



## CONFERENCE SESSION

December 21, 2016

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- 3:55 p.m. Orleans County Sportsman Federation  
Neil Newton, Mike Elam, Mike Donahue, Chris Rice and Jeff Atwell
- 4:15 p.m. Sheriff Bower – New Grant  
New York State Division of Criminal Justice Services - Police Protective Equipment Program,

### Public Hearing

- 4:25 p.m. Local Law No. 3 Intro of 2016, Entitled a Local Law Increasing the Salaries of Various Employees of the County of Orleans Appointed or Elected for a Definite Term

## **AGENDA**

### **LEGISLATURE MEETING**

December 21, 2016

**4:30 p.m.**

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Call to Order

Pledge to the Flag and Invocation - Veteran David Kusmiersczak

Roll Call

Presentation of Communications

Commendation – Michael Walsh – Oak Orchard on the Lake Neighbors (Legislator DeRoller)

Treasurer's Report

Open Discussion – Legislators/Public Comment on Resolutions

Presentation of Resolutions:

430. Authorizing Payments from Capital Project Infrastructure Projects Account (Eick)
431. Approving Agreements between Orleans County and Towns for Snow and Ice Control and Mowing of County Roads (Eick)
432. Approving Agreement with the Highway Department and Labella Associates P.C for Marshall Road Bridge (Eick)
433. Approving Agreement with the Highway Department and Labella Associates P. C. for Culvert Road Bridge (Eick)
434. Approving Agreement with the Highway Department and Labella Associates P.C. for Miller Road and East Shelby Road Culverts (Eick)
435. Approving Agreement between Highway Department and Coordinated Care Services Inc (Eick)
436. Authorizing Highway Department to Purchase Culvert Rail and Parts for Multiple Bridge Locations (Eick)
437. Authorizing Setting New Money in the Highway Budget (Eick)

438. Approving Agreement with Buildings and Grounds and Custom Carpet Centers and Authorizing the Treasurer to Transfer Funds into the Buildings and Grounds Budget (Eick)
439. Approving Renewal Agreements between Office for the Aging Department and Various Agencies (Miller)
440. Authorizing Treasurer to Set Up New Money in the Office for the Aging Budget (Miller)
441. Approving Agreements with the Department of Social Services and Various Agencies (Miller)
442. Approving Agreements with the Mental Health Department and Various Agencies (Allport)
443. Amending Resolution No. 370-1115 between Mental Health Department and Amanda J. Lewis (Allport)
444. Amending Resolutions 27-116 and 154-416 for Agreements between Mental Health Department and Various Agencies For Cola Increases (Allport)
445. Approving Appointment to the Community Services Board (Allport)
446. Authorizing Setting Up New Money in the Mental Health Department Budget (Allport)
447. Authorizing the Mental Health Director To Encumber Funds for Upgrade to the Department's Clinical Record Format (Allport)
448. Approving Agreements between the Health Department and Various Agencies (Allport)
449. Authorizing Abolishing, Creating and Filling Position in the Public Health Department (Allport)
450. Authorizing Purchase of Software for Preschool Education Billing (Allport)
451. Authorizing Planning and Development Department to Enter into Agreement with Western Orleans Municipalities for Reimbursement of Comprehensive Plan Preparation Costs (DeRoller)
452. Approving Appointment to the County Planning Board (DeRoller)
453. Approving Agreement with Lynne Menz Designs for Tourism Management Services (DeRoller)
454. Approving Agreement with Michael R. Watershouse for Sportsfishing Coordinator Services (DeRoller)
455. Approving Re-Appointment to the Soil and Water District Board (DeRoller)
456. Approving Agreement with Orleans County Deputy Sheriff's Association (OCSDA) (Johnson)
457. Approving Appointments to the Employee Assistance Program Committee (Johnson)
458. Approving the Employee Assistance Program Budget and Plan for 2017 (Johnson)
459. Adopting Local Law No. 3 of 2016, Entitled a Local Law Increasing the Salaries of Various Employees of the County of Orleans Appointed or Elected for a Definite Term (Johnson)
460. Authorizing County Treasurer to Make Year End Adjustments for Year Ending December 31, 2016 (Johnson)
461. Approving Apportionment of the 2017 Sales Tax to Towns and Villages (Johnson)
462. Authorizing the Sheriff's Office to Apply for Grant Funding through the New York State Division of Criminal Justice Services (DeFilipps)
463. Approving Animal Control Services Agreements with the Towns in Orleans County (DeFilipps)
464. Authorizing Acceptance of Donation to Orleans County Animal Shelter (DeFilipps)
465. Authorizing Filling of Vacancies in the Sheriff's Office/Jail (DeFilipps)
466. Regarding Purchase of a Tahoe Patrol Vehicle for the Sheriff's Department and Authorizing Interdepartmental Installment Obligation (DeFilipps)
467. Authorizing Emergency Purchase of a Commercial Washer Extractor for the Orleans County Jail and Authorizing the Treasurer to Transfer Funds into the Sheriff/Jail Budget (DeFilipps)
468. Approving Agreement between Probation and New York State Division of Criminal Justice Services (DeFilipps)
469. Approving Agreement between Probation Department and Automon Corporation (DeFilipps)
470. Approving Extension of Agreement between Public Defender and NYS Office of Indigent Legal Services (DeFilipps)
471. Authorizing Emergency Management to Purchase Oscillator (Johnson)
472. Authorizing Revisions to Annex One of the Orleans County Fire Mutual Aid Plan Regarding the Fire Advisory Board By-laws (Johnson)
473. Approving Agreement between Orleans County and Toshiba Business Solutions (Johnson)
474. Approving Payment to NYSAC for the 2017 Share of Government (Johnson)

- 475. Urging Congress to Pass Legislation, H.R. 6397, "Protection of Military Airfields from Wind Turbine Encroachment Act" and President-Elect Donald J. Trump to Enact the Same (Johnson)
- 476. Authorizing Treasurer to Provide an Allocation to Cobblestone Museum from the Contingency Fund (Miller)
- 477. Approving Updates to the Orleans County Purchasing and Procurement Policy and Travel Policy (Johnson)
- 478. Setting Legislature Meeting Schedule for 2017 (Johnson)
- 479. Authorizing Payment of Claims for January against the County (Johnson)

Old Business

Adjournment

## RESOLUTIONS

### RESOLUTION NO. 430-1216

#### AUTHORIZING PAYMENTS FROM CAPITAL PROJECT INFRASTRUCTURE PROJECTS ACCOUNT

RESOLVED, that this Legislature authorizes the following payment(s) to be made from account H5120.253, Capital Project – Infrastructure Project – County Building Roof Replacement:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
25,639.27	Grove Roofing Services	Installation of asphalt roof 2 <sup>nd</sup> floor Public Safety Building

Moved, Eick; second,

### RESOLUTION NO. 431-1216

#### APPROVING AGREEMENTS BETWEEN ORLEANS COUNTY AND TOWNS FOR SNOW AND ICE CONTROL AND MOWING OF COUNTY ROADS

RESOLVED, that this Legislature approves the agreements between the County and the ten Towns within the County providing for snow and ice control on County roads from October 1, 2016 through September 30, 2021; the County to pay the towns for each mile of County roads sanded and for each mile plowed as follows:

2016 – 2017 season at \$5,717.57, additional years based on CPI-U and; be it

FURTHER RESOLVED, that the agreements between the County and Towns for the mowing of County roads by the Towns are approved at a cost per mile as follows:

2017 season at \$592.28, additional years based on CPI-U and; be it

FURTHER RESOLVED, that the payments be made on three vouchers submitted at a rate of 1/3 of the seasonal cost a mile per each of the three mowings and; be it

FURTHER RESOLVED, that the Chairman is hereby authorized to execute said agreements on behalf of the County.

Moved, Eick; second,

**RESOLUTION NO. 432-1216**

APPROVING AGREEMENT WITH THE HIGHWAY DEPARTMENT AND LABELLA ASSOCIATES, P.C. FOR MARSHALL ROAD BRIDGE

RESOLVED, that this Legislature does hereby approve an agreement with the Highway Department and Labella Associates, P.C., 300 State St., Suite 201, Rochester, NY 14614 to perform Professional Services for the design and construction phase of Marshall Road Bridge over Johnson Creek in the Town of Yates, Bin #3318840.

FURTHER RESOLVED, this agreement is effective as soon as the County gives notice to proceed at a cost not to exceed \$185,800 and to be paid out of the Capital Project Infrastructure for Bridge Replacements Account #H-5120.250.

Moved, Eick; second,

**RESOLUTION NO. 433-1216**

APPROVING AGREEMENT WITH THE HIGHWAY DEPARTMENT AND LABELLA ASSOCIATES, P.C. FOR CULVERT ROAD BRIDGE

RESOLVED, that this Legislature does hereby approve an agreement with the Highway Department and Labella Associates, P.C., 300 State St., Suite 201, Rochester, NY 14614 to perform Professional Services for the design and construction phase of Culvert Road Bridge over Fish Creek in the Town of Ridgeway, Bin #3318900.

FURTHER RESOLVED, this agreement is effective as soon as the County gives notice to proceed at a cost not to exceed \$151,500 and to be paid out of the Capital Project Infrastructure for Bridge Replacements Account #H-5120.250.

Moved, Eick; second,

**RESOLUTION NO. 434-1216**

APPROVING AGREEMENT WITH THE HIGHWAY DEPARTMENT AND LABELLA ASSOCIATES, P.C. FOR MILLERS ROAD AND EAST SHELBY ROAD CULVERTS

RESOLVED, that this Legislature does hereby approve an agreement with the Highway Department and Labella Associates, P.C., 300 State St., Suite 201, Rochester, NY 14614 to perform Professional Services for the design phase of Millers Road Culvert in the Town of Yates and East Shelby Road Culvert in the Town of Shelby; and be it

FURTHER RESOLVED, this agreement is effective as soon as the County gives notice to proceed at a cost not to exceed \$45,000 and to be paid out of the Capital Project Infrastructure for Culvert Improvements Account #H-5120.251.

Moved, Eick; second,

**RESOLUTION NO. 435-1216**

APPROVING AGREEMENT BETWEEN HIGHWAY DEPARTMENT AND COORDINATED CARE SERVICES INC.

RESOLVED, that this Legislature approves an agreement between the Highway Department and Coordinated Care Services, Inc. 1099 Jay St., Rochester, New York 14611 for the completion of Phase I and the commencement of Phase II and Phase III of the development and implementation of a financial management software program specifically developed for the Highway Department at a cost of \$14,475; and be it

FURTHER RESOLVED, the agreement is in effect from January 1, 2017 through December 31, 2017; to be paid out of the Road Fund account D5010.418.

Moved, Eick; second,

**RESOLUTION NO. 436-1216**

AUTHORIZING HIGHWAY DEPARTMENT TO PURCHASE CULVERT RAIL AND PARTS FOR MULTIPLE BRIDGE LOCATIONS

RESOLVED, that this Legislature authorizes the Highway Department to purchase culvert rail and miscellaneous parts for multiple capital project bridge locations from Elderlee, Inc., 729 Cross Road, Oaks Corners, NY 14518 for a total of \$16,659.00 to be purchased off of NYS OGS Contract #PC66722; to be paid from account #D5120.470.

Moved, Eick; second,

**RESOLUTION NO. 437-1216**

AUTHORIZING SETTING UP NEW MONEY IN THE HIGHWAY BUDGET

RESOLVED, that the County Treasurer is authorized to set up new money in the Highway budget due to an increase in funding reimbursement from NYSDOT Consolidated Local Street and Highway Improvement Program (CHIPS), as follows:

<u>Revenue:</u>		
D3501/5112	CHIPS Revenue Account	\$357,243.50
<u>Appropriation:</u>		
D5112.100	Road Construction - Personal Serv.	\$177.99
D5112.101	Road Construction – Overtime	\$178.38
D5112.442	Road Construction – Materials	\$354,235.74
D5112.436	Road Construction – Equipment Rental	\$2,651.39

Moved, Eick; second,

**RESOLUTION NO. 438-1216**

APPROVING AGREEMENT WITH BUILDINGS AND GROUNDS AND CUSTOM CARPET CENTERS AND AUTHORIZING THE TREASURER TO TRANSFER FUNDS INTO THE BUILDINGS AND GROUNDS BUDGET

RESOLVED, that this Legislature approves an agreement between Custom Carpet Centers, 2847 Southwestern Blvd, Orchard Park, NY 14127, for the purpose of installing flooring in the break room at the COB, in the amount not to exceed \$5,974.04 with such work to be completed and paid from Buildings & Grounds account 1620.403 and to apply the remaining funds of \$9,025.96 to 1620.403 to finish year end projects as follows; and be it

FURTHER RESOLVED, THAT THE County Treasurer is authorized to transfer funds into the Buildings & Grounds budget for the purposes as described above as follows:

<u>FROM:</u>		
A1990.435	Contingency	\$15,000
<u>TO:</u>		
A1620.403	Building Maintenance Projects	\$15,000

Moved, Eick; second,

**RESOLUTION NO. 439-1216**

**APPROVING RENEWAL AGREEMENTS BETWEEN OFFICE FOR THE AGING DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following agreements for the Aging Department:

Community Action of Orleans and Genesee County, Inc 409-411 E. State St., Albion, NY to provide transportation services for Orleans County residents age 60 and older from January 1, 2017 to December 31, 2017 at a cost of \$24,000. County cost is \$2,791.

ARC of Orleans County, 122 Caroline St., Albion, NY 14411 to provide – Renewal Contract for the Nutrition Program services; Contract will be from January 1, 2017-December 31, 2020 at a rate of \$10.38 per meal to a guaranteed cap of \$415,272 (or 40,000 meals). Reimbursement will be at a rate of \$2.91 per hot meal and \$2.33 per cold meal once guarantee rate is met. Rate changes for the years following 2016 will be adjusted upwards based upon the Consumer Price Index for all urban consumers as published by the US Department of Labor, Bureau of Labor Statistics for the Northeast Region.

Ellen Foster, RD of 33 Willmont St., Rochester, NY to provide dietician services for Orleans County residents age 60 and older from January 1, 2017 to December 31, 2017 at a cost not to exceed \$13,983. County cost \$651.

Moved, Miller; second,

**RESOLUTION NO. 440-1216**

**AUTHORIZING TREASURER TO SET UP NEW MONEY IN THE OFFICE FOR THE AGING BUDGET**

RESOLVED, that this Legislature authorizes the Treasurer to set up new money in the Office for the Aging Budget as a result of additional 2016 final Federal allocations were received as follows:

<u>REVENUE:</u>		
A4772	Programs for Aging – Federal	\$523

APPROPRIATION:

A6772.461	Postage	\$523
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and be it,

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to set up new money in the Office for the Aging Budget as a result of additional 2016 final local allocations received as follows:

REVENUE:

A1972	Programs for Aging – Local	\$1,586
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APPROPRIATION:

A6772.461	Postage	\$100
A6772.462	Travel - In County	\$1,386
A6772.493	Travel – Out of County	\$100

Moved, Miller; second,

**RESOLUTION NO. 441-1216**

**APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Building and Grounds, A Division of the Highway Department, Albion, NY for the provision of Messenger and Custodial Services; to be effective January 1, 2017 through December 31, 2017 at a cost of \$55,542. County cost is \$19,540.

Orleans County Attorney, Medina, NY for the provision of 1.25 part-time attorneys assigned to Social Services; to be effective January 1, 2017 through December 31, 2017 at a cost of \$92,356. County cost is \$31,835.

Orleans County Attorney, Medina, NY for the provision of 0.75 part-time attorney assigned to Social Services; to be effective January 1, 2017 through December 31, 2017 at a cost of \$55,414. County cost is \$18,841.

Job Development Agency, Albion, NY for the provision of employment orientation, assessments, plans and services to Public Assistance clients; to be effective January 1, 2017 through December 31, 2017 at a cost of \$334,782. County cost is \$128,616.

Orleans County Health Department, Albion, NY for the provision of licensed nursing assessments for DSS Medicaid Personal Care Aide clients; to be effective January 1, 2017 through December 31, 2017 at rates established by the NYS Department of Health. County cost \$0.

Orleans County Office for the Aging, Albion, NY for the provision of assisting select public assistance clients in applying for SSI; to be effective January 1, 2017 through December 31, 2017 at a cost of \$5,000. County cost is dependent upon program for which the client is eligible.

Orleans County Computer Services, Albion, NY for the provision of computer programming, maintenance, and consultation services; to be effective January 1, 2017 through December 31, 2017. County cost \$21,579.

Willcare, Inc. to provide personal care aide services to Medicaid clients at rates to be set by the NYS Department of Health for the period of January 1, 2017 through December 31, 2017.

Pathstone Corporation, Rochester, NY for the provision of housing at a safe dwelling to victims of domestic violence who are eligible for DSS payment of these services; to be effective January 1, 2017 through December 31, 2017. Rates are established by NYS Office of Children & Family Services

GCASA, Batavia, NY for the provision of alcohol assessments for Public Assistance clients; to be effective January 1, 2017 through December 31, 2017 at a cost of \$169/client. Reimbursement/County cost is dependent upon case type (TANF – 0% local cost, Safety Net – 100% local cost).

Ontario County Department of Social Services, Canandaigua, NY for the provision of Youth Care Facility for detention of PINS and JD youth; to be effective January 1, 2017 through December 31, 2017. County Cost 51%

Gateway-Longview, Buffalo, NY for the provision of residential foster care services; to be effective January 1, 2017 through December 31, 2017 at per diem rates established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Center for Disability Rights, Rochester, NY for the provision of Consumer Directed Personal Assistance Program (CDPAP); to be effective January 1, 2017 through December 31, 2017 at rates set by NYS Department of Health. County cost \$0.

G4S Secure Solutions f/k/a The Wackenhut Corporation, Williamsville, NY for the provision of armed security services for the County Office Building; to be effective January 1, 2017 through December 31, 2017 at a cost of \$28.09 per hour. County cost is \$9.83 per hour.

Angels in Your Home, Hilton, NY for the provision of Consumer Directed Personal Assistance Program (CDPAP); to be effective January 1, 2017 through December 31, 2017 at rates set by NYS Department of Health. County cost \$0.

Angels in Your Home, Hilton, NY for the provision of Personal Care Aide services to eligible Medicaid clients; to be effective January 1, 2017 through December 31, 2017 at rates set by NYS Department of Health. County cost \$0

Moved, Miller; second,

## **RESOLUTION NO. 442-1216**

### **APPROVING AGREEMENTS BETWEEN MENTAL HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves the following agreements for the Mental Health Department for the 2017 calendar year:

Spectrum Human Services, Inc., 227 Thorn Ave, P.O. Box 631, Orchard Park, New York 14127 providing services as a mobile mental health crisis intervention team at a cost of \$80,497. County cost \$0.

Mental Health Association of Genesee and Orleans Counties, 25 Liberty St., Batavia, NY 14020 providing mental health support services and Drop-In Center at a cost of \$79,223. County cost \$0.



Hillside Children's Center, 24 Main St., Mount Morris, NY 14510 providing a program of family resiliency as a community support service for individuals with mental and emotional problems who are living in the community at a cost of \$79,271. County cost \$0.

Hillside Children's Center, 24 Main St., Mount Morris, NY 14510 providing customized services to children with mental and emotional problems who are living in the community via the use of ICM wraparound funds at a cost of \$14,000. County cost \$0.

Amanda J. Lewis, NPP, 56 Beresford Rd, Rochester, NY 14610 providing individual and family psychotherapy, prescribing and monitoring of psychotropic medications and evaluations with an emphasis on child and adolescent services at a cost of \$47,006. County cost is \$3,290.

Worldwide Dictation, 1545 Saw Mill River Rd, Suite 2C, Ardsley, NY 10502 providing internal transcription services at a cost of \$5,500. County cost is \$385.

Interpretek, 75 Highpower Road, Rochester, NY 14623 providing sign language interpreting services at a cost per the fee schedule identified in the Community Interpreting Service Agreement. County cost \$0.

Living Opportunities of DePaul, Inc., 2240 Old Union Rd, Cheektowaga, NY 14227, providing emergency crisis apartments, adult crisis transitional housing services, and supported housing services. Funding provided by NYS Office of Mental Health from reinvestment of funding from the realignment of State psychiatric facility network at a cost of \$149,164. County cost \$0.

Moved Allport; second,

#### **RESOLUTION NO. 443-1216**

AMENDING RESOLUTION NO. 370-1115 BETWEEN MENTAL HEALTH DEPARTMENT AND AMANDA J. LEWIS, NPP.

WHEREAS, Resolution No. 370-1115 approved an agreement between Mental Health Department and Amanda J. Lewis, NPP providing individual and family psychotherapy, prescribing and monitoring of psychotropic medications and evaluations with an emphasis on child and adolescent services at a cost of \$47,006 with a County cost of \$3,290; and

WHEREAS, contractor worked an additional 12 hours in 2016 at a rate of \$97.93 for a total of \$1,175.16; be it

RESOLVED, that this Legislature authorizes the additional \$1,175.16 increase to this agreement, now totaling \$48,181.16 with a County cost of \$82.68.

Moved, Allport; second,

#### **RESOLUTION NO. 444-1216**

AMENDING RESOLUTIONS ; 27-116 AND 154-416 FOR AGREEMENTS BETWEEN MENTAL HEALTH DEPARTMENT AND VARIOUS AGENCIES FOR COLA INCREASES

WHEREAS , Resolutions 27-116; 154-416 approved various agreements between Mental Health and Spectrum Human Services, ARC of Orleans County, Hillside Children's Center and Mental Health Association in Genesee and Orleans to provide services to the Mental Health Department; and

WHEREAS, there has been COLA increases for these contractors; now be it

RESOLVED, that this Legislature amends Resolution No. 27-116 and authorizes the addition of \$120 COLA increase to Spectrum Human Services, Inc., 227 Thorn Avenue, P. O. Box 631, Orchard Park, NY 14127 now at a cost of \$80,457 with no County cost; and be it

FURTHER RESOLVED, that this Legislature amends Resolution No. 27-116 and authorizes the addition of \$120 COLA increase to Hillside Children's Center (Family Resiliency), 24 Main Street, Mount Morris, NY 14510 now at a cost of \$ 79,231 with no County cost; and be it

FURTHER RESOLVED, that this Legislature amends Resolution No. 27-116 and authorizes the addition of \$75 COLA increase to Arc of Orleans County, 122 Caroline Street, Albion, NY 14411 now at a cost of \$51,003 with no County cost; and be it

FURTHER RESOLVED, that this Legislature amends Resolution No. 154-416 and authorizes the addition of the \$86 COLA increase to Mental Health Association in Genesee and Orleans Counties, 25 Liberty Street, Batavia NY 14020 now totaling \$79,159 with no County cost.

Moved, Allport; second,

**RESOLUTION NO. 445-1216**

APPROVING APPOINTMENT TO THE COMMUNITY SERVICES BOARD

RESOLVED, that this Legislature approves the appointment of Donald Snyder to the Community Services Board, to serve a four-year term to begin December 22, 2016 and ending December 21, 2020.

Moved, Allport; second,

**RESOLUTION NO. 446-1216**

AUTHORIZING SETTING UP NEW MONEY IN THE MENTAL HEALTH DEPARTMENT BUDGET

RESOLVED, that the County Treasurer is authorized to set up new monies in the Mental Health Department budget for FLPPS goals as follows:

<u>Revenue:</u>		
A1625	Misc. Revenue	\$15,307
<u>Appropriation:</u>		
A4310.418	Other Contractual	\$15,307

Moved, Allport; second,

**RESOLUTION NO. 447-1216**

AUTHORIZING THE MENTAL HEALTH DIRECTOR TO ENCUMBER FUNDS FOR UPGRADE TO THE DEPARTMENT'S CLINICAL RECORD FORMAT

WHEREAS, New York State has made available HIT (Health Information Technology) funds for information technology and clinical records toward services for youth and family; and

WHEREAS, the New York State Clinical Record Initiative (NYSCRI) has made significant advances in clinical record keeping; be it

RESOLVED, that this Legislature authorizes the Mental Health Director to encumber \$10,270.56 to be spent on upgrade to the Department's clinical record format. Funds will be New York State Office of Mental Health HIT monies to be paid to DocuTrac, Inc., 1800 Dual Hwy, Suite 306, Hagerstown, MD 21740 to upgrade clinical records to incorporate parts of NYSCRI.

Moved, Allport; second,

### **RESOLUTION NO. 448-1216**

#### **APPROVING AGREEMENTS BETWEEN THE HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves agreements between the Health Department and the following agencies:

Agri-Business Child Development Newfane ABCD-Rathigaber Center at 3820 Lockport-Olcott Rd, Lockport NY Memorandum of agreement to establish the responsibilities of OCHD and Head Start relative to services for infants and toddlers who are suspected of, or diagnosed as having disabilities. Both OCHD and Head Start support the right of all infants and toddlers with disabilities to receive free and appropriate services including all necessary evaluations, early intervention, and related services which parents request, in accordance with state and federal statute's and regulations. No cost to county.

Erie County Public Health Lab at 503 Kensington Ave, Buffalo NY 14214 to provide Lab Services for Public Health Nursing and the Environmental Health Water Program. Contract reimbursement is from NYS Water Grant fees and State Aide. Reimbursement in accordance with the most current fee schedules for environmental and clinical testing services. No Cost to County.

Intermunicipal Agreement between Monroe & Orleans Counties at 39 West Main St.; Rochester NY 14614, to provide a Tuberculosis Control Program with consulting pulmonary and critical care physicians and certified infection control practitioners for providing comprehensive medical and nursing / case management consultative services under the statutory jurisdiction of the Department of Public Health. A flat fee of \$4,714.76 is paid for electronic health record access, VNP services, IT consultations and continuing Ed, telemedicine access, and ongoing clinical support. A fee of \$200.00 an hour for physician consults, and \$50.00 an hour for RN consults.

Mary Cariola Children's Center at 1000 Elmwood Ave, Rochester NY 14620 to provide center-based/evaluation/Special Education Itinerant Services (SEIS) to Orleans County children (ages3-5) who are eligible for the Preschool Supportive Health Services Program. There is partial reimbursement from New York State Educational Department and Medicaid. Center-based tuition, evaluation rates and SEIS rates are set by New York State. These services qualify for 59.5% reimbursement from NYS less and Medicaid payment from Medicaid eligible children. Cost to county 40.5%

Opalecky Physical Therapy Services, PLLC at 1965 Sweden Walker Rd, Hilton NY 14468 to provide related services to Orleans County children (ages 3-5) who are eligible for the Preschool Supportive Health Services Program. There is partial reimbursement from New York State Education Department and Medicaid. The related services rates are set by the county. These services qualify for 59.5% reimbursement from NYS less and Medicaid payment from Medicaid eligible children. Cost to county 40.5%

Student Transport, Inc. (DBA:WNY Bus Co) at 79 Sheldon Ave, Depew NY 14043 for the provision of transport services to Early Intervention participants pursuant to Public Health Law, title 11-A of article 25, and preschool supportive health services students pursuant to section 4410 of education law and part 200 regulations of the commissioner of education. These services qualify for 59.5% reimbursement from NYS less and Medicaid payment from Medicaid eligible children. Cost to county 40.5%

Theresa Leham at 32 Mission Hill Dr., Brockport NY 14420 to provide related services to Orleans County children (ages3-5) who are eligible for the Preschool Supportive Health Services Program. There is partial reimbursement from New York State Education Department and Medicaid. The related services rates are set by the county. NYS guarantees Reimbursement of 59.5% of cost spent. Orleans County Health Department is responsible for 40.5% of which we receive some Medicaid reimbursement. Contract is to run from July 1, 2016 through June 30, 2019.

Office of the Aging at 14016 Rte. 31 West, Albion NY 14411, to provide chronic disease and accident prevention along with safety programs for Orleans County Residents sixty and above. Reimbursement is from New York State Health Department. County Cost \$0.

Thomas Graham at 32 Farnsworth Ave, Oakfield NY 14125 to conduct hearings for alleged violations and nuisance complaints when efforts of Orleans County Health Department have failed to bring about compliance with regard to laws and codes. Provider is to provide a written report of all hearings and their findings and facts and make recommendations to the Orleans County Board of Health. Cost is \$25 per hour.

David C. Schubel, County Attorney at 113 West Center St., Medina NY 14103 to provide Attorney Services to the Orleans County Health Department and its various programs. Contract to follow terms of legislature. Reimbursements is from various grants. County Cost \$0.

ARC of Orleans -Rainbow Preschool at 122 Caroline St., Albion, NY 14411 to provide related services to Orleans County children (ages3-5) who are eligible for the Preschool Supportive Health Services Program. There is partial reimbursement from New York State Education Department and Medicaid. The related services rates are set by the county. 59.5% from NYS and 40.5% cost to county.

Music Therapy Pathways- Creative Arts Therapy PLLC at 80 South Main St., Oakfield, NY 14125 to provide related services to Orleans County children (ages3-5) who are eligible for the Preschool Supportive Health Services Program. There is partial reimbursement from New York State Education Department and Medicaid. The related services rates are set by the county. Our responsibility is 40.5 % and 59.5% is from NYS

Alan Barcomb M.D. at 1 Dennis Dr., Batavia, NY 14020 to provide medical consultant services throughout the various departments within the Orleans County Health Department. The contract period will run from January 1, 2017 through December 31, 2017. Reimbursement is from State Aide. County Cost \$0.

Cathy Rosenburg at 10436 Freeman Rd, Medina, NY 14103 to provide related services to Orleans County children (ages3-5) who are eligible for the Preschool Supportive Health Services Program. There is partial reimbursement from New York State Education Department and Medicaid. The related services rates are set by the county. These services qualify for 59.5% reimbursement from NYS less and Medicaid payment from Medicaid eligible children. Cost to county 40.5%

GCASA at 430 East Main St., Batavia, NY 14020 Contract to provide for counseling services for alcohol and drugs (substance abuse) for the migrant population. Contract funded through New York State Migrant Grant. Contract period to run concurrent with the New York State Contract October 1, 2016 through September 30, 2017. County Cost \$0.

Timothy Hens PE at 7319 Quinlan Rd. LeRoy, NY 14482 to provide Engineering Services for the Orleans County Environmental Department. Reimbursement from New York State water grant and State Aide. Contract period January 1, 2017 through December 31, 2017. County Cost \$0.

3D Delivery, Inc- d/b/a Genesee Delivery at 58 Kingsbury Ave., Batavia, NY 14020 to provide Delivery Services for the Orleans County Health Departments various programs regarding Lab samples taken within the Environmental and Nursing Divisions, Reimbursement through New York State Aid, County Cost \$0. Contract period from January 1, 2017 through December 31, 2017.

Elizabeth Olmstead Center for the Visually Impaired at 1170 Main St., Buffalo, NY 14209 to provide center-based/evaluation/Special Education Itinerant Services (SEIS) to Orleans County children (ages 3-5) who are eligible for the Preschool Supportive Health Services Program. There is partial reimbursement from the New York State Education Department and Medicaid. Center-based tuition, evaluation rates and SEIS rates are set by New York State. Contract period to run from July 1, 2016 to June 30, 2019.

Elizabeth Olmstead Center for the Visually Impaired at 1170 Main St., Buffalo, NY 14209 to provide related services to Orleans County children (ages 3-5) who are eligible for the Preschool Supportive Health Services Program. There is partial reimbursement from New York State Education Department and Medicaid. The related services rates are set by the county. Contract period to run from July 1, 2016 to June 30, 2019.

Monroe County Public Health at 111 Westfall Rd., Room 962C, Rochester, NY 14620 to provide "14" full autopsy examinations and 5 blood description autopsy exams. All autopsy's over the approved 14 full autopsy's and the approved 5 blood description autopsy's for 2016 will be charged at a rate as approved by the Monroe County Legislature in the 2016 budget as listed in the Public Health Medical Examiner Fees and Charges Schedule. If the county does not utilize all autopsy serviced, they may use the balance on other services. 2016 fees and charges attached. Full cost to county.

Wayne A. Secord Therapeutic Preschool at 6395 Old Niagara Rd, Lockport, NY 14094 to provide appropriate special education related services (speech, music, physical therapies and evaluations) for eligible preschool children of Orleans County with disabilities through the 3-5 program placed by the Board Of Education. Rates are set by NYS Department of Education. NYS guarantees Reimbursement of 59.5% of cost spent. Orleans County Health Department is responsible for 40.5% of which we receive some Medicaid reimbursement.

Moved, Allport; second,

#### **RESOLUTION NO. 449-1216**

#### **AUTHORIZING ABOLISHING, CREATING AND FILLING POSITION IN THE PUBLIC HEALTH DEPARTMENT**

WHEREAS, an Account Clerk Typist (4010.34) retired on November 30, 2016 and an evaluation of the duties was performed and the title reclassified to a Senior Account Clerk, let it be

RESOLVED, that this Legislature does hereby authorize the abolishing of a full-time Account Clerk Typist in the Public Health Department at Grade 9 of the CSEA Salary Schedule effective November 30, 2016, and let it

FURTHER RESOLVED, that this Legislature does hereby authorize the creation of a full-time Senior Account Clerk in the Public Health Department at Grade 10 of the CSEA Salary Schedule, and let it be

FURTHER RESOLVED, that this Legislature does hereby authorize the filling of the newly created vacant Senior Account Clerk position at Grade 10 of the CSEA Salary Schedule effective immediately.

Moved, Allport; second,

**RESOLUTION NO. 450-1216**

**AUTHORIZING PURCHASE OF SOFTWARE FOR PRESCHOOL EDUCATION BILLING**

WHEREAS James McGuinness & Associates, Inc. is the sole developers and owners of the Preschool billing software that is used by thirty-one other New York counties

RESOLVED that the Legislature approves the purchase of the license to use this software at a cost of \$50,000 to be paid over three years, interest fee from the Preschool Education budget (2960)

FURTHER RESOLVED that the Legislature approves the additional maintenance and support charges of \$625/month (\$7,500 annually) and the use of the Medicaid Service Bureau via the Preschool software charge of \$167/month (\$2,000 annually).

Moved, Allport; second,

**RESOLUTION NO. 451-1216**

**AUTHORIZING PLANNING AND DEVELOPMENT DEPARTMENT TO ENTER INTO AGREEMENT WITH WESTERN ORLEANS MUNICIPALITIES FOR REIMBURSEMENT OF COMPREHENSIVE PLAN PREPARATION COSTS**

WHEREAS, the County Department of Planning and Development has agreed to provide professional staff assistance over a maximum of eighteen months at no charge to the Towns of Ridgeway, Shelby, and Yates and the Villages of Lyndonville and Medina in the update of the Western Orleans Comprehensive Plan, and

WHEREAS, the Towns of Ridgeway, Shelby, and Yates and the Villages of Lyndonville and Medina have agreed to reimburse the County Department of Planning and Development for certain non-labor costs associated with the project including bulk mailing, stationery, printing, labels, and publishing, be it

RESOLVED, that this Legislature authorizes the Department of Planning and Development to enter into a Memorandum of Agreement with the Towns of Ridgeway, Shelby, and Yates and the Villages of Lyndonville and Medina for the purposes of formalizing this arrangement.

FURTHER RESOLVED, that this Legislature authorizes the Chairman to sign said Memorandum of Agreements on behalf of the County subject to the review and approval of the County Attorney and Chief Administrative Officer.

Moved, DeRoller; Second,

**RESOLUTION NO. 452-1216**

**APPROVING APPOINTMENTS TO THE COUNTY PLANNING BOARD**

RESOLVED, that this Legislature approves the following appointment to the Orleans County Planning Board:

NAME

REPRESENTS

EXPIRATION DATE

Thomas Fenton 12411 Ridge Road Medina, New York 14103	Town of Ridgeway	12-31-19
Timothy Elliott 201 Mead Avenue Medina, New York 14103	Town of Ridgeway (Alternate)	12-31-19
Christine Buongiorno 111 Chamberlain Street Albion, New York 14411	Village of Albion	12-31-19
Tracy VanSkiver 4274 Oak Orchard Road Albion, New York 14411	Village of Albion (Alternate)	12-31-19
Kelly Cousins 61 South Main Street Lyndonville, New York 14098	Village of Lyndonville	12-31-19
Andrew Cousins 61 South Main Street Lyndonville, New York 14098	Village of Lyndonville (Alternate)	12-31-19
Martin Busch 600 Main Street Medina, New York 14103	Village of Medina	12-31-19
Wilson Southworth 117 Starling Drive Medina, New York 14103	Village of Medina (Alternate)	12-31-19

Moved, DeRoller; second,

**RESOLUTION NO. 453-1216**

APPROVING AGREEMENT WITH LYNNE MENZ DESIGNS FOR TOURISM MANAGEMENT SERVICES

RESOLVED, that this Legislature hereby approves an Independent Agreement with Lynne Menz Designs DBA/OCI Partners LLC of Kent, NY to provide Tourism Marketing and Management Services to Orleans County in 2017 at a cost not to exceed \$32,640 to be paid in equal monthly installments from Tourism Account A6410.466; said agreement to be in effect from January 1, 2017 to December 31, 2017.

Moved, DeRoller; second,

**RESOLUTION NO. 454-1216**

APPROVING AGREEMENT WITH MICHAEL R. WATERHOUSE FOR SPORTFISHING COORDINATOR SERVICES

RESOLVED, that this Legislature approves an Independent Agreement with Michael R. Waterhouse of Albion, NY for the provision of sportfishing coordinator services in the Tourism Department at a cost not to exceed \$20,977; said agreement to be in effect from January 1, 2017 to December 31, 2017.

Moved, DeRoller; second,

**RESOLUTION NO. 455-1216**

**APPROVING RE-APPOINTMENT TO THE SOIL AND WATER DISTRICT BOARD**

RESOLVED, that this Legislature approves the following re-appointment to the Soil and Water District Board:

<u>Name</u>	<u>Representation</u>	<u>Term</u>
John Kast	At Large - Farmer	1/1/2017-12/31/2019

Moved, DeRoller; second,

**RESOLUTION NO. 456-1216**

**APPROVING AGREEMENT WITH ORLEANS COUNTY DEPUTY SHERIFF'S ASSOCIATION (OCSDA)**

RESOLVED, that this Legislature approves an agreement with the Orleans County Deputy Sheriff's Association (OCDSA) modifying Article 29, covering the years 2017 through 2020; said agreement under Article 15 includes a 2% salary increase for 2017, 2018, 2019, and 2020; said agreement includes changes to Article 18 Hospitalization, Medical, and Dental Benefits - including changes to the high deductible health plan; said agreement includes changes to the salary schedule in Appendix A including the addition of one step to grades 2, 3 and 4 in each 2017 and 2018 and one step to grade 1 in 2018.

Moved, Johnson; second,

**RESOLUTION NO. 457-1216**

**APPROVING APPOINTMENTS TO THE EMPLOYEE ASSISTANCE PROGRAM COMMITTEE**

RESOLVED, that this Legislature authorizes the following appointments to the Employee Assistance Program Committee for the following terms:

Nadine Hanlon	Clerk of the Legislature - Management	1/1/17-12/31/18
Nola Goodrich-Kresse	Public Health (GCASA Liaison)	1/1/17-12/31/18
Nicole Spohr	Sheriff's Office – OCSEA Representative	1/1/17-12/31/18

Moved, Johnson; second,

**RESOLUTION NO. 458-1216**

**APPROVING THE EMPLOYEE ASSISTANCE PROGRAM BUDGET AND PLAN FOR 2017**

WHEREAS, the Employee Assistance Program (EAP) Committee has been authorized to operate an Employee Assistance Program (EAP) and other related programs for the County; and



WHEREAS, the Legislature requires the EAP Committee to submit for approval a plan of operations, together with a proposed budget for the year 2017; be it

RESOLVED, that this Legislature authorizes the Orleans County Employee Assistance Program budget and plan of operations for the year 2017 as follows:

**EMPLOYEE ASSISTANCE PROGRAM BUDGET AND PROGRAM PLAN**

Program Revenues:

Commissions/Deposits 2017	\$2,890.00
Raffles	\$1,350.00
Fund Balance	\$520.00
Total	\$4,760.00

Program Expenditures:

GCASA Contract	\$1,500.00
Employee of the Month Program	\$700.00
Summer Picnic	\$1,250.00
Holiday Luncheon	\$1,310.00
Miscellaneous	\$0.00
Total	\$4,760.00

Moved, Johnson; second,

**RESOLUTION NO. 459-1216**

ADOPTING LOCAL LAW NO. 3 OF 2016, ENTITLED A LOCAL LAW INCREASING THE SALARIES OF VARIOUS EMPLOYEES OF THE COUNTY OF ORLEANS APPOINTED OR ELECTED FOR A DEFINITE TERM

WHEREAS, Local Law No. 3-Intro of the year 2016 was introduced at a regular meeting of the Orleans County Legislature held on November 16, 2016 and a Public Hearing was held on December 21, 2016, at which time all interested persons wishing to speak were heard; now be it

RESOLVED, that this Legislature enacts the following Local Law No. 3 of 2016:

COUNTY OF ORLEANS  
LOCAL LAW NO. 3 of 2016

A LOCAL LAW INCREASING THE SALARIES OF VARIOUS EMPLOYEES OF THE COUNTY OF ORLEANS APPOINTED OR ELECTED FOR A DEFINITE TERM

Be it enacted by the Legislature of the County of Orleans, as follows:

Section 1. Pursuant to the provisions of the Municipal Home Rule Law of the State of New York, the salaries of the following County Employees are raised as follows, at an annualized salary as set forth below:

<u>Employee</u>	<u>Proposed</u>	<u>Annual Longevity Bonus</u>
County Attorney	\$91,835	
County Clerk	\$79,080	***\$1,250
County Treasurer	\$79,080	*****\$2,000

Director of Personnel	\$85,958	*\$200
Highway Superintendent	\$85,958	*****\$2,000
Public Defender	\$72,748	
Real Property Tax Director	\$72,748	*\$200
Sheriff	\$74,803	****\$1,750
Social Services Commissioner	\$85,958	

- \* Indicates 10 years of Service and at top of the grade
- \*\* Indicates 20-24 years of service
- \*\*\* Indicates 25-29 years of service
- \*\*\*\* Indicates 30-34 years of service
- \*\*\*\*\* Indicates 35 and over years of service

Section 2. This local law is adopted subject to referendum on petition pursuant to Section 24, Subdivision 2-h of the Municipal Home Rule Law of the State of New York.

Section 3. This local law shall take effect 45 days after adoption thereof or after approval by one affirmative vote of a majority of the qualified voters of the County of Orleans voting on a proposition for its approval, after petition, whichever event first occurs.

Moved, Johnson; second,  
Roll Call:

**RESOLUTION NO. 460-1216**

AUTHORIZING COUNTY TREASURER TO MAKE YEAR END ADJUSTMENTS FOR YEAR ENDING DECEMBER 31, 2016

WHEREAS, the independent auditors have recommended that the County Treasurer request a “blanket resolution” to allow for any budget adjustments that may be required at year end; be it

RESOLVED, that this Legislature authorizes the Treasurer to make the necessary budget adjustment and inter-fund transfers, and furnish copy of said adjustment to the Clerk of the Legislature when completed.

Moved, Johnson; second,

**RESOLUTION NO. 461-1216**

APPROVING APPORTIONMENT OF 2017 SALES TAX TO TOWNS AND VILLAGES

RESOLVED, that the apportionment of the 2017 Sales Tax to Towns and Villages as presented below by the Clerk of the Legislature in the foregoing warrants be, and hereby is approved by this Legislature.

2017 Sales Tax Apportioned to Towns and Villages

Town	Apportioned To Town	% Due Village	Amount Due Village	Amount Due Town Outside
Albion	\$269,873.14	53.69%	\$144,894.89	\$124,978.25
Barre	\$64,536.27			
Carlton	\$95,418.07			

Clarendon	\$116,260.89			
Gaines	\$107,656.06	18.32%	\$19,722.59	\$87,933.47
Kendall	\$86,813.23			
Murray	\$158,966.37	28.73%	\$45,671.04	\$113,295.33
Ridgeway	\$216,076.99	40.22%	\$86,906.17	\$129,170.82
Shelby	\$169,515.26	39.38%	\$66,755.11	\$102,760.15
Yates	\$81,554.72	18.78%	\$15,315.98	\$66,238.74
Totals	\$1,366,671.00		\$391,229.64	\$612,412.90

The percentage due to the village is determined by dividing the village taxable value by the town taxable value

Moved, Johnson; second,

**RESOLUTION NO. 462-1216**

**AUTHORIZING THE SHERIFF'S OFFICE TO APPLY FOR GRANT FUNDING THROUGH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES**

RESOLVED, that this Legislature authorizes the Sheriff to apply for funding through the New York State Division of Criminal Justice Services under the Police Protective Equipment Program, funding for the purpose of obtaining personal protective gear for officers of the Sheriff's Office.

Moved, DeFilipps; second,

**RESOLUTION NO. 463-1216**

**APPROVING ANIMAL CONTROL SERVICES AGREEMENTS WITH THE TOWNS IN ORLEANS COUNTY**

RESOLVED, that this Legislature approves renewal agreements with the Towns of Albion, Barre, Carlton, Clarendon, Gaines, Kendall, Murray, Ridgeway, Shelby, and Yates to assist in the provision of Animal Control Services and to maintain a shelter for seized animals effective January 1, 2016 through December 31, 2016; and be it

FURTHER RESOLVED, that the Towns shall pay the Orleans County Treasurer the sum of money set forth in their respective contracts by the due date of December 21, 2016.

Moved, DeFilipps; second,

**RESOLUTION NO. 464-1216**

**AUTHORIZING ACCEPTANCE OF DONATION TO ORLEANS COUNTY ANIMAL SHELTER**

RESOLVED, that this Legislature does hereby accept a donation from The Friends of the Orleans County Animal Shelter which includes the purchase of a gas furnace to be placed in the dog run area, and for costs involved in installation of the furnace, at the Orleans County Animal Shelter, 4125 Oak Orchard Road, Albion, NY,

Moved, DeFilipps; second,

**RESOLUTION NO. 465-1216**

**AUTHORIZING FILLING OF VACANCIES IN THE SHERIFF'S OFFICE/JAIL**

RESOLVED, that this Legislature authorizes the filling of vacancies in the Sheriff's Office/Jail for two Part Time Correction Officers (positions 3150.29 and 3150.38), at an hourly rate of \$13.92, effective December 22, 2016.

Moved, DeFilipps; second,

**RESOLUTION NO. 466-1216**

**REGARDING PURCHASE OF A TAHOE PATROL VEHICLE FOR THE SHERIFF'S DEPARTMENT AND AUTHORIZING INTERDEPARTMENTAL INSTALLMENT OBLIGATION**

WHEREAS, Resolution No. 226-516 authorized the Orleans County Sheriff's Department to purchase a Tahoe patrol vehicle and related accessories and authorized a Lease Agreement with Niagara Leasing Inc for the financing of this patrol vehicle; and

WHEREAS, this Legislature desires to obtain funding by means of an Interdepartmental Installment Obligation whereby the Orleans County Treasurer will finance \$50,912.30 of the purchase price of the Tahoe patrol vehicle and related accessories by means of an Interdepartmental Installment Obligation in the principal amount of \$50,912.30 payable in annual installments of principal and interest in the amount of \$17,399.84 commencing on December 22, 2016 and with interest at the rate of 2.55% on the unpaid principal balance with the unpaid balance principal and interest being due in full on December 22, 2018; now therefore be it

RESOLVED, that the Legislature amends Resolution No. 226-516 to rescind the execution of a Lease Agreement with First Niagara Leasing for the financing of this 2016 Chevrolet Tahoe for the Orleans County Sheriff's Department; and be it

FURTHER RESOLVED, that this Legislature approves funding for the purchase in the amount of \$50,912.30 by an Interdepartmental Installment Obligation payable, commencing on December 22, 2016, in annual principal and interest installments of \$17,399.84 with interest at the rate of 2.55%, the final payment to be due on December 22, 2018 which payments shall be paid out of the Orleans County Sheriff's Department budget; and be it further

FURTHER RESOLVED that the acquisition of a Tahoe Patrol vehicle and related accessories (hereinafter the "Property") is hereby authorized and the County is hereby authorized to finance the acquisition of the Property by an Interdepartmental Installment Obligation, and that any action taken by the County in connection therewith is hereby ratified and confirmed; and be it further

FURTHER RESOLVED, that either the Chairman or the Vice-Chairman acting on behalf of the County is hereby authorized to enter into, execute, and deliver an Interdepartmental Installment Obligation in substantially the form set forth in the document presently before this Legislature; and be it further

FURTHER RESOLVED, that the County's obligations under the Interdepartmental Installment Obligation shall be subject to annual appropriation or renewal by this Legislature and the County's obligations under the Interdepartmental Installment Obligation shall not constitute general obligations of the County or indebtedness under the Local Finance Law or Constitution of New York State; and be it further

FURTHER RESOLVED, that it is hereby determined that the purpose of the acquisition of the Property is an object or purpose described in subdivision 29 of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probably usefulness of said purpose is five years; and be it further

RESOLVED, that the Chairman or Vice-Chairman and the County Treasurer are authorized to take such actions and execute such documents as may be necessary to effectuate this Resolution; and be it further

RESOLVED, that this Resolution is not subject to any mandatory or permissive referendum pursuant to the Local Finance Law or General Municipal Law.

Moved, DeFilipps; second,

**RESOLUTION NO. 467-1216**

**AUTHORIZING EMERGENCY PURCHASE OF A COMMERCIAL WASHER EXTRACTOR FOR THE ORLEANS COUNTY JAIL AND AUTHORIZING THE TREASURER TO TRANSFER FUNDS INTO THE SHERIFF/JAIL BUDGET**

RESOLVED, that this Legislature authorizes an emergency purchase of a Maytag Commercial Soft Mount Washer Extractor for the Orleans County Jail, to replace a twenty year old machine that is no longer operational, from GSA Advantage, 2 Annette Rd, Suite 3, Foxboro, MA 02035 at a cost of \$15,600 to be paid from Sheriff/Jail Account A3150.250

FURTHER RESOLVED, that the County Treasurer is authorized to transfer funds into the Sheriff's/Jail budget for the purposes as described above as follows:

<u>FROM:</u>		
A1990.435	Contingency	\$15,600
<u>TO:</u>		
A3150.250	Other Equipment	\$15,600

Moved, DeFilipps; second,

**RESOLUTION NO. 468-1216**

**APPROVING AGREEMENT BETWEEN PROBATION AND NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES**

RESOLVED, that this legislature approves the following agreement with the Orleans County Probation Department and New York State Division of Criminal Justice Services, Alfred E. Smith Office Bldg., Albany, NY 12210 to provide monies from the Governor's Traffic Safety Council to implement and supervise Leandra's Law Ignition Interlock cases, which is a state mandated program, effective October 1, 2016 through September 30, 2017 in the amount of \$63 per case. This amount represents a reduction from \$135 per case in 2015-2016.

Moved, DeFilipps; second,

**RESOLUTION NO. 469-1216**

**APPROVING AGREEMENT BETWEEN PROBATION DEPARTMENT AND AUTOMON CORPORATION**

RESOLVED, that this Legislature approves an agreement between Probation Department and Automon Corporation, 6621 N. Scottsdale Rd. Scottsdale, AZ 85250, for a maintenance contract to maintain the Probation Case Management System (Caseload Explorer) for the term of June 21, 2017 through June 20, 2018 at a cost of \$7,027.76.

Moved, DeFilipps; second,

**RESOLUTION NO. 470-1216**

**APPROVING EXTENSION OF AGREEMENT BETWEEN PUBLIC DEFENDER AND NYS OFFICE OF INDIGENT LEGAL SERVICES**

WHEREAS Resolution 134-313 approved an agreement between the Orleans County Public Defender and NYS office of Indigent Legal Services, State Capitol Rm. 128, Albany, NY 12224 to provide funds in the amount of \$78,219 to assist the County in improving the quality of indigent legal services initially effective June 1, 2012 through May 31, 2015, and Resolution 259-715 extending that contract to November 30, 2015, and Resolution 300-816 extending it to November 30, 2016; now be it

RESOLVED, that this Legislature approve extending the agreement between the Orleans County Public Defender and NYS Office of Indigent Legal Services, State Capitol Rm. 128, Albany, NY 12224 to continue to provide funds in the amount of \$78,219 through March 31, 2017.

Moved, DeFilipps; second,

**RESOLUTION NO. 471-1216**

**AUTHORIZING EMERGENCY MANAGEMENT TO PURCHASE OSCILLATOR**

RESOLVED, that this Legislature authorizes the Emergency Management Department to purchase a Spectracom Secure Sync GPS Master Oscillator and accessories from Simulcast Solutions, 3497 Lakeview Lane, Canandaigua, NY 14424 at a total of \$8,415 (PO#58254) to be paid from Emergency Management Account A3640.418 – Other Contractual Expenses.

Moved, Johnson; second,

**RESOLUTION NO. 472-1216**

**AUTHORIZING REVISIONS TO ANNEX ONE OF THE ORLEANS COUNTY FIRE MUTUAL AID PLAN REGARDING THE FIRE ADVISORY BOARD BY-LAWS**

WHEREAS, Resolution No. 360-1111 was the last revision to the Orleans County Fire Mutual Aid Plan, and

WHEREAS, position titles and wording changes are needed to bring the Fire Advisory Board By-Laws to current standards, be it

RESOLVED, that this Legislature approves the revisions as presented.

Moved, Johnson; second,

**RESOLUTION NO. 473-1216**

APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND TOSHIBA BUSINESS SOLUTIONS

RESOLVED, that this Legislature approves a 48-month lease agreement between Orleans County and Toshiba Business Solutions, 100 Colvin Woods, Ste 100, Tonawanda, NY 14150 to provide twelve (12) Toshiba e-Studio and two (2) Lexmark multifunction machines effective January 1, 2017 through December 31, 2020 as follows:

Personnel & Self Insurance	e-Studio 3005AC	\$150.00 per month
Mental Health-Administration	e-Studio 3505AC	\$232.00 per month
Real Property	e-Studio 3005AC	\$167.00 per month
Sheriff-Jail	e-Studio 3005AC	\$150.00 per month
Sheriff-Office	e-Studio 3005AC	\$180.00 per month
Sheriff-Deputies	e-Studio 3005AC	\$150.00 per month
Above are bill per copy B&W .0075 per page and Color .0475 per page, with an annual increase of 2.5%		
County Clerk-DMV	e-Studio 3008A	\$84.00 per month
Mental Health-Clinic	e-Studio 4508A	\$149.00 per month
DSS-Administration	e-Studio 3008A	\$106.00 per month
DSS-CFS	e-Studio 3008A	\$106.00 per month
DSS-Temporary Assistance	e-Studio 4508A	\$141.00 per month
Above are bill per copy B&W .0075 per page, with an annual increase of 2.5%		
Planning & Development	e-Studio 2000AC	\$141.00 per month
Above is bill per copy B&W .009 per page and Color .07 per page, with an annual increase of 2.5%		
Mental Health-Baseament	Lexmark XM1145	\$41.00 per month
Above is bill per copy B&W .0149 per page, with an annual increase of 2.5%		
Sheriff-Dispatch	Lexmark XM1145	\$37.00 per month
Above is bill per copy B&W .0167 per page, with an annual increase of 2.5%		

Moved, Johnson; second,

**RESOLUTION NO. 474-1216**

APPROVING PAYMENT TO NYSAC FOR THE 2017 SHARE OF GOVERNMENT CONSULTATION SERVICES

RESOLVED, that this Legislature hereby approves payment of \$6,198 to NYSAC for Orleans County shared cost of government consultation in Albany, NY and Washington D.C. Services include: State budget advocacy, legislative advocacy, legal and technical assistance, training and educational programs, policy analysis, research, daily news clips, electronic newsletters, NYSAC news, other programs and services of benefit to the county.

Moved, Johnson; second,

**RESOLUTION NO. 475-1216**

URGING CONGRESS TO PASS LEGISLATION, H.R. 6397, "PROTECTION OF MILITARY AIRFIELDS FROM WIND TURBINE ENCROACHMENT ACT" AND PRESIDENT-ELECT DONALD J. TRUMP TO ENACT THE SAME

WHEREAS, it has been contended that the proposed Apex Clean Energy wind turbine farm, which would be situated along the Lake Ontario shore in the Town of Somerset, would present a navigational hazard that would be deleterious to the mission of the Niagara Falls Air Reserve Station, and

WHEREAS, mindful of the complexities of emerging threats to national security, and remembering the specific challenges to the airspace above New York State presented by the 9/11 terrorist attacks, this Legislature deplors any action that could reduce military readiness of the United States, and

WHEREAS, this Legislature must further object to any action by a monied interest, such as Apex, that could have a net negative impact on the finances of the County of Niagara and its citizens, and fully aware that the Niagara Falls Air Reserve Station generates a positive impact exceeding \$200 million annually throughout the regional economy of Western New York, and employs nearly 3,000 Western New Yorkers directly, and

WHEREAS, the Department of Defense did announce in February 2016 that the Niagara Falls Air Reserve Station will be home to an Air Force Reserve KC-135 aerial refueling mission, and NFARS further is slated to be the home for command and control assets of an Unmanned Aerial Vehicle Remote Split Operations Squadron, and

WHEREAS, the siting of wind turbines exceeding 600 feet in height could have a damaging effect on the ability of the Niagara Falls Air Reserve Station to take on either mission, and

WHEREAS, the Honorable Chris Collins, U.S. Representative for the 27<sup>th</sup> District, which includes the Niagara Falls Air Reserve Station, did introduce on November 29<sup>th</sup> of this year legislation, H.R. 6397, the Protection of Military Airfields from Wind Turbine Encroachment Act, and

WHEREAS, the Protection of Military Airfields from Wind Turbine Encroachment Act would make corporations owning wind turbine farms located within 40 miles of a military airfield ineligible for tax breaks for the same, and

WHEREAS, such legislation has been enthusiastically endorsed by the governmental leadership of our neighboring Town of Somerset and our Town of Yates here in Orleans County, where the proposed wind turbine farm would be located, and

WHEREAS, this Legislature has long been committed to a policy of protecting the Niagara Falls Air Reserve Station from closure due to BRAC processes and other threats to its ongoing operation, and has invested many hundreds of thousands of public dollars in that cause, now, therefore, be it

RESOLVED, that the Orleans County Legislature does urge the United States Congress to take up and pass H.R. 6397 at the earliest opportunity, and urges that the Ways and Means Committee move its passage to the floor for a full vote at the earliest opportunity, and be it further

RESOLVED, that the Orleans County Legislature does further urge the Honorable Donald J. Trump, President-Elect of the United States, to sign such legislation into law upon its passage, and be it further

RESOLVED, that the Clerk of the Orleans County Legislature shall forward copies of this Resolution to Representative Collins; the Honorable Kevin Brady, Chairman, House Ways and Means Committee; the Honorable Kevin McCarthy, House Majority Leader; the Honorable Paul Ryan, Speaker of the House; the Honorable Charles E. Schumer, U.S. Senator for New York; the Honorable Kirsten E. Gillibrand, U.S. Senator for New York; the Honorable Donald J. Trump, President-Elect of the United States; the Honorable Mike Pence, Vice President-Elect of the United States and Chairman of the Presidential Transition Team; Ms. K.T.



McFarland, Vice Chair, Presidential Transition Team; the Honorable Tom Reed, Vice Chair, Presidential Transition Team; and all others deemed necessary and proper.

Moved, Johnson; second,

**RESOLUTION NO. 476-1216**

**AUTHORIZING THE TREASURER TO PROVIDE AN ALLOCATION TO COBBLESTONE MUSEUM FROM THE CONTINGENCY FUND**

RESOLVED, that the Treasurer is authorized to provide an allocation to the Cobblestone Museum for programs as follows:

<u>From:</u>		
A1990.435	Contingency Fund	\$3,000
<u>To:</u>		
A7450.439	Cobblestone Museum	\$3,000

Moved, Miller; second,

**RESOLUTION NO. 477-1216**

**APPROVING UPDATES TO THE ORLEANS COUNTY PURCHASING AND PROCUREMENT POLICY AND THE TRAVEL POLICY**

WHEREAS, the Policy Review Committee has been meeting to review and update Orleans County Policies; now be it

RESOLVED, that the Legislature approves the updates to the Purchasing and Procurement Policy as presented and be it,

RESOLVED, that this Legislature approves the updates and revisions to the Travel Policy as presented.

Moved, Johnson; second,

**RESOLUTION NO. 478-1216**

**SETTING LEGISLATURE MEETING SCHEDULE FOR 2017**

RESOLVED, that the regular meetings of the Orleans County Legislature will be held on the fourth Wednesday of the months of January through October at 4:30 p.m. at the Orleans County Legislative Chambers; and be it

FURTHER RESOLVED, that the the regular meeting of the Orleans County Legislature will be held on the third Tuesday of the month of November at 4:30 p.m. at the Orleans County Legislative Chambers; and be it

FURTHER RESOLVED, that the the regular meeting of the Orleans County Legislature will be held on the third Wednesday of the month of December at 4:30 at the Orleans County Legislative Chambers; and be it

FURTHER RESOLVED, that should additional meetings warrant scheduling, special meetings will be called with proper notice as described by Open Meetings Law Article 7, Section 104; and be it

FURTHER RESOLVED, that Legislative workshops will be scheduled one hour prior to the scheduled conference session unless otherwise posted.

Moved, Johnson; second,

**RESOLUTION NO. 479-1216**

**AUTHORIZING PAYMENT OF CLAIMS FOR JANUARY AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and account S1710 of the Self-Insurance Fund will be audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims submitted for January 11, 2017:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General		
Highway		
Job Development		
Self Insurance		

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims submitted for January 25, 2017:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General		
Highway		
Job Development		
Self Insurance		

Moved, Johnson; second,