

CONFERENCE SESSION

April 26, 2017

- 4:00 p.m. Tim Archer and Albion Middle School Students
Recognizing WWI Soldiers from the Towns of Albion, Barre, Carlton ad Gaines
- 4:10 p.m. Edwin Moss – Director, Orleans County Computer Services
New Phone System Update
- 4:20 p.m. Lynne Menz – Manager of Orleans County Tourism
I Love Orleans County Drone Video

AGENDA

LEGISLATURE MEETING

April 26, 2017

4:30 p.m.

Call to Order

Pledge to the Flag and Invocation - Veteran David Kusmiersczak

Roll Call

Presentation of Communications

Proclamation - Motorcycle Safety and Awareness in May – Chuck Persons/Matt Tracy – Legislator DeFilipps

Proclamation – Western New York Armed Forces Week –Earl Schmidt - Legislator Allport

Proclamation – Foster Care Month - Tom Kuryla - Legislator Miller

Recognizing Donate Life Month –Lori Laine - Chairman Callard

Lyndonville High School Photography Winners - Victoria Wagner, Skyler Lear, Devon Allen and Jessica Smith – Legislator Johnson

Treasurer's Report

Open Discussion – Legislators/Public Comment on Resolutions

Presentation of Resolutions:

119. Authorizing Payments from Capital Project Infrastructure Projects Account (Eick)
120. Approving Agreements with the Villages for Shared Highway Services (Eick)
121. Approving Agreements with the Towns for Shared Highway Services (Eick)
122. Approving Agreement with the Highway Department and Orleans County Soil and Water Conservation District (Eick)
123. Authorizing Filling Vacancy in the Highway Department (Eick)
124. Authorizing Transfer of Funds into Buildings and Grounds Budget (Eick)
125. Authorizing Transfer of Funds into Buildings and Grounds Budget (Eick)
126. Approving Agreement Extension between Orleans County Board of Elections and New York State Board of Elections (Eick)
127. Authorizing the Chairman of the Orleans County Legislature to sign Memoranda of Understanding for the Workforce Innovation ad Opportunity Act in the Glow Workforce Development Area (Miller)
128. Approving an Agreement between Office for the Aging Department and VNA Homecare Options LLC (Miller)
129. Approving Agreements with the Department of Social Services and Various Agencies (Miller)
130. Authorizing Creating and Filling Positions in the Department of Social Services (Miller)
131. Authorizing Temporary Position in the Department of Social Services (Miller)

132. Establishing County Indigent Burial Rates (Miller)
133. Approving the 2017 Youth Bureau Resource Allocation Plan (Miller)
134. Approving Appointment to Orleans County Youth Board (Miller)
135. Amending Resolution No. 442-1216 between Mental Health and Amanda J. Lewis, NPP (Allport)
136. Authorizing Setting Up New Money in the Mental Health Department Budget (Allport)
137. Approving Re-appointment to the Community Services Board (Allport)
138. Rescinding Resolution No. 98-317 Concerning Health Department Budget (Allport)
139. Authorizing Out of State Travel for Health Department Employees (Allport)
140. Authorizing the Public Health Department to add a Cell Phone to the Verizon Account (Allport)
141. Approving Agreement between Wendel for Update of Kendall Yates Carlton Local Waterfront Revitalization Plan (DeRoller)
142. Approving Agreement with Environmental Enterprises Inc for Household Hazardous Waste Collection (DeRoller)
143. Awarding Bid and Approving Agreement with Delmar Electrical Construction Corporation for Electrical Infrastructure Improvements (Shore Power) at Orleans County Marine Park (DeRoller)
144. Authorizing Filling of Vacancy in the Department of Planning and Development (DeRoller)
145. Approving Appointment to the County Planning Board (DeRoller)
146. Authorizing Payment of Tourism Matching Funds to Greater Niagara Region (DeRoller)
147. Approving Intermunicipal Agreement with Genesee and Monroe Counties for the Black Creek Watershed Coalition (DeRoller)
148. Approving Extension of the Deferred Compensation Plan with Nationwide Retirement Solutions (Johnson)
149. Authorizing Treasurer to Set Up Funds from Reserve Account to Central Repair Account (Johnson)
150. Approving Agreement with Probation and New York State Department of Corrections and Community Supervision (DeFilipps)
151. Approving Probation Director to Apply for State Aid from the NYS Division of Probation and Correctional Alternatives (DeFilipps)
152. Authorizing Sheriff to Apply for Governor's Traffic Safety Grants (DeFilipps)
153. Authorizing Filling of Vacancy in the Office of Sheriff/Marine Patrol (DeFilipps)
154. Authorizing Filling Positions at the Orleans County Sheriff's Office (DeFilipps)
155. Authorizing Creation of a Temporary Full Time Position at the Orleans County Sheriff's Office/Jail (DeFilipps)
156. Approving Fee Schedule for the Orleans County Sheriff's Office (DeFilipps)
157. Authorizing Creating and Abolishing Positions in the Public Defender Office (DeFilipps)
158. Authorizing District Attorney to Amend Grant Award and Approving Agreement with New York State Office of Victim Services (DeFilipps)
159. Appointing Members to Emergency Medical Services Council (Johnson)
160. Appointing Members to Fire Advisory Board (Johnson)
161. Authorizing Expending Grant Funds in Emergency Management and Approving Treasurer to Set Up New Money in the Emergency Management Budget (Johnson)
162. Approving Employment Agreement with the Chief Administrative Officer (Johnson)
163. Authorizing Payment of Claims for May Against the County (DeRoller)

Old Business

Executive Session – Salary Review Report

Adjournment

RESOLUTIONS

RESOLUTION NO. 119-417

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>
\$14,873	Labella Associates	Prof. Serv.for Marshall Rd Bridge Repl.; 1/14/17-2/24/17; Inv #77081
\$11,857	Labella Associates	Prof. Serv. for Culvert Road Bridge Repl.; 1/14/17-2/24/17; Inv #77082

FURTHER RESOLVED, that this Legislature authorizes the following payment(s) to be made from account H5120.251, Capital Project – Infrastructure Project – Culvert Improvements:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$4,220	Labella Associates	Prof. Serv. for Millers Rd & E. Shelby Rd Culvert Design; 1/14/17-2/24/17; Inv #77083
\$129,162	Keeler Construction	Stored Materials – Platten Road Culvert Repl.; Pymnt 1

Moved, Eick; second,

RESOLUTION NO. 120-417

APPROVING AGREEMENTS WITH THE VILLAGES FOR SHARED HIGHWAY SERVICES

RESOLVED, that the Legislature approves agreements with the Villages of Albion, Holley, Lyndonville and Medina for the Sharing of Highway Services between the County and the Villages, including but not limited to renting, exchanging, or lending of highway machinery, tools and equipment, borrowing or lending supplies, provision of specific services and maintenance of machinery equipment; agreement effective May 1, 2017 through April 30, 2022.

Moved, Eick; second,

RESOLUTION NO. 121-417

APPROVING AGREEMENTS WITH THE TOWNS FOR SHARED HIGHWAY SERVICES

RESOLVED, that the Legislature approves agreements with the Towns of Albion, Barre, Carlton, Clarendon, Gaines, Murray, Ridgeway, Shelby, and Yates for the Sharing of Highway Services between the County and the Towns, including but not limited to renting, exchanging, or lending of highway machinery, tools and equipment, borrowing or lending supplies, provision of specific services and maintenance of machinery equipment; agreement effective May 1, 2015 through April 30, 2022.

Moved, Eick; second,

RESOLUTION NO. 122-417

APPROVING AGREEMENT WITH THE HIGHWAY DEPARTMENT AND ORLEANS COUNTY SOIL AND WATER CONVERSATION DISTRICT

RESOLVED, that this Legislature does hereby approve an Intermunicipal agreement with the Highway Department and the Orleans County Soil and Water Conversation District, 446 West Avenue, Albion, New York 14411 for a County-wide shared service agreement to strengthen the formation of the County Wide Drainage Program and reduce the amount of flood and poor drainage areas throughout the County effective March 1, 2017 through March 1, 2022.

Moved, Eick; second,

RESOLUTION NO. 123-417

AUTHORIZING FILLING VACANCY IN THE HIGHWAY DEPARTMENT

WHEREAS, there has been a retirement in the position of Deputy Highway Superintendent; now be it

RESOLVED, that this Legislature authorizes the Highway Superintendent to fill the vacancy created as a result; and be it

FURTHER RESOLVED, that this legislature authorizes the Chief Administrative Officer to negotiate salary up to Grade 10 step 7; and be it

FURTHER RESOLVED, that this legislature authorizes the Chief Administrative Officer to negotiate a level of seniority in recognition of experience up to ten years for the purpose of calculating health and vacation benefits in accordance with the Management Compensation Plan;

FURTHER RESOLVED, that the appointee must maintain residency in Orleans County.

Moved, Eick; second,

RESOLUTION NO. 124-417

AUTHORIZING TRANSFER OF FUNDS INTO BUILDINGS AND GROUNDS BUDGET

WHEREAS, Resolution No. 247-616 authorized Orleans County to engage in an agreement with Wendel, Centerpointe Corporate Park, 375 Essjay Road, Suite 200, Williamsville, NY, for the purpose of Phase 2 Design for construction of an addition to the County Office Building located at 14016 Route 31 West at a cost not to exceed \$70,000 including Time and Expenses, with such work to be completed and paid from the 2016 Buildings and Grounds Budget account A1620.418- Other Contractual Expenses.

WHEREAS, following fiscal year end 2016 closure billing had not been received and payment had not yet been made; therefore be it

RESOLVED, that this Legislature authorizes the County Treasurer to transfer funds into the Buildings and Grounds account as follows:

<u>From:</u>	
Future Infrastructure Reserve	\$70,000

Appropriation:

A1620.418

Other Contractual Expenses

\$70,000

Moved, Eick; second,

RESOLUTION NO. 125-417

AUTHORIZING TRANSFER OF FUNDS INTO BUILDINGS AND GROUNDS BUDGET.

WHEREAS, Resolution No. 393-1116 authorized Orleans County to engage in an agreement with Wendel, Centerpointe Corporate Park, 375 Essjay Road, Suite 200, Williamsville, NY, for professional services in the Geotechnical and Survey Services for the Administration Building Addition located at 14016 Route 31 West at a cost not to exceed \$13,500, with such work to be completed and paid from the 2016 Buildings and Grounds Budget account A1620.418- Other Contractual Expenses.

WHEREAS, following fiscal year end 2016 closure billing had not been received and payment had not yet been made; therefore be it

RESOLVED, that this Legislature authorizes the County Treasurer to transfer funds into the Buildings and Grounds account as follows:

<u>From:</u>		
Future Infrastructure Reserve		\$13,500
<u>Appropriation:</u>		
A1620.418	Other Contractual Expenses	\$13,500

Moved, Eick; second,

RESOLUTION NO. 126-417

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

RESOLVED, that this Legislature approves the Appendix X agreement extension 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, 2017 through March 31, 2018 that funds are available to the local board of elections for Contract #C003236 — HAVA Operations Expenses Shoebox Program — original funding amount of \$179,599.49 (Res. No. 160-412); current balance \$104,990.55; and be it

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. 127-417

AUTHORIZING THE CHAIRMAN OF THE ORLEANS COUNTY LEGISLATURE TO SIGN MEMORANDA OF UNDERSTANDING FOR THE WORKFORCE INNOVATION AND OPPORTUNITY ACT IN THE GLOW WORKFORCE DEVELOPMENT AREA

WHEREAS, the Chief Elected Officials (CEO's) of Genesee, Livingston, Orleans, and Wyoming Counties (GLOW) petitioned the Governor of the State of New York to designate the four County area as a

Workforce Innovation and Opportunity Area under the Workforce Innovation and Opportunity Act (WIOA) of 2014; and

WHEREAS, the Federal Workforce Innovation and Opportunity Act of 2014 mandates that each local Workforce Innovation and Opportunity Area create Memoranda of Understanding (MOU) regarding the operation of the local one-stop delivery system, including the roles and responsibilities of all GLOW WIOA system partners; and

WHEREAS, each required WIOA system partner must enter into a GLOW WIOA MOU with the GLOW Workforce Development Board (WDB) and the four County CEOs; and

WHEREAS, the Orleans County Legislature has designated the Orleans County Job Development Agency (OCJDA) as the provider of WIOA Title I Adult, Dislocated Worker, and Youth program services in Orleans County as part of the GLOW WDA system; now be it

RESOLVED, that the Orleans County Legislature does hereby authorize David Callard, Chair of the Orleans County Legislature, to sign the GLOW WIOA MOU as the CEO of Orleans County; and be it

FURTHER RESOLVED, that the GLOW WIOA MOU will be effective July 1, 2017 and will be renewed not less than once every three years, or until such time that the Workforce Innovation and Opportunity Act is repealed.

Moved, Miller; second,

RESOLUTION NO. 128-417

APPROVING AN AGREEMENT BETWEEN OFFICE FOR THE AGING DEPARTMENT AND VNA HOMECARE OPTIONS, LLC

RESOLVED, that this Legislature does hereby authorize the following agreement for the Office For The Aging and VNA Homecare Options, LLC, 1050 W. Genesee Street, Syracuse, NY - OFA subcontractor to provide Meals on Wheels and/or Personal Emergency Response System from May 1, 2017 to April 30, 2018 to clients needing services, VNA Homecare Options, LLC., will reimburse Orleans County Office for the Aging. The county is approving an agreement for an initial term of one year with up to four additional one year renewals. Revenue source, County cost is \$0.

Moved, Miller; second,

RESOLUTION NO. 129-417

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:

ARC of Orleans County, Albion, NY for the provision of Consumer Directed Personal Care Assisted Program; to be effective May 1, 2017 through April 30, 2018 at rates established by the NYS Department of Health. County cost is \$0

Gustavus Adolphus C&FS Jamestown, NY for the provision of residential foster care services; to be effective May 6, 2017 through May 5, 2018 at per diem rates as 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.

Moved, Miller; second,

RESOLUTION NO. 130-417

AUTHORIZING 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 authorize the filling of a full-time Caseworker position (6010.0228) in the Department of Social Services at Grade 16 of the CSEA Salary schedule effective June 26, 2017.

Moved, Miller; second,

RESOLUTION NO. 131-417

AUTHORIZING TEMPORARY POSITION IN THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature authorizes the creation and filling of a part-time temporary Social Welfare Examiner position (6010.0402) in the Department of Social Services at Grade 13 of the CSEA Salary schedule from April 3, 2017 through August 31, 2017 for implementation of the Home Energy Assistance Program (HEAP) (cooling season) to be reimbursed with 100% federal funds.

Moved, Miller; second,

RESOLUTION NO. 132-417

ESTABLISHING COUNTY INDIGENT BURIAL RATES

WHEREAS, the Department of Social Services, pursuant to Section 141 of the Social Services Law is required to pay for the burial of certain indigent persons (including indigent veterans); and

WHEREAS, the County wishes to establish a specified single rate that will be paid to funeral homes for such services; now be it

RESOLVED, that this Legislature hereby establishes the following indigent burial rate paid by the Department of Social Services and the Veterans Department, for the period June 1, 2017 through December 31, 2017 with modification from previous rates:

Orleans County proposes to pay each Funeral Director in agreement with the County the sum of \$1,850 per service. Friend, relative or other non-legally responsible relatives may supplement the cost of the above total amount by up to \$1,000.

In accordance with the Orleans County Indigent Burial/Cremation Policy, there will be no additional payments made by Orleans County for any additional services, which exceed the amount of \$1,850, for a Burial or Cremation.

Moved, Miller; second,

RESOLUTION NO. 133-417

APPROVING THE 2017 YOUTH BUREAU RESOURCE ALLOCATION PLAN

WHEREAS, the Orleans County Youth Bureau and Department of Social Services have developed a joint plan to be eligible for state aid from the New York State Office of Children and Family Services under the Child and Family Services Planning Guidelines; and

WHEREAS, the Orleans County Youth Board, Youth Bureau and Department of Social Services are desirous of continuing county comprehensive youth services planning efforts during 2017 which includes the allocation of resources to municipalities and community based agencies to the extent said funding is provided by NYS and with no expectation of direct Orleans County appropriation; and

WHEREAS, guidelines provided by the Office of Children and Family Services for applying for said eligibility have been satisfactorily completed by the Orleans County Youth Bureau and the Committee on Economic Assistance and Opportunity does recommend approval at this time; now be it

RESOLVED, that the Orleans County Legislature does hereby authorize the Chairman to execute such documents as are deemed necessary to effect the 2017 Orleans County Youth Bureau Resource Allocation Plan and the Child and Family Services Plan with the New York State Office of Children and Family Services.

Moved, Miller; second,

RESOLUTION NO. 134-417

APPROVING APPOINTMENT TO ORLEANS COUNTY YOUTH BOARD

WHEREAS, the Orleans County Youth Board does recommend an appointment to said Orleans County Youth Board at this time; now be it

RESOLVED, that this Legislature approves the appointment of Harrison Brown, 1301 Oak Orchard River Rd., Albion, NY 14411 as a new appointment to serve on the Orleans County Youth Board beginning May 1, 2017 through April 30, 2020.

Moved, Miller; second,

RESOLUTION NO. 135-417

AMENDING RESOLUTION NO. 442-1216 BETWEEN MENTAL HEALTH AND AMANDA J. LEWIS, NPP

WHEREAS, Resolution No. 442-1216 approved an agreement between Mental Health and Amanda J. Lewis, NPP; and

WHEREAS, Amanda J. Lewis, NPP is requesting that the above agreement be amended to reflect that she is now working under her PLLC (AJL NP in Psychiatry, PLLC), 56 Beresford Road, Rochester, NY 14610; be it

RESOLVED, that this Legislature authorizes this amendment to this agreement reflecting AJL NP in Psychiatry, PLLC as the contractor, effective April 27, 2017.

Moved, Allport; second,

RESOLUTION NO. 136-417

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 to pass through money for Suicide Coalition as follows:

<u>Revenue:</u>		
A1625	Misc. Revenue	\$4,500
<u>Appropriation:</u>		
A4310.402	Suicide Prevention Coalition	\$4,500

and be it,

FURTHER RESOLVED, that the County Treasurer is authorized to set up new monies in the Mental Health Department budget to pay for 1st installment of new telephones follows:

<u>Revenue:</u>		
Miscellaneous Reserve		\$3,084.06
<u>Appropriation:</u>		
A4310.421	Telephone	\$3,084.06

Moved, Allport; second,

RESOLUTION NO. 137-417

APPROVING RE-APPOINTMENT TO THE COMMUNITY SERVICES BOARD

RESOLVED, that this Legislature approves the re-appointment of Bonnie Malakie to the Community Services Board, waiver to serve a fourth term to begin May 31, 2017 and ending May 30, 2021.

Moved, Allport; second,

RESOLUTION NO. 138-417

RESCINDING RESOLUTION NO. 98-317 CONCERNING HEALTH DEPARTMENT BUDGET

RESOLVED, that this Legislature rescinds Resolution No. 98-317 due to a duplicate budget adjustment request to set up new money in the Public Health Budget for grant funds received.

Moved, Allport; second,

RESOLUTION NO. 139-417

AUTHORIZING OUT OF STATE TRAVEL FOR HEALTH DEPARTMENT EMPLOYEES

RESOLVED, that this Legislature does hereby authorize out of state travel by Francisco Meza-Aguero, to attend Environmental Health Training in Emergency Response at the Center for Domestic Preparedness in

Anniston, Alabama from May 14, 2017 to May 20, 2017 or at the fall session if class registration fills up. All costs are covered by FEMA. No County Cost; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize out of state travel by Shannyn Sanger, Senior Public Health Sanitarian, to attend the National Environmental Health Association Annual Education Conference from July 10, 2017 to July 14, 2017 in Grand Rapids, Michigan. Costs covered by a NEHA Scholarship and State Aid. No County Cost; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize out of state travel for two Public Health Sanitarians to attend the 2017 Northeast Region Annual Food Protection Seminar in South Burlington, Vermont from August 22, 2017 to August 25, 2017. All costs covered with funds received from the Voluntary National Retail Food Regulatory Program Standards grant program. No County Cost; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize out of state travel by Mary Ellen Messmer, Supervising Public Health Nurse, to attend the 2017 Midwest Stream Forum for Agricultural Worker Health in Grand Rapids, Michigan from September 17, 2017-September 20, 2017. All costs covered with NYS Migrant Health Grant funds. No County Cost.

Moved, Allport; second,

RESOLUTION NO. 140-417

AUTHORIZING THE PUBLIC HEALTH DEPARTMENT TO ADD A CELL PHONE TO THE VERIZON ACCOUNT

RESOLVED, that this Legislature does hereby authorize the Orleans County Public Health Department to add a cell phone to the Verizon account, to be paid per month from Early Intervention Budget Account A4059.401 – Cellular Phones

FURTHER RESOLVED, that this Legislature approves the Cellular Phone Use Agreements for the following positions - 4010.34, 4010.35, 4010.39 in the Early Intervention program that will be using this Verizon cell phone.

Moved, Allport; second,

RESOLUTION NO. 141-417

APPROVING AGREEMENT WITH WENDEL FOR UPDATE OF KENDALL YATES CARLTON LOCAL WATERFRONT REVITALIZATION PLAN

WHEREAS, the County, in conjunction with the Towns of Kendall, Yates, and Carlton, desire to update their Local Waterfront Revitalization Plan to continue to achieve community consensus and clear direction for appropriate future development along the Lake Ontario shoreline in Orleans County; and

WHEREAS, the hiring of a consultant to provide professional services to revised said Plan is stipulated in State Contract T1000726 and a Selection Committee has reviewed consultant written proposals, witnessed their presentations, and submitted its recommendation; therefore be it

RESOLVED, that this Legislature approves an agreement between Planning and Development and Wendel, Centerpointe Corporate Park, 375 Essay Rd., Suite 200, Williamsville, NY 14221 in the amount of \$40,000 to update the Kendall-Yates-Carlton Local Waterfront Revitalization Plan.

Move, DeRoller; second,

RESOLUTION NO. 142-417

APPROVING AGREEMENT WITH ENVIRONMENTAL ENTERPRISES, INC. FOR HOUSEHOLD HAZARDOUS WASTE COLLECTION

WHEREAS, this Legislature desires to conduct a Household Hazardous Waste Collection on August 12, 2017 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	\$1.00 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
Reactives	\$2.95 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 2017 Orleans County Household Hazardous Waste Collection Program.

Moved, DeRoller; second,

RESOLUTION NO. 143-417

AWARDING BID AND APPROVING AGREEMENT WITH DELMAR ELECTRICAL CONSTRUCTION CORPORATION FOR ELECTRICAL INFRASTRUCTURE IMPROVEMENTS (SHORE POWER) AT ORLEANS COUNTY MARINE PARK

WHEREAS, Resolution No. 103-317 pre-approved the award for Electrical Infrastructure Improvements (Shore Power) for the alleviation of nuisance tripping of ground fault interrupters to the lowest bidder and held the bid opening on April 12, 2017; now be it

RESOLVED, that this Legislature does hereby award the bid and approves the agreement with Delmar Electric Construction Corporation, 21 Cooper Avenue, Tonawanda, New York 14150 as part of Orleans County Marine Park Boating Access Phase 2 (Contract Number C1000543) at a total bid of \$14,750; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman to execute said agreement which will be effective as soon as County gives notice to proceed and is subject to review and approval of the Chairman of the Legislature, County Attorney and Chief Administrative Officer.

Moved, DeRoller; second,

RESOLUTION NO. 148-417

AUTHORIZING FILLING OF A VACANCY IN THE DEPARTMENT OF PLANNING AND DEVELOPMENT

RESOLVED, that this Legislature, due to a resignation, hereby authorizes the filling of a vacant full-time Planner position (8020.0100) in the Department of Planning and Development at Grade 20 of the CSEA salary schedule effective April 27, 2017.

Moved, DeRoller; second,

RESOLUTION NO. 145-417

APPROVING APPOINTMENT TO THE COUNTY PLANNING BOARD

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

<u>NAME</u>	<u>REPRESENTS</u>	<u>EXPIRATION DATE</u>
Chad Arlington 266 North Main Main Street Lyndonville, NY 14098	V/Lyndonville (Alternate)	12-31-19

Moved, DeRoller; second,

RESOLUTION NO. 146-417

AUTHORIZING PAYMENT OF TOURISM MATCHING FUNDS TO GREATER NIAGARA REGION

WHEREAS, Resolution No. 366-1016 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 \$30,574 to the Greater Niagara Region, 8276 Park Road, 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
- 5-County Greater Niagara Region
- Peace Garden Trail
- Lake Ontario Sportfishing Promotion
- Canal New York Business Alliance
- Haunted History Trail

- Seaway Trail National Scenic Byway
- Cross Border Showcase

Moved, DeRoller; second,

RESOLUTION NO. 147-417

APPROVING INTERMUNICIPAL AGREEMENT WITH GENESEE AND MONROE COUNTIES FOR THE BLACK CREEK WATERSHED COALITION

WHEREAS, Resolution No. 99-203 approved an agreement with Genesee and Monroe Counties for the formation of the Black Creek Watershed Coalition; therefore be it

RESOLVED, that this Legislature approves an Intermunicipal Agreement with Genesee and Monroe Counties for the continuation of the Black Creek Watershed Coalition for the purpose of watershed level planning, educating the public, assisting in gathering data and information with respect to water quality and flood prevention within the Black Creek Watershed known as the Black Creek Watershed Management Plan; agreement has no cost involved to the county and is effective beginning April 27, 2017 through April 26, 2020.

Moved, DeRoller; second,

RESOLUTION NO. 148-417

APPROVING EXTENSION OF THE DEFERRED COMPENSATION PLAN WITH NATIONWIDE RETIREMENT SOLUTIONS

WHEREAS, Resolution #149-411 approved the Renewal of the Deferred Compensation plan with Nationwide Retirement Solutions for a period of five years, with the option to renew for two one-year extensions; and

WHEREAS, the Deferred Compensation Trustee (County Treasurer) desires to extend the existing Agreement currently in place; adding a Roth 457 option and an Investment Advisors (ProAccount) option for the Administration of the County of Orleans 457 Deferred Compensation Plan, administered by Nationwide Retirement Solutions, for a period of one year commencing May 1, 2017 through May 1, 2018, at no cost to the County; now be it

RESOLVED, that the Chairman of the Legislature, is hereby authorized and directed to sign said one year renewal contract with Nationwide Retirement Solutions.

Moved, Johnson; second,

RESOLUTION NO. 149-417

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

WHEREAS, funds in the amount of \$26,510 from the 2016 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 \$22,442 to Equipment Repair Account A1615.443 – Central Repairs to Office Equipment, and the amount of \$4,068 to Account A1615.453 – Communications Repair Account.

Moved, Johnson; second,

RESOLUTION NO. 150-417

APPROVING AGREEMENT WITH PROBATION AND NEW YORK STATE DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION

RESOLVED, This Legislature approves an agreement between the Probation Department and the New York State Department of Corrections and Community Supervision (Parole) to provide an appropriate reporting station at the Orleans County Probation Department located at 13925 State Route 31, Suite 200, Albion New York effective January 1, 2018 through December 31, 2023 at an annual cost of \$9,000, to be paid \$750 per month by New York State Parole.

Moved, DeFilipps; second,

RESOLUTION NO. 151-417

APPROVING PROBATION DIRECTOR TO APPLY FOR STATE AID FROM THE NYS DIVISION OF PROBATION AND CORRECTIONAL ALTERNATIVES

RESOLVED, that this Legislature approves the Orleans County Probation Director to apply for state reimbursable aid in the amount of \$149,616 effective July 1, 2017 to June 30, 2018 calendar year from the NYS Division of Probation and Correctional Alternatives.

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

Moved, DeFilipps; second,

RESOLUTION NO. 152-417

AUTHORIZING SHERIFF TO APPLY FOR GOVERNOR'S TRAFFIC SAFETY GRANTS

RESOLVED, that the Sheriff is authorized to apply for the 2018 New York State Governor's Traffic Safety's Child Passenger Safety Incentive Grant (CPS) in the amount of \$7,000 for funding period of October 1, 2017 through September 30, 2018 to support educational activities for child passenger safety programs through initiatives including fitting stations, training and education programs, child passenger safety check events and car seat distribution programs for low-income families; and be it

FURTHER RESOLVED, that the Sheriff is authorized to apply for the 2018 New York State Governor's Traffic Safety's Police Traffic Services Grant (PTS) in the amount of \$10,000 for funding period of October 1, 2017 through September 30, 2018 to provide funding to conduct traffic safety initiatives and enforcement, including participation in the national Click it or Ticket seat belt enforcement mobilization, in an effort to improve motorist behavior and traffic safety within local communities.

Moved DeFilipps; second,

RESOLUTION NO. 153-417

AUTHORIZING FILLING OF VACANCY IN THE OFFICE OF SHERIFF/MARINE PATROL

RESOLVED, that this Legislature does hereby authorize the filling of a vacant part-time, seasonal Deputy Sheriff -Marine Patrol Officer position (3110.72) in the Marine Patrol Division of the Sheriff's Office at a rate of \$13.68/hour, effective April 27, 2017.

Moved, DeFilipps; second,

RESOLUTION NO. 154-417

AUTHORIZING FILLING POSITIONS AT THE ORLEANS COUNTY SHERIFFS OFFICE

WHEREAS, we have a full time Correctional Officer who is retiring; therefore be it

RESOLVED, that this Legislature authorizes the filling of this full-time vacant Correctional Officer (position 3150.7) effective April, 27, 2017; and therefore be it

FURTHER RESOLVED that this Legislature authorizes the filling of a part-time vacant Correctional Officer effective May 1, 2017.

Moved, DeFilipps; second,

RESOLUTION NO. 155-417

AUTHORIZING CREATION OF A TEMPORARY FULL TIME POSITION AT THE ORLEANS COUNTY SHERIFFS OFFICE/JAIL

WHEREAS, a Corrections Officer employed at the Orleans County Jail is out on a medical leave, and

WHEREAS, to help keep the cost of overtime at a minimum, it is requested that a temporary Correction Officer position be created until such time the full-time employee returns to full duty; now be it

RESOLVED, that this Legislature authorizes the creation of one temporary full-time Correctional Officer position in the Sheriff's Office at Grade 5 of the Orleans County Sheriff's Employees Association salary schedule effective April 27, 2017; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of this temporary full-time Correctional Officer; and therefore be it

FURTHER RESOLVED, that this temporary position shall be abolished once the aforementioned employee returns to work.

Moved, DeFilipps; second,

RESOLUTION NO. 156-417

APPROVING FEE SCHEDULE FOR THE ORLEANS COUNTY SHERIFF'S OFFICE

BE IT RESOLVED, that this Legislature approves the following fee schedule for civil service processing performed by the Sheriff's Office, effective May 1, 2017:

*All fees for service must be paid in advance.

Fees for service are for each person to be served.

Mileage and notary fees will be added to all services EXCEPT Income Executions

Notary Fee – per affidavit	\$ 2.00
Mileage Rates per town, based on round trip:	
Town of Albion	\$ 8.00
Town of Barre	\$ 13.00
Town of Carlton	\$ 15.00
Town of Clarendon	\$ 20.00
Town of Gaines	\$ 10.00
Town of Kendall	\$ 22.00
Town of Murray	\$ 18.00
Town of Ridgeway	\$ 21.00
Town of Shelby	\$ 19.00
Town of Yates	\$ 25.00
Income Execution, 1 st and 2 nd stage	\$ 86.00
Property Execution:	
Straight/Demand & Levy	\$ 85.00
Real Property	\$ 55.00
Third Party Tangible Property	\$ 55.00
Third Party Intangible Property	\$ 40.00
Notice of Petition with/without Petition	\$ 57.00
Eviction	
For first tenant, incl Standby Fee	\$ 107.00
For each additional tenant	\$ 32.00
Arrest Order or Warrant	\$ 32.00
Summons and/or Summons & Complaint	\$ 12.00
Subpoena	\$ 12.00
Restraining Notice	\$ 12.00
Order	\$ 32.00
Order to Show Cause	\$ 32.00
Notice of Motion	\$ 32.00
Mandate	\$ 32.00
Surrogate Citation & Will	\$ 42.00
Order of Attachment or Notice of Attachment:	
Personal Property: For Each Levy	\$ 72.00
For Each Additional Defendant	\$ 32.00
Real Property: Notice of Attachment	\$ 80.00
Order of Seizure: For First Defendant	\$ 122.00
For Each Additional Defendant	\$ 57.00

and be it

FURTHER RESOLVED, that the following fees be established for services provided by the Sheriff's Office:

Pistol Permit Applications	\$ 10.00
Incident/Accident Reports-Processing Fee	\$ 3.00
Photos, released by CD only	\$ 40.00
Duplicate Copy of Bail Receipt	\$ 5.00

Moved, DeFilipps; second,

RESOLUTION NO. 157-417

AUTHORIZING CREATING AND ABOLISHING POSITIONS IN THE PUBLIC DEFENDER OFFICE

WHEREAS, resolution 34-117 approved an agreement between the Public Defender and the NYS Office of Indigent Legal Services (C000734); and

WHEREAS, this resolution provided funds to, among other items, to create a Parole Violation attorney and assistant positions, therefore be it

RESOLVED, that this Legislature approves the creation of the position of Parole Revocation Attorney at the Public Defender's Office, effective May 1, 2017; and be it

FURTHER RESOLVED, that this Legislature approves the creation of the position of Parole Revocation Attorney First Assistant at the Public Defender's Office, effective May 1, 2017; and be it

FURTHER RESOLVED, that this Legislature approves the creation of the two positions of Parole Revocation Attorney Second Assistant at the Public Defender's Office, effective May 1, 2017; and be it

FURTHER RESOLVED, that this Legislature assigns the position of Parole Revocation Attorney to the Third Assistant Public Defender, the position of Parole Revocation Attorney First Assistant to the Parole Denial Appeals Attorney First and the positions of Parole Revocation Attorney Second Assistant to the First Assistant Public Attorney and the Second Assistant Public Attorney; and be it

FURTHER RESOLVED, that this Legislature sets the annual salary, which will be prorated for 2017, of the Parole Revocation Attorney at \$5,684 per year, the Parole Revocation Attorney First Assistant at \$1,949 per year and the Parole Revocation Attorney Second Assistant at \$ 975 per year; and be it

FURTHER RESOLVED, that these newly created positions shall be abolished at the time that the grant ceases to pay for the costs of these positions.

Moved, DeFilipps; second,

RESOLUTION NO. 158-417

AUTHORIZING DISTRICT ATTORNEY TO AMEND GRANT AWARD AND APPROVING AGREEMENT WITH NEW YORK STATE OFFICE OF VICTIM SERVICES

WHEREAS, the NYS Office of Victim Services is exercising a onetime two-year grant renewal option for current grant awards. A contract renewal requires that existing contracts be amended to extend the end date of the contract and add funding.

WHEREAS, the District Attorney's Crime Victim Assistance Program currently receives grant funding from the NYS Office of Victim Services.

RESOLVED, that the District Attorney is authorized to accept this amended grant award extension for the years 2017-2019 with funding to be used for the Crime Victims Assistance Program in the amount of \$94,848.05 (17-18); \$98,641.97 (18-19), which reflects a 30% increase over two years; and be it

FURTHER RESOLVED, that this Legislature approves the agreement and authorizes the Chairman to execute this agreement extension with the New York State Crime Victims Board, for a term effective October 1, 2017 through September 31, 2019, for the continuation of the Crime Victims Assistance Program.

Moved, DeFilipps; second,

RESOLUTION NO. 159-417

APPOINTING MEMBERS TO EMERGENCY MEDICAL SERVICES COUNCIL

RESOLVED, that this Legislature appoints the following members to the Emergency Medical Services Council, all terms expiring December 31, 2017:

<u>AGENCY</u>	<u>NAME OF REPRESENTATIVE</u>
<u>VOTING MEMBERS:</u>	
Albion Fire Department	Chuck Prentice
Barre Fire Department	Andrew Faskel
Carlton Fire Company	Justin Niederhofer
Clarendon Fire Company	Donald Mosier
East Shelby Fire Department	Michael Fuller
Fancher-Hulberton-Murray Fire Company	Tracey Sicurella
Holley Fire Company	Diane Wood
Kendall Fire Company	
Lyndonville Fire Company	Tina Woolley
Medina Fire Department	Matthew Jackson
Ridgeway Fire Company	Kristin McAdoo
Shelby Fire Company	John L. Miller II
COVA	Jason Spencer
	Laurie Schwab, Alt.
Orleans County Health Dept	Al Cheverie
Mutual Aid / EMS Coordinator	H. Dale Banker
Medina Memorial Hospital Care Delegate/Adm	McKenzie Smith
Orleans County Sheriff	Randy Bower
Orleans County Dispatch	Allen Turner
<u>NON-VOTING MEMBERS</u>	
Co. Leg /Public Safety Committee	David Callard
	Lynne Johnson
NYS Department of Health	James M. Mihalko

Moved, Johnson;

RESOLUTION NO. 160-417

APPOINTING MEMBERS TO FIRE ADVISORY BOARD

RESOLVED, that this Legislature appoints the following voting members to the Orleans County Fire Advisory Board, effective January 1, 2017 with all terms expiring December 31, 2017:

<u>AGENCY</u>	<u>NAME OF REPRESENTATIVE</u>
Albion Fire Department	Jeremy Graham
Barre Fire Department	James Neal
Carlton Fire Company	Dwayne Tinkous
Clarendon Fire Company	Johnathan DeYoung
East Shelby Fire Department	Allen Turner
Fancher-Hulberton-Murray Fire Company	Christopher Chilson
Holley Fire Company	Kevin Dann
Kendall Fire Company	Michael Schultz
Lyndonville Fire Company	Ben Bane
Medina Fire Department	Michael Young
Morton (H-W-M Fire District)	Randy Davis
Ridgeway Fire Company	Donald Marchner
Shelby Fire Company	Andrew Benz

and be it

FURTHER RESOLVED that the following are approved as non-voting members of the Board:

Orleans County Emergency Management	Dale Banker
Orleans #2 Deputy Coordinator	Francis Gaylord
Orleans #3 Deputy Coordinator	Gerald Bentley
Orleans #4 Deputy Coordinator	David J. Hydock
Orleans #5 Fire Investigator	David Clary
Orleans #6 Fire Investigator	Walter Batt
Orleans #7 Fire Investigator	David Knapp
Radio Systems	Kevin Doherty
Legislature Chairman	David Callard
Legislature Vice Chairwoman	Lynne Johnson
Orleans County Sheriff	Randy Bower
Office of Fire Prevention and Control	Kathleen Way

Moved, Johnson; second,

RESOLUTION NO. 161-417

AUTHORIZING EXPENDING GRANT FUNDS IN EMERGENCY MANAGEMENT AND APPROVING TREASURER TO SET UP NEW MONEY IN THE EMERGENCY MANAGEMENT BUDGET

WHEREAS, Resolution No. 76-217 approved the grant agreement between Emergency Management and Dormitory Authority of the State of New York for the purchase of a Fire Safety Training Trailer (Project ID: #8638); be it

RESOLVED, that this Legislature authorizes the purchase of a 2017 Scotty Fire Safety House from Mobile Concepts Specialty Vehicles, 480 Bessemer Road, Mt. Pleasant, PA 15666, at a cost not to exceed \$73,358.00 and detailing of said trailer by Genesee County Highway Department at a cost not to exceed \$1,642; and be it

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to set up DASNY Grant funds in the Emergency Management Budget as follows:

<u>Revenue</u>		
A3306	Emergency Management - DASNY Grant	\$75,000
<u>Appropriation</u>		
3640.486.8638	Special Grant – DASNY Safety Trailer	\$75,000

Moved, Johnson; second,

RESOLUTION NO. 162-417

APPROVING EMPLOYMENT AGREEMENT WITH THE CHIEF ADMINISTRATIVE OFFICER

WHEREAS, this Legislature wishes to maintain stable leadership of county government operations; and

WHEREAS, professional management allows county elected officials to focus on the policy issues, empowers them to provide leadership and develop a vision for the community; therefore be it

RESOLVED, that this Legislature approves and authorizes the Chairman to execute a new five year agreement (2017-2022) with Charles H. Nesbitt Jr., to serve as Chief Administrative Officer for the County of Orleans at the current salary for all assigned duties for 2017 and all previous agreements notwithstanding.

Moved, Johnson; second,

RESOLUTION NO. 163-417

AUTHORIZING PAYMENT OF CLAIMS FOR MAY 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 May 10, 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 May 24, 2017:

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

Moved, DeRoller; second,