

**SIXTEENTH DAY
GENESEE COUNTY LEGISLATURE
OLD COURT HOUSE – 7 MAIN STREET, BATAVIA, NY
MONDAY, SEPTEMBER 27, 2023**

The Genesee County Legislature met in Regular Session on Monday, September 27, 2023 at 4:30 PM in the Legislative Chambers of the Old Courthouse.

Legislator Clattenburg offered to assist with the audit. The prayer was offered by Legislator Yunker followed by the Pledge to the Flag.

Proclamations & Commendations: None

Approval of Minutes: Motion to approve the September 12, 2023 minutes by Legislator Maha seconded by Legislator Dibble, carried unanimously.

Committee & Special Assignment Reports: None

Communications & Petitions: None

Legislator Comments: a resolution was passed by Orleans County in reference to STAMP. This will be litigated in court. No comments due to litigation.

County Manager Report: Matt Landers reported NYC section 8 vouchers are good outside the burrows and immediate. Had a zoom call with NYC commissioner and DSS about the logistics of this new way of getting asylum seekers a place to stay by placing homeless in other counties with vouchers. NYC plans on sending homeless throughout the State. Genesee County struggles with housing as it is for our own individuals. Mr. Landers believes downstate surrounding counties will be utilized first before they will send homeless to this location. This is all in an attempt to make room for asylum seekers. Nearly 110,000 homeless/asylum seekers - 20% would be open to this program that would give eligible individuals cash assistance in other locations other than NYC.

Resolutions:

Consent Agenda Items - Ways And Means:

Legislator Clattenburg motioned for adoption for resolutions 1-21, seconded by Legislator Yunker. Clerk please read resolutions 1-21 of the Ways and Means Committee:

1. 2023 Management Salary Schedule Amendment-Information Technology/Reclassification of IT Operations Analyst I
2. 2023 Letter Of Authorization-Information Technology/County Domain Name Change
3. Surplus Equipment-Treasurer/Plotter
4. 2023 Genesee County Chargebacks To Towns And City Of Batavia-Treasurer/ Real Property
5. Policy Amendment-Human Resources/Genesee County Sexual Harassment Policy
6. 2023 Budget Transfer-Human Resources/Countywide Training
7. Employee Handbook/Budget Transfer/Contract Agreement-Human Resources
8. Set Public Hearing-County Attorney/Proposed Local Law Introductory D of the Year 2023 Regarding 12 and 13 Year Old Licensed Hunters
9. Proposed Local Law Introductory D of the Year 2023, an Amendment to Local Law No. 3 of the year 2021 with regard to 12 and 13 Year Old Licensed Hunters to Hunt Deer with a Firearm or Crossbow during Hunting season with the Supervision of a Licensed Adult
10. Designation of Official Tourism Agency/Genesee County Chamber of Commerce
11. Contract/Budget Amendment-Emergency Management Services /LeRoy Ambulance Service Pre-Hospital Emergency Medical Service
12. 2023 Salary Schedule Amendment/Youth Bureau
13. 2023 Salary Schedule/Budget Amendment-Emergency Management Services/Temporary Financial Management Assistant Position
14. By-Laws Revision, Appointment & Reappointment-Traffic Safety Board

15. Agreement–Sheriff-Jail/Time Warner Cable Northeast, LLC D/B/A Spectrum
16. 2023 Management Salary Schedule Amendment-Highway/Conservation Education Program Coordinator
17. 2023 Budget Amendment – Genesee County Parks - Interpretive Center/Youth Bureau Grant Award
18. Award of Bid – Facility Maintenance/ Sprinkler Inspections
19. 2023 Budget Amendment–Facilities Management/ Boiler Replacement
20. Change Order – Facility Management/ Genesee Justice Stonework
21. Change Order-Genesee County Jail

Clerk please call the roll for resolutions 1 – 21

1-21	Y	N	simple	2/3
1. Klotzbach	absent		16	16
2. Yunker	2		26	26
3. Dibble	X		25	25
4. Hawley	X		31	31
5. Stein	absent		26	26
6. Torrey	X		23	23
7. Deleo	X		17	17
8. Clattenburg	1		18	18
9. Maha	X		18	18
TOTALS	158		200	200
Roll Call			158	
Approval			101	134

Moving onto Public Service Committee under the Consent Agenda:

Legislator Maha motioned for adoption of resolutions 22-23 seconded by Legislator Hawley.

Clerk please read resolutions 22-23 of the Public Service Committee:

22. MOU Renewal – Sheriff / School Resource Officer for Pavilion Central School District
23. Special Event – Dewitt Recreation Area/ Batavia Rotary Trick or Trot 5k Cemetery Run

Clerk please call the roll for resolutions 22-23

22-23	Y	N	simple	2/3
1. Klotzbach	absent		16	16
2. Yunker	X		26	26
3. Dibble	X		25	25
4. Hawley	2		31	31
5. Stein	absent		26	26
6. Torrey	X		23	23
7. Deleo	X		17	17
8. Clattenburg	X		18	18
9. Maha	1		18	18
TOTALS	158		200	200
Roll Call			158	
Approval			101	134

Non-Consent Items

Legislator Clattenburg offered the following Resolution, seconded by Legislator Deleo:

24. County Audit – September 27, 2023

Please take the roll call:

24	Y	N	simple	2/3
1. Klotzbach	absent		16	16
2. Yunker	X		26	26
3. Dibble	X		25	25
4. Hawley	X		31	31
5. Stein	absent		26	26
6. Torrey	X		23	23
7. Deleo	2		17	17
8. Clattenburg	1		18	18
9. Maha	X		18	18
TOTALS	158		200	200
Roll Call			158	
Approval			101	134

Unfinished Business: None

Adjournment:

Vice Chair Clattenburg moved to close the meeting Legislator Dibble motioned to adjourn seconded by Legislator Deleo at 4:46 PM.

RESOLUTION NO. 367 **2023 MANAGEMENT SALARY SCHEDULE
AMENDMENT-INFORMATION TECHNOLOGY
/RECLASSIFICATION OF IT OPERATIONS
ANALYST I-APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, the Director of Information Technology did request a classification review of the IT Operations Analyst I position, and

WHEREAS, a reclassification review was conducted by the Genesee County Human Resources Department, resulting in a recommendation by the Human Resources Director that an existing IT Operations Analyst I position be reclassified to IT Network Administrator, and

WHEREAS, the Committee on Ways and Means did review this recommendation and recommends approval at this time. Now, therefore, be it

RESOLVED, that the Genesee County Treasurer and Human Resources Director are hereby authorized and directed to amend the 2023 Genesee County Management Salary Schedule by creating one position of IT Network Administrator, Grade 113; and by deleting one existing IT Operations Analyst I position, Management Grade 110, effective September 28, 2023.

Budget Impact: The position grade was changed from a 110 step 12 to a 113 step 6. The difference in salary for 2023 is \$4,381 per year. The last 3 months of 2023 will be approximately \$1,105 and can be covered with the existing budget.

Legislator Yunker seconded the resolution, which was adopted by 158 (Stein absent – 26 and Klotzbach absent – 16) votes.

RESOLUTION NO. 368 **2023 LETTER OF AUTHORIZATION-
INFORMATION TECHNOLOGY/COUNTY
DOMAIN NAME CHANGE-APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, the Director of Information Technology did request a domain name change for the County to a .gov domain, and

WHEREAS, a naming review of the selected name of GeneseeNY.gov was completed by the IT Department and Manager's Office, and

WHEREAS, the County Attorney and Committee on Ways and Means did review this recommendation and do recommend approval at this time. Now, therefore, be it

RESOLVED, that the Chair of the Genesee County Legislature is hereby authorized and directed to sign the authorization letter for Genesee County to register the GeneseeNY.gov domain with Verisign, Inc., 12061 Bluemont Way, Reston, Virginia 20190.

Budget Impact: No budget impact

Legislator Yunker seconded the resolution, which was adopted by 158 (Stein absent - 26 and Klotzbach absent - 16) votes.

RESOLUTION NO. 369 **SURPLUS EQUIPMENT-TREASURER/PLOTTER –
DECLARATION OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, the Treasurer's Office is requesting that the following equipment be declared surplus property, and

WHEREAS, the Purchasing Director and IT Director concur with this request, and

WHEREAS, the Ways and Means Committee did review and does concur with this recommendation. Now, therefore, be it

RESOLVED, that the Genesee County Legislature does hereby declare the following item as surplus property to be disposed of through auction and / or using a certified recycler.

\$7,500.00 from A.1990.4800.0000 Contingency, Program Expense
\$7,500.00 to A.1435.4160.0000 Collective Bargaining/Publications

Budget Impact: Funds are available in the Contingency fund. Balance of Contingency after this transaction = \$30,271.00

Legislator Yunker seconded the resolution, which was adopted by 158 (Stein absent - 26 and Klotzbach absent - 16) votes.

RESOLUTION NO. 374

SET A PUBLIC HEARING ON PROPOSED LOCAL LAW INTRODUCTORY D OF THE YEAR 2023 – APPROVAL OF

Legislator Clattenburg offered the following resolution:

**LOCAL LAW INTRODUCTORY NO. D OF THE YEAR 2023
COUNTY OF GENESEE, NEW YORK**

WHEREAS, there is hereby introduced to the Genesee County Legislature a proposed amended Local Law entitled:

“LOCAL LAW INTRODUCTORY D OF THE YEAR 2023, AN AMENDMENT TO LOCAL LAW NO. THREE OF THE YEAR 2021 OF THE COUNTY OF GENESEE, WITH REGARD TO 12 AND 13 YEAR OLD LICENSED HUNTERS TO HUNT DEER WITH A FIREARM OR CROSSBOW DURING HUNTING SEASON WITH THE SUPERVISION OF A LICENSED ADULT” and

WHEREAS, subdivision 5 of Section 20 of the Municipal Home Rule Law requires a public hearing to be held on such Local Law. Now, therefore, be it

RESOLVED, that public hearing shall be held on the proposed Local Law D of the Year 2023 on October 11, 2023. The Clerk of the Genesee County Legislature will post a certified notice of the public hearing on said proposed Local Law on the bulletin board in the Old Courthouse and the Genesee County website, and

WHEREAS, the Clerk of the Genesee County Legislature will publish in The Batavia Daily News, the official newspaper of the County of Genesee, the notice of public hearing on proposed Local Law D, of the Year 2023, and

WHEREAS, a public hearing will be held at 5:30 p.m. on the 11th day of October 2023 in the Legislative Chambers in the Old Courthouse, 7 Main Street, Batavia, New York, at which time all interested persons who wish to speak will be heard. Now, therefore, be it

RESOLVED, that **“LOCAL LAW INTRODUCTORY D OF THE YEAR 2023, AN AMENDMENT TO LOCAL LAW NO. THREE OF THE YEAR 2021 OF THE COUNTY OF GENESEE WITH REGARD TO 12 AND 13 YEAR OLD HUNTERS TO HUNT DEER WITH A FIREARM OR CROSSBOW DURING HUNTING SEASON WITH THE SUPERVISION OF A LICENSED ADULT”** to be known as Local Law Number __, of the Year 2023, for the County of Genesee as introduced on September 27, 2023 and adopted on October 11, 2023.

Legislator Yunker seconded the resolution, which was adopted by 158 (Stein absent - 26 and Klotzbach absent - 16) votes.

RESOLUTION NO. 375

LOCAL LAW INTRODUCTORY D OF THE YEAR 2023, AN AMENDMENT TO LOCAL LAW NO. 3 OF THE YEAR 2021 OF THE COUNTY OF GENESEE, WITH REGARD TO 12 AND 13 YEAR OLD LICENSED HUNTERS TO HUNT DEER WITH A FIREARM OR CROSSBOW DURING HUNTING SEASON WITH THE SUPERVISION OF A LICENSED ADULT – APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, pursuant to Environmental Conservation Law, Sec. 11-0935, (hereinafter ECL 11-0935), the County of Genesee (hereinafter “County”) elects to participate in the temporary NYS

program to allow for young hunters, ages twelve (12) and thirteen (13), to hunt deer with a crossbow, rifle, shotgun, or muzzle loaded firearm, and

WHEREAS, this temporary NYS program expires on December 31, 2023, and

WHEREAS, the State has extended ECL 11-0935 through December 31, 2025, and

WHEREAS, the County desires to participate in the temporary NYS program to allow young hunters, ages twelve (12) and thirteen (13), to hunt deer with a crossbow, rifle, shotgun, or muzzle loaded firearm, and

WHEREAS, the following proposed Local Law Introductory D of the Year 2023 is duly introduced to the Genesee County Legislature in accordance with the Law: **LOCAL LAW 3 OF YEAR 2021 OF THE COUNTY OF GENESEE, WITH REGARD TO 12 AND 13 YEAR OLD LICENSED HUNTERS TO HUNT DEER WITH A FIREARM OR CROSSBOW DURING HUNTING SEASON WITH THE SUPERVISION OF A LICENSED ADULT**

BE IT ENACTED by the Genesee County Legislature as follows:

Section 1. Legislative Intent

The intent of this Local Law is to authorize the County to permit 12 and 13 year old individuals to participate in the new and safe hunting opportunities in accordance with Environment Conservation Law ECL 11-0935. The enacted 2023-2024 New York State Budget, includes a pilot program, allowing the opportunity for youth hunters, ages 12 and 13, to hunt deer with certain firearms and crossbow through December 31, 2025, if a County authorizes such action within their municipality. The County is amending this Local Law because hunting is a valued tradition for many families, and this new opportunity allows experienced, adult hunters to introduce the value of hunting to the next generation. Furthermore, teaching young people safe, responsible, and ethical hunting practices will ensure a rewarding experience for the youth, while providing quality food to families and contributing to important deer management population control practices.

Section 2. Definitions for the purposes of this Local Law:

- a. “physical control” shall mean that the physical proximity of such minor to the parent, guardian or person is such that the parent, guardian or person is reasonably able to issue verbal directions and instructions, maintain constant visual contact, and otherwise provide guidance and supervision to the minor.
- b. “eligible area” shall mean within the boundaries of the County.

Section 3. State Requirements

A hunting license holder who is twelve or thirteen years of age may hunt deer with a crossbow, rifle, shotgun, or muzzle-loading firearm as provided in this title in an eligible area provided that;

- a. Such minor is accompanied by their parent or legal guardian, or by a person designated in writing by such parent or legal guardian on a form prescribed by the Environmental Conservation Department who is twenty-one years of age or older; and
- b. Such parent, guardian or person has had at least three years’ experience in hunting deer; and
- c. Such parent, guardian or person holds a hunting license; and
- d. Such parent, guardian or person maintains physical control over the minor at all times while hunting; and
- e. Such parent, guardian or person and the minor remain at ground level at all times while hunting; and
- f. Such parent, guardian or person and the minor shall each display either a minimum total of two hundred fifty square inches of solid fluorescent orange or pink or patterned fluorescent orange or pink consisting of no less than fifty percent fluorescent orange or pink material worn above the waist and visible from all directions, or a hat or cap with no less than fifty percent of the exterior consisting of solid fluorescent orange or pink material and

visible from all directions.

Section 4. Local Law Filing Requirements

A copy of this Local Law shall be sent to the New York State Department of Conservation as well as the NYS Department of State.

Section 5. Severability

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

Section 6. Effective Date

This Local Law shall take effect upon proper filing with the Office of the Secretary of State, and shall expire and be deemed repealed on December 31, 2025.

WHEREAS, the Clerk of the Genesee County Legislature will post a certified notice of public hearing on said Local Law Introductory D of the Year 2023 on the bulletin board in the Old Courthouse and on the website, and

WHEREAS, the Clerk of the Genesee County Legislature did cause to be published in the Batavia Daily News, the official newspaper of the County of Genesee, the notice of public hearing on Local Law Introductory D of the Year 2023, and

WHEREAS, a public hearing will be held at 5:30 on October 11th in the Legislature Chambers of the Old Courthouse, 7 Main Street, Batavia, New York, at which time all interested persons who wished to speak will be

Heard. Now, therefore be it

RESOLVED, that “**LOCAL LAW INTRODUCTORY D OF THE YEAR 2023, AN AMENDMENT TO LOCAL LAW NO. 3 OF 2021, WITH REGARD TO 12 AND 13 YEAR OLD LICENSED HUNTERS TO HUNT DEER WITH A FIREARM OR CROSSBOW DURING HUNTING SEASON WITH THE SUPERVISION OF A LICENSED ADULT**” be known as Local Law No. __, Year 2023, for the County of Genesee as introduced September 27, 2023, be and hereby is adopted.

Legislator Yunker seconded the resolution, which was adopted by 158 (Stein absent - 26 and Klotzbach absent - 16) votes.

RESOLUTION NO. 376

DESIGNATION OF OFFICIAL TOURISM AGENCY/GENESEE COUNTY CHAMBER OF COMMERCE – APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, the County of Genesee and the Genesee County Chamber of Commerce have determined that it is in their best interests to work together in their endeavors to promote tourism within Genesee County, and

WHEREAS, the Chamber of Commerce will present a Tourism Report for 2023 and plans for 2024 and have requested the official designation as Tourism Agency for Genesee County per the contract agreement, and

WHEREAS, the Committee on Ways and Means does recommend the official designation of the Chamber of Commerce as the County’s Tourism Agency. Now, therefore, be it

RESOLVED, that the Genesee County Chamber of Commerce be and hereby is designated as the Official Tourism Agency for the County of Genesee for the fiscal year January 1, 2024 through December 31, 2024.

Budget Impact: None

Legislator Yunker seconded the resolution, which was adopted by 158 (Stein absent - 26 and Klotzbach absent - 16) votes.

RESOLUTION NO. 377

**CONTRACT/BUDGET AMENDMENT–
EMERGENCY MANAGEMENT SERVICES/LEROY
AMBULANCE SERVICE PRE-HOSPITAL
EMERGENCY MEDICAL SERVICE–APPROVAL
OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, the Genesee County Legislature is desirous to ensure the delivery of prompt and efficient emergency advanced life support/paramedic services and Basic Life Support/Advanced Life Support ambulance service at a reasonable cost to the community, and

WHEREAS, the Genesee County Manager, County Attorney, and Office of Emergency Management Coordinator have developed a contract to ensure said services with LeRoy Ambulance Service, Inc. to provide pre-hospital emergency medical services within the LeRoy Ambulance Certificate of Need Operating Authority or when mutual aid has been requested by a Municipality, located within the County. Now, therefore, be it

RESOLVED, that the Chair of the County Legislature is hereby authorized to enter into a contract with LeRoy Ambulance Services, Inc. of 1 Tountas Avenue, LeRoy, New York 14482 to provide ambulance and emergency advanced life support/paramedic service needs at an annual cost of \$77,220, a payment not to exceed \$5,000 for financial documents from a Certified Public Accountant of a Reviewed Financial Statement and a payment not to exceed \$187,705 for equipment and equipment maintenance for a term commencing October 1, 2023 and ending December 31, 2026, and Be it Further

RESOLVED, that the Genesee County Treasurer is hereby authorized and directed to make the following budget amendment. Increase A.4540.4800.0026 - Ambulance Services, LeRoy Ambulance in the amount of \$ 212,005 offset by an increase in A.1000.1110 – Sales & Use Tax – County in a like amount

Budget Impact: 2023 LeRoy Ambulance cost of \$212,005 to be covered by sales tax proceeds
Legislator Yunker seconded the resolution, which was adopted by 158 (Stein absent - 26 and Klotzbach absent - 16) votes.

RESOLUTION NO. 378

**2023 SALARY SCHEDULE AMENDMENT/ YOUTH
BUREAU – APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, the County Manager, in consultation with the Commissioner of Social Services is recommending an organizational realignment plan for the Genesee County Youth Bureau, and

WHEREAS, as part of the organizational realignment plan, the Genesee County Youth Bureau will be under the auspices of the Department of Social Services, and

WHEREAS, the Ways and Means Committee did review this request and recommends approval at this time. Now, therefore, be it

RESOLVED, the Genesee County Treasurer and the Human Resources Director are hereby authorized and directed to amend the 2023 Management Salary Schedule by deleting the Executive Director – Youth Bureau (Grade 113) effective September 30, 2023. Be it further

RESOLVED, the Genesee County Treasurer and the Human Resources Director are hereby authorized and directed to amend the 2023 Employee Salary Schedule by creating one full-time Youth Program Coordinator (CSEA -Grade 15) effective October 1, 2023

Budget Impact: Annual Budget savings of approximately \$13,392.

Legislator Yunker seconded the resolution, which was adopted by 158 (Stein absent - 26 and Klotzbach absent - 16) votes.

RESOLUTION NO. 379

**2023 SALARY SCHEDULE/BUDGET AMENDMENT
– EMERGENCY MANAGEMENT SERVICES
/TEMPORARY FINANCIAL MANAGEMENT
ASSISTANT POSITION–APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, the Financial Management Assistant at the Office of Emergency Management Services plans on resigning effective December 29, 2023 and

WHEREAS, in order to provide transitional training for her replacement, the Coordinator of Emergency Management Services does request the creation of a temporary Financial Management Assistant position, and

WHEREAS, the Committee on Public Service and Ways and Means did review this request and does concur. Now, therefore, be it

RESOLVED, that the Chair of the Genesee County Legislature hereby authorizes and directs the Genesee County Treasurer and Human Resources Director to amend the 2023 employee Salary Schedule by creating a temporary Financial Management Assistant position for transitional training purposes for a period beginning October 1, 2023 through December 31, 2023, at a cost not to exceed \$20,870. Be it further

RESOLVED, that the Genesee County Treasurer is authorized and directed to amend the 2023 County Budget by increasing:

A.3640.1010.0000 - EMS, Personal Services	\$12,748
A.3640.8010.0000 - EMS, Social Security Tax	\$ 790
A.3640.8010.0000 – EMS, Medicare Tax	\$ 185
A.3640.8030.0000 – EMS, Medical	\$ 5,813
A.3640.8040.0000 – EMS, Dental	\$ 105
A.3640.8070.0000 – EMS, Vision	\$ 18

to be offset by an increase in:

A.1000.1110 – Sales & Use Tax –County	\$19,659
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Budget Impact: 2023 cost increase of temporary position \$19,659 to be covered by sales tax proceeds. No cost in 2024 budget as position will be deleted as of 12/31/2023

Legislator Yunker seconded the resolution, which was adopted by 158 (Stein absent - 26 and Klotzbach absent - 16) votes.

RESOLUTION NO. 380

**BY-LAWS REVISION, APPOINTMENT &
REAPPOINTMENT – TRAFFIC SAFETY BOARD –
APPROVAL OF**

Legislator Clattenburg offered the following resolution:

WHEREAS, the Traffic Safety Board established by Local Law No. 3, Resolution #191 in the year 1975, is comprised of not less than 10 Genesee County residents who are interested in traffic safety and traffic problems and are appointed by the Genesee County Legislature, and

WHEREAS, at its July 25, 2023, quarterly meeting, the Board discussed the make-up of its structure and approved a revision to its by-laws to remove the verbiage “*At least one, but not more than three, of such members shall be a resident of the City of Batavia and the balance of such members shall be appointed from the county at large,*” and

WHEREAS, City of Batavia resident Mark Janofsky has expressed interest in being appointed to fill the citizen vacancy, and

WHEREAS, Joseph Teresi’s term has expired and he desires to be reappointed for an additional three-year term, and

WHEREAS, the Committees of Public Service and Ways & Means do recommend revising the by-laws and approving the above appointment and reappointment. Now, therefore be it

RESOLVED, that it has been approved to revise the by-laws of the Traffic Safety Board to remove the verbiage, “*At least one, but not more than three, of such members shall be a resident of the City of Batavia and the balance of such members shall be appointed from the county at large.*” Be it further

RESOLVED, that the Genesee County Legislature does hereby appoint and reappoint the following to the Traffic Safety Board to serve three-year terms effective September 1, 2023, through August 31, 2026.

Mark Janofsky, City of Batavia Resident, filling Citizen category

RESOLUTION NO. 388

MOU RENEWAL – SHERIFF/SCHOOL RESOURCE OFFICER FOR PAVILION CENTRAL SCHOOL DISTRICT - APPROVAL OF

Legislator Maha offered the following resolution:

WHEREAS, the Pavilion Central School District desires to renew its Memorandum of Understanding (MOU) with the County of Genesee and the Genesee County Sheriff for a School Resource Officer (SRO) for its District for the 10-month period of September 1, 2023, through June 30, 2024, and

WHEREAS, reimbursement from the District includes the hourly rate, fringe benefits and insurances specific to the Deputy Sheriff assigned at a cost of \$85,677.48*, and

** The Genesee County Deputy Sheriffs’ Association 2020-2023 Labor Agreement Contract will expire on December 31, 2023. The hourly rate for 2024 will not be known until the contract is ratified. Additionally, the yearly retirement and medical rates for 2024 are not available until late fall 2023. Therefore, the reimbursement rate listed above will be modified to reflect these changes once they are known; and, if applicable, the difference will be billed under a separate invoice or a credit will be applied.*

WHEREAS, after careful review by the Sheriff and County Attorney, and

WHEREAS, the Committee on Public Service did review this request and does recommend approval at this time. Now, therefore, be it

RESOLVED, that the Chair of the Genesee County Legislature and Genesee County Sheriff are authorized to sign the MOU for a School Resource Officer for the Pavilion Central School District.

Budget Impact: Cost for the school district’s School Resource Officer is offset by revenue in the same amount.

Legislator Hawley seconded the resolution, which was adopted by 158 (Stein absent - 26 and Klotzbach absent - 16) votes.

RESOLUTION NO. 389

SPECIAL EVENT – DEWITT RECREATION AREA/ BATAVIA ROTARY TRICK OR TROT 5K CEMETERY RUN – APPROVAL OF

Legislator Maha offered the following resolution:

WHEREAS, a Special Events application was received from Batavia Rotary to use the DeWitt Recreation Area to host the Trick or Trot 5K Cemetery Run on October 28, 2023, and

WHEREAS, the Highway Superintendent did review and recommend approval of this event, and

WHEREAS, the Committee of Public Service concurs with this request. Now, therefore, be it

RESOLVED, that the Genesee County Legislature does hereby grant permission to Batavia Rotary to use the DeWitt Recreation Area to host the Trick or Trot 5K Cemetery Run on October 28, 2023, as per the Special Events Policy and Procedures for Community Events for the Parks and Recreation Areas.

Budget Impact: None

Legislator Hawley seconded the resolution, which was adopted by 158 (Stein absent - 26 and Klotzbach absent - 16) votes.

RESOLUTION NO. 390 COUNTY AUDIT–SEPTEMBER 27, 2023-APPROVAL OF

Legislator Clattenburg offered the following resolution:

WHEREAS, Legislator Clattenburg, did review the following claims:

General Fund	\$	836,651.61
Highway		81,625.93
Self Insurance		50.00
Water Fund		214,406.85
DSS Abstracts		509,493.92

Capital Projects

Sheriff/Jail – Jail Construction		3,172,295.16
County Manager –Building Security Upgrades Phase III		10,978.36

County Manager – Countywide Broadband Expansion	2,046.25
County Park – DeWitt Improvements Phase IV	940.00
County Park – Reconstruct Area B Parking	4,546.84
Facilities Management – Genesee Justice Stone Work	100,005.31
Facilities Management – Engine House Renovations	8,070.00
Highway – South St. Culvert Over Drainage Ditch	65,936.22
Highway – Large Span Culverts	18,259.20
Highway – Attica Road Bridge (11M)	3,749.13
Highway – Highway Chipseal	79,516.23
Highway – Highway Overlay	199,918.55
Highway – S. Lyons Street Bridge over Tonawanda Creek	60,915.00
Payroll – General	
September 22, 2023	1,968,211.37
Medicaid	
September 19, 2023	170,704.00
September 26, 2023	<u>170,704.00</u>
Total Audit	\$ 7,679,023.93

Now, therefore, be it

RESOLVED, that the Genesee County Legislature has audited and does approve the claims as listed above, and be it further

RESOLVED, that the Genesee County Treasurer be and hereby is authorized and directed to make payments as listed above.

Legislature Deleo seconded the resolution, which was adopted by 158 (Stein absent - 26 and Klotzbach absent - 16) votes.

Vice Chair Clattenburg moved to close the meeting Legislator Dibble motioned to adjourn seconded by Legislator Deleo at 4:46 PM.