

PROCEEDINGS

OF THE

BOARD OF
SUPERVISORS

WYOMING COUNTY
NEW YORK

2023

Volume I

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 **2023**.

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

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



*Wyoming County Court House
Warsaw, New York*

Wyoming County Board of Supervisors

A. Douglas Berwanger (T/Arcade)

Bryan Kehl (T/Attica)

Ellen Grant (T/Bennington)

E. Joseph Gozelski (T/Castile)

Jerry Davis (T/Covington)

Michael Roche (T/Eagle)

David Granger (T/Gainesville)

LuAnne Roberts (T/Genesee Falls)

Vanessa McCormick (T/Java)

Daniel Leuer (T/Middlebury)

Susan May (T/Orangeville)

James Brick (T/Perry)

Sandy King (T/Pike)

Brian Becker (T/Sheldon)

Rebecca Ryan (T/Warsaw)

Ronald Jacoby (T/Wethersfield)

Janis Cook (Budget/Reimbursement Officer)

Jennifer Wilkinson (Co. Attorney)

Cheryl Ketchum (Board Clerk)

Lisa Perez (Deputy Board Clerk)

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2023 Supervisors for Wyoming County

<u>TOWN</u>	<u>SUPERVISOR</u>	<u>PHONE</u>
Arcade	<i>A. DOUGLAS BERWANGER</i> 6608 E. Arcade Rd., Arcade, NY 14009	492-3798 492-4685 Ofc.
Attica	<i>BRYAN KEHL</i> 9 Water St., Attica, NY 14011	591-2920
Bennington	<i>ELLEN GRANT</i> 134 Clinton St., Alden, NY 14004	937-9913 591-2157 Ofc.
Castile	<i>E. JOSEPH GOZELSKI</i> 6175 East Lake Rd., PO Box 331, Silver Springs, NY 14550	493-2218
Covington	<i>JERRY DAVIS</i> 7414 Court Rd., PO Box 445, Pavilion, NY 14525	584-3162
Eagle	<i>MICHAEL ROCHE</i> 6288 Route 263, Bliss NY 14024	301-3432
Gainesville	<i>DAVID GRANGER</i> 7 Whiton Ave., Silver Springs, NY 14427	493-5888
Genesee Falls	<i>LUANNE ROBERTS</i> 6013 Tenefly Rd., Castile, NY 14427	402-9554
Java	<i>VANESSA MCCORMICK</i> 2436 McCormick Rd., North Java, NY 14113	457-9400
Middlebury	<i>DANIEL P. LEUER</i> 712 Transit Rd., Wyoming, NY 14591	495-6804
Orangeville	<i>SUSAN MAY</i> 2916 Orangeville Ctr. Rd., Warsaw, NY 14569	786-5508 786-2883 Ofc.
Perry	<i>JAMES R. BRICK</i> 7618 Route 20A, Perry, NY 14530	237-2472 237-2241 Ofc.
Pike	<i>SANDRA KING</i> 4643 Safford Rd., Gainesville, NY 14066	493-5140
Sheldon	<i>BRIAN BECKER</i> 1514 Perry Rd., North Java, NY 14113	535-7644
Warsaw	<i>REBECCA RYAN</i> 172 W. Buffalo St., Warsaw, NY 14569	786-2523 786-2800 Ofc.
Wethersfield	<i>RONALD JACOBY</i> 5124 Pleasant Valley Rd, PO Box 73, Bliss, NY 14024	322-3047

Wyoming County Board of Supervisors 2023 Standing Committees

***Effective January 3, 2023**

AUDIT COMMITTEE

Jacoby, Grant, Davis, King, Becker

HUMAN RESOURCE COMMITTEE

King, Becker, Kehl, Grant, Roche, McCormick, Leuer

HUMAN SERVICES COMMITTEE

Grant, Davis, Roche, Granger, Roberts, McCormick, King

PUBLIC HEALTH COMMITTEE

Davis, Grant, Roche, May, Brick, King, Becker

AGRICULTURE COMMITTEE

Becker, Brick, Berwanger, Kehl, Gozelski, Roche, McCormick

GREEN ENERGY COMMITTEE

Roche, Berwanger, Kehl, Granger, McCormick, Becker, Jacoby

PLANNING COMMITTEE

Leuer, Davis, Kehl, Gozelski, Granger, Roberts, McCormick

PUBLIC WORKS COMMITTEE

Brick, Leuer, Kehl, Grant, Gozelski, Davis, King

PUBLIC SAFETY COMMITTEE

May, Berwanger, Kehl, Granger, Brick, Becker, Jacoby

FINANCE COMMITTEE

Kehl, Grant, Davis, Leuer, May, Brick, King, Becker

The Chairman of the Board shall be an Ex-Officio Member
of all committees with the right to vote

Officers for Wyoming County ~ 2023

US Congressman, 24 th District	Claudia Tenney	Victor
NYS Senator, 57 th District	George Borrello	Warsaw
NYS Assemblyman, 147 th District	David DiPietro	East Aurora
NYS Assemblyman, 133 rd District	Marjorie Byrnes	Avon
Republican Comm. Chairman	James Schlick	Darien
Democratic Comm. Chairman	Cynthia Appleton	Warsaw
Board of Supervisors, Chairman	Rebecca Ryan	Warsaw
Board of Supervisors, Vice Chair	Vanessa McCormick	Java
Board of Supervisors, Clerk	Cheryl Ketchum	Eagle
Animal Control Officer	Justa D. Goodell	Castile
Budget Officer/Reimbursements	Janis Cook	Warsaw
Civil Service Commission	Timothy Moran	Attica
	Margaret Dadd	Attica
	Thomas Dutton	Eagle
Commissioner of Jurors	Shelley DeVinney	Silver Springs
Coroners	Michael Smith	Wyoming
	Neil Williams	Arcade
	Renee Hill	Attica
	Jennifer Prutsman-Pfeiffer	Darien Center
County Attorney	Jennifer Wilkinson	Attica
County Clerk	Rhonda Pierce	Wethersfield
County Judge	Michael Mohun	Cowlesville
County Judge	Keith Kibler	Attica
District Attorney	Donald G. O'Geen	Warsaw
Election Commissioners	James Schlick (R)	Bennington
	Cynthia Appleton (D)	Warsaw
Fire & Building Code Officer	Donald Roberts	Pike
Fire & Emergency Mgmt. Dir.	Brian Meyers	Arcade
Health Dept. Commissioner	Gregory Collins, DO, MPH	Avon
Highway Superintendent	Devin Blue	Bliss
Historian	Cynthia Amrhein	Perry

Hospital Administrator	David Kobis	Avon
Human Resource Director	Dan Farberman	Geneseo
Information Technology Director	Bill Sikes	Warsaw
Mental Health Director	Kelly Dryja	Orangeville
Office for the Aging Director	Andrea Aldinger	Attica
Planning & Development Director	(Vacant)	
Planning Board Chairman	Terry Page	Perry
Probation Director	Joan Kibler	Varysburg
Public Defender	Norman P. Effman	Warsaw
Real Property Tax Serv. Director	Sarah Lippincott	Clarendon
Records Retention Director	Gail Royce	Warsaw
Sheriff	David Linder	Attica
Social Services Commissioner	Kimberley Barber	Perry
Traffic Safety Chairman	Brian Meyers	Arcade
Treasurer	Cheryl Mayer (03/2022)	Pike
Veterans Services Director	Anthony Solina	Arcade
Weights & Measures Director	Rob Jines	Gainesville
Worker's Comp./Health Ins. Adm.	Tracy Horton	Silver Lake
Youth Bureau Director	Andrea Aldinger	Attica

**ANNUAL ORGANIZATIONAL MEETING
TUESDAY, JANUARY 3, 2023
2:00 PM**

The annual organizational meeting of the Wyoming County Board of Supervisors was held in the Supervisor's Chamber, Government Center, 143 North Main Street, Warsaw, NY with all members present. Also present were Budget Officer J. Cook, County Attorney Wilkinson, Board Clerk C. Ketchum and Deputy Clerk L. Perez.

Clerk to the Board, Cheryl Ketchum, called the 182nd session of the Wyoming County Board of Supervisors to order at 2:02 pm.

The Veteran leading the Pledge of Allegiance for the January 3, 2023 Organization Meeting is:

Sergeant Logan Kefauver (key-fa-ver)

Sgt. Kefauver was born in 1998 in Westerville, just outside of Columbus, Ohio. He graduated from Highland High School in Highland County, about 50-60 miles outside Columbus. This county is much like our own, with similar population, density and an agrarian economy. A couple of weeks after graduation, Sgt. Kefauver shipped out for Marine Corps boot camp in Paris Island, South Carolina.

Once Sgt. Kefauver graduated from Paris Island, he was sent to 29 Palms, California for his MOS training as a 0631 Network Administrator. From there, he was sent to Camp Lejeune for two years. During this time, a temporary duty station took him to northern Norway in the Arctic Circle for about a month so Sgt. Kefauver and fellow Network Administrators could run wires and set up the new command site for the pending move of the Marine Corps forces in Europe from Boblingen, Germany. To this day, the command team has yet to move to Norway.

When his time at Camp Lejeune was finished, Sgt. Kefauver was stationed for a year in Okinawa, Japan. After that year, he went back to Camp Lejeune where he received his honorable discharge from the Marine Corps.



January 3, 2023

For his valor and courageous service to his Country, Sgt. Kefauver was awarded the:

- Navy and Marine Corps Achievement Medal
- Marine Corps Good Conduct Medal
- National Defense Service Medal
- Global War on Terrorism Service Medal
- Sea Service Deployment Ribbon
- Navy Arctic Service Ribbon
- Expert Rifle Qualification Badge (2)

Sgt. Kefauver lived off base for seven months as he waited for his fiancée, Warsaw native Victoria Kosoki, to also discharge from the Marines. They met during his initial two-year assignment at Camp Lejeune.

After moving back here, he attained an IT job for the University of Rochester Medical Center where he worked for 18 months until he was hired by our county's IT Department this past November. Sgt. Kefauver and his family, currently live in Warsaw and plan to move to a house on 200 acres on Wethersfield Road this year. Together they have a son, Sebastian.

Sgt. Kefauver's hobbies are working out at his home gym, painting, spending time with his family, and soon, to include hunting. We are pleased to have Sgt. Kefauver and his family living in and working for Wyoming County.

The pledge was said by all.

Supervisor Ryan, T/Warsaw joined Clerk Ketchum at the podium. Clerk Ketchum thanked Mr. Kefauver for his service and presented the customary Certificate of Appreciation. At that time, Clerk Ketchum turned the floor over to Mr. Kefauver to offer a few words.

Mr. Kefauver thanked the board for this recognition.

The Reverend Mack Bixby offered an opening prayer.

Clerk Ketchum welcomed Wyoming County Court Judge, M. Mohun to the proceedings and invited him to administer the oath of office to the entire 2023 Board of Supervisors.

Clerk Ketchum then called for nominations for **Temporary Chairman** for the year 2023.

Supervisor Ryan T/Warsaw nominated **Supervisor Brick, T/Perry**, seconded by Supervisor May T/Orangeville.

Chairwoman Ryan called for further nominations three (3) times.

Hearing no further nominations, Chairwoman Ryan, T/Warsaw moved that the nominations be closed and the motion was seconded by Supervisor Kehl, T/Attica.

Nominations were declared closed and a roll call vote was taken with the following results:

Ayes: (1548) **Noes:** (0) **Absent:** (0) **Abstain:** (51) Eagle

Supervisor McCormick, T/Java was declared Vice-Chairman of the Wyoming County Board of Supervisors for the year 2023.

Judge Mohun administered the Oath of Office to Vice Chairman McCormick

Chairwoman Ryan called for nominations for ***Clerk to the Board*** for the year 2023.

Supervisor May, T/Orangeville nominated ***Cheryl J. Ketchum***. The motion was seconded by Supervisor Brick, T/Perry.

Chairwoman Ryan called for further nominations three (3) times.

Hearing no further nominations, Supervisor Brick, T/Perry moved that the nominations be closed and the motion was seconded by Supervisor Jacoby, T/Wethersfield.

Nominations were declared closed and a roll call vote was taken with the following results:

Ayes: (1599) **Noes:** (0) **Absent:** (0) **Abstain:** (0)

Cheryl J. Ketchum was declared Clerk to the Wyoming County Board of Supervisors for the year 2023.

Judge Mohun administered the Oath of Office to Board Clerk, Cheryl Ketchum.

Chairwoman Ryan asked ***Wyoming County Sheriff, David Linder***, to please join Judge Mohun at the podium to be sworn in.

Oath of office administered to Sheriff David Linder by Judge Mohun

Chairwoman Ryan asked ***Wyoming County Undersheriff, Colin Reagan***, to please join Judge Mohun at the podium to be sworn in.

Oath of office administered to Undersheriff Reagan by Judge Mohun

Chairwoman Ryan asked **Wyoming County Treasurer, Robin LaWall**, to please join Judge Mohun at the podium to be sworn in.

Oath of office administered to Treasurer LaWall by Judge Mohun

And lastly, Chairwoman Ryan asked **Wyoming County Public Defender, Leah Nowotarski**, to please join Judge Mohun at the podium to be sworn in.

Oath of office administered to Public Defender Nowotarski by Judge Mohun

2023 Committees assignments for the Supervisors were announced ~

2023 Chairwoman's
State of the County Address
January 03, 2023

Thank you Supervisor Becker for your nomination; Supervisor Jacoby for your kind second to that nomination.

Thank you to my husband, Pat, and our family for your patience and understanding; without your constant support this could not be possible.

Thank you Supervisor Davis for your service to the county as Vice-Chair and before that Chairman. And, once again, thank you Supervisor Berwanger for the years you served as Chairman in the past. Congratulations and welcome, Vice-Chair McCormick. I look forward to working with you in this New Year.

Thank you, Clerk Ketchum and Deputy Clerk Perez for all you do for all the supervisors, keeping us organized, informed and on point. We can be our best because of you.

Thank you, Budget Officer Cook and the Budget Office for getting us through a very difficult budget process this past year.

We saw many accomplishments in 2022, but must remember the losses we experienced as well. We lost Dave Tallman, former supervisor of Gainesville who will be greatly missed. Unfortunately, 2022 took Joe McTernan, CEO of Wyoming County Community Health System from us and his young family, much too soon. Our Highway Department did not remain unscathed in 2022, it experienced the loss of one of their best men, Richard Lepkowski.

Some long-standing elected officials retired this past year leaving behind their

January 3, 2023

valued contributions to the county; Sherriff Rudolf and Treasurer Cheryl Mayer. Our prestigious Public Defender, Norm Effman has chosen to retire after serving Wyoming County for many, many years. However, we will still be seeing him in a slightly different capacity in 2023. I know we will all miss his wonderful dissertations in committee meetings. We welcome Public Defender Leah Nowotarski! I am sure you will lead the Public Defenders' Office well!

We are now the proud owners of the Agriculture and Business Center property which is now also the new home to Buildings and Grounds and Veterans Services. Veterans Services has also completed the new grant funded pavilion for our veterans' events during the warmer months. Thank you Director Tony Solina and Deputy Director Robin Kruppa for spearheading this great project.

Yes, we now have completed 99% of the transition to the Munis system! A great reason for a 2023 toast!

I believe we have survived the garbage "tote transition" with Waste Management. Many thanks and much appreciation for the fortitude, patience and tenacious efforts of Senior Planner, James Bragg. We are forever in your debt!

Bennington has a new historically renovated covered bridge, with the old one becoming a new fixture at the fairgrounds. What a great tribute to preserving our history for future generations! Thank you Supervisor Grant, our highway department, former Highway Superintendent, Todd Gadd, current Highway Superintendent Devin Blue and all who played an important role in this project.

We completed the new entryway to the county building adding security and efficiency for our visitors. Thank you, Mike Adamczak and the Building and Grounds Department who made this a reality. And, thank you former Chairman Davis for making this a priority project.

The renovations have been completed at Public Health, many thanks to Administrator Laura Paolucci, the Public Health Department and once again to Mike Adamczak and the Buildings and Grounds Department. This project was completed in record time especially given the new timeframes to receive materials and supplies.

In 2022 the Covid Pandemic State of Emergency ended. We look forward to getting life back to pre-pandemic times, but always keeping lessons learned in mind. There is much to do 2023 and beyond to deal with the lingering effects of the virus and the mandated lock-downs. We have seen an increase in mental issues exacerbated by the isolation that occurred in that dark time. We have also

lost many small businesses, but look forward to new ones taking their place soon.

The hospital was most impacted by Covid through the loss of revenue, huge increase in expenses due to supply and labor costs. Covid took its toll on our most experienced and dedicated healthcare workers causing many to retire or seek other careers. To those who have left, you are greatly missed, to those who remain, we are deeply grateful. Here, in Wyoming County, we have one of only two county-owned hospitals in New York State and thus our own unique challenges. 2023 will be a challenge for all healthcare facilities in the state and nation, one that we must face and will overcome. I am very proud of our hospital and healthcare workers; I know, for a fact, without them, lives would be lost, one in particular just recently.

2022 did not go away quietly. We had the snow storms/blizzards just before Thanksgiving and then again Christmas. We in Wyoming County are accustomed to extreme winter weather, but let's hope 2023 will not give us a repeat performance. I would like to thank Brian Myers, Director of Fire and Emergency Management, Bill Streicher, County Fire Coordinator, our local volunteer Fire Departments, newly elected Sheriff Dave Linder and the Sheriff's Department, our town and village highway departments and local police departments for their extraordinary efforts to keep us safe during the "once in a generation weather event".

Looking forward to 2023, we are facing many challenges; inflation, supply and labor shortages, and new regulations and mandates coming from Albany. But I have come to know over the years that with every new challenge come new opportunities. I believe that with the 16 supervisors here in this room, together with our talented, dedicated department leaders and hard-working employees we can capitalize on those opportunities. By working collaboratively, we can make Wyoming County the best place to live, work and raise a family; that is our duty.

Life is precious, and can sometimes be taken unexpectedly; we need to make the best of the tasks and time we are given to make the future better for those who go after us.

Once again, I am excited and look forward to working toward that goal in 2023 with all my fellow supervisors, county department leaders and employees.

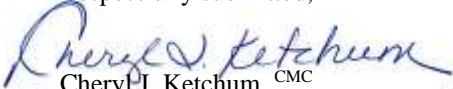
Thank you and Happy New Year and please keep Buffalo Bills Safety, Damar Hamlin and his family in your prayers.

There being no further business to come before this Board, Senior Supervisor

January 3, 2023

Berwanger, T/Arcade, adjourned the meeting at 2:42 PM with a rap on his desk.

Respectfully submitted,



Cheryl J. Ketchum, ^{CMC}

Clerk to the Board

REGULAR SESSION
(January 10, 2023)

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 and participants were asked to continue to practice safe social distancing requirements

Call to Order ~

At 2:32 PM Chairwoman Ryan, T/Warsaw, called the meeting to order.

The Veteran leading the Pledge of Allegiance for this month's board meeting is:

PFC Ronald Priel

Mr. Priel was born in East Concord and graduated from Springville Griffith Institute. He attended basic and MOS school at Fort Knox, Kentucky to train on tanks. Mr. Priel stayed at Fort Knox as he was assigned to the 11th Cavalry Regiment where he also trained in the art of Reconnaissance. While operating a tank, he accidentally ran over a mailman, who was very fortunate to escape that encounter without any serious injuries.

After his assignment at Fort Knox, Mr. Priel was sent to Fort Hood for maneuvers and to train National Guard soldiers. After this, he was sent back to Fort Knox where he was honorably discharged.

Upon his return to civilian life, he began working for Robinson Knife Company in Springville, which is where he worked prior to his army stint. After six months, he began working for Buffalo Brick Company in Orchard Park manufacturing bricks. He did this for 18 months and then started his own landscaping business for the next eight years. In 1966, the post office hired him part-time while he maintained his business until he was brought on full time in 1968 for rural mail delivery. For most of the next 22 years, he delivered mail from Arcade to Java, including parts of prestigious East Arcade. The only time he could not deliver mail was during the Blizzard of '77. Upon his retirement in

January 10, 2023

1990, he could say that he was never run over by a tank!

Mr. Priel bought his house in Bliss in 1979 and after retirement, he delivered Pennysavers and The Buffalo News into the early 2000’s. He has been married for 66 years to Charlan and has nine children: Jody, Jackie, Randy, Christie, Robin, Cindy, Russell, Catrina and Ryan with many grandchildren and several great-grandchildren. His hobbies include working on his 51-acre farm where he used to grow, maintain and sell Christmas trees until his age caught up with him. Mr. Priel has lived a life of public service and can be seen at many of Veterans’ Services Dwyer events.

The pledge was said by all.

Chairwoman Ryan, T/Warsaw requested Supervisor Roche, T/Eagle join Mr. Priel at the podium for the presentation of the customary certificate of appreciation.

Chairwoman Ryan, T/Warsaw offered Mr. Priel an opportunity to address the board.

Mr. Priel thanked the board for this recognition.

Opening Prayer ~

- *Rev. Mack Bixby*

Introduction ~

- *John Eberth, Communication Specialist from Senator Borrello’s office was introduced by the Chairwoman and briefly addressed the board.*

Communications ~

- *None*

#1

**RESOLUTION NO. 23-001
(January 10, 2023)**

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:

Mental Health			
From: 014326.542306 Misc. Other	\$32,194.00		
To: 014326.521002 Property		\$32,194.00	

FUNDS APPROPRIATED TO VARIOUS 2022 ACCOUNTS

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

Treasurer			
To: 011660.540603 Postage Meter w/ <i>any funds available</i> Reason: To pay remaining balance on Government Center postage meter lease.	\$200.00	\$200.00	
To: 016420.540907 Bed Tax Allowance w/01100001.411130 Occupancy Tax Reason: Under budgeted Bed Tax Allowance @ 95% payable to Tourism.	\$62,000.00	\$62,000.00	
Treasurer Total			\$62,200.00
Mental Health			
To: 014310.541801 Misc. Assess/Chg owed oth ovt w/01431004.430890 OTHR STATE AID SEC 606 Reason: CPL §730 Competency restoration of incarcerated individual.	\$163,796.00	\$163,796.00	
Mental Health Total			
Emergency Services			\$163,796.00
To: 013640.510001 Salaries 013640.583001 FICA 013640.585001 Medicare – FICA w/01364007.430890.DTP State Aid – DTP Grant Reason: To appropriate FY2022 DTP Grant Funds to cover the cost of amendment to salary schedule “G” for 9/1/2022 – 12/31/2022.	\$1,625.00 100.75 23.56	\$1,749.31	
Emergency Services Total			\$1,749.31

Carried: XXX Ayes: 1223 Noes: Absent: 172 (Arcade) Abstain:
123 (Castile)
62 (Middlebury)
19 (Genesee Falls)
376 Total

#3

RESOLUTION NO. 23-003
(January 10, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

FUNDS APPROPRIATED TO VARIOUS 2023 ACCOUNTS

BE IT RESOLVED, That funds are hereby appropriated to the various 2023 accounts as follows:

Buildings and Grounds			
To: 011620.521002 Property Renovation	\$19,084.16		

w/01162006.400890.R Federal Aid Recovery Reason: To complete carpet project in 2023.		\$19,084.16	
Buildings and Grounds Total			\$19,084.16
Jail			
To: 013150.540301 Professional SVC Contracts w/ <i>any funds available</i> Reason: Change in title increased the salary and associated fringe of the Jail Nurse.	\$27,219.00	\$27,219.00	
Jail Total			\$27,219.00
Emergency Services			
To: 013640.510001 Salaries 013640.581001 Retirement 013640.583001 FICA 013640.585001 Medicare – FICA w/01364007.430890.DTP State Aid – DTP Grant Reason: To appropriate FY2022 DTP grant funds to cover the cost of amendment to Salary Schedule “G” for 01/01/2023 – 12/31/2023.	\$6,500.00 650.00 403.00 94.25	\$7,647.25	
To: 013645.541410.2022 Software 013645.520002.2022 IT/Communications 013645.541010.2022 Office Supplies w/01364507.443890.2022 Fed Aid HSG 2022 Reason: To appropriate 2022 SHSP grant funds.	\$14,000.00 13,968.00 13,857.00	\$41,825.00	
To: 013645.541410.2021 Software w/01364508.443890.2021 Fed Aid HSG 2021 Reason: To re-appropriate 2021 SHSP grant funds.	\$4,482.00	\$4,482.00	
Emergency Services Total			\$53,954.25

Carried: XXX Ayes: 1223 Noes: Absent: 172 (Arcade) Abstain:
123 (Castile)
62 (Middlebury)
19 (Genesee Falls)
376 Total

Mr. Jacoby, T/Wethersfield, Chair of the Audit Committee, presented the approved payment of bills totaling \$11,044,544.37 for the month of December 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 only were read.

#4

RESOLUTION NO. 23-004
(January 10, 2023)

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

COUNTY CLERK ANNUAL MORTGAGE TAX RETENTION FEE

January 10, 2023

WHEREAS, Section 262 of the New York State Tax Law provides that the recording Office of the County Clerk shall be entitled to recover necessary expenses for the purpose of the collection of mortgage taxes; and

WHEREAS, The County Clerk wishes to receive an annual expense of two hundred thousand one hundred dollars (\$200,100.00); and

WHEREAS, The State Tax Commission has adopted a resolution stating, that if the allowance of a recording officer for expenses is certified by the County Board of Supervisors as a reasonable allowance, an allowance can be made; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors does hereby request the State Tax Commission allow the Wyoming County Clerk the sum of two hundred thousand one hundred dollars (\$200,100.00) annually; April 2023 through March 2024 for necessary expenses in carrying out the provisions of Article 11 of the New York State Tax Law.

Carried: XXX Ayes: 1223 Noes: Absent: 172 (Arcade) Abstain:
123 (Castile)
62 (Middlebury)
19 (Genesee Falls)
376 Total

#5

RESOLUTION NO. 23-005
(January 10, 2023)

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH ESSVR,
LLC (f/k/a ELECTION SYSTEMS & SOFTWARE, LLC) ON BEHALF
OF THE BOARD OF ELECTIONS**

WHEREAS, Resolution Number 01-138 passed by this Board of Supervisors on May 8, 2001 provides for a service agreement with ***Election Systems & Software, LLC***, which is now known as ***ESSVR, LLC*** and contains a provision for software maintenance upgrades for an annual fee; 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 **ESSVR, LLC (f/k/a Election Systems & Software, LLC)**, 11128 John Galt Boulevard, Suite 200, Omaha, NE 68137 on behalf of the Board of Elections. Said contract is for annual software maintenance upgrades and support in an amount not to exceed five thousand six hundred sixty-nine dollars and eighty-nine cents (\$5,669.89); effective December 1, 2022 through November 30, 2023. Contingent upon the availability of funds. *(Munis #1063)*

#6

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

January 10, 2023

#7

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

#8

RESOLUTION NO. 23-008
(January 10, 2023)

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH
WYOMING CENTRAL SCHOOL 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 **Wyoming Central School**, 1225 Route 19, PO Box 244, Wyoming, NY 14591 on behalf of the Youth Bureau. Said contract is for preschool center-based evaluation services in a variable amount depending upon need; effective January 1, 2023 through June 30, 2024. Contingent upon the availability of funds. (*Munis #1068*)

Carried: XXX **Ayes:** 1223 **Noes:** **Absent:** 172 (Arcade) **Abstain:**
123 (Castile)
62 (Middlebury)
19 (Genesee Falls)
376 Total

#9

RESOLUTION NO. 23-009
(January 10, 2023)

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. Said contracts to provide day care services in variable amounts depending on the services provided; effective January 1, 2023 through December 31, 2023 as follows:

- ***Amy's After School Adventures ~ Amy Yencer***, 10 Erie Street, Mount Morris, NY 14510 (*Munis #1052*)
- ***Divine Family Living, Inc., d/b/a Lucky Ducky Daycare***, 4007 Pearl Street,

January 10, 2023

Carried: XXX **Ayes:** 1223 **Noes:** **Absent:** 172 (Arcade) **Abstain:**
123 (Castile)
62 (Middlebury)
19 (Genesee Falls)
376 Total

RESOLUTION NO. 23-
(January 10, 2023)

MEMBERS REAPPOINTED TO THE 2-1-1 ADVISORY BOARD

BE IT RESOLVED That the following members are hereby appointed/reappointed to the 7-13 Advisory Board for a one (1) year term; effective January 1, 2022 through December 31, 2022 as follows:

- **Laura Paolucci** (County Health Department), 5362 Mungers Mill Road, Building A, Silver Springs, NY 14550
- **Kimberley Barber** (Department of Social Services), 466 North Main Street, P. O. Box 231, Warsaw, NY 14569

Regular Session

- **Carrie Johnson**, (Wyoming County Community Action), 6470 Route 20A, Suite 1, Perry, NY 14530

Carried: **Ayes:** **Noes:** **Absent:** **Abstain:**

Chairwoman Ryan asked Supervisor Grant, T/Bennington to read the Human Trafficking proclamation. She complimented the Youth Bureau for bringing awareness to this issue.

There was a motion by Mr. Davis, T/Covington, to combine resolutions #11 through #16. Hearing no objection, resolution titles only were read.

#11

RESOLUTION NO. 23-010
(January 10, 2023)

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

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH LLOYD LANE, INC., WCJW 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 **Lloyd Lane, Inc., WCJW**, 3258 Merchant Road, Warsaw, NY 14569 on behalf of Mental Health. Said contract; effective January 1, 2023 through December 31, 2023, is for the following services:

- On-air PSA’s for Partners for Prevention in an amount to not exceed seven thousand one hundred ninety-eight dollars and seventy cents (\$7,198.70). (*Munis #1025*)
 - Individual Plans:
 - NASCAR
 - ❖ \$1,990.98 - February 9, 2023 through October 31, 2023
 - High School Football
 - ❖ \$558.00 - September 5, 2023 through October 20, 2023
 - High School Basketball
 - ❖ \$1,047.00 January 1, 2023 through February 26, 2023
 - General Advertising
 - ❖ \$3,602.72 February 9, 2023 through December 23, 2023
 - On-air PSA’s for the Wyoming County Mental Health Department in an amount not to exceed nine hundred dollars (\$900.00). (*Munis #1028*)

Contingent upon the availability of funds.

Carried: XXX **Ayes:** 1223 **Noes:** **Absent:** 172 (Arcade) **Abstain:**

January 10, 2023

123 (Castile)
62 (Middlebury)
19 (Genesee Falls)
376 Total

#12

**RESOLUTION NO. 23-011
(January 10, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH
WOLCOTT FARMS 4 SEASONS OF FUN, LLC 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 *Wolcott Farms 4 Seasons of Fun, LLC*, 4085 Quakertown Road, Warsaw, NY 14569 on behalf of Mental Health. Said contract is for instructional horseback riding day program for Dwyer Veterans in an amount not to exceed ten thousand dollars (\$10,000.00); effective January 1, 2023 through December 31, 2023. Contingent upon the availability of funds. (*Munis #1070*)

Carried: XXX Ayes: 1223 Noes: Absent: 172 (Arcade) Abstain:
123 (Castile)
62 (Middlebury)
19 (Genesee Falls)
376 Total

#13

**RESOLUTION NO. 23-012
(January 10, 2023)**

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

**MEMBERS APPOINTED/REAPPOINTED TO THE MENTAL HEALTH
COMMUNITY SERVICES BOARD AND VARIOUS SUBCOMMITTEES**

BE IT RESOLVED, That the following members are hereby appointed/reappointed to the Mental Health Community Services Board and various Subcommittees as follows:

MENTAL HEALTH COMMUNITY SERVICES BOARD

Regular Session

Community at Large Member

Four (4) year term effective January 1, 2023 through December 31, 2026

- **Rosemary Shader**, PO Box 302, Silver Lake, NY 14549 (*replacing J. Foley*)

Agency Representative

Four (4) year term effective January 1, 2023 through December 31, 2026

- **Tess Phillips** (Office for the Aging), 8 Perry Avenue, Warsaw NY 14569 (*replacing A. Aldinger*)

ALCOHOL & SUBSTANCE ABUSE SUBCOMMITTEE

Four (4) year term effective January 1, 2023 through December 31, 2026

- **Dawn Stone**, 34 North Main Street, Warsaw, NY 14569 (*replacing J. Messe*)
- **Tess Phillips** (Office for the Aging), 8 Perry Avenue, Warsaw NY 14569 (*replacing A. Aldinger*)
- **Judith Bailey**, 44 State Street, Warsaw NY 14569 (*replacing V. Hemming*)

MENTAL HEALTH SUBCOMMITTEE

Four (4) year term effective January 1, 2023 through December 31, 2026

- **Vincent Hemming**, 147 North Main Street, Warsaw, NY 14569
(replacing E. Robinson)

DEVELOPMENTALLY DISABLED SUBCOMMITTEE

Four (4) year term effective January 1, 2023 through December 31, 2026

- **Rosemary Shader**, PO Box 302, Silver Lake, NY 14549 (*replacing J. Foley*)
- **Amy Fialkowski** (Early Intervention) 8 Perry Avenue, Warsaw, NY 14569 (*replacing V. McCormick*)
- **Kellie Kennedy** (Arc GLOW) 18 Main Street, Mount Morris, NY 14510 (*replacing M. Miskell*)

Carried: XXX **Ayes: 1223** **Noes:** **Absent:** 172 (Arcade) **Abstain:**
123 (Castile)
62 (Middlebury)
19 (Genesee Falls)
376 Total

#14

RESOLUTION NO. 23-013
(January 10, 2023)

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

RESOLUTION NUMBER 19-262 AMENDED

January 10, 2023

- ***Quadient Leasing USA, Inc.***, Department 3682, P.O. Box 123682, Dallas, TX 75312-3682 as the payee/remit address for the postage meter lease payment in the amount of \$254.58 per quarter.
- ***Lineage***, 385 North French Road, Amherst, NY 14228 as the payee/remit address for the postage meter maintenance amount of \$311.04 per year for a total amount not to exceed six thousand nine hundred eighty dollars (\$6,980.00) for the term of the Agreement.

Carried: XXX Ayes: 1223 Noes: Absent: 172 (Arcade) Abstain:
123 (Castile)
62 (Middlebury)
19 (Genesee Falls)
376 Total

Regular Session

62 (Middlebury)
19 (Genesee Falls)
 376 Total

#16

RESOLUTION NO. 23-015
(January 10, 2023)

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 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 ***MidCity Office Equipment, Inc.***, 2495 Main Street, Suite 240, Buffalo, NY 14214 on behalf of Public Health. Said contract is for design, delivery and set-up of employee workstations in an amount not to exceed six thousand nine hundred thirty-one dollars and twelve cents (\$6,931.12); effective January 1, 2023 through completion of project. Contingent upon the availability of funds. (*Munis #1082*)

Carried: XXX Ayes: 1223 Noes: Absent: 172 (Arcade) Abstain:
123 (Castile)
62 (Middlebury)
19 (Genesee Falls)
376 Total

There was a motion by Mr. Davis, T/Covington, to combine resolutions #17 through #19. Hearing no objection, resolution titles only were read.

#17

RESOLUTION NO. 23-016
(January 10, 2023)

By Mr. Davis, Vice-Chairman of the Planning Committee:

RESOLUTION APPOINTING SENIOR PLANNER AS THE CERTIFYING OFFICER FOR CERTAIN COMMUNITY DEVELOPMENT BLOCK GRANTS

WHEREAS, The County of Wyoming has applied for and been

January 10, 2023

WHEREAS, The designation of a Certifying Officer to sign the Environmental Review is required under the terms of each Grant Agreement; and

BE IT RESOLVED, That the Wyoming County Board of Supervisors hereby declares and appoints James Bragg, Wyoming County Senior Planner, as the Certifying Officer under CDBG Project Number 1279CVHR99-22, to sign the Environmental Review as required under the terms of the Grant Agreements between the County of Wyoming and the New York State Agency(s) administering the Community Development Block Grant Project and funds therein awarded; and be it

FURTHER RESOLVED, That this resolution shall take effect immediately.

#18

By Mr. Davis, Vice-Chairman of the Planning Committee:

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 **Stephanie Tobey**, 2194 Saltvale Road, Warsaw, NY 14569 on behalf of Wyoming County Water Resource Agency. Said contract is for reimbursement of the State Septic System Replacement Grant (59 Midland Drive, Java Lake) in an amount not to exceed eight thousand four hundred ninety-seven dollars and fifty cents (\$8,497.50); effective December 1, 2022 through December 31, 2022. Contingent upon the availability of funds. (*Munis #1072*)

Carried: XXX Ayes: 1223 Noes: Absent: 172 (Arcade) Abstain:
 123 (Castile)
 62 (Middlebury)
19 (Genesee Falls)
 376 Total

#19

RESOLUTION NO. 23-018
(January 10, 2023)

By Mr. Davis, Vice-Chairman of the Planning Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH
 WYOMING COUNTY CHAMBER OF COMMERCE AND TOURISM
 ON BEHALF OF THE WYOMING COUNTY AG AND BUSINESS
 CENTER**

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 **Wyoming County Chamber of Commerce and Tourism**, 36 Center Street, Suite A, Warsaw, NY 14569 on behalf of the Ag and Business Center. Said contract is for receptionist services in an amount not to exceed twenty-nine thousand dollars (\$29,000.00); effective January 1, 2023 through December 31, 2023. Contingent upon the availability of funds. (*Munis #1083*)

Carried: XXX Ayes: 1223 Noes: Absent: 172 (Arcade) Abstain:
 123 (Castile)
 62 (Middlebury)
19 (Genesee Falls)
 376 Total

There was a motion by Mr. Brick, T/Perry, to combine resolutions #20 through #22. Hearing no objection, resolution titles only were read.

#20

January 10, 2023

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH
EASTMAN TREE SERVICES ON BEHALF OF COUNTY HIGHWAY**

Carried: XXX Ayes: 1223 Noes: Absent: 172 (Arcade) Abstain:
123 (Castile)
62 (Middlebury)
19 (Genesee Falls)
376 Total

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

- **James Bragg** (Wyoming County Planning Department), 36 Center Street, Suite C, Warsaw, NY 14569
- **Devin Blue** (Wyoming County Highway Department), 4328 Route 19, Silver Springs, NY 14550
- **Pete Myers** (Wyoming County Highway Department), 4018 Wethersfield Road, Warsaw, NY 14569
- **Jeff Royce** (T/Warsaw), 83 Center Street, Warsaw, NY 14569
- **Mike Post** (T/Perry), PO Box 205, Perry, NY 14530

RESOLUTION CALLING ON NEW YORK STATE DEPARTMENT OF TRANSPORTATION REVIEW OF IMPACTS ON SNOW RELATED CLOSURES ALONG THE NEW YORK STATE THRUWAY

FURTHER RESOLVED, The above-mentioned agencies and representatives in Wyoming County request the Governor's office to allow local county Department of Transportation residencies to work with their respective law enforcement and emergency management partners to evaluate impacts of road closures in rural areas of the state; and be it

January 10, 2023

FURTHER RESOLVED, That the Wyoming County Board of Supervisors hereby requests the Governor's office consult with local county Department of Transportation residencies on the closures of state routes and the New York State Thruway; and be it

FURTHER RESOLVED, That the Clerk to the Board shall forward a copy of this resolution to Governor Kathy Hochul, the New York State Department of Homeland Security and Emergency Services Commissioner Jackie Bray, New York State Department of Transportation Commissioner Marie Therese Dominguez, New York State Senator George Borrello and New York State Assemblyman David DiPietro and all others deemed necessary and proper.

Carried: XXX Ayes: 1223 Noes: Absent: 172 (Arcade) Abstain:
 123 (Castile)
 62 (Middlebury)
19 (Genesee Falls)
 376 Total

There was a motion by Mrs. May, T/Orangeville, to combine resolutions #23 through #29. Hearing no objection, resolution titles only were read.

#23

RESOLUTION NO. 23-022
(January 10, 2023)

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

RESOLUTION NUMBER 20-191 AMENDED

WHEREAS, At the December 19, 2019 Public Safety Committee Meeting, approval was given authorizing the Chairman to sign a grant application with the *New York State Division of Criminal Justice Services* to partially fund the replacement of the existing Livescan equipment in a minimum amount of ten thousand dollars (\$10,000.00); and

WHEREAS, Resolution Number 20-191 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE AWARD WITH NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES ON BEHALF OF THE COUNTY JAIL**” was passed by this Board of Supervisors on April 14, 2020 to accept grant funding to help fund the replacement of existing Livescan equipment in a minimum amount of ten thousand dollars (\$10,000.00); effective April 1, 2020 through June 30, 2021; and

WHEREAS, That Resolution Number 20-191 was previously amended by this Board of Supervisors on April 14, 2020 by *Resolution Number 21-281* to *extend the grant end date through May 31, 2022*; now therefore

BE IT RESOLVED, That **Resolution Number 20-191** as previously amended by **Resolution Number 21-281** be hereby further amended to **extend the grant end date through March 31, 2023**. All else remains the same. (*Munis #1027*)

Carried: XXX Ayes: 1223 Noes: Absent: 172 (Arcade) Abstain:
 123 (Castile)
 62 (Middlebury)
19 (Genesee Falls)
 376 Total

#24

RESOLUTION NO. 23-023
(January 10, 2023)

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.**, PO Box 101747, Irondale, AL 35210 on behalf of the County Jail. Said contract to provide watch tour/shift log support services for Jail management system in an amount not to exceed nine thousand twenty-five dollars (\$9,025.00); effective January 1, 2023 through December 31, 2023. Contingent upon the availability of funds. (*Munis #1064*)

Carried: XXX Ayes: 1223 Noes: Absent: 172 (Arcade) Abstain:
 123 (Castile)
 62 (Middlebury)
19 (Genesee Falls)
 376 Total

#25

RESOLUTION NO. 23-024
(January 10, 2023)

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

CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON

January 10, 2023

(January 10, 2023)

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH
PROFESSIONAL AMBULANCE BILLING, LLC 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 *Professional Ambulance Billing, LLC*, 8610 Main Street, Williamsville, NY 14221 on behalf of Emergency Services. Said contract to provide revenue recovery billing services in an amount not to exceed sixty-two thousand dollars (\$62,000.00); effective January 1, 2023 through December 31, 2024 annually. Contingent upon the availability of funds. (*Munis #XXX*)

Carried: XXX **Ayes:** 1223 **Noes:** **Absent:** 172 (Arcade) **Abstain:**
123 (Castile)
62 (Middlebury)
19 (Genesee Falls)
376 Total

#28

**RESOLUTION NO. 23-027
(January 10, 2023)**

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

**RESOLUTION APPROVING WYOMING COUNTY EMERGENCY
MEDICAL SERVICES MUTUAL AID PLAN**

WHEREAS, All Emergency Medical Service (EMS) Agencies in Wyoming County share a common goal of providing patients with efficient, quality care; and

WHEREAS, The Wyoming County Emergency Medical Services Mutual Aid Plan, required by State EMS Code (800.21.p), is designed to allocate Mutual Aid resources in an efficient, patient oriented manner; and

WHEREAS, The proper emergency medical care for the sick and the injured persons is our primary concern; and

WHEREAS, Said Mutual Aid Plan has been approved by the Wyoming County Emergency Medical Services Council; and

WHEREAS, Said Mutual Aid Plan has been submitted to the Wyoming-Erie Regional EMS Council for approval; now, therefore

January 10, 2023

BE IT RESOLVED, That this Wyoming County Board of Supervisors hereby approves the Wyoming County Emergency Medical Services Mutual Aid Plan, a copy of which has been placed on file with the Clerk of Board of Supervisors; and be it

FURTHER RESOLVED, That the Chair of the Board of Supervisors or their duly authorized representative is hereby empowered to execute action within this plan as necessary to protect the citizens of the County.

Carried: XXX Ayes: 1223 Noes: Absent: 172 (Arcade) Abstain:
 123 (Castile)
 62 (Middlebury)
19 (Genesee Falls)
 376 Total

#29

RESOLUTION NO. 23-028
(January 10, 2023)

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

**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND
 ACCEPTANCE AWARD WITH NEW YORK STATE OFFICE OF
 INDIGENT LEGAL SERVICES ON BEHALF OF THE PUBLIC
 DEFENDER'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 *New York State Office of Indigent Legal Services*, 80 South Swan Street, 11th Floor, Albany, NY 12210 on behalf of the Public Defender's Office. Said grant to provide funding for Year 4 of the Hurrell-Harring contract CSTWIDEHH52 in a minimum amount of five hundred eighteen thousand eight hundred twenty-eight dollars (\$518,828.00); effective April 1, 2021 through March 31, 2022. Contingent upon the availability of funds. (*Munis #XXX*)

Carried: XXX Ayes: 1223 Noes: Absent: 172 (Arcade) Abstain:
 123 (Castile)
 62 (Middlebury)
19 (Genesee Falls)
 376 Total

There was a motion by Mr. Kehl, T/Attica, to combine resolutions #30 through #46. Hearing no objection, resolution titles only were read.

#30

RESOLUTION NO. 23-029
(January 10, 2023)

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:

- ***We Care Staffing Solutions, Inc.***, 3475 North Road, Geneseo, NY 14454 to provide nursing department staffing in an amount not to exceed four hundred thousand dollars (\$400,000.00); effective December 21, 2022 through December 20, 2024.
- ***Unifirst Corporation***, 2085 Brighton-Henrietta Town Line Road, Rochester, NY 14623 to provide scrubs in an amount not to exceed twenty thousand dollars (\$20,000.00) per year; effective January 1, 2023 through December 31, 2025.
- ***Western New York Physicians, PLLC***, 2261 Route 19 North, Warsaw, NY 14569 to provide attending/medical director services to the Skilled Nursing Facility in an amount not to exceed ninety-seven thousand dollars (\$97,000.00) per year; effective March 1, 2023 through February 29, 2024.
- ***Coverall***, 165 Lawrence Bell Drive, Suite 122, Williamsville, NY 14221 to provide janitorial services for Arcade clinics; effective August 15, 2022 through August 15, 2024:
 - 263 Liberty Street in an amount not to exceed \$18,000.00 (includes 2% increase in 2023)
 - 401 West Main Street in an amount not to exceed \$33,684.00 (includes 2% increase in 2023)
- ***Gerald R. Nannen***, 4375 Richwood Drive, Hamburg, NY 14075 to provide clinic practice administration in an amount not to exceed twenty thousand dollars (\$20,000.00) per month, plus a contingency bonus up to thirty thousand dollars (\$30,000.00) based on performance and financial improvement in all clinics; effective February 1, 2023

January 10, 2023

through May 31, 2023.

- **Apogee Medical Management, Inc.**, 15059 North Scottsdale Road, Suite 600, Scottsdale, AZ 85254 to provide hospitalist services in an amount not to exceed one million three hundred fifty thousand dollars (\$1,350,000.00) per year; effective March 1, 2023 through February 28, 2025.

Contingent upon the availability of funds.

Carried: XXX **Ayes:** 1223 **Noes:** **Absent:** 172 (Arcade) **Abstain:**
 123 (Castile)
 62 (Middlebury)
19 (Genesee Falls)
 376 Total

#31

RESOLUTION NO. 23-030
(January 10, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 17-362 AMENDED

WHEREAS, Resolution Number 17-362 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**” passed by this Board of Supervisors on September 12, 2017 and provides in part for the following contract:

- **Aramark Healthcare Support Services, LLC**, 1101 Market Street, 19th Floor, Philadelphia, PA 19107-2988 to extend the term of the management services agreement for housekeeping management services and supplies for an additional one (1) year renewal term in an amount not to exceed two hundred eleven thousand seven hundred ninety-six dollars (\$211,796.00) per year; effective September 1, 2017 through August 31, 2018.

And,

WHEREAS, That Resolution Number 17-362 was previously amended by this Board of Supervisors on February 12, 2019 by **Resolution Number 19-085** to extend the contract term for an additional year in an amount not to exceed two hundred seventeen thousand nine hundred thirty-eight dollars (\$217,938.00); effective September 1, 2018 through August 31, 2019; and

WHEREAS, That Resolution Number 17-362, as previously amended by Resolution Number 19-085, was further amended by this Board of Supervisors on October 8, 2019 by **Resolution Number 19-427** as follows:

- **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.

BE IT RESOLVED, That *Resolution Number 22-705* be hereby amended to change the six-month earning period during the year for wRVU incentive from January 1 to June 30 and July 1 to December 31 to ***February 1 to July 31 and August 1 to January 31***. All else remains the same.

Carried: XXX Ayes: 1223 Noes: Absent: 172 (Arcade) Abstain:
123 (Castile)
62 (Middlebury)
19 (Genesee Falls)
376 Total

RESOLUTION NO. 23-032
(January 10, 2023)

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.

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***; and

WHEREAS, That Resolution Number 18-576 as previously amended by Resolution Number 21-087 and Resolution Number 22-040 was further amended by this Board of Supervisors on September 13, 2022 by ***Resolution Number 22-483*** 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***; now therefore

BE IT RESOLVED, That ***Resolution Number 18-576*** as previously amended by ***Resolution Number 21-087, Resolution Number 22-040*** and ***Resolution Number 22-483*** be hereby further amended to add a new service and change the term from May 16, 2022 through May 15, 2023 to January 1, 2023 through December 31, 2025 and increase the contract amount from forty thousand forty-eight dollars (\$40,048.00) per year to an amount not to exceed ***seventy-eight thousand seven hundred twenty dollars (\$78,720.00) per year***. All else remains the same.

Carried: XXX Ayes: 1223 Noes: Absent: 172 (Arcade) Abstain:
123 (Castile)
62 (Middlebury)
19 (Genesee Falls)
376 Total

#34

RESOLUTION NO. 23-033
(January 10, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

CHAIRMAN AUTHORIZED TO SIGN 2023 DENTAL INSURANCE

January 10, 2023

- **Dental Select / High Option:**
 - Single: \$37.00
 - Employee/Spouse \$67.00
 - Employee/Child(ren) \$76.94
 - Family \$106.22
- **Dental Select / Low Option:**
 - Single: \$24.02
 - Employee/Spouse \$46.52
 - Employee/Child(ren) \$54.88
 - Family \$77.42

Carried: XXX Ayes: 1223 Noes: Absent: 172 (Arcade) Abstain:
123 (Castile)
62 (Middlebury)
19 (Genesee Falls)
376 Total

Regular Session

- Policy is subject to annual audit which will impact premium
- Excess Employer Liability (includes Volunteer Firemen & School Systems)
 - **JENCAP**
 - Effective January 1, 2023 through January 1, 2024 in an amount of twenty-one thousand nine hundred eleven dollars (\$21,911.00)

Contingent upon the availability of funds.

Carried: XXX Ayes: 1223 Noes: Absent: 172 (Arcade) Abstain:
123 (Castile)
62 (Middlebury)
19 (Genesee Falls)
376 Total

#36

RESOLUTION NO. 23-035
(January 10, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 22-289 AMENDED

WHEREAS, Resolution Number 22-289 entitled, “CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A CONTRACT WITH APPLIED BUSINESS SYSTEMS, INC. ON BEHALF OF REAL PROPERTY TAX SERVICES,” passed by this Board of Supervisors on May 10, 2022 and provides for tax bill development, printing, finishing and mailing services in an amount not to exceed twenty-eight thousand dollars (\$28,000.00) per year; effective May 1, 2022 through January 30, 2024; now therefore,

BE IT RESOLVED, That ***Resolution Number 22-289*** be hereby amended to add *second notice* printing and mailing services in an amount not to exceed eight thousand dollars (\$8,000.00) for a total amount not to exceed thirty-six thousand dollars (\$36,000.00); effective January 10, 2023 through January 30, 2024. All else remains the same. (*Munis CO#371*)

Carried: XXX Ayes: 1223 Noes: Absent: 172 (Arcade) Abstain:
123 (Castile)
62 (Middlebury)
19 (Genesee Falls)
376 Total

#37

January 10, 2023

RESOLUTION NO. 23-036
(January 10, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN INTER-MUNICIPAL
AGREEMENTS WITH THE SIXTEEN TOWNS OF WYOMING
COUNTY ON BEHALF OF REAL PROPERTY TAX SERVICES**

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 sixteen Towns of Wyoming County for “*second notice*” printing and mailing services according to the negotiated fee schedule with each municipality; effective January 10, 2023 through January 30, 2024. (*Munis XXX*)

Carried: XXX **Ayes:** 1223 **Noes:** **Absent:** 172 (Arcade) **Abstain:**
123 (Castile)
62 (Middlebury)
19 (Genesee Falls)
376 Total

#38

RESOLUTION NO. 23-037
(January 10, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON
BEHALF OF THE COUNTY TREASURER**

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 County Treasurer as follows:

- ***Drescher & Malecki, LLP***, 3083 William Street, Suite 5, Cheektowaga, NY 14227 for audit services in an amount not to exceed thirty-five thousand eight hundred dollars (\$35,800.00); effective January 1, 2023 through December 31, 2023. (*Munis #1044*)
- ***Fiscal Advisors***, 120 Walton Street, Suite 600 Syracuse NY 13002 for financial advisory services in an amount not to exceed fifty thousand dollars (\$50,000.00); effective January 1, 2023 through December 31, 2022. (*Munis #1099*)

Contingent upon the availability of funds.

Regular Session

By Mr. Kehl, Chairman of the Finance Committee:

COUNTY INVESTMENT POLICY AMENDMENT APPROVED

BE IT RESOLVED, That the County Investment Policy is hereby amended to add **NY Muni Trust** under **DESIGNATION OF DEPOSITARIES** in the amount of \$5,000,000.00 as noted below in bold text; effective January 10, 2023:

DESIGNATION OF DEPOSITARIES

The banks and trust companies authorized for the deposit of moneys up to the maximum amounts are:

<u>Depository Name</u>	<u>Maximum Amount Officer</u>
Five Star Bank	\$30,000,000.00
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	\$ 1,000,000.00
NYClass	\$30,000,000.00
NY Muni Trust	\$ 5,000,000.00

Carried: XXX Ayes: 1223 Noes: Absent: 172 (Arcade) Abstain:
123 (Castile)
62 (Middlebury)
19 (Genesee Falls)
376 Total

#40

RESOLUTION NO. 23-039
(January 10, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

January 10, 2023

RESOLUTION NUMBER 19-390 AMENDED

WHEREAS, Resolution Number 19-390 entitled, “CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH FOOTE AND MEYER, PLLC ON BEHALF OF THE COUNTY TREASURER” passed by this Board of Supervisors on September 10, 2019 to provide legal services in preparation of Article 11 Tax Foreclosures in an amount not to exceed three hundred seventy-five dollars (\$375.00) per parcel; effective November 1, 2019 through October 31, 2022; now therefore,

BE IT RESOLVED, That *Resolution Number 19-390* be hereby amended as follows:

- Correct contract effective dates from November 1, 2019 through October 31, 2022 to ***January 20, 2020 through January 19, 2023.***
- ***In accordance with Sec. 1, extend the current contract term for an additional 3-years; effective January 20, 2023 through January 19, 2026.***

All else remains the same. (*Munis CO #1100*)

Carried: XXX Ayes: 1223 Noes: Absent: 172 (Arcade) Abstain:
123 (Castile)
62 (Middlebury)
19 (Genesee Falls)
376 Total

#41

RESOLUTION NO. 23-040
(January 10, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

HOME RULE REQUEST TO EXTEND SALES TAX INCREASE APPROVED

WHEREAS, The County of Wyoming desires to maintain the additional one percent (1%) to the local sales tax charged to purchases, etc., made within the County under Resolution Number 20-335, passed August 11, 2020; now therefore

BE IT RESOLVED, That the County of Wyoming hereby requests the New York State Legislature to create legislation necessary to amend Section 1210 of the Tax Law to authorize Wyoming County to continue to add an additional one percent (1%) to the present three (3%) through November 30, 2026; and be it

FURTHER RESOLVED, That the Chairman of this Board and the Clerk to the Board are hereby authorized and directed to file the necessary Home Rule Request upon its introduction to the New York State Assembly

#42

January 10, 2023

January 11, 2023

Carried: XXX **Ayes:** 1223 **Noes:** **Absent:** 172 (Arcade) **Abstain:**
123 (Castile)
62 (Middlebury)
19 (Genesee Falls)
376 Total

#43

RESOLUTION NO. 23-042
(January 10, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

POSITION(S) REVISED

BE IT RESOLVED, That the following positions are hereby REVISED in the following Wyoming County Department:

REVISED:

Public Defender

- One (1) position of ***Staff Social Worker*** (0.70 FTE) (position code 008.594) currently on Schedule G at \$26.92/hr. (annual equivalent \$34,296) to reflect (1.00 FTE); effective October 4, 2021 through 03/31/2022 at \$32.96/hr. (annual equivalent \$60,000)
 - Position funded and approved by Indigent Legal Services (ILS) Year 4 Contract Amendment for Statewide Expansion of Hurrell-Harring Reform / CSTWIDHH52
- One (1) position of ***Staff Social Worker*** (0.50 FTE) (position code TBD) currently on Salary Schedule G at an hourly rate of \$43.96 (annual equivalent \$40,000) to reflect (0.60 FTE); position available date is January 1, 2023
 - Position will be fully funded through Wyoming County Data-Day, Alternatives to Incarceration grant and placed on benefit package consistent with current CSEA Bargaining Agreement

Carried: XXX Ayes: 1223 Noes: Absent: 172 (Arcade) Abstain:
123 (Castile)
62 (Middlebury)
19 (Genesee Falls)
376 Total

#44

RESOLUTION NO. 23-043
(January 10, 2023)

Regular Session

(position code 035.434) to \$17.25 per hour; effective December 13, 2022 after successful completion of six (6) months probationary period per offer letter.

- Set the hourly wage for the position of **Payroll Clerk** (position code 12.828.508) to \$21.50 per hour; effective December 6, 2022 after successful completion of six (6) months probationary period per offer letter.

Sheriff

- Set the salary for the position of **Undersheriff** (position code 010.500) at \$100,123.00; effective January 1, 2023.

Public Defender

- Provide benefits as outlined in the Salary Schedule S Handbook for the position of **Secretary to the Public Defender** (position code 005.503) (.42857 FTE); effective January 1, 2023.
- Set the hourly wage plus corresponding fringe for one (1) position of **Secretary I** (position 006.350) to reflect \$19.24/hr. (annual equivalent of \$35,016.80); position start date is January 3, 2023.

Salary Schedule “D”:

Information Technology

- Set the salary of the Director of Information Technology (position code 006.283) at \$122,000.00; effective 01/01/2023.

Salary Schedule “G”:

Emergency Services

- Provide stipends plus corresponding fringe for the following:
 - **Director of Emergency Services** (position code 006.352)
\$3,500.00
 - **Administrative Assistant (EMS)** (position code 010.435)
\$3,000.00
 - Said amounts are annual; effective September 1, 2022 through August 31, 2024.
 - Funds provided through the 2022 Domestic Terrorism Prevention Grant (DTP).

Public Defender

- End all stipends under **Hurrell-Harring Grant Contract CSTWIDEHH52 ~Year 2**; effective March 31, 2020
- End all stipends under **Hurrell-Harring Grant Contract CSTWIDEHH52 ~ Year 3**; effective March 31, 2021
- Set yearly stipend plus corresponding fringe through **Hurrell-Harring Grant Contract CSTWIDEHH52 ~ Year 4** for the following:
 - **Assistant Public Defender (1st)** (position code 004.503)
\$9,000.00
 - **Assistant Public Defender (2nd)** (position code 001.503)
\$9,000.00
 - **Assistant Public Defender (3rd)** (position code 002.503)

- \$17,000.00
 - **Secretary I** (position code 006.350)
\$7,000.00
 - **Public Defender** (position code 003.503)
\$5,000.00
 - **Assistant Public Defender (4th)** (position code 007.503)
\$9,000.00
 - **Secretary to the Public Defender** (position code 005.503)
\$7,000.00
 - **Data Management/Account Clerk** (position coded 009.595)
\$3,000.00
 - Said amounts to be paid biweekly and retroactive from April 1, 2021 through March 31, 2022
- Set yearly stipend plus corresponding fringe through **Hurrell-Harring Grant** Set yearly stipend plus corresponding fringe through **Hurrell-Harring Grant Contract CSTWIDEHH52 ~ Year 5**; effective April 01, 2022 through March 31, 2023 for the following:
 - **Assistant Public Defender (1st)** (position code 004.503)
\$9,000.00
 - **Assistant Public Defender (2nd)** (position code 001.503)
\$12,000.00
 - **Assistant Public Defender (3rd)** (position code 002.503)
\$21,000.00
 - **Public Defender** (position code 003.503)
\$10,250.00
 - **Assistant Public Defender (4th)** (position code 007.503)
\$13,500.00
 - **Secretary to the Public Defender** (position coded 005.503)
\$9,740.00
 - **Data Management/Account Clerk** (position code 009.595)
\$5,000.00
 - Said amounts to be paid biweekly; effective January 1, 2023
Retroactive funds from 04/01/2022 to 12/31/2022 will be paid out 4th quarter of 2023
- Set the salaries plus corresponding fringe provided through **Hurrell-Haring Grant Contract CSTWIDEHH52 ~ Year 5**; effective April 01, 2022 through March 31, 2023 for the following:
 - **Data Management/Account Clerk** (position code 009.595) at an hourly rate of \$25.55 (annual equivalent of \$46,500.00).
 - **Staff Social Worker** (position code 008.594) at an hourly rate of \$35.71 (annual equivalent of \$65,000.00).
 - **Assistant Public Defender (6th)** (position code 012.503) at \$77,500.00 annually

- Said amounts to be paid biweekly; effective January 1, 2023
 - Retroactive funds from 04/01/2022 to 12/31/2022 will be paid out 4th quarter of 2023
- Set stipends plus corresponding fringe provided through ***Indigent Legal Services/4th Counsel at First Appearance Grant (CAFA 456)***:
 - ***Public Defender*** (position code 003.503)
\$6,020.00
 - ***Assistant Public Defender (1st)*** (position code 004.503)
\$2,500.00
 - ***Assistant Public Defender (2nd)*** (position code 001.503)
\$16,500.00
 - ***Assistant Public Defender (3rd)*** (position code 002.503)
\$3,010.00
 - ***Assistant Public Defender (5th)*** (position code 010.503)
\$18,000.00
 - ***Assistant Public Defender (6th)*** (position code 012.503)
\$2,500.00
 - ***Secretary to the Public Defender*** (position code 005.503)
\$2,750.00
 - ***Data Management Account Clerk*** (position code 009.503)
\$1,000.00
 - ***Data Management Account Clerk*** position only is payable with the first available date of pay in 2023
 - Said amounts to be paid biweekly; effective January 1, 2023 through contract year-end December 31, 2025
- Set stipends plus corresponding fringe provided through ***Indigent Legal Services /Distribution #13 (contract #C130056)***:
 - ***Public Defender*** (position code 003.503)
\$2,520.00
 - ***Assistant Public Defender (3rd)*** (position code 002.503)
\$2,235.00
 - ***Assistant Public Defender (4th)*** (position code 007.503)
\$4,855.00
 - ***Secretary to the Public Defender*** (position code 005.503)
\$1,395.00
 - Said amounts to be paid biweekly; effective January 1, 2023 through contract year end December 31, 2025:
- Set stipends plus corresponding fringe provided through Division of Criminal Justice Services for the funding of Wyoming County Data-Day, Alternatives to Incarceration (Contract C524139):
 - ***Public Defender*** (position code 003.503)
\$2,750.00
 - ***Assistant Public Defender (1st)*** (position code 004.503)
\$2,750.00

- *Data Management/Account Clerk* (position code 009.503)
\$5,500.00
- *Secretary to the Public Defender* (position code 005.503)
\$5,500.00
 - Said amounts to be paid biweekly; effective January 1, 2023 through contract year end December 31, 2023

Carried: XXX Ayes: 1223 Noes: Absent: 172 (Arcade) Abstain:
 123 (Castile)
 62 (Middlebury)
19 (Genesee Falls)
 376 Total

#46

RESOLUTION NO. 23-045
(January 10, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 22-343 AMENDED

WHEREAS, Resolution Number 22-343 entitled, “**SALARY SCHEDULE “C”, “P”, “S” AND “G” AMENDED**”, passed by this Board of Supervisors on June 14, 2022 and provided in part for the following:

Salary Schedule “S”:

Treasurer

- Set the salary for the position of ***Fiscal Administrator*** at an hourly wage of \$23.56 to reflect the 2022 COLA increase; effective January 1, 2022

Now therefore,

BE IT RESOLVED, That ***Resolution Number 22-343*** be hereby amended to delete this amendment to Salary Schedule “S” for the position of ***Fiscal Administrator*** in its entirety effective June 14, 2022.

- The hourly wage will be restored to \$24.18/hr.; per Resolution Number 22-288 passed by this Board of Supervisors on May 10, 2022.

All else remains the same.

Carried: XXX Ayes: 1223 Noes: Absent: 172 (Arcade) Abstain:
 123 (Castile)
 62 (Middlebury)
19 (Genesee Falls)
 376 Total

January 10, 2023

Non-Consent
#47

RESOLUTION NO. 23-046
(January 10, 2023)

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:

Salary Schedule “C”:

Wyoming County Community Hospital

- Set the salaries for employees in the job titles under Salary Schedule C to reflect a 2.5% COLA increase consistent with County Salary Schedules S and D and the CSEA bargaining agreement; effective January 1, 2023 except for the following:
 - Positions that received a promotion or salary adjustment on or after July 1, 2022
 - Hospital Administrator position that is governed by a separate contract
 - Per diem positions
- Set the salary for the position of ***Director of Healthcare Information Systems*** (1.00 FTE) (position code 01.613.307) under **INFORMATION SYSTEMS** at \$109,809.00 per year; effective January 22, 2023
- Include a retention/performance stipend for the position of ***Director of Healthcare Information Systems*** (position code 01.613.307) under **INFORMATION SYSTEMS** in the amount of \$6,000.00, upon completion of satisfactory performance and continued employment; effective March 1, 2023
- Include a retention/performance stipend for the position of ***Director of Healthcare Information Systems*** (position code 01.613.307) under **INFORMATION SYSTEMS** in the amount of \$6,000.00, upon completion of satisfactory performance and continued employment; effective September 1, 2023

Carried: XXX Ayes: 892 Noes: 51 (Eagle) Absent: 172 (Arcade) Abstain:
93 (Gainesville) 123 (Castile)
187 (Perry) 62 (Middlebury)
331 Total 19 (Genesee Falls)

RESOLUTION NO. 23-047
(January 10, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

POSITION(S) CREATED

BE IT RESOLVED, That the following positions are hereby CREATED in the following Wyoming County Department:

Salary Schedule “C”:

Wyoming County Community Hospital

- One (1) position of ***Network Administrator II*** (1.00 FTE) (position code TBD) under INFORMATION SYSTEMS and establish a salary range of \$60,000.00 - \$70,000.00 per year; position available date December 25, 2022
- One (1) position of ***Infection Preventionist/Assistant Director of Nursing*** (1.00 FTE) (position code TBD) under NURSING FACILITY ADMINISTRATION and set the salary at \$90,000.00 per year; position available date January 22, 2023
- One (1) position of ***Director of Education/Assistant Director of Nursing*** (1.00 FTE) (position code TBD) and set the salary at \$90,000.00 per year; position available date is January 22, 2023

Carried: XXX Ayes: 1223 Noes: Absent: 172 (Arcade) Abstain:
123 (Castile)
62 (Middlebury)
19 (Genesee Falls)
376 Total

Non-Consent #49

RESOLUTION NO. 23-048
(January 10, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

POSITION(S) ABOLISHED

BE IT RESOLVED, That the following positions are hereby ABOLISHED in the following Wyoming County Department:

January 10, 2023

- One (1) position of ***Assistant Director of Nursing (Nursing Facility)*** (1.00 FTE) (position code 02.165.297) under NURSING FACILITY ADMINISTRATION and remove from Salary Schedule “C”; effective January 21, 2023
- One (1) position of ***Director of SNF Education and Infection Preventionist*** (1.00 FTE) (position code 01.325.573) under NURSING FACILITY ADMINISTRATION and removed from Salary Schedule “C”; effective January 21, 2023

Chairwoman Ryan recognized the featured veteran/veteran family-owned business:

*Owned and Operated by Mike Jones ~ 10 Sherman Road, Arcade, NY
Offering Used Equipment Sales*

As is the custom of the board, Clerk Ketchum requested the board sing happy birthday to Deputy Clerk Perez as her birthday fell on a board day. As is also the custom, the County Attorney, Jennifer Wilkinson led the board in singing the song.

There being no further business to come before this Board, Senior Supervisor Berwanger, T/Arcade, adjourned the meeting at 3:12 PM with a rap on his desk.

Cheryl J. Ketchum, CMC
Clerk to the Board

REGULAR SESSION
(February 14, 2023)

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 2:38 PM Chairwoman Ryan, T/Warsaw, called the meeting to order.

The Veteran leading the Pledge of Allegiance for this month's board meeting is:

MS2 Richard "Buzz" Bailey

Mr. Bailly was born at our hospital here in Warsaw and graduated from Letchworth High School, where he was class Vice President with one of his best friends, the future Mrs. Berwanger who was class President. Two weeks after graduation, he joined the Navy and left for Great Lakes outside Chicago for basic training before going to San Diego for M.O.S. training in the culinary field.

Mr. Bailly requested to be assigned to a small ship on the west coast; naturally, this lower enlisted man instead was sent to a large ship on the east coast, the USS America based out of Norfolk, Virginia. For his first six months, as they sailed through the Mediterranean, Indian Ocean, North Sea, the Suez Canal and crossed the equator three times.



His culinary skills were quickly noticed and was assigned to the Captain's Mest. This meant he was now only cooking for the commander of the ship. While being the captain's personal chef, one of the more prestigious meals he prepared was while off the coast of South America and the Captain hosted the U.S. Ambassador's to Guatemala and El Salvador along with seven generals from each country. They also supported direct air support during our

February 14, 2023

invasion of Grenada.

With only a couple months left, Mr. Bailly finished his active duty by cooking for a three-star admiral. From there, he transitioned to the Reserves where he was finally sent to a small ship on the west coast, a guided missile cruiser in San Diego with just 120 sailors. He was sent there twice before finishing his two-year reserve commitment. For his valor and service to this country, Mr. Bailly was awarded the:

- Sea Service Deployment Ribbon
- Navy Expeditionary Medal

While in the Reserves, he was employed by the Opryland Hotel in Nashville, which has four ballrooms and seating for 12,000, making it the second largest non-casino hotel in our country. They were capable of feeding 10,000 people in less than 20 minutes. He was there for two years before moving on to the Sheraton Music City where he stayed for the next 15 years, with the last five as the Executive Chef.

He moved back to Warsaw when his dad became sick, as he wanted to help take care of him and his mother. While he was home, his dad found that the Valley Inn was for sale, which was run down and in need of a lot of repairs. Mr. Bailey quickly got back to work gutting the restaurant and making it his own. He owned and operated it for the next 17 years where he entertained many people, including the Board of Supervisors.

After working every single day for 17 years, his body broke down and he needed a break from that grind so he became the pastry chef for a year at the Glen Iris Inn before being hired in 2016 by the company that had the food contract at our county jail. Eventually the Jail decided to cook in house and Mr. Bailey was named the Director of Food Services, where he proudly serves to this day. Under his watch, the Jail has the highest standards in New York State as they serve three hot meals a day while they only are required to serve one and he is responsible for the OFA's Meals on Wheels food preparation. In total, he served 133,668 meals in 2022.

Mr. Bailly comes from a proud service family as his father was a veteran, five uncles were in the service, two nephews served and his grandfather was killed in Luxembourg during the Battle of the Bulge where his grave is well taken care of by a local family; Mr. Bailly has visited the site twice.

Mr. Bailey's hobbies include cooking, gardening and travelling. He has been to 36 countries and 46 states, with just Hawaii, Alaska, Maine and Vermont left to see.

Richard “Buzz” Bailey is a fine man of selfless service who exemplifies the great qualities of Wyoming County locally, nationally and internationally throughout his life.

The pledge was said by all.

Chairwoman Ryan, T/Warsaw joined Mr. Bailey at the podium for the presentation of the customary certificate of appreciation and offered Mr. Bailey an opportunity to address the board.

Mr. Bailey recognized his family members in attendance, shared a couple of stories from his time in services and thanked the board for this recognition.

Opening Prayer ~

- Rev. Mack Bixby

Communications ~

- January 20, 2023 correspondence from Senator Borrello confirming receipt of Resolution Number 23-021 (Snow Related Closures along NYS Thruway)

#1

**RESOLUTION NO. 23-049
(February 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

FUNDS TRANSFERRED TO VARIOUS 2023 ACCOUNTS

BE IT RESOLVED, That funds are hereby transferred to the various 2023 accounts as follows:

Board of Elections			
From: 011450.520002 IT To: 011450.541410 Software Reason: To accommodate the purchase of voter registration software.	\$41,389.70	\$41,389.70	
			\$41,389.70
Board of Elections Total			
Probation			
From: 013141.510201 Part Time Contracts To: 013141.540007 Telephone (Basic & LD) Reason: Budgeting error to adjust for phone line in Alternatives to Corrections that was erroneously unbudgeted.	\$220.00	\$220.00	
Probation Total			\$220.00

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#2

February 14, 2023

RESOLUTION NO. 23-050
(February 14, 2023)

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:

CIP			
Reduce: 121620.521002.R Property Renovations w/12162005.440890.R Federal Aid ARPA Reason: To reduce appropriation of ARPA to account for the remaining funds in excess of project cost.	(\$29,525.05)	(\$29,525.05)	
CIP Total			(\$29,525.05)
Public Health			
To: 014010.540704 Lab Fees-Basic w/01401003.416010 PH Env Fees Reason: Appropriate additional funds to cover the remaining expense for Lab Fees associated with water samples.	\$2,990.75	\$2,990.75	
Public Health Total			\$2,990.75
Sheriff			
To: 013112.540016.2022 Internet Services w/01311208.443890.2022 Fed Aid Other Public Safety Reason: To appropriate the 2022 Awarded Homeland Security grant funds.	\$17,925.00	\$17,925.00	
Sheriff Total			\$17,925.00

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#3

RESOLUTION NO. 23-051
(February 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

FUNDS APPROPRIATED TO VARIOUS 2023 ACCOUNTS

BE IT RESOLVED, That funds are hereby appropriated to the various 2023 accounts as follows:

Pre-K			
To: 012960.510001 Salaries S/D/I	\$75.00		
012960.510101 CSEA	1,200.00		
012960.583001 FICA	79.05		
012960.585001 Medicare - FICA	18.49		
w/01296003.434890 County Healthcare Bonuses		\$1,372.54	

Reason: To cover the cost of State mandated (V1) Health Care Bonus funds issued on 2/3/23 reimbursed by NYS in whole.			
Pre-K Total			\$1,372.54
Public Health			
To: 014010.510001 Salaries S/D/I 014010.510101 CSEA 014010.583001 FICA 014010.585001 Medicare - FICA w/01401013.434890 County Healthcare Bonuses Reason: To cover the cost of State mandated (V1) Health Care Bonus funds issued on 2/3/23 reimbursed by NYS in whole.	\$1,500.00 3,500.00 310.00 72.50000	\$5,382.50	
Public Health Total			\$5,382.50
Early Intervention			
To: 014059.510001 Salaries S/D/I 014059.510101 CSEA 014059.583001 FICA 014059.585001 Medicare - FICA w/01405904.434890 County Healthcare Bonuses Reason: To cover the cost of State mandated (V1) Health Care Bonus funds issued on 2/3/23 reimbursed by NYS in whole.	\$150.00 1,200.00 83.70 19.58	\$1,453.28	
Early Intervention Total			\$1,453.28
Jail Medical			
To: 014060.510101 CSEA 014060.583001 FICA 014060.585001 Medicare - FICA w/01406002.434890 County Healthcare Bonuses Reason: To cover the cost of State mandated (V1) Health Care Bonus funds issued on 2/3/23 reimbursed by NYS in whole.	\$1,500.00 93.00 21.75	\$1,614.75	
Jail Medical Total			\$1,614.75
Office for the Aging			
To: 016772.510001 Salaries S/D/I 016772.583001 FICA 016772.585001 Medicare - FICA w/01677211.434890 County Healthcare Bonuses Reason: To cover the cost of State mandated (V1) Health Care Bonus funds issued on 2/3/23 reimbursed by NYS in whole.	\$750.00 46.50 10.88	\$807.38	
Office for the Aging Total			\$807.38
Youth Bureau			
To: 017310.510001 Salaries S/D/I 017310.510101 CSEA 017310.583001 FICA 017310.585001 Medicare - FICA w/01731004.434890 County Healthcare Bonuses Reason: To cover the cost of State mandated (V1) Health Care Bonus funds issued on 2/3/23 reimbursed by NYS in whole.	\$525.00 2,100.00 162.75 38.05	\$2,825.80	
To: 014059.542306-FSUPP EI Misc-FSUPP w/01405900.412890-FSUPP EI Misc Rev-FSUPP Reason: To cover cost of Women's Caregiver Respite Retreat.	\$17,000.00	\$17,000.00	

Youth Bureau Total			\$19,825.80
Board of Elections			
To: 011450.541410 Software w/01145006.440890R Federal Aid Other Reason: To pay for unbudgeted voter registration software.	\$18,448.36	\$18,448.36	
Board of Elections Total			\$18,448.36
Human Resource			
To: 011430.541204 Advertising w/ <i>any funds available</i> Reason: To cover 2023 print advertising expense.	\$21,000.00	\$21,000.00	
Human Resource Total			\$21,000.00
Mental Health			
To: 014220.542417.SAPT Subst Abuse/Treatm Grt w/01422004.444920.SAPT Subst Abuse Federal Reason: Funding for OASAS Federal Block Grants for P4P.	\$8,881.00	\$8,881.00	
To: 014220.542417.SAPTI Primry Prev Infrast Gnt w/01422004.444920.SAPTI Subst Abuse Federal Reason: Funding for OASAS Infrastructure Federal Block Grants for P4P.	\$8,881.10	\$8,881.10	
To: 014325.542445 Supported Apartment w/01432500.434900 Mental Health Reason: Increase in state aid.	\$15,600.00	\$15,600.00	
Mental Health Total			\$19,322.00
Public Health			
To: 014010.520401 Misc Equipment w/01401016.434010 Additional State Aid Reason: Appropriate a portion of the NYSDOH Year 10 Performance Incentive Award for purchase of a copier/fax to replace equipment at end of life.	\$7,300.00	\$7,300.00	
To: 014010.542435 CSHN – Other Grants w/ 01401028.444890 CSHN – Fed Aid Other HealthCSHN Reason: Appropriate federal funding awarded in the NYSDOH CYSHCN grant previously administered at the YB, now administered by the HD.	\$13,954.00	\$13,954.00	
To: 014050.510001 Salaries SDI 014050.520002 Computer Equipment 014050.540201 Dues – Affiliation Fee 014050.540301 Professional Service Contract 014050.540503 Gasoline 014050.541010 Office Supplies 014050.541214 Supplies 014050.581001 Retirement 014051.583001 FICA 014052.585001 Medicare – FICA w/01405001.434010 Healthy Families (STATE) Reason: Appropriate revenue awarded in the Healthy Families Grant due to the addition of programming in Genesee County.	\$15,000.00 5,000.00 1,900.00 121,874.00 1,000.00 1,450.00 14,499.00 1,950.00 930.00 217.00	\$163,820.00	
Public Health Total			\$185,074.00
Chamber of Commerce			
To: 016420.540910 Tourism w/01642001.440890R Federal Recovery	\$17,395.00	\$17,395.00	

Reason: To re-appropriate Recovery funding previously approved for a redesign of the Tourism Website into 2023.			
Chamber of Commerce Total			\$17,395.00
Sheriff			
To: 013112.542101.2020 Law Enforcement Supplies w/01311207.443890 Homeland Security 2020 Reason: To appropriate the remaining balance of the 2020 LETPP Homeland Security grant funds.	\$6,000.00	\$6,000.00	
To: 013112.542101.2021 Law Enforcement Supplies w/01311208.443890.2021 Fed Aid Other Public Safety Reason: To appropriate the remaining balance of the 2021 LETPP Homeland Security grant funds.	\$3,000.00	\$3,000.00	
To: 013112.540009.2022 Cellular Phone 013112.540016.2022 Internet Services w/01311208.443890.2022 Fed Aid Other Public Safety Reason: To appropriate the remaining balance of the 2022 LETPP Homeland Security grant funds.	\$480.00 14,809.07	\$15,289.07	
Sheriff Total			\$24,289.07
Emergency Services			
To: 013640.541111 Computers & Technology w/ <i>any funds available</i> Reason: Replace copier/printer that is end of life.	\$3,730.00	\$3,730.00	
Emergency Services Total			\$3,730.00
Probation			
To: 013140.510601 Unused Benefit time 013140.585001 Medicare FICA 013140.583001 FICA w/ <i>any funds available</i> Reason: To pay for unbudgeted retroactive vacation pay and other adjustments the Finance Clerk was not accruing the correct amount of vacation time since 2017. The total appropriation is \$8,002.63.	\$7,433.94 107.79 460.90	\$8,002.63	
Probation Total			\$8,002.63

Carried: XXX Ayes: 1599 Noes: Absent: Abstain

*Mr. Jacoby, T/Wethersfield, Chair of the Audit Committee, presented the approved payment of bills totaling **\$13,291,278.78** for the month of **January 2023**. No further action is required.*

There was a motion by Mrs. King, T/Pike, to combine resolutions #4 through #7. Hearing no objection, resolution titles only were read.

#4

**RESOLUTION NO. 23-052
(February 14, 2023)**

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

February 14, 2023

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH ES&S
VOTER REGISTRATION, LLC ON BEHALF OF THE BOARD OF
ELECTIONS**

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 ***ES&S Voter Registration, LLC***, 11128 John Galt Boulevard, Suite 200, Omaha, NE 68137 on behalf of the Board of Elections. Said contract is for the purchase of voter registration software in an amount not to exceed fifty-nine thousand eight hundred thirty-eight dollars and thirty-four cents (\$59,838.34); effective March 1, 2023 through completion of software update. Contingent upon the availability of funds. (*Munis #1153*)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#5

**RESOLUTION NO. 23-053
(February 14, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON
BEHALF OF HUMAN RESOURCE**

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 Human Resource as follows:

- ***Indeed*** at 6433 Champion Grandview Way, Building 1, Austin, Texas for online job advertising and application intake in an amount not to exceed three thousand dollars (\$3,000.00) per month and a total contract amount not to exceed thirty-six thousand dollars (\$36,000.00); effective January 1, 2023 through December 31, 2023. (*Munis #1232*)
- ***Warsaw Pennysaver***, 72 North Main Street, Warsaw, NY 14569 for print advertising in an amount not to exceed eighty-five thousand dollars (\$85,000.00); effective January 1, 2023 through December 31, 2023. (*Munis #1231*)

Contingent upon the availability of funds.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#6

RESOLUTION NO. 23-054
(February 14, 2023)

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 provides, 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.

And,

WHEREAS, That Resolution Number 22-158 was previously amended by this Board of Supervisors on September 13, 2022 by ***Resolution Number 22-431*** 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)***; now therefore,

BE IT RESOLVED, That ***Resolution Number 22-158*** as previously amended by ***Resolution Number 22-431*** be hereby further amended to increase the contract amount by ***one thousand five hundred fifty-nine dollars and ninety-two cents (\$1,559.92)*** for a new total amount not to exceed ***sixty thousand five hundred fifty-nine dollars and ninety-two cents (\$60,559.92)***. All else remains the same. (*Munis CO #121*)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#7

RESOLUTION NO. 23-055
(February 14, 2023)

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

**WYOMING COUNTY SOCIAL MEDIA USAGE POLICY FOR
 REPRESENTED AND NON-REPRESENTED EMPLOYEES APPROVED**

BE IT RESOLVED, That the Wyoming County Social Media Usage Policy for Represented and Non-Represented Employees offered to this Board of Supervisors is hereby approved as presented and annexed hereto.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

February 14, 2023

**WYOMING COUNTY
ADMINISTRATIVE POLICY AND PROCEDURE**

EFFECTIVE DATE: 02/14/2023	REVIEWED BY: (Individuals/Committees)	DEPARTMENT (S) AFFECTED: All employees of Wyoming County (including WCHS employees)
DATE DEVELOPED: January 2023	Board of Supervisors	
CHAIRMAN OF THE BOARD OF SUPERVISORS SIGNATURE: Rebecca J. Ryan	PREPARED BY: Daniel Farberman, Director of Human Resources	SUPERSEDES:
		REFERENCES: Res. #23-XXX

SOCIAL MEDIA USAGE POLICY

POLICY

The County of Wyoming recognizes that social media can be a rewarding way to share life and opinions with family, friends and co-workers around the world. However, use of social media also presents certain risks and carries with it certain responsibilities. To assist in making responsible decisions about use of social media, the County has established these guidelines for appropriate use of social media.

This policy applies to all associates who work or volunteer for the County of Wyoming.

GUIDELINES

Social media includes all means of communicating or posting information or content of any sort on the Internet, including to an one's own or another person's web log or blog, journal or diary, personal web site, social networking or affinity web site, web bulletin board or chat room, whether or not associated or affiliated with Wyoming County, as well as any other form of electronic communication.

The associate is solely responsible for what they post online. Before creating online content, consider some of the risks and rewards that are involved. Any conduct that adversely affects the associate's job performance, the performance of fellow associates or otherwise adversely affects members, customers, suppliers, people who work on behalf of the County of Wyoming or WCHS's legitimate business interests may result in disciplinary action up to and including termination.

KNOW AND FOLLOW THE RULES

Carefully read these guidelines, the Wyoming County Code of Ethics Policy, the Wyoming County Employee Guidelines for Information Security and the Equal Opportunity, Harassment, Discrimination, and Sexual Harassment Policies, the Social Media Policy and any other applicable policies to ensure that online activity is consistent with these policies. Inappropriate postings that may include discriminatory remarks, harassment, and threats of violence or similar inappropriate or unlawful conduct will not be tolerated and may be subject to disciplinary action up to and including termination.

BE RESPECTFUL

Always be fair and courteous to fellow associates, customers, members, suppliers or people who work on behalf of the County of Wyoming. Work-related complaints are more likely resolved by speaking directly with co-workers or managers than by posting complaints to a social media outlet. Nevertheless, if the associate decides to post complaints or criticism, they should avoid using statements, photographs, video or audio that reasonably could be viewed as malicious, obscene, threatening or intimidating, that disparage other employees, managers, customers, members, associates or suppliers, or that might constitute harassment or bullying. Examples might include offensive posts meant to intentionally harm someone's reputation or posts that could contribute to a hostile work environment on the basis of race, sex, disability, religion or any other status protected by law or company policy.

BE HONEST AND ACCURATE

Associates should always be honest and accurate when posting information or news, and if a mistake is made, correct it quickly. Be open about any previous posts that have been altered. Remember that the Internet archives almost everything; therefore, even deleted postings can be searched. Associates should never post any information or rumors that are known to be false about Wyoming County, fellow associates, members, customers, suppliers, people working on behalf of Wyoming County or competitors.

POST ONLY RESPECTFUL AND APPROPRIATE CONTENT

- Maintain the confidentiality of Wyoming County private or confidential information.
- Do not create a link from a personal blog, website or other social networking site to a Wyoming County website without identifying as a Wyoming County associate.
- Express only personal opinions. Never represent as a spokesperson for Wyoming County. If Wyoming County is a subject of the content being created, one should be clear and open about the fact that they are an associate and make it clear that their views do not represent those of the County, fellow associates, members, customers, suppliers or people working on behalf of Wyoming County. If one publishes a blog or post online related to the work they do or subjects associated with Wyoming County, they should make it clear that they are not speaking on behalf

of the County. It is best to include a disclaimer such as “The postings on this site are my own and do not necessarily reflect the views of Wyoming County.”

USING SOCIAL MEDIA AT WORK

Refrain from using social media while on work time or on equipment provided by the employer, unless it is work-related as authorized by the associate’s manager or consistent with the Company Equipment Policy. Wyoming County email addresses should not be used to register on social networks, blogs or other online tools utilized for personal use.

RETALIATION IS PROHIBITED

Wyoming County prohibits taking negative action against any associate for reporting a possible deviation from this policy or for cooperating in an investigation. Any associate who retaliates against another associate for reporting a possible deviation from this policy or for cooperating in an investigation will be subject to disciplinary action, up to and including termination.

MEDIA CONTACTS

Associates should not speak to the media on Wyoming County’s behalf without prior approval.

VIOLATION OF POLICY

Incidences of non-compliance with this policy by a Wyoming County associate will be addressed through the Progressive Disciplinary Process up to and including termination of employment and/or legal action.

There was a motion by Ms. Grant, T/Bennington to combine resolutions #8 through #16. Hearing no objection, resolution titles only were read.

#8

RESOLUTION NO. 23-056 (February 14, 2023)

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

MEMBERS APPOINTED/REAPPOINTED TO THE OFFICE FOR THE AGING ADVISORY COUNCIL

BE IT RESOLVED, That the following members are hereby appointed/reappointed to the Office for the Aging Advisory Council:

SUPERVISOR MEMBER

One (1) year term effective January 1, 2023 through December 31, 2023:

- *Ellen Grant* (T/Bennington), 134 Clinton Street, Alden, NY 14004

TOWN REPS

Three (3) year term effective January 1, 2023 through December 31, 2025:

- **James McIlroy (T/Covington)**, 7806 Big Tree Road, Pavilion, NY 14525
- **Gail Rogers (T/Genesee Falls)**, 6612 Portageville Road, Portageville, NY 14536
- **Ann Smith (T/Eagle)**, 3493 East Main Street, Bliss, NY 14024
- **Carol Glor (T/Middlebury)**, 5378 Conable Way #103 Warsaw, NY 14569
- **Faith McQueen (T/Bennington)**, 693 Lapp Road, Alden, NY 14004
- **Peter Pilc (T/Sheldon)**, 725 Route 20A, Strykersville, NY 14145

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** (Wyoming Transit Service), 4390 Gypsy Lane, Mt. Morris, NY 14510

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#9

**RESOLUTION NO. 23-057
(February 14, 2023)**

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, 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 for the Aging*, 2 Empire State Plaza, Albany, NY 12223-1251 on behalf of Wyoming County Office for the Aging. Said grant funding for outreach and counseling to Medicare beneficiaries who are low income and potentially eligible for low-income subsidy program in a minimum amount of fifteen thousand two hundred forty-four dollars (\$15,244.00); effective September 1, 2022 through August 31, 2023. (*Munis #1224*)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#10

February 14, 2023

RESOLUTION NO. 23-058
(February 14, 2023)

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

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON
 BEHALF OF THE OFFICE FOR THE AGING**

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 Office for the Aging as follows:

- ***Trusted Choice Homecare***, 500 Seneca Street, Suite 501, Buffalo, NY 14204 for consumer-directed in-home services to residents 60+ in Wyoming County based upon need and in an amount not to exceed 2023 budget; effective March 1, 2023 through December 31, 2023. (*Munis #XXX*)
- ***WNY Independent Living, Inc., d/b/a Independent Living of the Genesee Region***, 113 Main Street, Batavia, NY 14020 for consumer-directed in-home services to residents 60+ in Wyoming County based upon need and in an amount not to exceed 2023 budget; effective January 1, 2023 through December 31, 2023. (*Munis #1222*)

Contingent upon the availability of funds.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#11

RESOLUTION NO. 23-059
(February 14, 2023)

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

RESOLUTION NUMBER 22-053 AMENDED

WHEREAS, Resolution Number 22-053 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH WCJW RADIO ON BEHALF OF THE OFFICE FOR THE AGING**,” passed by this Board of Supervisors on February 8, 2022 and provides for information and outreach in Wyoming County in an amount not to exceed eighteen thousand six hundred sixty-one dollars (\$18,661.00); effective January 1, 2022 through December 31, 2025; now therefore,

BE IT RESOLVED, That ***Resolution Number 22-053*** be hereby amended to reflect an amount not to exceed ***the budgeted amount per year***;

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effective January 1, 2022 through December 31, 2025. All else remains the same. (*Munis CO #78*)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#12

**RESOLUTION NO. 23-060
(February 14, 2023)**

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:

- ***Specialized Early Childhood Center of Western New York (d/b/a Bornhava)***, 25 Chateau Terrace, Amherst, NY 14226 for preschool center based special education itinerant teacher, evaluation services in a variable amount depending upon need; effective February 1, 2023 through June 30, 2024. (*Munis #1113*)
- ***Specialized Early Childhood Center of Western New York (d/b/a Bornhava)***, 25 Chateau Terrace, Amherst, NY 14226 for preschool related services in a variable amount depending upon need; effective February 1, 2023 through June 30, 2024. (*Munis #1112*)
- ***The Wyoming County Business Education Council, Inc.***, 36 Center Street, Warsaw, NY 14569 for collaboration of a Youth Leadership Academy using the Rural Communities Grant in an amount not exceed ten thousand dollars (\$10,000.00); effective January 1, 2023 through December 31, 2024. (*Munis #1158*)
- ***Cradle Beach***, 8038 Old Lakeshore Road, Angola, NY 14006 to provide a venue for a Women's Caregiver Respite Retreat in an amount not to exceed thirteen thousand dollars (\$13,000.00); effective June 1, 2023 through June 30, 2023. (*Munis #1167*)

Contingent upon the availability of funds.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#13

**RESOLUTION NO. 23-061
(February 14, 2023)**

February 14, 2023

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

CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND ACCEPTANCE AWARD WITH THE NEW YORK STATE OFFICE OF CHILDREN 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 the *New York State Office of Children and Family Services (OCFS) Office of Youth Development*, 52 Washington Street, Albany, NY 12144 on behalf of the Youth Bureau. Said grant funding is for the Youth Bureau Administration, Stars, OMEGA/Youth Court and Youth Sports in a minimum amount of forty-two thousand one hundred two dollars (\$42,102.00); effective January 1, 2023 through September 31, 2023. (*Munis #1214*)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#14

**RESOLUTION NO. 23-062
(February 14, 2023)**

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 contracts 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:

- **Christopher Carney**, 41 East Mill Street, Castile, NY 14569 (*Munis #1088*)
- **Jonathan Doane**, 3993 Mote Road, Gainesville, NY 14066 (*Munis #1198*)

Contingent upon the availability of funds.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

Regular Session

**RESOLUTION NO. 23-063
(February 14, 2023)**

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 the Commissioner of Social Services, with the approval of the County Attorney, are hereby authorized 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 a domestic violence shelter in an amount not to exceed ten thousand dollars (\$10,000.00); effective January 1, 2023 through December 31, 2023. Contingent upon the availability of funds. (*Munis #1164*)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#16

**RESOLUTION NO. 23-064
(February 14, 2023)**

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

RESOLUTION NUMBER 22-647 AMENDED

WHEREAS, Resolution Number 22-647 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 December 13, 2022 and provided, in part, for various welfare management system contracts 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 CO #894*)
- ***W. S. Davis Funeral Home, Inc.***, 358 Main Street, Arcade, NY 14009 to provide funeral payments for Indigents. (*Munis CO #896*)

February 14, 2023

- **Tracey Golding, Inc., d/b/a Charles Meyer Funeral Home**, 13228 Broadway, Alden, NY 14004 to provide funeral payments for Indigents. (*Munis CO #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 CO #902*)

Now therefore

BE IT RESOLVED, That **Resolution Number 22-647** be hereby amended to extend the expiration dates for these four (4) contracts from December 31, 2023 to **December 31, 2027**. All else remains the same.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

There was a motion by Mr. Davis, T/Covington, to combine resolutions #17 through #25. Hearing no objection, resolution titles only were read.

#17

**RESOLUTION NO. 23-065
(February 14, 2023)**

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

**CHOLANGIOCARCINOMA AWARENESS MONTH PROCLAIMED
AND “LIGHT IT GREEN” FOR CCA**

WHEREAS, The County of Wyoming is pleased to recognize and observe the month of February as ***Cholangiocarcinoma Awareness Month*** in commemoration of all patients and caregivers impacted by this rare, lethal cancer; and

WHEREAS, Founded in 2006, in Salt Lake City, Utah, by a family who lost a loved one to cholangiocarcinoma, the Cholangiocarcinoma Foundation has grown to become the leading global resource in research, education and public awareness; and

WHEREAS, Cholangiocarcinoma starts in the bile duct, a thin tube that reaches from the liver to the small intestine. The mortality rate for this cancer has increased dramatically in the last decade. An estimated 10,000 people in the United States develop bile duct cancer each year, and almost 2 out of 3 people are 65 or older when it is found; and

WHEREAS, The chances of survival for patients with bile duct cancer depends largely on its location and how advanced it is when found. Patients are typically diagnosed at a late stage due to no validated early method of detection. Symptoms of jaundice, abdominal pain, itchy skin and weight loss are symptoms that do not usually present until there is advanced disease progression; and

WHEREAS, Cholangiocarcinoma is a rare cancer. Of the top eight deadliest cancers, seven are rare. Rare cancers have a 5-year survival rate under 50%. Cholangiocarcinoma's 5-year survival rate is approximately 20%. There is currently no cure for this cancer; and

WHEREAS, Foundations, research and teaching hospitals, rare cancer advocacy groups, and patient advocacy groups from around the globe have joined forces to recognize February as ***Cholangiocarcinoma Awareness Month***; and

WHEREAS, Increased cholangiocarcinoma advocacy, awareness, research and education will bring improved outcomes for Cholangiocarcinoma patients with earlier detection, treatment and potential curative methods; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors does hereby proclaim February as ***Cholangiocarcinoma Awareness Month*** in Wyoming County and encourages its citizens to ***"Light it Green for CCA"*** in support of all bile duct cancer patients in our communities and to support the Cholangiocarcinoma Foundation in its research for treatment and a cure of this cancer.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#18

**RESOLUTION NO. 23-066
(February 14, 2023)**

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

**JERRY DAVIS REAPPOINTED TO THE MENTAL HEALTH
COMMUNITY SERVICES BOARD AND MENTAL HEALTH
SUBCOMMITTEE**

BE IT RESOLVED, That the following member is hereby appointed/reappointed to the Mental Health Community Services Board and various Subcommittee as follows:

COMMUNITY SERVICES BOARD

SUPERVISOR MEMBER

One (1) year term effective January 1, 2023 through December 31, 2023

- ***Jerry Davis*** (T/Covington), 7414 Court Road, P.O. Box 445, Pavilion, New York 14525

MENTAL HEALTH SUBCOMMITTEE

SUPERVISOR MEMBER

One (1) year term effective January 1, 2023 through December 31, 2023

February 14, 2023

- **Jerry Davis** (T/Covington), 7414 Court Road, P.O. Box 445, Pavilion, New York 14525

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#19

**RESOLUTION NO. 23-067
(February 14, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS 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 various contracts on behalf of Mental Health as follows:

- **Dr. Daniel Antonius**, 172 St. James Place, Buffalo, NY 14222 for competency psychiatric examinations in an amount not to exceed six thousand dollars (\$6,000.00); effective January 1, 2023 through December 31, 2023. (*Munis #1179*)
- **Dr. Corey Leidenfrost**, 253 Highland Avenue, Buffalo, NY 14222 for competency psychiatric examinations in an amount not to exceed six thousand dollars (\$6,000.00); effective January 1, 2023 through December 31, 2023. (*Munis #1180*)
- **Genesee-Livingston-Orleans- Wyoming OUT!, Inc.**, 201 East Main Street, Batavia, NY 14020 for a range of support services for persons identifying within the LGBTQ community in an amount not to exceed fifteen thousand dollars (\$15,000.00); effective January 1, 2023 through December 31, 2023. (*Munis #1234*)
- **Beaver Hollow of Niagara, LLC**, 1083 Pit Road, Java Center, NY 14082 for monthly therapeutic recreation events for the Dwyer Veterans program in an amount not to exceed twenty-four thousand eight hundred forty dollars (\$24,840.00); effective January 1, 2023 through December 31, 2023. (*Munis #1094*)
- **Mane Encounters**, 1796 Centerline Road, Varysburg, NY 14167 for equine assisted learning and/or psychotherapy for Dwyer Veterans and their families in an amount not to exceed ten thousand dollars (\$10,000.00); effective January 1, 2023 through December 31, 2023. (*Munis #1095*)

Contingent upon the availability of funds.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

Regular Session

RESOLUTION NO. 23-068
(February 14, 2023)

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

RESOLUTION NUMBER 22-016 AMENDED

WHEREAS, Resolution Number 22-016 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS GRANT APPLICATIONS AND ACCEPTANCE AWARDS ON BEHALF OF MENTAL HEALTH**” passed by this Board of Supervisors on January 11, 2022 and provides, in part, for the following contract:

- ***Community Budget & Financial Management, Office of Mental Health***, 44 Holland Avenue, 7th Floor, Albany, NY 12229 for COVID emergency relief funding for the Community Mental Health Services Block Grant Program – CFDA #93.958 for children’s system of care initiatives in a minimum amount of twenty-five thousand dollars (\$25,000.00); effective September 15, 2021 through December 31, 2022.

Now therefore,

BE IT RESOLVED, That ***Resolution Number 22-016*** be hereby amended to extend the grant end date from December 31, 2022 to ***December 31, 2023***. All else remains the same. (*Munis #XXX*)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#21

RESOLUTION NO. 23-069
(February 14, 2023)

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

RESOLUTION NUMBER 22-653 AMENDED

WHEREAS, Resolution Number 22-653 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH COORDINATED CARE SERVICES, INC. (CCSI) ON BEHALF OF MENTAL HEALTH**” passed by this Board of Supervisors on December 13, 2022 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; now therefore,

BE IT RESOLVED, That ***Resolution Number 22-653*** be hereby

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amended to reflect a five thousand dollars (\$5,000.00) increase in funding due to a no-cost grant extension for funds remaining on OMH System of Care grant for *a new contract amount not to exceed four hundred nine thousand sixty-six dollars (\$409,066.00)*. All else remains the same. (*Munis CO #909*)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#22

RESOLUTION NO. 23-070
(February 14, 2023)

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

RESOLUTION NUMBER 22-650 AMENDED

WHEREAS, Resolution Number 22-650 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH LIVING OPPORTUNITIES OF DEPAUL ON BEHALF OF MENTAL HEALTH**” passed by this Board of Supervisors on December 13, 2022 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; now therefore,

BE IT RESOLVED, That *Resolution Number 22-650* be hereby amended to reflect a fifteen thousand six hundred dollars (\$15,600.00) increase in state aid for *a new contract amount not to exceed three hundred seventy-six thousand four hundred fifty-eight dollars (\$376,458.00)*. All else remains the same. (*Munis CO #924*)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#23

RESOLUTION NO. 23-071
(February 14, 2023)

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

JERRY DAVIS REAPPOINTED TO THE WYOMING COUNTY BOARD OF HEALTH

BE IT RESOLVED, That *Jerry Davis* (T/Covington), 7414 Court Road, P.O. Box 445, Pavilion, New York 14525 be hereby reappointed to the *Wyoming County Board of Health* as the *Supervisor Member* for a one (1) year term; effective January 1, 2023 through December 31, 2023.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#24

**RESOLUTION NO. 23-072
(February 14, 2023)**

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

RESOLUTION NUMBER 21-429 AMENDED

WHEREAS, Resolution Number 21-429 entitled, “**CHAIRMAN/COMMISSIONER OF HEALTH AUTHORIZED TO SIGN VARIOUS GRANT APPLICATIONS AND ACCEPTANCE AWARDS ON BEHALF OF THE COUNTY HEALTH DEPARTMENT**” was passed by this Board of Supervisors on October 12, 2021 and provides, in part, for the following:

- ***Health Research, Inc./New York State Department of Health (HRI/NYSDOH)***, 150 Broadway, Suite 516, Menands, NY 12204 to fund the NYS Public Health Corps (PHC) Fellowship Program contract agreement in a minimum amount of five hundred forty-eight thousand seven hundred fifty-two dollars (\$548,752.00); effective September 1, 2021 through July 31, 2023.

Now therefore,

BE IT RESOLVED, That *Resolution 21-429* be hereby amended to *increase total award amount by ninety-nine thousand fifty-five dollars (\$99,055.00) for a new total award in a minimum amount of six hundred forty-seven thousand eight hundred seven dollars (\$647,807.00) and extend the grant end date through June 30, 2024.* All else remains the same. (*Munis #1216*)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#25

**RESOLUTION NO. 23-073
(February 14, 2023)**

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

**CHAIRMAN/COMMISSIONER OF HEALTH AUTHORIZED TO SIGN
VARIOUS CONTRACTS 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

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the approval of the County Attorney, are hereby authorized and directed to sign various contracts on behalf of Public Health as follows:

- ***Warsaw Pennysaver, Inc.***, 72 North Main Street, Warsaw, NY 14569 for program advertising, graphic design and printing in a variable amount dependent upon volume, not to exceed amount budgeted; effective January 1, 2023 through December 31, 2023. (*Munis #1162*)
- ***Toshiba American Business Solutions***, 180 Kenneth Drive, Suite 200, Rochester, NY 14623 for purchase and maintenance of one (1) Toshiba e-STUDIO6516ACT in an amount not to exceed seven thousand three hundred dollars (\$7,300.00) plus quarterly per page charge to cover service, maintenance and supplies. Quarterly per page cost dependent upon volume, not to exceed amount budgeted; effective February 1, 2023 through useful life of equipment. NYS OGS #PM68135. (*Munis #1196*)

Contingent upon the availability of funds.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

Chairwoman Ryan, as confirmed by Supervisor Davis, requested Deputy Clerk Perez was invited to the podium to read the proclamation.

Deputy Clerk recognized her friend, Carrie Snyder, who came forward to receive the proclamation and offered that from the lighting of our Government Center in green, to the lightbulbs on the desks, the green we have chosen to wear today are just some ways Wyoming County can help amplify your voice Carrie, in spreading awareness about this cancer.

There was a motion by Mr. Becker, T/Sheldon, to combine resolutions #26 through #32. Hearing no objection, resolution titles only were read.

#26

**RESOLUTION NO. 23-074
(February 14, 2023)**

By Mr. Becker, Chairman of the Agriculture Committee:

**RESOLUTION IN SUPPORT OF BILL NUMBER S.00422, AN ACT TO
AMEND ENVIRONMENTAL CONSERVATION LAW IN RELATION
TO TAKING OF BIG AND SMALL GAME BY CROSSBOW IN
WYOMING COUNTY, AND REQUESTING THE STATE ASSEMBLY
SPONSOR SIMILAR LEGISLATION**

WHEREAS, Senator Borrello has introduced Bill Number S.00422 which is an act to amend Environmental Conservation Law in relation to taking

of big and small game by crossbow in Wyoming County; and

WHEREAS, Current legislation limits the taking of big and small game by the use of a crossbow to a very small window during the archery-only season; and

WHEREAS, This legislation will allow the authorized use of crossbow for the taking of big and small game by any licensed person during the entirety of the archery-only season within Wyoming County;

WHEREAS, The benefits of this amendment are:

- This legislation would be in alignment with 28 states that allow unrestricted (or full-inclusion) crossbow use throughout all big game seasons;
- This legislation would give the opportunity to licensed individuals who are not physically capable of utilizing vertical archery equipment due to age, disabilities, etc. to hunt big and small game during the entirety of the archery-only season (an additional 5 weeks from current legislation);
- This legislation could generate hunter retention and hunter recruitment as hunter numbers have continued to decline.

Now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors fully supports Bill Number S.00422 and requests the State Assembly sponsor similar 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 George Borrello, New York State Assemblyman David DiPietro, New York State Assemblywoman Marjorie Byrnes, New York State Department of Environmental Conservation (NYSDEC) Commissioner Basil Seggos and all others deemed necessary and proper.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#27

**RESOLUTION NO. 23-075
(February 14, 2023)**

By Mr. Becker, Chairman of the Agriculture Committee:

**MEMBERS APPOINTED/REAPPOINTED TO THE
REGION 9 ~ FISH & WILDLIFE MANAGEMENT BOARD**

BE IT RESOLVED, That the following members are hereby appointed/reappointed to the Region 9 ~ Fish and Wildlife Management Board for a two (2) year term effective January 1, 2023 through December 31, 2024 as follows:

February 14, 2023

SPORTSMAN REPRESENTATIVE

- **Ronald Barvian**, 360 Big Tree Road, Strykersville, NY 14145

SPORTSMAN REPRESENTATIVE ALTERNATE

- **John Gillen**, 91 Westing Street, Warsaw, NY 14569

LANDOWNER REPRESENTATIVE

- **Joseph Meyer**, 611 Route 20A, Strykersville, NY 14145

And be it

FURTHER RESOLVED, That the following member is hereby reappointed to the Region 9 ~ Fish and Wildlife Management Board for a one (1) year term effective January 1, 2023 through December 31, 2023 as follows:

SUPERVISOR MEMBER (LEGISLATIVE REP.)

- **James Brick** (T/Perry), 7618 Route 20A, Perry, NY 14530

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#28

RESOLUTION NO. 23-076
(February 14, 2023)

By Mr. Becker, Chairman of the Agriculture Committee:

**BRIAN BECKER AND E. JOSEPH GOZELSKI REAPPOINTED TO
 THE SENECA TRAIL RESOURCE CONSERVATION AND
 DEVELOPMENT COUNCIL**

BE IT RESOLVED, That **Brian Becker** (T/Sheldon), 1514 Perry Road, North Java, NY 14113 be hereby reappointed to the **Seneca Trail Resource Conservation and Development Council** as the **Board of Supervisors Representative** for a one (1) year term; effective January 1, 2023 through December 31, 2023; and be it

FURTHER RESOLVED, That **E. Joseph Gozelski** (T/Castile), 6175 East Lake Road, PO Box 331, Silver Springs, NY 14550 be hereby reappointed to the **Seneca Trail Resource Conservation and Development Council** as the **Member at Large** for a three (3) year term; effective January 1, 2023 through December 31, 2025.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#29

RESOLUTION NO. 23-077
(February 14, 2023)

By Mr. Becker, Chairman of the Agriculture Committee:

**VANESSA MCCORMICK REAPPOINTED TO THE CORNELL
COOPERATIVE EXTENSION OF WYOMING COUNTY BOARD OF
DIRECTORS**

BE IT RESOLVED, That *Vanessa McCormick* (T/Java), 2436 McCormick Road, North Java, NY 14113 be hereby reappointed to the *Cornell Cooperative Extension of Wyoming County Board of Directors* as the *Supervisor Member* for a one (1) year term; effective January 1, 2023 through December 31, 2023.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#30

**RESOLUTION NO. 23-078
(February 14, 2023)**

By Mr. Becker, Chairman of the Agriculture Committee:

**MEMBERS APPOINTED/REAPPOINTED TO THE WYOMING
COUNTY SOIL AND WATER CONSERVATION DISTRICT BOARD**

BE IT RESOLVED, That the following members are hereby appointed/reappointed to the Wyoming County Soil and Water Conservation District Board:

SUPERVISOR MEMBERS

One (1) year term effective January 1, 2023 through December 31, 2023

- *E. Joseph Gozelski*, 6175 East Lake Road., P.O. Box 331, Silver Springs, NY 14550
- *James Brick*, 7618 Route 20A, Perry, NY 14530

MEMBER AT LARGE

Three (3) year term effective January 1, 2023 through December 31, 2025

- *Daryl E. Heiby* (Soil & Water Conservation District Rep.), 14 Stainton Place, Perry, NY 14530

POMONA GRANGE MEMBER

Three (3) year term effective January 1, 2023 through December 31, 2025

- *Ronald McCormick* (T/Java), 1434 Torry Hill Road, Java Center, NY 14082 (formerly held by E. J. Gozelski)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#31

RESOLUTION NO. 23-079

February 14, 2023

(February 14, 2023)

By Mr. Becker, Chairman of the Agriculture Committee:

**RESOLUTION IN OPPOSITION OF PROPOSED NEW YORK STATE
SOIL AND WATER CONSERVATION DISTRICT LAW CHANGES**

WHEREAS, Soil and Water Conservation Districts have existed for over 70 years in local communities and were established due to the local needs of every diverse geographical region with locally led leadership; and

WHEREAS, The Wyoming County Board of Supervisors was notified by the New York Association of Conservation District of the proposed changes to Soil & Water Conservations Districts Law, Article 2, §4-12 which governs established bylaws for every local soil and water conservation district (District) in New York State, that would have a negative impact on management of environmental issues, local land management consequences and impacts on County operations; and

WHEREAS, Soil and Water District's currently provide all counties in New York State with environmental services, including but not limited to climate resiliency, watershed monitoring, soil health protection, sediment and erosion control, nutrient reduction, stormwater management, forestry management, water quality improvement, education and technical training, invasive species mitigation, green infrastructure, best management implementation, technical assistance for private citizens, municipalities and the state. Soil and Water Conservation Districts strive to make our programs and services inclusive and open for everyone, while continuing to develop service-based programs and staff development; and

WHEREAS, Changing structure to District Boards would have a major impact on the ability to make decisions through informed partners on the very issues that Districts deal with every day; and

WHEREAS, The change in legislation would also give opportunity for local communities to abolish this entity that has provided opportunities to address needs on all land, both public and private, while also acting as a conduit for land management state aid to local communities; and

WHEREAS, Moving to watershed structured law changes would also impact other local initiatives that Wyoming County receives funding for through other sources and changes how planning would be done as watersheds extend past County/Municipal boundaries; now therefore,

BE IT RESOLVED, That the Wyoming County Board of Supervisors strongly opposes proposed legislative actions for changes related to District Law, and asked the Association of Counties to also oppose the changes because of the long term economic and environmental resource impacts to small 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 George Borrello, New York State Assemblyman David DiPietro, New York State Assemblywoman Marjorie Byrnes, the New York State Association of Counties and all others deemed necessary and proper.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#32

**RESOLUTION NO. 23-080
(February 14, 2023)**

By Mr. Becker, Chairman of the Agriculture Committee:

**BRYAN KEHL REAPPOINTED TO THE NEW YORK STATE
DEPARTMENT OF ENVIRONMENTAL CONSERVATION ADVISORY
COMMITTEE**

BE IT RESOLVED, That *Bryan Kehl* (T/Attica), 914 Route 98, Attica, NY 14011 be hereby reappointed to **the New York State Department of Environmental Conservation Advisory Committee** as the *Supervisor Member* for a one (1) year term; effective January 1, 2023 through December 31, 2023.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#33

**RESOLUTION NO. 23-081
(February 14, 2023)**

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

**OPPOSING GOVERNOR HOCHUL'S
BAN OF GAS STOVES AND OTHER NEW FOSSIL FUEL HEATING
EQUIPMENT**

WHEREAS, Governor Hochul's State-of-the-State address contained a proposal to prohibit the sale of new fossil fuel powered heating systems by 2030 for smaller buildings and by 2035 for larger buildings; and

WHEREAS, Governor Hochul is further calling for zero-emission new construction, with no on-site fossil fuel combustion by 2025 for smaller buildings and by 2028 for larger buildings; and

WHEREAS, President Biden and the White House have come out against any prohibition of gas stoves; and

WHEREAS, The Governor's ban is intended to help address climate change, but this government mandate is more of a burden on our region's

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working-class residents and will have a devastating effect on restaurants, businesses and manufacturing facilities when they have to convert to all electric; and

WHEREAS, The cost to convert a house to electric will result in a cost between \$20,000 - \$50,000 per household and would not include any kind of backup system in the event of a power outage; and

WHEREAS, The conversion to electric will create unnecessary financial burden and hardship for businesses that compete on a national or global level; and

WHEREAS, The ban will push a lot of businesses out of state and will contribute to accelerated population loss for those that are fed up with high taxes, the high cost of living, unreasonable government mandates, reckless spending by the government, and unrealistic environmental mandates not consistent with our geographic region; and

WHEREAS, A ban on natural gas appliances and water heaters is not feasible for Western New York with harsh winter weather and an exposed electrical infrastructure; appliances used to heat water and cook food need to work during power outages especially during times of inclement weather; and

WHEREAS, This past December saw a blizzard rip through the Buffalo Metro Area leaving tens of thousands of residents stuck in their home without power, many for several days; gas appliances, fed by a more resilient infrastructure, allowed those residents to heat their homes, boil water, and safely cook their food during the days needed to clear the roads and restore electricity; more than 40 people died during this storm - some froze to death; many more would have suffered if they had to rely on a power grid for cooking and emergency heating; and

WHEREAS, Current technology, that is expected to replace gas appliances, such as space heating, does not work well in our climate; this fact was noted in the recent Climate Action Council's report which proposed requiring two heating sources for New York Residents who live in areas that are frequently too cold; and

WHEREAS, Electrical appliances have more moving parts and are expensive to maintain and repair; and

WHEREAS, All electric appliances have been shown to be less efficient and therefore cost more to generate the same amount of heat than natural gas fed appliances; and

WHEREAS, Mandating the purchase of electrical appliances is an unnecessary burden we are placing on families across New York State at a time when the cost of living has significantly outpaced wage growth; and

WHEREAS, With the higher costs, energy bills will go through the roof for residents, further exacerbating the recent price spikes in food, transportation, and general merchandise; and

WHEREAS, As we have seen with California's recent push to make everything electric, this government mandate will likely lead to an increased

strain on our state's electrical grid leading to black outs and rationing, which is especially dangerous with the winter weather we routinely experience; and

WHEREAS, The costs to bury power lines, increase renewable energy infrastructure, and increase the capacity of transformers will be passed on directly to consumers in the form of increased energy costs; and

WHEREAS, Individual homes, especially those in older housing stock like Buffalo, will be forced to conduct costly in-home electrical panel upgrades to accommodate the increased demand from their appliances, and

WHEREAS, The ban on fossil-fuel powered heating equipment and appliances will cause severe hardship on the residents and businesses within Wyoming County and Western New York; and

WHEREAS, The Wyoming County Board of Supervisors condemns the New York State Legislature and Governor Hochul for continuing to pass hypocritical and nonsensical environmental laws which burden the working-class citizens of this county and state all the while ignoring the largest source of pollution - China, a country that has virtually no environmental protections and continues to be irresponsible and indefensible with environmental policies which ultimately end up subsidized by United States consumers through the purchase of hundreds-of-billions of imports much of which are brought to market through New York City ports; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors hereby vehemently opposes the Governor's plan to ban natural gas heating and appliances as not feasible or warranted for Wyoming County and much of Western New York; and be it

FURTHER RESOLVED, That the Wyoming County Board of Supervisors hereby strongly urges Governor Hochul and the New York State Legislature to fully examine the real life impact their decisions will have for all New Yorkers, especially those least able to afford them; 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 George Borrello, New York State Assemblyman David DiPietro, New York Assemblywoman Marjorie Byrnes, the New York State Association of Counties and all others deemed necessary and proper.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

Chairwoman Ryan, T/Warsaw offered some comments and Supervisor McCormick asked that Assemblywoman Marjorie Byrnes also be included in the distribution of this resolution.

There was a motion by Mr. Leuer, T/Middlebury, to combine resolutions #34 through #47. Hearing no objection, resolution titles only were read.

#34

**RESOLUTION NO. 23-082
(February 14, 2023)**

By Mr. Leuer, Chairman of the Planning Committee:

**MEMBERS APPOINTED/REAPPOINTED TO THE WYOMING
COUNTY PLANNING BOARD**

BE IT RESOLVED, That the following members are appointed/reappointed to the Wyoming County Planning Board as a Voting Member for a three (3) year term; effective January 1, 2023 to December 31, 2025:

- **Terry Page** (T/Perry), 6655 Soper Road, Perry, NY 14530
(formerly held by D. Grover)
- **Nicholas Grover** (T/Warsaw), 15 Linwood Avenue, Warsaw NY 14569 *(to fill a vacancy)*

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#35

**RESOLUTION NO. 23-083
(February 14, 2023)**

By Mr. Leuer, Chairman of the Planning Committee:

**MEMBERS APPOINTED/REAPPOINTED TO THE GENESEE/FINGER
LAKES REGIONAL PLANNING COUNCIL**

BE IT RESOLVED, That the following members are hereby appointed/reappointed to the ***Genesee/Finger Lakes Regional Planning Council*** for a one (1) year term; effective January 1, 2023 through December 31, 2023:

CHAIRMAN MEMBER

- **Rebecca Ryan** (T/Warsaw), 172 West Buffalo Street, Warsaw, NY 14569

CHAIRMAN MEMBER/ALTERNATE

- **Daniel Leuer** (T/Middlebury), 712 Transit Rd, Wyoming, NY 14591

VOTING MEMBERS

- **James Bragg** (Wyoming County Planning and Development), 45 South Academy Street, Wyoming, NY 14591
- **Jerry Davis** (T/Covington), 7414 Court Road, PO Box 445, Pavilion, NY 14525

EXECUTIVE COMMITTEE MEMBER

Regular Session

- **Jerry Davis** (T/Covington), 7414 Court Rd, POB 445, Pavilion, NY 14525

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#36

**RESOLUTION NO. 23-084
(February 14, 2023)**

By Mr. Leuer, Chairman of the Planning Committee:

**APPROVING PUBLIC EMPLOYEES' FIDELITY (BLANKET) BOND
FOR GENESEE/FINGER LAKES REGIONAL PLANNING COUNCIL**

WHEREAS, The County of Wyoming has appropriated the sum of seven thousand six hundred ninety-one dollars and twenty-five cents (\$7,691.25) as its share of the Year 2023 operating funds of the Genesee/Finger Lakes Regional Planning Council; and

WHEREAS, Pursuant to Section 119-00 of the General Municipal Law of the State of New York, the County is authorized to provide for the payment of such appropriations to an officer of an agency designated by the agency to receive such monies, provided that such officer shall have executed an official undertaking approved by the governing body of the County; and

WHEREAS, The Genesee/Finger Lakes Regional Planning Council has designated Jay Gsell, Interim Executive Director of the Council, as the officer to receive payments of such monies; and

WHEREAS, The Genesee/Finger Lakes Regional Planning Council has secured a Public Employees Fidelity (Blanket) Bond, issued by National Grange Mutual Insurance Company, providing faithful performance blanket bond coverage for officers and employees of the Council in the amount of five hundred thousand dollars (\$500,000.00); now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors hereby approves such bond as the official undertaking required pursuant to Section 119-00 of the General Municipal Law.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#37

**RESOLUTION NO. 23-085
(February 14, 2023)**

By Mr. Leuer, Chairman of the Planning Committee:

**MEMBERS APPOINTED/REAPPOINTED TO THE WYOMING
COUNTY WATER RESOURCE AGENCY BOARD OF DIRECTORS**

February 14, 2023

BE IT RESOLVED, That the following members are hereby appointed/reappointed to the **Wyoming County Water Resource Agency Board of Directors** for a one (1) year term; effective January 1, 2023 through December 31, 2023:

- **James Brick** (T/Perry), 7618 Route 20A, Perry, NY 14530
- **Daniel Leuer** (T/Middlebury), 712 Transit Road, Wyoming, NY 14591
- **Cheryl Ketchum** (T/Eagle), 7409 Centerville Road, Bliss, NY 14024
- **Sandra King** (T/Pike), 4643 Safford Road, Gainesville NY 14066

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#38

**RESOLUTION NO. 23-086
(February 14, 2023)**

By Mr. Leuer, Chairman of the Planning Committee:

RESOLUTION NUMBER 18-325 AMENDED

WHEREAS, Resolution Number 18-325 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND ACCEPTANCE AWARD WITH THE NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION ON BEHALF OF WYOMING COUNTY WATER RESOURCE AGENCY**”, passed by this Board of Supervisors on August 14, 2018 and provides funding, in accordance with the State Septic System Replacement Program County Participation Agreement and for a State Septic Replacement Program in Wyoming County in a minimum amount of seventy-five thousand dollars (\$75,000.00) (first year funding allocation) ; effective March 1, 2018 through December 31, 2022; now therefore

BE IT RESOLVED, That *Resolution Number 18-325* be hereby amended *extend the grant expiration date through December 31, 2026*. All else remains the same. (*Munis #1256*)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#39

**RESOLUTION NO. 23-087
(February 14, 2023)**

By Mr. Leuer, Chairman of the Planning Committee:

RESOLUTION NUMBER 22-128 AMENDED

WHEREAS, Resolution Number 22-128 entitled, CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS WITH WYOMING COUNTY CHAMBER OF COMMERCE AND TOURISM ON BEHALF OF THE BOARD OF SUPERVISORS,” passed by this Board of Supervisors on March 8, 2022 to provide America Rescue Plan Act funds as follows:

- For website redesign in an amount not to exceed forty-five thousand dollars (\$45,000.00); effective January 1, 2022 through December 31, 2022.
- For Fresh Air Adventures ~ Regional Marketing and Public Relations campaign in an amount not to exceed twenty thousand dollars (\$20,000.00); effective January 1, 2022 through December 31, 2022.

Now therefore,

BE IT RESOLVED, That *Resolution Number 22-128* be hereby amended to carry forward into 2023 the balance of funds in the amount of *seventeen thousand three hundred ninety-five dollars (\$17,395.00)* and extend the expiration date of the contract through *December 31, 2023*. All else remains the same. (*Munis #113*)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#40

**RESOLUTION NO. 23-088
(February 14, 2023)**

By Mr. Leuer, Chairman of the Planning Committee:

**REBECCA RYAN REAPPOINTED TO THE WYOMING COUNTY
CHAMBER OF COMMERCE AND TOURISM BOARD OF
DIRECTORS**

BE IT RESOLVED, That *Rebecca Ryan* (T/Warsaw), 172 West Buffalo Street, Warsaw, NY 14569 be hereby reappointed to the *Wyoming County Chamber of Commerce and Tourism Board of Directors* as the *Supervisor Member* for a one (1) year term; effective January 1, 2023 through December 31, 2023.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#41

**RESOLUTION NO. 23-089
(February 14, 2023)**

By Mr. Leuer, Chairman of the Planning Committee:

February 14, 2023

**MEMBERS APPOINTED/REAPPOINTED TO THE WYOMING
COUNTY INDUSTRIAL DEVELOPMENT AGENCY BOARD OF
DIRECTORS**

BE IT RESOLVED, That *Rebecca Ryan* (T/Warsaw), 172 West Buffalo Street, Warsaw, NY 14569 be hereby reappointed to the *Wyoming County Industrial Development Agency Board of Directors* as a *Member* for a one (1) year term; effective January 1, 2023 through December 31, 2023; and be it

FURTHER RESOLVED, That *A. Douglas Berwanger* (T/Arcade), 6608 East Arcade Road, Arcade, NY 14009 be hereby reappointed to the *Wyoming County Industrial Development Agency Board of Directors* as a *Member* for a one (1) year term; effective January 1, 2023 through December 31, 2023.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#42

**RESOLUTION NO. 23-090
(February 14, 2023)**

By Mr. Leuer, Chairman of the Planning Committee:

**MEMBERS APPOINTED/REAPPOINTED TO THE
GLOW REGIONAL SOLID WASTE MANAGEMENT COMMITTEE**

BE IT RESOLVED, That the following members are hereby appointed/reappointed to the *GLOW Regional Solid Waste Management Committee*:

PLANNING & DEVELOPMENT REPRESENTATIVE

One (1) year term effective January 1, 2023 through December 31, 2023

- *James Bragg* (Wyoming County Planning and Development), 36 Center Street, Suite C, Warsaw NY 14569

SUPERVISOR MEMBER

One (1) year term effective January 1, 2023 through December 31, 2023

- *Jerry Davis* (T/Covington), 7414 Court Road, PO Box 445, Pavilion, NY 14525
- *Sandra King* (T/Pike), 4643 Safford Road, Gainesville, NY 14066

ALTERNATE SUPERVISOR MEMBER

One (1) year term effective January 1, 2023 through December 31, 2023

- *Daniel Leuer* (T/Middlebury), 712 Transit Road, Wyoming, NY 14591

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#43

**RESOLUTION NO. 23-091
(February 14, 2023)**

By Mr. Leuer, Chairman of the Planning Committee:

**SANDRA KING REAPPOINTED TO THE
GLOW REGIONAL SOLID WASTE ADVISORY COMMITTEE**

BE IT RESOLVED, That *Sandra King* (T/Pike), 4643 Safford Road, Gainesville, NY 14066 be hereby reappointed to the ***GLOW Regional Solid Waste Advisory Committee*** as the *Supervisor Member* for a one (1) year term; effective January 1, 2023 through December 31, 2023.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#44

**RESOLUTION NO. 23-092
(February 14, 2023)**

By Mr. Leuer, Chairman of the Planning Committee:

**MEMBERS APPOINTED/REAPPOINTED TO THE
GLOW REGIONAL SOLID WASTE PLANNING COMMITTEE**

BE IT RESOLVED, That the following members are hereby appointed/reappointed to the ***GLOW Regional Solid Waste Planning Committee***:

SUPERVISOR MEMBER

One (1) year term effective January 1, 2023 through December 31, 2023

- *Dan Leuer* (T/Middlebury), 712 Transit Road, Wyoming, NY 14591

PLANNING DEPARTMENT REPRESENTATIVE

One (1) year term effective January 1, 2023 through December 31, 2023

- *James Bragg* (Wyoming County Planning and Development), 36 Center Street, Suite C, Warsaw NY 14569

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#45

**RESOLUTION NO. 23-093
(February 14, 2023)**

February 14, 2023

By Mr. Leuer, Chairman of the Planning Committee:

**LUANNE ROBERTS REAPPOINTED TO THE ARTS COUNCIL FOR
WYOMING COUNTY BOARD OF DIRECTORS**

BE IT RESOLVED, That *LuAnne Roberts* (T/Genesee Falls), 6013 Tenefly Road, Castile, NY 14427 be hereby reappointed to the *Arts Council for Wyoming County Board of Directors* as the *Supervisor Member* for a one (1) year term; effective January 1, 2023 through December 31, 2023.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#46

**RESOLUTION NO. 23-094
(February 14, 2023)**

By Mr. Leuer, Chairman of the Planning Committee:

**MEMBERS APPOINTED/REAPPOINTED TO THE BUSINESS
EDUCATION COUNCIL**

BE IT RESOLVED, That *David Granger* (T/Gainesville), 7 Whiton Avenue, Silver Springs, NY 14550 be hereby reappointed to the *Business Education Council* as the *Supervisor Member* for a one (1) year term; effective January 1, 2023 through December 31, 2023; and be it

FURTHER RESOLVED, That *LuAnne Roberts* (T/Genesee Falls), 6013 Tenefly Road, Castile, NY 14427 be hereby reappointed to the *Business Education Council* as the *Supervisor Member/Alternate* for a one (1) year term; effective January 1, 2023 through December 31, 2023.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#47

**RESOLUTION NO. 23-095
(February 14, 2023)**

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:

Description	Fee
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
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
Title Search Fees, including FOIL Requests	\$10.00 charged for any title search
Statistical Information	\$0.25 per page
Work performed without a zoning permit	\$50 per structure
Court Fee Proceedings	
Service Fees	Determined based on voucher / varies based on mileage
Court Filing Fee	\$20.00
Petition Filed	\$250.00

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:
Non-Consent
#48

**RESOLUTION NO. 23-096
(Febuary 14, 2023)**

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**

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

February 14, 2023

Total Expenditures	\$174,793.00
Total Revenue	<u>(\$50,000.00)</u>
	\$124,793.00
100% of Levy	\$124,793.00

Municipality Share	\$124,793.00
Parcel Count	12,760
Per Parcel Rate	\$9.78

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

Supervisor McCormick, T/Java indicated she voted no as it is too cost prohibitive.

Supervisor King, T/Pike offered that her town board spoke about this program and their concern is the fluctuation in price after the town budget was adopted.

Supervisor Leuer, T/Middlebury indicated the timing of this resolution is less than desirable but there was a strong desire to make this program levy neutral. He anticipates much discussion concerning the cost of this program in 2024.

Supervisor Leuer, T/Middlebury introduced the members from the Chamber of Commerce in attendance.

Executive Director Gardner provided the details of the 12th annual “Shop Wyoming and Win” promotion and senior Supervisors Berwanger, Davis and Grant pulled the following names:

- *Joann Kruppa, Batavia*
 - *Won the Rocker Recliner donated by Harding’s Furniture*
- *Pam Ely, Warsaw*
 - *Won the Gas Grill donated by Ace Hardware Warsaw/Attica*
- *Cynthia Bailey, North Java*
 - *Won the Lenovo Laptop donated by Prizm Document and Technology Solutions*

Dir of Tourism and Marketing, Eric Szucs, along with Historian Amrhein, provided a brochure of “The History of the Underground Railroad”.

There was a motion by Mr. Brick, T/Perry, to combine resolutions #49 through #54. Hearing no objection, resolution titles only were read.

#49

**RESOLUTION NO. 23-097
(February 14, 2023)**

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

**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A
CONTRACT WITH STEPHEN STOCKING 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 award bid and sign a contract with **Stephen Stocking**, 2186 Angling Road, Corfu, NY 14036 on behalf of County Highway. Said contract is for deer removal and disposal in an amount not to exceed ninety-five dollars (\$95.00) per deer; effective February 1, 2023 through December 31, 2023 with an option of two, 1-year extensions. Contingent upon the availability of funds. (*Munis #1194*)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

February 14, 2023

**RESOLUTION NO. 23-098
(February 14, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH FISHER
ASSOCIATES, P.E., L.S., L.A., D.P.C 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 *Fisher Associates, P.E., L.S., L.A., D.P.C*, 180 Charlotte Street, Rochester, NY 14607 on behalf of County Highway. Said contract is for engineering services on Almeter Road over Tonawanda Creek, Town of Sheldon (BRSH#29) PIN: 4WY0.05 BIN: 3320210 for bridge replacement in an amount not to exceed two hundred eighteen thousand dollars (\$218,000.00); effective February 14, 2023 through December 31, 2026. Contingent upon the availability of funds. (*Munis #1245*)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#51

**RESOLUTION NO. 23-099
(February 14, 2023)**

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

RESOLUTION NUMBER 22-083 AMENDED

WHEREAS, Resolution Number 22-083 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF BUILDINGS AND GROUNDS (CO. BLDGS.)**”, passed by this Board of Supervisors on February 8, 2022 and provides in part for the following contract:

- *CID Waste Management of New York, LLC*, 10860 Olean Road, Chaffee, NY 14030 for the trash and recycling dumpster services at various County buildings in an amount not to exceed twelve thousand dollars (\$12,000.00); effective February 1, 2022 through January 31, 2023. (*State Contract PS917AA*)

Now therefore,

BE IT RESOLVED, That *Resolution Number 22-083* be hereby amended to increase the contract amount from twelve thousand dollars (\$12,000.00) to an amount not to exceed *twelve thousand six hundred dollars*

(\$12,600.00). All else remains the same. (*Munis CO #892*)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#52

**RESOLUTION NO. 23-100
(February 14, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH CID
WASTE MANAGEMENT OF NEW YORK, LLC ON BEHALF OF
BUILDINGS AND GROUNDS**

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 *CID Waste Management of New York, LLC*, 10860 Olean Road, Chaffee, NY 14030 on behalf of Buildings and Grounds. Said contract is for trash and recycling services at various county buildings in an amount not to exceed sixteen thousand five hundred dollars (\$16,500.00); effective February 1, 2023 through January 31, 2024. Contingent upon the availability of funds. (*Munis #1205*)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#53

**RESOLUTION NO. 23-101
(February 14, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON
BEHALF OF BUILDINGS AND GROUNDS**

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 Buildings and Grounds as follows:

- *Siemens Industry, Inc.*, 170 Northpoine Parkway Suite 200, Amherst, NY 14228 for the annual testing and inspections of fire alarm annual test and inspections including sprinkler systems in an amount not to exceed fifty-three thousand six hundred four dollars (\$53,604.00); effective January 1, 2023 through December 31, 2025. (*State Contract Number PT68860*) (*Munis #1206*)

February 14, 2023

- ***Brydges Engineering in Environment & Energy, D.P.C.***, 960 Busti Avenue, Suite B-150, Buffalo, NY 14213 to provide an environmental assessment report for the USDA Rural Development Grant at the Fire Training Facility in an amount not to exceed nineteen thousand dollars (\$19,000.00); effective January 13, 2023 through completion of project. (*Munis #1161*)
- ***Campus Construction Management Group***, 6225 Sheridan Drive, Suite 100, Williamsville, NY 14221 to provide construction oversight during the Jail expansion project in an amount not to exceed twenty-five thousand dollars (\$25,000.00); effective January 1, 2023 through completion of project. (*Munis #1223*)
- ***Gillen & Wellman Surveyors***, 7 Perry Avenue, Warsaw, NY 14569 for land surveying of various county projects as needed in an amount not to exceed six thousand five hundred dollars (\$6,500.00); effective January 1, 2023 through December 31, 2023. (*Munis #1283*)
- ***Seneca Gorham Security, Inc.***, PO Box 335, Bloomfield, NY 14569 for repairs of security equipment at various county buildings in an amount not to exceed twelve thousand ninety dollars (\$12,090.00); effective January 1, 2021 through December 31, 2025 (*Munis #1233*)

Contingent upon the availability of funds.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#54

RESOLUTION NO. 23-102
(February 14, 2023)

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.

And,

WHEREAS, That Resolution Number 22-325 was previously amended by this Board of Supervisors on August 16, 2022 by ***Resolution Number 22-415*** to ***include the Agriculture Center generator preventive maintenance in an***

Regular Session

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); now therefore

BE IT RESOLVED, That **Resolution Number 22-325** as previously amended by **Resolution Number 22-415** be hereby further amended to increase the contract amount to an amount not to exceed fifteen thousand dollars (\$15,000.00). All else remains the same. (*Munis CO #456*)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

There was a motion by Mrs. May, T/Orangeville, to combine resolutions #55 through #61. Hearing no objection, resolution titles only were read.

#55

RESOLUTION NO. 23-103
(February 14, 2023)

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH EM
SYSTEMS, 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 contract with **EM Systems, Inc.**, 4043 Maple Road, Suite 211, Amherst, NY 14226 on behalf of the Sheriff's Department. Said contract is for providing support and maintenance for the LEMS Records Management System in an amount not to exceed fifty thousand four hundred dollars (\$50,400.00); effective January 1, 2023 through June 30, 2025. Contingent upon the availability of funds. (*Munis #1189*)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#56

RESOLUTION NO. 23-104
(February 14, 2023)

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

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON
BEHALF OF 9-1-1**

BE IT RESOLVED, That the Chairman of this Board, pursuant to

February 14, 2023

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 9-1-1 as follows:

- **EM Systems, Inc.**, 4043 Maple Road, Suite 211 Amherst, NY 14226 for providing support and maintenance for the CAD, AVL and Mobile Data System in an amount not to exceed seventy-eight thousand seven hundred fifty dollars (\$78,750.00); effective January 1, 2023 through December 31, 2025. (*Munis #1190*)
- **SAIA Communications Inc.**, 100 Stradtman Street, Buffalo, NY 14206, for the relocation of existing radio/microwave equipment, new antennas and hardline at the new Kelly and Kennedy Road public safety communications towers in an amount not to exceed sixty-seven thousand thirty-six dollars and seventy-eight cents (\$67,036.78); effective February 14, 2023 through December 31, 2022. (*Munis #1237*)

Contingent upon the availability of funds.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#57

**RESOLUTION NO. 23-105
(February 14, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH SAIA
COMMUNICATIONS 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 **Saia Communications**, 100 Stradtman Street, Buffalo, NY 14206 on behalf of Emergency Services. Said contract to provide service and programming of emergency communications equipment in an amount not to exceed three thousand dollars (\$3,000.00) per year, for a total contract amount not to exceed twelve thousand dollars (\$12,000.00); effective January 1, 2023 through June 30, 2026. Contingent upon the availability of funds. (*Munis #1176*)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#58

**RESOLUTION NO. 23-106
(February 14, 2023)**

Regular Session

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

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS 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 the following contracts on behalf of Emergency Services:

- **Ann Lapp**, 300 Main Street, Attica, NY 14001 to provide practical skills instruction in accordance with NYS EMS curriculum and NYS BLS protocol to reflect an amount not to exceed of five thousand dollars (\$5,000.00) per course and a total contract amount not to exceed thirty-three thousand five hundred dollars (\$33,500.00).
- **Judy Comfort**, 2244 Centerline Road, Varysburg, NY 14167 to provide practical skills instruction in accordance with NYS EMS curriculum and NYS BLS protocol to reflect an amount not to exceed of five thousand dollars (\$5,000.00) per course and a total contract amount not to exceed twenty-five thousand dollars (\$25,000.00). (*Munis CO #460*)

Contingent upon the availability of funds.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#59

**RESOLUTION NO. 23-107
(February 14, 2023)**

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

**WYOMING COUNTY FIRE AND BUILDING CODES FEE SCHEDULE
AMENDED AND APPROVED**

BE IT RESOLVED, That the Countywide Zoning Fee Schedule is hereby amended and approved as follows:

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

February 14, 2023

Wyoming County Building Department Fee Schedule

Description	New 2023 - Effective February 15th	Fee	Fee Description
RESIDENTIAL			
Dwellings	1 & 2 Family (see award for multi-family)	\$ 455.00	Up to 2000 sq'
		\$ 8.15	For each sq' over 2000 sq'
Additions (residential)	Residential (including enclosed porches)	\$ 125.00	Up to 200 sq'
		\$ 6.55	For each sq' over 200 sq'
	Porches, Decks, Ramps	\$ 75.00	Up to 200 sq'
		\$ 100.00	Over 200 sq'
		\$ 6.55	For each sq' over 200 sq'
Alterations (residential)	Alterations, no increase in size - windows, plumbing, HVAC, electrical (color, gen., wind...)	\$ 75.00	
	Alterations - striping walls, reconfiguration of space	\$ 75.00	Up to 200 sq'
		\$ 8.55	For each sq' over 200 sq'
Accessory Structures	Storage Buildings	\$ 75.00	Up to 200 sq'
		\$ 100.00	Over 200 sq'
		\$ 0.15	For each sq' over 200 sq'
Additions (accessory)	Accessory (accessory buildings)	\$ 75.00	Up to 200 sq'
		\$ 0.15	For each sq' over 200 sq'
	Porches, Decks	\$ 75.00	Up to 200 sq'
		\$ 100.00	Over 200 sq'
		\$ 0.15	For each sq' over 200 sq'
Alterations (accessory)	Alterations, no increase in size - windows, plumbing, HVAC, electrical (color, gen., wind...), equipment upgrades	\$ 75.00	
	Alterations - striping walls, reconfiguration of space	\$ 75.00	Up to 200 sq'
		\$ 0.15	For each sq' over 200 sq'
Pools	Swimming Pools	\$ 75.00	Per Pool
Demolition		\$ 50.00	Per structure
Chimney / Solid Fuel		\$ 50.00	Per chimney or unit
Re-Roofing	No structural changes	\$ 25.00	Per building located on same lot
Permit Renewal	Residential	\$ 50.00	Per Year (12 Months from issuance date)
	Original fee		Third and subsequent renewals
Temp C of C	Residential	\$ 100.00	First Six Months & Second Six Months
	Original fee		Third and subsequent Temp C of C
True Placed Notification	As required by NYS Uniform Code	\$ 50.00	Per bldg. (N/A Supply the first three placards)
	Covers additional placards needed	\$ 10.00	Per placard over three
COMMERCIAL			
Non-Residential Buildings	All Commercial Use	\$ 100.00	For the first 10,000 sq'
		\$ 7.00	For each 1,000 sq' over 10,000 sq'
	Commercial buildings less than 500sq'	\$ 500.00	For the first 10,000 sq'
		\$ 7.00	For each 1,000 sq' over 10,000 sq'
Non-residential, alt., no increase in size	Alterations, no increase in size - windows, plumbing, HVAC, electrical, equipment upgrades	\$ 175.00	
	Alterations - striping walls, reconfiguration of space	\$ 200.00	Up to 200 sq'
		\$ 7.00	For each 1,000 sq' over 10,000 sq'
Non-residential, gas pumps, tanks, canopies, suppression system (each)	Call tower	\$ 150.00	
Non-residential, not for profit accessory structures	Municipal owned dogpounds and accessory structures, church pavilions	\$ 75.00	
Chimney / Solid Fuel		\$ 50.00	Per chimney or unit
Demolition		\$ 50.00	Per structure
Permit Renewal	Commercial	\$ 250.00	Per Year (12 Months from issuance date)

Wyoming County Building Department Fee Schedule

Temp C of O	Commercial	Original fee	Third and subsequent renewal
		\$ 120.00	First Six Months & Second Six Months
		Original fee	Third and subsequent Temp C of O
Firearm Placement Notification	As required by NYS Uniform Code	\$ 50.00	Per unit, (You Supply the first three placards)
	Covers additional placards needed	\$ 10.00	Per placard over three
FIRE SAFETY			
Operational Permits	Required for conducting the following activities: 0) manufacturing, storing or handling hazardous materials in quantities exceeding those listed in Tables 2702.1.1(1), 2703.1.1(2), 2703.1.1(3) or 2703.1.1(4), of the Fire Code of New York State (see 19 NY		Per bid (if more than 1 bid, is located on a lot that requires an operating permit)
Fire Safety Inspections	Conducted as per local law 440 of 2011 & Title 19 NYCRR Chapter 32 Section 1204.12	\$ 25.00	Assembly occupancies - Occ. Lead 50 or more. Annually performed
Fire Safety Inspections	Conducted as per local law 440 of 2011 & Title 19 NYCRR Chapter 32 Section 1204.12	\$ 25.00	Residential occupancies - performed at 3 year intervals up to the first 6 units
	Residential Occupancies	\$ 3.00	Per each additional residential unit per building
	Non-residential Occupancies	\$ 23.00	For the first 10,000 sq
		\$ 3.00	For each additional 1000 sq
Requested fire & safety inspection		\$ 50.00	
MISC. & LEGAL			
Pyrotechnics Permit	Residential or Commercial Uses	\$ 35.00	Per each Event
Missed Inspection	includes starting work W/O permits	\$ 100.00	Per each
Court Fee Proceedings	Charged to the defendant upon a court proceeding		
Service Fees	Determined based on voucher	TEO	Varies based on message
Court Filing fee		\$ 20.00	
Permit fees(renewal)	All required fees (due in past due	TEO	As required based on fee schedule
Petition filed		\$ 250.00	
Title Search Fees (FGL)	Charged for any title search	\$ 10.00	\$15 (prior to 1999)
Statistical Information	Copies provided	\$ 0.25	Per / pg
Placard Removal	stop work orders, unsafe equipment...	\$ 90.00	Per each
Requested inspection outside normal hours		\$ 75.00	
No Access to Perform Inspections		\$ 50.00	
NOTE:	Volume for determining fees are based on the area located within walls and located under the roof line. This includes non-habitable space such as: attached garage, porches, sun rooms ect. with the exception to basements or attics as defined under the NYS Building Code.		
	In the event an application is not approved, the applicant shall be entitled to a refund of 50% of the fee paid provided no work has commenced.		
	In the event an application is approved, the applicant shall not be entitled to a refund.		
ENERGY PRODUCTION			
Commercial Large Scale Energy Production Facilities	Includes all commercial Energy Production Facilities (Solar, Wind, Other)	\$ 150.00	Per Mega Watt of Production

#60

RESOLUTION NO. 23-108 (February 14, 2023)

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

CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND

February 14, 2023

**ACCEPTANCE AWARD WITH 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 *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 funding for the Indigent Parolee Program on behalf of Wyoming County Attica Legal Aid Bureau in a minimum amount of one hundred eighty-six thousand dollars (\$186,000.00); effective April 1, 2022 through March 31, 2023. (*Contract C103952*) (*LG22-1037-D00*) (*Munis #XXX*)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#61

**RESOLUTION NO. 23-109
(February 14, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS WITH
WYOMING COUNTY ATTICA LEGAL AID BUREAU, INC. ON
BEHALF OF THE PUBLIC DEFENDER'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 the following contracts on behalf of the Public Defender's Office:

- ***Wyoming County Attica Legal Aid Bureau, Inc.***, 18 Linwood Avenue, Warsaw, NY
 - ***Indigent Parolee Program*** in an amount not to exceed one hundred eighty-six thousand dollars (\$186,000.00); effective January 1, 2023 through December 31, 2023. (*Munis #1243*)
 - ***Alternatives to Incarceration Program*** (DATA Day) in an amount not to exceed thirteen thousand five hundred fifty-four dollars (\$13,554.00); effective January 1, 2023 through December 31, 2023. (*Munis #1244*)

Contingent upon the availability of funds.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

There was a motion by Mr. Kehl, T/Attica, to combine resolutions #62 through #83. Supervisor Roberts, T/Genesee Falls indicated she would be abstaining from resolutions #74 through #83. Resolutions #62 through #73 will be voted on and then another vote on resolutions #74 through 83. Hearing no further objections, resolution titles only were read.

#62

RESOLUTION NO. 23-110
(February 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

**CALLING ON THE STATE OF NEW YORK TO CONTINUE TO PASS-
THRU FEDERAL AFFORDABLE CARE ACT ENHANCED FEDERAL
MEDICAID ASSISTANCE PERCENTAGE FUNDS**

WHEREAS, The SFY 2024 State Budget proposal would end the Affordable Care Act (ACA) enhanced Federal Medical Assistance Percentage (eFMAP) federal pass-thru to counties and New York City; and

WHEREAS, The State is proposing to keep all of these federal savings going forward and use them to cover further expansions of Medicaid eligibility and benefits and to increase payments to health care providers; and

WHEREAS, The elimination of this ACA eFMAP federal pass-thru will require the 57 counties to spend at least \$280 million more in SFY 2024, and approximately \$1 billion when New York City is included; and

WHEREAS, The SFY 2024 costs to counties and New York City are scheduled to grow by 30 percent by SFY 2027; and

WHEREAS, It is the strong view of NYSAC that congress intended these federal savings to be shared with counties proportional to the amount they contributed toward the nonfederal Medicaid match; and

WHEREAS, Since 2003, the state has shared the funds proportionally based on our analysis of savings we have received during periods when an enhanced federal Medicaid match was enacted by Congress; and

WHEREAS, Enacted in 2011, the Medicaid statutory cap for all 62 counties is \$7.6 billion. The Medicaid statutory cap for the 57 counties outside of New York City is \$2.25 billion; and

WHEREAS, Starting in SFY 2014, New York began sharing these federal ACA savings directly with counties. The savings for a year were provided by lowering the weekly payments each county and NYC make to the state to support the State's Medicaid program. Through February 1, 2023, the state continues to share the federal savings from the ACA eFMAP with the 57 counties and NYC; and

WHEREAS, Counties strongly disagree with the need to cut county funding so deeply when the Governor's budget proposes to fully fund its own

February 14, 2023

reserves two years ahead of schedule by depositing \$5.4 billion into reserves before the end of SFY 2023, while also projecting a general fund surplus of \$35 billion by the end of SFY 2024; now therefore,

BE IT RESOLVED, That the Wyoming County Board of Supervisors calls on the State to continue to share these federal funds with counties as has been the precedent for over 20 years; 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 George Borrello, New York State Assemblyman David DiPietro, New York State Assemblywoman Marjorie Byrnes, the New York State Association of Counties and all others deemed necessary and proper.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#63

**RESOLUTION NO. 23-111
(February 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT 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 a contract with **SHI**, 290 Davidson Avenue, Somerset, NH 08873 on behalf of Information Technology. Said contract to provide Barracuda Email Security Gateway in an amount not to exceed five thousand eight hundred fifty-four dollars and ninety-two cents (\$5,854.92); effective March 11, 2023 through March 10, 2024. Contingent upon the availability of funds. (*Munis #1264*)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#64

**RESOLUTION NO. 23-112
(February 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

PROPERTY AUCTION SALES APPROVED

WHEREAS, The County has obtained the right, pursuant to a Judgment of Foreclosure under Article 11 of the Real Property Tax Law, to

direct the assignee of the County of Wyoming to prepare, execute and cause to be recorded a deed conveying the following parcels, and

WHEREAS, The Wyoming County Board of Supervisors has determined that these

properties are surplus properties based on their location, condition, age and lack of suitability for any public use; and

WHEREAS, The Finance Committee of the Board has obtained bids at public auction for said properties and recommends the acceptance thereof, namely:

	TAX MAP	BUYER/ADDRESS	TOTAL SALE	LOCATION
1	6.10-2-14	David Nevinger, Amy Nevinger	\$58,000.00	58 Market St., Attica
2	32.-1-15	Jeffrey Ezzo, Kristen Ezzo	\$9,000.00	1374 Creek Rd., Attica
3	123.-1-22.1	Dean DeGroff	\$70,000.00	4888 Rt. 39, Castile
4	123.-1-45	Daniel Swyers	\$850.00	W. Center Rd., Castile
5	166.3-1-23	Thomas Harmon	\$2,600.00	Cooley Rd., Eagle
6	180.-2-2	Jesse Cole	\$20,250.00	7070 Tenefly Rd., Portageville
7	105.3-1-7	Thomas Rhett	\$6,500.00	Perry Rd., North Java
8	140.8-5-29	Patrick Miley	\$20,000.00	11 Woodcrest, Arcade
9	140.8-7-14/140.8-7-15	James Flanigan	\$1,200.00	Block F, Java Lake
10	140.8-8-10	William Larimer Jr	\$1,150.00	South Parkway, Java
11	96.-1-22	Ryan Wolcott, Taylor Wolcott	\$4,700.00	Wilder Rd., South, Orangeville
12	100.8-1-10	Robert Susz, Janine Susz	\$21,000.00	57 Water St., Perry
13	156.-2-14	Marquart Dairy, LLC	\$16,000.00	6347 Hardys Rd., Pike
14	179.14-2-33	Jerry Marshall Jr., Deanne Marshall	\$14,750.00	12 S. Water St., Pike
15	73.10-1-12	Jerry Marshall Jr., Deanne Marshall	\$5,600.00	269 Wyoming St., Warsaw

16	143.14-1-43	Scott Walters	\$24,500.00	186 Faun Lake, Wethersfield
17	131.-1-3.2	Mark Herman	\$27,500.00	3487 Mote Rd., Gainesville

Now therefore,

RESOLVED, That the above are hereby approved and accepted and the County Treasurer, in the name of the County, is hereby authorized to execute and deliver a Treasurer's Deed to the purchaser, providing payment of said purchase price is received by him on or before March 14, 2023.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#65

**RESOLUTION NO. 23-113
(February 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

CORRECTION OF ERRORS IN THE TOWN OF CASTILE APPROVED

WHEREAS, Pursuant to the Real Property Tax Law §556, application has been made for correction of error, assessment or levy on the parcel of real property hereafter described, said application having been reviewed and approved by the Finance Committee; now therefore

BE IT RESOLVED, That the indicated error is hereby corrected in accordance with the applicable section of the Real Property Tax Law, and the Wyoming County Treasurer shall charge back and apportion the various amounts thereof, as and if applicable, to the appropriate taxing authorities to the extent to which each has been benefited thereby:

2022 TOWN/COUNTY TAX BILL

Original Bill: \$4,350.06

Corrected Bill: \$2,475.95

Credit: \$1,874.11

Tax Map Parcel: 123.-1-1.21 ~ Town of Castile

Location: 6301 East Lake Road

Owner: Suzanne Kasprzyk

Reason: Clerical Error

Authority: RPTL §550.2(h) *'an incorrect entry on the taxable portion of the assessment roll or the tax roll of a relieved school tax or relieved village tax which has been previously paid.'*

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Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#66

**RESOLUTION NO. 23-114
(February 14, 2023)**

By Mr. Kehl, Chairman of the Finance 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 the following Memorandum of Understanding by and between the Civil Service Employee's Association Local 1000, AFSCME, AFL-CIO General Unit related to hospital acute staffing (*certified nurse assistants, licensed practical nurses, patient care techs and registered nurses*) and the County of Wyoming; effective January 19, 2023 through February 28, 2023, the same being annexed hereto.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

February 14, 2023

MEMORANDUM OF UNDERSTANDING
Between the
COUNTY OF WYOMING
And the
CIVIL SERVICE EMPLOYEES' ASSOCIATION, LOCAL 1000, AFSCME, AFL-CIO
WYOMING COUNTY LOCAL 861-9250

Hospital Acute Staffing
Certified Nurse Assistants, Licensed Practical Nurses, Patient Care Techs and Registered Nurses
(January / February 2023)

WHEREAS, there is critical staffing shortfall within the Nursing Staff of the Wyoming County Community Health System of Certified Nurse Assistants (CNA's), Licensed Practical Nurses (LPN's), Patient Care Techs and Registered Nurses (RN's),

WHEREAS, Wyoming County and CSEA have reached this agreement to ensure the safety, well-being and high quality of care to all patients in the Facility,

THEREFORE, the parties agree to the following terms and modifications of the provisions of the Collective Bargaining Agreement and prior Memorandums of Understanding between the parties in accordance with the provisions herein;

1. Any Full or Part Time, Certified Nurse Assistants, Licensed Practical Nurses, Patient Care Techs and Registered Nurses who are current employees of the Wyoming County Community Health System or other Wyoming County Department who work additional shifts beyond their respective normal work schedule within the hospital for weekend shifts ONLY will receive extra shift incentives for each scheduled consecutive four (4) hours worked from the period beginning January 19, 2023 through and including February 28, 2023.
2. The provisions of this memorandum can only be extended or modified in writing by both parties, and will expire at midnight on February 28, 2023.

Qualifying employees shall be paid as follows:

- Seventy dollars (\$70.00) for four (4) hours per pay period
 - One Hundred and Forty dollars (\$140.00) for eight (8) hours per pay period
 - Two Hundred and ten dollars (\$210.00) for twelve (12) hours per pay period.
3. These incentive shifts will be offered on a first-come first-served basis to bargaining unit employees. If in the event an employee commits to working an additional shift through the signs up procedure and fails to work the committed shift for whatever reason, this employee will be responsible for finding someone to work the shift. If he/she DOES find someone to cover the shift, there is NO occurrence on the attendance record. If she/he does not find someone to cover the shift, then the attendance policy will apply.

4. In the event an employee works additional work hours pursuant to the provisions of this memorandum and fails to work their normal scheduled work shifts they will not be eligible for the additional compensation provided herein. For Example: If an employee is schedule to work their regular shift and works a different shift, at the request of management, this schedule change would not qualify of the additional payment pursuant to this memorandum as it would not constitute addition work beyond normal schedules.
5. This Memorandum of Understanding shall not create a precedent or waiver for any other matter and can only be modified or extended by written mutual agreement.
6. The administration of this Memorandum of understanding the term weekend shifts shall be defined as any shifts that starts on or after 12:00 midnight on Friday and or ends a 7:00 AM Monday.
7. Either party to this agreement shall have the right to exit from this agreement prior to its expiration for any reason with 24-hour prior written notice to the other party.
8. Upon expiration the parties agree that the incentive paid to employees who work additional shifts shall return to the provisions of the Collective Bargaining Agreement.


For the CSEA


For Wyoming County

Date 1/20/2023

#67

**RESOLUTION NO. 23-115
(February 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH
WYOMING COUNTY TOBACCO ASSET SECURITIZATION
CORPORATION 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 *Wyoming County Tobacco Asset Securitization Corporation*, 36 Center Street, Suite ____, Warsaw, NY 14569 on behalf of the Board of Supervisors. Said contract is for the lease of 105.375 sq. ft. at the Wyoming County Ag and Business Center at 36 Center Street, Warsaw, NY at the base rent amount of \$14.24/ sq. ft. for a total lease amount of \$1,506.00 annually; effective January 1, 2023 through December 31, 2025. (*Munis #1254*)
Contingent upon the availability of funds.

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Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#68

**RESOLUTION NO. 23-116
(February 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

HIPAA OFFICERS REAPPOINTED

BE IT RESOLVED, That the following persons are hereby appointed/reappointed to the following HIPAA Officer Positions for a one (1) year term; effective January 1, 2023 through December 31, 2023.

Corporate Compliance Officer

- **Sandra King** (T/Pike Supervisor), 4643 Safford Road, Gainesville, NY 14066

IT Security Officer:

- **William J. Sikes** (Information Technology Director), 18 Jefferson Street, Warsaw, NY 14569

Privacy Officer:

- **Joan Kibler** (Probation Director), 143 North Main Street, Warsaw, NY 14569

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#69

**RESOLUTION NO. 23-117
(February 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**MEMBERS APPOINTED/REAPPOINTED TO THE
INTER-COUNTY ASSOCIATION OF WESTERN NEW YORK**

BE IT RESOLVED, That the following members are hereby appointed/reappointed to Inter-County of Western New York Association:

Member

One (1) year term effective January 1, 2023 through December 31, 2023

- **Jerry Davis**, (T/Covington), 7414 Court Road, P.O. Box 445, Pavilion, NY 14525
- **Ellen Grant**, (T/Bennington), 905 Old Alleghany Road, Attica, NY 14011

- **Rebecca Ryan**, (T/Warsaw), 172 West Buffalo Street, Warsaw, NY 14569

Alternate Member

One (1) year term effective January 1, 2023 through December 31, 2023

- **Cheryl Ketchum**, 7409 Centerville Road, Bliss, NY 14024
- **James Brick**, (T/Perry), 7618 Route 20A, Perry, NY 14530

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#70

**RESOLUTION NO. 23-118
(February 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

SALARY SCHEDULE “S” AND “F&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”:

Board of Elections

- Set the hourly wage of **Election Inspector** at \$14.20 per hour to remain consistent with New York State minimum wage indefinitely; effective December 31, 2022.

Public Defender

- Set hourly wage plus corresponding fringe for one (1) position of **Secretary I** (position 006.350) to reflect \$24.45 (annual equivalent \$44,500.00); effective February 13, 2023.

Salary Schedule “G”:

County Attorney

- Set yearly stipend plus corresponding fringe provided through NYS Indigent Legal Services HH Grant (*Contract CSTWIDEHH52 ~ Year 4*); effective April 1, 2021 to March 31, 2022:
 - **County Attorney** (position code 001.503) - \$12,000.00
 - **Secretary to the County Attorney** (position code 007.503) - \$7,000.00
 - \$5,000.00 of this amount has already been paid to employee
 - **Secretary, PT** (position code 015.215) increase hourly wage to \$25.44/hr. (not to exceed \$20,000.00 per year)
- Set yearly stipend plus corresponding fringe provided through NYS Indigent Legal Services HH Grant (*Contract CSTWIDEHH52 ~ Year 5*); effective April 1, 2022 to March 31, 2023:
 - **County Attorney** (position code 001.503) - \$13,000.00

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- **Secretary to the County Attorney** (position code 007.503) - \$9,000.00
- **Secretary, PT** (position code 015.215) increase hourly wage to \$27.99/hr. (not to exceed \$22,000.00 per year)
 - Said Amounts to be paid bi-weekly effective January 1, 2023, retroactive funds from April 1, 2022 to December 31, 2022, will be paid out the 4th quarter of 2023

County Health Department

- Provide the **Director of Clinical and Community Services** (position code 141.610) with an annual stipend in the amount of \$15,000.00; effective January 1, 2023 through September 30, 2027 for Program Manager duties associated with the OCFS Healthy Families grant to deliver services in Wyoming and Genesee Counties.

Public Defender

- Set stipends plus corresponding fringe provided through NYS Indigent Legal Services (ILS) 4th Counsel at First Appearance Grant (*Contract CAFA456*)
 - **Assistant Public Defender (2nd)** (position 001.503) - \$25,500.00
 - **Assistant Public Defender (3rd)** (position 002.503) - \$12,010.00
 - **Assistant Public Defender (5th)** - \$0.00
 - Said amounts to be paid biweekly; effective January 9, 2023 through December 31, 2023
- Set stipends plus corresponding fringe provided through NYS Indigent Legal Services (ILS) 4th Counsel at First Appearance Grant (*Contract CAFA456*);
 - **Public Defender** (003.503) - \$5,510.00
 - **Assistant Public Defender (1st)** (position code 004.503) - \$3,010.00
 - Said amounts to be paid biweekly; effective January 1, 2023 through December 31, 2025

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#71

RESOLUTION NO. 23-119 (February 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

WYOMING COUNTY DEPUTY SHERIFF'S ASSOCIATION (D.S.A.) CONTRACT APPROVED

BE IT RESOLVED, That the Wyoming County Board of Supervisors hereby ratifies the Tentative Agreement between the **Wyoming County Deputy Sheriff's Association (D.S.A.)** and the County of Wyoming/Wyoming County Sheriff dated January 1, 2023 to December 31, 2025, subject to agreement

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between the County and DSA 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 agreements on behalf of the County of Wyoming.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#72

**RESOLUTION NO. 23-120
(February 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

POSITION(S) CREATED

BE IT RESOLVED, That the following positions are hereby **CREATED** in the following Wyoming County Department:

CREATED:

Veteran's Services

- One position of ***Administrative Assistant*** (1.00 FTE) and place on Schedule S; position available date is February 15, 2023.

Social Services

- One (1) position of ***Senior Account Clerk*** (1.00 FTE) CSEA Agreement, Sch. A. Grade 6 (18.83-20.99); position available date is February 15, 2023.
 - Benefit package consistent with current CSEA Bargaining Agreement.

Public Health Dept

- One (1) position of ***Public Health Technician*** (1.00 FTE) CSEA Schedule A, Grade 15 (hourly rate of \$22.43/hr. to \$26.09); effective February 20, 2023.

Building & Grounds

- One (1) position of ***Laborer*** (Temp.) (Per Diem) with only those benefits mandated by law for a period of six months; effective February 15, 2023 through July 31, 2023.
 - Approved salary/wage range: \$20.00 to \$25.00.

Civil Defense

- One (1) position of ***Administrative Assistant*** (Temp.) (Per Diem) at approximately 10 hours per week, based on Schedule S at \$25.13 per hour; position available date is January 5, 2023.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

February 14, 2023

RESOLUTION NO. 23-121
(February 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

POSITION(S) ABOLISHED

BE IT RESOLVED, That the following positions are hereby
ABOLISHED in the following Wyoming County Department:

ABOLISHED:

County Health Department

- One (1) position of *Student Aide (Seasonal)* (1.00 FTE) (position code 075.319) and amend Salary Schedule G to remove this title; effective February 15, 2023.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#74

RESOLUTION NO. 23-122
(February 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 22-623 RESCINDED

WHEREAS, Resolution Number 22-623 entitled, “**HOSPITAL ADMINISTRATOR AUTHORIZED TO SIGN AN EMPLOYMENT AGREEMENT ~ SALARY SCHEDULE “P” WITH CAROLYN WAGNER, PA ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM,**” was passed by this Board of Supervisors on January 8, 2022 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; now therefore,

BE IT RESOLVED, That *Resolution Number 22-623* be hereby rescinded in its entirety effective February 1, 2023 as it is a duplicate of Resolution Number 22-705 approved on December 12, 2022.

Carried: XXX Ayes: 1580 Noes: Absent: Abstain: 19 (Genesee Falls)

#75

RESOLUTION NO. 23-123
(February 14, 2023)

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 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:

- **Anthony Dibenedetto, MD**, 1101 Telephone Road, Rush, NY 14543 to provide professional general surgery services and departmental leadership to surgical service line in an amount not to exceed five hundred fifty thousand dollars (\$550,000.00) per year; effective March 5, 2023 through March 4, 2025.
- **Megan Mase, NP**, 8838 Keeney Road, LeRoy, NY 14482 to provide professional medical services in the Skilled Nursing Facility in an amount not to exceed one hundred twenty-four thousand eight hundred dollars (\$124,800.00) per year; effective March 1, 2023.
- **Renee Groh, NP**, 3255 Sodom Road, Gainesville, NY 14066 to provide professional medical services in the Skilled Nursing Facility in an amount not to exceed one hundred thirty thousand dollars (\$130,000.00) per year; effective March 1, 2023.
- **Christina Newton, NP**, 11 Beachwood Avenue, Castile, NY 14427 to provide professional cardiology services in an amount not to exceed one hundred twenty thousand dollars (\$120,000.00) per year; effective February 6, 2023.

Contingent upon the availability of funds.

Carried: XXX Ayes: 1580 Noes: Absent: Abstain: 19 (Genesee Falls)
#76

RESOLUTION NO. 23-124
(February 14, 2023)

February 14, 2023

By Mr. Kehl, Chairman of the Finance Committee:

**HOSPITAL ADMINISTRATOR AUTHORIZED TO SIGN A
CONTRACT WITH PRIMETIME HEALTHCARE, LLC 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 *Prime Time Healthcare, LLC*, 15380 Wier Street, Omaha, NE 68137 on behalf of the Wyoming County Community Health System. Said contract is for supplemental or temporary healthcare personnel in an amount not to exceed one hundred fifty thousand dollars (\$150,000.00) per year; effective March 1, 2023 through February 28, 2025. Contingent upon the availability of funds.

Carried: XXX Ayes: 1580 Noes: Absent: Abstain: 19 (Genesee Falls)
#77

**RESOLUTION NO. 23-125
(February 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 19-082 AMENDED

WHEREAS, Resolution Number 19-082 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**” passed by this Board of Supervisors on February 12, 2019 and provides in part for the following contract:

- *Costello, Cooney, Fearon, PLLC*, 500 Plum Street, Suite 300, Syracuse, NY 13204 for legal representation in an amount not to exceed one hundred thousand dollars (\$100,000.00) per year; effective January 1, 2019 through December 31, 2022.

Now therefore,

BE IT RESOLVED, That *Resolution Number 19-082* be hereby amended as follows:

- Update the contracting party address to *211 West Jefferson Street, Syracuse, NY 13202*

- Extend the term of the agreement from January 1, 2019 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)
#78

RESOLUTION NO. 23-126
(February 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 22-302 AMENDED

WHEREAS, Resolution Number 22-302 entitled, “**CHAIRMAN AUTHORIZED TO SIGN AN EMPLOYMENT AGREEMENT ~ SALARY SCHEDULE “P” WITH FARKAD BALAYA, MD ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM,**” was passed by this Board of Supervisors on May 10, 2022 to provide OBGYN Physician services in an amount not to exceed six hundred thirty thousand dollars (\$630,000.00) per year; effective April 19, 2022; now therefore

BE IT RESOLVED, That ***Resolution Number 22-302*** be hereby amend to terminate the Employment Agreement, in its entirety, effective December 31, 2022 as a new agreement was approved with ***Farkad Balaya, MD PC*** by Resolution Number 22-706 passed on December 13, 2022. All else remains the same.

Carried: XXX Ayes: 1580 Noes: Absent: Abstain: 19 (Genesee Falls)
#79

RESOLUTION NO. 23-127
(February 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 17-166 AMENDED

WHEREAS, Resolution Number 17-166 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**”, passed by this Board of Supervisors on March 14, 2017 and provided in part for the following contract:

- ***Erie County Medical Center Corporation (ECMCC)***, 462 Grider

February 14, 2023

Street, Buffalo, NY 14215 to provide *identified administrative services* in an amount not to exceed two hundred fifty thousand dollars (\$250,000.00) per year; effective March 1, 2017 through February 29, 2020.

And,

WHEREAS, That Resolution Number 17-166 was previously amended by **Resolution Number 18-206** by this Board of Supervisors on April 10, 2018 as follows:

- Add services of the **Director of Medical Staff Quality and Education** (Exhibit A3) in an amount not to exceed ninety-five dollars (\$95.00) per hour for a total amount not to exceed seven thousand five hundred dollars (\$7,500.00) per year; effective March 1, 2018 through February 28, 2019.

And,

WHEREAS, That Resolution Number 17-166 as previously amended by Resolution Number 18-206 was further amended by this Board of Supervisors on June 12, 2018 by **Resolution Number 18-281** as follows:

- Add services of the **Assistant Director of Laboratory** (Exhibit A-4) in an amount of sixty-seven dollars (\$67.00) per hour for a total amount not to exceed twenty thousand dollars (\$20,000.00) per year; effective January 2, 2018 through February 28, 2019.

And,

WHEREAS, That Resolution Number 17-166 as previously amended by Resolution Number 18-206 and Resolution Number 18-281 was further amended by this Board of Supervisors on March 10, 2020 by **Resolution Number 20-140** to extend the term of the agreement from March 1, 2017 through February 29, 2020 to **March 1, 2020 through June 1, 2020** for *identified administrative services* while a new agreement is negotiated; and

WHEREAS, That Resolution Number 17-166 as previously amended by Resolution Number 18-206, Resolution Number 18-281 and Resolution Number 20-140 was further amended by this Board of Supervisors on February 8, 2022 by **Resolution Number 22-101** to extend the contract term; effective through **December 31, 2022 for the Medical Director position**; now therefore

BE IT RESOLVED, That **Resolution Number 17-166**, as previously amended by **Resolution Number 18-206**, **Resolution Number 18-281**, **Resolution Number 20-140** and **Resolution Number 22-101** be hereby further amended as follows:

- Extend the term of the agreement from June 2, 2020 through December 31, 2022 to **January 1, 2023 through February 28, 2026 for the Medical Director position**.
- Add services of the **Vice President of Pharmacy Services** (Exhibit A-5) *in an amount not to exceed \$100.00 per hour for a total amount not to exceed twenty thousand dollars (\$20,000.00) per year; effective February 1, 2023 through February 28, 2024.*

All else remains the same.

Carried: XXX Ayes: 1580 Noes: Absent: Abstain: 19 (Genesee Falls)
#80

RESOLUTION NO. 23-128
(February 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

POSITION(S) CREATED

BE IT RESOLVED, That the following positions are hereby CREATED in the following Wyoming County Department:

CREATED:

Wyoming County Community Hospital

- One (1) position of *Director of Diagnostic Imaging Services* (1.00 FTE) (position code TBD) under IMAGING AND TESTING and set a salary range of \$100,000.00 - \$125,000.00 per year and place on Salary Schedule “C”; position available date is January 25, 2023.
- One (1) position of *Director of Outpatient Services* (per diem) (0.00 FTE) (position code TBD) under IMAGING AND TESTING and set the hourly rate at \$51.49 and place on Salary Schedule “C”; position available date is February 19, 2023.

Carried: XXX Ayes: 1580 Noes: Absent: Abstain: 19 (Genesee Falls)
#81

RESOLUTION NO. 23-129
(February 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

POSITION(S) AMENDED

BE IT RESOLVED, That the following positions are hereby AMENDED in the following Wyoming County Department:

AMENDED:

Wyoming County Community Hospital

- One (1) position of *Safety/Emergency Preparedness Coordinator* (1.00 FTE) (position code 02.126.611) under SAFETY and set a

February 14, 2023

salary range of \$60,000.00 - \$75,000.00 per year on Salary Schedule "C"; effective February 15, 2023.

Carried: XXX Ayes: 1580 Noes: Absent: Abstain: 19 (Genesee Falls)
#82

RESOLUTION NO. 23-130
(February 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

SALARY SCHEDULE "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 "C":

Wyoming County Community Hospital

- Set the salary of one (1) position of *Financial Analyst* (1.00 FTE) (position code 01.173.755) under FISCAL SERVICES at \$76,767.00; effective March 1, 2023.
- Set the salary of one (1) position of *Senior Accountant* (1.00 FTE) (position code 01.133.664) under FISCAL SERVICES at \$80,000.00; effective March 1, 2023.

Salary Schedule "P":

Wyoming County Community Hospital

- Include a stipend for the position of *General Surgeon* (position code 10.121.681) under GENERAL SURGERY CLINIC for wRVUs in excess of 5,800 for each year (January 1 to December 31) in an amount of \$69.44 per wRVU, payable in February of each year; effective March 5, 2023.
- Include a stipend for the position of *General Surgeon* (position code 10.121.681) under GENERAL SURGERY CLINIC if net surgery revenue growth exceeds \$2,000,000.00 per calendar year (January 1 to December 31) in the amount of \$25,000.00, payable in February of each year; effective March 5, 2023.
- Include a stipend for the position of *General Surgeon* (position code 10.121.681) under GENERAL SURGERY CLINIC if net surgery revenue growth exceeds \$4,000,000.00 per calendar year (January 1 to December 31) in an additional amount of \$25,000.00, payable in February of each year; effective March 5, 2023.

Carried: XXX Ayes: 1580 Noes: Absent: Abstain: 19 (Genesee Falls)
#83

RESOLUTION NO. 23-131
(February 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

POSITION(S) ABOLISHED

BE IT RESOLVED, That the following positions are hereby ABOLISHED in the following Wyoming County Department:

ABOLISHED:

Wyoming County Community Hospital

- One (1) position of *Director of Outpatient Services* (1.00 FTE) (position code 01.602.100) under IMAGING AND TESTING and remove from Salary Schedule “C”; effective February 5, 2023.
- One (1) position of *OB/GYN Physician* (1.00 FTE) (position code 10.117.657) under OB CLINIC and remove from Salary Schedule “C”; effective January 1, 2023.

Carried: XXX Ayes: 1580 Noes: Absent: Abstain: 19 (Genesee Falls)

Supervisor Leuer, T/Middlebury expressed his thanks to PH Admin Paolucci for her service on the Board of Managers. He further spoke about the considerable turmoil the hospital has undergone and feels a new set of eyes in needed to challenge the board.

Chairwoman Ryan, T/Warsaw said she has attended all meetings and spoke in favor of reappointing Supervisor Kehl, T/Attica.

Supervisor Roberts, T/Genesee Falls indicated she will be abstaining from the vote.

Non-Consent
#84

RESOLUTION NO. 23-132
(February 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

**BRYAN KEHL REAPPOINTED TO THE WYOMING COUNTY
 COMMUNITY HOSPITAL BOARD OF MANAGERS**

BE IT RESOLVED, That *Bryan Kehl* (T/Attica), 914 Route 98, Attica, NY 14011 is hereby reappointed as the *Supervisor Member* to the

February 14, 2023

Wyoming County Community Hospital Board of Managers for a one (1) year term; effective January 1, 2023 through December 31, 2023.

Carried: XXX **Ayes:** 1079 **Noes:** 172 (Arcade) **Absent:** **Abstain:** 19 (Genesee Falls)
123 (Castile)
51 (Eagle)
93 (Gainesville)
62 (Middlebury)
501 Total

Chairwoman Ryan, T/Warsaw congratulated the Village of Perry on receiving a 10M downtown revitalization grant and recognized Planner Bragg's efforts in securing this...

*Attention was brought to the community flyers at the back of the agenda along with this month's
featured veteran/veteran family-owned business ~*

TRILOGY FARM, HORSEPOWER & MORE

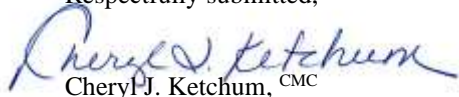
Owned and operated by Jim and Mary McNall

1769 Centerline Road, Varysburg

One-on-One Equine Therapy with Licensed Therapist

There being no further business to come before this Board, Senior Supervisor Berwanger, T/Arcade adjourned the meeting at 3:32 PM with a rap on his desk.

Respectfully submitted,



Cheryl J. Ketchum, ^{CMC}

Clerk to the Board

REGULAR SESSION
(March 14, 2023)

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, 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 2:36 PM Chairwoman Ryan, T/Warsaw, called the meeting to order.

The Veteran leading the Pledge of Allegiance for this month's board meeting is:

Specialist Austin J. Hoffman

Mr. Hoffman was born in Austin, Texas as his dad was in the United States Army at the time and stationed at Fort Hood. When his dad was discharged, they moved back north where he graduated from Warsaw Central High School.

After graduating, Mr. Hoffman decided to follow in his father's footsteps and joined the Army, completing boot camp at Fort Jackson, A.I.T. (Advanced Individual Training) as a 92 Alpha or Automated Logical Specialist at Fort Lee and then onto airborne school at Fort Benning. He was then assigned to Fort Rich, which is outside Anchorage, Alaska.



His duties as a 92 Alpha had him working in the motor pool dispatching trucks, ordering parts for vehicles among other duties that were reminiscent of a company clerk. Being airborne qualified entitled him to some unique assignments such as spending a week on TDY orders in Thailand to help train their army. Mr. Hoffman also did a jump with them in addition to training and jumping with the Australian Army back at Fort Rich. His unit also spent some time in Canada where he again

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completed a jump. All totaled, Mr. Hoffman completed 75 jumps to the ground from a perfectly good airplane.

Mr. Hoffman was honorably discharged in 2017. Upon his discharge, he stayed in the Anchorage area to utilize his GI Bill and attend business school at the University of Alaska before moving back to Warsaw in 2018. He owned his own business detailing vehicles before being hired by Pioneer Credit. He moved to West Virginia during COVID before moving back last year.

Mr. Hoffman has a six-year-old son named Harley and enjoys some fun hobbies such as making wine from different fruits and making mead, which is a fermented honey and water mixture. He also forges knives and other tools, as well as, making flies for fly-fishing. Since August, he has been a member of our Building and Grounds team and, by all accounts, is doing a fine job for Wyoming County.

The pledge was said by all.

Chairwoman Ryan, T/Warsaw joined Mr. Hoffman at the podium for the presentation of the customary certificate of appreciation and offered him an opportunity to address the board. Mr. Hoffman thanked the board for this recognition and God for where he is today.

Opening Prayer ~

- Rev. Mack Bixby

Communications ~

- *Correspondences from Senator Borrello acknowledging receipt of several resolutions passed by the Board of Supervisors on February 14, 2023*

#1

**RESOLUTION NO. 23-133
(March 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

FUNDS TRANSFERRED TO VARIOUS 2023 ACCOUNTS

BE IT RESOLVED, That funds are hereby transferred to the various 2023 accounts as follows:

Emergency Services			
From: 013640.540301 Professional Services	\$200,000.00		
To: 013626.541706 Medical & Safety Supplies		\$75,000.00	
013626.542306 Misc. Other		5,000.00	

013626.541801 Misc. Assmt/Chrg/Owed Oth Gvt		5,000.00	
013626.540510 Vehicle Parts & Supplies		5,000.00	
013626.540301 Professional Svc.		110,000.00	
Reason: To transfer funds to necessary account lines for EMS startup operations.			
Emergency Services Total			\$200,000.00

Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #2

RESOLUTION NO. 23-134 (March 14, 2023)

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:

CIP			
Reduce: 123020.520002 IT Communications w/12302004.440890.R Federal Aid ARPA	(\$4,495.00)	(\$4,495.00)	
Reason: To reduce appropriation of ARPA to account for the remaining funds in excess of 911 phone system replacement project.			
CIP Total			(\$4,495.00)

Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #3

RESOLUTION NO. 23-135 (March 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

FUNDS APPROPRIATED TO VARIOUS 2023 ACCOUNTS

BE IT RESOLVED, That funds are hereby appropriated to the various 2023 accounts as follows:

Historian			
To: 017510.510101 Full Time CSEA Contract	\$31,791.84		
017510.510401 Longevity of Benefit	634.70		
017510.582002 CSEA Disability	165.00		
017510.583001 FICA	1,971.09		
017510.585001 Medicare-FICA	460.98		
017510.589001 Med/Hospital Ins	5,969.90		
017510.589002 Health Reimb Acct-EE	2,500.00		
017510.589003 Health Reimb Acct-Admin	75.00		
w/any funds available		\$43,568.51	
Reason: Transfer an Account Clerk position to the Historian's Office.			
Historian Total			\$43,568.51

March 14, 2023

Planning			
To: 016421.542477 Small Cities w/01642103.440890 Small Cities Grant Rev Reason: Appropriate CDBG grant funds 1279ME977-21.	\$183,492.82	\$183,492.82	
Planning Total			\$183,492.82
Real Property Tax Services			
To: 011355.540301 Professional Svc. w/01135508.440890.R Federal Aid Recovery Reason: Using residual funds for setting up the ESRI parcel fabric to use for ESRI enterprise licensing set up.	\$13,500.00	\$13,500.00	
Real Property Tax Services Total			\$13,500.00
Mental Health			
To: 014310.541801 MiscAssess/ChgOwed OthGovt w/01431004.430890 Othr State Aid Sec 606 Reason: CPL §730 Competency restoration of incarcerated individuals.	\$237,040.00	\$237,040.00	
To: 014310.541801 MiscAssess/ChgOwedOthGovt w/ <i>any funds available</i> Reason: CPL §730 Competency restoration of incarcerated individuals.	\$401,570.00	\$401,570.00	
To: 014324.542476 SYCA CCSI Systems of Care w/01432402.440890 Federal Aid Other Reason: Children's System of Care Grant funding for CCSI.	\$5,000.00	\$5,000.00	
Mental Health Total			\$643,610.00
Water Resource Agency			
To: 018310.540301 Professional Services w/01831003.440890.R Federal Aid Other-ARPA Reason: Funds originally appropriated in 2022 for professional services for the Silver Lake Dredging Project Phase 3 that remain unused and were not included in the 2023 budgeted carry over.	\$24,435.00	\$24,435.00	
Water Resource Agency Total			\$24,435.00
District Attorney			
To: 011163.542306 Seized Assets Misc. Other w/ <i>any funds available</i> Reason: To increase line item to pay for computer equipment and training using the seized asset reserves.	\$5,000.00	\$5,000.00	
To: 011161.541361 Traffic Diversion Program w/ <i>any funds available</i> Reason: To increase line item to pay for computer equipment and training using traffic diversion reserves.	\$5,000.00	\$5,000.00	
District Attorney Total			\$10,000.00

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 \$12,163,178.06 for the month of February 2023. No further action is required.

There was a motion by Mrs. King, T/Pike, to combine resolutions #4 through #6. Hearing no objection, resolution titles only were read.

#4

RESOLUTION NO. 23-136
(March 14, 2023)

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH
WARSAW PENNYSAVER ON BEHALF OF BOARD OF ELECTIONS**

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 *Warsaw Pennysaver*, 72 North Main Street, Warsaw, NY 14569 on behalf of Board of Elections. Said contract is for the processing and mailing of annual mail check cards in an amount not to exceed eight thousand two hundred dollars (\$8,200.00); effective March 1, 2023 through April 23, 2023. Contingent upon the availability of funds. (*Munis #1358*)

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

#5

RESOLUTION NO. 23-137
(March 14, 2023)

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

**MEMORANDUMS 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 Memorandums 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 as listed below.

- *Case Management Shift Hours*
- *Central Services Shift Hours*
- *OR Shift Hours*
- *Phlebotomist Shift Hours*
- *Staffing Incentive*
- *Probation Upgrade*

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

March 14, 2023

**MEMORANDUM OF UNDERSTANDING
BY AND BETWEEN THE
COUNTY OF WYOMING
AND THE
CIVIL SERVICE EMPLOYEES ASSOCIATION
LOCAL 1000, AFSCME, AFL-CIO**

**Wyoming County Community Health System
Case Management Department
Shift Hours**

WHEREAS, The Wyoming County Community Health System (WCCHS) wishes to improve departmental efficiency, and

WHEREAS, Case Management Department employees Melissa Koch and Kimberly Wolfanger, both Bargaining Unit employees in this department have agreed to a trial shift hour change, and

NOW, THEREFORE, the parties agree to establish a trial work week schedule for these above listed employees for a period not to exceed six (6) months from the date of signing of this memorandum.

This trial work week will consist of three (3) 12.0-hour work shifts and one (1) nine (9) hour work shift pursuant to and in accordance with the provisions of the Memorandum of Understanding titled "Extended & Non-Traditional Shifts" dated 03/19/2019, in the Case Management Department specifically limited to the employees named in this memorandum as follows:

"Twelve (12) Hour Shifts:-

Employees will work eleven and one half (11 ½) hours and be scheduled for twelve (12) hours per day inclusive of a one-half (1/2) hour paid meal period or thirty-six (36) hours per week for a full-time employee over three (3) days. Employees working twelve (12) hour shifts will not be eligible to receive overtime pay in accordance with the provisions of Article 11.6 (b) of the Collective Bargaining Agreement until having worked forty (40) or more hours in a work week. All paid time excluding sick, vacation and paid meal time shall be counted in the computation of this overtime."

The number of these non-traditional shifts, starting times, and effective days to be offered to employees in this department during this trial period will be at the sole discretion of Management. Assignment to any non-traditional work shifts during this trial period will be on a voluntary basis.

This Memorandum shall remain effective for a period not to exceed six (6) months from the date of signing and can be extended by written mutual agreement signed by both parties.

This agreement may be suspended or concluded by either party for any reason at any time with Fourteen (14) calendar days written notice to the other party.

Any decision of Management to terminate this trial work schedule consistent with the terms of this memorandum shall not be subject to the provisions of the Grievance and Arbitration provisions of the Collective Bargaining Agreement

FOR CSEA:

Celeste Bzduch

Date: _____

FOR THE COUNTY:

Daniel J. Farberman, Director
Human Resources

Date: _____

Rebecca Ryan, Chairperson

Date: _____

**MEMORANDUM OF UNDERSTANDING
BY AND BETWEEN THE
COUNTY OF WYOMING
AND THE
CIVIL SERVICE EMPLOYEES ASSOCIATION
LOCAL 1000, AFSCME, AFL-CIO**

**Wyoming County Community Health System
Central Services Sterile Processing
Shift Hours**

WHEREAS, The Wyoming County Community Health System (WCCHS) department of Central Services Sterile Processing wishes to improve departmental efficiency, and

WHEREAS, New employees of the Central Services Sterile Processing hired following the effective date of this Memorandum of Agreement and any existing employees of this Department who volunteer will be assigned to this work schedule as detailed herein, and

NOW, THEREFORE, the parties agree to establish a work week schedule for employees identified in the Memorandum for a period not to exceed twenty-four (24) months from the date of signing of this memorandum, unless extended by written action of the parties.

This work week will consist of three (3) 10.0-hour work shifts and one (1) nine (9) hour work shift pursuant to and in accordance with the provisions of the Memorandum of Understanding titled "Extended & Non-Traditional Shifts" dated 03/19/2019, in the Central Services Sterile Processing specifically limited to the employees identified in this memorandum as follows:

"Ten (10) Hour Shifts:

Employees will work three (3) nine and one-half (9 1/2) hours shifts and be scheduled for ten (10) hours per day inclusive of a one-half (1/2) hour unpaid meal period and one (1) day scheduled and working a nine-hour day with no paid meal or thirty-seven and one-half (37 1/2) hours per week for a full-time employee. Employees working ten (10) hour shifts will not be eligible to receive overtime pay in accordance with the provisions of Article 11.6 (b) of the Collective Bargaining Agreement until having worked forty (40) or more hours in a work week. All paid time excluding sick, vacation and paid meal time shall be counted in the computation of this overtime."

The number of these non-traditional shifts, starting times, and effective days to be offered to employees in this department during this period will be at the sole discretion of Management. Assignment to any non-traditional work shifts during this period will be on a voluntary basis or existing departmental employees hired prior to the effective date of this Memorandum.

This Memorandum shall remain effective for a period not to exceed three (3) months from the date of signing and can be extended by written mutual agreement signed by both parties.

This agreement may be suspended or concluded by either party for any reason at any time with Fourteen (14) calendar days written notice to the other party.

Any decision of Management to terminate this work schedule consistent with the terms of this memorandum shall not be subject to the provisions of the Grievance and Arbitration provisions of the Collective Bargaining Agreement

FOR CSEA:

Celeste Bzduch

Date: _____

FOR THE COUNTY:

Daniel J. Farberman, Director
Human Resources

Date: _____

Rebecca Ryan, Chairperson

Date: _____

March 14, 2023

**MEMORANDUM OF UNDERSTANDING
BY AND BETWEEN THE
COUNTY OF WYOMING
AND THE
CIVIL SERVICE EMPLOYEES ASSOCIATION
LOCAL 1000, AFSCME, AFL-CIO**

**Wyoming County Community Health System
Operating Room Department
Shift Hours**

WHEREAS, The Wyoming County Community Health System (WCCHS) Operating Room Department wishes to improve departmental efficiency, and

WHEREAS, New employees of the Operating Room Department hired following the effective date of this Memorandum of Agreement and any existing employees of this Department who volunteer will be assigned to this work schedule as detailed herein, and

NOW, THEREFORE, the parties agree to establish a work week schedule for employees identified in the Memorandum as detailed herein.

This work week will consist of three (3) 10.0-hour work shifts and one (1) nine (9) hour work shift pursuant to and in accordance with the provisions of the Memorandum of Understanding titled "Extended & Non-Traditional Shifts" dated 03/19/2019, in the Operating Room Department specifically limited to employees assigned in the Operating Room Department in Registered Nurse, Surgical Services Aid, ORT I (Endo Tech), and Certified Registered Central Service Technician (CRCST) classifications and as identified in this memorandum as follows:

"Ten (10) Hour Shifts:

Employees will work three (3) nine and one-half (9 1/2) hours shifts and be scheduled for ten (10) hours per day inclusive of a one-half (1/2) hour unpaid meal period and one (1) day scheduled and working a nine-hour day with no paid meal or thirty-seven and one-half (37 1/2) hours per week for a full-time employee. Employees working ten (10) hour shifts will not be eligible to receive overtime pay in accordance with the provisions of Article 11.6 (b) of the Collective Bargaining Agreement until having worked forty (40) or more hours in a work week. All paid time excluding sick, vacation and paid meal time shall be counted in the computation of this overtime."

The number of these non-traditional shifts, starting times, and effective days to be offered to employees in this department during this period will be at the sole discretion of Management. Assignment to any non-traditional work shifts during this period will be on a voluntary basis or existing departmental employees hired prior to the effective date of this Memorandum.

This agreement may be suspended or concluded by either party for any reason at any time with thirty (30) calendar days written notice to the other party.

Any decision of Management to terminate this work schedule consistent with the terms of this memorandum shall not be subject to the provisions of the Grievance and Arbitration provisions of the Collective Bargaining Agreement

FOR CSEA:

Celeste Bzduch

Date: _____

FOR THE COUNTY:

Daniel J. Farberman, Director
Human Resources

Date: _____

Rebecca Ryan, Chairperson

Date: _____

**MEMORANDUM OF UNDERSTANDING
BY AND BETWEEN THE
COUNTY OF WYOMING
AND THE
CIVIL SERVICE EMPLOYEES ASSOCIATION
LOCAL 1000, AFSCME, AFL-CIO**

**Wyoming County Community Health System
Laboratory Department
(Phlebotomists)
Shift Hours**

WHEREAS, The Wyoming County Community Health System (WCCHS) Laboratory Department wishes to improve departmental efficiency, and

WHEREAS, New employees of the Laboratory Department classified as Phlebotomists hired following the effective date of this Memorandum of Agreement and any existing employees classified as Phlebotomists of this Department who volunteer will be assigned to this work schedule as detailed herein, and

NOW, THEREFORE, the parties agree to establish a work week schedule for employees identified in the Memorandum as detailed herein:

This work week will consist of three (3) 12.0-hour work shifts and one (1) nine (9) hour work shift pursuant to and in accordance with the provisions of the Memorandum of Understanding titled "Extended & Non-Traditional Shifts" dated 03/19/2019, in the Laboratory Department specifically limited to the employees / classifications in this memorandum as follows:

"Twelve (12) Hour Shifts:

Employees will work eleven and one half (11 ½) hours and be scheduled for twelve (12) hours per day inclusive of a one-half (1/2) hour paid meal period or thirty-six (36) hours per week for a full-time employee over three (3) days. Employees working twelve (12) hour shifts will not be eligible to receive overtime pay in accordance with the provisions of Article 11.6 (b) of the Collective Bargaining Agreement until having worked forty (40) or more hours in a work week. All paid time excluding sick, vacation and paid meal time shall be counted in the computation of this overtime."

The number of these non-traditional shifts, starting times, and effective days to be offered to employees in this department during this period will be at the sole discretion of Management. Assignment to any non-traditional work shifts during this period will be on a voluntary basis or existing departmental employees hired prior to the effective date of this Memorandum.

This agreement may be suspended or concluded by either party for any reason at any time with thirty (30) calendar days written notice to the other party.

Any decision of Management to terminate this work schedule consistent with the terms of this memorandum shall not be subject to the provisions of the Grievance and Arbitration provisions of the Collective Bargaining Agreement

FOR CSEA:

Celeste Bzdach

Date: _____

FOR THE COUNTY:

Daniel J. Farberman, Director
Human Resources

Date: _____

Rebecca Ryan, Chairperson

Date: _____

March 14, 2023

MEMORANDUM OF UNDERSTANDING
Between the
COUNTY OF WYOMING
And the
CIVIL SERVICE EMPLOYEES' ASSOCIATION, LOCAL 1000, AFSCME, AFL-CIO
WYOMING COUNTY LOCAL 861-9250

Hospital & SNF Staffing
Certified Nurse Assistants, Licensed Practical Nurses, Patient Care Techs and Registered Nurses
(February 28 2023)

WHEREAS, there is critical staffing shortfall within the Nursing Staff of the Wyoming County Community Health System of Certified Nurse Assistants (CNA's), Licensed Practical Nurses (LPN's), Patient Care Techs and Registered Nurses (RN's),

WHEREAS, Wyoming County and CSEA have reached this agreement to ensure the safety, well-being and high quality of care to all patients in the Facility,

THEREFORE, the parties agree to the following terms and modifications of the provisions of the Collective Bargaining Agreement and prior Memorandums of Understanding between the parties in accordance with the provisions herein;

1. Any Full or Part Time, Certified Nurse Assistants, Licensed Practical Nurses, Patient Care Techs and Registered Nurses who are current employees of the Wyoming County Community Health System or other Wyoming County Department who work additional shifts beyond their respective normal work schedule within the hospital and/or Skilled Nursing Facility shifts as determined by Management will receive extra shift incentives for each scheduled consecutive four (4) hours worked from the period beginning on or about February 21, 2023 until New York State ends the COVID 19 State of Emergency operating regulations for Hospitals and Skilled Nursing Facilities.
2. The provisions of this memorandum can only be modified in writing by both parties.

Qualifying employees shall be paid as follows:

- Seventy dollars (\$70.00) for four (4) hours per pay period
 - One Hundred and Forty dollars (\$140.00) for eight (8) hours per pay period
 - Two Hundred and ten dollars (\$210.00) for twelve (12) hours per pay period.
3. These incentive shifts will be offered on a first-come first-served basis to bargaining unit employees. If in the event an employee commits to working an additional shift through the signs up procedure and fails to work the committed shift for whatever reason, this employee will be responsible for finding someone to work the shift. If he/she DOES find someone to cover the shift, there is NO occurrence on the attendance record. If he/she does not find someone to cover the shift, then the attendance policy will apply.
 4. In the event an employee works additional work hours pursuant to the provisions of this memorandum and fails to work their normal scheduled work shifts they will not be eligible for the additional compensation provided herein. For Example: If an employee is scheduled to work their regular shift and works a different shift, at the request of management, this schedule change would not qualify of the additional payment pursuant to this memorandum as it would not constitute addition work beyond normal schedules.
 5. This Memorandum of Understanding shall not create a precedent or waiver for any other matter and can only be modified or extended by written mutual agreement.
 6. This Memorandum of Understanding supersedes and replaces all prior Memorandum of Understanding pertaining to incentive shift staffing that predates this Agreement.
 6. Either party to this agreement shall have the right to exit from this agreement prior to its expiration for any reason with 24-hour prior written notice to the other party.
 7. Upon expiration the parties agree that the incentive paid to employees who work additional shifts shall return to the provisions of the Collective Bargaining Agreement.

For the CSEA

For Wyoming County
 Becky Ryan
 Chairperson Board of Supervisors

Daniel Furberman
 Director - Human Resources

Date _____

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

County Probation Officers (Trainees, Officers, Senior Officers & Supervisor)
(Effective May 1, 2023)

WHEREAS, the Wyoming County Department of Probation ("Department") is experiencing difficulty recruiting and retaining qualified Probation Officers. Probation Officers, who are peace officers, have had substantial and significant additional duties added, including but not limited to, DNA Collection and Leandra's Law, and with the impact of New York State Bail Reform; and

WHEREAS, the Department and the Union have an interest in ensuring the highest quality probation services to our county residents through appropriate compensation and staffing;

NOW, THEREFORE, the parties agree to the following modifications of the Schedule "A" Wage progression tables as listed herein effective May 1, 2023 and January 1, 2024; and

Grade 19 Probation Supervisor

	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
5/1/23	35.38	36.27	37.19	38.11	39.07	40.04
1/1/24	36.44	37.36	38.30	39.25	40.24	41.24

Grade 17 Senior Probation Officer (Propose 17A)

	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
5/1/23	30.66	31.44	32.21	33.03	33.85	33.66
1/1/24	31.58	32.38	33.18	34.02	34.87	34.69

Grade 15 Probation Officer (Propose 15B)

	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
5/1/23	25.79	26.68	27.49	28.34	29.19	30.00
1/1/24	26.56	27.48	28.31	29.19	30.06	30.90

Grade 13 Probation Officer Trainee (Propose 13A)

	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
5/1/23	24.99	25.74	26.51	27.24	28.00	28.73
1/1/24	25.74	26.51	27.30	28.06	28.84	29.59

The parties agree that these modifications will be considered a part of the current Collective Bargaining Agreement and will not be subject to change without mutual agreement by the parties

FOR CSEA:

 Celeste Bzduch

Date: _____

FOR THE COUNTY:

 Daniel J. Farberman, Director
 Human Resources

Date: _____

 Rebecca Ryan, Chairperson

Date: _____

March 14, 2023

RESOLUTION NO. 23-138
(March 14, 2023)

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

RESOLUTION NUMBER 22-488 RESCINDED AND REPLACED

WHEREAS, Resolution Number 22-488 entitled, “**MEMORANDUM OF UNDERSTANDING BY AND BETWEEN CSEA AND THE COUNTY OF WYOMING APPROVED**,” passed by this Board of Supervisors on October 11, 2022 to provide a recruitment incentive bonus to current bargaining unit employees on the payroll as of the stating employment date of the referred candidate for individual recruited and hired by the system into full-time and part-time Registered Nurse, Licenses Practical Nurse and Certified Nursing Aide; now therefore,

BE IT RESOLVED, That *Resolution Number 22-488* be hereby rescinded in its entirety and replaced with 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: 1561 Noes: Absent: 38 (Wethersfield) Abstain:

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
(Amended Effective February 9, 2023)

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. Participation and eligibility for this incentive requires the referred employee to name the employee making the referral on the employment form where requested prior to its submission. No referrals will be paid without the employee being hired having identified their referrer on the employment application in advance.
 - c. Candidates who were formerly employees of Wyoming County will only be eligible to be referred when they been off the payroll for six (6) months or greater.
 - d. Incentives under this policy can be paid to employees for successful referrals of candidates currently working or having work previously as an "Agency" and/or

March 14, 2023

contracted position with the Wyoming County Community Health System limited to the classifications listed herein.

- e. 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 within one (1) month of the start date of the employee(s) being hired, 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. Employees whose job assignment involves the recruitment and placement of candidates will not be eligible to participate in this incentive program.
- 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 THE COUNTY:

Celeste Bzduch, President
CSEA

Daniel J. Farberman, Director
Human Resources

Date: _____

Date: _____

Rebecca Ryan, Chairperson
Board of Supervisors

Date: _____

There was a motion by Ms. Grant, T/Bennington, to combine resolutions #7 through #11. Hearing no objection, resolution titles only were read.

#7

RESOLUTION NO. 23-139
(March 14, 2023)

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

RESOLUTION NUMBER 23-056 RESCINDED AND REPLACED

WHEREAS, Resolution Number 23-056 entitled, “MEMBERS APPOINTED/ REAPPOINTED TO THE OFFICE FOR THE AGING
Regular Session

ADVISORY COUNCIL,” passed by this Board of Supervisors on February 14, 2023 providing for various member appointments/reappointments to the Office for the Aging Advisory Council; now therefore,

BE IT RESOLVED, That *Resolution Number 23-056* be hereby rescinded in its entirety and replaced with the following appointments:

SUPERVISOR MEMBER

One (1) year term effective January 1, 2023 through December 31, 2023

- *Ellen Grant (T/Bennington)*, 134 Clinton Street, Alden, NY 14004

TOWN REPS

Three (3) year term effective January 1, 2023 through December 31, 2025

- *Peter Pilc (T/ Sheldon)*, 725 Route 20A, Strykersville, NY 14145

AGENCY REPS

Three (3) year term effective January 1, 2023 through December 31, 2025

- *Anthony Solina (Veteran’s Services)*, Wyoming County Agricultural Center 36 Center St Warsaw, NY 14569
- *Bridget Givens (WCCH)*, 400 North Main Street, Warsaw, NY 14569 (*replacing D. Eichenhauer*)
- *Melissa Sullivan (HomeCare & Hospice)*, 1225 West State Street, Olean, NY 14760

Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #8

**RESOLUTION NO. 23-140
(March 14, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE
AWARD WITH THE NEW YORK STATE DEPARTMENT OF
HEALTH, BUREAU OF EARLY INTERVENTION 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 grant application and acceptance award with the *New York State Department of Health, Bureau of Early Intervention*, Empire State Plaza, Corning Tower Building, Room 287, Albany, NY 12237 on behalf of the Youth Bureau. Said grant to provide funding for services coordination and early intervention services; effective April 1, 2023 through March 31, 2028. (*Munis #1336*)

Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #9

March 14, 2023

RESOLUTION NO. 23-141
(March 14, 2023)

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

**CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED
TO SIGN A CONTRACT WITH TRUSTED NURSE STAFFING, LLC
D/B/A TRUSTED CHOICE HOMECARE 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 and directed to sign a contract with *Trusted Nurse Staffing, LLC d/b/a Trusted Choice Homecare*, 2300 West Ridge Road, Suite 203, Rochester, NY 14626 on behalf of the Department of Social Services. Said contract is for consumer directed personal care in an amount not to exceed 2023 budget; effective February 1, 2023 through December 31, 2023. Contingent upon the availability of funds. (*Munis #1280*)

Carried: XXX **Ayes:** 1561 **Noes:** **Absent:** 38 (Wethersfield) **Abstain:**
#10

RESOLUTION NO. 23-142
(March 14, 2023)

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 contracts 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:

- *Thomas Turturo*, 32 South Academy Street, Lower, Wyoming, NY 14591 (*Munis Contract #1285*)

- **Supergoose Management**, 41 Main Street, Leroy, NY 14482 (*Munis Contract #1286*)
- **Cheryl George**, 1404 Manley Road, Strykersville, NY 14145 (*Munis Contract #1322*)

Contingent upon the availability of funds.

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

RESOLUTION NO. 23-143
(March 14, 2023)

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

**CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED
TO SIGN A CONTRACT WITH SCHINDLER ELEVATOR CORP 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 and directed to sign a contract with **Schindler Elevator Corp.**, 80 Curtwright Drive, Suite 3, Williamsville, NY 14221 on behalf of the Department of Social Services. Said contract is for elevator preventive maintenance in an amount not to exceed fourteen thousand sixty dollars (\$14,060.00); effective April 1, 2023 through March 31, 2028. Contingent upon the availability of funds. (*Munis #1288*)

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

There was a motion by Mr. Davis, T/Covington, to combine resolutions #12 through #18. Hearing no objection, resolution titles only were read.

#12

RESOLUTION NO. 23-144
(March 14, 2023)

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

**DEVELOPMENTAL DISABILITIES AWARENESS MONTH
PROCLAIMED**

WHEREAS, People with a developmental disability are of all racial, ethnic, educational, social, and economic backgrounds, and all are valued

March 14, 2023

members of society who find fulfillment living everyday lives; and

WHEREAS, We value what is important to people with disabilities and their families who are striving for daily lives no different than that of all other citizens; and

WHEREAS, Early intervention, education, meaningful work, and home and community-based services continue to be vital to allowing citizens with a developmental disability to enjoy the rights of citizenship, achieve personal success and allows them to contribute to their local communities alongside their neighbors without disabilities; and

WHEREAS, The Wyoming County Board of Supervisors recognizes the many accomplishments and contributions of people with developmental disabilities, we encourage all citizens to support Wyoming County residents with developmental disabilities and their families in all aspects of life; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors does hereby proclaim March 2023 to be **DEVELOPMENTAL DISABILITIES AWARENESS MONTH** and urges all citizens to give full support to efforts towards enabling people with developmental disabilities to live full and productive lives of inclusion in our communities.

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

**RESOLUTION NO. 23-145
(March 14, 2023)**

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

PROBLEM GAMBLING AWARENESS MONTH PROCLAIMED

WHEREAS, Problem gambling is a preventable public health issue that affects over 600,000 New York residents of all ages, races, and ethnic backgrounds, and causes significant societal and economic costs for families, businesses and communities; and

WHEREAS, Expanding availability and accessibility of gambling activities in New York State increase our collective risk for problem gambling; and

WHEREAS, Problem gambling is treatable, and treatment is effective in minimizing this harm to both individuals and society as a whole; and

WHEREAS, Promoting public awareness provides New Yorkers an opportunity to educate the public and policy makers about the warning signs and available support for individuals and families struggling with problems related to gambling activity; and

WHEREAS, The National Council on Problem Gambling, the New

York Council on Problem Gambling, and the New York State Problem Gambling Resource Centers invite all residents of Wyoming County to participate in Problem Gambling Awareness Month; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors does hereby proclaim March 2023 **AS PROBLEM GAMBLING AWARENESS MONTH** and encourage all citizens to support the New York Council on Problem Gambling, and the New York State Problem Gambling Resource Centers in their efforts to raise awareness and stimulate action for the issue of problem gambling with friends, family, clients and communities.

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

RESOLUTION NO. 23-146
(March 14, 2023)

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

**ADAM MOORE APPOINTED TO THE MENTAL HEALTH
COMMUNITY SERVICES BOARD AND DEVELOPMENTALLY
DISABLED SUBCOMMITTEE**

BE IT RESOLVED, That the following member is hereby appointed to the Mental Health Community Services Board and its Subcommittee as follows:

COMMUNITY SERVICES BOARD

Four (4) year term effective January 1, 2023 through December 31, 2026

- *Adam Moore, (Arc GLOW) 18 Main Street, Mt. Morris, NY 14510
(replacing G. Jackson)*

DEVELOPMENTALLY DISABLED SUBCOMMITTEE

Four (4) year term effective January 1, 2023 through December 31, 2026

- *Adam Moore, (Arc GLOW) 18 Main Street, Mt. Morris, NY 14510
(replacing G. Jackson)*

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

RESOLUTION NO. 23-147
(March 14, 2023)

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

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON
BEHALF OF MENTAL HEALTH**

March 14, 2023

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 Mental Health as follows:

- **Committee for Children**, 2815 Second Avenue, Suite 400, Seattle, WA 98121 for a grant funded, one-time purchase of a 5-year license for Second Step Grades K-8 prevention curriculum in an amount not to exceed eight thousand seven hundred thirty-three dollars (\$8,733.00); effective January 1, 2023 through December 31, 2023. (*Munis #1334*)
- **Clarity Wellness Community**, 4220 State Route 417 West, Wellsville, NY 14895 to enhance OMH licensed school-based Mental Health Satellite Clinics in an amount not to exceed twenty-five thousand nine hundred sixty-eight dollars (\$25,968.00); effective February 1, 2023 through December 31, 2023. (*Munis #1341*)

Contingent upon the availability of funds.

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

**RESOLUTION NO. 23-148
(March 14, 2023)**

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 provides Federal Substance Abuse Prevention and Treatment Block Grant (#SUPP1001) – Primary Prevention Infrastructure grant funds in a minimum amount of thirty-three thousand seven hundred fifty-one dollars (\$33,751.00); effective January 1, 2022 through December 31, 2022; and

WHEREAS, That Resolution Number 22-061 was previously amended by this Board of Supervisors on July 12, 2022 by *Resolution Number 22-354* to reflect effective dates of *March 15, 2021 through March 14, 2023 in a minimum amount of thirty-four thousand one dollars (\$34,001.00)*; now therefore,

BE IT RESOLVED, That *Resolution Number 22-061* as previously amended by *Resolution Number 22-354* be hereby further amended to extend the grant end date from March 14, 2023 to **June 14, 2023**. All else remains the

same. (*Munis #491*)

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

**RESOLUTION NO. 23-149
(March 14, 2023)**

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

RESOLUTION NUMBER 22-016 AMENDED

WHEREAS, Resolution Number 22-016 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS GRANT APPLICATIONS AND ACCEPTANCE AWARDS ON BEHALF OF MENTAL HEALTH**” passed by this Board of Supervisors on January 11, 2022 and provides, in part, for the following grant:

- *New York State Office of Addiction Services and Supports*, 1450 Western Avenue, 5th Floor, Albany, NY 12203-3526 for COVID emergency relief funding for the Federal Substance Abuse Prevention and Treatment Block Grant – CFDA #93.959 for workforce and stabilization initiatives for Partners for Prevention in a minimum amount of twenty-one thousand five hundred dollars (\$21,500.00); effective March 15, 2021 through March 14, 2023.

Now, therefore,

BE IT RESOLVED, That *Resolution Number 22-016* be hereby amended to extend the grant end date from March 14, 2023 to **June 14, 2023**. All else remains the same. (*Munis #496*)

Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #18

**RESOLUTION NO. 23-150
(March 14, 2023)**

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

**CHAIRMAN/COMMISSIONER OF HEALTH AUTHORIZED TO SIGN
A CONTRACT WITH KINNEY SERVICES, INC. ON BEHALF OF THE
COUNTY HEALTH DEPARTMENT**

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

March 14, 2023

a contract with ***Kinney Services, Inc.***, 1205 Troy Schenectady Road, Riverhill Center, Suite 106, Latham, NY 12110 on behalf of the County Health Department. Said contract for excluded provider monitoring services according to regulatory requirements in an amount not to exceed eight hundred dollars annually (\$800.00); effective March 31, 2016 until amended or terminated by either party. Contingent upon the availability of funds. (*Munis #1363*)

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

Chairwoman Ryan asked Supervisor Davis, T/Covington to read the two proclamations. Supervisor Davis invited Eric Parker from Arc GLOW and Director of Community Services K. Dryja to join him. E. Parker provided some comments on the number of residents in the four counties that are served.

Supervisor Davis asked Dir. Dryja to read the Problem Gambling Awareness Month proclamation.

Dir. Dryja thanked the board for their support of these two proclamations.

#19

**RESOLUTION NO. 23-151
(March 14, 2023)**

By Mr. Becker, Chairman of the Agriculture Committee:

AGRICULTURE MONTH IN WYOMING COUNTY PROCLAIMED

WHEREAS, March signifies a national celebration of the importance of food and agriculture in the United States as it provides almost everything we eat and use each day. This month we recognize and celebrate the diversity and abundance provided by New York's farms and our growing food and agricultural sector and the contributions of Wyoming County's family farmers; and

WHEREAS, There are 33,400 farms in New York State and 6,900,000 acres of operated farmland; and

WHEREAS, The agricultural industry in New York State contributed more than \$5.4 billion in agricultural economy sales to the New York economy each year; and

WHEREAS, With farmland occupying nearly one quarter of New York State's land area, agriculture also promotes New Yorker's quality of life in other ways, including providing access to fresh, locally sourced food, preserving open space, and enhancing communities through farmer's markets and other such activities; and

WHEREAS, Recognizing the month of March as Agriculture Month in

Wyoming County provides the opportunity for all residents of Wyoming County and New York to better appreciate agriculture's breadth and beauty, how food and fiber products are produced, and the role agriculture plays in providing safe, abundant, and affordable products; and

WHEREAS, Commemorating Agriculture month will build awareness of the benefits of the agricultural industry in Wyoming County and encourage young people to consider agriculture as a career; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors urge all New Yorkers to join us in recognizing the importance of our food and agriculture industry, to thank a farmer for providing the food we eat, and to help celebrate every month with meals made from a variety of New York State products; and be it further

FURTHER RESOLVED, That the Wyoming County Board of Supervisors do hereby proclaim the month of March 2023 as **AGRICULTURE MONTH IN WYOMING COUNTY**.

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

Chairwoman Ryan, T/Warsaw acknowledged the following recipients that were recognized at 14th Annual "Pride of Wyoming County Agriculture Dinner on March 4th.

Recognition ~

Wyoming County Chamber & Tourism, in partnership with Cornell Cooperative Extension of Wyoming County and the Wyoming County Soil and Water Conservation District celebrates and recognizes the important impact of agriculture in Wyoming County

- ***Agri-Business of the Year***
 - Reisdorf Brothers, Inc.
- ***Farm of the Year***
 - Greg and Ben Chamberlain, LLC
- ***Agricultural Environmental Management Award***
 - Campbell Dairy Farm, LLC
- ***Ronald P. Herman Conservation Partner of the Year***
 - James LaGioia, Resource Conservationist, USDA-NRCS
- ***Friend of Agriculture Award***
 - Kelly's Garage
- ***Good Neighbor Award***
 - Beau-View Farms/Bill Beaumont

#20

RESOLUTION NO. 23-152
(March 14, 2023)

March 14, 2023

By Mr. Leuer, Chairman of the Planning Committee:

**JIM FONTAINE APPOINTED TO THE WYOMING COUNTY
PLANNING BOARD**

BE IT RESOLVED, That *Jim Fontaine (T/Sheldon)*, 3598 Main Street, Strykersville, NY 14145 is hereby appointed to the **Wyoming County Planning Board** as a **Voting Member** to fill a vacant unexpired three (3) year term; effective through December 31, 2023 (*formerly held by D. Johnson*)

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

There was a motion by Mr. Brick T/Perry, to combine resolutions #21 through #26. Hearing no objection, resolution titles only were read.

#21

**RESOLUTION NO. 23-153
(March 14, 2023)**

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 AND
APPROPRIATING FUNDS THEREFORE**

WHEREAS, A Project for the *Replacement of Almeter Road over Tonawanda Creek bridge, Town of Sheldon, Wyoming County, P.I.N. 4WY0.05; Contract No D040811* (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**.

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 **\$219,000.00** 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 #1339*)

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

#22

RESOLUTION NO. 23-154
(March 14, 2023)

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH MJ
MECHANICAL ON BEHALF OF BUILDINGS AND GROUNDS**

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 ***MJ Mechanical***, 95 Pirson Parkway, Tonawanda, NY 14150 on behalf of Buildings and Grounds. Said contract to provide repairs to HVAC equipment 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 #1342*)

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

March 14, 2023

RESOLUTION NO. 23-155
(March 14, 2023)

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

**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A
CONTRACT WITH KEN’S CARPET CENTER ON BEHALF OF
BUILDINGS AND GROUNDS**

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 ***Ken’s Carpet Center***, 5656 State Route 20A, Warsaw, NY 14569 on behalf of Buildings and Grounds. Said contract is for new carpet at the Courthouse and Government Center in an amount not to exceed seventeen thousand four hundred thirty-five dollars and fifty-six cents (\$17,435.56); effective February 21, 2023 through December 31, 2023. Contingent upon the availability of funds. (*Munis #1353*)

Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:
#24

RESOLUTION NO. 23-156
(March 14, 2023)

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

RESOLUTION NUMBER 22-672 AMENDED

WHEREAS, Resolution Number 22-672 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 December 13, 2022 and provides, in part, for the following contract:

- ***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:
 - 2023 ~ \$100,734.00
 - 2024 ~ \$101,493.36
 - 2025 ~ \$101,808.00
 - 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.

Now therefore,

BE IT RESOLVED, That *Resolution Number 22-672* be hereby amended as follows:

- Add additional office space (converted closet) at the Ag Center in an amount not to exceed eighty-eight dollars (\$88.00) per month and one thousand fifty-six dollars (\$1,056.00) per year for new total contract amount not to exceed three hundred seven thousand two hundred three dollars and thirty-six cents (\$307,203.36) as follows:
 - 2023 ~ \$101,790.00
 - 2024 ~ \$102,549.36
 - 2025 ~ \$102,864.00 (*Munis #953*)

All else remains the same.

Carried: XXX **Ayes:** 1561 **Noes:** **Absent:** 38 (Wethersfield) **Abstain:** #25

RESOLUTION NO. 23-157
(March 14, 2023)

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

**44 CENTER STREET PROPERTY CAPITAL IMPROVEMENT
PROJECT ESTABLISHED AND TRANSFERRING FUNDS
THEREFORE ON BEHALF OF BUILDINGS AND GROUNDS**

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 property improvements at 44 Center Street, including but not limited to, asbestos abatement, roof replacement, electrical upgrades, door and window replacement, storm drainage, parking lot improvement, building demolition and utility survey; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors, on the recommendation of the aforementioned committees, hereby establishes the *44 Center Street Property Capital Improvement Project* in an amount not to exceed two hundred thousand dollars (\$200,000.00); and be it

FURTHER RESOLVED, That funds are hereby transferred as follows:

CIP			
From: 129950.599504 Transfer to CIP To: 121620.521002.44CTR Property Renov 44 Center St. Reason: To establish a CIP project to update 44 Center Street Barn, including roof, gutters and	\$200,000.00	\$200,000.00	

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drainage.			
CIP Total			\$200,000.00

Contingent upon the availability of funds.

Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:
#26

RESOLUTION NO. 23-158
(March 14, 2023)

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

RICHARD JENSEN APPOINTED TO THE TRAFFIC SAFETY BOARD

BE IT RESOLVED, That *Richard Jensen* (T/Bennington), 1909 Clinton Street, Attica, NY 14011 is hereby appointed to the *Traffic Safety Board* to fill a vacant unexpired three (3) year term; effective through November 5, 2023. (*replacing J. Heller*)

Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:
#27

RESOLUTION NO. 23-159
(March 14, 2023)

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH THE
TOWN OF COVINGTON 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 contract with the *Town of Covington*, 584 Route 246, Pavilion, NY 14525 on behalf of the Sheriff's Department. Said contract for additional enforcement of the Vehicle and Traffic Law on Route 63 in an amount not to exceed fifteen thousand dollars (\$15,000.00); effective January 1, 2023 through December 31, 2023. (*Revenue Contract*)(*Munis #1323*)

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

There was a motion by Mrs. May, T/Orangeville, to combine resolutions #27 through #31. Hearing no objection, resolution titles only were read.

#28

RESOLUTION NO. 23-160
(March 14, 2023)

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

RESOLUTION NUMBER 21-183 AMENDED

WHEREAS, Resolution Number 21-183 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF 9-1-1**” passed by this Board of Supervisors on April 13, 2021 and provides, in part, for the following contract:

- **Motorola Solutions, Inc.**, 123 Tice Boulevard, Woodcliff Lake, NJ 0767 to provide a backup center dispatch infrastructure upgrade in an amount not to exceed two hundred seventy-five thousand dollars (\$275,000.00); effective March 1, 2021 through December 31, 2021.

WHEREAS, That Resolution Number 21-183 was previously amended by this Board of Supervisors on January 11, 2022 by **Resolution Number 22-028** as follows:

- Add a backup center dispatch infrastructure upgrade in the amount of one million two hundred eighty-eight thousand four hundred six dollars and forty cents (\$1,288,406.40) for a total contract award in an amount not to exceed **one million five hundred sixty-three thousand four hundred six dollars and forty cents (\$1,563,406.40)**.
- Extend the term through **December 31, 2022**.

Now therefore,

BE IT RESOLVED, That **Resolution Number 21-183** as previously amended by **Resolution Number 22-028** be hereby further amended as follows:

- **Amend Change Order #1 authorized by Resolution Number 22-028 to reflect the actual amount of \$1,207,459.40**
- **Add Change Order #2 for the integration for the new radio consoles and the NICE recorder in an amount not to exceed \$97,750.00**
- **Amend the total contract award to reflect an amount not to exceed \$1,580,209.40**
- **Extend the term through June 30, 2023**

All else remains the same. (*Munis #1333*)

Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #29

RESOLUTION NO. 23-161
(March 14, 2023)

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

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH TARGET SOLUTIONS LEARNING, LLC D/B/A VECTOR SOLUTIONS 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 *Target Solutions Learning, LLC, d/b/a Vector Solutions*, 4890 West Kennedy Boulevard, Suite 300, Tampa, FL 33609 on behalf of Emergency Services. Said contract to provide online emergency medical services continuing education platform for basic life support providers in an amount not to exceed one hundred twenty-four thousand three hundred one dollars and sixty-two cents (\$124,301.62); effective April 8, 2023 through April 7, 2028. Contingent upon the availability of funds. (*Munis #1349*)

Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #30

**RESOLUTION NO. 23-162
(March 14, 2023)**

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

APPROVING SOLE SOURCE PROCUREMENT WITH STATION AUTOMATION, INC., D/B/A PSTRAX ON BEHALF OF EMERGENCY SERVICES

WHEREAS, Wyoming County Emergency Services is in need of a mechanism for the accurate tracking and inventory management of controlled substances, which is also capable of producing reporting documentation as required by New York State Department of Health; and

WHEREAS, *Station Automation, Inc., d/b/a PSTrax* offers a module that digitally tracks every controlled substance vial handoff by its control number, lot number and expiration date, along with an electronic signature and dual authentication for secure verification. It also produces a timestamped/ archived accounting of the activity, from the moment the controlled substance comes into the Department's possession to when the drugs are administered, expired, broken or wasted; and

WHEREAS, Emergency Services has looked for other possible entities to provide this comprehensive ability to track narcotics and has determined that there are no other entities capable of offering an "equal" product and/or solution; and

WHEREAS, Emergency Services has received and retained on file, a letter from *Station Automation, Inc., d/b/a PStrax* outlining its sole source status; and

WHEREAS, Based upon the above, Emergency Services has determined that *Station Automation, Inc., d/b/a PStrax* qualifies for sole source status; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors hereby authorizes sole source status for the *Station Automation, Inc., d/b/a PStrax* 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.

Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #31

**RESOLUTION NO. 23-163
(March 14, 2023)**

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

RESOLUTION NUMBER 22-469 AMENDED

WHEREAS, Resolution Number 22-469 entitled, “**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**”, passed by this Board of Supervisors on September 13, 2022 and provides, in part, for the development of a DOMESTIC TERRORISM PREVENTION PLAN by *Tetra Tech, Inc.*, 2400 Park Drive, Suite I, Harrisburg, PA 17110 in an amount not to exceed fifty thousand dollars (\$50,000.00); effective upon signing and through December 31, 2022; now therefore

BE IT RESOLVED, That *Resolution Number 22-469* be hereby amended to extend the contract end date from December 31, 2022 to **January 31, 2023**. All else remains the same. (*Munis CO#712*)

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

There was a motion by Mr. Kehl, T/Attica, to combine resolutions #32 through #54. Supervisor Roberts, T/Genesee Falls indicated she would be abstaining

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from resolutions #48 through #54. Resolutions #32 through #47 will be voted on first and then another vote on resolutions #48 through 54. Hearing no further objections, resolution titles only were read.

#32

**RESOLUTION NO. 23-164
(March 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION COMMENDING THE STATE'S SUPPORT OF 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 right here in New York; and

WHEREAS, In September of 2022, Suffolk County servers and information systems were compromised by cyber criminals demanding a ransom; and

WHEREAS, The county countered the attack by shutting down nearly all of its operations systems for more than three months, while still maintaining continuity of services, albeit with some limitations and many challenges; and

WHEREAS, Rebuilding the county systems was time consuming and cost millions of dollars; and

WHEREAS, Hackers are trying to access your systems right now by, among other things, sending emails to county employees, looking for vulnerabilities in websites and looking for ways into servers and databases; and

WHEREAS, Bad actors are trying to disrupt local government services, destroy systems, exploit data, and hold systems hostage for payment; and

WHEREAS, Almost everything that 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 connection to the local government network is an integral part of just about every government operation and service; and

WHEREAS, Last year, the State of New York allocated \$62 million to create a joint security operation center (JSOC) and fund Endpoint Detection and

Recovery solutions (EDR) for counties and the state's five largest cities; and

WHEREAS, The SFY 2024 Executive Budget proposal invests another \$42 million to support continued efforts to strengthen cyber defense efforts, expand the Cyber Analysis Unit at the State Police, and establish a specialized Industrial Control System Assessment Team to enhance resiliency of critical infrastructure facilities across the State; now therefore

BE IT RESOLVED, That 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 2024 for expanding state and local cybersecurity efforts; and be it

FURTHER RESOLVED, That the Wyoming County Board of Supervisors supports the State's expanded investment in state and local cybersecurity efforts; and be it

FURTHER RESOLVED, That the Wyoming County Board of Supervisors calls on the Governor and DOB to commit to providing support and services to an expanded number of counties and local governments to fund EDR and other solutions that can help better protect local information systems from cybersecurity threats; and be it

FURTHER RESOLVED, That the Wyoming County Board of Supervisors calls on the Governor and DOB to commit to providing multi-year cybersecurity funding 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 George Borrello, New York State Assemblyman David DiPietro, New York State Assemblywoman Marjorie Byrnes, the New York State Association of Counties and all others deemed necessary and proper.

Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #33

**RESOLUTION NO. 23-165
(March 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION CALLING ON THE STATE TO EQUITABLY
DISTRIBUTE GAMING REVENUE TO ALL NEW YORK COUNTIES
AND TO MAKE WHOLE COUNTIES IMPACTED BY THE STATE'S
GAMING REVENUE CHANGES**

WHEREAS, In recent years the State has altered the commercial gaming industry with actions such as legalizing mobile sports betting and

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reducing the gaming tax on selected commercial casinos; and

WHEREAS, Soon more changes will occur that impact the State's gaming revenue system including the license bids for up to three more downstate private casinos as well as the State negotiating a new compact with the Seneca Nation in Western NY; and

WHEREAS, The license rights to new downstate casinos will likely generate an expected \$1.5 billion, none of which is shared with the local governments; and

WHEREAS, The State's gaming revenue sharing system brings hundreds of millions of dollars to local governments and has become crucial funding in support of local government services; and

WHEREAS, The recent and future changes directly impact the current local government revenue-sharing system within certain regions; and

WHEREAS, Any gaming revenue disruption to this sharing system directly impacts a local government's ability to provide crucial services; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors calls on the State to make a permanent annual appropriation to offset any local funding decrease that results from the State's private casino tax reductions; and be it

FURTHER RESOLVED, That the Wyoming County Board of Supervisors calls on the State to make a permanent annual appropriation to offset any local funding decrease that results from major gaming statewide changes such as mobile sports betting, private casino expansion, and the resulting compact negotiations with the Seneca Nation; 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 George Borrello, New York State Assemblyman David DiPietro, New York State Assemblywoman Marjorie Byrnes, the New York State Association of Counties and all others deemed necessary and proper.

Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #34

**RESOLUTION NO. 23-166
(March 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION CALLING ON THE STATE OF NEW YORK TO
AMEND PROCUREMENT RELATED LAWS IN ORDER TO MAKE
GOVERNMENT MORE EFFICIENT**

WHEREAS, State procurement laws control the manner by which

local governments and public schools buy goods and services from commercial bidders; and

WHEREAS, These statutes exist, in part, to promote transparency and to ensure the proper use of taxpayer dollars; and

WHEREAS, Request for proposals (RFP) and competitive public bidding requirements were created by the State legislature with the intent of providing transparency while increasing competition in order to lower government costs; and

WHEREAS, Local governments and schools spend billions of dollars annually on purchases of goods and services; and

WHEREAS, The State in recent years has recognized that due to technology changes and increasing public service needs, more procurement flexibility is needed that will result in lower government purchasing costs and continuing to protect public interests; and

WHEREAS, Some of the recent changes to procurement laws include the ability for local governments and schools to piggyback off existing government contracts, allowing cooperative purchasing and use of a "best value standard"; and

WHEREAS, These changes have provided our local and state procurement officers with more tools on how to make a purchase, directly resulting in millions of dollars in savings for our taxpayers; and

WHEREAS, While these changes were helpful, goods and services continue to increase in cost and more must be done to drive down expenses on our local government, including the following list of options other states, and our state (just not local governments), are allowed to provide and have proven to be successful in creating government efficiency:

- Increase bid limits (solely based on inflation) commodities \$25,000 and public works \$45,000
- Ability to mandate electronic response to all bids not governed by Article 8 of the labor law; currently can only mandate electronic response for technology bids
- Ability to receive public works bids electronically
- Ability to use reverse auctions as a competitive procurement process, allow for primary and secondary awards on competitive bids; secondary awards could only be used when the primary awardee cannot deliver due to product availability or labor availability, and supply chain delays and volatility

Now therefore,

BE IT RESOLVED, That the Wyoming County Board of Supervisors calls on the State of New York to make the changes listed above, allowing for more flexibility for our counties to make purchases of goods and services and ensure our residents are getting the most efficient use of their taxpayer dollars; and be it

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FURTHER RESOLVED, That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator George Borrello, New York State Assemblyman David DiPietro, New York State Assemblywoman Marjorie Byrnes, the New York State Association of Counties and all others deemed necessary and proper.

Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #35

**RESOLUTION NO. 23-167
(March 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION IN SUPPORT OF THE GOVERNOR'S BUDGET
PROPOSAL TO REFORM THE STATE'S PENSION CONTRIBUTION
STABILIZATION PROGRAMS**

WHEREAS, In the aftermath of the Great Recession and accompanying large investment losses in the State's Common Retirement Fund; and

WHEREAS, These events triggered large annual increases in local governments' required pension contributions over multiple years; and

WHEREAS, The increases tripled contribution rates paid and doubled cash contributions for county employers; and

WHEREAS, The dramatic impact resulted in major reforms to the State pension system and led to the creation of two additional retirement tiers, V and VI; and

WHEREAS, It also resulted in the creation of two separate pension contribution stabilization programs designed to smooth out volatility in annual contributions; and

WHEREAS, The stabilization programs as established at the time were well intentioned and did smooth volatility in annual contributions they were also found, over time, to be rigid in application, inflexible in its treatment of reserve accounts required to be created by many participants and provided no ability to withdrawal from the programs; and

WHEREAS, More than 200 municipal entities (including 11 counties) and the State of New York participate in these pension contribution stabilization programs; and

WHEREAS, Some counties that entered into the program fully paid back all outstanding loans, with interest, many years ago; and

WHEREAS, Several counties have expressed a desire to exit the program and also to seek modifications that provide more flexibility in the use of reserve funds required under the law; and

WHEREAS, The Governor's proposed SFY 2024 budget includes reforms that would allow municipalities to exit the program and also provide more flexibility over reserve funds; and

WHEREAS, The New York State Comptroller, the sole fiduciary of the state and local retirement fund, supports these reforms; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors endorses the

Governor's reforms to the pension contribution stabilization programs and we strongly encourage the State Legislature to support these reforms as well; 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 George Borrello, New York State Assemblyman David DiPietro, New York State Assemblywoman Marjorie Byrnes, the New York State Association of Counties and all others deemed necessary and proper.

Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #36

RESOLUTION NO. 23-168
(March 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION IN OPPOSITION TO THE GOVERNOR'S BUDGET
PROPOSAL TO REPLACE THE CURRENT IN REM TAX
DELINQUENCY FORECLOSURE PROCESS AS PRESENTED**

WHEREAS, The Governor's budget proposes to replace the current In Rem tax delinquency foreclosure process that has been in place for over 30 years; and

WHEREAS, The proposal essentially disregards 30+ years of case law related to the existing system; and

WHEREAS, The proposal, as drafted, generates dozens of procedural, legal and possible constitutional issues that are not addressed in the legislation; with many that revolve around how to settle proceeds among varying interests in certain circumstances, such as:

- Divorce cases
- Deceased
- Bad title, or multiple owners
- Validating liens - determine if it was paid or not, is it a legitimate lien
- Liens are filed on a person, not a property, common names are problematic

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- The process may eliminate due process between the original owner and the mortgagee
- May eliminate mortgage refinancing incentives, where a mortgagee does not work with an owner to lower mortgage costs
- What if liens are discovered after settlement
- What happens if bankruptcy is declared after a settlement
- Does the proposal run afoul of Article WIT, Section 1 of the Constitution

And

WHEREAS, The proposal also requires counties and other municipalities that administer tax delinquency foreclosures, to effectively become agents of private for-profit banks and other lienholders to settle their accounts as well; and

WHEREAS, The proposal is too broadly structured as it applies to all parcels and could become subject to abuse; and

WHEREAS, As structured the proposal guarantees that a county will incur significant new costs because it does not allow a county to balance surplus sales against sales made at a loss during the calendar year, and the county will never be able to recover the cost of holding multiple taxing jurisdictions harmless for delinquent taxes. These unreimbursed delinquencies and sales that result in a loss will need to be assessed against county property taxpayers in following years; and

WHEREAS, Care needs to be taken when changing longstanding legislation, especially without debate, since unintended consequences may occur; and

WHEREAS, The legislation fails to address deficiencies as the counties are the State mandated guarantor of unpaid property taxes from towns, villages, school districts and various other special districts; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors opposes the In Rem tax delinquency foreclosure changes proposed in the Governor's budget; and be it

FURTHER RESOLVED, County officials responsible for implementing these state law changes want to partner with the State to develop a workable solution to the problem the Governor raises in this proposal and the Wyoming County Board of Supervisors encourages the Governor and State Legislature to pull this legislation from the budget so it can be amended to, at a minimum,

- Narrow the scope by applying it only to owner occupied parcels
- Remove provisions requiring the settlement of other outstanding liens as it forces a public servant to act as an agent of what is usually a for-profit entity that has its own existing staff to settle liens
- Clarify what are included as administrative costs
- Require the State to become the guarantor of unpaid taxes for all taxing jurisdictions that experience tax delinquencies under the proposed

process

- Establish an effective date that is no earlier than January 2025 so necessary amendments can be incorporated and state regulations can be put in place and stakeholders can be educated on the changes

And be it,

FURTHER RESOLVED, The Wyoming County Board of Supervisors believes the State should established and fund with state resources a grant program similar to the federal Homeowners Assistance Fund to help homeowners that fall behind in paying their property taxes so they can avoid tax foreclosure; 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 George Borrello, New York State Assemblyman David DiPietro, New York State Assemblywoman Marjorie Byrnes, the New York State Association of Counties and all others deemed necessary and proper.

Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #37

RESOLUTION NO. 23-169
(March 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

**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, On October 15, 1993, the St. Regis Mohawk Tribe and the State of New York signed a compact paving the way for casino gaming; the Akwesasne Mohawk Casino opened on April 12, 1999; and

WHEREAS, Under agreement and codification in New York law, the St. Regis Mohawk Tribe pays 25 percent of all gaming revenue to the State of New York in return for, in part, exclusivity in regional gaming rights; and

WHEREAS, Under the agreement, the State of New York shares with local governments, including counties and numerous towns in Northern New York, a portion of revenue they receive from the St. Regis Mohawk Tribe; and

WHEREAS, The counties and local governments rely on that revenue to 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 March 2020, the State of New York, under a State of Emergency, closed many businesses, especially ones where crowds gathered,

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including casinos, resulting in revenue losses for the Akwesasne Mohawk Casino; and

WHEREAS, In August 2020, casinos including the Akwesasne Mohawk Casino were allowed to, 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

WHEREAS, on December 11, 2022 partial payments of this gaming revenue were made to two of the seven counties and the towns within; and

WHEREAS, To date, there have been no payments by the State to the remaining five region counties since the last quarter of 2019; 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, While New York State has helped to get two of the region's counties needed gaming funding, not easing the financial burden on the remaining five counties is an inequitable solution that needs to be fixed; 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 last 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 all 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 all 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 George Borrello, New York State Assemblyman David DiPietro, New York State Assemblywoman Marjorie Byrnes, the New York State Association of Counties, the St. Regis Mohawk Tribe and all others deemed necessary and proper.

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

#38

RESOLUTION NO. 23-170
(March 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION CALLING ON STATE LEGISLATIVE LEADERS TO
PERMANENTLY EXTEND ALL EXISTING LOCAL SALES TAX
RATES AS PROPOSED BY THE GOVERNOR IN THE SFY 2024
BUDGET, AND ALLOW COUNTIES TO SET THEIR LOCAL RATE UP
TO FOUR PERCENT UNDER LOCAL LAW**

WHEREAS, For many years, counties have faced significant challenges in balancing their budgets and providing local services, while also meeting the goals of the property tax cap and state requirements to pay for and administer a wide variety of state programs; and

WHEREAS, Numerous state actions have fundamentally altered the home rule authority granted to counties in the state constitution and further supplemented in state law, resulting in county generate and determine the use of locally raised revenues for local purposes; and

WHEREAS, These actions over many decades now require counties to administer and pay for more than 40 state programs that can consume up to 80 percent of a county's entire budget; and

WHEREAS, Local elected officials rely on their home rule authority to determine what mix of local taxes is the least burdensome in their community; and

WHEREAS, County elected officials should not have to wait months, or years, for the State Legislature to convene and finally approve a local home rule revenue request to raise necessary resources to respond to critical community needs, especially in the middle of a national emergency; and

WHEREAS, The loss of these revenues causes fiscal stress and budget uncertainty for counties, while increasing pressure on property tax rates; and

WHEREAS, In the case of sales tax, counties often share the revenues with cities, towns, and villages to help pay for services delivered by these municipalities, or to directly lower the amount of property taxes levied in these jurisdictions; and

WHEREAS, The pass through of local sales tax revenue from counties to cities, towns, and villages was \$2.45 billion in 2022; and

WHEREAS, Many counties have found their local home rule revenue requests and renewals held hostage by the state elected officials as political bargaining chits; and

WHEREAS, New York City was granted permanent local authority over their sales tax rate of 4.5 percent in 2009, while county requests for the same authority have been repeatedly denied; and

WHEREAS, the Governor's proposed state fiscal year 2024 budget

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includes a provision that would make all existing county sales tax rates permanent and allow all counties to set their local tax rate up to four percent under local law; and

WHEREAS, Granting this authority will provide more budget certainty and stability; while reducing administrative expense and duplication of effort to process the necessary paperwork, forms, legislative hearings, filings and notices, resulting in improved government operations and fiscal savings at both the state and local levels; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors supports the Governor's state fiscal year 2024 budget proposal that would provide parity with New York City by granting permanent home rule sales tax authority to counties at their current rate or up to four percent; and be it

FURTHER RESOLVED, That the Wyoming County Board of Supervisors urges legislative leaders to reform the home rule process so it works as efficiently as possible for local taxpayers, eliminates unnecessary and duplicative legislative activity at the state and local level, while retaining appropriate state legislative review; 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 George Borrello, New York State Assemblyman David DiPietro, New York State Assemblywoman Marjorie Byrnes, the New York State Association of Counties and all others deemed necessary and proper.

Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #39

**RESOLUTION NO. 23-171
(March 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION CALLING ON THE GOVERNOR AND LEGISLATURE
TO SUPPORT COMMUNITY COLLEGES AND URGING THEM TO
DEVELOP AN EQUITABLE COUNTY CHARGEBACK FORMULA**

WHEREAS, Under state law, funding for community colleges is to be provided through state aid, a county sponsor contribution, and student tuition and fees; and

WHEREAS, The establishment and continued operation of a statewide community college system was based on an ongoing state aid funding commitment of at least one-third, and up to 40 percent, of community college operating costs; and

WHEREAS, The state funding amount has declined over the years and

is now below their historic one-third commitment, and far short of 40 percent; and

WHEREAS, This year the Executive State Budget proposes to maintain a funding floor for community colleges at 100 percent of prior year funding, up from the 98 percent floor enacted in FY 2022; and

WHEREAS, Without this funding floor, community colleges would face a \$138 million (22 percent) loss in formula aid due to enrollment declines; and

WHEREAS, The Governor's proposal is contingent to the following language: "...provided further that up to 20 percent of the amount of aid authorized pursuant to this appropriation shall be payable subject to a plan developed by the State University of New York and approved by the director of the budget with actions necessary for community colleges to undertake in order to operate without reliance on the base aid funding floor in future years"; and

WHEREAS, If the Governor's proposed budget and proposal to hold back needed operating funds remains unchanged, our community colleges will lose millions of dollars in base state aid, as well as even more funding if 20 percent of the aid was held for a period of time or indefinitely; and

WHEREAS, Many community colleges are at a crossroads because they are facing a decade of declining enrollment due to overall state population loss and a dramatic decline in K-12 students, more competition from 4-year schools due to special tuition aid provided by the State, forcing them to ask county sponsors and students to pay more, with county chargebacks rising at an unsustainable pace; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors applauds the Governor for proposing to implement a funding floor for community colleges; and be it

FURTHER RESOLVED, That the Wyoming County Board of Supervisors does not support the Governor's budget language that allows the State to defer passing through 20 percent of the base funding until SUNY and the Division of Budget develop plans that require community colleges to find ways to maintain operations without the 100 percent spending floor in future years as it could severely undermine current year operations; and be it

FURTHER RESOLVED, SUNY should continue to work closely with community colleges to develop innovative solutions to attract and support students during these challenging times, such as providing cybersecurity curriculum, cannabis management, and specific regional industry workforce development; and be it

FURTHER RESOLVED, That the Wyoming County Board of Supervisors calls on the State University of New York (SUNY) to develop a more equitable funding methodology for community college chargebacks for counties sending residents to colleges outside of their border; 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

George Borrello, New York State Assemblyman David DiPietro, New York State Assemblywoman Marjorie Byrnes, the New York State Association of Counties and all others deemed necessary and proper.

Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #40

**RESOLUTION NO. 23-172
(March 14, 2023)**

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,**” was passed by this Board of Supervisors on July 12, 2022 and provides for various premiums offered by various insurance companies through *Tompkins Insurance Agencies, Inc.*, 90 Main Street, Batavia, NY 14020 for the County of Wyoming; effective July 1, 2022 through July 1, 2023, in part, as follows:

- ❖ ***Travelers Insurance***
 - Crime ~ \$1,725.00

Now therefore,

BE IT RESOLVED, That ***Resolution Number 22-379*** be hereby amended to increase the Travelers Insurance Crime policy premium by ***one hundred twenty-three dollars (\$123.00)*** for a new policy amount not to exceed ***one thousand eight hundred forty-three dollars (\$1,843.00)***. All else remains the same.

Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #41

**RESOLUTION NO. 23-173
(March 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 20-358 AMENDED

WHEREAS, Resolution Number 20-358 entitled, “**RESOLUTION NUMBER 16-028 AMENDED,**” was passed by this Board of Supervisors on September 8, 2020 on behalf of Wyoming County; and

WHEREAS, Resolution Number 20-358 amended Board of

Supervisors Resolution Number 16-028, entitled, “**CHAIRMAN AUTHORIZED TO SIGN A SUBLEASE AGREEMENT WITH CORNELL UNIVERSITY ~ QUALITY MILK PRODUCTION SERVICES ON BEHALF OF THE COUNTY OF WYOMING,**” to extend the terms and set the rates for said sublease agreement, in part, as follows:

- **Effective January 1, 2023 through December 31, 2024**
 - 2% increase over 2021/2022
 - \$11.67 per square foot (\$1,881.59 per month) for an annual rent of \$22,579.13 plus \$3.67 per square foot (\$592.11 per month / \$7,105.32 per year) for utilities, cleaning service, garbage disposal and internet expense.

Now therefore,

BE IT RESOLVED, That **Resolution Number 20-358** be hereby amended to correct the amount per month for the term effective January 1, 2023 through December 31, 2024 as follows:

- \$11.67 per square foot (~~\$1,881.59 per month~~) to **\$1,881.79 per month**
- \$3.67 per square foot (~~\$592.11 per month~~) to **\$591.79 per month**

All else remains the same.

Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #42

**RESOLUTION NO. 23-174
(March 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION CALLING ON THE GOVERNOR OF NEW YORK STATE
TO REMOVE FROM THE 2024 EXECUTIVE BUDGET PART M OF
THE ARTICLE VII REVENUE BILLS**

WHEREAS, On February 1, 2023, the Governor of New York State announced New York State’s Fiscal Year 2024 Executive Budget (the “Budget”); and

WHEREAS, The Budget includes Article VII Revenue Bills; and

WHEREAS, Article VII Revenue Bills includes Part M adding a new section 989 of the Real Property Tax Law titled “Distribution of surplus in tax enforcement proceedings” (“Proposed Budget Legislation”); and

WHEREAS, The Proposed Budget Legislation seeks to require municipalities governed by Article 11 of the Real Property Tax Law (“RPTL”) to give excess money to a prior owner of real property sold by the municipality after taking title pursuant to Article 11 of the RPTL; and

WHEREAS, The Proposed Budget Legislation should be removed from the Fiscal Year (“FY”) 2024 Budget because (1) it is unconstitutional since Article VIII, Section 1 of the New York Constitution restricts a county from

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giving any money to or in aid of any individual, or private corporation or association or private undertaking, (2) it is unfair to lien holders since all liens are cut off by Section 1131 of Article 11 at the time an interested party fails to redeem or answer, which time comes prior to the County taking title and selling the parcel, (3) it will be practically impossible for a county to accurately account for all administrative costs associated with administering enforcement of taxes for thousands of parcels during a two year time period involving subcontractors and staff from multiple departments, (4) it is unclear whether litigation costs incurred in enforcing taxes pursuant to Article 11 would be included, (5) the number of unpaid parcels are likely to increase with owners knowing that they do not have to pay lien holders, including the mortgage lien on their home, real estate agents and other costs that would be required absent this Proposed Budget Legislation, (6) the Proposed Budget Legislation does not address the circumstances where there is no “prior owner” or the prior owner has deceased or the method and attempts required to ensure that the “prior owner” accepts payment and (7) it is unfair to the gross majority of parcel owners in the County who timely pay their taxes or properly sell their home if they no longer desire to own it; and

WHEREAS, The Finance Committee has reviewed this resolution and recommends that the Governor remove Part M from the FY 2024 Executive Budget; now therefore,

BE IT RESOLVED, That the Wyoming County Board of Supervisors hereby calls on the Governor of New York State to remove from the FY 2024 Executive Budget Part M of the Revenue Bills; 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 George Borrello, New York State Assemblyman David DiPietro, New York State Assemblywoman Marjorie Byrnes, the New York State Association of Counties and all others deemed necessary and proper.

Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #43

RESOLUTION NO. 23-175
(March 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

POSITION(S) CREATED

BE IT RESOLVED, That the following positions are hereby CREATED in the following Wyoming County Departments:

CREATED:

Regular Session

Real Property Tax Services

- One (1) position of ***Tax Map Technician Trainee*** (1.00 FTE) and place on Salary Schedule “S” at an hourly range of \$19.22 - \$20.33; position available date is March 15, 2023.

Planning Department

- One (1) position of ***Account Clerk*** (1.00 FTE) CSEA Agreement, Sch. A, grade 4 (\$17.97 - \$19.77); effective March 15, 2023.

Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #44

**RESOLUTION NO. 23-176
(March 14, 2023)**

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 §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign various contracts on behalf of Information Technology as follows:

- ***CivicPlus, LLC***, 302 South 4th Street, Suite 500, Manhattan, KS 66502 for website hosting and support in an amount not to exceed thirteen thousand dollars (\$13,000.00); effective March 29, 2023 through March 28, 2024. (*Munis #1396*)
- ***iVergent***, 247 Cayuga Road, Suite 300, Cheektowaga, New York 14225 for 100 additional subscriptions with maintenance and support for the Switchvox phone system to run concurrent with our existing subscriptions in an amount not to exceed fourteen thousand one hundred dollars (\$14,100.00); effective March 7, 2023 through March 11, 2026. (*Munis #1397*)
- ***SHI***, 290 Davidson Avenue, Somerset, NJ 08873 for the purchase of Veeam license renewals and support concurrent with our existing subscriptions in an amount not to exceed nine thousand one hundred fifty-nine dollars and forty-two cents (\$9,159.42); effective March 14, 2023 through September 22, 2024. (*Munis #1398*)

Contingent upon the availability of funds.

Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #45

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RESOLUTION NO. 23-177
(March 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

POSITION(S) REASSIGNED

BE IT RESOLVED, That the following position is hereby REASSIGNED in the following Wyoming County Department:

REASSIGNED:

Historian

- One (1) position of ***Account Clerk*** (1.00 FTE) (position code 011.002) on CSEA Agreement, grade 4/step 5 (\$19.41/hr.) from the Planning Department to the County Historian; effective March 15, 2023.

Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #46

RESOLUTION NO. 23-178
(March 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

POSITION(S) REINSTATED

BE IT RESOLVED, That the following position is hereby REINSTATED in the following Wyoming County Department:

REINSTATED:

Office for the Aging

- One (1) position of ***Meal Site Manager, PT*** (.435822 FTE) (position code 009.151) on Salary Schedule “F” at \$14.20/hr., remaining competitive with New York State minimum wage indefinitely; position available date is February 15, 2023.
- Two (2) positions of ***Meal Site Manager, Per Diem*** (position code 287.151) and (position code 288.151) on Salary Schedule “F” at \$14.20/hr., remaining competitive with New York State minimum wage indefinitely; position available date is February 15, 2023.

Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #47

RESOLUTION NO. 23-179
(March 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

SALARY SCHEDULES “S” AND “I” 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”:

Sheriff

- Provide 5% COLA for 2023 for the following positions:
 - ***Secretary to the Sheriff*** (position code 002.503)
 - $\$57,750.00 \times 1.05 = \$60,638.00$ (\$2,888.00 increase)
 - ***Undersheriff*** (position code 010.500)
 - $\$100,123.00 \times 1.05 = \$105,129.00$ (\$5,006.00 increase)

Salary Schedule “I”:

Sheriff

- Provide 5% COLA for 2023 for the following position:
 - ***Sheriff*** (position code 004.500)
 - $\$108,849.00 \times 1.05 = \$114,291.00$ (\$5,442.00 increase)
 - Plus \$0.63/hr. longevity increase which equates to a \$1,310.00 market adjustment

Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #48

RESOLUTION NO. 23-180
(March 14, 2023)

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 of the hospital, pursuant to General Municipal Law §104(b) and

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with the approval of the County Attorney and/or Costello Cooney Fearon, PLLC, legal counsel, is hereby authorized and directed to sign various contracts on behalf of the Wyoming County Community Health System as follows:

- ***Interim Physicians, LLC d/b/a Interim Physicians***, 12647 Olive Boulevard, Suite 100, St. Louis, MO 63141 to provide locum tenens medical services at the hospital in an amount not to exceed five hundred thousand dollars (\$500,000.00) per year; effective March 1, 2023 through February 28, 2025.
- ***M.S. Hall Associates***, P.O. Box 564, Syracuse, NY 13205 to provide federal and state reimbursement filing assistance in a cumulative amount not to exceed two hundred ninety-six thousand eight hundred dollars (\$296,800.00); effective January 1, 2023 through December 31, 2025.

Contingent upon the availability of funds.

Carried: XXX **Ayes:** 1542 **Noes:** **Absent:** 38 (Wethersfield) **Abstain:** 19 (Genesee Falls)

#49

**RESOLUTION NO. 23-181
(March 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 22-627 AMENDED

WHEREAS, Resolution Number 22-627 entitled, “**HOSPITAL ADMINISTRATOR AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**” passed by this Board of Supervisors on November 8, 2022 and provides, in part, for the following contract:

- ***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.

Now therefore,

BE IT RESOLVED, That ***Resolution Number 22-627*** be hereby amended to change the contract term from January 1, 2023 through December 31, 2023 to ***April 1, 2023 through March 31, 2025***. All else remains the same.

Carried: XXX **Ayes:** 1542 **Noes:** **Absent:** 38 (Wethersfield) **Abstain:** 19 (Genesee Falls)

#50

**RESOLUTION NO. 23-182
(March 14, 2023)**

Regular Session

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 21-465 AMENDED

WHEREAS, Resolution Number 21-465 entitled, “**HOSPITAL ADMINISTRATOR AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**” passed by this Board of Supervisors on December 12, 2021 and provides, in part, for the following contract:

- ***University at Buffalo Surgeons, Inc.***, 100 High Street, Buffalo, NY 14203 for a professional services agreement to provide general surgery services and gastrointestinal surgery services in an amount not to exceed four hundred nine thousand seven hundred fifty-four dollars (\$409,754.00) per year; effective October 1, 2021 through September 30, 2024

Now therefore,

BE IT RESOLVED, That ***Resolution Number 21-465*** be hereby as follows:

- ***Add temporary coverage for gastrointestinal on-call consults and procedures in an amount not to exceed fifty thousand dollars (\$50,000.00) per year; effective January 15, 2023 through September 30, 2024***
 - Total contract amount not to exceed four hundred fifty-nine thousand seven hundred fifty-four dollars (\$459,754.00) per year

All else remains the same.

Carried: XXX **Ayes:** 1542 **Noes:** **Absent:** 38 (Wethersfield) **Abstain:** 19 (Genesee Falls)

#51

RESOLUTION NO. 23-183 (March 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 20-103 AMENDED

WHEREAS, Resolution Number 20-103 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS EMPLOYMENT AGREEMENTS ~ SALARY SCHEDULE “P” ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**” passed by this Board of Supervisors on February 11, 2020 and provides, in part, for the following contract:

- ***Ahmed Bayoumi, MD***, 2265 Route 19, Warsaw, NY 14569 for an Internal Medicine Physician position in an amount not to exceed three

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hundred twenty-five thousand (\$325,000.00) to three hundred seventy-five thousand dollars (\$375,000.00) per year

Now therefore,

BE IT RESOLVED, That ***Resolution Number 20-103*** be hereby as follows:

- Clarify compensation to match the actual agreement:
 - ***Three hundred twenty-six thousand dollars (\$326,000.00) per year base compensation and twenty-four thousand dollars (\$24,000.00) per year stipend for Hospital Clinic and Practice Medical Director***
- ***Add full time services of Department Chair and Medical Director of the Department of Internal Medicine in an amount not to exceed twenty-five thousand dollars (\$25,000.00) per year stipend; effective March 5, 2023***

All else remains the same.

Carried: XXX Ayes: 1542 Noes: Absent: 38 (Wethersfield) Abstain: 19 (Genesee Falls)

#52

**RESOLUTION NO. 23-184
(March 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

POSITION(S) CREATED

BE IT RESOLVED, That the following positions are hereby CREATED in the following Wyoming County Department:

CREATED:

Wyoming County Community Hospital

- One (1) position of ***Outpatient Clinic Supervisor*** (1.00 FTE) (position code TBD) under GENERAL SURGERY on Salary Schedule “C” and set the salary at \$75,000.00 per year; position available date is March 1, 2023.

Carried: XXX Ayes: 1542 Noes: Absent: 38 (Wethersfield) Abstain: 19 (Genesee Falls)

#53

**RESOLUTION NO. 23-185
(March 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

Regular Session

SALARY SCHEDULE “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 “P”:

Wyoming County Community Hospital

- Include a stipend for the position of ***General Surgeon*** (position code 10.121.681) under GENERAL SURGERY CLINIC for Chairperson of the *Department of Surgery* duties in the amount of \$25,000.00 per year; effective March 5, 2023.
- Include a stipend for the position of ***Internal Medicine Physician*** (position code 10.110.614) under WYOMING COUNTY INTERNAL MEDICINE for Chairperson of the *Department of Medicine* duties in the amount of \$25,000.00 per year; effective March 5, 2023.

Carried: XXX **Ayes:** 1542 **Noes:** **Absent:** 38 (Wethersfield) **Abstain:** 19 (Genesee Falls)

#54

RESOLUTION NO. 23-186 (March 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

POSITION(S) ABOLISHED

BE IT RESOLVED, That the following positions are hereby ABOLISHED in the following Wyoming County Department:

ABOLISHED:

Wyoming County Community Hospital

- One (1) position of ***OB/GYN Physician*** (1.00 FTE) (position code 10.118.657) under OB CLINIC on Salary Schedule “P”; effective January 1, 2023.

Carried: XXX **Ayes:** 1542 **Noes:** **Absent:** 38 (Wethersfield) **Abstain:** 19 (Genesee Falls)

Supervisor Kehl, T/Attica stated he has asked for time studies for the current positions in this Department and has yet to see them. Not fair to the taxpayers to approve an unbudgeted position.

Supervisor McCormick, T/Java said that with the withdrawal of the Town of Java from the Zoning Program, the work load will be reduced in this Department.

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RESOLUTION NO. 23-187
(March 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

POSITION(S) CREATED

BE IT RESOLVED, That the following position is hereby **CREATED** in the following Wyoming County Department:

CREATED:

Fire & Building Code Enf.

- One (1) position of **Administrative Assistant** (1.00 FTE) (position code TBD) on Schedule “S” at an hourly range of \$21.97 - \$23.63; position available date is February 15, 2023.

Defeated: XXX **Ayes:** 765 **Noes:** 164 (Attica) **Absent:** 38 (Wethersfield) **Abstain:**
140 (Bennington)
53 (Covington)
88 (Java)
48 (Pike)
102 (Sheldon)
201 (Warsaw)
796 Total

Chairwoman Ryan, T/Warsaw brought attention to the community flyers at the back of the agenda along with this month’s featured veteran/veteran family-owned business ~

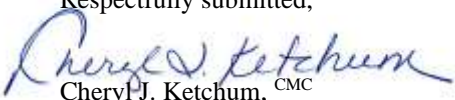
CREATIVE MEMORIES

Owned and Operated by James McLaughlin ~1968 Nesbitt Road, Attica
Offering Etching/Engravings on Stone, Glass, Wood, Metal & Much More

Supervisor Berwanger, T/Arcade asked and received confirmation that the sales tax extender has received an Assembly bill number.

There being no further business to come before this Board, Senior Supervisor Berwanger, T/Arcade adjourned the meeting at 3:30 PM with a rap on his desk.

Respectfully submitted,



Cheryl J. Ketchum, ^{CMC}
Clerk to the Board

REGULAR SESSION (April 11, 2023)

**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 Davis, T/Covington and Supervisor Brick, T/Perry. 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 2:35 PM Chairwoman Ryan, T/Warsaw, called the meeting to order.

The Veteran leading the Pledge of Allegiance for this month's board meeting is:

Sergeant Michael Lococo

Sergeant Lococo was born in Buffalo and he grew up on the East and West sides of town and attended South Park High School. During this time, he learned the great craft of pizza making by working at one of the best pizzerias in the world, also owned by a relative, La Nova Pizzeria in the city. During this time, Sergeant Lococo wanted to do more with his life so naturally he joined the Marines, specifically the Marine Reserves. He completed boot camp at Parris Island, South Carolina and M.O.S. training at Camp Geiger, North Carolina where he trained as a Diesel Mechanic.

Sergeant Lococo was assigned to Truck Company, HQ Battalion, 4th Marine Division in Erie, PA. Not long after this his unit was activated and in January 2004 they were sent to Kuwait before making their way down range in Iraq. His unit arrived at Al Taqaddum Air Base on St. Valentine's Day where he was personally welcomed by Insurgents with an incoming mortar attack. During this tour he also spent time at Abu Ghraib Prison. In October 2004, he and his unit redeployed back to the states. In August 2007, Sergeant Lococo's unit was again



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ordered to Iraq and they spent time at COP Hit, Camp Fallujah, COP Baghdadi and Al Taqaddum Air Base before redeploying in March 2008. During both of his deployments, the company was attached to an infantry unit so in addition to working on vehicles he would frequently leave the wire to go on various patrols.

Sergeant Lococo's unit once became engaged in a large fight with members of the Army's 101st Airborne Division. It was about 2 am and when there are lulls in the fighting it is very, very boring over there so both sides scooped up their collection of Chem Lights (military for glow sticks), cut them open and sprayed each other with the insides of those chem lights. The Chief Warrant Officer who caught them was not too happy to see a bunch of Marines, Soldiers, a building and the sand, all-glowing in various colors.

Sergeant Lococo successfully finished his time in the Reserves with an honorable discharged in 2010. For his valor and courageous service to our country, Sergeant Lococo was awarded:

- Navy and Marine Corps Achievement Medal
- Combat Action Ribbon
- Selected Marine Corps Reserve (2 times)
- Armed Forces Reserve Medal (2 times)
- Sea Service Deployment Ribbon (2 times)
- Iraq Campaign Medal
- Global War on Terrorism Service Medal
- Global War on Terrorism Expeditionary Medal
- National Defense Service Medal
- Letter of Appreciation
- Certificate of Commendation (Individual Award- 2 times)
- Meritorious Mast

Around the same time that Sergeant Lococo was discharged from the military, the Arcade Police Department hired him where he serves to this day as a Patrolman. He has a 22-year-old daughter, Ava and is married to his wife, Krista. His favorite hobbies include camping, hunting, cooking fine Italian meals and even though he recently tore his ACL skiing, that is still a preferred hobby.

Sergeant Lococo, on two separate occasions, went to an active combat zone to help keep us free and has been protecting the fine citizens of Arcade these past 13 years. We are fortunate to have such a man amongst us here in Wyoming County.

The pledge was said by all.

- *Rev. Mack Bixby*

- *Correspondences from Senator Borrello acknowledging receipt of several resolutions passed by the Board of Supervisors on March 14, 2023*

#1

By Mr. Kehl, Chairman of the Finance Committee:

BE IT RESOLVED, That funds are hereby transferred to the various 2023 accounts as follows:

2023 accounts as follows:			
Information Technology			
From: 011681.540301 Professional Svcs To: 011680.540401 Training/Conference Reason: To transfer funds originally budgeted for Security Hardware to Training/Conferences for a Verkada Conference in Texas.	\$1,600.00	\$1,600.00	
Information Technology Total			\$1,600.00
9-1-1			
From: 013020.520002 IT/Communication To: 013020.540011 Radio Maintenance Reason: To cover purchase of portable radio batteries ordered in 2022 that are backordered until May.	\$25,696.80	\$25,696.80	
9-1-1 Total			\$25,696.80

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
 240 Total

#2

By Mr. Kehl, Chairman of the Finance Committee:

April 11, 2023

FUNDS APPROPRIATED TO VARIOUS 2023 ACCOUNTS

BE IT RESOLVED, That funds are hereby appropriated to the various 2023 accounts as follows:

County Insurance			
To: 051710.540107 Liability Insurance <i>w/any funds available</i> Reason: To pay for additional premium on Excess Workers' Compensation Insurance.	\$30,603.00	\$30,603.00	
County Insurance Total			\$30,603.00
Youth Bureau			
To: 017310.542435.SPORT Youth Sports Grant w/01731004.438200 Youth Programs Reason: Grant came in higher than at the time 2023 Budget was done. Funds will be used for a Youth Sports program to be provided by the Warsaw YMCA per Res. #22-643	\$5,000.00	\$5,000.00	
To: 017310.542437 Safe Harbour w/01731000.412890 Other Dept Income Reason: Grant came in higher than at the time 2023 budget was done.	\$3,080.00	\$3,080.00	
Youth Bureau Total			\$8,080.00
Mental Health			
To: 014310.542441 Misc Mental Health Programs w/01431003.434900 Mental Health-St Aid Reason: One-time state aid funding for school satellite clinics.	\$25,968.00	\$25,968.00	
To: 014326.540409 Other Employee Expense 014326.542306 Miscellaneous Other w/01432601.434900 Mental Health: Dwyer Wyoming Reason: Veteran's Dwyer Peer Program State Aid 2022/2023.	\$2,000.00 78,729.00	\$80,729.00	
Mental Health Total			\$106,697.00
Sheriff			
To: 013110.540509 Change Over Expenses <i>w/any funds available</i> Reason: To carry over unused funds from the 2022 budget to cover change over expenses on four remaining vehicles.	\$17,312.25	\$17,312.25	
Sheriff Total			\$17,312.25
Jail			
To: 013150.520002 IT/Communication w/01315006.440890 Federal Aid Other <i>w/any funds available</i> Reason: To carry over unused funds from the 2022 budget for the Livescan Install/Upgrade that was not completed due to equipment delays.	\$21,347.00	\$10,000.00 11,347.00	
Jail Total			\$21,347.00
Jail Kitchen			
To: 013152.540923 Dietitian Services <i>w/any funds available</i> Reason: To pay for registered dietitian services as required by the NYS Commission of Corrections.	\$600.00	\$600.00	

Regular Session

Jail Kitchen Total			\$600.00
Emergency Services			
To: 013640.540301 Professional Svc. Contracts 013640.542306 Misc. Other w/01364007.430890 DTP State Aid – Domestic Terrorism Reason: To cover additional professional services and meeting expense related to the Domestic Terrorism Prevention.	\$123,265.19 55.00	\$123,320.19	
Emergency Services Total			\$123,320.19
District Attorney			
To: 011161.510202 Temporary w/ <i>any funds available</i> Reason: To pay for summer intern out of traffic diversion (1161).	\$3,000.00	\$3,000.00	
District Attorney Total			\$3,000.00

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
240 Total

*Mr. Jacoby, T/Wethersfield, Chair of the Audit Committee, presented the approved payment of bills totaling **\$10,627,370.86** for the month of **March 2023**. No further action is required.*

There was a motion by Mrs. King, T/Pike, to combine resolutions #3 through #9. Hearing no objection, resolution titles only were read.

#3

RESOLUTION NO. 23-190 **(April 11, 2023)**

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

RESOLUTION CALLING ON THE STATE TO PROVIDE FUNDING TO COUNTIES AND COUNTY BOARDS OF ELECTIONS FOR THE COSTS ASSOCIATED WITH LEGISLATIVE PROPOSALS TO HIRE ADDITIONAL ELECTION STAFF AND TO PROVIDE MORE FLEXIBILITY WITH EARLY VOTING SITES

WHEREAS, County boards of elections are responsible for managing election operations and paying for all or most of the costs of these operations; and

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

April 11, 2023

FURTHER RESOLVED, That the Wyoming County Board of Supervisors also applauds the state for granting 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

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
240 Total

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

Regular Session

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 million 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 services; 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

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; and

WHEREAS, The 2023-24 Executive Budget includes an 18b pay rate increase of \$158 per hour in downstate NY and \$118 per hour rest of State, but fails to include any funding for this increase; and

WHEREAS, This increase without funding will cost county governments approximately \$150 million annually, an amount that without state support threatens the quality of county government services and cuts into the gains HH made throughout the defense system; and

WHEREAS, New York State Indigent Legal Services (NYS ILS) agrees that the rate increase without state funding is detrimental to the public defense system and provided Budget testimony that said, while we appreciate that the Executive budget includes a proposal to increase the hourly rate paid to assigned counsel attorneys, the proposal suffers from significant flaws that jeopardize the sustained progress of HH settlement implementation and its extension statewide”; 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 George Borrello, New York State Assemblyman David DiPietro, New York State Assemblywoman Marjorie Byrnes, the New York State Association of Counties and all others deemed necessary and proper.

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
 240 Total

#6

RESOLUTION NO. 23-193 **(April 11, 2023)**

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

April 11, 2023

employed by state, local, or federal level governments, providing needed services to our residents; and

WHEREAS, County governments employ more than 3.6 million public servants nationwide; and

WHEREAS, Prior to the COVID pandemic, the public sector employment trend in New York was to do more with less, spurred on by state funding cuts in certain programs, resulting in a total workforce reduction of 4.5 percent from 2010 to 2020; and

WHEREAS, The Bureau of Labor Statistics showed this downturn in public employment levels has only worsened in the last two years, 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, The counties of New York have all expressed concerns over recent trends regarding the difficulty to hire and retain quality employees as this downturn in public employment levels is putting more stress on our local governments' abilities to provide needed services; and

WHEREAS, Now counties are in a hiring crisis of a shrinking hiring pool and the increase in needed county skilled labor; 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, 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, The Governor's proposed Executive Budget recognizes the need for Civil Service reform and proposes an idea the New York State Association of Counties called for in 2022, continuous Recruitment, allowing local governments the option to hold examinations continuously for candidates to apply at any time to take recruitment examinations; and

WHEREAS, The Wyoming County Board of Supervisors thanks the Governor for seeking this needed change, and we call for more to be done to help cure the recruitment challenges we jointly face; and

WHEREAS, Additional specific changes to NYS Civil Service Laws include but are not limited to:

- Codifying the electronic canvassing process authority-allowing email and phone contacts in lieu of mailing letters;
- Simplify standard grading metrics, make them understandable and predictable in order to assist potential applicants to take multiple-choice exams, as well as complete experience-based exams;
- 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;
- Transitioning from provisional to permanent appointments at local option-allow if a state test is not offered within nine months after an individual is provisionally appointed to a position, an employee becomes permanent and/or if an exam is offered within nine months, a person in the provisional appointment is scored as pass/fail on that exam;
- Allow at local option residency requirements-amend public officers law § 3 and allow for full home rule authority to determine county employee residency requirements to increase the candidate pool; and
- Expand the number of eligible employees for appointments to a rule of 5-by expanding the rule of 3, would allow a higher number of candidates to be eligible to be canvassed when public employers are seeking employees.

Now therefore,

BE IT RESOLVED, The State must immediately reform New York State Civil Service Law; and be it

FURTHER RESOLVED, This 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 George Borrello, New York State Assemblyman David DiPietro, New York State Assemblywoman Marjorie Byrnes, the New York State Association of Counties and all others deemed necessary and proper.

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
 240 Total

#7

RESOLUTION NO. 23-194
(April 11, 2023)

April 11, 2023

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 provides, 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.

And,

WHEREAS, That Resolution Number 22-158 was previously amended by this Board of Supervisors on September 13, 2022 by ***Resolution Number 22-431*** 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);*** and

WHEREAS, That Resolution Number 22-158 as previously amended by Resolution Number 22-431 was further amended by this Board of Supervisors February 14, 2023 by ***Resolution Number 23-054*** to increase the contract amount by ***one thousand five hundred fifty-nine dollars and ninety-two cents (\$1,559.92)*** for a new total amount not to exceed sixty thousand five hundred fifty-nine dollars and ninety-two cents (\$60,559.92); now therefore

BE IT RESOLVED, That ***Resolution Number 22-158*** as previously amended by ***Resolution Number 22-431*** and ***Resolution Number 23-054*** be hereby further amended to increase the contract amount by ***five hundred dollars (\$500.00) for a new total amount not to exceed sixty-one thousand fifty-nine dollars and ninety-two cents (\$61,059.92)***. All else remains the same. (*Munis #121*)

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
240 Total

#8

RESOLUTION NO. 23-195
(April 11, 2023)

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH
EMPLOYEE SERVICES, INC. ON BEHALF OF HUMAN RESOURCE**

#9

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

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 and in accordance with the provisions of Article 10.1 – “UPGRADES AND DOWNGRADES” of the Collective Bargaining Agreement by and between the Civil Service Employee’s Association Local 1000, AFSCME, AFL-CIO and the County of Wyoming hereby approves increased wages for ***Radiologic Technologist(s)*** and ***Sonographer(s)***; effective January 1, 2023 as follows:

April 11, 2023

Title	2023 Current Grade/Proposed Grade	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8	Step 9
Diagnostic Medical Sonographer	18A	28.03	29.17	30.29	31.42	32.58	33.69	34.85		
	18D	34.85	35.97	37.11	38.25	39.39	40.52	41.66		
Radiologic Technician I - New Grad	12A	21.83	22.33	22.84	23.42	23.92	24.44	24.96		
	14	21.93	22.57	23.11	23.71	24.28	24.84	25.45		
Radiologic Technician II	14	21.93	22.57	23.11	23.71	24.28	24.84	25.45		
	15A	24.71	25.31	25.90	26.43	27.05	27.52	27.92	28.93	29.93
Radiologic Technician III	14C	22.98	23.25	24.13	24.71	25.32	25.90	26.45		
	18	26.60	27.13	27.86	28.28	29.02	29.86	30.79		
Radiologic Technician IV PACS Administrator Nuclear Medicine Technologist	18A	28.03	29.17	30.29	31.42	32.58	33.69	34.85		
	18C	32.52	34.06	39.14	40.81	41.95	42.98	43.99		

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
240 Total

There was a motion by Ms. Grant, T/Bennington, to combine resolutions #10 through #18. Hearing no objection, resolution titles only were read.

#10

RESOLUTION NO. 23-197
(April 11, 2023)

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

**RESOLUTION URGING THE GOVERNOR AND STATE
LEGISLATURE TO ENACT AN EMERGENCY SYSTEM TO ADDRESS
THE SCARCITY OF PROVIDERS OF THERAPEUTIC SERVICES FOR
EARLY INTERVENTION CARE**

WHEREAS, Before and throughout the COVID-19 pandemic, New York State has observed a growing insufficiency of Early Intervention providers, including speech, occupational, physical, and applied behavioral therapists, to render related services to care for children with special needs both in the home and in early intervention settings; and

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WHEREAS, Counties are responsible for ensuring that services developed in an Individualized Family Service Plan (IFSP) begin in a timely fashion, namely thirty 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 the 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, other commitments, full caseloads, or outdated listings for providers who no longer participate with the Early Intervention Program (EIP); 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; and

WHEREAS, A survey conducted in January 2020 of fifty New York State counties found that approximately 1,140 children were on waiting lists for Early Intervention services; and

WHEREAS, A survey conducted in Spring 2022 of forty-eight counties found that approximately 5,769 children were on waiting lists for Early Intervention services across New York State, an over 400 percent increase since 2020; and

WHEREAS, The State Department of Health reported to the Federal Government that one in two children in NYS are not receiving services as required by 34 CFR § 303.310; 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, Many children in the EIP have been left with little or no services, and there are no systems currently in place to proactively address when counties have hit critically low provider capacity levels; and

WHEREAS, It is with great awareness that needs can fluctuate with each child and setting in the EIP; however, New York State should have a system to call upon in the event of a provider shortage for this critically important program; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors upon the Governor and New York State Legislature to conduct a needs analysis report for each county EIP to quantify and identify the maximum capacity of available providers within each county to deliver Early Intervention services in their identified catchment area; and be it

FURTHER RESOLVED, That each needs analysis includes an assessment of where IFSPs may be authorizing a more limited scope of services

FURTHER RESOLVED, A plan needs to be created to establish a pool of retired professionals and licensure candidates to operate under the supervision of a licensed professional in the execution of an Individualized Family Service Plan; and be it

FURTHER RESOLVED, This plan should be seen as temporary and usage should be evaluated every year until enduring Early Intervention provider capacity has been demonstrated; and be it

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
240 Total

Regular Session

from necessary services; and

WHEREAS, These third-party transportation vendors have varying health and safety procedures; and

WHEREAS, School districts are experts on transporting children and should have the burden of transporting these children as well; and

WHEREAS, Coordinating with bus companies is a significant administrative burden on municipalities, particularly on already overburdened local health departments; and

WHEREAS, Section 4401(4) of the New York State Education Law requires all school districts to provide transportation for all pupils, defined as children enrolled in any public or nonpublic elementary, middle, or secondary school, with disabilities residing in the district for whom such services are specified in their IEP; and

WHEREAS, Local school districts own, operate, and maintain buses or have systems in place to contract with bus companies to transport pupils with disabilities to and from special classes; and

WHEREAS, Local school districts have existing systems in place to ensure that bus drivers, monitors, and attendants are properly trained and qualified to transport pupils, including those in Pre-K and with disabilities, safely to and from school; and

WHEREAS, Local school districts have experience and processes in place to coordinate frequently changing bus routes; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors calls upon the Governor and the New York State Legislature to shift the responsibility for the administration of Pre-K-SEP transportation services to local school districts, commensurate with their experience transporting other pupils with disabilities residing in their districts to and from special services; and be it

FURTHER RESOLVED, That an inter-agency task force involving both the New York State Department of Health and the New York State Education Department be convened to evaluate the current structure of the Pre-K SEP and consider best practices and cost-saving mechanisms for Pre-K SEP transportation services moving forward; 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 George Borrello, New York State Assemblyman David DiPietro, New York State Assemblywoman Marjorie Byrnes, the New York State Association of Counties and all others deemed necessary and proper.

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
240 Total

#12

April 11, 2023

RESOLUTION NO. 23-199
(April 11, 2023)

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

**RESOLUTION URGING THE GOVERNOR AND STATE
LEGISLATURE TO EXPEDITE THE RELEASE OF COVERED LIVES
IMPLEMENTATION GUIDANCE AND FUNDS TO COUNTIES**

WHEREAS, On December 29, 2021, Governor Kathy Hochul signed bill A.5339/ S.5560A into law, establishing an Early Intervention Program (EIP) Covered Lives pool funded by an assessment on insurance plans; and

WHEREAS, This legislation intended to assure a reliable revenue stream for New York's EIP and went into effect on January 1, 2022; and

WHEREAS, The purpose of this legislation is to relieve the EIP's heavy fiscal burden on counties and the State that resulted from high rates of commercial insurance denials for EI service claims, to improve the EIP for children and families, and to assist providers by relieving some of their administrative duties during service delivery; and

WHEREAS, Prior to Covered Lives going into effect, Early Intervention (EI) service claims were paid through three revenue streams - either commercial insurance, Medicaid, or out of escrow, depending on the child receiving the service's insurance coverage; and

WHEREAS, Counties were responsible for paying 100 percent of the upfront costs of EIP services, not covered by Medicaid or commercial insurance, out of county escrow, with State reimbursement for 49 percent of escrow costs provided at a later date; and

WHEREAS, Since Covered Lives went into effect, providers are no longer billing commercial insurance for services provided; and

WHEREAS, The EIP pool funding is intended to offset both the county and State share of EIP services, not covered by Medicaid; and

WHEREAS, Covered Lives funds have still not yet been distributed to counties; and

WHEREAS, Counties have received limited guidance on how Covered Lives funds will be distributed; and

WHEREAS, The delay in distributing Covered Lives funds to counties has caused increases to their upfront escrow costs; and

WHEREAS, Based on the average percent of total EI costs that municipalities/counties paid from 2014-2021, without any Covered Lives funding to offset the loss of commercial insurance reimbursement, counties will be paying an estimated 2 percent more in total EI costs in 2022, equaling almost \$4 million dollars; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors calls upon the Governor and the New York State Legislature to take measures to

expedite the release of Covered Lives funds to counties and continues to dramatically increase retroactivity to January 1, 2022; and be it

FURTHER RESOLVED, The State continues their commitment to this critical program, which benefits children with developmental delays and disabilities, being a shared cost between the State and counties; and be it

FURTHER RESOLVED, The New York State Department of Health, Bureau of Early Intervention and New York State Division of the Budget provide counties with guidance on how the State plans to issue payments, including information regarding if the adjudication and reconciliation of Covered Lives payments will occur at a county level or a child/claim level; and be it

FURTHER RESOLVED, The New York State Department of Health Bureau of Early Intervention consider amending county escrow agreements to change the payment process so the State provides counties with their Covered Lives share at the beginning of the State fiscal year; and be it

FURTHER RESOLVED, The New York State Department of Health, Bureau of Early Intervention provide information on how insurance, service claim, and cost data will be maintained at the child level to ensure funds are being applied fairly across 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 George Borrello, New York State Assemblyman David DiPietro, New York State Assemblywoman Marjorie Byrnes, the New York State Association of Counties and all others deemed necessary and proper.

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
 240 Total

#13

RESOLUTION NO. 23-200 **(April 11, 2023)**

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

RESOLUTION URGING THE GOVERNOR AND NEW YORK STATE LEGISLATURE TO RESTORE CRITICAL STATE FUNDING SUPPORT FOR CHILD WELFARE SERVICES, SAFETY NET PROGRAMS AND TO FULLY FUND THE RECENT FOSTER CARE RATE SETTLEMENT WITH STATE RESOURCES AND ASSIST COUNTIES IN LOCATING ADDITIONAL CHILD CARE PROVIDERS

WHEREAS, Over the last 15 years the state has devolved away from their historic and constitutional responsibilities of providing social services and

April 11, 2023

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, The state budget is making a major infusion of child care dollars available to counties and counties do not have the child care providers available to meet the existing demand; and

WHEREAS, The reduction of state fiscal match from 65 percent to 62 percent for child welfare services, and 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, 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, Many counties have child care deserts that prevent expending the child care funds allocated to local district; and

WHEREAS, The SFY 2023 adopted budget also included provisions to settle longstanding state litigation related to inadequate foster care rates paid to foster parents, with no consultation with counties, a new extraordinary rate is being developed; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors urges the Governor and the Legislature to restore the state open ended child welfare matching rate to 65 percent; and be it

FURTHER RESOLVED, That the Wyoming County Board of Supervisors urges the Governor and Legislature to restore state matching support for Safety Net programs to 50 percent; and be it

FURTHER RESOLVED, That the Wyoming County Board of Supervisors urges the state to fully fund with state resources 100 percent of increased costs related to the foster care rate settlement reached with The Adoptive and Foster Family Coalition of New York, and the new extraordinary rate that is currently in development that the state negotiated; and be it

FURTHER RESOLVED, That the Wyoming County Board of Supervisors urges the state to provide assistance to developing an adequate pool of childcare providers to meet anticipated demand; 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 George Borrello, New York State Assemblyman David DiPietro, New York State Assemblywoman Marjorie Byrnes, the New York State Association of Counties and all others deemed necessary and proper.

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
 240 Total

#14

RESOLUTION NO. 23-201
(April 11, 2023)

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 PROVIDE ACTUAL BRICK AND
MORTAR SOLUTIONS 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 provision of additional Code Blue funding is appreciated, many localities still struggle with a lack of shelter resources to meet the needs of the homeless; 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 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

April 11, 2023

FURTHER RESOLVED, As part of the effort the state must restore the Safety Net state share to 50 percent; and be it

FURTHER RESOLVED, Counties need brick and mortar solutions to existing housing problems; 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 George Borrello, New York State Assemblyman David DiPietro, New York State Assemblywoman Marjorie Byrnes, the New York State Association of Counties and all others deemed necessary and proper.

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
240 Total

#15

RESOLUTION NO. 23-202
(April 11, 2023)

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

RESOLUTION NUMBER 23-139 AMENDED

WHEREAS, Resolution Number 23-139 entitled, “**RESOLUTION NUMBER 23-056 RESCINDED AND REPLACED**,” was passed by this Board of Supervisors on March 14, 2023 and provides for various member appointments/reappointments to the Office for the Aging Advisory Council as follows:

SUPERVISOR MEMBER

One (1) year term effective January 1, 2023 through December 31, 2023

- **Ellen Grant (T/Bennington)**, 134 Clinton Street, Alden, NY 14004

TOWN REPS

Three (3) year term effective January 1, 2023 through December 31, 2025

- **Peter Pilc (T/ Sheldon)**, 725 Route 20A, Strykersville, NY 14145

AGENCY REPS

Three (3) year term effective January 1, 2023 through December 31, 2025

- **Anthony Solina (Veteran's Services)**, Wyoming County Agricultural Center, 36 Center Street, Warsaw, NY 14569
- **Bridget Givens (WCCH)**, 400 North Main Street, Warsaw, NY 14569 (*replacing D. Eichenhauer*)
- **Melissa Sullivan (HomeCare & Hospice)**, 1225 West State Street, Olean, NY 14760

Now therefore,

BE IT RESOLVED, That *Resolution Number 23-139* be hereby amended to remove *Anthony Solina (Veteran's Services)* and *Bridget Givens (WCCB)* as these individuals were previously appointed to the Advisory Council by Resolution Number 22-639.

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
 240 Total

#16

RESOLUTION NO. 23-203
(April 11, 2023)

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

**CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED
TO SIGN A CONTRACT WITH ATTICA ESTATES 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 ***Attica Estates***, PO Box 204, Boston, NY 14025 on behalf of the Department of Social Services. Said contracts 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. (*Munis Contract #1401*)

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
 240 Total

April 11, 2023

**RESOLUTION NO. 23-204
(April 11, 2023)**

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

RESOLUTION NUMBER 22-047 AMENDED

WHEREAS, Resolution Number 22-047 entitled, “**POSITION(S) APPROVED**” was passed by this Board of Supervisors on January 11, 2022 and provides for positions in the following Wyoming County Department:

CREATED:

Social Services

- One (1) position of ***Caseworker Trainee*** (1.00 FTE) on CSEA Schedule A, Job Grade 12 at \$20.20/hr. - \$23.14/hr.; position available date is January 12, 2022.
 - Promoted to Caseworker (position code 166.042) (Grade 14) after six (6) months of satisfactory performance during the training period.
 - Funded by current Caseworker
- One (1) position of ***Caseworker Trainee*** (1.00 FTE) on CSEA Schedule A, Job Grade 12 at \$20.20/hr. - \$23.14/hr.; position available date is January 12, 2022.
 - Promoted to Caseworker (position # 006.042) (Grade 14) after six (6) months of satisfactory performance during the training period.
 - Funded by current Caseworker

Now therefore,

BE IT RESOLVED, That ***Resolution Number 22-047*** be hereby amended to correct the two (2) Caseworker Trainee positions to be promoted to Caseworker ***after twelve (12) months of satisfactory performance*** during the training period. All else remains the same.

Carried: XXX **Ayes:** 1359 **Noes:** **Absent:** 53 (Covington) **Abstain:**
187 (Perry)
240 Total

**RESOLUTION NO. 23-205
(April 11, 2023)**

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

**CHILD ABUSE AND NEGLECT PREVENTION MONTH
PROCLAIMED**

Regular Session

WHEREAS, It is the responsibility of every adult who comes in contact with a child to protect that child's inalienable right to a safe nurturing childhood; and

WHEREAS, Wyoming County has dedicated individuals and organizations who work daily to counter the problem of child abuse and neglect and to help parents obtain assistance they need; and

WHEREAS, Our County is stronger when all citizens become aware of child abuse and neglect prevention and become involved in supporting parents to raise their children in a safe, nurturing environment; and

WHEREAS, Wyoming County residents celebrate children, this county's greatest resource and the community leaders of tomorrow; now therefore

BE IT RESOLVED; That the Board of Supervisors do hereby proclaim the Month of April 2023 as **CHILD ABUSE AND NEGLECT PREVENTION MONTH** in Wyoming County and commend this observance to the citizens of this county.

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
240 Total

Ms. Grant, T/Bennington asked Dir. of Services M. Drum to come forward to accept the proclamation.

There was a motion by Ms. Grant, T/Bennington, to combine resolutions #19 through #24. Hearing no objection, resolution titles only were read.

RESOLUTION NO. 23-206
(April 11, 2023)

By Ms. Grant, Vice-Chairman of the Public Health Committee:

April 11, 2023

WHEREAS, SBHCs provide cost-effective comprehensive primary medical care, dental, vision, and mental health services at no out-of-pocket cost to all students, regardless of insurance status or ability to pay; and

WHEREAS, SBHCs are a proven model for increasing access to health and mental health services and a vehicle for eliminating racial and ethnic health disparities in communities they serve, fostering health equity for low-income and minority youth; and

WHEREAS, SBHCs have been “carved-out” of the Medicaid Managed Care program since 1985, enabling them to receive reimbursement directly from the New York State Department of Health (NYSDOH) on a fee-for-service basis; and

WHEREAS, NYSDOH is planning to end the carve-out for SBHCs, which would require them to negotiate the terms and conditions of reimbursement with the MMC health plans and receive payment from the health plans; and

WHEREAS, It is estimated that the transition to MMC will result in a loss of over \$16 million in funds to SBHCs, which could force a reduction in essential services and the closure of these vital centers in the neighborhoods that need them the most; and

WHEREAS, During the 2021 Legislative Session, the Senate and Assembly unanimously passed S.2127 (Rivera)/A.1587 (Gottfried) to permit SBHCs to choose to remain out of MMC; and

WHEREAS, Governor Hochul vetoed S.2127/A.1587, citing the need for such legislation to be enacted in the context of the state budget after further review from NYSDOH and the Medicaid program; now therefore

BE IT RESOLVED, The Wyoming County Board of Supervisors calls on the Governor and Legislature to enact legislation as part of the Fiscal Year 2024 State Budget to create a permanent carve-out for SBHCs from the MMC program to enable SBHCs to receive reimbursement directly from NYSDOH; 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 George Borrello, New York State Assemblyman David DiPietro, New York State Assemblywoman Marjorie Byrnes, the New York State Association of Counties and all others deemed necessary and proper.

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
 240 Total

#20

RESOLUTION NO. 23-207
(April 11, 2023)

By Ms. Grant, Vice-Chairman of the Public Health Committee:

Regular Session

**RESOLUTION CALLING ON GOVERNOR KATHY HOCHUL TO
DECLARE A STATE OF EMERGENCY REGARDING THE
OVERDOSE EPIDEMIC IN NEW YORK STATE TO REMOVE
STATUTORY BARRIERS TO LOCAL DATA SHARING NECESSARY
FOR TIMELY INTERVENTIONS**

WHEREAS, The use of opioids, such as hydrocodone, oxycodone, fentanyl, carfentanil, tramadol, methadone, and heroin can be fatal or cause severe side effects; and

WHEREAS, A 2022 report released by the New York State Comptroller showed that, in 2020, opioid overdose deaths increased 38 percent nationally and 44 percent in New York and in several New York State counties continues to rise, with some reports showing an increase of 68 percent in New York State alone between 2019 and 2021; and

WHEREAS, Overdoses involving opioids in New York State increased to 85 percent in 2020 and 2021, with synthetic opioids accounting for 78 percent in 2021, compared to 11 percent in 2010; and

WHEREAS, New York State counties continue to experience an upward trend in drug overdose deaths and non-fatal overdoses, particularly those resulting from opioids; and

WHEREAS, Drugs, including but not limited to heroin, cocaine, opioids, and Xanax are being laced with fentanyl; and

WHEREAS, While pharmaceutical fentanyl is 50-100 times more potent than morphine, illicitly manufactured fentanyl can contain even higher concentrations, increasing the danger of overdose, with two out of every five pills laced with fentanyl containing a potentially lethal dose; and

WHEREAS, Since 2019, the increase of counterfeit pills containing fentanyl seized by the federal Drug Enforcement Agency (DEA) has increased by 430 percent; and

WHEREAS, Access to data is critical to identifying and quickly adjusting response to local trends in drug use and the presence of additives, such as fentanyl and xylazine, which increases the risk of death and the potential impact response options; and

WHEREAS, The American Medical Association's 2022 Overdose Epidemic Report notes data gaps as a limiting factor to evidence-based public health interventions and outcomes; and

WHEREAS, Currently available data remains incomplete, or delayed, and is not standardized for comparison, and often lags years behind current year trends; and

WHEREAS, Statutory reporting requirements typically flow from state to local, with no statutory mechanism or bi-directional data processes to allow real-time data access and sharing at the local level; and

WHEREAS, NYSDOH must move towards an enhanced capacity to conduct surveillance to respond to this and other health conditions in real time;

April 11, 2023

WHEREAS, Improving standardization, quality, and timeliness of data collection and analyses will help advance local prevention, treatment and harm reduction efforts to improve outcomes and reduce overdose and death; and

WHEREAS, The federal Health Insurance Portability and Accountability Act (HIPAA) and Code of Federal Regulations (CFR) 42 permit covered entities to disclose protected health information, without authorization, to public health authorities who are legally authorized to receive such reports for the purpose of preventing or controlling disease, injury, or disability; and

WHEREAS, Barriers exist in various sections of New York State Law that constrain local ability to access and share critical information regarding opioid use and overdoses, include electronic death records, toxicology reports, emergency response reports, and other vital events; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors calls upon Governor Kathy Hochul to declare a state of emergency regarding the overdose epidemic to address statutory barriers to local data access and sharing; and be it

FURTHER RESOLVED, That the Wyoming County Board of Supervisors encourage the Governor to enact Executive Order(s) to allow for immediate local data sharing as permitted under HIPAA to increase transparency and access that can be used locally to save lives from the overdose epidemic; and be it

FURTHER RESOLVED, That the Governor and Legislature should work with NYSDOH to develop a system of data sharing to allow for advanced surveillance data by county departments of health; and be it

FURTHER RESOLVED, The Governor and Legislature should pursue statutory changes to permanently allow for local data access and sharing to facilitate real-time identification of local trends in drug use, including non-fatal and fatal overdoses to allow for timely interventions to reduce preventable injuries and deaths; 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 George Borrello, New York State Assemblyman David DiPietro, New York State Assemblywoman Marjorie Byrnes, the New York State Association of Counties and all others deemed necessary and proper.

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
240 Total

#21

RESOLUTION NO. 23-208
(April 11, 2023)

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 ***Ceadvorsy, Inc., d/b/a AdCriter***, 2510 8th Avenue, 2nd Floor, Nashville, TN 37204 on behalf of Mental Health. Said contract is for a targeted online advertising campaign in an amount not to exceed sixteen thousand dollars (\$16,000.00); effective April 1, 2023 through December 31, 2023. Contingent upon the availability of funds. (*Munis #1425*)

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
240 Total

RESOLUTION NO. 23-209
(April 11, 2023)

By Ms. Grant, Vice-Chairman of the Public Health Committee:

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 ***Dr. Peter S. Martin***, 169 Morris Avenue, Buffalo, NY 14212 on behalf of Mental Health. Said contract is for CPL 730 examinations in an amount not to exceed six thousand dollars (\$6,000.00); effective January 1, 2023 through December 31, 2023. Contingent upon the availability of funds. (*Munis CO #1337*)

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
240 Total

#23

RESOLUTION NO. 23-210
(April 11, 2023)

April 11, 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 various grant applications and acceptance award as follows:

- Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:**
187 (Perry)
240 Total

By Ms. Grant, Vice-Chairman of the Public Health Committee:

Regular Session

There was a motion by Mr. Becker, T/Sheldon, to combine resolutions #25 through #27. Hearing no objection, resolution titles only were read.

RESOLUTION NO. 23-212
(April 11, 2023)

By Mr. Becker, Chairman of the Agriculture Committee:

RESOLUTION IN SUPPORT OF THE FEDERAL PROTECTING SCHOOL MILK CHOICES ACT

WHEREAS, Milk represents an essential way for kids to get the nutrients they need for healthy growth and development; and

WHEREAS, Research finds that children who drink flavored milk consume more nutrients of concern like calcium, vitamin D, and potassium compared to non-flavored milk drinkers; and

WHEREAS, Leading health groups like the American Academy of Pediatrics, the Academy of Nutrition and Dietetics, the School Nutrition Association, and the American Heart Association also acknowledge the important role that flavored milk plays in ensuring kids get the three cups of milk and milk products recommended by the Dietary Guidelines for Americans; and

WHEREAS, Studies have shown that reducing or eliminating the availability of flavored milk in schools has led to overall decreased milk consumption and increased food waste; and

WHEREAS, Research shows that flavored milk consumption is not associated with weight gain or even a higher total daily sugar intake in children as most flavored milks contain less sugar than the cap of 22 grams per eight-ounce serving recommended by the National Academies of Sciences, Engineering, and Medicine (NASEM); and

WHEREAS, New York's counties are committed to supporting the dairy farmers, producers, and agriculture partners across New York, while also ensuring that all New York school children have access to life-enhancing nutrients; and

WHEREAS, Milk is New York State's largest agricultural commodity and is produced by more than 3,500 farms; and

WHEREAS, Any actions that prevent flavored milk from being served

April 11, 2023

FURTHER RESOLVED, That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator George Borrello, New York State Assemblyman David DiPietro, New York State Assemblywoman Marjorie Byrnes, the New York State Association of Counties and all others deemed necessary and proper.

#26

By Mr. Becker, Chairman of the Agriculture Committee:

WHEREAS, New York has over 33,000 farms encompassing roughly seven million acres of farmland comprising approximately 20 percent of the state's total land area; and

WHEREAS, The state provides several programs to help farms maintain and improve their operations and agricultural production, including the investment tax credit; and

WHEREAS, On average, a farm sees approximately \$15,000 in investment tax credits go unutilized each year; and

WHEREAS, The modifications proposed will allow eligible farmers to

receive a much-needed benefit that would enable them to continue to update, modernize, and invest in their farming operations; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors strongly endorses the Governor's proposed budget reforms to the investment tax credit for farmers and we encourage the State Legislature to support this proposal; 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 George Borrello, New York State Assemblyman David DiPietro, New York State Assemblywoman Marjorie Byrnes, the New York State Association of Counties and all others deemed necessary and proper.

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
 240 Total

#27

RESOLUTION NO. 23-214
(April 11, 2023)

By Mr. Becker, Chairman of the Agriculture Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH
 WYOMING COUNTY SOIL AND WATER CONSERVATION
 DISTRICT 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 *Wyoming County Soil and Water Conservation District*, 36 Center Street, Suite D, Warsaw, NY 14569 on behalf of the Board of Supervisors. Said contract is for agriculture district review 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 #1416*)

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
 240 Total

There was a motion by Mr. Roche, T/Eagle, to combine resolutions #28 through #30. Hearing no objection, resolution titles only were read.

#28

RESOLUTION NO. 23-215

April 11, 2023

(April 11, 2023)

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

**RESOLUTION IN SUPPORT OF PRODUCT STEWARDSHIP AND
URGING THE ESTABLISHMENT OF A STEWARDSHIP PROGRAM
FOR PACKAGING AND PRINTED PAPER**

WHEREAS, As noted in the Climate Action Council's Final Scoping Plan, more than 18 million tons of municipal solid waste (MSW) is generated each year in New York State; and

WHEREAS, 70 percent of MSW is made up of discarded products and packaging; and

WHEREAS, In New York, more than 18 million tons of municipal solid waste is generated each year, or about five pounds per day for every person who lives in the state; and

WHEREAS, Greenhouse gas (GHG) emissions from the waste sector represent about 12 percent of statewide emissions; and

WHEREAS, The most significant GHG emissions impact during the lifecycle of products and packaging result not from disposal but from the production of products and packaging that eventually become waste; and

WHEREAS, The Climate Action Council's Climate Justice Working Group has expressed support for enacting broad Extended Producer Responsibility (EPR) or product stewardship requirements to cover the end-of-life management of post-consumer products and indicated that EPR should be a priority for addressing emissions from the waste sector; and

WHEREAS, The Final Scoping Plan recommends the State enact and implement new legislation in 2023 that creates a product stewardship framework or targets products with the greatest GHG impact, such as packaging and printed paper, carpet, tires, textiles, solar panels, wind turbines, batteries, appliances, and mattresses; and

WHEREAS, Governor Kathy Hochul introduced the Waste Reduction and Recycling Infrastructure Act as part of her Fiscal Year (FY) 2024 Executive Budget proposal to create an EPR program for packaging and paper products; and

WHEREAS, Bills to create an EPR program for packaging and paper products have also been introduced by Senator Peter Harkham (S.4246) and by Senator Rachel May and Assemblymember Steve Englebright (S.9493/A.10185); and

WHEREAS, These EPR programs would significantly reduce waste and single-use plastic packaging and would require producers to take responsibility for the end-of-life management of their own packaging and invest in modernizing the operations at local recycling facilities; and

WHEREAS, S.9493/A.10185 and S.4246 would also prohibit certain

BE IT RESOLVED, That the Wyoming County Board of Supervisors supports EPR as a policy tool to make producers legally and financially responsible for mitigating the environmental impacts of their products and packaging; and be it

FURTHER RESOLVED, That the Wyoming County Board of Supervisors supports an EPR program that prohibits toxic and dangerous chemicals in packaging, including those chemicals listed in bills S.9493/A.10185 and S.4246, to protect public health and safety and avoid costs associated with their production, transport, use and disposal, including public health costs, costs of environmental remediation and costs of responding to such accidents as the recent derailment in East Palestine, Ohio of a train carrying vinyl chloride; and be it

FURTHER RESOLVED, That the Wyoming County Board of Supervisors urges the Governor and Legislature to also create an EPR framework to enable the State to create stewardship requirements for additional products with significant GHG impacts, such as solar panels; 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 George Borrello, New York State Assemblyman David DiPietro, New York State Assemblywoman Marjorie Byrnes, the New York State Association of Counties and all others deemed necessary and proper.

#29

RESOLUTION NO. 23-216
(April 11, 2023)

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

**RESOLUTION URGING THE GOVERNOR AND LEGISLATURE TO
EVALUATE AND ADDRESS BARRIERS TO PARTICIPATION IN NEW
YORK STATE'S WEATHERIZATION AND ENERGY EFFICIENCY
PROGRAMS**

WHEREAS, According to the Climate Action Council's Final Scoping Plan, the buildings sector is the largest source of greenhouse gas emissions in New York State; and

WHEREAS, Buildings were responsible for 32 percent of emissions statewide in 2019, with a significant portion coming from the combustion of fossil fuels in residential (34 percent) and commercial buildings (19 percent); and

WHEREAS, New York's residential and commercial buildings are older than the national average, which presents an opportunity for buildings to be upgraded in ways that improve both quality of life and energy performance; and

WHEREAS, New York State invests over \$1 billion in public funds annually for State- and utility-administered grant and market development programs focused on energy-efficient buildings, including NYS Clean Heat, the NYS Weatherization Assistance Program (WAP), and the EmPower New York Program; and

WHEREAS, As noted in the Scoping Plan, financial incentive programs will need to scale up dramatically to motivate millions of homeowners and building owners to install high-efficiency electric heat pumps and make energy efficiency improvements, such as sealing air leaks, adding insulation, and using building controls; and

WHEREAS, Before the State scales up these programs, it will be important for policymakers to assess their limitations in order to increase participation, advance climate justice, and maximize the impact of these investments; and

WHEREAS, One group that is often unable to participate in weatherization and energy efficiency programs is mobile homeowners because the owner of the housing unit does not also own the property on which it is located; and

WHEREAS, Health and safety issues often prevent New Yorkers who would otherwise qualify for assistance from taking advantage of it, as many of the State's programs will not fund repairs that must be done prior to energy efficiency retrofits or weatherization projects; and

WHEREAS, The inability to use program funds for basic repairs –

BE IT RESOLVED, That the Wyoming County Board of Supervisors calls on the Governor and Legislature to investigate and address barriers to participation in state programs designed to support weatherization and energy efficiency retrofits, including streamlining application processes, implementing a “no wrong door” policy, and investing in more clean energy advisors to guide New Yorkers through the application process; and be it

FURTHER RESOLVED, That the Wyoming County Board of Supervisors supports the \$200 million EmPower Plus program proposed in the Fiscal Year (FY) 2024 Executive Budget and urges the Governor and Legislature to create an additional \$200 million fund for home repairs targeted at low- and middle-income (LMI) households to address barriers to energy efficiency improvements and electrification with the goal of creating healthy, safe and energy efficient homes; and be it

FURTHER RESOLVED, That the Wyoming County Board of Supervisors encourages policymakers to use the GHHI as a model for improving state assistance programs so we can work towards achieving the Climate Act's goals while also addressing the social determinants of health and racial equity through healthy housing; 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 George Borrello, New York State Assemblyman David DiPietro, New York State Assemblywoman Marjorie Byrnes, the New York State Association of Counties and all others deemed necessary and proper.

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
240 Total

#30

RESOLUTION NO. 23-217
(April 11, 2023)

April 11, 2023

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

**RESOLUTION CALLING UPON THE PUBLIC SERVICE
COMMISSION (PSC) TO AUTHORIZE COUNTIES TO AUTHORIZE
AND FORM COMMUNITY CHOICE AGGREGATION (CCA)
PROGRAMS**

WHEREAS, On April 21, 2016, the Public Service Commission (PSC) issued its Order Authorizing Framework for Community Choice Aggregation Opt-Out Program, which authorized the establishment of Community Choice Aggregation (CCA) programs by cities, towns, and villages statewide and articulated the necessary design principles and standards that municipalities must apply in developing and implementing CCA programs for their constituents; and

WHEREAS, CCA programs allow local governments to make bulk power purchases on behalf of participating homes and businesses in their jurisdiction, making it easier for residents and employers to benefit from local clean energy projects; and

WHEREAS, Most communities in New York State that have implemented a CCA program procure 100 percent renewable energy as their default supply, which has helped to scale up renewable energy systems and reduce greenhouse gas emissions; and

WHEREAS, When CCAs integrate opt-out community solar, participating homes and small businesses are enrolled in one or more community solar projects from which they receive credits on their electric bill, which typically guarantee savings of 5 percent to 10 percent; and

WHEREAS, Opt-out community solar allows CCAs to enroll hundreds, or even thousands, of people at once, significantly reducing soft costs associated with solar and making the economics of renewable energy more attractive; and

WHEREAS, For the abovementioned reasons, CCAs are tools for transformative change in the way consumers connect to and purchase their energy; and

WHEREAS, The transformative potential of CCAs is limited by the Public Service Commission, which, in its 2016 Order, made counties ineligible to create their own CCAs programs; and

WHEREAS, As a result, county governments have been limited to encouraging municipalities to form an inter-municipal CCA and providing administrative support; and

WHEREAS, The Climate Action Council's Final Scoping Plan includes a recommendation for PSC to enable county governments to authorize and form CCA programs in recognition of the important role this could play in speeding up the State's transition to clean energy; now therefore,

BE IT RESOLVED, That the Wyoming County Board of Supervisors

calls upon the Public Service Commission to authorize counties to authorize and form community choice aggregation programs with a local opt-out in addition to the cities, towns, and villages that are currently eligible to participate; and be it

FURTHER RESOLVED, That enabling counties to create CCAs will allow for more purchasing power, more affordable rates, and greater renewable energy adoption; and be it

FURTHER RESOLVED, That Wyoming County Board of Supervisors further supports the Final Scoping Plan's recommendation to remove barriers to entry, particularly for lower-income households, and include safeguards for energy-burdened households that may have been the target of previous predatory practices related to their energy bills and 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 George Borrello, New York State Assemblyman David DiPietro, New York State Assemblywoman Marjorie Byrnes, the New York State Association of Counties and all others deemed necessary and proper.

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
 240 Total

There was a motion by Mr. Leuer, T/Middlebury, to combine resolutions #31 and #32. Hearing no objection, resolution titles only were read.

#31

RESOLUTION NO. 23-218 (April 11, 2023)

By Mr. Leuer, Chairman of the Planning Committee:

RESOLUTION CALLING FOR THE FEDERAL COMMUNICATIONS COMMISSION TO ADDRESS THE LACK OF CELLULAR PHONE COVERAGE FOR UNSERVED AND UNDERSERVED AREAS

WHEREAS, Americans are increasing their dependency on cellular phones for voice communications; and

WHEREAS, Many areas of the United States, particularly in rural areas, are either underserved or not served at all by cellular phone carriers; and

WHEREAS, Cellular phones and the requisite cellular coverage are, in many cases, the first link of our emergency response chain; and

WHEREAS, According to the National Emergency Number Association, an estimated 240 million calls are made to 9-1-1 in the U.S. each year, and, in many areas, 80 percent or more of these calls are from wireless devices; and

April 11, 2023

WHEREAS, Without adequate service, New Yorkers who live in the unserved or underserved areas, along with visitors and travelers, cannot reach emergency services when they become necessary; and

WHEREAS, The sizable percentage of individuals who rely solely on cellular phone service, combined with the unserved and underserved areas of rural areas, presents a substantial concern for public safety; and

WHEREAS, Providing cellular service to rural areas would alleviate public safety concerns related to accessing emergency services through E-911 and strengthen economic development opportunities; and

WHEREAS, The Federal Communications Commission (FCC) designates the Universal Service Administrative Company (USAC) to administer the Universal Service Fund (USF), which is dedicated to increasing access to telecommunications and advanced telecommunications services; and

WHEREAS, USAC established the High Cost Program to provide funding to telecommunications carriers for the purpose of delivering service to rural areas where the market alone cannot support the cost to provide telecommunications services; and

WHEREAS, Even though the High Cost Program is the largest of the four USF programs, many areas in rural America remain unserved or underserved; now therefore

BE IT RESOLVED, The Wyoming County Board of Supervisors urges the FCC to provide adequate funding to telecommunications carriers to ensure cellular build-out to the unserved and underserved areas of the United States; 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 George Borrello, New York State Assemblyman David DiPietro, New York State Assemblywoman Marjorie Byrnes, the New York State Association of Counties and all others deemed necessary and proper.

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
 240 Total

#32

RESOLUTION NO. 23-219
(April 11, 2023)

By Mr. Leuer, Chairman of the Planning Committee:

**RESOLUTION OPPOSING WASTE DISPOSAL SURCHARGES AND
 REQUESTING AN EXEMPTION FOR PLANNING UNITS**

WHEREAS, The New York State Department of Environmental

Regular Session

Conservation (NYSDEC) requires, and relies upon Local Solid Waste Management Planning Units to provide comprehensive waste reduction, recycling, and disposal services to communities throughout the state; and

WHEREAS, Local Solid Waste Management Planning Units have collectively invested billions of dollars in their comprehensive solid waste management systems and are responsible to set rates to support such systems, including the implementation of their Local Solid Waste Management Plans that are approved by the NYSDEC; and

WHEREAS, Local Solid Waste Management Planning Units face constant pressures by the local communities they serve to operate as efficiently as possible, such that they have the lowest possible operating costs, including the waste disposal fees charged to waste haulers and residents; and

WHEREAS, The Climate Action Council's Final Scoping Plan recommends (on page 338) that the State "enact legislation in 2023 to establish a disposal disincentive (fee per ton) on all waste generated in New York to provide financial support for reduction, reuse, and recycling;" and

WHEREAS, Most Local Solid Waste Management Planning Units already implement fee structures that support their waste reduction, reuse, and recycling programs and disincentivize disposal because recycling programs are generally offered a no cost or at a fee significantly lower than disposal fees; and

WHEREAS, The implementation of statewide per ton fees essentially undermines and penalizes the efforts by Local Solid Waste Management Planning Units to provide cost-effective comprehensive systems; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors opposes the implementation of any state-imposed type of waste disposal surcharge; and be it

FURTHER RESOLVED, That the Wyoming County Board of Supervisors hereby requests that Local Solid Waste Management Planning Units receive an exemption from such surcharges should the State choose to implement them at other disposal 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 George Borrello, New York State Assemblyman David DiPietro, New York State Assemblywoman Marjorie Byrnes, the New York State Association of Counties and all others deemed necessary and proper.

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
 240 Total

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

#33

April 11, 2023

RESOLUTION NO. 23-220
(April 11, 2023)

By Mr. Leuer, Vice-Chairman of the Public Works Committee:

**RESOLUTION URGING THE GOVERNOR AND STATE
LEGISLATORS TO ENACT INCREASES FOR LOCAL HIGHWAY,
BRIDGE AND CULVERT PROGRAMS TO RESPOND TO A 22
PERCENT INCREASE IN CONSTRUCTION COSTS AND ONGOING
FUNDING GAPS**

WHEREAS, Governor Kathy Hochul proposed, and the Legislature approved, a record \$1.228 billion investment in local road and bridge programs in the 2023 State Budget that will improve safety for millions of motorists and create tens of thousands of jobs at a critical time to promote economic recovery; and

WHEREAS, This new 5-year State Transportation Capital Plan provides unprecedented support for local governments to maintain and improve roads and bridges highlighted by the Consolidated Local Streets and Highway Improvement Program (CHIPS) funded at \$538 million, BRIDGE-NY funded at \$200 million per year, PAVE-NY at \$150 million, and Extreme Winter Recovery and State Touring Routes Programs at \$100 million each; and

WHEREAS, Governor Hochul also initiated a brand-new program, Operation Pave Our Potholes (POP), to provide \$1 billion over 5 years with fifty percent of the funds to be distributed annually to local governments to resurface and renew the state's worst roadway pavements; and

WHEREAS, However, these tremendous gains in resources for counties, towns, cities, and villages are threatened by inflation and the rapidly rising costs of construction inputs; and

WHEREAS, The real value of local highway and bridge funding has been reduced by a 16.5 percent increase in construction costs in 2022 and is projected to be further eroded by inflationary increases of 5.1 percent in 2023, according to the US Bureau of Labor Statistics; and

WHEREAS, The total 22 percent inflation-induced impact translates to a stunning \$270 million reduction in state aid to municipalities throughout the state for critical highway maintenance and pavement rehabilitation, and bridge and culvert projects; and

WHEREAS, Locally owned roads and bridges account for 87 percent of the State's 110,000 miles of roadways and 50 percent of the State's 18,000 bridges, and 46 percent of the vehicle miles travelled in New York are on local roads so the state's contribution to funding is a vital part of assuring the condition and resiliency of our statewide transportation systems; and

WHEREAS, This vast system of local roads, bridges and culverts requires a sustained high level of funding immediately and in the future to

continue to reverse the deterioration of our aged and ailing transportation infrastructure and build up its resistance to severe winter storms and other natural disasters due to climate change; and

WHEREAS, The New York State Association of Town Superintendents of Highways commissioned a study released in November, 2013 and periodically updated since then, finds that current expenditures on local roads is not keeping pace with pavement and bridge needs, and that over \$2 billion in additional revenue is required annually to address the accelerating deterioration of the pavement and bridge infrastructure that will adversely impact the motoring public, system safety and the economic vitality of New York state; and

WHEREAS, A safe and efficient transportation infrastructure is necessary for trade, economic development and revitalization, job creation and retention, schools, agriculture, businesses, health and hospital facilities and emergency responders, as well as the general traveling public; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors commends the Governor and the legislature for their ongoing commitment to enhancing state investments in local roads, bridges, and culverts; and be it

FURTHER RESOLVED, Recognizing the impacts of cost inflation for such highway construction inputs as steel, fuel and asphalt, state value of state funding to local transportation funding programs is rapidly declining, meaning fewer critical road, bridge and culvert projects are able to be undertaken; and be it

FURTHER RESOLVED, The reported funding gap between what level of funding is needed and what is made available from all sources is \$2 billion and getting wider every year; and be it

FURTHER RESOLVED, That the Wyoming County Board of Supervisors looks forward to working with Governor Hochul and the Legislature on significantly increasing state aid to local road and bridge projects as deliberations on the state budget and adjustments to the Transportation Capital Plan continues; 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 George Borrello, New York State Assemblyman David DiPietro, New York State Assemblywoman Marjorie Byrnes, the New York State Association of Counties and all others deemed necessary and proper.

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
 240 Total

#34

RESOLUTION NO. 23-221
(April 11, 2023)

April 11, 2023

By Mr. Leuer, Vice-Chairman of the Public Works Committee:

**RESOLUTION RECOGNIZING THE CHALLENGES LOCAL
HIGHWAY DEPARTMENTS FACE TO COMPLY WITH THE STATE'S
CLIMATE GOALS AND TO ESTABLISH A LOCAL HIGHWAY
DEPARTMENT ADVISORY GROUP**

WHEREAS, In 2019, the Climate Leadership and Community Protection Act (CLCPA) was signed into law and requires New York to reduce economy-wide greenhouse gas emissions 40 percent by 2030 and no less than 85 percent by 2050 from 1990 levels; and

WHEREAS, The CLCPA also calls for 70 percent of New York State's electricity to come from renewables by 2030 and 100 percent zero emissions electricity by 2040; and

WHEREAS, The CLCPA directs the development of performance-based standards for sources of greenhouse gas emissions, including but not limited to: transportation, building, industrial, commercial, and agricultural sectors; land-use and transportation planning measures aimed at reducing greenhouse gas emissions from motor vehicles; measures to promote the beneficial electrification of personal and freight transport; and other strategies to reduce greenhouse gas emissions from the transportation sector; and

WHEREAS, The New York State Association of Town Superintendents of Highways commissioned a study released in November 2013 and periodically updated which found that current expenditures on local roads is not keeping pace with pavement and bridge conditions, and an additional \$2.074 billion in annual spending is needed to address local pavement and bridge conditions of this local system, not including New York City; and

WHEREAS, The cost of transitioning the state and local highway departments' construction equipment, vehicles, and snowplows to run on electricity is at this juncture incalculable, but expected to exceed the ability to be financed without substantial sources of new revenues that will need to be directed strictly for the retrofit or procurement of such electric equipment and vehicles; and

WHEREAS, As commercial production of medium and heavy-duty large-scale, electric construction vehicles is today an essentially non-existent industry, the ability of local highway departments to plan for this transition, with its concomitant mandates that fuel and electricity charging sources be carbon-free, is of tremendous concern considering that transportation at all levels of New York government is currently significantly underfunded every year; and

WHEREAS, The State is promoting "Green Procurement" initiatives through such programs as Green NY and Green Purchasing Community and an Executive Order was issued to develop products that meet a State's Sustainability Product Specifications standards; and

WHEREAS, This goal must be implemented in a way that is

affordable while assuring adequate supplies of these specialized products and materials are available to meet the State's Sustainability Product Specifications; and

WHEREAS, Recognizing these potential impacts on the ability of local governments to deliver necessary transportation services and facilities to the traveling public and businesses at an affordable cost, it is vital that state elected representatives and state agencies assist county highway departments in assuring the development of the state's strategies for achieving these aggressive greenhouse gas emissions reduction goals and procurement standards consider these market and fiscal barriers to transition; and

WHEREAS, The Climate Action Council has approved a Scoping Plan which is to be the roadmap for state agencies to develop and promulgate regulation to implement the transition to a carbon-free economy and the aggressive transition to electrification of the transportation system; and

WHEREAS, All levels of government need to work together throughout the regulatory process to assure strategies and mandates put in place to meet the CLCPA goals for the transportation sector are realistic and achievable and will benefit the environment; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors calls on the Governor, the Department of Transportation (NYSDOT) and the Department of Environmental Conservation (NYSDEC) Commissioners and Legislative Leaders to commit to providing support for addressing these concerns in the regulatory process and to dedicate the funding necessary to fully cover the counties' costs of complying with the state mandates under the CLCPA; and be it

FURTHER RESOLVED, Recognizing the expertise of local highway professionals, an advisory group be established jointly by NYSDOT and NYSDEC made up of representatives of the municipal highway superintendents' and commissioners of public works' organizations to review and recommend proposals and policies for meeting the goals of the CLCPA before they are implemented or published in the State Register; 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 George Borrello, New York State Assemblyman David DiPietro, New York State Assemblywoman Marjorie Byrnes, the New York State Association of Counties and all others deemed necessary and proper.

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
 240 Total

#35

RESOLUTION NO. 23-222
(April 11, 2023)

April 11, 2023

By Mr. Leuer, Vice-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 April 2, 2023 through April 1, 2024; 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 in the bid documents attached hereto and made party hereof pursuant to section 103 of the General Municipal Law.

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
240 Total

#36

RESOLUTION NO. 23-223
(April 11, 2023)

By Mr. Leuer, Vice-Chairman of the Public Works Committee:

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON
BEHALF OF BUILDINGS AND GROUNDS**

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 Information Technology as follows:

- ***Harding Plumbing & Heating, Inc.***, 34 North Main Street, Perry, NY 14530 on behalf of Building and Grounds. Said contract is for emergency repairs to HVAC units at various county buildings in an amount not to exceed twenty thousand dollars (\$20,000.00); effective March 23, 2023 through December 31, 2023. (*Munis #1422*)
- ***U&S Services, Inc., a Stark Tech Group Company***, 95 Start Street, Tonawanda, NY 14150 for the installation of temperature controls on the new make-up air unit at the Wyoming County Jail in an amount not to exceed twelve thousand dollars (\$12,000.00); effective March 30, 2023 through project completion. (*Munis #XXX*)
- ***MJ Mechanical Services, Inc.***, 95 Pirson Parkway, Tonawanda, NY 14150 for emergency repairs to the cooling tower located at the Public Safety building in an amount not to exceed fifty-two thousand dollars (\$52,000.00); effective March 9, 2023 through December 31, 2023. (*Munis #1446*)

#37

By Mr. Leuer, Vice-Chairman of the Public Works Committee:

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 Building and Grounds as follows:

- ***ALPS Elevator Inspection Services, Inc.***, PO Box 605, Buffalo, NY 14207 for third party inspections of elevators at various county buildings in an amount not to exceed two thousand dollars (\$2,000.00) per year for a total contract amount not to exceed twenty thousand dollars (\$20,000.00); effective August 1, 2022 through July 31, 2032. (*Munis CO #718*)
- ***Parise Mechanical, Inc.***, 1106 Sheridan Drive, Tonawanda, NY 14150 for the purchase and installation of the new makeup air unit at the Wyoming county Jail in an amount not to exceed two hundred one thousand six hundred dollars (\$201,600.00); effective March 30, 2023 through the completion of the project. (*Munis #XXX*)

Contingent upon the availability of funds.

#38

By Mr. Leuer, Vice-Chairman of the Public Works Committee:

COURTHOUSE CAMPUS PAVING CAPITAL IMPROVEMENT

April 11, 2023

WHEREAS, The SFY 2020-21 budget required counties to pay 100 percent of the Office of Mental Health (OMH) State Operations costs for individuals receiving court-ordered mental health competency restoration services at State-operated Forensic Psychiatric Centers; and

WHEREAS, Historically, counties paid 50 percent of the per diem rate set by OMH, which has now reached an unsustainable cost burden on county budgets; and

WHEREAS, The derivation of Section 43.03 of Mental Hygiene Law (MHL), dates back to 1907 and allows the State to offset the costs of operating its Forensic Psychiatric Centers at county expense; and

WHEREAS, This statute no longer reflects the current mental hygiene system or the New York State Unified Court System and needs to be updated to be consistent with other statutes that makes the State responsible for its costs for the treatment of mentally ill individuals in State-operated Forensic Psychiatric Centers; and

WHEREAS, OMH has also taken the position that the county mental health commissioners are to receive limited information on the clients ordered to restoration; and

WHEREAS, As the full payors of these services, the commissioners must have timely access to any pertinent client information as deemed necessary to effectively manage their responsibilities under the mental hygiene law; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors calls on the State to restore the historic 50/50 state/county share of mental health competency restoration services and enact permanent reforms by enacting S.7461-A (Brouk) / A.8402-A (Gunther); and be it

FURTHER RESOLVED, Counties must be allowed to participate in the restoration and planning process for an individual's restorative care during the duration of their stay at an OMH facility; and be it

FURTHER RESOLVED, There must be a statutory timeframe and determination as to when an individual is unable to be restored through forensic services (CPL § 730.50); and be it

FURTHER RESOLVED, That the Criminal Procedure Law (CPL) § 730.10 be modified to make clear that restoration is not mental health treatment so the judiciary is better informed that a 730 order does not treat underlying mental health needs; and be it

FURTHER RESOLVED, CPL § 730.20 must be reformed to establish specific criteria for 730 examiners, streamlining the process to establish equity across the system, and that the psychiatrist or psychologist conducting the psychiatric exam tells the court whether or not there is a reasonable chance of restoration, thereby granting the court an opportunity to allow diversion to mental health treatment; and be it

FURTHER RESOLVED, That the Wyoming County Board of Supervisors calls on the state to ensure county directors of community services

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
240 Total

RESOLUTION NO. 23-227
(April 11, 2023)

**RESOLUTION IN SUPPORT OF EFFORTS TO IMPROVE
PROBATION AND ALTERNATIVES TO INCARCERATION IN NEW
YORK STATE TO PROTECT THE PUBLIC AND REDUCE RELIANCE
ON PRISONS, JAILS AND DETENTION**

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

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

BE IT RESOLVED, That the Wyoming County Board of Supervisors supports proposals put forward by the Governor to immediately enact statutory and regulatory changes that improve Probation and Alternatives to Incarceration

in the following ways:

1. In response to Raise The Age legislation:
 - Mandate that the state's evidence-based criteria should account for existing local best practice programs.
 - Allow probation the ability to make an application for a temporary order of protection as a part of the adjustment process.
 - Authorize law enforcement agencies to issue appearance tickets if deemed appropriate by the arresting officer, instead of physical arrest, when adolescent offenders and juvenile offenders are charged with most d felonies.
 - Allow law enforcement agencies to deliver adolescent offenders and juvenile offenders to be held in detention facilities after hours without a securing order until the youth part is in session.
2. Establish a dedicated funding stream through DCJA/OPCA for 100 percent of all local probation costs including but not limited to probation personnel and evidence-based programming associated with Raise The Age legislation.
3. Eliminate the requirement of a sentence of conditional discharge or probation for leandra law cases when a defendant has been sentenced to a definite jail term or a term of imprisonment.
4. Local probation departments receive 100 percent state reimbursement of all pre-trial services costs including but not limited to probation personnel associated with bail reform.
5. That the executive chamber and the Office of Children and Families services (OCFS) work towards transitioning some of the closed OCFS or department of correctional and community supervision facilities to accommodate the lack of specialized secure detention beds as well as allowing county consortiums to open specialized secure detention facilities if desired.

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 George Borrello, New York State Assemblyman David DiPietro, New York State Assemblywoman Marjorie Byrnes, the New York State Association of Counties and all others deemed necessary and proper.

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
240 Total

#41

RESOLUTION NO. 23-228
(April 11, 2023)

April 11, 2023

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 accept the following New York State Office of General Services Vehicle Marketplace bids and sign contracts on behalf of the Sheriff's Department:

- **Joe Cecconi's Chrysler Complex**, 2380 Military Road, Niagara Falls, NY 14304
 - Mini-Bid No. 12792 for three (3) Marked 2023 Dodge Charger Police Units in an amount not to exceed thirty-six thousand eight hundred seventy-one dollars and thirty-nine cents (\$36,871.39) per vehicle for a total amount not to exceed one hundred ten thousand six hundred fourteen dollars and seventeen cents (\$110,614.17); effective April 1, 2023 through delivery of vehicles. (*Munis #1437*)
 - Mini-Bid No. 12794 for one (1) Unmarked 2023 Dodge Charger Police Unit in an amount not to exceed thirty-six thousand eight hundred seven dollars and forty cents (\$36,807.40); effective April 1, 2023 through delivery of vehicle. (*Munis #1438*)

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
 240 Total

RESOLUTION NO. 23-229
(April 11, 2023)

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 ***EM Systems***, 4043 Maple Road, Amherst, NY 14226 on behalf of the County Jail. Said contract is

#43

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

WHEREAS, Resolution Number 22-370 entitled, “CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH IDEMIA ON BEHALF OF THE COUNTY JAIL,” passed by this Board of Supervisors on July 12, 2022 and provides for 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; now therefore,

#44

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

WHEREAS, Resolution Number 03-125 entitled, “CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH SINCLAIR PHARMACY ON BEHALF OF THE WYOMING COUNTY SHERIFF’S DEPARTMENT,” passed by this Board of Supervisors on April 8, 2003 and

April 11, 2023

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provides for pharmaceutical services for the Wyoming County Jail in an amount per the language of the contract; now therefore,

BE IT RESOLVED, That **Resolution Number 03-125**, as previously amended, be hereby further amended to reflect a contract extension term of **April 1, 2023 through March 31, 2024**. All else remains the same. (*Munis CO #1149*)

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
240 Total

#45

RESOLUTION NO. 23-232
(April 11, 2023)

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH
WILMAC BUSINESS EQUIPMENT CO., INC. 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 **Wilmac Business Equipment Co., Inc.**, 73 State Street, Rochester, NY 14614 on behalf of 9-1-1. Said contract is for software maintenance of the NICE equipment in an amount not to exceed thirty-five thousand nine hundred ninety-five dollars and (\$35,995.00); effective June 1, 2023 through March 31, 2026. Contingent upon the availability of funds. (*Munis #1414*)

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
240 Total

#46

RESOLUTION NO. 23-233
(April 11, 2023)

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

**CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE
AWARD WITH NEW YORK STATE STOP-DWI FOUNDATION ON
BEHALF OF STOP DWI**

WHEREAS, During the September 29, 2022 Public Safety Committee Meeting, approval was granted for the submission of this grant application; now

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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 acceptance award with the *New York State STOP DWI Foundation*, New York State Governor's Traffic Safety Committee, 6 Empire State Plaza, Albany, NY 12228 on behalf of Stop DWI. Said grant funding for high visibility engagement campaign in a minimum amount of seventeen thousand five hundred (\$17,500.00); effective October 1, 2022 through September 30, 2023. (*Munis #1367*)

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
 240 Total

#47

RESOLUTION NO. 23-234
(April 11, 2023)

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

RESOLUTION NUMBER 22-602 AMENDED

WHEREAS, Resolution Number 22-602 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH CIVICPLUS ON BEHALF OF EMERGENCY SERVICES,**” passed by this Board of Supervisors on November 8, 2022 and provides 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; now therefore,

BE IT RESOLVED, That *Resolution Number 22-602* be hereby amended to reflect an amount not to exceed of *sixteen thousand eight hundred eighty-six thousand dollars and seventy-six cents (\$16,886.76)*. All else remains the same. (*Munis CO #866*)

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
 240 Total

#48

RESOLUTION NO. 23-235
(April 11, 2023)

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

April 11, 2023

BE IT RESOLVED, That ***Resolution Number 20-133*** be hereby amended to terminate this contract effective April 7, 2023. (*Munis #571*)

#49

RESOLUTION NO. 23-236
(April 11, 2023)

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS GRANT
APPLICATIONS AND ACCEPTANCE AWARDS ON BEHALF OF
EMERGENCY SERVICES**

- ***The Firefighters Association of the State of New York (FASNY)***, 107 Washington Avenue, Albany, NY 12210 for the funding of the 2023 RecruitNY Open House Weekend Campaign in a minimum amount of five hundred dollars (\$500.00); effective April 21, 2023 through April 23, 2023. (*Munis #XXX*)
- ***New York State Division of Homeland Security and Emergency Services***, 1220 Washington Avenue, Building 7A, Suite 710, Albany, NY 12242 for FY2023 Emergency Management Performance (in-kind) Grant in a minimum amount of nineteen thousand two hundred sixty-eight dollars (\$19,268.00); effective October 1, 2022 through September 30, 2025. (*Munis #1436*)
- ***New York State Division of Homeland Security and Emergency***

#50

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

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 – Office of Probation and Correctional Alternatives*, Alfred E. Smith Building, 80 South Swan Street, Albany, NY 12210 on behalf of Wyoming County Probation. Said grant funding for *Alternatives to Incarceration Programs* in a minimum amount of seventeen thousand three hundred fifty-five dollars (\$17,355.00); effective July 1, 2023 through June 30, 2024. (Munis #1411)

#51

April 11, 2023

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 Information Technology as follows:

- **ESRI, Inc. (Environmental Systems Research Institution)**, 380 New York Street, Redlands, CA 92373 for the annual renewal of GIS licenses and maintenance in an amount not to exceed eleven thousand one hundred dollars (\$11,100.00); effective June 15, 2023 through June 14, 2024. (*State Contract PM67345*) (*Munis #1418*)
- **Matrix Communications**, 17 Technology Place, Syracuse, NY 13057 to provide legacy phone maintenance and programming services throughout various county buildings in an amount not to exceed fifteen thousand dollars (\$15,000.00); effective January 1, 2023 through December 31, 2023. (*Munis #1447*)

Contingent upon the availability of funds.

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
240 Total

#52

RESOLUTION NO. 23-239
(April 11, 2023)

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 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;***

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, Resolution Number 22-144 and Resolution Number 22-473 was previously amended by this Board of Supervisor on December 13, 2022 by ***Resolution Number 22-685 to extend the term of the***

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
240 Total

RESOLUTION NO. 23-240
(April 11, 2023)

RESOLUTION NUMBER 22-375 AMENDED

- 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.

BE IT RESOLVED, That *Resolution Number 22-375* be hereby further amended as to increase the contract amount by five hundred sixteen dollars and sixty-eight cents (\$516.68) for a total contract amount not to exceed six thousand one hundred ninety-nine dollars and ninety-eight cents (\$6,199.98). All else remains the same. (*Munis CO #598*)

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
240 Total

April 11, 2023

RESOLUTION NO. 23-241
(April 11, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

SET PUBLIC HEARING ~ INTRODUCTORY LOCAL LAW NO. A
YEAR 2023

WHEREAS, There has been duly presented and introduced at a meeting of this Board of Supervisors of Wyoming County on this 11th day of April 2023, a proposed local law entitled, “Local Law Introductory No. A, Year 2023, **“A LOCAL LAW AMENDING LOCAL LAW NO. 7 OF THE YEAR 1976, COUNTY OF WYOMING, NEW YORK, MODIFYING THE WYOMING COUNTY PLAN OF APPORTIONMENT;”** 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 *9th day of May, 2023 at 2:30 PM in the Supervisors’ Chambers, 2nd Floor of the Wyoming County Government Center, 143 North Main Street, Warsaw, New York.*

INTRODUCTORY LOCAL LAW NO. A - YEAR 2023

A Local Law entitled, **“A Local Law Amending Local Law No. 7 for the Year 1976, County of Wyoming, New York, Modifying the Wyoming County Plan of Apportionment”**

BE IT ENACTED by the Board of Supervisors of the County of Wyoming as follows:

SECTION 1. This local law hereby repeals local law number 1 of 2012, entitled, “Amending Local Law #7 for the Year 1976, County of Wyoming, New York, Modifying the Wyoming County Plan Apportionment;”

SECTION 2. Paragraph 3 of Local Law No. 7 of the County of Wyoming, Year 1976, is hereby deleted and the following paragraph 3 is substituted therefore:

3. The apportionment of the voting strength of the members of the Board of Supervisors shall be determined by the 2020 federal census in the County of Wyoming, until the next decennial federal census. On and after the effective date of this local law and continuing until the next decennial federal census unless an official county census shall be made sooner, each Supervisor elected within the respective towns of Wyoming County shall be entitled to the following number of votes on any resolution, Local Law, motion or proposal to be voted on by the Board of Supervisors, to wit:

Town	Population (PL94-171)	Population (LATFOR)	Simple Majority & 2/3 Majority No. of Votes
Arcade	4187	4195	22
Attica	5790	3708	20
Bennington	3235	3239	17
Castile	2711	2715	15
Covington	1253	1254	7
Eagle	1105	1112	6
Gainesville	2009	2020	11
Genesee Falls	402	403	2
Java	1972	1976	11
Middlebury	1339	1340	7
Orangeville	1283	1285	7
Perry*	5832	4901	26
Pike	975	975	6
Sheldon	2367	2368	13
Warsaw	5316	5325	27
Wethersfield	755	758	4
TOTAL	40531	37574	201
<i>*LATFOR Population Reflects CQR Challenge of block 361219706003018 (From 965 to 23)</i>			

SECTION 3. This Local Law shall become effective on the day that it is filed in the office of the Secretary of the State of New York.

DATED at Warsaw, New York

April 11, 2023 (Introduced)

Cheryl J. Ketchum, Clerk

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
 240 Total

#55

RESOLUTION NO. 23-242
(April 11, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

April 11, 2023

SALARY SCHEDULE “S” AND “F&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”:

County Historian

- Set the hourly wage for one (1) position of ***Assistant County Historian*** (position code 001.081) at \$19.45/hr. (annual salary equivalent of \$35,399.00) to correct inequity in organizational structure; effective April 12, 2023.

Salary Schedule “F&G”:

Emergency Services

- To provide stipends plus corresponding fringe for the following positions:
 - ***Administrative Assistant (EMS)*** (position code 010.435) at \$1,000.00
 - ***Public Health Corps Fellow*** (position code 154.642) at \$2,000.00
 - Said amounts are annual; effective March 18, 2023 through August 31, 2024.
 - Funds provided through the 2022 (DTP) Domestic Terrorism Prevention Grant.

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
240 Total

#56

RESOLUTION NO. 23-243
(April 11, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

POSITION(S) CREATED

BE IT RESOLVED, That the following positions are hereby CREATED in the following Wyoming County Department:

CREATED:

Sheriff

- One (1) position of ***Administrative Assistant (Sheriff)*** (1.00 FTE) and place on Salary Schedule “S”; position available date is April 12, 2023.

Jail

- Two (2) positions of ***Correction Officer, PT*** at an hourly range of

Regular Session

\$23.80-\$26.02 per hour following the WCSEA Agreement to replace positions that sunset in March of 2022; position available date is April 12, 2023.

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
240 Total

#57

RESOLUTION NO. 23-244
(April 11, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

POSITION(S) EXTENDED

BE IT RESOLVED, That the following positions are hereby
 EXTENDED in the following Wyoming County Department:

EXTENDED:

Sheriff

- One (1) position of ***Deputy Sheriff, PT*** (position code 052.504) WCDSA Agreement, Grade 4, hourly range of \$28.06-\$30.24; vacant position since January 27, 2022, extend two (2) years.

Carried: XXX Ayes: 1359 Noes: Absent: 53 (Covington) Abstain:
187 (Perry)
240 Total

#58

RESOLUTION NO. 23-245
(April 11, 2023)

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 of the hospital, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney and/or Costello Cooney Fearon,

April 11, 2023

PLLC, legal counsel, is hereby authorized and directed to sign various contracts on behalf of the Wyoming County Community Health System as follows:

- **Barclay Water Management, Inc.**, 55 Chapel Street, Newton, MA 02458
 - For a monochloramine technology (iChlor) agreement for supplemental disinfection of potable water for the facility in an amount not to exceed ninety-five thousand four hundred dollars (\$95,400.00); effective May 1, 2023 through April 30, 2026.
 - To provide regulatory testing, chemicals and reporting for cooling tower, closed loop system and boiler treatment for the Hospital and SNF in an amount not to exceed eighty-three thousand four hundred twenty dollars and ninety-four cents (\$83,420.94); effective July 1, 2023 through June 30, 2026.
- **Tallavera, LLC**, 19 Cambridge Street, Rochester, NY 14607 for the recruiting of direct hires at WCCHS. WCCHS to pay 18% of annual salary in an amount not to exceed one hundred fifty dollars (\$150,000.00) per year; effective April 1, 2023 through March 31, 2024.
- **Stericycle, Inc.**, 2355 Waukegan Road, Bannock, IL 60015
 - For the proper disposal of any and all hazardous items, including but not limited to, pharmaceuticals, mercury containing items, chemicals, oils, etc. in an amount not to exceed eighteen thousand four hundred fifty-seven dollars and two cents (\$18,457.02) per year for a total contract amount not to exceed fifty-five thousand three hundred seventy-one dollars and seven cents (\$55,371.07); effective February 2, 2023 through February 1, 2026.
 - For the proper handling and disposal of any and all sharps in an amount not to exceed twenty-five thousand five hundred ninety-one dollars and eight cents (\$25,591.08) for a total contract amount not to exceed seventy-six thousand seven hundred seventy-three dollars and twenty-four cents (\$76,773.24); effective February 2, 2023 through February 1, 2026.
- **American Data Network**, 10809 Executive Center Drive, Searcy Building, Suite 300, Little Rock, AR 72211 for chart abstracting services for quality measures, including core measures in compliance with CMS, Joint Commission, or any other governmental agency in an amount not to exceed fifty thousand dollars (\$50,000.00) per year; effective November 8, 2022 through November 7, 2025.

Contingent upon the availability of funds.

Carried: XXX **Ayes:** 1340 **Noes:** **Absent:** 53 (Covington) **Abstain:** 19 (Genesee Falls)
187 (Perry)
240 Total

RESOLUTION NO. 23-246
(April 11, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 18-204 AMENDED

WHEREAS, Resolution Number 18-204 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM,**” passed by this Board of Supervisors on April 10, 2018 and provides for various contracts, in part, as follows:

- ***Morrison Community Living***, 400 Northridge Road, Suite 600, Atlanta, GA 30350 to operate and manage food and food services operations, WCCHS to control the purchase of food and other services directly, management fee not to exceed eighty-five thousand dollars (\$85,000.00) per year plus annual expenses of staff and other direct costs incurred not to exceed two million dollars (\$2,000,000.00) per year; effective May 1, 2018 through April 30, 2023.
- ***Dale L. Deahn, MD***, 401 Main Street, Arcade, NY 14009 to sublet approximately five hundred (500) square feet of office space for use as a hospital clinic for OBGYN/Midwife care services in an amount not to exceed ten thousand dollars (\$10,000.00) per year; effective December 1, 2017 through December 31, 2018.

And,

WHEREAS, That Resolution Number 18-204 was previously amended by this Board of Supervisors on May 8, 2018 by ***Resolution Number 18-241*** to correct the effective dates of the ***Dale L. Deahn, MD*** contract to sublet approximately five hundred (500) square feet of office space from December 1, 2017 to ***October 1, 2017***; and

WHEREAS, That Resolution Number 18-204 as previously amended by Resolution Number 18-241 was further amended by this Board of Supervisors on March 12, 2019 by ***Resolution Number 19-158*** as follows:

- ***Morrison Community Living***, 400 Northridge Road, Suite 600, Atlanta, GA 30350
 - Amend the management fee of eighty-five thousand dollars (\$85,000.00) per year plus annual expenses of staff and other direct costs incurred in an amount not to exceed two million dollars (\$2,000,000.00) per year to a ***management fee in an amount not to exceed eighty thousand dollars (\$80,000.00) per year plus annual expenses of staff and other direct costs incurred in an amount not to exceed two million dollars (\$2,000,000.00) per year.***
 - Amend the effective date of the contract from May 1, 2018 through

April 11, 2023

April 30, 2023 to *April 1, 2019 through March 31, 2024.*

- Extend the term of the agreement to sublet approximately five hundred (500) square feet of office space from October 1, 2017 through December 31, 2018 to ***January 1, 2019 through December 31, 2020.***

And,

WHEREAS, That Resolution Number 18-204 as previously amended by Resolution Number 18-241 and Resolution Number 19-158 was further amended by this Board of Supervisors on June 11, 2019 by ***Resolution Number 19-283*** to correct the ***Morrison Community Living*** contract dates from April 1, 2019 through March 31, 2024 to ***May 1, 2019 through April 30, 2024***; now therefore

BE IT RESOLVED, That Resolution Number 18-204 as previously amended by ***Resolution Number 18-241, Resolution Number 19-158*** and ***Resolution Number 19-283*** be hereby further amended as follows:

- Change the contracting party name to ***Morrison Management Specialists, Inc.***
- Change the management fee not to exceed \$80,000.00 per year plus annual expenses of staff and other direct costs incurred not to exceed 2,000,000.00 per year ***to the management fee not to exceed \$85,000.00 per year plus annual expenses of staff and other direct costs incurred not to exceed 2,000,000.00 per year, plus \$35,000.00 for equipment upgrades.***
- Extend the term from May 1, 2019 through April 30, 2024 to ***May 1, 2023 through April 30, 2028.***

All else remains the same.

Carried: XXX **Ayes:** 1340 **Noes:** **Absent:** 53 (Covington) **Abstain:** 19 (Genesee Falls)
 187 (Perry)
 240 Total

#60

RESOLUTION NO. 23-247
(April 11, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 20-337 AMENDED

WHEREAS, Resolution Number 20-337 entitled, “CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH GENERAL PHYSICIAN, PC (GPPC) ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM, was passed by this Board of Supervisors on August 11, 2020 to provide inpatient cardiology services in an amount not to exceed one hundred fifty thousand dollars (\$150,000.00) per year; effective

Regular Session

BE IT RESOLVED, That **Resolution Number 22-250** as previously amended by **Resolution Number 22-481** and **Resolution Number 22-626** be hereby further amended as follows:

- Extend the term of the agreement from March 2, 2022 through March 21, 2023 to **March 2, 2023 through March 21, 2024**.
- Amend the contract amount from two hundred sixty thousand dollars (\$260,000.00) to an **amount not to exceed two hundred thousand dollars (\$200,000.00) per year**.

All else remains the same.

Carried: XXX **Ayes:** 1340 **Noes:** **Absent:** 53 (Covington) **Abstain:** 19 (Genesee Falls)
187 (Perry)
240 Total

#62

RESOLUTION NO. 23-249
(April 11, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

POSITION(S) ABOLISHED

BE IT RESOLVED, That the following positions are hereby ABOLISHED in the following Wyoming County Department:

ABOLISHED:

Wyoming County Community Hospital

- One (1) position **Director of Plant Operations** (1.00 FTE) (position code 01.625.574) under PLANT MAINTENANCE and remove from Salary Schedule “C”; effective March 1, 2023.
- One (1) position **Director of Education/Infection Prevention** (1.00 FTE) (position code 01.633.675) under ACUTE QUALITY and removed from Salary Schedule “C”; effective April 15, 2023.

Carried: XXX **Ayes:** 1340 **Noes:** **Absent:** 53 (Covington) **Abstain:** 19 (Genesee Falls)
187 (Perry)
240 Total

#63

RESOLUTION NO. 23-250
(April 11, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

Regular Session

BE IT RESOLVED, That the following positions are hereby
CREATED in the following Wyoming County Department:

CREATED:

Wyoming County Community Hospital

- One (1) position ***Director of Informatics and Nursing Education*** (1.00 FTE) (position Code TBD) under HOSPITAL INFORMATICS and set the salary at \$110,316.00 per year on Salary Schedule “C”; position available date April 16, 2023.
- One (1) position of ***Infection Prevention/Assistant Nurse Educator*** (1.00 FTE) (position code TBD) under ACUTE QUALITY and set the salary at \$93,600.00 per year on Salary Schedule “C”; position available date April 16, 2023.

Carried: XXX **Ayes:** 1340 **Noes:** **Absent:** 53 (Covington) **Abstain:** 19 (Genesee Falls)
 187 (Perry)
 240 Total

#64

RESOLUTION NO. 23-251

(April 11, 2023)

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:

Salary Schedule “C”:

Wyoming County Community Hospital

- Set the salary of one (1) position of ***Director of Education/Assistant Director of Nursing*** (1.00 FTE) (position code 02.902.685) under NURSING FACILITY ADMINISTRATION at \$100,000.00 per year; position available date April 12, 2023.
- Set the salary of one (1) position of ***Infection Preventionist/ Assistant Director of Nursing*** (1.00 FTE) (position code 02.901.684) under NURSING FACILITY ADMINISTRATION at \$100,000.00 per year; position available date April 12, 2023.

Carried: XXX **Ayes:** 1340 **Noes:** **Absent:** 53 (Covington) **Abstain:** 19 (Genesee Falls)
 187 (Perry)
 240 Total

April 11, 2023

Chairwoman Ryan, T/Warsaw brought attention to the community flyer at the back of the agenda along with this month's featured veteran/veteran family-owned business ~

- *Weeks Funeral Home ~ Owned and Operated by Brian Kaczmarek, Army 1st Sergeant and Iraq Veteran*

There being no further business to come before this Board, Senior Supervisor Berwanger, T/Arcade adjourned the meeting at 3:14 PM with a rap on his desk.

Respectfully submitted,

A handwritten signature in blue ink that reads "Cheryl J. Ketchum". The signature is fluid and cursive, with the first name "Cheryl" being more prominent.

Cheryl J. Ketchum, ^{CMC}

Clerk to the Board

REGULAR SESSION
(May 9, 2023)
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 2:33 PM Chairwoman Ryan, T/Warsaw, called the meeting to order.

The Veteran leading the Pledge of Allegiance for this month's board meeting is:

Corporal Loretta Butler

Ms. Butler was born in Warsaw and raised in Pike where she attended Letchworth High School. After graduating, she enrolled at Genesee Community College before joining the Marines. She was not planning on joining but a recruiter called her and she was bored with school so when he arrived at her parents' house, she agreed to join right then and there. In May 1989, Ms. Butler left for Boot Camp at Parris Island, South Carolina.

She was next sent to Fort Benjamin Harrison in Indiana for training as a 0161, Postal Clerk. Her first permanent assignment was at Camp Hansen, Okinawa. There are several Marine bases on the island and she was the first woman sent to Camp Hansen in 20 years. For her first two weeks she had to unload the mail trucks by herself and because she never complained, her fellow Marines accepted her as an equal.



Ms. Butler TDY'd to Korea for some winter training during this assignment where she was the military escort for mail trucks going to and from Seoul. Her captain also took them on a humbling sightseeing trip, first to a memorial commemorating the 22 Marines killed when a helicopter crashed into the side of

May 9, 2023

a mountain in March, 1989 as well as a poor orphanage which really helped to instill in Ms. Butler just how good we have it here.

After her year in Okinawa, she was assigned to Camp Lejeune where she was a Chaser, which is the person that brings a prisoner from the brig to the military courts and back as well as acting as a bailiff.

For her valor and courageous service to our country, Ms. Butler was awarded

- Rifle Expert (2 times)
- Certificate of Appreciation
- Sea Service Deployment Ribbon
- National Defense Service Medal
- Good Conduct Medal
- Meritorious Mast
- Meritorious Unit Commendation

Upon her honorable discharge in 1993, Ms. Butler moved back to Pike for eight months and then moved to Rochester to take a job with the main post office on Jefferson. In 1996 she moved back to Pike and was elected a village trustee in 2006 where she served until the dissolution of the village on New Year's Eve, 2009. In 2014, she became the Pike Town Clerk, a position she still holds today. She will finish her role as town clerk at the end of this year. She recently started as the Administrative Assistant for Veterans' Services and has been doing a fine job.

Ms. Butler is married to her husband Eric, a fellow Marine Corps veteran and they have three sons. Devin (currently a senior NCO in the Navy), Clifton and Anthony as well as a granddaughter and grandson. Her hobbies include wood working/burning, gardening, knitting and volunteering with the Pike Fire Auxiliary, East Koy Cemetery Association and the Hunt Stout American Legion.

People who volunteer like Ms. Butler are sorely lacking. Wyoming County is blessed to have her!

The pledge was said by all.

Chairwoman Ryan, T/Warsaw asked Supervisor King, T/Pike to join Corporal Butler at the podium for the presentation of the customary certificate of appreciation. Corporal Butler was offered a chance to address the board at which time she thanked the board for this opportunity and looks forward to serving the veterans of this county.

POW/MIA Day Recognition Ceremony ~

- Dir. Solina, Asst. Dir. Kruppa and Admin. Asst. Butler

Regular Session

Opening Prayer ~

- *Rev. Mack Bixby*

Communications ~

- *None*

Open Public Hearing ~

- “Local Law No. 2, Year 2023 (Introductory A, Year 2023) Entitled, “*A Local Law Amending Local Law No. 7 for the Year 1976, County of Wyoming, New York, Modifying the Wyoming County Plan of Apportionment*”

#1

RESOLUTION NO. 23-252
(May 9, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

FUNDS TRANSFERRED TO VARIOUS 2023 ACCOUNTS

BE IT RESOLVED, That funds are hereby transferred to the various

2023 accounts as follows:

Office for the Aging			
From: 016772.540923 Dietician Services	\$34,360.22		
To: 016772.510001 Salaries S/D/I		\$30,750.00	
016772.583001 FICA		450.00	
016772.585001 Medicare		160.22	
016772.589001 Medical/Hospital Ins		3,000.00	
Reason: To cover anticipated salary and fringe expenses that were originally budgeted in the Dietician Services expense line. Our contracted Dietician became a PT Schedule S Employee in November of 2022.			
Office for the Aging Total			\$34,360.22
Buildings and Grounds			
From: 121620.520401 Misc. Equipment	\$128,815.00		
To: 121620.521007 Jail CIP		\$128,815.00	
Reason: To cover cost of Make Up Air Unit Replacement Project.			
From: 121620.520401 Misc. Equipment	\$15,890.00		
To: 121620.521007 CONST		\$15,890.00	
Reason: To cover phase one expenses of Jail Addition Project.			
Buildings and Grounds Total			\$144,705.00
District Attorney			
From: 01169.541010 Office Supply	\$900.00		
To: 01169.581001 Retirement		\$900.00	
Reason: To cover retirement costs and spend out office supplies to match state grant budget.			
District Attorney Total			\$900.00

May 9, 2023

RESOLUTION NO. 23-253
(May 9, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

FUNDS APPROPRIATED TO VARIOUS 2023 ACCOUNTS

BE IT RESOLVED, That funds are hereby appropriated to the various 2023 accounts as follows:

Treasurer			
To: 029749.570002 WCCH 22-114 <i>w/any funds available</i> Reason: Wrong cell in debt spreadsheet used in 2023 budget calculations causing under-budgeted interest payment. Total interest should have been \$20,831.70 and paid to Community Bank, NA upon March 2023 renewal.	\$16,653.70	\$16,653.70	
To: 029750.570002 WCCH 22-115 <i>w/any funds available</i> Reason: Wrong cell in debt spreadsheet used in 2023 budget calculations causing under-budgeted interest payment Total interest should have been \$12,076.63 and paid to Community Bank, NA upon March 2023 renewal.	\$9,653.63	\$9,653.63	
To: 011325.540401 Training/Conferences 011325.540503 Gasoline <i>w/01132501.412890 Other Dept. Income</i> Reason: To move funds reimbursed by TASC for R. LaWall NYGFOA conference and two more anticipated conferences for 2023.	\$2,686.00 29.61	\$2,715.61	
Treasurer Total			\$29,022.94
Board of Supervisors			
To: 011010.540301 Professional Svc Contracts <i>w/any funds available</i> Reason: To appropriate unused funds into 2023 for payment of a balance due SUNY New Paltz, The Benjamin Center for updating the County's plan of apportionment.	\$3,955.50	\$3,955.50	
Board of Supervisors Total			\$3,955.50
Mental Health			
To: 014220.542306 Miscellaneous Other <i>w/01422001.412890 Delivery System Reform</i> Reason: PreventionFocus grant money which is going to be used by Partners for Prevention for school SADD groups and community events.	\$16,310.00	\$16,310.00	
To: 014325.542445 Supported Apartment <i>w/01432500.434900 Mental Health</i> Reason: Increase in state aid.	\$15,600.00	\$15,600.00	
Mental Health Total			\$31,910.00

Buildings and Grounds			
To: 011620.540802 Contracted Building Repair w/011620002.426800 Ins. Recovery <i>w/any funds available</i> Reason: Emergency repairs to cooling tower at Public Safety depleted funds in budget for remainder of year.	\$50,000.00	\$23,822.82 26,177.18	
Buildings and Grounds Total			\$50,000.00
Public Defender			
To: 011170.510001 Salaries 011170.581001 Retirement 011170.583001 FICA 011170.585001 Medicare w/01117002.430250.D13 Reason: Appropriate ILSD13 funds.	\$13,765.00 2,101.46 903.90 250.06	\$17,020.42	
Public Defender Total			\$17,020.42

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

Mr. Jacoby, T/Wethersfield, Chair of the Audit Committee, presented the approved payment of bills totaling \$12,921,282.83 for the month of April 2023. No further action is required.

There was a motion by Mrs. King, T/Pike, to combine resolutions #3 and #4. Hearing no objection, resolution titles only were read.

#3

RESOLUTION NO. 23-254 (May 9, 2023)

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

RESOLUTION NUMBER 17-506 AMENDED

WHEREAS, Resolution Number 17-506 entitled, “**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A CONTRACT WITH MASS MUTUAL FINANCIAL GROUP ON BEHALF OF HUMAN RESOURCE**,” passed by this Board of Supervisors on December 12, 2017 and provides for the continued administration of the Wyoming County Employees 457 Plan services; now therefore,

BE IT RESOLVED, That *Resolution Number 17-506* be hereby amended as follows:

- Amend contracting party name from Mass Mutual Financial Group to ***Empower Retirement Services***, 8515 East Orchard Road, Greenwood Village, CO 80111 for the continued administration of the 457 Plan services
- Reflect a previously approved contract period of ***July 13, 2019 through July 12, 2023***
- ***Extend the contract term through July 12, 2024 as the first of two (2)***

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available one-year extensions in accordance with New York State Finance Law, §5, Part 9003.5

All else remains the same. (*Munis #XXX*)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#4

**RESOLUTION NO. 23-255
(May 9, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH THE
CSEA EMPLOYEE BENEFIT FUND ON BEHALF OF HUMAN
RESOURCE**

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 *CSEA Employee Benefit Fund*, One Lear Jet Lane, Suite 1, Latham, NY 12110-2395 on behalf of Human Resource. Said contract is for the administration of the *EBF Member Plus 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***
 - \$10.20 per month/per covered employee
- ***EBF Member Plus Vision Plan ~ Two Person Coverage***
 - \$20.40 per month/per covered employee
- ***EBF Member Plus Vision Plan ~ Family Coverage***
 - \$31.62 per month/per covered employee

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

There was a motion by Ms. Grant, T/Bennington, to combine resolutions #5 through #9. Hearing no objection, resolution titles only were read.

#5

**RESOLUTION NO. 23-256
(May 9, 2023)**

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

MEMORIAL DAY IN WYOMING COUNTY PROCLAIMED

Regular Session

WHEREAS, Memorial Day each year serves as a solemn reminder of the scourge of war and its bitter aftermath of sorrow; and

WHEREAS, This day has traditionally been devoted to paying homage to loved ones who lie in hallowed graves throughout the world, having sacrificed their lives so that we may live free from tyranny and terror; and

WHEREAS, In tribute to the true heroes of our beloved America, it is right that we, together as one nation, raise our voice in supplication to God for an enduring peace so that one day there will be no more Gold Star families; and

WHEREAS, People who say Happy Memorial Day have never had the terrible duty to bury a child, parent, sibling or battle buddy; and

WHEREAS, Memorial Day has nothing to do with the veteran who made it home but everything to do with the over 1,354,664 patriots who gave their lives in service to our country; and

WHEREAS, The citizens of Wyoming County understand the debt owed and vow to remember those who never made it back; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors does hereby proclaim **May 29th, 2023** as **MEMORIAL DAY in Wyoming County** and encourages all citizens to seek ways to honor our nations' heroes who died in service to our great nation.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#6

RESOLUTION NO. 23-257 (May 9, 2023)

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

OLDER AMERICANS' MONTH PROCLAIMED

WHEREAS, Wyoming County includes a growing number of older Americans who contribute their time, wisdom, and experience to our community; and

WHEREAS, Communities benefit when people of all ages, abilities, and backgrounds have the opportunity to participate and live independently; and

WHEREAS, Wyoming County recognizes the need to create a community that offers the services and supports older adults may need to make choices about how they age; and

WHEREAS, Wyoming County can work to build an even better community for our older residents by:

- Not limiting our thinking about aging,
- Exploring and combating stereotypes,
- Emphasizing the many positive aspects of aging,
- Inspiring older adults to push past traditional boundaries, and

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- Embracing our community's diversity.

Now therefore,

BE IT RESOLVED, That the Wyoming County Board of Supervisors do hereby proclaim May 2023 to be **OLDER AMERICANS' MONTH** and urge every resident to celebrate our older citizens, help to create an inclusive society, and accept the challenge of flexible thinking around aging.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#7

**RESOLUTION NO. 23-258
(May 9, 2023)**

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

**MEMBERS APPOINTED/REAPPOINTED TO THE OFFICE FOR THE
AGING ADVISORY COUNCIL**

BE IT RESOLVED, That the following members are hereby appointed/reappointed to the Office for the Aging Advisory Council:

TOWN REPS

Three (3) year term effective January 1, 2023 through December 31, 2025:

- **Wendy Simpson** (T/Eagle), 6779 Old Route 39, Bliss, NY 14024
(replacing E. Smith)
- **Louise Boucher** (T/Java), 2119 Perry Road, North Java, NY 14113
(replacing D. George)

AGENCY REPS

Three (3) year term effective January 1, 2023 through December 31, 2025

- **David Linder** (Sheriff), 151 North Main Street, Warsaw, NY 14569

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#8

**RESOLUTION NO. 23-259
(May 9, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS GRANT
APPLICATIONS AND ACCEPTANCE AWARDS WITH THE 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, pursuant to

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General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign various grant applications and acceptance awards with the *New York State Office for the Aging*, 2 Empire State Plaza, Albany, NY 12237 on behalf of Wyoming County Office for the Aging as follows:

- For funding of III-B, III-C-1, III-C-2, III-D, III-E, EISEP, CSE, CSI, WIN, Unmet Need, HIICAP, Trans. in an amount of six hundred ninety-four thousand five hundred forty-seven dollars (\$694,547.00); effective January 1, 2023, through March 31, 2024. (*Munis #1468*)
- For funding of the Nutrition Services Incentive Program (NSIP) in an amount of fifty-five thousand fifty-nine dollars and fourteen cents (\$55,059.14); effective October 1, 2022 through September 30, 2023. (*Munis #1470*)

Carried: XXX **Ayes:** 1599 **Noes:** **Absent:** **Abstain:**

#9

RESOLUTION NO. 23-260 (May 9, 2023)

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

FOSTER CARE AWARENESS MONTH PROCLAIMED

WHEREAS, The family, serving as the primary source of love, identity, self-esteem and support, is the very foundation of our community and our State; and

WHEREAS, In Wyoming County there are 23 children and youth in foster care being provided with safe, secure and stable environments, along with the compassion and nurturing of 21 foster families from voluntary agencies and 5 residential treatment facilities; and

WHEREAS, Foster families, who open their homes and hearts and offer help to children whose families are in crisis, play a vital role helping children and families heal and reconnect and launching children into successful adulthood; and

WHEREAS, Dedicated foster families frequently adopt foster children, resulting in a greater need for more foster families; and

WHEREAS, There are numerous individuals, public and private organizations whom work to increase public awareness of the needs of children in and leaving foster care as well as the enduring and valuable contribution of foster parents, and the foster care “system” is only as good as those who choose to be part of it; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors do hereby proclaim May 2023 as **FOSTER CARE AWARENESS MONTH** *in*

May 9, 2023

Wyoming County; and be it

FURTHER RESOLVED, That the Wyoming County Board of Supervisors urge all citizens to come forward and do something positive that will help change a lifetime for children and youth in foster care.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

Chairwoman Ryan asked Supervisor Grant, T/Bennington to read the three proclamations. Supervisor Grant recognized the work Hillside Children Services and Social Services do in regard to foster care and encouraged anyone interested in fostering children to reach out to these entities.

Supervisor Grant then read the Older Americans Month proclamation. Supervisor Grant then asked Director Solina to join her read the proclamation proclaiming Memorial Day in Wyoming County. Director Solina encouraged participation in upcoming Memorial Day events.

There was a motion by Ms. Davis, T/Covington, to combine resolutions #10 through #13. Hearing no objection, resolution titles only were read.

#10

**RESOLUTION NO. 23-261
(May 9, 2023)**

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

RESOLUTION NUMBER 22-016 AMENDED

WHEREAS, Resolution Number 22-016 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS GRANT APPLICATIONS AND ACCEPTANCE AWARDS ON BEHALF OF MENTAL HEALTH,**” passed by this Board of Supervisors on January 11, 2022, and provided, in part, for the following grant:

- ***Preventionfocus, Inc.,*** 69 Linwood Avenue, Buffalo, NY 14209 for opioid prevention activities funding in a minimum amount of seven thousand five hundred dollars (\$7,500.00); effective December 17, 2021 through September 29, 2022.

Now therefore,

BE IT RESOLVED, That ***Resolution Number 22-016*** be hereby amended to ***increase the minimum amount of the grant to eleven thousand two hundred fifty dollars (\$11,250.00) and extend the grant end date through March 31, 2023.*** All else remains the same. (*Munis 1482*)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#11

RESOLUTION NO. 23-262
(May 9, 2023)

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

RESOLUTION NUMBER 22-650 AMENDED

WHEREAS, Resolution Number 22-650 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH LIVING OPPORTUNITIES OF DEPAUL ON BEHALF OF MENTAL HEALTH**” passed by this Board of Supervisors on December 13, 2022 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; and

WHEREAS, That Resolution Number 22-650 was previously amended by this Board of Supervisors on February 14, 2023 by *Resolution Number 23-070* to reflect a fifteen thousand six hundred dollars (\$15,600.00) increase in state aid for *a new contract amount not to exceed three hundred seventy-six thousand four hundred fifty-eight dollars (\$376,458.00)*; now therefore

BE IT RESOLVED, That *Resolution Number 22-650* as previously amended by *Resolution Number 23-070* be hereby further amended to reflect a fifteen thousand six hundred dollars (\$15,600.00) increase in state aid for *a new contract amount not to exceed three hundred ninety-two thousand fifty-eight dollars (\$392,058.00)*. All else remains the same. (*Munis CO #924*)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#12

RESOLUTION NO. 23-263
(May 9, 2023)

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

MENTAL HEALTH AWARENESS MONTH PROCLAIMED
“Look Around, Look Within”

WHEREAS, The area that someone lives in plays a significant role in their overall health and well-being; and

WHEREAS, Surroundings can impact if, how, and when a person’s needs are met, which in turn affects mental health; and

WHEREAS, Having safe, stable, and healthy home conditions sets the foundation for achieving and maintaining good mental health; and

WHEREAS, With early and effective interventions, those individuals with mental health conditions can recover and lead full, productive lives; and

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WHEREAS, Each business, school, government agency, health care provider, organization, and citizen share the burden of mental health problems and has a responsibility to promote mental wellness and support prevention efforts; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors, does hereby proclaim May 2023 as **MENTAL HEALTH AWARENESS MONTH** and calls upon its citizens, government agencies, public and private institutions, businesses, and schools to recommit our community to increasing awareness and understanding of mental health, the steps our citizens can take to protect their mental health, and the need for appropriate and accessible services for all people with mental health conditions.

Supervisor Davis asked Dir. Dryja to join him and read the Mental Health Awareness Month proclamation. Dir. Dryja encourages everyone to “look around, look within” which is the theme of this year’s awareness month as many factors come into play with mental health. Dir. Dryja thanked the board for their support of these this proclamation.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#13

**RESOLUTION NO. 23-264
(May 9, 2023)**

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

**CHAIRMAN/COMMISSIONER OF HEALTH AUTHORIZED TO SIGN
A CONTRACT WITH ROBB’S GLASS ON BEHALF OF PUBLIC
HEALTH**

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 **Robb’s Glass**, 6000 Route 20A, Warsaw, NY 14569. Said contract is for equipment and installation of entrance doors at the Health Department in an amount not to exceed eight thousand five hundred dollars (\$8,500.00); effective March 27, 2023 through completion of installation. Contingent upon the availability of funds. (*Munis #1490*)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

Chairwoman Ryan introduced Sarah Clark from Cornell Cooperative Extension who explained the public speaking program.

4-H Public Speaking Presentations ~

- **Emmaleigh Koerner from Arcade, Age 9**
 - Member of the Barnyard Crew 4-H Club
 - Illustrated talk on **“Cost of Horses”**
- **Emma Tillotson from Wyoming, Age 10**
 - Member of the County Line Crew 4-H Club
 - Illustrated talk on **“Basketball”**

Supervisor Becker, T/Sheldon join the speakers and presented each with a Certificate of Recognition.

There was a motion by Mr. Leuer, T/Middlebury, to combine resolutions #14 through #19. Hearing no objection, resolution titles only were read.

#14

**RESOLUTION NO. 23-265
(May 9, 2023)**

By Mr. Leuer, Chairman of the Planning Committee:

GIS SERVICES FEE SCHEDULE APPROVED

BE IT RESOLVED, That the GIS Services Fee Schedule is hereby approved as follows:

**Price Schedule for GIS Services
(may be periodically updated)**

<u>Service</u>	<u>Fee</u>
New Map Projects/Calculations	\$50.00/Hour¹
New map projects generally include the following: adding GIS layers and/or imagery, labeling of features, selection and/or categorization of features by attributes or location, layout set up (map extent, title, north arrow, scale bar, scale, etc.) exporting to PDF and so on. Fee does not include prints. Any alterations to an existing map project will be considered a new map project for fee purposes.	
Data Manipulation including but not limited to joining/creation of XY Data from tabular data	\$50.00/Hour¹
Source data can include most existing County or user-supplied data in digital format. Preferred formats include Txt, Excel or DBF. User-supplied data must be formatted properly and will not be reformatted or corrected by Wyoming County. Output data provided in ESRI shapefile and/or tabular format. A list of un-joined or non-geocoded records can be provided to the user at no additional cost if requested. Fee is for data manipulation and resulting digital data only; map projects and prints supplied at the rates above (additional fees will apply if joining to County GIS data that has an associated fee; ex. parcel data).	

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Time will be charged in 30-minute increments

Custom Maps

	Color	Grayscale
Digital		\$20.00
	\$20.00	
8 ½" x 11"		\$21.00
	\$22.00	
11" x 17"		\$22.00
	\$25.00	
17" x 22"		\$24.00
	\$26.00	
22" x 34"		\$25.00
	\$28.00	
30" x 42"		\$26.00
	\$30.00	
Custom (under 30 x 42) will be charged the next highest size.		
Custom (over 30 x 42)		\$8 per ft
	\$10 per ft	

Parcel Data and Tax Maps

Refer to Wyoming County Real Property Tax Services for pricing (585) 786-8828.

Important Note Regarding GIS Maps & Data

Any new digital products or files produced in accordance with this fee schedule constitute the creation of a new public record per NYS FOIL. Therefore they, and any associated data used in their creation (including user-supplied data), are subject to release. This release can occur without the prior notification or consent of the original requestor. Per FOIL, the County is not obligated to create new records and therefore not all requests may be honored.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#15

**RESOLUTION NO. 23-266
(May 9, 2023)**

By Mr. Leuer, Chairman of the Planning Committee:

**CHAIRMAN AUTHORIZED TO SIGN AN AGREEMENT WITH
ENVIRONMENTAL ENTERPRISES, INC. FOR GLOW REGION 2023**

Regular Session

HOUSEHOLD HAZARDOUS WASTE COLLECTION PROGRAM

WHEREAS, The GLOW Region Solid Waste Management Committee will apply for funding in January 2024 from the New York State Department of Environmental Conservation (NYSDEC) for a Household Hazardous Waste Collection Project in 2023 in the amount of eligible expenses (approximately \$48,000.00); and

WHEREAS, The GLOW Committee has issued a Request for Proposals for professional services to hazardous waste service providers to conduct a household hazardous waste collection day to be held on August 26, 2023, Mt. Morris, NY; and

WHEREAS, The GLOW Committee received two (2) proposals from hazardous waste service providers; and

WHEREAS, In March 2023 the GLOW Committee adopted Resolution Number 23-03 recommending *Environmental Enterprises, Inc.* as the contractor responsible for collection, transportation and disposal of unwanted and/or unusable household hazardous waste from GLOW region residents; now therefore

BE IT RESOLVED, That upon approval of the contract by the County Attorney, and on behalf of the GLOW Region Solid Waste Management Committee, the Chairman of the Wyoming County Board of Supervisors is authorized to sign the contract with *Environmental Enterprises, Inc.*, , 645 East 8th Avenue, Columbus, OH 43201 as the contractor for the GLOW Region 2023 Household Hazardous Waste Collection Program in an amount not to exceed forty five thousand dollars (\$45,000.00), the source of funds being GLOW's County contributions and state revenues appropriated from the New York State Department of Environmental Conservation.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#16

RESOLUTION NO. 23-267

(May 9, 2023)

By Mr. Leuer, Chairman of the Planning Committee:

HOME RULE REQUEST TO INCLUDE SILVER LAKE OUTLET WITHIN THE DEFINITION OF "INLAND WATERWAYS" FOR THE PURPOSES OF WATERFRONT REVITALIZATION

WHEREAS, The five Great Lakes in North America provide vital drinking water resources for over 40 million people throughout eight states and two Canadian provinces; and

WHEREAS, New York State is a Great Lakes State with abundant freshwater resources that are surrounded by fragile ecosystems that must be

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protected; and

WHEREAS, The County of Wyoming is the home of the Silver Lake Outlet that flows into the Genesee River and eventually drains into Lake Ontario; and

WHEREAS, The County of Wyoming is about to formulate a Silver Lake Local Waterfront Redevelopment Plan (LWRP) with the purpose and intent of protecting and enhancing the waterway and surrounding ecosystem, connecting the community to water and inspiring economic activity; and

WHEREAS, Currently, the Silver Lake Outlet is not designated as an Inland Waterway under Article 42 of the Waterfront Revitalization of Coastal Areas and Inland Waterways Act; and

WHEREAS, The designation of the Silver Lake Outlet as an Article 42 Inland Waterway is essential in realizing the environmental and economic goals not just of the Silver Lake LWRP but also more significant international, federal, and state initiatives; now therefore,

BE IT RESOLVED, That the County of Wyoming hereby requests that the New York State Legislature support and pass Senate bill S.05782 and Assembly bill, A.06095, which is the legislation necessary to include Silver Lake Outlet within the definition of “Inland Waterways” for the purposes of Waterfront revitalization; and be it

FURTHER RESOLVED, That the Chairman of this Board and the Clerk of the Board be hereby authorized and directed to file the necessary Home Rule Request.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#17

**RESOLUTION NO. 23-268
(May 9, 2023)**

By Mr. Leuer, Chairman of the Planning Committee:

RESOLUTION NUMBER 22-020 AMENDED

WHEREAS, Resolution Number 22-020 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH CLARK PATTERSON LEE (CPL) ENGINEERING ON BEHALF OF THE WYOMING COUNTY WATER RESOURCE AGENCY**” passed by this Board of Supervisors on January 11, 2022 and provides for preliminary plan design development and permitting of the Silver Lake Dredging Project - Phase 3 in an amount not to exceed sixty-five thousand dollars (\$65,000.00); effective January 1, 2022 through December 31, 2022; now therefore

BE IT RESOLVED, That *Resolution Number 22-020* be hereby amended to *extend the contract end date through December 31, 2023*. All else

remains the same. (*Munis #1478*)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#18

RESOLUTION NO. 23-269

(May 9, 2023)

By Mr. Leuer, Chairman of the Planning Committee:

DANIEL LEUER REAPPOINTED TO THE WYOMING COUNTY BUSINESS CENTER (LOCAL DEVELOPMENT CORPORATION) BOARD OF DIRECTORS

BE IT RESOLVED, That *Daniel Leuer* (T/Middlebury), 712 Transit Road, Wyoming, NY 14591 be hereby reappointed to the *Wyoming County Business Center (Local Development Corporation) Board of Directors* as a *Voting Director* for a three (3) year term; effective May 9, 2023 through May 8, 2026.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#19

RESOLUTION NO. 23-270

(May 9, 2023)

By Mr. Leuer, Chairman of the Planning Committee:

TRAVEL AND TOURISM WEEK PROCLAIMED

WHEREAS, National Travel and Tourism Week is May 7-13, 2023. It is an annual tradition that was established by a Congressional Resolution in 1983 and first celebrated the following year. This nationwide week of events serves to champion the power of the travel and tourism industry; and

WHEREAS, Travel and tourism is one of America's largest industries, generating \$2.6 trillion in economic output, with \$1.1 trillion spent directly by domestic and international travelers; and

WHEREAS, According to the US Travel Association, tourism directly generated \$179 billion in tax revenue for local, state and federal governments. Travel and tourism is one of America's largest industry exports and is one of America's largest employers. Travel is among the top 10 industries nationwide and supports 16 million jobs, including 9 million directly in the travel industry and 7 million in related industries. One out of every 10 jobs in the U.S. depends on travel and tourism. Each U.S. household would pay \$1,400 more in taxes

May 9, 2023

without the tax revenue generated by the travel and tourism industry; and

WHEREAS, Tourism is critical to the economic health of Wyoming County. There are over 200 tourism related businesses in Wyoming County. Travelers spend more than \$58.9 million annually in Wyoming County which generates \$29.7 million in labor income. Wyoming County sees a return of \$7.1 million in state and local sales tax, and the average savings per Wyoming County household from tourism generated taxes is \$443; and

WHEREAS, From the natural beauty of Letchworth State Park to the historic landmarks, rural character and agriculture, family friendly attractions, restaurants and lodging, Wyoming County is a true four-season destination for outdoor adventure and family fun; and

WHEREAS, To recognize "Travel and Tourism Week" from May 7-13, 2023 a week to celebrate and support the hundreds of tourism related attractions, businesses and events that create jobs, boost the economy, and bring visitors to Wyoming County; and

WHEREAS, the Wyoming County Board of Supervisors wishes to recognize the importance of tourism as a critical industry in Wyoming County and urges all our citizens to join with us in this observance; now therefore

BE IT RESOLVED, That May 7-13, 2023 is hereby designated as **TRAVEL AND TOURISM WEEK** in Wyoming County in conjunction with the Wyoming County Chamber & Tourism, the State of New York, and the United States who have declared this as an important week in celebration and recognition of Travel and Tourism.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

Chairwoman Ryan invited Supervisor Leuer, T/Middlebury to read his proclamation. Supervisor Leuer invited Pres./CEO Gardner to join him at the podium. Pres./Gardner spoke briefly about a grant that was just awarded and the good things that will come of that...

There was a motion by Ms. Brick, T/Perry, to combine resolutions #20 through #25. Hearing no objection, resolution titles only were read.

#20

**RESOLUTION NO. 23-271
(May 9, 2023)**

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

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH ERDMAN ANTHONY (SUPPLEMENTAL NUMBER 1) 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 ***Erdman Anthony***, 145 Culvert Road, Suite 200, Rochester, NY 14620 on behalf of County Highway. Said contract is Supplemental Number 1 to provide Engineering Services and Construction, C/I, C/S for Oatka Road (CR30) from West Lake Road to Route 246, Town of Perry, PIN: 4WY0.07; Contract #D040423-Highway Rehabilitation in an amount not to exceed eighty-five thousand dollars (\$85,000.00); effective May 10, 2023 through December 31, 2024. Contingent upon the availability of funds. (*Munis #1457*)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#21

RESOLUTION NO. 23-272
(May 9, 2023)

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

RESOLUTION NUMBER 22-540 AMENDED

WHEREAS, Resolution Number 22-540 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH KEN’S CARPET CENTER ON BEHALF OF THE DEPARTMENT BUILDINGS AND GROUNDS (CO. BLDGS.)**,” passed by this Board of Supervisors on October 11, 2022 and provides 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; now therefore

BE IT RESOLVED, That *Resolution Number 22-540* be hereby amended as follows:

- *Add office space in the basement and Real Property Tax services Offices on the 3rd floor of the Government Center*
- *Increase the contract amount to an amount not to exceed forty-one thousand one hundred eighty-five dollars and seventy-three cents (\$41,185.73). (Munis CO #784)*

All else remains the same.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#22

RESOLUTION NO. 23-273
(May 9, 2023)

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

May 9, 2023

RESOLUTION NUMBER 23-101 AMENDED

WHEREAS, Resolution Number 23-101 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF BUILDINGS AND GROUNDS (CO. BLDGS.)**”, passed by this Board of Supervisors on February 14, 2023 and provides, in part, for the following contract:

- **Gillen & Wellman Surveyors**, 7 Perry Avenue, Warsaw, NY 14569 for land surveying of various county projects as needed in an amount not to exceed six thousand five hundred dollars (\$6,500.00); effective January 1, 2023 through December 31, 2023.

Now therefore,

BE IT RESOLVED, That *Resolution Number 23-101* be hereby amended *to include the entire west side of the Wyoming County Fire Training Center property and increase the contract amount to an amount not to exceed nine thousand dollars (\$9,000.00).* (Munis CO #1283) All else remains the same.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#23

**RESOLUTION NO. 23-274
(May 9, 2023)**

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.

And,

WHEREAS, That Resolution Number 22-325 was previously amended by this Board of Supervisors on August 16, 2022 by *Resolution Number 22-415* 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); now therefore

WHEREAS, That Resolution Number 22-325 as previously amended by Resolution Number 22-415 was further amended by this Board of

Supervisors on February 14, 2023 by **Resolution Number 23-102** to **increase the contract amount to an amount not to exceed fifteen thousand dollars (\$15,000.00)**; now therefore

BE IT RESOLVED, That **Resolution Number 22-325** as previously amended by **Resolution Number 22-415** and **Resolution Number 23-102** be hereby further amended to **include additional generator repairs at the Department of Social Services and increase the contract amount to an amount not to exceed nineteen thousand dollars (\$19,000.00)**. All else remains the same. (*Munis CO #456*)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#24

RESOLUTION NO. 23-275
(May 9, 2023)

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

RESOLUTION NUMBER 21-449 AMENDED

WHEREAS, Resolution Number 21-449 entitled, “**WYOMING COUNTY JAIL MAKE UP AIR UNIT REPLACEMENT CAPITAL IMPROVEMENT PROJECT ESTABLISHED, APPROPRIATING FUNDS THEREFORE AND AUTHORIZING THE CHAIRMAN TO SIGN VARIOUS CONTRACTS ON BEHALF OF BUILDINGS AND GROUNDS (CO. BLDGS.)**”, passed by this Board of Supervisors on October 12, 2021 and provides for the establishment of the **Wyoming County Jail Make Up Air Unit Replacement Capital Improvement Project** in an amount not to exceed one hundred forty-two thousand dollars (\$142,000.00); now therefore,

BE IT RESOLVED, That **Resolution Number 21-449** be hereby amended to **increase the amount of the Capital Improvement Project to an amount not to exceed two hundred seventy thousand eight hundred fifteen dollars (\$270,815.00)**. All else remains the same. (*Munis CO #XXX*)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#25

RESOLUTION NO. 23-276
(May 9, 2023)

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

RESOLUTION NUMBER 21-450 AMENDED

WHEREAS, Resolution Number 21-450 entitled, “**WYOMING**

May 9, 2023

COUNTY REPLACEMENT GENERATORS CAPITAL IMPROVEMENT PROJECT ESTABLISHED, APPROPRIATING FUNDS THEREFORE AND AUTHORIZING THE CHAIRMAN TO SIGN A CONTRACT WITH CAMPUS CONSTRUCTION MANAGEMENT ON BEHALF OF BUILDINGS AND GROUNDS (CO. BLDGS.), passed by this Board of Supervisors on October 12, 2021 and establishes the *Wyoming County Replacement Generators Capital Improvement Project* in an amount not to exceed one million two hundred seventy-two thousand dollars (\$1,272,000.00); now therefore,

BE IT RESOLVED, That *Resolution Number 21-450* be hereby amended to *reduce the amount of the Capital Improvement Project by one hundred forty-four thousand seven hundred five dollars (\$144,705.00) for a new contract amount not to exceed one million one hundred twenty-seven thousand two hundred ninety-five dollars (\$1,127,295.00).* All else remains the same. (Munis CO #XXX)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

There was a motion by Mrs. May, T/Orangeville, to combine resolutions #26 through #30. Hearing no objection, resolution titles only were read.

#26

**RESOLUTION NO. 23-277
(May 9, 2023)**

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

EMERGENCY MEDICAL SERVICES WEEK PROCLAIMED

WHEREAS, Emergency medical services are a vital public service;
and

WHEREAS, The members of emergency medical services teams are ready to provide lifesaving care to those in need 24 hours a day, seven days a week; and

WHEREAS, Access to quality emergency care dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and

WHEREAS, Emergency medical services have grown to fill a gap by providing important, out of hospital care, including preventative medicine, follow-up care, and access to telemedicine; and

WHEREAS, The emergency medical services system consists of first responders, emergency medical technicians, paramedics, emergency medical dispatchers, firefighters, police officers, educators, administrators, pre-hospital nurses, emergency nurses, emergency physicians, trained members of the public,

and other out of hospital medical care providers; and

WHEREAS, The members of emergency medical services teams, whether career or volunteer, engage in thousands of hours of specialized training and continuing education to enhance their lifesaving skills; and

WHEREAS, It is appropriate to recognize the value and the accomplishments of emergency medical services providers by designating Emergency Medical Services Week; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors does hereby proclaim the week of May 21-27, 2023 as **EMERGENCY MEDICAL SERVICES WEEK in Wyoming County**.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#27

RESOLUTION NO. 23-278
(May 9, 2023)

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH MONROE
MEDI-TRANS, INC. D/B/A MONROE AMBULANCE 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 a contract with *Monroe Medi-Trans, Inc. d/b/a Monroe Ambulance*, 1669 Lyell Avenue, Rochester, NY 14606 on behalf of Emergency Services. Said contract is for the lease of certified New York State Emergency Medical Technicians, Emergency Medical Technician-Advanced and Emergency Medical Technical-Paramedics along with New York State Department of Health certified ambulances to serve Wyoming County in an amount not to exceed four thousand one hundred forty-two dollars (\$4,142.00) per day, plus overtime if applicable and less any downtime; effective July 16, 2023 through July 15, 2024. Contingent upon the availability of funds. (*Munis #1491*)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#28

RESOLUTION NO. 23-279
(May 9, 2023)

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

AMBULANCE SERVICE FEE SCHEDULE APPROVED

May 9, 2023

BE IT RESOLVED, That the Wyoming County Ambulance Service Fee Schedule as suggested by Professional Ambulance Billing, LLC, 8610 Main Street, Williamsville, NY 14221 to provide revenue recovery billing services from January 1, 2023 through December 31, 2024 be hereby approved as annexed hereto:

FEE SCHEDULE

EFFECTIVE DATE: 05/09/2023	REVIEWED BY: (Individuals/Committees) <ul style="list-style-type: none">• County Attorney• Public Safety Comm., BOS	DEPARTMENT(S) AFFECTED:
DATE DEVELOPED:		
DATE REVISED:		
DATE REVIEWED:		
ADMINISTRATIVE APPROVAL:	PREPARED BY: Dir. of Fire & Emergency Mgmt., B. Meyers	SUPERSEDES:
		REFERENCES:

WYOMING COUNTY AMBULANCE SERVICES FEE SCHEDULE ADOPTED

The following has been established by the Wyoming County Office of Emergency Services for Wyoming County Emergency Medical Services (WCEMS):

FEE SCHEDULE

Level of Service	Established Rate
Specialty Care Transport	\$3,500.00
Advanced Life Support 2	\$2,900.00
Advanced Life Support 1	\$2,125.00
Advanced Life Support Non-Emergency	\$1,482.00
Basic Life Support Emergency	\$1,600.00
Basic Life Support Non-Emergency	\$1,260.00
Paramedic Intercept	\$1,100.00
Treat & Release	\$475.00
Mileage	\$33.00/mile

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

**RESOLUTION NO. 23-280
(May 9, 2023)**

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

**CHAIRMAN AUTHORIZED TO ACCEPT THE NEW YORK STATE
OFFICE OF GENERAL SERVICES VEHICLE MARKETPLACE BID
AND SIGN A CONTRACT WITH CHEVROLET OF SMITHTOWN ON
BEHALF OF WYOMING COUNTY PROBATION**

WHEREAS, At the February 23, 2023 Public Safety Committee Meeting, permission was granted to go out to bid for a new vehicle for the Probation Department; now therefore

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 accept the following New York State Office of General Services Vehicle Marketplace bid and sign a contract on behalf of Wyoming County Probation:

- ***Chevrolet of Smithtown***, 920 Middle Country Road, Saint James, NY 11780
 - Mini-Bid No. 13045 for one (1) new Chevy Traverse LS in an amount not to exceed thirty-five thousand two hundred fifty-one dollars and twenty cents (\$35,251.20); effective April 27, 2023 through delivery of vehicle.

(Munis #1492)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#30

**RESOLUTION NO. 23-281
(May 9, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE
AWARD WITH THE NEW YORK STATE OFFICE OF INDIGENT
LEGAL SERVICES ON BEHALF OF THE PUBLIC
DEFENDER'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 contract with the ***New York State Office of Indigent Legal Services***, 80 South Swan Street, 11th Floor, Albany, NY 12210 on behalf of the Public Defender's Office. Said grant to provide funding for Year 5 of the Hurrell-Harring Contract (CSTWIDEHH52) in a

May 9, 2023

minimum amount of six hundred forty-eight thousand five hundred thirty-five dollars (\$648,535.00); effective April 1, 2022 through March 31, 2023. (*Munis #1456*)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

Chairwoman Ryan invited Supervisor May, T/Orangeville to read his proclamation. Supervisor May invited Director Meyers to join her at the podium. Dir. Meyers thanked the board for their continued support of EMS...

There was a motion by Mr. Kehl, T/Attica, to combine resolutions #31 through #42. Supervisor Roberts, T/Genesee Falls indicated she would be abstaining from resolutions #38 through #42. Resolutions #31 through #37 will be voted on first and then another vote on resolutions #38 through #42. Hearing no further objections, resolution titles only were read.

#31

**RESOLUTION NO. 23-282
(May 9, 2023)**

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 §103 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:

- For the annual renewal of Palo Alto in an amount not to exceed five thousand seven hundred fifty dollars (\$5,750.00); effective July 23, 2023 through July 23, 2024. (*Sourcewell Contract #081419-SHI*) (*Munis #1494*)
- For the annual renewal of VMware in an amount not to exceed four thousand one hundred seventy dollars and ninety-one cents (\$4,170.91); effective June 4, 2023 through June 3, 2024. (*Sourcewell Contract #081419-SHI*) (*Munis #1493*)

Contingent upon the availability of funds.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#32

**RESOLUTION NO. 23-283
(May 9, 2023)**

Regular Session

By Mr. Kehl, Chairman of the Finance Committee:

**ESTABLISHMENT OF A REPOSITORY IN MUNIS FOR TOSHIBA
PER CLICK MAINTENANCE AGREEMENTS FOR ALL WYOMING
COUNTY DEPARTMENTS ON BEHALF OF INFORMATION
TECHNOLOGY**

BE IT RESOLVED, That MUNIS Contract #1496 is hereby established as a repository for Toshiba “Per Click” Maintenance Agreements for all Wyoming County Departments on behalf of Information Technology. (*Munis #1496*)

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#33

**RESOLUTION NO. 23-284
(May 9, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**HOME RULE REQUEST TO EXTEND SALES TAX INCREASE
APPROVED**

WHEREAS, The County of Wyoming desires to maintain the additional one percent (1%) to the local sales tax charged to purchases, etc., made within the County under Resolution No. 20-143, passed by this Board of Supervisors on March 10, 2020; now therefore

BE IT RESOLVED, That the County of Wyoming hereby requests that the New York State Legislature support and pass Senate Bill S.04068A and Assembly Bill, A.06054, which is the legislation necessary to amend Section 1210 of the Tax Law to authorize Wyoming County to continue to add an additional one percent (1%) to the present three percent (3%) through November 30, 2025; and be it

FURTHER RESOLVED, That the Chairman of this Board and the Clerk of the Board be hereby authorized and directed to file the necessary Home Rule Request.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#34

**RESOLUTION NO. 23-285
(May 9, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

SEMI-ANNUAL MORTGAGE TAX REPORT PRESENTED

May 9, 2023

Mr. Kehl, Chairman of the Finance Committee, presented the **SEMI-ANNUAL MORTGAGE TAX REPORT** for the period of October 1, 2022 through March 31, 2023 and moved that the Clerk draw warrants on the County Treasurer for the various amounts therein.

To: Robin LaWall, 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 **\$164,287.99** 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	\$19,265.09	\$3,886.44	\$15,378.65
Attica	\$11,303.74	\$2,130.13	\$9,173.61
Bennington	\$21,648.64		\$21,648.64
Castile	\$18,474.08	\$1,085.03	\$16,447.81
Perry Village		\$941.24	
Covington	\$4,705.36		\$4,705.36
Eagle	\$6,346.56		\$6,346.56
Gainesville	\$7,279.54	\$236.79	\$6,312.68
Silver Springs Village		\$730.07	
Genesee Falls	\$561.71		\$561.71
Java	\$5,920.86		\$5,920.86
Middlebury	\$9,954.60	\$858.62	\$9,095.98
Orangeville	\$6,261.80		\$6,261.80
Perry	\$19,802.08	\$4,027.56	\$15,774.52
Pike	\$1,830.51		\$1,830.51
Sheldon	\$9,804.38		\$9,804.38
Warsaw	\$17,784.94	\$5,138.72	\$12,646.22
Wethersfield	\$3,344.10		\$3,344.10
Total:		\$19,034.60	\$145,253.39
Grand Totals:	\$164,287.99		

Let This Be Your Warrant for Such Payment of **\$164,287.99**. **IN WITNESS WHEREOF**, I have hereunto set my hand and seal of the Board of Supervisors this 9th day of May 2023.

s/**Cheryl J. Ketchum**, Clerk

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#35

**RESOLUTION NO. 23-286
(May 9, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:
Regular Session

SALARY SCHEDULE “F&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 “F&G”:

County Attorney (Assigned Council)

- Allow for retroactive funds from 04/01/2022 to 12/31/2022 through Hurrell-Harring Contract CSTWIDEHH52 ~ Year 5; effective April 1, 2022 through December 31, 2022 to be paid out in 2nd quarter of 2023 in lieu of 4th quarter 2023

Emergency Services

- Provide one (1) position of ***Undersheriff*** (position code 010.500) a stipend plus corresponding fringe in the amount of \$5,200.00 funded by 2022 Domestic Terrorism Prevention Grant (DTP) for the investigation of incoming phone calls to the Threat Assessment Phone Line; to be paid out as follow:
 - \$200.00 bi-weekly; effective May 1, 2023 through August 31, 2024

Public Defender

- Place one (1) position of ***Assistant Public Defender (5th)*** (0.50 FTE) (position code 010.503) on Salary Schedule “F&G” at an annual salary of \$24,000.00; position available date is May 3, 2023
 - Benefit package consistent with Salary Schedule “S” and paid out as follows:
 - 4th Counsel at First Appearance (CAFA4) Grant (Contract CAFA456) ~ \$16,330.00
 - 3rd Upstate Quality Improvement and Caseload Reduction (QICR) Grant (Contract C3RD656) ~ \$7,670.00
- Revise the salary for one (1) position of ***Staff Social Worker, PT*** (position code 015.594) under Wyoming County Data-Day, Alternatives to Incarceration Grant to an hourly rate of \$36.63 to reflect the annual equivalent of \$40,000.00
- Allow for retroactive funds from 04/01/2022 to 12/31/2022 through Hurrell-Harring Contract CSTWIDEHH52 ~ Year 5; effective April 1, 2022 through December 31, 2022 to be paid out in 2nd quarter of 2023 in lieu of 4th quarter 2023
- Amend New York State Indigent Legal Services/3rd Upstate Quality Improvement and Caseload Reduction Grant (Contract C3RD656) (Round 2) (QICR) to end effective June 30, 2022
- Amend New York State Indigent Legal Services/Council at First Appearance (CAFA 456) (Round 4) to end effective December 31, 2025

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

May 9, 2023

RESOLUTION NO. 23-287
(May 9, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

POSITION(S) CREATED

BE IT RESOLVED, That the following positions are hereby
CREATED in the following Wyoming County Department:

CREATED:

Sheriff

- Eighteen (18) positions of *Courier (per diem)* and place on Salary Schedule “S” at \$14.20/hour for the replacing/reclassification of all Meal Deliverer, PT/Meal Delivered (Per Diem) positions; positions available date is May 10, 2023
 - Hourly wage to remain consistent with New York State minimum wage indefinitely

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#37

RESOLUTION NO. 23-288
(May 9, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

POSITION(S) ABOLISHED

BE IT RESOLVED, That the following positions are hereby
ABOLISHED in the following Wyoming County Department:

ABOLISHED:

Civil Defense

- One (1) position of *Administrative Assistant* (temp.) (per diem) (position code 017.435) on Salary Schedule “S” at approximately ten (10) hours per week due to the hiring of Administrative Assistant (1.00 FTE); effective May 1, 2023.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

#38

RESOLUTION NO. 23-289
(May 9, 2023)

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 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 contracts on behalf of the Wyoming County Community Health System as follows:

- ***Crowdstrike, Inc.***, 150 Mathilda Place, Suite 300, Sunnyvale, CA 94086 for a Statement of Work #1 for incident response services for a suspected computer security incident in an amount not to exceed one hundred thousand dollars (\$100,000.00); effective April 7, 2023 through April 6, 2024.
- ***Dox Electronics, Inc.***, 105 College Avenue, Rochester, NY 14607 for the migration to Microsoft Office 365 Business Premium, Exchange Online Plan 2, Azure AD Premium Licenses and annual subscription in an amount not to exceed one hundred thirty-two thousand seven hundred seventy dollars (\$132,770.00); effective May 1, 2023 through April 30, 2024.
- ***Ifeoma Igboeli, MD***, 2708 Cove Circle E, Ashville, NY 14710 to provide general surgery locum coverage in an amount not to exceed fifty thousand dollars (\$50,000.00); effective May 15, 2023 through May 14, 2024.

Contingent upon the availability of funds.

Carried: XXX Ayes: 1580 Noes: Absent: Abstain: 19 (Genesee Falls)
#39

RESOLUTION NO. 23-290
(May 9, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 20-243 AMENDED

May 9, 2023

WHEREAS, Resolution Number 20-243 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**”, passed by this Board of Supervisors on May 12, 2020 and provides, in part, for the following contract:

- *SHC Services, Inc. d/b/a Supplemental Health Care*, 1640 West Redstone Center Drive, Suite 200, Park City, UT 84098 for use of agency staff for hard to fill positions and to provide coverage where needed in an amount not to exceed one hundred thousand dollars (\$100,000.00) per year; effective March 13, 2020 through March 12, 2021.

And,

WHEREAS, That Resolution Number 20-243 was amended by this Board of Supervisors on March 9, 2021 by *Resolution Number 21-132* to extend the term of the contract from March 13, 2020 through March 12, 2021 to *March 13, 2021 through March 12, 2023*; now therefore,

BE IT RESOLVED, That *Resolution Number 20-243* as previously amended by *Resolution Number 21-132* be hereby further amended as follows:

- Extend the term of the contract from March 13, 2020 through March 12, 2021 to *March 13, 2021 through March 12, 2023*.
- Increase the contract amount of one hundred thousand dollars (\$100,000.00) per year to an amount *not to exceed one million six hundred thousand dollars (\$1, 600,000.00)* per year for the period March 12, 2021 through March 12, 2023.
- Further extend the term of the agreement from March 12, 2021 through March 12, 2023 to *March 13, 2023 through March 12, 2025*.
- Reduce the not to exceed amount from \$1.6 million per year to an amount not to exceed \$100,000.00 per year for the period March 13, 2023 through March 12, 2025.

All else remains the same.

Carried: XXX Ayes: 1580 Noes: Absent: Abstain: 19 (Genesee Falls)
#40

RESOLUTION NO. 23-291
(May 9, 2023)

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, for the following contract:

- ***Trusted Nurse Staffing, LLC***, 500 Seneca Street, Suite 501, Buffalo, NY 14204 for agency staff to provide coverage, where needed, in an amount not to exceed one hundred twenty-five thousand dollars (\$125,000.00) per year; effective June 15, 2020 through June 14, 2022.

Now therefore,

BE IT RESOLVED, That ***Resolution Number 20-304*** be hereby amended as follows:

- Increase the contract amount from one hundred twenty-five thousand dollars (\$125,000.00) per year ***to an amount not to exceed nine hundred fifty-five thousand dollars (\$955,000.00) per year for the period of June 15, 2020 through June 14, 2022.***
- Further extend the term of the agreement from June 15, 2020 through June 14, 2022 to ***June 15, 2022 through June 14, 2023.***
- Increase the contract amount from nine hundred fifty-five thousand dollars (\$955,000.00) per year ***to an amount not to exceed nine hundred sixty thousand dollars (\$960,000.00) per year for the period June 15, 2022 through June 14, 2023.***

All else remains the same.

Carried: XXX Ayes: 1580 Noes: Absent: Abstain: 19 (Genesee Falls)
#41

RESOLUTION NO. 23-292 **(May 9, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 20-208 AMENDED

WHEREAS, Resolution Number 20-208 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM,**” passed by this Board of Supervisors on April 14, 2020 and provides, in part, for the following contract:

- ***Batavia Neurological Services, PC***, 176 Washington Avenue, Batavia, NY 14020 to provide neurology services in an amount not to exceed three hundred four thousand dollars (\$304,000.00) per year; effective April 1, 2020 through March 31, 2021.

And,

WHEREAS, That Resolution Number 20-208 was previously amended by this Board of Supervisors on May 11, 2021 by ***Resolution Number 21-245*** to extend the term of the contract from April 1, 2020 through March 31, 2021 to

May 9, 2023

April 1, 2021 through March 31, 2022; and

WHEREAS, That Resolution Number 20-208 as previously amended by Resolution Number 21-245 was further amended by this Board of Supervisors on April 12, 2022 by ***Resolution Number 22-251*** to extend the term of the contract from April 1, 2021 through March 31, 2022 to ***April 1, 2022 through March 31, 2023;*** now therefore

BE IT RESOLVED, That ***Resolution Number 20-208*** as previously amended by ***Resolution Number 21-245*** and ***Resolution Number 22-251*** be hereby further amended to extend the term of the contract from April 1, 2022 through March 31, 2023 to ***April 1, 2023 through March 31, 2024.*** All else remains the same.

Carried: XXX Ayes: 1580 Noes: Absent: Abstain: 19 (Genesee Falls)
#42

RESOLUTION NO. 23-293
(May 9, 2023)

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:

Salary Schedule “C”:

Wyoming County Community Hospital

- Provide one (1) position of ***Maintenance Supervisor*** (1.00 FTE) (position code 02.109.444) under PLANT MAINTENANCE a one-time stipend in the amount of \$5,000.00; effective May 14, 2023.
- Set the salary for one (1) position of ***Safety/Emergency Preparedness Coordinator*** (1.00 FTE) (position code 02.126.611) under SAFETY at \$67,500.00 per year; position available date is May 14, 2023.

Carried: XXX Ayes: 1580 Noes: Absent: Abstain: 19 (Genesee Falls)

Chairwoman Ryan asked Clerk Ketchum to read resolution number 43 in its entirety...

Public Hearing ~

- ***Public Comment***

Close the Public Hearing ~

Local Law

RESOLUTION NO. 23-294
(May 9, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

LOCAL LAW NO. 2 (INTRODUCTORY A, YEAR 2023) ~ YEAR 2023,
“A Local Law Amending Local Law No. 7 for the Year 1976, County of
Wyoming, New York, Modifying the Wyoming County Plan of
***Apportionment”* ADOPTED**

WHEREAS, There was duly presented and introduced at a meeting of this Board, held on the 11th day of April 2023, a proposed local law of the County, designated as Local Law Introductory No. A, for the year 2023, entitled, ***“A Local Law Amending Local Law No. 7 for the Year 1976, County of Wyoming, New York, Modifying the Wyoming County Plan of Apportionment”***; and

WHEREAS, In accordance with the provisions of Resolution Number 23-241 there was a public hearing held by this Board of Supervisors on this 9th day of May, 2023, 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 2, Year 2023, County of Wyoming, New York, as presented to this Board on the 11th day of April 2023, is hereby adopted, as follows:

LOCAL LAW NO. 2 ~ YEAR 2023

A Local Law entitled ***“A Local Law Amending Local Law No. 7 for the Year 1976, County of Wyoming, New York, Modifying the Wyoming County Plan of Apportionment”***

BE IT ENACTED, By the Board of Supervisors of the County of Wyoming as follows:

SECTION 1. This local law hereby repeals local law number 1 of 2012, entitled, “Amending Local Law #7 for the Year 1976, County of Wyoming, New York, Modifying the Wyoming County Plan Apportionment;”

SECTION 2. Paragraph 3 of Local Law No. 7 of the County of Wyoming, Year 1976, is hereby deleted and the following paragraph 3 is substituted therefore:

May 9, 2023

3. The apportionment of the voting strength of the members of the Board of Supervisors shall be determined by the 2020 federal census in the County of Wyoming, until the next decennial federal census. On and after the effective date of this local law and continuing until the next decennial federal census unless an official county census shall be made sooner, each Supervisor elected within the respective towns of Wyoming County shall be entitled to the following number of votes on any resolution, Local Law, motion or proposal to be voted on by the Board of Supervisors, to wit:

Town	Population (PL94-171)	Population (LATFOR)	Simple Majority & 2/3 Majority No. of Votes
Arcade	4187	4195	22
Attica	5790	3708	20
Bennington	3235	3239	17
Castile	2711	2715	15
Covington	1253	1254	7
Eagle	1105	1112	6
Gainesville	2009	2020	11
Genesee Falls	402	403	2
Java	1972	1976	11
Middlebury	1339	1340	7
Orangeville	1283	1285	7
Perry*	5832	4901	26
Pike	975	975	6
Sheldon	2367	2368	13
Warsaw	5316	5325	27
Wethersfield	755	758	4
TOTAL	40531	37574	201
*LATFOR Population Reflects CQR Challenge of block 361219706003018 (From 965 to 23)			

SECTION 3. This Local Law shall become effective on the day that it is filed in the office of the Secretary of the State of New York.

DATED at Warsaw, New York
 April 11, 2023 (Introduced)
 May 9, 2023 (Adopted)

Regular Session

Cheryl J. Ketchum, Clerk

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

Chairwoman Ryan, T/Warsaw thanked the people who helped but this together; Clerk Ketchum, Planner Bragg and Dr. Benjamin of SUNY New Paltz.

The following two resolutions came out of a Special Finance Committee meeting held prior to this board meeting.

#44

RESOLUTION NO. 23-295
(May 9, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

**SUSAN MAY APPOINTED 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 appointed to the ***Western Region Off Track Betting Corporation Board of Directors*** pursuant to Chapter 56 of the laws of 2023 for a four (4) year term; effective May 9, 2023 through May 2, 2027, at which time Chapter 56 of the laws of 2023 shall expire and be deemed repealed.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

Supervisor May, T/Orangeville thanked the board for their support and said she will continue to be the voice for Wyoming County on the board.

#45

RESOLUTION NO. 23-296
(May 9, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

FUNDS TRANSFERRED TO VARIOUS 2023 ACCOUNTS

BE IT RESOLVED, That funds are hereby transferred to the various 2023 accounts as follows:

Buildings and Grounds			
From: 011620.540502 Leasing	\$40,000.00		
To: 011620.523001 Motor Vehicles		\$40,000.00	
Reason: For the purchase of a vehicle instead of leasing due to the difficulty of finding/securing a vehicle through Fleet Leasing.			
Buildings and Grounds Total			\$40,000.00

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:

May 9, 2023

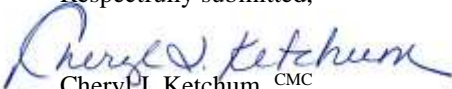
Chairwoman Ryan, T/Warsaw brought attention to the community flyers at the back of the agenda along with this month's featured veteran/veteran family-owned business ~

JUST SAYIN' CUSTOM SCREEN PRINTING

Owned/Operated by the Stout Family ~ 5 Gulf Road, Wyoming, NY

There being no further business to come before this Board, Senior Supervisor Berwanger, T/Arcade adjourned the meeting at 3:50 PM with a rap on his desk.

Respectfully submitted,

A handwritten signature in blue ink that reads "Cheryl J. Ketchum". The signature is fluid and cursive, with the first name being the most prominent.

Cheryl J. Ketchum, ^{CMC}

Clerk to the Board

SPECIAL SESSION

(May 23, 2023)

Tuesday

Immediately following a 9:30 AM Special Planning Committee

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 Supervisor Kehrl, T/Attica. Also present was Clerk to the Board of Supervisors, Cheryl Ketchum.

Chairwoman Ryan, T/Warsaw, called the meeting to order and asked everyone to stand as she led the Pledge of Allegiance.

#1

RESOLUTION NO. 23-297

(May 23, 2023)

By Mr. Leuer, Chairman of the Planning Committee:

RESOLUTION NUMBER 23-267 RESCINDED

WHEREAS, Resolution Number 23-267 entitled, “HOME RULE REQUEST TO INCLUDE SILVER LAKE OUTLET WITHIN THE DEFINITION OF “INLAND WATERWAYS” FOR THE PURPOSES OF WATERFRONT REVITALIZATION,” passed by this Board of Supervisors on May 09, 2023 requesting that the New York State Legislature support and pass Senate bill S.05782 and Assembly bill, A.06095, which was the legislation necessary to include Silver Lake Outlet within the definition of “Inland Waterways” for the purposes of Waterfront revitalization; now therefore

BE IT RESOLVED, That Resolution Number 23-267 is hereby rescinded in its entirety effective immediately.

[illegible]

#2

RESOLUTION NO. 23-298

(May 23, 2023)

By Mr. Leuer, Chairman of the Planning Committee:

HOME RULE REQUEST TO INCLUDE SILVER LAKE OUTLET

May 23, 2023

Special Session

REGULAR SESSION **(June 13, 2023)**

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 2:33 PM Chairwoman Ryan, T/Warsaw, called the meeting to order.

The person leading the Pledge of Allegiance for this month's board meeting is Gold Star daughter Ms. Katherine Kane on behalf of her father:

Corporal Kermit Adolph Davis

Corporal Davis was born on April 20, 1910 in Centerville, just outside of Pike, New York. Eventually, he moved to Wyoming County and worked for Worcester Salt Company in Silver Springs loading supplies. Corporal Davis joined the Army in 1943, where he became a Combat Engineer and deployed to Europe on November 23, 1944 as a member of the 275th Engineers of the 75th Infantry Division.



Corporal Davis was quickly in the fight from there, as the Battle of the Bulge began on December 16th and his unit was near St. Vith in Belgium at the time. The Germans took St. Vith on December 21st, but two days later, the sky cleared, the ground completely froze over, and the Allies were able to reestablish freedom of movement and began to take the battle to the Wehrmacht (vehr maakt). The enemy, while retreating, laid land mines and sadly, Corporal Davis was driving a Jeep when his vehicle struck one and he died a day later, on New Year's Eve.

Corporal Davis left behind his wife, Norma, who was expecting their first child at the time. In April of 1945, their baby girl was born, Katherine Irene Davis

June 13, 2023

(now Katherine Kane). She never did get to meet her father and all that she knew for most of her life was that her father was killed in the war. Ms. Kane recently came to know her father through the County Historian's Office where they were able to provide her with his enlistment paperwork, which included his inked thumb print.

This past November, Corporal Davis was honored in Castile with a brick in their Veterans' Memorial which was purchased by the Castile Historical Society.

Corporal Davis and his wife Norma were married for seven years and lived at 24 Main Street in Castile. They did not think they would be able to have children of their own so they became foster parents to more than a dozen kids over the years, providing a loving, happy home that many of those children, otherwise, would never have known.

After being killed in action, his remains were returned to the United States and Corporal Davis was buried on a hill top at Hope Cemetery overlooking that very house on November 23, 1947.

The pledge was said by all.

Because of who we are recognizing, Chairwoman Ryan requested a moment of silence for Corporal Davis.

Chairwoman Ryan joined Ms. Kane at the podium for the presentation of the customary certificate of appreciation.

Ms. Kane said it was honor and said she would receive the certificate on behalf of her father and the 275th Engineers of the 75th Infantry Division.

Opening Prayer ~

- Rev. Mack Bixby

NYS Dept. of Veterans' Services "Operation Recognition" ~

- Specialist Peter Fitzgerald
 - Presentation of High School Diploma by Pioneer Central School Superintendent Silvaroli



Communications ~

- None

Special Recognition ~

- Jennifer Wilkinson, Esq.

- *NYS Judicial Committee on Women in the Courts – 8th Judicial District Gender Fairness Committee as an “Outstanding Woman in the Law”*

Wyoming County Dairy Promotion Ambassador ~

- *Michelle Youngers ~ North Java*

#1

RESOLUTION NO. 23-299 (June 13, 2023)

By Mr. Becker, Chairman of the Agriculture Committee:

JUNE 2023 PROCLAIMED DAIRY MONTH IN WYOMING COUNTY

WHEREAS, National Dairy Month started out as a way to distribute extra milk during the warm months of summer. The commemoration was established in 1937 by grocer organizations sponsoring “*National Milk Month*”. By 1939, June became the official “*Dairy Month*”; and

WHEREAS, Whether it’s in coffee, cereal, or smoothies, adding one more serving of milk to your family’s day can help ensure they get the nutrients they need to build strong bones and teeth. Trusted for decades, dairy farm families pride themselves on producing wholesome dairy foods that help their families grow up strong and healthy; and

WHEREAS, New York is the third largest milk producer among the 50 states and Wyoming County is New York State’s top milk producer with 1.02 billion pounds of milk produced annually from a herd of over 53,000 cows and is the 28th highest milk-producing county in the United States; and

WHEREAS, More importantly, Wyoming County’s large dairies provide a reliable milk supply to meet the needs of today’s vertically integrated consumer product distribution systems; and

WHEREAS, Wyoming County dairy farms are capable of efficiently delivering large quantities of quality products to the ever-larger processors who, in turn, supply the nations’ largest retail distributors. The ability to deliver a regular supply of consistent quality milk is essential to the economics of these systems. Wyoming County farmers have risen to the challenge by applying good business management skills, growing the sizes of their operations and achieving the required economies of scale to stay competitive in a commodity industry; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors does hereby proclaim June 2023 to be **DAIRY MONTH IN WYOMING COUNTY** to honor our dairy farmers and the safe, wholesome products that they produce and encourage all our citizens to drink milk and enjoy other dairy foods to help strengthen our economy.

June 13, 2023

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

Chairwoman Ryan asked Supervisor Becker, T/Sheldon to read the proclamation. Supervisor Becker requested Wyo. Co. Dairy Promotion Ambassador Michelle Youngers join him at the podium. Supervisor Becker presented Ms. Youngers with a Certificate of Recognition. Ms. Youngers thanked the board for their support of agriculture.

Chairwoman Ryan, T/Warsaw asked for a short intermission for the cutting of the graduation cake by Mr. Fitzgerald and the enjoyment of dairy refreshments provided by Dairy Ambassador Youngers.

#2

**RESOLUTION NO. 23-300
(June 13, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

FUNDS TRANSFERRED TO VARIOUS 2023 ACCOUNTS

BE IT RESOLVED, That funds are hereby transferred to the various 2023 accounts as follows:

CIP			
From: 129950.599504 Transfer to CIP To: 121680.540301 Professional Services Reason: To cover additional expenses related to the MUNIS implementation project.	\$112,000.00	\$112,000.00	
CIP Total			\$112,000.00
Highway			
From: 035130.540502 Leasing To: 035130.523001 Motor Vehicles Reason: To purchase vehicles instead of leasing due to the difficulty of finding and securing a vehicle through Fleet Leasing.	\$116,288.00	\$116,288.00	
Highway Total			\$116,288.00
Fire & Building Code Enf.			
From: 013620.540103 Auto-Code Enf. To: 018021. 540103 Auto-Zoning Reason: To cover unbudgeted 2023 auto insurance expenses.	\$1,000.00	\$1,000.00	
Fire & Building Code Enf. Total			\$1,000.00

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#3

**RESOLUTION NO. 23-301
(June 13, 2023)**

Regular Meeting

By Mr. Kehl, Chairman of the Finance Committee:

FUNDS APPROPRIATED TO VARIOUS 2023 ACCOUNTS

BE IT RESOLVED, That funds are hereby appropriated to the various 2023 accounts as follows:

Information Technology			
To: 019950.599512 Transfer to Fund 12 <i>w/any funds available</i> Reason: To appropriate additional funding for the MUNIS implementation project.	\$112,000.00	\$112,000.00	
To: 129950.599504 Transfer to CIP <i>w/12162006.450310 Interfund Transfer</i> Reason: To appropriate additional funding for the MUNIS implementation project.	\$112,000.00	\$112,000.00	
To: 011681.540301 Professional Services 011681.541111 Computers and Technology 011681.541410 Software w/01168105.440890 Federal Aid Other Reason: To appropriate funds related to the Cyber Security Grant Award.	\$2,350.00 4,000.00 43,650.00	\$50,000.00	
Information Technology Total			\$274,000.00
Social Services			
To: 016010.541010 Office Supplies 016010.541111 Computers & Technology 016010.541410 Software 016010.540301 Professional SVC Contracts w/01601004.436100 State Revenue Reason: To expend funds from the homeless services plan.	\$4,736.00 1,315.00 8,000.00 4,500.00	\$18,551.00	
Social Services Total			\$18,551.00
Mental Health			
To: 014220.542417.SAPT Primry Prev Infrast Gnt w/01422004.444920.SAPT Subst Abuse Federal Reason: Remaining funding for OASAS Infrastructure Federal Block Grant for Partners for Prevention.	\$1,925.15	\$1,925.15	
To: 014220.542476.SAPT CCSI Subst Abuse/Tx Gnt w/01422004.444920.SAPT Substance Abuse Fed. Reason: Remaining funding for OASAS Workforce Federal Block Grant for Partners for Prevention.	\$1,780.00	\$1,780.00	
To: 014220.542488 Stop Act Grant w/01422004.444910 Mental Health SICA Grant Reason: 2023 funding for federal underage-drinking STOP ACT Grant for Partners for Prevention.	\$49,438.00	\$49,438.00	
Mental Health Total			\$53,143.15
County Jail			
To: 013150.541711 Inmate Medical w/01315000.412890 Other Dept. Income 01315001.422640 Prisoner Charges Reason: Increased costs of medications and rise in inmate population with medical needs.	\$46,000.00	\$8,000.00 38,000.00	

June 13, 2023

County Jail Total			\$46,000.00
Probation			
To: 013140.523001 Motor Vehicles	\$35,251.20		
013140.510101 FT CSEA Contract	33,033.00		
013140.585001 Medicare	478.98		
	1,780.82		
013140.583001 FICA		\$70,544.00	
w/01314006.433100 ATI Program			
Reason: To appropriate pretrial funds.			
Probation Total			\$70,544.00
Public Defender			
To: 011170.510001 Salaries	\$131,500.00		
011170.583001 FICA	8,153.00		
011170.585001 Medicare	1,907.00		
011170.581001 Retirement	13,150.00		
011170.589001 Health Insurance	27,698.00		
011170.589002 HRA	10,000.00		
011170.542400 ATI	5,500.00		
w/01117002.430250 ATI		\$197,908.00	
Reason: ATI - Alternatives to Incarceration.			
Public Defender Total			\$197,908.00

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

Mr. Jacoby, T/Wethersfield, Chair of the Audit Committee, presented the approved payment of bills totaling \$11,642,637.23 for the month of May 2023. 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 only were read.

#4

RESOLUTION NO. 23-302 (June 13, 2023)

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

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH TOSHIBA AMERICA BUSINESS SOLUTIONS ON BEHALF OF THE BOARD OF ELECTIONS

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 ***Toshiba America Business Solutions***, 180 Kenneth Drive, Suite 200, Rochester, NY 14623 on behalf of the Board of Elections. Said contract is for copier usage associated with the purchase of a new copier in an amount not to exceed \$.0047 per page; effected one (1) year from delivery of the machine, with annual, automatic renewals for the life of the copier. Contingent upon the availability of funds.

Regular Meeting

(Munis #1496/respository)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#5

RESOLUTION NO. 23-303
(June 13, 2023)

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

**WYOMING COUNTY SEXUAL HARASSMENT POLICY AMENDED
AND APPROVED**

BE IT RESOLVED, That the *Wyoming County Sexual Harassment Policy* is hereby amended by wholly adopting recommended language provided by the State of New York and is approved and annexed hereto; effective June 13, 2023 and replaces all prior approved sexual harassment policies.

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

**WYOMING COUNTY
POLICY AND PROCEDURE**

EFFECTIVE DATE:	REVIEWED BY: (Individuals/Committees) Human Resources	
DATE DEVELOPED: April 13, 2023	PREPARED BY: Human Resources	SUPERSEDES: All prior Sexual Harassment Prevention Policies
SIGNATURE:		REFERENCES: DHR/EEOC Regs and Related Law

Sexual Harassment Prevention Policy

Purpose of this Policy:

Wyoming County is committed to maintaining a workplace free from harassment and discrimination. Sexual harassment is a form of workplace discrimination that subjects an employee to inferior conditions of employment due to their gender, gender identity, gender expression (perceived or actual), and/or sexual orientation. Sexual harassment is often viewed simply as a form of gender-based discrimination, but Wyoming County recognizes that discrimination can be related to or affected by other identities beyond gender.

June 13, 2023

Under the New York State Human Rights Law, it is illegal to discriminate based on sex, sexual orientation, gender identity or expression, age, race, creed, color, national origin, military status, disability, pre-disposing genetic characteristics, familial status, marital status, criminal history, or status as a victim of domestic violence. Our different identities impact our understanding of the world and how others perceive us. For example, an individual's race, ability, or immigration status may impact their experience with gender discrimination in the workplace. While this policy is focused on sexual harassment and gender discrimination, the methods for reporting and investigating discrimination based on other protected identities are the same. The purpose of this policy is to teach employees to recognize discrimination, including discrimination due to an individual's intersecting identities, and provide the tools to take action when it occurs. All employees, managers, and supervisors are required to work in a manner designed to prevent sexual harassment and discrimination in the workplace. This policy is one component of Wyoming County's commitment to a discrimination-free work environment.

Goals of this Policy:

Sexual harassment and discrimination are against the law. After reading this policy, employees will understand their right to a workplace free from harassment. Employees will also learn what harassment and discrimination look like, what actions they can take to prevent and report harassment, and how they are protected from retaliation after taking action. The policy will also explain the investigation process into any claims of harassment. Employees are encouraged to report sexual harassment or discrimination by filing a complaint internally with Wyoming County. Employees can also file a complaint with a government agency or in court under federal, state, or local antidiscrimination laws. To file an employment complaint with the New York State Division of Human Rights, please visit <https://dhr.ny.gov/complaint>. To file a complaint with the United States Equal Employment Opportunity Commission, please visit <https://www.eeoc.gov/filing-charge-discrimination>.

Sexual Harassment Prevention Policy

1. Wyoming County's policy applies to all employees, applicants for employment, and interns, whether paid or unpaid. The policy also applies to additional covered individuals. It applies to anyone who is (or is employed by) a contractor, subcontractor, vendor, consultant, or anyone providing services in our workplace. These individuals include persons commonly referred to as independent contractors, gig workers, and temporary workers. Also included are persons providing equipment repair, cleaning services, or any other services through a contract with Wyoming County. For the remainder of this policy, we will use the term "covered individual" to refer to these individuals who are not direct employees of the company.

2. Sexual harassment is unacceptable. Any employee or covered individual who engages in sexual harassment, discrimination, or retaliation will be subject to action, including appropriate discipline for employees. In New York, harassment does not need to be severe or pervasive to be illegal. Employees and covered individuals should not feel discouraged from reporting harassment because they do not believe it is bad enough, or conversely because they do not want to see a colleague fired over less severe behavior. Just as harassment can happen in different degrees, potential discipline for engaging in sexual harassment will depend on the degree of harassment and might include education and counseling. It may lead to suspension or termination when appropriate.
3. Retaliation is prohibited. Any employee or covered individual that reports an incident of sexual harassment or discrimination, provides information, or otherwise assists in any investigation of a sexual harassment or discrimination complaint is protected from retaliation. No one should fear reporting sexual harassment if they believe it has occurred. So long as a person reasonably believes that they have witnessed or experienced such behavior, they are protected from retaliation. Any employee of Wyoming County who retaliates against anyone involved in a sexual harassment or discrimination investigation will face disciplinary action, up to and including termination. All employees and covered individuals working in the workplace who believe they have been subject to such retaliation should inform a supervisor, manager, or Human Resources. All employees and covered individuals who believe they have been a target of such retaliation may also seek relief from government agencies, as explained below in the section on Legal Protections.
4. Discrimination of any kind, including sexual harassment, is a violation of our policies, is unlawful, and may subject Wyoming County to liability for the harm experienced by targets of discrimination. Harassers may also be individually subject to liability and employers or supervisors who fail to report or act on harassment may be liable for aiding and abetting such behavior. Employees at every level who engage in harassment or discrimination, including managers and supervisors who engage in harassment or discrimination or who allow such behavior to continue, will be penalized for such misconduct.
5. Wyoming County will conduct a prompt and thorough investigation that is fair to all parties. An investigation will happen whenever management receives a complaint about discrimination or sexual harassment, or when it otherwise knows of possible discrimination or sexual harassment occurring. Wyoming County will keep the investigation confidential to the extent possible. If an investigation ends with the finding that discrimination or sexual harassment occurred, Wyoming County will act as required. In addition to any required discipline, Wyoming County will also take steps to ensure a safe work environment for the employee(s) who experienced the

discrimination or harassment. All employees, including managers and supervisors, are required to cooperate with any internal investigation of discrimination or sexual harassment.

6. All employees and covered individuals are encouraged to report any any harassment or behaviors that violate this policy. All employees will have
7. access to a complaint form to report harassment and file complaints. Use of this form is not required. For anyone who would rather make a complaint verbally, or by email, these complaints will be treated with equal priority. An employee or covered individual who prefers not to report harassment to their manager or employer may instead report harassment to the New York State Division of Human Rights and/or the United States Equal Employment Opportunity Commission. Complaints may be made to both the employer and a government agency.
8. Managers and supervisors are **required** to report any complaint that they receive, or any harassment that they observe or become aware of, to Human Resources.
9. This policy applies to all employees and covered individuals, such as contractors, subcontractors, vendors, consultants, or anyone providing services in the workplace, and all must follow and uphold this policy. This policy must be provided to all employees in person or digitally through email upon hiring and will be posted prominently in all work locations. For those offices operating remotely, in addition to sending the policy through email, it will also be available on the organization's shared network.

What Is Sexual Harassment?

Sexual harassment is a form of gender-based discrimination that is unlawful under federal, state, and (where applicable) local law. Sexual harassment includes harassment on the basis of sex, sexual orientation, self-identified or perceived sex, gender expression, gender identity, and the status of being transgender. Sexual harassment is not limited to sexual contact, touching, or expressions of a sexually suggestive nature. Sexual harassment includes all forms of gender discrimination including gender role stereotyping and treating employees differently because of their gender.

Understanding gender diversity is essential to recognizing sexual harassment because discrimination based on sex stereotypes, gender expression and perceived identity are all forms of sexual harassment. The gender spectrum is nuanced, but the three most common ways people identify are cisgender, transgender, and non-binary. A cisgender person is someone whose gender aligns with the sex they were assigned at birth. Generally, this gender will align with the binary of male or female. A transgender person is someone whose gender is different than the sex they were assigned at birth. A non-binary person does not identify exclusively as a man or a woman. They might identify as both,

somewhere in between, or completely outside the gender binary. Some may identify as transgender, but not all do. Respecting an individual's gender identity is a necessary first step in establishing a safe workplace.

Sexual harassment is unlawful when it subjects an individual to inferior terms, conditions, or privileges of employment. Harassment does not need to be severe or pervasive to be illegal. It can be any harassing behavior that rises above petty slights or trivial inconveniences. Every instance of harassment is unique to those experiencing it, and there is no single boundary between petty slights and harassing behavior. However, the Human Rights Law specifies that whether harassing conduct is considered petty or trivial is to be viewed from the standpoint of a reasonable victim of discrimination with the same protected characteristics. Generally, any behavior in which an employee or covered individual is treated worse because of their gender (perceived or actual), sexual orientation, or gender expression is considered a violation of Wyoming County's policy. The intent of the behavior, for example, making a joke, does not neutralize a harassment claim. Not intending to harass is not a defense. The impact of the behavior on a person is what counts. Sexual harassment includes any unwelcome conduct which is either directed at an individual because of that individual's gender identity or expression (perceived or actual), or is of a sexual nature when:

- The purpose or effect of this behavior unreasonably interferes with an individual's work performance or creates an intimidating, hostile or offensive work environment. The impacted person does not need to be the intended target of the sexual harassment;
- Employment depends implicitly or explicitly on accepting such unwelcome behavior; or
- Decisions regarding an individual's employment are based on an individual's acceptance to or rejection of such behavior. Such decisions can include what shifts and how many hours an employee might work, project assignments, as well as salary and promotion decisions.

There are two main types of sexual harassment:

- Behaviors that contribute to a **hostile work environment** include, but are not limited to, words, signs, jokes, pranks, intimidation, or physical violence which are of a sexual nature, or which are directed at an individual because of that individual's sex, gender identity, or gender expression. Sexual harassment also consists of any unwanted verbal or physical advances, sexually explicit derogatory, or discriminatory statements which an employee finds offensive or objectionable, causes an employee discomfort or humiliation, or interferes with the employee's job performance.
- Sexual harassment also occurs when a person in authority tries to trade job benefits for sexual favors. This can include hiring, promotion, continued employment or any other terms, conditions, or privileges of employment.

This is also called **quid pro quo** harassment.

Any employee or covered individual who feels harassed is encouraged to report the behavior so that any violation of this policy can be corrected promptly. Any harassing conduct, even a single incident, can be discrimination and is covered by this policy.

Examples of Sexual Harassment

The following describes some of the types of acts that may be unlawful sexual harassment and that are strictly prohibited. **This list is just a sample of behaviors and should not be considered exhaustive.** Any employee who believes they have experienced sexual harassment, even if it does not appear on this list, should feel encouraged to report it:

- Physical acts of a sexual nature, such as:
 - Touching, pinching, patting, kissing, hugging, grabbing, brushing against another employee's body, or poking another employee's body; or
 - Rape, sexual battery, molestation, or attempts to commit these assaults, which may be considered criminal conduct outside the scope of this policy (please contact local law enforcement if you wish to pursue criminal charges).
- Unwanted sexual comments, advances, or propositions, such as:
 - Requests for sexual favors accompanied by implied or overt threats concerning the target's job performance evaluation, a promotion, or other job benefits;
 - This can include sexual advances/pressure placed on a service industry employee by customers or clients, especially those industries where hospitality and tips are essential to the customer/employee relationship;
 - Subtle or obvious pressure for unwelcome sexual activities; or
 - Repeated requests for dates or romantic gestures, including gift-giving.
- Sexually oriented gestures, noises, remarks or jokes, or questions and comments about a person's sexuality, sexual experience, or romantic history which create a hostile work environment. This is not limited to interactions in person. Remarks made over virtual platforms and in messaging apps when employees are working remotely can create a similarly hostile work environment.
- Sex stereotyping, which occurs when someone's conduct or personality traits are judged based on other people's ideas or perceptions about how individuals of a particular sex should act or look:
 - Remarks regarding an employee's gender expression, such as wearing a garment typically associated with a different gender identity; or
 - Asking employees to take on traditionally gendered roles, such as asking a woman to serve meeting refreshments when it is not part of, or appropriate to, her job duties.

- Sexual or discriminatory displays or publications anywhere in the workplace, such as:
 - Displaying pictures, posters, calendars, graffiti, objects, promotional material, reading materials, or other materials that are sexually demeaning or pornographic. This includes such sexual displays on workplace computers or cell phones and sharing such displays while in the workplace;
 - This also extends to the virtual or remote workspace and can include having such materials visible in the background of one's home during a virtual meeting.
- Hostile actions taken against an individual because of that individual's sex, sexual orientation, gender identity, or gender expression, such as:
 - Interfering with, destroying, or damaging a person's workstation, tools or equipment, or otherwise interfering with the individual's ability to perform the job;
 - Sabotaging an individual's work;
 - Bullying, yelling, or name-calling;
 - Intentional misuse of an individual's preferred pronouns; or
 - Creating different expectations for individuals based on their perceived identities:
 - Dress codes that place more emphasis on women's attire;
 - Leaving parents/caregivers out of meetings.

Who Can be a Target of Sexual Harassment?

Sexual harassment can occur between any individuals, regardless of their sex or gender. Harassment does not have to be between members of the opposite sex or gender. New York Law protects employees and all covered individuals described earlier in the policy. **Harassers can be anyone in the workplace.** A supervisor, a supervisee, or a coworker can all be harassers. Anyone else in the workplace can also be harassers including an independent contractor, contract worker, vendor, client, customer, patient, constituent, or visitor.

Sexual harassment does not happen in a vacuum and discrimination experienced by an employee can be impacted by biases and identities beyond an individual's gender. For example:

- Placing different demands or expectations on black women employees than white women employees can be both racial and gender discrimination;
- An individual's immigration status may lead to perceptions of vulnerability and increased concerns around illegal retaliation for reporting sexual harassment; or
- Past experiences as a survivor of domestic or sexual violence may lead an individual to feel re-traumatized by someone's behaviors in the workplace.

Individuals bring personal history with them to the workplace that might impact

how they interact with certain behavior. It is especially important for all employees to be aware of how words or actions might impact someone with a different experience than their own in the interest of creating a safe and equitable workplace.

Where Can Sexual Harassment Occur?

Unlawful sexual harassment is not limited to the physical workplace itself. It can occur while employees are traveling for business or at employer or industry sponsored events or parties. Calls, texts, emails, and social media usage by employees or covered individuals can constitute unlawful workplace harassment, even if they occur away from the workplace premises, on personal devices, or during non-work hours.

Sexual harassment can occur when employees are working remotely from home as well. Any behaviors outlined above that leave an employee feeling uncomfortable, humiliated, or unable to meet their job requirements constitute harassment even if the employee or covered individual is at home when the harassment occurs. Harassment can happen on virtual meeting platforms, in messaging apps, and after working hours between personal cell phones.

Retaliation

Retaliation is unlawful and is any action by an employer or supervisor that punishes an individual upon learning of a harassment claim, that seeks to discourage a worker or covered individual from making a formal complaint or supporting a sexual harassment or discrimination claim, or that punishes those who have come forward. These actions need not be job-related or occur in the workplace to constitute unlawful retaliation. For example, threats of physical violence outside of work hours or disparaging someone on social media would be covered as retaliation under this policy.

Examples of retaliation may include, but are not limited to:

- Demotion, termination, denying accommodations, reduced hours, or the assignment of less desirable shifts;
- Publicly releasing personnel files;
- Refusing to provide a reference or providing an unwarranted negative reference;
- Labeling an employee as “difficult” and excluding them from projects to avoid “drama”;
- Undermining an individual’s immigration status; or
- Reducing work responsibilities, passing over for a promotion, or moving an individual’s desk to a less desirable office location.

Such retaliation is unlawful under federal, state, and (where applicable) local law. The New York State Human Rights Law protects any individual who has engaged in “protected activity.” Protected activity occurs when a person has:

- Made a complaint of sexual harassment or discrimination, either internally or with any government agency;

- Testified or assisted in a proceeding involving sexual harassment or discrimination under the Human Rights Law or any other anti-discrimination law;
- Opposed sexual harassment or discrimination by making a verbal or informal complaint to management, or by simply informing a supervisor or manager of suspected harassment;
- Reported that another employee has been sexually harassed or discriminated against; or
- Encouraged a fellow employee to report harassment.

Even if the alleged harassment does not turn out to rise to the level of a violation of law, the individual is protected from retaliation if the person had a good faith belief that the practices were unlawful. However, the retaliation provision is not intended to protect persons making intentionally false charges of harassment.

Reporting Sexual Harassment

Everyone must work toward preventing sexual harassment, but leadership matters. Supervisors and managers have a special responsibility to make sure employees feel safe at work and that workplaces are free from harassment and discrimination. Any employee or covered individual is encouraged to report harassing or discriminatory behavior to a supervisor, manager or Human Resources. Anyone who witnesses or becomes aware of potential instances of sexual harassment should report such behavior to a supervisor, manager, or Human Resources.

Reports of sexual harassment may be made verbally or in writing. A written complaint form is attached to this policy if an employee would like to use it, but the complaint form is not required. Employees who are reporting sexual harassment on behalf of other employees may use the complaint form and should note that it is on another employee's behalf. A verbal or otherwise written complaint (such as an email) on behalf of oneself or another employee is also acceptable.

Employees and covered individuals who believe they have been a target of sexual harassment may at any time seek assistance in additional available forums, as explained below in the section on Legal Protections.

Supervisory Responsibilities

Supervisors and managers have a responsibility to prevent sexual harassment and discrimination. All supervisors and managers who receive a complaint or information about suspected sexual harassment, observe what may be sexually harassing or discriminatory behavior, or for any reason suspect that sexual harassment or discrimination is occurring, are required to report such suspected sexual harassment to Human Resources. Managers and supervisors should not be passive and wait for an employee to make a claim of harassment. If they observe such behavior, they must act.

Supervisors and managers can be disciplined if they engage in sexually harassing or discriminatory behavior themselves. Supervisors and managers can also be disciplined for failing to report suspected sexual harassment or allowing sexual harassment to continue after they know about it. Supervisors and managers will also be subject to discipline for engaging in any retaliation.

While supervisors and managers have a responsibility to report harassment and discrimination, supervisors and managers must be mindful of the impact that harassment and a subsequent investigation has on victims. Being identified as a possible victim of harassment and questioned about harassment and discrimination can be intimidating, uncomfortable and re-traumatizing for individuals. Supervisors and managers must accommodate the needs of individuals who have experienced harassment to ensure the workplace is safe, supportive, and free from retaliation for them during and after any investigation.

Bystander Intervention

Any employee witnessing harassment as a bystander is encouraged to report it. A supervisor or manager that is a bystander to harassment is **required** to report it. There are five standard methods of bystander intervention that can be used when anyone witnesses harassment or discrimination and wants to help.

1. A bystander can interrupt the harassment by engaging with the individual being harassed and distracting them from the harassing behavior;
2. A bystander who feels unsafe interrupting on their own can ask a third party to help intervene in the harassment;
3. A bystander can record or take notes on the harassment incident to benefit a future investigation;
4. A bystander might check in with the person who has been harassed after the incident, see how they are feeling and let them know the behavior was not ok; and
5. If a bystander feels safe, they can confront the harassers and name the behavior as inappropriate. When confronting harassment, physically assaulting an individual is never an appropriate response.

Though not exhaustive, and dependent on the circumstances, the guidelines above can serve as a brief guide of how to react when witnessing harassment in the workplace. Any employee witnessing harassment as a bystander is encouraged to report it. A supervisor or manager that is a bystander to harassment is required to report it.

Complaints and Investigations of Sexual Harassment

All complaints or information about sexual harassment will be investigated, whether that information was reported in verbal or written form. An investigation of any complaint, information, or knowledge of suspected sexual

harassment will be prompt, thorough, and started and completed as soon as possible. The investigation will be kept confidential to the extent possible. All individuals involved, including those making a harassment claim, witnesses, and alleged harassers deserve a fair and impartial investigation.

Any employee may be required to cooperate as needed in an investigation of suspected sexual harassment. Wyoming County will take disciplinary action against anyone engaging in retaliation against employees who file complaints, support another's complaint, or participate in harassment investigations.

Wyoming County recognizes that participating in a harassment investigation can be uncomfortable and has the potential to retraumatize an employee. Those receiving claims and leading investigations will handle complaints and questions with sensitivity toward those participating.

While the process may vary from case to case, investigations will be done in accordance with the following steps. Upon receipt of a complaint, Human Resources:

1. Will conduct a prompt review of the allegations, assess the appropriate scope of the investigation, and take any interim actions (for example, instructing the individual(s) about whom the complaint was made to refrain from communications with the individual(s) who reported the harassment), as appropriate. If complaint is verbal, request that the individual completes the complaint form in writing. If the person reporting prefers not to fill out the form, Human Resources will prepare a complaint form or equivalent documentation based on the verbal reporting;
2. Will take steps to obtain, review, and preserve documents sufficient to assess the allegations, including documents, emails or phone records that may be relevant to the investigation. Human Resources will consider and implement appropriate document request, review, and preservation measures, including for electronic communications;
3. Will seek to interview all parties involved, including any relevant witnesses;
4. Will create a written documentation of the investigation (such as a letter, memo or email), which contains the following:
 - a. A list of all documents reviewed, along with a detailed summary of relevant documents;
 - b. A list of names of those interviewed, along with a detailed summary of their statements;
 - c. A timeline of events;
 - d. A summary of any prior relevant incidents disclosed in the investigation, reported or unreported; and
 - e. The basis for the decision and final resolution of the complaint, together with any corrective action(s).
5. Will keep the written documentation and associated documents in a secure and confidential location;
6. Will promptly notify the individual(s) who reported the harassment and the individual(s) about whom the complaint was made that the investigation has

been completed and implement any corrective actions identified in the written document; and

7. Will inform the individual(s) who reported of the right to file a complaint or charge externally as outlined in the next section.

Legal Protections and External Remedies

Sexual harassment is not only prohibited by Wyoming County, but it is also prohibited by state, federal, and, where applicable, local law.

The internal process outlined in the policy above is one way for employees to report sexual harassment. Employees and covered individuals may also choose to pursue legal remedies with the following governmental entities. While a private attorney is not required to file a complaint with a governmental agency, you may also seek the legal advice of an attorney.

New York State Division of Human Rights:

The New York State Human Rights Law (HRL), N.Y. Executive Law, art. 15, § 290 *et seq.*, applies to all employers in New York State and protects employees and covered individuals, regardless of immigration status. A complaint alleging violation of the Human Rights Law may be filed either with the New York State Division of Human Rights (DHR) or in New York State Supreme Court.

Complaints of sexual harassment filed with DHR may be submitted any time **within three years** of the harassment. If an individual does not file a complaint with DHR, they can bring a lawsuit directly in state court under the Human Rights Law, **within three years** of the alleged sexual harassment. An individual may not file with DHR if they have already filed a HRL complaint in state court. Complaining internally to Wyoming County does not extend your time to file with DHR or in court. The three years are counted from the date of the most recent incident of harassment.

You do not need an attorney to file a complaint with DHR, and there is no cost to file with DHR.

DHR will investigate your complaint and determine whether there is probable cause to believe that sexual harassment has occurred. Probable cause cases receive a public hearing before an administrative law judge. If sexual harassment is found at the hearing, DHR has the power to award relief. Relief varies but it may include requiring your employer to take action to stop the harassment, or repair the damage caused by the harassment, including paying of monetary damages, punitive damages, attorney's fees, and civil fines.

DHR's main office contact information is: NYS Division of Human Rights, One Fordham Plaza, Fourth Floor, Bronx, New York 10458. You may call (718) 741-8400 or visit: www.dhr.ny.gov.

Go to dhr.ny.gov/complaint for more information about filing a complaint with DHR. The website has a digital complaint process that can be completed on your computer or mobile device from start to finish. The website has a complaint form that can be downloaded, filled out, and mailed to DHR as well as a form

that can be submitted online. The website also contains contact information for DHR's regional offices across New York State.

Call the DHR sexual harassment hotline at **1(800) HARASS3** for more information about filing a sexual harassment complaint. This hotline can also provide you with a referral to a volunteer attorney experienced in sexual harassment matters who can provide you with limited free assistance and counsel over the phone.

The United States Equal Employment Opportunity Commission:

The United States Equal Employment Opportunity Commission (EEOC) enforces federal anti-discrimination laws, including Title VII of the 1964 federal Civil Rights Act, 42 U.S.C. § 2000e *et seq.* An individual can file a complaint with the EEOC anytime within 300 days from the most recent incident of harassment. There is no cost to file a complaint with the EEOC. The EEOC will investigate the complaint and determine whether there is reasonable cause to believe that discrimination has occurred. If the EEOC determines that the law may have been violated, the EEOC will try to reach a voluntary settlement with the employer. If the EEOC cannot reach a settlement, the EEOC (or the Department of Justice in certain cases) will decide whether to file a lawsuit. The EEOC will issue a Notice of Right to Sue permitting workers to file a lawsuit in federal court if the EEOC closes the charge, is unable to determine if federal employment discrimination laws may have been violated, or believes that unlawful discrimination occurred by does not file a lawsuit.

Individuals may obtain relief in mediation, settlement or conciliation. In addition, federal courts may award remedies if discrimination is found to have occurred. In general, private employers must have at least 15 employees to come within the jurisdiction of the EEOC.

An employee alleging discrimination at work can file a "Charge of Discrimination." The EEOC has district, area, and field offices where complaints can be filed. Contact the EEOC by calling 1-800-669-4000 (TTY: 1-800-669-6820), visiting their website at www.eeoc.gov or via email at info@eeoc.gov.

If an individual filed an administrative complaint with the New York State Division of Human Rights, DHR will automatically file the complaint with the EEOC to preserve the right to proceed in federal court.

Local Protections

Many localities enforce laws protecting individuals from sexual harassment and discrimination. An individual should contact the county, city or town in which they live to find out if such a law exists. For example, employees who work in New York City may file complaints of sexual harassment or discrimination with the New York City Commission on Human Rights. Contact their main office at Law Enforcement Bureau of the NYC Commission on Human Rights, 22 Reade Street, 1st Floor, New York, New York; call 311 or (212) 306-7450; or visit www.nyc.gov/html/cchr/html/home/home.shtml.

Contact the Local Police Department

If the harassment involves unwanted physical touching, coerced physical confinement, or coerced sex acts, the conduct may constitute a crime. Those wishing to pursue criminal charges are encouraged to contact their local police department.

Conclusion

The policy outlined above is aimed at providing employees at Wyoming County and covered individuals an understanding of their right to a discrimination and harassment free workplace. All employees should feel safe at work. Though the focus of this policy is on sexual harassment and gender discrimination, the New York State Human Rights law protects against discrimination in several protected classes including sex, sexual orientation, gender identity or expression, age, race, creed, color, national origin, military status, disability, pre-disposing genetic characteristics, familial status, marital status, criminal history, or domestic violence survivor status. The prevention policies outlined above should be considered applicable to all protected classes.

Complaint Form for Reporting Sexual Harassment



Wyoming County

New York State Labor Law requires all employers to adopt a sexual harassment prevention policy that includes a complaint form to report alleged incidents of sexual harassment.

If you believe that you have been subjected to sexual harassment or gender discrimination, you are encouraged, but not required, to complete this form and submit it to Human Resources. No employee will be retaliated against for filing a complaint.

If you are more comfortable reporting verbally or in another manner, your employer should complete this form, provide you with a copy, and follow its sexual harassment prevention policy by investigating the claims as outlined at the end of this form.

For additional resources, visit:

ny.gov/programs/combating-sexual-harassment-workplace

COMPLAINANT INFORMATION

Name:

Work Address:

Work Phone:

Job Title:

Email:

Select Preferred Communication Method:

☐ Email

☐ Phone

☐ In person

Regular Meeting

SUPERVISORY INFORMATION

Immediate Supervisor's Name:

Title:

Work Phone:

Work Address:

COMPLAINT INFORMATION

1. Your complaint of sexual harassment is made about:

Name: Title:

Work Address:

Relationship to you: ☐ Supervisor ☐ Supervisee ☐ Co-Worker
☐ Other (please specify)

2. Please describe what happened and include as many details as possible. You may use additional sheets of paper if necessary. If you have any relevant documents, please include them.
3. Date(s) sexual harassment occurred:
 Is the sexual harassment continuing? ☐ Yes ☐ No
4. If possible, please list the name and contact information of any witnesses or individuals who may have information related to your complaint:

The last question is optional, but may help the investigation.

5. Have you previously provided information (verbal or written) about related incidents? If yes, when and to whom did you provide information?

This is not required, but if you have retained legal counsel and would like us to work with them, please provide their contact information.

Signature: _____ Date: _____

Instructions for Employers

If you receive a complaint about alleged sexual harassment, follow your sexual harassment prevention policy.

An investigation involves:

- Speaking with the employee
- Speaking with the alleged harasser
- Interviewing witnesses
- Collecting and reviewing any related documents

While the process may vary from case to case, all allegations should be investigated promptly and resolved as quickly as possible. The investigation should be kept confidential to the extent possible.

Sexual harassment occurs on a spectrum and employers are encouraged to view all potential allegations with an open mind. Disciplinary action should meet the

severity of the alleged actions.

Employers should document the findings of the investigation and basis for your decision along with any corrective actions taken. Notify the employee and the individual(s) against whom the report was made of the investigation's outcome and corrective actions taken. This may be done via email.

There was a motion by Ms. Grant, T/Bennington, to combine resolutions #6 through #11. Hearing no objection, resolution titles only were read.

#6

RESOLUTION NO. 23-304
(June 13, 2023)

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

**ARNIE KELLEY APPOINTED TO THE WYOMING COUNTY OFFICE
FOR THE AGING ADVISORY COUNCIL**

BE IT RESOLVED, That *Arnie Kelley*, 2752 Route 246, Perry, NY 14530 be hereby appointed to the *Wyoming County Office for the Aging Advisory Council* as a *Community Member* to fill a vacant unexpired three (3) year term; effective September 1, 2023 through December 31, 2023. *(replacing N. Mead)*

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#7

RESOLUTION NO. 23-305
(June 13, 2023)

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

RESOLUTION NUMBER 23-259 AMENDED

WHEREAS, Resolution Number 23-259 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS GRANT APPLICATIONS AND ACCEPTANCE AWARDS WITH NEW YORK STATE OFFICE FOR THE AGING ON BEHALF OF WYOMING COUNTY OFFICE FOR THE AGING**,” passed by this Board of Supervisors on May 9, 2023, and provided for the following grants:

- For funding of III-B, III-C-1, III-C-2, III-D, III-E, EISEP, CSE, CSI, WIN, Unmet Need, HIICAP, Trans. in an amount of six hundred ninety-four thousand five hundred forty-seven dollars (\$694,547.00); effective January 1, 2023, through March 31, 2024. *(Munis #1468)*

- For funding of the Nutrition Services Incentive Program (NSIP) in an amount of fifty-five thousand fifty-nine dollars and fourteen cents (\$55,059.14); effective October 1, 2022 through September 30, 2023. (*Munis #1470*)

BE IT RESOLVED, That **Resolution Number 23-259** be hereby amended to reflect the following funding changes:

- Total grant amount remains the same, contracts are split according to program period dates as follows:
 - **III-B, III-C-1, III-C-2, III-D, III-E** in an amount of one hundred sixty-one thousand nine hundred seventy dollars (\$161,970.00); effective January 1, 2023 through December 31, 2023 (*Munis #1468*)
 - **EISEP, CSE, CSI, WIN, Unmet Need, HIICAP, Trans.**, in an amount of five hundred thirty-two thousand five hundred seventy-seven dollars (\$532,577.00); effective January 1, 2023 through March 31, 2024. (*Munis #1509*)
- The revised amount is less than what was originally approved as follows:
 - **Nutrition Services Incentive Program (NSIP)** in an amount of forty-five thousand six hundred forty-seven dollars and forty cents (\$45,647.40); effective October 1, 2022 through September 30, 2023. (*Munis #1470*)

All else remains the same.

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#8

RESOLUTION NO. 23-306 (June 13, 2023)

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

CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED TO SIGN A CONTRACT WITH TOSHIBA FINANCIAL SERVICES D/B/A TOSHIBA BUSINESS SOLUTION 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 ***Toshiba Financial Services, d/b/a Toshiba Business Solution***, PO Box 790448, Saint Louis, MO 63179-0448 on behalf of the Department of Social Services. Said contract is for a lease of and maintenance for six (6) printers/copiers/faxes in an amount not to exceed sixty thousand ninety dollars and twenty cents (\$60,090.20); effective September 1, 2023 through September 1, 2028. Contingent upon the availability of funds. (*Munis #1510*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

June 13, 2023

RESOLUTION NO. 23-307
(June 13, 2023)

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 for residential and therapeutic foster care services for Wyoming county children/youth, as well as, “Raise the Age” (RTA) standards enacted by Part WWW of Chapter 59 of the Laws of 2017 on behalf of the Department of Social Services; effective July 1, 2023 through June 30, 2024, as follows:

- ***Berkshire Farm Center & Services for Youth***, 13640 State Route 22, Canaan, NY 12029 in an amount not to exceed one hundred forty-two thousand one hundred forty-one dollars and ninety-five cents (\$142,141.95) for approximately one (1) child. (*Munis #1516*)
- ***Gustavus Adolphus Child and Family Services***, 200 Gustavus Avenue, Jamestown, NY 14701 in an amount not to exceed thirty-one thousand one hundred twenty-seven dollars and twenty cents (\$31,127.20) for approximately one (1) child. (*Munis #1517*)
- ***Hillside Children’s Center***, 1183 Monroe Ave, Rochester, NY 14620 in an amount not to exceed nine hundred twenty-three thousand six hundred eighty-seven dollars and sixty cents (\$923,687.60) for approximately twenty-three (23) children. (*Munis #1518*)
- ***New Directions***, 6395 Old Niagara Road, Lockport, NY 14094-1499 in an amount not to exceed four hundred seventy thousand one hundred seventy-eight dollars and forty cents (\$470,178.40) for approximately three (3) children. (*Munis #1519*)
- ***The William George Agency for Children’s Services, Inc.***, 380 Freeville Road, Freeville, NY 13068 in an amount not to exceed four hundred eighty-five thousand eight hundred thirty-one dollars and six cents (\$485,831.06) for approximately two (2) children. (*Munis #1520*)
- ***Woods Services***, 40 Martin Gross Drive, Langhorne, PA 19047 in a limitless amount for one (1) child with special needs. (*Munis #1534*)

Contingent upon the availability of funds.

Regular Meeting

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#10

**RESOLUTION NO. 23-308
(June 13, 2023)**

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*, 245 Pioneer Lane, Delevan, NY 14042 on behalf of the Department of Social Services. Said contract to provide foster care services in a variable amount depending upon services provided; effective July 1, 2023 through June 30, 2024. Contingent upon the availability of funds. (*Munis #1528*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#11

**RESOLUTION NO. 23-309
(June 13, 2023)**

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

RESOLUTION NUMBER 21-488 AMENDED

WHEREAS, Resolution Number 21-488 entitled, “**CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE DEPARTMENT OF SOCIAL SERVICES**”, passed by this Board of Supervisors on November 9, 2021 and provides, in part, for the following:

- *Independent Living of the Genesee Region*, 3810 Main Street, Buffalo, NY 14214 for further rapid rehousing services during COVID-19 pandemic in an amount not to exceed seventy-five thousand dollars (\$75,000.00); effective March 7, 2021 through September 30, 2022.

Now therefore,

BE IT RESOLVED, That *Resolution Number 21-488* be hereby amended to extend the contract end date from September 30, 2022 to *September 30, 2023*. All else remains the same. (*Munis CO# 364*)

June 13, 2023

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

There was a motion by Mr. Davis, T/Covington, to combine resolutions #12 through #14. Hearing no objection, resolution titles only were read.

#12

**RESOLUTION NO. 23-310
(June 13, 2023)**

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

**CHAIRMAN/COMMISSIONER OF HEALTH AUTHORIZED TO SIGN
A GRANT APPLICATION AND ACCEPTANCE AWARD WITH THE
NEW YORK STATE DEPARTMENT OF HEALTH/HEALTH
RESEARCH, INC. 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 the *New York State Department of Health/Health Research, Inc.*, Riverview Center, 150 Broadway, Suite 560, Menands, NY 12240 on behalf of the County Health Department. Said grant funding is for the Public Health Emergency Preparedness Program in a minimum amount of fifty-two thousand ninety-nine dollars (\$52,099.00); effective July 1, 2023 through June 30, 2024. (*Munis #1545*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#13

**RESOLUTION NO. 23-311
(June 13, 2023)**

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

**CHAIRMAN/COMMISSIONER OF HEALTH AUTHORIZED TO SIGN
A CONTRACT WITH MDTOOLBOX 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 *MDToolbox*, 8428 West Gage Boulevard, Kennewick, WA 99336 on behalf of the County Health Department. Said contract to provide

license and use of an e-prescribing product in an amount not to exceed fee schedule (currently \$35.00 per month); effective July 1, 2023 and automatically renewed until cancelled by either party. Contingent upon the availability of funds. (*Munis #XXX*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#14

RESOLUTION NO. 23-312
(June 13, 2023)

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

RESOLUTION NUMBER 23-147 AMENDED

WHEREAS, Resolution Number 23-147 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACT ON BEHALF OF MENTAL HEALTH**” passed by this Board of Supervisors on March 14, 2023 and provides, in part, for the following contract:

- ***Clarity Wellness Community***, 4220 State Route 417 West, Wellsville, NY 14895 to enhance OMH licensed school-based Mental Health Satellite Clinics in an amount not to exceed twenty-five thousand nine hundred sixty-eight dollars (\$25,968.00); effective February 1, 2023 through December 31, 2023.

Now, therefore,

BE IT RESOLVED, That **Resolution Number 23-147** be hereby amended to reflect a name change to ***Allegany Rehabilitation Associates, Inc., d/b/a Clarity Wellness Community***. All else remains the same. (*Munis #1341*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#15

RESOLUTION NO. 23-313
(June 13, 2023)

By Mr. Leuer, Chairman of the Planning Committee:

RESOLUTION NUMBER 22-514 AMENDED

WHEREAS, Resolution Number 22-514 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE AWARD WITH NEW YORK STATE HOMES AND COMMUNITY RENEWAL, HOUSING TRUST FUND CORPORATION, OFFICE OF COMMUNITY**

June 13, 2023

RENEWAL, ON BEHALF OF WYOMING COUNTY,” passed by this Board of Supervisors on October 11, 2022 and provides, in part, for the following contracts:

- ***New York State Homes and Community Renewal, Housing Trust Fund Corporation, Office of Community Renewal***, Hampton Plaza, 38-40 State Street, Albany, NY 12207 ***using Trust Fund Corporation***, for a grant acceptance award.
- ***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*)

Now therefore,

BE IT RESOLVED, That **Resolution Number 22-514** be hereby amended to reflect the following:

- ***New York State Homes and Community Renewal, Housing Trust Fund Corporation, Office of Community Renewal*** grant shall be identified by ***Munis #768***
- ***Community Action for Wyoming County*** contract shall be identified by ***Munis #769***

All else remains the same.

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

There was a motion by Mr. Brick, T/Perry, to combine resolutions #16 through #20. Hearing no objection, resolution titles only were read.

#16

**RESOLUTION NO. 23-314
(June 13, 2023)**

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

**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A
CONTRACT WITH JOE BASIL CHEVROLET 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 award bid and sign a contract with ***Joe Basil Chevrolet, Inc.***, 5111 Transit Road, Depew, NY 14043 on behalf of County Highway. Said contract is for the purchase of a 2023 Chevrolet Silverado 3500 HD crew cab pickup truck in an amount not to exceed seventy-four thousand dollars (\$74,000.00); effective through delivery of vehicle. Contingent upon the availability of funds. (*Munis #1564*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#17

RESOLUTION NO. 23-315
(June 13, 2023)

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH WYCO
CONSTRUCTION, INC. 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 **WYCO Construction, Inc.**, 4608 Liberty Street Road, Warsaw, NY 14569 on behalf of County Highway. Said contract is for Jetter Vac Truck services to clean out culvert pipes in an amount not to exceed eight thousand dollars (\$8,000.00); effective June 14, 2023 through December 31, 2023. Contingent upon the availability of funds. (*Munis #1540*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#18

RESOLUTION NO. 23-316
(June 13, 2023)

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:

- **Elderlee, Inc.**, 729 Cross Road, Oaks Corners, NY 14518 for guide railings on the following bridges in an amount not to exceed eighty-two thousand dollars (\$82,000.00); effective June 14, 2023 through the completion of the projects. (*Munis #1538*)
 - Sheldon Bridge #17 located on Centerline Road
 - Eagle Bridge #14 located on Wing Street
 - Perry Bridge #24 located on Smith Road
- **Villager Construction, Inc.**, 425 Old Macedon Center Road, Fairport, NY 14450 for material crushing services in an amount not to exceed forty-eight thousand dollars (\$48,000.00); effective June 14, 2023 through the completion of the service. (*Munis #1539*)

June 13, 2023

- ***D&H Excavating, Inc.***, 11939 Route 98 South, Arcade, NY 14009 for the CR30 Oatka Road from West Lake Road to Route 246 Rehabilitation Contract #D040423; PIN 4WY0.07 in an amount not to exceed one million seventy-six thousand seven hundred twenty-six dollars and sixty cents (\$1,076,726.60); effective June 14, 2023 through the completion of the project. (*Munis #1541*)
- ***Southern Tier Trailer Sales, Inc.***, 4018 North Main Street Extension, Jamestown, NY 14701 for the purchase of a tilt trailer in an amount not to exceed twelve thousand four hundred ten dollars (\$12,410.00); effective June 14, 2023 through December 31, 2023. (*Munis #1536*)

Contingent upon the availability of funds.

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#19

**RESOLUTION NO. 23-317
(June 13, 2023)**

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

RESOLUTION NUMBER 22-538 AMENDED

WHEREAS, Resolution Number 22-538 entitled, “**CHAIRMAN AUTHORIZED TO AWARD BIDS AND SIGN VARIOUS CONTRACTS ON BEHALF OF THE DEPARTMENT BUILDINGS AND GROUNDS (CO. BLDGS.)**” passed by this Board of Supervisors on October 11, 2022 and provides, in part, for the following contract:

- ***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.

Now therefore,

BE IT RESOLVED, That **Resolution Number 22-538** be hereby amended as follows:

- Correct the effective dates of October 1, 2022 through December 31, 2022 to ***October 1, 2022 through completion of project***
- Increase the contract amount by one thousand three hundred thirty dollars (\$1,330.00) for a new contract amount not to exceed ***forty-five thousand, two hundred eighty-nine dollars and thirty-five cents (\$45,289.35)*** All else remains the same. (*Munis CO #802*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

Regular Meeting

**RESOLUTION NO. 23-318
(June 13, 2023)**

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

**CHAIRMAN AUTHORIZED TO AWARD BIDS AND SIGN VARIOUS
CONTRACTS ON BEHALF OF BUILDINGS AND GROUNDS**

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 Buildings and Grounds as follows:

- **Key Power, Inc.**, 953 Creek Road, Route 98, Attica, NY 14011 for preventative maintenance and repairs to countywide emergency generators in an amount not to exceed sixteen thousand nine hundred twenty-five dollars (\$16,925.00); effective June 1, 2023 through May 31, 2024. (*Munis #1535*)
- **Siemens Industry Inc.** 170 Northpointe Pkwy, Suite 200, Amherst NY 14228 for repairs to fire alarm and sprinkler systems above and beyond what preventive maintenance covers at various county buildings in an amount not to exceed twenty thousand dollars (\$20,000.00); effective June 1, 2023 through December 31, 2023. (*Munis #1537*)

Contingent upon the availability of funds.

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

There was a motion by Mrs. May, T/Orangeville, to combine resolutions #21 through #24. Hearing no objection, resolution titles only were read.

#21

**RESOLUTION NO. 23-319
(June 13, 2023)**

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

**MEMORIALIZING THE GOVERNOR AND NEW YORK STATE
LEGISLATURE TO SUPPORT BILL NO. S2177/A4220 WHICH WOULD
AMEND THE PENAL LAW AND CANNABIS LAW IN RELATION TO
INCLUDING CERTAIN ACTS AND SUBSEQUENT PENALTIES IN
THE CRIMINAL SALE OF CANNABIS**

WHEREAS, On March 31, 2021, New York State made it legal for

June 13, 2023

adults 21 and older to possess up to three ounces of cannabis and up to 24 grams of concentrated cannabis for personal use; and

WHEREAS, Under the law, the Office of Cannabis Management (OCM) is responsible for licensing cultivators, processors, distributors, and dispensaries to grow, manufacture and sell adult-use, medical cannabis and certain hemp products; and

WHEREAS, Almost two years later, the OCM is still in the process of developing regulations concerning this industry which has led to the failure of legal dispensaries being able to provide cannabis products to the general public; and

WHEREAS, Due to this failure, unscrupulous individuals have established stores across New York State that sell stickers and "gift" its customers with marijuana, by operating through a loophole in the Cannabis Law that provides no criminal penalties for such action; and

WHEREAS, The cannabis products being "gifted" are not regulated, risking the safety of consumers, communities and neighborhoods; and

WHEREAS, Senator Thomas O'Mara and Assemblyman Philip Palmesano have introduced legislation, through Bill No. S2177 and A4220, that would outlaw sticker stores and punish those who violate the law; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors strongly urges the Governor and New York State Legislature to pass Bills No. S2177/A4220 which would amend the Penal Law and Cannabis Law and make any person, while employed or operating a commercial establishment, store, club or facility, who knowingly and unlawfully sells, transfers, gifts or trades cannabis without an appropriate license or authority under the Cannabis Law, guilty of criminal sale of cannabis in the third degree; and be it

FURTHER RESOLVED, That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State's Senate Majority Leader, Andrea Stewart-Cousins, Senate Minority Leader Robert G. Ort, Assembly Speaker Carl E. Heastie, Assembly Majority Leader Crystal D. Peoples-Stokes, Assembly Minority Leader William A. Barclay, Senator George Borrello, Assemblyman David DiPietro and Assemblywoman Marjorie Byrnes, New York State Association of Counties, Inter-County Association of Western New York and all others deemed necessary and proper.

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#22

**RESOLUTION NO. 23-320
(June 13, 2023)**

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

Regular Meeting

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH POWER
DMS 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 contract with **PowerDMS**, 101 South Garland Avenue, Orlando, FL 32801 on behalf of the Sheriff's Department. Said contract to provide software licenses and subscription fee to manage law enforcement policies in an amount not to exceed twelve thousand eight hundred forty-three dollars and eighteen cents (\$12,843.18); effective May 30, 2023 through May 29, 2024. Contingent upon the availability of funds. (*Munis #1541*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#23

**RESOLUTION NO. 23-321
(June 13, 2023)**

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

RESOLUTION NUMBER 22-236 AMENDED

WHEREAS, Resolution Number 22-236 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS GRANT APPLICATIONS AND ACCEPTANCE AWARDS ON BEHALF OF EMERGENCY SERVICES**”, passed by this Board of Supervisors on April 11, 2023 as provides for various grant awards, in part, as follows:

- ***New York State Division of Homeland Security and Emergency Services***, 1220 Washington Avenue, Building 7A, Suite 710, Albany, NY 12242 for FY2023 State Homeland Security Program (SHSP) in a minimum amount of fifty-nine thousand seven hundred fifty dollars (\$59,750.00); effective September 1, 2023 through August 31, 2026.

Now therefore,

BE IT RESOLVED, That **Resolution Number 23-236** be hereby amended as to reflect ***the amount of twenty thousand nine hundred thirteen dollars (\$20,913.00) be allocated to the Sheriff's Department and thirty-eight thousand eight hundred thirty-seven dollars (\$38,837.00) be allocated to Emergency Services*** per grant specifications. All else remains the same. (*Munis CO #1442*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#24

**RESOLUTION NO. 23-322
(June 13, 2023)**

June 13, 2023

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

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH AIRGAS USA, LLC 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 **Airgas USA, LLC**, 130 Cross Road, Waterford, CT 06385 on behalf of Emergency Services. Said contract utilizes the Wyoming County Community Health System bid award approved by this Board of Supervisors on November 12, 2019 by Resolution Number 19-511 for thirty-one (31) breathing air cylinders for the County-leased ambulance in an amount not to exceed four thousand two hundred dollars (\$4,200.00) per year; effective June 1, 2023 through May 31, 2028. Contingent upon the availability of funds. (*Munis #1547*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

There was a motion by Mr. Kehl, T/Attica, to have resolution #38 withdrawn and to combine resolutions #25 through #50. Supervisor Roberts, T/Genesee Falls indicated she would be abstaining from resolutions #42 through #50. Resolutions #25 through #37 and #39 through #41 will be voted on first and then another vote on resolutions #42 through #50. Hearing no further objections, resolution titles only were read.

#25

**RESOLUTION NO. 23-323
(June 13, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**OPPOSING NEW YORK STATE'S POOR FISCAL POLICIES
RESULTING IN PRIVATE EMPLOYER FUTA CREDIT REDUCTIONS**

WHEREAS, The New York State Unemployment Insurance Program (UIP) provides immediate, short-term financial protection for employees who become unemployed through no fault of their own; and

WHEREAS, A UIP fund, administered by the State of New York, was established to provide benefit payments to eligible claimants; and

WHEREAS, The UIP fund is paid for by employers through an unemployment insurance contribution on their payrolls; and

WHEREAS, Job losses caused by New York State's terrible pandemic policies, including massive inappropriate and unnecessary employer shut-downs, and failure to properly vet unemployment insurance benefit claims

caused a record number of unemployment insurance claims in New York and also resulted in record unemployment insurance fraud; and

WHEREAS, It is estimated by the New York State Comptroller that despite two warnings over more than a decade to the New York State Department of Labor that its UI claim systems were woefully out of date, the UI system became overwhelmed by the impact of the COVID era closedown and over \$11 billion dollars were lost due to fraud, largely because of UI system undetected identity theft; and

WHEREAS, If collective employee claims for unemployment exceed the amount of collective employer contributions, states may take a Federal Unemployment Account (FUA) loan from the federal government to pay such unemployment claims; and

WHEREAS, As detailed by the Office of the State Comptroller, New York's UIP fund did not have sufficient funds to pay the surging legitimate and fraudulent unemployment insurance claims, and began to borrow funds to cover said claims from the federal government starting in May of 2020; and

WHEREAS, While many states had to borrow from the federal government to support UI claims during the pandemic, New York is one of only four states or territories with UI funds that continue to be in debt to the federal government, and the size of the outstanding loan balance—\$8.1 billion is second only to California; and

WHEREAS, In May of 2022 while New York State paid \$1.2 billion of its federal loan, its UI debt has remained outrageously high despite steady employment gains and State tax rates that have already increased to maximum permissible levels; and

WHEREAS, Since New York's outstanding balance was not fully repaid by November 10, 2022, interest costs mounted, as did the federal portion of employers' 2022 tax bills; and

WHEREAS, Since New York still has outstanding FUA loans to pay benefits, the amount of the allowable credit to FUTA is now subject to reduction; and

WHEREAS, New York has thus sadly become a "credit reduction state" as it had an outstanding FUA loan that remained unpaid as of the repayment date and thus has become subject to a credit reduction on its Federal Unemployment Tax rate until its loan has been paid off; and

WHEREAS, Each year a FUA loan continues to be unpaid, the credit reduction increases by 0.3%; and

WHEREAS, As a result, the U.S. Department of Labor announced that California, Connecticut, Illinois and New York will now be subject to Federal Unemployment Tax Act (FUTA) credit reductions for 2022; and

WHEREAS, As a result, private employers in these four states will pay an additional 0.3% in federal unemployment tax for wages paid to employees in these states, or up to \$21 in

additional tax for each employee, based on the FUTA taxable wage base of \$7,000; and

WHEREAS, After notification, on January 25, Illinois Gov. J.B. Pritzker and the Illinois Department of Employment Security announced that the state officially repaid its remaining FUA trust fund loan and as a result the state will likely not face a credit reduction for 2023 unless it borrows again and has a loan balance on November 10, 2023; and

WHEREAS, Employers in New York State are already subject to high taxes and burdensome regulations and should not have to pay additional FUTA tax because the State of New York was fiscally irresponsible in managing the COVED Pandemic UI claims and its resulting FUA loan; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors states that New York State should immediately pay its FUA balance as required and not subject New York employers to additional expenditures to operate their businesses due to the State's ill-conceived fiscal policies and deficient oversight; and be it

FURTHER RESOLVED, That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State's Senate Majority Leader, Andrea Stewart-Cousins, Senate Minority Leader Robert G. Ort, Assembly Speaker Carl E. Heastie, Assembly Majority Leader Crystal D. Peoples-Stokes, Assembly Minority Leader William A. Barclay, Senator George Borrello, Assemblyman David DiPietro and Assemblywoman Marjorie Byrnes, New York State Association of Counties, Inter-County Association of Western New York and all others deemed necessary and proper.

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#26

RESOLUTION NO. 23-324
(June 13, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

OPPOSING MINIMUM WAGE INDEX TO INFLATION

WHEREAS, Governor Hochul's Executive Budget proposes to automatically increase, and cap, the minimum wage in New York State to be consistent with the year-over-year Consumer Price Index-W for the Northeast Region; and

WHEREAS, The proposed plan to tie the minimum wage to inflation is inadequate for struggling low-income workers and equates to an estimated extra \$13 per week; and

WHEREAS, Inflation is increasing the cost of everything from home heating to groceries, making it very difficult for families to make ends meet; and

WHEREAS, Historically increasing the minimum wage has been economically ineffective at raising the standard of living for low-income workers; and

WHEREAS, The State's recent actions on fossil fuel bans and other energy moratoriums will only drive-up energy costs mitigating any gains from a minimum wage increase; and

WHEREAS, A better use of state policy would be to provide realistic skills to workers allowing them to raise their wages in a free market; and

WHEREAS, The State incorrectly indexes the minimum wage to the Consumer Price Index (CPI) which is an inappropriate inflation gauge as it does not allow for the substitution effect offered by more accurate inflation measures like the Personal Consumption Expenditures Price Index (PCE); and

WHEREAS, The State uses CPI, which has a large weighting in the price basket to housing which follows national housing trends that have consistently overstated housing inflation relative to areas like Western New York which has consistently trailed national housing growth; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors hereby opposes Governor Hochul's proposal to index the minimum wage to inflation; and be it

FURTHER RESOLVED, That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State's Senate Majority Leader, Andrea Stewart-Cousins, Senate Minority Leader Robert G. Ort, Assembly Speaker Carl E. Heastie, Assembly Majority Leader Crystal D. Peoples-Stokes, Assembly Minority Leader William A. Barclay, Senator George Borrello, Assemblyman David DiPietro and Assemblywoman Marjorie Byrnes, New York State Association of Counties, Inter-County Association of Western New York and all others deemed necessary and proper.

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#27

RESOLUTION NO. 23-325 (June 13, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

URGING NEW YORK STATE LEGISLATORS TO ADVOCATE ON BEHALF OF SUNY COMMUNITY COLLEGES TO INCREASE FUNDING TO COMMUNITY COLLEGES IN THE STATE BUDGET

WHEREAS, State University of New York's (SUNY' s) community colleges serve the largest percentage of low income, historically marginalized populations, and many working adults of all SUNY sectors; and

WHEREAS, With the Governor's Executive Budget calling for a flat amount of base operating aid and with no increase to base aid, community colleges will be unable to appropriately and substantially meet the Governor's and SUNY Chancellor's Equity Agenda; and

June 13, 2023

WHEREAS, The community college sectors advocated for an increase over last year's funding to accommodate cost of living increases, inflationary related expenses, TAP support for workforce program funding, and operating needs to support student success; and

WHEREAS, The Governor also added language in the Executive Budget Aid to Localities Bill, Page 899, Lines 20-43 of the Same: "... provided further that up to 20 percent of the amount of aid authorized pursuant to this appropriation shall be payable subject to a plan developed by the state university of New York and approved by the director of the budget with actions necessary for community colleges to undertake in order to operate without reliance on the base aid funding floor in future years"; and

WHEREAS, If the Governor's proposed budget and proposal to hold back needed operating funds remains unchanged, multiple community colleges would forego thousands in base State Aid, as well as potentially lose an additional significant funds if 20% of the aid was held for a period of time or indefinitely; and

WHEREAS, Any delay in state aid payment creates an undue burden on the community colleges to manage operating expenses, including payroll; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors hereby urges New York State Legislators to advocate on behalf of the community college sector of SUNY by adding an additional \$17 million in operating base aid for the community colleges as requested and remove any language to hold back 20 percent of operating base aid; and be it

FURTHER RESOLVED, That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State's Senate Majority Leader, Andrea Stewart-Cousins, Senate Minority Leader Robert G. Ort, Assembly Speaker Carl E. Heastie, Assembly Majority Leader Crystal D. Peoples-Stokes, Assembly Minority Leader William A. Barclay, Senator George Borrello, Assemblyman David DiPietro and Assemblywoman Marjorie Byrnes, New York State Association of Counties, Inter-County Association of Western New York and all others deemed necessary and proper.

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#28

**RESOLUTION NO. 23-326
(June 13, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION OPPOSING THE INCLUSION OF PART M OF
ARTICLE VII REVENUE BILLS IN GOVERNOR HOCHUL'S**

**PROPOSED SFY 2024 EXECUTIVE BUDGET WHICH REPLACES THE
CURRENT IN REM TAX DELINQUENCY FORECLOSURE PROCESS**

WHEREAS, Governor Hochul's proposed SFY 2024 Executive Budget proposes to replace the current In Rem tax delinquency foreclosure process that has been in place for over 30 years; and

WHEREAS, The proposed SFY 2024 Executive Budget contains Article VII Revenue Bills, which includes Part M, adding a new section to the New York State Real Property Tax Law requiring municipalities governed by Article 11, along with Inter-Counties of Western New York, to give all excess money to the prior owner of the real property after the municipality takes title and sells the real property pursuant to an In Rem Tax Delinquency Foreclosure Process; and

WHEREAS, The proposed change in legislation to Article 11 contained in Part M should be removed from Governor Hochul's proposed SFY 2024 Executive Budget because the proposal generates dozens of procedural, legal, and possible constitutional issues, including the conflict that may occur with Article VIII, Section 1 of the New York Constitution that restricts a county from giving any money to or in aid of any individual, private corporation, association, or private undertaking; and

WHEREAS, The proposed change in legislation to Article 11 contained in Part M also requires counties and other municipalities that administer In Rem Tax Delinquency Foreclosure Proceedings under this provision of law to effectively become agents of private for-profit and other lienholders to settle their accounts; and

WHEREAS, It will be practically impossible for the County to accurately account for all administrative costs associated with administering the enforcement of taxes for thousands of real property parcels during a two-year time period involving subcontractors and staff from multiple departments; and

WHEREAS, The number of unpaid taxes on real property parcels in multiple counties of Western New York are likely to increase should the proposed change in legislation to Article 11 contained in Part M become law because owners know that they do not have to pay lien holders, including the mortgage lien on their home, real estate agents, and other costs that were once required; and

WHEREAS, The proposed change in legislation to Article 11 contained in Part M is unfair to the gross majority of real property owners in the County who timely pay their taxes or properly sell their home if they no longer choose to own it; now therefore,

BE IT RESOLVED, That the Wyoming County Board of Supervisors opposes the inclusion of Part M of Article VII Revenue Bills in Governor Hochul's Proposed SFY 2024 Executive Budget, which replaces the current In Rem Tax Delinquency Foreclosure Process codified in Article 11 of the New York State Real Property Tax Law; and be it

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FURTHER RESOLVED, That the Clerk to the Board shall forward copies of this resolution to Governor Kathy Hochul, New York State’s Senate Majority Leader, Andrea Stewart-Cousins, Senate Minority Leader Robert G. Ort, Assembly Speaker Carl E. Heastie, Assembly Majority Leader Crystal D. Peoples-Stokes, Assembly Minority Leader William A. Barclay, Senator George Borrello, Assemblyman David DiPietro and Assemblywoman Marjorie Byrnes, New York State Association of Counties, Inter-County Association of Western New York and all others deemed necessary and proper.

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#29

**RESOLUTION NO. 23-327
(June 13, 2023)**

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 sign various contracts on behalf of Information Technology as follows:

- **SHI**, 290 Davidson Avenue, Somerset, New Jersey 08873 for the annual renewal of Bomgar (Beyond Trust) licenses and maintenance, plus the addition of four (4) new licenses, in an amount not to exceed fourteen thousand dollars (\$14,000.00); effective June 6, 2023 through July 31, 2024. *Sourcewell Contract #081419-SHI. (Munis #1552)*
- **Upstate Wholesale Supply Inc., d/b/a Brite Computers**, 7647 Main Street Fishers, Victor, New York 14564 for the annual renewal and upgrade of NetMotion, in an amount not to exceed ten thousand four hundred seventy-one dollars and thirty-four cents (\$10,471.34); effective **October 25, 2023** through October 24, 2024. *Sourcewell Contract #081419-SHI. (Munis #1553)*

Contingent upon the availability of funds.

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#30

**RESOLUTION NO. 23-328
(June 13, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

Regular Meeting

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 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

June 13, 2023

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; 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, Resolution Number 22-144 and Resolution Number 22-473 was further amended by this Board of Supervisors on December 13, 2022 by **Resolution Number 22-685** 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; and

WHEREAS, That 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 was further amended by this Board of Supervisors on April 11, 2023 by **Resolution Number 23-239** to extend the term of the contract for conversion services of various systems in an amount not to exceed eighty-three thousand seventy-nine dollars and thirty-six cents (\$83,079.36); effective April 1, 2023 through September 30, 2023; 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, Resolution Number 22-473, Resolution Number 22-685*** and ***Resolution Number 23-239*** be hereby further amended to increase the contract amount by eight thousand two hundred sixty-three dollars and ninety-four cents (\$8,263.94) for the period of April 1, 2023 through September 30, 2023. All else remains the same. (*Munis CO#600*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#31

RESOLUTION NO. 23-329
(June 13, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 19-561 AMENDED

June 13, 2023

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

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)*; and

WHEREAS, That Resolution Number 19-561 as previously amended by Resolution Number 21-503, Resolution Number 22-145 was further amended by this Board of Supervisors on September 123, 2023 by **Resolution Number 22-474** 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)*; now therefore,

BE IT RESOLVED, That **Resolution Number 19-561** as previously amended by **Resolution Number 21-503**, **Resolution Number 22-145** and **Resolution Number 22-474** be hereby further amended to add additional hours needed for training and implementation services for the Human Resource module in an amount not to exceed twenty-seven thousand seven hundred fifty dollars (\$27,750.00). All else remains the same. (*Munis CO #811*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#32

RESOLUTION NO. 23-330
(June 13, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 23-112 AMENDED

WHEREAS, Resolution Number 23-112 entitled, “**PROPERTY AUCTION SALES APPROVED**” passed by this Board of Supervisors on February 14, 2023 and provides for the acceptance of obtained bids at public

Regular Meeting

auction, in part, for the following property:

TAX MAP	BUYER/ADDRESS	TOTAL SALE	LOCATION
32.-1-15	Jeffrey Ezzo, Kristen Ezzo	\$9,000.00	1374 Creek Rd., Attica

Now therefore,

BE IT RESOLVED, That ***Resolution Number 23-112*** be hereby amended to vacate the sale of real property located at 1374 Creek Road, Attica, New York, Tax Map No. 32.-1-15 to Jeffrey and Kristen Ezzo. All else remains the same.

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#33

**RESOLUTION NO. 23-331
(June 13, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**WYOMING COUNTY ACCOUNTING FOR LEASES POLICY
APPROVED AND ADOPTED**

BE IT RESOLVED, That the ***Wyoming County Accounting for Leases Policy*** is hereby approved and adopted as annexed hereto.

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

**WYOMING COUNTY
POLICY AND PROCEDURE**

EFFECTIVE DATE: January 1, 2022	REVIEWED BY: (Individuals/Committees) Budget Office, Wyo. Co. Treasurer & BOS Finance Committee	
DATE DEVELOPED: 5/22/2023 by Wyo. Co. Treasurer, R. LaWall	PREPARED BY:	SUPERSEDES:
CHIEF EXECUTIVE OFFICER'S SIGNATURE:		REFERENCES:

WYOMING COUNTY ACCOUNTING FOR LEASES POLICY

June 13, 2023

INTRODUCTION: The objective of Governmental Accounting Standards Board (GASB) Statement 87 is to better meet the information needs of financial statement users by improving accounting and financial reporting for leases by governments. Under this statement, a lessee is required to recognize a lease liability and an intangible right-to-use asset, and a lessor is required to recognize a lease receivable and a deferred inflow of resources. This enhances the relevance and consistency of information about government's leasing activities.

PURPOSE: This topic establishes the County's policy for leases in accordance with GASB Statement No. 87 concerning leases. The Statement defines a lease as a contract that conveys control of the right to use another entity's nonfinancial asset as specified in the contract for a period of time in an exchange or exchange-like transaction. Any contract meeting this definition should be accounted for under the guidance contained in this statement. All leases are assumed to be capital financings of the underlying assets with only a narrow range of short-term leases* treated as an "operating lease."

Qualifying leases:

For the purposes of this policy, the following assets are examples of qualifying leases:

- a. Office Space/Buildings/Facilities
- b. Land/Easements
- c. Equipment/Machinery
- d. Vehicles

Excluded leases:

For the purposes of this policy, the following assets are examples of non-qualifying leases:

- a. Leases of intangible assets, including rights to explore for or to exploit natural resources such as oil, gas, and minerals and similar nonregenerative resources; licensing contracts for items such as motion picture films, video recordings, plays, manuscripts, patents, and copyrights; and licensing contracts for computer software. In sublease transactions, however, this Statement does apply to the intangible right-to-use assets that are created by the original leases of tangible underlying assets.
- b. Leases of biological assets, including timber, living plants, and living animals.
- c. Leases of inventory.

- d. Contracts that meet the definition of a service concession arrangement in paragraph 4 of Statement No. 60, Accounting and Financial Reporting for Service Concession Arrangements.
- e. Leases in which the underlying asset is financed with outstanding conduit debt, unless both the underlying asset and the conduit debt are reported by the lessor.
- f. Supply contracts, such as power purchase agreements.

THRESHOLD AMOUNT: \$100,000. The County is utilizing a lease dollar value of \$100,000 for compliance with Statement No. 87. This amount is calculated using the present value of all future lease payments including all optional extension.

COUNTY POLICY:

If the County is the “Lessee”:

- a. The lease liability is measured as the present value of future lease payments under the expected term of the lease (including any expected renewals).
- b. The lease asset (an intangible asset) should initially equal the lease liability plus any payments made to the lessor at or before the commencement of the term;
amortized over the shorter of the lease term and the asset’s useful life.
- c. The lease liability is reduced over time as lease payments are made with a portion of the payments comprised of a current interest expense and the remainder is a reduction of the liability.
- d. The lease liability and payments will be accounted for in the Debt Service Fund.

If the County is the “Lessor”:

- a. The County recognizes a lease receivable and an offsetting deferred inflow of resources representing the future lease payments.
- b. The lease receivable is measured at the present value of lease payments expected to be received.
- c. The deferred inflow of resources will equal the value of the lease receivable plus any payment received at or before the lease term commences.
- d. The County should recognize interest revenue on the lease receivable and an inflow of resources from the deferred inflows of resources.

If a lease involves multiple underlying assets, lessees and lessors should account for each underlying asset as a separate lease contract.

Leases should be recognized and measured using the facts and circumstance that exist at the beginning of the period of implementation.

DEPARTMENTS’ RESPONSIBILITIES:

The Treasurer’s office must **be notified immediately by the contracting department** when any lease is entered into or modified by the County, whether the County is the lessor or lessee. The department shall provide the Treasurer’s

Office with a copy of the lease and the legislative resolution authorizing the lease as approved by the County Board of Supervisors.

DISCLOSURES/ NOTES TO THE FINANCIAL STATEMENTS:

To comply with Statement 87, a department, in coordination with its lessor, should provide adequate information to the Comptroller's Office in order to facilitate the disclosure of the following information in the County's annual audited/published financial statements:

- a. A general description of its leasing arrangements, including (1) the basis, terms, and conditions on which variable payments not included in the measurement of the lease liability are determined; and (2) the existence, terms, and conditions of residual value guarantees provided by the lessee not included in the measurement of the lease liability.
- b. The total amount of lease assets, and the related accumulated amortization, disclosed separately from other capital assets.
- c. The amount of lease assets by major classes of underlying assets, disclosed separately from other capital assets.
- d. The amount of outflows of resources recognized in the reporting period for variable payments not previously included in the measurement of the lease liability.
- e. The amount of outflows of resources recognized in the reporting period for other payments, such as residual value guarantees or termination penalties, not previously included in the measurement of the lease liability.
- f. Principal and interest requirements to maturity, presented separately, for the lease liability for each of the five subsequent fiscal years and in five-year increments thereafter.
- g. Commitments under leases before the commencement of the lease term.

The components of any loss associated with an impairment (the impairment loss and any related change in the lease liability, as discussed in paragraph 34 of Statement 87).

***Short-term leases** are defined as leases which, at the execution of the lease term, have a maximum possible term under the lease contract (including options to extend regardless of their probability to be exercised) of 12 months. Lessees and Lessors should recognize short-term lease payments as outflows or inflows of resources, respectively, based on the payment provisions of the lease contract.

#34

**RESOLUTION NO. 23-332
(June 13, 2023)**

Regular Meeting

By Mr. Kehl, Chairman of the Finance Committee:

WYOMING COUNTY INVESTMENT POLICY AMENDED AND APPROVED

BE IT RESOLVED, That the *Wyoming County Investment Policy* is hereby amended and approved to increase **FIVE STAR BANK** from **\$30,000,000 to \$50,000,000** and **KEY BANK** from **\$1,000,000 to \$10,000,000** under **DESIGNATION OF DEPOSITARIES** as noted below in bold text; effective June 13, 2023.

DESIGNATION OF DEPOSITARIES

The banks and trust companies authorized for the deposit of moneys up to the maximum amounts are:

<u>Depository Name</u>	<u>Maximum Amount Officer</u>
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
NY Muni Trust	\$ 5,000,000.00

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#35

**RESOLUTION NO. 23-333
(June 13, 2023)**

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

June 13, 2023

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)
Elected Officials								
Sheriff	8	LINDER, David	XXXX	XXXXXXXXXX		01/01/23-12/31/26	22.27	
Public Defender	6	NOWOTARSKI, Leah	XXXX	XXXXXXXXXX		01/01/23-12/31/24	22.17	

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#36

RESOLUTION NO. 23-334
(June 13, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

WYOMING COUNTY PROCUREMENT POLICY AMENDED AND
APPROVED

BE IT RESOLVED, That the *Wyoming County Procurement Policy* is hereby amended and approved by replacing page 9 and page 10 of said policy as annexed hereto.

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

INSURANCE REQUIREMENTS

1. The Contractor shall procure and maintain, at his own expense and without expense to the County, appropriate insurance for Worker's Compensation and liability for damages imposed by law, of the kinds and in the amounts as approved by the Worker's Compensation Program Administrator and/or the County Insurance Agent. The insurance shall cover all operations under the contract whether performed by the contractor or by subcontractors. This insurance must remain in force until final acceptance by the County of the work covered by the contract.

The liability insurance policy must name the County as an additional insured as per the instruction of the County Insurance Agent and shall cover the types and limits of insurance prescribed by the County Insurance Agent

The method of solicitation for these types of procurement may vary depending on the circumstances encountered. The policies and procedures should ensure that the procurement and method of seeking competition is in the best interest of the County.

PROFESSIONAL SERVICE CONTRACT REQUIREMENTS (NON PUBLIC WORK)

NOTES:

- *When contracts are awarded for professional services to providers who did not submit the lowest cost proposal, written justification and documentation must be provided.*

Approval Requirements

1. Service contracts \$5,000 or greater will require committee approval to advance to the full Board for resolution.
2. Service contracts \$3,000.00 - \$ 4,999.99 will require committee approval;
3. Department Heads are responsible for proper documentation entered into the county's financial software system.

Contracts	Procurement Requirement	Approval Requirements
Under \$500	0 quotes	
\$500 - \$2,999.99	3 verbal quotes	
\$3,000.00 - \$4,999.99	3 verbal quotes	Committee Approval
\$5,000 +	Formally Bid	Resolution

Written and verbal quotes on Quote Form (See Appendix "A") must be attached to Requisition and/or Contract

PUBLIC WORK ONLY

4. Public Work contracts requiring both material and labor over \$35,000 shall be formally bid / receive RFP pursuant to GML, Sections 103 and 120.
5. Public Work purchases of material/equipment over \$20,000 shall be formally bid / receive RFP pursuant to GML, Sections 103 and 120.

6. Public Work bid specifications must include language related to prevailing wage requirements. Projects must be pre-registered with the New York State Department of Labor in order to receive current Department of Labor prevailing wage rates.

PUBLIC WORK:

Material /Equipment	Procurement Requirements	Approval Requirements
Under \$2,999.99	0 verbal quotes	
\$3,000 - \$4,999	3 verbal quotes	
\$5,000 - \$9,999	2 written quotes	
\$10,000 - \$19,999	3 written quotes	
\$20,000 +	Formally Bid	Approval for Bid

Contracts with Labor	Procurement Requirements	Approval Requirements
Under \$2,999.99	0 verbal quotes	
\$3,000 - \$4,999	3 verbal quotes	Committee Approval
\$5,000 - \$14,999	2 written quotes	\$5,000 + Resolution
\$15,000 - \$34,999	3 written quotes	
\$35,000 +	Formally Bid	

Written and verbal quotes on Quote Form (See Appendix "A") must be attached to Requisition and/or Contract

COMPUTER PURCHASES

Computer hardware and software purchases are subject to purchasing restrictions as well as the approval of the Director of Information Technology. Refer to County Computer Use Policy.

BIDS AND RFPs

NOTES:

- *When bids and RFPs are awarded to vendors who did not submit the lowest bid/RFP, written justification and documentation must be provided.*
1. Requests for bid preparation should be made directly to the requesting department's Committee. Information required from the requesting department includes:
 - a. Description of item(s) and/or services to be bid;
 - b. What is to be included in the specifications;
 - c. Date when requesting department requires the delivery of goods and/or services being bid;
 - d. Where funds are allocated for said goods and/or services.
 2. The requesting department shall compile a list of all vendors from whom written/fax/oral quotes have been requested.
 3. Complete bidding records will be kept by the requesting department. Detailed specifications, when required, will be approved by the County Attorney.
 4. The advertisement for bids shall contain a statement of the time and place where all bids will be publicly opened and read. Bids will be opened by the requesting department or another designated individual.

(June 13, 2023)

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 October 1, 2022 through March 31, 2023* 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, New York:

You are hereby authorized and directed to distribute the Semi-Annual Revenue Sharing amounts totaling **\$41,657.32** (*forty-one thousand six hundred fifty-seven dollars and thirty-two cents*) to the sixteen towns of Wyoming County, in accordance with the report filed with the Clerk of the Board of Supervisors, as follows:

TOWNS	REVENUE SHARING DISTRIBUTED
Arcade	\$4,884.91
Attica	\$2,866.21
Bennington	\$5,489.30
Castile	\$4,684.33
Covington	\$1,193.11
Eagle	\$1,609.25
Gainesville	\$1,845.82
Genesee Falls	\$142.43
Java	\$1,501.31
Middlebury	\$2,524.12
Orangeville	\$1,587.75
Perry	\$5,021.07
Pike	\$464.15
Sheldon	\$2,486.03
Warsaw	\$4,509.60
Wethersfield	\$847.93
Grand Totals:	\$41,657.32

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

**RESOLUTION NO. 23-
(June 13, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**WYOMING COUNTY ADDRESSING POLICY APPROVED AND
ADOPTED**

BE IT RESOLVED, That the *Wyoming County Addressing Policy* is hereby approved and adopted as annexed hereto.

Carried: Ayes: Noes: Absent: Abstain: #39

**RESOLUTION NO. 23-336
(June 13, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

POSITION(S) ABOLISHED

BE IT RESOLVED, That the following positions are hereby ABOLISHED in the following Wyoming County Department:

ABOLISHED:

Sheriff/Jail Kitchen

- Fifteen (15) positions of ***Meal Deliverer (PT)*** position codes 079.598; 080.598; 081.598; 082.598; 083.598; 084.598; 085.598; 086.598; 087.598; 088.598; 093.598; 094.598; 096.598; 097.598; 098.598) due to the reclassification of these positions to Courier; effective June 14, 2023.
- Four (4) positions of ***Meal Deliverer (Per Diem)*** position codes (089.598; 090.598; 091.598; 092.598) due to the reclassification of these positions to Courier; effective June 14, 2023.

Carried: XXX Ayes: 201 Noes: Absent: Abstain: #40

**RESOLUTION NO. 23-337
(June 13, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

POSITION(S) CREATED

Regular Meeting

BE IT RESOLVED, That the following positions are hereby
CREATED in the following Wyoming County Department:

CREATED:

District Attorney

- One (1) position of ***Legal Intern, PT (temp)*** on Salary Schedule S at an hourly rate of \$25.00/hour (with salary and fringe not to exceed \$6,000.00); position available date is July 31, 2023.

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#41

**RESOLUTION NO. 23-338
(June 13, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

SALARY SCHEDULE “F&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 “F&G”:

Public Defender

- Amend one (1) position of ***Assistant Public Defender, (7th)*** (1.00 FTE) (position code 013.503) at an annual salary of \$82,169.00; effective June 5, 2023 and funded as follows:
 - Wyoming County Data-Day, Alternatives to Incarceration Grant for \$75,000.00 (contract term 01/01/2023-12/31/2023)
 - Hurrell-Harring Grant, year 6 for \$5,554.00 (contract term 04/01/2023-03/31/2024)
 - Fourth Counsel at First Appearance Grant for \$1,615.00 (contract term 01/01/2023-12/31/2025)
 - Benefit package consistent with Salary Schedule S
- Amend ***New York State Indigent Legal Services Third Upstate Quality Improvement and Caseload Reduction (QICR), Round 3 Grant*** (Contract C3RD656) to end 06/30/2023.

Salary Schedule “S”:

Public Defender

- Amend one (1) position of ***Assistant Public Defender, (3rd)*** (position code 002.503) from 0.50 FTE to 1.00 FTE with an annual salary of \$82,880.00; effective June 1, 2023 and funded as follows:
 - County Tax Levy of \$27,039.00

June 13, 2023

- Indigent Legal Services/Distribution #11 for \$4,075.00 (contract term 01/01/2021-12/31/2023)
- Indigent Legal Services/Distribution #12 for \$4,531.00 (contract term 01/01/2022-12/31/2024)
- Indigent Legal Services/Distribution #13 for \$2,235.00 (contract term 01/01/2023-12/31/2025)
- Hurrell-Harring Grant, Year 6 for \$45,000.00 (contract term 04/01/2023-03/31/2024)
 - Benefit package consistent with Salary Schedule S

Carried: XXX Ayes: 201 Noes: Absent: Abstain: #42

**RESOLUTION NO. 23-339
(June 13, 2023)**

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:

- ***Devon Huff, MD***, 951 Robin Road, Amherst, NY 14228 to provide general surgery locum coverage in an amount not to exceed fifty thousand dollars (\$50,000.00); effective June 1, 2023 through May 31, 2024.
- ***Oak Openings Medical, PLLC (Gregory Collins, DO)***, 7110 Woodruff Road, Lima, NY 14485 to provide Medical Review Officer (MRO) services to Workplace Health Services (WPHS) and to provide Medical Director services for WPHS in an amount not to exceed twenty-five thousand dollars (\$25,000.00) per year; effective July 3, 2023 through July 2, 2026.
- ***Mandip Panesar, MD***, 20 Newcastle Drive, Williamsville, NY 14221 to provide professional nephrology physician services on a per diem basis in an amount not to exceed twelve thousand dollars (\$12,000.00); effective July 1, 2023 through August 31, 2023.

- **Constangy, Brooks, Smith & Prophete, LLP**, 175 Pearl Street, Suite C-402, Brooklyn, NY 11201 to provide IT consulting services in an amount not to exceed one hundred thousand dollars (\$100,000.00); effective April 7, 2023 through April 6, 2024.
- **Kivu Consulting, Inc.**, PO Box 679789, Dallas, TX 75267 to provide IT consulting services in an amount not to exceed twenty-five thousand dollars (\$25,000.00); effective April 7, 2023 through April 6, 2024.
- **Daniel J. Edelman, Inc. d/b/a Edelman**, 5900 Wilshire Boulevard, 24th Floor, Los Angeles, CA 90036 to provide IT consulting services in an amount not to exceed thirty thousand dollars (\$30,000.00); effective April 7, 2023 through April 6, 2024.
- **Arete Advisors, LLC**, 4800 T-Rex Avenue, Suite 350, Boca Raton, FL 33431 for IT consulting services in an amount not to exceed one hundred thousand dollars (\$100,000.00); effective April 7, 2023 through April 6, 2024.
- **Kurita**, 6600 94th Avenue North, Minneapolis, MN 55445 to clean the cooling towers in an amount not to exceed sixty-two thousand six hundred eighty dollars (\$62,680.00); effective July 1, 2023 through June 30, 2026 as follows:
 - Year 1 - \$20,086.00
 - Year 2 - \$21,007.00
 - Year 3 - \$21,587.00
- **Nova Biomedical**, 200 Prospect Street, Waltham, MA 02454 to purchase new glucose meters and docking stations in an amount not to exceed nine thousand eight hundred ten dollars and thirty-six cents (\$9,810.36) per year for a total contract amount not to exceed sixty-eight thousand six hundred seventy-two dollars and fifty-two cents (\$68,672.52); effective July 23, 2023 through July 22, 2030.
- **Complete RX, LTD**, 3200 Wilcrest Drive, Suite 250, Houston, TX 77042 to provide pharmacy management services in an amount not to exceed three hundred thousand dollars (\$300,000.00) per year; effective August 1, 2023 through July 31, 2028.

Contingent upon the availability of funds.

Carried: XXX Ayes: 199 Noes: Absent: Abstain: 2 (Genesee Falls)

#43

**RESOLUTION NO. 23-340
(June 13, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 20-096 AMENDED

June 13, 2023

WHEREAS, Resolution Number 20-096 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM,**” passed by this Board of Supervisors on February 11, 2020 and provides for various contracts, in part, as follows:

- ***Point Click Care***, 5570 Explorer Drive, Mississauga, Ontario L4W OC4 for Skilled Nursing Facility electronic medical record software in an amount not to exceed thirty-two thousand three hundred dollars (\$32,300.00) start-up cost reduced by fifty percent (50%) if implementation completed by April 1, 2020 and further reduced by thirteen thousand dollars (\$13,000.00) from the Health Information Exchange (HIE) grant plus fifty-five thousand dollars (\$55,000.00) per year subscription amount; effective April 1, 2020 through March 31, 2023.

Now therefore,

BE IT RESOLVED, That **Resolution Number 20-096** be hereby amended as follows:

- Extend the contract term from April 1, 2020 through March 31, 2023 to ***April 1, 2023 through March 31, 2024.***
- Increase the contract amount of fifty-five thousand dollars (\$55,000.00) to an amount not to exceed ***sixty-one thousand five hundred fifty-four dollars and twelve cents (\$61,554.12) per year.***

All else remains the same.

Carried: XXX Ayes: 199 Noes: Absent: Abstain: 2 (Genesee Falls)

#44

**RESOLUTION NO. 23-341
(June 13, 2023)**

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;*** and

WHEREAS, That Resolution Number 16-088 as previously amended by Resolution Number 18-423 and Resolution Number 20-273 was further amended by this Board of Supervisors on July 12, 2022 by **Resolution Number 22-381** 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;*** now therefore

BE IT RESOLVED, That ***Resolution Number 16-088*** as previously amended by ***Resolution Number 18-423, Resolution Number 20-273 and Resolution Number 22-381*** be hereby further amended to extend the contract term from May 1, 2022 to May 31, 2023 to ***June 1, 2023 through May 31, 2025.*** All else remains the same.

Carried: XXX Ayes: 199 Noes: Absent: Abstain: 2 (Genesee Falls)
#45

RESOLUTION NO. 23-342 **(June 13, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 22-566 AMENDED

WHEREAS, Resolution Number 22-566 entitled, **“CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM,”** passed by this Board of Supervisors on October 11, 2022 and provides for various contracts, in part, as follows:

June 13, 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.

Now therefore,

BE IT RESOLVED, That **Resolution Number 22-566** be hereby amended to increase the contract amount for the term of September 9, 2022 through September 9, 2023 to an ***amount not to exceed eight hundred thousand dollars (\$800,000.00)***.

All else remains the same.

Carried: XXX Ayes: 199 Noes: Absent: Abstain: 2 (Genesee Falls)
#46

RESOLUTION NO. 23-343
(June 13, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 18-346 AMENDED

WHEREAS, Resolution Number 18-346 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM,**” passed by this Board of Supervisors on August 14, 2018 and provides, in part, for the following contract:

- **Sunbelt Staffing**, 3687 Tampa Road, Suite 200, Oldsmar, FL 34677 for agency staff to provide coverage where needed in an amount not to exceed five hundred thousand dollars (\$500,000.00) per year; effective July 20, 2018 through July 1, 2020.

And,

WHEREAS, That Resolution Number 18-346 was further amended by this Board of Supervisors on January 11, 2022 by **Resolution Number 22-036** as follows:

- Extend the term of the agreement from July 20, 2018 through July 1, 2020 to ***July 2, 2020 through June 30, 2023***.
- Increase the not to exceed amount from five hundred thousand dollars (\$500,000.00) per year to an amount not to exceed ***seven hundred fifty thousand dollars (\$750,000.00) per year***.

Now therefore,

BE IT RESOLVED, That **Resolution Number 18-346** as previously amended by **Resolution Number 22-036** be hereby further amended as follows:

Regular Meeting

- Extend the contract term from July 2, 2020 through June 30, 2023 *to July 1, 2023 through June 30, 2025.*
- Increase the contract amount of seven hundred fifty thousand dollars (\$750,000.00) per year *to an amount not to exceed one million six hundred thousand dollars (\$1,600,000.00) per year.*

All else remains the same.

Carried: XXX Ayes: 199 Noes: Absent: Abstain: 2 (Genesee Falls)
#47

RESOLUTION NO. 23-344
(June 13, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 20-419 AMENDED

WHEREAS, Resolution Number 20-419 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**” was passed by this Board of Supervisors on October 13, 2020 and provides, in part, for the following contract:

- *University at Buffalo Surgeons, Inc.*, 100 High Street, Buffalo, NY 14203 for a professional services agreement to provide general surgery services in an amount not to exceed two hundred sixty thousand dollars (\$260,000.00) per year; effective January 1, 2021 through December 31, 2022.

And,

WHEREAS, That Resolution Number 20-419 was previously amended by this Board of Supervisors on June 8, 2021 by **Resolution Number 21-291** as follows:

- Add general surgery on-call services during such time as the general surgeons currently covering general surgery on-call coverage services are on vacation.
- Increase the not to exceed amount from two hundred sixty thousand dollars (\$260,000.00) per year to an amount *not to exceed two hundred ninety thousand dollars (\$290,000.00) per year.*
- Effective February 15, 2021 through December 31, 2022.

Now therefore,

BE IT RESOLVED, That *Resolution Number 20-419* as previously amended by *Resolution Number 21-291* be hereby further amended to extend the contract term from February 15, 2021 through December 31, 2022 to *January 1, 2023 through December 31, 2025.* All else remains the same.

June 13, 2023

Carried: XXX Ayes: 199 Noes: Absent: Abstain: 2 (Genesee Falls)
#48

RESOLUTION NO. 23-345
(June 13, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 22-423 AMENDED

WHEREAS, Resolution Number 22-423 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 for various contracts, in part, as follows:

- *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.

Now therefore,

BE IT RESOLVED, That *Resolution Number 22-423* be hereby amended to rescind this contract in its entirety effective August 16, 2022 as the same was not executed.

All else remains the same.

Carried: XXX Ayes: 199 Noes: Absent: Abstain: 2 (Genesee Falls)
#49

RESOLUTION NO. 23-346
(June 13, 2023)

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, for the following contract:

- *Trusted Nurse Staffing, LLC*, 500 Seneca Street, Suite 501, Buffalo, NY 14204 for agency staff to provide coverage, where needed, in an amount not to exceed one hundred twenty-five thousand dollars (\$125,000.00) per year; effective June 15, 2020 through June 14, 2022.

And,

WHEREAS, That Resolution Number 20-304 was previously amended by this Board of Supervisors on May 9, 2023 by **Resolution Number 23-291** follows:

- Increase the contract amount from one hundred twenty-five thousand dollars (\$125,000.00) per year *to an amount not to exceed nine hundred fifty-five thousand dollars (\$955,000.00) per year for the period of June 15, 2020 through June 14, 2022.*
- Further extend the term of the agreement from June 15, 2020 through June 14, 2022 to ***June 15, 2022 through June 14, 2023.***
- Increase the contract amount from nine hundred fifty-five thousand dollars (\$955,000.00) per year *to an amount not to exceed nine hundred sixty thousand dollars (\$960,000.00) per year for the period June 15, 2022 through June 14, 2023.*

Now therefore,

BE IT RESOLVED, That ***Resolution Number 20-304*** as previously amended by ***Resolution Number 23-291*** be hereby further amended as follows:

- Extend the contract term from June 15, 2022 through June 14, 2023 ***to June 15, 2023 through June 14, 2025.***
- Reduce the contract amount of nine hundred sixty thousand dollars (\$960,000.00) per year *to an amount not to exceed eight hundred thousand dollars (\$800,000.00) per year.*

All else remains the same.

Carried: XXX Ayes: 199 Noes: Absent: Abstain: 2 (Genesee Falls)
#50

RESOLUTION NO. 23-347 **(June 13, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

SALARY SCHEDULES “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 “C”:

Wyoming County Community Health System

- Set the salary for one (1) position of ***Director of Diagnostic Imaging Services*** (1.00 FTE) (position code 01.603.691) under **IMAGING AND TESTING** at \$125,000.00 per year; position available date is May 8, 2023.

Salary Schedule “P”:

Wyoming County Community Health System

June 13, 2023

- Abolish one (1) position of *Women's Health Nurse Practitioner* (1.00 FTE) (position code 17.124.643) under OB CLINIC; effective May 31, 2023.
- Change the FTE for one (1) position of *Physician Assistant Orthopaedic Clinic* (position code 17.127.067) under ORTHOPAEDIC CLINIC from 0.80 FTE to 0.70 FTE; effective November 8, 2022.

Carried: XXX Ayes: 199 Noes: Absent: Abstain: 2 (Genesee Falls) **#51**

RESOLUTION NO. 23-348
(June 13, 2023)

By Mr. Leuer, Chairman of the Planning Committee:

**RESOLUTION SETTING DATE FOR A SECOND PUBLIC HEARING
FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING**

WHEREAS, Wyoming County received Community Development Block (CDBG) funding from the New York State Office of Community Renewal (Project No. 1279ME977-21) to implement the Wyoming County Microenterprise Assistance Program (the “Program”), and

WHEREAS, The Wyoming County Board of Supervisors is required to hold a public hearing to discuss the implementation of the Program and to provide information about the progress of the ongoing CDBG Program and to receive comments related to the effectiveness of administration of the CDBG Program; now therefore

BE IT RESOLVED, That a public hearing be held on July 11, 2023, at 2:30 p.m. in the Wyoming County Government Center, Board of Supervisors Chambers, 143 N. Main Street, Warsaw, New York, before the Wyoming County Board of Supervisors, whereat all interested parties shall be heard regarding the implementation of the CDBG Program, and be if further

RESOLVED, That the County Clerk is directed to prepare a notice of said hearing, to cause the publication of the notice of such hearing in the newspaper which have been officially designated by this Board to publish “notices”, and to affix a copy of said notice on the County bulletin board in the County Government Center at 143 N. Main Street, Warsaw, New York; both publication and posting to be made at least eight (8) days before the public hearing.

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#52

RESOLUTION NO. 23-349
(June 13, 2023)

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

**TRANSFER OF INDIGENT PAROLEE PROGRAM SERVICES
TO WYOMING COUNTY PUBLIC DEFENDER'S OFFICE APPROVED**

WHEREAS, The 1977 Parole Reform Act included among its provisions a right of indigent parolees to representation by counsel at parole revocation hearings and for administrative appeals to the Board of Parole; and

WHEREAS, §259-i of the *Executive Law* provides that this representation shall be in accordance with Article 18-B of the County Law; and

WHEREAS, Since April 1, 1981 those mandated services have been provided by a contractual relationship between the Wyoming County Public Defender and Wyoming County-Attica Legal Aid Bureau, Inc. ("the Bureau"); and

WHEREAS, The Bureau's employees providing the services are also providing services through the Wyoming County Public Defender's Office; and

WHEREAS, The parties to the agreement between the Wyoming County Public Defender and Wyoming County – Attica Legal Aid Bureau, Inc. agree that for reasons of efficiency, and contract compliance, it would best serve the parties to transfer the responsibilities under said agreement to the Wyoming County Public Defender's Office; and

WHEREAS, The funding for said program allocated in the state budget 2024 to Wyoming County for performing these mandated services should be paid directly to the County of Wyoming and dedicated to the Wyoming County Public Defender's Office for providing said services; effective April 01, 2023 through March 31, 2024; now therefore

BE IT RESOLVED, That the Chairman of this board with the approval of the county attorney, is hereby authorized and directed that any state budget allocation for the Indigent Parolee Program include a request to the sponsoring legislative member to amend the Legislative Intent Form to reflect that the services under this program will be provided by the Wyoming County Public Defender and Wyoming County – Attica Legal Aid Bureau, Inc. until such time Wyoming County – Attica Legal Aid Bureau, Inc. can transition Indigent Parolee Program services to the Wyoming County Public Defender and that this information should be forwarded immediately to the legislative sponsor of the Indigent Parolee Program funds allocated to the County of Wyoming.

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

Chairwoman Ryan, T/Warsaw brought attention to this month's featured veteran/veteran family-owned business ~

June 13, 2023

FOR THE LOVE OF FLOUR

5 North Main Street, Perry, NY

Offering homemade cupcakes, custom cakes, cookies, chocolate products and more...

There being no further business to come before this Board, Senior Supervisor Berwanger, T/Arcade adjourned the meeting at 3:22 PM with a rap on his desk.

Respectfully submitted,



Cheryl J. Ketchum, ^{CMC}
Clerk to the Board

A

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