attached hereto as Schedule A and on file with the Clerk of this Board; and

WHEREAS, Adequate funding exists in Ontario County's NYS grant funded FLOWPA programs for SFY19-20 and SFY20-21; and

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

RESOLVED, Upon review and approval by the County Attorney as to form, the Board of Supervisors hereby authorizes and empowers the County Administrator to execute a contract with Ontario County Soil and Water Conservation District for Seven Thousand Five Hundred Fifty Five Dollars and Forty Five Cents (\$7,555.45) in support of said Project; and

RESOLVED, The Term of said agreement shall be December 10, 2021 through December 10, 2022; and further

RESOLVED, That if a no-cost time extension of up to six (6) months is necessary the BOS hereby approves such extension subject to review and approval by the Planning and Environmental Quality Committee; and further

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

RESOLVED, That a signed, certified copy of this resolution be sent by the Clerk of this Board to Ms. Megan Webster, Ontario County Soil and Water Conservation District, 480 North Main Street, Canandaigua, NY 14424, e-mail: megan.webster@ontswcd.com

**RESOLUTION NO. 624-2021
ACCEPTANCE OF 2021-2022 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 \$31,272.00 (OPHRP Project #: N/A; CFDA#: N/A; MUNIS # G21103.) 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 2021-2022 season; and

WHEREAS, Pursuant to Resolution No. 516-2021, the Ontario County Board of Supervisors determined that the proposed snowmobile trails will not result in any significant adverse 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 requires no contract, only an accounting of actual expenditures on snowmobile trails; and

WHEREAS, OPRHP will send a check for \$21,890.40 as a 70% advance payment for said grant; and

WHEREAS, The remaining 30% grant in aid amount of \$9,381.60 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 recommends approval of same; now, therefore, be it

RESOLVED, That this Board does hereby accept said grant from the New York State Office of Parks, Recreation and Historic Preservation in the amount of \$31,272.00; and further

RESOLVED, That the Department of Finance is hereby directed to amend the 2021 Planning Department Budget as follows:

Account Number	Account Description	Amount
ZZ80202113 43889	State Aid, Other Culture	\$ 31,272.00
ZZ80202113 54260	Consultation & Professional	\$ 31,272.00

and further

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

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

RESOLVED, That the County Administrator be and hereby is authorized and empowered to execute all necessary paperwork between the County and the State of New York and with the snowmobile clubs within Ontario County to receive and disburse the grant in aid funds described in this resolution, subject to review and approval of the form of such paperwork by the County Attorney.

**RESOLUTION NO. 625-2021
APPOINTMENT OF MARION MUELLER
TO THE ONTARIO COUNTY PLANNING BOARD**

WHEREAS, The Naples Town Board has recommended the appointment of Marion Mueller as the Town's representative to the Ontario County Planning Board; and

WHEREAS, The Planning and Environmental Quality Committee also recommends the appointment of Ms. Mueller; now, therefore, be it

RESOLVED, That as of December 9, 2021 the following individual is appointed as a member of the Ontario County Planning Board:

Name and Address	Representing	Term Expires
Marion Mueller 7709 County Road 36 Naples NY 14512	Town of Naples	December 8, 2026

and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the County Clerk, the Naples Town Board, and Marion Mueller.

**RESOLUTION NO. 626-2021
APPOINTMENT OF DOUGLAS DELLO STRITTO TO
ONTARIO COUNTY PLANNING BOARD**

WHEREAS, The City of Canandaigua Council has recommended the appointment of Douglas Dello Stritto as the City of Canandaigua representative to the Ontario County Planning Board; and

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

RESOLVED, That as of December 9, 2021 the following individual is appointed as a member of the Ontario County Planning Board:

Name and Address	Representing	Term Expires
Douglas Dello Stritto 50 Scotland Road Canandaigua, NY 14424	City of Canandaigua	December 8, 2026

and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the County Clerk, the City of Canandaigua, and Douglas Dello Stritto.

The foregoing block of five resolutions was adopted.

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

**RESOLUTION NO. 627-2021
AUTHORIZATION TO EXTEND DISTRIBUTION 6 GRANT (C600032)
FROM OFFICE OF INDIGENT LEGAL SERVICES**

WHEREAS, Pursuant to Resolutions No. 633-2019, 131-2020, 338-2020 and 265-2021, this Board of Supervisors authorized Ontario County to accept an award of \$271,911 from the State of New York Office of Indigent Legal Services for additional funding distributed by the Indigent Legal Services Board, Distribution 6, for a term commencing on January 1, 2016 through December 31, 2019; and

WHEREAS, The Ontario County Public Defender would like to request that the grant be extended until December 31, 2022; and

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

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

RESOLVED, That the Indigent Legal Services Grant (C600032) be extended for an additional twelve months starting January 1, 2022 through December 31, 2022; and further

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

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

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

**RESOLUTION NO. 628-2021
ACCEPTANCE OF CONTRACT JUSTINE HIGLEY
ONTARIO COUNTY PUBLIC DEFENDER'S OFFICE**

WHEREAS, The Office of Indigent Legal Services has made non-competitive funding available for the Distribution 6 and Distribution 8 Grants to counties in New York State; and

WHEREAS, Part of the grant awarded to Ontario County includes funding to retain a Social Worker and defense based advocate who will be responsible for facilitating mental health referrals to Ontario County Public Defender clients, supporting these clients after a referral has been made and while they are in treatment, and updating the Courts as to the client's progress; and

WHEREAS, Justine Higley, LMSW, has proposed to provide such services for an amount not to exceed \$41/hour plus mileage; and

WHEREAS, The Public Safety Committee has approved a contract period commencing January 1, 2022, and terminating December 31, 2022; 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 Justine Higley at a cost not to exceed \$41/hour plus mileage; and further

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

RESOLVED, That the contract period shall commence January 1, 2022, and terminate December 31, 2022.

**RESOLUTION NO. 629-2021
ACCEPTANCE OF CONTRACT
COREY VANHALL
ONTARIO COUNTY PUBLIC DEFENDER'S OFFICE**

WHEREAS, The Office of Indigent Legal services has made funding available for Distribution 6 and Distribution 8 grants to counties in New York State; and

WHEREAS, Part of the grant awarded to Ontario County includes funding to retain a Care Coordinator and defense based advocate who will be responsible for facilitating referrals to Mental Health Treatment Court for Ontario County Public Defender clients, supporting Mental Health Treatment Court participants after they have been accepted into the program, assisting the Mental Health Court Treatment Team in obtaining necessary

records and periodic treatment updates, and updating the Courts as to each client's progress; and

WHEREAS, Corey VanHall, BSW, has proposed to provide such services for an amount not to exceed \$35/hour plus mileage; and

WHEREAS The Public Safety Committee has approved a contract period commencing January 1, 2022, and terminating December 31, 2022; and

WHEREAS, Sufficient funding for this contract exists within the Public Defender Operating budget; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney, the Board of Supervisors hereby approves an agreement with NYSDA at a cost not to exceed the fee structure as set forth in Exhibit 1 of the Contract; and further

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

RESOLVED, That the contract period shall commence January 1, 2022, and terminate December 31, 2022.

**RESOLUTION NO. 630-2021
AUTHORIZATION AGREEMENT - DOYLE PRUITT, LCSW - 2022**

WHEREAS, The Ontario County Probation Department is desirous to contract with Doyle Pruitt, LCSW, to provide sex offender treatment to juvenile sex offenders up to age 16 on probation; and

WHEREAS, Doyle Pruitt, LCSW will provide sex offender treatment sessions at a rate of \$55 per session and total cost not to exceed \$15,000; and

WHEREAS, This contract will be funded through the Youth In Crisis funding already included in the 2022 budget; and

WHEREAS, The Public Safety Committee has reviewed and recommends this 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 not to exceed \$15,000 covering the period of January 1, 2022 through December 31, 2022, with Doyle Pruitt, LCSW to provide said services.

**RESOLUTION NO. 631-2021
2022 FLACRA – WEEKEND JAIL ALTERNATIVE CONTRACT**

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 2418 jail bed days since 2017 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 2022 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 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, 2022 through December 31, 2022.

**RESOLUTION NO. 632-2021
2022 FLACRA ENHANCED JAIL SERVICES**

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 2022 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, 2022 through December 31, 2022.

RESOLUTION NO. 633-2021
2022 FLACRA CONTRACT
DAY REPORTING TREATMENT GROUPS AND PROGRAMMING

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 provide this service; and

WHEREAS, The 2022 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, 2022 through December 31, 2022.

The foregoing block of seven resolutions was adopted.

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

RESOLUTION NO. 634-2021
INTERMUNICIPAL COOPERATION AGREEMENT FOR
ENHANCED COURT SECURITY SERVICES WITH THE
TOWN OF BRISTOL 2022

WHEREAS, The Town of Bristol 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 Bristol; 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 Bristol for the provision of enhanced court security services in that jurisdiction not to exceed \$2,307 for the term of approximately 5 hours per month for the term of January 1, 2022 through December 31, 2022; 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 Bristol for enhanced court security services; and further

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

**RESOLUTION NO. 635-2021
INTERMUNICIPAL COOPERATION AGREEMENT FOR
ENHANCED COURT SECURITY SERVICES WITH THE
TOWN OF CANANDAIGUA 2022**

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

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 not to exceed \$10,000 for approximately 11 hours per month for the term of January 1, 2022 through December 31, 2022; 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 be, and hereby 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. 636-2021
INTERMUNICIPAL COOPERATION AGREEMENT FOR
ENHANCED COURT SECURITY SERVICES WITH THE
TOWN OF EAST BLOOMFIELD 2022**

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 not to exceed \$5,460 for the term of approximately 12 hours per month for the term of January 1, 2022 through December 31, 2022; 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 be, and hereby 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. 637-2021
INTERMUNICIPAL COOPERATION AGREEMENT FOR
ENHANCED COURT SECURITY SERVICES WITH THE
TOWN OF GORHAM 2022**

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 not to exceed \$19,997 for the term of approximately 10 hours per week for the term of January 1, 2022 through December 31, 2022; 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 be, and hereby 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. 638-2021
INTERMUNICIPAL COOPERATION AGREEMENT FOR
ENHANCED COURT SECURITY SERVICES WITH THE
TOWN OF VICTOR 2022**

WHEREAS, The Town of Victor 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 Victor; 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 Victor for the provision of enhanced court security services in that jurisdiction not to exceed \$29,995 for the term of approximately 15 hours per week for the term of January 1, 2022 through December 31, 2022; 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 Victor for enhanced court security services; and further

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

RESOLUTION NO. 639-2021
INTERMUNICIPAL COOPERATION AGREEMENT FOR
ENHANCED COURT SECURITY SERVICES WITH THE
TOWN OF WEST BLOOMFIELD 2022

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 not to exceed \$15,997 for the term of approximately 8 hours per week for the term of January 1, 2022 through December 31, 2022; 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 be, and hereby 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.

RESOLUTION NO. 640-2021
INTERMUNICIPAL COOPERATION AGREEMENT FOR
ENHANCED LAW ENFORCEMENT SERVICES WITH THE
TOWN OF CANANDAIGUA 2022

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 not to exceed \$27,500 for the term of January 1, 2022 through December 31, 2022; 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 be, and hereby 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. 641-2021
INTERMUNICIPAL COOPERATION AGREEMENT FOR
ENHANCED LAW ENFORCEMENT SERVICES WITH THE
TOWN OF FARMINGTON 2022**

WHEREAS, The Town of Farmington 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 Farmington; 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 Farmington for the provision of enhanced law enforcement services in that jurisdiction not to exceed \$15,000 for the term of January 1, 2022 through December 31, 2022; 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 Farmington for enhanced law enforcement services; and further

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

**RESOLUTION NO. 642-2021
INTERMUNICIPAL COOPERATION AGREEMENT FOR
ENHANCED LAW ENFORCEMENT SERVICES WITH THE
TOWN OF GENEVA 2022**

WHEREAS, The Town of Geneva 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 Geneva; 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 Geneva for the provision of enhanced law enforcement services in that jurisdiction not to exceed \$20,000 for the term of January 1, 2022 through December 31, 2022; 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 Geneva for enhanced law enforcement services; and further

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

**RESOLUTION NO. 643-2021
INTERMUNICIPAL COOPERATION AGREEMENT FOR
ENHANCED LAW ENFORCEMENT SERVICES WITH THE
TOWN OF SOUTH BRISTOL 2022**

WHEREAS, The Town of South Bristol 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 South Bristol; 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 Count Sheriff's Office is authorized and empowered to enter into an intermunicipal cooperation agreement with the Town of South Bristol for

the provision of enhanced law enforcement services in that jurisdiction not to exceed \$15,000 for the term of approximately fifteen (15) hours per week from April 1, 2022 through October 31, 2022; 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 South Bristol for enhanced law enforcement services; and further

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

**RESOLUTION NO. 644-2021
INTERMUNICIPAL COOPERATION AGREEMENT FOR
ENHANCED LAW ENFORCEMENT SERVICES WITH THE
TOWN OF VICTOR 2022**

WHEREAS, The Town of Victor 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 Victor; 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 Victor for the provision of enhanced law enforcement services in that jurisdiction not to exceed \$20,000 for the term of January 1, 2022 through December 31, 2022; 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 Victor for enhanced law enforcement services; and further

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

The foregoing block of eleven resolutions was adopted.

Supervisor Robert Green offered the following resolution and moved for its adoption, seconded by Supervisor Todd Campbell:

RESOLUTION NO. 645-2021
AUTHORIZATION TO PURCHASE BODY WORN CAMERAS FROM
BRITE FOR THE ONTARIO COUNTY JAIL

WHEREAS, The Ontario County Sheriff's Office has a need for body worn cameras in the Ontario County Jail; and

WHEREAS, There are remaining funds in account AA315099 52900; and

WHEREAS, The Ontario County Jail has a need for body worn cameras which are needed as soon as possible and available from Brite, 7647 Main Street Fishers, Victor, New York 14564, on NYS contract; and

WHEREAS, This purchase has been included in the approved 2022 equipment budget; and

WHEREAS, The Public Safety Committee and Ways and Means Committee have reviewed and agreed to allow the purchase of the body worn cameras in 2021 using a portion of the remaining funds in funds in account AA315099 52900 for a cost of \$32,368.73; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby approves the purchase of Body Worn Cameras from Brite at a cost not to exceed \$32,368.73.

Adopted.

Supervisor Frederick Lightfoote offered the following four resolutions as a block and moved for its adoption, seconded by Supervisor Frederick Wille:

RESOLUTION NO. 646-2021
CAPITAL PROJECT H033-16
SPACE REORGANIZATION AND SECURITY ENHANCEMENT
OF 3010 COUNTY COMPLEX DRIVE
AUTHORIZATION OF A NO COST TIME EXTENSION TO THE CONTRACT
FOR CONSTRUCTION CONSULTING & COST ESTIMATING SERVICES

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 H033-16 (the Project); and

WHEREAS, Resolution No. 752-2020 authorized a contract with The Pike Company, 1 Circle, St, Rochester, NY 14607 (the Vendor) to advise the County on constructability, phasing, scheduling, and estimated cost of construction of the Project (the Contract); and

WHEREAS, Resolution No. 309-21 authorized a no cost time extension so that the Contract now has an expiration date of 12/31/21; and

WHEREAS, The County and the Vendor would like to execute a second no cost time extension so that the Contract would expire on 3/31/22; and

WHEREAS, The Public Works Committee has reviewed this resolution and recommends its adoption; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby authorizes execution of a no cost time extension with the Vendor to extend the expiration date of the Contract to 3/31/22 (the Amendment); and further

RESOLVED, That the County Administrator is hereby authorized to execute the Amendment and any and all other documents necessary to effect the intent of this Resolution; and further

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

**RESOLUTION NO. 647-2021
CAPITAL PROJECT H033-16
SPACE REORGANIZATION AND SECURITY ENHANCEMENT
OF 3010 COUNTY COMPLEX DRIVE
AUTHORIZATION OF A NO COST TIME EXTENSION TO THE CONTRACT
FOR SECURITY CONSULTANT SERVICES**

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 H033-16 (the Project); and

WHEREAS, Resolution No. 750-2020 authorized a contract with Business Protection Specialist Inc (BPS) of 1296 East Victor Rd, Suite B, Victor, NY 14564 (the Vendor) to advise the County on issues of facility and operational security related to the Project (the Contract); and

WHEREAS, Resolution No. 310-2021 authorized a no cost time extension so that the Contract now has an expiration date of 12/31/21; and

WHEREAS, The County and the Vendor would like to execute a second no cost time extension so that the Contract would expire on 3/31/22; and

WHEREAS, The Public Works Committee has reviewed this resolution and recommends its adoption; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby authorizes execution of a no cost time extension with the Vendor to extend the expiration date of the Contract to 3/31/22 (the Amendment); and further

RESOLVED, That the County Administrator is hereby authorized to execute any and all other documents necessary to effect the intent of this Resolution; and further

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

**RESOLUTION NO. 648-2021
CAPITAL PROJECT H033-16**

**SPACE REORGANIZATION AND SECURITY ENHANCEMENT OF
3010 COUNTY COMPLEX DRIVE - AUTHORIZATION OF A NO COST TIME
EXTENSION TO THE CONTRACT FOR ARCHITECTURAL SERVICES**

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 (the Project); and

WHEREAS, Resolution No. 751-2020 authorized a budget transfer and contract with QPK Design, 450 South Salina St, Suite 500 Syracuse, NY 13201 (QPK) to provide architectural design services as described in their proposal dated 11/23/20 for a total amount not to exceed sixty nine thousand five hundred and six dollars (\$69,506.00) (the Contract); and

WHEREAS, Resolution No. 308-2021 authorized a budget amendment and extension so that the Contract now has an expiration date of 12/31/21; and

WHEREAS, The County and the Vendor would like to execute a no cost time extension so that the Contract would expire on 3/31/22 (the Amendment); and

WHEREAS, The Public Works Committee has reviewed this resolution and recommends its approval by the Board; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby authorizes execution of a no cost time extension with the Vendor to extend the expiration date of the Contract to 3/31/22 (the Amendment); and further

RESOLVED, The Board hereby authorizes the County Administrator to execute the Amendment to the Contract subject to approval, as to form by the County Attorney; and further

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

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

**RESOLUTION NO. 649-2021
CAPITAL PROJECT NO. H069-20
REPLACEMENT OF TILEYARD ROAD BRIDGE
ACCEPTANCE OF SUPPLEMENTAL AGREEMENT #1
TO NEW YORK STATE REVENUE CONTRACT
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, A project for the Replacement of Tileyard Road Bridge, Town of Gorham, Ontario County, P.I.N. 4ON0.06 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such safety projects to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

WHEREAS, Resolution No. 375-2020 created Capital Project No. H069-20, Replacement of Tileyard Road Bridge, and authorized the acceptance of the New York State Revenue Contract for the Preliminary Engineering, Detailed Design, and Right-of-Way Incidentals Phase for the Project; and

WHEREAS, Supplemental Agreement #1 has been received and provides Marchiselli funding for the design phase of the project; and

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

RESOLVED, That the Board of Supervisors hereby accepts Supplemental Agreement #1 to the New York State Revenue Contract for Capital Project No. H069-20; and further

RESOLVED, That the Board of Supervisors hereby authorizes the County Administrator to pay in the first instance 100% of the federal and non-federal share of the cost of the Project or portions thereof; and further

RESOLVED, That the budget of Capital Project No. H069-20 be amended as follows:

Line	Description	Current Budget	Change	Revised Budget
Appropriations:				
HHH06920 54495	Engineering	\$255,000.00		\$255,000.00
HHH06920 54865	Administration	\$2,0000.00		\$2,000.00
HHH06920 54731	Contingency	\$40,0000.00	+\$41,100.00	\$81,100.00
Revenue:				
HHH06920 43089	State Aid	\$0.00	+\$41,100.00	\$41,100.00

HHH06920 44597	Federal Aid	\$237,600.00		\$237,600.00
HHH06920 45031	Interfund Transfer	\$59,400.00		\$59,400.00

and further

RESOLVED, That the Department of Finance is authorized to make the necessary accounting and budget entries to affect the intent of this Resolution for a total project budget of Three Hundred Thirty Eight Thousand One Hundred Dollars and Zero Cents (\$338,100.00); and further

RESOLVED, That in the event the full Federal and non-Federal share costs of the Project exceed the amount appropriated above, the Board of Supervisors shall convene as soon as possible to appropriate said excess amount upon notification by the New York State Department of Transportation; and further

RESOLVED, That the County Administrator be, and hereby is, authorized to execute all necessary Agreements and certifications on behalf of the Board of Supervisors with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of Federal-aid and State-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and further

RESOLVED, That the Commissioner of Public Works be, and hereby is, authorized to execute any reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Board of Supervisors with the New York State Department of Transportation in connection with this Project; and further

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

The foregoing block of four resolutions was adopted.

Supervisor Frederick Lightfoote offered the following four resolutions as a block and moved for its adoption, seconded by Supervisor Norman Teed:

**RESOLUTION NO. 650-2021
CAPITAL PROJECT NO. H077-21
COUNTY ROAD 4 AT COUNTY ROAD 20 INTERSECTION IMPROVEMENTS
ACCEPTANCE OF SUPPLEMENTAL AGREEMENT #1
TO NEW YORK STATE REVENUE CONTRACT**

WHEREAS, A project for County Road 4 at County Road 20 Intersection Improvements, Town of Seneca, Ontario County, P.I.N. 4ON0.05 (the "Project") is

eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such safety projects to be borne at the ratio of 90% Federal funds and 10% non-Federal funds; and

WHEREAS, Resolution No. 159-2021 created Capital Project No. H077-21, County Road 4 at County Road 20 Intersection Improvements, and authorized the acceptance of the New York State Revenue Contract for the Preliminary Engineering, Detailed Design, and Right-of-Way Incidentals Phase for the Project; and

WHEREAS, Supplemental Agreement #1 has been received and provides Marchiselli funding for said phases of the project; and

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

RESOLVED, That the Board of Supervisors hereby accepts Supplemental Agreement #1 to the New York State Revenue Contract for Capital Project No. H077-21; and further

RESOLVED, That the Board of Supervisors hereby authorizes the County Administrator to pay in the first instance 100% of the federal and non-federal share of the cost of the Project or portions thereof; and further

RESOLVED, That the budget of Capital Project No. H077-21 be amended as follows:

Line	Description	Current Budget	Change	Revised Budget
Appropriations:				
HHH07721 54495	Engineering	\$387,100.00		\$387,100.00
HHH07721 54865	Administration	\$2,0000.00		\$2,000.00
HHH07721 54731	Contingency	\$0.00	+\$29,183.00	\$29,183.00
Revenue:				
HHH07721 43089	State Aid	\$0.00	+\$29,183.00	\$29,183.00
HHH07721 44597	Federal Aid	\$350,190.00		\$350,190.00
HHH07721 45031	Interfund Transfer	\$38,910.00		\$38,910.00

and further

RESOLVED, That the Department of Finance is authorized to make the necessary accounting and budget entries to affect the intent of this Resolution for a total project budget of Four Hundred Eighteen Thousand Two Hundred Eighty-Three Dollars and Zero Cents (\$418,283.00); and further

RESOLVED, That in the event the full Federal and non-Federal share costs of the Project exceed the amount appropriated above, the Board of Supervisors shall convene as soon as possible to appropriate said excess amount upon notification by the New York State Department of Transportation; and further

RESOLVED, That the County Administrator be, and hereby is, authorized to execute all necessary Agreements and certifications on behalf of the Board of Supervisors with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of Federal-aid and State-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and further

RESOLVED, That the Commissioner of Public Works be, and hereby is, authorized to execute any reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Board of Supervisors with the New York State Department of Transportation in connection with this Project; and further

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

**RESOLUTION NO. 651-2021
RENEWAL OF BID B21001
FOR MAINTENANCE AND REPAIR OF CHILLERS
DEPARTMENT OF PUBLIC WORKS - BUILDINGS AND GROUNDS**

WHEREAS, Resolution No. 70-2021 awarded bid (B21001) for the maintenance and repair of chillers, per tabulation sheets on file with the Clerk of this Board; and

WHEREAS, Monroe Piping and Sheet Metal, LLC has agreed to renew the current pricing for maintenance and repair of chillers for an additional twelve (12) months at no increase; and

WHEREAS, The Public Works Committee has reviewed and accepts the bid renewal proposal; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby authorizes the renewal of Bid (B21001) for the Maintenance and Repair of Chillers to Monroe Piping and Sheet Metal, LLC, 68 Humboldt Street, Rochester, New York 14609 from January 28, 2022 to January 27, 2023.

**RESOLUTION NO. 652-2021
AUTHORIZATION TO ACCEPT BIDS B21097
FOR PURCHASE OF ELECTRICAL SUPPLIES**

WHEREAS, The Department of Public Works routinely needs to purchase electrical supplies in its performance of the maintenance, repair, and renovation of County facilities; and

WHEREAS, The County's Purchasing Department solicited bids (B21097) and bids were received for purchase of electrical supplies; and

WHEREAS, It is in the best interest of the County to have multiple vendors to assure electrical supplies are available when needed; and

WHEREAS, The Public Works Committee has reviewed and recommends award of this bid; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby authorizes the acceptance of the bids from the vendors listed below for the following material groups and discounts:

- Geneva Electric Supplies for Groups A, B, C and E
- Cooper Friedman Electric Supply Co. for Groups D, F, G, H, I and J
- Section II discounts are to be awarded to both vendors

The Bids are to be accepted for a period of 12 months from date of award with up to two (2) twelve month renewals upon agreement of all parties;

Vendor	Address
Geneva Electrical Supplies	369 Lyons Rd., Geneva, NY 14456
Cooper Friedman Electric Supply Co	315 Cranbury Half Acre Road Cranbury, NJ 08512

**RESOLUTION NO. 653-2021
AUTHORIZE CONTRACT FOR SERVICE AT
ONTARIO COUNTY VEHICLE WASH TO WCB WASH SYSTEMS**

WHEREAS, The County Transportation Center (CTC) has a vehicle wash bay to service the County fleet and Regional Transit Service (RTS); and

WHEREAS Periodic service is required on the wash bay equipment; and

WHEREAS, It is necessary to rebuild the two main high pressure CAT pumps in the equipment room; and

WHEREAS, WCB Wash Systems of Canandaigua, NY can provide these services for a cost not to exceed \$11,413; and

WHEREAS, The total cost of said repair is estimated to be \$12,613 including contingency of \$1,200; now, therefore, be it

RESOLVED, The following budget transfer is hereby approved:

AAR101 54520	Maint/Repair of Equipment	+ \$11,413.00
AA 30511 BR101	App Reserve – Vehicle Wash	+ \$11,413.00

and further

RESOLVED, That subject to review and approval of the County Attorney as to form, the Board of Supervisors awards a contract to rebuild two CAT high pressure pumps to WCB Wash Systems for a cost not to exceed \$11,413; and further

RESOLVED, The Commissioner of Public Works can authorize the use of the \$1,200 contingency; and further

RESOLVED, That said contract will also include on-demand services for future repair and maintenance at a labor rate of \$125.00/hour and a parts and material mark-up not to exceed 35% over cost; and further

RESOLVED, That said contract shall commence December 10, 2021 and expire December 9, 2022.

The foregoing block of four resolutions was adopted.

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

**RESOLUTION NO. 654-2021
APPORTIONMENT OF MORTGAGE TAX**

WHEREAS, The amount received by the County Clerk from mortgage taxes for the period April 1, 2021, through September 30, 2021 was \$2,166,279.85 and the County's share to be distributed among the several tax districts in the County amounts to the sum of \$2,152,678.19 including interest earned less County Clerk's expense; 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:

CITIES, TOWNS, VILLAGES

		Distribute to Villages	Distributed to Cities & Towns
389 5	Bristol		\$ 26,898.05
389 7	Canadice		\$ 28,344.90
070 8	Canandaigua City		\$134,029.80
389 9	Canandaigua Town		\$239,103.73

408 1	Bloomfield Village	\$ 9,718.02	
389 3	East Bloomfield		\$ 63,584.32
390 2	Farmington		\$425,544.21
070 5	Geneva City		\$ 84,800.69
390 4	Geneva Town		\$ 65,929.43
408 8	Rushville Village	\$ 696.39	
390 6	Gorham		\$ 83,230.82
390 8	Hopewell		\$ 45,979.98
408 0	Clf Spg T/Man	\$ 5,901.78	
408 3	Manchstr T/Man	\$ 5,336.42	
408 9	Shortsvil T/Man	\$ 4,614.59	
391 0	Manchester Town		\$ 48,930.09
408 4	Naples Village	\$ 3,456.04	
391 2	Naples Town		\$ 20,323.36
408 6	Phelps Village	\$ 8,602.64	
408 0	Clf Spg T/Phelps	\$ 3,057.29	
392 8	Phelps Town		\$ 73,009.29
391 5	Richmond		\$ 69,847.29
391 8	Seneca		\$ 24,008.80
392 1	South Bristol		\$ 71,756.11
408 7	Victor Village	\$ 30,431.26	
392 3	Victor Town		\$549,207.29
392 5	West Bloomfield		\$ 26,335.60
	TOTALS	\$ 71,814.43	\$ 2,080,863.76
	Total Villages/Cities/Towns		\$ 2,152,678.19

**AUTHORIZATION TO CONTRACT WITH UR MEDICINE CENTER FOR
EMPLOYEE WELLNESS FOR BIOMETRIC SCREENING AND
PERSONAL HEALTH ASSESSMENT SERVICES 2022-2024**

WHEREAS, Ontario County offers biometric screening and personal health assessments to employee subscribers to the county health insurance plan and their covered spouses; and

WHEREAS, Resolution No. 768-2020 authorized a one-year contract with UR Medicine Center for Employee Wellness to provide these services in 2021, and that agreement will expire on December 31, 2021; and

WHEREAS, UR Medicine Center for Employee Wellness has proposed to continue providing these services, as well as optional training sessions for Ontario County employees with no change in the cost structure of the agreement from January 1, 2022 through December 31, 2024; and

WHEREAS, The Ways and Means Committee has reviewed and recommends contracting with UR Medicine Center for Employee Wellness for this service as proposed; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors hereby authorizes a contract between Ontario County and UR Medicine Center for Employee Wellness, having an office at 601 Elmwood Avenue, Box SON, Rochester, NY 14642, to provide biometric screening, personal health assessments, and optional training sessions to County employees at the rates set forth in Schedule A of the contract for a term of January 1, 2022 – December 31, 2024; 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. 656-2021
MEMORANDUM OF AGREEMENT 3-2021
ONTARIO COUNTY GENERAL UNIT, C.S.E.A.**

WHEREAS, Ontario County is currently a party to a labor agreement with the Ontario County General Unit, C.S.E.A., with said Agreement expiring December 31, 2021; and

WHEREAS, The parties to the Agreement have conferred regarding the need for third-party temporary assistance to provide financial services during the absence of multiple employees in various positions in the finance Department; and

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

RESOLVED, That Memorandum of Agreement No. 3-2021, reflecting the parties' agreement that the Ontario County Finance Department is permitted to subcontract for various financial services for a temporary and limited period is approved; and further

RESOLVED, That copies of this resolution shall be sent by the Clerk of this Board to Donald Havens, President of the C.S.E.A. Unit, and to the Director of Human Resources.

**RESOLUTION NO. 657-2021
AUTHORIZATION TO EXTEND CONTRACT WITH
PARAGON CONSULTING, INC. FOR
AFFORDABLE CARE ACT REPORTING FOR 2022**

WHEREAS, Resolution No. 770-2020 authorized Ontario County to extend the contract with Paragon Consulting, Inc. to provide Affordable Care Act reporting as required by the Internal Revenue Service for calendar year 2021; and

WHEREAS, Paragon Consulting, Inc. proposes to continue providing the services in 2022 under the same terms as the expiring contract, including no increase in price; and

WHEREAS, The Ways and Means Committee has reviewed and recommends this contract with Paragon Consulting, Inc. 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 contract with Paragon Consulting, Inc., 1000 Pittsford-Victor Road, Pittsford, New York 14534, to provide Affordable Care Act reporting as required by the Internal Revenue Service for calendar year 2022; 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. 658-2021
CREATION/RECLASSIFICATION/DELETION OF POSITIONS
2022 ONTARIO COUNTY BUDGET**

WHEREAS, During the budget process each year, the County Administrator and Management Compensation Committee review the creation, deletion and reclassification of County positions; and

WHEREAS, The County Administrator and the Management Compensation Committee have reviewed the current position requests and are recommending that the following position changes be made in the 2022 Budget; and

WHEREAS, The Management Compensation Committee and the Ways and Means Committee have reviewed and approved these position changes; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors does hereby authorize the following position changes for January 1, 2022, unless otherwise noted:

1. Probation:
 - a) Create an OFFICE SPECIALIST II position and abolish a vacant HUMAN SERVICES WORKER (3036008) position; and
 - b) Abolish two (2) vacant PROBATION OFFICER (3054017 & 3054019) positions.
2. Public Works:
 - a) Create two (2) JUNIOR ENGINEER positions and abolish a CIVIL ENGINEER (3104001) position and an ENGINEERING AIDE (3104001) position; and
 - b) Create a SENIOR CUSTODIAN position and abolish a BUILDING MAINTENANCE ASSISTANT (3005003) position; and
 - c) Create a PUBLIC WORKS INTERN position.
3. Human Resources:
 - a) Abolish one (1) vacant STUDENT AIDE (9811002) position.
4. Office of Sheriff:
 - a) Create a SECRETARY I position; which position shall be allocated to SGU Grade S8 and abolish a vacant OFFICE SPECIALIST I (5013010) position; and
 - b) Abolish a vacant COUNTY POLICE OFFICER (6001022) position, three (3) vacant CORRECTION OFFICER (5000006, 5000066, & 5000017) positions, and a vacant DISPATCHER II (5007025) position, which were unfunded through 2021.
5. Social Services:
 - a) Create two (2) CASEWORKER positions; and
 - b) Create a SOCIAL WELFARE EXAMINER (SEASONAL) position; which position shall be allocated to the Part-Time/Hourly/Daily Personnel Salary Schedule at an hourly rate equivalent to CSEA Grade A8; and
 - c) Abolish a vacant CLERK (3015003) position, a vacant ELECTRONIC WORKSTATION OPERATOR (3026007) position, and a vacant COMPUTER SERVICES ASSISTANT (3019001) position, which were unfunded through 2021.
6. County Clerk:
 - a) Abolish a vacant SENIOR MOTOR VEHICLE SERVICE REPRESENTATIVE (3073004) position, a vacant SUPERVISING MOTOR VEHICLE ASSISTANT (SATELLITE) (3090001) position and

- a vacant PHOTOCOPY MACHINE OPERATOR II (3050001) position;
and
 - b) Create one (1) DOCUMENT SPECIALIST position.
7. Purchasing:
- a) Abolish one (1) vacant SENIOR CLERK (3070002) position.
8. Office for the Aging:
- a) Create two (2) SUPERVISING SPECIALIST, SERVICES FOR THE AGING positions which positions shall be allocated to CSEA Grade AP2; and abolish two (2) SPECIALIST, SERVICES FOR THE AGING positions when said positions are no longer protected for the incumbents.
9. Mental Health:
- a) Create one (1) STAFF SOCIAL WORKER position.
10. Department of Sustainability and Solid Waste Management:
- a) Abolish two (2) vacant MOTOR EQUIPMENT OPERATOR IV (3118007 & 3118008) positions; and
 - b) Create one (1) position of SUSTAINABILITY ASSISTANT; which position shall be allocated to CSEA Grade A8; and further be it

RESOLVED, That these positions are created and authorized to be filled on or after January 1, 2022; and be it further

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

**RESOLUTION NO. 659-2021
ONTARIO COUNTY BENEFITS FOR
MANAGERIAL/CONFIDENTIAL EMPLOYEES
AND ELECTED OFFICIALS**

WHEREAS, The Board of Supervisors adopted Resolution No. 468-95, "General Policies for Full-Time Management or Confidential Employees of Ontario County, Excepting Elected Officials and Rescinding All Previous Resolutions, as amended"; and

WHEREAS, By Resolution No. 533-98, the Board of Supervisors amended said policy as it related to health insurance benefits and contributions to provide that the benefits provided to managerial/confidential employees and elected official should be consistent with the CSEA General Unit; and

WHEREAS, Resolution No. 663-2015 specifically identified health benefit choice plans for management/confidential employees and elected officials for the years 2016 and 2017; and

WHEREAS, A recent Comptroller audit recommended that benefits for managerial/confidential employees be adopted on a regular basis; and

WHEREAS, The Ways and Means Committee has recommended adopting an employee benefits manual for Managerial/ Confidential Employees of Ontario County and Elected Officials, in order to clearly delineate the benefits for this group of employees and continue to provide health insurance and other benefits to them; now, therefore, be it

RESOLVED, That the Board of Supervisors does hereby adopt the attached “Managerial/Confidential Employees and Elected Officials Benefits Manual” and rescinding all previous resolutions.

ONTARIO COUNTY

April 18, 2002

2022

Ontario County Human Resources
3019 County Complex Drive
Canandaigua, NY 14424
Tel: (585) 396-4465

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FORWARD FROM OUR COUNTY ADMINISTRATOR

Whether you are just starting your career with Ontario County or you have been an employee for several years, we hope that you have a successful and rewarding experience! The employees of Ontario County are one of its most valuable resources. No matter the department in which you are employed, you will perform important work in public service and on behalf of the members of the Board of Supervisors and our employees, I wish you every success in your position. This manual has been written to serve as a guide of your employee benefits.

There are several things that are important to keep in mind about this manual. First, it contains only general information and guidelines. It is not intended to be comprehensive or address all possible applications of, or exceptions to, general policies and described procedures. If you have questions or concerns regarding your eligibility for a particular benefit, or the applicability of a policy or practice to you, you should contact Human Resources for assistance. Neither this manual nor any other County document confers any contractual right/benefit, either express or implied to remain employed by the County. Nor does it guarantee any fixed terms and conditions of your employment. Your employment is not for any specific time and, in accordance with Civil Service Law, you may be terminated by the County or you may resign for any reason at any time.

Second, the procedures, practices, policies and benefits described herein may be modified or discontinued from time to time. The Department of Human Resources will attempt to keep you informed of changes as they occur.

Chris DeBolt,
County Administrator

EMPLOYMENT POLICIES

All policies and benefits listed apply to Managerial/confidential employees and Lieutenants in the Office of the Sheriff. Policies/Benefits are only applicable to Elected Officials if they are specifically listed. Benefits of part-time employees are delineated separately. Whenever reference is made that approval of a Department Head is needed and the requesting employee is a Department Head then such approval must be obtained from the County Administrator.

Equal Employment Opportunities And Nondiscrimination

Ontario County is an Equal Employment Opportunity Employer and provides opportunities based on personal capabilities and qualifications without discrimination based on race, color, gender, gender identity or expression, age, disability, religion, national origin, political affiliation or belief, genetic predisposition or carrier status, arrest or conviction record, domestic violence victim status, marital status, pregnancy, veteran status, military status, sexual orientation, retaliation, or any other protected category as established by federal or state law. The policy of Equal Employment Opportunity applies to all policies and procedures relating to recruitment and hiring, compensation, benefits, disciplines, terminations and all other terms and conditions of employment.

Discrimination and retaliation based on reproductive health decisions, including, but not limited to, a decision to use or access a particular drug, device or medical service are also strictly prohibited in accordance with New York State law. Remedies for violations of this prohibition are set forth in Labor Law section 203-e.

It is the policy of Ontario County to promote a productive work environment and to prohibit conduct by any employee that disrupts or interferes with another's work performance, or that creates an intimidating, offensive, or hostile work environment due to discrimination based on protected status or sexual harassment. In keeping with this goal, Ontario County is committed to educate employees in the recognition and prevention of workplace discrimination and sexual harassment. Any conduct that discriminates against, denigrates or shows hostility or aversion toward a person on the basis of race, color, gender, gender identity or expression, age, disability, religion, national origin, political affiliation or belief, genetic predisposition or carrier status, arrest or conviction record, domestic violence victim status, marital status, pregnancy, veteran status, military status, sexual orientation, retaliation, or any other protected status is strictly prohibited. Such conduct may also violate the law. However, the County will not tolerate any form of discrimination or sexual harassment, and will take all steps necessary to prevent and stop the occurrence of such conduct in the workplace. Improper conduct may violate the County's policy, even if it is not illegal.

Hours Of Work And Overtime

The standard work day for all full-time Managerial/confidential employees is either 7.5 or 8 hours each work day, as set forth in Resolution No. 442-2019 and any subsequent amendment. Part-time positions are limited to 1040 work hours per year. However, Department Heads are authorized to establish work schedules for Managerial/confidential employees to accomplish the departmental objectives. This may mean considerable hours beyond the County's normal office hours during certain times of the year or as a result of certain situations. The standard workweek is 37.5 hours but subject to Department Head approval, Managerial/confidential employees are given flexibility in scheduling work time to meet the pay period requirements of 75/80 hours.

A Department Head is expected to maintain regular office hours of 8:30am to 5:00pm, Monday through Friday, unless the day is a legal holiday, and be available as needed to provide supervisory guidance and leadership to employees. As a general rule, most employees designated Managerial/confidential are exempt from the overtime provisions of the Fair Labor Standards Act, and accordingly their annual salary represents their total compensation for all time worked. Positions that are classified as “salaried/non-exempt” are listed in the Management Compensation Plan and are eligible for overtime or compensatory time only upon approval of the Department Head.

Overtime for non-exempt salaried employees does not begin until after 37.5/40 hours of work in any week, depending on the respective position.

The hours of work for Elected Officials are those required to accomplish the departmental objectives. This may mean irregular hours as a result of certain situations. Elected Officials are exempt from the overtime provisions of the Fair Labor Standards Act, and accordingly their annual salary represents their total compensation for all time worked.

Wages And Adjustments

Compensation for full-time Managerial/confidential employees is established by the Ontario County Management Compensation Plan, adopted in 1988 by Res. 284-88 and each subsequent amendment. Wages are reviewed at least annually with respect to cost-of-living adjustments.

In the year a new Managerial/confidential employee is hired, the first pay will be adjusted such that remaining equal payments in the year equal the total equivalent earnings from the hire date through December 31 for that first year. Each year thereafter, the Managerial/confidential employee’s annual salary will be divided by the number of paychecks in the year to determine the amount of each paycheck. When a Managerial/confidential employee leaves the employment of Ontario County, the final paycheck will be adjusted to include all wages due to the employee through his or her last week of work, or the amount which must be returned to the County in the event of overpayment for time not yet worked.

Compensation for Elected Officials is established by Resolution of the Board of Supervisors for the appropriate term of office, eight months prior to such term in accordance with the Ontario County Board of Supervisors’ Rules of Procedures.

Payroll And Direct Deposit

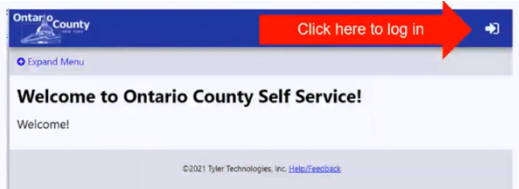
Employees of Ontario County are paid bi-weekly on the Friday following a two-week pay period that runs from Sunday of the first week through Saturday of the second week. Payment of wages is done by direct deposit and available for withdrawal the morning of each pay date. Electronic access to your paystub information is available on the Employee Self Service site set forth on the previous page.

All employees shall participate in the direct deposit program offered by Ontario County and may have a total of three direct deposits from their pay. The initial direct deposit should be set up to deposit the employee’s net pay into an account of their choosing. A second or third direct deposit should specify a dollar amount and can go to different accounts in any bank or credit union with an ACH routing number. A separate application must be generated for each account.

Additional forms for direct deposit may be requested from the Human Resources Department at extension 4465 or printed directly from the Employee Portal located under Payroll. If an employee is switching from one bank to another for direct deposit the employee should not close out the old account until at least one direct deposit has been successful to the new account. Any questions or concerns regarding direct deposit, please call Payroll at ext. 4425.

EMPLOYEE SELF SERVICE (ESS)

Employees will be using ESS to view paycheck information, personal information, annual leave (if eligible) and more! Link to LIVE Tyler/Munis ESS: <https://ontariocountyny.munisselfservice.com/default.aspx>

**USERNAME AND PASSWORD**

If you have a “@ontariocountyny.gov” email address - use your single sign on that you use for your computer.

*John A. Doe’s username is johnad, password is the same as he uses to sign into his computer

If you do not have an “@ontariocountyny.gov” email address:

Username: [Last Name] [First Initial] [Last 4 digit of your SSN] Ex: DoeJ1234

*Default password: Last 4 digits of your SSN. You will be prompted to change your password on your 1st login.

View your Pay information: Pay / Tax Information tab provides current payroll and payroll history details. Selecting the Details will show the pay advice information for the check.

Time Entry and Time Off: Soon all employees will be able to request time off and complete your time entry in the ESS program, instead of using paper forms.

Personnel Record

All Managerial/confidential employees are required to notify the Department of Human Resources of any change in records such as address, contact information, and marital status. A name change requires submission of a Social Security card showing the new name.

Financial Disclosure Statement

All employees and Elected Officials are required to complete and submit an annual statement of financial disclosure as requested by the Clerk to the Board and in accordance with the County’s Code of Ethics.

Voluntary Benefits

Group Term Life and Accidental Death & Dismemberment (AD&D) Insurance is an elective benefit available for Managerial/ confidential employees and family. Employee and spouse insurance can be purchased in \$10,000 increments up to 5 times the employee’s salary and up to \$50,000. for the spouse. Children up to age 26, if they are a full-time dependent student, can be covered at \$4,000.

Accident and Cancer Protection policies are available through AFLAC for the employee and family.

For all voluntary benefits it is the responsibility of the employee to submit necessary forms during open enrollment and to timely provide all required additional documentation to the provider in order to receive the benefits.

Equipment and Property

Ontario County provides necessary supplies, equipment and materials for you to perform your job. These items are to be used solely for Ontario County work purposes. All employees are expected to exercise care in the use of County equipment and property and use such property only for authorized purposes. Loss, damage, or theft of County property must be reported immediately to your Department Head. Negligence in the care and use of County property may be grounds for discipline.

When an employee leaves County employment, the employee must return all County property and information that the employee has in his/her possession, including without limitation, documents, files, records, manuals, information stored on a personal computer or other electronic device, supplies, equipment and work product. Employees may not intentionally damage or delete such County property prior to termination. Violations of this policy are a serious offense and will result in appropriate action being taken against the individual.

Employee Assistance Plan (EAP)

The County provides employee assistance to provide tools and resources to address each employee's emotional and mental well-being. All employees, and their spouses, children, parents and other dependents living in the employee's household are eligible for assistance through the County's EAP program. There is no charge for services you and your family receive at the EAP offices. If you are referred to an outside provider, you are responsible for those costs. All calls and visits are confidential to the fullest degree provided by law. Your involvement is not discussed with your employer without your written consent.

For assistance, call 1-800-252-4555 or 1-800-225-2527 or log on to www.theEAP.com any time of day, 7 days a week. You may make an appointment at one of several convenient sites in Monroe, Ontario, Wayne, or Livingston counties. Telephone counseling is available and unlimited.

Visit www.theEAP.com to browse other work/life benefits such as financial and legal counseling, real estate and tenant/landlord issues, childcare or eldercare and wellness services.

NYS Retirement

The County provides retirement benefits in accordance with the requirements of the New York State Retirement System. For more information about your Defined Benefit Plan Tier go to the website at <http://www.osc.state.ny.us/retire>.

As of April 1, 2012, a new member of the New York State Employees' Retirement System is a Tier 6 member. A Tier 6 member makes a contribution to the pension fund that varies dependent on their salary level. Members who are full-time employees receive one year of Service Credit for a year of work. Ten years of service credit is required to be vested. You must be vested to be eligible for a pension at retirement.

Full retirement age is 63 years old. If you are vested, you can retire and receive a pension as early as age 55, but there is a 6.5% reduction for each year under the age of 63 at retirement.

Deferred Compensation Plan 457(B) and 401a Savings Match Plan

Full time Managerial/confidential and Elected Officials are eligible to participate in the voluntary supplemental Ontario County Deferred Compensation Retirement Plan (Section 457 Plan) at any time. This program allows employees to save and invest a portion of their earnings toward retirement. Contributions are automatically deducted from each paycheck and deposited to your 457 account. Subject to limited exclusions for certain employees as set forth in the Plan documents, Ontario County will match employees' deferral contributions up to 2% of gross earnings into a 401a account. Both plans have immediate vesting.

Layoff Notice/Benefit Extension

The County will provide a sixty calendar-day notice of layoff to affected Managerial/confidential employees. If that notice is given, then no additional benefits are provided, except as set forth below.

In the event that the sixty calendar-day layoff notice cannot be met, the employee will be notified as soon as possible and will be paid his/her regular wages for sixty calendar days from the date of layoff notice. In addition, the employee will also receive health insurance, in the plan in which the employee is enrolled, for sixty days from the date that the next premium is due, following actual layoff. The Employee cost of such health insurance will be the same as if they remained an employee of the County. The County will develop transitional services for laid-off employees to include job counseling, retraining services, use of office equipment, etc.

This section is intended for the event of layoff and does not apply to Civil Service terminations or other non-layoff removals.

Defense And Indemnification

Defense and indemnification of officers and employees of the County shall be provided in accordance with the terms of Local Law No. 3 of 1986, which adopted the provisions of Section 18 of the Public Officers Law of the State of New York.

Grievances And Complaints

The Ways and Means Committee is willing to receive grievances from a Managerial/confidential employee as long as the employee first had a meeting with his Department Head, and if not resolved by the Department Head, the matter has been presented to the Department Head and County Administrator. If unresolved by the Department Head and County Administrator, the matter may be presented to the Ways and Means Committee for final determination.

Public Service Loan Forgiveness Program (Pslfp)

The PSLF Program is a federal program intended to encourage individuals to enter and continue to work full-time in public service jobs. Under this program, you may qualify for forgiveness of the remaining balance on your (Direct Loan) loans after you have made 120 qualifying payments on those loans while employed full-time by certain public service employers. For more information about this program go to: <https://studentaid.ed.gov/sa/repay-loans/forgiveness-cancellation/public-service>.

Other Ontario County Policies

The Ontario County Board of Supervisors regularly adopts policies and procedures to improve County services, address regulatory requirements, and provide fair and equitable treatment of all employees. All policies adopted by the Board of Supervisors and applicable to all employees are applicable to all Managerial/confidential employee and elected official, regardless of its inclusion, or lack thereof in this manual.

EMPLOYMENT COMPENSATION AND BENEFITS

All benefits listed apply to full-time Managerial/confidential employees. Benefits are only applicable to Elected Officials if they are specifically listed. Benefits of part-time employees are delineated separately.

Longevity

All Managerial/confidential employees, who are in Bands 8-13 on the Management Compensation Plan salary schedule, are eligible for longevity allowances in the same manner as set forth in the CSEA collective bargaining agreement for his/her full-time or part-time position

Holidays And Floating Holidays

Managerial/confidential employees have 10 assigned holidays each calendar year. In addition, full-time employees have 2 floating holidays. One floating holiday is earned for working in the first half of the year and the second floating holiday is earned for working in the second half of the year. They must be taken as whole days off and they will not roll over to the next year. The second holiday may be borrowed and used in the first half of the year, but it would be owed back if the employee left the employment of Ontario County before having worked in the second half of the year.

Part-time Managerial and confidential employees will receive 3.75 hours of holiday pay for each of the 10 observed holidays. If the part-time employee works on the holiday they will not receive holiday pay but will be paid at time and one-half their straight time hourly rate for all hours worked on the holiday.

The following holidays shall be observed as paid holidays:

- | | |
|--------------------------------|---------------------|
| 1. New Year's Day | 6. Labor Day |
| 2. Martin Luther King, Jr. Day | 7. Columbus Day |
| 3. President's Day | 8. Veterans Day |
| 4. Memorial Day | 9. Thanksgiving Day |
| 5. Independence Day | 10. Christmas Day |

Saturday holidays will be celebrated on the preceding Friday. Sunday holidays will be celebrated the following Monday.

Health Insurance Plan

All full-time Managerial/confidential employees and all Elected Officials shall be covered under the health insurance Cafeteria Benefits Plan provided to the County's CSEA Unit, with the same contribution requirements, allowances, benefits, and insurance products, including health reimbursement account with debit card access. In 2022 there will be no premium contribution required of employees. For health insurance options and employee contributions after 2022 please refer to the CSEA contract.

Health insurance benefits shall begin on the first day of the month following the date of hire and shall be provided for all months that an employee is actively at work, and all periods of paid leave of absence or unpaid Family Medical Leave. If an employee has exhausted paid leave benefits and employment has not terminated, the employee shall be permitted to continue health insurance coverage by paying, in advance, the full cost of such coverage to the Department of Human Resources.

Health Reimbursement Account (HRA)

All full-time Managerial/confidential employees and all Elected Officials who elect Ontario County Health Insurance coverage shall receive an HRA funded by the County to be used for any IRS Allowable expenses for you or your covered family members. Any unused amounts in the HRA, at the end of each year, will rollover into the next year. Full-time employees who retire from the County into the NYS Retirement System shall be able to retain their HRA accounts until the balance is depleted or falls below \$50 for 4 months, whichever occurs first. Employees whose employment terminates for any reason other than retirement into the NYS Retirement System shall forfeit their HRA balance at the end of the month in which their employment is terminated.

The HRA funds can be accessed through a *Beniversal* debit card.

To access your *Beniversal* Card account, go to the Benefit Resource website – www.briweb.com – and choose Participant Login then select Register an Account

Enter your Company code: ontariocnty

Enter your Member ID number: 00000 - - - -

Enter your Name, DOB and Zip code

Other Medical Benefits

Dental Insurance

Full-time Employees who elect County health insurance coverage shall receive a single dental plan at no cost and may elect to buy-up to a family dental plan.

Opt Out Allowance

Full-time Employees who are eligible for health insurance coverage and who elect not to participate in the County medical plan shall receive \$1,320 per year on payroll in 24 equal installments, subject to proof of other insurance coverage.

The opt-out allowance for employees is not available to employees enrolled in County health insurance through a spouse who is also employed by the County.

Flexible Spending Plan

Employees may make tax-free salary contributions, up to the maximum amount allowed by the IRS, to a medical and/or dependent care account, with administrative fees paid by the County. Employees must reenroll during the open enrollment period each year in order to continue participation from year to year. Ontario County has elected to offer the IRS \$500 rollover. At the end of the plan year, you have through February 28 of the following year to submit paper claims with receipts for reimbursement for prior services. After March 1, all funds in excess of the \$500 rollover are *forfeited*.

Biometric Screening

Once annually the County will offer a biometric screening and personal health assessment to employee health insurance subscribers,. Employees and their spouses

covered under County health insurance who participate and have the results sent to their physicians before the deadline as set each year by the Director of Human Resources will each have \$150 added to the employee's HRA.

Uniforms – Sheriff's Office

Uniformed management personnel in the Office of the Sheriff may have said uniforms cleaned in accordance with the provisions of the collective bargaining agreement between the County and the Ontario County Police Benevolent Association.

Tuition Reimbursement

Full-time, permanent Managerial/confidential employees are eligible for participation in the Tuition Reimbursement Plan adopted by the Board of Supervisors on March 29, 1980, and subsequently amended. Upon successful completion of the course and recommendation of the appropriate Department Head, an employee can receive 75% reimbursement up to \$3,200 per operating budget year for classes that will help the employee in their present position or a position of advancement within the County. Accelerated Bachelors or Masters programs may be eligible for reimbursement up to \$6,400 per program in accordance with the Tuition Reimbursement Plan. Pre-approval by the Department Head is required.

PAID AND UNPAID LEAVE

Annual Leave

Paid leave time for full-time Managerial/confidential employees' vacation and personal business, sick time, or personal emergencies shall be earned in one category called annual leave. For full-time Managerial/confidential employees' annual leave shall be earned pro-rata per pay period on an hourly basis for time worked.

<u>Years of Service</u>	<u>No. of Days</u>	<u>Hours 37.5/wk.</u>	<u>Hours 40/wk.</u>
1	20.5	153.75	164
10	25.5	191.25	204
25	30.5	228.75	244

New Employees on their date of hire shall receive 5 days (in appropriate hourly amount) of annual leave in advance from their total annual allotment listed above. Employees in the first year of service shall then begin to accrue additional annual leave in their sixth month of service until the full amount indicated above has been credited in the employee's annual leave bank.

Annual leave will be credited each pay period and advancement to the next level of accruals will occur in the pay period of the employee's anniversary date of hire. All computations shall be based upon the hours specified.

Annual Leave, Years of Service Defined

For the purpose of computing annual leave, years of service shall mean continuous years of employment, without any break in service for purposes of calculating annual leave.

Accumulation

Employees are encouraged to take annual leave yearly to take time off from work.

In no case will an employee accrue more than 10 days (37.5-hour week = 75 hours; 40 hour week = 80 hours) over the amount of annual leave to which the employee is entitled and set forth in the above chart. If the amount of accrued leave exceeds the amount of the annual leave to which the employee is entitled, plus 10 days, any annual leave that would have been accrued beyond that maximum amount shall be forfeited, except as the maximum amount is adjusted in the below paragraph.

LIMITED ADDITIONAL ROLLOVER, as the County transitions to an accrual based annual leave system, an employee's earned and accrued annual leave banks shall be combined into one earned leave bank and beginning January 1, 2022 each employee shall begin accruing annual leave as set forth above to be added to their annual leave bank for immediate use. To allow employees time to manage their own annual leave banks and acclimate to the accrual-based system, through December 31, 2024 an employee's annual leave bank may not exceed twice the total amount of annual leave set forth in the chart above. Beginning January 1, 2025, the annual leave banks will revert to the maximum annual amount plus 10 days and, any accrued days beyond that maximum amount shall be forfeited in the pay period of the employee's anniversary date of hire in 2025.

Advance Use

No advance use of annual leave is permitted except for the initial 5 days provided to new hires.

Termination

On separation from county service, employees will be paid for all annual leave credited but not taken, and will reimburse the county for any advanced, unearned use.

Part-time Managerial/confidential employees will receive annual leave on a prorated basis consistent with the part-time benefits set forth in the CSEA collective bargaining agreement.

Annual leave scheduling is to be done with and through the Department Head or County Administrator, if appropriate, to ensure that the department has sufficient management while annual leave is being taken. While it is understood that the schedules of Managerial/confidential employees may be flexible, with the Department Head's approval, annual leave should be used in lieu of flex time for any time in excess of 4 hours in any one day.

Annual Leave Buy-Back

In accordance with the guidelines established by the County Administrator, full-time Managerial/confidential employees may participate in an annual leave exchange program. On forms developed by the County, an employee may exchange between one and five full days of annual leave in excess of 10 days for cash payment. Employees must have had no unpaid leave or disability in the prior year. Payment will be made in the same format as exists for employees of the negotiating units.

Those employees who have rendered continuous Ontario County service and who are transferred from titles listed in the Contract Agreement(s) between the County and the collective bargaining units shall have their annual leave allowance computed using their original anniversary date.

On separation from County service, except termination for incompetency or misconduct, employees will be paid for all annual leave accrued and credited, but not taken. Leave will be prorated for each month of service beyond the anniversary date.

Disability Insurance (Short-Term)

The County elects to provide supplemental disability coverage for all Managerial/confidential employees by self-insurance under the New York State Disability Benefits Law. When eligible for the benefits under that statute, a Managerial/confidential employee will be paid the employee's regular pay rate for each day of approved disability beginning on the eighth day of a disability and continuing for up to 26 weeks of disability pay in a 52 consecutive week period.

The first day of disability is the first full day not worked due to the disability. The first eight days of an employee's disability (the waiting period), the employee must use the appropriate leave accruals, if available, to receive compensation or the waiting period will be unpaid. While disabled, an employee may have case management assigned to facilitate a return to work. Failure to cooperate with Ontario County's medical professionals in facilitating return to work shall be grounds for discontinuing the pay supplement.

If an employee is receiving both New York State disability benefits and lost wages under a no-fault personal injury protection insurance plan, the employee shall not be eligible for any portion of the pay supplement provided herein which, together with amounts received from New York State disability and no-fault benefits, exceeds 100% of the employee's regular salary during the period of disability. Any employee receiving or claiming lost wages under a no-fault insurance plan for a period of time in which the employee is also receiving New York State disability benefits shall have the obligation to disclose that fact to the Director of Human Resources. The employer has the right to repayment of any disability supplement amounts paid to the employee for which the employee was not eligible under this section.

Long-Term Disability Coverage

All Full-time Managerial/confidential employees, if eligible, will receive long term disability coverage at 40% of his/her regular wage, tax-free, beginning 180 days after the onset of a continuous disability. The employee may purchase additional long term disability coverage subject to underwriting requirements, to increase the benefit to the 60% of his/her salary.

Elected Officials will not receive long term disability coverage.

Workers' Compensation

In addition to benefits provided under the New York State Workers' Compensation Law, Managerial/confidential employees will be provided compensation for injuries, as defined in said law, in an amount equal to that provided for in the Workers' Compensation Law, for time regularly scheduled but not worked, starting from the first day of work-related injury or illness and continuing until the employee returns to work or receives statutory compensation benefits. No Workers' Compensation benefits will be paid in partial day segments. The maximum compensation limits, as provided in the Workers' Compensation Law, shall apply to compensation described above.

Proration Of Leave – While On Disability Or Leave Of Absence

Managerial/confidential employees receiving disability, or on a leave of absence, shall not, during the time for which said benefits are paid, or leave taken, accrue paid annual leave.

Family Medical Leave Act

Ontario County fully complies with all requirements of the federal Family Medical Leave Act (FMLA) (29 USCS 2600 et seq), which provides up to 12 weeks of leave (up to 26 weeks for care related to a military injury) within a 12-month period to address qualified medical needs for themselves or for certain family members. The County applies a 12-month look-back period for determining eligibility of FMLA use. For eligible employees, FMLA leave allotment will run concurrent with any paid leave taken as part of a triggering event, such as disability and workers' compensation leave. For other FMLA time, annual leave must be used except that employees may maintain 2 weeks of annual leave which will not be applied to the 12 week FMLA time. FMLA that is not paid through disability benefits, workers compensation, or paid leave accruals will be given unpaid. Intermittent FMLA may be taken in quarter hour increments or any other appropriate block of time.

Leaves Of Absence - Unpaid

Requests for unpaid leaves of absence by Managerial/confidential employees should be made to the Department Head in writing with an explanation. Each case shall be decided upon its own merit by the Department Head. All employees on any type of leave of absence shall not accrue paid leave of any type.

Funeral Leave

At the discretion of the Department Head, up to five days off may be authorized for deaths in an employee's family. The days may be used immediately after the death of the family member or at the time of the funeral/memorial service but combined the total amount of leave shall not exceed 5 days per death.

Jury Duty

Employees will receive the same jury duty provisions as are provided to employees covered by the CSEA collective bargaining agreements.

Military Duty

To be taken as prescribed by statute (Section 243 of NYS Military Law).

CANCER SCREENING

To be taken as prescribed by statute (Section 159-B of NYS Civil Service Law).

**RECEIPT OF MANAGERIAL/CONFIDENTIAL EMPLOYEES AND ELECTED
OFFICIAL BENEFITS MANUAL**

I acknowledge that I have received a copy of the Ontario County Managerial/Confidential Employees and Elected Officials Benefits Manual (Manual).

I agree that I have had the opportunity to read it thoroughly and I understand that, as stated in the Forward, neither this manual nor any other County document confers any contractual rights/benefits, either express or implied, to remain employed by the County. Nor does it guarantee any fixed terms and conditions of your employment.

I agree that if there is any policy or provision in the Manual that I do not understand, I will seek clarification from the Human Resources Department.

I understand that nothing contained in this Manual may be construed as creating a promise of future benefits or a binding contract with Ontario County for benefits or any other purpose.

I understand that these policies, procedures, and benefits are continually evaluated and may be amended, modified or terminated by Ontario County at any time.

DATE: _____

SIGNATURE: _____

PRINT NAME: _____

DEPARTMENT: _____

Return to: **Department of Human Resources**
 3019 County Complex Drive
 Canandaigua, NY 14424

The benefits described herein are not guaranteed indefinitely and may change in the future. The Department of Human Resources will make every effort to notify employees of changes in benefits and policies, but the ultimate responsibility for obtaining such information rests with the employee. Accordingly, employees are advised to keep informed about employment benefits on at least an annual basis.

ADOPTED:

**RESOLUTION NO. 660-2021
DEVELOPMENT OF A PLAN TO ADDRESS ANTICIPATED
EXCESS FUND BALANCE FOR FISCAL YEAR ENDING DECEMBER 31, 2021**

WHEREAS, Resolution No. 017-2011, Ontario County Fund Balance Policy, addresses the need to maintain a minimum unrestricted fund balance of 18% to 22% of the total General Fund appropriations; and

WHEREAS, Said policy provides for guidance in the restoration of the minimum General Fund balance should the balance fall below the target level yet provides no guidance should the balance exceed 22% of the total General Fund appropriations; and

WHEREAS, Based on preliminary estimates for the General Fund for fiscal year ending December 31, 2021 the General Fund balance is likely to exceed 22% of the total General Fund appropriations for the 2022 fiscal year budget; and

WHEREAS, At the completion of the financial audit for the fiscal year ending December 31, 2020, the County's independent auditors recommended an analysis of current reserved funds and the development of a Reserve Fund Policy; and

WHEREAS, The Director of Finance recommends that an analysis of existing reserve funds and the appropriate use for the additional General Fund balance be developed and that a Reserve Fund Policy be developed and presented to this Board for review by June 30, 2022; and

WHEREAS, The Ways and Means Committee has reviewed this proposal and recommends proceeding with the analysis and development of a Reserve Fund Policy; now, therefore, be it

RESOLVED, That this Board of Supervisors recognizes there will likely be excess fund balance according to the existing policy for the fiscal year ending December 31, 2021; and further

RESOLVED, The Director of Finance will work with the County Administrator and the Ways and Means Committee to review existing General Fund reserve funds and the continued need for those reserves or the development of new reserves in conjunction with a newly developed Reserve Fund Policy; and further

RESOLVED, That on or before June 30, 2022 a plan for any excessive fund balance that may exist with the ending of fiscal year 2021 shall be presented to this Board of Supervisors for action.

**RESOLUTION NO. 661-2021
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

WHEREAS, The contract with Fiscal Advisors & Marketing, Inc., will expire as of 12/31/21; 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 \$4,750 and without an Official Statement will be \$1,900, the fee for the issuance of Serial Bonds with an Official Statement and Notice of Sale will be \$7,500 and for issues greater than \$3,000,000, the fee will be \$7,500 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 \$2,000; 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, 2022, through December 31, 2022; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and directed to execute a contract with Fiscal Advisors & Marketing, Inc.

**RESOLUTION NO. 662-2021
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 2020 taxes, will acquire parcels which will need to be auctioned (the “2022 Auction Properties”); and

WHEREAS, The County Treasurer has made recommendations (the “Recommendations”) for the next auction, as follows:

1. Auction End Date: May 3, 2022, so long as it is not prohibited by 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, 2021 Town and County tax bill. The purchaser will pay all other unpaid taxes and charges, including the 2022 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

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 2022 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 2022 Auction Properties; and further

RESOLVED, That the Clerk of the Board send certified copies of this resolution to Jason S. DiPonzio, 950 Reynolds Arcade Building, 16 East Main Street, Rochester, New York 14614, and the County Treasurer.

The foregoing block of nine resolutions was adopted.

On motion of Supervisor Robert Green, seconded by Norman Teed, the meeting was adjourned at 7:25 p.m.