

REGULAR BOARD MEETING - MARCH 7, 2024

Regular Meeting Called to Order

The regular meeting of the Ontario County Board of Supervisors was called to order at 06:30 PM at 74 Ontario Street, Canandaigua, NY 14424, with Chairman Todd Campbell presiding.

Pledge of Allegiance:

The Pledge of Allegiance was led by former County Treasurer, Mr. Gary Baxter.

Roll Call:

Members Present: Supervisors Christopher Vastola, Jared Simpson, David Baker, Peter Ingalsbe, Mark Venuti, James Kennedy, John Pruett, Louis Guard, William Namestnik, Daryl Marshall, Daniel Marshall, Jack Marren, Todd Campbell, Nancy Yacci, Dale Stell, Frederick Stresing, John Cowley, William Wellman. Necessarily Absent: Supervisor(s) Frederick Wille, David Phillips, Andrew Wickham.

Approval of Minutes:

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

Reports of County Officials:

County Administrator, Chris DeBolt, provided the following updates:

- A reminder that Tier 3 training is being offered by DSHS on March 13th at the Safety Training Facility.
- NYSAC is coming to the Finger Lakes Region to conduct a training session for new board members. The training will be held on March 22nd in Wayne County at their Emergency Operations Center from 10:00 am to 2:00 pm.
- One month until the Solar Eclipse, they continue with their emergency planning and there will be an increased communications from the County to the public on what to expect.

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

Chairman Campbell granted privilege of the floor to Julie Maslyn, representative of the Farm Bureau. Ms. Maslyn represents agriculture in Ontario County and wanted to thank the Board for recognizing the importance of agriculture in Ontario County and making March Agriculture Month in Ontario County.

Chairman Campbell granted privilege of the floor to Senator Pamela Helming. Senator Helming honor, recognize and presented a proclamation to former Ontario County Treasurer, Mr. Gary Baxter.

Chairman Campbell, on behalf of the county, recognized Mr. Baxter and presented him with a plaque and an Award of Commendation.

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

A letter of acknowledgment of the retirement and resignation of Gary Baxter, the Ontario County Treasurer, and appreciation for his service to the County, received from Chairman Todd Campbell, Ontario County Board of Supervisors.

An email from Gary Baxter, Ontario County Treasurer, regarding his retirement.

The approved minutes of the Public Safety, the Governmental Operations & Insurance and the Ways & Means Committee meetings held on February 7, 2024.

Resolution # 18-24P entitled, "Imploring the State of New York to Designate the Honor and Remember Flag Created by Honor and Remember, Inc., as an Official Symbol to Recognize and Honor Members of the Armed Forces Who Died in the Line of Duty", received from County of Chenango.

Resolution #20-24P entitled, "Recommending Continuation and Expansion of the Hiring for Emergency Limited Placement (HELP) Program to Remove Civil Service Exam Requirements for Direct Care, Health and Safety Titles Across State and Local Agencies", received from the County of Chenango.

Acknowledgment of receipt of Resolution No. 17-2024, received from NYSAC.

Information regarding the NYS Association of County Coroners and Medical Examiners Spring Conference 2024, was received from Scott M. Schmidt, President, NYSACCME.

Award letter of NYS Environmental Facilities Corporation (EFC) Engineering Planning Grant for Project No. 131658 Ontario County-DPW-Bureau of Wastewater Management CLCSD East Side !&1 Improvement Project, received from Maureen A. Coleman, President and CEO, NYS Environmental Facilities Corporation.

Receipt of Filing of Local Law 1, 2, and 3 of 2024 received from State Records and Law Bureau, State of NY, Department of State.

Community update for the Former Geneva Foundry Site, received from NYS Department of Environmental Conservation.

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Act No. 101-2024 entitled, "Urging New York State Legislators to Advocate on Behalf of SUNY Community Colleges to Increase Funding to Community Colleges in the State Budget", received from Cattaraugus County.

Act No. 104-2024 entitled, "Demanding New York State Parole Board Revoke the Release of Edward Kindt from Prison", received from Cattaraugus County.

The 2023 Annual Shelter Report, Happy Tails Animal Shelter, Ontario County Humane Society, was received from Director William Martin.

The January 2024 Director's Report for Happy Tails, Ontario County Humane Society, was received from Director William Martin.

A Notice of Public Hearing regarding Proposed Local Law Amending Section 132-15, "Preservation of Natural Features" of the Zoning Chapter of the Code of the Town of Naples, was received from Morgan Riesenberger, Town Clerk, Town of Naples.

Reports Of Special Committees:

Reports Of Standing Committees:

Chairman Campbell gave a brief update of the Campbell Commission. They welcomed Gwen Van Laeken, the new Executive Director of The Partnership for Ontario County and are looking forward to her involvement in the Campbell Commission.

Resolutions:

FLCC Facilities Master Plan

Supervisor David Baker offered the following resolution and moved for its adoption, seconded by Supervisor Dale Stell:

RESOLUTION NO. 103-2024 INITIATING SEQR PROCESS FOR ADOPTION OF 2024 FLCC FACILITIES MASTER PLAN

WHEREAS, The County of Ontario is the local municipal sponsor of Finger Lakes Community College (FLCC); and

WHEREAS, Resolution No. 258-2022 created Capital Project No. H085-2022 as the FLCC Facilities Master Plan; and

WHEREAS, Resolution No. 259-2022 created the FLCC Facilities Master Plan Committee as a special committee of the Board of Supervisors to oversee the development of the FLCC Facilities

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Master Plan; and

WHEREAS, Resolution No. 648-2022 authorized a professional consultant services contract with LaBella Associates for the preparation of the 2024 FLCC Facilities Master Plan; and

WHEREAS, Said Consultant and Special Committee have developed a draft 2024 FLCC Facilities Master Plan outlining short and long-term maintenance needs, facility remodeling, and facility changes recommended to align FLCC's facilities with the needs of the community it serves as described in the College's mission statement and strategic plan; and

WHEREAS, Adoption of the 2024 FLCC Facilities Master Plan constitutes an "Action" requiring review under the New York State Environmental Quality Review Act and its implementing regulations found at 6NYCRR Part 617 (hereinafter collectively referred to as SEQR); and

WHEREAS, A draft Full Environmental Assessment Form (FEAF) Part I and Part II regarding the 2024 FLCC Facilities Master Plan has been prepared by the County Planning Department and submitted to this Board by the FLCC Facilities Master Plan Committee; and

WHEREAS, Based upon the information contained in the draft FEAF, it appears that the Action is a Type I action under SEQR as it represents a comprehensive resource management plan for Finger Lakes Community College; and

WHEREAS, SEQR requires a coordinated review of Type I projects where more than one agency is involved; and

WHEREAS, The Board of Supervisors desires to solicit comments from the public concerning the 2024 FLCC Facilities Master Plan prior to its determination of significance pursuant to SEQR; now, therefore, be it

RESOLVED, That this Board hereby establishes its desire to act as lead agency pursuant to SEQR for the environmental review of the 2024 FLCC Facilities Master Plan; and further

RESOLVED, That a Public Hearing before this Board of Supervisors is hereby scheduled to be held at 6:30 PM local time on March 28, 2024, in the Supervisors' Sessions Room, 2nd floor 74 Ontario Street, Canandaigua, NY 14424, to hear any and all comments from the public concerning the adoption of the 2024 FLCC Facilities Master Plan; and further

RESOLVED, That the Clerk of this Board is hereby authorized and empowered to circulate to all interested and involved agencies the draft FEAF with a letter stating this Board's desire to serve as lead agency pursuant to SEQR for the environmental review of the 2024 FLCC Facilities Master Plan and solicit any comments relevant to a determination of significance or objection to this Board serving as lead agency by April 12, 2024; and further

RESOLVED, That the Clerk of this Board is hereby authorized and empowered to advertise said public hearing in the official newspapers of the County of Ontario and to notify all interested and involved agencies of said public hearing.

Passed. Yes; 18, No; 0, Abstained; 0

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Governmental Operations & Insurance Committee

Supervisor Peter Ingalsbe offered the following resolution and moved for its adoption, seconded by Supervisor James Kennedy:

RESOLUTION NO. 104-2024 AUTHORIZATION TO AMEND CONTRACT WITH HONEOYE CENTRAL SCHOOL DISTRICT FOR THE USE OF VOTING MACHINES

WHEREAS, On November 16, 2023 the Ontario County Board of Supervisors authorized the County Administrator to approve a 2023-2024 Elections Services contract with the Honeoye Central School District; and

WHEREAS, On December 12, 2023 the County Administrator approved contract 2023-1263 the election services contract between the Board of Elections and the Honeoye Central School District; and

WHEREAS, The Honeoye Central School District has now scheduled a second 2024 election to be held on March 26, 2024 during which election services are requested from the Board of Elections; and

WHEREAS, Ontario County desires to partner with school and fire districts to provide the equipment, supplies and technicians necessary to meet their need; and

WHEREAS, The Ontario County Board of Elections has worked diligently with Ontario County school and fire districts to develop an acceptable contract to allow for provision of these services; and

WHEREAS, The Governmental Operations and Insurance Committee has reviewed this request and recommends amending contract 2023-1263 to include the March 26, 2024 election date; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors hereby authorizes a amending the election services contract 2023-1263 with the Honeoye Central School District to provide Help America Vote Act compliant voting machines under the terms and conditions included with the contract on file with this Board; and further

RESOLVED, That the County Administrator and Election Commissioners are hereby authorized to execute the necessary documents to affect the intent of this resolution.

Passed. Yes; 18, No; 0, Abstained; 0

Supervisor Peter Ingalsbe offered the following resolution and moved for its adoption, seconded by Supervisor David Baker:

RESOLUTION NO. 105-2024 RENEWAL OF BID B19031 WITH PHOENIX GRAPHICS, INC. FOR ELECTION SUPPLIES

WHEREAS, The Ontario County Board of Elections awarded sealed bids for the printing of

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various election materials from May 26, 2019 to May 25, 2024 per Resolutions 179-2019, 129-2022 and 269-2023; and

WHEREAS, The vendor, Phoenix Graphics, Inc., 1525 Emerson Street, Rochester, New York, 15606, has offered to extend the existing contract for an additional one year at no increase in cost for election materials from May 26, 2024 to May 25, 2025; and

WHEREAS, The Ontario County Board of Elections finds that given the uncertainties and volatility in election supplies pricing and availability, it is in Ontario County's best interest to extend the contract into 2025; and

WHEREAS, The Ontario County Purchasing Department concurs and recommends extension of this contract for an additional twelve months; and

WHEREAS, The Ontario County Board of Elections has budgeted sufficient monies in the amount of \$100,000.00 for election supplies for Presidential Primary, State/Federal/Local Primary and General Elections in 2024; and

WHEREAS, Renewal of this contract has been reviewed by the Governmental Operations and Insurance Committee and they recommend said extension for the term of one year from May 26, 2024 to May 25, 2025; now, therefore, be it

RESOLVED, That the bid for printing of various election be extended with Phoenix Graphics for one (1) year; and further

RESOLVED, That upon review and approval of the County Attorney as to form, this Board of Supervisors hereby approves the contract extension with Phoenix Graphics, Inc., 1525 Emerson Street, Rochester, New York, 15606, for the term of May 26, 2024, through May 25, 2025 for an amount not to exceed \$100,000; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the contract with Phoenix Graphics, Inc., and all other documents necessary to effectuate the purpose of this resolution.

Passed. Yes; 18, No; 0, Abstained; 0

Supervisor Peter Ingalsbe offered the following resolution and moved for its adoption, seconded by Supervisor John Cowley:

RESOLUTION NO. 106-2024 PERMISSION TO DEEM DIGITIZED COPIES AS THE OFFICIAL COPIES IN THE COUNTY CLERK'S OFFICE

WHEREAS, The Ontario County Clerk requests to authorize digitally created or digitally converted records as the official copy of record and maintain such records in digital format for the legally prescribed retention period for the record; and

WHEREAS, Resolution No. 491 of 2020 adopted the Retention and Disposition for New York Local Government Records or LGS-1 which sets forth a schedule for disposal of records; and

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WHEREAS, The records in paper form will be scanned adhering to the standards set forth by the New York State Archives Digital Imaging Guidelines (2022) and those records considered as enduring historical and research value will be kept in their original format; and

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

RESOLVED, That the Ontario County Board of Supervisors directs the County Clerk to maintain all digitally created records in their native digital format for the legally proscribed retention period of the record; and further

RESOLVED, The Ontario County Clerk's Office shall maintain all digital records adhering to the guidelines set forth in the Regulations of the Commissioner of Education, Part 185.8, section 57.29 of the Arts and Cultural Affairs Laws and all related standards and guidelines set by the Commissioner of Education, N.Y. Comp. Codes R. & Regs. Tit. 8 § 185.8, [8 NYCRR 185.8](#), [8 NYCRR 185.7\(f\)](#), Real Property Law 291-i, NY State Tech Law 305 and any other law pertaining to records; and further

RESOLVED, When legally appropriate, copies of records in other formats, including paper, shall be deemed convenience copies and can be disposed of when no longer needed for reference or other administrative purposes; and further

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

Passed. Yes; 18, No; 0, Abstained; 0

Supervisor Peter Ingalsbe offered the following resolution and moved for its adoption, seconded by Supervisor James Kennedy:

RESOLUTION NO. 107-2024 RESOLUTION OF APPROVAL - MCDERMOTT - CORRECTION OF ERROR 2024 COUNTY/TOWN TAX ROLL

WHEREAS, An application for corrected tax roll for the 2024 County/Town tax roll has been received by the Real Property Tax Director in accordance with RPTL §554; and

WHEREAS, The property owner is Nancy McDermott who owns and resides at property located at 73 Snell Rd., in the town of Geneva. The tax map identification number is 119.00-1-23.120; and

WHEREAS, The Real Property Tax Director has completed an investigation pursuant to RPTL §554, and has filed a copy of the findings of that investigation; and

WHEREAS, The 2023-2024 school taxes were paid in full to the Ontario County Treasurer, but were not credited prior to the printing of the 2024 County and Town tax bills; and

WHEREAS, The Real Property Tax Director has recommended approval of the application for correction of error; now, therefore, be it

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RESOLVED, That the report of findings has been reviewed by the Governmental Operations & Insurance Committee, and agree with the recommendation of the Director; and further

RESOLVED, That the application for Correction of Error is approved; and further

RESOLVED, That the 2024 County/Town tax bill shall be corrected by subtracting the amount of the school relevy, (\$7,641.39), for a corrected amount of \$2,639.55; and further

RESOLVED, That copies of this resolution be sent to the Ontario County Treasurer, Nancy McDermott, and the Geneva Town Tax Collector.

Passed. Yes; 18, No; 0, Abstained; 0

Health & Human Services Committee

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

RESOLUTION NO. 108-2024 RE-APPOINTMENT OF DANIEL RAGO TO THE ONTARIO COUNTY TRAFFIC SAFETY BOARD 2024-2026

WHEREAS, The term of Daniel Rago of the Ontario County Traffic Safety Board expired on December 31, 2023, said member is willing to serve another term; and

WHEREAS, Daniel Rago has a new term that shall commence January 1, 2024 and expire on December 31, 2026; and

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

RESOLVED, That this Board of Supervisors does hereby reappoint Daniel Rago 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 Ontario County Traffic Safety Board and the appointee.

RESOLUTION NO. 109-2024 RE-APPOINTMENT OF DAWN WAITE TO THE ONTARIO COUNTY TRAFFIC SAFETY BOARD 2024-2026

WHEREAS, The term of Dawn Waite of the Ontario County Traffic Safety Board expired on December 31, 2023, said member is willing to serve another term; and

WHEREAS, Dawn Waite has a new term that shall commence on January 1, 2024 and expire on December 31, 2026; and

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

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RESOLVED, That this Board of Supervisors does hereby reappoint Dawn Waite 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 Ontario County Traffic Safety Board and the appointee.

RESOLUTION NO. 110-2024 RE-APPOINTMENT OF FRANK DUSERICK TO THE ONTARIO COUNTY TRAFFIC SAFETY BOARD 2024-2026

WHEREAS, The term of Frank Duserick of the Ontario County Traffic Safety Board expired on December 31, 2023, said member is willing to serve another term; and

WHEREAS, Frank Duserick has a new term that shall commence on January 1, 2024 and expire on December 31, 2026; and

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

RESOLVED, That this Board of Supervisors does hereby reappoint Frank Duserick 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 Ontario County Traffic Safety Board and the appointee.

RESOLUTION NO. 111-2024 RE-APPOINTMENT OF SETH CLEARMAN TO THE ONTARIO COUNTY TRAFFIC SAFETY BOARD 2024-2026

WHEREAS, The term of Seth Clearman of the Ontario County Traffic Safety Board expired on December 31, 2023, said member is willing to serve another term; and

WHEREAS, Seth Clearman has a new term that shall commence on January 1, 2024 and expire on December 31, 2026; and

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

RESOLVED, That this Board of Supervisors does hereby reappoint Seth Clearman 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 Ontario County Traffic Safety Board and the appointee.

The foregoing block of four resolutions Passed. Yes; 18, No; 0; Abstained; 0

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

RESOLUTION NO. 112-2024

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**AMEND 2023 CONTRACT WITH
PARTNERSHIP FOR ONTARIO COUNTY**

WHEREAS, Ontario County Mental Health has been notified by the NYS Office of Addiction Services and Supports (NYS OASAS) of pass-through funding for the Partnership for Ontario County Inc.; and

WHEREAS, The State Aid Funding Authorization Letter for Ontario County currently reflects \$269,280 towards services in connection with Youth Club Services to Adolescents; and

WHEREAS, Additional State Aid Funding has been identified in the amount of \$11,677; and

WHEREAS, Sufficient funds exist within the 2023 budget for this contract, which will encompass the period of January 1, 2023 through December 31, 2023; and

WHEREAS, The Director of Community Services, the Ontario County Community Services Board and the Health and Human Services Committee support the acceptance of the pass-through funding; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves this agreement with the Partnership for Ontario County for the amount designated by NYS OASAS State Aid Funding Authorization, which is currently \$280,957; and further

RESOLVED, That the County Administrator is hereby authorized to execute the agreement and any other documents necessary to effectuate the purpose of this resolution on behalf of the Board of Supervisors; 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.

Passed. Yes; 17, No; 0, Abstained; 1 Supervisor Jim Kennedy due being on the Board of Directors of The Partnership.

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

**RESOLUTION NO. 113-2024
AUTHORIZE CONTRACT WITH
PARTNERSHIP FOR ONTARIO COUNTY FOR 2024**

WHEREAS, Ontario County Mental Health has been notified by the NYS Office of Addiction Services and Supports (NYS OASAS) of pass-through funding for the Partnership for Ontario County Inc.; and

WHEREAS, The State Aid Funding Authorization Letter for Ontario County currently reflects \$280,957 towards services in connection with Youth Club Services to Adolescents; and

WHEREAS, Sufficient funds exist within the 2024 budget for this contract, which will encompass the period of January 1, 2024, through December 31, 2024; and

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WHEREAS, The Director of Community Services, the Ontario County Community Services Board and the Health and Human Services Committee support the acceptance of the pass-through funding; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves this agreement with the Partnership for Ontario County for the amount designated by NYS OASAS State Aid Funding Authorization, which is currently \$280,957; and further

RESOLVED, That the County Administrator is hereby authorized to execute the agreement and any other documents necessary to effectuate the purpose of this resolution on behalf of the Board of Supervisors; 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.

Supervisor Daniel Marshall made the motion, seconded by Supervisor Louis Guard to amend Resolution No. 113-2024 as follows:

RESOLUTION NO. 113-2024 AUTHORIZE CONTRACT WITH PARTNERSHIP FOR ONTARIO COUNTY FOR 2024 AS AMENDED

WHEREAS, Ontario County Mental Health has been notified by the NYS Office of Addiction Services and Supports (NYS OASAS) of pass-through funding for the Partnership for Ontario County Inc.; and

WHEREAS, The State Aid Funding Authorization Letter for Ontario County currently reflects \$283,685 towards services in connection with Youth Club Services to Adolescents; and

WHEREAS, Sufficient funds exist within the 2024 budget for this contract, which will encompass the period of January 1, 2024, through December 31, 2024; and

WHEREAS, The Director of Community Services, the Ontario County Community Services Board and the Health and Human Services Committee support the acceptance of the pass-through funding; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves this agreement with the Partnership for Ontario County for the amount designated by NYS OASAS State Aid Funding Authorization, which is currently \$283,685; and further

RESOLVED, That the County Administrator is hereby authorized to execute the agreement and any other documents necessary to effectuate the purpose of this resolution on behalf of the Board of Supervisors; and further

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

The foregoing amendment Passed. Yes; 17 No; 0 None Abstain; James Kennedy.

Resolution No. 113-2024 as amended, Passed. Yes; 17 No; 0 Abstain; 1.

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

RESOLUTION NO. 114-2024 AUTHORIZATION FOR CONTRACT WITH UNITY HOUSE OF CAYUGA COUNTY, INC., UNITY EMPLOYMENT SERVICES FOR 2024

WHEREAS, Ontario County Mental Health has been notified by the NYS Office of Mental Health of pass-through funding to Unity House of Cayuga County, Inc., Unity Employment Services for Supported Employment – Extended Care Services; and

WHEREAS, The State Aid Letter for Ontario County currently reflects \$115,667 of State Aid for the provision of Supported Employment – Extended Care, which does not require a County contribution; and

WHEREAS, Sufficient funds exist within the 2024 budget for this contract, which will encompass the period of January 1, 2024 through December 31, 2024; and

WHEREAS, The Director of Community Mental Health Services, the Ontario County Community Services Board, the Health and Human Services Committee have reviewed this proposal and recommend its acceptance; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney, the Board of Supervisors hereby approves an agreement with Unity House of Cayuga County, Inc., Unity Employment Services for the amount designated by NYS OMH State Aid Letter, which is currently \$115,667; and further

RESOLVED, That the County Administrator is hereby authorized to execute the agreement and any other documents necessary to effectuate the purpose of this resolution on behalf of the Board of Supervisors; 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.

RESOLUTION NO. 115-2024 AUTHORIZATION TO CONTRACT WITH FINGER LAKES AREA COUNSELING AND RECOVERY AGENCY FOR 2024

WHEREAS, Ontario County Mental Health has been notified by the NYS Office of Addiction Services and Supports of pass-through funding for Finger Lakes Area Counseling and

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Recovery Agency for professional services; and

WHEREAS, The State Aid Funding Authorization Letter for Ontario County currently reflects \$1,977,280 of State and Federal funds as well as the required \$68,107 of the County Local Share, towards services in connection with the provision of Community Alcoholism and Substance Abuse Services; and

WHEREAS, The funds being funneled through Ontario County and NYS Office of Addiction Services and Supports are indeed, in part, Federal Aid which constitutes a “sub-award” to a “sub-recipient” and there are additional requirements for documentation that must be fulfilled in order to obtain the federal funds; and

WHEREAS, The Director of Community Services, The Ontario County Community Services Board and the Health and Human Services Committee have reviewed this proposal and recommend its acceptance; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves this agreement with Finger Lakes Area Counseling and Recovery Agency for the amount designated by the NYS Office of Addiction Services and Supports State Aid Funding Authorization, which is currently \$1,977,280; and a County contribution of \$68,107 for a total of \$2,045,387; and further

RESOLVED, That the County Administrator is hereby authorized to execute the agreement and execute any other documents necessary to effectuate the purpose of this resolution on behalf of the Board of Supervisors; 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.

RESOLUTION NO. 116-2024 AMENDMENT OF 2023 CONTRACT WITH FLACRA

WHEREAS, Ontario County Mental Health has been notified by the NYS Office of Addiction Services and Supports (NYS OASAS) of pass-through funding for Finger Lakes Area Counseling and Recovery Agency for professional services; and

WHEREAS, The State Aid Funding Authorization Letter for Ontario County currently reflects \$1,610,756 of State and Federal funds and the required \$97,296 of the County Local Share, towards services related to the provision of Community Addiction Services; and

WHEREAS, Additional State Aid Funding has been identified in the amount of \$144,332; and

WHEREAS, Sufficient funds exist within the 2023 budget for this contract, which will encompass the period of January 1, 2023 through December 31, 2023; and

WHEREAS, The funds being funneled through Ontario County and NYS Office Addiction Services and Supports are indeed, in part, Federal Aid which constitutes a “sub-award” to a “sub-recipient”. There are additional requirements for documentation that must be fulfilled in order to obtain the federal funds; and

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WHEREAS, The Director of Community Mental Health Services, The Ontario County Community Services Board and the Health and Human Services Committee have reviewed this proposal and recommend its acceptance; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves this amended agreement in the amount of \$1,852,384; and further

RESOLVED, That the County Administrator is hereby authorized to execute the agreement and any other documents necessary to effectuate the purpose of this resolution on behalf of the Ontario County Board of Supervisors; and further

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

RESOLUTION NO. 117-2024 AUTHORIZATION TO AMEND CONTRACT WITH SHABNAMZEHRA BHOJANI, MD

WHEREAS, The Ontario County Board of Supervisors approved resolution number 799-2022 a two-year contract with Shabnamzehra Bhojani, MD for the provision of psychiatric services related to consulting psychiatric services; and

WHEREAS, Resolution number 129-2023 amended the contract due to an increased need for clinical psychiatric services; and

WHEREAS, There is an increased need for integrated mental health care for children and adults with complex needs, including psychiatric medication services and medication assisted treatment services for co-occurring substance abuse disorders; and

WHEREAS, Providing integrated mental health care and medication assisted treatment for substance-abuse disorders is mandated by the New York State Office of Mental Health for Article 41 of County Clinics; and

WHEREAS, Shabnamzehra Bhojani, MD is willing to provide the needed services at an additional cost of \$154,350 with a not to exceed amount of \$487,500 for 2024; and

WHEREAS, Sufficient funds exist within the budget; and

WHEREAS, The Director of Community Mental Health Services, The Ontario County Community Services Board, and the Health and Human Services Committee have reviewed this proposal and recommend its acceptance; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves the amended agreement for the needed services at an additional cost of \$154,350 with a not to exceed amount of \$487,500 for 2024 with Shabnamzehra Bhojani, MD; and further

RESOLVED, That the County Administrator is hereby authorized to execute said agreement and execute any other documents necessary to effectuate the purpose of this resolution on behalf of the Ontario County Board of Supervisors.

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The foregoing block of four resolutions Passed. Yes; 18, No; 0; Abstained; 0

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

RESOLUTION NO. 118-2024 AUTHORIZATION FOR MEMORANDUM OF UNDERSTANDING OFFICE FOR THE AGING AND SHERIFF DEPARTMENT FOR MEAL PREPARATION AT THE JAIL KITCHEN 2023-2024

WHEREAS, Ontario County Office for the Aging (OFA) desires to enter into a Memorandum of Understanding (MOU) with the Ontario County Office of Sheriff for services related to the provision of meal preparation at the Ontario County Jail Kitchen in 2023-2024; and

WHEREAS, Sufficient funds exist within the OFA 2023 and 2024 budget to reimburse the Office of Sheriff 100% of the staffing costs related to said meal preparation; and

WHEREAS, The Office for the Aging Director, the Ontario County Sheriff, the County Administrator, and the Health and Human Services Committee have reviewed this proposal and recommend its acceptance; now, therefore, be it

RESOLVED, That this Board of Supervisors approves the MOU between the Ontario County OFA and the Office of Sheriff for said services beginning January 1, 2023 – December 31, 2024, for an amount not to exceed \$410,593 plus approved overtime; and further

RESOLVED, That upon review and approval of the County Attorney as to form, this Board of Supervisors does hereby approve said MOU; and further

RESOLVED, That the Director of the Office for the Aging is authorized to execute the MOU on behalf of the Office for the Aging; and further

RESOLVED, That the Sheriff is authorized to execute the MOU on behalf of the Office of Sheriff; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and directed to execute said MOU on behalf of the Board of Supervisors.

Passed. Yes; 18, No; 0, Abstained; 0

Planning & Environmental Quality Committee

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

RESOLUTION NO. 119-2024 PROCLAMATION FOR MARCH AS AGRICULTURE MONTH

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

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growing food and agricultural sector and the contributions of Ontario County's family farmers; and

WHEREAS, There are 30,650 farms in NYS and 815 located in Ontario County; and

WHEREAS, There are 6,502,286 acres of land in farms in NYS and 174,577 acres of land are located in Ontario County; and

WHEREAS, The agricultural industry in New York State contributed more than \$8 billion in agricultural economy sales to the New York economy each year; and

WHEREAS, The agricultural industry in Ontario County contributed more than \$293,630,000 in total agricultural economic sales; and

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

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

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

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

RESOLVED, The Ontario County Board of Supervisors do hereby proclaim March 2024 as Agriculture Month in Ontario County; and further

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

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Assemblyman Jeff Gallahan, Senator Pamela Helming, Assemblywoman Marjorie Byrnes, Congresswoman Claudia Tenney, Ontario County Farm Bureau, and New York State Farm Bureau.

**RESOLUTION NO. 120-2024
RESOLUTION TO DECLARE LEAD AGENCY STATUS
AND ESTABLISH A PUBLIC HEARING FOR
THE 2023 ANNUAL INCLUSION OF VIABLE AGRICULTURAL LAND
IN ONTARIO COUNTY CONSOLIDATED AGRICULTURAL DISTRICT #1**

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WHEREAS, In accordance with Article 25 AA §303-b. of the New York State Agriculture and Markets Law, this Board of Supervisors established by Resolution No. 294-2004 an annual thirty (30) day period be held November 1-30 within which a landowner may submit to the Board of Supervisors a request for inclusion of viable agricultural land within a certified agricultural district prior to the county established review period; and

WHEREAS, The following parcels have been proposed for inclusion:

Municipality	Owner	Tax Map No.	Acres	Property Address
T. Canandaigua	Daniel & Roma Knapton	112.04-1-15.00	5.2	5091 Wyffels Road
T. Naples	Amanda & Jeremiah Grisa/ Schenk Homestead Farm	194.00-3-2.400	12.9	6848 Seman Road

and

WHEREAS, The New York State Department of Environmental Conservation has identified this as an Unlisted Action under the New York State Environmental Quality Review Act (SEQR) and its implementing regulations found at 6 NYCRR Part 617; and

WHEREAS, A Short Environmental Assessment Form Part 1 has been prepared by the County Planning Department and submitted to this Board by the Planning and Environmental Quality Committee for said action; and

WHEREAS, SEQR allows a coordinated review of projects where more than one agency is involved; and

WHEREAS, Article 25 AA §303-b. of the New York State Agriculture and Markets Law requires a public hearing be held for the purpose of hearing comments on the parcels proposed for inclusion; now, therefore, be it

RESOLVED, That this Board hereby establishes its desire to act as lead agency pursuant to SEQR for the environmental review of the proposed inclusions to Ontario County Consolidated Agricultural District No. 1; and further

RESOLVED, That a public hearing shall be held to hear and consider any and all comments from the public concerning the proposed requests to include viable agricultural lands into Consolidated Agricultural District No. 1, the recommendation of the Ontario County Agriculture Enhancement Board, and any potential environmental impacts; and further

RESOLVED, That said hearing be scheduled for 6:30 pm on Thursday, March 28, 2024 at 74 Ontario Street, Canandaigua, New York; and further

RESOLVED, That the Clerk of this Board is hereby authorized and empowered to advertise said public hearing in the official newspapers of the County of Ontario; and further

RESOLVED, That the Clerk of this Board is hereby authorized and empowered to circulate to all interested and involved agencies the Part 1 of the Short Environmental Assessment Form with a letter stating this Board's desire to serve as lead agency pursuant to SEQR for the environmental

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review of this action and soliciting any comments relevant to a determination of significance or objection to this Board serving as lead agency; and further

RESOLVED, That the Clerk of this Board send certified copies of this resolution, the Draft 2023 Annual Agricultural District Enrollment Report: Proposed Inclusion of Viable Lands to Ontario County Consolidated Agricultural District No.1 and the Short Environmental Assessment Form to the Commissioner of the New York State Department of Environmental Conservation, the Region 8 Office of the Department of Environmental Conservation, the Commissioner of the New York State Department of Agriculture and Markets, and the Clerks for the Towns of Naples and Canandaigua.

RESOLUTION NO. 121-2024 NO COST TIME EXTENSION OF GRANT CONTRACT WITH NYS DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICE FOR UPDATING THE ONTARIO COUNTY MULTI-JURISDICTIONAL ALL HAZARD MITIGATION PLAN

WHEREAS, On December 1, 2022 Ontario County was awarded a grant from NYS Division of Homeland Security and Emergency Service FEMA-4480DR-NY Project # 4480-0002; Contract Number# C000925; CFDA# 97.039; MUNIS# G2305 for \$108,000; and

WHEREAS, In February 2023 Ontario County received the contract required to enable reimbursement of qualified expenses (the Contract); and

WHEREAS, Said grant requires an in-kind match of 10% (\$12,000) from the county which will be met through Planning personnel's work on this Plan; and

WHEREAS, Resolution No. 179-2023 authorized acceptance of the above referenced grant; and

WHEREAS, Resolution No. 352-2023 authorized a contract with H2O Partners to assist with preparation of the updated Hazard Mitigation Plan; and

WHEREAS, H2O Partners has made steady progress on the Plan update including submitting a draft Plan for required 30 day public review on January 22, 2024; and

WHEREAS, The term of the original grant contract will expire April 1, 2024; and

WHEREAS, Additional time will be needed to accommodate review of the Hazard Mitigation Plan by NYS Division of Homeland Security and Emergency Services (DHSES) and Federal Emergency Management Agency (FEMA) and for grant closeout; and

WHEREAS, Ontario County submitted a letter requesting a contract extension on January 29, 2024 and on February 9, 2024 received a grant contract extension approval letter from DHSES; and

WHEREAS, The Planning & Environmental Quality have reviewed this request at their meetings and recommended the grant extension; now, therefore, be it

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

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Security and Emergency Service through December 31, 2024 at no required County cost; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the extension with NYS Division of Homeland Security and Emergency Service, and all other documents necessary to effectuate the purpose of this resolution; and further

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

RESOLUTION NO. 122-2024 RESOLUTION TO ESTABLISH A PUBLIC HEARING FOR ADOPTION OF SHORT ENVIRONMENTAL ASSESSMENT FORM FOR AGRICULTURAL DISTRICTS

WHEREAS, The NYS Department of Environmental Conservation (DEC) has promulgated regulations pursuant to SEQRA which strongly encourage agencies to enter into cooperative agreements with other agencies regularly involved in carrying out or approving the same actions for the purposes of coordinating their procedure; and

WHEREAS, The DEC has determined that the creation, modification, consolidation, termination, and certification of an Agricultural District are all actions subject to review pursuant to SEQRA; and

WHEREAS, NYS Department of Agriculture and Markets (AGM) and the Ontario County (COUNTY) are agencies as defined in Article 8 of the Environmental Conservation Law (State Environmental Quality Review Act, hereinafter "SEQRA") and its implementing regulations (Title 6 of the New York Code of Rules and Regulations, Part 617), and which requires agencies to review environmental impact in its related planning and decision-making processes; and

WHEREAS, NYS Department of Agriculture & Markets (AGM) and the Ontario County (COUNTY) wish to cooperate to the fullest extent to reduce duplication of efforts consistent with SEQRA and the Agricultural Districts Law; and

WHEREAS, AGM has promulgated a Short Form Environmental Assessment (SEAF) for review and modification of Agricultural Districts and a model intermunicipal agreement for use of the SEAF to coordinate COUNTY and AGM SEQRA review of modifications to Agricultural Districts; now, therefore, be it

RESOLVED, That a public hearing shall be held to hear and consider any and all comments from the public concerning the proposed adoption of the modified SEAF; and further

RESOLVED, That said hearing be scheduled for 6:30 pm on Thursday, March 28, 2024, at 74 Ontario Street, Canandaigua, New York; and further

RESOLVED, That the Clerk of this Board is hereby authorized and empowered to advertise said public hearing in the official newspapers of the County of Ontario.

RESOLUTION NO. 123-2024 AUTHORIZATION TO ACCEPT

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FINGER LAKES WATERSHED GRANT – ROUND 1 FOR HONEOYE LAKE BOAT WASH STATION AND AIS PREVENTION PROJECT

WHEREAS, Ontario County has been awarded \$39,985 from the State of New York Department of Environment Conservation's Finger Lakes Watershed Grant Program – Round 1 (Project# DEC01-DOWFLW-2023 Contract #T01638GG CFDA # N/A; MUNIS# G2403) for the purpose of installing a mobile boat wash station and implementing public outreach to help reduce the transfer of Aquatic Invasive Species (AIS) to and from Honeoye Lake (hereinafter, Project); and

WHEREAS, Said Project is consistent with the NYS Aquatic Invasive Species Management Plan (2015) to reduce the spread of AIS, which can cause harm to local economies and disrupt aquatic ecology; and

WHEREAS, NYS Office of Parks, Recreation and Historic Preservation (OPRHP) which operates the Honeoye Lake State Marine Boat Launch where said wash station will be located, and they have indicated support for the project in a letter dated July 18, 2023; and

WHEREAS, The Towns of Richmond and Canadice have agreed to provide the required local cash match for a total amount of \$6,952; and

WHEREAS, The contract period for said grant is from March 30, 2024 to March 30 2026; and

WHEREAS, The Planning and Environmental Quality and Ways and Means Committees have reviewed and has recommended adoption of this resolution; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors hereby approves a contract with the New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-3506 for the Honeoye Lake Boat Wash Station and AIS Project; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute said Agreement with the New York State Department of Environmental Conservation, and all other documents necessary to accept this grant and to effectuate the purposes of this resolution; and further

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

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

Line	Description	Revenue	Appropriation
80902403 43910	State Aid,Conservation Programs	\$39,985.00	
80902403 42372	Planning Services, Other Govt	\$6,952.00	
80902403 52900	Equipment Operating		\$46,937.00

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	Total:	\$46,937.00	\$46,937.00
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and further

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

RESOLVED, That certified copies of this resolution be sent to Constanze Gottwick, Division of Water, NYSDEC, at constanze.gottwick@dec.ny.gov

The foregoing block of five resolutions Passed. Yes; 18, No; 0; Abstained; 0

Public Safety Committee

Supervisor Louis Guard offered the following resolution and moved for its adoption, seconded by Supervisor John Cowley:

**RESOLUTION NO. 124-2024
INVESTIGATION VERIFICATION SERVICES, INC.
FOR SEX OFFENDER POLYGRAPHS**

WHEREAS, Ontario County Probation Department is desirous to contract with Information Verification Services, Inc., to provide sex offender polygraph examinations on probationers; and

WHEREAS, The Probation Department believes that polygraph examinations of sex offenders is critical for their proper treatment; and

WHEREAS, Funding for the service was included in the department's 2024 budget; and

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

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby authorizes the County Administrator to execute a contract covering the period of January 1, 2024 through December 31, 2024, with Information Verification Services, Inc., to provide said services for the Probation Department at the rate set forth in the Schedule A not to exceed \$12,000 per year; and further

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

Passed. Yes; 18, No; 0, Abstained; 0

Public Works Committee

Supervisor Jared Simpson offered the following four resolutions as a block and moved for its adoption, seconded by Supervisor Christopher Vastola:

**RESOLUTION NO. 125-2024
CAPITAL PROJECT NO. H057-19**

**CONTRACT FOR MAIN CAMPUS CHILLER STUDY
WITH EMCOR BETLEM SERVICES
2019 FLCC MAINTENANCE CAPITAL PROJECT**

WHEREAS, Resolution No. 360-2019 created Capital Project No. H057-19 as the 2019 FLCC Maintenance Capital Project; and

WHEREAS, EMCOR Services Betlem, with offices at 704 Clinton Avenue South, Rochester, NY 14620 is a New York State Energy Research and Development Authority (NYSERDA) certified contractor, contract 122337, available to municipalities to contract with for NYSERDA flex tech program (PON 4192); and

WHEREAS, EMCOR Services Betlem submitted a proposal to perform a Level 2 targeted study at the FLCC main campus to evaluate the energy impacts of connecting the chilled water plant that serves the main building with the Student Services Center chilled water plant, and replacing an existing chiller with a chiller heater that would serve the new cross-connected system, for a cost to the County not to exceed Five Thousand Thirty Nine Dollars and Ten Cents (\$5,039.10), with NYSERDA providing seventy-five percent of the cost of the study, or \$15,117.30, through NYSERDA's flex tech (PON 4192) program, a copy of which is on file with the Clerk of this Board; and

WHEREAS, NYSERDA does not require the County to guarantee the availability of funds for the full cost of the study; and

WHEREAS, Sufficient funds exist in the 2019 FLCC Maintenance Capital Project; and

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

RESOLVED, That subject to review and approval of the County Attorney as to form, the Board of Supervisors hereby accepts the proposal from EMCOR Services Betlem for the Level 2 targeted study of cross connection of the chilled water plants in the main building and the Student Services Center in the amount of Five Thousand Thirty Nine Dollars and Ten Cents (\$5,039.10) and authorizes and empowers the County Administrator to execute a contract with said vendor for said amount; and further

RESOLVED, That the cost of said contract be paid from budget line HHH05719 54260 – Consultation & Professional; and further

RESOLVED, That the term of said contract shall commence March 08, 2024, and terminate December 31, 2024; and further

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

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

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RESOLUTION NO. 126-2024 CAPITAL PROJECT NO. H095-23 AUTHORIZATION TO CONTRACT WITH KI FOR ADDITIONAL LAB STOOLS 2023 FLCC MAINTENANCE CAPITAL PROJECT

WHEREAS, Resolution No. 289-2023 established Capital Project No. H095-23 as the 2023 FLCC Maintenance Capital Project; and

WHEREAS, Sufficient funds are available in this capital project to purchase the necessary furniture and equipment to furnish the 3rd Floor Science Laboratory Room 3256; and

WHEREAS, KI, 1330 Bellevue Street, Green Bay, WI 54302, submitted quote #24LMZ-674928/C dated February 15, 2024, for the purchase of four (4) Intellect Wave task stools in the amount of Seven Hundred Thirty Dollars (\$730.00) per NYS contract PC70228, a copy of which is on file with the Clerk of the Board of Supervisors; and

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

RESOLVED, That the budget of Capital Project No. H095-23 be and hereby is amended as follows:

Line	Description	Current Budget	Change	Revised Budget
Appropriations:				
HHH09523 52100	Furniture & Furnishings	\$438,849.96	- \$730.00	\$438,119.96
HHH09523 52300	Equipment, Computer	\$40,225.27	\$0.00	\$40,225.27
HHH09523 54101	Minor Equipment	\$3,591.69	+ \$730.00	\$4,321.69
HHH09523 54260	Consultation & Professional	\$69,105.00	\$0.00	\$69,105.00
HHH09523 54491	General Construction	\$397,211.00	\$0.00	\$397,211.00
HHH09523 54493	Electric Work	\$148,472.09	\$0.00	\$148,472.09
HHH09523 54494	Plumbing	\$121,539.22	\$0.00	\$121,539.22
HHH09523 54498	Asbestos & Related Testing	\$4,560.00	\$0.00	\$4,560.00
HHH09523 54521	HVAC	\$233,447.68	\$0.00	\$233,447.68
HHH09523 54731	Contingency	\$23,219.17	\$0.00	\$23,219.17
HHH09523 54743	Change Order Contingency	\$18,778.92	\$0.00	\$18,778.92
HHH09523 54865	Administration	\$1,000.00	\$0.00	\$1,000.00
Revenues:				
HHH09523 43297	State Aid	\$750,000.00	\$0.00	\$750,000.00
HHH09523 45031	General Fund – Interfund Revenue	\$750,000.00	\$0.00	\$750,000.00

and further

RESOLVED, That subject to review and approval of the County Attorney as to form, the Board of Supervisors hereby accepts quote #24LMZ-674928/C and authorizes and empowers the County Administrator to execute a contract with KI for the purchase of four (4) Intellect Wave

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task stools for the 3rd Floor Science Laboratory Room 3256 for an amount not to exceed Seven Hundred Thirty Dollars (\$730.00); and further

RESOLVED, That the term of said contract shall commence on March 8, 2024, and terminate on August 31, 2024; and further

RESOLVED, That the cost of said contract be paid from budget line HHH09523 54101 – Minor Equipment of Capital Project No. H095-23; and further

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

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

**RESOLUTION NO. 127-2024
CAPITAL PROJECT NO. H033-16 - BUDGET TRANSFER AND
CONTRACT AMENDMENT WITH QPK
SPACE REORGANIZATION AND SECURITY ENHANCEMENT
OF 3010 COUNTY COMPLEX DRIVE**

WHEREAS, Resolution No. 375-2016 established Capital Project No. H033-16 “Space Reorganization and Security Enhancement of Ontario County Human Services Building Project”; and

WHEREAS, Resolution No. 428-2022 authorized a contract with QPK Design LLP, 450 South Salina St, Suite 500, Syracuse, NY 13201, (the Consultant), to provide design services for the project; and

WHEREAS, The project schedule has been extended an additional 5 months which requires the project budget for architectural and construction administration to increase; and

WHEREAS, County staff has reviewed and recommends approval of the proposal submitted by QPK dated 2/13/24, detailing additional work resulting from the extended project timeline including site visits, meetings, inspections and commissioning for a cost not to exceed \$41,400; and

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

RESOLVED, That the budget for Capital Project No. H033-16 be, and hereby is, amended as follows:

Line	Description	Current Budget	Change	Revised Budget
Appropriations:				

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HHH03316 54260	Consultation & Professional	\$1,355,487.00	\$0.00	\$1,355,487.00
HHH03316 54495	Architectural/ Engineering	\$1,609,308.00	+\$41,400.00	\$1,650,708.00
HHH03316 54731	Contingency	\$3,576,205.00	-\$41,400.00	\$3,534,805.00
HHH03316 54865	Administration	\$14,000.00	\$0.00	\$14,000.00
Revenue:				
HHH03316 45031	Interfund Transfers	\$6,555,000.00	\$0.00	\$6,555,000.00

and further

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby authorizes execution of a contract amendment with the Consultant to provide additional architectural design and construction administration services as described in their proposal dated 2/13/24 for an amount not to exceed \$41,4000 resulting in a total contract amount of \$1,607,708, (the Contract); and further

RESOLVED, That the term of the Contract shall be extended to end on 6/9/2026; and further

RESOLVED, That the County Administrator is hereby authorized to, as needed, execute two (2), 6 month no cost time extensions after approval by the Public Works Committee; and further

RESOLVED, That the cost of said contract is to be paid from budget line HHH03316 54495 – Architectural and Engineering of Capital Project No. H033-16; and further

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

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

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

RESOLUTION NO. 128-2024
CAPITAL PROJECT NO. H033-16
SPACE REORGANIZATION AND SECURITY ENHANCEMENT
OF 3010 COUNTY COMPLEX DRIVE
AUTHORIZATION OF A BUDGET AMENDMENT AND CONTRACT FOR
CONSTRUCTION SERVICES WITH C & S TECHNICAL RESOURCES, INC.

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, The 2024 Capital Improvement Plan includes funding in the amount of \$14,345,000 for the Project; and

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WHEREAS, Resolution No. 765-2023 authorized use of a Project Labor Agreement which allows the use of a single prime contractor; and

WHEREAS, County staff have solicited bids for construction bid B24015; and

WHEREAS, The low responsive, responsible bidder for project construction is C&S Technical Resources, Inc, for an amount not to exceed \$17,612,192.00 which includes allowances of \$199,040; and

WHEREAS, Using existing County contracts, certain expenses related to moving staff into temporary spaces, minor equipment and material purchases, and contractual services will be managed and/or performed by County DPW staff in support of the planned renovations at Building 3010. A budget of \$175,000 has been established for said expenses; and

WHEREAS, The funding plan for this project includes \$500,000 of available funds from the 2023 Capital Improvement Plan; and

WHEREAS, Said funds were not transferred to the project in 2023; and

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

RESOLVED, That the following budget transfer is approved:

AA995099 59000	Transfer to Capital Projects	+\$10,865,000.00
AA995099 59000	Transfer to Capital Projects	+2,560,000.00
AA30511 BR900	Appropriated Reserve	+\$10,865,000.00
AA30599	Appropriated Fund Balance	+2,560,000.00

and further

RESOLVED, That the budget of Capital Project No. H033-16 is amended as follows:

Line	Description	Current Budget	Change	Revised Budget
Appropriations:				
HHH03316 54260	Consultation & Professional	\$1,355,487.00	\$0.00	\$1,355,487.00
HHH03316 54491	General Construction	\$0.00	\$17,787,192.00	\$17,787,192.00
HHH03316 54495	Architectural / Engineering	\$1,650,708.00	\$0.00	\$1,650,708.00
HHH03316 54731	Contingency	\$3,534,805.00	-\$3,534,805.00	\$0.00
HHH03316	Change Order	\$0.00	\$592,613.00	\$592,613.00

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54743	Contingency			
HHH03316 54865	Administration	\$14,000.00	\$0.00	\$14,000.00
Revenue:				
HHH03316 45031	Interfund Transfers	\$6,555,000.00	+\$14,845,000.00	\$21,400,000.00

and further

RESOLVED, That subject to review and approval by the County Attorney's office as to form, the Board of Supervisors hereby accepts the bid and awards a contract to C&S Technical Resources, Inc., 499 Col Eileen Collins Boulevard, Syracuse, NY 13212, to complete construction work as specified in bid B24015 for an amount not to exceed Seventeen Million Six Hundred Twelve Thousand One Hundred Ninety-Two Dollars (\$17,612,192.00); and further

RESOLVED, That costs for this contract will be paid out of budget line item HHH03316 54491, General Construction; and further

RESOLVED, That the term of the Contract will be from March 8, 2024 to July 31, 2026; and further

RESOLVED, That if two (2) no-cost time extensions, of up to 6 months each are necessary, the Board of Supervisors hereby approves such extensions subject to review and approval by the Public Works Committee; and further

RESOLVED, The County Administrator, or their designee be, and is hereby is, authorized and empowered to execute said contract and all other documents necessary to effect the intent of this resolution; and further

RESOLVED, That henceforth, the County's manager for this project shall be the Commissioner of Public Works, or his designee (the Project Manager); and further

RESOLVED, That the following Change Order approval process is hereby approved for Capital Project No. H033-16:

1. The Ontario County Project Manager is hereby authorized and empowered to approve and sign individual Change Orders up to Seven Thousand Five Hundred Dollars (\$7,500) in value provided that the total amount of all change orders so authorized does not exceed the funds allocated and available in line HHH03316 54743, Change Order Contingency, or 10% of the original bid awards, whichever is less, and
2. Change Orders of more than Seven Thousand Five Hundred Dollars (\$7,500) in value shall also require approval and signature of the Chairperson of the County's Public Works Committee, and
3. A complete report of all Change Orders approved for construction contracts awarded shall be presented by the Project Manager at the next regularly scheduled meeting of the Public Works Committee, and
4. The Project Manager shall promptly file fully executed originals of each Change Order with the Contractor, the construction manager, the architect, the County Finance Department, and the Clerk of the Board of Supervisors, who shall place each Change

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Order in the contract file associated with the resolution awarding the involved construction contract, and

5. The Department of Finance is hereby authorized to transfer funds from line HHH03316 54743, Contract Contingency, to the appropriate expense line of Capital Project No. H033-16 as necessary to fund each Change Order as it is approved; and further

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

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

RESOLVED, That the Ontario County Finance Department is directed to make all necessary budgetary and accounting entries to effect the intent of this resolution for a total project budget of \$21,400,000.00; and further

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

The foregoing block of four resolutions Passed. Yes; 18, No; 0; Abstained; 0

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

RESOLUTION NO. 129-2024 TRANSFER OF FUNDS - 2024 COUNTY BUDGET CANANDAIGUA LAKE COUNTY SEWER DISTRICT

WHEREAS, Emergency work was required at Pump Station 3W to repair a found leak in the pump station force main; and

WHEREAS, Pump Station 3W is located at 4965 Walnut Cove in the Town of Canandaigua; and

WHEREAS, The required work exceeded the capacity of District Staff and equipment; and

WHEREAS, Ontario County Material and Services bid B24001 "General & Emergency Road & Sewer Repairs" was utilized to make this emergency repair; and

WHEREAS, District staff has discovered two (2) existing sewer laterals protruding into the sewer main located between #5156 and #5158 Overlook Lane in the Town of Canandaigua; and

WHEREAS, The protruding laterals are obstructing flow on the sewer main and must be removed; and

WHEREAS, In an effort to avoid a deep excavation at said location, the Ontario County Material and Services bid B24007 "Cleaning, Inspection & Rehabilitation of Sanitary Sewers"

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will be utilized to cut the protruding laterals from the inside of the sewer main to eliminate this obstruction; and

WHEREAS, The Public Works and Ways and Means Committees have reviewed and approved the following transfer to fund the above repairs; now, therefore, be it

RESOLVED, That the following transfer be made:

	ACCOUNT	REVENUES	EXPENSE
Emergency Services	G18120 54734		\$50,000.00
Appropriated Reserve	G1 30511 BR802	\$50,000.00	

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.

Passed. Yes; 18, No; 0, Abstained; 0

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

RESOLUTION NO. 130-2024 AUTHORIZING AGREEMENT WITH STATE OF NEW YORK UNIFIED COURT SYSTEM

WHEREAS, The Five-Year Agreement for the period April 1, 2018 to March 31, 2023 between the State of New York Unified Court System and Ontario County for the purpose of obtaining cleaning services for the interior of the Ontario County Courthouse as well as minor and emergency repairs to that facility has expired; and

WHEREAS, Counties and cities are required by law to furnish and maintain adequate court facilities for use by trial courts of the State of New York; and

WHEREAS, Chapter 686 of the Laws of 1996 requires the State of New York to contract with political subdivisions of the State for the cleaning of court facilities, as well as minor and emergency repairs thereof; and

WHEREAS, Ontario County is responsible for furnishing and maintaining court facilities; and

WHEREAS, This agreement between the State of New York Unified Court System and Ontario County shall be effective beginning April 1, 2023, for a maximum of five (5) years through March 31, 2028, unless terminated earlier or extended pursuant to its terms; and

WHEREAS, Ontario County shall be reimbursed for the costs actually expended in the provision of services in accordance with and not exceeding the amounts set forth, during the initial period of April 1, 2023 – March 31, 2024, in the amount of \$213,865; and

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

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RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors hereby authorizes said agreement with the State of New York Unified Court System for a five year term of April 1, 2023 – March 31, 2028; and further

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

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the State of New York Unified Court System, Seventh Judicial District, 161 Hall of Justice, Rochester, New York 14614, attention John Ferretti.

Passed. Yes; 18, No; 0, Abstained; 0

Supervisor Jared Simpson offered the following five resolutions as a block and moved for its adoption, seconded by Supervisor Jack Marren:

RESOLUTION NO. 131-2024 COUNTY ROAD 6 - CULVERT 8 DRAINAGE CHANNEL IMPROVEMENTS PURCHASE OF EASEMENT

WHEREAS, A project for soil stabilization and drainage channel improvements to Culvert 8 along County Road 6 in the town of Geneva, Ontario County, (the “Project”), is planned for the 2024 construction season; and

WHEREAS, County engineering staff are advancing the design of the Project; and

WHEREAS, A permanent easement is necessary to maintain and to construct the planned improvements; and

WHEREAS, The Department of Public Works, having investigated the matter of acquiring easements for the Project, recommends purchasing easements as follows:

CR 6 - Parcel No(s).	Tax Account Number	Est. Amount
HUD02 (Permanent)	133.00-1-3.210	\$500.00

and

WHEREAS, The estimated easement cost for said Project is \$500; and

WHEREAS, During final negotiations with property owners, it may be necessary to compensate for unforeseen conditions and administrative remedies, thus requiring an easement purchase contingency; and

WHEREAS, The estimated budget for said property acquisition is \$1,000, which includes a contingency of \$500; and

WHEREAS, There is sufficient funding in the Highway budget to purchase said easements; and

WHEREAS, The Public Works Committee has reviewed this proposal and recommended its acceptance; now, therefore, be it

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RESOLVED, That the Ontario County Board of Supervisors, on the recommendation of the Public Works Committee, hereby approves the purchase of the aforesaid easements and the amounts herein before set for an amount not to exceed \$1,000; and further

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

RESOLVED, That the Commissioner of Public Works be, and hereby is, authorized and empowered to execute any and all documents necessary or appropriate to effectuate the purposes of the original purchase, subject to review and approval by the Office of the County Attorney; and further

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

RESOLUTION NO. 132-2024 CAPITAL PROJECT NOS. H078-21 AND H079-21 COUNTY ROAD 22 & COUNTY ROAD 8 PREVENTATIVE MAINTENANCE CONTRACT FOR CONSTRUCTION AND CONSTRUCTION INSPECTION SERVICES

WHEREAS, Resolution No. 498-2021 created Capital Project No. H078-21, County Road 22 Preventative Maintenance; and

WHEREAS, Resolution No. 499-2021 created Capital Project No. H079-21, County Road 8 Preventative Maintenance; and

WHEREAS, The projects for County Road 22 Preventative Maintenance, P.I.N. 40N0.08 and County Road 8 Preventative Maintenance, P.I.N. 40N0.09 (“the Project”), Towns of Canandaigua and Farmington, Ontario County, are eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such projects to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

WHEREAS, The Public Works Department – Engineering Section has designed this Federally funded project; and

WHEREAS, Both the County Road 22 Preventive Maintenance and County Road 8 Preventive Maintenance Projects were bid concurrently by the Ontario County Purchasing Department and received bids (B24017) for construction of both Projects; and

WHEREAS, Heidelberg Materials Northeast-NY LLC, 4800 Jamesville Road Jamesville NY 13078, is the apparent lowest, responsive, responsible bidder with a combined bid of \$1,150,234.49 (\$156,272.62 for CR 22 (H078-21) and \$993,961.87 for CR 8 (H079-21)); and

WHEREAS, The Construction Phase of the Project is estimated to cost \$1,236,502.08 which includes a 7.5% construction contract contingency of \$86,267.59 (\$11,720.45 CR 22 (H078-21) and \$74,547.14 for CR 8 (H079-21)); and

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WHEREAS, The County Public Works Department received a qualification-based proposal for construction inspection services related to the Project, under the procedures set forth by the Federal Government for use of Federal Transportation funds; and

WHEREAS, The NYSDOT and County Engineering staff have reviewed and approved the construction inspection services scope and the corresponding price proposal; and

WHEREAS, After review of said proposal, the Public Works Department recommends Erdman Anthony, 145 Culver Road, Suite 200, Rochester NY 14620 for construction inspection services related to said Project for a cost not to exceed \$178,000.00 (\$52,100.00 for CR 22 (H078-21) and \$125,900 for CR 8 (H079-21)); and

WHEREAS, There is existing budget, in the amount of up to \$17,075.00, within the D fund to accommodate the local match portion for project H078-21, County Road 22 Preventive Maintenance; and

WHEREAS, There is existing budget, in the amount of up to \$143,540.00, within the D fund to accommodate the local match portion for project H079-21, County Road 8 Preventive Maintenance; and

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

RESOLVED, That the budget of Capital Project No. H078-21 be, and hereby is amended as follows in anticipation of a Supplemental State and Local Agreement with NYSDOT:

Line	Description	Current Budget	Change	Revised Budget
Appropriations:				
HHH07821 54491	General Construction	0.00	\$156,272.62	\$156,272.62
HHH07821 54495	Architectural & Engineering	\$14,100.00	\$52,100.00	\$66,200.00
HHH07821 54865	Administration	0.00	0.00	\$0.00
HHH07821 54731	Contingency	0.00	+\$11,720.45	\$11,720.45
Revenue:				
HHH07821 43089	State Aid	0.00	+\$33,013.96	\$33,013.96
HHH07821 44597	Federal Aid	\$11,280.00	+\$176,074.45	\$187,354.45
HHH07821 45031	Interfund Transfer- D Fund	\$2,820.00	+\$11,004.66	\$13,824.66

and further

RESOLVED, That the budget of Capital Project No. H079-21 be, and hereby is amended as follows in anticipation of a Supplemental State and Local Agreement with NYSDOT:

Line	Description	Current Budget	Change	Revised Budget
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Appropriations:				
HHH07921 54491	General Construction	0.00	+\$993,961.87	\$993,961.87
HHH07921 54495	Architectural & Engineering	\$123,500.00	+\$125,900.00	\$249,400.00
HHH07921 54865	Administration	0.00	0.00	\$0.00
HHH07921 54731	Contingency	0.00	+\$74,547.14	\$74,547.14
Revenue:				
HHH07921 43089	State Aid	0.00	+\$179,161.35	\$179,161.35
HHH07921 44597	Federal Aid	\$98,800.00	+\$955,527.21	\$1,054,327.21
HHH07921 45031	Interfund Transfer- D Fund	\$24,700.00	+\$59,720.45	\$84,420.45

and further

RESOLVED, That upon review and approval by the County Attorney as to form, the Ontario County Board of Supervisors hereby approves an agreement with Heidelberg Materials Northeast-NY LLC, for said work for a cost not to exceed \$1,150,234.49, said contract will expire on July 19, 2024; and further

RESOLVED, That upon review and approval by the County Attorney as to form, the Ontario County Board of Supervisors hereby approves a contract with Erdman Anthony for said work for a cost not to exceed \$178,000.00 and said contract will expire October 31, 2024; and further

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

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

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

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

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

RESOLVED, That the Department of Finance is authorized to make the necessary accounting and budget entries to effect the intent of this resolution that the total project budget for Capital

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Project H078-21, County Road 22 Preventive Maintenance will be Two Hundred Thirty-four Thousand One Hundred Ninety Three Dollars and Seven Cents (\$234,193.07); and further

RESOLVED, That the Department of Finance is authorized to make the necessary accounting and budget entries to effect the intent of this resolution that the total project budget for Capital Project H079-21, County Road 8 Preventive Maintenance will be One Million Three Hundred Seventeen Thousand Nine Hundred Nine and One Cent (1,317,909.01); and further

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

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the Department of Finance, Heidelberg Materials Northeast-NY LLC, Erdman Anthony, and New York State Department of Transportation – Regional Local Project Liaison, Region 4 Office, 1530 Jefferson Road, Rochester, NY 14623.

**RESOLUTION NO. 133-2024
CAPITAL PROJECT NO. H087-22
COUNTY ROAD 25 REHABILITATION - PURCHASE OF LANDS**

WHEREAS, Resolution No. 586-2022 created Capital Project No. H087-22, County Road 25 Rehabilitation; and

WHEREAS, The rehabilitation will be done in two phases with phase 1 completed in 2023 and with phase 2 beginning in 2024; and

WHEREAS, The Department of Public Works, having investigated the matter of acquiring additional right-of-way necessary for the Rehabilitation of County Road 25 phase 2, recommends purchasing easements as follows:

CR 25 - Parcel No(s).	Tax Account Number	Est. Amount
HUD01A, HUD02B-2024-Parcels A&B	34.00-1-3.112	\$6000.00
HUD02A, HUD02A-2024-Parcels A&B	34.00-1-17.000	\$500.00

and

WHEREAS, Estimated right-of-way cost for said project is \$6,500; and

WHEREAS, During final negotiations with property owners it may be necessary to compensate for unforeseen conditions and administrative remedies thus requiring a right-of-way purchase contingency; and

WHEREAS, It may be necessary to conduct title searches and abstract updates for these easements; and

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WHEREAS, Pursuant to Resolution No. 549-2021, this Board authorized a contract with Crossroads Abstract to conduct title searches and abstract updates as directed by the County Attorney; and

WHEREAS, The Department of Public Works has established a cost estimate of \$1,500 to complete title searches and abstract updates for said parcels; and

WHEREAS, Estimated budget for said property acquisition is \$9,000 which includes a contingency of \$1,000; and

WHEREAS, There is sufficient funding in the Capital Project to fund said easements; and

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

RESOLVED, That the budget of Capital Project No. H087-22 be amended as follows:

Line	Description	Current Budget	Change	Revised Budget
Appropriations				
HHH08722 54491	General Construction	\$4,787,980.28	-\$9,000.00	\$4,778,980.28
HHH08722 54820	Land Acquisition	\$10,850.00	+\$9,000.00	\$19,850.00
HHH08722 54865	Administration	\$2,000.00		\$2,000.00
Revenue				
HHH08722 45031	Interfund Transfers	\$4,800,830.28		\$4,800,830.28

and further

RESOLVED, That the Ontario County Board of Supervisors, on the recommendation of the Public Works Committee, hereby approves the purchase of the aforesaid easements and the amounts herein before set for an amount not to exceed \$9,000; 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 \$4,800,830.28; and further

RESOLVED, That the Commissioner of Public Works be, and hereby is, authorized and empowered to execute any and all documents necessary or appropriate to effectuate the purposes of the original purchase, subject to review and approval by the Office of the County Attorney; and further

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

RESOLUTION NO. 134-2024

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**CREATION OF CAPITAL PROJECT NO. H101-24
COUNTY ROAD 12 OVER UNNAMED TRIBUTARY TO
CANANDAIGUA LAKE CULVERT REPLACEMENT PROJECT,
APPROPRIATING FUNDS, ACCEPTANCE OF
NEW YORK STATE REVENUE CONTRACT, AND AUTHORIZING
THE IMPLEMENTATION AND FUNDING OF 100% OF THE COSTS OF
A TRANSPORTATION PROJECT, OF WHICH QUALIFIED COSTS
MAY BE REIMBURSED FROM BRIDGE NY FUNDS**

WHEREAS, The approved 2024 Capital Improvement Plan includes funding for the replacement of Culvert 38 on County Road 12, in the Town of South Bristol (CIP Project Number R41-20); and

WHEREAS, A project for the replacement of Culvert 38 on County Road 12, P.I.N. 4BNY.67 (the "Project") is eligible for reimbursement of qualified costs from Bridge NY funding that calls for the post-reimbursement apportionment of the qualified costs to be borne at the ratio of 100% Bridge NY funds and 0% non-Bridge NY funds; and

WHEREAS, The County of Ontario will design, let, and administer all phases of the Project; and

WHEREAS, The Department of Public Works wishes to begin the engineering phase of the Project in 2024 with construction starting in 2025; and

WHEREAS, A New York State Revenue Contract is required to fund all phases of the Project; and

WHEREAS, The County of Ontario desires to advance the Project by making a commitment of 100% of the costs for engineering, ROW incidentals, ROW acquisition, construction, and construction inspection for the Project or portions thereof; and

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

RESOLVED, That on the recommendation of the Public Works and Ways & Means Committees, the Ontario County Board of Supervisors hereby approves the creation of Capital Project No. HHH101-24, County Road 12 Over Unnamed Tributary to Canandaigua Lake Culvert Replacement Project; and further

RESOLVED, That the Capital Project budget be, and hereby is, established as follows:

Appropriations		Budget
HHH10124 54491	General Construction	\$1,095,020.00
HHH10124 54495	Engineering	\$317,100.00
HHH10124 54820	Land Acquisition	\$33,000.00
HHH10124 54865	Administration	\$2,000.00
HHH10124 54731	Contingency	\$0.00

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Revenue:		
HHH10124 43089	State Aid	\$1,447,120.00

and further

RESOLVED, That the Ontario County Board of Supervisors accepts the New York State Revenue Contract for all phases of Capital Project No. HHH101-24; and further

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

RESOLVED, That the Board of Supervisors hereby authorizes the County Administrator to pay 100% of the cost of engineering, ROW incidentals, ROW acquisition, construction, and construction inspection work for the Project or portions thereof, with the understanding that qualified costs may be eligible for federal-aid, state-aid, or reimbursement from Bridge NY funds; and further

RESOLVED, That the sum of \$1,447,120.00 is hereby appropriated from the County Road "D" Fund and made available to cover the cost of participation in the above phases of the Project; and further

RESOLVED, That the Board of Supervisors hereby agrees that the County shall be responsible for all costs of the Project which exceed the amount of federal-aid, state-aid, or NY Bridge Funding awarded to the County; and further

RESOLVED, That in the event the costs of the Project not covered by federal-aid, state-aid, or NY Bridge funding exceed the amount appropriated above, the Board of Supervisors shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation ("NYSDOT") thereof; and further

RESOLVED, That the County hereby agrees that the construction of the Project shall begin no later than twenty-four (24) months after award and the construction phase of the Project shall be completed within thirty (30) months; and further

RESOLVED, That the County Administrator be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for federal-aid and/or state-aid and/or Bridge NY funding on behalf of the Board of Supervisors with the NYSDOT in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's funding of the Project costs within appropriations therefore that are not so eligible; and further

RESOLVED, That the County will be responsible for all maintenance of the Project; and further

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

RESOLVED, That this resolution shall take effect immediately; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board of Supervisors to the Department of Finance and the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project.

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**RESOLUTION NO. 135-2024
CAPITAL PROJECT NO. H064-19
CANANDAIGUA LAKE COUNTY SEWER DISTRICT
PUMP STATION 1W IMPROVEMENTS
AUTHORIZE EXTENSION AGREEMENTS WITH
VILLAGER CONSTRUCTION, INC., INVICTUS ELECTRIC, LCC,
AND THE BETLEM SERVICE CORPORATION**

WHEREAS, Resolution No. 861-2019 created Capital Project No. H064-19, Pump Station 1W Improvements (“Project”); and

WHEREAS, Resolution No. 861-2019 authorized a contract with Arcadis of New York, Inc., 100 Chestnut Street, Suite 1020, Rochester, NY 14604 for preparing an Engineering Report for Pump Station 1W Improvements, for a cost not to exceed \$58,500.00; and

WHEREAS, Resolution No. 760-2020 authorized a transfer of funds to Capital Project No. H051-18; and

WHEREAS, Resolution No. 44-2021 authorized an amendment agreement with Arcadis of New York, Inc., for design and bid phase services, for a cost not to exceed \$185,353.00 for a total amended contract price not to exceed \$243,853.00; and

WHEREAS, Resolution No. 587-2021 authorized the purchase of a temporary easement necessary for the construction of said project, for a cost not to exceed \$2,000.00; and

WHEREAS, Resolution No. 60-2022 authorized the execution of a contract with Villager Construction, Inc., 425 Old Macedon Center Road, Fairport, NY 14450 for General Construction of Pump Station 1W Improvements, for a cost not to exceed \$1,379,000.00; and

WHEREAS, Resolution No. 60-2022 authorized the execution of a contract with Invictus Electrical, LLC, 1939 Bennett Road, Suite 7, Victor, NY 14564 for Electrical Construction of Pump Station 1W Improvements, for a cost not to exceed \$530,000.00; and

WHEREAS, Resolution No. 60-2022 authorized the execution of a contract with The Betlem Service Corporation, 704 Clinton Avenue South, Rochester, NY 14620 for Heating and Ventilating Construction of Pump Station 1W Improvements, for a cost not to exceed \$138,500.00; and

WHEREAS, Resolution No. 60-2022 authorized the execution of a contract amendment agreement with Arcadis of New York, Inc., for construction phase services, for a cost not to exceed \$272,500.00 for a total amended contract price not to exceed \$516,353.00; and

WHEREAS, Resolution No. 194-2023 authorized the relocation of the proposed backup generator to the west side of the project site so as to be positioned behind the pump station after consideration of a request made by the adjacent land owner to Pump Station 1W; and

WHEREAS, District staff reviewed the design and cost impacts associated with the relocation of said backup generator and recommended Change Order No. 1, and it was approved by Public Works Committee for a total not to exceed \$78,250.00; and

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WHEREAS, As a condition of approval of said Change Order No. 1, the adjacent landowner agreed to donate \$35,000.00 as a cash contribution and grant a permanent sanitary sewer easement for the relocation of the backup generator; and

WHEREAS, Supply chain issues have caused delays in delivery of materials and equipment which resulted in the extension of the project completion dates; and

WHEREAS, Additional time is required for Villager Construction, Inc., Invictus Electrical, LLC, and The Betlem Service Corporation to complete their construction phase close-out duties; and

WHEREAS, The County and Villager Construction, Inc., Invictus Electrical, LLC, and The Betlem Service Corporation desire to amend the term of the agreements to provide sufficient time to complete the construction phase of the project; and

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

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves extension agreements with Villager Construction, Inc., Invictus Electrical, LLC, and The Betlem Service Corporation, for additional time necessary to complete the construction phase of the project; and further

RESOLVED, That the term of these extension agreements shall commence on November 25, 2023 and shall expire on May 31, 2024; and further

RESOLVED, That the County Administrator is authorized to sign the extension agreements.

The foregoing block of five resolutions Passed. Yes; 18, No; 0; Abstained; 0

Ways & Means Committee

Supervisor David Baker offered the following five resolutions as a block and moved for its adoption, seconded by Supervisor Louis Guard:

RESOLUTION NO. 136-2024

CREATE POSITION OF LABORER AT FINGER LAKES COMMUNITY COLLEGE

WHEREAS, Ms. Kimberly Evans-Dame, Interim Chief Human Resources Officer, Finger Lakes Community College, has filed a New Position Duties Statement with the Director of Human Resources for a position she would like to create; and

WHEREAS, Said position has been classified as Laborer by Personnel Officer Classification Certification #12-2024; and

WHEREAS, Sufficient funds exist within the appropriate line items in the Finger Lakes Community College budget; now, therefore, be it

RESOLVED, That a position of Laborer be created effective upon adoption; and further

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RESOLVED, That a copy of this resolution be sent by the Clerk of this Board to the Interim Chief Human Resources Officer at the Finger Lakes Community College.

RESOLUTION NO. 137-2024 CREATE ASSESSMENT CONTROL CLERK, PART-TIME POSITION

WHEREAS, Ms. Dennine Leeson, Director of Real Property Tax Services, has filed a New Position Duties Statement for a position she would like to create; and

WHEREAS, Said position has been classified by the Director of Human Resources as an Assessment Control Clerk, Part-time by Personnel Officer Classification Certification No. 15-2024; and

WHEREAS, Ms. Leeson would like to create a position of Assessment Control Clerk, Part-Time (Grade A11); and

WHEREAS, The Ways and Means Committee recommends the creation of an Assessment Control Clerk, Part-Time; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors does hereby authorize the creation of an Assessment Control Clerk, Part-Time, effective upon adoption; and further

RESOLVED, That said position shall be allocated to the CSEA Part-time salary table at Grade A11; and further

RESOLVED, That this vacancy is authorized to be filled effective immediately; and further

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

RESOLUTION NO. 138-2024 CREATE HUMAN RESOURCES CLERK POSITION

WHEREAS, Ms. Michele O. Smith, Director of Human Resources, has filed a New Position Duties Statement to create a position; and

WHEREAS, The Department of Human Resources has classified a position of Human Resource Clerk by Personnel Officer Classification Certification No. 14-2024; and

WHEREAS, Ms. Smith has proposed to create this position and leave vacant for 2024 a Human Resource Associate position; and

WHEREAS, Sufficient funding exists within the Human Resources Department budget for this position change; and

WHEREAS, The Ways and Means Committee recommends the position be created; now, therefore, be it

RESOLVED, That the Board of Supervisors does hereby create a position of Human Resource Clerk effective upon adoption and is authorized to be filled immediately; and further

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RESOLVED, That the vacant Human Resources Associate (#3034002) position shall be left vacant through at least 2024 if the Human Resource Clerk position is filled; and further

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

RESOLUTION NO. 139-2024 CREATE SECURITY COORDINATOR POSITION

WHEREAS, The County Administrator has been in discussions with various department heads regarding the need for a position dedicated to the security of the County's employees and property; and

WHEREAS, Ms. Michele O. Smith, Director of Human Resources, has filed a New Position Duties Statement to create a position; and

WHEREAS, The Department of Human Resources has classified a position of Security Coordinator by Personnel Officer Classification Certification No. 16-2024; and

WHEREAS, This position will have an expected total cost for half a year being \$71,074.00; and

WHEREAS, Funding does not currently exist within the Human Resources Department budget for this position change; and

WHEREAS, The Ways and Means Committee recommends the position be created; now, therefore, be it

RESOLVED, That the Board of Supervisors does hereby create a position of Security Coordinator effective upon adoption and is authorized to be filled beginning July 1, 2024; and further

RESOLVED, That said position shall be allocated to the CSEA salary table at Grade A18; and further

RESOLVED, That \$138,148.00 shall be transferred to the Human Resources budget as follows:

Inc / Dec	Account	Amount
Increase	AA1430 51700	78,997
Increase	AA1430 51923	750
Increase	AA1430 54131	480
Increase	AA1430 58010	11,514
Increase	AA1430 58020	5,176
Increase	AA1430 58021	1,211
Increase	AA1430 58060	32,800
Increase	AA1430 58067	388

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Increase	AA1430 58070	1,516
Increase	AA1430 58075	1,716
Increase	AA1430 58076	3,600
Decrease	AAC103 59150	(138,148)

and further

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

RESOLUTION NO. 140-2024 SALARY ADJUSTMENT – JOYCE RICHARDSON

WHEREAS, Ms. Leanne Lapp, Public Defender, has requested a salary adjustment in order to make whole Joyce Richardson, Senior Investigator (Public Defender), whose salary was negatively impacted by adjustment to certain Management Confidential employees salary bands that took effect November 6, 2023; and

WHEREAS, Ms. Richardson's salary should be adjusted from Band 10, step 3 to Band 10, step 6 in order to reflect her supervisory role in the department and be consistent with the County's policy for promotions; and

WHEREAS, The Ways and Means Committee have reviewed and approved the salary adjustment for Joyce Richardson, retroactive to November 6, 2023; and

WHEREAS, Sufficient funds are provided in the department's 2024 Budget for this adjustment; now, therefore, be it

RESOLVED, That the salary for Joyce Richardson be adjusted from MCP Band 10, step 3 to MCP Band 10, step 6 (\$82,964) effective November 6, 2023.

The foregoing block of five resolutions Passed. Yes; 18, No; 0; Abstained; 0

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

RESOLUTION NO. 141-2024 AUTHORITY TO COUNTY TREASURER TO PAY 2023/24 TAX SETTLEMENT PAYMENT TO SCHOOL DISTRICT

WHEREAS, Pursuant to Article 13, Section 1330-4 of the N.Y.S. Real Property Tax Law, school taxes have been levied against certain parcels in the County of Ontario; now, therefore, be it

RESOLVED, That the County Treasurer be, and he hereby is, authorized and directed to pay on or before April 1, 2024, to the various school districts for returned unpaid school taxes for the year 2023/24 as follows:

SCHOOL	AMOUNT
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Bloomfield Central	\$ 472,965.55
Geneva City School	\$ 427,212.65
Honeoye Central	\$ 351,412.71
Honeoye Fall-Lima Central	\$ 51,319.84
Livonia Central	\$ 254.44
Lyons Central	\$ 14,019.41
Marcus Whitman Central	\$ 335,974.21
Naples Central	\$ 443,436.22
Newark Central	\$ 22,408.82
Palmyra-Macedon Central	\$ 69,058.34
Penn Yan Central	0.00
Phelps-Clifton Central	\$ 418,269.01
Pittsford Central	0.00
Red Jacket Central	\$ 378,887.02
Victor Central	\$ 950,988.26
Wayland Central	\$ 21,390.35
Total Payments	\$ 3,957,596.83

RESOLUTION NO. 142-2024
AUTHORITY TO COUNTY TREASURER TO
PAY 2023/24 TAX RETURNED VILLAGE TAXES

WHEREAS, In compliance with Ontario County Local Law No. 6 of the year 1977 “providing for collection of delinquent village taxes” and pursuant to Section 1442.4 of the Real Property Tax Law, the County shall, on or before the 1st day of April, 2024 pay the Village Treasurer the amount of returned delinquent village taxes remaining unpaid, including interest accumulated to the time of return of the tax roll by the Village Treasurer to the Village Board; now, therefore, be it

RESOLVED, That the County Treasurer be, and he hereby is, authorized and directed to make settlement payment of the following:

VILLAGE	AMOUNT
Bloomfield	\$ 8, 215.20
Clifton Springs	\$ 14,484.65

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Manchester	\$ 12,762.92
Naples	\$ 26,975.85
Phelps	\$ 24,527.07
Rushville	\$ 6,268.94
Shortsville	\$ 17,043.87
Victor	\$ 21,212.34
Total Payments	\$ 131,409.84

The foregoing block of two resolutions Passed. Yes; 18, No; 0; Abstained; 0

Unfinished Business:

Adjournment:

On a motion of Supervisor Jack Marren, seconded by Supervisor Mark Venuti, the Board of Supervisors meeting was adjourned at 07:00 PM.