

## REGULAR BOARD MEETING - MARCH 28, 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 Supervisor David Phillips, Town of Manchester.

### ***Roll Call:***

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

### ***Approval of Minutes:***

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

### ***Presentation:***

Tom Harvey, Director of Planning, introduced Jerry DeRomanis and Barbara Burke of LaBella Associates, who gave a presentation of the proposed 2024 FLCC Facilities Master Plan, providing an overview of the proposed projects and their timelines based on enrollment and utilizations.

### ***Public Hearing:***

A Public Hearing regarding the SEQR of the 2024 Finger Lakes Community College Facilities Master Plan, was called to order by Chairman Todd Campbell at 6:51 pm.

As no one wished to speak, the Public Hearing was closed at 6:52 pm.

A Public Hearing to consider the requests for inclusion of viable agricultural land in the Ontario County Agricultural District No. 1 and the recommendations of the Ontario County Agriculture Enhancement Board concerning the inclusion of parcels and any potential environmental impacts associated with this action, was called to order by Chairman Todd Campbell at 6:52 pm.

As no one wished to speak, the Public Hearing was closed at 6:53 pm.

A Public Hearing regarding the adoption of the Short Environmental Assessment Form (SEAF) for Agricultural Districts and any potential environmental impacts associated with this action was called to order by Chairman Todd Campbell at 6:53 pm.

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As no one wished to speak, the Public Hearing was closed at 6:54 pm.

### ***Reports of County Officials:***

County Administrator Chris DeBolt said the county will be open during the solar eclipse on April 8th, but employees are encouraged to work remotely.

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

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

- The approved minutes of the Health & Human Services, the Planning & Environmental Quality, and the Public Works Committee meetings held on February 26, 2024.
- The approved minutes of the Special Public Safety Committee meeting held on March 7, 2024.
- The approved minutes of the Governmental Operations & Insurance and the Ways & Means Committee meetings held on February 28, 2024.
- The approved minutes of the FLCC Facilities Master Plan Committee meeting held on January 22, 2024.
- Acknowledgment of receipt of Res. No. 97-2024, received from Stephen Acquario, Executive Director, NYSAC.
- Minutes of the FLVC Board of Directors meeting held on January 26, 2024, received from Finger Lakes Visitors Connection.
- An email regarding the inquiry as to why the Ontario County Courthouse has not been named after Susan B. Anthony, received from Joe Brown, Rushville.
- Resolution No. 99-2024 entitled "A Resolution Urging Action by NYS Legislators to Advocate on Behalf of Columbia-Greene Community College to Increase Funding", received from Columbia County.
- And email regarding the ongoing hostage crisis in Gaza, received from Teri Foster, Shortsville.
- An email regarding a resident's opinion on the landfill, received from Peter Blackwood, City of Canandaigua.
- Notice of Agreements with the United States Department of Justice, received from Paul D. Leak, Skadden, Arps, Slate, Meagher & Flomm LLP.
- Act No. 150-2024 entitled "Supporting New York State Senate and Assembly for Proposed Increase in Local Transportation Funding Amounts to the State Budget", received from Cattaraugus County.
- A letter regarding SEQR Lead Agency Response for Finger Lakes Community college Facilities Master Plan, FLCC Campuses, Towns of Naples, Geneva, Canandaigua, Newark, Honeoye, and Victor, Ontario County, received from Danielle M., Environmental Analyst, NYS Department of Environmental Conservation, Region 8.
- A letter regarding SEQR Lead Agency Status for the Ontario County Board of Supervisors 2024 FLCC Facilities Master Plan Project, received from the NYS Department of Transportation.
- Ontario County Self Insurance Plan Annual Workers' Compensation Review received from NCAComp Inc.
- A letter providing emergency contact numbers, received from Larry Washborn,

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- Operations Director - Rochester, Frontier.
- Resolution No. 39-24 entitled "Scheduling Public Hearing for a Proposed Local Law 2-2024" and the Notice of Public Hearing regarding the Proposed Local Law No. 2 of 2024 entitled "Amending a Previously Approved Planned Unit Development District by Rezoning a Parcel of Land Included in the PUD and by Amending the Conditions of the PUD Relative to the Remaining Parcels in the PUD", received from the Town of Geneva.
  - Proposed Local Law No. 5 (Intro.) of 2024 entitled "A Local Law to Amend Local Law No. 3 of 2021 Authorizing 12 and 13-Year-Old Licensed Hunters to Hunt Deer with a Firearm or Crossbow during Hunting Season with the Supervision of an Adult Licensed Hunter".

### COUNTY OF ONTARIO LOCAL LAW NO. 5 (INTRO) OF 2024

"AN AMENDMENT TO LOCAL LAW 3 OF 2021 AUTHORIZING 12 AND 13 YEAR OLD LICENSED HUNTERS TO HUNT DEER WITH A FIREARM OR CROSSBOW DURING HUNTING SEASON WITH THE SUPERVISION OF AN ADULT LICENSED HUNTER"

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

#### **SECTION 1: Purpose:**

The intent of this Local Law is to extend the authorized time period in Ontario County to permit 12 and 13 year old individuals to participate in hunting opportunities in accordance with Environmental Conservation Law § 11-0935. The enacted 2021-2022 New York State Budget, included a pilot program, allowing the opportunity for young hunters, ages 12 and 13, to hunt deer with firearms and crossbow through 2023 if a county authorizes such action within their municipality. The program has now been extended by NYS to December 2025. Ontario County passed this local law as hunting is a valued tradition for many families, and this opportunity allows experienced, adult hunters to introduce the value of hunting to the next generation. Furthermore, teaching young people safe, responsible, and ethical hunting practices will ensure a rewarding experience for the youth, while providing quality food to families and contributing to important deer management population control practices.

#### **SECTION 2: Pilot Program Authorization:**

Pursuant to Environmental Conservation Law, ECL 11-0935, as amended, Ontario County elects to continue to participate in the temporary program to allow for young hunters, ages twelve (12) and thirteen (13), to hunt deer with a firearm, to include rifles, shotguns, and muzzle loaded firearms or crossbow through December 31, 2025.

#### **SECTION 3: State Requirements:**

Twelve (12) and thirteen (13) year old licensed hunters shall be allowed to hunt deer with the following requirements in place:

- Twelve (12) and thirteen (13) year old licensed hunters shall be under the supervision of

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a licensed adult hunter, age 21 years or older, with a rifle, shotgun, or muzzle loading firearm in areas where and during the hunting season in which such firearms may be used; and

- Twelve (12) and thirteen (13) year old licensed hunters shall be allowed to hunt deer under the supervision of a licensed adult hunter, age 21 years or older, with a crossbow during the times when other hunters may use crossbows; and
- Supervision of a licensed adult hunter, age twenty-one (21) years or older, with at least three (3) years of experience who exercises dominion and control over the youth hunter at all times is required; and
- All licensed twelve (12) and thirteen (13) year old hunters as well as their adult supervisors shall be required to wear fluorescent orange or pink clothing while engaged in hunting to an extent and covering so designated pursuant to the law, rules, and regulations promulgated by the State of New York; and
- All licensed twelve (12) and thirteen (13) year old hunters shall remain at ground level while hunting deer with a crossbow, rifle, shotgun, or muzzleloader; and
- Notwithstanding any State or Federal Law to the contrary, this local law shall not authorize the hunting of bear by twelve (12) and thirteen (13) year old with a firearm or crossbow.

### **SECTION 4: Local Law Filing Requirements:**

A copy of this local law shall be sent to the New York State Department of Conservation as well as the NYS Department of State

### **SECTION 5: Severability:**

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

### **SECTION 6: Effective Date:**

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

- Proposed Local Law No. 6 (Intro.) of 2024 entitled "A Local Law to Provide for Salary Changes for Various County Officers, Elected, or Appointed for Definite Terms, for the Year 2024, Amending Local Law No. 2 of 1978".

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### **ONTARIO COUNTY LOCAL LAW NO. 6 (INTRO.) OF 2024**

"A LOCAL LAW TO PROVIDE FOR SALARY CHANGES FOR VARIOUS COUNTY OFFICERS, ELECTED, OR APPOINTED FOR DEFINITE TERMS, FOR THE YEAR 2024, AMENDING LOCAL LAW NO. 2 OF 1978"

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

#### **SECTION 1: Purpose:**

The Ontario County Board of Supervisors hereby finds the need to amend the salary structure for Coroners. By Resolution 266-2019 the Board set the salary schedule for Coroners serving terms for the years 2020 through 2023. Per the terms of Rule 26 of the "Rules and Order of Business" this schedule was set at least eight months prior to the beginning of the terms of such officers.

By Resolution 203-2023 the Board set the salary schedule for Coroners serving terms for the years 2024 through 2027. Per the terms of Rule 26 of the "Rules and Order of Business" this schedule was set at least eight months prior to the beginning of the terms of such officers.

This Local Law will serve to equalize the salary structures for all four Coroners.

#### **SECTION 2: Base Salary and Stipend**

As per Resolution 266-2019 the base salary for Coroners elected in 2023 shall be \$12,700. In addition to the base salary, the Coroner who responds in-person to an unattended death case and files the appropriate report in the County Clerk's Office as required by County Law Sec. 677 shall receive an additional stipend of \$250 for each properly filed case after the completion of thirty-one (31) cases.

Upon the conclusion of their term in 2026, those Coroners shall be paid as set forth in Resolution 203-2023 or as may be adjusted.

#### **SECTION 3: Separability:**

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

#### **SECTION 4: Permissive Referendum:**

This local law is adopted subject to a permissive referendum and the Clerk of the Board is

directed to publish notice of the same as required by law.

**SECTION 5: Effective Date:**

This local law shall take effect on the date when it is filed in the Office of the Secretary of State of the State of New York and in accordance with the provisions of the Municipal Home Rule Law of the State of New York.

***Reports Of Special Committees:***

***Reports Of Standing Committees:***

Supervisor Daryl Marshall, as the Board representative to Cornell Cooperative Extension (CCE), expressed his appreciation and contributions to Tim Davis, Executive Director of CCE. Supervisor Marshall said, Mr. Davis will be retired as of March 31st. Mr. Davis announced Moira Tidball as his replacement and will begin her new position on May 1st.

***Resolutions:***

***Governmental Operations & Insurance Committee***

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

**RESOLUTION NO. 143-2024  
AUTHORIZATION TO CONTRACT WITH NTS DATA SERVICES FOR  
REGISTERED VOTER NOTICE CARD PREPARATION AND MAILING**

WHEREAS, The Ontario County Board of Elections is required by NYS Election Law to mail Voter Check Cards to registered voters of Ontario County annually during the month of April 2024; and

WHEREAS, Ontario County's voter registration software provider, NTS Data Services Inc., 2079 Sawyer Drive, Niagara Falls, New York 14304 is able to provide said service at a cost of \$.295 per card plus minor processing fees, for approximately 75,000 cards, and for postage for a combined cost not to exceed \$62,200.00; and

WHEREAS, The actual number of cards will not be definitely known until the data is processed; and

WHEREAS, NTS Data Services, Inc., is able to provide bulk mailing of said cards at a lower rate than Ontario County is able to provide; and

WHEREAS, The Governmental Operations and Insurance Committee has reviewed and recommends contracting with NTS Data Services, Inc. for the purpose of printing and mailing Voter Check Cards; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, this Board of Supervisors hereby approves a contract with NTS Data Services, Inc. 2079 Sawyer Drive,

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Niagara Falls, New York 14304, for the term of March 18, 2024, through December 31, 2025 for an amount not to exceed \$62,200.00; and further

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

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

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

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

### **RESOLUTION NO. 144-2024 AUTHORIZING MONIES FOR INDIVIDUAL CASH DRAWERS IN THE COUNTY CLERK'S OFFICE**

WHEREAS, The County Clerk has been working with the County Finance Director on checks and balances within the County Clerk's office; and

WHEREAS, The County Clerk has identified the need for each Index Clerk to have individual cash drawers to support the new processes that must be implemented in the County Clerk's office; and

WHEREAS, The County Clerk has been working with the Building and Grounds Bureau Supervisor on the installation of individual locked cash drawers for each Index Clerk in the County Clerk's office; and

WHEREAS, The County Clerk is requesting each Index Clerk cash drawer have \$200 in their cash drawer which will allow them to provide change as needed for those transactions over-the-counter; and

WHEREAS, The County Clerk has worked with the County Attorney to determine if there were any NY State Laws providing guidance as to how much petty cash the County Clerk's office could maintain at any one time; and

WHEREAS, The County Attorney did not find any NY State law that provides guidance in this area; now, therefore, be it

RESOLVED, That the County of Ontario Board of Supervisors does hereby authorize and direct the County Finance Director to modify the Petty Cash Fund for an additional \$1,400 for the Ontario County Office of County Clerk; 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 copies of this resolution be forwarded to the County Clerk by the Clerk of the Board. Passed.

Approved Minutes



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Yes; 19, No; 0, Abstained; 0

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

**RESOLUTION NO. 145-2024  
REAPPOINTMENT OF CHRISTOPHER P. DEBOLT  
COUNTY ADMINISTRATOR**

WHEREAS, Mr. Christopher P. DeBolt's appointment as County Administrator will expire on June 30, 2024; and

WHEREAS, The Board of Supervisors reviewed the performance of the County Administrator and recommends his reappointment; and

WHEREAS, The Governmental Operations and Insurance Committee supports the recommendation to reappoint Mr. Christopher P. DeBolt as County Administrator in accordance with Local Law No. 4-1995; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby reappoints Mr. Christopher DeBolt to the position of County Administrator for a two year term effective July 1, 2024 through June 30, 2026; and further

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

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

***Health & Human Services Committee***

Supervisor Daniel Marshall offered the following three resolutions as a block and moved for its adoption, seconded by Supervisor Frederick Stresing:

**RESOLUTION NO. 146-2024  
AUTHORIZATION TO ACCEPT FUNDS FROM THE  
NEW YORK STATE UNINTENTIONAL DRUG OVERDOSE REPORTING SYSTEM**

WHEREAS, The New York State Unintentional Drug Overdose Report System (NYS SUDORS) has notified the Ontario County Coroner's Office that we are eligible for funding to support our activities related to drug overdose prevention and reporting; and

WHEREAS, The NYS SUDORS has informed the Ontario County Coroner's Office that we are eligible to receive \$150.00 per submitted report; and

WHEREAS, It is desirable for the Ontario County Coroner's Office to accept this funding from the NYS SUDORS; and

WHEREAS, The first round of reimbursements will be State funds, while future reimbursements will also include Federal funds; and



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WHEREAS, The Ontario County Coroner's Office is estimating 50 submitted reports in calendar year 2024, for a total reimbursement of \$7,500.00; and

WHEREAS, The Health and Human Services Committee and the Ways and Means Committee have reviewed this resolution, and recommend its approval; now, therefore, be it

RESOLVED, That this Board of Supervisors authorizes and directs the Ontario County Coroner's Office to accept this funding from the New York State Unintentional Drug Overdose Report System; and further

RESOLVED, That the following revenue and appropriations budget for the 2024 calendar year is hereby approved:

| Account      | Description               | Revenue    | Appropriations |
|--------------|---------------------------|------------|----------------|
| AA1185 43401 | State Aid Public Health   | \$4,650.00 |                |
| AA1185 44401 | Federal Aid Public Health | \$2,850.00 |                |
| AA1185 54730 | Miscellaneous Expense     |            | \$1,875.00     |
| AA1185 54950 | Supplies Medical          |            | \$5,625.00     |

and further

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

### RESOLUTION NO. 147-2024

#### RESOLUTION FOR FIXING DATE AND NOTICE FOR THE PUBLIC HEARING ON LOCAL LAW 6 (INTRO.) OF 2024

WHEREAS, There has been introduced at a meeting of this Board held on March 28, 2024 a proposed local law entitled "A Local Law to provide for salary changes for various county officers, elected or appointed for definite terms for the year 2024, amending Local Law 2 of 1978"; now, therefore, be it

RESOLVED, That a public hearing shall be held on April 18, 2024, at 6:30 p.m. at the Board of Supervisors' Meeting Room, 74 Ontario Street, Canandaigua, New York; and further

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

### RESOLUTION NO. 148-2024

#### ACCEPTANCE OF SLIDING FEE SCHEDULES FOR PUBLIC HEALTH 2024

WHEREAS, The Department of Public Health establishes sliding fee schedules annually based on current year federal poverty guidelines for services provided, such as the administration of immunizations and lead testing; and

WHEREAS, The Department utilizes these schedules to determine whether a client is eligible for sliding fee payments; and

WHEREAS, The fee cannot exceed the maximum amount established by the NYSDOH; and

WHEREAS, The Director of Public Health and the Health and Human Services Committee have reviewed and recommend the use of updated sliding fee schedules on file with the Department of Public Health for services provided by the Department; now, therefore, be it

RESOLVED, That the sliding fee schedules on file with the Department be utilized for the determination of appropriate charges to clients for services such as the administration of immunizations and lead testing effective April 1, 2024 and until such time as federal poverty guideline information is updated.

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

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

**RESOLUTION NO. 149-2024  
CHOOSE HEALTH ONTARIO AWARD 2024  
BISHOPS' STOREHOUSE**

WHEREAS, This Board of Supervisors supports the efforts of the Ontario County Public Health Department in partnership with the local hospitals and other community stakeholders in their preventive health initiatives to improve the health of Ontario County residents; and

WHEREAS, The Ontario County Health Collaborative wishes to present a recognition award to a community organization that has demonstrated outstanding achievement in promoting community health and wellness for Ontario County residents; and

WHEREAS, The Ontario County Health Collaborative sought nominations for the 2024 Choose Health Ontario award; and

WHEREAS, Bishops' Storehouse distributes commodities to the impoverished and needy at no cost. Their generosity extends beyond direct assistance as they have provided numerous grants to local food pantries for supplies and facilitated emergency food distributions in 2023, demonstrating a steadfast commitment to community welfare; and

WHEREAS, Bishops' Storehouse received the majority of votes from members of the Ontario County Health Collaborative; and

WHEREAS, The Health and Human Services Committee recommends that Bishops' Storehouse be the recipient of the 2024 Choose Health Ontario award for their efforts promoting community health and wellness; now, therefore, be it

RESOLVED, That the Board of Supervisors does hereby recognize and commend Bishops' Storehouse for their steadfast commitment to the community; and further

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RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to Bishops' Storehouse, 790 State Rte. 21, Palmyra, NY 14522.

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

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

### **RESOLUTION NO. 150-2024**

#### **AUTHORIZATION TO CONTRACT WITH AIM INDEPENDENT LIVING CENTER**

WHEREAS, The New York State Office for the Aging (NYSOFA) has provided Area Agencies on Aging with the option to add consumer-directed in-home services to their EISEP program, which is a service delivery model that allows consumers to hire and direct their own home care aides; and

WHEREAS, The Ontario County Office for the Aging has determined there is a need for this type of service delivery; and

WHEREAS, NYSOFA requires that the AAA develop a contract with a Fiscal Intermediary (FI) vendor for the provision of Consumer Directed Care; and

WHEREAS, The Office for the Aging desires to enter into an agreement with the Corning Council for Assistance & Information to the Disabled Inc. aka AIM Independent Living Center with offices at 271 East First Street Corning, NY 14830 for its consumer directed financial management services; and

WHEREAS, AIM Independent Living Center will be reimbursed at the rate of \$26.93 per hour, with \$17.55 of the hourly fee being paid to the in-home service worker; and

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

RESOLVED, That upon review and approval of the County Attorney's Office as to form, this Board of Supervisors does hereby authorize a contract between the Office for the Aging and Corning Council For Assistance & Information to the Disabled Inc. aka AIM Independent Living Center with offices at 271 East First Street Corning, NY 14830; and further

RESOLVED, That this Board of Supervisors does hereby authorize a contract for the period April 1, 2024, to December 31, 2024, with the aforementioned agency; and further

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

### **RESOLUTION NO. 151-2024**

#### **AUTHORIZATION TO CONTRACT WITH HOMEMAKERS OF THE GENESEE DBA CAREGIVERS FOR EISEP AIDE SERVICES**

WHEREAS, The Director of the Office for the Aging recommends that the County enter into an agreement with Homemakers of the Genesee, DBA, Caregivers, 2465 Sheridan Drive, P.O. Box

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1264, Buffalo, New York 14240 for personal care services; and

WHEREAS, The purpose of this contract is to provide Personal Care Services Level I and II to frail older adults funded by EISEP (Expanded In Home Services for the Elderly Program), and Unmet Needs; and

WHEREAS, In addition to “regular” aide services, the County desires to include a “designated aide” component where the Contractor will recruit, manage, and schedule up to six personal care aides who will be assigned exclusively to the Office for the Aging clients; and

WHEREAS, The County will reimburse the Contractor \$38.25 per hour for the “designated” aide services plus mileage reimbursement of \$.67 per mile, or an amount not to exceed the IRS established rate, for travel by the aide to client homes and for travel required in the service plan, as described in Schedule “A” of the contract; and

WHEREAS, The Contractor will be reimbursed at a rate of \$33.10 per hour for “regular” aide services and \$.67 per mile, or an amount not to exceed the IRS established rate, for client transportation when the aide’s vehicle and gasoline is used for client transportation or errands and authorized by the Office for the Aging; and

WHEREAS, The County finds it necessary to contract with multiple providers to meet the needs of clients and Homemakers of the Genesee, DBA, Caregivers, is one of those providers; and

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

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

RESOLVED, That upon review and approval of the County Attorney as to form, this Board of Supervisors does hereby authorize a contract with Homemakers of the Genesee, DBA, Caregivers, for the period April 1, 2024, to December 31, 2024; and further

RESOLVED, That the County Administrator is hereby authorized to sign said agreement.

### **RESOLUTION NO. 152-2024 AUTHORIZATION TO CONTRACT WITH HOMEMAKERS OF GENESEE DBA CAREGIVERS FOR RESPITE AIDE SERVICES**

WHEREAS, The Director of the Office for the Aging recommends that the County enter into an agreement with Homemakers of the Genesee, DBA, Caregivers, 2465 Sheridan Drive, P.O. Box 1264, Buffalo, New York 14240 for personal care services; and

WHEREAS, The purpose of this contract is to provide Personal Care Services Level I and II to frail older adults funded by the National Family Services Caregiver Program (NFSCP) (Respite); and

WHEREAS, The Contractor will be reimbursed at a rate of \$33.10 per hour for aide services and \$.67 per mile, or an amount not to exceed the IRS established rate, for client transportation when

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the aide's vehicle and gasoline is used for client transportation or errands and authorized by the Office for the Aging; and

WHEREAS, The County finds it necessary to contract with multiple providers to meet the needs of clients and Homemakers of the Genesee, DBA, Caregivers, is one of those providers; and

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

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

RESOLVED, That upon review and approval of the County Attorney as to form, this Board of Supervisors does hereby authorize a contract with Homemakers of the Genesee, DBA, Caregivers, for the period April 1, 2024, to December 31, 2024; and further

RESOLVED, That the County Administrator is hereby authorized to sign said agreement.

**RESOLUTION NO. 153-2024  
AUTHORIZATION TO CONTRACT WITH CROOKED TIMBER, LLC  
DBA COMFORT KEEPERS FOR EISEP AIDES SERVICES**

WHEREAS, The County desires to enter into an agreement with Crooked Timber, LLC, DBA Comfort Keepers, 1163 Pittsford-Victor Road, Suite 215, Pittsford, New York 14534 for Personal Care Level I (Housekeeper/Chore Services) to provide services for the EISEP and Unmet Needs Programs; and

WHEREAS, The purpose of the services is to assist older adults remain independent as long as possible by providing assistance with activities of daily living; and

WHEREAS, The County finds it necessary to contract with multiple providers to meet the needs of clients and Comfort Keepers is one of those providers; and

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

RESOLVED, That upon review and approval of the County Attorney as to form, this Board of Supervisors does hereby authorize a contract between the Office for the Aging and Crooked Timber, LLC, DBA Comfort Keepers at a cost not to exceed \$34.00 per hour for Level I personal care services and \$0.67 per mile or an amount not to exceed the IRS rate, for client related travel and authorized by the Office for the Aging; and further

RESOLVED, That this Board of Supervisors does hereby authorize a contract for the period April 01, 2024, to December 31, 2024, with the aforementioned agency; and further

RESOLVED, That the Board of Supervisors does hereby direct and authorize the County Administrator to sign said agreement on behalf of the County.

**RESOLUTION NO. 154-2024  
AUTHORIZATION TO CONTRACT WITH CROOKED TIMBER, LLC  
DBA COMFORT KEEPERS FOR RESPITE AIDE SERVICES**

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WHEREAS, The County desires to enter into an agreement with Crooked Timber, LLC, DBA Comfort Keepers, 1163 Pittsford-Victor Road, Suite 215, Pittsford, New York 14534 for Personal Care Level I (Housekeeper/Chore Services) to provide services for the National Family Services Caregiver Program (NFSCP) (RESPITE); and

WHEREAS, The purpose of the services is to assist older adults remain independent as long as possible by providing assistance with activities of daily living; and

WHEREAS, The County finds it necessary to contract with multiple providers to meet the needs of clients and Comfort Keepers is one of those providers; and

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

RESOLVED, That upon review and approval of the County Attorney as to form, this Board of Supervisors does hereby authorize a contract between the Office for the Aging and Crooked Timber, LLC, DBA Comfort Keepers at a cost not to exceed \$34.00 per hour for Level I personal care services and \$0.67 per mile or an amount not to exceed the IRS rate, for client related travel and authorized by the Office for the Aging; and further

RESOLVED, That this Board of Supervisors does hereby authorize a contract for the period April 01, 2024, to December 31, 2024, with the aforementioned agency; and further

RESOLVED, That the Board of Supervisors does hereby direct and authorize the County Administrator to sign said agreement on behalf of the County.

### **RESOLUTION NO. 155-2024 AUTHORIZATION TO CONTRACT WITH LEGAL ASSISTANCE OF WESTERN NEW YORK, INC**

WHEREAS, The U.S. Older American's Act rules and regulations require that legal services be provided to persons 60 years of age and over; and

WHEREAS, New York State Office for the Aging recommends that counties contract with Legal Assistance agencies for this service; and

WHEREAS, The Legal Assistance of Western New York, Inc., 361 South Main Street, Geneva, New York 14456 is willing and able to provide such service to Ontario County; and

WHEREAS, Legal Assistance of Western New York, Inc. will be paid an amount not exceed \$70,000; and

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

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

## **REGULAR BOARD MEETING - MARCH 28, 2024**

RESOLVED, That upon review and approval by the County Attorney's office as to form, this Board of Supervisors does hereby authorize a contract between Legal Assistance of Western New York, Inc. located at 361 South Main Street, Geneva, New York 14456 and the Office for the Aging for the period April 1, 2024 to December 31, 2024; and further

RESOLVED, That the County Administrator is authorized and empowered to execute the agreement with Legal Assistance of Western New York, Inc. and all other documents necessary to effectuate the purposes of this resolution.

The foregoing block of six resolutions Passed. Yes; 19, No; 0; for Resolution Nos. 150-2024 through 154-2024 and Yes; 18, No; 0; Abstained; 1 Supervisor Yacci for Resolution No. 155-2024.

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

### **RESOLUTION NO. 156-2024 REAPPOINTMENT OF VIRGINIA TORRUELLA TO THE ONTARIO COUNTY YOUTH BOARD**

WHEREAS, Resolution No. 621-2019 appointed Virginia Torruella to the Ontario County Youth Board to fulfill the remainder of a term of a vacancy; and

WHEREAS, Resolution No. 718-2020 reappointed Virginia Torruella to the Ontario County Youth Board for a three-year term beginning January 26, 2021, through January 26, 2024; and

WHEREAS, Youth Board member Virginia Torruella's term expires on January 26, 2024; and

WHEREAS, Mrs. Torruella has expressed interest in a reappointment to the Youth Board; and

WHEREAS, The Executive Director of the Youth Board expresses full support of the decision of the board as well as appreciation and gratitude for past services as well as the willingness to continue to serve at the will of the Ontario County Board of Supervisors; and

WHEREAS, The Youth Board and the Health and Human Services Committee recommend Virginia Torruella's reappointment; now, therefore, be it

RESOLVED, That this Board of Supervisors does hereby reappoint Virginia Torruella to the Ontario County Youth Board for a three-year term beginning January 26, 2024, through January 26, 2027; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Virginia Torruella and the Youth Bureau.

### **RESOLUTION NO. 157-2024 REAPPOINTMENT OF ANDREA SMITH TO THE ONTARIO COUNTY YOUTH BOARD**

WHEREAS, Resolution No. 284-2022 appointed Andrea Smith to the Ontario County Youth Board to fulfill the remainder of a term of a vacancy; and



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WHEREAS, Youth Board member Andrea Smith's term expires on January 26, 2024; and

WHEREAS, Andrea Smith has expressed interest in reappointment to the Youth Board; and

WHEREAS, The Executive Director of the Youth Board expresses full support of the decision of the board as well as appreciation and gratitude for past services as well as the willingness to continue to serve at the will of the Ontario County Board of Supervisors; and

WHEREAS, The Youth Board and the Health and Human Services Committee recommend Andrea Smith's reappointment; now, therefore, be it

RESOLVED, That this Board of Supervisors does hereby reappoint Andrea Smith, to the Ontario County Youth Board for a three-year term beginning January 26, 2024, through January 26, 2027; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Ms. Andrea Smith and the Youth Bureau.

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

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

**RESOLUTION NO. 158-2024**  
**ENDORSEMENT OF REAPPOINTMENTS TO THE**  
**FINGER LAKES WORKFORCE DEVELOPMENT BOARD AND**  
**THE FINGER LAKES WORKFORCE INVESTMENT BOARD, INC.**  
**FROM THE PUBLIC SECTOR- R. COYNE, M. JUNGEMANN, AND D. MALOY**

WHEREAS, The Workforce Innovation and Opportunity Act (WIOA) of 2014 is the federal legislation for the public workforce system; and

WHEREAS, The Counties of Ontario, Wayne, Seneca and Yates, through official action of their legislative bodies, and with approval of the Governor of the State of New York, established a Workforce Investment Area in 1999 consisting of the four Counties, and the Finger Lakes Workforce Investment Board in accordance with the Workforce Investment Act; and

WHEREAS, The members must be endorsed by the respective Boards of Supervisors and/or Legislative Boards; and

WHEREAS, The following public sector members terms expire June 30, 2023, and have accepted reappointment to the Finger Lakes Workforce Development Board and the Finger Lakes Workforce Investment Board; and

WHEREAS, The Governance and Membership Committee and Executive Director of the Finger Lakes Workforce Investment Board has solicited nominations in accordance with the Law, and said nominations are reviewed and approved by the Health and Human Services Committee; now, therefore, be it

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RESOLVED, That the following public sector individuals be appointed to the Finger Lakes Workforce Development Board and Finger Lakes Workforce Investment Board, Inc. for the term of July 1, 2023, to June 30, 2026:

|                                                                                                                                                                                                   |                                                                                                                             |                                                                                                     |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------|
| Robert Coyne<br>Executive Director<br>Rochester Technology and Manufacturing Association<br>2024 West Henrietta Road, Suite 3J<br>Rochester, NY 14623<br>Manufacturing Association Representative | Michelle Jungermann<br>Director, Meaningful Activities<br>Ontario ARC<br>3071 County Complex Drive<br>Canandaigua, NY 14424 | Danielle Maloy<br>Regional Coordinator<br>ACCES-VR<br>109 South Union Street<br>Rochester, NY 14607 |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------|

and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Mr. Coyne, Ms. Jungerman, Ms. Malloy, the Finger Lakes Workforce Investment Board, Inc., to the Counties of Seneca, Wayne, and Yates, and the County Clerk.

### **RESOLUTION NO. 159-2024 ENDORSEMENT OF REAPPOINTMENTS TO THE FINGER LAKES WORKFORCE DEVELOPMENT BOARD AND THE FINGER LAKES WORKFORCE INVESTMENT BOARD, INC. FROM THE PRIVATE SECTOR - J. DEVAULT AND M. KAUFFMAN**

WHEREAS, The Workforce Innovation and Opportunity Act (WIOA) of 2014 is the federal legislation for the public workforce system; and

WHEREAS, The Counties of Ontario, Wayne, Seneca and Yates, through official action of their legislative bodies, and with approval of the Governor of the State of New York, established a Workforce Investment Area in 1999 consisting of the four Counties, and the Finger Lakes Workforce Investment Board in accordance with the Workforce Innovation and Opportunity Act; and

WHEREAS, The members must be endorsed by the respective Boards of Supervisors and/or Legislative Boards; and

WHEREAS, The following private sector members terms expire June 30, 2023, and have accepted reappointment to the Finger Lakes Workforce Development Board and Finger Lakes Workforce Investment Board; and

WHEREAS, The Governance and Membership Committee and Executive Director of the Finger Lakes Workforce Investment Board has solicited nominations in accordance with the Law, and said nomination is reviewed and approved by the Human Services Committee; now, therefore, be it

RESOLVED, That the following private sector individuals be reappointed to the Finger Lakes Workforce Development Board and Finger Lakes Workforce Investment Board, Inc. for the term of July 1, 2023, to June 30, 2026:

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|                                                                                                                            |                                                                                                     |
|----------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------|
| Jennifer DeVault<br>Vice President of Associate Services<br>Thompson Health<br>350 Parrish Street<br>Canandaigua, NY 14424 | Michael Kauffman<br>General Manager<br>Eastview Mall<br>672 Eastview Mall<br>Victor, New York 14564 |
|----------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------|

and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Mr. Kauffman, Ms. DeVault, the Finger Lakes Workforce Investment Board, Inc. and the County Clerk.

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

### ***Planning & Environmental Quality Committee***

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

#### **RESOLUTION NO. 160-2024 AUTHORIZATION TO ADOPT THE SHORT ENVIRONMENTAL ASSESSMENT FORM FOR AGRICULTURAL DISTRICT 1**

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, The Agricultural Districts Law, Article 25-AA of the Agriculture and Markets Law (AML), establishes a process by which county legislative bodies may create, review, modify, consolidate, or terminate Agricultural Districts throughout the State, which the Commissioner of AGM then certifies; and

WHEREAS, The NYS Department of Environmental Conservation (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, AGM and the COUNTY wish to cooperate to the fullest extent to reduce duplication of efforts consistent with SEQRA and the Agricultural Districts Law; and

WHEREAS, The 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, Under 617.2(m) of SEQRA, the model full and short EAFs may be modified by an agency, provided the forms remain at least as comprehensive as the model. Agencies adopting

## **REGULAR BOARD MEETING - MARCH 28, 2024**

their own EAFs must follow the process set forth under 617.14(f) which requires a public hearing and filing of notice with the DEC; and

WHEREAS, The County held a public hearing on the adoption of the modified Short Environmental Assessment Form for Agricultural Districts on March 28, 2024; now, therefore, be it

RESOLVED, Pursuant to Section 20 of the Municipal Home Rule Law that the Board of Supervisors adopts the Short Environmental Assessment Form developed by AGM for the SEQRA review and modification of Agricultural Districts and certifications; and further

RESOLVED, The Clerk of the Board shall submit a copy of this resolution and adopted form to the Commissioners of DEC and of AGM.

### **RESOLUTION NO. 161-2024 AUTHORIZATION TO SIGN INTERMUNICIPAL COOPERATION AGREEMENT WITH NYS DEPARTMENT OF AGRICULTURE AND MARKETS FOR SEQRA REVIEW OF MODIFICATIONS TO CONSOLIDATED AGRICULTURE DISTRICT NO. 1**

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, The Agricultural Districts Law, Article 25-AA of the Agriculture and Markets Law (AML), establishes a process by which county legislative bodies may create, review, modify, consolidate, or terminate Agricultural Districts throughout the State, which the Commissioner of AGM then certifies; and

WHEREAS, The NYS Department of Environmental Conservation (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, AGM and the COUNTY wish to cooperate to the fullest extent to reduce duplication of efforts consistent with SEQRA and the Agricultural Districts Law; and

WHEREAS, The 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; now, therefore, be it

RESOLVED, That AGM and the COUNTY hereby propose to enter into such cooperative agreement to establish procedures to eliminate the overlap and duplication in comment and review, and it is in the best interest of AGM and the COUNTY to create uniformity in SEQRA processes within the context of Article 25-AA for certain actions related to Agricultural Districts within the County; and further

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RESOLVED, That subject to review and approval of the County Attorney as to form, the Board of Supervisors hereby accepts the Intermunicipal Cooperation Agreement with NYS Department of Agriculture, and authorizes and empowers the Chairman of this Board to execute the IMA with the NYS Department of Agriculture; and further

RESOLVED, That the Clerk of the Board shall submit a copy of this resolution and signed agreement to the Commission of AGM and the Planning Department.

**RESOLUTION NO. 162-2024**  
**FINDING OF NO SIGNIFICANT IMPACT PURSUANT TO**  
**THE STATE ENVIRONMENTAL QUALITY REVIEW ACT**  
**FOR INCLUSION OF VIABLE AGRICULTURAL LAND IN**  
**ONTARIO COUNTY CONSOLIDATED AGRICULTURAL DISTRICT NO. 1**  
**PURSUANT TO THE 2023 ANNUAL AGRICULTURAL ENROLLMENT PERIOD**

WHEREAS, In accordance with Article 25 AA §303-b. of the New York State (NYS) Agriculture and Markets Law, this Board of Supervisors established by Resolution No. 294-2004 an annual thirty (30) day period within which a 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, An Annual Agricultural District Inclusion Period was advertised as per legal notification requirements, and, held between November 1, 2023 and November 30, 2023; and

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

WHEREAS, A public hearing was duly advertised and held before this Board on March 28, 2024; and

WHEREAS, The Ontario County Board of Supervisors has reviewed said Short Environmental Assessment Form, the 2023 Annual Agricultural District Enrollment Report: Proposed Inclusion of Viable Lands to Ontario County Consolidated Agricultural District #1, the comments received at said public hearing, the recommendations of the Ontario County Agricultural Enhancement Board, and the Planning and Environmental Quality Committee, and such other documents and information this board found it necessary or appropriate to adequately review the proposed action; now, therefore, be it

RESOLVED, That this Board hereby determines that, based on the information and analysis referenced above, the proposed action to include the following parcel as viable agricultural land, as defined in Article 25 AA §303-b. of the New York State (NYS) Agriculture and Markets Law, in Ontario County Consolidated Agricultural District #1 will not result in any significant adverse environmental impact:

| Municipality | Owner                                             | Tax Map No.    | Acres | Property Address |
|--------------|---------------------------------------------------|----------------|-------|------------------|
| T. Naples    | Amanda & Jeremiah Grisa/<br>Schenk Homestead Farm | 194.00-3-2.400 | 12.9  | 6848 Seman Road  |

and further

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

RESOLVED, That the Clerk of this Board send certified copies of this resolution and the Environmental Assessment Form to the Commissioner of the NYS Department of Environmental Conservation, the Commissioner of the NYS Department of Agriculture and Markets, and the Clerk for the Town of Naples.

**RESOLUTION NO. 163-2024**  
**APPROVAL OF THE INCLUSION OF VIABLE AGRICULTURAL LAND IN**  
**ONTARIO COUNTY CONSOLIDATED AGRICULTURAL DISTRICT NO. 1**  
**DURING THE 2023 ANNUAL AGRICULTURAL DISTRICT ENROLLMENT PERIOD**

WHEREAS, In accordance with Article 25 AA §303-b. of the New York State Agriculture and Markets Law, this Board of Supervisors established by Resolution No. 294-2004 an annual thirty (30) day period within which a 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 Annual Agricultural District Inclusion Period was advertised as per legal notification requirements and held between November 1, 2023 and November 30, 2023; and

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

| 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/<br>Schenk Homestead Farm | 194.00-3-2.400 | 12.9  | 6848 Seman Road   |

and

WHEREAS, The Planning and Environmental Quality Committee of this Board has reviewed all information included in the 2023 Annual Agricultural District Enrollment Report: Proposed Inclusion of Viable Lands to Ontario County Consolidated Agricultural District No. 1, the Short Environmental Assessment Form, and the recommendations of the Agricultural Enhancement Board, regarding the inclusion of said parcels; and

WHEREAS, The Planning and Environmental Quality Committee recommends inclusion of one of said parcels as recommended by the Agricultural Enhancement Board and described in the 2023 Annual Agricultural District Enrollment Report: Proposed Inclusion of Viable Lands to Ontario County Consolidated Agricultural District #1, on file with the Clerk of this Board; and

WHEREAS, This Board held a Public Hearing on March 28, 2023 for the purpose of hearing comments on the agricultural viability of said parcels for inclusion into Ontario County Consolidated Agricultural District No. 1; and



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WHEREAS, Pursuant to Resolution No. 162-2024 this Board has determined that this proposed inclusion will not have any significant adverse environmental impacts and therefore an Environmental Impact Statement is not required; now, therefore, be it

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

| Municipality | Owner                                             | Tax Map No.        | Acres | Property Address |
|--------------|---------------------------------------------------|--------------------|-------|------------------|
| T. Naples    | Amanda & Jeremiah Grisa/<br>Schenk Homestead Farm | 194.00-3-<br>2.400 | 12.9  | 6848 Seman Road  |

and further

RESOLVED, That the recertification date of said parcels shall be the same as the recertification date of Ontario County Consolidated Agricultural District No. 1; and further

RESOLVED, That the Director of Planning is hereby directed to forward all transcripts, documents, any other information and a certified copy of this resolution to the Commissioner of the New York State Department of Agriculture and Markets for its review and certification pursuant to the New York State Agriculture and Markets Law; and further

RESOLVED, That the Clerk of this Board send certified copies of this resolution to all landowners who proposed land for inclusion in said agricultural district and to the Clerks of the Towns of Naples and Canandaigua.

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

Supervisor David Phillips offered the following resolution and moved for its adoption, seconded by Supervisor William Namestnik:

### **RESOLUTION NO. 164-2024 A RESOLUTION FOR THE FIXING DATE AND NOTICE FOR THE PUBLIC HEARING ON LOCAL LAW NO. 5 (INTRO.) OF 2024**

WHEREAS, There has been introduced at a meeting of this Board held on March 28, 2024 a proposed local law entitled “An amendment to Local Law 3 of 2021 Authorizing 12 and 13 Year Old Licensed Hunters To Hunt Deer With A Firearm Or Crossbow During Hunting Season With The Supervision Of An Adult Licensed Hunter”; now, therefore, be it

RESOLVED, That a public hearing shall be held on April 18, 2024, at 6:30 p.m. at the Supervisors' Chambers, location 74 Ontario Street, 2<sup>nd</sup> Floor, Canandaigua, New York; and further

RESOLVED, That at least five days' notice of such hearing shall be given by the Clerk of this Board by the due posting thereof upon the Supervisors' bulletin board at the Ontario County



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Court House, and by publishing such notice at least once in the official newspapers of the County.

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

***Public Safety Committee***

Supervisor Louis Guard offered the following six resolutions as a block and moved for its adoption, seconded by Supervisor Nancy Yacci:

**RESOLUTION NO. 165-2024  
CAPITAL PROJECT NO. H092-22  
EMERGENCY COMMUNICATIONS NETWORK CORE UPGRADE  
AUTHORIZATION OF NO-COST TIME EXTENSION  
NYS DHSES 2019 STATEWIDE INTEROPERABLE COMMUNICATIONS GRANT**

WHEREAS, Resolution No. 820-2022 established Capital Project No. H092-22 as the Emergency Communications Network Core Upgrade (Core Upgrade Project) for the purposes of upgrading hardware and software components of the County's P-25 Emergency Communications Network necessary for maintaining functionality with the County's L3 Harris emergency communications network operating system update anticipated in 2024; and

WHEREAS, The Core Upgrade Project is being coordinated with Monroe County's core upgrade project as the two systems are linked to allow roaming and response by emergency responders across the County boundary; and

WHEREAS, Resolution No. 185-2020 accepted the 2019 Statewide Interoperable Communications (SIC) grant award (Contract C197929) from NYS Division of Homeland Security and Emergency Services (NYSDHSES) in the amount of \$608,404.00 for the 700 MHz Seneca County Hillside Project (CP No. H066-20); and

WHEREAS, NYSDHSES approved a request from Ontario County to amend Contract C197929 to transfer 2019 SIC grant funding in the amount of \$608,404.00 to CP No. H092-22, the Core Upgrade Project, to better align Ontario County SIC grant awards with multiple emergency communications project timelines and Resolution No. 319-2023 authorized a budget amendment to CP No. H092-22 to reflect this change; and

WHEREAS, The term for the 2019 SIC grant expired 12/31/2023 and the Core Upgrade Project requires more time to complete; and

WHEREAS, NYSDHSES has extended the 2019 SIC grant (Contract C197929) to December, 31, 2024; and

WHEREAS, There are no changes to the project budget; and

WHEREAS, It is beneficial to Ontario County to fully utilize the 2019 SIC grant funding to complete the Core Upgrade Project; and

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

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RESOLVED, Subject to review and approval of the County Attorney as to form, the County Administrator be and hereby is authorized and empowered to execute a no-cost time extension for the aforesaid 2019 SIC Grant Contract C197929 with a new term ending 12/31/2024; 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 for Capital Project No. H092-22 with a total budget of \$2,179,997.00; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the Ontario County Department of Finance and a digital copy to Tammy Bernard, NYS Division of Homeland Security and Emergency Services at [Tammy.Bernard@dhse.ny.gov](mailto:Tammy.Bernard@dhse.ny.gov).

**RESOLUTION NO. 166-2024**  
**CAPITAL PROJECT NO. H092-22**  
**EMERGENCY COMMUNICATIONS NETWORK CORE UPGRADE**  
**AUTHORIZATION OF NO-COST TIME EXTENSION**  
**NYS DHSES 2020 STATEWIDE INTEROPERABLE COMMUNICATIONS GRANT**

WHEREAS, Resolution No. 820-2022 established Capital Project No. H092-22 as the Emergency Communications Network Core Upgrade (Core Upgrade Project) for the purposes of upgrading hardware and software components of the County's P-25 Emergency Communications Network necessary for maintaining functionality with the County's L3 Harris emergency communications network operating system update anticipated in 2024; and

WHEREAS, The Core Upgrade Project is being coordinated with Monroe County's core upgrade project as the two systems are linked to allow roaming and response by emergency responders across the County boundary; and

WHEREAS, Resolution No. 185-2020 accepted the 2020 Statewide Interoperable Communications (SIC) grant award (Contract C197853) from NYS Division of Homeland Security and Emergency Services (NYSDHSES) in the amount of \$583,921.00 for the 700 MHz Seneca County Hillside Project (CP No. H066-20); and

WHEREAS, NYSDHSES approved a request from Ontario County to amend Contract C197853 to transfer 2020 SIC grant funding in the amount of \$583,921.00 to CP No. H092-22, the Core Upgrade Project, to better align Ontario County SIC grant awards with multiple emergency communications project timelines and Resolution No. 319-2023 authorized a budget amendment to CP No. H092-22 to reflect this change; and

WHEREAS, The term for the 2020 SIC grant expired 12/31/2023 and the Core Upgrade Project requires more time to complete; and

WHEREAS, NYSDHSES has extended the 2020 SIC grant (Contract C197853) to December, 31, 2024; and

WHEREAS, There are no changes to the project budget; and

WHEREAS, It is beneficial to Ontario County to fully utilize the 2020 SIC grant funding to complete the Core Upgrade Project; and

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

RESOLVED, Subject to review and approval of the County Attorney as to form, the County Administrator be and hereby is authorized and empowered to execute a no-cost time extension for the aforesaid 2020 SIC Grant Contract C197853 with a new term ending 12/31/2024; 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 for Capital Project No. H092-22 with a total budget of \$2,179,997.00; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the Ontario County Department of Finance and a digital copy to Tammy Bernard, NYS Division of Homeland Security and Emergency Services at [Tammy.Bernard@dhses.ny.gov](mailto:Tammy.Bernard@dhses.ny.gov).

### **RESOLUTION NO. 167-2024 AUTHORIZATION TO ENTER INTO A CONTRACT WITH TRIDENT RECOVERY & INVESTIGATIONS GROUP, LLP FOR SPECIALIZED SERVICES CONFLICT DEFENDER'S OFFICE**

WHEREAS, Effective January 1, 2020, New York State made monumental expansive criminal justice reforms, including discovery reform, which requires prosecutors and defendants to share information in their possession well in advance of trial; and

WHEREAS, New York State created the District Attorney Discovery Compensation Fund to support expenses related to digital evidence transmission technology and to implement discovery reforms for the funding years 2022/23, 2023/24, and 2024/25; and

WHEREAS, The 2023/24, Enacted Budget included \$40 million for discovery implementation and \$40 million for general defense services to bring parity to funding for both the prosecution and the defense; and

WHEREAS, It is necessary to obtain specialized services to provide litigation support and discovery services for the Ontario County Office of the Conflict Defender and the Ontario County Assigned Counsel Program; and

WHEREAS, Trident Recovery & Investigations Group, LLC has agreed to provide said services at the rate of \$125.00 per hour, not to exceed \$75,000.00, for the period January 1, 2024, through December 31, 2024; and

WHEREAS, Funding for said services has been budgeted through the Conflict Defender's Office; and

WHEREAS, It is anticipated that the New York State Division of Criminal Justice Services intends to reimburse these funds through the discovery compensation fund; however, the total reimbursement is unknown at this time; and

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WHEREAS, The Public Safety Committee has reviewed and approves this contract; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors hereby approves a contract with Trident Recovery & Investigations Group, LLC., for a term of one year and a cost not to exceed \$75,000.00, to be paid with funds budgeted through the Conflict Defender's Office; and further

RESOLVED, That any funds allocated by the New York State Division of Criminal Justice Services for this intended purpose shall be reimbursed to the county's budget; and further

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

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

**RESOLUTION NO. 168-2024**  
**AUTHORIZATION TO ACCEPT 3RD CONTINUE PROVISION OF COUNSEL AT**  
**FIRST APPEARANCE IN HURRELL-HARRING SETTLEMENT**  
**COUNTIES GRANT (C0HCFA2C) FROM**  
**THE NYS OFFICE OF INDIGENT LEGAL SERVICES**

WHEREAS, The Office of Indigent Legal Services has made non-competitive funding available for the Third Continue Provision of Counsel at First Appearance in Hurrell-Harring Settlement Grant, Contract No. C0HCFA2C, to counties in New York State; and

WHEREAS, Ontario County has been awarded a total of \$750,000 for the grant period from the State of New York Office of Indigent Legal Services to continue to support this program; and

WHEREAS, It is advantageous for Ontario County to accept these funds so that the county can continue improving the quality of indigent defense services in Ontario County through the Ontario County Public Defender's Office with no county match requirement; and

WHEREAS, This grant period will be from January 1, 2023, through December 31, 2025; and

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

RESOLVED, That the following budget is hereby approved for the first grant year, with unused portions flowing into future years:

| To:            |                                        | Revenue      | Appropriation |
|----------------|----------------------------------------|--------------|---------------|
| 11702404 43025 | 3 <sup>rd</sup> ILS CAFA Continue Prov | \$234,459.00 |               |
| 11702404 51700 | Full Time Hourly                       |              | \$89,223.00   |
| 11702404 58010 | NYS Employee Retirement                |              | \$12,000.00   |

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|                |                               |  |             |
|----------------|-------------------------------|--|-------------|
| 11702404 58020 | Social Security               |  | \$5,900.00  |
| 11702404 58021 | Medicare                      |  | \$1,700.00  |
| 11702404 58060 | Cafeteria Plan Allowance      |  | \$45,250.00 |
| 11702404 58067 | Dental Insurance              |  | \$800.00    |
| 11702404 58070 | 401a County Contribution      |  | \$2,012.00  |
| 11702404 58075 | HRA                           |  | \$2,574.00  |
| 11702404 54100 | Office Expense                |  | \$2,500.00  |
| 11702404 54101 | Equipment Minor               |  | \$2,500.00  |
| 11702404 54180 | Mileage/Day Training          |  | \$5,000.00  |
| 11702404 54270 | Consultation and Professional |  | \$45,000.00 |
| 11702404 54750 | Training and Conferences      |  | \$20,000.00 |

and further

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

RESOLVED, That upon review and approval by the County Attorney as to form; the Board of Supervisors hereby approves a contract with the New York State Office of Indigent Legal Services; and

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

RESOLVED, That the County Administrator or their designee be, and hereby is, authorized and empowered to execute the agreement with NYS Office of Indigent Legal Services and all other documents necessary to effectuate the purposes of this resolution.

**RESOLUTION NO. 169-2024**  
**AUTHORIZATION TO ACCEPT**  
**HURRELL-HARRING SETTLEMENT IMPLEMENTATION**  
**3 YEAR GRANT (C3YRHH02)**  
**FROM THE OFFICE OF INDIGENT LEGAL SERVICES**

WHEREAS, The Office of Indigent Legal Services has made non-competitive funding available for the Hurrell-Harring Settlement Implementation 3 Year Grant, (Contract No. C3YRHH02), to counties in New York State; and

WHEREAS, Ontario County has been awarded \$4,768,989.00, 3 year contract from the State of New York Office of Indigent Legal Services to continue to support this program; and

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WHEREAS, It is advantageous for Ontario County to accept these funds so that the county can continue improving the quality of indigent defense services in Ontario County through the Ontario County Public Defender's, Conflict Defender's, and Assigned Counsel Offices with no county match requirement; and

WHEREAS, This grant period will be from January 1, 2024 through December 31, 2026; and

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

RESOLVED, That the following budget is hereby approved for the first year of the grant, with unused portions flowing into future years:

| To             |                      | Revenue      | Appropriation |
|----------------|----------------------|--------------|---------------|
| 11702405 43025 | HH Settlement 3 Year | \$812,620.00 |               |
| 11702405 51500 | Full Time Salary     |              | \$494,291.00  |
| 11702405 51700 | Full Time Hourly     |              | \$44,460.00   |
| 11702405 58010 | NYS ERS              |              | \$63,000.00   |
| 11702405 58020 | FICA                 |              | \$28,545.00   |
| 11702405 58021 | Medicare             |              | \$7,543.00    |
| 11702405 58060 | Cafeteria Plan       |              | \$137,000.00  |
| 11702405 58067 | Dental Insurance     |              | \$10,044.00   |
| 11702405 58070 | 401a Contributions   |              | \$8,082.00    |
| 11702405 58075 | Health Reimbursement |              | \$16,655.00   |
| 11702405 54100 | Office Supplies      |              | \$1,500.00    |
| 11702405 54101 | Minor Equipment      |              | \$1,500.00    |
| C1062405 43025 | HH Settlement 3 Year | \$309,074.00 |               |
| C1062405 51500 | Full Time Salary     |              | \$113,784.00  |
| C1062405 51700 | Full Time Hourly     |              | \$45,786.00   |
| C1062405 58010 | NYS ERS              |              | \$29,104.00   |
| C1062405 58020 | FICA                 |              | \$15,000.00   |
| C1062405 58021 | Medicare             |              | \$6,000.00    |
| C1062405 58060 | Cafeteria Plan       |              | \$16,400.00   |
| C1062405 58067 | Dental Insurance     |              | \$2,000.00    |
| C1062405 58070 | 401a Contribution    |              | \$8,500.00    |
| C1062405 58075 | Health Reimbursement |              | \$3,000.00    |

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|                |                                |                |                |
|----------------|--------------------------------|----------------|----------------|
| C1062405 54100 | Office Supplies                |                | \$500.00       |
| C1062405 54101 | Minor Equipment                |                | \$500.00       |
| C1062405 54180 | Mileage/Day Training           |                | \$2,000.00     |
| C1062405 54260 | Consultation and Professional  |                | \$50,000.00    |
| C1062405 54160 | Books, Manuals & Subscriptions |                | \$1,500.00     |
| C1062405 54750 | Training & Conferences         |                | \$3,000.00     |
| C1062405 54170 | Memberships and Dues           |                | \$2,000.00     |
| C1062405 54621 | Software                       |                | \$10,000.00    |
| C1072405 43025 | HH Settlement 3 Year           | \$389,242.00   |                |
| C1072405 54160 | Attorney Memberships           |                | \$1,500.00     |
| C1072405 54180 | Mileage/Day Training           |                | \$15,000.00    |
| C1072405 54231 | Increase Vouchers              |                | \$300,000.00   |
| C1072405 54260 | Consultation and Professional  |                | \$30,000.00    |
| C1072405 54710 | Investigations                 |                | \$37,742.00    |
| C1072405 54750 | Training and Conferences       |                | \$5,000.00     |
|                | Total:                         | \$1,510,936.00 | \$1,510,936.00 |

and further

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

RESOLVED, That upon review and approval by the County Attorney as to form; the Board of Supervisors hereby approves a contract with the New York State Office of Indigent Legal Services; and further

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

RESOLVED, That the County Administrator or their designee be, and hereby is, authorized and empowered to execute the agreement with NYS Office of Indigent Legal Services and all other documents necessary to effectuate the purposes of this resolution.

### **RESOLUTION NO. 170-2024 TRANSFER OF FUNDS - 2024 COUNTY BUDGET DISTRICT ATTORNEY**

WHEREAS, The Ontario County District Attorney's Office will be assisting the NYS Police with an investigation and will need to allocate reserve funds related expenses; and



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

RESOLVED, That the following transfer be made:

|                       | Account        | Revenues     | Expense     |
|-----------------------|----------------|--------------|-------------|
| Appropriated Rsv - DA | AA 30511 BR107 | \$2,500.00 + |             |
| Investigations        | AA1165 54710   |              | \$2,500.00+ |

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.

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

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

**RESOLUTION NO. 171-2024**  
**NATIONAL CRIME VICTIMS' RIGHTS WEEK**  
**APRIL 21-27, 2024**  
**ONTARIO COUNTY**

WHEREAS, National Crime Victims' Rights Week provides an opportunity to recommit to ensuring that accessible, appropriate, and trauma-informed services are offered to all victims of crime; and

WHEREAS, Reaching and serving all victims of crime is essential to supporting thriving communities, because those who receive holistic services and support are more likely to remain invested in their communities; and

WHEREAS, We must make a dedicated effort to expand the circle of those prepared to respond to victims and link them to the resources that can help them recover; and

WHEREAS, Through a network of community partners, we are able to offer support, options for life-saving services, and restore hope; and

WHEREAS, The Ontario County District Attorney's Office Victim Assistance Program and the Ontario County Board of Supervisors are hereby dedicated to supporting programs and individuals who have provided options, services and hope for crime survivors; now, therefore, be it

RESOLVED, The Ontario County Board of Supervisors, do hereby proclaim the week of April 21-27, 2024 as Crime Victims' Rights Week; and further

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RESOLVED, To reaffirm this County's commitment to creating a victim service and criminal justice response that provides options and services during Crime Victims' Rights Week and throughout the year; and further

RESOLVED, To express our sincere gratitude and appreciation for those community members, victim service providers, and criminal justice professionals who are committed to improving our response to all victims of crime so that they may find relevant assistance, support, justice, peace, and restore hope.

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

Supervisor Louis Guard offered the following three resolutions as a block and moved for its adoption, seconded by Supervisor Nancy Yacci:

### **RESOLUTION NO. 172-2024 RAISE THE AGE CAYUGA HOME FOR CHILDREN (AKA CAYUGA CENTERS) FOR MULTI-SYSTEMIC THERAPY**

WHEREAS, Effective October 1, 2018, New York State Law, Raise The Age, resulted in an increase in probation services to be provided to 16 and 17-year-old youth; and

WHEREAS, The Cayuga Centers has successfully provided Multi-Systemic Therapy to youth in Ontario County; and

WHEREAS, The Probation Department continues to use Multi-Systemic Therapy to avoid additional costs in staffing and placement services of Raise The Age Youth; and

WHEREAS, New York State has approved reimbursement of Ontario County's cost for the services provided by the Cayuga Centers Multi-Systemic Therapy; and

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

RESOLVED, That the agreement is subject to review and approval of the County Attorney's Office as to form, this Board of Supervisors does hereby authorize an agreement with, Cayuga Centers, 49 Kearney Avenue, Auburn, NY 13021, for the period January 1, 2024, through December 31, 2024; at a cost not to exceed \$133,822.50; and further

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

### **RESOLUTION NO. 173-2024 RAISE THE AGE CAYUGA HOME FOR CHILDREN (AKA CAYUGA CENTERS) FOR FUNCTIONAL FAMILY THERAPY**

WHEREAS, Effective October 1, 2018, New York State Law, Raise The Age, resulted in an increase in probation services to be provided to 16 and 17-year-old youth; and

## **REGULAR BOARD MEETING - MARCH 28, 2024**

WHEREAS, The Cayuga Centers has successfully provided Functional Family Therapy to youth in Ontario County; and

WHEREAS, The Probation Department continues to use Functional Family Therapy to avoid additional costs in staffing and placement services of Raise The Age Youth; and

WHEREAS, New York State has approved reimbursement of Ontario County's cost for the services provided by the Cayuga Centers for Functional Family Therapy; and

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

RESOLVED, That the agreement is subject to review and approval of the County Attorney's Office as to form, this Board of Supervisors does hereby authorize an agreement with, Cayuga Centers, 49 Kearney Avenue, Auburn, NY 13021, for the period January 1, 2024, through December 31, 2024, at a cost not to exceed \$133,822.50; and further

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

### **RESOLUTION NO. 174-2024 AUTHORIZATION TO ACCEPT FUNDING FROM THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR CERTIFIED PRETRIAL SERVICES**

WHEREAS, The New York State Division of Criminal Justice Services has awarded Ontario County's Probation Department a grant in the amount of \$203,140 to offset costs associated with the provision of certified pretrial services including but not limited to screening, assessments, supervision, and reporting as enacted in the New York State budget; and

WHEREAS, It is desirable for the Ontario County Probation Department to accept this grant from the New York Division of Criminal Justice Services, 80 South Swan Street, Albany, New York 12228, for certified pretrial services for 2023-2024; and

WHEREAS, The Public Safety and Ways and Means Committees have reviewed this resolution at their recent meetings, and recommend that the full Board of Supervisors resolve to accept this NYS Division of Criminal Justice Services grant; now, therefore, be it

RESOLVED, That the Board of Supervisors, hereby accepts the funding awarded to the Probation Department; and further

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

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

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| To:            |                                | Revenue    | Appropriation |
|----------------|--------------------------------|------------|---------------|
| 31402406 43389 | State Aid, Other Public Safety | \$203,140  |               |
| 3140240651700  | Full Time Hourly               |            | \$123,318     |
| 31402406 58010 | NYS Employees Retirement       |            | \$17,100      |
| 31402406 58020 | FICA                           |            | \$8,100       |
| 31402406 58021 | Medicare                       |            | \$1,870       |
| 31402406 58060 | Cafeteria Plan                 |            | \$46,654      |
| 31402406 58067 | Dental Insurance               |            | \$672         |
| 31402406 58070 | 401A County Contribution       |            | \$2,500       |
| 31402406 58075 | Health Reimbursement Account   |            | \$2,926       |
| TOTAL:         |                                | +\$203,140 | +\$203,140    |

and further

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

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

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

**RESOLUTION NO. 175-2024**  
**RECOGNIZING NATIONAL PUBLIC SAFETY TELECOMMUNICATORS WEEK**  
**APRIL 14-20, 2024**

WHEREAS, Emergencies can occur at any time that require police, fire or emergency medical services; and

WHEREAS, When an emergency occurs the prompt response of police officers, firefighters and EMS personnel is critical to the protection of life and preservation of property; and

WHEREAS, The safety of our emergency services first responders is dependent upon the quality and accuracy of information obtained from citizens who telephone the Ontario County Sheriff's Office 9-1-1 emergency communications center; and

WHEREAS, Public Safety Dispatchers are often the first contact our citizens have with emergency services; and

WHEREAS, Public Safety Dispatchers are the single vital link for our first responders by monitoring their activities by radio, providing them information and ensuring their safety; and

Approved Minutes

## **REGULAR BOARD MEETING - MARCH 28, 2024**

WHEREAS, Public Safety Dispatchers of the Ontario County Office of Sheriff have contributed substantially to the apprehension of criminals, suppression of fires and treatment of patients; and

WHEREAS, Each dispatcher has exhibited compassion, understanding and professionalism during the performance of their job in the past; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors, at the request of the Sheriff, declares the week of April 14 – 20, 2024 to be National Public Safety Telecommunicators Week in Ontario County in honor of the men and women whose diligence and professionalism keep our county and citizens safe; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the County Finance Office, Ontario County Sheriff, Director of the Office of Emergency Management and the Chief Communications Officer.

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

Supervisor Louis Guard offered the following two resolutions as a block and moved for its adoption, seconded by Supervisor William Namestnik:

### **RESOLUTION NO. 176-2024 RENEWAL OF BID B23043 FOR PURCHASING OF CORRECTIONAL SUPPLIES ONTARIO COUNTY JAIL**

WHEREAS, Resolution No. 187-2023 awarded a bid to Bob Barker Company, Inc. for the purchase of Correctional Supplies (B23043) for Incarcerated Individuals at the Ontario County Jail; and

WHEREAS, The award offered the option of three (3) six (6) month renewals with this being the second renewal; and

WHEREAS, Bob Barker Company, Inc. has agreed to renew for an additional six (6) month period from April 25<sup>th</sup>, 2024 through October 24<sup>th</sup>, 2024 at the current prices indicated in the bid (B23043); and

WHEREAS, The Sheriff's Office is satisfied with the renewal of this contract for the said six (6) month term; and

WHEREAS, The Public Safety Committee recommends accepting this bid renewal; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors renews the bid with Bob Barker Company, Inc., 7925 Purfoy Road, Fuquay Varina, NC for the purchase of Correctional Supplies (B23043) for Incarcerated Individuals at Ontario County Jail for the additional six (6) month term of April 25<sup>th</sup>, 2024 through October 24<sup>th</sup>, 2024; and further

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

### **RESOLUTION NO. 177-2024**

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**ACCEPTANCE OF BID B24030 FOR THE PURCHASE OF  
JAIL MEDICAL SUPPLIES ONTARIO COUNTY JAIL**

WHEREAS, The Purchasing Department advertised for and received, per the tabulation sheet on file with the Clerk of the Board, bids for the Purchase of jail medical supplies which included two (2) vital signs machines and one (1) exam table (B24030) to replace the worn and outdated existing equipment; and

WHEREAS, Upon opening and review of the bid responses, the apparent lowest responsive bidders are:

|                                              |                                                                                                 |
|----------------------------------------------|-------------------------------------------------------------------------------------------------|
| Item 1 & 2<br>(Vital Signs Machine & Stands) | Bound Tree Medical, LLC<br>5000 Turtle Crossing Blvd.<br>Dublin, OH 43016                       |
| Item 3<br>(Exam Table)                       | Mercedes Medical, LLC<br>DBA Mercedes Scientific<br>12210 Rangeland Pkwy<br>Bradenton, FL 34211 |

and

WHEREAS, There are sufficient funds in the Sheriff's Office budget specifically for the purchase of these replacement jail medical supplies; and

WHEREAS, The Public Safety Committee recommends that this bid be accepted; now, therefore, be it

RESOLVED, That the Board of Supervisors authorize Bid (B24030) be awarded to Bound Tree Medical, LLC and Mercedes Medical, LLC. as listed above; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to all successful vendors.

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

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

**RESOLUTION NO. 178-2024  
AUTHORIZING BUDGET TRANSFER FOR FUNDING OF A TEN-YEAR  
SERVICE AGREEMENT WITH AXON ENTERPRISE FOR THE  
SHERIFF'S OFFICE LAW ENFORCEMENT BUREAU 2024-2034**

WHEREAS, The Sheriff's Office is currently utilizing the services of Axon Enterprise in several capacities, which include Body-Worn Cameras, Taser energy weapons, interview room video, drone management, and digital evidence storage; and

WHEREAS, These programs and included equipment are utilized through three (3) separate five (5) year service agreements which expire at various times over the next four (4) years based on the year in which each agreement started; and

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WHEREAS, The funding for these services has been provided through Capital Improvement Projects with supplemental funding, as needed, from the OCSO operational budget, totaling approximately \$228,284.00 per year in expenditures for Axon equipment and services since 2021; and

WHEREAS, The original and primary service agreement with Axon for the Sheriff's Office Law Enforcement Bureau body-worn cameras and Taser energy weapon program concludes on October 1, 2025; and

WHEREAS, The Sheriff's Office is proposing an early termination of the original primary service agreements and to combine the programs and equipment provided by those agreements into a single purchase from New York State contract OSP10P, which state contract includes equipment upgrades and new additional public safety programs (hereinafter "OSP10P service agreement"), totaling \$5,396,537.48 over a ten (10) year period from August 1, 2024, through July 31, 2034; and

WHEREAS, Based on the historical data of Axon's yearly cost increases, the new OSP10P service agreement would lock in current Axon product pricing, totaling only approximately \$74,844.42 more over ten (10) years, when compared to the projected costs for renewing each individual agreement with less included services and no technology upgrades over two (2) additional five (5) year terms; and

WHEREAS, Based on the projected cost increases for 2025, terminating all current service agreements to combine them into the OSP10P service agreement for the proposed term beginning on August 1, 2024, will save Ontario County over 1.2 million dollars when compared to waiting until the current service agreement expires in 2025; and

WHEREAS, By upgrading and bundling the requested equipment and services as provided in the OSP10P service agreement, Ontario County will save over 1.8 million dollars when compared to the same equipment and services having to be upgraded separately at varying times over the next several years; and

WHEREAS, The Sheriff's Office has reviewed this proposal with the Public Safety Committee and Ways & Means Committee, both of which recommend approval of funding of the OSP10P service agreement with Axon Enterprises; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby approves the funding of the OSP10P service agreement with Axon Enterprises and the necessary budget transfers as set forth herein; and further

RESOLVED, That the following budget transfer is hereby approved:

|                          | Account        | Revenue | Expense         |
|--------------------------|----------------|---------|-----------------|
| Lease Agreements         | AA311099 54332 |         | \$ 445,112.00   |
| Supplies Law Enforcement | AA1162 54900   |         | \$ (25,000.00)  |
| Supplies Law Enforcement | AA3150 54900   |         | \$ (20,000.00)  |
| Contingency              | AA1340 54731   |         | \$ (400,112.00) |



and further

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

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

***Public Works Committee***

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

**RESOLUTION NO. 179-2024  
CAPITAL PROJECT NO. H080-21  
AUTHORIZE CONTRACT WITH ILUMIS-AR INC. FOR HOLOLENS 2 DEVICES  
FLCC NURSING EXPANSION PHASE II CAPITAL PROJECT**

WHEREAS, Resolution No. 582-2021 established Capital Project No. H080-21 as the FLCC Nursing Expansion Phase II Capital Project; and

WHEREAS, Said project includes funding for Science Lab equipment and supplies at the main campus of Finger Lakes Community College; and

WHEREAS, Estimate 202210066 dated November 29, 2023, was received from Ilumis-AR, 114 Barrington Square, Suite 225, Aurora, OH 44202, a sole provider, for fourteen (14) HoloLens 2 devices, in the amount of Sixty-Three Thousand Two Hundred Fifty Dollars (\$63,250.00), a copy of the estimate and sole provider documentation is on file with the clerk of the Board of Supervisors; 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 said estimate from Ilumis-AR and authorizes and empowers the County Administrator to execute a contract with said firm for fourteen HoloLens 2 devices in the amount of Sixty-Three Thousand Two Hundred Fifty Dollars (\$63,250.00); and further

RESOLVED, That the term of said contract shall commence on March 29, 2024, and terminate on December 31, 2024; and further

RESOLVED, That the cost of said contract be paid from budget line HHH08021 52300 – Equipment, Computer of Capital Project H080-21; and further

RESOLVED, That the Department of Finance is directed to make all necessary budget and accounting entries to effect the intent of this resolution for a total project budget of Two Million Six Hundred Ten Thousand Dollars (\$2,610,000.00); and further

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

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**RESOLUTION NO. 180-2024  
CAPITAL PROJECT NO. H080-21  
AUTHORIZE A CONTRACT AMENDMENT WITH EVIDENT SCIENTIFIC INC.  
FLCC NURSING EXPANSION PHASE II CAPITAL PROJECT**

WHEREAS, Resolution No. 582-2021 established Capital Project No. H080-21 as the FLCC Nursing Expansion Phase II Capital Project; and

WHEREAS, Said project includes funding for the purchase of new furniture and equipment; and

WHEREAS, Resolution No. 762-2023 authorized a contract with Evident Scientific Inc. for the purchase of microscopes for the 4<sup>th</sup> Floor Anatomy & Physiology Lab in the amount of Forty-Four Thousand Ninety-Four Dollars and Eighty-Seven Cents (\$44,094.87) per NYS Contract PC69600, copies are on file with the Clerk of this Board; and

WHEREAS, After consulting with faculty, it was determined that the camera mount quality in the original quote was not sufficient, and a larger magnified viewing field is necessary; and

WHEREAS, Evident Scientific, Inc. submitted quote Q-00135423-V1 with the desired 0.5X lens camera mount, for \$5,199.82 which is a increase of One Thousand Four Hundred Eighty-Two Dollars and Fifty-Nine Cents (\$1,369.87) plus shipping; 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 quotes from Evident Scientific Inc., 48 Woerd Ave., Waltham, MA 02453 for the purchase of two (2) 0.5X lens camera mount for microscopes in the 4<sup>th</sup> Floor Anatomy & Physiology Lab for an increased cost of One Thousand Four Hundred Eighty Two Dollars and Fifty Nine Cents (\$1,369.87) plus anticipated shipping charges of \$200.00, and authorizes and empowers the County Administrator to execute a contract amendment with said firm to increase the total contract price to cost not to exceed Forty-Five Thousand Six Hundred sixty-four Dollars and seventy-four Cents (\$45,664.74); and further

RESOLVED, That the term of said contract shall commence March 29, 2024, and terminate December 31, 2024; and further

RESOLVED, That the cost of said contract be paid from budget line HHH08021 52100 – Furniture and Furnishings of Capital Project H080-21; and further

RESOLVED, That the Department of Finance is directed to make all necessary budget and accounting entries to affect the intent of this resolution for a total project budget of Two Million Six Hundred Ten Thousand Dollars (\$2,610,000.00); 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 & Finance at Finger Lakes Community College.

**RESOLUTION NO. 181-2024  
CAPITAL PROJECT NO. H080-21**

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### AWARD OF BID B24031 AND AUTHORIZATION TO CONTRACT FLCC NURSING EXPANSION PHASE II CAPITAL PROJECT

WHEREAS, Resolution No. 582-2021 established Capital Project No. H080-21 as the FLCC Nursing Expansion Phase II Capital Project in the amount of Two Million Six Hundred Ten Thousand Dollars (\$2,610,000); and

WHEREAS, Said project includes funding for Anatomy & Physiology Lab equipment and supplies at the main campus of Finger Lakes Community College; and

WHEREAS, The Purchasing Department released, duly advertised and opened bids for Nursing Lab Supplies for FLCC as Bid B24031; and

WHEREAS, Copies of the bid submissions are on file with the Clerk of the Board of Supervisors; and

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

RESOLVED, That the budget of Capital Project No. H080-21 be, and hereby is, amended as follows:

| Line            | Description                 | Current Budget | Change        | Revised Budget |
|-----------------|-----------------------------|----------------|---------------|----------------|
| Appropriations: |                             |                |               |                |
| HHH08021 52100  | Furniture & Furnishings     | \$200,000.00   | - \$51,965.12 | \$148,034.88   |
| HHH08021 52300  | Equipment, Computer         | \$80,000.00    | \$0.00        | \$80,000.00    |
| HHH08021 52750  | Instructional Equipment     | \$0.00         | + \$42,857.00 | \$42,857.00    |
| HHH08021 54053  | Construction Inspections    | \$15,000.00    | \$0.00        | \$15,000.00    |
| HHH08021 54101  | Equipment Minor             | \$0.00         | +\$9,108.12   | \$9,108.12     |
| HHH08021 54260  | Consultation & Professional | \$287,260.00   | \$0.00        | \$287,260.00   |
| HHH08021 54491  | General Construction        | \$1,255,617.00 | \$0.00        | \$1,255,617.00 |
| HHH08021 54493  | Electric                    | \$146,274.30   | \$0.00        | \$146,274.30   |
| HHH08021 54494  | Plumbing                    | \$100,958.76   | \$0.00        | \$100,958.76   |
| HHH08021 54495  | Architectural/ Engineering  | \$165,500.00   | \$0.00        | \$165,500.00   |

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|                |                             |                |        |                |
|----------------|-----------------------------|----------------|--------|----------------|
| HHH08021 54521 | HVAC                        | \$154,374.00   | \$0.00 | \$154,374.00   |
| HHH08021 54731 | Contingency                 | \$151,213.91   | \$0.00 | \$151,213.91   |
| HHH08021 54743 | Change Order<br>Contingency | \$52,802.03    | \$0.00 | \$52,802.03    |
| HHH08021 54865 | Administration              | \$1,000.00     | \$0.00 | \$1,000.00     |
| Revenues:      |                             |                |        |                |
| HHH08021 43297 | State Aid                   | \$2,055,000.00 | \$0.00 | \$2,055,000.00 |
| HHH08021 45031 | A – Interfund<br>Transfer   | \$555,000.00   | \$0.00 | \$555,000.00   |

and further

RESOLVED, That subject to review and approval by the County Attorney as to form, the Board of Supervisors hereby accepts the following bids from the following vendors for the following contracts and amounts as the low responsive/responsible bids submitted for bid B24031, and authorizes and empowers the County Administrator to execute contracts with said firms for said amounts:

1. VWR International, LLC – PO Box 92912, 5100 W. Henrietta Rd., Rochester, NY 14692-9012, for the following bid items: 1-4 and 9-30, for a total cost of \$77,117.26
2. Macherey-Nagel, Inc – 924 Marcon Blvd., Ste 102, Allentown, PA 18109, for the following items: 5-8; for a total cost of \$19,196.80
3. iWorx Systems – 62 Littleworth Rd., Dover, NH 03820, for item: 31, for a total cost of \$42,857.00

for a total bid cost not to exceed One Hundred Thirty-Nine Thousand One Hundred Seventy-One Dollars and Six cents (\$139,171.06); and further

RESOLVED, That the term of said contracts shall commence March 29, 2024, and terminate December 31, 2024; and further

RESOLVED, That the cost Bid items 9-30 and contract with VWR totaling \$68,009.14 and Bid items 5-8 and contract with Macherey-Nagel totaling \$19,196.80 shall be paid from line HHH08021 52100 - Furniture and Furnishings of Capital Project No. H080-21; and further

RESOLVED, That the cost of Bid item 31 and contract with Iworx totaling \$42,857.00 shall be paid from line HHH08021 52750 - Instructional Equipment of Capital Project No. H080-21; and further

RESOLVED, That the cost of Bid items 1- 4 and contract with VWR totaling \$9,108.12 shall be paid from line HHH08021 54101 - Equipment Minor of Capital Project No. H080-21; and further

RESOLVED, That the Department of Finance is directed to make all necessary budgetary and accounting entries to effect the intent of this resolution for a total project budget of Two Million Six Hundred Ten Thousand Dollars (\$2,610,000.00); and further

## **REGULAR BOARD MEETING - MARCH 28, 2024**

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. 182-2024  
CAPITAL PROJECT NO. H095-23  
AUTHORIZE A CONTRACT WITH EVIDENT SCIENTIFIC INC.  
FOR THE PURCHASE OF MICROSCOPES  
2023 FLCC MAINTENANCE CAPITAL PROJECT**

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

WHEREAS, Said project includes funding for renovating the Science Lab room 3256 at the main campus of Finger Lakes Community College, including the purchase of new furniture and equipment; and

WHEREAS, The 3<sup>rd</sup> floor science lab conducts labs that require a less specialized microscope and the current microscopes being used for those classes are over thirty years old and beyond their useful life; replacement parts are obsolete and currently there are 10 microscopes out of commission; and

WHEREAS, Quote Q-00132401-V1, was received from Evident Scientific Inc., 48 Woerd Ave., Waltham, MA 02453, for the purchase of microscopes for Science Lab #3256 for an amount not to exceed Thirty-One Thousand Seven Hundred Seventeen Dollars and Eighty Cents (\$31,717.80) per NYS Contract PC69600 Award 23072, a copy is on file with the Clerk of this Board; and

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

RESOLVED, That subject to review and approval of the County Attorney as to form, the Board of Supervisors hereby accepts the quote from Evident Scientific Inc., 48 Woerd Ave., Waltham, MA 02453 for the purchase of microscopes for Science Lab #3256 for a cost not to exceed Thirty-One Thousand Seven Hundred Seventeen Dollars and Eighty Cents (\$31,717.80) and authorizes and empowers the County Administrator to execute a contract with said vendor for said amount; and further

RESOLVED, That the term of said contract shall commence March 29, 2024, and terminate December 31, 2024; and further

RESOLVED, That the cost of said contract be paid from budget line HHH09523 52100 – Furniture and Furnishings of Capital Project H095-23; and further

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

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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 & Finance at Finger Lakes Community College.

**RESOLUTION NO. 183-2024  
CAPITAL PROJECT NO. H029-15  
FLCC G LOT STORMWATER MANAGEMENT  
FACILITY IMPROVEMENT PROJECT  
AWARD OF CONSULTANT AMENDMENT AGREEMENT  
WITH BARTON & LOGUIDICE**

WHEREAS, Resolution No. 543-2015 created Capital Project No. H029-15 as the FLCC G Lot Parking and Utility Rehabilitation Capital Project; and

WHEREAS, Ontario County constructed detention and water quality treatment ponds to manage storm water discharges from G lot in 2007; and

WHEREAS, The condition of said ponds needs to be periodically checked to ensure they continue functioning as intended; and

WHEREAS, Resolution No. 188-2023 authorized an agreement with Barton & Loguidice, 11 Centre Park, Suite 203, Rochester, New York 14614, to review and update the FLCC G Lot Stormwater Management Facility Plan for a cost not to exceed \$29,720; and

WHEREAS, County engineering staff has reviewed and accepted the report prepared by Barton & Loguidice for the review and update the FLCC G Lot Stormwater Management Facility Plan and will proceed with the detailed design and bid phase services to maintain the project schedule; and

WHEREAS, Barton & Loguidice has prepared a scope of services and fee proposal for detailed design and bid phase services; and

WHEREAS, The County engineering staff has reviewed and approved the project scope and the corresponding price proposal; and

WHEREAS, Sufficient funding exists in the budget of Capital Project No. H029-15 to fund said contract amendment; and

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

RESOLVED, That the budget of Capital Project No. H029-15 be, and hereby is, amended as follows:

| Line              | Description                    | Current Budget | Change       | Revised Budget |
|-------------------|--------------------------------|----------------|--------------|----------------|
| Appropriations:   |                                |                |              |                |
| HHH02915<br>54260 | Consultation &<br>Professional | \$133,977.82   | +\$51,000.00 | \$184,977.82   |

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|                   |                                        |                |              |                |
|-------------------|----------------------------------------|----------------|--------------|----------------|
| HHH02915<br>54491 | General<br>Construction                | \$2,278,630.97 | -\$51,000.00 | \$2,227,630.97 |
| HHH02915<br>54493 | Electric                               | \$509,891.21   | \$0.00       | \$509,891.21   |
| HHH02915<br>54865 | Administration                         | \$2,500.00     | \$0.00       | \$2,500.00     |
| Revenue:          |                                        |                |              |                |
| HHH02915<br>43089 | State Aid-Other                        | \$16,443.27    | \$0.00       | \$16,443.27    |
| HHH02915<br>43297 | State Aid                              | \$1,446,056.73 | \$0.00       | \$1,446,056.73 |
| HHH02915<br>45031 | General Fund -<br>Interfund<br>Revenue | \$1,462,500.00 | \$0.00       | \$1,462,500.00 |

and further

RESOLVED, That the Department of Finance is hereby authorized to make any and all budgetary and accounting entries to affect the intent of this resolution for a total project budget of Two Million Nine Hundred Twenty-Five Thousand Dollars (\$2,925,000.00); and further

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors hereby approves a contract amendment agreement with Barton & Loguidice, at a cost not to exceed \$51,000, for a total amended contract price not to exceed \$80,720, said contract will expire March 31, 2025; and further

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

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the Amendment Agreement with Barton & Loguidice, and all other documents necessary to effectuate the purpose of this resolution; and further

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

**RESOLUTION NO. 184-2024  
 CREATION OF CAPITAL PROJECT NUMBER H102-24  
 COUNTY ROAD 32 AT HICKOX ROAD INTERSECTION IMPROVEMENTS  
 AUTHORIZING THE IMPLEMENTATION AND  
 FUNDING IN THE FIRST INSTANCE  
 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID  
 ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT,  
 APPROPRIATING FUNDS AND AWARD OF CONTRACT TO  
 BERGMANN ASSOCIATES - DESIGN SERVICES**



## REGULAR BOARD MEETING - MARCH 28, 2024

WHEREAS, A project for the County Road 32 at Hickox Road Intersection Improvements, Town of Canandaigua, Ontario County, P.I.N. 40N011, Contract Number D041380 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such safety project to be borne at the ratio of 90% Federal funds and 10% non-Federal funds; and

WHEREAS, This project is included in the 2024-2025 Capital Improvement Plan (Project # R03-23) and the County share is budgeted in DD995099 59000; and

WHEREAS, The County of Ontario desires to advance the Project by making a commitment of 100% of the federal and non-federal share of the costs of the Design and Right-of-Way Incidentals Phase; and

WHEREAS, The County Public Works Department received qualification-based proposals for the Engineering and Design Services from interested engineering firms related to this project under the procedures set forth by the Federal Government for the use of Federal Transportation funds; and

WHEREAS, A selection committee was established by County Public Works Department to review said proposals received from interested engineering firms; and

WHEREAS, Three (3) firms were selected for interviews by the selection committee; and

WHEREAS, After review of said proposals and interviews the selection committee established by County Public Works Department recommends Bergmann Associates, 280 East Broad Street, Suite 200, Rochester, New York 14604, for preliminary engineering and right-of-way incidental services related to said Project; and

WHEREAS, The NYSDOT and County engineering staff have reviewed and approved the project scope and the corresponding price proposal; 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. H102- 24, County Road 32 at Hickox Road Intersection Improvements; and further

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

RESOLVED, That the Department of Finance be, and hereby is, authorized to advance funds as necessary from the County Road "D" Fund to pay for any costs incurred before the receipt of Federal or non-Federal Aid; and further

RESOLVED, That the Ontario County Board of Supervisors accepts the New York State Revenue Contract for the Design and ROW Incidentals Phase of Capital Project No. H102-24; and further

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

|                 |                    |              |
|-----------------|--------------------|--------------|
| Appropriations: |                    |              |
| HHH10224 54495  | Engineering        | \$442,200.00 |
| HHH10224 54865  | Administration     | \$2,000.00   |
| Revenue:        |                    |              |
| HHH10224 43089  | State Aid          | \$33,165.00  |
| HHH10224 44597  | Federal Aid        | \$397,980.00 |
| HHH10224 45031  | Interfund Transfer | \$13,055.00  |

and further

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

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

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

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

RESOLVED, That upon review and approval by the County Attorney as to form, the Ontario County Board of Supervisors hereby approves an agreement with Bergmann Associates, for Preliminary Engineering and ROW Incidentals services for a cost not to exceed \$280,100.00 and said contract will expire December 31, 2026, appropriated from expense line HHH10224 54495; and further

RESOLVED, That if a no cost time extension of up to six (6) months is necessary, for the agreement with Bergmann Associates, 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 agreement; 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

## REGULAR BOARD MEETING - MARCH 28, 2024

to discontinue by majority of the weighted vote any action taken without prior authorization of the Board; and further

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

**RESOLUTION NO. 185-2024**  
**CAPITAL PROJECT NUMBER H087-22**  
**COUNTY ROAD 25 REHABILITATION PROJECT PHASE 2**  
**AWARD OF CONTRACT FOR CONSTRUCTION BID B24020**

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

WHEREAS, The 2024 Capital Improvement Plan includes funding for the County Road 25 Rehabilitation Project Smith Road to NY 96 (phase 2) (CIP Project #R08-16); and

WHEREAS, County engineering staff have designed the Project; and

WHEREAS, The Project was bid by the Ontario County Purchasing Department (B24020) with the contract to be awarded to the bidder with the lowest combined total; and

WHEREAS, Nardozzi Paving & Construction LLC, 124 Genesee Street Geneva, NY 14456, is the apparent lowest, responsive, responsible bidder with a bid of \$2,544,000.00; and

WHEREAS, The cost of construction is anticipated at \$2,734,800.00, which includes a contingency of 7.5% equal to \$190,800.00; and

WHEREAS, Sufficient funds exist in the Capital Project to fund the anticipated costs of the construction phase; 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. H087-22 be amended as follows:

| Line            | Description          | Current Budget | Change          | Revised Budget |
|-----------------|----------------------|----------------|-----------------|----------------|
| Appropriations: |                      |                |                 |                |
| HHH08722 54491  | General Construction | \$4,778,980.28 | +\$2,544,000.00 | \$7,322,980.28 |
| HHH08722 54820  | Land Acquisition     | \$19,850.00    |                 | \$19,850.00    |
| HHH08722 54865  | Administration       | \$2,000.00     |                 | \$2,000.00     |
| HHH08722 54731  | Contingency          | \$0.00         | +\$190,800.00   | \$190,800.00   |
| Revenue:        |                      |                |                 |                |
| HHH08722 45031  | Interfund            | \$4,800,830.28 | +\$2,734,800.00 | \$7,535,630.28 |

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|  |           |  |  |  |
|--|-----------|--|--|--|
|  | Transfers |  |  |  |
|--|-----------|--|--|--|

and further

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors hereby approves a contract with Nardozzi Paving & Construction LLC, at a cost not to exceed \$2,544,000.00, said contract will expire on October 25, 2024; and further

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

RESOLVED, That the County Administrator is authorized to execute the contract with Ramsey Constructors, Inc., and any other documentation necessary to effectuate the purpose of this resolution; and further

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

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

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

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

**RESOLUTION NO. 186-2024  
AUTHORIZE CONTRACT WITH SUPERIOR PLUS PROPANE FOR  
THE SUPPLY AND DELIVERY OF PROPANE**

WHEREAS, Ontario County requires the supply and delivery of propane fuel for a variety of needs at many County-owned facilities; and

WHEREAS, Previously Ontario County purchased propane through a New York State OGS (OGS) contract: and

WHEREAS, Said OGS contracts change vendors frequently, resulting in an accumulation of propane storage tanks at County facilities that OGS has been unsuccessful in requiring the removal of; and

WHEREAS, Superior Plus Propane, 1870 South Winton Rd., Suite 200 Rochester, NY 14618 has since invested considerable time and resources into the installation of new storage tanks and related facilities for the provision of propane service to County facilities; and

WHEREAS, Superior Plus Propane has agreed to continue to provide said service and has proposed to provide and deliver propane to the County at the same rate as the OGS contracts for the period of 1/1/2024 through 12/31/2024; and

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WHEREAS, The former OGS propane contract vendor, responsible for the previously mentioned accumulated tanks not being removed, has signed a release authorizing the County to remove and dispose of the aforementioned tanks and the propane they contain; and

WHEREAS, Superior Plus Propane has agreed to remove and dispose of said accumulated tanks and refund the County the cost of the reclaimed propane at its current OGS rate; and

WHEREAS, The Public Works Committee has reviewed this proposed contract and recommends its acceptance; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby authorizes and empowers the County Administrator to execute said contract and all other documents necessary to effectuate the purposes of this resolution.

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

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

### **RESOLUTION NO. 187-2024 ACCEPTANCE OF THE ONTARIO COUNTY FLEXTech ENERGY STUDY COMPLETED BY WENDEL ENERGY SERVICES, LLC**

WHEREAS, Resolution number 632-2022 authorized the County to enter into a contract with Wendel Energy Services, LLC. (Wendel), for consulting services to conduct a study of energy efficiency and usage across County buildings and identify opportunities for construction of photovoltaic (solar) generation facilities, which was extended by Resolution number 640-2023; and

WHEREAS, This study is funded 50% through the New York State Energy Research and Development Authority (NYSERDA) Flexible Technical Assistance Program (aka “FlexTech”) and 50% through the County’s Federal American Rescue Plan Act funds; and

WHEREAS, Wendel completed the FlexTech Energy Study and presented the final report to Public Works and Ways and Means Committees; and

WHEREAS, The Public Works and Ways and Means Committees have reviewed and approved the FlexTech Energy Study; now, therefore, be it

RESOLVED, That the Board of Supervisors formally accepts the Ontario County FlexTech Energy Study.

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

## **REGULAR BOARD MEETING - MARCH 28, 2024**

Supervisor Jared Simpson offered the following eight resolutions as a block and moved for its adoption, seconded by Supervisor John Pruett:

### **RESOLUTION NO. 188-2024 RENEWAL OF BID B22066 FOR HVAC AIR FILTERS**

WHEREAS, Resolution No. 156-2023 awarded bid B22066 for the purchase of HVAC Air Filters to R.P. Fedder Industrial, LLC; and

WHEREAS, R.P. Fedder Industrial, LLC has agreed to a 6-month renewal at the current price structure; and

WHEREAS, The Purchasing Department recommends the bid renewal; and

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

RESOLVED, That the Ontario County Board of Supervisors authorizes the renewal of bid B22066 for the purchase of HVAC air filters to R.P. Fedder Corporation, 740 Driving Park Avenue, Rochester, New York 14613 commencing on April 4, 2024 through October 3, 2024; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to R.P. Fedder Corporation.

### **RESOLUTION NO. 189-2024 AWARD OF CONTRACT FOR DESIGN PHASE SERVICES FOR THE UPGRADE OF WORKSPACES AT THE ONTARIO COUNTY JAIL TO QPK DESIGN, LLP**

WHEREAS, The County has identified the need to upgrade work-spaces within the processing/intake and nursing station areas of the Ontario County Jail; and

WHEREAS, The 2024 Capital Improvement Plan includes funding for upgrades to workstations at the Ontario County Jail, CIP No. 24 PW 07; and

WHEREAS, QPK Design, LLP. of 450 South Salina Street, Suite 500, P.O. Box 29, Syracuse, New York, 13201, has provided frequent and competent designs for Ontario County; and

WHEREAS, Ontario County Public Works solicited a proposal from QPK for the design of the upgrades of workstations at the processing/intake areas of the Ontario County Jail; and

WHEREAS, QPK has provided a proposal for these services for a not-to-exceed fee of \$24,600.00; and

WHEREAS, The total cost is estimated to be \$27,600.00 which includes a contingency of \$3,000.00; and

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

## **REGULAR BOARD MEETING - MARCH 28, 2024**

RESOLVED, That upon review and approval of the County Attorney as to form, the Ontario County Board of Supervisors hereby authorizes the contract with QPK, of 450 South Salina Street, Suite 500, P.O. Box 29, Syracuse, New York, 13201, at a cost not to exceed \$24,600.00; and further

RESOLVED, That the contract shall commence on April 1, 2024, and will expire on October 1, 2024; 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 Public Works Committee; and further

RESOLVED, That the Commissioner of Public Works is authorized to make any necessary adjustments and to initiate change-orders to complete the proposed work, within the limits of the contract contingency, and to report such use of the contract contingency to the Public Works Committee and the Finance Department; and further

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

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

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the QPK care of William D. Renihan at email address, wrenihan@qpkdesign.com.

### **RESOLUTION NO. 190-2024 AUTHORIZATION TO RENEW BID B23026 DECALS & LETTERING OF COUNTY VEHICLES**

WHEREAS, Resolution No. 106-2023 awarded bid B23026 for decals & lettering of County vehicles to Ewing Graphics; and

WHEREAS, Ewing Graphics, 101 Loomis Road, Farmington, NY 14425, has agreed to a 12-month renewal at the current price structure; and

WHEREAS, The Purchasing Department recommends this bid renewal; and

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

RESOLVED, The Ontario County Board of Supervisors hereby authorizes the renewal of bid B23026 to Ewing Graphics for decals & lettering of County vehicles beginning March 6, 2024 through March 5, 2025; and further

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

### **RESOLUTION NO. 191-2024 AWARD BID B24029 FOR THE REPLACEMENT OF WINDSHIELDS**



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WHEREAS, The Purchasing Department advertised for and received per tabulation sheet on file with the Clerk of the Board sealed bids B24029 for replacement of windshields on County vehicles; and

WHEREAS, After review, it appears that the low responsible, responsive bidder for windshield replacements of County vehicles is FB Glass; and

WHEREAS, After discussion between the Commissioner of Public Works and the Purchasing Department, it was deemed to be in the County's best interest to accept this bid from FB Glass; now, therefore, be it

RESOLVED, That award of this bid be made to FB Glass, 1184 Emerson Street, Suite 1, Rochester, New York 14606; and further

RESOLVED, That said award shall be effective from April 3, 2024 through April 2, 2025.

### **RESOLUTION NO. 192-2024 ASSIGNMENT AND ASSUMPTION AGREEMENT WITH ACCESS LIMITED CONSTRUCTION FOR SLOPE STABILIZATION - SOIL NAILS**

WHEREAS, Resolution No. 856-2022 authorized an agreement with GeoStabilization International LLC having offices at 10225 Westmoor Drive, Suite 205, Westminster, Colorado 80021 for Slope Stabilization – Soil Nails with the County of Ontario (the “County”); and

WHEREAS, Effective October 20, 2023, GeoStabilization International LLC has reorganized and will now operate as Access Limited Construction having offices at 1102 Pike Lane, Oceano, CA 93445; and

WHEREAS, The County continues to need Slope Stabilization – Soil Nails services; and

WHEREAS, GeoStabilization International LLC desires to assign its rights and obligations under its current contract with the County and Access Limited Construction desires to accept such assignment and assume GeoStabilization International LLC rights and obligations under its contract with the County; and

WHEREAS, The County desires to grant its consent to such an assignment and assumption subject to the terms of the proposed agreement; and

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

RESOLVED, That upon review and approval by the County Attorney, as to form, the Ontario County Board of Supervisors hereby approves an assignment and assumption agreement between GeoStabilization International LLC and Access Limited Construction for Soil Stabilization – Soil Nails with the County of Ontario through December 31, 2024; and further

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

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

**RESOLUTION NO. 193-2024**  
**AUTHORIZATION TO ACCEPT A REIMBURSEMENT AGREEMENT WITH**  
**NEW YORK STATE DEPARTMENT OF TRANSPORTATION**

WHEREAS, The Legislature of the State of New York established an Intrastate Mutual Aid Program (IMAP) on July 1, 2010, as codified in the Executive Law Section 29-h, which provides for the mutual assistance among the participating local governments in the prevention of, response to, and recovery from, any disaster that results in a formal declaration of an emergency by a participating local government; and

WHEREAS, On December 22, 2022, a severe winter storm was expected to create hazardous conditions posing an imminent danger to public transportation, utility services, public health, and the public safety systems statewide; and

WHEREAS, On December 22, 2022, the Office of the Governor of the State of New York issued Executive Order Number 26, declaring that a disaster was imminent for which the affected local governments were unable to respond adequately and declared a State Disaster Emergency effective on December 23, 2022, and directed the implementation of the State Comprehensive Emergency Management Plan and authorized State agencies to take appropriate action to protect State property and assist affected local governments and individuals in responding to and recovering from the disaster, and to provide “such other assistance as necessary” to protect the public health and safety; and

WHEREAS, On December 26, 2022, the Department submitted a Mutual Aid request to the State Division of Homeland Security and Emergency Services (DHSES), pursuant to Executive Law Section 24, requesting assistance for Erie County and local municipalities with snow removal operations focusing on the City of Buffalo where many locations within the City were inaccessible and without power; and

WHEREAS, Pursuant to the IMAP Standard Operating Procedures, the Municipality responded as an Assisting Local Jurisdiction; and

WHEREAS, NYSDOT is required under Executive Law Section 29-h(8)(c) to reimburse the Assisting Local Jurisdiction for any moneys paid for salaries or other compensation and traveling and maintenance expenses incurred from activities performed while rendering assistance; and

WHEREAS, NYSDOT is authorized to enter into this AGREEMENT pursuant to its general functions, powers and duties set forth in the New York State Transportation Law, Article II, Section 14 and do all things necessary and convenient to carry out the functions, powers and duties of NYSDOT; and

WHEREAS, The parties desire to enter into an agreement to reimburse the Municipality as required by Executive Law Section 29-h; and

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

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RESOLVED, That Ontario County accepts this agreement with the NYSDOT; and

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors hereby approves this contract for reimbursement of services related to snow removal; and further

RESOLVED, That the County Administrator be, and hereby is, authorized to execute all necessary Agreements with the New York State Department of Transportation to execute this contract.

### **RESOLUTION NO. 194-2024 RESOLUTION TO RENEW INTERMUNICIPAL AGREEMENT WITH MONROE COUNTY FOR MUTUAL ASSISTANCE**

WHEREAS, Resolution No. 391-2011 authorized an intermunicipal agreement with Monroe County whereby Monroe County and Ontario County would mutually assist each other in providing highway, bridge, and traffic engineering services to each other on an as needed basis; and

WHEREAS, The initial five (5) year term of this agreement was from March 7, 2014 to March 6, 2019; and

WHEREAS, Said agreement may be renewed for up to five (5) additional terms of five (5) years each upon the mutual written consent of the Parties; and

WHEREAS, Resolution No. 365-2019 authorized the 1<sup>st</sup> renewal of said agreement for a term of March 7, 2019 to March 6, 2024; and

WHEREAS, Both Parties recommend renewing the agreement for a 2<sup>nd</sup> time for a term of March 7, 2024 to March 6, 2029; and

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

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors hereby approves a renewal agreement with Monroe County for a term of March 7, 2024 to March 6, 2029; and further

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

### **RESOLUTION NO. 195-2024 AUTHORIZATION TO RENEW BID B22036 HAULING AND DISPOSAL OF SLUDGE**

WHEREAS, Resolution No. 268-2022 awarded bid B22036, Hauling and Disposal of Sludge from the Honeoye Lake County Consolidated Sewer District, to Gotta Do Contracting, LLC; and

WHEREAS, Gotta Do Contracting, LLC has agreed to renew this bid for said services for an

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additional twelve month period at the current price structure; and

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

RESOLVED, That on the recommendation of the Public Works Committee, the Ontario County Board of Supervisors hereby authorizes the renewal of bid (B22036) with Gotta Do Contracting, LLC of 9289 Bonta Bridge Road, Jordan, New York 13080 for the Hauling and Disposal of Sludge from the Honeoye Lake County Sewer District for the period beginning May 15, 2024 through May 14, 2025; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to Gotta Do Contracting, LLC.

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

### ***Ways & Means Committee***

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

### **RESOLUTION NO. 196-2024 CREATE SUPERVISING SOCIAL WORKER POSITION**

WHEREAS, Dr. Jessica Mitchell, Director of Community Mental Health Services, has filed the necessary paperwork to create a supervisory position; and

WHEREAS, The Director of Human Resources has classified the position of Supervising Social Worker by Personnel Officer Classification Certification No.21-2024; and

WHEREAS, Sufficient funding exists within the Community Mental Health Department's budget for this position so long as the Nurse Practitioner-Psychiatric position is left vacant for the remainder of 2024; and

WHEREAS, The Management Compensation Plan Committee and the Ways and Means Committee have reviewed and recommend the creation of a Supervising Social Worker position, with the understanding that the Nurse Practitioner-Psychiatric position will be left vacant; now, therefore, be it

RESOLVED, That the position of Supervising Social Worker be created upon adoption; and further

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

RESOLVED, That the position of Nurse Practitioner-Psychiatric shall remain vacant for the remainder of 2024; and further

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

**RESOLUTION NO. 197-2024  
CREATION OF HUMAN SERVICES WORKER POSITION**

WHEREAS, Ms. Triciajean Jones, Director of the Office for the Aging 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 Human Services Worker by Personnel Officer Certification No. 19-2024; and

WHEREAS, Sufficient funding exists within the Office for the Aging's budget for this position; and

WHEREAS, The Management Compensation Plan Committee and the Ways and Means Committee have reviewed and recommend the creation of a Human Services Worker position, with the understanding that a vacant Office Specialist II (#3047005) position shall be abolished; now, therefore, be it

RESOLVED, That the position of Human Services Worker be created effective upon adoption; and further

RESOLVED, That the vacancy of this new position is authorized to be filled immediately; and further

RESOLVED, That the vacant position of Office Specialist II (#3047005) shall be abolished; and further

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

**RESOLUTION NO. 198-2024  
CREATE FISCAL MANAGER POSITION**

WHEREAS, Ms. Mary Gates, Director of Finance, has submitted the necessary documents to create a position; and

WHEREAS, The Director of Human Resources has classified the position of Fiscal Manager by Personnel Officer Classification Certification No.26-2024; and

WHEREAS, Sufficient funding exists within the Finance Department's budget for this position; and

WHEREAS, The County Administrator and the Ways and Means Committee have reviewed and recommend the creation of a Fiscal Manager position; now, therefore, be it

RESOLVED, That the position of Fiscal Manager be created, effective upon adoption; and further

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

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

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

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

### **RESOLUTION NO. 199-2024 AUTHORIZING MEMORANDUM OF AGREEMENT NO. 1-2024 WITH ONTARIO COUNTY EMPLOYEES' UNIT, LOCAL 835, CIVIL SERVICES EMPLOYEES' ASSOCIATION, INC.**

WHEREAS, Ontario County is currently a party to a labor agreement with the Ontario County Ontario County Employees' Unit, Local 835, Civil Services Employees' Association, Inc. (C.S.E.A.), with said Agreement expiring December 31, 2025; and

WHEREAS, The Department of Social Services, which employs many of the C.S.E.A unit members, has access to NYS Office of Children and Family Services grant funds which must be used to further the education of those committed to helping children in their work; and

WHEREAS, The Ontario County Department of Social Services can use said funds to pay the tuition and education costs for employees who are pursuing their Masters in Social Work; and

WHEREAS, The Department of Social Services is willing to provide such assistance to employees willing to commit to work for the Ontario County Department of Social Services for at least two years after receipt of tuition assistance; and

WHEREAS, Ontario County and C.S.E.A have reached an understanding requiring reimbursement from any employee who receives such assistance if they leave employment with the Department of Social Services prior to completing two years of employment and have reduced this understanding to a written Memorandum of Understanding; and

WHEREAS, The Ways and Means Committee recommends the approval of this resolution authorizing the execution of the Memorandum of Agreement No. 1-2024 relative to the Department of Social Services Tuition Reimbursement Policy; now, therefore, be it

RESOLVED, That Memorandum of Agreement No. 1-2024 with C.S.E.A reflecting the parties' agreement to implement the Department of Social Services Tuition Reimbursement Policy is authorized to be executed; and further

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

### **RESOLUTION NO. 200-2024 AUTHORIZING MEMORANDUM OF UNDERSTANDING WITH ONTARIO COUNTY EMPLOYEES' UNIT, LOCAL 835, CIVIL SERVICES EMPLOYEES' ASSOCIATION, INC.**

WHEREAS, Ontario County is currently a party to a labor agreement with the Ontario County

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and Ontario County Employees' Unit, Local 835, Civil Services Employees' Association, Inc. (C.S.E.A.), with said Agreement expiring December 31, 2025; and

WHEREAS, The 3010 Reconstruction Project (the Project) will require the temporary displacement of many C.S.E.A employees in various departments; and

WHEREAS, Ontario County has a Mileage Reimbursement Policy applicable to County employees who drive private vehicles to conduct county business and an Alternative Work Arrangement Policy that authorizes department heads to allow remote work for county employees; and

WHEREAS, During the Project, Department Heads have the ability to require employees to work remotely, which requires temporary modification of the Mileage Reimbursement and the Alternative Work Arrangement Policy for certain employees who had been assigned to work in Building 3010; and

WHEREAS, Ontario County and C.S.E.A have reached an understanding as to the allowance of mileage reimbursement and other issues for those required to work from home during this Project and have reduced this understanding to a written Memorandum of Understanding; and

WHEREAS, The Ways and Means Committee recommends the approval of this resolution authorizing the execution of the Memorandum of Understanding relative to the Temporary Travel Reimbursement and Alternative Work Arrangement Policy; now, therefore, be it

RESOLVED, That Memorandum of Understanding with C.S.E.A reflecting the parties' understanding that a Temporary Travel Reimbursement and Alternative Work Arrangements Policy be implemented during the Project; and further

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

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

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

### **RESOLUTION NO. 201-2024 RENEWAL OF BID FOR COUNTY PRINT FUNCTIONS - B22035**

WHEREAS, Ontario County has a need for various print services; and

WHEREAS, The Purchasing Department solicited and received, per the tabulation sheet on file with the Clerk of the Board, sealed bids for County Print Functions (B22035); and

WHEREAS, Resolution 321-2022 awarded the bid to Erie Shore Landing and Printing - The ARC of Wayne County, 50 East Avenue, Newark, New York 14513 for a two (2) year term beginning on May 16, 2022 through May 15, 2024; and

WHEREAS, The County has spent over \$165,000 to date using this award and expects the need for these services to continue; and



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WHEREAS, The Bid allows for the option of four (4), twelve (12) month renewals and the vendor has agreed to a renewal of twelve (12) months at the current pricing structure; and

WHEREAS, The Ways and Means Committee has reviewed and recommends the renewal of this bid; now, therefore, be it

RESOLVED, That the Bid B22035 for County Print Functions be renewed with Erie Shore Landing and Printing - The ARC of Wayne County, for a period of twelve (12) months starting on May 16, 2024 through May 15, 2025 at the current bid pricing; and further

RESOLVED, That a certified copy of this resolution be emailed by the Clerk of this Board to Erie Shore Landing Printing, [printshop@arcwayne.org](mailto:printshop@arcwayne.org).

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

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

### **RESOLUTION NO. 202-2024 AUTHORIZATION TO CONTRACT FOR ARPA WORKFORCE DEVELOPMENT AND TRAINING ASSISTNANCE GRANTS AWARDS**

WHEREAS, Ontario County received funding from the Federal American Rescue Plan Act (ARPA); and

WHEREAS, The Board of Supervisors prioritized up to four million dollars (\$4,000,000.00) for a Community Grant opportunity from said ARPA funds to aid programs, businesses, and services impacted by the COVID-19 pandemic and provide new programs, businesses and services found to be deficient or lacking in resiliency during the COVID-19 pandemic; and

WHEREAS, Resolution No. 268-2023 named The Harrison Studio as the County's ARPA Community Grant Administrator; and

WHEREAS, On October 19, 2023 the County released two grant opportunities for Childcare and Workforce Development and Training Assistance projects to support businesses, non-profits, and municipalities recovering from COVID-19 with applications; and

WHEREAS, Resolution 851-2023 awarded \$1,751,247.02 to fund 12 Childcare and six Workforce Development and Training Assistance grants; and

WHEREAS, The Board of Supervisors requested that The Harrison Studio continue the evaluation process on the remaining Workforce Development and Training Assistance grant applications; and

WHEREAS, Upon additional evaluation of the submitted grant applications, The Harrison Studio recommended a second slate of Workforce Development and Training Assistance grant applications to fund; and

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

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RESOLVED, Upon review and approval of the County Attorney as to form, the County Administrator be and hereby is authorized and empowered to sign contracts with each of the applicants in the amounts listed below and sign any other documents necessary to effectuate the purpose of this resolution:

| Ontario ARPA Workforce Development and Training Assistance Grants Round Two |                                               |              |
|-----------------------------------------------------------------------------|-----------------------------------------------|--------------|
| Applicant                                                                   | Project Name                                  | Grant Award  |
| Hunter Machine                                                              | Workforce Training                            | \$21,980.00  |
| Pretzel LLC                                                                 | Workforce Training                            | \$100,000.00 |
| Z-Axis                                                                      | Workforce Training                            | \$40,327.00  |
| Zoetek                                                                      | Workforce Training                            | \$33,144.80  |
| Hazlitt Red Cat Cellars                                                     | Workforce Training                            | \$100,000.00 |
| CCN International                                                           | Workforce Training and Human Resource Support | \$62,500.00  |

and further

RESOLVED, That the following budget transfer be authorized:

| Line Item      | Title                         | Budget Change |
|----------------|-------------------------------|---------------|
| AA1340AR 44089 | Federal Aid - ARPA            | +\$357,951.80 |
| AA1340AR 54260 | Consultation and Professional | +\$357,951.80 |

and further

RESOLVED, That the term of said contract shall commence on March 29, 2024 and end on December 31, 2026; and further

RESOLVED, That the Director of Planning shall be responsible for administering these grant awards and contracts; and further

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

### **RESOLUTION NO. 203-2024 APPROVAL OF NO COST AMENDMENT WITH THE NATURE CONSERVANCY FOR WEST HILL PROJECT ARPA GRANT AWARD**

WHEREAS, Ontario County received funding from the Federal American Rescue Plan Act (ARPA); and

WHEREAS, The Board of Supervisors prioritized up to four million dollars (\$4,000,000.00) for a Community Grant opportunity from said ARPA funds to aid programs, businesses, and services impacted by the COVID-19 pandemic and provide new programs, businesses and

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services found to be deficient or lacking in resiliency during the COVID-19 pandemic; and

WHEREAS, Resolution 563-2023 made grant awards from said ARPA funds to multiple entities for community projects to develop or expand arts, cultural, and recreational opportunities; and

WHEREAS, The Nature Conservancy was a recipient of such a grant for constructing trails at its West Hill Preserve property, with Resolution 783-2023 correcting the grant award amount to \$100,000; and

WHEREAS, Said grant award was for phase 3 of the trail building at said property; and

WHEREAS, The Nature Conservancy is poised to begin phase 2 of the trail construction work at said property and has proposed to amend the grant agreement to fund phase 2 in order to ensure expenditure of said grant funds within the mandated contract period; and

WHEREAS, The scope of the work, the linear miles of trails to be constructed, and the matching funds to be provided by The Nature Conservancy meet or exceed the original grant award as detailed in the revised Schedule A work scope on file with the Clerk of this Board, and remains within the allowable use of ARPA guidelines; and

WHEREAS, Ways and Means Committee recommended adoption of this resolution; now, therefore, be it

RESOLVED, Upon review and approval of the County Attorney as to form, this Board hereby approves the revised Schedule A work scope from The Nature Conservancy on file with the Clerk of this Board and hereby authorizes and empowers the County Administrator to execute a contract amendment with The Nature Conservancy to incorporate said revised Schedule A work scope and involving no change in cost to the County; and further

RESOLVED, That this resolution take effect immediately.

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

### ***Unfinished Business:***

### ***Adjournment:***

On a motion of Supervisor Jack Marren, seconded by Supervisor James Kennedy, the Board of Supervisors meeting was adjourned at 07:25 PM.