

May 12, 2022

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The regular meeting of the Ontario County Board of Supervisors was called to order at 6:46 p.m. via WebEx on ontariocouontyny.webex.com and at 74 Ontario Street, Canandaigua, NY 14424, with Chairman John (Jack) Marren presiding.

The Pledge of Allegiance was led by Supervisor William Namestnik, Town of Hopewell.

Supervisor Green spoke of Mr. Greg Shaffer in remembrance and a moment of silence was given.

Upon roll call, members of the Board were present. Supervisor Frederick Lightfoote was declared necessarily absent.

Minutes of the preceding session was approved without being read by motion of Supervisor David Baker, seconded by Supervisor Mark Venuti; motion carried.

Chairman Marren recognized Supervisor David Baker for his 25 years of service.

A Public Hearing regarding Local Law 2 (Intro.) of 2022 entitled "A Local Law to Adjust Weighted Voting" was called to order at 6:51 pm by Chairman Jack Marren.

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

A Public Hearing regarding Local Law 4 (Intro.) of 2022 entitled "A Local Law to Adopt Amendments to the NYS Open Meeting Law for the Expanded Use of Videoconferencing" was called to order at 6:52 pm by Chairman Jack Marren.

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

County Administrator Chris DeBolt reported that the expiration date on the i-Health rapid Covid tests have been extended by 90 days, so whatever is on the box for expiration, add 90 days.

Chairman Marren read Resolution No. 238-2022 Proclaiming May of 2022 as Older Americans Month.

Director of Office for the Aging Irene Coveny along with Supervisor Dan Marshall, Chair of the Health and Human Services Committee presented awards to 10 individuals who have been nominated to acknowledge older adults who have made significant contributions during the past year to our community. The following individuals were recognized:

- Helen Barnes for her volunteer work at Serenity House and visiting inmates in the Ontario County jail.
- Mitch Donovan for his work with the Victor Chamber of Commerce, the Victor Farmington Library and the Business Foundation of the Finger Lakes.
- Dorothy Graziano for her service as president of the Honeoye Teachers Association, the Board of Trustees of the Allen's Hill Free Library and the Children's Holiday Bazaar Fundraiser at Honeoye Central School.
- Gloria Harrington for her volunteer work during the pandemic at the COVID clinics for the Ontario County Public Health Department and as President of the Bristol Harbor Homeowners Association.

- Ed Hemminger for his service to the Farmington Planning Board, Post Commander of AMVETS Post 332, raising thousands of dollars for veterans and the Office for the Aging Advisory Council.
- Suzanne Kacprzynski for her volunteer work at the food cupboard, the Swap Shop, the Community Clothes Closet, the Friends of the Library, Literacy Volunteers and Sonnenberg Gardens.
- Nathan Kollar for delivering meals to homebound for Meals on Wheels since 2016, serving on the Office for the Aging Advisory Council and founding the Grief Resource Information Education Forum.
- Caroline Schutz for volunteering countless hours for Maxfield Hose Company and Naples Ambulance.
- Nancy Shuler for her volunteering as bookkeeper at Serenity House since its inception over 20 years ago.
- Kay Viggiani for her lifelong work as a nurse and her volunteer work with Family Promise of Ontario County, the Office for the Aging, and the Board of Trustees of the Clifton Springs Library.

Chairman Marren granted privilege of the floor to Supervisor David Baker for Mr. Jared Welch, resident of the Town of South Bristol.

Mr. Welch stated the following:

“Good evening. My name is Jacob Welch. I am currently working with New York state to try to create a refugee department that focuses attention on different kinds of services for immigration and refugees. I have spoken to some of you over the phone and I know some of you have reached out through email as well. I think that you all agreed that its probably best that New York state is probably going to be the better option to try to get something off the ground and rolling with. I’m working very close with Senator Helming to try to get things going right now; session is ending on June 2nd. I’m probably not going to get much done until after January within the 1st or 2nd week of January. But during that time period, I am working with the community, I am reaching out to non-profit agencies as well with other surrounding counties to see if they’re willing to have some sort of partnership with this department. I also have been trying to do a lot of research and a lot of questions and answers in error to figure out where to start. You guys have been very helpful in directing me where to start and how to get certain information and I just want to thank you very much for that. I will be sticking around if you guys have any questions in regard to the program or just want to say hello.”

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

Copies received of minutes of meetings held as follows:

- Health and Human Services Committee held on April 11, 2022
- Planning and Environmental Quality Committee held on April 11, 2022
- Public Works Committee held on April 11, 2022
- Public Safety Committee held on April 13, 2022
- Governmental Operations and Insurance Committee held on April 13, 2022
- Ways and Means Committee held on April 13, 2022

The Spring 2022 Ontario County Soil & Water Conservation District Newsletter received from Alaina Robarge, the Conservation District Educator for OCSWCD.

The March 2022 Report for Happy Tails, Ontario County Humane Society received from Director William Martin.

Grievance Day Procedures and Schedule received from Donna LaPlant, Director of Ontario County Real Property Tax Services.

The Rochester Genesee Regional Transportation Authority (RGRTA) 2022-2025 Comprehensive Strategic Plan and the 2022-23 Financial Plan approved by the RGRTA Board of Commissioners received from Bill Carpenter, Chief Executive Officer.

The 2022 Directory of New York State Association of Counties (NYSAC).

Notification of Grant Award and approved application for Medicare Improvement for Patients and Providers Act- Aging and Disability Resource Center received from Karen Jackuback, Deputy Director, Division of Finance and Administration, NYS OFA.

Resolution No. 69 entitled “Resolution in Opposition to the Climate Action Council’s Draft Scoping Plan” received from Delaware County.

Resolution No. 76 entitled “Resolution to Submit Comments on New York State Climate Council’s Draft Scoping Plan for New York’s Climate Leadership and Community Protection Act (The “Climate Act”)” received from Delaware County.

Act No. 172-2022 entitled “Supporting Establishment of Extended Producer Responsibility System for Packaging and Printed Paper” received from Cattaraugus County.

Local Law No. 2 (Intro.) of 2022 entitled “A Local Law to Adjust Weighted Voting”

Be it enacted by the Board of Supervisors, County of Ontario

SECTION 1. LEGISLATIVE INTENT:

The purpose of this local law is to modify voting weights of the individual members of the Ontario County Board of Supervisors to reflect the results of the 2020 Federal census.

SECTION 2. LEGISLATIVE AUTHORITY:

This local law is enacted pursuant to the provisions of subparagraph thirteen of paragraph a of subdivision one of section ten of the Municipal Home Rule Law.

SECTION 3. WEIGHTED VOTING PLAN: MATTERS REQUIRING A SIMPLE MAJORITY VOTE:

City of Geneva, Wards 1 & 2	216
City of Geneva, Wards 3 & 4	163
City of Geneva, Wards 5 & 6	153
City of Canandaigua, Wards 1 & 4	225
City of Canandaigua, Wards 2 & 3	213
Town of Bristol	96
Town of Canadice	69
Town of Canandaigua	444
Town of East Bloomfield	152
Town of Farmington	550
Town of Geneva	146

REGULAR MEETING

Town of Gorham	170
Town of Hopewell	163
Town of Manchester	381
Town of Naples	100
Town of Phelps	273
Town of Richmond	142
Town of Seneca	110
Town of South Bristol	68
Town of Victor	602
Town of West Bloomfield	114
TOTAL	4745

Majority equals 2276 votes.

SECTION 4. WEIGHTED VOTING PLAN: MATTERS REQUIRING A TWO-THIRDS MAJORITY VOTE:

City of Geneva, Wards 1 & 2	217
City of Geneva, Wards 3 & 4	163
City of Geneva, Wards 5 & 6	153
City of Canandaigua, Wards 1 & 4	226
City of Canandaigua, Wards 2 & 3	214
Town of Bristol	95
Town of Canadice	69
Town of Canandaigua	464
Town of East Bloomfield	151
Town of Farmington	601
Town of Geneva	144
Town of Gorham	171
Town of Hopewell	163
Town of Manchester	394
Town of Naples	100
Town of Phelps	277
Town of Richmond	140
Town of Seneca	110
Town of South Bristol	68
Town of Victor	711
Town of West Bloomfield	114
TOTAL	4745

Majority equals 3,164 votes.

SECTION 5.

This local law is subject to referendum on petition pursuant to Municipal Home Rule Law Section 24(2)(j). This local law shall take effect 45 days after its adoption pursuant to Municipal Home Rule Law Section 24(1), subject to the provisions thereof.

Local Law No. 4 (Intro.) of 2022 entitled “A Local Law to Adopt Amendments to the NYS Open Meetings Law for the Expanded Use of Videoconferencing”.

Be it enacted by the Board of Supervisors, County of Ontario

SECTION 1: Purpose: The Board of Supervisors intends by this local law to allow for expansion of the use of videoconferencing, under extraordinary circumstances, to conduct open meetings.

SECTION 2: Conditions:

After due consideration of the amendment and the requirements thereto, the Board of Supervisors of the County of Ontario, New York, adopts the expanded use of videoconferencing to conduct open meetings pursuant to the following procedures:

(a) Members of the Board shall be physically present at meetings, unless allowed remote attendance at locations that do not allow for in-person physical attendance by the public, under extraordinary circumstances.

(b) The list of extraordinary circumstances is non-exhaustive, but shall include disability, illness, caregiving responsibilities or any other significant or unexpected factor or event which precludes the member's physical attendance at such meeting.

(c) Members shall provide notice of their inability to attend a meeting to the Board Clerk's Office at least 24 hours prior to the meeting or as soon as reasonably able.

(d) The Chair of the Board shall retain discretion over permitted extraordinary circumstances for the Board and for Standing Committees when that Chair is unavailable.

(e) The Standing Committee Chairs, when available, shall retain discretion over permitted extraordinary circumstances for their Committee.

(f) It is understood that members permitted to attend at a location that does not allow for in-person physical attendance by the public, will not count toward a quorum. Only members present at a physical location which allows for in-person attendance by the public, will count toward a quorum.

(g) Any members of the public attending a meeting must be able to hear, see and identify any member of the public body who is attending remotely while the meeting is being conducted.

(h) If video conferencing is used to conduct a meeting, the public notice shall inform the public where they can view and/or participate in such meeting, where required documents and records will be posted or available and identify the physical location for the meeting where the public can attend.

(j) Meetings conducted using videoconferencing shall be recorded and those recordings shall be posted or linked within 5 business days of the meeting and maintained for 5 years thereafter. Recordings shall be transcribed upon request.

(k) In those meetings where videoconferencing is used the public shall be able to view the meeting via video and participate in the proceedings via videoconference in real time where public participation is authorized.

(l) Open meetings using videoconferencing shall use technology to permit access by members of the public with disabilities consistent with the 1990 Americans with Disabilities Act.

(m) The in-person participation requirements of this Resolution shall not apply during a

state disaster emergency declared by the governor, or a local state of emergency as declared by the chief executive of the county if it is determined that the circumstances necessitating the emergency declaration would affect or impair the ability of the public body to hold an in-person meeting.

(n) These written procedures shall be conspicuously posted on the County's website.

SECTION 3: Effective Date: This local law shall take effect immediately upon filing with the Secretary of State.

SECTION 4: Severability:

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

SECTION 5: Expiration:

This local law shall be effective until July 1, 2024 as set forth by NYS in Chapter 56 of the Laws of 2022.

Supervisor Todd Campbell, Chair to the Campbell Commission reported they had a meeting last week. The trust account program currently has almost 200 actual trust accounts. there has been about \$260,000 released so far. There is about \$90,000 in the balance. There are 13 individuals on electronic home monitoring and the weekend alternative program continues with the drug court program being 75% of the participants. The opioid settlement will eventually come down to the county. They have some ideas regarding the community liaison navigator position, he thinks it's an opportunity for them to us specifically some of the restricted funds and potentially some of the unrestricted funds. He wanted to remind you to start thinking about the budget process and what might be thought of for next year to use those funds. This summer they will be working on a community survey.

Supervisor David Baker, Chair to the Ways and Means Committee noted that the state budget made provisions for the county to have the opportunity to cap or roll back the motor vehicle fuel tax. June 1st would be the first opportunity to do that, but the consensus of the Governmental Operations and Insurance Committee and the Ways and Means Committee is to take time over the summer and look at the implications and not rush into the roll back or tax cap. He reminded the Board of the approaching tourism season and the four thruway exchanges in the county.

Supervisor Rich Russell, Chair to the Governmental Operations and Insurance Committee reported that Sherman Manchester, Director of Safety and Training is in the process of conducting HAV grant funded general training sessions. He has gone through four of the seven sessions and there is space left for a town or county employee who wants to take advantage of that.

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

**RESOLUTION NO. 274-2022
RESOLUTION AUTHORIZING MWBE DESIGNATION
FOR ONTARIO COUNTY**

WHEREAS, The County has a need for various documents to be signed attesting to contractor compliance, waivers and grant applications relating to MWBE status for various projects; and

WHEREAS, Historically, the Purchasing Director has undertaken this responsibility; and

WHEREAS, There has not been an official designation by the Board of Supervisors with regards to this responsibility; and

WHEREAS, The Governmental Operations and Insurance Committee recommends officially designating the Purchasing Director to sign said documents relating to MWBE status and if the Purchasing Director is not available the County Administrator may sign; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby designates and grants authority to the Purchasing Director to sign all MWBE documents relating to County projects or grants applications and that the County Administrator is designated and has the authority to sign in the absence of the Purchasing Director; and further

RESOLVED, That this shall take effect upon adoption of this resolution.

**RESOLUTION NO. 275-2022
CLOSING THE PETTY CASH/CHANGE FUND – GENEVA OFFICE
ONTARIO COUNTY DEPARTMENT OF MOTOR VEHICLES**

WHEREAS, Resolution No. 531-97 authorized the creation of a Petty Cash Fund for the Geneva Department of Motor Vehicles for the amount of \$500; and

WHEREAS, Resolution No. 86-2000 later increased the fund by \$100 making the new balance \$600; and

WHEREAS, Resolution No. 525-2004 reclassified the Petty Cash fund as a Change Fund; and

WHEREAS, Resolution No. 269-2006 increased the fund by \$200 making the new balance \$800; and

WHEREAS, The balance of the Change Fund was added to the Canandaigua Change Fund when the Geneva Department of Motor Vehicles was permanently closed; and

WHEREAS, The Petty Cash/Change Fund is no longer needed due to the closure of the Geneva location; and

WHEREAS, The Government Operations and the Ways and Means Committee support the returning of the cash to the general fund; now, therefore, be it

RESOLVED, That the Change Fund cash for the Geneva Department of Motor Vehicles office be closed and the cash balance of \$800 be returned to the general fund; and further

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

The foregoing block of two resolutions was adopted.

Supervisor Daniel Marshall offered the following seven resolutions as a block and moved for its adoption, seconded by Supervisor Norman Teed:

**RESOLUTION NO. 276-2022
AUTHORIZATION FOR SERVICES
NMS LABS**

WHEREAS, The Ontario County Public Health Department desires to obtain toxicology/forensic testing services authorized by the County Coroners; and

WHEREAS, The provider will provide services for the period May 1, 2022 through April 30, 2024, as follows:

Provider	Professional Services	Rate
NMS Labs 200 Welsh Road Horsham, PA 19044	Toxicology/Forensic Testing	Per schedule "A"

and

WHEREAS, Funds have been appropriated in the budget to pay the provider for services; and

WHEREAS, The Public Health Director and the Health and Human Services Committee recognize the need for this service; now, therefore, be it

RESOLVED, That upon the review and approval of the County Attorney as to form, the Board of Supervisors hereby approves a contract with NMS Labs for a term of May 1, 2022 through April 30, 2024 at a cost not to exceed the rates provided in Schedule A of the contract; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute this contract for the period of May 1, 2022, through April 30, 2024.

**RESOLUTION NO. 277-2022
AUTHORIZATION FOR EDUCATION AFFILIATION AGREEMENT WITH
ROBERTS WESLEYAN COLLEGE (DIVISION OF NURSING)**

WHEREAS, Roberts Wesleyan College desires to provide on-site educational experiences for nursing students; and

WHEREAS, Ontario County Public Health is willing to provide on-site educational experiences for nursing students during the period of January 1, 2022 through December 31, 2026; and

WHEREAS, This agreement does not involve financial compensation to or from any of the parties and meets all conditions required by the Department of Health; and

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

RESOLVED, That upon the review and approval of the County Attorney, the Board of Supervisors hereby approves the contract with Roberts Wesleyan College for a term of January 1, 2022 through December 31, 2026; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the Education Affiliation Agreement with Roberts Wesleyan College and all other documents necessary to effectuate the purposes of this resolution.

**RESOLUTION NO. 278-2022
AUTHORIZATION TO CONTRACT
GENEVA GENERAL HOSPITAL AND SOLDIERS AND SAILORS' HOSPITAL**

WHEREAS, Ontario County desires to contract professional services with Geneva General Hospital, Geneva, NY & Soldiers & Sailors Hospital, Penn Yan, NY for the provision of services for Public Health Department programs; and

WHEREAS, All authorized providers will continue to provide services as follows:

<i>Contractor</i>	<i>Professional Services</i>	<i>Time Period</i>
Geneva General Hospital 196 North Street Geneva, NY 14456 and Soldiers and Sailors Hospital 418 North Main St. Penn Yan, NY 14527	Lead, Rabies and Tuberculosis Related Medical Services, X-Ray and Lab Services, Provision of Prescription Drugs and Pharmacy Dispensing Services	January 1, 2022, through December 31, 2024

and

WHEREAS, Funds have been budgeted for said contacts; and

WHEREAS, The provider will be paid as specified in “Schedule A” of the contract; and

WHEREAS, The County Administrator and the Health and Human Services Committee recommend this contract; now, therefore, be it

RESOLVED, That upon the review and approval of the County Attorney as to form, the Board of Supervisors hereby approves a contract with Geneva General Hospital and Soldiers and Sailors Hospital for a term of January 1, 2022, through December 31, 2024; and further

RESOLVED, That the County Administrator be, and is hereby, authorized and empowered to execute the Agreement with Geneva General Hospital and Soldiers and Sailors Hospital and all other documents necessary to effectuate the purposes of this resolution.

**RESOLUTION NO. 279-2022
CLOSING THE PETTY CASH/CHANGE FUND – GENEVA OFFICE
ONTARIO COUNTY MENTAL HEALTH**

WHEREAS, The Board of Supervisors authorized the establishment of a Petty Cash/Change Fund for the Mental Health Department Geneva Satellite location to be used for a change fund in the amount of \$25 for making change for cash payments made by clients by resolution number 187-96 and increased to \$50 by resolution number 17-2017; and

WHEREAS, The Board of Supervisors has authorized the closing of the Geneva Satellite of the Mental Health Department; and

WHEREAS, The Petty Cash/Change Fund is no longer needed due to the closure of the Geneva Satellite; and

WHEREAS, The Ways and Means Committee supports the returning of the cash to the general fund; now, therefore, be it

RESOLVED, That the Petty Cash/Change Fund cash for the Mental Health Department Geneva Satellite be closed; and further

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

**A RESOLUTION NO. 280-2022
ACCEPTANCE OF STATE AID FUNDING FOR NYS OMH BLOCK GRANT
ONTARIO COUNTY MENTAL HEALTH**

WHEREAS, NYS Office of Mental Health (OMH) has granted funding, in the amount of \$25,000 to Ontario County Mental Health, Grant ID OC-6879100C, specifically to aid in increasing School-Based MH Clinic Services for children and youth; and

WHEREAS, Per Resolution No. 97-2022, The Ontario County Board of Supervisors approved the establishment of a school-based mental health satellite clinic at Canandaigua Middle School, Munis Budget Code: ZZ 43102209, Project #: G2209; and

WHEREAS, These funds would assist with initial start-up costs, including needed equipment and supplies, to support expansion of the school-based mental health satellite clinic with Canandaigua City School District and runs from July 1, 2021 thru December 31, 2022; and

WHEREAS, Ontario County Mental Health would benefit from the acceptance of these funds, therefore, the Director of Community Mental Health Services, the Health and Human Services Committee, and the Ways and Means Committee recommend the acceptance of these funds; now, therefore, be it

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

	Expense Lines			
ZZ 43102209	54100	Office Expense	\$ 1,960	
	54101	Equipment Minor	\$ 5,850	
	54160 54180	Books/Manuals/Subscriptions Mileage/Day Training	\$ 1,022 \$ 800	
	54250 54260	Advertising Consultation/Professional Svs	\$ 1,450 \$ 3,600	
	54610 54621	Supplies Operating Software	\$ 1,850 \$ 2,040	
	54730 54750	Miscellaneous Expenses Training & Conferences	\$ 1,428 \$ 5,000	
Revenue	43089	State Aid ~ Other		\$ 25,000

**RESOLUTION NO. 281-2022
AUTHORIZATION TO CONTRACT WITH**

LEGAL ASSISTANCE OF WESTERN NEW YORK, INC

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

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

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

WHEREAS, Legal Assistance of Western New York, Inc. will be paid an amount not to exceed \$45,000; and

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

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

RESOLVED, That upon review and approval by the County Attorney's office as to form, this Board of Supervisors does hereby authorize a contract between Legal Assistance of Western New York, Inc. located at 361 South Main Street, Geneva, New York 14456 and the Office for the Aging for the period April 1, 2022 to March 31, 2022; and further

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

**RESOLUTION NO. 282-2022
AUTHORIZATION TO CONTRACT WITH
ONTARIO ARC FOR FITNESS CLASSES**

WHEREAS, The Ontario County Office for the Aging wishes to contract with Ontario ARC, having an office at 3071 County Complex Drive, Canandaigua, New York 14424 to provide fitness classes; and

WHEREAS, There is evidence that exercise and good nutrition help promote health and prevent or delay chronic disease which may allow them to remain independent in their own homes as they age; and

WHEREAS, The classes will be scheduled in conjunction with the Office for the Aging will be held on-line or in person at various locations including congregate meal sites or other locations convenient to older adults; and

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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 approve a contract between the Ontario County Office for the Aging and Ontario ARC for the period April 1, 2022 to March 31, 2023, at a cost not to exceed Four Thousand Eight Hundred Dollars (\$4,800.00); 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.

The foregoing block of seven resolutions was adopted.

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

RESOLUTION NO. 283-2022
APPOINTMENT TO THE OFFICE FOR THE AGING ADVISORY COUNCIL
KATHLEEN S. RIESENBERGER

BE IT RESOLVED, That Kathleen S. Riesenberger, residing at 7469 County Rd. 12, Naples, NY 14512 is hereby appointed to serve on the Office for the Aging Advisory Council; and further

RESOLVED, That the term of appointment shall be for three (3) years, with said term to be from May 1, 2022 through April 30, 2025; and further

RESOLVED, That certified copies of this resolution be sent to the aforementioned person and the County Clerk.

RESOLUTION NO. 284-2022
APPOINTMENT TO THE ONTARIO COUNTY YOUTH BOARD
ANDREA R. SMITH

WHEREAS, Mr. Luis Torruella, Geneva, New York, was appointed to the Ontario County Youth Board for a term that expires on January 26, 2024; and

WHEREAS, Mr. Torruella has departed from the board due to personal reasons leaving a vacancy on the Ontario County Youth Board; and

WHEREAS, The Executive Director of the Ontario County Youth Board expresses full support of the decision of the board that Andrea R. Smith at 5600 Bristol Road, Canandaigua, New York 14424, be appointed to fill the board vacancy on the Ontario County Youth Board; and

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

RESOLVED, That Mrs. Smith is appointed to the Ontario County Youth Board with a term which will expire January 26, 2024; and further

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

**RESOLUTION NO. 285-2022
APPOINTMENT TO THE ONTARIO COUNTY YOUTH BOARD
KATELYN E. WILLIAMS**

BE IT RESOLVED, That this Board of Supervisors does hereby approve the following appointment to the Ontario County Youth Board:

- Katelyn Williams, 4 Maple Street, Geneva, NY 14456, with the term expiring on April 26, 2025; and

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

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

The foregoing block of three resolutions was adopted.

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

**RESOLUTION NO. 286-2022
AWARD OF CONTRACT TO MSW CONSULTANTS
FOR A COUNTY-WIDE WASTE CHARACTERIZATION STUDY**

WHEREAS, Resolution No. 297-2014 authorized the adoption of the County's Local Solid Waste Management Plan; and

WHEREAS, The Local Solid Waste Management Plan identifies numerous implementation tasks, including promoting efforts to increase recycling and waste diversion, and ensuring responsible disposal of waste generated by Ontario County residents; and

WHEREAS, The Ontario County Department of Sustainability & Solid Waste Management desires to know the types and quantities of waste generated within Ontario County to determine what programs are needed to increase the County's diversion efforts; and

WHEREAS, A request for proposals was released, duly advertised, and opened by the Purchasing Department as RFP (R22040); and

WHEREAS, MSW Consultants submitted a proposal dated March 25, 2022, to complete the study detailed above for an amount not to exceed Forty-Two Thousand Dollars (\$42,000.00); and

WHEREAS, Sufficient funds are budgeted in the Local Solid Waste Management Plan Budget; and

WHEREAS, The Planning & Environmental Quality and the Ways & Means Committees have reviewed this resolution and recommend approval of a contract with MSW Consultants to provide the services described within their proposal; now, therefore, be it

RESOLVED, That upon the review and approval of the County Attorney as to form, the Ontario County Board of Supervisors hereby accepts the proposal and approves the contract with MSW Consultants for services related to the implementation of a county-wide waste characterization study, at a cost not to exceed Forty Two Thousand Dollars (\$42,000.00); and further

RESOLVED, That the term of said contract shall commence on May 1, 2022, and terminate on December 31, 2022; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the contract with MSW Consultants, and all other documents necessary to effectuate the purpose of this resolution; and further

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

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

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to John Culbertson at jculbertson@mswconsultants.com.

RESOLUTION NO. 287-2022
AUTHORIZATION TO AMEND A GRANT FROM
THE NEW YORK STATE OFFICE OF COMMUNITY
RENEWAL FOR CARES ACT BLOCK GRANT FUNDING

WHEREAS, The Ontario County Economic Development Corporation (the "OCEDC") teamed with the Finger Lakes Visitors Connection to assist hospitality and tourism businesses impacted by COVID-19; and

WHEREAS, Ontario County applied for and received from the New York State Office of Community Renewal (the "OCR") CARES Act funds in the amount of one million dollars to finance the Project costs (Resolution 302-2021); and

WHEREAS, These funds have been awarded to businesses throughout the County; and

WHEREAS, The OCEDC has eleven additional applications for grants from small hospitality and tourism businesses; and

WHEREAS, The Project will result in substantial benefit to Ontario County in forms of safer businesses, new investment, and new employment positions; and

WHEREAS, Both the Planning and Environmental Quality Committee and Ways and Means Committee approved the filing of an amendment of the grant from OCR for additional funding of the applications received but not yet awarded; now, therefore, be it

RESOLVED, That the Chairman of the Board of Supervisors is hereby authorized to submit an amendment letter to OCR; and be it further

RESOLVED, That the Chairman of the Board of Supervisors will request seven hundred fifty thousand additional dollars (\$750,000) in CARES Act funds and modify the grant agreement between the County and the OCEDC for the implementation of the Project and administration of the OCR grant, all such documents to be subject to review and approval by the County Attorney; and be it further

RESOLVED, That a copy of this resolution be emailed by the Clerk of this Board to the Office of Economic Development.

**RESOLUTION NO. 288-2022
AUTHORIZE NO-COST TIME EXTENSION WITH
PRINCETON HYDRO, LLC TO COMPLETE HONEOYE LAKE
AERATION SYSTEM ENGINEERING STUDY**

WHEREAS, Resolution No. 253-2020 accepted a \$30,000 grant from the NYS Department of Environmental Conservation (DEC) Round I Non-Agricultural Nonpoint Source Planning Grant Program (Project# DEC01-T00925GG-3350000; New York State Contract #T00925GG; CFDA # N/A; MUNIS# G20005) with \$5,000 cash match commitment from Honeoye Lake Watershed Task Force for the purpose of conducting a detailed engineering study for an aeration destratification system for Honeoye Lake (hereinafter, Project); and

WHEREAS, Resolution No. 637-2020 awarded a contract to Princeton Hydro, LLC, Ringoes, New Jersey (hereinafter, Consultant) in the amount of \$35,000 to complete said Project; and

WHEREAS, The Consultant contract term ended April 30, 2022; and

WHEREAS, The Consultant submitted the Honeoye Lake Aeration System Engineering Planning Project - Final Draft Report on March 8, 2022 for review by DEC, local officials, and the local project management committee; and

WHEREAS, The Planning Department and Honeoye Lake Watershed Task Force jointly released the Final Draft Report for public review on April 10, 2022 with an initial public information meeting held on April 26, 2022; and

WHEREAS, Additional time is needed for public meetings and incorporation of public comment into the final report; and

WHEREAS, New York State Contract #T00925GG has a term ending December 1, 2022; and

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

RESOLVED, That the Board of Supervisors hereby approves a no-cost contract extension with Princeton Hydro, LLC with a new term ending November 30, 2022; and further

RESOLVED, That upon review and approval of the County Attorney as to form, the County Administrator be, and hereby is, authorized and empowered to execute a no-cost time extension with Princeton Hydro, LLC, and all other documents necessary to effectuate the purposes of this resolution; and further

RESOLVED, That certified copies of this resolution be sent to Mr. Geoffrey Goll, President, Princeton Hydro, LLC, 1108 Old York Road, Suite 1, PO Box 720, Ringoes, NY 08551.

**RESOLUTION NO. 289-2022
APPOINTMENT OF TAMMY WORDEN TO THE
ONTARIO COUNTY PLANNING BOARD**

WHEREAS, The Manchester Town Board has recommended the appointment of Tammy Worden as the Town of Manchester representative to the Ontario County Planning Board; and

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

RESOLVED, That as of May 12, 2022 the following individual is appointed as a member of the Ontario County Planning Board:

Name and Address	Representing	Term Expires
Tammy Worden	Town of Manchester	May 12, 2027

3041 Wilber Road Clifton Spring New York 14432		
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and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the County Clerk, the Town of Manchester and Tammy Worden.

**RESOLUTION NO. 290-2022
APPOINTMENT TO THE ONTARIO COUNTY
SOIL AND WATER CONSERVATION DISTRICT BOARD**

WHEREAS, The Ontario County Soil and Water Conservation District Board of Directors has recommended the appointment of the following individuals as members of the Ontario County Soil and Water Conservation District Board:

NAME AND ADDRESS	REPRESENTING	TERM EXPIRES
Jim Malyj 2780 Jones Road Geneva, NY 14456	Farm Bureau	12/31/2022

and

WHEREAS, The Planning and Environmental Quality and Committee recommends the appointment of said nominee; now, therefore, be it

RESOLVED, That as of May 12, 2022, the said nominees are appointed as members of the Ontario County Soil and Water Conservation District Board; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the Ontario County Soil and Water Conservation District, the County Clerk, and said nominee.

The foregoing block of five resolutions was adopted.

Supervisor Robert Green offered the following four resolutions as a block and moved for its adoption, seconded by Supervisor James Petropoulos:

**RESOLUTION NO. 291-2022
AUTHORIZATION TO EXTEND DISTRIBUTION 8 GRANT (C800032)
FROM OFFICE OF INDIGENT LEGAL SERVICES**

WHEREAS, Pursuant to Resolution No. 634-2019, this Board of Supervisors authorized Ontario County to accept an award of \$543,822 from the State of New York Office of Indigent Legal Services for additional funding distributed by the Indigent Legal Services Board, Distribution 8, for a term commencing on January 1, 2018 through December 31, 2020; and

WHEREAS, Pursuant to Resolution No. 266-2021, this Board of Supervisors authorized Ontario County to extend the grant an additional year, terminating the contract on December 31, 2021; and

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

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

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

RESOLVED, That the Indigent Legal Services Grant (C800032) be extended for an additional twelve months starting January 1, 2022 through December 31, 2022; and further

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

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

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

RESOLUTION NO. 292-2022
SETTING CONVERSION FEE FOR RECALCULATION
OF JUDGMENT EXECUTIONS PERFORMED BY
THE ONTARIO COUNTY SHERIFF'S CIVIL OFFICE

WHEREAS, The NYS Legislature has recently adopted legislation, S5724, amending the Civil Practice Law and Rules to reduce the interest rate applied to new and existing judgments based on consumer debts against natural persons from 9% to 2%, which law is effective April 30, 2022; and

WHEREAS, It is expected that the new law's reduction in interest rate for existing judgments will require the Ontario County Sheriff's Office to devote additional staff time and resources to perform recalculations of judgment interest dating back to the date of judgment entry; and

WHEREAS, CPLR 8012 and 8013 entitle the Sheriff's Office to additional compensation for its work and expenses in executing judgments; and

WHEREAS, The Ontario County Sheriff has proposed a flat conversion fee of \$35 for the time devoted by Sheriff’s Office Civil Staff to perform this work, based on the overtime rates of staff and consistent with the reasonable fees charged for such work by other County Sheriffs; and

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

RESOLVED, That this Board of Supervisors hereby sets a flat conversion fee of \$35 for each judgment execution for which the Ontario County Sheriff’s Office staff is required to perform a recalculation due to the reduced interest rate implemented by the new legislation; and be it further

RESOLVED, That the Clerk shall provide a copy of this resolution to the Ontario County Sheriff.

**RESOLUTION NO. 293-2022
REAPPOINTMENTS TO THE
ONTARIO COUNTY FIRE ADVISORY BOARD**

WHEREAS, The terms of four members of the Ontario County Fire Advisory Board will expire on June 30, 2022, with said members willing to serve another term; now, therefore, be it

RESOLVED, That the following individuals be reappointed to the Ontario County Fire Advisory Board for a term of two years, commencing on April 14, 2022, and expiring on June 30, 2024:

William Clark 7863 Baptist Hill Road Bloomfield, NY 14469	Lee DeRuyter 1600 County Road 6 Phelps, NY 14532
Frank Magnera 335 South Main Street Canandaigua, NY 14424	Jon McConnell 15 Winston Drive Victor, NY 14564

and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of the Board of Supervisors, to the Emergency Management Office, to the Ontario County Clerk, and each appointee named.

**RESOLUTION NO. 294-2022
REAPPOINTMENTS TO THE
ONTARIO COUNTY FIRE ADVISORY BOARD**

WHEREAS, The terms of four members of the Ontario County Fire Advisory Board expired on June 30, 2021, with said members willing to serve another term; now, therefore, be it

RESOLVED, That the following individuals be reappointed to the Ontario County Fire Advisory Board for a term of three years, commencing on April 14, 2022, and expiring on June 30, 2025:

Larry Bassett PO Box 25274 Farmington, NY 14425	Steven Murnan 2594 Whalen Road Bloomfield, NY 14469
Kevin Powers 17 Park Avenue Geneva, NY 14456	James VanOpdorp PO Box 2 Clifton Springs, NY 14432

and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board of Supervisors, to the Emergency Management Office, to the Ontario County Clerk, and each appointee named.

The foregoing block of four resolutions was adopted.

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

**RESOLUTION NO. 295-2022
REAPPOINTMENT OF CARRIE W. BLEAKLEY
CONFLICT DEFENDER**

WHEREAS, Ms. Carrie W. Bleakley’s appointment as Conflict Defender expires on June 30, 2022; and

WHEREAS, The County Administrator has reviewed the performance of the Conflict Defender and recommends reappointment; and

WHEREAS, The Public Safety Committee supports the County Administrator’s recommendation to the Board of Supervisors for the reappointment of Ms. Carrie W. Bleakley as the Conflict Defender effective July 1, 2022 through June 30, 2024; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby reappoints Ms. Carrie W. Bleakley to the position of Conflict Defender for a term of two years to commence on July 1, 2022; and further

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

Adopted.

Supervisor Peter Ingalsbe offered the following seventeen resolutions as a block and moved for its adoption, seconded by Supervisor Dominick Vedora:

**RESOLUTION NO. 296-2022
ESTABLISH CAPITAL PROJECT H083-22
AS THE 2022 FLCC MAINTENANCE CAPITAL PROJECT**

WHEREAS, Resolution No. 602-2021 adopted the Ontario County 2022-2027 Capital Improvement Plan (CIP); and

WHEREAS, Said CIP included project FLCC-2022 for One Million Dollars (\$1,000,000.00) for the 2022 FLCC Maintenance Capital Project, funded 50% (\$500,000.00) by the State of New York through the State University of New York (SUNY), and 50% (\$500,000.00) by Ontario County; and

WHEREAS, The 2022-2023 New York State Budget has authorized state funding in the amount of Five Hundred Thousand Dollars (\$500,000.00) for the 2022 FLCC Maintenance Capital Project and the State University of New York (SUNY) has approved the use of said funds under state project Number C11107 to accomplish the work tasks listed on the SUNY Community College Capital Program Form for the 2022 Capital Improvement Project on file with the Clerk of this Board; and

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

RESOLVED, That the Ontario County Board of Supervisors hereby establishes Capital Project H083-22, entitled 2022 FLCC Maintenance Capital Project, and assign it budget number H083-22; and further

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

Line	Description	Change
AA249599 54030	Contrib FLCC – Repair/Maint Bldg/Property	- \$500,000.00
AA995099 59000	Transfer to Capital Project	+ \$500,000.00

and further

RESOLVED, That the budget for Capital Project H083-22 be, and hereby is, established as follows:

Line	Description	Amount
Appropriations:		
HHH08322 54491	General Construction	\$176,400.00
HHH08322 54493	Electric Work	\$320,000.00
HHH08322 54495	Architectural & Engineering	\$25,000.00
HHH08322 54521	HVAC	\$433,600.00
HHH08322 54743	Change Order Contingency	\$40,000.00

HHH08322 54865	Administration	\$5,000.00
Revenue:		
HHH08322 43297	State Aid	\$500,000.00
HHH08322 45031	General Fund – Interfund Revenue	\$500,000.00

and further

RESOLVED, That the Public Works Committee is hereby designated to oversee said capital project; and further

RESOLVED, The list of tasks to be funded from this Capital Project, on file with the Clerk of this Board, is hereby approved and any deviation from said project list shall not occur without the approval of the Public Works Committee on recommendation from the FLCC Director of Facilities and Grounds and the County’s Director of Planning; and further

RESOLVED, That the FLCC Director of Facilities and Grounds shall be administratively responsible for all work items on the list on file with the Clerk of the Board; and further

RESOLVED, That at no time shall contracts be approved or funds appropriated from this capital project in excess of the total of the funding available from the county plus the confirmed funding available from the State of New York; and further

RESOLVED, That the County Planning Department will remain responsible as liaison to FLCC for the implementation of this project, be responsible for retaining all relevant capital project files, and responsible for entering all contracts and payment requests into the County’s Financial Management System; and further

RESOLVED, That the following Change Order approval process is hereby approved for Capital Project H083-22:

1. The FLCC Director of Facilities and Grounds is hereby authorized and empowered to approve and sign individual Change Orders up to Five Thousand Dollars (\$5,000) in value provided that the total amount of all change orders so authorized does not exceed the funds allocated and available in line HHH08322 54743, Change Order Contingency or 10% of the original bid awards, whichever is less, and
2. Change Orders of more than Five Thousand Dollars (\$5,000) in value shall also require approval and signature of the Chairman of the County’s Public Works Committee, and
3. A complete report of all Change Orders approved for construction contracts awarded shall be presented by the FLCC Director of Facilities and Grounds at the next regularly scheduled meeting of the Public Works Committee after each Change Order is approved, and such report shall include an accounting of the

remaining funds available in line HHH08322 54743, Change Order Contingency; and

4. The FLCC Director of Facilities and Grounds shall promptly file fully executed originals of each Change Order with the Contractor, the County Planning Department, the County Finance Department, and the Clerk of the Board of Supervisors who shall place each Change Order in the contract file associated with the resolution awarding the involved construction contract; and
5. The Department of Finance is hereby authorized to transfer funds from line HHH08322 54743, Change Order Contingency to the appropriate expense line of Capital Project H083-22 as necessary to fund each Change Order as it is approved; and further

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

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

**RESOLUTION NO. 297-2022
CAPITAL PROJECT NO. H083-22
AUTHORIZE TO CONTRACT WITH EMCOR SERVICES-BETLEM FOR
GYMNASIUM HVAC UNITS
2022 FLCC MAINTENANCE CAPITAL PROJECT**

WHEREAS, Resolution No. 296-2022 created Capital Project No. H083-22 as the 2022 FLCC Maintenance Capital Project in the amount of One Million Dollars (\$1,000,000.00); and

WHEREAS, Said project includes funding for upgrades to the Main Campus gymnasium heating and ventilation units; and

WHEREAS, EMCOR Services-Betlem, 704 Clinton Avenue South, Rochester, NY 14607, submitted a proposal dated February 18, 2022, to replace the current aging, inefficient system in the amount of Four Hundred Thirty-Three Thousand Six Hundred Dollars (\$433,600.00) per NYS OGS Contract: Group 77201 – Intelligent Facility & Security Systems Solutions, Contract ID PT68870, a copy of which is on file with the Clerk of this Board; and

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

RESOLVED, That subject to review and approval of the County Attorney as to form, the Board of Supervisors hereby authorizes and empowers the County Administrator to execute a contract with EMCOR Services-Betlem for the purchase and installation of two (2) indirect natural gas fired heating and ventilation units with four (4) exhaust fans, one (1) roof top unit, and one (1) split air source heat pump for a contract price not to exceed Four Hundred Thirty Three Thousand Six Hundred Dollars (\$433,600.00); and further

RESOLVED, That the term of said contract shall commence May 13, 2022 and terminate May 12, 2023; and further

RESOLVED, That the cost of said contract with EMCOR Services-Betlem be paid from budget line HHH08322 54521 - HVAC of Capital Project H083-22; and further

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

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

RESOLUTION NO. 298-2022
CAPITAL PROJECT NO. H068-20
AUTHORIZE CONTRACT FOR THE PURCHASE OF
INSTRUCTIONAL MEDICAL EQUIPMENT
FLCC NURSING EXPANSION CAPITAL PROJECT

WHEREAS, Resolution No. 302-2020 established Capital Project No. H068-20 as the FLCC Nursing Expansion Capital Project; and

WHEREAS, Sufficient funds are available in this capital project to purchase the necessary furniture and equipment to operate the facility after construction is complete; and

WHEREAS, Pocket Nurse, 610 Frankfort Road, Monaca, PA 15061, submitted quote #1262440-0 dated April 1, 2022 for the purchase of instructional medical equipment in the amount of Nineteen Thousand Seven Hundred Seventy-Two Dollars and Ninety-Seven Cents (\$19,772.97) per OMNIA Contract R190201; and

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

RESOLVED, That subject to review and approval of the County Attorney as to form, the Board of Supervisors hereby accepts quote #1262440-0 and authorizes and

empowers the County Administrator to execute a contract with Pocket Nurse for the purchase of instructional medical equipment in an amount not to exceed Nineteen Thousand Seven Hundred Seventy-Two Dollars and Ninety-Seven Cents (\$19,772.97); and further

RESOLVED, That the term of said contract shall commence on May 13, 2022 and terminate on December 31, 2022; and further

RESOLVED, That the cost of said contract be paid from budget line HHH06820 52100 – Furniture and Furnishings of Capital Project H068-20; and further

RESOLVED, That the Department of Finance is directed to make all necessary budget and accounting entries to effect the intent of this resolution for a total project budget of Seven Million Two Hundred Thirty-Two Thousand Two Hundred Seventy-Eight Dollars (\$7,232,278.00); and further

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

RESOLUTION NO. 299-2022
CAPITAL PROJECT NO. H068-20
AUTHORIZE CONTRACT FOR THE PURCHASE OF LAUNDRY EQUIPMENT
FLCC NURSING EXPANSION CAPITAL PROJECT

WHEREAS, Resolution No. 302-2020 established Capital Project No. H068-20 as the FLCC Nursing Expansion Capital Project; and

WHEREAS, Sufficient funds are available in this capital project to purchase the necessary furniture and equipment to operate the facility after construction is complete; and

WHEREAS, A copy of quotes for the purchase of a washer and dryer set to be used by the FLCC Nursing Department are on file with the Clerk of this Board; and

WHEREAS, Lowes, 4200 Recreation Dr., Canandaigua, NY 14424, submitted estimate 724486162 for the purchase of a washer and a dryer for a total amount of One Thousand Five Hundred Forty-Three Dollars and Forty-Six Cents (\$1,543.46); and

WHEREAS, Sufficient funds exist in the FLCC Nursing Expansion Capital Project; and

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

RESOLVED, That subject to review and approval of the County Attorney as to form, the Board of Supervisors hereby authorizes and empowers the County

Administrator to execute a contract with Lowes for the purchase of a washer and a dryer and related hoses and power cords in the amount of One Thousand Five Hundred Forty Three Dollars and Forty Six Cents (\$1,543.46); and further

RESOLVED, That the term of said contract shall commence on May 13, 2022 and terminate on December 31, 2022; and further

RESOLVED, That the cost of said contract be paid from budget line HHH06820 52100 – Furniture & Furnishings of Capital Project H068-20; and further

RESOLVED, That the Department of Finance is directed to make all necessary budget and accounting entries to effect the intent of this resolution for a total project budget of Seven Million Two Hundred Thirty-Two Thousand Two Hundred Seventy-Eight Dollars (\$7,232,278.00); and further

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

RESOLUTION NO. 300-2022
CAPITAL PROJECT H081-22
REJECTION OF BID B22026H FOR PURCHASE OF
TRANSFORMERS AND POWER DISTRIBUTION EQUIPMENT
2021 FLCC MAINTENANCE CAPITAL PROJECT

WHEREAS, The replacement of electrical transformers and power distribution equipment at the main campus of Finger Lakes Community College is budgeted as part of the 2021 FLCC Maintenance Capital Project; and

WHEREAS, As the replacement of these pieces of major electrical equipment will involve shut down of main power at the FLCC main campus, a decision was made to bid the requisite electrical equipment separate from the work to install said equipment in an attempt to have the equipment arrive on site so that the installation work could be done during Christmas break to minimize disruption to FLCC operations; and

WHEREAS, The Purchasing Department advertised for and received sealed bids (B22026H) for the purchase of transformers and power distribution equipment, tab sheets are on file with the Clerk of the Board; and

WHEREAS, All bids received had a lead time for the equipment to be 260 days or more meaning the major electric equipment would not be delivered to FLCC in time for installation during the Christmas holiday break; and

WHEREAS, The FLCC Director of Facilities and Grounds recommends rejecting all bids received and include the provision of the requisite electrical equipment in the

bid for electric work thus having an electrical contractor responsible for all aspects of the project; and

WHEREAS, The Public Works Committee recommends adoption of this resolution as there is not advantage to the County and added administrative costs involved in purchasing said electrical equipment; now, therefore, be it

RESOLVED, That the bids received for bid (B22026H) for the purchase of transformers and power distribution equipment are hereby rejected and that the acquisition of said electrical transformers and power distribution equipment electrical be incorporated into the bid for installation thereof; and further

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

RESOLUTION NO. 301-2022
CAPITAL PROJECT H033-2016
AUTHORIZATION TO CONTRACT FOR ARCHITECTURAL DESIGN
SERVICES FOR CONVERSION OF FORMER YOUTH CARE FACILITY FOR
TEMPORARY OFFICE SPACE USE AND BUDGET TRANSFER
SPACE REORGANIZATION AND SECURITY ENHANCEMENT OF
3010 COUNTY COMPLEX DRIVE PROJECT

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

WHEREAS, The renovation of 3010 County Complex Drive will involve temporary relocations of departments and functions during a phased renovation schedule; and

WHEREAS, Having office space outside of 3010 County Complex Drive to relocate a department or function during the renovation work; and

WHEREAS, The former Youth Care Facility located at 3093 County Complex Drive is currently vacant and not expected to be needed for its original use; and

WHEREAS, Said former Youth Care Facility can be renovated to provide office space; and

WHEREAS, The Planning Department has solicited proposals for the architectural design services necessary to design and bid the renovation of the former Youth Care Facility and recommends the use of Daniel R. Long Architect to provide such services; and

WHEREAS the Public Works and Ways and Means Committees have reviewed this resolution and recommend it’s approval by the Board, and now, therefore be it

RESOLVED, The following budget transfer is approved:

Line Item	Description	Existing	Change	New Amount
Appropriations				
HHH03316 54260	Consultation & Professional	\$ 164,116.00	\$0.00	\$ 164,116.00
HHH03316 54495	Architectural/Engine ering	\$0.00	+ \$43,000.00	\$43,000.00
HHH03316 54865	Administration	\$4,000.00	\$ 0.00	\$4,000.00
HHH03316 54731	Contingency	\$ 874,624.00	- \$ 43,000.00	\$831,624.00
Revenues				
HHH03316 45031	Interfund Transfers	\$1,042,740.0 0		\$1,042,740.00

and further

RESOLVED, That subject to review and approval of the County Attorney as to form, the Board of Supervisors hereby accepts the proposal from Daniel R. Long Architect for Architectural Services in regard to the remodeling of the former Youth Care Facility and authorizes and empowers the County Administrator to execute a contract with Daniel R. Long Architect in an amount not to exceed Forty Three Thousand Dollars (\$43,000.00) to include a design contingency of Ten Thousand Fifty Six Dollars (\$10,056.00) to be used as determined necessary for unanticipated design work found necessary by the County Project Manager with the approval of the Chairman of the Public Works Committee; and further

RESOLVED, That the Department of Finance is directed to make all necessary budget and accounting entries to effect the intent of this resolution for a total project budget of One Million Forty-Two Thousand Seven Hundred Forty Dollars (\$1,042,740.00); and further

RESOLVED, That a certified copy of this resolution be sent to the Finance Department and Daniel R. Long Architect, 498^{1/2} Castle St, Geneva, NY 14456 by the Clerk of this Board.

RESOLUTION NO. 302-2022
CAPITAL PROJECT H033-2016
AUTHORIZATION TO CONTRACT FOR ASBESTOS ABATEMENT DESIGN
SERVICES FOR CONVERSION OF FORMER YOUTH CARE FACILITY FOR
TEMPORARY OFFICE SPACE USE AND BUDGET TRANSFER
SPACE REORGANIZATION AND SECURITY ENHANCEMENT OF
3010 COUNTY COMPLEX DRIVE PROJECT

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

WHEREAS, Resolution No. 301-2022 approved a contract with Daniel R. Long Architect for Architectural services related to renovating the former Youth Care Facility located at 3093 County Complex Drive for flexible office space during the renovation of 3010 County Complex Drive; and

WHEREAS, Said former Youth Care Facility is known to have asbestos containing materials that will need to be abated; and

WHEREAS, Fisher Associates P.E., L.S., L.A., D.P.C. (Fisher Associates) has submitted a proposal for creating asbestos abatement design documents for the former Youth Care Facility, a copy of which is on file with the Clerk of this Board; and

WHEREAS, Said contract with Daniel R. Long Architect includes a provision to incorporate asbestos abatement documents from Fisher Associates into any bid documents for the renovation of the former Youth Care Facility; and

WHEREAS, The Public Works and Ways and Means Committees have reviewed this resolution and recommend it’s approval by the Board; now, therefore be it

RESOLVED, The following budget transfer is approved:

Line Item	Description	Existing	Change	New Amount
Appropriations				
HHH03316 54260	Consultation & Professional	\$ 164,116.00	\$ 4,100.00	\$ 168,216.00
HHH03316 54495	Architectural/Engineering	\$ 43,000.00	\$ 0.00	\$ 43,000.00
HHH03316 54865	Administration	\$ 4,000.00	\$ 0.00	\$ 4,000.00
HHH03316 54731	Contingency	\$ 831,624.00	\$ - 4,100.00	\$ 827,524.00
Revenues				
HHH03316 45031	Interfund Transfers	\$ 1,042,740.00		\$ 1,042,740.00

and further

RESOLVED, That subject to review and approval of the County Attorney as to form, the Board of Supervisors hereby accepts the proposal from Fisher Associates P.E., L.S., L.A., D.P.C. for asbestos abatement design documents in regard to the remodeling of the former Youth Care Facility and authorizes and empowers the County Administrator to execute a contract with Fisher Associates P.E., L.S., L.A., D.P.C. in an amount not to exceed Four Thousand One Hundred Dollars (\$4,100.00); and further

RESOLVED, That the Department of Finance is directed to make all necessary budget and accounting entries to effect the intent of this resolution for a total project budget of One Million Forty-Two Thousand Seven Hundred Forty Dollars (\$1,042,740.00); and further

RESOLVED, That a certified copy of this resolution be sent to the Finance Department and Fisher Associates P.E., L.S., L.A., D.P.C., 135 Calkins Road, Suite A, Rochester, NY 14623 by the Clerk of this Board.

RESOLUTION NO. 303-2022
AUTHORIZING INTERMUNICIPAL COOPERATION AGREEMENT
WITH TOWNS OF GORHAM & HOPEWELL
TO EXPLORE EXTENSION OF MUNICIPAL SEWER SERVICE

WHEREAS, The Canandaigua Lake County Sewer District provides sewer service to areas along Route 5 and 20 in the Town of Hopewell and State Rt 364 in the Town of Gorham; and

WHEREAS, Development proposals along State Rt 364, County Road 18, and State Rt 247 would benefit if municipal sewer service was available; and

WHEREAS, The landowners and developers of various projects have approached the County and the Towns of Gorham and Hopewell to discuss the possibility of extension of sewer service to their projects; and

WHEREAS, The supervisors of the towns of Hopewell and Gorham have met with County Public Works and Planning staff, representatives of Lincoln Hill Farms including their engineers, and the Canandaigua Watershed Council's watershed manager a number of times over the last several months to begin evaluating the need for and developing options for providing sewer service along County Road 18 and State Rt 247, an area characterized by heavy clay soils, shallow depth to bedrock, and in some areas a high groundwater table; and

WHEREAS, Much additional work and discussion needs to take place to reach consensus on approach, the potential area to be served, potential project phasing, leveraging of private monetary contribution, and identification and potential development of grant and other funding applications; and

WHEREAS, Many grant programs incentivize cooperative agreements for municipal projects; and

WHEREAS, A draft Inter-Municipal Cooperation Agreement (IMCA) between the County and the towns of Gorham and Hopewell is on file with the Clerk of this Board; and

WHEREAS, Said draft IMCA would not monetarily or otherwise obligate the parties to incur any expenses or implement any particular course of action except through separate authorization of this Board and would also allow the members to withdraw from said agreement upon notice to the other parties; and

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

RESOLVED, That subject to review and approval of the County Attorney as to form, the Intermunicipal Cooperation Agreement with the Town of Gorham and the Town of Hopewell to explore extension of sewer service from Route 5 & 20 south near State Rt 247 and/or from State Route 364 east to serve the Lincoln Hill and Reed Corners areas in the Towns of Gorham and Hopewell on file with the Clerk of this Board, is hereby approved and the County Administrator is hereby authorized and empowered to execute said Intermunicipal Cooperation Agreement on behalf of the County; and further

RESOLVED, That the Clerk of this Board provide a certified copy of this resolution to the Town of Gorham, the Town of Hopewell, and the Director of Planning.

RESOLUTION NO. 304-2022
CAPITAL PROJECT NO. H060-19
LAKESHORE DRIVE & NY 364 SIDEWALK IMPROVEMENT PROJECT
AUTHORIZE PAYMENT TO ROCHESTER GAS & ELECTRIC
CORPORATION FOR ELECTRIC SERVICE FEES

WHEREAS, A project for installation of sidewalk and lighting on Lakeshore Drive and NYS Route 364, P.I.N. 4761.23, (the "Sidewalk Project") is eligible for funding under TAP and Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such TAP projects to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

WHEREAS, Resolution No. 593-2019 created Capital Project No. H060-19, Lakeshore Drive & NY Route 364 Sidewalk Improvement Project and accepted the New York State Revenue contract for said project; and

WHEREAS, The project includes installation of sixty-one (61) new pedestrian lights, which will be serviced by four (4) new electric energy service connections from the Rochester Gas & Electric Corporation (hereinafter referred to as RG&E); and

WHEREAS, A quote for installation of these new services has been received from RG&E in the amount of \$724.00; and

WHEREAS, Sufficient funds exist in the Contingency line of Capital Project No. H060-19 to fund the cost of service installation; and

WHEREAS, The new lights will be added to an existing Ontario County Department of Public Works Service Classification 2 – Energy Only account with RG&E, which currently includes the previously installed pedestrian lights on Lakeshore Drive and Moran Road; and

WHEREAS, The additional yearly County cost for electric energy supply is estimated at \$2,000, based on current service costs, and will be paid out of the D Fund operating budget; and

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

RESOLVED, That the budget of Capital Project No. H060-19 be amended as follows:

Line	Description	Current Budget	Change	Revised Budget
Appropriations:				
HHH06019 54491	General Construction	\$1,530,926. 93	+\$724.0 0	\$1,531,650.9 3
HHH06019 54495	Engineering	\$464,026.4 0		\$464,026.40
HHH06019 54820	Land	\$90,000.00		\$90,000.00
HHH06019 54865	Administration	\$2,000.00		\$2,000.00
HHH06019 54731	Contingency	\$381,507.6 0	- \$724.00	\$380,783.60
Revenue:				
HHH06019 44597	Federal Aid	\$1,808,800. 00		\$1,808,800.0 0
HHH06019 45031	Interfund Transfer	\$659,660.9 3		\$659,660.93

and further

RESOLVED, The Ontario County Board of Supervisors hereby approves payment for said electrical hook-up fees in the amount of \$724.00; and further

RESOLVED, That the Commissioner of Public Works be, and hereby is, authorized and empowered to execute any and all documents necessary to approve the service installations, subject to review and approval by the Office of the County Attorney; and further

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

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

RESOLUTION NO. 305-2022
CAPITAL PROJECT NO. H077-21
COUNTY ROAD 4 AT COUNTY ROAD 20 INTERSECTION IMPROVEMENTS
AWARD OF CONSULTANT AMENDMENT AGREEMENT
BERGMANN ASSOCIATES – DESIGN SERVICES

WHEREAS, A project for the County Road 4 at County Road 20 Intersection Improvements, Town of Seneca, Ontario County, P.I.N. 4ON0.05 (the “Project”) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such safety project to be borne at the ratio of 90% Federal funds and 10% non-Federal funds; and

WHEREAS, Resolution No. 159-2021 created Capital Project No. H077-21, County Road 4 at County Road 20 Intersection Improvements and authorized an agreement with Bergmann Associates, 280 East Broad Street, Suite 200, Rochester, New York 14604, for Preliminary Engineering and ROW Incidentals (PE-ROWI) services for a cost not to exceed \$192,230; and

WHEREAS, Resolution No. 532-2021 authorized a contract amendment with Bergmann Associates for additional archeological studies in the amount of \$9,901, which increased the total PE-ROWI budget to \$202,131; and

WHEREAS, County and NYSDOT anticipate approval of the design report for the Project shortly, and upon design approval by County and phase authorization approval by NYSDOT, the County will proceed with the detailed design, right-of-way acquisition, and bid phase services to maintain the project schedule; and

WHEREAS, Bergmann Associates has prepared a scope of services and fee proposal for detailed design, right-of-way acquisition, and bid phase services; and

WHEREAS, Sufficient funding exists in the engineering line of Capital Project No. H077-21 for said contract amendment (HHH07721 54495); and

WHEREAS, The acquisition of additional right-of-way will be necessary for the Project; and

WHEREAS, A budget of \$23,000 will be established for the purchase of additional right-of-way based on an estimate prepared by Bergmann Associates; and

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

WHEREAS, The 2022 Capital Improvement Plan includes \$23,000 of funding for the right-of-way acquisition phase of the project; and

WHEREAS, The Public Works and Ways & Means Committees have 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 Board of Supervisors hereby approves a contract amendment agreement with Bergmann Associates, at a cost not to exceed \$166,900, for a total amended contract price not to exceed \$369,031, said contract will expire September 30, 2023; and further

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

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

RESOLVED, That the Capital Project budget be, and hereby is, amended as follows in anticipation of a Supplemental Agreement from the New York State Department of Transportation:

Line	Description	Current Budget	Change	Revised Budget
Appropriations:				
HHH07721 54495	Engineering	\$387,100.0 0		\$387,100.0 0
HHH07721 54820	Land	\$0.00	+\$23,000. 00	\$23,000.00
HHH07721 54865	Administration	\$2,0000.00		\$2,000.00
HHH07721 54731	Contingency	\$29,183.00		\$29,183.00
Revenue:				
HHH07721 43089	State Aid	\$29,183.00		\$29,183.00
HHH07721 44597	Federal Aid	\$350,190.0 0	\$20,700.00	\$370,890.0 0
HHH07721 45031	Interfund Transfer	\$38,910.00	\$2,300.00	\$41,210.00

and further

RESOLVED, That the Department of Finance is authorized to make the necessary accounting and budget entries to affect the intent of this Resolution for a total project budget of \$441,283.00; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board of Supervisors to the Department of Finance, Bergmann Associates, 280 East

Broad Street, Suite 200, Rochester, New York 14604, and the NYSDOT, Regional Project Liaison, Region 4 Office, 1530 Jefferson Road, Rochester, New York 14623.

**RESOLUTION NO. 306-2022
RENEWAL OF MATERIAL AND SERVICES BIDS**

WHEREAS, Resolution No. 304-2019 awarded 2019 bids for the purchase of various materials and services for the Department of Public Works; and

WHEREAS, Resolution No. 261-2020 awarded 2020 bids for the purchase of various materials and services for the Department of Public Works; and

WHEREAS, Resolution No. 236-2021 awarded 2021 bids for the purchase of various materials and services for the Department of Public Works; and

WHEREAS, The bid specifications for the purchase of various materials and services for the Department of Public Works allow for additional bid renewals; and

WHEREAS, The following vendors have agreed to renew their bids at the same prices or where indicated, with a CPI adjustment as allowed per the specifications, for the period May 15, 2022 to December 31, 2022; and

B19026	
REMOVAL OF ANIMAL CARCASSES	Dick's Enterprises
	7903 40 Dollar Road
	Campbell, New York 14821
	w/ 8.5% CPI Increase
B20008	
CARE & REMOVAL OF TREES	Terry Tree Service
	755 Jefferson Road, Suite 200
	Rochester, New York 14623
	w/ 8.5% CPI Increase
B20009	
COLD MILLING, PLANING, & TEXTURIZING BITUMINOUS CONCRETE PAVEMENT	Donegal Construction Corporation
	PO Box 450
	New Stanton, Pennsylvania 15672
	Suit-Kote Corporation
	1911 Lorings Crossing Road
	Cortland, New York 13045
	w/ 8.5% CPI Increase
	Villager Construction, Inc.
	425 Old Macedon Center Road
	Fairport, New York 14450
	w/ 8.5% CPI Increase
B20011	
MANHOLE REHABILITATION	Advanced Rehabilitation Tech.
	01116 County Road 17

	Bryan, Ohio 43506
	w/ 8.5% CPI Increase
	Camden Group, Inc. (Quadex)
	9008 State Route 13
	Camden, New York 13316
	w/ 8.5% CPI Increase
	Camden Group, Inc. (Sauereisen)
	9008 State Route 13
	Camden, New York 13316
	w/ 8.5% CPI Increase
	Grant Street Construction, Inc.
	48 Grant Street
	Cortland, New York 13045
	National Water Main Cleaning Co.
	25 Marshall Street
	Canton, Massachusetts 02021
	w/ 8.5% CPI Increase
	Skandex Pipe Services, Inc.
	753 Rowley Road
	Victor, New York 14564
	w/ 8.5% CPI Increase
B20014	
VEGETATION CONTROL UNDER GUIDE RAILS	Allen Chase Enterprises, Inc.
	24 County Route 1A
	Oswego, New York 13126
	w/ 8.5% CPI Increase
B21022	
PURCHASE OF ANTI-ICING & DE-ICING MATERIALS	Innovative Municipal Products (US) Inc.
	454 River Road
	Glenmont, New York 12077
	w/ 8.5% CPI Increase
	Spruce Solutions, LLC
	11399 State Route 21
	Wayland, New York 14572
	w/ 8.5% CPI Increase
B21023	
GENERAL & EMERGENCY ROAD & SEWER REPAIRS	C.P. Ward, Inc.
	100 West River Road
	PO Box 900
	Scottsville, New York 14546
	w/ 8.5% CPI Increase
	W.P. Mahoney Enterprises, Inc.

	90 Middle Street
	Geneva, New York 14456
	w/ 8.5% CPI Increase
B21025	
PURCHASE & PLACEMENT OF ASPHALT	Dolomite Products Co., Inc.
	800 Parker Hill Drive
	Suite 400
	Rochester, New York 14625
	w/ 8.5% CPI Increase
	Hanson Aggregates New York LLC
	6895 Ellicott Street
	Pavilion, New York 14525
	w/ 8.5% CPI Increase
	Innovative Municipal Products (US) Inc.
	454 River Road
	Glenmont, New York 12077
	w/ 8.5% CPI Increase
	Northern Asphalt, LLC
	6131 East Taft Road
	North Syracuse, New York 13212
	w/ 8.5% CPI Increase
	Seneca Stone Corporation
	2747 Canoga Road
	Seneca Falls, New York 13148
	w/ 8.5% CPI Increase
B21026	
PAVEMENT MAINTENANCE & REHABILITATION	D. Clark Distributors LLC
	6112 Collett Road West
	Farmington, New York 14425
	w/ 8.5% CPI Increase
	Highway Rehabilitation Corp.
	2258 Route 22
	Brewster, New York 10509
	Midland Asphalt Materials, Inc.
	640 Young Street
	Tonawanda, New York 14150
	w/ 8.5% CPI Increase
	Suite-Kote Corporation
	1911 Lorings Crossing Road
	Cortland, New York 13045
	w/ 8.5% CPI Increase

	Vestal Asphalt
	201 Stage Road
	Vestal, New York 13850
	w/ 8.5% CPI Increase
B21027	
CONCRETE CURBS, GUTTERS, & SIDEWALKS	Campobello Construction Co., Inc.
	23 Stratford Road
	Buffalo, New York 14216
	w/ 8.5% CPI Increase
	Millennium Construction, Inc.
	8320 Quarry Road
	Niagara Falls, New York 14304
	w/ 8.5% CPI Increase
	W.P. Mahoney Enterprises, Inc.
	90 Middle Street
	Geneva, New York 14456
	w/ 8.5% CPI Increase
B21028	
GRANITE CURBS	Geneva Granite Co., Inc.
	PO Box 834
	Geneva, New York 14456
	w/ 8.5% CPI Increase
	Nardozzi Paving & Construction
	124 North Genesee Street
	Geneva, New York 14456
	w/ 8.5% CPI Increase
	W.P. Mahoney Enterprises, Inc.
	90 Middle Street
	Geneva, New York 14456
	w/ 8.5% CPI Increase
B21030	
PRECAST CONCRETE DRAINAGE UNITS	Kistner Concrete Products, Inc.
	8713 Read Road
	PO Box 218
	East Pembroke, New York 14056
	w/ 8.5% CPI Increase
B21032	
PURCHASE OF FRAMES & GRATES	Core & Main LP
	6800 West Henrietta Road
	Rush, New York 14543
	w/ 8.5% CPI Increase
B21034	
PURCHASE OF GUIDE RAILINGS & INSTALLATION OF POSTS	Phelps Guide Rail, Inc.
	PO Box 130
	Phelps, New York 14532
	w/ 8.5% CPI Increase

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now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors authorizes bid renewals with the above listed vendors for the period beginning May 15, 2022 through December 31, 2022.

**RESOLUTION NO. 307-2022
COUNTY ROAD 36 AND COUNTY ROAD 37 EMBANKMENT REPAIRS
AWARD CONTRACT TO GEOSTABILIZATION INTERNATIONAL LLC
AND APPROPRIATE RESERVE**

WHEREAS, Two sections of highway embankments located in the town of Canadice have recently failed. One section is located on County Road 36 just south of Francis Shores Road and the other section is located on County Road 37 just south of Luckenbach Hill Road; and

WHEREAS, Highway engineering staff has obtained a quote from Geostabilization International LLC (GSI) not to exceed \$450,000.00 for an emergency repair in accordance with Ulster County’s Geostabilization-Soil Nailing Bid RFB-UC21-061; and

WHEREAS, Sufficient funds exist in the Reserve for Roads and Bridges to fund said embankment repairs; and

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

RESOLVED, That the following budget transfer is hereby approved:

DD 30511 BR500	Appropriated Reserve for Roads & Bridges	+ \$450,000.00
DD5110 54491	General Construction	+ \$450,000.00

and further

RESOLVED, That upon review and approval of the County Attorney as to form, this Board hereby authorizes a contract with GSI to complete said embankment repairs in accordance with rates bid under Ulster County’s Geostabilization-Soil Nailing Bid RFB-UC21-061 for a cost not to exceed \$450,000; and further

RESOLVED, That the contract shall start May 13, 2022 and expire July 29, 2022; and further

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

RESOLVED, That the County Administrator is authorized to execute the contract with GSI and any other documentation necessary to effectuate the purpose 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 for a total project budget of Four Hundred Fifty Thousand Dollars (\$450,000.00); and further

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

RESOLUTION NO. 308-2022
CAPITAL PROJECT NO. H018-13
JAIL MODIFICATIONS
AWARD CONTRACT FOR COMPRESSOR REPLACEMENT
AT ONTARIO COUNTY JAIL - EMCOR SERVICES BETLEM

WHEREAS, Resolution No. 644-2013 created Capital Project No. 07-2013, Jail Modifications, now known as Capital Project No. H018-13; and

WHEREAS, A compressor has failed at the Ontario County Jail; and

WHEREAS, Since this equipment is necessary in order to maintain climate at the jail, this purchase is considered an emergency purchase; and

WHEREAS, Emcor Services Betlem has provided a quote to furnish and install a new compressor for a cost not to exceed \$30,620; and

WHEREAS, The total estimated project cost is \$38,120 which includes a contingency of \$7,500; and

WHEREAS, There is funding available in the Equipment Building & Maintenance line of Capital Project No. H018-13, HHH01813 52450, to fund said contract; and

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

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors hereby approves a contract with Emcor Services Betlem for the purchase and installation of compressor at the Ontario County Jail for a cost not to exceed \$30,620; and further

RESOLVED, Said contract term will be May 6, 2022 to July 30, 2022; and further

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

RESOLVED, That the Commissioner of Public Works, be and hereby is, authorized and empowered to execute any and all documents necessary or appropriate to effectuate adjustments or change orders to the original contract within the limits agreed to in this

resolution, subject to review and approval by the Office of the County Attorney; and further

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

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

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

**RESOLUTION NO. 309-2022
AUTHORIZATION TO ORDER REVISED 2023 SHERIFF FLEET**

WHEREAS, The Public Works Department has experienced unstable, unpredictable conditions when ordering the Sheriff vehicles approved in the 2022 Capital Improvement Plan; and

WHEREAS, Resolution No. 213-2022 authorized the Commissioner of Public Works and his designee to order 2023 Sheriff Fleet vehicles as detailed below along with any ancillary equipment, if necessary, for a budget not to exceed \$816,000:

	Proposed 2023
Unmarked Patrol Sedan	4
Patrol Sedan	6
SUV	6
Total	16
Budget	\$816,000

and

WHEREAS, After further review of vehicle replacement plans, the Commissioner of Public Works has revised the Proposed 2023 Sheriff Vehicles to be as follows:

	Proposed 2023 – REVISED
Unmarked Patrol Sedan	4
Patrol Sedan	7
SUV	5
Total	16
Budget	\$826,000

and

WHEREAS, A budget transfer requesting to appropriate fund balance to fund the purchase(s) will be brought forth to committees the cycle following the placement of any such orders; and

WHEREAS, Any 2023 order received in the 2022 calendar year will be reduced from

the 2023 budget; and

WHEREAS, All other 2023 orders will remain in the 2023 proposed budget so that funds can be returned to fund balance; and

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

RESOLVED, The Commissioner of Public Works and his designee are authorized to order the 2023 Sheriff Fleet vehicles as follows along with any ancillary equipment, if necessary, for a budget not to exceed \$826,000:

	Proposed 2023 – REVISED
Unmarked Patrol Sedan	4
Patrol Sedan	7
SUV	5
Total	16
Budget	\$826,000

and further

RESOLVED, A budget transfer requesting to appropriate fund balance in order to fund the purchase(s) will be brought forth to committees the cycle following the placement of any such orders; and further

RESOLVED, Any 2023 order received in the 2022 calendar year will be reduced from the proposed 2023 budget; and further

RESOLVED, All other 2023 orders will remain in the 2023 proposed budget and related funds will be returned to fund balance; and further

RESOLVED, The Departments of Finance is hereby directed to make the necessary budgetary and accounting entries to affect the intent of this resolution.

**RESOLUTION NO. 310-2022
 AUTHORIZE CONTRACT WITH GERBER COLLISION AND GLASS
 FOR PUBLIC SAFETY EQUIPMENT UPFITTING**

WHEREAS, Ontario County Purchasing received three (3) proposals (R22043) for upfitting County vehicles for emergency lighting, communication, and safety equipment; and

WHEREAS, Proposals were received from Empire Emergency Apparatus of Buffalo NY, Gerber Collision and Glass of Webster NY, and Finger Lakes Communications Co.; and

WHEREAS, Gerber Collision and Glass offers the best combination of experience, quality workmanship and cost; and

WHEREAS, The Public Works Committee supports the decision to contract with Gerber Collision and Glass; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors hereby approves a contract with Gerber Collision and Glass at 2111 Empire Boulevard, Rochester, New York 14580 for the prices offered in RFP (R22043) for a one year term beginning May 16, 2022 with three (3) one year renewals; and further

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

**RESOLUTION NO. 311-2022
AWARD BID B22038 FOR REPAIR AND INSTALLATION OF
COUNTY OWNED MOBILE AND HANDHELD RADIOS
AND ASSOCIATED EQUIPMENT**

WHEREAS, The Purchasing Department advertised for and received per tabulation sheet on file with the Clerk of the Board Bid (B22038) for the repair and installation of County owned mobile and handheld radios and associated equipment on County vehicles; and

WHEREAS, Finger Lakes Communication Co. Inc. is the lowest responsible, responsive bidder; and

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

RESOLVED, That the Ontario County Board of Supervisors hereby authorizes the award of Bid (B22038) for repair and installation of County owned mobile and handheld radios and associated equipment to Finger Lakes Communication Co. Inc., 305 Clark Street, Auburn, New York 13021 per the tabulation sheet on file with the Clerk of this Board; and further

RESOLVED, That said award shall be effective from May 13, 2022 through May 12, 2023; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Finger Lakes Communication Co. Inc.

**RESOLUTION NO. 312-2022
AUTHORIZATION TO RENEW CONTRACT FOR
ENERGY MANAGEMENT AND PROCUREMENT**

WHEREAS, Resolution No. 317-2021 awarded a contract to EGS Advanced Energy Solutions, Inc. for the active management and advice in its procurement of energy resources for Ontario County and Finger Lakes Community College (FLCC); and

WHEREAS, The Public Works Department wishes to renew the contract with EGS Advanced Energy Solutions, Inc. for a one-year period; and

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

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors hereby authorizes a contract renewal for energy management and procurement related services for electricity and natural gas for Ontario County and FLCC and their facilities with EGS Advanced Energy Solutions, Inc., for a year term, with the option of two one-year renewals; and further

RESOLVED, That the contract shall commence on June 24, 2022, and expire on June 23, 2023; and further

RESOLVED, That the County Administrator, be and hereby is, authorized and empowered to execute any and all documents necessary or appropriate to effectuate the purposes of this resolution, subject to review and approval by the Office of the County Attorney as to form; and further

RESOLVED, That certified copies of this resolution be sent by the clerk of this board to EGS Advanced Energy Solutions, Inc., of 15294 W Brookside Ln., Suite 110, Surprise, AZ 85374.

The foregoing block of seventeen resolutions was adopted.

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

**RESOLUTION NO. 313-2022
APPROVAL OF COLLECTIVE BARGAINING AGREEMENT 2022-2025
FINGER LAKES COMMUNITY COLLEGE AND THE COUNTY OF ONTARIO,
AND THE FINGER LAKES COMMUNITY COLLEGE
PROFESSIONAL ASSOCIATION**

WHEREAS, Negotiating teams representing the Finger Lakes Community College and Ontario County, and the FLCC Professional Association, have reached a Tentative

Agreement on terms and conditions of employment for the period September 1, 2022 through and including August 31, 2025; and

WHEREAS, The original Tentative Agreement stating these terms and conditions has been ratified by the FLCC Professional Association and the FLCC Board of Trustees, 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 this Board of Supervisors hereby ratifies the Collective Bargaining Agreement incorporating the terms and conditions of employment set forth in the Tentative Agreement for the period September 1, 2022 through and including August 31, 2025; and be it further

RESOLVED, That the Chairman of the Board of Supervisors and the County Administrator are hereby authorized and directed to execute a Collective Bargaining Agreement incorporating the terms and conditions of employment set forth in the Tentative Agreement; and be it further

RESOLVED, That the Clerk shall provide a copy of this resolution to Ms. Sarah Moon, President of the FLCC Professional Association, the Finger Lakes Community College, the County Administrator, and the County Attorney.

**RESOLUTION NO. 314-2022
APPROVAL OF COLLECTIVE BARGAINING AGREEMENT 2022-2025
FINGER LAKES COMMUNITY COLLEGE AND THE COUNTY OF ONTARIO,
AND CSEA, LOCAL 1000 AFSCME, AFL-CIO, LOCAL 835, FINGER LAKES
COMMUNITY COLLEGE EMPLOYEES UNIT 7850-02**

WHEREAS, Negotiating teams representing the Finger Lakes Community College and Ontario County, and the Civil Service Employees Association, Inc., CSEA, Local 1000 AFSCME, AFL-CIO, Local 835, Finger Lakes Community College Employees Unit 7850-02 (“FLCC CSEA Unit”), have reached a Tentative Agreement on terms and conditions of employment for the period September 1, 2022 through and including August 31, 2025; and

WHEREAS, The original Tentative Agreement stating these terms and conditions has been ratified by the FLCC CSEA Unit and the FLCC Board of Trustees, 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 this Board of Supervisors hereby ratifies the Collective Bargaining Agreement incorporating the terms and conditions of employment set forth in the Tentative Agreement for the period September 1, 2022 through and including August 31, 2025; and be it further

RESOLVED, That the Chairman of the Board of Supervisors and the County Administrator are hereby authorized and directed to execute a Collective Bargaining Agreement incorporating the terms and conditions of employment set forth in the Tentative Agreement; and be it further

RESOLVED, That the Clerk shall provide a copy of this resolution to Mr. John Onorato, President of the FLCC CSEA, the Finger Lakes Community College, the County Administrator, and the County Attorney.

RESOLUTION NO. 315-2022
MEMORANDUM OF AGREEMENT 3-2022
ONTARIO COUNTY GENERAL UNIT, C.S.E.A.

WHEREAS, Ontario County is currently a party to a labor agreement with the Ontario County General Unit, C.S.E.A., with said Agreement expiring December 31, 2025; and

WHEREAS, An understanding with respect to a provision within said Agreement has been negotiated, subject to the approval of this Board, and has been filed with the Clerk of the Board of Supervisors; and

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

RESOLVED, That Memorandum of Agreement No. 3-2022, reflecting the parties' agreement that the Ontario County Public Health Department is permitted to subcontract for a Coordinator, Children with Special Needs Program position to assist with completing annual reviews for children in the program prior to the end of the 2022 school year is approved; and further

RESOLVED, That said subcontract work shall only be for the period of May 15, 2022 through close of business on June 30, 2022; and further

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

The foregoing block of three resolutions was adopted.

Supervisor David Baker offered the following nine resolutions as a block and moved

for its adoption, seconded by Supervisor Daniel Marshall:

**RESOLUTION NO. 316-2022
CREATION OF ASSISTANT PUBLIC DEFENDER POSITION**

WHEREAS, Ms. Leanne Lapp, Public Defender, has filed a New Positions Duties Statement with the Department of Human Resources for a position she would like to create; and

WHEREAS, The Director of Human Resources has classified a position of Assistant Public Defender according to Personnel Officer Classification Certification No. 30-2022; and

WHEREAS, The Management Compensation Committee and the Ways and Means Committee have reviewed and recommend the creation of an Assistant Public Defender position; and

WHEREAS, The Public Defender's Office is in receipt of funds from the Office of Indigent Legal Services Distribution Grant 11 with sufficient funds for this position; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors does hereby authorize the creation of an Assistant Public Defender position classified by POCC No. 30-2022, effective upon adoption; and further

RESOLVED, That this position shall only continue to exist subject to receipt of the necessary grant funding from the Office of Indigent Legal Services and shall be abolished if said funds are not available; and further

RESOLVED, That the vacancy of this new position may be advertised with the salary range of Band 10 to Band 5, step 1 and is authorized to be filled immediately; and further

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

RESOLVED, That a copy of this resolution shall be sent by the Clerk of this Board to the Department of Human Resources.

**RESOLUTION NO. 317-2022
AUTHORIZATION FOR COUNTY TREASURER'S OFFICE TO COLLECT
SCHOOL TAXES FOR PHELPS-CLIFTON SPRINGS SCHOOL DISTRICT**

WHEREAS, In furtherance of consolidating services under the Shared Services Plan, the Ontario County Treasurer's Office collected 2019-2021 real property taxes for the Phelps-Clifton Springs School District; and

WHEREAS, The Ontario County Treasurer's Office desires to continue this cooperation by collecting 2022-2023 real property taxes for the Phelps-Clifton Springs School District; and

WHEREAS, The Treasurer's Office will provide for collection of taxes Monday through Friday; and

WHEREAS, The parties wish to enter into an agreement establishing the obligations and commitments for this service; and

WHEREAS, The Ways and Means Committee recommends this agreement; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors hereby authorizes an agreement with the Phelps-Clifton Springs School District, effective July 1, 2022, for the County's collection of taxes; and further

RESOLVED, That the term of said agreement shall be for one year and shall terminate on or before June 30, 2023 with the option for annual renewals with the agreement of both parties; and further

RESOLVED, That there will be no County cost associated with this agreement; and further

RESOLVED, That the County Administrator shall be authorized to sign this agreement and any other documents necessary to effectuate the purpose of this resolution.

**RESOLUTION NO. 318-2022
SALE OF REAL PROPERTY ACQUIRED THROUGH ENFORCEMENT OF
DELINQUENT TAXES**

WHEREAS, Pursuant to Resolution No. 662-2021, delinquent tax parcels were held out for online public auction beginning April 13th and ending May 3, 2022, by Auctions International; and

WHEREAS, The Ways and Means Committee recommends accepting the following high bids:

Auction Lot Number	High Bidder	Bid Amount
21	Robert G. Gray	\$ 25.00
23	Jesse Rankin	\$ 125.00
111	Rembrandt Ramirez	\$ 450.00
169 and 170	Zina Eddinger	\$ 119,100.00
204	Paul Smith	\$ 17,800.00
217	Richard S. Williams	\$ 16,600.00
222	Rembrandt Ramirez	\$ 25.00
223	Nolte Road Holdings LLC	\$ 80,700.00
258	Joseph C. Andruzzi	\$ 85,200.00
361	Susan A. Wright	\$ 410.00

362	Rembrandt Ramirez	\$ 560.00
416	TPGT Mud Creek, LLC	\$ 660.00
454	Nolte Road Holdings LLC	\$ 110,300.00
457	Nolte Road Holdings LLC	\$ 140,100.00

now, therefore, be it

RESOLVED, That the above bids be accepted; and further

RESOLVED, That upon review and approval of the County Attorney, the Ontario County Treasurer be, and he hereby is, authorized to execute a Quitclaim Deed of the County's interest in each of the above Lots for, and in consideration of, the corresponding Bid Amount set forth above; and further

RESOLVED, That the Ontario County Treasurer be, and he hereby is, authorized to accept the Bid Amounts set forth above as payment for all taxes currently with the County Treasurer with respect to each corresponding Lot, with any excess or any deficit to be reflected on the Treasurer's records as appropriate; and further

RESOLVED, That the Clerk of the Board of Supervisors send certified copies of this resolution to the County Treasurer.

**RESOLUTION NO. 319-2022
REVISION OF THE ONTARIO COUNTY PURCHASING PROCEDURES**

WHEREAS, Ontario County policy calls for an annual review and update of the Purchasing Policies and Procedures; and

WHEREAS, The State of New York now requires municipalities using procurement cards to review and revise these policies as necessary on an annual basis; and

WHEREAS, The Purchasing Director and the Ways and Means Committee have done this review and incorporated changes necessary for compliance with General Municipal Law, Sections 103 and 104-b; now, therefore, be it

RESOLVED, That the Ontario County Purchasing Procedures and Ontario County Purchasing Card User's Guide and Policy Manual, as revised, and on file with the Clerk of this Board, be adopted and implemented immediately.

**RESOLUTION NO. 320-2022
RENEWAL FOR PRINTING OF BID SPECIFICATIONS AND DRAWINGS**

WHEREAS, The Purchasing Department issued an RFP (R21057) for the printing of drawings and specifications for large county projects as well as the option to distribute said projects electronically through the vendors plan room; which was awarded on Resolution No. 362-2021; and

WHEREAS, Having drawings and specifications for large projects printed by the County provides a less expensive option to drawings being included in the project pricing; and

WHEREAS, The bid award allows for the option of (2) two, twelve (12) month renewals and the vendor Rotolite Elliott Corp., One Grove Street Ste 123, Pittsford, New York 14534, has agreed to a renewal of twelve (12) months with the allowable 7.9% CPI increase; and

WHEREAS, The Ways and Means Committee has reviewed the recommendation and agrees with the recommended award; now, therefore, be it

RESOLVED, That RFP (R21057) for the printing of drawings and specifications be renewed with Rotolite Elliott, for a period of twelve (12) months starting July 16, 2022 and expiring on July 15, 2023, with the allowable 7.9% CPI increase, with the option of one (1) additional twelve-month renewal, if mutually agreeable by both parties and by resolution of the Ontario County Board of Supervisors; and further

RESOLVED, That certified copies of this resolution be sent to Rotolite Elliott, Selliott@rotliteelliott.com, by the Clerk of this Board.

**RESOLUTION NO. 321-2022
AUTHORIZATION TO ACCEPT BIDS FOR
COUNTY PRINT FUNCTIONS (B22035)**

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

WHEREAS, The County spent about \$83,000 in 2020, and \$60,000 in 2021 in said print services; and

WHEREAS, The County expects the need for these services to continue; and

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

WHEREAS, Upon opening and review of the bid responses, the apparent low responsive/responsible bidder is Erie Shore Landing Printing – The ARC of Wayne County, 50 East Avenue, Newark, New York 14424; and

WHEREAS, The Purchasing Department and Information Technology Department met with the low vendor and are satisfied with their qualifications; and

WHEREAS, The Purchasing Department recommends award to the low bidder for two (2) years beginning on May 16, 2022 through May 15, 2024 with the option of four (4) twelve (12) month renewals if mutually agreeable by both parties; and

WHEREAS, The Ways and Means Committee has reviewed the recommendation and agrees with the recommended award; now, therefore, be it

RESOLVED, That bid (B22035) be awarded to Erie Shore Landing Printing – The ARC of Wayne County for the term of May 16, 2022 through May 15, 2024 with the option of four (4) twelve (12) month renewals; and further

RESOLVED, That certified copies of this resolution be emailed by the Clerk of this Board to Erie Shore Landing Printing, printshop@arcwayne.org.

**RESOLUTION NO. 322-2022
AUTHORIZATION TO PARTICIPATE IN COOPERATIVE BIDS
COORDINATED BY WAYNE FINGER LAKES BOCES**

WHEREAS, Wayne-Finger Lakes BOCES located at 131 Drumlin Court, Newark, New York, 14513, has submitted a proposed “General Resolution” for Ontario County participation in cooperative bids; and

WHEREAS, The Ontario County Purchasing Department deems it to be in the best interest of the taxpayers of Ontario County to participate in the cooperative bids coordinated by Wayne Finger Lakes BOCES; now, therefore, be it

RESOLVED, That the Purchasing Director be, and hereby is, authorized and directed to sign the “General Resolution”

**RESOLUTION NO. 323-2022
FIXING DATE AND NOTICE FOR THE PUBLIC HEARING ON
LOCAL LAW NO. 3 (INTRO.) OF 2022**

WHEREAS, There has been introduced at a meeting of this Board held on May 12, 2022 a proposed local law entitled “A Local Law Pursuant to Chapter 97-2011 of the Laws of the State of New York and Section 3-c of the General Municipal Law Overriding Tax Levy Limit for Fiscal Year 2023”; now, therefore, be it

RESOLVED, That a public hearing shall be held on June 2, 2022, at 6:30 p.m. at the Board of Supervisors’ Meeting Room, 74 Ontario Street, Canandaigua, New York; and further

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

**RESOLUTION NO. 324-2022
2023 - 2024 COUNTY BUDGET GUIDELINES**

WHEREAS, Ontario County continues to experience reductions in State and Federal Aid, increases in unfunded and underfunded mandates, and a permanent tax cap; and

WHEREAS, This Board of Supervisors desires that County Departments prepare their annual budgets with those constraints in mind; now, therefore, be it

RESOLVED, That the Ways and Means Committee recommends the following guidelines for use in the preparation of the 2023 and 2024 County Department budgets:

1. It is the intent of the Board of Supervisors that the 2023-2024 Budget will not result in an increase of the 2022 tax rate of \$6.31.
2. It is the intent of the Board of Supervisors that there will be no tax levy supported debt used to fund the operating budget or Capital Improvement Plan.
3. All departments will make every effort to contain costs for 2023 and 2024, including overtime and comp time. Departments will budget appropriately for essential needs of the department. Any proposed new programs or programmatic changes will be reviewed with the County Administrator prior to presentation to Standing Committee. Departments are expected to complete the *Departmental Budget – Executive Summary* form for their Standing Committee and the Ways and Means Committee review which will highlight details of line-item changes necessary to meet this reduction.
4. Changes in the number of full-time equivalent positions due to program changes will be considered through the normal process, once the County Administrator has approved the request to move forward.
5. Departments will continue to comply with the Vacancy Review Policy.
6. To ensure the continued provision of essential services to the public while controlling costs, Department Heads are required to have discussions with the County Administrator when considering the filling of any open position.
7. In recognition of the recent economic conditions and the importance of services provided by our Team Agencies, any potential increases in funding in 2023 will be reviewed by the County Administrator prior to presentation to their Standing Committee and will be considered on a case-by-case basis.
8. Departments which pass State and Federal aid through to contract agencies will pass along any reductions in aid to those contract agencies.
9. The Capital Improvement Project expenses for County Departments are excluded from these Budget Guidelines and are handled through a separate process.
10. Acceptance of grant money will be evaluated for existing projects, programs, or equipment, and to fund new programs with zero (0) county match whenever possible. Request for County matching dollars or in-kind services will be considered on a case-by-case basis. The Department of Finance, through the Grant Coordinator position and with the assistance of departments, will

continue to research potential funding sources for new, expanding, and existing programs and equipment purchases. Any programs or positions funded through grants will be flagged for review upon the completion of the grant.

11. The General Fund Contingency Budget will be no more than 1% of total budgeted appropriations.
12. County expectations are that the Finger Lakes Community College (FLCC) will operate its expanded facilities within the revenues generated by SUNY, tuition, and other revenues. County funding to FLCC consists of sponsor contribution and capital contribution. The total funding level for FLCC will be comprehensively reviewed as it relates to the budgetary constraints placed on the County by New York State including unfunded and underfunded mandates.

and further

RESOLVED, That a certified copy of the resolution be sent by the Clerk of this Board to each member of the Board of Supervisors, each Department Head, the Chair of the FLCC Board of Trustees, Dr. Robert Nye - FLCC President, and the Finance Department.

The foregoing block of nine resolutions was adopted.

At the request of Supervisor Robert Green, unanimous consent was given to waive the provision of Rule No. 23 of the "Rules and Order of Business" of this Board so that action could be taken on the following addendum items at this meeting.

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

**RESOLUTION NO. 325-2022
RESOLUTION OF SYMPATHY
INVESTIGATOR GREGORY J. SHAFFER**

WHEREAS, This Board of Supervisors was saddened to learn from District Attorney Jim Ritts of the recent and untimely death of Investigator Gregory J. Shaffer; and

WHEREAS, Gregory J. Shaffer began his career serving with the Ontario County Sheriff's Office beginning on February 26, 1997 where he was a road patrol deputy; and

WHEREAS, He was then promoted on March 13, 2005 as a Sergeant; and

WHEREAS, He was then promoted on July 22, 2007 as a Criminal Investigator; and

WHEREAS, He was then promoted on November 18, 2015 as a Lieutenant; and

WHEREAS, He was also trained as a canine handler and was a Resource Officer at the Flint Campus of the Wayne-Finger Lakes BOCES, where he provided support and build trust with the students and staff; and

WHEREAS, He retired from the Sheriff's Office on March 1, 2020; and

WHEREAS, On March 2, 2020 he became a part time investigator for the District Attorney's Office; and

WHEREAS, As an investigator he altruistically dedicated himself to the protection of children often partnering with Child Protective Services, the Child Advocacy Center, and other law enforcement agencies to make sure the children were heard, believed, and their difficult disclosures were fully investigated; and

WHEREAS, He dedicated his entire career to ensuring the safety of all residents of our County; and

WHEREAS, He was a great mentor and leader to all in the Sheriff's and District Attorney's Offices; and

WHEREAS, He was a proud father of Alex and Andrew; and

WHEREAS, This Board of Supervisors wishes to express its sorrow in the loss of an esteemed employee and respected individual; now, therefore, be it

RESOLVED, That this Board of Supervisors, on behalf of its members, both past and present, mourns the death of Gregory J. Shaffer and extends its sympathy to his family; and further

RESOLVED, That this resolution be included in the minutes of this Board and a copy sent to his family.

Adopted.

At 7:28 pm, Supervisor Andrew Wickham made the motion, seconded by Supervisor David Phillips to move into executive session to discuss the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation, said motion was carried.

At 8:19 pm, motioned was made by Supervisor Andrew Wickham, seconded by Supervisor David Baker to move out of executive session; said motion was carried.

Supervisor Andrew Wickham offered the following resolution and moved for its adoption:

**RESOLUTION NO. 326-2022
APPOINTMENT OF RYAN L. DAVIS
ECONOMIC DEVELOPER**

WHEREAS, The Board of Supervisors appointed a Search Committee to assist in evaluating candidates for the position of Economic Developer; and

WHEREAS, The interview process has been concluded by the Search Committee; and

WHEREAS, Based upon the Search Committee's work, the County Administrator recommends that Mr. Ryan L. Davis be appointed as the Economic Developer for Ontario County; and

WHEREAS, The Planning and Environmental Quality Committee has added their endorsement to that of the Search Committee and recommend approval of Mr. Davis' appointment to the full Board of Supervisors; now, therefore, be it

RESOLVED, That Mr. Ryan L. Davis, be, and hereby is, appointed as Economic Developer, for a two-year term, effective May 23, 2022; and further

RESOLVED, That Mr. Ryan L. Davis be appointed at the 2022 annual salary of \$107,775 (Band 4, Step 1, of the 2022 Management Compensation Plan); and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Mr. Ryan L. Davis, the County Clerk and the Department of Human Resources.

Supervisor Andrew Wickham made the motion, seconded by Supervisor Mark Venuti to amend Resolution No. 326-2022, as follows:

**RESOLUTION NO. 326-2022
APPOINTMENT OF RYAN L. DAVIS
ECONOMIC DEVELOPER
AS AMENDED**

WHEREAS, The Board of Supervisors appointed a Search Committee to assist in evaluating candidates for the position of Economic Developer; and

WHEREAS, The interview process has been concluded by the Search Committee; and

WHEREAS, Based upon the Search Committee's work, the County Administrator recommends that Mr. Ryan L. Davis be appointed as the Economic Developer for Ontario County; now, therefore, be it

RESOLVED, That Mr. Ryan L. Davis, be, and hereby is, appointed as Economic Developer, for a two-year term, effective May 23, 2022; and further

RESOLVED, That Mr. Ryan L. Davis be appointed at the 2022 annual salary of \$107,775 (Band 4, Step 1, of the 2022 Management Compensation Plan); and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Mr. Ryan L. Davis, the County Clerk and the Department of Human Resources.

The foregoing amendment was adopted.

Resolution No. 326-2022, as amended, was adopted.

On motion of Supervisor Norman Teed, seconded by Tamara Hicks, the meeting was adjourned at 8:24 pm.

Approved