

PROCEEDINGS

OF THE

BOARD OF  
SUPERVISORS

WYOMING COUNTY  
NEW YORK

2022

Volume II

Rebecca J. Ryan, Chairman  
Cheryl Ketchum, Clerk  
Jennifer Wilkinson, County Attorney



## CERTIFICATE OF CHAIRMAN AND CLERK

State of New York  
County of Wyoming  
Chambers of Board of Supervisors

Pursuant to Article 211 of the County Law, we, the Chairman and Clerk of the Board of Supervisors of the County of Wyoming, New York, do hereby certify that the foregoing volume was printed by authority of said Board of Supervisors, and that it contains a true record of the proceedings of the said Board and the whole thereof, in all regular and special sessions held during the year **2022**.

s/ **Rebecca J. Ryan**  
Chairman, Board of Supervisors

s/ **Cheryl J. Ketchum**  
Clerk, Board of Supervisors



*Wyoming County Court House  
Warsaw, New York*

# *Contents*

## **VOLUME I**

2022 Supervisors for Wyoming County.....	iv
2022 Board of Supervisors Standing Committees.....	v
Officers for Wyoming County.....	vi
January 3, Annual Organizational Meeting.....	1
January 11, Regular Session.....	9
February 8, Regular Session.....	47
March 8, Regular Session.....	102
March 23, Special Session.....	138
April 12, Regular Session.....	158
May 10, Regular Session.....	265
June 14, Regular Session.....	307
Index.....	353

## **VOLUME II**

July 12, Regular Session.....	1
July 22, Special Session.....	36
August 16, Regular Session.....	38
September 13, Regular Session.....	70
October 11, Regular Session.....	124
November 8, Regular Session.....	231
November 29, Special Session.....	285
December 13, Regular Session.....	291
Index.....	356

**REGULAR SESSION  
(July 12, 2022)**

**Tuesday  
2:30 PM**

The regular session of the Wyoming County Board of Supervisors was held at the Wyoming County Government Center in the Board of Supervisors' Chambers located at 143 North Main Street, Warsaw, New York with all Supervisors present except Supervisor King, T/Pike. Also present were County Attorney Jennifer Wilkinson, Budget Officer Cook, Clerk to the Board of Supervisors, Cheryl Ketchum and Deputy Clerk to the Board, Lisa Perez. The board meeting was open to the public and participants were asked to continue to practice safe social distancing requirements. Members of the public were also able to observe the meeting via BOS YouTube Channel through the following link: <http://www.wyomingco.net/149/Board-of-Supervisors>.

**Call to Order ~**

At 2:30 PM Chairwoman Ryan, T/Warsaw, called the meeting to order.

**Pledge of Allegiance to the Flag ~**

**Machinist Mate 3<sup>rd</sup> Class Charles W. Yueckstock**

Mr. Yueckstock was born in Nunda in 1932 and graduated from Nunda High School in 1950. He joined the United States Navy two weeks after graduating and headed out for basic training to Great Lakes Training Center outside Chicago where he completed both basic and his MOS training as a Machinist Mate.

In February of 1951, Mr. Yueckstock arrived at the San Francisco Naval Yard where he was assigned to the recommissioned Aircraft Carrier USS Antietam (a CVS-36). Once he arrived for duty, they found out that Mr. Yueckstock could type very well so they transferred him to the office of the division Commander on the ship. The USS Antietam was commissioned in January 1945 and was on her way to Japan when the war ended and later was decommissioned in 1949. After the ship was brought up to standard, they set sail for San Diego and to Pearl Harbor and back. While in Hawaii, Mr. Yueckstock borrowed a friend's car and took himself on a self-guided tour of the island and battle sight.

On September 8, 1951, Mr. Yueckstock and his shipmates left the United States to set sail for Korea. His ship had PBV's (an amphibious plane) and Panther jets

July 12, 2022

and they ran sorties from the deck, more than 6,000 in total over the Korean peninsula. In 1952, the USS Antietam completed her mission and was sent back west. They sailed through the Panama Canal to the Brooklyn shipyard and onto England where the RAF flew off the deck. While in England, Mr. Yueckstock walked through the area where Elizabeth, the British monarch, would have her coronation just one week later. Mr. Yueckstock says you could feel the anticipation locals had. After this stop, they went to Guantanamo Bay, Cuba and then onto Rhode Island, where Mr. Yueckstock was honorably discharged in 1954. For his courageous service to our country, Mr. Yueckstock has been awarded the:

- Korean Service Medal (1 Star)
- United Nations Service Medal
- Good Conduct Medal
- National Defense Service Medal
- Navy Occupation Service Medal (European Clasp)

Upon returning home, Mr. Yeuckstock married his wife Sylvia on July 2, 1955 at the First Presbyterian Church in Attica. He was attending Geneseo during this time, earning a Bachelor of Arts degree in Education in 1958. Mr. Yeuckstock finished his education at SUNY Brockport where he earned a certificate in School Administration.

Mr. Yeuckstock was employed by the Alexander School District for 29 years and served as the Alexander Elementary principal before finishing his career for a year as a principal in the Pavilion School District and acting as the Chairman of the handicapped curriculum for both the physical and mentally impaired students.

Mr. Yueckstock was married to his beloved wife for 59 years and they had three children, a son named Charles and two daughters, Debra and Jodie. Together they have five grandchildren, a step grandchild and two great-grandchildren. He belongs to the Attica American Legion and the Alexander VFW and his main hobbies were golfing and bowling. Mr. Yueckstock has lived an honorable life full of service to our great nation and children.

***The pledge was said by all.***

*Mr. Yeuckstock expressed his appreciation for this opportunity.*

**Communications ~**

- None

**#1**

## **RESOLUTION NO. 22-347 (July 12, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

Regular Session

## FUNDS APPROPRIATED TO VARIOUS 2022 ACCOUNTS

**BE IT RESOLVED,** That funds are hereby appropriated to the various 2022 accounts as follows:

<b>Human Resource</b>			
<b>To:</b> 011430.541506 Employee Education Prog. <i>w/any funds available</i> <b>Reason:</b> To allow T. Stachowiak, HR Assistant III up to 50% tuition and fee reimbursement.	\$2,500.00	\$2,500.00	
<b>Human Resource Total</b>			<b>\$2,500.00</b>
<b>Assigned Council</b>			
<b>To:</b> 011421.542315 Criminal Court <i>w/any funds available</i> <b>Reason:</b> To pay State mandated attorney vouchers.	\$20,000.00	\$20,000.00	
<b>Assigned Council Total</b>			<b>\$20,000.00</b>
<b>Historian</b>			
<b>To:</b> 017510.542306 Other w/01751000.412890 Events, Event Income <b>Reason:</b> To run summer history program.	\$1,140.00	\$1,140.00	
<b>Historian Total</b>			<b>\$1,140.00</b>
<b>Youth Bureau</b>			
<b>To:</b> 017310.542437 Safe Harbour Grant w/01731000.412890 Other Department Income <b>Reason:</b> Funds used for Safe Harbour Grant which saw an increase after budget process was done. Grant will now be paid from NYS to DSS. YB then will claim to DSS via MUNIS general billing.	\$8,780.00	\$8,780.00	
<b>Youth Bureau Total</b>			<b>\$8,780.00</b>
<b>Mental Health</b>			
<b>To:</b> 014220.542417.SAPTI Prev. Infrastructure Grant w/01422004.444920.SAPTI Substance Abuse Federal <b>Reason:</b> Federal SAPT Block Grant funding.	\$34,001.00	\$34,001.00	
<b>To:</b> 014310.541801 Misc. Assess/Chg owed oth Govt <i>w/any funds available</i> <b>Reason:</b> CPL §730 Competency restoration of incarcerated individual.	\$282,200.00	\$282,200.00	
<b>Mental Health Total</b>			<b>\$316,201.00</b>
<b>Public Health</b>			
<b>To:</b> 014010.540801 PH Building/Security Renos 014010.540301 Professional Service Contract w/01401014.434010 State Aid <b>Reason:</b> To appropriate additional state aid approved through the NYS budget.	\$65,000.00 10,000.00	\$75,000.00	
<b>Public Health Total</b>			<b>\$75,000.00</b>
<b>Planning</b>			
<b>To:</b> 016421.510001 Salary-Schedule S 016421.583001 FICA 016421.585001 Medicare-FICA 016421.589001 Med/Hosp Insur 016421.589002 Health Reimb Acct 016421.589002 Hlth Reim Acct Emp	\$18,154.50 1,125.58 263.24 9,235.80 5,000.00 36.00		

July 12, 2022

<i>w/any funds available</i> <b>Reason:</b> For unbudgeted, newly created position of Administrative Assistant. (Res. # 22-293)		\$33,815.12	
<b>Planning Total</b>			<b>\$33,815.12</b>
<b>Water Resource Agency</b>			
<b>To:</b> 018310.542435WRLGE Other Grants 018310.510202 Temporary 018310.583001 FICA 018310.585001 Medicare w/01831002.430890WRLGE State and Other 01831001.423780WRLGEWaterServ/OtherGovt <b>Reason:</b> To pay for unbudgeted grant services as part of the NYS LGE Meter & Billing Grant (\$243,000.00). Additional funds will be realized through billable reimbursements from each participating municipalities as part of their pro-rated grant required local share (\$27,000.00).	\$238,792.00 28,820.59 1,934.14 453.27	\$243,000.00 27,000.00	
<b>Water Resource Agency Total</b>			<b>\$270,000.00</b>
<b>Sheriff</b>			
<b>To:</b> 013110.523001 Motor Vehicles w/01311009.426800 Insurance Recovery <i>w/any funds available</i> <b>Reason:</b> To purchase a new vehicle to replace one totaled in an accident.	\$37,721.03	\$37,221.03 500.00	
<b>To:</b> 013110.541306 Uniform Expense <i>w/any funds available</i> <b>Reason:</b> To purchase 20 new bulletproof vests. This line was under budgeted due to increased cost of bulletproof vests. County was unable to purchase as many uniforms in 2020 due to COVID. Ordered in 2021, delays in delivery some cost rolled into 2022.	\$18,000.00	\$18,000.00	
<b>To:</b> 013113.520002 IT/COMM w/01311300.426260 Forfeiture of Crime Proceeds <b>Reason:</b> To purchase a child ID system.	\$12,178.00	\$12,178.00	
<b>Sheriff Total</b>			<b>\$67,899.03</b>
<b>Jail Kitchen</b>			
<b>To:</b> 013152.541414 Misc. Repair <i>w/any funds available</i> <b>Reason:</b> Pay unbudgeted repairs to turbo air cooler.	\$2,448.92	\$2,448.92	
<b>Jail Kitchen Total</b>			<b>\$2,448.92</b>
<b>911</b>			
<b>To:</b> 013020.540011 Radio Maintenance 013020.520002 IT Communication w/01302005.433890 Other State Aid 911 <b>Reason:</b> To purchase new portable radios and new batteries for previously purchased radios for Fire, EMS and Law Enforcement agencies in Wyoming County.	\$25,696.80 100,267.44	\$125,964.24	
<b>911 Total</b>			<b>\$125,964.24</b>
<b>Emergency Services</b>			
<b>To:</b> 013645.523001 2021 Motor Vehicle 013645.541410 2021 Software w/01364508.443890 2021 Federal Aid HSG 2021 <b>Reason:</b> To appropriate unspent FY2021 SHSP grant fund balance.	\$37,330.00 4,482.00	\$41,812.00	



<b>Emergency Services Total</b>				<b>\$41,812.00</b>
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**Carried: XXX    Ayes: 1551    Noes:    Absent: 48 (Pike)    Abstain:**

*Mr. Jacoby, T/Wethersfield, Chairman of the Audit Committee, presented the approved payment of bills totaling \$10,528,383.61 for the month of June 2022. No further action is required.*

*There was a motion by Mr. Becker, T/Sheldon, to combine resolutions #2 and #3. Hearing no objection, resolution titles only were read.*

**#2**

**RESOLUTION NO. 22-348  
(July 12, 2022)**

By Mr. Becker, Vice-Chairman of the Human Resource Committee:

**RESOLUTION NUMBER 22-312 AMENDED**

**WHEREAS**, Resolution Number 22-312 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH THOMSON REUTERS ON BEHALF OF THE COUNTY ATTORNEY,**” passed by this Board of Supervisors on June 14, 2022 and authorized a new service of Westlaw Proflex, Westlaw All Analytical, Enterprise Access, Government, Westlaw Edge National Primary Law, Enterprise Access and Government in amounts not to exceed as follows; effective August 1, 2022 through July 31, 2025 (*Munis #470*):

- Year 1 - \$598.08 per month/\$7,176.97 per year
- Year 2 - \$616.02 per month/\$7,392.24 per year (3% inc.)
- Year 3 - \$634.50 per month/\$7,614.00 per year (3% inc.)
  - Includes a two-month bridge term amount at current rate of \$465.27 per month beginning on the date order is processed
  - Number of passwords increased to three (3)
  - Additional passwords for support staff provided at no charge

Now therefore,

**BE IT RESOLVED**, That *Resolution Number 22-312* be hereby amended as follows:

- Reduce monthly rates and reflect start date of June 1, 2022 with a two (2) month bridge amount at the current rate not to exceed \$465.27 per month; effective June 1, 2022 through July 31, 2022
- Effective August 1, 2022 through July 31, 2023 in an amount not to exceed \$597.26 per month/\$7,167.12 per year
- 3% increase the second (2<sup>nd</sup>) year in an amount not to exceed \$615.19 per month/\$7,382.28 per year; effective August 1, 2023 through July 31, 2024
- 3% increase the third (3<sup>rd</sup>) year in an amount not to exceed \$633.65

July 12, 2022

per month/\$7,603.80 per year; effective August 1, 2024 through July 31, 2025

All else remains the same.

**Carried: XXX    Ayes: 1551    Noes:    Absent: 48 (Pike)    Abstain:**

#3

**RESOLUTION NO. 22-349  
(July 12, 2022)**

By Mr. Becker, Vice-Chairman of the Human Resource Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH CSEA  
EMPLOYEE BENEFIT FUND ON BEHALF OF WYOMING COUNTY**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a four-year contract renewal with the **CSEA Employee Benefit Fund**, One Lear Jet Lane, Suite 1, Latham, NY 12110-2395 on behalf of Wyoming County. Said contract is for the administration of the CSEA Vision Plan benefit to all Wyoming County employees at no cost to the County; effective January 1, 2021 through December 31, 2024 in the following amounts:

- **EBF Member Plus Vision Plan ~ Single Coverage:**
  - January 1, 2021 through December 31, 2024 - \$10.20 per month
- **EBF Member Plus Vision Plan ~ Two Person Coverage:**
  - January 1, 2021 through December 31, 2024 - \$20.40 per month
- **EBF Member Plus Vision Plan ~ Family Coverage:**
  - January 31, 2021 through December 31, 2024 - \$31.62 per month

**Carried: XXX    Ayes: 1551    Noes:    Absent: 48 (Pike)    Abstain:**

*There was a motion by Ms. Grant, T/Bennington, to combine resolutions #4 through #7. Hearing no objection, resolution titles only were read.*

#4

**RESOLUTION NO. 22-350  
(July 12, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION  
THROUGH THE CARES ACT WITH THE NEW YORK STATE  
HOUSING TRUST FUND CORPORATION ON BEHALF OF  
PLANNING AND DEVELOPMENT**

**WHEREAS**, The County of Wyoming wishes to apply for a grant through the CARES Act with the *New York State Housing Trust Fund Corporation* as represented by the New York State Office of Community Renewal (hereinafter the “OCR”) through the Community Development Block Grant (hereinafter “CDBG”) Program, for the purpose of financing a COVID Farmworker Housing Program in a maximum amount of \$1,000,000.00; effective 12 to 18 months from date of award; now therefore,

**BE IT RESOLVED**, That the Chairman of this Board of Supervisors, with the approval of the County Attorney, is hereby authorized and directed, as the official representative of Wyoming County, New York, to execute and submit grant applications to the *New York State Housing Trust Fund Corporation*, and it is hereby authorized and directed, upon approval of the County Attorney, to take all actions needed for the submission of the grant application and to provide such additional information and assistance as may be necessary; and be it

**FURTHER RESOLVED**, That a public hearing on behalf of this Board of Supervisors will be held as required by the New York State Housing Trust Fund Corporation on *July 22, 2022 at 10:00* am during the Wyoming County Board of Supervisors’ Meeting, and at least five (5) days’ notice of such hearing shall be given by the Clerk of this Board by publishing such notice at least once in the official newspapers of the county designated for such publications.

**Carried: XXX    Ayes: 1551    Noes:    Absent: 48 (Pike)    Abstain:**

**#5**

**RESOLUTION NO. 22-351  
(July 12, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED  
TO SIGN VARIOUS WELFARE MANAGEMENT SYSTEM  
CONTRACTS ON BEHALF OF THE DEPARTMENT OF SOCIAL  
SERVICES**

**BE IT RESOLVED**, That the Chairman of this Board and Commissioner of Social Services, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, are hereby authorized and directed to sign various welfare management system contracts on behalf of the Department of Social Services as follows:

- *Chances & Changes, Inc.*, P. O. Box 326, Geneseo, NY 14454 to provide residential domestic violence (DV) services for Wyoming County residents in an amount not to exceed ten thousand dollars (\$10,000.00); effective May 1, 2022 through December 31, 2022. (*Munis #XXX*)

July 12, 2022

- This is an original new service contract.
- **Woods Services**, 40 Martin Gross Drive, Langhorne, PA 19047 to provide residential foster care services for one (1) child with very specific needs in an amount not to exceed 2022 ~ 203 budgeted amounts; effective June 1, 2022 through June 30, 2023. (*Munis #XXX*)
  - This is an original new service contract.

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1551    Noes:    Absent: 48 (Pike)    Abstain: #6**

**RESOLUTION NO. 22-352**  
**(July 12, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED  
TO SIGN A CONTRACT WITH U & S SERVICES, LLC ON BEHALF  
OF THE DEPARTMENT OF SOCIAL SERVICES**

**BE IT RESOLVED**, That the Chairman of this Board and Commissioner of Social Services, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, are hereby authorized and directed to sign a contract with **U & S Services, LLC**, 95 Stark Street, Tonawanda, NY 14150 on behalf of the Department of Social Services. Said contract is for fire inspection preventative maintenance in an amount not to exceed six thousand thirty dollars (\$6,030.00); effective July 1, 2022 through termination by either party. Contingent upon the availability of funds. (*Munis #521*)

**Carried: XXX    Ayes: 1551    Noes:    Absent: 48 (Pike)    Abstain: #7**

**RESOLUTION NO. 22-353**  
**(July 12, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**NATIONAL KOREAN WAR VETERANS' ARMISTICE DAY  
PROCLAIMED**

**WHEREAS**; Due in direct result of the creeping arm of communism throughout the world; and

**WHEREAS**; Communism spread from the northern fringes of Asia down through China and then the northern half of the Korean peninsula; and

**WHEREAS;** On 25 June 1950 North Korea launched an unprovoked attack on South Korea; and

**WHEREAS;** In response, the United States allocated 12 billion dollars and troops just two weeks later to push the communists out; and

**WHEREAS;** As a result of the actions of our brave Military, South Korea has been free from the brutality that living under communist rule entails; and

**WHEREAS;** All of this was at a steep cost, with the U.S. suffering 36,914 killed, over 100,000 wounded and over 7,600 still unaccounted for; and

**WHEREAS;** On 27 July 1953, an armistice was signed, which still keeps together the fragile peace on the Korean peninsula; now therefore

**BE IT RESOLVED;** That the Wyoming County Board of Supervisors does hereby proclaim July 27, 2022 "**NATIONAL KOREAN WAR VETERANS ARMISTICE DAY**" in Wyoming County.

**Carried:** XXX    **Ayes:** 1551    **Noes:**    **Absent:** 48 (Pike)    **Abstain:**

*Supervisor Grant, T/Bennington read the proclamation and noted that it will be provided to Veterans Services to display in their new quarters in the Ag and Business Center.*

*There was a motion by Mr. Davis, T/Covington, to combine resolutions #8 through #10. Hearing no objection, resolution titles only were read*

#8

### **RESOLUTION NO. 22-354 (July 12, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

#### **RESOLUTION NUMBER 22-061 AMENDED**

**WHEREAS,** Resolution Number 22-061 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND ACCEPTANCE AWARD WITH NEW YORK STATE OFFICE OF ADDICTION SERVICES AND SUPPORTS (OASAS) ON BEHALF OF MENTAL HEALTH**” passed by this Board of Supervisors on February 8, 2022 and the provided funding is the Federal Substance Abuse Prevention and Treatment Block Grant (#SUPP1001) – Primary Prevention Infrastructure in a minimum amount of thirty-three thousand seven hundred fifty-one dollars (\$33,751.00); effective January 1, 2022 through December 31, 2022; now therefore

**BE IT RESOLVED,** That *Resolution Number 22-061* be hereby amended to reflect effective March 15, 2021 through March 14, 2023 in a minimum amount of thirty-four thousand one dollars (\$34,001.00). All else remains the same. (*Munis #491*)

July 12, 2022

**Carried: XXX    Ayes: 1551    Noes:    Absent: 48 (Pike)    Abstain:**

#9

**RESOLUTION NO. 22-355  
(July 12, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

**CHAIRMAN/COMMISSIONER OF HEALTH AUTHORIZED TO SIGN  
A GRANT APPLICATION AND ACCEPTANCE AWARD WITH NEW  
YORK STATE DEPARTMENT OF HEALTH ON BEHALF OF THE  
COUNTY HEALTH DEPARTMENT**

**BE IT RESOLVED**, That the Chairman of this Board and the Commissioner of Health, with the approval of the County Attorney, are hereby authorized and directed to sign a grant application and acceptance award with *New York State Department of Health*, Empire State Plaza, Corning Tower, Albany, NY 12206 on behalf of the County Health Department. Said funding is for rabies prevention in a minimum amount of eleven thousand four hundred eighty-five dollars (\$11,485.00); effective April 1, 2022 through March 31, 2025. (*Munis #509*)

**Carried: XXX    Ayes: 1551    Noes:    Absent: 48 (Pike)    Abstain:**

#10

**RESOLUTION NO. 22-356  
(July 12, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

**RESOLUTION NUMBER 22-090 AMENDED**

**WHEREAS**, Resolution Number 22-090 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS WITH ESRI, INC. ON BEHALF OF REAL PROPERTY TAX SERVICES**,” passed by this Board of Supervisors on February 8, 2022 and provided for various contracts on behalf of Real Property Tax Services as follows:

- *ArcGIS Pro Parcel Fabric Migration* in an amount not to exceed twenty-eight thousand three hundred twenty dollars (\$28,320.00); effective March 1, 2022 through December 31, 2022
- *ArcGIS Pro Training* in an amount not to exceed eight thousand two hundred fifty dollars (\$8,250.00); effective March 1, 2022 through December 31, 2022

And,

**WHEREAS**, That Resolution Number 22-090 was previously amended by this Board of Supervisors on March 8, 2022 by *Resolution Number 22-142* to reflect a joint resolution with Real Property Tax Services and the County Health

Department as follows:

- ***ArcGIS Pro Parcel Fabric Migration*** in an amount not to exceed \$28,320.00 as follows:
  - Real Property Tax Services
- ***ArcGIS Pro Training*** in an amount not to exceed \$8,250.00 as follows:
  - County Health Department (\$6,000.00):
    - ArcGIS Pro Essential Workflows at ESRI Site 3 days per Seat Instructor Led Training (\$2,250.00)
    - Migrating from ArcMap to ArcGIS Pro at ESRI Site 2 days per Seat Instructor Led Training (\$1,500.00)
    - Working with Parcel Data in ArcGIS Pro at ESRI Site 3 days per Seat Instructor Led Training (\$2,250.00)
  - Real Property Tax Services (\$2,250.00):
    - Working with Parcel Data in ArcGIS Pro at ESRI Site 3 days per Seat Instructor Led Training (\$2,250.00)

Now therefore,

**BE IT RESOLVED**, That ***Resolution Number 22-090*** as previously amended by ***Resolution Number 22-142*** be hereby further amended to remove the training detail as follow:

- ***ArcGIS Pro Parcel Fabric Migration*** in an amount not to exceed twenty-eight thousand three hundred twenty dollars (\$28,320.00); effective March 1, 2022 through December 31, 2022

***ArcGIS Pro Training*** in an amount not to exceed eight thousand two hundred fifty dollars (\$8,250.00); effective March 1, 2022 through December 31, 2022. All else remains the same. (*Munis #498*)

**Carried: XXX    Ayes: 1551    Noes:    Absent: 48 (Pike)    Abstain: #11**

## **RESOLUTION NO. 22-357 (July 12, 2022)**

By Mr. Roche, Chairman of the Green Energy Committee:

### **A RESOLUTION URGING EXTENDED TIMETABLE AND COMPREHENSIVE COST ANALYSIS OF NEW YORK STATE CLIMATE ACTION COUNCIL'S DRAFT SCOPING PLAN FOR NEW YORK'S CLIMATE LEADERSHIP AND COMMUNITY PROTECTION ACT (THE CLIMATE ACT)**

**WHEREAS**, The New York State Legislature in 2019 enacted New York's Climate Leadership and Community Protection Act (the "Climate Act,") which is the most aggressive decarbonization policy in the United States; and

**WHEREAS**, The Climate Act targets the goal of reaching "net zero" emissions by 2050, which will be phased in through progressively stricter

July 12, 2022

carbon emission reductions, including a 40 percent reduction by 2030 and 85 percent reduction by 2050; and

**WHEREAS,** The Climate Act further mandates that 100 percent of the electricity used in New York State must come from renewable energy sources by 2040; and

**WHEREAS,** Multiple business advocacy organizations, energy industry representatives, and energy industry stakeholders expressed grave concerns about the Climate Act's impact on New York State's employers, energy consumers, and economy as a whole prior to and upon the Act's passage, and these were largely unaddressed in the final law; and

**WHEREAS,** The New York State Climate Action Council, which is a body of 22 appointed individuals charged with creating a blueprint for the Climate Act's emissions targets and placing New York State on a path toward carbon neutrality, released a Draft Scoping Plan on December 20, 2021, that mandates hundreds of different measures affecting all aspects of New Yorkers' daily lives and community activities; and

**WHEREAS,** The mandates included in the Draft Scoping Plan include bans on new gas service to existing and newly constructed homes and buildings beginning in 2024, a ban on the use of natural gas appliances commencing in 2030, a ban on the replacement of traditional heating systems in existing homes beginning in 2030, and a ban on the sale of gasoline vehicles commencing in 2035; and

**WHEREAS,** A 120-day comment period for the New York State Climate Action Council to receive feedback from the public on the Draft Scoping Plan, via the online public comment form, e-mail, and U.S. mail commenced on January 1, 2022, and this comment period ends on June 10, 2022; and

**WHEREAS,** New York State's counties, the level of government closest to the people, were afforded no input in this process, including participation on the Land Use and Local Government Advisory Group, which did not include any members who currently work in local government; and

**WHEREAS,** The Draft Scoping Plan lacks a comprehensive and detailed cost analysis of implementing the recommendations, which is conservatively estimated to be upwards of \$300 billion dollars to be borne by taxpayers and energy ratepayers; and

**WHEREAS,** The Climate Act applies only to New York State, which is already a leader in clean energy production and accounts for just 0.4 percent of global carbon emissions, rendering any attainment of "net zero" emissions meaningless in terms of any impact on our own or the global climate, while burdening New Yorkers with extreme costs; and

**WHEREAS,** Western New Yorkers are struggling under the pressure of the highest gas prices on record and soaring inflation, and they deserve an honest and transparent cost-benefit analysis of these



recommendations as well as an extended period in which to review and submit comments on proposals that will have far-reaching impacts on our state's economy, affordability and quality of life; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors adopts this resolution, and respectfully requests that the Climate Action Council provide a comprehensive cost-benefit analysis of all recommendations in its draft and final scoping plans, and accordingly extend its timetable for implementation and public comment; and be it

**FURTHER RESOLVED**, That the Clerk of the Wyoming County Board of Supervisors shall forward copies of this resolution to Governor Kathy Hochul, New York State Department of Environmental Conservation Commissioner and Climate Action Council Co-Chair Basil Seggos, New York State Energy Research and Development Authority Acting President and Climate Action Council Co-Chair Doreen Harris, Senator Patrick Gallivan, Assemblyman David DiPietro, the New York State Association of Counties (NYSAC) and the Inter-County Association of Western New York.

**Carried: XXX    Ayes: 1551    Noes:    Absent: 48 (Pike)    Abstain:**

*Supervisor Leuer, T/Middlebury against the "Climate Act" and described it as a terrible plan in timing and scope and would be devastating to Wyoming County.*

*Supervisor Davis, T/Covington agrees with Supervisor Leuer. They are trying to legislate without the technology in place.*

*Chairwoman Ryan, T/Warsaw thanked Senator Gallivan for his efforts in this regard. The Draft Scoping Plan can be viewed at: <https://climate.ny.gov/Our-Climate-Act/Draft-Scoping-Plan>*

*There was a motion by Mr. Leuer, T/Middlebury, to combine resolutions #12 and #13. Hearing no objection, resolution titles only were read*

**#12**

## **RESOLUTION NO. 22-358**

**(July 12, 2022)**

By Mr. Leuer, Chairman of the Planning Committee:

### **APPROVING SOLE SOURCE PROCUREMENT WITH NEPTUNE TECHNOLOGY GROUP, INC. AND ITS AUTHORIZED STOCKING DISTRIBUTOR, TI-SALES, INC. ON BEHALF OF WYOMING COUNTY WATER RESOURCE AGENCY**

**WHEREAS**, The Wyoming County Water Resource Agency has worked diligently to provide shared services for water meter reading services for various municipalities in Wyoming County and *Neptune Technology Group*,

July 12, 2022

**Inc.** offers exclusive metering products and meter reading software and services; and

**WHEREAS,** The Wyoming County Water Resource Agency looked for other possible entities to provide water metering products and meter reading software and services and has determined that there is no other entities capable of offering an “equal” product; and

**WHEREAS,** The Wyoming County Water Resource Agency has received and retained on file, a letter from **Neptune Technology Group, Inc.** indicating that **Neptune Technology Group, Inc.** only uses **Ti-SALES, Inc.** as its authorized stocking distributor for the six New England states and the Upstate/Western New York area; and

**WHEREAS,** Based upon the above, the Wyoming County Water Resource Agency has determined that the **Neptune Technology Group, Inc.** through its exclusive distributor **Ti-SALES, Inc.** qualifies for sole source status; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors hereby authorizes sole source status for the **Neptune Technology Group, Inc.** and its exclusive distributor **Ti-SALES, Inc.** pursuant to the Wyoming County Purchasing Policy authorized by Resolution Number 16-359 and adopted by this Board of Supervisors on December 13, 2016 and no other solicitation of written proposals or quotations shall be required; and be it

**FURTHER RESOLVED,** That any contract arising from the sole source provider described above shall be subject to the approval of the County Attorney pursuant to this Resolution and further subject to the availability of funds; and be it

**FURTHER RESOLVED,** That the Chairman of this Board, pursuant to General Municipal Law §104(b), is hereby authorized and directed to sign a contract with **Ti-SALES, Inc.,** 36 Hudson Road, Sudbury, MA 01776-2039 as a single source provided for water meter reading equipment, installation and training in an amount not to exceed eleven thousand three hundred thirty-two dollars and ninety cents (\$11,332.90); effective July 12, 2022 through completion of the New York State DOS LGE Meter and Billing grant program.

**Carried: XXX    Ayes: 1551    Noes:    Absent: 48 (Pike)    Abstain: #13**

**RESOLUTION NO. 22-359  
(July 12, 2022)**

By Mr. Leuer, Chairman of the Planning Committee:

**RESOLUTION TO ACT AS THE LEAD APPLICANT FOR A  
CONSOLIDATED FUNDING APPLICATION LWRP PLANNING  
GRANT ADMINISTERED BY THE NEW YORK STATE**

Regular Session

**DEPARTMENT OF STATE FOR THE PURPOSES OF IMPROVING  
AND PROTECTING THE WATER QUALITY OF SILVER LAKE AND  
TO PROMOTE SUSTAINABLE ECONOMIC AND COMMUNITY  
REVITALIZATION IN THE TOWNS OF PERRY AND CASTILE AND  
THE VILLAGE OF PERRY**

**WHEREAS**, New York State has created ten Regional Economic Development Councils; and

**WHEREAS**, As part of the Regional Economic Development strategy, a unified funding process, the Consolidated Funding Application has been developed and made available to distribute grant funds to advance the preparation of strategies for community and waterfront revitalization through the preparation of a Local Waterfront Revitalization Planning Document to increase and support job creation, increased tourism, further infrastructure improvements, increase public access to outdoor recreation activities, and advance regionally significant economic development projects; and

**WHEREAS**, The Department of State of the State of New York has made funding available for 2022 Local Waterfront Revitalization Program Grants to assist applicants in implementing plans to community and waterfront revitalization efforts, and

**WHEREAS**, The following communities in the Wyoming County deem it advantageous to join together in seeking a Local Waterfront Revitalization Planning grant from the Department of State to study and develop a strategic plan to improve and protect the water quality of Silver Lake and promote sustainable economic and community revitalization in the Towns of Perry and Castile and the Village of Perry, and

**WHEREAS**, The County of Wyoming will act as the lead applicant and all the other constituent municipalities consisting of the Town of Perry, Town of Castile and the Village of Perry will act as co-applicants in this application, and

**WHEREAS**, The anticipated budget for the project is \$175,000 with a total local match of up to \$30,000, a pro-rated share from each of the involved municipalities that is beyond the 10% minimum match required, with the remaining funding (up to 90% due to environmental justice areas) being requested from the Department of State through the LWRP grant; now therefore

**BE IT RESOLVED**, That the County of Wyoming hereby agrees to act as the lead applicant for a Consolidated Funding Application LWRP Planning Grant administered by the New York State Department of State for the purposes of improving and protecting the water quality of Silver Lake and to promote sustainable economic and community revitalization in the Towns of Perry and Castile and the Village of Perry; and be it

**FURTHER RESOLVED**, That said grant will be administered by the County of Wyoming through the auspices of the Wyoming County Water Resource Agency, and be it

**FURTHER RESOLVED**, That the Chairman of the Wyoming County

July 12, 2022

Board of Supervisors is hereby authorized to execute all necessary Grant Application Documents for submission to the Consolidated Funding Application, Department of State LWRP program.

**Carried:** XXX    **Ayes:** 1551    **Noes:**    **Absent:** 48 (Pike)    **Abstain:**

*There was a motion by Mr. Brick, T/Perry, to combine resolutions #14 through #18. Hearing no objection, resolution titles only were read*

#14

**RESOLUTION NO. 22-360  
(July 12, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

**CHAIRMAN AUTHORIZED TO ACCEPT THE “*Allegany County Bid Award for Equipment Rental*” AND EXERCISE THE RIGHT TO “PIGGYBACK” AS AN ELIGIBLE POLITICAL SUBDIVISION UNDER GML §103 (16) ON BEHALF OF COUNTY HIGHWAY**

**BE IT RESOLVED**, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to accept the ““*Allegany County Bid Award for Equipment Rental*” and exercise the right to “piggyback” the award as an eligible political subdivision under GML §103 (16) and behalf of County Highway. Said bid awarded to *Mansfield Crane Services Corporation*, 79 Westgate Road, Mansfield, PA 16933; and be it

**FURTHER RESOLVED**, That the Chairman of this Board is hereby authorized and directed to sign required documentation with *Mansfield Crane Services Corporation*, 79 Westgate Road, Mansfield, PA 16933 on behalf of County Highway. Said contract is for the following, in an amount not to exceed forty-three dollars (\$43,000.00); effective July 1, 2022 through June 30, 2025:

- Rental of a 300-ton crane at eight thousand dollars (\$8,000.00) per day for approximately 2-3 days
- Transporting three (3) Tappen Z bridge panels for the Metcalf Road bridge project

Contingent upon the availability of funds. (*Munis #558*)

**Carried:** XXX    **Ayes:** 1551    **Noes:**    **Absent:** 48 (Pike)    **Abstain:**

#15

**RESOLUTION NO. 22-361  
(July 12, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH HARDING PLUMBING AND HEATING, INC. ON BEHALF OF BUILDINGS AND**

### **GROUND (CO. BLDGS.)**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with ***Harding Plumbing and Heating, Inc.***, 34 North Main Street, Perry, NY 14530 on behalf of Buildings and Grounds (Co. Bldgs.). Said contract is for emergency repairs to HVAC equipment at various county buildings in amounts not to exceed ten thousand dollars (\$10,000.00); effective June 1, 2022 through May 31, 2022. Contingent upon the availability of funds. (*Munis #546*)

**Carried: XXX    Ayes: 1551    Noes:    Absent: 48 (Pike)    Abstain: #16**

### **RESOLUTION NO. 22-362** **(July 12, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

### **RESOLUTION NUMBER 21-313 AMENDED**

**WHEREAS**, Resolution Number 21-313 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF BUILDINGS AND GROUND (CO. BLDGS.)**” passed by this Board of Supervisors on July 13, 2021 and provides, in part, for the following contract:

- ***MJ Mechanical Services, Inc.***, 95 Pirson Parkway, Tonawanda, NY 14150 for preventative maintenance on HVAC equipment at various county buildings in an amount not to exceed fifteen thousand eight hundred twelve dollars (\$15,812.00); effective July 5, 2021 through December 31, 2023.

Now therefore,

**BE IT RESOLVED**, That ***Resolution Number 21-313*** be hereby amended to ***add HVAC preventative maintenance at the Ag and Business Center in an amount not to exceed nine hundred twenty dollars (\$920.00)*** for a new contract amount not to exceed seventeen thousand six hundred fifty-two dollars (\$17,652.00); effective immediately. All else remains the same. (*Munis #540*)

**Carried: XXX    Ayes: 1551    Noes:    Absent: 48 (Pike)    Abstain: #17**

### **RESOLUTION NO. 22-363** **(July 12, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

### **RESOLUTION NUMBER 21-496 AMENDED**

July 12, 2022

**WHEREAS**, Resolution Number 21-496 entitled, “**CHAIRMAN AUTHORIZED TO AWARD BIDS AND SIGN VARIOUS CONTRACTS ON BEHALF OF BUILDINGS AND GROUNDS (CO. BLDGS.)**,” passed by this Board of Supervisors on November 9, 2021 and provides, in part, for the following contract:

- **NOMAD Enterprises, Inc.**, 7963 Old State Road, Pavilion, NY 14525 for mowing services as outlined in bid form at various county properties in an amount not to exceed thirteen thousand four hundred dollars (\$13,400.00) with call in not to exceed one thousand dollars (\$1,000.00) for a total amount of fourteen thousand four hundred dollars (\$14,400.00) per year for a total contract amount not to exceed forty-three thousand two hundred dollars (\$43,200.00); effective January 1, 2022 through December 31, 2024.

<b>BUILDING</b>	<b>ONE YEAR</b>	<b>THREE YEARS</b>	<b>CALL IN FEE</b>
Dept. of Social Services	\$2,072.50	\$6,217.50	\$200.00
Health Department	\$1,892.50	\$5,677.50	\$65.00
Record Retention Center	\$992.50	\$2,977.50	\$65.00
Animal Shelter	\$1,542.50	\$4,627.50	\$65.00
Fire Training Center	\$1,942.50	\$5,827.50	\$170.00
Radio Tower at FTC	\$1,022.50	\$3,067.50	\$50.00
Pioneer Cabin	\$2,392.50	\$7,177.50	\$200.00
Wyo. Co. Cemetery	\$1,542.50	\$4,627.50	\$150.00
Call In Maximum	\$1,000.00	\$3,000.00	
<b>TOTAL</b>	<b>\$14,400.00</b>	<b>\$43,200.00</b>	

And,

**WHEREAS**, That Resolution Number 21-496 was previously amended by this Board of Supervisors on April 12, 2022 by **Resolution Number 22-207** to increase the contract amount to forty-six thousand three hundred twenty dollars (\$46,320.00) as set forth below:

<b>BUILDING</b>	<b>REVISED ONE YEAR</b>	<b>REVISED THREE YEARS</b>	<b>CALL IN FEE</b>
Dept. of Social Services	\$2,202.50	\$6,607.50	\$200.00
Health Department	\$2,022.50	\$6,067.50	\$65.00
Record Retention Center	\$1,122.50	\$3,367.50	\$65.00
Animal Shelter	\$1,672.50	\$5,017.50	\$65.00
Fire Training Center	\$2,072.50	\$6,217.50	\$170.00
Radio Tower at FTC	\$1,152.50	\$3,457.50	\$50.00
Pioneer Cabin	\$2,522.50	\$7,567.50	\$200.00

Regular Session

Wyo. Co. Cemetery	\$1,672.50	\$5,017.50	\$150.00
Call in Maximum	\$1,000.00	\$3,000.00	
<b>TOTAL</b>	<b>\$15,440.00</b>	<b>\$46,320.00</b>	

Now therefore,

**BE IT RESOLVED**, That **Resolution Number 21-496** as previously amended by **Resolution Number 22-207** be hereby further amended to include the mowing at the Ag and Business Center in amounts not to exceed as follows:

- \$2,525.00 in 2022
- \$3,250.00 in 2023
- \$3,250.00 in 2024

(Munis #278)

All else remains the same.

**Carried: XXX    Ayes: 1551    Noes:    Absent: 48 (Pike)    Abstain: #18**

### **RESOLUTION NO. 22-364 (July 12, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

#### **RESOLUTION NUMBER 20-039 AMENDED**

**WHEREAS**, Resolution Number 20-039 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH JOHNSON CONTROLS FIRE PROTECTION, LP ON BEHALF OF BUILDINGS AND GROUNDS (CO. BLDGS.)**” passed by this Board of Supervisors on January 14, 2020 and provides for fire alarm and sprinkler inspections at various county buildings in an amount not to exceed eleven thousand nine hundred fourteen dollars (\$11,914.00); effective January 1, 2020 through December 31, 2021; and

**WHEREAS**, That Resolution Number 20-039 was previously amended by this Board of Supervisors on March 9, 2022 by **Resolution Number 21-112** to reflect an expiration date of **December 31, 2022**; now therefore,

**BE IT RESOLVED**, That **Resolution Number 20-039** as previously amended by **Resolution Number 21-112** be hereby further amended to provide **fire alarm and sprinkler inspections at the Ag and Business Center in an amount not to exceed three thousand five hundred twenty-five dollars (\$3,525.00) for a new total contract amount not to exceed fifteen thousand four hundred thirty-nine dollars (\$15,439.00)**. All else remains the same.

(Munis #544)

**Carried: XXX    Ayes: 1551    Noes:    Absent: 48 (Pike)    Abstain:**

*Supervisor Roche, T/Eagle indicated he would be abstaining from resolution #26 so that resolution will be voted on separately. There was a motion by Mrs. May, T/Orangeville, to combine resolutions #19 through #25 and resolutions #27 and #28. Hearing no objection, resolution titles only were read*

July 12, 2022

**RESOLUTION NO. 22-365  
(July 12, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON  
BEHALF OF THE SHERIFF'S DEPARTMENT**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign various contracts on behalf of the Sheriff's Department as follows:

- ***Letchworth Central School***, 5550 School Road, Gainesville, NY 14066 for law enforcement and police services when school is in session in an amount not to exceed fifty-five dollars and seventy-eight cents (\$55.78) per hour; effective September 1, 2022 through December 31, 2022 and fifty-eight dollars and eight cents (\$58.08) per hour; effective January 1, 2023 through June 30, 2023. (*Munis #516*)
- ***Attica Central School***, 3338 East Main Street, Attica, NY 14011 for law enforcement and police services in an amount not to exceed fifty-three and eighty-three cents (\$53.83) per hour; effective July 1, 2022 through December 31, 2022 and fifty-six dollars and five cents (\$56.05) per hour; effective January 1, 2023 through June 30, 2023. (*Munis #555*)

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1551    Noes:    Absent: 48 (Pike)    Abstain:**  
#20

**RESOLUTION NO. 22-366  
(July 12, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**CHAIRMAN AUTHORIZED TO ACCEPT THE “Onondaga County Bid Award for Emergency Planning, Training and Exercise” AND EXERCISE THE RIGHT TO “PIGGYBACK” AS AN ELIGIBLE POLITICAL SUBDIVISION UNDER GML §103 (16) ON BEHALF OF THE SHERIFF'S DEPARTMENT**

**BE IT RESOLVED**, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to accept the “*Onondaga County Bid Award*” and exercise the right to “piggyback” the award as an eligible political subdivision under GML §103 (16) and behalf of the Sheriff's Department. Said bid awarded to ***Van Bortel Ford, Inc.*** 71 March



Road, East Rochester, NY 14445; and be it

**FURTHER RESOLVED**, That the Chairman of this Board is hereby authorized and directed to sign required documentation with ***Van Bortel Ford, Inc.*** 71 March Road, East Rochester, NY 14445 on behalf of the Sheriff's Department. Said contract is for the purchase of a 2022 Ford Utility Police Interceptor in an amount not to exceed thirty-five thousand dollars one hundred ninety-six dollars and three cents (\$35,196.03); effective June 30, 2022 through delivery of vehicle. Contingent upon the availability of funds.

**Carried: XXX Ayes: 1551 Noes: Absent: 48 (Pike) Abstain:**

**#21**

**RESOLUTION NO. 22-367  
(July 12, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**APPROVING SOLE SOURCE PROCUREMENT WITH  
EZChildID.COM ON BEHALF OF THE WYOMING COUNTY  
SHERIFF'S DEPARTMENT**

**WHEREAS**, The Wyoming County Sheriff's Department would like to offer the public safety service of fingerprinting children which requires specialized equipment in order to protect the County's greatest resource – our children; and

**WHEREAS**, ***EZChildID.com***, 34900 Plymouth Road, Livonia, MI 48150 is the sole supplier of the EZ Child ID system and there are no other distributors. Purchase is direct from the manufacturer to ensure the best pricing and services and is the only self-contained mobile id unit in the country producing the most comprehensive digital child identification fingerprints and is the system of choice for Law Enforcement, US Military and the Department of Homeland Security; and

**WHEREAS**, The Wyoming County Sheriff's Department looked for other possible entities to provide technology equipment and has determined that there is no other entities capable of offering an "equal" product; and

**WHEREAS**, The Wyoming County Sheriff's Department has received and retained on file, a letter from ***EZChildID.com***; and

**WHEREAS**, Based upon the above, the Wyoming County Sheriff's Department has determined that ***EZChildID.com*** qualifies for sole source status; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors hereby authorizes sole source status for ***EZChildID.com*** pursuant to the Wyoming County Purchasing Policy authorized by Resolution Number 16-359 and adopted by this Board of Supervisors on December 13, 2016 and no other solicitation of written proposals or quotations shall be required; and be it

**FURTHER RESOLVED**, That any contract arising from the sole

July 12, 2022

source provider described above shall be subject to the approval of the County Attorney pursuant to this Resolution and further subject to the availability of funds.

**Carried: XXX    Ayes: 1551    Noes:    Absent: 48 (Pike)    Abstain: #22**

**RESOLUTION NO. 22-368  
(July 12, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH THE  
GENESEE COUNTY SHERIFF ON BEHALF OF THE COUNTY JAIL**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with the *Genesee County Sheriff*, 165 Park Road, Batavia, NY 14020 on behalf of the County Jail. Said contract to provide housing of Genesee County inmates in an amount not to exceed eighty-five dollars (\$85.00) per day; effective January 1, 2022 through December 31, 2022 and shall automatically renew on a year-to-year basis until terminated by either party. (*Revenue Contract*) (*Munis #517*)

**Carried: XXX    Ayes: 1551    Noes:    Absent: 48 (Pike)    Abstain: #23**

**RESOLUTION NO. 22-369  
(July 12, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**RESOLUTION NUMBER 22-221 AMENDED**

**WHEREAS**, Resolution Number 22-221 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH THE GENESEE COUNTY SHERIFF ON BEHALF OF THE COUNTY JAIL**”, passed by this Board of Supervisors on April 12, 2022 to provide prisoner housing at the Genesee County Jail in an amount not to exceed eighty-five dollars (\$85.00) per day; effective January 1, 2022 through December 31, 2022; now therefore

**BE IT RESOLVED**, That *Resolution Number 22-221* be hereby amended to *reflect contract effective dates of January 1, 2022 through December 31, 2022* and shall automatically renew on a year-to-year basis until terminated by either party. All else remains the same.

**Carried: XXX    Ayes: 1551    Noes:    Absent: 48 (Pike)    Abstain: #24**

**RESOLUTION NO. 22-370**

Regular Session

(July 12, 2022)

By Mrs. May, Chairman of the Public Safety Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH IDEMIA  
ON BEHALF OF THE COUNTY JAIL**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with **IDEMIA**, 5515 East La Palma Avenue, Suite 100, Anaheim, CA 92807 on behalf of the County Jail. Said contract to provide Livescan software and supporting equipment upgrades for the jail finger printing system in an amount not to exceed twenty-one thousand three hundred forty-seven dollars (\$21,347.00); effective July 1, 2022 through December 31, 2022. Contingent upon the availability of funds. (*Munis #570*)

**Carried: XXX    Ayes: 1551    Noes:    Absent: 48 (Pike)    Abstain: #25**

**RESOLUTION NO. 22-371  
(July 12, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**RESOLUTION NUMBER 22-334 AMENDED**

**WHEREAS**, Resolution Number 22-334 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS GRANT APPLICATIONS AND ACCEPTANCE AWARDS WITH THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES BEHALF OF WYOMING COUNTY EMERGENCY SERVICES**”, passed by this Board of Supervisors on May 11, 2021, 2018 and provided in part for the following contract:

- **FY2021** funding to effectively build and sustain critical capabilities in a tentative amount of fifty-nine thousand seven hundred fifty dollars (\$59,750.00) with a minimum amount of seventeen thousand nine hundred twenty-five dollars (\$17,925.00) slated for the Sheriff’s Office; effective September 1, 2022 through August 31, 2025. (*Munis #465*)

Now therefore,

**BE IT RESOLVED**, That **Resolution Number 22-334** be hereby amended to correct FY2021 to **FY2022 SHSP**. All else remains the same.

**Carried: XXX    Ayes: 1551    Noes:    Absent: 48 (Pike)    Abstain: #26**

**RESOLUTION NO. 22-372**

July 12, 2022

(July 12, 2022)

By Mrs. May, Chairman of the Public Safety Committee:

# **FIRE ADVISORY BOARD DELEGATES APPOINTED/REAPPOINTED**

**BE IT RESOLVED**, That the following named persons are hereby appointed/ reappointed to the Wyoming County Fire Advisory Board in accordance with Section 225-a of the County Law for a term of one (1) year; effective ***July 1, 2022 through June 30, 2023:***

Arcade	Gregory Landis	782 Geer Rd., Arcade, NY 14009
Attica	Jay Myers	297 Main St., Attica, NY 14011
Bennington	Chester Zymowski, Jr	1931 Rt. 354, Attica, NY 14011
Bliss	Marc Roche	3438 Rt. 39, Bliss, NY 14024
Castile	William Dake	73 W. Park Rd., Castile, NY 14427
Cowlesville	Nicholas Szuniewicz	282 Clinton St., Cowlesville, NY 14037
Gainesville	Tyler Horton	58 South Main, Lower, Castile, NY 14227
Harris Corners	Tom Keem	2579 Route 7, Strykersville, NY 14545
North Java	Kyle Meyer	4133 Route 98, North Java, NY 14113
Perry	Dakota Spink	PO Box 243, Perry, NY 14530
Perry Center	James Brick	PO Box 205, Perry, NY 14530
Pike	Nathan Lyke	34 Telegraph Rd., Bliss, NY 14024
Sheldon	Francis George	287 Sinn Rd., Cowlesville, NY 14037
Silver Springs	John Proper	80 Orchard St., PO Box 183, Silver Springs, NY 14550
Strykersville	Doug Schwab	3678 Route 78, Strykersville, NY 14145
Varysburg	James Kelly	2757 Buffalo Rd., Varysburg, NY 14167
Warsaw	Joseph Cummins	5400 Toolhouse Rd., Warsaw, NY 14569
Wyoming	John Moore	911 Tower Road, Wyoming, NY 14591
Members At-Large for towns without Departments		
Covington	Town Supervisor	Town of Covington
Orangeville	Town Supervisor	Town of Orangeville

**Carried: XXX Ayes: 1500 Noes: Absent: 48 (Pike) Abstain: 51 (Eagle)**  
**#27**

## **RESOLUTION NO. 22-373**

(July 12, 2022)

By Mrs. May, Chairman of the Public Safety Committee:

# **CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH ESO ON**

Regular Session

## BEHALF OF EMERGENCY SERVICES

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with **ESO**, 11500 Alterra Parkway, Suite 100, Austin TX 78758 on behalf of Emergency Services. Said contract is for emergency medical electronic patient care report (ePCR) platform consistent with NYDSOH rules and regulations in an amount not to exceed five thousand nine hundred ten dollars and sixty-six cents (\$5,910.66); effective July 13, 2022 through July 12, 2023. Contingent upon the availability of funds.  
(*Munis #568*)

**Carried:** XXX    **Ayes:** 1551    **Noes:**    **Absent:** 48 (Pike)    **Abstain:** #28

### RESOLUTION NO. 22-374 (July 12, 2022)

By Mrs. May, Chairman of the Public Safety Committee:

#### APPROVING SOLE SOURCE PROCUREMENT WITH FIREHOUSE TECHNOLOGY LLC ON BEHALF OF WYOMING COUNTY EMERGENCY SERVICES

**WHEREAS**, Wyoming County Emergency Services is in need of specialized drone technology equipment for a County-owned drone in order to perform complex emergency operations; and

**WHEREAS**, *Firehouse Technology, Inc.*, 11342 Alexa Drive, Painesville, OH 44077 offers exclusive drone products and public safety drone training programs which must be purchased directly from *Firehouse Technology, Inc.* as no other agents or dealers are authorized to represent this product as *Firehouse Technology, Inc.* has exclusive manufacturing and distribution rights; and

**WHEREAS**, Wyoming County Emergency Services looked for other possible entities to provide technology equipment for a currently owned drone and has determined that there is no other entities capable of offering an “equal” product; and

**WHEREAS**, Wyoming County Emergency Services has received and retained on file, a letter from *Firehouse Technology, Inc.*; and

**WHEREAS**, Based upon the above, Wyoming County Emergency Services has determined that *Firehouse Technology, Inc.* qualifies for sole source status; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors hereby authorizes sole source status for *Firehouse Technology, Inc.* pursuant to the Wyoming County Purchasing Policy authorized by Resolution Number 16-359 and adopted by this Board of Supervisors on December 13, 2016 and no other solicitation of written proposals or quotations shall be required; and be it

July 12, 2022

**FURTHER RESOLVED**, That any contract arising from the sole source provider described above shall be subject to the approval of the County Attorney pursuant to this Resolution and further subject to the availability of funds.

**Carried: XXX Ayes: 1551 Noes: Absent: 48 (Pike) Abstain:**

**Chairwoman's Presentation ~**

- *UB Law Alumni Associations 2022 Distinguished Alumni*
  - *Awards The Law Alumni Associations' Board of Directors recognized the valuable contributions that University at Buffalo School of Law Alumni have made to their profession and community.*
  - *Judge Mohun received the Award for the Judiciary.*

*Chairwoman Ryan, T/Warsaw asked Judge Mohun to join her at the podium. Judge Mohun stated that this award was really for the collaborative efforts of many in Wyoming County.*

*There was a motion by Mr. Kehl, T/Attica, to combine resolutions #29 through #39. Hearing no objection, resolution titles only were read*

**#29**

**RESOLUTION NO. 22-375  
(July 12, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS WITH  
SHI ON BEHALF OF INFORMATION TECHNOLOGY**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign various contracts with **SHI**, 290 Davidson Avenue, Somerset, NJ 08873 on behalf of Information Technology as follows:

- Cisco Duo MFA's (Multi-Factor Authentication) in an amount not to exceed twelve thousand four hundred dollars (\$12,400.00); effective September 8, 2022 through September 7, 2023. (*Munis #580*)
- Veeam software and support in an amount not to exceed five thousand six hundred eighty-three dollars and thirty cents (\$5,683.30); effective from September 22, 2022 through September 21, 2023. (*Munis #598*)

Contingent upon the availability of funds.

**Carried: XXX Ayes: 1551 Noes: Absent: 48 (Pike) Abstain:**

**#30**

**RESOLUTION NO. 22-376  
(July 12, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN 2023 INSURANCE  
RATES ON BEHALF OF CURRENT AND RETIRED COUNTY  
EMPLOYEES**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign health insurance rate sheets with *Alliance of WNY Health Benefit Fund*, 2914 Pine Street, Niagara Falls, NY 14301 and *Blue Cross Blue Shield*, 257 Genesee Street, Buffalo, NY 14240; effective January 1, 2023 through December 31, 2023:

**Employee BCBS High Deductible Plan**

- ❖ Single - \$ 648.89
- ❖ Family - \$1,760.26

**Retiree BCBS High Deductible Plan**

- ❖ Single - \$1,031.31
- ❖ Two-person - \$2,114.24
- ❖ Family - \$3,197.09

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1551    Noes:    Absent: 48 (Pike)    Abstain:    #31**

**RESOLUTION NO. 22-377  
(July 12, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**STANDARD WORK DAY AND REPORTING RESOLUTION**

**WHEREAS**, Regulation number 315.4 of the New York State Office of the State Comptroller became effective on August 12, 2009. This regulation more clearly defines the process of reporting elected and appointed officials and adds additional requirements for both employers and officials. Among the requirements for employers are a more detailed Standard Work Day and Reporting Resolution, submission of the resolution to the Retirement System and certification that the resolution was publicly posted; now therefore

**BE IT RESOLVED**, That the County of Wyoming hereby establishes the following as standard work days for elected and appointed officials whose term begins on or after August 12, 2009 and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the Clerk of this Board:

July 12, 2022

Title	Standard Work Day (Hrs/day)	Name	Social Security Number (Last 4 digits)	NYS Retirement Reg. #	Tier 1 (Check only if member is in Tier 1)	Term Begins/Ends	Record of Activities Result*	Not Submitted (Check only if Official did not submit their Record of Activities)
<b>Elected Officials</b>								
Supervisor	6	DAVIS, Jerry	XXXX	XXXXXXXXXX		01/01/22-12/31/25	6.83	
Supervisor	6	McCORMICK, Vanessa	XXXX	XXXXXXXXXX		01/01/22-12/31/25		√
Supervisor	6	LEUER, Daniel	XXXX	XXXXXXXXXX		01/01/22-12/31/25	12.36	
Supervisor	6	RYAN, Rebecca	XXXX	XXXXXXXXXX		01/01/22-12/31/25	31.72	
Sheriff	8	RUDOLPH, Gregory	XXXX	XXXXXXXXXX		01/01/22-12/31/25	23.96	
County Attorney	6	WILKINSON, Jennifer	XXXX	XXXXXXXXXX		01/01/22-12/31/23	27.92	
Coroner	6	SMITH, Michael	XXXX	XXXXXXXXXX		01/01/22-12/31/25	N/A	

**Carried: XXX Ayes: 1551 Noes: Absent: 48 (Pike) Abstain: #32**

**RESOLUTION NO. 22-378  
(July 12, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**LOCATION AND TIME OF AUGUST 2022 REGULAR SESSION  
CHANGED**

**WHEREAS,** The Rules of Procedure of the Board of Supervisors have been suspended by unanimous consent for the purpose recited in this resolution; now therefore

**BE IT RESOLVED,** That the Regular Session of the Wyoming County Board of Supervisors will be held on *Tuesday, August 16, 2022 at 2:00 PM* in the *Youth Building* of the *Wyoming County Fairgrounds in Pike, New York*.

**Carried: XXX Ayes: 1551 Noes: Absent: 48 (Pike) Abstain: #33**

**RESOLUTION NO. 22-379  
(July 12, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

Regular Session



**INSURANCE PREMIUMS FOR THE 2022~ 2023 POLICY TERM  
THROUGH TOMPKINS INSURANCE AGENCIES, INC. APPROVED**

**BE IT RESOLVED**, That the various premiums offered by the following insurance companies for the 2022 ~ 2023 policy term through *Tompkins Insurance Agencies, Inc.*, 90 Main Street, Batavia, NY 14020 for the County of Wyoming are hereby approved as follows; effective July 1, 2022 through July 1, 2023:

• <b><i>New York Municipal Insurance Program Package</i></b>	\$532,541.49
• <b><i>Selective Insurance Inland Marine</i></b>	
o Highway	\$16,459.00
o Sheriff, etc.	\$10,755.00
• <b><i>Cincinnati Insurance Company</i></b>	
o Boiler/Machinery	\$13,008.00
• <b><i>Travelers Insurance</i></b>	
o Crime	<u>\$1,725.00</u>
<b>SUB-TOTAL</b>	<b>\$574,491.49</b>
• <b><i>CFC</i></b>	
o Cyber Security	\$68,870.00
<b>TOTAL</b>	<b>\$643,361.49</b>

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1551    Noes:    Absent: 48 (Pike)    Abstain: #34**

**RESOLUTION NO. 22-380  
(July 12, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 18-306 AMENDED**

**WHEREAS**, Resolution Number 18-306 entitled, “**CHAIRMAN AUTHORIZED TO SIGN AN EMPLOYMENT AGREEMENT WITH SYDNEY DOMANOWSKI, DO ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM,**” was passed by this Board of Supervisors on July 18, 2018 to provide family practice and maternity services in an amount not to exceed two hundred fifty thousand dollars (\$250,000.00) plus a one-time fee of thirty-six thousand dollars (\$36,000.00); effective August 1, 2019 through July 31, 2022 or within sixty (60) days upon the completion of credentialing and obtaining malpractice insurance; and

**WHEREAS**, That Resolution Number 18-306 was previously amended by this Board of Supervisors on February 11, 2020 by ***Resolution Number 20-098*** to add ***additional on-call shifts over and above existing coverage obligation*** in an amount not to exceed ***twelve thousand dollars (\$12,000.00)*** per

July 12, 2022

year; effective ***January 1, 2020 through July 31, 2022***; now therefore

**BE IT RESOLVED**, That ***Resolution Number 18-306*** as previously amended by ***Resolution Number 20-098*** be hereby further amended as follows:

- Change contracting party's address to ***3700 Walker Road, Perry, NY 14530***.
- Extend the term of the agreement from January 1, 2020 through July 31, 2022 to ***August 1, 2022 through July 31, 2023***.

All else remains the same.

**Carried: XXX    Ayes: 1551    Noes:    Absent: 48 (Pike)    Abstain: #35**

**RESOLUTION NO. 22-381  
(July 12, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 16-088 AMENDED**

**WHEREAS**, Resolution Number 16-088 entitled, "**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY HEALTH SYSTEM**," passed by this Board of Supervisors on February 9, 2016 and provides for various contracts on behalf of the Wyoming County Community Health System, in part, as follows:

- ***Dentserv Dental Services, PC***, 15 Canal Road, Pelham Manor, NY 10803 to provide dental services to the residents of the Skilled Nursing Facility in an amount not to exceed thirty-seven thousand two hundred dollars (\$37,200.00) per year; effective April 1, 2016 through May 31, 2018.

And,

**WHEREAS**, That Resolution Number 16-088 was previously amended by this Board of Supervisors on October 9, 2018 by ***Resolution Number 18-423*** as follows:

- Extend the term of the contract from May 31, 2018 through ***May 31, 2020***.
- In accordance with the *automatic renewal* clause, increase the contract amount in an amount not to exceed thirty-seven thousand nine hundred forty-four dollars (\$37,944.00) per year for a total contract amount of seventy-five thousand eight hundred eighty-eight dollars (\$75,888.00).

And,

**WHEREAS**, That Resolution Number 16-088 as previously amended by Resolution Number 18-423, was further amended by this Board of Supervisors on June 9, 2020 by ***Resolution Number 20-273*** to extend the contract end date from May 31, 2020 ***through May 31, 2022***; now therefore

**BE IT RESOLVED**, That ***Resolution Number 16-088*** as previously amended by ***Resolution Number 18-423*** and ***Resolution Number 20-273*** be

hereby further amended to extend the term of the contract from May 31, 2022 to ***May 31, 2023 in an amount not to exceed forty thousand dollars (\$40,000.00) per year.*** All else remains the same.

**Carried: XXX    Ayes: 1551    Noes:    Absent: 48 (Pike)    Abstain:**  
#36

**RESOLUTION NO. 22-382  
(July 12, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 19-157 AMENDED**

**WHEREAS**, Resolution Number 19-157 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF WYOMING COUNTY COMMUNITY HEALTH SYSTEM,**” passed by this Board of Supervisors on March 12, 2019 and provided, in part, for the following contract:

- ***Mark Varallo, MD, PLLC***, P.O. Box 1207, Wilson, NY 14172 to provide behavioral health services required by patients at the Wyoming County Community Health System in amount not to exceed three hundred ten thousand dollars (\$310,000.00) per year; effective July 1, 2019 through June 30, 2022.

Now therefore,

**BE IT RESOLVED**, That ***Resolution Number 19-157*** be hereby amended to extend the term of the contract from July 1, 2019 through June 30, 2022 to ***July 1, 2022 through June 30, 2023.*** All else remains the same.

**Carried: XXX    Ayes: 1551    Noes:    Absent: 48 (Pike)    Abstain:**  
#37

**RESOLUTION NO. 22-383  
(July 12, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 22-098 AMENDED**

**WHEREAS**, Resolution Number 22-098 entitled, “**HOSPITAL ADMINISTRATOR (OR APPOINTED DESIGNEE) AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF WYOMING COUNTY COMMUNITY HEALTH SYSTEM,**” passed by this board of Supervisors on February 8, 2022 and provides, in part, for the following contract:

- ***Systems Personnel, Inc.***, 4154 Seneca Street, West Seneca, NY 14224 for recruiting services in an amount not to exceed sixty thousand dollars (\$60,000.00) for a six (6) month term; effective January 26, 2022 through July 31, 2022.

July 12, 2022

**WHEREAS**, That Resolution Number 22-098 was previously amended by this Board of Supervisors on May 10, 2022 by **Resolution Number 22-295** to reflect an amount not to exceed of ***ninety-three thousand seven hundred fifty dollars (93,750.00)*** to cover the actual cost of recruiting a Hospital Administrator; now therefore,

**BE IT RESOLVED**, That **Resolution Number 22-098** as previously amended by **Resolution Number 22-295** be hereby further amended to increase the contract amount to ***one hundred fifty thousand dollars (\$150,000.00)*** to cover the actual cost of recruiting the Chief Financial Officer. All else remains the same.

**Carried: XXX    Ayes: 1551    Noes:    Absent: 48 (Pike)    Abstain: #38**

**RESOLUTION NO. 22-384  
(July 12, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**SALARY SCHEDULE “P”, “G” AND “S” AMENDED**

**BE IT RESOLVED**, That the Wyoming County Salary Plan which became effective January 01, 1967, as amended, is hereby amended as follows:

**Salary Schedule “P”:**

***Wyoming County Community Hospital***

- Set the salary for the position of ***Family Practice and Maternity Physician Provider*** (1.00 FTE) (position code 10.103.586) under **WYOMING COUNTY FAMILY MEDICINE - O'DELL** at \$259,996.00 per year; effective August 1, 2022.

**Salary Schedule “G”:**

***County Health Department***

- Extend expiration date for the below positions through July 30, 2023:
  - ***Fiscal Administrator*** (position code 089.405)
  - ***Fiscal Officer*** (position code 136.580)
- Extend expiration date for the below position through June 30, 2024:
  - ***COVID-19 Response Specialist*** (position code 145.631)

***Public Defender***

- Reflect health and medical benefit package consistent with Salary Schedule “S” for the following positions:
  - ***Staff Social Worker PT*** (position code 008.594); effective October 4, 2021
  - ***Data Manager Account Clerk*** (position code 009.595); effective November 29, 2021
  - ***Assistant Public Defender (6<sup>th</sup>)*** (position code 012.503); effective February 28, 2022

- Salaries and benefits fully reimbursed by New York State Indigent Legal Services Contract Hurrell-Harring.

**Salary Schedule “S”:**

***Zoning Department***

- Include 2.5% COLA increase for the position of ***Zoning Enforcement Officer*** (position code 026.554); retroactive to January 1, 2022.

**Carried: XXX    Ayes: 1551    Noes:    Absent: 48 (Pike)    Abstain: #39**

**RESOLUTION NO. 22-385  
(July 12, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**POSITION(S) APPROVED**

**BE IT RESOLVED**, That the following positions are hereby created, amended, extended modified, reassigned, abolished and/or reclassified in the following Wyoming County Departments:

**ABOLISHED:**

***Public Health Dept***

- One (1) position of ***Nurse Practitioner*** (Per Diem) (position code 133.311) on Salary Schedule “S”; effective January 31, 2022.
- One (1) position of ***Nurse Practitioner*** (Per Diem) (position code 150.311) on Salary Schedule “S”; effective January 31, 2022.
- One (1) position of ***Registered Nurse*** (MWHS) (position code 060.209); effective November 7, 2021.
- One (1) position of ***Registered Nurse*** (MWHS) (per diem) (position code 122.209); effective December 31, 2021.
- One (1) position of ***COVID-19 Response Assistant*** (position code 146.630); on Salary Schedule “G”; effective April 17, 2022.

**Carried: XXX    Ayes: 1551    Noes:    Absent: 48 (Pike)    Abstain:**

***Non-Consent  
#40***

**RESOLUTION NO. 22-386  
(July 12, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**SALARY SCHEDULE “C” AMENDED**

**BE IT RESOLVED**, That the Wyoming County Salary Plan which became effective January 01, 1967, as amended, is hereby amended as follows:

July 12, 2022

- Create one (1) position of ***Nurse Recruiter*** (1.00 FTE) (position code TBD) under NURSING ADMINISTRATION (ACUTE) and set the salary range at \$75,000.00 - \$100,000.00 per year; position available date is June 26, 2022.
- Abolish one (1) position of ***Controller*** position (1.00 FTE) (position code 02.118.600) under FISCAL SERVICES; effective June 26, 2022.
- Create one (1) position of ***Senior Accountant*** (1.00 FTE) (position code TBD) under FISCAL SERVICES and set the salary at \$68,000.00 per year; position available date is June 26, 2022.
- Create one (1) position of ***Director of Special Projects*** (1.00 FTE) (position code TBD) under ADMINISTRATION and set the salary at \$110,000.00 per year; effective July 13, 2022.
- Set the salary for one (1) position of ***Chief Operating Officer*** (1.00 FTE) (position code 01.150.300) under ADMINISTRATION at \$190,000.00 per year; effective July 13, 2022.

## Non-Consent #41

## Regular Session

*Supervisor Brick, T/Perry offered buildings have been added and with more buildings, there is more work and more contracts. It is more than one person can handle...*

*Chairwoman Ryan, T/Warsaw reminded everyone that Valley Fest is taking place in Warsaw this Thursday through Sunday.*

*There being no further business to come before this Board, Senior Supervisor Berwanger, T/Arcade, adjourned the meeting at 3:09 PM with a rap on his desk.*

\*\*\*\*\*

Respectfully submitted,

*Cheryl J. Ketchum*

Cheryl J. Ketchum, <sup>CMC</sup>

Clerk to the Board

July 12, 2022

**SPECIAL SESSION  
(July 22, 2022)**

**Friday  
10:00 AM**

A SPECIAL session of the Wyoming County Board of Supervisors was held at the Wyoming County Government Center in the Board of Supervisors' Chambers located at 143 North Main Street, Warsaw, New York with all Supervisors present except Supervisors Berwanger, T/Arcade, Gozelski, T/Castile, Leuer, T/Middlebury, Becker, T/Sheldon and Jacoby, T/Wethersfield. Supervisors Kehl, T/Attica, Roche, T/Eagle, Roberts, T/Genesee Falls, McCormick, T/Java and May, T/Orangeville participated via Zoom. Also present was Deputy Clerk to the Board Lisa Perez. Members of the public were also able to observe the meeting via BOS YouTube Channel through the following link: <http://www.wyomingco.net/149/Board-of-Supervisors>.

**Call to Order ~**

At 10:08 AM Chairwoman Ryan, T/Warsaw, called the meeting to order.

The Pledge of Allegiance for this special board meeting was led by Supervisor Davis, T/Covington.

***The pledge was said by all.***

*Chairwoman Ryan, T/Warsaw thanked everyone for coming to today's SPECIAL board meeting.*

**Open Public Hearing ~**

- ***New York State Housing Trust Fund Corporation*** as represented by the New York State Office of Community Renewal through the Community Development Block Grant Program for the purpose of financing a COVID Farmworker Housing

**Public Hearing ~**

- ***Public Comment***

*Chairwoman Ryan, T/Warsaw asked if there were any written communications, which there were not.*

*Senior Planner, Jim Bragg and Executive Director Rosemary Shader of Community Action, Inc. provided a brief history of the need for this type of*



*housing. Six different rehabilitation projects have been identified for these grant funds if received.*

*Supervisor Brick, T/Perry and Supervisor King, T/Pike both posed questions.*

*Chairwoman Ryan inquired if there were any further questions...*

**Close the Public Hearing ~**

*Motion to close the Public Hearing was made by Supervisor Davis, T/Covington. Seconded by Supervisor Grant, T/Bennington. All Aye. Carried.*

*There being no further business to come before this Board, Senior Supervisor Davis, T/Covington adjourned the meeting at 10:12 AM with a rap on his desk.*

\*\*\*\*\*

Respectfully submitted,

***Lisa A. Perez***

Lisa A. Perez

Deputy Clerk to the Board

July 22, 2022

**REGULAR SESSION**  
**(August 16, 2022)**

**Tuesday**  
**2:30 PM**

The regular session of the Wyoming County Board of Supervisors was held in the Youth Building of the Wyoming County Fairgrounds, Pike, New York with all Supervisors present except Supervisor McCormick, T/Java. Also present were County Attorney Jennifer Wilkinson, Clerk to the Board of Supervisors, Cheryl Ketchum and Deputy Clerk, Lisa Perez.

**Call to Order ~**

At 2:03 PM Chairwoman Ryan, T/Warsaw, called the meeting to order.

**Acknowledgement of Colors ~**

- *By Dedicated Retired Veterans of Wyoming County*

The Veterans leading the Pledge of Allegiance for this month's meeting are:

**Private Daniel Allen**

Mr. Allen was born in Pavilion in 1980 where he grew up. He attended Pavilion High School before beginning to work on the civilian side. During this period between school and the military Mr. Allen worked as a tree trimmer, farmer and mechanic. By 2007, he was ready to join the military out of a combination of lingering anger over the 9/11 attacks and the desire to improve his situation.

In July of 2007, Mr. Allen was shipped out to Fort Knox, Kentucky where after four months of intense, rigorous training earned the right to say that he is now a part of the greatest MOS in the military, 19-Delta, Cavalry Scout.

Once Mr. Allen completed his time at Fort Knox, he was assigned to Fort Drum and the 10<sup>th</sup> Mountain Division. In January of 2008, he joined his unit in Iraq and was placed in their Brigade Special Troops Battalion in Northern Iraq around the city of Kirkuk. His Battalion consisted of fellow Scouts, Infantrymen and common soldiers. While deployed Mr. Allen would spend a couple of weeks at a time out at a combat outpost running missions and conducting reconnaissance on the enemy. In November of that year, Mr. Allen would redeploy with his unit back to Fort Drum, from where he was honorably discharged in 2009.

For his valor and courageous service to our country, Mr. Allen has been awarded the:

- National Defense Service Medal

Regular Session

- Global War on Terrorism Service Medal
- Iraq Campaign Medal w/ Campaign Star
- Army Service Ribbon
- Overseas Service Ribbon

Upon Mr. Allen's discharge, he moved to Castile and he became a gunsmith at Silver Trail Outfitters in Perry until the company shut their doors. He then applied his machining knowledge to Graham Corporation, a machine shop in Batavia where he works to this day.

Mr. Allen married his wife Patty in 2014 and they have a son named Josh. Mr. Allen has many hobbies, including shooting, hunting, fishing, working on cars and pretty much anything else that places him outdoors. He loves his family and helping people, making Mr. Allen the kind of person that makes Wyoming County such a great place to live.

### **Lieutenant Peter M. Roche**

Lieutenant Peter Roche was born and raised in Eagle and graduated from Letchworth Central High School in 2002. He enlisted in the United States Navy and attended basic training in Great Lakes in July 2002. Lieutenant Roche spent the next 17 years as a Hospital Corpsman. He attended Surface Force Independent Duty Corpsman School in 2011 graduating in 2012. In 2013, he was selected and advanced to the rank of Chief Petty Officer.

Lieutenant Roche earned his Master's in Public Health in 2017 and was commissioned as an Environmental Health Officer through the Medical Service Corps in-service procurement program. Lieutenant Roche then served as Department Head, Preventive Medicine for Naval Hospital Guam and Assistant Public Health Emergency Officer for Joint Region Marianas during the COVID-19 Pandemic. He earned his graduate certificate in Global Health from the Uniformed Services University in 2022.

Previous duty stations include Naval Hospital Beaufort/Parris Island, 4<sup>th</sup> MEB, MARSOC, Riverine Group One, Naval Special Warfare Group Two Logistics and Support Unit, and Presidential Helicopter Squadron One (HMX-1). Lieutenant Roche has completed deployments to Chad, Afghanistan, and Cameroon.

For his valor and courageous service to our country, Lieutenant Roche has been awarded the:

- NATO Medal
- Sea Service Deployment Medal
- Global War on Terrorism Service Medal
- Afghanistan Campaign Medal
- National Defense Medal
- Armed Forces Service Medal
- Good Conduct Medal (5 times)
- Joint Meritorious Unit Meritorious Award

August 16, 2022

- Navy and Marine Corps Achievement Medal (5 times)
- Navy and Marine Corps Commendation Medal (2 times)
- Joint Service Commendation Medal

Lieutenant Roche is married to his wife Laura, who is from Alabama. He actually worked with his sister in the Navy and so he met Laura through her sister. Together they are the proud parents of six children: Patrick (15), Maryella (13), Khayeshah (12), Finn (11), Brenden (8) and Gabriella (2).

Between being a part of a family of eight and all the hours that the military life requires, Lieutenant Roche does not have the time for many hobbies, but he still does brew his own beer. We are proud to welcome home such a great patriot who is one of many that represent Wyoming County so well serving our great country all around the world.

***The pledge was said by all.***

*Chairwoman Ryan requested Supervisor Gozelski, T/Castile and Supervisor Roche, T/Eagle to assist in the presentation of the customary certificate of appreciation to both veterans. Supervisor Roche is the father of Lt. Roche. Chairwoman Ryan offered them an opportunity to address the Board.*

*Mr. Allen thanked Director Solina and Deputy Director Kruppa. Also thanked his wife for pushing him to do the best he can. Mr. Roche acknowledged his family's love and support and thanked the board.*

*Chairwoman Ryan asked Rev. Mack Bixby to offer a prayer for the meeting.*

**#1**

**RESOLUTION NO. 22-388  
(August 16, 2022)**

By Mr. Becker, Chairman of the Agriculture Committee:

**WYOMING COUNTY FAIR WEEK PROCLAIMED**

**WHEREAS**, The 2022 Wyoming County Fair will be held from August 13<sup>th</sup> through August 20<sup>th</sup>, 2022 in the Town of Pike, Wyoming County, State of New York; and

**WHEREAS**, The Wyoming County Fair is a fabulous opportunity for residents and visitors of Wyoming County to experience and enjoy the many exhibits, programs and demonstrations the Fair has to offer; and

**WHEREAS**, The Fair is also one of the favorite locations of the 4-H Youth Development Program which provides an opportunity for the youth in Wyoming County to gain invaluable life skills through development of their own projects and participation in club-based activities that help them grow in character, commitment, community service and responsibility; and

**WHEREAS**, The Fair's theme for 2022 is ***"Wyoming County Fair***

*Saluting a Century of 4-H*"; and

**WHEREAS**, The purpose of the Fair focuses on all families, particularly the farm family, agriculture, horticulture, domestic arts and allied sciences through educational instruction display and competition; and

**WHEREAS**, The Wyoming County Fair is truly a showcase for our farmers, artisans of all types and the youth of the entire County; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors hereby proclaim the week of August 13<sup>th</sup> through August 20<sup>th</sup> in the year 2022 as **"WYOMING COUNTY FAIR WEEK"**; and be it

**FURTHER RESOLVED**, That the Wyoming County Board of Supervisors does hereby recognize and applaud the untiring efforts of the Wyoming County Fair Association that makes this event a huge success, year after year.

**Carried: XXX    Ayes: 1511    Noes:    Absent: 88 (Java)    Abstain:**

### **Presentations ~**

*Chairwoman Ryan invited Supervisor Becker, T/Sheldon to read the proclamation. Supervisor Becker will present a certificate of recognition to Fair Queen Madelynn Olin later during the meeting. She is currently in the arena showing her cow. Ms. Olin is from the Town of Castile and is sponsored by "Farmer 2 Farmer".*

*Chairwoman Ryan then asked Wyoming County Fair General Superintendent and Town of Eagle Supervisor Michael Roche to provide a Fair update.*

*Chairwoman Ryan then introduced the special guests attending today's meeting:*

- *22<sup>nd</sup> Congressional District Representative Claudia Tenney*
- *57<sup>th</sup> District Representative New York State Senator George M. Borrello*
- *New York State Assemblyman David DiPietro*

*Chairwoman Ryan continued the meeting with the introductions of the elected and appointed officials of Wyoming County:*

- *County Clerk, Rhonda Pierce*
- *District Attorney, Donald O'Geen*
- *Acting Sheriff, Dave Linder*
- *Deputy County Treasurer, Robin LaWall*

*Chairwoman Ryan mentioned that Senator Gallivan was unable to attend the event this year.*

### **Special Recognition ~**

- *Retired Sheriff Gregory J. Rudolph*

August 16, 2022

- In recognition of 21 years of dedicated, selfless service to the residents of Wyoming County

*Chairwoman Ryan offered the following:*

*Sheriff Rudolph rose from Deputy Sheriff, to Patrol Sergeant to Undersheriff to Acting Sheriff to Sheriff in January 2014 after becoming overwhelming elected by the residents of Wyoming County.*

*During his career, Sheriff Rudolph earn the:*

- *Law Enforcement Purple Heart in 2006*
- *Named Deputy of the Year by the New York State Sheriff's Association and the National Sheriff's Association in 2007*
- *Medal of Valor from the National Sheriff's Association*

*Sheriff Rudolph also served in the United States Navy.*

*Chairwoman Ryan stated Wyoming County is forever is Sheriff Randolph's debt.*

*Supervisor May, T/Orangeville congratulated Sheriff Rudolph on his retirement and wished him and his wife Renee all the best.*

*Chairwoman Ryan presented Sheriff Rudolph with a clock.*

*Sheriff Rudolph said it has been a pleasure and an honor to work and live in Wyoming County.*

**Communications ~**

- 07/20/2022 Correspondence from Assemblyman DiPietro acknowledging receipt of Res. #22-357

**#2**

**RESOLUTION NO. 22-389**  
**(August 16, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**FUNDS TRANSFERRED TO VARIOUS 2022 ACCOUNTS**

**BE IT RESOLVED,** That funds are hereby transferred to the various 2022 accounts as follows:

<b>CIP</b>			
<b>From:</b> 129950.599504 Transfer to CIP <b>To:</b> 121620.521023 Fire Train Facility <b>Reason:</b> To establish the Fire Training Facility Project.	\$1,402,800.00	\$1,402,800.00	
<b>CIP Total</b>			<b>\$1,402,800.00</b>
<b>Jail</b>			
<b>From:</b> 013150.541410 Software <b>To:</b> 013150.520002 IT/Communication <b>Reason:</b> To purchase upgrade to current	\$21,347.00	\$21,347.00	

Regular Session

Livescan Fingerprinting system.			
<b>Jail Total</b>			<b>\$21,347.00</b>

**Carried: XXX Ayes: 1511 Noes: Absent: 88 (Java) Abstain:**

#3

**RESOLUTION NO. 22-390**  
**(August 16, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**FUNDS APPROPRIATED TO VARIOUS 2022 ACCOUNTS**

**BE IT RESOLVED**, That funds are hereby appropriated to the various 2022 accounts as follows:

<b>Wyo. Co. Comm. Hospital</b>			
<b>To:</b> 019950.599502 Transfer to Hospital <i>w/any funds available</i> <b>Reason:</b> To appropriate funding to support Hospital operations with any funds available not to exceed \$7M for 2022.	\$7,000,000.00	\$7,000,000.00	
<b>Wyo. Co. Comm. Hospital Total</b>			<b>\$7,000,000.00</b>
<b>Board of Supervisors</b>			
<b>To:</b> 011010.541202 Printing 011010.540401 Training/Conferences w/01101004.430890 State Aid Shared Serv 01101000.412890 Other Dept. Income <b>Reason:</b> Appropriate NYS DOS CWSSI Matching Funds grant for usage with Fall NYSAC Conference and BOS printing requirements for Rosters, Seals and Journals of Proceedings.	\$2,700.00 8,140.75	\$6,840.75 4,000.00	
<b>Board of Supervisors Total</b>			<b>\$10,840.75</b>
<b>Budget Office</b>			
<b>To:</b> 011231.510001 Salary S/D/I 011231.510601 Unused Benefit Time 011231.583001 FICA 011231.585001 Medicare <i>w/any funds available</i> <b>Reason:</b> To cover the cost of the 2.5% retro, the additional position and the payout amount due to the retiring Deputy Budget Officer.	\$19,000.00 10,790.00 1,850.00 432.00	\$32,072.00	
<b>Budget Office Total</b>			<b>\$32,072.00</b>
<b>CIP</b>			
<b>To:</b> 019950.599512 Transfer to Fund 12 CIP <i>w/any funds available</i> <b>Reason:</b> To provide additional funding towards the Fire Training Facility project.	\$650,000.00	\$650,000.00	
<b>To:</b> 129950.599504 Transfer to CIP w/12162006.450310 InterfundTransfromFund 01 <b>Reason:</b> To provide additional funding towards the Fire Training Facility project.	\$650,000.00	\$650,000.00	

August 16, 2022

<b>To:</b> 121620.521023 Fire Training Facility w/12162005.440890.USDA Federal Grant <b>Reason:</b> To appropriate USDA funds awarded for the Fire Training Facility project.	\$597,200.00	\$597,200.00	
<b>CIP Total</b>			<b>\$1,897,200.00</b>
<b>Board of Elections</b>			
<b>To:</b> 011450.520002 IT/Communications 011450.541010 Office Supplies w/01145005.430890 Other State Aid 01145006.440890.R Federal Aid ARPA <b>Reason:</b> To appropriate \$142,276.00 for the purchase of 16 voting machines and a ballot printer with ARPA funding and TIER funding through NYS Grant. Total purchase will be \$175,350.00 with \$33,077.00 already budgeted.	\$141,323.00 950.00	\$609.58 141,663.42	
<b>Board of Elections Total</b>			<b>\$142,273.00</b>
<b>Machinery</b>			
<b>To:</b> 035130.520401 Misc. Equipment w/03513005.440890R Federal Grant ARPA <b>Reason:</b> To appropriate ARPA funds for a Boom Tractor (\$160K) and a Wood Chipper (\$76K)	\$236,000.00	\$236,000.00	
<b>Machinery Total</b>			<b>\$236,000.00</b>
<b>Human Resource</b>			
<b>To:</b> 011430.541204 Advertising w/ <i>any funds available</i> <b>Reason:</b> To fund print advertising. Currently print advertising is done with the Batavia Daily, County website, local Penny Savers, Indeed and Facebook.	\$35,000.00	\$35,000.00	
<b>Human Resource Total</b>			<b>\$35,000.00</b>
<b>Mental Health</b>			
<b>To:</b> 014325.542409 Advocacy Services 014325.542414 Respite Care 014325.542415 Family Support 014325.542419 Drop-In 014325.542441 Misc. MH Prog 014325.542445 Supported Apt. 014325.542467 Crisis Outreach 014325.542468 Transportation Program w/01432500.434900 MH State Aid <b>Reason:</b> State aid adjustment.	\$10,144.00 781.00 2,321.00 3,943.00 8,635.00 13,680.00 3,736.00 4,648.00	\$ 47,888.00	
<b>To:</b> 014323.542409 Advocacy Svcs. 014323.542411 PAO 014323.542412 Forensic Case Mngmnt. 014323.542420 Psycho/Social 014323.542441 Misc. MH Prog. w/014323.434900 MH State Aid <b>Reason:</b> State aid adjustment.	\$694.00 1,190.00 1,123.00 2,382.00 1,943.00	\$7,332.00	
<b>To:</b> 014322.542408 GLOW ARC w/01432200.434900 MH State Aid <b>Reason:</b> State aid adjustment.	\$2,718.00	\$2,718.00	
<b>To:</b> 014320.542486 Case Management w/01432001.434900 MH State Aid <b>Reason:</b> State aid adjustment.	\$3,309.00	\$3,309.00	
<b>To:</b> 014250.542405 Chemical Abuse	\$5,798.00		



w/01425002.434900 State Aid <b>Reason:</b> State aid adjustment.		\$5,798.00	
<b>Mental Health Total</b>			<b>\$67,045.00</b>
<b>Public Health</b>			
<b>To:</b> 014010.542431 Immunization Action Plan w/01401020.434010 ImmunizationActionPln <b>Reason:</b> 2022 purchase.	\$2,128.00	\$2,128.00	
<b>To:</b> 014010.542461CVDVX/COVID VaxResp. w/01401028.444890 COVID Vax Resp Fed <b>Reason:</b> To appropriate federal funds passed through by NYS. Grant is for vaccine uptake and education. CFDA #93.268. Grant contract is 1/1/2021 through 6/30/2024; funds were not originally expected to be expended until 1/1/2023, therefore there were no funds in 2022 budget.	\$4,175.00	\$4,175.00	
<b>Public Health Total</b>			<b>\$6,303.00</b>
<b>Planning &amp; Development</b>			
<b>To:</b> 016421.542477 Small Cities Grant w/01642103.440890 Small Cities Grant <b>Reason:</b> To appropriate funds for CDBG grant 1279ME977-21.	\$300,000.00	\$300,000.00	
<b>Planning &amp; Development Total</b>			<b>\$300,000.00</b>
<b>Sheriff</b>			
<b>To:</b> 013110.540508 Private Auto Repair w/01311009.426800 Insurance Recovery <b>Reason:</b> To pay invoice for repairs to the patrol car involved in a car/deer accident; insurance check issued to the County instead of the Collision Shop.	\$4,866.44	\$4,866.44	
<b>Sheriff Total</b>			<b>\$4,866.44</b>
<b>Fire &amp; Building Codes</b>			
<b>To:</b> 013620.510001 Salary-Schedule S 013620.581001 Retirement 013620.580001 Worker's Comp 013620.583001 FICA 013620.585001 Medicare FICA 013620.589001 Medical/Hosp Ins 013620.589002 HRA-Employee 013620.589003 HRA-Admin w/ <i>any funds available</i> <b>Reason:</b> Funds needed to cover unbudgeted Fire Safety Inspector (FT) position approved by Res. #22-152.	\$13,438.36 2,284.52 669.83 833.18 194.86 7,575.24 2,500.00 72.00	\$27,567.99	
<b>Fire &amp; Building Codes Total</b>			<b>\$27,567.99</b>
<b>Public Defender</b>			
<b>To:</b> 011170.510001 Salaries 011170.581001 Retirement 011170.583001 FICA 011170.585001 Medicare 011170.542400 D12 w/01117002.430250 (ILS Project) <b>Reason:</b> Appropriate ILSD12 funds.	\$12,896.00 2,063.50 800.00 187.00 1,073.50	\$17,020.00	
<b>Public Defender Total</b>			<b>\$17,020.00</b>

**Carried: XXX    Ayes: 1511    Noes:    Absent: 88 (Java)    Abstain:**

August 16, 2022

*Mr. Jacoby, T/Wethersfield, Chairman of the Audit Committee, presented the approved payment of bills totaling \$11,968,022.89 for the month of July 2022. No further action is required.*

*There was a motion by Mrs. King, T/Pike, to combine resolutions #4 and #5. Hearing no objection resolution titles were read.*

#4

**RESOLUTION NO. 22-391**  
**(August 16, 2022)**

By Mrs. King, Chairman of the Human Resource Committee:

**RESOLUTION NUMBER 21-507 AMENDED**

**WHEREAS**, Resolution Number 21-507 entitled, “**PROPERTY AUCTION SALES APPROVED**” passed by this Board of Supervisors on November 9, 2021 and provides for the acceptance of obtained bids at public auction, in part, for the following property:

<b>TAX MAP</b>	<b>BUYER/ADDRESS</b>	<b>TOTAL SALE</b>	<b>LOCATION</b>
19.-1-40	<i>Upstate Auto Properties</i> 36 Main Street, Attica, NY	\$90,000.00	663 Creek Road, Attica

Now therefore,

**BE IT RESOLVED**, That *Resolution Number 21-507* be hereby amended to vacate the sale of real property located at 663 Creek Road, Attica, New York, Tax Map No. 19.-1-40 to Upstate Auto Properties. All else remains the same.

**Carried: XXX   Ayes: 1511   Noes:   Absent: 88 (Java)   Abstain:**

#5

**RESOLUTION NO. 22-392**  
**(August 16, 2022)**

By Mrs. King, Chairman of the Human Resource Committee:

**CSEA HOSPITAL SUPERVISORY UNIT CONTRACT APPROVED**

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors hereby ratifies the Tentative Agreement between the *Wyoming County Hospital Supervisory Unit #9250-01*, Wyoming County Local #861, Civil Service Employees Association, Inc., Local 1000, AFSCME AFL-CIO and the County of Wyoming dated January 1, 2021 through December 31, 2024 and subject to agreement between the County and CSEA representatives as to actual contract language reflecting the negotiated changes; and be it

**FURTHER RESOLVED**, That the Chairman of this Board of Supervisors and the members of the Human Resource Committee, with the approval the County Attorney, are hereby authorized and directed to execute the above-mentioned agreement on behalf of the County of Wyoming.

**Carried: XXX Ayes: 1511 Noes: Absent: 88 (Java) Abstain:**

*There was a motion by Ms. Grant, T/Bennington, to combine resolutions #6 through #15. Hearing no objection resolution titles were read.*

#6

**RESOLUTION NO. 22-393**  
**(August 16, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**NATIONAL END OF OPERATION IRAQI FREEDOM  
REMEMBRANCE DAY PROCLAIMED**

**WHEREAS;** Due to the search for weapons of mass destruction and the need to take the fight to the terrorists' home turf, *Operation Iraqi Freedom* was launched by the United States and her allies with the invasion of Iraq on March 20, 2003; and

**WHEREAS;** During the war 4,431 American soldiers were killed along with 31,994 wounded and hundreds of thousands negatively impacted by the burn pits which were used to dispose of waste collected on military bases, including items that produced dangerous toxic smoke when burned; and

**WHEREAS;** Through the decisive actions taken by our soldiers on the ground, Iraq was secure and was becoming a stable country; and

**WHEREAS;** Despite the poor decision to completely pull out by those in charge in 2010 and 2011, Wyoming County knows our soldiers gave everything they had to secure freedom for the Iraqis and eliminate countless terrorists; now therefore

**BE IT RESOLVED;** That the Wyoming County Board of Supervisors, in commemoration of the official end of *Operation Iraqi Freedom* declared on August 31, 2010, does hereby proclaim August 31, 2022 as "**NATIONAL END OF OPERATION IRAQI FREEDOM REMEMBRANCE DAY**" in Wyoming County; and be it

**FURTHER RESOLVED**, That the Wyoming County Board of Supervisors expresses their sincere gratitude for the extraordinary service and sacrifice of all those who have answered this Country's call to serve and reminds everyone to never forget these courageous military men and women.

**Carried: XXX Ayes: 1511 Noes: Absent: 88 (Java) Abstain:**

#7

**RESOLUTION NO. 22-394**  
**(August 16, 2022)**

August 16, 2022

By Ms. Grant, Chairman of the Human Service Committee:

**CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED  
TO SIGN VARIOUS WELFARE MANAGEMENT SYSTEM  
CONTRACTS ON BEHALF OF THE DEPARTMENT OF SOCIAL  
SERVICES**

**BE IT RESOLVED**, That the Chairman of this Board and Commissioner of Social Services, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, are hereby authorized and directed to sign various welfare management system on behalf of the Department of Social Services. Said contracts are for residential and therapeutic foster care services for Wyoming County children/youth as well as “Raise the Age” (RTA) standards as enacted by Part WWW of Chapter 59 of the Laws of 2017 as follows; effective July 1, 2022 through June 30, 2023 unless otherwise noted:

- ***Berkshire Farm Center & Services for Youth***, 13640 State Route 22, Canaan, NY 12029 in an amount not to exceed one hundred eleven thousand dollars (\$111,000.00) for approximately one (1) child.
- ***Children Awaiting Parents, Inc.***, 176 Anderson Avenue, Suite F202, Rochester, NY 14607 in an amount not to exceed thirty-eight thousand dollars (\$38,000.00) for approximately one (1) child.
- ***Gustavus Adolphus – Lutheran Social Services***, 200 Gustavus Avenue, Jamestown, NY 14701 in an amount not to exceed thirty-one thousand one hundred fifty dollars (\$31,150.00) for approximately one (1) child.
- ***New Directions***, 6395 Old Niagara Road, Lockport, NY 14094-1499 in an amount not to exceed five hundred eighty-three thousand dollars (\$583,000.00) for approximately five (5) children.
- ***The William George Agency for Children’s Services, Inc.***, 380 Freeville Road, Freeville, NY 13068 in an amount not to exceed two hundred thirty-two thousand seven hundred dollars (\$232,700.00) for approximately one (1) child.
- ***Villa of Hope***, 3300 Dewey Avenue, Rochester, NY 14616 in an amount not to exceed fifteen thousand five hundred dollars (\$15,500.00) for approximately one (1) child; effective July 1, 2022 through July 31, 2022.
- ***Timothy Hill Children’s Ranch, Inc.***, 298 Middle Road, Riverhead, NY 11901 in an amount not to exceed two hundred ten thousand dollars (\$210,000.00) for approximately one (1) child; effective July 1, 2022 through December 31, 2022.

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1511    Noes:    Absent: 88 (Java)    Abstain:**

**#8**

Regular Session

**RESOLUTION NO. 22-395**  
**(August 16, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED  
 TO SIGN A WELFARE MANAGEMENT SYSTEM CONTRACT WITH  
 REBECCA ANDERSON ON BEHALF OF THE DEPARTMENT OF  
 SOCIAL SERVICES**

**BE IT RESOLVED**, That the Chairman of this Board and Commissioner of Social Services, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, are hereby authorized and directed to sign a welfare management system contract with *Rebecca Anderson*, 24 Pioneer Lane, Delevan, NY 14242 on behalf of the Department of Social Services. Said contract to provide foster care services in a variable amount depending upon services provided; effective June 30, 2022 through June 30, 2023. Contingent upon the availability of funds.

**Carried: XXX Ayes: 1511 Noes: Absent: 88 (Java) Abstain:**

**#9**

**RESOLUTION NO. 22-396**  
**(August 16, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**CHILD SUPPORT AWARENESS MONTH PROCLAIMED**

**WHEREAS**, Our children are our most precious and valuable resource and by investing in them, we secure a future of hope and opportunity for us all; and

**WHEREAS**, The welfare of our children is the most important responsibility we have as parents and a child should be able to rely on parental support; and

**WHEREAS**, Children who receive adequate emotional and financial support from both parents may experience less difficulty in becoming healthy, happy and productive citizens; and

**WHEREAS**, Prior to 1975, child support enforcement was primarily accomplished in the private sector through civil actions by private attorneys; and

**WHEREAS**, The public sector of Child Support Enforcement was established in 1975 under Title IV-D of the Social Security Act, making child support enforcement a joint federal, state and local partnership in order to ensure that children are financially supported by both parents. In addition to the efforts made by the public sector, private attorneys will continue to play an active role in child support enforcement; and

August 16, 2022

**WHEREAS**, Concerned and dedicated child support workers, clerks of the court, county attorneys, support magistrates, judges and deputy sheriffs throughout the County work diligently to establish and enforce child support obligations for the benefit of children in Wyoming County; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors hereby proclaims August 2022 as **CHILD SUPPORT AWARENESS MONTH** in Wyoming County.

**Carried: XXX Ayes: 1511 Noes: Absent: 88 (Java) Abstain:**

**#10**

### **RESOLUTION NO. 22-397**

**(August 16, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

### **CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND ACCEPTANCE AWARD WITH NEW YORK STATE OFFICE FOR THE AGING ON BEHALF OF WYOMING COUNTY OFFICE FOR THE AGING**

**BE IT RESOLVED**, That the Chairman of this Board and the Commissioner of Health, with the approval of the County Attorney, are hereby authorized and directed to sign a grant application and acceptance award with *New York State Office for the Aging*, 2 Empire State Plaza, Corning Tower, Albany, NY 1223 on behalf of Wyoming County Office for the Aging. Said funding is for continuation and the implementation of the expansion and enhancement of NY Connects in a minimum amount of one hundred seventy-five thousand nine hundred eighty-two dollars (\$175,982.00); effective April 1, 2022 through March 31, 2023. (*Munis #633*)

**Carried: XXX Ayes: 1511 Noes: Absent: 88 (Java) Abstain:**

**#11**

### **RESOLUTION NO. 22-398**

**(August 16, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

### **CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH GLOW ARC ON BEHALF OF THE YOUTH BUREAU**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with **ARC GLOW**, 18 Main Street, Mt. Morris, NY 14510 on behalf of the Youth Bureau. Said contract to provide transportation for the summer session for out-of-district Letchworth Central School students in a variable amount depending upon services provided;

effective July 1, 2022 through September 30, 2022. Contingent upon the availability of funds. (*Munis #575*)

**Carried: XXX Ayes: 1511 Noes: Absent: 88 (Java) Abstain:**

**#12**

### **RESOLUTION NO. 22-399**

**(August 16, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

#### **RESOLUTION NUMBER 21-536 AMENDED**

**WHEREAS**, Resolution Number 21-536 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH CORVUS BUS ON BEHALF OF THE YOUTH BUREAU**,” passed by this Board of Supervisors on December 14, 2021 to provide transportation services for early intervention and preschoolers in Wyoming County in a variable amount not to exceed 2022 budget; effective December 1, 2021 through June 30, 2024; and

**WHEREAS**, That Resolution Number 21-536 was previously amended by this Board of Supervisors on January 11, 2022 by *Resolution Number 22-012* to correct the end date of the contract from June 30, 2024 to **June 30, 2022**; now therefore

**BE IT RESOLVED**, That *Resolution Number 21-536* as previously amended by *Resolution Number 22-012* be hereby further amended to extend the term of the contract from June 30, 2022 to **June 30, 2024**. All else remains the same. (*Munis CO #111*)

**Carried: XXX Ayes: 1511 Noes: Absent: 88 (Java) Abstain:**

**#13**

### **RESOLUTION NO. 22-400**

**(August 16, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

#### **CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH KAREN ZEYUMA ON BEHALF OF THE YOUTH BUREAU**

**BE IT RESOLVED**, That the Chairman of this Board and Commissioner of Social Services, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, are hereby authorized and directed to sign a contract with *Karen Zeyuma*, 2490 Christ Road, Warsaw, NY 14569 on behalf of the Youth Bureau. Said contract is for preschool related services in a variable amount depending upon services provided; effective July 1, 2022 through June 30, 2024. Contingent upon the availability of funds. (*Munis #638*)

**Carried: XXX Ayes: 1511 Noes: Absent: 88 (Java) Abstain:**

August 16, 2022

**RESOLUTION NO. 22-401**  
**(August 16, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH BATAVIA CITY SCHOOL DISTRICT ON BEHALF OF THE YOUTH BUREAU**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with ***Batavia City School District***, 80 Union Street, Batavia, NY 14020 on behalf of the Youth Bureau. Said contract is for preschool special education center based 4410 classrooms in a variable amount depending upon service provided; effective September 1, 2022 through June 30, 2024. Contingent upon the availability of funds. (*Munis #637*)

**Carried: XXX    Ayes: 1511    Noes:    Absent: 88 (Java)    Abstain:**

#15

**RESOLUTION NO. 22-402**  
**(August 16, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**MEMBERS APPOINTED/REAPPOINTED TO THE GLOW WORKFORCE DEVELOPMENT BOARD**

**BE IT RESOLVED**, That the following individuals are hereby reappointed to the GLOW Workforce Development Board as follows:

***Wyoming County Business Representative Member***

*Two (2) year term effective July 1, 2022 through June 30, 2024*

- ***Norbert Fuest*** (Appletree HR and Safety Consultant, LLC), 2039 Church Road, Darien Center, NY 14040 (*reappointment*)
- ***Steve Hull*** (Morton Salt), 45 Ribaud Avenue, Silver Springs NY 14550 (*reappointment*)

**Carried: XXX    Ayes: 1511    Noes:    Absent: 88 (Java)    Abstain:**

*Supervisor Grant, T/Bennington was invited to the front to read the National End of Operation Iraqi Freedom Remembrance Day proclamation and she requested Director Solina join her.*



Director Solina thanked the board for this proclamation and stated that he presented this for soldiers who are no longer here, such as:



Army 2 <sup>nd</sup> LT. <b>Peter H. Burks</b> November 14, 2007 Vilseck, Germany	Army Staff SGT. <b>Jeremy D. Vrooman</b> July 15, 2008 Vilseck, Germany	Army SPC. <b>Brian K. Baker</b> November 7, 2004 Fort Drum, New York
<i>Operation Iraqi Freedom</i>		



Army SPC. <b>Avealalo Milo</b> October 4, 2007 Vilseck, Germany	Army PFC <b>Brian A. Botello</b> April 29, 2007 Fort Carson, Colorado
<i>Operation Iraqi Freedom</i>	

along with thousands of others like them who paid the ultimate sacrifice.

*Director Solina also acknowledged the passage of recent legislation that recognizes burn pits and the devastating health impacts they have had.*

*Supervisor Grant, T/Bennington also presented the Child Support Awareness proclamation and she requested Commissioner Barber join her. Commissioner Barber thanked the board for the proclamation and stated that there are five people in the Support Unit and they do some “mighty” work for the County.*

*There was a motion by Mr. Davis, T/Covington, to combine resolutions #16 through #24. Hearing no objection resolution titles were read.*

#16

**RESOLUTION NO. 22-403**  
**(August 16, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

**RESOLUTION NUMBER 21-546 AMENDED**

**WHEREAS**, Resolution Number 21-546 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH ARC GLOW ON BEHALF OF MENTAL HEALTH,**” passed by this Board of Supervisors on December 14, 2021 and provides for assisted competitive employment services for Wyoming County individuals with mental illness in an amount not to exceed fifty-six thousand three hundred forty-nine dollars (\$56,349.00); effective January 1, 2022 through December 31, 2022; now therefore

**BE IT RESOLVED**, That *Resolution Number 21-546* be hereby amended to reflect an *increase in state aid due to COLA in the amount of two thousand seven hundred nineteen dollars (\$2,719.00) for a new contract amount not to exceed fifty-nine thousand sixty-eight dollars (\$59,068.00).* All else remains the same. (*Munis CO #256*)

**Carried: XXX Ayes: 1511 Noes: Absent: 88 (Java) Abstain:**

#17

**RESOLUTION NO. 22-404**  
**(August 16, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

**RESOLUTION NUMBER 22-015 AMENDED**

**WHEREAS**, Resolution Number 22-015 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH CAMP GET-A-WAY ON BEHALF OF MENTAL HEALTH,**” passed by this Board of Supervisors on January 11, 2022 and provides for camp and family support services in an

amount not to exceed one hundred thirty-five thousand five hundred twenty-six dollars (\$135,526.00); effective January 1, 2022 through December 31, 2022; now therefore

**BE IT RESOLVED**, That *Resolution Number 22-015* be hereby amended to reflect an *increase in state aid due to COLA in the amount of five thousand four hundred eighty-eight dollars (\$5,488.00) for a new contract amount not to exceed one hundred forty-one thousand fourteen dollars (\$141,014.00)*. All else remains the same. (*Munis CO #231*)

**Carried: XXX Ayes: 1511 Noes: Absent: 88 (Java) Abstain: #18**

**RESOLUTION NO. 22-405  
(August 16, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

**RESOLUTION NUMBER 21-544 AMENDED**

**WHEREAS**, Resolution Number 21-544 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH HILLSIDE CHILDREN’S CENTER ON BEHALF OF MENTAL HEALTH,**” passed by this Board of Supervisors on December 14, 2021 and provides for various children’s mental health programs in an amount not to exceed one hundred twenty-nine thousand nine hundred seventy-five dollars (\$129,975.00); effective January 1, 2022 through December 31, 2022; now therefore

**BE IT RESOLVED**, That *Resolution Number 21-544* be hereby amended to reflect an *increase in state aid due to COLA in the amount of four thousand nine hundred eighteen dollars (\$4,918.00) for a new contract amount not to exceed one hundred thirty-four thousand eight hundred ninety-three dollars (\$134,893.00)*. All else remains the same. (*Munis CO #233*)

**Carried: XXX Ayes: 1511 Noes: Absent: 88 (Java) Abstain: #19**

**RESOLUTION NO. 22-406  
(August 16, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

**RESOLUTION NUMBER 21-542 AMENDED**

**WHEREAS**, Resolution Number 21-542 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH LIVING**

August 16, 2022

**OPPORTUNITIES OF DEPAUL ON BEHALF OF MENTAL HEALTH,”** passed by this Board of Supervisors on December 14, 2021 and provides for residential programs in an amount not to exceed three hundred forty-two thousand one hundred ninety dollars (\$342,190.00); effective January 1, 2022 through December 31, 2022; now therefore

**BE IT RESOLVED,** That *Resolution Number 21-542* be hereby amended to reflect an *increase in state aid due to COLA in the amount of fourteen thousand twenty-seven dollars (\$14,027.00) for a new contract amount not to exceed three hundred forty-two thousand one hundred ninety dollars (\$342,190.00).* All else remains the same. (*Munis CO #252*)

**Carried: XXX Ayes: 1511 Noes: Absent: 88 (Java) Abstain:** #20

**RESOLUTION NO. 22-407  
(August 16, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

**RESOLUTION NUMBER 21-543 AMENDED**

**WHEREAS,** Resolution Number 21-543 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH PEERS TOGETHER OF WYOMING COUNTY ON BEHALF OF MENTAL HEALTH,”** passed by this Board of Supervisors on December 14, 2021 and provides for Wyoming County peer operated programs in an amount not to exceed three hundred four thousand eight hundred eighty-one dollars (\$304,881.00); effective January 1, 2022 through December 31, 2022; now therefore

**BE IT RESOLVED,** That *Resolution Number 21-543* be hereby amended to reflect an *increase in state aid due to COLA in the amount of sixteen thousand four hundred twenty-two dollars (\$16,422.00) for a new contract amount not to exceed three hundred twenty-one thousand three hundred three dollars (\$321,303.00).* All else remains the same. (*Munis CO #222*)

**Carried: XXX Ayes: 1511 Noes: Absent: 88 (Java) Abstain:** #21

**RESOLUTION NO. 22-408  
(August 16, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

**RESOLUTION NUMBER 21-548 AMENDED**

**WHEREAS**, Resolution Number 21-548 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH SPECTRUM HEALTH AND HUMAN SERVICES, INC. ON BEHALF OF MENTAL HEALTH,**” passed by this Board of Supervisors on December 14, 2021 and provides for mental health and substance use treatment services for Wyoming County residents in an amount not to exceed five hundred fifty-nine thousand five hundred seventy-three dollars (\$559,573.00); effective January 1, 2022 through December 31, 2022; now therefore

**BE IT RESOLVED**, That *Resolution Number 21-548* be hereby amended to reflect an *increase in state aid due to COLA in the amount of twenty thousand nine hundred five dollars (\$20,905.00) for a new contract amount not to exceed five hundred fifty-nine thousand seven hundred seventy-three dollars (\$559,573.00)*. All else remains the same. (*Munis CO #182*)

**Carried: XXX    Ayes: 1511    Noes:    Absent: 88 (Java)    Abstain: #22**

**RESOLUTION NO. 22-409**  
**(August 16, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

**CHAIRMAN/COMMISSIONER OF HEATH AUTHORIZED TO SIGN A  
GRANT APPLICATION AND ACCEPTANCE AWARD WITH THE  
NEW YORK STATE OFFICE OF CHILDREN AND FAMILY  
SERVICES ON BEHALF OF PUBLIC HEALTH**

**BE IT RESOLVED**, That the Chairman of this Board and the Commissioner of Health, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, are hereby authorized and directed to sign a grant application and acceptance award with the *New York State Office of Children and Family Services*, 52 Washington Street, Rensselaer, NY on behalf of Public Health. Said grant funds will be used for the Healthy Families New York Program in the minimum amount of one hundred ten thousand dollars (\$110,000.00) per year; effective October 1, 2022 through September 30, 2027. (*Munis #629*)

**Carried: XXX    Ayes: 1511    Noes:    Absent: 88 (Java)    Abstain: #23**

**RESOLUTION NO. 22-410**  
**(August 16, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

August 16, 2022

**CHAIRMAN/COMMISSIONER OF HEALTH AUTHORIZED TO  
ACCEPT THE NEW YORK STATE OFFICE OF GENERAL SERVICES  
VEHICLE MARKETPLACE BID AND SIGN A CONTRACT WITH  
WEBSMART CHEVROLET INC., D/B/A BOB JOHNSON WEST ON  
BEHALF OF PUBLIC HEALTH**

**BE IT RESOLVED**, That the Chairman and the Commissioner of Health, pursuant to General Municipal Law §103 and with the approval of the County Attorney, are hereby authorized and directed to accept the following New York State Office of General Services Vehicle Marketplace bid and sign a contract on behalf of Public Health:

- **Websmart Chevrolet Inc., d/b/a Bob Johnson West**, 5049 Ridge Road West, Spencerport, NY 14559:
  - Mini-bid No. 10615 for one (1) 2022 Chevrolet Silverado in an amount not to exceed forty-seven thousand eight hundred eighty-four dollars and ninety-nine cents (\$47,884.99); effective July 27, 2022 through delivery of vehicle. (*Munis #648*)
    - Available grant funds will be used to pay for vehicle improvements from the same vendor, which will be invoiced separately from the purchase price in an amount not to exceed five thousand dollars (\$5,000.00) for a truck cap and a bed slide.

Contingent upon the availability of funds.

**Carried: XXX   Ayes: 1511   Noes:   Absent: 88 (Java)   Abstain:**

**#24**

**RESOLUTION NO. 22-411  
(August 16, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

**CHAIRMAN/COMMISSIONER OF HEALTH AUTHORIZED TO SIGN  
A CONTRACT WITH WYOMING COUNTY COMMUNITY ACTION,  
INC. ON BEHALF OF PUBLIC HEALTH**

**BE IT RESOLVED**, That the Chairman of this Board and the Commissioner of Health, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, are hereby authorized and directed to sign a contract with **Wyoming County Community Action, Inc.**, 6470 Route 20A, Suite 1, Perry, NY 14530 on behalf of Public Health. Said contract is for reimbursement of Navigator Grant program activities in an amount not to exceed ninety thousand dollars (\$90,000.00); effective August 1, 2022 through

July 31, 2023 and fully reimbursed by New York State Department of Health Consumer Assistance for New York State of Health Navigator Program grant authorized by Resolution Number 19-260. Contingent upon the availability of funds. (*Munis #630*)

**Carried: XXX Ayes: 1511 Noes: Absent: 88 (Java) Abstain:**

*There was a motion by Mr. Brick, T/Perry, to combine resolutions #25 through #29. Hearing no objection resolution titles were read.*

#25

**RESOLUTION NO. 22-412  
(August 16, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH  
SOUTHWORTH MILTON, INC. (MILTON CAT) ON BEHALF OF  
BUILDINGS AND GROUNDS (CO. BLDGS.)**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Southworth-Milton, Inc., d/b/a Milton Cat*, 4610 East Saile Drive, Batavia, NY 14020 on behalf of Buildings and Grounds (Co. Bldgs.). Said contract is for the purchase and installation of a new generator at the Agriculture Center in an amount not to exceed three hundred thirty-two thousand five hundred thirty-three dollars (\$332,533.00); effective August 1, 2022 through completion of the project. (*120617-CAT*) Contingent upon the availability of funds. (*Munis #625*)

**Carried: XXX Ayes: 1511 Noes: Absent: 88 (Java) Abstain:**

#26

**RESOLUTION NO. 22-413  
(August 16, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

**CHAIRMAN AUTHORIZED TO AWARD BIDS AND SIGN VARIOUS  
CONTRACTS ON BEHALF OF BUILDINGS AND GROUNDS (CO.  
BLDGS.)**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney is

August 16, 2022

hereby authorized and directed to award bids and sign various contracts on behalf of Buildings and Grounds (Co. Bldgs.) as follows:

- ***Nunda Lumber & Hardware, Inc., d/b/a Modern Home***, 4 Fourth Street, P.O. Box 395, Nunda NY 14517 for purchase and installation of new counters and cabinets at the Wyoming County Jail in an amount not to exceed fifteen thousand three hundred seventy-five dollars (\$15,375.00); effective August 1, 2022 through completion of project. (*Munis #635*)
- ***Seal-A-Deal***, 5957 Bauer Road, Warsaw, NY 14569 for the sealing and striping of the parking lot located at the Wyoming County Health Department in an amount not to exceed twelve thousand six hundred nine dollars and sixty-eight cents (\$12,609.68); effective August 1, 2022 through completion of project. (*Munis #636*)

Contingent upon the availability of funds.

**Carried: XXX   Ayes: 1511   Noes:   Absent: 88 (Java)   Abstain:**  
#27

**RESOLUTION NO. 22-414**  
**(August 16, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND  
ACCEPTANCE AWARD WITH THE NEW YORK STATE UNIFIED  
COURT SYSTEM ON BEHALF OF BUILDINGS AND GROUND  
(CO. BLDGS.)**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a grant application and acceptance award with the ***New York State Unified Court System***, 92 Franklin Street, 3<sup>rd</sup> Floor, Buffalo, NY 14202 on behalf of Buildings and Grounds (Co. Bldgs.). Said grant funds are for court facility cleaning, minor repairs and maintenance at the Courthouse, Courthouse Camps, Government Center and Records Retention in a maximum amount of one hundred thirty thousand twenty dollars (\$130,020.00); effective April 1, 2022 through March 31, 2023. (*Munis #626*)

**Carried: XXX   Ayes: 1511   Noes:   Absent: 88 (Java)   Abstain:**  
#28

**RESOLUTION NO. 22-415**  
**(August 16, 2022)**

Regular Session



By Mr. Brick, Chairman of the Public Works Committee:

### **RESOLUTION NUMBER 22-325 AMENDED**

**WHEREAS**, Resolution Number 22-325 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF BUILDINGS AND GROUNDS (CO. BLDGS.)**”, passed by this Board of Supervisors on June 14, 2022, and provides in part for the following contract:

- **Key Power, Inc.**, 953 Creek Road, Route 98, Attica, NY 14011 for preventative maintenance of generators at various county buildings in an amount not to exceed eleven thousand two hundred twenty-five dollars (\$11,225.00); effective June 1, 2022 through May 31, 2023. (*Munis #456*)

Now therefore,

**BE IT RESOLVED**, That *Resolution Number 22-325* be hereby amended to ***include the Agriculture Center generator preventive maintenance in an amount not to exceed five hundred dollars (\$500.00)*** for a new contract amount not to exceed eleven thousand seven hundred twenty-five dollars (\$11,725.00). All else remains the same. (*Munis CO #456*)

**Carried: XXX   Ayes: 1511   Noes:   Absent: 88 (Java)   Abstain: #29**

### **RESOLUTION NO. 22-416 (August 16, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

### **WYOMING COUNTY FIRE TRAINING CENTER RENOVATION CAPITAL IMPROVEMENT PROJECT ESTABLISHED ON BEHALF OF BUILDINGS AND GROUNDS (CO. BLDGS.)**

**WHEREAS**, The Wyoming County Board of Supervisors’ Public Works Committee, Finance Committee and this Board of Supervisors, in consultation with the Buildings and Grounds Department, through discussion during these committee meetings has identified the need to complete various renovations at the Wyoming County Fire Training Center; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors, on the recommendation of the aforementioned committees, hereby establishes the ***Wyoming County Fire Training Center Renovation Capital Improvement Project***. Contingent upon the availability of funds.

**Carried: XXX   Ayes: 1511   Noes:   Absent: 88 (Java)   Abstain:**

August 16, 2022

*There was a motion by Mrs. May, T/Orangeville, to combine resolutions #30 through #32. Hearing no objection resolution titles were read.*

#30

**RESOLUTION NO. 22-417**  
**(August 16, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND  
ACCEPTANCE AWARD WITH THE NEW YORK STATE DIVISION  
OF CRIMINAL JUSTICE SERVICES ON BEHALF OF THE PUBLIC  
DEFENDER'S OFFICE**

**BE IT RESOLVED**, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign a grant application and acceptance award with the *New York State Division of Criminal Justice Services*, 80 South Swan Street, Albany, NY 12210 on behalf of the Public Defender's Office. Said grant is for the Indigent Parolee Program in an amount not to exceed one hundred eighty-six thousand dollars (\$186,000.00); effective April 1, 2021 through March 31, 2022. (*Contract C103832-LG22-1000-D00*) Contingent upon the availability of funds. (*Munis #615*)

**Carried: XXX   Ayes: 1511   Noes:   Absent: 88 (Java)   Abstain:**

#31

**RESOLUTION NO. 22-418**  
**(August 16, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE  
AWARD WITH THE NEW YORK STATE OFFICE OF VICTIM  
SERVICES ON BEHALF OF THE DISTRICT ATTORNEY'S OFFICE**

**WHEREAS**, At the January 27, 2022 Public Safety Committee Meeting, approval was given authorizing the Chairman to sign a grant application with the *New York State Office of Victim Services* for funding of crime victim services in a minimum amount of two hundred eighty-five thousand two hundred sixteen dollars and twelve cents (\$285,216.12); now therefore

**BE IT RESOLVED**, That the Chairman of this Board with the approval of the County Attorney is hereby authorized to sign a grant acceptance award with the *New York State Office of Victim Services*, 80 South Swan

Street, Albany, NY 12210 on behalf of the District Attorney's Office. Said grant to provide funds for crime victim services in a minimum amount of two hundred eighty-four thousand one hundred forty-two dollars and thirty-six cents (\$284,142.36); effective October 1, 2022 through September 30, 2025. (*Munis #564*)

**Carried: XXX Ayes: 1511 Noes: Absent: 88 (Java) Abstain:**

**#32**

**RESOLUTION NO. 22-419  
(August 16, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND  
ACCEPTANCE AWARD WITH THE NEW YORK STATE  
DEPARTMENT OF CRIMINAL JUSTICE SERVICES ON BEHALF OF  
THE DISTRICT ATTORNEY'S OFFICE**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a grant application and acceptance award with the *New York State Department of Criminal Justice Services*, 80 South Swan Street, Albany, NY 12210 on behalf of the District Attorney's Office. Said grant funds are for criminal justice discovery reform in a minimum amount of one hundred forty-two thousand four hundred fifty-four dollars (\$142,454.00); effective April 1, 2022 through March 31, 2023. (*Munis #656*)

**Carried: XXX Ayes: 1511 Noes: Absent: 88 (Java) Abstain:**

**Accreditation Presentation ~**

- *New York State Emergency Management Association ~ Chris Baker*

*Mr. Baker stated that Wyoming County Emergency Management Services has reached the goal of accredited emergency management, which is the highest standard to achieve. Wyoming County is one of seven in the state to reach this goal.*

*Supervisor Leuer, T/Middlebury acknowledged the incredible response from Emergency Management Services during the recent tornado that touched down in July.*

*There was a motion by Mr. Kehl, T/Attica, to combine resolutions #33 through #38. Hearing no objection resolution titles were read.*

**#33**

August 16, 2022

**RESOLUTION NO. 22-420**  
**(August 16, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON  
BEHALF OF INFORMATION TECHNOLOGY**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is hereby authorized and directed to award bids and sign contracts on behalf of Information Technology as follows:

- ***Upstate Wholesale Supply, Inc., (Brite)***, 7647 Main Street Fishers, Victor, NY 14564 for the annual renewal of Netmotion in an amount not to exceed seven thousand sixty dollars (\$7,060.00); effective October 25, 2022 through October 24, 2023. (*Munis #641*)
- ***Pictometry International Corp.***, 25 Methodist Hill Road, Rochester, NY 14623 for the update of Pictometry (Flyover) in an amount not to exceed one hundred thirty-four thousand eight hundred dollars (\$134,800.00); effective August 17, 2022 through completion of project. (*Munis #645*)
- ***SHI International Corp.***, 290 Davidson Avenue, Somerset, NJ, 08873 for VMware support and subscription for the Fire Training Center in an amount not to exceed six thousand nine hundred seventy-five dollars and eighty-three cents (\$6,975.83); effective August 9, 2022 through completion of project. (*Munis #646*)

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1511    Noes:    Absent: 88 (Java)    Abstain:**

**#34**

**RESOLUTION NO. 22-421**  
**(August 16, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**SALARY SCHEDULES “S”, “C”, “P” AND “G” AMENDED**

**BE IT RESOLVED**, That the Wyoming County Salary Plan which became effective January 01, 1967, as amended, is hereby amended as follows:

**Salary Schedule “S”:**

***Real Property Tax Services***

Regular Session

- Set the salary for **RPTS Assessor** (position code 013.002) at \$44,000.00 annually; effective September 6, 2022.
  - Eligible for a \$2,000.00 increase effective January 1, 2023, contingent upon completion of New York State Assessor certification and meeting all pre-established goals.

#### ***District Attorney***

- Reassign one (1) position of **Crime Victims Program Coordinator** (1.00 FTE) (position code 019.413) from Salary Schedule “G” with an annual salary of \$52,376.00; effective October 1, 2022.

#### **Salary Schedule “C”:**

##### ***Wyoming County Community Hospital***

- Set the salary of one (1) position of **Chief Operating Officer** (1.00 FTE) (position code 01.150.300) under ADMINISTRATION at \$143,500.00 per year; effective July 13, 2022.
- Set the salary of one (1) position of **Chief Operating Officer** (1.00 FTE) (position code 01.150.300) under ADMINISTRATION at \$190,000.00 per year; effective August 7, 2022.
- Include a stipend for the position of **Nursing Facility Administrator** (1.00 FTE) (position code 01.120.293) under NURSING FACILITY ADMINISTRATION in the amount of \$3,219.23; effective August 6, 2022.
  - One-time payment for period of July 13, 2022 through August 6, 2022.
- Create one (1) position of **Administrative Assistant** (per diem) (position code TBD) under NURSING FACILITY ADMINISTRATION and set the rate at \$25.05 per hour; position available date is August 7, 2022.
- Create one (1) position of **Operations Supervisor** (1.00 FTE) (position code TBD) under CLINIC ADMINISTRATION and set the salary at \$60,000.00 per year; position available date is July 26, 2022.

#### **Salary Schedule “P”:**

##### ***Wyoming County Community Hospital***

- Create one (1) position of **Family Practice Physician Provider** (1.00 FTE) (position code TBD) under WYOMING COUNTY FAMILY MEDICINE – ARCADE and set the salary up to \$250,000.00 per year; position available date July 26, 2022. Exact salary will be set at a later date.
- Create three (3) positions of **Certified Registered Nurse Anesthetist** (1.00 FTE) (position codes TBD) under OPERATING ROOM and set the salaries at up to \$350,000.00 per year, per

position; position available date is July 26, 2022. Exact salary will be set at a later date.

- Abolish one (1) position of *Physician's Assistant* (1.00 FTE) (position code 17.114.067) and corresponding stipend under WYOMING COUNTY FAMILY MEDICINE – ARCADE; effective August 7, 2022.

**Salary Schedule "G":**

***District Attorney***

- Reassign one (1) position of *Crime Victims Program Coordinator* (1.00 FTE) (position code 019.413) to Salary Schedule "S" with an annual salary of \$52,376.00; effective October 1, 2022.

**Carried: XXX Ayes: 1511 Noes: Absent: 88 (Java) Abstain:**

**#35**

**RESOLUTION NO. 22-422  
(August 16, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN INTER-MUNICIPAL  
AGREEMENTS WITH THE TOWNS OF COVINGTON, PIKE,  
WARSAW AND WETHERSFIELD FOR COUNTYWIDE ASSESSING  
SERVICES**

**WHEREAS**, The Wyoming County Board of Supervisors offers Countywide Assessing Services, in accordance with Real Property Tax Law §1537, to the municipalities within the borders of Wyoming County; now therefore

**BE IT RESOLVED**, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to sign an Inter-Municipal Agreement with the Towns of Covington, Pike, Warsaw and Wethersfield for participation in the Countywide Assessing Services Program in accordance with the fee schedule negotiated with each municipality; effective October 1, 2022 through September 30, 2032. (*Munis #650, #651, #652, #653*)

**Carried: XXX Ayes: 1511 Noes: Absent: 88 (Java) Abstain:**

**#36**

**RESOLUTION NO. 22-423  
(August 16, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**HOSPITAL ADMINISTRATOR AUTHORIZED TO SIGN VARIOUS  
CONTRACTS ON BEHALF OF THE WYOMING COUNTY  
COMMUNITY HEALTH SYSTEM**

**BE IT RESOLVED**, In accordance with Resolution Number 11-209 passed by the Wyoming County Board of Supervisors, on June 14, 2011 entitled, “**AMENDING RESOLUTION 91-159, AUTHORITY OF THE BOARD OF MANAGERS OF THE HOSPITAL,**” the Hospital Administrator, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney and/or Costello Cooney Fearon, PLLC, legal counsel, is hereby authorized and directed to sign the following contracts on behalf of the Wyoming County Community Health System:

- **University at Buffalo Surgeons, Inc.**, 100 High Street, Buffalo, NY 14203 to provide general surgery services in an amount not to exceed four hundred fifty thousand dollars (\$450,000.00) per year; effective September 1, 2022 through August 31, 2023.
- **Jack Sproul, MD**, W8589 US Highway 8, Dunbar WI 54119 to provide orthopedic services in an amount not to exceed two hundred sixty thousand dollars (\$260,000.00) per year; effective September 1, 2022 through August 31, 2023.
- **Alpha Medical Equipment**, 10-12 Pine Court, New Rochelle, NY 10801 for Fluoroscopy Unit (Room 1) in an amount not to exceed fifty-nine thousand nine hundred fifty-two dollars (\$59,952.00) per year; effective July 23, 2022 through July 22, 2025.
- **International Medical Placement, LTD**, 100 Sylvan Parkway, Suite 300, Amherst, NY 14228 to provide physician recruitment in an amount not to exceed fifty thousand dollars (\$50,000.00) per year; effective July 25, 2022 through July 24, 2024.

Contingent upon the availability of funds.

**Carried:** XXX    **Ayes:** 1511    **Noes:**    **Absent:** 88 (Java)    **Abstain:**

#37

**RESOLUTION NO. 22-424  
(August 16, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 20-542 AMENDED**

**WHEREAS**, Resolution Number 20-542 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM,**” passed by this Board of Supervisors on December 8, 2020 and provides, in part, the

August 16, 2022

following contract:

- **ASBESTOS MONITORING SERVICES:**
  - ***Paradigm Environmental Services, Inc.***, 1815 Love Road, Grand Island, NY 14072 for time and material billing in an amount not to exceed twenty thousand dollars (\$20,000.00); effective January 1, 2021 through August 1, 2021.

And,

**WHEREAS**, That Resolution 20-542 was previously amended by this Board of Supervisors on May 11, 2021 by ***Resolution Number 21-251*** to increase the amount not to exceed to ***fifty thousand dollars (\$50,000.00)***; now therefore

**BE IT RESOLVED**, That ***Resolution 20-542*** as previously amended by ***Resolution Number 21-251*** be hereby further amended to increase the amount not to exceed to ***seventy thousand dollars (\$70,000.00)***. All else remains the same.

**Carried: XXX Ayes: 1511 Noes: Absent: 88 (Java) Abstain:**

**#38**

**RESOLUTION NO. 22-425**  
**(August 16, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH AECOM  
TECHNICAL SERVICES, INC. ON BEHALF OF THE  
BOARD OF SUPERVISORS**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with ***AECOM Technical Services, Inc.***, One John James Audubon Parkway, Amherst, NY 14428 on behalf of the Board of Supervisors. Said contract to provide PFAS sampling and routine post-closure monitoring/inspection at the Wyoming County Fire Training Center pursuant to New York State Department of Environmental Conservation Voluntary Cleanup Program Site No. V00604 in an amount not to exceed thirty-two thousand six hundred sixty-four dollars (\$32,664.00); effective through October 31, 2024. Contingent upon the availability of funds. (*Munis #660*)

**Carried: XXX Ayes: 1511 Noes: Absent: 88 (Java) Abstain:**

**Certificate of Recognition ~**

- *Alexis Nikiel ~ Town of Bennington ~ Daughter of Jay and Deanna Nikiel*



- New York State High School Rodeo Champion in Pole Bending and Barrel Racing and named “Rookie of the Year”.
- Competed in four events at Nationals in Georgia

***Non-Consent***  
**#39**

**RESOLUTION NO. 22-426**  
**(August 16, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**POSITION(S) APPROVED**

**BE IT RESOLVED**, That the following positions are hereby created, amended, extended modified, reassigned, abolished and/or reclassified in the following Wyoming County Departments:

**CREATED:**

***Civil Defense***

- One (1) position of ***Deputy Fire Coordinator*** and place on Salary Schedule S with an annual salary of \$750.00, non-exempt under FLSA; position available date is August 17, 2022.

**Carried: XXX Ayes: 1347 Noes: 164 (Attica) Absent: 88 (Java) Abstain: Retirement of Colors ~**

- *By our dedicated Wyoming County Veterans*

*Chairwoman Ryan said how wonderful it is to be back at the Fair.*

*There being no further business to come before this Board, Senior Supervisor Berwanger, T/Arcade, adjourned the meeting at 3:04 PM with a rap on his desk.*

\*\*\*\*\*

Respectfully submitted,

*Cheryl J. Ketchum*

Cheryl J. Ketchum, <sup>CMC</sup>  
Clerk to the Board

August 16, 2022

**REGULAR SESSION  
(September 13, 2022)**

**Tuesday  
2:30 PM**

The regular session of the Wyoming County Board of Supervisors was held at the Wyoming County Government Center in the Board of Supervisors' Chambers located at 143 North Main Street, Warsaw, New York with all Supervisors present except Supervisor Jacoby, T/Wethersfield. Also present were County Attorney Jennifer Wilkinson and Deputy Clerk to the Board, Lisa Perez. The board meeting was open to the public and participants were asked to continue to practice safe social distancing requirements. Members of the public were also able to observe the meeting via BOS YouTube Channel through the following link: <http://www.wyomingco.net/149/Board-of-Supervisors>.

**Call to Order ~**

At 2:43 PM Chairwoman Ryan, T/Warsaw, called the meeting to order.

**On this Day in History ~**

The Battle of Baltimore took place 208 years ago today during the War of 1812. During this battle the British Navy bombarded Fort McHenry to ensure safe entrance into Baltimore Harbor. Despite heavy British pressure, our flag was still there on September 14<sup>th</sup>, a sight so inspiring to a young lawyer who was a POW that he wrote a poem about it right then and there. His name was Francis Scott Key and his poem became the words to our beloved National Anthem.

At the same time, the Battle of Baltimore was raging, a young volunteer from Middlebury was being held as a POW in Halifax. His name was Phinehas Stanton and he was captured as he participated in the Battle of Bridgewater (Canadians call it the Battle of Lundy's Lane). Mr. Stanton participated in the Battle of Queenstown Heights where Stanton was nearly killed while rendering aid to his commanding officer when he was hit by musket fire. After recovering, he answered General Harrison's (future 9<sup>th</sup> President) call to defend Fort George, on present day Canadian soil. It was from here that Phinehas partook in many battles on the front lines of the fight for the Niagara frontier and eventually became a POW. It should be noted that his father was a Revolutionary soldier at the Battle of Saratoga and Phinehas' brother Eldredge was killed during the Battle of Black Rock, in present day North Buffalo.

After the war, Mr. Stanton was commissioned as an officer of the New York

militia, and he rapidly rose through the ranks with the tenacity expected of someone from our county. He eventually rose to the rank of Major General and was in charge of the 23<sup>rd</sup> Division of New York infantryman. During this time General Stanton was elected as a New York Assemblyman in 1825 and had a reputation as a great citizen and Christian that the community looked up to and respected. The General died in 1842 and is buried at the Wyoming Cemetery in the Village of Wyoming.

Mr. Stanton was a very accomplished citizen and someone all of Wyoming County can be proud of as one of our own.

Thank you to Cindy from the Wyoming County Historian's Office and our Veterans' Services for researching these facts.

### **Pledge of Allegiance to the Flag ~**

The veteran leading the Pledge of Allegiance for the September 13, 2022 Board Meeting is:

#### **Boatswain 3<sup>rd</sup> Class Donald C. Brooks**

Boatswain Brooks grew up in South Buffalo, where his father owned several properties so his job included maintenance and collecting rent. The family eventually moved to Depew, where he graduated from high school. After graduation until he was inducted in the Navy, Mr. Brooks worked for the N.Y. Central Railroad, like his father.

In February 1944, Mr. Brooks left for basic training in Sampson, New York before going to Aviation Radioman School in Jacksonville, Florida. Due to extenuating circumstances, however, they split the trainees in half, with Mr. Brooks' side being put to work on ships.

Life on the ship was difficult, especially given the small size of it. The ship had a shallow hull so when there were ocean storms, there was an extra risk of capsizing. Between the ship and hull size, amenities were in short supply, which also meant that they had to take showers drawn up from the salty ocean. They also had to dump all of their shell casings in the sea, which as Mr. Brooks says, "If someone can find all the brass us boys dumped in the war, they would be among the richest people in the world."

Mr. Brooks participated in a number of battles, most famously the Battle of Okinawa. During these battles his ship's responsibility was to fire at planes flying overhead and to fire large projectiles onto the island; they would be covered in a white powder to prevent burns from the back blast. Towards the end of the war and with a desperate enemy, he witnessed many kamikazes' flying towards the larger ships. His LCS 113 was deemed too small to target.

Once the war finally ended, they were part of the Occupying Force of Japan in Yokosuka. While there, they became friendly with a poor woman and her young son. They would give them food and chocolate; helping to show the locals that we were not the savage monsters the propaganda led them to believe. This small contribution was one of the keys to laying the groundwork that has enabled Japan to be one of our most reliable friends for nearly 80 years.

In May of 1946, Mr. Brooks received his well-earned honorable discharge. For his valor and courageous service to our country, Mr. Brooks was awarded the:

- American Theater Medal
- Asiatic-Pacific Medal with One Star
- Victory Medal

Mr. Brooks soon married his wife of nearly 60 years, Corinne and went back to work for the N.Y. Central Railroad. Mr. Brooks however was called upon again when war in Korea broke out. Because of his prior service and being married with a young son, he stayed stateside for a year before his second and final honorable discharge from the United States Navy.

For the third time, went back to the New York Central Railroad as a storekeeper until his retirement. During this time, Mr. Brooks bought a small farm in Attica on over 50 acres, which he is proud to still call his home. After this retirement, Mr. Brooks began working for the Pavilion School District as a janitor before moving up to the Superintendent of the Building and Grounds Department.

Mr. Brooks and his wife have 7 children, 15 grandchildren and many great-grandchildren throughout the land. He is very happy that 6 of his children graduated from college and three of them currently own their own farms. For over the past 20 years Mr. Brooks has owned a winter home in Florida, which he still drives to and from by himself.

Mr. Brooks is a fine example of among millions from the Greatest Generation who did their job, nearly died numerous times for our great country, then simply went to work to take care of their emerging families. It is an honor and privilege for our county to recognize all that Mr. Donald Charles Brooks has done for the greatest country in the history of the world.

***The pledge was said by all.***

*Mr. Brooks thanked the board for their time and effort and expressed his appreciation for this opportunity.*

**Communications ~**

- None

Regular Session

**RESOLUTION NO. 22-427**  
**(September 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**FUNDS TRANSFERRED TO VARIOUS 2022 ACCOUNTS**

**BE IT RESOLVED**, That funds are hereby transferred to the various 2022 accounts as follows:

<b>Ag and Business Center</b>			
<b>From:</b> 016420.540910 Tourism <b>To:</b> 016422.540301 Prof Svc <b>Reason:</b> To move budgeted funds to the correct account to accurately reflect the cost of operating the Ag Center on behalf of all tenants.	\$28,000.00	\$28,000.00	
<b>Ag and Business Center Total</b>			<b>\$28,000.00</b>

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**

#2

**RESOLUTION NO. 22-428**  
**(September 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**FUNDS APPROPRIATED TO VARIOUS 2022 ACCOUNTS**

**BE IT RESOLVED**, That funds are hereby appropriated to the various 2022 accounts as follows:

<b>Information Technology</b>			
<b>To:</b> 121680.540301 Professional Services w/12168006.440890.R Fedl Aid Other Recvy <b>Reason:</b> To cover increases for extending Avenue and Tyler Tech contracts.	\$88,400.00	\$88,400.00	
<b>Information Technology Total</b>			<b>\$ 88,400.00</b>
<b>Board of Supervisors</b>			
<b>To:</b> 011010.540301 Professional Svc w/ <i>any funds available</i> <b>Reason:</b> To cover the cost of updating the weighted voting plan.	\$8,000.00	\$8,000.00	
<b>Board of Supervisors Total</b>			<b>\$8,000.00</b>
<b>County Attorney</b>			
<b>To:</b> 011420.542301 Books, Subscriptions w/01142000.412890 Other Dept. Income <b>Reason:</b> To increase unbudgeted revenue.	\$1,958.43	\$1,958.43	
<b>County Attorney Total</b>			<b>\$1,958.43</b>
<b>Social Services</b>			
<b>To:</b> 016070.542247 Serv to Recip Contract	\$100,000.00		

September 13, 2022

Other w/01601005.446890CO19 Federal Grant ESGCV Covid <b>Reason:</b> To cover expenditures for ESCGV grant.		\$100,000.00	
<b>Social Services Total</b>			<b>\$100,000.00</b>
<b>Mental Health</b>			
<b>To:</b> 014220.541711 Medical-Inmate w/01422003.434900 MH State Aid <b>Reason:</b> State aid adjustment.	\$6,000.00	\$6,000.00	
<b>To:</b> 014326.540409 Other Employee Exp. 014326.541201 Postage 014326.542306 MH: Dwyer Funding: Other w/01432601.434900 MH: Dwyer Revenue <b>Reason:</b> Funding for Dwyer Veteran Peer-to-Peer services	\$1,000.00 1,000.00 35,385.12	\$37,385.12	
<b>Mental Health Total</b>			<b>\$43,385.12</b>
<b>Coroners</b>			
<b>To:</b> 011185.540908 Autopsy Transport w/ <i>any funds available</i> <b>Reason:</b> Funeral Home Transport Agreement reimbursements increased in 2022.	\$4,000.00	\$4,000.00	
<b>To:</b> 014010.542429 Rabies Treatment w/ <i>any funds available</i> <b>Reason:</b> Human rabies post-exposure treatment.	\$25,000.00	\$25,000.00	
<b>Coroners Total</b>			<b>\$29,000.00</b>
<b>Highway</b>			
<b>To:</b> 035130.520401 Misc. Equipment w/ <i>any funds available</i> <b>Reason:</b> To purchase a CAT D3 LGP Dozer w/26" track from Milton CAT. Current machinery fund balance as of 8/24/22 is \$1,255,000.00.	\$176,530.00	\$176,530.00	
<b>To:</b> 045110.541912 Pavement Marking w/ <i>any funds available</i> <b>Reason:</b> To pay Zebra Paint Striping for the remaining paint striping services due to the increased cost of fuel.	\$30,000.00	\$30,000.00	
<b>To:</b> 035130.540503 Gasoline w/03513001.426550 Sales <b>Reason:</b> To pay expenses related to the increase in cost of gasoline.	\$200,000.00	\$200,000.00	
<b>To:</b> 045112.540940 HBRR Contract (TIP) w/04511204.430890 State Aid w/04511205.440890 Federal w/ <i>any funds available</i> <b>Reason:</b> Balance of 2021 expense line carried over to 2022 as Schoellkopf Road Bridge was behind schedule expenses not incurred in 2021 as planned.	\$1,234,406.56	\$185,160.98 987,525.25 61,720.33	
<b>Highway Total</b>			<b>\$1,640,936.50</b>
<b>Buildings &amp; Grounds (Co. Bldgs.)</b>			
<b>To:</b> 016422.540803 Building Supplies 016422.540802 Contracted Bldg. Repair 016422.540807 Snow Removal	\$11,000.00 38,900.00 6,500.00		

016422.540808 Mowing 016422.541401 Maint. Agree <i>w/any funds available</i> <b>Reason:</b> For added maintenance and supplies expenses for building.	2,600.00 6,000.00	\$65,000.00	
<b>To:</b> 011620.521002 Property Renovation w/01162006.440890.R Federal Aid Recovery <b>Reason:</b> To pay for materials for approved carpet project with ARPA funding.	\$53,000.00	\$53,000.00	
<b>Buildings &amp; Grounds (Co. Bldgs.) Total</b>			<b>\$118,000.00</b>
<b>Sheriff</b>			
<b>To:</b> 013110.523001 Motor Vehicles 013110.540509 Change Over Expenses w/01311009.426800 Insurance Recovery <i>w/any funds available</i> <b>Reason:</b> Replace patrol car.	\$43,430.00 2,525.00	\$43,755.00 2,200.00	
<b>Sheriff Total</b>			<b>\$45,955.00</b>
<b>Emergency Services</b>			
<b>To:</b> 013640.540301 Professional Srvce Contacts w/01364011.430890 DTP State Aid/DTP Domestic Termism Prev. Grant <b>Reason:</b> To appropriate FY2022 DTP grant funds to cover the cost of consultant for Domestic Termism Prevention Plan.	\$50,000.00	\$50,000.00	
<b>Emergency Services Total</b>			<b>\$50,000.00</b>
<b>Probation</b>			
<b>To:</b> 013140.510101 CSEA 013140.510001 S/D Salary 013140.510601 Unused Benefit time <i>w/any funds available</i> <b>Reason:</b> To pay unbudgeted retroactive and salary increases and unused vacation time which in the new contract is 12 days per year.	\$5,400.00 9,200.00 5,400.00	\$20,000.00	
<b>Probation Total</b>			<b>\$20,000.00</b>

**Carried: XXX    Ayes: 1561    Noes: Absent: 38 (Wethersfield)    Abstain:**

*Ms. Grant, T/Bennington, Vice-Chair of the Audit Committee, presented the approved payment of bills totaling \$12,156,059.61 for the month of August 2022. No further action is required.*

*There was a motion by Mrs. King, T/Pike, to combine resolutions #3 through #5. Hearing no objection, resolution titles only were read.*

**#3**

**RESOLUTION NO. 22-429  
(September 13, 2022)**

By Mrs. King, Chairman of the Human Resource Committee:

**SALARY SCHEDULE “G” HANDBOOK AMENDMENT APPROVED  
BE IT RESOLVED,** That the Salary Schedule “G” Handbook is  
September 13, 2022

hereby amended to delete the strikethrough text shown below and replaced with the following language, in **bold**, under **DISABILITY LEAVE**; effective September 13, 2022:

### **DISABILITY LEAVE**

~~Schedule “G” employees may be eligible to receive disability leave consistent with the County’s NYS Statutory Disability Plan.~~

**Schedule “G” employees will be eligible to receive disability leave consistent with the County’s NYS Statutory Disability Plan. Additionally, Schedule “G” employees may be eligible for disability benefits available to Schedule “S” employees and/or CSEA represented employees with proper advance approval and authority.**

All else remains the same.

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**

**#4**

### **RESOLUTION NO. 22-430 (September 13, 2022)**

By Mrs. King, Chairman of the Human Resource Committee:

### **SALARY SCHEDULES “C”, “D” AND “S” HANDBOOKS AMENDMENTS APPROVED**

**BE IT RESOLVED**, That the Salary Schedule “C”, “D” and “S” Handbooks are hereby amended by adding the following language, in **bold**, under a new heading entitled “**FLEXIBLE BENEFITS PLAN (FSA)**”; effective September 13, 2022:

#### **FLEXIBLE BENEFITS PLAN (FSA)**

**An employee who works 30 or more hours per week or 130 hours or more per month and are eligible for health insurance in accordance with the requirements of this schedule shall be eligible to participate in the Wyoming County Flexible Benefits Plan (FSA) (effective 1/1/19) as of the first day of the next month following their date of hire, in accordance with the plan provisions.**

All else remains the same.



**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**

#5

**RESOLUTION NO. 22-431  
(September 13, 2022)**

By Mrs. King, Chairman of the Human Resource Committee:

**RESOLUTION NUMBER 22-158 AMENDED**

**WHEREAS**, Resolution Number 22-158 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF HUMAN RESOURCE**” passed by this Board of Supervisors on April 12, 2022 and provided, in part, for the following contract:

- ***Warsaw Pennysaver***, 72 North Main Street Warsaw, NY 14569 for advertising printing in an amount not to exceed twenty-four thousand dollars (\$24,000.00); effective January 1, 2022 through December 31, 2022.

Now therefore,

**BE IT RESOLVED**, That ***Resolution Number 22-158*** be hereby amended to increase the contract amount by ***thirty-five thousand dollars (\$35,000.00) for a new total amount not to exceed fifty-nine thousand dollars (\$59,000.00)***. All else remains the same. (*Munis CO #121*)

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**

*There was a motion by Ms. Grant, T/Bennington, to combine resolutions #6 through #17. Hearing no objection, resolution titles only were read.*

#6

**RESOLUTION NO. 22-432  
(September 13, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND  
ACCEPTANCE AWARD WITH THE ALZHEIMER’S ASSOCIATION  
ON BEHALF OF THE OFFICE FOR THE AGING**

**BE IT RESOLVED**, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign a grant application and acceptance award with the ***Alzheimer’s Association***, 225 North Michigan Avenue, Suite 1700, Chicago, IL 60601 on behalf of the Office for the Aging.

September 13, 2022

Said funding to provide respite services to caregivers of individuals with Alzheimer's disease and other dementias in a minimum amount of ninety-seven thousand five hundred dollars (\$97,500.00); effective July 1, 2022 through June 30, 2023. (*Munis #694*)

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**

#7

**RESOLUTION NO. 22-433  
(September 13, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**RESOLUTION NUMBER 21-262 AMENDED**

**WHEREAS**, Resolution Number 21-262 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE YOUTH BUREAU**” passed by this Board of Supervisors on July 8, 2021 and provides, in part, for the following contract:

- ***Attica Bus Service***, 949 Creek Road, Attica, NY 14011 for the Letchworth out-of-district transportation route and the pre-school learning center (Springville) route in an amount not to exceed 2021 ~ 2024 budget; effective July 1, 2021 through June 30, 2024.

Now therefore,

**BE IT RESOLVED**, That ***Resolution Number 21-262*** be hereby amended to increase the daily rate from one hundred eighty-four dollars (\$184.00) per day for the Springville route to ***two hundred eight dollars (\$208.00) per day due to CPI and gas price increases; effective September 1, 2022 through June 30, 2024.*** All else remains the same. (*Munis CO #42*)

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**

#8

**RESOLUTION NO. 22-434  
(September 13, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**RESOLUTION NUMBER 21-536 AMENDED**

**WHEREAS**, Resolution Number 21-536 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH CORVUS BUS ON BEHALF OF THE YOUTH BUREAU**,” passed by this Board of Supervisors on December 14, 2021 to provide transportation services for early intervention

and preschoolers in Wyoming County in a variable amount not to exceed 2022 budget; effective December 1, 2021 through June 30, 2024; and

**WHEREAS**, That Resolution Number 21-536 was previously amended by this Board of Supervisors on January 11, 2022 by ***Resolution Number 22-012*** to correct the end date of the contract from June 30, 2024 to ***June 30, 2022***; and

**WHEREAS**, That Resolution Number 21-536 as previously amended by Resolution Number 22-012 was further amended by this Board of Supervisors on August 16, 2022 by ***Resolution Number 22-399*** to extend the term of the contract from June 30, 2022 to ***June 30, 2024***; now therefore

**BE IT RESOLVED**, That ***Resolution Number 21-536*** as previously amended by ***Resolution Number 22-012*** and ***Resolution Number 22-399*** be hereby further amended to increase the daily rate from three hundred sixty dollars (\$360.00) per day for the Catt-Alley BOCES route to ***three hundred seventy-six dollars and fifty cents (\$376.50) per day due to CPI and gas price increases; effective September 1, 2022 through June 30, 2024***. All else remains the same. (*Munis CO #111*)

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**

**#9**

**RESOLUTION NO. 22-435  
(September 13, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**RESOLUTION NUMBER 22-398 AMENDED**

**WHEREAS**, Resolution Number 22-398 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH GLOW ARC ON BEHALF OF THE YOUTH BUREAU**” passed by this Board of Supervisors on August 16, 2022 to provide transportation for the summer session for out-of-district Letchworth Central School students in a variable amount depending upon services provided; effective July 1, 2022 through September 30, 2022; now therefore

**BE IT RESOLVED**, That ***Resolution Number 22-398*** be hereby amended to change the contract dates from July 1, 2022 through September 30, 2022 to ***July 1, 2022 through June 30, 2024***. All else remains the same. (*Munis CO #575*)

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**

**#10**

**RESOLUTION NO. 22-436  
(September 13, 2022)**

September 13, 2022

By Ms. Grant, Chairman of the Human Service Committee:

**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND  
ACCEPTANCE AWARD WITH NEW YORK STATE OFFICE OF  
CHILD AND FAMILY SERVICES (OCFS), OFFICE OF YOUTH  
DEVELOPMENT ON BEHALF OF THE YOUTH BUREAU**

**BE IT RESOLVED**, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign a grant application and acceptance award with *New York State Office of Child and Family Services (OCFS), Office of Youth Development*, 52 Washington Street, Albany, NY 12144 on behalf of the Youth Bureau. Said funding for Youth Bureau administration, Stars and OMEGA/Youth Court in a minimum amount of forty-four thousand five hundred eighty-six dollars (\$44,586.00); effective January 1, 2022 through December 31, 2022. (*Munis #678*)

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**  
**#11**

**RESOLUTION NO. 22-437  
(September 13, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**YOUTH COURT MONTH PROCLAIMED**

**WHEREAS**, Throughout September more than 1200 Youth Court programs operate in the nation's juvenile justice systems and will celebrate "National Youth Court" month; and

**WHEREAS**, Youth Courts are one of the fastest growing crime prevention programs in the nation. Youth Courts emphasize the importance of being involved in one's community and provide our youth with an opportunity to learn about government and take an active role in upholding our democratic principles; and

**WHEREAS**, Youth Courts empower youth through involvement in community solutions by developing skills in leadership, decision-making, and problem solving. Youth learn the appropriate use of peer pressure and are given opportunities to mentor and instill integrity in their peers. They gain a clearer understanding of our nation's judicial system; and

**WHEREAS**, We all should strive to reduce juvenile delinquency in this country. Youth Court teaches our youth about accountability and the consequences of making poor choices; they also reward responsible behavior; and

**WHEREAS**, The Wyoming County Board of Supervisors strongly

supports Youth Court programs because they help build healthier and safer communities and the Board commends the youth and adult volunteers who support the Wyoming County Youth Bureau's Youth Court; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors does hereby proclaim the month of *September 2022* as ***YOUTH COURT MONTH*** in Wyoming County and calls on all citizens to find ways to give their time, energy and talents to serve and support the Wyoming County Youth Court.

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**  
**#12**

**RESOLUTION NO. 22-438**  
**(September 13, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH GLOW  
YMCA ON BEHALF OF THE YOUTH BUREAU**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with ***GLOW YMCA***, 115 Linwood Avenue, Warsaw, NY 14569 on behalf of the Youth Bureau. Said contract to provide a youth sports program for rural, underserved, low-income youth ages six through seventeen in an amount not to exceed five thousand dollars (\$5,000.00); effective September 1, 2022 through December 31, 2022. (*Munis #692*)

Contingent upon the availability of funds.

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**  
**#13**

**RESOLUTION NO. 22-439**  
**(September 13, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND  
ACCEPTANCE AWARD WITH NEW YORK STATE DEPARTMENT  
OF PARKS, RECREATION AND HISTORIC PRESERVATION ON  
BEHALF OF THE YOUTH BUREAU**

**BE IT RESOLVED**, That the Chairman of this Board, with the

September 13, 2022

approval of the County Attorney, is hereby authorized and directed to sign a grant application and acceptance award with ***New York State Department of Parks, Recreation and Historic Preservation***, 625 Broadway, Albany, NY 12207 on behalf of the Youth Bureau. Said funding to connect kids to state parks via a trip to Niagara Falls in a minimum amount of eight hundred sixty dollars (\$860.00); effective June 1, 2022 through September 1, 2022. (*Munis #669*)

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**  
**#14**

**RESOLUTION NO. 22-440  
(September 13, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED  
TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE  
DEPARTMENT OF SOCIAL SERVICES**

**BE IT RESOLVED**, That the Chairman of this Board and Commissioner of Social Services, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, are hereby authorized and directed to sign various contracts on behalf of the Department of Social Services. Said contacts to assist in the prevention of homelessness under the Emergency Solution Grant provided by the CARES ACT in an amount not to exceed the 2022 ~ 2023 grant budget total; effective February 1, 2022 through September 30, 2023 as follows:

- ***Loris Apartments, LLC***, 7583 Route 20A, Bloomfield, NY 14469 (*Munis #662*)
- ***Arcade Hotel Inc.***, 266 South Main Street, Arcade, NY 14009 (*Munis #664*)
- ***Warsaw Redevelopment LLC***, 2071 Crittenden Road, Alden, NY 14004 (*Munis #666*)
- ***Denise Coffey, Grounds Reality, LLC***, P.O. Box 270, Silver Lake, NY 14599 (*Munis #667*)
- ***Pros Properties, LLC***, PO Box 81, Attica, NY 14011; effective February 1, 2022 through September 20, 2023. (*Munis #716*)

Contingent upon the availability of funds.

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**  
**#15**

**RESOLUTION NO. 22-441**

Regular Session

(September 13, 2022)

By Ms. Grant, Chairman of the Human Service Committee:

**RESOLUTION NUMBER 22-351 AMENDED**

**WHEREAS**, Resolution Number 22-351 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS WELFARE SYSTEM MANAGEMENT CONTRACTS ON BEHALF OF THE DEPARTMENT OF SOCIAL SERVICES**” passed by this Board of Supervisors on July 12, 2022 and provides, in part, for the following contract:

- **Chances & Changes, Inc.**, P. O. Box 326, Geneseo, NY 14454 to provide residential domestic violence (DV) services for Wyoming County residents in an amount not to exceed ten thousand dollars (\$10,000.00); effective May 1, 2022 through December 31, 2022. (*Munis #XXX*)
  - This is an original new service contract.

Now therefore,

**BE IT RESOLVED**, That **Resolution Number 22-351** be hereby amended to increase the contract amount from ten thousand dollars (\$10,000.00) to an amount not to exceed **fifteen thousand dollars (\$15,000.00)**. All else remains the same. (*Munis CO #668*)

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #16**

**RESOLUTION NO. 22-442**  
(September 13, 2022)

By Ms. Grant, Chairman of the Human Service Committee:

**MEMBERS APPOINTED/REAPPOINTED TO THE GLOW  
WORKFORCE DEVELOPMENT BOARD**

**BE IT RESOLVED**, That that following individuals are hereby appointed to the GLOW Workforce Development Board as follows:

***Youth Organizations Representative***

***For an indefinite term effective September 21, 2022***

- **Mary Grace (Holli) Nenni**, (Orleans County Commissioner of Social Services) 14016 Route 31 West, Albion, NY 14411

***Organized Labor Representative***

***For an indefinite term effective September 21, 2022***

- **Robert Sotir**, (Bricklayers and Allied Craftworkers Local 3 NY) 33

September 13, 2022

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**  
**#17**

**RESOLUTION NO. 22-443**  
**(September 13, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**SEPTEMBER 13, 2022 PROCLAIMED ROSIE SHADER DAY**  
**IN WYOMING COUNTY**

**WHEREAS**, Rosemary Shader has served the Wyoming County community as Executive Director of Wyoming County Community Action since 2018 with skill and grace, knowledge, compassion and dedication; and

**WHEREAS**, Her leadership role included providing direction and support to the components of her agency that serve our residents, including Employment and Training, Housing, Community and Family Support and the Angel Action Program; and

**WHEREAS**, Thousands of our families, friends and neighbors are served by Wyoming County Community Action which has been strengthened by Ms. Shader's abilities and direction; and

**WHEREAS**, Ms. Shader served as an active partner with other Wyoming County agencies and departments during the coronavirus pandemic to develop safe protocols as well as continue to provide services that became in much greater demand; and

**WHEREAS**, Ms. Shader has worked to ensure that the individuals and families being served by the agency are treated with respect and compassion, and through her efforts in regional and state wide networking and aggressive grant-writing, new programs have been developed and offered by the Agency's to its clientele to meet their needs; and

**WHEREAS**, Her fiscal background and decision-making abilities have led the agency to a stronger financial standing and enabled her Board to have the information to make decisions to better their preparedness for the future; and

**WHEREAS**, Throughout her years at WCCA, Ms. Shader has overseen changes in leadership on the Board of Directors, as well as, in her program divisions, ensuring that the integrity standards and goals of the agency continue to be met; now therefore,

**BE IT RESOLVED**, That in acknowledgement of her profound dedication and caring for others, it is with great respect and admiration that the Wyoming County Board of Supervisors does hereby proclaim September 13, 2022 as:

**Rosie Shader Day in Wyoming County**

Regular Session



**AND, BE IT FURTHER RESOLVED,** That the Wyoming County Board of Supervisors hereby extends its best wishes to Ms. Shader for a long and happy retirement.

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**  
*Chairwoman Ryan asked Ms. Grant, T/Bennington to read her one of her proclamations. The second one will be presented later on in the meeting.*

*Ms. Grant read the Youth Court proclamation and stated it would be given to the Youth Bureau.*

*There was a motion by Mr. Davis, T/Covington, to combine resolutions #18 through #22. Hearing no objection, resolution titles only were read*

#18

**RESOLUTION NO. 22-444  
 (September 13, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

**APPROVING SOLE SOURCE PROCUREMENT WITH ZEPTIVE, INC.  
 ON BEHALF OF MENTAL HEALTH**

**WHEREAS,** The Wyoming County Mental Health Department would like to acquire vape detectors to reduce student vaping in local schools; and

**WHEREAS, *Zeptive, Inc.*** provides wireless vape detectors; and

**WHEREAS,** All other competitive vape detectors on the market today require a cable, such as a power over Ethernet (PoE) cable, to be run in the ceiling from the network closet to each individual sensors which is costly and challenging; and

**WHEREAS,** The Wyoming County Mental Health Department has received and retained on file, a letter from ***Zeptive, Inc.*** indicating that ***Zeptive, Inc.*** indicating it has the world's first and currently only wireless vape detectors available on the market today; and

**WHEREAS,** The Wyoming County Mental Department looked for other possible entities to provide wireless vape detectors and has determined that there is no other entities capable of offering an "equal" product; and

**WHEREAS,** Based upon the above, the Wyoming County Mental Health Department has determined that the ***Zeptive, Inc.*** qualifies for sole source status; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors hereby authorizes sole source status for ***Zeptive, Inc.*** pursuant to the Wyoming County Purchasing Policy authorized by Resolution Number 16-359 and adopted by this Board of Supervisors on December 13, 2016 and no other

September 13, 2022

solicitation of written proposals or quotations shall be required; and be it

**FURTHER RESOLVED**, That any contract arising from the sole source provider described above shall be subject to the approval of the County Attorney pursuant to this Resolution and further subject to the availability of funds.

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**

**#19**

## **RESOLUTION NO. 22-445**

**(September 13, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

### **SUICIDE PREVENTION AWARENESS MONTH PROCLAIMED**

**WHEREAS**, The month of September 2022 is National Suicide Prevention Awareness Month and is intended to promote awareness of suicide as a cause of death, educate the public on prevention strategies and eliminate stigma surrounding suicide and mental health; and

**WHEREAS**, Worldwide, one person dies by suicide every 40 seconds and in America, almost 50,000 people die by suicide each year; and

**WHEREAS**, For every suicide that occurs, approximately 25 people attempt suicide, meaning that a million people or more are touched by suicide each year; and

**WHEREAS**, Every suicide affects not only the immediate friends and family of the

deceased, but co-workers, teammates, acquaintances and communities; and

**WHEREAS**, We believe that suicide can be prevented by noticing changes in behavior and other warning signs, asking brave questions about suicidal intent, and making caring connections with helping professionals; and

**WHEREAS**, Suicide can also be prevented by reducing stigma surrounding mental disorders and crises, sharing our experiences with challenging thoughts and emotions, and supporting those who have lost a loved one to suicide; and

**WHEREAS**, The Wyoming County population's strengths, persistence, willingness to work hard, and generosity toward our neighbors, make us uniquely qualified to prevent suicide; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors, do hereby proclaim September 2022 as **SUICIDE PREVENTION AWARENESS MONTH in Wyoming County**.

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**

**#20**

## **RESOLUTION NO. 22-446**

Regular Session

(September 13, 2022)

By Mr. Davis, Chairman of the Public Health Committee:

**RESOLUTION NUMBER 21-381 AMENDED**

**WHEREAS**, Resolution Number 21-381 entitled, “**CHAIRMAN/COMMISSIONER OF HEALTH AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE COUNTY HEALTH DEPARTMENT**” passed by this Board of Supervisors on September 21, 2021 to help support and maintain in-person learning with the following Wyoming County School Districts; effective July 1, 2021 through July 31, 2022 as follows:

- ***Attica Central School***, 3338 East Main Street, Attica NY 14011 in an amount not to exceed two hundred fifty-seven thousand seven hundred ninety dollars (\$257,790.00).
- ***Perry Central School***, 33 Watkins Avenue, Perry, NY 14530 in an amount not to exceed one hundred eighty thousand eighty-two dollars (\$180,082.00).
- ***Warsaw Central School***, 153 West Court Street, Warsaw, NY 14569 in an amount not to exceed one hundred eighty-seven thousand two hundred eighty-five dollars (\$187,285.00).
- ***Wyoming Central School***, PO Box 244, 1225 Route 19, Wyoming, NY 14591 in an amount not to exceed twenty-six thousand eight hundred forty-nine dollars (\$26,849.00).
- ***Letchworth Central School***, 5550 School Road, Gainesville, NY 14066 in an amount not to exceed one hundred eighty-six thousand one hundred ninety-four dollars (\$186,194.00).

Now therefore,

**BE IT RESOLVED**, That ***Resolution Number 21-381*** be hereby amended to extend the contract end dates for all contracts from July 31, 2022 to ***July 31, 2023***. All expenses fully reimbursed by grant funds from Health Research, Inc. approved by Resolution Number 21-348, as amended by Resolution Number 22-322. All else remains the same.

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**  
#21

**RESOLUTION NO. 22-447**  
**(September 13, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

**CHAIRMAN/COMMISSIONER OF HEALTH AUTHORIZED TO A**

September 13, 2022

**SUB-AGREEMENT WITH WYOMING COUNTY COMMUNITY  
ACTION ON BEHALF OF THE COUNTY HEALTH DEPARTMENT**

**BE IT RESOLVED**, That the Chairman of this Board and the Commissioner of Health with the approval of the County Attorney's office are hereby authorized and directed to sign a sub-agreement with **Wyoming County Community Action**, 6470 Route 20A, Suite 1, Perry, NY 14530 on behalf of the County Health Department. Said contract is for reimbursement of the Health Families New York Grant Program activities in an amount not exceed ninety-three thousand five hundred dollars (\$93,500.00); effective October 1, 2022 through September 30, 2023. Fully reimbursed by the New York State Office of Children and Family Services grant Contract C029556 ("Healthy Families New York") approved by Resolution Number 22-409. (*Munis #700*)

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #22**

**RESOLUTION NO. 22-448  
(September 13, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

**CHAIRMAN/COMMISSIONER OF HEALTH AUTHORIZED TO SIGN  
A CONTRACT WITH MIDCITY OFFICE EQUIPMENT, INC. ON  
BEHALF OF THE COUNTY HEALTH DEPARTMENT**

**BE IT RESOLVED**, That the Chairman of this Board and Commissioner of Health, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, are hereby authorized and directed to sign a contract with **MidCity Office Equipment, Inc.**, 2495 Main Street, Suite 240, Buffalo, NY 14214 on behalf of the County Health Department. Said contract is for design, delivery and set-up of employee workstations in an amount not to exceed thirty-nine thousand four hundred fifty-six dollars and thirteen cents (\$39,456.13); effective September 1, 2022 through completion of project. Project fully reimbursed by NYSDOH "CDVAXX" approved by Resolution Number 21-429. Contingent upon the availability of funds. (*NYS Contract 23109*) (*Munis #699*)

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**

*Supervisor Davis, T/Covington invited Kristen Fisher to join him at the podium for the reading of the proclamation.*

*K. Fisher spoke to several issues surrounding suicide and said that this*

*proclamation “shines a light” on suicide and thanked the board for its support.*

*At 3:09 pm Supervisor Grant, T/Bennington briefly stepped out of the meeting.*

**#23**

**RESOLUTION NO. 22-449  
(September 13, 2022)**

By Mr. Becker, Chairman of the Agriculture Committee:

**RESOLUTION IN OPPOSITION TO NEW YORK STATE  
DEPARTMENT OF ENVIRONMENTAL CONSERVATION HOLIDAY  
HUNT REGULATION AND URGE THE NEW YORK STATE  
DEPARTMENT OF ENVIRONMENTAL CONSERVATION TO  
REVERSE THE RECENTLY APPROVED HOLIDAY HUNT  
REGULATION IN ITS ENTIRETY**

**WHEREAS**, On September 15, 2021 the New York State Department of Environmental Conservation announced the release of a proposed regulation that, if adopted, would allow counties to opt out of the recently established end-of year deer hunt, slated to occur annually between December 26 and January 01. The ‘holiday hunt’ is an extension of the late bow and muzzleloader deer season in New York’s Southern Zone; and

**WHEREAS**, The Wyoming County Board of Supervisors passed Resolution Number 20-405 entitled, *“Opposition to a Proposed Late Deer Season Regulation,”* on October 13, 2020 citing the 279 miles of trails maintained throughout Wyoming County by snowmobile clubs do not open until after the end of big game season and the proposed regulation would push the season past January 1, closing our trail system in Wyoming County for the week of Christmas and New Year’s when much of Wyoming County has rideable snow; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors, again, in opposition, passed Resolution Number 21-491 entitled, *“Resolution in Opposition to New York State Department of Environmental Conservation Holiday Hunt Regulation and Urge the New York State Department of Environmental Conservation to Reverse the Recently Approved Holiday Hunt Regulation in its Entirety”* on November 9, 2021 stating that many small businesses are supported by and depend upon the snowmobile trails that pass by their establishments, many of which were abruptly closed due to COVID-19 and are only now starting to get back on their feet. Delaying the economic support that snowmobile activity provides in Wyoming County is unacceptable; and be it

**FURTHER RESOLVED**, That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator

September 13, 2022

Patrick Gallivan, New York State Assemblyman David DiPietro, New York State Department of Environmental Conservation (NYSDEC) Commissioner Basil Seggos, the New York State Association of Counties, Inter County Association of Western New York and all others deemed necessary and proper.

**Carried: XXX Ayes: 1421 Noes: Absent: 140 (Bennington) Abstain:**  
**38 (Wethersfield)**  
**178 Total**

*Supervisor Grant returned to the meeting before the reading of the Planning Committee resolution titles.*

*There was a motion by Mr. Leuer, T/Middlebury, to combine resolutions #24 through #26. Hearing no objection, resolution titles only were read*

#24

**RESOLUTION NO. 22-450**  
**(September 13, 2022)**

By Mr. Leuer, Chairman of the Planning Committee:

**JAMES BRAGG APPOINTED TO THE NEW YORK STATE  
DEPARTMENT OF ENVIRONMENTAL CONSERVATION, REGION 9,  
REGIONAL OPEN SPACE ADVISORY COMMITTEE**

**BE IT RESOLVED**, That *James Bragg* (Senior Planner), 45 South Academy, Wyoming NY 14591 be hereby appointed as a member to the *New York State Department of Environmental Conservation, Region 9, Regional Open Space Advisory Committee* for an indefinite term; effective September 13, 2022.

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**  
**#25**

**RESOLUTION NO. 22-451**  
**(September 13, 2022)**

By Mr. Leuer, Chairman of the Planning Committee:

**COUNTYWIDE ZONING FEE SCHEDULE AMENDED AND  
APPROVED**

**BE IT RESOLVED**, That the Countywide Zoning Fee Schedule is hereby amended and approved as follows:

<b>Zoning Permit Fee Schedule 2022</b>	
Zoning Permit	\$25.00 flat rate, \$0.10/sq. ft. after 200 sq. ft.
Zoning Permit Ag	\$25.00 flat rate, regardless of size
Zoning Permit Renewal	\$25.00
Fence Permit	\$25.00
Pool Permit	\$25.00
Area or Use Variance	\$200.00 per variance
Special Use Permit	\$200.00 / Annual Review Fee \$25.00
Site Plan Review	\$200.00
Land Separation	\$150.00 for every new lot created
Parcel Certification	\$25.00
Major Subdivision (4 or more lots)	\$800.00
Re-Zone	\$850.00
Home Occupation- Minor	\$150.00
Home Occupation- Major	\$200.00
Commercial Communications Facility	\$1,500.00 application fee + other applicable fees above
Commercial Energy Production Facility	\$1,500.00 application fee + \$150.00 per MW + other applicable fees above
Application Assistance Preparation	\$10 per application
In-Kind Professional Service Hours	\$45.00 per hour (includes taking meeting minutes)
Model Zoning Law	\$3,200 (includes 30 hours of revisions)
Certificate of Zoning Compliance Letter	\$10.00 per letter
Mailings	Applicant
3rd Party Review	Applicant
Legal Ads	Applicant
<b>Court Fee Proceedings</b>	
Service Fees	Determined based on voucher / varies based on mileage
Court Filing Fee	\$20.00
Petition Filed	\$250.00

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**

**#26**

## **RESOLUTION NO. 22-452 (September 13, 2022)**

By Mr. Leuer, Chairman of the Planning Committee:

### **CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH WYCO CONSTRUCTION, INC. ON BEHALF OF THE WYOMING COUNTY WATER RESOURCE AGENCY**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with **WYCO Construction, Inc.**, 4608 Liberty Street Road, Warsaw, NY 14569 on behalf of the Wyoming County Water Resource Agency. Said contract for assignment of reimbursement payment of the state septic system replacement grant for 49 Wildemere Drive (Potts Property), Java Lake, NY 14009 in an amount not to exceed seven thousand two hundred thirty-seven dollars and fifty cents (\$7,237.50); effective August 1, 2022 through December 31, 2022. Contingent upon the availability of funds. (*Munis #696*)

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**

September 13, 2022

*There was a motion by Mr. Brick, T/Perry, to combine resolutions #27 through #33. Hearing no objection, resolution titles only were read*

**#27**

**RESOLUTION NO. 22-453  
(September 13, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

**ANNUAL HIGHWAY MATERIALS BIDS APPROVED**

**BE IT RESOLVED**, That the attached yearly County Highway material bids are hereby approved effective September 1, 2022 through August 31, 2023, all ties were awarded by lot at the September 1, 2022 Public Works Committee; and be it

**FURTHER RESOLVED**, That the County of Wyoming reserves the right to allow all municipalities within the county to purchase any goods or services at the prices stated herein pursuant to §103 of the General Municipal Law.

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**

**WYOMING COUNTY HIGHWAY DEPARTMENT  
Silver Springs, New York 14550  
ABRASIVE GRIT**

Bids opened August 18, 2022      Contract period – 9/1/22 – 8/31/23

Price/Ton – F.O.B. Plant

D & H Materials 11939 Rt. 98 S Arcade, NY 14009	10811 Rt. 16 Delevan	3.50
Frey Sand & Gravel 3850 Dry Bridge Road Alexander, NY 14005	Alexander Plant:	NO BID
Gernatt Asphalt Products, Inc. 13870 Taylor Hollow Road Collins, New York 14034 Phone 716-532-3371	Chaffee Plant: Freedom Plant:	5.25 6.20
M & M Aggregates 6128 Sheppard Road		

Regular Session



Bliss, NY 14024  
Phone 585-786-5409

Sheppard Rd Plant: 6.00

Spallina Materials, Inc.  
PO Box 89  
West Bloomfield, NY 14585  
Phone 658-2248

Cohocton Plant NO BID

*Devin Blue*  
*Wyoming County Superintendent of Highways*

**WYOMING COUNTY HIGHWAY DEPARTMENT**  
**Silver Springs, New York 14550**  
**ABRASIVE GRIT**

Bids opened August 18, 2022      Contract period – 9/01/22 – 8/31/23

<u>Town</u>	<u>Price/Ton @ Town</u>	<u>Stockpile Location</u>	<u>Supplier</u>
Arcade	7.75		D&H Materials
Attica	11.90		D&H Materials
Bennington	11.35		D&H Materials
Castile	10.80		D&H Materials
Covington	13.50		D&H Materials
Eagle	9.20		D&H Materials
Gainesville	10.80		D&H Materials
Genesee Falls	12.95		Gernatt Asphalt
Java	9.20		D&H Materials
Middlebury	12.85		D&H Materials
Orangeville	10.80		D&H Materials
Perry	12.10		D&H Materials
Pike	9.95		D&H Materials
Sheldon	9.55		D&H Materials
Warsaw	11.70		D&H Materials
Wethersfield	10.30		D&H Materials

All materials for use in State/County stockpile will be delivered as shown.

*Devin Blue*  
*Wyoming County Superintendent of Highways*

**ABRASIVE GRIT**  
**LOWEST TO HIGHEST BIDDERS**  
**2022-2023 SEASON**

September 13, 2022

<b><u>Arcade</u></b>	1. D&H Materials	7.75
	2. Gernatt Asphalt	8.75
	3. M&M Aggregates	12.90
<b><u>Attica</u></b>	1. D&H Materials	11.90
	2. Gernatt Asphalt	13.10
	3. M&M Aggregates	13.70
<b><u>Bennington</u></b>	1. D&H Materials	11.35
	2. Gernatt Asphalt	12.35
	3. M&M Aggregates	13.70
<b><u>Castile</u></b>	1. D&H Materials	10.80
	2. M&M Aggregates	12.70
	3. Gernatt Asphalt	12.95
<b><u>Covington</u></b>	1. D&H Materials	13.50
	2. M&M Aggregates	13.70
	3. Gernatt Asphalt	15.60
<b><u>Eagle</u></b>	1. D&H Materials	9.20
	2. Gernatt Asphalt	10.40
	3. M&M Aggregates	12.00
<b><u>Gainesville</u></b>	1. D&H Materials	10.80
	2. M&M Aggregates	12.00
	3. Gernatt Asphalt	12.50
<b><u>Genesee Falls</u></b>	1. Gernatt Asphalt	12.95
	2. M&M Aggregates	13.70
	3. D&H Materials	14.10
<b><u>Java</u></b>	1. D&H Materials	9.20
	2. Gernatt Asphalt	10.20
	3. M&M Aggregates	12.00
<b><u>Middlebury</u></b>	1. D&H Materials	12.85
	2. M&M Aggregates	12.90
	3. Gernatt Asphalt	14.15
<b><u>Orangeville</u></b>	1. D&H Materials	10.80
	2. Gernatt Asphalt	11.70
	3. M&M Aggregates	12.00

**ABRASIVE GRIT  
LOWEST TO HIGHEST BIDDERS  
2022-2023 SEASON**

<b><u>Perry</u></b>	1. D&H Materials	12.10
	2. M&M Aggregates	12.70
	3. Gernatt Asphalt	14.45
<b><u>Pike</u></b>	1. D&H Materials	9.95
	2. Gernatt Asphalt	10.65
	3. M&M Aggregates	12.00
<b><u>Sheldon</u></b>	1. D&H Materials	9.55
	2. Gernatt Asphalt	10.75
	3. M&M Aggregates	10.90
<b><u>Warsaw</u></b>	1. D&H Materials	11.70
	2. M&M Aggregates	12.00
	3. Gernatt Asphalt	12.60
<b><u>Wethersfield</u></b>	1. D&H Materials	10.30
	2. Gernatt Asphalt	11.65
	3. M&M Aggregates	12.00
<b>Plant Price</b>	1. D&H Materials	3.50
	2. Gernatt Asphalt/Chaffee	5.25
	3. M&M / Sheppard Rd	6.00
	4. Gernatt Asphalt/Freedom & RT 16	6.20

#28

**RESOLUTION NO. 22-454  
(September 13, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

**CHAIRMAN AUTHORIZED TO AWARD BIDS AND SIGN VARIOUS  
CONTRACTS ON BEHALF OF COUNTY HIGHWAY**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to award bids and sign various contracts on behalf of County Highway as follows:

- **Java Farm Supply**, 4862 Route 98, North Java, NY 14113
  - For a Massey Ferguson GS.145 Tractor in an amount not to exceed one hundred six thousand one hundred sixty-one dollars and ninety-

September 13, 2022

- nine cents (\$106,161.99); effective September 14, 2022 through delivery. (*BuyBoard #611-20*)
- For a Diamond 25' side boom, 60" Rotary Mower in an amount not to exceed eighty-three thousand eight hundred forty-four dollars (\$83,844.00); effective September 14, 2022 through delivery. (*Sourcewell Contract #070821-DMM*)
  - **Niagara Frontier Equipment Sales, Inc.**, 4060 Lake Avenue, Lockport, NY 14094 for an Intimidator 15XPC 15" Drum Style Brush Bandit Chipper in an amount not to exceed sixty-eight thousand two hundred ninety-eight dollars and eighty cents (\$68,298.80); effective September 14, 2022 through delivery. (*Sourcewell Contract #062117*)

Contingent upon the availability of funds.

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #29**

**RESOLUTION NO. 22-455  
(September 13, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS WITH  
PAVILION DRAINAGE SUPPLY CO., INC. ON BEHALF OF  
COUNTY HIGHWAY**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign various contracts with **Pavilion Drainage Supply Co., Inc.**, 6630 Ellicott Street Road, Pavilion, NY 14525 on behalf of County Highway as follows:

- For guide rail repairs as flagged by New York State on Bridge Gainesville #05- Jordan Road in an amount not to exceed forty-nine thousand nine hundred sixty-seven dollars and seventy-five cents (\$49,967.75); effective September 1, 2022 through completion of the project. (*Munis #714*)
- For guide rail repairs on CR04 Hermitage Road in an amount not to exceed three thousand nine hundred fifty-seven dollars and fifty cents (\$3,957.50) effective September 1, 2022 through completion of the project. Reimbursement expected from insurance claim. (*Munis #713*)

Contingent upon the availability of funds.

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #30**

**RESOLUTION NO. 22-456  
(September 13, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH CAMPUS  
CONSTRUCTION MANAGEMENT ON BEHALF OF BUILDINGS AND  
GROUNDS (CO. BLDGS.)**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Campus Construction Management*, 6225 Sheridan Drive, Suite 100, Williamsville, NY 14221 on behalf of Buildings and Grounds (Co. Bldgs.). Said contract is for the Fire Training Center Project an amount not to exceed fifty thousand dollars (\$50,000.00); effective August 8, 2022 through project completion. Contingent upon the availability of funds. (*Munis #711*)

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**  
**#31**

**RESOLUTION NO. 22-457  
(September 13, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

**RESOLUTION NUMBER 22-209 AMENDED**

**WHEREAS**, Resolution Number 22-209 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF BUILDINGS AND GROUNDS (CO. BLDGS.)**” passed by this Board of Supervisors on April 12, 2022 and provides, in part, for the following contract:

- *MJ Mechanical Services, Inc.*, 95 Pirson, Parkway, Tonawanda, NY 14150 for repairs to HVAC and related equipment at various County owned properties in an amount not to exceed ten thousand dollars (\$10,000.00); effective February 1, 2022 through December 31, 2022.

Now therefore,

**BE IT RESOLVED**, That *Resolution Number 22-209* be hereby amended to *increase the contract amount to an amount not to exceed twenty thousand dollars (\$20,000.00)*. All else remains the same. (*Munis CO #318*)

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**

September 13, 2022

**RESOLUTION NO. 22-458**  
**(September 13, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

**RESOLUTION NUMBER 21-496 AMENDED**

**WHEREAS**, Resolution Number 21-496 entitled, “**CHAIRMAN AUTHORIZED TO AWARD BIDS AND SIGN VARIOUS CONTRACTS ON BEHALF OF BUILDINGS AND GROUNDS (CO. BLDGS.)**” passed by this Board of Supervisors on November 9, 2021 and provides, in part, for the following contract:

- **T.C.C.T., Inc.**, 46 North Maple Street, Warsaw, NY 14569 for cleaning services as outlined in bid form at various county buildings in an amount not to exceed one hundred three thousand ninety-three dollars (\$103,093.00); effective January 1, 2022 through December 31, 2022 as follows:

BUILDING	General Cleaning	Windows	VCT Was	AMOUNT
Office for the Aging	\$9,180.00			\$9,180.00
Public Defender	\$6,300.00	\$175.00		\$6,475.00
Wyo. Co. Courthouse	\$35,940.00		\$250.00	\$36,190.00
Agriculture & Business Center		\$2,000.00	\$45,000.00	\$47,000.00
District Attorney	\$4,248.00			\$4,248.00
<b>TOTAL</b>				<b>\$103,093.00</b>

Now therefore,

**BE IT RESOLVED**, That *Resolution Number 21-496* be hereby amended to *add a construction clean up fee in an amount not to exceed one thousand five hundred dollars (\$1,500.00) for a new total amount not to exceed one hundred four thousand five hundred ninety-three dollars (\$104,593.00)*. All else remains the same. (*Munis CO #715*)

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**  
**#33**

**RESOLUTION NO. 22-459**  
**(September 13, 2022)**

Regular Session

By Mr. Brick, Chairman of the Public Works Committee:

**RESOLUTION NUMBER 20-039 AMENDED**

**WHEREAS**, Resolution Number 20-039 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH JOHNSON CONTROLS FIRE PROTECTION, LP ON BEHALF OF BUILDINGS AND GROUNDS (CO. BLDGS.)**,” passed by this Board of Supervisors on January 14, 2020 and provides for fire alarm and sprinkler inspections at various county buildings in an amount not to exceed eleven thousand nine hundred fourteen dollars (\$11,914.00); effective January 1, 2020 through December 31, 2021; and

**WHEREAS**, That Resolution Number 20-039 was previously amended by this Board of Supervisors on March 9, 2022 by *Resolution Number 21-112* to reflect an expiration date of *December 31, 2022*; and

**WHEREAS**, That Resolution Number 20-039, previously amended by Resolution Number 21-112 was further amended by this Board of Supervisors on July 12, 2022 by *Resolution Number 22-364* to provide *fire alarm and sprinkler inspections at the Ag and Business Center in an amount not to exceed three thousand five hundred twenty-five dollars (\$3,525.00) for a new total contract amount not to exceed fifteen thousand four hundred thirty-nine dollars (\$15,439.00)*; now therefore,

**BE IT RESOLVED**, That *Resolution Number 20-039*, previously amended by *Resolution Number 21-112* and *Resolution Number 22-364* be hereby further amended to include the cost of required sprinkler inspections at the Ag and Business Center in an amount not to exceed *seven hundred fifty dollars (\$750.00)* for a new contract amount not to exceed *sixteen thousand one hundred eighty-nine dollars (\$16,189.00)*. All else remains the same. (*Munis CO#544*)

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**  
***Non-Consent***  
**#34**

**RESOLUTION NO. 22-460**  
**(September 13, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH SOUTHWORTH-MILTON, INC. ON BEHALF OF COUNTY HIGHWAY**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Southworth-Milton, Inc.*, 294 Ainsley Drive, Syracuse, NY 13210 on behalf of County Highway. Said contract is for the purchase of a 2022 CAT D3 LGP Dozer with 26” Track

September 13, 2022

in an amount not to exceed one hundred seventy-six thousand five hundred thirty dollars (\$176,530.00); effective September 14, 2022 through delivery of equipment. Contingent upon the availability of funds. (NYS Contract #69406 Group PC40625 Award 22792 NJPA/Sourcewell). (Munis #XXX)

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**

*There was a motion by Mrs. May, T/Orangeville, to combine resolutions #35 through #44. Hearing no objection, resolution titles only were read*

**#35**

**RESOLUTION NO. 22-461  
(September 13, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**SHERIFFS' WEEK PROCLAIMED**

**WHEREAS**, The Office of Sheriff has been an integral part of the criminal justice system in New York State and in Wyoming County throughout our history, having been established in the State's first Constitution in 1777 and continued in every succeeding Constitution, and having been one of the original Constitutional offices guaranteed to the People upon the founding of our County; and

**WHEREAS**, Despite changes in its function, status and powers during its long history, the Office of Sheriff has maintained a continuous existence, preserved its distinguishing heritage, and continued to be an essential component of our criminal justice community; and

**WHEREAS**, The Office of Sheriff has evolved into a modern, professional, full-service law enforcement agency, manned by fully trained police officers, using state-of-the-art technology and applying the latest and most advanced theories and practices in the criminal justice field; and

**WHEREAS**, The Office of Sheriff is unique in the community, and the duties of the Office go far beyond the traditional role of "Keeper of the Peace", and extend into many facets of public service, including maintaining the county jail, providing security in our courts, dispatching emergency services, and serving and executing civil process for our courts; and

**WHEREAS**, As a Constitutionally empowered Office directly responsible to the People, the ancient Office of Sheriff remains, even today, responsive and accountable to the public it serves; and

**WHEREAS**, It is fitting to celebrate the historical contributions of the Office of Sheriff and the significant role that the Sheriffs play in our modern criminal justice system; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors



do recognize the important services provided to the citizens of this County by Acting Sheriff Linder and the members of the Sheriff's Office and do hereby proclaim September 18<sup>th</sup> to the 24<sup>th</sup>, 2022 to be Sheriffs' Week in Wyoming County.

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**  
#36

**RESOLUTION NO. 22-462**  
**(September 13, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND  
ACCEPTANCE AWARD WITH THE NEW YORK STATE  
GOVERNOR'S TRAFFIC SAFETY COMMITTEE ON BEHALF OF  
THE SHERIFF'S DEPARTMENT**

**BE IT RESOLVED**, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign a grant application and acceptance award with the *New York State Governor's Traffic Safety Committee*, 6 Empire Street Plaza, Albany, NY 122280 South Swan Street, Albany, NY 12210 on behalf of the Sheriff's Department. Said funding for patrols dedicated to selective traffic enforcement details in a minimum amount of seven thousand seventy-six dollars (\$7,076.00); effective October 1, 2022, through September 30, 2023. (*Munis #676*)

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**  
#37

**RESOLUTION NO. 22-463**  
**(September 13, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**CHAIRMAN AUTHORIZED TO ACCEPT THE "Onondaga County Bid  
Award" AND EXERCISE THE RIGHT TO "PIGGYBACK" AS AN  
ELIGIBLE POLITICAL SUBDIVISION UNDER GML §103 (16) ON  
BEHALF OF THE SHERIFF'S DEPARTMENT**

**BE IT RESOLVED**, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to accept the *"Onondaga County Bid Award"* and exercise the right to "piggyback" the award as an eligible political subdivision under GML §103 (16) and behalf of the Sheriff's Department. Said bid awarded to *Van Bortel Ford, Inc.*, 71 Marsh Road, East Rochester, NY 14445; and be it

September 13, 2022

**FURTHER RESOLVED**, That the Chairman of this Board is hereby authorized and directed to sign required documentation with ***Van Bortel Ford, Inc.***, 71 Marsh Road, East Rochester, NY 14445 on behalf of Sheriff's Department. Said contract is for the purchase of a 2023 Ford Utility Police Interceptor in an amount not to exceed forty-three thousand four hundred thirty dollars (\$43,430.00); effective September 1, 2022 through delivery of vehicle. Contingent upon the availability of funds. (*Munis #688*)

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**  
#38

**RESOLUTION NO. 22-464**  
**(September 13, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**RESOLUTION NUMBER 21-563 AMENDED**

**WHEREAS**, Resolution Number 21-563 entitled, "**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH BLACK CREEK INTEGRATED SYSTEM CORP ON BEHALF OF THE COUNTY JAIL**" passed by this Board of Supervisors on December 14, 2021 to provide maintenance services for the Jail management software in an amount not to exceed twenty thousand nine hundred twenty-seven dollars (\$20,927.00); effective January 1, 2022 through December 31, 2022; now therefore,

**BE IT RESOLVED**, That ***Resolution Number 21-563*** be hereby amended to increase the contract amount from twenty thousand nine hundred twenty-seven dollars (\$20,927.00) to an amount not to exceed ***twenty-two thousand seventy-nine dollars and fifty-eight cents (\$22,079.58)*** for repairs to the hard drive unit. All else remains the same. (*Munis CO #697*)

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**  
#39

**RESOLUTION NO. 22-465**  
**(September 13, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE AWARD WITH THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES OFFICE OF INTEROPERABLE AND EMERGENCY COMMUNICATIONS ON BEHALF OF 9-1-1**

**WHEREAS**, At the January 27, 2022 Public Safety Committee Meeting, approval was given authorizing the Chairman to sign a grant application with the *New York State Division of Homeland Security and Emergency Services Office of Interoperable and Emergency Communications* for the 2021-2022 Public Safety Answering Point Operations Grant for public safety call taking and dispatching expenses in a minimum amount of ninety-six thousand eight hundred seventeen dollars (\$96,817.00); now therefore

**BE IT RESOLVED**, That the Chairman of this Board with the approval of the County Attorney is hereby authorized to sign a grant acceptance award *New York State Division of Homeland Security and Emergency Services Office of Interoperable and Emergency Communication*, 1220 Washington Avenue, Albany, NY 12226 on behalf of 9-1-1. Said grant to provide funds for public safety call taking and dispatching expenses in a minimum amount of ninety-six thousand eight hundred seventeen dollars (\$96,817.00); effective January 1, 2022 through December 31, 2022. (*Munis #674*)

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #40**

**RESOLUTION NO. 22-466  
(September 13, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE  
AWARD WITH THE NEW YORK STATE DIVISION OF HOMELAND  
SECURITY AND EMERGENCY SERVICES OFFICE OF  
INTEROPERABLE AND EMERGENCY COMMUNICATIONS ON  
BEHALF OF 9-1-1**

**WHEREAS**, At the January 27, 2022 Public Safety Committee Meeting, approval was given authorizing the Chairman to sign a grant application with the *New York State Division of Homeland Security and Emergency Services Office of Interoperable and Emergency Communications* for the 2021 Statewide Interoperable Communications Grant Formula Program in the amount of eight hundred forty-five thousand three hundred forty-one dollars (\$845,341.00); effective January 1, 2022 through December 31, 2024; now therefore

**BE IT RESOLVED**, That the Chairman of this Board with the approval of the County Attorney is hereby authorized to sign a grant acceptance award with the *New York State Division of Homeland Security and Emergency Services Office of Interoperable and Emergency Communication*, 1220 Washington Avenue, Albany, NY 12226 on behalf of 9-1-1. Said grant to

September 13, 2022

provide funds for the 2021 Statewide Interoperable Communication grant for improvements and sustainment in a minimum amount of eight hundred forty-five thousand three hundred forty-one dollars (\$845,341.00); effective January 1, 2022 through December 31, 2024.

(*Munis #675*)

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #41**

**RESOLUTION NO. 22-467  
(September 13, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**RESOLUTION NUMBER 18-270 AMENDED**

**WHEREAS**, Resolution Number 18-270 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH DORINE K. JENKINS ON BEHALF OF EMERGENCY SERVICES**,” passed by this Board of Supervisors on June 12, 2018 and provides for the leasing of a 75’ x 75’ section of land identified by SBL Number 61.-1-8 and located at 5228 Kelly Road in the Town of Middlebury to be used for a County owned, self-supporting one hundred foot (100’) communications tower in an amount not to exceed three hundred dollars (\$300.00) per month; effective September 1, 2018 through August 31, 2023; now therefore

**WHEREAS**, That Resolution Number 18-270 was previously amended by this Board of Supervisor on August 14, 2018 by ***Resolution Number 18-333*** to increase the monthly rental amount from three hundred dollars (\$300.00) to ***five hundred dollars (\$500.00)*** and to include a three percent (3%) annual increase for years two (2) through five (5) in amounts not to exceed as follows:

- September 1, 2018 through August 31, 2019      \$6,000.00
- September 1, 2019 through August 31, 2020      \$6,180.00
- September 1, 2020 through August 31, 2021      \$6,365.40
- September 1, 2021 through August 31, 2022      \$6,556.36
- September 1, 2023 through August 31, 2023      \$6,753.05

for a total contract amount not to exceed thirty-one thousand eight hundred fifty-four dollars and eighty-one cents (\$31,854.81); now therefore

**BE IT RESOLVED**, That ***Resolution Number 18-270***, as previously amended by ***Resolution Number 18-333***, be hereby further amended as follows:

- Correct the last year of the 5-year term of September 1, 2023 through August 31, 2023 to reflect a term of ***September 1, 2022 through August 31, 2023***

- Increase the amount of contract for the corrected term of *September 1, 2022 through August 31, 2023* from \$500.00 per month to *\$900.00 per month*
- Amend the annual percentage increase from 3% to *5%; effective September 1, 2023*
- Extend the term of the agreement from *September 1, 2023 through August 31, 2027 at the new monthly amount of \$900.00 with an annual percentage increase of 5% thereafter*

(Munis CO #677)

All else remains the same.

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #42**

**RESOLUTION NO. 22-468  
(September 13, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND  
ACCEPTANCE AWARD WITH THE NEW YORK STATE DIVISION  
OF HOMELAND SECURITY AND EMERGENCY SERVICES ON  
BEHALF OF WYOMING COUNTY EMERGENCY SERVICES**

**BE IT RESOLVED**, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign a grant application and acceptance award with the *New York State Division of Homeland Security and Emergency Services*, 1220 Washington Avenue, State Office Building Campus, Building 7A, Sutie 710, Albany, NY 12242 on behalf of Wyoming County Emergency Services. Said funding from the FY2022 Domestic Terrorism Prevention (DTP) Grant to develop a County Domestic Terrorism Prevention Plan in a minimum amount of one hundred seventy-two thousand four hundred thirteen dollars (\$172,413.00); effective September 1, 2022 through August 31, 2024. (Munis #705)

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #43**

**RESOLUTION NO. 22-469  
(September 13, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

September 13, 2022

**CHAIRMAN AUTHORIZED TO ACCEPT THE “Broome County Bid Award for Emergency Management Assistance” AND EXERCISE THE RIGHT TO “PIGGYBACK” AS AN ELIGIBLE POLITICAL SUBDIVISION UNDER GML §103 (16) ON BEHALF OF EMERGENCY SERVICES**

**BE IT RESOLVED**, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to accept the “*Broome County Bid Award for Emergency Management Assistance*” and exercise the right to “piggyback” the award as an eligible political subdivision under GML §103 (16) and behalf of Emergency Services. Said bid awarded to *Tetra Tech, Inc.*, 240 Continental Drive, Suite 200, Newark, NJ 19713; and be it

**FURTHER RESOLVED**, That the Chairman of this Board is hereby authorized and directed to sign required documentation with *Tetra Tech, Inc.*, 2400 Park Drive, Suite I, Harrisburg, PA 17110 on behalf of Emergency Services. Said contract is for the development of a Domestic Terrorism Prevention Plan in an amount not to exceed fifty thousand dollars (\$50,000.00); effective upon signing and through December 31, 2022. Contingent upon the availability of funds. (*Munis #712*)

**Carried: XXX   Ayes: 1561   Noes:   Absent: 38 (Wethersfield)   Abstain: #44**

**RESOLUTION NO. 22-470  
(September 13, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**RESOLUTION OPPOSING THE RECENTLY PASSED CONCEALED CARRY IMPROVEMENT ACT (CCIA)**

**WHEREAS**, On July 1<sup>st</sup>, 2022 Kathy Hochul, the Governor of New York State signed into law the Concealed Carry Improvement Act (CCIA) that was drafted in close collaboration with the New York State legislature; and

**WHEREAS**, The Governor and the legislature surreptitiously rushed bills S.51001 and A.41001 through to passage under a message of necessity and during an ‘extraordinary session’ bypassing the traditional rules and procedures of the legislature; and

**WHEREAS**, Many of the provisions of the new law that went into effect on September 1<sup>st</sup>, 2022 place unprecedented and overtly restrictive conditions on applying for, obtaining, utilizing, maintaining and recertifying a conceal carry permit for personal protection and other legal uses as clearly provided for in the Constitution of the United States; and

**WHEREAS,** The Governor and the legislature left the county level courts, law enforcement, Board of Supervisors and clerk's office completely in the dark regarding the changes that would be forced upon the local licensing authorities; and

**WHEREAS,** Wyoming County has a strong history of supporting lawful citizens in their individual realization of 'Life, Liberty and the Pursuit of Happiness' and that Wyoming County recognizes that these are essential elements of this uniquely free nation; and

**WHEREAS,** The Wyoming County Board of Supervisors also recognizes and respects the inherent right of our private citizens to 'keep and bear arms' as a means of personal protection; and

**WHEREAS,** Wyoming County also recognizes the self-evident truth that individuals who seek to apply for a pistol permit are not the problem with regard to New York's gun violence; and

**WHEREAS,** The newly enacted Concealed Carry Improvement Act presents procedural roadblocks in the form of privacy violations, subjective standards, financial burdens and overt restrictions on individuals seeking to exercise a fundamental right; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisor's vehemently, adamantly and with full resolve opposes the ill-advised provisions of the Concealed Carry Improvement Act and we consider many portions of the new law to be a gross violation of the US Constitution and contrary to the recent Supreme Court decision, *New York State Rifle and Pistol Association, Inc. v. Bruen*; and be it

**FURTHER RESOLVED,** That Wyoming County will work with other counties through our various county associations to demand full repeal of the Concealed Carry Improvement Act as being unjust, ineffective, vague and unconstitutional; and be it

**FURTHER RESOLVED,** That Wyoming County Board of Supervisors calls upon all other municipalities within the State of New York and any and all advocates for freedom and liberty to challenge this law by any means possible as unconstitutional and an unsubstantiated attack on lawful citizens; and be it

**FURTHER RESOLVED,** That the Clerk to the Wyoming County Board of Supervisors shall forward copies of this resolution to New York State Governor Kathy Hochul, New York State Assemblyman David DiPietro, New York State Senator Patrick M. Gallivan, New York State Assembly Speaker Carl Heastie, New York State Senate Majority Leader Andrea Stewart-Cousins and all others deemed necessary and proper.

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**

*Supervisor May, T/Orangeville thanked Clerk Ketchum and Mr. Krawczak for bringing this resolution forward.*

September 13, 2022

*Supervisor May was asked to present the Sheriff Week proclamation. She invited Acting Sheriff Linder to join her.*

*Acting Sheriff Linder thanked all the men and women next door for their hard work...*

*There was a motion by Mr. Kehl, T/Attica, to combine resolutions #45 through #58. Hearing no objection, resolution titles only were read*

**#45**

**RESOLUTION NO. 22-471  
(September 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**DAVID LINDER APPOINTED AS A REPRESENTATIVE TO THE  
WYOMING COUNTY WORKERS' COMPENSATION PLAN**

**BE IT RESOLVED**, That *Acting Sheriff, David Linder*, 151 North Main Street, Warsaw, NY 14569 be hereby designated to represent Wyoming County as its Trustee for purposes of the Wyoming County Workers' Compensation Plan; effective September 14, 2022 to fill a vacancy created by Gregory Rudolph effective July 31, 2022.

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**

**#46**

**RESOLUTION NO. 22-472  
(September 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**DISABILITY INSURANCE RATES WITH SHELTERPOINT  
APPROVED**

**BE IT RESOLVED**, That rates for statutory New York State Disability Insurance coverage with *ShelterPoint*, 1225 Franklin Avenue, Garden City, NY 11530 for the following employees are hereby approved with the following rates; effective October 1, 2022 to September 30, 2023. (*Munis XXX*)

- **CSEA ~ General Group:**
  - o \$13.70 per employee - per month
- **County and Hospital Management:**
  - o \$9.40 per employee - per month

Regular Session



- **CSEA ~ WCCH Supervisory:**
  - o \$3.90 per female - per month
  - o \$1.85 per male - per month

Contingent upon the availability of funds.

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #47**

**RESOLUTION NO. 22-473  
(September 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 15-386 AMENDED**

**WHEREAS**, Resolution Number 15-386 entitled, “**CHAIRMAN, COUNTY TREASURER AND DIRECTOR OF INFORMATION TECHNOLOGY AUTHORIZED TO SIGN A CONTRACT WITH ACS, A XEROX COMPANY, ON BEHALF OF ALL WYOMING COUNTY DEPARTMENTS**”, passed by this Board of Supervisors on October 13, 2015 and provides for an APPLICATION HOSTING and TECHNOLOGY SUPPORT SERVICES contract with ACS, a Xerox Company, for all Wyoming County Departments effective January 1, 2016 through December 31, 2020; and

**WHEREAS**, That Resolution Number 15-386 was previously amended by this Board of Supervisors on June 12, 2018 by **Resolution Number 18-276** as follows:

- Amend the contracting party from ACS, a XEROX Company to ***Conduent Government Systems, LLC, 12410 Milestone Center Drive, Germantown MD 20874***
- Add ***Microfilm Storage Services*** to the Application Hosting and Technology Support Services contract for the Wyoming County Clerk’s Office in an amount not to exceed ***one thousand four hundred dollars (\$1,400.00)*** per year; effective November 7, 2017 through December 31, 2020.

And,

**WHEREAS**, That Resolution Number 15-386 as previously amended by Resolution Number 18-276 was further amended by **Resolution Number 18-385** by this Board of Supervisors on September 11, 2018 to remove the ***NY Property Tax Collection System Services*** from the Application Hosting and Technology Support Services contract for the Wyoming County Treasurer’s Office; effective January 1, 2019; and

**WHEREAS**, That Resolution Number 15-386 as previously amended by Resolution Number 18-276 and Resolution Number 18-385 was further

September 13, 2022

amended by this Board of Supervisor on February 12, 2019 by ***Resolution Number 19-091*** to change the contracting party name for the ***APPLICATION HOSTING*** and ***TECHNOLOGY SUPPORT SERVICES*** contract from Conduent Government Systems to ***Avenue Insights and Analytics, LLC***, 5860 Trinity Parkway, Suite 120, Centerville VA as this business has been sold; and

**WHEREAS**, That Resolution Number 15-386 as previously amended by Resolution Number 18-276, Resolution Number 18-385, Resolution Number 19-091 was further amended by this Board of Supervisors on October 13, 2020 by ***Resolution Number 20-425*** to include the ***addition of conversion services system in an amount not to exceed forty thousand dollars (\$40,000.00) and extend the term of the APPLICATION HOSTING contract through December 31, 2021***; now therefore,

**WHEREAS**, That Resolution Number 15-386 as previously amended by Resolution Number 18-276, Resolution Number 18-385, Resolution Number 19-091 and Resolution Number 20-425 was further amended by this Board of Supervisors on November 10, 2020 by ***Resolution Number 20-478*** to extend the ***TECHNOLOGY SUPPORT SERVICES*** contract to extend the contract term ***through March 31, 2021 in an amount not to exceed forty-eight thousand dollars (\$48,000.00)***; and

**WHEREAS**, That Resolution Number 15-386 as previously amended by Resolution Number 18-276, Resolution Number 18-385, Resolution Number 19-091, Resolution Number 20-425 and Resolution Number 20-478 was further amended by this Board of Supervisors on March 9, 2021 by ***Resolution Number 21-125*** to ***extend the contract term for conversion services and contract extension of various systems in an amount not to exceed forty-eight thousand dollars (\$48,000.00); effective April 1, 2021 through June 30, 2021***; and

**WHEREAS**, That Resolution Number 15-386 as previously amended by Resolution Number 18-276, Resolution Number 18-385, Resolution Number 19-091, Resolution Number 20-425, Resolution Number 20-478 and Resolution Number 21-125 was further amended by this Board of Supervisors on July 13, 2021 by ***Resolution Number 21-330*** to ***extend the contract term for conversion services and contract extension of various systems in an amount not to exceed forty-eight thousand dollars (\$48,000.00); effective July 1, 2021 through September 30, 2021***; and

**WHEREAS**, That Resolution Number 15-386 as previously amended by Resolution Number 18-276, Resolution Number 18-385, Resolution Number 19-091, Resolution Number 20-425, Resolution Number 20-478, Resolution Number 21-125 and Resolution Number 21-330 was previously amended by this Board of Supervisors on December 14, 2021 by ***Resolution Number 21-569*** to ***extend the contract term for conversion services and contract extension of various systems in an amount not to exceed ninety-six thousand dollars (\$96,000.00); effective October 1, 2021 through March 31, 2022***; and

**WHEREAS**, That Resolution Number 21-125 was ***rescinded in its entirety by Resolution Number 22-144; effective March 9, 2021*** as the contract

amendment authorized by same was not executed and was replaced by the contract amendment authorized by Resolution Number 21-330; and

**WHEREAS**, That Resolution Number 15-386 as previously amended by Resolution Number 18-276, Resolution Number 18-385, Resolution Number 19-091, Resolution Number 20-425, Resolution Number 20-478, Resolution Number 21-330 and Resolution Number 21-569 was further amended by this Board of Supervisors on March 8, 2022 by *Resolution Number 22-144 to extend the contract term for conversion services and contract extension of various systems in an amount not to exceed forty-eight thousand dollars (\$48,000.00); effective April 1, 2022 through September 30, 2022*; now therefore,

**BE IT RESOLVED**, That *Resolution Number 15-386* as previously amended by *Resolution Number 18-276, Resolution Number 18-385, Resolution Number 19-091, Resolution Number 20-425, Resolution Number 20-478, Resolution Number 21-330, Resolution Number 21-569* and *Resolution Number 22-144* be hereby further amended to *extend the term of the contract for conversion services of various systems in an amount not to exceed forty-one thousand five hundred thirty-nine dollars and sixty-eight cents (\$41,539.68); effective October 1, 2022 through December 31, 2022*. All else remains the same. (*Munis CO#600*)

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**  
#48

**RESOLUTION NO. 22-474**  
**(September 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 19-561 AMENDED**

**WHEREAS**, Resolution Number 19-561 entitled, “**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A CONTRACT WITH TYLER TECHNOLOGIES, INC. ON BEHALF OF INFORMATION TECHNOLOGY**,” passed by this Board of Supervisors on December 10, 2019 and provided for Munis ERP SaaS financial software in an amount not to exceed one million four hundred thousand dollars (\$1,400,000.00); effective December 10, 2019 through December 31, 2026;

**WHEREAS**, That Resolution Number 19-561 was previously amended by this Board of Supervisors on November 9, 2021 by *Resolution Number 21-503* to include *additional hours needed for capital assets, payroll and human resources implementation services in an amount not to exceed forty-one thousand two hundred dollars (\$41,200.00)*; and,

September 13, 2022

**WHEREAS**, That Resolution Number 19-561 as previously amended by Resolution Number 21-503 was further amend by this Board of Supervisors on March 8, 2022 by ***Resolution Number 22-145*** to ***add additional hours needed for capital assets, payroll and human resources implementation services in an amount not to exceed twenty-one thousand dollars (\$21,000.00);*** now therefore,

**BE IT RESOLVED**, That ***Resolution Number 19-561*** as previously amended by ***Resolution Number 21-503*** and ***Resolution Number 22-145*** be hereby further amended to include ***additional hours needed for capital assets, payroll and human resources implementation services in an amount not to exceed forty-six thousand for hundred dollars (\$46, 400.00)***. All else remains the same. (*Munis#XXX*)

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #49**

**RESOLUTION NO. 22-475  
(September 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH THE  
RESEARCH FOUNDATION FOR THE STATE UNIVERSITY OF NEW  
YORK ON BEHALF OF THE BOARD OF SUPERVISORS**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with the ***Research Foundation for the State University of New York***, 35 State Street, Albany, NY 12207-2826 on behalf of the Board of Supervisors. Said contract to update the County's weighted voting plan in an amount not to exceed seven thousand nine hundred eleven dollars (\$7,911.00); effective September 14, 2022 through completion of project. Contingent upon the availability of funds. (*Munis #XXX*)

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #50**

**RESOLUTION NO. 22-476  
(September 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 22-377 AMENDED**

**WHEREAS**, Regulation number 315.4 of the New York State Office of the State Comptroller became effective on August 12, 2009. This regulation more clearly defines the process of reporting elected and appointed officials and adds additional requirements for both employers and officials. Among the requirements for employers are a more detailed Standard Work Day and Reporting Resolution, submission of the resolution to the Retirement System and certification that the resolution was publicly posted; now therefore

**BE IT RESOLVED**, That the County of Wyoming hereby establishes the following as standard work days for elected and appointed officials whose term begins on or after August 12, 2009 and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the Clerk of this Board:

**FROM:**

Title	Standard Work Day (hrs/day)	Name	Social Security Number (Last 4 digits)	NYS Retirement Reg. #	Tier 1 (Check only if member is in Tier 1)	Term Begins/Ends	Record of Activities Result*	Not Submitted (Check only if Official did not submit their Record of Activities)
<b>Elected Officials</b>								
Supervisor	6	RYAN, Rebecca	XXXX	XXXXXXXXXX		01/01/22-12/31/25	31.72	

**TO:**

Title	Standard Work Day (hrs/day)	Name	Social Security Number (Last 4 digits)	NYS Retirement Reg. #	Tier 1 (Check only if member is in Tier 1)	Term Begins/Ends	Record of Activities Result*	Not Submitted (Check only if Official did not submit their Record of Activities)
<b>Elected Officials</b>								
Supervisor	7	RYAN, Rebecca	XXXX	XXXXXXXXXX		01/01/22-12/31/25	27.19	

All else remains the same.

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**  
**#51**

**RESOLUTION NO. 22-477**  
**(September 13, 2022)**

September 13, 2022

By Mr. Kehl, Chairman of the Finance Committee:

### RESOLUTION NUMBER 22-379 AMENDED

**WHEREAS**, Resolution Number 22-379 entitled, “**INSURANCE PREMIUMS FOR THE 2022~2023 POLICY TERM THROUGH TOMPKINS INSURANCE AGENCIES, INC. APPROVED**” passed by this Board of Supervisors on July 12, 2022, and provides, in part, for the following insurance policy:

- **CFC**
  - o Cyber Security \$68,870.00

Now therefore,

**BE IT RESOLVED**, That *Resolution Number 22-379* be hereby amended to replace CFC with *Lloyds of London* for cyber security coverage. All else remains the same. (*Munis CO #121*)

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #52**

### RESOLUTION NO. 22-478 (September 13, 2022)

By Mr. Kehl, Chairman of the Finance Committee:

### SALARY SCHEDULES “S”, “C” AND “P” AMENDED

**BE IT RESOLVED**, That the Wyoming County Salary Plan which became effective January 01, 1967, as amended, is hereby amended as follows:

#### Salary Schedule “S”:

##### *Budget*

- Set the hourly wage for *Finance Clerk I* (position code 002.494) to \$21.00 per hour; effective July 18, 2022.

##### *Human Resource*

- Set the hourly wage for *Payroll Clerk I* (position code 12.828.508) to \$21.00 per hour; effective June 6, 2022.

##### *Sheriff*

- Set the salary for *Undersheriff* (position code 010.500) at \$108,849.00 per year; effective August 1, 2022 through December 31, 2022.

#### Salary Schedule “C”:

##### *Wyoming County Community Hospital*

- Abolish one (1) position of *Director of Maternity & Women’s Health* (1.00 FTE) (position code 01.177.644) under OBSTETRICS; effective August 24, 2022.

- Abolish one (1) position of **Director of Medical/Surgical, ICU** (1.00 FTE) (position code 01.170.558) under MEDICAL SURGICAL UNIT/3RD FLOOR; effective September 3, 2022.
- Abolish one (1) position of **Nursing Supervisor Per Diem in the Nursing Service Office** (position code 02.153.502) under NURSING ADMINISTRATION (ACUTE), effective August 24, 2022.
- Create one (1) position of **Assistant Director of Nursing** (1.00 FTE) (position code TBD) under NURSING ADMINISTRATION (ACUTE) and set the salary at \$118,000.00 per year; position available date is August 24, 2022.
- Abolish one (1) position of **Director of Utilization Review** (1.00 FTE) (position code 01.175.628) under PATIENT AND FAMILY SERVICES; effective September 30, 2022.
- Abolish one (1) position of **Director of Reimbursement/Quality and SNF Rehabilitation** (1.00 FTE) (position code 02.204.531) under FISCAL SERVICES; effective 08/24/22.

#### **Salary Schedule “P”:**

##### ***Wyoming County Community Hospital***

- Abolish one (1) position of **Physician Assistant Orthopaedic Clinic Per Diem** (position code 17.126.067) under ORTHOPAEDIC CLINIC; effective August 24, 2022.
- Abolish one (1) position of **Nurse Practitioner** (1.00 FTE) (position code 17.128.311) under PEDIATRIC CLINIC; effective August 24, 2022.

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**

**#53**

#### **RESOLUTION NO. 22-479 (September 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

#### **POSITION(S) APPROVED**

**BE IT RESOLVED**, That the following positions are hereby created, amended, extended modified, reassigned, abolished and/or reclassified in the following Wyoming County Departments:

#### **CREATED:**

***Office for the Aging***

September 13, 2022

- Two (2) positions of ***Personal Care Aide*** (1.00 FTE), non-exempt under FLSA, CSEA Schedule Addendum A, Grade 3 at an hourly rate range of \$17.43 - \$19.08; position available date is January 2, 2023.

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #54**

**RESOLUTION NO. 22-480  
(September 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 22-243 AMENDED**

**WHEREAS**, Resolution Number 22-243 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM,**” passed by this Board of Supervisors on August 16, 2022 and provides, in part, for the following contract:

- ***Jack Sproul, MD***, W8589 US Highway 8, Dunbar WI 54119 to provide orthopedic services in an amount not to exceed two hundred sixty thousand dollars (\$260,000.00) per year; effective September 1, 2022 through August 31, 2023.

Now therefore,

**BE IT RESOLVED**, That ***Resolution Number 22-243*** be hereby amended to change the term of the agreement from September 1, 2022 through August 31, 2023 to ***October 1, 2022 through December 31, 2023*** and increase the amount not to exceed from two hundred sixty thousand dollars (\$260,000.00) per year to an amount not to exceed ***three hundred fifty thousand dollars (\$350,000.00)***.

All else remains the same.

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #55**

**RESOLUTION NO. 22-481  
(September 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 22-250 AMENDED**

**WHEREAS**, Resolution Number 22-250 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF**



**THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM,”** passed by this Board of Supervisors on April 12, 2022 and provides, in part, for the following contract:

- ***Weatherby Locums, Inc.***, 6451 N. Federal Highway, Suite 800, Ft. Lauderdale, FL 33308 for physician locum tenens coverage in an amount not to exceed two hundred thousand dollars (\$200,000.00); effective March 2, 2022 through March 21, 2023.

Now therefore,

**BE IT RESOLVED**, That ***Resolution Number 22-250*** be hereby amended to increase the amount not to exceed from two hundred thousand dollars (\$200,000.00) per year to an amount not to exceed ***two hundred twenty thousand dollars (\$220,000.00)***. All else remains the same.

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #56**

**RESOLUTION NO. 22-482  
(September 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 20-304 AMENDED**

**WHEREAS**, Resolution Number 20-304 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM,”** passed by this Board of Supervisors on July 14, 2020 and provides, in part, the following contract:

- ***UBMD Internal Medicine***, Buffalo General Medical Center, 100 High Street, D2-76, Buffalo, NY 14203 for outpatient endocrine physician services in an amount not to exceed seventy-nine thousand two hundred dollars (\$79,200.00) per year; effective August 1, 2020 through July 31, 2021.

And,

**WHEREAS**, That Resolution 20-304 was previously amended by this Board of Supervisors on May 11, 2021 by ***Resolution Number 21-247*** to extend the term of the contract from August 1, 2020 through July 31, 2021 to ***August 1, 2021 through July 31, 2022***; now therefore,

**BE IT RESOLVED**, That ***Resolution 20-304*** as previously amended ***Resolution Number 21-247*** be hereby further amended to extend the term of the contract from August 1, 2021 through July 31, 2022 to ***August 1, 2022 through July 31, 2023***. All else remains the same.

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**

September 13, 2022

**RESOLUTION NO. 22-483**  
**(September 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 18-576 AMENDED**

**WHEREAS**, Resolution Number 18-576 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM,**” passed by this Board of Supervisors on December 11, 2018 and provides, in part, for the following contract:

- ***Optum 360 Solutions, LLC***, 15 Campus Boulevard, Newtown Square, PA 19073 related to medical necessity compliance consulting services, observation and inpatient consulting services, utilization review services and denial appeal in an amount not to exceed one hundred twenty-five thousand dollars (\$125,000.00) per year, effective October 13, 2018 through November 15, 2020.

And,

**WHEREAS**, That Resolution Number 18-576 was previously amended by this Board of Supervisors on February 9, 2021 by ***Resolution Number 21-087*** as follows:

- Extend term of October 13, 2018 through November 15, 2020 to ***November 15, 2020 through May 15, 2022.***
- Reflect a cost reduction from an amount not to exceed of one hundred twenty-five thousand dollars (\$125,000.00) per year to ***an amount not to exceed thirty-five thousand three hundred seventy-six dollars (\$35,376.00) per year.***

And,

**WHEREAS**, That Resolution Number 18-576 as previously amended by Resolution Number 21-087 was further amended by this Board of Supervisors on January 11, 2022 by ***Resolution Number 22-040*** to increase the amount not to exceed from thirty-five thousand three hundred seventy-six dollars (\$35,376.00) per year to ***an amount not to exceed thirty-eight thousand two hundred eighty dollars (\$38,280.00) per year;*** now therefore

**BE IT RESOLVED**, That ***Resolution Number 18-576*** as previously amended by ***Resolution Number 21-087*** and ***Resolution Number 22-040*** be hereby further amended to extend the term of the contract from November 15, 2020 through May 15, 2022 to ***May 16, 2022 through May 15, 2023*** and increase the amount from thirty-eight thousand two hundred eighty dollars (\$38,280.00) per year to an amount ***not to exceed forty thousand forty-eight dollars (\$40,048.00) per year.*** All else remains the same.

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**  
**#58**

**RESOLUTION NO. 22-484**  
**(September 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**HOSPITAL ADMINISTRATOR AUTHORIZED TO SIGN VARIOUS  
 CONTRACTS ON BEHALF OF THE WYOMING COUNTY  
 COMMUNITY HEALTH SYSTEM**

**BE IT RESOLVED**, In accordance with Resolution Number 11-209 passed by the Wyoming County Board of Supervisors, on June 14, 2011 entitled, “**AMENDING RESOLUTION 91-159, AUTHORITY OF THE BOARD OF MANAGERS OF THE HOSPITAL**,” the Hospital Administrator, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney and/or Costello Cooney Fearon, PLLC, legal counsel, is hereby authorized and directed to sign the following contracts on behalf of the Wyoming County Community Health System:

- ***Healthcare Solutions WNY***, Union Village Square, 3719 Union Road, Suite 218, Cheektowaga, NY 14225 to provide clinic billing, coding, and credentialing in an amount not to exceed four hundred fifty thousand dollars (\$450,000.00) per year; effective January 1, 2023 through December 31, 2024.
- ***Craneware, Inc.***, 3340 Peachtree Road, N.E., Suite 850, Atlanta, GA 30326 to provide hospital Charge Master updates and price transparency in an amount not to exceed ninety-one thousand dollars (\$91,000.00) per term; effective October 1, 2022 through November 30, 2023

Contingent upon the availability of funds.

**Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:**  
***Defeated***  
***Non-Consent***  
**#59**

**RESOLUTION NO. 22-485**  
**(September 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 21-243 AMENDED**

September 13, 2022

**WHEREAS**, Resolution Number 21-243 entitled, “**HOSPITAL ADMINISTRATOR AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**”, passed by this Board of Supervisors on May 11, 2021 and provided in part for the following contract:

- **Garfunkel Wild, PC**, 111 Great Neck Road, Great Neck, NY 11021 to provide legal advice and related services in connection with general regulatory matters, routine business transactions and other routine general healthcare matters in an amount not to exceed ten thousand dollars (\$10,000.00) per month; effective January 1, 2021 through December 31, 2021.

And

**WHEREAS**, That Resolution Number 21-243 was previously amended by this Board of Supervisors on February 8, 2022 by **Resolution Number 22-099** to extend the contract term for an additional one-year term; effective through **December 31, 2022**; and

**WHEREAS**, That **Resolution Number 21-243** as previously amended by **Resolution Number 22-099** was further amended by this Board of Supervisors on June 14, 2022 by **Resolution Number 22-344** as follows:

- **Increase the contract amount an additional one hundred eighty-six thousand seven hundred three dollars and five cents (\$186,703.05)** to include invoices received for services rendered for the periods April 2020, October 2020, December 2020, January 2021 and May 2021 through December 2021.
  - These services fall under *Exhibit A - Fee Proposal* and *Section B - Hourly Billing Matters* classification, which are outside the scope of the monthly general retainer.

Now therefore,

**BE IT RESOLVED**, That **Resolution Number 21-243** as previously amended by **Resolution Number 22-099** and **Resolution Number 22-344** be hereby further amended as follows:

- **Increase contract amount an additional thirty-eight thousand eight hundred ninety-three dollars (\$38,893.00)** to include invoices received for services rendered for the period of February 1, 2022 through May 31, 2022.
  - These services fall under *Exhibit A, Fee Proposal, Section B, Hourly Billing Matters* classification, which are outside the scope of the monthly general retainer.

All else remains the same.

**Defeated:** XXX **Ayes:** 708 **Noes:** 172 (Arcade) **Absent:** 38 (Wethersfield) **Abstain:** 19 (Gen.Falls)  
 123 (Castle)  
 51 (Eagle)

Regular Session

93 (Gainesville)  
 88 (Java)  
 62 (Middlebury)  
 58 (Orangeville)  
187 (Perry)  
 834 Total

*Supervisor Roberts, T/Genesee Falls announced her intention to abstain.*

*Supervisor Leuer, T/Middlebury stated he would be voting no as a matter of principle. He feels the fees are excessive and there is a lack of transparency regarding them.*

***Unanimous Consent***  
**#60**

**RESOLUTION NO. 22-XXX**  
**(September 13, 2022)**

By Mrs. Ryan, Chairman of the Committee of the Whole:

**MEMORANDUM OF UNDERSTANDING BY AND BETWEEN  
 CSEA AND THE COUNTY OF WYOMING APPROVED**

**BE IT RESOLVED**, That the Chairman of this Board and Director of Human Resource, with the approval of the County Attorney and County Labor Attorney, are hereby authorized and directed to sign the following Memorandum of Understanding by and between the Civil Service Employee's Association Local 1000, AFSCME, AFL-CIO and the County of Wyoming authorizing a ***Referral Incentive Program*** for the recruitment and retaining of specific clinical classifications at the Wyoming County Community Health System, the same being annexed hereto and made part hereof.

**Carried:                      Ayes:                      Noes:                      Absent:                      Abstain:**

September 13, 2022

**MEMORANDUM OF UNDERSTANDING**  
**between the**  
**COUNTY OF WYOMING**  
**and the**  
**CIVIL SERVICE EMPLOYEES ASSOCIATION ("Union"), LOCAL 1000, AFSCME, AFL-CIO**  
**WYOMING COUNTY LOCAL 861-9250**

**REFERRAL INCENTIVE**

WHEREAS, the Wyoming County Community Health System ("System") has difficulty recruiting and retaining specific clinical classifications; and

WHEREAS, the System and the Union have an interest in ensuring the safety, well-being, and high-quality care of all patients in the System's facilities through appropriate staffing levels; and

WHEREAS, the employees of Wyoming County are one of the best resources for recruitment of employee;

NOW, THEREFORE, the parties agree to the following terms:

1. The System will pay a recruitment incentive bonus to current bargaining unit employees on the payroll as of the starting employment date of the referred candidate for individuals recruited and hired by the System into full time and part time Registered Nurse, Licensed Practical Nurse, Certified Nursing Aide, as follows:
 

RN's	\$5,000.00 Referral Bonus
LPN's	\$3,000.00 Referral Bonus
CNA's	\$2,000.00 Referral Bonus

  - a. In the first full pay period after the referred employee has successfully completed six (6) months of continuous active service the referring employee will receive the recruitment incentive appropriate with the classification of the newly hired employee.
2. This incentive will be made available to current active employees working in job titles covered under the provisions of the General and/or the Supervisory Collective Bargaining Agreement with the CSEA and Wyoming County.
3. This MOU shall be revocable, by either party, with 30 days written notice to the other party and will remain in effect until such time. However, this would not limit the ability of either party to make proposals in the future to modify the provisions of this Memorandum or governing the Collective Bargaining Agreement by mutual agreement.

FOR CSEA:

\_\_\_\_\_

FOR WYOMING COUNTY:

\_\_\_\_\_

DATE: \_\_\_\_\_

*Deputy HR Director Kolo said the HR Department recommends any managers regularly involved in hiring as well as the nursing staff and HR Department employees be excluded from the stipend.*

*Supervisor Leuer, T/Middlebury asked Ms. Kolo a questioned of this being a stipend or an incentive.*

*Supervisor King, T/Pike clarified what is being voted on today.*

*Deputy Clerk Perez questioned if the other side of this MOU, CSEA, has agreed to this amendment... Ms. Kolo stated, yes, in theory.*

*CO. Attorney Wilkinson read a note from HR Director Farberman, who was absent, that the Union seemed agreeable...*

*Supervisor Leuer suggested withdrawing the resolution. Supervisor Grant suggested referring this back to the home committee.*

*Chairwoman Ryan, T/Warsaw withdrew the resolution. Supervisor Grant asked Supervisors Davis, T/Covington and Robert, T/Genesee Falls to join her at the podium for her other proclamation.*

*She also asked Rosie Shader to join them and confessed they requested she attend the meeting under false pretenses! Ms. Grant read the proclamation and declared September 13, 2022 as "Rosie Shader Day in Wyoming County"!*

*Ms. Shader thanked the board and said this means more than they would ever know...*

*Supervisor Brick, T/Perry mentioned that it is 51 years since the Attica Prison Riots.*

*Supervisor Grant, T/Bennington acknowledged two individuals in attendance, Brian Krawczak and Larry Becker for their continued professional efforts in bringing important issues forward.*

*There being no further business to come before this Board, Senior Supervisor Berwanger, T/Arcade, adjourned the meeting at 3:41 PM with a rap on his desk.*

\*\*\*\*\*

Respectfully submitted,

***Lisa A. Perez***

Lisa A. Perez

Deputy Clerk to the Board

September 13, 2022

**REGULAR SESSION  
(October 11, 2022)**

**Tuesday  
2:30 PM**

The regular session of the Wyoming County Board of Supervisors was held at the Wyoming County Government Center in the Board of Supervisors' Chambers located at 143 North Main Street, Warsaw, New York with all Supervisors present except Supervisor Becker, T/Sheldon and Supervisor Jacoby, T/Wethersfield. Also present were County Attorney Jennifer Wilkinson, Budget Officer Cook, Clerk to the Board of Supervisors, Cheryl Ketchum and Deputy Clerk to the Board, Lisa Perez. The board meeting was open to the public. Members of the public were also able to observe the meeting via BOS YouTube Channel through the following link:  
<http://www.wyomingco.net/149/Board-of-Supervisors>.

**Call to Order ~**

At 2:36 PM Chairwoman Ryan, T/Warsaw, called the meeting to order.

**On this Day in History ~**

132 years ago, (1890) The Daughters of The American Revolution was founded in Washington, D.C. In 1889, a national celebration was held for the 100<sup>th</sup> anniversary of the inauguration of President George Washington, something that sparked renewed interest in our history. This led to the creation of the Son of the American Revolution on July 13, 1890, which was a men's only organization. As a response to this, the Daughters of the American Revolution held their first meeting on August 9, 1890 with their first chapter being organized on this date in 1890. There were four co-founders: Mary Smith Lockwood (this meeting was at her home), President Washington's great grandniece Eugenia Washington, Ellen Hardin Walworth and Mary Desha. The D.A.R. has been instrumental in the preservation of Revolutionary War related sights and relics as well as installing markers of Revolutionary War veterans and decorating their graves on Memorial Day. They currently have literacy programs, annually donate over 200,000 hours to the VA and, have essay contests awarding scholarships to young Americans and currently have a membership of almost 180,000 women in around 3,000 chapters and are currently led by President General Pamela Wright. They are a great organization dedicated to all the good that our great country was founded upon.

This day also marks the 46<sup>th</sup> anniversary of when congress awarded General

Regular Session



Washington his fifth star. The U.S. military did not give out any five stars until 1944. Thus, the 8 other men to have this rank outranked General Washington, so in celebration of our Bicentennial General Washington was awarded his fifth star and is and always will be the highest-ranking soldier in American history.

For a local tie-in we have a Revolutionary War veteran name Sergeant William Capwell. Capwell was born in 1746 in Rhode Island and joined the Rhode Island Militia in 1776. General Washington, in 1778, ordered the head of the Rhode Island Militia, General John Sullivan to attack Newport with an army of 5,000 men. There, with the assistance of the French, the militia drew defensive lines on August 28<sup>th</sup> in an attempt to deny the high ground from the red coats. We were able to hold off both flank attacks and withdrew after the battle was completed on August 30<sup>th</sup>, something which was very controversial as it left the British in control of Rhode Island. As this was the last of major fighting in Rhode Island, Capwell was discharged as a Sergeant in 1779. He eventually moved to West Middlebury after the war and lived to the ripe old age of 97 and is buried in West Middlebury with a prominent tombstone.

### **Pledge of Allegiance to the Flag ~**

The Veteran leading the Pledge of Allegiance for the October 11, 2022 Board Meeting is:

#### **A2C Allen L. Capwell**

Mr. Capwell was born in Dale, New York and attended Wyoming Central High School, graduating second in his class. He is the great-great-great grandson of the recently mentioned Revolutionary War veteran, Sergeant William Capwell.

Upon his graduation, Mr. Capwell enrolled at Alfred Tech College, earning an Associate's Degree of Applied Science in Rural Engineering. Mr. Capwell went to work in the Soil and Water Conservation Office before becoming a Wyoming County Deputy Sheriff in February, 1956.

He had a feeling he was going to be drafted into the Army so he decided to join the Air Force in June of that year. He was sent to Lackland Air Force Base for his training in the Air Force Police. From here, he was stationed at Pinecastle Air Force base in Orlando, which was re-christened as McCoy Air Force Base in 1957 for Colonel Michael McCoy, who was killed during a training flight near downtown Orlando. Here, Mr. Capwell worked as an investigator for the Provost Marshall, similar to working for the District Attorney in the civilian world.

For his valor and courageous service to our country, Mr. Capwell was awarded:

- Good Conduct Medal

October 11, 2022

- Air Force Longevity Service Award

Upon his honorable discharge in 1960, he went back to work as a Deputy Sherriff. He worked his way up the ladder and was elected Wyoming County Sherriff in 1973, eventually becoming the longest tenured sheriff in the 181-year history of our counties' Sheriffs' Office. He retired in 1999. In 1991, Sherriff Capwell wrote a book detailing the first 150 years of the Wyoming County Sheriff's office.

Mr. Capwell has lived in Dale in the same house since he married Sally, his wife of 56 years. Until recently, Sherriff Capwell has enjoyed his retirement with his wife by seeing our great country in their RV, visiting all 50 states. He has two daughters, Charleen and Melody.

Sherriff Capwell comes from a great American family, which, in addition to his Great-Great-Great grandfather's service, his Great-Great Grandfather was a veteran of the War of 1812 and his Uncle Avery was a Marine who saw combat in The Great War among other veteran family members.

It is our honor to have here today one of the greatest citizens Wyoming County has been blessed with.

*The pledge was said by all.*

*Chairwoman Ryan was joined by Supervisor Leuer, T/Middlebury for the presentation of the customary certificate of appreciation.*

#### **Opening Prayer ~**

- Rev. Mack Bixby

#### **Distinguished Guest ~**

- Senator George Borrello from the new 57<sup>th</sup> Senate District provided an agriculture update from Albany

#### **Communications ~**

- 09/22/22 Correspondence from Senator Gallivan acknowledging receipt of Res. #22-449 and Res. #22-470

#1

### **RESOLUTION NO. 22-486 (October 11, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

#### **FUNDS TRANSFERRED TO VARIOUS 2022 ACCOUNTS**

Regular Session

**BE IT RESOLVED**, That funds are hereby transferred to the various 2022 accounts as follows:

<b>Highway</b>			
<b>From:</b> 045142.541804 Town/Village Snow Payment <b>To:</b> 045110.541904 Bituminous Products <b>Reason:</b> Amount needed to pay for Chaffee Road paving; to be submitted as part of CHIPS claim.	\$360,000.00	\$360,000.00	
<b>Highway Total</b>			<b>\$360,000.00</b>
<b>District Attorney</b>			
<b>From:</b> 011165.581001 Retirement <b>To:</b> 011165.510001 Salaries (fixed S/D/I) 011165.510201 Part Time All Contracts 011165.510401 Longevity of Benefit 011165.510601 Unused Benefit Time <b>Reason:</b> To cover unbudgeted increases in salaries, unbudgeted longevity due to new employee.	\$8,400.00	\$6,455.65 1,000.00 885.00 59.35	
<b>District Attorney Total</b>			<b>\$8,400.00</b>

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
**38 (Wethersfield)**  
**140 Total**

#2

**RESOLUTION NO. 22-487**  
**(October 11, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**FUNDS APPROPRIATED TO VARIOUS 2022 ACCOUNTS**

**BE IT RESOLVED**, That funds are hereby appropriated to the various 2022 accounts as follows:

<b>Assigned Counsel</b>			
<b>To:</b> 011421.542314 Family Court 011421.542315 Criminal Court <i>w/any funds available</i> <b>Reason:</b> To pay State mandated attorney vouchers. There has been an increased number of vouchers being received as Courts are becoming more active post-COVID. It is unknown when cases are completed and when vouchers will be received.	\$25,000.00 30,000.00	\$55,000.00	
<b>Assigned Counsel Total</b>			<b>\$55,000.00</b>
<b>Board of Supervisors</b>			
<b>To:</b> 011010.542306 Misc. Other w/01101004.430890 State Aid Shared Svc. <b>Reason:</b> To appropriate the balance of the funds earmarked for WCCH from the NYS DOS CWSSI Matching Funds Grant.	\$20,656.13	\$20,656.13	
<b>Board of Supervisors Total</b>			<b>\$20,656.13</b>
<b>Health Department</b>			
<b>To:</b> 014035.540901 Audit Services <i>w/any funds available</i>	\$5,850.00	\$5,850.00	

October 11, 2022

<b>Reason:</b> Preparation of the 2020 Diagnostic & Treatment Center (D&TC) Cost Report delayed by NYS, not completed until 2022 using funds budgeted for preparation of the 2021 D&TC Cost Report. Received notice for prep of the 2021 Cost Report due by 12/15/2022.			
<b>Health Department Total</b>			<b>\$5,850.00</b>
<b>Sheriff</b>			
<b>To:</b> 013110.540509 Change Over Expenses w/01311009.426800 Insurance Recovery <b>Reason:</b> Original appropriation of \$37,221.03 should have been \$40,529.53 (Res. # 22-347). Additional amount for change over expenses.	\$3,308.50	\$3,308.50	
<b>Sheriff Total</b>			<b>\$3,308.50</b>
<b>Probation</b>			
<b>To:</b> 013140.510601 Unused Benefit Time w/ <i>any funds available</i> <b>Reason:</b> To cover payout for unused benefit time for employee leaving employment.	\$8,000.00	\$8,000.00	
<b>Probation Total</b>			<b>\$8,000.00</b>

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
**38 (Wethersfield)**  
**140 Total**

*Ms. Grant, T/Bennington, Vice-Chair of the Audit Committee, presented the approved payment of bills totaling \$12,927,136.06 for the month of September 2022. No further action is required.*

*There was a motion by Mrs. King, T/Pike, to combine resolutions #3 through #11. Hearing no objection, resolution titles only were read.*

**#3**

### **RESOLUTION NO. 22-488 (October 11, 2022)**

By Mrs. King, Chairman of the Human Resource Committee:

#### **MEMORANDUM OF UNDERSTANDING BY AND BETWEEN CSEA AND THE COUNTY OF WYOMING APPROVED**

**BE IT RESOLVED,** That the Chairman of this Board and Director of Human Resource, with the approval of the County Attorney and County Labor Attorney, are hereby authorized and directed to sign a Memorandum of Understanding by and between the Civil Service Employee's Association Local 1000, AFSCME, AFL-CIO and the County of Wyoming, the same being annexed hereto.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
**38 (Wethersfield)**  
**140 Total**

Regular Session

**MEMORANDUM OF UNDERSTANDING**  
**between the**  
**COUNTY OF WYOMING**  
**and the**  
**CIVIL SERVICE EMPLOYEES ASSOCIATION ("Union"), LOCAL 1000, AFSCME, AFL-CIO**  
**WYOMING COUNTY LOCAL 861-9250**

**REFERRAL INCENTIVE**

WHEREAS, the Wyoming County Community Health System ("System") has difficulty recruiting and retaining specific clinical classifications; and

WHEREAS, the System and the Union have an interest in ensuring the safety, well-being, and high-quality care of all patients in the System's facilities through appropriate staffing levels; and

WHEREAS, the employees of Wyoming County are one of the best resources for recruitment of employees;

NOW, THEREFORE, the parties agree to the following terms:

1. The System will pay a recruitment incentive bonus to current bargaining unit employees on the payroll as of the starting employment date of the referred candidate for individuals recruited and hired by the System into full time and part time Registered Nurse, Licensed Practical Nurse, Certified Nursing Aide, as follows:
  - RN's    \$5,000.00 Referral Bonus
  - LPN's   \$3,000.00 Referral Bonus
  - CNA's   \$2,000.00 Referral Bonus
  - a. In the first full pay period after the referred employee has successfully completed six (6) months of continuous active service the referring employee will receive the recruitment incentive appropriate with the classification of the newly hired employee.
  - b. In order to be eligible for participation in this referral program, the referring employee be required to complete and submit a referral attestation form to Human Resources, in addition to other requirements detailed herein.
2. This incentive will be made available to current active employees working in job titles covered under the provisions of the General and/or the Supervisory Collective Bargaining Agreement with the CSEA and Wyoming County.
3. This MOU shall be revocable, by either party, with 30 days written notice to the other party and will remain in effect until such time. However, this would not limit the ability

October 11, 2022

of either party to make proposals in the future to modify the provisions of this Memorandum or governing the Collective Bargaining Agreement by mutual agreement.

FOR CSEA:

Christy Bydush

FOR WYOMING COUNTY:

David J. Plummer

DATE: 10/4/22

#4

**RESOLUTION NO. 22-489  
(October 11, 2022)**

By Mrs. King, Chairman of the Human Resource Committee:

**A RESOLUTION URGING INVESTMENT BY THE STATE WITHIN  
THE DEPARTMENT OF CIVIL SERVICE TO SUPPORT PUBLIC  
EMPLOYEE RECRUITMENT AND RETENTION**

**WHEREAS**, Recruitment and retention of qualified public employees has become a challenge in local and in state government; and

**WHEREAS**, A recent study by the Bureau of Labor Statistics showed while the number of private-sector jobs surpassed its pre-pandemic level, there are 664,000 fewer people employed in the public sector; and

**WHEREAS**, Government employers are competing for workers in a historically tight labor market, and the private sector is offering considerably higher salaries to meet this demand while the public sector is restricted due to tax increase concerns and budget restrictions; and

**WHEREAS**, The recruitment of licensed professionals is a particular challenge due to the lack of security in provisional appointments to positions of public employment; and

**WHEREAS**, Staffing shortages in county government must be avoided, as county employees supplying direct vital services to our residents in need, services that include but are not limited to, public health, hospitals/nursing homes, mental health, public safety, public defense, and social services' needs; and

**WHEREAS**, While many solid employees seek to serve and/or stay in public employment, too often factors such as the Civil Service testing system

Regular Session

requirements are too slow for an applicant to wait on a position, and this will lead them to take a private sector position; and

**WHEREAS**, The State Department of Civil Service administers and scores the majority of tests needed to hire county employees and if they are not fully staffed and operating at maximum efficiency, this causes delays that directly impact local government hiring ability; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors calls upon the Governor, State Legislature and the Department of Civil Service to work closely with counties and other local government partners to modernize and streamline hiring and promotion practices within the civil service system and broaden local government recruitment flexibility; and be it

**FURTHER RESOLVED**, That the Wyoming County Board of Supervisors recommends the State Legislature and Governor invest in increasing the staffing in the municipal services area of the Department of Civil Service so that tests can be written and graded in a faster manner in all positions; and be it

**FURTHER RESOLVED**, That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

#5

**RESOLUTION NO. 22-490**  
**(October 11, 2022)**

By Mrs. King, Chairman of the Human Resource Committee:

**RESOLUTION CALLING ON THE STATE TO SET THE JUDGEMENT  
 INTEREST RATE CHARGED TO STATE AND LOCAL  
 GOVERNMENTS TO BE TIED TO THE FEDERAL INTEREST RATE**

**WHEREAS**, Under current New York State law, defendants of a lawsuit are required to pay interest on the original judgement while the matter is under appeal and until an appellate division determination is made; and

**WHEREAS**, The judgement interest rate in New York was set at nine percent in the 1970's to match the federal interest rate at the time, when the appeals process moved more quickly because there were fewer court cases in the system; and

**WHEREAS**, The appeals process today can take months and sometimes years to be resolved; and

October 11, 2022

**WHEREAS**, Local governments are unjustly forced to settle cases to avoid paying these punitive interest penalties, or pay the penalties through the costly and time-consuming appeals process; now therefore

**FURTHER RESOLVED**, Changing the state's judgment interest rate to match the federal rate is a reasonable and fair system for all parties that allows for parties to make cases when justified by legal reasoning and not be forced into settlements based entirely on fiscal pressure; and be it

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
**38 (Wethersfield)**  
**140 Total**

**RESOLUTION NO. 22-491**  
**(October 11, 2022)**

**RESOLUTION CALLING ON THE STATE TO PROVIDE FUNDING TO COUNTIES AND COUNTY BOARDS OF ELECTIONS FOR THE ADDITIONAL 2022 PRIMARY, AND TO PROVIDE FLEXIBILITY FOR THE NUMBER AND LOCATION OF EARLY VOTING LOCATIONS**

**WHEREAS**, Election reforms in recent years have helped to strengthen our democracy, by expanding access to voting through early voting, no excuse mail in ballots, and other reforms; and

Regular Session



**WHEREAS**, Due to the increased frequency of elections coupled with early voting, counties are now required to hire poll workers as county employees and provide W-4's, rather than 1099-MISC's, which was the typical means for tax purposes; and

**WHEREAS**, Because this year's congressional and state senate redistricting maps were declared unconstitutional, county boards of elections had to expend funding, resources, and personnel to plan for and operate two separate primary elections; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors hereby calls on the State to provide financial support to counties and county boards of elections for having to operate two separate primary elections this year; and be it

**FURTHER RESOLVED**, That the Wyoming County Board of Supervisors also asks for the state to provide county boards of elections with more flexibility when siting and operating early voting polling sites to make the process more convenient and efficient without curbing access to voting; and be it

**FURTHER RESOLVED**, Congress should reform the IRS "Election Workers - Reporting and Withholding" requirements by amending Section 6041(a) which applies to payments of compensation that are not subject to withholding of FICA or income tax; and be it

**FURTHER RESOLVED**, This legislation should allow counties to issue 1099-MISC's for election worker earnings up to \$2,000.00, rather than the current statutory requirement of \$600.00; and be it

**FURTHER RESOLVED**, That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

#7

**RESOLUTION NO. 22-492**  
**(October 11, 2022)**

By Mrs. King, Chairman of the Human Resource Committee:

**RESOLUTION IN SUPPORT OF ADDRESSING COVID'S IMPACT ON  
 THE LOW MORALE AND EXODUS OF PROFESSIONALS FROM  
 NEW YORK'S PUBLIC WORKFORCE THROUGH THE ISSUANCE OF  
 WORKFORCE BONUSES, STIPENDS, AND ENHANCED  
 RETIREMENT BENEFITS TO SUSTAIN THE STATE'S**

October 11, 2022

## PUBLIC INFRASTRUCTURE

**WHEREAS,** The pandemic has presented historic challenges to the response capabilities of public first responders; and

**WHEREAS,** These professionals, who were already taxed by pre-pandemic workloads that extended beyond available resources, saw an explosion of critical tasks and responsibilities to combat and mitigate transmission of the COVID-19 virus; and

**WHEREAS,** Not only were local public staff subject to this tremendous increase in workload, but they were also faced numerous other challenges, including daily exposure to risk of infection, worry for their own loved ones, and hostility from a public that was and remains conflicted on compliance with response activities; and

**WHEREAS,** A consortium of researchers from the NYS Association of County Health Officials (NYSACHO), the State University of New York (SUNY) Oneonta, Bassett Healthcare Network Research, and Utica University convened to conduct a statewide survey of public workers and compiled the findings in a report entitled "Pain and Perseverance;" and

**WHEREAS,** More than 200 staff responded to the survey, documenting the profound impact these factors have had on public workers; and

**WHEREAS,** The survey data indicate:

- 90.4% of respondents have felt overwhelmed by workload;
  - 75.6% felt disconnected from family and friends because of workload;
  - 65% felt unappreciated at work and 75% felt inadequately compensated;
  - 35% received job-related threats because of work by members of the public;
  - 55% felt bullied or harassed because of this work by the members of the public;
  - 30% have received some sort of hate mail/email/messages from the public;
- and

**WHEREAS,** These findings amount to a crisis within the ranks of the public workforce, triggering a significant exodus from the field by many workers and leaders that has further caused staff and resource shortages; and

**WHEREAS,** Local health departments have lost between 17% and 31% of their staff since March 2020 due to early retirements and other reasons related to the pandemic; and

**WHEREAS,** Between 2019 and 2022, total vacancies in local health departments (LHDs) increased by 951 positions across 34 counties due to limited funding, inability to find qualified candidates, and hiring freezes; and

**WHEREAS,** Counties are challenged to recruit, retain, and employ new public professionals entering the field because many are drawn to the private for-profit sector and health care systems for work; and

**WHEREAS,** Experienced and trained workers will need to replace those who have retired or departed from LHDs due to stressors related to their

jobs during the pandemic; and

**WHEREAS**, The broad scope of public threats to our communities, coupled with the deleterious impact of underinvestment on the capabilities and mental health status of our public workforce, demands continued vigilance and continual investment by the state; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors calls on the Governor and State Legislature to work with Congress to pass the Public Health Loan Repayment Program, which includes \$25 million to support loan repayment for public professionals who agree to serve three years in a local, state or tribal health department; and be it

**FURTHER RESOLVED**, That the Governor and Legislature include a one-time, state funded two-year retirement credit for all county health officials who worked during the state of emergency for the COVID-19 pandemic in the FY 2024 State Budget; and be it

**FURTHER RESOLVED**, That the Governor and Legislature protect and continue to increase Article 6 public infrastructure funding in the FY 2024 state budget; and be it

**FURTHER RESOLVED**, That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Department of Health Commissioner Mary Bassett, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

#8

## **RESOLUTION NO. 22-493** **(October 11, 2022)**

By Mrs. King, Chairman of the Human Resource Committee:

### **RESOLUTION CALLING FOR STUDY AND REFORM OF NEW YORK STATE CIVIL SERVICE SYSTEM TO SUPPORT LOCAL GOVERNMENT EMPLOYEE RECRUITMENT**

**WHEREAS**, In New York, 16.4 percent of the workforce are employed by state, local, or federal level governments, providing needed services to our residents; and

**WHEREAS**, Prior to the COVID pandemic, the New York public sector was being asked to do more with less, as the total workforce was down 4.5 percent from 2010; and

October 11, 2022

**WHEREAS,** A recent study by the Bureau of Labor Statistics showed this downturn in public employment levels has only gotten worse, as the number of private-sector jobs surpassed its pre-pandemic level, while there are 664,000 fewer people employed in the public sector; and

**WHEREAS,** NYSAC members have all expressed concerns over recent trends of hiring and retaining quality employees, as this downturn in employment numbers is putting more stress on local governments' abilities to provide needed services; and

**WHEREAS,** New York's counties all are seeking to increase employment numbers and create a qualified and diverse workforce; and

**WHEREAS,** Current restrictions caused by New York State Civil Service Laws create hurdles that are stalling local governments' ability to expand their workforce; and

**WHEREAS,** While current New York State Civil Service Laws were put in place with good intentions, most were implemented prior to current societal and technological advancements and the time to study and improve this system is long overdue; and

**WHEREAS,** State Civil Service system changes are needed for county governments to compete with the private sector for potential employees, including the ability to more quickly respond to candidates seeking employment; and

**WHEREAS,** New York's Public Officers Law (POL) § 3 requires certain employees reside in the political subdivision or municipality in which they hold such public office; and

**WHEREAS,** Since the 1970s, the State has authorized over 70 exceptions to POL residency requirements, including for police officers, in recognition that for many job specifications it is important to increase the potential hiring pool to obtain highly skilled employees; and

**WHEREAS,** Now counties are in a hiring crisis due to the shrinking the potential hiring pool and the increase in needed county skilled labor; and

**WHEREAS,** County governments need hiring flexibility and are best situated to know what job titles should have residency requirements and which should have flexibility to ensure efficient and quality county services; and

**WHEREAS,** Specific changes to New York State Civil Service Laws allowing for greater local government flexibility and quicker response time to hire needed employees include but are not limited to:

- Continuous Recruitment: allowing local governments the option to hold examinations continuously for candidates to apply at any time to take recruitment examinations;
- Electronic Canvassing Process: allowing email and phone contacts in lieu of mailing letters;
- Standard Grading Metrics should be simplified, understandable and predictable in order

to assist potential applicants to take multiple-choice exams, as well as complete experience-based exams; and

- Licensed Occupation Local Approval: allowing local governments to bypass exam or civil service requirements for positions that require already approved and obtained New York accredited licenses.

Now therefore,

**BE IT RESOLVED**, The State must immediately study and reform New York State Civil Service Law; and be it

**FURTHER RESOLVED**, That the Wyoming County Board of Supervisors calls for the State of New York to amend Public Officers Law §3 and allow for full Home Rule Authority to determine county employee residency requirements; and be it

**FURTHER RESOLVED**, This study and reform must result in local governments' having more flexibility in hiring practices and the ability to more quickly respond to potential employees; and be it

**FURTHER RESOLVED**, Counties seek these changes to meet public service needs with a quality workforce that best reflects the residents they serve; and be it

**FURTHER RESOLVED**, That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

#9

## **RESOLUTION NO. 22-494** **(October 11, 2022)**

By Mrs. King, Chairman of the Human Resource Committee:

### **RESOLUTION TO PROMOTE CHANGES TO THE STATE'S CIVIL SERVICE LAW TO ADDRESS CONSTRAINTS ON NEW YORK STATE AIRPORTS' ABILITY TO RECRUIT, HIRE, AND PROMOTE QUALIFIED AVIATION PROFESSIONALS**

**WHEREAS**, New York Civil Service Law does not apply to six of the top ten commercial service airports in the state because of regulatory exemptions or the outsourcing of airport services; and

**WHEREAS**, Municipal airport managers throughout the state are facing daunting challenges with hiring and retaining qualified aviation

October 11, 2022

professionals and promoting from within the organization due to constraints imposed by the state's Civil Service rules regarding hiring officers and employees; and

**WHEREAS,** The civil service system can also limit an airport's ability to pursue diversity, equity, and inclusion initiatives due in part to arbitrary testing and provisional appointment requirements; and

**WHEREAS,** The airport/aviation industry is highly competitive and specialized, with critical positions such as Aircraft Rescue and Fire Fighting (ARFF) Chief, Airport/Aviation Finance Director, Commercial Development Officer, Chief Operating Officer, etc., that must be filled by persons knowledgeable and experienced in aviation policy, practices, safety and federal and state regulatory regimes; and

**WHEREAS,** A "surplus" of qualified airport professionals is not typically present in every locality, especially in Upstate New York, so airport professional positions normally require a candidate to be willing to risk relocating from another part of the state, or a region outside of the state on a "provisional" basis; and

**WHEREAS,** Potential airport job candidates hailing from different regions of the country will not consider or accept employment at a New York airport on a provisional basis as the Civil Service rules currently require, frustrating the airport's ability to effectively recruit and successfully hire qualified aviation professionals for a variety of on-airport positions; and

**WHEREAS,** In New York, neither the Niagara Frontier Transportation Authority nor the Port Authority of New York and New Jersey are subject to the provisional limitations imposed by the Civil Service Law, while most airports in other states do not have to contend with similar recruitment and hiring obstacles; and

**WHEREAS,** Albany International, White Plains, Stewart International and Republic airports have outsourced the operations and management of the airport, effectively relieving them of the hiring challenges posed by Civil Service Law; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors supports changes to the Civil Service Law to establish specific criteria to define airport positions as exempted classes, allowing for permanent appointments; and be it

**FURTHER RESOLVED,** That the Wyoming County Board of Supervisors urges the Department of Civil Service to establish a reasonable time frame to review and approve new exempt class positions for airports, not to exceed 30-days from the receipt of such requests; and be it

**FURTHER RESOLVED,** That the Wyoming County Board of Supervisors encourages the introduction and enactment of legislation to authorize municipal airports in New York to recruit and hire persons with the necessary expertise as permanent positions; and be it

**FURTHER RESOLVED**, That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

#10

**RESOLUTION NO. 22-495**  
**(October 11, 2022)**

By Mrs. King, Chairman of the Human Resource Committee:

**CALLING ON THE STATE OF NEW YORK TO FULLY FUND  
 COUNTY LAW 18B ASSIGNED COUNSEL STATUTORY PAY LEVELS**

**WHEREAS**, The United States Constitution established, and the Supreme Court decision Gideon v. Wainwright clarified, that competent counsel is to be given to all accused of a crime, regardless of their ability to pay; and

**WHEREAS**, New York State took legislative action to establish a criminal indigent defense legal system that passed the responsibility of providing these criminal defense services, and many of the costs associated with them, to counties and local property taxpayers; and

**WHEREAS**, In 2007, the New York State Civil Liberties Union sued the State of New York in Hurrell-Harring v. State of New York, which showed indigent criminal defense services were underfunded by the State and failed to meet constitutionally required standards; and

**WHEREAS**, Prior to Hurrell-Harring, the 57 New York counties spent \$164 million annually on public defense while the State provided the 57 counties with only \$39 in indigent defense support; and

**WHEREAS**, The New York State Legislature recognized that the State needs to provide additional funding and, in 2017, passed historic legislation allocating \$250 million per year, when fully implemented, of state funding to directly improve indigent defense; and

**WHEREAS**, While counties are still funding the same amount, the State's 2017 funding increase has made New York State a leader in indigent defense services; and

**WHEREAS**, Due to different county demographics and needs, counties have flexibility in how to provide criminal defense by using a combination of public defenders, conflict defense offices, and private contracted attorneys known as 18B counsel (named after the applicable section of County Law); and

October 11, 2022

**WHEREAS,** All counties rely on the services of 18B attorneys to perform these services to handle the overflow of work and handle conflicts that come into the public defender's office; and

**WHEREAS,** Unfortunately, the 2017 state legislation did not address the pay rate for 18B attorneys; and

**WHEREAS,** Article 18B establishes compensation paid to attorneys for assigned counsel work at \$60/hour for misdemeanor matters and \$75/hour for felony defense; and

**WHEREAS,** These rates have remained unchanged since 2004 and, in that same time period, the United States has seen inflation rise by 57 percent; and

**WHEREAS,** Counties across the State have had difficulty in recent years attracting and keeping quality 18B attorneys in their region, with stagnate pay reported as the major contributing factor; and

**WHEREAS,** Without properly funding 18B attorneys, which will keep and attract quality attorneys, the good work by the State to improve indigent defense services could be in jeopardy; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors calls on the State to increase the 18B attorney rate to equitable levels; and be it

**FURTHER RESOLVED,** The State needs to fully fund this increase in keeping with the reasoning set forth in the Hurrell-Harring case, and to build on the State Legislature's historic 2017 legislation; and be it

**FURTHER RESOLVED,** That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

**#11**

**RESOLUTION NO. 22-496**  
**(October 11, 2022)**

By Mrs. King, Chairman of the Human Resource Committee:

**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND  
 ACCEPTANCE AWARD WITH THE NEW YORK STATE BOARD OF  
 ELECTIONS ON BEHALF OF WYOMING COUNTY  
 BOARD OF ELECTIONS**

**BE IT RESOLVED,** That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign a

Regular Session



*Chairwoman Ryan, T/Warsaw mentioned that Res. #3 is a tool being used to recruit at the hospital.*

*There was a motion by Ms. Grant, T/Bennington, to combine resolutions #12 through #29. Hearing no objection, resolution titles only were read.*

## #12

**RESOLUTION NO. 22-497**  
**(October 11, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**RESOLUTION URGING THE GOVERNOR AND STATE  
LEGISLATURE TO GRADUALLY ELIMINATE THE COUNTY  
FISCAL RESPONSIBILITY FOR PRESCHOOL SPECIAL EDUCATION  
AND SUMMER SCHOOL SPECIAL EDUCATION PROGRAMS**

**WHEREAS**, Chapter 23 of the Laws of 1989 established the Preschool Program for Children with Handicapping Conditions as 4410 of the Education Law; and

**WHEREAS,** The original law included a provision to limit the county fiscal responsibility to 25 percent by the 1993-94 school year; and

**WHEREAS**, A gubernatorial statewide task force on reforming preschool special education determined that counties should be removed completely from financing the state's preschool special education program; and

**WHEREAS**, The State has enacted legislation to provide universal prekindergarten for all age eligible children in New York State to be financed 100 percent with state resources; and

**WHEREAS,** The State also requires counties to support 10 percent of summer school special education 4408 program costs for all children; and

**WHEREAS**, Governor Hochul has approved a 15 percent provider rate increase, amounting to more than \$240 million in additional funding; and

**WHEREAS, NYSAC** estimates the financial cost borne by counties

October 11, 2022

for this rate increase is approximately \$50 million annually; and

**WHEREAS,** The adopted SFY 2023 Budget did not include any funding to offset this new rate increase, thus expanding an already underfunded county mandated cost; and

**WHEREAS,** The fact that other states do not require county government to pay for these special education expenses and the failure of New York State to fully fund its promised share of preschool special education program costs contributes directly to New York's highest in the nation property tax burden; now therefore

**BE IT RESOLVED,** The Wyoming County Board of Supervisors calls on Governor Kathy Hochul and the New York State Legislature to implement a plan to gradually remove counties from the fiscal responsibility of paying for preschool and summer school special education programs; and be it

**FURTHER RESOLVED,** In the first phase, the State must cap the annual county share growth for state fiscal year 2023 at no more than two percent to mirror the allowable growth in the property tax cap or the average of the last three years of an individual county's costs, whichever is less; and be it

**FURTHER RESOLVED,** The second phase should include capping county fiscal liability at a zero percent increase for preschool special education and then implementing a multi-year plan to incrementally reduce the county fiscal liability for this program to no more than percent as intended at the inception of the program to help reduce pressure on property taxes; and be it

**FURTHER RESOLVED,** The third phase should gradually reduce the county fiscal responsibility to zero for both preschool and summer school special education costs; and be it

**FURTHER RESOLVED,** That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

**#13**

**RESOLUTION NO. 22-498**  
**(October 11, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**RESOLUTION URGING THE GOVERNOR AND STATE  
 LEGISLATURE TO INCREASE THE PRE-SCHOOL SPECIAL  
 EDUCATION ADMINISTRATION RATE FOR COUNTIES**

**WHEREAS**, Section 4410 of the Education Law entitles counties to receive administrative cost reimbursement of seventy-five (\$75) dollars per eligible preschool student with a disability; and

**WHEREAS,** The administrative cost reimbursement rate of seventy-five (\$75) dollars per eligible preschool student with a disability has not been increased in almost twenty years for

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors calls on Governor Kathy Hochul and the New York State Legislature to increase the administrative cost reimbursement rate for counties to match the same methodology used to determine the administrative reimbursement rate for school districts administering regular education children education services; and be it

**FURTHER RESOLVED,** That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
**38 (Wethersfield)**  
**140 Total**

## #14

**RESOLUTION NO. 22-499**  
**(October 11, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**RESOLUTION URGING THE GOVERNOR AND STATE  
LEGISLATURE TO ADJUST THE EARLY INTERVENTION RATE  
STRUCTURE TO IMPROVE ACCESS TO THESE SERVICES FOR  
CHILDREN WHO LIVE IN POVERTY AND RURAL AREAS**

**WHEREAS,** The structure of the Early Intervention rate methodology promotes inequitable availability of Early Intervention services in New York City and New York State; and

**WHEREAS,** Because Early Intervention rates are set for entire counties, and there are no requirements in the New York State Early Intervention Provider Agreement for providers to serve the entire county that they have identified in their catchment area, providers are free to choose which

October 11, 2022

neighborhoods to provide Early Intervention services in; and

**WHEREAS,** Since the rates are flat across each county, there is no incentive for providers to serve children in poverty, children who live in rural areas, or communities of color; and

**WHEREAS,** The current structure of the Early Intervention methodology promotes unequal availability of Early Intervention services in New York City and New York State; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors calls on the Governor and State Legislature to allocate State funding for a twenty percent rate increase for services provided to children in census tracts where the percentage of the population below poverty is 20 percent or higher; and in areas that require service providers to travel more than 30 minutes between sessions to provide services for children; and be it

**FURTHER RESOLVED,** Any provider rate increase will be administered using State funding to ensure localities are not subject to additional EI program expenses; and be it

**FURTHER RESOLVED,** That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

#15

**RESOLUTION NO. 22-500**  
**(October 11, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**RESOLUTION URGING THE STATE OF NEW YORK TO REQUIRE  
 SCHOOL DISTRICTS TO ADMINISTER AND FUND PRE-SCHOOL  
 SPECIAL EDUCATION AND EARLY INTERVENTION SERVICES**

**WHEREAS,** As there is no mention of education in the United State Constitution, education is considered a reserved power for the states; and

**WHEREAS,** Article XI, Education in the New York Constitution states in Section 1, "The legislature shall provide for the maintenance and support of a system of free common schools, wherein all the children of this state may be educated."; and

**WHEREAS,** In the school-funding and educational-rights case Campaign for Fiscal Equity (CFE) v. State of New York, the New York Court of Appeals, the state's highest court, held that children are entitled to a sound basic



## EARLY INTERVENTION CARE

**WHEREAS,** Prior to and throughout the COVID-19 pandemic, New York State has observed a growing insufficiency of speech, occupational, physical and applied behavioral therapists to render related services to care for our children with special needs both in-the-home and early intervention settings; and

**WHEREAS,** Counties are responsible for ensuring that services developed in an Individualized Family Service Plan (IFSP) begin in a timely fashion, namely thirty (30) days from the date of the authorization; and

**WHEREAS,** Counties are required to assign providers to a child's IFSP that have current provider agreements with the State Department of Health and are listed by county in the New York Early Intervention System (NYEIS) database; and

**WHEREAS,** Providers listed in the NYEIS database are frequently unavailable to provide services to a child due to a variety of factors, including the area in which the child resides, providers only accepting referrals for one or two children enrolled in the Early Intervention Program (EIP) due to other commitments, full caseloads, or outdated listings for providers who no longer participate with the Early Intervention Program; and

**WHEREAS,** Because of the decline of participating and available providers, counties are not able to provide the Early Intervention services required under the law, even to already enrolled eligible children, sometimes leading to placement on wait lists; and

**WHEREAS,** Research demonstrates that the growth and brain development of infants and toddlers is at its highest in years 0-2, and the developmental progress of children identified with special needs could be hampered by any delays in services; and

**WHEREAS,** The Standing Committee on Children with Special Health Care Needs has historically called upon the State to incentivize the aforementioned career paths to increase qualified candidates, and while that is one solution to a multi-faceted issue, many children have been left with little or no provisions and there are no permanent systems currently to proactively address when counties and have hit critical levels; and

**WHEREAS,** It is with great awareness that needs can fluctuate with each child and setting; however, we should do our best to have a system to call upon in the event of a provider shortage; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors calls upon the Governor and New York State Legislature to do a needs analysis report with each county to quantify and identify provider need over the last 3 years to gain an understanding of the state of scarcity; and be it

**FURTHER RESOLVED,** A plan to establish a pool of retired or licensure candidates to operate under a licensed professional in the execution of an IEP, IFSP or 504 plan be created; and be it

**FURTHER RESOLVED**, That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**#17**

By Ms. Grant, Chairman of the Human Service Committee:

**WHEREAS,** Counties are responsible for ensuring that services developed in Individualized Family Service Plans (IFSP) are delivered to children in the Early Intervention Program (EIP), respectively, including transportation to these services, as needed; and

**WHEREAS,** Counties are fiscally responsible for the costs of transportation to and from Early Intervention (EI) services for non-Medicaid eligible children beyond the New York State Department of Health (NYSDOH) reimbursement rate at 49 percent of cost; and

October 11, 2022

**WHEREAS**, After this switch, the NYSDOH will only reimburse county EI transportation costs at 49 percent of the set rate, rather than at 49 percent of actual transportation costs paid out of County escrow; and

**WHEREAS,** This change is expected to increase costs to counties and local taxpayers for EI transportation services, while reducing the State's costs for EI transportation; and

**WHEREAS,** Many counties expect this change to increase their upfront transportation costs paid out of the County Escrow and reduce the State reimbursement share for EI transportation Services; and

**WHEREAS**, Transportation to and from EI services consume a large and growing percentage of local public health budgets, with average total, annual transportation costs per county of \$92,932, for EI from the previous fiscal year; and

**WHEREAS,** Across counties the average total, annual transportation costs per child fiscal year; and

**WHEREAS**, Many counties, particularly in rural areas of the state, only have one, third-party transportation vendor available to provide transportation services, allowing these transportation providers a monopoly to increase their rates; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors calls on the Governor and the New York State Legislature to increase the State reimbursement rate for EI transportation services; and be it

**FURTHER RESOLVED**, That the NYSDOH continue to reimburse counties based on actual, incurred transportation costs, rather than at a pre-set rate that does not accurately reflect true costs of EI transportation services; and be it

**FURTHER RESOLVED,** That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
**38 (Wethersfield)**  
**140 Total**

**#18**

**RESOLUTION NO. 22-503**  
**(October 11, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

Regular Session



**RESOLUTION CALLING ON THE GOVERNOR AND STATE  
LEGISLATURE TO INCREASE STATE FUNDING SUPPORT FOR  
THE FOSTER CARE BLOCK GRANT TO PAY FOR THE RATE  
INCREASE ENACTED IN THE SFY 2023 BUDGET AND ALSO  
INCREASE STATE FUNDING FOR SAFETY NET PROGRAMS**

**WHEREAS**, Over the last 15 years, the State has devolved away from their historic and constitutional responsibility to provide social services and support for low-income families and individuals, as demonstrated through significant reductions in state financial support for these programs, thereby shifting state costs and responsibilities to counties and New York City; and

**WHEREAS**, These state funding shifts have increased county and New York City social services costs by hundreds of millions of dollars annually because the state requires that all services still be provided in full, sometimes including new and more comprehensive service levels, but with fewer state resources; and

**WHEREAS**, These cuts include lowering state fiscal matching funds for Safety Net Programs from 50 percent to 29 percent along with maximizing federal funding to offset some of this loss, but the federal funds no longer offset losses for most counties today; and

**WHEREAS**, The enacted State Fiscal Year 2023 budget eliminated the 45-day waiting period for cash assistance under the Safety Net Program, which will increase county (\$22 million) and New York City (\$40 million) costs by \$62 million annually; and

**WHEREAS**, State funding support for the Foster Care Block Grant was cut by \$62 million in State Fiscal Year 2018, a 14 percent reduction; and

**WHEREAS**, The enacted State Fiscal Year 2023 budget included provisions to settle longstanding state litigation related to inadequate foster care rates paid to foster parents in New York City; and

**WHEREAS**, Counties were not a party to this settlement, nor consulted during state settlement negotiations; and

**WHEREAS**, State funding for the Foster Care Block Grant is capped, which means counties are required to pay the full cost of the scheduled rate increases that will be spread over two years and will likely range between 20 percent to 50 percent when fully implemented; and

**WHEREAS**, Initial estimates of new costs upon full implementation are \$200 million, (\$117 million for New York City and \$83 million for the 57 counties); and

**WHEREAS**, In a recent state negotiated settlement to end litigation related to the adequacy of state resources provided for indigent criminal defense services, the Hurrell- Harring agreement provided 100 percent state funding support for all new costs of the settlement, and this should be the model for all state settlements that increase costs; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors

October 11, 2022

urges the Governor and State Legislature to fully fund the foster care rate increases included in the SFY 2023 budget; and be it

**FURTHER RESOLVED**, That the Wyoming County Board of Supervisors urges the Governor and Legislature to increase the state's 29 percent Safety Net Program share back to 50 percent without further reducing any other public assistance reimbursement before considering future benefit expansions in this program; and be it

**FURTHER RESOLVED**, That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

#19

**RESOLUTION NO. 22-504**  
**(October 11, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**RESOLUTION URGING THE GOVERNOR AND NEW YORK STATE  
 LEGISLATURE TO BECOME A TRUE PARTNER BY FOCUSING ON  
 RENT ALLOWANCE AND STANDARD OF NEED WHICH MUST  
 INCLUDE THE RESTORATION OF 50/50 COST SHARING FOR  
 SAFETY NET PROGRAMS, AND CLARIFY ITS HOMELESSNESS  
 PREVENTION GOALS BY MAKING PERMANENT HOUSING THE  
 CENTRAL FOCUS**

**WHEREAS**, Homelessness and housing affordability continue to be major concerns across the state; and

**WHEREAS**, The COVID-19 pandemic has made the situation worse through increased rental rates, decreased housing supply and an increased reliance on temporary housing assistance in shelters and motels; and

**WHEREAS**, The expansion of remote work and other factors has led to rising rents in suburban areas at a rate approaching urban centers with the gap in premiums paid between urban centers and suburban areas being cut by more than 53 percent; and

**WHEREAS**, This means rents are higher everywhere, with the northeast region seeing the second highest rent increases nationwide with New York City setting record highs for median rent in 2022; and

**WHEREAS**, Emergency Rental Assistance funding provided by Congress to prevent people from losing their homes and increasing

homelessness was an essential strategy as the human hardships would have been far more devastating if we had not kept people housed; and

**WHEREAS,** The homeless population is facing new problems as the needs of families have become more complicated; and

**WHEREAS,** Regardless of family size and demographics, many of those facing homelessness or seeking emergency shelter can have challenging medical needs, mental health and substance abuse issues, some are registered sex offenders, and still others are state prison parolees or on probation; with some facing several of these challenges at the same time; and

**WHEREAS,** The state is implementing new hotel regulations that could reduce the number of units available to homeless families and leaving county officials with very limited options that may be less effective and more expensive in managing local homeless populations; and

**WHEREAS,** The state requires counties to fund 71 percent of costs for Safety Net individuals and 100 percent of the costs of administering these programs; and

**WHEREAS,** Local social service districts focus scarce resources on achieving permanent housing, preventing homelessness and providing temporary placement; and

**WHEREAS,** Counties maintain that preventing homelessness in the first place is the best way to keep families safe and secure; and

**WHEREAS,** Counties maintain that while it is important to provide help in a crisis, it is better policy to maintain stability and prevent emergencies by providing sufficient resources up front; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors calls on the Governor and state legislature to prioritize permanency in housing and to update rental allowances and the standard of need which have not been properly updated in decades to fully address the dramatic growth in housing, energy and food costs; and be it

**FURTHER RESOLVED,** As part of the effort the state must restore the Safety Net state share to 50 percent; and be it

**FURTHER RESOLVED,** The State should pare back or end highly burdensome hotel and motel regulations that end up limiting the supply of rooms available to counties that have little choice but to rely on this method of temporary housing; and be it

**FURTHER RESOLVED,** The State should coordinate a timely transition to supportive housing for the highest need individuals with mental health and substance abuse issues in collaboration with OTDA, other state agencies, and local social services districts; especially those that have been repeatedly homeless and in need of supportive placements overseen by OMH, OASAS, OPWDD and DOCCS; and be it

**FURTHER RESOLVED,** The State should target funding to counties that allows them to work with community partners to develop service models that achieve permanency through innovative and flexible approaches that meet

local needs; and be it

**FURTHER RESOLVED**, The State should work with counties in developing a public education campaign to ensure people better understand the plight of families and individuals struggling with homelessness and how everyone can benefit by helping them achieve stable housing in our communities; and be it

**FURTHER RESOLVED**, That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Office for Temporary Disability Assistance, New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

#20

**RESOLUTION NO. 22-505**  
**(October 11, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND  
 ACCEPTANCE AWARD WITH THE NEW YORK STATE DIVISION  
 OF VETERANS' AFFAIRS ON BEHALF OF VETERANS SERVICES**

**BE IT RESOLVED**, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign a grant application and acceptance award with the *New York State Division of Veterans' Affairs*, Matthew Courcelle OGS Division of Financial Administration, PO Box 2166, Empire State Plaza, Albany, NY 12220-0282 on behalf of Veterans Services. Said grant funding to provide services to veterans in our locality in a minimum amount of twenty-five thousand dollars (\$25,000.00); effective April 1, 2022 through March 31, 2023. (*Munis #800*)

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

#21

**RESOLUTION NO. 22-506**  
**(October 11, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

Regular Session



**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with ***Paula Gleason***, 304 2<sup>nd</sup> Street, Olean, NY 14760 on behalf of the Youth Bureau. Said contract is for preschool related services in an amount not to exceed the budgeted amount; effective September 1, 2022 through January 30, 2024. Contingent upon the availability of funds. (*Munis #764*)

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
140 Total

**#23**

**RESOLUTION NO. 22-508**  
**(October 11, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:  
**RESOLUTION NUMBER 22-317 AMENDED**

**WHEREAS**, Resolution Number 22-317 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND ACCEPTANCE AWARD WITH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES ON BEHALF OF THE YOUTH BUREAU**,” passed by this Board of Supervisors on June 14, 2022 to provide a program to connect senior citizens with youth wanting to work doing odd jobs in a minimum amount of thirty thousand dollars (\$30,000.00); effective July 1, 2022, through June 30, 2024; now therefore,

**BE IT RESOLVED**, That ***Resolution Number 22-317*** be hereby amended to change the use of grant funding from connecting senior citizens with youth wanting to work doing odd jobs to ***fund the creation of a Leadership Wyoming Youth Program***. All else remains the same. (*Munis #461*);

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
140 Total

**#24**

**RESOLUTION NO. 22-509**  
**(October 11, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED  
TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE**

- **Thirteen Short Street, LLC**, PO Box 367, Geneseo, NY 14454 (*Munis #735*)
- **Twin Lakes Mobile Homes, Inc.**, PO Box 659, 11958 Route 16, Yorkshire, NY 14173 (*Munis #740*)
- **Jay C. Till**, 4757 Jordan Road, Silver Springs, NY 14550 (*Munis #770*)
- **Humphrey's Hollow Apartments**, 50 Oak Street, Warsaw, NY (*Munis #775*)
- **Jennifer Walker**, 1516 Friedman Road, Darien Center, NY 14040 (*Munis #779*)

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total]

**#25**

**RESOLUTION NO. 22-510**  
**(October 11, 2022)**

**CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED  
TO SIGN A WELFARE MANAGEMENT SYSTEM CONTRACT WITH  
LINDA SMITH ON BEHALF OF THE DEPARTMENT OF  
SOCIAL SERVICES**

**BE IT RESOLVED,** That the Chairman of this Board and Commissioner of Social Services, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, are hereby authorized and directed to sign a welfare management system contract with **Linda Smith**, 7014 Private Drive #12, Perry, NY 14530 on behalf of the Department of Social Services. Said contract is for child day care services in an amount not to exceed the 2022 budget; effective August 19, 2022 through December 31, 2022. Contingent upon the availability of funds. (*Munis #734*)

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**

October 11, 2022

38 (Wethersfield)  
140 Total

#26

**RESOLUTION NO. 22-511  
(October 11, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED  
TO SIGN A CONTRACT WITH CATTARAUGUS COMMUNITY  
ACTION, INC. D/B/A CONNECTING COMMUNITIES IN ACTION ON  
BEHALF OF THE DEPARTMENT OF SOCIAL SERVICES**

**BE IT RESOLVED**, That the Chairman of this Board and Commissioner of Social Services, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, are hereby authorized and directed to sign a contract with *Cattaraugus Community Action, Inc. d/b/a Connecting Communities in Action*, 25 Jefferson Street, Salamanca, NY 14779 on behalf of the Department of Social Services. Said contract to provide domestic violence temporary housing for a Wyoming County resident in an amount not to exceed ten thousand dollars (\$10,000.00); effective June 1, 2022 through December 31, 2022. Contingent upon the availability of funds. (*Munis #761*)

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
140 Total

#27

**RESOLUTION NO. 22-512  
(October 11, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**RESOLUTION NUMBER 22-013 AMENDED**

**WHEREAS**, Resolution Number 22-013 entitled,  
“**CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES  
AUTHORIZED TO SIGN VARIOUS WELFARE MANAGEMENT  
SYSTEM CONTRACTS ON BEHALF OF THE DEPARTMENT OF  
SOCIAL SERVICES,**” passed by this Board of Supervisors on January 11,  
2022 and provides, in part, for the following contract:

- **Response 4 Help**, 43 Oswego Street, Baldwinsville, NY 13027 for the



provision of providing personal emergency response services for Medicaid eligible clients of Wyoming County; effective January 1, 2022 through December 31, 2024

Now therefore,

**BE IT RESOLVED**, That *Resolution Number 22-013* be hereby amended to reflect a name and address change from Response 4 Help to *Self Direct, Inc., 7758 Maple Road, Baldwinsville, NY 13027 (Munis CO #748)*. All else remains the same.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
**38 (Wethersfield)**  
**140 Total**

**#28**

**RESOLUTION NO. 22-513**  
**(October 11, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

## DOMESTIC VIOLENCE AWARENESS MONTH PROCLAIMED

**WHEREAS,** Domestic violence affects all residents of Wyoming County, and its damage is inflicted not only upon victims, but their children, families and communities; sadly, one in four individuals suffer abuse at the hands of their partner and these victims can be of any age, race, religion, gender or economic status, and can endure extreme suffering and possible long-term harm; and

**WHEREAS**, Wyoming County through its domestic violence programs take decisive steps to strengthen the policies of New York State that hold domestic violence offenders accountable and ensure the safety of victims and their children by focusing upon the improved working relationship with legal, law enforcement, human services, education and healthcare systems; and

**WHEREAS**, Wyoming County has dedicated individuals and organizations who work daily to counter the problem of domestic violence and to help families obtain assistance they need to be free from domestic violence; and

**WHEREAS**, Wyoming County is stronger when all citizens become aware of domestic violence prevention; and

**WHEREAS**, Wyoming County residents will support victims of domestic violence and will support the public and private entities that continuously strive to provide the best coordinated response to domestic violence within the county, therefore sending a strong and unwavering message to abusers that domestic violence will not be tolerated in this county; now therefore

October 11, 2022

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors does hereby proclaim the Month of October 2022 as **DOMESTIC VIOLENCE AWARENESS MONTH** in Wyoming County, and commend this observance to the citizens of this county.

**Carried:** XXX **Ayes:** 1459 **Noes:** **Absent:** 102 (Sheldon) **Abstain:**  
38 (Wethersfield)  
 140 Total

#29

**RESOLUTION NO. 22-514**  
**(October 11, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE AWARD WITH NEW YORK STATE HOMES AND COMMUNITY RENEWAL, HOUSING TRUST FUND CORPORATION, OFFICE OF COMMUNITY RENEWAL, ON BEHALF OF WYOMING COUNTY**

**WHEREAS**, At the March 29, 2022 Human Services Committee Meeting, approval was given authorizing the Chairman to sign a grant application with the *New York State Housing Trust Fund Corporation*, as represented by the New York State Office of Community Renewal (OCR) through the Community Development Block Grant (CDBG) to fund the Farmworker Housing Program in a minimum amount of one million dollars (\$1,000,000.00); now therefore

**BE IT RESOLVED**, That the Chairwoman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign a grant acceptance award with *New York State Homes and Community Renewal, Housing Trust Fund Corporation, Office of Community Renewal*, Hampton Plaza, 38-40 State Street, Albany, NY 12207 on behalf of Wyoming County; and be it

**FURTHER RESOLVED**, That *Community Action for Wyoming County* will be the sub-recipient of said Community Development Block Grant funding to implement the Farmworker Safety Housing Program through the CARES Act in a minimum amount of three hundred, ninety-six thousand, four hundred thirty-nine dollars, (\$396,439.00); effective September 8, 2022 through September 7, 2023(*Munis #768*); and be it

**FURTHER RESOLVED**, That the Chairwoman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign an agreement with *Community Action for Wyoming County*, 6460 Route 20A, Perry, NY 14530 as the sole sub-recipient of the CDBG grant funds for the Farmworker Safety Housing Program. (*Munis #796*)

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
**38 (Wethersfield)**  
**140 Total**

*Supervisor Grant, T/Bennington was invited to the podium to read the National Disability Employment Awareness Month and she requested Director Solina join her.*

*Director Solina thanked the Board for supporting this proclamation. Supervisor Grant, T/Bennington then invited Commissioner Barber to join her at the podium for the reading of the Domestic Violence Awareness Month proclamation. Commissioner Barber invited J. Provorst and J. Brown from Restore to join them as well.*

*Commissioner Barber said that she is thankful for Restore and introduced J. Provorst who provided several statistics surrounding domestic violence.*

*There was a motion by Mr. Davis, T/Covington, to combine resolutions #30 through #36. Hearing no objection, resolution titles only were read.*

#30

**RESOLUTION NO. 22-515**  
**(October 11, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

**RESOLUTION CALLING ON THE NEW YORK CONGRESSIONAL  
 DELEGATION TO SUPPORT FEDERAL LEGISLATION THAT  
 EXEMPTS QUALIFIED RESIDENTIAL TREATMENT PROGRAMS  
 FROM THE FEDERAL MEDICAID INSTITUTIONS FOR MENTAL  
 DISEASE (IMD) EXCLUSION AND FOR NEW YORK STATE TO  
 PROVIDE STATE-ONLY MEDICAID FUNDING TO COVER ANY  
 LOSS OF FEDERAL FUNDS UNTIL THE EXEMPTION IS ACHIEVED**

**WHEREAS**, In 2018, Congress enacted the Family First Prevention Services Act (FFPSA), which includes numerous provisions to alter how the federal government will reimburse for certain foster care maintenance payments; and

**WHEREAS**, A major provision of the FFPSA amends Title IV-E of the Social Security Act to limit foster care maintenance payments (FCMPs) to 14 days for children placed in child care institutions (CCIs or congregate care settings); and

**WHEREAS**, The limitations on federal Title IV-E funding supports in

October 11, 2022

the FFPSA are well intentioned as a pathway to prioritize family-based placement of youth with kinship and non-relative foster care, but it ignores the reality of the types of specialized services that many foster care youths require, and existing provider networks in many states can support; and

**WHEREAS,** Local departments of social services work closely with OCFS and voluntary agencies to reduce the use of congregate care and to place children with relatives and foster parents; and

**WHEREAS,** Children with complex needs rely on services offered in residential settings; and

**WHEREAS,** If these placements become ineligible for federal funding, some service providers will discontinue their programs, and others will exist solely on state and local funding; and

**WHEREAS,** Under the New York State Foster Care Block Grant, the entire burden would be on counties unless the state makes a specific new fiscal commitment; and

**WHEREAS,** The State is currently pursuing a temporary 1115 Medicaid waiver as the solution to this problem; and

**WHEREAS,** The waiver the State is submitting is so restrictive many providers indicate the rules would not enable them to continue providing services; and

**WHEREAS,** This would lead to New York State not being able to maintain residential capacity for children, who have been victims of abuse and neglect and who need an array of specialized services and a safe place to live; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors calls on the New York State congressional delegation to support a federal law change to exempt Qualified Residential Treatment Programs that provide services to foster care youth from the federal Medicaid IMD exclusion; and be it

**FURTHER RESOLVED,** The State of New York should provide state-only Medicaid funding support to cover any loss of federal funds until the federal law change is achieved; and be it

**FURTHER RESOLVED,** That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

**#31**

**RESOLUTION NO. 22-516**  
**(October 11, 2022)**

Regular Session

By Mr. Davis, Chairman of the Public Health Committee:

**RESOLUTION IN SUPPORT OF FULLY FUNDING THE  
IMPLEMENTATION OF THE 2019 ELEVATED BLOOD LEAD LEVEL  
MANDATE**

**WHEREAS**, Lead poisoning prevention activities are delivered by local health departments; and

**WHEREAS**, When the definition of elevated blood lead level (EBLL) was lowered from 10 to 5 ug/dL or greater, the State only allocated an additional \$9.7 million for Article Six state aid; and

**WHEREAS**, This investment falls short of the \$40 million needed to implement this work and protect children, thereby placing the majority of the cost burden (\$30.3 million) on the local tax levy; and

**WHEREAS**, This estimated need is based on an average cost per case of nurse case management of \$713 and an average cost of \$2,123 per case for environmental management activities; and

**WHEREAS**, At the January 29, 2020, Lead Poisoning Prevention Advisory Council meeting, the New York State Department of Health (NYSDOH) presented data on the first quarter of implementation that showed an additional 1,725 children between the ranges of 5-9 pg/dL required interventions; and

**WHEREAS**, While this highlights the importance of lowering the EBLL, it also represents the equivalent to 2.5 years of work occurring in a single quarter when compared to prior years; and

**WHEREAS**, Counties recognize the extraordinary impact the COVID-19 pandemic has had on children and families at risk for lead exposure due to stay-at-home orders, remote learning, and barriers to attending pediatric appointments and access testing for lead screening; and

**WHEREAS**, In 2021, the Centers for Disease Control and Prevention (CDC) further lowered the recommendation to 3.5 µg/dL, which, if adopted by New York State, would cost an additional \$30 million to implement locally; and

**WHEREAS**, New and expanded duties placed on local health departments, as well as existing duties that are underfunded, may result in increased civil liability for our county governments; and

**WHEREAS**, County governments will allocate existing and new investments to support the lower EBLL through this program to secure and maintain the necessary staffing and other resources required to accomplish the goals set forth by the state mandate, while also ensuring that New York State keeps its promise to property taxpayers through its enactment of a permanent property tax cap; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors calls on the Governor and State Legislature to increase the appropriation for NYSDOH's Lead Poisoning Prevention Program to fully cover the cost of the current expanded mandate and any future policy changes; and be it

October 11, 2022

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
**38 (Wethersfield)**  
**140 Total**

Regular Session

**WHEREAS**, Meeting these stringent — and often onerous and expensive — regulatory mandates impose significant administrative costs on municipalities, and thus, on local property taxpayers; and

**WHEREAS**, Counties believe that the update to the Public Health Law proposed in A.5177 (Paulin) will enable the State Commissioner of Health to revise the regulations that are now unnecessarily complex for most LHDs, ensuring that the requirements reflect the level of services that they provide; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors calls on the Governor and State Legislature to revise the current Article 28 regulatory framework for municipal limited health care service facilities; and be it

**FURTHER RESOLVED**, That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

#33

**RESOLUTION NO. 22-518**  
**(October 11, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

**RESOLUTION IN SUPPORT OF ISSUING RELIEF TO LOCAL  
 HEALTH DEPARTMENTS BY REQUIRING THE STATE  
 COMMISSIONER OF HEALTH TO WAIVE THE COST REPORTING  
 REQUIREMENT FOR MUNICIPAL LICENSED HOME CARE  
 SERVICE AGENCIES (LHCSAS)**

**WHEREAS**, The 2018-19 budget enacted a number of changes related to Licensed Home Care Services Agencies, including a requirement to submit an annual cost report to address issues related to the 56 percent increase in the number of LHCSAs between 2012-2018, as well as unexpected increases in Managed Long Term Care Enrollment; and

**WHEREAS**, The previous state budget actions intended to address concerns related to this significant growth in the industry; and

**WHEREAS**, Local health departments (LHDs) who are not certified home health agencies are required by the New York State Department of Health (NYSDOH) to maintain licensure as a LHCSA because public health nurses deliver some public health services in the home setting; and

October 11, 2022

**WHEREAS,** Most LHDs provide only a limited set of services that are needed to support their mandated, core public health activities, as defined under Article 6 of the Public Health Law; and

**WHEREAS,** LHDs typically have minimal activity and little to no fee revenue associated with these services, which are typically visits related to maternal child health or elevated blood lead levels in a child; and

**WHEREAS,** These public health services are part of core public health services provided under Article Six of the Public Health Law exclusively by LHDs; and

**WHEREAS,** The current statutory cost reporting requirement is burdensome to the already stretched public health workforce and does not provide valuable information to the State regarding costs and patterns of services within the LHCSA industry overall; and

**WHEREAS,** Change to the cost reporting requirement will provide mandate relief for counties and the City of New York and remove unnecessary costs to the taxpayers by relieving the administrative burden and expense of submitting costs reports when minimal to no revenue is associated with these public health services; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors calls on the Governor and State Legislature to enact legislation as part of the FY 2024 State Budget regarding the submission of cost reports by municipal LHCSAs, with eligibility based on delivering core public health services; and be it

**FURTHER RESOLVED,** The Wyoming County Board of Supervisors recommends that the State Budget legislation add the following language to Public Health Law section 3612 subdivision 8 (e) the commissioner shall waive the cost report requirements of subdivision 8 for municipalities operating a licensed home care services agency solely for the purpose of providing core public health services as defined in Section 602 of the public health law. Eligibility shall be determined by the department based on the municipality's state aid application pursuant to section 606 subdivision (3) of the public health law; and be it

**FURTHER RESOLVED,** That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

**#34**

**RESOLUTION NO. 22-519**  
**(October 11, 2022)**

Regular Session



By Mr. Davis, Chairman of the Public Health Committee:

**RESOLUTION REQUESTING TARGETED STATE INVESTMENTS IN PROGRAMMING AND POLICIES TO DEVELOP AND FUND CORE LOCAL SERVICES TO DECREASE THE USE OF EMERGENCY DEPARTMENTS (EDS) FOR THE TREATMENT OF CHILDREN AND YOUTH WITH COMPLEX BEHAVIORAL HEALTH NEEDS**

**WHEREAS**, The Local Governmental Units (LGUs)/Directors of Community Services (DCSs) have specific responsibilities and authority under the Local Services provisions of Article 41 of the NYS Mental Hygiene Law (MHL) for planning, development, implementation, and oversight of services to adults and children in their counties affected by mental illness, substance use disorder, and intellectual/developmental disabilities (I/DD); and

**WHEREAS**, Localities continue to struggle with an overwhelmed community-based system of care that is unable to adequately support children and youth with co-occurring disorders; and

**WHEREAS**, The Directors of Community Services (DCSs) are seeing firsthand and have growing concerns regarding the upward trend in children and youth with complex behavioral health needs ending up in EDs due to unmet needs; and

**WHEREAS**, State inpatient bed closures and a lack of available crisis services have significantly impacted counties' ability to provide this higher-level care and has resulted in various placements in last-resort settings, which are not appropriate and sometimes detrimental to the treatment goals; and

**WHEREAS**, Some at-risk youth have been placed out of the State for residential services, reflecting the need to develop additional appropriate services within New York with a full spectrum of services available; and

**WHEREAS**, Over the last several years, there has been a substantial rise in the numbers of children and youth languishing in EDs without the ability to be connected to appropriate care; and

**WHEREAS**, EDs are a suboptimal setting for children and youth, particularly if they are not at imminent risk of harm to themselves or others, and often offer overstimulating environments, exposure to other psychiatrically and medically ill individuals, and an absence of appropriate assessment and treatment; and

**WHEREAS**, According to a 2021 report by the Healthcare Association of NYS (HANYs), a 15-year-old youth was placed in an ED for over three months after a yearlong search for residential placement, which resulted in over \$195,000 in hospital costs and, after over 6 months in the ED, a 16-year-old patient decompensated so severely and required oversight by two public safety officers and three to five beds to minimize disruption to other patients; and

**WHEREAS**, A child in Franklin County with a significant trauma

history and diagnosed disorder was placed in a standard ED and languished for 8 weeks after being denied admission at a sister hospital within the same health system that contained a 9.39 unit; and

**WHEREAS**, The State must make appropriate targeted investments to include local resource streams for localities to initiate treatment models with proven success, such as expansion of intensive treatment programs and prevention and early intervention programs (including mobile crisis response and family and caregiver supports); now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors on the Governor, Division of Budget (DOB), Office for People with Developmental Disabilities (OPWDD), Office of Addiction Services and Supports (OASAS), Office of Mental Health (OMH), Department of Health (DOH), and Legislature to ensure these critical program and policy investments are met with the utmost urgency and addressed during the SFY 2024 budget cycle; and be it

**FURTHER RESOLVED**, New York State needs to address, develop, and fund core local services to address the use of EDs for the treatment of children and youth with complex behavioral health needs; and be it

**FURTHER RESOLVED**, That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

**#35**

**RESOLUTION NO. 22-520**  
**(October 11, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

**RESOLUTION NUMBER 22-270 AMENDED**

**WHEREAS**, Resolution Number 22-270 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH CORRAL CUSTOM CATERING ON BEHALF OF MENTAL HEALTH**,” passed by this Board of Supervisors on May 10, 2022 to provide food and event space for Dwyer events (August 22, 2022 Dwyer Chicken BBQ and summertime Corral luncheons) in an amount not to exceed five thousand one hundred ninety-five dollars (\$5,195.00); effective June 1, 2022 through October 31, 2022; and

**WHEREAS**, That Resolution Number 22-270 was previously amended by this Board of Supervisors on June 14, 2022 by ***Resolution Number 22-321*** to

increase the contract from five thousand one hundred ninety-five dollars (\$5,195.00) to an amount not to exceed ***six thousand dollars (\$6,000.00)***; now therefore.

**BE IT RESOLVED**, That ***Resolution Number 22-270*** as previously amended by ***Resolution Number 22-321*** be hereby further amended to increase the contract amount from six thousand dollars (\$6,000.00) to an amount not to exceed ***six thousand six hundred dollars (\$6,600.00)***. All else remains the same. (*Munis CO #300*)

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
**38 (Wethersfield)**  
**140 Total**

#36

**RESOLUTION NO. 22-521**  
**(October 11, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

**CHAIRMAN/COMMISSIONER OF HEALTH AUTHORIZED TO SIGN  
A CONTRACT WITH ABBOTT RAPID DX NORTH AMERICA, LLC  
ON BEHALF OF PUBLIC HEALTH**

**BE IT RESOLVED**, That the Chairman of this Board and the Commissioner of Health, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, are hereby authorized and directed to sign a contract with ***Abbott Rapid DX North America, LLC***, 30 South Keller Road, Suite 100, Orlando, FL 32810 on behalf of Public Health. Said contract is for the purchase of COVID-19 tests and supplies, based on fee schedule, order volume but not to exceed budgeted amount; effective one (1) year from the date of signing. Contingent upon the availability of funds. (*Munis #XXX*)

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
**38 (Wethersfield)**  
**140 Total**

*There was a motion by Mr. Brick, T/Perry, to combine resolutions #37 through #41. Hearing no objection, resolution titles only were read.*

**#37**

**RESOLUTION NO. 22-522**  
**(October 11, 2022)**

By Mr. Brick, Vice-Chairman of the Agriculture Committee:

October 11, 2022

**RESOLUTION IN SUPPORT OF NEW YORK STATE SHARING  
AGRICULTURAL MITIGATION FEES WITH COUNTIES TO  
SUPPORT COUNTY AGRICULTURE AND FARMLAND  
PROTECTION INITIATIVES**

**WHEREAS**, The New York State Energy, Research and Development Authority (NYSERDA) and the New York State Department of Agriculture and Markets (AGM) have entered into a Memorandum of Understanding (MOU) regarding the assessment and collection of an Agricultural Mitigation Fund Payment for certain proposed Solar projects over 30 acres located in an Agricultural District; and

**WHEREAS**, NYSERDA and AGM have agreed to work with solar project developers to obtain mutually acceptable project modifications to protect agriculture and associated resources from its adverse impacts; and

**WHEREAS**, NYSERDA's 2020 RFP1 and future RES Requests for Proposals will include language advising all proposers of the new Agriculture Mitigation Fund Payment requirements and will include the information necessary for proposers to calculate any mitigation costs in the preparation of their bids; and

**WHEREAS**, The agreements will require payment to an Agriculture Mitigation Fund, in an amount calculated at commercial operation date (COD), at which time the final actual agricultural conversion of mineral soil groups one through four (MSG 1-4)2 can be accurately calculated, and the final offsetting value of an implemented co-agricultural measures, if any, considered; and

**WHEREAS**, Solar bid facilities in Agricultural Districts awarded by NYSERDA may be responsible for making an agricultural mitigation payment to a designated fund administered by NYSERDA based on the extent to which the solar project footprint, defined as the Facility Area, overlaps with land classified as MSG 1-4; and

**WHEREAS**, NYSERDA has agreed to work with AGM to administer the funds received through mitigation payments, however the MOU provides no direction or guidance on how these funds should be spent to mitigate the impacts of the proposed solar projects on farmland and in Agricultural Districts; and

**WHEREAS**, The Wyoming County Board of Supervisors supports the need for effective agricultural mitigation at the county level to balance the often-competing goals of expanding renewable solar project development capacity and the protection of critically important agriculture and farmlands across New York State; and

**WHEREAS**, The Wyoming County Board of Supervisors supports the protection of important farmland and soils, agriculture district designations, and the implementation of Agriculture and Farmland Protection Plans by counties across New York State; now therefore

**BE IT RESOLVED**, The Wyoming County Board of Supervisors calls

on NYSEDA to share up to 50 percent of the Agriculture Mitigation Fund Payments received with the counties in which solar projects are being proposed and where impacts to existing agricultural districts are occurring; and be it

**FURTHER RESOLVED**, Agriculture Mitigation Fund payments received by NYSERDA and made available to impacted counties shall be used by the respective county to implement farmland protection plans, measures and projects consistent with their approved Agriculture and Farmland Projection Plan (AFPB) with a preference for planning, zoning, and farmland protection efforts in the same municipality/area as where such solar projects are being developed; and be it

**FURTHER RESOLVED,** That any Agricultural Mitigation payments collected by NYSEDA for projects pursuant to either the Article 10 or the 94c review process also be shared with the county in which such project is being developed; and be it

**FURTHER RESOLVED,** That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the President/CEO of NYSERDA, the Commissioner of Agriculture and Markets, New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

#38

**RESOLUTION NO. 22-523**  
**(October 11, 2022)**

By Mr. Brick, Vice-Chairman of the Agriculture Committee:

## RESOLUTION CALLING FOR THE ELIMINATION OF THE FARM LABORERS WAGE BOARD

**WHEREAS,** The Farm Laborers Wage Board has made a recommendation to reduce the current 60-hour overtime threshold for farm workers to 40 hours; and

**WHEREAS,** In January 2022, after numerous public hearings that included testimony from farmers, farm workers and industry stakeholders, the wage board recommended lowering the threshold, despite the fact that more than 70 percent of the testimony conveyed the harm that would be caused by such a change; and

**WHEREAS,** The wage board proposes four-hour decreases in the overtime threshold every other year; and

October 11, 2022

**WHEREAS,** Farmers would pay overtime wages up front and then be reimbursed for overtime hours after the fact, and hours worked over 60 hours would be covered by tax credit; and

**WHEREAS,** The wage board has just one member with an agricultural background, making it ill-equipped to render sound, informed decisions concerning New York State's critically-important agriculture industry; and

**WHEREAS,** The wage board is ignoring data from a 2021 Cornell University study that Shows lowering the threshold would economically hurt both farmers and farm workers; and

**WHEREAS,** New York State farmers continue to face a tremendous number of challenges outside of their control including changes in consumer demand leading to price change, obtaining labor, climate change regulation and mandates, land management policies, foreign and regional market competition, New York State regulations, livestock and crop disease; and

**WHEREAS,** Communities rely on farmers to maintain production during shortages; and

**WHEREAS,** New York State farms donate the majority of produce used in food pantries and local feeding programs, which will suffer due to higher mandated costs of labor, making less donated produce available to Nourish NY programs; and

**WHEREAS,** Counties are urging the State Legislature to provide the farmers and farm workers relief from the already onerous burden the Farm Workers Fair Labor Practices Act and other existing government mandates that place our farms at a competitive disadvantage with neighboring states and Canada; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors emphatically opposes any decrease to the 60-hour farm worker overtime threshold proposed by the Farm Laborers Wage Board; and be it

**FURTHER RESOLVED,** That the Wyoming County Board of Supervisors urges Governor Hochul to strongly consider Senator Borrello's request of repealing section 674-a of the labor law, relating to establishing the Farm Laborers Wage Board and eliminating the three-member Farm Laborers Wage Board; and be it

**FURTHER RESOLVED,** That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, New York State Labor Commissioner, New York State Agriculture and Markets Commissioner, the New York State Farm Bureau, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

**#39**

**RESOLUTION NO. 22-524**  
**(October 11, 2022)**

By Mr. Brick, Vice-Chairman of the Agriculture Committee:

**ORDER OF PROTECTION FOR DEER APPROVED**

**WHEREAS**, The Wyoming County Department of Animal Control has indicated that there is a potential for unnecessary loss to the white tail deer population within the County of Wyoming due to anticipated weather conditions; now therefore,

**BE IT RESOLVED**, That this Board hereby orders and requires that all dogs in the County of Wyoming shall be securely confined for the period of November 1, 2022 through April 1, 2023, under Article 7, Section 122 of the New York State Agriculture and Markets Law. *A dog shall not be deemed to be in violation of such order if accompanied by and under the full control of the handler*; and be it

**FURTHER RESOLVED**, That notice of this Order shall be given publication in the following newspapers of general circulation within the County of Wyoming:

*Perry Herald, Perry, New York*  
*Daily News, Batavia, New York*

and be it

**FURTHER RESOLVED**, That the Clerk of this Board shall file a certified copy of this Order in the office of each Town Clerk and Village Clerk in the County and with the Commissioner of the Department of Agriculture and Markets of the State of New York.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

**#40**

**RESOLUTION NO. 22-525**  
**(October 11, 2022)**

By Mr. Brick, Vice-Chairman of the Agriculture Committee:

**CONFINEMENT OF DOGS IN WYOMING COUNTY AUTHORIZED**

**BE IT RESOLVED**, That this Board hereby orders and requires that all dogs in the County of Wyoming shall be securely confined between sunset and one hour after sunrise for the period January 1, 2023 through Midnight,

October 11, 2022

*Perry Herald, Perry, New York*  
*Daily News, Batavia, New York*

**FURTHER RESOLVED,** That the Clerk of this Board shall file a certified copy of this Order in the office of each Town Clerk and Village Clerk in the County and with the Commissioner of the Department of Agriculture and Markets of the State of New York.

**#41**

By Mr. Brick, Vice-Chairman of the Agriculture Committee:

**WHEREAS,** This Board is conducting a review of Agricultural District No. 2 located in the Towns of Eagle, Gainesville, Pike and Wethersfield as authorized under Article 25AA of Agricultural Districts Law; and

**WHEREAS,** The review process was initiated with a 30-day review period and this Board directed the County Agricultural and Farmland Protection Board to prepare a report and recommendations and the County Planning Board to accept a referral for comments regarding Agriculture District No. 2; and

**WHEREAS**, This Board is required to hold a Public Hearing prior to making a finding whether the Districts should be continued, terminated, or modified; now therefore

**BE IT RESOLVED,** That a public hearing will be held by the Board of Supervisors of Wyoming County, State of New York, at the Wyoming County Government Center in Warsaw, on the ***13<sup>th</sup> day of December, 2022 at 2:30 PM*** regarding Wyoming County Agricultural District No. 2 located in the Towns of Eagle, Gainesville, Pike and Wethersfield to consider the recommendations of the Agricultural and Farmland Protection Board and the County Planning Board;



and be it

**FURTHER RESOLVED**, That copies of the Review Plan including a map of the District showing the proposed modifications and the reports and recommendations of the Wyoming County Agricultural and Farmland Protection Board and the Wyoming County Planning Board will be available for public review at:

- Wyoming County Soil and Water Conservation, 36 Center Street, Warsaw, NY

**Carried:** XXX **Ayes:** 1459 **Noes:** **Absent:** 102 (Sheldon) **Abstain:**  
 38 (Wethersfield)  
 140 Total

**#42**

**RESOLUTION NO. 22-527**  
**(October 11, 2022)**

By Mr. Roche, Chairman of the Green Energy Committee:

**RESOLUTION IN SUPPORT OF LEGISLATION TO ESTABLISH THE  
 RESILIENT NEW YORK REVOLVING LOAN PROGRAM AND THE  
 RESILIENT NEW YORK REVOLVING LOAN FUND**

**WHEREAS**, Climate change is resulting in sea level rise, coastal erosion, and more frequent and more intense storm events that put homes, businesses, and communities at risk and cause millions of dollars in damages; and

**WHEREAS**, Mitigation projects are critical to reducing the risk to people and property from future disasters and create good jobs in the professional trades and the design professions; and

**WHEREAS**, Resilience and mitigation spending saves taxpayers more than \$6 for every \$1 invested; and

**WHEREAS**, The majority of disaster relief programs focus on post-disaster response Rather than pre-disaster mitigation, preparation, and resilience; and

**WHEREAS**, The Safeguarding Tomorrow through Ongoing Risk Mitigation (STORM) Act, which was signed into law in January 2021, authorized the Federal Emergency Management Agency (FEMA) to provide capitalization grants to states and tribal governments to establish revolving loan funds that provide hazard mitigation assistance for local governments; and

**WHEREAS**, The program is modeled after the Environmental Protection Agency (EPA)'s highly successful Clean Water State Revolving Fund (CWSRF) and Drinking Water State Revolving Fund (DWSRF), which partially fund water infrastructure projects; and

October 11, 2022

**WHEREAS,** The Infrastructure Investment and Jobs Act provided \$500 million for the STORM Act, or \$100 million per year; and

**WHEREAS,** Unlike existing FEMA mitigation grants, the STORM Act's revolving loan funds will allow states to directly offer low-interest loans to local governments for mitigation projects to help reduce loss of life and property without going through the federal grant application process; and

**WHEREAS,** In order for states to access the loan funds, they will need to create their own resilient revolving loan programs; and

**WHEREAS,** 5.8853 (Breslin)/A.10325 (Fahy) would create the New York Resilient Revolving Loan Program to allow New York State to accept STORM Act funding and finance local infrastructure projects that protect against natural disasters; and

**WHEREAS,** The Resilient New York Revolving Loan Program would provide low or no-interest loans to municipalities and not-for-profit organizations for hazard mitigation and resilience projects, including but not limited to building resilient infrastructure and communities, flood mitigation assistance, flood risk reduction projects, and any adaptation or mitigation projects included in Section 54-1523 of the Environmental Conservation Law; and

**WHEREAS,** The revolving loan funds will allow New York to prioritize funding for mitigation projects that are most important to New Yorkers rather than having the federal government make those decisions; and

**WHEREAS,** Loans may also be granted to individual property owners to provide the financing for natural hazard mitigation projects, such as retrofitting property to protect against floods, fires, and earthquakes; and

**WHEREAS,** Under this program, property owners would be eligible for graduated loan forgiveness based on their income; and

**WHEREAS,** These investments would better position communities to adapt to climate change and recover more quickly from intense storms and natural disasters; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors urges the Legislature to pass and the Governor to sign legislation S.8853 (Breslin)/A.10325 (Fahy) to establish the Resilient New York Revolving Loan Program and the Resilient New York Revolving Loan Fund; and be it

**FURTHER RESOLVED,** That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

*There was a motion by Mr. Leuer, T/Middlebury, to combine resolutions #43 through #47. Hearing no objection, resolution titles only were read.*

**RESOLUTION NO. 22-528  
(October 11, 2022)**

By Mr. Leuer, Chairman of the Planning Committee:

**RESOLUTION TO SUPPORT THE CLEAN WATER, CLEAN AIR,  
GREEN JOBS ENVIRONMENTAL BOND ACT OF 2022**

**WHEREAS**, Providing clean drinking water and protecting our rivers, bays, lakes, streams, and waterfronts from pollution is paramount to quality of life in New York State; and

**WHEREAS**, Modernizing water infrastructure will safeguard clean water, reduce flooding, lessen lead exposure and other public health threats, and create jobs; and

**WHEREAS**, New Yorkers are vulnerable to extreme weather, including deadly heat from rising temperatures and flooding from severe storms that put people, properties, and public assets at risk; and

**WHEREAS**, Upgrading transportation and stormwater infrastructure, restoring natural resources, growing urban forests, building green roofs, and upgrading cooling centers will reduce the impact of extreme weather, saving lives and money; and

**WHEREAS**, The COVID-19 pandemic demonstrated the importance of outdoor recreation and access to fresh, local food as people flocked to local parks and sought out healthy foods for their families; and

**WHEREAS**, Upgrades to facilities at state and local parks and preserves and the creation of new outdoor recreational areas will benefit our state by protecting wildlife habitats, providing more people access to nature, and creating jobs in the outdoor recreation economy; and

**WHEREAS**, The Clean Water, Clean Air, and Green Jobs Bond Act ("Bond Act") would authorize New York State to issue \$4.2 billion in general obligation bonds to finance critical environmental restoration, clean water, and infrastructure projects across the state; and

**WHEREAS**, The Bond Act was passed by the New York State Legislature as part of the FY 2023 State Budget and will appear on the general election ballot on November 8, 2022 for voter approval; and

**WHEREAS**, The Bond Act would invest at least \$1.1 billion in restoring habitats and reducing flood risk, at least \$650 million in improving water quality and the resiliency of infrastructure, up to \$650 million in protecting open space and recreational infrastructure, and up to \$1.5 billion in mitigating climate change; and

**WHEREAS**, The Bond Act includes strong labor provisions and will support more than 84,000 family-sustaining jobs for New Yorkers and \$8.7

October 11, 2022

billion in project spending; and

**WHEREAS,** The Bond Act would enable New York State to address pollution and public health threats in disadvantaged communities by directing at least 35% of the total funding to these neighborhoods, with a goal of reaching 40%; and

**WHEREAS,** Counties are already leading efforts to combat climate change through initiatives that reduce greenhouse gas emissions, advance the state's transition to renewable energy, and build more resiliency into our natural and built infrastructures; and

**WHEREAS,** The Bond Act will allow local governments to apply for grants to carry out projects that will serve the unique needs of their communities and support New York State in achieving the Climate Act's goals of reducing economy-wide greenhouse gas emissions by 40% by 2030 and 85% by 2050; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisor supports the passage of the Clean Water, Clean Air, Green Jobs Environmental Bond Act of 2022 to enable historic investments in protecting the environment, mitigating climate change and advancing environmental justice; and be it

**FURTHER RESOLVED,** That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

**#44**

**RESOLUTION NO. 22-529**  
**(October 11, 2022)**

By Mr. Leuer, Chairman of the Planning Committee:

**RESOLUTION REQUESTING REVISIONS TO NYSDEC'S PROPOSED  
 PART 360 SERIES REGULATIONS**

**WHEREAS,** The Wyoming County Board of Supervisors appreciates the New York State Department of Environmental Conservation (NYSDEC)'s efforts to streamline the Part 360 Series solid waste regulations through the rulemaking process that began on May 18, 2022; and

**WHEREAS,** Many of the proposed revisions to the Part 360 regulations provide helpful clarifications and changes that counties support to further protect the environment; and

**WHEREAS,** Several sections of the regulations could have a

significant negative impact on New York State's ability to manage our own waste in an efficient and environmentally sound manner; and

**WHEREAS**, The proposed revisions to Subpart 361-3.2, which would extend the operating criteria for composting facilities from 200 to 500 feet for facilities handling more than 1,000 cubic feet of source separated organics (SSO), could unnecessarily restrict co-locating similar facilities that would beneficially use composted materials; and

**WHEREAS**, The proposed language in subparts 362-3.3(c)(7), 362-3.5(k), 362-1.5(h), and 363-7.1(t), regarding the 2019 Food Donation and Food Scraps Recycling Law, create an impractical expectation for transfer facilities, combustors, and landfills to enforce the law at the point of generation; and

**WHEREAS**, It should be NYSDEC's responsibility to enforce the Food Donation and Food Scraps Recycling Law upstream of transportation, transfer, and end-use facilities; and

**WHEREAS**, The proposed revisions to Subpart 363-5, which would arbitrarily prohibit new landfills and lateral and vertical expansions of existing landfills within 1,000 feet of a school or legal place of residence, would impact 20 of the 25 active landfills in New York State and, therefore, impact the available landfill capacity for waste generated within the state; and

**WHEREAS**, By restricting disposal capacity within the state, more exportation of waste to out-of-state destinations will be necessary, resulting in more vehicle miles travelled for disposal and increasing the associated vehicle emissions; and

**WHEREAS**, A detailed State Environmental Quality Review Act (SEQR) environmental impact assessment is already required for all proposed landfill expansions and includes a scientific process by which the required setback is determined based upon site-specific metrics; and

**WHEREAS**, The proposed changes to Subpart 363-6.6, which would require double composite liner systems for certain landfills and require the use of an 80-mil geomembrane in composite liner systems for facilities outside of Long Island, are not supported by evidence that the current requirements are not protective of groundwater quality; and

**WHEREAS**, This arbitrary increase in liner thickness will increase the cost of liner purchases by 30 percent, which will result in approximately \$250,000 in new annual or biannual costs for local governments and public authorities that own landfills; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors respectfully requests NYSDEC provide technical justification for extending the operating criteria for composting facilities from 200 feet to 500 feet for facilities handling more than 1,000 cubic yards of SSO; and be it

**FURTHER RESOLVED**, That the Wyoming County Board of Supervisors requests NYSDEC amend the sections of regulations pertaining to the 2019 Food Donation and Food Scraps Recycling Law to clarify that the regulations apply only to source separated food scraps; and be it

**FURTHER RESOLVED,** That the Wyoming County Board of Supervisors' requests that NYSDEC remove the prohibitions on new landfills and landfill expansions within 1,000 feet of a school or residence, as they are a blatant overreach of the Department's regulatory authority; and be it

**FURTHER RESOLVED,** That the Wyoming County Board of Supervisors requests NYSDEC provide justification for the proposed changes to liner system requirements and withdraw these changes should they be unable to provide evidence that the current requirements do not protect groundwater quality; and be it

**FURTHER RESOLVED,** That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, NYSDEC Commissioner Basil Seggos New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

#45

**RESOLUTION NO. 22-530**  
**(October 11, 2022)**

By Mr. Leuer, Chairman of the Planning Committee:

**RESOLUTION IN SUPPORT OF AN EXPEDITED ROLLOUT OF THE  
 CONNECTALL INITIATIVE**

**WHEREAS,** Access to affordable and reliable high-speed broadband service is critical for New Yorkers to receive medical care, work remotely, continue their education, and connect with family and friends; and

**WHEREAS,** Closing the digital divide and ensuring that high-speed broadband service is available to all New Yorkers is an important goal for the State of New York; and

**WHEREAS,** While the State has made significant progress towards universal deployment, there are still parts of the state that do not have high-speed broadband available; and

**WHEREAS,** Broadband remains unaffordable for many New Yorkers who have service available to them; and

**WHEREAS,** The Governor and State Legislature enacted the Comprehensive Broadband Connectivity Act of 2021 to direct the Public Service Commission (PSC) to study, on an annual basis, the availability, reliability, and cost of high-speed broadband service to ensure that all New Yorkers have the necessary affordable access going forward; and

**WHEREAS,** PSC released an interactive map and report on June 16, 2022, detailing the scope of high-speed broadband infrastructure at an address-level in New York State; 29 and

**WHEREAS,** By collecting address-level data, New York is now able to depict what locations are served, underserved, and unserved in a more granular way, which will aid in directing funding to where it is needed; and

**WHEREAS,** As part of her 2022 State of the State address, Governor Hochul announced the \$1 billion ConnectALL Initiative, which is the largest ever investment in New York's connectivity infrastructure; and

**WHEREAS,** The ConnectALL Initiative will support local efforts to expand affordable and reliable broadband service by establishing and administering grant programs for funding to plan, engineer, and construct accessible broadband infrastructure; and

**WHEREAS,** The swift rollout of these grant programs is of paramount importance to improving connectivity in the areas with the greatest need; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors calls on Empire State Development (ESD) to expedite the rollout of ConnectALL and make grant applications available to local governments before the end of 2022; and be it

**FURTHER RESOLVED,** The Wyoming County Board of Supervisors encourages continued collaboration with counties, the federal government, and between state agencies, including ESD, the Department of Environmental Conservation (DEC), the Adirondack Park Association (APA), and the Department of Transportation (DOT) to close the digital divide; and be it

**FURTHER RESOLVED,** That the Clerk to this Board shall forward copies of this resolution to the Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, Empire State Development Commissioner, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

**#46**

**RESOLUTION NO. 22-531**  
**(October 11, 2022)**

By Mr. Leuer, Chairman of the Planning Committee:

**RESOLUTION OPPOSING LEGISLATION THAT JEOPARDIZES THE EFFICACY OF THE WATER QUALITY PERMITTING PROCESS BY**

October 11, 2022

**UNNECESSARILY DOUBLING THE VOLUME OF PERMITS THAT  
MUST BE HANDLED BY THE STATE**

**WHEREAS,** The New York State Legislature passed a bill that seeks to reclassify class C waterways as "protected streams" and subject them to provisions of the New York State Department of Environmental Conservation Protection of Waters regulations; and

**WHEREAS,** The proposed change would now include "C" streams in the same class as C (T) trout and other streams; and

**WHEREAS,** C streams in most instances are inconsequential, having little if any impact on the environment; and

**WHEREAS,** If signed into law, this bill will negatively impact local highway departments and departments of public works (DPW) as well as many farm operations; and

**WHEREAS,** In many counties and towns, up to 80 percent of locally owned bridges and culverts could be located around C streams, requiring projects to now secure state approval and design a 150 percent span of the full bank—causing, for example, a \$90,000 culvert replacement project to become a \$1 million-plus bridge project; and

**WHEREAS,** It is estimated that the volume of MOUs and permit applications as a result of this new law would double, overwhelming an already time consuming and burdensome process and could make many of these vital public works projects cost prohibitive; and

**WHEREAS,** The magnitude of the number of increased applications for permits can be expected to render the water protection program unworkable or, at best, prevent timely processing of applications for critical projects that may have wider impacts such as those on AA and AA (T), A and A (T), B and B (T), and C (T) streams; and

**WHEREAS,** Local highway maintenance resources are already stretched to the limit, and the unnecessary burden and delay in permitting could be untenable for many local governments and could result in inordinate road closures, possible flooding and disruptions of travel within communities that would have to find ways around a failed culvert or bridge crossing for an extended amount of time before state permission may be granted and the additional funds become available, which could be never depending on competing priorities; and

**WHEREAS,** An identical bill was vetoed in 2020 by the Governor, who wrote that while well intentioned, the bill would have a tremendous fiscal impact on state and local governments by adding more than 40,000 miles of Class C streams over and above the 36,000 miles of streams now subject to state review would lead to lengthy permitting delays for all projects; and

**WHEREAS,** These C stream projects already receive significant oversight by the state's County Soil and Water Conservation Districts (Districts) to address nutrient runoff from agricultural activities, implement flood recovery



programs and provide technical expertise to municipalities to address infrastructure needs, and the existing conservation efforts accomplished by the districts will continue to ensure that adequate environmental controls are placed on these streams; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors opposes this bill and requests that Governor Hochul veto the measure as unnecessary and burdensome to county efforts to maintain transportation infrastructure and, if signed, would double the volume of permits to be reviewed, issued, and enforced by the state, jeopardizing the thorough and necessary review of all other, more significant water quality projects; and be it

**FURTHER RESOLVED**, That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

#47

**RESOLUTION NO. 22-532**  
**(October 11, 2022)**

By Mr. Leuer, Chairman of the Planning Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH TI SALES  
 ON BEHALF OF THE WYOMING COUNTY WATER RESOURCE  
 AGENCY**

**BE IT RESOLVED**, That the Chairman of this Board and Commissioner of Social Services, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, are hereby authorized and directed to sign a *Sole Source* contract with **TI Sales**, 36 Hudson Road, Sudbury, MA 01776-2039 on behalf of the Wyoming County Water Resource Agency. Said contract is for the purchase of Neptune water meters and associate appurtenances in an amount not to exceed one hundred sixty-nine thousand six hundred seventy-one dollars and fifty-five cents (\$169,671.55); effective September 1, 2022 through completion of the NYS DOS LGE Meter and Billing Grant project. Contingent upon the availability of funds. (*Munis #765*)

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

October 11, 2022

*There was a motion by Mr. Brick, T/Perry, to combine resolutions #48 through #55. Hearing no objection, resolution titles only were read.*

#48

**RESOLUTION NO. 22-533**  
**(October 11, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

**RESOLUTION URGING ALL COUNTIES TO ADOPT POLICIES THAT  
INCLUDE MORE LOCAL TRANSPORTATION PROJECTS FOR  
CONSIDERATION OF COMPLETE STREETS DESIGN**

**WHEREAS**, The Complete Streets Act (Chapter 398, Laws of 2011) requires state, county, and other municipalities to consider the convenience and mobility of all users when developing transportation projects that receive state and federal funding; and

**WHEREAS**, A Complete Street is a roadway planned and designed to enhance safe and convenient access and mobility of all roadway users of all ages and abilities (children, the elderly, and persons with disabilities) including for pedestrians, bicyclists, public transportation riders, and motorists; and

**WHEREAS**, Complete Street roadway design features include sidewalks, lane striping, bicycle lanes, paved shoulders suitable for use by bicyclists, signage, crosswalks, pedestrian control signals, bus pull-outs, curb cuts, raised crosswalks, ramps and traffic calming measures; and

**WHEREAS**, The law applies to projects that are undertaken by New York State Department of Transportation (NYSDOT), or local projects that receive both federal and state funding and are subject to NYSDOT oversight; and

**WHEREAS**, Designated Complete Streets contribute to a cleaner, greener transportation system and more citizens will achieve the health benefits associated with active forms of transportation while traffic congestion and auto related air pollution will be reduced; and

**WHEREAS**, Projects that are 100 percent locally funded are not subject to the law, but local municipalities can choose to adopt Complete Streets practices, and many counties have adopted resolutions that establish Complete Street policies that go beyond the state Complete Streets Act; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors supports the adoption of Complete Street policies by all counties in New York that seek to promote the consideration of design and adoption of Complete Street features as part of roadway construction or reconstruction projects that go beyond the current state mandated review where feasible and affordable, recognizing the limited practicality of such features characterized by the rural

designations of many highways in the state; and be it

**FURTHER RESOLVED**, That such county policies present an opportunity to expand on existing program requirements and for collaboration with bicyclists, pedestrians, people with disabilities and others to identify best practices and designs for local transportation facilities; and be it

**FURTHER RESOLVED**, That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

**#49**

**RESOLUTION NO. 22-534**  
**(October 11, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

**RESOLUTION NUMBER 22-454 AMENDED**

**WHEREAS**, Resolution Number 22-454 entitled, “**CHAIRMAN AUTHORIZED TO AWARD BIDS AND SIGN VARIOUS CONTRACTS ON BEHALF OF COUNTY HIGHWAY**” passed by this Board of Supervisors on September 13, 2022 and provides, in part, for the following contract:

- **Java Farm Supply**, 4862 Route 98, North Java, NY 14113
  - For a Massey Ferguson GS.145 Tractor in an amount not to exceed one hundred six thousand one hundred sixty-one dollars and ninety-nine cents (\$106,161.99); effective September 14, 2022 through delivery. (*BuyBoard #611-20*)
  - For a Diamond 25’ side boom, 60” Rotary Mower in an amount not to exceed eighty-three thousand eight hundred forty-four dollars (\$83,844.00); effective September 14, 2022 through delivery. (*Sourcewell Contract #070821-DMM*)

Now therefore,

**BE IT RESOLVED**, That **Resolution Number 22-454** be hereby amended to correct the cost of the Diamond 25’ side boom, 60” Rotary Mower to reflect an amount not to exceed of ***eighty-three thousand nine hundred fifty-five dollars (\$83,955.00)***. All else remains the same.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

October 11, 2022

**RESOLUTION NO. 22-535  
(October 11, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH LABELLA ASSOCIATES ON BEHALF OF COUNTY HIGHWAY**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney is hereby authorized and directed to sign a contract with **LaBella Associates**, 300 State Street, Suite 201, Rochester, NY 14614 on behalf of County Highway. Said contract is for bridge and highway related engineering design services in an amount not to exceed sixty-five thousand dollars (\$65,000.00) per year for a total contract amount not to exceed one hundred ninety-five thousand dollars (\$195,000.00); effective November 8, 2022 through November 7, 2025. Contract terms include two (2), one-year extensions upon agreement of both parties. Contingent upon the availability of funds. (*Munis #778*)

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
**38 (Wethersfield)**  
**140 Total**

#51

**RESOLUTION NO. 22-536  
(October 11, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

**AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT SUPPLEMENT #1 AND APPROPRIATING FUNDS THEREFORE**

**WHEREAS**, A Project for the *Preventative Maintenance of CR 31 Exchange St, Town of Attica, Wyoming County, P.I.N. 4WY0.06; Contract No D040246* (the Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

**WHEREAS**, The County of Wyoming desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of

***PE/design, ROW Incidentals and Acquisition and Construction/CI/CS.***

**NOW, THEREFORE,** The Board of Supervisors, duly convened does hereby

**RESOLVE,** That the Board of Supervisors hereby approves the above-subject project; and be it

**FURTHER RESOLVED,** That the Board of Supervisors hereby authorizes the Chairman to pay in the first instance 100% of the federal and non-federal share of the cost of construction work for the Project or portions thereof; and be it

**FURTHER RESOLVED,** That the sum of **\$660,500.00** is hereby appropriated from Board of Supervisors and made available to cover the cost of participation in the above phase of the Project; and be it

**FURTHER RESOLVED,** That in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Board of Supervisors shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof; and be it

**FURTHER RESOLVED,** That the Chairman of the Board of Supervisors be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Board of Supervisors with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and be it

**FURTHER RESOLVED,** That a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and be it

**FURTHER RESOLVED,** This Resolution shall take effect immediately. (*Munis 781*)

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

#52

**RESOLUTION NO. 22-537**  
**(October 11, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH**

October 11, 2022

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
**38 (Wethersfield)**  
**140 Total**

**RESOLUTION NO. 22-538**  
**(October 11, 2022)**

**CHAIRMAN AUTHORIZED TO AWARD BIDS AND SIGN VARIOUS  
CONTRACTS ON BEHALF OF BUILDINGS AND GROUNDS  
(CO. BLDGS.)**

- **Edward Hulme, Inc.**, 17 East Buffalo Street, Warsaw, NY 14569 to provide labor and construction of a 24' x 24' truss style pavilion with concrete pad for Wyoming County Veteran Services in an amount not to exceed thirty-two thousand one hundred ninety-four dollars (\$32,194.00); effective October 11, 2022 through completion of project. Funded through Dwyer Grant. (*Munis #XXX*)
- **Aurora Door and Window, LLC** 1158 Davis Road, West Falls, NY 14170 for the installation of doors at various County buildings in an amount not to exceed forty-three thousand nine hundred fifty-nine dollars and thirty-five cents (\$43,959.35); effective October 1, 2022 through December 31, 2022. (*Munis #XXX*)

Regular Session

**Carried:** XXX **Ayes:** 1459 **Noes:** **Absent:** 102 (Sheldon) **Abstain:**  
38 (Wethersfield)  
 140 Total

#54

**RESOLUTION NO. 22-539**  
**(October 11, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

**RESOLUTION NUMBER 22-209 AMENDED**

**WHEREAS**, Resolution Number 22-209 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE DEPARTMENT BUILDINGS AND GROUNDS (CO. BLDGS.)**” passed by this Board of Supervisors on April 12, 2022 and provides, in part, for the following contract:

- ***U&S Service a Stark Tech Group Company***, 95 Stark Street, Tonawanda, NY 14150 for the installation of new DDC controls for the HVAC at the Agriculture Center in an amount not to exceed ninety-seven thousand one hundred dollars (\$97,100.00); effective March 31, 2022 through completion.

Now therefore,

**BE IT RESOLVED**, That ***Resolution Number 22-209*** be hereby amended as follows:

- ***Change Order No. 1:***
  - For a 4-zone damper controller for RTU -7 to include EcoStruxure Direct Digital Control System, lockable DDC cabinet, new MPX-15 DDC Controller, installation of comm cabling and space sensors, labor and configuration and startup increasing the contract amount by nine thousand one hundred fifteen dollars (\$9,115.00) for a total amount not to exceed one hundred six thousand two hundred fifteen dollars (\$106,215.00). (*Munis CO #310*)

All else remains the same.

**Carried:** XXX **Ayes:** 1459 **Noes:** **Absent:** 102 (Sheldon) **Abstain:**  
38 (Wethersfield)  
 140 Total

#55

**RESOLUTION NO. 22-540**  
**(October 11, 2022)**

October 11, 2022

**BE IT RESOLVED,** That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to award bid and sign a contracts with ***Ken's Carpet Center***, 5656 State Route 20A, Warsaw, NY 14569 on behalf of Buildings and Grounds (Co. Bldgs.). Said contract is for the purchase of carpet materials for various buildings in an amount not to exceed thirty-three thousand nine hundred fifteen dollars and eighty-four cents (\$33,915.84); effective September 26, 2022 through delivery of materials. (*Munis #784*)

*There was a motion by Mrs. May, T/Orangeville, to combine resolutions #56 through #65. Hearing no objection, resolution titles only were read.*

**RESOLUTION NO. 22-541**  
**(October 11, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**WHEREAS,** The funding mechanism that New York State counties use to help operate, maintain and upgrade 9-1-1 system capability and performance is out of date and does not correspond well with recent technology and marketplace changes; and

**WHEREAS,** The FCC has released their latest report for 2020, and it shows that New York collected \$241,643,008 and diverted over \$100,765,134 (41.7 percent) to other non-9-1-1 related purposes and the general fund; and

**WHEREAS**, Currently, it states in the Tax Law, Article 1864, Section 5, forty-one and seven-tenths of the revenues collected and received are swept into the state general fund and not provided for public safety services; and

**WHEREAS,** This diversion shifts the bulk of Next Generation 9-1-1



(NG 9-1-1) readiness financing to counties and other local governments' PSAPs in New York State; and

**WHEREAS,** The diversion of E9-1-1 funds results in a system that does not direct sufficient revenue to allow counties to properly maintain existing systems while also preparing to implement NG 9-1-1 technology required under federal law; and

**WHEREAS,** Under current law, for the last four budget years, \$10 million was authorized and targeted directly to PSAPs and up to \$65 million was set aside for the provision of grants and reimbursements to counties administered by the State Interoperable Communications Grants (SICG) program, administered by the New York State Division of Homeland Security and Emergency Services (DHSES); and

**WHEREAS,** Due to the designation of E9-1-1 fees for non 9-1-1 related expenses, New York State PSAPs are not eligible for any of the \$115 million in federal grant funding for E9-1-1 and NG 9-1-1 enhancements and IP-based advanced networks; and

**WHEREAS,** The goal of upgraded NG 9-1-1 systems is to make sure that all devices capable of connecting to the system can do so using voice, text, video images and other data formats to better inform the emergency responders of the situation they will be entering; and

**WHEREAS,** NG 9-1-1 upgraded systems will be able to better pinpoint an emergency call that may be in a remote area of the state or in a multi-storied building in one of our communities; and

**WHEREAS,** Recognizing a more precise location of those needing emergency services will improve outcomes and save lives, but this cannot be accomplished without consistent and timely funding from the State; now therefore

**BE IT RESOLVED,** The Wyoming County Board of Supervisors calls on Governor Kathy Hochul and the DHSES, Office of Interoperable Communications to release all funds authorized within the State Budget to ensure eligibility for federal FCC E9-1-1 and NG9-1-1 resources, and to ensure monies collected for the Public Safety Surcharge are allocated within that budget year and remain in the Public Safety Surcharge fund and not moved into the general fund for nonpublic safety related purposes; and be it

**FURTHER RESOLVED,** That the Wyoming County Board of Supervisors further calls on DHSES to implement the draft 9-1-1 plan, and ensure the creation of a statewide NG 9-1-1 system connecting all of the county and municipal 9-1-1 systems into one statewide system; and be it

**FURTHER RESOLVED,** The Wyoming County Board of Supervisors further calls on the State to fund NG 9-1-1 implementation with state resources; and be it

**FURTHER RESOLVED,** Releasing these funding obligations on a regular schedule will provide certainty and build continuity as we upgrade and maintain existing systems and prepare for and implement NG 9-1-1; and be it

**FURTHER RESOLVED**, That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

#57

**RESOLUTION NO. 22-542**  
**(October 11, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**RESOLUTION ENCOURAGING THE STATE LEGISLATURE AND  
 GOVERNOR TO AUTHORIZE MUNICIPALITIES, INCLUDING  
 COUNTIES, TO ESTABLISH A SPECIAL DISTRICT TO FINANCE  
 AND OPERATE GENERAL AMBULANCE SERVICES**

**WHEREAS**, Many counties throughout the state are experiencing significant staffing shortages in emergency medical services, jeopardizing the community emergency response to those in need of assistance; and

**WHEREAS**, A 2013 analysis by the New York State Department of Health (NYSDOH) found that, while the average scene-to destination time throughout New York State was 13.16 minutes, some parts of the Adirondacks have significantly longer wait times. The average scene-to-destination time is 17.77 minutes in Clinton County, 18.32 minutes in Franklin County, 21.59 minutes in Warren County, 25.55 minutes in Essex County, and 53.46 minutes in Hamilton County; and

**WHEREAS**, This delayed response poses a significant threat to the lives of those who live and recreate in these counties; and

**WHEREAS**, States have long used special districts to enhance services for ever-evolving communities; and

**WHEREAS**, Emergency Services Districts (ESDs), in particular, can reduce response times and increase the survival rate of patients who require prehospital care in areas that have been historically underserved; and

**WHEREAS**, According to the National Census Bureau, 150 ESDs were created to provide local fire protection and ambulance services between 2012 to 2017 in the United States; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors encourages the Governor and State Legislature to enact legislation S.5331 (Stec)/A.857 (Jones) that would authorize municipalities, including counties, to

establish a countywide special district to finance and operate general ambulance services; and be it

**FURTHER RESOLVED**, This legislation would also require the Division of Homeland Security and Emergency Services (DHSES) Commissioner to identify challenges concerning volunteer emergency services or personnel; and be it

**FURTHER RESOLVED**, By authorizing counties to establish special districts, this legislation would increase the quality of emergency protection services in New York State with economies of scale, particularly in rural portions of the State; and be it

**FURTHER RESOLVED**, That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

**#58**

**RESOLUTION NO. 22-543**  
**(October 11, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**RESOLUTION ENCOURAGING THE STATE LEGISLATURE AND  
 GOVERNOR TO ENACT LEGISLATION TO EXPEDITE THE  
 DISBURSEMENT OF RAISE THE AGE FUNDS TO COUNTIES AND  
 COMMUNITY-BASED ORGANIZATIONS THAT WORK WITH AT-  
 RISK YOUTH**

**WHEREAS**, When New York's Raise the Age law took effect on October 1, 2018, counties were promised that the supervision and treatment services for juveniles' program (STSJP) would be fully funded; and

**WHEREAS**, As of March 2022, less than half of the \$800 million allocated to this program has been distributed to counties; and

**WHEREAS**, STSJP plays a key role in transforming New York State's juvenile justice system; and

**WHEREAS**, Since its inception in 2011, STSJP incentivizes local programs to divert youth from detention to residential care; and

**WHEREAS**, Counties are able to create STSJP programs that:

- Provide or facilitate support to the target populations for mental health disorders, substance abuse problems, or learning disabilities that contribute to such youth being at

October 11, 2022

risk for detention, residential placement, or return to detention or residential placement;

- Provide temporary respite care;
- Provide family therapy or support or explore alternate housing options for youth who are at risk for detention or placement due to the absence of an available home;
- Provide post-release support within the youth's community;
- Reduce arrest rates or recidivism; or
- Meet the definition of a Family Support Services Program as outlined in the PIN Reform Legislation of 2019 (Part K of Chapter 56 of the Laws of 2019) and FCA § 458-m;

Now therefore,

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors encourages the Governor and State Legislature to enact legislation S.8787 (Cleare)/A.9856 (Solages), which will expedite the disbursement of these funds to counties and require at least 50 percent of the allocation be provided by the county to community-based organizations that work with at-risk youth, or alleged to be at risk, or adjudicated as juvenile delinquents, or youth alleged to be or convicted as youthful offenders or adolescent offenders; and be it

**FURTHER RESOLVED**, That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

**#59**

**RESOLUTION NO. 22-544**  
**(October 11, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**RESOLUTION ENCOURAGING THE STATE LEGISLATURE AND  
 GOVERNOR TO ENACT LEGISLATION TO PROVIDE LOCAL  
 DISCRETION ON PRE-SENTENCE INVESTIGATIONS IN PLEA  
 DEALS RESULTING IN LESS THAN 1 YEAR IMPRISONMENT**

**WHEREAS**, Currently, New York State Criminal Procedure Law (CPL) section 390.30 requires county probation departments to conduct investigations and complete pre-sentence investigation (PSI) reports for the court; and

**WHEREAS**, Currently, the City of New York has the authority to

Regular Session

decide whether a PSI is necessary in these situations; and

**WHEREAS**, Counties also believe that this legislation will reduce the workforce shortage and some of the current burden placed on Probation Departments, District Attorney's Offices, Public Defender Offices, Sheriff's Offices, and the Courts by not relaying on unnecessary PSI's prior to sentencing; and

**WHEREAS**, This legislation will also ensure a common statement practice for the use PSI's across New York State when there is a plea agreement in place for local incarceration of up to 365 days and will aide in expediting sentencing those defendants who are incarcerated in county jails; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors encourages the Governor and State Legislature to enact legislation A.4998 (Paulin) that would correct a deficiency within the existing statute imprisonment of one year or less so long as the sentence was negotiated and agreed to by the defendant, the district attorney, and the court at the time of a defendant's plea of guilty; and be it

**FURTHER RESOLVED**, The bill grants local probation department discretion regarding the requirement of a pre-sentence investigation and written report would be eliminated when a term of imprisonment for 365 days or less has been agreed upon by the parties with consent of the judge as a result of a conviction or revocation of a probation sentence; and be it

**FURTHER RESOLVED**, That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

**#60**

**RESOLUTION NO. 22-545**  
**(October 11, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**RESOLUTION URGING THE STATE TO PROVIDE COUNTIES WITH  
 FUNDING TO ADMINISTER THE STATE'S NEW GUN LAWS**

**WHEREAS**, This year, the State Legislature drastically amended the eligibility criteria of citizens seeking a concealed-carry permit, as well as the application process and training for the same; and

**WHEREAS**, The responsibility of processing these applications and doing the required, now expanded, background investigations that are predicate to the award of a license falls largely on sheriffs' offices and county clerks'

October 11, 2022

offices; and

**WHEREAS**, There is an anticipated increase in volume of applications for such licenses in the wake of the Supreme Court's decision requiring that New York State's licensing regime be based solely on objective criteria; and

**WHEREAS**, This anticipated increase will only be compounded by the new licensing requirements for semi-automatic rifles; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors calls on the State of New York to provide funding to support these new responsibilities that fall entirely upon county government entities; and be it

**FURTHER RESOLVED**, Funding would be used to hire more staff and related technology for sheriffs' offices pistol permit processing divisions and clerks' offices that handle the cataloguing and amendment of permits; and be it

**FURTHER RESOLVED**, That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

**#61**

**RESOLUTION NO. 22-546**  
**(October 11, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**RESOLUTION URGING THE STATE TO PROVIDE COUNTIES WITH  
 FUNDING TO ADMINISTER REQUIREMENTS OF NEW EXTREME  
 RISK ORDER OF PROTECTION LAW**

**WHEREAS**, On June 6, 2022, Governor Hochul signed Chapter 208 of the Laws of 2022, which requires district attorneys and their assistants and all police officers to file for an Extreme Risk Order of Protection when presented with credible facts that would indicate that there is probable cause to believe that an individual is likely to engage in conduct that will result in serious harm to themselves or others; and

**WHEREAS**, The circumstances that trigger this obligation are all too common and are encountered on a nearly daily basis by police officers going about their routine course of business; and

**WHEREAS**, Applying for such an order and seeing the subsequent proceeding through to its successful conclusion is a time-consuming endeavor that many times requires legal expertise; and

**WHEREAS**, Sheriffs, district attorneys, county attorneys, and county

clerks do not have staff and resources necessary to comply with this mandate as the State Legislature intended; and

**WHEREAS**, In addition to staffing constraints, during the execution of these risk orders of protection, there is often a need for significant safe keeping storage with a physical structure for these weapons; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors calls on the State of New York to provide funding to support these new responsibilities that fall entirely on county governments because storage of these weapons has the potential to exceed the current timeframe for maintenance and preservation; and be it

**FURTHER RESOLVED,** If it is truly the desire of the State to have these orders be used to prevent future gun violence, then it must provide mandatory petitioners with the support to do so; and be it

**FURTHER RESOLVED,** That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
**38 (Wethersfield)**  
**140 Total**

## #62

**RESOLUTION NO. 22-547**  
**(October 11, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

## RESOLUTION URGING THE STATE TO PROVIDE COUNTIES WITH FUNDING TO ADMINISTER MEDICATION ASSISTED TREATMENT IN CORRECTIONAL FACILITIES

**WHEREAS**, In October 2022, the State of New York will require that all prisons and jails in New York State provide medication assisted treatment (MAT) to incarcerated individuals afflicted with a substance use disorder; and

**WHEREAS**, The State of New York has appropriated funding to cover the costs of MAT in state prisons but not in county jails; and

**WHEREAS,** The scope of services required by the law far exceeds the furnishings of addiction medication but also requires comprehensive peer support, counseling, re- entry planning and discharge planning; and

**WHEREAS,** It is estimated that between thirty and forty percent of all new jail admissions would qualify for treatment; and

**WHEREAS,** There is currently \$8.25 million appropriated in the Aid to Localities section of the State Fiscal Year 2023 budget to support the 58

October 11, 2022

county jails outside of New York City in providing these services; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors calls on the State of New York to provide an additional \$20 million in state funding to support these new responsibilities that fall entirely on county government entities; and

**FURTHER RESOLVED**, State aid for this program shall be disbursed in an expedited manner to allow counties to deploy grant funding in a timely manner; and be it

**FURTHER RESOLVED**, That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

#63

**RESOLUTION NO. 22-548**  
**(October 11, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**RESOLUTION ENCOURAGING THE STATE LEGISLATURE AND  
 GOVERNOR TO ENACT LEGISLATION TO REQUIRE REPORTING  
 OF SEX OFFENDERS IN SHORT TERM RENTALS**

**WHEREAS**, Megan's Law is named after seven-year-old Megan Kanka, a New Jersey girl raped and killed by a known registered sex offender who had moved across the street from the family without their knowledge; and

**WHEREAS**, In the wake of the tragedy, the Kankas' sought to have local communities warned about sex offenders in the area; and

**WHEREAS**, All states now have a form of Megan's Law; and

**WHEREAS**, New York State's version of Megan's Law, named The Sex Offender Registration Act (SORA), was signed by Governor Pataki in July 1995; and

**WHEREAS**, In May 1996, Congress amended the Violent Crime Control and Law Enforcement Act of 1994 to require the release of relevant information to protect the public from sexually violent offenders; and

**WHEREAS**, On May 17, 1996, President Clinton signed this federal version of Megan's Law, which mandated uniform sex offender registration in all 50 states, providing for community notification by allowing states to disclose information about registered sex offenders; and

**WHEREAS**, In 2006, the State of New York strengthened NY's



Megan's Law to require Level 1 offenders (low risk) to register for 20 years, unless they have a designation (e.g. sexual predator, sexually violent offender, or predicate sex offender), in which case they must register for life, and Level 2 offenders (moderate risk) and Level 3 offenders (high risk) must register for life; and

**WHEREAS,** Over the past five years, the popularity of short-term rentals (STRs), like and state; and

**WHEREAS,** Many states, including Texas and Florida, are considering legislation to authorize municipalities to enact local laws to ban sex offenders or restrict sex offender activity with respect to STRs; and

**WHEREAS,** State law governing sexual predators from using STRs has not moved fast enough with the change in how people decide to vacation; and

**WHEREAS,** Parents have the right to know who their neighbors are and should feel comfortable letting their children play safely outdoors on their own property; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors encourages the Governor and State Legislature to enact legislation that would:

- Require any registered sex offender staying at a short-term rental in a residential neighborhood to inform the STR host owner, and/or managing company 48 hours before arriving on the premises.
- The STR host, owner and/or managing company should be required to inform local police, as well as any neighbor within 1,000 feet of that STR
- Failure to do so would result in immediate imprisonment for the registered offender and a \$113,000.00 fine, respectively for the STR host, owner, and/or managing company.
- Prohibit sex offenders from acting as hosts, property managers, or owners of str.
- Prohibit sex offenders from being an on-site employee of the STR.
- Require this information to be included as part of the state's sex offender registry or local registry.

And be it,

**FURTHER RESOLVED,** That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

**#64**

## **RESOLUTION NO. 22-549**

October 11, 2022

**(October 11, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

## 2023 STOP DWI PLAN APPROVED

**BE IT RESOLVED,** That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign the **2023 Stop DWI Plan** with the **New York State Governors Traffic Safety Committee**, 6 Empire Plaza, Room 414, Albany, NY 12228 on behalf of Wyoming County's STOP DWI Program. The 2023 STOP DWI Plan Agreement is for continued work addressing the problem of impaired driving in a minimum amount of one hundred fifty-five thousand five hundred dollars (\$155,500.00); effective January 1, 2023 through December 31, 2023. (*Munis #786*)

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
**38 (Wethersfield)**  
**140 Total**

## #65

**RESOLUTION NO. 22-550**  
**(October 11, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

## NOTICE OF PUBLIC MEETING APPROVED

**WHEREAS,** The Wyoming County Board of Supervisors is seeking public comments relative to a grant application the County intends to submit to the USDA, Rural Development, Rural Utilities Service for funding of a Fire Training Center Renovation Project which will replace existing exterior and interior finishes on the current building, convert existing space into additional classroom space, install necessary heating, cooling and ventilation and replace doors and windows. This project will also provide ADA accessible bathrooms and storage space; and

**WHEREAS**, This project will better serve the needs of Wyoming County First Responders and County Emergency Services to provide adequate classroom, emergency equipment storage space as well as serve as the county Emergency Operations Center; and

**WHEREAS**, Estimated project cost is \$2 million, of which \$597,289.00 comes from congressionally directed funds through the USDA and \$1,402,711.00 from Wyoming County; now therefore

**BE IT RESOLVED**, a Public Meeting for public comment will be

Regular Session

held during the regular monthly meeting of the Wyoming County Board of Supervisors on November 08, 2022 at 2:30 PM in the Supervisors' Chambers, 2<sup>nd</sup> floor of the Wyoming County Government Center, 143 North Main Street, Warsaw NY 14569.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

*There was a motion by Mr. Kehl, T/Attica, to combine resolutions #66 through #86. Supervisor Roberts, T/Genesee Falls requested resolutions #76 through #83 be voted on separately as she intended to abstain from resolutions #76 through #88. Hearing no objections, resolutions titles only were read.*

#66

**RESOLUTION NO. 22-551**  
**(October 11, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION APPLAUDING THE GOVERNOR AND STATE  
 LEGISLATURE FOR ENDING THE DIVERSION OF COUNTY SALES  
 TAX TO PAY FOR STATE PROGRAMS AND REDUCING THE  
 DIVERSION OF LOCAL SALES TAX FOR NEW YORK CITY AND TO  
 ENCOURAGE STATE ELECTED OFFICIALS TO ABIDE BY THE  
 SUNSET OF THE REMAINING TEMPORARY DIVERSION FOR NEW  
 YORK CITY**

**WHEREAS**, Four years ago the State enacted legislation to divert local sales tax to state coffers so it can be used to supplant state funding support for their own programs or to simply fill gaps in the state financial plan; and

**WHEREAS**, County officials believe local sales tax is too valuable and important for county government and local taxpayers to be interfered with; it is sacrosanct; and

**WHEREAS**, The state diversion of county and New York City sales tax, along with indirect actions that force local sales tax to be spent as directed by the state, will reach \$1.4 billion as of 2022; and

**WHEREAS**, Sales tax is the number one revenue source for many counties across the state and, therefore, the primary local revenue to support services in our communities, especially for frontline workers responding to and facilitating recovery efforts from the pandemic; and

**WHEREAS**, Sales tax is also the number one local revenue source for counties that helps keep property taxes lower, including the property taxes of

October 11, 2022

hundreds of cities, towns and villages across the state that receive a share of the county sales tax; and

**WHEREAS,** The state diversion of local sales tax endorses a reliance on highly regressive local property and sales taxes to support state programs and fails to recognize that the state tax base is far broader and the tax code is vastly more progressive so it can call on high income individuals and multi-billion-dollar corporations to generate revenues; and

**WHEREAS,** For many of the reasons noted, the enacted state budget for SFY 2023 ended the diversion of county sales tax to pay for state programs and lowered the diversion for New York City by \$50 million annually with a three-year sunset on this remaining diversion; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors thanks and applauds the Governor and State Legislature for ending the practice of diverting local sales tax to pay for state programs; and be it

**FURTHER RESOLVED,** That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
**38 (Wethersfield)**  
**140 Total**

**#67**

**RESOLUTION NO. 22-552**  
**(October 11, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION CALLING ON THE STATE OF NEW YORK TO  
 PROTECT HOME RULE AUTHORITY BY CLARIFYING LONG-  
 STANDING PROPERTY TAX COLLECTION PRACTICES**

**WHEREAS,** New York has a long-standing system by which the state requires local governments to provide needed federal and state programs and services, many of which are funded through sales and property taxes; and

**WHEREAS,** Over the last few decades the state has expanded the number of services required by counties, cities, towns, villages, and schools, and in turn New York has become some of the highest property tax rates in the country; and

**WHEREAS,** Within the local government structure, counties are required to perform the most costly health, human service, and public safety services; and

**WHEREAS,** Under New York State law, counties must ensure

property tax collection for towns and schools and are required to make those entities whole for any delinquent property taxes to ensure that those levels of government can continue to operate without disruption; and

**WHEREAS,** It has been long established in state law that cities are required to perform their own tax collections on delinquent property unless or until they develop an agreement with the county to perform this function on the city's behalf; and

**WHEREAS,** Unlike smaller forms of government, cities have the staff, capacity and resources to collect taxes on delinquent properties; and

**WHEREAS,** In October 2021, a city passed a local law to discontinue their delinquent tax foreclosure responsibilities, requiring the county to pick up this duty and force the county to "credit the city with the amount of such unpaid delinquent taxes;" and

**WHEREAS,** This unilateral decision created an inequity in the balance of power and responsibility at the local government level in this county; and

**WHEREAS,** On August 11, 2022, New York's Appellate Division Third Judicial Department upheld this local law, essentially overruling established practice law that when counties across New York do provide foreclosure services to their cities, this is only when both separate bodies of government come to an agreement; and

**WHEREAS,** While counties are required to perform and pay for this function for towns and schools, counties do so because it is specified in state law, not local law, and therefore this case is one that allows one form of local government to dictate duties and costs to another form of local government without specific state legislative authority to do so; and

**WHEREAS,** This 3 to 2 judge ruling's dissent disagreed that a city, without State statutory authority, can place duties and costs on a separate government body, stating this ruling is both unconstitutional and violates home rule authority; and

**WHEREAS,** The dissent states this ruling violates home rule because allowing a city to unilaterally take this action "impairs a (county's) power to fully control its own affairs such as budget and its workforce, by weakening that power"; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors calls on the State of New York to protect local government home rule authority by immediately clarifying the long-standing method by which a county and city must agree prior to taking on city tax collection functions and costs; and be it

**FURTHER RESOLVED,** In the alternative, the state must change the entire property tax collection system, making one that is more equitable to all levels of government and would lower property tax costs to our residents; and be it

**FURTHER RESOLVED,** That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York

October 11, 2022

## #68

By Mr. Kehl, Chairman of the Finance Committee:

## Regular Session

**WHEREAS**, Adjusting to the loss of a local bank branch can be frustrating and disruptive to the affected communities and their consumers; and

**WHEREAS**, The closure of local bank branches each year in rural communities is an ongoing issue, and there is no reason to believe that this trend will dissipate without appropriate intervention; and

**WHEREAS**, The counties are gravely concerned that the closure of additional local bank branches will place communities and their consumers in a state of hardship if New York State does not commence an investigation into this crisis; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors calls upon the Governor and the New York State Legislature to investigate the closure of bank branches in rural counties in New York State; and be it

**FURTHER RESOLVED**, That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the Commissioner of the Department of Financial Services, New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

#69

**RESOLUTION NO. 22-554**  
**(October 11, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION ALLOWING FOR COUNTY WORKERS  
 COMPENSATION POOLS TO JOIN A PUBLIC GROUP SELF-FUNDED  
 DEDUCTIBLE PROGRAM THAT CAN HELP LOWER COSTS AND  
 MANAGE EXISTING CLAIMS**

**WHEREAS**, Currently, many local jurisdictions completely self-insure their workers compensation liability as allowed under Workers' Compensation Law; and

**WHEREAS**, Several counties operate workers compensation pools that provide workers compensation insurance to all or many of the jurisdictions within the county; and

**WHEREAS**, Many of these pools or self-insured plans are under reserved or funded on a "pay as you go" basis, making it fiscally impossible to climb out of that position and move into a fully insured program; and

**WHEREAS**, There are successful solutions that have been tried and tested in other states that apply fiscally prudent solutions to the challenges faced

October 11, 2022

by county workers compensation pools and some self-funded plans; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors hereby calls on the state to allow county workers compensation pools to join a public group self-funded deductible program that can help lower costs and manage existing claims; and be it

**FURTHER RESOLVED**, This policy would allow local governments to take advantage of economies of scale to purchase excess coverage and to select a deductible limit that is within their budget parameters; and be it

**FURTHER RESOLVED**, This policy also makes the participating jurisdiction more accountable for worker safety and to take an active role in implementing a proactive risk management program; and be it

**FURTHER RESOLVED**, That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

**#70**

**RESOLUTION NO. 22-555**  
**(October 11, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION COMMENDING THE STATE FOR SUPPORTING  
 LOCAL CYBERSECURITY EFFORTS AND URGING A LONG-TERM  
 COMMITMENT TO FUNDING END POINT DETECTION AND  
 RESPONSE SOLUTIONS**

**WHEREAS**, The cybersecurity threats to our counties and local governments cannot be understated; and

**WHEREAS**, These are not theoretical threats; breaches are happening in New York; and

**WHEREAS**, Almost everything local governments do today rely on some type of information technology system, including but not limited to, email, public health programs and services, social service case management, elections, highway and road maintenance, public safety, snow removal, mental health care, financial management, court and judicial operations, and many other functions; and

**WHEREAS**, Hardware, software, and connections to local government networks are an integral part of just about every government operation and



service; and

**WHEREAS**, Hackers are trying to access county systems by, among other things, sending phishing emails to county employees, looking for vulnerabilities in websites and looking for ways to access servers and databases; and

**WHEREAS**, Bad actors are trying to disrupt local government services, destroy systems, exploit data, and hold systems ransom for payment; and

**WHEREAS**, The State of New York has committed to supporting counties' and local governments' cybersecurity efforts by creating a joint security operation center (JSOC) and funding endpoint detection and response solutions (EDR) for counties and the state's five largest cities; now therefore

**BE IT RESOLVED**, The Wyoming County Board of Supervisors commends the Governor, the Division of Homeland Security and Emergency Services (DHSES), the Office of Information Technology Services (ITS) and the Division of Budget (DOB) for providing funding in the SFY 2023 for state and local cybersecurity efforts; and be it

**FURTHER RESOLVED**, That the Wyoming County Board of Supervisors supports the state's creation of the JSOC and funding the EDR solution for counties and cities; and be it

**FURTHER RESOLVED**, That the Wyoming County Board of Supervisors calls on the Governor and DOB to commit to the long-term funding of the end point detection and response solutions so that it does not become an unfunded mandate for counties; and be it

**FURTHER RESOLVED**, That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Division of Homeland Security and Emergency Services, New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
**38 (Wethersfield)**  
**140 Total**

**#71**

**RESOLUTION NO. 22-556**  
**(October 11, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION CALLING ON THE STATE OF NEW YORK TO  
 PROMPTLY AND EQUITABLY SECURE WITH THE SENECA  
 NATION A CONTINUING COMPACT AGREEMENT THAT IS  
 BENEFICIAL TO ALL PARTIES AND LOCAL GOVERNMENTS**

October 11, 2022

**WHEREAS,** In 2002, the State of New York and the Seneca Nation entered into a compact with a provision that gaming revenue would be shared with the State in return for certain gaming exclusivity rights in Western New York; and

**WHEREAS,** Under law the State of New York shares with local governments, including 16 counties in Western New York, a portion of gaming revenue they receive from the Seneca Nation; and

**WHEREAS,** This significant amount of local government funding is a key element in helping counties maintain infrastructure and provide public safety for all residents as well as provide services needed to help support this growing gaming industry; and

**WHEREAS,** In 2017, a dispute between the Seneca Nation and the State arose over the language within the compact, leading the Nation to stop revenue sharing payments to the State; and

**WHEREAS,** This revenue loss amounts to over \$50 million annually to the local governments in Western New York; and

**WHEREAS,** During the entirety of the dispute the State did not fund most Western County local governments for the amounts they typically receive from Compact gaming revenue, which disrupted local service levels and highlighted how necessary it is for this revenue to remain consistent and predictable; and

**WHEREAS,** In 2022, the State of New York announced the resolution of this matter and that back payments from the past four plus years were sent to the State and local governments and stated negotiations on a new compact between the State and the Nation will begin; and

**WHEREAS,** The Wyoming County Board of Supervisors appreciates the efforts of Governor Hochul to resolve this Compact dispute and understanding the importance of this gaming revenue for local service needs; and

**WHEREAS,** The current gaming compact between the Seneca Nation and New York state expires in December 2023; and

**WHEREAS,** Recently the Seneca Nation President Matthew Pagels stated the Seneca Nation notified the state that they were prepared to begin new negotiations, initiating a 180-day grace period to start in earnest; and

**WHEREAS,** The Seneca Nation and the counties of New York have a strong relationship and the counties appreciate this partnership, and value the rich history and the significant positive benefit the Nation brings to all in Western New York; now therefore

**BE IT RESOLVED,** That The Wyoming County Board of Supervisors calls on the State of New York to come to an agreement with the Seneca Nation to extend the Compact beyond December 2023; and be it

**FURTHER RESOLVED,** Any changes to the new Compact should benefit all parties and be equitable and fair to the Seneca Nation; and be it

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
**38 (Wethersfield)**  
**140 Total**

**RESOLUTION NO. 22-557**  
**(October 11, 2022)**

**RESOLUTION CALLING ON THE STATE OF NEW YORK TO MAKE  
ALL MUNICIPALITIES WHOLE IN THE SAINT REGIS MOHAWK  
TRIBAL GAMING REGION THAT HAVE BEEN IMPACTED BY THE  
STATE'S LACK OF PAYMENT**

**WHEREAS,** In August 2020, casinos including the Akwesasne Mohawk Casino were allowed and did reopen with a limited capacity and began making revenue once again that should have been shared with the State and local governments; and

October 11, 2022

**WHEREAS,** To date, there have been no payments by the State to the seven northern region counties since the last quarter of 2019; and

**WHEREAS,** This revenue loss amounts to millions of dollars annually to the seven northern region counties; and

**WHEREAS,** This funding is needed by the counties to fix roads, support social services, and provide for public health and safety; and

**WHEREAS,** The St. Regis Mohawk Tribe and the counties of New York have a long history of productive partnerships and respect; and

**WHEREAS,** New York State has not been receptive to easing the financial burden on these seven counties that was created by the State's failure to resolve the issue; and

**WHEREAS,** The State of New York has created a system by which vital local services are dependent on continued revenue being received and distributed to local governments through casino gaming, yet the State has not made a contingency plan and/or ignored the needs of local governments when this revenue is lowered or withheld; and

**WHEREAS,** In Western New York, Governor Hochul and the Seneca Nation resolved a non-payment to the State issue earlier this year, understanding the importance of the continued funding for these local services; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors calls on the State of New York to immediately make municipalities whole for the funding being withheld by the State by either lack of collection from the St. Regis Mohawk Tribe or collected and not passed through in a timely manner; and be it

**FURTHER RESOLVED,** In the alternative, if the state is unwilling to make the local governments whole, and if the St. Regis Mohawk Tribe desires to assist local governments directly, the State will not see this as a violation, nor will this act be subject to the terms of the St. Regis Mohawk Tribe and New York State Compact; and be it

**FURTHER RESOLVED,** That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties, the St. Regis Mohawk Tribe, and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

**#73**

**RESOLUTION NO. 22-558**  
**(October 11, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

Regular Session

**RESOLUTION CALLING ON THE STATE OF NEW YORK TO  
IMMEDIATELY MAKE ALL MUNICIPALITIES WHOLE THAT HAVE  
BEEN IMPACTED BY THE LOSS OF PROPERTY TAX REVENUE  
FROM CLAIMED SOVEREIGN NATIVE AMERICAN LAND**

**WHEREAS**, For over 20 years, the Cayuga Indian Nation has claimed tribal lands in Seneca County, and for over fourteen of those years, the Cayuga Nation has refused to pay any property tax on these assessed properties and retail sales taxes for gasoline and tobacco products; and

**WHEREAS**, Despite years of litigation, including up to the Supreme Court of the United States, to address the issues of sovereign claims, no further legal recourse is available to Seneca County to recover these lost tax revenues; and **WHEREAS**, In 2022, the anticipated single year lost tax revenue attributed to the Cayuga Indian Nation owned land will exceed \$525,000, with total lost revenues exceeding \$20,000,000 over the past twenty-nine years; and

**WHEREAS**, The taxpayers of Seneca County are being forced to make good on those taxes, reducing the revenue that would otherwise be available for tax relief, repair of roads and infrastructure, support to social services, schools, and otherwise to provide for public health and public safety; and

**WHEREAS**, Supplemental state aid, or offset payments, were provided to Seneca County for 10 years to provide some partial relief to the taxpayers of the County, but that for the past four years, no such aid has been provided; and

**WHEREAS**, Seneca County has borne the full weight of not only lost property tax revenue, but also tax-free retail sales of tobacco and gasoline, and now untaxed sale of cannabis products will be added to that burden; and

**WHEREAS**, The taxpayers of the county are facing these growing shortfalls in both property and sales tax revenues without any legal remedy or recourse; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors calls on the State of New York to address and resolve this fiscal crisis imposed on the taxpayers of Seneca County and all other municipalities impacted in order to avoid further catastrophic harm to public safety and county services including but not limited to seeking direct impact aid from the federal government; and be it

**FURTHER RESOLVED**, Full supplemental aid to Seneca County, and any other Counties or municipalities so impacted by sovereign tribal claims be made in this and every future state budget, to bring parity and fairness to the people of the county; and be it

**FURTHER RESOLVED**, That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties, the St. Regis Mohawk Tribe, and all others deemed necessary and proper.

October 11, 2022

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
**38 (Wethersfield)**  
**140 Total**

## #74

**RESOLUTION NO. 22-559**  
**(October 11, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION SUPPORTING PROPOSALS TO MODERNIZE TAX  
LAWS TO INCLUDE THE VACATION RENTAL INDUSTRY AND TO  
ENSURE THESE CHANGES ARE APPROPRIATELY TAILORED FOR  
THE NEEDS OF LOCALITIES**

**WHEREAS,** The Internet and numerous platforms that help facilitate retail transactions electronically have provided a boost for many sectors of the economy and made it easier for consumers to purchase goods and services; and

**WHEREAS**, Electronic commerce has been growing annually at double digit rates for more than a decade, with even faster growth experienced during the COVID-19 pandemic; and

**WHEREAS,** This form of commerce has opened up opportunities for an entirely new group of retailers and entrepreneurs; and

**WHEREAS,** With this growth many states have realized their tax systems need to be updated to accommodate the new modalities of retail activity; and

**WHEREAS,** A sizable number of new vendors and owners that use these platforms, or sell directly over the Internet, do not always understand their responsibility to collect state and local sales tax on taxable transactions; and

**WHEREAS,** The growth in online platforms that facilitate vacation rentals is in need of modernization and simplification to ease the burden on small vendors, ensure taxes owed are collected and remitted to the state and local governments, and to make sure there is a level playing field among marketplace participants and operators that provide short-term lodging (such as online vacation rentals, hotels, bed and breakfasts, etc.); and

**WHEREAS**, The Governor's SFY 2023 Budget proposed to update sales tax laws to define marketplace providers that facilitate vacation rentals (such as Airbnb, VRBO, etc.) as persons required to collect tax on such sales, but the Legislature did not support that proposal; and

**WHEREAS**, 35 counties have entered voluntary local occupancy tax collection agreements with Airbnb, and now counties are trying to work with VRBO to do the same, these agreements only call for the collection of local occupancy taxes and additional legislation, as proposed by the Governor, is necessary to expand these collection responsibilities to state and local sales tax;

and

**WHEREAS**, The state budget estimates that modernizing this section of sales tax law could bring in tens of millions of dollars annually in local sales tax currently owed but uncollected at this time; and

**WHEREAS**, Counties, New York City and a variety of other municipalities have local occupancy taxes, but also have unique non-tax related needs and concerns regarding short term vacation rentals; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors supports proposals to ensure short term rental platforms collect state and local sales tax on unit rentals utilizing their platforms; and be it

**FURTHER RESOLVED**, That the Wyoming County Board of Supervisor supports modifications to this proposal to extend the tax collection requirements for these vendors to include local occupancy taxes at local option; and be it

**FURTHER RESOLVED**, Because certain jurisdictions have unique needs and local laws regarding short term rentals that may not be fully addressed in this legislation that a local opt out be included; and be it

**FURTHER RESOLVED**, That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
38 (Wethersfield)  
 140 Total

#75

**RESOLUTION NO. 22-560**  
**(October 11, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION TO SUPPORT MODIFICATIONS TO THE STATE  
 PENSION AMORTIZATION PROGRAMS TO ALLOW ENTITIES TO  
 LEAVE THE PROGRAM ONCE THEY HAVE FULLY PAID BACK  
 THE AMOUNTS BORROWED, INCLUDING INTEREST, AS  
 DETERMINED BY THE STATE COMPTROLLER**

**WHEREAS**, During the 2008 financial crisis and subsequent "Great Recession" the state implemented numerous pension reforms to ease the financial burden on governmental employers and taxpayers; and

**WHEREAS**, One of these reforms included pension contribution stabilization programs to smooth volatility in pension payments; and

**WHEREAS**, Dozens of local governments opted into one or both of these pension contribution stabilization programs over the last decade; and

October 11, 2022

**WHEREAS,** Under these laws once a local government employer entered into one of these pension contribution stabilization programs there is no ability to ever exit; and

**WHEREAS**, Other provisions are proving to be fiscally onerous, such as requiring contributions to pension reserves that must continue until they equal the full amount of the employer's payroll before they are allowed to end; and

**WHEREAS,** Some provisions remain unclear as to how these reserves can even be used; and

**WHEREAS,** It is our understanding that school districts have different requirements that allow them to exit the pension contribution stabilization system; and

**WHEREAS,** Several counties that entered the pension contribution stabilization program paid back their obligations many years ago, including all interest necessary to hold harmless the common retirement fund's targeted investment returns; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors calls upon the Governor and State Legislature to amend the pension contribution stabilization programs to allow local governments to exit the program once they have paid back all loans and interest to the satisfaction of the State Comptroller; and be it

**FURTHER RESOLVED,** Additional amendments should include changes that lower the size of the required pension reserve funds for entities that elect to stay within the pension contribution stabilization programs; and be it

**FURTHER RESOLVED,** That the Wyoming County Board of Supervisors also encourages the State Comptroller, State Legislature and Governor to work with local governments to clarify how deposits to pension reserve funds required under the pension contribution stabilization programs can be utilized if a local government chooses to remain in the modified program; and be it

**FURTHER RESOLVED,** That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
**38 (Wethersfield)**  
**140 Total**

## #76

**RESOLUTION NO. 22-561**  
**(October 11, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

Regular Session



## RESOLUTION NUMBER 20-305 AMENDED

**WHEREAS**, Resolution Number 20-305 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**,” was passed by this Board of Supervisors on July 14, 2020 and provides, in part, for the following contract:

- **Angela Potter, PA**, 4225 McNulty Road, Strykersville, NY 14145 for the Physician's Assistant position in an amount not to exceed \$45.00 per hour.

And.

**WHEREAS,** That Resolution Number 20-305 was previously amended by *Resolution Number 22-107* by this Board of Supervisors on February 8, 2022 to *change compensation from \$45.00 per hour to a per year amount of \$93,680.00 and amend Salary Schedule P according; effective January 1, 2022;* now therefore

**BE IT RESOLVED**, That *Resolution Number 20-305* as previously amended by *Resolution Number 22-107* be hereby further amended to change the base compensation from \$93,680.00 per year to ***\$100,000.00 per year, include a stipend in the amount of \$29.47 per wRVU greater than 2,610 wRVU per year and amend Salary Schedule “P” accordingly; effective January 1, 2022.*** All else remains the same.

**Carried:** XXX **Ayes:** 1440 **Noes:** **Absent:** 102 (Sheldon) **Abstain:** 19 (Genesee Falls)  
38 (Wethersfield)  
 140 Total

**#77**

**RESOLUTION NO. 22-562**  
**(October 11, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

## RESOLUTION NUMBER 20-305 AMENDED

**WHEREAS, Resolution Number 20-305 entitled, “CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM, was passed by this Board of Supervisors on July 14, 2020 and provides, in part, for the following contract:**

- **Ashley Bartz, PA**, 7783 County Line Road, Arcade, NY 14009 for the Physician's Assistant position in an amount not to exceed \$42.62 per hour.

Now therefore,

**BE IT RESOLVED**, That *Resolution Number 20-305* be hereby  
October 11, 2022

amended to increase the compensation from \$42.62 per hour and \$90,000.00 per year and include a stipend in the amount of \$29.47 per wRVU greater than 2,349 wRVU per year; effective January 1, 2022; and be it

**FURTHER RESOLVED**, That *Resolution Number 20-305* be hereby further amended to *reduce the FTE from 0.90 to 0.80, reduce the base compensation from \$90,000.00 per year to \$80,000.00 year and update Salary Schedule “P” accordingly; effective November 1, 2022.* All else remains the same.

**Carried:** XXX Ayes: 1440 Noes: Absent: 102 (Sheldon) Abstain: 19 (Genesee Falls)  
38 (Wethersfield)  
 140 Total

#78

**RESOLUTION NO. 22-563  
 (October 11, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 22-484 AMENDED**

**WHEREAS**, Resolution Number 22-484 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**”, was passed by this Board of Supervisors on September 13, 2022 and provides, in part, for the following contract:

- ***Craneware, Inc.***, 3340 Peachtree Road, N.E., Suite 850, Atlanta, GA 30326 to provide hospital Charge Master updates and price transparency in an amount not to exceed ninety-one thousand dollars (\$91,000.00) per term; effective October 1, 2022 through November 30, 2023.

Now therefore,

**BE IT RESOLVED**, That *Resolution Number 22-484* be hereby amended as follows:

- Change the to change the contract term from October 1, 2022 through November 30, 2023 to ***September 30, 0222 through September 30, 2025.***
- Increase the contract amount from ninety-one thousand dollars (\$91,000.00) per term to ***include a one-time implementation and training fee of thirty-six thousand five hundred sixty-five dollars (\$36,565.00) plus fifty thousand two hundred forty-two dollars (\$50,242.00) per year for a total contract amount not to exceed of one hundred eighty-seven thousand two hundred ninety-one dollars (\$187,291.00).***

All else remains the same.

Regular Session

**Carried:** XXX **Ayes:** 1440 **Noes:** **Absent:** 102 (Sheldon) **Abstain:** 19 (Genesee Falls)  
38 (Wethersfield)  
 140 Total

#79

**RESOLUTION NO. 22-564**  
**(October 11, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 21-585 AMENDED**

**WHEREAS**, Resolution Number 21-585 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**”, was passed by this Board of Supervisors on December 14, 2021 and provides, in part, for the following contract:

- *Novus Anesthesia Partners, LLC*, 3510 Firestone Boulevard, Pensacola, FL 32503 to provide certain professional medical services to hospital patients on an exclusive basis in an amount not to exceed one million two hundred seventy-one thousand seven hundred fifty-one dollars (\$1,271,751.00) per year, effective January 1, 2022 through December 31, 2024.

Now therefore,

**BE IT RESOLVED**, That *Resolution Number 21-585* be hereby amended to increase the not to exceed amount from exceed one million two hundred seventy-one thousand seven hundred fifty-one dollars (\$1,271,751.00) per year *to an amount not to exceed one million six hundred forty thousand dollars (\$1,640,000.00) per year*. All else remains the same.

**Carried:** XXX **Ayes:** 1440 **Noes:** **Absent:** 102 (Sheldon) **Abstain:** 19 (Genesee Falls)  
38 (Wethersfield)  
 140 Total

#80

**RESOLUTION NO. 22-565**  
**(October 11, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 20-542 AMENDED**

**WHEREAS**, Resolution Number 20-542 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**”, was passed by this Board of Supervisors on December 8, 2020 and provides, in part,

October 11, 2022

- Now therefore,

- **GENERAL TRADES:**
  - ***Whitney East, Inc.***, 1504 Scottsville Road, Rochester, NY 14623 in an amount not to exceed seven hundred ninety-four thousand one hundred dollars (\$794,100.00); effective January 1, 2021 through January 1, 2022.
  - ***Contract change orders totaling four hundred five thousand nine hundred dollars (\$405,900.00) for total amount not to exceed one million two hundred thousand dollars (\$1,200,000).***
- **PLUMBING AND FIRE PROTECTION TRADES:**
  - ***Willett Builders, Inc.***, 180 Genesee Street, Corfu, NY 14036 in an amount not to exceed one hundred twenty-three thousand dollars (\$123,000.00); effective January 1, 2021 through January 1, 2022.
  - ***Contract change orders totaling four-nine thousand nine hundred ninety-five dollars (\$49,995.00) for total amount not to exceed one hundred seventy-two thousand nine hundred ninety-five thousand dollars (\$172,995.00).***

**Carried:** XXX **Ayes:** 1440 **Noes:** **Absent:** 102 (Sheldon) **Abstain:** 19 (Genesee Falls)  
38 (Wethersfield)  
140 Total

By Mr. Kehl, Chairman of the Finance Committee:

**HOSPITAL ADMINISTRATOR AUTHORIZED TO SIGN VARIOUS**  
Regular Session

## CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM

**BE IT RESOLVED**, In accordance with Resolution Number 11-209 passed by the Wyoming County Board of Supervisors, on June 14, 2011 entitled, “**AMENDING RESOLUTION 91-159, AUTHORITY OF THE BOARD OF MANAGERS OF THE HOSPITAL,**” the Hospital Administrator, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney and/or Costello Cooney Fearon, PLLC, legal counsel, is hereby authorized and directed to sign the following contracts on behalf of the Wyoming County Community Health System:

- **Health Wear of WNY**, 3 Pequet Parkway, Tonawanda, NY 14150 for linen at clinics in an amount not to exceed thirty-five thousand dollars (\$35,000.00) per year; effective May 1, 2022 through April 30, 2027.
- **Emily Fraser Branche, MD**, 301 North Street, Batavia, NY 14020 to provide on-call coverage services to the hospital for pediatric cases with a one-time payment of one thousand dollars (\$1,000.00) and two hundred fifty dollars (\$250.00) for each on-call shift covered in an amount not to exceed five thousand dollars (\$5,000.00); effective October 1, 2022 to September 30, 2023.
- **Maxim Healthcare Staffing Services, Inc.**, 500 Seneca Street, Suite 610, Buffalo, NY 14204 for a staffing services agreement for the hospital and skilled nursing facility in an amount not to exceed four hundred thousand dollars (\$400,000.00) per year; effective September 9, 2022 through September 9, 2023.
- **FUJI Healthcare**, 81 Hartwell Avenue, Suite 300, Lexington, MA 02421 for hardware refresh of PACS, RIS and faxing; PACS OS migration and v7 upgrade; RIS OS migration and v7 upgrade, Microsoft licenses; fax server virtualization; Persync backup software; training and DSA days for RIS/PACS upgrades; fiber switching and storage migration in an amount not to exceed one hundred sixty-nine thousand nine hundred two dollars (\$169,902.00); effective September 1, 2022 through December 31, 2022.
- **Innovative Product Achievements, LLC**, 3059 Premiere Parkway, Suite 200, Duluth, GA 30097 for Scrub Ex needed for scrub loss control in an amount not to exceed nineteen thousand nine hundred sixty-eight dollars (\$19,968.00) per year plus a two thousand seven hundred (\$2,700.00) one-time fee for a total amount not to exceed sixty-two thousand six hundred four dollars (\$62,604.00); effective November 1, 2022 through October 31, 2025.
- **Spacelabs Healthcare**, 35301 SE Center Street, Snoqualmie, WA 98065 to provide 24/7 technical support/repair services for the Spacelabs/Critical Access Network and telemetry in an amount not to exceed nineteen thousand three hundred ninety-five dollars and

October 11, 2022

eighteen cents (\$19,395.18) per year for a total amount not to exceed fifty-eight thousand one hundred eighty-five dollars and fifty-four cents (\$58,185.54); effective January 1, 2023 through December 31, 2025.

**Carried:** XXX **Ayes:** 1440 **Noes:** **Absent:** 102 (Sheldon) **Abstain:** 19 (Genesee Falls)  
38 (Wethersfield)  
 140 Total

#82

**RESOLUTION NO. 22-567**  
**(October 11, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**HOSPITAL ADMINISTRATOR AUTHORIZED TO AWARD BID AND  
 SIGN A CONTRACT WITH LANDRY MECHANICAL  
 CONTRACTORS, INC. ON BEHALF OF THE WYOMING COUNTY  
 COMMUNITY HEALTH SYSTEM**

**BE IT RESOLVED,** In accordance with Resolution Number 11-209 passed by the Wyoming County Board of Supervisors, on June 14, 2011 entitled, “**AMENDING RESOLUTION 91-159, AUTHORITY OF THE BOARD OF MANAGERS OF THE HOSPITAL,**” the Hospital Administrator, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney and/or Costello Cooney Fearon, PLLC, legal counsel, is hereby authorized and directed to award bid and sign a contract with ***Landry Mechanical Contractors, Inc.***, 164 Flint Hill Road, Leroy, NY 14482 on behalf of the Wyoming County Community Health System. Said contract to disconnect and remove two rooftop units (SNF #1 and ICU #1), two new RTUs scope of work includes new mechanical piping, pumps, valves, controls and coil heaters to prevent/protect freezing of coils during the winter months in an amount not to exceed five hundred two thousand dollars (\$502,000.00) base bid plus twenty-five thousand dollars (\$25,000.00) contingency for a total amount not to exceed five hundred twenty-seven thousand nine hundred dollars (\$527,900.00); effective October 12, 2022 through the project completion. Contingent upon the availability of funds.

**Carried:** XXX **Ayes:** 1440 **Noes:** **Absent:** 102 (Sheldon) **Abstain:** 19 (Genesee Falls)  
38 (Wethersfield)  
 140 Total

#83

**RESOLUTION NO. 22-568**  
**(October 11, 2022)**

Regular Session

By Mr. Kehl, Chairman of the Finance Committee:

## SALARY SCHEDULES “C”, “P” AND “S” AMENDED

**BE IT RESOLVED**, That the Wyoming County Salary Plan which became effective January 01, 1967, as amended, is hereby amended as follows:

### **Salary Schedule “C”:**

#### ***Wyoming County Community Hospital***

- Set the salary for the position of ***Director of Special Projects*** (1.00 FTE) (position code 01.630.666) under ADMINISTRATION at \$95,000.00 per year, position available date is September 16, 2022.
- Set the salary for the position of ***Director of Clinic Operations*** (1.00 FTE) (position code 01.629.662) under CLINIC ADMINISTRATION at \$100,000.00 per year; effective October 16, 2022.
- Set a one-time stipend plus corresponding fringes for the position of ***Financial Analyst*** (1.00 FTE) (position code 01.173.755) under FISCAL SERVICES at \$10,000.00 to provide coverage for vacant positions within the department; effective October 12, 2022.
- Create one (1) position of ***Acute Director of Nursing*** (1.00 FTE) (position code TBD) under NURSING ADMINISTRATION (ACUTE) and set the salary at \$135,000.00 per year; position available date is October 2, 2022.
- Set the hourly rate for the position of ***Administrative Coordinator*** (1.00 FTE) (position Code 12.223.648) under MEDICAL DIRECTOR at \$21.00 per hour; effective September 4, 2022.
- Abolish one (1) position of ***Chief Nursing Officer*** (1.00 FTE) (position code 01.628.607) under NURSING ADMINISTRATION (ACUTE); effective September 17, 2022.
- Abolish one (1) position of ***Outpatient Clinic Supervisor*** (1.00 FTE) (position code 02.211.619) under CLINIC ADMINISTRATION; effective September 3, 2022.

### **Salary Schedule “P”:**

#### ***Wyoming County Community Hospital***

- Set a one-time stipend plus corresponding fringes for the position of ***Family Practice Physician Provider*** (1.00 FTE) (position code 10.106.587) under WYOMING COUNTY FAMILY MEDICINE – ARCADE in the amount of \$10,000.00; effective October 12, 2022 for Arcade Clinic Director duties.
- Set the salary for the position of ***Physician's Assistant*** (0.80 FTE) (position code 17.115.067) under WYOMING COUNTY FAMILY MEDICINE – ARCADE at \$80,000.00 per year; effective November 1, 2022.

October 11, 2022

- Set the hourly wage for the position of ***Administrative Assistant (Bldgs. & Grds.)*** (1.00 FTE) (position code 052.667) non-exempt under FLSA to \$20.00 per hour (annual salary equivalent of \$36,400.00); effective July 13, 2022.

- ## #84

## Regular Session





transaction dates, and other relevant information and regulates the activities of subordinate employees.

**IV. PRUDENCE**

All participants in the investment process shall seek to act responsibly as custodians of the public trust and shall avoid any transaction that might impair public confidence in the County of Wyoming to govern effectively. Investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudence discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investments, considering the safety of the principal as well as the probable income to be derived.

All participants involved in the investment process shall refrain from personal business activity that could conflict with proper execution of the investment program, or which could impair their ability to make impartial investment decisions.

**V. DIVERSIFICATION**

It is the policy of the County of Wyoming to diversify its deposits and investments by financial institution, by investment instrument, and by maturity scheduling.

**VI. INTERNAL CONTROLS**

It is the policy of the County of Wyoming for all moneys collected by any officer or employee of the government to transfer those funds to the chief fiscal officer within 7 days of deposit, or within the time period specified in law, whichever is shorter.

The Chief Fiscal Officer is responsible for establishing and maintaining an internal control structure to provide reasonable, but not absolute, assurance that deposits and investments are safeguarded against loss from un-authorized use or disposition, that transactions are executed in accordance with management's authorization and recorded properly, and is managed in compliance with applicable laws and regulations.

**VII. DESIGNATION OF DEPOSITARIES**

The banks and trust companies authorized for the deposit of moneys up to the maximum amounts are:

Depository Name	Maximum Amount	Officer
Five Star Bank	\$50,000,000.00	
Tompkins Bank of Castile	\$30,000,000.00	
M & T Bank	\$10,000,000.00	
Community Bank NA	\$20,000,000.00	
JP Morgan Chase	\$10,000,000.00	

Key Bank	\$10,000,000.00
NYClass	\$30,000,000.00

### **VIII. COLLATERALIZING OF DEPOSITS**

In accordance with the provisions of General Municipal Law, Sec. 10, all deposits of Wyoming County, including certificates of deposit and special time deposits, in excess of the amount insured under the provisions of the Federal Deposit Insurance Act shall be secured:

1. By a pledge of "eligible securities" with an aggregate "market value" as provided by GML Sec. 10, equal to the aggregate amount of deposits from the categories designated in Appendix A to the policy.
2. By an eligible "irrevocable letter of credit" issued by a qualified bank other than the bank with the deposits in favor of the government for a term not to exceed 90 days with an aggregate value equal to 140% of the aggregate amount of deposits and the agreed upon interest, if any. A qualified bank is one whose commercial paper and other unsecured short-term debt obligations are rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization or by a bank that is in compliance with applicable federal minimum risk-based capital requirements.
3. By an eligible surety bond payable to the government for an amount at least equal to 100% of the aggregate amount of deposits and the agreed upon interest, if any, executed by an insurance company authorized to do business in New York State, whose claims-paying ability is rated in the highest rating category by at least two nationally recognized statistical rating organizations.

### **IX. SAFEKEEPING AND COLLATERALIZATION**

Eligible securities used for collateralizing deposits shall be held by the depository and/or a third party bank or trust company subject to security and custodial agreements.

The security agreement shall provide that eligible securities are being pledged to secure local government deposits together with agreed upon interest, if any, and any costs or expenses arising out of the collection of such deposits upon default. It shall also provide the conditions under which the securities may be sold, presented for payment, substituted or released and the events, which will enable the local government to exercise its rights against the pledged securities. In the event that the securities are not registered or inscribed in the name of the local government, such securities shall be delivered in a form suitable for transfer or with an assignment in blank to the County of Wyoming or its custodial bank. The custodial agreement shall provide that securities held by the bank or trust company, or agent of and custodian for, the local government, will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be commingled with or become part of the backing for any other deposit or other liabilities. The agreement should also describe that the custodian shall confirm the receipt, substitution or release of

the securities. The agreement shall provide for the frequency of revaluation of eligible securities and for the substitution of securities when a change in the rating of a security may cause ineligibility. Such agreement shall include all provisions necessary to provide the local government a perfected interest in the securities.

## **X. PERMITTED INVESTMENTS**

As authorized by General Municipal Law, Sec. 11, the County of Wyoming authorizes the Chief Fiscal Officer to invest moneys not required for immediate expenditure for terms not to exceed its projected cash flow needs in the following types of investments:

- Special time deposit accounts;
- Certificates of deposit;
- Obligations of the United States of America;
- Obligations guaranteed by agencies of the United States of America where the payment of principal and interest are guaranteed by the United State of America;
- Obligations of the State of New York;
- Obligations issued pursuant to LFL Sec. 24.00 or 25.00 (with approval of the State Comptroller) by any municipality, school district or district corporation other than the County of Wyoming;
- Obligations of public authorities, public housing authorities, urban renewal agencies and industrial development agencies where the general State statutes governing such entities or whose specific enabling legislation authorize such investments.
- Certificates of Participation (COP's) issued pursuant to GML Sec. 109b.
- Obligations of this local government, but only with any moneys in a reserve fund established pursuant to GML Sec. 6-c, 6-d, 6-e, 6-g, 6-h, 6-j, 6-k, 6-l, 6-m, or 6-n.

All investment obligations shall be payable or redeemable at the option of the County of Wyoming within such times as the proceeds will be needed to meet expenditures for purposes for which the moneys were provided and, in the case of obligations purchased with the proceeds of bonds or notes, shall be payable or redeemable at the option of the County of Wyoming within two years of the date of purchase.

## **XI. AUTHORIZED FINANCIAL INSTITUTIONS AND DEALERS**

The County of Wyoming shall maintain a list of financial institutions and dealers approved for investment purposes and establish appropriate limits to the amount of investments, which can be made with each financial institution or dealer. All financial institutions with which the local government conducts business must be credit worthy. Banks shall provide their most recent

Consolidated Report of Condition (Call Report) at the request of the County of Wyoming. Security dealers not affiliated with a bank shall be required to be classified as reporting dealers affiliated with the New York Federal Reserve Bank, as primary dealers. The Chief Fiscal Officer is responsible for evaluating the financial position and maintaining a listing of proposed depositaries, trading partners and custodians. Such listings shall be evaluated at least annually. The County may, in its discretion, authorize a bank designated for the deposit of County funds to arrange for the redeposit of such funds in one or more banking institutions, for the account of the County, through a deposit placement that meets the conditions set forth in General Municipal Law Section 10(2)(a)(ii).

## **XII. PURCHASE OF INVESTMENTS**

The Chief Fiscal Officer is authorized to contract for the purchase of investments:

1. Directly, including through a repurchase agreement, from an authorized trading partner.
2. By participation in a cooperative investment program with another authorized governmental entity pursuant to Article 5G of the General Municipal Law where such program meets all the requirements set forth in the Office of the State Comptroller Opinion No. 88-46, and the specific program has been authorized by the governing board.
3. By utilizing an ongoing investment program with an authorized trading partner pursuant to a contract authorized by the governing board.

All purchased obligations, unless registered or inscribed in the name of the local government, shall be purchased through, delivered to and held in the custody of a bank or trust company. Such obligations shall be purchased, sold or presented for redemption or payment by such bank or trust company only in accordance with prior written authorization from the officer authorized to make the investment. All such transactions shall be confirmed in writing to the County of Wyoming by the bank or trust company. Any obligation held in the custody of a bank or trust company shall be held pursuant to a written custodial agreement as described in General Municipal Law, Sec. 10.

The custodial agreement shall provide that securities held by the bank or trust company, as agent of and custodian for, the local government, will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be commingled with or become part of the backing for any other deposit or other liabilities. The agreement shall describe how the custodian shall confirm the receipt and release of the securities. Such agreement shall include all provisions necessary to provide the local government a perfected interest in the securities.

## **XIII. REPURCHASE AGREEMENTS**

Repurchase agreements are authorized subject to the following restrictions:

- All repurchase agreements must be entered into subject to a Master

Repurchase Agreement.

- Trading partners are limited to banks or trust companies authorized to do business in New York State and primary reporting dealers.
- Obligations shall be limited to obligations of the United States of America and obligations guaranteed by agencies of the United States of America.
- No substitution of securities will be allowed.
- The custodian shall be a party other than the trading partner.

## **APPENDIX A**

### **Schedule of Eligible Securities**

- (i) Obligations issued, or fully insured or guaranteed as to the payment of principal and interest, by the United States of America, an agency thereof or a United States government sponsored corporation.
- (ii) Obligations issued or fully guaranteed by the International Bank for Reconstruction and Development, the Inter-American Development Bank, and the Asian Development Bank, and the African Development Bank.
- (iii) Obligations partially insured or guaranteed by any agency of the United States of America, at a proportion of the market Value of the obligation that represents the amount of the insurance or guaranty.
- (iv) Obligations issued or fully insured or guaranteed by the State of New York, obligations issued by a municipal corporation, school district or district corporation of such State or obligations of any public benefit corporation, which under a specific State statute may be accepted as security for deposit of public moneys.
- (v) Obligations issued by states (other than the State of New York) of the United States rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.
- (vi) Obligations of Puerto Rico rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.
- (vii) Obligations of counties, cities and other governmental entities of a state other than the State of New York having the power to levy taxes that are backed by the full faith and credit of such governmental entity and rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.
- (viii) Obligations of domestic corporations rated in one of the two highest rating categories by at least one nationally recognized statistical rating organization.
- (ix) Any mortgage related securities, as defined in the Securities Exchange Act of 1934, as amended, which may be purchased by banks under the limitations established by bank regulatory agencies.
- (x) Commercial paper and banker's acceptances issued by a bank, other than the Bank, rated in the highest short-term category by at least one nationally recognized statistical rating organization and having maturities of not longer

than 60 days from the date they are pledged.

(xi) Zero coupon obligations of the United States government marketed as "Treasury strips". and be it

**FURTHER RESOLVED**, That the Chairman of this Board and/or the County Treasurer, with the approval of the County Attorney, are hereby authorized and directed to sign Custodial Agreements with the different area banks or their agents to maintain pledged securities to cover deposits made by the County of Wyoming.

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
**38 (Wethersfield)**  
**140 Total**

**#86**

**RESOLUTION NO. 22-571**  
**(October 11, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**STANDARD WORK DAY AND REPORTING RESOLUTION**

**WHEREAS**, Regulation number 315.4 of the New York State Office of the State Comptroller became effective on August 12, 2009. This regulation more clearly defines the process of reporting elected and appointed officials and adds additional requirements for both employers and officials. Among the requirements for employers are a more detailed Standard Work Day and Reporting Resolution, submission of the resolution to the Retirement System and certification that the resolution was publicly posted; now therefore

**BE IT RESOLVED**, That the County of Wyoming hereby establishes the following as standard work days for elected and appointed officials whose term begins on or after August 12, 2009 and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the Clerk of this Board:

Title	Standard Work Day (hrs/day)	Name	Social Security Number (Last 4 digits)	NYS Retirement Reg. #	Tier 1 (Check only if member is in Tier 1)	Term Begins/Ends	Record of Activities Result*	Not Submitted (Check only if Official did not submit their Record of Activities)
<b>Elected Officials</b>								
Supervisor	6	MCCORMICK, Vanessa	XXXX	XXXXXXXXX		01/01/22-12/31/25	2.04	

October 11, 2022

**Carried: XXX Ayes: 1459 Noes: Absent: 102 (Sheldon) Abstain:**  
**38 (Wethersfield)**  
**140 Total**

*Chairwoman Ryan, T/Warsaw asked if there was any other business to come before the board.*

*Supervisor Kehl, T/Attica stated, Madame Chair, pursuant to the Board's Rules of Procedure, Rule 37, Reconsideration Generally that states no motion for reconsideration shall be in order unless made by a member who voted in favor thereof on passage of the motion or resolution proposed to be reconsidered. Therefore, I would motion that Resolution Office Number 44, entitled, "RESOLUTION NUMBER 22-226 RESCINDED AND REPLACED," be reconsidered. Before doing so, I would like to point out that the proposed resolution is housekeeping as the proposed resolution correctly reflects the terms of Mr. Kobis's executed contract.*

*Chairwoman Ryan thanked Supervisor Kehl and asked if there was a second. Supervisor King, T/Pike seconded the motion. Carried.*

*Chairwoman Ryan requested the Clerk Ketchum to call the roll for Resolution Office Number 44, entitled, "RESOLUTION NUMBER 22-226 RESCINDED AND REPLACED," from the May 10, 2022 Board of Supervisors' regular monthly meeting.*

**#44**

**RESOLUTION NO. 22-572**  
**(May 10, 2022-DEFEATED)**  
**(October 11, 2022-ADOPTED)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 22-226 RESCINDED AND REPLACED**

**WHEREAS**, Resolution Number 22-200 entitled, "**SALARY SCHEDULE "C" AMENDED**," passed by this Board of Supervisors on April 12, 2022 and provided various salary amounts for the position of Hospital Administrator; now therefore,

**BE IT RESOLVED**, That *Resolution Number 22-220* be hereby rescinded and replaced effective April 12, 2022 as follows:

- Set the salary for the position of *Hospital Administrator* (position code 01.100.500) under ADMINISTRATION at \$365,000.00 per year (base salary is \$375,000); position available date April 12, 2022.
  - This amount reflects a \$10,000.00 hold back



- Include a lump sum retention/hold back payment for the position of ***Hospital Administrator*** (position code 01.100.500) under ADMINISTRATION in the amount of \$10,000.00; effective on or about June 1, 2023.
- After meeting pre-established goals and receiving a satisfactory performance evaluation by the Board of Managers, set the salary for the position of ***Hospital Administrator*** (position code 01.100.500) under ADMINISTRATION at \$371,875.00 per year (base salary is \$384,375.00); effective on or about June 1, 2023.
  - This amount reflects a 2.5% increase in base salary plus a \$12,500.00 holdback
- Include a lump sum retention/hold back payment for the position of ***Hospital Administrator*** (position code 01.100.500) under ADMINISTRATION in the amount of \$12,500.00; effective on or about June 1, 2024.
- After meeting pre-established goals and receiving a satisfactory performance evaluation by the Board of Managers, set the salary for the position of ***Hospital Administrator*** (position code 01.100.500) under ADMINISTRATION at \$378,894.00 per year (base salary is \$393,984); effective on or about June 1, 2024.
  - This amount reflects a 2.5% increase in base salary plus a \$15,000.00 holdback
- Include a lump sum retention/hold back payment for the position of ***Hospital Administrator*** (position code 01.100.500) under ADMINISTRATION in the amount of \$15,000.00; effective on or about June 1, 2025.
- After meeting pre-established goals and receiving a satisfactory performance evaluation by the Board of Managers, set the salary for the position of ***Hospital Administrator*** (position code 01.100.500) under ADMINISTRATION at \$403,834.00 per year; effective on or about June 1, 2025.

**May 10, 2022:**

<b>Defeated:</b> XXX	<b>Ayes:</b> 764	<b>Noes:</b> 172 (Arcade)	<b>Absent:</b> 19 (Genesee Falls)	<b>Abstain:</b>
		123 (Castile)	<u>102</u> (Sheldon)	
		51 (Eagle)	121 Total	
		93 (Gainesville)		
		88 (Java)		
		<u>187</u> (Perry)		
		714 Total		

***October 11, 2022:***

<b>Carried:</b> XXX	<b>Ayes:</b> 1459	<b>Noes:</b>	<b>Absent:</b> 102 (Sheldon)	<b>Abstain:</b>
			38 (Wethersfield)	
			140 Total	

*There being no further business to come before this Board, Senior Supervisor Berwanger, T/Arcade, adjourned the meeting at 3:38 PM with a rap on his desk.*

October 11, 2022

\*\*\*\*\*

Respectfully submitted,

*Cheryl J. Ketchum*

Cheryl J. Ketchum, <sup>CMC</sup>

Clerk to the Board

**REGULAR SESSION**  
**(November 8, 2022)**

**Tuesday**  
**2:30 PM**

The regular session of the Wyoming County Board of Supervisors was held at the Wyoming County Government Center in the Board of Supervisors' Chambers located at 143 North Main Street, Warsaw, New York with all Supervisors present. Also present were County Attorney Jennifer Wilkinson, Budget Officer Cook, Clerk to the Board of Supervisors, Cheryl Ketchum and Deputy Clerk to the Board, Lisa Perez. The board meeting was open to the public. Members of the public were also able to observe the meeting via BOS YouTube Channel through the following link:

<http://www.wyomingco.net/149/Board-of-Supervisors>.

**Call to Order ~**

At 2:29 PM Chairwoman Ryan, T/Warsaw, called the meeting to order.

**On this Day in History ~**

In continuing with the Marine Corps theme, we will be discussing a man that all of Wyoming County, and America for that matter, should be proud of. Sergeant Daniel James Murtha was a native of Warsaw and served as a Rifleman and Platoon Sergeant in Vietnam. He saw a lot of action in Vietnam, including fighting on the infamous Hamburger Hill. While leading his platoon near Da Nang, Mr. Murtha was hit by sniper fire in the stomach, causing injuries which plagued him the rest of his life. While recovering via multiple surgeries, this 5' 11" man lost 85 pounds, dropping all the way down to just 90 pounds. While recovering from his wound, he was quoted as saying, "I was hurt pretty bad, but I feel I'm very lucky compared to so many soldiers." That, and his willingness to go back to Vietnam, is a testament to what a tough, honorable man this native of Wyoming County was.

He was extremely active among the local veteran community and is still loved and talked about frequently by our area veterans, more than 11 years after his death at just 65. Any veterans' service organization you can name, Sergeant Murtha was a member of in addition to the Moose and NRA. He will be forever honored with the naming of the bridge on Route 19 here in this village earlier this year.

**Pledge of Allegiance to the Flag ~**

November 8, 2022

The Veteran leading the Pledge of Allegiance for the November 8, 2022 Board Meeting is:

**Marine Master Sergeant Paul J. Romesser**

Mr. Romesser was born in Sheldon, New York and graduated from Pioneer High School. Upon Paul's graduation he joined the Marines and left for boot camp that August at Camp Pendleton and completed his MOS training while also there as an 11B Infantryman.

Mr. Romesser's first duty assignment was for one year at Diego Garcia, an island in the Indian Ocean. He helped to open the barracks there, which were closed not long after he left. His next assignments included three years at Camp Pendleton, California, three years at Fort Lauderdale, Florida, and three years at Quantico, Virginia. It was here that Master Sergeant Romesser transitioned into Personal Administration where he issued security clearances as a way to preserve his body because a career in combat arms is a very painful existence.

Mr. Romesser was next ordered to go to recruiting school in 1995. In 2000, Mr. Romesser was sent back to Quantico to work on the presidential inauguration committee and ordered back to recruiting duty in the Buffalo area in 2002. Mr. Romesser stayed in this role until his retirement as an E-8 Master Sergeant in 2008. For his valor and courageous services to his country, Mr. Romesser was awarded the:

- Marine Corps Good Conduct Medal (7th Award)
- Joint Service Achievement Medal
- Navy and Marine Corps Commendation Medal
- Navy and Marine Corps Achievement Medal
- Global War on Terrorism Service Medal
- National Defense Service Medal (2<sup>nd</sup> Award)
- Marine Corps Recruiting Ribbon (3<sup>rd</sup> Award)
- Sea Service Deployment Ribbon
- Navy Unit Commendation (4<sup>th</sup> Award)
- Navy and Marine Corps Overseas Service Ribbon
- Navy Meritorious Unit Commendation (5<sup>th</sup> Award)
- Certificate of Appreciation
- Meritorious Mast
- Letter of Appreciation
- Certificate of Commendation (3<sup>rd</sup> Award)
- Meritorious Service Medal
- Rifle Expert Badge (5<sup>th</sup> Award)
- Pistol Sharpshooter Badge
- Marine Corps Martial Arts Tan Belt



Regular Session

- Good Conduct Medal

Upon his retirement, Mr. Romesser became the Dean of Students at Maritime Charter School in Buffalo until 2013 while being the elected justice for the Town of Sheldon. He left that position to accept a job with the state as a Veterans Service Officer under the NYS Department of Veterans Affairs until 2019. Since that time, he has been the Deputy Director and supervises the western half of New York State.

It was not until the Covid pandemic hit that he found his passion -- brewing beer. Mr. Romesser started to brew some at home during this time and in 2021, decided to use his GI Bill to take a 13-week program at a Brewing and Distilling School in Knoxville, Tennessee. During the fall of 2021, he and his wife bought the former Domes Country Store, completely refurbished it and opened a fantastic brewery -- Beer Justice. He and the Mrs. now live across the parking lot in beautiful, downtown Arcade.

He soon will celebrate his 30<sup>th</sup> wedding anniversary with his wife, Tammy and together they raised three children: son Taven is a singer/songwriter in Nashville, Sebastian is a Captain in the Marine Corps flying Osprey, running missions in Djibouti, Africa. His daughter, MiKaela is a Captain in the Army as an Airborne Quartermaster Officer with the Special Forces. She took part in the disastrous decision to withdraw from Afghanistan last year and felt the concussion blast of the suicide bombing that needlessly ended the lives of 13 American heroes.

Master Sergeant Romesser has spent a lifetime in service to our great country and serving our veterans while opening a great small business in our tremendous county.

***The pledge was said by all.***

*Chairwoman Ryan, T/Warsaw requested Supervisor Berwanger, T/Arcade joined Mr. Romesser at the podium for the presentation of the customary certificate of appreciation.*

*Chairwoman Ryan, T/Warsaw offered Mr. Romesser an opportunity to address the board.*

*Mr. Romesser said he was humbled for this recognition and thanked the board for the opportunity.*

**POW/MIA Day Recognition Ceremony ~**

- Director Solina

November 8, 2022

**Opening Prayer ~**

- *Rev. Mack Bixby*

**Moment of Silence ~**

- *Passing of David Tallman*
  - *Served as Supervisor for the Town of Gainesville from January 2015 through December 2019*

**Communications ~**

- *None*

**Open Public Hearing ~**

- *Public comments relative to a grant application the County intends to submit to the USDA, Rural Development, Rural Utilities Service for funding of a Fire Training Center Renovation Project which will replace existing exterior and interior finishes on the current building, convert existing space into additional classroom space, install necessary heating, cooling and ventilation and replace doors and windows. This project will also provide ADA accessible bathrooms and storage space.*

**#1**

**RESOLUTION NO. 22-573  
(November 8, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**FUNDS TRANSFERRED TO VARIOUS 2022 ACCOUNTS**

**BE IT RESOLVED**, That funds are hereby transferred to the various 2022 accounts as follows:

Highway			
<b>From:</b> 045010.581001 Retirement	\$3,620.00		
<b>To:</b> 045010.510001 Salaries-Sch S/D/I		\$1,350.00	
045010.510101 FT CSEA Contract		975.00	
045010.541111 Computers & Technology		1,295.00	
<b>Reason:</b> To cover increase in salaries and for Toshiba copier.			
<b>Highway Total</b>			<b>\$3,620.00</b>

**Carried: XXX**

**Ayes: 1599**

**Noes:**

**Absent:**

**Abstain:**

**#2**

**RESOLUTION NO. 22-574  
(November 8, 2022)**

Regular Session

By Mr. Kehl, Chairman of the Finance Committee:

## FUNDS APPROPRIATED TO VARIOUS 2022 ACCOUNTS

**BE IT RESOLVED**, That funds are hereby appropriated to the various 2022 accounts as follows:

<b>Information Technology</b>			
<b>To:</b> 011681.540006 Telephone Maint. <i>w/any funds available</i> <b>Reason:</b> To pay unbudgeted costs for Ag Center phone changes (Building Codes, Planning, Veteran Services and Buildings & Grounds).	\$2,000.00	\$2,000.00	
<b>To:</b> 011680.540017 Intranet <i>w/any funds available</i> <b>Reason:</b> To pay for overages with intranet access/services.	\$14,000.00	\$14,000.00	
<b>Information Technology Total</b>			<b>\$16,000.00</b>
<b>Treasurer</b>			
<b>To:</b> 011320 540901 Audit Services <i>w/any funds available</i> <b>Reason:</b> To pay under budgeted price of audit services by Drescher and Malecki YE 2021.	\$504.00	\$504.00	
<b>Treasurer Total</b>			<b>\$504.00</b>
<b>CIP Roads</b>			
<b>To:</b> 179901.599010 Road CIP <i>w/any funds available</i> <b>Reason:</b> Appropriate remaining unspent funds from the CIP Road Projects. This will close out the fund and be used to pay down debt from borrowed serial bonds.	\$17,016.01	\$17,016.01	
<b>CIP Roads</b>			<b>\$17,016.01</b>
<b>Wyo. Co. Comm. Hospital</b>			
<b>To:</b> 024510.542501 Contractual - WCCH <i>w/02451012.450310 Interfund Transfer</i> <b>Reason:</b> Appropriate funds previously transferred to the Hospital from the General Fund.	\$8,000,928.95	\$8,000,928.95	
<b>Wyo. Co. Comm. Hospital Total</b>			<b>\$8,000,928.95</b>
<b>Board of Elections</b>			
<b>To:</b> 011450.541211 Election Expenses 011450.541201 Postage 011450.540603 Postage Machine 011450.541010 Office Supplies w/01145005.430890 Other State Aid <b>Reason:</b> Appropriate funds related to the Absentee Ballot Pre-Paid Postage Grant.	\$7,000.00 6,000.00 3,000.00 862.67	\$16,862.67	
<b>Board of Elections Total</b>			<b>\$16,862.67</b>
<b>Human Resource</b>			
<b>To:</b> 011430.510001 Salaries 011430.589001 Medical/Hospital Ins.	\$15,500.00 18,000.00		

November 8, 2022

<i>w/any funds available</i>		\$33,500.00	
<b>Reason:</b> To cover regular salaries.			
<b>To:</b> 011430.510601 Unused Benefit Time	\$5,018.22		
<i>w/any funds available</i>		\$5,018.22	
<b>Reason:</b> To pay unbudgeted benefit time.			
<b>To:</b> 011430.510302 Overtime	\$19,000.00		
<i>w/any funds available</i>		\$19,000.00	
<b>Reason:</b> To pay unbudgeted overtime to accommodate unprecedented numbers of Civil Service exams conducted on Saturdays.			
<b>Human Resource Total</b>			<b>\$57,518.22</b>
<b>Youth Bureau</b>			
<b>To:</b> 017310.542435-SPORT Youth Sports Grant	\$5,000.00		
<b>w/01731004.438200 YB OCFS Grants Funds</b>		\$5,000.00	
<b>Reason:</b> For a youth sports program to be provided by the Warsaw YMCA per Res. #22-438			
<b>To:</b> 012960.541502 Preschool Trans.	\$30,000.00		
<b>w/01296005.432770 PS NYS SED Reim</b>		\$17,850.00	
<i>w/any funds available</i>		12,150.00	
<b>Reason:</b> To cover 2022 transportation costs.			
<b>To:</b> 012960.541501 Preschool Tuition	\$350,000.00		
<b>w/01296005.432770 PS NYS SED Reim</b>		\$208,250.00	
<i>w/any funds available</i>		141,750.00	
<b>Reason:</b> To cover overdraft and future 2022 PS tuition costs.			
<b>Youth Bureau Total</b>			<b>\$385,000.00</b>
<b>Social Services</b>			
<b>To:</b> 016070.542247 Serv to Recip Contract Other	\$50,000.00		
<b>w/01601005.446890 Proj. CO19 Fed. Grant ESGCV COVID</b>		\$50,000.00	
<b>Reason:</b> To cover expenditures for ESCGV Grant.			
<b>Social Services Total</b>			<b>\$50,000.00</b>
<b>Mental Health</b>			
<b>To:</b> 014220.510001 Salaries/Fixed Sch S/D/I	\$1,557.00		
014220.541010 Office Supplies	500.00		
014220.542306 Misc. Other	7,648.00		
<b>w/01422003.434920 Substance Abuse State</b>		\$9,705.00	
<b>Reason:</b> State aid COLA adjustment.			
<b>To:</b> 014310.540007 Telephone (Basic & LD)	\$500.00		
014310.510001 Salaries – Fixed Sch S/D/I	717.00		
<b>w/01431003.434900 Mental Health-State Aid</b>		\$1,217.00	
<b>Reason:</b> State aid COLA adjustment.			
<b>To:</b> 014324.540002 Electricity	\$1,000.00		
014324.540007 Telephone (Basic & LD)	200.00		
014324.540601 Rent	813.00		
014324.542306 Misc. Other	9,400.00		
<b>w/01432401.434900 Mental Health-State Aid</b>		\$11,413.00	
<b>Reason:</b> State aid COLA adjustment.			
<b>Mental Health Total</b>			<b>\$22,335.00</b>
<b>Sheriff</b>			



<b>To:</b> 013110.523001 Motor Vehicles 013110.540509 Change Over Expen. w/01311009.426800 Insurance Recovery <i>w/any funds available</i> <b>Reason:</b> To replace 2020 Ford Explorer totaled 9/29/22.	\$41,902.20 2,525.00	\$43,927.20 500.00	
<b>To:</b> 013110.540503 Gasoline <i>w/any funds available</i> <b>Reason:</b> To cover expenses due to increased cost of gasoline.	\$33,000.00	\$33,000.00	
<b>To:</b> 013110.542280 Grant/Shop w/ a Cop w/01311010.427050 Gifts & Donations <b>Reason:</b> To purchase gift cards for the annual “ <i>Shop with a Cop</i> ” event held at the Warsaw Walmart.	\$3,104.50	\$3,104.50	
<b>Sheriff Total</b>			<b>\$80,531.70</b>
<b>Emergency Services</b>			
<b>To:</b> 013640.542102 Safety Expenses w/01364000.412890 Other Dept. Income <b>Reason:</b> To appropriate Walmart grant funds to cover the cost of an AED unit.	\$1,000.00	\$1,000.00	
<b>To:</b> 013640.540301 Prof. Svc Contacts w/01364007.430890 DTP State Aid/DTP Grant <b>Reason:</b> Cover the cost of consultant for implementation of TAM team and team training, domain creation, hosting setup and management.	\$49,923.00	\$49,923.00	
<b>Emergency Services Total</b>			<b>\$50,923.00</b>

**Carried: XXX****Ayes: 1599****Noes:****Absent:****Abstain:**

*Mr. Jacoby, T/Wethersfield, Chair of the Audit Committee, presented the approved payment of bills totaling \$11,509,414.32 for the month of October 2022. No further action is required.*

*There was a motion by Ms. Grant, T/Bennington, to combine resolutions #3 through #14. Hearing no objection, resolution titles only were read.*

#3

**RESOLUTION NO. 22-575**  
**(November 8, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**FAMILY CAREGIVERS’ MONTH PROCLAIMED**

**WHEREAS**, During this season of Thanksgiving, as we pause to reflect on the many blessings that have been bestowed upon us as individuals and as a County, we are especially grateful for the love of our families and friends. One of the most profound ways in which that love is expressed is

November 8, 2022

through the generous support provided by family caregivers to loved ones who are chronically ill, elderly, or disabled. Caregivers reflect family and community life at its best. They are among our County's most important natural resources; and

**WHEREAS,** The need for family caregivers is growing. We are blessed to live in a time when medicine and technology have helped us live longer. As a result, persons with disabilities are living longer and people over 85 are the fastest growing segment of our population. Family caregivers can be found in every city and town in America. It is likely that we all know at least one family caregiver; and

**WHEREAS,** Family caregivers deserve our lasting gratitude and respect. This month, as we honor the many contributions that family caregivers make to the quality of our national life, let us resolve to work through our community, religious, social, civic and business organizations to offer programs and services that will provide caregivers the support and encouragement they need to carry out their vital responsibilities; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors, does hereby proclaim **November 2022** as **FAMILY CAREGIVERS' MONTH** in Wyoming County.

**Carried:** XXX

**Ayes:** 1599

**Noes:**

**Absent:**

**Abstain:**

**#4**

**RESOLUTION NO. 22-576**  
**(November 8, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**RESOLUTION NUMBER 18-046 AMENDED**

**WHEREAS,** Resolution Number 18-046 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH RESPONSE 4 HELP ON BEHALF OF THE OFFICE FOR THE AGING,**” passed by this Board of Supervisors on February 13, 2018 to provide Personal Emergency Response System (PERS) services on an “as needed” basis; effective February 1, 2018 through December 31, 2020; and

**WHEREAS,** That Resolution Number 18-046 was previously amended by this Board of Supervisors on December 8, 2020 by **Resolution Number 20-498** to change the name to **Self Direct, Inc. d/b/a/ Response 4 Help** and extend the term of the contract through **December 31, 2021**; and

**WHEREAS,** That Resolution Number 18-046 as previously amended by Resolution Number 20-498 was further amended by this Board of Supervisors on December 14, 2021 by **Resolution Number 21-532** to extend the term of the contract through **December 31, 2022**; now therefore

**BE IT RESOLVED**, That *Resolution Number 18-046* as previously amended by *Resolution Number 20-498* and *Resolution Number 21-532* be hereby further amended to *extend the term of the contract through December 31, 2023*. All else remains the same. (*Munis #XXX*)

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #5**

**RESOLUTION NO. 22-577**  
**(November 8, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**RESOLUTION NUMBER 22-507 AMENDED**

**WHEREAS**, Resolution Number 22-507 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH PAULA GLEASON ON BEHALF OF THE YOUTH BUREAU**” passed by this Board of Supervisors on October 11, 2022 to provide preschool related services in an amount not to exceed the budgeted amount; effective September 1, 2022 through January 30, 2024; now therefore,

**BE IT RESOLVED**, That *Resolution Number 22-507* be hereby amended to correct the contract end date from January 30, 2024 to *June 30, 2024*. All else remains the same. (*Munis CO #764*)

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #6**

**RESOLUTION NO. 22-578**  
**(November 8, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED TO SIGN A CONTRACT WITH NEW DIRECTIONS YOUTH AND FAMILY SERVICES, INC. ON BEHALF OF THE DEPARTMENT OF SOCIAL SERVICES**

**BE IT RESOLVED**, That the Chairman of this Board and the Commissioner of Social Services, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, are hereby authorized to sign a contract with *New Directions Youth and Family Services, Inc.*, 6395 Old Niagara Road, Lockport, NY 14094 on behalf of the Department of Social Services. Said contract to provide community-based treatment services for

November 8, 2022

foster children in an amount not to exceed nine thousand dollars (\$9,000.00); effective October 1, 2022 through September 30, 2023. Contingent upon the availability of funds. (*Munis #822*)

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #7**

**RESOLUTION NO. 22-579  
(November 8, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED  
TO SIGN A GRANT ACCEPTANCE AWARD WITH THE NEW YORK  
STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE  
ON BEHALF OF THE DEPARTMENT OF SOCIAL SERVICES**

**WHEREAS**, At the March 29, 2022 Human Services Committee Meeting, approval was given authorizing the Chairman to sign a grant application with the *New York State Office of Temporary and Disability Assistance (NYS OTDA)* to obtain funding from the New York State Rental Supplement Program (RSP) to assist individuals and families that are experiencing homelessness or imminent loss of housing in a minimum amount of \$100,000.00; effective April 1, 2022 through March 31, 2023; and

**WHEREAS**, Wyoming County Community Action will be the sub-recipient of this grant; now therefore

**BE IT RESOLVED**, That the Chairman of this Board and the Commissioner of Social Services, with the approval of the County Attorney, are hereby authorized to sign a grant acceptance award with the *New York State Office of Temporary and Disability Assistance*, 40 North Pearl Street, Albany, NY 12243 on behalf of the Department of Social Services. Said grant to provide funds for rental assistance in a minimum amount of one hundred thousand dollars (\$100,000.00); effective April 1, 2022 through March 31, 2023. (*Munis #845*)

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #8**

**RESOLUTION NO. 22-580  
(November 8, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED**

**TO SIGN A CONTRACT WITH WYOMING COUNTY COMMUNITY  
ACTION ON BEHALF OF THE DEPARTMENT OF SOCIAL  
SERVICES**

**BE IT RESOLVED**, That the Chairman of this Board and the Commissioner of Social Services, with the approval of the County Attorney, are hereby authorized to sign a contract with ***Wyoming County Community Action***, 6470 Route 20A, Perry, NY 14530 on behalf of the Department of Social Services. Said contract for rental assistance administered to the Department of Social Services by the contracting party in an amount not to exceed one hundred thousand dollars (\$100,000.00); effective April 1, 2022 through March 31, 2023. Contingent upon the availability of funds. (*Munis #852*)

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain:**  
#9

**RESOLUTION NO. 22-581  
(November 8, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED  
TO SIGN A CONTRACT WITH KEITH AND LUCINDA HERRMANN  
ON BEHALF OF THE DEPARTMENT OF SOCIAL SERVICES**

**BE IT RESOLVED**, That the Chairman of this Board and Commissioner of Social Services, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, are hereby authorized and directed to sign a contract with ***Keith and Lucinda Herrmann***, 2425 Fisher Road, Warsaw, NY 14569 on behalf of the Department of Social Services. Said contract to assist in the prevention of homelessness under the Emergency Solution Grant provided by the CARES ACT in an amount not to exceed the 2022 ~ 2023-grant budget total; effective February 1, 2022 through September 30, 2023. Contingent upon the availability of funds. (*Munis #834*)

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain:**  
#10

**RESOLUTION NO. 22-582  
(November 8, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**RESOLUTION NUMBER 21-154 AMENDED**

November 8, 2022

**WHEREAS**, Resolution Number 21-154 entitled, **“CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES TO SIGN A GRANT APPLICATION AND ACCEPTANCE AWARD WITH THE NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE - HOUSING DEVELOPMENT DIVISION; CARES ACT EMERGENCY SOLUTIONS GRANT (ESG) ON BEHALF OF THE DEPARTMENT OF SOCIAL SERVICES”** passed by this Board of Supervisors on April 13, 2021 to provide grant funding to help fund temporary housing for the homeless, rental assistance, utility arrears, security deposit and equipment to track same in a minimum amount of one hundred seventy thousand three hundred sixty-seven dollars (\$170,367.00); effective March 7, 2021 through September 30, 2022;

**WHEREAS**, That Resolution Number 21-154 was previously amended by this Board of Supervisors on June 8, 2021 by **Resolution Number 21-265** to increase the grant amount by one hundred twenty thousand dollars (\$120,000.00) for the Emergency Rental Assistance Program (ERAP) for a new minimum ESG grant amount of two hundred ninety thousand three hundred sixty-seven dollars (\$290,367.00); now therefore,

**BE IT RESOLVED**, That **Resolution Number 21-154** as previously amended by **Resolution Number 21-265** be hereby further amended to extend the term of the grant from September 30, 2022 to **September 30, 2023**. All else remains the same. (*Munis #842*)

**Carried: XXX**

**Ayes: 1599**

**Noes:**

**Absent:**

**Abstain:**  
**#11**

**RESOLUTION NO. 22-583**  
**(November 8, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**NATIONAL ADOPTION AWARENESS MONTH PROCLAIMED**

**WHEREAS**, November 2022 is National Adoption Awareness Month and is designed to provide us with an opportunity to acknowledge the families and staff who are involved in adoption activities throughout the year. The focus this year is on those children currently in foster care; and

**WHEREAS**, Deciding to open their hearts and homes to a child, adoptive and foster care families demonstrate great compassion and provide hope and love to these children. National Adoption Awareness Month and National Adoption Day, November 20, 2022 help to raise public awareness of the fact that there are children available who are waiting for caring families; and

**WHEREAS**, There are currently 2 children freed for adoption and approximately 20 children in Wyoming County in foster care. The valuable

contributions of foster care and adoptive parents are recognized as they continually strive to improve the quality of life for the children brought into their lives; now therefore

**BE IT RESOLVED**, That November 2022 is hereby proclaimed **NATIONAL ADOPTION AWARENESS MONTH** in Wyoming County; and be it

**FURTHER RESOLVED**, That it is the desire of this Board of Supervisors and Wyoming County Department of Social Services that all children awaiting adoption in Wyoming County and beyond find permanent and loving homes.

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #12**

**RESOLUTION NO. 22-584**  
**(November 8, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**MARINE CORPS BIRTHDAY PROCLAIMED**

**WHEREAS**; On November 10, 1775, the Continental Congress authorized the formation of two battalions of Continental Marines; and

**WHEREAS**; In every war the United States Marine has identified, attacked and destroyed the enemies of the United States, upholding their motto, "Semper Fidelis", or "Always Faithful"; and

**WHEREAS**; Marines have made the ultimate sacrifice 41,437 times defending America since 1775; and

**WHEREAS**; Our Marines are known, feared and respected around the world for their tenacity in battle, drive to seize the initiative and as upholding the highest of military standards; and

**WHEREAS**; The Marines have a soft spot for our nation's improvised children, donating nearly a billion toys at Christmas time since 1947 through the Toys for Tots program; and

**WHEREAS**; The Marines have earned 297 Medal of Honors since 1862, including Corporal Jason Dunham from nearby Scio for jumping on a grenade, saving his battle buddies during the Iraq War; now therefore

**BE IT RESOLVED**; That the Wyoming County Board of Supervisors does hereby proclaim November 10, 2022 as "**MARINE CORPS BIRTHDAY**" in Wyoming County.

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #13**

**RESOLUTION NO. 22-585**

November 8, 2022

(November 8, 2022)

By Ms. Grant, Chairman of the Human Service Committee:

**SUPPORTING OPERATION GREEN LIGHT FOR ACTIVE MILITARY  
SERVICE MEMBERS IN TRANSITION TO CIVILIAN LIFE AND  
PROCLAIMING WYOMING COUNTY A “GREEN LIGHT FOR  
MILITARY SERVICE” COUNTY**

**WHEREAS,** The residents of Wyoming County have great respect, admiration, and the utmost gratitude for all of the men and women who have selflessly served their country and this community in the Armed Forces; and

**WHEREAS,** The contributions and sacrifices of the men and women that served in the Armed Forces have been vital in maintaining the freedoms and way of life enjoyed by our citizens; and

**WHEREAS,** The County of Wyoming seeks to honor these individuals who have paid the high price of freedom by placing themselves in harm’s way for the good of all; and

**WHEREAS,** New York States veteran population has decreased by 44% over the last 20 years; and

**WHEREAS,** Veterans continue to serve their community in the American Legion, Veterans of Foreign Wars, church groups, civil service; and

**WHEREAS,** Approximately 200,000 service members transition to civilian communities annually; and

**WHEREAS,** An estimated 20% increase of service members will transition to civilian life in the near future and studies indicate that 44% to 72% of service members experience high levels of stress during transition from military to civilian life; and

**WHEREAS,** Active military service members transitioning from military service are at a high risk for suicide during their first year after military service; and

**WHEREAS,** The Wyoming County Board of Supervisors appreciates the sacrifices our United State Military personnel made while defending freedom and believes specific recognition be accorded them in appreciation of their service and to demonstrate the honor and support they have earned; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors hereby proclaims Wyoming County a **GREEN LIGHT FOR MILITARY SERVICE COUNTY** and the Board of Supervisors hereby declares from October through Veterans Day, November 11, 2022, a time to salute and honor the service and sacrifice of our men and women in uniform transitioning from active service; and be it

**FURTHER RESOLVED,** That in observance of Operation Green Light, the Wyoming County Board of Supervisors encourages its citizens in



patriotic tradition to recognize the importance of honoring the immeasurable sacrifices of our veterans by displaying a green light in a window of their place of business or residence

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #14**

**RESOLUTION NO. 22-586  
(November 8, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**JENNIFER G. WAKEFIELD APPOINTED TO THE GLOW  
WORKFORCE DEVELOPMENT BOARD**

**BE IT RESOLVED**, That *Jennifer G. Wakefield*, Director of the BEST Center for Genesee Community College, Genesee Community College, 1 College Road, Batavia, NY 14020 be hereby appointed to the GLOW Workforce Development Board for an indefinite term; effective November 8, 2022. *(replacing J. McGowan)*

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain:**

*Supervisor Grant, T/Bennington was invited to the podium to read her four proclamations.*

*She invited Director Solina and Paul Romesser to join her. Director Solina read Marine Corps Birthday proclamation and presented a copy to Mr. Romesser. He thanked the board for the support of this proclamation.*

*Supervisor Grant next read the proclamation supporting Operation Green Light for active military service members.*

*Director Solina thanked the board and said he hopes to see the green lightbulbs he placed on each of the Supervisors desks lighting Wyoming County soon.*

*Supervisor Grant next read the Family Caregivers proclamation and ended with the National Adoption Awareness Month proclamation.*

*There was a motion by Mr. Davis, T/Covington, to combine resolutions #15 and #16. Hearing no objection, resolution titles only were read.*

**#15**

**RESOLUTION NO. 22-587**

November 8, 2022

(November 8, 2022)

By Mr. Davis, Chairman of the Public Health Committee:

### RESOLUTION NUMBER 20-446 AMENDED

**WHEREAS**, Resolution Number 20-446 entitled, **“CHAIRMAN/COMMISSIONER OF HEALTH AUTHORIZED TO SIGN A GRANT APPLICATION AND ACCEPTANCE AWARD WITH THE NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES (OCFS) ON BEHALF OF THE COUNTY HEALTH DEPARTMENT”** was passed by this Board of Supervisors on November 10, 2020 and provides for the Preschool Development Grant Birth through Five “Baby Bundle” Program in a minimum amount of seventeen thousand one hundred ninety-four dollars (\$17,194.00); effective October 15, 2020 through December 31, 2021; and

**WHEREAS**, That Resolution Number 20-446 was previously amended by this Board of Supervisors on October 12, 2021 by *Resolution Number 21-430* to extend the grant end date from December 31, 2021 to *December 31, 2022*; now therefore

**BE IT RESOLVED**, That *Resolution Number 20-446* as previously amended by *Resolution Number 21-430* be hereby further amended to extend the grant end date from December 31, 2022 to *December 31, 2023*. All else remains the same. (*Munis #861*)

**Carried:** XXX

**Ayes:** 1599

**Noes:**

**Absent:**

**Abstain:**  
#16

### RESOLUTION NO. 22-588 (November 8, 2022)

By Mr. Davis, Chairman of the Public Health Committee:

### CHAIRMAN/COMMISSIONER OF HEALTH AUTHORIZED TO SIGN VARIOUS GRANT APPLICATIONS AND ACCEPTANCE AWARDS ON BEHALF OF THE COUNTY HEALTH DEPARTMENT

**BE IT RESOLVED**, That the Chairman of this Board and the Commissioner of Health, with the approval of the County Attorney, are hereby authorized and directed to sign various grant applications and acceptance awards on behalf of the County Health Department as follows:

- *New York State Department of Health, Health Research, Inc.*, Riverview Center, 150 Broadway, Suite 560, Menands, NY 12204 to provide funding for the Public Health Emergency Preparedness

Program in a minimum amount of fifty-two thousand ninety-nine dollars (\$52,099.00); effective July 1, 2022 through June 30, 2023. (Munis #814)

- **New York State Governor's Traffic Safety Committee**, Empire State Plaza, Albany, New York to provide funding for the Child Passenger Safety Program in a minimum amount of one thousand five hundred dollars (\$1,500.00); effective October 1, 2022 through September 30, 2023. (Munis #818)

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain:**

*There was a motion by Mr. Leuer, T/Middlebury, to combine resolutions #17 through #19. Hearing no objection, resolution titles only were read.*

**#17**

### **RESOLUTION NO. 22-589 (November 8, 2022)**

By Mr. Leuer, Chairman of the Planning Committee:

#### **SMALL BUSINESS SATURDAY PROCLAIMED**

**WHEREAS**, Small business is the backbone of the national economy and since the birth of this country has represented opportunity, independence, and the fulfillment of dreams for generations of Americans; and

**WHEREAS**, Our small business owners work long hours, juggle family and career responsibilities and serve as community volunteers, are central to our country's prosperity and to the vibrancy of our community. These diverse entrepreneurs are vital to our national economy, accounting for 99% of all registered businesses in the U.S., creating over 60% of new jobs, and represent 70% of the private workforce; and

**WHEREAS**, Through the opportunities offered by the men and women who own and operate thousands of diverse businesses including family farms, women-owned, and Veteran-owned small businesses in Wyoming County, many of our residents are able to pursue their dreams of a better life; and

**WHEREAS**, We recognize "Small Business Saturday" which is Saturday, November 26, 2022, a day to celebrate and support small businesses that create jobs, boost the economy, and strengthen neighborhoods around the country to encourage shopping locally; and

**WHEREAS**, The Wyoming County Board of Supervisors wishes to recognize small businesses for the critical role they play in keeping our local economy strong and urging all our citizens to join in this observance, as we

November 8, 2022

celebrate the accomplishments of small business owners and their employees and encourage the development of new small businesses; now therefore

**BE IT RESOLVED**, That Saturday, November 26<sup>th</sup>, 2022 is hereby designated as **SMALL BUSINESS SATURDAY** in Wyoming County in conjunction with the Wyoming County Chamber of Commerce and Tourism office and communities across Wyoming County, the State of New York, and the United States who have declared this as an important day in celebration and recognition of small business.

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #18**

**RESOLUTION NO. 22-590  
(November 8, 2022)**

By Mr. Leuer, Chairman of the Planning Committee:

**MEMBERS APPOINTED/REAPPOINTED TO THE WYOMING  
COUNTY PLANNING BOARD**

**BE IT RESOLVED**, That the following member is hereby appointed/reappointed to the Wyoming County Planning Board for a three (3) year term; effective January 1, 2023 to December 31, 2025:

- **Edwin Smart**, 5949 West Middlebury Rd., Wyoming, NY 14591

And be it

**FURTHER RESOLVED**, That the following members are appointed/reappointed to the Wyoming County Planning Board for a one (1) year term; effective January 1, 2023 to December 31, 2023:

- **Terry Page**, 6655 Soper Road, Perry, NY 14530 as Alternate Member #1
- **Lisa Aures**, 3397 Wing Street, Bliss, NY 14024 as Alternate Member #2

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #19**

**RESOLUTION NO. 22-591  
(November 8, 2022)**

By Mr. Leuer, Chairman of the Planning Committee:

**RICHARD FISH, JR. APPOINTED TO THE WYOMING COUNTY  
BUSINESS CENTER (LDC) BOARD OF DIRECTORS**

**BE IT RESOLVED**, That **Richard Fish, Jr.**, 62<sup>nd</sup> Street, Geneseo, NY

Regular Session

14454 be hereby appointed to the Wyoming County Business Center (LDC) Board of Directors to fill a vacant unexpired three (3) year term; effective through May 9, 2024. *(replacing R. Fish, Sr.)*

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain:**

*Supervisor Leuer, T/Middlebury was invited to the podium to read the Small Business Saturday proclamation. He asked the President/CEO of the Chamber of Commerce and Tourism, Scott Gardner to join him at the podium.*

*Mr. Gardner reminded everyone of the date and thanked the board for their support.*

*There was a motion by Mr. Brick, T/Perry, to combine resolutions #20 through #22. Hearing no objection, resolution titles only were read.*

#20

**RESOLUTION NO. 22-592  
(November 8, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

**COUNTY HIGHWAY SUPERINTENDENT AUTHORIZED TO  
EXTEND SNOW AND ICE REMOVAL AGREEMENTS WITH TOWNS  
AND VILLAGES FOR 2023/2024**

**WHEREAS**, The public interest demands the snow removal and the control of ice on all County roads within the County to bear the entire cost in accordance with §135-a of the Highway Law; and

**WHEREAS**, The County is desirous of extending agreements with several Towns and Villages of the County for the removal of snow and for control of ice on County roads; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors hereby authorizes the Superintendent of Highways to enter into agreements with the various Towns and Villages for the purpose of removing snow and the control of ice on County roads for the winter season of **2023/2024**; and be it

**FURTHER RESOLVED**, That the County will make payment to Towns and Villages from the *County Snow Funds* as follows:

- **2023/2024** ~ The base rate will be increased by \$100.00 per centerline mile over the 2022/2023 agreement with a minimum snow index of 0.69.

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain:**  
#21

November 8, 2022

**RESOLUTION NO. 22-593**  
**(November 8, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

**WYOMING COUNTY COURTHOUSE AIRLOCK ENTRY CAPITAL  
PROJECT COMPLETE**

**WHEREAS**, The Wyoming County Board of Supervisors' Public Works Committee, and this Board of Supervisors, in consultation with Buildings and Grounds, through various discussions identified the need for the Wyoming County Courthouse Airlock Entry Capital Project located at 143 North Main Street, Warsaw, NY; and

**WHEREAS**, That the Wyoming County Board of Supervisors, on the recommendation of the above-mentioned committee, thereby established, by Resolution Number 21-359, the *Wyoming County Courthouse Airlock Entry Capital Project*; and

**WHEREAS**, That permission was granted to seek proposals for the completion of this established project; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors recognizes and accepts that the *Wyoming County Courthouse Airlock Entry Capital Project* as established by *Resolution Number 21-359* is hereby complete and authorizes the execution of any necessary closeout documents.

<b>Carried: XXX</b>	<b>Ayes: 1599</b>	<b>Noes:</b>	<b>Absent:</b>	<b>Abstain:</b>
				<b>#22</b>

**RESOLUTION NO. 22-594**  
**(November 8, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

**RESOLUTION NUMBER 22-278 AMENDED**

**WHEREAS**, Resolution Number 22-278 entitled, “**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A CONTRACT WITH EDWARD HUME, INC. ON BEHALF OF BUILDINGS AND GROUNDS (CO. BLDGS.)**” passed by this Board of Supervisors on May 10, 2022 for a roof replacement at the Ag Center storage building in an amount not to exceed forty-three thousand four hundred ninety-six dollars (\$43,496.00); effective May 1, 2022 through the completion of the project (*Munis #363*); now therefore

**BE IT RESOLVED**, That *Resolution Number 22-278* be hereby amended to increase the contract amount by six hundred twenty dollars

(\$620.00) *for a new total contract amount not to exceed forty-four thousand one hundred sixteen dollars (\$44,116.00).* All else remains the same.

**Carried:** XXX

**Ayes:** 1599

**Noes:**

**Absent:**

**Abstain:**

*There was a motion by Mrs. May, T/Orangeville, to combine resolutions #23 through #31. Hearing no objection, resolution titles only were read.*

**#23**

## **RESOLUTION NO. 22-595**

**(November 8, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

### **CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH THE STATE OF NEW YORK UNIFIED COURT SYSTEM ON BEHALF OF THE SHERIFF'S DEPARTMENT**

**WHEREAS,** This grant is now for a period of five (5) years; effective April 1, 2019 through March 31, 2024 with variable funding amounts available year by year; and

**WHEREAS,** Said contract is with the *State of New York Unified Court System*, 8<sup>th</sup> Judicial District, 92 Franklin Street, 3<sup>rd</sup> Floor, Buffalo, NY 14202 on behalf of the Sheriff's Department to provide court security for County, Family and Supreme Courts; and

**WHEREAS,** The first year funding amount was in a minimum amount of three hundred ninety-two thousand nine hundred eighty-eight dollars (\$392,988.00) for the FIRST PERIOD and authorized by *Resolution Number 19-420*; effective April 1, 2019 through March 31, 2020; and

**WHEREAS,** The second year funding amount was in a minimum amount of three hundred seventy-three thousand dollars (\$373,000.00) for the SECOND PERIOD and authorized by *Resolution Number 20-429*; effective April 1, 2020 through March 31, 2021; and

**WHEREAS,** The second year funding amount was in a minimum amount of three hundred seventy-three thousand dollars (\$373,000.00) for the THIRD PERIOD and authorized by *Resolution Number 21-451*; effective April 1, 2021 through March 31, 2022; now therefore

**BE IT RESOLVED,** That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with the *State of New York Unified Court System* in a minimum amount of four hundred seventeen thousand five hundred eighty-two dollars (\$417,582.00) for the FOURTH PERIOD; effective April 1, 2022 through March 31, 2023. (*Munis #843*)

**Carried:** XXX

**Ayes:** 1599

**Noes:**

**Absent:**

**Abstain:**

November 8, 2022

**RESOLUTION NO. 22-596  
(November 8, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE  
AWARD WITH THE UNITED STATES DEPARTMENT OF JUSTICE  
ON BEHALF OF THE SHERIFF’S DEPARTMENT**

**WHEREAS**, At the April 28, 2022 Public Safety Committee Meeting, approval was given authorizing the Chairman to sign a grant application with the *United States Department of Justice* to obtain funding for bulletproof vests for the replacement of vests that are over five (5) years old and the purchase vests for new employees; effective August 1, 2022 through July 31, 2024; now therefore

**BE IT RESOLVED**, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized to sign a grant acceptance award with the *United States Department of Justice*, 810 Seventh Street, Washington, DC 20531 on behalf of the Sheriff’s Department. Said grant to provide funds for bulletproof vests to replace vests that are over five (5) years old and purchase vests for new employees in a minimum amount of eight thousand dollars (\$8,000.00); effective August 1, 2022 through July 31, 2024. (*Munis #846*)

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain:**  
#25

**RESOLUTION NO. 22-597  
(November 8, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**CHAIRMAN AUTHORIZED TO ACCEPT THE “Onondaga County Bid  
Award for a Police Interceptor Vehicle” AND EXERCISE THE RIGHT TO  
“PIGGYBACK” AS AN ELIGIBLE POLITICAL SUBDIVISION UNDER  
GML §103 (16) ON BEHALF OF THE SHERIFF’S DEPARTMENT**

**BE IT RESOLVED**, That the Chairman of this Board with the approval of the County Attorney, is hereby authorized and directed to accept the *Onondaga County Bid Award for a Police Interceptor Vehicle*” and exercise the right to “piggyback” the award as an eligible political subdivision under GML §103 (16) on behalf of the Sheriff’s Department. Said bid awarded to *Van*



**Bortel Ford, Inc.**, 71 March Road, East Rochester, NY 14445; and be it

**FURTHER RESOLVED**, That the Chairman of this Board is hereby authorized and directed to sign required documentation with ***Van Bortel Ford, Inc.***, 71 March Road, East Rochester, NY 14445 on behalf of the Sheriff's Department. Said contract is for the purchase of a 2023 Ford Utility Police Interceptor in an amount not to exceed forty-one thousand nine hundred two dollars and twenty cents (\$41,902.20); effective October 1, 2022 through delivery of vehicle. Contingent upon the availability of funds.  
(*Mumis #853*)

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #26**

**RESOLUTION NO. 22-598  
(November 8, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND  
ACCEPTANCE AWARD WITH THE NEW YORK STATE DIVISION  
OF HOMELAND SECURITY AND EMERGENCY SERVICES ON  
BEHALF OF SHERIFF'S DEPARTMENT**

**BE IT RESOLVED**, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign a grant application and acceptance award with the ***New York State Division of Homeland Security and Emergency Services***, 1220 Washington Avenue, Albany, NY 12226 on behalf of the Sheriff's Department. Said grant to fund enhanced cooperation and coordination between law enforcement agencies along the Canadian border in a minimum amount of fifty-one thousand two hundred dollars (\$51,200.00); effective September 1, 2022 through August 31, 2025. (*Munis #854*)

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #27**

**RESOLUTION NO. 22-599  
(November 8, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH SAIA  
COMMUNICATIONS ON BEHALF OF 9-1-1**

November 8, 2022

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with **SAIA Communications**, 100 Stradtman Street, Buffalo, NY 14206 on behalf of 9-1-1. Said contract is for the installation of new Motorola Radio Consoles in an amount not to exceed eight thousand two hundred ninety-six dollars and ninety-nine cents (\$8,296.99); effective October 1, 2022 through December 31, 2022. Contingent upon the availability of funds. (*Munis #865*)

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #28**

**RESOLUTION NO. 22-600  
(November 8, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE  
AWARD WITH WAL-MART STORES, INC. ON BEHALF OF  
EMERGENCY SERVICES**

**WHEREAS**, At the July 28, 2022 Public Safety Committee Meeting, approval was given authorizing the Chairman to sign a grant application with **Wal-Mart Stores, Inc.**, for funding to support public safety programs through training and/or equipment in the local service area; now therefore

**BE IT RESOLVED**, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized to sign a grant acceptance award with **Wal-Mart Stores, Inc.**, 702 S.W. 8<sup>th</sup> Street, St. Bentonville AK 72716 on behalf of Emergency Services. Said grant to provide funds to support public safety programs through training and/or equipment in the local service area in a minimum amount of one thousand dollars (\$1,000.00); effective August 1, 2022 through July 31, 2024. (*Munis #867*)

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #29**

**RESOLUTION NO. 22-601  
(November 8, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**APPROVING SOLE SOURCE PROCUREMENT WITH SQUAD 9, LLC  
ON BEHALF OF EMERGENCY SERVICES**

**WHEREAS**, In accordance with New York State Governor’s Executive Order Number 18 entitled, “*Preventing and Responding to Domestic Terrorism*”, Wyoming County Emergency Services has been conducting a comprehensive review of current strategies, policies, procedures and practices to develop and maintain a plan to identify and confront threat of domestic terrorism; and

**WHEREAS**, *Squad 9, LLC* has extensive experience in the threat management field and was a leader in the creation of Monroe County’s Threat Advisory Committee which was used by New York State as the example to fulfill the requirements imposed by Executive Order Number 18; and

**WHEREAS**, The Wyoming County Emergency Services looked for other qualified entities to assist in this comprehensive review and has determined that there is no other entities capable of offering an “equal” product; and

**WHEREAS**, The Wyoming County Emergency Services has received and retained on file, a letter from *Squad 9, LLC* supporting their unique qualities to assist Wyoming County; and

**WHEREAS**, Based upon the above, Wyoming County Emergency Services has determined that *Squad 9, LLC* qualifies for sole source status; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors hereby authorizes sole source status for *Squad 9, LLC* pursuant to the Wyoming County Purchasing Policy and no other solicitation of written proposals or quotations shall be required; and be it

**FURTHER RESOLVED**, That any contract arising from the sole source provider described above shall be subject to the approval of the County Attorney pursuant to this Resolution and further subject to the availability of funds; and be it

**FURTHER RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b), is hereby authorized and directed to sign a contract with *Squad 9, LLC*, 65 Falling Brook Road, Fairport, NY 14450 as a sole source to provide the following:

- Consultation in implementing a domestic and targeted violence prevention strategy and team in an amount not to exceed twenty-four thousand dollars (\$24,000.00); effective September 1, 2022 through August 31, 2024. (*Munis #XXX*)
- Provide threat assessment management team training on domestic and targeted violence in an amount not to exceed twenty-three thousand six hundred dollars (\$23,600.00); effective September 1, 2022 through August 31, 2024. (*Munis #XXX*)

Contingent upon the availability of funds.

**Carried:** XXX

**Ayes:** 1599

**Noes:**

**Absent:**

**Abstain:**

November 8, 2022

**RESOLUTION NO. 22-602**  
**(November 8, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH  
CIVICPLUS ON BEHALF OF EMERGENCY SERVICES**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *CivicPlus*, 302 South 4<sup>th</sup> Street, Suite 500 Manhattan, KS 66502 on behalf of Emergency Services. Said contract for a domestic terrorism threat reporting domain to include hosting setup and management in an amount not to exceed sixteen thousand eight hundred three dollars (\$16,803.00); effective November 1, 2022 through October 31, 2024. Contingent upon the availability of funds. (*Munis #866*)

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain:**  
**#31**

**RESOLUTION NO. 22-603**  
**(November 8, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH DIVAL  
SAFETY EQUIPMENT, INC. ON BEHALF OF EMERGENCY  
SERVICES**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *DiVal Safety Equipment, Inc.*, 1721 Niagara Street, Buffalo, NY 14207 on behalf of Emergency Services. Said contract is for the maintenance and service of equipment at the Wyoming County Fire Training Center in an amount not to exceed three thousand dollars (\$3,000.00) per year; effective January 1, 2022 through December 31, 2025. Contingent upon the availability of funds. (*Munis CO #743*)

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain:**

*Director of Fire and Emergency Management Brian Meyers gave a presentation*

*of the project need.*

## PROJECT PRESENTATION ~

- *Brian Meyers*

# Wyoming County Fire Training Center Renovations Project



**Prepared for the Wyoming County Board of Supervisor**

**Notice of Public Meeting**

**November 2022**

## Current Building

- The Fire Training Center main building was built in the mid-1970s. Built mainly for storage, it is steel frame pole barn style construction. The building is 40' X 112' or 4480 sq. ft. with an 8' X 40' overhang. The Training Center consists of a 40' X 30' classroom with built in kitchen, small phone and dispatch room, two small bathrooms (not ADA compliant), and 4 truck/storage bays with 12' X 12' overhead doors. The Fire Training Center is served by a 1,000 gallon septic and 100kw generator.

November 8, 2022

## Building Usage

- The building is used multiple times a year by not only Fire and EMS agencies but law enforcement agencies from across the county and western New York including local law enforcement, state and federal agencies. Various county departments have used, or requested use of the facility to accommodate their needs as well.

Year	FTC Used	Two Events @ Same Time	Held Elsewhere Due to Conflicts
2018	119	6	3
2019	96	6	9
2021 (YTD)	174	5	18

\*2020 not included due to limited usage due to COVID

- Currently when two classes are running the second class is held in the truck bays. This creates many distractions as participants from the first class exiting the building on a break or using bathrooms draws attention away from the presenter. Often times these conflicts result in finding other locations throughout the county to hold the training or meeting.

## Current Situation and Condition

- This main building we are looking to renovate and rehab has become too small, far too outdated and overused for what it was intended for many years ago. The steel siding has met its life expectancy, is dented, dinged, patched and still has many areas where rodents and weather are able to get in. Many of the frames around the door ways and overhead doors are rotten; not only allowing heat loss but allowing rodents access points. Insulation issues, vapor barrier issues, windows, and doors are drafty and well used. The drywall in many areas inside the building is damp and moldy. Inadequate air flow in the large areas, and outdated heating systems account for some of the issues as well.



Top Left: Mold along interior garage wall



Middle: Ceiling of classroom



Bottom: Mold along roofline



Top Right: Deterioration along overhead doors which leads to rodent infestation

Regular Session

## Current Situation and Condition

- In addition space is limited. Often times during state fire classes equipment is throughout the facility and tripped over when moving about the bays. The health system stockpile is located within the garage bays which takes up half of the shelving units and at times floor space. In winter months trailers need to be brought into the buildings at times to thaw out and is often challenging to fit with the other equipment located in bays.

## Identified Needs

- Remove exterior steel siding and interior walls to reside, reinsulate and replace interior finishes
- Convert existing garage bays into classroom
- Renovate existing bathrooms to meet ADA requirements
- Update HVAC system to meet building needs and reduce moisture issues within the building
- Expand backup 911 center and IT data room to accommodate equipment needs
- Install card access to doors to maintain facility security

## Funding

- Wyoming County was awarded \$591,289.00 in Congressionally directed funds through the USDA.
- The Wyoming County Board of Supervisors has committed to \$1,402,711.00 in funding to support the project.
- Funding through the county Health Department will be used towards tables and chairs for classrooms.
- State Homeland Security Program grant will support some furniture and audio/visual needs.

## Next Steps

- Wyoming County has begun discussions with Kideney Architecture and Campus Construction to design a facility layout within the available funding.
- Wyoming County will need to submit the application to the USDA as soon as possible due to the delays from when this was Congressional awarded and delays in project development.

I would like to thank the Board of Supervisors, as well as the Buildings and Grounds Department and Budget Officer for their assistance to date in this project. The renovation to the Fire Training Center is a vital piece of public safety infrastructure within the county.

### **Public Hearing ~**

*Fire Training Center Renovation Project USDA Grant funding*

- *Public Comment*

*Supervisors Brick, T/Perry, Roberts, T/Genesee Falls and Leuer, T/Middlebury asked questions.*

*Supervisor May, T/Orangeville thanked Director Meyers for his hard work.*

*Chairwoman Ryan, T/Warsaw thanked Director Meyers and Clerk Ketchum for the work they did on the grant for this project.*

*Clerk Ketchum confirmed no written comments were received.*

### **Close the Public Hearing ~**

*Motion to close the Public Hearing was made by Supervisor Brick, T/Perry.*

*Seconded by Supervisor May, T/Orangeville. All Aye. Carried.*

*There was a motion by Mr. Kehl, T/Attica, to combine resolutions #32 through #57. Supervisor Roberts, T/Genesee Falls requested that resolutions #41 through #47 be voted on separately as she would be abstaining from these. Supervisor Leuer, T/Middlebury requested that resolution #49 also be voted on separately. Hearing no objection to these requests, resolution titles only were read. These resolutions were voted on in the following order:*

- *Resolutions #32 through #40, resolution number #48 and resolution #50 through #57 were read first.*
- *Resolutions #41 through #47 were read next*
- *Resolution #49 was read after that.*



**RESOLUTION NO. 22-604**  
**(November 8, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 15-388 AMENDED**

**WHEREAS**, Resolution Number 15-388 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE COUNTY INSURANCE OFFICE,**” passed by this Board of Supervisors on October 13, 2015 and provides, in part, for the following contract:

- ***Health Now Brokerage Concepts***, 257 W Genesee St., Buffalo, NY 14202 to administer the Health Reimbursement Accounts effective January 1, 2016.
  - One time set-up \$500.00
  - Monthly Admin fee \$6.00/ee/month
  - Debit Card Logo-one time set-up \$.52/ee/card

Now therefore,

**BE IT RESOLVED**, That ***Resolution Number 15-388*** be hereby amended to provide a contract end date of ***March 31, 2023*** in accordance with the terms of the contract.

All else remains the same.

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain:**  
**#33**

**RESOLUTION NO. 22-605**  
**(November 8, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN**  
**2023 MEDICARE HEALTH INSURANCE RATES FOR RETIREES**

**BE IT RESOLVED**, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to sign Medicare PPO renewal rates for Retired County Employees for **2023** as follows:

***Univera Medicare PPO High Option***

❖ Single - \$481.66

***Univera Medicare PPO Low Option***

❖ Single - \$440.32

November 8, 2022

***Excellus Medicare PPO***

❖ Single - \$481.66

***MVP Medicare USA Care PPO-Buy Up Option***

❖ Single \$389.82

***MVP Medicare USA Care PPO-Standard Option***

❖ Single \$335.86

**Carried: XXX**

**Ayes: 1599**

**Noes:**

**Absent:**

**Abstain:**

**#34**

**RESOLUTION NO. 22-606**

**(November 8, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**2023 WORKERS' COMPENSATION COSTS APPROVED**

**BE IT RESOLVED**, That the cost of Workers' Compensation Insurance for the Participants covered by the Wyoming County Workers' Compensation Self-Insured Plan as based upon the 2023 budget of \$2,634,954 are as follows:

**TOWNS**

Arcade	33,872
Attica	31,842
Bennington	45,763
Castile	32,798
Covington	24,260
Eagle	31,823
Gainesville	33,145
Genesee Falls	22,427
Java	30,801
Middlebury	33,723
Orangeville	27,148
Perry	33,070
Pike	29,467
Sheldon	44,498
Warsaw	42,079
Wethersfield	32,979
Total	529,695

and be it

**FURTHER RESOLVED,** That the Clerk of this Board is hereby authorized and directed to apportion the total sum of such estimated costs of Workers' Compensation Insurance to each of the above-mentioned participants in these respective amounts and to levy the same against the taxable property of each respective municipality. Wyoming County Workers' Compensation Insurance estimated costs for participating County Departments, Villages, School Districts, and outside County Agencies are as follows:

**COUNTY**

County Government	320,293
County Highway Department	163,337
Wyoming Co. Community Hospital	686,751
Wyoming Co. Volunteer Fire Depts.	334,586
Total	1,504,967

**VILLAGES**

Arcade	95,321
Attica	67,822
Castile	10,766
Gainesville	40
Perry	88,813
Silver Springs	8,816
Warsaw	109,990
Wyoming	6,399
Total	387,967

**SCHOOL DISTRICTS**

Attica Central School	119,383
Perry Central School <i>tail claims prior 1/1/2017</i>	15,012
Pioneer Central School <i>tail claims prior 1/1/2016</i>	35,542
Warsaw Central School <i>tail claims prior 7/1/2003</i>	4,399
Wyoming Central School	21,625
Total	195,961

**OUTSIDE AGENCIES**

Community Action	11,918
Soil & Water Conservation	4,446
Total	16,364

**Carried: XXX**

**Ayes: 1599**

**Noes:**

**Absent:**

**Abstain:**

**#35**

November 8, 2022

**RESOLUTION NO. 22-607**  
**(November 8, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS WITH  
SOUND ACTUARIAL CONSULTING ON BEHALF OF COUNTY  
INSURANCE**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign various contracts with *Sound Actuarial Consulting*, 403 East Main Street, Port Jefferson, NY 11777 on behalf of County Insurance as follows:

- For actuarial services in an amount not to exceed twenty-five thousand five hundred dollars (\$25,500.00); effective January 1, 2022 through December 31, 2022. (*Munis #873*)
- For actuarial services in an amount not to exceed twenty-five thousand five hundred dollars (\$25,500.00); effective January 1, 2023 through December 31, 2023. (*Munis #874*)

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:**  
#36

**RESOLUTION NO. 22-608**  
**(November 8, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH CDW-G  
ON BEHALF OF INFORMATION TECHNOLOGY**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *CDW-G*, 75 Remittance Drive, Suite 1515, Chicago, IL 60675 on behalf of Information Technology. Said contract is for the annual renewal of ZIX Encryption Plus in an amount not to exceed five thousand forty dollars (\$5,040.00); effective November 3, 2022 through November 2, 2023. Contingent upon the availability of funds. (*Munis #878*)

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:**

Regular Session

**RESOLUTION NO. 22-609**  
**(November 8, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE  
AWARD WITH NEW YORK STATE DIVISION OF HOMELAND  
SECURITY AND EMERGENCY SERVICES ON BEHALF OF  
INFORMATION TECHNOLOGY**

**WHEREAS**, At the April 5, 2022 Finance Committee Meeting, approval was given authorizing the Chairman to sign a grant application with the *New York State Division of Homeland Security and Emergency Services* for funding to enhance and sustain cyber security in a minimum amount of fifty thousand dollars (\$50,000.00); now therefore

**BE IT RESOLVED**, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign a grant application and acceptance award with *New York State Division of Homeland Security and Emergency Services*, 1220 Washington Avenue, Albany, NY 12242 on behalf of Information Technology. Said funding to enhance and sustain cyber security posture and ensure IT systems are secure and protected from cyber threats in a minimum amount of fifty thousand dollars (\$50,000.00); effective October 1, 2022 through August 31, 2023. (*Munis #877*)

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain:**  
#38

**RESOLUTION NO. 22-610**  
**(November 8, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 22-143 AMENDED**

**WHEREAS**, Resolution Number 22-143 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF INFORMATION TECHNOLOGY,**” passed by this Board of Supervisors on March 8, 2022 and provides, in part, for the following contract:

- *iVergent*, 247 Cayuga Road, Suite 300, Cheektowaga, NY 14225 for renewal of Switchbox Titanium support and maintenance subscription in an amount not to exceed fourteen thousand dollars (\$14,000.00); effective March 11, 2022 through March 10, 2023.

Now therefore,

November 8, 2022

**BE IT RESOLVED**, That *Resolution Number 22-143* be hereby amended to correct the contract end date from March 10, 2023 to *March 10, 2026*. All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:**  
#39

**RESOLUTION NO. 22-611**  
**(November 8, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:  
**2022 TOWN BALANCES APPROVED**

**BE IT RESOLVED**, That the statement of the County Treasurer as to TOWN BALANCES is hereby accepted; and be it

**FURTHER RESOLVED**, That the Clerk of the Board is hereby directed to credit or charge the amounts stated to the 2023 Tax Rolls of the respective towns:

Town	Totals
Arcade	\$0
Attica	\$0
Bennington	\$0
Castile	\$0
Covington	\$0
Eagle	\$0
Gainesville	\$9,448.04
Genesee Falls	\$0
Java	\$0
Middlebury	\$0
Orangeville	\$0
Perry	\$0
Pike	\$0
Sheldon	\$0
Warsaw	\$0
Wethersfield	\$0
Total	\$9,448.04

Dated:  
November  
**Robin**  
**Wyoming**  
**Deputy**

1, 2022  
**LaWall**  
**County**

**Treasurer**

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:**  
#40

**RESOLUTION NO. 22-612**

Regular Session

**(November 8, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

### **RELEVY OF UNPAID SCHOOL AND VILLAGE TAXES**

**WHEREAS**, The Real Property Tax Law requires that all Wyoming County School Districts return their respective unpaid 2022-2023 school taxes to the County Treasurer for inclusion in the following year's town and county levy; and

**WHEREAS**, The Board of Supervisors entered into an agreement with the various villages within the county that, upon notification to the county, by the villages, within the time period as defined in the agreement, the unpaid mandatory village taxes without the inclusion of non-tax items such as user fees or other charges which are included in relieved tax bills submitted to the County to become part of the next town and county levy; now therefore

**BE IT RESOLVED**, That the County Board of Supervisors does hereby authorize all unpaid school taxes and unpaid village taxes be relieved against the various towns in the County of Wyoming immediately upon receipt by the County Treasurer's Office.

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain:**  
**#48**

### **RESOLUTION NO. 22-613** **(November 8, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

### **2023 EQUALIZATION TABLE PRESENTED AND TABLED**

**BE IT RESOLVED**, That the 2023 Equalization Table is hereby presented; and be it

**FURTHER RESOLVED**, That its adoption be tabled for at least one (1) day.

November 8, 2022

## 2023 EQUALIZATION TABLE

Advisory Equaliz Rates	TOWN	Taxable Assessed Value with Partial Exemptions Added	Full Value At State Rates	% of Co. Tax to be paid by Each Town	Taxable Assessed Value
96.00%	ARCADE	305,991,813	318,741,472	0.109138179	305,986,963
96.00%	ATTICA	223,723,093	233,044,889	0.079795373	223,711,493
100.00%	BENNINGTON	375,220,212	375,220,212	0.128476694	375,211,383
100.00%	CASTILE	350,231,178	350,231,178	0.119920363	350,205,128
100.00%	COVINGTON	93,884,960	93,884,960	0.032146534	93,884,460
100.00%	EAGLE	82,486,040	82,486,040	0.028243505	82,485,740
100.00%	GAINESVILLE	117,445,829	117,445,829	0.040213857	117,445,829
98.00%	GENESEE FALLS	34,085,509	34,781,132	0.011909179	34,083,709
100.00%	JAVA	189,615,805	189,615,805	0.064925105	189,614,305
100.00%	MIDDLEBURY	118,538,527	118,538,527	0.040588000	118,531,127
88.00%	ORANGEVILLE	110,968,017	126,100,019	0.043177081	110,968,017
98.00%	PERRY	235,111,781	239,909,981	0.082146005	235,094,081
93.00%	PIKE	61,460,624	66,086,692	0.022628311	61,460,624
97.00%	SHELDON	184,210,305	189,907,531	0.065024993	184,205,305
100.00%	WARSAW	310,673,008	310,673,008	0.106375509	310,671,508
85.00%	WETHERSFIELD	62,784,454	73,864,064	0.025291310	62,778,154
	<b>TOTALS</b>	<b>2,856,431,155</b>	<b>2,920,531,338</b>	<b>1.000000000</b>	<b>2,856,337,826</b>

FINANCE COMMITTEE

25-Oct-22

Bryan Kehl  
Daniel Leuer  
Brian Becker  
Jerry Davis  
Michael Roche

Ellen Grant  
James Brick  
Sandra King  
Susan May  
Ronald Jacoby

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #50**

### RESOLUTION NO. 22-614 (November 8, 2022)

By Mr. Kehl, Chairman of the Finance Committee:

#### DATE OF PUBLIC HEARING FOR THE CONSIDERATION OF THE 2023 TENTATIVE COUNTY BUDGET SET

**BE IT RESOLVED**, That a Public Hearing upon the Tentative Budget of the County for the fiscal year and calendar year 2023 will be held in the Supervisors' Chambers at the Wyoming County Government Center, 143 North Main Street, in the Village of Warsaw, NY 14569, on ***Tuesday, November 29, 2022 at 12:30 PM*** and that copies of that tentative County Budget will be available at the Public Hearing and ***after 4:00 P.M. on November 14, 2022***, in accordance with Section 354(2) of the County Law of this State, at the Office of the Clerk of the Board of Supervisors; and be it

**FURTHER RESOLVED**, That the Clerk of this Board is hereby directed to publish a notice of said public hearing in the official newspapers published in the County of Wyoming, in accordance with the provisions of Section 359 of the County Law of this State; and be it

**FURTHER RESOLVED**, That, with the approval of the Finance

Regular Session



Committee, the Rules of Procedure shall be suspended for that day only, to allow resolutions to be accepted until 10:00 A.M. on November 28, 2022.

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain:**  
#51

**RESOLUTION NO. 22-615**  
**(November 8, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**2023 RECYCLING FEES LEVIED**

**BE IT RESOLVED**, That the Clerk of this Board is hereby authorized and directed to levy fees on behalf of Towns and the County for the year 2023 as indicated in the amount of **\$2,982,977.91** (*two million nine hundred eighty-two thousand nine hundred seventy-seven dollars and ninety-one cents*) as indicated on the January Town and County tax bill and any other outstanding fees for services rendered:

<b>Municipality</b>	<b>Recycle</b>	<b>Unit</b>	<b>Cost per Unit</b>	<b>Total</b>
Bennington	Seasonal Garbage	30	\$ 141.43	\$ 4,242.90
	Year-Round Garbage	1,373	\$ 282.86	\$ 388,366.78
Castile	Seasonal Garbage	219	\$ 141.43	\$ 30,973.17
	Year-Round Garbage	1,228	\$ 282.86	\$ 347,352.08
Covington	Seasonal Garbage	0	\$ 141.43	\$ -
	Year-Round Garbage	440	\$ 282.86	\$ 124,458.40
Gainesville	Seasonal Garbage	18	\$ 141.43	\$ 2,545.74
	Year-Round Garbage	820	\$ 282.86	\$ 231,945.20
Genesee Falls	Seasonal Garbage	11	\$ 141.43	\$ 1,555.73
	Year-Round Garbage	190	\$ 282.86	\$ 53,743.40
Middlebury	Seasonal Garbage	8	\$ 141.43	\$ 1,131.44
	Year-Round Garbage	606	\$ 282.86	\$ 171,413.16
Orangeville	Seasonal Garbage	40	\$ 141.43	\$ 5,657.20
	Year-Round Garbage	505	\$ 282.86	\$ 142,844.30
Perry	Seasonal Garbage	12	\$ 141.43	\$ 1,697.16
	Year-Round Garbage	1,841	\$ 282.86	\$ 520,745.26
Pike	Seasonal Garbage	22	\$ 141.43	\$ 3,111.46
	Year-Round Garbage	416	\$ 282.86	\$ 117,669.76
Sheldon	Seasonal Garbage	11	\$ 141.43	\$ 1,555.73
	Year-Round Garbage	923	\$ 282.86	\$ 261,079.78
Warsaw	Seasonal Garbage	12	\$ 141.43	\$ 1,697.16
	Year-Round Garbage	1,871	\$ 282.86	\$ 529,231.06
Wethersfield	Seasonal Garbage	56	\$ 141.43	\$ 7,920.08
	Year-Round Garbage	336	\$ 282.86	\$ 95,040.96
	Town Subsidy			\$ (63,000.00)

**\$ 2,982,977.91** levy to the towns

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain:**  
#52

November 8, 2022

**RESOLUTION NO. 22-616  
(November 8, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**JANIS COOK REAPPOINTED COUNTY AUDITOR**

**BE IT RESOLVED**, That *Janis Cook*, 3459 Truesdell Road, Warsaw, NY 14569 is hereby reappointed County Auditor for a one (1) year term; effective January 1, 2023 through December 31, 2023.

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain:**  
**#53**

**RESOLUTION NO. 22-617  
(November 8, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**WYOMING COUNTY PURCHASING POLICY AMENDMENTS  
ADOPTED**

**BE IT RESOLVED**, That this Board of Supervisors does hereby approve and adopt the amendments to the *Purchasing Policy for the County of Wyoming* as presented to this Board for all County departments, except the Wyoming County Community Hospital which shall maintain their own procedures; and be it

**FURTHER RESOLVED**, That all County departments shall be responsible for the implementation and adherence to the Wyoming County Purchasing Policy linked hereto; effective immediately.

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain:**  
**#54**

**RESOLUTION NO. 22-618  
(November 8, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**SEMI-ANNUAL MORTGAGE TAX REPORT**

Mr. Kehl, Chairman of the Finance Committee, presented the **SEMI-ANNUAL MORTGAGE TAX REPORT** for the period of April 1, 2022 through September 30, 2022 and moved that the Clerk draw warrants on the

County Treasurer for the various amounts therein.

**To: Robin LaWall, Deputy County Treasurer of Wyoming County, NY**

In accordance with Section 261 of the Tax Law, you are hereby authorized and directed to distribute Mortgage Tax Receipts amounting to **\$530,146.01** to the several tax districts of Wyoming County, in accordance with the report filed with the Clerk of the Board of Supervisors, as follows:

TAX DISTRICTS	MORTGAGE TAX DISTRIBUTED	VILLAGE	TOWN
Arcade	\$70,143.16	\$14,150.32	\$55,992.84
Attica	\$29,541.39	\$5,566.91	\$23,974.48
Bennington	\$35,313.95		\$35,313.95
Castile	\$35,367.54	\$2,077.22	\$31,488.38
Perry Village		\$1,801.94	
Covington	\$15,593.71		\$15,593.71
Eagle	\$11,901.68		\$11,901.68
Gainesville	\$108,191.50	\$3,519.32	\$93,821.62
Silver Springs Village		\$10,850.56	
Genesee Falls	\$3,483.53		\$3,483.53
Java	\$21,378.34		\$21,378.34
Middlebury	\$10,427.88	\$899.44	\$9,528.44
Orangeville	\$27,761.39		\$27,761.39
Perry	\$37,546.27	\$7,636.56	\$29,909.71
Pike	\$37,377.07		\$37,377.07
Sheldon	\$23,047.67		\$23,047.67
Warsaw	\$57,572.98	\$16,634.94	\$40,938.04
Wethersfield	\$5,497.95		\$5,497.95
Total:		<b>\$63,137.21</b>	<b>\$467,008.80</b>
<b>Grand Totals:</b>	<b>\$530,146.01</b>		

Let This Be Your Warrant for Such Payment: **\$530,146.01, IN WITNESS WHEREOF**, I have hereunto set my hand and seal of the Board of Supervisors this 8<sup>th</sup> day of October 2022.

**s/Cheryl J. Ketchum,  
Clerk to the Board**

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #55**

**RESOLUTION NO. 22-619  
(November 8, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**SALARY SCHEDULES “S”, “D” AND “I” APPROVED**

November 8, 2022

**BE IT RESOLVED**, That the Wyoming County Salary Plan which became effective January 1, 1967, as amended, are hereby amended as follows:

- **Salary Schedule “S”**, as linked hereto, shall reflect the following increases:
  - Commencing January 1, 2023, eligible employees in the job titles covered thereby shall be paid the basic salary in accordance with these wage and salary schedules.
- **Salary Schedule “D”**, as linked hereto, shall reflect the following increases:
  - Commencing January 1, 2023, eligible employees in the job titles covered thereby shall be paid the basic salary in accordance with these wage and salary schedules.
- **Salary Schedule “I”**, as linked hereto, shall reflect the following increases:
  - Commencing January 1, 2023, eligible employees in the job titles covered thereby shall be paid the basic salary in accordance with these wage and salary schedules.

And be it

**FURTHER RESOLVED**, That the salary of any position vacated shall be open for review by the appropriate committee.

**Carried:** XXX

**Ayes:** 1599

**Noes:**

**Absent:**

**Abstain:**  
***Local Law***  
**#56**

**RESOLUTION NO. 22-620**  
**(November 8, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**SET PUBLIC HEARING ~ INTRODUCTORY LOCAL LAW NO. D**  
**YEAR 2022**

**WHEREAS**, There has been duly presented and introduced at a meeting of this Board of Supervisors of Wyoming County on this 8<sup>th</sup> day of November 2022, a proposed local law entitled, “Local Law Introductory No. D, Year 2022, “*A Local Law Providing Salaries for Certain County Officers for the Year 2023,*” and

**WHEREAS**, Subdivision 5, Section 20 of the Municipal Home Rule Law requires a public hearing to be held on such local law; now therefore

**BE IT RESOLVED**, That a Public Hearing will be held on the said

Regular Session

proposed Local Law by this Wyoming County Board of Supervisors on the **13<sup>th</sup> day of December, 2022 at 2:30 PM in the Supervisors' Chambers, 2<sup>nd</sup> Floor of the Wyoming County Government Center, 143 North Main Street, Warsaw, New York.**

### **INTRODUCTORY LOCAL LAW NO. D - YEAR 2022**

A Local Law entitled ***"Providing Salaries for Certain County Officers for the Year 2023"***

**BE IT ENACTED** by the Board of Supervisors of the County of Wyoming as follows:

Section 1. Effective as hereafter provided, the annual salary for the **County Clerk** shall be increased by **\$7,960.00** for a new annual salary of **\$84,050.00**.

Section 2. Effective as hereafter provided, the annual salary for the **County Treasurer** shall be increased by **\$2,050.00** for a new annual salary of **\$84,050.00**.

Section 3. Effective as hereafter provided, the annual salary for the four (4) positions of **County Coroner** shall be as follows:

- \$100.00/case for Hospice or Comfort Care Home cases, plus mileage
- \$150.00/case for all other community cases, plus mileage
- \$200.00/case for Correctional cases, plus mileage

Section 4. Effective as hereafter provided, the hourly wage for the **Commissioner of Elections (R)** shall be increased by **\$.40 per hour** for an annual salary equivalent of **\$17,187.00**.

Section 5. Effective as hereafter provided, the hourly wage for the **Commissioner of Elections (D)** shall be increased by **\$.40 per hour** for an annual salary equivalent of **\$17,187.00**.

Section 6. Effective as hereafter provided, the annual salary for the **County Attorney** shall be increased by **\$1,621.00** for a new annual salary of **\$66,441.00**.

Section 7. Effective as hereafter provided, the annual salary for the **Superintendent of County Highways** shall be increased by **\$2,175.00** for a new annual salary of **\$89,175.00**.

Section 8. Effective as hereafter provided, the annual salary for the **Commissioner of Public Health** shall be increased by **\$2,151.00** for a new annual salary of **\$88,202.00**.

Section 9. Effective as hereafter provided, the annual salary for the **Director of Real Property Tax Services** shall be increased by **\$2,050.00** for a new annual

salary of **\$84,050.00**.

Section 10. Effective as hereafter provided, the annual salary for the **Commissioner of Social Services** shall be increased by **\$1,950.00** for a new annual salary of **\$79,968.00**.

Section 11. Effective as hereafter provided, the annual salary for the **Director of Veteran Services** shall be increased by **\$1,101.00** for a new annual salary of **\$45,151.00**.

Section 12. All salaries set forth in Sections 1 through 11 above shall be for the year 2023; effective as of January 01, 2023.

Section 13. This Local Law shall take effect forty-five (45) days from the date of adoption by the Board of Supervisors unless a petition is filed in accordance with Municipal Home Rule Law Section 24.

Section 14. This Local Law is subject to permissive referendum.

DATED at Warsaw, New York  
November 08, 2022 (Introduced)  
Cheryl J. Ketchum, <sup>CMC</sup>  
Clerk to the Board

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:**  
#57

**RESOLUTION NO. 22-621**  
**(November 8, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**POSITION(S) APPROVED**

**BE IT RESOLVED**, That the following positions are hereby created, amended, extended modified, reassigned, abolished and/or reclassified in the following Wyoming County Departments:

**ABOLISHED:**

***Information Technology***

- One (1) position of ***Information Systems Specialist*** (1.00 FTE) (position code 004.310) and remove from Salary Schedule S (current salary \$51,465.00/year); effective November 8, 2022.

***Public Health Dept***

- One (1) position of ***Keyboard Specialist*** (1.00 FTE) (position code 052.337), CSEA Schedule A, Grade 2 (\$16.70/hr. - \$18.22/hr.).

**CREATED:*****Information Technology***

- One (1) position of ***Network Administrator*** (1.00 FTE) and place on Salary Schedule S at an annual salary of \$55,000.00; position available date is November 8, 2022.

***County Records Management***

- One (1) position of ***Principal Clerk*** (1.00 FTE) CSEA Schedule Addendum A, Grade 8, hourly rate of \$22.22 (salary equivalent of \$40,440.00) to promote R. Hollister; effective January 1, 2023.

***Public Health Dept***

- One (1) position of ***Sr. Account Clerk*** (1.00 FTE), CSEA Schedule A, Grade 6 (\$18.37/hr. - \$20.48/hr.); effective November 14, 2022.
- One (1) position of ***RN (Jail Medical)*** (1.00 FTE) (working 40 hours per week); effective January 1, 2023. 2023 CSEA Schedule A, Grade 20, \$33.36 - \$41.55/hour.
- One (1) position of ***Public Health Nurse II*** (1.00 FTE) (working 40 hours per week); effective January 1, 2023. 2023 CSEA Schedule A, Grade 20A, \$31.75 - \$36.76/hour.
- One (1) position of ***RN (Public Health)*** (1.00 FTE) (working 40 hours per week); effective January 1, 2023. CSEA Schedule A, Grade 20B, \$28.03 - \$34.85/hour.

**Carried: XXX****Ayes: 1599****Noes:****Absent:****Abstain:****#41**

**RESOLUTION NO. 22-622**  
**(November 8, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 20-542 AMENDED**

**WHEREAS**, Resolution Number 20-542 entitled, “**CHAIRMAN AUTHORIZED TO AWARD BINDS AND SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM,**” passed by this Board of Supervisors on December 8, 2020 and provides, in part, for the following contracts:

- **GENERAL TRADES:**
  - ***Whitney East, Inc.,*** 1504 Scottsville Road, Rochester, NY 14623 in an amount not to exceed seven hundred ninety-four thousand

November 8, 2022

one hundred dollars (\$794,100.00); effective January 1, 2021 through January 1, 2022.

- **PLUMBING AND FIRE PROTECTION TRADES:**

- ***Willett Builders, Inc.***, 180 Genesee Street, Corfu, NY 14036 in an amount not to exceed one hundred twenty-three thousand dollars (\$123,000.00); effective January 1, 2021 through January 1, 2022.

Now therefore,

**BE IT RESOLVED**, That ***Resolution Number 20-542*** be hereby amended so both contract end dates reflect ***through completion of project***. All else remains the same.

**Carried: XXX Ayes: 1580 Noes: Absent: Abstain: 19 (Genesee Falls)**  
**#42**

**RESOLUTION NO. 22-623**  
**(November 8, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**HOSPITAL ADMINISTRATOR AUTHORIZED TO SIGN AN  
EMPLOYMENT AGREEMENT ~ SALARY SCHEDULE “P” WITH  
CAROLYN WAGNER, PA ON BEHALF OF THE WYOMING COUNTY  
COMMUNITY HEALTH SYSTEM**

**BE IT RESOLVED**, In accordance with Resolution Number 11-209 passed by the Wyoming County Board of Supervisors, on June 14, 2011 entitled, **“AMENDING RESOLUTION 91-159, AUTHORITY OF THE BOARD OF MANAGERS OF THE HOSPITAL,”** the Hospital Administrator of the hospital, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney and/or Costello Cooney Fearon, PLLC, legal counsel, is hereby authorized and directed to sign an Employment Agreement – Salary Schedule “P” with ***Carolyn Wagner, PA***, 24 Vincent Drive, Pittsford, NY 14534 on behalf of the Wyoming County Community Health System. Said contract to provide physician assistant services at the hospital’s orthopedic clinic in an amount not to exceed one hundred twenty-seven thousand dollars (\$127,000.00); effective February 1, 2023. Contingent upon the availability of funds.

**Carried: XXX Ayes: 1580 Noes: Absent: Abstain: 19 (Genesee Falls)**  
**#43**

**RESOLUTION NO. 22-624**  
**(November 8, 2022)**



By Mr. Kehl, Chairman of the Finance Committee:

## RESOLUTION NUMBER 19-038 AMENDED

**WHEREAS**, Resolution Number 19-038 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH WESTERN NEW YORK PHYSICIANS, PLLC ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM,**” was passed by this Board of Supervisors on January 8, 2019 to provide hospitalist services in an amount not to exceed one million one thousand three hundred forty-three dollars (\$1,001,343.00) per year; effective January 1, 2019 through December 31, 2022; and

**WHEREAS**, That Resolution Number 19-038 was previously amended by the Board of Supervisors on February 11, 2020 by *Resolution Number 20-101 to increase mid-level hours for hospitalist program and increase total compensation for services* to an amount not to exceed *one million seventy-two thousand six hundred ninety-two dollars (\$1,072,692.00)* per year; effective *April 1, 2020 through December 31, 2022*; and

**WHEREAS**, That Resolution Number 19-038, as previously amended by Resolution Number 20-101, was further amended by this Board of Supervisors on March 10, 2020 by *Resolution Number 20-141* to add *nurse practitioner services* related to the Bayoumi Clinic and increase total compensation for services to an amount not to exceed *one million ninety-two thousand eight hundred fifty-two dollars (\$1,092,852.00)* per year, effective *March 1, 2020 through December 31, 2022*; and

**WHEREAS**, That Resolution Number 19-038 as previously amended by Resolution Number 20-101 and Resolution Number 20-141 was further amended by this Board of Supervisors on January 12, 2021 by *Resolution Number 21-037 to add hospitalist nurse practitioner services for twenty-eight (28) hours of additional weekly coverage to assist with COVID-19 surge in an amount not to exceed fifteen thousand four hundred dollars (\$15,400.00); effective December 27, 2020 through March 6, 2021*; now therefore

**BE IT RESOLVED**, That *Resolution Number 19-038* as previously amended by *Resolution Number 20-101, Resolution Number 20-141 and Resolution Number 21-037* be hereby further amended to extend the term of the contract from March 1, 2020 through December 31, 2022 to *January 1, 2023 through February 28, 2023* while a new contract is being negotiated. All else remains the same.

**Carried: XXX Ayes: 1580 Noes: Absent: Abstain: 19 (Genesee Falls)**

**#44**

**RESOLUTION NO. 22-625  
(November 8, 2022)**

November 8, 2022

By Mr. Kehl, Chairman of the Finance Committee:

### RESOLUTION NUMBER 17-199 AMENDED

**WHEREAS**, Resolution Number 17-199 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**”, was passed by this Board of Supervisors on April 11, 2017 and provides, in part, for the following contract:

- **University Emergency Medical Services, Inc. (UEMS)**, 100 High Street, Buffalo, NY 14202
  - To provide emergency medical services (including malpractice insurance) to the WCCHS Emergency Department. Services to include 24/7 Physician coverage, 12/7 Physician Assistant or Nurse Practitioner coverage for Fast Track program, plus ER medical director services. Compensation to UB/MD includes providing UB/MD the right to bill and maintain professional portion of ER services billing plus an amount not to exceed one million one hundred thousand dollars (\$1,100,000.00) annually. In addition to normal service requirements, contract will include requirements for ER providers achievement of Hospital Consumer Assessment of Healthcare Providers and Systems (HCAHPS) scores above an agreed upon level; effective July 1, 2017 through June 30, 2020.

And

**WHEREAS**, That Resolution Number 17-199 was previously amended by this Board of Supervisor on May 12, 2020 by **Resolution Number 20-239** to extend the term of the existing contract from July 1, 2017 through June 30, 2020 to **July 1, 2017 through December 31, 2020**; and

**WHEREAS**, That Resolution Number 17-199 as previously amended by Resolution Number 20-239 was further amended by this Board of Supervisors on August 11, 2020 by **Resolution Number 20-338** as follows:

- Change the contracting party address to 77 Goodell Street, Suite 340, Buffalo, NY 14203.
- Extend the term of the existing contract from July 1, 2017 through December 31, 2020 to **July 1, 2017 through December 31, 2022**.

Now therefore,

**BE IT RESOLVED**, That **Resolution Number 17-199** as previously amended by **Resolution Number 20-239** and **Resolution Number 20-338** be hereby further amended to extend the term of the existing contract from July 1, 2017 through December 31, 2022 to January 1, 2023 through December 31, 2023. All else remains the same.

**Carried: XXX Ayes: 1580 Noes: Absent: Abstain: 19 (Genesee Falls)**

Regular Session

**RESOLUTION NO. 22-626**  
**(November 8, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 22-250 AMENDED**

**WHEREAS**, Resolution Number 22-250 entitled, “**HOSPITAL ADMINISTRATOR (OR APPOINTED DESIGNEE) AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**”, was passed by this Board of Supervisors on April 12, 2022 and provides for various contracts, in part, as follows:

- *Weatherby Locums, Inc.*, 6451 N. Federal Highway, Suite 800, Ft. Lauderdale, FL 33308 for physician locum tenens coverage in an amount not to exceed two hundred thousand dollars (\$200,000.00); effective March 2, 2022 through March 21, 2023.

Now therefore,

**BE IT RESOLVED**, That *Resolution Number 22-250* be hereby amended to increase the amount of the contract from two hundred thousand dollars (\$200,000.00) *to an amount not to exceed two hundred sixty thousand dollars (\$260,000.00)*. All else remains the same.

**Carried: XXX Ayes: 1580 Noes: Absent: Abstain: 19** (Genesee Falls)  
#46

**RESOLUTION NO. 22-627**  
**(November 8, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**HOSPITAL ADMINISTRATOR AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**

**BE IT RESOLVED**, In accordance with Resolution Number 11-209 passed by the Wyoming County Board of Supervisors, on June 14, 2011 entitled, “**AMENDING RESOLUTION 91-159, AUTHORITY OF THE BOARD OF MANAGERS OF THE HOSPITAL**,” the Hospital Administrator, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney and/or Costello Cooney Fearon, PLLC, legal counsel, is hereby authorized and directed to sign the following contracts on

November 8, 2022

behalf of the Wyoming County Community Health System:

- ***Assured Imaging***, 7717 N Hartman Lane, Tucson, AZ 85743 to purchase of 3-D mammography unit in an amount not to exceed two hundred eighty-five thousand dollars (\$285,000.00); effective September 22, 2022 through October 22, 2022.
- ***Cross Country Healthcare Services***, 6551 Park of Commerce Boulevard, Boca Raton, FL 33487 to provide agency staffing in an amount not to exceed three hundred thousand dollars (\$300,000.00) per year; effective November 1, 2022 through October 31, 2024.
- ***Net Health Systems, Inc.***, 40 24<sup>th</sup> Street, Pittsburgh, PA 15222 for outpatient rehabilitation (PT/OT/ST) software subscription in an amount not to exceed twenty-six thousand four hundred dollars (\$26,400.00) per year; effective November 30, 2022 through October 31, 2025.
- ***Hemant Kalia, MD***, 38 Delancey Court, Pittsford, NY 14534 to provide interventional pain medicine services in an amount not to exceed seventy-five thousand dollars (\$75,000.00) per year; effective January 1, 2023 through December 31, 2023.
- ***Catholic Health System***, 144 Genesee Street, Buffalo, NY 14203 to provide information technology software and equipment necessary for the operation of certain radiology services in an amount not to exceed one hundred thousand dollars (\$100,000.00) per year; effective September 13, 2022 through September 12, 2025.
- ***Niagara Frontier Radiologic Associates, P.C.***, 5300 Military Road, Lewiston, NY 14092 to provide radiology services at no cost to WCCHS; effective on or about January 1, 2023 through December 31, 2026.

Contingent upon the availability of funds.

**Carried:** XXX **Ayes:** 1580 **Noes:** **Absent:** **Abstain:** 19 (Genesee Falls)

**#47**

**RESOLUTION NO. 22-628  
(November 8, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**SALARY SCHEDULES “C”, “P” AND “S” AMENDED**

**BE IT RESOLVED**, That the Wyoming County Salary Plan which became effective January 01, 1967, as amended, is hereby amended as follows:

**Salary Schedule “C”:**

Regular Session

### ***Wyoming County Community Hospital***

- Set the salary for the nine (9) positions of ***RN Supervisor SNF*** (per diem) (position codes 02.155.567, 02.156.567, 02.157.567, 02.158.567, 02.159.567, 02.163.567, 02.164.567, 02.167.567, 02.168.567) under NURSING FACILITY ADMINISTRATION at \$240.00 per four (4) hour shift, effective November 1, 2022.
- Abolish one (1) position of ***Program Director*** (1.00 FTE) (position code 02.152.513) under ADULT DAY CARE (SNF); effective October 16, 2022.
- Abolish one (1) position of ***Quality Assurance Specialist/Infection Prevention*** (1.00 FTE) (position code 02.166.557) under ACUTE QUALITY; effective October 29, 2022.
- Create one (1) position ***Director of Education/Infection Prevention*** (1.00 FTE) (position code TBD) under ACUTE QUALITY and set the salary at \$87,000.00 per year; position available date October 25, 2022.

### **Salary Schedule “P”:**

#### ***Wyoming County Community Hospital***

- Change the FTE for the position of ***Physician Assistant Orthopaedic Clinic*** (position Code 17.127.067) under ORTHOPAEDIC CLINIC from 1.00 FTE to 0.80 FTE and set the salary at \$127,000.00 per year; effective November 8, 2022.

### **Salary Schedule “S”:**

#### ***Information Technology***

- To set the annual salary of the ***Network Administrator*** (1.00 FTE) (position code 015.496) at an annual salary of \$55,000.00; position available date is November 8, 2022.

#### ***Human Resource***

- Set the hourly wage for the position of ***Human Resource Assistant*** (position code 035.434) to \$17.00 per hour; effective June 13, 2022.

#### ***Board of Elections***

- Remove the 2021 Lump Sum of \$350.06 from salary of ***Deputy Commissioner (R)*** (position code 004.502) due to salary limit of retirement status.

#### ***District Attorney***

- Amend the schedule for the position of ***Crime Victims Program Coordinator*** so that the salary schedule matches the approved OVS Grant budget salary to be set in the amount \$54,185.00, with corresponding fringes; effective as of October 1, 2022.
  - OVS is paid out of the 1169 budget and this amount is budgeted for 2023

**Carried: XXX Ayes: 1580 Noes: Absent: Abstain: 19 (Genesee Falls)**

November 8, 2022

**RESOLUTION NO. 22-629**  
**(November 8, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**SET PUBLIC HEARING ~ INTRODUCTORY LOCAL LAW NO. E**  
**YEAR 2022**

**WHEREAS**, There has been duly presented and introduced at a meeting of this Board of Supervisors of Wyoming County on this 8<sup>th</sup> day of November, 2022, a proposed local law entitled, Local Law Introductory No. E Year 2022, *“A Local Law to Override the Tax Levy Limit Established in General Municipal Law 3-C for Fiscal Year 2023”*; and

**WHEREAS**, Subdivision 5, Section 20 of the Municipal Home Rule Law requires a public hearing to be held on such local law; now therefore

**BE IT RESOLVED**, That a Public Hearing will be held on the said proposed Local Law by this Wyoming County Board of Supervisors on the *29<sup>th</sup> day of November, 2022 at 12:30 PM in the Supervisors’ Chambers, 2<sup>nd</sup> Floor of the Wyoming County Government Center*, 143 North Main Street, Warsaw, New York.

**INTRODUCTORY LOCAL LAW NO. E - YEAR 2022**  
*A Local Law to Override the Tax Levy Limit Established in General Municipal Law 3-C for Fiscal Year 2023*

**Section 1. Legislative Intent**

Due to the continued financial obligations compelled by the State of New York upon the County of Wyoming in the form of mandated governmental services that are not fully funded by the State, the County, in addition to providing said services, also must provide other important services to our citizens.

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the County of Wyoming pursuant to General Municipal Law §3-c, and to allow the County of Wyoming to adopt a budget for the fiscal year 2023 that requires a real property tax levy in excess of the “tax levy limit” as defined, and to allow the County of Wyoming to adopt a budget for the fiscal year 2023 that requires a real property tax levy in excess of the “tax levy limit” contained in General Municipal Law §3-c.

**Section 2. Authority**

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes the county legislature to override the tax levy limit by

the adoption of a local law approved by vote of sixty percent (60%) of the county legislature.

### **Section 3. Tax Levy Limit Override**

The Wyoming County Board of Supervisors, is hereby authorized to adopt a budget for the fiscal year 2023 that requires a real property tax levy in excess of the amount otherwise proscribed in General Municipal Law, §3-c.

### **Section 4. Severability**

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its separation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

### **Section 5. Effective Date**

This local law shall take effect immediately upon filing with the Secretary of State.

DATED at Warsaw, New York

November 8, 2022 (Introduced)

Cheryl J. Ketchum, <sup>CMC</sup>

Clerk to the Board

**Carried: XXX Ayes: 1537 Noes: 62 (Middlebury) Absent: Abstain:**

*Supervisor Kehl, T/Attica spoke in favor of Mr. Kosmerl's reappointment.*

*Supervisor Roberts, T/Genesee Falls indicated she would be abstaining from this vote.*

***Non-Consent***  
**#58**

## **RESOLUTION NO. 22-630** **(November 8, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

### **RICH KOSMERL REAPPOINTED TO THE WYOMING COUNTY COMMUNITY HOSPITAL BOARD OF MANAGERS**

**BE IT RESOLVED**, That *Rich Kosmerl*, 52 Mount View Drive, Arcade, NY 14009 be hereby reappointed as a Member to the Wyoming County

November 8, 2022

Community Hospital Board of Managers; effective January 1, 2023 through December 31, 2027.

**Carried:** XXX **Ayes:** 954 **Noes:** 172 (Arcade) **Absent:** **Abstain:** 19 (Genesee Falls)  
123 (Castile)  
51 (Eagle)  
93 (Gainesville)  
187 (Perry)  
626 Total

*Chairwoman Ryan, T/Warsaw reminded everyone to vote!*

**This month's featured Veteran/Veteran family-owned business ~**

- **For the Love of Flour, 5 North Main Street, Perry, NY**
  - *Offering homemade cupcakes, custom cakes, cookies, chocolate products and more...*

*Chairwoman Ryan said that there is a cake from "For the Love of Flour" for everyone to enjoy in celebration of the Marine Corps 247<sup>th</sup> birthday on November 10<sup>th</sup>.*

*There being no further business to come before this Board, Senior Supervisor Berwanger, T/Arcade, adjourned the meeting at 3:35 PM with a rap on his desk.*

\*\*\*\*\*

Respectfully submitted,

*Cheryl J. Ketchum*

Cheryl J. Ketchum, <sup>CMC</sup>

Clerk to the Board



**SPECIAL SESSION  
(November 29, 2022)**

**Tuesday  
12:30 PM**

A SPECIAL session of the Wyoming County Board of Supervisors was held at the Wyoming County Government Center in the Board of Supervisors' Chambers located at 143 North Main Street, Warsaw, New York with all Supervisors present except Supervisors King, T/Pike and Jacoby, T/Wethersfield. Also present were Budget Officer Cook and Clerk to the Board of Supervisors, Cheryl Ketchum.

County employees B. Sikes, K. Simkins, M. Adamczak, R. LaWall, M. Wright, S. Hendrickson, C. Hurlburt and D. Nikiel also attend the meeting. Wyoming County resident P. Ulm was also in attendance and former Treasurer, C. Mayer participated via zoon.

Members of the public were also able to observe the meeting via BOS YouTube Channel through the following link: <http://www.wyomingco.net/149/Board-of-Supervisors>.

**Call to Order ~**

At 12:35 PM Chairwoman Ryan, T/Warsaw, called the meeting to order.

The Pledge of Allegiance for this special board meeting was led by Deputy Budget Officer Deanna Nikiel.

*The pledge was said by all.*

**Open Public Hearings ~**

- Local Law Introductory No. E Year 2022, entitled ***“A Local Law to Override the Tax Levy Limit Established in General Municipal Law 3-C for Fiscal Year 2023”***
- *Consideration of Wyoming County Tentative Budget for the Year 2023*

**Budget Message ~**

- *By Budget Officer J. Cook*

**Public Comment ~**

*Chairwoman Ryan, T/Warsaw asked Clerk Ketchum if there were any written requests to speak. Clerk Ketchum said there was one request by Chery Mayer.*

November 29, 2022

- Cheryl Mayer, former Wyo. Co. Treasurer, via zoom, expressed her concerns regarding the direction of the financial status of the hospital is headed. At this rate of fund balance use, the balance will be depleted within a couple of year. She said the County was never designed to operate an enterprise funds, such as a hospital. Why do we keep investing in businesses such as acquiring hospital clinics? She advised that we need to take a serious look at selling it.

### **Close Public Hearings ~**

*Motion to close the Public Hearing was made by Supervisor McCormick T/Java. Seconded by Supervisor May, T/Orangeville. All Aye. Carried.*

*Prior to voting on Res. #1, Supervisor Leuer, T/Middlebury indicated he would be voting no to override the tax cap.*

*Supervisor Berwanger, T/Arcade offered that originally, he would have voted no on overriding the tax cap but understands the extenuating circumstances of the hospital. The Town of Arcade had two extraordinary issues that demanded the need to override the tax cap; the need to hire a fulltime EMT and taking over the responsibility of a cemetery. Trying to be consistent, I will be voting to override the tax cap.*

*Supervisor Gozelski, T/Castile said he would have voted no, but because the Town of Castile also had to override their tax cap, he will be voting yes on this.*

***Non-Consent  
60% Majority  
Local Law  
#1***

### **RESOLUTION NO. 22-631 (November 29, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

### **LOCAL LAW NO. 3 (INTRODUCTORY E, YEAR 2022) ~ YEAR 2022, “A Local Law to Override the Tax Levy Limit Established in General Municipal Law 3-C for Fiscal Year 2023” ADOPTED**

**WHEREAS**, There was duly presented and introduced at a meeting of this Board, held on the 8<sup>th</sup> day of November, 2022, a proposed local law of the County, designated as Local Law Introductory No. E, for the year 2022, entitled, **“A Local Law to Override the Tax Levy Limit Established in General Municipal Law 3-C for Fiscal Year 2023”**; and

**WHEREAS**, In accordance with the provisions of Resolution Number 22-629 there was a public hearing held by this Board of Supervisors on this 8<sup>th</sup> day of November, 2022, at 12:30 PM, after due notices of said hearing having been posted and published according to the law and said resolution; and

**WHEREAS**, After holding said public hearing, and the said local law having laid on the desks of the members of this Board of Supervisors at least seven (7) days prior to the final adoption, a majority of this Committee agreed to recommend the enactment and passage of the above- mentioned local law, designated as herein above set forth; now therefore

**BE IT ENACTED**, That Local Law 3, Year 2022, County of Wyoming, New York, as presented to this Board on the 8<sup>th</sup> day of November 2022, is hereby adopted, in its original form, as follows:

### **LOCAL LAW NO. 3 - YEAR 2022**

#### ***A Local Law to Override the Tax Levy Limit Established in General Municipal Law 3-C for Fiscal Year 2023***

#### **Section 1. Legislative Intent**

Due to the continued financial obligations compelled by the State of New York upon the County of Wyoming in the form of mandated governmental services that are not fully funded by the State, the County, in addition to providing said services, also must provide other important services to our citizens.

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the County of Wyoming pursuant to General Municipal Law §3-c, and to allow the County of Wyoming to adopt a budget for the fiscal year 2023 that requires a real property tax levy in excess of the “tax levy limit” as defined, and to allow the County of Wyoming to adopt a budget for the fiscal year 2023 that requires a real property tax levy in excess of the “tax levy limit” contained in General Municipal Law §3-c.

#### **Section 2. Authority**

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes the county legislature to override the tax levy limit by the adoption of a local law approved by vote of sixty percent (60%) of the county legislature.

#### **Section 3. Tax Levy Limit Override**

The Wyoming County Board of Supervisors, is hereby authorized to adopt a budget for the fiscal year 2023 that requires a real property tax levy in excess of the amount otherwise proscribed in General Municipal Law, §3-c.

#### **Section 4. Severability**

November 29, 2022

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its separation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

### **Section 5. Effective Date**

This local law shall take effect immediately upon filing with the Secretary of State.

DATED at Warsaw, New York  
November 8, 2022 (Introduced)  
November 29, 2022 (Adopted)  
Cheryl J. Ketchum, <sup>CMC</sup>  
Clerk to the Board

**Carried: XXX Ayes: 1451 Noes: 62 (Middlebury) Absent: 48 (Pike) Abstain:**  
**38 (Wethersfield)**  
**86 Total**

*Supervisor Berwanger, T/Arcade offered that he will be voting for the budget and said people need to understand the financial circumstances the hospital has encounter in the last couple of years. Many people in the County are impacted by the hospital and its future needs to be seriously discussed in the coming year....*

*Supervisor Leuer, T/Middlebury said he would be voting no on the budget and feels the comments made by C. Mayer were spot on and accurate. He also stated that this budget in the years to come is unsustainable and the County cannot continue to subsidize the hospital to the extent that it has been.*

**#2**

### **RESOLUTION NO. 22-632 (November 29, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

### **TENTATIVE 2023 BUDGET FOR WYOMING COUNTY ADOPTED**

**BE IT RESOLVED,** That the tentative budget for the year 2023, as

filed with the Clerk of this Board, is hereby adopted as the county budget for the year 2023, which requires the raising by tax levy in the amount of ***twenty-six million eight hundred ten thousand two hundred thirty-seven dollars (\$26,810,237.00)***; and be it

**FURTHER RESOLVED**, That the said sum of ***twenty-six million eight hundred ten thousand two hundred thirty-seven dollars (\$26,810,237.00)*** be hereby levied against the taxable property within the County, as equalized by this Board, and the Chairman and/or Clerk of the Board is hereby directed to apportion and spread said sum against the properties within the County, which are subject to taxation; and be it

**FURTHER RESOLVED**, That the several amounts specified in such budget in the column entitled “ADOPTED”, and the totals for the several objects set forth below, be appropriated for such objects; effective January 1, 2023.

**Carried: XXX Ayes: 1451 Noes: 62 (Middlebury) Absent: 48 (Pike) Abstain:**  
38 (Wethersfield)  
 86 Total

*Chairwoman Ryan, reserving her comments to the end, offered...*

*We, the Board, Department Heads and the Budget Office have struggled this past year to keep the budget increase as low as possible while still providing the services our residents deserve. Ideally, we all would have liked to keep the rate level or below, but the County has not been spared the huge increases in the cost of materials, supplies and services seen in the private sector.*

*Some of the reasons we treasure our life in Wyoming County such as the well-being and safety for our families, the beautiful open spaces, and our steadfast farming community also present financial challenges unique to our county.*

*Unfortunately, we do not have the revenue base enjoyed by our surrounding counties who have large retail businesses, car dealerships, more industrial facilities and larger populations. Our top industry is agriculture and we are very proud of the major role our small county has in the productions of crops, food and dairy products supplying our region and the nation.*

*I believe that our dedicated, hard-working county employees and department leaders rival those of our region; without them, we could not function. I, for one, am eternally grateful to them and our County families and residents.”*

*I agree with Supervisor Berwanger about the importance of the hospital to this County. Not only is it our largest employer, but it often is means life in life and death situations. Many of us, as well as our children, were born there and many of our parents, grandparents and relatives found comfort there in their last hours. There are constant discussions with the hospital regarding the financial*

*situation. As long as I have been on the Board of Supervisors, there have been ongoing discussions. The County owns the hospital, and in essence, is a county department reporting each month to the Finance Committee. The CEO, Dave Kobis and CFO, Mark Wright report to all the members each month and answer any questions the supervisors have. The new leadership team has embarked on a financial turnaround initiative estimated to last for the next 18 to 24 months.*

*There being no further business to come before this Board, Senior Supervisor Berwanger, T/Arcade, adjourned the meeting at 1:23 PM with a rap on his desk.*

\*\*\*\*\*

Respectfully submitted,

*Cheryl J. Ketchum*

Cheryl J. Ketchum, <sup>CMC</sup>

Clerk to the Board

**REGULAR SESSION  
(December 13, 2022)**

**Tuesday  
2:30 PM**

The regular session of the Wyoming County Board of Supervisors was held at the Wyoming County Government Center in the Board of Supervisors' Chambers located at 143 North Main Street, Warsaw, New York with all Supervisors present. Also present were County Attorney Jennifer Wilkinson, Budget Officer Cook, Clerk to the Board of Supervisors, Cheryl Ketchum and Deputy Clerk to the Board, Lisa Perez. The board meeting was open to the public.

**Call to Order ~**

At 2:39 PM Chairwoman Ryan, T/Warsaw, called the meeting to order.

**On this Day in History ~**

386 years to the day, the National Guard was founded.

On December 13, 1636, the Massachusetts Bay Colony's General Court passed an act that created an organized militia out of the more disorganized ones that were in existence. They created the North, South, and East regiments to better defend against attacks from the local Indian tribes. All men between 16 and 60, except judges and members of the clergy, were considered members and had to equip themselves and partake in regular training exercises.

Four current National Guard units in Massachusetts are direct descendants of these three regiments.

The National Guard has fought in every single American conflict, from the French and Indian War to the Global War on Terrorism. Although many people do not think they were used in Vietnam, they were, just not as often as other wars.

The National Guard has been used these past 20-years of war with frequent call-ups and deployments to Iraq and Afghanistan. At one point, the Reserves constituted 40% of our fighting force over there...

We are very proud of our Wyoming County residents who are veterans of the National Guard, including Deputy Budget Officer Deanna Nikiel and Katie

December 13, 2022

Solina, the wife of Director Solina.

The Veteran leading the Pledge of Allegiance for the December 13, 2022 Board Meeting is:

### **Specialist Richard C. Anger**

Mr. Anger was born in Springville, New York and attended Springville Griffith Institute. Mr. Anger chose to enter the Army and shipped out to Fort Dix, New Jersey for boot camp. After officially becoming a soldier, he was sent to Fort Leavenworth, Missouri to undergo his M.O.S. training as a Heavy Equipment Operator. Upon completion of this, he was assigned back to Fort Dix with the Combat Engineer's followed by six months of training at what was then Camp Drum.

In May of 1965, Specialist Anger was sent via ship to Vietnam. While on his way, he may have set a world record for the most times turning 21. The ship broke down on the International Date Line on his actual birthday, so as he walked from one side of the ship to the other side he would be either 20 or 21.

While in Vietnam, Mr. Anger spent much of his time working in Cam Rahn Bay building up the port the U.S. had there as well as constructing airstrips. Specialist Anger eventually made it home a year later and completed his service time teaching officers about the heavy equipment at Fort Belvoir, Virginia. This was a complete waste of time because all soldiers know that officers will never work or drive any piece of military equipment.



Specialist Anger was honorably discharged in 1967. For his valor and courageous service to his county, Mr. Anger was awarded the:

- Two Overseas Bars
- Republic of Vietnam Campaign Medal with Device
- Vietnam Service Medal
- National Defense Service Medal
- Sharpshooter Badge (Rifle)
- Air Force Longevity Service Award

Upon his return to civilian life, Mr. Anger had trouble finding meaningful

Regular Session



employment so he worked as a builder of pools. His mother owned a beauty parlor in East Aurora and through that ownership, met some important figures at the New York State Department of Transportation. Because of this connection, Mr. Anger gained employment with New York State where he worked for 35 years and spent much of that time training others on the use of heavy equipment. As part of the coveted “Tier 1 New York State Retirement Plan”, he was able to retire at age 58. Quickly becoming stir-crazy, he went back to work driving busses for Becker’s Bus Service until they closed their doors, then Attica Bus Service for another 18 months.

Mr. Anger bought his house in North Java in 1976 and has been married to his wife, Patricia, for 58 years. He has a son named Leo and a daughter named Susan, along with three grandsons, two granddaughters and four great-grandchildren.

When he was physically able, his hobbies included trap-shooting, cross-country skiing, travelling and roller-skating at the former rink in Pike. Mr. Anger is a good man who wore his nation’s uniform during a time in which it was very unpopular to do.

***The pledge was said by all.***

*Chairwoman Ryan, T/Warsaw requested Supervisor McCormick, T/Java join Mr. Anger at the podium for the presentation of the customary certificate of appreciation.*

*Chairwoman Ryan, T/Warsaw offered Mr. Anger an opportunity to address the board.*

*Mr. Anger thanked the board for this recognition and told a short story about an experience while in Vietnam.*

### **Opening Prayer ~**

- *Rev. Mack Bixby*

### **Communications ~**

- *None*

### **Introduction ~**

- *Brandon Zeches from Assemblyman DiPietro’s office was introduced by the Chairwoman and briefly addressed the board.*

### **Open Public Hearing ~**

- *Local Law No. 1, Year 2023 (Introductory D, Year 2022), Entitled “A*

***Local Law Providing Salaries for Certain County Officers for the year 2023”***

- *Review of Agricultural District No. 2*

#1

**RESOLUTION NO. 22-633  
(December 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**FUNDS TRANSFERRED TO VARIOUS 2022 ACCOUNTS**

**BE IT RESOLVED,** That funds are hereby transferred to the various 2022 accounts as follows:

<b>Highway</b>			
<b>From:</b> 035130.523001 Motor Vehicles	\$17,000.00		
<b>To:</b> 035130.540507 Highway Dept-Repair		\$10,000.00	
035130.540508 Private Auto Repair		5,000.00	
035130.540510 Parts and Supplies		2,000.00	
<b>Reason:</b> To cover unanticipated higher cost of parts, repairs and supplies.			
<b>Highway Total</b>			<b>\$17,000.00</b>
<b>District Attorney</b>			
<b>From:</b> 011165.589001 Medical	\$7,200.00		
<b>To:</b> 011165.541303 Stenographers		\$7,200.00	
<b>Reason:</b> To cover higher than anticipated stenographer costs.			
<b>District Attorney Total</b>			<b>\$7,200.00</b>

**Carried: XXX Ayes: 1599 Noes: Absent: Abstain:**

#2

**RESOLUTION NO. 22-634  
(December 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**FUNDS APPROPRIATED TO VARIOUS 2022 ACCOUNTS**

**BE IT RESOLVED,** That funds are hereby appropriated to the various 2022 accounts as follows:

<b>Real Property Tax Services</b>			
<b>To:</b> 011355-510001 Salaries-Fixed Sch S/D/I <i>w/any funds available</i>	\$2,200.00	\$2,200.00	
<b>Reason:</b> To cover salary costs which were not budgeted for due to the COLA increase.			
<b>Real Property Tax Total</b>			<b>\$2,200.00</b>
<b>CIP</b>			

Regular Session

<b>To:</b> 121620.521007.CONST Jail Bldg Const. w/12162005.440890.R Federal Aid ARPA <b>Reason:</b> Establish Phase I of the Jail addition project.	\$190,000.00	\$190,000.00	
<b>CIP Total</b>			<b>\$190,000.00</b>
<b>Pre-K</b>			
<b>To:</b> 012960.510001 Salaries S/D/I 012960.510101 CSEA 012960.583001 FICA 012960.585001 Medicare - FICA w/01296003.434890 County Healthcare Bonuses <b>Reason:</b> To cover the cost of State mandated (V1) Health Care Bonus funds issued on 10/28/22, reimbursed by NYS in whole.	\$75.00 1,125.00 74.40 17.40	\$1,291.80	
<b>Pre-K Total</b>			<b>\$1,291.80</b>
<b>Public Health</b>			
<b>To:</b> 014010.510001 Salaries S/D/I 014010.510101 CSEA 014010.583001 FICA 014010.585001 Medicare – FICA w/01401013.434890 County Healthcare Bonuses <b>Reason:</b> To cover the cost of State mandated (V1) Health Care Bonus funds issued on 10/28/22, reimbursed by NYS in whole.	\$1,500.00 5,000.00 403.00 94.25	\$6,997.25	
<b>Public Health Total</b>			<b>\$6,997.25</b>
<b>Early Intervention</b>			
<b>To:</b> 014059.510001 Salaries S/D/I 014059.510101 CSEA 014059.583001 FICA 014059.585001 Medicare – FICA w/01405904.434890 County Healthcare Bonuses <b>Reason:</b> To cover the cost of State mandated (V1) Health Care Bonus funds issued on 10/28/22, reimbursed by NYS in whole.	\$150.00 1,575.00 106.95 25.01	\$1,856.96	
<b>Early Intervention Total</b>			<b>\$1,856.96</b>
<b>Jail Medical</b>			
<b>To:</b> 014060.510101 CSEA 014060.583001 FICA 014060.585001 Medicare - FICA w/01406002.434890 County Healthcare Bonuses <b>Reason:</b> To cover the cost of State mandated (V1) Health Care Bonus funds issued on 10/28/22, reimbursed by NYS in whole.	\$1,500.00 93.00 21.75	\$1,614.75	
<b>Jail Medical Total</b>			<b>\$1,614.75</b>
<b>Office for the Aging</b>			
<b>To:</b> 016772.510001 Salaries S/D/I 016772.583001 FICA 016772.585001 Medicare - FICA w/01677211.434890 County Healthcare Bonuses <b>Reason:</b> To cover the cost of State mandated (V1) Health Care Bonus funds issued on 10/28/22, reimbursed by NYS in whole.	\$750.00 46.50 10.88	\$807.38	
<b>Office for the Aging Total</b>			<b>\$807.38</b>
<b>Youth Bureau</b>			
<b>To:</b> 017310.510001 Salaries S/D/I	\$525.00		

017310.510101 CSEA 017310.583001 FICA 017310.585001 Medicare - FICA w/01731004.434890 County Healthcare Bonuses <b>Reason:</b> To cover the cost of State mandated (V1) Health Care Bonus funds issued on 10/28/22, reimbursed by NYS in whole.	1,800.00 144.15 33.71	\$2,502.86	
<b>Youth Bureau Total</b>			<b>\$2,502.86</b>
<b>Snowmobiles</b>			
<b>To:</b> 017989.540910 Snowmobile w/01798900.433170 Snowmobile Law Enf. <b>Reason:</b> 2021/2022 funding was all received in 2022. 70% unaudited distribution for 2022/2023 allocation anticipated in 2022.	\$102,513.20	\$102,513.20	
<b>Snowmobiles Total</b>			<b>\$102,513.20</b>
<b>Jail</b>			
<b>To:</b> 013150.510102 Full Time Sheriff & Jail 011910.540301 Professional Services w/01315002.426800 Insurance Recovery <i>w/any funds available</i> <b>Reason:</b> To receipt reimbursement of a claim and to pay NYMIR deductible on a 2013 claim settlement.	\$25,000.00 5,000.00	\$25,000.00 5,000.00	
<b>Jail Total</b>			<b>\$30,000.00</b>
<b>Assigned Counsel</b>			
<b>To:</b> 011421.510001 Salaries Fixed Sch S/D/I: (Retro 4/1/2020 - 3/31/2021 \$1,000.00) (Retro 4/1/2021 - 12/31/2021 \$750.00) 011421.583001 FICA 011421.585001 FICA-Medicare 011421.581001 Retirement w/01142102.430250 Hurrell-Harring Grant <b>Reason:</b> To cover retroactive payroll from 4/1/2020 through 3/31/2023 pursuant to Resolution #22-042.	\$1,750.00  108.50 25.38 297.50	\$2,181.38	
<b>To:</b> 011421.542314 Family Court <i>w/any funds available</i> <b>Reason:</b> Appropriate money to pay State mandated attorney vouchers.	\$25,000.00	\$25,000.00	
<b>Assigned Counsel Total</b>			<b>\$27,181.38</b>
<b>County Attorney</b>			
<b>To:</b> 011420.510001 Salaries Fixed Sch S/D/I <i>w/any funds available</i> <b>Reason:</b> To cover increase in salary of Asst. County Attorney (1st) salary for additional duties assigned.	\$4,219.40	\$4,219.40	
<b>To:</b> 011420.542301 Books, Subscriptions w/01142000.412890 Other Dept. Income <b>Reason:</b> To increase unbudgeted revenue.	\$940.10	\$940.10	
<b>County Attorney Total</b>			<b>\$5,159.50</b>
<b>Youth Bureau</b>			
<b>To:</b> 012960.541502 Preschool Transportation w/01296005.432770 Preschool NYS SED Reim <i>w/any funds available</i> <b>Reason:</b> To cover overdraft and remaining 2022 transportation costs.	\$45,000.00	\$26,775.00 18,225.00	
<b>Youth Bureau Total</b>			<b>\$45,000.00</b>
<b>Public Health</b>			

<b>To:</b> 014010.540002 Electricity <i>w/any funds available</i> <b>Reason:</b> Increase electricity line due to unforeseen increase in utility costs and absorbing the expense previously paid by Veterans Services when they relocated.	\$2,250.00	\$2,250.00	
<b>Public Health Total</b>			<b>\$2,250.00</b>

<b>Buildings and Grounds (Co. Bldgs.)</b>			
<b>To:</b> 011620.510001 Sch S/D/1 011620.510101 FT CSEA <i>w/any funds available</i> <b>Reason:</b> To cover payroll expenses for wages and salaries of new hires.	\$17,211.00 17,077.68	\$34,288.68	
<b>Buildings and Grounds (Co. Bldgs.) Total</b>			<b>\$34,288.68</b>
<b>Jail Kitchen</b>			
<b>To:</b> 013152.541414 Misc. Repair <i>w/any funds available</i> <b>Reason:</b> To pay unbudgeted repairs to the Jail Kitchen's oven and two steamers.	\$2,965.00	\$2,965.00	
<b>Jail Kitchen Total</b>			<b>\$2,965.00</b>

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

*Mr. Jacoby, T/Wethersfield, Chair of the Audit Committee, presented the approved payment of bills totaling \$13,709,453.77 for the month of November 2022. No further action is required.*

*There was a motion by Mrs. King, T/Pike, to combine resolutions #3 through #6. Hearing no objection, resolution titles only were read.*

**#3**

### **RESOLUTION NO. 22-635 (December 13, 2022)**

By Mrs. King, Chairman of the Human Resource Committee:

#### **2023 ELECTION EXPENSES APPORTIONED**

**BE IT RESOLVED**, That pursuant to Section 4-136 of the Election Laws of the State of New York, the following election expenses for the County of Wyoming for 2023 are accepted and the Clerk of this Board is hereby directed to apportion the same to the Townships within Wyoming County as follows:

December 13, 2022

2023 Election Expenses Apportioned			
Town	No. Enrolled Voters	Amount of Levy	1.076825586
Arcade	2,963	\$ 3,190.63	
Attica	2,686	\$ 2,892.35	
Bennington	2,508	\$ 2,700.68	
Castile	2,000	\$ 2,153.65	
Covington	811	\$ 873.31	
Eagle	829	\$ 892.69	
Gainesville	1,482	\$ 1,595.86	
Genesee Falls	302	\$ 325.20	
Java	1,548	\$ 1,666.93	
Middlebury	1,042	\$ 1,122.05	
Orangeville	942	\$ 1,014.37	
Perry	2,985	\$ 3,214.32	
Pike	695	\$ 748.39	
Sheldon	1,792	\$ 1,929.67	
Warsaw	3,654	\$ 3,934.73	
Wethersfield	588	\$ 633.17	
Total	26,827	\$ 28,888.00	

Very truly yours,  
Board of Elections

Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:    #4

RESOLUTION NO. 22-636  
(December 13, 2022)

By Mrs. King, Chairman of the Human Resource Committee:

HAROLD BUSH REAPPOINTED ELECTION COMMISSIONER (D)

BE IT RESOLVED, That *Harold Bush*, 4579 Miller Road, Silver Springs, NY 14550 is hereby reappointed as *Election Commissioner (D)* for a two (2) year term; effective January 1, 2023 through December 31, 2024.

Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:    #5

RESOLUTION NO. 22-637

Regular Session

**(December 13, 2022)**

By Mrs. King, Chairman of the Human Resource Committee:

**JAMES SCHLICK REAPPOINTED ELECTION COMMISSIONER (R)**

**FURTHER RESOLVED**, That *James Schlick*, 1468 Church Road, Darien, NY 14040 is hereby reappointed as *Election Commissioner (R)* for a two (2) year term; effective January 1, 2023 through December 31, 2024.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#6**

**RESOLUTION NO. 22-638**

**(December 13, 2022)**

By Mrs. King, Chairman of the Human Resource Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH MARK H. DADD LAW OFFICE, PLLC ON BEHALF OF THE COUNTY ATTORNEY**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Mark H. Dadd Law Office, PLLC*, 166 Main Street, Attica, NY 14011 on behalf of the County Attorney. Said contract to provide legal services in an amount not to exceed twenty thousand dollars (\$20,000.00); effective January 1, 2023 through December 31, 2023. Contingent upon the availability of funds. (*Munis #893*)

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

*There was a motion by Ms. Grant, T/Bennington, to combine resolutions #7 through #17. Hearing no objection, resolution titles only were read.*

**#7**

**RESOLUTION NO. 22-639**

**(December 13, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**MEMBERS APPOINTED/REAPPOINTED TO THE OFFICE FOR THE AGING ADVISORY COUNCIL**

December 13, 2022

**BE IT RESOLVED**, That the following members are hereby appointed/reappointed to the Office for the Aging Advisory Council as follows:

**AGENCY REPS**

***Three (3) year term effective January 1, 2023 through December 31, 2025***

- ***Diane Scott*** (Peers Together), 27 West Buffalo Street, Warsaw, NY 14569
- ***Karen Gayton*** (Regional Transit Service), 4390 Gypsy Lane, Mount Morris, NY 14510
- ***Anthony Solina*** (Veterans' Services), Wyoming County Agriculture Center, 36 Center St., Suite B2, Warsaw, NY 14569
- ***Bridget Givens*** (WCCH), 400 North Main Street, Warsaw, NY 14569  
(replacing J. McTernan)

**TOWN REPS**

***Three (3) year term effective January 1, 2023 through December 31, 2025***

- ***Faith McQueen*** (T/Bennington), 693 Lapp Road, Alden, NY 14004
- ***James McIlroy*** (T/Covington), 7806 Big Tree Road, Pavilion, NY 14525
- ***Gail Rogers*** (T/Genesee Falls), 6612 Portageville Road, Portageville, NY 14536

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#8**

**RESOLUTION NO. 22-640  
(December 13, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**RESOLUTION NUMBER 21-530 AMENDED**

**WHEREAS**, Resolution Number 21-530 entitled, “**VARIOUS CONTRACTS ON BEHALF OF THE OFFICE FOR THE AGING FOR THE YEAR 2022,**” passed by this Board of Supervisors on December 14, 2021 and provides, in part, for the following contracts for variable services, based upon need in amounts not to exceed 2022 budget; effective January 1, 2022 through December 31, 2022 unless otherwise noted as follows:

- ***Warsaw Pennysaver***, 72 North Main Street, Warsaw, NY 14569 for advertising programs and services to caregivers in Wyoming County.
- ***Lord of Life***, 1025 Borden Road, Depew, NY 14043 for respite services to caregivers in Wyoming County.
- ***Center for Elder Law and Justice***, 438 Main Street, Suite 1200, Buffalo, NY 14202-3208 for legal services to residents 60+ in



Wyoming County in an amount not to exceed twelve thousand dollars (\$12,000.00); effective January 1, 2022 through December 31, 2025.

Now therefore,

**BE IT RESOLVED**, That ***Resolution Number 21-530*** be hereby amended to reflect changes to the following contracts:

- ***Warsaw Pennysaver***, 72 North Main Street, Warsaw, NY 14569 for advertising programs and services to caregivers in Wyoming County.
  - ***Extend the contract end date from December 31, 2022 to December 31, 2025***
- ***Lord of Life***, 1025 Borden Road, Depew, NY 14043 for respite services to caregivers in Wyoming County.
  - ***Rescind this contract in its entirety effective January 1, 2021.***
- ***Center for Elder Law and Justice***, 438 Main Street, Suite 1200, Buffalo, NY 14202-3208 for legal services to residents 60+ in Wyoming County in an amount not to exceed twelve thousand dollars (\$12,000.00); effective January 1, 2022 through December 31, 2025.
  - ***Amend contract end date from December 31, 2025 to December 31, 2022.***

All else remains the same.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#9**

**RESOLUTION NO. 22-641  
(December 13, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**CHAIRMAN/DIRECTOR OF AGING AND YOUTH AUTHORIZED TO  
SIGN VARIOUS CONTRACTS ON BEHALF OF THE OFFICE FOR  
THE AGING**

**BE IT RESOLVED**, That the Chairman of this Board and the Director of Aging and Youth with the approval of the County Attorney are hereby authorized and directed to sign the following various contracts on behalf of the Office for the Aging as follows:

- ***The Cloisters***, 171 North Maple Street, Warsaw, NY 14569 for respite services to caregivers in Wyoming County in a variable amount depending upon use but not to exceed budgeted amount; effective January 1, 2023 through December 31, 2025. (*Munis #960*)
- ***Community Care of WNY***, 1225 West State Street, Olean, NY 14760 for in-home services to residents 60+ in Wyoming County on an as needed basis in an amount not to exceed 2023 budget; effective January

December 13, 2022

- 1, 2023 through December 31, 2023. (*Munis #959*)
- ***Center for Elder Law and Justice, Inc.***, 438 Main Street, Suite 1200, Buffalo, NY 14202-3208 to provide legal services to residents 60+ in Wyoming County in a maximum amount of twelve thousand dollars (\$12,000.00); effective January 1, 2023 through December 31, 2023. (*Munis #958*)

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:    #10**

**RESOLUTION NO. 22-642  
(December 13, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**RESOLUTION NUMBER 20-014 AMENDED**

**WHEREAS**, Resolution Number 20-014 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE OFFICE FOR THE AGING,**” passed by this Board of Supervisors on January 14, 2020 and provides, in part, for the following contract:

- ***WNY Integrated Care Collaborative***, 742 Delaware Avenue, Buffalo, NY 14209 to provide referrals to the Office for the Aging; effective January 1, 2020 through December 31, 2020. (*Revenue Contract*)

And,

**WHEREAS**, That Resolution Number 20-014 was previously amended by this Board of Supervisors on January 12, 2021 by ***Resolution Number 21-007*** to extend the contract term through ***December 31, 2021*** and ***amend the standard and modified meal rates in accordance with the Addendum to the contract***; and

**WHEREAS**, That Resolution Number 20-014 as previously amended by Resolution Number 21-007 was further amended by this Board of Supervisors on January 11, 2022 by ***Resolution Number 22-008*** to extend the contract term through ***December 31, 2022*** and ***amend the standard and modified meal rates in accordance with the Addendum to the contract***; now therefore

**BE IT RESOLVED**, That ***Resolution Number 20-014*** as previously amended by ***Resolution Number 21-007*** and ***Resolution Number 22-008*** be hereby further amended to extend the contract term through ***December 31, 2023*** and ***amend the standard and modified meal rates in accordance with the contract Addendum***. All else remains the same.

Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:

#11

**RESOLUTION NO. 22-643**  
**(December 13, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON  
BEHALF OF THE YOUTH BUREAU**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign various contracts on behalf of the Youth Bureau as follows:

- ***Liberty Resource Psychology, Physical, Occupational, Speech Therapy, PLLC***, 6723 Towpath Road, East Syracuse, NY 13057 for pre-school related services in a variable amount depending upon need; effective November 1, 2022 through June 30, 2024. (*Munis #944*)
- ***GLOW YMCA***, 115 Linwood Avenue, Warsaw, NY 14569 to provide a Youth Sprits Program to rural, underserved, low-income youth ages 6-17 in an amount not to exceed ten thousand dollars (\$10,000.00); effective January 1, 2023 through December 31, 2023. (*Munis #891*)

Contingent upon the availability of funds.

Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:

#12

**RESOLUTION NO. 22-644**  
**(December 13, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND  
ACCEPTANCE AWARD WITH COORDINATED CARE SERVICES,  
INC. ON BEHALF OF THE YOUTH BUREAU**

**BE IT RESOLVED**, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign a grant application and acceptance award with ***Coordinate Care Services, Inc.***, 1099 Jay Street, Building J, Rochester, NY 14611 on behalf of the Youth Bureau. Said funding to provide a Youth Ice Skating Program in a minimum amount of five hundred dollars (\$500.00); effective October 1, 2022 through

December 13, 2022

January 31, 2023. (*Munis #980*)

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#13**

**RESOLUTION NO. 22-645  
(December 13, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED  
TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE  
DEPARTMENT OF SOCIAL SERVICES**

**BE IT RESOLVED**, That the Chairman of this Board and Commissioner of Social Services, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, are hereby authorized and directed to sign various contracts; effective January 1, 2023 through December 31, 2023, as follows:

- ***Allegany Rehabilitation Associates, Inc., d/b/a Clarity Wellness Community***, 4222 Bolivar Road, Wellsville, NY 14895 to provide mental health evaluations/counseling in an amount not to exceed six thousand eight hundred fifteen dollars (\$6,815.00). (*Munis #919*)
- ***Spectrum Human Services***, 227 Thorn Avenue, PO Box 631, Orchard Park, NY 14127-0631 to provide court ordered mental health evaluations, anger management programs and drug and alcohol assessments for CPS Investigations, foster care and preventive cases in an amount not to exceed seven thousand dollars (\$7,000.00). (*Munis #920*)
- ***Communication Services, Inc., d/b/a Interpretrek***, 75 Highpower Road, Rochester, NY 14623 to provide sign language interpretation services in an amount not to exceed twelve thousand dollars (\$12,000.00). (*Munis #921*)
- ***Planned Parenthood of Central and Western NY d/b/a RESTORE Sexual Assault Services***, 114 University Avenue, Rochester, NY 14605 to provide 24-hours per day/7 days per week coverage of the Domestic Violence Hotline in an amount not to exceed twenty thousand dollars (\$20,000.00). (*Munis #923*)

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#14**

Regular Session

**RESOLUTION NO. 22-646  
(December 13, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED  
TO SIGN VARIOUS WELFARE MANAGEMENT SYSTEM  
CONTRACTS ON BEHALF OF THE DEPARTMENT OF SOCIAL  
SERVICES**

**BE IT RESOLVED**, That the Chairman of this Board and Commissioner of Social Services, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, are hereby authorized and directed to sign various welfare management system contracts on behalf of the Department of Social Services; effective January 1, 2023 through December 31, 2023, as follows:

- ***ACCORD Corporation***, 84 Schuyler Street, PO Box 573, Belmont, NY 14813 to provide residential domestic violence services in an amount not to exceed ten thousand dollars (\$10,000.00). (*Munis #907*)
- ***Chances & Changes***, POB 326, Geneseo, NY 14454 to provide residential domestic violence services in an amount not to exceed ten thousand dollars (\$10,000.00). (*Munis #908*)
- ***YWCA of Genesee County***, 30 North Street, Batavia, NY 14020 to provide residential domestic violence services in an amount not to exceed five thousand dollars (\$5,000.00). (*Munis #910*)
- ***David S. Nathanson, Ph.D.***, 2839 Elmwood Avenue, Kenmore, NY 14217 to provide mental health/psychological evaluations for children, youth and families in making determinations in CPS, foster care and preventive cases in an amount not to exceed twenty thousand dollars (\$20,000.00). (*Munis #903*)

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#15**

**RESOLUTION NO. 22-647  
(December 13, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED  
TO SIGN VARIOUS WELFARE MANAGEMENT SYSTEM**

December 13, 2022

## CONTRACTS ON BEHALF OF THE DEPARTMENT OF SOCIAL SERVICES

**BE IT RESOLVED**, That the Chairman of this Board and Commissioner of Social Services, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, are hereby authorized and directed to sign various welfare management system contracts on behalf of the Department of Social Services in variable amounts depending on the services provided; effective January 1, 2023 through December 31, 2023, as follows:

- ***Robinson & Hackemer Funeral Home, Inc.***, 246 North Main Street, Warsaw, NY 14569 to provide funeral payments for Indigents. (*Munis #894*)
- ***W. S. Davis Funeral Home, Inc.***, 358 Main Street, Arcade, NY 14009 to provide funeral payments for Indigents. (*Munis #896*)
- ***Tracey Golding, Inc., d/b/a Charles Meyer Funeral Home***, 13228 Broadway, Alden, NY 14004 to provide funeral payments for Indigents. (*Munis #900*)
- ***Martin D'Angelo Funeral Home, Inc., d/b/a John W. Martin Funeral Home***, 37 Chapel Street, PO Box 6, Mt. Morris, NY 14510 to provide funeral payments for Indigents. (*Munis #902*)
- ***Aurora Home Care, Inc.***, 5782 Main Street, Suite 1, Williamsville, NY 14221 to provide private duty nursing for qualified Medicaid clients of Wyoming County. (*Munis #912*)
- ***Center for Disability Rights, Inc.***, 497 State Street, Rochester, NY 14608 to provide consumer directed personal care for a select few Medicaid cases in Wyoming County where personal care is not appropriate. (*Munis #913*)
- ***Community Care of Western NY, d/b/a Home Care & Hospice***, 1225 West State Street, Olean, NY 14706 to personal care for qualified Medicaid clients of Wyoming County. (*Munis #916*)
- ***WNY Independent Living, Inc., d/b/a Independent Living of the Genesee Region***, 3108 Main Street, Buffalo, NY 14214 to provide consumer directed personal care for a select few Medicaid cases in Wyoming County where personal care is not appropriate. (*Munis #918*)

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#16**

### RESOLUTION NO. 22-648 (December 13, 2022)

By Ms. Grant, Chairman of the Human Service Committee:

Regular Session

**CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED  
TO SIGN A WELFARE MANAGEMENT SYSTEM CONTRACT WITH  
CANDACE A. SADOWSKI ON BEHALF OF THE DEPARTMENT OF  
SOCIAL SERVICES**

**BE IT RESOLVED**, That the Chairman of this Board and Commissioner of Social Services, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, are hereby authorized and directed to sign a welfare management system contract with **Candace A. Sadowski**, 80 Lake Street, Perry, NY 14530 on behalf of the Department of Social Services. Said contract is for daycare services in an amount not to exceed 2022-2023 budget; effective November 16, 2022 through December 31, 2023. (*Munis #931*)

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#17**

**RESOLUTION NO. 22-649  
(December 13, 2022)**

By Ms. Grant, Chairman of the Human Service Committee:

**KIMBERLEY BARBER REAPPOINTED COMMISSIONER OF  
SOCIAL SERVICES**

**BE IT RESOLVED**, That **Kimberley Barber**, 5566 Oatka Road, Lot 3, Warsaw, NY 14569 be hereby reappointed **Commissioner of Social Services** for a term of five (5) years; effective October 16, 2022 through October 15, 2027, as per Local Public Welfare Law §116 (1).

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

*There was a motion by Mr. Davis, T/Covington, to combine resolutions #18 through #31. Hearing no objection, resolution titles only were read.*

**#18**

**RESOLUTION NO. 22-650  
(December 13, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH LIVING**

December 13, 2022

**OPPORTUNITIES OF DEPAUL ON BEHALF OF MENTAL HEALTH**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with ***Living Opportunity of DePaul***, 2475 George Urban Boulevard, Suite 201, Depew, NY 14043 on behalf of Mental Health. Said contract to provide residential programs in an amount not to exceed three hundred sixty thousand, eight hundred fifty-eight dollars (\$360,858.00); effective January 1, 2023 through December 31, 2023. Contingent upon the availability of funds. (*Munis #924*)

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#19**

**RESOLUTION NO. 22-651  
(December 13, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH PEERS  
TOGETHER OF WYOMING COUNTY ON BEHALF OF MENTAL  
HEALTH**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with ***Peers Together of Wyoming County***, 27 West Buffalo Street, Warsaw, NY 14569 on behalf of Mental Health. Said contract to provide peer operated programs in Wyoming County in an amount not to exceed three hundred twenty-five thousand, four hundred ninety-four dollars (\$325,494.00); effective January 1, 2023 through December 31, 2023. Contingent upon the availability of funds. (*Munis #925*)

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#20**

**RESOLUTION NO. 22-652  
(December 13, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH HILLSIDE  
CHILDREN'S CENTER ON BEHALF OF MENTAL HEALTH**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to



General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with ***Hillside Children's Center***, 1183 Monroe Avenue, Rochester, NY 14620-1699 on behalf of Mental Health. Said contract to provide various children's mental health programs in an amount not to exceed one hundred thirty-six thousand, five hundred twenty-three dollars (\$136,523.00); effective January 1, 2023 through December 31, 2023. Contingent upon the availability of funds. (*Munis #914*)

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

#21

**RESOLUTION NO. 22-653  
(December 13, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH  
COORDINATED CARE SERVICES, INC. (CCSI) ON BEHALF OF  
MENTAL HEALTH**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with ***Coordinated Care Services, Inc. (CCSI)***, 1099 Jay Street, Building J, Rochester, NY 14611 on behalf of Mental Health. Said contract to provide staffing for various behavioral mental health programs in an amount not to exceed four hundred four thousand, sixty-six dollars (\$404,066.00); effective January 1, 2023 through December 31, 2023. Contingent upon the availability of funds. (*Munis #909*)

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

#22

**RESOLUTION NO. 22-654  
(December 13, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH ARC  
GLOW ON BEHALF OF MENTAL HEALTH**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with ***ARC GLOW***, 18 Main Street, Mt. Morris, NY 14510 on behalf of Mental Health. Said contract to

December 13, 2022

provide assisted competitive employment services for Wyoming County individuals with mental illness in an amount not to exceed fifty-nine thousand, six hundred forty-two dollars (\$59,642.00); effective January 1, 2023 through December 31, 2023. Contingent upon the availability of funds. (*Munis #917*)

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

#23

**RESOLUTION NO. 22-655  
(December 13, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH  
SUBURBAN ADULT SERVICES, INC. ON BEHALF OF MENTAL  
HEALTH**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Suburban Adult Services, Inc.*, 960 West Maple Court, Elma, NY 14059 on behalf of Mental Health. Said contract to provide pre-vocational employment services for the developmentally disable population in the southwestern portion of Wyoming County in an amount not to exceed forty-one thousand, four hundred sixty-four dollars (\$41,464.00); effective January 1, 2023 through December 31, 2023. Contingent upon the availability of funds. (*Munis #911*)

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

#24

**RESOLUTION NO. 22-656  
(December 13, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH  
SPECTRUM HUMAN SERVICES ON BEHALF OF MENTAL HEALTH**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Spectrum Human Services*, 227 Thorn Avenue, Orchard Park, NY 14127 on behalf of Mental Health. Said contract to provide mental health and substance use treatment services in an amount not to exceed six hundred three thousand, four hundred fifty-one dollars

(\$603,451.00); effective January 1, 2023 through December 31, 2023.  
Contingent upon the availability of funds. (*Munis #951*)

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

#25

**RESOLUTION NO. 22-657  
(December 13, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH CAMP  
GET-A-WAY ON BEHALF OF MENTAL HEALTH**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Camp Get-A-Way*, PO Box 38, Wyoming, NY 14591 on behalf of Mental Health. Said contract to provide camp and family support services in an amount not to exceed one hundred forty-two thousand, eight hundred forty-four dollars (\$142,844.00); effective January 1, 2023 through December 31, 2023. Contingent upon the availability of funds. (*Munis #915*)

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

#26

**RESOLUTION NO. 22-658  
(December 13, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

**RESOLUTION NUMBER 22-409 AMENDED**

**WHEREAS**, Resolution Number 22-409 entitled, “**CHAIRMAN/COMMISSIONER OF HEATH AUTHORIZED TO SIGN A GRANT APPLICATION AND ACCEPTANCE AWARD WITH THE NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES ON BEHALF OF PUBLIC HEALTH**”, passed by this Board of Supervisors on August 16, 2022, and provides for grant funds to be used for the Healthy Families New York Program in the minimum amount of one hundred ten thousand dollars (\$110,000.00) per year; effective October 1, 2022 through September 30, 2027; now therefore

**BE IT RESOLVED**, That *Resolution Number 22-409* be hereby amended as follows:

December 13, 2022

312

- “*Healthy Families Partnership Wyoming/Genesee*”(add *Genesee County*)
- Increase funding by *one hundred sixty-five thousand dollars (\$165,000.00) per year* for a total award for the period of October 1, 2022 through September 30, 2027 in a minimum amount of *one million three hundred seventy-five thousand dollars (\$1,375,000.00)*.

(Munis #629)

All else remains the same.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#27

**RESOLUTION NO. 22-659  
(December 13, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

**RESOLUTION NUMBER 22-447 AMENDED**

**WHEREAS**, Resolution Number 22-447 entitled,  
**“CHAIRMAN/COMMISSIONER OF HEATH AUTHORIZED TO SIGN  
A SUB-AGREEMENT WITH WYOMING COUNTY COMMUNITY  
ACTION ON BEHALF OF THE COUNTY HEALTH DEPARTMENT”**,  
passed by this Board of Supervisors on September 13, 2022 and provides for  
reimbursement of the Health Families New York Grant Program activities in an  
amount not exceed ninety-three thousand five hundred dollars (\$93,500.00);  
effective October 1, 2022 through September 30, 2023; now therefore

**BE IT RESOLVED**, That *Resolution Number 22-447* be hereby  
amended as follows:

- “*Healthy Families Partnership Wyoming/Genesee*”(add *Genesee County*)
- Increase the contract amount from ninety-three thousand five hundred dollars (\$93,500.00) to an amount not to *exceed two hundred fifteen thousand dollars (\$215,000.00)*
- Amend the contract end date from September 30, 2023 to *September 30, 2027*.

(Munis #700)

All else remains the same.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#28

Regular Session

**RESOLUTION NO. 22-660  
(December 13, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

**RESOLUTION NUMBER 20-355 AMENDED**

**WHEREAS**, Resolution Number 20-355 entitled, “**CHAIRMAN/ COMMISSIONER OF HEALTH AUTHORIZED TO SIGN VARIOUS GRANT APPLICATIONS AND ACCEPTANCE AWARDS ON BEHALF OF THE COUNTY HEALTH DEPARTMENT**” passed by this Board of Supervisors on September 8, 2020 and provides, in part, for the following grant:

- **Health Research, Inc.**, 150 Broadway, Suite 560, Menands, NY 12204 to provide funding for COVID-19 Enhanced Detection and Response in a minimum amount of two hundred fifty-three thousand six hundred eighty-eight dollars (\$253,688.00); effective July 1, 2020 through June 30, 2022.

And,

**WHEREAS**, That Resolution 20-355 was previously amended by this Board of Supervisors on September 21, 2021 by **Resolution Number 21-380** to increase the amount of funding by *three hundred twenty-four thousand two hundred ten dollars (\$324,210.00)* for a new total amount of *five hundred seventy-seven thousand eight hundred ninety-eight dollars (\$577,898.00)* and extend the grant end date through **March 31, 2023**; now therefore,

**BE IT RESOLVED**, That **Resolution 20-355** as previously amended by **Resolution Number 21-380** be hereby further amended to extend the grant end date through **December 31, 2023**. All else remains the same. (*Munis #885*)

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#29**

**RESOLUTION NO. 22-661  
(December 13, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

**CHAIRMAN/COMMISSIONER OF HEALTH AUTHORIZED TO SIGN VARIOUS CONTRACTS AND AGREEMENTS ON BEHALF OF THE COUNTY HEALTH DEPARTMENT FOR THE YEAR 2023**

**BE IT RESOLVED**, That the Chairman of this Board and the Commissioner of Health with the approval of the County Attorney are hereby authorized and directed to sign the following contracts and agreements for the

December 13, 2022

year 2023 on behalf of the County Health Department with all amounts reflecting not to exceed amounts; effective January 1, 2023 through December 31, 2023 unless otherwise noted below:

<b><i>Microbac Laboratories</i></b> Environmental Laboratory/Water Testing Services • <i>Munis #962</i>	Per Price List Based on volume Not to exceed amount budgeted
<b><i>Erie County Public Health Laboratory</i></b> Environmental Laboratory/Water Testing Services • <i>Munis #963</i>	Per Price List Based on volume Not to exceed amount budgeted
<b><i>Clark Patterson Lee</i></b> Professional Engineering Services; effective January 1, 2023 through December 31, 2027 • <i>Munis #964</i>	Based on usage Not to exceed amount budgeted
<b><i>MRB Engineering</i></b> Professional Engineering Services • <i>Munis #965</i>	Based on usage Not to exceed amount budgeted
<b><i>Environmental Testing and Consulting, Inc.</i></b> Lead Hazard Evaluation Services • <i>Munis #967</i>	Per Price List Based on volume
<b><i>County of Monroe</i></b> Medical Examiner Services • <i>Munis #968</i>	Per Price List Based on volume Not to exceed amount budgeted
<b><i>NMS Laboratories</i></b> Post Mortem Laboratory Services • <i>Munis #969</i>	Per Price List Based on volume Not to exceed amount budgeted
<b><i>The Village NP (Sarah Schafer, NP)</i></b> Practitioner Services (Jail Medical) Tuberculosis Control Program Medical Practitioner Services • Effective January 1, 2023 through December 31, 2024 • <i>Munis #970</i>	\$19,500.00 annually (pd. quarterly) \$17,000.00 \$2,500.00
<b><i>WCJW</i></b> Radio Advertising • <i>Munis #971</i>	Based on usage Not to exceed amount budgeted

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#30**

**RESOLUTION NO. 22-662  
(December 13, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

**GREGORY J. COLLINS, DO, MPH REAPPOINTED MEDICAL  
DIRECTOR, PT**

**BE IT RESOLVED**, That *Gregory J. Collins, DO, MPH*, 7110 Woodruff Road, Lima, NY 14485 be hereby reappointed as Medical Director,  
Regular Session

PT; effective January 1, 2023.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#31**

**RESOLUTION NO. 22-663  
(December 13, 2022)**

By Mr. Davis, Chairman of the Public Health Committee:

**RESOLUTION NUMBER 18-055 AMENDED**

**WHEREAS**, Resolution Number 18-055 entitled, “**CHAIRMAN/ COMMISSIONER OF HEALTH AUTHORIZED TO SIGN A CONTRACT WITH ECLINICAL WORKS ON BEHALF OF THE COUNTY HEALTH DEPARTMENT**,” passed by this Board of Supervisors on October 8, 2019 and provides for electronic medical record and practice management services in an amount not to exceed ten thousand dollars (\$10,000.00) per year; effective January 1, 2018 through December 31, 2020; and

**WHEREAS**, That Resolution Number 18-055 was previously amended by this Board of Supervisors on January 14, 2020 by *Resolution Number 20-024* to reflect an increase in the maximum annual expense by one thousand dollars (\$1,000.00) annually for a new total contract *amount not to exceed eleven thousand dollars (\$11,000.00) per year*; and

**WHEREAS**, That Resolution Number 18-055 as previously amend by Resolution Number 20-024 was further amended by this Board of Supervisors on December 8, 2020 by *Resolution Number 20-517* to extend the contract term through *December 31, 2021*; now therefore

**BE IT RESOLVED**, That *Resolution Number 18-055* as previously amend by *Resolution Number 20-024* and *Resolution Number 20-517* be hereby amended, per said agreement, to extend the contract end date while updated terms are negotiated. All else remains the same.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

***Ag District 2 / Power Point Presentation ~***

- *J. Kelly/Conservation District Technician*

***Public Comments ~***

***Close the Public Hearing ~***

*Motion to close the Public Hearing was made by Supervisor Davis, T/Covington. Seconded by Supervisor Kehl, T/Attica. All Aye. Carried.*

December 13, 2022

**RESOLUTION NO. 22-664  
(December 13, 2022)**

By Mr. Becker, Chairman of the Agriculture Committee:

**FINDING TO MODIFY AGRICULTURAL DISTRICT NO. 2**

**WHEREAS**, This Board has conducted the review of Agricultural District No. 2 located in the Towns of Eagle, Gainesville, Pike and Wethersfield; and

**WHEREAS**, The review process was initiated with a 30-day review period and this Board directed the County Agricultural and Farmland Protection Board to prepare a report and recommendations and the County Planning Board to accept a referral for comments regarding Ag. District No. 2; and

**WHEREAS**, This Board has received the County Agricultural and Farmland Protection Board report and recommendations and the County Planning Board comments to modify the District and this Board has held the required Public Hearing; and

**WHEREAS**, This Board has reviewed the Review Plan and the Environmental Assessment Form; and

**WHEREAS**, This Board must make a finding whether the District should be continued, terminated or modified, now therefore

**BE IT RESOLVED**, That this Board determines that no unique circumstances exist which increase the likelihood of environmental significance and the proposed modification of Wyoming County Agricultural District No. 2 will not have a significant adverse environmental impact; and be it

**FURTHER RESOLVED**, That this Board does hereby make the finding Wyoming County Agricultural District No. 2 should be modified by adding eight hundred seventy-nine (879) acres, consolidate one thousand fifty-three (1,053) acres from Wyoming County Ag. District No. 3; and remove one thousand seven hundred ten (1,710) acres from Wyoming County Ag. District No. 2 as recommended by the County Agricultural and Farmland Protection Board and the County Planning Board; and be it

**FURTHER RESOLVED**, That the copies of the Review Plan including a map of the District showing the proposed modifications and the reports and recommendations of the Wyoming County Agricultural and Farmland Protection Board and the Wyoming County Planning Board be forwarded to the Commissioner of Agriculture and Markets for recertification as required by the New York State Agriculture and Markets Law.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**



*There was a motion by Mr. Leuer, T/Middlebury to have resolution #33 withdrawn as the program and budget numbers do not match. Hearing no objection, this resolution was withdrawn.*

#33

**RESOLUTION NO. 22-  
(December 13, 2022)**

By Mr. Leuer, Chairman of the Planning Committee:

**CHAIRMAN AUTHORIZED TO SIGN INTER-MUNICIPAL  
AGREEMENTS WITH PARTICIPATING MUNICIPALITIES OF  
WYOMING COUNTY FOR COUNTYWIDE ZONING ENFORCEMENT  
SERVICES ON BEHALF OF THE ZONING DEPARTMENT**

*Withdrawn*

WHEREAS, The County of Wyoming, through its Zoning Department, offers countywide zoning enforcement services to municipalities within the borders of Wyoming County; now therefore

**BE IT RESOLVED**, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to sign applicable and appropriate Inter-Municipal Agreements with the following participating municipalities of Wyoming County for countywide zoning enforcement services at a cost of 100% of the total program levy in an amount of one hundred seven thousand five hundred five dollars and eleven cents (\$107,505.11) for 2023; effective January 1, 2023 through December 31, 2023:

**Option 2 - 100% Levy Neutral Taxable Rate/Zoning Workload Model**

\$	175,945.00	Total Budget
\$	107,505.11	IMA Agreements
\$	50,000.00	Permit Revenue
\$	18,439.89	Billable hours (refer to Municipal Rate Fee for Reports)
\$	-	Levy

<b>Municipality</b>	<b>100% Levy Neutral Taxable Rate/Zoning Workload Model</b>
Town of Arcade	\$ 13,146.91
Town of Attica	\$ -
Town of Bennington	\$ 16,641.66
Town of Castile	\$ 16,308.82
Town of Covington	\$ -
Town of Eagle	\$ 8,820.08
Town of Gainesville	\$ 9,485.75
Town of Genesee Falls	\$ 1,997.00
Town of Java	\$ 9,485.75
Town of Middlebury	\$ -
Town of Orangeville	\$ -
Town of Perry	\$ 7,488.75
Town of Pike	\$ 8,154.41
Town of Sheldon	\$ 11,316.33
Town of Warsaw	\$ -
Town of Wethersfield	\$ -
Village of Arcade	\$ -
Village of Attica	\$ -
Village of Castile	\$ -
Village of Gainesville	\$ -
Village of Perry	\$ -
Village of Silver Springs	\$ 4,659.66
Village of Warsaw	\$ -
Village of Wyoming	\$ -
<b>Totals:</b>	<b>\$ 107,505.11</b>

**Carried:                      Ayes:                      Noes:                      Absent:                      Abstain:**

*There was a motion by Mr. Brick, T/Perry, to combine resolutions #34 through #44. Hearing no objection, resolution titles only were read.*

**#34**

**RESOLUTION NO. 22-665  
(December 13, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT  
(SUPPLEMENTAL NO. 7) WITH NEW YORK STATE DEPARTMENT  
OF TRANSPORTATION ON BEHALF OF COUNTY HIGHWAY**

**BE IT RESOLVED,** That the Chairman of this Board, pursuant to

Regular Session

General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with ***New York State Department of Transportation***, 50 Wolf Road, Albany, NY 12232 on behalf of County Highway. Said contract is ***Supplemental No. 7*** for BE #06 rehabilitation of Schoellkopf Road Bridge over Cayuga Creek, Town of Bennington, BIN 3319610; PIN 4WY0.03 for engineering/design, ROW and construction, CI/CS. Said Supplement #7 adds Marchiselli monies in the amount of twenty-one thousand four hundred eighteen dollars (\$21,418.00) to the Construction Phase and three hundred dollars (\$300.00) to the Design Phase for a new contract amount not to exceed three million three hundred seventy-eight thousand seven hundred eighty-eight dollars (\$3,378,788.00); effective November 2, 2018 through October 15, 2028. Contingent upon the availability of funds. (*Munis #895*)

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#35**

**RESOLUTION NO. 22-666  
(December 13, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH UNIFIRST CORPORATION ON BEHALF OF COUNTY HIGHWAY**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to award bid and sign a contract with ***UniFirst Corporation***, 2085 Brighton-Henrietta Townline Road, Rochester, NY 14623 on behalf of County Highway. Said contract to provide uniform services for CSEA employees in an amount not to exceed four hundred dollars (\$400.00) per employee for a total contract amount not to exceed ten thousand eight hundred dollars (\$10,800.00); effective January 1, 2022 through December 31, 2022. Contingent upon the availability of funds. (*NJPA Sourcewell Contract #062415-UFC*) (*Munis #996*)

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#36**

**RESOLUTION NO. 22-667  
(December 13, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

December 13, 2022

**RESOLUTION NUMBER 22-454 AMENDED**

**WHEREAS**, Resolution Number 22-454 entitled, “**CHAIRMAN AUTHORIZED TO AWARD BIDS AND SIGN VARIOUS CONTRACTS ON BEHALF OF COUNTY HIGHWAY**” passed by this Board of Supervisors on September 13, 2022 and provides, in part, for the following contract:

- **Niagara Frontier Equipment Sales, Inc.**, 4060 Lake Avenue, Lockport, NY 14094 for an Intimidator 15XPC 15” Drum Style Brush Bandit Chipper in an amount not to exceed sixty-eight thousand two hundred ninety-eight dollars and eighty cents (\$68,298.80); effective September 14, 2022 through delivery. (*Sourcewell Contract #062117*)

Now therefore,

**BE IT RESOLVED**, That **Resolution Number 22-454** be hereby amended to **rescind the contract with Niagara Frontier Equipment Sales, Inc.** in its entirety; effective September 13, 2022. All else remains the same.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#37**

**RESOLUTION NO. 22-668**  
**(December 13, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A  
 CONTRACT WITH KLEIS EQUIPMENT ON BEHALF OF COUNTY  
 HIGHWAY**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to award bid and sign a contract with **Kleis Equipment**, 1837 State Route 49, Constantia, NY 13044 on behalf of County Highway. Said contract is for a 2022 Intimidator 18XP (18” drum style) Brush Bandit Chipper in an amount not to exceed sixty-seven thousand nine hundred seventy-two dollars (\$67,972.00); effective November 28, 2022 through delivery of equipment. (*Sourcewell 062117-BAN/05119-BAN*). Price includes \$5,200.00 trade in of #27 2006 Salsco 810 wood and brush chopper. Contingent upon the availability of funds. (*Munis #997*)

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#38**

**RESOLUTION NO. 22-669**

Regular Session

(December 13, 2022)

By Mr. Brick, Chairman of the Public Works Committee:

**WYOMING COUNTY KAPLAN BUILDING LOADING DOCK  
CONSTRUCTION AND RAMP REPLACEMENT CAPITAL  
IMPROVEMENT PROJECT COMPLETE**

**WHEREAS**, The Wyoming County Board of Supervisors' Public Works Committee, Finance Committee and this Board of Supervisors, in consultation with the Buildings and Grounds Department, through discussions during these committee meetings has identified the need to construct a loading dock and ramp replacement at the Kaplan Building located on Perry Avenue, Warsaw, NY; and

**WHEREAS**, That the Wyoming County Board of Supervisors, on the recommendation of the above-mentioned committee, thereby established, by Resolution Number 22-279, the *Wyoming County Kaplan Building Loading Dock Construction and Ramp Replacement Capital Improvement Project*; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors recognizes and accepts that the *Wyoming County Kaplan Building Loading Dock Construction and Ramp Replacement Capital Improvement Project* as established by *Resolution Number 22-279* is hereby complete and authorizes the execution of any necessary closeout documents.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#39**

**RESOLUTION NO. 22-670  
(December 13, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A  
CONTRACT WITH EDWARD HULME, INC. ON BEHALF OF  
BUILDINGS AND GROUNDS (CO. BLDGS.)**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to award bid and sign a contract with *Edward Hulme, Inc.*, 17 East Buffalo Street, Warsaw, NY 14569 on behalf of Buildings and Grounds (Co. Bldgs.). Said contract is for the replacement of the barn roof located on the Agriculture and Business Center property in an amount not to exceed ninety-nine thousand five hundred dollars (\$99,500.00) with a

December 13, 2022

contingency of ten thousand dollars (\$10,000.00) to cover replacement of plywood, fascia and any other issues that arise; effective December 1, 2022 through completion of project. Contingent upon the availability of funds. (*Munis #930*)

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#40**

**RESOLUTION NO. 22-671  
(December 13, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH U&S  
SERVICES, INC. ON BEHALF OF BUILDINGS AND GROUNDS  
(CO. BLDGS.)**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *U&S Services, Inc.*, 95 Stark Street, Tonawanda, NY 14150 on behalf of Buildings and Grounds (Co. Bldgs.). Said contract to provide monitoring and software for controls and HVAC at various county buildings in an amount not to exceed nine thousand seven hundred eighty-five dollars (\$9,785.00); effective January 1, 2023 through December 31, 2023. Contingent upon the availability of funds. (*Munis #929*)

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#41**

**RESOLUTION NO. 22-672  
(December 13, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

**CHAIRMAN AUTHORIZED TO AWARD BIDS AND SIGN VARIOUS  
CONTRACTS ON BEHALF OF BUILDING AND GROUNDS  
(CO. BLDGS.)**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney is hereby authorized and directed to award bids and sign various contracts on behalf of Buildings and Grounds (Co. Bldgs.) as follows:

- *T.C.C.T., Inc.*, 46 North Maple Street, Warsaw, NY 14569 for the cleaning of various county buildings in the following amounts not to exceed:

- \$100,734.00 ~ for 2023
- \$101,493.36 ~ for 2024
- \$101,808.00 ~ for 2025
  - For a three (3) year total not to exceed three hundred four thousand thirty-five dollars and thirty-six cents (\$304,035.36); effective January 1, 2023 through December 31, 2025. (*Munis #953*)
- **Warrens Commercial Cleaning, Inc.**, 445 North Main Street, Warsaw, NY 14569 for the cleaning of various county buildings in the following amount not to exceed:
  - \$107,208.39 ~ for 2023
  - \$112,008.75 ~ for 2024
  - \$116,809.14 ~ for 2025
    - For three (3) year total not to exceed three hundred thirty-six thousand twenty-six dollars and twenty-eight cents (\$336,026.28); effective January 1, 2023 through December 31, 2025. (*Munis #961*)
- **Suburban Adult Services, Inc.**, 460 Maple Court, Elma, NY 14059 for the cleaning of the Wyoming County Mental Health building in an amount not to exceed five thousand dollars (\$5,000.00); effective January 1, 2023 through December 31, 2023. (*Munis #983*)

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#42**

**RESOLUTION NO. 22-673  
(December 13, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

**CAPITAL IMPROVEMENT PROJECT FOR THE WYOMING COUNTY  
JAIL ADDITION ESTABLISHED**

**WHEREAS**, The *Humane Alternatives to Long-Term Solitary Confinement* (HALT) Act (Chapter 93 of the Laws of 2021) served to restrict the use of segregated confinement while creating alternative therapeutic and rehabilitative confinement options for local correctional facilities; and

**WHEREAS**, Recent action by the New York State Commission of Correction outlined new regulations governing segregated confinement and residential rehabilitation units and the current design of the Wyoming County Jail cannot meet these requirements; and

**WHEREAS**, The Wyoming County Board of Supervisors' Public

December 13, 2022

Works Committee, Public Safety Committee, and this Board of Supervisors, in consultation with Buildings and Grounds (Co. Bldgs.) and the Jail Administrator, identified a solution to meet these requirements with an addition at the Wyoming County Jail; and

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors, on the recommendation of the above-mentioned committees, department and Administrator, hereby establishes a *Capital Improvement Project for the Wyoming County Jail Addition Project*; and be it

**FURTHER RESOLVED**, That permission is hereby granted to seek proposals for the completion of this established project.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#43**

**RESOLUTION NO. 22-674  
(December 13, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH KIDENEY  
ARCHITECTS, P.C. ON BEHALF OF BUILDINGS AND GROUNDS  
(CO. BLDGS.)**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Kideney Architects, P.C.*, 143 Genesee Street, Buffalo, NY 14203 on behalf of Buildings and Grounds (Co. Bldgs.). Said contract to provide architectural drawings for the *Capital Improvement Project for the Wyoming County Jail Addition Project* in an amount not to exceed one hundred seventy-eight thousand dollars (\$178,000.00); effective January 1, 2023 through December 31, 2023. Contingent upon the availability of funds. (*Munis #982*)

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#44**

**RESOLUTION NO. 22-675  
(December 13, 2022)**

By Mr. Brick, Chairman of the Public Works Committee:

**BRIAN MEYERS APPOINTED TO THE TRAFFIC SAFETY BOARD**



**BE IT RESOLVED**, That **Brian Meyers** (T/Arcade), 5 Clearview Drive, Arcade, NY 14009 is hereby appointed to the **Traffic Safety Board** to fill a vacant, unexpired a three (3) year term; effective December 13, 2022 through November 5, 2023. (*replacing W. Hicks*)

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

*There was a motion by Mrs. May, T/Orangeville, to combine resolutions #45 through #52. Hearing no objection, resolution titles only were read.*

#45

**RESOLUTION NO. 22-676**  
**(December 13, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH  
AUCTIONS INTERNATIONAL, INC. ON BEHALF OF THE SHERIFF'S  
DEPARTMENT**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a **REVENUE** contract with **Auctions International, Inc.**, 11167 Big Tree Road, East Aurora, NY 14052 on behalf of the Sheriff's Department. Said contract is for the online sale of government assets; effective December 1, 2022 through November 30, 2024. Contingent upon the availability of funds. (*Munis #993*)

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

#46

**RESOLUTION NO. 22-677**  
**(December 13, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH BLACK  
CREEK INTEGRATED SYSTEM, CORP. ON BEHALF OF THE  
COUNTY JAIL**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with **Black Creek Integrated System Corp.**, P.O. Box 101747, Irondale, AL 35210 on behalf of the County

December 13, 2022

Jail. Said contract to provide maintenance services for the Jail management software in an amount not to exceed twenty-two thousand six hundred forty-two dollars and ninety-five cents (\$22,642.95); effective January 1, 2023 through December 31, 2023. Contingent upon the availability of funds. (*Munis #946*)

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

#47

**RESOLUTION NO. 22-678  
(December 13, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH SAIA  
COMMUNICATIONS ON BEHALF OF 9-1-1**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Saia Communications*, 100 Stradtman Street, Buffalo, NY 14206 on behalf of 9-1-1. Said contract to upgrade and expand the current SCADA monitoring system at the Wethersfield and Perry towers in an amount not to exceed twenty-three thousand three hundred forty-two dollars and thirty-six cents (\$23,342.36); effective November 1, 2022 through December 31, 2022. (*Munis #956*) Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

#48

**RESOLUTION NO. 22-679  
(December 13, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**RESOLUTION NUMBER 21-315 AMENDED**

**WHEREAS**, Resolution Number 21-315 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH WILMAC BUSINESS EQUIPMENT COMPANY, INC. ON BEHALF OF 9-1-1**” passed by this Board of Supervisors on July 13, 2021 and provides for the upgrade and expansion of the NICE equipment in an amount not to exceed forty-seven thousand fourteen dollars (\$47,014.00); effective July 1, 2021 through December 31, 2021; now therefore,

**BE IT RESOLVED**, That *Resolution Number 21-315* be hereby amended to extend the contract end date from December 31, 2021 to ***June 30,***

2023 due to equipment shipment delays as a result of the COVID-19 pandemic. All else remains the same. (*Munis CO #984*)

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

#49

**RESOLUTION NO. 22-680  
(December 13, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON  
BEHALF OF EMERGENCY SERVICES**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is hereby authorized and directed to sign various contracts on behalf of Emergency Services as follows:

- ***Emergency Services Marketing Corp., Inc.***, P.O. Box 93, Dewitt, New York, 13214 for the renewing agreement for access to [IamResponding.com](http://IamResponding.com) in an amount not to exceed fifty-nine thousand two hundred fifty dollars (\$59,250.00); effective January 15, 2023 through January 14, 2028. (*Munis #977*)
- ***UBMD Emergency Medicine – University Emergency Medical Services Inc., (UEMS)***, 77 Goodell Street, Suite 340, Buffalo NY 14203 to provide medical direction for pre-hospital care in an amount not to exceed eighty-one thousand dollars (\$81,000.00); effective January 1, 2023 through December 31, 2025. (*Munis #976*)

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

#50

**RESOLUTION NO. 22-681  
(December 13, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**A RESOLUTION URGING GOVERNOR KATHY HOCHUL TO  
AMEND PARAGRAPH C OF GENERAL MUNICIPAL LAW 209-B,  
SUBDIVISION 4, TO ALLOW ALS INTERCEPT AGENCIES TO BILL  
DIRECTLY**

December 13, 2022

**WHEREAS**, Volunteer fire departments play a vital role in public safety; and

**WHEREAS**, The majority volunteer fire departments are supported through a combination of municipal funding and community donations, and they do not bill patients or insurers for services provided; and

**WHEREAS**, Many non-billing agencies, are not able to provide Advanced Life Support (ALS) services to their communities; and

**WHEREAS**, Those agencies are required to request ALS services when needed for patient care, as may ALS agencies when ALS volunteers are unavailable; and

**WHEREAS**, Paragraph C of Section 209-B, Subdivision 4, of the General Municipal Law, as amended effective July 8, 2022, requires ALS providers to bill transporting agencies for services provided, and prohibits the direct billing of patients or insurers; and

**WHEREAS**, This structure requires non-billing agencies to either begin billing patient/insurers in order to recover those costs, or to seek additional funding from their municipalities and through donations; and

**WHEREAS**, Existing funding through municipal and community support is not sufficient to cover the increased costs associated with ALS intercepts; and

**WHEREAS**, non-billing fire departments have neither the funding nor the personnel necessary to implement a billing apparatus; and

**WHEREAS**, several fire departments do not have access to funding that would support other losses incurred though increased operating expenses, insufficient reimbursements, or non-payments; and

**WHEREAS**, The undue financial burden placed upon our non-billing fire departments will result in the continued depletion of effective EMS operations in many Counties, which are necessary, life-saving services that the Board of Legislators is desirous that anyone living, working, and visiting any of our communities receives when requested; now, therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors urge Governor Kathy Hochul to amend Paragraph C of Section 209-B, Subdivision 4 of the General Municipal Law to allow ALS intercept agencies to bill directly; and be it further

**FURTHER RESOLVED**, That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, Senate Majority Leader Andrea Stewart-Cousins, Senate Minority Leader Rob Ortt, Assembly Majority Leader Crystal D. Peoples-Stokes, Assembly Minority Leader William Barclay, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties, Inter-County Association of Western New York and all others deemed necessary and proper.

**Carried:** XXX    **Ayes:** 1599    **Noes:**    **Absent:**    **Abstain:**

**#51**

**RESOLUTION NO. 22-682  
(December 13, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**LEAH R. NOWOTARSKI APPOINTED PUBLIC DEFENDER**

**BE IT RESOLVED**, That *Leah R. Nowotarski*, 64 Gibbons Street, Buffalo, NY 14218 be hereby appointed Public Defender for the County of Wyoming for a term of two (2) years; effective January 1, 2023 through December 31, 2024.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#52**

**RESOLUTION NO. 22-683  
(December 13, 2022)**

By Mrs. May, Chairman of the Public Safety Committee:

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS GRANT  
APPLICATIONS AND ACCEPTANCE AWARDS ON BEHALF OF THE  
PUBLIC DEFENDER**

**BE IT RESOLVED**, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to sign various grant applications and acceptance awards on behalf of the Public Defender's Office as follows:

- *New York State Division of Criminal Justice Services (DCJS)*, 80 South Swan Street, Albany NY, 12210 for the funding of Contract Number C524139 for Wyoming County Data-Day, Alternatives to Incarceration in a minimum amount of one hundred ninety-seven thousand nine hundred eight dollars (\$197,908.00); effective January 1, 2023 through December 31, 2023. (*Munis #989*)
- *New York State Office of Indigent Legal Services (ILS)*, 80 South Swan Street, Albany NY 12210 for the funding of Contract CAFA456, 4<sup>th</sup> Counsel at First Appearance in a minimum amount of two hundred nine thousand eight hundred forty-nine dollars (\$209,849.00); effective January 1, 2023 through December 31, 2025. (*Munis #986*)
- *New York State Office of Indigent Legal Services (ILS)*, 80 South Swan Street, Albany NY 12210 for the funding of Contract C130056 Distribution #13 (D13) in the minimum amount of fifty-one thousand

December 13, 2022

sixty dollars (\$51,060.00); effective January 1, 2023 through December 31, 2025. (*Munis #991*)

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

*There was a motion by Mr. Kehl, T/Attica, to combine resolutions #53 through #65 and #70 through #76. Resolutions #66 through #69 will be voted on separately at the request of Supervisor Roberts, T/Genesee Falls. Hearing no objection, resolution titles only were read.*

*Supervisor Davis, T/Covington offered that resolution #65 is a knee jerk reaction by New York City politicians and will put a great burden on rural cemeteries and town boards...*

**#53**

**RESOLUTION NO. 22-684  
(December 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH PRO-FLEX ADMINISTRATORS, LLC ON BEHALF OF COUNTY INSURANCE**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with ***Pro-Flex Administrators, LLC***, 8321 Main Street, Williamsville, NY 14221 on behalf of County Insurance. Said contract to provide COBRA administration in an amount not to exceed twenty-five thousand dollars (\$25,000.00); effective January 1, 2023 through December 31, 2027. Contingent upon the availability of funds. (*Munis #889*)

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#54**

**RESOLUTION NO. 22-685  
(December 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 15-386 AMENDED**

**WHEREAS**, Resolution Number 15-386 entitled, “**CHAIRMAN,**

Regular Session

**COUNTY TREASURER AND DIRECTOR OF INFORMATION TECHNOLOGY AUTHORIZED TO SIGN A CONTRACT WITH ACS, A XEROX COMPANY, ON BEHALF OF ALL WYOMING COUNTY DEPARTMENTS**", passed by this Board of Supervisors on October 13, 2015 and provides for an APPLICATION HOSTING and TECHNOLOGY SUPPORT SERVICES contract with ACS, a Xerox Company, for all Wyoming County Departments effective January 1, 2016 through December 31, 2020; and

**WHEREAS**, That Resolution Number 15-386 was previously amended by this Board of Supervisors on June 12, 2018 by **Resolution Number 18-276** as follows:

- Amend the contracting party from ACS, a XEROX Company to **Conduent Government Systems, LLC, 12410 Milestone Center Drive, Germantown MD 20874**
- Add **Microfilm Storage Services** to the Application Hosting and Technology Support Services contract for the Wyoming County Clerk's Office in an amount not to exceed **one thousand four hundred dollars (\$1,400.00)** per year; effective November 7, 2017 through December 31, 2020.

And,

**WHEREAS**, That Resolution Number 15-386 as previously amended by Resolution Number 18-276 was further amended by **Resolution Number 18-385** by this Board of Supervisors on September 11, 2018 to remove the **NY Property Tax Collection System Services** from the Application Hosting and Technology Support Services contract for the Wyoming County Treasurer's Office; effective January 1, 2019; and

**WHEREAS**, That Resolution Number 15-386 as previously amended by Resolution Number 18-276 and Resolution Number 18-385 was further amended by this Board of Supervisor on February 12, 2019 by **Resolution Number 19-091** to change the contracting party name for the APPLICATION HOSTING and TECHNOLOGY SUPPORT SERVICES contract from Conduent Government Systems to **Avenue Insights and Analytics, LLC**, 5860 Trinity Parkway, Suite 120, Centerville VA as this business has been sold; and

**WHEREAS**, That Resolution Number 15-386 as previously amended by Resolution Number 18-276, Resolution Number 18-385, Resolution Number 19-091 was further amended by this Board of Supervisors on October 13, 2020 by **Resolution Number 20-425** to include the **addition of conversion services system in an amount not to exceed forty thousand dollars (\$40,000.00) and extend the term of the APPLICATION HOSTING contract through December 31, 2021**; and

**WHEREAS**, That Resolution Number 15-386 as previously amended by Resolution Number 18-276, Resolution Number 18-385, Resolution Number 19-091 and Resolution Number 20-425 was further amended by this Board of Supervisors on November 10, 2020 by **Resolution Number 20-478** to extend the TECHNOLOGY SUPPORT SERVICES contract to extend the contract term

*through March 31, 2021 in an amount not to exceed forty-eight thousand dollars (\$48,000.00); and*

**WHEREAS**, That Resolution Number 15-386 as previously amended by Resolution Number 18-276, Resolution Number 18-385, Resolution Number 19-091, Resolution Number 20-425 and Resolution Number 20-478 was further amended by this Board of Supervisors on March 9, 2021 by ***Resolution Number 21-125 to extend the contract term for conversion services and contract extension of various systems in an amount not to exceed forty-eight thousand dollars (\$48,000.00); effective April 1, 2021 through June 30, 2021;*** and

**WHEREAS**, That Resolution Number 15-386 as previously amended by Resolution Number 18-276, Resolution Number 18-385, Resolution Number 19-091, Resolution Number 20-425, Resolution Number 20-478 and Resolution Number 21-125 was further amended by this Board of Supervisors on July 13, 2021 by ***Resolution Number 21-330 to extend the contract term for conversion services and contract extension of various systems in an amount not to exceed forty-eight thousand dollars (\$48,000.00); effective July 1, 2021 through September 30, 2021;*** and

**WHEREAS**, That Resolution Number 15-386 as previously amended by Resolution Number 18-276, Resolution Number 18-385, Resolution Number 19-091, Resolution Number 20-425, Resolution Number 20-478, Resolution Number 21-125 and Resolution Number 21-330 was previously amended by this Board of Supervisors on December 14, 2021 by ***Resolution Number 21-569 to extend the contract term for conversion services and contract extension of various systems in an amount not to exceed ninety-six thousand dollars (\$96,000.00); effective October 1, 2021 through March 31, 2022;*** and

**WHEREAS**, That Resolution Number 21-125 was ***rescinded in its entirety by Resolution Number 22-144; effective March 9, 2021*** as the contract amendment authorized by same was not executed and was replaced by the contract amendment authorized by Resolution Number 21-330; and

**WHEREAS**, That Resolution Number 15-386 as previously amended by Resolution Number 18-276, Resolution Number 18-385, Resolution Number 19-091, Resolution Number 20-425, Resolution Number 20-478, Resolution Number 21-330 and Resolution Number 21-569 was further amended by this Board of Supervisors on March 8, 2022 by ***Resolution Number 22-144 to extend the contract term for conversion services and contract extension of various systems in an amount not to exceed forty-eight thousand dollars (\$48,000.00); effective April 1, 2022 through September 30, 2022;*** and

**WHEREAS**, That Resolution Number 15-386 as previously amended by Resolution Number 18-276, Resolution Number 18-385, Resolution Number 19-091, Resolution Number 20-425, Resolution Number 20-478, Resolution Number 21-330, Resolution Number 21-569 and Resolution Number 22-144 was previously amended by this Board of Supervisors on September 13, 2022 by ***Resolution Number 22-473 to extend the term of the contract for conversion services of various systems in an amount not to exceed forty-one thousand five***



*hundred thirty-nine dollars and sixty-eight cents (\$41,539.68); effective October 1, 2022 through December 31, 2022; now therefore,*

**BE IT RESOLVED**, That *Resolution Number 15-386* as previously amended by *Resolution Number 18-276, Resolution Number 18-385, Resolution Number 19-091, Resolution Number 20-425, Resolution Number 20-478, Resolution Number 21-330, Resolution Number 21-569, Resolution Number 22-144 and Resolution Number 22-473* be hereby further amended *to extend the term of the contract for conversion services of various systems in an amount not to exceed forty-one thousand five hundred thirty-nine dollars and sixty-eight cents (\$41,539.68); effective January 1, 2023 through March 31, 2023.* (All else remains the same. *Munis CO#600*)

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#55**

**RESOLUTION NO. 22-686  
(December 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH MATRIX  
COMMUNICATIONS ON BEHALF OF INFORMATION  
TECHNOLOGY**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Matrix Communications*, 126 Dwight Park Circle, Syracuse, NY 13209 on behalf of Information Technology. Said contract to provide phone maintenance and programming services at the Agricultural Center in an amount not to exceed six thousand dollars (\$6,000.00); effective January 1, 2022 through December 31, 2022. Contingent upon the availability of funds. (*Munis #1002*)

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#56**

**RESOLUTION NO. 22-687  
(December 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH VENESKY  
& COMPANY ON BEHALF OF THE COUNTY TREASURER**

December 13, 2022

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with ***Venesky & Company***, 6114 Route 31, Cicero, NY 13039 on behalf of the County Treasurer. Said contract to provide accounting services to produce the *Indirect Cost Recovery Plan* in an amount not to exceed forty-two thousand dollars (\$42,000.00); effective January 1, 2023 through December 31, 2025. Contingent upon the availability of funds. (*Munis #981*)

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#57**

**RESOLUTION NO. 22-688  
(December 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**MICHAEL RADOS DESIGNATED “ACTING” REAL PROPERTY TAX  
SERVICES ASSESSOR**

**BE IT RESOLVED**, That ***Michael Rados***, 25 Valley Drive, Batavia, NY 14020 be hereby designated “ACTING” Real Property Tax Services Assessor to provide authority to sign Assessment Rolls and other such documents per New York State Real Property Tax Law until he has completed the New York State Office of Real Property Tax Services Assessor Qualification courses.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#58**

**RESOLUTION NO. 22-689  
(December 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**AUTHORIZE CHAIRMAN AND CLERK TO SIGN TAX WARRANTS**

**WHEREAS**, Section 904 of the Real Property Tax Law provides that the Collectors’ Warrants in said Tax Rolls should be executed by said Board of Supervisors under the seal of the Board signed by the Chairman and/or Clerk of the Board; and

**WHEREAS**, The Chairman/Clerk of the Board has presented the Annual Tax Rolls, with extensions therein, for the approval of this Board; now therefore

**BE IT RESOLVED**, That the Tax Rolls, as extended, are hereby in all

things approved and the Chairman or Clerk are hereby authorized and directed to execute and sign the warrants attached in said Rolls; warrants to be returned on or before April 1, 2023.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#59**

**RESOLUTION NO. 22-690  
(December 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**REAL PROPERTY TAX SERVICES DIRECTOR AUTHORIZED TO  
APPROVE CORRECTION OF ERRORS**

**BE IT RESOLVED**, That in accordance with Chapter 515 of Laws of 1997, the Wyoming County Board of Supervisors amends the Correction of Errors procedure (RPTL §§550-559) by authorizing the Director of Real Property Tax Services to approve the correction of the tax roll and tax bill, in an amount not to exceed one thousand dollars (\$1,000.00) (RPTL §554 (9)) during the year 2023; and be it

**FURTHER RESOLVED**, That the Director of Real Property Tax Service is also authorized to issue a tax refund and direct the Wyoming County Treasurer to issue refunds, in an amount not to exceed one thousand dollars (\$1,000.00) (RPTL §556 (8) (a)) during the year 2023.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#60**

**RESOLUTION NO. 22-691  
(December 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION OF THE BOARD OF SUPERVISORS LEVYING TAXES  
AND ASSESSMENTS REQUIRED FOR PURPOSE OF ANNUAL  
BUDGET OF TOWNS OF WYOMING COUNTY**

**WHEREAS**, There has been presented to this Board of Supervisors a duly certified copy of the annual budget of each of the several Towns in the County of Wyoming for the fiscal year beginning January 1, 2023; now therefore

**BE IT RESOLVED**, That there shall be and hereby is assessed and levied upon and collected from the taxable real property situated in the

December 13, 2022

following named Towns outside of the incorporated Villages, wholly or partially located therein, the amounts indicated below for Highway Outside Village, for purposes included with General Outside Village or to be spread with Highway Outside, as specified in the budgets of the respective Towns as follows:

NAME OF TOWN	GENERAL FUND OUTSIDE	HIGHWAY OUTSIDE	TOTAL
ARCADE	\$ 88,491.40	\$ 269,231.00	\$ 357,722.40
ATTICA	\$ -	\$ 278,340.00	\$ 278,340.00
BENNINGTON	\$ -	\$ -	\$ -
CASTILE	\$ -	\$ 331,661.00	\$ 331,661.00
COVINGTON	\$ -	\$ -	\$ -
EAGLE	\$ -	\$ -	\$ -
GAINESVILLE	\$ -	\$ 245,000.00	\$ 245,000.00
GENESEE FALLS	\$ -	\$ -	\$ -
JAVA	\$ -	\$ -	\$ -
MIDDLEBURY	\$ 4,250.00	\$ 300,747.00	\$ 304,997.00
ORANGEVILLE	\$ -	\$ -	\$ -
PERRY	\$ 23,827.96	\$ 268,064.57	\$ 291,892.53
PIKE	\$ -	\$ -	\$ -
SHELDON	\$ -	\$ -	\$ -
WARSAW	\$ 11,344.00	\$ 337,097.00	\$ 348,441.00
WETHERSFIELD	\$ -	\$ -	\$ -
<b>TOTALS:</b>	<b>\$ 127,913.36</b>	<b>\$ 2,030,140.57</b>	<b>\$ 2,158,053.93</b>

and be it

**FURTHER RESOLVED**, That there shall be and hereby is assessed and levied upon and collected from real property liable therefore within the respective fire protection, lighting, recycling, and water districts in the following towns, as listed below, the following respective budgets:

NAME OF TOWN	FIRE DISTRICT	FIRE PROTECTION	LIGHT & Sidewalk	WATER/SEWER & RECYCLE FEE	RELIEVED WATER/SEWER & RECYCLE FEE	TOTAL
ARCADE		\$ 136,696.00		*** \$ 170,789.56		\$ 307,485.56
ATTICA		\$ 77,000.00				\$ 77,000.00
BENNINGTON	V \$ 11,295.50	B \$ 110,000.00 C \$ 84,475.00 HC \$ 32,905.78	\$ 1,170.00	* \$ 48,900.00	* \$ 2,339.31	\$ 291,085.59
CASTILE		\$ 146,770.00	\$ 10,000.00	* \$ 43,075.00 ** \$ 224,706.00	* \$ 4,687.33	\$ 429,238.33
COVINGTON		PA \$ 91,343.00 WY \$ 13,502.00 PE \$ 6,800.00		* \$ 350.00 * \$ 68,622.00		\$ 180,617.00
EAGLE	\$ 148,359.00		\$ 6,000.00	* \$ 6,900.00	* \$ 1,627.80 *** \$ -	\$ 162,886.80
GAINESVILLE		G \$ 86,700.00 SS \$ 20,966.00 C \$ 2,339.00				\$ 110,005.00
GENESEE FALLS		\$ 34,200.00	\$ 9,000.00			\$ 43,200.00
JAVA	NJ \$ 38,959.00	NJ \$ - S \$ 100,000.00 F1 \$ 84,873.00 F2 \$ 15,814.00	NJ \$ 1,500.00 JC \$ 200.00	* \$ 11,062.00	* \$ 4,590.58	\$ 156,311.58
MIDDLEBURY						\$ 100,687.00
ORANGEVILLE	V \$ 66,619.00	O \$ 19,084.00	L3 \$ 700.00	* \$ 2,731.56	* \$ 416.86	\$ 89,551.42
PERRY	F3 \$ 3,838.07	F4 \$ 69,000.00	PC \$ 1,850.00	* \$ 15,580.00 ** \$ 24,368.03	* \$ -	\$ 114,636.10
PIKE	F1 \$ 46,300.00		L1 \$ 6,700.00 S1 \$ 3,000.00		* \$ 7,917.55	\$ 63,917.55
SHELDON	V \$ 32,699.17 NJ \$ 16,719.25	ST \$ 51,819.00 NJ \$ - SH \$ 126,990.44 HC \$ 34,147.92	L1 \$ 2,880.00 L2 \$ 1,825.00 L3 \$ 300.00 L9 \$ 900.00	* \$ 66,240.33	* \$ 1,037.91 *** \$ -	\$ 335,559.02
WARSAW		\$ 65,855.00		* \$ - ** \$ 59,269.00	* \$ 179.23 ** \$ 56.88 *** \$ -	\$ 125,360.11
WETHERSFIELD		G \$ 45,000.00 NJ \$ 29,751.34 B \$ 29,500.00				\$ 104,251.34
<b>TOTALS:</b>	<b>\$ 364,788.99</b>	<b>\$ 1,515,531.48</b>	<b>\$ 46,025.00</b>	<b>\$ 742,593.48</b>	<b>\$ 22,853.45</b>	<b>\$ 2,691,792.40</b>

\*\* = WATER

\*\* = SEWER

\*\*\* = RECYCLING

and be it

**FURTHER RESOLVED**, That the amounts to be raised by tax for all other purposes, as specified in the said several budgets are presented to this Board and which are on file in the office of the Clerk hereof, shall be and hereby are assessed and levied upon and collected from all the taxable property in the Towns as indicated below, except otherwise provided by Law, namely:

NAME OF TOWN	GENERAL FUND TOWN WIDE	HIGHWAY FUND TOWN WIDE	TOTAL
ARCADE	\$ 136,603.00	\$ 287,307.00	\$ 423,910.00
ATTICA	\$ 228,710.00	\$ 277,935.00	\$ 506,645.00
BENNINGTON	\$ 265,796.00	\$ 852,271.00	\$ 1,118,067.00
CASTILE	\$ 218,652.00	\$ 351,102.00	\$ 569,754.00
COVINGTON	\$ 210,307.00	\$ 386,605.00	\$ 596,912.00
EAGLE	\$ -	\$ -	\$ -
GAINESVILLE	\$ 189,000.00	\$ 308,000.00	\$ 497,000.00
GENESEE FALLS	\$ 159,979.00	\$ 295,209.00	\$ 455,188.00
JAVA	\$ 138,647.00	\$ 537,173.00	\$ 675,820.00
MIDDLEBURY	\$ 123,176.00	\$ 366,457.00	\$ 489,633.00
ORANGEVILLE	\$ -	\$ -	\$ -
PERRY	\$ 318,445.96	\$ 318,445.96	\$ 636,891.92
PIKE	\$ 175,128.00	\$ 386,161.00	\$ 561,289.00
SHELDON	\$ -	\$ -	\$ -
WARSAW	\$ 424,657.00	\$ 386,123.00	\$ 810,780.00
WETHERSFIELD	\$ 39,020.00	\$ 61,400.00	\$ 100,420.00
<b>TOTALS:</b>	<b>\$ 2,628,120.96</b>	<b>\$ 4,814,188.96</b>	<b>\$ 7,442,309.92</b>

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#61**

**RESOLUTION NO. 22-692  
(December 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND  
ACCEPTANCE AWARD WITH THE NEW YORK STATE OFFICE OF  
PARKS, RECREATION AND HISTORIC PRESERVATION ON  
BEHALF OF THE BOARD OF SUPERVISORS**

**BE IT RESOLVED**, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized to sign a grant acceptance award with the *New York State Office of Parks, Recreation and Historic Preservation*, 625 Broadway, Albany, NY 12207 on behalf the Board of Supervisors. Said grant funding is for the 2022/2023 New York State Snowmobile Grant-In-Aid Program in a minimum amount of one hundred seventy-one thousand two hundred four dollars (\$171,204.00); effective April 1, 2022 through March 31, 2023. (*Munis #1009*)

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

December 13, 2022

**RESOLUTION NO. 22-693  
(December 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH THE  
WYOMING COUNTY SNOWMOBILE FEDERATION ON BEHALF OF  
THE BOARD OF SUPERVISORS**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with the *Wyoming County Snowmobile Federation*, 6083 Route 362, Bliss, NY 14024 on behalf of the Board of Supervisors. Said contract is for the 2022/2023 New York State Snowmobile Grant-In-Aid Program funding in an amount not to exceed one hundred seventy-one thousand two hundred four dollars (\$171,204.00); effective April 1, 2022 through March 31, 2023. (*Munis #886*)

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

#63

**RESOLUTION NO. 22-694  
(December 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**SEMI-ANNUAL REVENUE SHARING FOR THE TOWNS**

**BE IT RESOLVED**, That the Chairman of the Finance Committee, presented the Semi-Annual Revenue Sharing Report for the period of April 1, 2022 through September 30, 2022 and moved that the Clerk draw warrants on the County Treasurer for the various amounts therein.

**To: Robin LaWall, Deputy County Treasurer of Wyoming County, NY**

You are hereby authorized and directed to distribute the Semi-Annual Revenue Sharing amounts totaling forty thousand two hundred ninety-five dollars and fifteen cents (\$40,295.15) to the sixteen (16) towns of Wyoming County, in accordance with the report filed with the Clerk of the Board of Supervisors, as follows:

<b>TOWNS</b>	<b>REVENUE SHARING DISTRIBUTIED</b>
Arcade	\$5,331.41
Attica	\$2,245.37
Bennington	\$2,684.12
Castile	\$2,688.20
Covington	\$1,185.24
Eagle	\$904.62
Gainesville	\$8,223.38
Genesee Falls	\$264.78
Java	\$1,624.92
Middlebury	\$792.60
Orangeville	\$2,110.08
Perry	\$2,853.80
Pike	\$2,840.95
Sheldon	\$1,751.80
Warsaw	\$4,375.99
Wethersfield	\$417.89
<b>Grand Totals:</b>	<b>\$40,295.15</b>

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#64**

**RESOLUTION NO. 22-695  
(December 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN LETTERS OF  
UNDERSTANDING WITH CONTRACT AGENCIES FOR 2023**

**BE IT RESOLVED**, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to sign Letters of Understanding with the following Contract Agencies for 2023:

<b>CONTRACT AGENCY</b>	<b>2023 EXPENDITURES</b>
Wyoming County Community Action	\$45,000.00
Wyoming County Chamber of Commerce (Tourism)	\$60,000.00
Wyoming County Business Education Council	\$4,300.00

December 13, 2022

Wyoming County Business Center (LDC)	\$70,000.00
Wyoming County Arts Council	\$15,000.00
Wyoming County Wildlife Federation	\$1,000.00
Wyoming County Soil & Water	\$123,514.00
Erie-Wyoming County Soil & Water	\$3,000.00
Wyoming County Fair Association	\$23,000.00
Cornell Cooperative Extension of Wyoming County	\$432,418.00
<b>TOTAL</b>	<b>\$777,232.00</b>

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#65**

**RESOLUTION NO. 22-696  
(December 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION OPPOSING SENATE BILL S.9517 AND ASSEMBLY  
BILL A.10644 IN RELATION TO CERTAIN DUTIES AND  
RESPONSIBILITIES OF CEMETERY CORPORATIONS AS TOO  
FINANCIALLY BURDENSOME**

**WHEREAS**, Senate Bill S.9517 and Assembly Bill A.10644 propose another layer of rules and regulations on cemetery corporations under the Not-for-Profit Corporation Law; and

**WHEREAS**, This legislation would require cemetery associations to carry liability insurance to cover claims filed if someone is injured or is killed by the collapse of any cemetery monument or marker; it would also require a cemetery corporation to carry liability insurance for monuments and other embellishments on a plot or cemetery lot; and

**WHEREAS**, Activities like excavating a grave, setting concrete vaults, excavating foundations, concrete pouring, monument installation, maintenance and use of heavy machinery would require guidance from a licensed engineer; and

**WHEREAS**, Cemeteries would also be required to remain available for grave openings and interments outside of normal business hours in the case of persons belonging to a religious and/or ethnic tradition that requires burial or interment prior to sunset on the date of the person's death; and

**WHEREAS**, Those cemetery corporations that maintain and designate



a burial section for persons of a particular religious belief or ethnic tradition would be required to appoint an inspector to ensure the cemetery is in compliance with the applicable rules and regulations governing those religious beliefs or ethnic traditions with respect to burials; inspectors would be appointed in consultation with local religious leaders; and

**WHEREAS,** This legislation also requires the cemetery corporation to disclose to a person purchasing a plot in the cemetery the condition of the soil under such lot, plot or part thereof, including but not limited to the existence of groundwater or any other defects or past disturbances which may substantially impair or alter the natural condition of the soil; and

**WHEREAS,** This legislation would create a huge financial burden upon the small rural cemetery corporations in Wyoming County by requiring them to hire a licensed engineer or excavating company to perform excavation work in the cemetery, purchase additional liability insurance to insure monuments and other embellishments belonging to individual plot owners, hire a religious inspector, and compensate cemetery employees to keep the premises open after normal business hours for grave openings and interments outside normal business hours; and

**WHEREAS,** This legislation would also require the cemetery corporation to contract for services to determine the soil conditions creating an additional financial burden on them, and

**WHEREAS,** The rural cemetery corporations of Wyoming County do not have adequate funds to support the additional financial burden this legislation would impose upon them; now, therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors hereby opposes Senate Bill S.9517 and Assembly Bill A.10644 and the amendments to the Not-for Profit Corporation Law contained therein; and be it

**FURTHER RESOLVED,** That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, Senate Majority Leader Andrea Stewart-Cousins, Senate Minority Leader Rob Ortt, Assembly Majority Leader Crystal D. Peoples-Stokes, Assembly Minority Leader William Barclay, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties, Inter-County Association of Western New York and all others deemed necessary and proper.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#70**

**RESOLUTION NO. 22-697  
(December 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**WYOMING COUNTY PURCHASING POLICY AMENDMENTS**

December 13, 2022

**ADOPTED**

**BE IT RESOLVED**, That this Board of Supervisors does hereby approve and adopt the following amendments to the *Purchasing Policy for the County of Wyoming* under **PURCHASES OF GOODS AND/OR EQUIPMENT (NOT PUBLIC WORK)** as presented to this Board for all County departments, except the Wyoming County Community Hospital which shall maintain their own procedures

**NOTES:**

1. Purchases of \$500 or less are left to the discretion of the department.
  2. Purchases of \$501 - \$5,000 require documented quotes from at least two (2) vendors (documentation to be attached to the requisitions / contract when submitted for payment) \*\* See section 5 above for purchases that will NOT require verbal or written quotes.
  3. Purchases of \$5,001 or greater are to be made from a verified state contract or through the County bidding process (refer to “BIDS AND RFPs” section below);
- **IT IS IMPORTANT THAT YOU READ AND UNDERSTAND THE APPENDIX A-1 IN GRANTS WHICH STATES THE ACCEPTABLE PROCUREMENT PROCEDURE FOR YOUR SPECIFIC GRANT!!**
  - When the purchase of goods or equipment also requires a service contract, said contract **MUST** comply with the “SERVICE CONTRACT REQUIREMENTS” section below

Commodity Purchases	Procurement Requirement	Approval Requirement
\$500 or Less	0 verbal quotes	
\$501 - \$5,000	2 quotes	
\$5,001	Formally Bid	Approval to Bid



**Written and verbal quotes on Quote Form (See Appendix "A") must be attached to R**

And be it

**FURTHER RESOLVED**, That all County departments shall be responsible for the implementation and adherence to the Wyoming County Purchasing Policy; effective immediately.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#71**

Regular Session

**RESOLUTION NO. 22-698**  
**(December 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**DATE SET FOR ANNUAL ORGANIZATIONAL MEETING**

**WHEREAS**, The Rules of Procedure of the Board of Supervisors has been suspended by unanimous consent for the purpose recited in this resolution; now therefore

**BE IT RESOLVED**, That the *Annual Organizational Meeting* of the Wyoming County Board of Supervisors will be set for ***Tuesday, January 3, 2023, at 2:00 PM***, in the Supervisors' Chambers located in the Wyoming County Government Center, 2<sup>nd</sup> Floor, at 143 North Main Street, Village of Warsaw, Warsaw, New York 14569.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:    #72**

**RESOLUTION NO. 22-699**  
**(December 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**OFFICIAL NEWSPAPERS DESIGNATED**

**BE IT RESOLVED**, That, pursuant to Section 214 (2) of the County Law of this state, the *Arcade Herald*, Arcade, New York; the *Country Courier*, Warsaw, New York; *The Daily News*, Batavia, New York; and the *Perry Herald*, Perry, New York are hereby designated for the publication of local laws and all other notices and matters required by law to be published, for which no other specific designation has heretofore been made.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**REPUBLICAN DESIGNATION TO PUBLISH**

We, the undersigned Republican members of the Board of Supervisors of the County of Wyoming, State of New York, do hereby designate as follows for the year 2023:

DESIGNATION	PUBLICATION	VILLAGE OF
Election Notice	Daily News	Batavia, New York
Sheriff Proclamation	Daily News	Batavia, New York
Local laws, notices and		

other matters required by matters required by law to be published and for which NO OTHER specific designation has been made	Daily News	Batavia, New York
Official Canvass	Country Courier	Warsaw, New York
Constitutional amendments and concurrent resolutions (including tax sales and redemptions)	Country Courier	Warsaw, New York

***Signed this 13<sup>th</sup> day of December 2022:***

s/ A.D. Berwanger	s/ Bryan Kehl	s/ Ellen Grant
s/ E. Joseph Gozelski	s/ Jerry Davis	s/ Vanessa McCormick
s/ Luanne Roberts	s/ Daniel Leuer	s/ Susan May
s/ James Brick	s/ Sandra King	s/ Brian Becker
s/ Rebecca Ryan	s/ Ron Jacoby	

**DEMOCRATIC DESIGNATION TO PUBLISH**

We, the undersigned Democratic members of the Board of Supervisors of the County of Wyoming, State of New York, do hereby designate as follows for the year 2023:

DESIGNATION	PUBLICATION	VILLAGE OF
Election Notice	Perry Herald	Perry, New York
Sheriff Proclamation	Perry Herald	Perry, New York
Local laws, notices and other matters required by matters required by law to be published and for which NO OTHER specific designation has been made	Perry Herald	Perry, New York
Official Canvass	Arcade Herald	Arcade, New York
Constitutional amendments and concurrent resolutions (including tax sales and redemptions)	Arcade Herald	Arcade, New York

***Signed this 13<sup>th</sup> day of December 2022:***

s/ Michael Roche	s/ David Granger
------------------	------------------

**#73**

**RESOLUTION NO. 22-700**

Regular Session

**(December 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**THREE (3) COPIES OF ANNUAL REPORTS REQUESTED**

**BE IT RESOLVED**, That the Public Officials of this County present at least three (3) hard copies, in writing, and one (1) electronic copy of their annual report to the Clerk of this Board not later than March 31, 2023, said annual reports to contain a financial summary of the department; and be it

**FURTHER RESOLVED**, That any supervisor may request any official to present an oral report in addition to a written report.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#74**

**RESOLUTION NO. 22-701  
(December 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**SUSAN MAY REAPPOINTED TO THE WESTERN REGION  
OFF TRACK BETTING CORPORATION BOARD OF DIRECTORS**

**BE IT RESOLVED**, That *Susan May*, 2916 Orangeville Center Road, Warsaw, NY 14569 is hereby reappointed to the *Western Region Off Track Betting Corporation Board of Directors* for a two (2) year term; effective through January 1, 2023 through December 31, 2024.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#75**

**RESOLUTION NO. 22-702  
(December 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**POSITION(S) APPROVED**

**BE IT RESOLVED**, That the following positions are hereby created, amended, extended modified, reinstated, reassigned, abolished and/or reclassified in the following Wyoming County Departments:

**REASSIGNED:**

*Office for the Aging*

December 13, 2022

- One (1) position of ***Dietitian*** (.4571 FTE) (position code 06.946.616) from Wyoming County Community Health System to the Office for the Aging and place on Salary Schedule S at \$36.96/hour; position available date is November 21, 2022.

**CREATED:*****Buildings and Grounds***

- One (1) position of ***Laborer*** (Temp) (1.00 FTE) with only those benefits mandated by law; effective December 14, 2022 through the duration of a current employee's FMLA leave of absence, anticipated return to work January 3, 2023. Approved wage range is \$20.00 - \$25.00/hr.

***Public Defender***

- One (1) position of ***Secretary I*** (1.00 FTE) and place on Salary Schedule S with an hourly wage range to be negotiated between \$21.98-\$38.46/hr. (annual salary equivalent of \$40,000-\$70,000); position available date is January 1, 2023.
- One (1) position of ***Staff Social Worker, PT*** (0.50 FTE) to be fully funded through the Wyoming County Data-Day, Alternatives to Incarceration grant and placed on Salary Schedule G at an hourly rate of \$43.96 (annual salary equivalent of \$40,000.00); position available date is January 1, 2023.
  - Benefit package consistent with current CSEA Bargaining Agreement

**MODIFIED:*****Public Defender***

- One (1) position of ***Secretary I, PT*** (0.10 FTE) (position code 006.350) which is currently on Salary Schedule S at \$33.82/hr. (annual salary equivalent of \$6,155.00) to reflect a 1.00 FTE hourly wage range still being negotiated between \$21.98-\$38.46/hr. (annual salary equivalent of \$40,000-\$70,000); position available date is January 1, 2023.

**REINSTATED:*****Public Defender***

- One (1) position of ***Assistant Public Defender, (7<sup>th</sup>)*** (1.00 FTE) (position code 013.503) fully funded through the Wyoming County Data-Day, Alternatives to Incarceration grant on Salary Schedule G with an annual salary of \$75,000.00; position available date is January 1, 2023.
  - Benefit package consistent with Salary Schedule S

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#76**

**RESOLUTION NO. 22-703  
(December 13, 2022)**

Regular Session

By Mr. Kehl, Chairman of the Finance Committee:

## LIFT THE 2023 EQUALIZATION TABLE AND ADOPT

**BE IT RESOLVED**, That the 2023 Equalization Table, which was tabled on November 8, 2022, be lifted from the table; and be it

**FURTHER RESOLVED**, That the said following Equalization Table sets forth the percentage of County Tax to be paid by each Town for 2023 is hereby adopted as presented

### 2023 EQUALIZATION TABLE

Advisory Equaliz Rates	TOWN	Taxable Assessed Value with Partial Exemptions Added	Full Value At State Rates	% of Co. Tax to be paid by Each Town	Taxable Assessed Value
96.00%	ARCADE	305,991,813	318,741,472	0.109138179	305,986,963
96.00%	ATTICA	223,723,093	233,044,889	0.079795373	223,711,493
100.00%	BENNINGTON	375,220,212	375,220,212	0.128476694	375,211,383
100.00%	CASTILE	350,231,178	350,231,178	0.119920363	350,205,128
100.00%	COVINGTON	93,884,960	93,884,960	0.032146534	93,884,460
100.00%	EAGLE	82,486,040	82,486,040	0.028243505	82,485,740
100.00%	GAINESVILLE	117,445,829	117,445,829	0.040213857	117,445,829
98.00%	GENESEE FALLS	34,085,509	34,781,132	0.011909179	34,083,709
100.00%	JAVA	189,615,805	189,615,805	0.064925105	189,614,305
100.00%	MIDDLEBURY	118,538,527	118,538,527	0.040588000	118,531,127
88.00%	ORANGEVILLE	110,968,017	126,100,019	0.043177081	110,968,017
98.00%	PERRY	235,111,781	239,909,981	0.082146005	235,094,081
93.00%	PIKE	61,460,624	66,086,692	0.022628311	61,460,624
97.00%	SHELDON	184,210,305	189,907,531	0.065024993	184,205,305
100.00%	WARSAW	310,673,008	310,673,008	0.106375509	310,671,508
85.00%	WETHERSFIELD	62,784,454	73,864,064	0.025291310	62,778,154
	<b>TOTALS</b>	<b>2,856,431,155</b>	<b>2,920,531,338</b>	<b>1.000000000</b>	<b>2,856,337,826</b>

#### FINANCE COMMITTEE

25-Oct-22

Bryan Kehl  
Daniel Leuer  
Brian Becker  
Jerry Davis  
Michael Roche

Ellen Grant  
James Brick  
Sandra King  
Susan May  
Ronald Jacoby

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

**#66**

### RESOLUTION NO. 22-704 (December 13, 2022)

By Mr. Kehl, Chairman of the Finance Committee:

#### RESOLUTION NUMBER 19-346 AMENDED

**WHEREAS**, Resolution Number 19-346 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM,**” passed by this Board of Supervisors on August 13, 2019, and provides, in part, for the following contract:

December 13, 2022

- **Dean M. Brewer, Jr, DO**, 26024 Liberty Avenue, Watertown, NY 13601 to provide family practice services in an amount not to exceed two hundred fifty thousand dollars (\$250,000.00) per year; effective April 1, 2020 through March 31, 2023 or within sixty (60) days upon the completion of credentialing and obtaining malpractice insurance.

And,

**WHEREAS**, That Resolution Number 19-346 was previously amended by this Board of Supervisors on September 9, 2019 by **Resolution Number 19-395** to **include the payment of a one-time stipend in the amount of thirty-six thousand dollars (\$36,000.00)** upon the April 1, 2020 start date; now therefore

**BE IT RESOLVED**, That **Resolution Number 19-346** as previously amended by **Resolution Number 19-395** be hereby further amended as follows:

- **Change** the contracting party's address to **2 Winterhall Road, Orchard Park, NY 14127**.
- Increase the base salary to **an amount not to exceed of \$260,000.00 per year; effective January 1, 2023**.
- Include a **stipend for wRVUs in excess of 4,800 for each year (January 1 to December 31) in an amount of \$53.00 per wRVU**, payable in February of each year; effective 01/01/2023.
- Include a **stipend for the Arcade Clinic Director duties in an amount of \$10,000.00 per year; effective January 1, 2023**.
- Include a **stipend in the amount of \$30,000.00 per year when total clinic net revenues are equal to or exceed total clinic expenses for a 12-month period (January 1 to December 31)**, payable in February of each year; effective January 1, 2023.

All else remains the same.

**Carried: XXX Ayes: 1580 Noes: Absent: Abstain: 19 (Genesee Falls)**  
#67

**RESOLUTION NO. 22-705  
(December 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**HOSPITAL ADMINISTRATOR AUTHORIZED TO SIGN VARIOUS  
EMPLOYMENT AGREEMENTS ~ SALARY SCHEDULE "P" ON  
BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH  
SYSTEM**

**BE IT RESOLVED**, In accordance with Resolution Number 11-209 passed by the Wyoming County Board of Supervisors, on June 14, 2011 entitled, **"AMENDING RESOLUTION 91-159, AUTHORITY OF THE**

Regular Session



**BOARD OF MANAGERS OF THE HOSPITAL,”** the Hospital Administrator of the hospital, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney and/or Costello Cooney Fearon, PLLC, legal counsel, is hereby authorized and directed to sign various Employment Agreements – Salary Schedule “P” on behalf of the Wyoming County Community Health System as follows:

- **Carolyn Wagner, PA**, 24 Vincent Drive, Pittsford, NY 14534 to provide physician assistant services at the hospital orthopedic clinic in an amount not to exceed one hundred twenty-seven thousand dollars (\$127,000.00) per year; effective February 1, 2023.
- **Joseph F. Gomez, MD**, 3675 Baker Road, Orchard, Park, NY 14127 to provide cardiology services at the hospital in an amount not to exceed five hundred twenty-five thousand dollars (\$525,000.00) per year plus a stipend for wRVUs in excess of four thousand (4,000) for each six (6) month period during the year (January 1 to June 30 and July 1 to December 31) in an amount of sixty-four dollars (\$64.00) per wRVU, payable at the end of each six (6) month period during the contract year; effective February 1, 2023.

Contingent upon the availability of funds.

**Carried: XXX Ayes: 1580 Noes: Absent: Abstain: 19** (Genesee Falls)  
#68

**RESOLUTION NO. 22-706  
(December 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**HOSPITAL ADMINISTRATOR AUTHORIZED TO SIGN A  
CONTRACT WITH FARKAD M. BALAYA, MD, PC ON BEHALF OF  
THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**

**BE IT RESOLVED**, In accordance with Resolution Number 11-209 passed by the Wyoming County Board of Supervisors, on June 14, 2011 entitled, “**AMENDING RESOLUTION 91-159, AUTHORITY OF THE BOARD OF MANAGERS OF THE HOSPITAL,”** the Hospital Administrator, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney and/or Costello Cooney Fearon, PLLC, legal counsel, is hereby authorized and directed to sign a contract with **Farkad M. Balaya, MD PC**, 155 Main Street, Hamburg, NY 14075 on behalf of the Wyoming County Community Health System. Said contract is for professional medical services of one (1) or more qualified, board certified/eligible physicians specializing in OB/GYN to provide OB/GYN services at WCCHS for mutually

December 13, 2022

agreed upon periods of time providing clinic, surgery, emergency on-call or laborist services in an amount not to exceed nine hundred twenty-five thousand dollars (\$925,000.00) per year; effective January 1, 2023 through December 31, 2025. Contingent upon the availability of funds.

**Carried: XXX Ayes: 1580 Noes: Absent: Abstain: 19 (Genesee Falls)**  
**#69**

**RESOLUTION NO. 22-707**  
**(December 13, 2022)**

By Mr. Kehl, Chairman of the Finance Committee:

**SALARY SCHEDULES “C” “P”, “D”, “S”, AND “G” AMENDED**

**BE IT RESOLVED**, That the Wyoming County Salary Plan which became effective January 01, 1967, as amended, is hereby amended as follows:

**Salary Schedule “C”:**

***Wyoming County Community Hospital***

- Set the salary for one (1) position of ***Director of Education/Infection Prevention*** (1.00 FTE) (position code 01.633.675) under ACUTE QUALITY at \$93,600.00 per year, effective December 11, 2022.
- Set the salary for one (1) position of ***Quality and Risk Management Coordinator*** (1.00 FTE) (position code 02.160.545) under ACUTE QUALITY at \$62,000.00 per year; effective December 11, 2022.
- Set the salary for one (1) position of ***Nurse Recruiter*** (1.00 FTE) (position code 02.900.665) under NURSING ADMINISTRATION (ACUTE) at \$87,000.00 per year; effective November 27, 2022.
  - Upon completion of six (6) months satisfactory performance, increase the salary by 2.5%.
- Transfer one (1) position of ***Dietician*** (1.00 FTE) (position code 06.946.616) under CLINIC ADMINISTRATION to Salary Schedule S under Office for the Aging; effective November 19, 2022.

**Salary Schedule “P”:**

***Wyoming County Community Hospital***

- Create one (1) position of ***Cardiologist*** (1.00 FTE) (position code TBD) under CARDIOLOGY CLINIC and set the salary at \$525,000.00 per year; position available date is February 1, 2023.
- Include a stipend for the position of ***Cardiologist*** (position code TBD) under CARDIOLOGY CLINIC for wRVUs in excess of 4,000 for each six (6) month period during the year (January 1 to June 30 and July 1 to December 31) in an amount of \$64.00 per wRVU, payable at the end of each six (6) month period during the contract year; effective February

1, 2023.

- Set the salary for the position of **Family Practice Physician Provider** (1.00 FTE) (position code 10.106.587) under WYOMING COUNTY FAMILY MEDICINE – ARCADE at \$260,000.00 per year; effective January 1, 2023.
- Include a stipend for the position of **Family Practice Physician Provider** (position code 10.106.587) under WYOMING COUNTY FAMILY MEDICINE – ARCADE for wRVUs in excess of 4,800 for each year (January 1 to December 31) in an amount of \$53.00 per wRVU, payable in February of each year; effective January 1, 2023.
- Include a stipend for the position of **Family Practice Physician Provider** (position code 10.106.587) under WYOMING COUNTY FAMILY MEDICINE – ARCADE for the Arcade Clinic Director duties in an amount of \$10,000.00 per year; effective January 1, 2023.
- Include a stipend for the position of **Family Practice Physician Provider** (position code 10.106.587) under WYOMING COUNTY FAMILY MEDICINE – ARCADE in the amount of \$30,000.00 per year when total clinic net revenues are equal to or exceed total clinic expenses for a 12-month period (January 1 to December 31), payable in February of each year; effective January 1, 2023.
- Create one (1) position of **General Surgeon** (1.00 FTE) (position code TBD) under GENERAL SURGERY CLINIC and set the salary at \$375,000.00 per year; position available date is December 1, 2022.
- Create one (1) position of **Mid-Level Provider** (1.00 FTE) (position code TBD) under CARDIOLOGY CLINIC and set the salary at \$120,000.00 per year; position available date is November 27, 2022.

### **Salary Schedule “D”:**

#### ***Public Defender***

- Set the annual salary of the **Public Defender, PT** at \$81,031.00; effective January 1, 2023.

### **Salary Schedule “S”:**

#### ***Public Defender***

- Set the annual salary of the **Assistant Public Defender, PT (1<sup>st</sup>)** at \$12,000.00; effective January 1, 2023

### **Salary Schedule “G”:**

#### ***Public Defender***

- Set the annual stipend for the position of **Public Defender** at \$9,347.00; effective January 1, 2023 through March 31, 2023
  - Hurrell-Harring Grant (year 3)
- Set the annual stipend for the position of **Assistant Public Defender**

- (1<sup>st</sup>) at \$1,653.00; effective January 1, 2023 through March 31, 2023
- Hurrell-Harring Grant (year 3)

***Office for the Aging***

- Set the salary for the position of ***Alzheimer Caregiver Coordinator, FT*** at \$24.16 per hour not to exceed \$43,939.00 for 2023 to reflect the 2.5% COLA.
- Amend stipends for the Alzheimer's Disease Caregiver Support Initiative Grant plus corresponding fringes for the following positions; effective July 1, 2022:
  - ***Deputy Director of Aging*** \$2,000.00
  - ***Fiscal Officer I*** \$3,000.00
    - Funds provided through the ADCSI grant

***Public Health***

- Amend salaries to reflect 2023 2.5% COLA increase with all adjustments reimbursed by grant funds for the following positions:
  - ***Health Insurance Enrollment Specialist*** (position coded 139.606)
  - ***Fellows Coordinator*** (position code 157.645)
  - ***Public Health Corps Graduate Fellow*** (position code 157.645)
  - ***Public Health Corps Fellow*** (position code 154.642)
  - ***Public Health Corps Fellow*** (position code 155.642)
  - ***COVID Response Coordinator*** (position code 156.640)
  - ***COVID Response Specialist*** (position code 145.631)

**Carried: XXX Ayes: 1580 Noes: Absent: Abstain: 19** (Genesee Falls)

**Public Comments ~**

*Motion to close the Public Hearing was made by Supervisor Davis, T/Covington. Seconded by Supervisor Kehl, T/Attica. All Aye. Carried.*

**Close the Public Hearing ~**

- **INTRODUCTORY LOCAL LAW NO. D - YEAR 2022**, A Local Law entitled "***Providing Salaries for Certain County Officers for the Year 2023***"

***Local Law***  
***#77***

**RESOLUTION NO. 22-708**  
**(December 13, 2022)**

Regular Session

By Mr. Kehl, Chairman of the Finance Committee:

**LOCAL LAW NO. 1 (INTRODUCTORY D, YEAR 2022) ~ YEAR 2023,  
“A Local Law Providing Salaries for Certain County Officers for the year  
2023” ADOPTED**

**WHEREAS**, There was duly presented and introduced at a meeting of this Board, held on the 8<sup>th</sup> day of November, 2022, a proposed local law of the County, designated as Local Law Introductory No. D, for the year 2022, entitled, “*A Local Law Providing Salaries for Certain County Officers for the year 2023*”; and

**WHEREAS**, In accordance with the provisions of Resolution Number 22-620 there was a public hearing held by this Board of Supervisors on this 13<sup>th</sup> day of December, 2022, at 2:30 PM, after due notices of said hearing having been posted and published according to the law and said resolution; and

**WHEREAS**, After holding said public hearing, and the said local law having laid on the desks of the members of this Board of Supervisors at least seven (7) days prior to the final adoption, a majority of this Committee agreed to recommend the enactment and passage of the above-mentioned local law, designated as hereinabove set forth; now therefore

**BE IT ENACTED**, That Local Law 1, Year 2023, County of Wyoming, New York, as presented to this Board on the 8<sup>th</sup> day of November 2022, is hereby adopted, as follows:

**LOCAL LAW NO. 1 ~ YEAR 2023**

A Local Law entitled “*Providing Salaries for Certain County Officers for the year 2023*”

**BE IT ENACTED** by the Board of Supervisors of the County of Wyoming as follows:

- Section 1. Effective as hereafter provided, the annual salary for the *County Clerk* shall be increased by **\$7,960.00** for a new annual salary of **\$84,050.00**.
- Section 2. Effective as hereafter provided, the annual salary for the *County Treasurer* shall be increased by **\$2,050.00** for a new annual salary of **\$84,050.00**.
- Section 3. Effective as hereafter provided, the annual salary for the four (4) positions of *County Coroner* shall be as follows:
- \$100.00/case for Hospice or Comfort Care Home cases, plus mileage
  - \$150.00/case for all other community cases, plus mileage
  - \$200.00/case for Correctional cases, plus mileage
- Section 4. Effective as hereafter provided, the hourly wage for the *Commissioner of Elections (R)* shall be increased by **\$.40 per hour** for an annual salary equivalent of **\$17,187.00**.

December 13, 2022

- Section 5. Effective as hereafter provided, the hourly wage for the ***Commissioner of Elections (D)*** shall be increased by ***\$.40 per hour*** for an annual salary equivalent of ***\$17,187.00***.
- Section 6. Effective as hereafter provided, the annual salary for the ***County Attorney*** shall be increased by ***\$1,621.00*** for a new annual salary of ***\$66,441.00***.
- Section 7. Effective as hereafter provided, the annual salary for the ***Superintendent of County Highways*** shall be increased by ***\$2,175.00*** for a new annual salary of ***\$89,175.00***.
- Section 8. Effective as hereafter provided, the annual salary for the ***Commissioner of Public Health*** shall be increased by ***\$2,151.00*** for a new annual salary of ***\$88,202.00***.
- Section 9. Effective as hereafter provided, the annual salary for the ***Director of Real Property Tax Services*** shall be increased by ***\$2,050.00*** for a new annual salary of ***\$84,050.00***.
- Section 10. Effective as hereafter provided, the annual salary for the ***Commissioner of Social Services*** shall be increased by ***\$1,950.00*** for a new annual salary of ***\$79,968.00***.
- Section 11. Effective as hereafter provided, the annual salary for the ***Director of Veteran Services*** shall be increased by ***\$1,101.00*** for a new annual salary of ***\$45,151.00***.
- Section 12. All salaries set forth in Sections 1 through 11 above shall be for the year 2023; effective as of January 01, 2023.
- Section 13. This Local Law shall take effect forty-five (45) days from the date of adoption by the Board of Supervisors unless a petition is filed in accordance with Municipal Home Rule Law Section 24.
- Section 14. This Local Law is subject to permissive referendum.

DATED at Warsaw, New York  
 November 08, 2022 (Introduced)  
 December 13, 2022 (Adopted)  
 Cheryl J. Ketchum, <sup>CMC</sup>  
 Clerk to the Board

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**

***This month's featured veteran/veteran family-owned business ~***

- **ATTICA PACKAGE COMPANY, 45 Windsor Street, Attica, NY**
  - *Owned and operated by Douglas W. Domes since 1992*
  - *Leading logging company in Attica and also specializes in firewood*

*Supervisor Grant, T/Bennington encouraged the Supervisors to adopt a similar resolutions to #50 and #65 above at the town level in order to flood Albany with*

*local disapproval.*

*Supervisor Leuer, T/Middlebury complimented the Village of Warsaw on Moonlight Magic this past Friday.*

*Chairwoman Ryan, T/Warsaw gave kudos to the Chamber of Commerce.*

*There being no further business to come before this Board, Senior Supervisor Berwanger, T/Arcade, adjourned the meeting at 3:37 PM with a rap on his desk.*

\*\*\*\*\*

Respectfully submitted,

*Cheryl J. Ketchum*

Cheryl J. Ketchum, <sup>CMC</sup>

Clerk to the Board

**A**

**Agricultural Districts**

Agricultural District No. 2 Presented  
and Public Hearing Set, Res. #22-  
526..... 172

Finding to Modify Agricultural  
District No. 2, Res. #22-664 ... 316

**Agriculture Committee**

**Proclamations**

Wyoming County Fair Week, Res.  
#22-388 ..... 40

**Animal Control**

Confinement of Dogs in Wyoming  
County Authorized, Res. #22-525  
..... 171

Order of Protection for Deer  
Approved, Res. #22-524..... 171

**Appointments**

**Board of Elections**

**Election Commissioner (D)**

H. Bush, Res. #22-636..... 298

**Election Commissioner (R)**

J. Schlick, Res. #22-637 ..... 298

**Budget Office**

**County Auditor**

J. Cook, Res. #22-616..... 269

**County Insurance**

**Workers' Compensation Plan**

D. Linder, Res. #22-471..... 108

**GLOW**

**Development Board**

J. Wakefield, Res. #22-586. 245

**Workforce Development Board**

M. Nenni, R. Sotir, Res. #22-  
442 ..... 83

N. Fuest, S. Hull, Res. #22-402  
..... 52

**Highway**

**Traffic Safety Board**

B. Meyers, Res. #22-675 .... 324

**Office for the Aging**

**Advisory Council**

D. Scott, K. Gayton, A. Solina,  
B. Givens, F. McQueen, J.  
McIlroy, G. Rodgers, Res.  
#22-639 ..... 299

**Planning Department**

**New York State Department of  
Environmental Conservation,  
Region 9**

**Regional Open Space Advisory  
Committee**

J. Bragg, Res. #22-450 ..... 90

**Planning Board**

E. Smart, Res. #22-590..... 248

L. Aures, Res. #22-590 ..... 248

T. Page, Res. #22-590 ..... 248

**Public Defender**

L. Nowotarski, Res. #22-682 .. 329

**Public Health**

**Medical Director**

G. Collins, Res. #22-662 ..... 314

**Public Safety Committee**

**Fire Advisory Board**

G. Landis, J. Myers, C.  
Zymowski, M. Roche, W.  
Dake, N. Szuniewicz, T.  
Horton, T. Keem, K. Meyer,  
D. Spink, J. Brick, N. Lyke, F.  
George, J. Proper, D.  
Schwab, J. Kelly, J.  
Cummins, J. Moore, Town  
Supervisor, T/Covington,  
Town Supervisor,  
T/Orangeville, Res. #22-372  
..... 23

**Social Services**

**Commissioner**

K. Barber, Res. #22-649 ..... 307

**Western Region Off Track Betting  
Corp.**

**Board of Directors**

S. May, Res. #22-701 ..... 345

**Wyo. Co. Comm. Hospital**

**Board of Managers**

R. Kosmerl, Res. #22-630... 283

**Wyo. Co. Local Development Corp.**

**Board of Directors**



R. Fish, Jr., Res. #22-591 ....	248
<b>Audit of Monthly Bills</b>	
06/2022 .....	5
07/2022 .....	45
08/2022 .....	75
09/2022 .....	128
10/2022 .....	237
11/2022 .....	297

## B

### **Bid Awards**

#### **Buildings and Grounds (Co. Bldgs.)**

Aurora Door and Window, LLC, Res. #22-538 .....	186
Edward Hulme, Inc., Res. #22-538 .....	186
Ken's Carpet Center, Res. #22- 540.....	187
Nunda Lumber & Hardware, Inc. d/b/a Modern Home, Res. #22-413 .....	59

#### **Emergency Services**

Broome County Bid Award for Emergency Management Services, Res. #22-469 .....	105
---	-----

#### **Highway**

Allegany County Bid Award for Equipment Rental, Res. #22- 360.....	16
Annual Highway Material Bids Approved, Res. #22-453 .....	92
Java Farm Supply, Res. #22-45495	
Niagara Frontier Equipment Sales, Inc. Res. #22-454 .....	95

#### **Public Health**

Websmart Chevrolet Inc., d/b/a Bob Johnson West, Res. #22- 410.....	57
---	----

#### **Sheriff**

Onondaga County Bid Award for a Police Interceptor Vehicle, Res. #22-597 .....	252
Onondaga County Bid Award for Emergency Planning, Training and Exercise, Res. #22-366 ..	20

357

Onondaga County Bid Award for Van Bortel Ford, Inc., Res. #22- 463.....	101
---	-----

### **Board of Elections**

<b>2023</b> Election Expenses Apportioned .....	297
--	-----

#### **Appointments**

##### **Election Commissioner (D)**

H. Bush, Res. #22-636 .....	298
-----------------------------	-----

##### **Election Commissioner (R)**

J. Schlick, Res. #22-637 .....	298
--------------------------------	-----

#### **Grants**

New York State Board of Elections, Res. #22-496.....	140
---	-----

### **Board of Supervisors**

<b>2022~2023</b> Policy Term through Tompkins Insurance Agencies, Inc. Approved, Res. #22-379 ....	28
<b>2023</b> Budget for Wyoming County Adopted, Res. #22-632.....	288
<b>2023</b> Equalization Table Lifted from the Table and Adopted, Res. #22- 703 .....	346
<b>2023</b> Equalization Table Presented and Tabled, Res. #22-613.....	267
<b>3</b> Copies of Annual Report Requested, Res. #22-700 .....	344

### **Annual Appropriations**

Wyo. Co. Arts Council, Res. #22- 695.....	339
Wyo. Co. Business Education Council, Res. #22-695 .....	339
Wyo. Co. Chamber of Commerce (Tourism), Res. #22-695.....	339
Wyo. Co. Community Action, Res. #22-695 .....	339
Wyo. Co. Cornell Cooperative Extension, Res. #22-695 ....	339
Wyo. Co. Fair Association, Res. #22-695 .....	339
Wyo. Co. Soil and Water, Res. #22-695 .....	339
Wyo. Co. Wildlife Federation, Res. #22-695 .....	339

### **Contracts / Agreements**

AECOM Technical Services, Inc., Res. #22-425 .....	68
---	----

Research Foundation for the State University of New York, Res. #22-475 .....	112
Wyoming County Snowmobile Federation, Res. #22-693...	338
<b>Contracts / Agreements Amended</b>	
CFC, Inc. (Res. #22-379), Res. #22- 477 .....	113
Lloyds of London (Res. #22-379), Res. #22-477 .....	113
<b>Date Set for Annual Organizational Meeting, Res. #22-698 .....</b>	343
<b>Grants</b>	
New York Homes and Community Renewal, Housing Trust Fund Corporation, Office of Community Renewal, Res. #22- 514.....	158
New York State Office of Parks, Recreation and Historic Preservation, Res. #22-692	337
<b>Public Hearing</b>	
USDA Rural Development for Fire Training Center Renovation Project.....	198
<b>Location and Time of August 2022 Regular Session Changed, Res. #22-378.....</b>	28
<b>Meetings</b>	
<b>Regular Session</b>	
07/12/22.....	1
08/16/22.....	38
09/13/22.....	70
10/11/22.....	124
11/08/22.....	231
12/13/22.....	291
<b>Special Session</b>	
07/22/22.....	36
11/29/22.....	285
<b>Official Newspapers Designated, Res. #22-699 .....</b>	343
<b>Resolutions</b>	
In Opposition to S.6510/A.7785, An Act to Amend the Environmental Conservation Law in Relation to Big Game Hunting Season and Urge	

Governor Hochul to Veto the Same in its Entirety, Res. #22- 449.....	89
Opposing Senate Bill S.9517 and Assembly Bill A.10644 in Relation to Certain Duties and Responsibilities of Cemetery Corporations as Too Financially Burdensome, T/Perry, Res. #22-696 .....	340
Opposing the Recently Passed Concealed Carry Improvement Act (CCIA), Res. #22-470 ....	106
Resolution of the Board of Supervisors Levying Taxes and Assessments Required for Purpose of Annual Budget of Towns of Wyoming County, Res. #22-691 .....	335
<b>Resolutions Amended</b>	
New York State Retirement Reporting (Res. #22-377), Res. #22-476 .....	112
<b>Semi-Annual Mortgage Tax Report, Res. #22-618 .....</b>	270
<b>Semi-Annual Revenue Sharing, Res. #22-694.....</b>	338
<b>Sign Tax Warrants, Res. #22-689</b>	334
<b>Standard Work Day and Reporting Resolution, Res. #22-377 .....</b>	27
<b>Standard Work Day and Reporting Resolution, Res. #22-571 .....</b>	227
<b>Tentative Public Hearing for 2023 Budget for Wyoming County Set, Res. #22-614 .....</b>	268
<b>Budget Office</b>	
<b>Appointments</b>	
<b>County Auditor</b>	
J. Cook, Res. #22-616.....	269
<b>Appropriations</b>	
<b>2022</b>	
07/12/22, Res. #22-347 .....	2
08/16/22, Res. #22-390 .....	43
09/13/22, Res. #22-428 .....	73
10/11/22, Res. #22-487 .....	127
11/08/22, Res. #22-574 .....	234
12/13/22, Res. #22-634 .....	294

**Transfers****2022**

01/22/22, Res. #22-573 .....	234
08/16/22, Res. #22-389 .....	42
09/13/22, Res. #22-427 .....	73
10/11/22, Res. #22-486 .....	126
12/13/22, Res. #22-633 .....	294

**Buildings and Grounds (Co. Bldgs.)****Bid Awards**

Aurora Door and Window, LLC, Res. #22-538 .....	186
Edward Hulme, Inc., Res. #22-538 .....	186
Edward Hulme, Inc., Res. #22-670 .....	321
Ken's Carpet Center, Res. #22- 540 .....	187
Nunda Lumber & Hardware, Inc. d/b/a Modern Home, Res. #22-413 .....	59
Suburban Adult Services, Inc., Res. #22-672 .....	322
T.C.C.T., Inc., Res. #22-672 .....	322
Warren's Commercial Cleaning, Inc., Res. #22-672 .....	322

**Capital Improvement Projects****Complete**

Kaplan Building and Loading Dock Construction and Ramp Replacement, Res. #22-669 .....	320
---	-----

**Established**

Fire Training Center Capital Improvement Project, Res. #22-416 .....	61
--	----

**Contract / Agreements**

Kideney Architects, P.C., Res. #22-674 .....	324
U&S Services, Inc., Res. #22-671 .....	322

**Contracts / Agreements**

Campus Construction Management, Res. #22-456 .....	97
Feedwater Treatment Systems, Inc., Res. #22-537 .....	185
Harding Plumbing and Heating, Inc., Res. #22-361 .....	16

Southworth Milton Inc. (Milton Cat), Res. #22-412 .....	59
Southworth-Milton, Inc., Res. #22-460 .....	99

**Contracts / Agreements Amended**

Edward Hume, Inc. (Res. #22- 278), Res. #22-594 .....	250
Johnson Controls Fire Protection, LP (Res. #20-039), Res. #22- 364 .....	19
Johnson Controls Fire Protection, LP (Res. #20-039), Res. #22- 459 .....	98
Key Power, Inc. (Res. #22-325), Res. #22-415 .....	60
MJ Mechanical Services, Inc. (Res. #22-209), Res. #22-457 .....	97
MJ Mechanical Services, Inc. (Res. #22-313), Res. #22-362 .....	17
NOMAD Enterprises, Inc. (Res. #21-496), Res. #22-363 .....	17
T.C.C.T., Inc. (Res. #21-496), Res. #22-458 .....	98
U&S Services a Stark Tech Group Company (Res. #22-209), Res. #22-539 .....	187

**Grants**

New York State Unified Court System, Res. #22-414 .....	60
--	----

**Positions****Created**

One (1) Position of Administrative Assistant (Bldgs. & Grds.) (1.00 FTE), Res. #22-387 .....	34
One (1) Position of Laborer, (Temp) (1.00 FTE), Res. #22- 702 .....	345

**C****Capital Improvement Projects****Buildings and Grounds (Co. Bldgs.)****Complete**

Courthouse Airlock Entry, Res. #22-593 .....	250
---	-----

Kaplan Building and Loading Dock Construction and Ramp Replacement, Res. #22-669 .....	320
<b>Established</b>	
Fire Training Center Capital Improvement Project, Res. #22-416 .....	61
<b>Established</b>	
<b>Sheriff</b>	
<b>Jail</b>	
Jail Addition, Res. #22-673 .....	323
<b>County Attorney</b>	
<b>Contracts / Agreements</b>	
Mark H. Dadd Law Office, PLLC, Res. #22-638 .....	299
<b>Contracts / Agreements Amended</b>	
Thomson Reuters (Res. #22-312), Res. #22-348 .....	5
<b>County Insurance</b>	
<b>2023 Insurance Rates Approved,</b> Res. #22-376 .....	26
<b>2023 Medicare Insurance Rates</b> Approved, Res. #22-605.....	261
<b>2023 Workers' Compensation Costs</b> Approved, Res. #22-606.....	262
<b>Appointments</b>	
<b>Workers' Compensation Plan</b>	
D. Linder, Res. #22-471.....	108
<b>Contracts / Agreements</b>	
Pro-Flex Administrators, LLC, Res. #22-684 .....	330
Sound Actuarial Consulting, Res. #22-607 .....	264
<b>Contracts / Agreements Amended</b>	
Health Now Brokerage Concepts (Res. #15-388), Res. #22-604 .....	261
iVergent. (Res. #22-143), Res. #22-610 .....	265
Whitney East, Inc. (Res. #20-542 Res. #22-622 .....	275
Willetts Buidlings, Inc. (Res. #20- 542 Res. #22-622 .....	275
<b>Disability Insurance Rates</b>	
Approved, Res. #22-472.....	108

**D**

**Designations**

**Real Property Tax Services**

**Acting Assessor**

M. Rados, Res. #22-688 ..... 334

**District Attorney**

**Grants**

New York State Department of  
Criminal Justice Services, Res.  
#22-419 ..... 63  
New York State Office of Victim  
Services, Res. #22-418 ..... 62

**E**

**Emergency Services**

**Bid Awards**

Broome County Bid Award for  
Emergency Management  
Assistance, Res. #22-469 ... 105

**Contracts / Agreements**

CivicPlus, Res. #22-602 ..... 256  
DiVal Safety Equipment, Inc., Res.  
#22-603 ..... 256  
Emergency Services Marketing,  
Corp., Inc., Res. #22-680..... 327  
ESO, Res. #22-373 ..... 24  
UBMD Emergency Medicine –  
University Emergency Medical  
Services, Inc., Res. #22-680 327

**Contracts / Agreements Amended**

Doreen K. Jenkins (Res. #18-270),  
Res. #22-467 ..... 104

**Grants**

New York State Division of  
Homeland Security and  
Emergency Services, Res. #22-  
468..... 105  
Wal-Mart Stores, Inc., Res. #22-  
600..... 254

**Resolutions**

Urging Governor Kathy Hochul to  
Amend Paragraph C of General  
Municipal Law 209-B,

Subdivision 4, to Allow ALS  
Intercept Agencies to Bill  
Directly, Res. #22-681..... 327

### **Sole Source Procurement**

#### **Contracts / Agreements**

Squard 9, LLC, Res. #22-601  
..... 254  
Firehouse Technology, Res. #22-  
374..... 25

## **G**

### **GLOW**

#### **Appointments**

##### **Development Board**

J. Wakefield, Res. #22-586. 245

##### **Workforce Development Board**

M. Nenni, R. Sotir, Res. #22-  
442 ..... 83  
N. Fuest, S. Hull, Res. #22-402  
..... 52

## **H**

### **Highway**

#### **Appointement**

##### **Traffic Safety Board**

B. Meyers, Res. #22-675 .... 324

#### **Bid Awards**

Allegany County Bid Award for  
Equipment Rental, Res. #22-  
360..... 16  
Annual Highway Material Bids  
Approved, Res. #22-453 ..... 92  
Java Farm Supply, Res. #22-45495  
Kleis Equipment, Res. #22-668  
..... 320  
Niagara Frontier Equipment  
Sales, Inc. Res. #22-454 ..... 95

#### **Contracts / Agreements**

County Highway Superintendent  
Authorized to Extend the Snow  
and Ice Removal Agreements  
with Towns and Villages for  
2023/2024, Res. #22-592 .. 249

#### **Federal Aid and State**

“Marchiselli” Program Aid (CR  
31 Exchange Street, T/Attica),  
Res. #22-536 ..... 184  
LaBella Associates, Res. #22-535  
..... 184  
New York State Department of  
Transportation (Supp. No. 7),  
Res. #22-665 ..... 318  
Pavilion Drainage Supply, Res.  
#22-455 ..... 96  
UniFirst, Res. #22-666 ..... 319

#### **Contracts / Agreements Amended**

Java Farm Supply (Res. #22-454),  
Res. #22-534 ..... 183  
Niagara Frontier Equipment  
Sales, Inc. (Res. #22-454), Res.  
#22-667 ..... 319

#### **Human Resource**

##### **Contracts / Agreements**

CSEA Employee Benefit Fund,  
Res. #22-349 ..... 6

##### **Contracts / Agreements Amended**

Warsaw Pennysaver (Res. #22-  
158), Res. #22-431 ..... 77

#### **Human Services**

##### **Proclamations**

Rosie Shader Day, Res. #22-44384

## **I**

### **Information Technology**

#### **Contracts / Agreements**

CDW-G, Res. #22-608..... 264  
Matrix Communications, Res.  
#22-686 ..... 333  
Pictometry International Corp.,  
Res. #22-420 ..... 64  
SHI International Corp., Res. #22-  
420..... 64  
SHI, Res. #22-375 ..... 26  
Upstate Wholesale Supply, Inc.,  
(Brite), Res. #22-420..... 64

#### **Contracts / Agreements Amended**

Avenue Insights & Analytics, LLC (Res. #15-386), Res. #22-685 .....	330
Avenue Insights and Analytics, LLC (Res. #15-386), Res. #22- 473.....	109
Tyler Technologies, Inc. (Res. #19- 561), Res. #22-474.....	111

**Grants**

New York State Division of Homeland Security and Emergency Services, Res. #22- 609.....	265
--	-----

**Positions**

**Abolished**

One (1) Position of Information Systems Specialist (1.00 FTE), Res. #22-621 .....	274
--	-----

**Created**

One (1) Position of Network Administrator (1.00 FTE), Res. #22-621 .....	274
--	-----

**Extended**

One (1) Position of Network Administrator (1.00 FTE) through November 4, 2023, Res. #22-569 .....	220
--	-----

**L**

**Local Laws**

**Adopted**

Local Law 1, (D) (Salaries for Certain County Officers), Res. #22-708 .....	352
Local Law 3, (E) (Tax Cap Override), Res. #22-631.....	286

**Introduced – Public Hearing Set**

Local Law D (Salaries for Certain County Officers for the Year 2022), Res. #22-620.....	272
Local Law E (Tax Cap Override), Res. #22-629 .....	282

**M**

**Mental Health**

**Contracts / Agreements**

ARC GLOW, Res. #22-654.....	309
Camp Get-A-Way, Res. #22-657 .....	311
Coordinated Care Services, Inc. (CCSI), Res. #22-653.....	309
Hillside Children’s Center, Res. #22-652 .....	308
Living Opportunity of DePaul, Res. #22-650 .....	307
Peers Together of Wyoming County, Res. #22-651.....	308
Spectrum Human Services, Res. #22-656 .....	310
Suburban Adult Services, Inc., Res. #22-655 .....	310

**Contracts / Agreements Amended**

ARC GLOW (Res. #21-546), Res. #22-403 .....	54
Camp Get-A-Way (Res. #22-015), Res. #22-404 .....	54
Corral Custom Catering (Res. #22- 270), Res. #22-520 .....	166
Hillside Children’s Center (Res. #21-544), Res. #22-405.....	55
Living Opportunities of DePaul (Res. #21-542), Res. #22-40655	
New York State Office of Addiction Services and Supports (OASAS) (Res. #22- 061), Res. #22-354.....	9
Peers Together of Wyoming County (Res. #21-543), Res. #22-407 .....	56
Spectrum Health and Human Services, Inc. (Res. #211-548), Res. #22-408 .....	56

**Proclamations**

Suicide Prevention Month, Res. #22-445 .....	86
---	----

**Sole Source Procurement**

Zeptive, Inc., Res. #22-444 .....	85
-----------------------------------	----

<b>N</b>
----------

**New York State Association of  
Counties (NYSAC)**

**Fall Conference Resolutions**

Allowing for County Workers Compensation Pools to Join a Public Group Self-Funded Deductible Program that Can Help Lower Costs and Manage Existing Claims, Res. #22-554 .....	203
Calling for Study and Reform of New York State Civil Service System to Support Local Governments Employee Recruitment, Res. #22-493	135
Calling for the Elimination of the Farm Laborers Wage Board, Res. #22-523 .....	169
Calling on New York State to Commence an Investigation into the Closure of Bank Branches in Rural Counties in New York State, Res. #22-553 .....	202
Calling on New York State to Sufficiently Invest in 9-1-1 Funding to Ensure Proper Maintenance with Existing Systems and Prepare for Next Generation 9-1-1 Technologies, Res. #22-541	188
Calling on the Governor and State Legislature to Increase State Funding Support for the Foster Care Block Grant to Pay for the Rate Increase Enacted in the SFY 2023 Budget and also Increase State Funding for Safety Net Programs, Res. #22- 503.....	148
Calling on the New York Congressional Delegation to Support Federal Legislation that Exempts Qualified	

Residential Treatment Programs from the Federal Medicaid Institution for Mental Disease (IMD) Exclusion and for New York State to Provide State-Only Medicaid Funding to Cover any Loss of Federal Funds Until the Exemption is Achieved, Res. #22-515 .....	159
Calling on the State of New York to Fully Fund County Law 18B Assigned Counsel Statutory Pay Levels, Res. #22-495.....	139
Calling on the State of New York to Immediately Make All Municipalities Whole that have been Impacted by the Loss of Property Tax Revenue from Claimed Sovereign Native American Land, Res. #22-558 .....	208
Calling on the State of New York to Make All Municipalities Whole in the Saint Regis Mohawk Tribal Gaming Region that have been Impacted by the State's Lack of Payment, Res. #22-557 .....	207
Calling on the State of New York to Promptly and Equitably Secure with the Seneca Nation a Continuing Compact Agreement that is Beneficial to All Parties and Local Governments, Res. #22-556 .....	205
Calling on the State of New York to Protect Home Rule Authority by Clarifying Long- Standing Property Tax Collection Practices, Res. #22- 552.....	200
Calling on the State to Provide Funding to Counties and County Boards of Elections for the Additional 2022 Primary	

and to Provide Flexibility for the Number and Location of Early Voting Locations, Res. #22-491 .....	132
Calling on the State to Set the Judgement Interest Rate Charged to the State and Local Governments to be Tied to the Federal Interest Rate, Res. #22-490 .....	131
Commending the State for Supporting Local Cybersecurity Efforts and Urging a Long- Term Commitment to Funding End Point Detection and Response Solutions, Res. #22- 555.....	204
Encouraging the State Legislature and Governor to Authorize Municipalities, Including Counties, to Establish a Special District to Finance and Operate General Ambulance Services, Res. #22-542 .....	190
Encouraging the State Legislature and Governor to Enact Legislation to Expedite the Disbursement of Raise the Age Funds to Counties and Community-Based Organization that Work with At-Risk Youth, Res. #22-543 .....	191
Encouraging the State Legislature and Governor to Enact Legislation to Provide Local Discretion on Pre-Sentence Investigations in Plea Deals Resulting in Less than 1 Year Imprisonment, Res. #22-544 .....	192
Encouraging the State Legislature and Governor to Enact Legislation to Require Reporting of Sex Offenders in Short Term Rentals, Res. #22- 548.....	196
Encouraging the State Legislature and Governor to Enact Legislation to Require Reporting of Sex Offenders in Short Term Rentals, Res. #22- 551.....	199
In Support of Addressing Covid's Impact on the Low Morale and Exodus of Professionals from New York's Public Workforce through the Issuance of Workforce Bonuses, Stipends and Enhanced Retirement Benefits to Sustain the State's Public Infrastructure, Res. #22- 492.....	133
In Support of Enactment of Legislation to Amend the Public Health Law in Relation to Municipal Limited Health Care Service Facilities, Res. #22-517 .....	162
In Support of Fully Funding the Implementation of the 2019 Elevated Blood Lead Level Mandates, Res. #22-516 ....	160
In Support of Issuing Relief to Local Health Departments by Requiring the State Commissioner of Health to Waive the Cost Reporting Requirement for Municipal License Home Care Service Agencies (LHCSAS) .....	163
In Support of Legislation to Establish the Resilient New York Revolving Loan Program and the Resilient New York Revolving Loan Fund, Res. #22- 527.....	173
In Support of New York State Sharing Agricultural Mitigation Fees with Counties to Support County Agriculture and Farmland Protective Initiatives, Res. #22-522 .....	167



Opposing Legislation that Jeopardizes the Efficacy of the Water Quality Permitting Process by Unnecessarily Doubling the Volume of Permits that must be Handled by the State, Res. #22-531. 179	have Fully Paid Back the Amounts Borrowed, Including Interest, as Determine by the State Comptroller, Res. #22-560 ..... 211
Requesting Revisions to NYSDEC'S Proposed Part 360 Series Regulations, Res. #22- 529..... 176	To Support the Clean Water, Clean Air, Green Jobs Environmental Bond Act of 2022, Res. #22-528 ..... 175
Requesting Targeted State Investments in Programming and Policies to Develop and Fund Core Local Services to Decrease the Use of Emergency Departments (EDS) for the Treatment of Children and Youth with Complex Behavioral Health Needs, Res. #22-519 ..... 164	Urging All Counties to Adopt Policies that Include More Local Transportation Projects for Consideration of Complete Street Design, Res. #22-533 ..... 182
Support of an Expedited Rollout of the ConnectAll Initiative, Res. #22-530 ..... 178	Urging Investment by the State within the Department of Civil Service to Support Public Employee Recruitment and Retention, Res. #22-489 .... 130
Supporting Proposals to Modernize Tax Laws to Include the Vacation Rental Industry and to Ensure these Changes are Appropriately Tailored for the Needs of Localities, Res. #22-559 ..... 210	Urging the Governor and New York State Legislature to Become a True Partner by Focusing on Rent Allowance and Standard of Need which Must Include the Restoration of 50/50 Cost Sharing for Safety Net Programs and Clarify Its Homelessness Prevention Goals by Making permanent Housing the Central Focus, Res. #22-505 ..... 152
To Enact an Emergency System to Address the Scarcity of Providers of Therapeutic Services for Early Intervention Care, Res. #22-501..... 145	Urging the Governor and New York State Legislature to Become a True Partner by Focusing on Rent Allowance and Standard of Need Which Must Include the Restoration of 50/50 Cost Sharing for Safety Net Programs and Clarify Its Homelessness Prevention Goals by Making permanent Housing the Central Focus, Res. #22-504 ..... 150
To Promote Changes to the State's Civil Service Law to Address Constraints on New York State Airports' Ability to Recruit, Hire and Promote Qualified Aviation Professionals, Res. #22-494137	
To Support Modifications to the State Pension Amorization Programs to Allow Entities to Leave the Program once they	

Urging the Governor and State Legislature to Adjust the Early Intervention Rate Structure to Improve Access to these Services for Children who Live in Poverty and Rural Areas, Res. #22-499 .....	143
Urging the Governor and State Legislature to Gradually Eliminate the County Fiscal Responsibility for Preschool Special Education and Summer School Special Education Programs, Res. #22-497 .....	141
Urging the Governor and State Legislature to Increase county Reimbursement for Early Intervention Transportation Services, Res. #22-502 .....	147
Urging the Governor and State Legislature to Increase the Pre-School Special Education Administration Rate for Counties, Res. #22-498 .....	142
Urging the State of New York to Require School Districts to Administer and Fund Pre-School Special Education and Early Intervention Services, Res. #22-500 .....	144
Urging the State to Provide Counties with Funding to Administer Medication Assisted Treatment in Correctional Facilities, Res. #22-547 .....	195
Urging the State to Provide Counties with Funding to Administer Requirements of New Extreme Risk Order of Protection Law, Res. #22-546 .....	194
Urging the State to Provide Counties with Funding to Administer the State's New Gun Laws, Res. #22-545 .....	193

**O**

**Office for the Aging**

**Appointments**

**Advisory Council**

D. Scott, K. Gayton, A. Solina, B. Givens, F. McQueen, J. McIlroy, G. Rodgers, Res. #22-639 .....	299
---	-----

**Contracts / Agreements**

Center for Elder Law and Justice, Inc., Res. #22-641 .....	301
Community Care of WNY, Res. #22-641 .....	301
The Cloisters, Res. #22-641 ....	301

**Contracts / Agreements Amended**

Center for Elder Law and Justice (Res. #21-530), Res. #22-640 .....	300
Lord of Life (Res. #21-530), Res. #22-640 .....	300
Response 4 Help (Res. #18-046), Res. #22-576 .....	238
Warsaw Pennysaver (Res. #21-530), Res. #22-640 .....	300
WNY Integrated Care Collaborative (Res. #20-014), Res. #22-642 .....	302

**Grants**

Alzheimer's Association, Res. #22-432 .....	77
New York State Office for the Aging, Res. #22-397 .....	50

**Positions**

**Reassigned**

One (1) Position of Dietician (.4571 FTE), Res. #22-702 .....	345
One (1) Position of Personal Care Aide (1.00 FTE), Res. #22-479 .....	115

**Proclamations**

Family Caregivers Month, Res. #22-575 .....	237
---	-----

<b>P</b>
----------

**Planning Department****Appointments**

**New York State Department of  
Environmental Conservation,  
Region 9  
Regional Open Space Advisory  
Committee**

J. Bragg, Res. #22-450 ..... 90

**Planning Board**

E. Smart, Res. #22-590 ..... 248

L. Aures, Res. #22-590 ..... 248

T. Page, Res. #22-590 ..... 248

**Grants**

New York State Housing Trust  
Fund Corporation, Res. #22-  
350 ..... 6

**Resolutions**

Urging Extended Timetable and  
Comprehensive Cost Analysis  
of New York State Climate  
Action Council's Draft Scoping  
Plan for New York's Climate  
Leadership and Community  
Protection Act (The Climate  
Act), Res. #22-197 ..... 11

**Policies****County General**

Investment Policy Adopted, Res.  
#22-570 ..... 221

Purchasing Policy Adopted, Res.  
#22-617 ..... 270

Purchasing Policy Adopted, Res.  
#22-697 ..... 341

**Employee****Handbooks**

"C"  
Res. #22-430 ..... 76

"D"  
Res. #22-430 ..... 76

"G"  
Res. #429 ..... 75

"S"  
Res. #22-430 ..... 76

**Positions****Abolished****Information Technology**

One (1) Position of  
Information Systems  
Specialist (1.00 FTE), Res.  
#22-621 ..... 274

**Public Health**

One (1) Position of COVID-19  
Response Assistant  
(position code 146.630),  
Res. #22-385 ..... 33

One (1) Position of Keyboard  
Specialist (1.00 FTE), Res.  
#22-621 ..... 274

One (1) Position of Nurse  
Practitioner (per diem)  
(position code 133.311),  
Res. #22-385 ..... 33

One (1) Position of Nurse  
Practitioner (per diem)  
(position code 150.311),  
Res. #22-385 ..... 33

One (1) Position of Registered  
Nurse (MWHS) (position  
code 060.209), Res. #22-385  
..... 33

One (1) Position of Registered  
Nurse (MWHS) (position  
code 122.209), Res. #22-385  
..... 33

**Sheriff****Jail**

One (1) Position of  
Correction Officer (1.00  
FTE), Res. #22-569 .... 220

**Created****Buildings and Grounds (Co.  
Bldgs.)**

One (1) Position of  
Administrative Assistant  
(Bldgs. & Grds.) (1.00 FTE),  
Res. #22-387 ..... 34

One (1) Position of Laborer,  
Temp (1.00 FTE), Res. #22-  
7002 ..... 345

**Civil Defense**

One (1) Position of Deputy Fire Coordinator, Res. #22-426 .....	69
<b>Information Technology</b>	
One (1) Position of Network Administrator (1.00 FTE), Res. #22-621 .....	274
<b>Office for the Aging</b>	
One (1) Position of Personal Care Aide (1.00 FTE), Res. #22-479 .....	115
<b>Probation</b>	
One (1) Position of Probation Officer Trainee (1.00 FTE), Res. #22-569 .....	220
<b>Public Defender</b>	
One (1) Position of Secretary I (1.00 FTE), Res. #22-7002 .....	345
<b>Public Health</b>	
One (1) Position of Public Health Nurse II (1.00 FTE), Res. #22-621 .....	274
One (1) Position of RN (Jail Medical) (1.00 FTE), Res. #22-621 .....	274
One (1) Position of RN (Public Health) (1.00 FTE), Res. #22-621 .....	274
One (1) Position of Sr. Account Clerk (1.00 FTE), Res. #22-621 .....	274
<b>Records Retention</b>	
One (1) Position of Principal Clerk (1.00 FTE), Res. #22-621 .....	274
<b>Social Worker</b>	
One (1) Position of Staff Social Worker, PT (0.50 FTE), Res. #22-7002 .....	345
<b>Extended</b>	
<b>Information Technology</b>	
One (1) Position of Network Administrator (1.00 FTE) through November 4, 2023, Res. #22-569 .....	220
<b>Modified</b>	
<b>Public Defender</b>	
One (1) Position of Secretary I, PT (0.50 FTE), Res. #22-7002 .....	345
<b>Reassigned</b>	
<b>Office for the Aging</b>	
One (1) Position of Dietitian (.4571 FTE), Res. #22-702 .....	345
<b>Reinstated</b>	
<b>Public Defender</b>	
One (1) Position of Assistant Public Defender (7 <sup>th</sup> ) Res. #22-7002 .....	345
<b>Probation</b>	
<b>Positions</b>	
<b>Created</b>	
One (1) Position of Probation Officer Trainee (1.00 FTE), Res. #22-569.....	220
<b>Proclamations</b>	
<b>Agriculture Committee</b>	
Wyoming County Fair Week, Res. #22-388 .....	40
<b>Human Services</b>	
Rosie Shader Day, Res. #22-44384	
<b>Mental Health</b>	
Suicide Prevention Month, Res. #22-445 .....	86
<b>Office for the Aging</b>	
Family Caregivers Month, Res. #22-575 .....	237
<b>Sheriff</b>	
Sheriff Week, Res. #22-461....	100
<b>Social Services</b>	
Child Support Awareness Month, Res. #22-396 .....	49
Domestic Violence Awareness, Res. #22-513 .....	157
National Adoption Awareness, Res. #22-583 .....	242
<b>Veterans Services</b>	
Green Light for Military Service, Res. #22-585 .....	243
Marine Corps Birthday, Res. #22-584.....	243

National Disability Employment Awareness, Res. #22-506....	152
National Korean War Veterans Armistice Day, Res. #22-353..	8
Operation Iraqi Freedom Remembrance Day, Res. #22-393.....	47
<b>Wyo. Co. Chamber of Commerce</b>	
Small Business Saturday, Res. #22-589 .....	247
<b>Youth Bureau</b>	
Youth Court Month Res. #22-437 .....	80
<b>Public Defender</b>	
<b>Appointments</b>	
<b>Public Defender</b>	
L. Nowotarski, Res. #22-682 .....	329
<b>Contracts / Agreements</b>	
New York State Division of Criminal Justice Services, (DCJS) , Res. #22-683 .....	329
New York State Office of Indigent Legal Services, (ILS) , Res. #22-683.....	329
<b>Grants</b>	
New York State Division of Criminal Justice Services, Res. #22-417 .....	62
<b>Positions</b>	
<b>Created</b>	
One (1) Position of Secretary I (1.00 FTE), Res. #22-702	345
One (1) Position of Staff Social Worker, PT (0.50 FTE), Res. #22-702 .....	345
<b>Modified</b>	
One (1) Position of Secretary I, PT (0.50), Res. #22-702	345
<b>Reinstated</b>	
One (1) Position of Assistant Public Defender (7 <sup>th</sup> ), Res. #22-702 .....	345
<b>Public Health</b>	
<b>Appointments</b>	
<b>Medical Director</b>	
G. Collins, Res. #22-662 .....	314

## **Bid Awards**

Websmart Chevrolet, Inc. d/b/a Bob Johnson West, Res. #22-410.....	57
--	----

## **Contracts / Agreements**

Abbott Rapid DX North America, LLC, Res. #22-521.....	167
Clark Patterson Lee, Res. 22-661 .....	313
County of Monroe, Res. 22-661 .....	313
Environmental Testing and Consulting, Inc., Res. 22-661 .....	313
Erie County Public Health Laboratory, Res. 22-661 ....	313
Midcity Office Equipment, Inc., Res. #22-448 .....	88
MNS Laboratories, Res. 22-661 .....	313
MRB Engineering, Res. 22-661	313
The Village NP (S. Schafer, NP), Res. 22-661 .....	313
WCJW, Res. 22-661 .....	313
Wyoming County Community Action, Inc., Res. #22-411 ....	58
Wyoming County Community Action, Res. #22-447.....	87

## **Contracts / Agreements Amended**

Attica Central School (Res. #21-381), Res. #22-446.....	86
Eclinical Works (Res. #18-055), Res. #22-663 .....	315
ESRI, Inc. (Res. #22-090), Res. #22-356 .....	10
Letchworth Central School (Res. #21-381), Res. #22-446.....	86
Perry Central School (Res. #21-381), Res. #22-446.....	86
RMSCO, Inc. (Res. #22-447), Res. #22-659 .....	312
Warsaw Central School (Res. #21-381), Res. #22-446.....	86
Wyoming Central School (Res. #21-381), Res. #22-446.....	86

## **Grants**

New York State Department of Health, Health Research, Inc., Res. #22-588 .....	246
New York State Department of Health, Res. #22-355 .....	10
New York State Governor's Traffic Safety Committee, Res. #22-588.....	246
New York State Office of Child and Family Services, Res. #22-409.....	57

**Grants Amended**

Health Research, Inc. (Res. #22-409), Res. #22-660 .....	313
New York State Office of Children and Family Services (OCFS) (Res. #20-446), Res. #22-587 .....	245
New York State Office of Children and Family Services (Res. #22-409), Res. #22-658.....	311

**Positions**

**Abolished**

One (1) Position of COVID-19 Response Assistant (position code 146.630), Res. #22-385 .....	33
One (1) Position of Keyboard Specialist (1.00 FTE), Res. #22-621 .....	274
One (1) Position of Nurse Practitioner (per diem) (position code 133.311), Res. #22-385 .....	33
One (1) Position of Nurse Practitioner (per diem) (position code 150.311), Res. #22-385 .....	33
One (1) Position of Registered Nurse (MWHs) (position code 060.209), Res. #22-385 .....	33
One (1) Position of Registered Nurse (MWHs) (position code 122.209), Res. #22-385 .....	33

**Created**

One (1) Position of Public Health Nurse II (1.00 FTE), Res. #22-621.....	274
One (1) Position of RN (Jail Medical) (1.00 FTE), Res. #22-621 .....	274
One (1) Position of RN (Public Health) (1.00 FTE), Res. #22-621 .....	274
One (1) Position of Sr. Account Clerk (1.00 FTE), Res. #22-621 .....	274

**Public Safety Committee**

**Appointments**

**Fire Advisory Board**

G. Landis, J. Myers, C. Zymowski, M. Roche, W. Dake, N. Szuniewicz, T. Horton, T. Keem, K. Meyer, D. Spink, J. Brick, N. Lyke, F. George, J. Proper, D. Schwab, J. Kelly, J. Cummins, J. Moore, Supervisor, T/Covington, Supervisor, T/Orangeville, Res. #22-372.....	23
---	----

**R**

**Real Property Tax Services**

**Contracts / Agreements**

Town of Covington, Res. #22-422 .....	66
Town of Pike, Res. #22-422 .....	66
Town of Warsaw, Res. #22-422 .....	66
Town of Wethersfield, Res. #22-422.....	66

**Corrections of Errors Approved**

RPTS Director (under \$1,000), Res. #22-690 .....	335
---	-----

**Designations**

**Acting Assessor**

M. Rados, Res. #22-688 .....	334
------------------------------	-----

**Records Retention**

**Positions**

**Created**

One (1) Position of Principal Clerk (1.00 FTE), Res. #22-621 .....	274
--	-----

## Resolutions

22-347, Funds Appropriated to Various 2022 Accounts .....	2
22-348, Resolution Number 22-312 Amended .....	5
22-349, Chairman Authorized to Sign a Contract with CSEA Employee Benefit Fund on Behalf of Wyoming County .....	6
22-350, Chairman Authorized to Sign a Grant Application through the Cares Act with the New York State Housing Trust Fund Corporation on Behalf of Planning and Development.....	6
22-351, Chairman/Commissioner of Social Services Authorized to Sign Various Welfare Management System Contracts on Behalf of the Department of Social Services .....	7
22-352, Chairman/Commissioner of Social Services Authorized to Sign a Contract with U & S Services, LLC on Behalf of the Department of Social Services.....	8
22-353, National Korean War Veterans Armistice Day Proclaimed .....	8
22-354, Resolution Number 22-061 Amended .....	9
22-355, Chairman Authorized to Sign a Grant Application and Acceptance Award with New York State Department of Health on Behalf of the County Health Department .....	10
22-356, Resolution Number 22-090 Amended .....	10
22-357, A Resolution Urging Extended Timetable and Comprehensive Cost Analysis of New York State Climate Action Council's Draft Scoping Plan for	

New York's Climate Leadership and Community Protection Act (The Climate Act) .....	11
22-358, Approving Sole Source Procurement with Neptune Technology Group, Inc. and its Authorized Stocking Distributor, TI-Sales, Inc. on Behalf of Wyoming County Water Resource Agency .....	13
22-359, Resolution to Act as the Lead Applicant for a Consolidate Funding Application LWRP Planning Grant Administered by the New York State Department of State for the Purposes of Improving and Protecting the Water Quality of Silver Lake and to Promote Sustainable Economic and Community Revitalization in the Towns of Perry and Castile and the Village of Perry.....	14
22-360, Chairman to Accept the "Allegany County Bid Award for Equipment Rental" and Exercise the Right to "PIGGYBACK" as an Eligible Political Subdivision under GML §103 (16) .....	16
22-361, Chairman Authorized to Sign a Contract with Harding Plumbing and Heating, Inc. on Behalf of Buildings and Grounds (Co. Bldgs.) .....	16
22-362, Resolution Number 21-313 Amended .....	17
22-363, Resolution Number 21-496 Amended .....	17
22-364, Resolution Number 20-039 Amended .....	19
22-365, Chairman Authorized to Sign Various Contracts on Behalf of the Sheriff's Department .....	20
22-366, Chairman to Accept the "Onondaga County Bid Award for Emergency Planning, Training and Exercise" and Exercise the Right to "PIGGYBACK" as an Eligible	

Political Subdivision under GML §103 (22).....	20
22-367, Approving Sole Source Procurement with EZChild.com on Behalf of the the Sheriff's Department .....	21
22-368, Chairman Authorized to Sign a Contract with the Genesee County Sheriff on Behalf of the County Jail.....	22
22-369, Resolution Number 22-221 Amended .....	22
22-370, Chairman Authorized to Sign a Contract with Idemia on Behalf of the County Jail .....	22
22-371, Resolution Number 22-334 Amended .....	23
22-372, Fire Advisory Board Delegates Appointed/Reappointed .....	23
22-373, Chairman Authorized to Sign a Contract with ESO on Behalf of the Emergency Services .....	24
22-374, Approving Sole Source Procurement with Firehouse Technology LLC on Behalf of Wyoming County Emergency Services .....	25
22-375, Chairman Authorized to Sign Various Contracts with SHI on Behalf of Information Technology.....	26
22-376, Chairman Authorized to Sign 2023 Insurance Rates on Behalf of Current and Retired County Employees .....	26
22-377, Standard Work Day and Reporting Resolution .....	27
22-378, Location and Time of August 2022 Regular Session Changed	28
22-379, Insurance Premiums for the 2022~2023 Policy Term through Tompkins Insurance Agencies, Inc. Approved.....	28
22-380, Resolution Number 18-306 Amended .....	29

22-381, Resolution Number 16-088 Amended .....	30
22-382, Resolution Number 19-157 Amended .....	31
22-383, Resolution Number 22-098 Amended .....	31
22-384, Salary Schedule "P", "G" and "S" Amended.....	32
22-385, Position(s) Approved.....	33
22-386, Salary Schedule "C" Amended .....	33
22-387, Position(s) Approved.....	34
22-388, Wyoming County Fair Week Proclaimed .....	40
22-389, Funds Transferred to Various 2022 Accounts .....	42
22-390, Funds Appropriated to Various 2022 Accounts .....	43
22-391, Resolution Number 21-507 Amended .....	46
22-392, CSEA Hospital Supervisory Unit Contract Approved.....	46
22-393, National End of Operation Iraqi Freedom Remembrance Day Proclaimed .....	47
22-394, Chairman/Commissioner of Social Authorized to Sign Various Welfare Management System Contracts on Behalf of the Department of Social Services .	47
22-395, Chairman/Commissioner of Social Authorized to Sign a Welfare Management System Contract with Rebecca Anderson on Behalf of the Department of Social Services .....	49
22-396, Child Support Awareness Month Proclaimed .....	49
22-397, Chairman Authorized to Sign a Grant Application and Acceptance Award with New York State Office for the Aging on Behalf of Wyoming County Office for the Aging .....	50
22-398, Chairman Authorized to Sign a Contract with GLOW ARC on Behalf of the Youth Bureau. 50	



22-399, Resolution Number 21-536 Amended .....	51	22-412, Chairman Authorized to Sign a Contract with Southworth Milton, Inc. (Milton Cat) on Behalf of Buildings and Grounds (Co. Bldgs.) .....	59
22-400, Chairman Authorized to Sign a Contract with Karen Zeyouma on Behalf of the Youth Bureau .....	51	22-413, Chairman Authorized to Award Bids and Sign Various Contracts on Behalf of Buildings and Grounds (Co. Bldgs.) .....	59
22-401, Chairman Authorized to Sign a Contract with Batavia City School District on Behalf of the Youth Bureau .....	52	22-414, Chairman Authorized to Sign a Grant Application and Acceptance Award with the New York State Unified Court System on Behalf of Buildings and Grounds (Co. Bldgs.) .....	60
22-402, Members Appointed/Reappointed to the GLOW Workforce Development Board .....	52	22-415, Resolution Number 22-325 Amended .....	60
22-403, Resolution Number 21-546 Amended .....	54	22-416, Wyoming County Fire Training Center Renovation Capital Improvement Project Established on half of Buildings and Grounds (Co. Bldgs.) .....	61
22-404, Resolution Number 22-015 Amended .....	54	22-417, Chairman Authorized to Sign a Grant Application and Acceptance Award with the New York State Division of Criminal Justice Services on Behalf of the Public Defender's Office .....	62
22-405, Resolution Number 21-544 Amended .....	55	22-418, Chairman Authorized to Sign a Grant Acceptance Award with the New York State Office of Victim Services on Behalf of the District Attorney's Office .....	62
22-406, Resolution Number 21-542 Amended .....	55	22-419, Chairman Authorized to Sign a Grant Application and Acceptance Award with the New York State Department of Criminal Justice Services on Behalf of the District Attorney's Office .....	63
22-407, Resolution Number 21-543 Amended .....	56	22-420, Chairman Authorized to Sign a Contract with Various Contracts on Behalf of Information Technology.....	64
22-408, Resolution Number 21-548 Amended .....	56	22-421, Salary Schedule "S", "C", "P" and "G" Amended.....	64
22-409, Chairman/Commissioner of Health Authorized to Sign a Grant Application and Acceptance Award with the New York State Office of Children and Family Services on Behalf of Public Health .....	57		
22-410, Chairman Authorized to Accept the New York State Office of General Services Vehicle Marketplace Bids and Sign a Contract with Websmart Chevrolet Inc., d/b/a Bob Johnson West on Behalf of Public Health .....	57		
22-411, Chairman/Commissioner of Health Authorized to Sign a Contract with Wyoming County Community Action, Inc. on Behalf of Public Health.....	58		

22-422, Chairman Authorized to Sign Inter-Municipal Agreements with the Towns of Covington, Pike, Warsaw and Wethersfield for Countywide Assessing Services .....	66
22-423, Chairman Authorized to Sign Various Contracts on Behalf of the Wyoming County Community Health System .....	66
22-424, Resolution Number 20-542 Amended .....	67
22-425, Chairman Authorized to Sign a Contract with AECOM Technical Services, Inc. on Behalf of the Department of the Board of Supervisors .....	68
22-426, Position(s) Approved .....	69
22-427, Funds Transferred to Various 2022 Accounts .....	73
22-428, Funds Appropriated to Various 2022 Accounts .....	73
22-429, Salary Schedule "G" Handbook Amendments Approved .....	75
22-430, Salary Schedule "C", "D" and "S" Handbooks Amendments Approved .....	76
22-431, Resolution Number 22-158 Amended .....	77
22-432, Chairman Authorized to Sign a Grant Application and Acceptance Award with the Alzheimer's Association on Behalf of the Office for the Aging .....	77
22-433, Resolution Number 21-262 Amended .....	78
22-434, Resolution Number 21-536 Amended .....	78
22-435, Resolution Number 22-398 Amended .....	79
22-436, Chairman Authorized to Sign a Grant Application and Acceptance Award with the New York State Office of Child and Family Services (OCFS), Office of	

Youth Development on Behalf of the Youth Bureau .....	79
22-437, Youth Court Month Proclaimed .....	80
22-438, Chairman Authorized to Sign a Contract with GLOW YMCA on Behalf of the Youth Bureau. 81	
22-439, Chairman Authorized to Sign a Grant Application and Acceptance Award with New York State Department of Parks, Recreation and Historic Preservation on Behalf of the Youth Bureau .....	81
22-440, Chairman/Commissioner of Social Services Authorized to Sign Various Contract on Behalf of the Department of Social Services . 82	
22-441, Resolution Number 22-351 Amended .....	82
22-442, Members Appointed/Reappointed to the GLOW Workforce Development Board .....	83
22-443, September 13, 2022 Proclaimed Rosie Shader Day in Wyoming County .....	84
22-444, Approving Sole Source Procurement with Zeptive, Inc. on Behalf of Mental Health.....	85
22-445, Suicide Prevention Month Proclaimed .....	86
22-446, Resolution Number 21-381 Amended .....	86
22-447, Chairman/Commissioner of Health Authorized to Sign a Sub-Agreement with Wyoming County Community Action on Behalf of the County Health Department .....	87
22-448, Chairman/Commissioner of Health Authorized to Sign a Contract with Midcity Office Equipment, Inc.on Behalf of the County Health Department.....	88
22-449, Resolution in Opposition to S.6510/A.7785, An Act to Amend	

the Environmental Conservation Law in Relation to Big Game Hunting Season and Urge Governor Hochul to Veto the Same in its Entirety .....	89	York State Governor's Traffic Safety Committee on Behalf of the Sheriff's Department .....	101
22-450, James Bragg Appointed to the New York State Department of Environmental Conservation, Region 9, Regional Open Space Advisory Committee .....	90	22-463, Chairman Authorized to Accept the "Onondaga County Bid Award" and Exercise the Right to "PIGGYBACK" as an Eligible Political Subdivision under GML §103 (22) .....	101
22-451, Countywide Zoning Fee Schedule Amended and Approved .....	90	22-464, Resolution Number 21-563 Amended .....	102
22-452, Chairman Authorized to Sign a Contract with WYCO Construction, Inc. on Behalf of the Wyoming County Water Resource Agency.....	91	22-465, Chairman Authorized to Sign a Grant Application and Acceptance Award with the New York State Division of Homeland Security and Emergency Services Office of Interoperable and Emergency Communications on Behalf of 9-1-1 .....	102
22-453, Annual Highway Material Bids Approved, Res. #22-453 ...	92	22-466, Chairman Authorized to Sign a Grant Application and Acceptance Award with the New York State Division of Homeland Security and Emergency Services Office of Interoperable and Emergency Communications on Behalf of 9-1-1 .....	103
22-454, Chairman Authorized to Award Bids and Sign Various Contracts on Behalf of County Highway .....	95	22-467, Resolution Number 22-467 Amended .....	104
22-455, Chairman Authorized to Sign Various Contracts with Pavilion Drainage Supply Co., Inc. on Behalf of County Highway...	96	22-468, Chairman Authorized to Sign a Grant Application and Acceptance Award with the New York State Division of Homeland Security and Emergency Services on Behalf of Wyoming County Emergency Services .....	105
22-456, Chairman Authorized to Sign a Contract with Campus Construction Management on Behalf of Buildings and Grounds (Co. Bldgs.) .....	97	22-469, Chairman Authorized to Accept the "Broome County Bid Award for Emergency management Assistance" and Exercise the Right to "PIGGYBACK" as an Eligible Political Subdivision under GML §103 (16).....	105
22-457, Resolution Number 22-209 Amended .....	97	22-470, Resolution Opposing the Recently Passed Concealed Carry Improvement Act (CCIA) .....	106
22-458, Resolution Number 21-496 Amended .....	98		
22-459, Resolution Number 20-039 Amended .....	98		
22-460 Chairman Authorized to Sign a Contract with Southworth-Milton, Inc. on behalf of Buildings and Grounds (Co. Bldgs.) .....	99		
22-461, Flag Day Proclaimed .....	100		
22-462, Chairman Authorized to Sign a Grant Application and Acceptance Award with the New			

22-471, David Linder Appointed as a Representative to the Wyoming County Workers' Compensation Plan ..... 108

22-472, Disability Insurance Rates with ShelterPoint Approved .. 108

22-473, Resolution Number 15-386 Amended ..... 109

22-474, Resolution Number 19-561 Amended ..... 111

22-475, Chairman Authorized to Sign a Contract with the Research Foundation for the State University of New York on Behalf of the Board of Supervisors ... 112

22-476, Resolution Number 22-377 Amended ..... 112

22-477, Resolution Number 22-379 Amended ..... 113

22-478, Salary Schedule "S", "C" and "P" Amended ..... 114

22-479, Position(s) Approved..... 115

22-480, Resolution Number 22-243 Amended ..... 116

22-481, Resolution Number 21-243 Amended ..... 116

22-482, Resolution Number 20-304 Amended ..... 117

22-483, Resolution Number 18-576 Amended ..... 118

22-484, Hospital Administrator Authorized to Sign Various Contracts on Behalf of the Wyoming County Community Health System ..... 119

22-485, Resolution Number 21-243 Amended ..... 119

22-486, Funds Transferred to Various 2022 Accounts ..... 126

22-487, Funds Appropriated to Various 2022 Accounts ..... 127

22-488, Memorandum of Understanding By and Between CSEA and the County of Wyoming Approved ..... 128

22-489, A Resolution Urging Investment by the State within

the Department of Civil Service to Support Public Employee Recruitment and Retention ... 130

22-490, Resolution Calling on the State to Set the Judgement Interest Rate Charged to the State and Local Governments to be Tied to the Federal Interest Rate..... 131

22-491, Resolution Calling on the State to Provide Funding to Counties and County Boards of Elections for the Additional 2022 Primary and to Provide Flexibility for the Number and Location of Early Voting Locations..... 132

22-492, Resolution in Support of Addressing Covid's Impact on the Low Morale and Exodus of Professionals from New York's Public Workforce through the Issuance of Workforce Bonuses, Stipends and Enhanced Retirement Benefits to Sustain the State's Public Infrastructure ..... 133

22-493, Resolution Calling for Study and Reform of New York State Civil Service System to Support Local Governments Employee Recruitment ..... 135

22-494, Resolution to Promote Changes to the State's Civil Service Law to Address Constraints on New York State Airports' Ability to Recruit, Hire and Promote Qualified Aviation Professionals..... 137

22-495, Calling on the State of New York to Fully Fund County Law 18B Assigned Counsel Statutory Pay Levels..... 139

22-496, Chairman Authorized to Sign a Grant Application and Acceptance Award with the New York State Board of Elections on

Behalf of Wyoming County Board of Elections .....	140	Partner by Focusing on Rent Allowance and Standard of Need Which Must Include the Restoration of 50/50 Cost Sharing for Safety Net Programs and Clarify Its Homelessness Prevention Goals by Making permanent Housing the Central Focus .....	150
22-497, Resolution Urging the Governor and State Legislature to Gradually Eliminate the County Fiscal Responsibility for Preschool Special Education and Summer School Special Education Programs.....	141	22-505, Resolution Urging the Governor and New York State Legislature to Become a True Partner by Focusing on Rent Allowance and Standard of Need which Must Include the Restoration of 50/50 Cost Sharing for Safety Net Programs and Clarify Its Homelessness Prevention Goals by Making permanent Housing the Central Focus .....	152
22-498, Resolution Urging the Governor and State Legislature to Increase the Pre-School Special Education Administration Rate for Counties .....	142	22-506, National Disability Employment Awareness Month Proclaimed .....	152
22-499, Resolution Urging the Governor and State Legislature to Adjust the Early Intervention Rate Structure to Improve Access to these Services for Children who Live in Poverty and Rural Areas .....	143	22-507, Chairman Authorized to Sign a Contract with Paula Gleason on Behalf of the Youth Bureau .....	153
22-500, Resolution Urging the State of New York to Require School Districts to Administer and Fund Pre-School Special Education and Early Intervention Services .....	144	22-508, Resolution Number 22-317 Amended .....	154
22-501, Resolution to Enact an Emergency System to Address the Scarcity of Providers of Therapeutic Services for Early Intervention Care .....	145	22-509, Chairman/Commissioner of Social Services Authorized to Sign Various Contracts on Behalf of the Department of Social Services .....	154
22-502, Resolution Urging the Governor and State Legislature to Increase county Reimbursement for Early Intervention Transportation Services .....	147	22-510, Chairman/Commissioner of Social Services Authorized to Sign a Welfare System Management Contract with Linda Smith on Behalf of the Department of Social Services .....	155
22-503, Resolution Calling on the Governor and State Legislature to Increase State Funding Support for the Foster Care Block Grant to Pay for the Rate Increase Enacted in the SFY 2023 Budget and also Increase State Funding for Safety Net Programs .....	148	22-511, Chairman/Commissioner of Social Services Authorized to Sign a Contract with Cattaraugus Community Action, Inc. d/b/a Connecting Communities in	
22-504, Resolution Urging the Governor and New York State Legislature to Become a True			

Action on Behalf of the Department of Social Services	156
22-512, Resolution Number 22-013 Amended .....	156
22-513, Domestic Violence Awareness Month Proclaimed	157
22-514, Chairman Authorized to Sign a Grant Acceptance Award with New York State Homes and Community Renewal, Housing Trust Fund Corporation, Office of Community Renewal on Behalf of Wyoming County .....	158
22-515, Resolution Calling on the New York Congressional Delegation to Support Federal Legislation that Exempts Qualified Residential Treatment Programs from the Federal Medicaid Institution for Mental Disease (IMD) Exclusion and for New York State to Provide State- Only Medicaid Funding to Cover any Loss of Federal Funds Until the Exemption is Achieved.....	159
22-516, Resolution in Support of Fully Funding the Impelmentation of the 2019 Elevated Blood Lead Level Mandates.....	160
22-517, Resolution in Support of Enactment of Legislation to Amend the Public Health Law in Relation to Municipal Limited Health Care Service Facilities .	162
22-518, Resolution in Support of Issuing Relief to Local Health Departments by Requiring the State Commissioner of Health to Waive the Cost Reporting Requirement for Municipal License Home Care Service Agencies (LHCSAS) .....	163
22-519,Resolution Requesting Targeted State Investments in Programming and Policies to Develop and Fund Core Local Services to Decrease the Use of	

Emergency Departments (EDS) for the Treatment of Children and Youth with Complex Behavioral Health Needs .....	164
22-520, Resolution Number 22-270 Amended .....	166
22-521, Chairman/Commission of Health Authorized to Sign a Contract with Abbott Rapid DX North America, LLC on Behalf of Public Health.....	167
22-522, Resolution in Support of New York State Sharing Agricultural Mitigation Fees with Counties to Support County Agriculture and Farmland Protective Initiatives .....	167
22-523, Resolution Calling for the Elimination of the Farm Laborers Wage Board .....	169
22-524, Order of Protection for Deer Approved .....	171
22-525, Confinement of Dogs in Wyoming County Authorized.	171
22-526, Review of Agricultural District No. 2 and Set Public Hearing .....	172
22-527, Resolution in Support of Legislation to Establish the Resilient New York Revolving Loan Program and the Resilient New York Revolving Loan Fund .....	173
22-528, Resolution to Support the Clean Water, Clean Air, Green Jobs Environmental Bond Act of 2022 .....	175
22-529, Resolution Requesting Revisions to NYSDEC'S Proposed Part 360 Series Regulations ...	176
22-530, Resolution in Support of an Expedited Rollout of the ConnectAll Initiative.....	178
22-531, Resolution Opposing Legislation that Jeopardizes the Efficacy of the Water Quality Permitting Process by	

Unnecessarily Doubling the Volume of Permits that must be Handled by the State .....	179
22-532, Chairman Authorized to Sign a Contract with TI Sales on Behalf of the Wyoming County Water Resource Agency.....	181
22-533, Resolution Urging All Counties to Adopt Policies that Include More Local Transportation Projects for Consideration of Complete Street Design .....	182
22-534, Resolution Number 22-454 Amended .....	183
22-535, Chairman Authorized to Sign a Contract with LaBella Associates on Behalf of County Highway .....	184
22-536, Authorizing the Implementation and Funding in the First Instance 100% of the Federal Aid and State “Marchiselli” Program Aid Eligible Costs, of a Transportation Federal Aid Project and Appropriating Funds Therefore.....	184
22-537, Chairman Authorized to Sign a Contract with Feedwater Treatment Systems, Inc. on Behalf of Buildings and Grounds (Co. Bldgs.) .....	185
22-538, Chairman Authorized to Award Bids and Sign Various Contracts on Behalf of Buildings and Grounds (Co. Bldgs.) .....	186
22-539, Resolution Number 22-209 Amended .....	187
22-540, Chairman Authorized to Award Bid and Sign a Contract with Ken’s Carpet Center on Behalf of Buildings and Grounds (Co. Bldgs.) .....	187
22-541, Resolution Calling on New York State to Sufficiently Invest in 9-1-1 Funding to Ensure Proper Maintenance with Existing Systems and Prepare for Next	

Generation 9-1-1 Technologies .....	188
22-542, Resolution Encouraging the State Legislature and Governor to Authorize Municipalities, Including Counties, to Establish a Special District to Finance and Operate General Ambulance Services .....	190
22-543, Resolution Encouraging the State Legislature and Governor to Enact Legislation to Expedite the Disbursement of Raise the Age Funds to Counties and Community-Based Organization that Work with At-Risk Youth	191
22-544, Resolution Encouraging the State Legislature and Governor to Enact Legislation to Provide Local Discretion on Pre-Sentence Investigations in Plea Deals Resulting in Less than 1 Year Imprisonment .....	192
22-545, Resolution Urging the State to Provide Counties with Funding to Administer the State’s New Gun Laws.....	193
22-546, Resolution Urging the State to Provide Counties with Funding to Administer Requirements of New Extreme Risk Order of Protection Law .....	194
22-547, Resolution Urging the State to Provide Counties with Funding to Administer Medication Assisted Treatment in Correctional Facilities.....	195
22-548, Resolution Encouraging the State Legislature and Governor to Enact Legislation to Require Reporting of Sex Offenders in Short Term Rentals .....	196
22-549, 2023 STOP DWI Plan Approved .....	197
22-550, Notice of Public Meeting Approved .....	198

22-551, Resolution Encouraging the State Legislature and Governor to Enact Legislation to Require Reporting of Sex Offenders in Short Term Rentals ..... 199

22-552, Resolution Calling on the State of New York to Protect Home Rule Authority by Clarifying Long-Standing Property Tax Collection Practices ..... 200

22-553, Resolution Calling on New York State to Commence an Investigation into the Closure of Bank Branches in Rural Counties in New York State ..... 202

22-554, Resolution Allowing for County Workers Compensation Pools to Join a Public Group Self-Funded Deductible Program that Can Help Lower Costs and Manage Existing Claims ..... 203

22-555, Resolution Commending the State for Supporting Local Cybersecurity Efforts and Urging a Long-Term Commitment to Funding End Point Detection and Response Solutions..... 204

22-556, Resolution Calling on the State of New York to Promptly and Equitably Secure with the Seneca Nation a Continuing Compact Agreement that is Beneficial to All Parties and Local Governments ..... 205

22-557, Resolution Calling on the State of New York to Make All Municipalities Whole in the Saint Regis Mohawk Tribal Gaming Region that have been Impacted by the State’s Lack of Payment ..... 207

22-558, Resolution Calling on the State of New York to Immediately Make All Municipalities Whole that have been Impacted by the Loss of Property Tax Revenue

from Claimed Sovereign Native American Land ..... 208

22-559, Resolution Supporting Proposals to Modernize Tax Laws to Include the Vacation Rental Industry and to Ensure these Changes are Appropriately Tailored for the Needs of Localities ..... 210

22-560, Resolution to Support Modifications to the State Pension Amorization Programs to Allow Entities to Leave the Program once they have Fully Paid Back the Amounts Borrowed, Including Interest, as Determine by the State Comptroller ..... 211

22-561, Resolution Number 20-305 Amended ..... 212

22-562, Resolution Number 20-305 Amended ..... 213

22-563, Resolution Number 22-484 Amended ..... 214

22-564, Resolution Number 21-585 Amended ..... 215

22-565, Resolution Number 20-452 Amended ..... 215

22-566, Chairman Authorized to Sign Various Contracts on Behalf of the Wyoming County Community Health System .... 216

22-567, Hospital Administrator Authorized to Award Bid and Sign a Contract with Landry Mechanical Contractors, Inc. on Behlf of the Wyoming County Community Health System .... 218

22-568, Salary Schedule “C”, “P” and “S” Amended ..... 218

22-569, Position(s) Approved..... 220

22-570, Investment Policy and Guidelines for Wyoming County Adopted, Chairman Authorized to Sign Custodial Agreements to Maintain Pledged Securities .. 221



22-571, Standard Work Day and Reporting Resolution .....	227	Life and Proclaiming Wyoming County a "Green Light for Military Service" County.....	243
22-572, Resolution Number 22-226 Rescinded and Replaced .....	228	22-586, Jennifer G. Wakefield Appointed to the GLOW Workforce Development Board .....	245
22-573, Funds Transferred to Various 2022 Accounts .....	234	22-587, Resolution Number 20-446 Amended .....	245
22-574, Funds Appropriated to Various 2022 Accounts .....	234	22-588, Chairman/Commissioner of Health Authorized to Sign Various Grant Applications and Acceptance Awards on Behalf of the County Health Department .....	246
22-575, Family Caregivers Month Proclaimed .....	237	22-589, Small Business Saturday Proclaimed .....	247
22-576, Resolution Number 18-046 Amended .....	238	22-590, Members Appointed/Reappointed to the Wyoming County Planning Board .....	248
22-577, Resolution Number 22-507 Amended .....	239	22-591, Richard Fish, Jr. Appointed to the Wyoming County Business Center (LDC) Board of Directors .....	248
22-578, Chairman/Commissioner of Social Services Authorized to Sign a Contract with New Directions Youth and Family Services, Inc. on Behalf of the Department of Social Services.....	239	22-592, County Highway Superintendent Authorized to Extend the Snow and Ice Removal Agreements with Towns and Villages for 2023/2024 .....	249
22-579, Chairman/Commissioner of Social Services Authorized to Sign a Grant Acceptance Award with New York State Office of Temporary and Disability Assistance on Behalf of the Department of Social Services	240	22-593, Wyoming County Courthouse Airlock Entry Capital Project Complete .....	250
22-580, Chairman/Commissioner of Social Services Authorized to Sign a Contract with Wyoming County Community Action on Behalf of the Department of Social Services .....	240	22-594, Resolution Number 22-278 Amended .....	250
22-581, Chairman/Commissioner of Social Services Authorized to Sign a Contract with Keith and Lucinda Herrmann on Behalf of the Department of Social Services	241	22-595, Chairman Authorized to Sign a Contract with the State of New York Unified Court System on Behalf of the Sheriff's Department .....	251
22-582, Resolution Number 21-154 Amended .....	241	22-596, Chairman Authorized to Sign a Grant Acceptance Award with the New York State Department of Justice on Behalf of the Sheriff's Department ...	252
22-583, National Adoption Awareness Month Proclaimed	242	22-597, Chairman Authorized to Accept the "Onondaga County	
22-584, Marine Corps Birthday Proclaimed .....	243		
22-585, Supporting Operation Green Light for Active Military Service Members in Transition to Civilian			

Bid Award for a Police Interceptor Vehicle” and Exercise the Right to “PIGGYBACK” as an Eligible Political Subdivision under GML §103 (22).....	252
22-598, Chairman Authorized to Sign a Grant Application and Acceptance Award with the New York State Division of Homeland Security and Emergency Services on Behalf of the Sheriff’s Department .....	253
22-599, Chairman Authorized to Sign a Contract with Saia Communications on Behalf of 9-1-1.....	253
22-600, Chairman Authorized to Sign a Grant Acceptance Award with Wal-Mart Stores, Inc. on Behalf of Emergency Services	254
22-601, Approving Sole Source Procurement with Squad 9, LLC on Behalf of Emergency Services .....	254
22-602, Chairman Authorized to Sign a Contract with CivicPlus on Behalf of Emergency Services	256
22-603, Chairman Authorized to Sign a Contract with DiVal Safety Equipment, Inc. on Behalf of Emergency Services .....	256
22-604, Resolution Number 15-388 Amended .....	261
22-605, Chairman Authorized to Sign 2023 Medicare Insurance Rates for Retirees .....	261
22-606, 2023 Workers’ Compensation Costs Approved .....	262
22-607, Chairman Authorized to Sign Various Contracts on Behalf of County Insurance.....	264
22-608, Chairman Authorized to Sign a Contract with CDW-G on Behalf of Information Technology .....	264
22-609, Chairman Authorized to Sign a Grant Acceptance Award with New York State Division of Homeland Security and Emergency Services on Behalf of Information Technology.....	265
22-610, Resolution Number 22-143 Amended .....	265
22-611, 2023 Town Balances Approved .....	266
22-612, Relevy of Unpaid School and Village Taxes .....	266
22-613, 2023 Equalization Table Presented and Tabled .....	267
22-614, Date of Public Hearing for the Consideration of the 2023 Tentative County Budget Set .	268
22-615, 2023Recycling Fees Levied .....	269
22-616, Janis Cook Reappointed County Auditor.....	269
22-617, Wyoming County Purchasing Policy Amendments Adopted .....	270
22-618, Semi-Annual Mortgage Tax Report .....	270
22-619, Salary Schedule “S”, “D” and “I” Approved .....	271
22-620, Set Public Hearing – Introductory Local Law No. D Year 2022 .....	272
22-621, Position(s) Approved .....	274
22-622, Resolution Number 20-542 Amended .....	275
22-623, Chairman Authorized to Sign an Employment Agreement – Salary Schedule P with Carolyn Wagner, PA on Behalf of the Wyoming County Community Health System .....	276
22-624, Resolution Number 19-038 Amended .....	276
22-625, Resolution Number 17-199 Amended .....	277
22-626, Resolution Number 22-250 Amended .....	279

22-627, Chairman Authorized to Sign Various Contracts on Behalf of the Wyoming County Community Health System ....	279	Acceptance Award with Coordinated Care Services, Inc. on Behalf of the Youth Bureau .....	303
22-628, Salary Schedules “C”, “P” and “S” Amended .....	280	22-645, Chairman Authorized to Sign Various Contracts on Behalf of the Department of Social Services .....	304
22-629, Set Public Hearing – Introductory Local Law No. E Year 2022 .....	282	22-646, Chairman Authorized to Sign Various Contracts on Behalf of the Department of Social Services .....	305
22-630, Rich Kosmerl Reappointed to the Wyoming County Community Hospital Board of Managers .....	283	22-647, Chairman Authorized to Sign Various Welfare Management System Contracts on Behalf of the Department of Social Services .....	305
22-631, Local Law Introductory No. E (1) Year 2022, Adopted .....	286	22-648, Chairman Authorized to Sign a Welfare Management System Contract with Candace A. Sadowski on Behalf of the Department of Social Services .....	306
22-632, Tentative 2023 Budget for Wyoming County Adopted ....	288	22-649, Kimberley Barber Reappointed Commissioner of Social Services .....	307
22-633, Funds Transferred to Various 2022 Accounts .....	294	22-650, Chairman Authorized to Sign a Contract with Living Opportunity of DePaul on Behalf of Mental Health .....	307
22-634, Funds Appropriated to Various 2022 Accounts .....	294	22-651, Chairman Authorized to Sign a Contract with Peers Together of Wyoming County on Behalf of Mental Health .....	308
22-635, 2023 Election Expenses Apportioned .....	297	22-652, Chairman Authorized to Sign a Contract with Hillside Children’s Center on Behalf of Mental Health .....	308
22-636, Harold Bush Reappointed Election Commissioner (D) .....	298	22-653, Chairman Authorized to Sign a Contract with Coordinated Care Services, Inc. (CCSI) on Behalf of Mental Health .....	309
22-637, James Schlick Reappointed Election Commissioner (R) .....	298	22-654, Chairman Authorized to Sign a Contract with ARC GLOW on Behalf of Mental Health .....	309
22-638, Chairman Authorized to Sign a Contract with Mark H. Dadd Law Office, PLLC on Behalf of the County Attorney .....	299	22-655, Chairman Authorized to Sign a Contract with Suburban	
22-639, Members Appointed/Reappointed to the Office for the Aging Advisory Council .....	299		
22-640, Resolution Number 21-530 Amended .....	300		
22-641, Chairman Authorized to Sign Various Contracts on Behalf of the Office for the Aging .....	301		
22-642, Resolution Number 20-014 Amended .....	302		
22-643, Chairman Authorized to Sign Various Contracts on Behalf of the Youth Bureau .....	303		
22-644, Chairman Authorized to Sign a Grant Application and			

Adult Services, Inc. on Behalf of Mental Health .....	310
22-656, Chairman Authorized to Sign a Contract with Spectrum Human Services on Behalf of Mental Health .....	310
22-657, Chairman Authorized to Sign a Contract with Camp Get-A-Way on Behalf of Mental Health .....	311
22-658, Resolution Number 22-409 Amended .....	311
22-659, Resolution Number 22-447 Amended .....	312
22-660, Resolution Number 22-409 Amended .....	313
22-661, Chairman/Commission of Health Authorized to Sign Various Contracts and Agreements Behalf of the County Health Department for the Year 2023 .....	313
22-662, Gregory J. Collins, DO Reappointed Medical Director, PT .....	314
22-663, Resolution Number 18-055 Amended .....	315
22-664 Finding to Modify Agricultural District No. 2.....	316
22-665, Chairman Authorized to Sign a Contract (Supplemental No. 7) with New York State Department of Transportation on Behalf of County Highway.....	318
22-666, Chairman Authorized to Sign a Contract with UniFirst Corporation on Behalf of County Highway .....	319
22-667, Resolution Number 22-454 Amended .....	319
22-668, Chairman Authorized to Award Bid and Sign a Contract with Kleis Equipment on Behalf of County Highway .....	320
22-669, Wyoming County Kaplan Building Loading Dock Construction and Ramp	

Replacement Capital Improvement Project Bldgs.) .	320
22-670, Chairman Authorized to Award Bid and Sign a Contract with Edward Hulme, Inc. on Behalf of Buildings and Grounds (Co. Bldgs.) .....	321
22-671, Chairman Authorized to Sign a Contract with U&S Services, Inc. on Behalf of Buildings and Grounds (Co. Bldgs.) .....	322
22-672, Chairman Authorized to Award Bid and Sign Various Contracts on Behalf of Buildings and Grounds (Co. Bldgs.) .....	322
22-673, Capital Improvement Project for the Wyoming County Jail Addition Established .....	323
22-674, Chairman Authorized to Sign a Contract with Kideney Architects, P.C. on Behalf of Buildings and Grounds (Co. Bldgs.) .....	324
22-675, Brian Meyers Appointed to the Traffic Safety Board .....	324
22-676, Chairman Authorized to Sign a Contract with Auctions International, Inc. on Behalf of the Sheriff's Department .....	325
22-677, Chairman Authorized to Sign a Contract with Black Creek Integrated System Crop., Inc. on Behalf of the County Jail .....	325
22-678, Chairman Authorized to Sign a Contract with Saia Communications on Behalf of 9-1-1.....	326
22-679, Resolution Number 21-315 Amended .....	326
22-680, Chairman Authorized to Sign Various Contracts on Behalf of the Department of Social Services .....	327
22-681, A Resolution Urging Governor Kathy Hochul to Amend Paragraph C of General Municipal	

Law 209-B, Subdivision 4, to Allow ALS Intercept Agencies to Bill Directly .....	327
22-682, Leah R. Nowotarski Appointed Public Defender.....	329
22-683, Chairman Authorized to Sign Various Contracts on Behalf of the Public Defender .....	329
22-684, Chairman Authorized to Sign a Contract with Pro-Flex Administrators, LLC on Behalf of the County Insurance.....	330
22-685, Resolution Number 15-386 Amended .....	330
22-686, Chairman Authorized to Sign a Contract with Matrix Communications on Behalf of Information Technology .....	333
22-687, Chairman Authorized to Sign a Contract with Venesky & Company on Behalf of the County Treasurer .....	333
22-688, Michael Rados Designated "Acting" Real Property Tax Services Assessor .....	334
22-689, Authorize Chairman and Clerk to Sign Tax Warrants.....	334
22-690, Real Property Tax Services Director Authorized to Approve Correction of Errors .....	335
22-691, Resolution of the Board of Supervisors Levying Taxes and Assessments Required for Purpose of Annual Budget of Towns of Wyoming County.....	335
22-692, Chairman Authorized to Sign a Grant Application and Acceptance Award with the New York State Office of Parks, Recreation and Historic Preservation on Behalf of the Board of Supervisors .....	337
22-693, Chairman Authorized to Sign a Contract with the Wyoming County Snowmobile Federation on Behalf of the Board of Supervisors.....	338
22-694, Semi-Annual Revenue Sharing for the Towns.....	338
22-695, Chairman Authorized to Sign Letters of Understanding with Contract Agencies for 2023 .....	339
22-696, Resolution Opposing Senate Bill S.9517 and Assembly Bill A.10644 in Relation to Certain Duties and Responsibilities of Cemetery Corporations as Too Financially Burdensome .....	340
22-697, Wyoming County Purchasing Policy Amendments Adopted .....	341
22-698, Date Set for Annual Organizational Meeting .....	343
22-699, Official Newspapers Designated .....	343
22-700, 3 Copies of Annual Report Requested .....	344
22-701, Susan May Reappointed to the Western Region Off Track Betting Corporation Board of Directors .....	345
22-702, Position(s) Approved .....	345
22-703, Lift the 2023 Equalization Table and Adopt.....	346
22-704, Resolution Number 19-346 Amended .....	347
22-705, Chairman Authorized to Sign Various Employment Agreements – Salary Schedule P on Behalf of the Wyoming County Community Health System ....	348
22-706, Chairman Authorized to Sign a Contract with Farkad M. Balaya, MD, PC, on Behalf of the Wyoming County Community Health System .....	349
22-707, Salary Schedule "C", "P", "D", "S" and "G" Amended ....	350
22-708, Local Law Introductory No. D (1) Year 2023, Adopted.....	352
22-XXX (WITHDRAWN), Chairman Authorized to Sign Inter-Municipal Agreement with	

Participating Municipalities of Wyoming County for Countywide Zoning Enforcement Services on Behalf of the Zoning Department .....	317
22-XXX (WITHDRAWN), Memorandum of Understanding by and between CSEA and the County of Wyoming Approved .....	121

## S

### Salary Schedules Amended

<b>"C"</b>	
Res. #22-286 .....	33
Res. #22-421 .....	64
Res. #22-478 .....	114
Res. #22-568 .....	218
Res. #22-572 .....	228
Res. #22-628 .....	280
Res. #22-707 .....	350
<b>"D"</b>	
Res. #22-619 .....	271
Res. #22-707 .....	350
<b>"G"</b>	
Res. #22-384 .....	32
Res. #22-421 .....	64
Res. #22-707 .....	350
<b>"I"</b>	
Res. #22-619 .....	271
<b>"P"</b>	
Res. #22-380 .....	29
Res. #22-384 .....	32
Res. #22-421 .....	64
Res. #22-478 .....	114
Res. #22-568 .....	218
Res. #22-623 .....	276
Res. #22-628 .....	280
Res. #22-705 .....	348
Res. #22-707 .....	350
<b>"S"</b>	
Res. #22-384 .....	32
Res. #22-421 .....	64
Res. #22-478 .....	114
Res. #22-568 .....	218

Res. #22-619 .....	271
Res. #22-628 .....	280
Res. #22-707 .....	350

### Sheriff

#### 9-1-1

#### Contracts / Agreements

Saia Communications, Res. #22-292 .....	253, 326
---	----------

#### Contracts / Agreements

##### Amended

Wilmac Business Equipment Company, Inc. (Res. #21-315), Res. #22-679 .....	326
--	-----

#### Grants

New York State Division of Homeland Security and Emergency Services Office of Interoperable and Emergency Communications, Res. #22-465 .....	102
New York State Division of Homeland Security and Emergency Services Office of Interoperable and Emergency Communications, Res. #22-466 .....	103

#### Bid Awards

Onondaga County Bid Award for a Police Interceptor Vehicle, Res. #22-597 .....	252
Onondaga County Bid Award for Emergency Planning, Training and Exercise, Res. #22-366 ..	20
Onondaga County Bid Award for Van Bortel Ford, Inc., Res. #22-463 .....	101

#### Contracts / Agreements

Attica Central School, Res. #22-365 .....	20
Auctions International, Inc. Res. #22-676 .....	325
Letchworth Central School, Res. #22-365 .....	20
State of New York Unified Court System, Res. #22-595 .....	251

## Grants

- New York State Department of Justice, Res. #22-596 ..... 252
- New York State Division of Homeland Security and Emergency Services, Res. #22-598..... 253
- New York State Governor's Traffic Safety Committee #22-462 101

## Jail

### Capital Improvement Projects

#### Established

- Jail Addition, Res. #22-673 ..... 323

### Contract / Agreements

- Black Creek Integrated System Corp., Res. #22-677 ..... 325

### Contracts / Agreements

- Genesee County Sheriff, Res. #22-368 ..... 22
- Idemia, Res. #22-370 ..... 22

### Contracts / Agreements

#### Amended

- Black Creek Integrated System Corp (Res. #21-563), Res. #22-464 ..... 102
- Genesee County Sheriff (Res. #22-221), Res. #22-369 ... 22
- New York State Division of Homeland Security and Emergency Services (Res. #22-334), Res. #22-371 ... 23

### Positions

#### Abolished

- One (1) Position of Correction Officer (1.00 FTE), Res. #22-569 .... 220

## Positions

### Created

- One (1) Position of Deputy Fire Coordinator, Res. #22-426 ..... 69

## Proclamations

- Sheriff Week, Res. #22-461..... 100

## Sole Source Procurement

- EZChild.com, Res. #22-367..... 21

## STOP DWI

387

- 2023 Plan Approved, Res. #22-549..... 197

## Social Services

### Appointments

#### Commissioner

- K. Barber, Res. #22-649 ..... 307

### Contracts / Agreements

- ACCORD Corporation, Res. #22-646..... 305
- Allegany Rehabilitation Associates, Inc. d/b/a Clarity Wellness Community, Res. #22-645 ..... 304
- Arcade Hotel, Inc., Res. #22-440 ..... 82
- Aurora Home Care, Inc., Res. #22-647..... 305
- Berkshire Farm Center & Services for Youth, Res. #22-394 ..... 47
- Candace A. Sadowski, Res. #22-648..... 306
- Cattaraugus Community Action, Inc. d/b/a Connecting Communities in Action, Res. #22-511 ..... 156
- Center for Disability Rights, Inc., Res. #22-647 ..... 305
- Chances & Changes, Inc., Res. #22-351 ..... 7
- Chances and Changes, Res. #22-646..... 305
- Children Awaiting Parents, Inc., Res. #22-394 ..... 47
- Communication Services, Inc. d/b/a Interpretex, , Res. #22-645..... 304
- Community Care of Western NY, d/b/a Home Care & Hospice, Res. #22-647 ..... 305
- David S. Nathanson, PhD., Res. #22-646 ..... 305
- Denise Coffeey, Grounds Realty, LLC, Res. #22-440..... 82
- Gustavus Adolphus – Lutheran Social Services, Res. #22-39447
- Humphrey's Hollow Apartments, Res. #22-509 ..... 154

Jay C. Till, Res. #22-509 .....	154
Jennifer Walker Res. #22-509	154
Keith and Lucinda Herrmann, Res. #22-581 .....	241
Linda Smith, Res. #22-510 .....	155
Loris Apartments, LLC, Res. #22- 440 .....	82
Martin D'Angelo Funeral Home, Inc., d/b/a John W. Martin Funeral Home, Res. #22-647 .....	305
Microbac Laboratories, Res. 22- 661 .....	313
New Directions Youth and Family Services, Inc., Res. #22-578	239
New Directions, Res. #22-394 ..	47
Planned Parenthood of Central and Western NY d/b/a RESTORE Sexual Assault Services , Res. #22-645 .....	304
Pros Properties, LLC, Res. #22- 440 .....	82
Rebecca Anderson, Res. #22-395 .....	49
Robinson & Hackemer Funeral Home, Inc., Res. #22-647 ...	305
Spectrum Human Services, Res. #22-645 .....	304
The William George Agency for Children's Services, Inc., Res. #22-394 .....	47
Thirteen Short Street, LLC, Res. #22-509 .....	154
Timothy Hill Children's Ranch, Inc., Res. #22-394 .....	47
Tracy Golding, Inc., d/b/a Charles Meyers Funeral Home, Res. #22-647 .....	305
Twin Lakes Mobile Home, Inc., Res. #22-509 .....	154
U & S Services, LLC Res. #22-352	8
Villa of Hope, Res. #22-394 .....	47
W.S. Davis Funeral Home, Inc., Res. #22-647 .....	305
Warsaw Redevelopment, LLC, Res. #22-440 .....	82

WNY Independent Living, Inc., d/b/a Independent Living of the Genesee Region, Res. #22- 647 .....	305
Woods Services, Res. #22-351 ...	7
Wyoming County Community Action, Inc., Res. #22-580 ..	240
YWCA of Genesee County, Res. #22-646 .....	305

#### **Contracts / Agreements Amended**

Chances & Changes, Inc. (Res. #22-351), Res. #22-441 .....	82
Response 4 Help (Res. #22-013), Res. #22-512 .....	156

#### **Grants**

New York State Office of Temporary and Disability Assistance, Res. #22-579 ...	240
--	-----

#### **Grants Amended**

New York State Office of Temporary and Disability Assistance Housing Development Division (Res. #21-154), Res. #22-582 .....	241
--	-----

#### **Proclamations**

Child Support Awareness Month, Res. #22-396 .....	49
Domestic Violence Awareness, Res. #22-222 .....	157
National Adoption Awareness, Res. #22-583 .....	242

#### **Sole Source Procurement**

##### **Emergency Services**

##### **Contracts / Agreements**

Squad 9, LLC, Res. #22-601	254
Firehouse Technology LLC, Res. #22-374 .....	25

##### **Mental Health**

Zeptive, Inc., Res. #22-444 .....	85
-----------------------------------	----

##### **Sheriff**

EZChild.com, Res. #22-367 .....	21
---------------------------------	----

#### **Wyo. Co. Water Resource Agency**

##### **Contracts / Agreements**

Neptune Technology Group, Inc. (TI-Sales, Inc.), Res. #22- 358 .....	13
--	----



## T

### Treasurer

<b>2023 Recycling Fees Levied, Res.</b>	
#22-615.....	269
<b>2023 Town Balances Approved, Res.</b>	
#22-611.....	266

### Contracts / Agreements

Venesky & Company, Res. #22-	
687.....	333

### Property Auction Sales Amended

663 Creek Road, Attica (Res. #21-	
507), Res. #22-391.....	46

<b>Reliev of Unpaid School and Village</b>	
<b>Taxes, Res. #22-612 .....</b>	266

## U

### Union Agreements

#### CSEA

Hospital Supervisory Unit	
Contract, Res. #22-392 .....	46
Referral Incentive for RN's, LPN's	
and CNA's, Res. #22-488....	128
Referral Incentive Program, Res.	
#22-XXX (WIITHDRAWN) ...	121

## V

### Veterans Services

#### Monthly Veteran

07/12/22 – Machinist Mate 3 <sup>rd</sup>	
Class Charles W. Yueckstock..	1
08/16/22 – Lieutenant Peter M.	
Roche.....	38
08/16/22 – Private Daniel Allen	38
09/13/22 – Boatswain 3 <sup>rd</sup> Class	
Donald C. Brooks .....	71
10/11/22 – A2C Allen L. Capwell	
.....	125
11/08/22 – Marine Master	
Sergeant Paul J. Romesser.	232
12/13/22 – Specialist Richard C.	
Anger .....	292

### Proclamations

Green Light for Military Service,	
Res. #22-585 .....	243
Marine Corps Birthday, Res. #22-	
584.....	243
National Disability Employment	
Awareness, Res. #22-506...	152
National Korean War Veterans	
Armistice Day, Res. #22-353 ..	8
Operation Iraqi Freedom	
Remembrance Day, Res. #22-	
393.....	47

## W

### Western Region Off Track Betting Corp.

#### Appointments

##### Board of Directors

S. May, Res. #22-701 .....	345
----------------------------	-----

### Wyo. Co. Chamber of Commerce

#### Proclamations

Small Business Saturday, Res.	
#22-589 .....	247

### Wyo. Co. Comm. Hospital

#### Appointments

##### Board of Managers

R. Kosmerl, Res. #22-630 ...	283
------------------------------	-----

#### Bid Awards

Landry Mechanical Contractors,	
Inc., Res. #22-567 .....	218

### Contracts / Agreements

Alpha Medical Equipment, Res.	
#22-423 .....	66
Assured Imaging, Res. #22-627	
.....	279
Catholic Health System, Res. #22-	
627 .....	279
Craneware, Inc., Res. #22-484	119
Cross Country Healthcare	
Services, Res. #22-627 .....	279
Emily Fraser Branche, MD, Res.	
#22-566 .....	216
Farkad M. Balaya, MD, PC, Res.	
#22-706 .....	349
FUJI Healthcare, Res. #22-566	216

Health Wear of WNY, Res. #22-566.....	216
Healthcare Solutions WNY, Res. #22-484 .....	119
Hemant Kalia, MD, Res. #22-627 .....	279
Innovative Product Achievements, LLC, Res. #22-566.....	216
International MedicalPlacement, LTD., Res. #22-423 .....	66
Jack Sproul, MD, Res. #22-423 .	66
Maxim Healthcare Staffing Services, Inc., Res. #22-566	216
Net Health Systems, Inc., Res. #22-627 .....	279
Niagara Frontier Radiology Associates, P.C., Res. #22-627 .....	279
Spacelabs Healthcare, Res. #22-566.....	216
University at Buffalo Surgeons, Inc., Res. #22-423 .....	66
<b>Contracts / Agreements Amended</b>	
Angela Potter, PA (Res. #20-305), Res. #22-561 .....	212
Ashley Bartz, PA (Res. #20-305), Res. #22-562 .....	213
Craneware, Inc. (Res. #22-484), Res. #22-563 .....	214
Dean M. Brewer, Jr., DO (Res. #19-346), Res. #22-704.....	347
Dentserv Dental Services, PC (Res. #16-088), Res. #22-38130	
Garfunkel Wild, PC (Res. #21-243), Res. #22-485.....	119
Jack Sproul, MD (Res. #22-243), Res. #22-480 .....	116
Mark Varallo, MD, PLLC. #19-157), Res. #22-382.....	31
Novus Anesthesia Partners, LLC. (Res. #21-585), Res. #22-564 .....	215
Optum 360 Solutions, LLC (Res. #18-576), Res. #22-483.....	118

Paradigm Environmental Services, Inc. (Res. #20-542), Res. #22-424 .....	67
Sydney Domanowski, DO (Res. #18-306), Res. #22-380.....	29
Systems Personnel, Inc. (Res. #22-098), Res. #22-383.....	31
UBMD Internal Medicine (Res. #20-304), Res. #22-482.....	117
University Emergency Medical Services, Inc. (UEMS) (Res. #17-199), Res. #22-625.....	277
University Emergency Medical Services, Inc. (UEMS) (Res. #22-250), Res. #22-626.....	279
Weatherby, Locums, Inc. (Res. #21-243), Res. #22-481.....	116
Western New York Physicians, PLLC (Res. #19-038), Res. #22-624.....	276
Whitney East, Inc. (Res. #20-542), Res. #22-565 .....	215
Willett Builders, Inc. (Res. #20-542), Res. #22-565.....	215

## **Employment Agreements**

### **Salary Schedule "P"**

Carolyn Wagner, PA, Res. #22-623 .....	276
Carolyn Wagner, PA, Res. #22-705 .....	348
Joseph M. Gomez, MD, Res. #22-705 .....	348

## **Employment Agreements Amended**

### **Salary Schedule "P"**

Sydney Domanowski, DO, Res. #22-380 .....	29
---	----

## **Resolutions**

### **Res. #22-226 Rescinded and Replaced**

Salary Schedule "C"	
Amendment Defeated	
05/10/2022, Adopted	
10/11/2022, Res. #22-572 .....	228

## **Wyo. Co. Local Development Corp.**

### **Appointments**

### **Board of Directors**

R. Fish, Jr., Res. #22-591 ....	248
<b>Wyo. Co. Water Resource Agency</b>	
<b>Contracts / Agreements</b>	
TI Sales, Res. #22-532 .....	181
WYCO Construction, Inc., Res. #22-452 .....	91
<b>Resolutions</b>	
To Act as the Lead Applicant for a Consolidate Funding Application LWRP Planning Grant Administered by the New York State Department of State for the Purposes of Improving and Protecting the Water Quality of Silver Lake and to Promote Sustainable Economic and Community Revitalization in the Towns of Perry and Castile and the Village of Perry, #22-359 .....	14
<b>Sole Source Procurement</b>	
<b>Contracts / Agreements</b>	
Neptune Technology Group, Inc. (TI-Sales, Inc.), Res. #22-358 .....	13

## Y

### Youth Bureau

#### Contracts / Agreements

Adecco, Res. #22-438.....	81
Batavia City School District, Res. #22-401 .....	52
GLOW ARC, Res. #22-398.....	50
GLOW YMCA, Res. #22-643 ...	303
Karen Zeyouma, Res. #22-400 .	51
Liberty Resource Psychology, Physical, Occupation, Speech Therapy, PLLC, Res. #22-643 .....	303

Paula Gleason, Res. #22-292..	153
<b>Contracts / Agreements Amended</b>	
Attica Bus Service (Res. #21-262), Res. #22-433 .....	78
Corvus Bus (Res. #21-536), Res. #22-399 .....	51
Corvus Bus (Res. #21-536), Res. #22-434 .....	78
GLOW ARC (Res. #22-398), Res. #22-435 .....	79
Paula Gleason (Res. #22-507), Res. #22-577 .....	239
<b>Grants</b>	
Coordinated Care Services, Res. #22-644 .....	303
New York State Office of Child and Family Services (OCFS), Office of Youth Development, Res. #22-436 .....	79
New York State State Department of Parks, Recreation and Historic Preservation, Res. #22-439 .....	81
<b>Grants Amended</b>	
New York State Division of Criminal Justice Services (Res. #22-317), Res. #22-508.....	154
<b>Proclamations</b>	
Youth Court Month, Res. #22-437 .....	80

## Z

### Zoning

#### Contracts / Agreements

Various Participating Municipalities, (WITHDRAWN), Res. #22-XXX.....	317
Countywide Zoning Fee Schedule, Res. #22-451 .....	90