

**August 24, 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 Andrew Wickham, Town of Seneca.

Upon roll call, all members of the Board were present with Supervisors Jared, Simpson, and Lou Guard declared necessarily absent.

Minutes of the preceding session was approved by motion of Supervisor Jack Marren, seconded by Supervisor Daryl Marshall; motion carried.

A Public Hearing regarding Local Law No. 5 (Intro.) of 2023 entitled "Adjusting the Management Compensation Program for Managerial and Confidential Positions for the Year 2023" was called to order at 6:31 pm by Chairman Todd Campbell.

As no one wished to speak, the Public Hearing was closed at 6:32 pm.

Under Reports of County Officials, Supervisor Jack Marren gave a brief overview of the NACo Conference he attended in July in Austin, Texas.

Under Reports of County Officials, County Administrator Chris DeBolt noted the following:

- In September they will be focusing on the Housing Needs Assessment. Urban Partners will be doing presentations and dialogue regarding the assessment. It will be made available to the public through the website and a press release done for a series of four community meetings in different locations throughout the county for discussion.
- The issue of domestic terrorism; the Executive Order 18 issued by the Governor mandated the County to develop a Domestic Terrorism Prevention Plan. The plan recommended the creation of the Ontario County Threat Assessment Team that is led by the Sheriff's Office. The first training by the consultant took place, and there will be a series of additional trainings.
- The Hazard Mitigation Plan update is happening. This is to assist on how we identify hazards to the communities that are caused weather events. There will be a kick-off meeting at 5:00 pm regarding this before the next Board meeting on September 14<sup>th</sup>.

The following Communications and reports are on file with the Board Clerk's office:

Copies received of minutes of meetings held as follows:

- Health and Human Services Committee held on July 24, 2023
- Planning and Environmental Quality Committee held on July 24, 2023
- Public Works Committee held on July 24, 2023
- Public Safety Committee held on July 26, 2023
- Ways and Means Committee held on July 26, 2023
- Seneca Watershed Intermunicipal Organization (SWIO) held on July 31, 2023

The 2nd quarter 2023 sales tax distribution received from Mary Burnett, Manager of Audit, Ontario County Finance Department.

Resolution No. 254-23 entitled "Resolution Urging the Governor to Veto A.4282B/S.3503B to Move Certain Local Elections to Even-Numbered Years received from Greene County.

A letter informing the Board that Bristol Library has received a national grant of \$20,000 to meet the needs of mobility and accessibility in the community and at the library, received from Ann Rogers Lane, Library Board President, Bristol Library.

A letter of support for use of ARPA Funds for the Canandaigua Emergency Squad, Inc. for the purchase of three Lucas Chest Compression Systems, received from Bob Green, Supervisor, Town of Bristol.

Acknowledgement of receipt of filing to the state a copy of Local Law No. 3 of 2023 entitled "A Local Law Pursuant to Chapter 97-2011 of the Laws of the State of New York and Section 3-c of the General Municipal Law Overriding Tax Levy Limit for Fiscal Year 2024" received from State Records and Law Bureau, State of New York, Department of State.

Acknowledgement of receipt of filing to Ontario County a copy of Local Law No. 4 of 2023 entitled "The Ontario County Room Occupancy Tax Law" received from the Ontario County Clerk's Office.

Schuyler County Soil & Water Conservation District Report, Implementation Done in April – June of 2023, received from Schuyler County Soil & Water Conservation District.

Resolution #291-2023 entitled "Resolution of Endorsement and Support for the South Farmington Friends Cemetery Association Grant Application to Ontario County Under the Federal American Rescue Act", received from the Town of Farmington.

Resolution #297-2023 entitled "Resolution of Endorsement and Support for the Cobblestone Performing Arts Center Wellness Garden Project Grant Application to Ontario County Under the Federal American Rescue Act", received from the Town of Farmington.

Resolution #299-2023 entitled "Resolution of Endorsement and Support for the Cobblestone Performing Arts Center Addition Grant Application to Ontario County Under the Federal American Rescue Act", received from the Town of Farmington.

Resolution #303-2023 entitled "Resolution of Endorsement for the Proposed Black Creek-Black Brook Drainage Study and Commitment of Matching Grant Funds for Providing a Comprehensive Stream Corridor Assessment with Hydrological Modeling", received from the Town of Farmington.

Resolution No. 204-23 entitled "Board of Supervisors Approve Appointment of Finger Lakes Workforce Investment Board Member", received from Seneca County.

Acknowledgement of receipt of State of Emergency and Emergency orders issued on August 8th, 13th, and 18th, received from Ontario County Clerk's Office.

The 2022 NYMIR Annual Report.

Operation Green Light, the July 2023 Advancing Local Housing Affordability NACo Housing Task Force Best Practices and Policy Recommendations, and the 2023 Annual Conference and Exposition Proposed Policy Resolutions and Platform Changes, received from National Association of Counties (NACo).

Supervisor Fred Wille offered the following three resolutions as a block and moved for its adoption, seconded by Supervisor Rich Russell:

**RESOLUTION NO. 453-2023  
ERRONEOUS AND REFUNDED TAXES TO BE CHARGED  
TO CERTAIN TOWNS AND SPECIAL DISTRICTS**

WHEREAS, There has been a Report of Erroneous and Refunded Taxes filed with the Clerk of this Board by the Ontario County Treasurer stating said erroneous and refunded taxes be charged to the various Towns and Special Districts; and

WHEREAS, The County has made the Towns whole for Town and/or Special District taxes levied and certain refunds have been made by the County on the Town's behalf; now, therefore, be it

RESOLVED, That the Towns will pay the County directly for the recapture of such erroneous and refunded taxes by January 31, 2024, in the amounts listed below opposite the name of said Town and/or Special District as follows:

Municipality	Erroneous Taxes	Refunded Taxes	Combined Totals
Bristol		66.32	66.32
Canandaigua	325.11		325.11
Farmington	.30	1056.65	1056.95
Gorham		102.68	102.68
Victor		8738.68	8738.68
Town Totals	325.41	9964.33	10289.74
Special District			
Canandaigua			
FD241- Cdga Fire Prot	280.13		280.13
WD241- Cdga-Farm Wtr Dist	272.54	3800.88	4073.42
Farmington			
DD281- Drainage Dist #1	.07	211.41	211.48
FD281- Farmington Fire Prot	.18	582.79	582.97
LB281- Auburn Mdw Light	.01		.01
LL285- Pintail Xing Light		559.44	559.44
SW281- Auburn Mdw Sidewlk	.03		.03
SW286- Pintail Xing Sidewlk		77.54	77.54
VF281- Vic/Farm Ambulance		33.99	33.99
WD281- Cdga-Farm Wtr Dist	.26	827.04	827.30
Gorham			
FD323- Gorham Fire Dist		66.50	66.50
WD321- Gorham Wtr #1		35.32	35.32
Victor			
FD482- Fishers Fire Dist		16033.96	16033.96
SC481- Victor Consld Swr		101.44	101.44
Special District Total:	553.22	22330.31	22883.53
GRAND TOTALS:	878.63	32294.64	33173.27

and further

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

**RESOLUTION NO. 454-2023  
AMENDMENT TO RESOLUTION NO. 596-2011  
MANNER OF COLLECTION OF TOWN & CITY CHARGES**

WHEREAS, The Resolution No. 596-2011 established a billing, charge procedure and amount for the manner of collection of Town and City charges; and

WHEREAS, The Office of Real Property Tax has conducted a cost study and determined an increase in fees necessary due to increased operational and supply costs; and

WHEREAS, The Governmental Operations and Insurance Committee and Ways and Means Committee, have been advised and accepted recommendation for an increase in fees charged to the Towns & Cities for the preparation and processing of tax roll assessment and document processing; now, therefore, be it

RESOLVED, That the processing fees shall be set at fifty cents (\$0.50) per parcel; and further

RESOLVED, All other collection manners listed in Resolution No. 596-2011 shall remain unchanged, with the exception the Worker Compensation billing to the Cities and Towns, this collection is now outside the tax bill process; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to the Town Supervisors, City Managers, and Office of Real Property Tax.

**RESOLUTION NO. 455-2023**  
**AUTHORIZATION TO ACCEPT CONTRACT BOE01-C004600-1110000**  
**ABSENTEE BALLOT PRE-PAID POSTAGE GRANT PROGRAM**

WHEREAS, The New York State Legislature passed a resolution authorizing all New York counties to prepay postage for absentee ballot returns on April 9, 2022; and

WHEREAS, The Ontario County Board of Elections has the requirement to provide pre-paid return mail postage for absentee ballots as well as incur additional costs associated with the preparation, handling and processing of absentee ballots; and

WHEREAS, The State of New York has provided a grant (BOE01-C004600-1110000) to reimburse Ontario County for said costs listed above; and

WHEREAS, The State of New York has previously reimbursed Ontario County \$30,725.71 for costs associated with absentee ballot postage and other associated costs; and

WHEREAS, Authorization by the Ontario County Board of Supervisors is required for acceptance of said additional NYS funds; and

WHEREAS, The Governmental Operations and Insurance and Ways and Means Committees have reviewed and recommends accepting additional grant from NYS Board of Elections for the purpose of providing pre-paid return postage for absentee ballots and other associated costs; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, this Board of Supervisors hereby accepts this grant funding from the NYS Board of Elections, 40 North Pearl Street, Suite 5, Albany, NY 12207 for an amount up to \$31,408.36 for the

period January 1, 2023 through March 31, 2024; and further

RESOLVED, That the Department of Finance is hereby directed to amend the 2023 Board of Elections Budget as follows:

Account Number	Account Description	Amount
14502218 43089	State Aid, Other	Increase \$ 31,408.36
14502218 51800	PT Hourly	Increase \$ 10,000.00
14502218 54120	Maintenance Equip/Repair	Increase \$ 2,300.00
14502218 54140	Postage	Increase \$ 13,000.00
14502218 54613	Supplies Election	Increase \$ 6,108.36

and further

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

RESOLVED, That the Finance Department be authorized to make any budgetary and accounting entries to effectuate the intent of the resolution; and further

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

The foregoing block of three resolutions was adopted.

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

**RESOLUTION NO. 456-2023**  
**RESOLUTION CALLING ON NEW YORK STATE TO TAKE ACTIONS TO**  
**PROVIDE ENHANCED INCENTIVES TO VOLUNTEER FIRST RESPONDERS**  
**IN ORDER TO ENSURE THE CONTINUED VITALITY OF**  
**VOLUNTEER AMBULANCE AND FIRE DEPARTMENTS**

WHEREAS, For generations, volunteer first responders have provided critical service to their communities through local Ambulance and Fire Companies across New York State; and

WHEREAS, These volunteer companies not only act to protect lives and properties, they often form key elements of small communities and provide opportunities for neighbors to work together for the betterment of their locale; and

WHEREAS, In most, if not all, of these communities, it is not cost-effective or practicable to replace these respected and important volunteer companies with paid professionals; and

WHEREAS, Across New York State, volunteer Fire and Ambulance Companies are facing a decrease in active volunteers and difficulty in recruitment of new volunteers; and

WHEREAS, Ontario County has recently complete a comprehensive study of the state of Fire and EMS (Ambulance) service within the county which identified the recruitment and retention of volunteers to be one of the top challenges facing these organizations; and

WHEREAS, Various steps have been taken by New York State to try and provide incentives for residents to become active in volunteer Ambulance and Fire Companies; and

WHEREAS, While well-intentioned, these measures have not had the desired effect within the communities targeted; and

WHEREAS, Based on review of the completed and proposed actions taken by the State, with the input of local community leaders and representatives from the volunteer Fire and EMS communities, the Ontario County Board of Supervisors feels there are additional steps that can and should be taken by the State of New York to change existing benefits and enact new benefits and incentives for residents who volunteer in Fire and EMS service within the state; now, therefore, be it

RESOLVED, The Ontario County Board of Supervisors hereby requests and calls on the New York State Legislature and the Governor of New York to adopt New York State Senate Bill S.2862 which would address the issue of volunteers who do not live in the municipality in which they volunteer and are therefore unable to receive the real property tax exemption provided to those volunteers who live within the same community in which they volunteer; and may it be further

RESOLVED, The Ontario County Board of Supervisors hereby requests and calls on the New York State Legislature and the Governor of New York to adopt New York State Senate Bill S.2048 which increases the income tax credit available to volunteer Fire and EMS members from \$200 (\$400 for those filing jointly) to \$500 (\$1,000 for those filing jointly) to provide additional financial incentives to volunteers; and may it be further

RESOLVED, The Ontario County Board of Supervisors hereby requests and calls on the New York State Legislature and the Governor of New York to adopt New York State Senate Bill S.4237 which would enact the 'Omnibus Emergency Services Volunteer Incentives Act' which would increase the income tax credit for volunteer firefighters and ambulance workers; permit fire departments and companies to offer health insurance coverage to their members; exempt motor vehicle registration fees for vehicles owned and used by volunteer firefighters and ambulance workers to provide emergency response services; and establishes a student loan forgiveness program for eligible volunteer firefighters and ambulance workers; and may it be further

RESOLVED, That certified copies of this resolution be sent to Governor Kathy Hochul, Assemblyman Jeff Gallahan, Assemblywoman Marjorie Byrnes, State Senator

Pam Helming, Assembly Speaker Carl Heastie, and Senate Majority Leader Andrea Stewart-Cousins.

Adopted.

Supervisor Daryl Marshall supports the foregoing resolution and said we need to be doing more to make it advantageous for recruiting volunteer ambulance and firefighters to serve their communities.

Supervisor Dan Marshall offered the following resolution and moved for its adoption, seconded by Supervisor Norm Teed:

**RESOLUTION NO. 457-2023  
AUTHORIZATION TO CONTRACT WITH  
MUDDY SNEAKERS PHYSICAL THERAPY – CWSNP  
SEPTEMBER 15, 2023 – DECEMBER 31, 2025**

WHEREAS, The Ontario County Public Health Department, Children with Special Needs Program desires to contract with Muddy Sneakers Physical Therapy, 7920 Rae Boulevard, Suite 200, Victor, NY 14564 to provide physical therapy services; and

WHEREAS, Muddy Sneakers Physical Therapy has agreed to provide physical therapy services; and

WHEREAS, The provider will be paid according to a mandated State rate schedule as specified in “Schedule A” of the contract; and

WHEREAS, The funds have been appropriated in the budget to pay the provider; and WHEREAS, The Director of Public Health and the Health & Human Services Committee recommend this new 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 Muddy Sneakers Physical Therapy; and further

RESOLVED, That the contract shall cover the period of September 15, 2023 through December 31, 2025 at a rate not to exceed as noted on the Schedule A; and further

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

Adopted.

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

**RESOLUTION NO. 458-2023  
RESOLUTION FOR THE APPOINTMENT OF KATE OTT, RN MPH,  
DIRECTOR OF COMMUNITY PUBLIC HEALTH,**

**AS LOCAL HEALTH OFFICER FOR MULTIPLE COUNTY MUNICIPALITIES**

WHEREAS, In an effort to comply with the Shared Services Initiative, Ontario County and the municipalities listed in Schedule A, hereby appoint Kate Ott, RN MPH, the Director of Community Public Health for Ontario County to serve as the Local Health Officer; and

WHEREAS, Kate Ott, RN MPH agreed to act as Local Health Officer for the requesting municipalities thereby eliminating the need for each to appoint and pay an individual health officer; and

WHEREAS, Part BBB of Chapter 59 of the Laws of 2017 specifically authorizes cooperating municipalities to enter into shared services agreements; and

WHEREAS, Each municipality shall pass a Resolution affirming the appointment of Kate Ott, RN, MPH as their respective Local Health Officer; and

WHEREAS, It is understood and agreed the Local Health Officer, in furtherance of this appointment, will continue to investigate complaints of public health nuisances arising with each municipality and when necessary to resolve said nuisances will present the facts and recommendations to their respective legislative board for their decision and enforcement action; and

WHEREAS, The Health and Human Services Committee has reviewed the process and recommends adoption of this resolution as continuing to be consistent with the County's Shared Services Initiative; and

WHEREAS, The Ontario County Board of Supervisors and the designated municipalities shall enter into individual Intermunicipal Agreements providing for the service; now, therefore, be it

RESOLVED, Pursuant to New York Public Health Law §320, it is mutually agreed between the Ontario County Board of Supervisors and the requesting municipalities, Kate Ott, RN MPH shall serve in her appointment as the Local Health Officer; and be it further

RESOLVED, The payment of any costs to abate a public health nuisance shall continue to be a cost to the respective individual municipality; and be it further

RESOLVED, The County Administrator is hereby directed to execute each of the Intermunicipal Agreements as they are received subject to the approval of the County Attorney as to form; and be it further

RESOLVED, The duration of appointment will be from August 17, 2023 to December 31, 2025; and be it further

RESOLVED, That a certified copy of this resolution be sent to the County Administrator, the Community Public Health Director and the Ontario County Attorney's Office and the municipalities set forth in Schedule "A".

**SCHEDULE A****Towns of:**

Bristol  
 Canadice  
 Canandaigua  
 East Bloomfield  
 Farmington  
 Geneva  
 Naples  
 Phelps  
 Richmond  
 Seneca  
 South Bristol  
 Victor  
 West Bloomfield

**Cities of:**

Canandaigua  
 Geneva

**RESOLUTION NO. 459-2023  
 APPOINTMENT OF MS. KATE OTT AS  
 ONTARIO COUNTY STOP – DWI COORDINATOR**

WHEREAS, Pursuant to New York State Vehicle and Traffic Law (NYS VTL) Section 1197 (2) the Chairman of the Ontario County Board of Supervisors must designate a Coordinator for the Special Traffic Options Program for Driving While Intoxicated (S.T.O.P.-DWI), who shall serve at the pleasure of the Board of Supervisors; and

WHEREAS, The designated Coordinator shall receive salary and expenses as designated by the Board of Supervisors; and

WHEREAS, As of November 14, 2019 the function and management of the STOP-DWI program was transferred to the Community Public Health Department under the direction and control of the Director of Community Public Health; and

WHEREAS, The Health and Human Services Committee and the Ways and Means Committee recommend the designation of Ms. Kate Ott, Director of Community Public Health, to serve as the Ontario County STOP-DWI Coordinator with such duties and responsibilities as set forth in NYS VTL §1197; now, therefore, be it

RESOLVED, That Ontario County Board of Supervisors does hereby designate Ms. Kate Ott to serve as the Ontario County STOP-DWI Coordinator with such duties and responsibilities as set forth in NYS VTL §1197; and further

RESOLVED, That Ms. Kate Ott shall receive an annual stipend of \$4000.00 (four thousand dollars) for such duties and responsibilities; and further

RESOLVED, That notification of this appointment should be given to the NYS Commissioner of Motor Vehicles, Mark J.F. Schroeder, by providing a copy of this resolution by email to [STOP.DWI.PROGRAM@dmv.ny.gov](mailto:STOP.DWI.PROGRAM@dmv.ny.gov).

The foregoing block of two resolutions was adopted.

Supervisor Dave Phillips offered the following resolution and moved for its adoption, seconded by Supervisor Mark Venuti:

**RESOLUTION NO. 460-2023**  
**AUTHORIZATION TO CONTRACT WITH THE TOWN OF NAPLES**  
**TO PROVIDE CODE ENFORCEMENT TECHNICAL ASSISTANCE**

WHEREAS, The Town of Naples has requested technical assistance related to administration of the New York State Uniform Fire Prevention and Building Code and its Zoning Law and Subdivision Regulations (collectively the ‘Town Regulations’) during a vacancy in the Town’s Building Inspector/Zoning Officer, and/or Code Enforcement Officer position and in training of a new employee in said position; and

WHEREAS, The extent of the technical service requested is beyond the 40 hour of Professional Planning Service Technical Assistance that can be requested by any Ontario County municipality in a calendar year; and

WHEREAS, The County Planning Department has proposed to provide approximately 10 hours a week for 20 weeks for the services of a New York State Certified Building Inspector at no cost to the Town for the first 40 hours and at a rate of \$59.07/hour for up to an additional two hundred (200) hours as directed by the Supervisor of the Town of Naples, plus mileage at the current IRS rate currently set at \$.655 cents per mile; and

WHEREAS, All work provided by the County Planning Department pursuant to administration of the New York State Fire Prevention and Building Code, the New York State Energy Construction Code, Town of Naples Zoning Local Law, Town of Naples Subdivision Regulations, and any other related laws or ordinances shall be issued by the Code Enforcement Officer provided by the County upon the condition that such officer is appointed as interim Code Enforcement Officer by the Naples Town Board; and

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

RESOLVED, That upon review and approval of the County Attorney as to form, the Intermunicipal Agreement with the Town of Naples wherein the County Planning Department shall provide technical assistance related to the Town’s Regulations is hereby approved; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute said Intermunicipal Cooperation Agreement with the Town of Naples; and further

RESOLVED, That the term of said contract shall commence on June 12, 2023 and terminate on June 12, 2024; and further

RESOLVED, That a copy of this resolution be sent to the Town of Naples by the Clerk of

this Board.

Adopted.

Supervisor Dave Phillips offered the following resolution and moved for its adoption, seconded by Supervisor Jack Marren:

**RESOLUTION NO. 461-2023  
REAPPOINTMENT OF MICHAEL WOODRUFF  
TO THE ONTARIO COUNTY PLANNING BOARD**

WHEREAS, On May 31, 2018 the Ontario County Board of Supervisors appointed Michael Woodruff to a 5-year term on the Ontario County Planning Board; and

WHEREAS, The East Bloomfield Town Board now recommends Michael for re-appointment to a second 5-year term; and

WHEREAS, The Planning and Environmental Quality Committee also recommends the re-appointment of Mr. Woodruff; and

WHEREAS, The oath of office for the previous re-appointment on June 22,2023 was not completed within the required 30 days; now, therefore, be it

RESOLVED, That as of August 24, 2023 the following individual is re- appointed as a member of the Ontario County Planning Board:

Name	Representing	Term Expires
Michael Woodruff	Town of East Bloomfield	August 23, 2028

and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board, to the County Clerk, the Town of East Bloomfield, and to Michael Woodruff.

Adopted.

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

**RESOLUTION NO. 462-2023  
CAPITAL PROJECT NO. H086-22  
AUTHORIZE PROFESSIONAL CONSULTATION SERVICES CONTRACT  
WITH PROFESSIONAL SYSTEMS ENGINEERING, LLC FOR THE  
JAIL SECURITY CONTROL CAPITAL PROJECT**

WHEREAS, Resolution No. 568-2022 established Capital Project No. H086-22 as the Jail Security Control System Capital Project intended to assess the current jail security and control system, related subsystems, and work with staff to develop a specification or request for proposals for the upgrade or replacement of said systems, many of which were installed when the County Jail was constructed in 2002-2003; and

WHEREAS, The Purchasing Department released a Request for Proposals RFP R23051 entitled, “Jail Security & Control Systems Upgrade Assessment” seeking professional consulting services to assess the current systems, develop a recommendation for upgrade and replacement, and assist the County in procuring and implementing said recommendation (the “RFP”); and

WHEREAS, Four firms submitted proposals in response to said RFP, and a steering committee consisting of Supervisor Pruett, the Sheriff, the Chief Corrections Officer, the Chief Technology Officer, and the Director of Planning reviewed proposals from and conducted interviews of said firms; and

WHEREAS, Said steering committee recommends retaining the firm of Professional Systems Engineering, LLC, 1010 Church Rd., Lansdale, PA 19446 to provide the System Design Phase Services as described in RFP R23051 that corresponds with the System Assessment Phase as described in the consultant’s proposal dated June 30, 2023 as modified by their clarification letter of August 3, 2023, copies of which are on file with the Clerk of this Board; and

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

RESOLVED, That the budget of Capital Project H086-22 be, and hereby is, amended as follows:

Line	Description	Current Budget	Change	Revised Budget
Appropriations:				
HHH08622 54260	Consultation & Professional	\$0.00	+ \$ 49,867.00	\$49,867.00
HHH08622 54731	Contingency	\$1,500,000. 00	- \$ 49,867.00	\$1,445,133. 00
Revenues:				
HHH08622 45031	Interfund Transfer	\$1,500,000. 00	\$ 0.00	\$750,000.0 0

and further

RESOLVED, That upon approval of the County Attorney as to form, this Board hereby accepts the proposal of Professional Systems Engineering, LLC, 1010 Church Rd., Lansdale, PA 19446 to provide the System Design Phase Services as described in RFP R23051 that corresponds with the System Assessment Phase as described in the consultant’s proposal dated June 30, 2023 as modified by their clarification letter of August 3, 2023 in an amount not to exceed Forty Nine Thousand Eight Hundred and Sixty Seven Dollars (\$49,867.00); and further

RESOLVED, That the County Administrator is hereby authorized and empowered to execute a contract with Professional Systems Engineering, LLC, for said services and said amount; and further

RESOLVED, That the term of said contract shall commence on August 25, 2023, and terminate on August 30, 2025; and further

RESOLVED, That the cost of said contract shall be paid from line HHH08622 54260 Consultation & Professional from Capital Project H086-22; and further

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

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

**RESOLUTION NO. 463-2023**  
**RESOLUTION TO CONTRACT WITH THE**  
**MARYLAND LETHALITY ASSESSMENT PROGRAM THROUGH THE**  
**ONTARIO COUNTY DISTRICT ATTORNEY'S OFFICE**  
**VICTIM ASSISTANCE PROGRAM**

WHEREAS, The Ontario County District Attorney's Office Victim Assistance Program has grant funding through the Office of Victim Services to implement the Maryland Lethality Assessment Program (MLAP) in Ontario County; and

WHEREAS, The MLAP is a nationally recognized practice to prevent intimate partner homicides and serious injuries; and

WHEREAS, The MLAP provides an evidence-based standard of practice to reduce intimate partner homicide, increase victim safety, and enhance collaboration in among victim service providers and law enforcement agencies within Ontario County; and

WHEREAS, The initial cost of the MLAP is \$17,500.00 in which training and technical assistance will be provided for both victim advocacy providers and participating law enforcement agencies; and

WHEREAS, The annual subscription cost will be \$2500.00 beginning in October 2024; and

WHEREAS, The Ontario County District Attorney's Office Victim Assistance Program will be utilizing grant funds through the Office of Victim Services for the lethality assessment program; and

WHEREAS, The Public Safety Committee has reviewed the contracts and recommends the County enter into the agreements; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves contracting with MLAP for the lethality assessment program; and further

RESOLVED, That the initial cost of the MLAP program will be \$17,500.00 and the annual subscription fee starting in October 2024 will be \$2500.00; and further

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

**RESOLUTION NO. 464-2023  
RENEWAL OF BID B23043  
FOR PURCHASING OF CORRECTIONAL SUPPLIES**

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

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

WHEREAS, Bob Barker Company, Inc. has agreed to renew for an additional six (6) month period from October 25<sup>th</sup>, 2023 through April 24<sup>th</sup>, 2024 at the current prices indicated in the bid (B23043); and

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

RESOLVED, That the Ontario County Board of Supervisors renews the bid with Bob Barker Company, Inc., 7925 Purfoy Road, Fuquay Varina, NC for the purchase of Correctional Supplies (B23043) for Incarcerated Individuals at Ontario County Jail for the additional six (6) month term of October 25<sup>th</sup>, 2023 through April 24<sup>th</sup>, 2024; and further

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

**RESOLUTION NO. 465-2023  
AUTHORIZATION TO RENEW SECURITY AGREEMENT WITH  
THE NEW YORK STATE UNIFIED COURT SYSTEM  
2019 – 2024 PERIOD 5**

WHEREAS, Resolution No. 755-2019 authorized the Security Agreement with the New York State Unified Court System and the Ontario County Sheriff's Office for the term of April 1, 2019 through March 31, 2024; and

WHEREAS, The maximum compensation for the Fifth Period, April 1, 2023 through March 31, 2024 proposed by the New York State Unified Court System is \$1,877,751 with a maximum of 16.5 FTE's; and

WHEREAS, The Public Safety Committee deems it in the best interest of Ontario County to continue the service with the New York State Unified Court System; now, therefore, be it

RESOLVED, That upon the review and approval of the County Attorney as to form, the Board of Supervisors hereby approve a contract with the New York State Unified Court System for the term of April 1, 2023 through March 31, 2024 with a maximum compensation of \$1,877,751; and further

RESOLVED, That the County Administrator be and hereby is authorized and empowered to execute the Agreement with the New York State Unified Court System and all other documentation necessary to effectuate the purposes of this resolution.

The foregoing block of four resolutions was adopted.

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

**RESOLUTION NO. 466-2023**  
**CAPITAL PROJECT NO. H062-19**  
**FIRING RANGE IMPROVEMENTS**  
**AWARD OF BID (B22054) AND AUTHORIZATION TO CONTRACT WITH**  
**WOOD STONE EARTH CONSTRUCTION, INC AND BUDGET TRANSFER**

WHEREAS, Resolution No. 647-2019 created Capital Project No. H062-19, Firing Range Improvements (the Project); and

WHEREAS, County staff solicited bids for general construction and electrical work (bid B22054); and

WHEREAS, No bids were received for electrical work; and

WHEREAS, The low responsive, responsible bidder for general construction work is Wood Stone Earth Construction, Inc for a price not to exceed \$817,200.00; and

WHEREAS, The total estimated cost is \$817,200.00 including a 7.5% contingency of \$61,290.00; and

WHEREAS, County staff recommend awarding said bid in anticipation of receiving final grant approval and related contract from the Dormitory Authority of the State of New York (DASNY), for a State and Municipal Facilities Program grant (SAM Project ID#13203, Munis Project #80202311 in the amount of \$265,00.00; and

WHEREAS, Ontario County has allocated \$250,000.00 of said grant to the Project the remainder of the grant will be used by Emergency Management Office for a roof Simulator

at the Safety training facility; and

WHEREAS, When said grant funds become available, funding will be returned to the General Fund’s fund balance; and

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

RESOLVED, That the following budget transfer is approved:

AA995099 59000	Interfund Transfer	1.	+\$250,000.00
AA30599	Appropriated Fund Balance	2.	+\$250,000.00

and further

RESOLVED, That the budget of Capital Project H062-19 be, and hereby is, amended as follows:

Line	Description	Current Budget	Change	Revised Budget
<b>Appropriations:</b>				
HHH06219 54491	General Construction	\$0.00	+\$878,490.00	\$878,490.00
HHH06219 54495	Architectural & Engineering	\$202,753.18	\$0.00	\$202,753.18
HHH06219 54865	Administration	\$1,130.47	\$0.00	\$1,130.47
HHH06219 54731	Contingency	\$662,925.00	-\$628,490.00	\$34,435.00
<b>Revenue:</b>				
HHH06219 45031	Interfund Transfer	\$866,808.65	+\$250,000.00	\$1,116,808.65

and further

RESOLVED, That subject to review and approval by the County Attorney’s office as to form, the Board of Supervisors hereby accepts the bid and awards a contract to Wood Stone Earth Construction, Inc., 484 State Route 21, Palmyra, NY 14522, to complete general construction work as specified in bid B22054 for an amount not to exceed Eight Hundred Seventeen Thousand Two Hundred Dollars (\$817,200.00); and further

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

RESOLVED, That costs for this contract will be paid out of budget line item HHH06219 54491 General construction; and further

RESOLVED, That the contract term will be August 4, 2023 to August 3, 2024; and further

RESOLVED, That henceforth, the County’s manager for this project shall be the Commissioner of Public Works; and further

RESOLVED, That the Commissioner of Public Works is authorized, to make

necessary adjustments in unit bid quantities and to initiate field changes to complete the proposed work, within the fund limits of the contract's contingency, and to report such use of the contract contingency to the Public Works Committee and to the Finance Office; and further

RESOLVED, That the Commissioner of Public Works, prior to authorizing a single work item financed with the project's contingency that exceeds \$7,500, shall request review by the Public Works Chairperson, and if by review, the Committee Chairperson determines such field change is critical to the timely progression of the project, the Chairperson, at their discretion, will approve said change; and further

RESOLVED, That the Commissioner of Public Works, be and hereby is, authorized and empowered to execute any and all documents necessary or appropriate to effectuate adjustments or change orders to the original contract within the limits agreed to in this resolution, subject to review and approval by the Office of the County Attorney; and further

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

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

RESOLVED, That the Ontario County Finance Department is directed to make all necessary budgetary and accounting entries to effect the intent of this resolution for a total project budget of \$1,116,808.65; and further

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

**RESOLUTION NO. 467-2023**  
**CAPITAL PROJECT NO. H062-19**  
**FIRING RANGE IMPROVEMENTS**  
**DESIGN CONTRACT AMENDMENT FOR LIRO ENGINEERS, INC**

WHEREAS, Resolution No. 647-2019 created Capital Project No. H062-19, Firing Range Improvements (the Project); and

WHEREAS, Resolution No. 390-2021 authorized execution of a contract with LiRo Engineers, Inc at 690 Delaware Avenue, Buffalo, NY 14209 (the Consultant), for design services related to the Project, covering concept through construction and post occupancy, (the Agreement); and

WHEREAS, Additional pre-bidding design work has been requested by staff; and

WHEREAS, The Consultant has provided a proposal, dated 6/7/23, for said services for an amount not to exceed \$9,295.50; and

WHEREAS, It is anticipated that the Consultant's services under the Agreement will be needed through the first half of next year; and

WHEREAS, The Agreement is set to expire on 12/31/23; and

WHEREAS, The Public Works has reviewed this resolution and recommend its adoption by the Board; now, therefore, be it

RESOLVED, That the County Administrator is hereby authorized to execute a contract amendment with the Consultant for the additional services described in their 6/7/23 proposal and to extend the term of the Agreement to 12/31/24 for an amount not to exceed Nine Thousand, Two Hundred Ninety-Five Dollars and Fifty Cents (\$9,295.50); and further

RESOLVED, Said contract amendment be charged to HHH06219 54495; 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 \$1,116,808.65; and further

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

**RESOLUTION NO. 468-2023**  
**CAPITAL PROJECT NO. H062-19**  
**FIRING RANGE IMPROVEMENTS**  
**BUDGET TRANSFER AND CONTRACT AUTHORIZATION**  
**LIRO ENGINEERS, INC – CONSTRUCTION MANAGEMENT**

WHEREAS, Resolution No. 647-2019 created Capital Project No. H062-19, Firing Range Improvements (the Project); and

WHEREAS, Resolution No. 390-2021 authorized execution of a contract with LiRo Engineers, Inc at 690 Delaware Avenue, Buffalo, NY 14209 (the Consultant), for design services related to the Project; and

WHEREAS, Design and bidding for the Project are nearing completion; and

WHEREAS, Construction management services will now be needed for the construction phase of the project; and

WHEREAS, The Consultant has submitted a proposal dated 6/7/23 to provide said services for an amount not to exceed \$71,856; and

WHEREAS, There is a shortfall for said contract in the amount of \$11,704.99 which will be funded with appropriated fund balance; and

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

RESOLVED, That the following budget transfer is approved:

AA995099 59000	Transfer to Capital Project	\$11,704.99
AA30599	Appropriated Fund Balance	\$11,704.99

and further

RESOLVED, That the following budget amendment is approved:

Line	Description	Current Budget	Change	Revised Budget
Appropriations:				
HHH06219 54260	Consultation & Professional	\$0.00	+\$71,856.00	\$71,856.00
HHH06219 54491	General Construction	\$878,490.00	\$0.00	\$878,490.00
HHH06219 54495	Architectural & Engineering	\$202,753.18	-\$25,716.01	\$177,037.17
HHH06219 54865	Administration	\$1,130.47	\$0.00	\$1,130.47
HHH06219 54731	Contingency	\$34,435.00	-\$34,435.00	\$0.00
Revenue:				
HHH06219 45031	Interfund Transfer	\$1,116,808.65	+\$11,704.99	\$1,128,513.64

and further

RESOLVED, That the County Administrator is hereby authorized to execute a contract amendment with the Consultant to provide construction management services as described in their proposal dated 6/7/23 for an amount not to exceed Seventy-One Thousand, Eight Hundred Fifty-Six Dollars (\$71,856); and further

RESOLVED, That the cost of said contract amendment with Liro Engineers, Inc. be paid from budget line HHH06219 54260 – Consultation and Professional of Capital Project No. H062-19; and further

RESOLVED, The term of the contract shall begin on 9/1/23 and end on 12/31/24; and

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 \$1,128,513.64; and further

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

The foregoing block of three resolutions was adopted.

Supervisor Fred Lightfoote offered the following resolution and moved for its adoption, seconded by Supervisor Norm Teed:

**RESOLUTION NO. 469-2023**  
**CAPITAL PROJECT NO. H095-23**  
**AMEND CONTRACT WITH LOZIER ENVIRONMENTAL CONSULTING, INC**  
**FOR MATERIAL SAMPLING, AIR MONITORING AND VISUAL INSPECTION**  
**FOR FLCC SCIENCE LAB RENOVATION**  
**2023 FLCC MAINTENANCE CAPITAL PROJECT**

WHEREAS, Resolution No. 289-2023 established Capital Project No. H095-23 as the

2023 FLCC Maintenance Capital Project; and

WHEREAS, Said capital project includes funding for renovation of FLCC Science Lab room 3256; and

WHEREAS, Resolution No. 706-2021 hired Plan Architectural Studio, P.C. (PLAN) to provide architectural and engineering services in the design of the science lab renovation project; and

WHEREAS, Resolution No. 290-2023 awarded a bid and authorized a contract with Holdsworth Klimowski Construction (HKC) for general construction work, including asbestos abatement, in the renovation of said Science Lab room 3256; and

WHEREAS, During the demolition portion of their work, HKC uncovered additional suspected asbestos bearing materials and materials contaminated with molds; and

WHEREAS, Resolution No. 291-2023 hired the firm of Lozier Environmental Consulting, Inc., 2011 East Main Street, Rochester, New York 14609 to provide visual inspection and air monitoring during the abatement of asbestos in the science lab; and

WHEREAS, Lozier Environmental Consulting has proposed to provide additional services to sample and test the suspect materials and provide air monitoring services in regard to the abatement of those materials by HKC in an amount not to exceed \$1,718.00; and

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

RESOLVED, That the budget of Capital Project No. H095-23 be, and hereby is, amended as follows:

Line	Description	Current Budget	Change	Revised Budget
Appropriations:				
HHH09523 52100	Furniture & Furnishings	\$442,441.6 5	\$0.00	\$442,441. 65
HHH09523 52300	Equipment, Computer	\$32,558.35	\$0.00	\$32,558.3 5
HHH09523 54260	Consultation & Professional	\$69,105.00	\$0.00	\$69,105.0 0
HHH09523 54491	General Construction	\$390,000.0 0	\$0.00	\$390,000. 00
HHH09523 54493	Electric Work	\$142,937.9 1	\$0.00	\$142,937. 91
HHH09523 54494	Plumbing	\$113,000.0 0	\$0.00	\$113,000. 00
HHH09523 54498	Asbestos & Related Testing	\$2,842.00	\$1,718.00 <sup>+</sup>	\$4,560.00
HHH09523 54521	HVAC	\$223,511.0 0	\$0.00	\$223,511. 00
HHH09523 54731	Contingency	\$32,604.09	\$1,718.00 <sup>-</sup>	\$30,886.0 9
Appropriations:				
HHH09523 54743	Change Order Contingency	\$50,000.00	\$0.00	\$50,000.0 0
HHH09523 54865	Administration	\$1,000.00	\$0.00	\$1,000.00
Revenues:				
HHH09523 43297	State Aid	\$750,000.0 0	\$0.00	\$750,000. 00
HHH09523 45031	General Fund – Interfund Revenue	\$750,000.0 0	\$0.00	\$750,000. 00

and further

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby accepts the proposal from Lozier Environmental Consulting, Inc to provide material testing prior to, and air monitoring services during, the asbestos abatement of the additional suspect material at the FLCC science lab renovation in the amount of One Thousand Seven Hundred Eighteen Dollars (\$1,718.00) for a total amended contract amount of Two Thousand Seven Hundred and Ten Dollars (\$2,710.00) and authorizes and empowers the County Administrator to execute a contract amendment with said firm for said amount; and further

RESOLVED, That the cost of said contract amendment with Lozier Environmental Consulting, Inc. be paid from budget line HHH09523 54498 – Asbestos and Related Testing of Capital Project No. H095-23; and further

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

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

to the County Finance Department, and the Vice President of Finance and Administration at Finger Lakes Community College.

Adopted.

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

**RESOLUTION NO. 470-2023  
CONTRACT FOR RE-BIDDING AND CONSTRUCTION SERVICES  
FOR PHASE 1 OF THE HVAC SYSTEM UPGRADE  
AT ONTARIO COUNTY COURTHOUSE**

WHEREAS, The County has previously identified the need to upgrade the aging HVAC system at the Ontario County Courthouse; and

WHEREAS, Resolution No. 105-2023 authorized McFarland-Johnson, Inc. as the consultant for the bidding and construction services of the HVAC system upgrades at Ontario County courthouse; and

WHEREAS, Ontario County Purchasing Department issued Bid B23055, for HVAC Upgrades to the Courthouse, Phase 1. McFarland-Johnson, Inc. reviewed responses to the bid, found all bids to be overbudget, and recommended all bids be rejected; and

WHEREAS, Resolution No. 404-2023 rejected all bids for the HVAC system upgrades at Ontario County courthouse; and

WHEREAS, Public Works solicited a proposal from McFarland-Johnson, Inc. revising the project's phasing, bidding and construction phase services of the HVAC system replacements at the Ontario County Courthouse to better fit the existing budget; and

WHEREAS, McFarland-Johnson, Inc. has provided a proposal for these services for a not-to-exceed fee of \$30,708.76; and

WHEREAS, The total cost is estimated to be \$33,808.76, which includes a contingency of \$3,100.00; and

WHEREAS, There are adequate funds in Buildings & Grounds Capital Improvement Plan budget to fund said contract with McFarland-Johnson; and

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

RESOLVED, That upon review and approval of the County Attorney as to form, the Ontario County Board of Supervisors hereby approves a contract with McFarland-Johnson, Inc. of 49 Court Street, Suite 240, Binghamton, New York 13901, at a cost not to exceed \$30,708.76; and further

RESOLVED, That the contract shall commence on August 25, 2023, and will expire on May 31, 2024; and further

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

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

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the Agreement with McFarland-Johnson, Inc. 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 McFarland Johnson, Inc. care of John W. Miranowski at email address [jmiranowski@mjinc.com](mailto:jmiranowski@mjinc.com).

Adopted.

Supervisor Fred Lightfoote offered the following three resolutions as a block and moved for its adoption, seconded by Supervisor Jack Marren:

**RESOLUTION NO. 471-2023  
RENEWAL OF BID B22056 FOR AS-NEEDED ROOF REPAIR WORK**

WHEREAS, Resolution No. 594-2022 awarded bid B22056 for on-demand roof repairs to Elmer W. Davis, Harvey Strassner Contracting and Spring Sheet Metal & Roofing; and

WHEREAS, the Department of Public Works requires timely repairs made to the roofs of County building on an as-needed basis; and

WHEREAS, The following vendors have agreed to renew their bids at the current price structure;

Primary Vendor	Elmer W. Davis	1217 Clifford Avenue Rochester, New York 14621
Secondary Vendor	Harvey Strassner Contracting	3035 Ridgeway Avenue Rochester, NY 14606
Tertiary Vendor	Spring Sheet Metal & Roofing	678 Clinton Ave. South Rochester, NY 14620

and

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

RESOLVED, That the Ontario County Board of Supervisors authorizes the renewal of bid B22056 for roof repair per the tabulation sheet on file with the Clerk of the Board for a period effective October 7, 2023 through October 6, 2024; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Elmer W. Davis, Inc., Harvey Strassner Contracting LLC. and Spring Sheet Metal & Roofing, LLC.

**RESOLUTION NO. 472-2023  
AUTHORIZATION TO RENEW QUOTE Q21067  
FOR FIRE EXTINGUISHER SERVICES**

WHEREAS, Resolution No. 425-2021 awarded quote Q21067 for fire extinguisher services to Dival Safety; and

WHEREAS, Resolution No. 479-2022 renewed said quote for the period September 19, 2022 through September 18, 2023; and

WHEREAS, Dival Safety has agreed to 12-month renew at the current price structure; and

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

RESOLVED, That the Ontario County Board of Supervisors hereby authorizes the renewal of Quote Q21067 for fire extinguisher services to Dival Safety, 1721 Niagara Street, Buffalo, NY, 14207 for a renewal period effective September 19, 2023 through September 18, 2024 per tab sheet on file with Clerk of this Board; and further

RESOLVED, That certified copies of this resolution be sent to Clerk of this Board to Dival Safety.

**RESOLUTION NO. 473-2023  
RENEWAL OF BID (B22066) FOR HVAC AIR FILTERS**

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

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

WHEREAS, The Purchasing Department recommends the bid renewal; and

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

RESOLVED, That the Ontario County Board of Supervisors authorizes the renewal of bid B22066 for the purchase of HVAC air filters to R.P. Fedder Corporation, 740 Driving

Park Avenue, Rochester, New York 14613 commencing on October 4, 2023 through April 3, 2024; and further

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

The foregoing block of three resolutions was adopted.

Supervisor Fred Lightfoote offered the following four resolutions as a block and moved for its adoption, seconded by Supervisor Christopher Vastola:

**RESOLUTION NO. 474-2023  
SETTING OF CONTRACT PROVISIONS FOR  
REMOVAL OF SNOW AND ICE FROM COUNTY ROADWAYS  
WITHIN CERTAIN ONTARIO COUNTY TOWNS**

WHEREAS, Resolution No. 510-2022 established contract provisions with various towns for removing snow and ice from county roads for the 2022/2023 season; and

WHEREAS, The County has worked with the town supervisors and town highway superintendents to develop and evaluate a formula that can be applied to each town's snow and ice removal costs from 2017 through 2021 (five years) to provide a cost per centerline mile based on town expenditures that is used to determine a fair and equitable rate to reimburse the Towns; and

WHEREAS, The 5 year (2017-2021) average cost to service county roads is \$4,542.54 per centerline mile and the latest one year average (2021) cost is \$4,189.21 per centerline mile; and

WHEREAS, The County has proposed to continue contract terms for the 2023/2024 season, October 1, 2023 – September 30, 2024, for the 15 towns offering to provide snow/ice services which will extend the 2022/2023 base rate in the base contract rate at \$5,800 per centerline mile; and

WHEREAS, Due to costs of fuel, materials, and maintenance/repair parts that have escalated after the pandemic and remain stubbornly high, the County is proposing to continue a payment of \$1,000 per centerline mile in addition to the base contract rate of \$5,800 per centerline mile; and

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

RESOLVED, That upon review and approval of the County Attorney, as to form, the Ontario County Board of Supervisors hereby authorizes a contract with each town providing snow and ice control services on County roadways within their town boundaries at a rate of \$6,800 per centerline mile (\$5,800 per centerline mile base contract amount plus additional \$1,000 per centerline mile one-time payment); and further

RESOLVED, That the County Administrator is hereby authorized and empowered to execute the Agreements with the 15 towns offering to provide snow/ice services for the 2023/2024 season, October 1, 2023 – September 30, 2024.

**RESOLUTION NO. 475-2023  
SETTING OF CONTRACT PROVISIONS WITH  
THE TOWN OF CANADICE  
FOR REMOVAL OF SNOW AND ICE FROM  
COUNTY ROADWAYS IN THE TOWN OF NAPLES**

WHEREAS, Pursuant to Highway Law Section 135, the County Superintendent of Highways, may contract with a Town/County and a Town/County Superintendent for the removal of snow from County of Ontario (“County”) Roads; and

WHEREAS, The County has proposed to enter into a supplemental contract (“Supplemental Contract”) with the Town of Canadice (“Canadice”) for removal of snow and ice from a 6.11 centerline mile section of County Road 36 which is in the Town of Naples; and

WHEREAS, The term of the Supplemental Contract is from October 1, 2023 to September 30, 2024; and

WHEREAS, The rate to be paid to Canadice for snow and ice removal under the Supplemental Contract is \$6,600 per centerline mile, \$5,800.00 per centerline mile for the base contract and \$800.00 per centerline mile in consideration of snow/ice control work on roads outside the town boundaries; and

WHEREAS, Due to costs of fuel, materials, and maintenance/repair parts, the County is proposing a one-time payment of \$1,000 per centerline mile in addition to the base contract rate of \$5,800 per centerline mile; and

WHEREAS, The Supplemental Contract is similar to Canadice’s existing snow and ice agreement for work on County roads within the Town of Canadice borders, except in this case, the County has agreed to provide back-up service for snow and ice control to Canadice if equipment problems or extreme weather conditions slows response; and

WHEREAS, The Public Works Committee has reviewed this resolution and recommends approval of the Supplemental Contract; now, therefore, be it

RESOLVED, That the rate to be paid to Canadice for snow and ice removal under the Supplemental Contract is \$7,600 per centerline mile (\$5,800 per centerline mile base contract plus \$800 per centerline mile for work on roads outside town boundaries plus additional \$1,000 per centerline mile one-time payment for escalating costs) for a 6.11 centerline mile section of County Road 36 which is in the Town of Naples; and further

RESOLVED, That upon review and approval of the County Attorney as to form, the Ontario County Board of Supervisors hereby authorizes the Supplemental Contract; and further

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

**RESOLUTION NO. 476-2023  
SETTING OF CONTRACT PROVISIONS WITH  
THE TOWN OF SOUTH BRISTOL  
FOR REMOVAL OF SNOW AND ICE FROM  
COUNTY ROADWAYS IN THE TOWN OF NAPLES**

WHEREAS, Pursuant to Highway Law Section 135, the County Superintendent of Highways, may contract with a Town/County and a Town/County Superintendent for the removal of snow from County of Ontario (“County”) Roads; and

WHEREAS, The County has proposed to enter into a supplemental contract (“Supplemental Contract”) with the Town of South Bristol (“South Bristol”) for removal of snow and ice from an 8.75 mile section of County Road (“CR”) 33, CR 12 and CR 21 which are in the Town of Naples; and

WHEREAS, The term of the Supplemental Contract is from October 1, 2023 to September 30, 2024; and

WHEREAS, The rate to be paid to South Bristol for snow and ice removal under the Supplemental Contract is \$6,600.00 per centerline mile, \$5,800.00 per centerline mile for the base contract and \$800.00 per centerline mile in consideration of snow/ice control work on roads outside the town boundaries; and

WHEREAS, Due to costs of fuel, materials and maintenance/repair parts, the County is proposing a one-time payment of \$1,000 per centerline mile in addition to the \$5,800 per centerline mile base contract for the 8.75 mile section of CR 33, CR 12, and CR 21 in the Town of Naples; and

WHEREAS, South Bristol shall also be paid \$2,962.70 per centerline mile for each of the 8.9 miles of travel through the Naples Village from South Bristol Town Barns to CR 21; and

WHEREAS, Due to costs of fuel and maintenance/repair parts, the County is proposing a one-time payment of \$300 per centerline mile in addition to the \$2,962.70 per centerline mile for the 8.9 miles of travel through the Village of Naples from South Bristol Town Barns to CR 21; and

WHEREAS, The Supplemental Contract is similar to South Bristol’s existing snow and ice agreement for work on County roads within the Town of South Bristol borders, except in this case, the County has agreed to provide back-up service for snow and ice

control to South Bristol if equipment problems or extreme weather conditions slows response; and

WHEREAS, The Public Works Committee has reviewed this resolution and recommends approval of the Supplemental Contract; now therefore be it

RESOLVED, That the rate to be paid to South Bristol for snow and ice removal under the Supplemental Contract is:

- \$7,600.00 per centerline mile for removal of snow and ice from an 8.75 mile section of County Road (“CR”) 33, CR 12 and CR 21 which are in the Town of Naples (\$5,800 per centerline mile base contract plus \$800 per centerline mile for work on roads outside town boundaries plus \$1,000 per centerline mile one-time additional payment for escalating costs); and
- \$2,962.70 per centerline mile for each of the 8.9 miles of travel through the Naples Village from South Bristol Town Barns to CR 21; and
- \$300 per centerline mile for the 8.9 miles of travel through Naples Village from South Bristol Town Barns to CR 21 for escalating costs of fuel and maintenance/repair parts; and further

RESOLVED, That upon the review and approval by the County Attorney as to form, the Ontario County Board of Supervisors hereby authorizes the Supplemental Contract; and further

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

**RESOLUTION NO. 477-2023  
SETTING OF CONTRACT PROVISIONS  
FOR REMOVAL OF SNOW AND ICE  
FROM COUNTY ROADWAYS WITHIN LIVINGSTON COUNTY**

WHEREAS, Pursuant to Highway Law Section 135, the County Superintendent of Highways, may contract with a Town/County and a Town/County Superintendent for the removal of snow from County Roads; and

WHEREAS, The County has proposed to enter into a contract with Livingston County for removal of snow and ice from 0.44 mile section of County Road 36 which is in Livingston County; and

WHEREAS, The Public Works Committee has reviewed the contract provisions and recommends the annual flat rate per centerline mile payable to Ontario County be \$5,800 per centerline mile for the period of October 15, 2023 to October 14, 2024; and

WHEREAS, Due to costs of fuel, materials, and maintenance/repair parts that have escalated after the pandemic and remain stubbornly high, the County is proposing to continue a payment of \$1,000 per centerline mile; now, therefore, be it

RESOLVED, That upon the review and approval of the County Attorney as to form, the Ontario County Board of Supervisors hereby approves the contract with Livingston County; and further

RESOLVED, That the rate to be paid to Ontario County for snow and ice removal is \$6,800 per centerline mile for a .44 mile section of County Road 36 which is in Livingston County; and further

RESOLVED, That the County Administrator is authorized to sign the contract and any other documents necessary to effectuate the purpose of this resolution; 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.

The foregoing block of four resolutions was adopted.

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

**RESOLUTION NO. 478-2023**  
**AUTHORIZATION TO ACCEPT ASSIGNMENT OF**  
**ESCROW AGREEMENT AND ESCROW PROPERTY**

WHEREAS, On or about October 25, 2017, Finger Lakes Regional Telecommunications Development Corp. (“FLRT”), as “Landlord,” and Empire Long Distance Corporation (“ELDC”), as “Tenant,” entered into that certain Lease to Purchase Agreement (the “Purchase Agreement”), pursuant to which ELDC agreed to lease, and then purchase, certain assets relating to the Fiber Optic Network owned and operated by FLRT; and

WHEREAS, In connection with the closing of the Purchase Agreement, it became necessary for certain funds, in an amount of \$100,000 (the “Escrow Property”), to be withheld from the purchase price delivered by ELDC to FLRT for purposes of paying any pre-closing expenses outstanding as of the closing date of the Purchase Agreement; and

WHEREAS, The terms pursuant to which the Escrow Property would be withheld, and the terms upon which the Escrow Property would be released, were memorialized in: (1) that certain Letter Agreement dated June 1, 2023 by and between FLRT and ELDC; and (2) that certain Escrow Agreement dated June 1, 2023, between and among FLRT, ELDC, and Harter, Secrest & Emery LLP (“HSE”), as “Escrow Agent,” pursuant to which the Escrow Property was placed in escrow with HSE pursuant to the terms thereof; and

WHEREAS, In connection with the dissolution of FLRT and the transfer and assignment of FLRT’s assets, liabilities, rights, and obligations to Ontario County, including FLRT’s rights and obligations under the Purchase Agreement and Letter

Agreement, Ontario County is required to assume HSE's rights and obligations under the Escrow Agreement and accept assignment of the Escrow Property; now, therefore, be it

RESOLVED, The Committee hereby recommends approval of this Resolution accepting an assignment of the Escrow Agreement from HSE to Ontario County, as well as assignment of the Escrow Property from HSE to Ontario County subject to the terms of the Letter Agreement and Escrow Agreement; and further

RESOLVED, That Ontario County will establish a separate and dedicated account, identified as TC 20085 B0096 – Custodial FLRTDC, for purposes of accepting, managing, and ultimately disbursing the Escrow Property in accordance with the terms of the Letter Agreement and Escrow Agreement; and further

RESOLVED, That the County's Department of Finance is authorized to take the necessary steps and establish any necessary account(s) to effectuate the intent of this Resolution; and further

RESOLVED, That a certified copy of this resolution shall be transmitted by the Clerk of this Board to the County Attorney and to the Ontario County Director of Finance.

**RESOLUTION NO. 479-2023  
AUTHORIZATION FOR COUNTY TREASURER'S OFFICE  
TO COLLECT SCHOOL TAXES FOR VICTOR SCHOOL DISTRICT**

WHEREAS, The Ontario County Treasurer's Office desires to collect 2023-2024 real property taxes for the Victor School District; and

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

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

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

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors hereby authorizes an agreement with the Victor School District, effective July 1, 2023, for the County's collection of taxes; and further

RESOLVED, That the term of said agreement shall be for one year and shall terminate on or before June 30, 2024 with the option for annual renewals with the agreement of both parties; and further

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

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

The foregoing block of two resolutions was adopted.

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

**RESOLUTION NO. 480-2023  
SALARIES FOR MANAGERIAL/CONFIDENTIAL PERSONNEL FOR  
2024 MANAGEMENT COMPENSATION PLAN**

WHEREAS, The Board of Supervisors adopted Resolution No. 484-2022, on August 4, 2022, which approved the 2023 Management Compensation Plan for Full-Time Managerial/ Confidential Personnel (the Plan); and

WHEREAS, The Plan was revised by Resolution No. 450-2023; and

WHEREAS, Employees covered under the Management Compensation Plan are not represented by employee organizations under the Taylor Law, and their salaries have not or will not be fixed under employment contracts between the County and employee organizations; and

WHEREAS, The Ways and Means Committee has reviewed and recommends that the Plan setting forth salaries and step increments for 2024, which includes a wage increase of 5%, hereto annexed and made a part of this resolution, be adopted; now, therefore, be it

RESOLVED, That the Board of Supervisors does hereby adopt the salary and step schedules entitled, “2024 Management Compensation Plan” for Salaried, Exempt and Non-Exempt Employees, which is hereto annexed and made a part of this resolution, effective January 1, 2024; and be it further

RESOLVED, That the title of Historian has been added to the plan for salary purposes but the position is limited to half-time hours and shall receive no additional benefits; and further

RESOLVED, That all Ontario County full-time managerial/confidential employees who are employed as of December 16, 2023, shall receive a one-time payment of \$4000 in the first pay period of 2024 as a final retention payment; and further

RESOLVED, That any employee who is appointed to a managerial/confidential position from a CSEA, PBA, or SGU position in 2024 shall receive a one-time payment of \$4000 within 30 days of their appointment to the managerial/confidential position as a retention payment for 2024 so long as they had not previously received said amount.

<b>2024 Management Compensation Plan</b>					Salaried-Exempt		5.00% in 2024	
	<b>Step 1</b>	<b>Step 2</b>	<b>Step 3</b>	<b>Step 4</b>	<b>Step 5</b>	<b>Step 6</b>	<b>Step 7</b>	<b>Step 8</b>
<b>BAND X</b>	\$180,600	\$184,275	\$187,950	\$191,625	\$195,544	\$198,975	\$203,443	\$206,850
<b>Band 0</b>	\$165,850	\$169,3	\$172,20	\$176,4	\$180,0	\$184,6	\$188,3	\$193,2

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<b>Band 1</b>	\$152,896	\$155,483	\$158,073	\$160,669	\$163,259	\$165,850	\$169,308	\$172,764
<b>Band 2</b>	\$138,208	\$140,800	\$143,394	\$145,984	\$148,576	\$151,167	\$154,621	\$158,073
<b>Band 3</b>	\$136,481	\$139,073	\$141,960	\$143,850	\$146,475	\$149,625	\$152,513	\$155,400
<b>Band 4</b>	\$118,822	\$121,259	\$123,693	\$126,130	\$128,828	\$131,002	\$133,611	
<b>Band 5</b>	\$113,784	\$116,218	\$118,658	\$121,091	\$123,530	\$125,965	\$128,577	
<b>Band 6</b>	\$105,943	\$108,379	\$110,817	\$113,253	\$115,689	\$118,126	\$120,737	
<b>Band 7</b>	\$98,172	\$100,989	\$103,806	\$106,628	\$109,442	\$112,261		
<b>Band 8</b>	\$96,411	\$99,540	\$102,375	\$104,790	\$106,365	\$110,250		Eligible for Longevity
<b>Band 9</b>	\$84,083	\$86,634	\$89,189	\$91,744	\$94,297	\$96,850		Eligible for Longevity
<b>Band 10</b>	\$79,824	\$82,165	\$84,507	\$86,850	\$89,190	\$91,530		Eligible for Longevity
<b>Band 11</b>	\$69,269	\$70,667	\$72,773	\$76,073	\$78,750	\$81,113		Eligible for Longevity
<b>Band 12</b>	\$62,282	\$64,755	\$66,710	\$69,398	\$70,795	\$74,687		Eligible for Longevity
<b>BAND MA</b>	\$262,500	\$267,753	\$271,769	\$275,847	\$279,294	\$282,087	\$284,908	\$287,757
<b>BAND X</b>	County Administrator							
<b>Band 0:</b>	County Attorney							
<b>Band 1:</b>	Public Defender; Conflict Defender							
<b>Band 2:</b>	Director of Finance; Director of Human Resources; Comm. of Public Works; Chief Information Officer							
<b>Band 3:</b>	Deputy County Admin.; Commissioner of Soc. Services; Director of Community Mental Health Services; Director of Community Public Health Services;							
<b>Band 4:</b>	Asst. County Attorney McFadden; Asst. District Attorney EGGLESTON; Asst. Public Defender Karnyski; Asst. Conflict Defender Chambers; Undersheriff; Economic Developer; Deputy Comm. of Public Works;							
<b>Band 5:</b>	Mgr. of Financial Operations; Deputy Director of Finance; Asst. County Attorney; Asst District Atty; Asst. Public Defender; Asst. Conflict Defender; Supervising Psychologist; Director of Planning; Deputy Comm. of Social Services; Deputy Director of Human Resources; Chief Deputy; Director of Sustainability & Solid Waste; Deputy Dir. of Mental Health; Professional Eng.							
<b>Band 6:</b>	Economic Development Specialist; Chief Dispatcher; Chief Correction Officer							
<b>Band 7:</b>	Dir. of Real Property Tax Services; Dir. of Emergency Mgmt. Services; Probation Director II; Sr Fiscal Manager; Mgr. of Audit & Financial Projects; Sr Human Resource Analyst; Supervisor, Bureau of Buildings & Grounds; Supervisor, Bureau of Highways; Supervisor, Bureau of Wastewater Management;							
<b>Band 8:</b>	Dir. of Office for the Aging; Purchasing Director; Nursing Director (Corr. Facility); Dir. of Preventive Health; Manager of Strategic Assets; Compliance Investigator; Associate Level Attorney (licensed);							
<b>Band 9:</b>	Supervising Social Worker; Director of Veterans' Services; Deputy County Clerk; Director of Youth Bureau; Director, Children w/Special Needs;							
<b>Band 10:</b>	Director of Weights & Measures II; Human Resource Analyst; Elections Commissioners; Records Management Officer, Clerk to the Board of Supervisors; Deputy Director of Real Property Tax; Assistant Purchasing Director; Assistant Director, Office for the Aging							
<b>Band</b>	Confidential Secretary to the County Administrator; Associate level Attorney (not							

<b>11:</b>	licensed); Deputy Clerk to the Board of Supervisors;
<b>Band 12:</b>	Conf. Secretary to the County Attorney; Conf. Secretary to the District Attorney; Conf Sec to the Sheriff; Conf. Secretary to the Public Defender; Conf. Secretary to the Conflict Defender; Deputy Comm of Elections
<b>Band MA:</b>	Psychiatrist

**2024 Management Compensation Plan for Salaried Non-Exempt Positions**

	<b>Step 1</b>	<b>Step 2</b>	<b>Step 3</b>	<b>Step 4</b>	<b>Step 5</b>	<b>Step 6</b>	
<b>Sal-NonEx 9</b>	\$76,041	\$79,093	\$81,458	\$82,688	\$83,956	\$86,271	Eligible for Longevity
<b>Sal-NonEx 10</b>	\$73,697	\$75,913	\$77,418	\$78,964	\$80,556	\$82,964	Eligible for Longevity
<b>Sal-NonEx 11</b>	\$69,269	\$70,667	\$72,773	\$76,073	\$78,750	\$81,113	Eligible for Longevity
<b>Sal-NonEx 12</b>	\$62,282	\$64,755	\$66,710	\$69,398	\$70,795	\$74,687	Eligible for Longevity
<b>Sal-NonEx 13</b>	\$39,122						Eligible for Longevity
<b>Sal-NonEx 9</b>	(This salary used as an exempt salary for Human Resource Analyst Trainee)						
<b>Sal-NonEx 10</b>	Sr. Investigator (Public Defender)						
<b>Sal-NonEx 11</b>	Paralegal Specialist (SS); Investigator (Public Defender); Investigator (DA)						
<b>Sal-NonEx 12</b>	Sec. to the Director of Human Resources; Sec. to the Comm. of Social Services; Secretary to the Director of Finance;						
<b>Sal-NonEx 13</b>	Historian						

\*NOTE: Positions that are filled or are only authorized to work half-time hours, or less, per year shall be paid an hourly rate determined by dividing the corresponding full-time salary by 1950 hours and the position shall be treated as a part-time hourly position with salary established by Resolution for such positions and the employee shall be paid on an hourly basis. The appropriate hourly rates for the salary non-exempt grades are set forth in the below chart. Other part-time positions will be determined by HR. Other benefits will be provided in the same manner as the part-time/hourly personnel consistent with the CSEA General Unit.

<b>PT hourly</b>	<b>Step 1</b>	<b>Step 2</b>	<b>Step 3</b>	<b>Step 4</b>	<b>Step 5</b>	<b>Step 6</b>	
<b>PT hrly NonEx 9</b>	\$39.00	\$40.56	\$41.77	\$42.40	\$43.05	\$44.24	Eligible for Longevity
<b>PT hrly NonEx 10</b>	\$37.79	\$38.93	\$39.70	\$40.49	\$41.31	\$42.55	Eligible for Longevity
<b>PT hrly NonEx 11</b>	\$35.52	\$36.24	\$37.32	\$39.01	\$40.38	\$41.60	Eligible for Longevity
<b>PT hrly NonEx 12</b>	\$31.94	\$33.21	\$34.21	\$35.59	\$36.31	\$38.30	Eligible for Longevity
<b>PT hrly NonEx 13</b>	\$20.06						Eligible for Longevity

**RESOLUTION NO. 481-2023  
RESOLUTION OF THE BOARD OF SUPERVISORS OF  
THE COUNTY OF ONTARIO INCREASING TAXES ON  
SALES AND USES OF TANGIBLE PERSONAL PROPERTY AND  
OF CERTAIN SERVICES, ON OCCUPANCY OF HOTEL ROOMS AND  
ON AMUSEMENT CHARGES, PURSUANT TO ARTICLE 29 OF  
THE TAX LAW OF THE STATE OF NEW YORK – AS AMENDED**

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

1SECTION 1. Section 4-A of Resolution No. 166 of 1967, adopted by the Board of Supervisors of the County of Ontario on May 26, 1967, imposing sales and compensating use taxes, as amended, is amended to read as follows:

SECTION 4-A. Imposition of additional rate of sales and compensating use taxes.

Pursuant to the authority of section 1210 of the Tax Law, in addition to the sales and compensating use taxes imposed by sections 2 and 4 of this resolution, there are hereby imposed and there shall be paid an additional one-eighth of one percent rate of such sales and compensating use taxes, for the period beginning September 1, 2006, and ending November 30, 2025, and an additional three-eighths of one percent rate of such taxes, for the period September 1, 2009, through November 30, 2025. Such additional taxes shall be identical to the taxes imposed by such sections 2 and 4 and shall be administered and collected in the same manner as such taxes. All of the provisions of this resolution relating or applicable to the administration and collection of the taxes imposed by such sections 2 and 4 shall apply to the additional taxes imposed by this section, including the applicable transitional provisions, limitations, special provisions, exemptions, exclusions, refunds and credits as are set forth in this resolution, with the same force and effect as if those provisions had been incorporated in full into this section and had expressly referred to the additional taxes imposed by this section.

SECTION 2. Paragraphs (c) and (d) of subdivision (1) of section 11 of Resolution No. 166 of 1967, adopted by the Board of Supervisors of the County of Ontario on May 26, 1967, imposing sales and compensating use taxes, as amended, are amended to read as follows:

(c) With respect to the additional tax of one-eighth of one percent imposed for the period beginning September 1, 2006, and ending November 30, 2025, in respect to the use of property used by the purchaser in this county prior to September 1, 2006.

(d) With respect to the additional tax of three-eighths of one percent imposed for the period beginning September 1, 2009, and ending November 30, 2025, in respect to the use of property used by the purchaser in this county prior to September 1, 2009.

SECTION 3. Subdivision (d) of section 14 of Resolution No. 166 of 1967, adopted by the Board of Supervisors of the County of Ontario on May 26, 1967, imposing sales and compensating use taxes, as amended, is amended to read as follows:

(d) Net collections from the additional three-eighths of one percent rate imposed for the period beginning September 1, 2009, and ending November 30, 2025, pursuant to the authority of section 1210 of the New York Tax Law, shall be set aside for county purposes and shall not be subject to any revenue distribution agreement entered into pursuant to the authority of section 1262(c) or section 1262-r of the New York Tax Law.

SECTION 4. This enactment shall take effect December 1, 2023.

**RESOLUTION NO. 482-2023**  
**AUTHORIZATION TO RENEW CONTRACT WITH THREE + ONE**

**FOR LIQUIDITY MONITORING & TREASURY ANALYSES**

WHEREAS, The County entered into a contract with Three+One per Resolution No. 399-2021, upon the request of the Treasurer and Finance departments to maximize taxpayer dollars by having a review done of the county's cash management strategies and to assist with investment management decisions; and

WHEREAS, This contract was renewed through Resolution No. 523-2022 through July 31, 2023; and

WHEREAS, Three+One has agreed to renew this contract for services for an additional year at the fee of \$250 annually per one million dollars of the county's most recently adopted annual general fund budget; and

WHEREAS, The cost of this service is budgeted in the Finance Department's budget (AA1310); and

WHEREAS, The Ways and Means Committee has reviewed and recommends renewing this contract with Three+One; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney, the Board of Supervisors hereby authorizes a contract with Three+One for one year starting on August 1, 2023 with the option of renewal at that time if mutually agreeable to both parties.

The foregoing block of three resolutions was adopted.

On motion of Supervisor Dan Marshall, seconded by Supervisor Daryl Marshall, the meeting was adjourned at 6:54 pm.