

PROCEEDINGS
OF THE
BOARD OF
SUPERVISORS

WYOMING COUNTY
NEW YORK

2023

Volume II

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

CERTIFICATE OF CHAIRMAN AND CLERK

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

Pursuant to Article 211 of the County Law, we, the Chairman and Clerk of the Board of Supervisors of the County of Wyoming, New York, do hereby certify that the foregoing volume was printed by authority of said Board of Supervisors, and that it contains a true record of the proceedings of the said Board and the whole thereof, in all regular and special sessions held during the year **2023**.

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

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



*Wyoming County Court House
Warsaw, New York*

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**REGULAR SESSION
(July 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 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 ~

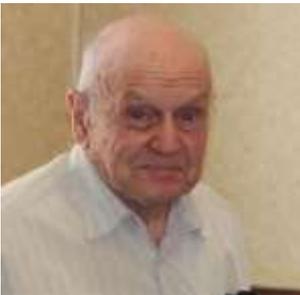
At 2:46 PM Chairwoman Ryan, T/Warsaw, called the meeting to order.

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

Sergeant Harlan Morse

Sergeant Morse was born in Fillmore, New York and raised on a farm in Portageville. He attended school there for six years until the Fillmore Central School District was created and is where he graduated from.

In February of 1952, Sergeant Morse was drafted into the Army to be an artillery surveyor and sent to Fort Sill, Oklahoma.



After completing his training, Sergeant Morse was given a complimentary boat ride to Korea. Here, he was attached to the 8th Army, 9th Field Artillery, 2/3 Company with 155 Howitzers.

Sergeant Morse was sent with a lieutenant and radio man to an outpost where they would call in fire to rain down on the enemy. In late October of '52, a big battle began near his position and they were overrun by the army of the non-nationalist part of China. They called in for fire right on their position around midnight, but thankfully, they came out okay.

After this battle, Sergeant Morse and his team were sent to another outpost where he spent time living in a foxhole as rounds of ammunition were targeting

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his outpost. After a lull in the action, they were able to make it to a bunker to call in an artillery strike of their own. Men of the 2nd Infantry Division were in the heat of that battle and they were constantly calling in artillery to fall on the enemy who held the nearby mountain. After seven days, the mountain was just a barren, dirt hill.

In January of '53, Sergeant Morse was sent to headquarters to deliver mail for a month of reprieve. One of the units he delivered to was an artillery unit of a friend, and today, this man is one of Harlan's best friends who lives near Watertown and he attended his 90th birthday party last year.

After this, Sergeant Morse went back to his unit. He was in Korea the day the Armistice was signed on July 27, 1953. He left for Seattle on September 1st and then flew to Fort Meade, Maryland where he received his honorable discharge. For his valor and courageous service to his country, Sergeant Morse was awarded the:

- United Nations Service Medal
- Korean Service Medal w/ 3 Bronze Stars
- Good Conduct Medal
- National Defense Service Medal

In 1954, Sergeant Morse accepted a position at Eastman Kodak, where he was an emulsion maker. He retired from there after 32 years and has been fully retired for over 37.

Sergeant Morse has been married to his wife Marilyn for 68 years and they live in Genesee Falls. Together they have three children:

Steven, Doug and Laurie, five grandchildren and four great-grandchildren.

Sergeant Morse likes to volunteer to mow lawns for elderly widows and spend winters in Florida. They once owned an RV and visited 33 National Parks in one year. Sergeant Morse is a life member of both the American Legion in Fillmore and the Warsaw VFW. It is always a pleasure seeing the Morse's at various veterans' events and you could not find a nicer couple.

The pledge was said by all.

Chairwoman Ryan, T/Warsaw asked Supervisor Roberts, T/Genesee Falls to join Sergeant Morse at the podium for the presentation of the customary certificate of appreciation. Sergeant Morse was offered a chance to address the board at which time he said he thanks God every day and hopes we all do too!

Voice of Democracy Presentation ~

- *Introduced by M. Relyea of the VFW Hendershott Manness Post 374 of Arcade*

- Jackson R. Woolley ~ son of James & April Woolley
 - “Why is the Veteran Important”

Chairwoman Ryan presented a certificate of recognition to Mr. Woolley.

Opening Prayer ~

- Rev. Mack Bixby

Communications ~

- None

#1

RESOLUTION NO. 23-350

(July 11, 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:

Board of Supervisors			
To: 011010.510401 Training/Conferences <i>of funds avail. to</i> Reason: To cover 2023 MYSAC Conference registration.	\$6,673.00	\$6,673.00	
Board of Supervisors Total			\$6,673.00
Board of Elections			
To: 011450.541201 Postage 011450.540603 Postage Machine 011450.541211 Election Expenses w/01145005.430890 Other State Aid Reason: For Absentee Ballot Prepaid Postage Grant Program.	\$7,785.44 7,877.23 1,200.00	\$16,862.67	
Board of Elections Total			\$16,862.67
Historian			
To: 017510.541010 Supplies w/01751003.426550 Book Sales Reason: To fulfill donor’s request of the proceeds of the sale of Beers Wyoming County History books to benefit the office.	\$1,000.00	\$1,000.00	
Historian Total			\$1,000.00
Mental Health			
To: 014325.542409 Advocacy Services 014325.542414 Respite Care 014325.542415 Family Support 014325.542419 Drop-In 014325.542441 Misc. MH Prog 014325.542445 Supported Apt. 014325.542467 Crisis Outreach 014325.542468 Transportation Program w/01432500.434900 MH State Aid Reason: State aid adjustment.	\$ 10,637.00 667.00 1,813.00 5,603.00 5,636.00 10,687.00 2,949.00 2,059.00	\$40,051.00	
To: 014323.542409 Advocacy Svcs. 014323.542411 PAO	\$522.00 929.00		

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014323.542412 Forensic Case Mnmt. 014323.542420 Psycho/Social 014323.542441 Misc. MH Prog. w/01432301.434900 MH State Aid Reason: State aid adjustment.	876.00 1,786.00 1,517.00		\$5,630.00
To: 014322.542408 L/W ARC w/01432200.434900 MH State Aid Reason: State aid adjustment.	\$5,791.00		\$5,791.00
To: 014320.542486 Case Management w/01432001.434900 MH State Aid Reason: State aid adjustment.	\$2,583.00		\$2,583.00
To: 014250.542405 Alcoholism Treatment (MH) w/01425002.434900 MH State Aid Reason: State aid adjustment.	\$8,888.00		\$8,888.00
To: 014324.542306 Miscellaneous Other w/01432403.412890 Other Dept Income Reason: Mental Health Month Breakfast.	\$675.00		\$675.00
To: 014221.542306 Proj. RSTRC Opioid Exp. Other w/01422100.427700 Proj. RSTRC Opioid Settlement Rev. (restricted) Reason: Jail medication assisted treatment costs.	\$55,000.00		\$55,000.00
To: 014310.541801 Misc. Assess/Chg Owed Oth Govt w/01431004.430890 Othr State Aid Sec 606 Reason: CPL §730 competency restoration of sentenced incarcerated individual.	\$243,000.00		\$243,000.00
To: 014310.540301 Professional Svc Contracts 014310.541801 Misc. Assess/Chg Owed OthGovt w/any funds available Reason: CPL §730 competency exam costs and restoration of incapacitated individuals.	\$6,000.00 207,000.00		\$213,000.00
Mental Health Total			\$574,618.00
Public Health			
To: 014010.510001 Salaries S/D/I 014010.510101 Salaries CSEA FT 014010.510201 Salaries CSEA PT 014010.520401 Misc. Equipment 014010.541111 Computers and Technology 014010.541010 Office Supplies 014010.540405 Employee Expenses 014010.541410 Software w/01401028.444890.CDCIN CDC Infrastructure Fed Reason: Appropriate additional funding awarded in the CDC Infrastructure Grant.	\$14,626.00 28,202.00 1,800.00 38,923.00 13,800.00 3,500.00 2,000.00 2,000.00		\$104,851.00
Public Health Total			\$104,851.00
Animal Control			
To: 013510.510201 Part Time 013510.510302 OT SCH S/D 013510.540103 Car Insurance 013510.540503 Gasoline 013510.540507 Highway Repairs 013510.541010 Office Supply 013510.541110 Dog Supply w/any funds available Reason: Under budgeted for part time person. Additional vehicle added which increases auto insurance, gasoline, repair and maintenance. Dog supply had unexpected purchases of a shield and stretcher. Office supply unexpected expense of ink cartridges.	\$3,500.00 126.00 250.00 400.00 1,300.00 200.00 300.00		\$6,076.00
Animal Control Total			\$6,076.00
Planning			
To: 016421.542477.FWG Farmworker Grant CDBG w/01642103.440890.FWG Farmworker Grant CDBG	\$396,439.00		\$396,439.00

Regular Session

Reason: 2023 Funding for Farmworker Housing Rehabilitation from the CDBG Grant.			
Planning Total			\$396,439.00
Buildings and Grounds			
To: 121620.521007 Jail CIP w/12162005.440890.R Federal Aid Other ARPA Reason: To cover expenses of controls for MAU at Jail.	\$17,265.00	\$17,265.00	
Building and Grounds Total			\$17,265.00
Sheriff			
To: 013110.523001 Motor Vehicles w/01311009.426650 Sale of Equipment Reason: To purchase a new UTV with tracks.	\$25,675.00	\$25,675.00	
To: 013110.520501 Law Enf Fire Safety Equip 013110.510301 Overtime w/01311011.440890 Federal Aid Other Reason: To appropriate the 2021 awarded "Operation Stonegarden" Homeland Security grant funds.	\$31,000.00 32,000.00	\$63,000.00	
To: 013110.520501 Law Enf Fire Safety Equip 013110.510301 Overtime w/01311011.440890 Federal Aid Other Reason: To appropriate the 2022 awarded "Operation Stonegarden" Homeland Security grant funds.	\$47,531.45 3,668.55	\$51,200.00	
To: 013112.540016.2023 Internet Services w/01311208.443890.2023 Fed Aid Other Public Sfty Reason: To appropriate the 2023 "LETPP" awarded Homeland Security Funds.	\$20,913.00	\$20,913.00	
Sheriff Total			\$160,788.00

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

Ms. Grant, T/Bennington, Vice-Chair of the Audit Committee, presented the approved payment of bills totaling \$11,677,848.19 for the month of June 2023. No further action is required.

There was a motion by Mrs. King, T/Pike, to withdrawn resolution #2 and combine resolutions #3 through #6. Hearing no objection, resolution titles only were read.

#2

**RESOLUTION NO. 23-
(July 11, 2023)**

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

RESOLUTION NUMBER 21-335 AMENDED

WHEREAS, Resolution Number 21-335 entitled, "CHAIRMAN AUTHORIZED TO SIGN VARIOUS GRANT APPLICATIONS AND ACCEPTANCE AWARDS WITH THE NEW YORK STATE BOARD OF ELECTIONS ON BEHALF OF WYOMING COUNTY BOARD OF ELECTIONS," passed by this Board of Supervisors on August 10, 2021 and provides, in part, for the following grant:

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- For technology innovation funding in a minimum amount of thirty-nine thousand seventy-six dollars and eighty-seven cents (\$39,076.87); effective April 7, 2021 through January 27, 2023.

Now therefore,

BE IT RESOLVED, That *Resolution 21-335* be hereby amended as follows:

- Extend the contract end date from January 27, 2023 through January 28, 2024
- Reflect an increase in grant funding in the amount of twenty-four thousand two hundred seventeen dollars and sixty-nine cents (\$24,217.69). (*Munis #1585*)

All else remains the same.

Carried: **Ayes:** **Noes:** **Absent:** **Abstain:** **#3**

**RESOLUTION NO. 23-351
(July 11, 2023)**

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

RESOLUTION NUMBER 22-496 AMENDED

WHEREAS, Resolution Number 22-496 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND ACCEPTANCE AWARD WITH THE NEW YORK STATE BOARD OF ELECTIONS ON BEHALF OF WYOMING COUNTY BOARD OF ELECTIONS,**” passed by this Board of Supervisors on October 11, 2022 for grant funding to cover expenses related to providing postage paid return envelopes for all absentee ballots and absentee ballot applications in a minimum amount of sixteen thousand eight hundred sixty-two dollars and sixty-seven cents (\$16,862.67); effective July 1, 2022 through December 31, 2022; now therefore,

BE IT RESOLVED, That *Resolution 22-496* be hereby amended as follows:

- Extend the contract end date from December 31, 2022 through December 31, 2023
- Reflect an increase of sixteen thousand eight hundred sixty-two dollars and sixty-seven cents (\$16,862.67) in grant funding. (*Munis CO #736*)

All else remains the same.

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:**

**RESOLUTION NO. 23-352
(July 11, 2023)**

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

A RESOLUTION TO AUTHORIZE WYOMING COUNTY TO INVESTIGATE, ENGAGE COUNSEL, AND COMMENCE ANY AND ALL LITIGATION TO ENJOIN IMPLEMENTATION AND ENFORCEMENT OF THE 2023 MODIFICATION AND AMENDMENT OF NEW YORK RACING, PARI-MUTUEL WAGERING AND BREEDING LAW § 502

WHEREAS, In July 1973, the State of New York (the "State") enacted Chapter 346 of the Laws of 1973 to create regional off-track betting corporations with the purpose to: (i) create legal venues in which off-track horse race wagering could take place, with the goal of curbing unlawful bookmaking and other illegal wagering; and (ii) provide an added source of revenue for participating local governments, the State's horse racing industry and the State itself. Pursuant to the authorizing legislation, in order for a regional off-track betting corporation to file a certificate with the secretary of state, at least 3 participating jurisdictions within the region representing at least 30% of the applicable region's population had to pass local enabling legislation to participate in the regional off-track betting corporation. Once a region satisfied the above- mentioned requirements, it was then able to legally form, and thereafter affect certain organizational steps to commence operations; and

WHEREAS, A fundamental consideration of the local jurisdictions [i.e.: County or City] prior to participating in a regional off-track betting corporation impacting their communities was their ability to appoint their own member to the board of directors of such gaming entity to ensure their community interests and concerns were represented in the management and administration of such gaming entity: and

WHEREAS, In passing Chapter 346 of the Laws of 1973, the New York State legislature recognized the need for local governmental oversight, and explicitly provided for such oversight in Section 172, when it authorized that each participating jurisdiction of a regional off-track betting corporation to appoint one member to the board of directors of the regional off-track betting corporation; and

WHEREAS, In 1975, pursuant to such enabling legislation, the Wyoming County Board of Supervisors passed companion legislation that authorized and empowered Wyoming County to participate in the Western Region Off-Track Betting Corporation (WROTB) as had been created by the state and signed into law by then Governor Nelson Rockefeller; and

July 11, 2023

WHEREAS, Such 1975 legislation of the Wyoming County Board of Supervisors specifically provided that it was “subject to a permissive referendum and shall become effective in accordance with Municipal Home Rule Law Sec. 24”; and

WHEREAS, WROTB was established in September 1973 as “a body corporate and politic constituting a public benefit corporation,” with headquarters in Batavia, New York, to operate a system of off-track horse racing pari-mutuel betting facilities in a region of Western New York. Eleven (11) counties and two (2) cities initially chose to participate in the management and administration of WROTB with the understanding that each would have the ability to appoint a single member to its board of directors. Four (4) additional counties elected to participate in WROTB between 1976 and 1979 under the same understanding. Each of the participating jurisdictions joined WROTB pursuant to local enabling legislation pursuant to the Home Rule Law [See: N.Y. Rac. Pari-Mut. Wag. & Breed. Law §502 and 1988 N.Y. Op. Att’y Gen. (Inf.) 147 (1988)]; and

WHEREAS, WROTB is administered by a Board of Directors consisting of one (1) member appointed by each of the fifteen (15) participating counties (i.e.: Cattaraugus, Cayuga, Chautauqua, Erie, Genesee, Livingston, Monroe, Niagara, Orleans, Oswego, Schuyler, Seneca, Steuben, Wayne and Wyoming), as well as directors for the cities of Rochester and Buffalo [See: N.Y. Rac. Pari-Mut. Wag. & Breed. Law §502 (McKinney)]; and

WHEREAS, When originally enacted, Section 502 of the Racing, Pari-Mutuel Wagering and Breeding Law (the "PML") directed that the operations of regional off-track betting corporations "be administered by a board of directors . . . one member from each . . . participating county." (PML §502). Members to the board of directors were to be appointed by the county governing body. (Id.). Similarly, the mayors of Rochester and Buffalo each appointed a single member to the board of directors of WROTB with the approval of the city’s legislative body. (Id.). Each Director had one vote, such votes were all of equal weight; and

WHEREAS, For the past nearly fifty (50) years, all New York State regional off-track betting corporations have operated under local administration and management but also with general state oversight. Each participating local jurisdiction of the WROTB corporation elected to join WROTB with the understanding that it would have the ability to participate in the administration and management of the same. In addition, each participating jurisdiction had equal control of the operations of WROTB; and

WHEREAS, WROTB owns and operates eleven (11) off-track betting branches, twenty-seven (27) E-Z Bet locations and a telephone wagering service in fifteen (15) Western New York counties, as well as Batavia Downs Gaming, a standardbred racetrack and gaming facility; and

WHEREAS, Since its inception, WROTB has generated over \$250 million in operating and surcharge revenues to the taxpayers of those

participating municipalities; and

WHEREAS, Throughout its long history of serving the fifteen (15) counties and two (2) cities that comprise the corporation, the enabling legislation provided that the Board of Directors of WROTB would be comprised of one representative from each of the seventeen (17) affected municipalities [See: N.Y. Rac. Pari-Mut. Wag. & Breed. Law §502 (McKinney); and

WHEREAS, In 2021 and 2022, Batavia Downs once again shattered attendance and wager records, with more than 625,000 attendees wagering nearly \$700 million in that year alone, leading to record earnings distributions for the seventeen (17) municipalities that have come to rely on their WROTB distributions to contribute to their local budgets thereby reducing the property tax burden for businesses and homeowners; and

WHEREAS, WROTB's financial success and stable leadership enabled it to secure a \$30 million loan for multiple improvements, upgrades and restructuring of debt, as well as the purchase of an 84-room hotel; and

WHEREAS, Commencing in January 2022, in light of the success of WROTB, New York State Senator Timothy M. Kennedy (D – Buffalo) proposed New York State Senate bills to “amend the racing, pari-mutuel wagering and breeding law, in relation to the membership of the Board of Directors of the Western Regional Off-Track Betting Corporation and thereby seize control of WROTB from the founding municipalities; and

WHEREAS, In January 2023 New York State Senator Timothy M. Kennedy (D – Buffalo) again proposed a Senate Bill to “amend the racing, pari-mutuel wagering and breeding law, in relation to the membership of the Board of Directors of the Western Regional Off-Track Betting Corporation; and

WHEREAS, Sen. Kennedy's proposals would have violated nearly fifty (50) years of statutory precedent in the statutory formation of WROTB and attempted to destroy the equal representation held by the local municipalities who have contributed to the success of WROTB; and

WHEREAS, Sen. Kennedy did not consult with the local municipalities who comprise the Board of Directors of WROTB before introducing his legislation, that sought to destroy the equal representation held by the local municipalities who contributed to the success of WROTB further underscoring the gross partisan politics of the Kennedy Senate Bill proposals; and

WHEREAS, Sen. Kennedy's partisan proposal violated N.Y. Rac. Pari-Mut. Wag. & Breed. Law §502 [5][[a] which provided that the present corporate existence of WROTB shall continue until terminated by law; provided, however, that no such law shall take effect so long as the corporation shall have bonds, notes or other obligations outstanding. The Kennedy Senate Bills not only violated the enabling legislation for WROTB but would have destabilizing the organizational structure of WROTB and harming WROTB's credit worthiness in the eyes of lenders and thereby harm to its member counties; and

WHEREAS, Both of Sen. Kennedy’s proposals, that sought to change the nearly fifty (50) years of statutory precedent in the statutory formation of WROTB, failed; and

WHEREAS, On May 2, 2023 as a part of the New York State Budget, changes were effected through the 2023 Budget process and amendments to N.Y. Rac. Pari-Mut. Wag. & Breed. Law §502 and control of WROTB was taken from the founding counties and given to Erie County, Monroe County, City of Rochester and the City of Buffalo through weighted voting by all of the WROTB members; and

WHEREAS, Article IX, Section 2(b)(2) of the Constitution (the "Home Rule Law") restricts the State legislature’s ability to act in relation to the "property, affairs or government" of any local government, the Municipal Home Rule Clause (NY Const, Art IX, §2 [b] [2]) allows the legislature to (2) Shall have the power to act in relation to the property, affairs or government of any local government only by general law, or by special law only (a) on request of two-thirds of the total membership of its legislative body or on request of its chief executive officer concurred in by a majority of such membership, or (b), except in the case of the city of New York, on certificate of necessity from the governor reciting facts which in the judgment of the governor constitute an emergency requiring enactment of such law and, in such latter case, with the concurrence of two-thirds of the members elected to each house of the legislature; and

WHEREAS, It is unknown whether the Governor's message of necessity comported with the New York State Constitution, in particular, Article III, §14. That provision requires that bills be “printed and upon the desks of the members” of the Legislature at least three calendar legislative days before final passage (N.Y. Const., Art. III, §14; Although, this mandate may be circumvented if the Governor “certifie[s] ... the facts which in his or her opinion necessitate an immediate vote” on the bill (N.Y. Const., Art. III, §14. It is unknown whether any facts are stated by the Governor in a certificate of necessity that form the basis in her opinion that necessitated an immediate vote; and

WHEREAS, The New York State Court of Appeals recognized in Matter of Moran v. La Guardia, 270 N.Y. 450, 452 that “To repeal or modify a statute requires a legislative act of equal dignity and import.” Nothing less than a Home Rule Message from a majority of the founding counties will suffice. [i.e.: the doctrine of Legislative Equivalency”] The doctrine of legislative equivalency has uniformly been applied with respect to the modification and or amendment of prior legislation; and

WHEREAS, None of the founding Counties, especially Wyoming County, enacted Home Rule Messages requesting that N.Y. Rac. Pari-Mut. Wag. & Breed. Law §502, be modified and/or amended, especially a relinquishment of control of WROTB to Erie County, Monroe County, City of Rochester and/or the City of Buffalo; now therefore

BE IT RESOLVED, That the Wyoming County Attorney is hereby authorized to commence all necessary litigation to enjoin implementation and enforcement of the 2023 modification and or amendment to N.Y. Rac. Pari-Mut. Wag. & Breed. Law §502, passed on May 2, 2023 and name the following as potential Defendants in such legal action, The State of New York, The Governor of the State of New York, The Assembly of the State of New York, and The Senate of the State of New York, and any other party deemed necessary to bring full relief to the residents of Wyoming County.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #5

**RESOLUTION NO. 23-353
(July 11, 2023)**

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

**SALARY SCHEDULES “C”, “D”, “G” AND “S” HANDBOOKS
AMENDED AND APPROVED**

BE IT RESOLVED, That *Salary Schedules “C”, “D”, “G” and “S”* are hereby amended to ADD the following language under “SICK LEAVE”:

“In addition to sick leave for an employee’s personal illness or injury, an employee may use up to five (5) days of his/her accrued sick leave per year for absences from work caused by illness or injury of a ‘family member’ as defined by FMLA.”

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #6

**RESOLUTION NO. 23-354
(July 11, 2023)**

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

**WYOMING COUNTY POLICY ON THE RIGHTS OF EMPLOYEES TO
EXPRESS BREAST MILK IN THE WORKPLACE APPROVED AND
ADOPTED**

BE IT RESOLVED, That the *Wyoming County Policy on the Rights of Employees to Express Breast Milk in the Workplace* is hereby approved and adopted as annexed hereto; effective July 11, 2022.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

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**WYOMING COUNTY
POLICY AND PROCEDURE**

EFFECTIVE DATE: July 11, 2022	REVIEWED BY: (Individuals/Committees) Human Resources	
DATE DEVELOPED: June 13, 2023	PREPARED BY: Human Resources	SUPERSEDES: N/A
SIGNATURE: Daniel J. Farberman		REFERENCES: NYS DOL

**POLICY ON THE RIGHTS OF EMPLOYEES TO EXPRESS BREAST
MILK IN THE WORKPLACE**

INTRODUCTION AND PURPOSE

It is the policy of Wyoming County to comply with Section 206-c of the New York State Labor Law giving all employees the right to express breast milk in the workplace. Wyoming County has developed the official policy on breast milk expression in the workplace as required by the law, ensuring that all employees know their rights and all employers understand their responsibilities.

Wyoming County will provide this policy in writing to all employees when they are hired and when they return to work following the birth of a child in compliance with the Law.

USING BREAK TIME FOR BREAST MILK EXPRESSION

Wyoming County will provide employees reasonable unpaid break time to express breast milk. In addition, employees may also utilize their paid break time or meal time to express breast milk for up to three years following childbirth.

Wyoming County will not discriminate in any way against an employee who chooses to express breast milk in the workplace and will permit employees to work before or after their normal shift to make up any time used as unpaid break time to express breast milk, as long as this time falls within the employer's normal work hours, however, an employee is not required to make up their unpaid break time. Unpaid breaks provided for the expression of breast milk must be at least twenty minutes and if the designated lactation room where such break will be taken is not close to an employee's work station, the provided break must be at least thirty minutes

Employees who work remotely have the same rights to unpaid time off for the purpose of expressing breast milk, as all other employees who perform their work in-person.

MAKING A REQUEST TO EXPRESS BREAST MILK AT WORK

If an employee wants to express breast milk at work, they need to give reasonable advance notice, generally before returning to the workplace if the employee is on leave.

Employees wishing to request a room or other location to express breast milk in the workplace should do so by submitting a written request to their direct supervisor or individual designated by their employer for processing requests. Wyoming County will respond to this request for a room or other location to express breast milk in writing within five days.

The County will notify all employees in writing through email or printed memo when a room or other location has been designated for breast milk expression.

LACTATION ROOM REQUIREMENTS

In addition to providing the necessary time during the workday, The County will provide a private room or alternative location for the purpose of breast milk expression. **The space provided for breast milk expression cannot be a restroom or toilet stall.**

The room or other location must:

- Be close to an employee's work area
- Provide good natural or artificial light
- Be private – both shielded from view and free from intrusion
- Have accessible, clean running water nearby
- Have an electrical outlet (if the workplace is supplied with electricity)
- Include a chair
- Provide a desk, small table, desk, counter or other flat surface

Any space provided for breast milk expression must be close to the work area of the employee(s) using the space. The space must be in walking distance, and the distance to the location should not significantly extend an employee's needed break time. The space designated for expressing breast milk must be maintained and clean at all times and be equipped with a functional lock.

If the workplace has a refrigerator, employers must allow employees to use it to store breast milk. However, employers are not responsible for ensuring the safekeeping of expressed milk stored in any refrigerator in the workplace. Employees are required to store all expressed milk in closed containers and bring milk home each evening.

If an employer can demonstrate undue hardship in providing a space with the above requirements, the employer must still provide a room or other location - other than a restroom or toilet stall - that is in close proximity to the work area where an employee can express breast milk in privacy, that meets as many of the requirements as possible. Undue hardship is defined in the statute as “causing significant difficulty or expense when considered in relation to the size, financial resources, nature, or structure of the employer’s business.”

Supervisor Leuer, T/Middlebury stated that he would be voting no. He said the termination of the contract with Dr. Mason was a mistake and the County should have been in a position to accommodate further employment with Dr. Mason, thus negating the need for these attorney fees.

**Non-Consent
#7**

**RESOLUTION NO. 23-355
(July 11, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH
WEBSTER SZANYI, LLP ON BEHALF OF THE COUNTY ATTORNEY**

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with **Webster Szanyi LLP**, 424 Main Street, Suite 1400, Buffalo, New York 14202 on behalf of the County Attorney. Said contract is for legal services in connection with the lawsuit of Buffalo Bone and Joint, PLLC and Paul J. Mason, M.D. per amounts indicated on fee schedule not to exceed thirty thousand dollars (\$30,000.00) with the total amount dependent upon services provided; effective July 12, 2023 through closing of the financing. Contingent upon the availability of funds. (*Munis #XXX*)

Carried: XXX **Ayes:** 108 **Noes:** 22 (Arcade) **Absent:** 4 (Wethersfield) **Abstain:**
15 (Castile)
6 (Eagle)
11 (Gainesville)
2 (Genesee Falls)
7 (Middlebury)
26 (Perry)
89 Total

Supervisor Leuer, T/Middlebury said he would be voting no on this resolution. He agreed with the need to have legal counsel for this matter but until the County has a formal resolution in place sharing our concerns, we should not be pursuing this...

RESOLUTION NO. 23-356**(July 11, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH
SOKOLOFF STERN, LLP ON BEHALF OF THE COUNTY ATTORNEY**

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Sokoloff Stern, LLP*, 179 Westbury Avenue, Carle Place, NY 11514 on behalf of the County Attorney. Said contract is for legal services in connection with the lawsuit of *The City of New York, et al. v. County of Rockland, et al* per amounts indicated on fee schedule not to exceed ten thousand dollars (\$10,000.00) with the total amount dependent upon services provided; effective July 12, 2023 through closing of the financing. All invoices to be shared in equal proportionate amounts with other municipalities also being represented by said law firm in this matter. Contingent upon the availability of funds. (*Munis #XXX*

)
Carried: XXX **Ayes:** 108 **Noes:** 22 (Arcade) **Absent:** 4 (Wethersfield) **Abstain:**
 15 (Castile)
 6 (Eagle)
 11 (Gainesville)
 2 (Genesee Falls)
 7 (Middlebury)
26 (Perry)
 89 Total

There was a motion by Ms. Grant, T/Bennington, to combine resolutions #9 through #12. Hearing no objection, resolution titles only were read.

#9

RESOLUTION NO. 23-357**(July 11, 2023)**

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

RESOLUTION NUMBER 23-304 AMENDED

WHEREAS, Resolution Number 23-304 entitled, “**ARNIE KELLEY APPOINTED TO THE WYOMING COUNTY OFFICE FOR THE AGING ADVISORY BOARD**,” passed by this Board of Supervisors on June 13, 2023 and provides for the appointment of *Arnie Kelley*, 2752 Route 246,

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Perry, NY 14530 to the **Advisory Board** as a **Community Member** to fill a vacant unexpired three (3) year term; effective September 1, 2023 through December 31, 2023 (*replacing N. Mead*); now therefore

BE IT RESOLVED, That **Resolution Number 23-304** be hereby amended to correct the appointment to the Advisory Board to reflect a **Town Representative** in lieu of a Community Member. All else remains the same.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #10

RESOLUTION NO. 23-358
(July 11, 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*)

And,

WHEREAS, That Resolution Number 23-259 was previously amended by this Board of Supervisors on June 13, 2023 by **Resolution Number 23-305** 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*)

BE IT RESOLVED, That **Resolution Number 23-259** as previously amended by **Resolution Number 23-305** be hereby further amended for the following contract:

- 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.
 - To reflect effective dates of April 1, 2023 through March 31, 2024. (*Munis #1509*)

All else remains the same.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #11

RESOLUTION NO. 23-359
(July 11, 2023)

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

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH CHELSIE CALLAN 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 ***Chelsie Callan***, 31 Woodcrest Drive, Batavia, NY 14020 on behalf of the Youth Bureau. Said contract is for PS Program-OT in an amount not to exceed budget; effective July 1, 2023 through June 30, 2024. Contingent upon the availability of funds. (*Munis #1567*)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #12

RESOLUTION NO. 23-360
(July 11, 2023)

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

CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED TO SIGN A CONTRACT WITH HOMELESS ALLIANCE OF WNY ON BEHALF OF THE DEPARTMENT OF SOCIAL SERVICES

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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 *Homeless Alliance of WNY*, 960 Main Street, Buffalo, NY 14202 on behalf of the Department of Social Services. Said contract is for providing two (2) HMIS licenses and quarterly reports in an amount not to exceed seven thousand five hundred dollars (\$7,500.00); effective October 1, 2024 through September 30, 2029. Contingent upon the availability of funds. (*Munis #1576*)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

There was a motion by Mr. Davis, T/Covington, to combine resolutions #13 through #20. Hearing no objection, resolution titles only were read.

#13

**RESOLUTION NO. 23-361
(July 11, 2023)**

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

RESOLUTION NUMBER 23-067 AMENDED

WHEREAS, Resolution Number 23-067 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF MENTAL HEALTH**” passed by this Board of Supervisors on February 14, 2023 and provides, in part, for the following contract:

- *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*)

Now therefore,

BE IT RESOLVED, That *Resolution Number 23-067* be hereby amended to increase the contract amount from six thousand dollars (\$6,000.00) *to an amount not to exceed ten thousand dollars (\$10,000.00)*. All else remains the same. (*Munis #1179*)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

#14

**RESOLUTION NO. 23-362
(July 11, 2023)**

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

RESOLUTION NUMBER 22-654 AMENDED

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WHEREAS, Resolution Number 22-654 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH ARC GLOW ON BEHALF OF MENTAL HEALTH**”, passed by this Board of Supervisors on December 13, 2022 and provides assisted competitive employment services for Wyoming County individuals with mental illness in an amount not to exceed fifty-nine thousand, six hundred forty-two dollars (\$59,642.00); effective January 1, 2023 through December 31, 2023; now therefore

BE IT RESOLVED, That *Resolution Number 22-654* be hereby amended to reflect a *five thousand seven hundred ninety-one dollars (\$5,791.00) increase in state aid for a new contract amount not to exceed sixty-five thousand four hundred thirty-three dollars (\$65,433.00)*. All else remains the same. (*Munis #917*)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

#15

RESOLUTION NO. 23-363

(July 11, 2023)

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

RESOLUTION NUMBER 22-657 AMENDED

WHEREAS, Resolution Number 22-657 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH CAMP GET-A-WAY ON BEHALF OF MENTAL HEALTH**”, passed by this Board of Supervisors on December 13, 2022 and provides camp and family support services in an amount not to exceed one hundred forty-two thousand, eight hundred forty-four dollars (\$142,844.00); effective January 1, 2023 through December 31, 2023; now therefore

BE IT RESOLVED, That *Resolution Number 22-657* be hereby amended to reflect a *four thousand two hundred eighty-six dollars (\$4,286.00) increase in state aid for a new contract amount not to exceed one hundred forty-seven thousand one hundred thirty dollars (\$147,130.00)*. All else remains the same. (*Munis #915*)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

#16

RESOLUTION NO. 23-364

(July 11, 2023)

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

RESOLUTION NUMBER 22-652 AMENDED

WHEREAS, Resolution Number 22-652 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH HILLSIDE**

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CHILDREN’S CENTER ON BEHALF OF MENTAL HEALTH”, passed by this Board of Supervisors on December 13, 2022 and provides various children’s mental health programs in an amount not to exceed one hundred thirty-six thousand, five hundred twenty-three dollars (\$136,523.00); effective January 1, 2023 through December 31, 2023; now therefore

BE IT RESOLVED, That *Resolution Number 22-652* be hereby amended to reflect a *three thousand nine hundred twenty-nine dollars (\$3,929.00) increase in state aid for a new contract amount not to exceed one hundred forty thousand four hundred fifty-two dollars (\$140,452.00)*. All else remains the same. (*Munis #914*)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

#17

**RESOLUTION NO. 23-365
(July 11, 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

WHEREAS, That Resolution Number 22-650 as previously amended by Resolution Number 23-070 was further amended by this Board of Supervisors on May 9, 2023 by *Resolution Number 23-262* 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)*; now therefore

BE IT RESOLVED, That *Resolution Number 22-650* as previously amend by *Resolution Number 23-070* and *Resolution Number 23-262* be hereby further amended to reflect a *ten thousand eight hundred sixty-one dollars (\$10,861.00) increase in state aid for a new contract amount not to exceed four hundred two thousand nine hundred nineteen dollars (\$402,919.00)*. All else remains the same. (*Munis #924*)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

**RESOLUTION NO. 23-366
(July 11, 2023)**

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

RESOLUTION NUMBER 22-651 AMENDED

WHEREAS, Resolution Number 22-651 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH PEERS TOGETHER OF WYOMING COUNTY ON BEHALF OF MENTAL HEALTH**”, passed by this Board of Supervisors on December 13, 2022 and provides peer operated programs in Wyoming County in an amount not to exceed three hundred twenty-five thousand, four hundred ninety-four dollars (\$325,494.00); effective January 1, 2023 through December 31, 2023; now therefore

BE IT RESOLVED, That *Resolution Number 22-651* be hereby amended to reflect a *sixteen thousand four hundred seventy-one dollars (\$16,471.00) increase in state aid for a new contract amount not to exceed three hundred forty-one thousand nine hundred sixty-five dollars (\$341,965.00)*. All else remains the same. (*Munis #925*)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #19

**RESOLUTION NO. 23-367
(July 11, 2023)**

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

RESOLUTION NUMBER 22-656 AMENDED

WHEREAS, Resolution Number 22-656 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH SPECTRUM HUMAN SERVICES ON BEHALF OF MENTAL HEALTH**”, passed by this Board of Supervisors on December 13, 2022 and provides mental health and substance use treatment services in an amount not to exceed six hundred three thousand, four hundred fifty-one dollars (\$603,451.00); effective January 1, 2023 through December 31, 2023; now therefore

BE IT RESOLVED, That *Resolution Number 22-656* be hereby amended to reflect a *sixteen thousand seven hundred seventy-eight dollars (\$16,778.00) increase in state aid for a new contract amount not to exceed six hundred twenty thousand two hundred twenty-nine dollars (\$620,229.00)*. All else remains the same. (*Munis #951*)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

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**RESOLUTION NO. 23-368
(July 11, 2023)**

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

RESOLUTION NUMBER 22-655 AMENDED

WHEREAS, Resolution Number 22-655 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH SUBURBAN ADULT SERVICES, INC. ON BEHALF OF MENTAL HEALTH**”, passed by this Board of Supervisors on December 13, 2022 and provides pre-vocational employment services for the developmentally disable population in the southwestern portion of Wyoming County in an amount not to exceed forty-one thousand, four hundred sixty-four dollars (\$41,464.00); effective January 1, 2023 through December 31, 2023; now therefore

BE IT RESOLVED, That *Resolution Number 22-655* be hereby amended to reflect a *one thousand nine hundred seventy-nine dollars (\$1,979.00) increase in state aid for a new contract amount not to exceed forty-three thousand four hundred forty-three dollars (\$43,443.00)*. All else remains the same. (*Munis #911*)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

Supervisor Davis, T/Covington said all of these resolutions reflect an increase in state aid.

There was a motion by Mr. Leuer, T/Middlebury, to combine resolutions #21 and #22. Hearing no objection, resolution titles only were read.

#21

**RESOLUTION NO. 23-369
(July 11, 2023)**

By Mr. Leuer, Chairman of the Planning Committee:

CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION WITH THE NEW YORK STATE HOUSING TRUST FUND CORPORATION AS REPRESENTED BY THE NEW YORK STATE OFFICE OF COMMUNITY RENEWAL (OCR) THROUGH THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)/COMMUNITY PLANNING AND SET A PUBLIC HEARING ON BEHALF OF PLANNING AND DEVELOPMENT

WHEREAS, The County of Wyoming wishes to apply for a grant

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through the *New York State Housing Trust Fund Corporation*, 38-40 State Street, Albany, NY 12207 as represented by the *New York State Office of Community Renewal* (hereinafter the “OCR”) through the *Community Development Block Grant* (hereinafter “CDBG”) *Program/ Community Planning* to fund a Wyoming County Housing Study/Needs Assessment in a maximum amount of \$50,000.00; effective 12 to 18 months from date of award; now therefore,

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

FURTHER RESOLVED, That a public hearing on behalf of this Board of Supervisors will be held as required by the New York State Housing Trust Fund Corporation on *July 27, 2023 at 11:00 am* and at least five (5) days’ notice of such hearing shall be given by the Clerk of this Board by publishing such notice at least once in the official newspapers of the county designated for such publications.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

#22

RESOLUTION NO. 23-370

(July 11, 2023)

By Mr. Leuer, Chairman of the Planning Committee:

RESOLUTION NUMBER 23-096 AMENDED

WHEREAS, Resolution Number 22-096 entitled, “**CHAIRMAN AUTHORIZED TO SIGN INTER-MUNICIPAL AGREEMENTS WITH PARTICIPATING MUNICIPALITIES OF WYOMING COUNTY FOR COUNTYWIDE ZONING ENFORCEMENT SERVICES ON BEHALF OF THE ZONING DEPARTMENT**”, passed by this Board of Supervisors on February 14, 2023 and provides countywide zoning enforcement services to the Towns of Arcade; Bennington; Castile; Eagle; Gainesville; Genesee Falls; Java; Perry; Pike; Sheldon and the Village of Silver Springs; now therefore,

BE IT RESOLVED, That the *Town of Java* elected to withdraw from the Countywide Zoning Enforcement Services Program and terminated its contract; effective March 31, 2023; and be it

FURTHER RESOLVED, That the *Town of Pike* elected to withdraw from the Countywide Zoning Enforcement Services Program and terminated its

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contract; effective May 31, 2023; and be it

FURTHER RESOLVED, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to sign an Inter-Municipal Agreement with the *Village of Warsaw*, 15 South Main Street, Warsaw, NY for participation in the Countywide Zoning Enforcement Services program with a fee based upon 1,387 parcels; effective the date of signing through December 31, 2023 (*Munis #1595*).

All else remains the same.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

There was a motion by Mr. Brick, T/Perry, to combine resolutions #23 through #28. Hearing no objection, resolution titles only were read.

#23

**RESOLUTION NO. 23-371
(July 11, 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 Rehabilitation of CR 30 – Supplement #1 (Oatka Road and Lake Street) from West Lake Road to Route 246, Town of Perry, Wyoming County P.I.N. 4WY0.07; Contract No D040423 (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 scoping, PE/design, and Construction/CI/CS; now therefore

BE IT RESOLVED, That the Board of Supervisions, 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 \$1,301,800.00 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 Board of the 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, That this Resolution shall take effect immediately. (*Munis #1616*)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

#24

RESOLUTION NO. 23-372

(July 11, 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 §103 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:

- **Clark Equipment Company d/b/a Bobcat Company**, 250 East Beaton Drive, West Fargo, ND 58078 for two (2) Skid Steer Snowblowers 32x80 in an amount not to exceed six thousand nine hundred seventy-one dollars and eighty-eight cents (\$6,971.88) each for a total contract amount not to exceed thirteen thousand nine hundred forty-three dollars and seventy-six cents (\$13,943.76); effective June 1, 2023 through delivery of equipment. (*NYS Contract #PC69396*) (*Munis #1617*)

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- **Stephenson Equipment Inc.**, 7201 Paxton Street, Harrisburg, PA 17111 for two (2) 60” Excavator Rotary Mowers in an amount not to exceed twenty thousand six hundred seventy-eight dollars (\$20,678.00) each for a total contract amount not to exceed forty-one thousand three hundred fifty-six dollars (\$41,356.00); effective June 1, 2023 through delivery of equipment. (*NYS Contract #PC69840*) (*Munis #1618*)
- **Chevrolet of Smithtown**, 920 Middle Country Road, Saint James, NY 11780-3219 for the purchase of three (3) three pickup trucks in a total contract amount not to exceed one hundred fifty-four thousand eighty-two dollars (\$154,082.00); effective June 29, 2023 through delivery of the following vehicles: (*Munis #XXX*)
 - One (1) 2023 Chevrolet Silverado 1500 4WD Crew Cab 157”LT in an amount not to exceed fifty-two thousand eight hundred seventy-five dollars and twelve cents (\$52,875.12)
 - Two (2) 2023 Chevrolet Silverado 1500 4WD Crew Cab 157” Work truck in an amount not to exceed fifty thousand six hundred three dollars and forty-four cents (\$50,603.44)

Contingent upon the availability of funds.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #25

**RESOLUTION NO. 23-373
(July 11, 2023)**

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

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH U&S SERVICES, LLC ON BEHALF OF BUILDINGS AND GROUNDS

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 **U&S Services**, 95 Stark Street, Buffalo, NY 14150 on behalf of Building and Grounds. Said contract is for the installation of controls for the new makeup air unit being installed at the Wyoming County Jail in an amount not to exceed twenty-nine thousand two hundred sixty-five dollars (\$29,265.00); effected June 27, 2023 through completion of project. Contingent upon the availability of funds. (*Munis #1591*)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #26

**RESOLUTION NO. 23-374
(July 11, 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 the Board of Supervisors on October 12, 2021 established said *Capital Improvement Project* in an amount not to exceed one hundred forty-two thousand dollars (\$142,000.00) with the following appropriation:

Buildings and Grounds/ CIP			
To: 121620.521007 Jail CIP w/12162005.440890R Federal Aid Other Reason: To appropriate funds to CIP for the Wyoming County Jail Makeup Air Unit Replacement Capital Improvement Project.	\$142,000.00	\$142,000.00	
Buildings and Grounds/CIP Total			\$142,000.00

And,

WHEREAS, The amount of said *Capital Improvement Project* was previously increased by this Board of Supervisors on May 9, 2023 to reflect a project amount of two hundred seventy thousand eight hundred fifteen dollars (\$270,815.00) with the transfer of the following funds:

Buildings and Grounds/ CIP			
From: 121620.520401 Misc Equipment To: 121620.521007 Jail IP Reason: To cover cost of Make Up Air Unit Replacement Project.	\$128,815.00	\$128,815.00	
Buildings and Grounds/CIP Total			\$128,815.00

Now therefore,

BE IT RESOLVED, That *Resolution Number 21-449* be hereby amended to reflect a new *Capital Improvement Project* amount of *two hundred eighty-eight thousand and eighty dollars (\$288,080.00)*. All else remains the same.

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:** #27

**RESOLUTION NO. 23-375
(July 11, 2023)**

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

July 11, 2023

**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND
ACCEPTANCE AWARD WITH THE NEW YORK STATE UNIFIED
COURT SYSTEM ON BEHALF OF BUILDINGS AND GROUNDS**

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 Unified Court System*, 92 Franklin Street, 3rd Floor, Buffalo, NY 14202 on behalf of Buildings and Grounds. Said grant funds are for Court Facility cleaning, minor repairs and maintenance at the Courthouse Campus, Government Center and Records Retention for one (1) year in a maximum amount of one hundred twelve thousand one hundred seventy-six dollars and fifty cents (\$112,176.50); effective April 1, 2023 through March 31, 2024. (*Munis #1594*)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #28

**RESOLUTION NO. 23-376
(July 11, 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; and

WHEREAS, That Resolution Number 22-540 was previously amended by this Board of Supervisors on May 9, 2023 by *Resolution Number 23-272* 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).*

Now therefore,

BE IT RESOLVED, That *Resolution Number 22-540* as previously amended by *Resolution Number 23-272* be hereby further amended to increase the contract by two thousand dollars (\$2,000.00) for a new contract amount not to exceed *forty-three thousand one hundred eighty-five dollars and seventy-*

three cents (\$43,185.73). All else remains the same. (Munis CO #784)

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:**

There was a motion by Mrs. May, T/Orangeville, to withdrawn resolution #30 and combine resolutions #29 and #31 through #35. Hearing no objection, resolution titles only were read.

#29

RESOLUTION NO. 23-377

(July 11, 2023)

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

APPROVING SOLE SOURCE PROCUREMENT WITH VIGILANT SOLUTIONS, LLC ON BEHALF OF THE SHERIFF'S DEPARTMENT

WHEREAS, The mission of the Wyoming County Sheriff's Department is to conserve the peace and protect the life and property in Wyoming County through the enforcement of laws and regulations; and

WHEREAS, *Vigilant Solutions, LLC* is about protecting officers, families and communities by creating innovative and essential intelligence solutions for law enforcement that enhance policing efforts; and

WHEREAS, *Vigilant Solutions, LLC* offers many exclusive technology solutions, such as, License Plate Recognition, Stakeout, Associate Analysis, Locate Analysis, LEARN Mobile and Mapping Alert Services, all designed to collect, organize and share data to credentialed law enforcement personnel, making intelligence actionable and readily accessible; and

WHEREAS, The Wyoming County Sheriff's Department has received and retained on file, a letter from *Vigilant Solutions, LLC* indicating that *Vigilant Solutions, LLC* products and equipment are exclusive to *Vigilant Solutions, LLC*; and

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

BE IT RESOLVED, That the Wyoming County Board of Supervisors hereby authorizes sole source status for the *Vigilant Solutions, LLC* 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:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:**

July 11, 2023

**RESOLUTION NO. 23-
(July 11, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH
VIGILANT SOLUTIONS, LLC ON BEHALF OF THE SHERIFF'S
DEPARTMENT**

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 *Vigilant Solution, LLC*, PO Box 811001, Dallas, TX 75201, on behalf of the Sheriff's Department. Said contract for the purchase and services agreement for two (2) license plate recognition (LPR) data and analytics in an amount not to exceed sixty-six thousand five hundred thirty dollars (\$66,530.00); effective _____, 2023 through _____, 202____. Contingent upon the availability of funds. (*Munis #XXX*)

Withdrawn

Carried: Ayes: Noes: Absent: Abstain:

**RESOLUTION NO. 23-378
(July 11, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH LEXIS
NEXIS/MATTHEW BENDER ON BEHALF OF THE COUNTY JAIL**

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 *Lexis Nexis/Matthew Bender*, 1275 Broadway, Albany, NY 12204 on behalf of the County Jail. Said contract to provide a Law Library at the County Jail in an amount not to exceed six thousand one hundred twenty dollars (\$6,120.00) per year for a total contract amount not to exceed eighteen thousand three hundred sixty dollars (\$18,360.00); effected April 1, 2023 through March 31, 2026. Contingent upon the availability of funds. (*Munis #1487*)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

**RESOLUTION NO. 23-379
(July 11, 2023)**

Regular Session

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

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH SAIA COMMUNICATIONS ON BEHALF OF 9-1-1

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Saia Communications*, 100 Stadtman Street, Buffalo, NY 14206 on behalf of 9-1-1. Said contract for the purchase and installation of new antennas for existing public safety towers in an amount not to exceed twenty-six thousand eight hundred sixty-eight dollars (\$26,868.00); effected July 11, 2023 through December 31, 2023. Contingent upon the availability of funds. (*Munis #1611*)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #33

**RESOLUTION NO. 23-380
(July 11, 2023)**

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

CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A CONTRACT WITH SHELDON VOLUNTEER FIRE COMPANY, INC. 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 award bid and sign a contract with the *Sheldon Volunteer Fire Company, Inc.*, 923 Centerline Road, Strykersville, NY 14145 on behalf of Emergency Services. Said contract is for the lease of garage and storage space for EMS staging in an amount not to exceed six hundred dollars (\$600.00) per month for a total contract amount not to exceed twenty-one thousand six hundred dollars (\$21,600.00); effective July 16, 2023 through July 15, 2026. Contingent upon the availability of funds. (*Munis #1606*)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #34

**RESOLUTION NO. 23-381
(July 11, 2023)**

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

July 11, 2023

CHAIRMAN AUTHORIZED TO SIGN AN INTERMUNICIPAL AGREEMENT WITH THE VILLAGE OF WARSAW ON BEHALF OF FIRE AND BUILDING CODES

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 the *Village of Warsaw*, 15 South Main Street, Warsaw, NY 14569 on behalf of Fire and Building Codes. Said contract is for code enforcement services; effective July 11, 2023 and remains in effect until both parties agree to dissolution. (*Munis #1597*)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #35

**RESOLUTION NO. 23-382
(July 11, 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 Wyoming County Fire and Building Codes Fee Schedule is hereby amended and approved to include “*Professional Services*” as annexed hereto.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

Wyoming County Building Department Fee Schedule

Description	New 2023 - Effective February 15th	Fee	Fee Description
RESIDENTIAL			
Dwellings	1 & 2 Family (per permit for multi-family)	\$ 450.00	Up to 2000 sq'
		\$ 0.15	For each sq' over 2000 sq'
Additions (residential)	Residential (including enclosed porches)	\$ 125.00	Up to 200 sq'
		\$ 0.15	For each sq' over 200 sq'
	Porches, Decks, Ramps	\$ 75.00	Up to 200 sq'
		\$ 100.00	Over 200 sq'
		\$ 0.15	For each sq' over 200 sq'
Alterations (residential)	Alterations, no increase in size - windows, plumbing, HVAC, electrical (solar, gen., wind...)	\$ 75.00	
	Alterations - striping walls, reconfiguration of space	\$ 75.00	Up to 200 sq'
		\$ 0.15	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)	Additions (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 (solar, 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 Foot
Demolition		\$ 50.00	Per structure
Chimney / Solid Fuel		\$ 50.00	Per chimney or unit
Re-Roofing	No structural changes	\$ 35.00	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 O	Residential	\$ 150.00	First Six Months & Second Six Months
		Original fee	Third and subsequent Temp C of O
			Per lot. (We Supply the first three placards)
Truss Placard Notification	As required by NYS Uniform Code	\$ 50.00	
	Covers additional placards needed	\$ 10.00	Per placard over three
COMMERCIAL			
Non-Residential Buildings	All Commercial Use	\$ 750.00	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, oil tanks, sludge, emission system(each)	Cell towers	\$ 150.00	
Non residential, not for profit accessory structures	Municipal owned dugouts and accessory structures, church parishes...	\$ 75.00	
Chimney / Solid Fuel		\$ 50.00	Per chimney or unit
Demolition		\$ 50.00	Per structure
Permit Renewal	Commercial	\$ 200.00	Per Year (12 Months from issuance date)

Wyoming County Building Department Fee Schedule

Temp C of D	Commercial	Original fee	Third and subsequent renewals
		\$ 100.00	First Six Months & Second Six Months
		Original fee	Third and subsequent Temp C of C
Truss Placard Notification	As required by NYS Uniform Code	\$ 30.00	Per bid, (We 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: (i) manufacturing, storing or handling hazardous materials in quantities exceeding those listed in Tables 2703.1.1(1), 2703.1.5(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 #40 of 2011 & Title 19 NYCRR Chapter 32 Section 1204.12	\$ 25.00	Assembly occupancies - Occ. Load 50 or more, Annually performed
Fire Safety Inspections	Conducted as per local law #40 of 2011 & Title 19 NYCRR Chapter 32 Section 1204.12	\$ 25.00	Residential occupancies - performed at 3 year intervals upto the first 5 units
	Residential Occupancies	\$ 5.00	Per each additional residential unit perbuilding
	Non-residential Occupancies	\$ 25.00	For the first 10,000 sq'
		\$ 5.00	Per each additional 1000 sq'
Requested fire & safety inspection		\$ 30.00	
MISC. & LEGAL			
Pyrotechnics Permit	Residential or Commercial Uses	\$ 30.00	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	TBD	Varies based on mileage
Court Filing fee		\$ 20.00	
Permit fees/renewal	All required fees due or past due	TBD	As required based on fee schedule
Petition filed		\$ 250.00	
Title Search Fee (FOIL)	Charged for any title search	\$ 10.00	\$10 if prior to 1999
Statistical Information	Copies provided	\$ 0.25	Per / pg
Placard Removal	stop work orders, unsafe equipment	\$ 30.00	Per each
Requested inspection outside normal hours		\$ 75.00	
No Access to Perform Inspections		\$ 30.00	
Professional Services	May include: 3rd party Code reviews, correspondence, energy compliance, inspections, other related work specified	\$ 45.00	Charged per hour
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)	\$ 180.00	Per Mega Watt of Production

Non-Consent
#36

**RESOLUTION NO. 23-383
(July 11, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH ESO ON
BEHALF OF EMERGENCY SERVICES**

Regular Session

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 **ESO**, 11500 Alterra Parkway, Suite 100, Austin, TX 78758 on behalf of Emergency Services. Said contract is for the emergency medical electronic patient care report (ePCR) platform consistent with New York State Department of Health rules and regulations in an amount not to exceed seven thousand three hundred seventy-seven dollars and ninety-eight cents (\$7,377.98); effective July 13, 2023 through July 12, 2024. Contingent upon the availability of funds. (*Munis #1573*)
Carried: XXX Ayes: 149 Noes: 22 (Arcade) Absent: 4 (Wethersfield) Abstain:
26 (Perry)
 48 Total

Supervisor Brick, T/Perry stated that there have been difficulties with this company.

There was a motion by Mr. Kehl, T/Attica, to combine resolutions #37 through #51. Supervisor Roberts, T/Genesee Falls indicated she would be abstaining from resolutions #44 through #51. Resolutions #37 through #43 will be voted on first and then another vote on resolutions #44 through #51. Hearing no further objections, resolution titles only were read with the exception of resolution #44 which was read in its entirety at the request of Chairwoman Ryan, T/Warsaw by Clerk Ketchum.

#37

RESOLUTION NO. 23-384
(July 11, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

LOCATION AND TIME OF AUGUST 2023 REGULAR SESSION
CHANGED

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

BE IT RESOLVED, That the Regular Session of the Wyoming County Board of Supervisors will be held on **Tuesday, August 15, 2023 at 2:00 PM** in the **Youth Building** of the **Wyoming County Fairgrounds in Pike, New York**.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

#38

RESOLUTION NO. 23-385
(July 11, 2023)

July 11, 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:

- Annual renewal of VMware at the Fireman’s Training Center in an amount not to exceed ten thousand dollars (\$10,000.00); effective August 9, 2023 through August 8, 2024. (*Sourcewell Contract #081419-SHI*) (*Munis #1630*)
- Annual renewal of DUO Multifactor Authentication in an amount not to exceed twelve thousand four hundred dollars (\$12,400.00); effective September 8, 2023 through September 7, 2024. (*Sourcewell Contract #081419-SHI*) (*Munis #1627*)
- Provide ExtraHop professional services in an amount not to exceed four thousand six hundred seventy-five dollars (\$4,675.00); effective now through July 31, 2024. (*Sourcewell Contract #081419-SHI*) (*Munis #1569*)
 - This project is being paid with Cyber Security Grant funding.

Contingent upon the availability of funds.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

#39

**RESOLUTION NO. 23-386
(July 11, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**INSURANCE PREMIUMS FOR THE 2023~ 2024 POLICY TERM
THROUGH TOMPKINS INSURANCE AGENCIES, INC. APPROVED**

BE IT RESOLVED, That the various premiums offered by the following insurance companies for the 2023 ~ 2024 policy term through **Tompkins Insurance Agencies, Inc.**, 90 Main Street, Batavia, NY 14020 for the County of Wyoming are hereby approved as follows; effective July 1, 2023 through July 1, 2024:

- New York Municipal Insurance Program Package ~ \$563,428.90*
- *Selective Insurance Inland Marine ~ \$29,589.00*
 - *Cincinnati Insurance Company ~ \$16,820.00*

Regular Session

- o Boiler/Machinery
- **Travelers Insurance** ~\$1,880.00
 - o Crime
- **Lloyds of London** ~ \$75,209.38
 - o Cyber Security

Contingent upon the availability of funds.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:
Local Law
#40

RESOLUTION NO. 23-387
(July 11, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

SET PUBLIC HEARING ~ INTRODUCTORY LOCAL LAW NO. B
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 July 2023, a proposed local law entitled, “Local Law Introductory No. B, Year 2023, **“A LOCAL LAW REPEALING AND REPLACING LOCAL LAW NO. 17 FOR THE YEAR 1993, ESTABLISHING THE POSITION OF COUNTY ADMINISTRATOR FOR THE COUNTY OF WYOMING,”** 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 **12th day of September, 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. B - YEAR 2023

A Local Law entitled, **“A Local Law Repealing and Replacing Local Law No. 17 for the Year 1993, Establishing the Position of County Administrator of the County of Wyoming”**.

BE IT ENACTED by the Board of Supervisors for the County of Wyoming as follows:

SECTION 1. PURPOSE

This local law hereby repeals Local Law Number 17 of Year 1993, entitled **“A Local Law Establishing the Position of County Administrator of the County of Wyoming”** and is replaced with the following:

July 11, 2023

SECTION 2. COUNTY ADMINISTRATOR

The position of County Administrator of the County of Wyoming is hereby created pursuant to Section 204 of the County Law. The County Administrator shall be the chief administrative officer of the County of Wyoming; shall report directly to the Wyoming County Board of Supervisors and shall be subject to its supervision, direction and control as set forth herein and in such other resolutions and rules as the Wyoming County Board of Supervisors may enact. The heads of all administrative units are hereby directed to cooperate with the administrator and to provide assistance and information as the administrator may request.

SECTION 3. APPOINTMENT

The Board of Supervisors shall initially appoint the County Administrator to a one-year term, commencing upon the date of appointment. Upon the successful completion of the initial term, including meeting and/or exceeding pre-established goals, subsequent appointments shall be four (4) year terms.

SECTION 4. EDUCATION/EXPERIENCE

At the time of appointment, the County Administrator shall possess at least six (6) years of education or training or experience in any combination in the fields of public or business administration and be able to demonstrate a working knowledge of the organization and structure of County Government. The County Administrator shall hold no other public or political office. This position is a full-time position in service to Wyoming County.

SECTION 5. POWERS AND DUTIES

There shall be no curtailment, diminution or transfer of any powers of any elected official to the County Administrator, The County Administrator shall be responsible for the overall administration of the County government. In addition, the County Administrator shall perform all duties now or hereafter conferred upon the office by the Wyoming County Board of Supervisors, including, but not limited to the following:

- A. Shall assist the Budget Director in the preparation of and in the responsibility for the administration of the budget of the County.
- B. Shall appoint such personnel to staff the administrator's office as may be authorized by the Board of Supervisors in accordance with the Civil Service Law.
- C. Shall advise department heads and officers as well as to coordinate the activities of County Government to most effectively implement the directives and policies of the Board of Supervisors.
- D. Shall undertake administrative and management studies and submit to the Board of Supervisors reports and; recommendations regarding governmental operations as may be deemed appropriate or the Board of Supervisors may request.
- E. Shall make recommendations to the appropriate Standing Committees, in conjunction with the Human Resource Director as needed, for

appointments by the Board of Supervisors for all heads or units of County Government.

- F. Shall execute all directives of the Board of Supervisors and cause enforcement of the Board as well as local laws enacted in the County.
- G. Shall serve as an advisor to the Board of Supervisors and develop policy and procedural recommendations for consideration of the Board which will promote economy and efficiency in the operation of the County Government.
- H. Shall maintain liaison and represent the Board in contacts with political subdivisions, State and Federal officials and agencies as approved by the Board of Supervisors.
- I. Shall be the Purchasing Agent and shall have the authority to examine and approve or disapprove all purchase orders and other documents by which the County incurs financial obligations, having ascertained before approval that moneys have been duly appropriated or provided for and allotted to meet such obligations and will be available when such obligations shall become due and payable.
- J. Shall serve as a member of all collective bargaining negotiations.
- K. Shall attend meetings of the Board of Supervisors and its committees and undertake such research and submit to the Board of Supervisors such reports and recommendations as it may, from time to time, request.
- L. Shall report annually to the Board of Supervisors regarding the activities of the several departments and administrative units of the County concerning their administration and performance, including annual evaluations of Department Heads.
- M. Shall have such other powers and perform such other duties as may now or hereafter be conferred upon the position by a resolution or resolutions of the Board of Supervisors.

SECTION 6.

A minimum of six (6) months prior to the end of the first full term of the County Administrator position, the Board of Supervisors shall review this local law to determine its effectiveness.

Upon its review and recommendations, this local law shall be continued, amended or repealed.

SECTION 7.

This local law shall take effect on the date it is filed in the office of the Secretary of State.

DATED at Warsaw, New York

July 11, 2023 (Introduced)

Cheryl J. Ketchum, ^{CMC}

Clerk to the Board

July 11, 2023

RESOLUTION NO. 23-388**(July 11, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

SALARY SCHEDULE “S”, “D” 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 salary for one (1) position of ***Deputy Commissioner (R)*** (1.00 FTE) (position code 004.502) at \$39,204.00; position available date is July 10, 2023.
 - On January 1, 2024 after meeting pre-established goals and receiving a satisfactory performance evaluation, salary is increased to match the Deputy Commissioner (D) including eligibility for the 2024 COLA increase.

Public Health Dept

- Set the salary for one (1) position of ***Public Health Program Coordinator*** (position code 140.609) at \$62,937.00 annually; effective July 1, 2023
- Set the salary for one (1) position of ***Director of Environmental Health*** (position code 107.422) at \$79,696.00 annually; effective July 1, 2023
- Set the salary for one (1) position of ***Fiscal Officer (Public Health)*** (position code 136.580) at \$51,134.00 annually; effective August 1, 2023
- Set the salary for one (1) position of ***Fiscal Administrator*** (position code 089.405) at \$62,532.00 annually; effective August 1, 2023

Salary Schedule “D”:***Mental Health***

- To provide the ***Director of Community Services*** with one-time compensation in the amount of \$3,200.00 for services provided in covering the Assistant Director of Adult Services position while it was vacant from February 1, 2023 through May 31, 2023.
 - Payable with State Aid that will be withheld from the CCSI contract as the position was not fully staffed for five (5) months.

Public Health Dept

- Set the salary for one (1) position of ***Commission of Public Health***

(position code 100.406) at \$98,202.00 annually; effective July 1, 2023

Salary Schedule “F&G”:

Public Health Dept

- Provide an annual stipend of \$7,500.00 plus corresponding fringe for one (1) position of ***Public Health Program Coordinator*** (position code TBD) for duties associated with PHAB Accreditation for the Wyoming County Health Department; effective August 1, 2023.
 - Funded by the CDC “*Strengthening U.S. Public Health Infrastructure, Workforce and Data Systems*” Grant; effective December 1, 2022 through November 30, 2027).
- Provide an annual retention bonus of \$1,500.00 to be paid out each November for the term of the CDC “*Strengthening U.S. Public Health Infrastructure, Workforce and Data Systems*” Grant; effective December 1, 2022 through November 30, 2027 for the following positions:
 - ***Commissioner of Public Health*** (position code 100.406)
 - ***Public Health Administrator*** (position code 094.400)
 - ***Director of Clinical and Community Services*** (position code 141.610)
 - ***Fiscal Administrator*** (position code 089.405)
 - ***Fiscal Officer (Public Health)*** (position code 136.580)
 - ***Director of Environmental Health*** (position code 107.422)
 - ***Public Health Program Coordinator*** (position code 140.609)
 - ***Public Health Program Coordinator*** (position code TBD)

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:**

#42

RESOLUTION NO. 23-389

(July 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(s):

CREATED:

Office for the Aging

- One (1) position of ***Senior Case Manager*** (1.00 FTE) on CSEA Agreement Sch. A, Grade 16, (\$24.59 - \$28.70/hr.); position available date is January 1, 2024.

July 11, 2023

- Benefit package consistent with current CSEA Bargaining Agreement.
- One (1) position of **Health Insurance Coordinator** (1.00 FTE) on CSEA Agreement Sch. A, Grade 12, (\$21.86 - \$25.04/hr.); position available date is January 1, 2024.
 - Benefit package consistent with current CSEA Bargaining Agreement.
- One (1) position of **Account Clerk** (1.00 FTE) on CSEA Agreement Sch. A, Grade 4, (\$18.50 - \$20.37/hr.); position available date is January 1, 2024.
 - Benefit package consistent with current CSEA Bargaining Agreement.

Social Services

- One (1) position of **Caseworker Trainee** (1.00 FTE) CSEA Agreement, Sch. A, Grade 12 (\$21.22-24.31); position available date is July 12, 2023.
 - Benefit package consistent with current CSEA Bargaining Agreement.

Public Health Dept.

- One (1) position of **Public Health Program Coordinator** (1.00 FTE) and place on Salary Schedule S at a suggested annual salary between \$55,000 - \$61,500.00/yr.; position available date is August 1, 2023.
 - Salary commensurate with education and experience.
- One (1) position of **Senior Account Clerk** (1.00 FTE) on CSEA Agreement Sch. A, Grade 6; position available date is August 1, 2023.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

#43

RESOLUTION NO. 23-390

(July 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(s):

ABOLISHED:

County Health Department

- One (1) position of ***Public Health Nurse*** (position code 023.097) on CSEA Agreement Salary Schedule A; effective July 1, 2023
- One (1) position of ***Community Health Nurse II*** (position code 130.551) on CSEA Agreement Salary Schedule A; effective July 1,

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- 2023
- One (1) position of *Community Health Nurse II* (position code 151.551) on CSEA Agreement Salary Schedule A; effective July 1, 2023
 - One (1) position of *Environmental Health Assistant*; (position code 138.592) on CSEA Agreement Salary Schedule A; effective August 1, 2023
 - One (1) position of *COVID Response Specialist* (1.00 FTE) (position Code 145.631) on Salary Schedule G under ELC COVID HRI 6444-01; effective July 1, 2023
 - One (1) position of *COVID Response Specialist* (per diem) (position code 157.650) on Salary Schedule G under ELC COVID HRI 6444-01; effective July 1, 2023
 - One (1) position of *COVID Response Specialist* (per diem) (position code 158.650) on Salary Schedule G under ELC COVID HRI 6444-01; effective July 1, 2023
 - One (1) position of *COVID Response Specialist* (per diem) (position code 159.650) on Salary Schedule G under ELC COVID HRI 6444-01; effective July 1, 2023
 - One (1) position of *Fiscal Administrator Stipend* (position code 089.405) on Salary Schedule G under ELC Schools Grant; effective July 31, 2023
 - One (1) position of *Fiscal Officer Stipend* (position code 136.580) on Salary Schedule G under ELC Schools Grant; effective July 31, 2023
 - One (1) position of *Fellows Coordinator* (1.00 FTE) (position code 157.645) on Salary Schedule G; effective September 1, 2023

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:**

#44

RESOLUTION NO. 23-391

(July 11, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

SEEKING CONVERSION TO CERTIFIED MEDICARE CRITICAL ACCESS HOSPITAL (CAH) STATUS APPROVED

WHEREAS, The mission of the Wyoming County Community Health System (WCCHS) is to meet the healthcare needs of the residents of Wyoming County; and

WHEREAS, WCCHS has faced ongoing financial and operating challenges for many years like other rural hospitals in New York State; and

WHEREAS, WCCHS has an opportunity to become a Critical Access Hospital and receive increased reimbursement rates from Medicare and

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Medicaid to provide financial stability and long-term viability and to ensure local access to health care is maintained for residents of Wyoming County; now therefore

BE IT RESOLVED, Per the recommendation of the Hospital Administrator and acknowledgement and approval by the Hospital Board of Managers, the Wyoming County Board of Supervisors hereby authorizes the Hospital Administrator to pursue conversion from Sole Community Hospital (SCH) status to certified Medicare Critical Access Hospital (CAH) status.

Carried: XXX **Ayes:** 195 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:** 2 (Genesee Falls)
#45

RESOLUTION NO. 23-392
(July 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, 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:

- ***Logan’s Healthcare Buffalo, Inc. d/b/a Logan’s Linens*** (formerly Angelica), 3 Apollo Drive, Batavia, NY 14020 to provide bulk linens for patients and residents in an amount not to exceed two hundred eighty-six thousand dollars (\$286,000.00) per year; effective March 1, 2023 through February 28, 2028.
- ***Massachusetts General Physician Organization, Inc.***, 55 Fruit Street, Boston, MA 02114 to provide telemedicine services in an amount not to exceed one hundred fifty thousand dollars (\$150,000.00) per year; effective July 1, 2023 through July 30, 2025.

Contingent upon the availability of funds.

Carried: XXX **Ayes:** 195 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:** 2 (Genesee Falls)
#46

RESOLUTION NO. 23-393
(July 11, 2023)
Regular Session

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 22-339 AMENDED

WHEREAS, Resolution Number 22-339 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 June 14, 2022 and provides, in part, for the following contract:

- **David M. Privitera, MD**, 16 Merryhill Lane, Pittsford, NY 14534 to provide orthopaedic services in an amount not to exceed five hundred ten thousand dollars (\$510,000.00) per year plus a stipend in an amount of \$62.30 per wRVU in excess of 3,325 wRVUs first six (6) months (to be paid in July) and an amount of \$62.30 per wRVU in excess of 3,325 wRVUs second six (6) months (to be paid in December); effective June 30, 2022 through June 29, 2025.

Now therefore

BE IT RESOLVED, That **Resolution Number 22-339** be hereby amended as follows:

- Correct the effective date of the 3-year Employment Agreement from June 30, 2022 through June 29, 2025 to **June 1, 2022 through May 31, 2025** to match the actual agreement.
- **Include an annual two percent (2%) increase on the anniversary date of the agreement** at the end of Year 1 and Year 2 as included in Exhibit A of the fully executed Employment Agreement. All else remains the same.

Carried: XXX **Ayes:** 195 **Noes:** Absent: 4 (Wethersfield) **Abstain:** 2 (Genesee Falls)

#47

RESOLUTION NO. 23-394

(July 11, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 20-046 AMENDED

WHEREAS, Resolution Number 20-046 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**” passed by this Board of Supervisors on January 14, 2020 and provides, in part, for the following contract:

- **Summit Rental Property, LLC**, 34 Duncan Street, Warsaw, NY 14569 for approximately 2,000 square feet of space located at 34 Duncan Street, Warsaw, NY 14569; effective February 1, 2020 through January

July 11, 2023

31, 2023 in amounts not to exceed as follows:

- Year 1 (2020) - Twenty-eight thousand dollars (\$28,000.00)
- Year 2 (2021) - Twenty-eight thousand five hundred sixty dollars (\$28,560.00)
- Year 3 (2022) - Twenty-nine thousand one hundred twenty dollars (\$29,120.00)

Now therefore

BE IT RESOLVED, That *Resolution Number 20-046* be hereby amended as follows:

- Extend term of the agreement from February 1, 2020 through January 31, 2023 through *February 1, 2023 through January 31, 2024*.
- Increase the amount of the contract from twenty-nine thousand one hundred twenty dollars (\$29,120.00) per year *to an amount not to exceed thirty-three thousand dollars (\$33,000.00) per year*. All else remains the same.

Carried: XXX **Ayes:** 195 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:** 2 (Genesee Falls)
#48

RESOLUTION NO. 23-395

(July 11, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 21-395 AMENDED

WHEREAS, Resolution Number 21-395 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**” passed by this Board of Supervisors on September 21, 2021 and provides, in part, for the following contract:

- *Medent*, 15 Hulbert Street, Auburn, NY 13021 for a license software agreement to provide electronic medical records for ENT and other WCCHS specialty clinics with remote on-line backup service, not to exceed one hundred thirty thousand twenty dollars (\$130,020.00) per year; effective September 1, 2021 through August 31, 2023.

Now therefore

BE IT RESOLVED, That *Resolution Number 21-395* be hereby amended to extend the term of the contract from September 1, 2021 through August 31, 2023 to *September 1, 2023 through August 31, 2024*. All else remains the same.

Carried: XXX **Ayes:** 195 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:** 2 (Genesee Falls)
#49

**RESOLUTION NO. 23-396
(July 11, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 21-509 AMENDED

WHEREAS, Resolution Number 21-509 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**” passed by this Board of Supervisors on November 9, 2021 and provides, in part, for the following contract:

- *NCB Medical Coding Specialists, Inc.*, 8975 Main Street, Clarence, NY 14031 to assist in outpatient coding and to perform all inpatient coding in an amount not to exceed two hundred twenty thousand dollars (\$220,000.00) per year; effective January 1, 2022 through December 31, 2022.

Now therefore

BE IT RESOLVED, That *Resolution Number 21-509* be hereby amended to extend the term of the contract from January 1, 2022 through December 31, 2022 to **January 1, 2023 through December 31, 2023**. All else remains the same.

Carried: XXX **Ayes:** 195 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:** 2 (Genesee Falls)
#50

**RESOLUTION NO. 23-397
(July 11, 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 Hospital

- Set the salary for one (1) position of *Executive Assistant* (1.00 FTE) (position code 12.177.571) under ADMINISTRATION at \$69,807.00 per year; effective July 1, 2023.
 - Include three percent (3%) cost of living adjustment for

July 11, 2023

an annual salary of \$71,902.00; effective June 1, 2024.

- Include a one-time stipend for the position of ***Quality and Risk Management Coordinator*** (1.00 FTE) (position code 02.160.545) under ACUTE QUALITY in the amount of \$10,000.00; effective July 23, 2023.
 - Assistance/coverage provided during the 10-month vacancy of a Medical Records Specialist II and orientation of the replacement.

Salary Schedule “P”:

Wyoming County Community Hospital

- Set an annual two percent (2%) increase for one (1) position of ***Orthopaedic Surgeon*** (1.00 FTE) (position code 10.107.589) under ORTHOPAEDIC CLINIC and set the salary at \$520,200.00 per year; effective June 1, 2023.
- Set an annual two percent (2%) increase for one (1) position of ***Orthopaedic Surgeon*** (position code 10.107.589) under ORTHOPAEDIC CLINIC and set the salary at \$530,604.00 per year; effective June 1, 2024.

Carried: XXX **Ayes:** 195 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:** 2 (Genesee Falls) **#51**

**RESOLUTION NO. 23-398
(July 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(s):

ABOLISHED:

Wyoming County Community Hospital

- Three (3) positions of ***Certified Registered Nurse Anesthetist*** (1.00 FTE) (position codes 17.129.669; 17.130.669; 17.131.669) under OPERATING ROOM on Salary Schedule “P”; effective June 28, 2023.
- One (1) position of ***Pediatrician Physician*** (1.00 FTE) (position code 10.114.582) and corresponding stipend under PEDIATRIC CLINIC on Salary Schedule “P”; effective June 2, 2023.

Carried: XXX **Ayes:** 195 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:** 2 (Genesee Falls)

Chairwoman Ryan, T/Warsaw brought attention to this month’s featured veteran/veteran family-owned business ~

CASTILE AG SERVICE, LLC

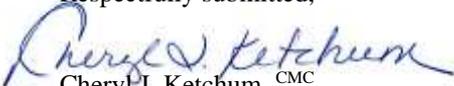
Barney Balmas, Owner ~ 98 North Main Street, Castile

Chairwoman also mentioned the flyer at the back of the packet for Valley Fest which is this weekend in Warsaw.

County Attorney Wilkinson introduced Assistant County Attorney Brian Degan.

There being no further business to come before this Board, Senior Supervisor Berwanger, T/Arcade adjourned the meeting at 3:33 PM with a rap on his desk.

Respectfully submitted,



Cheryl J. Ketchum, ^{CMC}
Clerk to the Board

**SPECIAL SESSION
(July 27, 2023)
Thursday**

A special session of the Wyoming County Board of Supervisors was held at the Wyoming County Government Center in the Board of Supervisors' Chambers located at 143 North Main Street, Warsaw, New York with all Supervisors present except Supervisors Grant, T/Bennington; Roberts, T/Genesee Falls; May, T/Orangeville and Jacoby, T/Wethersfield. Also present were Clerk to the Board of Supervisors, Cheryl Ketchum, Deputy Budget Officer and resident Army National Guard Veteran, D. Nikiel; J. Bragg, Wyoming County Sr. Planner and L. Aures, Administrative Assistant (Planning).

At 11:00 AM Chairwoman Ryan, T/Warsaw, called the special session to order and asked everyone to stand and join Ms. Nikiel in the Pledge of Allegiance.

Open Public Hearing ~

In accordance with Resolution Number 23-369 passed by this Board of Supervisors on July 11, 2023 relative to a grant application the County intends to submit to the New York State Housing Trust Fund Corporation as represented by the New York State Office of Community Renewal through the Community Development Block Grant Program/ Community Planning to fund a Wyoming County Housing Study/Needs Assessment in a maximum amount of \$50,000.00.

- ***Sr. Planner Bragg offered the following commentary:***

Wyoming County will use \$50,000 in CDBG funds to prepare a Housing Study and Market Analysis. The total project cost will be \$52,650.00, of which Wyoming County will match up to \$2,650.00 in local funds.

Nearly 66% of the housing stock in Wyoming County is owner-occupied, and 76% of homes in Wyoming County are over 40 years old. Mobile homes in the county are in poor condition, and lot rents are increasing. It is estimated, by Community Action of Wyoming County, that 46% of households who rent in Wyoming County are overburdened. As 1940 is the median year of construction for houses in Wyoming County, there are high instances of both lead and asbestos contamination. Without the resources invested towards this issue, housing stock will continue to deteriorate, and the population living in them will be forced to live in unsafe, substandard housing in their community.

In April 2020, Wyoming County hit a record unemployment rate of 16.9%, putting 3,000 people out of work. In 2023, the unemployment rate is at another

all-time low since 2019. Yet there continue to be labor shortages reported by businesses in the county. It has taken two years to regain the labor force needed to meet the job demand with a significant reduction in experienced labor retiring or opting out during the Covid Pandemic.

There is job growth in the manufacturing, agribusiness, and tourism sectors. Unfortunately, there is an imbalance between where jobs are located, and housing is available. Not only is there an inadequate housing supply, but the available housing often needs improvement. Employers in metals-based manufacturing have experienced a 400% increase in jobs since 2010, but positions are going unfilled due to the unavailability of nearby housing. Housing remains a costly barrier to self-sufficiency and independence for low-income households and workers who need to commute to these jobs.

Wyoming County recognizes the benefits of access to quality housing on residents' overall quality of life, the strength of neighborhoods and communities, and economic growth and resiliency. Throughout Wyoming County, housing continues to be a stumbling block for family and community prosperity. This countywide Housing Study and Needs Assessment will:

Inventory existing housing stock by construction type, value, property class, age, and condition. Analyze unmet housing needs and determine any significant causes for the lack of median and low-income housing that meets contemporary needs and standards. Develop a strategy for addressing identified housing issues to satisfy the ever-changing needs of working professionals, agricultural workers, senior citizens, and the underserved.

One of the benefits of the approach proposed by Wyoming County is that it is a countywide evaluation. Housing and related patterns and issues continue beyond municipal or county borders; therefore, data collection, analysis, and priority actions must recognize this reality. This Housing Study and Needs Assessment will aid in improving the safety of homes and the resiliency of businesses.

- **Public Comment**

There was no one from the public in attendance but several Supervisors asked Sr. Planner Bragg questions about what the funding would provide for and other Supervisors expanded on Sr. Planner Bragg's answers in support of this grant application, what it would mean for the towns and the county.

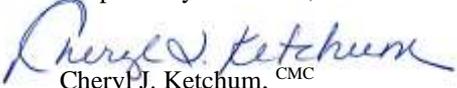
Close the Public Hearing ~

A motion was made by Supervisor Leuer, T/Middlebury, seconded by Supervisor Berwanger, T/Arcade. All Aye. Carried

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There being no further business to come before this Board, Senior Supervisor Berwanger, T/Arcade, adjourned the meeting about 11:18 AM with a rap on his desk.

Respectfully submitted,



Cheryl J. Ketchum, ^{CMC}
Clerk to the Board

REGULAR SESSION
(August 15, 2023)

Tuesday
2:00 PM

The regular session of the Wyoming County Board of Supervisors was held in the Youth Building of the Wyoming County Fairgrounds, Pike, New York with all Supervisors present. Also present were Assistant County Attorney Jennifer Nunnery, 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 2:01 PM Chairwoman Ryan, T/Warsaw, called the meeting to order.

Acknowledgement of Colors ~

- *By Dedicated Retired Veterans of Wyoming County*

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

MM3 James Jarnot

Mr. Jarnot was born in Buffalo and raised in Cheektowaga, where he graduated in 1981 from Cheektowaga High School. Shortly thereafter, he enlisted in the Navy and arrived at Great Lakes, Illinois for boot camp. After successful completion of boot camp, Mr. Jarnot was assigned to the USS Jouett CG-29 stationed in San Diego, California.

During his time in the Navy, Sergeant Jarnot completed missions in the South Pacific, including Japan, Thailand and Pearl Harbor. MM3 Jarnot also participated in operations off the Iranian coast with the USS Enterprise battle group. On Mr. Jarnot's voyage to the Middle East, he sailed from Japan to Beirut with his brother on board, which pleasantly surprised him because brothers typically cannot travel together due to the Sullivan tragedy in World War II. He also completed missions in the Indian Ocean and Persian Gulf with the USS New Jersey BB-62 after its recommissioning in 1983.



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Mr. Jarnot was honorably discharged in 1985 and served for two additional years in the Navel Reserves, until 1987, where he ended his military time as a Class I-III Main Control Engine Room Supervisor. For his valor and courageous service to his country, Sergeant Jarnot was awarded the:

- Battle “E” Ribbon
- Sea Service Deployment Ribbon with one Bronze Star

Upon discharge, Mr. Jarnot began tending bar which is where he saw an advertisement that a local printing company was hiring. He accepted a position working on their docks and with his strong work ethic and grit, Mr. Jarnot rose to become the plant manager. In 2002, in addition to his plant manager duties, he accepted a part-time Corrections Officer position at our county jail. In 2008, he left the printing company to become a full-time corrections officer where he has been ever since. One of his favorite parts of being a CO is talking with the younger prisoners in the hopes his words help them to turn their lives around.

Mr. Jarnot has been married to his wife Debbie since 2000 and together they have two daughters, Melissa, who is a PA for the Rochester Regional Health System and Nicole, who is a welder. His hobbies include hunting, riding motorcycle, camping and husbandry. An honest, hardworking veteran like Mr. Jarnot, personifies the integrity and grit that so many proud Wyoming County residents possess.

The pledge was said by all.

Chairwoman Ryan presented the customary certificate of appreciation to Mr. Jarnot. Mr. Jarnot was offered an opportunity to address the board and said he was humbled and very much appreciated it.

Chairwoman Ryan read “This Day in History - William Brewster of the Mayflower”. Wyoming County resident, Veteran and American Legionnaire Charla Fisher is an actual descendant of Mr. Brewster through her mother’s side, she is the granddaughter, 12 generations removed.

OPENING PRAYER ~

- *Rev. Mack Bixby*

Chairwoman Ryan, T/Warsaw asked Veterans Services Director Solina to present the American Legion award to Mr. Jarnot recognizing him as the Corrections Officer of the Year.

RESOLUTION NO. 23-399
(August 15, 2023)

By Mr. Becker, Chairman of the Agriculture Committee:

WYOMING COUNTY FAIR WEEK PROCLAIMED

WHEREAS, The 2023 Wyoming County Fair will be held from August 12th through August 19th, 2023 in the Town of Pike, Wyoming County, State of New York; and

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

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

WHEREAS, The Fair’s theme for 2023 is **“Blue Jeans and Country Dreams”**; and

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

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

BE IT RESOLVED, That the Wyoming County Board of Supervisors hereby proclaim the week of August 12th through August 19th in the year 2023 as **“WYOMING COUNTY FAIR WEEK”**; and be it

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

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

Supervisor Becker, T/Sheldon read the proclamation and presented a Certificate of Recognition to Fair Queen, Annetta Owens from the Town of Pike. She was crowned Monday night and sponsored by the Charcoal Corral.

Wyoming County Fair General Superintendent and Town of Eagle Supervisor, Michael Roche provided a Fair update.

Chairwoman Ryan introduced the following guests and provided each an opportunity to address the board:

- Western New York Regional Director *George NcNerney* provided an

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update from Washington on behalf of Congresswoman Claudia Tenney. He also presented Queen Annetta with a certificate of recognition.

- New York State Senator *George Borrello* from the 57th District provided an update from Albany as the ranking member of the Senate Agriculture Committee. He also presented Queen Annetta with a certificate of recognition.
- New York State Assemblywoman *Marjorie Byrnes* from the 133rd District which includes Perry gave an update from the New York State Assembly.

Chairwoman Ryan recognized the following Wyoming County elected officials:

- Sheriff Linder
- District Attorney O'Geen
- Clerk Pierce
- Treasurer LaWall

Chairwoman Ryan asked 4-H Educator Holly Harwood to join her in recognizing the following individuals that represented Wyoming County and New York State at the National 4-H Shooting Sports Championship in Grand Island, Nebraska June 26 – 30, 2023. Ms. Harwood deferred to Mr. Nathan Paddock, Program Volunteer for the Shooting Sports Group.

Mr. Paddock thanked the board for supporting Cooperative Extension and acknowledged the financial support received from Veterans Services and the American Legion. Every person from New York State that got an award was from Wyoming County!

- Katelyn Hardie, Wyoming
- Abigail Paddock, Perry
- Katelyn Green, Alexander
- Blake Siewert, Perry
- Caleb Spicer, Pavilion

Western New York Regional Director George NcNerney and Senator Borrello also presented each with a certificate.

Communications ~

- *None*

#2

RESOLUTION NO. 23-400 (August 15, 2023)

Regular Session

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:

Social Services			
From: 016119.542253 Child Care To: 016070.542247 Serv to Recipient-Contract Other Reason: To cover unanticipated overuse of the federal grant ESGCV Covid.	\$50,000.00	\$50,000.00	
Social Services Total			\$50,000.00

Carried: XXX Ayes: 201 Noes: Absent: Abstain: #3

**RESOLUTION NO. 23-401
(August 15, 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:

Social Services			
To: 016070.542247 Service to Recipient- Contract Other w/01601005.446890-CO19 Federal Grant (ESGCV) Reason: To cover expenditures for ESCGV Grant.	\$20,165.10	\$20,165.10	
Social Services Total			\$20,165.10
Sheriff			
To: 013110.520002 IT/Communication w/01311018.443890.SHERG Fed. Traffic Aid Reason: To appropriate awarded FY2018 Edward Byrne Memorial Justice Assistance Grant funds.	\$70,000.00	\$70,000.00	
Sheriff Total			\$70,000.00

Carried: XXX Ayes: 201 Noes: Absent: Abstain: Non-Consent #4

**RESOLUTION NO. 23-402
(August 15, 2023)**

August 15, 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:

County Attorney			
To: 011420.540902 Legal Services <i>w/any funds available</i> Reason: To pay Sokoloff Stern, LLP as vouchered.	\$10,000.00	\$10,000.00	
County Attorney Total			\$10,000.00

Carried: XXX **Ayes:** 138 **Noes:** 22 (Arcade) **Absent:** **Abstain:**
15 (Castile)
6 (Eagle)
11 (Gainesville)
2 (Genesee Falls)
7 (Middlebury)
63 Total

Non-Consent
#5

RESOLUTION NO. 23-403
(August 15, 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:

County Attorney			
To: 011420.540902 Legal Services <i>w/any funds available</i> Reason: To pay Webster Szanyi, LLP as vouchered.	\$30,000.00	\$30,000.00	
County Attorney Total			\$30,000.00

Supervisor Brick, T/Perry stated this is non-consent because not everyone on the committee agreed with this. The decision was made by a different board.

Supervisor Leuer, T/Middlebury further clarified this voucher is to pay for the cost of the litigation concerning Dr. Mason’s defamation lawsuit and breach of contract. He opposed the termination of Dr. Mason and opposes this as well.

Supervisor King, T/Pike stated she would be voting yes as it is the County's responsibility, no matter what lawsuit it is faced with, to protect the taxpayers.

Supervisor Gozelski, T/Castile said he would vote no because the decision to terminate Dr. Mason was made without any thought.

Supervisors McCormick, T/Java said whether you agree or not with Dr. Mason's termination, the board has the responsibility to protect the pocketbook of the taxpayer.

Supervisor Gozelski, T/Castile restated his above position.

Supervisor Kehl, T/Attica said he supported the hospital Board of Managers decision and he has not forgotten his oath of office to protect the citizens of this county, he would be voting yes.

Mr. Jacoby, T/Wethersfield, Chair of the Audit Committee, presented the approved payment of bills totaling \$12,429,595.91 for the month of July 2023. No further action is required.

Carried: XXX	Ayes: 112	Noes: 22 (Arcade)	Absent:	Abstain:
		15 (Castile)		
		6 (Eagle)		
		11 (Gainesville)		
		2 (Genesee Falls)		
		7 (Middlebury)		
		<u>26 (Perry)</u>		
		89 Total		

There was a motion by Mrs. King, T/Pike, to withdraw resolution #6 and read resolution #7 only. Hearing no objection, the resolution title only was read.

#6

**RESOLUTION NO. 23-
(August 15, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH
_____ ON BEHALF OF THE COUNTY ATTORNEY**

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney,

Withdrawn
August 15, 2023

is hereby authorized and directed to sign a contract with *OUTSIDE COUNSEL* on behalf of the County Attorney. Said contract is for legal services in connection with the investigation and commencement of any and all litigation to enjoin implementation and enforcement of the 2023 modification and amendment of New York Racing, Pari-Mutuel Wagering and Breeding Law §502 in an initial retainer of \$5,000.00, total amount dependent upon services provided; effective _____, 2023 through closing of the financing. Contingent upon the availability of funds. (Munis #XXX)

Carried: **Ayes:** **Noes:** **Absent:** **Abstain:** #7

**RESOLUTION NO. 23-404
(August 15, 2023)**

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

**WYOMING COUNTY DONATION OF BENEFIT TIME POLICY
APPROVED AND ADOPTED**

BE IT RESOLVED, That the *Wyoming County Donation of Benefit Time Policy* is hereby approved and adopted as annexed hereto and supersedes all prior approved versions; effective August 16, 2023.

Carried: XXX **Ayes:** 201 **Noes:** **Absent:** **Abstain:**

**Wyoming County
ADMINISTRATIVE POLICY AND PROCEDURE**

Effective Date: 1/22/96 Reviewed Date: 2/1/01, 1/24/05, 11/19/08, 4/18/22, 08/16/23	Reviewed by: (Individuals/Committees) Daniel Farberman	Department Name: Human Resources
Date Developed: 01/22/1996	Department Head's Signature:	Supersedes: All Prior
Department Senior Manager's Signature:	Prepared By: Human Resources	Reference:

Donation of Benefit Time

POLICY:

Procedure for Wyoming County employees to voluntarily donate benefit time to Another Wyoming County employee with a serious health condition or a

dependent with a serious health condition.

PURPOSE:

To provide Wyoming County employees a means of donating benefit time to coworkers on a voluntary basis for a serious illness as defined by the FMLA.

ELIGIBILITY:

In order to receive donated benefit time, an employee must be in a position that is 0.6 FTE or greater, have a zero or negative benefit balance, and have a serious health condition or a dependent with a serious health condition, as defined by the FMLA, even if the employee is under the threshold to qualify for the FMLA.

PROCEDURE:

- 1) A written request must be submitted to the department head on behalf of the employee seeking the donation of benefit time.
- 2) The department head must then send the submitted request to the Human Resources Director for review and approval, based on the above eligibility requirements.
- 3) If the request is approved, the Human Resources Department will generate a donation form for employees wishing to donate time to utilize. Employees may only donate vacation time. Donated vacation time will under no circumstances be re-paid to the employee making the donation.
- 4) Upon receipt of a signed benefit time donation form, the designated hours of benefit time will be deducted from the donating employee's vacation totals and made available to the employee who requested the donation.
- 5) Unused donated benefit time shall not be intermingled with the requesting employee's accrued vacation bank and will only be available for use to receive pay during leave of absence for an FMLA protected purpose.
- 6) The donated benefit time will be allocated each pay period based on the requesting employee's FTE status until the employee has returned to work or the donated benefit time has been exhausted.
- 7) If further donations are needed, another request may be presented to the County Human Resources Director for further consideration in accordance with this policy.
- 8) A copy of all donation forms shall be maintained by the Human Resources Department.
- 9) This benefit donation shall be available only to employees on Schedules C, D, S, and E and to employees represented by the CSEA.
- 10) Once an employee has exhausted all of their accruals and/or does not meet the maximum requested hours in the donation of benefit time request, the process is considered complete for the previously approved occurrence.
- 11) An employee denied a donation of benefit time request by the Human Resources Director may appeal this decision to the Human Resources Committee of the Board of Supervisors

There was a motion by Ms. Grant, T/Bennington, to combine resolutions #8 and #9. Hearing no objection, resolution titles only were read.

#8

**RESOLUTION NO. 23-405
(August 15, 2023)**

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

**CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED
TO SIGN A WELFARE MANAGEMENT SYSTEM CONTRACT WITH
H. E. TURNER AND COMPANY, INC. 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 ***H. E. Turner and Company, Inc.***, 403 East Main Street, Batavia, NY 14020 on behalf of the Department of Social Services. Said contract to provide funeral service payments for indigents in a variable amount depending upon services provided; effective June 1, 2023 through December 31, 2027. Contingent upon the availability of funds. (*Munis #N/A*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:
#9

**RESOLUTION NO. 23-406
(August 15, 2023)**

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

CHILD SUPPORT AWARENESS MONTH PROCLAIMED

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

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

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

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

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

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

BE IT RESOLVED, That the Wyoming County Board of Supervisors do hereby proclaim August 2023 as **CHILD SUPPORT AWARENESS MONTH** in Wyoming County.

Carried: XXX **Ayes:** 201 **Noes:** **Absent:** **Abstain:**

Chairwoman Ryan, T/Warsaw asked Supervisor Grant, T/Bennington to come to the podium for the reading of the proclamation. Supervisor Grant requested Commissioner Barber join her. Commissioner Barber explained there have been many changes in the Department. She introduced Janelle Koson as the new Child Support Collection Unit Director.

Ms. Koson stated they are currently at 1,564 active child support cases and rank above the state average across all performance measures. Year to date collection is \$2.6 million dollars.

Commissioner Barber recognized Attorney Brian Degnan as part of the department and the work he does on their behalf.

#10

RESOLUTION NO. 23-407
(August 15, 2023)

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

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

BE IT RESOLVED, That the Chairman of this Board and the Commissioner of Health, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, are hereby authorized and directed to sign a contract with **Wyoming County Community Action, Inc.**, 6470 Route 20A,

August 15, 2023

Suite 1, Perry, NY 14530 on behalf of Public Health. Said contract is for the reimbursement of Navigator Grant Program activities in an amount not to exceed ninety-five thousand dollars (\$95,000.00); effective August 1, 2023 through July 31, 2024 and fully reimbursed by New York State Department of Health Consumer Assistance for New York State of Health Navigator Program grant authorized by Resolution Number 19-260. (*Munis #1659*)
Contingent upon the availability of funds.

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

There was a motion by Mr. Becker, T/Sheldon, to combine resolutions #11 and #12. Hearing no objection, resolution titles only were read.

***Local Law
#11***

**RESOLUTION NO. 23-408
(August 15, 2023)**

By Mr. Becker, Chairman of the Agriculture Committee:

**SET PUBLIC HEARING ~ INTRODUCTORY LOCAL LAW NO. C
YEAR 2023**

WHEREAS, There has been duly presented and introduced at a meeting of this Board of Supervisors of Wyoming County on this 15th day of August 2023, a proposed local law entitled, “Local Law Introductory No. C, Year 2023, entitled, “*A Local Law Amending Local Law 1, Year 2021*”, 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 said proposed Local Law by this Wyoming County Board of Supervisors on the *12th day of September, 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. C OF THE YEAR 2023
“A Local Law Amending Local Law 1, Year 2021”**

BE IT ENACTED by the Board of Supervisors of the County of Wyoming as follows:

Section 1. Section 1 of Local Law 1, Year 2021 is hereby amended to read as follows:

Section 1. Legislative Intent

The intent of this Local Law is to authorize Wyoming County to permit 12- and 13-year-old individuals to participate in the new and safe hunting opportunities in accordance with Environment Conservation Law §11-0935. The enacted 2023-2024 New York State Budget (Chapter 58 of the laws of 2023) includes an extension of the pilot program established in 2021 allowing the opportunity for young hunters, ages 12 and 13, to hunt deer with firearms and crossbows through 2025 if a county authorizes such action within their municipality. Wyoming County is passing this local law as hunting is a valued tradition for many families, and this new opportunity allows experienced, adult hunters to introduce the value of hunting to the next generation. Furthermore, teaching young people safe, responsible, and ethical hunting practices, which will ensure a rewarding experience for the youth, while providing quality food to families and contributing to important deer management population control practices.

Section 2. Section 2 of Local Law 1, Year 2021 is hereby amended to read as follows:

Section 2. Pilot Program Authorization

Pursuant to Environmental Conservation Law, ECL 11-0935, Wyoming County elects to participate in the temporary program to allow for young hunters, ages twelve (12) and thirteen (13), to hunt deer with a firearm, to include rifles, shotguns, and muzzle loaded firearms or crossbow through 2025.

Section 3. Effective Date

This local law shall take effect immediately upon filing and publication in accordance with Section 27 of the Municipal Home Rule.

DATED at Warsaw, New York
August 15, 2023 (Introduced)
Cheryl J. Ketchum, ^{CMC}
Clerk to the Board

Carried: XXX Ayes: 201 Noes: Absent: Abstain: #12

**RESOLUTION NO. 23-409
(August 15, 2023)**

By Mr. Becker, Chairman of the Agriculture Committee:

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH PIONEER FORESTRY, LLC ON BEHALF OF THE BOARD OF SUPERVISORS

August 15, 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 sign a contract with ***Pioneer Forestry, LLC***, 4000 Skunk Hollow Road, Jamestown, NY 14701 on behalf of the Board of Supervisors. Said contract is for various activities associated with the established 2022/2023 10-Year Work Schedule in an amount not to exceed twenty-four thousand three hundred dollars (\$24,300.00) plus ten percent (10%) commission fee on commercial bid sales in Fall of 2023 and Spring of 2024; effective August 15, 2023 through completion of project. Contingent upon the availability of funds. (*Munis #1663*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

There was a motion by Mr. Leuer, T/Middlebury, to combine resolutions #13 through #15. Hearing no objection, resolution titles only were read.

#13

**RESOLUTION NO. 23-410
(August 15, 2023)**

By Mr. Leuer, Chairman of the Planning Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH HARDING
PLUMBING AND HEATING ON BEHALF OF THE WYOMING
COUNTY WATER RESOURCE AGENCY**

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 ***Harding Plumbing and Heating***, 34 North Main Street, Perry, NY 14530 on behalf of the Wyoming County Water Resource Agency. Said contract is for the removal and installation of new water meters in the Perry Center Water District as part of the New York State Local Government Efficiency Meter Replacement Grant in an amount not to exceed twelve thousand three hundred dollars (\$12,300.00); effective August 16, 2023 through completion of project. Contingent upon the availability of funds. (*Munis #1656*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#14

**RESOLUTION NO. 23-411
(August 15, 2023)**

By Mr. Leuer, Chairman of the Planning Committee:

CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE AWARD WITH THE NEW YORK STATE DEPARTMENT OF STATE, DIVISION OF LOCAL GOVERNMENT SERVICES, LOCAL WATERFRONT REVITALIZATION PROGRAM ON BEHALF THE WYOMING COUNTY WATER RESOURCE AGENCY

WHEREAS, At the June 1, 2022 Planning Committee Meeting, approval was given authorizing the Chairman to sign a grant application with the *New York State Department of State, Division of Local Government Services, Local Waterfront Revitalization Program* in a minimum amount of two hundred forty-three thousand dollars (\$243,000.00); now therefore

BE IT RESOLVED, That the Chairman of this Board with the approval of the County Attorney is hereby authorized to sign a grant acceptance award with *New York State, Division of Local Government Services, Local Waterfront Revitalization Program*, One Commerce Plaza, 99 Washington Avenue, Suite 1015, Albany, NY 12231-0001 on behalf of the Wyoming County Water Resource Agency. Said grant to assist in development of and implementing plans for Silver Lake communities and waterfront revitalization efforts in a minimum amount of one hundred seventy-five thousand dollars (\$175,000.00); effective August 1, 2023 through July 31, 2028. (*Munis 1660*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain: #15

**RESOLUTION NO. 23-412
(August 15, 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

August 15, 2023

receive comments related to the effectiveness of administration of the CDBG Program; now therefore

BE IT RESOLVED, That a public hearing be held on **August 30, 2023, at 3:00 p.m.** in the Wyoming County Ag and Business Center, 2nd Floor Conference Room, 36 Center Street, Warsaw, New York, before the Wyoming County Board of Supervisors, where all interested parties shall be heard regarding the implementation of the CDBG Program; and be it

FURTHER RESOLVED, That the Clerk to the Board is directed to prepare a notice of said hearing, to cause the publication of the notice of such hearing in the newspapers 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 North Main Street, Warsaw, New York; both publication and posting to be made at least eight (8) days before said public hearing.

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

There was a motion by Mr. Brick, T/Perry, to combine resolutions #16 and #17. Hearing no objection, resolution titles only were read.

#16

**RESOLUTION NO. 23-413
(August 15, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH
NORFOLK SOUTHERN RAILWAY CORPORATION ON BEHALF OF
COUNTY HIGHWAY**

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with **Norfolk Southern Railway Corporation**, 1200 Peachtree Street NE, Atlanta, GA 30309 on behalf of the County Highway. Said contract is for costs associated with project coordination and review of project plans for CR02 East Lake Road preventative maintenance project PIN: 4WY0.08, contract D040644 in an amount not to exceed twenty thousand dollars (\$20,000.00); effective July 27, 2023 through completion of project. Contingent upon the availability of funds. (*Munis #XXX*)

**Carried: XXX Ayes: 201 Noes: Absent: Abstain:
#17**

RESOLUTION NO. 23-414
(August 15, 2023)

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

**COUNTY HIGHWAY SUPERINTENDENT AUTHORIZED TO
EXTEND SNOW AND ICE REMOVAL AGREEMENTS WITH TOWNS
AND VILLAGES FOR 2024/2025**

WHEREAS, The public interest demands the snow removal and the control of ice on all County roads within the County to bear the entire cost in accordance with §135-a of the Highway Law; and

WHEREAS, The County is desirous of extending agreements with several Towns and Villages of the County for the removal of snow and for control of ice on County roads; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors hereby authorizes the Superintendent of Highways to enter into agreements with the various Towns and Villages for the purpose of removing snow and the control of ice on County roads for the winter season of **2024/2025**; and be it

FURTHER RESOLVED, That the County will make payment to Towns and Villages from the *County Snow Funds* as follows:

- **2024/2025** ~ The base rate will be increased by \$100.00 per centerline mile over the 2023/2024 agreement with a minimum snow index of 0.69.

Carried: XXX **Ayes:** 201 **Noes:** **Absent:** **Abstain:**

There was a motion by Mrs. May, T/Orangeville, to combine resolutions #18 through #22. Hearing no objection, resolution titles only were read.

#18

RESOLUTION NO. 23-415
(August 15, 2023)

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

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

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is hereby authorized and directed to sign various *REVENUE* contracts on behalf of the Sheriff's Department as follows:

August 15, 2023

- **Letchworth Central School**, 5550 School Road, Gainesville, NY 14066 for law enforcement and police services when school is in session in an amount not to exceed \$57.78 per hour September 1, 2023 through December 31, 2023 and \$60.47 per hour from January 1, 2024 through June 30, 2024; effective September 1, 2023 through June 30, 2024. (*Munis #1657*)
- **Attica Central School**, 3338 East Main Street, Attica, NY 14011 for law enforcement and police services in an amount not to exceed \$55.88 per hour July 1, 2023 through December 31, 2023 and \$58.57 per hour from January 1, 2024 through June 30, 2024; effective July 1, 2023 through June 30, 2024. (*Munis #1658*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain: #19

**RESOLUTION NO. 23-416
(August 15, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH
VIGILANT SOLUTIONS, LLC 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 *Vigilant Solutions, LLC*, 1152 Stealth Street, Livermore, CA 94551 on behalf of the Sheriff’s Department. Said contract is for the purchase of two (2) License Plate Reader Systems, including licensing and software services in an amount not to exceed sixty-five thousand six hundred forty dollars (\$65,640.00); effective August 16, 2023 through five (5) years from installation date. Contingent upon the availability of funds. (*Munis #1661*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain: #20

**RESOLUTION NO. 23-417
(August 15, 2023)**

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

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

BE IT RESOLVED, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign a grant application and acceptance award with the *New York State Division of Criminal Justice Services*, 80 South Swan Street, Albany, NY 12210 on behalf of the Sheriff's Department. Said grant funds for the purchase of a laser scanner and software in a minimum amount of seventy thousand dollars (\$70,000.00); effective August 1, 2023 through July 31, 2024. (*Munis #1666*)

**Carried: XXX Ayes: 201 Noes: Absent: Abstain:
#21**

**RESOLUTION NO. 23-418
(August 15, 2023)**

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

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

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

- ***Pioneer Motorsport Inc.***, 12220 Olean Road, Chaffee, NY 14030 for one (1) new Can AM Defender Max Cab UTV with Track System in an amount not to exceed thirty-eight thousand seven hundred ninety-nine dollars (\$38,799.00); effective August 15, 2023 through delivery of vehicle. (*Munis #1667*)
- ***Davis Trailer World, LLC***, 1640 Main Street, York, NY 14592 for one (1) new Haul-About Enclosed Trailer in an amount not to exceed eleven thousand five hundred seventy dollars (\$11,570.00); effective August 15, 2023 through delivery of trailer. (*Munis #1670*)

Contingent upon the availability of funds.

**Carried: XXX Ayes: 201 Noes: Absent: Abstain:
#22**

August 15, 2023

RESOLUTION NO. 23-419
(August 15, 2023)

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

FIRE ADVISORY BOARD DELEGATES APPOINTED/REAPPOINTED

BE IT RESOLVED, That the following named persons are hereby appointed/ reappointed to the Wyoming County Fire Advisory Board as Members At-Large for Towns without Departments in accordance with Section 225-a of the County Law for a term of one (1) year; effective **July 1, 2023 through June 30, 2024**:

Arcade	Gregory Landis	782 Geer Rd., Arcade, NY 14009
Attica	Jay Myers	297 Main St., Attica, NY 14011
Bennington	Chester	1931 Rt. 354, Attica, NY 14011
Bliss	Marc Roche	3438 Rt. 39, Bliss, NY 14024
Castile	William Dake	73 W. Park Rd., Castile, NY 14427
Cowlesville	Nicholas	282 Clinton St., Cowlesville, NY 14037
Gainesville	Rob Patterson	PO 354, 5006 Shearing Rd., Gainesville,
Harris	Tom Keem	2579 Route 77, Strykersville, NY 14545
North Java	Doug George	4825 Route 98, North Java, NY 14113
Perry	David Spink	PO Box 243, Perry, NY 14530
Perry Center	James Brick	7618 Rt. 20A, Perry, NY 14530
Pike	Doug Anderson	Route 19, Gainesville, NY 14066
Sheldon	Laurel Perl	4520 Vernal Rd., Attica, NY 14011
Silver	John Proper	PO Box 183, 80 Orchard St., Silver Springs,
Strykersville	Doug Schwab	3678 Route 78, Strykersville, NY 14145
Varysburg	Adam Vetter	2465 Main St., Varysburg, NY 14167
Warsaw	Joseph Cummins	5400 Toolhouse Rd., Warsaw, NY 14569
Wyoming	John Moore	911 Tower Rd., Wyoming, NY 14591

Members At-Large for Town without Departments

Orangeville	Town Supervisor	Town of Orangeville
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Regular Session

Covington	Town Supervisor	Town of Covington
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Carried: XXX Ayes: 201 Noes: Absent: Abstain:

There was a motion by Mr. Kehl, T/Attica, to combine resolutions #23 through #41. Supervisor Roberts, T/Genesee Falls indicated she would be abstaining from resolutions #30 through #41. Resolutions #23 through #29 will be voted on first and then another vote on resolutions #30 through #41. Hearing no further objections, resolution titles only were read.

#23

**RESOLUTION NO. 23-420
(August 15, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH TRIAD GROUP, LLC ON BEHALF OF WORKERS' COMPENSATION

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 the *Triad Group, LLC*, 400 Jordan Road, Troy, NY 12180 on behalf of Workers' Compensation. Said contract is Workers' Compensation claims administration including but not limited to bill review nurse case management, PAR responses and 207C nurse case management in an amount not to exceed seven hundred sixty thousand dollars (\$760,000.00); effective January 1, 2024 through December 31, 2028. Contingent upon the availability of funds. (*Munis #1668*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:
#24

**RESOLUTION NO. 23-421
(August 15, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

WYOMING COUNTY PETTY CASH POLICY AMENDED AND APPROVED

BE IT RESOLVED, That the *Wyoming County Petty Cash Policy* is hereby amended and approved as annexed hereto; effective August 15, 2023.

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

August 15, 2023

WYOMING COUNTY PETTY CASH POLICY

EFFECTIVE DATE: 8/15/2023	REVIEWED BY:	
ORIGINAL DATE DEVELOPED: March 10, 2020 by Wyo. Co. Treasurer, C. Mayer	Revision PREPARED BY: DRAFT 6/16/23 by Wyo. Co. Treasurer, R. LaWall	SUPERSEDES:
CHIEF EXECUTIVE OFFICER'S SIGNATURE:		REFERENCES:

POLICY

Petty cash funds may be established at the discretion of the Board of Supervisors in certain departments for small or emergency purchases on the basis of demonstrated need. It is to be used only for the acquisition of those unanticipated items that require an immediate cash payment and should not be used as a means to circumvent proper purchasing procedures.

DEFINITION

Petty cash funds are revolving impress accounts that are used to make small or emergency purchases to avoid the inconvenience and expense of processing checks through the County’s normal purchasing procedures. These funds are COUNTY CASH.

STANDARD PROCEDURES

Before requesting establishment of a petty cash fund, the Department Head should ascertain that the goods purchased **cannot** be obtained from one of the following:

- a. Standard purchasing procedures
- b. Standing purchase order
- c. Procurement card

PROHIBITED PURCHASES

No item should be handled as a petty cash item that can be readily secured through normal County procurement channels. An item requiring a purchase order is also prohibited from being purchased with petty cash funds. The fund custodian, the Treasurer and the Budget Director must carefully monitor

purchases with petty cash funds since these purchases bypass the Purchasing Department's control over procurement.

The following items will **not be reimbursed** from petty cash:

(Note: List is not all-inclusive)

- Items on State Contract
- Equipment of any kind
- Payment to an individual for services rendered
- Office parties, gifts, holiday decorations, flowers, greeting cards
- Meals of any kind, including prepared foods (i.e., fast food restaurants)
- Software
- **State sales tax**
- Gasoline
- Honorariums
- Alcoholic beverages
- No IOUs for cashing personal checks
- Items purchased **more than 30 days** prior to request for reimbursement

The County is **exempt** from state sales tax. It is the employee/purchaser's responsibility to inform the merchant at the point of sale that he/she is using County funds that are exempt from state sales tax and provide a sales tax exemption number.

Contact the County Treasurer's Office to obtain the sales tax exemption number, or obtain an ST-121 tax exempt form from the Public Directory.

The Board of Supervisors reserves the right to deny reimbursement for non-allowable expenditures. The above list is not meant to be all inclusive. If an employee is not sure of the propriety of the expenditure, please call the County Auditor in advance of making a request for reimbursement. Violation of this policy may result in the cancellation of the petty cash fund.

ESTABLISHMENT

Establishment of a petty cash fund or increases to existing funds may be requested by a Department Head. The request should include the following:

- Name of custodian who will be responsible for safeguarding and dispensing fund cash
- Amount of request
- Purpose of fund
- Security procedures to safeguard cash
- Specific location of fund

If approved, the Board of Supervisors will process the request, at the next scheduled Board meeting.

USING THE PETTY CASH FUND

All expenditures that are to be reimbursed with petty cash funds are to be preapproved by the fund custodian or department head. A receipt to verify the purchase and payment must support expenditures from the fund. It is the responsibility of the fund custodian to determine if the transaction meets the requirements as set forth in the petty cash policy.

At the time the expenditure is made, a sales slip or other document, such as a cash register receipt containing the following, must be obtained:

- Date
- Name of vendor
- Positive evidence that a payment was made (i.e., a cash register receipt or handwritten receipt on which the word “paid” appears)
- The amount paid
- A description of the goods purchased (entered by the vendor if a handwritten receipt is obtained or by the purchaser if a cash register tape is issued)
- A signature indicating receipt of goods
- The fund custodian’s signature documenting approval of expenditure
- An explanation of the purchase justifying the relevance of each purchased item

At any given time, cash on hand plus receipt documents **must** equal the authorized amount of the fund. It is the responsibility of the fund custodian to maintain a current record of the fund’s financial status. The following format is recommended:

Date	Description	Expenditure	Reimbursements	Balance
8/02/00	Beginning Balance			\$100.00
8/07/00	Name of Vendor	\$7.50		\$92.50
8/13/00	Name of Vendor	\$25.00		\$67.50
8/19/00	Name of Vendor	\$13.75		\$53.75
8/26/00	Name of Vendor	\$21.24		\$32.51
8/30/00	Reimbursement		\$67.49	\$100.00

REPLENISHING THE PETTY CASH FUND

A County petty cash fund may be reimbursed as frequently as required and **must** be replenished by end of the quarter. The Petty Cash Custodian must prepare an **invoice in Munis** with supporting documentation (i.e., sales slips, cash register receipts) scanned as an invoice attachment when submitted through workflow to the Auditor for reimbursement. Following approval, a check will be issued and made payable to the Petty Cash Custodian.

ALL Petty cash funds must be reimbursed at fiscal year-end (December 31st) in order to charge expenditures to the proper accounting period.

For any questions regarding petty cash **reimbursement** procedures or allow ability of expenditures, please contact the County Auditor at 786-8804.

SAFEGUARDING THE PETTY CASH FUND

Petty cash funds and supporting documentation (receipts) must be kept in a safe location (i.e., locked up in a safe, vault, or desk drawer) and must not be commingled with any other funds. The fund should be verified and reconciled on at least a weekly basis. The Wyoming County Sheriff must be notified immediately if the fund is missing and theft is suspected. The loss must also be reported to the County Treasurer. The fund custodian must prepare a document outlining the facts and circumstances of the loss. All suspected thefts are to be treated confidentially since an investigation may be ongoing.

The Chief Fiscal Officer at any time may require the official responsible for the use of a petty cash fund to account for the moneys in such fund. Persons declaring themselves as authorized to conduct an audit must be identified before funds or records are relinquished. The custodian should remain with the auditors at all times to observe the counting of funds and examination of records. At year end (December 31st) of each year, each custodian will be requested by letter to confirm the amount of the fund in his/her possession to the County Treasurer in preparation of the annual audit.

CHANGE OF CUSTODIAN

The responsible Department Head will notify the County Treasurer by memorandum when a new individual becomes custodian of an existing petty cash fund on a temporary or permanent basis. The fund custodian must ensure that the fund is replenished before it is turned over to a new custodian.

Unauthorized transfer of custody between employees is not permitted and may result in the cancellation of the petty cash fund.

CLOSEOUT

When the fund is no longer needed as determined by the department head, the following procedures must be followed:

- Notify Board of Supervisors.
- Prepare Remittance Invoices in Munis for all remaining receipts.
- Deposit the entire amount with the County Treasurer.

The Board of Supervisors maintains the right to close a petty cash fund at any time.

#25

RESOLUTION NO. 23-422 (August 15, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

August 15, 2023

**INCREASING THE RATE OF TAXES ON SALES AND USES OF
TANGIBLE PERSONAL PROPERTY AND OF CERTAIN SERVICES
AND ON OCCUPANCY OF HOTEL ROOMS AND AMUSEMENT
CHARGES PURSUANT TO ARTICLE 29 OF THE TAX LAW OF THE
STATE OF NEW YORK**

BE IT ENACTED by the Wyoming County Board of Supervisors as follows:

SECTION 1. The first sentence of section two of Resolution No. 80-284, as enacted November 25, 1980, as amended, is amended to read as follows:

SECTION 2. Imposition of sales tax.

On and after March 1, 1981, there is hereby imposed and there shall be paid a tax of three percent upon, and for the period commencing December 1, 1992 through November 30, 2025, there is hereby imposed and there shall be paid an additional tax of one percent upon:

SECTION 2. Subdivision (f) of section three of Resolution No. 80-284 as enacted in nineteen hundred eighty, as amended, is amended to read as follows:

(f) With respect to the additional tax of one percent imposed for the period commencing December 1, 1992 through November 30, 2025, the provisions of subdivisions (a), (b), (c), (d) and (e) of this section apply, except that for the purposes of this subdivision, all references in said subdivisions (a), (b), (c) and (d) to an effective date shall be read as referring to December 1, 1992, all references in said subdivision (a) to the date four months prior to the effective date shall be read as referring to August 1, 1992, and the reference in subdivision (b) to the date immediately preceding the effective date shall be read as referring to November 30, 1992. Nothing herein shall be deemed to exempt from tax at the rate in effect prior to December 1, 1992, any transaction which may not be subject to the additional tax imposed effective on that date.

SECTION 3. Section four of Resolution No. 80-284 as enacted in nineteen hundred eighty, as amended, is amended to read as follows:

SECTION 4. Imposition of compensating use tax.

(a) Except to the extent that property or services have already been or will be subject to the sales tax under this enactment, there is hereby imposed on every person a use tax for the use within this taxing jurisdiction on and after December 1, 1992, except as otherwise exempted under this enactment, (A) of any tangible personal property purchased at retail, (B) of any tangible personal property (other than computer software used by the author or other creator)

manufactured, processed or assembled by the user, (i) if items of the same kind of tangible personal property are offered for sale by him in the regular course of business or (ii) if items are used as such or incorporated into a structure, building or real property, by a contractor, subcontractor or repairman in erecting structures or buildings, or building on, or otherwise adding to, altering, improving, maintaining, servicing or repairing real property, property or land, as the terms real property, property or land are defined in the real property tax law, if items of the same kind are not offered for sale as such by such contractor, subcontractor or repairman or other user in the regular course of business, (C) of any of the services described in paragraphs (1), (7) and (8) of subdivision (c) of section two, (D) of any tangible personal property, however acquired, where not acquired for purposes of resale, upon which any of the services described under paragraphs (2), (3) and (7) of subdivision (c) of section two have been performed, (E) of any telephone answering service described in subdivision (b) of section two and (F) of any computer software written or otherwise created by the user if the user offers software of a similar kind for sale as such or as a component part of other property in the regular course of business.

(b) For purposes of clause (A) of subdivision (a) of this section, for the period commencing December 1, 1992 through November 30, 2025, the tax shall be at the rate of four percent, and on and after December 01, 2025, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for such property, or for the use of such property, including any charges for shipping or delivery as described in paragraph three of subdivision (b) of section one, but excluding any credit for tangible personal property accepted in part payment and intended for resale.

(c) For purposes of subclause (i) of clause (B) of subdivision (a) of this section, for the period commencing December 1, 1992 through November 30, 2025, the tax shall be at the rate of four percent, and on and after December 01, 2025, the tax shall be at the rate of three percent, of the price at which items of the same kind of tangible personal property are offered for sale by the user, and the mere storage, keeping, retention or withdrawal from storage of tangible personal property by the person who manufactured, processed or assembled such property shall not be deemed a taxable use by him.

(d) For purposes of subclause (ii) of clause (B) of subdivision (a) of this section, for the period commencing December 1, 1992 through November 30, 2025, the tax shall be at the rate of four percent, and on and after December 01, 2025, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the tangible personal property manufactured, processed or assembled into the tangible personal property the use of which is subject to tax, including any charges for shipping or delivery as described in

paragraph three of subdivision (b) of section one.

(e) Notwithstanding the foregoing provisions of this section, for purposes of clause (B) of subdivision (a) of this section, there shall be no tax on any portion of such price which represents the value added by the user to tangible personal property which he fabricates and installs to the specifications of an addition or capital improvement to real property, property or land, as the terms real property, property or land are defined in the real property tax law, over and above the prevailing normal purchase price prior to such fabrication of such tangible personal property which a manufacturer, producer or assembler would charge an unrelated contractor who similarly fabricated and installed such tangible personal property to the specifications of an addition or capital improvement to such real property, property or land.

(f) For purposes of clauses (C), (D) and (E) of subdivision (a) of this section, for the period commencing December 1, 1992 through November 30, 2025, the tax shall be at the rate of four percent, and on and after December 01, 2025, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the service, including the consideration of any tangible personal property transferred in conjunction with the performance of the service and also including any charges for shipping and delivery of the property so transferred and of the tangible personal property upon which the service was performed as such charges are described in paragraph three of subdivision (b) of section one.

(g) For purposes of clause (F) of subdivision (a) of this section, for the period commencing December 1, 1992 through November 30, 2025, the tax shall be at the rate of four percent, and on and after December 01, 2025, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the tangible personal property which constitutes the blank medium, such as disks or tapes, used in conjunction with the software, or for the use of such property, and the mere storage, keeping, retention or withdrawal from storage of computer software described in such clause (F) by its author or other creator shall not be deemed a taxable use by such person.

SECTION 4. Subdivision (k) of section six of Resolution No. 80-284 as enacted in nineteen hundred eighty, as amended, is amended to read as follows:

(k) Exemption of certain energy sources and related services from additional one percent rate of tax. Notwithstanding any inconsistent provision of this resolution, receipts from the retail sale or use of fuel oil and coal used for residential purposes; the receipts from the retail sale or use of wood used for residential heating purposes; and the receipts from every sale, other than for resale, or use of propane (except when sold in containers of less than one hundred pounds), natural gas, electricity, steam and gas, electric and steam services used for residential purposes shall be exempt from the

additional one percent rate of sales and compensating use taxes imposed, by sections 2 and 4, respectively, of this resolution for the period commencing December 1, 1992 through November 30, 2025.

SECTION 5. Paragraph (B) of subdivision one of section eleven of Resolution No. 80-284 as enacted in nineteen hundred eighty, as amended, is amended to read as follows:

(B) With respect to the additional tax of one percent imposed for the period beginning December 1, 1992 through November 30, 2025, in respect to the use of property used by the purchaser in this County prior to December 1, 1992.

SECTION 6. This enactment shall take effect on December 1, 2023.

**Carried: XXX Ayes: 201 Noes: Absent: Abstain:
#26**

**RESOLUTION NO. 23-423
(August 15, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**SET PUBLIC HEARING ~ INTRODUCTORY LOCAL LAW NO. D
YEAR 2023**

WHEREAS, There has been duly presented and introduced at a meeting of this Board of Supervisors of Wyoming County on this 15th day of August 2023, a proposed local law entitled, “Local Law Introductory No. D, Year 2023, **“A LOCAL LAW PROVIDING SALARIES FOR CERTAIN COUNTY OFFICERS FOR THE YEAR 2023,”** and

WHEREAS, Subdivision 5, Section 20 of the Municipal Home Rule Law requires a public hearing to be held on such local law; now therefore

BE IT RESOLVED, That a Public Hearing will be held on the said proposed Local Law by this Wyoming County Board of Supervisors on the *12th day of September, 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. D - YEAR 2023

A Local Law entitled *“Providing Salaries for Certain County Officers for the year 2023”*

BE IT ENACTED by the Board of Supervisors of the County of Wyoming as follows:

August 15, 2023

Section 1. Effective as hereafter provided, additional compensation for the **Commissioner of Public Health** shall be \$5,876.61

Section 2. All salaries set forth in Section 1 above shall be for the year 2023; effective as of July 01, 2023.

Section 3. This Local Law shall take effect forty-five (45) days from the date of adoption by the Board of Supervisors unless a petition is filed in accordance with Municipal Home Rule Law Section 24.

Section 4. This Local Law is subject to permissive referendum.

DATED at Warsaw, New York
August 15, 2023 (Introduced)
Cheryl J. Ketchum, ^{CMC}
Clerk to the Board

Carried: XXX **Ayes:** 201 **Noes:** **Absent:** **Abstain:**
#27

RESOLUTION NO. 23-424
(August 15, 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(s):

CREATED:

Buildings and Grounds

- One (1) position of **Carpenter (Temp.)** (1.00 FTE) with only those benefits mandated by law for a period of six (6) months from date of hire; hourly range of \$20.00-\$25.00; position available date is August 16, 2023.

Carried: XXX **Ayes:** 201 **Noes:** **Absent:** **Abstain:**
#28

RESOLUTION NO. 23-425
(August 15, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

POSITION(S) ABOLISHED

BE IT RESOLVED, That the following position is hereby ABOLISHED in the following Wyoming County Department(s):

ABOLISHED:

Buildings and Grounds

- One (1) position of *Laborer (Temp.)* (Per Diem) (position code 053.144); effective August 15, 2023.

Carried: XXX Ayes: 201 Noes: Absent: Abstain: #29

**RESOLUTION NO. 23-426
(August 15, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

SALARY SCHEDULE “S” AMENDED

BE IT RESOLVED, That the Wyoming County Salary Plan which became effective January 1, 1967, as amended, is hereby amended as follows:

Salary Schedule “S”:

Sheriff

- Set the hourly wage for one (1) position of *Administrative Assistant* (position code 110.549) at \$24.04 per hour (annual salary equivalent of \$40,002.56); effective July 10, 2023. Position currently filled at a 0.80 FTE.

Carried: XXX Ayes: 201 Noes: Absent: Abstain: #30

**RESOLUTION NO. 23-427
(August 15, 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

August 15, 2023

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:

- ***Fujifilm Healthcare Americas Corporation***, 81 Hartwall Avenue, Suite 300, Lexington, MA 02421 for NETAPP PACS storage hardware and software system including professional services SYNAPSE PACS subsequent implementation services related to imaging services in an amount not to exceed one hundred sixty-five thousand dollars (\$165,000.00); effective July 21, 2023 through July 20, 2024.
- ***Complete RX, LTD***, 3200 Wilcrest Drive, Suite 250, Houston, TX 77042 to provide interim Director of Pharmacy services in an amount not to exceed one hundred thousand dollars (\$100,000.00); effective May 8, 2023 through August 8, 2023.
- ***John R Valvo, MD***, 200 Shady Run, Apt. 208, Penfield, NY 14625 to provide urology services at the hospital in an amount not to exceed two hundred thousand dollars (\$200,000.00) per year; effective August 21, 2023 through August 21, 2025.
- ***John Delisio, PA-C***, 6 Bowns Hill Lane, Fairport, NY 14450 to provide urology services at the hospital as an independent contractor in an amount not to exceed one hundred fifty thousand dollars (\$150,000.00) per year; effective August 21, 2023 through August 21, 2025.
- ***Medline Industries, Inc.***, 1 Medline Place, Mundelein, IL 60060 in an amount not to exceed nine hundred fifty thousand dollars (\$950,000.00); effective May 1, 2023 through April 30, 2024.

Contingent upon the availability of funds.

Carried: **XXX** Ayes: **199** Noes: Absent: Abstain: **2 (Genesee Falls)**

#31

RESOLUTION NO. 23-428
(August 15, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

**HOSPITAL ADMINISTRATOR AUTHORIZED TO SIGN AN
EMPLOYMENT AGREEMENT ~ SALARY SCHEDULE “P” WITH
KELLY SHEA, WHNP ON BEHALF OF THE WYOMING COUNTY**

Regular Session

COMMUNITY HEALTH SYSTEM

BE IT RESOLVED, In accordance with Resolution Number 11-209 passed by the Wyoming County Board of Supervisors, on June 14, 2011 entitled, “**AMENDING RESOLUTION 91-159, AUTHORITY OF THE BOARD OF MANAGERS OF THE HOSPITAL,**” the Hospital Administrator of the hospital, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney and/or Costello Cooney Fearon, PLLC, legal counsel, is hereby authorized and directed to sign an Employment Agreement – Salary Schedule “P” with **Kelly Shea, WHNP**, 7 Kent Drive, Orchard Park, NY 14127 on behalf of the Wyoming County Community Health System. Said contract to provide professional medical services in the Women’s Health (Gynecology) Outpatient Clinic as a nurse practitioner at a rate not to exceed fifty-eight dollars (\$58.00) per hour; effective August 21, 2023 through August 21, 2025. Contingent upon the availability of funds.

Carried: XXX Ayes: 199 Noes: Absent: Abstain: 2 (Genesee Falls)

#32

RESOLUTION NO. 23-429
(August 15, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 19-157 AMENDED

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

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

And,

WHEREAS, That Resolution Number 19-157 was previously amended by this Board of Supervisors on July 12, 2022 by **Resolution Number 22-382** to extend the term of the contract from July 1, 2019 through June 30, 2022 to **July 1, 2022 through June 30, 2023**; now therefore

BE IT RESOLVED, That **Resolution Number 19-157** as previously amended by **Resolution Number 22-382** be hereby further amended to extend

August 15, 2023

the term of the contract from July 1, 2022 through June 30, 2023 to **July 1, 2023 through December 31, 2023** while a new agreement is being negotiated. All else remains the same.

Carried: XXX Ayes: 199 Noes: Absent: Abstain: 2 (Genesee Falls)

#33

**RESOLUTION NO. 23-430
(August 15, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 23-339 AMENDED

WHEREAS, Resolution Number 23-339 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF WYOMING COUNTY COMMUNITY HEALTH SYSTEM,**” passed by this Board of Supervisors on June 13, 2023 and provided, in part, for the following contract:

- **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.

Now therefore,

BE IT RESOLVED, That **Resolution Number 23-339** be hereby amended to rescind this contract in its entirety effective June 1, 2023 as said contract was not executed. All else remains the same.

Carried: XXX Ayes: 199 Noes: Absent: Abstain: 2 (Genesee Falls)

#34

**RESOLUTION NO. 23-431
(August 15, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 23-123 AMENDED

WHEREAS, Resolution Number 23-123 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS EMPLOYMENT AGREEMENTS ~ SALARY SCHEDULE “P” ON BEHALF OF WYOMING COUNTY COMMUNITY HEALTH SYSTEM,**” passed by this Board of Supervisors on February 14, 2023 and provided, in part, for the following contract:

- **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.

Now therefore,

BE IT RESOLVED, That **Resolution Number 23-123** be hereby amended to add general surgery on-call services beyond existing contract requirements in an amount not to exceed two thousand dollars (\$2,000.00) per weekday and five thousand dollars (\$5,000.00) per weekend; effective July 23, 2023. All else remains the same.

Carried: XXX Ayes: 199 Noes: Absent: Abstain: 2 (Genesee Falls)

#35

**RESOLUTION NO. 23-432
(August 15, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 22-567 RESCINDED

WHEREAS, Resolution Number 22-567 entitled, “**HOSPITAL ADMINISTRATOR AUTHORIZED TO AWARD BID AND SIGN A CONTRACT WITH LANDRY MECHANICAL CONTRACTORS, INC. ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM,**” passed by this Board of Supervisors on October 11, 2022 and provides for a contract to disconnect and remove two rooftop units (SNF #1 and ICU #1), two new RTUs scope of work includes new mechanical piping, pumps, valves, controls and coil heaters to prevent/protect freezing of coils during the winter months in an amount not to exceed five hundred two thousand dollars (\$502,000.00) base bid plus twenty-five thousand dollars (\$25,000.00) contingency for a total amount not to exceed five hundred twenty-seven thousand nine hundred dollars (\$527,900.00); effective October 12, 2022 through the project completion; now therefore,

BE IT RESOLVED, That **Resolution Number 22-567** be hereby rescinded in its entirety as the bid submittal was rejected for not meeting the minimum requirements for material listed in the project specifications and was subsequently rebid; effective October 11, 2022. All else remains the same.

Carried: XXX Ayes: 199 Noes: Absent: Abstain: 2 (Genesee Falls)

#36

August 15, 2023

RESOLUTION NO. 23-433
(August 15, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

HOSPITAL ADMINISTRATOR AUTHORIZED TO AWARD BID AND SIGN A CONTRACT WITH MJ MECHANICAL SERVICES, INC. ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM

BE IT RESOLVED, In accordance with Resolution Number 11-209 passed by the Wyoming County Board of Supervisors, on June 14, 2011 entitled, “**AMENDING RESOLUTION 91-159, AUTHORITY OF THE BOARD OF MANAGERS OF THE HOSPITAL,**” the Hospital Administrator, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney and/or Costello Cooney Fearon, PLLC, legal counsel, is hereby authorized and directed to award bid and sign a contract with ***MJ Mechanical Services, Inc.***, 95 Pirson Parkway, Tonawanda, NY 14150 on behalf of the Wyoming County Community Health System. Said contract is for the disconnection and removal of (2) two rooftop units (SNF #1 and ICU #1) and replacing with two (2) new RTUs scope of work includes new mechanical piping, pumps, valves, controls, and coil heaters to prevent/protect freezing of coils during the winter months in an amount not to exceed six hundred nineteen thousand six hundred eighty-two dollars (\$619,682.00) base bid plus thirty thousand three hundred eighteen dollars (\$30,318.00) for contingency for a total contract amount not to exceed six hundred fifty thousand dollars (\$650,000.00); effective July 25, 2023 through the project completion. Contingent upon the availability of funds.

Carried: XXX Ayes: 199 Noes: Absent: Abstain: 2 (Genesee Falls)

#37

RESOLUTION NO. 23-434
(August 15, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 22-706 AMENDED

WHEREAS, Resolution Number 22-706 entitled, “**HOSPITAL ADMINISTRATOR AUTHORIZED TO SIGN A CONTRACT WITH FARKAD M. BALAYA, MD, PC ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM,**” passed by this Board of

Supervisors on December 13, 2022 and provided for professional medical services of one (1) or more qualified, board certified/eligible physicians specializing in OB/GYN to provide OB/GYN services at WCCHS for mutually agreed upon periods of time providing clinic, surgery, emergency on-call or laborist services in an amount not to exceed nine hundred twenty-five thousand dollars (\$925,000.00) per year; effective January 1, 2023 through December 31, 2025; now therefore,

BE IT RESOLVED, That **Resolution Number 22-706** be hereby amended to reflect a contract end date of August 21, 2023 as a new employment agreement has been negotiated, approved and is effective on the same date.

Carried: XXX Ayes: 199 Noes: Absent: Abstain: 2 (Genesee Falls)

#38

**RESOLUTION NO. 23-435
(August 15, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**HOSPITAL ADMINISTRATOR AUTHORIZED TO SIGN AN
EMPLOYMENT AGREEMENT ~ SALARY SCHEDULE “P” WITH
FARKAD BALAYA, MD ON BEHALF OF THE WYOMING COUNTY
COMMUNITY HEALTH SYSTEM**

BE IT RESOLVED, In accordance with Resolution Number 11-209 passed by the Wyoming County Board of Supervisors, on June 14, 2011 entitled, “**AMENDING RESOLUTION 91-159, AUTHORITY OF THE BOARD OF MANAGERS OF THE HOSPITAL,**” the Hospital Administrator of the hospital, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney and/or Costello Cooney Fearon, PLLC, legal counsel, is hereby authorized and directed to sign an Employment Agreement – Salary Schedule “P” with **Farkad Balaya, MD**, 38 Park Street, Warsaw, NY 14569 on behalf of the Wyoming County Community Health System. Said contract to provide for gynecology services in an amount not to exceed three hundred twenty-five thousand dollars (\$325,000.00) per year plus a one-time signing bonus in the amount of seventy-five thousand dollars (\$75,000.00) plus a stipend in an amount of sixty dollars (\$60.00) per wRVU in excess of 5,800 wRVU in any calendar year; effective August 21, 2023 through August 20, 2026. Contingent upon the availability of funds.

Carried: XXX Ayes: 199 Noes: Absent: Abstain: 2 (Genesee Falls)

#39

RESOLUTION NO. 23-436

August 15, 2023

(August 15, 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 Hospital*

- Set the salary for one (1) position of *Director of Emergency Services* (1.00 FTE) (position code 01.320.505) under EMERGENCY at \$120,000.00 per year; effective July 26, 2023.

Salary Schedule “P”:*Wyoming County Community Hospital*

- Include a stipend for one (1) position of *General Surgeon* (position code 10.121.681) under GENERAL SURGERY CLINIC for general surgery on call services provided beyond existing contract requirements in an amount of \$2,000.00 per weekday and \$5,000.00 per weekend; effective July 23, 2023.
- Amend one (1) position of *Women's Health Nurse Practitioner* (position code 17.123.643) under WOMEN'S HEALTH CLINIC; effective July 26, 2023 as follows:
 - Change the 1.00 FTE to **0.60 FTE**.
 - Change the annual compensation from \$100,000.00 per year **to an hourly compensation of \$58.00 per hour**.
- Include a one-time stipend for the position of *Gynecologist* (position code TBD) under GYNECOLOGY CLINIC in the amount of \$75,000.00; effective August 21, 2023.
- Include a stipend for the position of *Gynecologist* (position code TBD) under GYNECOLOGY CLINIC in an amount of \$60.00 per wRVU in excess of 5,800 wRVUs in any calendar year; effective August 21, 2023.
- Amend one (1) position of *Women's Health Nurse Practitioner* (position code 17.123.643) under GYNECOLOGY CLINIC; effective July 26, 2023 as follows:
 - Change the 1.00 FTE to **0.60 FTE**
 - Change the annual compensation from \$100,000.00 per year **to an hourly rate of \$58.00 per hour**.

Carried: XXX Ayes: 199 Noes: Absent: Abstain: 2 (Genesee Falls)

#40

**RESOLUTION NO. 23-437
(August 15, 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(s):

ABOLISHED:

Wyoming County Community Hospital

- One (1) position of *Pharmacy Director* (1.00 FTE) (position code 01.172.585) under PHARMACY on Salary Schedule “C”; effective July 26, 2023.
- One (1) position of *Biomedical Supervisor* (1.00 FTE) (position code 02.162.547) under BIOMEDICAL ENGINEERING on Salary Schedule “C”; effective August 16, 2023.
- One (1) position of *Family Practice and Maternity Physician Provider* (1.00 FTE) (position code 10.103.586) under WYOMING COUNTY FAMILY MEDICINE – O’DELL and two associated stipends on Salary Schedule “P”; effective August 1, 2023.

Carried: XXX Ayes: 199 Noes: Absent: Abstain: 2 (Genesee Falls)

#41

**RESOLUTION NO. 23-438
(August 15, 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(s):

CREATED:

Wyoming County Community Hospital

- One (1) position of *Gynecologist* (1.00 FTE) (position code TBD) under GYNECOLOGY CLINIC and set the salary at \$325,000.00 per year; position available date is August 21, 2023.

Carried: XXX Ayes: 199 Noes: Absent: Abstain: 2 (Genesee Falls)

Chairwoman Ryan, T/Warsaw thanked everyone for attending today and brought attention to the flyer at the back of the board packet.

Supervisor May, T/Orangeville stated that on behalf of the Town of Orangeville and Invenergy, a donation has been made to 4-H.

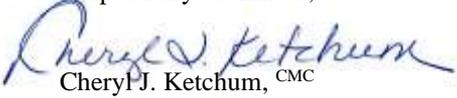
Supervisor McCormick, T/Java personally thanked Chairwoman Ryan for her leadership with the issue of asylum seekers coming from New York City.

Retirement of Colors ~

- *By our dedicated Wyoming County Veterans*

There being no further business to come before this Board, Senior Supervisor Berwanger, T/Arcade, adjourned the meeting at 3:17 PM with a rap on his desk.

Respectfully submitted,



Cheryl J. Ketchum, ^{CMC}
Clerk to the Board

**SPECIAL SESSION
(August 30, 2023)**

**Wednesday
3:00 PM**

This SPECIAL session of the Wyoming County Board of Supervisors was held in the 2nd floor conference room of the Wyoming County Ag. & Business Center located at 36 Center Street, Warsaw, New York with a quorum of Supervisors present (128) with the following exceptions: Arcade (22); Bennington (17); Castile (15); Genesee Falls (2); Sheldon (13) and Wethersfield (4). Also present was Clerk to the Board of Supervisors, Cheryl Ketchum and IDA & Business Assistance Corp. Exec. Director, James Pierce. The board meeting was open to the public.

CALL TO ORDER ~

At 3:01 PM Chairwoman Ryan, T/Warsaw, called the meeting to order.

The pledge was said by all.

OPEN PUBLIC HEARING ~

In accordance with Resolution Number 23-369 passed by this Board of Supervisors on August 15, 2023, the Wyoming County Board of Supervisors is required to hold a public hearing to discuss the implementation of the CDBG Program and to provide information about its progress and to receive comments related to the effectiveness of the administration of said program.

PUBLIC HEARING ~

- Mr. Pierce provided the Supervisors with an overview of past successes.
- Public Comment
 - None

CLOSE THE PUBLIC HEARING ~

There was a motion by Supervisor King, T/Pike to close the public hearing. A second was provided by Supervisor Brick, T/Perry. All Aye, carried.

There being no further business to come before the Supervisors the meeting was adjourned at 3:10 PM

Respectfully submitted,

August 30, 2023

A handwritten signature in blue ink that reads "Cheryl J. Ketchum". The signature is fluid and cursive, with the first letter of each word being capitalized and prominent.

Cheryl J. Ketchum ^{CMC}
Clerk to the Board
Board of Supervisors
County of Wyoming

REGULAR SESSION
(September 12, 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 Supervisors Roberts, T/Genesee Falls, Becker, T/Sheldon and 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 Veterans leading the Pledge of Allegiance for this month's board meeting are:

**Army 1st Lieutenant Allen Cecchini and
 Air Force Master Sergeant Karen Cecchini**



Mr. Cecchini was born in Buffalo and raised in West Seneca where he and a group of friends decided to join the Navy. Mr. Cecchini was partially inspired to join the Navy by an uncle, who served on the USS Croaker in WWII, which is the black submarine that now sits in the water at the Buffalo and Erie County Naval and Military Park.

After completing training at Great Lakes Training Center near Chicago, Mr. Cecchini was assigned to a minesweeper ship at Long Beach, California and were ordered to Vietnam. In Vietnam they were looking for junk boats, which were normal looking boats used by the enemy to infiltrate weapons, supplies and other contraband. After this, they returned to Long Beach with many port calls along the way, making the tour 11 months in total. For his valor and courageous service to his country, Mr. Cecchini was awarded the

- National Defense Service Medal
- Vietnam Service Medal

Upon his honorable discharge, Mr. Cecchini used the GI Bill to train as an Air

September 12, 2023

Traffic Controller and served in that capacity for five years until the federal mass firing in 1981. He then went back to school and earned his R.N. degree. With a desire to serve his county again, he joined the Army Reserves and from 1986 to 1992 was an officer at the Army Hospital at the Niagara Falls Air station. He eventually retired from the Department of Labor in 2013 and has three children: Brenda, Sarah and Christopher and three grandchildren.

Mrs. Cecchini was born in Batavia and graduated from Alexandria High School before leaving for Air Force basic training at Lackland Air Force Base the very next day, which was also her father's birthday, recently passed WWII veteran George Parrish. She had wanted to join since she was 13 after visiting her brother-in-law in Germany where he was stationed as an Airman.



Mrs. Cecchini next went to Lowry Air Force Base in Denver to train as a Supply Specialist. After this she went to Cannon Air Force Base in Arizona followed by a stint at Bitburg Air Force Base in Germany before returning to Cannon, where she finished her active-duty service. For her valor and courageous service to her country, Mrs. Cecchini was awarded the

- Air Force Commendation Medal
- Air Force Achievement Medal
- Air Force Outstanding Unity Award with Valor Device
- Air Force Good Conduct Medal
- Air Reserve Forces Meritorious Service Award w/ 4 Devices
- National Defense Service Medal
- Southwest Asia Service Medal w/ 2 Devices
- Air Force Overseas Short Tour Ribbon
- Air Force Overseas Long Tour Ribbon
- Air Force Longevity Service Award Ribbon w/ 4 Devices
- Armed Forces Reserve Medal w/ 1 Device
- Air Force Training Ribbon
- Kuwait Liberation Medal (issued by Saudi Arabia)
- Kuwait Liberation Medal (issued by Kuwait)
- Meritorious Service Medal

Upon her honorable discharge, Mrs. Cecchini joined the Air Force Reserves as a member of the 914th Airlift Wing in Niagara Falls as an Air Cargo Specialist. She was activated during the Gulf War and served in the United Arab Emirates from October 1990 to May 1991. She eventually retired in 1999. In the civilian world Mrs. Cecchini worked for the Department of Agriculture before retiring from the V.A.'s education department in 2015.

Mr. and Mrs. Cecchini met on the Metro Rail going into work in Buffalo and eventually married in 2005. They bought Allen’s family home on Silver Lake and moved out there in 2015 before moving to Warsaw, where they currently reside. Their hobbies include golfing, boating, wintering in Florida and being active at St. Michael’s Parish here in Warsaw.

It is very special to have a husband-and-wife veteran duo honored here, especially a couple as nice and giving as the Cecchini’s.

The pledge was said by all.

Chairwoman Ryan, T/Warsaw presented certificates of recognition to both Mr. and Mrs. Cecchini. Mr. Cecchini offered their appreciation.

Opening Prayer ~

- *Rev. Mack Bixby*

Open Public Hearings ~

- **“Local Law No. 3, Year 2023 (Introductory B, Year 2023) Entitled, “*A Local Law Repealing and Replacing Local Law No. 17 for the Year 1993, Establishing the Position of County Administrator for the County of Wyoming*”**
- **“Local Law No. 4, Year 2023 (Introductory C, Year 2023) Entitled, “*A Local Law Amending Local Law 1 for the Year 2021*”**
 - *Extends Local Law 1 for the Year 2021 through 2025 to continue to permit 12- and 13-year-old individuals to participate in the new and safe hunting opportunities in accordance with Environmental Conservation Law §11-0935.*
- **“Local Law No. 5, Year 2023 (Introductory D, Year 2023) Entitled, “*A Local Law Providing Salaries for Certain County Officers for the Year 2023*”**

Communications ~

- *None*

#1

**RESOLUTION NO. 23-439
(September 12, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

FUNDS TRANSFERRED TO VARIOUS 2023 ACCOUNTS

September 12, 2023

Reason: Additional funding to complete the Public Health Dept/ Records Retention Building Generator Project.			
To: 121620.521007.CONST Jail Bldg Constr. w/12162005.440890.R Federal Aid Other ARPA Reason: For additional funding to the Phase I Jail Construction Project.	\$10,000.00	\$10,000.00	
CIP Total			\$40,000.00
Board of Elections			
To: 011450.540947 Computer Serv-ESS Election 011450.541010 Office Supplies 011450.541211 Election Expenses w/01145005.430890 Other State Aid Reason: Funding for Technology Innovation and Election Resource (TIER) Grant Program.	\$1,550.00 3,000.00 3,000.00	\$7,550.00	
Board of Elections Total			\$7,550.00
Mental Health			
To: 014326.542306 Miscellaneous Other w/01432601.434900 MH: Dwyer Wyoming Reason: OMH state aid COLA adjustment.	\$2,100.00	\$2,100.00	
To: 014310.510001 Salaries-Fixed Sch S/D/I 014310.540007 Telephone (Basic & LD) w/01431003.434900 MH State Aid Reason: OMH state aid COLA adjustment.	\$650.00 300.00	\$950.00	
To: 014220.542476 CCSI (MH) w/01422003.434920 Substance Abuse State Aid Reason: OMH state aid COLA adjustment.	\$8,365.00	\$8,365.00	
Mental Health Total			\$11,415.00
Water Resource Agency			
To: 018310.542435 Other Grants w/01831002.430890 Other State Aid Reason: To pay for unbudgeted septic system replacement grant services as part of the NYS Septic System Replacement Grant (\$75,000.00) that was extended through 12/31/2026.	\$35,351.00	\$35,351.00	
Water Resource Agency Total			\$35,351.00
Emergency Services			
To: 013640.540410 Software w/01364000.412890 Other Income Reason: To cover unanticipated increase in the cost of ESO e-PCR software.	\$1,347.98	\$1,347.98	
To: 013626.540301 Professional Svc 013626.540503 Gasoline 013626.541410 Software Purchase w/01362606.415890 AMB Private Pay 01362607.415890 AMB Private Insurance 01362609.415890 AMB Service Medicare 01362601.422100 Intergov Services (Corr) Reason: For ambulance service expenses for the remainder of the year with offsetting revenue from billing reimbursements in the amount of \$628,720.00.	\$593,648.00 35,000.00 72.00	\$10,000.00 460,000.00 90,000.00 68,720.00	

Emergency Services Total			\$630,067.98
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Carried: XXX Ayes: 182 Noes: Absent: 2 (Genesee Falls) **Abstain:**
 13 (Sheldon)
 4 (Wethersfield)
 19 Total

Ms. Grant, T/Bennington, Vice-Chair of the Audit Committee, presented the approved payment of bills totaling \$11,424,733.24 for the month of August 2023. No further action is required.

There was a motion by Mrs. King, T/Pike, combine resolutions #3 through #9. Hearing no objection, resolution titles only were read.

#3

**RESOLUTION NO. 23-441
 (September 12, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND
 ACCEPTANCE AWARD WITH THE NEW YORK STATE BOARD OF
 ELECTIONS ON BEHALF OF WYOMING COUNTY BOARD OF
 ELECTIONS**

BE IT RESOLVED, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign a grant application and acceptance award with the *New York State Board of Elections*, 40 North Pearl Street, Suite 5, Albany, NY 12207 on behalf of Wyoming County Board of Elections. Said grant to provide funding for technology innovation in a minimum amount of forty-two thousand six hundred sixty-six dollars and five cents (\$42,666.05); effective January 28, 2023 through March 31, 2024. (*Munis #1689*)

Carried: XXX Ayes: 182 Noes: Absent: 2 (Genesee Falls) **Abstain:**
 13 (Sheldon)
 4 (Wethersfield)
 19 Total

#4

**RESOLUTION NO. 23-442
 (September 12, 2023)**

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

Regular Session

total amount dependent upon services provided; effective September 1, 2023 through closing of the financing. All invoices to be shared in equal proportionate amounts with other municipalities also being represented by said law firm in said matter. Contingent upon the availability of funds. (*Munis #XXX*)

Carried: XXX Ayes: 182 Noes: Absent: 2 (Genesee Falls) Abstain:
13 (Sheldon)
4 (Wethersfield)
19 Total

#6

**RESOLUTION NO. 23-444
(September 12, 2023)**

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

**WYOMING COUNTY SHERIFF’S EMPLOYEES ASSOCIATION
(S.E.A.) CONTRACT APPROVED**

BE IT RESOLVED, That the Wyoming County Board of Supervisors hereby ratifies the Tentative Agreement between the *Wyoming County Sheriff’s Employees Association (S.E.A)* and the County of Wyoming/Wyoming County Sheriff dated January 1, 2023 to December 31, 2026, subject to agreement between the County and S-EA representatives as to actual contract language reflecting the negotiated changes; and be it

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

Carried: XXX Ayes: 182 Noes: Absent: 2 (Genesee Falls) Abstain:
13 (Sheldon)
4 (Wethersfield)
19 Total

#7

**RESOLUTION NO. 23-445
(September 12, 2023)**

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

**SALARY SCHEDULES “D” AND “S” HANDBOOK AMENDMENTS
APPROVED**

BE IT RESOLVED, That Salary Schedule “D” Handbook and Salary Schedule “S” Handbook are hereby amended as follows; effective September 12, 2023:

- Delete Appendix A
- Add language *“Please refer to current salary schedule for a list of positions included in this benefit group”*

All else remains the same.

Carried: XXX **Ayes:** 182 **Noes:** **Absent:** 2 (Genesee Falls) **Abstain:**
 13 (Sheldon)
 4 (Wethersfield)
 19 Total

#8

**RESOLUTION NO. 23-446
 (September 12, 2023)**

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

**WYOMING COUNTY DIVERSITY, EQUITY AND INCLUSION
 STATEMENT DEVELOPED AND ADOPTED**

WYOMING COUNTY

EFFECTIVE DATE: September 13, 2023	REVIEWED BY: (Individuals/Committees) Dan Farberman, HR Laura Paolucci, PH	
DATE DEVELOPED: August 23, 2023	PREPARED BY: Human Resources	SUPERSEDES: N/A
SIGNATURE:		REFERENCES:

Diversity, Equity and Inclusion Statement

Diversity, Equity, and Inclusion (DEI) are core values to Wyoming County government.

Diversity includes the ways in which people differ, encompassing characteristics that make individuals or groups unique.

Equity is fair treatment, access, and opportunity for all, while striving to identify and mitigate barriers that prevent full participation.

Inclusion is actively and intentionally valuing differences and viewing such differences as strengths.

Wyoming County will continue to leverage and build upon the resources, talents, strengths, and opportunities available within our communities. Wyoming

September 12, 2023

County is committed to aligning culture and business practices to be a vibrant example of equity, inclusion, and belonging for all.

The Director of Human Resources will act as the DEI Officer for Wyoming County.

Carried: XXX **Ayes:** 182 **Noes:** **Absent:** 2 (Genesee Falls) **Abstain:**
13 (Sheldon)
4 (Wethersfield)
19 Total

#9

**RESOLUTION NO. 23-447
(September 12, 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; as annexed hereto:

- *Wyoming County Community Health System Registered Nurse First Assistant (RNFA) Tuition Reimbursement*
- *Public Health Department Retention Bonus*

Carried: XXX **Ayes:** 182 **Noes:** **Absent:** 2 (Genesee Falls) **Abstain:**
13 (Sheldon)
4 (Wethersfield)
19 Total

**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
RNFA – Cynthia Dougal
Tuition Reimbursement**

WHEREAS, The Wyoming County Community Health System (WCCHS) has a need for the training and development of Registered Nurse First Assistant (RNFA) in the operating room; and

WHEREAS, The Management of the Wyoming County Community Health System (WCCHS) and Cynthia Dougal have expressed mutual interest in obtaining RNFA licensure (Program), consisting of a the NIFA Online RNFA+ Program with 3-Day Suture Star Workshop to receive RNFA licensure, and

WHEREAS, A Tuition Assistance Policy currently exists dated January 1999, and the Parties desire to make a modification to this existing policy on a, one a one-time basis, setting no precedent for any future administration, in accordance with the terms contained herein, and

NOW, THEREFORE, the parties are in agreement with the following:

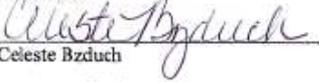
1. The Employee will be granted approval to attend the RNFA Program by the WCCHS, and
2. The Employee will provide WCCHS Administration with copies of her official record and her satisfactory attendance and completion of the Program, and
3. Upon the Employee's successful completion of the Program, WCCHS will provide payment, in the amount of \$4,950.00, through reimbursement to employee following completion of the Program, 200 hours of clinical practice following didactic and hands on classes, and
4. In the event Employee leaves employment with WCCHS, or applies to and transfers into a non-RNFA role at WCCHS, or engages in misconduct severe enough to warrant termination from employment, prior to her completion of three years of continuous employment in the RNFA role with WCCHS, the Employee expressly agrees that she will make payment of the \$4,950.00 amount to WCCHS within 30 days of her separation or position change.

September 12, 2023

5. The parties agree that this is offered only to this employee on a non-precedent setting basis based upon her qualifications, experience, and management's confidence in her abilities, and is not to be extended to any other employee.

6. The parties further agree that disputes arising from the application of this Memorandum of Understanding may be subject to redress through the grievance and arbitration or the disciplinary procedures of the Collective Bargaining Agreement.

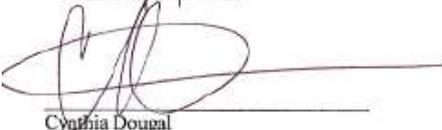
FOR CSEA:


Celeste Bzduch

Date: 8/29/23


Lynn Miller

Date: 8/18/23


Cynthia Dougal

Date: 8/29/23

FOR THE COUNTY:


Daniel J. Farberman, Director
Human Resources

Date: 8/29/23

Rebecca Ryan, Chairperson

Date: _____

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

Health Department
Federal Grant Retention Bonuses

WHEREAS, Wyoming County has received a grant from the United States CDC through New York State Department of Health, Health Research, Inc. "Strengthening U.S. Public Health Infrastructure, Workforce and Data Systems", and

WHEREAS, this grant funding runs from 12/1/2022 through 11/30/2027, and

WHEREAS, this grant funding has been approved by the Wyoming County Board of Supervisors by Resolution #23-210 on April 11, 2023.

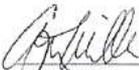
WHEREAS, a portion of these grant funds are to be utilized as retention bonus payments to employees working in CSEA represented job titles in the Wyoming County Health Department beginning in November 2023 through and including November 2027, in the annual amount of \$1,500.00 annually subject to all applicable withholdings and deductions.

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. Beginning in November 2023 through and including November 2027, employees of the Wyoming County Department of Health represented by the CSEA shall receive this \$1,500.00 retention bonus less all applicable deductions and withholdings. Employees must be employed each year on November 1st to be eligible for the retention bonus. Employees working less than 1.0 FTE will receive a pro-rated retention bonus, based on their budgeted FTE status.
2. Retention grant amount will be prorated based upon an employees FTE. For example, an employee working in a 0.5 FTE position will receive a 50% annual amount.
3. These payments will be conditioned on their continued satisfactory employment of the impacted on the date each year the retention bonus is paid. The actual payroll date shall be solely determined by Management.
4. The provisions of this memorandum can only be modified in writing by both parties.

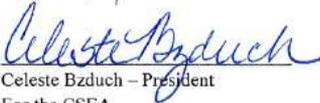
September 12, 2023

5. This Memorandum of Understanding shall not create a precedent for any future actions or utilization of grant funds awarded to Wyoming County.
6. Continued retention payments to employees will be conditioned upon grant funding availability and will not be subject to the grievance and arbitration procedures of the Collective Bargaining Agreement.
7. The parties further agree that disputes arising from the application of this Memorandum of Understanding may be subject to redress through the grievance and arbitration or the disciplinary procedures of the Collective Bargaining Agreement.



Lynn Miller
CSEA Labor Relations Specialist

Date 9/6/23

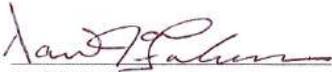


Celeste Bzduch – President
For the CSEA

Date 9/6/2023

Rebecca J. Ryan – Chair
Wyoming County Board of Supervisors

Date _____



Daniel J. Farberman
Director of Human Resources & Labor Relations
Wyoming County

Date 9/6/23

There was a motion by Ms. Grant, T/Bennington, to combine resolutions #10 through #14. Hearing no objection, resolution titles only were read.

#10

RESOLUTION NO. 23-448
(September 12, 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 DIVISION
OF VETERANS' AFFAIRS ON BEHALF OF VETERANS SERVICES**

BE IT RESOLVED, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign a grant application and acceptance award with the *New York State Division of Veterans' Affairs*, Nathan Baum OGS Division of Financial Administration, PO Box 2166, Empire State Plaza, Albany, NY 12220-0282 on behalf of Veterans Services. Said grant funding to provide services to veterans in our locality in a minimum amount of twenty-five thousand dollars (\$25,000.00); effective April 1, 2023 through March 31, 2024. (*Munis #XXX*)

Carried: XXX **Ayes:** 182 **Noes:** **Absent:** 2 (Genesee Falls) **Abstain:**
13 (Sheldon)
4 (Wethersfield)
19 Total

#11

RESOLUTION NO. 23-449
(September 12, 2023)

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

RESOLUTION NUMBER 22-432 AMENDED

WHEREAS, Resolution Number 22-432 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND ACCEPTANCE AWARD WITH THE ALZHEIMER’S ASSOCIATION ON BEHALF OF THE OFFICE FOR THE AGING**” passed by this Board of Supervisors on September 13, 2022 and provides respite services to caregivers of individuals with Alzheimer’s disease and other dementias in a minimum amount of ninety-seven thousand five hundred dollars (\$97,500.00); effective July 1, 2022 through June 30, 2023; now therefore

BE IT RESOLVED, That *Resolution Number 22-432* be hereby

September 12, 2023

13 (Sheldon)
 4 (Wethersfield)
 19 Total

#13

**RESOLUTION NO. 23-451
 (September 12, 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, as follows:

- ***Eaton-Watson Funeral Home (H.E. Turner & Co., Inc.)***, 98 North Main Street, Perry, NY 14530 for funeral services in a variable amount depending upon services provided; effective June 1, 2023 through December 31, 2027. (*Munis #N/A*)
- ***Marley Funeral Home, LLC (H.E. Turner & Co., Inc.)***, 135 Main Street, Attica, NY 14569 for funeral services in a variable amount depending upon services provided; effective June 1, 2023 through December 31, 2027. (*Munis #N/A*)
- ***Meeson Holdings, LLC d/b/a Rochester Cremation***, 4044 West Henrietta Road, Henrietta, NY 14623 for funeral services in a variable amount depending upon services provided; effective August 1, 2023 through December 31, 2027. (*Munis #N/A*)
- ***Homespace Corp.***, 135 Delaware Avenue, Suite 210, Buffalo, NY 14202 for residential foster care services in a variable amount depending upon services provided; effective July 1, 2023 through June 30, 2024. (*Munis #N/A*)

Contingent upon the availability of funds.

Carried: XXX **Ayes:** 182 **Noes:** **Absent:** 2 (Genesee Falls) **Abstain:**
 13 (Sheldon)
 4 (Wethersfield)
 19 Total

#14

September 12, 2023

RESOLUTION NO. 23-452
(September 12, 2023)

By Ms. Grant, Chairman of the Human Service 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 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*)

And,

WHEREAS, That Resolution Number 22-514 was previously amended by this Board of Supervisors on June 13, 2023 by *Resolution Number 23-313* 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*

Now therefore,

BE IT RESOLVED, That *Resolution Number 22-514* as previously amended by

Resolution Number 23-313 be hereby further amended to extend the *New York State Homes and Community Renewal, Housing Trust Fund Corporation, Office of Community Renewal* grant end date from November 9, 2023 to *December 29, 2023*. (*Munis #XXX; formerly #768*); and be it

FURTHER RESOLVED, That *Resolution Number 22-514* as previously amended by

Resolution Number 23-313 be hereby further amended to reflect a contract end date of *December 29, 2023* for *Community Action for Wyoming County* as the sole sub-recipient of said grant funds. All else remains the same. (*Munis #769*)

do hereby proclaim September 2023 as **SUICIDE PREVENTION AWARENESS MONTH** in Wyoming County.

Carried: XXX **Ayes:** 182 **Noes:** **Absent:** 2 (Genesee Falls) **Abstain:**
13 (Sheldon)
4 (Wethersfield)
19 Total

#16

RESOLUTION NO. 23-454
(September 12, 2023)

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

RESOLUTION NUMBER 23-067 AMENDED

WHEREAS, Resolution Number 23-067 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF MENTAL HEALTH**” passed by this Board of Supervisors on February 14, 2023 to provide, in part, for the following contract:

- **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*)

Now therefore,

BE IT RESOLVED, That **Resolution Number 23-067** be hereby amended to reflect a four thousand one hundred sixty dollars (\$4,160.00) increase in funding for **a new contract amount not to exceed twenty-nine thousand dollars (\$29,000.00)**. All else remains the same. (*Munis CO #1094*)

Carried: XXX **Ayes:** 182 **Noes:** **Absent:** 2 (Genesee Falls) **Abstain:**
13 (Sheldon)
4 (Wethersfield)
19 Total

#17

RESOLUTION NO. 23-455
(September 12, 2023)

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

RESOLUTION NUMBER 22-653 AMENDED

contract amount not to exceed three hundred seventy-six thousand four hundred fifty-eight dollars (\$376,458.00); now therefore

WHEREAS, That Resolution Number 22-650 as previously amended by Resolution Number 23-070 was further amended by this Board of Supervisors on May 9, 2023 by **Resolution Number 23-262** 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);** now therefore

WHEREAS, That Resolution Number 22-650 as previously amend by Resolution Number 23-070 and Resolution Number 23-262 was further amended by this Bord of Supervisors on July 11, 2023 by **Resolution Number 23-365** to reflect a **ten thousand eight hundred sixty-one dollars (\$10,861.00) increase in state aid for a new contract amount not to exceed four hundred two thousand nine hundred nineteen dollars (\$402,919.00);** now therefore

BE IT RESOLVED, That **Resolution Number 22-650** as previously amend by **Resolution Number 23-070, Resolution Number 23-262** and **Resolution Number 23-365** be hereby further amended to reflect a one thousand two hundred ninety dollar (\$1,290.00) increase in state aid due to an incorrect bed rate calculation for supportive housing for a new contract amount not to exceed four hundred four thousand two hundred nine dollars (\$404,209.00). All else remains the same. (*Munis #924*)

Carried: XXX **Ayes:** 182 **Noes:** **Absent:** 2 (Genesee Falls) **Abstain:**
13 (Sheldon)
4 (Wethersfield)
19 Total

#19

**RESOLUTION NO. 23-457
(September 12, 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 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**, Corning Tower, Empire State Plaza, Albany, NY 12237 on behalf of the County Health Department. Said grant funding is for the Wyoming Health Department 23-34 Tobacco Enforcement

ANNUAL HIGHWAY MATERIALS BIDS APPROVED

BE IT RESOLVED, That the attached yearly County Highway material bids are hereby approved effective September 1, 2023 through August 31, 2024, all ties were awarded by lot at the August 31, 2023 Public Works Committee; and be it

FURTHER RESOLVED, That the County of Wyoming reserves the right to allow all municipalities within the county to purchase any goods or services at the prices stated herein pursuant to §103 of the General Municipal Law.

Carried: XXX Ayes: 182 Noes: Absent: 2 (Genesee Falls) Abstain:
 13 (Sheldon)
 4 (Wethersfield)
 19 Total

Bids opened August 16, 2023

Contract period - 9/1/2023 - 8/31/2024

Name of Bidder	American Rock Salt Co.	Congress Minerals America Inc.	Cargill	Morton Salt
	P.O. Box 190 Mount Morris, NY 14510 1-888-782-7258	9900 W. 105th Street Overland Park, KS 66210 1-800-323-1641	24050 Country Club Blvd North Olmsted, OH 44070 1-800-600-7258	444 West Lake Street Chicago, IL 60605 1-312-807-2900
Towns				
Aitica	57.15	no bid	no bid	no bid
Bennington	57.15	no bid	no bid	no bid
Castle	57.15	no bid	no bid	no bid
Covington	57.15	no bid	no bid	no bid
Eagle	57.15	no bid	no bid	no bid
Geneseeville	57.15	no bid	no bid	no bid
Genesee Falls	57.15	no bid	no bid	no bid
Java	57.15	no bid	no bid	no bid
Middlebury	57.15	no bid	no bid	no bid
Orangeville	57.15	no bid	no bid	no bid
Pike	57.15	no bid	no bid	no bid
Sheldon	57.15	no bid	no bid	no bid
Warsaw	57.15	no bid	no bid	no bid
Wethersfield	57.15	no bid	no bid	no bid
Wyo Cnty Highway	57.15	no bid	no bid	no bid
WCCB	57.15	no bid	no bid	no bid
Village of Arcade	57.15	no bid	no bid	no bid
Village of Aitica	57.15	no bid	no bid	no bid
Village of Castle	57.15	no bid	no bid	no bid
Village of Perry	57.15	no bid	no bid	no bid
Village of Warsaw	57.15	no bid	no bid	no bid

winning bidder: American Rock Salt

Devin Blue
 County Superintendent of Highways

WYOMING COUNTY HIGHWAY DEPARTMENT
 Silver Springs, New York 14550
ABRASIVE GRIT

Bids opened August 18, 2023

Contract period – 9/1/23 – 8/31/24

	<u>Price/Ton – F.O.B. Plant</u>
D & H Materials 11939 Rt. 98 S Arcade, NY 14009	10811 Rt. 16 Delevan 4.75
Frey Sand & Gravel 3850 Dry Bridge Road Alexander, NY 14005	Alexander Plant: NO BID
Germatt Asphalt Products, Inc. 13870 Taylor Hollow Road Collins, New York 14034 Phone 716-532-3371	Chaffee Plant: 5.25 Freedom Plant: 6.25
M & M Aggregates 6128 Sheppard Road Bliss, NY 14024 Phone 585-786-5409	6128 Sheppard Rd Plant: 6.50
Spallina Materials, Inc. PO Box 89 West Bloomfield, NY 14585 Phone 585-657-6575	10318 Pavilion Ctr Rd 6.50
Valley Sand & Gravel 4350 Caledonia Avon Rd Caledonia, NY 14423 Phone 585-315-6602	Caledonia 5.00

Devin Blue
 Wyoming County Superintendent of Highways

September 12, 2023

WYOMING COUNTY HIGHWAY DEPARTMENT
Silver Springs, New York 14550

ABRASIVE GRIT

Bids opened August 18, 2023

Contract period – 9/01/23 – 8/31/24

<u>Town</u>	<u>Price/Ton @ Town Stockpile Location</u>	<u>Supplier</u>
Arcade	8.95	Gernatt Asphalt Products
Attica	12.90	M&M Aggregates
Bennington	12.35	D&H Materials
Castile	12.50	D&H Materials
Covington	13.70	M&M Aggregates
Eagle	10.05	D&H Materials
Gainesville	12.00	M&M Aggregates
Genesee Falls	12.05	D&H Materials
Java	10.35	Gernatt Asphalt Products
Middlebury	12.90	M&M Aggregates
Orangeville	11.80	Gernatt Asphalt Products
Perry	12.35	D&H Materials
Pike	10.75	Gernatt Asphalt Products
Sheldon	10.90	Gernatt Asphalt Products
Warsaw	12.00	M&M Aggregates
Wethersfield	11.80	Gernatt Asphalt Products

All materials for use in State/County stockpile will be delivered as shown.

Devin Blue
Wyoming County Superintendent of Highways

ABRASIVE GRIT
LOWEST TO HIGHEST BIDDERS
2023-2024 SEASON

<u>Arcade</u>	1. Gernatt Asphalt	8.95
	2. D&H Materials	9.20
	3. M&M Aggregates	12.90
<u>Attica</u>	1. M&M Aggregates	12.90
	2. Gernatt Asphalt	13.25
	3. D&H Materials	13.55
<u>Bennington</u>	1. D&H Materials	12.35
	2. Gernatt Asphalt	12.55
	3. M&M Aggregates	13.70
<u>Castile</u>	1. D&H Materials	12.50
	2. M&M Aggregates	12.70
	3. Gernatt Asphalt	13.15
<u>Covington</u>	1. M&M Aggregates	13.70
	2. D&H Materials	15.15
	3. Gernatt Asphalt	15.80
<u>Eagle</u>	1. D&H Materials	10.05
	2. Gernatt Asphalt	10.50
	3. M&M Aggregates	12.00
<u>Gainesville</u>	1. M&M Aggregates	12.00
	2. D&H Materials	12.05
	3. Gernatt Asphalt	12.65
<u>Genesee Falls</u>	1. D&H Materials	12.05
	2. Gernatt Asphalt	13.20
	3. M&M Aggregates	13.70
<u>Java</u>	1. Gernatt Asphalt	10.35
	2. D&H Materials	10.85
	3. M&M Aggregates	12.00
<u>Middlebury</u>	1. M&M Aggregates	12.90
	2. Gernatt Asphalt	14.35
	3. D&H Materials	14.65
<u>Orangeville</u>	1. Gernatt Asphalt	11.80
	2. M&M Aggregates	12.00
	3. D&H Materials	12.35

ABRASIVE GRIT
LOWEST TO HIGHEST BIDDERS
2023-2024 SEASON

<u>Perry</u>	1. D&H Materials	12.35
	2. M&M Aggregates	12.90
	3. Gernatt Asphalt	14.65
<u>Pike</u>	1. Gernatt Asphalt	10.75
	2. D&H Materials	11.40
	3. M&M Aggregates	12.00
<u>Sheldon</u>	1. Gernatt Asphalt	10.90
	2. D&H Materials	11.40
	3. M&M Aggregates	12.90
<u>Warsaw</u>	1. M&M Aggregates	12.00
	2. Gernatt Asphalt	12.75
	3. D&H Materials	13.10
<u>Wethersfield</u>	1. Gernatt Asphalt	11.80
	2. M&M Aggregates	12.00
	3. D&H Materials	12.05
Plant Price	1. D&H Materials - Delevan	4.75
	2. Valley Sand & Gravel – Caledonia	5.00
	3. Gernatt Asphalt – Chaffee	5.25
	4. Gernatt Asphalt – Freedom & RT 16	6.25
	5. M&M – Sheppard Rd	6.50
	Spallina – Pavilion Center Rd	6.50

#22

RESOLUTION NO. 23-460
(September 12, 2023)

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

**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A
CONTRACT WITH GEORGE & SWEDE SALES AND SERVICES, 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 *George and Swede Sales*
Regular Session

and Services, Inc., 7155 Big Tree Road, Pavilion, NY 14525 on behalf of the County Highway. Said contract is for the purchase of a 2023 Hyundai R55-9A Mini Excavator in an amount not to exceed eighty-three thousand four hundred eighty-nine dollars and seventy-one cents (\$83,489.71); effective September 1, 2023 through delivery of equipment. Contingent upon the availability of funds. (*NYS OGS Contract PC69513*) (*Munis #1717*)

Carried: XXX Ayes: 182 Noes: Absent: 2 (Genesee Falls) **Abstain:**
 13 (Sheldon)
 4 (Wethersfield)
 19 Total

#23

RESOLUTION NO. 23-461
(September 12, 2023)

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH
 EASTMAN TREE SERVICES 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 the **Eastman Tree Service**, 3203 Smallwood Road, Warsaw, NY 14569 on behalf of the County Highway. Said contract is for tree removal services for 4BNY.46 (D040609) Bridge Perry #09 Silver Lake over Silver Lake Outlet, Culvert Project in an amount not to exceed ten thousand dollars (\$10,000.00); effective September 1, 2023 through completion of project. Contingent upon the availability of funds. (*Munis #1718*)

Carried: XXX Ayes: 182 Noes: Absent: 2 (Genesee Falls) **Abstain:**
 13 (Sheldon)
 4 (Wethersfield)
 19 Total

#24

RESOLUTION NO. 23-462
(September 12, 2023)

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

**CHAIRMAN AUTHORIZED TO SIGN A JOINT SERVICE
 AGREEMENT WITH ROCHESTER-GENESEE REGIONAL**

September 12, 2023

**TRANSPORTATION AUTHORITY (“RGRTA”) 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 REVENUE contract with ***Rochester-Genesee Regional Transportation Authority (“RGRTA”)***, an RGRTA operating subsidiary located at 38 Duncan Street, Warsaw, NY 14569 on behalf of County Highway. Said contract to provide parking at no charge, dumpster rental at \$40.38 per month and fuel as consumed by RTS. Said costs to be billed monthly by County Highway in an anticipated amount not to exceed seven hundred seventy-five thousand three hundred seventy dollars (\$775,370.00); effective May 1, 2023 through April 30, 2028. (*Munis #1721*)

Carried: XXX Ayes: 182 Noes: Absent: 2 (Genesee Falls) Abstain:
13 (Sheldon)
4 (Wethersfield)
19 Total

#25

**RESOLUTION NO. 23-463
(September 12, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH KIDENEY
ARCHITECTS, P.C. ON BEHALF OF BUILDINGS AND GROUNDS**

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 ***Kideney Architects, P.C.***, 143 Genesee Street, Buffalo, NY 14203 on behalf of Buildings and Grounds. Said contract is for architect, design engineering and soil boring services at the Wyoming County Fire Training Center in an amount not to exceed one hundred seventy-five thousand five hundred dollars (\$175,500.00); effective August 28, 2023 through completion of project. Contingent upon the availability of funds. (*Munis #1716*)

Carried: XXX Ayes: 182 Noes: Absent: 2 (Genesee Falls) Abstain:
13 (Sheldon)
4 (Wethersfield)
19 Total

#26

126

dollars (\$224,326.00); effective August 28, 2023 through completion of project. Contingent upon the availability of funds. (*Sourcewell Contract 092222-CAT*) (*Munis #1720*)

Carried: XXX Ayes: 182 Noes: Absent: 2 (Genesee Falls) **Abstain:**
13 (Sheldon)
4 (Wethersfield)
19 Total

There was a motion by Ms. May, T/Orangeville, to combine resolutions #28 and #29. Hearing no objection, resolution titles only were read.

#28

RESOLUTION NO. 23-466
(September 12, 2023)

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

RESOLUTION NUMBER 22-601 AMENDED

WHEREAS, Resolution Number 22-601 entitled, “**APPROVING SOLE SOURCE PROCUREMENT WITH SQUAD 9, LLC ON BEHALF OF EMERGENCY SERVICES**” passed by this Board of Supervisors on November 8, 2022 and provided, in part, for the following two (2) contracts:

- Consultation in implementing a Domestic and Targeted Violence Prevention Strategy and Team in an amount not to exceed twenty-four thousand dollars (\$24,000.00); effective September 1, 2022 through August 31, 2024. (*Munis #871*)
- Provide Threat Assessment Management Team Training on domestic and targeted violence in an amount not to exceed twenty-three thousand six hundred dollars (\$23,600.00); effective September 1, 2022 through August 31, 2024. (*Munis #872*)

Now therefore,

BE IT RESOLVED, That *Resolution Number 22-601* be hereby amended to terminate both contracts effective August 15, 2023. All else remains the same.

Carried: XXX Ayes: 182 Noes: Absent: 2 (Genesee Falls) **Abstain:**
13 (Sheldon)
4 (Wethersfield)
19 Total

#29

RESOLUTION NO. 23-467
(September 12, 2023)

Regular Session

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

**CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE
AWARD WITH THE NEW YORK STATE DEPARTMENT OF
CRIMINAL JUSTICE ON BEHALF OF THE DISTRICT ATTORNEY**

BE IT RESOLVED, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized to sign a grant acceptance award with the *New York State Department of Criminal Justice Services*, 80 South Swan Street, Albany, NY 12210 on behalf of the District Attorney. Said grant to provide funds for the Aid to Prosecution in a minimum amount of one hundred four thousand six hundred twenty-five dollars (\$104,625.00); effective April 1, 2023 through March 31, 2024. (*Munis #N/A*)

Carried: XXX Ayes: 182 Noes: Absent: 2 (Genesee Falls) **Abstain:**
13 (Sheldon)
4 (Wethersfield)
19 Total

There was a motion by Mr. Kehl, T/Attica, to combine resolutions #30 through #50. Hearing no objection, resolution titles only were read.

#30

**RESOLUTION NO. 23-468
(September 12, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**DISABILITY INSURANCE RATES WITH SHELTERPOINT
APPROVED**

BE IT RESOLVED, That rates for statutory New York State Disability Insurance coverage with *ShelterPoint*, 1225 Franklin Avenue, Garden City, NY 11530 for the following employees are hereby approved with the following rates:

- **CSEA ~ General Group:**
 - \$13.70 per employee - per month
 - effective October 1, 2023 to October 1, 2025
- **County and Hospital Management:**
 - \$9.40 per employee - per month
 - effective October 1, 2023 to October 1, 2025
- **CSEA ~ WCCH Supervisory:**
 - \$3.90 per female - per month
 - \$1.95 per male - per month

September 12, 2023

- effective October 1, 2023 to October 1, 2024

(Munis N/A)

Contingent upon the availability of funds.

Carried: XXX Ayes: 182 Noes: Absent: 2 (Genesee Falls) Abstain:
 13 (Sheldon)
 4 (Wethersfield)
 19 Total

#31

RESOLUTION NO. 23-469
(September 12, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH SHI ON
 BEHALF OF INFORMATION AND 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 a contract with **SHI**, 290 Davidson Avenue, Somerset, NJ 08873 on behalf of Information Technology. Said contract is for support for HP SAN in an amount not to exceed twenty-nine thousand fifty-eight hundred dollars and ten cents (\$29,058.10); effective September 12, 2023 through September 30, 2028. Contingent upon the availability of funds. (NYS Sourcewell CO-OP 081419-SHI) (Munis #1730)

Carried: XXX Ayes: 182 Noes: Absent: 2 (Genesee Falls) Abstain:
 13 (Sheldon)
 4 (Wethersfield)
 19 Total

#32

RESOLUTION NO. 23-470
(September 12, 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*

RESOLUTION NO. 23-471
(September 12, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 22-609 AMENDED

WHEREAS, Resolution Number 22-609 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE AWARD WITH NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES ON BEHALF OF INFORMATION TECHNOLOGY**,” passed by this Board of Supervisors on November 8, 2022 and provides funding for the enhancement and sustainment of cyber security posture and ensure IT systems are secure and protected from cyber threats in a minimum amount of fifty thousand dollars (\$50,000.00); effective October 1, 2022 through August 31, 2023; now therefore,

BE IT RESOLVED, That *Resolution Number 22-609* be hereby amended to correct the contract term from October 1, 2022 through August 31, 2023 to **October 1, 2022 through August 31, 2024**. All else remains the same. (*Munis #877*)

Carried: XXX **Ayes:** 182 **Noes:** **Absent:** 2 (Genesee Falls) **Abstain:**
13 (Sheldon)
4 (Wethersfield)
19 Total

#34

RESOLUTION NO. 23-472
(September 12, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH BRIAN PARISI COPIER SYSTEMS ON BEHALF OF INFORMATION AND 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 a contract with *Brian Parisi Copier Systems*, 8316 Mail Street, Williamsville, NY 14221 on behalf of Information Technology. Said contract is for a support agreement in an amount not to exceed eight thousand seven hundred dollars (\$8,700.00); effective July 27,

Human Resource

- Set the salary for one (1) position of ***Human Resource Assistant*** (position code 035.434) (1.00 FTE) at a range of \$17.00-\$20.00/ hr.; position available date is September 13, 2023.

Veterans Services

- Set the hourly wage for one (1) position of ***Administrative Assistant*** (position code 008.693) at \$18.00/hr. (annual salary equivalent of \$32,760.00) per the terms of the offer of employment letter; effective April 10, 2023.

Salary Schedule “I”:***Treasurer’s Office***

- Set the annual salary for one (1) position of ***County Treasurer*** at \$92,050.00, an increase of \$8,000.00; effective January 1, 2024
 - Increase subject to Local Law, which shall take effect forty-five (45) days from the date of adoption by the Board of Supervisors unless a petition is filed in accordance with Municipal Home Rule Law Section 24

County Clerk

- Set the annual salary for one (1) position of ***County Clerk*** at \$88,000.00, an increase of \$3,950.00; effective January 1, 2024
 - Increase subject to Local Law, which shall take effect forty-five (45) days from the date of adoption by the Board of Supervisors unless a petition is filed in accordance with Municipal Home Rule Law Section 24

Salary Schedule “D”:***Veteran’s Services***

- Set the annual salary of the ***Veterans Services Director*** at \$54,151.00, an increase of \$9,000.00; effective January 1, 2024
 - Increase subject to Local Law, which shall take effect forty-five (45) days from the date of adoption by the Board of Supervisors unless a petition is filed in accordance with Municipal Home Rule Law Section 24

Salary Schedule “F and G”:***District Attorney***

- To provide stipends plus corresponding fringes to the following:
 - ***Assistant District Attorney (1st)*** \$5,200.00
 - ***Assistant District Attorney (2nd)*** \$5,000.00
 - ***Secretary to the District Attorney*** \$3,000.00
 - ***Crime Victims Program Coordinator*** \$3,000.00

- *Domestic Violence Coordinator* \$3,000.00
- *Discovery Coordinator* \$3,000.00
- *Administrative Assistant (DA)* \$3,000.00
 - Said amounts are to be paid in November 2023
 - Funds provided through the Aid to Prosecution Grant
- To provide stipends plus corresponding fringes to the following:
 - *Assistant District Attorney (1st)* \$2,000.00
 - *Discovery Coordinator* \$1,000.00
 - *Administrative Assistant (DA)* \$4,000.00
 - *Secretary to the District Attorney* \$4,200.00
 - *Crime Victim Program Coordinator* \$4,000.00
 - *Domestic Violence Coordinator* \$10,000.00
 - Said amounts are to be paid in January 2024
 - Funds provided through the Aid to Prosecution Grant
- To provide stipends plus corresponding fringes to the following:
 - *Assistant District Attorney (1st)* \$2,000.00
 - *Assistant District Attorney (2nd)* \$3,000.00
 - *Secretary to the District Attorney* \$8,000.00
 - *Crime Victim Program Coordinator* \$3,000.00
 - *Domestic Violence Coordinator* \$5,000.00
 - *Administrative Assistant (DA)* \$15,000.00
 - *Deputy County Treasurer* \$4,000.00
 - Said amounts are to be paid in December 2023
 - Funds provided by the Traffic Diversion Program
- To provide stipends plus corresponding fringes to the following:
 - *Assistant District Attorney (1st)* \$3,000.00
 - *Secretary to the District Attorney* \$10,000.00
 - *Administrative Assistant (DA)* \$15,000.00
 - *Deputy County Treasurer* \$4,000.00
 - Said amounts are to be paid in December 2024
 - Funds provided by the Traffic Diversion Program

Public Defender

- To provide stipend plus corresponding fringe for one (1) position of *Assistant Public Defender (3rd)* (position code 002.503) for \$3,358.00; effective January 1, 2023.
 - Provided through NYS Indigent Legal Services (ILS) 4th Counsel at First Appearance Grant (Contract CAFA456)
 - Contract period January 01, 2023-December 31, 2025
 - All other Salary Schedules as it relates to this Grant shall remain the same and unchanged
- For one (1) position of *Staff Social Worker, PT* (position code 015.594), the health and medical benefit package is consistent with Salary Schedule “S”

- Salaries and benefits fully reimbursed by Wyoming County Data-Day, Alternatives to Incarceration Grant

Carried: XXX Ayes: 182 Noes: Absent: 2 (Genesee Falls) Abstain:
 13 (Sheldon)
 4 (Wethersfield)
 19 Total

#37

**RESOLUTION NO. 23-475
 (September 12, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

SALARY SCHEDULES “S” AND “D” AMENDED

BE IT RESOLVED, That the Wyoming County Salary Plan which became effective January 1, 1967, as amended, is hereby amended as follows:

Carried: XXX Ayes: 182 Noes: Absent: 2 (Genesee Falls) Abstain:
 13 (Sheldon)
 4 (Wethersfield)
 19 Total

Wyoming County

2023-2204

Compensation Committee Review Worksheet

	Dept.	Position	Employee Name	Current Salary & Stipend	Proposed 2024 Salary	% Proposed Increase	Amount Proposed Increase	Prior Adjustment Date / %	Comp Committee Approved Amount	Amount & % Increase	2024 3% COLA Approved Yes or No
1	OFA	Director	Andrea Aldinger	\$71,956	\$76,375	6.01%	\$4,419	None	\$3,044 \$75,000	4.23%	YES
	OFA	Director	Andrea Aldinger	\$1,000 New Stipend	N/A	N/A	\$1,000	N/A	Stipend Continues		N/A
	GFA	Deeeter	Andrea Aldinger	\$8,000 HMG Stipend	N/A	N/A	\$8,000	N/A	Stipend Grant Ended		N/A
2	OFA	Deputy Director	Tess Phillips	\$56,505	\$58,805	4.07%	\$2,300	None	\$2,495 \$59,000	4.4%	Yes
3	OFA	Deputy Director	Tess Phillips	\$2,000 Stipend	N/A	N/A	\$2,000	N/A	Stipend Continues		N/A
4	Treasurer	Treasurer	Robin LaWall	\$84,050	100,000	18.9%	\$15,950	N/A	\$8,000 \$92,050	9.5%	Yes

Dept.	Position	Employee Name	Current Salary & Stipend	Proposed 2023 Salary	% Proposed Increase	Amount Proposed Increase	Prior Adjustments Date / %	Comp Committee Approved Amount	Amount & % Increase	2024 3% COLA Approved Yes or No	
5	Treasurer	Fiscal Admin	Michelle Lapiana	\$44,171	\$46,379	4.99%	\$2,208	None	\$2,208 \$46,379	4.99%	Yes
6	Treasurer	Deputy Treasurer	Learn Becker	\$47,160	\$50,000	6.02%	\$2,840	None	\$1,500 \$48,660	3.01%	Yes
7	County Clerk	County Clerk	Rhonda Pierce	\$84,050	\$88,085	4.81%	\$4,045	7.6% 1/1/23	\$3,950 \$88,085	4.7%	Yes
8	Buildings & Grounds	Director	Mike Adamczak	\$79,060	\$96,060	21.5%	\$17,000	7.5% 1/1/22	\$6,000 \$85,000	7.6%	Yes
9	Buildings & Grounds	Admin	Paige Law	\$21.50 / Hour	\$23.50 / Hour	9.30%	\$2.00 / HR \$3,640	None	No Increase	0.0%	Yes
10	Buildings & Grounds	Secretary to Director	Kristen Wiedemann	\$47,829	\$50,000	14.99%	\$2,171	7.4% 1/1/22	\$3,500 \$51,329	7.3%	Yes
11	Probation	Director	Joan Kibler	\$77,618	\$89,260	14.99%	\$11,642	10.4% 1/1/22	\$3,882 \$81,500	5.0%	Yes
	Probation	Director	Joan Kibler	\$1,000 HIPAA	N/A	N/A	N/A	N/A	Stipend Continues	N/A	N/A
12	Sheriff	Chef	Richard Bailey	\$49,917	\$59,280	18.6%	\$9,369	None	\$9,309 \$59,280	18.6%	Yes
13	Sheriff	Asst. Chef	Ian Grawe	\$39,686	\$48,880	23.16%	\$9,194	None	\$9,194 \$48,880	23.16%	Yes

Dept.	Position	Employee Name	Current Salary & Stipend	Proposed 2023 Salary	% Proposed Increase	Amount Proposed Increase	Prior Adjustment Date / %	Comp Committee Approved Amount	Amount & % Increase	2024 3% COLA Approved Yes or No	
14	Sheriff	911 Coord	Tony Santoro	\$68,291 Plus \$20,800 On call	\$94,000 No On Call	37.64%	\$25,709	None	\$900 + roll in On Call \$89,991	1.3%	Yes
15	Sheriff	Jail Admin	Mike Horton	\$80,962 prior to 2023 4%	\$96,500	16.38%	\$15,534	None	\$10,000 \$94,200.48	12%	Yes* 4.0% jail CBA 2024
16	Vec's Services	Director	Anthony Solina	\$45,151	\$63,000	39.53%	\$17,849	None	\$9,000 \$54,151	19.9%	Yes
17	IT	Network Admin	Logan Klawner	\$53,000	\$60,000	9.09%	\$7,000	None	\$5,000 \$60,000	9.09%	Yes
18	IT	Admin Asst	Kelly Sevistos	\$44,786	\$47,025	5.00%	\$2,239	6.54 % 1/1/23	\$2,239 \$47,025	5.0%	Yes
19	IT	Network Admin	David Sink	\$53,000	\$60,000	9.09%	\$7,000	None	\$5,000 \$60,000	9.09%	Yes
20	IT	IT Specialist	Nick Glatt	\$63,883	\$67,077	5.00%	\$3,194	5.0 % 1/1/22 6.54 % 1/1/23	\$3,149 \$67,077	5.0%	Yes

	Dept.	Position	Employee Name	Current Salary & Stipend	Proposed 2023 Salary	% Proposed Increase	Amount Proposed Increase	Prior Adjustment Date / %	Comp Committee Approved Amount	Amount & % Increase	2024 3% COLA Approved Yes or No
21	IT	Director	Bill Sikes	\$122,000	\$128,100	5.0%	\$6,100	3/29/21 - fired at \$90,000 1/1/22 - \$92,250 (COLA 2.5%) 3/29/22 - \$97,250 (per line agreement - \$5000 increase Res 22-031) 1/1/23 - \$107,676 (market adjustment of \$21,776 plus COLA) 1/10/23 - \$122,000 (retro to 1/1	\$2,440 \$124,440	2.0%	Yes

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	Dept.	Position	Employee Name	Current Salary & Stipend	Proposed 2023 Salary	% Proposed Increase	Amount Proposed Increase	Prior Adjustment Date / %	Comp Committee Approved Amount	Amount & % Increase	2024 3% COLA Approved Yes or No
	IT	Director	Bill Sikes	\$1,000 Stipend HIPAA	N/A	N/A	N/A	N/A	Stipend Continues	N/A	N/A
22	IT	IT Assistant	Ryle Seewald	\$47,229	\$49,590	5.0%	\$2,361	5.0% 1/1/22 6.54% 1/1/23	\$2,361 \$49,590		Yes
23	IT	IT Assistant	George Carrick	\$54,447	\$57,169	5.0%	\$2,722	5.0% 1/1/22 6.54% 1/1/23	\$2,722 \$57,169		Yes
24	County Attorney	Legal Secretary	Margaret Cordaro	\$23.05 / Hour	\$25.50 / Hour	10.4%	\$2.40 / HR \$4,368	17% 1/1/20 11.8% 1/1/23	\$25.50/ Hr. \$4,368	18.4%	Yes
25	County Attorney	Asst County Attorney	Brian Degron	\$84,727	\$88,963	5.0%	\$4,236	None	\$4,368 \$88,963		Yes
26	County Attorney	Asst County Attorney	Jennifer Murray	\$71,438	\$75,009	5.0%	\$3,571	None	\$3,571 \$75,009		Yes
27	Building Codes	Fire Inspector	Mike Cook	\$43,061	\$47,061	9.28%	\$4,000	10.1% 1/1/23	\$2,000 \$45,061	4.6%	Yes
28	Building Codes	Inspector	Darin Loft	\$48,175	\$52,175	8.30%	\$4,000	8.5% 1/1/23	\$2,000 \$51,175	4.1%	Yes

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Dept.	Position	Employee Name	Current Salary & Stipend	Proposed 2023 Salary	% Proposed Increase	Amount Proposed Increase	Prior Adjustment Date / %	Comp Committee Approved Amount	Amount & % Increase	2024 3% COLA Approved Yes or No
29	Building Codes Inspector	Pauline Swartz	\$43,880	\$47,880	9.11%	\$4,000	10.3% 1/1/23	\$2,000 \$45,880	4.5%	Yes
30	Building Codes Enforcement Officer	Don Roberts	\$88,673	\$90,673	2.22%	\$2,000		No Increase	0.0%	Yes
	Building Codes Enforcement Officer	Don Roberts	\$12,608 Stipend	N/A	N/A	N/A		Stipend Continues		N/A
31	Zoning Sr. Zoning Officer	Jenna Marley	\$43,752	\$45,752	4.57%	\$2,000	4.9% 1/1/23	\$2,000 \$45,752	4.57%	Yes
32	Zoning Zoning Officer	Nicole Grover	\$37,637	\$39,637	5.31%	\$2,000	5.75% 1/1/23	\$2,000 \$39,637	5.31%	Yes
33	Budget Deputy Budget Officer	Deonna Nikiel	\$49,159	\$55,000	11.89%	\$5,841	7.8% 1/1/22 Promoted 7/18/22 5.95%	\$4,000 \$53,159	8.1%	Yes
34	Budget Budget Director	Jane Cook	\$91,207	\$102,994	12.92%	\$11,787		\$8,000 \$99,207	8.77%	Yes
	Budget Budget Director	Jane Cook	\$12,006 Stipend	N/A	N/A	N/A		Stipend Continues		N/A
35	Emergency Mgt. Director	Brian Meyers	\$64,548	\$81,437	26.16%	\$16,889		\$7,000 \$71,548	10.84%	Yes

Dept.	Position	Employee Name	Current Salary & Stipend	Proposed 2023 Salary	% Proposed Increase	Amount Proposed Increase	Prior Adjustment Date / %	Comp Committee Approved Amount	Amount & % Increase	2024 3% COLA Approved Yes or No
36	Human Resources HR Assistant I	Jessica Schmidt	\$18.71 / Hour	\$21.71	16.03%	\$3.00/HR \$5,400		\$3.00/ Hr. \$5,400	16.3%	Yes
TOTALS					1.2%	\$243,563		\$142,560	0.69%	

#38

**RESOLUTION NO. 23-476
(September 12, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A CONTRACT WITH GEOCOVE, INC. ON BEHALF OF REAL PROPERTY TAX 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 award bid and sign a contract with *Geocove, Inc.*, 247 Cayuga Road, Suite 70, Cheektowaga, NY 14225 on behalf of Real Property Tax Services. Said contract is for the set up of Enterprise GIS Portal in an amount not to exceed thirteen thousand five hundred dollars (\$13,500.00); effective September 12, 2023 through December 31, 2023. Contingent upon the availability of funds. (*Munis #1721*)

September 12, 2023

Carried: XXX Ayes: 182 Noes: Absent: 2 (Genesee Falls) Abstain:
13 (Sheldon)
4 (Wethersfield)
19 Total

#39

**RESOLUTION NO. 23-477
(September 12, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH THE
UNITED STATES OF AMERICA, DEPARTMENT OF AGRICULTURE,
FARM PRODUCTION AND CONSERVATION ON BEHALF OF THE
BOARD OF SUPERVISORS**

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 the *United States of America, Department of Agriculture, Farm Production and Conservation*, FSA/NRCS/RMS Business Center, 1400 Independence Avenue, SW, Washington, DC 20250 on behalf of the Board of Supervisors. Said contract is for the lease of 4,500 sq. ft. on the 2nd Floor, Suite D (USDA space) in the Ag and Business Center in an annual amount of seventy-seven thousand six hundred twenty-five dollars (\$77,625.00); effective February 28, 2022 through February 22, 2026. (*Revenue contract*) (*Munis #1678*)

Carried: XXX Ayes: 182 Noes: Absent: 2 (Genesee Falls) Abstain:
13 (Sheldon)
4 (Wethersfield)
19 Total

***Local Law*
#40**

**RESOLUTION NO. 23-478
(September 12, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**SET PUBLIC HEARING ~ INTRODUCTORY LOCAL LAW NO. E
YEAR 2023**

WHEREAS, There has been duly presented and introduced at a meeting of this Board of Supervisors of Wyoming County on this 12th day of

September, 2023, a proposed local law entitled, “Local Law Introductory No. E, Year 2023, **“A LOCAL LAW PROVIDING SALARIES FOR CERTAIN COUNTY OFFICERS FOR THE YEAR 2024,”** 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 **10th day of October, 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. E - YEAR 2023

A Local Law entitled **“Providing Salaries for Certain County Officers for the year 2024”**

BE IT ENACTED by the Board of Supervisors of the County of Wyoming as follows:

- Section 1. Effective as hereafter provided, the annual salary of the **County Treasurer** shall be increased by \$8,000.00, for a total annual salary of \$92,050.00.
- Section 2. Effective as hereafter provided, the annual salary of the **County Clerk** shall be increased by \$3,950.00, for a total annual salary of \$88,000.00.
- Section 3. Effective as hereafter provided, the annual salary of the **Veteran Services Director** shall be increased by \$9,000.00, for a total annual salary of \$54,151.00.
- Section 4. All salaries set forth in Section 1 above shall be for the year 2024; effective as of January 01, 2024.
- Section 5. This Local Law shall take effect forty-five (45) days from the date of adoption by the Board of Supervisors unless a petition is filed in accordance with Municipal Home Rule Law Section 24.
- Section 6. This Local Law is subject to permissive referendum.

DATED at Warsaw, New York
September 12, 2023 (Introduced)
Cheryl J. Ketchum, ^{CMC}
Clerk to the Board

Carried: XXX Ayes: 182 Noes: Absent: 2 (Genesee Falls) Abstain:
13 (Sheldon)
4 (Wethersfield)
19 Total

#41

RESOLUTION NO. 23-479

September 12, 2023

(September 12, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 22-484 AMENDED

WHEREAS, Resolution Number 22-484 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**”, was passed by this Board of Supervisors on September 13, 2022 and provides, in part, for the following contract:

- ***Craneware, Inc.***, 3340 Peachtree Road, N.E., Suite 850, Atlanta, GA 30326 to provide hospital Charge Master updates and price transparency in an amount not to exceed ninety-one thousand dollars (\$91,000.00) per term; effective October 1, 2022 through November 30, 2023.

And,

WHEREAS, That Resolution Number 22-484 was previously amended by this BOARD of Supervisors on October 11, 2022 by ***Resolution Number 22-563*** as follows:

- Change the to change the contract term from October 1, 2022 through November 30, 2023 to ***September 30, 0222 through September 30, 2025.***
- Increase the contract amount from ninety-one thousand dollars (\$91,000.00) per term to ***include a one-time implementation and training fee of thirty-six thousand five hundred sixty-five dollars (\$36,565.00) plus fifty thousand two hundred forty-two dollars \$50,242.00) per year for a total contract amount not to exceed of one hundred eighty-seven thousand two hundred ninety-one dollars (\$187,291.00).***

Now therefore,

BE IT RESOLVED, That ***Resolution Number 22-484*** as previously amended by ***Resolution Number 22-563*** be hereby further amended as follows:
Add additional module and increase the total contract amount to an amount not to exceed ***three hundred forty-four thousand four hundred sixty-three dollars (\$344,463.00)***

- Extend the contract term from September 30, 2022 through September 30, 2025 ***through September 30, 2026.***

All else remains the same.

Carried: XXX **Ayes:** 182 **Noes:** **Absent:** 2 (Genesee Falls) **Abstain:**
13 (Sheldon)
4 (Wethersfield)
19 Total

September 12, 2023

RESOLUTION NO. 23-487
(September 12, 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**.

And,

WHEREAS, That Resolution Number 18-346 was previously amended by this Board of Supervisors on June 13, 2023 by **Resolution Number 22-036** as follows:

- 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**.

Now therefore,

BE IT RESOLVED, That **Resolution Number 18-346** as previously amended by **Resolution Number 22-036** be hereby further amended to **increase the amount not to exceed to nine hundred thousand dollars (\$900,000.00) per year for the period of July 2, 2020 through June 30, 2023**; and be it

FURTHER RESOLVED, That amending **Resolution Number 22-036** be hereby amended to correct the contract amount to reflect an amount of **eight hundred thousand dollars (\$800,000.00) per year for a total amount not to**

RESOLUTION NO. 23-489
(September 12, 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 Supervisors			
From: 011010.510601 Unused Benefit Time	\$1,460.00		
011010.589003 HRA Admin. Fee	1,125.00		
To: 011010.540111 Computer		\$185.00	
011010.540301 Prof. Service Contract		2,400.00	
Reason: To cover unanticipated increase in insurance and Tyler Tech/MUNIS training.			
Board of Supervisors Total			\$2,585.00

Carried: XXX **Ayes:** 162 **Noes:** 20 (Attica) **Absent:** 2 (Genesee Falls) **Abstain:**
13 (Sheldon)
4 (Wethersfield)
19 Total

Public Hearings ~

- **Public Comment**
 - Local Law No. 3 (Introductory B, Year 2023) ~ Year 2023 entitled, ***“A Local Law Repealing and Replacing Local Law No. 17 for the Year 1993, Establishing the Position of County Administrator for the County of Wyoming”***

Chairwoman Ryan, T/Warsaw mentioned a meeting with all Supervisors pre-Covid which revealed the County Administrator was a top priority.

Supervisor Gozelski, T/Castile asked for clarification concerning duties and comments made by Chairwoman Ryan.

Supervisor Brick, T/Perry asked about duties of an Administrator and the possibly of saving tax dollars and questioned the publication of the position. Chairwoman Ryan confirmed receipt of applications but no interviews conducted.

Supervisor Leuer, T/Middlebury cited the subcommittee he participated in and the significant enhancement in the description of duties for this position. Feels

it will improvement efficiency at the County.

Supervisor Roche, T/Eagle clarified that the job description has been updated from the old law and that is the reason for the adoption of the new law.

- ***Close Public Hearing***

Motion to close the Public Hearing was made by Supervisor Roche, T/Eagle. Seconded by Supervisor Kehl, T/Attica. All Aye. Carried.

***Local Law
#52***

**RESOLUTION NO. 23-490
(September 12, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**LOCAL LAW NO. 3 (INTRODUCTORY B, YEAR 2023) ~ YEAR 2023,
“A Local Law Repealing and Replacing Local Law No. 17 for the Year 1993,
Establishing the Position of County Administrator for the County of
Wyoming” ADOPTED**

WHEREAS, There was duly presented and introduced at a meeting of this Board, held on the 11th day of July, 2023, a proposed local law of the County, designated as Local Law Introductory No. B, for the year 2023, entitled, **“A Local Law Repealing and Replacing Local Law No. 17 for the Year 1993, Establishing the Position of County Administrator for the County of Wyoming”**; and

WHEREAS, In accordance with the provisions of Resolution Number 23-387 there was a public hearing held by this Board of Supervisors on this 12th day of September, 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 3, Year 2023, County of Wyoming, New York, as presented to this Board on the 11th day of July 2023, is hereby adopted, as presented, as follows:

LOCAL LAW NO. 3 ~ YEAR 2023

A Local Law entitled, **“A Local Law Repealing and Replacing Local Law No. 17 for the Year 1993, Establishing the Position of County Administrator of the County of Wyoming”**.

September 12, 2023

BE IT ENACTED by the Board of Supervisors for the County of Wyoming as follows:

SECTION 1. PURPOSE

This local law hereby repeals Local Law Number 17 of Year 1993, entitled “*A Local Law Establishing the Position of County Administrator of the County of Wyoming*” and is replaced with the following:

SECTION 2. COUNTY ADMINISTRATOR

The position of County Administrator of the County of Wyoming is hereby created pursuant to Section 204 of the County Law. The County Administrator shall be the chief administrative officer of the County of Wyoming; shall report directly to the Wyoming County Board of Supervisors and shall be subject to its supervision, direction and control as set forth herein and in such other resolutions and rules as the Wyoming County Board of Supervisors may enact. The heads of all administrative units are hereby directed to cooperate with the administrator and to provide assistance and information as the administrator may request.

SECTION 3. APPOINTMENT

The Board of Supervisors shall initially appoint the County Administrator to a one-year term, commencing upon the date of appointment. Upon the successful completion of the initial term, including meeting and/or exceeding pre-established goals, subsequent appointments shall be four (4) year terms.

SECTION 4. EDUCATION/EXPERIENCE

At the time of appointment, the County Administrator shall possess at least six (6) years of education or training or experience in any combination in the fields of public or business administration and be able to demonstrate a working knowledge of the organization and structure of County Government. The County Administrator shall hold no other public or political office. This position is a full-time position in service to Wyoming County.

SECTION 5. POWERS AND DUTIES

There shall be no curtailment, diminution or transfer of any powers of any elected official to the County Administrator, The County Administrator shall be responsible for the overall administration of the County government. In addition, the County Administrator shall perform all duties now or hereafter conferred upon the office by the Wyoming County Board of Supervisors, including, but not limited to the following:

- N. Shall assist the Budget Director in the preparation of and in the responsibility for the administration of the budget of the County.
- O. Shall appoint such personnel to staff the administrator's office as may be authorized by the Board of Supervisors in accordance with the Civil Service Law.
- P. Shall advise department heads and officers as well as to coordinate the activities of County Government to most effectively implement the directives and policies of the Board of Supervisors.

- Q. Shall undertake administrative and management studies and submit to the Board of Supervisors reports and; recommendations regarding governmental operations as may be deemed appropriate or the Board of Supervisors may request.
- R. Shall make recommendations to the appropriate Standing Committees, in conjunction with the Human Resource Director as needed, for appointments by the Board of Supervisors for all heads or units of County Government.
- S. Shall execute all directives of the Board of Supervisors and cause enforcement of the Board as well as local laws enacted in the County.
- T. Shall serve as an advisor to the Board of Supervisors and develop policy and procedural recommendations for consideration of the Board which will promote economy and efficiency in the operation of the County Government.
- U. Shall maintain liaison and represent the Board in contacts with political subdivisions, State and Federal officials and agencies as approved by the Board of Supervisors.
- V. Shall be the Purchasing Agent and shall have the authority to examine and approve or disapprove all purchase orders and other documents by which the County incurs financial obligations, having ascertained before approval that moneys have been duly appropriated or provided for and allotted to meet such obligations and will be available when such obligations shall become due and payable.
- W. Shall serve as a member of all collective bargaining negotiations.
- X. Shall attend meetings of the Board of Supervisors and its committees and undertake such research and submit to the Board of Supervisors such reports and recommendations as it may, from time to time, request.
- Y. Shall report annually to the Board of Supervisors regarding the activities of the several departments and administrative units of the County concerning their administration and performance, including annual evaluations of Department Heads.
- Z. Shall have such other powers and perform such other duties as may now or hereafter be conferred upon the position by a resolution or resolutions of the Board of Supervisors.

SECTION 6.

A minimum of six (6) months prior to the end of the first full term of the County Administrator position, the Board of Supervisors shall review this local law to determine its effectiveness. Upon its review and recommendations, this local law shall be continued, amended or repealed.

SECTION 7.

This local law shall take effect on the date it is filed in the office of the Secretary of State.

DATED at Warsaw, New York

September 12, 2023

July 11, 2023 (Introduced)

September 12, 2023 (Adopted)

Cheryl J. Ketchum, ^{CMC}

Clerk to the Board

Carried: XXX Ayes: 182 Noes: Absent: 2 (Genesee Falls) Abstain:
13 (Sheldon)
4 (Wethersfield)
19 Total

- **Public Comment**
 - Local Law No. 4 (Introductory C, Year 2023) ~ Year 2023 entitled, **“A Local Law Amending Local Law 1 for the Year 2021”**

Members from the Wyoming County Wildlife Federation were recognized.

Larry Becker offered the following facts:

From DEC report to NYS Assembly and Senate dated February 1, 2023

- Currently all other States allow 12-year-old or younger to hunt big game with a firearm Most states have no set age limit for youths when hunting with an adult mentor.
- 54 NYS counties are eligible to participate and 52 opted in. Only Erie and Rockland did not opt in.
- "No hunting related shooting incidents, violations, or license revocations involving 12- and 13-year-olds were reported/occurred during the first two years of the pilot program." 2021 and 2022.
- DEC further stated that youth hunters are the safest group of hunters.
- Stats:
 - Licensed 12/13: 21-22 = 9,859, 22-23 = 9,416
 - Hunted deer with firearms 21-22 = 85% (8,380), 22-23 = 85% (8,003)
 - Reports submitted of Deer harvested by 12/13: 21-22 = 1,564 (18.7%), 22-23 = 1,824 (22.8%)
 - Satisfaction; 82% youth and 87% adult mentors were moderately or greatly satisfied, 14% youth and 11% adult mentors were neither satisfied nor dissatisfied, 4% youth and 2% adult mentors were moderately or greatly dissatisfied.
- DEC recommends that the legislature *"Make permanent the authorization for 12-and 13-year-old hunters to hunt deer and bear with a firearm and crossbow"*.

Supervisor Leuer, T/Middlebury offered his support for the program and shared a funny story.

- *Close Public Hearing*

Regular Session

- *Motion to close the Public Hearing was made by Supervisor May, T/Orangeville. Seconded by Supervisor Brick, T/Perry. All Aye. Carried.*

**Local Law
#53**

RESOLUTION NO. 23-491

(September 12, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

**LOCAL LAW NO. 4 (INTRODUCTORY C, YEAR 2023) ~ YEAR 2023,
“A Local Law Amending Local Law 1, Year 2021” ADOPTED**

WHEREAS, There was duly presented and introduced at a meeting of this Board, held on the 15th day of August, 2023, a proposed local law of the County, designated as Local Law Introductory No. C, for the year 2023, entitled, “*A Local Law Amending Local Law 1, Year 2021*”; and

WHEREAS, In accordance with the provisions of Resolution Number 23-408 there was a public hearing held by this Board of Supervisors on this 12th day of September, 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 4, Year 2023, County of Wyoming, New York, as presented to this Board on the 15th day of August 2023, is hereby adopted, as presented, as follows:

LOCAL LAW NO. 4 ~ YEAR 2023

A Local Law entitled, “*A Local Law Amending Local Law 1, Year 2021*”

BE IT ENACTED by the Board of Supervisors of the County of Wyoming as follows:

Section 1. Section 1 of Local Law 1, Year 2021 is hereby amended to read as follows:

Section 1. Legislative Intent

The intent of this Local Law is to authorize Wyoming County to permit 12- and 13-year-old individuals to participate in the new and safe hunting opportunities in accordance with Environment Conservation Law §11-0935. The enacted 2023-2024 New York State Budget (Chapter 58 of the laws of 2023) includes an extension of the pilot program established in 2021 allowing the opportunity for young hunters, ages 12 and 13, to hunt deer with firearms and crossbows

September 12, 2023

**LOCAL LAW NO. 5 (INTRODUCTORY D, YEAR 2023) ~ YEAR 2023,
 “A Local Law Providing Salaries for Certain County Officers for the year
 2023” ADOPTED**

WHEREAS, There was duly presented and introduced at a meeting of this Board, held on the 15th day of August, 2023, a proposed local law of the County, designated as Local Law Introductory No. D, for the year 2023, entitled, “*A Local Law Providing Salaries for Certain County Officers for the year 2023*”; and

WHEREAS, In accordance with the provisions of Resolution Number 23-423 there was a public hearing held by this Board of Supervisors on this 12th day of September, 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 5, Year 2023, County of Wyoming, New York, as presented to this Board on the 15th day of August 2023, is hereby adopted, *as corrected*, as follows:

LOCAL LAW NO. 5 ~ YEAR 2023

A Local Law entitled “*Providing Salaries for Certain County Officers for the year 2023*”

BE IT ENACTED by the Board of Supervisors of the County of Wyoming as follows:

- Section 1. Effective as hereafter provided, additional compensation for the ***Commissioner of Public Health*** shall be \$10,000.00 for a new annual salary of \$98,202.00.
- Section 2. All salaries set forth in Section 1 above shall be for the year 2023; effective as of July 01, 2023.
- Section 3. This Local Law shall take effect forty-five (45) days from the date of adoption by the Board of Supervisors unless a petition is filed in accordance with Municipal Home Rule Law Section 24.
- Section 4. This Local Law is subject to permissive referendum.

DATED at Warsaw, New York
 August 15, 2023 (Introduced)
 September 12, 2023 (Adopted)
 Cheryl J. Ketchum, ^{CMC}
 Clerk to the Board

Carried: XXX **Ayes:** 182 **Noes:** **Absent:** 2 (Genesee Falls) **Abstain:**
 13 (Sheldon)

September 12, 2023

Chairwoman Ryan, T/Warsaw brought attention to this month's featured veteran/veteran family-owned business ~

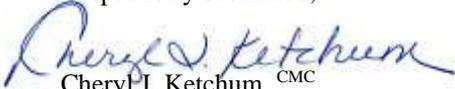
- **DZIEDZIC FARMS**
 - *Paul & Kitty Dzedzic, Owners*
 - *6884 Youngers Road, Bliss*

Clerk Ketchum recognized Deputy Clerk Perez for faithfully serving for the last 9 ½ years in this position as she departs for greener pastures... The best we can hope for is to leave our office in better shape and Lisa has done that for the past nine and a half years and I wish her the very best.

Deputy Clerk Perez shared that, after much consideration, she has accepted the position of Public Health Program Coordinator and that it has been her pleasure to serve as Deputy Clerk to the Wyoming County Board of Supervisors. Thank you!

There being no further business to come before this Board, Senior Supervisor Berwanger, T/Arcade adjourned the meeting at 3:33 PM with a rap on his desk.

Respectfully submitted,



Cheryl J. Ketchum, ^{CMC}
Clerk to the Board

REGULAR SESSION
(October 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, Janis Cook and Clerk to the Board of Supervisors, Cheryl Ketchum.

At 2:40 PM Chairwoman Ryan, T/Warsaw, called the meeting to order.

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

Navy 3rd Class Ship Serviceman Barber Richard Christner

Mr. Christner was born and raised in Batavia and graduated from Notre Dame High School. About a year after he graduated, he saw an ad that said you can join the Navy for just three years, not the usual four. Not knowing what he wanted to do, this appealed to Mr. Christner so he volunteered for Naval service.

Mr. Christner shipped out for boot camp at Naval Station Great Lakes outside Chicago. Here, he completed boot camp and trained as a Navy barber; the Navy assigned him to Key West, Florida at a helicopter squadron for 13 months. During this assignment, the Cuban Missile Crisis occurred and Key West is as close to Cuba that a mainland American can achieve. During this time, thousands of service members from all five branches arrived at his base to get ready for a possible invasion. It was just one other barber and Richard, so every service member had to have his haircut done in 15 minutes or less. The only way Richard had a break was by blocking off an appointment or two in his log for a "Mr. Mickey Mouse" or a "Mrs. Daffy Duck."

His next, and final, assignment was at a Seabee base at Davisville, Rhode Island where he was the barber on the USS Skywatcher AGR 3. They patrolled the Atlantic from Nova Scotia to South Carolina as part of the early detection system against any possible enemy. While on the ship, JFK was assassinated so they were not allowed to come ashore for two additional weeks.

Mr. Christner was honorably discharged in 1965 and upon his discharge, he wished to continue being a barber in the civilian sector, but the state said no because he never cut hair in New York. He then went to the Virginia and

obtained affidavits from his past commanding officers and he had his license to practice in no time. He tired of this after three months because he wished to do work outdoors so he built and remodeled homes for the next 20 years before taking a job at Kittinger's Furniture in Castile. He worked there until 1990 when there was a maintenance position open at Perry Schools, and with the help of his Lieutenant Colonel brother-in-law, wrote out a resume good enough to beat out the other 61 candidates. He did this until retiring in 2008 and then worked part-time for his brother-in-law manufacturing quilting machines.

He was married to Helen for 54 years until she passed three years ago. Together they have a daughter, Julie, who will retire in June after teaching in Perry for 33 years, and a granddaughter Lydia who teaches at Fingerlakes BOCES as a speech pathologist.

His hobbies include gardening, woodworking and maintaining his property. In the past he and his wife helped run the Perry Center Youth Center where he took a keen interest in the youth and helped to turn around many of their lives. He spent 25 years as the St. Joseph's Cemetery sexton in Perry, cleaned the church for 14 years and has been a Perry Center Fire Commissioner for many years. Mr. Christner has been and still is an asset to Perry and they are lucky to have a fine man and veteran ready to make his community a better place.

The pledge was said by all.

Chairwoman Ryan invited Town of Perry Supervisor, J. Brick to join her in the presentation of the customary certificate of appreciation to Mr. Christner and an opportunity to address the Board. At which time, Mr. Christner thanked the Board.

This Day in History:

Today is the 178th anniversary of the founding of an American institution that has produced such esteemed men as John McCain, Fleet Admiral Chester W. Nimitz, Alan Shepard, Roger Staubach, Ross Perot and Jimmy Carter among thousands of other great Americans: The United States Naval Academy. It was under President James Polk's administration that the academy was founded, with Secretary of the Navy George Bancroft taking the lead on this special project in 1845. He was in search of a 'healthy and secluded' area as the Navy had a tiny school in Philadelphia set up in 1840 but he deemed the city too large with much distraction and temptations for the young men that needed to focus on the task at hand. With this, he chose the present location in Annapolis, Maryland as an ideal location. Without funding from congress, the academy took over a 10-acre Army post named Fort Severn, which operated from 1808-1845, but never saw any action during the War of 1812, although there were

skirmishes not far away. The academy should have been established 20 years earlier as President John Quincy Adams urged Congress to establish a Naval Academy “for the formation of scientific and accomplished officers”, but his pleas fell on deaf ears.

There were initially 50 midshipmen and seven professors in 1845 that taught mathematics, navigation, gunnery, steam, chemistry, English, natural philosophy and French. In 1850, they formally adopted their current name, going from the Naval School to the United States Naval Academy. At this point, midshipmen were required to study there for four years and the academy gradually increased their geographic footprint to the current 338 acres and 4,000 midshipmen among the four classes. In 1933, congress authorized the academy to begin to award Bachelor of Science degrees to all graduates. They now offer 18 different major fields of study and are regarded as one of the most prestigious schools in the world although they did lose in overtime to Army this past December.

OPENING PRAYER ~

- *Rev. Mack Bixby*

Communications ~

- *A letter by Vicky Szramka praising Justa Goodell and the Animal Shelter was shared with the Board by Clerk Ketchum.*

Open Public Hearings ~

- “Local Law No. 6, Year 2023 (Introductory E, Year 2023) Entitled, “*A Local Law Providing Salaries for Certain County Officers for the Year 2024*”

#1

RESOLUTION NO. 23-493 (October 10, 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:

October 10, 2023

Public Health			
From: 014060.510301 Overtime To: 014060.542301 Books/Pubs/Subscriptions Reason: To cover cost of the e-prescribing software. The former vendor will no longer provide the service as of 12/31/23; running both systems parallel to assure continuity during period of transition.	\$308.00	\$308.00	
Public Health Total			\$308.00

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#2

**RESOLUTION NO. 23-494
(October 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:

Treasurer			
To: 019732 570004 Bond Int MBBA <i>w/any funds available</i> Reason: Annual fees were not included in the 2023 budget calculations amount.	\$1,025.53	\$1,025.53	
Treasurer Total			\$1,025.53
County Attorney			
To: 011421.510001 Salaries-Fixed Sch S/D/I 011421.510201 Part Time All Contracts 011421.583001 FICA 011421.585001 Medicare – FICA <i>w/01142102.430250 HH Grant</i> Reason: To pay unbudgeted funds due to date of approval of HH contract year 5.	\$33,357.35 4,266.17 2,377.78 556.12	\$40,557.42	
County Attorney Total			\$40,557.42
Human Resource Department			
To: 011430.510302 OT/Includes Schedule S & D <i>w/any funds available</i> Reason: To pay unbudgeted OT in the HR department.	\$14,213.33	\$14,213.33	
Human Resource Department Total			\$14,213.33

Mental Health			
To: 014325.542445 Supported Apartment w/01432500.434900 Mental Health Reason: OMH state aid bed rate adjustment.	\$1,290.00	\$1,290.00	
To: 014321.542422 Suburban Adult Services w/01432100.434900 Mental Health-State Aid Reason: OPWDD state aid COLA adjustment.	\$1,979.00	\$1,979.00	
To: 014324.510001 Salaries – Fixed Sch S/D/I 014324.583001 FICA 014324.585001 Medicare FICA 014324.542306 Miscellaneous Other w/01432401.434900 Mental Health State Aid Reason: OMH State Aid COLA Adjustment	\$3,200.00 195.94 45.82 5,469.24	\$8,911.00	
Mental Health Total			\$12,180.00
Highway			
To: 045110.541905 Bridge Materials w/04511006.426800 Insurance Recovery Reason: Funds from Progressive Insurance for car accident damaged to Bridge Java 06 (Sheehe Rd.) needed to offset the expense to replace guide railing.	\$47,916.00	\$47,916.00	
Highway Total			\$47,916.00
District Attorney			
To: 011168 541111 Equipment 011168 540401 Conference/Training 011168 510604 Bonus Award (Salary) 011168 583001 FICA 011168 585001 Medicare 011168 581001 Retirement 011168 541303 Stenographers 011168 540301 Professional Services w/01116800.430890 Other State Aid Reason: To appropriate new Aid to Prosecution funds that will be paid out in 2023. The remaining amount will be placed in the 2024 budget. Monies already been received by the county.	\$9,895.69 2,580.00 25,200.00 1,562.40 365.40 4,284.00 4,000.00 5,000.00	\$52,887.49	
District Attorney Total			\$52,887.49

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

Mr. Jacoby, T/Wethersfield, Chair of the Audit Committee, presented the approved payment of bills totaling \$11,153,224.21 for the month of September 2023. No further action is required.

There was a motion by Mrs. King, T/Pike, combine resolutions #3 and #4. Hearing no objection, resolution titles only were read.

#3

RESOLUTION NO. 23-495

October 10, 2023

(October 10, 2023)

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH JANET
BENSMAN ESQ. ON BEHALF OF THE COUNTY ATTORNEY**

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Janet Bensman, Esq.*, 135 Geneva Road, East Aurora, NY 14052 on behalf of the County Attorney. Said contract is for outside counsel to assist County Attorney with Fire and Building Code violation cases in an amount not to exceed one hundred seventy-five dollars (\$175.00) per hour; effective October 10, 2023 through December 31, 2024. (*Munis #XXX*)

Carried: XXX **Ayes:** 201 **Noes:** **Absent:** **Abstain:**

#4

**RESOLUTION NO. 23-496
(October 10, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE
AWARD WITH ENVIRONMENTAL DESIGN & RESEARCH,
LANDSCAPE ARCHITECTURE, ENGINEERING &
ENVIRONMENTAL SERVICES, D. P. C. ON BEHALF OF THE
COUNTY HISTORIAN**

WHEREAS, At the April 27, 2021 Human Resource Committee Meeting, approval was given authorizing the Chairman to sign a grant application with *Environmental Design & Research, Landscape Architecture, Engineering & Environmental Services, D. P. C.* for funding to preserve and reproduce glass negatives collection including historic images of Castile, Perry (east of Silver Lake), Letchworth and county residents of early 1900s in a minimum amount of seven hundred dollars (\$700.00); now therefore

BE IT RESOLVED, That the Chairman of this Board with the approval of the County Attorney is hereby authorized to sign a grant acceptance award with *Environmental Design & Research, Landscape Architecture, Engineering & Environmental Services, D. P. C.*, 217 Montgomery Street, Suite 1100, Syracuse, NY 13202 on behalf of the County Historian in the minimum amount of seven hundred five dollars (\$705.00). (*Munis #XXX*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

There was a motion by Ms. Grant, T/Bennington, combine resolutions #5 through #12. Hearing no objection, resolution titles only were read.

#5

**RESOLUTION NO. 23-497
(October 10, 2023)**

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

ANTHONY SOLINA REAPPOINTED DIRECTOR OF VETERANS SERVICES

BE IT RESOLVED, That *Anthony Solina*, 2307 Sullivan Road, Arcade, NY 14009 be hereby reappointed to the position of *Director of Veterans Services*, pursuant to County Law §800, for a term of two (2) years; effective September 13, 2023 through September 12, 2025.

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#6

**RESOLUTION NO. 23-498
(October 10, 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 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 the *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 to provide funding for implementation of the expansion and enhancement of NY Connects in a minimum amount of one hundred ninety-four thousand one hundred sixty-seven dollars (\$194,167.00); effective April 1, 2023 through March 31, 2024. (*Munis #1748*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#7

October 10, 2023

**RESOLUTION NO. 23-499
(October 10, 2023)**

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

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

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with the *Perry Central School District*, 33 Watkins Avenue, Perry, NY 14530 on behalf of the Youth Bureau. Said contract is for preschool transportation services in an amount not to exceed budget; effective September 1, 2023 through June 30, 2024. (*Munis #1729*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#8

**RESOLUTION NO. 23-500
(October 10, 2023)**

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

RESOLUTION NUMBER 22-507 AMENDED

WHEREAS, Resolution Number 22-507 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH PAULA GLEASON ON BEHALF OF THE YOUTH BUREAU**” passed by this Board of Supervisors on October 11, 2022 to provide preschool related services in an amount not to exceed the budget; effective September 1, 2022 through January 30, 2024; and

WHEREAS, That Resolution Number 22-507 was previously amended by this Board of Supervisors on November 8, 2022 by *Resolution Number 22-577* to correct the contract end date from January 30, 2024 to **June 30, 2024**; now therefore

BE IT RESOLVED, That *Resolution Number 22-507* as previously amended by *Resolution Number 22-577* be hereby further amended to change the contracting party name from Paula Gleason to **Paula Kinney**. All else remains the same. (*Munis CO #764*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#9

**RESOLUTION NO. 23-501
(October 10, 2023)**

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

RESOLUTION NUMBER 21-218 AMENDED

WHEREAS, Resolution Number 21-218 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE YOUTH BUREAU**” passed by this Board of Supervisors on May 11, 2021 and provides, in part, for the following preschool related services contract; effective July 1, 2021 through June 30, 2024:

- *Jessica Scheidt*, 5957 Bauer Road, Warsaw, NY 14569

Now therefore,

BE IT RESOLVED, That *Resolution Number 21-218* be hereby amended to *terminate this contract in its entirety; effective September 30, 2023*. All else remains the same. (*Munis #N/A*)

All else remains the same.

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#10

**RESOLUTION NO. 23-502
(October 10, 2023)**

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

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH JESSICA SCHEIDT D/B/A SUNSHINE SPEECH THERAPY, LLC 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 *Jessica L. Scheidt, d/b/a Sunshine Speech Therapy, PLLC*, 6 Main Street, Wyoming, NY 14591 on behalf of the Youth Bureau. Said contract is for preschool related services in a variable amount depending upon need; effective October 1, 2023 through June 30, 2024. (*Munis #1750*)

October 10, 2023

Carried: XXX Ayes: 201 Noes: Absent: Abstain: #11

**RESOLUTION NO. 23-503
(October 10, 2023)**

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

**CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED
TO SIGN A CONTRACT WITH BRENDA ROSENTHAL 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 *Brenda Rosenthal*, 2901 India Palm Drive, Edgewater, FL 32141 on behalf of the Department of Social Services. Said contract is for the prevention of homelessness under the Emergency Solution Grant/CARES ACT in an amount not to exceed 2022~2023 budget or grant total; effective February 1, 2022 through September 30, 2023. (*Munis #1746*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain: #12

**RESOLUTION NO. 23-504
(October 10, 2023)**

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

DOMESTIC VIOLENCE AWARENESS MONTH PROCLAIMED

WHEREAS, Domestic violence affects all residents of Wyoming County, and its damage is inflicted not only upon victims, but their children, families and communities; sadly, one in four individuals suffer abuse at the hands of their partner and these victims can be of any age, race, religion, gender or economic status, and can endure extreme suffering and possible long-term harm; and

WHEREAS, Wyoming County through its domestic violence programs take decisive steps to strengthen the polices of New York State that hold domestic violence offenders accountable and ensure the safety of victims and their children by focusing upon the improved working relationship with legal, law enforcement, human services, education and healthcare systems; and

WHEREAS, Wyoming County has dedicated individuals and organizations who work daily to counter the problem of domestic violence and to help families obtain assistance they need to be free from domestic violence; and

WHEREAS, Wyoming County is stronger when all citizens become aware of domestic violence prevention; and

WHEREAS, Wyoming County residents will support victims of domestic violence and will support the public and private entities that continuously strive to provide the best coordinated response to domestic violence within the county, therefore sending a strong and unwavering message to abusers that domestic violence will not be tolerated in this county; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors does hereby proclaim the Month of October 2023 as

DOMESTIC VIOLENCE AWARENESS MONTH
in Wyoming County and commend this observance to the citizens of this county.

Carried: XXX **Ayes:** 201 **Noes:** **Absent:** **Abstain:**

There was a presentation by Supervisor Grant to present the Domestic Violence Awareness Month proclamation. She was joined at the podium by Department of Social Services Director of Children & Family Services, Michael Drum and Andy Kershner with RESTORE to receive the proclamation.

There was a motion by Mr. Davis, T/Covington, combine resolutions #13 through #16. Hearing no objection, resolution titles only were read.

#13

RESOLUTION NO. 23-505
(October 10, 2023)

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

RESOLUTION NUMBER 23-067 AMENDED

WHEREAS, Resolution Number 23-067 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF MENTAL HEALTH**” passed by this Board of Supervisors on February 14, 2023 and provides, in part, for the following contract:

October 10, 2023

- **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.

And,

WHEREAS, That Resolution Number 23-067 was previously amended by this Board of Supervisors on July 11, 2023 by **Resolution Number 23-361** to increase the contract amount from six thousand dollars (\$6,000.00) **to an amount not to exceed ten thousand dollars (\$10,000.00)**; now therefore

BE IT RESOLVED, That **Resolution Number 23-067** as previously amended by **Resolution Number 23-361** be hereby further amended to increase the contract amount from ten thousand dollars (\$10,000.00) **to an amount not to exceed sixteen thousand dollars (\$16,000.000)**. All else remains the same. (*Munis #1179*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#14

**RESOLUTION NO. 23-506
(October 10, 2023)**

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

RESOLUTION NUMBER 23-209 AMENDED

WHEREAS, Resolution Number 23-209 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH DR. PETER S. MARTIN ON BEHALF OF MENTAL HEALTH**” passed by this Board of Supervisors on April 11, 2023 to provide CPL 730 examinations in an amount not to exceed six thousand dollars (\$6,000.00); effective January 1, 2023 through December 31, 2023; now therefore

BE IT RESOLVED, That **Resolution Number 23-209** be hereby amended to increase the contract amount **to an amount not to exceed twelve thousand dollars (\$12,000.00)**. All else remains the same. (*Munis CO #1337*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#15

RESOLUTION NO. 23-507

(October 10, 2023)

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

CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND ACCEPTANCE AWARD WITH PREVENTIONFOCUS, INC. ON BEHALF OF MENTAL HEALTH

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 *PreventionFocus, Inc.*, 69 Linwood Avenue, Buffalo, NY 14209 on behalf of Mental Health. Said grant to provide funding for opioid prevention activities in a minimum amount of three thousand seven hundred fifty dollars (\$3,750.00); effective April 1, 2023 through September 30, 2023. (*Munis #1756*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#16

**RESOLUTION NO. 23-508
(October 10, 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 GOVERNOR'S TRAFFIC SAFETY COMMITTEE ON BEHALF OF PUBLIC HEALTH

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 Governor's Traffic Safety Committee*, 6 Empire State Plaza, Albany, NY 12228 on behalf of Public Health. Said grant to provide funding for the Child Passenger Safety Program in a minimum amount of one thousand eight hundred ninety-eight dollars (\$1,898.00); effective October 1, 2023 through September 30, 2024. (*Munis #1759*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

Prior to the roll call vote, Supervisor Berwanger, T/Arcade explained the importance of the resolution to Wyoming County.

#17

October 10, 2023

RESOLUTION NO. 23-509
(October 10, 2023)

By Mr. Becker, Chairman of the Agriculture Committee:

RESOLUTION IN SUPPORT OF US SENATE BILL 1957 & HOUSE OF REPRESENTATIVES BILL 1147, “A BILL TO AMEND THE RICHARD B. RUSSELL NATIONAL SCHOOL LUNCH ACT TO ALLOW SCHOOLS THAT PARTICIPATE IN THE SCHOOL LUNCH PROGRAM TO SERVE WHOLE MILK, AND FOR OTHER PURPOSES”

WHEREAS, Senate Bill 1957 and H. R. Bill 1147 would allow schools that participate in the National School Lunch Program to serve whole or reduced-fat milk that is flavored or unflavored to students. Under current law, schools must offer milk that is fat-free or low-fat and may only offer flavored milk if it is fat-free. The bill also would exclude the saturated fat milk from the amount that is allowed under the program for an average meal; and

WHEREAS, These bills modify restrictions and instead permit schools to offer students whole, reduced-fat, low-fat, and fat-free flavored and unflavored milk. In addition, schools currently participating in the program must provide meals that meet certain nutrition requirements; USDA regulations require that the average saturated fat content of the meals offered must be less than 10% of the total calories. Under the bill, USDA must revise these requirements to increase the allowable average saturated fat content of a meal to account for milk fat included in whole milk; and

WHEREAS, The health benefits of 2% and whole milk, whether flavored or unflavored, well exceeds the benefits of fat-free and low-fat milks and we should be encouraging students to consume 2% and whole milk rather than beverages that provide little-to-no nutritional value; and

WHEREAS, A January 2020 New York Times article stating that "Kids (between ages 1 and 18) who drink whole milk are 39% less likely to become overweight than those who drink lower-fat or skim milk"; and

WHEREAS, Whole milk contains no more than 3.5% fat, and one-third of milk's fatty acids are Omega-3, which have been linked to many health benefits, including improved heart and brain health, and a lower risk of cancer. This fat is necessary in the daily diet and provides energy to support cell growth. Other health benefits of milk include improved bone health, lower blood pressure, and reduced risk of cardiovascular disease and Type 2 diabetes; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors strongly supports S.1957/H.R. 1147 for the modification to the National School Lunch Act for the inclusion of 2% and whole milk back in schools and encourages members of the United States Senate and the United States House of Representatives to also support this bill when it come to the floor; and be it

FURTHER RESOLVED, That the Clerk to the Board shall forward copies of this resolution to US Senators Charles Schumer and Kirsten Gillibrand and US Congresswoman Claudia Tenney, New York State Association of Counties and Inter-County Association of Western New York.

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

There was a motion by Mr. Leuer, T/Middlebury, combine resolutions #18 and #19. Hearing no objection, resolution titles only were read.

#18

**RESOLUTION NO. 23-510
(October 10, 2023)**

By Mr. Leuer, Chairman of the Planning Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH THE
TOWN OF PIKE ON BEHALF OF THE WYOMING COUNTY WATER
RESOURCE AGENCY**

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 the *Town of Pike*, 60 Main Street, Pike, NY 14130 on behalf of the Wyoming County Water Resource Agency. Said contract is for the Town of Pike Water District Water Meter Installation Project as part of the NYS DOS LGE Meter Replacement Grant in an amount not to exceed sixteen thousand seventy-six dollars and forty-one cents (\$16,076.41); effective September 12, 2023 through December 31, 2023. Contingent upon the availability of funds. (*Munis #1753*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#19

**RESOLUTION NO. 23-511
(October 10, 2023)**

By Mr. Leuer, Chairman of the Planning Committee:

October 10, 2023

RESOLUTION NUMBER 23-411 AMENDED

WHEREAS, Resolution Number 23-411 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE AWARD WITH THE NEW YORK STATE DEPARTMENT OF STATE, DIVISION OF LOCAL GOVERNMENT SERVICES, LOCAL WATERFRONT REVITALIZATION PROGRAM ON BEHALF THE WYOMING COUNTY WATER RESOURCE AGENCY**” passed by this Board of Supervisors on August 15, 2023 for grant funding to assist in development of and implementing plans for Silver Lake communities and waterfront revitalization efforts in a minimum amount of one hundred seventy-five thousand dollars (\$175,000.00); effective August 1, 2023 through July 31, 2028.; now therefore

BE IT RESOLVED, That *Resolution Number 23-411* be hereby amended to reflect a *grant award in the minimum amount of one hundred forty-eight thousand seven hundred fifty dollars (\$148,750.00) with matching fund of twenty-six thousand two hundred fifty dollars (\$26,250.00)* for a total project amount of one hundred seventy-five dollars (\$175,000.00). All else remains the same. (*Munis CO #XXX*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

There was a motion by Mr. Brick, T/Perry, combine resolutions #20 through #23. Hearing no objection, resolution titles only were read.

#20

**RESOLUTION NO. 23-512
(October 10, 2023)**

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

CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A CONTRACT WITH PAVILION DRAINAGE SUPPLY COMPANY, 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 award bid and sign a contract with *Pavilion Drainage Supply Company, Inc.*, 6630 Ellicott Street Road, Pavilion, NY 14525 on behalf of County Highway. Said contract is for guide railing on Java Bridge #06, Sheehe Road in an amount not to exceed seventy thousand nine

hundred sixty-three dollars and fifteen cents (\$70,963.15); effective September 7, 2023 through the completion of the project. Contingent upon the availability of funds. (*Munis #1751*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#21

**RESOLUTION NO. 23-513
(October 10, 2023)**

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

GRANTING EASEMENT ON VERNAL ROAD APPROVED

WHEREAS, Wyoming County owns the right-of-way for Vernal Road, in the Town of Middlebury, New York pursuant to Resolution 64-97, and as recommended by the Public Works Committee, the Owner of 4111 Vernal Road has determined that to access his property he must travel across the County's property and desires to install a driveway for access to his property, and the property owner has agreed to incur the expense to survey the proposed driveway and obtain a legal description of the easement; and

WHEREAS, The County of Wyoming has determined that it is in the County's interest to effect the transfer referred to in this Resolution; and

WHEREAS, No financial consideration shall be exchanged and the County of Wyoming deems this exchange will promote the public welfare and safety of the residents of the County of Wyoming, and the property owner will pay for all recording costs of said easement; and

WHEREAS, The Grantee shall not place any additions on said property (easement) conveyed herein, i.e. fence, large rocks, etc., and Wyoming County is not responsible for plowing or any maintenance on said easement; now therefore

BE IT RESOLVED, That the Chairwoman is authorized to sign all necessary documents to grant an easement to Stuart K. Seamans for installation of a driveway ten feet (10') wide across the Wyoming County Property for purposes of ingress and egress, at 4111 Vernal Road, Town of Middlebury; and be it

FURTHER RESOLVED, That no further action by this Board of Supervisors shall be necessary to effect this easement.

October 10, 2023

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#22

**RESOLUTION NO. 23-514
(October 10, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH BARTON
& LOGUIDICE, D.P.C. 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 **Barton & Loguidice, D.P.C.**, 443 Electronics Parkway, Syracuse, NY 13088 on behalf of County Highway. Said contract is for engineering services on Welch Road over Tributary to Beaver Meadow Creek/Culvert Replacement in the Town of Java (BRJA18) PIN 4BNY.74 in an amount not to exceed one hundred eighty-three thousand dollars (\$183,000.00); effective September 15, 2023 through completion of project. Contingent upon the availability of funds. (*Munis #XXX*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#23

**RESOLUTION NO. 23-515
(October 10, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH
FEEDWATER TREATMENT SYSTEMS, INC. ON BEHALF OF
BUILDINGS AND GROUNDS**

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 **Feedwater Treatment Systems, Inc.**, P.O. Box 439, Athol Springs, NY 14010 on behalf of Buildings and Grounds. Said contract is for cooling tower maintenance, testing and closed loop pump maintenance in an amount not to exceed ten thousand nine hundred eighty dollars (\$10,980.00); effective October 1, 2023 through September 30, 2024. Contingent upon the availability of funds. (*Munis #1763*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

There was a motion by Mrs. May, T/Orangeville, combine resolutions #24 through #33. Hearing no objection, resolution titles only were read.

#24

**RESOLUTION NO. 23-516
(October 10, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS GRANT
APPLICATIONS AND ACCEPTANCE AWARDS ON BEHALF OF THE
SHERIFF'S DEPARTMENT**

BE IT RESOLVED, That the Chairman of this Board with the approval of the County Attorney is hereby authorized to sign various grant applications and acceptance awards on behalf of the Sheriff's Department as follows:

- *New York State Governor's Traffic Safety Committee*, 6 Empire State Plaza, Albany NY 12228 to fund patrols dedicated to selective traffic enforcement details in a minimum amount of six thousand six hundred seventy-eight dollars (\$6,678.00); effective October 1, 2023 through September 30, 2024. (*Munis #1766*)
- *New York State Homeland Security*, 1220 Washington Avenue, Albany, NY 12242 for funding of programs to enhance cooperation and coordination between law enforcement agencies along the Canadian border in a minimum amount of fifty-one thousand dollars (\$51,000.00); effective September 1, 2023 through August 31, 2026. (*Munis #1779*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#25

**RESOLUTION NO. 23-517
(October 10, 2023)**

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

**APPROVING SOLE SOURCE PROCUREMENT WITH FARO
TECHNOLOGIES, INC. ON BEHALF OF SHERIFF'S DEPARTMENT**

October 10, 2023

WHEREAS, *FARO Technologies, Inc.*, 125 Technology Park, Lake Mary, FL 32746 is the sole developer and manufacturer of FARO Focus Laser Scanners and the sole provider of the software service, warranty, maintenance, annual calibration and training programs associated with such scanners; and

WHEREAS, The Wyoming County Sheriff’s Department looked for other possible entities to provide technology equipment and has determined that there are no other entities capable of offering an “equal” product; and

WHEREAS, The Wyoming County Sheriff’s Department has received and retained on file, a letter from ***FARO Technologies, Inc.***; and

WHEREAS, Based upon the above, the Wyoming County Sheriff’s Department has determined that ***FARO Technologies, Inc.*** qualifies for sole source status; now therefore

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

FURTHER RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b), is hereby authorized and directed to sign a contract with ***FARO Technologies, Inc.***, 125 Technology Park, Lake Mary, FL 32746 for the purchase of a Laser Scanner System, including software services in an amount not to exceed sixty-nine thousand one hundred fifty-three dollars and twenty-eight cents (\$69,153.28); effective October 10, 2023 through three years from installation. Contingent upon the availability of funds. (*Munis #1736*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#26

**RESOLUTION NO. 23-518
(October 10, 2023)**

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

**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A
CONTRACT WITH SAIA COMMUNICATIONS, INC. ON BEHALF OF
9-1-1**

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 ***Saia Communication, Inc.***, 100 Stadtman Street, Buffalo, NY 14206 on behalf of 9-1-1. Said contract is for the purchase and installation of a new antenna and hardline for the DMR Project at the new Wethersfield Tower site in an amount not to exceed fifteen thousand nine hundred seventy-six dollars and seventy cents (\$15,976.70); effective October 10, 2023 through December 31, 2024. Contingent upon the availability of funds. (*Munis #1760*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain: #27

**RESOLUTION NO. 23-519
(October 10, 2023)**

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

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH SAIA COMMUNICATIONS, INC. ON BEHALF OF 9-1-1

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 ***Saia Communications, Inc.***, 100 Stadtman Street, Buffalo, NY 14206 on behalf of 9-1-1. Said contract is for general maintenance, routine repairs and service in an amount not to exceed twenty-five thousand dollars (\$25,000.00); effective August 1, 2023 through July 31, 2024. Contingent upon the availability of funds. (*Munis #1761*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain: #28

**RESOLUTION NO. 23-520
(October 10, 2023)**

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

2024 STOP DWI PLAN APPROVED

BE IT RESOLVED, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign the ***2024 Stop DWI Plan*** with the ***New York State Governors Traffic Safety Committee***, 6 Empire Plaza, Room 414, Albany, NY 12228 on behalf of Wyoming County's STOP DWI Program. The 2024 STOP DWI Plan Agreement is for continued work addressing the problem of impaired driving in a minimum amount of one hundred seventy thousand dollars (\$170,000.00);

October 10, 2023

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#29

**RESOLUTION NO. 23-521
(October 10, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH DAIGLE
LAW GROUP, LLC ON BEHALF OF WYOMING COUNTY
PROBATION**

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 *Daigle Law Group, LLC*, 2120 Park Place, Suite 100, El Segundo, CA 90245 on behalf of Wyoming County Probation. Said contract is for updating policies and procedures in an amount not to exceed twenty thousand dollars (\$20,000.00); effective November 1, 2023 through completion of project. Contingent upon the availability of funds. (*Munis #XXX*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#30

**RESOLUTION NO. 23-522
(October 10, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH
CATALIS/AUTOMON DIVISION, LLC ON BEHALF OF WYOMING
COUNTY PROBATION**

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 *Catalis/Automon Division, LLC*, 3025 Windward Plaza, Fairways 1, Suite 200, Alpharetta, GA 30005 on behalf of Wyoming County Probation. Said contract is for software maintenance in an amount not to exceed seven thousand eight hundred ninety-three dollars and four cents (\$7,893.04); effective June 19, 2023 through June 18, 2024. Contingent upon the availability of funds. (*Munis #XXX*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#31

**RESOLUTION NO. 23-523
(October 10, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH TOSHIBA
ON BEHALF OF THE DISTRICT ATTORNEY'S OFFICE**

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*, 100 Colvin Woods Parkway, Suite 100, Tonawanda, NY 14150 on behalf of the District Attorney's Office. Said contract is for the purchase of one (1) e-Studio 652ACT copier in an amount not to exceed six thousand nine hundred fifty-dollars (\$6,950.00) and a service agreement with the cost per page at \$.00390 for black and white page and \$.03001 for color copies; effective upon delivery through life of machine. Contingent upon the availability of funds. (*Munis #1496*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#32

**RESOLUTION NO. 23-524
(October 10, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH NMS
LABS ON BEHALF OF THE DISTRICT ATTORNEY'S OFFICE**

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *NMS Labs*, 200 Welsh Road, Horsham, PA 19044 on behalf of the District Attorney's Office. Said contract is for the processing of blood samples in Felony DWAI drug cases in an amount not to exceed ten thousand dollars (\$10,000.00); effective October 1, 2023 through September 30, 2024. Contingent upon the availability of funds. (*Munis #1764*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

#33

**RESOLUTION NO. 23-525
(October 10, 2023)**

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

**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A
CONTRACT WITH SQUAD 9, LLC 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 award bid and sign a contract with *Squad 9, LLC*, 65 Falling Brook Road, Fairport, NY 14450 on behalf of Emergency Services. Said contract is for threat assessment and management team consulting and training in an amount not to exceed thirty-five thousand eight hundred sixty dollars (\$35,860.00); effective October 11, 2023 through completion of the NYDHSES Domestic terrorism Prevention FY 22 grant period of performance. Contingent upon the availability of funds. (*Munis #1781*)

Carried: XXX Ayes: 201 Noes: Absent: Abstain:

Public Safety Committee Chair May, T/Orangeville spoke in favor of the creation of a county-wide ambulance service.

Supervisor Grant, T/Bennington indicated she would be voting in favor of the following resolution and encouraged a “safety net”. She encouraged the Public Safety Committee to explore back up options.

Supervisor Berwanger, T/Arcade asked that the last sentence of the following resolution be read. He further commented that it is the main purpose for creation of a county-wide service.

***Non-Consent
#34***

**RESOLUTION NO. 23-526
(October 10, 2023)**

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

RESOLUTION NUMBER 23-278 AMENDED

WHEREAS, Resolution Number 23-278 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH MONROE MEDI-TRANS, INC. D/B/A MONROE AMBULANCE ON BEHALF OF**

EMERGENCY SERVICES passed by this Board of Supervisors on May 9, 2023 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; now therefore,

BE IT RESOLVED, That *Resolution Number 23-278* be hereby amended to *terminate this contract in its entirety; effective December 15, 2023. (Munis #1491)*

**Carried: XXX Ayes: 188 Noes: 13 (Sheldon) Absent:
Abstain:**

*Non-Consent
#35*

**RESOLUTION NO. 23-527
(October 10, 2023)**

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

**APPROVING SOLE SOURCE PROCUREMENT WITH STRYKER
MEDICAL ON BEHALF OF EMERGENCY SERVICES**

WHEREAS, *Stryker Medical.*, 2825 Airview Boulevard, Kalamazoo, MI 49002 is the sole developer for power stretchers, cardiac monitors and LUCAS devices; and

WHEREAS, The Wyoming County Emergency Services looked for other possible entities to provide technology equipment and has determined that there are no other entities capable of offering an “equal” product; and

WHEREAS, The Wyoming County Emergency Services has received and retained on file, a letter from *Stryker Medical*; and

WHEREAS, Based upon the above, the Wyoming County Emergency Services has determined that *Stryker Medical* qualifies for sole source status; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors hereby authorizes sole source status for *Stryker Medical* pursuant to the Wyoming County Purchasing Policy authorized by Resolution Number 16-359

October 10, 2023

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 the Chairman of this Board, pursuant to General Municipal Law §104(b), is hereby authorized and directed to sign a contract with **Stryker Medical**, 2825 Airview Boulevard, Kalamazoo, MI 49002 for the purchase of the following:

- One (1) MTS Power Load Power Pro XT MTS High Stretcher and Load system in an amount not to exceed fifty-seven thousand six hundred fifty-six dollars and eighty-seven cents (\$57,656.87); effective October 11, 2023 through the completion of delivery. (36F79721D0021)
- Two (2) LUCAS 3, v3.1 Chest Compression Systems in an amount not to exceed forty thousand six hundred thirty-nine dollars and fifty-four cents (\$40,639.54); effective October 11, 2023 through the completion of delivery. (36F79721D0021)
- Three (3) LIFEPAK 15 V4 Monitor/Defib with ProCare Prevent Service in an amount not to exceed one hundred thirty-eight thousand nine hundred sixty-six dollars and sixty cents (\$138,966.60); effective October 11, 2023 through the completion of delivery. GSA Contract (36F79721D0021)

Contingent upon the availability of funds. (Munis #XXX)

Carried: XXX **Ayes:** 155 **Noes:** 20 (Attica) **Absent:**
Abstain:

2 (Genesee Falls)
11 (Java)
13 (Sheldon)
46

Non-Consent
#36

RESOLUTION NO. 23-528
(October 10, 2023)

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

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON
BEHALF OF EMERGENCY SERVICES**

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney,

is hereby authorized and directed to sign various contracts on behalf of Emergency Services as follows:

- **Gorman Emergency Vehicles**, 691 Bullis Road, Elma, NY 14059 for one (1) new Medix RP-90 Ambulance 2023 Chevrolet G3500 in an amount not to exceed two hundred twenty-one thousand five hundred seventy dollars (\$221,570.00); effective through delivery of vehicle. (*Sourcewell Contract #110921-DEM*) (*Munis #XXX*)
- **Northeastern Rescue Vehicles, Inc.**, 10 Dwight Park Drive, Syracuse, NY 13209 for one (1) new Wheeled Coach Citimedic 2023 Ford E350 in an amount not to exceed one hundred seventy-three thousand seven hundred dollars (\$173,700.00); effective through delivery of vehicle. (*Sourcewell Contract #110921-RVO*) (*Munis #XXX*)

Contingent upon the availability of funds.

**Carried: XXX Ayes: 155 Noes: 20 (Attica) Absent:
Abstain:**

2 (Genesee Falls)
11 (Java)
13 (Sheldon)
46

***Non-Consent
#37***

**RESOLUTION NO. 23-529
(October 10, 2023)**

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

**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A
CONTRACT WITH THE BYRON FIRE DEPARTMENT ON BEHALF
OF WYOMING COUNTY 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 award bid and sign a contract with the **Byron Fire Department**, 6357 Townline Road, Byron, NY 14422 on behalf of Wyoming County Emergency Services. Said contract is for one (1) used Wheeled Coach Type III 2008 Chevy Duramax, with stretcher included, in an amount not to exceed forty-five thousand dollars (\$45,000.00); effective through delivery of vehicle. Contingent upon the availability of funds. (*Munis #XXX*)

October 10, 2023

**Carried: XXX Ayes: 155 Noes: 20 (Attica) Absent:
Abstain:**

2 (Genesee Falls)
11 (Java)
13 (Sheldon)
46

Non-Consent
#38

**RESOLUTION NO. 23-530
(October 10, 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 FERRARIO FORD, INC. 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 accept the following New York State Office of General Services Vehicle Marketplace bid and sign a contract on behalf of Emergency Services:

- **Ferrario, Ford, Inc.**, 2472 Corning Road, Elmire, NY 14903
 - Mini-Bid No. 14484 for one (1) 2023 Dodge Durango Pursuit AWD vehicle in an amount not to exceed forty-two thousand three hundred eight dollars and twenty-five cents (\$42,308.25); effective through delivery of vehicle.

Contingent upon the availability of funds.

**Carried: XXX Ayes: 168 Noes: 20 (Attica) Absent:
Abstain:**

2 (Genesee Falls)
11 (Java)
33

Non-Consent
#39

**RESOLUTION NO. 23-531
(October 10, 2023)**

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

**RESOLUTION SUPPORTING DIRECT PAY REIMBURSEMENT OF
AMBULANCE SERVICES IN SUPPORT OF NEW YORK STATE BILL
S1446A/A250**

WHEREAS, New York State Bill S1446A/A250 has passed the New York State Assembly and Senate; and

WHEREAS, Insurance companies want to pay as little as possible on commercial (non-Medicare/Medicaid) claims and have ambulance agencies accept as little as 40% of their rates in order to send payment to the provider directly or they will continue to mail a check directly to the patient; and

WHEREAS, Ambulance agencies are burdened with having to pursue the patient to get paid for services already provided and the patient has already cashed the check received from the insurance company without knowing the check was for ambulance services they received; and

WHEREAS, To better support ambulance agencies and not the insurance lobbyists, the Wyoming County Board of Supervisors requests that Governor Kathy Hochul sign this important legislation into law; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors does hereby encourage New York State Governor Kathy Hochul to sign New York State Senate Bill S1446A and New York State Assembly Bill A250 to ensure the sustainability of ambulance services that serve our communities as the delay of this signing is causing hardship and critically affecting ambulance agencies due to lack of payment for services; and be it

FURTHER RESOLVED, That the Clerk to the Board shall forward copies of this resolution to New York State 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: 188 Noes: 13 (Sheldon) Absent:
Abstain:**

Non-Consent
#40

**RESOLUTION NO. 23-532
(October 10, 2023)**

October 10, 2023

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

RESOLUTION NUMBER 23-106 AMENDED

WHEREAS, Resolution Number 23-106 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF EMERGENCY SERVICES**” passed by this Board of Supervisors on February 14, 2023 and provided, in part, for the following contract:

- **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).

Now therefore,

BE IT RESOLVED, That **Resolution Number 23-106** be hereby amended to **terminate this contract in its entirety; effective October 1, 2023**. All else remains the same. (*Munis #458*)

**Carried: XXX Ayes: 199 Noes: 2 (Genesee Falls) Absent:
Abstain:**

***Non-Consent
#41***

**RESOLUTION NO. 23-533
(October 10, 2023)**

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

CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF EMERGENCY SERVICES

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign various contracts with the following ***New York State Department of Health CIC’s (Certified Instructor Coordinators)*** or CICs in training to reflect recent New York State changes in fee schedule for Emergency Medical Technician education and practical skills instruction in accordance with New York State Department of Health, Bureau of

Emergency Medical Services curriculum and New York State Basic Life Support protocol on behalf of Emergency Services as follows:

- **Connie Almeter**, 3268 Humphrey Road, Varysburg, NY 14167 in an amount not to exceed five thousand dollars (\$5,000.00) per course and/or twenty thousand dollars (\$20,000.00) per contract term; effective September 1, 2022 through September 1, 2026. (*Munis #1776*)
- **Susan Stetzel**, 10 South Main Street, Gainesville, NY 14066 in an amount not to exceed five thousand dollars (\$5,000.00) per course and/or twenty thousand dollars (\$20,000.00) per contract term; effective October 1, 2023 through September 1, 2026. (*Munis #1778*)
- **Ann Lapp**, 300 Main Street, Attica, NY 14001 in an amount not to exceed five thousand dollars (\$5,000.00) per course and/or twenty thousand dollars (\$20,000.00) per contract term; effective October 1, 2023 through September 1, 2026. (*Munis #1771*)

Contingent upon the availability of funds.

Carried: XXX
Abstain:

Ayes: 201

Noes:

Absent:

There was a motion by Mr. Kehl, T/Attica, combine resolutions #42 through #54. Hearing no objection, resolution titles only were read.

#42

RESOLUTION NO. 23-534
(October 10, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

**HOSPITAL ADMINISTRATOR AUTHORIZED TO SIGN AN
EMPLOYMENT AGREEMENTS ~ SALARY SCHEDULE “P” WITH
SENDHAN RAJAMANICKAM, MD 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

October 10, 2023

with the approval of the County Attorney and/or Costello Cooney Fearon, PLLC, legal counsel, is hereby authorized and directed to sign the following Employment Agreement ~ Salary Schedule “P” on behalf of the Wyoming County Community Health System:

- **Sendhan Rajamanickam, MD**, 11 Whitley Court, Pittsford, New York 14534 for orthopedic surgery services in an amount not to exceed \$700,000.00 per year, including the following; effective on or about February 1, 2024 through January 31, 2027:
 - One-time signing bonus in the amount of \$50,000.00
 - Stipend in an amount of \$77.00 per wRVU in excess of 8,000 wRVUs in any calendar year (wRVUs for a part of any calendar year will be prorated)
 - \$50,000.00 stipend if net orthopedic surgery revenue growth exceeds \$2,000,000.00 over the base contract year
 - \$100,000.00 stipend if net orthopedic surgery revenue growth exceeds \$4,000,000.00 over the base contract year
 - Stipend of \$250.00 per shift for phone-only on-call services beyond existing contract requirements
 - CME reimbursement of up to \$5,000.00 per year for documented educational expenses

Contingent upon the availability of funds.

Carried: XXX
Abstain:

Ayes: 201

Noes:

Absent:

#43

RESOLUTION NO. 23-535
(October 10, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 23-427 AMENDED

WHEREAS, Resolution Number 23-427 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF WYOMING COUNTY COMMUNITY HEALTH SYSTEM,**” passed by this Board of Supervisors on May 30, 2023 and provides, in part, for the following contract:

- **Complete RX, LTD**, 3200 Wilcrest Drive, Suite 250, Houston, TX 77042 to provide interim Director of Pharmacy services in an amount

not to exceed one hundred thousand dollars (\$100,000.00); effective May 8, 2023 through August 8, 2023.

Now therefore,

BE IT RESOLVED, That *Resolution Number 23-427* be hereby amended to extend the contract from August 8, 2023 to *October 31, 2023*. All else remains the same.

Carried: XXX
Abstain:

Ayes: 201

Noes:

Absent:

#44

RESOLUTION NO. 23-536
(October 10, 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 “P”:

Wyoming County Community Hospital

- Create one (1) position of *Orthopedic Surgeon* (1.00 FTE) (position code TBD) under ORTHOPAEDIC CLINIC and set the salary at \$700,000.00 per year; position available date is October 15, 2023.
- Include a one-time stipend for one (1) position of *Orthopedic Surgeon* (position code TBD) under ORTHOPAEDIC CLINIC in the amount of \$50,000.00; effective October 15, 2023.
- Include a stipend for one (1) position of *Orthopedic Surgeon* (position code TBD) under ORTHOPAEDIC CLINIC in an amount of \$77.00 per wRVU in excess of 8,000 wRVUs per calendar year (wRVUs for a part of any calendar year will be prorated); effective October 15, 2023.
- Include a stipend for one (1) position of *Orthopedic Surgeon* (position code TBD) under ORTHOPAEDIC CLINIC if net orthopedic surgery revenue growth exceeds \$2,000,000.00 over the base contract year in the amount of \$50,000.00; effective October 15, 2023.
- Include a stipend for one (1) position of *Orthopedic Surgeon* (position

October 10, 2023

code TBD) under ORTHOPAEDIC CLINIC if net orthopedic surgery revenue growth exceeds \$4,000,000.00 over the base contract year in the amount of \$100,000.00; effective October 15, 2023.

- Include a stipend for one (1) position of *Orthopedic Surgeon* (position code TBD) under ORTHOPAEDIC CLINIC in the amount of \$250.00 per shift for phone-only on-call services beyond existing contract requirements; effective October 15, 2023.

Salary Schedule “C”:

Wyoming County Community Hospital

- Set the salary of one (1) position of *Operations Supervisor* (1.00 FTE) (position code 02.213.668) under CLINIC ADMINISTRATION at \$75,000.00 per year; effective October 15, 2023. In addition, the *Operations Supervisor* position will also be eligible to receive the scheduled Cost of Living Adjustment (COLA) County employees will be paid of three percent (3%); effective January 1, 2024.
- Set the salary of one (1) position of *Acute Director of Nursing* (1.00 FTE) (position code 01.632.673) under NURSING ADMINISTRATION (ACUTE) at \$145,000.00 per year, effective October 15, 2023. In addition, the *Acute Director of Nursing* position will also be eligible to receive the scheduled Cost of Living Adjustment (COLA) County employees will be paid of three percent (3%); effective January 1, 2024.
- Set the salary of one (1) position of *Assistant Director of Nursing* (1.00 FTE) (position code 01.631.670) under NURSING ADMINISTRATION (ACUTE) at \$125,000.00 per year; effective October 15, 2023. In addition, the *Assistant Director of Nursing* position will also be eligible to receive the scheduled Cost of Living Adjustment (COLA) County employees will be paid of three percent (3%) effective; January 1, 2024.
- Abolish one (1) position of *Administrative Secretary Per Diem* (0.00 FTE) (position code 12.222.013) under MEDICAL DIRECTOR; effective September 26, 2023.
- Abolish one (1) position of *Nurse Recruiter* (1.00 FTE) (position code 02.900.665) under NURSING ADMINISTRATION; effective September 26, 2023.
- Create one (1) position of *Staff Recruiter* (1.00 FTE) (position code TBD) under NURSING ADMINISTRATION and set the salary range

at \$55,000.00 - \$65,000.00 per year; position available date is September 26, 2023.

Carried: XXX
Abstain:

Ayes: 201

Noes:

Absent:

#45

RESOLUTION NO. 23-537
(October 10, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 21-243 AMENDED

WHEREAS, Resolution Number 21-243 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF WYOMING COUNTY COMMUNITY HEALTH SYSTEM,**” passed by this Board of Supervisors on May 30, 2023 and provided, in part, for the following contract:

- ***Garfunkel Wild, PC***, 111 Great Neck Road, Great Neck, NY 11021 to provide legal advice and related services in connection with general regulatory matters, routine business transactions, and other routine general healthcare matters in an amount not to exceed ten thousand dollars (\$10,000.00) per month; effective January 1, 2021 through December 31, 2021.

Now therefore,

BE IT RESOLVED, That ***Resolution Number 21-243*** be hereby amended as follows:

- ***Increase contract amount by forty-eight thousand two hundred thirty dollars and fifty cents (\$48,230.50)*** to include invoices received for services rendered for the period February 1, 2022 through December 31, 2022.
 - These services fall under Exhibit A, Fee Proposal, Section B, Hourly Billing Matters classification and are outside the scope of the monthly general retainer.

All else remains the same.

Carried: XXX
Abstain:

Ayes: 201

Noes:

Absent:

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**RESOLUTION NO. 23-538
(October 10, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN 2024 INSURANCE
RATES ON BEHALF OF CURRENT AND RETIRED COUNTY
EMPLOYEES**

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign health insurance rate sheets with *Univera Healthcare*, 205 Park Club Lane, Buffalo, NY 14221 on behalf of County Insurance. Said contract is for health insurance in an amount not to exceed eleven million two hundred thousand dollars (\$11,200,000.00); effective January 1, 2024 through December 31, 2024 (*Munis #N/A*):

Active Employees

- ❖ Single \$659.38
- ❖ Family \$1787.04

Retiree (under age 65)

- ❖ Single \$1073.47
- ❖ 2-Person \$2201.66
- ❖ Family \$3324.59

Contingent upon the availability of funds.

Carried: XXX
Abstain:

Ayes: 201

Noes:

Absent:

#47

**RESOLUTION NO. 23-539
(October 10, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH
LIFETIME BENEFITS SOLUTIONS ON BEHALF OF COUNTY
INSURANCE**

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Lifetime Benefits Solutions*, 333 Butternut Drive, Syracuse, NY 13214 on behalf of County Insurance. Said contract is for the administration of health reimbursement accounts in an amount not to exceed thirty-one thousand dollars (\$31,000.00); effective January 1, 2024 through December 31, 2024. Contingent upon the availability of funds. (*Munis #N/A*)

Carried: XXX
Abstain:

Ayes: 201

Noes:

Absent:

#48

RESOLUTION NO. 23-540
(October 10, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH SOUND ACTUARIAL CONSULTING ON BEHALF OF COUNTY INSURANCE

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Sound Actuarial Consulting*, 403 East Main Street, Port Jefferson, NY 11777 on behalf of County Insurance. Said contract is for actuarial services in an amount not to exceed twenty-five thousand five hundred dollars (\$25,500.00); effective January 1, 2024 through December 31, 2024. Contingent upon the availability of funds. (*Munis #1783*)

Carried: XXX
Abstain:

Ayes: 201

Noes:

Absent:

#49

RESOLUTION NO. 23-541
(October 10, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH DRESHER AND MALECKI 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,

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196

is hereby authorized and directed to sign a contract with ***Dresher and Malecki***, 2721 Transit Road, Suite 111, Elma, NY 14059 on behalf of the County Treasurer. Said contract is for internal audit services in an amount not to exceed one hundred ninety-eight thousand six hundred seventy-five dollars (\$198,675.00); effective January 1, 2024 through December 31, 2028. Contingent upon the availability of funds. (*Munis #1737*)

Carried: XXX
Abstain:

Ayes: 201

Noes:

Absent:

#50

RESOLUTION NO. 23-542
(October 10, 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(s):

CREATED:

Treasurer

- One (1) position of ***Property Tax Specialist*** (1.00 FTE) CSEA Agreement, Sch. A. Grade 15 (\$22.43-25.69); position available date is October 11, 2023. Benefit package consistent with current CSEA Bargaining Agreement.

Health Department

- One (1) position of ***Public Health Program Specialist*** (1.00 FTE) CSEA Agreement, Sch. A, Grade 15; effective October 11, 2023.

Fire & Building Codes

- One (1) position of ***Senior Account Clerk*** (1.00 FTE) CSEA Agreement, Sch. A. Grade 6 (\$18.83 - \$20.99); position available date is October 11, 2023.

Carried: XXX
Abstain:

Ayes: 201

Noes:

Absent:

#51

RESOLUTION NO. 23-543
(October 10, 2023)

Regular Session

By Mr. Kehl, Chairman of the Finance Committee:

SALARY SCHEDULES “S” AND “F&G” AMENDED

BE IT RESOLVED, That the Wyoming County Salary Plan which became effective January 1, 1967, as amended, is hereby amended as follows:

Salary Schedule “S”:

Health Department

- Set the salary for one (1) position of **Public Health Program Coordinator** (position #166.609 \$55,000.00 annually, with an additional \$2,000.00 upon permanent appointment and eligibility for 2024 COLA as may be authorized by the Board of Supervisors; effective October 4, 2023

Sheriff

- Provide one (1) position of **Administrative Assistant** (position code 099.549) a 1.5% COLA increase for 2023 and set the hourly wage at \$19.69; effective January 1, 2023

Jail

- Provide one (1) position of **Jail Administrator** (position code 063.497) a 4% COLA increase for 2023 and set the annual salary at \$84,200.00; effective January 1, 2023
- Include one-time stipend for one (1) position of **Senior Cook** (position code 076.597) in the amount of \$600.00; for the period of June 1 through June 15, 2023 and August 2 through September 1, 2023. Compensation for coverage during Director of Food Service medical leave

Stop DWI

- Increase the Stop DWI stipend for one (1) position of **Stop DWI Coordinator, PT** (position code 087.500) to \$4,500.00; effective January 1, 2024
- Increase the Stop DWI stipend for one (1) position of **Secretary to the Stop DWI Coordinator, PT** (position code 089.500) to \$4,000.00; effective January 1, 2024

Salary Schedule “G”:

Public Defender

- Indigent Legal Services/Distribution #12:
 - Remove stipend of \$701.00 for **Secretary I** (position code 006.350)
 - Remove stipend of \$4,531.00 for **Assistant Public Defender (3rd)**

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(position code 002.503)

- Indigent Legal Services/Distribution #13:
 - Remove stipend of \$2,235.00 for *Assistant Public Defender (3rd)* (position code 002.503)
- Indigent Legal Services/Distribution #11:
 - Remove stipend of \$4,075.00 for *Assistant Public Defender (3rd)* (position code 002.503)
- Indigent Legal Service/Council at First Appearance:
 - Remove stipend of \$3,358.00 for *Assistant Public Defender (3rd)* position code 002.503.
 - Set stipend for *Assistant Public Defender (2nd)* (position code 001.503) from \$25,500.00 to \$18,054.00.
- Set yearly stipend plus corresponding fringe provided through NYS Indigent Legal Services HH Grant (April 1-March 31, 2024). Said amounts to be paid biweekly and retroactive from 04/01/2023:
 - *Assistant Public Defender (1st)* (position code 004.503) - \$2,837.00
 - *Assistant Public Defender (2nd)* (position code 001.503) - \$16,750.00
 - *Public Defender* (position code 003.503) - \$10,250.00
 - *Assistant Public Defender (4th)* (position code 007.503) - \$33,000.00
 - *Secretary to the Public Defender* (position code 005.503) - \$10,000.00
 - *Assistant Public Defender (5th)* (position code 010.503) - \$7,670.00
 - Remove \$5,000.00 stipend for *Data Manager Account Clerk* (position code 009.595)
- Set yearly salary plus corresponding fringe provider through NYS Indigent Legal Services, Statewide Expansion of Hurrell- Haring (HH Grant) (April 1 – March 31, 2024). Said amounts to be paid bi-weekly and retroactive from 04/01/2023:
 - *Assistant Public Defender (6th)* (position code 012.503) - \$78,500.00
 - *Social Worker/Case Manager* (position code 008.594) - \$66,000.00
 - *Data Manager Account Clerk* (position code 009.595) - \$52,500.00
- Set yearly salary/stipend plus corresponding fringe provided through NYS Indigent Legal Services, Fourth Upstate Quality Improvement and Caseload Reduction (QICR) Grant (July 1-June 30, 2024):
 - *Investigator* (position code 007.514) - \$35,000.00
 - *Assistant Public Defender (4th)* (position code 002.503) - \$22,575.00

- To reflect health and medical benefit package to be consistent with Salary Schedule “S” effective July 17, 2023 for one (1) position of **Staff Social Worker, PT** (position code 015.594). Salary and benefits fully reimbursed by Wyoming County Data-Day, Alternatives to Incarceration Grant.

Carried: XXX **Ayes:** 201 **Noes:** **Absent:**
Abstain:

#52

RESOLUTION NO. 23-544
(October 10, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

POSITION(S) ABOLISHED

BE IT RESOLVED, That the following position is hereby ABOLISHED in the following Wyoming County Department(s):

ABOLISHED:

Health Department

- One (1) position of **Public Health Nurse II**, (1.00 FTE) (position code 162.677); effective October 11 2023

Carried: XXX **Ayes:** 201 **Noes:** **Absent:**
Abstain:

#53

RESOLUTION NO. 23-545
(October 10, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 23-118 AMENDED

WHEREAS, Resolution Number 23-118 entitled, “**SALARY SCHEDULES “S” AND “F&G” AMENDED,**” passed by this Board of Supervisors on February 14, 2023 and provides, in part, for the following;

Salary Schedule “S”:

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.

Now therefore,

BE IT RESOLVED, That **Resolution Number 23-118** be hereby amended to correct the position code from 006.350 to **014.350**. All else remains the same.

Carried: XXX
Abstain:

Ayes: 201

Noes:

Absent:

#54

RESOLUTION NO. 23-546
(October 10, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 23-474 AMENDED

WHEREAS, Resolution Number 23-474 entitled, “**SALARY SCHEDULES “S” AND “F&G” AMENDED,**” passed by this Board of Supervisors on September 12, 2023 and provides, in part, for the following:

Salary Schedule “F and G”:

District Attorney

- To provide stipends plus corresponding fringes to the following:
 - *Deputy County Treasurer* \$4,000.00
 - Said amounts are to be paid in December 2023
 - Funds provided by the Traffic Diversion Program
- To provide stipends plus corresponding fringes to the following:
 - *Deputy County Treasurer* \$4,000.00
 - Said amounts are to be paid in December 2024
 - Funds provided by the Traffic Diversion Program

Now therefore,

BE IT RESOLVED, That **Resolution Number 23-474** be hereby amended to correct the position receiving the stipends from Deputy County Treasurer to **Fiscal Administrator**. All else remains the same.

Carried: XXX
Abstain:

Ayes: 201

Noes:

Absent:

RESOLUTION NO. 23-547
(October 10, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

SALARY SCHEDULE “S” AMENDED

BE IT RESOLVED, That the Wyoming County Salary Plan which became effective January 1, 1967, as amended, is hereby amended as follows:
Salary Schedule “S”:

Board of Supervisors

- Set the salary for one (1) position of ***Deputy Clerk to the Board*** at \$57,500.00 annually with eligibility for 2024 COLA of 3%
 - Upon successful completion of six (6) months employment meeting pre-established goals and receiving a satisfactory performance evaluation eligible for an increase in salary of \$1,000.00

Carried: XXX
Abstain:

Ayes: 181

Noes: 20 (Attica)

Absent:

Non-Consent
#56

RESOLUTION NO. 23-548
(October 10, 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(s):

CREATED:

Emergency Services

- One (1) position of ***EMS Operations Coordinator*** (1.00 FTE) and Salary Schedule assignment to be determined with a negotiating range of 30.00 - \$35.00 an hour; position available date is October 11, 2023.

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- Four (4) positions of ***Paramedic*** (1.00 FTE) Salary Schedule assignment to be determined (anticipated hourly range \$28.00 - \$36.00); position available date is October 11, 2023.
- One (1) position of ***Paramedic*** (0.60 FTE) Salary Schedule assignment to be determined (anticipated hourly range \$28.00 - \$36.00); position available date is October 11, 2023.
- One (1) position of ***Paramedic*** (0.50 FTE) Salary Schedule assignment to be determined (anticipated hourly range \$28.00 - \$36.00); position available date is October 11, 2023.
- Five (5) positions of ***Paramedic*** (per diem) (anticipated hourly range \$28.00 - \$36.00); position available date is October 11, 2023.
- One (1) position of ***Advanced Emergency Medical Technician*** (1.00 FTE) Salary Schedule assignment to be determined (anticipated hourly range \$22.00 - \$29.00); position available date is October 11, 2023.
- Three (3) positions of ***Emergency Medical Technician*** (1.00 PTE) Salary Schedule assignment to be determined (anticipated hourly range \$22.00 - \$29.00); position available date is October 11, 2023.
- One (1) position of ***Emergency Medical Technician*** (0.60 PTE) Salary Schedule assignment to be determined (anticipated hourly range \$22.00 - \$29.00); position available date is October 11, 2023.
- Two (2) positions of ***Emergency Medical Technician*** (0.50 PTE) Salary Schedule assignment to be determined (anticipated hourly range \$22.00 - \$29.00); position available date is October 11, 2023.
- One (1) position of ***Emergency Medical Technician*** (0.40 FTE) Salary Schedule assignment to be determined (anticipated hourly range \$22.00 - \$29.00); position available date is October 11, 2023.
- Three (3) positions of ***Emergency Medical Technician*** (per diem) (anticipated hourly range \$22.00 - \$29.00); position available date is October 11, 2023.

Carried: XXX
Abstain:

Ayes: 155

Noes: 20 (Attica)

Absent:

2 (Genesee Falls)
11 (Java)
13 (Sheldon)

Regular Session

Public Hearing ~

- *Public Comment / None*

Close the public hearing ~

Motion to close the Public Hearing was made by Supervisor Kehl, T/Attica, seconded by Supervisor Grant, T/Bennington. The motion carried.

*Resolution No. 57, By Mr. Kehl, Chairman of the Finance Committee:

“Local Law No. 6, Year 2023 (Introductory E, Year 2023) Entitled, “A Local Law Providing Salaries for Certain County Officers for the Year 2024”

*Local Law
#57*

**RESOLUTION NO. 23-549
(October 10, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**LOCAL LAW NO. 6 (INTRODUCTORY E, YEAR 2023) ~ YEAR 2023,
“A Local Law Providing Salaries for Certain County Officers for the year
2024” ADOPTED**

WHEREAS, There was duly presented and introduced at a meeting of this Board, held on the 12th day of September, 2023, a proposed local law of the County, designated as Local Law Introductory No. E, for the year 2023, entitled, *“A Local Law Providing Salaries for Certain County Officers for the year 2024”*; and

WHEREAS, In accordance with the provisions of Resolution Number 23-478 there was a public hearing held by this Board of Supervisors on this 10th day of October, 2023, at 2:30 PM, after due notices of said hearing having been posted and published according to the law and said resolution; and

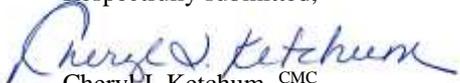
WHEREAS, After holding said public hearing, and the said local law having laid on the desks of the members of this Board of Supervisors at least seven (7) days prior to the final adoption, a majority of this Committee agreed to recommend the enactment and passage of the above-mentioned local law, designated as hereinabove set forth; now therefore

BE IT ENACTED, That Local Law 6, Year 2023, County of Wyoming, New York, as presented to this Board on the 12th day of September 2023, is hereby adopted, as follows:

October 10, 2023

There being no further business to come before this Board, Senior Supervisor Berwanger, T/Arcade, adjourned the meeting at 3:48 PM with a rap on his desk.

Respectfully submitted,

A handwritten signature in blue ink that reads "Cheryl J. Ketchum". The signature is written in a cursive style with a large initial "C".

Cheryl J. Ketchum, ^{CMC}

Clerk to the Board

REGULAR SESSION
(November 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, Janis Cook, Clerk to the Board of Supervisors, Cheryl Ketchum and Deputy Clerk to the Board, Gillian Koerner. The board meeting was open to the public.

CALL TO ORDER ~

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

Pledge of Allegiance to the Flag ~

John "Jack" Wright / Good friend to the Town of Arcade

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

Navy Seaman "SN" John "Jack" Wright

Seaman Wright was born in Buffalo and raised in East Aurora graduating from high school in 1962. He joined the Navy after speaking with a recruiter at his village hall and left five days after graduation to attend Great Lakes Training Center.

Upon completion of his initial training, Seaman Wright was sent to the



Philadelphia Ship Yard for a year where he was assigned to the USS Okinawa LPH 3, or a helicopter carrier. He served as a Boatswain Mate, aka the ship's Mr. Handyman, and so he did a lot of painting on the ship. Because the ship was so large, they also had a 35 foot liberty launch boat for when ports were too shallow in order to have the officers come ashore. Seaman Wright was a Coxswain on that boat, so pretty much the officer's gopher.

He and his shipmates spent time cruising the Northern Atlantic to England and France and off

the coast of Spain to help the ship's crew of anywhere from 550-3,000 Marines train. They also spent a lot of time taking Marines from North Carolina down to the Caribbean for some final training before the Marines were shipped to Vietnam.

Seaman Wright was honorably discharged in Panama in 1966, and then flown to San Juan en route to Norfolk, VA for final out processing. While still in the Navy, Jack had a chance encounter with the yet to be famous Rolling Stones in a Greenwich Village bar where Seaman Wright bumped into one of them, he said 'Excuse me' and was given a funny look.

For his valor and courageous service to his country, Seaman Wright was awarded the:

- **National Defense Medal**
- **Armed Forces Expeditionary Medal**

Upon his discharge, Mr. Wright went to work for Fisher Price for two years before moving on to becoming a lumberjack for 18 months then going back to Fisher Price until they closed in 1990. He worked here and there before settling in with Springville Pharmacy delivering medicine for 12 years, retiring in 2010 and now does some part-time work for fun.

He has been married to his wife, Debbie, with their Golden Anniversary coming up in February. Together they have three children, Mike, Jeff and Kelly along with seven grandchildren.

While he has lived in Delevan for the past 45 years, Mr. Wright really means a lot to the people of Arcade and has given back to Arcade more than most. He has been involved with the Arcade Lions Club for the past 25 years, currently serving as the President where he organizes a cleanup of Main St. every April, a charity golf tournament and then a senior golf tournament for charity with Ron Ashworth. He is also the 2nd Vice President of the Arcade Chamber of Commerce and the 1st Vice Commander and Chaplin of the Arcade American Legion. He also volunteers with the Arcade Honor Guard, honoring our falling veterans and decorating graves at several cemeteries, including St. Mary's in East Arcade.

His hobbies are golfing and going to Bills games, where he has been a season ticket holder for a combined 35 years. Mr. Wright, although not a resident of our county, has done and continues to do more than enough to be here to be honored and Arcade is very lucky to have such a great, gracious and all-around outstanding guy around who gives back every chance he has.

The pledge was said by all.

Chairwoman Ryan, T/Warsaw invited Town of Arcade Supervisor, A. D. Berwanger to join her in the presentation of the customary certificate of appreciation to Mr. Wright and an opportunity to address the Board. At which time, Mr. Wright thanked the Board.

This Day in History:

With November being the month of Veteran's Day, it is fitting that we discuss the history of the POW/MIA movement. The National League of Families of American Prisoners and Missing in Southeast Asia (aka "The League"), was the spearhead of this movement. They were founded by Sybil Stockdale and other POW/MIA wives in 1966; Sybil was the wife of James Stockdale, who spent 7 ½ years as a POW and was awarded the Medal of Honor for taking severe beatings and torture instead of participating in North Vietnam's garbage propaganda.

The League was incorporated in 1967 and led the public fight against congress and at the Paris Peace Talks to secure the release of all American POW/MIAs. In 1969 they forced the federal government to finally admit what they knew all along, that our captured men were being treated worse than dogs by the savages of North Vietnam.

Then League President, Evelyn Grubb, helped to develop the famous POW/MIA flag in January, 1972, which was originally designed by Newt Heisley. Mrs. Grubb also led the charge that saw the military, Postal Service and other federal agencies adopt the POW/MIA flag and it can be seen at many peoples' private homes and veteran organizations, as well. To date, there are still nearly 81,000 American service members unaccounted for but the DOD is still searching. In fiscal year 2023 they recovered the remains of 127 American heroes. The American Legion, VFW, VVA among other groups ensures that every year money is budgeted for this extremely important work so thank you to those groups for their advocacy, until the last one comes home!

Our local tie-in is highlighting one of the 13 Wyoming County soldiers from WWII, whose remains have never been recovered and remains, Missing in Action.

The Town of Bennington's own Sergeant Charles Cannon is one of these men. Sgt. Cannon was born in 1918 and graduated from Attica High School in 1937; he eventually entered the army as a Combat Engineer during WWII. After spending 18 months building the Alcan (Alaska-Canada) Highway, he was shipped to Europe in July 1944. After earning the Silver Star during the Battle of the Bulge and then narrowly escaping death with the collapse of the Ludendorff Bridge at Remagen, he and his team attempted a nighttime river crossing of the Rhine on March 25th, 1945. The Germans spotted his boat using flairs and immediately rained down fire, causing the death of all but one aboard. Sgt. Cannon's remains

were never found and he was not listed Killed in Action until the 1990s. (Thank you to Mr. James Gillen and his book, WWII Gold Star Veterans of Wyoming County, New York for the information).

Last year, the Sgt. Charles Cannon Bridge was dedicated on Schoellkopf Road in Cowlesville in his honor, right over the part of the creek he used to swim and fish in as a boy. It is a gorgeous covered wooden bridge that should last for over 100 years so many will come to know the name of this American Hero.

One day may all of our missing soldiers' remains be found and brought back to a grateful nation for a proper, dignified burial in the land they died fighting to protect.

POW/MIA Day Recognition Ceremony ~

- *Director Solina*

OPENING PRAYER ~

- *Rev. Mack Bixby*

communications ~

- *None*

Board Clerk Ketchum was invited to introduce new Deputy Clerk to the Board, Gillian Koerner.

#1

RESOLUTION NO. 23-550 (November 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:

Information Technology			
<i>From:</i> 011680.589001 Health Insurance <i>To:</i> 011680.540017 Intranet <i>Reason:</i> To pay for increased costs of monthly intranet invoices due to rate hikes.	\$14,000.00	\$14,000.00	
<i>From:</i> 129950.599504 Transfer to CIP <i>To:</i> 121680.540301 Professional Services <i>Reason:</i> To pay for unbudgeted funds for our Avenu Insights & Analytics financial system, through 12/21/2023.	\$60,000.00	\$60,000.00	
Information Technology Total			\$74,000.00

November 14, 2023

Mental Health			
<i>From:</i> 014250.581001 Retirement <i>To:</i> 014250.540007 Telephone (Basic & LD) <i>Reason:</i> Telephone costs are more than what was budgeted	\$212.00	\$212.00	
Mental Health Total			\$212.00
District Attorney			
<i>From:</i> 011168 541111 Computers and Tech <i>To:</i> 011168 520002 IT/Communication <i>Reason:</i> Policy	\$6,950.00	\$6,950.00	
District Attorney Total			\$6,950.00

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #2

**RESOLUTION NO. 23-551
(November 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:

Medicaid			
<i>To:</i> 016102.542250 MMIS IGT/DSH PYMTS <i>w/ any funds available</i> <i>Reason:</i> Appropriate additional funding to cover the County Share of the Nursing Home UPL SFY 2022-23 payment.	\$350,000.00	\$350,000.00	
Medicaid Total			\$350,000.00
Historian			
<i>To:</i> 017510.541010 Office Supplies 017510.541111 Comp. Tech <i>w/01751001.412890 Other Dept – Grant</i> <i>Reason:</i> grant funding to preserve and reproduce glass negatives collection including historic images of Castile, Perry (east of Silver Lake), Letchworth and county residents of early 1900s, as part of EDR Environmental Design & Research’s disbursement of Morris Ridge Solar Energy Mitigation funds	\$429.75 \$315.18	\$744.93	
Historian Total			\$744.93
County Attorney			
<i>To:</i> 011421.542315 (Criminal Court) 011421.542314 (Family Court) <i>w/01142100.430890 Other State Aid</i> <i>w/any funds available</i> <i>Reason:</i> To pay Assigned Counsel attorney vouchers for year 2023 (through 1/31/2024)	\$30,000.00 \$30,000.00	\$50,000.00 \$10,000.00	
County Attorney Total			\$60,000.00

Human Resource Department			
To: 011430.510601 Unused Benefit Time <i>w/any funds available</i> Reason: To pay unbudgeted benefit time for retired Administrative Assistant (HR) and eligible vacation buy back for Human Resource Assistant III.	\$9,150.80	\$9,150.80	
To: 011430.541206 Metrodata HR Services <i>w/any funds available</i> Reason: We will need additional funding in this budget code to fund background checks for EMS and other departments.	\$10,000.00	\$10,000.00	
Human Resource Department Total			\$19,150.80
Youth Bureau			
To: 012960.541502 Pre School Transportation w/01296005.432770 PS NYS SED Reimb. <i>w/any funds available</i> Reason: Funds needed to cover 2023 transportation costs	\$45,000.00	\$26,775.00 \$18,225.00	
To: 012960.541507 School District Admin w/01296005.432770 PS NYS SED Reimbursement <i>w/any funds available</i> Reason: Funds needed to cover 2023 costs	\$13,970.85	\$8,312.66 \$5,658.19	
Youth Bureau Total			\$58,970.85
Mental Health			
To: 014325.542441 Misc Mental Health Programs w/01432500.434900 Mental Health Reason: OMH State Aid COLA increase	\$1,107.00	\$1,107.00	
Mental Health Total			\$1,107.00
Public Health			
To: 014010.540704 Lab Fees Basic 014010.540705 Lab Fees Optional w/1401003.416010 PH Env. Fees Reason: To pay lab fees associated with water samples due to increased charges, courier fees and less free testing from NYSDOH.	\$12,500.00 \$2,500.00	\$15,000.00	
Public Health Total			\$15,000.00
Animal Control			
To: 013510.540111 computer (cyber insurance) 013510.540016 Internet 013510.540503 Gasoline 013510.540507 Highway Repairs <i>w/any funds available</i> Reason: Increase in cyber insurance, monthly increase in internet costs, two vehicles using gasoline and unexpected amount of repairs to the new (used) vehicle.	\$53.95 \$100.00 \$1,100.00 \$1,000.00	\$2,253.95	
Animal Control Total			\$2,253.95
Buildings and Grounds			
To: 011620.540803 Building Supplies w/01162002.426650 sale of equipment Reason: To offset expenses for supplies.	\$22,000.00	\$22,000.00	
Buildings and Grounds Total			\$22,000.00

Sheriff			
To: 013110.542280 Grant/Shop with a Cop w/01311010.427050 Gifts & Donations Reason: To purchase gift cards for the annual Shop with Cop Event held at the Warsaw Walmart.	\$4,500.00	\$4,500.00	
Sheriff Total			\$4,500.00
Jail			
To: 013150.510001 Salaries-Fixed SCH S/D/I 013150.510102 Full Time Sheriff & Jail 013150.510201 Part Time All Contracts 013150.510601 Unused Benefit Time w/ 01315000.412890.DPMOU Other Dept. Inc. 01315001.422640 Prisoner Charges 01315002.426800 Insurance Recovery 01315004.430890 Other State Aid Reason: To cover pay increases from the Ratified 2023-2026 WCSEA Collective Bargaining Agreement and increased costs in part-time hours due to staffing shortages from 207-C and medical leaves.	\$1,200.00 82,000.00 62,000.00 5,920.00	\$6,100.00 71,753.00 63,767.00 9,500.00	
To: 013150.510301 OT-Includes Full/Part Time 013150.510605 Retirement Health Ins. 013150.541711 Medical-Inmate w/ <i>any funds available</i> Reason: To cover increased costs in overtime due to staffing shortages from 207-C and medical leaves; unbudgeted Retirement Health Ins. for two retirees and increased costs in Inmate Medical.	\$198,000.00 13,125.61 54,345.00	\$265,470.61	
To: 013152.520701 Institutional Equipment w/ <i>any funds available</i> Reason: To purchase a Roll-in Refrigerator for the Jail Kitchen	\$7,520.00	\$7,520.00	
Jail Total			\$424,110.61
Emergency Services			
8. Appropriation:			
To: 013626.510001 Salaries - Fixed Sch S/D/I 013626.510101 Full Time CSEA Contract 013626.510201 Part Time All Contracts 013626.510301 OT - Includes Full/Part Time 013626.520401 Misc Equipment 013626.523001 Motor Vehicles 013626.540009 Cellular Phone 013626.540011 Radio Maintenance 013626.540016 Internet Services 013626.540101 Property 013626.540106 Malpractice 013626.540507 Highway Dept – Repair 013626.540508 Private Auto Repair 013626.540509 Change Over Expenses	\$10,616.67 38,731.33 17,498.80 1,093.50 224,500.17 297,657.00 120.00 500.00 500.00 2,220.00 2,550.00 21,000.00 5,000.00 5,000.00 600.00 300.00 6,600.00 100.00		

013626.540601 Rent	1,250.00		
	2,400.00		
013626.541010 Office Supplies	23,598.00		
	35,026.80		
013626.541111 Computers and Technology	720.00		
013626.541201 Postage	4,485.00		
	33,000.00		
013626.541204 Advertising	9.40		
013626.541214 Supplies Purchased	178.10		
013626.541306 Uniform Expense	4,212.30		
013626.541401 Maintenance Agreements	985.13		
013626.541408 Software Maintenance	12,829.26		
	4,166.67		
013626.541701 Employee-Physical/Drug Test		\$757,448.13	
013626.542306 Miscellaneous Other			
013626.582001 Disability			
013626.582002 CSEA Disability			
013626.583001 FICA			
013626.585001 Medicare – FICA			
013626.589001 Medical/Hospitalization Ins.			
013626.589002 Health Reim Acct – Employee			
<i>w/any funds available</i>			
Reason: To fund start-up of County Ambulance Service.			
Emergency Services Total			\$757,448.13

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

Ms. Grant, T/Bennington, Vice Chair of the Audit Committee, presented the approved payment of bills totaling \$10,944,109.02 for the month of October 2023. No further action is required.

There was a motion by Mrs. King, T/Pike, to combine resolutions #3 through #8. Hearing no objection, resolution titles only were read.

#3

**RESOLUTION NO. 23-552
(November 14, 2023)**

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

**RESOLUTION CALLING FOR THE STATE OF NEW YORK TO
ALLOW FOR COUNTY HOME RULE AUTHORITY REGARDING
EMPLOYMENT RESIDENCY REQUIREMENTS**

November 14, 2023

WHEREAS, New York's Public Officers Law §3 requires certain employees reside in the political subdivision or municipality in which he or she holds such public office; and

WHEREAS, This law has a worthy intent, which is to promote local officials to interact with the community in which they serve, even in off hours, as well as to keep local tax funded salaries within the community; and

WHEREAS, Since the 1970's, the State has authorized over 70 exceptions to POL residency requirements, including for police officers, in recognition that for some job specifications it is important to increase the potential hiring pool to obtain highly skilled employees; and

WHEREAS, In recent years, the population of upstate New York has declined, shrinking the potential hiring pool; and

WHEREAS, In this same period, the state has forced county governments to vastly increase skilled labor hires in order to implement new state reforms such as raising the age of criminal responsibility, expansion of indigent public defense services and criminal justice reforms such as bail, speedy trial, and discovery; and

WHEREAS, Critical county positions that require special backgrounds especially in the fields of healthcare and social services are becoming more necessary than ever, and to obtain and retain quality employees in these fields means at times providing the flexibility of hiring outside the county district; and

WHEREAS, County officials from all areas of the state are reporting difficulties finding and hiring employees to perform vital government services; and

WHEREAS, County governments are best situated to know what job titles should have residency requirements and which should have flexibility to ensure efficient and quality county services; now therefore

BE IT RESOLVED, The Wyoming County Board of Supervisors calls for the State of New York to amend Public Officers Law §3 and allow for full Home Rule Authority to determine county employee residency requirements; and be it further

RESOLVED, That the Clerk to this Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator George Borrello, State Assemblyman David DiPietro and Assemblywoman Marjorie Byrnes and all others deemed necessary and proper.

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:**
#4

RESOLUTION NO. 23-553
(November 14, 2023)

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

**RESOLUTION CALLING ON THE STATE OF NEW YORK TO
CONTINUE A FAIR AND EQUITABLE PUBLIC EMPLOYEE
DISCIPLINE PROCESS**

WHEREAS, New York Civil Service Law Section 75 governs the discipline and termination process for a segment of public employees that are not covered directly by collective bargaining agreements (CBAs); and

WHEREAS, For public employees not under a CBA discipline process, Section 75 provides due process protections to individuals holding permanent appointments in competitive class, non-competitive class, and labor class positions; and

WHEREAS, The current State law allows these employees the right to written notice of any entitlement to representation prior to questioning about matters that may lead to discipline; the right to written disciplinary charges; and a hearing before the imposition of any discipline; and

WHEREAS, Through Section 75 and CBA protections, New York public employees are granted a fair process to hear and address any workplace disciplinary charges against them, a process that is a balance by which a public employee cannot be unfairly disciplined, while at the same time, public management is provided the ability to address and correct misconduct in the workplace when necessary; and

WHEREAS, In the 2022/2023 State legislative session, S.1039-A (Jackson) / A.3748-A (Pheffer-Amato) was passed that if signed would amending Section 75, curtailing management's powers when seeking to correct improper workplace conduct; and

WHEREAS, This proposed law would change Section 75 by: 1) restricting management to suspensions of 30 days or less while the hearing is pending; 2) no longer allowing suspension without pay and; 3) giving more control to the employee in the process of picking the hearing officer; and

November 14, 2023

WHEREAS, New York residents need efficient and effective services provided by our dedicated public workforce and in the rare instances that workplace maleficence occurs, management needs a fair process to properly investigate and bring disciplinary charges that will affect meaningful change; and

WHEREAS, The equitable already process exists in the current Section 75 form, one that ensures our public will receive needed services; and for safety and fairness, the vast majority of the public workforce is working in a professional manner. Now therefore,

BE IT RESOLVED, The Wyoming County Board of Supervisors calls on Governor Kathy Hochul to maintain the equitable public employee discipline process within Civil Service Law Section 75 by vetoing S.1039-A (Jackson) / A.3748-A (Pheffer-Amato); be it further

RESOLVED, That the Clerk to this Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator George Borrello, New York State Assemblyman David DiPietro and Assemblywoman Marjorie Byrnes and all others deemed necessary and proper.

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:** #5

RESOLUTION NO. 23-554
(November 14, 2023)

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

**RESOLUTION ENCOURAGING GOVERNOR KATHY HOCHUL TO
VETO LEGISLATION REQUIRING THAT LOCAL ELECTIONS BE
HELD IN EVEN-NUMBERED YEARS**

WHEREAS, The vast majority of New York State's local government elections are currently held in odd-numbered years; and

WHEREAS, Odd-year election cycles allow for local issues to be debated and discussed in the local sphere so that voters and community members have an opportunity to learn about and voice their concerns about these community-based issues through a local democratic process; and

WHEREAS, The New York State Senate and Assembly this year passed legislation, A.4282-B (Paulin)/S.3505-B (Skoufis), requiring that local

elections held outside of New York City shall be held in even-numbered years; and

WHEREAS, This requirement would apply to the elections of any county or town official, with the exception of constitutionally elected officers like county clerks, district attorneys, and sheriffs; and

WHEREAS, Holding local elections during gubernatorial and presidential election years, there will be less of an opportunity for local issues to be discussed and debated, as statewide and national issues will consume most of the election cycle news; and

WHEREAS, The intent of this legislation is to increase voter turnout in local elections as, traditionally, in even number years have higher rates due to the interest in federal and statewide elections; and

WHEREAS, By moving some but not all local elections, those that remain in odd number years (including, but not limited to, city, village, county constitutional officers, judges, and school board members), there will be less, not more, awareness of these elections that remain and, therefore, will result in lower turnout; and

WHEREAS, Regardless of increased or decreased turnout, the legislation violates constitutionally protected home rule powers by preempting county charters, local laws, local referenda, and forcing short-term changes to the term of an elected official; and

WHEREAS, This legislation also runs counter to the spirit of home rule authority, which allows counties and local governments the ability to adopt provisions relating to their "affairs or government"; and

WHEREAS, Our statutes, as they have evolved, now allow counties considerable latitude to choose the structure of local government which is best tailored to serve particular community needs; and

WHEREAS, The narrow scope of this bill, which only impacts county executives, county legislators, county board of supervisors, and town officials, usurps the home rule authority of local governments to establish a governance structure that is best suited for their community. Now, therefore,

BE IT RESOLVED, The Wyoming County Board of Supervisors hereby calls on Governor Hochul to veto A.4282-B (Paulin)/S.3505-B (Skoufis), which would require local elections to be held in even-numbered years; and be it further

RESOLVED, The Wyoming County Board of Supervisors suggests the Governor and State Legislature allow counties to put this proposal on the

November 14, 2023

ballot to allow local voters the opportunity to choose when their local elections should be held; and be it

FURTHER RESOLVED, That the Clerk to this Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator George Borrello, New York State Assemblyman David DiPietro and Assemblywoman Marjorie Byrnes and all others deemed necessary and proper.

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:**

#6

RESOLUTION NO. 23-555
(November 14, 2023)

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

2024 ELECTION EXPENSES APPORTIONED

BE IT RESOLVED, That pursuant to Section 4-136 of the Election Laws of the State of New York, the following election expenses for the County of Wyoming for 2024 are accepted and the Clerk of this Board is hereby directed to apportion the same to the Townships within Wyoming County as follows:

2024 Election Expenses Apportioned

Town	No. Enrolled Voters	Amount of Levy	Special Election	1.45868891
Arcade	2,859	4,170.00		4,170.00
Attica	2,568	3,746.00		3,746.00
Bennington	2,431	3,546.00		3,546.00
Castile	1,905	2,779.00		2,779.00
Covington	802	1,170.00		1,170.00
Eagle	781	1,139.00		1,139.00
Gainesville	1,428	2,083.00		2,083.00
Genesee Falls	288	420.00		420.00
Java	1,501	2,189.00		2,189.00
Middlebury	1,016	1,482.00		1,482.00
Orangeville	899	1,311.00		1,311.00
Perry	2,840	4,143.00		4,143.00
Pike	669	976.00		976.00
Sheldon	1,740	2,538.00		2,538.00
Warsaw	3,482	5,079.00		5,079.00
Wethersfield	571	833.00		833.00
Total	25,780	\$ 37,604.00		37,604.00

Very truly yours,
Board of Elections

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #7

**RESOLUTION NO. 23-556
(November 14, 2023)**

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

RESOLUTION NUMBER 23-053 AMENDED

WHEREAS, Resolution Number 23-053 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF HUMAN RESOURCE**,” passed by this Board of Supervisors on February 14, 2023 and provides for various contracts on behalf of Human Resource, in part as follows:

November 14, 2023

- **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*); now therefore

BE IT RESOLVED, That **Resolution Number 23-053**, be hereby amended to reflect an increase of thirty-five thousand dollars (\$35,000.00) for a new contract total not to exceed one hundred twenty thousand dollars (\$120,000.00).

All else remains the same.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

**RESOLUTION NO. 23-557
(November 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; as annexed hereto:

- **Wyoming County Dept. of Health Public Health Program Specialist**
- **Wyoming County Community Hospital RNFA 1st Assistant Upgrade from 20A to 20D**

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

There was a motion by Mrs. Grant, T/Bennington, to combine resolutions #9 through #22. Hearing no objection, resolution titles only were read.

#9

**RESOLUTION NO. 23-558
(November 14, 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 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 influx of over 100,000 migrant asylum seekers over the last 18 months has pushed the already overburden statewide shelter system beyond the brink; and

WHEREAS, Many areas of the state are seeing increases in homelessness even without the addition of asylum seekers due to shortages in affordable housing and increases in evictions; and

WHEREAS, The state's unprecedented reduction in fiscal support implemented over a decade ago when the state reduced its Safety Net program support from 50 percent to 29 percent has only made the situation worse; 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

November 14, 2023

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, The Wyoming County Board of Supervisors calls on the Governor and state legislature to prioritize permanency in housing and to update rental allowances and the standard of need which have not been properly updated in decades to fully address the dramatic growth in housing, energy, and food costs; and be it

FURTHER RESOLVED, as part of the effort, the State must restore the Safety Net state share to 50 percent; and be it

FURTHER RESOLVED, 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 this Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator George Borrello, New York State Assemblyman David DiPietro, Assemblywoman Marjorie Byrnes, the Office for Temporary Disability Assistance and all others deemed necessary and proper.

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:**
#10

RESOLUTION NO. 23-559
(November 14, 2023)

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

**RESOLUTION URGING THE NEW YORK STATE CONGRESSIONAL
DELEGATION TO CLARIFY THE DISTRIBUTION MODEL OF
AFFORDABLE CARE ACT ENHANCED FEDERAL MEDICAL
ASSISTANCE PERCENTAGE FUNDING**

WHEREAS, The Affordable Care Act (ACA) provides an enhanced federal Medicaid match to encourage states to participate in expanding health coverage to the uninsured, as well as provide fiscal savings to states like New York that had already covered many uninsured people using Medicaid prior to the enactment of the ACA; and

WHEREAS, The ACA has been highly successful in reducing the number of uninsured New Yorkers, cutting the rate in half to below six percent; and

WHEREAS, The enhanced federal Medicaid match under the ACA has provided significant savings to county property taxpayers because the New York State congressional delegation insisted the federal savings be shared with the counties and New York City because of the large percentage they are forced to pay of the nonfederal share of the state's Medicaid program costs; and

WHEREAS, These savings equaled about \$623 million for the counties and New York City in SFY 2023; and

WHEREAS, Congressional actions have required the State of New York to share these savings proportional to the amount counties paid of the nonfederal share dating back to 2003; and

WHEREAS, This year, Governor Hochul took administrative action to intercept the federal savings provided by the ACA that have been passed through to counties and New York City since signed into law over a decade ago; and

November 14, 2023

WHEREAS, For the 57 counties outside of NYS, the intercept of these federal savings equates to a 5.2 percent property tax increase, on average, and will exceed 10 percent for some counties. Now, therefore,

BE IT RESOLVED, The Wyoming County Board of Supervisors calls on the New York State congressional delegation to clarify in statute the sharing of federal savings provided by the ACA between the state and its counties (social service districts) is to be based on the proportionate share of Medicaid that each county pays of the nonfederal share of the program's costs; and be it

FURTHER RESOLVED, That the Clerk to this Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator George Borrello, New York State Assemblyman David DiPietro, Assemblywoman Marjorie Byrnes and all others deemed necessary and proper.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #11

RESOLUTION NO. 23-560
(November 14, 2023)

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

**RESOLUTION URGING THE GOVERNOR AND STATE
LEGISLATURE TO ALLOW SPEECH-LANGUAGE PATHOLOGIST
ASSISTANTS AND AIDES TO PRACTICE VIA LICENSE,
REGISTRATION, OR CERTIFICATION IN NEW YORK STATE'S
EARLY INTERVENTION PROGRAM TO EXPAND CAPACITY FOR
CHILDREN IN NEED OF SERVICES**

WHEREAS, According to the American Speech-Language-Hearing Association, a speech-language pathology assistant (SLPA) is support personnel who, following academic coursework, fieldwork, and on-the-job training, performs tasks that are prescribed, directed, and supervised by a certified and/or licensed speech-language pathologist; and

WHEREAS, SLPAs may have the opportunity to work in a variety of settings including schools, home health, clinics, private practice, and Early Intervention, as determined by state laws and regulations; and

WHEREAS, Currently in New York State, Speech Language Pathologists (SLPs) are required to perform all evaluations and services for speech/language in the Early Intervention Program (EIP); and

WHEREAS, Speech services are repeatedly the number one referred service for Early Intervention across New York State; and

WHEREAS, New York State is experiencing dire shortages of qualified professionals to provide speech-language pathology and audiology services to children with developmental delays and disabilities in the EIP; and

WHEREAS, Children in the EIP are going unserved or underserved due to the shortage of SLPs available to provide services; and

WHEREAS, According to a survey of 48 county health departments, over 2,000 children were waiting for speech services in the summer of 2022; and

WHEREAS, At least 40 other states allow SLPAs to practice via license, registration, or certification; and

WHEREAS, Occupational Therapist Assistants (OTAs) have an existing structure to provide services under a licensed OT in NYS, as well as a billing structure in place; and

WHEREAS, Shifting service delivery for some of the most common speech issues to qualified assistants would result in a more effective use of limited SLPs by allowing SLPs to work at the top of their license and focus on services that only they are qualified to provide, such as feeding services and other services for high needs children; Now, therefore, be it

RESOLVED, The Wyoming County Board of Supervisors calls upon the Governor and the New York State Legislature to pass legislation that will allow SLPAs to practice via license, registration, or certification in the EIP when working under supervision and oversight of a licensed SLP to help expand speech service availability for children with developmental delays and disabilities in New York State; and be it

FURTHER RESOLVED, the New York State Department of Health be tasked with identifying any barriers to EIP services provided by SLPAs working under a plan of supervision being reimbursed by Medicaid and move forward with actions to ensure such services are Medicaid reimbursable; and be it

FURTHER RESOLVED, that That the Clerk to this Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator George Borrello, New York State Assemblyman David DiPietro and Assemblywoman Marjorie Byrnes and all others deemed necessary and proper.

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**RESOLUTION NO. 23-561
(November 14, 2023)**

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

**RESOLUTION URGING THE GOVERNOR AND STATE
LEGISLATURE TO MOVE THE ADMINISTRATIVE
RESPONSIBILITY FOR PRESCHOOL SPECIAL EDUCATION
TRANSPORTATION SERVICES TO LOCAL SCHOOL DISTRICTS**

WHEREAS, Section 200.16€(5) of the Regulations of the Commissioner of Education requires the municipality in which a Preschool Special Education Program (Pre-K SEP) student resides to provide suitable transportation, as determined by the board of education, to services developed in an Individual Education Plans (IEP), as needed; and

WHEREAS, Municipalities contract with third-party transportation vendors to provide transportation services to children in the Pre-K SEP to and from necessary services; and

WHEREAS, Coordinating with bus companies is a significant administrative burden on municipalities, particularly on already overburdened local health departments; and

WHEREAS, According to a survey of 51 county local health departments, county Pre-K SEP transportation costs from utilizing third-party transportation vendors have been increasing for years, with overall statewide costs being 90% higher in 2022 than they were in 2020; and

WHEREAS, Pre-K SEP transportation costs per child are consistently highest for small, rural counties due to limited choices for transportation vendors; 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 either 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, Pre-K SEP transportation costs for localities contracting with local school districts to provide transportation to and from services are significantly lower than costs incurred from utilizing third-party transportation vendors; and

WHEREAS; Localities utilizing school districts to provide transportation to Pre-K SEP services spent 78% less on transportation costs per child in 2022 compared to localities utilizing third-party transportation vendors, equaling millions of dollars in cost savings for localities annually; and

WHEREAS, The disparity in cost for Pre-K SEP transportation per child from utilizing third-party vendors versus school districts has been getting wider since 2019, especially in small counties; and

WHEREAS, County taxpayer dollars are utilized to pay for Pre-K SEP transportation services regardless of who administers such services; and

WHEREAS, This action could also allow counties and school districts to take advantage of the countywide shared services initiative (CWSSI) further providing localities with cost savings; and

WHEREAS, Both school districts and municipal government have the fiduciary responsibility to be good stewards of local taxpayer money. Now, therefore, be it

RESOLVED, 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 the cost savings for localities associated with school districts providing these services versus third-party vendors; and be it

FURTHER RESOLVED, that localities maintain the fiscal responsibility for providing these services; and be it

November 14, 2023

FURTHER RESOLVED, That the Clerk to this Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator George Borrello, New York State Assemblyman David DiPietro and Assemblywoman Marjorie Byrnes and all others deemed necessary and proper.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

#13

**RESOLUTION NO. 23-562
(November 14, 2023)**

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

**RESOLUTION URGING THE GOVERNOR AND STATE
LEGISLATURE TO IMPLEMENT A RATE INCREASE FOR EARLY
INTERVENTION PROVIDERS WITH NO INCREASE COST TO
COUNTIES**

WHEREAS, The Early Intervention Program (EIP) provides critical developmental services to infants and toddlers (ages 0-3 years) with developmental delays or disabilities and their families at a time when these services can have the greatest impact; and

WHEREAS, Reimbursement rates for Early Intervention providers are lower now than 20 years ago; and

WHEREAS, Stagnant and inadequate service rates have produced major provider capacity issues in the EIP; and

WHEREAS, Provider capacity issues often pose barriers to infants and toddlers with special needs receiving critical services; and

WHEREAS, From 2020 to 2022 there was a more than 400 percent increase in the number of children on Early Intervention waitlists, equaling thousands of children waiting to receive services across New York State and further there was another 28% wait list increase from 2022 — 2023; and

WHEREAS, The availability of in-person services is an equity issue in the EIP, with children living in the highest poverty rural and urban areas being the most unlikely to receive in-person service delivery.

WHEREAS, Municipal/county data indicate that, relative to other children, children in neighborhoods where more than 20 percent of residents live under the Federal Poverty Level (FPL) wait an average of 3 days longer to receive their first service than children in wealthier neighborhoods, and an average of 4 days longer to receive all of their mandated services compared to children living in wealthier neighborhoods; the difference can be as great as 9 versus 12 days for time to first service and 14 versus 19 days for receipt of all services, respectively; for time to first service, this is an increase of more than 40 percent since 2017 while, for receipt of all services, it is an increase of 11 percent. Now, therefore, be it

RESOLVED, The Wyoming County Board of Supervisors calls on the Governor and State Legislature to increase Early Intervention reimbursement rates by 11 percent for all services, including evaluations, to improve provider recruitment and retention to the EIP; and now, therefore, be it

RESOLVED, The Wyoming County Board of Supervisors calls on the Governor and State Legislature to allocate State funding for a fifteen percent rate increase for services provided to children in census tracts where the percentage of the population below poverty is 20 percent or higher; and in areas that require service providers to travel more than 30 minutes between sessions to provide services for children; and be it

FURTHER RESOLVED, The 11 percent rate increase should be fully borne by the State of New York as the State of New York has not fully funded early intervention services since the enactment of the federal IDEA Act; and be it

FURTHER RESOLVED, The Governor and State Legislature could pay for this increase by enacting A.921 (Conrad) which funds the 11 percent increase by increasing the covered lives assessment fee on commercial insurance; and be it

FURTHER RESOLVED, That the State shall remove the travel reimbursement rate modifier for telehealth services to address the lack of in-person providers; and be it

FURTHER RESOLVED, That the Clerk to this Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator George Borrello, New York State Assemblyman David DiPietro and Assemblywoman Marjorie Byrnes and all others deemed necessary and proper.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #14

RESOLUTION NO. 23-563
(November 14, 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 A.5339/S.5560-A 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, went into effect on January 1, 2022; and

WHEREAS, The New York State Department of Health, Bureau of Early Intervention stopped submitting claims to third party insurers for Early Intervention services on January 1, 2022; and

WHEREAS, The purpose of this legislation is to relieve the EIP’s heavy fiscal burden on municipalities/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 the covered lives assessment 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, Municipalities/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 the assessment went into effect, providers are no longer billing commercial insurance for services provided; and

WHEREAS, Municipalities/counties are now responsible for paying upfront costs for all EIP services not covered by Medicaid, including for services provided to children with commercial insurance, out of county escrow; and

WHEREAS, The EIP pool funding is intended to offset both the municipal and State share of EIP services, not covered by Medicaid; and

WHEREAS, The 2023 enacted budget included \$40 million in assessment revenues in the New York State Department of Health Early Intervention Program budget; and

WHEREAS, The 2024 enacted budget amended the New York State Health Care Reform Act to make covered lives funding available annually from January 1, 2023, through December 31, 2026; and

WHEREAS, Revenues from the covered lives assessment have still not yet been fully distributed to municipalities/counties for 2022; and

WHEREAS, Municipalities/counties have received limited guidance on how these funds will be distributed; and

WHEREAS, Since the covered lives assessment went into effect, municipalities/counties have been experiencing increases to their upfront escrow costs. Now, therefore, be it

RESOLVED, The Wyoming County Board of Supervisors calls upon the Governor and the New York State Legislature to take measures to expedite the release of the balance of the covered lives revenues to municipalities/counties for the time period covering January 1, 2022, through December 31, 2022; and be it

FURTHER RESOLVED, The State continue their commitment to this critical program, which benefits children with developmental delays and disabilities, being a shared cost between the State and municipalities/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 municipalities/counties with a schedule as to when the State will issue payments annually from January 1, 2023, through December 31, 2026; and be it

FURTHER RESOLVED, The New York State Department of Health, Bureau of Early Intervention establish a mechanism other than the county escrow account to remit payments to municipalities/counties; and be it

FURTHER RESOLVED, The New York State Department of Health, Bureau of Early Intervention change the payment process, so the State provides

municipalities/counties with their covered lives share of revenues 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 municipalities/counties; and be it

FURTHER RESOLVED, That the Clerk to this Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator George Borrello, New York State Assemblyman David DiPietro and Assemblywoman Marjorie Byrnes and all others deemed necessary and proper.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #15

**RESOLUTION NO. 23-564
(November 14, 2023)**

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

RESOLUTION URGING THE FEDERAL GOVERNMENT AND STATE OF NEW YORK TO PROVIDE IMMEDIATE ASSISTANCE TO LOCAL GOVERNMENTS TO ADDRESS THE MIGRANT CRISIS

WHEREAS, The Wyoming County Board of Supervisors recognizes that the issue of immigration falls under the primary jurisdiction of the federal government, which is responsible for crafting and implementing immigration policies that govern the entry and residency of individuals into the United States; and

WHEREAS, Addressing immigration-related issues requires comprehensive federal solutions that consider the complexities of immigration, border security, and the rights and well-being of individuals and families; and

WHEREAS, The ongoing global migrant crisis has led to an increased number of migrants, refugees, and asylum seekers arriving in New York State, and particularly in New York City, presenting unprecedented challenges for local governments; and

WHEREAS, New York State's counties are already grappling with significant capacity problems, including a homelessness and affordability crisis that affects communities across the state; and

WHEREAS, The influx of migrants into New York State has the potential to further exacerbate the existing homelessness crisis, placing additional stress on already overburdened local governments, many of which already house migrants from countries around the world; and

WHEREAS, Since the spring of 2022, over 100,000 migrants have arrived in New York State, and thousands more arrive each week; and

WHEREAS, Counties and municipalities across the state have faced significant challenges in providing essential services, shelter, and support to migrants due to increased numbers, strained resources, and a lack of infrastructure; and

WHEREAS, The Wyoming County Board of Supervisors recognizes that the current situation is unsustainable and requires cooperation between the federal, state, and local governments to effectively address the consequences of migration on New York State's communities; and

WHEREAS, On May 9, 2023, Governor Hochul issued an Executive Order recognizing that “the arrival of increased numbers of migrants seeking shelter in the City and State of New York is expected to exacerbate an already large-scale humanitarian crisis and create a disaster emergency to which local governments are unable to adequately respond, creating a threat to health and safety, which could result in the loss of life or property”; and

WHEREAS, The City of New York, in particular, has provided substantial humanitarian assistance, shelter, and care to the arriving migrants; and

WHEREAS, The cost of housing and services the City has provided was approximately \$40 million (adjusted for inflation) in 1981 and has now ballooned to \$4 billion per year, an unsustainable amount for New York City to manage without heavily impacting the delivery of other essential services; and

WHEREAS, The State of New York has tried to alleviate some of the overflow of migrant services by making State-owned properties available to house migrants, deploying the National Guard, and committing \$1.5 billion in financial assistance; and

WHEREAS, This aid, while appreciated, falls woefully short of the \$12 billion cost that New York City projects will be necessary to support arriving asylum seekers and migrants absent additional state and federal support; and

WHEREAS, Immigration and asylee policies are federal responsibilities, and local governments cannot be expected to shoulder the costs of the migrant crisis without any capacity or responsibility to manage the nation’s borders; and

WHEREAS, Additional financial and logistical support from both the federal government and State of New York are critical to ensure the City of New York and other local governments can respond to the migrant crisis in a sustainable, compassionate, and dignified manner. Now, therefore, be it

RESOLVED, The Wyoming County Board of Supervisors demands the State of New York and the federal government provide immediate financial, logistical, and resource assistance to counties and municipalities, specifically New York City, to assist in responding to the migrant crisis; and be it

FURTHER RESOLVED, That the federal government expedite work authorizations to enable asylum seekers and migrants to resettle in communities more quickly and reduce the need for future shelter and financial assistance; and be it

FURTHER RESOLVED, that copies of this resolution be sent to the counties of New York State encouraging member counties to enact similar resolutions; and be it

FURTHER RESOLVED, that the Clerk of this Board shall forward copies of this resolution to President Joseph Biden, Governor Kathy Hochul, New York State Senator George Borrello, New York State Assemblyman David DiPietro and Assemblywoman Marjorie Byrnes and all others deemed necessary and proper.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #16

**RESOLUTION NO. 23-565
(November 14, 2023)**

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

FAMILY CAREGIVERS’ MONTH PROCLAIMED

WHEREAS, During this season of Thanksgiving, as we pause to reflect on the many blessings that have been bestowed upon us as individuals and as a County, we are especially grateful for the love of our families and

friends. One of the most profound ways in which that love is expressed is through the generous support provided by family caregivers to loved ones who are chronically ill, elderly, or disabled. Caregivers reflect family and community life at its best. They are among our County's most important natural resources; and

WHEREAS, The need for family caregivers is growing. We are blessed to live in a time when medicine and technology have helped us live longer. As a result, persons with disabilities are living longer and people over 85 are the fastest growing segment of our population. Family caregivers can be found in every city and town in America. It is likely that we all know at least one family caregiver; and

WHEREAS, Family caregivers deserve our lasting gratitude and respect. This month, as we honor the many contributions that family caregivers make to the quality of our national life, let us resolve to work through our community, religious, social, civic and business organizations to offer programs and services that will provide caregivers the support and encouragement they need to carry out their vital responsibilities; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors, does hereby proclaim **November 2023** as:

FAMILY CAREGIVERS' MONTH
in Wyoming County

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:**
#17

RESOLUTION NO. 23-566
(November 14, 2023)

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

RESOLUTION NUMBER 21-536 AMENDED

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

WHEREAS, That Resolution Number 21-536 was previously amended

November 14, 2023

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

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

WHEREAS, Resolution Number 21-536 as previously amended by Resolution Number 22-012 and Resolution Number 22-399 was further amended by this Board of Supervisors on September 13, 2022 by **Resolution Number 22-434** to increase the daily rate from three hundred sixty dollars (\$360.00) per day for the Catt-Alley BOCES route to **three hundred seventy-six dollars and fifty cents (\$376.50) per day due to CPI and gas price increases; effective September 1, 2022 through June 30, 2024**; and

WHEREAS, Resolution Number 21-536 as previously amended by Resolution Number 22-012, Resolution Number 22-399, Resolution Number 22-434 and was further amended by this Board of Supervisors on January 10, 2023 by **Resolution Number 23-006** to add The Children’s League (a/k/a League for the Handicapped) bus route in Springville, NY at a rate of one thousand dollars (\$1,000.00) per round trip with said rate to include a Nurse and Bus Aide and on days where a Nurse is not required, the round trip cost will be seven hundred dollars (\$700.00); now therefore

BE IT RESOLVED, That Resolution Number 21-536 be hereby further amended to add a bus route to The Children’s League (a/k/a League for the Handicapped) in Springville, NY at a rate of seven hundred seventy dollars (\$770.00) per round trip with said rate to include a Bus Aide. Cost to be equally shared by Wyoming and Cattaraugus Counties. (*Munis CO #111*)

All else remains the same.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #18

**RESOLUTION NO. 23-567
(November 14, 2023)**

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

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH JAMES MCGUINNESS AND ASSOCIATES, INC 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 *James McGuinness and Associates, Inc* 1482 Erie Blvd, Schenectady, NY 14305 on behalf of The Youth Bureau. Said contract is for support of pre-school software in an amount not to exceed fifteen thousand dollars (\$15,000.00) per year; effective January 1, 2024 through December 31, 2026. (*MUNIS CONTRACT #1790*)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #19

**RESOLUTION NO. 23-568
(November 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

WHEREAS, At the 10/31/23 Human Services Committee Meeting, approval was given authorizing the Chairman to sign a grant application and acceptance award with the *New York State Office of Children and Family Services (OCFS): Office of Youth Development*, for Youth Bureau Administration, Stars, OMEGA/Youth Court, Youth Sports Education, Youth Team Sports and Sports Infrastructure in a minimum amount of \$84,472.00; now therefore

BE IT RESOLVED, That the Chairman of this Board with the approval of the County Attorney is hereby authorized to sign a grant acceptance award with *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 to provide funds for the Youth Bureau Administration, Stars, OMEGA/Youth Court, Youth Sports Education, Youth Team Sports and Sports Infrastructure; effective October 1, 2023 through September 31, 2024 in the minimum amount of \$84,472.00. (*MUNIS CONTRACT # TBD*)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

November 14, 2023

**RESOLUTION NO. 23-569
(November 14, 2023)**

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

RESOLUTION NUMBER 22-646 AMENDED

WHEREAS, Resolution Number 22-646 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 provides for various contracts on behalf of Human Resource, in part as follows:

- *David S. Nathanson, Ph.D.*, 2839 Elmwood Avenue, Kenmore, NY 14217 to provide mental health/psychological evaluations for children, youth and families in making determinations in CPS, foster care and preventive cases in an amount not to exceed twenty thousand dollars (\$20,000.00). (*Munis #903*) now therefore

BE IT RESOLVED, That **Resolution Number 22-646**, be hereby amended to reflect an increase of four thousand four hundred eighty-seven dollars and fifty cents (\$4,487.50) for a new contract total not to exceed twenty-four thousand four hundred eighty-seven dollars and fifty cents (\$24,487.50).

All else remains the same. (*MUNIS Contract # N/A*)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #21

**RESOLUTION NO. 23-570
(November 14, 2023)**

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

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH COMPANION CARE OF ROCHESTER D/B/A BLOSSOM MODERN HOME CARE SOLUTIONS OF WNY ON BEHALF OF THE DEPARTMENT OF SOCIAL 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 *Companion Care of Rochester d/b/a Blossom Modern Home Care Solutions of WNY* on behalf of the Department of Social Services. Said contract is for Consumer Directed Personal Care where Personal Care is not appropriate for select Medicaid cases; amounts will vary dependent upon services provided, effective October 1, 2023 through December 31, 2024. (*MUNIS Contract # N/A*)

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:** #22

RESOLUTION NO. 23-571
(November 14, 2023)

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

NATIONAL ADOPTION AWARENESS MONTH PROCLAIMED

WHEREAS, November 2023 is National Adoption Awareness Month and is designed to provide us with an opportunity to acknowledge the families and staff who are involved in adoption activities throughout the year. The focus this year is on those children currently in foster care; and

WHEREAS, Deciding to open their hearts and homes to a child, adoptive and foster care families demonstrate great compassion and provide hope and love to these children. National Adoption Awareness Month and National Adoption Day, November 18, 2023 help to raise public awareness of the fact that there are children available who are waiting for caring families; and

WHEREAS, There are currently 5 children freed for adoption and approximately 19 children in Wyoming County in foster care. The valuable contributions of foster care and adoptive parents are recognized as they continually strive to improve the quality of life for the children brought into their lives; now therefore

BE IT RESOLVED, That November 2023 is hereby proclaimed

NATIONAL ADOPTION AWARENESS MONTH
In Wyoming County

And be it

FURTHER RESOLVED, That it is the desire of this Board of Supervisors and Wyoming County Department of Social Services that all

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children awaiting adoption in Wyoming County and beyond find permanent and loving homes.

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:**

There was a motion by Mr. Davis, T/Covington, to combine resolutions #23 through #26. Hearing no objection, resolution titles only were read.

#23

**RESOLUTION NO. 23-572
(November 14, 2023)**

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

**RESOLUTION IN SUPPORT OF ADULT VACCINE ENTRY
THROUGH NEW YORK STATE IMMUNIZATION INFORMATION
SYSTEM (NYSIIS) AND THE CITYWIDE IMMUNIZATION
REGISTRY (CIR)**

WHEREAS, Vaccines are essential for preventing and controlling infectious diseases in both children and adults; and

WHEREAS, The New York State Immunization Information System (NYSIIS) and the Citywide Immunization Registry (CIR) have proven to be effective tools in monitoring and improving vaccination rates among children, as children's vaccines are required to be entered into both systems; and

WHEREAS, Data on adult immunization rates in NYSIIS and CIR is currently limited, hindering public health efforts to track and manage vaccination coverage; and

WHEREAS, Universal reporting of all adult vaccines, as is already required under the Vaccines For Adults (VFA) program, enables health departments and public health officials to have accurate community-wide data to identify disparities in vaccine access and barriers to address; and

WHEREAS, In response to the COVID-19 pandemic, Executive Order (EO) 202.82 was issued to require the reporting of COVID-19 and Influenza vaccinations given to adults and to allow the reporting of other vaccines to the registries without special permission; and

WHEREAS, EO 202.82 has expired, but the measure should be made permanent to continue adult vaccine reporting in perpetuity for an accurate and robust registry unless an individual opts out; and

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WHEREAS, Enhancing the tracking and reporting of adult vaccines can lead to better public health outcomes, prevent duplicate vaccinations, ease the burden of providing proof of vaccination status, and contribute to the prevention of vaccine-preventable diseases. Now, therefore, be it

RESOLVED, New York State and New York City shall implement measures to require healthcare providers and facilities to enter all administered adult vaccines into the NYSIIS and CIR databases; and be it

FURTHER RESOLVED, New York State and New York City shall establish clear guidelines and procedures for healthcare providers and facilities on reporting adult vaccination data to the NYSIIS and CIR, including the use of standardized codes and data formats; and be it

FURTHER RESOLVED, New York State and New York City shall provide resources and support to healthcare providers and facilities to facilitate the integration of adult vaccination data into the NYSIIS and CIR, including training on data entry and reporting processes; and be it

FURTHER RESOLVED, New York State and New York City shall ensure that patient privacy and confidentiality are maintained in accordance with all applicable laws and regulations; and be it

FURTHER RESOLVED, The New York State Department of Health and New York City shall conduct regular audits and assessments to monitor compliance with the reporting requirements and to evaluate the effectiveness of the NYSIIS and CIR in improving adult vaccination rates; and be it

FURTHER RESOLVED, The New York State Department of Health and New York City shall notify all authorized vaccine providers, including healthcare providers, healthcare facilities, and community organizations, of new requirements, the importance of recording adult vaccinations, and the benefits of participating in the NYSIIS and CIR; and be it

FURTHER RESOLVED, The New York State Department of Health and New York City shall regularly publish and disseminate reports on adult vaccination rates based on data collected from the NYSIIS and CIR to inform the public and healthcare stakeholders about progress and challenges in achieving vaccination goals; and be it

FURTHER RESOLVED, That the Clerk to this Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator George Borrello, New York State Assemblyman David DiPietro,

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Assemblywoman Marjorie Byrnes, the New York State Department of Education, and all others deemed necessary and proper.

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:**
#24

**RESOLUTION NO. 23-573
(November 14, 2023)**

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

**RESOLUTION IN SUPPORT OF MAKING CHICKENPOX A
REPORTABLE VACCINE-PREVENTABLE DISEASE**

WHEREAS, Chickenpox (varicella) is a highly contagious viral infection that poses significant health risks, particularly to vulnerable populations, such as infants, pregnant women, immunocompromised individuals, and adults at higher risk for complications; and

WHEREAS, Vaccination is a safe and effective method for preventing chickenpox and its associated complications; and

WHEREAS, Robust public health surveillance is essential for monitoring disease incidence, identifying outbreaks, and evaluating the effectiveness of vaccination efforts. Now, therefore, be it

RESOLVED, New York State shall amend the list of reportable diseases to include chickenpox (varicella) as a reportable vaccine-preventable disease; and be it

FURTHER RESOLVED, Healthcare providers, laboratories, and other entities involved in diagnosing and treating cases of chickenpox shall be required to report all confirmed and suspected cases to New York State Department of Health promptly upon diagnosis; and be it

FURTHER RESOLVED, The reporting requirements shall include relevant data necessary for public health surveillance and monitoring; and be it

FURTHER RESOLVED, The New York State Department of Health (NYSDOH) shall establish clear guidelines and procedures for reporting chickenpox cases, including the use of standardized case definitions and reporting formats; and be it

FURTHER RESOLVED, That NYSDOH shall ensure the confidentiality and privacy of individuals whose information is reported in accordance with all applicable laws and regulations; and

FURTHER RESOLVED, That NYSDOH shall provide training and resources to healthcare providers, laboratories, and other relevant stakeholders to facilitate compliance with the reporting requirements; and be it

FURTHER RESOLVED, That New York State Department of Health shall notify all authorized vaccine providers, including healthcare providers, healthcare facilities, and community organizations, of new requirements, the importance of recording adult vaccinations, and the benefits of participating in the NYSIIS and CIR; and be it

FURTHER RESOLVED, that NYSDOH shall regularly analyze and publish reports on chickenpox incidence and vaccination coverage based on the data collected from the reporting system to inform the public and healthcare stakeholders about disease trends and vaccination efforts; and be it

FURTHER RESOLVED, That the Clerk to this Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator George Borrello, New York State Assemblyman David DiPietro and Assemblywoman Marjorie, NYSDOH Acting Commissioner James McDonald, and all others deemed necessary and proper.

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:**
#25

RESOLUTION NO. 23-574
(November 14, 2023)

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

**RESOLUTION URGING NEW YORK STATE TO INCREASE DOULA
REIMBURSEMENT RATES**

WHEREAS, Across New York State, pervasive disparities in access to respectful, high-quality, patient-centered, and trauma-informed maternity services drive high rates of severe maternal morbidity (SMM) and mortality (MM); and

WHEREAS, New York State ranks in the highest quartile for SMM nationally; and

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WHEREAS, The New York City SMM rate is more than two times the national average and 3.6 times higher than other regions of the state; and

WHEREAS, Black individuals in NYC experience a MM rate 8 times that of white individuals, and SMM rates are also higher for Black (2.3x) and Hispanic (1.7x) individuals; and

WHEREAS, One promising strategy for improving birth outcomes and reducing costs (in reduced rates of Caesarean birth and other pregnancy complications) is doula support; and

WHEREAS, Because doula services are not currently covered statewide through Medicaid, they remain out of reach for underserved communities that are at higher risk of poor outcomes and would benefit the most; and

WHEREAS, Access to doula care is critical for Medicaid enrollees, who often have a greater need for additional support, coordination of care, and connection to resources; and

WHEREAS, An equitable Medicaid reimbursement rate for doula care will help New York save lives, reduce healthcare costs, and ensure that doula work offers a sustainable livelihood. Now, therefore, be it

RESOLVED, The Wyoming County Board of Supervisors supports an increase of \$1,930 to doula reimbursement rates, based on the rate initially proposed by the New York Coalition for Doula Access (NYCDA), a statewide collaboration of doulas and allies that is co-led by the New York City Department of Health and Mental Hygiene; and be it

FURTHER RESOLVED, It is estimated that New York's Medicaid program would see \$6.9 million in savings annually if just 6 percent of all pregnant Medicaid recipients were supported by doulas; and be it

FURTHER RESOLVED, That doula care not only advances maternal healthcare quality but also provides significant cost savings; and be it

FURTHER RESOLVED, That the Clerk to this Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator George Borrello, New York State Assemblyman David DiPietro and Assemblywoman Marjorie Byrnes Acting Health Commissioner James McDonald, and all others deemed necessary and proper.

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:**

**RESOLUTION NO. 23-575
(November 14, 2023)**

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

**CALLING ON THE STATE OF NEW YORK TO DEVELOP A
COMPREHENSIVE APPROACH TO REGULATING PFAS AND
HOLDING MANUFACTURERS ACCOUNTABLE FOR PFAS USE AND
TREATMENT COSTS**

WHEREAS, Counties recognize the importance of managing per- and polyfluoroalkyl substances (PFAS) in the environment due to their widespread presence in consumer products and the public health risks they pose; and

WHEREAS, The ubiquity of PFAS in the environment necessitates a comprehensive approach to mitigate their impacts, including holding manufacturers accountable for PFAS use and treatment costs and implementing measures to prevent the introduction of PFAS into waste management facilities; and

WHEREAS, The New York State Department of Environmental Conservation (DEC) introduced Draft Program Policy 7 (DMM7) to establish interim PFOS and PFOA criteria for biosolids that are recycled in New York State and actions that will be taken based on those results; and

WHEREAS, Counties commend DEC for its efforts to address PFAS concerns through DMM7 yet believe that stronger measures are necessary to prevent PFAS from entering landfills and to ensure manufacturers are held responsible for treatment costs; and

WHEREAS, DEC's emphasis on end-of-the-line treatment facilities in the current approach is less effective than preventing PFAS entry at the source and warrants a stronger stance to prevent PFAS from entering landfills; and

WHEREAS, Additionally, the DMM7's proposal to restrict the beneficial uses of biosolids could result in increased landfill disposal, exacerbating the PFAS issue within landfills already grappling with contaminated leachate; and

WHEREAS, New York State's promotion of new organics diversion facilities, including anaerobic digesters and food waste composting facilities,

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raises additional concerns related to PFAS management that have not been adequately considered. Now, therefore, be it

RESOLVED, The Wyoming County Board of Supervisors calls upon the State of New York to adopt a comprehensive approach to regulating PFAS that prioritizes public health and environmental protection and promotes a fair distribution of responsibilities and costs associated with PFAS management and remediation; and be it

FURTHER RESOLVED, DEC shift its focus from end-of-the-line treatment facilities to source reduction and prevention in order to prevent the introduction of PFAS into waste management facilities; and be it

FURTHER RESOLVED, DEC carefully consider the PFAS ramifications of organics diversion initiatives prior to their widespread implementation; and

FURTHER RESOLVED, That Governor Hochul and the New York State Legislature establish mechanisms to hold manufacturers – not local taxpayers – accountable for PFAS use and treatment costs; and be it

FURTHER RESOLVED, copies of this resolution be sent to the counties of New York encouraging member counties to enact similar resolutions; and be it

FURTHER RESOLVED, That the Clerk to this Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator George Borrello, New York State Assemblyman David DiPietro and Assemblywoman Marjorie Byrnes, DEC Commissioner Basil Seggos, Acting DOH Commissioner James V. McDonald and all others deemed necessary and proper.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

There was a motion by Mr. Becker, T/Sheldon, to combine resolutions #27 through #29. Hearing no objection, resolution titles only were read.

#27

**RESOLUTION NO. 23-576
(November 14, 2023)**

By Mr. Becker, Chairman of the Agriculture Committee:

RESOLUTION IN SUPPORT OF SECURING KEY COUNTY PRIORITIES IN THE 2023 FARM BILL

WHEREAS, The U.S. Farm Bill helps New York counties make critical investments in infrastructure, economic development, workforce training, nutrition and conservation in some of our most underserved communities; and

WHEREAS, Preserving the law's programs is key to the strength and stability of our local, regional, state and national economies; and

WHEREAS, The New York State Association of Counties (NYSAC) supports the following priorities in the 2023 Farm Bill:

- 1.) ***Improve ease of access and flexibility of Farm Bill programs*** – Cumbersome regulations and statutory requirements restrict rural communities from accessing the resources they desperately need to thrive. Counties support legislative action to streamline application processes and reporting requirements for Farm Bill programs such as the ReConnect Program and the Rural Innovation Stronger Economy (RISE) Grant Program. Counties also support efforts to add additional flexibility for federal match requirements that force rural communities to secure additional funding before unlocking much-needed resources.
- 2.) ***Maintain and expand Farm Bill conservation programs*** – The protection of our state's ecosystems starts with the conservation efforts of our rural communities by our farmers. Counties support the reauthorization of producer-led voluntary conservation programs administered by USDA, including the Environmental Quality Incentives Program (EQIP), Conservation Stewardship Program (CSP) and the Agricultural Conservation Easements Program (ACEP).

Invest in the capacity of rural counties – Robust investment in the expertise and capacity of rural counties will empower rural policymakers to plan and execute local-led community development strategies. NYSAC calls on congress to include at least \$1 billion in mandatory funding for grants-based rural capacity-building programs in the 2023 Farm Bill. NYSAC also supports extending eligibility for the Community Facilities Direct Loan & Grant Program to rural governments to provide financial assistance to county operated facilities. In turn, population thresholds should be increased where possible when considering eligibility for rural development programs, while inserting language that would prioritize low-population counties.

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- 3.) ***Invest in high-speed internet access*** – According to the Federal Communications Commission (FCC), 14.5 million Americans lack quality broadband internet access. NYSAC supports authorizing the ReConnect Program through the Farm Bill. NYSAC also supports reauthorizing the Distance Learning & Telemedicine Program, which would increase the quality of life and help rural New York thrive. Finally, NYSAC supports reauthorizing the Community Connect Grant program, which will continue to invest in community orientated connectivity that supports economic growth, education, healthcare and public safety in rural New York.
- 4.) ***Expand Opportunities for the rural economy*** – NYSAC supports reauthorizing the Rural Business Development Grants Program and the Rural Investment Stronger Economy (RISE) Grant Program to provide enhanced opportunities for rural businesses and create good-paying jobs.
- 5.) ***Strengthen the Supplemental Nutrition Assistance Program (SNAP)***
– New York Counties are on the front lines for the development, implementation and administration of food and nutrition programs that combat hunger at the local level through partnerships with the Federal government. NYSAC supports maintaining and enhancing the Supplemental Nutrition Assistance Program (SNAP), including increasing the options available to State and local governments to streamline SNAP applications and administrative processes, combat food insecurity among active-duty service members by excluding the Basic Allowance for Housing from income eligibility and supporting the promotion of healthy diets by offering incentives and the infrastructure to encourage more local fruit/vegetable production and consumption.
- 6.) ***Provide stronger support for small and mid-size producers*** – Small farms constitute a large portion of new york state farms. Nysac supports reauthorization of the farming opportunities training and outreach (foto) program and increased funding for local agriculture market program (lamp). Nysac also supports maintaining and improving farm safety net programs targeting new, beginning, and underserved producers.
- 7.) ***Maintain and expand support for farmers*** – Agriculture is the backbone of New York’s economy and subsequently has a major impact on county economies. Some programs that are important to counties include the Agricultural Risk Coverage (ARC) Program, the

Price Loss Coverage (PLC) Program, the Livestock Indemnity Program (LIP), the Federal Crop Insurance Program (FCIP), Dairy Margin Coverage (DMC), Specialty Crop Block Grant, Whole Farm Revenue Protection, and Non-Insured Assistance Program now, therefore, be it

RESOLVED, The Wyoming County Board of Supervisors calls on our federal representatives to include all twelve titles of the Farm Bill and fully fund them as they are vital to the strength of county economies across New York; and be it

FURTHER RESOLVED That the Clerk to this Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator George Borrello, New York State Assemblyman David DiPietro and Assemblywoman Marjorie Byrnes and all others deemed necessary and proper.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #28

**RESOLUTION NO. 23-577
(November 14, 2023)**

By Mr. Becker, Chairman of the Agriculture Committee:

ORDER OF PROTECTION FOR DEER APPROVED

WHEREAS, The Wyoming County Department of Animal Control has indicated that there is a potential for unnecessary loss to the white tail deer population within the County of Wyoming due to anticipated weather conditions; now therefore,

BE IT RESOLVED, That this Board hereby orders and requires that all dogs in the County of Wyoming shall be securely confined for the period of November 1, 2023 through April 1, 2024, under Article 7, Section 122 of the New York State Agriculture and Markets Law. *A dog shall not be deemed to be in violation of such order if accompanied by and under the full control of the handler*; and be it

FURTHER RESOLVED, That notice of this Order shall be given publication in the following newspapers of general circulation within the County of Wyoming:

*Perry Herald, Perry, New York
Daily News, Batavia, New York*

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and be it

FURTHER RESOLVED, That the Clerk of this Board shall file a certified copy of this Order in the office of each Town Clerk and Village Clerk in the County and with the Commissioner of the Department of Agriculture and Markets of the State of New York.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #29

**RESOLUTION NO. 23-578
(November 14, 2023)**

By Mr. Becker, Chairman of the Agriculture Committee:

CONFINEMENT OF DOGS IN WYOMING COUNTY AUTHORIZED

BE IT RESOLVED, That this Board hereby orders and requires that all dogs in the County of Wyoming shall be securely confined between sunset and one hour after sunrise for the period January 1, 2024 through Midnight, December 31, 2024, under Article 7, Section 122 of the New York State Agriculture and Markets Law. *A dog shall not be deemed to be in violation of such order if accompanied by and under the full control of the handler*; and be it

FURTHER RESOLVED, That notice of this Order shall be given publication in the following newspapers of general circulation within the County of Wyoming:

*Perry Herald, Perry, New York
Daily News, Batavia, New York*

and be it

FURTHER RESOLVED, That the Clerk of this Board shall file a certified copy of this Order in the office of each Town Clerk and Village Clerk in the County and with the Commissioner of the Department of Agriculture and Markets of the State of New York.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

There was a motion by Mr. Leuer, T/Middlebury, to combine resolutions #30 through #37. Hearing no objection, resolution titles only were read.

#30

RESOLUTION NO. 23-579
(November 14, 2023)

By Mr. Leuer, Chairman of the Planning Committee:

**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION WITH
THE NEW YORK STATE OFFICE OF COMMUNITY RENEWAL ON
BEHALF OF
PLANNING AND DEVELOPMENT**

WHEREAS, The County of Wyoming wishes to apply for a grant from the *New York State Housing Trust Fund Corporation* as represented by the New York State Office of Community Renewal (hereinafter the “OCR”) through the Community Development Block Grant (hereinafter “CDBG”) Program, for the purpose of financing a Microenterprise Grant Program (hereinafter the “Program”) which will provide grants to small businesses located in or will locate in Wyoming County; and

WHEREAS, The County desires to partner with the Wyoming County Business Assistance Corporation (“WCBAC”) as a subgrantee to implement the program; now therefore

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

FURTHER RESOLVED, That the Chairman of the Board of Supervisors is hereby authorized to execute the OCR grant agreement and all related documents associated with the OCR grant, including agreements with WCBAC relating to the use and administration of the grant funds, subject to review and approval by the County Attorney; and be it

FURTHER RESOLVED, That a public hearing on behalf of this Board of Supervisors will be held as required by the New York State Office of Community Renewal on December 12th, 2023 at 2:30 pm during the Wyoming County Board of Supervisors’ Meeting, and at least five (5 days’ notice of such hearing shall be given by the Clerk of this Board by publishing such notice at

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least once in the official newspapers of the county designated for such publications; and be it

FURTHER RESOLVED, That the Chairman of the Board of Supervisors is hereby designated as the Environmental Certifying Officer for the purposes of complying with the applicable federal environmental review requirements for the OCR grant.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

#31

**RESOLUTION NO. 23-580
(November 14, 2023)**

By Mr. Leuer, Chairman of the Planning Committee:

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH THE TOWN OF WARSAW ON BEHALF OF THE WYOMING COUNTY WATER RESOURCE AGENCY

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with the *Town of Warsaw*, 83 Center Street, Warsaw, NY 14569 for funding of the Town of Warsaw Water District, Water Meter Installation, as part of the NYS Department of State Local Government Efficiency Meter Replacement Grant in an amount not to exceed nine thousand, six hundred thirty-five dollars and seventy-seven cents (\$9,635.77); effective October 11, 2023 through December 31, 2023. (*MUNIS CONTRACT # 1838*)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

#32

**RESOLUTION NO. 23-581
(November 14, 2023)**

By Mr. Leuer, Chairman of the Planning Committee:

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH TOWN OF EAGLE, BLISS WD ON BEHALF OF THE WYOMING COUNTY WATER RESOURCE AGENCY

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with the ***Town of Eagle, Bliss Water District***, 3378 School Street, Bliss, NY 14024 for funding of the Town of Eagle, Bliss Water District, Water Meter Installation, as part of the NYS Department of State Local Government Efficiency Meter Replacement Grant in an amount not to exceed twelve thousand, thirteen dollars and two cents (\$12,013.02); effective October 19, 2023 through December 31, 2023. (*MUNIS CONTRACT # 1851*)

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:**
#33

RESOLUTION NO. 23-582
(November 14, 2023)

By Mr. Leuer, Chairman of the Planning Committee:

**RESOLUTION ASKING FOR THE ASSISTANCE OF THE
CONNECTALL OFFICE, PUBLIC SERVICE COMMISSION, AND
FEDERAL COMMUNICATIONS COMMISSION IN DEALING WITH
THE UNCERTAINTY OF PLANNING FOR BROADBAND WITH AND
AROUND FRONTIER COMMUNICATIONS' SERVICE AREA**

WHEREAS, Broadband coverage is of paramount importance in ensuring equitable access to information and resources for all New Yorkers; and

WHEREAS, Frontier Communications is a significant provider of broadband service in numerous communities across various counties in New York State; and

WHEREAS, Frontier Communications has been awarded grants through the Rural Digital Opportunity Fund (RDOF) in multiple communities across the state to enhance broadband infrastructure; and

WHEREAS, Through the RDOF, the Federal Communications Commission (FCC) will disburse up to \$20.4 billion over 10 years to bring fixed broadband and voice service to millions of unserved homes and small businesses in rural America; and

WHEREAS, There is a pressing need to address the lack of progress in implementing RDOF projects in awarded areas across multiple counties; and

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WHEREAS, The excess amount of time allowed for construction under the RDOF program creates significant challenges when our residents, children, and schools have immediate needs; and

WHEREAS, Comprehensive efforts have been undertaken by all counties to assess and expand broadband coverage, including through the New York State Public Service Commission (PSC)'s and FCC's mapping initiatives; and

WHEREAS, Counties recognize the importance of collaborating with the New York State ConnectALL Office, PSC, and FCC to secure funding to bridge existing broadband gaps and to ensure a productive partnership with service providers; and

WHEREAS, Transparent communication and cooperation with broadband service providers are crucial to effectively planning for broadband expansion, including but not limited to providers like Frontier Communications; and

WHEREAS, The extended timeline for construction under the RDOF program poses challenges for counties to plan effectively. Now, therefore, be it

RESOLVED, The Wyoming County Board of Supervisors calls upon New York State's ConnectALL Office, PSC, and FCC to facilitate collaborative planning meetings with broadband service providers, including Frontier Communications, to address the following:

- The status and expected completion timelines of RDOF projects;
- Plans for system improvements and broadband expansion initiatives;
- A viable framework for addressing broadband gaps that counties and customers have identified; and be it

FURTHER RESOLVED, That the Clerk to this Board shall forward copies of this resolution to Governor Kathy Hochul, ConnectALL Senior Vice President Joshua Breitbart, PSC Chair and CEO Rory Christian, FCC Chairwoman Jessica Rosenworcel, New York State Senator George Borrello, New York State Assemblyman David DiPietro and Assemblywoman Marjorie Byrnes and all others deemed necessary and proper.
and all others deemed necessary and proper.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #34

RESOLUTION NO. 23-583

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(November 14, 2023)

By Mr. Leuer, Chairman of the Planning Committee:

**RESOLUTION URGING NYSERDA TO EXPEDITIOUSLY
IMPLEMENT AND PROMOTE THE INCENTIVES AND REBATES
CREATED BY THE INFLATION REDUCTION ACT TO ENHANCE
ENERGY EFFICIENCY AND CLIMATE MITIGATION IN NEW YORK
STATE**

WHEREAS, The Inflation Reduction Act (IRA) passed by Congress and signed into law on August 16, 2022, authorizes a historic \$370 billion federal investment to fight climate change, including new tax incentives and rebates to help homeowners and renters make cost-saving energy improvements to their homes and purchase energy-efficient heating and hot water systems and appliances; and

WHEREAS, Buildings account for the largest share of New York's greenhouse gas emissions at 32 percent of total emissions, and the IRA's energy rebates and incentives will greatly facilitate emissions reductions consistent with New York's Climate Leadership and Community Protection Act at lower cost; and

WHEREAS, According to the New York State Energy Research and Development Authority (NYSERDA), New York has over five million single-family homes and among the oldest building stock in the nation; and

WHEREAS, Energy-efficiency improvements to homes and installation of modern, energy-efficient appliances and systems improve comfort and air quality and reduce energy use and costs, benefiting the health, quality of life, and well-being of residents; and

WHEREAS, Under the IRA, all residents are now eligible for a 30 percent tax credit for home investments in rooftop solar, battery storage, energy-efficiency improvements to the building envelope, energy-efficient heat pumps, and home electric-vehicle charging; and

WHEREAS, The IRA also authorizes a rebate program under which low- and moderate-income households are to receive rebates for home energy-efficiency improvements covering 80 percent of the costs up to \$8,000, depending on the level of predicted energy savings, and all other households are eligible for rebates of 50 percent of project costs up to \$4,000, depending on predicted energy savings; and

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WHEREAS, Rebates of up to \$14,000 per household are also to be made available for the purchase of energy-efficient electric systems and appliances, including heat pumps for space and water heating, heat-pump clothes dryers, and induction stoves, as well as for related electric wiring and load service upgrades, covering up to 100 percent of the costs for low- and moderate-income households and up to 50 percent of the costs for middle-income households earning up to 150 percent of Area Median Income; and

WHEREAS, These rebates can be stacked with IRA tax incentives, which further reduce the upfront cost of these energy-saving investments for residents; and

WHEREAS, New York State's share of residential energy rebate funds includes approximately \$159.3 million for Home Efficiency rebates and \$158.4 million for Home Electrification and Appliance rebates; and

WHEREAS, States are responsible for designing and administering rebate programs with IRA funding. Now, therefore, be it

RESOLVED, The Wyoming County Board of Supervisors supports the tax incentives and rebates authorized by the Inflation Reduction Act to assist residents in making energy-saving and cost-saving improvements to their homes that also reduce climate-damaging greenhouse gas emissions; and be it

FURTHER RESOLVED, That The Wyoming County Board of Supervisors urges NYSERDA to make IRA-funded rebates available as soon as possible and no later than November 2023; and be it

FURTHER RESOLVED, That The Wyoming County Board of Supervisors urges NYSERDA to ensure that IRA-funded rebates not only benefit homeowners but also renters and manufactured home residents; and be it

FURTHER RESOLVED, That rebates should be easily accessible and convenient to obtain; and be it

FURTHER RESOLVED, That NYSERDA should undertake a statewide educational and marketing campaign to alert New Yorkers to the availability of tax incentives and rebates through the IRA and to the importance of weatherizing homes and tightening the building envelope prior to, or in conjunction with, the installation of heat pumps in order to maximize cost and energy savings; and be it

FURTHER RESOLVED, copies of this resolution be sent to the counties of New York encouraging member counties to enact similar resolutions; and

BE IT FURTHER RESOLVED, That the Clerk to this Board shall forward copies of this resolution to Governor Kathy Hochul, NYSERDA President and CEO Doreen Harris, New York State Public Service Commission (PSC) Chair Rory Christian, New York State Department Environmental Conservation (NYSDEC) Commissioner Basil Seggos, New York State Senator George Borrello, New York State Assemblyman David DiPietro and Assemblywoman Marjorie Byrnes and all others deemed necessary and proper.

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:**
#35

RESOLUTION NO. 23-584
(November 14, 2023)

By Mr. Leuer, Chairman of the Planning Committee:

**RESOLUTION URGING THE EXPEDITIOUS ESTABLISHMENT OF A
NEW YORK STATE STEWARDSHIP PROGRAM THAT INCLUDES
BOTH PACKAGING AND PRINTED PAPER**

WHEREAS, In New York State, 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, Half of all plastic items are single-use, and less than nine percent of plastic waste is recycled; 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, In addition to the climate impacts of waste, the costs associated with its recycling and disposal impose a significant burden on local governments and taxpayers; and

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WHEREAS, An Extended Producer Responsibility (EPR) program for packaging and printed paper would significantly reduce waste and single-use plastic packaging and would rightly 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, The Climate Action Council's Scoping Plan recommends New York State enact legislation to create an EPR framework or a targeted EPR program for products with the greatest GHG impact, including packaging and printed paper; and

WHEREAS, At its 2023 Legislative Conference, the New York State Association of Counties (NYSAC) unanimously adopted a resolution in support of EPR as a policy tool to make producers legally and financially responsible for mitigating the environmental impacts of their products and packaging; and

WHEREAS, This resolution also urged the Governor and Legislature to enact legislation creating an EPR program for packaging and paper in 2023, consistent with the Scoping Plan's recommendation; and

WHEREAS, A bill to create an EPR program for packaging and printed paper was introduced by Senator Peter Harckham (S.4246) and was subsequently amended (S.4246-A) to not include printed paper in order to match an Assembly version of the bill introduced by Assemblymember Deborah Glick (A.5352); and

WHEREAS, Paper makes up fully one-third of municipal solid waste, and its decomposition in landfills generates climate-damaging methane emissions; and

WHEREAS, A life cycle study on the paper industry, cited in the Scoping Plan, found that recycling paper and using that recycled paper in production reduces the greenhouse impacts of paper manufacturing by two to six times compared to virgin manufacturing and landfilling or combustion; and

WHEREAS, The lack of a robust recycling market for printed paper poses major challenges to reducing paper waste and necessitates its inclusion in an EPR program with packaging, consistent with the Scoping Plan's recommendations. Now therefore be it

RESOLVED, The Wyoming County Board of Supervisors urges that S.4246-A (Harckham)/A.5352 (Glick) be amended to include printed paper and that this legislation be passed and signed into law no later than the 2024

Legislative Session, which is already a delay of one year beyond what has been recommended by the Scoping Plan; and be it

FURTHER RESOLVED, That the EPR program establishes a sustainable funding source for counties, municipalities, and solid waste authorities; and

FURTHER RESOLVED, That The Wyoming County Board of Supervisors reaffirms its support for an EPR program that:

1. Clearly defines the roles and responsibilities of local governments, including the option to maintain their current operations and elect for reimbursement, elect not to participate, or discontinue services and leave the Producer Responsibility Organization (PRO) to ensure services are provided; and
2. Includes a clearly defined reimbursement mechanism to provide local governments that participate in the program with full and timely reimbursement;
3. Designates a recycling inspector general to enforce program requirements and ensure fees are sufficient to fully reimburse local governments for the costs they incur;
4. Requires reuse and recycling of a minimum of 50 percent of packaging and paper waste by 2035 and a minimum of 75 percent of packaging and paper waste by 2050;
5. Prohibits the toxic and dangerous chemicals in packaging, as listed in s.4246-a/a.5352, 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 2023 derailment in east palestine, ohio of a train carrying vinyl chloride; and be it

FURTHER RESOLVED, The Governor and State Legislature equip the New York State Department of Environmental Conservation (NYSDEC) with sufficient staff to administer an EPR program; and be it

FURTHER RESOLVED, That The Wyoming County Board of Supervisors urges county representation on the advisory council created to implement and oversee the program; and be it

FURTHER RESOLVED, The Wyoming County Board of Supervisors again 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 this Board shall forward copies of this resolution to Governor Kathy Hochul, the New York State Legislature, NYSDEC Commissioner Basil Seggos, New York State Energy Research and Development Authority (NYSERDA) President and CEO Doreen Harris New York State Senator George Borrello, New York State Assemblyman David DiPietro and Assemblywoman Marjorie Byrnes and all others deemed necessary and proper.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #36

**RESOLUTION NO. 23-585
(November 14, 2023)**

By Mr. Leuer, Chairman of the Planning Committee:

**CHAIRMAN AUTHORIZED TO SIGN AN INTER-MUNICIPAL
COOPERATIVE AGREEMENT WITH GLOW SOLID WASTE
MANAGEMENT COMMITTEE
ON BEHALF OF WYOMING COUNTY**

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign the Inter-Municipal Cooperative Agreement with the ***GLOW Solid Waste Management Committee***, Genesee County Building 2, 3837 West Main Street Road, Batavia, NY 14020 on behalf of Wyoming County. Said Agreement to carry out GLOW Solid Waste pharmaceutical and household hazardous waste collection programs and services in an amount not to exceed eighteen thousand one hundred fifty-three dollars and fifty-two cents (\$18,153.52) per year and thirty-six thousand three hundred seven dollars and four cents (\$36,307.04) in two (2) years; effective January 1, 2024 through December 31, 2025. (*MUNIS CONTRACT #1820 - CREATED Status*) Contingent upon the availability of funds.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #37

**RESOLUTION NO. 23-586
(November 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 applicable and appropriate Inter-Municipal Agreements with the following participating municipalities of Wyoming County for countywide zoning enforcement services at 100% of total program levy for 2024; effective January 1, 2024 through December 31, 2024:

**2024 Zoning Budget and Rate Calculation
(100% Levy Neutral)**

Total Expenditure	\$	139,244.00
Total Revenue	\$	(32,000.00)
Total Levy	\$	107,244.00
 100% of Total Levy	 \$	 107,244.00
 100% of Total Levy / Total Parcel Count	 \$	 9.23

Municipality	Parcel Count	
Town of Arcade	1,186	\$ 10,942.14
Town of Bennington	2,168	\$ 20,002.15
Town of Castile	1,515	\$ 13,977.52
town of Eagle	984	\$ 9,078.47
Town of Gainesville	867	\$ 7,999.01
Town of Genesee Falls	459	\$ 4,234.77
Town of Perry	1,059	\$ 9,770.42
Town of Sheldon	1,653	\$ 15,250.72
Village of Silver Springs	344	\$ 3,173.77
Village of Warsaw	1,389	\$ 12,815.03
TOTAL	11,624	\$ 107,244.00

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

There was a motion by Mr. Brick, T/Perry, to combine resolutions #38 through #46. Hearing no objection, resolution titles only were read.

RESOLUTION NO. 23-587
(November 14, 2023)

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

**RESOLUTION URGING THE GOVERNOR AND STATE
LAWMAKERS TO GRANT DESIGN-BUILD CONSTRUCTION
AUTHORITY TO COUNTIES AND NEW YORK CITY**

WHEREAS, Current road, bridge, building, and infrastructure construction projects are cumbersome and expensive for local governments and taxpayers in New York State; and

WHEREAS, Design-build contracting saves time and money by eliminating time in procuring design services separately from construction services, and by making a single entity responsible for a project, reducing the possibility of contract claims related to design errors or omissions; and

WHEREAS, Design-build is a method of construction project delivery in which one entity works under a single contract to provide design and construction services; and

WHEREAS, Design-build projects minimize project risk for the owner, increase the accountability of contractors and streamlines the delivery schedule by compressing two procurements into one, eliminating one full procurement cycle; and

WHEREAS, Design-build further streamlines the delivery schedule by overlapping the design and construction phases of a project; and

WHEREAS, Governor Andrew Cuomo signed into law the New York City Public Works Investment Act, which authorizes some New York City agencies to use the design-build delivery method for certain capital projects over a specified dollar threshold amount; and

WHEREAS, New York State has granted design-build authority to itself and to New York City with great success and the same authority should be granted to counties; and

WHEREAS, The State has proven this method saves both time and taxpayer money all while minimizing project risk. Now, therefore, be it

RESOLVED, The Wyoming County Board of Supervisors hereby calls on the Governor and State Lawmakers to grant county governments the authority to use design-build construction to achieve these needed construction project results; and be it

FURTHER RESOLVED, That the Clerk to this Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator George Borrello, New York State Assemblyman David DiPietro and Assemblywoman Marjorie Byrnes and all others deemed necessary and proper.

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:**
#39

RESOLUTION NO. 23-588
(November 14, 2023)

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

**RESOLUTION URGING THE GOVERNOR AND STATE
LEGISLATORS TO ENACT INCREASES FOR LOCAL HIGHWAY,
BRIDGE AND CULVERT PROGRAMS TO COMPENSATE FOR
CONSTRUCTION COST INFLATION**

WHEREAS, Historic inflationary impacts continue to place enormous pressure on local governments to maintain existing levels of transportation construction, maintenance, and service; and

WHEREAS, The State's 5-year State Transportation Capital Plan provides significant support for local governments to maintain and improve roads and bridges highlighted by the Consolidated Local Streets and Highway Improvement Program (CHIPS), BRIDGE-NY, PAVE-NY, Extreme Winter Recovery, State Touring Routes, and Operation Pave Our Potholes (POP) programs; and

WHEREAS, These levels of resources for counties, towns, cities, and villages are severely impacted by overall inflation and the continuing rising costs of construction inputs; and

WHEREAS, The real value of local highway and bridge funding has been reduced by a 22 percent increase in construction costs in 2022 - 2023, according to the US Bureau of Labor Statistics; and

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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 payment rehabilitation, and bridge and culvert projects; and

WHEREAS, The State's enacted property tax cap and new state cost shifts to counties eliminates any possibility that counties can make up these devastating cuts in the value of transportation spending power; and

WHEREAS, The Federal Highway Administration recently released its updated index of highway construction costs for the July-September 2022 quarter, and it shows that inflation in this sector is more extreme than in the general economy – construction costs have increased 50 percent since December 2020; and

WHEREAS, This erosion of federal transportation funding is also having an impact on local projects that are eligible for these federal funds; 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 transportation systems; and

WHEREAS, This vast system of local roads, bridges and culverts is in need of a sustained high level of funding in the future to continue to reverse the deterioration of our aging transportation infrastructure, account for inflation and build up its resistance to natural disasters; 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, The Wyoming County Board of Supervisors commends Governor Kathy Hochul and the legislature for their ongoing commitment to assuring appropriate state investments in local roads, bridges, and culverts; and be it

FURTHER RESOLVED, That recognizing the impacts of inflation for local highway construction inputs as steel, fuel and asphalt reduces the value of state funding to local transportation programs, meaning fewer critical road, bridge, and culvert projects are able to be undertaken; 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 begin on the 2024-2025 state budget and adjustments to the Transportation Capital Plan are contemplated; and be it

FURTHER RESOLVED, that copies of this resolution be sent to the counties of New York State encouraging member counties to enact similar resolutions; and be it

FURTHER RESOLVED, That the Clerk to this Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator George Borrello, New York State Assemblyman David DiPietro and Assemblywoman Marjorie Byrnes and all others deemed necessary and proper.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #40

RESOLUTION NO. 23-589
(November 14, 2023)

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

**RESOLUTION SUPPORTING THE CREATION OF A JOINT STATE
AGENCY-LOCAL HIGHWAY DEPARTMENT ADVISORY GROUP TO
PREPARE FOR THE TRANSITION TO A ZERO- OR LOW-CARBON
TRANSPORTATION SECTOR**

WHEREAS, The Climate Leadership and Community Protection Act (CLCPA) was signed into law in 2019 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

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beneficial electrification of personal and freight transport; and other strategies to reduce greenhouse gas emissions from the transportation sector; and

WHEREAS, The path to transition the state and local highway departments' construction equipment, vehicles, and snowplows to run on electricity is at this juncture unknown, but expected to encounter implementation hurdles and to exceed the ability to be financed locally without substantial sources of new revenues directed for the retrofit and/or procurement of such electric equipment and vehicles; and

WHEREAS, Costs will be a particular concern as sources of revenues to the Dedicated Highway and Bridge Trust Fund (DHBTF), particularly gasoline and diesel fuel taxes, continue to decrease as cars become more fuel efficient and EVs begin to replace fossil fuel vehicles, eroding funding for highway and bridge construction and maintenance; and

WHEREAS, New dedicated revenue sources will need to be identified to contribute to the DHBTF such as EV fees, funding generated by the Cap and Invest program, and other initiatives to support a functional, safe, and well-maintained system of roads and bridges for all motorists and commercial users; and

WHEREAS Governments at all levels are moving to accelerate the transition to zero emissions electric and low-carbon alternative fuel vehicles through such actions by New York to mandate all medium and heavy-duty truck sales in the state be EV by 2045, the adoption by the New York State Department of Environmental Conservation (NYSDEC) of the Medium- and Heavy-Duty Diesel Vehicle Emission Standards, and the enactment of the Federal Environmental Protection Agency's Clean Trucks Plan that will apply to heavy-duty engines and vehicles beginning in model year 2027; and

WHEREAS, As commercial production of medium and heavy-duty large-scale, electric construction vehicles is today an essentially fledgling industry, the ability of local highway departments to plan for this transition, with its concomitant mandates that fuel and electricity charging sources be renewable, is of tremendous concern considering that transportation at all levels of New York government is significantly underfunded every year; and

WHEREAS, The procurement of these vehicles and equipment by highway departments will be constrained by the lack of a charging network that is widely available, safe, and effective in recharging large vehicles and heavy equipment timely, and have its power sourced from renewable energy; and

WHEREAS, The state and municipalities must make significant investments to install and maintain the necessary electric truck charging and refueling infrastructure that is necessary, yet the focus of investment is currently car and light-duty vehicle charging infrastructure that cannot satisfy the need for construction grade equipment since the technology and designs are different, and are not interchangeable; and

WHEREAS, Recognizing these potential barriers facing local governments trying to navigate the transition of their highway department equipment and operations to electric or low carbon alternatives to diesel and gasoline, it is vital that state elected representatives and state agencies assist local 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, All levels of government need to work together, especially throughout the on-going state regulatory process, to assure strategies and mandates put in place to meet the CLCPA goals for the transportation sector are readily achievable, assure service reliability and affordability, and will benefit the environment. Now, therefore, be it

RESOLVED, The Wyoming County Board of Supervisors calls on the Governor, the NYSDOT, New York State Department of Environmental Conservation (NYSDEC) and the New York State Energy Research and Development Authority (NYSERDA), and legislative leaders to commit to providing technical support for addressing these concerns in the regulatory process and to dedicate the funding necessary to cover the counties' costs of complying with the state mandates under the CLCPA; and be it

FURTHER RESOLVED, that recognizing the expertise of local highway professionals, an advisory group be established jointly by NYSDOT, NYSDEC and NYSERDA 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 this Board shall forward copies of this resolution to Governor Kathy Hochul, the New York State Department of Transportation, the New York State Department of Environmental Conservation, the New York State Energy Research and Development Authority, New York State Senator George Borrello, New York State Assemblyman David DiPietro and Assemblywoman Marjorie Byrnes and all others deemed necessary and proper.

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Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:**
#41

**RESOLUTION NO. 23-590
(November 14, 2023)**

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

**RESOLUTION SUPPORTING A NEW ROUND OF CAPITAL FUNDING
FOR NEW YORK AIRPORTS IN THE SFY 2024-25 EXECUTIVE
BUDGET PROPOSAL**

WHEREAS, New York recently completed a \$250 million program to transform and modernize fourteen airports in Upstate New York, fostering regional economic development and helping the state meet the goals of the Climate Leadership and Community Protection Act; and

WHEREAS, This initiative included \$230 million through the Upstate Airport Economic Development and Revitalization Initiative for projects that promote and accelerate improvements at upstate commercial passenger service airports, and another \$20 million to be allocated through the Aviation Capital Grant Program to support safety, infrastructure, economic development, and environmental projects at airports throughout the state; and

WHEREAS, Going forward, the State’s 5-Year Transportation Capital Plan allocates merely \$12.5 million per year for the Aviation Capital Grant Program over the remaining three years of the plan for the support of New York airports; and

WHEREAS, The previous programs’ funding levels were extremely successful in revitalizing the upstate airports that were the recipients of awards, and compliments the ongoing work to transform LaGuardia and John F. Kennedy airports into world class travel hubs; and

WHEREAS, According to data from the New York State Department of Transportation and updated figures from the Port Authority of NY-NJ, the aviation industry contributes over \$72.3 billion in annual economic activity in New York State and more than 506,372 NY based jobs in aviation or aviation-related industries, generates \$25.8 billion in payroll and well over \$6 billion in state and local tax revenue annually; and

WHEREAS, The state has promoted economic development and generated tax revenues by enacting the Aviation Jobs Act (AJA), which resulted

in the location at New York airports of numerous additional revenue-producing and job creating aircraft and their aviation-related activities, according to NYSDOT data, and contributes to the economic benefits to New York of public investment in aviation; and

WHEREAS, New York airports are at the forefront of efforts to reduce GHG emissions, from installing rooftop solar energy generation and energy efficient lighting, to converting operations that generate emissions to electric or other alternative clean fuels where possible; and

WHEREAS, Enhanced state funding will promote more of these climate initiatives and assist airports in financing other vital environmental projects like those needed to accommodate the transitioning by airlines to sustainable aviation fuels and support the efforts by companies to develop electric aircraft; and

WHEREAS, Airports are the front doors to our state, driving business and attracting tourists from all around the world. The rebuilding and modernization of New York airports with a new round of robust aviation capital investment funding will allow for the continued transformation of more of our airports into 21st century facilities, fueling economic development, job growth and environmental sustainability for decades to come. Now be therefore be it

RESOLVED, The Wyoming County Board of Supervisors urges the inclusion in the SFY 2024-25 Executive Budget an appropriation commensurate with the level of funding for the previous airport economic development and revitalization initiatives and accompanying increases over the next three years for the Aviation Capital Grant Program, and the ultimate adoption of these aviation investment levels in the final state budget; and be it

FURTHER RESOLVED, That the Clerk to this Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator George Borrello, New York State Assemblyman David DiPietro and Assemblywoman Marjorie Byrnes and all others deemed necessary and proper.

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:**
#42

RESOLUTION NO. 23-591
(November 14, 2023)

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

November 14, 2023

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH LABELLA ASSOCIATES, DPC 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 *Labella Associates, DPC*, 300 State Street, Suite 201, Rochester, NY 14614 for the provision of Preliminary Engineering/Design and ROW Incidentals/ROW Acquisition on Orangeville Center Road over Stony Brook - Culvert Replacement, Town of Orangeville (BROR#03) PIN 4BNY.54 in an amount not to exceed three hundred thirty-two thousand, five hundred dollars (\$332,500.00); effective October 30, 2023 through completion of the project. (*MUNIS CONTRACT #1850*)

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:** #43

**RESOLUTION NO. 23-592
(November 14, 2023)**

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

AUTHORIZING THE IMPLEMENTATION AND FUNDING OF THE COSTS OF A TRANSPORTATION PROJECT, WHICH MAY BE ELIGIBLE FOR FEDERAL-AID AND/OR STATE-AID, OR REIMBURSEMENT FROM BRIDGE NY FUNDS

WHEREAS, a project for the *Replacement of Orangeville Center Road (CR 31) over Stony Brook Bridge, Town of Orangeville, Wyoming County, P.I.N. 4BNY.54; Contract No D041038* (the Project") is eligible for funding under Title 23 U.S. Code, as amended, 23CFR as amended and PUB. L. 117-58 also known as the "Bipartisan Infrastructure Law" (BIL); and

WHEREAS, the County of Wyoming will design, let, and construct the Project: and

WHEREAS, the County of Wyoming desires to advance the Project by making a commitment of 100% of the costs for *Preliminary Engineering/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 it is hereby further

RESOLVED, that the Board of Supervisors hereby authorizes the Chairman of Wyoming County to pay 100% of the cost of the preliminary engineering work for the Project or portions thereof, with the understanding that qualified costs may be eligible for federal-aid, state-aid, or reimbursement from Bridge NY funds; and it is further

RESOLVED, that the sum of **\$330,000.00** is hereby appropriated from Board of Supervisors and made available to cover the cost of participation in the above phase(s) of the Project; and it is further

RESOLVED, that the Board of Supervisors hereby agrees that the County of Wyoming shall be responsible for all costs of the Project which exceed the amount of federal-aid, state-aid, or NY Bridge funding awarded to the County of Wyoming; and it is further

RESOLVED, that in the event the Project costs not covered by federal-aid, state-aid, or NY Bridge funding exceed 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 it is further

RESOLVED, that the Board of Supervisors hereby agrees that construction of the Project shall begin no later than twenty-four (24) months after award and the construction phase of the Project shall be completed within thirty (30) months; and it is further

RESOLVED, that the Chairman of the Board of the County of Wyoming be and is hereby authorized to execute on behalf of the County of Wyoming all necessary agreements, certifications or reimbursement requests for federal-aid and/or state-aid 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 County of Wyoming's 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 it is 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 it is further

RESOLVED, this Resolution shall take effect immediately.

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Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #44

**RESOLUTION NO. 23-593
(November 14, 2023)**

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

RESOLUTION NUMBER 23-413 AMENDED

WHEREAS, Resolution Number 23-413 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH NORFOLK SOUTHERN RAILWAY CORPORATION ON BEHALF OF COUNTY HIGHWAY**” passed by this Board of Supervisors on August 15, 2023 and provides for costs associated with project coordination and review of project plans for CR02 East Lake Road preventative maintenance project PIN: 4WY0.08, contract D040644 in an amount not to exceed twenty thousand dollars (\$20,000.00); effective July 27, 2023 through completion of project. Contingent upon the availability of funds (Munis # pending); now therefore,

BE IT RESOLVED, That *Resolution Number 23-053*, be hereby amended to reflect an increase of seven thousand eighteen dollars (\$7,018.00) for a new contract total not to exceed twenty-seven thousand, eighteen dollars (\$27,018.00).
All else remains the same.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #45

**RESOLUTION NO. 23-594
(November 14, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH
THYSSENKRUPP ELEVATOR CORPORATION 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 *Thyssenkrupp Elevator Corporation*, 2945 Walden Ave, Ste 600, Buffalo, NY14227 for repairs on

elevators at various county buildings in an amount not to exceed \$7,000.00; effective September 1, 2023 through December 31, 2023. (*MUNIS #1846*)

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:**
#46

RESOLUTION NO. 23-595
(November 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 BUILDING AND GROUNDS (CO. BLDGS.)**” passed by this Board of Supervisors on December 13, 2022 and directed to award bids and sign various contracts on behalf of Buildings and Grounds (Co. Bldgs.) in part for the following contrat:

- 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:
 - o \$100,734.00 ~ for 2023
 - o \$101,493.36 ~ for 2024
 - o \$101,808.00 ~ for 2025
 - For a three (3) year total not to exceed three hundred four thousand thirty-five dollars and thirty-six cents (\$304,035.36); effective January 1, 2023 through December 31, 2025. (Munis #953)

WHEREAS, That Resolution Number 22-672 was previously amended by this Board of Supervisors on March 14, 2023 by ***Resolution Number 23-156*** to:

- 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:
 - o 2023 ~ \$101,790.00
 - o 2024 ~ \$102,549.36
 - o 2025 ~ \$102,864.00; now therefore

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BE IT RESOLVED, That *Resolution Number 22-672*, as previously amended by *Resolution Number 23-156*, be hereby further amended to

- Add temporary cleaning services to the Government Center starting October 25th to December 1st 2023 in an additional amount not exceed \$4,125.00 in a new total amount of a contract not to exceed \$105,915.00.

All else remains the same.

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:**

There was a motion by Mrs. May, T/Orangeville, to combine resolutions #47 through #64. Hearing no objection, resolution titles only were read.

#47

RESOLUTION NO. 23-596
(November 14, 2023)

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

RESOLUTION SUPPORTING AND IMPROVING RURAL EMS NEEDS
(SIREN) ACT

WHEREAS, Rural fire and emergency medical services (EMS) agencies currently struggle to fund their EMS operations. As a result, many agencies experience difficulties recruiting personnel, providing EMS licensure classes, obtaining sufficient medications and medical supplies; and

WHEREAS, Fire departments and other EMS agencies play an important role in the provision of healthcare in rural communities. Fire/EMS agencies routinely respond to a wide variety of emergency calls for assistance for critically ill and injured patients. Given the long transport time for patients in rural communities, firefighters and EMS personnel may be the first and only healthcare provider a patient sees in the first hour or two of their medical emergency; and

WHEREAS, The costs associated with providing EMS care in a community can be significant. The cost of medical supplies, vehicles, training programs, and personnel recruitment campaigns can be formidable challenges for rural communities; and

WHEREAS, The lack of consistent and complete reimbursements from the Centers for Medicare and Medicaid Services further exacerbates the

cost of providing EMS care unfairly forcing fire/EMS agencies to absorb a significant share of the costs; and

WHEREAS, The price of medications has proven to be one of the fastest-growing costs associated with providing emergency medical care in a community. Many commonly used medications have been, and currently are, in shortage. Naloxone, an opioid overdose reversal drug, is an example of a medication that has experienced a significant increase in cost. Some communities have seen the cost of naloxone increase by more than 700%; and

WHEREAS, The COVID-19 pandemic worsened the financial challenges facing rural fire and EMS agencies. Stay-at-home and social distancing orders have forced many agencies to cancel their community-based fundraisers which are typically used to fund their operations. Additionally, decreasing numbers of patients sought transportation to hospitals due to fears of contracting COVID-19. These decreased transportations directly resulted in less reimbursements from Medicare and Medicaid; and

WHEREAS, The National Association of Counties has worked closely with several national fire and EMS organizations to create the SIREN grant in 2018. Congress provided \$5 million as an initial appropriation for the grants in FFY 2020, which has steadily increased to \$7.5 million in FY 2022, and \$10.5 million in FFY23. Expanding this appropriation to \$20 million for FY 24 will enable more rural EMS agencies to receive assistance and recover from the financial impacts of the COVID-19 pandemic; and

WHEREAS, Funding the SIREN grants will strengthen rural fire/EMS agencies by expanding the funding available for these agencies. These funds will be essential in supporting, and potentially expanding, the emergency medical services which are available in rural communities. Now, therefore, be it

RESOLVED, The Wyoming County Board of Supervisors urges Congress to appropriate \$20 million for the SIREN grant program in FY 2024; and be it

FURTHER RESOLVED, The SIREN grants provide funding for rural fire and EMS agencies to recruit personnel, procure emergency medical supplies, and provide EMS training classes; and be it

FURTHER RESOLVED, That the Clerk to this Board shall forward copies of this resolution to US President Joseph Biden, Congresswoman Claudia Tenney, US Senators Charles Schumer and Kirsten Gillibrand and all others deemed necessary and proper.

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:**

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RESOLUTION NO. 23-597
(November 14, 2023)

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

RESOLUTION IN SUPPORT OF S.4020-A (MAYER) / A.3392-A (OTIS)
TO GRANT COUNTIES AND MUNICIPALITIES THE ABILITY TO
ESTABLISH JOINT EMS TAXING DISTRICTS

WHEREAS, Emergency Medical Service (EMS) is a vital resource, necessary to the health and well-being of communities across New York; and

WHEREAS, As a system that provides a wide range of prehospital medical care to sick or injured people in emergency situations, the difference between a municipality that provides for EMS and one that does not can often make the difference between life and death; and

WHEREAS, Despite its vast importance, there is an ongoing EMS crisis in this state, particularly in how it is funded, staffed, and operated; and

WHEREAS, Much of this stems from a fundamental misconception about EMS vis-a-vis other critical services like police and fire. This is reflected in New York State law, which fails to recognize the essential nature of EMS; and

WHEREAS, As a result EMS providers are often undervalued and under-respected, creating a disparity between the immense work EMS workers and volunteers provide and the manner in which they are considered in public life; and

WHEREAS, A second issue is the existing framework for the provision of EMS. In New York, private, public, or not-for-profit providers have expanded across the state in a scattered, patchwork approach leaving many New York residents uncertain whether an EMS provider will be available in their locality, let alone in a time of need. Creating greater flexibility for municipalities to facilitate EMS to meet unique local challenges represents a critical next step in the provision of EMS; and

WHEREAS, This legislation addresses the EMS crisis by:

- Declaring general ambulance service as an “essential” service.
- Requiring every county, city, town and village, acting individually or jointly, in conjunction with a special district, to ensure that EMS,

general ambulance service, or a combination of such services are provided thereof.

- Granting counties, or other municipalities the ability to establish independent or joint taxing districts for the financing and operation of general ambulance services. Now, therefore, be it

RESOLVED, The Wyoming County Board of Supervisors hereby urges the State Legislature to pass an amended version of S.4020-A / A.3392-A to remove the requirement that every municipality have an EMS district; and be it

FURTHER RESOLVED, That the Clerk to this Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator George Borrello, New York State Assemblyman David DiPietro and Assemblywoman Marjorie Byrnes and all others deemed necessary and proper.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

#49

**RESOLUTION NO. 23-598
(November 14, 2023)**

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

**RESOLUTION IN SUPPORT OF EFFORTS TO IMPROVE
PROBATION AND ALTERNATIVES TO INCARCERATION IN NEW
YORK STATE IN ORDER TO PROTECT THE PUBLIC AND REDUCE
RELIANCE ON PRISONS, JAILS AND DETENTION**

WHEREAS, County probation departments are an integral part of the criminal justice system and operate within the legal framework of the Criminal Procedure Law, the Penal Law and the Family Court Act; and

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

WHEREAS, State funding for Probation was drastically reduced between 1990 and 2015 from a 46.5 percent State share in 1990 to less than 10 percent in 2023, putting a huge strain on counties and cost to county property taxpayers; and

WHEREAS, At the same time there have been increases in the number of mandated programs and services county probation departments are required to provide from the 1990's where core services of Intake, Pre-Sentence/Pre-

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Dispositional Investigations and Supervision were the norm to the current enhanced services that are provided by local probation departments including but not limited to the following:

- Specialized caseloads to handle specific types of individuals such as sex offenders, DWI, mental health, domestic violence, and gang members;
- Probation department's involvement with specialized treatment courts (drug, domestic violence, mental health, veterans);
- Community service programming;
- School-based probation officers;
- Warrant squads for apprehension and return of offenders;
- DNA collection;
- Ignition interlock device monitoring;
- Expanded pretrial release programs to deal with the increased RUS cases resulting from bail reform;
- Expanded electronic monitoring to deal with both bail reform and lack of detention beds caused by increased juvenile crime;
- Increased probation officer time to search for specialized detention beds occurring from RTA;
- Increased administrative tasks that probation staff are now responsible for including populating case management system and various risk assessments;
- Increased responsibilities for collections and disbursement of funds in connection to financial obligations including restitution, fines and fees;
- Sex offender verification;
- Administering cognitive behavioral interventions;
- Increased training regarding the delivery of evidence-based programs;
- Increased time and cost resulting from new hires completing the basic course for peace officers (BCPO);
- Increased protocol for GIVE counties including higher supervision levels and GPS for a minimum of 6 months; and

WHEREAS, The New York State Council of Probation Administrators, representing NYS probation directors, administrators and commissioners, has diligently worked with NYSAC and State leaders to bring more awareness to the important work that Probation does to protect the public. Now, therefore, be it

RESOLVED, 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; and
 - 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 DCJS/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 a 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. That local probation departments receive 100 percent of all Pre-Trial Services cost including but not limited to probation personnel associated with Bail Reform.
5. That the Executive Chamber and the Office of Children and Families (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; be it

FURTHER RESOLVED, That the Clerk to this Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator George Borrello, New York State Assemblyman David DiPietro and Assemblywoman Marjorie Byrnes, Secretary for Public Safety Marcos Gonzalez Soler and all others deemed necessary and proper.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

#50

**RESOLUTION NO. 23-599
(November 14, 2023)**

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

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RESOLUTION CALLING ON THE LEGISLATURE TO PASS S.4560 (MARTINEZ)/A.6290 (JEAN-PIERRE) AMENDING THE TAX LAW IN RELATION TO THE PUBLIC SAFETY SURCHARGE FUND AND FOR GOVERNOR KATHY HOCHUL TO SIGN INTO LAW

WHEREAS, Today’s cell phone bills have a Public Safety Surcharge of \$1.20 on each contract cellphone device. At the inception of this surcharge, the legislative intent was for revenues to cover all costs associated with providing 9-1-1 services and operating PSAPs; and

WHEREAS, The fee is now known as the “Public Safety Surcharge”. Under Section 186-f of the NYS Tax Law, \$.50 of this \$1.20 is swept into the state’s general fund and isn’t dedicated to public safety. The remaining \$.70 goes to a variety of public safety programs, including state agencies, to supplant general fund appropriations; and

WHEREAS, Due to the state sweeping public safety funds – we as a state are prohibited from applying for any 911 funding that may be available at the federal level; and

WHEREAS, In 2021 the state collected over \$247 million dollars for the Public Safety Surcharge – from the \$247 million counties only see \$75 million of that broken down into two formula-based grants: The Statewide Interoperable Communications Grant which provides \$65,000,000 and the Public Safety Answering Points Grants which provides \$10,000,000; and

WHEREAS, This funding is expected to be provided annually, however, it has been historically delayed over a year and a half and counties have been required to stretch out this funding to support 911 services; and

WHEREAS, S.4560 (Martinez)/A.6290 (Jean-Pierre) would prohibit the state from moving public safety surcharge funds into the state general fund and increase the \$75 million currently available to \$100 million for grants or reimbursements to counties for the development, consolidation, or operation of public safety communications systems or networks designed to support statewide interoperable communications for first responders; and

WHEREAS, Today, 911 centers face a wide range of challenges, including funding, hiring staff, high call volumes, helping people with special needs and the proliferation of the use of new communications technologies, all without adequate state funding; and

WHEREAS, It is expected the FCC will soon mandate 911 centers to support Next Generation 911 (NG911). NG911 involves the latest 911 technology, including upgrades for pinpointing the exact location of cell phone

callers, translating text messages at a 911 Center, and ensuring counties have back up resources with other similar counties. The estimated price tag in New York State for NG 911 is expected to be upwards of \$2 billion over the next 10 years. Now, therefore, be it

RESOLVED, The Wyoming County Board of Supervisors hereby urges the State Legislature to enact S.4560 (Martinez) / A.6290 (Jean-Pierre) to provide additional resources from the public safety surcharge to counties; and be it

FURTHER RESOLVED, That the Clerk to this Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator George Borrello, New York State Assemblyman David DiPietro and Assemblywoman Marjorie Byrnes and all others deemed necessary and proper.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

#51

**RESOLUTION NO. 23-600
(November 14, 2023)**

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

**RESOLUTION CALLING ON THE LEGISLATURE TO PASS S.4583A
(MARTINEZ) A.5942A (JEAN-PIERRE) AMENDING THE COUNTY
LAW, IN RELATION TO THE NEXT GENERATION 911 SYSTEM, AN
EMERGENCY SERVICES INTERNET PROTOCOL NETWORK AND
FOR GOVERNOR KATHY HOCHUL TO SIGN INTO LAW**

WHEREAS, Next Generation (NG) 911 (commonly referred to as NG911) is a digital internet protocol (IP)-based system that will replace the analog 911 infrastructure that's been in place for decades and it is expected that the FCC will soon mandate 911 Public Safety Answering Point (PSAP), to support NG911; and

WHEREAS, NG911 involves the latest 911 technology, including upgrades for pinpointing the exact location of cell phone callers, translating text messages at a 911 PSAP, and ensuring counties have back up resources with other similar counties. NG 911 also requires an ESInet; and

WHEREAS, While the technology to implement these new IP-based 911 systems is available, the transition to NG911 involves much more than just new computer hardware and software; and

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WHEREAS, Implementing NG911 in states and counties nationwide will require the coordination of resources and support of a variety of emergency communication, public safety, legislative, and governing entities; and

WHEREAS, According to the federal government back in 2018, the cost to deploy NG911 across the nation is estimated to be \$9.5 billion to \$12.7 billion. The full 10-year complete lifecycle cost estimate to deploy and operate NG911 nationwide is between \$13.5 billion and \$16.1 billion; and

WHEREAS, The estimated price tag in New York State for NG 911 is expected to be \$2 billion over the next 10 years. County 911 departments do NOT have the adequate funding to take on the task of building their own ESInet and risk having a patchwork system that does not properly follow the intent of NextGen 911 or provide the necessary safety upgrades to the 911 system and the people of New York; and

WHEREAS, Today, 911 centers face a wide range of challenges, including funding, hiring staff, high call volumes, to helping people with special needs and the proliferation of the use of new communications technologies, all with an inadequate amount of funding; and

WHEREAS, S.4583A (Martinez) A.5942A (Jean-Pierre) would codify into law the requirements for Next Generation 911 and require the state to build the Next Generation Emergency Services Internet Protocol Network (ESINet) which is a network capable of connecting calls, texts, and other forms of media from the public to 911 PSAPs. Now, therefore, be it

RESOLVED, The Wyoming County Board of Supervisors hereby urges the State Legislature to enact S.4583A (Martinez) A.5942A (Jean-Pierre) to remove the requirement that every municipality have an EMS district; and be it

FURTHER RESOLVED, That the Clerk to this Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator George Borrello, New York State Assemblyman David DiPietro and Assemblywoman Marjorie Byrnes and all others deemed necessary and proper.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

#52

**RESOLUTION NO. 23-601
(November 14, 2023)**

Regular Session

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

**RESOLUTION ENCOURAGING GOVERNOR HOCHUL TO SIGN
A.250-A (MAGNARELLI) / S.1466 (BRESLIN) AUTHORIZING
PAYMENTS TO NON-PARTICIPATING OR NON-PREFERRED
PROVIDERS OF EMERGENCY MEDICAL SERVICES LICENSED
UNDER ARTICLE 30 OF THE PUBLIC HEALTH LAW**

WHEREAS, Legislation authorizing payment to non-participating or non-preferred providers of Emergency Medical Services (EMS) licensed under article 30 of the public health law, has been introduced and passed both the New York State Assembly and the New York State Senate; and

WHEREAS, Currently, payments for services rendered by non-participating and non-preferred EMS providers are made from health insurers to the user of EMS services which requires EMS agencies to collect payment from the user for said services instead of directly from the insurance provider; and

WHEREAS, Often, users of EMS services fail to turn over said payment requiring EMS agencies to incur additional costs in the collection process or writing off the revenue as uncollectable; and

WHEREAS, This practice has significantly contributed to the financial strain faced by EMS agencies operating throughout New York State; and

WHEREAS, If signed, the legislation will amend sections 3224-a, 3216, 3221 and 4303 of the New York State Insurance Law and ensure that EMS agencies receive direct payment for all appropriate EMS services upon submission of an invoice to the insurance company without the need for the EMS agency to be a preferred provider. Now, therefore, be it

RESOLVED, The Wyoming County Board of Supervisors applauds the New York State Assembly and New York State Senate for the passage of A.250A/S.1466 and encourages Governor Hochul to sign this important legislation into law; and be it

FURTHER RESOLVED, That the Clerk to this Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator George Borrello, New York State Assemblyman David DiPietro and Assemblywoman Marjorie Byrnes and all others deemed necessary and proper.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

#53

November 14, 2023

RESOLUTION NO. 23-602
(November 14, 2023)

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH THE
STATE OF NEW YORK UNIFIED COURT SYSTEM ON BEHALF OF
THE SHERIFF'S DEPARTMENT**

WHEREAS, This contract is now for a period of five (5) years; effective April 1, 2019 through March 31, 2024 with variable funding amounts available year by year; and

WHEREAS, Said contract is with the *State of New York Unified Court System*, 8th Judicial District, 92 Franklin Street, 3rd Floor, Buffalo, NY 14202 on behalf of the Sheriff's Department to provide court security for County, Family and Supreme Courts; and

WHEREAS, The first year funding amount was in a minimum amount of three hundred ninety-two thousand nine hundred eighty-eight dollars (\$392,988.00) for the FIRST PERIOD and authorized by *Resolution Number 19-420*; effective April 1, 2019 through March 31, 2020; and

WHEREAS, The second year funding amount was in a minimum amount of three hundred seventy-three thousand dollars (\$373,000.00) for the SECOND PERIOD and authorized by *Resolution Number 20-459*; effective April 1, 2020 through March 31, 2021; and

WHEREAS, The third year funding amount was in a minimum amount of three hundred seventy-three thousand dollars (\$373,000.00) for the THIRD PERIOD and authorized by *Resolution Number 21-451*; effective April 1, 2021 through March 31, 2022; now therefore

WHEREAS, The fourth year funding amount was in a minimum amount of four hundred seventeen thousand five hundred eighty-two dollars (\$417,582.00) the FOURTH PERIOD and authorized by *Resolution Number 22-595*; effective April 1, 2022 through March 31, 2023; now therefore

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with the *State of New York Unified Court System* in a minimum amount of four hundred seventy-seven thousand eight hundred sixty-five dollars (\$477,865.00) for the FIFTH PERIOD; effective April 1, 2023 through March 31, 2024. (*Munis #843*) (*To include addition of updated Appendix A*)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

#54

**RESOLUTION NO. 23-603
(November 14, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND
ACCEPTANCE AWARD WITH THE NYS DIVISION OF HOMELAND
SECURITY AND EMERGENCY SERVICES ON BEHALF OF THE
WYOMING COUNTY SHERIFF'S DEPARTMENT**

BE IT RESOLVED, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign a grant application and acceptance award with the *NYS Division of Homeland Security and Emergency Services*, 1200 Washington Ave, Albany, NY 12226, on behalf of Wyoming County Sheriff's Department. Said grant to provide funding for overtime and backfill of personnel participating in the Red Team Program; anticipated amount of reimbursement is expected to be a maximum amount of one thousand three hundred dollars (\$1,300.00); effective November 7, 2023 through November 10, 2023 (*Munis #1848*)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

#55

**RESOLUTION NO. 23-604
(November 14, 2023)**

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

**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A
CONTRACT WITH TOMBELL CORPORATION DBA: KIRBY
RESTAURANT SUPPLY COMPANY ON BEHALF OF THE COUNTY
JAIL**

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 *Tombell Corporation DBA: Kirby Restaurant Supply Company*, 809 S. Eastman Road, Longview, TX 75602-2303 on behalf of the County Jail. Said contract is for the

November 14, 2023

purchase of a Roll-In Refrigerator in an amount not to exceed seven thousand five hundred twenty dollars (\$7,520.00); effective November 14, 2023 through delivery. (MUNIS CONTRACT# 1836)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

#56

**RESOLUTION NO. 23-605
(November 14, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE
AWARD WITH NYS DIVISION OF HOMELAND SECURITY AND
EMERGENCY SERVICES OFFICE OF INTEROPERABLE AND
EMERGENCY COMMUNICATIONS ON BEHALF OF THE COUNTY
SHERIFF**

WHEREAS, During the June 1, 2023 Public Safety Committee Meeting, approval was given authorizing the Chairman to sign a grant application with *NYS Division Of Homeland Security and Emergency Services Office of Interoperable and Emergency Communications*, for the 2023 Public Safety Answering Point Operations Grant Program for Public Safety call taking and dispatching expenses in a minimum amount of one hundred sixteen thousand nine hundred seventy-five dollars (\$116,975.00); effective January 1, 2023 through December 31, 2023. Now therefore

BE IT RESOLVED, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to sign a grant acceptance award with *NYS Division of Homeland Security and Emergency Services Office of Interoperable and Emergency Communications*, 1220 Washington Ave., Albany NY 12226 on behalf of the County Sheriff's Office in the minimum amount of one hundred sixteen thousand, nine hundred seventy-five dollars (\$116,975.00). (Munis #1840)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

#57

**RESOLUTION NO. 23-606
(November 14, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE
AWARD WITH NYS DIVISION OF HOMELAND SECURITY AND
EMERGENCY SERVICES OFFICE OF INTEROPERABLE AND
EMERGENCY COMMUNICATIONS ON BEHALF OF THE COUNTY
SHERIFF**

WHEREAS, During the June 1, 2023 Public Safety Committee Meeting, approval was given authorizing the Chairman to sign a grant application with *NYS Division of Homeland Security and Emergency Services Office of Interoperable and Emergency Communications*, for the 2023 Statewide Interoperable Communications Grant- Formula Program for improvements and sustainment in the minimum amount of four hundred forty-three thousand, two hundred forty-four dollars (\$443,244.00); effective January 1, 2023 through December 31, 2025; now therefore

BE IT RESOLVED, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to sign a grant acceptance award with *NYS Division of Homeland Security and Emergency Services Office of Interoperable and Emergency Communications*, 1220 Washington Ave., Albany NY 12226 on behalf of the County Sheriff's Office in the minimum amount of four hundred forty-three thousand, two hundred forty-four dollars (\$443,244.00). (*Munis #1841*)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

#58

**RESOLUTION NO. 23-607
(November 14, 2023)**

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

**APPROVING SOLE SOURCE PROCUREMENT
FOR THE WYOMING COUNTY OFFICE OF EMERGENCY
SERVICES**

WHEREAS, The Office of Emergency Services has identified the need to install graphics on the vehicles for the Countywide Ambulance Service; and

WHEREAS, VSP Marketing Graphic Group is utilized in the development of and installation of graphics on Countywide Ambulance Service vehicles; and

November 14, 2023

WHEREAS, the Office of Emergency Services has received approval from the Wyoming County Board of Supervisors to purchase graphics from VSP Marketing Graphic Group, as a sole source procurement. Said approval is granted for this instance only; and 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 contract with **VSP Marketing Graphic Group**, 30 Dyke Rd. Buffalo, NY 14224 on behalf of the Wyoming County Office of Emergency Services to purchase and install graphics through sole source procurement on Countywide Ambulance Service vehicles in an amount not to exceed three thousand seven hundred dollars (\$3,700.00) in total. (*MUNIS CONTRACT # 1844*).

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #59

**RESOLUTION NO. 23-608
(November 14, 2023)**

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

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH FM COMMUNICATIONS, INC ON BEHALF OF EMERGENCY SERVICES

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with **FM Communications, Inc.**, 1914 Colvin Blvd. Tonawanda, NY 14150 for lights & sirens and their installation on the Countywide Ambulance Service Durango in an amount not to exceed five thousand three hundred eighty-four dollars (\$5,384.00); effective November 2, 2023 through completion of installation. (*MUNIS CONTRACT #1859*)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

#60

**RESOLUTION NO. 23-609
(November 14, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE
AWARD WITH NYS OFFICE OF INDIGENT LEGAL 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 acceptance award with the *NYS Office of Indigent Legal Services*, 80 South Swan Street, 11th Floor Albany, New York 12210 on behalf of the Public Defender's Office. Said funding is for Indigent Legal Services Second Statewide Expansion of Hurrell-Herring Reforms "HH2". Contract Number CSTWIDEHH252 in a minimum amount of eight hundred thirteen thousand, six dollars and thirty-six cents (\$813,006.36); effective April 01, 2023-March 31, 2024. (*MUNIS Contract # Pending*)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

#61

**RESOLUTION NO. 23-610
(November 14, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE
AWARD WITH NYS OFFICE OF INDIGENT LEGAL 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 acceptance award with the *NYS Office of Indigent Legal Services*, 80 South Swan Street, 11th Floor Albany, New York 12210 on behalf of the Public Defender's Office. Said funding is for Indigent Legal Services Distribution #14 Contract Number C140056 in a minimum amount of one hundred two thousand, one hundred twenty dollars (\$102,120.00); effective January 01, 2024 through December 31, 2026.
(*MUNIS Contract #: Pending*)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

#62

**RESOLUTION NO. 23-611
(November 14, 2023)**

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

November 14, 2023

CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE AWARD WITH DIVISION OF CRIMINAL JUSTICE SERVICES (DCJS), 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 acceptance award with the *Division of Criminal Justice Services (DCJS)*, 80 South Swan Street, Albany NY, 12210 on behalf of the Public Defender’s Office. Said funding is for Wyoming County Data-Day, Alternatives to Incarceration Contract Number C524139 in a minimum amount of one hundred ninety-seven thousand nine hundred eight dollars (\$197,908.00); effective January 01, 2024 through December 31, 2024. (*MUNIS Contract # Pending*)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

#63

**RESOLUTION NO. 23-612
(November 14, 2023)**

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

CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE AWARD WITH DIVISION OF CRIMINAL JUSTICE SERVICES (DCJS), ON BEHALF OF THE DISTRICT ATTORNEY’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 acceptance award with the *Division of Criminal Justice Services (DCJS)*, 80 South Swan Street, Albany NY, 12210 on behalf of the District Attorney’s Office. Said funding is for positions to offset cost of handling new Discovery Laws in a minimum amount of one hundred forty-five thousand two hundred forty-five dollars (\$145,245.00); effective April 1, 2023 through March 31, 2024 (*MUNIS CONTRACT #1822*)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

#64

**RESOLUTION NO. 23-613
(November 14, 2023)**

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

CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND ACCEPTANCE AWARD WITH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES ON BEHALF OF THE DISTRICT ATTORNEY

BE IT RESOLVED, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign a grant application and acceptance award with the *New York State Division of Criminal Justice Services*, 80 South Swan Street, Albany, New York, on behalf of Wyoming County District Attorney. Said grant to provide funding for the funding of reimbursement of District Attorney salary in a minimum amount of seventy-two thousand, one hundred eighty-nine dollars (\$72,189.00); effective April 1, 2023 through March 31, 2024. (*MUNIS CONTRACT #1842*)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

There was a motion by Mr. Kehl, T/Attica, to combine resolutions #65 through #107. Hearing no objection, resolution titles only were read.

#65

**RESOLUTION NO. 23-614
(November 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION SUPPORTING PROPOSALS TO MODERNIZE STATE TAX LAWS TO INCLUDE THE SHORT-TERM RENTAL INDUSTRY AND ENSURE THESE CHANGES ARE APPROPRIATELY TAILORED FOR THE NEEDS OF LOCAL COMMUNITIES

WHEREAS, the Internet and numerous platforms that help facilitate retail transactions electronically have provided a boost for many sectors of the economy and made it easier for consumers to purchase goods and services; and

WHEREAS, electronic commerce continues to be one of the fastest growing retail sectors over the past two decades; and

WHEREAS, this form of commerce has opened up opportunities for an entirely new group of retailers and entrepreneurs; and

WHEREAS, with this growth many states have realized their tax systems need to be updated to accommodate the new modalities of retail activity; and

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WHEREAS, a sizable number of new vendors and owners that use these platforms, or sell directly over the Internet, do not always understand their responsibility to collect state and local sales tax on taxable transactions; and

WHEREAS, the growth in online platforms that facilitate vacation rentals is in need of modernization and simplification to ease the burden on small vendors, ensure taxes owed are collected and remitted to the state and local governments, and to make sure there is a level playing field among marketplace participants and operators that provide short-term lodging (such as online vacation rentals, hotels, bed and breakfasts, etc.); and

WHEREAS, New York governors have proposed to update sales tax laws to define marketplace providers that facilitate vacation rentals (such as Airbnb and VRBO, among others) as persons required to collect tax on such sales, but the state legislature has not yet supported these proposals; and

WHEREAS, 35 counties and one city have entered voluntary local occupancy tax collection agreements with Airbnb as of August 2023, and now counties are working with VRBO to do the same; and

WHEREAS, these voluntary agreements only call for the collection of local occupancy taxes with the knowledge that additional state legislation is necessary to expand these collection responsibilities to state and local sales tax for short term rentals that do not currently meet state sales tax law definitions; and

WHEREAS, VRBO collects state and/or local sales tax or local occupancy taxes in 44 states, the District of Columbia and Puerto Rico, and has done so for years; and

WHEREAS, Airbnb also collects state and/or local sales or occupancy taxes in 42 states; and

WHEREAS, The state Division of Budget estimates that modernizing this section of sales tax law could bring in tens of millions of dollars annually in local sales tax; and

WHEREAS, Counties, New York City and a variety of other municipalities have local occupancy taxes, but also have unique non-tax related needs and concerns regarding short term vacation rentals. Now, therefore, be it

RESOLVED, The Wyoming County Board of Supervisors proposals to ensure short term rental platforms collect state and local sales tax on unit rentals utilizing their platforms; and be it

FURTHER RESOLVED, The Wyoming County Board of Supervisors supports that such statewide actions to collect sales tax also allow for the collection of local occupancy taxes at local option; and be it

FURTHER RESOLVED, Because certain jurisdictions have unique needs and local laws regarding short term rentals that may not be fully addressed in this legislation that a local opt out be included; and be it

FURTHER RESOLVED, That the Clerk to this Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator George Borrello, New York State Assemblyman David DiPietro and Assemblywoman Marjorie Byrnes and all others deemed necessary and proper.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #66

**RESOLUTION NO. 23-615
(November 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION IN SUPPORT OF MODERNIZING NEW YORK
STATE'S IN REM TAX DELINQUENCY FORECLOSURE PROCESS
TO COMPLY WITH THE TYLER VS. HENNEPIN COUNTY SUPREME
COURT DECISION AND PRIORITIZES THE NEEDS OF ALL
PROPERTY TAXPAYERS**

WHEREAS, on May 25, the U.S. Supreme Court ruled in *Tyler v. Hennepin County, MN*, that certain property tax enforcement provisions carried out by some states will need to change, specifically, returning any surplus (described “just compensation” under the *Decision*) to the prior owner after appropriate delinquent taxes, penalties, fees and administrative expenses are reimbursed to the enforcing entity; and

WHEREAS, New York state officials, county and other local government tax enforcement officers are reviewing the implications of the Court’s decision, we must ensure any redrafting of current state laws meet the standards set by the decision and that we preserve the procedures and systems in place today that work well and will facilitate the critical task of tax enforcement for the benefit of all taxpayers; and

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WHEREAS, County property tax enforcement responsibilities are required under state law with counties following the complex and regimented rules and procedures of the state; and

WHEREAS, Under current state law counties are financially liable to hold school districts and towns (and often villages and some cities) harmless from any delinquent property taxes that they assess and are unpaid; and

WHEREAS, These hold harmless responsibilities often extend for many years as defined under state law and practice; and

WHEREAS, The majority of locally levied county taxes are used to pay for state mandated services and programs, but the state currently provides no financial assistance or liability protections to counties under this state defined tax enforcement process; and

WHEREAS, In any economic downturn, or unfavorable real estate market, the liability and expense for county taxpayers will grow immensely in the absence of state financing and protections; and

WHEREAS, The U.S. Supreme Court decision requires counties to return any surplus to the prior owner and will eliminate a key funding offset for counties as surpluses derived from some tax foreclosure auctions are used to offset losses on other parcels and to hold other taxing jurisdictions harmless during the multi-year tax foreclosure process; and

WHEREAS, In subsequent years the increased revenue loss for counties from current state law and the U.S. Supreme Court decision will need to be levied again and spread out among all other property owners that pay their property taxes increasing their costs and worsening the housing affordability crisis for all; and

WHEREAS, Some counties and other tax enforcement jurisdictions also provide financial assistance to landbanks by transferring tax foreclosed properties for minimal cost which appears to not satisfy the Supreme Court decision; and

WHEREAS, The primary role of landbanks is to stabilize neighborhoods, prevent blight, provide affordable housing opportunities, and return tax delinquent properties to the tax rolls; and

WHEREAS, Some In Rem reform proposals proposed in New York have sought to replace current privately funded lienholders administrative and

legal staff with publicly funded county administrative and legal staff, which could lead to the unjust enrichment of for-profit banks and other lienholders that currently administer, fund and enforce their own property lien rights. Now, therefore, be it

RESOLVED, The Wyoming County Board of Supervisors supports In Rem tax foreclosure reforms that:

- Require the state to become the guarantor of unpaid taxes for all taxing jurisdictions that experience tax delinquencies under the new process,
- Ensure reforms include robust and flexible definitions of administrative expenses,
- Provide liability protections to counties and tax enforcement officials that are carrying out state property tax enforcement laws,
- Do not include provisions that require tax enforcement officials to settle all 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,
- Require the court system to distribute any surplus funds to prior owner(s) under a specified timetable,
- Ensure the state provides direct fiscal assistance to landbanks so they can maintain their primary housing goals under state law; and be it

FURTHER RESOLVED, That the Clerk to this Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator George Borrello, New York State Assemblyman David DiPietro and Assemblywoman Marjorie Byrnes and all others deemed necessary and proper.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #67

**RESOLUTION NO. 23-616
(November 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION TO PERMANENTLY CARVE OUT SCHOOL-BASED
HEALTH CENTER (SBHC) SERVICES FROM THE MEDICAID
MANAGED CARE (MMC) BENEFIT PACKAGE AND INTO A FEE-
FOR-SERVICE MODEL**

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

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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 2023 Legislative Session, the Senate and Assembly unanimously passed A.6029 (Paulin)/S.2339 (Rivera) to permit SBHCs to choose to remain out of MMC. Now, therefore, be it

RESOLVED, The Wyoming County Board of Supervisors calls on Governor Hochul to sign A.6029 (Paulin)/S.2339 (Rivera) 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 this Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator George Borrello, New York State Assemblyman David DiPietro, Assemblywoman Marjorie Byrnes and NYSDOH Acting Commissioner James McDonald and all others deemed necessary and proper.

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:**
#68

RESOLUTION NO. 23-617
(November 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION CALLING ON THE STATE OF NEW YORK TO
EQUITABLY ENTER INTO COMPACT AGREEMENT WITH SENECA
NATION OF INDIANS AND DISTRIBUTE GAMING REVENUE TO
THE WESTERN COUNTIES OF NEW YORK**

WHEREAS, Since 2002, the State of New York and the Seneca Nation have agreed to a compact with a provision that gaming revenue would be shared with the State in return for certain gaming exclusivity rights in Western New York; and

WHEREAS, The State of New York shares with local governments, including 16 counties in Western New York, a portion of revenue they receive from the Seneca Nation; and

WHEREAS, The counties rely on that revenue to maintain infrastructure, such as road maintenance, and provide public safety for all residents, such social services, public health and safety; and

WHEREAS, In December 2023, this Compact expires and without a negotiated equitable extension agreement between the State of New York and the Seneca Nation, revenue payments to the local government may cease to exist; and

WHEREAS, This gaming revenue amounts to approximately \$50 million annually to the 16 counties in Western New York and is vital to fund needed services and lower property taxes; and

WHEREAS, Local governments have already seen the negative impact losing this revenue has on their ability to provide needed local services when, in 2017, a dispute between the Seneca Nation and the State arose over the language within the compact, leading the Nation to stop revenue sharing payments to the State; and

WHEREAS, The Seneca Nation and the counties of New York have a long history of productive partnerships and respect, and the Nation leaders have expressed in the past they would be open to direct fiscal support to local governments. Now, therefore, be it

RESOLVED, The Wyoming County Board of Supervisors calls on the State of New York to come to an equitable agreement and continue a Compact with the Seneca Nation; and be it

FURTHER RESOLVED, The outcome of the Compact negotiation must result in county and local government continuing to receive at least the

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same annual revenue to avoid harm to public safety and county services; and be it

FURTHER RESOLVED, The Clerk to this Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator George Borrello, New York State Assemblyman David DiPietro and Assemblywoman Marjorie Byrnes, The Seneca Nation of Indians, and all others deemed necessary and proper.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #69

**RESOLUTION NO. 23-618
(November 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, and 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, 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, the State made partial payments of gaming revenue to two of the seven counties and the towns within; however, these payments did not continue; and

WHEREAS, To date, there have been no payments by the State to the remaining five region counties since the third 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, they have not eased 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, 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, The Clerk to this Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator George Borrello, New York State Assemblyman David DiPietro,

November 14, 2023

Assemblywoman Marjorie Byrnes and the St. Regis Mohawk Tribe, and all others deemed necessary and proper.

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:**
#70

**RESOLUTION NO. 23-619
(November 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION ENCOURAGING SUNY TO CONSIDER
MODIFICATIONS TO THEIR PROPOSED RULE CHANGE ON THE
CERTIFICATE OF RESIDENCE PROCESS FOR COMMUNITY
COLLEGE ADMISSIONS**

WHEREAS, SUNY has proposed updating regulations to streamline and clarify the Certificate of Residence (COR) process with a goal of reducing confusion for students and providing administrative relieve for county officials; and

WHEREAS, The proposed rule would add clarifications to certain definitions, timelines, create uniform notifications to students across the system, standardize forms, and allow for electronic submissions; and

WHEREAS, Counties support a more streamlined and uniform COR process that is easily accessible to students and county officials; and

WHEREAS, The proposed rule will also require community colleges to take additional steps to notify students of procedures necessary to procure a COR, including enhanced website features to inform students about the process; and

WHEREAS, Easing the application process for students includes not requiring a social security number, notarization of documents and at least one online-only method of applying. Now, therefore, be it

RESOLVED, The Wyoming County Board of Supervisors is encouraged that SUNY is working to streamline administrative processes and it is our objective to partner SUNY throughout the process; and be it

FURTHER RESOLVED, The Wyoming County Board of Supervisors has concerns about a county's legal recourse when the application requires no notarization and can be submitted completely electronically, as

verifying an affidavit will become more difficult especially if it is later discovered fraud did occur. Counties want to ensure to their taxpayers that they can monitor the accuracy of the payments they make and hope SUNY can make accommodation in the rule to ensure counties have legal protections to correct, or pursue reimbursement, for invalid payments; and be it

FURTHER RESOLVED, Further clarification, or information, may be needed to assist counties regarding the language that the distribution of a valid certificate may be issued no earlier than two months prior to the student's registration date, including whether the valid certificate is physical (raised stamp) or electronic, and sharing the registration start dates for each college if they are not currently the same; and be it

FURTHER RESOLVED, It is not clear under the proposed rule if CUNY schools will be subject to the single SUNY COR standard or will have a separate system. The Regulatory Flexibility Analysis section refers to the 30 SUNY community colleges and all 62 counties, but the seven CUNY schools appear to be omitted from the text of the rule; and be it

FURTHER RESOLVED, It is the goal of the counties that this transition to a more streamlined, accessible and online COR process for students will include options for counties to pay chargebacks directly through a secure online portal maintained by SUNY as student, campus and chargeback data can be centralized in one place; and be it

BE IT FURTHER RESOLVED, The Clerk to this Board shall forward copies of this resolution to Governor Kathy Hochul, New York State Senator George Borrello, New York State Assemblyman David DiPietro, Assemblywoman Marjorie Byrnes and SUNY Chancellor John B. King Jr., and all others deemed necessary and proper.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #71

RESOLUTION NO. 23-620
(November 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION DEMANDING NEW YORK STATE REDUCE THE
COST OF STATE-MANDATED PROGRAMS ON LOCAL TAXPAYERS**

November 14, 2023

WHEREAS, Despite the state capping the local share of Medicaid — and assuming the growth — New York State continues to rely on county taxpayers to balance its books; and

WHEREAS, Even with this Medicaid growth cap in place the 57 counties and New York City have provided \$139 billion in local taxes to pay for the state designed and controlled program since 2005. Each year going forward counties will need to raise \$7.6 billion in local taxes to pay a share of the costs of the state’s Medicaid program that is growing at an unsustainable rate and has been for many years; and

WHEREAS, This state mandated local share is unprecedented nationwide and more than all counties in the country combined are forced to pay for general Medicaid program costs; and

WHEREAS, New York State is one of only a few that require counties to pay the bulk of the costs of the state general assistance program (Safety Net). Since 2005, counties and New York City have provided \$25.2 billion in local tax revenues to support the state’s Safety Net Program; and

WHEREAS, Since 2005 counties and New York City have provided \$7.5 billion in local taxes to support indigent defense services, a federal and state constitutional requirement the state has shifted to counties and New York City; and

WHEREAS, Only 15 states require their counties to pay a significant share of indigent defense costs, and few come close to the share and amount of local funds required of New York counties; and

WHEREAS, Since 2005 counties and New York City have provided \$12.6 billion in local tax revenues to support the state’s Preschool special education program. Counties pay just over 40 percent of Preschool Special Education costs for 3–5-year-olds, in addition to 10 percent of summer school special education services for k-12 students. Few counties nationwide pay for or provide educational services; and

WHEREAS, Counties and New York City also provide local tax revenues in support of the state budget for dozens of other programs, many of which have seen lower state funding matches since the Great Recession; and

WHEREAS, The state legislature and Governor have shifted a record amount of new costs to county taxpayers in the last few years, forcing local taxpayers to spend \$14 billion in locally raised taxes this year to pay for a

significant portion of the costs of state designed and controlled programs, a 17 percent increase since SFY 2021; and

WHEREAS, The record amount of locally generated taxes paid by New Yorkers that directly fund state programs each year is more than the entire general fund spending of 29 individual states; and

WHEREAS, For the 57 counties outside of New York City the new cost shifts and added spending requirements imposed over the last two years by the state will approach \$600 million annually. These recurring costs include the intercept of federal Medicaid funding that for 20 years has been set aside by congress for county fiscal relief, state imposed double digit rate increases for preschool special education and foster care programs, a doubling of rates for criminal indigent defense costs, and higher pension costs; and

WHEREAS, These increases are equal to 11 percent of the entire county property tax levy for SFY 2023 and will have to be supported with higher local taxes or service cuts; and

WHEREAS, As recent as 2021, New York State has shifted the entire cost of Criminal Procedure Law (CPL) 730 exams and placements onto county taxpayers; and

WHEREAS, Since 2005, counties and New York City have been required under state law to raise over \$184 billion in local taxes to pay for state programs that most counties across the country do not fund, hindering New York's economic competitiveness, driving significant job and population loss that has been accelerating in recent years, and fueled New York's housing affordability crisis; and

WHEREAS, All of these cost shifts have been used to provide relief to the state financial plan but does so by essentially substituting more regressive local taxes for the more progressive state tax structure which has a direct and negative impact on local taxpayers and affordability in New York State. Now, therefore, be it

RESOLVED, The Wyoming County Board of Supervisors urges the State Legislature and Governor Hochul, at minimum, to freeze local costs for all state mandated programs, and further, to include significant new funding to reduce or eliminate the \$14 billion in annual payments counties make for state-mandated programs as part of the SFY 2024-25 Budget and beyond; and

BE IT FURTHER RESOLVED, That the Clerk to this Board shall forward copies of this resolution to Governor Kathy Hochul, New York State

November 14, 2023

Senator George Borrello, New York State Assemblyman David DiPietro and Assemblywoman Marjorie Byrnes and all others deemed necessary and proper.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

#72

**RESOLUTION NO. 23-621
(November 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

2024 WORKERS’ COMPENSATION COSTS APPROVED

BE IT RESOLVED, That the cost of Workers’ Compensation Insurance for the Participants covered by the Wyoming County Workers’ Compensation Self-Insured Plan as based upon the 2024 budget of \$2,650,468 are as follows:

TOWNS

Arcade	35,346
Attica	29,488
Bennington	48,735
Castile	31,533
Covington	24,155
Eagle	30,928
Gainesville	31,401
Genesee Falls	22,061
Java	30,296
Middlebury	32,792
Orangeville	29,184
Perry	32,594
Pike	28,777
Sheldon	43,153
Warsaw	39,282
Wethersfield	30,697
Total	520,422

and be it

FURTHER RESOLVED, That the Clerk of this Board is hereby authorized and directed to apportion the total sum of such estimated costs of Workers' Compensation Insurance to each of the above-mentioned participants in these respective amounts and to levy the same against the taxable property of each respective municipality.

Wyoming County Workers' Compensation Insurance estimated costs for participating County Departments, Villages, School Districts, and outside County Agencies are as follows:

COUNTY

County Government	343,920
County Highway Department	162,714
Wyoming Co. Community Hospital	694,684
Wyoming Co. Volunteer Fire Depts.	336,942
Total	1,538,260

VILLAGES

Arcade	95,775
Attica	63,379
Castile	11,573
Gainesville	43
Perry	91,822
Silver Springs	8,060
Warsaw	108,213
Wyoming	6,213
Total	385,078

SCHOOL DISTRICTS

Attica Central School	123,599
Perry Central School <i>tail claims prior 1/1/2017</i>	13,632
Pioneer Central School <i>tail claims prior 1/1/2016</i>	32,065
Warsaw Central School <i>tail claims prior 7/1/2003</i>	4,171
Wyoming Central School	20,150
Total	193,617

OUTSIDE AGENCIES

Community Action	9,534
Soil & Water Conservation	3,557
Total	13,091

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #73

**RESOLUTION NO. 23-622
(November 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN
2024 MEDICARE HEALTH INSURANCE RATES FOR RETIREES**

BE IT RESOLVED, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to sign Medicare PPO renewal rates for Retired County Employees for **2024** as follows:

Univera Medicare PPO

- High Option Single - \$481.66
- ❖ Low Option Single - \$440.32

Excellus Medicare PPO

- ❖ Single - \$481.66

MVP Medicare USA Care PPO-Standard

- ❖ West Option Single - \$340.89
- ❖ East Option Single - \$330.61
- ❖ OSA Option Single - \$335.76

MVP Medicare USA Care PPO-Buy-Up

- ❖ West Option Single - \$395.73
- ❖ East Option Single - \$382.71
- ❖ OSA Option Single - \$389.24

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #74

**RESOLUTION NO. 23-623
(November 14, 2023)**

Regular Session

By Mr. Kehl, Chairman of the Finance Committee:

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH SHI INTERNATIONAL 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 INTERNATIONAL**, 290 Davidson Avenue, Somerset, New Jersey, 08873, for the annual renewal of ZIX Encryption Plus, in an amount not to exceed seven thousand five hundred dollars (\$7,500.00), effective November 3, 2023 through November 2, 2024. (MUNIS CONTRACT # pending)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #75

**RESOLUTION NO. 23-624
(November 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

2023 TOWN BALANCES APPROVED

BE IT RESOLVED, That the statement of the County Treasurer as to TOWN BALANCES is hereby accepted, and be it

FURTHER RESOLVED, That the Clerk of the Board is hereby directed to credit or charge the amounts stated to the 2024 Tax Rolls of the respective towns:

Town	Totals
Arcade	\$286.54
Attica	\$0
Bennington	\$256.73
Castile	\$0
Covington	\$0
Eagle	\$0
Gainesville	\$0
Genesee Falls	\$0
Java	\$166.58
Middlebury	\$0
Orangeville	\$0
Perry	\$0

November 14, 2023

Pike	\$0
Sheldon	\$164.25
Warsaw	\$35.35
Wethersfield	\$48.47
Total	\$957.92

Dated: November 1, 2023

Robin M. LaWall
Wyoming County Treasurer

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

RESOLUTION NO. 23-625
(November 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

RELEVY OF UNPAID SCHOOL AND VILLAGE TAXES

WHEREAS, The Real Property Tax Law requires that all Wyoming County School Districts return their respective unpaid 2023-2024 school taxes to the County Treasurer for inclusion in the following year’s town and county levy, and

WHEREAS, The Board of Supervisors entered into an agreement with the various villages within the county that, upon notification to the county, by the villages, within the time period as defined in the agreement, the unpaid mandatory village taxes without the inclusion of non-tax items such as user fees or other charges which are included in relieved tax bills submitted to the County to become part of the next town and county levy; now therefore

BE IT RESOLVED, That the County Board of Supervisors does hereby authorize all unpaid school taxes and unpaid village taxes be relieved against the various towns in the County of Wyoming immediately upon receipt by the County Treasurer’s Office.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

RESOLUTION NO. 23-626
(November 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

Regular Session

RESOLUTION NUMBER 23-542 AMENDED

WHEREAS, Resolution Number 23-542 entitled, “**POSITIONS CREATED**” passed by this Board of Supervisors on October 10, 2023 and provides for various for positions **CREATED** in Wyoming County Departments; now therefore,

BE IT RESOLVED, That Resolution Number 23-543 be hereby amended to reflect the following changes under Treasurer:

From:

- One (1) position of Property Tax Specialist (1.00 FTE) CSEA Agreement, Sch. A. Grade 15 (\$22.43-25.69); position available date is October 11, 2023. Benefit package consistent with current CSEA Bargaining Agreement.

To:

- One (1) position of Property Tax Specialist (1.00 FTE) CSEA Agreement, Sch. A. Grade 15 (\$22.43-26.09); position available date is October 11, 2023. Benefit package consistent with current CSEA Bargaining Agreement.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #78

**RESOLUTION NO. 23-627
(November 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**INVESTMENT POLICY & GUIDELINES FOR WYOMING COUNTY
ADOPTED;
CHAIRMAN AUTHORIZED TO SIGN CUSTODIAL AGREEMENTS
TO MAINTAIN PLEDGED SECURITIES**

BE IT RESOLVED, That the Wyoming County Board of Supervisors hereby approves and adopts the following investment policy:

INVESTMENT POLICY FOR WYOMING COUNTY

I. SCOPE

This investment policy applies to all moneys and other financial resources available for investment on its own behalf or on behalf of any other entity or individual.

November 14, 2023

II. OBJECTIVES

The primary objectives of the local government's investment activities are, in priority order,

- * to conform with all applicable federal, state and other legal requirements (legal);
- * to adequately safeguard principal (safety);
- * to provide sufficient liquidity to meet all operating requirements (liquidity); and
- * to obtain a reasonable rate of return (yield).

III. DELEGATION OF AUTHORITY

The governing board's responsibility for administration of the investment program is delegated to the Chief Fiscal Officer who shall establish written procedures for the operation of the investment program consistent with these investment guidelines. Such procedures shall include and adequate internal control structure to provide a satisfactory level of accountability based on a data base or records incorporating description and amounts of investments, transaction dates, and other relevant information and regulates the activities of subordinate employees.

IV. PRUDENCE

All participants in the investment process shall seek to act responsibly as custodians of the public trust and shall avoid any transaction that might impair public confidence in the County of Wyoming to govern effectively. Investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudence discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investments, considering the safety of the principal as well as the probable income to be derived.

All participants involved in the investment process shall refrain from personal business activity that could conflict with proper execution of the investment program, or which could impair their ability to make impartial investment decisions.

V. DIVERSIFICATION

It is the policy of the County of Wyoming to diversify its deposits and investments by financial institution, by investment instrument, and by maturity scheduling.

VI. INTERNAL CONTROLS

It is the policy of the County of Wyoming for all moneys collected by any officer or employee of the government to transfer those funds to the chief fiscal

officer within 7 days of deposit, or within the time period specified in law, whichever is shorter.

The Chief Fiscal Officer is responsible for establishing and maintaining an internal control structure to provide reasonable, but not absolute, assurance that deposits and investments are safeguarded against loss from un-authorized use or disposition, that transactions are executed in accordance with management's authorization and recorded properly, and is managed in compliance with applicable laws and regulations.

VII. DESIGNATION OF DEPOSITARIES

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

Depository Name	Maximum Amount	Officer
Five Star Bank	\$45,000,000.00	
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	\$5,000,000.00	
NYClass	\$30,000,000.00	
NYMuniTrust	\$10,000,000.00	

VIII. COLLATERALIZING OF DEPOSITS

In accordance with the provisions of General Municipal Law, Sec.10, all deposits of Wyoming County, including certificates of deposit and special time deposits, in excess of the amount insured under the provisions of the Federal Deposit Insurance Act shall be secured:

1. By a pledge of "eligible securities" with an aggregate "market value" as provided by GML Sec. 10, equal to the aggregate amount of deposits from the categories designated in Appendix A to the policy.
2. By an eligible "irrevocable letter of credit" issued by a qualified bank other than the bank with the deposits in favor of the government for a term not to exceed 90 days with an aggregate value equal to 140% of the aggregate amount of deposits and the agreed upon interest, if any. A qualified bank is one whose commercial paper and other unsecured short-term debt obligations are rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization or by a bank that is in compliance with applicable federal minimum risk-based capital requirements.
3. By an eligible surety bond payable to the government for an amount at least equal to 100% of the aggregate amount of deposits and the agreed upon interest, if any, executed by an insurance company authorized to do business in New York State, whose claims-paying ability is rated in the highest rating category by at least two nationally recognized statistical rating organizations.

IX. SAFEKEEPING AND COLLATERALIZATION

Eligible securities used for collateralizing deposits shall be held by the depository and/or a third party bank or trust company subject to security and custodial agreements.

The security agreement shall provide that eligible securities are being pledged to secure local government deposits together with agreed upon interest, if any, and any costs or expenses arising out of the collection of such deposits upon default. It shall also provide the conditions under which the securities may be sold, presented for payment, substituted or released and the events, which will enable the local government to exercise its rights against the pledged securities. In the event that the securities are not registered or inscribed in the name of the local government, such securities shall be delivered in a form suitable for transfer or with an assignment in blank to the County of Wyoming or its custodial bank. The custodial agreement shall provide that securities held by the bank or trust company, or agent of and custodian for, the local government, will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be commingled with or become part of the backing for any other deposit or other liabilities. The agreement should also describe that the custodian shall confirm the receipt, substitution or release of the securities. The agreement shall provide for the frequency of revaluation of eligible securities and for the substitution of securities when a change in the rating of a security may cause ineligibility. Such agreement shall include all provisions necessary to provide the local government a perfected interest in the securities.

X. PERMITTED INVESTMENTS

As authorized by General Municipal Law, Sec. 11, the County of Wyoming authorizes the Chief Fiscal Officer to invest moneys not required for immediate expenditure for terms not to exceed its projected cash flow needs in the following types of investments:

- * Special time deposit accounts;
- * Certificates of deposit;
- * Obligations of the United States of America;
- * Obligations guaranteed by agencies of the United States of America where the payment of principal and interest are guaranteed by the United State of America;
- * Obligations of the State of New York;
- * Obligations issued pursuant to LFL Sec. 24.00 or 25.00 (with approval of the State Comptroller) by any municipality, school district or district corporation other than the County of Wyoming;
- * Obligations of public authorities, public housing authorities, urban renewal agencies and industrial development agencies where the general State statutes

governing such entities or whose specific enabling legislation authorize such investments.

* Certificates of Participation (COP's) issued pursuant to GML Sec. 109b.

* Obligations of this local government, but only with any moneys in a reserve fund established pursuant to GML Sec. 6-c, 6-d, 6-e, 6-g, 6-h, 6-j, 6-k, 6-l, 6-m, or 6-n.

All investment obligations shall be payable or redeemable at the option of the County of Wyoming within such times as the proceeds will be needed to meet expenditures for purposes for which the moneys were provided and, in the case of obligations purchased with the proceeds of bonds or notes, shall be payable or redeemable at the option of the County of Wyoming within two years of the date of purchase.

XI. AUTHORIZED FINANCIAL INSTITUTIONS AND DEALERS

The County of Wyoming shall maintain a list of financial institutions and dealers approved for investment purposes and establish appropriate limits to the amount of investments, which can be made with each financial institution or dealer. All financial institutions with which the local government conducts business must be credit worthy. Banks shall provide their most recent Consolidated Report of Condition (Call Report) at the request of the County of Wyoming. Security dealers not affiliated with a bank shall be required to be classified as reporting dealers affiliated with the New York Federal Reserve Bank, as primary dealers. The Chief Fiscal Officer is responsible for evaluating the financial position and maintaining a listing of proposed depositories, trading partners and custodians. Such listings shall be evaluated at least annually. The County may, in its discretion, authorize a bank designated for the deposit of County funds to arrange for the redeposit of such funds in one or more banking institutions, for the account of the County, through a deposit placement that meets the conditions set forth in General Municipal Law Section 10(2)(a)(ii).

XII. PURCHASE OF INVESTMENTS

The Chief Fiscal Officer is authorized to contract for the purchase of investments:

1. Directly, including through a repurchase agreement, from an authorized trading partner.
2. By participation in a cooperative investment program with another authorized governmental entity pursuant to Article 5G of the General Municipal Law where such program meets all the requirements set forth in the Office of the State Comptroller Opinion No. 88-46, and the specific program has been authorized by the governing board.
3. By utilizing an ongoing investment program with an authorized trading partner pursuant to a contract authorized by the governing board.

All purchased obligations, unless registered or inscribed in the name of the local government, shall be purchased through, delivered to and held in the custody of

a bank or trust company. Such obligations shall be purchased, sold or presented for redemption or payment by such bank or trust company only in accordance with prior written authorization from the officer authorized to make the investment. All such transactions shall be confirmed in writing to the County of Wyoming by the bank or trust company. Any obligation held in the custody of a bank or trust company shall be held pursuant to a written custodial agreement as described in General Municipal Law, Sec. 10.

The custodial agreement shall provide that securities held by the bank or trust company, as agent of and custodian for, the local government, will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be commingled with or become part of the backing for any other deposit or other liabilities. The agreement shall describe how the custodian shall confirm the receipt and release of the securities. Such agreement shall include all provisions necessary to provide the local government a perfected interest in the securities.

XIII. REPURCHASE AGREEMENTS

Repurchase agreements are authorized subject to the following restrictions:

- All repurchase agreements must be entered into subject to a Master Repurchase Agreement.
- Trading partners are limited to banks or trust companies authorized to do business in New York State and primary reporting dealers.
- Obligations shall be limited to obligations of the United States of America and obligations guaranteed by agencies of the United States of America.
- No substitution of securities will be allowed.
- The custodian shall be a party other than the trading partner.

APPENDIX A

Schedule of Eligible Securities

- (i) Obligations issued, or fully insured or guaranteed as to the payment of principal and interest, by the United States of America, an agency thereof or a United States government sponsored corporation.
- (ii) Obligations issued or fully guaranteed by the International Bank for Reconstruction and Development, the Inter-American Development Bank, and the Asian Development Bank, and the African Development Bank.
- (iii) Obligations partially insured or guaranteed by any agency of the United States of America, at a proportion of the market Value of the obligation that represents the amount of the insurance or guaranty.
- (iv) Obligations issued or fully insured or guaranteed by the State of New York, obligations issued by a municipal corporation, school district or district corporation of such State or obligations of any public

benefit corporation, which under a specific State statute may be accepted as security for deposit of public moneys.

(v) Obligations issued by states (other than the State of New York) of the United States rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.

(vi) Obligations of Puerto Rico rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.

(vii) Obligations of counties, cities and other government-mental entities of a state other than the State of New York having the power to levy taxes that are backed by the full faith and credit of such governmental entity and rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.

(viii) Obligations of domestic corporations rated in one of the two highest rating categories by at least one nationally recognized statistical rating organization.

(ix) Any mortgage related securities, as defined in the Securities Exchange Act of 1934, as amended, which may be purchased by banks under the limitations established by bank regulatory agencies.

(x) Commercial paper and banker's acceptances issued by a bank, other than the Bank, rated in the highest short-term category by at least one nationally recognized statistical rating organization and having maturities of not longer than 60 days from the date they are pledged.

(xi) Zero coupon obligations of the United States government marketed as "Treasury strips". and be it

FURTHER RESOLVED, That the Chairman of this Board and/or the County Treasurer, with the approval of the County Attorney, are hereby authorized and directed to sign Custodial Agreements with the different area banks or their agents to maintain pledged securities to cover deposits made by the County of Wyoming.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #79

**RESOLUTION NO. 23-628
(November 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**HOSPITAL ADMINISTRATOR AUTHORIZED TO SIGN AN
EMPLOYMENT AGREEMENT ~ SALARY SCHEDULE "P" WITH
RIPPLE MARFATIA, MD ON BEHALF OF THE WYOMING COUNTY**

November 14, 2023

COMMUNITY HEALTH SYSTEM

BE IT RESOLVED, In accordance with Resolution Number 11-209 passed by the Wyoming County Board of Supervisors, on June 14, 2011 entitled, “**AMENDING RESOLUTION 91-159, AUTHORITY OF THE BOARD OF MANAGERS OF THE HOSPITAL,**” the Hospital Administrator of the hospital, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney and/or Costello Cooney Fearon, PLLC, legal counsel, is hereby authorized and directed to sign an Employment Agreement – Salary Schedule “P” with **RIPPLE MARFATIA, MD**, 214 Wyoming Street, Warsaw, NY 14569 on behalf of the Wyoming County Community Health System. Said contract to provide internal medicine services and perform Medical Director duties for Attica Central School District, in an amount of two hundred sixty-five thousand dollars (\$265,000.00) per year, plus a stipend in the amount of sixty-eight dollars (\$68.00) per wRVU in excess of 6,300 wRVUs in a calendar year, effective on or about November 15, 2023 through November 14, 2026.
Contingent upon the availability of funds.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #80

**RESOLUTION NO. 23-629
(November 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, 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:

- **SEVARO HEALTH, INC.**, 1463 North Finnegan Lane, North Brunswick, NJ 08902, for teleneurology services, not to exceed one

hundred fifty thousand dollars (\$150,000.00) per year, effective 12/01/2023 – 11/30/2026.

- **UNIVERSITY EMERGENCY MEDICAL SERVICES, INC. d/b/a UBMD Emergency Medicine**, 77 Goodell Street, Suite 340, Buffalo, NY 14203 to provide emergency medical services to the WCCHS Emergency Department, compensation to UBMD includes providing UBMD the right to bill and maintain professional portion of ER services billing plus an amount not to exceed one million, two hundred thousand dollars \$1,200,000.00 per year, effective 01/01/2024 – 12/31/2026.

Contingent upon the availability of funds.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

#81

**RESOLUTION NO. 23-630
(November 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**HOSPITAL ADMINISTRATOR AUTHORIZED TO SIGN AN
EMPLOYMENT AGREEMENT ~ SALARY SCHEDULE “P” WITH
LISA KEMP, NP, ON BEHALF OF THE WYOMING COUNTY
COMMUNITY HEALTH SYSTEM**

BE IT RESOLVED, In accordance with Resolution Number 11-209 passed by the Wyoming County Board of Supervisors, on June 14, 2011 entitled, “**AMENDING RESOLUTION 91-159, AUTHORITY OF THE BOARD OF MANAGERS OF THE HOSPITAL,**” the Hospital Administrator of the hospital, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney and/or Costello Cooney Fearon, PLLC, legal counsel, is hereby authorized and directed to sign an Employment Agreement – Salary Schedule “P” with **LISA KEMP, NP**, 1712 Alleghany Rd., Attica, NY 14011, to provide nurse practitioner services to WCCHS, in an amount of one hundred eighteen thousand dollars (\$118,000.00) per year, plus a stipend in the amount of thirty-three dollars (\$33.00) per wRVU over 3,601 per calendar year, effective September 1, 2023 through August 31, 2025. Contingent upon the availability of funds.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

November 14, 2023

**RESOLUTION NO. 23-631
(November 14, 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 for; now therefore

BE IT RESOLVED, That Resolution Number 20-304 be hereby amended to reflect the following changes:

- Extend the term of the agreement from August 01, 2022 through July 31, 2023 through August 01, 2023 through July 31, 2024 with UBMD INTERNAL MEDICINE, Buffalo General Medical Center, 100 High Street, D2-76, Buffalo, NY 14203 related to outpatient endocrine physician services (Amrutha Idupuganti, MD).

All else remains the same.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #83

**RESOLUTION NO. 23-632
(November 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

SALARY SCHEDULES “P” AMENDED

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

Amend Salary Schedule “P”:
Wyoming County Community Hospital

- Set the salary for one (1) 1.00 FTE *Internal Medicine Physician* position (Position Code #10.113.614) under WYOMING COUNTY FAMILY MEDICINE – ATTICA at \$265,000.00 per year, effective

11/15/2023.

- Include a stipend for the *Internal Medicine Physician* position (Position Code #10.113.614) under WYOMING COUNTY FAMILY MEDICINE – ATTICA in an amount of \$68.00 per wRVU in excess of 6,300 wRVUs in a calendar year, effective 11/15/2023.
- Set the salary of one (1) 1.00 FTE *Nurse Practitioner* position (Position Code #17.125.311) under WYOMING COUNTY FAMILY MEDICINE – ARCADE at \$118,000.00 per year, effective 09/01/2023.
- Include a stipend for the *Nurse Practitioner* position (Position Code #17.125.311) under WYOMING COUNTY FAMILY MEDICINE – ARCADE in an amount of \$33.00 per wRVU over 3,601 per calendar year, effective 09/01/2023.

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:**
#84

RESOLUTION NO. 23-633

(November 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

ADDRESSING POLICY & GUIDELINES FOR WYOMING COUNTY ADOPTED

BE IT RESOLVED, That the Wyoming County Board of Supervisors hereby approves and adopts the following address policy:

WYOMING COUNTY ADDRESS POLICY

I. Purpose:

Wyoming County is the addressing authority for all the Towns in the County, excluding addresses within incorporated village boundaries. The authority to establish addresses was granted through Memorandums of Understanding (MOUs) with each of Wyoming County's 16 towns in 2023. The process of assigning addresses is currently the task of an Address Assignment Committee (the Committee) comprised of employees from Wyoming County's Highway Department, Office of Real Property Tax Services (RPTS), Office of Emergency Services and Office of Planning and Development/GIS.

The Committee has developed this Policy to assign addresses and will be responsible for the assignment of all address numbers.

The ultimate purpose of this policy is to improve the delivery of emergency services by decreasing the amount of time between the initiation of an

November 14, 2023

emergency and the arrival of requisite emergency services, also referred to as total response time. An important part of minimizing response time is the establishment of a policy for consistent house numbers and street names to avoid confusion at the call location. Every minute counts in an emergency and having sequential address numbers that make sense to a first responder is paramount to the speed of arrival.

II. Address Application:

Property owners must apply for new addresses in Wyoming County by submitting a House Number Request Form to the Wyoming County Highway Department, including their Tax Map ID number, current mailing address and cross streets. Applicants must clearly mark the proposed driveway location in order to assist with the assignment of sequential numbers.

III. Application Review and Address Assignment

Upon receipt, the Wyoming County Highway Department locates the property and assigns a new address based on the road address ranges. A master list of assigned addresses or “Address Book” for each town is utilized to determine an address that fits sequentially within the assigned road range. The address book includes each road’s range and existing assigned address numbers.

Address numbering policies are included as Appendix A to this policy.

Once the Highway Department assigns a number it is shared with the Committee for review.

The Office of Real Property Tax Services (RPTS) reviews the property in the RPS database maintained by their office and the towns’ assessors for splits, merges, and real property data on current addresses to ensure there are no conflicts with property ownership or existing information.

The Office of Planning and Development/GIS reviews GIS data to ensure that the number is correct sequentially and the even/odd numbers are on the correct side of the road. GIS also assigns the full address with postal code based on the most recent postal code GIS data available. Finally, GIS identifies the fire district that the parcel is located within and includes all this information in a database shared with the Office of Emergency Services.

The Committee utilizes a shared form, currently Word documents saved on the Real Property network drive, to track who has reviewed each address and any issues.

The Office of Emergency Services reviews the provided information and formally assigns the address once every department’s input and address approval has been included.

IV. Address Notification

Notice of address assignment will be distributed to the property owner by the Office of Emergency Services. It is also distributed to the following entities: the

Town Clerk, Town Assessor, Town Zoning Officer, County Building Codes and other County Departments (including the County Clerk, Sherriff's Office and 911 Coordinator, Highway, Planning, Real Property, GIS and the Board of Elections). The established number shall be used exclusively by all public and private entities

Property owners will be responsible for notifying utilities of newly assigned addresses. The County records of their address will be updated by the Committee, including the real property database and tax bills and all other official Wyoming County correspondence.

Appendix A: Numbering and ROW Naming Policies Officially Adopted as Part of this Policy:

A. Numbering Policies

1. Address number and number ranges for public and private roads shall be issued by the Address Assignment Committee (the Committee). Building numbers shall be assigned consecutively along roads. The Committee will ensure that an address number has not previously been issued for the parcel, and if one has been issued that it is appropriate and meets the numbering requirements of this policy. If it does not meet the appropriate numbering requirements, it will be changed.
2. Buildings on the south and west sides of roads shall have even numbers; buildings on the north and east sides of roads shall have odd numbers.
3. Street numbers will not change in sequence because of a turn in the roadway but, would rather remain on a predominant directional grid.
4. Intersections will be adjusted to a round number.
5. Address numbers assigned within towns shall conform to the house numbering grid system that has been utilized since 1960. The grid system originates in the northwest corner of the County and increases in number to the east and to the south.
6. For new construction, the property owner will be responsible to mark with a wooden stake the location of the center of the driveway marked with the words "CENTER OF DRIVEWAY" on the stake so that the exact location of the driveway is used for the house number.
7. Vacant properties shall be assigned addresses based upon the midpoint of their frontage on the nearest public or private road, as they become

developed.

8. All property addresses for tax parcels on the real property tax roll shall match the 911 address for the principal structure on the property. All properties shall be addressed on the road on which the driveway or access road is located. The number shall accurately reflect the location of the residence or principal structure on the property. When no driveway exists, the property shall be numbered along the road on which it has the most frontage.

9. Duplexes located on a single tax parcel may be numbered in one of three ways: by individual numbers, by unit number, or by unit locations. For emergency response purposes, unit locations or individual numbers are preferred. Where individual tax parcels exist, each unit shall have its own unique number with no suffix or unit identification.

- a. Side by side duplexes will be individually numbered.
- b. Duplexes that are not side by side may be numbered according to the property address, followed by Unit and a suffix indicating the location of the unit; suffixes may be U/L (upper/lower) or F/R (front/rear)
- c. Duplexes may be numbered according to the property address, followed by Unit 1 for the first dwelling unit and Unit 2 for the second if they share a common parcel (two units on one tax map parcel). For example 4829 ROUTE 77 UNIT 2. Duplexes may also utilize a letter as long as they are within sequential order, For example 4829A Route 77.
- d. No decimals or fractions will be allowed in a house number as Wyoming County's 911 CAD program does not support that type of numbering.

10. Townhouses, where each row house is individually owned, shall have unique numbers with no suffix letter.

11. Apartments shall be addressed in two ways, depending upon the number of dwelling units on the parcel.

- a. Single building apartment houses with less than nine units shall be given a number on the nearest public road and a designation of the apartment number as applicable, for example: 4783 MAPLE RD APT 1.
- b. Apartment complexes containing more than one building or more than nine units shall receive an official complex name, which shall be used along with the public street address (the real property tax roll address for the parcel shall state the actual street address number and street name). Individual apartments shall be consecutively numbered within the complex, for example: 40 CAMELOT SQUARE

located at 4230 Sumner Ave.

12. Owners of Private Roads serving two (2) or more parcels or individually numbered buildings (commercial, industrial, or residential) are encouraged to apply for and be given an official name which shall be used in assigning addresses. The County shall sign all such roads or right of ways at the intersection with a County road or right of way. Property owners shall be responsible to sign all such private roads or right of ways where two or more private roads or right of ways intersect. The County suggests that authority to assign house numbers be assigned to Wyoming County along the private road, and addresses will include the private road name. This is necessary if the Private Road will ever be transferred to the public domain. The Committee shall issue number ranges for each private road during the name application process. All private roads shall be designated with the suffix LN for lane, WY for way, or TR for trail. Numbers shall be assigned with the same convention used for public roads. Private roads or right of ways (driveways) which do not serve two (2) or more individually numbered buildings shall be numbered along the public road, each with unique numbers.

13. Roads in mobile home parks or camp sites shall also be individually named and suffixed by PARK. Numbers within mobile home parks shall begin with one and proceed up.

14. Commercial Plazas, Malls, and professional office parks shall be addressed in two ways, depending upon ownership patterns:

a. If individual lots with individual businesses exist, each business and lot shall be given an individual number along the existing public road consistent with the general municipal addressing system.

b. If multiple businesses exist on a single tax parcel, the complex shall be given a single, official name approved by the Committee. Each business shall then be given an individual number, for example 27 LAKEVIEW PLAZA.

c. The parcel location address on the tax roll shall contain only the official plaza or complex name with no number (i.e., LAKEVIEW PLAZA). In the instance where ownership is mixed (some rental and some privately owned parcels and businesses). The main parcel shall contain only the official plaza or mall name, with other privately owned parcels' tax roll address corresponding to the business address (number and official plaza or complex name).

15. All addresses shall be capitalized, use no punctuation, and conform to the abbreviation standards of the U.S. Postal Service for electronically scanned addresses. Wherever conflicts exist between this policy and statements contained within said Postal publication, statements in this policy shall govern.

Wherever possible, each address (the number and street name) shall contain no more than 25 characters (including spaces).

B. Numbering Requirements

1. Post the assigned number in the following locations:
 - a. on the structure at the main entrance,
 - b. on the mailbox assigned to the structure, if mail is delivered to the structure, (see B.7. below), and
 - c. if the structure is more than fifty (50) feet from the roadway OR not readily visible from the roadway, on a post at the drive entrance (see B.6. below) on the far side of the drive entrance when viewed from the nearest lane of travel. Numbers on the sign must be visible from both directions.
2. If mail is not delivered to the structure, the assigned number shall be posted as described for a non-visible structure.
3. Address numbers/letters applied to structures shall be no less than four (4) inches in height and shall be mounted as close as practicable over or next to the main entrance doorway to the structure.
4. The numbers shall be standard Arabic numerals (i.e., 1234) and any supplemental letters shall be in block English letters (i.e., ABC). They will be of reflectorized material. They must be of a color that contrasts with the color of the structure; however, it is strongly recommended that they be white reflectorized numbers/letters on a reflectorized blue background.
5. Address numbers shall be placed on the structure's mailbox or mailbox post. These shall be no less than four (4) inches in height and shall be white reflectorized numbers/letters on a contrasting background. If the mailbox is not located at the structure or its driveway, include the roadway name on the mailbox.
6. Address numbers placed on posts shall be no less than four (4) inches in height. The post shall be metal or wooden. The post top shall be five (5) feet above grade and the post shall be installed on the far side of the drive as it is approached from the direction of travel on that side of the roadway. The post shall be three (3) feet from the edge of the brim of the road to insure it is not struck by snowplows or buried in deposits of snow during the winter. If posting would normally be in an area where snow drifts exceed the height of the posted address consideration should be given to moving it across the road. Care should be taken to ensure that the address posting clearly indicates which structure it represents.

7. All numbers/letters should be placed either vertically from the top down or horizontally from left to right (preferred method) and be visible from both directions of travel.
8. In the case of a business address, information may be incorporated with advertising signs.
9. Apartment/suite numbers should be posted on the entrance to each particular apartment/suite as outlined in B.4. and B.5. above.
10. Certificates of Occupancy will not be issued by Fire & Building Codes until the address assignment is correct and displayed in accordance with the building codes and this policy.

C. ROW Naming Policies

1. Outside of incorporated Villages, State and Federal Highway Designations shall be used, for example: Route 77 (means New York State Route 77, not Alleghany Road or any other alias name).
2. In the case of a combination Route (two State highways sharing the same road bed). Both numbers will be used. For example, New York State Route 78 and New York State Route 98 shares the same road bed for several miles in the Town of Java. This road shall be known as Route 78 & 98.
3. County roads shall be known by their official County name as designated by the County Highway Department, for example: Telegraph Rd. not CR 46 or Route 46.
4. The word “Extension” may not be used as a road or street name. Any extended portion of a road shall receive the name of the original road.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #85

RESOLUTION NO. 23-634 (November 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

**CORRECTION OF ERRORS IN THE TOWN OF SHELDON
APPROVED**

November 14, 2023

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:

2021-2023 TOWN/COUNTY TAX BILL

Original Bills: \$125,679.35
Corrected Bills: \$4,534.75
Credit: \$121,144.60
Tax Map Parcel: 646.-9999-822.400/2002 ~ Town of Sheldon

Owner: Mesa Energy Holdings Inc
Standard Gas Co. of NY, Inc.

Reason: Incorrect AV due to assessment of transmission line that did not exist

Authority: *RPTL §550.3(b) an incorrect entry on the taxable portion of the assessment roll, or the tax roll, or both, of the assessed valuation of an improvement to real property which was not in existence or which was present on a different parcel;*

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:** #86

**RESOLUTION NO. 23-635
(November 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

CORRECTION OF ERRORS IN THE TOWN OF JAVA 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:

2021 - 2022 TOWN/COUNTY TAX BILL

Original Bill:	\$ 9,418.86
Corrected Bill:	\$735.09
Credit:	\$ 8,683.77
Tax Map Parcel:	636.-9999-822.400/2002 ~ Town of Java
Owner:	Mesa Energy Holdings Inc Standard Gas Co. of NY, Inc.
Reason:	Incorrect AV due to assessment of transmission line that did not exist
Authority:	<i>RPTL §550.3(b) an incorrect entry on the taxable portion of the assessment roll, or the tax roll, or both, of the assessed valuation of an improvement to real property which was not in existence or which was present on a different parcel;</i>

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:**
#87

RESOLUTION NO. 23-636 (November 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

CORRECTION OF ERRORS IN THE TOWN OF JAVA 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

November 14, 2023

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:

2021 - 2022 TOWN/COUNTY TAX BILL

Original Bill: \$ 30,805.14
Corrected Bill: \$ 2,392.93
Credit: \$ 28,412.21
Tax Map Parcel: 636.-9999-822.400/2008 ~ Town of Java
Owner: Mesa Energy Holdings Inc
Standard Gas Co. of NY, Inc.
Reason: Incorrect AV due to assessment of transmission line that did not exist
Authority: *RPTL §550.3(b) an incorrect entry on the taxable portion of the assessment roll, or the tax roll, or both, of the assessed valuation of an improvement to real property which was not in existence or which was present on a different parcel;*

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:** #88

**RESOLUTION NO. 23-637
(November 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**SET PUBLIC HEARING ~ INTRODUCTORY LOCAL LAW NO. H
YEAR 2023**

WHEREAS, There has been duly presented and introduced at a meeting of this Board of Supervisors of Wyoming County on this 14th day of November, 2023, a proposed local law entitled, “Local Law Introductory No. H, Year 2023, A Local Law Entitled “**ENACTING A PROPERTY TAX EXEMPTION FOR VOLUNTEER FIREFIGHTERS AND AMBULANCE WORKERS PURSUANT TO SECTION 466-A OF THE REAL PROPERTY TAX LAW**” 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 *12th day of December, 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. H - YEAR 2023

A Local Law Entitled “Enacting a Property Tax Exemption for Volunteer Firefighters and Ambulance Workers Pursuant to Section 466-A of the Real Property Tax Law”

Be it enacted by the Board of Supervisors for the County of Wyoming as follows:

SECTION 1. TITLE.

This Local Law shall be entitled “Enacting a Property Tax Exemption for Volunteer Firefighters and Ambulance Workers Pursuant to Section 466-a of the Real Property Tax Law.”

SECTION 2. GRANT OF EXEMPTION.

An exemption of ten percent (10%) of assessed value of property owned by an enrolled member as set forth below, or such enrolled member and their spouse, is hereby granted from taxation with respect to the real property taxes of the County of Wyoming as long as eligibility requirements are met.

SECTION 3. ELIGIBILITY REQUIREMENTS.

Such exemption shall be granted to an enrolled member of an incorporated volunteer fire company, fire department, or incorporated voluntary ambulance service provided that:

- a. The property is owned by the volunteer firefighter or volunteer ambulance worker;
- b. The property is the primary residence of the volunteer firefighter or volunteer ambulance worker;
- c. The property is used exclusively for residential purposes;
- d. The volunteer firefighter or volunteer ambulance worker resides in the County of Wyoming and the County of Wyoming is served by such incorporated volunteer fire

November 14, 2023

company or fire department or incorporated voluntary ambulance service;

e. The volunteer firefighter or volunteer ambulance worker is certified by the authority having jurisdiction as an enrolled member of such an incorporated volunteer fire company, fire department, or incorporated voluntary ambulance service; and

f. The volunteer firefighter or volunteer ambulance worker meets the minimum service requirement established by the County of Wyoming, which is hereby established as two (2) years.

SECTION 4. APPLICATION.

A volunteer firefighter or volunteer ambulance worker must annually, on or before the applicable taxable status date, file an application for such property tax exemptions with the assessing unit responsible for preparing the assessment roll for the County of Wyoming, on a form as prescribed by the New York State Commissioner of Taxation and Finance. The County of Wyoming must maintain written guidelines, available upon request, as to the requirements of an enrolled volunteer member relating to this exemption.

SECTION 5. CERTIFICATION.

The Fire Chiefs within the County of Wyoming must annually file with the Town Assessor, prior to the applicable taxable status date, a list of the active volunteer members who are certified to meet the minimum service requirement. Such list must provide, as of the applicable taxable status date, the number of years of service served by each such enrolled member and such enrolled member's address of residence.

SECTION 6. NO DIMINUTION OF BENEFITS.

An applicant who is receiving any benefit pursuant to Article 4 of the Real Property Tax Law as of the effective date of this Article shall not have any of those benefits diminished because of this Article.

SECTION 7. GRANT OF LIFETIME EXEMPTION.

Any eligible enrolled member who accrues more than twenty (20) years of active volunteer service (as certified by the authority having jurisdiction) shall be granted the ten percent (10%) exemption as authorized by this Article for the remainder of his or her life as long as his or her primary residence is located within the County of Wyoming.

SECTION 8. UN-REARRIED SPOUSE OF ENROLLED MEMBER KILLED IN THE LINE OF DUTY.

The un-remarried surviving spouse of a deceased enrolled member killed in the line of duty, as certified by the authority having jurisdiction, is qualified to continue to receive an exemption, as long as the deceased volunteer had been an enrolled member for at least five (5) years and had been receiving the exemption at the time of his or her death.

SECTION 9. UN-REARRIED SPOUSE OF DECEASED ENROLLED MEMBER.

The un-remarried surviving spouse of a deceased enrolled member, as certified by the authority having jurisdiction, is qualified to continue to receive an exemption, as long as the deceased volunteer had been an enrolled member for at least twenty (20) years and the deceased volunteer and un-remarried spouse had been receiving the exemption at the time of his or her death.

SECTION 10. SEPARABILITY

If any clause, sentence, paragraph, section or part of this Local Law is declared by a Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to said clause, sentence, paragraph, section or part of this Local Law.

SECTION 11. EFFECTIVE DATE

This Local Law shall take effect immediately upon filing in the office of the Secretary of State in accordance with Municipal Home Rule Law Section 27.

DATED at Warsaw, New York
November 14, 2023 (Introduced)
Cheryl J. Ketchum, ^{CMC}
Clerk to the Board

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #89

**RESOLUTION NO. 23-638
(November 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

2024 EQUALIZATION TABLE PRESENTED AND TABLED

BE IT RESOLVED, That the 2024 Equalization Table is hereby presented; and be it

November 14, 2023

FURTHER RESOLVED, That its adoption be tabled for at least one (1) day.

2024 EQUALIZATION TABLE

Advisory Equaliz Rates	TOWN	Taxable Assessed Value with Partial Exemptions Added	Full Value At State Rates	% of Co. Tax to be paid by Each Town	Taxable Assessed Value
60.00%	ARCADE	310,930,841	345,479,712	0.107955568	310,925,661
85.00%	ATTICA	224,433,462	264,039,367	0.082507312	224,421,862
94.00%	BENNINGTON	380,230,544	404,500,578	0.126398787	380,221,715
98.00%	CASTLE	348,418,149	355,528,723	0.111096007	348,389,099
97.00%	COVINGTON	94,089,180	96,966,155	0.030310403	94,088,680
90.00%	EAGLE	85,247,849	94,719,832	0.020668158	85,247,849
89.00%	GAINESVILLE	119,981,470	134,810,640	0.042125778	119,981,470
86.00%	GENESEE FALLS	34,867,053	40,543,085	0.012966948	34,865,253
93.00%	JAVA	194,225,759	206,844,901	0.065260065	194,224,259
88.00%	MIDDLEBURY	119,107,321	135,340,228	0.042294076	119,089,921
78.00%	ORANGEVILLE	111,437,039	142,867,969	0.044643550	111,437,039
85.00%	PERRY	233,830,574	275,094,793	0.085961924	233,817,174
100.00%	PIKE	79,154,753	79,154,753	0.024734364	79,154,753
87.00%	SHELDON	183,777,389	211,238,378	0.066806001	183,772,389
97.00%	WARSAW	313,811,300	323,516,804	0.101092588	313,809,800
100.00%	WETHERSFIELD	87,508,575	87,508,575	0.027344151	87,503,475
	TOTALS	2,921,049,257	3,200,193,525	1.000000000	2,920,960,728

FINANCE COMMITTEE

18-Oct-23

Bryan Kehl
Daniel Leuser
Brian Becker
Jerry Davis

Ellen Grant
James Brink
Sandra King
Susan May

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #90

**RESOLUTION NO. 23-639
(November 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**DATE OF PUBLIC HEARING FOR THE CONSIDERATION OF THE
2024 TENTATIVE COUNTY BUDGET SET**

BE IT RESOLVED, That a Public Hearing upon the Tentative Budget of the County for the fiscal year and calendar year 2024 will be held in the Supervisors' Chambers at the Wyoming County Government Center, 143 North Main Street, in the Village of Warsaw, NY 14569, on **Tuesday, November 28, 2023 at 12:30 PM** and that copies of that tentative County Budget will be available at the Public Hearing and **after 4:00 P.M. on November 14, 2023**, in accordance with Section 354(2) of the County Law of this State, at the Office of the Clerk of the Board of Supervisors; and be it

Regular Session

FURTHER RESOLVED, That the Clerk of this Board is hereby directed to publish a notice of said public hearing in the official newspapers published in the County of Wyoming, in accordance with the provisions of Section 359 of the County Law of this State; and be it

FURTHER RESOLVED, That, with the approval of the Finance Committee, the Rules of Procedure shall be suspended for that day only, to allow resolutions to be accepted until 10:00 A.M. on November 28, 2023.

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:**
#91

RESOLUTION NO. 23-640
(November 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

SET PUBLIC HEARING ~ INTRODUCTORY LOCAL LAW NO. F
YEAR 2023

WHEREAS, There has been duly presented and introduced at a meeting of this Board of Supervisors of Wyoming County on this 14th day of November, 2023, a proposed local law entitled, “Local Law Introductory No. F, Year 2023, A Local Law Entitled “**A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW 3-C FOR FISCAL YEAR 2024**” 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 *28th day of November, 2023, at 12:30 PM in the Supervisors’ Chambers, 2nd Floor of the Wyoming County Government Center, 143 North Main Street, Warsaw, New York.*

INTRODUCTORY LOCAL LAW NO. F - YEAR 2023

*A Local Law to Override the Tax Levy Limit Established in General
Municipal Law 3-C for Fiscal Year 2024*

Section 1. Legislative Intent

November 14, 2023

Due to the continued financial obligations compelled by the State of New York upon the County of Wyoming in the form of mandated governmental services that are not fully funded by the State, the County, in addition to providing said services, also must provide other important services to our citizens.

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the County of Wyoming pursuant to General Municipal Law §3-c, and to allow the County of Wyoming to adopt a budget for the fiscal year 2024 that requires a real property tax levy in excess of the “tax levy limit” as defined, and to allow the County of Wyoming to adopt a budget for the fiscal year 2024 that requires a real property tax levy in excess of the “tax levy limit” contained in General Municipal Law §3-c.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes the county legislature to override the tax levy limit by the adoption of a local law approved by vote of sixty percent (60%) of the county legislature.

Section 3. Tax Levy Limit Override

The Wyoming County Board of Supervisors, is hereby authorized to adopt a budget for the fiscal year 2024 that requires a real property tax levy in excess of the amount otherwise proscribed in General Municipal Law, §3-c.

Section 4. Severability

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its separation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective Date

This local law shall take effect immediately upon filing with the Secretary of State.

DATED at Warsaw, New York
November 14, 2023 (Introduced)
Cheryl J. Ketchum, ^{CMC}
Clerk to the Board

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

Regular Session

**RESOLUTION NO. 23-641
(November 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

2024 RECYCLING FEES LEVIED

BE IT RESOLVED, That the Clerk of this Board is hereby authorized and directed to levy fees on behalf of Towns and the County for the year 2024 as indicated in the amount of **\$3,164,234.32** (*three million one hundred sixty four thousand two hundred thirty four dollars and thirty two cents*) as indicated on the January Town and County tax bill and any other outstanding fees for services rendered:

Municipality	Recycle	Unit	Cost per Unit	Total
Bennington	Seasonal Garbage	29	\$ 150.23	\$ 4,356.67
	Year-Round Garbage	1,376	\$ 300.45	\$ 413,419.20
Castile	Seasonal Garbage	222	\$ 150.23	\$ 33,351.06
	Year-Round Garbage	1,228	\$ 300.45	\$ 368,952.60
Covington	Seasonal Garbage	0	\$ 150.23	\$ -
	Year-Round Garbage	441	\$ 300.45	\$ 132,498.45
Gainesville	Seasonal Garbage	18	\$ 150.23	\$ 2,704.14
	Year-Round Garbage	816	\$ 300.45	\$ 245,167.20
Genesee Falls	Seasonal Garbage	12	\$ 150.23	\$ 1,802.76
	Year-Round Garbage	190	\$ 300.45	\$ 57,085.50
Middlebury	Seasonal Garbage	8	\$ 150.23	\$ 1,201.84
	Year-Round Garbage	599	\$ 300.45	\$ 179,969.55
Orangeville	Seasonal Garbage	39	\$ 150.23	\$ 5,858.97
	Year-Round Garbage	501	\$ 300.45	\$ 150,525.45
Perry	Seasonal Garbage	13	\$ 150.23	\$ 1,952.99
	Year-Round Garbage	1,831	\$ 300.45	\$ 550,123.95
Pike	Seasonal Garbage	22	\$ 150.23	\$ 3,305.06
	Year-Round Garbage	415	\$ 300.45	\$ 124,686.75
Sheldon	Seasonal Garbage	11	\$ 150.23	\$ 1,652.53
	Year-Round Garbage	908	\$ 300.45	\$ 272,808.60
Warsaw	Seasonal Garbage	14	\$ 150.23	\$ 2,103.22
	Year-Round Garbage	1,874	\$ 300.45	\$ 563,043.30
Wethersfield	Seasonal Garbage	50	\$ 150.23	\$ 7,511.50
	Year-Round Garbage	337	\$ 300.45	\$ 101,251.65
	Town Subsidy			\$ (63,000.00)
				\$ 3,164,234.32 levy to the towns

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #93

**RESOLUTION NO. 23-642
(November 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**JANIS COOK REAPPOINTED COUNTY AUDITOR
November 14, 2023**

BE IT RESOLVED, That *Janis Cook*, 3459 Truesdell Road, Warsaw, NY 14569 is hereby reappointed County Auditor for a one (1) year term; effective January 1, 2024 through December 31, 2024.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #94

**RESOLUTION NO. 23-643
(November 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

SEMI-ANNUAL MORTGAGE TAX REPORT

Mr. Kehl, Chairman of the Finance Committee, presented the **SEMI-ANNUAL MORTGAGE TAX REPORT** for the period of April 1, 2023 through September 30, 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, NY

In accordance with Section 261 of the Tax Law, you are hereby authorized and directed to distribute Mortgage Tax Receipts amounting to **\$212,351.35** 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	\$18,271.72	\$3,633.45	\$14,638.27
Attica	\$20,187.61	\$3,800.90	\$16,386.71
Bennington	\$32,149.68		\$32,149.68
Castile	\$17,156.77	\$1,010.96	\$15,264.09
Perry Village		\$881.72	
Covington	\$4,809.34		\$4,809.34
Eagle	\$4,567.51		\$4,567.51
Gainesville	\$5,610.24	\$180.79	\$4,835.49
Silver Springs Village		\$593.96	
Genesee Falls	\$2,957.28		\$2,957.28
Java	\$10,671.44		\$10,671.44
Middlebury	\$2,404.27	\$205.46	\$2,198.81
Orangeville	\$10,368.33		\$10,368.33
Perry	\$20,942.20	\$4,230.51	\$16,711.69
Pike	\$3,411.43		\$3,411.43
Sheldon	\$6,898.35		\$6,898.35
Warsaw	\$46,506.88	\$13,391.08	\$33,115.80
Wethersfield	\$5,438.30		\$5,438.30
Total:		\$27,928.83	\$184,422.52
Grand Totals:		\$212,351.35	

Let This Be Your Warrant for Such Payment: **\$212,351.35, IN WITNESS WHEREOF**, I have hereunto set my hand and seal of the Board of Supervisors this 14th day of November 2023.

s/Cheryl J. Ketchum,
Clerk to the Board

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

#95

RESOLUTION NO. 23-644
(November 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND ACCEPTANCE AWARD WITH THE NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION ON BEHALF OF THE BOARD OF SUPERVISORS

November 14, 2023

BE IT RESOLVED, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized to sign a grant acceptance award with the *New York State Office of Parks, Recreation and Historic Preservation*, 625 Broadway, Albany, NY 12207 on behalf the Board of Supervisors. Said grant funding is for the 2023/2024 New York State Snowmobile Grant-In-Aid Program in a minimum amount of one hundred seventy-one thousand two hundred four dollars (\$171,204.00); effective April 1, 2023 through March 31, 2024. (*Munis #1009*)

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #96

**RESOLUTION NO. 23-645
(November 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH THE
WYOMING COUNTY SNOWMOBILE FEDERATION ON BEHALF OF
THE
BOARD OF SUPERVISORS**

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with the *Wyoming County Snowmobile Federation*, 6083 Route 362, Bliss, NY 14024 on behalf of the Board of Supervisors. Said contract is for the 2023/2024 New York State Snowmobile Grant-In-Aid Program funding in an amount not to exceed one hundred seventy-one thousand two hundred four dollars (\$171,204.00); effective April 1, 2023 through March 31, 2024. (*Munis #886*)

Contingent upon the availability of funds.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #97

**RESOLUTION NO. 23-646
(November 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

SALARY SCHEDULES “S”, “D”, “I”, AND “F & G” APPROVED

BE IT RESOLVED, That the Wyoming County Salary Plan which became effective January 1, 1967, as amended, are hereby amended as follows:

- **Salary Schedule “S”**, as linked hereto, shall reflect the following increases:
 - Commencing January 1, 2024, eligible employees in the job titles covered thereby shall be paid the basic salary in accordance with these wage and salary schedules.
- **Salary Schedule “D”**, as linked hereto, shall reflect the following increases:
 - Commencing January 1, 2024, eligible employees in the job titles covered thereby shall be paid the basic salary in accordance with these wage and salary schedules.
- **Salary Schedule “I”**, as linked hereto, shall reflect the following increases:
 - Commencing January 1, 2024, eligible employees in the job titles covered thereby shall be paid the basic salary in accordance with these wage and salary schedules.
- **Salary Schedule “F & G”**, as linked hereto, shall reflect the following increases:
 - Commencing January 1, 2024, eligible employees in the job titles covered thereby shall be paid the basic salary in accordance with these wage and salary schedules.

And be it

FURTHER RESOLVED, That the salary of any position vacated shall be open for review by the appropriate committee.

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:**
#98

RESOLUTION NO. 23-647
(November 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

SET PUBLIC HEARING ~ INTRODUCTORY LOCAL LAW NO. G
YEAR 2023

November 14, 2023

WHEREAS, There has been duly presented and introduced at a meeting of this Board of Supervisors of Wyoming County on this 14th day of November, 2023, a proposed local law entitled, “Local Law Introductory No. H, Year 2023, A Local Law Entitled “**PROVIDING SALARIES FOR CERTAIN COUNTY OFFICERS FOR THE YEAR 2024**” 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 **12th day of December, 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. G - YEAR 2023

A Local Law entitled “*Providing Salaries for Certain County Officers for the year 2024*”

BE IT ENACTED by the Board of Supervisors of the County of Wyoming as follows:

- Section 1. Effective as hereafter provided, the annual salary for the **County Clerk** shall be increased by **\$2,640.00** for a new annual salary of **\$90,640.00**.
- Section 2. Effective as hereafter provided, the annual salary for the **County Treasurer** shall be increased by **\$2,762.00** for a new annual salary of **\$94,812.00**.
- Section 3. Effective as hereafter provided, the annual salary for the **County Sheriff** shall be increased by **\$5,780.00** for a new annual salary of **\$121,382.00**.
- Section 4. Effective as hereafter provided, the hourly wage for the **Commissioner of Elections (R)** shall be increased by **\$.50 per hour** for an annual salary equivalent of **\$17,771.00**.
- Section 5. Effective as hereafter provided, the hourly wage for the **Commissioner of Elections (D)** shall be increased by **\$.50 per hour** for an annual salary equivalent of **\$17,771.00**.
- Section 6. Effective as hereafter provided, the annual salary for the **County**

Attorney shall be increased by **\$1,993.00** for a new annual salary of **\$68,434.00**.

- Section 7. Effective as hereafter provided, the annual salary for the **Superintendent of County Highways** shall be increased by **\$2,675.00** for a new annual salary of **\$91,850.00**.
- Section 8. Effective as hereafter provided, the annual salary for the **Public Defender, PT** shall be increased by **\$2,431.00** for a new annual salary of **\$83,462.00**.
- Section 9. Effective as hereafter provided, the annual salary for the **Commissioner of Public Health** shall be increased by **\$2,946.00** for a new annual salary of **\$101,148.00**.
- Section 10. Effective as hereafter provided, the annual salary for the **Director of Real Property Tax Services** shall be increased by **\$2,050.00** for a new annual salary of **\$84,050.00**.
- Section 11. Effective as hereafter provided, the annual salary for the **Commissioner of Social Services** shall be increased by **\$2,399.00** for a new annual salary of **\$82,367.00**.
- Section 12. Effective as hereafter provided, the annual salary for the **Director of Veteran Services** shall be increased by **\$1,625.00** for a new annual salary of **\$55,776.00**.
- Section 13. All salaries set forth in Sections 1 through 12 above shall be for the year 2024; effective as of January 01, 2024.
- Section 14. This Local Law shall take effect forty-five (45) days from the date of adoption by the Board of Supervisors unless a petition is filed in accordance with Municipal Home Rule Law Section 24.
- Section 15. This Local Law is subject to permissive referendum.

DATED at Warsaw, New York
November 14, 2023 (Introduced)
Cheryl J. Ketchum, ^{CMC}
Clerk to the Board

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #99

November 14, 2023

RESOLUTION NO. 23-648
(November 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

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 Counsel)

Provide annual stipends plus corresponding fringe as follows:

- Said amounts are annual; effective April 1, 2023 - March 31, 2026. Funds are provided through NYS Indigent Legal Services HH Grant (April 1, 2023-March 31, 2026). Said amounts to be paid biweekly and retroactive from 04/01/2023.
 - **April 1, 2023 - March 31, 2024**
 - *County Attorney* (position code 001.503) - \$25,000.00.
 - **April 1, 2024 - March 31, 2025**
 - *County Attorney* (position code 001.503) - \$27,000.00.
 - **April 1, 2025 - March 31, 2026**
 - *County Attorney* (position code 001.503) - \$30,000.00.
- Said amounts are annual; effective April 1, 2023 - March 31, 2026. Funds are provided through NYS Indigent Legal Services HH Grant (April 1, 2023-March 31, 2026). Said amounts to be paid biweekly and retroactive from 04/01/2023.
 - **April 1, 2023 - March 31, 2024**
 - *Secretary to the County Attorney* (position code 007.503) - \$10,000.00.
 - **April 1, 2024 - March 31, 2025**
 - *Secretary to the County Attorney* (position code 007.503) - \$11,000.00.
 - **April 1, 2025 - March 31, 2026**
 - *Secretary to the County Attorney* (position code 007.503) - \$12,000.00.
- Said amounts are annual; effective April 1, 2023 - March 31, 2026. Funds are provided through NYS Indigent Legal Services HH Grant (April 1, 2023-March 31, 2026). Said amounts to be paid biweekly and retroactive from 04/01/2023.
 - **April 1, 2023 - March 31, 2024**
 - *Secretary, PT* (position code 015.215) - \$23,000.00
 - New hourly rate: \$27.99 increased to \$29.26/hour – not

- to exceed \$23,000/year
- **April 1, 2024 - March 31, 2025**
 - **Secretary, PT** (position code 015.215) - \$24,000.00
 - New hourly rate: \$29.26 increased to \$30.53/hour – not to exceed \$24,000/year
- **April 1, 2025 - March 31, 2026**
 - **Secretary, PT** (position code 015.215) - \$25,000.00
 - New hourly rate: \$30.53 increased to \$31.80/hour – not to exceed \$25,000/year

Public Defender

Under Indigent Legal Service/Council at First Appearance, effective April 01, 2023:

- Remove stipend of \$7,670.00 for Assistant Public Defender (5th) (position code 010.503).

All else remains the same.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #100

**RESOLUTION NO. 23-649
(November 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

SALARY SCHEDULE “S” HANDBOOK AMENDMENT APPROVED

BE IT RESOLVED, That the Salary Schedule “S” Handbook is hereby amended to remove the following section:

On Call Pay

Sheriff’s Department 911 Coordinator Support Staff

scheduled on call shall receive a \$100.00 pay allowance per day between Friday at 5:00 P.M. through Monday at 7:00 A.M., and on Holidays.

Sheriff’s Department 911 Coordinator Support Staff scheduled on call shall receive a \$50.00 pay allowance per shift each weekday shift beginning at 5:00 P.M. Monday through 7:00 A.M. Friday.

(Updated 05/14/19 Res. #19-247)

Effective January 01, 2024.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #101

November 14, 2023

**RESOLUTION NO. 23-650
(November 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 22-707 AMENDED

WHEREAS, Resolution Number 22-707 entitled, “**SALARY SCHEDULES “C” “P”, “D”, “S”, AND “G” AMENDED,**” passed by this Board of Supervisors on December 13, 2022 and provides for various salary schedule amendments; now therefore

BE IT RESOLVED, That *Resolution Number 22-707*, is hereby amended to reflect the following under Office for the Aging:

- Set the salary for the position of *Alzheimer Caregiver Coordinator, FT* at \$24.14 per hour not to exceed \$43,935.00 for 2023 to reflect the 2.5% COLA.

All else remains the same.

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:** #102

**RESOLUTION NO. 23-651
(November 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

SALARY SCHEDULE “S” AMENDED

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

Youth Bureau:

Provide a stipend to the following position:

Fiscal Officer I (Position Code 008.282) \$1,800.00

- Said amounts are to be paid bi-weekly from Oct 1, 2023 through September 30, 2024. Funds provided through OCFS Youth Sports Funding.

Health Department

- Set the salary of ***Director of Environmental Health (position 107.422)*** in

the Health Department to be eligible for an increase of \$1,000.00 due to permanent appointment and meeting performance benchmarks, effective 10/16/23.

- Omit one (1) position of **Public Health Program Coordinator** (position code 140.609).

Sheriff

- Set the hourly wage for one (1) position of **Administrative Assistant (Sheriff)** (Position Code 110.549) at \$21.03 per hour, effective January 1, 2024.

District Attorney

- Set the salary range for **Assistant District Attorney 3rd** (position code 031.503) at \$80,000 - \$100,000 for salary negotiations. Effective date: November 8, 2023. This salary amount is currently offset and budgeted by the Discovery grant funding.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:

#103

RESOLUTION NO. 23-652 (November 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 23-388 AMENDED

WHEREAS, Resolution Number 23-388 entitled, “**SALARY SCHEDULES “S”, “D” AND “F&G”, AMENDED,**” passed by this Board of Supervisors on July 11, 2023 and provides for various salary schedule amendments; now therefore

BE IT RESOLVED, That **Resolution Number 23-388**, is hereby amended to reflect the following amendment under Public Health:

- Set the salary for one (1) position of **Public Health Program Coordinator** (position code 142.609) at \$62,937.00 annually; effective July 1, 2023

**Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain:
#104**

November 14, 2023

**RESOLUTION NO. 23-653
(November 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**WYOMING COUNTY AG AND BUSINESS CENTER CAPITAL
IMPROVEMENT PROJECT COMPLETE**

WHEREAS, The Wyoming County Board of Supervisors’ Public Works Committee, Finance Committee and this Board of Supervisors, in consultation with the Buildings and Grounds Department, through discussions during these committee meetings has identified the need to complete various enhancements to the Ag and Business Center building including: HVAC controls, HVAC balancing doors, lock replacement and barn roof repairs located at 36 Center Street, Warsaw, NY; and

WHEREAS, That the Wyoming County Board of Supervisors, on the recommendation of the above mentioned committees, thereby established, by Resolution Number 22-084, the *Wyoming County Ag and Business Center Capital Improvement Project*; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors recognizes and accepts that the *Wyoming County Ag and Business Center Capital Improvement Project* as established by *Resolution Number 22-084* is hereby complete and authorizes the execution of any necessary closeout documents; and be it

FURTHER RESOLVED, that funds are hereby transferred as follows:

CIP			
From: 121620.520401.AG MISC EQUIP To: 129950.599504 TRANSFER TO CIP Reason: To close out Ag and Business Center Capital Improvement Project.	\$116.23	\$116.23	
CIP Total			\$116.23

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #105

**RESOLUTION NO. 23-654
(November 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

POSITION(S) ABOLISHED

Regular Session

BE IT RESOLVED, That the following position is hereby ABOLISHED in the following Wyoming County Department(s):

Jail

- One position of *Correction Officer* (1.0 FTE) (Position Code 011.065); due to the retirement of Terry Flint. *Position Abolish date: September 17, 2023.*

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #106

**RESOLUTION NO. 23-655
(November 14, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 23-543 AMENDED

WHEREAS, Resolution Number 23-543 entitled, “**SALARY SCHEDULES “S”, AND “F&G”, AMENDED,**” passed by this Board of Supervisors on October 10, 2023 and provides for various salary schedule amendments; now therefore

BE IT RESOLVED, That *Resolution Number 23-543*, is hereby amended to reflect the following amendments:

Salary Schedule “G”:

Public Defender

- Legal Service/Council at First Appearance:
 - Set stipend for *Assistant Public Defender (2nd)* (position code 001.503) from \$25,500.00 to \$18,054.00; effective 10/01/2023-12/31/2025.
- Set yearly salary plus corresponding fringe provided through NYS Indigent Legal Services, Statewide Expansion of Hurrell-Harring (HH Grant) (April 1 – March 31, 2024). Said amounts to be paid bi-weekly and retroactive from 04/01/2023:
 - ***Staff Social Worker*** (position code 008.594) - (\$36.26/hr. = \$65,993 annual salary equiv.)
 - ***Data Manager Account Clerk*** (position code 009.595) - (\$28.85/hr. = \$52,507 annual salary equiv.)

All else remains the same.

Carried: XXX Ayes: 197 Noes: Absent: 4 (Wethersfield) Abstain: #107

November 14, 2023

**RESOLUTION NO. 23-656
(November 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(s):

CREATED:

Real Property Tax Services

- Create and fill one (1) position of ***Deputy Director of Real Property Tax Services*** and place on Schedule S with a salary of \$50,000.00. This position will be FLSA exempt. **Effective date: January 1, 2024.**

Animal Control

- Create and fill one (1) position of ***Animal Control Assistant***, (1.00 FTE) and place on Salary Schedule S at \$20.00 per hour; position available date is November 15, 2023.

Emergency Services

- Create and fill two (2) positions of ***Paramedic*** (1.0 FTE), assignment to CBA or Schedule S to be determined (anticipated hourly range \$28.00 - \$36.00). Position available date: November 15, 2023.
- Create and fill one (1) position of ***Paramedic*** (.4 FTE), assignment to CBA or Schedule S to be determined (anticipated hourly range \$28.00 - \$36.00). Position available date: November 15, 2023.
- Create and fill one (1) position of ***Paramedic*** (per diem) (anticipated hourly range \$28.00 - \$36.00). Position available date: November 15, 2023.
- Create and fill two (2) positions of ***Emergency Medical Technicians*** (1.0 FTE), assignment to CBA or Schedule S to be determined (anticipated hourly range \$22.00 - \$29.00). Position available date: November 15, 2023
- Create and fill three (3) ***Emergency Medical Technicians*** (per diem) (anticipated hourly range \$22.00 - \$29.00). Position available date: November 15, 2023.

District Attorney

- Create and fill one (1) position of ***Assistant District Attorney 4th (Temp.)*** (1.0 FTE) and place on Schedule S with a negotiating salary range of \$80,000 - \$100,000. Effective date: November 15, 2023 – December 31, 2024.

Carried: XXX **Ayes:** 197 **Noes:** **Absent:** 4 (Wethersfield) **Abstain:**

This month's FEATURED veteran/veteran family-owned BUSINESS~

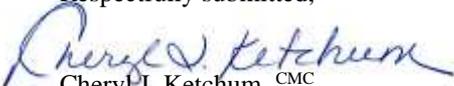
• **Lawrence Automotive Detailing**

By Joshua Lawrence Army and Iraq veteran
118 Liberty Street
Arcade, NY 14009

- A Premier Automotive Detailing Experience in Arcade, NY offering Exterior & Interior Services

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

SPECIAL SESSION
(November 28, 2023)
Tuesday
12:30 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, Supervisor Becker T/Sheldon, and Supervisor Gozelski T/Castile. Also present were County Attorney, Jennifer Wilkinson; Budget Officer, Janis Cook, Clerk to the Board of Supervisors, Cheryl Ketchum and Deputy Clerk to the Board, Gillian Koerner. The board meeting was open to the public.

CALL TO ORDER ~

At 12:32 PM Chairwoman Ryan, T/Warsaw, called the meeting to order.

Pledge of Allegiance to the Flag ~

Deanna Nikiel – Deputy Budget Officer, Navy Veteran

The pledge was said by all.

communications ~

- *None*

OPEN PUBLIC HEARINGS ~ *Supervisor Ryan opened the Public hearings at 12:32 PM*

- *Local Law Introductory No. F Year 2023, entitled “**A Local Law to Override the Tax Levy Limit Established in General Municipal Law 3-C for Fiscal Year 2024**”*
- *Consideration of Wyoming County Tentative Budget for the Year 2024*

BUDGET MESSAGE ~

- *By Budget Officer J. Cook*
Budget Officer Cook explained that she has a proposed amendment to the 2024 Budget which will enable the 2024 Budget to be under the tax cap. The below presentation includes those amendments.

WYOMING COUNTY, NEW YORK 2024 BUDGET

Janis Cook – Budget Officer



2024 BUDGET SUMMARY

	Tentative 2024 Budget	Change
▪ Appropriations:	\$ 191,404,842	+ 9.92 %
▪ Revenue:	\$ 157,926,642	+ 11.48 %
▪ Reserve to Offset:	\$ 5,972,000	+ 5.57 %
▪ Proposed Tax Levy:	\$ 27,506,200	+ 2.60 %
Taxable Valuation:	\$ 2,920,960,728	
Average Property Tax Rate:	\$ 9.45 <i>per thousand</i>	- \$.02
*AMENDED DURING HEARING	\$ 9.44 PER THOUSAND	-\$.03

TAXABLE VALUATION

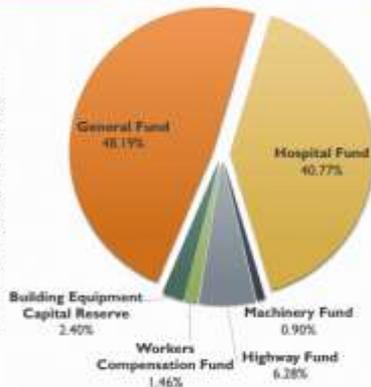
	Adopted 2023	Tentative 2024	Increase / (Decrease)
Taxable Valuation	2,856,337,826	2,920,960,728	64,622,902
Taxable Full Valuation	2,920,531,338	3,200,193,525	279,662,187
Average Property Tax Rate	9.47	9.45	(0.02)

***AMENDED DURING HEARING** **9.44** **(0.03)**

APPROPRIATIONS BREAKDOWN

By FUND

FUND	EXPENDITURE	%
General Fund	\$ 92,245,214	48.19%
Hospital Fund	\$ 78,040,331	40.77%
Machinery Fund	\$ 1,722,556	0.90%
Highway Fund	\$ 12,010,949	6.28%
Workers Compensation Fund	\$ 2,785,792	1.46%
Building Equipment Capital Reserve	\$ 4,600,000	2.40%
Total Budgeted Expenditures	\$ 191,404,842	100.00%



APPROPRIATIONS BREAKDOWN

HOSPITAL FUND

Hospital Fund	Tentative 2023	Tentative 2024	Change Amount Inc / (Decrease)
Total Revenues	74,792,687	78,040,331	3,247,644
.1 Personal Svc	29,987,010	35,303,159	5,316,149
.2 Capital	1,500,000	1,762,536	262,536
.4 Contractual	29,450,833	25,087,443	(4,363,390)
.6 Principal Pmt	1,175,452	1,154,576	(20,876)
.7 Interest Pmt	238,038	284,392	46,354
.8 Fringe	12,441,354	14,448,225	2,006,871
.9 Transfers	0	0	0
Total Expenditures	74,792,687	78,040,331	3,247,644
Fund Balance	0	0	0
Levy	0	0	0



APPROPRIATIONS BREAKDOWN

HIGHWAY & MACHINERY FUND

Highway & Machinery	Tentative 2023	Tentative 2024	Change Amount Inc / (Decrease)
Total Revenues	11,516,748	12,761,505	1,244,757
.1 Personal Svc	1,749,526	1,815,082	65,556
.2 Capital	398,117	387,448	(10,669)
.4 Contractual	9,530,756	10,493,878	963,122
.6 Principal Pmt	0	0	0
.7 Interest Pmt	0	0	0
.8 Fringe	995,119	1,037,097	41,978
.9 Transfers	0	0	0
Total Expenditures	12,673,518	13,733,505	1,059,987
Fund Balance	(1,156,770)	(972,000)	184,770
Levy	0	0	0



GENERAL FUND: EXPENSES BY FUNCTION

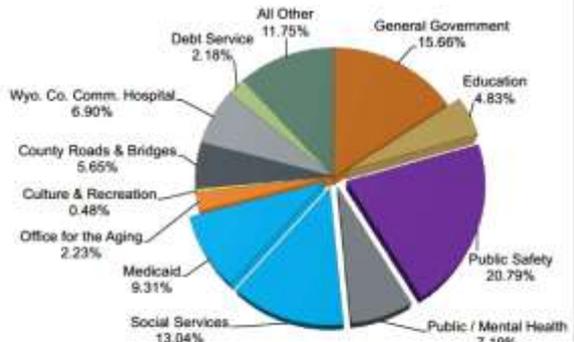
DEPARTMENT FUNCTION	EXPENDITURE	%
General Government	14,449,773	15.66%
Education	4,454,375	4.83%
Public Safety	19,181,142	20.79%
Public / Mental Health	6,631,504	7.19%
Social Services	12,025,456	13.04%
Medicaid	8,584,592	9.31%
Office for the Aging	2,055,191	2.23%
Culture & Recreation	438,451	0.48%
County Roads & Bridges	5,208,125	5.65%
Wyo. Co. Comm. Hospital	6,368,731	6.90%
Debt Service	2,011,419	2.18%
All Other	10,836,455	11.75%
Total Budgeted Expenditures	92,245,214	100.00%

2024 BUDGET - WYOMING COUNTY, MT

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GENERAL FUND: EXPENSES BY FUNCTION CONT.

- General Government
- Education
- Public Safety
- Public / Mental Health
- Social Services
- Medicaid
- Office for the Aging
- Culture & Recreation
- County Roads & Bridges
- Wyo. Co. Comm. Hospital
- Debt Service
- All Other



WYOMING COUNTY, MT

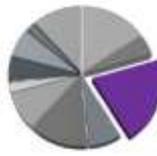
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FUNCTION BREAKDOWN



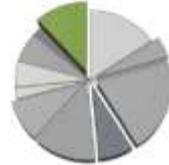
General Governmental

Legislative
Judicial
Finance
County Clerk
Human Resources
Computer Services
Elections
Contingent Fund



Public Safety

Sheriff
Probation
Jail
Dog Control
Ambulance Service
Emergency Services



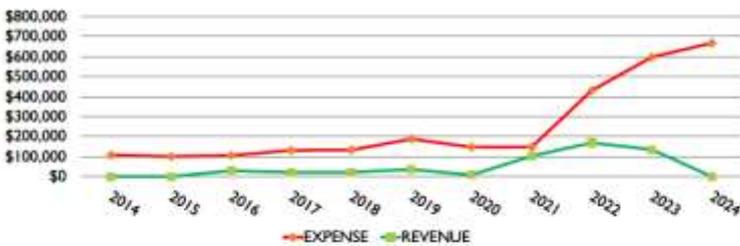
All Other

Economic Development
Veteran Service
Youth Bureau
Planning
Natural Resources
Capital Fund

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INFORMATION TECHNOLOGY (CAPITAL ONLY)

HISTORY & PROJECTION



19

MEDICAID HISTORY

10 YEAR

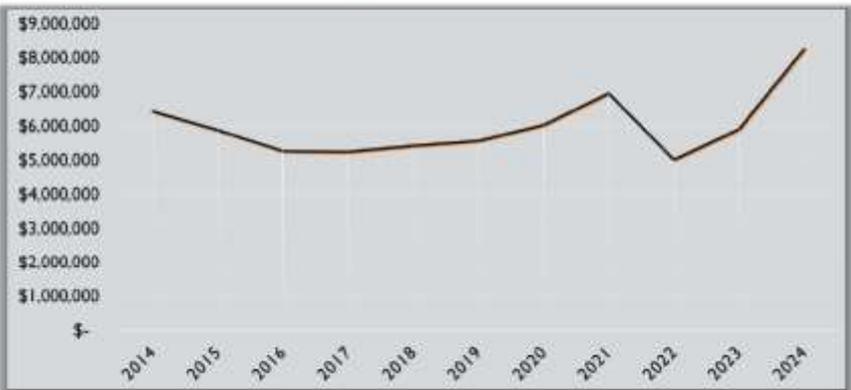
FEDERAL FUNDING



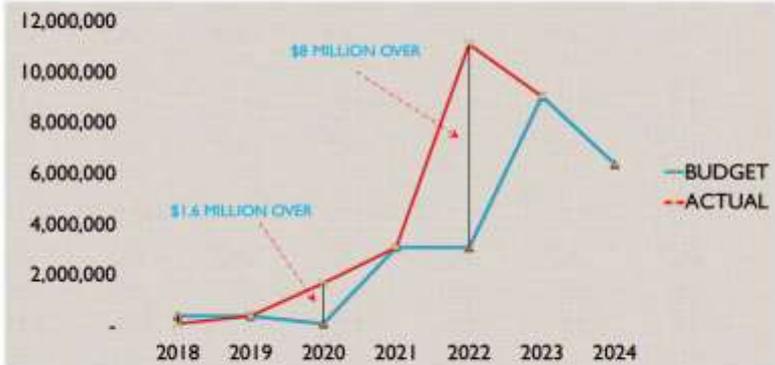
2024 BUDGET - WYOMING COUNTY, PA

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NYS RETIREMENT EXPENSE HISTORY



HOSPITAL SUBSIDY – BUDGET VS ACTUAL



HW BUDGET AND FINANCIAL COUNTY BY

18

5 YEAR PLAN – FUND BALANCE IMPACT



HW BUDGET AND FINANCIAL COUNTY BY

18

FEMA FUNDING
FEDERAL EMERGENCY MANAGEMENT AGENCY

ARPA (SLRF) / LATCF FUNDING
AMERICAN RESCUE PLAN ACT (STATE & LOCAL FISCAL RECOVERY FUNDS)
LOCAL ASSISTANCE & TRIBAL CONSISTENCY FUND

RECEIVED TO DATE:
\$5.163 million

RECEIVED TO DATE:
\$7.842 million

FEMA FUNDING RECEIVED BY YEAR:

PROJECTS FUNDED BY ARPA

	WCCH	County	Details
2022	\$ 647,400	\$ 605,000	Initial COVID expenses
2023	\$ 1,491,354	\$ 0	Testing supplies & lab fees
	\$ 2,419,063	\$ 0	Agency Nursing expenses
TOTAL	\$4,537,817	\$ 605,000	

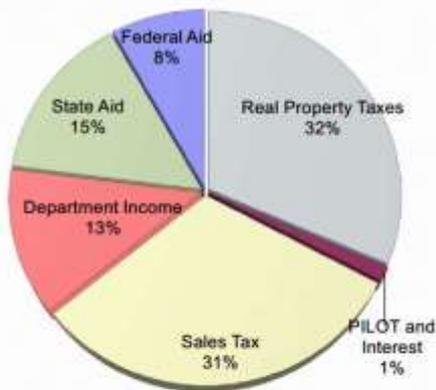
Community College Expenses	IT Equipment/ Software	Financial Software
Generator & Roofing Projects	Jail MAU & Phase I Addition	911 Phone System
GIS / Flyover Pictometry	Sheriff Vehicles & Highway Equipment	Election Equipment & Building Upgrades

GENERAL FUND – REVENUE SUMMARY

General Fund Revenue Source	Adopted 2023 Budget	Tentative 2024 Budget	Increase/ (Decrease)
Real Property Taxes <i>(Taxes Only)</i>	26,810,237	27,456,200*	645,963*
PILOT and Interest	1,071,718	1,114,040	42,322
Sales Tax <i>(Including Interest /911 surcharge /hotel /motel tax /auto use tax)</i>	22,918,500	27,328,949	4,410,449
Department Income <i>(Fees/Local Revs/Permits/Fines/Donations/Sale of Property & Intergovernmental Revenue)</i>	9,288,252	11,243,956	1,955,704
State Aid	11,113,555	12,963,135	1,849,580
Federal Aid	7,547,255	7,088,934	(458,321)
Total General Fund Revenue	78,749,517	87,245,214	8,495,697
Fund Balance	4,500,000	5,050,000*	550,000*
Total to Cover 2024 Expenditures	83,249,517	92,245,214	

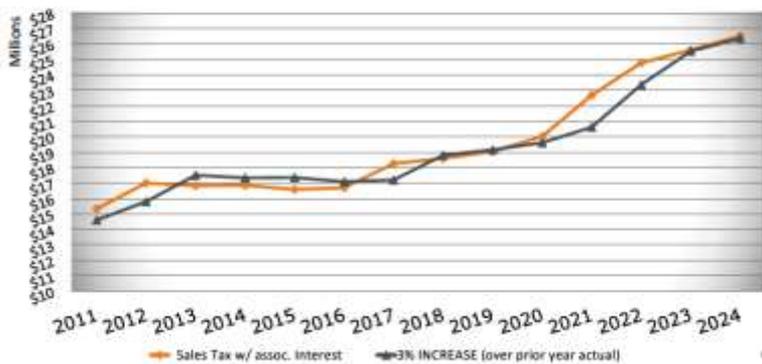
REVENUE BREAKDOWN GENERAL FUND

- Real Property Taxes
(Taxes Only)
- PILOT and Interest
- Sales Tax
(Including Interest /911 surcharge /hotel /motel tax /auto use tax)
- Department Income
(Fees/Local Rev/Permits/Fines/Donations/Sale of Property & Interfund Revenue)
- State Aid
- Federal Aid



SALES TAX HISTORY

13 YEARS



SUMMARY OF 2024 BUDGET BY FUNCTION

FUNCTION	APPROPRIATIONS	STATE & FEDERAL AID	REVENUES	TAX LEVY / SURPLUS	% OF 2023 LEVY/SURPLUS
General Governmental Support	\$ -	\$ 150,000	\$ 27,854,040	\$ (28,004,040)	-83.7%
Administration	\$ 843,145	\$ -	\$ 8,243	\$ 834,902	2.5%
Judicial	\$ 3,244,531	\$ 1,899,925	\$ 155,800	\$ 1,389,706	4.2%
Finance	\$ 1,879,314	\$ -	\$ 896,624	\$ 982,690	2.9%
Staff	\$ 7,344,586	\$ 280,276	\$ 2,457,177	\$ 4,867,685	13.8%
Education	\$ 4,454,375	\$ 1,530,900	\$ -	\$ 2,923,475	8.7%
Public Safety	\$ 19,181,142	\$ 1,521,944	\$ 3,129,271	\$ 14,572,915	43.4%
Health	\$ 6,531,524	\$ 5,193,027	\$ 424,529	\$ 1,014,967	3.0%
Social Services (Less Medicaid)	\$ 13,025,456	\$ 7,945,227	\$ 639,200	\$ 3,441,029	10.3%
Social Services (Medicaid / MHHS)	\$ 8,584,592	\$ -	\$ -	\$ 8,584,592	25.6%
Economic Development	\$ 1,215,564	\$ 274,327	\$ 221,463	\$ 709,774	2.2%
Other / Special Items	\$ 1,411,142	\$ 28,136	\$ 31,897	\$ 1,351,109	4.0%
Economic Assistance (DFA)	\$ 2,055,191	\$ 978,214	\$ 249,350	\$ 827,627	2.5%
Recreation/Culture/Adult Recreation	\$ 670,290	\$ 219,713	\$ 51,635	\$ 398,942	1.2%
General Environment / Natural Resources	\$ 4,479,783	\$ 211,200	\$ 1,587,373	\$ 700,008	2.1%
Employee Benefits	\$ 2,011,419	\$ -	\$ -	\$ 1,982,839	5.9%
Debt Service	\$ 16,212,180	\$ -	\$ -	\$ 16,212,180	48.4%
Interfund Transfers	\$ 17,010,849	\$ 5,915,140	\$ 5,320,859	\$ 775,000	2.3%
Machinery Fund	\$ 1,722,556	\$ -	\$ 1,525,556	\$ 197,000	0.6%
Hospital Funds	\$ 78,040,731	\$ 493,328	\$ 77,547,003	\$ -	0.0%
Compensation / Job Training Funds	\$ 2,785,792	\$ -	\$ 2,785,792	\$ -	0.0%
Capital	\$ 4,600,000	\$ -	\$ 4,650,000	\$ -	0.0%
TOTALS:	\$ 191,404,842	\$ 26,460,537	\$ 131,466,105	\$ 33,478,200	100.0%
FUND SURPLUS			\$ (6,022,000)*		
General:	\$ 5,050,000*				
Machinery:	\$ 197,000				
County Road:	\$ 775,000				
			TAX LEVY: \$ 27,456,200*		

TAX CAP CALCULATION

2023 Tax Levy	+	Special District Levy	=	2023 Total Adjusted Tax Levy
\$ 26,810,237		\$ 3,551,009		\$ 30,361,246
+ Tax Base Growth Factor (.61% per NYS)				\$ 185,204
+ Allowable Levy Growth (2.00% per NYS)				\$ 620,363
+ 2023 PILOTS (est.)				\$ 471,718
- 2024 PILOTS (est.)				(\$ 489,040)
+ Carryover				\$ 0
+ Retirement Exclusion				\$ 53,844
2024 ESTIMATED TOTAL TAX CAP			=	\$ 31,203,335
2024 PROPOSED TAX LEVY				\$ 31,178,419*
UNDER tax cap:				\$ 24,915*

TAX CAP TABLE

General County Levy	Adopted 2023	Tentative 2024	2024 Inc / (Dec)	2024 Percentage Inc / -Dec
Revenue	141,666,061	157,926,642	16,260,581	11.48%
Expenses	174,133,068	191,404,842	17,271,774	9.92%
Reserve to offset	5,656,770	6,022,000*	365,230*	6.46%*
Allow For Uncollectable Taxes	0	0	0	
Total General County Levy	26,810,237	27,456,200*	645,963*	2.41%*
Special District Levy				
Town Balances	9,448	958	-8,490	-89.86%
Board of Elections	28,888	37,605	8,717	30.18%
Recycling	2,982,978	3,163,234	386,419	12.95%
Worker's Comp	529,695	520,422	-9,273	-1.75%
Total Levy All Districts	30,361,246	31,178,419*	817,173*	2.69%*
NYS Tax Levy Limitation Over / (Under) Allowable Cap	29,141,801	31,203,335	842,089	2.77%
	1,219,445	(24,916) *		

2024 BUDGET WYOMING COUNTY, NY

11

THANK YOU

JANIS COOK

jcook@wyomingco.net

2024 BUDGET WYOMING COUNTY, NY

12

November 28, 2023

PUBLIC COMMENT ~ None

Chairwoman Ryan, T/Warsaw invited comments from the Board. Supervisor Leuer, T/Middlebury announced that he would be voting yes on the 2024 Budget as it provides the right amount of investment with the hiring of a County Administrator.

CLOSE PUBLIC HEARINGS ~

Motion to close the Public Hearing was made by Supervisor Grant, T/Bennington. Seconded by Supervisor Kehl, T/Attica. Carried.

Chairwoman Ryan, T/Warsaw explained once again, prior to the roll call vote, that the Local Law to override the tax cap is no longer necessary, Therefore she will be voting no.

***CONSENT ITEMS:**

**60% Majority
Local Law
#1**

**RESOLUTION NO. 23-657
(November 28, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**LOCAL LAW NO. 7 (INTRODUCTORY F, YEAR 2023) ~ YEAR 2023,
“A Local Law to Override the Tax Levy Limit Established in
General Municipal Law 3-C for Fiscal Year 2024” ADOPTED**

WHEREAS, There was duly presented and introduced at a meeting of this Board, held on the 14th day of November, 2023, a proposed local law of the County, designated as Local Law Introductory No. F, for the year 2023, entitled, **“A Local Law to Override the Tax Levy Limit Established in General Municipal Law 3-C for Fiscal Year 2024”**; and

WHEREAS, In accordance with the provisions of Resolution Number 23-640 there was a public hearing held by this Board of Supervisors on this 28th day of November, 2023, at 12:30 PM, after due notices of said hearing having been posted and published according to the law and said resolution; and

WHEREAS, After holding said public hearing, and the said local law having laid on the desks of the members of this Board of Supervisors at least

seven (7) days prior to the final adoption, a majority of this Committee agreed to recommend the enactment and passage of the above- mentioned local law, designated as herein above set forth; now therefore

BE IT ENACTED, That Local Law 7, Year 2023, County of Wyoming, New York, as presented to this Board on the 14th day of November 2023, is hereby adopted, in its original form, as follows:

LOCAL LAW NO. 7 - YEAR 2023

A Local Law to Override the Tax Levy Limit Established in General Municipal Law 3-C for Fiscal Year 2023

Section 1. Legislative Intent

Due to the continued financial obligations compelled by the State of New York upon the County of Wyoming in the form of mandated governmental services that are not fully funded by the State, the County, in addition to providing said services, also must provide other important services to our citizens.

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the County of Wyoming pursuant to General Municipal Law §3-c, and to allow the County of Wyoming to adopt a budget for the fiscal year 2024 that requires a real property tax levy in excess of the “tax levy limit” as defined, and to allow the County of Wyoming to adopt a budget for the fiscal year 2024 that requires a real property tax levy in excess of the “tax levy limit” contained in General Municipal Law §3-c.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes the county legislature to override the tax levy limit by the adoption of a local law approved by vote of sixty percent (60%) of the county legislature.

Section 3. Tax Levy Limit Override

The Wyoming County Board of Supervisors, is hereby authorized to adopt a budget for the fiscal year 2024 that requires a real property tax levy in excess of the amount otherwise proscribed in General Municipal Law, §3-c.

Section 4. Severability

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its separation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or

corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective Date

This local law shall take effect immediately upon filing with the Secretary of State.

DATED at Warsaw, New York
November 14, 2023 (Introduced)
November 28, 2023 (Adopted)
Cheryl J. Ketchum, ^{CMC}
Clerk to the Board

Defeated: XXX	Ayes:	Noes: 169	Absent: 4 (Wethersfield)
	Abstain:		15
(Castile)			<u>13</u>
(Sheldon)			32 Total
			#2

**RESOLUTION NO. 23-658
(November 28, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

TENTATIVE 2024 BUDGET FOR WYOMING COUNTY ADOPTED

BE IT RESOLVED, That the tentative budget for the year 2024, as filed with the Clerk of this Board, is hereby adopted as the county budget for the year 2024, which requires the raising by tax levy in the amount of *twenty-seven million four hundred fifty-six thousand two hundred dollars (\$27,456,200.00)*; and be it

FURTHER RESOLVED, That the said sum of *twenty-seven million four hundred fifty-six thousand two hundred dollars (\$27,456,200.00)* be hereby levied against the taxable property within the County, as equalized by this Board, and the Chairman and/or Clerk of the Board is hereby directed to apportion and spread said sum against the properties within the County, which are subject to taxation; and be it

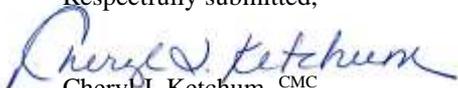
FURTHER RESOLVED, That the several amounts specified in such

budget in the column entitled "ADOPTED", and the totals for the several objects set forth below, be appropriated for such objects; effective January 1, 2024.

Carried: XXX	Ayes: 169	Noes:	Absent: 4 (Wethersfield)
Abstain:			
(Castile)			15
(Sheldon)			<u>13</u>
			32 Total

There being no further business to come before this Board, Senior Supervisor Berwanger, T/Arcade, adjourned the meeting at 1:04 PM with a rap on his desk.

Respectfully submitted,



Cheryl J. Ketchum, ^{CMC}

REGULAR SESSION
(December 12, 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. Also present were County Attorney, Jennifer Wilkinson; Budget Officer, Janis Cook, Clerk to the Board of Supervisors, Cheryl Ketchum and Deputy Clerk to the Board, Gillian Koerner. The board meeting was open to the public.

CALL TO ORDER ~

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

Pledge of Allegiance to the Flag ~

Timothy H. O'Connor / Good friend to the Town of Arcade

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

Army Sergeant Timothy H. O'Connor

Sergeant O'Connor was born in North Tonawanda and grew up in Amherst, graduating from Sweet Home High School in 1961. He was raised on a 300-acre dairy farm with fruit orchards on Skinnerville Road, which was dotted with many farms ranging from 100-300 acres. In the late 1950s all of the family farms on the road were stolen by the state government under the guise of eminent domain; they handed his father a check and ordered them all to move out in 90 days. Today Sergeant O'Connor's childhood farm is broken up to where 200 acres are part of Sweet Home High School and the other 100 are part of UB.

After high school Sergeant O'Connor was hired by General Motors and married his wife, Pat, in 1965. In 1967 he received his love letter from Uncle Sam that the Army needed him. Because he was drafted, G.M. protected his job until he returned home. He shipped out to Fort Benning for boot camp and MOS training as an infantryman. He was sent to Fort Polk, Louisiana for jungle warfare training, training which he attributes to saving his life for what was to come. After going on leave, he was sent to Vietnam for 11 months, 26 days where he was involved in many things as an infantryman in a war zone, including the Tet Offensive.

After this tour he was sent to Fort Knox armor school to be the small arms sergeant in charge of over 5,000 weapons. His wife, Pat, joined him there so they rented a trailer off base, which lasted just one night after being swarmed by over 500 cock roaches seeping in from every nook and cranny. While at Fort Knox, Sergeant O'Connor had a 24-hour duty manning CQ with a Command Sergeant Major, who asked him to sneak into the mess hall to acquire some pies and coffee. Someone ratted on him and while an NCO was threatening him with jail, the Sergeant Major said he told him to do that, needless to say the threat immediately ended. He was honorably discharged after six months at Fort Knox.



For his valor and courageous service to his country, Sergeant O'Connor was awarded the:

- Vietnam Service Medal
- Vietnam Campaign Medal (w/60 Device)
- Valorous Unit Award
- Purple Heart
- Combat Infantryman Badge
- Army Commendation Medal

Upon his discharge, Mr. O'Connor went back to work at General Motors and took some night courses at UB using the GI Bill, which offered a course to returning combat veterans to bring them back down to earth, which Mr. O'Connor said was well worth every second of his time.

Mr. O'Connor retired in 1996 and moved from Wheatfield down to Florida, where they stayed for 16 years. While there, a friend back here saw his mint condition 1956 Chevy pickup being driven around by his daughter, which Mr. O'Connor quickly put a stop to. In 2013 they moved to Machias as he knew the area from his hunting days and he wanted some clean, country living while being much closer to family.

Mr. O'Connor has been married to his wife, Pat, for 58 years and they have a daughter named Kelly and a son named Sean along with two granddaughters.

Mr. O'Connor's hobbies included hunting until recently, shooting pistols at the sporting club he belongs to, as well as, taking that beautiful '56 pickup to car shows. Although he and the Mrs. live in Machias, they do a lot for Arcade. Both Mr. and Mrs. O'Connor are extremely active members of both the Arcade VFW and American Legion auxiliary units. Aside from nearly giving his life for his country he honors all Arcade veterans through his active participation with the

Arcade Honor Guard, rendering honors on Memorial and Veterans' Days as well as being there for all of the funerals and wakes that the Arcade American Legion and VFW are called to. Mr. O'Connor is a very good man that Arcade is lucky to have around.

The pledge was said by all.

Chairwoman Ryan, T/Warsaw invited Town of Arcade Supervisor, A. D. Berwanger to join her in the presentation of the customary certificate of appreciation to Mr. O'Connor and an opportunity to address the Board. At which time, Mr. O'Connor thanked the Board.

This Day in History:

December 13th will mark the 20th anniversary of a major event of the Iraq War, the capture of the Ace of Spades, deposed tyrant Saddam Hussein by members of the 4th Infantry Division and Task Force 121, which consisted of Special Forces groups from the Army, Navy and Air Force.

Upon the invasion of Iraq on March 20th, 2003, one of the top goals was the capture and/or death of Saddam Hussein. Major combat operations were declared to be ended on May 1st and the terrible order was given on May 23rd to disband the Iraqi army, which meant that hundreds of thousands of trained and armed Iraqi soldiers were instantly unemployed. This led to a regression of the overall security situation in the country and an increase of a burgeoning insurgency. This order caught the Joint Chiefs of Staff, Secretary of State, Colin Powell and National Security Advisor, Condoleezza Rice by surprise.

This made it even more imperative that Saddam Hussein be captured or killed in the hopes that his destruction would quell the violence. At first, the search focused on the Baghdad area and not Saddam Hussein's hometown of Tikrit. Army Ranger Staff Sergeant, Eric Maddox was a trained interrogator who deployed to Baghdad in July 2003 and was assigned to the Special Operations task force looking for High Value Targets. After putting the puzzle pieces of intelligence together, he began to think that focusing on Saddam Hussein staying in Baghdad because of his fellow high-ranking Baathist's being around was the wrong approach and instead focus should be on his tribal connections in his hometown.

Maddox was given names of top bodyguards known to be living in the Tikrit area, including Saddam Hussein's former driver, Muhammed Ibrahim, also a leader of the insurgency. After interrogating 40 members of his family, they found him on December 12th at an insurgency command center in Baghdad. Ibrahim claimed he knew where Saddam Hussein was hiding, which ultimately proved to be true as members of the 4th I.D. found him in a spider hole in his

hometown. While a lull in violence did, in fact, occur by the spring of 2004 the insurgency was worse than ever, a fact that remained true even when after he was hung on December 30th, 2006.

The Wyoming County tie-in is Veteran Services Director, Anthony Solina. Director Solina is an Iraq War veteran and was part of the surge to put down the sectarian violence that never abated since a few months after capturing Saddam Hussein. During his tour, Director Solina also served, for a few months, under the command of the 4th Infantry Division, which was previously mentioned. This unit which was a stickler for the rules.

OPENING PRAYER ~

- *Rev. Mack Bixby*

Proclaiming Michael Mohun Day in Wyoming County

- *Chairwoman Ryan presented the Hon. Michael Mohun with a Chairman's Proclamation recognizing his dedication to the Town of Bennington, Wyoming County, New York State and our country. She proclaimed December 12th, 2023 as Michael Mohun Day in Wyoming County.*

Communications ~

- *Letter from David Mongiolo received 12/11/23*

Dear Wyoming County Board of Supervisors,

You and the people in the County along with many others across the state know there's a problem with government. We are always fed the illusion that elections protect our freedoms when obviously they don't.

We are living in a form of justice our founding fathers did not leave in place, for some reason you believe the downstate majority can vote laws taking our rights away, with the only recourse of the Republican minority or Purple is to have a judge decide our rights through litigation and this judge would most likely be one appointed by the majority, Queen Kathy Hochul. To make it worse whenever they adjudicate becomes case law taking ours of our rights away, past dysfunction.

Thomas Jefferson did say, if man expects to be ignorant and free he expects something that never will be. There's a reason why they don't teach law and court procedures in grade school even though law is used in our life's more than we like, especially when it comes to protecting our rights.

What don't we know, are we ignorant?

We make a pledge of allegiance to a Republic but we never taught what it means.

George Washington was not the first president.

State federal senators were chosen locally.

The vice president was the person that received second place in the election.

The New York County grand jury in 1960s fired their own Government attorney and hired their own to remove the Irish mobsters who were clerical in every single position of NY down state government.

We still live under the statutes of New York State Irish mobster Tom Sullivan, he created our first gun control laws to stop the Italian from shooting at the Irish collecting protection fees, a gun law still on the books written by a criminal in protest intentions.

The New York State county's local grand jury associations teaching juries, grand and trial their power to keep the government in check.

The grand jury used to be chosen and hired by the County Sheriff as recent as 1930, this stopped government overreach.

The Niagara County grand jury in 1980s received a complaint from the citizens about the living conditions of the jail, the grand jury investigated and issued a report to the Board of Supervisors on what had to be fixed.

This process was originally defined as judgment by one's peers, a jury, a jury is the judge codified by the Magna Carta 1215 and revisited in the Bill of Rights as the common law, politicians cannot take that right away with outlaws.

A judge alone was never legally intended to judge we the people our founding fathers knew the judges were controlled by the King.

What do we do? Whenever any form of government becomes destructive of these ends, it is the right of the people to alter or establish it, and to institute new government, laying its foundation on such principles, and organizing its powers in such form, as to them shall seem most likely to effect their safety and happiness.

We protect the rights of the people by using the grand jury associated in the New York State constitution and the Bill of Rights using natural law not statutes written by bureaucrats to protect criminals.

No attorney can prove us wrong because they're part of the problem.

Please see attached letter to the Wyoming County grand jury foreman.



Opened Public Hearing ~

1. Local Law No. 7, Year 2023 (Introductory H, Year 2023) Entitled, *“Enacting a Property Tax Exemption for Volunteer Firefighters and Ambulance Workers Pursuant to Section 466-A of the Real Property Tax Law”*
2. Local Law No. 8, Year 2023 (Introductory G, Year 2023) Entitled, *“Providing Salaries For Certain County Officers For The Year 2024”*
3. Grant Application from the New York State Housing Trust Fund Corporation as represented by the New York State Office of Community Renewal through the Community Development Block Grant Program, for the purpose of financing a Microenterprise Grant Program, which will provide grants to small businesses located in or will locate in Wyoming County

#1

**RESOLUTION NO. 23-659
(December 12, 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:

Social Services			
From: 016119.542253 Child Care	\$225,351.00		
To: 016055.542272 100% Grant Block		\$168,651.00	
016142.542269 Emer Assist to Adults		\$6,700.00	
016070.542247 Serv to Recip Contract		\$50,000.00	
Other			
Reason: To cover balance of 2023 Expenses			
Social Services Total			\$225,351.00
Public Works			
From: 035130.540504 Diesel	\$33,601.11		
To: 035130.520401 Misc. Equipment		\$33,601.11	
Reason: To pay George & Swede for the installation of hydraulic piping and valves on arm for use of new Diamond mower.			
Public Works Total			\$33,601.11

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain:

#2

RESOLUTION NO. 23-660

(December 12, 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:

Board of Supervisors			
<i>To:</i> 011010.540408 Supervisor Expenses w/01101000.412890 Other Dept. Income <i>Reason:</i> 11/08/23 Wyo. Co. hosted Inter-County of WNY meeting continental breakfast and home delivered meal provided by Wyo. Co. Jail.	\$210.40	\$210.40	
Board of Supervisors Total			\$210.40
Veteran Services			
<i>To:</i> 016510.510001 Schedule S/D/I 016510.583001 FICA 016510.585001 Medicare-FICA w/ 01651003.437100 Veterans Agency 01651000.412890 Other Dept. Inc. <i>Reason:</i> Cover overages from Administrative Asst salary, FICA and Medicare.	\$24,000.00 \$ 1,300.00 \$ 350.00	\$15,000.00 \$10,650.00	
Veteran Services Total			\$25,650.00
Youth Bureau			
<i>To:</i> 017310.542435.SPORT Youth Sports Grant w/01731004.438200 YB OCFS Grants <i>Reason:</i> Funds needed to cover Sports Grant Advertising	\$400.00	\$400.00	
Youth Bureau Total			\$400.00
County Jail			
<i>To:</i> 013150.510605 Retirement Health Insurance <i>w/any funds available</i> <i>Reason:</i> To cover unbudgeted retirement health insurance for two retirees. Prior appropriation was understated.	\$42,455.66	\$42,455.66	
County Jail Total			\$42,455.66
Jail Kitchen			
<i>To:</i> 013152.541214 Supplies Purchased w/01315200.412890 Other Dept. Income <i>Reason:</i> To cover shortage due to increased costs and number of home delivered meals. Currently have done 8,740 more OFA meals from prior year.	\$19,000.00	\$19,000.00	
Jail Kitchen Total			\$19,000.00
Emergency Services			
<i>To:</i> 013626.523001 Motor Vehicles <i>w/ any funds available</i>	\$184,921.25	\$184,921.25	

Reason: To pay remaining amount due on final ambulance to be delivered in February 2024.			
To: 013626.520401 Miscellaneous Equipment w/ any funds available Reason: To cover additional cost of Stryker Medical ProCare Warranties and Stair Chairs.	\$41,131.89	\$41,131.89	
Emergency Services Total			\$226,053.14
District Attorney			
To: 01165 510601 Unused Benefit Time w/ <i>any funds available</i> Reason: To pay unbudgeted benefit time for Assistant District Attorney	\$12,709.49	\$12,709.49	
To: 01161.510202 Temporary 01161.541361 Traffic Diversion w/01116101.426100 Reason: To fund temporary legal intern for rest of the year and purchase items for law enforcement from Traffic Diversion proceeds	\$10,000.00 \$4,000.00	\$14,000.00	
District Attorney Total			\$26,709.49

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain:

Mr. Jacoby, T/Wethersfield, Chairman of the Audit Committee, presented bills totaling \$14,189,340.75 for the month of November 2023.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain:

There was a motion by Supervisor King, T/Pike, to combine resolutions #3 and #4. Hearing no objection, resolution titles only were read.

#3

**RESOLUTION NO. 23-661
(December 12, 2023)**

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

JENNIFER M. WILKINSON, ESQ. REAPPOINTED COUNTY ATTORNEY

BE IT RESOLVED, That *Jennifer M. Wilkinson*, 11 Exchange Street, Attica NY 14011 be hereby reappointed County Attorney for the County of Wyoming for a term of two (2) years; effective January 1, 2024 through December 31, 2025.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain:

RESOLUTION NO. 23-662
(December 12, 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; as annexed hereto:

- *Wyoming County Emergency Medical Services voluntary recognition of the titles for representation by CSEA*
- *WCCHS and SNF Holiday Shift Incentive*

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain:

**MEMORANDUM OF UNDERSTANDING
BY AND BETWEEN THE
COUNTY OF WYOMING
AND THE
CIVIL SERVICE EMPLOYEES ASSOCIATION
LOCAL 1000, AFSCME, AFL-CIO**

EMERGENCY MEDICAL SERVICES

WHEREAS, The County of Wyoming has contracted with a private Emergency Medical Service ambulance provider to provide supplemental ambulance and advanced life support services within the County to augment the volunteer ambulance service throughout Wyoming County, and

WHEREAS, The County and the private Emergency Medical Service ambulance provider have concluded this contractual arrangement, and the private Emergency Medical Service ambulance provider will no longer provide services within the County on or about December 14, 2023, and

WHEREAS, The County of Wyoming plans to establish a new department within County operations of Emergency Medical Service (hereafter EMS) to provide ambulance services to and for the residents of Wyoming County as a supplement to the existing system of volunteers serving within the County, and

WHEREAS, The newly established County Department will be placed within the Wyoming County Office of Emergency Services and under the supervision and direction of the Director of the Office of Emergency Services, and

WHEREAS, Wyoming County will populate this new department with full time, part time and per diem employees in the classifications of Paramedic, Advanced Emergency Medical Technician (A-EMT) and Emergency Medical Technician (EMT) and a position of Emergency Medical Service Operations Coordinator all in accordance and pursuant to the job descriptions and job duty statements attached to this Memorandum of Understanding for these classifications, and

WHEREAS, The employees hired to fill these positions will be employees of the County of Wyoming, and

WHEREAS, The Civil Service Employees Association (CSEA) has made a request of Wyoming County to voluntarily recognize these new employees for representation under the current Collective Bargaining Agreement between the parties, and

WHEREAS, The County is agreeable to the Union's request for voluntary recognition, and to the addition of new job classifications and titles of Paramedic, Advanced Emergency

Medical Technician (A-EMT) and Emergency Medical Technician (EMT) into the current Collective Bargaining Agreement between the County of Wyoming and the Civil Service Employees Association (CSEA) in accordance with the terms and conditions as detailed in this Memorandum of Understanding as agreed to by the parties, and

WHEREAS, The parties agree to create and voluntarily recognize the job titles of Paramedic, Advanced Emergency Medical Technician (A-EMT) and Emergency Medical Technician (EMT) and add these newly created job titles into the Collective Bargaining Agreement between Wyoming County and The CSEA, near those positions have been established by the Wyoming County Board of Supervisors and approved by the Wyoming County Civil Service Commission, and

WHEREAS, The parties further agree that the classification of Emergency Medical Service Operations Coordinator is managerial and supervisory and as such will be classified as management and placed into salary schedule "B" and will perform the duties and functions consistent and pursuant with the job duty statement and job description as approved by the Wyoming County Civil Service Commission as attached hereto, and

NOW THEREFORE,

The County of Wyoming agrees to the Union's request for voluntary recognition into CSEA Wyoming County Unit 9230 for employees classified as Paramedic, Advanced Emergency Medical Technician (A-EMT) and Emergency Medical Technician (EMT) pursuant to the terms and conditions as detailed herein, and

The parties agree to establish a new wage grade of 17A in Schedule "A" wage schedule and agree to assign the job classification of Emergency Medical Technician (EMT) effective with the signing of this Memorandum and for the duration of this Collective Bargaining Agreement expiring December 31, 2024, and successor Agreements between the parties as follows:

Schedule "A" Grade 17A - Emergency Medical Technician (EMT)

Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
\$22.00	\$23.20	\$24.40	\$25.60	\$26.80	\$28.00

The parties agree to establish a new wage grade of 17B in Schedule "A" wage schedule and agree to assign the job classification of Advanced Emergency Medical Technician (A/EMT) effective with the signing of this Memorandum and for the duration of this Collective Bargaining Agreement expiring December 31, 2024, as follows:

Schedule "A" Grade 17B - Advanced Emergency Medical Technician (A/EMT)

Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
\$23.00	\$24.20	\$25.40	\$26.60	\$27.80	\$29.00

The parties agree to establish a new wage grade of 17C in Schedule "A" wage schedule and agree to assign the job classification of Paramedic effective with the signing of this Memorandum and for the duration of this Collective Bargaining Agreement expiring December 31, 2024, as follows:

Schedule "A" Grade 17C - Paramedic

Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
\$28.00	\$30.60	\$32.40	\$34.60	\$36.80	\$38.00

The parties agree that the Memorandum of Understanding as signed between the parties entitled "extended and non-traditional shifts" dated March 2019 will be applicable to these newly created classifications. The parties will continue to retain all their respective rights under the terms of the Collective Bargaining Agreement to schedule employees in order to meet operational and scheduling needs.

The parties agree to modify Article 11.6 (a) of the Collective Bargaining Agreement (Weekday/Workweek) to establish the Emergency Services (non-office) weekly work week of 36 hours. Emergency Services (office) will remain at 35 hours per week.

The parties agree that all other terms of the Collective Bargaining Agreement remain unchanged and will apply to these new classifications unless expressly addressed in this Memorandum of Understanding.

The parties further agree that disputes arising from the application of this Memorandum of Understanding may be subject to redress through the grievance and arbitration procedures or the disciplinary procedures of the Collective Bargaining Agreement.

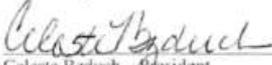
The parties agree that this Memorandum shall become effective upon signing and upon required approvals by The Wyoming County Board of Supervisors and The Wyoming County Civil Service Commission.

FOR CSEA:



Lynn Miller
Labor Relations Specialist

Date: 11/17/23



Celeste Bzduch - President

Date: 11/8/23

FOR THE COUNTY:



Rebecca J. Ryan - Chair
Wyoming County Board of Supervisors

Date: 11/9/23



Dahlia J. Farberman
Director Human Resources
Wyoming County

Date: 11/8/23



Brian Meyers
Director
Wyoming County Office of Emergency
Services

Date: 11/15/23

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

2023 Holiday Hospital & SNF Staffing
(November 2023)

WHEREAS, there is an anticipated critical staffing shortfall of Clinical Staff of the Wyoming County Community Health System for the 2023 Holiday season, and

WHEREAS, Wyoming County and CSEA have reached this agreement to ensure the safety, well-being and high quality of care to all patients and residents throughout the Health System.

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. For the period of November 19, 2023 until January 6, 2024 employees in classifications listed herein who work additional shifts beyond their respective normal work schedule within the hospital and/or Skilled Nursing Facility as determined by Management will receive extra shift incentives for each scheduled consecutive four (4) hours worked in accordance with the provisions of this Memorandum.
2. Eligible classifications included in this incentive are: Any Full or Part Time, Certified Nurse Assistants, Licensed Practical Nurses, Patient Care Techs, Registered Nurses, RN Supervisors, Psychiatric Assessment Officers (PAO), Hospital Aids, Food Service Worker, Assistant Cook, Cook, Laundry Worker, Social Work Assistants, Respiratory Therapists and Cleaner working in the Health System.
3. The provisions of this memorandum can only be modified in writing by both parties.
4. 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 sign 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.
5. 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 for the additional payment pursuant to this memorandum as it would not constitute additional work beyond normal schedules.

- 6. 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 and supersedes and replaces all prior Memorandum of Understanding pertaining to incentive shift staffing that predates this Agreement,
- 7. Prior to expiration 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 and applicable rates as established in the Collective Bargaining Agreement.
- 9. The parties further agree that disputes arising from the application of this Memorandum of Understanding may be subject to redress through the grievance and arbitration procedures or the disciplinary procedures of the Collective Bargaining Agreement.

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.


 Celeste Bzduch, CSEA Unit President

 For Wyoming County
 Becky Ryan
 Chairperson Board of Supervisors


 Lynn Miller, CSEA LRS


 Daniel Farberman
 Director - Human Resources

Date 11/19/23

There was a motion by Supervisor Grant, T/Bennington, to combine resolutions #5 through #17. Hearing no objection, resolution titles only were read.

#5

**RESOLUTION NO. 23-663
(December 12, 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 as follows:

AGENCY REPS

Three (3) year term effective January 1, 2024 through December 31, 2026

- *Brian Meyers* (EMS), 151 North Main Street, Warsaw, NY 14569
- *Laura Paolucci* (Public Health), 5362 Mungers Mill Rd., Silver Springs, NY 14550
- *Jennifer Howard* (DSS), 466 North Main St., Warsaw, NY 14569

TOWN REPS

Three (3) year term effective January 1, 2024 through December 31, 2026

- *Sandy Pirdy* (T/Arcade), 228 East Main St., Arcade, NY 14009

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain:

#6

**RESOLUTION NO. 23-664
(December 12, 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 THE 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 the Wyoming County Office for the Aging. Said funding to provide a outreach and counseling to Medicare beneficiaries who are low income and potentially eligible for low income subsidy program in a minimum amount of sixteen thousand, eighty-four dollars (\$16,084.00); effective September 1, 2023 through August 31, 2024. (*Munis #1902*)

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #7

**RESOLUTION NO. 23-665
(December 12, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH
COMMUNITY CARE OF WNY 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 a contract with *Community Care of WNY*, 1225 West State Street, Olean, NY 14760 on behalf of the Office for the Aging. Said contract is for the provision of In-Home Services to residents 60+ in Wyoming County – services to be provided based on need in an amount not to exceed the 2024 budget; effective January 1, 2024 through December 31, 2024. (*Munis #1904*)

Contingent upon the availability of funds.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #8

**RESOLUTION NO. 23-666
(December 12, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH
GUARDIAN ANGELS SADS 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 a contract with *Guardian Angels*

SADS, 25 E State St., Mt. Morris, NY 14510 on behalf of the Office for the Aging. Said contract is for the provision of Respite Services to caregivers in in Wyoming County – services to be variable depending on use. Not to exceed the budgeted amount; effective August 1, 2023 through December 31, 2025. (*Munis #1901*) Contingent upon the availability of funds.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #9

**RESOLUTION NO. 23-667
(December 12, 2023)**

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

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH CENTER FOR ELDER LAW AND JUSTICE 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 a contract with *Center for Elder Law and Justice*, 438 Main St., Suite 1200 Buffalo, NY 14202-3208 on behalf of the Office for the Aging. Said contract is for legal services to residents 60+ in Wyoming County in a maximum amount of thirteen thousand dollars (\$13,000); effective January 1, 2024 through December 31, 2024. (*Munis #1906*) Contingent upon the availability of funds.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #10

**RESOLUTION NO. 23-668
(December 12, 2023)**

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

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH WNY INDEPENDENT LIVING, INC. D/B/A INDEPENDENT LIVING OF THE GENESEE REGION 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 a contract with *WNY Independent Living, Inc. D/B/A Independent Living of the Genesee Region*, 113 Main St., Batavia, NY 14020 on behalf of the Office for the Aging. Said contract is for consumer-directed in-home services to residents 60+ in Wyoming County –

services to be provided based on need not to exceed the 2024 budget; effective January 1, 2024 through December 31, 2024. (*Munis #1907*). Contingent upon the availability of funds.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #11

**RESOLUTION NO. 23-669
(December 12, 2023)**

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

RESOLUTION NUMBER 20-014 AMENDED

WHEREAS, Resolution Number 20-014 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE OFFICE FOR THE AGING,**” passed by this Board of Supervisors on January 14, 2020 and provides, in part, for the following contract:

- *WNY Integrated Care Collaborative*, 742 Delaware Avenue, Buffalo, NY 14209 to provide referrals to the Office for the Aging; effective January 1, 2020 through December 31, 2020. (*Revenue Contract*)

And,

WHEREAS, That Resolution Number 20-014 was previously amended by this Board of Supervisors on January 12, 2021 by *Resolution Number 21-007* to extend the contract term through *December 31, 2021* and *amend the standard and modified meal rates in accordance with the Addendum to the contract*; and

WHEREAS, That Resolution Number 20-014 as previously amended by Resolution Number 21-007 was further amended by this Board of Supervisors on January 11, 2022 by *Resolution Number 22-008* to extend the contract term through *December 31, 2022* and *amend the standard and modified meal rates in accordance with the Addendum to the contract*; and

WHEREAS, That *Resolution Number 20-014* as previously amended by *Resolution Number 21-007, Resolution Number 22-008, and Resolution Number 22-642* to extend the contract term through *December 31, 2023* and *amend the standard and modified meal rates in accordance with the contract Addendum*; now therefore,

BE IT RESOLVED, That *Resolution Number 20-014* as previously amended by *Resolution Number 21-007, Resolution Number 22-008 and Resolution Number 22-642* be hereby further amended to extend the contract term through *December 31, 2024* and *amend the standard and modified meal rates in accordance with the contract Addendum as follows*:

- *Standard meals \$24.75, (increase to \$26.00)*
- *Alternate Standard \$19.75 (increase to \$26.50)*
- *Standard Modified \$25.25 (decrease to \$21.00)*

- *Alternate Modified \$20.75 (increase to \$21.50)*

All else remains the same.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain:

#12

**RESOLUTION NO. 23-670
(December 12, 2023)**

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

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

BE IT RESOLVED, That the following members are hereby appointed/reappointed to the Wyoming County Youth Board as follows:

COMMUNITY REPS

Three year term effective 01/01/23 – 12/31/25

- **Val Lundy – Gainesville**, 11 Shearing Rd., Gainesville, NY 14066
- **Sheryl Montgomery-Varysburg**, 3791 Hollow Rd., Varysburg, NY 14167

Three year term effective 01/01/24 – 12/31/26

- **Rachel Webster – Letchworth**, 2584 Coe Rd., Perry, NY

AGENCY REPS

2 year term effective 01/01/24 – 12/31/25

- **Melissa Michel– WNY R-AHEC**, (to replace Melanie Rhodes), 20 Duncan St., Warsaw, NY 14569
- **Pete Hoffmeister – Warsaw Police Dept.**, 67 W Buffalo St., Warsaw, NY 14569
- **Karen Fuestal- Mental Health**, 460 North Main, Warsaw, NY 14569
- **Matt Hilton – GLOW YMCA**, 115 Linwood Ave., Warsaw, NY 14569

YOUTH REPS

One year term effective 01/01/24 -12/31/24

- **Aubrey Nickerson**, 3071 Wethersfield Rd., Gainesville, NY 14066

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #13

**RESOLUTION NO. 23-671
(December 12, 2023)**

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

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

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with **GLOW YMCA**, 115 Linwood Ave Warsaw, NY 14569 on behalf of the Youth Bureau. Said contract is for a Youth Sports Program to rural, underserved, low-income youth ages 6 – 17 in an amount not to exceed ten thousand dollars (\$10,000.00); effective October 1, 2023 through September 30, 2024. (*Munis #1877*). Contingent upon the availability of funds.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #14

**RESOLUTION NO. 23-672
(December 12, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS RENEWAL
CONTRACTS ON BEHALF OF THE DEPARTMENT OF SOCIAL
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 the following agencies for the following provisions on behalf of the Department of Social Services:

- **Allegany Rehabilitation Associates, Inc., dba Clarity Wellness Community**, 4222 Bolivar Road, Wellsville, NY 14895 for the provision of providing Mental Health Evaluations/Counseling in an amount not to exceed \$6,815.00. (*MUNIS #1869*)
- **Spectrum Human Services**, 227 Thorn Avenue, PO Box 631, Orchard Park, NY 14127-0631 for the provision of providing court ordered mental health evaluations, anger management programs and drug and alcohol assessments for CPS Investigations, Foster

Care and Preventive cases in an amount not to exceed \$7,000.00.
(MUNIS #1873)

- **Communication Services, Inc., dba Interpretrek**, 75 Highpower Road, Rochester, NY 14623 for the provision of providing Sign Language Interpretation Services in an amount not to exceed \$12,000.00. (MUNIS #1871)
- **Planned Parenthood of Central and Western NY dba RESTORE Sexual Assault Services**, 114 University Avenue, Rochester, NY 14605 for the provision of providing 24-hours per day / 7 days per week coverage of the Domestic Violence Hotline in an amount not to exceed \$28,000.00. (MUNIS #1872)

All contracts are renewals with no changes and are effective 1/1/24 through 12/31/24. Contingent upon the availability of funds.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #15

**RESOLUTION NO. 23-673
(December 12, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS STATE WMS
RENEWAL CONTRACTS ON BEHALF OF THE DEPARTMENT OF
SOCIAL 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 the following agencies for the following provisions on behalf of the Department of Social Services:

- **Aurora Home Care, Inc.**, 5782 Main Street, Suite 1, Williamsville, NY 14221 for the provision of providing Private Duty Nursing for qualified Medicaid clients of Wyoming County.
- **Community Care of Western NY, DBA Home Care & Hospice**, 1225 West State Street, Olean, NY 14706 for provision of providing Personal Care for qualified Medicaid clients of Wyoming County.
- **WNY Independent Living, Inc., DBA Independent Living of the Genesee Region**, 3108 Main Street, Buffalo, NY 14214 for the provision of providing Consumer Directed Personal Care for a select few Medicaid cases in Wyoming County where Personal Care is not appropriate.
- **Trusted Nurse Staffing, LLC DBA Trusted Choice Homecare**, 2300 W. Ridge Road, Suite 203, Rochester, NY 14626, provision of

providing Consumer Directed Personal Care for a select few Medicaid cases in Wyoming County where Personal Care is not appropriate.

All Contracts are renewals with no changes, have a variable amount depending on the services provided, and are effective 1/1/24 through 12/31/24. Contingent upon the availability of funds.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #16

**RESOLUTION NO. 23-674
(December 12, 2023)**

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

CHAIRMAN AUTHORIZED TO SIGN A STATE WMS RENEWAL CONTRACT WITH DAVID S. NATHANSON, PH.D., ON BEHALF OF THE DEPARTMENT OF SOCIAL 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 *David S. Nathanson, Ph.D.*, 2839 Elmwood Avenue, Kenmore, NY 14217 to provide Mental Health/Psychological Evaluations for children, youth & families in making determinations in CPS, Foster Care and Preventive cases in an amount not to exceed twenty-five thousand dollars (\$25,000.00). Effective 1/1/24 through 12/31/24. Contingent upon the availability of funds.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #17

**RESOLUTION NO. 23-675
(December 12, 2023)**

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

CHAIRMAN AUTHORIZED TO SIGN VARIOUS STATE WMS RENEWAL CONTRACTS ON BEHALF OF THE DEPARTMENT OF SOCIAL 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 the following agencies for the following provisions on behalf of the Department of Social Services:

- **Cattaraugus Community Action Inc. DBA Connecting Communities in Action**, 25 Jefferson Street, Salamanca, NY 14779 for the provision of providing Domestic Violence Temporary Housing for Wyoming County residents in an amount not to exceed \$10,000.00.
- **Chances & Changes, Inc.**, PO Box 326, Geneseo, NY 14454 for the provision of providing Domestic Violence Temporary Housing for Wyoming County residents in an amount not to exceed \$10,000.00.

All Contracts are renewals with no changes, have a variable amount depending on the services provided, and are effective 1/1/24 through 12/31/24. Contingent upon the availability of funds.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain:

There was a motion by Supervisor Grant, T/Bennington, to combine resolutions #18 through #27. Hearing no objection, resolution titles only were read.

#18

**RESOLUTION NO. 23-676
(December 12, 2023)**

By Mrs. Grant, Vice Chairman of the Public Health Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH PEERS
TOGETHER OF WYOMING COUNTY ON BEHALF OF MENTAL
HEALTH**

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Peers Together of Wyoming County*, 27 West Buffalo Street, Warsaw, NY 14569 on behalf of Mental Health. Said contract to provide peer operated programs in Wyoming County in an amount not to exceed three hundred forty-five thousand, two hundred eighty-seven dollars (\$345,287.00); effective January 1, 2024 through December 31, 2024. (*Munis #1884*)
Contingent upon the availability of funds.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain:

#19

**RESOLUTION NO. 23-677
(December 12, 2023)**

By Mrs. Grant, Vice Chairman of the Public Health Committee:

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH ARC GLOW ON BEHALF OF MENTAL HEALTH

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with **ARC GLOW**, 18 Main Street, Mt. Morris, NY 14510 on behalf of Mental Health. Said contract to provide assisted competitive employment services for Wyoming County individuals with mental illness in an amount not to exceed sixty-five thousand, nine hundred thirty-seven dollars (\$65,937.00); effective January 1, 2024 through December 31, 2024. (*Munis #1885*) Contingent upon the availability of funds.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #20

**RESOLUTION NO. 23-678
(December 12, 2023)**

By Mrs. Grant, Vice Chairman of the Public Health Committee:

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH CAMP GET-A-WAY ON BEHALF OF MENTAL HEALTH

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with **Camp Get-A-Way**, PO Box 38, Wyoming, NY 14591 on behalf of Mental Health. Said contract to provide camp and family support services in an amount not to exceed fifty-five thousand, three hundred fifty-six dollars (\$55,356.00); effective January 1, 2024 through December 31, 2024. (*Munis #1886*) Contingent upon the availability of funds.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #21

**RESOLUTION NO. 23-679
(December 12, 2023)**

By Mrs. Grant, Vice Chairman of the Public Health Committee:

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH HILLSIDE CHILDREN’S CENTER ON BEHALF OF MENTAL HEALTH

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Hillside Children's Center*, 1183 Monroe Avenue, Rochester, NY 14620-1699 on behalf of Mental Health. Said contract to provide various children's mental health programs in an amount not to exceed one hundred forty-seven thousand, four hundred seventy-eight dollars (\$147,478.00); effective January 1, 2024 through December 31, 2024. (*Munis #1887*) Contingent upon the availability of funds.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #22

**RESOLUTION NO. 23-680
(December 12, 2023)**

By Mrs. Grant, Vice Chairman of the Public Health Committee

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH LIVING OPPORTUNITIES OF DEPAUL ON BEHALF OF MENTAL HEALTH

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Living Opportunity of DePaul*, 2475 George Urban Boulevard, Suite 201, Depew, NY 14043 on behalf of Mental Health. Said contract to provide residential programs in an amount not to exceed four hundred eight-five thousand, four hundred thirty-two dollars (\$485,432.00); effective January 1, 2024 through December 31, 2024. (*Munis #1888*) Contingent upon the availability of funds.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #23

**RESOLUTION NO. 23-681
(December 12, 2023)**

By Mrs. Grant, Vice Chairman of the Public Health Committee

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH SUBURBAN ADULT SERVICES, INC. ON BEHALF OF MENTAL HEALTH

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Suburban Adult*

Services, Inc., 960 West Maple Court, Elma, NY 14059 on behalf of Mental Health. Said contract to provide pre-vocational employment services for the developmentally disabled population in the southwestern portion of Wyoming County in an amount not to exceed forty-three thousand, four hundred forty-three dollars (\$43,443.00); effective January 1, 2024 through December 31, 2024. (*Munis #1889*) Contingent upon the availability of funds.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #24

**RESOLUTION NO. 23-682
(December 12, 2023)**

By Mrs. Grant, Vice Chairman of the Public Health Committee

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH
COORDINATED CARE SERVICES, INC. (CCSI) ON BEHALF OF
MENTAL HEALTH**

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Coordinated Care Services, Inc. (CCSI)*, 1099 Jay Street, Building J, Rochester, NY 14611 on behalf of Mental Health. Said contract to provide staffing for various behavioral health programs in an amount not to exceed four hundred thirty thousand, four hundred ninety-nine dollars (\$430,499.00); effective January 1, 2024 through December 31, 2024. (*Munis #1890*) Contingent upon the availability of funds.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #25

**RESOLUTION NO. 23-683
(December 12, 2023)**

By Mrs. Grant, Vice Chairman of the Public Health Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH
SPECTRUM HUMAN SERVICES ON BEHALF OF MENTAL HEALTH**

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Spectrum Human Services*, 227 Thorn Avenue, Orchard Park, NY 14127 on behalf of Mental Health. Said contract to provide mental health and substance use treatment

services for Wyoming County residents in an amount not to exceed six hundred twenty-five thousand, eight hundred sixteen dollars (\$625,816.00); effective January 1, 2024 through December 31, 2024. (*Munis #1894*) Contingent upon the availability of funds.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #26

**RESOLUTION NO. 23-684
(December 12, 2023)**

By Mrs. Grant, Vice Chairman of the Public Health Committee

RESOLUTION NUMBER 23-067 AMENDED

WHEREAS, Resolution Number 23-067 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF MENTAL HEALTH**” passed by this Board of Supervisors on February 14, 2023 to provide, in part, for the following contract:

- **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*)

WHEAREAS, That **Resolution Number 23-067** was previously amended to reflect a four thousand one hundred sixty dollars (\$4,160.00) increase in funding for **a new contract amount not to exceed twenty-nine thousand dollars (\$29,000.00)**. All else remains the same. *now* therefore,

BE IT RESOLVED, That **Resolution Number 23-067** be hereby amended to reflect a five thousand dollar (\$5,000.00) increase in funding for **a new contract amount not to exceed thirty-four thousand dollars (\$34,000.00)**. All else remains the same. (*Munis #1094*)

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #27

**RESOLUTION NO. 23-685
(December 12, 2023)**

By Mrs. Grant, Vice Chairman of the Public Health Committee

**CHAIRMAN/COMMISSIONER OF HEALTH AUTHORIZED TO SIGN
VARIOUS CONTRACTS AND AGREEMENTS ON BEHALF OF THE
COUNTY
HEALTH DEPARTMENT FOR THE YEAR 2024**

BE IT RESOLVED, That the Chairman of this Board and the Commissioner of Health with the approval of the County Attorney are hereby authorized and directed to sign the following contracts and agreements for the year 2024 on behalf of the County Health Department with all amounts reflecting not to exceed amounts; effective January 1, 2024 through December 31, 2024 unless otherwise noted below:

<i>Microbac Laboratories</i> <ul style="list-style-type: none"> • Environmental Laboratory/Water Testing Services • <i>Munis #1900</i> 	Per Price List Based on volume Not to exceed amount budgeted
<i>Erie County Public Health Laboratory</i> <ul style="list-style-type: none"> • Environmental Laboratory/Water Testing Services • <i>Munis #1903</i> 	Per Price List Based on volume Not to exceed amount budgeted
<i>MRB Engineering</i> <ul style="list-style-type: none"> • Professional Engineering Services • <i>Munis #1905</i> 	Based on usage Not to exceed amount budgeted
<i>Environmental Testing and Consulting, Inc.</i> <ul style="list-style-type: none"> • Lead Hazard Evaluation Services • <i>Munis #1908</i> 	Per Price List Based on volume
<i>County of Monroe</i> <ul style="list-style-type: none"> • Medical Examiner Services • <i>Munis #1909</i> 	Per Price List Based on volume Not to exceed amount budgeted
<i>NMS Laboratories</i> <ul style="list-style-type: none"> • Post Mortem Laboratory Services • <i>Munis #1910</i> 	Per Price List Based on volume Not to exceed amount budgeted
<i>WCJW</i> <ul style="list-style-type: none"> • Radio Advertising • <i>Munis #971</i> 	Based on usage Not to exceed amount budgeted
<i>Warsaw Pennysaver</i> <ul style="list-style-type: none"> • <i>Print Media/Advertising/Graphic Design</i> • <i>Munis #1912</i> 	Based on usage Not to exceed amount budgeted

Contingent upon the availability of funds.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain:

There was a motion by Supervisor Leuer, T/Middlebury, to combine resolutions #28 through #33. Hearing no objection, resolution titles only were read.

#28

**RESOLUTION NO. 23-686
(December 12, 2023)**

By Mr. Leuer, Chairman of the Planning Committee:

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

BE IT RESOLVED, That *Thomas McCormick*, 5190 Sheppard Road, Bliss, NY 14024 be hereby reappointed to the Wyoming County Industrial Development Agency Board of Directors for a three (3) year term; effective September 12, 2023 through September 11, 2026; and

BE IT RESOLVED, That *E. Joseph Gozelski*, 6175 East Lake Road, Silver Springs, NY 14550 be hereby reappointed to the Wyoming County Industrial Development Agency Board of Directors for a three (3) year term; effective September 12, 2023 through September 11, 2026

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #29

**RESOLUTION NO. 23-687
(December 12, 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 2024 operating funds of the Genesee/Finger Lakes Regional Planning Council; and

WHEREAS, Pursuant to Section 119-90 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 Richard Sutherland, 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: 194 Noes: Absent: 7 (Covington) Abstain: #30

**RESOLUTION NO. 23-688
(December 12, 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 hereby appointed/reappointed to the Wyoming County Planning Board as voting members as follows:

Three (3) year term effective January 1, 2024 through December 31, 2026

- *Barbara Higgins, (T/Attica) 189 Main Street, Attica, NY 14011*
- *James Fontaine, (T/Sheldon) 3598 Main Street, Strykersville, NY 14145*

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #31

**RESOLUTION NO. 23-689
(December 12, 2023)**

By Mr. Leuer, Chairman of the Planning Committee:

RESOLUTION NUMBER 23-586 RESCINDED

WHEREAS, on November 14, 2023 the Wyoming County Board of Supervisors passed Resolution Number 23-586 entitled, “**CHAIRMAN AUTHORIZED TO SIGN INTER-MUNICIPAL AGREEMENTS WITH PARTICIPATING MUNICIPALITIES OF WYOMING COUNTY FOR COUNTYWIDE ZONING ENFORCEMENT SERVICES ON BEHALF OF THE ZONING DEPARTMENT**” which offers countywide zoning enforcement services to participating municipalities within the borders of Wyoming County at a rate of \$9.23 per parcel; now therefore

BE IT RESOLVED that Resolution Number 23-586 be hereby rescinded in its entirety effective immediately;

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #32

RESOLUTION NO. 23-690

(December 12, 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 applicable and appropriate Inter-Municipal Agreements with the following participating municipalities of Wyoming County for countywide zoning enforcement services at 100% of total program levy for 2024; effective January 1, 2024 through December 31, 2024:

**2024 Zoning Budget and Rate Calculation
(100% Levy Neutral)**

Total Expenditures	\$139,244.00
Total Revenue	<u>(\$32,000.00)</u>
Total Levy	<u>\$107,244.00</u>

Per Parcel Rate \$8.44

2024 Participating Municipalities		
Municipality	Parcels	Amount
Town of Arcade	1,186	\$10,011.13
Town of Bennington	2,168	\$18,300.27
Town of Castile	1,515	\$12,788.25
Town of Eagle	984	\$8,306.03
Town of Gainesville	867	\$7,318.42
Town of Genesee Falls	459	\$3,874.46
Town of Perry	1,059	\$8,939.11
Town of Sheldon	1,653	\$13,953.12
Town of Warsaw	1,081	\$9,124.81
Village of Silver Springs	344	\$2,903.73
Village of Warsaw	1,389	\$11,724.67
TOTAL:	12,705	\$107,244.00

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #33

**RESOLUTION NO. 23-691
(December 12, 2023)**

By Mr. Leuer, Chairman of the Planning Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH ROGER
COLEMAN ON BEHALF OF THE WYOMING COUNTY WATER
RESOURCE AGENCY**

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Roger Coleman*, 532 Parsells Ave., Rochester, NY 14609 for reimbursement of the State Septic System Replacement grant, 90 Summerset Drive (Java Lake), in an amount not

to exceed \$5,706.00; effective November 10, 2023 through December 31, 2023.
(*Munis #1917*) Contingent upon the availability of funds.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain:

Public Hearing #3~

Comments by J. Pierce, Exec. Director Wyoming County Industrial Development Agency

Public Comment: None heard

A motion to close the public hearing was made by Supervisor Berwanger, T/Arcade and seconded by Supervisor Grant, T/Bennington. Carried.

There was a motion by Supervisor Brick, T/Perry, to combine resolutions #34 through #44. Hearing no objection, resolution titles only were read.

#34

**RESOLUTION NO. 23- 692
(December 12, 2023)**

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

**AUTHORIZING THE IMPLEMENTATION AND FUNDING OF 100%
OF THE COSTS OF A TRANSPORTATION PROJECT, OF WHICH
QUALIFIED COSTS MAY BE REIMBURSED FROM BRIDGE NY
FUNDS**

WHEREAS, a project for the *Replacement of Welch Road over Tributary to Beaver Meadow Creek (Culvert), Town of Java, Wyoming County, P.I.N. 4BNY.74; Contract No D041063* (the Project") is eligible for reimbursement of the qualified costs to be borne at the ratio of 100% Bridge NY funds and 0% non-Bridge NY funds; and

WHEREAS, the County of Wyoming will design, let, and administer all phases of the Project.

WHEREAS, the County of Wyoming desires to advance the Project by making a commitment of 100% of the costs of *Preliminary Engineering/Design, ROW Incidentals, ROW Acquisition, Construction/CI/CS* work for the Project or portions thereof.

NOW, THEREFORE, the Board of Supervisors, duly convened does hereby

RESOLVE, that the Board of Supervisors hereby approves the Project; and it is hereby further

RESOLVED, that the Board of Supervisors hereby authorizes the Chairman of Wyoming County to pay 100% of the cost of the Preliminary Engineering/Design, ROW incidentals, ROW acquisition, Construction/CI/CS work for the Project or portions thereof, with the understanding that qualified costs will be reimbursement from Bridge NY funding; and it is further

RESOLVED, that the sum of **\$1,134,723.00** is hereby appropriated from Board of Supervisors and made available to cover the cost of participation in the above phase(s) of the Project; and it is further

RESOLVED, that the Board of Supervisors hereby agrees that the County of Wyoming shall be responsible for all costs of the Project, including costs which exceed the amount of reimbursement available from the NY Bridge Funding awarded to the County of Wyoming; and it is further

RESOLVED, that in the event the costs of the Project exceed 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 Wyoming County Highway Superintendent thereof; and it is further

RESOLVED, that the Board of Supervisors hereby agrees that the County of Wyoming hereby commits that construction of the Project shall begin no later than twenty-four (24) months after award and the construction phase of the Project shall be completed within thirty (30) months; and it is further

RESOLVED, that the Chairman of the Board of the County of Wyoming be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests with NYSDOT for State-Aid and/or Bridge NY funding on behalf of the County of Wyoming in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's funding of the Project costs, and it is further

RESOLVED, that the County of Wyoming will be responsible for all maintenance of the Project; and it is 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 it is further

RESOLVED, this Resolution shall take effect immediately. (*MUNIS*)

CONTRACT #1895)

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain:

#35

**RESOLUTION NO. 23-693
(December 12, 2023)**

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

TRANSFER OF GRIFFITH ROAD APPROVED

WHEREAS, the Wyoming County Board of Supervisors, as recommended by the Public Works Committee and the Wyoming County Highway Superintendent and pursuant to Highway Law Section 115, has determined that it is within the best interest of the County to transfer ownership of Griffith Road to the County of Wyoming; and

WHEREAS, the County of Wyoming has determined that it is in the County's interest to affect the transfer referred to in this Resolution; and

WHEREAS, Wyoming County Highway Superintendent has submitted a map showing proposed county road system pursuant to Highway Law 115 and submits same to the Board of Supervisors, and this map must be approved by the board of supervisors of the county before it becomes effective; and when so approved it shall be filed in the office of the County Clerk and County Highway Superintendent.

WHEREAS, to ensure a seamless transition, the Towns and County have agreed to divide maintenance between the County and Towns.

The County will take over jurisdiction and will:

- a. maintain all activity related to signage and cross culverts
- b. claim Griffith Road on their Local Highway Inventory that the State utilizes for the purposes of CHIPS as of the date of transfer
- c. begin paying the Town for plowing beginning on January 1, 2024

The Town will, through December 31, 2025:

- d. maintain all activity related to typical highway related work; ditch maintenance, pothole patching, shoulder maintenance, etc.

- e. cease claim of Griffith Road on their Local Highway Inventory that the State utilizes for the purposes of CHIPS as of the date of transfer

This Agreement shall become effective on the date of transfer of Griffith Road and remain in effect until December 31, 2025.

BE IT RESOLVED, that pursuant to Highway Law Section 115, the Board of Supervisors approves the County Road System Map adding Griffith Road, and the Superintendent of County Highways is hereby authorized and directed to file the map with the County Clerk and County Highway Superintendent; and it is further

RESOLVED, that no further action by this Board of Supervisors shall be necessary to affect this transfer and the Chairman of the Board is authorized to execute whatever documents may be necessary to implement this Resolution, subject to the approval of the County Attorney.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain:

#36

**RESOLUTION NO. 23-694
(December 12, 2023)**

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

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH GEORGE & SWEDE SALES AND SERVICES, INC. ON BEHALF OF THE COUNTY HIGHWAY 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 *George & Swede Sales and Services, Inc.*, 7155 Big Tree Road, Pavilion, NY 14525 on behalf of the County Highway Department. Said contract is for installation of hydraulic piping and valves on arm for use of new Diamond mower in an amount not to exceed thirty-three thousand, six hundred one dollars and eleven cents (\$33,601.11) effective October 1, 2023 – December 31, 2023. (*Munis #1896*) Contingent upon the availability of funds.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain:

#37

**RESOLUTION NO. 23-695
(December 12, 2023)**

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

RESOLUTION NUMBER 22-666 AMENDED

WHEREAS, Resolution Number 22-666 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH UNIFIRST CORPORATION ON BEHALF OF COUNTY HIGHWAY,**” passed by this Board of Supervisors on December 13, 2022 and provides uniform services for CSEA employees in an amount not to exceed four hundred dollars (\$400.00) per employee for a total contract amount not to exceed ten thousand eight hundred dollars (\$10,800.00); effective January 1, 2022 through December 31, 2022; now therefore

BE IT RESOLVED, That *Resolution Number 22-666*, be hereby amended to reflect the dates of contract as January 1, 2023 through December 31, 2027 in an amount not to exceed \$16,000.00 in lieu of January 1, 2022 through December 31, 2022 and \$10,800.00 as stated in resolution. All else remains the same.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain:
#38

**RESOLUTION NO. 23-696
(December 12, 2023)**

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

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH GIS WORKSHOP, LLC., DBA GWORKS ON BEHALF OF THE COUNTY HIGHWAY 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 *GIS Workshop, LLC., dba gWorks* 3905 South 148th St., Ste 200, Omaha, NE 68144 on behalf of the County Highway Department. Said contract is for the annual support and maintenance agreement for PubWorks program in an amount not to exceed five thousand one hundred ninety-five dollars (\$5,195.00); effective January 1, 2024 through December 31, 2024. (*Munis #1897*) Contingent upon the availability of funds.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain:

**RESOLUTION NO. 23-697
(December 12, 2023)**

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

RESOLUTION NUMBER 23-097 AMENDED

WHEREAS, Resolution Number 23-097 entitled, “**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A CONTRACT WITH STEPHEN STOCKING ON BEHALF OF COUNTY HIGHWAY,**” passed by this Board of Supervisors on February 14, 2023 and provides 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; now therefore

BE IT RESOLVED, That *Resolution Number 23-097*, be hereby amended to extend the expiration date of contract for one-year effective through December 31, 2024 as per bid for two one-year extensions. This will be year one extension. All else remains the same. (*Munis #1898*)

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #40

**RESOLUTION NO. 23-698
(December 12, 2023)**

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

OBTAINING EASEMENTS ON SILVER LAKE ROAD FOR CULVERT REPLACEMENT PROJECT, APPROVED

WHEREAS, That the real property below located in the Town of Perry, Wyoming County, New York is needed to be acquired by the County of Wyoming for the replacement of Perry Culvert #9 Silver Lake Road over Silver Lake Outlet, as described on maps on file in the Office of the Wyoming County Superintendent of Highways;

Property Owner	Tax Map No.	Taking	Surveyor Map & Parcel #	Acreage	Fee
Silver Lake Sportsman Club	100.10-1-41	PE	M #1 P #1	0.02±	\$0
Joseph M. VanRemmen	100.6-1-1.1	PE	M #2	0.10±	\$11,734

			P #1		
Joseph M. VanRemmen	100.6-1-1.1	TE	M #2 P #2	0.04±	\$1,365
Christopher Adams	100.10-1-6	TE	M #3 P #1	0.03±	\$0
Betty McClurg Irrevocable Trust	100.00-2-1	TE	M #4 P #1	0.11±	\$0
Betty McClurg Irrevocable Trust	100.00-2-1	PE	M #5 P #1	0.28±	\$0

WHEREAS, the County of Wyoming has determined that it is in the County's interest to obtain the easements referred to in this Resolution; and

WHEREAS, said real property owners have agreed to donate or sell said real property so that said replacement may be completed; and

WHEREAS, it is necessary for the County to indemnify said property owners in connection with said replacement; now therefore

BE IT RESOLVED, that the County of Wyoming shall indemnify and hold harmless the property owners listed from any claim, charge, expense or liability arising from any action or omission taken by the County in connection with exercising its rights under the Easements given to the County of Wyoming by the property owners; and be it

FURTHER RESOLVED, that the County of Wyoming is authorized to accept the donation of said real properties; said conveyances to be completed upon the recording of an Easement from the real property owners to the County of Wyoming; and be it

FURTHER RESOLVED, that the Chairwoman is authorized to sign all necessary documents to obtain three (3) permanent easements and three (3) temporary easements for Silver Lake Road Culvert Project; and be it

FURTHER RESOLVED, that no further action by this Board of Supervisors shall be necessary to affect this easement.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #41

**RESOLUTION NO. 23-699
(December 12, 2023)**

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

ABANDONMENT OF PORTION OF HIGHWAY APPROVED

WHEREAS, the Wyoming County Board of Supervisors, as recommended by the Public Works Committee and the Wyoming County Highway Superintendent and pursuant to Highway Law Section 118-a, has determined that “Old Burke Hill Road” (Parcels A, B, and C of the 11/15/2022 attached survey) are of no further use for highway purposes, and it is within the best interest of the County to transfer ownership of a certain portion of Old Burke Hill Road - Parcel A from the County of Wyoming to abutting landowner Ruby J. Howden, Parcel B to abutting landowners Steven L. Stoltzfus and Beulah Stoltzfus, and Parcel C to abutting landowners Joel R. Townes and Bobbie Joe Townes; and

WHEREAS, the County of Wyoming has determined that it is in the County’s interest to affect the abandonment to the abutting landowners as that portion of “old Burke Hill Road” is of no longer of use for highway purposes; and

WHEREAS, no financial consideration shall be exchanged and the County of Wyoming deems this exchange to be in the County’s interest and will promote the public welfare and safety of the residents of the County of Wyoming; and now therefore

BE IT RESOLVED, that pursuant to Highway Law Section 118-a, the County Attorney along with the Superintendent of County Highways is hereby authorized and directed to obtain the appropriate maps and or descriptions of the certain portion of Old Burke Hill Road being abandoned to the abutting landowners in order to prepare and properly document the exchange between the County of Wyoming and Ruby J. Howden (Parcel A), Steven L. Stoltzfus and Beulah Stoltzfus (Parcel B) and Joel R. Townes and Bobbie Joe Townes (Parcel C); and it is further

RESOLVED, that no further action by this Board of Supervisors shall be necessary to affect this transfer and the Chairman of the Board is authorized to execute whatever documents may be necessary to implement this Resolution, subject to the approval of the County Attorney.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain:

#42

**RESOLUTION NO. 23-700
(December 12, 2023)**

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

RESOLUTION NUMBER 21-022 AMENDED

WHEREAS, Resolution Number 21-022 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF BUILDINGS AND GROUNDS (CO. BLDGS.)**,” passed by this Board of Supervisors on January 12, 2021 and provides, in part, for the following contract:

- *EcoServe Pest Services*, 3573 North Buffalo Road, Orchard Park, NY 14127 for insect and rodent control at various County buildings in an amount not to exceed eight thousand four hundred fifty dollars (\$8,450.00); effective January 1, 2021 through December 31, 2023.

And,

WHEREAS, That Resolution Number 21-022 was previously amended by this Board of Supervisors on February 9, 2021 by *Resolution Number 21-072* to reflect the contract amount of eight thousand four hundred fifty dollars (\$8,450.00) *is per year for a total contract amount not to exceed twenty-five thousand three hundred fifty dollars (\$25,350.00)*; and

WHEREAS, That Resolution Number 21-022 was further amended by *Resolution Number 22-023* to increase the contract amount from eight thousand four hundred fifty dollars (\$8,450.00) per year to nine thousand two hundred dollars (\$9,200.00) per year for a new total contract amount not to exceed twenty-seven thousand six hundred dollars (\$27,600.00); now therefore

BE IT RESOLVED, That *Resolution Number 21-022* as previously amended by *Resolution Number 21-072 and 22-023* be hereby further amended to increase the contract amount from nine thousand two hundred dollars (\$9,200.00) per year to an amount not to exceed ten thousand, three hundred thirty-eight dollars (\$10,338.00) effective January 1, 2023-December 31, 2023 to cover additional treatments at various county buildings for a new total contract amount not to exceed twenty eight thousand, seven hundred thirty-eight dollars (\$28,738.00). (*MUNIS # 767 Change Order 3*)

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #43

**RESOLUTION NO. 23-701
(December 12, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH CAMPUS
CONSTRUCTION MANAGEMENT GROUP ON BEHALF OF THE**

BUILDINGS AND GROUNDS 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 *Campus Construction Management Group* 6225 Sheridan Drive, Ste 100, Williamsville, NY 14221 on behalf of the Buildings and Grounds Department. Said contract is for construction management services for the Fire Training Center project in an amount not to exceed three hundred fifty-eight thousand dollars (\$358,000.00); effective January 1, 2024 through completion of the project. (*Munis #1878*) Contingent upon the availability of funds.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain:

#44

**RESOLUTION NO. 23-702
(December 12, 2023)**

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

**MINORITY AND WOMEN-OWNED BUSINESS ENTERPRISES /
EQUAL EMPLOYMENT OPPORTUNITY POLICY STATEMENT
ADOPTED**

BE IT RESOLVED, That the Wyoming County Board of Supervisors has approved the Minority and Women-Owned Business Enterprises / Equal Employment Opportunity Policy Statement as annexed hereto, effective immediately.

**Wyoming County
ADMINISTRATIVE POLICY**

<p>EFFECTIVE DATE: December 12, 2023 DATE DEVELOPED: November 17, 2023 DATE REVISED: DATE REVIEWED: November 30, 2023</p>	<p>REVIEWED BY: (Individuals/Committees) Public Works Committee WCCHS Personnel Committee</p>	<p>DEPARTMENTS AFFECTED: All Departments WCCHS SUPERCEDES:</p>
<p>ADMINISTRATIVE APPROVAL: Rebecca J. Ryan, Chairman, Board of Supervisors</p>	<p>PREPARED BY: NYS Ag. & Markets, Division of Fiscal Management</p>	<p>REFERENCES: Res. #23-702</p>

MINORITY AND WOMEN-OWNED BUSINESS ENTERPRISES / EQUAL EMPLOYMENT OPPORTUNITY POLICY STATEMENT

<p>MWBE This organization will and will cause its contractors and subcontractors to take good faith action to achieve the MWBE contract participation goals set by the State for that area in which the State-funded project is located, by taking the following steps:</p> <ol style="list-style-type: none"> (1) Actively and affirmatively solicit bids for contracts and subcontracts from qualified State certified MBEs or WBEs, including solicitations to MWBE contractor associations. (2) Request a list of State-certified MWBEs from AGENCY and solicit bids from them directly. (3) Ensure that plans, specifications, request for proposals and other documents used to secure bids will be made available in sufficient time for review by prospective MWBEs. (4) Where feasible, divide the work into smaller portions to enhanced participation by MWBEs and encourage the formation of joint venture and other partnerships among MWBE contractors to enhance their participation. (5) Document and maintain records of bid solicitation, including those to MWBEs and the results thereof. Contractor will also maintain records of actions that its subcontractors have taken toward meeting MWBE contract participation goals. (6) Ensure that progress payments to MWBEs are made on a timely basis so that undue financial hardship is avoided, and that bonding and other credit requirements are waived or appropriate alternatives developed to encourage MWBE participation. (7) This organization will include the provisions of (1) through (6) of this agreement in every subcontract in such a manner that the requirements of the subdivisions will be binding upon each subcontractor as to work in connection with the State contract. 	<p>EEO (a) This organization will not discriminate against any employee or applicant for employment because of race, creed, color, national origin, sex, age, disability, sexual orientation, military status, or marital status, will undertake or continue existing programs of affirmative action to ensure that minority group members are afforded equal employment opportunities without discrimination, and shall make and document its conscientious and active efforts to employ and utilize minority group members and women in its work force on state contracts.</p> <p>(b) This organization shall state in all solicitation or advertisements for employees that in the performance of the State contract all qualified applicants will be afforded equal employment opportunities without discrimination because of race, creed, color, national origin, sex, age, disability, sexual orientation, military status, predisposing genetic characteristics, victim of domestic violence status or marital status.</p> <p>(c) At the request of the contracting agency, this organization shall request each employment agency, labor union, or authorized representative will not discriminate on the basis of race, creed, color, national origin, sex, age, disability, sexual orientation, military status or marital status and that such union or representative will affirmatively cooperate in the implementation of this organization's obligations herein.</p> <p>(d) Contractor shall comply with the provisions of the Human Rights Law, all other State and Federal statutory and constitutional non-discrimination provisions. Contractor and subcontractors shall not discriminate against any employee or applicant for employment because of race, creed (religion), color, sex, national origin, sexual orientation, military status, age, disability, predisposing genetic characteristic, marital status or domestic violence victim status, and shall also follow the requirements of the Human Rights Law with regard to non-discrimination on the basis of prior criminal conviction and prior arrest.</p> <p>(e) This organization will include the provisions of sections (a) through (d) of this agreement in every subcontract in such a manner that the requirements of the subdivisions will be binding upon each subcontractor as to work in connection with the State contract.</p>
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Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain:

There was a motion by Mrs. May, T/Orangeville, to combine resolutions #45 through #51. Hearing no objection, resolution titles only were read.

#45

RESOLUTION NO. 23-703 (December 12, 2023)

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

CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE AWARD WITH THE US DEPARTMENT OF JUSTICE ON BEHALF OF THE SHERIFF'S DEPARTMENT

WHEREAS, During the June 1, 2023 Public Safety Committee Meeting, approval was granted for the submission of this grant application; now therefore

BE IT RESOLVED, That the Chairman of this Board with the approval of the County Attorney is hereby authorized to sign a grant acceptance award with *US Dept. of Justice* 810 Seventh St, Washington, DC 20531 on behalf Sheriff's Department. Said grant funds are for the provision of funding for bullet proof vests to replace vests that are over 5 years old and purchase vests for new employees. Grant reimburses 50% of the cost not to exceed six thousand eight hundred dollars (\$6,800.00); effective August 1, 2023 through July 31, 2025. (*Munis # 1882*)

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #46

**RESOLUTION NO. 23-704
(December 12, 2023)**

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

RESOLUTION NO. 19-145 AMENDED

WHEREAS, Resolution Number 19-145 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH SAIA COMMUNICATIONS, INC. ON BEHALF OF EMERGENCY SERVICES**” passed by this Board of Supervisors on March 12, 2019 and provides for the leasing of tower and building space for communications equipment on behalf of Emergency Services; now therefore

BE IT RESOLVED, That Resolution Number 19-145 be hereby amended to extend the term of the contract for five years to reflect a contract period of January 1, 2024 through December 31, 2028. All else remains the same. (*MUNIS Change Order #1108*)

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #47

**RESOLUTION NO. 23-705
(December 12, 2023)**

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

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH MOTOROLA SOLUTIONS INC., ON BEHALF OF EMERGENCY SERVICES

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Motorola Solutions Inc.*, 500 W. Monroe Street, STE 4400, Chicago, IL 60661-3781 on behalf of Emergency Services. Said contract is for the Implementation of the National Operability Channels on various tower sites and radio consoles in an amount not to exceed \$1,050,000.00; effective December 12, 2023 through completion of the project. (*Munis #1918*) Contingent upon the availability of funds.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #48

**RESOLUTION NO. 23-706
(December 12, 2023)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH ESO 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 *ESO*, 111500 Alterra Parkway, Austin TX 78758 on behalf of Emergency Services. Said contract is for the provision of scheduling software for EMS Operation in an amount not to exceed three thousand, eight hundred eighty dollars (\$3,880.00); effective January 1, 2024 through December 31, 2024. (*Munis # 1915*) Contingent upon the availability of funds.

**Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain:
#49**

**RESOLUTION NO. 23-707
(December 12, 2023)**

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

RESOLUTION NO. 23-527 AMENDED

WHEREAS, Resolution Number 23-527 entitled, “**APPROVING SOLE SOURCE PROCUREMENT WITH STRYKER MEDICAL ON BEHALF OF EMERGENCY SERVICES**” passed by this Board of Supervisors on October 10, 2023 and provides the purchase of various equipment from Stryker Medical on Sole Source Procurement; now therefore,

BE IT RESOLVED, That Resolution Number 23-527 be hereby amended to reflect the following changes:

- Add ProCare Warranty to the MTS Power Load Power Pro Stretcher & Load System in an amount not to exceed \$9,722.30
- Add ProCare Warranty to the LUCAS Systems in an amount not to exceed \$11,689.20
- Add two (2) StairPro stair chairs in an amount not to exceed \$9,639.00.

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

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #50

**RESOLUTION NO. 23-708
(December 12, 2023)**

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

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH ANA NASTASHA CERVANTES, M.D., PLLC ON BEHALF OF THE PUBLIC DEFENDER

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 *Ana Nastasha Cervantes, M.D., PLLC* 465 Tiburon Lane, East Amherst NY, 14051 on behalf of the Public Defender. Said contract is for the provision of Forensic Evaluation per the Memorandum of Understanding in an amount not to exceed \$7,400.00; effective September 19, 2023 through November 15, 2023. (*Munis #1933*) Contingent upon the availability of funds.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #51

**RESOLUTION NO. 23-709
(December 12, 2023)**

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

CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE AWARD WITH THE NYS OFFICE OF INDIGENT LEGAL SERVICES ON BEHALF OF THE PUBLIC DEFENDER

BE IT RESOLVED, That the Chairman of this Board with the approval of the County Attorney is hereby authorized to sign a grant acceptance award with the *NYS Office of Indigent Legal Services*, 80 South Swan Street, 11th Floor Albany, New York 12210 on behalf of the Public Defender. Said grant funds are for the provision of funding Fourth Upstate Quality Improvement and Caseload Reductions (4th QICR), Contract Number C4TH656 in the amount of two hundred forty-two thousand, one hundred dollars (\$242,100.00); effective July 01, 2023-June 30, 2026. (*Munis# 1937*)

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain:

There was a motion by Supervisor Kehl, T/Attica, to combine resolutions #52 through #79. Hearing no objection, resolution titles only were read.

#52

**RESOLUTION NO. 23-710
(December 12, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

LIFT THE 2024 EQUALIZATION TABLE AND ADOPT

BE IT RESOLVED, That the 2024 Equalization Table, which was tabled on November 14, 2022, be lifted from the table; and be it

FURTHER RESOLVED, That the said following Equalization Table sets forth the percentage of County Tax to be paid by each Town for 2024 is hereby adopted as presented

2024 EQUALIZATION TABLE

Advisory Equaliz Rates	TOWN	Taxable Assessed Value with Partial Exemptions Added	Full Value At State Rates	% of Co. Tax to be paid by Each Town	Taxable Assessed Value
90.00%	ARCADE	310,930,841	345,470,712	0.107955568	310,925,991
85.00%	ATTICA	224,433,462	264,039,367	0.082507312	224,421,862
94.00%	BENNINGTON	380,230,544	404,500,576	0.126198787	380,221,715
98.00%	CASTILE	348,418,149	355,528,723	0.111099007	348,388,069
97.00%	COVINGTON	94,089,180	96,999,155	0.093310403	94,088,690
90.00%	EAGLE	85,247,849	94,719,832	0.026091658	85,247,849
89.00%	GAINESVILLE	119,981,470	134,810,640	0.042125778	119,981,470
86.00%	GENESEE FALLS	34,867,063	40,543,085	0.012668948	34,865,253
93.00%	JAVA	194,225,758	208,844,901	0.065260082	194,224,259
88.00%	MIDDLEBURY	119,107,321	135,340,228	0.042294078	119,098,921
78.00%	ORANGEVILLE	111,437,038	142,867,869	0.044643550	111,437,038
85.00%	PERRY	233,830,574	275,094,793	0.085681924	233,817,174
100.00%	PIKE	79,154,753	79,154,753	0.024734364	79,154,753
87.00%	SHELDON	183,777,389	211,238,378	0.098901609	183,772,389
97.00%	WARSAW	313,811,300	323,514,804	0.101992888	313,809,800
100.00%	WETHERSFIELD	87,506,575	87,506,575	0.027344151	87,503,475
	TOTALS	2,921,049,257	3,200,193,525	1.000000000	2,920,960,728

FINANCE COMMITTEE

Bryan Kehl
Daniel Leuer
Brian Becker
Jerry Davis

Ellen Grant
James Brick
Sandra King
Susan May

19-Oct-23

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain:

#53

**RESOLUTION NO. 23-711
(December 12, 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, 2024 through December 31, 2024.

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: 194 Noes: Absent: 7 (Covington) Abstain: #54

**RESOLUTION NO. 23-712
(December 12, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

CHAIRMAN AUTHORIZED TO SIGN EXCESS EMPLOYER’S LIABILITY INSURANCE RENEWALS WITH IMPERIUM INSURANCE COMPANY ON BEHALF OF THE COUNTY INSURANCE 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 **Imperium Insurance Company**, on behalf of the County Insurance Office. Said contract is for Excess Employer’s Liability Insurance renewals in an amount not to exceed twenty-one thousand six hundred seven dollars (\$21,607.00); effective January 1, 2024 through January 1, 2025. Contingent upon the availability of funds.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #55

**RESOLUTION NO. 23-713
(December 12, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

AUTHORIZE CHAIRMAN AND CLERK TO SIGN TAX WARRANTS

WHEREAS, Section 904 of the Real Property Tax Law provides that the Collectors' Warrants in said Tax Rolls should be executed by said Board of Supervisors under the seal of the Board signed by the Chairman and/or Clerk of the Board; and

WHEREAS, The Chairman/Clerk of the Board has presented the Annual Tax Rolls, with extensions therein, for the approval of this Board; now therefore

BE IT RESOLVED, That the Tax Rolls, as extended, are hereby in all things approved and the Chairman or Clerk are hereby authorized and directed to execute and sign the warrants attached in said Rolls; warrants to be returned on or before April 1, 2024.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #56

RESOLUTION NO. 23-714 (December 12, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

REAL PROPERTY TAX SERVICES DIRECTOR AUTHORIZED TO APPROVE CORRECTION OF ERRORS

BE IT RESOLVED, That in accordance with Chapter 515 of Laws of 1997, the Wyoming County Board of Supervisors amends the Correction of Errors procedure (RPTL §§550-559) by authorizing the Director of Real Property Tax Services to approve the correction of the tax roll and tax bill, in an amount not to exceed two thousand five hundred dollars (\$2,500.00) (RPTL §554 (9)) during the year 2024; and be it

FURTHER RESOLVED, That the Director of Real Property Tax Service is also authorized to issue a tax refund and direct the Wyoming County Treasurer to issue refunds, in an amount not to exceed two thousand five hundred dollars (\$2,500.00) (RPTL §556 (8) (a)) during the year 2024.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #57

RESOLUTION NO. 23-715 (December 12, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

**WYOMING COUNTY REAL PROPERTY TAX SERVICES FEE
SCHEDULE FOR COUNTYWIDE ASSESSMENT SERVICES
AMENDED AND APPROVED**

BE IT RESOLVED, That the Wyoming County Real Property Tax Services Fee Schedule for Countywide Assessment Services is hereby amended and approved as annexed hereto.

2024 - Contracting with Wyoming County for Assessment services - 1537 Agreements

	Covington	Pike	Warsaw	Wethersfield	Totals:
# Parcels	786	803	2,486	1,093	5,128
Estimated total costs:	\$13,086	\$13,495	\$38,864	\$17,912	\$83,379

	Covington	Pike	Warsaw	Wethersfield
Postage:				
COA Notices	100	100	100	100
Sales letters	50	50	150	80
AG renewals	200	200	200	200
Snr renewal	25	25	25	25
2nd Snr Notice	100	100	100	100
Total mailings per year	475	475	575	485
Postage with envelopes	0.63	0.63	0.63	0.63
Est Total Postage	299.25	299.25	362.25	306.55

Est Mileage:	500	250	300	250
Est total @ \$.655 /mile:	\$312.50	\$156.25	\$187.50	\$156.25

Training/Dues:	\$500	\$500	\$500	\$500
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Legal Notices	\$75	\$75	\$75	\$75
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Office Supplies	\$250	\$250	\$250	\$250
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Staff (Total wages - with benefits and taxes)	
Assessor	\$74,000
Asst assessor (Nick-per diem)	\$4,000
Total wages:	\$78,000
Total wages per parcel:	\$15.21

Assessor Wages & Fringes

Salary	39,110.27
Health Ins	20,911.53
Deductible	5,000.00
FICA	3,218.00
Medicare	753.00
Retirement	4,000.00
EAP	42.00
Disability	117.00
	73,152.20

Budget Increase from 2023:

Covington	-\$565 *Reval 2025
Pike	-\$1,325 *Reval 2026
Warsaw	-\$2,475 *Reval 2025
Wethersfield	-\$1,785 *Reval 2026

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain:

#58

**RESOLUTION NO. 23-716
(December 12, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

CANCELLATION OF VOID TAXES OVER ASSESSMENT

WHEREAS, Pursuant to the Real Property Tax Law §558 (1), the County of Wyoming may direct the cancellation of certain unpaid taxes where it is determined that the lien of such tax over an agreed upon assessed amount cannot be enforced, and,

WHEREAS, Property owner and the Board of Supervisors have reached agreement to settle this action and terminate foreclosure proceedings.

WHEREAS, such parcels of Real Property exist within the County of Wyoming, and has been identified and so designated by the Finance Committee, now, therefore,

BE IT RESOLVED, That the County of Wyoming hereby directs the adjustment of assessment on the tax roll to reflect the agreed upon assessment stipulated herein and the appropriate tax authority in accordance with the applicable section of the Real Property Tax Law, and the Wyoming County Treasurer, shall revise and recalculate the Real Property tax bills on the subject properties based upon the stipulated assessment. The parties acknowledge that this assessment as adjusted is fair, equitable and proper for purposes of this settlement agreement. Nothing herein contained shall bind either party beyond the years as stated herein.

AUTHORITY: RPTL §558(1) Cancellation of Void Tax.

PARCEL: TOWN OF JAVA
Tax Map#: 636.-9999-822.400/2002
ASSESSED TO: PPP Future Development, 9489 Alexander Rd. Alexander, NY 14005

PARCEL: TOWN OF JAVA
Tax Map#: 636.-9999-822.400/2008
ASSESSED TO: PPP Future Development, 9489 Alexander Rd. Alexander, NY 14005

PARCEL: TOWN OF SHELDON
Tax Map#: 646.-9999-822.400/2002
ASSESSED TO: Mesa Energy Holdings Inc. 9 Woodson Dr, Roland, AR 72135

Parcel Description:	Original Assessment:	Lawful, Correct and Proper Assessment should be the following:
636.-9999-822.400/2002	121,900	10,000
636.-9999-822.400/2008	365,700	30,000

646.-9999- 822.400/2002	1,225,569	45,000
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Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #59

**RESOLUTION NO. 23-717
(December 12, 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:

- Master subscription purchase agreement with **WOLTERS KLUWER**, 230 Third Avenue, Waltham, MA 02451, for software to meet the mandated antimicrobial stewardship reporting, \$26,320.47 per year, \$131,602.35 cumulative, effective 02/01/2024 – 01/31/2029.
- **CAREFUSION SOLUTIONS, LLC**, 3750 Torrey View Ct, San Diego, CA 92130, to lease three anesthesia carts for the operating room for proper patient drug profiling, drug charge capture, and controlled substance drug waste documentation, \$25,956.00 per year, \$129,780.00 cumulative, effective 04/01/2024 – 04/01/2029.
- Service agreement with **MODERN DISPOSAL SERVICES**, 4746 Model City Road, Model City, NY 14107, for refuse removal, compactor and roll off, \$68,788.69 per year, \$206,366.07 cumulative, effective 10/02/2023 – 10/01/2026.
- Document destruction service agreement with **STERICYCLE**, 28161 N. Keith Drive, Lake Forest, IL 60045, for Shred-it secure information destruction for proper destruction of all confidential information/documents, \$22,500.00 per year, cumulative \$67,500.00, effective 10/02/2023 – 10/01/2026. Contingent upon the availability of funds.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #60

**RESOLUTION NO. 23-718
(December 12, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**HOSPITAL ADMINISTRATOR AUTHORIZED TO SIGN AN
EMPLOYMENT AGREEMENT ~ SALARY SCHEDULE “P” WITH
ZERAH ALI, DPM ON BEHALF OF THE WYOMING COUNTY
COMMUNITY HEALTH SYSTEM**

BE IT RESOLVED, In accordance with Resolution Number 11-209 passed by the Wyoming County Board of Supervisors, on June 14, 2011 entitled, “**AMENDING RESOLUTION 91-159, AUTHORITY OF THE BOARD OF MANAGERS OF THE HOSPITAL,**” the Hospital Administrator of the hospital, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney and/or Costello Cooney Fearon, PLLC, legal counsel, is hereby authorized and directed to sign an Employment Agreement – Salary Schedule “P” with **ZERAH ALI, DPM**, 8299 Clipnock Road, Stafford, NY 14143 on behalf of the Wyoming County Community Health System. Said contract to provide professional podiatry services, in an amount of on hundred fifty thousand dollars (\$150,000.00) per year, plus a stipend in the amount of \$46.00 for every wRVU in excess of 8,200 wRVUs per year, effective 12/01/2023 – 11/31/2025. Contingent upon the availability of funds.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #61

**RESOLUTION NO. 23-719
(December 12, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 22-035 AMENDED

WHEREAS, Resolution Number 22-035 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM,**” passed by this Board of Supervisors on January 11, 2022 and provides, in part, for the following contract:

- **WeStandStrong Staffing, LLC**, 302 Country Lane, Geneseo, NY 14454 to provide agency staffing in an amount not to exceed two hundred thousand dollars (\$200,000.00) per year; effective; December 1, 2021 through November 30, 2023.

Now therefore,

BE IT RESOLVED, That **Resolution Number 22-035** be hereby amended as follows:

- Extend the term of the agreement from December 1, 2021 through November 30, 2023 to **December 1, 2023 through November 30, 2024**.

All else remains the same.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #62

**RESOLUTION NO. 23-720
(December 12, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 23-433 RESCINDED

WHEREAS, on August 15, 2023 the Wyoming County Board of Supervisors passed Resolution Number 23-433 entitled, **HOSPITAL ADMINISTRATOR AUTHORIZED TO AWARD BID AND SIGN A CONTRACT WITH MJ MECHANICAL SERVICES, INC. ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**, which provides for rooftop unit replacements with **MJ Mechanical Services, Inc.** in an amount not to exceed six hundred fifty thousand dollars (\$650,000.00); effective July 25, 2023 through the project completion. Contingent upon the availability of funds; now therefore

BE IT RESOLVED that Resolution Number 23-433 be hereby rescinded in its entirety; effective immediately.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #63

**RESOLUTION NO. 23-721
(December 12, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 23-629 AMENDED

WHEREAS, Resolution Number 23-629 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM,**” passed by this Board of Supervisors on November 14, 2023 and provides, in part, for the following contract:

- **UNIVERSITY EMERGENCY MEDICAL SERVICES, INC. d/b/a UBMD Emergency Medicine**, 77 Goodell Street, Suite 340, Buffalo, NY 14203 to provide emergency medical services to the WCCHS Emergency Department, compensation to UBMD includes providing UBMD the right to bill and maintain professional portion of ER services billing plus an amount not to exceed one million, two hundred thousand dollars \$1,200,000.00 per year, effective 01/01/2024 – 12/31/2026.

Now therefore,

BE IT RESOLVED, That **Resolution Number 23-629** be hereby amended as follows:

- Extend the term through 12/31/2027.

All else remains the same.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #64

RESOLUTION NO. 23-722 (December 12, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

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:

Amend Salary Schedule “P”:

Wyoming County Community Hospital

- Include a Stipend for the *Podiatrist* position (Position Code #10.116.654) under PODIATRY CLINIC in an amount of \$46.00 per wRVU in excess of 8,200 wRVUs per year, effective 12/01/2023.
- Abolish one (1) 1.00 FTE *Family Practice Physician Provider* position (Position Code #10.119.587) under WYOMING COUNTY FAMILY

MEDICINE – ARCADE, effective 11/29/2023.

- Abolish one (1) 0.60 FTE *Women's Health Nurse Practitioner* position (Position Code #17.123.643) under GYNECOLOGY CLINIC, effective 11/29/2023.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #65

**RESOLUTION NO. 23-723
(December 12, 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:

Amend Salary Schedule “C”:

Wyoming County Community Hospital

- Set the salary for one (1) 1.00 FTE *Director of Surgical Services* position (Position Code #01.324.431) under OPERATING ROOM at \$130,000.00 per year, effective 01/02/2024.
- Set the salary of one (1) 1.00 FTE *Staff Recruiter* position (Position Code #02.904.705) under NURSING ADMINISTRATION (ACUTE) at \$60,500.00 per year, effective 09/26/2023.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #66

**RESOLUTION NO. 23-724
(December 12, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

MEMBERS APPOINTED/REAPPOINTED TO WCCH BOARD OF MANAGERS

BE IT RESOLVED, That the following members are hereby appointed/reappointed to the WCCH Board of Managers as follows:

Five (5) year term effective January 1, 2024 through December 31, 2028

- *Stephen D. Perkins*, 2511 Blackhouse Road, Warsaw NY 14569
- *Janice Shirley*, 5566 Oatka Road, Warsaw, NY 14569

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #67

**RESOLUTION NO. 23-725
(December 12, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION OF THE BOARD OF SUPERVISORS LEVYING TAXES
AND ASSESSMENTS REQUIRED FOR PURPOSE OF ANNUAL
BUDGET OF
TOWNS OF WYOMING COUNTY**

WHEREAS, there has been presented to this Board of Supervisors a duly certified copy of the annual budget of each of the several Towns in the County of Wyoming for the fiscal year beginning January 1, 2024; now therefore

BE IT RESOLVED, that there shall be and hereby is assessed and levied upon and collected from the taxable real property situated in the following named Towns outside of the incorporated Villages, wholly or partially located therein, the amounts indicated below for Highway Outside Village, for purposes included with General Outside Village or to be spread with Highway Outside, as specified in the budgets of the respective Towns as follows:

NAME OF TOWN	GENERAL FUND OUTSIDE	HIGHWAY OUTSIDE	TOTAL
ARCADE	\$ 88,491.00	\$ 269,231.00	\$ 357,722.00
ATTICA	\$ -	\$ 283,906.80	\$ 283,906.80
BENNINGTON	\$ -	\$ -	\$ -
CASTILE	\$ -	\$ 341,661.00	\$ 341,661.00
COVINGTON	\$ -	\$ -	\$ -
EAGLE	\$ -	\$ -	\$ -
GAINESVILLE	\$ -	\$ 250,920.00	\$ 250,920.00
GENESSEE FALLS	\$ -	\$ -	\$ -
JAVA	\$ -	\$ -	\$ -
MIDDLEBURY	\$ 4,250.00	\$ 309,747.00	\$ 313,997.00
ORANGEVILLE	\$ -	\$ -	\$ -
PERRY	\$ 22,679.15	\$ 262,600.71	\$ 285,279.86
PIKE	\$ -	\$ -	\$ -
SHELDON	\$ -	\$ -	\$ -
WARSAW	\$ 11,344.00	\$ 337,097.00	\$ 348,441.00
WETHERSFIELD	\$ -	\$ -	\$ -
TOTALS:	\$ 126,764.15	\$ 2,055,163.51	\$ 2,181,927.66

422
and be it

FURTHER RESOLVED, that there shall be and hereby is assessed and levied upon and collected from real property liable therefore within the respective fire protection, lighting, recycling, and water districts in the following towns, as listed below, the following respective budgets:

NAME OF TOWN	FIRE DISTRICT	FIRE PROTECTION	LIGHT & Sidewalk	WATER/SEWER & RECYCLE FEE	RELEVIED WATER/SEWER & RECYCLE FEE	TOTAL
ARCADE		\$ 110,440.00		*** \$ 184,579.16		\$ 295,019.16
ATTICA		\$ 77,000.00				\$ 77,000.00
BENNINGTON	V \$ 11,570.07	B \$ 110,000.00 C \$ 90,370.00 HC \$ 35,928.09	\$ 1,975.00	* \$ 52,000.00	* \$ 3,131.14	\$ 304,974.30
CASTILE		P \$ 25,000.00 SS \$ 15,750.00 C \$ 112,000.00	\$10,000.00	* \$ 43,075.00 ** \$ 224,706.00	**** \$ 140.00 * \$ 3,276.00	\$ 433,947.00
COVINGTON		PA \$ 91,343.00 WY \$ 13,705.00 PE \$ 7,100.00		* \$ 350.00 * \$ 63,225.00		\$ 175,723.00
EAGLE	\$ 150,940.00		\$ 8,000.00	* \$ 8,900.00	* \$ 927.65 *** \$ -	\$ 164,767.65
GAINESVILLE		G \$ 88,434.00 SS \$ 21,386.00 C \$ 2,386.00				\$ 112,206.00
GENESSEE FALLS		\$ 35,000.00	\$ 9,000.00			\$ 44,000.00
JAVA	NJ \$ 67,941.31	S \$ 113,314.00	NJ \$ 1,500.00 JC \$ 250.00	* \$ 11,062.00	* \$ 3,722.92	\$ 197,790.23
MIDDLEBURY		F1 \$ 95,029.00 F2 \$ 5,000.00				\$ 100,029.00
ORANGEVILLE	V \$ 71,054.19	O \$ 19,847.36	L3 \$ 700.00	* \$ 2,874.48	* \$ 513.01	\$ 94,989.04
PERRY	F3 \$ 4,265.00	F4 \$ 72,000.00	PC \$ 3,600.00	* \$ 15,580.00 ** \$ 24,361.17	* \$ -	\$ 119,806.17
PIKE	F1 \$ 47,850.00		L1 \$ - S1 \$ -		* \$ 5,025.06	\$ 52,875.06
SHELDON	V \$ 33,451.74 NJ \$ 21,424.74	ST \$ 59,005.00 SH \$ 129,530.25 HC \$ 37,245.75	L1 \$ 3,000.00 L2 \$ 2,000.00 L3 \$ 50.00 L9 \$ 900.00	* \$ 64,436.26	* \$ 2,328.84 *** \$ -	\$ 353,372.58
WARSAW		\$ 88,794.00		* \$ - ** \$ 59,269.00	* \$ 167.52 ** \$ - *** \$ -	\$ 128,230.52
WETHERSFIELD	NJ \$ 30,633.95	G \$ 45,000.00 B \$ 29,500.00				\$ 105,133.95
TOTALS:	\$ 439,131.00	\$ 1,510,107.45	\$38,975.00	\$752,418.07	\$ 19,232.14	\$ 2,759,863.66

* = WATER ** = SEWER *** = RECYCLING ****=MAINTENANCE FEE

and be it

FURTHER RESOLVED, that the amounts to be raised by tax for all other purposes, as specified in the said several budgets are presented to this Board and which are on file in the office of the Clerk hereof, shall be and hereby are assessed and levied upon and collected from all the taxable property in the Towns as indicated below, except otherwise provided by Law, namely:

NAME OF TOWN	GENERAL FUND TOWN WIDE	HIGHWAY FUND TOWN WIDE	TOTAL
ARCADE	\$ 296,835.99	\$ 137,307.00	\$ 434,142.99
ATTICA	\$ 228,710.00	\$ 289,052.40	\$ 517,762.40
BENNINGTON	\$ 331,559.93	\$ 870,100.00	\$ 1,201,659.93
CASTILE	\$ 203,652.00	\$ 366,102.00	\$ 569,754.00
COVINGTON	\$ 194,826.00	\$ 403,421.00	\$ 598,247.00
EAGLE	\$ -	\$ -	\$ -
GAINESVILLE	\$ 189,725.00	\$ 315,000.00	\$ 504,725.00
GENESEE FALLS	\$ 159,979.00	\$ 312,509.00	\$ 472,488.00
JAVA	\$ 148,647.00	\$ 575,700.00	\$ 724,347.00
MIDDLEBURY	\$ 85,926.00	\$ 412,457.00	\$ 498,383.00
ORANGEVILLE	\$ -	\$ -	\$ -
PERRY	\$ 328,661.92	\$ 328,661.91	\$ 657,323.83
PIKE	\$ 168,386.00	\$ 422,560.00	\$ 590,946.00
SHELDON	\$ -	\$ -	\$ -
WARSAW	\$ 432,507.00	\$ 425,123.00	\$ 857,630.00
WETHERSFIELD	\$ 39,020.00	\$ 61,400.00	\$ 100,420.00
TOTALS:	\$ 2,808,435.84	\$ 4,919,393.31	\$ 7,727,829.15

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #68

RESOLUTION NO. 23-726
(December 12, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

JANIS COOK REAPPOINTED COUNTY BUDGET OFFICER

BE IT RESOLVED, That *Janis Cook*, 3459 Truesdell Road, Warsaw, NY 14569 is hereby reappointed Wyoming County Budget Officer for a term of two (2) years; effective January 1, 2024 through December 31, 2025.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #69

RESOLUTION NO. 23-727
(December 12, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

OFFICIAL NEWSPAPERS DESIGNATED

BE IT RESOLVED, That, pursuant to Section 214 (2) of the County Law of this state, the *The Daily News*, Batavia, New York; the *Herald Courier*, Arcade, New York; and the *Perry Herald*, Perry, New York are hereby designated for the publication of local laws and all other notices and matters required by law to be published, for which no other specific designation has heretofore been made.

REPUBLICAN DESIGNATION TO PUBLISH

We, the undersigned Republican members of the Board of Supervisors of the County of Wyoming, State of New York, do hereby designate as follows for the year 2024:

DESIGNATION	PUBLICATION	VILLAGE OF
Election Notice	Daily News	Batavia, New York
Sheriff Proclamation	Daily News	Batavia, New York
Local laws, notices and other matters required by matters required by law to be published and for which NO OTHER specific designation has been made	Daily News	Batavia, New York
Official Canvass	Herald Courier	Arcade, New York
Constitutional amendments and concurrent resolutions (including tax sales and redemptions)	Herald Courier	Arcade, New York

Signed this 12th day of December 2023:

s/ A.D. Berwanger	s/ Bryan Kehl	s/ Ellen Grant
s/ E. Joseph Gozelski	s/ Jerry Davis	s/ Vanessa McCormick
s/ Luanne Roberts	s/ Daniel Leuer	s/ Susan May
s/ James Brick	s/ Sandra King	s/ Brian Becker
s/ Rebecca Ryan	s/ Ron Jacoby	

DEMOCRATIC DESIGNATION TO PUBLISH

We, the undersigned Democratic members of the Board of Supervisors of the County of Wyoming, State of New York, do hereby designate as follows for the year 2024:

DESIGNATION	PUBLICATION	VILLAGE
-------------	-------------	---------

		OF
Election Notice	Perry Herald	Perry, New York
Sheriff Proclamation	Perry Herald	Perry, New York
Local laws, notices and other matters required by matters required by law to be published and for which NO OTHER specific designation has been made	Perry Herald	Perry, New York
Official Canvass	Herald Courier	Arcade, New York
Constitutional amendments and concurrent resolutions (including tax sales and redemptions)	Herald Courier	Arcade, New York

Signed this 12th day of December 2023:

s/ Michael Roche

s/ David Granger

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #70

**RESOLUTION NO. 23-728
(December 12, 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 April 1, 2023 through September 30, 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

You are hereby authorized and directed to distribute the Semi-Annual Revenue Sharing amounts totaling forty-one thousand five hundred ninety-one dollars and sixty cents (\$41,591.60) to the sixteen (16) towns of Wyoming County, in accordance with the report filed with the Clerk of the Board of Supervisors, as follows:

TOWNS	REVENUE SHARING DISTRIBUTIED
Arcade	\$3,578.73
Attica	\$3,954.00
Bennington	\$6,296.91
Castile	\$3,360.37
Covington	\$941.97
Eagle	\$894.60
Gainesville	\$1,098.83
Genesee Falls	\$579.22
Java	\$2,090.13
Middlebury	\$470.91
Orangeville	\$2,030.77
Perry	\$4,101.79
Pike	\$668.17
Sheldon	\$1,351.12
Warsaw	\$9,108.94
Wethersfield	\$1,065.14
Grand Totals:	\$41,591.60

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #71

**RESOLUTION NO. 23-729
(December 12, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

CHAIRMAN AUTHORIZED TO SIGN LETTERS OF UNDERSTANDING WITH CONTRACT AGENCIES FOR 2024

BE IT RESOLVED, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to sign Letters of Understanding with the following Contract Agencies for 2024:

CONTRACT AGENCY	2023 EXPENDITURES
Wyoming County Community Action	\$45,000.00
Wyoming County Chamber of Commerce (Tourism)	\$60,000.00
Wyoming County Business Education Council	\$4,300.00
Wyoming County Business Center (LDC)	\$80,000.00

Wyoming County Arts Council	\$22,500.00
Wyoming County Wildlife Federation	\$1,000.00
Wyoming County Soil & Water	\$164,125.00
Eric-Wyoming County Soil & Water	\$3,000.00
Wyoming County Fair Association	\$23,000.00
Cornell Cooperative Extension of Wyoming County	\$454,040.00
TOTAL	\$856,965.00

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #72

**RESOLUTION NO. 23-730
(December 12, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

DATE SET FOR ANNUAL ORGANIZATIONAL MEETING

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

BE IT RESOLVED, That the *Annual Organizational Meeting* of the Wyoming County Board of Supervisors will be set for **Tuesday, January 2, 2024, at 2:00 PM**, in the Supervisors' Chambers located in the Wyoming County Government Center, 2nd Floor, at 143 North Main Street, Village of Warsaw, Warsaw, New York 14569.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #73

**RESOLUTION NO. 23-731
(December 12, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

THREE (3) COPIES OF ANNUAL REPORTS REQUESTED

BE IT RESOLVED, That the Public Officials of this County present at least three (3) hard copies, in writing, and one (1) electronic copy of their annual report to the Clerk of this Board not later than March 31, 2024, said annual reports to contain a financial summary of the department; and be it

FURTHER RESOLVED, That any supervisor may request any official to present an oral report in addition to a written report.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #74

**RESOLUTION NO. 23-732
(December 12, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

SCOTT SCHRADER APPOINTED COUNTY ADMINISTRATOR

WHEREAS, On September 12, 2023, the Board of Supervisors for the County of Wyoming adopted Local Law No. 3 of 2023, A Local Law entitled, *“A Local Law Repealing and Replacing Local Law No. 17 for the Year 1993, Establishing the Position of County Administrator of the County of Wyoming,”* wherein the Board of Supervisors re-established the position of County Administrator for the County of Wyoming; and

WHEREAS, Pursuant to this Local Law, the Board of Supervisors for the County of Wyoming shall appoint a County Administrator for a fixed term who shall be directly responsible to the Board of Supervisors and, on behalf of the Board of Supervisors, shall perform the functions of a Chief Administrative Officer with the Board of Supervisors retaining final administrative authority; now therefore

BE IT RESOLVED, That the Board of Supervisors for the County of Wyoming does hereby appoint Scott Schrader, 70 Jessen Parkway, Lockport, NY 14094, to serve as County Administrator, for a term of one year beginning on January 8, 2024, who shall be responsible for the overall administration of the County government, as directed by the Board of Supervisors; and be it

FURTHER RESOLVED, That Mr. Schrader shall receive as County Administrator an annual salary of one hundred twenty-five thousand dollars (\$125,000.00) management/management confidential, 40hrs/week, Civil Service Jurisdictional Classification of unclassified and all terms and conditions of employment including benefits in accordance with the Offer Letter November 22, 2023 and Schedule (E) outlining employee benefits for Department Heads; and be it

FURTHER RESOLVED, That Mr. Schrader, as County Administrator, shall perform all the duties now and hereafter conferred or imposed upon the office by Local Law No. 3 of 2023, other State and Federal laws, and as directed

by the Board of Supervisors, and shall have all the powers and perform all the duties necessarily implied or incidental, including supervision of all County departments and agencies except as otherwise required by law; and be it

FURTHER RESOLVED, That department heads as defined herein shall be responsible to and report to the County Administrator regarding the day-to-day activities of their respective departments in order to provide for the oversight and provision of County operations and services, and ensure that these operations and services, and the directives of the Board of Supervisor, are provided in the most efficient manner; and be it

FURTHER RESOLVED, That the Clerk of the Board of Supervisors, County Attorney, Elections Commissioners, Director of Human Resources and elected officials serving as

Department Heads, including but not limited to, the County Sheriff, County Clerk, County Treasurer will continue a reporting relationship directly to the Board of Supervisors. The County Administrator shall coordinate with, and liaison with the elected and appointed Department Heads pursuant to the directives of the Board of Supervisors, to facilitate administration in the most efficient manner, and be it

FURTHER RESOLVED, That the County Administrator shall liaison with Agency Heads as it regards the activities and funding of their respective agencies in order to provide for the coordination and provision of agency operations and services, and ensure that these operations and services, and the directives of the Board of Supervisor, are provided in the most efficient manner, and be it

FURTHER RESOLVED, That the County Administrator shall liaison with and be afforded information by the Chief Executive Officer of the Wyoming County Community Health System and its President of the Board of Managers, as required, to further coordination between the operations of the Health System and the operations of County departments.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain:
#75

**RESOLUTION NO. 23-733
(December 12, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

SALARY SCHEDULES “S” AND “G” AMENDED

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

Salary Schedule “S”:

Human Resource

- Set the hourly rate of pay of ***Human Resource Assistant*** (position code 035.434) at \$19.00/hr. (salary equivalent of \$34,580) with eligibility for 2024 COLA as may be authorized by the Board of Supervisors.

Planning Department

- Reassign the Wyoming County Water Resource Agency Administrator position title of ***Water Resource Specialist (Per Diem)***, (Position Code #148.335), currently under Public Health Dept. to Planning Department as part of the Wyoming County Water Resource Agency transfer, effective January 1, 2024.

Salary Schedule “G”:

Office for the Aging

- Set the salary of the ***Alzheimer Caregiver Coordinator*** at \$24.68 per hour not to exceed \$45,258.00 for 2024 to reflect the 3% COLA.
- Amend Stipends on Salary Schedule G for Alzheimer’s Disease Caregiver Support Initiative Grant plus corresponding fringe to the following effective July 1, 2023. Funds are provided through the ADCSI grant:
 - Deputy Director of OFA \$2,000.00
 - Fiscal Officer I \$3,000.00

Public Health

- Apply 3.0% COLA, effective January 1, 2024:
 - Health Insurance Enrollment Specialist #139.606
 - PH Graduate Fellow #153.641
 - PH Corps Fellow #154.642
 - PH Corps Fellow #155.642
 - COVID Response Coordinator #156.640

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #76

**RESOLUTION NO. 23-734
(December 12, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 23-651 AMENDED

WHEREAS, Resolution Number 23-651 entitled, “**SALARY**

SCHEDULE “S” AMENDED,” was passed by this Board of Supervisors on November 14, 2023 on behalf of the Youth Bureau; and in part provides for:

- **Fiscal Officer I** (Position Code 008.282) \$1,800.00
 - Said amounts are to be paid bi-weekly from Oct 1, 2023 through September 30, 2024. Funds provided through OCFS Youth Sports Funding; now therefore

BE IT RESOLVED, That Resolution Number 23-651 be hereby amended to reflect the following:

Salary Schedule “S”:

- Remove one position of **Fiscal Officer I** (Position Code 008.282) on Salary Schedule S under Youth Bureau with a stipend of \$1,800.00

Salary Schedule “G”:

- Place one position of **Fiscal Officer I** (Position Code 008.282) on Salary Schedule G under Youth Bureau with a stipend of \$1,400.00
 - Said amounts are to be paid bi-weekly from Oct 1, 2023 through September 30, 2024. Funds provided through OCFS Youth Sports Funding; All else remains the same.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #77

**RESOLUTION NO. 23-735
(December 12, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

POSITION(S) APPROVED

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

CREATE/FILL:

Animal Control

- One (1) position of **Laborer (per diem)** at a rate of \$12.50 per hour, increasing to \$15.00 per hour on January 1, 2024. Position available date: 11/20/23

Highway Department

- One (1) position of **Automotive Mechanic Supervisor** (1.0 FTE), CSEA Agreement, Sch. A. Grade 14 (\$22.25 - \$25.69/hr.) (\$22.92-\$26.46) Position available date: 1/1/24.

Emergency Services

- Two (2) positions of *Advanced Emergency Medical Technician (Per Diem)*, CSEA grade 17B (\$23.00-\$29.00/hr). Position available date: December 11, 2023.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #78

**RESOLUTION NO. 23-736
(December 12, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NO. 21-299 AMENDED

WHEREAS, Resolution Number 21-299 entitled, “**POSITIONS APPROVED**,” was passed by this Board of Supervisors on June 8, 2021 on behalf of the Animal Control Department; and in part provides for One (1) position of Laborer (per diem) on Salary Schedule S at an hourly rate of \$12.50/hr. with only those benefits mandated by law;

WHEREAS, Resolution Number 21-324 entitled, “**SALARY SCHEDULES “X”, “S” AND “G” AMENDED**,” was passed by this Board of Supervisors on July 13, 2021 in part removes the position from Salary Schedule S;

BE IT RESOLVED, That Resolution Number 21-299 further be amended to reflect the following:

- Set the hourly wage of one (1) Laborer (per diem) (Position Code 003.144) at \$15.00/hr. (currently at \$12.50/hr.) to remain consistent with New York State Minimum Wage; effective January 01, 2024.

All else remains the same.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain: #79

**RESOLUTION NO. 23-737
(December 12, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 23-648 AMENDED

WHEREAS, Resolution Number 23-648 entitled, “**SALARY SCHEDULE “F & G” AMENDED**,” was passed by this Board of Supervisors on November 14, 2023 on behalf of the Public Defender; and in part provides for:

- *Public Defender*

Under Indigent Legal Service/Council at First Appearance, effective April 01, 2023:

- Remove stipend of \$7,670.00 for Assistant Public Defender (5th) (position code 010.503).

BE IT RESOLVED, That Resolution Number 23-648 be hereby amended to reflect the following:

- **Public Defender**

Upstate Quality Improvement and Caseload Reduction Grant (C3RD656) (Round 3), effective April 01, 2023:

- Remove stipend of \$7,670.00 for Assistant Public Defender (5th) (position code 010.503).

All else remains the same.

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain:
Non-Consent
#80

RESOLUTION NO. 23-738
(December 12, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

SALARY SCHEDULE “E” CREATED

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

Create Salary Schedule E:

Wyoming County Board of Supervisors

- Create one (1) position of **County Administrator** (1.00 FTE) under COUNTY ADMINISTRATOR and set the salary at \$125,000.00 per year, effective January 08, 2024

Carried: XXX Ayes: 181 Noes: 13 Absent: 7 (Covington) Abstain:

Public Hearing #1~

- **Public Comment:**

- Bill Streicher thanked the Board of Supervisors for this opportunity.
- David Mongiolo commented that volunteers are needed all over and should get free property taxes.
- Jessica Graham from Varysburg FD commented they are over 2700 volunteer hours this year and this will be very helpful for

the members.

- Supervisor Brick questioned Sarah Lippincott about the effective date and how it will affect other exemptions.

A motion to close the public hearing was made by Supervisor Brick, T/Perry and seconded by Supervisor Berwanger, T/Arcade

**Local Law
#81**

**RESOLUTION NO. 23-739
(December 12, 2023)**

By Mr. Kehl, Chairman of the Finance Committee:

**LOCAL LAW NO. 7 (INTRODUCTORY H, YEAR 2023) ~ YEAR 2023,
“ENACTING A PROPERTY TAX EXEMPTION FOR VOLUNTEER
FIREFIGHTERS
AND AMBULANCE WORKERS PURSUANT TO SECTION 466-A
OF THE REAL PROPERTY TAX LAW ADOPTED**

WHEREAS, There was duly presented and introduced at a meeting of this Board, held on the 14th day of November, 2023, a proposed local law of the County, designated as Local Law Introductory No. H, for the year 2023, entitled, **“ENACTING A PROPERTY TAX EXEMPTION FOR VOLUNTEER FIREFIGHTERS AND AMBULANCE WORKERS PURSUANT TO SECTION 466-A OF THE REAL PROPERTY TAX LAW”** and

WHEREAS, In accordance with the provisions of Resolution Number 23-637 there was a public hearing held by this Board of Supervisors on this 12th day of December, 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 7, Year 2023, County of Wyoming, New York, as presented to this Board on the 14th day of November 2023, is hereby adopted, as follows:

LOCAL LAW NO. 7 ~ YEAR 2023

A Local Law Entitled “Enacting a Property Tax Exemption for Volunteer Firefighters and Ambulance Workers Pursuant to Section 466-A of the Real Property Tax Law”

Be it enacted by the Board of Supervisors for the County of Wyoming as follows:

SECTION 12. TITLE.

This Local Law shall be entitled “Enacting a Property Tax Exemption for Volunteer Firefighters and Ambulance Workers Pursuant to Section 466-a of the Real Property Tax Law.”

SECTION 13. GRANT OF EXEMPTION.

An exemption of ten percent (10%) of assessed value of property owned by an enrolled member as set forth below, or such enrolled member and their spouse, is hereby granted from taxation with respect to the real property taxes of the County of Wyoming as long as eligibility requirements are met.

SECTION 14. ELIGIBILITY REQUIREMENTS.

Such exemption shall be granted to an enrolled member of an incorporated volunteer fire company, fire department, or incorporated voluntary ambulance service provided that:

- a. The property is owned by the volunteer firefighter or volunteer ambulance worker;
- b. The property is the primary residence of the volunteer firefighter or volunteer ambulance worker;
- c. The property is used exclusively for residential purposes;
- d. The volunteer firefighter or volunteer ambulance worker resides in the County of Wyoming and the County of Wyoming is served by such incorporated volunteer fire company or fire department or incorporated voluntary ambulance service;
- e. The volunteer firefighter or volunteer ambulance worker is certified by the authority having jurisdiction as an enrolled member of such an incorporated volunteer fire company, fire department, or incorporated voluntary ambulance service; and
- f. The volunteer firefighter or volunteer ambulance worker meets the minimum service requirement established by the County of Wyoming, which is hereby established as two (2) years.

SECTION 15. APPLICATION

A volunteer firefighter or volunteer ambulance worker must annually, on or before the applicable taxable status date, file an application for such property tax exemptions with the assessing unit responsible for preparing the assessment roll for the County of Wyoming, on a form as prescribed by the New York State Commissioner of Taxation and Finance. The County of Wyoming must maintain written guidelines, available upon request, as to the requirements of an enrolled volunteer member relating to this exemption.

SECTION 16. CERTIFICATION.

The Fire Chiefs within the County of Wyoming must annually file with the Town Assessor, prior to the applicable taxable status date, a list of the active volunteer members who are certified to meet the minimum service requirement. Such list must provide, as of the applicable taxable status date, the number of years of service served by each such enrolled member and such enrolled member's address of residence.

SECTION 17. NO DIMINUTION OF BENEFITS.

An applicant who is receiving any benefit pursuant to Article 4 of the Real Property Tax Law as of the effective date of this Article shall not have any of those benefits diminished because of this Article.

SECTION 18. GRANT OF LIFETIME EXEMPTION.

Any eligible enrolled member who accrues more than twenty (20) years of active volunteer service (as certified by the authority having jurisdiction) shall be granted the ten percent (10%) exemption as authorized by this Article for the remainder of his or her life as long as his or her primary residence is located within the County of Wyoming.

SECTION 19. UN-REARRIED SPOUSE OF ENROLLED MEMBER KILLED IN THE LINE OF DUTY.

The un-remarried surviving spouse of a deceased enrolled member killed in the line of duty, as certified by the authority having jurisdiction, is qualified to continue to receive an exemption, as long as the deceased volunteer had been an enrolled member for at least five (5) years and had been receiving the exemption at the time of his or her death.

SECTION 20. UN-REARRIED SPOUSE OF DECEASED ENROLLED MEMBER.

The un-remarried surviving spouse of a deceased enrolled member, as certified by the authority having jurisdiction, is qualified to continue to receive an exemption, as long as the deceased volunteer had been an enrolled member for at

least twenty (20) years and the deceased volunteer and un-remarried spouse had been receiving the exemption at the time of his or her death.

SECTION 21. SEPARABILITY

If any clause, sentence, paragraph, section or part of this Local Law is declared by a Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to said clause, sentence, paragraph, section or part of this Local Law.

SECTION 22. EFFECTIVE DATE

This Local Law shall take effect immediately upon filing in the office of the Secretary of State in accordance with Municipal Home Rule Law Section 27.

DATED at Warsaw, New York
November 14, 2023 (Introduced)
December 12, 2023 (Adopted)
Cheryl J. Ketchum, ^{CMC}
Clerk to the Board

Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain:

Public Hearing #2~

- **Public Comment:**
 - *None received*

A motion to close the public hearing was made by Supervisor. Grant, T/Bennington and seconded by Supervisor May, T/Orangeville

***Local Law
#82***

RESOLUTION NO. 23-740 (December 14, 2023)

By Mr. Kehl, Chairman of the Finance Committee:

LOCAL LAW NO. 8 (INTRODUCTORY G, YEAR 2023) ~ YEAR 2023, “A Local Law Providing Salaries for Certain County Officers for the year 2024” ADOPTED

WHEREAS, There was duly presented and introduced at a meeting of this Board, held on the 14th day of November, 2023, a proposed local law of the County, designated as Local Law Introductory No. G, for the year 2023, entitled, “*A Local Law Providing Salaries for Certain County Officers for the year 2024*”; and

WHEREAS, In accordance with the provisions of Resolution Number 23-647 there was a public hearing held by this Board of Supervisors on this 12th day of December, 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 8, Year 2023, County of Wyoming, New York, as presented to this Board on the 14th day of November 2023, is hereby adopted, as follows:

LOCAL LAW NO. 8 ~ YEAR 2023

A Local Law entitled *“Providing Salaries for Certain County Officers for the year 2024”*

BE IT ENACTED by the Board of Supervisors of the County of Wyoming as follows:

Section 1. Effective as hereafter provided, the annual salary for the **County Clerk** shall be increased by **\$2,640.00** for a new annual salary of **\$90,640.00**.

Section 2. Effective as hereafter provided, the annual salary for the **County Treasurer** shall be increased by **\$2,762.00** for a new annual salary of **\$94,812.00**.

Section 3. Effective as hereafter provided, the annual salary for the **County Sheriff** shall be increased by **\$5,780.00** for a new annual salary of **\$121,382.00**.

Section 4. Effective as hereafter provided, the hourly wage for the **Commissioner of Elections (R)** shall be increased by **\$.50 per hour** for an annual salary equivalent of **\$17,771.00**.

Section 5. Effective as hereafter provided, the hourly wage for the **Commissioner of Elections (D)** shall be increased by **\$.50 per hour** for an annual salary equivalent of **\$17,771.00**.

Section 6. Effective as hereafter provided, the annual salary for the *County Attorney* shall be increased by **\$1,993.00** for a new annual salary of **\$68,434.00**.

Section 7. Effective as hereafter provided, the annual salary for the *Superintendent of County Highways* shall be increased by **\$2,675.00** for a new annual salary of **\$91,850.00**.

Section 8. Effective as hereafter provided, the annual salary for the *Public Defender, PT* shall be increased by **\$2,431.00** for a new annual salary of **\$83,462.00**.

Section 9. Effective as hereafter provided, the annual salary for the *Commissioner of Public Health* shall be increased by **\$2,946.00** for a new annual salary of **\$101,148.00**.

Section 10. Effective as hereafter provided, the annual salary for the *Director of Real Property Tax Services* shall be increased by **\$2,050.00** for a new annual salary of **\$84,050.00**.

Section 11. Effective as hereafter provided, the annual salary for the *Commissioner of Social Services* shall be increased by **\$2,399.00** for a new annual salary of **\$82,367.00**.

Section 12. Effective as hereafter provided, the annual salary for the *Director of Veteran Services* shall be increased by **\$1,625.00** for a new annual salary of **\$55,776.00**.

Section 13. All salaries set forth in Sections 1 through 12 above shall be for the year 2024; effective as of January 01, 2024.

Section 14. This Local Law shall take effect forty-five (45) days from the date of adoption by the Board of Supervisors unless a petition is filed in accordance with Municipal Home Rule Law Section 24.

Section 15. This Local Law is subject to permissive referendum.

DATED at Warsaw, New York
November 14, 2023 (Introduced)
December 12, 2023 (Adopted)
Cheryl J. Ketchum, ^{CMC}
Clerk to the Board

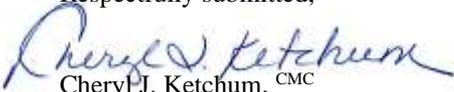
Carried: XXX Ayes: 194 Noes: Absent: 7 (Covington) Abstain:

This month's FEATURED veteran/veteran family-owned BUSINESS~

- **Brier Hill Contracting DBA 77 in Attica
1716 Alleghany Road
Attica, NY 14011**

There being no further business to come before this Board, Senior Supervisor Berwanger, T/Arcade, adjourned the meeting at 3:38 PM with a rap on his desk.

Respectfully submitted,



Cheryl J. Ketchum, ^{CMC}
Clerk to the Board

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