



CONFERENCE SESSION

March 23, 2016

- 4:00 p.m. John Papponetti, Vice President of LaBella Associates
Update on Bridge and Culvert Studies in Orleans County
- 4:15 p.m. Patti Kepner – Family Support Services Director/Director of Quality Services/Corporate Compliance and HIPAA Privacy Officer – ARC of Orleans County
ARC of Orleans Updates – CQL Accreditation

AGENDA

LEGISLATURE MEETING

March 23, 2016

4:30 p.m.



Call to Order

Pledge to the Flag and Invocation - Veteran David Kusmiersczak

Roll Call

Presentation of Communications

Treasurer's Report

Open Discussion – Legislators/Public Comment on Resolutions

Presentation of Resolutions:

104. Authorizing Payments from Capital Project Infrastructure Project Accounts (Eick)
105. Approving Agreement between the Highway Department and Doritex Corporation (Eick)
106. Awarding Bids for Various Materials and Commodities for Highway Department (Eick)
107. Authorizing Purchase and Approving Agreement between Buildings and Grounds and Gerster Trane (Eick)
108. Approving Agreement Extensions between Orleans County Board of Elections and New York State Board of Elections (Eick)
109. Authorizing Director of Job Development to Apply for GLOW-WIB Youth Funding (Miller)
110. Authorizing the Orleans County Legislature to Execute Attestation Confirming that 2% Funding Increases will be used to support Salary and Salary-Related Fringe Benefit Costs of Certain Orleans County Office for the Aging Staff and/or Staff of Not-For-Profit Providers Contracted by the Orleans County Office for the Aging (Miller)
111. Approving Agreements between Office for the Aging and ErieNiagara MLTCP, Inc (Miller)
112. Authorizing Extension of Temporary Positions in Office for the Aging (Miller)
113. Approving Appointments to the Aging Advisory Council (Miller)
114. Approving Agreements between the Department of Social Services and Various Agencies (Miller)

115. Approving Lease and Service Agreements between the Orleans County Department of Social Services and MailFinance (Miller)
116. Authorizing Abolishing, Creating, and Filling Positions in the Department of Social Services (Miller)
117. Authorizing Abolishing, Creating and Filling Positions in the Veterans Service Agency (Miller)
118. Approving Agreements between Health Department and Various Agencies (Allport)
119. Authorizing Out of State Travel for Public Health Employee (Allport)
120. Approving Household Hazardous Waste Collection Agreement (DeRoller)
121. Authorizing Publication of Notice of 30-Day Comment Period for Review of Orleans County Consolidated Agricultural District No. 1 (C-1) (DeRoller)
122. Setting Date of Public Hearing for Consolidated Agricultural District No. 1 (C-1) (DeRoller)
123. Authorizing Purchase and Approving Agreement between Planning and Development Department and Corrosion Products and Equipment for Fish Grinder at County Marine Park (DeRoller)
124. Authorizing Aquisition and Approving Lease Contract between Orleans County and American Capital 1 (Johnson)
125. Authorizing Aquisition and Approving Business Agreement between Orleans County and Time Warner Cable Business Class Division (Johnson)
126. Authorizing Treasurer to Set Up Funds from Reserve Account to Central Repair Account (Johnson)
127. Approving Lease of a Chevy Tahoe for the Sheriff's Office/Patrol with Joe Basil Chevrolet and Authorizing Lease Agreement with First Niagara Leasing Inc. (Johnson)
128. Approving Purchase of Transport Van for Sheriff's Office/Jail and Authorizing Lease Agreement with First Niagara Leasing Inc. (Johnson)
129. Authorizing Sheriff to Apply for Grant Funding through New York State Canal Corporation (Johnson)
130. Authorizing Jail Superintendent to Apply for Bureau of Justice Assistance FY16 Grant (Johnson)
131. Authorizing Filling Vacancies in Sheriff's Office for Animal Control and Marine Patrol (Johnson)
132. Approving Purchase from Sheriff's Office Budget For STOP DWI Program (Johnson)
133. Approving Appointments to the STOP DWI Committee (Johnson)
134. Approving Contract Extension Agreement with the Orleans County Deputy Sheriff's Association (Johnson)
135. Supporting Efforts to Improve Probation and Alternative to Incarceration in New York State in Order to Protect the Public and Reduce Reliance on Prisons and Jails (Johnson)
136. Approving Extension of Agreement between Public Defender and NYS Office of Legal Services (Johnson)
137. Authorizing to Continue Participation and Accept Grant from NYS Department of Homeland Security and Emergency Services with Orleans County Office of Emergency Management and Sheriff's Office (Johnson)
138. Authorization to Complete Emergency Work with Microwave Path (Johnson)
139. Approving Renewal Agreement between Orleans County and Park Strategies, LLC (Johnson)
140. Appointing New Members to the Orleans County Board of Ethics (Johnson)
141. Authorizing Payment of Claims for April Against the County (Johnson)

Add on Resolution (s):

142. Authorizing Payment of Tourism Matching Funds to Greater Niagara Region (DeRoller)
143. Authorizing Computers to be Leased from a Certified ASBO Financial Instituiton through an Authorized ReSeller and Approving Agreement between Orleans County and American Capital 1 (Johnson)

Old Business

Adjournment

RESOLUTIONS:

RESOLUTION NO. 104-316**AUTHORIZING PAYMENTS FROM CAPITAL PROJECT INFRASTRUCTURE PROJECTS ACCOUNT**

RESOLVED, that this Legislature authorizes the following payment(s) to be made from account H5120.250, Capital Project – Infrastructure Project – Bridge Replacement Program:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$7,397.02	Barton & Loguidice, DPC	Prof. Services for East Scott Road over Fish Creek – Inv #
\$1,033.00	Barton & Loguidice, DPC	Prof. Services for East Scott Road over Fish Creek – Inv #81770 – Prof Serv through 2/20/16

FURTHER RESOLVED, that this Legislature authorizes the following payment(s) to be made from account H5120.254, Capital Project – Infrastructure Project – Mental Health Generator:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$2,097.64	Suburban Electric	Mental Health Generator Transfer Switch charge for labor and materials

Moved, Eick; second,

RESOLUTION NO. 105-316**APPROVING AGREEMENT BETWEEN THE HIGHWAY DEPARTMENT AND DORITEX CORPORATION**

RESOLVED, that this Legislature approves an agreement between the Highway Department and Doritex Corporation, 11980 Walden Ave, Alden, NY 14004 for the provision of textile cleaning services at a cost of \$2,295.80 per year; with no more than an 8% increase each year effective May 1, 2016 through April 30, 2019.

Moved, Eick; second,

RESOLUTION NO. 106-316**AWARDING BIDS FOR VARIOUS MATERIALS AND COMMODITIES FOR HIGHWAY DEPARTMENT**

WHEREAS, the Orleans County Highway Department sought bids for various materials and commodities for the years 2016-2017; and

WHEREAS, such bids have been received, opened and reviewed to determine the lowest responsible bidder for each material and commodity; be it

RESOLVED, that the bids for the various materials and commodities be awarded to the low bidders named on schedules for the dollar amounts per unit shown on such schedules, subject to the approval of the County Attorney.

Moved, Eick; second,

RESOLUTION NO. 107-316

AUTHORIZING PURCHASE AND APPROVING AGREEMENT BETWEEN BUILDINGS AND GROUNDS AND GERSTER TRANE

RESOLVED, that this Legislature authorizes an agreement from Gerster Trane, 45 Earhart Drive, Buffalo NY 14221 for the purchase and service of installing the Niagara AX Framework Head-end/HVAC Controls with an annual cost of \$9,818 beginning April 1, 2016 - March 31, 2022- Project to be paid in quarterly payments of \$2,454.50 from the capital budget account 1620.470 Buildings & Grounds (US Communities Contract #15-JLP-023) to be installed at each of the following locations and integrated to control equipment per the proposal # 48-20008/-16-001 at the following county locations

:

Courthouse: 4 Air Handlers, 2 Boilers, 1 Chiller, 16 Vav's, 7 Exhaust Fans.

Mental Health Bldg: 2 Air Handlers, 2 Boilers, 1 Chiller, 26 Vav's.

COB: 2 Air Handlers, 2 Boilers, 1 Chiller, 2 Exhaust Fans.

Moved, Eick; second,

RESOLUTION NO. 108-316

APPROVING AGREEMENT EXTENSIONS BETWEEN ORLEANS COUNTY BOARD OF ELECTIONS AND NEW YORK STATE BOARD OF ELECTIONS

RESOLVED, that this Legislature approves the Appendix X agreement extensions between the Orleans County Board of Elections and the New York State Board of Elections, 40 North Pearl St, Albany, NY extending the period effective April 1, 2016 through March 31, 2017 that funds are available to the local board of elections for the following:

Contract #C003236 — HAVA Operations Expenses Shoebox Program — Original Funding amount of \$179,599.49 (Res. No. 160-412); current balance \$152,314.33.

Contract #T002560 — Voter Education and Poll Worker Training Program — Original Funding amount of \$23,131 (Res. No. 123-307); current balance \$4,226.02.

FURTHER RESOLVED, that this Legislature authorizes the Chairman to execute the Appendix X extensions and acknowledges that all other provisions of said agreements shall remain in full force and effect.

Moved, Eick; second,

RESOLUTION NO. 109-316

AUTHORIZING DIRECTOR OF JOB DEVELOPMENT TO APPLY FOR GLOW WDB YOUTH PROGRAM SERVICES GRANT

RESOLVED, that this Legislature authorizes the Director of Job Development to apply for WIOA Youth Program Services grant for Program Year 2016 through the GLOW Workforce Development Board (WDB) up to the maximum amount allowable and as outlined in the GLOW WDB Request for Proposals, effective July 1, 2016 through June 30, 2017; and be it

FURTHER RESOLVED, that the County Chairman is hereby authorized to execute the agreement and all related documents associated with this grant, subject to review by the County Attorney and Chief Administrative Officer.

Moved, Miller; second, ,

RESOLUTION NO. 110-316

AUTHORIZING THE ORLEANS COUNTY LEGISLATURE TO EXECUTE ATTESTATION CONFIRMING THAT 2% FUNDING INCREASES WILL BE USED TO SUPPORT SALARY AND SALARY-RELATED FRINGE BENEFIT COSTS OF CERTAIN ORLEANS COUNTY OFFICE FOR THE AGING STAFF AND/OR STAFF AT NOT-FOR-PROFIT PROVIDERS CONTRACTED BY THE ORLEANS COUNTY OFFICE FOR THE AGING

Pursuant to Part I of Chapter 60 of the New York State Laws of 2014.

WHEREAS, the New York State 2015-2016 enacted budget included funding for the provision of a 2% increase in annual salary and salary-related fringe benefit costs for Direct Support and Direct Care staff and Clinical staff at municipal and not-for-profit providers effective January 1, 2015, and

WHEREAS, additionally, the statute provides for an additional 2% increase for these staff effective April 1, 2015, and

WHEREAS, the statute requires each provider to submit an attestation confirming that the funding increases will be used solely to support salary and salary-related fringe benefit increases, now, therefore, be it

RESOLVED, that the Orleans County Legislature, and hereby is, authorized and directed to execute an attestation certifying that the State-aid funding for Direct Care Worker Program provided to Orleans County will be used solely to provide salary increases and salary-related fringe benefit increases for direct care staff and direct support professionals as defined by the Director of the New York State Office for the Aging. County Cost \$0.

Moved, Miller; second,

RESOLUTION NO. 111-316

APPROVING AGREEMENTS BETWEEN OFFICE FOR THE AGING AND ERIENIAGARA MLTCP, Inc.

RESOLVED, that this Legislature does hereby authorize the following agreement between the Orleans County Office for the Aging and ErieNiagara MLTCP, Inc., 2424 Niagara Falls Blvd, Niagara Falls, NY 14304 - OFA subcontractor to provide Meals on Wheels and/or Personal Emergency Response System from April 1, 2016 to May 31, 2017 to clients needing services, ErieNiagara, MLTCP, Inc. will reimburse Orleans County Office for the Aging per home delivered meal and for Personal Emergency Response System. The county is

approving an agreement for an initial term of one year with up to four additional one year renewals, to be reviewed in 2021. County cost \$0 – Revenue Source.

Moved, Miller; second,

RESOLUTION NO. 112-316

AUTHORIZING EXTENSION OF TEMPORARY POSITION IN OFFICE FOR THE AGING

WHEREAS, Resolution 87-315 authorized a temporary part-time Aging Services Specialist position in the Office for the Aging effective April 1, 2015 through March 31, 2016; and

WHEREAS, the following position changes presented herewith will be contingent upon the availability of receiving additional OFA funding; now be it

RESOLVED, that this Legislature authorizes the extension of the temporary part-time Aging Services Specialist position in the Office for the Aging Department, to be effective through December 31, 2016.

Moved, Miller second,

RESOLUTON NO. 113-316

APPROVING APPOINTMENTS TO THE AGING ADVISORY COUNCIL

RESOLVED, that this Legislature approves the following appointments to the Office for the Aging Advisory Council for a three year term, effective April 1, 2016 through March 31, 2019. (* denotes final term)

*Nancy Mack, 345 South Main Street, Albion, NY 14411

Moved, Miller; second,

RESOLUTION NO. 114-316

APPROVING AGREEMENTS BETWEEN 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:

Children’s Home of Wyoming Conference, Binghamton, NY for the provision of residential foster care services; to be effective May 1, 2016 through April 30, 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.

ARC of Orleans County, Albion, NY for the provision of Consumer Directed Personal Care Assisted Program; to be effective May 1, 2016 through April 30, 2017 at rates established by the NYS Department of Health. County cost is \$0

Greater Rochester Collaborative MSW Program, Rochester, NY for an intern agreement among Nazareth College, Brockport College, and Orleans County Department of Social Services; to be effective June 12, 2016 through June 11, 2017. County cost will be \$0.

Orleans County Attorney, Medina, NY for the provision of 1.25 part-time attorneys assigned to Social Services; to be effective January 1, 2016 through December 31, 2016 at a cost of \$90,546. County cost is \$31,085

Orleans County Attorney, Medina, NY for the provision of 1 part-time attorney assigned to Social Services; to be effective January 1, 2015 through December 31, 2015 at a cost of \$53,262. County cost is \$18,109

Moved, Miller; second,

RESOLUTION NO. 115-316

APPROVING LEASE AND SERVICE AGREEMENTS BETWEEN THE ORLEANS COUNTY DEPARTMENT OF SOCIAL SERVICES AND MAILFINANCE

RESOLVED, that this Legislature approves a lease agreement between the Orleans County Department of Social Services and MailFinance, 478 Wheelers Farms Rd, Milford, CT 06461 to provide a 63 month lease on a postage meter to be used by the Department of Social Services at a monthly cost of \$220.37 billed quarterly effective May 1, 2015 through August 1, 2021.

FURTHER RESOLVED, that this Legislature approves a service agreement between the Orleans County Department of Social Services and Lineage, 150 Lawrence Bell Drive, Suite 100, Williamsville, NY 14221 for a postage meter with cost included in the monthly lease payment to MailFinance effective May 1, 2015 through August 1, 2021; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the Chairman to execute the appropriate agreements for the lease and service of the postage meter and equipment.

Moved, Miller; second,

RESOLUTION NO. 116-316

AUTHORIZING ABOLISHING AND CREATING AND FILLING POSITIONS IN THE DEPARTMENT OF SOCIAL SERVICES

WHEREAS, the Department of Social Services continuously reviews staffing to provide more efficient operation of County business due to recent retirements and resignations; and be it

RESOLVED, that this Legislature does hereby abolish a full-time Sr. Caseworker position (6010.0207) upon the position being vacated; and be it

RESOLVED, that this Legislature does hereby abolish a full-time Legal Assistant position (6010.2011) upon the permanent appointment of the Sr. Legal Assistant; and be it

FURTHER RESOLVED, that this Legislature does hereby create in the Department of Social Services a full-time Caseworker position at the Grade 16 of the CSEA Salary Schedule effective March 30, 2016

FURTHER RESOLVED, that this Legislature does hereby create in the Department of Social Services a full-time Sr. Legal Assistant position at the Grade 15 of the CSEA Salary Schedule effective March 24, 2016.

Moved, Miller; second,

RESOLUTION NO. 117-316

AUTHORIZING ABOLISHING, CREATING AND FILLING POSITIONS IN THE VETERANS SERVICE AGENCY

WHEREAS, the annual Salary Review Policy has begun; and

WHEREAS, a position duty statement was submitted to the Personnel Director and it has been determine that the position should be a new title; now be it

RESOLVED, that this Legislature does here by abolish a full-time Senior Keyboard Specialist position (6510.03) in the Veterans Service Agency upon the permanent appointment of the Veteran Service Agency Assistant; and be it

FURTHER RESOLVED, that this Legislature does hereby create a full time Veterans Service Agency Assistant position at the Veterans Service Agency at Grade 12 of the CSEA Salary Schedule effective March 24, 2016.

FURTHER RESOLVED, that this Legislature does hereby fill this newly created vacant position effective March 24, 2016.

Moved, Miller; second,

RESOLUTION NO. 118-316

APPROVING AGREEMENTS BETWEEN HEALTH DEPARTMENT AND VARIOUS AGENCIES

RESOLVED, that this Legislature does hereby approve the following agreements between the Health Department and the following agencies:

Bornhava, 25 Chateam Terrace, Buffalo, NY 14226 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.

Venesky & Company, 6114 Rt. 31, Cicero, NY 13039 to provide the compilation and entry of information needed to complete the required Medicaid Cost Report for the Pre-School program for calendar years 2016 through 2018. This project will be \$4,500 for 2016, with an increase of \$500 in 2017, and \$500.00 in 2018 . County cost 100%.

Erie County Public Health Lab,503 Kensington Ave, Buffalo NY 14214 to provide Lab Services for Public Health Nursing and the Environmental Health Water Program. Contract reimbursement from NYS Water Grant

fees and State Aid. Reimbursement in accordance with the most current fee schedules for environmental and clinical testing services. 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, cost is \$1.60 per mile, reimbursement through State Aid. County cost \$0.

Moved, Allport; second,

RESOLUTION NO. 119-316

AUTHORIZING OUT OF STATE TRAVEL FOR PUBLIC HEALTH EMPLOYEE

RESOLVED, that this Legislature authorizes Out of State Travel for Mary Ellen Messmer, Supervising Public Health Nurse in the Public Health Department to attend the TB Intensive Workshop in Newark New Jersey from April 4th through April 9th, 2016. All costs covered by New York State Department of Health Scholarship. County cost \$0.

Moved, Allport; second,

RESOLUTION NO. 120-316

APPROVING HOUSEHOLD HAZARDOUS WASTE COLLECTION AGREEMENT

WHEREAS, this Legislature desires to conduct a Household Hazardous Waste Collection on August 6, 2016 to provide County residents safe and convenient disposal of household hazardous wastes, and

WHEREAS, the County cost is dependent upon the amount of waste collected according to the following formula as identified in the vendor's proposal:

Aerosol Cans	\$.75 per pound
Anti-Freeze	\$.16 per pound
Chemicals (labpacks)	\$1.00 per pound
Corrosive Acids	\$1.00 per pound
Corrosive Bases	\$1.00 per pound
Fluorescent Tubes	\$.75 per pound
Household Cleaners	\$1.00 per pound
Miscellaneous Chemicals (reactives)	\$2.95 per pound
Oil Base Paints (liquids)	\$.20 per pound
Oil Base Paints & Varnishes (sludges)	\$.19 per pound
Oil Filters	\$.09 per pound
Organic Liquids	\$.19 per pound
Oxidizers	\$1.00 per pound
Pesticides/Insecticides	\$1.05 per pound
Pesticides/Insecticide (dioxin precursors)	\$1.05 per pound
Poisons	\$1.00 per pound
Resins & Adhesives	\$.35 per pound
Waste Oil	\$.09 per pound

RESOLVED, that this Legislature approves an agreement with Environmental Enterprises, Inc, 4650 Spring Grove Road, Cincinnati, Ohio 45232 for the 2016 Orleans County Household Hazardous Waste Collection Program.

Moved, DeRoller; second,

RESOLUTION NO. 121-316

AUTHORIZING PUBLICATION OF NOTICE OF 30-DAY COMMENT PERIOD FOR REVIEW OF ORLEANS COUNTY CONSOLIDATED AGRICULTURAL DISTRICT NO. 1 (C-1).

RESOLVED, that this Legislature hereby authorizes the publication of the Notice of 30-Day Comment Period for the consolidation and eight-year anniversary review of Orleans County Consolidated Agricultural District No. 1 (C-1) in portions of all towns in Orleans County.

Moved, DeRoller; second,

RESOLUTION NO. 122-316

SETTING DATE OF PUBLIC HEARING FOR CONSOLIDATED AGRICULTURAL DISTRICT NO. 1 (C-1)

RESOLVED, that the public hearing for the eight year review of Orleans County Consolidated Agricultural District No. 1 (C-1), which encompasses portions of all towns, will be held 27th day of July at 4:15 PM at the Legislative Chambers, 3 South Main Street, Albion, New York, and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall publish notice of said hearing in the official County newspaper.

Moved, DeRoller; second,

RESOLUTION NO. 123-316

AUTHORIZING PURCHASE AND APPROVING AGREEMENT BETWEEN PLANNING AND DEVELOPMENT DEPARTMENT AND CORROSION PRODUCTS AND EQUIPMENT FOR FISH GRINDER FOR COUNTY MARINE PARK

WHEREAS, the fish grinder at the County Marine Park has been identified as a valuable service that supports the local sport fishing economy and help keeps waters and shorelines clear of fish carcasses; and

WHEREAS, replacement of the existing fish grinder at said Marine Park was included in the most recent County Capital Plan due to its unreliability, age, and increasing cost of maintenance; now be it

RESOLVED, that this Legislature authorizes the Department of Planning and Development to purchase JWC Model 3-HYDRO-IX-1206 industrial grinder in the amount of \$22,324 (PO #57204) from, be paid from Marine Park Account A7180.270 – Capital Equipment; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman to execute an agreement with Corrosion Products & Equipment, Inc, 110 Elmgrove Park, Rochester, NY 14624 to provide the installation of this industrial grinder at the Orleans County Marine Park.

Moved, DeRoller; second,

RESOLUTION NO. 124-316

AUTHORIZING PURCHASE AND APPROVING LEASE CONTRACT BETWEEN ORLEANS COUNTY AND AMERICAN CAPITAL 1

WHEREAS, this Legislature is aware of the current state of the aging telephone systems in the Orleans County Government and the devastating consequences of phone system loss, and

WHEREAS, this Legislature desires to replace the multiple, disparate phone systems with a robust unified phone, messaging and voicemail platform infrastructure; now be it

RESOLVED, that this Legislature approves the lease agreement between Orleans County and American Capital 1, 2015 Ogden Avenue, Suite # 400, Lisle, IL 60532, establishing a lease program for the purchase of a Digium Voice Over Internet Protocol phone system being sold by CDW-G, 75 Remittance Drive, Suite #1515, Chicago, IL 60675-1515, a qualified Digium reseller, for \$89,353.58, and as specified in the lease contract, to pay four (4) yearly lease payments of \$23,863.28 with a \$1.00 buyout option at the end of the lease. This agreement is to be initially paid from Computer Services Account A1680.270 – Capital Equipment; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute the Business Lease Agreement (XXXX), with American Capital 1, 2015 Ogden Avenue, Suite # 400, Lisle, IL 60532, subject to the review and approval of the County Attorney and Chief Administrative Officer, effective April 1st, 2016 through the end of the lease contract period dated March 31st, 2020.

Moved, Johnson; second,

RESOLUTION NO. 125-316

AUTHORIZING PURCHASE AND APPROVING BUSINESS AGREEMENT BETWEEN ORLEANS COUNTY AND TIME WARNER CABLE, BUSINESS CLASS DIVISION

WHEREAS, this Legislature is aware of the need for greater telecommunications and data communications between the multiple campuses of Orleans County Government, and

WHEREAS, this Legislature desires to establish a more robust system in place to allow more reliable and economical infrastructure improvements; now be it

RESOLVED, that this Legislature approves the agreement between Orleans County and Time Warner Cable, Business Class Division to establish and provision a point to point circuit between the Public Safety Building, 13925 Route 31 West, Albion, NY and the Clerks Building, 3 South Main Street, Albion, NY, for a contract period of five (5) years minimum at a cost of \$13,680.00 per contract year to be paid from Computer Services Account A1680.270 – Capital Equipment; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute the Business Agreement (XXXXXXXXXX) with Time Warner Cable, Government & Education, 425 Michigan Avenue, Buffalo, NY 14203, subject to the review and approval of the County Attorney and Chief Administrative Officer, effective May 1st, 2016 through the end of the contract period dated April 30, 2021.

Moved, Johnson; second,

RESOLUTION NO. 126-316

AUTHORIZING TREASURER TO SET UP FUNDS FROM RESERVE ACCOUNT TO CENTRAL REPAIR ACCOUNT

WHEREAS, funds in the amount of \$22,900.19 from the 2015 Equipment Repair/Communications Repair Accounts have been reverted to the County's Reserve Account; and

WHEREAS, said funds must be segregated and carried forward to meet state auditing requirements; be it

RESOLVED, that the County Treasurer is hereby authorized to set up funds from the reserve account in the amount of \$19,758.08 to Equipment Repair Account A1615.443 – Central Repairs to Office Equipment, and the amount of \$3,142.11 to Account A1615.453 – Communications Repair Account.

Moved, Johnson; second,

RESOLUTION NO. 127-316

APPROVING AQUISITION OF A CHEVY TAHOE FOR THE SHERIFF'S OFFICE/PATROL WITH JOE BASIL CHEVROLET AND AUTHORIZING LEASE AGREEMENT WITH FIRST NIAGARA LEASING INC.

RESOLVED, that this Legislature authorizes the acquisition of a 2016 Chevrolet Tahoe 4wd, 4 door in the amount of \$45,850.35 from Joe Basil Chevrolet, Inc, 5111 Transit Rd, Depew, NY 14043, to be used for patrol and to be paid from Sheriff's budget A3110.270 – Capital Equipment; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute a Lease Agreement between he Sheriff's Office and First Niagara Leasing Inc, 726 Exchange Street, Ste, 900, Buffalo, NY 14210; authorizing 3 annual lease payments of \$15,864.17 at an interest rate of 3.849%.

Moved, Johnson; second,

RESOLUTION NO. 128-316

APPROVING AQUISITION OF A TRANSPORT VAN FOR SHERIFF'S OFFICE/JAIL AND AUTHORIZING LEASE AGREEMENT WITH FIRST NIAGARA LEASING INC.

RESOLVED, that this Legislature approves the acquisition of a 2016 Chevrolet Express Cargo Van for the Orleans County Jail, equipped with prisoner transport insert, from Joe Basil Chevrolet, Inc., 5111 Transit Road, Depew, NY 14043, at a total purchase cost of \$57,392.08 to be paid from account A3110.270-Capital Equipment; and be it

FURTHER RESOLVED, that this Legislature authorizes a four-year lease agreement between the Sheriff's Office and First Niagara Leasing, Inc., 726 Exchange Street, Suite 900, Buffalo, NY 14210, in annual payments of \$14,348.02 to be paid for in 2016, 2017, 2018 and 2019 from Sheriff's budget account from A3110.270 - Capital Equipment in the amount of \$3,338.02; and \$11,000 from Jail Budget A3150.270 – Capital Equipment; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute the lease agreement subject to the review and approval of the County Attorney and Chief Administrative Officer.

Moved, Johnson; second,

RESOLUTION NO. 129-316

AUTHORIZING THE SHERIFF TO APPLY FOR GRANT FUNDING THROUGH THE NEW YORK STATE CANAL CORPORATION

RESOLVED, that this Legislature authorizes the Sheriff to apply for funding through the New York State Canal Corporation in the amount of \$10,000 for the period April 1, 2016 through March 31, 2017 for the purpose of funding marine patrols on the Erie Canal and Canalway Trail.

Moved, Johnson; second,

RESOLUTION NO. 130-316

AUTHORIZING THE JAIL SUPERINTENDENT TO APPLY FOR BUREAU OF JUSTICE ASSISTANCE FY16 GRANT

RESOLVED, that this Legislature authorizes the Orleans County Jail Superintendent to apply for the State Criminal Alien Assistance Program (SCAAP) grant (FY16) through the Bureau of Justice Assistance, 810 Seventh St NW, Washington D.C., 20531 to provide federal payments to stated and localities that incurred correctional officer salary costs for incarcerating undocumented criminal aliens with at least one felony or two misdemeanor convictions for violations of state or local law, and incarcerated for at least 4 consecutive days.

Moved, Johnson; second,

RESOLUTION NO. 131-316

AUTHORIZING FILLING VACANCIES IN THE SHERIFF'S OFFICE FOR ANIMAL CONTROL AND MARINE PATROL

RESOLVED, that this Legislature does hereby authorize the filling of the following vacancies in the Sheriff's office:

Animal Control Officer, part-time position (3510.03) in the Animal Control Department of the Sheriff's Office at Grade 19 at an hourly rate of \$13.92 effective March 24, 2016.

Deputy Sheriff -Marine Patrol Officer, part-time seasonal position (3110.36) in the Marine Patrol Division of the Sheriff's Office at Grade 25, Step 1, at a rate of \$13.41/hour, effective March 24, 2016.

Moved, Johnson; second,

RESOLUTION NO. 132-316

APPROVING PURCHASE FROM SHERIFF'S OFFICE BUDGET FOR STOP DWI PROGRAM

RESOLVED, this Legislature does hereby approve the purchase of equipment and supplies, to be used by local village police departments for DWI patrols and road checks, from Galls, LLC, 1340 Russell Cave Rd, Lexington, KY 40505. The quoted purchase cost of \$7,500 is to be paid from the STOP DWI Account A3315.432.

Moved, Johnson; second,

RESOLUTION NO. 133-316

APPROVING APPOINTMENTS TO THE STOP-DWI COMMITTEE

RESOLVED, that this Legislature approves the following appointments to the STOP-DWI Committee:

Randall Bower	Sheriff
Mike Mele	Chief Deputy
Chuck Nesbitt	Chief Administrative Officer
John DeFilippis	County Legislator/Public Safety Chairman
Joseph Cardone	District Attorney
Luci Taylor-Welch	Director of Probation
Roland Nenni	Albion & Holley Police Chief
Chad Kenward	Medina Police Chief
Kathy Hodgins	GCASA
Jocelyn Sikorski	Genesee County Youth Bureau

and be it,

FURTHER RESOLVED, that this Legislature approves the appointment of Randall Bower as Chairman of the STOP-DWI Committee.

Moved, Johnson; second,

RESOLUTION NO. 134-316

APPROVING CONTRACT EXTENSION AGREEMENT WITH THE ORLEANS COUNTY DEPUTY SHERIFF'S ASSOCIATION

RESOLVED, that this Legislature does hereby approve the extension of the existing collective bargaining agreement between Orleans County and the Orleans County Deputy Sheriff's Association, extending the existing terms through 2016 with a 2% increase for the year 2016.

Moved, Johnson; second,

RESOLUTION NO. 135-316

SUPPORTING EFFORTS TO IMPROVE PROBATION AND ALTERNATIVES TO INCARCERATION IN NEW YORK STATE IN ORDER TO PROTECT THE PUBLIC AND REDUCE RELIANCE ON PRISONS AND JAILS

WHEREAS, county Probation Departments are an integral part of the Criminal Justice System and operate within the legal framework of the Criminal Procedure Law, the Penal Law, and the Family Court Act; and

WHEREAS, it is the mission of Probation to protect the community through intervention in the lives of those under supervision by facilitating compliance with court orders and serving as a catalyst for positive change; and

WHEREAS, state funding for Probation was drastically reduced between 1990 and 2015 from a 46.5% State share in 1990 to less than 12% in 2015, putting a huge strain on counties and cost to county property taxpayers; and

WHEREAS, at the same time there have been increases in the number of mandated programs and services County Probation Departments are required to provide; and

WHEREAS, the New York State Council of Probation Administrators, representing NYS Probation Directors, Administrators and Commissioners has diligently worked with NYSAC and State leaders to bring more awareness to the important work that Probation does to protect the public.; now therefore be it

RESOLVED, that the New York State Association of Counties (NYSAC) supports proposals put forward by the Governor to immediately enact statutory and regulatory changes that improve Probation and Alternatives to Incarceration in the following ways:

- Eliminate the mandate that pre-sentence investigations must be conducted when a sentence of up to one year in jail has been negotiated.
- In response to Violation of Probation Petitions:
 - Require counties to develop swift, certain graduated responses
 - Require the courts to dispose of the VOP's within 90 days
- Enable Probation to administratively modify Conditions of Probation in the provision of graduated responses.
- Establish a dedicated funding stream for juvenile services provided directly to Probation through DCJS/OPCA.
- Eliminate the requirement for dual supervision of Ignition Interlock parolees by delegating direct supervision to NYS Parole only of defendants sentenced to DOCS.

and be it,

FURTHER RESOLVED, that certified copies of this Resolution be forwarded to the Governor of the State of New York, Deputy Secretary for Public Safety Terrance O'Leary, Senator Robert Ort, Assemblyman Stephen Hawley, Assemblywoman Jane Corwin, NYSAC, and all others deemed necessary and proper.

Moved, Johnson; second,

RESOLUTION NO. 136-316

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

WHEREAS, Resolution No. 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; now be it

RESOLVED, that this Legislature approves 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 May 31, 2016.

Moved, Johnson; second,

RESOLUTION NO. 137-316

AUTHORIZATION TO CONTINUE PARTICIPATION AND ACCEPT GRANT FROM NYS DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY SERVICES WITH ORLEANS COUNTY OFFICE OF EMERGENCY MANAGEMENT AND SHERIFF'S OFFICE.

WHEREAS, new funding opportunities have become available in the amount of \$105,000 to continue participation in the State Homeland Security Program grant cycle (SHSP/LETTP) for FY2016; now be it

RESOLVED, that this Legislature authorizes the Chairman to electronically sign e-grant SH16-_____, contract #C_____ in the amount of \$78,750 for the Emergency Management Office to use for regional preparedness efforts to address homeland security needs in the County based on the County Emergency Preparedness Assessment (CEPA) as allowed under FY2016 SHSP allocation effective September 1, 2016 through August 31, 2018; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman to electronically sign e-grant LE16-_____ ; contract #T_____ in the amount of \$26,250 for the Sheriff's Office to use towards law enforcement terrorism prevention activities under FY16 SLETPP allocation effective September 1, 2016 through August 31, 2019.

Moved, Johnson; second,

RESOLUTION NO. 138-316

AUTHORIZATION TO COMPLETE EMERGENCY WORK WITH THE MICROWAVE PATH

RESOLVED, that this Legislature approves the emergency service call by Finger Lakes Communications Co., Inc. to complete re-alignment work on the microwave path and repair a defective GPS2 unit in Clarendon, at a total cost of \$9,445 (PO#57144) to be paid from Emergency Management Account A3640.418 - Other Contractual.

Moved, Johnson; second,

RESOLUTION NO. 139-316

APPROVING RENEWAL AGREEMENT BETWEEN ORLEANS COUNTY AND PARK STRATEGIES, LLC

RESOLVED, that this Legislature approves a renewal agreement between Orleans County and Park Strategies, LLC, 121 State St, 3rd Floor, Albany, NY 12207, to provide Government Affairs Services for Orleans County, in the amount of \$5,000 per month; effective April 1, 2016 through March 31, 2017 to be paid from Legislature Account – A1010.418 – Other Contractual Expenses; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman to execute this agreement with Park Strategies, subject to the review and approval of the County Attorney and Chief Administrative Officer

Moved, Johnson; second,

RESOLUTION NO. 140-316

APPOINTING NEW MEMBERS TO THE ORLEANS COUNTY BOARD OF ETHICS

WHEREAS, this Legislature adopted Resolution No. 171-408 enacting Local Law 3 of 2008, Providing for a County Board of Ethics consisting of five members with staggered terms; and

RESOLVED, that this Legislature appoints the following new members to the County Board of Ethics with the following term expiration:

Name:	Address:	Term expires:
Julie Christensen	c/o 1932 Kendall Road, Kendall NY	12/31/2018
Darlene Waters	10481 Mill Rd, Medina, NY	12/31/2018

Replacing Jeffrey Evoy and Steve Lasch

Moved, Johnson; second,

RESOLUTION NO. 141--316

AUTHORIZING PAYMENT OF CLAIMS FOR APRIL 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 April 13, 2016:

Fund/Department	Check Number (s):	Amount:
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 April 27, 2016:

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

Moved, Johnson; second,

ADD ON RESOLUTION(S):

RESOLUTION NO. 142-316

AUTHORIZING PAYMENT OF TOURISM MATCHING FUNDS TO GREATER NIAGARA REGION

WHEREAS, Resolution No. 393-1115 authorized application for, and receipt of, State I Love New York Matching Funds which, in part, are committed to regional tourism promotion; now be it

RESOLVED, that this Legislature hereby authorizes payment of \$44,786 to the Greater Niagara Region, 210 E. Main St., Batavia, NY 14020, to be paid from Tourism Account 6410.468 - I Love New York Matching Funds, as it becomes available, with said amount to be expended for regional tourism promotion programs which may include the following:

- 4-County Country Byways
- 2-County Genesee/Orleans Program
- 5-County Greater Niagara Region
- 8-County Peace Garden Trail
- Lake Ontario Sportfishing Promotion
- Canal New York Business Alliance
- 26-County Haunted History Trail
- Seaway Trail National Scenic Byway

Moved, DeRoller; second,

RESOLUTION NO. 143-316

AUTHORIZING COMPUTERS TO BE LEASED FROM A CERTIFIED ASBO FINANCIAL INSTITUTION THROUGH AN AUTHORIZED RESELLER AND APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND AMERICAN CAPTIAL 1

WHEREAS, Orleans County has committed to the procurement of quality hardware for ongoing computer operations and Computer Services has aligned Orleans County with Dell as a workstation of choice, and

WHEREAS, the New York State Legislature has ceased agreement with Dell Financial Services, PO Box 6547, Carol Stream, IL 60197-6547 for aggregate purchases of hardware , and

WHEREAS, CDW-G, 75 Remittance Drive, Suite # 1515, Chicago, IL 60675-1515 is now a qualified reseller of Dell computer equipment and American Capital 1 is now a qualified financier of computer hardware; now be it

RESOLVED, that this Legislature approves the lease agreement between Orleans County and American Capital 1, 2015 Ogden Avenue, Suite # 400, Lisle, IL 60532, establishing a lease program for the purchase of 43 desktop computers, monitors and ancillary equipment being sold by CDW-G, 75 Remittance Drive, Suite #1515, Chicago, IL 60675-1515, a qualified Dell reseller, for \$29,971.00, and as specified in the lease contract, to pay four (4) yearly lease payments of \$8,043.65 with a \$1.00 buyout option at the end of the lease. This agreement is to be paid annually from multiple Orleans County department accounts AXXXX.220 – Office Equipment; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute the Business Lease Agreement (XXXX), with American Capital 1, 2015 Ogden Avenue, Suite # 400, Lisle, IL 60532, subject to the review and approval of the County Attorney and Chief Administrative Officer, effective May 1st, 2016 through the end of the lease contract period dated April 30th, 2019.

Moved, Johnson; second,