

March 9, 2023

The regular meeting of the Ontario County Board of Supervisors was called to order at 6:30 p.m. at 74 Ontario Street, Canandaigua, NY 14424, with Chairman Todd Campbell presiding.

The Pledge of Allegiance was led by Supervisor David Phillips, Town of Manchester.

Upon roll call, members of the Board were present with Supervisor Wickham declared necessarily absent.

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

Under reports of County Officials, the following spoke:

County Administrator Chris DeBolt gave the following updates:

- The application window for the RFP responses from the Community Grant Program Administration has closed. He said they have received 9 responses and will be evaluated next week.
- Deputy County Administrator, Finance Director, Supervisors' Marren and Namestnik and he attended the NYSAC conference in Albany last week. He said there were some very informative discussions with their colleagues and folks at NYSAC about what may be transpiring in the state budget.
- The RFP for the Community Liaison position went out today.

Chairman Campbell granted privilege of the floor to Mr. Tim Winderl from Avangrid regarding the NYSEG/RG&E smart meter deployment.

Mr. Winderl said the Public Service Commission (PSC), in 2020, approved a smart meter upgrade program for both NYSEG and RG&E through their service territory. He said through that program, it allows them to install smart meters for the residential and commercial customers throughout their service territory. They were asked to do public outreach to elected officials and before the public so they are aware of the program and what's going on. The program will install smart meters into the customer's residents and commercial facilities, which give them digital data availability as well as new functions through a low powered radio frequency mesh network. It will be installed in three phases throughout Ontario County. The first two phases will begin in the summer of 2023 and the third phase will be fall 2023 through spring of 2024. Each sector as they are installed will be followed up by a test period of 1 to 2 months to make sure that everything works before it goes live. Once the meter is installed, you won't see immediate results on a bill. They have hired a contractor that will go around to the homes to install the meters for them. They will have ID and vehicles marked appropriately. In a matter of minutes, they will have the electric module or gas module changed out. If they have a gas meter, there will be a slight interruption as they pull the meter out of the electric socket and put it back in for their electric customers. The customer's will be notified three weeks in advance via post card as well as an automated phone call one day in advance. The day of the installation, they will arrive, knock on the door to say they are doing the installation, then put a door hanger on saying they have successfully completed the change out. There is no customer prep needed a head of time. If there's any health issues or anything going on at the time, they will address that at that time. The installations will occur between 8:00 am and 4:00 pm. If there are specific outages, the postcard will have information how they can schedule a specific time frame if necessary. We will see NYSEG and RG&E vehicles

in the area installing that mesh network prior or ahead of time before those meters go in. That will not be done by the contractors. Some of the benefits and convenience for this, they will have fewer estimates, which are causing a lot of issues right now with customers. Customers will not have to do a lot of reads they are doing themselves right now. They will be able to instantly ping a meter and get a read for a customer. There will be fewer onsite visits by the utility that will help with both move in and moveout with customers. They will also have a faster outage response with the ability to ping a meter to see if it's functioning properly or if a customer does or does not have service. The PSC asked them to provide an online energy management service. They have what's called Energy Manager. Customers will be able to go online to see what their usage is. They will also have the ability to make choices on how to use electricity, use more or less based on that. The information can provide reports and alerts. They will also be doing an outreach to the public in general through open houses and several where public can come and see the actual program and talk to subject matter experts on the whole installation and deployment process. They will be looking for events and places where they can get this information out there.

The following communications are on file with the Clerk's Office:

Copies received of minutes of meetings held as follows:

- Health and Human Services Committee held on February 6, 2023
- Planning and Environmental Quality Committee held on February 6, 2023
- Public Works Committee held on February 6, 2023
- Public Safety Committee held on February 8, 2023
- Governmental Operations and Insurance Committee held on February 8, 2023
- Ways and Means Committee held on February 8, 2023

Resolution No. 2023-49 entitled "Calling on the State of New York to Continue to Pass-Thru Federal Affordable Care Act Enhanced Federal Medicaid Assistance Percentage Funds", received from Livingston County.

Resolution No. 54-23 entitled "Calling on the State of New York to Continue to Pass-Thru Federal Affordable Care Act Enhanced Federal Medicaid Assistance Percentage Funds", received from Greene County.

Resolution No. 33 entitled "Calling on the State of New York to Continue to Pass-Thru Federal Affordable Care Act Enhanced Federal Medicaid Assistance Percentage Funds", received from Franklin County.

Resolution No. 58-23 entitled "Calling on the State of New York to Continue to Pass-Thru Federal Affordable Care Act Enhanced Federal Medicaid Assistance Percentage Funds", received from Tioga County.

Resolution No. 46 entitled "Resolution Requesting the Public Service Commission to Hold Verizon Wireless Accountable for Charging for Services they are not Providing", received from Essex County.

Resolution No. 23-35 entitled "Resolution Calling on the Governor to Complete Affordable Care Act Enhanced Federal Medicaid Assistance Percentage Reconciliations that are Years Overdue and Immediately Release the Federal Funds Owed to Counties and New York City", received from Madison County.

Resolution No. 23-55 entitled "Opposing Governor Hochul's Ban of Gas Stoves and Other New Fossil Fuel Heating Equipment", received from Madison County.

Resolution No. 23-56 entitled “Calling on the State of New York to Continue to Pass-Thru Federal Affordable Care Act Enhanced Federal Medicaid Assistance Percentage Funds” received from Madison County.

Resolution No. 31 entitled “Calling on the State of New York to Continue to Pass-Thru Federal Affordable Care Act Enhanced Federal Medicaid Assistance Percentage Funds”, received from Schoharie County.

Resolution No. 53 entitled “Calling on the State of New York to Continue to Pass-Thru Federal Affordable Care Act Enhanced Federal Medicaid Assistance Percentage Funds” received from Genesee County.

Resolution No. 88-223 entitled “Opposing Governor Hochul’s Ban of Gas Stoves and Other New Fossil Fuel Heating Equipment”, received from Orleans County.

Resolution No. 114-223 entitled “Calling on the State of New York to Continue to Pass-Thru Federal Affordable Care Act Enhanced Federal Medicaid Assistance Percentage Funds”, received from Orleans County.

Resolution no. 123-223 entitled “Calling on the Governor of New York State to Remove from the 2024 Executive Budget Part M of the Article VII Revenue Bills”, received from Orleans County.

Resolution No. 33-23 entitled “Calling on the State of New York to Continue to Pass-Thru Federal Affordable Care Act Enhanced Federal Medicaid Assistance Percentage Funds”, received from Cortland County.

Act No. 113-2023 entitled “Opposing Changes to In Rem Foreclosure”, received from Cattaraugus County.

Act No. 114-2023 entitled “Opposing Minimum Wage Index to Inflation”, received from Cattaraugus County.

Act No. 115-2023 entitled “Urging New York State Legislators to Advocate on Behalf of SUNY Community Colleges to Increase Funding to Community Colleges in the State Budget”, received from Cattaraugus County.

Resolution No. 57-23 entitled “Opposing Governor Hochul’s Ban of Gas Stoves and Other New Fossil Fuel Heating Equipment”, received from Greene County.

Order of the State Comptroller for filing regarding Ontario County; Increase and Improvement of Facilities for Honeoye Lake County Consolidated Sewer District File No. 2022-39, received from Laura M. Crisafulli, Assistant Counsel, NYS Office of State Comptroller.

Under reports of Special Committees, Mr. Paul Bishop of CGR gave a brief presentation of the EMS and Fire Study. Mr. Bishop explained the project overview, key findings, and options for the future.

A summary report and a full report were provided through a link in the agenda.

Supervisor Robert Green motioned to accept the EMS and Fire report, seconded by Supervisor Bill Namestnik. The motion carried.

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

RESOLUTION NO. 118-2023
RESOLUTION OF SYMPATHY – COUNTY CLERK MATTHEW HOOSE

WHEREAS, This Board of Supervisors was saddened to learn of the recent death of Ontario County Clerk Matthew Hoose; and

WHEREAS, Mr. Hoose started his career with Ontario County as a full-time Corrections Officer from July 2009 to April 2010 and a part-time Corrections Officer from April 2010 to December 2011; and

WHEREAS, Mr. Hoose also served as Deputy County Clerk from April 2010 to December 2011; and

WHEREAS, Mr. Hoose was then elected as County Clerk and served the residents of Ontario County from January 2012 until his passing; and

WHEREAS, This Board of Supervisors wishes to express its sympathy in the loss of one of our elected officials; now, therefore, be it

RESOLVED, That this Board of Supervisors, on behalf of its members, both past and present, mourn the death of County Clerk Matthew Hoose; and further

RESOLVED, That this resolution be included in the minutes of this Board and a copy sent to the New York State Association of County Clerks.

Adopted.

Supervisor Richard Russell called attention to a page placed on the Supervisors' desks about a response to the citizens' audit. He said at last cycle citizens' audit came and presented some information. He said the Board of Elections was asked to respond to some of those comments and asked that the response be inserted in full into the minutes. The following was the response:

Rebuttal to Citizen's Audit

- 1) The appropriate avenue for Citizens' Audit redress is via the court system and not the Board of Supervisors, or any other legislative body.
- 2) There is misunderstanding of what the data is actually telling them.
- 3) The complexity of the voter enrollment database(s) combined with their very dynamic nature is poorly understood by nearly everyone except those who work closely with the information. That lack of understanding makes it very easy to exploit preconceived notions about the entire elections process.
- 4) Both our Board and the State Board of Elections conduct extensive reviews of voter records on a regular and consistent basis, daily.
- 5) All county Boards of Election as well as the NY State BoE are staffed with bi-partisan elections administrators who work together in a checks & balance method to ensure that every citizen's franchise is respected and their registrations are kept current.
- 6) It is likely that most anomalies this group claims to have uncovered are either a misunderstanding of the material being reviewed, or a misrepresentation of the information that has been provided to them via the FOIL process.
- 7) Information is often clouded by the fact that we do receive duplicate voter registration applications, mostly from DSS, DMV, and other state agencies with mandatory reporting requirements, and the state refers to these duplicate applications as "duplicate voters." Multiple protocols are in place with each and

every County Board of Elections, in concert with the State Board of Elections, to ensure "one person - one vote".

- 8) All data provided by this group has been debunked by our peers.

Supervisor Richard Russell offered the following three resolutions and moved for its adoption, seconded by Supervisor Frederick Wille:

**RESOLUTION NO. 119-2023
AUTHORIZATION TO CONTRACT WITH NTS DATA SERVICES FOR
REGISTERED VOTER NOTICE CARD PREPARATION AND MAILING**

WHEREAS, The Ontario County Board of Elections is required by NYS Election Law to mail Voter Check Cards to registered voters of Ontario County annually during the month of April 2023; and

WHEREAS, Ontario County's voter registration software provider, NTS Data Services Inc., 2079 Sawyer Drive, Niagara Falls, New York 14304 is able to provide said service at a cost of \$.26 per card plus minor processing fees, for approximately 74,000 cards, and for postage for a combined cost not to exceed \$58,600.00; and

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

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

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

RESOLVED, That upon review and approval of the County Attorney as to form, this Board of Supervisors hereby approves a contract with NTS Data Services, Inc. 2079 Sawyer Drive, Niagara Falls, New York 14304, for the term of February 28, 2023, through December 31, 2023 for an amount not to exceed \$58,600.00; and further

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

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

**RESOLUTION NO. 120-2023
RESOLUTION OF DENIAL – BRADLEY & MARY ADA BENNETT
CORRECTION OF ERROR – 2023 COUNTY/TOWN TAX ROLL**

WHEREAS, An application for corrected tax roll for the 2023 County/Town tax roll has been received by the Real Property Tax Director in accordance with RPTL §550; and

WHEREAS, The property owner is Bradley and Mary Ada Bennett, with a mailing address of 1802 Strong Rd, Victor, NY 14564; and

WHEREAS, The property's subject to correction is located on Strong Rd in the Town of Bloomfield, described as tax map numbers 52.00-3-2.121 and 52.00-3-2.310; and

WHEREAS, The Real Property Tax Director has completed an investigation pursuant to RPTL §550, and has filed a copy of the findings of that investigation; and

WHEREAS, After review of the findings, the Governmental Operations and Insurance Committee has accepted the recommendation of the Real Property Tax Director to deny the application or correction of error; now, therefore, be it

RESOLVED, That the report of findings has been reviewed by this Board; and further

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

RESOLVED, That the County Administrator be, and hereby is, authorized to execute said denied application for Correction of Error; and

RESOLVED, That copies of this resolution be sent to the Town of East Bloomfield, Bloomfield Central School District, and Bradley and Mary Ada Bennett.

**RESOLUTION NO. 121-2023
AMENDMENT OF RESOLUTION NO. 79-2022
HILL PROPERTY PARTNERSHIP/BAKER FAMILY LIMITED PARTNERSHIP
CORRECTION OF ERROR – 2022 COUNTY/TOWN TAX ROLL**

WHEREAS, An application for corrected tax roll for the 2022 County/Town tax roll had been received by the Real Property Tax Director in accordance with RPTL §554; and

WHEREAS, The property owner was Hill Property Partnership, whose mailing address is PO Box 219, Teton Village WY, 83025; and

WHEREAS, The property subject to correction is located at 5852 East Lake Road, in the Town of Richmond, and whose tax map number is 175.00-1-42.100; and

WHEREAS, The Real Property Tax Director had completed an investigation pursuant to RPTL §554, and had filed a copy of the findings of that investigation and Board Approved for a corrected tax bill resulting in Resolution No. 79-2022; and

WHEREAS, The 2021-22 tax bill was paid on January 27, 2022 to the Town of Richmond in the amount \$11,995.26, by the new owner of the property Baker Family

Limited Partnership, whose mailing address is 16737 Gorsuch Mill Rd, Upperco, MD 21155, prior to Resolution and was not notified to Ontario County as paid; and

WHEREAS, Resolution No. 79-2022, dated February 17, 2022, approved a corrected tax bill, not a refund; and

WHEREAS, The Real Property Tax Director was notified on February 13, 2023 a refund is warranted, due to the towns collection of payment and has recommended approval of the refund for correction of error; now, therefore, be it

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

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

RESOLVED, That the County Administrator be, and hereby is, authorized to execute said application for Correction of Error; and further

RESOLVED, That the Baker Family Limited Partnership be refunded the amount of the school tax relevy in the amount of \$7,140.09; and further

RESOLVED, That copies of this resolution be sent to the Ontario County Treasurer, Baker Family Limited Partnership, and the Richmond Town Tax Collector.

The foregoing block of three 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. 122-2023
AUTHORIZATION TO AMEND CONTRACT WITH HRI
EPIDEMIOLOGY & LABORATORY CAPACITY COVID-19**

WHEREAS, Resolution No. 533-2020 authorized Ontario County to enter into a contract with New York State Department of Health (NYSDOH) through Health Research Inc.'s (HRI) Epidemiology & Laboratory Capacity (ELC) COVID-19; HRI Contract # 6459-01 and to accept \$1,308,996 in allocated funds for the term of July 1, 2020 through June 30, 2022; and

WHEREAS, \$1,000,000 of the allocation was restricted from use, as a placeholder for future allocations; and

WHEREAS, Of the \$308,996 allocation, 75% or \$231,747, was immediately available; and

WHEREAS, NYSDOH extended the contract end date to March 31, 2023 which

was authorized on Resolution No. 335-2021; and

WHEREAS, Amendment #1, NYSDOH allocated an additional \$402,625 designating 75% or \$301,968 as immediately available which was authorized on Resolution No. 487-2021; and

WHEREAS, The total award of \$1,711,621 reflects \$402,625 (new award) plus \$308,996 (initial award), plus \$1,000,000 (restricted funds); and

WHEREAS, Funds available immediately total \$610,964 (100% of the initial award plus 75% of subsequent award); and

WHEREAS, The Director of Public Health has been notified by HRI that the previously restricted \$1,000,000 has been unrestricted; and

WHEREAS, NYSDOH has not yet released the final 25% or \$100,657 of the second allocation; and

WHEREAS, The total available funds are 1,610,965 (100% of the initial award plus 75% of the subsequent award plus previously restricted \$1,000,000); and

WHEREAS, Amendment #2 has extended the contract end date to 12/31/2023, and to substitute Exhibit "A" Revised and to attach Exhibit "D" Addition; and

WHEREAS, It is now desired to amend contract 6459-01; and

WHEREAS, Director of Public Health and the Health and Human Services Committee recommends the amendment; and

WHEREAS, The Health and Human Services and Ways and Means Committees have reviewed this resolution and recommends acceptance of the amendment; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors, hereby approves the amended contract with the Health Research, Inc., Riverview Center, 150 Broadway, Ste. 280, Menands, New York 12204 total contract amount of \$ 1,711,621 with expenditures under this contract may not exceed the maximum reimbursable amount of \$1,610,965 for a term of July 1, 2020 through December 31, 2023 at no required County cost; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the contract #6459-01 Epidemiology & Laboratory Capacity COVID-19 with the Health Research, Inc., and all other documents necessary to effectuate the purposes of this resolution; and further

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

**RESOLUTION NO. 123-2023
AUTHORIZATION TO CONTRACT WITH
ONTARIO COUNTY HUMANE SOCIETY FOR
THE RABIES RESPONSE PROGRAM**

WHEREAS, Resolution No. 97-2003 authorized a rabies control agreement with the Ontario County Humane Society and the Ontario County Public Health Department which included a specimen and submission appendix; and

WHEREAS, The Public Health Department has contracted with the Ontario County Humane Society annually for these services; and

WHEREAS, The Public Health Director and the Health and Human Services Committee recommend this contract for 2023; now, therefore, be it

RESOLVED, That the Rabies Response Program includes a specimen and submission appendix with costs as delineated by the scope of practice on file with the Clerk of this Board; and further

RESOLVED, The costs for the rabies response program contract will be in the amount of \$111,299.34 while costs associated with the specimen and submission appendix continue with no increase and have been budgeted in the 2023 budget and all costs are eligible for State Aid reimbursement at 36%; and further

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors hereby approves a contract with Ontario County Humane Society, 2976 County Road 48, Canandaigua, NY 14424 for a term of twelve months, January 1, 2023 through December 31, 2023, at a cost not to exceed \$111,299.34 as noted in the Schedule A; and further

RESOLVED, That the County Administrator be, and hereby is authorized and empowered to execute said Agreement on behalf of the County of Ontario.

**RESOLUTION NO. 124-2023
AUTHORIZATION TO CONTRACT WITH
DR. WILLIAM DEAN, MD FOR AUTOPSY SERVICES**

WHEREAS, The Ontario County Public Health Department desires to enter into a professional service contract with Dr. William Dean, M.D., Pathology Services, PLLC, 252 Billsboro Road, Geneva, NY 14456 for the provision of autopsy services; and

WHEREAS, Funds have been appropriated in the budget to pay the provider as stated in Schedule A of the contract at a rate of \$750.00 per autopsy; and

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

RESOLVED, That upon the review and approval by the County Attorney as to form, the Board of Supervisors hereby approves the contract with Dr. William Dean M.D., Pathology Services, PLLC, 252 Billsboro Road, Geneva, NY 14456 for a term of twelve months beginning January 1, 2023 through December 31, 2023 at a cost not to exceed as noted in the Schedule A; and further

RESOLVED, That the County Administrator be, and is hereby, authorized and empowered to execute said Agreement on behalf of the County of Ontario.

The foregoing block of three resolutions was adopted.

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

**RESOLUTION NO. 125-2023
RESCINDING RESOLUTION NO. 679-2021
FINGER LAKES THERAPY WORKS, PLLC FOR
SERVICE COORDINATION SERVICES 2022-2023**

WHEREAS, Resolution No. 679-2021 established a contract between Ontario County Public Health Department, Children with Special Needs Program and Finger Lakes Therapy Works, PLLC for service coordination services effective January 1, 2022 through December 31, 2023; and

WHEREAS, It has been determined that the contract template was incorrect; now, therefore, be it

RESOLVED, That Resolution No. 679-2021 is here by rescinded; and further

RESOLVED, A copy of this rescinded resolution will be sent to Finger Lakes Therapy Works, PLLC, 210 Clifton Sprints Professional Park, Clifton Springs, NY 14432; and further

RESOLVED, A copy of this rescinded resolution will be sent to Ontario County Public Health Office.

**RESOLUTION NO. 126-2023
AUTHORIZATION TO CONTRACT WITH
FINGER LAKES THERAPY WORKS, PLLC FOR
EI SERVICE COORDINATION SERVICES
JANUARY 1, 2022 - MARCH 19, 2023**

WHEREAS, The Ontario County Public Health Department oversees the Early Intervention Program which addresses the needs of children from birth to age three who have developmental disabilities; and

WHEREAS, Each child in the program is to be provided with a Service Coordinator who facilitates an assessment of the child in order to develop an individualized goal oriented plan per New York State regulations; and

WHEREAS, The Ontario County Public Health Department, Children with Special Needs Program desires to contract with Finger Lakes Therapy Works, PLLC, 210 Clifton Springs Professional Park, Clifton Springs, NY 14432; and

WHEREAS, The funds have been appropriated in the budget to pay the provider; and

WHEREAS, The Public Health Director and the Health and Human Services Committee recognize the need to assure the continuance of 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 Finger Lakes Therapy Works, PLLC for the period of January 1, 2022 through March 19, 2023 to perform service coordination services per the Schedule A; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute this contract.

**RESOLUTION NO. 127-2023
AUTHORIZATION TO CONTRACT WITH
FINGER LAKES THERAPY WORKS, PLLC FOR
EI SERVICE COORDINATION SERVICES
MARCH 20, 2023 – DECEMBER 31, 2023**

WHEREAS, The Ontario County Public Health Department oversees the Early Intervention Program which addresses the needs of children from birth to age three who have developmental disabilities; and

WHEREAS, Each child in the program is mandated by the State to be provided with a Service Coordinator who facilitates an assessment of the child in order to develop an individualized goal oriented plan per New York State regulations; and

WHEREAS, Finger Lakes Therapy Works, PLLC has agreed to provide service coordination services; and

WHEREAS, The Ontario County Public Health Department, Children with Special Needs Program desires to contract with Finger Lakes Therapy Works, PLLC, 210 Clifton Springs Professional Park, Clifton Springs, NY 14432; and

WHEREAS, The funds have been appropriated in the budget to pay the provider; and

WHEREAS, The Public Health Director and the Health and Human Services Committee recognize the need to assure the continuance of 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 Finger Lakes Therapy Works, PLLC for the period of March 20, 2023 through December 31, 2023 to perform service coordination services per Schedule A; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute this contract.

The foregoing block of three resolutions was adopted.

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

**RESOLUTION NO. 128-2023
AUTHORIZATION FOR PROFESSIONAL CONSULTANT CONTRACT
IGOR M KASHTAN, MD - MENTAL HEALTH – 2023**

WHEREAS, Ontario County Mental Health desires to enter into a professional consultant service contract with Igor M Kashtan, MD for services related to the provision of Psychiatric Consultation Services; and

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

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

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves the agreement with Igor M Kashtan, MD at an hourly rate of \$250 with the total cost not to exceed \$25,000, as detailed in Schedule A of the contract; and further

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

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

**RESOLUTION NO. 129-2023
AUTHORIZATION FOR AMENDMENT**

**SHABNAMZEHRA BHOJANI, MD
MENTAL HEALTH – 2023**

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

WHEREAS, There is an increased need for clinical psychiatric services; and

WHEREAS, Shabnamzehra Bhojani, MD is willing to provide the needed services at an additional cost of \$102,750 for 2023 not to exceed \$387,750 and an additional cost of \$173,250 for 2024 not to exceed \$458,250; and

WHEREAS, Sufficient funds exist within the budget; and

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

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves the amended agreement with Shabnamzehra Bhojani, MD; and further

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

**RESOLUTION NO. 130-2023
AUTHORIZATION TO RENEW CONTRACT WITH SELF DIRECT, INC.
FOR PERSONAL EMERGENCY RESPONSE SYSTEMS**

WHEREAS, The Office for the Aging needs a vendor to provide Personal Emergency Response Systems (PERS) to help older adults remain independent and safe in their own homes; and

WHEREAS, The Purchasing Department advertised and issued a Request for Proposals in 2021 for the provision of PERS services for the Office for the Aging, per tabulation sheets on file with the clerk of the Board, RFP number R21012; and

WHEREAS, The response submitted by Response 4 Help was evaluated and selected by the Office for the Aging, and the results were presented to the Health and Human Services Committee for its consideration; and

WHEREAS, The Office for the Aging desires to renew the contract with Response 4 Help a division of Self-Direct, Inc., with offices at 7758 Maple Road, Baldwinsville, NY

13027 to install, maintain and monitor PERS units for eligible Office for the Aging clients; and

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

RESOLVED, That upon review and approval by the County Attorney as to form, this Board of Supervisors does hereby authorize an agreement between Response 4 Help, a division of Self-Direct, Inc. and the Office for the Aging for the period covering April 1, 2023 – March 31, 2024 in an amount not to exceed \$51,000; and further

RESOLVED, That the County Administrator is authorized to sign said agreement on behalf of the County.

**RESOLUTION NO. 131-2023
AUTHORIZATION TO CONTRACT WITH
HOMEMAKERS OF THE GENESEE DBA CAREGIVERS**

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

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

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

WHEREAS, The County will reimburse the Contractor \$36.75 per hour for the “designated” aide services plus mileage reimbursement of \$.655 per mile, or an amount not to exceed the IRS established rate, for travel by the aide to client homes and for travel required in the service plan, as described in Schedule “A” of the contract; and

WHEREAS, The Contractor will be reimbursed at a rate of \$31.60 per hour for “regular” aide services and \$.655 per mile, or an amount not to exceed the IRS established rate, for client transportation when the aide’s vehicle and gasoline is used for client transportation or errands and authorized by the Office for the Aging; and

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

WHEREAS, The funds for this contract have been allocated in the Office for the

Aging budget; and

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

RESOLVED, That upon review and approval of the County Attorney as to form, this Board of Supervisors does hereby authorize a contract with Homemakers of the Genesee, DBA, Caregivers, for the period April 1, 2023 to March 31, 2024; and further

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

**RESOLUTION NO. 132-2023
APPOINTMENT TO THE OFFICE FOR THE AGING ADVISORY COUNCIL
KAY VIGGIANI**

WHEREAS, There are vacancies on the Ontario County Advisory Council due to term limits; and

WHEREAS, Kay Viggiani of 6 Pleasant Street, Clifton Springs, NY 14532 is interested and willing to serve a three-year term; and

WHEREAS, The Director of the Office for the Aging and the Health and Human Services Committee recommend the appointment; now, therefore, be it

RESOLVED, That this Board of Supervisors does hereby appoint Kay Viggiani, 6 Pleasant Street, Clifton Springs, NY 14532, to serve on the Office for the Aging Advisory Council for the term of three years, with said term to commence March 1, 2023, and expire on February 28, 2026; and further

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

The foregoing block of five resolutions was adopted.

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

**RESOLUTION NO. 133-2023
RESOLUTION TO AMEND RESOLUTION NO. 86-2023
RENEWAL AGREEMENT WITH SHRED TEXT INC. FOR ON-SITE MOBILE
DOCUMENT DESTRUCTION SERVICES**

WHEREAS, Ontario County Purchasing Department solicited quotes for on-site mobile document destruction services per quote (Q22030); and

WHEREAS, Resolution No. 099-2022 authorized the contract for services with Shred Text Inc.; and

WHEREAS, Resolution No. 086-2023 authorized the 12-month renewal of quote (Q22030) for paper shredding services starting March 1, 2023, ending February 28, 2024; and

WHEREAS, Resolution No. 086-2023 should be amended to include the 7.1% increase in prices, which is acceptable under the terms of the original quote; and

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

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisor's hereby approves the resolution amendment, for the services and prices referenced in the quote on file with the clerk of this Board; and further

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

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

Adopted.

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

RESOLUTION NO. 134-2023

**RE-APPOINTMENT OF LEONARD WILDMAN TO THE
ONTARIO COUNTY PLANNING BOARD**

WHEREAS, On March 29, 2018 the Ontario County Board of Supervisors re-appointed Leonard Wildman to a second 5-year term on the Ontario County Planning Board; and

WHEREAS, The Richmond Town Board now recommends Leonard Wildman for re-appointment to a third 5-year term; and

WHEREAS, The Planning and Environmental Quality Committee also recommends the re-appointment of Mr. Wildman: now, therefore, be it

RESOLVED, That as of March 9, 2023 the following individual is appointed as a member of the Ontario County Planning Board:

Name	Representing	Term Expires
Leonard Wildman	Town of Richmond	March 8, 2028

and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board, to the County Clerk, to the Town of Richmond, to the Ontario County Planning Department, and to Leonard Wildman.

**RESOLUTION NO. 135-2023
AUTHORIZING A CONTRACT WITH
OSWEGO COUNTY SOIL AND WATER CONSERVATION DISTRICT FOR
TRANSFER OF SFY 2022-23 STATE GRANT FUNDING UNDER
THE FINGER LAKES-LAKE ONTARIO
WATERSHED PROTECTION ALLIANCE**

WHEREAS, Ontario County, as one of the 25 voting members of the Water Resources Board of the Finger Lakes – Lake Ontario Watershed Protection Alliance, has been allocated NYS Environmental Protection Funds administered by the Department of Environmental Conservation (NYSDEC) for State Fiscal Year (SFY) 2022-23 in the amount of \$97,200.00, CFDA# N/A; MUNIS # 80902302) for its associated water quality program under the Finger Lakes – Lake Ontario Watershed Protection Alliance (FOLLOWPA); and

WHEREAS, NYSDEC has agreed to transfer funding for the 25 member Programs to the Oswego County Soil and Water Conservation District (DISTRICT) and the Water Resources Board of FOLLOWPA (WRB) via a single contract between NYSDEC, the DISTRICT and the WRB (NYS Contract # C311775-22-23); and

WHEREAS, The DISTRICT has proposed a contract (DISTRICT CONTRACT) to provide FOLLOWPA grant funding allocated to Ontario County in the SFY 2022-23 budget for water quality improvement projects approved by DEC as described in the Work Plan (Schedule A) and Budget (Schedule B) of the proposed contract, on file with the Clerk of the Board; and

WHEREAS, The term of this contract is April 1, 2023 through December 31, 2024, yet eligible expenses incurred back to January 1, 2023 may be reimbursed under this grant; and

WHEREAS, The DISTRICT shall advance payments by check according to the terms of the DISTRICT CONTRACT to Ontario County per the following schedule upon receipt of sufficient grant funds from NYSDEC:

Payment 1	Initial Advance Payment	\$72,900.00
Payment 2	Final Payment (Retainage)	\$24,300.00

and

WHEREAS, FOLLOWPA grant funding not expended on aquatic vegetation management in Honeoye Lake is normally added to the Planning Department Budget to be used for other approved water quality improvement projects contained in Schedule A of the DISTRICT CONTRACT; and

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

RESOLVED, Upon review and approval by the County Attorney as to form, the Board of Supervisors hereby authorizes and empowers the County Administrator to execute a contract with the Oswego County Soil and Water Conservation District for the Finger Lakes - Lake Ontario Watershed Protection Alliance to secure the transfer of SFY 2022-23 FLOWPA funding to Ontario County, and to act as the official representative of Ontario County in connection with all contracts between Ontario County and the DISTRICT for FLOWPA funds; and further

RESOLVED, That the following budget amendment is hereby approved:

Account	Description	Amended Budget
80902302 43910	State Aid Conservation Programs	\$80,000.00+
80902302 54260	Agency Contracts	\$80,000.00+
AAC801 51800	Payroll	\$7466.00-
AAC801 58010	NYS Employees Retirement	\$799.00-
AAC801 58020	FICA	\$463.00-
AAC801 58021	Medicare	\$109.00-

and further

RESOLVED, That any unspent appropriations and encumbrances related to the DISTRICT CONTRACT be transferred to future years; and further

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

The foregoing block of two resolutions was adopted.

Supervisor Robert Green offered the following nine resolutions as a block and moved for its adoption, seconded by Supervisor Daryl Marshall:

**RESOLUTION NO. 136-2023
AUTHORIZATION TO ACCEPT
SECOND UPSTATE FAMILY DEFENSE (CHILD WELFARE)
QUALITY IMPROVEMENT GRANT C2NDUFD32
FROM THE OFFICE OF INDIGENT LEGAL SERVICES
OFFICE OF CONFLICT DEFENDER**

WHEREAS, The Office of Indigent Legal Services has made non-competitive funding available for the Second Upstate Family Defense (Child Welfare) Quality Improvement Grant, Contract No. C2NDUFD32, to counties in New York State; and

WHEREAS, Ontario County has been awarded \$716,839.00 from the State of New York Office of Indigent Legal Services to continue to support this program; and

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

and

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

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

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

To		Revenue	Appropriation
C1062304 43025	Second Upstate Family Defense (Child Welfare) Quality Improvement Grant	\$229,618.0 0	
C1062304 51500	Full Time Salaried		\$110,684.0 0
C1062304 51800	Part Time Salaried		\$17,433.00
C1062304 54131	Cell Phone		\$480.00
C1062304 58010	NYS Employee Retirement		\$19,230.00
C1062304 58020	Social Security		\$8,030.00
C1062304 58021	Medicare		\$1,955.00
C1062304 58060	Cafeteria Plan Allowance		\$30,001.00
C1062304 58067	Dental Insurance		\$400.00
C1062304 58070	401a County Contribution		\$2,605.00
C1062304 58075	HRA		\$3,600.00
C1062304 54100	Office Equipment/Supplies		\$2,500.00
C1062304 54101	Office Furniture		\$3,000.00
C1062304 54130	Phone		\$500.00
C1062304 54150	Copying		\$500.00
C1062304 54160	Legal Ref/Subscriptions		\$1,200.00
C1062304 54180	Mileage		\$1,000.00
C1062304 54260	Non Atty Professionals		\$25,000.00

C1062304 54750	Training/CLE		\$1,500.00
		Total:	\$229,618.0 0
			\$229,618.0 0

and further

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

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

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

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

**RESOLUTION NO. 137-2023
AUTHORIZATION TO ACCEPT
HURRELL-HARRING QUALITY IMPROVEMENT
(1 YEAR) C01YEARQ2 GRANT
FROM THE OFFICE OF INDIGENT LEGAL SERVICES
OFFICES OF PUBLIC DEFENDER, CONFLICT DEFENDER
AND ASSIGNED COUNSEL**

WHEREAS, The Office of Indigent Legal Services has made non-competitive funding available for the Hurrell-Harring Quality Improvement (1Year) Grant, Contract No. C01YEARQ2 Grant to counties in New York State; and

WHEREAS, Ontario County has been awarded \$146,122.00 from the State of New York Office of Indigent Legal Services to continue to support this program; and

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

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

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

it

RESOLVED, That the following budget is hereby approved for the 1-year grant, with unused portions flowing into future years:

To		Revenue	Appropriation
11702303 43025	HH Quality Improvement (1yr)	\$51,100.0 0	
11702303 51500	Full Time Hourly		\$34,055.00
11702303 58010	NYS Employee Retirement		\$5,075.00
11702303 58020	Social Security		\$2,110.00
11702303 58021	Medicare		\$494.00
11702303 58060	Cafeteria Plan Allowance		\$8,575.00
11702303 58067	Dental Insurance		\$110.00
11702303 58070	401a County Contribution		\$681.00
C1062303 43025	HH Quality Improvement (1yr)	\$39,311.0 0	
C1062303 54260	Experts/Investigators/Other non- atty Professional Svcs		\$25,711.00
C1062303 54160	Legal Reference/Electronic Legal Research Subscriptions		\$4,800.00
C1062303 54621	Justice Text/PDCMS		\$8,800.00
C1072303 43025	HH Quality Improvement (1yr)	\$55,711.0 0	
C1072303 54260	Experts/Investigators/Other non- atty Prof Svcs/Mentors/Supervising Attys		\$55,711.00
	Total:	\$146,122. 00	\$146,122.0 0

and further

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

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

RESOLVED, That if a no cost time extension of up to six (6) months is necessary, the

Board of Supervisors hereby approves such extension subject to review and approval by the appropriate Standing Committee; and further

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

**RESOLUTION NO. 138-2023
AUTHORIZATION TO EXTEND
UPSTATE QUALITY 2 GRANT (C2ND632)
FROM OFFICE OF INDIGENT LEGAL SERVICES**

WHEREAS, Pursuant to Resolution No. 93-2019, this Board of Supervisors authorized Ontario County to accept an award of \$300,000 from the State of New York Office of Indigent Legal Services for funding distributed by the Indigent Legal Services Board, Upstate Quality 2 Grant (Contract No. C2ND632, MUNIS #11701909, CFDA# n/a), for a term commencing on July 1, 2017 through June 30, 2020; and

WHEREAS, Resolution No. 337-2020 extended this grant through June 30, 2021; and

WHEREAS, Resolution No. 102-2022 extended this grant through June 30, 2022; and

WHEREAS, The Ontario County Public Defender would like to request an extension of this grant through June 30, 2023; 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 (C2ND632) that will expire on June 30, 2022 be extended for an additional twelve months starting July 1, 2022 through June 30, 2023; 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.

**RESOLUTION NO. 139-2023
AUTHORIZATION TO EXTEND
HURRELL-HARRING QUALITY IMPROVEMENT GRANT (C05YEARQ2)
FROM OFFICE OF INDIGENT LEGAL SERVICES**

WHEREAS, Pursuant to Resolution No. 580-2018, this Board of Supervisors authorized Ontario County to accept an award of \$730,610 from the State of New York Office of Indigent Legal Services for funding distributed by the Indigent Legal Services Board, Hurrell-Harring Quality Improvement Grant (Contract No. C05YEARQ2), MUNIS #11701808, C1061808, C1071808, CFDA# n/a), for a term commencing on January 1, 2018 through December 31, 2022; and

WHEREAS, The Ontario County Public Defender and Ontario County Conflict Defender would like to request an extension of this grant through March 31, 2023; 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 Hurrell-Harring Quality Improvement 5 Year Grant (C05YEARQ2) that will expire on December 31, 2022 be extended for an additional three (3) months starting Jan 1, 2023 through March 31, 2023; 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 a copy of this resolution be emailed to the Public Defender's Office.

RESOLUTION NO. 140-2023
AUTHORIZATION TO ACCEPT FUNDING FROM
NEW YORK STATE DIVISION OF HOMELAND SECURITY
AND EMERGENCY SERVICES (CFDA ~ 97.067)

WHEREAS, The New York State Division of Homeland Security and Emergency Services has notified Ontario County of a \$1,159 award in support of the Red Team Exercise (Project SH20-1072-D00); and

WHEREAS, This funding is given to support additional overtime required to support a Red Team exercise; and

WHEREAS, There is no guarantee of ongoing funding beyond this project; and

WHEREAS, It is advantageous for Ontario County to accept these funds, for which there is no county match requirement; and

WHEREAS, The Public Safety and Ways and Means Committees have reviewed this request and recommend authorization for the Office of Sheriff to accept this funding; now, therefore, be it

RESOLVED, That the following budget revenue and appropriation is hereby approved,

To		Revenue	Appropriation
AA3110 44389	Other Public Safety	+\$1,159	
AA3110 51920	Overtime		+\$1,159

and further

RESOLVED, That this funding is to support overtime at a cost not to exceed \$1,159; 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 Board of Supervisors authorizes and directs the Office of Sheriff to accept this grant from the New York State Division of Homeland Security and Emergency Services; and further

RESOLVED, That the County Administrator be authorized to electronically sign and execute contract documents with the New York State Division of Homeland Security and Emergency Services and all other documents necessary to effectuate the purposes of this resolution.

**RESOLUTION NO. 141-2023
TRANSFER OF FUNDS - 2023 COUNTY BUDGET
ONTARIO COUNTY SHERIFF'S OFFICE**

WHEREAS, The Ontario County Sheriff's Office would like to request use of Federal Forfeiture Reserve Funds; and

WHEREAS, The Public Safety and Ways and Means Committees have reviewed and approved the following transfer to fund certain public safety equipment and expenses; now, therefore, be it

RESOLVED, That the following transfer be made:

	ACCOUNT	REVENUES	EXPENSE
Law Enforcement Equipment	AAR301 52500		\$6,730.00
Telephone	AAR301 54130		\$480.00
Canine Expenses	AAR301 54618		\$12,790.00
Appropriated Reserve	AA 30511 BR301	\$20,000.00	

and further

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

**RESOLUTION NO. 142-2023
AMENDMENT TO RESOLUTION NO. 836-2022 REGARDING**

**A CONTRACT WITH QUALIS GROUP, LLC
FOR MENTAL HEALTH SERVICES
ONTARIO COUNTY JAIL**

WHEREAS, Pursuant to Resolution No. 836-2022, the Ontario County Sheriff's Office has contracted with Qualis Group, LLC, 920 Harvest Drive, Suite 202, Blue Bell, Pennsylvania 19422, a professional medical corporation providing mental health care services, for the term of January 1, 2023 through December 31, 2024; and

WHEREAS, The Request for Proposal for which Qualis Group, LLC provided and won the bid was for a one (1) year term from January 1, 2023 through December 31, 2023; and

WHEREAS, Resolution No. 836-2022 should have authorized a term of contract for the same term as the RFP; and

WHEREAS, The Public Safety Committee recommends the amendment of Resolution No. 836-2022 to reflect a one (1) year contract with Qualis Group, LLC for the term of January 1, 2023 through December 31, 2023, while all other elements of the previous resolution remain the same; now, therefore, be it

RESOLVED, That the Board of Supervisors approves the term amendment of Resolution No. 836-2022 as recommended above.

**RESOLUTION NO. 143-2023
AUTHORIZATION FOR THE ONTARIO COUNTY SHERIFF TO
CONTRACT WITH EASTVIEW MALL, LLC, TO PROVIDE
THREE FULL-TIME DEPUTIES ON SITE AT EASTVIEW MALL**

WHEREAS, The Ontario County Office of the Sheriff is desirous of renewing a contract with Eastview Mall, LLC, 7979 Pittsford-Victor Road, Victor, New York 14564, to provide three (3) on- site full-time deputies at the Eastview Mall; and

WHEREAS, This agreement shall be in effect from January 1, 2023 through December 31, 2024, and Eastview Mall, LLC, will reimburse the Sheriff's Office \$160,000 annually to be billed quarterly; and

WHEREAS, These positions are part of the approved 2023 budget; and

WHEREAS, The Public Safety Committee recommends adoption of this resolution authorizing the Sheriff and County Administrator to act on behalf of the Ontario County Board of Supervisors; 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 Eastview Mall, LLC for the period of January 1, 2023 through December 31, 2024; and further

RESOLVED, That the Sheriff and County Administrator be and hereby are authorized and empowered to execute the Agreement with Eastview Mall, LLC and all other documents necessary to effectuate the purposes of this resolution.

**RESOLUTION NO. 144-2023
RENEW AUTHORIZATION FOR
THE ONTARIO COUNTY SHERIFF TO UTILIZE VARIOUS
HOSPITALS, PHYSICIANS, AND DENTAL CARE FOR
THE HOUSED INCARCERATED INDIVIDUALS OF ONTARIO COUNTY JAIL**

WHEREAS, The Ontario County Jail often has incarcerated individuals in ill health and, upon the Physician's directions, or if emergencies arise, are referred to various physicians and locations to received proper treatment; and

WHEREAS, The Ontario County Board of Supervisors has previously given authorization to the Sheriff in Resolution No. 585-2020 for the time period of January 1st, 2021 through December 31st, 2022; and

WHEREAS, The Public Safety Committee has reviewed and recommends adoption of this resolution for the time period of January 1st, 2023 through December 31st, 2024, authorizing the Sheriff to act on behalf of the Ontario County Board of Supervisors to authorize payment of such necessary care to the incarcerated individuals in the Ontario County Jail; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby authorize the Ontario County Sheriff to authorize payment to providers for the necessary health care of the incarcerated individuals during the above time frame.

The foregoing block of nine resolutions was adopted.

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

**RESOLUTION NO. 145-2023
REAPPOINTMENT OF JEFFREY HARLOFF AS DIRECTOR OF
ONTARIO COUNTY EMERGENCY MANAGEMENT OFFICE**

WHEREAS, Resolution No. 842-2022 reappointed Mr. Jeffrey Harloff. Director, Emergency Management Office for a two-year term of January 1, 2023 through December 31, 2024; and

WHEREAS, Mr. Harloff failed to take his oath of office, and such failure disqualifies the appointment; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby reappoints Mr. Jeffrey Harloff to the position of Director, Emergency Management Office for a term of two years to commence January 1, 2023 and instructed to take his oath of office; and further

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

Adopted.

Supervisor Frederick Lightfoote offered the following fifteen resolutions as a block and moved for its adoption, seconded by Supervisor David Phillips:

**RESOLUTION NO. 146-2023
CAPITAL PROJECT NO. H036-17
AUTHORIZING CONTRACT AMENDMENT WITH
EMCOR SERVICES BETLEM
FOR REPLACEMENT OF SUMP PUMPS MOTOR STARTERS AT
THE FLCC VITICULTURE CENTER AND BUDGET TRANSFER
2017 FLCC MAINTENANCE CAPITAL PROJECT**

WHEREAS, Resolution No. 49-2017 established Capital Project No. H036-17 as the 2017 FLCC Maintenance Capital Project; and

WHEREAS, Resolution No. 750-2022 authorized a contract with EMCOR Services Betlem, 704 Clinton Ave. South, Rochester, New York, 14620, to replace two failed submersible pumps located in the pit outside of the FLCC Viticulture Center in the amount of Seventeen Thousand Nine Hundred Seventy Dollars (\$17,970.00); and

WHEREAS, After the pumps were replaced, it was determined the motor starters for the ejector pumps had failed and need to be replaced; and

WHEREAS, EMCOR Services Betlem submitted a proposal on February 14, 2023, to replace the motor starters at a cost of One Thousand Nine Hundred Forty-Five Dollars and Sixty-Three Cents (\$1,945.63), a copy of which is on file with the Clerk of this Board; and

WHEREAS, There is sufficient funding in the 2017 FLCC Maintenance Capital Project budget to fund said contract amendment; and

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

RESOLVED, That the following budget transfer is hereby approved for Capital Project No. H036-17:

Line	Description	Current Budget	Change	Revised Budget
Appropriations:				

HHH03617 54260	Consultation & Professional	\$20,515.00	\$0.00	\$20,515.00
HHH03617 54491	General Construction	\$648,341.7 6	\$0.00	\$648,341.7 6
HHH03617 54493	Electric	\$18,522.48	- \$61.84	\$18,460.64
HHH03617 54494	Plumbing	\$17,970.00	+ \$1,977.19	\$19,947.19
HHH03617 54495	Architectural & Engineering	\$45,000.00	\$0.00	\$45,000.00
HHH03617 54498	Asbestos & Related Testing	\$4,770.00	-\$1,816.00	\$2,954.00
HHH03617 54521	HVAC	\$110,321.0 0	\$0.00	\$110,321.0 0
HHH03617 54743	Change Order Contingency	\$0.00	\$0.00	\$0.00
HHH03617 54865	Administrative Expenses	\$862.76	\$99.35	\$763.41
HHH03617 42397	Community College Capital Costs	\$40,000.00	\$0.00	\$40,000.00
HHH03617 43297	State Aid	\$433,151.5 0	\$0.00	\$433,151.5 0
HHH03617 45031	General Inter-fund Transfer	\$393,151.5 0	\$0.00	\$393,151.5 0

and further

RESOLVED, That upon review and approval by the County Attorney as to form the Board of Supervisors hereby accepts the proposal from EMCOR Services Betlem received February 14, 2023, for the purchase and installation of pump motor starters at a cost not to exceed One Thousand Nine Hundred Forty-Five Dollars and Sixty-Three Cents (\$1,945.63) and hereby authorizes and empowers the County Administrator to execute a contract amendment with said firm increasing the total of said contract to Nineteen Thousand Nine Hundred Fifteen Dollars and Sixty-Three Cents (\$19,915.63); and further

RESOLVED, That the cost of said contract amendment shall be paid from line HHH03617 54494 – Plumbing - of Capital Project H036-17; 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 for a total project budget of Eight Hundred Sixty-Six Thousand Three Hundred Three Dollars (\$866,303.00); and further

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

**RESOLUTION NO. 147-2023
CAPITAL PROJECT NO. H083-22
AUTHORIZE CONTRACT WITH AMERING & JOHNSTON, INC.**

**FOR THE REPLACEMENT OF EXTERIOR STAIRWELL WALL HEATERS
AND BUDGET TRANSFER
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 electrical and mechanical upgrades to FLCC buildings; and

WHEREAS, Amering & Johnston, Inc., 5121 Route 96, Shortsville, New York 14548, submitted a proposal dated February 3, 2023, to replace all eleven (11) aging, inefficient exterior stairwell wall heaters in the amount of Thirteen Thousand One Hundred Three Dollars and Fifty-Three Cents (\$13,103.53) per Ontario County Resolution No. 595-2022, On-Demand HVAC Construction Services, a copy of which is 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 budget of Capital Project H083-22 be, and hereby is, amended as follows:

Line	Description	Current Budget	Change	Revised Budget
Appropriations:				
HHH08322 54491	General Construction	\$80,852.25	- \$13,103.53	\$67,748.72
HHH08322 54493	Electric Work	\$410,547.75	\$0.00	\$410,547.75
HHH08322 54495	Architectural & Engineering	\$25,000.00	\$0.00	\$25,000.00
HHH08322 54498	Asbestos & Related Testing	\$5,000.00	\$0.00	\$5,000.00
HHH08322 54521	HVAC	\$437,570.00	+ \$13,103.53	\$450,673.53
HHH08322 54743	Change Order Contingency	\$36,030.00	\$0.00	36,030.00
HHH08322 54865	Administration	\$5,000.00	\$0.00	\$5,000.00
Revenues:				
HHH08322 43297	State Aid	\$500,000.00	\$0.00	\$500,000.00
HHH08322 45031	General Fund - Interfund Revenue	\$500,000.00	\$0.00	\$500,000.00

and further

RESOLVED, That subject to review and approval by the County Attorney as to form the Board of Supervisors accepts the proposal dated February 3, 2023 from Amering & Johnston, 5121 Route 96, Shortsville, New York 14548, for the purchase and

installation of eleven (11) recessed wall heaters and related material and labor for a contract price not to exceed Thirteen Thousand One Hundred Three Dollars and Fifty-Three Cents (\$13,103.53) and hereby authorizes and empowers the County Administrator to execute a contract with said firm for said services in said amount; and further

RESOLVED, That the term of said contract shall commence March 10, 2023, and terminate March 09, 2024; and further

RESOLVED, That the cost of said contract with Amering & Johnston, Inc. 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 Interim Vice President of Administration and Finance at Finger Lakes Community College.

**RESOLUTION NO. 148-2023
CAPITAL PROJECT NO. H083-22
AUTHORIZE BUDGET TRANSFER AND APPROVE CONTRACT
WITH O'CONNELL ELECTRIC COMPANY, INC.
FOR ELECTRICAL WIRING OF THE NEW STAIRWELL WALL HEATERS
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 electrical and mechanical upgrades to FLCC buildings; and

WHEREAS, Resolution No. 147-2023 authorized a contract with Amering & Johnston to replace the exterior stairwell heaters at the FLCC Main Campus; and

WHEREAS, O'Connell Electric Company, Inc., 830 Phillips Road, Victor, New York 14564, submitted estimate AP #6-4 2023, dated February 14, 2023, to provide an electrical system to the new exterior stairwell wall heaters that will allow them to be controlled by the Siemens building automation system, in the amount of Three Thousand Eight Hundred Twenty Dollars (\$3,820.00) per Ontario County Resolution No. 595-2022, On-Demand Electrical Construction Services, a copy of which is 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 budget of Capital Project H083-22 be, and hereby is, amended as follows:

Line	Description	Current Budget	Change	Revised Budget
Appropriations:				
HHH08322 54491	General Construction	\$67,748.72	- \$3,820.00	\$63,928.72
HHH08322 54493	Electric Work	\$410,547.7 5	+ \$3,820.00	\$414,367.7 5
HHH08322 54495	Architectural & Engineering	\$25,000.00	\$0.00	\$25,000.00
HHH08322 54498	Asbestos & Related Testing	\$5,000.00	\$0.00	\$5,000.00
HHH08322 54521	HVAC	\$450,673.5 3	\$0.00	\$450,673.5 3
HHH08322 54743	Change Order Contingency	\$36,030.00	\$0.00	\$36,030.00
HHH08322 54865	Administration	\$5,000.00	\$0.00	\$5,000.00
Revenues:				
HHH08322 43297	State Aid	\$500,000.0 0	\$0.00	\$500,000.0 0
HHH08322 45031	General Fund - Interfund Revenue	\$500,000.0 0	\$0.00	\$500,000.0 0

and further

RESOLVED, That subject to review and approval by the County Attorney as to form the Board of Supervisors accepts Proposal AP #6-4 2023 from O’Connell Electric Company, Inc., 830 Phillips Road, Victor, New York 14564, to provide a new electrical system to the new stairwell heaters that will allow them to be controlled by the Siemens building automation system for a contract price not to exceed Three Thousand Eight Hundred Twenty Dollars (\$3,820.00) and hereby authorizes and empowers the County Administrator to execute a contract with said firm for said services in said amount; and further

RESOLVED, That the term of said contract shall commence March 10, 2023, and terminate March 09, 2024; and further

RESOLVED, That the cost of said contract with O’Connell Electric Company, Inc. be paid from budget line HHH08322 54493 – Electric Work - 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 Interim Vice President of Administration and Finance at Finger Lakes Community College.

**RESOLUTION NO. 149-2023
CAPITAL PROJECT NO. H083-22
AUTHORIZE BUDGET TRANSFER AND
CONTRACT WITH O'CONNELL ELECTRIC COMPANY, INC.
FOR LIGHTING UPGRADES IN LECTURE HALLS 2753 & 2755
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 electrical and mechanical upgrades to FLCC buildings; and

WHEREAS, O'Connell Electric Company, Inc., 830 Phillips Rd., Victor, New York 14564, submitted estimate AP #6-3 2023 dated February 14, 2023, to upgrade the Main Campus Lecture Halls 2753 & 2755 lighting fixtures to LED fixtures for energy efficiency and future cost savings, in the amount of Twenty Thousand Seven Hundred Forty Dollars (\$20,740.00) per Ontario County Resolution No. 595-2022, On-Demand Electrical Construction Services, a copy of which is on file with the Clerk of this Board; and

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

RESOLVED, That the budget of Capital Project No. H083-22 be, and hereby is, amended as follows:

Line	Description	Current Budget	Change	Revised Budget
Appropriations:				
HHH08322 54491	General Construction	\$63,928.72	- \$20,740.00	\$43,188.72
HHH08322 54493	Electric Work	\$414,367.7 5	+ \$20,740.00	\$435,107.75
HHH08322 54495	Architectural & Engineering	\$25,000.00	\$0.00	\$25,000.00
HHH08322 54498	Asbestos & Related Testing	\$5,000.00	\$0.00	\$5,000.00
HHH08322 54521	HVAC	\$450,673.5 3	\$0.00	\$450,673.53
HHH08322 54743	Change Order Contingency	\$36,030.00	\$0.00	\$36,030.00
HHH08322 54865	Administration	\$5,000.00	\$0.00	\$5,000.00
Revenues:				
HHH08322 43297	State Aid	\$500,000.0 0	\$0.00	\$500,000.00
HHH08322 45031	General Fund - Interfund Revenue	\$500,000.0 0	\$0.00	\$500,000.00

and further

RESOLVED, That subject to review and approval by the County Attorney as to form the Board of Supervisors accepts Proposal AP #6-3 2023, dated February 14, 2023, from O'Connell Electric Company, Inc., 830 Phillips Road, Victor, New York 14564 to upgrade the lighting fixtures to LED fixtures in the Main Campus Lecture Halls 2753 & 2755 at a cost not to exceed Twenty Thousand Seven Hundred Forty Dollars (\$20,740.00) and hereby authorizes and empowers the County Administrator to execute a contract with said firm for said services in said amount; and further

RESOLVED, That the term of said contract shall commence March 10, 2023, and terminate March 09, 2024; and further

RESOLVED, That the cost of said contract with O'Connell Electric Company, Inc. be paid from budget line HHH08322 54493 – Electric Work – 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 Interim Vice President of Administration and Finance at Finger Lakes Community College.

RESOLUTION NO. 150-2023
CAPITAL PROJECT NO. H094-23
ONTARIO COUNTY RT 364 SIDEWALK AND
BIKE PATH CAPITAL PROJECT
AWARD OF ENGINEERING DESIGN CONTRACT TO FISHER ASSOCIATES

WHEREAS, A project for a sidewalk and bike path on NY 364 between County Road 50 (aka Lakeshore Drive) and Marvin Sands Drive, (the "Project") has been awarded a \$1,657,600.00 grant by New York State Department of Transportation under the Transportation Alternatives Program (TAP) – Congestion Mitigation and Air Quality Improvement Program (CMAQ), that calls for the apportionment of the costs of such projects to be borne at the ratio of 80% TAP-CMAQ funds and 20% local funds; and

WHEREAS, Resolution No. 56-2023 established Capital Project No. H094-23 as the Ontario County Rt 364 Sidewalk and Bike Path Capital Project; and

WHEREAS, Resolution No. 56-2023 authorized the implementation and funding in the first instance 100% of the Federal-Aid costs of the Project; and

WHEREAS, Resolution No. 56-2023 established a budget of \$420,000 for engineering design services under line HHH09423 54495; and

WHEREAS, The Department of Public Works and NYSDOT wish to begin the Preliminary Engineering, and Right-of-Way Incidental phase of the Project in 2023; and

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

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

WHEREAS, After review of said proposals and interviews the selection committee recommends Fisher Associates, 180 Charlotte St, Rochester, NY 14607, for Preliminary Engineering, and Right-of-Way Incidental phase services related to the Project; and

WHEREAS, The NYSDOT and Department of Public Works have reviewed and approved the project scope and the corresponding price proposal; and

WHEREAS, Sufficient funding exists in the engineering line of Capital Project No H094-23 for 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 by the County Attorney as to form, the Ontario County Board of Supervisors hereby approves an agreement with Fisher Associates, for Preliminary Engineering, and Right-of-Way Incidental phase services for a cost not to exceed \$214,000, appropriated from expense line HHH09423 54495; and further

RESOLVED, That said contract shall commence on 03/09/2023 and expire on 12/31/2025; and further

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

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

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board of Supervisors to the Department of Finance, Fisher Associates, 180 Charlotte St, Rochester, NY 14607 and the New York State Department of Transportation, Regional Project Liaison, Region 4 Office, 1530 Jefferson Road, Rochester, New York 14623.

**RESOLUTION NO. 151-2023
CAPITAL PROJECT NO. H060-19
LAKESHORE DRIVE & NY 364 SIDEWALK IMPROVEMENT PROJECT AND
CAPITAL PROJECT NO. H065-19
COUNTY ROAD 50 PREVENTIVE MAINTENANCE
APPROVAL OF CHANGE ORDERS #6, #7 & #8 AND
AMENDMENT OF CONSTRUCTION BUDGET FOR H060-19**

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, A project for County Road 50 Preventive Maintenance, P.I.N. 4ON0.07 (the “PM Project”) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such projects to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

WHEREAS, Resolution No. 862-2019 created Capital Project No. H065-19, County Road 50 Preventive Maintenance and accepted the New York State Revenue contract for the PM Project; and

WHEREAS, Both the Sidewalk Project and the Preventive Maintenance Project were bid concurrently by the Ontario County Purchasing Department (B21085); and

WHEREAS, Resolution No 583-2021 awarded the contract for construction of the combined project to Keeler Construction Co., Inc, and established a construction budget of \$2,087,516.98 (H060-19: \$1,530,926.93 + H065-19: \$556,590.05), which included a contingency of 5%; and

WHEREAS, Resolution No. 378-2022 authorized Supplemental State Local Agreement #3 which decreased construction funding based on the established construction budget for H060-19 to \$1,553,991.02; and

WHEREAS, Necessary field changes and increases in the cost of fuel and asphalt have resulted in the following change orders requiring approval:

Change Order	Amount	Reason
#6	\$8,773.77	Fuel price adjustment
#7	\$29,886.43	Asphalt price adjustment
#8	\$47,162.61	Final contract quantity adjustment

and

WHEREAS, The construction budget for capital project H065-19 is sufficient to cover its portion of the final construction cost; and

WHEREAS, There is a deficit in the construction budget of capital project H060-19 in the amount of \$22,509.27 to cover its portion of the final construction cost; and

WHEREAS, There is sufficient funding available in the accepted State and Local Agreement of capital project H060-19 to cover this deficit; 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	\$1,531,650.93	+\$22,509.27	\$1,554,160.20
HHH06019 54495	Engineering	\$464,026.40		\$464,026.40
HHH06019 54820	Land	\$90,000.00		\$90,000.00
HHH06019 54865	Administration	\$2,000.00		\$2,000.00
HHH06019 54731	Contingency	\$275,685.60	\$22,509.27	\$253,176.33
Revenue:				
HHH06019 44597	Federal Aid	\$1,703,702.00		\$1,703,702.00
HHH06019 45031	Interfund Transfer	\$659,660.93		\$659,660.93

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 Project construction budget of \$1,554,650.93; and further

RESOLVED, That the Public Works Committee authorizes the approval of Change Orders #6 for fuel price adjustment in the amount of \$8,773.77; and further

RESOLVED, That the Public Works Committee authorizes the approval of Change Orders #7 for asphalt price adjustment in the amount of \$29,886.43; and further

RESOLVED, That the Public Works Committee authorizes the approval of Change Orders #8 for final adjustment of contract quantities in the amount of \$47,162.61; 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 to reflect the final construction cost of \$2,108,646.81, subject to review and approval by the Office of the County Attorney; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board of Supervisors to the Department of Finance and the New York State Department of Transportation, Regional Project Liaison, Region 4 Office, 1530 Jefferson Road, Rochester, New York 14623.

**RESOLUTION NO. 152-2023
CAPITAL PROJECT NO. H088-22
COURTHOUSE IMPROVEMENTS
AUTHORIZATION TO AWARD CONTRACT TO
BERO ARCHITECTURE, PLLC
FOR PROFESSIONAL ARCHITECTURAL SERVICES TO
INVESTIGATE REMAINDER OF COURT HOUSE DOME AND ROOF**

WHEREAS, Resolution No. 722-2021 awarded Bero Architecture, PLLC (“Bero”) a contract to investigate a limited portion of the Court House dome framing and roof system; and

WHEREAS, Resolution No. 633-2022 created Capital Project No. H088-22 as Courthouse Improvements; and

WHEREAS, The County has identified the need to investigate the remainder of the dome and Court House gable and flat roofs; and

WHEREAS, The 2023 Capital Improvement Plan includes funding in the budget for Court House Dome Repair/Replacement (Project # CR01-23); and

WHEREAS, Bero has a thorough understanding, based on the previous investigations, of the services necessary to complete the work; and

WHEREAS, The Commissioner of Public Works has solicited a proposal from Bero for professional services related to the dome and roof investigations; and

WHEREAS, Bero has provided a proposal for the dome and roof investigations for a cost not to exceed \$4,725.00; and

WHEREAS, The total cost of the dome and roof investigations is estimated to be \$5,225.00 which includes a \$500 contingency for unforeseen items that may arise; and

WHEREAS, Sufficient funding exists in the Contingency line of Capital Project No. H088-22 for said contract (HHH08822-54731); and

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

RESOLVED, That the budget of Capital Project No. H088-22 be amended as follows:

Line	Description	Current Budget	Change	Revised Budget
Appropriations				
HHH08822 54495	Architectural & Engineering	\$19,508.20	+\$5,225.00	\$24,733.20
HHH08822 54731	Contingency	\$216,595.80	- \$5,225.00	\$211,370.80
Revenue				
HHH08822 45031	Interfund Transfers	\$236,104.00		\$236,104.00

and further

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors hereby approves a contract with Bero Architecture, PLLC, 32 Winthrop Street, Rochester, NY 14607 for the Court House dome and roof investigations for a cost not to exceed \$4,725.00; and further

RESOLVED, That the contract shall commence on March 10, 2023 and shall terminate on December 31, 2023; and further

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

RESOLVED, That the Commissioner of Public Works is hereby authorized to approve the use of contingency funds up to the approved amount of \$500.00; and further

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

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

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

RESOLUTION NO. 153-2023
AUTHORIZE CONTRACTS FOR JANITORIAL SERVICES

WHEREAS, Ontario County has a need for janitorial services for their buildings; and

WHEREAS, The County has consistently used contracted janitorial companies to support county staff in maintaining clean and safe buildings for its employees; and

WHEREAS, The janitorial services include labor and equipment with the county providing supplies and cleaning products; and

WHEREAS, Bids from eight (8) companies were received (B22075) for janitorial services at ten (10) County buildings, per the bid tabulation sheet; and

WHEREAS, The Department of Public Works evaluated the cleaning assignments and bid results and recommends awarding to both Cleantec Services, 1232 Tulip Street, Liverpool, NY 13090 and Duran Cleaning Services, 525 Sherborne Rd., Webster, NY 14580; and

WHEREAS, The results of the bid opening for janitorial services for the assigned buildings split between the contractors, shows a total price of approximately \$31,369 per month; and

WHEREAS, The contract also includes unit price work for floor specialty services (carpet, furniture and window cleaning) and on-demand work; and

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

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves a contract with Duran Cleaning Services for janitorial services at 3010 County Complex Drive (Human Services), 2930 County Road 48 (CTC), 2962 County Road 48 (DPW), 3045 County Complex Drive (Jail) per the prices shown on the bid tabulation sheet; and further

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves a contract with Cleantec Services, for 3019 County Complex Drive (Cty Services), 2914 County Road 48 (STF), 70 Ontario Street (I.S.), 74 Ontario Street (Public Safety), 20 Ontario Street (County Admin) and 83 Seneca Street, Geneva per the prices shown on the bid tabulation sheet; and further

RESOLVED, Both Cleantec Services and Duran Cleaning Services will be called upon to perform specialty unit price and on-demand services as available and per the specifications under prices listed in the bid tabulation; and further

RESOLVED, The service period shall be for two years from Notice to Proceed, with the option for three (3) one-year renewals; and further

RESOLVED, That the County Administrator be and hereby is authorized and empowered to execute the agreements with Duran Cleaning Services and Cleantec Services and all other documents necessary to effectuate the purposes of this resolution.

RESOLUTION NO. 154-2023

**AUTHORIZE CONTRACT WITH SUPERIOR PLUS PROPANE FOR THE
SUPPLY AND DELIVERY OF PROPANE**

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

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

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

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

WHEREAS, Superior Plus Propane has agreed to continue to provide said service and has proposed to provide and delivery propane at the same rate as the OGS contracts for the period of 1/1/2023 through 12/31/2023; and

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

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

**RESOLUTION NO. 155-2023
AUTHORIZATION TO AWARD OF CONTRACT TO
BERO ARCHITECTURE, PLLC
FOR PROFESSIONAL DESIGN, BID, AND
CONSTRUCTION PHASE SERVICES FOR THE
RESTORATION OF FOUR (4) COURT HOUSE WINDOWS**

WHEREAS, The County has identified the need to restore four (4) large, west-facing windows on the 2nd floor of the Ontario County Court House; and

WHEREAS, The 2023 Capital Improvement Plan includes funding in the budget for Building Envelope & System Updates (Project # B11-16); and

WHEREAS, Bero has a thorough understanding, based on a previous cursory investigation of the windows, of the services necessary to complete the work; and

WHEREAS, The Commissioner of Public Works has solicited a proposal from Bero for professional design, bid, and construction administration services for the window restoration work; and

WHEREAS, Bero has provided a proposal for the design, bid, and construction phase services related to the window restoration work for a cost not to exceed \$7,935.00; and

WHEREAS, The total cost of the professional design, bid, and construction phase services related to the window restoration work is estimated to be \$8,935.00 which includes a \$1,000 contingency for unforeseen items that may arise; 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 Bero Architecture, PLLC, 32 Winthrop Street, Rochester, NY 14607 for professional design, bid, and construction phase services related to the window restoration work for a cost not to exceed \$7,935.00; and further

RESOLVED, That the contracts shall commence on March 10, 2023 and will expire on December 31, 2023; and further

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

RESOLVED, That the Commissioner of Public Works is hereby authorized to approve the use of contingency funds up to the approved amount of \$1,000.00; and further

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

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

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

**RESOLUTION NO. 156-2023
AUTHORIZATION TO RENEW BID B22066 HVAC AIR FILTERS**

WHEREAS, Resolution No. 550-2022 awarded bid B22066 for HVAC air filters to R.P. Fedder Corporation; and

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

WHEREAS, The Purchasing Department recommends the bid renewal; and

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

RESOLVED, The Ontario County Board of Supervisors hereby authorizes the renewal of bid B22066 to R.P. Fedder Corporation, 740 Driving Park Avenue, Rochester, NY 14613, for HVAC air filters per the bid tabulation sheets for a 6-month period starting April 4, 2023 through October 3, 2023.

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

**RESOLUTION NO. 157-2023
AUTHORIZATION TO RENEW BID B21016 FOR THE
PURCHASE OF WORK UNIFORMS**

WHEREAS, Resolution No. 235-2021 awarded bid B21016 for the purchase of work uniforms to Van Vliet Enterprises, Inc., dba Special Tees for the time period beginning May 29, 2021 through May 28, 2022; and

WHEREAS, Resolution No. 209-2022 renewed said bid to May 28, 2023; and

WHEREAS, Van Vliet Enterprises, Inc., dba Special Tees has agreed to a 12-month renewal at the current price structure; and

WHEREAS, The Purchasing Department recommends this bid renewal; and

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

RESOLVED, The Ontario County Board of Supervisors hereby authorizes the renewal of bid B21016 to Van Vliet Enterprises, Inc., dba Special Tees, 57 Main Street, Geneseo, NY 14454 for the purchase of work uniforms beginning May 29, 2023 through May 28, 2024.

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to Van Vliet Enterprises, Inc., dba Special Tees.

**RESOLUTION NO. 158-2023
RENEWAL OF BID B22069 PURCHASE OF LUBRICANTS**

WHEREAS, Resolution No. 592-2022 awarded bid B22069 for the Purchase of Lubricants; and

WHEREAS, Superior Lubricants has agreed to a 6-month renewal at the current price structure; and

WHEREAS, The Purchasing Department recommends the bid renewal; and

WHEREAS, The Public Works Committee has reviewed and accepts the bid renewal proposal; now, therefore, be it

RESOLVED, That renewal of this bid be made to Superior Lubricants, 32 Ward Road, North Tonawanda, New York 14120 with the exclusion of items 3 and 10 as no bids were received; and further

RESOLVED, That on the recommendation of the Public Works Committee, the Ontario County Board of Supervisors hereby awards this bid renewal with the above vendor; and further

RESOLVED, That said renewal shall be in effect from April 6, 2023 through October 5, 2023.

**RESOLUTION NO. 159-2023
TRANSFER OF FUNDS – 2023 COUNTY BUDGET
PURCHASE OF CONCRETE MIXER**

WHEREAS, Highway staff has identified the need to purchase a concrete mixer; and

WHEREAS, The Purchasing Department received quotes for a 12 cubic feet concrete mixer; and

WHEREAS, Admar Supply, 1950 Brighton Henrietta Town Line Rd., Rochester, NY 14623 has provided the low quote with a cost of \$7,900; and

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

RESOLVED, That the following budget transfer be made:

	Account	Revenues	Expense
Equipment - Highway	DD5130 52250		+ \$7,900.00
Charges from Other Co Dept	DD5130 54539		- \$7,900.00

and further

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

**RESOLUTION NO. 160-2023
AUTHORIZATION TO AWARD BID B23046
FOR REMOVAL OF ANIMAL CARCASSES**

WHEREAS, The County’s Purchasing Department solicited bids for bid number B23046 for the removal of animal carcasses; and

WHEREAS, It is in the best interest of the County to award to multiple vendors to ensure services can be rendered when needed; and

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

RESOLVED, That the Ontario County Board of Supervisors hereby authorizes the award of the bids from the vendors listed below:

Primary Vendor	Bella Paving Inc.	75 Lochnavar Parkway Pittsford, NY 14534
Secondary Vendor	Darling Outdoor Services LLC	6858 N. Centenary Rd Williamson, NY 14589

and further

RESOLVED, The Bids are to be awarded for the time period of March 10, 2023 to December 31, 2023 with up to five (5) twelve-month renewals upon agreement of all parties; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Bella Paving Inc. and Darling Outdoor Services LLC.

The foregoing block of fifteen resolutions was adopted.

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

**RESOLUTION NO. 161-2023
2024 – 2025 SALARY SCHEDULE: BOARD OF SUPERVISORS**

WHEREAS, Rule 26 of the “2023 Rules and Order of Business” of the Board of Supervisors provides that any motion or resolution relating to compensation of elected county officers shall be presented at a regular session of the Board of Supervisors at least eight months prior to the beginning of the term of such officers; and

WHEREAS, The next term of office for the Board of Supervisors begins on January 1, 2024; and

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

RESOLVED, That the Board of Supervisors’ positions shall be paid the following salaries in 2024 and 2025:

Position	2024 Salary	2025 Salary
Supervisor	\$18,360.00	\$18,727.00
Chairman of the Board	\$14,634.00	\$14,927.00
Vice-Chairman of the Board	\$1,463.00	\$1,492.00
Budget Officer	\$1,463.00	\$1,492.00

**RESOLUTION NO. 162-2023
AUTHORITY TO COUNTY TREASURER TO PAY 2022/23 TAX**

SETTLEMENT PAYMENT TO SCHOOL DISTRICTS

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

RESOLVED, That the County Treasurer be, and he hereby is, authorized and directed to pay on or before April 1, 2023, to the various school districts for returned unpaid school taxes for the year 2022/23 as follows:

SCHOOL	AMOUNT
BLOOMFIELD CENTRAL	\$ 351,501.56
GENEVA CITY SCHOOL	560,222.41
HONEOYE CENTRAL	376,777.42
HONEOYE FALLS-LIMA CENTRAL	50,331.20
LIVONIA CENTRAL	300.57
LYONS CENTRAL	17,607.18
MARCUS WHITMAN CENTRAL	431,253.56
NAPLES CENTRAL	397,371.13
NEWARK CENTRAL	23,547.16
PALMYRA-MACEDON CENTRAL	53,880.60
PENN YAN CENTRAL	3,820.74
PHELPS-CLIFTON CENTRAL	510,749.50
PITTSFORD CENTRAL	00.00
RED JACKET CENTRAL	352,570.64
VICTOR CENTRAL	834,955.64
WAYLAND CENTRAL	22,746.08
TOTAL PAYMENTS	\$3,987,635.39

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

**RESOLUTION NO. 163-2023
AUTHORITY TO COUNTY TREASURER TO PAY
2022/2023 TAX RETURNED VILLAGE TAXES**

WHEREAS, In compliance with Ontario County Local Law No. 6 of the year 1977 “providing for collection of delinquent village taxes” and pursuant to Section 1442.4 of the Real Property Tax Law, the County shall, on or before the 1st day of April, 2023 pay the Village Treasurer the amount of returned delinquent village taxes remaining unpaid, including interest accumulated to the time of return of the tax roll by the Village Treasurer to the Village Board; now, therefore, be it

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

VILLAGE	AMOUNT
BLOOMFIELD	7,507.69
CLIFTON SPRINGS	24,127.86
MANCHESTER	22,019.55
NAPLES	28,044.52
PHELPS	22,316.29
RUSHVILLE	6,119.12
SHORTSVILLE	32,300.50
VICTOR	14,577.94
TOTAL PAYMENTS	157,013.47

and further

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

The foregoing block of three resolutions was adopted.

At the request of Supervisor Daniel Marshall, 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 item.

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

RESOLUTION NO. 164-2023
APPOINTMENT OF DIRECTOR OF THE OFFICE FOR THE AGING
TRICIAJEAN M. JONES

WHEREAS, The current Director of the Office for the Aging, Irene Coveny, will be retiring effective April 15, 2023; and

WHEREAS, The Board of Supervisors has convened a Search Committee to evaluate candidates to fill this position; and

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

WHEREAS, Based upon the Search Committee's work, the Search Committee recommends to the County Administrator that Ms. TriciaJean M. Jones be appointed as Director of the Office for the Aging to fill Ms. Coveny's unexpired term through January 2nd of 2025; and

WHEREAS, The County Administrator recommends to the Health and Human Services Committee and to the Board of Supervisors, the appointment of Ms. Jones to fill the unexpired term of Ms. Coveny; and

WHEREAS, The Health and Human Services Committee has approved the recommendation of the Search Committee and the County Administrator; now, therefore, be it

RESOLVED, That, subject to successful completion of a pre-employment drug screen and background check, Ms. TriciaJean M. Jones is hereby appointed as Director of the Office for the Aging, effective April 10, 2023 to allow one-week of overlap with Ms. Coveny, at an annual starting salary of \$86,789 as established in the 2023 Management Compensation Plan; and further

RESOLVED, That copies of this resolution be sent by the Clerk of the Board to Ms. TriciaJean M. Jones.

Adopted.

On motion of Supervisor Mark Venuti, seconded by Supervisor Tamara Hicks, the meeting was adjourned at 7:12 pm.

Approved