

REGULAR BOARD MEETING - DECEMBER 5, 2024

Regular Meeting Called to Order

The regular meeting of the Ontario County Board of Supervisors was called to order at 6:31 PM at 74 Ontario Street, Canandaigua, NY 14424, with Chairman Todd Campbell presiding.

Pledge of Allegiance:

The Pledge of Allegiance was led by Supervisor Fred Wille, Town of East Bloomfield.

Roll Call:

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

Approval of Minutes:

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

Public Hearing:

A Public Hearing concerning the FLCC G-Lot Stormwater Management Facility Improvements was opened at 6:33 PM in the Supervisors' Session Room located in room 218 at 74 Ontario St., Canandaigua, New York, on Thursday, December 5, 2025.

Mr. Todd Campbell, Chairman of the Board of Supervisors, presided.

As no one wished to speak, the public hearing was closed at 6:33 PM.

Reports of County Officials:

There were no reports of County Officials.

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

There were no speakers requesting privilege of the floor.

The following communications are 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 November 4, 2024.
- The approved minutes of the Public Safety, Governmental Operations & Insurance, and the Ways & Means Committee meetings, held on November 6, 2024.
- A letter supporting the continued development of rail in the Ontario County Freight Rail Corridor and the restoration of the rail line between Geneva and Lyons was received from the Village of Manchester.
- A notice of a public hearing regarding a proposed local law entitled, "A Local Law Establishing a Third Moratorium on Certain Energy Systems" was received from the Town of Naples.
- A letter regarding a case study of the Ontario County landfill was received from Mr. David A. Willett.
- An online form submission regarding the Ontario County landfill was received from Judith E. Cooley.

REGULAR BOARD MEETING - DECEMBER 5, 2024

- An email regarding the Ontario County landfill contract extension was received from Charlotte Lehman.
- An email regarding the Ontario County landfill was received from Linda Equinozzi.
- An email regarding the Ontario County landfill was received from Carol Noonan.
- An email regarding the Ontario County landfill was received from Arthur Equinozzi.
- An email regarding the Ontario County landfill was received from Deb VanDeMortel.
- An online submission regarding the Ontario County landfill was received from Joan Fratangelo.
- An email regarding the Ontario County landfill was received from Eileen M. Buckley.
- An online submission regarding the Ontario County landfill was received from Todd Strelow
- Resolution No. 390-24 entitled, "Resolution Supporting Licensed Dealers of Firearms, Subject to New York General Business Law, Section 875" was received from Greene County.
- Resolution No. 391-24 entitled, "Supporting the Adoption of Senate Bill S.8421 and Assembly Bill A8949-A by the New York State Legislature Regarding Increasing the Age of Eligibility for Provisional or Permanent Appointment of Certain Police Officers from Thirty-five to Forty", was received from Greene County.
- Receipt of filing of Local Law No. 11 of 2024 entitled, "A Local Law Applying the Management Compensation Program to Certain County Officers Appointed for Definite Terms for the Year 2025" was received from the Ontario County Clerk's Office.
- Receipt of filing of Local Law No. 12 of 2024 entitled, "A Local Law to Increase the Salaries of the County Clerk for the Years 2025 through 2027" was received from the Ontario County Clerk's Office.
- The October 2024 Happy Tails, Ontario County Humane Society, Director's Report was received from William E. Martin, Director.

Reports Of Special Committees:

There were no reports of special Committees.

Reports Of Standing Committees:

There were no reports of standing committees.

Resolutions:

Planning & Environmental Quality Committee

Supervisor David Phillips offered the following three resolutions as a block and moved for its adoption, seconded by Supervisor William Namestnik:

RESOLUTION NO. 659-2024 ACCEPTANCE OF SFY 2024-2025 NEW YORK STATE SNOWMOBILE TRAIL GRANT-IN-AID FUNDS

WHEREAS, New York State Office of Parks, Recreation and Historic Preservation (OPRHP) has awarded Ontario County a total of \$47,659.00 for the purpose of supporting snowmobile trail development and maintenance in Ontario County; and

WHEREAS, The State of New York sets aside money from snowmobile registration fees

REGULAR BOARD MEETING - DECEMBER 5, 2024

annually for the purpose of awarding grants to counties for the establishment, improvement, and maintenance of snowmobile trails; and

WHEREAS, Ontario County applied to OPRHP for such grant-in-aid funds at the request of three snowmobile clubs within Ontario County for the 2024-2025 season; and

WHEREAS, Pursuant to Resolution No. 377-2024, the Ontario County Board of Supervisors determined that the proposed snowmobile trails will not result in any significant adverse environmental impacts, and in fact, will be a great benefit to the residents of Ontario County, ensuring public protection and enjoyment; and

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

WHEREAS, OPRHP will send a check for \$33,361.30 as a 70% advance payment for said grant; and

WHEREAS, The remaining 30% grant-in-aid amount of \$14,297.70 will be payable by OPRHP upon receipt of a voucher indicating that the full contract amount has been spent on snowmobile trails; and

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

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

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

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

RESOLVED, That this Board does hereby accept said grant-in-aid from the OPRHP in the amount of \$47,659.00; and further

RESOLVED, That the Department of Finance is hereby directed to amend the 2025 Planning Department Budget as follows:

Account Number	Account Description	Amount
80202432 43889	State Aid, Other Culture	\$ 47,659.00
80202432 54260	Consultation & Professional	\$ 47,659.00

and further

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

REGULAR BOARD MEETING - DECEMBER 5, 2024

of this Board; and further

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

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

RESOLUTION NO. 660-2024 REAPPOINTMENT OF LISA FITZGERALD TO THE ONTARIO COUNTY AGRICULTURE ENHANCEMENT BOARD

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

WHEREAS, Resolution No. 221-2021 appointed Lisa Fitzgerald for a four-year term expiring December 31, 2024; and

WHEREAS, The Ontario County Agriculture Enhancement Board recommended Lisa Fitzgerald for reappointment to an additional 4 year term as a farmer representative to the Ontario County Agriculture Enhancement Board at its meeting on November 6, 2024; and

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

RESOLVED, That as of January 1, 2025, farmer representative Lisa Fitzgerald, is hereby reappointed as a member of the Ontario County Agriculture Enhancement Board; and further

RESOLVED, That this appointment shall have a term of 4 years from January 1, 2025 to December 31, 2029; and further

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

RESOLUTION NO. 661-2024 REAPPOINTMENT OF ELIZABETH NEWBOLD TO THE ONTARIO COUNTY AGRICULTURE ENHANCEMENT BOARD

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

WHEREAS, Resolution No. 638-2020 appointed Elizabeth Newbold for a four-year term expiring December 31, 2024; and

WHEREAS, The Ontario County Agriculture Enhancement Board recommended Elizabeth Newbold for reappointment to an additional 4 year term as a land trust representative to the Ontario County Agriculture Enhancement Board at its meeting on November 6, 2024; and

REGULAR BOARD MEETING - DECEMBER 5, 2024

WHEREAS, The Planning and Environmental Quality Committee also recommends the reappointment of Elizabeth Newbold; now, therefore, be it

RESOLVED, That as of January 1, 2025, land trust representative Elizabeth Newbold is hereby reappointed as a member of the Ontario County Agriculture Enhancement Board; and further

RESOLVED, That this appointment shall have a term of 4 years from January 1, 2025 to December 31, 2029; and further

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

The foregoing block of three resolutions passed. Yes; 21, No; 0; Abstained; 0

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

RESOLUTION NO. 662-2024 2025 FUNDING SOURCE FOR TOURISM PROMOTION IN ONTARIO COUNTY

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

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

WHEREAS, Resolution No. 422-2023 established a funding agreement between Ontario County and the Four Seasons Local Development Corporation for the three-year period, January 1, 2024 – December 31, 2026, providing a five percent increase each year; and

WHEREAS, This agreement shall be in place through the 2026 funding year unless one of the following occurs: the County realizes occupancy tax revenue on short term rentals; or the completion of a proposed joint strategic planning effort between the Four Seasons Local Development Corporation Board of Directors and the Ontario County Board of Supervisors; and

WHEREAS, The Ontario County Four Seasons Local Development Corporation has submitted a proposed 2025 budget to this Board of Supervisors for an amount not to exceed \$1,233,750.00 which was reviewed and approved as part of the 2025-2026 budget process; and

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

RESOLVED, That the Ontario County Board of Supervisors accepts a contract with the Ontario County Four Seasons Local Development Corporation for services related to maintaining stability in tourism promotion for Ontario County for an amount not to exceed \$1,233,750.00; and further

REGULAR BOARD MEETING - DECEMBER 5, 2024

RESOLVED, That said contract shall be in effect for twelve (12) months starting January 1, 2025, through December 31, 2025; and further

RESOLVED, That upon receipt of invoice, four quarterly payments of \$308,437.50 shall be made to the Ontario County Four Seasons Local Development Corporation in advance of each quarter with the first quarter payment due by the end of January 2025, the second quarter payment due by the end of March 2025, the third quarter payment due by the end of June 2025, and the fourth quarter payment due by the end of September 2025; and further

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

Passed. Yes; 21, No; 0, Abstained; 0

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

RESOLUTION NO. 663-2024

MEMORIALIZING ONTARIO COUNTY'S COMMITMENT TO ENDING LANDFILL OPERATIONS AT THE COUNTY-OWNED LANDFILL FOLLOWING THE EXPIRATION OF THE COUNTY'S OPERATIONS MANAGEMENT AND LEASE AGREEMENT WITH CASELLA AT THE END OF 2028

WHEREAS, Ontario County has owned and operated, or contracted for the operation of, a landfill in the Town of Seneca since 1974; and

WHEREAS, In 2003, via Resolution No. 464-2003, the Board of Supervisors awarded an Operations Management and Lease Agreement (OMLA) to Casella Waste Management Systems, Inc. (Casella) pursuant to General Municipal Law §120-w(4)(e)(4) following a competitive Request for Proposals process; and

WHEREAS, This OMLA has a term of twenty-five (25) years which is set to expire on December 31, 2028; and

WHEREAS, The Board of Supervisors and its committees have been continuously engaged in planning, study, and public outreach efforts to inform the Board's decision of whether or not to pursue the possibility of continued landfill operations at the County-owned landfill following the expiration of the current OMLA at the end of 2028; and

WHEREAS, After significant study, public input, discussion, and debate, the Planning and Environmental Quality Committee hereby recommends to the Board of Supervisors that the County take no action to pursue any future landfill operations past 2028 and commit to the closure of the County's landfill beginning in 2029; now, therefore, be it

RESOLVED, The Ontario County Board of Supervisors hereby memorializes its commitment to ending landfilling operations at the County's landfill located in the Town of Seneca following the expiration of the County's Operations Management and Lease Agreement (OMLA) with Casella on December 31, 2028; and be it further

REGULAR BOARD MEETING - DECEMBER 5, 2024

RESOLVED, The Board of Supervisors will continue to work with Casella for the responsible and efficient operation of the landfill for the remaining duration of the OMLA and, as Casella assumes the closure and post-closure monitoring obligations specified in the OMLA.

Passed. Yes; 20 at 4,481 weighted votes, No; 1 at 69 weighted votes with Supervisor Vastola commented he objected to the wording in the resolution. Abstained; 0

The following comments took place before the roll call vote:

Supervisor David Phillips, Chair of the Planning and Environmental Quality Committee - As we've reviewed operations at the landfill, specifically operations past 2028. I think this is a pretty complex decision. I think it comes down to the right decision at the right time. When you think about it, 50 plus years ago, the right decision was to start a landfill. Every town had its own dump. There were a lot of environmental issues out there resulting. I think that was the right decision at the right time. Over the years, there have been expansions, there have been contracts, there have been various different changes throughout, and many of those, I guess, may or may not have been the right decision at the right time. Certainly, they changed the amount of garbage that was imported into the community, a debatable decision. But now, as we get near the end of our contract, it's 25 years. The contract is very well laid out as far as post closure monitoring, maintenance, and I think that for us to continue in post 2028, will put in jeopardy all those steps that were taken, to ensure that we would be protected by post closure. I think it would be a mistake for us to continue operations at this point. I support this and encourage everybody else to.

Supervisor Andrew Wickham, Vice Chair of the Planning and Environmental Quality Committee - I'd like to begin by gratefully acknowledging the magnitude of the discussion, research, and careful consideration that's been given to this decision by the Board, the residents, and Ontario County. The Town of Seneca has been thoughtfully considering this issue for some time now. It has been mentioned a few times that the results of the resident's survey on closing the landfill showed roughly a 60 % opposition to closing it and 40 % in favor. The impression has been made that the residents of the town wish the landfill to remain open. However, as Paul Harvey used to say, here's the rest of the story. This was the result of the initial survey conducted at three meetings, the town meetings that the town held in June of 22, where residents voiced their opinions. Since then, the town board members have continued to engage with residents who submitted surveys as well as those who did not, and also with the members of our farming community and other businesses. When the town board casts their votes in November 2022, the decision was the result of extensive discussions with all. And we voted unanimously not to support the continuation of landfill operations beyond the current OLM agreement. While we recognize that not every resident or business is in agreement with that decision, the board is confident that we voted in accordance with the will of the majority. The Town of Seneca has hosted the landfill for over 50 years. Our community has both benefited and faced challenges as a result of hosting this facility. I'd like to commend our partners at Cassella for their continued efforts to address issues such as odors and trash left behind on the 5 and 20 corridor as well as town and county roads in the town as well. Ontario county's landfill is managed by people who are our friends and our neighbors. And while I fully understand the challenges this decision may create for many of them, I will be voting in favor of this resolution to end the current landfill operations of the current contract. Thank you.

Supervisor Daryl Marshall - I've done a fair amount of investigation into claims and accusations and different things. We still don't have all the facts. This study came out just, you know, a few

months ago. It was presented to us. I don't know that the board's had any real full board discussion on it. We, for some reason, are rushing to a decision here. I prepared some notes here and if you just be patient with me, I'll go through them, because, you know, this has been weighing on me for several weeks now. When I was elected, I took the responsibility of representing, number one, the residents of the town of Richmond, and number two, the residents of Ontario County. In Ontario County, it's every resident, it isn't just Geneva and Seneca. Unfortunately, you've endured some hardships in the early years of the landfill. I commend Casella, they were a good partner. Unfortunately, they were allowed to bring in a lot more trash than they should have been. It has had a big impact on our communities in all the trucks and traffic and so on. Back in the sixties and seventies, each municipality in this county and probably in the whole state, had their own landfill. These landfills were poorly monitored by the Department of Health. Then, in the early seventies, the Department of Environmental Conservation became the agency to oversee solid waste management. It was soon discovered that waste disposal needed better oversight and regulations to safeguard our environment and those loosely monitored landfills were closed. There are over 1,900 inactive landfills in 2023, mostly the old municipal landfills. These landfills, each of our municipalities provided for our residents are the ones we should be concerned about negatively impacting the environment. Landfills that take in all types of chemicals, petroleum products, appliances, batteries containing acid, poisons are buried in our communities. Once these local landfills were closed, the Ontario County Board of Supervisors came together and made the hard decision, that as leaders they needed to make, to open a county landfill. As leaders obligated to take care of the needs of our residents, the people each of us are elected to represent. Fast-forward almost 50 years later, this board is faced with the same decision. A decision that should have sparked discussion, apparently years ago, based on what we were told in the time frame for the DEC permitting process. A study was done and presented just a few months ago. In my opinion, if you read this study with an open mind, it suggests continuing operations on a much reduced basis. Now just a few months later, this board is supposed to vote on a major decision regarding the future of this county. No fact finding missions, no impact study regarding financial or environmental concerns. Is there a company that would be, would even consider operating the landfill on a limited basis? Still too many unanswered questions if you really are interested in making a factual, informed decision. My fear is this decision was made years ago in many supervisors' minds. A decision made on emotions and fear rather than approaching it with an open mind and considering all the factual information.

Concerns or fears I've heard:

- Smell. I looked at older complaints filed with the landfill. Of those I looked at, I could not find an odor problem. Some days the wind was blowing the opposite direction. I do believe there are days when there could be an odor issue. We live in the country near farms. There are lots of days we have odors that are unpleasant. This landfill operation has improved greatly in its efforts to control all the issues that are unfavorable compared to the early days when the county operated it.
- Environmental concerns. The way this landfill is constructed and operated is probably one of the last areas that could impose an environmental issue.
- Truck traffic. If the landfill was to remain open on a limited basis, there would probably be less truck traffic. Out-of-county trash haulers would be eliminated either way, because I certainly wouldn't support bringing in outside garbage. I don't think there's a supervisor here that would support anything other than county use only. Local trash haulers would probably need to haul our trash to who knows where.
- Birds contaminating crops. To my knowledge, this has not happened in nearly 50 years of operation so far.

I've heard comparisons to major environmental catastrophes such as the Love Canal. The Love Canal was a chemical dump site in the 1920s. Then buried and turned over to the city in 1953. Barrels of chemicals, illegally buried, left to rot, and poison the environment. Poison, families allowed to build on top of it. There's no comparison. We live in a throwaway society. There is, and will be, for many years to come, a need for solid waste disposal. We can continue to work towards re-purposing and recycling, but the need is still there. Our housing industry relies on demolition and construction debris removal. Each city, several towns, and the county all depend on sludge disposal of their sewer plants. All businesses and residents rely on waste disposal. The county has demanded and received proper and responsible management of our landfill. Obnoxious gas is contained and produces energy. Leachate is contained and disposed of properly. Trash is contained and covered quickly. In our rural areas, trash removal services are hard to find, and fees are already extremely expensive for many residents in our county. If there is no landfill in Ontario County, each municipality, each hauler, will need to haul our trash to some other location. Each sewer plant, whether it be a town, city, or the county, will need to haul its sludge to a different approved site. All construction projects will need to haul their materials further away, each trip adding to the cost significantly, while discharging more emissions into our atmosphere. I've had conversations with DEC officials. A permanent renewal or extension is typically a quicker process than a new application. One very important thing we have not even considered. Is there a company out there that would even consider operating our landfill on such a limited basis? These facts, not fears or emotions, or false information. If you have not had a tour of the landfill recently, you should. Please do not vote on emotion, please consider the facts. This resolution is not needed, if nothing is done at all, to move forward, the lease will expire and the landfill will close. Ask yourself, what are people afraid of? Is there a fear that facts will be discovered? What is the rush? That's what I asked.

Supervisor William "Bill" Namestnik - We have had three committee meetings to discuss keeping this open or keeping it closed. On such a large issue, as this county is considering, was that really enough time when we have other things on the agenda? We are allotted 45 minutes to an hour each time. The study that was done and released in August to the public; I recently had some individuals from the public come up to me and ask questions like, "Oh, I heard there's gonna be a vote possibly Thursday night regarding the landfill closing". I indicated, yes, there is. "Well, do we have the opportunity to voice opinions and stuff?" I said, well, you know, it's been out there for three months, it's been on the website, it's been through two sessions, an online session, and the question that they posed to me was, "Is three months really enough time?". I said, "Well, I know it was there. Whether there's enough time or not, I don't know." I know my sense and feeling of this and the rest of the Board knows as well too. I commented quite at length at the last PEQ meeting, and read a document, then read an email, which I hope is going to be included in the minutes. The decision's premises is the environmental and health determinants. I mean, each one of us here is all very concerned about the environment, and we're concerned about population health for our residents. We're just looking at this issue from different perspectives. The fact there was not an environmental impact study performed specifically germane to our landfill, I can't imagine why one wasn't done. When I say specifically germane to our landfill, because of how our landfill is scientifically constructed, they are not the landfills in the past. They've got the clay on the bottom, compressed clay, they have thick liners, there are double layers, etcetera. When I have been communicating that out, because, again, as I mentioned to the Board, when this topic first came up, I was like from the 30 years of hearing about this landfill; how terrible it was, how devastating it was to the environment, and how people are getting cancer and lung diseases. I was like, I'm gonna vote to close that thing. But then I got enlightened from the standpoint of seeing a presentation about how it was constructed,

and I started questioning these things. It doesn't make logical sense, when you have those kinds of construction designs in there, where the leachate collection system goes all the way around, it's all caught in the system, then it's pumped out and shipped to waste water treatment places. I thought, there is something more to this in my mind. I continued to look, and I thought, I wonder if there's a population health study that's out there that's specifically germane to this landfill. Apparently there isn't. I'd be the first one if they've indicated before that there is a population health study that even had a correlation saying that people were getting cancers and lung diseases and stuff from the landfill. I wouldn't even be asking for a direct causation. I would vote to close the landfill, but there isn't anything to go on. There isn't any kind of factual material that is asked for, hasn't been presented, looked online, that actually makes that kind of correlation. There is hearsay and there's, you know, what do you want to call it, like maybe just the kind of issue where people do get cancer around there, but is it different from the rest of the population? We don't know those questions, so I've been wrestling with the fact that how do we make an informed decision, a truly informed decision about it without those two critical variables? Then, as we go on to other, items of it; that's looking at the fiscal factors. Fiscal factors are at the lowest part of this decision, like a matrix perspective. The overall county residents' impact, that's right up there and looking at the entire county. How are we going to affect the entire county's residents? Especially, since there isn't any kind of documented evidence about its environmental disaster, or its population of individuals within certain radiuses of the landfill. Are we really subjected to diseases and things? Without those impact studies, it's been very difficult for me to wrestle with it. I have to say coming here without having that information, I am still on the fence. I would like to be able to say one way or the other. I know where I'm leaning because the information isn't there. When we send our waste, if we send our waste across the county to take it to all the landfills east of here, whether it's Ohio or Pennsylvania, or Indiana, Illinois, the truck traffic that was brought up as being a concern. A valid concern with the CO2 emissions and the wear and tear on the roads. But then it came to light that there's probably not going to be any place close or back east to send this stuff, so it's going to go across the county. That's more mileage the trucks travel, that's more wear and tear on the county roads. As Supervisor Vastola has indicated, in terms of west and everything the way the weather patterns are, you're gonna have more CO2, and then it's gonna come back through the prevailing winds. So by doing that, are we creating another issue, a bigger issue with CO2 emissions? We don't really know, but it's hypothetical that it could. Then, with the substantially increased costs which we know if we close it, is going to occur to the residents in the county. What's going to happen with the garbage? Where is it gonna go? Are people going to abide by, I'll go ahead and pay the extra fee to the garbage companies that are picking it up. As we mentioned before, I have concerns about that, because people struggle with finances. Especially our elderly fixed incomes, lack of savings, et cetera. They have housing issues, food issues, and prescription drug issues. They're not gonna pay extra costs to go ahead and have their garbage picked up. I've actually had individuals tell me that they're going to go ahead, as you have heard before, they're gonna reconstitute their burn barrels. They are gonna go ahead and save their garbage and put it in their pick-up truck and dump it off on the side of the road late at night. They're going to go ahead and reestablish the old gully dumping where a community of some individuals will decide they're going to go ahead and dump, so a concern about that is there. We haven't even talked about how we're going to address those issues. We have no real plans in place about how we're gonna address it. It has been indicated we have four years to go ahead and get all that stuff in place and that there's a belief that that can happen. Okay, we're going with that. We're gonna work hard, we're gonna go towards all the alternative strategies which I definitely support. The more we can do the alternative, the better. The faster we can get at it, the better. But, we don't have anything in place yet in terms of plans, which is concerning. Then, the other piece you've heard me say about

is PFAS (per- and polyfluoroalkyl substances). That's one of my largest concerns if the landfill is closed. That is where most of the PFAS in the state are going, to the landfills. The spreading of human sludge is mentioned in the climate action plan and has increased the allowance of the association with the DEC from 22% to 58% for open spreading on our agricultural lands. Human sludge contains people's forever-chemicals. Personally, I'd rather see the human sludge and PFAS contained within landfills, rather than open spreading on agricultural land, because that is subjective to the watersheds, it is subjective to the lakes. The other thing about our landfills; years ago, I was told it's polluting Canandaigua Lake. It's polluting Seneca Lake; looking at it, the watershed stuff doesn't even drain that way if anything did get out, which really doesn't. It goes to Flint Creek. I just think that we're operating off of not all the information we really should be having to make a truly informed decision. In terms of individuals that have been very vocal and active, I applaud the individuals that want to go ahead and take it forward. I admire the zeal, the passion, the mobilization of the community of individuals that have advocated landfill closure, and hope that the same vigor will emerge when increased spreading of human sludge containing PFAS, the forever-chemicals, on open agricultural fields occur because of the landfill closures. Since the NYS action plan has increased the allowable percentages, and spreading it on the agricultural fields, that will contaminate the watersheds. The waste treatment facilities that are in a lot of the towns. We're talking about significant costs to upgrade those facilities to be able to take care of the people so that we can have adequate drinking water. That's on the landfill aspect. Now on PFAS, I'd like to strongly suggest our PE&Q Committee thoroughly research the human sludge PFAS issue in advance to determine if it's truly an issue, and if it is, to what degree, so that informed decision-making can occur.

Supervisor John Pruett - Actually, I think right from the beginning, I was vocal about being in favor of closing the landfill. I mentioned then, that I really felt that in order to do so, we should have a plan. We should know why we're closing it and how we're gonna move forward. I was pretty adamant about that. I think quite a few people misunderstood that I was thinking I wanted to keep it open. Number one, I don't think Casella is gonna want to keep the landfill open at 10% of their current volume, and yet I do respect them very highly in terms of how they operate and what they've done for us. Hopefully, there is a way to keep them involved in some way in the future, but we have to come up with a new plan. I really respect the comments that were just made by two supervisors and I think there will be more where they have great reservations. I do too, as I've mentioned, but for me, the matter that I've come to learn is that you're not gonna have a complete plan like you might have in commerce. It's not the way that the government works, that it has to be broken up into sections. Here, in this case, the stake in the ground, that we will not continue the way that we have and that will come with a new plan doesn't alleviate gathering any of the facts. We're molding this in any way that's really best for our constituents, keeping the costs down and putting in the best environment program that we can. The one thing that I came to is that the state has put together a master plan for a circular economy, and to me, it hasn't been stated, but I believe what we're looking at is trying to move more toward that circular economy. I think we already have. I admire our sustainability group. If you've looked at the papers they've been putting out, there is up to 45% diversion of what has been prior waste. We're trailing off more and more. There are ways to manage this and to have good services for our people that are a little different from the way we've been doing it in the past. What I'd like to say, is that's the crux of it. It's not the vote we will have tonight. It's what we do over the next few months and how long we take to put a reasonable effective system together. That's what worries me, and I'd like to suggest that we get our Planning Department involved. I respect them most highly. It is Planning and Environmental Quality, so we could use some help in terms of structuring this to where it suits everybody's interest in gathering the right information and putting the right conclusions forward. The last thing I'd like to state, we can't take forever to do this. If we don't

have a real solid consistent plan that can be brought to this board for everybody to hopefully agree to by the end of the year and hopefully implement part of that going along, I think we're not really doing our job well. I want to thank you for allowing me so much time to talk and thank everybody for their valuable input. Not a person on the committee or otherwise doesn't have something meaningful to say about this.

Supervisor Christopher Vastola - For about the past six months, I've spent countless hours researching. I'm an engineer by profession and I like to look at facts. I like to look at science. The Department of Environmental Conservation monitors our landfill. As representative of the Town of Canadice, on behalf of all residents of Ontario County, I vote no for closure of our engineered landfill at this time. Yes, someday we will close our engineered landfill, but not now. I don't feel like we have a plan in place after closure. I really don't. I have concerns about the numerous negative impacts of closure to our environment, the increased cost of living, affecting all Ontario County residents, including tipping fees going up. Recycling. Will people recycle more when they have to pay for it? I sure hope so. That's all I have.

Supervisor Mark Venuti - I'd like to share some facts about the landfill, because many of us here have not been on this board very long and have missed some of the events that have occurred regarding the landfill. The last major odor outbreak was 2019 and 2020. It started in the fall, it went into 2020. It went on for close to a year. We're not talking about little whiffs in the air. It was continuous, driving people into their homes, people filling up our meeting room, standing at the lectern and beseeching us to do something about this, asking us to close it now. Mother's carrying babies. It was not imaginary stuff because at that time, we had to hire outside council from a law firm in Buffalo who met with PEQ on Zoom for the next year. I think maybe more than a year. The DEC came in, hit Casella. Now, no offense to the current Casella people and the people that are doing their job. This is 2019 and 2020, way into 2020, hit them with a bunch of violations of the permit and law, fined them \$500,000. Exceedances of hydrogen sulfide consistently made them put meters in. We were not imagining this. By the way, it wasn't just Geneva people and Town of Seneca people lining up angry and frustrated. It was Gorham, and it was Hopewell, and it was Canandaigua, and Bob Green, Supervisor of Bristol said, "I'm getting complaints in Bristol and I smell the landfill all over the county". I'm bringing this up because we aren't imagining this. Now, this is still 2019 into 2020. Casella, under threat of a lawsuit, finally did bring in people. By the way, many months before they did, and started working, they spent the last year or two putting in a new team. They brought Brian in here, who's a troubleshooter for them, the current manager. By the way, in my eleven years on the board, there have been four managers. Now this guy has lasted quite a while, because he's trying to get it back into shape. He'll leave eventually. That's 2019 way into 2020, almost into 2021. We had another one of those three or four years before that. Same thing, months, continuous months of odor, continuous people coming to our meetings. At the time, we were meeting at the Safety Training Facility, filling up the Safety Training Facility, frustrated, angry. What are we going to do about it? It took months for this to stop, not your little whiff in the air one day, and people from all over the county. Then, about ten to twelve years ago, we were meeting in the courthouse. Filling up that meeting room, all the seats, standing around where the supervisors were lining up, distressed about this odor. We are not talking about a day. We're talking about months of distressing odor, people saying I can't live here anymore, I'm moving, this is it. I know people that have moved because of it. Odor, so these are major months-long, year-long outbreaks. The DEC is on the landfill site two or three times a week. They issue reports. They do an odor check every time. A guy rides around, a DEC inspector. Every single report, he finds an offsite odor. Now sometimes he says it's slight or very slight. Sometimes he says it's moderate. He is off the landfill, a mile away, half a mile away, there is odor escaping the landfill all the

time. There's particulate matter that we're breathing depending on which way the wind is blowing. Another thing, I know that Supervisor Baker will remember, and some of the old timers, about the subsurface oxidation event. You know what that is? That's burning. The pile was burning. It was detected by this extreme heat. There was a fire in the landfill, and it didn't get put out in an hour because it was inside. It was weeks that we kept getting reports as they were trying to deal with this fire, which they call subsurface oxidation event. I just pointed these out because some people think that this thing runs like a Swiss watch. They're doing what they can do, but there are millions and millions of tons of waste. By the way, this is not covered. The cover that comes to the landfill contains contaminated soil, there's asbestos, there are all kinds of stuff in there. It's not a nice thing. We're stuck with it. We can't get rid of it. Enough. In the next three or four years, we're gonna add three or four million tons more, hundreds of thousands or maybe a million tons more of cover. We have done our share. Trucks. We get trucks. Everybody has some truck traffic, right? But, how about ninety to a hundred trucks going and coming back? Lots of them go through our population centers. I don't think anybody would want that in the population center of your town or village or city. You know this engineering was done a long time ago. Some of the landfill is unlined, some of it is old. The liner, it's called 60 mils. You can look it up. It's one sixteenth of an inch. There is clay under it. It'll take seven years for the water to go through the clay. Seven years? The stuff has been there for 34 years. We gotta go 30, 40, 50 years into that, that's not a comforting thing. There are monitoring wells around the landfill. Guess how much room between the monitoring wells. A lot of room, 40 to 50 feet. So, the fact, if something was escaping the landfill, it would be like getting hit by lightning to hit a little well. Plenty of room that it's not gonna hit a monitoring well. I don't know what's going on there. I'm not trying to scare everybody. I'm just trying to bring some facts because people are thinking, well, where are the facts here? To light. We had a landslide a year ago. Three acres of that landfill slid off, and we still don't know why. The engineers and everybody are talking it out. This was a section that was covered. So it's a tough thing. We have got to do four more years. There is no reason to keep going. We've been preparing for this. This Board, for a number of years, as you've pointed out, we've been talking about this. We have taken the landfill income out of our operating budget so that we're not running on landfill money. It's not gonna affect the County's budget one cent. We have money saved. We have four years, we have about three million or so a year coming in from landfill revenue. We've got some of it in. We've got money and time to make this change. Casella wouldn't run this landfill for 600,000 tons a year, they're not going to run it for 100,000. They pushed us up to 900,000 in 2007. Nobody's gonna run this landfill for 100,000 or 90,000 tons a year, and we wouldn't want them to. We've had enough. By the way, to do that, if there was somebody out there that would do that, they'd have to charge four to five times the tip fee to take the money in, if you're worried about expenses. So listen, I respect everybody's opinion here and the people that think the landfill should stay open, and you've raised good points. But, we've done our share. We've gotta move forward now. I am optimistic about our staff and our departments and the people on this board that we will do the right thing. It's not closing tomorrow. We have got until 2029 to get this done, and we're gonna beat it, and we've got money, and we've got good people and we'll get there. Change is difficult. You could think well we'll just keep doing this. It's not the way to go. Landfilling is the past. The circular economy is the future, and we can lead in that and that's what we should be doing.

Supervisor Nancy Yacci - It is my sincerest wish that Ontario County be looked at as doing the right thing for our residents and the environment. It is time to close the landfill. Our children and their descendants will be proud that we stood up and decided that our environment has endured enough insult. It is time to take action for the future. It's time to change how we generate and deal with waste. We can be leaders, be responsible for disposal, recycling, and composting. I

encourage all supervisors to vote yes with me on the resolution to close the landfill when the operation and lease agreement expires in 2028.

Supervisor Jim Kennedy - Supervisors Wickham, Venuti, Campbell, and Phillips, thank you for getting us here tonight. Your leadership and your diplomacy over the past two years that I've been privileged to be a part of for your collaborating, conferring, educating, and again, leading on this complex issue has brought us here tonight. I would also like to give a shout-out to my predecessor and Supervisor Dom Vedora for his leadership on this issue. Going forward past tonight's vote, on sustainability, leadership, the need for leadership will continue and it will evolve. Looking forward also past this vote, our policy considerations are many, many layered, and require the project management and strategic style that our administration is used to doing on a daily basis with the support of this board. I believe at this point, going forward, once again, that our work, our discussions here, will be impactful. Where on the state level it has not been effective. For example, at the NYSAC Fall Conference that I attended last September, the standing committee on Climate Action, Energy and Environment, I first learned about the state level efforts, bills in the Assembly and in the Senate on Packaging, Reduction and Recycling Infrastructure. That's the name of the Act. It passed in the Senate, but it failed in the Assembly. According to the bill's sponsor, that bill is due to return again in January. I think we need to be aware of that. This is part of the upstream that we have no control over but that we have a role in collaborating with. Moving forward, waste reduction, diversion, in addition to recycling, need to be the metrics for our success in becoming leaders now in sustainability practices, and in building on Ontario County's extended experience of importing waste. Finally, perhaps most importantly, to you constituents who are here and not here, who have shown up, who have written, who have attended Board of Supervisors, the PEQ meetings, and also the three community forums that the MSW workshop consultant held. Thank you for that. It's time for us to act accordingly. Thank you.

Supervisor David Baker - Personally, I would like to thank Mr. Venuti for taking us through the history of the landfill, at least at the point since we became partners with Casella. I appreciate bringing out the problems that we had with it. A lot of good things went on with the landfill, but we had our issues with it. As I look around this boardroom, I see about one other person sitting on the board that would have been involved with the decision to move to an outside operator of the landfill. Supervisor Dan Marshall. The other part of the history that we're not getting is what we are privy to. The county's ability to run that landfill was not there. We ran it for several years. It quickly became obvious. We were in debt, we were incompetent, and there were illegal activities going on with the landfill. We needed to get out of the business. Former administrator Geoff Astles is online tonight. He was involved with this and I look out in the audience and I see my friend Ken Camera. He's been here since the beginning arguing for the Geneva side of the landfill. Thanks for the ride, Ken. You stayed with us all along. The point I'm trying to make though is, we ran a landfill. We're incompetent. Don't even begin to think we should go down that road again. We went to an outside firm because they are professionals. They know how to run the facility, they know how to get the life out of it. But, after three years of running it at the limits that we had, they came in and said, we cannot continue to operate this landfill with this small amount of waste coming in and still meet all of our expenses and do what we need to do as a company. So, we went, and we worked with the DEC, and we got the permit to increase it. That made it financially viable for them, and it still made it financially viable for the county. We have been the recipients of a large stream of revenue through this service. Unfortunately, our friends, our neighbors, our co-residents to the east of us have paid the price more than any of us to the west of the center of the county. All relationships come to a point where it's time to move on, and we have reached that point where it's time for us to move on for the landfill. When we

discussed the contracts that we went into with Casella 20 plus, well, push it 30 years ago. When we began the discussions, there was not the discussion of how do we continue this beyond the end of the landfill. There were comments made that, "Hey, I'm not gonna be here. We'll see what happens when that time comes around". But, the discussion was never how do we move beyond the end of that landfill? What do we do? I believe the message that we were always giving people was we're gonna run it for the life of the contract, and then we're closed, and we'll figure out what to do. The purpose of tonight's vote is to make that decision. Are we gonna keep running and then scramble like crazy to try and work with DEC? Find the way to keep that place operating properly and still put the problem on our neighbors to the east, or we put the stake in the sand and say we're done, it's time to move on. But, we've got three years, and I submit it's really two years to come up with a plan, because you're gonna need that third year to really implement it and start working things out. We have time to do that if we make a decision now. Actually, we're probably very late. If you speak to people in the business, we should have had these discussions two years ago, so that you had more time to make some decisions that we were forced to make earlier, but I think there were still good decisions. I'm proud that we went to an outside firm to run that landfill. I think we did good by our residents. I thank everybody to the east of Canandaigua for putting up with it. You've paid your price long enough. It's time to move on from it. It is time to close the landfill. I encourage you all to support this resolution today.

Supervisor Dan Marshall - I believe I'm the other long timer Supervisor Venuti referred to. I'll be having my 24th year here on this board in the spring. I do remember the days when we were running that landfill, and we did a terrible job, and it was an extremely expensive place. The county was spending a lot of money, and we weren't getting anything out of it. I'm from South Bristol, but contrary to my good friend, former Supervisor Green of Bristol, I don't smell anything at the landfill in South Bristol. So it might be easy for you to say, well what does he care? He doesn't really, he doesn't really care about this at all. It doesn't bother him. There was a meeting several years ago, and I have to mention Supervisor Lou Guard. I think he stood up at that meeting and talked about the fact that his wife who at that time was pregnant simply just couldn't sleep. It was a terrible time for her. It was difficult. That's when it finally hit me. That had to have been a terrible situation. But, that just brought it open to me, the people putting up with an awful lot. It's a 50-year-old landfill. We run it for 25 years or what have you at this stage of the game. It's time to shut it down.

Supervisor Jack Marren - Thank you very much for your research, your data collection, and certainly the way you articulated it here. Thank you members of the board, as well as thanking the public, we do want to thank the public because we really do appreciate the input that you have provided us throughout the many, many years and certainly ever since I think it was August 23rd we started this last process. So, a little history here, I want to pass along. One of the four managers that you've experienced during your time here. I was approached by one of these managers back in 2010, about reusing an old dump in the Town of Victor. The thought would be it would be a form of a transfer station. So, we have those local dump trucks. I mean those local trucks going around to different communities and Victor. We could drop refuse there, then put it on our tractor trailer, haul it out to the Town of Seneca. So, I shared that with my town board, and it was interesting, because they adamantly opposed it. They also said, "Why would you want this in our town?". Fourteen years later, we're here tonight with a contract that's due to expire at the conclusion of 2028. Now we have to make a decision. What's best for the Town of Seneca, the City and Town of Geneva, and the rest of this county? My previous career, I was in the wine and liquor industry. We used to have tractor trailers come up from Kentucky. They dropped their bourbon, and they didn't want to backhaul to Kentucky empty, so they'd stop in a town called Newfane, NY, known for cabbage, the number one cabbage distributor in the country, is what I

was told. Well, number one is probably quite debatable today because I think it resides in the Town of Seneca. Many of you recall on our recent train excursion, we stopped at a cold storage facility, and what did we see there? What was held there? Cabbage. Where was that cabbage from? This county. I had the good fortune of meeting a couple of very successful farmers who also shipped cabbage as far away as San Francisco on a daily basis. They had that reputation for fine cabbage. Certainly, we've heard the stories about birds and things like that. I know what having a regional mall in Victor and what it means to be a safe mall and that malls can go down quickly. The same thing applies here, as far as the cabbage industry, and what it means to the Town of Seneca as well as Ontario County. Recently, my wife and I, this past weekend, we were heading to Niagara Falls. We crossed the Grand Island Bridge, and we entered Niagara County. The first thing she said to me was, "That mountain in front of us with those solar panels, is that an old landfill?" Yes, it is honey. Oh, that's similar to the one we've seen outside Hartford, Connecticut and Albany, NY. Yes, just like the one she's seen and the one she has smelled here in our own county. As one of the upwind communities in a comment I have heard throughout the county, I've heard it in my own town. I stand here today in support of the Town of Seneca, the Town of Geneva, the City of Geneva, and all of Ontario County. Victor will be casting a vote to close the landfill in 2028 and improve the quality of life in this county. Mr. Chairman, when we do get to voting, I request a roll call vote.

Supervisor Daryl Marshall - I have listened to all the comments. I certainly wished that co-committee member Venuti had talked about the prolonged odor events that his area has endured. Certainly, it sheds a different light on things when you know the facts. There again, we didn't know the facts and the facts weren't shared with us. As I said, when I first started speaking, I've struggled with this for many weeks now. I wasn't adamant whether it was open or closed. I just wanted to know that we were making a decision based on the facts. The other fact that I had a concern about, that it would be limited to county refuse. Is there an operation out there willing to continue under that basis? I doubt it myself, but we don't know that, and I'll accept Supervisor Baker's comment. It kind of confirms what I agreed, what I always anticipated. I will support this resolution.

Supervisor Bill Namestnik - Hearing additional information tonight, puts a little bit of light on it. Supervisors shared stuff we weren't aware of, which brings the issue. Are we fully vetting issues within our county on the appropriate committees when you have committee members that aren't being presented with all the facts? All we were seeking was facts, trying to get that factual information to make an informed decision. When, in the last PEQ meeting, before that in an email, we asked that a timeline be done, not just a verbal thing, but we gotta close it because the DEC takes a long time. I'm gonna see something that's more visual and has a thought process in it that shows timelines and deadlines for certain things that help you with a decision matrix to make these kinds of decisions. I still don't know what that rush is. Like Supervisor Marshall mentioned earlier, if we decide not to close it tonight, it's hypothetical, it really doesn't have any bearing. We're still moving forward with all of our alternative strategies et cetera. Alright, so again we are struggling with the concept of why this rush. Why did this decision have to be made tonight, December 5th? So, I think going forward, it might be helpful to do those kinds of things in some of our committees. So we know that all the facts are coming out, that we have all the information on the table. I'm not saying you study it until that's not the issue, but enough to have many members feel comfortable about what they're voting on. They're hearing the stories, the anecdotal ones, which are important about individuals who are pregnant, who can't sleep at night, et cetera. I too. I have four children and a number of grandchildren, et cetera. To imply that making a decision in opposition to closing the landfill is something that is negative against how you think about things in your own family. Is it a right or is it a wrong decision? I don't know if

it's that cut and dry. So, with hearing additional information, it does shed a little bit more light on the situation and again, if we go to close it, I just ask that right away, we put as much effort as we can as a board in support of all the alternative strategies. Whether we have enough on it, I didn't want to talk about fiscal impacts and things like that, but I have to say, I don't necessarily agree with that it's not gonna cost us an additional cent because opportunity costs is not being considered with that said. And there's a big opportunity for us, in terms of finances, and that's okay. We'll deal with the money that we have at the end of this four-year period because it has been reserved, which was really progressive kind of thinking, in thinking about the future. I'm just hoping that going forward, when we wrestle with issues, that we get all this stuff on the table to begin with. Not wait for one session like this at the end of it.

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

RESOLUTION NO. 664-2024
DIRECTING THE ONTARIO COUNTY DEPARTMENT OF SUSTAINABILITY
AND SOLID WASTE MANAGEMENT TO CONTINUE AND ADVANCE
EFFORTS TO REDUCE THE GENERATION OF MUNICIPAL SOLID WASTE
WITHIN ONTARIO COUNTY AND INCREASE WASTE DIVERSION EFFORTS

WHEREAS, Ontario County has operated a landfill in the Town of Seneca since 1974; and

WHEREAS, Ontario County began its involvement in recycling efforts in 1988; and

WHEREAS, In an effort to increase the diversion of material from the County landfill, encourage recycling, and look toward a post-landfill future, the Board of Supervisors created the Sustainability and Solid Waste Management Department utilizing revenue from the Operations Management Lease Agreement with Casella Waste Management Systems, Inc. (Casella) for the operation of the County's landfill; and

WHEREAS, The County's existing OMLA with Casella will expire on December 31, 2028; and

WHEREAS, The Board of Supervisors recognizes the increased urgency with which the County must continue its existing efforts to create innovative programs and solutions to increase the diversion of material from landfills; now, therefore, be it

RESOLVED, The Board of Supervisors reaffirms its commitment to investing in the expansion of existing and the creation of new programs to educate the community on the importance of appropriate waste diversion techniques and facilitate continued increases to the amount of waste diverted from landfilling; and be it further

RESOLVED, The Board of Supervisors hereby requests the Department of Sustainability and Solid Waste Management to work closely with other County staff and the Planning and Environmental Quality Committee to identify the best opportunities available to pursue this policy goal.

Passed. Yes; 21, No; 0, Abstained; 0

Governmental Operations & Insurance Committee

REGULAR BOARD MEETING - DECEMBER 5, 2024

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

RESOLUTION NO. 665-2024 AUTHORIZATION TO CONTRACT WITH CORNELL UNIVERSITY FOR UPDATING WEIGHTED VOTING

WHEREAS, Pursuant to Local Law 3 of 1968, Resolution No. 80-2022 authorized a contract with the Center for Governmental Research to calculate weighted voting assignments for this Board of Supervisors based upon the results of the 2020 U.S. Decennial Census for the simple majority and 2/3 majority voting scenarios; and

WHEREAS, The Clerk of the Board of Supervisors has identified that a 3/4 majority vote is required under County Law Section 152 for changing the place of meeting of the Board/Legislature from its regular meeting place to another city, town or village, and a 3/5 majority vote is required for authorizing a bond resolution which provides for its submission to a referendum in the manner authorized by or pursuant to local Finance Law Section 33.00; and

WHEREAS, The Center for Governmental Research no longer employs a mathematician capable of performing the analysis needed to calculate weighted voting assignments in compliance with the methodology found acceptable to the New York State Court of Appeals; and

WHEREAS, The MGGG Redistricting Lab of the Brooks School of Public Policy at Cornell University employs mathematicians capable of performing the requisite weighted voting calculations and has provided a proposal to do perform said work dated November 7, 2024, a copy of which is on file with the Clerk of this Board; and

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

RESOLVED, That the following budget transfer is hereby approved:

	Line Item	Description	Amount of Transfer
From:	AA1340 54731	Contingency Account	- \$5,000.00
To:	AA8020 54260	Consultation and Professional	+ \$5,000.00

and further

RESOLVED, That subject to the review and approval of the County Attorney as to form, the proposal from the MGGG Redistricting Lab, Brooks School of Public Policy, Cornell University dated November 7, 2024, to calculate weighted voting assignments for the 3/4 and 3/5 majority voting scenarios for the Board of Supervisors based upon the 2020 U.S. Decennial Census for a cost not to exceed Five Thousand Dollars (\$5,000.00) is hereby accepted, and the County Administrator be and hereby is authorized and empowered to execute a contract with said entity for said services at said cost; and further

RESOLVED, That the term of said contract shall commence on December 6, 2024, and terminate on December 31, 2025; and further

RESOLVED, That the Director of Planning shall administer said contract; and further

Approved Minutes

REGULAR BOARD MEETING - DECEMBER 5, 2024

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

Passed. Yes; 21, No; 0, Abstained; 0

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

RESOLUTION NO. 666-2024 PROCLAMATION IN RECOGNITION OF NEW YORK STATE ASSOCIATION OF COUNTIES (NYSAC) CENTENNIAL ANNIVERSARY

WHEREAS, The New York State Association of Counties (NYSAC) was founded 100 years ago to serve as a unified voice and advocate for the 57 counties of New York State, including the five boroughs of New York City; and

WHEREAS, NYSAC has consistently worked to enhance the effectiveness of county governments through robust advocacy, comprehensive education, and meticulous research, all aimed at addressing the unique challenges faced by county officials and their constituents; and

WHEREAS, Over the past century, NYSAC has played an instrumental role in promoting the interests of county governments at the state and federal levels, ensuring that the voices of local governments are heard and their needs addressed; and

WHEREAS, NYSAC has provided invaluable resources and training to county officials, empowering them with the knowledge and tools necessary to deliver efficient and effective services to the residents of New York State; and

WHEREAS, Through its commitment to research, NYSAC has fostered innovative solutions and best practices that have strengthened county operations and improved the quality of life for millions of New Yorkers; and

WHEREAS, NYSAC has built a legacy of collaboration and partnership among county governments, fostering a spirit of unity and mutual support that has been crucial to addressing common challenges and advancing shared goals; and

WHEREAS, The centennial anniversary of NYSAC is a momentous occasion to celebrate the association's enduring dedication to public service and its profound impact on the governance and well-being of New York State's counties; now, therefore, be it

RESOLVED, Ontario County, does hereby proclaim the year 2025 as the Centennial Year of the New York State Association of Counties and extend heartfelt congratulations and gratitude to NYSAC for 100 years of exemplary service and leadership; and further

RESOLVED, That the Clerk of this Board is directed to send a certified copy of this resolution to NYSAC.

Passed. Yes; 21, No; 0, Abstained; 0

REGULAR BOARD MEETING - DECEMBER 5, 2024

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

RESOLUTION NO. 667-2024 SETTING OF THE ORGANIZATIONAL MEETING FOR 2025

BE IT RESOLVED, That the Organizational Meeting of the Board of Supervisors of Ontario County for the Year 2025 will be held at 74 Ontario Street, Board of Supervisors Chambers, Canandaigua, New York, on Thursday, the 2nd day of January 2025, 4:30 P.M., for the organization of the Board and for such other business as may be presented to the Board at that meeting; and further

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

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

Passed. Yes; 21, No; 0, Abstained; 0

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

RESOLUTION NO. 668-2024 AUTHORIZATION TO RENEW STOP LOSS INSURANCE POLICY WITH EXCELLUS HEALTH PLAN, INC. FOR 2025

WHEREAS, Ontario County is self-funded for employee medical insurance benefits and stop loss insurance is carried to stabilize the budget and limit the County's liability for large claims; and

WHEREAS, Excellus Health Plan, Inc. has proposed to continue providing stop loss insurance with a \$250,000 per member deductible for claims incurred in 2025 and paid between January 1, 2025 through March 31, 2026 for a premium rate of \$89.73 per contract, per month (\$752,655 estimated annual premium); and

WHEREAS, The proposal includes three members who are lasered with specific individual deductibles between \$400,000 and \$850,000; now, therefore, be it

RESOLVED, That the Board of Supervisors does hereby authorize the renewal of the stop loss insurance policy with Excellus Health Plan, Inc. to cover claims incurred in 2025 and paid between January 1, 2025 through March 31, 2026 with the deductibles described above; and further

RESOLVED, That the Director of Human Resources shall be authorized and empowered to execute this agreement and all other documents necessary to effectuate the purposes of this resolution.

Passed. Yes; 21, No; 0, Abstained; 0

REGULAR BOARD MEETING - DECEMBER 5, 2024

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

RESOLUTION NO. 669-2024 APPROVAL OF CARRY OVER OF EQ03-16 CAPITAL IMPROVEMENT PROJECT TO 2025 BUDGET

WHEREAS, The Information Technology Department was allocated \$250,000.00 in the 2024 Capital Improvement Budget for Project EQ03-16: Core Data Center Hardware Replacement; and

WHEREAS, Circumstances throughout 2024 negatively impacted staff availability for Project EQ03-16; and

WHEREAS, Recent market circumstances and technology company acquisitions have resulted in significant price increases for technology currently in use by Ontario County that had been targeted for replacement through Project EQ03-16; and

WHEREAS, These staffing and market circumstances have prevented the Information Technology department from devoting sufficient time and resources into researching and pursuing alternative and more cost effective options for the core hardware targeted for replacement via Project EQ03-16 in 2024; and

WHEREAS, The Chief Information Officer is requesting that any remaining funds in 168099-52300 on December 31, 2024 be allowed to carry over into the 2025 budget in order to provide more time for appropriate decisions to be made on core system upgrades; and

WHEREAS, The Governmental Operations and Insurance Committee and Ways and Means Committee have both reviewed this request and approve carrying over any remaining funds in 168099-52300 on December 31, 2024 to the 2025 budget; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors authorizes any funds remaining in 168099-52300 on December 31, 2024 to carry over into the 2025 budget; and further

RESOLVED, That the Department of Finance is hereby directed to process all transactions related to this request; and further

RESOLVED, That certified copies of this resolution be emailed by the Clerk of this Board to the Chief Information Officer and the Director of Finance.

Passed. Yes; 21, No; 0, Abstained; 0

Health & Human Services Committee

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

RESOLUTION NO. 670-2024 AUTHORIZATION TO CONTRACT WITH S2AY RURAL HEALTH NETWORK, INC., D/B/A PIVOTAL PUBLIC HEALTH PARTNERSHIP SERVICES

REGULAR BOARD MEETING - DECEMBER 5, 2024

WHEREAS, Ontario County Public Health Department is desirous to obtain services from S2AY Rural Health Network, Inc., dba Pivotal Public Health Partnership, for purposes of sharing in the cost of carrying out the work plan of the S2AY Rural Health Network, which includes the counties of Chemung, Livingston, Ontario, Schuyler, Seneca, Steuben, Wayne and Yates; and

WHEREAS, Ontario County's share shall be \$23,125 for the year 2025 per Schedule A and funds have been budgeted; and

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

RESOLVED, That upon the review and approval by the County Attorney as to form, the Board of Supervisors hereby approves a contract with S2AY Rural Health Network, Inc., P.O. Box 390, Canandaigua, NY 14424, dba Pivotal Public Health Partnership, for purposes of sharing in the cost of carrying out the work plan of the S2AY Rural Health Network for a term of January 1, 2025 through December 31, 2025 at a cost not to exceed \$23,125; and further

RESOLVED, That the County Administrator be, and hereby is authorized and empowered to execute this contract with S2AY Rural Health Network, Inc., dba Pivotal Public Health Partnership, and all other documents necessary to effectuate the purposes of this resolution.

Passed. Yes; 21, No; 0, Abstained; 0

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

RESOLUTION NO. 671-2024 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 \$27.53 per hour, with 18.10 of hourly fee being paid to the in-home service worker; and

REGULAR BOARD MEETING - DECEMBER 5, 2024

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 January 1, 2025 to December 31, 2025, with the aforementioned agency; and further

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

RESOLUTION NO. 672-2024 AUTHORIZATION TO CONTRACT WITH HOMEMAKERS OF THE GENESEE DBA CAREGIVERS

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 Expanded In Home Services for the Elderly Program (EISEP), and National Family Caregiver Support Program NFCSP); 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 Office for the Aging's clients; and

WHEREAS, The County will reimburse the Contractor \$39.00 per hour for the "designated" aide services plus mileage reimbursement of 2025 Federal IRS rate per mile, 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 \$33.85 per hour for "regular" aide services and the IRS established rate per mile, 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 in the Office for the Aging annual budget; and

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

REGULAR BOARD MEETING - DECEMBER 5, 2024

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 January 1, 2025 to December 31, 2025; and further

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

**RESOLUTION NO. 673-2024
AUTHORIZATION TO CONTRACT WITH PURFOODS LLC
DBA MOM'S MEALS FOR HOME DELIVERED MEALS**

WHEREAS, The Director of the Office for the Aging recommends that the County enter into an agreement with PurFoods, LLC, dba Mom's Meals located at 3210 SE Corporate Woods, Ankeny, IA 50021 for packaged meals shipped directly to a client's residence; and

WHEREAS, The purpose of this contract is to expand the capacity of the home-delivered meal program and to be able to offer meals tailored to special diets; and

WHEREAS, The Mom's Meals will be paid a rate of \$8.99 per meal; 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 PurFoods, LLC dba Mom's Meals for the period January 1, 2025 to December 31, 2025; and further

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

**RESOLUTION NO. 674-2024
AUTHORIZATION TO CONTRACT WITH
CROOKED TIMBER, LLC, DBA COMFORT KEEPERS**

WHEREAS, The County desires to enter into an agreement with the 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; and

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

REGULAR BOARD MEETING - DECEMBER 5, 2024

Timber, LLC, DBA Comfort Keepers at a cost not to exceed \$34.00 per hour for Level I personal care services and the 2025 IRS mileage reimbursement 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 January 01, 2025 to December 31, 2025, 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. 675-2024 AUTHORIZATION TO CONTRACT WITH ROCHESTER-GENESEE REGIONAL TRANSPORTATION AUTHORITY (RTS) FOR SENIOR TRANSPORTATION SERVICES

WHEREAS, The Ontario County Office for the Aging has funding from the New York State Office for the Aging to provide transportation services for medical appointments, shopping and other essential appointments for Ontario County residents aged 60 or over who have no other means of transportation; and

WHEREAS, The Office for the Aging finds it necessary to contract with multiple providers to meet the diverse transportation needs of older adults and the Rochester - Genesee Regional Transportation Authority aka RTS, with offices at 1732 E. Main Street, Rochester, NY. 14609 was one of those providers; and

WHEREAS, The funds for this contract have been allocated in the Office for the Aging 2025 budget; and

WHEREAS, The contractor will be reimbursed for services based on Schedule A which is attached to the agreement on file with the Clerk of this Board; and

WHEREAS, Reimbursement for all transportation providers including RTS will not exceed a total of \$20,000; and

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

RESOLVED, That upon review and approval of the County Attorney as to form, this Board of Supervisors does hereby authorize a contract between the Office for the Aging and Rochester - Genesee Regional Transportation Authority (RTS) for the period of January 1, 2025 – December 31, 2025; and further

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

The foregoing block of five resolutions passed. Yes; 21, 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. 676-2024

**AUTHORIZATION TO CANCEL UNCOLLECTIBLE DEBTS
ONTARIO COUNTY OFFICE FOR THE AGING 2022-2024**

WHEREAS, The balances on the attached accounts receivable ledger of the Ontario County Office for the Aging are specific client services that were provided during 2022 through 2024; and

WHEREAS, Efforts have been made to collect these unpaid amounts, and they now have been determined to be uncollectible; and

WHEREAS, The Health and Human Services Committee and Ways and Means Committee have reviewed this resolution, and are recommending that these unpaid balances be discharged; now, therefore, be it

RESOLVED, That said accounts, totaling \$3,188.06, hereby are deemed uncollectible, and Ontario County Department of Aging is hereby authorized to remove the unpaid balance from its accounts receivable ledger; 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. 677-2024
APPROVAL OF BURIAL FEE SCHEDULE
DEPARTMENT OF SOCIAL SERVICES - 2025**

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

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

WHEREAS, The Social Security COLA adjustment for 2025 is 2.5%; and

WHEREAS, The Commissioner of Social Services and representatives of the Ontario County Funeral Directors Association have updated said schedule for 2025; now, therefore, be it

RESOLVED, That this Board of Supervisors does hereby approve a Burial Fee Schedule effective January 1, 2025, with a copy of said schedule being on file in the Office of the Clerk of this Board; and further

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

The foregoing block of two resolutions passed. Yes; 21, No; 0; Abstained; 0

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

**RESOLUTION NO. 678-2024
AUTHORIZATION TO APPOINT LUCINDA TRASK
TO THE FINGER LAKES WORKFORCE INVESTMENT BOARD**

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 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 being reviewed and approved by the Human Services Committee; now, therefore, be it

RESOLVED, That the following public sector individual, Lucinda Trask, Senior Vocational Rehab Counselor, ACCES-VR, 70 Elizabeth Blackwell Street, Geneva, NY 14456, be appointed to the Finger Lakes Workforce Investment Board, Inc. for the term of office effective immediately and shall expire on June 30, 2026; and further

RESOLVED, That Lucinda Trask is replacing Danielle Maloy for the term ending June 30, 2026; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Ms. Trask, the Finger Lakes Workforce Investment Board, the Counties of Wayne, Seneca, and Yates, and the Ontario County Clerk.

Passed. Yes; 21, No; 0, Abstained; 0

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

**RESOLUTION NO. 679-2024
REAPPOINTMENT OF TRICIAJEAN M. JONES
DIRECTOR, OFFICE FOR THE AGING**

WHEREAS, The term of appointment for Ms. Triciajean M. Jones, Director, Office for the Aging will expire on January 2, 2025; and

WHEREAS, The County Administrator has completed the performance review process with Ms. Jones and recommends reappointment; and

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

REGULAR BOARD MEETING - DECEMBER 5, 2024

RESOLVED, That the Board of Supervisors hereby reappoints Ms. Triciajean M. Jones to the position of Director, Office for the Aging for a term of two years to commence January 3, 2025; and further

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

Passed. Yes; 21, No; 0, Abstained; 0

Public Safety Committee

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

RESOLUTION NO. 680-2024 AUTHORIZATION TO ENTER INTO AGREEMENT WITH THE PARTNERSHIP FOR ONTARIO COUNTY YOUTH COURT PROGRAM - RAISE THE AGE

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

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

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

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

RESOLVED, That the agreement is subject to review and approval of the County Attorney's Office as to form, this Board of Supervisors does hereby authorize an agreement with, The Partnership for Ontario County Youth Court Program for the period January 1, 2025 through December 31, 2025; at a cost not to exceed \$100,000; and

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. 681-2024 AUTHORIZATION TO ENTER INTO AGREEMENT WITH THE PARTNERSHIP FOR ONTARIO COUNTY YOUTH COURT PROGRAM FOR YOUTH UP TO AGE 15

WHEREAS, The Partnership for Ontario County Youth Court Program has developed over the years into an early intervention program which now serves youth up to the age of 15 who are charged with offenses that are criminal in nature; and

REGULAR BOARD MEETING - DECEMBER 5, 2024

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

WHEREAS, The Public Safety Committee recommends the County enter into an agreement with the Partnership for Ontario County Youth Court Program for youth up to age 15; now, therefore, be it

RESOLVED, That the agreement is subject to review and approval of the County Attorney's Office as to form, this Board of Supervisors does hereby authorize an agreement with, The Partnership for Ontario County Youth Court Program for the period January 1, 2025 through December 31, 2025; at a cost not to exceed \$40,000; and

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. 682-2024 ACCEPTANCE OF EMERGENCY MANAGEMENT PREPAREDNESS GRANT (EMPG FY24~CFDA 97.042) FROM NYS DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

WHEREAS, Ontario County has been awarded a grant of \$44,589.00 from New York State Division of Homeland Security and Emergency Services (DHSES) through the FY24 Emergency Management Preparedness Grant Program (EMPG) (DHSES Project # EM24-1017-D00, Contract # T185210; MUNIS G2416 CFDA # 97.042) for the purpose of hiring a consultant to update the Comprehensive Emergency Management Plan and the Annexes; and

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

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

WHEREAS, The contract period extends from October 1, 2023 through September 30, 2026; and

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

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

RESOLVED, That the County Administrator is authorized to sign the FY24 Emergency Management Preparedness Grant (EMPG) agreement with the New York State Division of Homeland Security and Emergency Services, and all other documents necessary to effectuate the purposes of this resolution; and further

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

REGULAR BOARD MEETING - DECEMBER 5, 2024

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

Account	Description	Revenue	Expense
36452416 44389	Homeland Security Grant	\$44,589.00	
36452416 54260	Consultation and Professional		\$44,589.00
	Total	\$44,589.00	\$44,589.00

RESOLUTION NO. 683-2024

INTERMUNICIPAL COOPERATION AGREEMENT FOR ENHANCED COURT SECURITY SERVICES WITH THE TOWN OF BRISTOL

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

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

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

RESOLVED, That the Ontario County Sheriff's Office is authorized and empowered to enter into an intermunicipal cooperation agreement with the Town of Bristol for the provision of enhanced court security services in that jurisdiction for no more than 5 hours of a part-time deputy per week, not to exceed \$2,307 for the term of January 1, 2025 through December 31, 2025; and further

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

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

RESOLUTION NO. 684-2024

INTERMUNICIPAL COOPERATION AGREEMENT FOR ENHANCED COURT SECURITY SERVICES WITH THE TOWN OF CANANDAIGUA

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

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

REGULAR BOARD MEETING - DECEMBER 5, 2024

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

RESOLVED, That the Ontario County Sheriff's Office is authorized and empowered to enter into an intermunicipal cooperation agreement with the Town of Canandaigua for the provision of enhanced court security services in that jurisdiction for not more than 11 hours of a part-time deputy per month, not to exceed \$13,500 for the term of January 1, 2025 through December 31, 2025; and further

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

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

RESOLUTION NO. 685-2024 INTERMUNICIPAL COOPERATION AGREEMENT FOR ENHANCED LAW ENFORCEMENT SERVICES WITH THE TOWN OF CANANDAIGUA

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

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

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

RESOLVED, That the Ontario County Sheriff's Office is authorized and empowered to enter into an intermunicipal cooperation agreement with the Town of Canandaigua for the provision of enhanced law enforcement services in that jurisdiction for no more than 20 hours of a part-time deputy per week, not to exceed \$20,000 for the term of January 1, 2025 through December 31, 2025; and further

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

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

RESOLUTION NO. 686-2024 INTERMUNICIPAL COOPERATION AGREEMENT FOR ENHANCED COURT SECURITY SERVICES WITH THE TOWN OF EAST BLOOMFIELD

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

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

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

RESOLVED, That the Ontario County Sheriff's Office is authorized and empowered to enter into an intermunicipal cooperation agreement with the Town of East Bloomfield for the provision of enhanced court security services in that jurisdiction for no more than 3.5 hours per week, not to exceed \$10,000 for the term of January 1, 2025 through December 31, 2025; and further

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

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

RESOLUTION NO. 687-2024
INTERMUNICIPAL COOPERATION AGREEMENT FOR ENHANCED COURT
SECURITY SERVICES WITH THE TOWN OF FARMINGTON

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

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

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

RESOLVED, That the Ontario County Sheriff's Office is authorized and empowered to enter into an intermunicipal cooperation agreement with the Town of Farmington for the provision of enhanced court security services in that jurisdiction for no more than 29 hours of a part-time deputy per week, not to exceed \$15,000 for the term of January 1, 2025 through December 31, 2025; and further

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

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

RESOLUTION NO. 688-2024
INTERMUNICIPAL COOPERATION AGREEMENT FOR ENHANCED LAW
ENFORCEMENT SERVICES WITH THE TOWN OF FARMINGTON

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

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

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

RESOLVED, That the Ontario County Sheriff's Office is authorized and empowered to enter into an intermunicipal cooperation agreement with the Town of Farmington for the provision of enhanced law enforcement services in that jurisdiction for no more than 15 hours of a part-time deputy per week, not to exceed \$15,000 for the term of January 1, 2025 through December 31, 2025; and further

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

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

RESOLUTION NO. 689-2024
INTERMUNICIPAL COOPERATION ARGREEMENT FOR ENHANCED LAW
ENFORCEMENT SERVICES WITH THE TOWN OF GENEVA

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

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

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

RESOLVED, That the Ontario County Sheriff's Office is authorized and empowered to enter into an intermunicipal cooperation agreement with the Town of Geneva for the provision of

REGULAR BOARD MEETING - DECEMBER 5, 2024

enhanced law enforcement services in that jurisdiction for no more than 11 hours of a part-time deputy per week or 143 hours in any given quarterly period, not to exceed \$20,000 for the term of January 1, 2025 through December 31, 2025; and further

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

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

RESOLUTION NO. 690-2024 INTERMUNICIPAL COOPERATION AGREEMENT FOR ENHANCED COURT SECURITY SERVICES WITH THE TOWN OF GORHAM

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

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

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

RESOLVED, That the Ontario County Sheriff's Office is authorized and empowered to enter into an intermunicipal cooperation agreement with the Town of Gorham for the provision of enhanced court security services in that jurisdiction for no more than 4 hours of a part-time deputy per week, not to exceed \$8,000.00 for the term of January 1, 2025 through December 31, 2025; and further

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

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

RESOLUTION NO. 691-2024 INTERMUNICIPAL COOPERATION AGREEMENT FOR ENHANCED COURT SECURITY SERVICES WITH THE TOWN OF HOPEWELL

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

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

Town of Hopewell; and

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

RESOLVED, That the Ontario County Sheriff's Office is authorized and empowered to enter into an intermunicipal cooperation agreement with the Town of Hopewell for the provision of enhanced court security services in that jurisdiction for no more than 4 hours of a part-time deputy per week, not to exceed \$10,000 for the term of January 1, 2025 through December 31, 2025; and further

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

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

RESOLUTION NO. 692-2024
INTERMUNICIPAL COOPERATION AGREEMENT FOR ENHANCED COURT
SECURITY SERVICES WITH THE TOWN OF VICTOR

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

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

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

RESOLVED, That the Ontario County Sheriff's Office is authorized and empowered to enter into an intermunicipal cooperation agreement with the Town of Victor for the provision of enhanced court security services in that jurisdiction for no more than 15 hours of a part-time deputy per week, not to exceed \$29,995 for the term of January 1, 2025 through December 31, 2025; and further

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

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

RESOLUTION NO. 693-2024

**INTERMUNICIPAL COOPERATION AGREEMENT FOR ENHANCED LAW
ENFORCEMENT SERVICES WITH THE TOWN OF VICTOR**

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

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

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

RESOLVED, That the Ontario County Sheriff's Office is authorized and empowered to enter into an intermunicipal cooperation agreement with the Town of Victor for the provision of enhanced law enforcement services in that jurisdiction for no more than 17.5 hours of a part-time deputy per week, not to exceed \$25,400 for the term of January 1, 2025 through December 31, 2025; and further

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

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

RESOLUTION NO. 694-2024

**INTERMUNICIPAL COOPERATION AGREEMENT FOR ENHANCED COURT
SECURITY SERVICES WITH THE TOWN OF WEST BLOOMFIELD**

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

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

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

RESOLVED, That the Ontario County Sheriff's Office is authorized and empowered to enter into an intermunicipal cooperation agreement with the Town of West Bloomfield for the provision of enhanced court security services in that jurisdiction for no more than 8 hours of a part-time deputy per week, not to exceed \$15,997 for the term of January 1, 2025 through December 31, 2025; and further

REGULAR BOARD MEETING - DECEMBER 5, 2024

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

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

RESOLUTION NO. 695-2024 EXTENSION AGREEMENT WITH THE TOWN OF CANANDAIGUA FOR THE USE AND OCCUPANCY OF THE BOATHOUSE AT ONANDA PARK

WHEREAS, Resolution No. 254-2017 authorized a contract with the Town of Canandaigua and the Department of Environmental Conservation, Region 8, for use and occupancy of a boathouse and office at Onanda Park, between West Lake Road and Canandaigua Lake in the Town of Canandaigua for the purposes of maintaining the Ontario County Sheriff's Navigation headquarters; and

WHEREAS, There is a need for use and occupancy for 2025; and

WHEREAS, Sufficient funds are budgeted for 2025 to support this agreement; and

WHEREAS, The Original Agreement provides that the County and Town are to mutually agree to a yearly rental fee; and

WHEREAS, Pursuant to provision number 3(A) of the Original Agreement the Town and County have mutually agreed on a rental fee of \$3,600 per year for the term of January 1, 2025 through December 31, 2025; and

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

RESOLVED, That upon review and approval by the County Attorney as to form, this Board of Supervisors approves the extension to the agreement with the Town of Canandaigua; and further

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

RESOLUTION NO. 696-2024 AWARD OF CONTRACT WITH DIAMOND DRUGS, INC. FOR THE PURCHASE OF PRESCRIPTION DRUGS AND PHARMACEUTICALS AT THE ONTARIO COUNTY JAIL - R24076

WHEREAS, The Purchasing Department issued a Request for Proposals (R24076) for the purchase of Prescription Drugs and Pharmaceuticals at the Ontario County Jail; and

WHEREAS, The County spends approximately \$318,000 annually on prescription drugs and pharmaceuticals; and

REGULAR BOARD MEETING - DECEMBER 5, 2024

WHEREAS, The proposals have been reviewed by the Purchasing Department and the Ontario County Jail, both agree it is in the County's best interest to award to Diamond Drugs, Inc.; and

WHEREAS, The Public Safety Committee recommends the award be made to Diamond Drugs, Inc.; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors approves an agreement with Diamond Drugs, Inc., 645 Kolter Drive, Indiana, PA 15701 at a 24% discount off "average wholesale price" for brand name drugs and a 94.5% discount off "average wholesale price" for generic brand drugs at a cost not to exceed \$318,000 for the term of January 1, 2025 through December 31, 2025 and may be renewed for up to four (4) additional (12) month periods if mutually agreeable by both parties and by annual resolution of the Ontario County Board of Supervisors; and further

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

RESOLUTION NO. 697-2024 AUTHORIZING THE SHERIFF'S OFFICE TO CONTRACT WITH FLACRA FOR COUNSELING SERVICES FOR INCARCERATED INDIVIDUALS AT THE ONTARIO COUNTY JAIL

WHEREAS, Pursuant to Resolution No. 823-2023, the Ontario County Sheriff's Office contracted with FLACRA (Finger Lakes Area Counseling & Recovery Agency) 28 East Main Street, Clifton Springs, NY 14432 for Counseling Services for the Incarcerated Individuals of Ontario County Jail for the term of January 1, 2024 through December 31, 2024; and

WHEREAS, Upon discussion with the Sheriff's Office, the County Purchasing Department recommends continuing with FLACRA's services through 2025 without releasing a Request for Proposal due to FLACRA being the only qualified provider in the region for the necessary services; and

WHEREAS, FLACRA is willing to continue said services per fee schedule not to exceed \$60,000 for the term of January 1, 2025 through December 31, 2025; and

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

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

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves a contract with FLACRA for Counseling Services for Incarcerated Individuals at Ontario County Jail for the term of January 1, 2025 through December 31, 2025; and further

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

RESOLUTION NO. 698-2024 AUTHORIZING THE SHERIFF'S OFFICE TO CONTRACT WITH

**FLACRA FOR TRANSITION CASE MANAGER SERVICES FOR
INCARCERATED INDIVIDUALS AT THE ONTARIO COUNTY JAIL**

WHEREAS, Pursuant to Resolution No. 756-2023, the Ontario County Sheriff's Office contracted with FLACRA (Finger Lakes Area Counseling & Recovery Agency) 28 East Main Street, Clifton Springs, NY 14432 for Transition Case Manager Services for the Incarcerated Individuals of Ontario County Jail for the term of January 1, 2024 through December 31, 2024; and

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

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

WHEREAS, Upon discussion with the Sheriff's Office, the County Purchasing Department recommends continuing with FLACRA's services through 2025 without releasing another Request for Proposal; and

WHEREAS, FLACRA is willing to continue said services at a contract cost not to exceed \$75,000 for the term of January 1, 2025 through December 31, 2025; and

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

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

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves a contract with FLACRA for Transition Case Manager Services for Incarcerated Individuals at Ontario County Jail for the term of January 1, 2025 through December 31, 2025; and further

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

The foregoing block of nineteen resolutions passed. Yes; 21, No; 0; Abstained; 0
Supervisor Kennedy abstained from Resolution Nos. 680-2024 and 681-2024

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

**RESOLUTION NO. 699-2024
REAPPOINTMENT OF JOHN E. YANNOTTI
DIRECTOR, EMERGENCY MANAGEMENT OFFICE**

WHEREAS, The term of appointment for Mr. John E. Yannotti, Director, Emergency Management Office will expire on December 31, 2024; and

WHEREAS, The County Administrator has completed the performance review process with Mr. Yannotti and recommends reappointment; and

REGULAR BOARD MEETING - DECEMBER 5, 2024

WHEREAS, The Public Safety Committee has approved this recommendation; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby reappoints Mr. John E. Yannotti to the position of Director, Emergency Management Office for a term of two years to commence January 1, 2025; and further

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

Passed. Yes; 21, No; 0, Abstained; 0

Public Works Committee

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

RESOLUTION NO. 700-2024 CAPITAL PROJECT NO. H104-24 AUTHORIZATION TO CLOSE PROJECT FLCC PHYSICAL PLANT EQUIPMENT CAPITAL PROJECT

WHEREAS, Resolution No. 389-2024 established Capital Project No. H104-24 as the FLCC Physical Plant Equipment Capital Project; and

WHEREAS, The 2024-2025 New York State Budget authorized state funding in the amount of Forty Thousand Dollars (\$40,000.00) by the State of New York through the State University of New York (SUNY) and Forty Thousand Dollars (\$40,000.00) from the Ontario County Strategic Investment Fund; and

WHEREAS, Ontario County advanced the local share amount of Forty Thousand Dollars to FLCC; and

WHEREAS, After discussion between Ontario County and FLCC and approval from SUNY, it was determined that FLCC staff would perform all tasks associated with the capital project and would purchase the equipment items and submit reimbursement claims to SUNY and the reimbursement payments would be sent directly to FLCC; and

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

RESOLVED, That Capital Project No. H104-24 be, and hereby is, closed; and further

RESOLVED, That the Department of Finance is authorized to make all necessary accounting entries to effect the transfer of funds and the closing of Capital Project No. H104-24; and further

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

**RESOLUTION NO. 701-2024
CAPITAL PROJECT H033-16
AWARD BID B24042 AND CONTRACT WITH INTIVITY
TO PURCHASE AND INSTALL FURNITURE
SPACE REORGANIZATION AND SECURITY ENHANCEMENT
OF ONTARIO COUNTY HUMAN SERVICES BUILDING PROJECT**

WHEREAS, Resolution No. 375-2016 established Capital Project No. 02-16, Space Reorganization and Security Enhancement of Ontario County Human Services Building Project, now known as Capital Project No. H033-16 (the Project); and

WHEREAS, The Board wishes to authorize a contract and make funds available to purchase and install furniture needed for all phases of the Project; and

WHEREAS, Ontario County Purchasing Department duly advertised, and opened bids for furniture in the Human Services Building. FF & E for Human Services Building as Bid B24042; and

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

WHEREAS, The Department of Public Works would like to order the furniture soon after January 1, 2025; and

WHEREAS, Funding is available in the 2025 budget; and

WHEREAS, The Public Works Committee recommends the Board authorize execution of a contract with Intivity, Inc 106 Despatch Dr, East Rochester, NY 14445 (the Vendor) to purchase and install furniture for all phases of the Project; and

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

RESOLVED, That in January 2025, pursuant to the County Operating Budget and Capital Improvement Plan, both of which were adopted on the November 14, 2024 Board of Supervisors meeting, \$1,600,000.00 will be appropriated from Fund Balance; and further

RESOLVED, That in January 2025, pursuant to the County Operating Budget and Capital Improvement Plan, both of which were adopted on the November 14, 2024 Board of Supervisors meeting, \$500,000.00 funded from the tax levy will be available for the project; and further

RESOLVED, That subject to review and approval by the County Attorney's office as to form, the Board hereby authorizes a contract with Intivity, Inc 106 Despatch Dr, East Rochester, NY 14445 to purchase and install furniture for all phases of the Project for an amount not to exceed one million, one hundred ninety-seven thousand, three hundred forty-eight dollars and eight Cents (\$1,197,348.08); and further

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

REGULAR BOARD MEETING - DECEMBER 5, 2024

RESOLVED, That costs for this contract will be paid out of budget line item HHH03316 52100 Furniture and Furnishings; and further

RESOLVED, That the term of the Contract will be from December 6, 2024, to December 31, 2026; and further

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

RESOLVED, That the Department of Finance is directed to make all necessary budgetary and accounting entries after January 1, 2025 to effectuate the intent of this resolution for a total project budget of Twenty Five Million Dollars (\$25,000,000.00); and further

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

RESOLUTION NO. 702-2024 AUTHORIZATION TO LEASE OFFICE SPACE AT 32 NORTH MAIN STREET

WHEREAS, The County wishes to lease space to house the District Attorney's office; and

WHEREAS, 32 NMS LLC of 100 Savannah Street, Rochester, NY 14607 (the Landlord) has agreed to renovate and then lease to the County 9,040 sf of office space at 32 North Main Street in Canandaigua for said purpose; and

WHEREAS, County staff have negotiated the terms of a 5-year lease to begin at the substantial completion date and no later than September 1, 2025 with options for renewal and are recommending the Board authorize its execution; and

WHEREAS, Sufficient funds have been allocated to the approved 2025 District Attorney's operating budget to make lease payments; and

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

RESOLVED, That subject to review and approval by the County Attorney's office as to form, the Board hereby authorizes the County Administrator, or their designee, to execute said lease with the Landlord and all other documents necessary to effect the intent of this resolution; and further

RESOLVED, That costs for this lease will be paid out of budget line AA1165 54332 of the District Attorney's budget.

RESOLUTION NO. 703-2024 CAPITAL PROJECT NO. H033-16 AUTHORIZATION TO ENTER INTO AMENDMENT AGREEMENT WITH RGRTA

WHEREAS, Ontario County elected to become a participating member of the Rochester-

REGULAR BOARD MEETING - DECEMBER 5, 2024

Genesee Regional Transportation District by adoption of Resolution No. 235-2014; and

WHEREAS, The Rochester-Genesee Regional Transportation Authority (RGRTA), as the governing body of the Rochester-Genesee Regional Transportation District operates the County Area Transportation System (CATS) that does business as RTS-Ontario that operates the public mass transportation bus system in Ontario County; and

WHEREAS, Resolution No. 444-2014 approved a joint service agreement wherein RGRTA and RTS-Ontario were granted the right to operate and use certain portions of the County Transportation Center building (CTC) and site located on County property at 2930 County Road 48 in the Town of Hopewell; and

WHEREAS, During the demolition and renovation work at Building 3010 contemplated as part of this Capital Project, it would be advantageous to move offices for the County Veteran's Service Office out of Building 3010; and

WHEREAS, Pursuant to said joint service agreement, along with other spaces and areas RGRTA and RTS-Ontario currently have sole use of rooms 109, 110 and 111 at the CTC, which were designed as office space and are solely for occasional staff trainings and meetings; and

WHEREAS, RGRTA and RTS-Ontario are willing to allow the County exclusive use of rooms 109, 110 and 111 at the CTC for the expected duration of the demolition and renovation work at Building 3010 in exchange for reducing the percentage of utility costs charged to RGRTA and RTS-Ontario from 50% to 47% and providing RGRTA and RTS-Ontario occasional use of the meeting rooms at the Ontario County Safety Training Facility for staff training and meetings; and

WHEREAS, A draft Amendment Agreement modifying said joint service agreement between the County, RGRTA and RTS-Ontario in accordance with this resolution is on file with the Clerk of this Board; and

WHEREAS, Rooms 109, 110 and 111 at the CTC were constructed using Federal Transit Authority and State funding intended to support public transit, meaning permission to use said rooms for anything other than for public transit use requires the approval of the New York State Department of Transportation; and

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

RESOLVED, That subject to the approval of the County Attorney as to form and subject to receipt of a letter of approval from the New York State Department of Transportation to allow the temporary use of Rooms 109, 110 and 111 at the CTC for non-public transit use, the amendment agreement between the County and the RGRTA and CATS d/b/a RTS-Ontario concerning the County's use of said rooms at the CTC to temporarily house the offices of the Ontario County Veteran's Service Office during the demolition and renovations of Building 3010 commencing on April 12, 2024 and terminating no later than March 31, 2026 is hereby approved; and further

RESOLVED, That the County Administrator be and hereby is authorized and empowered to execute said amendment agreement with Rochester-Genesee Regional Transportation District that operates the County Area Transportation System, doing business as RTS-Ontario.

REGULAR BOARD MEETING - DECEMBER 5, 2024

The foregoing block of four resolutions passed. Yes; 21, No; 0; Abstained; 0

Supervisor Jared Simpson offered the following three resolutions as a block and moved for its adoption, seconded by Supervisor William Wellman:

**RESOLUTION NO. 704-2024
AMEND CAPITAL PROJECT NO. H051-18
FOR CHANGE ORDER WITH SCHULER-HAAS ELECTRICAL CORP.**

WHEREAS, Resolution No. 786-2018 created Capital Project No. 06-2018, SCADA System Installation, now known as Capital Project No. H051-18; and

WHEREAS, Resolution No. 547-2024 awarded the construction contract to Schuler-Haas Electrical Corp. for a total contract amount of \$558,716; and

WHEREAS, A bid discrepancy was found after the contract was awarded, resulting in a Change Order in the amount of \$132,600; and

WHEREAS, The Public Works Committee has reviewed and approved the Change Order; and

WHEREAS, Funds exist in the Sewer District Equipment Reserves; and

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

RESOLVED, That the following budget transfer be, and hereby is, approved:

Account	Description	Revenue	Expense
G19950 59000	Interfund Transfers	\$0	+\$79,560
G1 30511 BR802	Equipment Reserve	+\$79,560	\$0
G49950 59000	Interfund Transfers	\$0	+\$53,040
G4 30511 BR800	Equipment Reserve	+\$53,040	\$0

and further

RESOLVED, That the budget for Capital Project No. H051-18 is hereby amended as follows:

Line	Description	Current Budget	Change	Revised Budget
Expenditures:				
HHH05118 54991	General Construction	\$164,400	\$0	\$164,400
HHH05118 54493	Electrical	\$558,716	+\$132,600	\$691,316
HHH05118 54495	Architecture & Engineering	\$825,249	\$0	\$825,249
HHH05118 54731	Contingency	\$0	\$0	\$0
HHH05118 54743	Change Order	\$55,871	\$0	\$55,871

REGULAR BOARD MEETING - DECEMBER 5, 2024

	Contingency			
HHH05118 54865	Administration	\$1,000	\$0	\$1,000
Revenue:				
HHH05118 45031	Interfund Revenue	\$1,605,236	+\$132,600	\$1,737,836

and further

RESOLVED, That the updated contract amount will be \$691,316; and further

RESOLVED, That the Department of Finance is hereby authorized to make any and all budgetary and accounting entries to effect the intent of this resolution for a total project budget of One Million Seven Hundred Thirty Seven Thousand Eight Hundred Thirty-Six dollars (\$1,737,836); and further

RESOLVED, That copies of this resolution be sent by the Clerk of this Board to Schuler-Haas Electric Corp., 240 Commerce Drive Rochester, NY 14623, and Arcadis of New York, Inc., 100 Chestnut Street, Suite 1020, Rochester, NY 14604, and a certified copy of this resolution be sent by the Clerk of this Board to the Department of Finance.

RESOLUTION NO. 705-2024
AMEND RESOLUTION NO. 35-2024
AGREEMENT WITH ENVIRONMENTAL FACILITIES CORPORATION
TO ADMINISTER ROUND 4 OF THE
NEW YORK STATE SEPTIC SYSTEM REPLACEMENT FUND

WHEREAS, Resolution No. 35-2024 accepted funding from the New York State Environmental Facilities Corporation (NYSEFC) to administer the New York State Septic System Replacement Fund Round 4; and

WHEREAS, Resolution No. 35-2024 authorized the Chairman of the Board to execute any and all agreements and documents related to the participation of this funding; and

WHEREAS, It is not practical for the Chairman of the Board to sign these documents given the frequency and volume which will need to be signed; and

WHEREAS, It is appropriate for the County Administrator to sign documents related to execution of agreements or amendments; and

WHEREAS, It is appropriate for the Commissioner of Public Works to sign documents related to reimbursement requests; and

WHEREAS, The Public Works Committee has discussed this change and agrees to these changes; now, therefore, be it

RESOLVED, That the County Administrator is hereby authorized to sign documents related to execution of agreements or amendments with the New York State Environmental Facilities Corporation pursuant to the New York State Septic System Replacement Fund; and further

REGULAR BOARD MEETING - DECEMBER 5, 2024

RESOLVED, That the Commissioner of Public Works is authorized to sign documents related to reimbursement requests; and further

RESOLVED, That a copy of this resolution be sent by the Clerk of this Board to the Ontario County Soil & Water Conservation District.

**RESOLUTION NO. 706-2024
CAPITAL PROJECT NO. H056-19
HONEOYE LAKE WASTEWATER TREATMENT PLANT IMPROVEMENTS
BUDGET AMENDMENT**

WHEREAS, Resolution No. 299-2019 created Capital Project No. 05-2019, Honeoye Lake Wastewater Treatment Plant Improvements Project, (the “Project”) now identified as Capital Project No. H056-19; and

WHEREAS, The latest budget amendment, Resolution No. 505-2022 amended the total Capital Project No. H056-19 budget to Ten Million One Hundred Fifty Thousand Dollars (\$10,150,000); and

WHEREAS, This Board of Supervisors has allocated \$1,500,000 in Federal American Rescue Plan Act (ARPA) funding for these improvements; and

WHEREAS, Some costs for this project were paid for through the Honeoye Lake County Consolidated Sewer District operating budget and should be reflected in the overall cost of this project; and

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

RESOLVED, That the budget for Capital Project No. H0596-19 be amended as follows:

Line	Description	Current Budget	Change	Revised Budget
Appropriations:				
HHH05619 54260	Consultation & Professional	\$1,663,643.00		\$1,663,643.00
HHH05619 54444	Financing of Debt	\$40,000.00		\$40,000.00
HHH05619 54491	General Construction	\$7,022,881.70		\$7,022,881.70
HHH05619 54493	Electrical	\$1,062,075.71		\$1,062,075.71
HHH05619 54495	Architectural & Engineering	\$0.00	\$487,500.00	\$487,500.00
HHH05619 54521	HVAC	\$74,010.59		\$74,010.59
HHH05619 54743	Change Order Contingency	\$287,389.00		\$287,389.00

REGULAR BOARD MEETING - DECEMBER 5, 2024

Revenues:				
HHH05619 43901	State Aid	\$5,831,875.00		\$5,831,875.00
HHH05619 44089	ARPA Funds	\$1,012,500.00	\$487,500.00	\$1,500,000.00
HHH05619 45031	Interfund Transfer	\$30,000.00		\$30,000.00
HHH05619 45710	Serial Bonds	\$3,275,625.00		\$3,275,625.00

and further

RESOLVED, That the Honeoye Lake County Consolidated Sewer District operating budget be reimbursed \$487,500 in costs for which the operating budget paid; 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 Ten Million Six Hundred Thirty-Seven Thousand Five Hundred Dollars (\$10,637,500); and further

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

The foregoing block of three resolutions passed. Yes; 21, No; 0; Abstained; 0

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

RESOLUTION NO. 707-2024 ACCEPTANCE OF QUOTE Q24087 FOR LEASE OF COUNTY PROPERTY

WHEREAS, The Purchasing Department has solicited and received quotes (Q24087) for said lease of county property; and

WHEREAS, Kyle Coryn of 3171 Freshour Road, Canandaigua, New York, 14424 was the only responsive quoter; and

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

RESOLVED, The Ontario County Board of Supervisors hereby authorizes the acceptance of this quote from Kyle Coryn commencing on January 1, 2025 and ending on December 31, 2025 per the tabulation sheets on file with the Clerk of this Board; and further

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

RESOLUTION NO. 708-2024 AUTHORIZATION TO USE THE ON-DEMAND CONSTRUCTION SERVICES OF PIKE CONSTRUCTION SERVICES FOR WORK RELATED TO REPAIRS TO THE SHERIFF'S EVIDENCE STORAGE AREA OF 212 SALTONSTALL STREET

REGULAR BOARD MEETING - DECEMBER 5, 2024

WHEREAS, The County's Capital Improvement Plan provides for the construction of equipment cold stage facilities, including that of the Sheriff and evidence in the custody of the Sheriff, in FY 2026; and

WHEREAS, The equipment of the Sheriff including evidence in the Sheriff's custody is currently housed at 212 Saltonstall Street; and

WHEREAS, The condition of the exterior walls of the Sheriff's evidence storage area at 212 Saltonstall Street have deteriorated and are in need of immediate repair; and

WHEREAS, The 2024 Capital Improvement Plan has adequate funds to accomplish the necessary repairs now; and

WHEREAS, Pike Construction Services was awarded bid B21086, recently renewed per Resolution No. 646-2024, for on demand construction services for the County; and

WHEREAS, Ontario County Public Works solicited a proposal from Pike Construction Services for repairs to the Sheriff's evidence storage area; and

WHEREAS, Pike Construction Services has provided a proposal for these services for a not-to-exceed fee of \$66,750 in accordance with their on-demand contract terms; and

WHEREAS, The total cost is estimated to be \$80,000 which includes a contingency of \$13,250; 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 Ontario County Board of Supervisors hereby authorizes the contract with Pike Construction Services, of 1 Circle Street, Rochester, New York, 14607, at a cost not to exceed \$66,750; and further

RESOLVED, That the contract will commence on December 1st, 2024, and will expire on June 1st, 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 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 Pike Construction Services and all other documents necessary to effectuate the purposes of this resolution; and further

REGULAR BOARD MEETING - DECEMBER 5, 2024

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 a certified copy of this resolution be sent by the Clerk of this Board to the Pike Construction Services in care of Daniel Sinnott at email address, sinnd@pikeco.com.

RESOLUTION NO. 709-2024 ACCEPTANCE OF RENEGOTIATED PRICING FOR ONTARIO AND WAYNE COUNTIES PURCHASE OF ROAD SALT MATERIALS

WHEREAS, Neighboring counties have for many years solicited bids for road salt materials and received lower pricing than what is available through NYS Office of General Services (OGS) Statewide salt bid; and

WHEREAS, The town highway superintendents' associations for Ontario and Wayne counties requested assistance from Ontario County Department of Public Works ("Public Works") in the preparation of a material and services bid for road salt materials; and

WHEREAS, Public Works staff has worked collaboratively with the town highway superintendents' associations to prepare a material and services bid for road salt materials for the 2024-2025 winter season; and

WHEREAS, Resolution No. 241-2024 awarded a road salt material and services bid B24022 for the purchase of road salt for Ontario and Wayne Counties to American Rock Salt Co., LLC (ARSC); and

WHEREAS, Based on subsequent NYS OGS bid results, County staff have contacted ARSC to renegotiate the road salt pricing awarded by Resolution No. 241-2024; and

WHEREAS, ARSC has offered renegotiated pricing for Road Salt and Treated Road Salt, Type 2 as follows:

Item No.	Description	Unit	Original Unit Price Bid	Renegotiated Unit Price Bid
1	Road Salt	Ton	\$58.75	\$52.00
3	Treated Road Salt, Type 2	Ton	\$76.75	\$72.00
4	Storage Charges, 9/1 to 12/31	Ton/Month	\$3.00	\$3.00
5	Storage Charges after 12/31	Ton/Month	\$3.00	\$3.00

and

WHEREAS, ARSC has provided the renegotiated pricing with a request that the bids automatically renew for the next two (2) twelve-month periods (September 1st to August 31st) on the same terms and conditions as set forth in the Contract Documents with applicable price adjustments year over year; and

WHEREAS, Ontario and Wayne Counties and ARSC agree that price adjustments for the

REGULAR BOARD MEETING - DECEMBER 5, 2024

renewals shall not exceed the percentage change of the Producer Price Index, for Rock Salt (Series ID: PCU2123902123905) as published by the US Department of Labor, Bureau of Labor Statistics for the most recent 12-month period, based on the available data at the time of renewal; and

WHEREAS, Each purchasing agency using said bid will provide a new filed requirement each year to ARSC and Ontario County on or before June 1st to establish minimum purchase requirements per the Contract Documents; and

WHEREAS, A credit will be provided by ARSC to all purchasing agencies who purchased salt at the original bid amounts; now, therefore, be it

RESOLVED That the Ontario County Board of Supervisors hereby authorizes modification of its award of bid B24022 to American Rock Salt Co., LLC, as originally outlined in Resolution No. 241-2024, to reflect the renegotiated prices, as listed below:

Item No.	Description	Unit	Renegotiated Unit Price Bid
1	Road Salt	Ton	\$52.00
3	Treated Road Salt, Type 2	Ton	\$72.00
4	Storage Charges, 9/1 to 12/31	Ton/Month	\$3.00
5	Storage Charges after 12/31	Ton/Month	\$3.00

and further

RESOLVED, The award of bid B24022 is further modified to reflect automatic renewal for the next two (2) twelve-month periods (September 1st to August 31st) on the same terms and conditions as set forth in the Contract Documents with applicable price adjustments year over year; and further

RESOLVED, The price adjustments for the renewals shall not exceed the percentage change of the Producer Price Index, for Rock Salt (Series ID: PCU2123902123905) as published by the US Department of Labor, Bureau of Labor Statistics for the most recent 12-month period, based on the available data at the time of renewal; and further

RESOLVED, Each purchasing agency using said bid will provide a new filed requirement each year to ARSC and Ontario County on or before June 1st to establish minimum purchase requirements per the Contract Documents; and further

RESOLVED, A credit will be provided by ARSC to all purchasing agencies who purchased salt at the original bid amounts; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to American Rock Salt Co., LLC.

The foregoing block of three resolutions passed. Yes; 21, No; 0; Abstained; 0

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

Approved Minutes

REGULAR BOARD MEETING - DECEMBER 5, 2024

**RESOLUTION NO. 710-2024
RESOLUTION TO ADOPT LOCAL LAW NO. 13 (INTRO.) OF 2024**

WHEREAS, A public hearing having been held on November 14, 2024, during the meeting of the Ontario County Board of Supervisors, for public input on a proposed local law entitled “A Local Law Known as the Ontario County Sewer Rents Local Law, As Amended”; and

WHEREAS, All public objection or comment presented at the public hearing, if any, having been heard and considered; now, therefore, be it

RESOLVED, That Local Law No. 13 (Intro.) of 2024, the Ontario County Sewer Rents Local Law, As Amended, is hereby adopted.

**RESOLUTION NO. 711-2024
RESOLUTION TO ADOPT AMENDMENTS TO
THE SEWER CHARGES FOR THE ROUTE 332 COUNTY SEWER DISTRICT**

WHEREAS, Resolution No. 878-88 established sewer charges for the Route 332 County Sewer District; and

WHEREAS, The actual costs for this District have increased; and

WHEREAS, A public hearing having been held on November 14, 2024, during the meeting of the Ontario County Board of Supervisors, for public input on a proposed resolution amending the sewer rents; and

WHEREAS, All public objection or comment presented at the public hearing, if any, having been heard and considered; and

WHEREAS, The Ontario County Board of Supervisors recommends amending Article VI, Section 6.1 of the Benefits Charge Formula and proposed charges attached to Resolution No. 878-88; now, therefore, be it

RESOLVED, That Article VI, Section 6.1 be amended as follows: “For premises within the Route 332 Extension of the Canandaigua Lake County Sewer District, a benefit charge of Three Hundred Forty-Four Dollars (\$344.00) per year per Equivalent Unit”; and further

RESOLVED, That the benefit charge provided for herein shall take effect the first day of the first billing quarter following adoption; and further

RESOLVED, That a certified copy of this resolution be sent to the Department of Finance and the Department of Public Works.

**RESOLUTION NO. 712-2024
AWARD BID B24090 TO SENECA POLE BARN, LLC.
FOR THE CONSTRUCTION OF GARAGE AT CARETAKERS'
RESIDENCE AT ONTARIO COUNTY PARK AT GANNETT HILL**

WHEREAS, The Purchasing Department solicited bids for (B24090), Garage Build at Gannett

REGULAR BOARD MEETING - DECEMBER 5, 2024

Hill Park; and

WHEREAS, Upon review, it has been determined that Seneca Pole Barns, LLC., was the apparent lowest responsive, responsible bidder with a base bid (Item 1.) price of \$93,000.00; and

WHEREAS, Seneca Pole Barns, LLC., was also the apparent lowest responsive, responsible bidder, with optional items 2.a, b, c, d, & e. totaling \$23,076.80, bringing the total bid to \$116,076.80; and

WHEREAS, With a project contingency of \$6,000.00, the total project cost is estimated to be \$122,076.80; and

WHEREAS, There are adequate funds in Parks 2024 Capital Improvement Plan budget to fund the garage build at the caretakers residence, with Seneca Pole Barns, LLC.; and

WHEREAS, On review and recommendation of Ontario County Public Works, it is in the County's best interest to award the bid to Seneca Pole Barns, LLC; and

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

RESOLVED, That upon review and approval of the County Attorney as to form, the Ontario County Board of Supervisors hereby awards Bid B24090 to Seneca Pole Barns, LLC., of 4145 County Road 17, Canandaigua, NY 14424, for a cost of \$122,076.80 per the bid tabulation sheet on file with the Clerk of the Board; and further

RESOLVED, That the contract shall commence on December 9, 2024, and will expire on December 8, 2025; and further

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

RESOLVED, That the Commissioner of Public Works is authorized to make 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 Seneca Pole Barns, LLC. 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 a certified copy of this resolution be sent by the Clerk of this Board to Seneca Pole Barns, LLC. C/O Leslie Newschwanger at email address senecapolebarns@gmail.com.

The foregoing block of three resolutions passed. Yes; 21, No; 0; Abstained; 0

REGULAR BOARD MEETING - DECEMBER 5, 2024

Ways & Means Committee

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

RESOLUTION NO. 713-2024 2024 STANDARD WORK DAYS FOR COUNTY CLERK JEAN CHRISMAN FOR RETIREMENT PURPOSES

WHEREAS, The New York State and Local Employees' Retirement System, pursuant to NYS Comptroller's Regulation 315.4, requires that a standard workday be established for retirement credit purposes; and

WHEREAS, Resolution No. 296-2024 approved a three month ROA for Ms. Chrisman and other elected officials; and

WHEREAS, After a review by NYS Retirement, it was found that months that had five weeks would short Ms. Chrisman's days work; and

WHEREAS, To more accurately reflect Ms. Chrisman's days work per month Ms. Chrisman has submitted a four month ROA; and

WHEREAS, The Ways and Means Committee has reviewed and recommends establishment of standard work days for Ms. Chrisman; now, therefore, be it

RESOLVED, That this Board hereby establishes the following as standard work days for listed elected officials; and further

RESOLVED, That this Board will report the following days worked in the New York State Employees' Retirement System based on the record of activities maintained and submitted by these officials, who are members of the Retirement System and are not part of an acceptable time keeping system, to the Clerk to the Board:

Title	Standard Work Day	Name	Registration #	Current Term	Record of Activity	2/3 Pays/26 Pays/Year
County Clerk	7.5	Jean Chrisman	R10290627	01/01/2024-12/31/2027	24.47	20/30

RESOLUTION NO. 714-2024 RESOLUTION TO CREATE A TEMPORARY POSITION OF COOK (COUNTY) (DBL)

WHEREAS, Sheriff David Cirencione, has filed a New Position Duties Statement with the Director of Human Resources for a position he would like to create temporarily during the disability of a Cook (County) in the Office of Sheriff; and

WHEREAS, Said position has been classified as Cook (County) (DBL) by Personnel Officer Certification No.85-2024; and

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

RESOLVED, That the temporary, full-time position of Cook (County)(DBL) be created, without benefits, effective upon adoption for a period not to exceed 90 days; and further

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

RESOLVED, That sufficient funding exists within the Office of Sheriff's budget for this position.

**RESOLUTION NO. 715-2024
AUTHORIZING DEFERRED COMPENSATION PLAN FUND CHANGES**

WHEREAS, As a 457 and 401(a) Deferred Compensation Plan (the Plan) Sponsor, Ontario County has the option from time-to-time to make revisions and adopt certain Plan amendments and provisions to the Plans; and

WHEREAS, Through recent negotiations with several collective bargaining units, Ontario County has agreed to increase the Counties' contribution to the employees' 401(a) savings accounts; and

WHEREAS, It is necessary to amend the 401(a) Plan to authorize these contributions; and

WHEREAS, The Deferred Compensation Plan Committee and the Ways and Means Committee have reviewed and approved the proposed changes and recommend their adoption; now, therefore, be it

RESOLVED, The Ontario County 401(a) Plan shall be amended to replace the following sections:

6B-2(f)(1):

- (f) Different Employee Groups. The Employer may make a different Matching Contribution to the Employee Groups designated under subsection (1) below. The Matching Contribution will be allowed separately to each designated Employee group in accordance with the formula designated under subsection (2) below. [Note-Each group designation must describe a group of employees, which is definitely determinable with no Employer designation.]
1. Designated Employee Groups:
 1. Group 1: Employees classified as Managerial/Confidential and excluded from any collective bargaining agreement;
 2. Group 2: All Elected officials who receive compensation from Ontario County;
 3. Group 3: All employees in titles covered by the Ontario County Civil Service Employees Association, Inc., Local 1000, AFSCME-CIO, Local 835, Ontario County Unit 7850 (C.S.E.A);

4. Group 4: All employees in titles covered by the Ontario County Sheriff General Unit;
5. Group 5: All employees in titles covered by the Ontario County Police Benevolent Association (generally full and part-time County Police Officers, County Police Sergeants, and County Investigators);
6. Group 6: All employees in the titles of County Police Lieutenant and Corrections Lieutenant in the Ontario County Sheriff's Office.

6B-4(c):

- (c) Special Limits Applicable to Matching Contributions. The Limits on the amount of the Eligible Contributions are as follows:
 1. Group 1: 3%.
 2. Group 2: 3%
 3. Group 3: 3%
 4. Group 4: All employees in titles covered by the Ontario County Sheriff General Unit: 3%
 5. Group 5: 3%
 6. Group 6: 3%; and further

RESOLVED, That copies of this resolution be sent by the Clerk of this Board to the Director of Human Resources as Chairperson of the Deferred Compensation Committee and a certified copy of this resolution be sent to Mr. Jay O'Brien, Corebridge Financial, 307 Fellowship Road, Suite 205, Mount Laurel, NJ 08054.

The foregoing block of three resolutions passed. Yes; 21, No; 0; Abstained; 0

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

**RESOLUTION NO. 716-2024
AUTHORIZING MEMORANDUM OF AGREEMENT NO. 3-2024
WITH ONTARIO COUNTY EMPLOYEES' UNIT, LOCAL 835,
CIVIL SERVICES EMPLOYEES' ASSOCIATION, INC.
RELATED TO EMPLOYEES' ANNUAL LEAVE BANKS**

WHEREAS, Ontario County is currently a party to a labor agreement with the Ontario County and Ontario County Employees' Unit, Local 835, Civil Services Employees' Association, Inc. (C.S.E.A.), with said Agreement expiring December 31, 2026; and

WHEREAS, Section 7.5 of the parties Agreement sets forth the maximum amount of annual leave banks and the transition to the maximum amount in 2025; and

WHEREAS, The parties agree the contract language needs to be clarified further to establish the specific dates when the annual leave caps will be applied to the employees' banks; and

WHEREAS, Ontario County and C.S.E.A have reached an Agreement that the current language would be administratively difficult for the County and possibly detrimental to the employees and

REGULAR BOARD MEETING - DECEMBER 5, 2024

both parties would be better served by adjusting the annual leave banks at the end of each quarter in 2025 rather than on an employee's anniversary date of hire, similar to how step adjustments are administered; and

WHEREAS, The Ways and Means Committee recommends the approval of this resolution authorizing the execution of Memorandum of Agreement No. 3-2024 relative to the adjustment of annual leave banks in 2025; now, therefore, be it

RESOLVED, That Memorandum of Agreement No. 3-2024 with C.S.E.A is authorized to be executed by the County Administrator; and further

RESOLVED, That copies of this resolution shall be sent by the Clerk of this Board to Sharon Decker-Clark, President of the C.S.E.A, and to the Director of Human Resources.

RESOLUTION NO. 717-2024

RESOLUTION ADOPTING THE ONTARIO COUNTY BENEFITS MANUAL FOR MANAGERIAL/CONFIDENTIAL EMPLOYEES AND ELECTED OFFICIALS

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

WHEREAS, By Resolution No. 533-1998, the Board of Supervisors amended said policy as it related to health insurance benefits and contributions to provide that the benefits provided to managerial/confidential employees and elected officials should be consistent with the CSEA General Unit; and

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

WHEREAS, Resolution No. 659-2021 adopted the current Benefits Manual for Managerial/Confidential Employees and Elected Officials (Benefits Manual); and

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

WHEREAS, The Ways and Means Committee has recommended adopting a revised Benefits Manual in order to clearly delineate new and modified benefits for this group of employees and continue to provide health insurance and other benefits to them; now, therefore, be it

RESOLVED, That the Board of Supervisors does hereby adopt the attached "Benefits Manual for Managerial/Confidential Employees and Elected Officials", and rescinds all previous versions.

RESOLUTION NO. 718-2024

RESOLUTION AUTHORIZING A MEMORANDUM OF UNDERSTANDING WITH ONTARIO COUNTY, THE ONTARIO COUNTY SHERIFF, AND THE ONTARIO COUNTY POLICE BENEVOLENT ASSOCIATION FOR TRANSITION TO LAG PAYROLL

REGULAR BOARD MEETING - DECEMBER 5, 2024

WHEREAS, Ontario County is currently a party to a labor agreement with the Ontario County Sheriff and the Ontario County Police Benevolent Association (PBA), with said Agreement expiring December 31, 2024; and

WHEREAS, In negotiating a new collective bargaining agreement for January 1, 2025 through December 31, 2027, the parties agreed to transition to a one-week lag pay beginning with payroll #26 this December; and

WHEREAS, A Memorandum of Understanding memorializes the parties' agreement to change a term and conditions of employment and recognizes that implementation of a lag pay will occur as described in the Tentative Agreement for January 1, 2025 through December 31, 2027; and

WHEREAS, The Ways and Means Committee recommends the approval of this resolution authorizing the execution of the Memorandum of Understanding relative to a transition to a one-week lag payroll; now, therefore, be it

RESOLVED, That a Memorandum of Understanding with Ontario County, the Ontario County Sheriff, and the PBA reflecting the parties' understanding that the transition to a one-week lag payroll will occur with payroll #26 in December of 2024, is authorized to be executed by the County Administrator; and further

RESOLVED, That copies of this resolution shall be sent by the Clerk of this Board to Ryan Burnett, Interim President of the PBA and to the Director of Human Resources.

**RESOLUTION NO. 719-2024
RESOLUTION APPROVING THE
COLLECTIVE BARGAINING AGREEMENT 2025-2027
BETWEEN THE COUNTY OF ONTARIO, THE ONTARIO COUNTY SHERIFF,
AND THE ONTARIO COUNTY SHERIFF'S GENERAL UNIT, INC.**

WHEREAS, Negotiating teams representing Ontario County, the Ontario County Sheriff and the Ontario County Sheriff's General Unit, Inc., have reached a tentative agreement on terms and conditions of employment for the period January 1, 2025 through and including December 31, 2027; and

WHEREAS, The original Tentative Agreement stating these terms and conditions has been ratified by the Ontario County Sheriff's General Unit and is on file with the Clerk of this Board; and

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

RESOLVED, That the Chairman of the Board of Supervisors is hereby authorized and directed to execute a collective bargaining agreement, incorporating the terms and conditions of employment set forth in the Tentative Agreement between Ontario County, the Ontario County Sheriff, and the Ontario County Sheriff's General Unit, Inc for the period January 1, 2025 through December 31, 2027; and be it further

REGULAR BOARD MEETING - DECEMBER 5, 2024

RESOLVED, That the Clerk shall provide a copy of this resolution to the Ontario County Sheriff's General Unit President, Nicholas Schmitt, the County Administrator, the Director of Human Resources and the County Attorney.

RESOLUTION NO. 720-2024 AUTHORIZING A MEMORANDUM OF UNDERSTANDING WITH ONTARIO COUNTY, THE ONTARIO COUNTY SHERIFF, AND THE ONTARIO COUNTY SHERIFF'S GENERAL UNIT FOR TRANSITION TO LAG PAYROLL

WHEREAS, Ontario County is currently a party to a labor agreement with the Ontario County Sheriff and the Ontario County Sheriff's General Unit (SGU), with said Agreement expiring December 31, 2024; and

WHEREAS, In negotiating a new collective bargaining agreement for January 1, 2025 through December 31, 2027, the parties agreed to transition to a one-week lag pay beginning with payroll #26 this December; and

WHEREAS, A Memorandum of Understanding memorializes the parties' agreement to change a term and conditions of employment and recognizes that implementation of a lag pay will occur as described in the Tentative Agreement for January 1, 2025 through December 31, 2027; and

WHEREAS, The Ways and Means Committee recommends the approval of this resolution authorizing the execution of the Memorandum of Understanding relative to a transition to a one-week lag payroll; now, therefore, be it

RESOLVED, That a Memorandum of Understanding with Ontario County, the Ontario County Sheriff, and the SGU reflecting the parties' understanding that the transition to a one-week lag payroll will occur with payroll #26 in December of 2024, is authorized to be executed by the County Administrator; and further

RESOLVED, That copies of this resolution shall be sent by the Clerk of this Board to Nicholas Schmitt, President of the SGU, and to the Director of Human Resources.

The foregoing block of five resolutions passed. Yes; 21, No; 0; Abstained; 0

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

AUTHORIZATION TO RENEW STOP LOSS INSURANCE POLICY WITH EXCELLUS HEALTH PLAN, INC. FOR 2025

WHEREAS, Ontario County is self-funded for employee medical insurance benefits and stop loss insurance is carried to stabilize the budget and limit the County's liability for large claims; and

WHEREAS, Excellus Health Plan, Inc. has proposed to continue providing stop loss insurance with a \$250,000 per member deductible for claims incurred in 2025 and paid between January 1, 2025 through March 31, 2026 for a premium rate of \$89.73 per contract, per month (\$752,655 estimated annual premium); and

REGULAR BOARD MEETING - DECEMBER 5, 2024

WHEREAS, The proposal includes three members who are laseder with specific individual deductibles between \$400,000 and \$850,000; now, therefore, be it

RESOLVED, That the Board of Supervisors does hereby authorize the renewal of the stop loss insurance policy with Excellus Health Plan, Inc. to cover claims incurred in 2025 and paid between January 1, 2025 through March 31, 2026 with the deductibles described above; and further

RESOLVED, That the Director of Human Resources shall be authorized and empowered to execute this agreement and all other documents necessary to effectuate the purposes of this resolution.

RESOLUTION NO. 721-2024 RESOLUTION REQUESTING STATE LEGISLATION TO RENEW ONTARIO COUNTY SALES TAX

WHEREAS, A special state law was enacted which authorized and empowered Ontario County to impose and renew the additional one-eighth and three-eighths of one percent county sales tax through a period ending November 30, 2025; and

WHEREAS, The Ways and Means Committee now recommends that the Board of Supervisors request that the state allow renewal of the Ontario County sales tax at the same rate as previously approved; now, therefore, be it

RESOLVED, That Ontario County requests the New York State Legislature allow renewal of the Ontario County sales tax at the same rate as previously approved; and further

RESOLVED, That the Clerk of this Board transmit a certified copy of this resolution to Ontario County's representatives in the New York State Legislature: Senators Helming and Brouk, Assemblyman Gallahan, and Assemblywomen Byrnes.

The foregoing block of two resolutions passed. Yes; 21, No; 0; Abstained; 0

After adoption of the above resolution entitled, "Authorization to Renew Stop Loss Insurance Policy with Excellus Health Plan, Inc. for 2025", it was realized that this is the same resolution as Resolution No. 668-2024 adopted earlier in the meeting. Resolution No. 668-2024 was keep as the official adopted resolution to not have a duplicate resolution.

Unfinished Business:

There was no unfinished business to come before the Board.

Adjournment:

On a motion of Supervisor David Baker, seconded by Supervisor Peter Ingalsbe, the Board Of Supervisors meeting was adjourned at 07:57 PM.