

PROCEEDINGS  
OF THE  
BOARD OF  
SUPERVISORS

Volume II

WYOMING COUNTY  
NEW YORK

2020

Jerry L. Davis, Chairman (*Jan-Sep*)  
Rebecca J. Ryan (*Sep-Dec*)  
Cheryl Ketchum, Clerk  
James Wujcik, 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 2020.

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 14, 2020)  
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; however closed to the public due to the COVID-19 pandemic. In accordance with Governor Cuomo's Executive Order 202.1 issued on March 12, 2020, members of the public were invited to observe the meeting via BOS YouTube Channel through the following link: <http://www.wyomingco.net/149/Board-of-Supervisors>.

Some members of the Board of Supervisors participated in person and others via Zoom Conference Call with all members present. Also present were County Attorney Jim Wujcik, Budget Officer, Janis Cook; Clerk to the Board of Supervisors, Cheryl Ketchum and Deputy Clerk to the Board, Lisa Perez.

At 2:34 PM Chairman Davis, T/Covington, called the meeting to order.

**Pledge of Allegiance ~**

- *Chairman Davis led the pledge of allegiance, which was said by all.*

**Opening Prayer ~**

- *Rev. Frank Fraser, Family Life Church Parishioner via Call-In*

**Communications ~**

- *06/25/20 Correspondence from Senator Gallivan acknowledging receipt of various board resolutions*

#1

**RESOLUTION NO. 20-281  
(July 14, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**FUNDS TRANSFERRED TO VARIOUS 2020 ACCOUNTS**

**BE IT RESOLVED**, That funds are hereby transferred to the various 2020 accounts as follows:

July 14, 2020

<b>CIP – Dog Control</b>			
<b>From:</b> 12.61.1620.2.21024 Dog Control CIP <b>To:</b> 12.61.9950.9.99004 Transfer to Capital Fund	\$591.85	\$591.85	
<b>Reason:</b> To move remaining project funds from Dog Control CIP to Inter Fund Transfers. Project is complete (Res. #20-185).			
<b>CIP – Dog Control Total</b>			<b>\$591.85</b>
<b>CIP – Public Defender</b>			
<b>From:</b> 12.61.1620.2.21018 Public Defender CIP <b>To:</b> 12.61.9950.9.99004 Transfer to Capital Fund	\$51.24	\$51.24	
<b>Reason:</b> To move remaining project funds from Public Defender CIP to Inter Fund Transfers. Project is complete (Res. #18-313).			
<b>CIP – Public Defender Total</b>			<b>\$51.24</b>
<b>CIP – Planning</b>			
<b>From:</b> 12.61.6421.2.21001 Solar Array Project <b>To:</b> 12.61.9950.9.99004 Transfer to Capital Fund	\$983.00	\$983.00	
<b>Reason:</b> To move remaining project funds from Solar Array CIP to Inter Fund Transfers. Project is complete.			
<b>CIP – Planning Total</b>			<b>\$983.00</b>

**Carried:** XXX    **Ayes:** 1599    **Noes:**    **Absent:**    **Abstain:** #2

**RESOLUTION NO. 20-282**  
**(July 14, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**FUNDS APPROPRIATED TO VARIOUS 2020 ACCOUNTS**

**BE IT RESOLVED**, That funds are hereby appropriated to the various 2020 accounts as follows:

<b>Highway</b>			
<b>To:</b> 04.53.5110.4.41916 Guide Rail w/04.5110.2680 Insurance Recovery	\$8,665.95	\$8,665.95	
<b>Reason:</b> In order to pay expenses related to damaged guide rail on East Rd. (Reimbursement check from Erie Insurance)			
<b>To:</b> 03.54.5130.2.20401 Misc. Equipment <i>w/any funds available</i>	\$7,625.00	\$7,625.00	
<b>Reason:</b> To pay expenses related to the replacement of the Clean Burn Oil Furnace.			
<b>To:</b> 04.53.5110.4.41906 Signs w/04.11.5110.3089 State Aid	\$14,000.00	\$14,000.00	
<b>Reason:</b> To pay expenses related to the purchase of a Solar BlinkerBeacon System. (Reimbursed by DASNY Grant)			
<b>Highway Total</b>			<b>\$30,290.95</b>
<b>Public Defender</b>			
<b>To:</b> 01.32.1170.4.42498 Distribution 7 w/01.11.1170.302507 D7 ILS	\$4,490.07	\$4,490.07	
<b>Reason:</b> Unexpended funds from Year 1 to be used to expand the Public Defender IT capabilities.			
<b>Public Defender Total</b>			<b>\$4,490.07</b>

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**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:**  
**Non-Consent**  
**#3**

**RESOLUTION NO. 20-283**  
**(July 14, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**FUNDS APPROPRIATED TO VARIOUS 2020 ACCOUNTS**

**BE IT RESOLVED,** That funds are hereby appropriated to the various 2020 accounts as follows:

<b>Mental Health</b>			
To: 01.38.4310.4.41801 Misc. Assess/Chg Owed Oth Govt <i>w/any funds available</i>	\$420,000.00	\$420,000.00	
<b>Reason:</b> Competency restoration of incarcerated individuals.			<b>\$420,000.00</b>
<b>Mental Health Total</b>			

**Carried:** XXX    **Ayes:** 1100    **Noes:** 187 (Perry)    **Absent:**  
102 (Sheldon)  
38 (Wethersfield)  
172 (Arcade)  
499 Total

*Supervisor Brick, T/Perry commented on his reasoning for voting no in committee and his no vote today.*

*Supervisor Becker, T/Sheldon likened the Governor's actions to when "Lucy pulls the football away when Charlie Brown goes to kick it, while promising she won't...."*

*Supervisor Ryan, T/Warsaw totally agrees with the Supervisors comments. Senator Gallivan is lobbying to restore the 50%.*

Ms. Brunner, T/Java, Chairman of the Audit Committee, presented the approved payment of bills totaling **\$2,569,564.34** for the month of **June 2020**. No further action is required.

**#4**

**RESOLUTION NO. 20-284**  
**(July 14, 2020)**

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

July 14, 2020

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

**BE IT RESOLVED**, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized 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 the Board of Elections. Said grant funds are for the remediation requirements based on the New York State Board of Elections 2019 Security Assessment in a minimum amount of seventy-one thousand fifty-five dollars and forty-two cents (\$71,055.42); effective December 21, 2019 through December 31, 2021.

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

*There was a motion by Ms. Grant, T/Bennington, to combine resolutions #5 through #7. Hearing no objection resolution titles only were read.*

**#5**

**RESOLUTION NO. 20-285  
(July 14, 2020)**

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, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a grant application and acceptance award with the *New York State Office for the Aging*, 2 Empire State Plaza, Albany, NY 12223-1251 on behalf of Wyoming County Office for the Aging. Said funding to continue the implementation of the expansion and enhancement of NY Connects in a **maximum** amount of one hundred seventy-five thousand nine hundred eighty-two dollars (\$175,982.00); effective April 1, 2020 through March 31, 2021.

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

**#6**

**RESOLUTION NO. 20-286  
(July 14, 2020)**

Regular Session

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

**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND  
ACCEPTANCE AWARD WITH THE COMMUNITY FOUNDATION  
FOR GREATER BUFFALO ON BEHALF OF THE YOUTH BUREAU**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a grant application and acceptance award with the *Community Foundation for Greater Buffalo*, 726 Exchange Street, Suite 525, Buffalo, NY 14210 on behalf of the Youth Bureau. Said funding is for a Youth Leaders of Wyoming event in a minimum amount of one thousand two hundred seventy-five dollars (\$1,275.00); effective July 1, 2020 through June 30, 2021.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #7

**RESOLUTION NO. 20-287  
(July 14, 2020)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH DOUBLE  
TALK, LLC ON BEHALF OF THE YOUTH BUREAU**

**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 *Double Talk, LLC*, 240 Redtail Road, Orchard Park, NY 14127 on behalf of the Youth Bureau. Said contract is for preschool related speech services in an amount not to exceed 2020 ~ 2021 budget; effective July 1, 2020 through June 30, 2021.

Contingent upon the availability of funds.

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

*There was a motion by Mrs. Ryan, T/Warsaw, to combine resolutions #8 and #9. Hearing no objection resolution titles only were read.*

#8

**RESOLUTION NO. 20-288  
(July 14, 2020)**

July 14, 2020

By Mrs. Ryan, 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, DIVISION OF  
FAMILY 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 extension application and acceptance award with the *New York State Department of Health, Division of Family Health*, BWIAH, ESP, Albany, NY on behalf of the County Health Department. Said funding is for reproductive healthcare in a minimum amount of one hundred sixty-three thousand eight hundred seventy-eight dollars (\$163,878.00); effective July 1, 2020 through June 30, 2021.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #9

**RESOLUTION NO. 20-289  
(July 14, 2020)**

By Mrs. Ryan, Chairman of the Public Health Committee:

**RESOLUTION NUMBER 20-026 AMENDED**

**WHEREAS**, Resolution Number 20-026 entitled, **“CHAIRMAN/COMMISSIONER OF HEALTH AUTHORIZED TO SIGN VARIOUS CONTRACTS AND AGREEMENTS ON BEHALF OF THE COUNTY HEALTH DEPARTMENT FOR THE YEAR 2020,”** passed by this Board of Supervisors on January 14, 2020 and provides, in part, for the following contract:

<b><i>Integra Medical Services, LLC</i></b>	<b>\$2,500.00 per month</b>
Billing and Collection Services	
January 1, 2020 through December 31, 2020	

**WHEREAS**, That Resolution Number 20-026 was previously amended by this Board of Supervisors on June 9, 2020 by ***Resolution Number 20-259*** to amend the contract with Susan Schell, RD; now therefore

**BE IT RESOLVED**, That ***Resolution Number 20-026***, as previously amended by ***Resolution Number 20-259***, be hereby further amended to change

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the contract with **Integra Medical Services, LLC** to reflect a contract end date of **June 30, 2020**.

All else remains the same.

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

*Supervisor Ryan, T/Warsaw was asked to present the joint resolution on behalf of both Public Health and Public Safety committees.*

**Joint Resolution**  
**#10**

**RESOLUTION NO. 20-290**  
**(July 14, 2020)**

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

**WYOMING COUNTY RESPONSE TO COVID-19 COMPLIANCE  
COMPLAINTS PROCEDURE APPROVED**

**BE IT RESOLVED**, That the Wyoming County Response to COVID-19 Compliance Complaints Procedure is hereby approved; effective July 14, 2020 and annexed hereto.

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

**Response to COVID-19 Compliance Complaints Procedure**

**Introduction**

On March 7, 2020, New York State Governor Cuomo issued Executive Order Number 202 declaring a State disaster emergency for New York State.

Subsequently, on March 18, 2020 Executive Order 202.6 was issued instituting measures known as “New York State on Pause” directing all non-essential businesses to close in-person operations and banned all non-essential gatherings of any size. This resulted in a New York State PAUSE Enforcement Assistance Task Force being created on April 1, 2020 to address complaints regarding non-compliance with Executive Order 202.6. The Wyoming County Code Enforcement Officer has been identified as the primary recipient of complaints registered within Wyoming County.

**Purpose**

The following guidance is being developed to assist the Wyoming County Departments of Code Enforcement and Health as they respond to these

July 14, 2020

complaints. This will help to safeguard that complaints are addressed in a fair and consistent manner while maintaining compliance with Executive Order 202.6 and guidelines established for the re-opening of NYS through a regional phased in-approach that started on May 15, 2020 in our Finger Lakes Region.

## **Procedure**

As complaints are received and determined to be valid the following stepped enforcement procedure will be utilized by the responding department.

### **Step 1 – 1<sup>st</sup> Complaint**

Use this as an Educational Opportunity, reviewing current guidelines pertaining to the noted facility and actions needed to be in compliance. This can be done either in-person or by phone. Discussion will include the nature of the complaint, steps need for compliance and possible enforcement actions if non-compliance continues. Notes detailing the complaint and conversation will be included in the facilities complaint file; also assuring that a business safety plan is in place and self-certification has been completed.

### **Step 2 – 2<sup>nd</sup> Complaint (Same complaint as addressed in Step 1; at same Location)**

Written notification will be sent to the noted establishment, business or facility addressing the complaint and at a minimum include:

- Date and nature of complaint;
- Noted areas of violation;
- Date and detail noting Step 1 Complaint;
- Steps needed to be in compliance as a result of the 2<sup>nd</sup> Complaint;
- Possible enforcement actions if establishment, business or facility remains out of compliance. (i.e. Fine, Revocation of Certificate of Occupancy, Revocation of Operational Permit)

### **Step 3 – 3<sup>rd</sup> Complaint (Same complaint as addressed in Step 1 and 2; at same Location)**

If confirmed that the establishment, business or facility is still out of compliance, and not following the prescribed guidance as required, the appropriate enforcement action will be initiated as indicated in Step 2 Written Notification:

- Fine, Revocation of Certificate of Occupancy, Revocation of Operational Permit
- Appeal process addressing enforcement action, to include;
  - Business Owner given the opportunity for a hearing

- Business Owner presented with corresponding Stipulated Offer to resolve case
- Law Enforcement (If Needed)
- Public Notification of Enforcement Action

*Supervisor Becker, T/Sheldon commented on validating complaints before. He complimented the Complaint Dept.*

*Supervisor Ryan, T/Warsaw stated the purpose of the guidance is for fairness on complaints.*

#11

**RESOLUTION NO. 20-291  
(July 14, 2020)**

By Mr. Leuer, Chairman of the Planning Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH  
ENVIRONMENTAL ENTERPRISES, INC. FOR THE GLOW REGION  
2020 HOUSEHOLD HAZARDOUS WASTE COLLECTION PROGRAM**

**WHEREAS**, The GLOW Region Solid Waste Management Committee will apply for funding in January 2021 from the New York State Department of Environmental Conservation (NYSDEC) for a Household Hazardous Waste Collection Project in 2020 in the amount of eligible expenses (approximately \$33,000.00); and

**WHEREAS**, The GLOW Committee has issued a Request for Proposals for professional services to hazardous waste service providers to conduct a household hazardous waste collection day to be held on September 19, 2020, Mt. Morris, New York; and

**WHEREAS**, The GLOW Committee received two (2) proposals from hazardous waste service providers; and

**WHEREAS**, In March 2020 (via email due to the COVID-19 pandemic, the GLOW Committee adopted Resolution No. 20-02 recommending Environmental Enterprises, Inc. as the contractor responsible for collection, transportation and disposal of unwanted and/or unusable household hazardous waste from GLOW region residents; now therefore

**BE IT RESOLVED**, That upon approval of the contract by the County Attorney, and on behalf of the GLOW Region Solid Waste Management Committee, the Chairman of the Wyoming County Board of Supervisors is

July 14, 2020

authorized to sign the contract with Environmental Enterprises, Inc., as the contractor for the GLOW Region 2020 Household Hazardous Waste Collection Program in an amount not to exceed thirty three thousand dollars (\$33,000.00), the source of funds being GLOW's County contributions and state revenues appropriated from the NYSDEC.

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

*There was a motion by Mr. Brick, T/Perry, to combine resolutions #12 through #16. Hearing no objection resolution titles only were read.*

#12

**RESOLUTION NO. 20-292**  
**(July 14, 2020)**

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:

- **Pavilion Drainage Supply Co., Inc.**, 6630 Ellicott Street Road, PO Box 219, Pavilion, NY 14525 for guide rail installation in an amount not to exceed forty-one thousand dollars (\$41,000.00); effective May 1, 2020 through completion for the following:
  - East Road, Middlebury (*reimbursement by insurance claim*)
  - Sheldon Bridge #34 Royce Road
  - Pike Bridge #06 Lamont Road
- **Villager Construction**, 425 Old Macedon Center Road, Fairport, NY 14450 for material crushing services in an amount not to exceed thirty-five thousand dollars (\$35,000.00); effective June 17, 2020 through completion.

Contingent upon the availability of funds.

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

#13

**RESOLUTION NO. 20-293**  
**(July 14, 2020)**

Regular Session

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

**CHAIRMAN AUTHORIZED TO 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 sign various contracts on behalf of County Highway as follows:

- ***TAPCO ~ Traffic and Parking Control Co., Inc.***, 5100 West Brown Deer Road, Brown Deer, WI 53223 for a Solar BlinkerBeacon System for Curriers and Genesee Road Intersection (DASNY Project ID# 9524) in an amount not to exceed fourteen thousand dollars (\$14,000.00); effective June 17, 2020 through December 31, 2020. (*State Contract OMNIA #2020-200*)
- ***DSI Recycling Systems, Inc. ~ Clean Burn***, 5853 Pine Grove Road West, Cicero, NY 13039 for a new Clean Burn Multi Oil Furnace Model CB2500CF in an amount not to exceed seven thousand six hundred twenty-five dollars (\$7,625.00); effective June 17, 2020 through December 31, 2020.

Contingent upon the availability of funds.

**Carried:** XXX    **Ayes:** 1599    **Noes:**    **Absent:**    **Abstain:** #14

**RESOLUTION NO. 20-294**  
**(July 14, 2020)**

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

**PUBLIC DEFENDER TWO STORY ADDITION CAPITAL  
IMPROVEMENT PROJECT COMPLETE**

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors recognizes and accepts that the ***Public Defender Two Story Addition Capital Improvement Project*** authorized by this Board of Supervisors on July 10, 2018 by Resolution Number 18-313 as complete.

**Carried:** XXX    **Ayes:** 1599    **Noes:**    **Absent:**    **Abstain:** #15

**RESOLUTION NO. 20-295**  
**(July 14, 2020)**

July 14, 2020

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

**RESOLUTION NUMBER 20-227 AMENDED**

**WHEREAS**, Resolution Number 20-227 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF BUILDINGS AND GROUNDS (CO. BLDGS.)**” was passed by this Board of Supervisors on May 12, 2020 and provides, in part, for the following contract:

- ***Thyssenkrupp Elevator Corporation***, 2495 Walden Avenue, Suite 600, Buffalo, NY 14225:
  - Elevator maintenance service at the Wyoming County Courthouse, Government Center and Public Safety Building in an amount not to exceed eight thousand two hundred eighty dollars (\$8,280.00) per year; effective April 1, 2020 through December 31, 2023.
  - Handicapped lift services at the Wyoming County Courthouse and Government Center in an amount not to exceed one thousand five hundred twelve dollars (\$1,512.00) per year; effective April 1, 2020 through December 31, 2023.

Now therefore,

**BE IT RESOLVED**, That ***Resolution Number 20-227*** be hereby amended to correct the end date of both above-referenced contracts from December 31, 2023 to ***March 31, 2023***.

All else remains the same.

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #16**

**RESOLUTION NO. 20-296  
(July 14, 2020)**

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

**WYOMING COUNTY COURTHOUSE MAKE UP AIR UNIT  
REPLACEMENT CAPITAL IMPROVEMENT PROJECT  
ESTABLISHED, TRANSFERRING AND APPROPRIATING FUNDS  
THEREFORE AND AUTHORIZING THE CHAIRMAN TO SIGN  
VARIOUS CONTRACTS ON BEHALF OF BUILDINGS AND  
GROUNDS (CO. BLDGS.)**

**WHEREAS**, The Wyoming County Board of Supervisors' Public Works Committee, Finance Committee and this Board of Supervisors, in consultation with the Buildings and Grounds Department, through discussion during these committee meetings has identified the need to replace the Make Up Air Unit at the Wyoming County Courthouse; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors, on the recommendation of the aforementioned committees, hereby establishes the ***Wyoming County Courthouse Make Up Air Unit Replacement Capital Improvement Project*** in an amount not to exceed one hundred thirty-two thousand dollars (\$132,000.00); and be it

**FURTHER RESOLVED**, That funds are hereby transferred as follows:

CIP – Highway			
<b>From:</b> 12.61.9950.9.99004 Trans. to Capital Fund <b>To:</b> 12.61.1620.2.21002 Courthouse CIP	\$132,000.00	\$132,000.00	
<b>Reason:</b> To establish the Wyoming County Courthouse Makeup Air Unit Replacement Capital Improvement Project.			
<b>CIP – Highway Total</b>			<b>\$132,000.00</b>

And be it

**FURTHER RESOLVED**, That funds are hereby appropriated as follows:

CIP – Appropriation			
<b>To:</b> 12.61.9950.9.99004 Transfer Interfund w/12.13.1620.5031 Interfund Transfer	\$132,000.00	\$132,000.00	
<b>Reason:</b> To appropriate funds to CIP for the Wyoming County Courthouse Makeup Air Unit Replacement Capital Improvement Project.			
<b>To:</b> 01.52.9950.9.99012 Trans. to Fund 12 CIP <i>w/any funds available</i>	\$132,000.00	\$132,000.00	
<b>Reason:</b> To appropriate funds to CIP for the Wyoming County Courthouse Makeup Air Unit Replacement Capital Improvement Project.			
<b>CIP – Appropriation Total</b>			<b>\$132,000.00</b>

And be it

**FURTHER RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is hereby authorized and directed to sign various contracts on behalf of Buildings and Grounds (Co. Bldgs.) as follows:

- **Landry Mechanical Contractors, Inc.** 164 Flint Hill Road, LeRoy, NY 14482 for the purchase and installation of a Make Up Air Unit at the Wyoming County Courthouse in an amount not to exceed seventy-

seven thousand two hundred dollars (\$77,200.00); effective July 13, 2020 through October 30, 2020.

- ***U & S Services, Inc.***, 95 Stark Street, Tonawanda, NY 14150 for the installation of controls for the Make Up Air Unit at the Wyoming County Courthouse in an amount not to exceed seven thousand five hundred fifty-five dollars (\$7,555.00); effective October 1, 2020 through completion.

Contingent upon the availability of funds.

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

*There was a motion by Mrs. May, T/Orangeville, to combine resolutions #17 through #20. Hearing no objection resolution titles only were read.*

**#17**

**RESOLUTION NO. 20-297**  
**(July 14, 2020)**

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

**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A  
 CONTRACT WITH CONROY MOTOR CORP 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 bid and sign a contract with **Conroy Motor Corp.**, 1457 Main Street, P. O. Box 176, Java Center, NY 14082 behalf of the Sheriff's Department. Said contract is for the purchase of one (1) 2018 Ford Escape 4WD in an amount not to exceed nineteen thousand five hundred dollars (\$19,500.00); effective June 25, 2020 through delivery of vehicle.

Contingent upon the availability of funds.

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

**#18**

**RESOLUTION NO. 20-298**  
**(July 14, 2020)**

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

**RESOLUTION NUMBER 17-474 AMENDED**

Regular Session

WHEREAS, Resolution Number 17-474 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH SWANSON SERVICES CORP. ON BEHALF OF THE COUNTY JAIL**”, was passed by this Board of Supervisors on November 14, 2017 and provides inmate banking software and commissary services in an amount not to exceed thirty-five thousand dollars (\$35,000.00); effective January 1, 2017 through December 31, 2019; now therefore

**BE IT RESOLVED**, That *Resolution Number 17-474* be hereby amended as follows:

- Add ***Trinity Service Group*** as the parent company for Swanson Services Corp.
- Extend the contract end date from December 31, 2019 through ***December 31, 2022***.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #19

**RESOLUTION NO. 20-299**  
(**July 14, 2020**)

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

**RESOLUTION NUMBER 20-269 AMENDED**

WHEREAS, Resolution Number 20-269 entitled, “**FIRE ADVISORY BOARD DELEGATES APPOINTED/REAPPOINTED**” was passed by this Board of Supervisors on June 9, 2020 and provides, in part, for the following appointments for one (1) year terms effective July 1, 2020 through June 30, 2021:

Gainesville	Brian Hill	4341 E. Hillside Rd., Bliss, NY 14024
Wyoming	Richard Crandall	897 N. Academy St., Wyoming, NY 14591

Now therefore,

**BE IT RESOLVED**, That *Resolution Number 20-269* be hereby amended to correct the delegates appointed for Gainesville and Wyoming as follows:

Gainesville	Tyler Horton	58 S. Main St., Lower, Castile, NY 14427
Wyoming	John Moore	911 Tower Rd., Wyoming, NY 14591

July 14, 2020

All else remains the same.

**Carried:** XXX    **Ayes:** 1599    **Noes:**    **Absent:**    **Abstain:** #20

**RESOLUTION NO. 20-300**  
**(July 14, 2020)**

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

**RESOLUTION NUMBER 19-196 AMENDED**

**WHEREAS**, Resolution Number 19-196 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE AWARD WITH THE NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES ON BEHALF OF THE PUBLIC DEFENDER**” was passed by this Board of Supervisors on April 9, 2019 and provides for funding to reduce caseload and provide quality mandated representation to indigent individuals (*Second Update Quality Improvement and Caseload Reduction Grant - Contract No. C2ND656*) in a minimum amount of two hundred forty-two thousand one hundred dollars (\$242,100.00); effective July 1, 2017 through June 30, 2020; now therefore,

**BE IT RESOLVED**, That ***Resolution Number 19-196*** be hereby amended to extend the contract end date through June 30, 2021.

All else remains the same.

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

*There was a motion by Mr. Kehl, T/Attica, to combine resolutions #21 through #31. Hearing no objection resolution titles only were read.*

**Local Law**  
#21

**RESOLUTION NO. 20-301**  
**(July 14, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**SET PUBLIC HEARING ~ INTRODUCTORY LOCAL LAW NO. B**  
**YEAR 2020**

**WHEREAS**, There has been duly presented and introduced at a meeting of this Board of Supervisors of Wyoming County on this 14<sup>th</sup> day of

Regular Session

July 2020, a proposed local law entitled, "Local Law Introductory No. B, Year 2020, entitled, ***"A Local Law Amending Local Law 11, Year 1977"***, 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 ***11<sup>th</sup> day of August, 2020 at 2:30 PM in the Supervisors' Chambers, 2<sup>nd</sup> Floor of the Wyoming County Government Center***, 143 North Main Street, Warsaw, New York.

**INTRODUCTORY LOCAL LAW NO. B OF THE YEAR 2020**  
***"A Local Law Amending Local Law 11, Year 1977"***

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

**Section 1.** Section 8 of Local Law 1, Year 1977 is hereby amended to read as follows:

Section 8. This Local Law shall not apply to the following:

- (a) Employees of the Wyoming County Community Hospital
- (b.) Any elected County official
- (c.) Any appointed County official
- (d.) All Election Inspectors defined by the New York Election Law

**Section 2.** Effective Date. This Local Law shall take effect immediately upon filing with the Secretary of State.

DATED at Warsaw, New York

July 14, 2020 (Introduced)

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

Clerk to the Board

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #22

**RESOLUTION NO. 20-302**  
**(July 14, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

July 14, 2020

## COUNTY INVESTMENT POLICY AMENDMENT APPROVED

**BE IT RESOLVED**, That the County Investment Policy is hereby amended to update the maximum amounts of money deposits for authorized banks and trust companies and change the name of Steuben Trust Company to Community Bank, NA under **DESIGNATION OF DEPOSITARIES** as noted below in bold text; effective July 14, 2020:

## **DESIGNATION OF DEPOSITARIES**

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

<u>Depository Name</u>	<u>Maximum Amount Officer</u>
Five Star Bank	\$30,000,000.00
Tompkins Bank of Castile	\$30,000,000.00
M & T Bank	\$10,000,000.00
<b>Community Bank, NA</b>	<b>\$20,000,000.00</b>
JP Morgan Chase	\$10,000,000.00
Key Bank	\$ 1,000,000.00
NYClass	\$30,000,000.00

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain:** #23

**RESOLUTION NO. 20-303**  
**(July 14, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**INSURANCE PREMIUMS FOR THE 2020 ~ 2021 POLICY TERM  
THROUGH TOMPKINS INSURANCE AGENCIES, INC. APPROVED**

**BE IT RESOLVED**, That the various premiums offered by the following insurance companies for the 2020 ~ 2021 policy term through ***Tompkins Insurance Agencies, Inc.***, 90 Main Street, Batavia, NY 14020 for the County of Wyoming are hereby approved as follows:

- **New York Municipal Insurance Reciprocal (NYMIR) Insurance Program**
  - Package/Inland Marine/Business Auto \$459,023.34
- **Selective Insurance**
  - Inland Marine
    - Highway \$14,740.00

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▪ Sheriff/Voting Machines/Electronic Data Processing	\$9,109.00
• <b><i>Cincinnati Insurance Company</i></b>	
o Boiler/Machinery	\$12,179.00
• <b><i>Travelers Insurance</i></b>	
o Crime	\$1,863.00
• <b><i>AXIS Pro Privasure</i></b>	
o Cyber Liability (County only)	<u>\$23,975.00</u>
<b>TOTAL</b>	<b>\$520,889.34</b>

Contingent upon the availability of funds.

**Carried:** XXX    **Ayes:** 1599    **Noes:**    **Absent:**    **Abstain:** #24

**RESOLUTION NO. 20-304**  
**(July 14, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN 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 Chairman of this Board, 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:

- ***Trusted Nurse Staffing, LLC***, 500 Seneca Street, Suite 501, Buffalo, NY 14204 for agency staff to provide coverage, where needed, in an amount not to exceed one hundred twenty-five thousand dollars (\$125,000.00) per year; effective June 15, 2020 through June 14, 2022.
- ***Medtronic USA, Inc.***, 710 Medtronic Parkway, Minneapolis, MN 55432-5604 exclusive distributor and neurovascular partner with ***VIZ.AI, Inc.***, 555 De Haro Street, Suite 400, San Francisco, CA 94107-2365 for a master subscription agreement for neurovascular/stroke equipment and software in an amount not to exceed seventy thousand dollars

(\$70,000.00) for a two (2) year term; effective September 1, 2020 through September 1, 2022.

- **UBMD Internal Medicine**, Buffalo General Medical Center, 100 High Street, D2-76, Buffalo, NY 14203 for outpatient endocrine physician services in an amount not to exceed seventy-nine thousand two hundred dollars (\$79,200.00) per year; effective August 1, 2020 through July 31, 2021.

Contingent upon the availability of funds.

**Carried:** XXX     **Ayes:** 1599     **Noes:**     **Absent:**     **Abstain:** #25

**RESOLUTION NO. 20-305**  
**(July 14, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS EMPLOYMENT AGREEMENTS ~ SALARY SCHEDULE “P” ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**

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

- **Ashley Bartz, PA**, 7783 County Line Road, Arcade, NY 14009 for the Physician's Assistant position in an amount not to exceed \$42.62 per hour.
- **Angela Potter, PA**, 4225 McNulty Road, Strykersville, NY 14145 for the Physician's Assistant position in an amount not to exceed \$45.00 per hour.
- **Katherine Niespodzinski, PA**, 1299 Two Rod Road, Marilla, NY 14102 for the Physician's Assistant position in an amount not to exceed \$42.40 per hour.
- **Jacquelyn Janes, PNP**, 2298 Route 98, Attica, NY 14011 for the Nurse Practitioner position in an amount not to exceed \$92,000.00 per year.

Contingent upon the availability of funds.

**Carried:** XXX    **Ayes:** 1599    **Noes:**    **Absent:**    **Abstain:** #26

**RESOLUTION NO. 20-306**  
**(July 14, 2020)**

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 THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**,” passed by this Board of Supervisors on April 10, 2018 and provides for various contracts, in part, as follows:

- ***Westside Podiatry Group, LLC***, 2236 Ridge Road West, Rochester, NY 14626 to provide Podiatrists and Physician Assistants to provide podiatry services to the Hospital’s Podiatry Clinic and in surgery in an amount not to exceed one hundred seventy-five thousand dollars (\$175,000.00) per year; effective June 1, 2019 or upon credentialing and obtaining malpractice insurance through May 31, 2020.

And

**WHEREAS**, That Resolution Number 19-157 was previously amended by this Board of Supervisors on June 11, 2019 by ***Resolution Number 19-284*** to correct the effective date of June 1, 2019 through May 31, 2020 or upon credentialing and obtaining malpractice insurance to ***September 1, 2019 through August 31, 2020 or upon credentialing and obtaining malpractice insurance***; now therefore

**BE IT RESOLVED**, That ***Resolution Number 19-157*** as previously amended by ***Resolution Number 19-284*** be hereby further amended to change the effective date from September 1, 2019 through August 31, 2020 or upon credentialing and obtaining malpractice insurance through to ***September 1, 2019 through August 31, 2021 as the agreement had an initial term of two (2) years***.

All else remains the same.

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

July 14, 2020

**RESOLUTION NO. 20-307**  
**(July 14, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 15-004 AMENDED**

**WHEREAS**, Resolution Number 15-004 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**,” passed by this Board of Supervisors on January 2, 2015 and provides for various contracts, in part, as follows:

- ***Surgery Specialists at the River, PLLC***, 5287 South Highway 95, Fort Mohave, AZ 86426 to provide a physician who is board certified or board eligible in the specialty of general surgery (**Ronald Weissenberg, D.O.**) to provide general surgery services at the hospital clinics, NYS Department of Corrections and on-call coverage on a 1:2 basis; effective December 16, 2014 through December 15, 2016:
  - PLLC will provide professional liability insurance covering all professional services.
  - WCCHS to provide office and support services and maintain all physician revenue in the amount of three hundred one thousand nine hundred thirty-eight dollars (\$301,938.00) per year payable twenty-five thousand one hundred sixty-one dollars and sixteen cents (\$25,161.16) per month for performance of services in accordance with this agreement plus up to five thousand dollars (\$5,000.00) based on properly documented receipts for travel and set-up expenses; and

**WHEREAS**, That Resolution Number 15-004 was previously amended by this Board of Supervisors on December 13, 2016 by **Resolution Number 16-536** to extend the contract expiration date through December 15, 2017 and change the administrative office address to 400 North Main Street, Warsaw, NY 14569; and

**WHEREAS**, That Resolution Number 15-004, as previously amended by Resolution Number 16-536, was further amended by this Board of Supervisors on December 12, 2017 by **Resolution Number 17-540** as follows:

- Change address to 124 North Maple Street, Warsaw, NY 14569
- Extend the term of the professional services agreement for an additional one-year; effective through December 15, 2018.

- Increase compensation in an amount not to exceed three hundred ten thousand nine hundred dollars (\$310,900.00 per year.

And,

**WHEREAS**, That Resolution Number 15-004, as previously amended by Resolution Number 16-536 and Resolution Number 17-540 was further amended by this Board of Supervisors on December 11, 2018 by ***Resolution Number 18-578*** to extend the contract expiration date through ***December 15, 2019***; and

**WHEREAS**, That Resolution Number 15-004 as previously amended by Resolution Number 16-536, Resolution Number 17-540 and Resolution Number 18-578 was further amended by this Board of Supervisors on November 12, 2019 by ***Resolution Number 19-514*** to extend the term of this contract for an additional one (1) year period; effective ***December 16, 2019 through December 15, 2020***; now therefore

**BE IT RESOLVED**, That ***Resolution Number 15-004*** as previously amended by ***Resolution Number 16-536, Resolution Number 17-540, Resolution Number 18-578 and Resolution Number 19-514*** be hereby further amended to extend the term of this contract for an additional two (2) year period; effective December 16, 2020 and December 15, 2022.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #28

**RESOLUTION NO. 20-308**  
**(July 14, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 19-278 AMENDED**

**WHEREAS**, Resolution Number 19-278 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**,” passed by this Board of Supervisors on June 12, 2019 and provides for various contracts, in part, as follows:

- ***Farkad Balaya, MD PC***, 155 Main Street, Hamburg, NY 14075 to provide the services of one or more qualified, board certified or board eligible physicians specializing in OB/GYN services to provide OB/GYN services at WCCHS in the OB/GYN clinic, in surgery, in labor and delivery and/or providing call coverage, provide a Chief of the OB/GYN Department acceptable to WCCHS and assure a physician

July 14, 2020

is providing services for WCCHS 24-hours per day 365 days per year in an amount not to exceed eight hundred thousand dollars (\$800,000.00) per year; effective July 1, 2019 through June 30, 2021.

Now therefore,

**BE IT RESOLVED**, That *Resolution Number 19-278* be hereby amended as follows:

- Correct the term of the contract from July 1, 2019 through June 30, 2021 to ***July 1, 2019 through June 30, 2023.***
- Increase the not to exceed amount from eight hundred thousand dollars (\$800,000.00) per year to an amount not to exceed ***eight hundred eighty thousand dollars (\$880,000.00) effective July 1, 2020.***

All else remains the same.

**Carried:** XXX    **Ayes:** 1599    **Noes:**    **Absent:**    **Abstain:** #29

**RESOLUTION NO. 20-309**  
**(July 14, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 19-214 AMENDED**

**WHEREAS**, Resolution Number 19-214 entitled, “**MEMORANDUM OF UNDERSTANDING BY AND BETWEEN CSEA AND THE COUNTY OF WYOMING APPROVED**,” passed by this Board of Supervisors on April 19, 2019 and authorized individual Memorandum of Understanding by and between the Civil Service Employee’s Association and the County of Wyoming amending the current collective bargaining agreement to allow for the following:

- Create two (2) temporary weekly stipends of \$380.00 to be paid to the newly created ***Working Supervisor(s)*** in the Department of Buildings & Grounds while performing duties of the Superintendent of Buildings & Grounds; effective April 1, 2019 and to be reviewed for renewal six (6) months from the effective date, on or about October 1, 2019.

And,

**WHEREAS**, That Resolution Number 19-214 was previously amended by this Board of Supervisor on January 14, 2020 by ***Resolution Number 20-053*** to extend the terms of Memorandum of Understanding; effective November 1, 2019 through June 1, 2020; now therefore,

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**BE IT RESOLVED**, That *Resolution Number 20-053* be hereby corrected to reflect an effective date of *on or about October 2, 2019 through June 1, 2020* in place of November 1, 2019 through June 1, 2020 and be it

**FURTHER RESOLVED**, That *Resolution Number 19-214* as previously amended by *Resolution Number 20-053* be hereby further amended to extend the terms of Memorandum of Understanding through *July 15, 2020*.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #30

**RESOLUTION NO. 20-310**  
**(July 14, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

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

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

**Salary Schedule “P”:**

*Wyoming County Community Health System*

- Set the hourly rate of ***Physician's Assistant*** (position code 17.114.067) under WYOMING COUNTY FAMILY MEDICINE – ARCADE at \$42.40; effective July 15, 2020.
- Set the hourly rate of ***Physician's Assistant*** (position code 17.115.067) under WYOMING COUNTY FAMILY MEDICINE – ARCADE at \$42.62; effective July 15, 2020.
- Set the hourly rate of ***Physician's Assistant*** (position code 17.116.067) under WYOMING COUNTY FAMILY MEDICINE – ARCADE at \$45.00; effective July 15, 2020.

**Salary Schedule “G”:**

*County Attorney*

- Set an annual stipend of \$4,000.00 for the position of ***Secretary to the County Attorney*** (position code 007.503).
  - o Said amount to be paid retroactive to April 1, 2019 - March 31, 2020, and shall continue as bi-weekly payments for the

July 14, 2020

duration of the Hurrell-Harring Grant ending on March 31, 2023.

***Public Defender***

- Extend salary with corresponding fringes as follows:
  - **Assistant Public Defender (4th)** \$6,000.00
  - **Assistant Public Defender (5th)** \$12,000.00
  - **Investigator** (position code 007.514) \$35,000.00
    - Said amount to be paid bi-weekly June 30, 2021
    - Funds provided through ILS Second Quality and Caseload Reduction Contract C2ND656
- Extend stipends through July 25, 2020 based on available grant funding as follows:
  - **Public Defender** \$5,000.00
    - position code 003.503
  - **Assistant Public Defender (1<sup>st</sup>)** \$2,500.00
    - position code 004.503
  - **Assistant Public Defender (2<sup>nd</sup>)** \$16,000.00
    - position code 001.503
  - **Assistant Public Defender (3<sup>rd</sup>)** \$2,500.00
    - position code 002.503
  - **Secretary to the Public Defender, PT** \$2,000.00
    - position code 005.503
  - **Secretary I** \$1,500.00
    - position code 006.350
  - **Investigator** \$10,000.00
    - position code 007.514

**Salary Schedule “S”:**

***County Attorney***

- Set the salary of **Secretary I** (position code 009.350) at \$36,000.00 annually; effective June 29, 2020.

***Board of Elections***

- Set a stipend of \$3.50/hr., for the position of **Election Inspector** to be paid to individual Election Inspectors assigned to the coordinator role by an elections commissioner or deputy commissioner for those hours they are so designated.

***Public Health Dept***

- Reduce the FTE of **Nurse Practitioner** (position code 066.311) to 0.6 FTE and reduce the corresponding annual salary to \$47,606.40; effective July 1, 2020.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #31

**RESOLUTION NO. 20-311**  
**(July 14, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**POSITION(S) APPROVED**

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

**CREATED:**

*Board of Elections*

- One hundred fifty (150) positions of ***Election Inspector*** (Per Diem) on Salary Schedule S at an hourly rate of \$12.50/hr.; position available date is July 15, 2020.

*Jail*

- One (1) position of ***Food Service Helper, PT*** (Temporary) (Non-Union, 32 hrs./wk.) following CSEA Schedule B, Job Grade 2 at \$14.74/hr.; position available date is July 15, 2020 through September 25, 2020.

*Social Services*

- One (1) position of ***Caseworker Trainee*** (1.0 FTE) on CSEA Schedule A, Job Grade 12 at \$20.20/hr.-\$23.14/hr.; position available date is July 30, 2020.

*County Attorney*

- One (1) position of ***Secretary, PT*** (0.5 FTE) on Salary Schedule G at an hourly rate of \$24.17/hr., not to exceed \$19,000.00 per year; position available date is July 15, 2020.

**ABOLISHED:**

*Social Services*

- One (1) position of ***Caseworker*** (1.0 FTE) (position code 040.042); effective July 30, 2020.

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

July 14, 2020

**RESOLUTION NO. 20-312**  
**(July 14, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**POSITION(S) APPROVED**

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

**CREATED:***Buildings and Grounds*

- One (1) position of *Director of Buildings and Grounds* (1.0 FTE) and place on Salary Schedule D at an annual salary of \$70,000.00; position available date is July 15, 2020.

**Carried:** XXX    **Ayes:** 1435    **Noes:** 164 (Attica)    **Absent:**    **Abstain:**

**RESOLUTION NO. 20-313**  
**(July 14, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**POSITION(S) APPROVED**

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

**CREATED:***Civil Defense*

- One (1) position of *Administrative Assistant* (Temporary) (1.0 FTE) on Salary Schedule S at an hourly rate of \$22.78/hr.; position available date is July 15, 2020 through August 21, 2020.

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

*Chairman Davis, T/Covington asked is any Supervisor objected to the presentation of unanimous consent resolution #34. Hearing no objection the resolution title only was read.*

***Unanimous Consent  
#34***

**RESOLUTION NO. 20-314  
(July 14, 2020)**

By Mr. Davis, Chairman of the Committee of the Whole:

**RESOLUTION NUMBER 20-119 RESCINDED AND REPLACED**

**WHEREAS**, Resolution Number 20-119 entitled, “*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*” was passed by this Board of Supervisors on March 10, 2020; and

**WHEREAS**, Resolution Number 20-119 is hereby rescinded in its entirety and replaced as follows:

**WHEREAS**, A Project for the *Replacement of Hillside Road Bridge over Wiscoy Creek, Town of Eagle, Wyoming County, D040190; P.I.N. 4BNY.30; BIN: 3319730*; (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 95% Federal funds and 5% 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 construction and construction inspection.

**NOW, THEREFORE**, The Board of Supervisors, duly convened does hereby

**RESOLVE**, That the Board of Supervisors hereby approves the above-subject project; and be it

**FURTHER RESOLVED**, That the Board of Supervisors hereby authorizes the Chairman to pay in the first instance 100% of the federal and non-federal share of the cost of construction work for the Project or portions thereof; and be it

**FURTHER RESOLVED**, That the sum of ***\$1,423,240.00*** is hereby

July 14, 2020

appropriated from Board of Supervisors and made available to cover the cost of participation in the above phase of the Project; and be it

**FURTHER RESOLVED**, That in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Board of Supervisors shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof; and be it

**FURTHER RESOLVED**, That the Chairman of the Board of Supervisors be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Board of Supervisors with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and be it

**FURTHER RESOLVED**, That a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and be it

**FURTHER RESOLVED**, This Resolution shall take effect immediately.

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

*There being no further business to come before this Board, Senior Supervisor Berwanger, T/Arcade, adjourned the meeting at 3:03 PM with a rap on his desk.*

\*\*\*\*\*

Respectfully submitted,

*Cheryl J. Ketchum*

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

Clerk to the Board

**REGULAR SESSION**  
**(August 11, 2020)**  
**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; however closed to the public due to the COVID-19 pandemic. In accordance with Governor Cuomo's Executive Order 202.1 issued on March 12, 2020, members of the public were invited to observe the meeting via BOS YouTube Channel through the following link: <http://www.wyomingco.net/149/Board-of-Supervisors>.

At 2:33 PM Chairman Davis, T/Covington, called the meeting to order.

All members of the Board of Supervisors were present and participated in person except Supervisor Leuer who was present via Zoom Conference Call. Also present were County Attorney Jim Wujcik, Budget Officer, Janis Cook; Clerk to the Board of Supervisors, Cheryl Ketchum and Deputy Clerk to the Board, Lisa Perez.

**Pledge of Allegiance ~**

- *Sheriff Rudolph led the pledge of allegiance, which was said by all.*

**Communications ~**

- *None*

**Open Public Hearing ~**

- *“Local Law No. 3, Year 2020 (Introductory B, Year 2020) Entitled, “A Local Law Amending Local Law 11, Year 1977”*

#1

**RESOLUTION NO. 20-315**  
**(August 11, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**FUNDS TRANSFERRED TO VARIOUS 2020 ACCOUNTS**

**BE IT RESOLVED**, That funds are hereby transferred to the various 2020 accounts as follows:

August 11, 2020

<b>Buildings &amp; Grounds (Co. Bldgs.)</b>			
<b>From:</b> 01.34.1620.2.23001 Motor Vehicle Purchases		\$5,050.39	
<b>To:</b> 01.34.1620.4.40508 Private Auto Repair		\$3,176.20	
01.34.1620.4.40510 Parts and Supplies		\$1,874.19	
<b>Reason:</b> To cover cost of necessary accessories for new truck.			
<b>Buildings &amp; Grounds (Co. Bldgs.) Total</b>			<b>\$5,050.39</b>

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

#2

**RESOLUTION NO. 20-316**  
**(August 11, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**FUNDS APPROPRIATED TO VARIOUS 2020 ACCOUNTS**

**BE IT RESOLVED**, That funds are hereby appropriated to the various 2020 accounts as follows:

<b>Office for the Aging</b>			
<b>To:</b> 01.44.6772.4.41010 Office Supplies	\$250.00		
01.44.6772.4.42306 Other	6,000.00		
01.44.6772.4.40958 Med Alert Service	200.00		
01.44.6772.4.42414 Respite Service	4,500.00		
01.44.6772.4.40916 Food Service	43,272.00		
01.44.6772.4.40406 Employee Mileage	100.00		
01.44.6772.4.42402 OFA Grant Program	6,900.00		
w/01.12.6772.4772 CO OFA-COVID FFCRA Stim		\$54,222.00	
01.12.6772.3615 Point of Entry		7,000.00	
<b>Reason:</b> To offset expense lines with federal/state stimulus funds.			
<b>Office for the Aging Total</b>			<b>\$61,222.00</b>
<b>WCCH</b>			
<b>To:</b> 01.52.9950.9.99002 Interfund Transfer <i>w/any funds available</i>	\$1,600,000.00	\$1,600,000.00	
<b>Reason:</b> To fund WCCH due to shortfall.			
<b>To:</b> 02.56.4510.1.10101 Full-Time CSEA Contr w/02.13.4510.5031 Interfund Transfer	\$1,600,000.00	\$1,600,000.00	
<b>Reason:</b> To fund WCCH due to shortfall.			
<b>WCCH Total</b>			<b>\$1,600,000.00</b>
<b>Human Resource</b>			
<b>To:</b> 01.34.1431.4.41206 Operating Expense, Misc. <i>w/any funds available</i>	\$10,000.00	\$10,000.00	
<b>Reason:</b> To cover background checks for 150 Election Inspectors.			
<b>Human Resource Total</b>			<b>\$10,000.00</b>

<b>Youth Bureau</b>			
<b>To:</b> 01.45.7310.4.42435 Other Grants w/01.03.7310.1289 Other Revenue <b>Reason:</b> For an event focused on building youth leaders and career readiness. Reimbursed through the Community Foundation for Greater Buffalo (Wyoming Foundation) grant.	\$1,275.00	\$1,275.00	
<b>Youth Bureau Total</b>			<b>\$1,275.00</b>
<b>Animal Control</b>			
<b>To:</b> 01.37.3510.2.23001 Motor Vehicles 01.37.3510.4.40507 Highway Repair 01.37.3510.4.40508 Private Auto Repair w/01.08.3510.2680 Insurance Recovery <i>w/any funds available</i> <b>Reason:</b> To cover cost of new truck and installation of animal box.	\$28,037.92 1,500.00 1,500.00  \$30,575.00 462.92		
<b>Animal Control Total</b>			<b>\$31,037.92</b>
<b>County Forestlands</b>			
<b>To:</b> 01.49.8710.4.40301 Prof. Service Contract <i>w/any funds available</i> <b>Reason:</b> For completion of work approved by Res. #18-265.	\$850.00	\$850.00	
<b>County Forestlands Total</b>			<b>\$850.00</b>

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

Ms. Brunner, T/Java, Chairman of the Audit Committee, presented the approved payment of bills totaling **\$2,487,951.33** for the month of **July 2020**. No further action is required.

*There was a motion by Ms. Grant, T/Bennington, to combine resolutions #3 through #6. Hearing no objection resolution titles only were read.*

#3

**RESOLUTION NO. 20-317**  
**(August 11, 2020)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH WCJW  
RADIO 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 **WCJW Radio**, 3258 Merchant Road, PO Box 251, Warsaw, NY 14569 on behalf of the Office for the Aging. Said contract is for the advertisement of various OFA programs that

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require promotion in an amount not to exceed fourteen thousand four hundred dollars (\$14,400.00); effective January 1, 2020 through March 31, 2021. Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #4

**RESOLUTION NO. 20-318**  
**(August 11, 2020)**

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

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON  
BEHALF OF THE YOUTH BUREAU**

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

- ***Aspire of WNY Center for Learning***, 4635 Union Road, Cheektowaga, NY 14225 for pre-school related services for evaluations in an amount not to exceed the 2020-2021 budget; effective November 1, 2020 through June 30, 2021.
- ***Renee Fragoman, d/b/a Comprehensive Therapy Services***, 2886 Cuyler Road, Leicester, NY 14481 for pre-school related services for physical therapy in an amount not to exceed 2020-2021 budget; effective September 1, 2020 through June 30, 2021.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #5

**RESOLUTION NO. 20-319**  
**(August 11, 2020)**

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**

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**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 renewal contracts with the following agencies on behalf of the Department of Social Services. Said contracts are for foster care services for Wyoming County children/youth as well as “*Raise the Age*” (RTA) standards as enacted by Part WWW of Chapter 59 of the Laws of 2017; effective July 1, 2020 through June 30, 2021 as follows:

- ***Gustavus Adolphus ~Lutheran Social Services***, 200 Gustavus Avenue, Jamestown, NY 14701 in an amount not to exceed one hundred seventy-one thousand six hundred sixty-five dollars (\$171,665.00) for approximately two (2) children.
- ***Berkshire Farm Center & Services for Youth***, 13640 Route 22, Canaan, NY 12029 in an amount not to exceed eighty-six thousand three hundred fifty dollars (\$86,350.00) for approximately one (1) child.
- ***The William George Agency for Children’s Services, Inc.***, 380 Freeville Road, Freeville, NY 13068 in an amount not to exceed one hundred ninety one thousand five hundred seventy-five dollars (\$191,575.00) for approximately one (1) child.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #6

**RESOLUTION NO. 20-320**  
**(August 11, 2020)**

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

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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 2020 as **CHILD SUPPORT AWARENESS MONTH** in Wyoming County.

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

*Chairman Davis, T/Covington recognized Supervisor Grant, T/Bennington who read the Child Support Awareness Month Proclamation. Supervisor Grant acknowledged the work done by the Support Collection Unit.*

*There was a motion by Mrs. Ryan, T/Warsaw, to combine resolutions #7 and #8. Hearing no objection resolution titles only were read.*

#7

**RESOLUTION NO. 20-321  
(August 11, 2020)**

By Ms. Ryan, Chairman of the Public Health Committee:

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

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authorized to sign a grant application and acceptance award with the **New York State Association of County Health Officials**, One United Way, Pine West Plaza, Albany, NY 12205 on behalf of the County Health Department. Said grant to help fund the rural health COVID-19 response in Wyoming County in a minimum amount of seven thousand six hundred dollars (\$7,600.00); effective August 1, 2020 through December 31, 2020.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #8

**RESOLUTION NO. 20-322**  
**(August 11, 2020)**

By Ms. Ryan, Chairman of the Public Health Committee:

**CHAIRMAN/COMMISSIONER OF HEALTH AUTHORIZED TO SIGN  
A SUB-AGREEMENT WITH WYOMING COUNTY COMMUNITY  
ACTION, INC. ON BEHALF OF THE COUNTY  
HEALTH DEPARTMENT**

**BE IT RESOLVED**, That the Chairman of this Board and the Commissioner of Health, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, are hereby authorized and directed to sign a Sub-Agreement with **Wyoming County Community Action, Inc.**, 6470 Route 20A, Suite 1, Perry, NY 14530 on behalf of the County Health Department. Said contract is for the reimbursement of Navigator Grant Program activities in an amount not to exceed eighty-seven thousand two hundred ten dollars (\$87,210.00); effective August 1, 2020 through July 31, 2021. Fully reimbursed by the New York State Department of Health Consumer Assistance for New York State Department of Health - Navigator Program Grant approved by this Board of Supervisors on June 11, 2019 by Resolution Number 19-260.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #9

**RESOLUTION NO. 20-323**  
**(August 11, 2020)**

By Mr. Berwanger, Chairman of the Agriculture Committee:

**RESOLUTION NUMBER 19-129 AMENDED**

August 11, 2020

WHEREAS, Resolution Number 19-129 entitled, "CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A CONTRACT WITH TIMBER RIDGE LOGGING, INC. ON BEHALF OF THE BOARD OF SUPERVISORS," passed by this Board of Supervisors on March 12, 2019 and provides for a *revenue* contract for the purchase of timber from a woodlot on both Poplar Tree Road and Hobday Road in the Town of Wethersfield in an amount not to exceed sixty thousand two hundred twenty-six dollars and fifty cents (\$60,226.50); effective March 12, 2019 through August 31, 2020 in accordance with the following payment schedule:

- First 25% of purchase price will be due at contract signing
- Second 25% will be due by August 1, 2019 or prior to harvesting
- Final payment of 50% will be due by June 1, 2020 or prior to harvesting

Now therefore,

**BE IT RESOLVED**, That *Resolution Number 19-129* be hereby amended to extend the end date of the contract from August 31, 2020 to *August 31, 2021*.

All else remains the same.

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

*There was a motion by Mr. Leuer, T/Middlebury, to combine resolutions #10 and #11. Hearing no objection resolution titles only were read.*

**#10**

**RESOLUTION NO. 20-324**  
**(August 11, 2020)**

By Mr. Leuer, Chairman of the Planning Committee:

**2021 MATCHING FUNDS PROGRAM APPROVED ON BEHALF OF  
THE WYOMING COUNTY CHAMBER OF COMMERCE**

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors do hereby approve taking part in the **2021 Matching Funds Program** for tourist promotional activities; and be it

**FURTHER RESOLVED**, That the Wyoming County Board of Supervisors hereby designates the Wyoming County Chamber of Commerce as the *official tourist promotion agency* for the County of Wyoming for 2021

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through 2025 and, as that agency, to apply for and receive matching funds on behalf of the County, under the Matching Funds Program.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #11

**RESOLUTION NO. 20-325**  
**(August 11, 2020)**

By Mr. Leuer, Chairman of the Planning Committee:

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

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

*Wyoming County Business Representative Member*  
*Two (2) year term effective July 01, 2020 through June 30, 2022*

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

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

*There was a motion by Mr. Brick, T/Perry, to combine resolutions #12 through and #18. Supervisor Brunner, T/Java requested that resolution #12 be voted on separately. Hearing no objection to this request, the resolution title for #12 was read followed by a separate vote. Resolutions titles for #13 through #18 were then read and voted upon.*

#12

**RESOLUTION NO. 20-326**  
**(August 11, 2020)**

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 2021/2022**

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**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 **2021/2022**. Payment will be made to the Towns and Villages by the County from County Snow Funds as follows:

- **2021/2022** ~ The base rate will be frozen at the 2019/2020 base rate
  - If the *State Snow Index* goes above 1.4, as determined by New York State Department of Transportation calculation, the base rate will be increase by \$100 per mile.

Contingent upon the availability of funds.

**Carried:** XXX   **Ayes:** 1444   **Noes:** 19 (Genesee Falls)   **Absent:**   **Abstain:**  
 88 (Java)  
48 (Pike)  
 155 Total

*Supervisor Brunner, T/Java offered her reasoning for voting no. She was not interested in taking her town backwards. Supervisor King, T/Pike agreed with this...*

#13

**RESOLUTION NO. 20-327**  
**(August 11, 2020)**

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

**MICHAEL ADAMCZAK APPOINTED DIRECTOR OF BUILDINGS  
 AND GROUNDS**

**BE IT RESOLVED**, That *Michael Adamczak*, 4286 Route 39, Castile, NY 14427 be hereby appointed to the position of Director of Buildings and Grounds (Co. Bldgs.); effective July 15, 2020.

Carried: XXX

Ayes: 1599

Noes:

Absent:

Abstain:

#14

**RESOLUTION NO. 20-328**  
**(August 11, 2020)**

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

**RESOLUTION NUMBER 17-478 AMENDED**

**WHEREAS**, Resolution Number 17-478 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF BUILDINGS AND GROUND (CO. BLDGS.)**,” passed by this Board of Supervisors November 14, 2017 and provides for the following contracts:

- ***T.C.C.T. Cleaning Inc.***, 46 North Maple Street, Warsaw NY 14569 for cleaning services at the Office for the Aging, Public Defender, Highway Department, Public Safety, Courthouse, Ag Center and Government Center in an amount not to exceed one hundred ninety-five thousand one hundred forty-nine dollars and twenty-eight cents (\$195,149.28) per year; effective October 14, 2017 through October 13, 2020.
- ***Warrens Commercial Cleaning***, 454 North Main Street, Warsaw NY 14569 for cleaning services at the Board of Elections, Department of Social Services, Mental Health, and Health Department in an amount not to exceed eighty thousand six hundred fifty-two dollars and eighty-four cents (\$80,652.84) per year; effective October 14, 2017 through October 13, 2020.

And,

**WHEREAS**, That Resolution Number 17-478 was previously amended by this Board of Supervisor on April 9, 2019 by ***Resolution Number 19-201*** to increase the cleaning fee amount for the Public Defender’s Building from \$475.00 to ***\$550.00 monthly*** due to additional square footage of the new addition for a new contract total not to exceed one hundred ninety-six thousand forty-nine dollars and twenty-eight cents (\$196,049.28) per year; effective April 1, 2019; now therefore,

**BE IT RESOLVED**, That ***Resolution Number 17-478*** as previously amended by ***Resolution Number 19-201*** be hereby further amended as follows:

- Extend the term of the contract with ***T.C.C.T Cleaning Inc.*** from October 14, 2020 to ***December 31, 2020*** for the above listed buildings

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for an additional amount of ***forty-four thousand one hundred eleven dollars and fifty-six cents (\$44,111.56)*** for a new total contract amount not to exceed two hundred forty-six thousand forty-nine dollars and twenty-eight cents (\$246,049.28).

- Extend the term of the contract with ***Warren's Commercial Cleaning*** from October 14, 2020 to ***December 31, 2020*** for the above listed buildings for an additional amount of ***thirteen thousand four hundred forty-two dollars and ninety cents (\$13,442.90)*** for a new total contract amount not to exceed eighty thousand six hundred fifty-seven thousand dollars and forty cents (\$80,657.40).

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #15

**RESOLUTION NO. 20-329**  
**(August 11, 2020)**

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

**RESOLUTION NUMBER 20-296 AMENDED**

**WHEREAS**, Resolution Number 20-296 entitled, “**WYOMING COUNTY COURTHOUSE MAKE UP AIR UNIT REPLACEMENT CAPITAL IMPROVEMENT PROJECT ESTABLISHED, TRANSFERRING AND APPROPRIATING FUNDS THEREFORE AND AUTHORIZING THE CHAIRMAN TO SIGN VARIOUS CONTRACTS ON BEHALF OF BUILDINGS AND GROUNDS (CO. BLDGS.)**,” passed by this Board of Supervisors on July 14, 2020 and provides, in part, for the following contract:

- ***U & S Services, Inc.***, 95 Stark Street, Tonawanda, NY 14150 for the installation of controls for the Make Up Air Unit at the Wyoming County Courthouse in an amount not to exceed seven thousand five hundred fifty-five dollars (\$7,555.00); effective October 1, 2020 through completion.

Now therefore,

**BE IT RESOLVED**, That ***Resolution Number 20-296*** be hereby amended to correct the contract amount of seven thousand five hundred fifty-five dollars (\$7,555.00) to an amount not to exceed ***seven thousand seven***

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*hundred seventy-five dollars (\$7, 775.00).*

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #16

**RESOLUTION NO. 20-330**  
**(August 11, 2020)**

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

**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A  
CONTRACT WITH MJ MECHANICAL SERVICES, INC. ON BEHALF  
OF BUILDINGS AND GROUNDS (CO. BLDGS.)**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is 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 Buildings and Grounds (Co. Bldgs.). Said contract is for preventative maintenance on boilers and mechanicals at various County buildings in an amount not to exceed five thousand ninety-two dollars (\$5,092.00); effective July 24, 2020 through September 30, 2020.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #17

**RESOLUTION NO. 20-331**  
**(August 11, 2020)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH  
KIDENYEY ARCHITECTS ON BEHALF OF BUILDINGS AND  
GROUNDS (CO. BLDGS.)**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is hereby authorized and directed to award bid and sign a contract with *Kideneys Architects*, 143 Genesee Street, Buffalo, NY 14203 on behalf of Buildings and

Grounds (Co. Bldgs.). Said contract is for architect services for the replacement of security doors at the County Jail in an amount not to exceed seven thousand two hundred dollars (\$7,200.00); effective August 1, 2020 through February 28, 2021.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #18

**RESOLUTION NO. 20-332**  
**(August 11, 2020)**

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

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

**BE IT RESOLVED**, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized to sign a grant application and acceptance award with the *New York State Unified Court System*, 92 Franklin Street, 3<sup>rd</sup> Floor, Buffalo, NY 14202 on behalf of Buildings and Grounds (Co. Bldgs.). Said grant funds for cleaning, minor repairs and maintenance at the Courthouse Campus, Government Center and Records Retention in a minimum amount of seven-four thousand five hundred seventy-one dollars (\$74,571.00); effective April 1, 2020 through March 31, 2021.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #19

**RESOLUTION NO. 20-333**  
**(August 11, 2020)**

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

**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND  
ACCEPTANCE AWARD WITH THE NEW YORK STATE DIVISION  
OF HOMELAND SECURITY AND EMERGENCY SERVICES ON  
BEHALF OF WYOMING COUNTY EMERGENCY SERVICES**

**BE IT RESOLVED**, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized to sign a grant application

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and acceptance award with the **New York State Division of Homeland Security and Emergency Services**, 1220 Washington Avenue, Building 7A, Suite 710, Albany, NY 12242 on behalf of Wyoming County Emergency Services. Said grant funds for emergency management agencies to prevent, prepare for and respond to the COVID-19 public health emergency in a minimum amount of ten thousand dollars (\$10,000.00); effective January 27, 2020 through July 31, 2021.

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

*There was a motion by Mr. Kehl, T/Attica, to combine resolutions #20 and #27. Hearing no objection resolution titles only were read.*

**#20**

**RESOLUTION NO. 20-334**  
**(August 11, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH LINEAGE  
 ON BEHALF OF THE COUNTY TREASURER**

**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 **Lineage**, 150 Lawrence Bell Drive, Suite 100, Williamsville, NY 14221 on behalf of the County Treasurer. Said contract is for a standard care service agreement for a high capacity folding machine in the central storeroom in an amount not to exceed one thousand eight hundred fifty-four dollars and seventy-two cents (\$1,854.72) annually; effective August 4, 2017 and renewing annually until written termination is received by either party.

Contingent upon the availability of funds.

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

**#21**

**RESOLUTION NO. 20-335**  
**(August 11, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**INCREASING THE RATE OF TAXES ON SALES AND USES OF  
 TANGIBLE PERSONAL PROPERTY AND OF CERTAIN SERVICES**

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**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, 2023, 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, 2023, 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, 2023, the tax shall be at the rate of four percent, and on and after December 01, 2023, 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, 2023, the tax shall be at the rate of four percent, and on and after December 01, 2023, 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, 2023, the tax shall be at the rate of four percent, and on and after December 01, 2023, 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, 2023, the tax shall be at the rate of four percent, and on and after December 01, 2023, 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, 2023, the tax shall be at the rate of four percent, and on and after December 01, 2023, 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 be 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, 2023.

**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, 2023, 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, 2020.

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain:**  
#22

**RESOLUTION NO. 20-336**  
**(August 11, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

## RESOLUTION NUMBER 20-303 AMENDED

WHEREAS, Resolution Number 20-303 entitled, "INSURANCE PREMIUMS FOR THE 2020 ~ 2021 POLICY TERM THROUGH TOMPKINS INSURANCE AGENCIES, INC. APPROVED," passed by this Board of Supervisors on July 14, 2020 and provides that the various premiums offered by the following insurance companies for the 2020 ~ 2021 policy term through *Tompkins Insurance Agencies, Inc.*, 90 Main Street, Batavia, NY 14020 for the County of Wyoming are approved as follows:

- **New York Municipal Insurance Reciprocal (NYMIR) Insurance Program**
  - Package/Inland Marine/Business Auto \$459,023.34
- **Selective Insurance**

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o Inland Marine	
▪ Highway	\$14,740.00
▪ Sheriff/Voting Machines/Electronic Data Processing	\$9,109.00
• <b><i>Cincinnati Insurance Company</i></b>	
o Boiler/Machinery	\$12,179.00
• <b><i>Travelers Insurance</i></b>	
o Crime	\$1,863.00
• <b><i>AXIS Pro Privasure</i></b>	
o Cyber Liability (County only)	\$23,975.00
	<b>TOTAL</b>
	<b>\$520,889.34</b>

Now therefore,

**BE IT RESOLVED**, That *Resolution Number 20-303* be hereby amended to include Cyber Liability for the Wyoming County Community Health System in an amount not to exceed twenty-five thousand nine hundred eighty-two dollars (\$25,982.00) as follows:

• <b>AXIS Pro Privasure</b>	
o Cyber Liability (County)	\$23,975.00
o Cyber Liability (WCCH)	<u>\$25,982.00</u>
	<b>TOTAL</b>
	<b>\$546,871.34</b>

All else remains the same.

**RESOLUTION NO. 20-337  
(August 11, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH  
GENERAL PHYSICIAN, PC (GPPC) 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 Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney and/or Costello Cooney Fearon, PLLC, legal counsel, is hereby authorized and directed to sign a contract with ***General Physician, PC (GPPC)***, 726 Exchange Street, Suite 710, Buffalo, NY 14210 on behalf of the Wyoming County Community Health System. Said contract to provide inpatient cardiology services in an amount not to exceed one hundred fifty thousand

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dollars (\$150,000.00) per year; effective November 1, 2020 through October 31, 2022. Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #24

**RESOLUTION NO. 20-338**  
**(August 11, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 17-199 AMENDED**

**WHEREAS**, Resolution Number 17-199 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**”, was passed by this Board of Supervisors on April 11, 2017 and provides, in part, for the following contract:

- ***University Emergency Medical Services, Inc. (UEMS)***, 100 High Street, Buffalo, NY 14202
  - To provide emergency medical services (including malpractice insurance) to the WCCHS Emergency Department. Services to include 24/7 Physician coverage, 12/7 Physician Assistant or Nurse Practitioner coverage for Fast Track program, plus ER medical director services. Compensation to UB/MD includes providing UB/MD the right to bill and maintain professional portion of ER services billing plus an amount not to exceed one million one hundred thousand dollars (\$1,100,000.00) annually. In addition to normal service requirements, contract will include requirements for ER providers achievement of Hospital Consumer Assessment of Healthcare Providers and Systems (HCAHPS) scores above an agreed upon level; effective July 1, 2017 through June 30, 2020.

And

**WHEREAS**, That Resolution Number 17-199 was previously amended by this Board of Supervisor on May 12, 2020 by ***Resolution Number 20-239*** to extend the term of the existing contract from July 1, 2017 through June 30, 2020 to ***July 1, 2017 through December 31, 2020***; now therefore

**BE IT RESOLVED**, That ***Resolution Number 17-199*** as previously amended by ***Resolution Number 20-239*** be hereby further amended as follows:

- Change the contracting party address to 77 Goodell Street, Suite 340, Buffalo, NY 14203.

- Extend the term of the existing contract from July 1, 2017 through December 31, 2020 to ***July 1, 2017 through December 31, 2022.***

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #25

**RESOLUTION NO. 20-339**  
**(August 11, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 20-208 AMENDED**

**WHEREAS**, Resolution Number 20-208 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**”, was passed by this Board of Supervisors on April 11, 2017 and provides, in part, for the following contract:

- ***Cafefusion Solutions, LLC***, 3750 Torrey View Court, San Diego, CA 92130 for drug dispensing machines in an amount not to exceed three hundred forty-one thousand two hundred ninety-five dollars (\$341,295.00) less fifty thousand dollars (\$50,000.00) credit plus an amount not to exceed eighty-seven thousand sixty dollars (\$87,060.00) for a five (5) year service agreement; effective May 1, 2020 through April 30, 2025.

Now therefore,

**BE IT RESOLVED**, That ***Resolution Number 20-208*** be hereby amended as follows:

- Increase the not to exceed amount from \$341,295.00 ***to \$341,299.00***.
- Increase the not to exceed amount of the 5-year service agreement from \$87,060.00 ***to \$107,040.00*** due to an additional five (5) machines.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #26

**RESOLUTION NO. 20-340**  
**(August 11, 2020)**

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By Mr. Kehl, Chairman of the Finance Committee:

## **SALARY SCHEDULES “X”, “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 “X”:**

#### *Wyoming County Community Health System*

- Abolish one (1) position of ***Medical Receptionist*** (1.00 FTE) (position code 12.192.153) under WYOMING COUNTY FAMILY MEDICINE – O'DELL; effective July 25, 2020.
- Increase one (1) position of ***Medical Office Assistant*** (position code 12.182.480) under WYOMING COUNTY FAMILY MEDICINE – ARCADE from 0.70 FTE to 1.00 FTE; effective date July 26, 2020.
- Increase one (1) position of ***Medical Receptionist*** (position code 12.189.153) under WYOMING COUNTY FAMILY MEDICINE – ARCADE from 0.80 FTE to 1.00 FTE; effective date July 26, 2020.

### **Salary Schedule “S”:**

#### *County Jail*

- Set the annual salary of the ***Jail Administrator*** (1.0 FTE) (position code #063.497) at \$72,000.00 per year with an additional \$2,854.00 available after 6 mos. or passing the civil service exam (whichever comes first) and meeting pre-established goals resulting in a favorable performance evaluation.

### **Salary Schedule “G”:**

#### *Public Defender*

- Provide stipends plus corresponding fringes for the following:
  - ***Public Defender*** (position code 003.503) \$5,000.00
  - ***Assistant Public Defender (1<sup>st</sup>)*** (position code 004.503) \$2,500.00
  - ***Assistant Public Defender (2<sup>nd</sup>)*** (position code 001.503) \$16,000.00
  - ***Assistant Public Defender (3<sup>rd</sup>)*** (position code 002.503) \$2,500.00
  - ***Secretary to the Public Defender, PT*** (position code 005.503) \$2,000.00
  - ***Secretary I*** (position code 006.350) \$1,500.00
  - ***Investigator*** (position 007.514) \$10,000.00
    - Effective July 26, 2020 through December 31, 2022
    - Funds provided through Council at First Appearance - CAFA 3

**Carried:** XXX

**Ayes:** 1599

**Noes:**

**Absent:**

**Abstain:**

August 11, 2020

**RESOLUTION NO. 20-341**  
**(August 11, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**POSITION(S) APPROVED**

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

**CREATED:**

*Real Property Tax Services*

- One (1) position of ***RPTS Assessor Trainee*** (1.00 FTE) and place on Salary Schedule S at an annual salary of \$45,000.00 and includes the following:
  - An additional \$7,000.00 available after 1-year of service, passing 3 to 4 of the seven (7) required NYS ORPTS certification courses and meeting pre-established goals resulting in a favorable performance evaluation.
  - After two (2) years of service, an additional \$8,000.00 will be available after passing the balance of the seven (7) required NYS ORPTS certification courses and meeting pre-established goals resulting in a favorable performance evaluation and obtaining NYS Assessor certification, at which time the RPTS Assessor Trainee will be appointed RPTS Assessor.

**Carried:** XXX

**Ayes:** 1599

**Noes:**

**Absent:**

**Abstain:**  
*Non-Consent*  
#28

**RESOLUTION NO. 20-342**  
**(August 11, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**POSITION(S) APPROVED**

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

**CREATED:***Real Property Tax Services*

- One (1) position of **RPTS Coordinator** (per diem) (Temp.) and place on Salary Schedule S at \$45.00/hr.; effective through December 31, 2020.

**Carried:** XXX**Ayes:** 1599**Noes:****Absent:****Abstain:***Non-Consent  
#29*

**RESOLUTION NO. 20-343**  
**(August 11, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**POSITION(S) APPROVED**

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

**CREATED:***Real Property Tax Services*

- One (1) position of **RPTS Assessor, PT** (per diem) (Temp) and place on Salary Schedule S at \$30.00/hr.; effective during the life of the Assessor Trainee position or until such time a Director can provide the mandatory training program as outlined by NYS ORPTS.

**Carried:** XXX**Ayes:** 1599**Noes:****Absent:****Abstain:****Public Hearing ~**

- *Comment Period*
  - *None heard*

**Close Public Hearing ~**

- *Motion to close the Public Hearing was made by Supervisor Ryan, T/Warsaw. Seconded by Supervisor Becker, T/Sheldon. All Aye. Carried.*

*Local Law  
#30*

**RESOLUTION NO. 20-344**  
**(August 11, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**LOCAL LAW NO. 3, YEAR 2020 (INTRODUCTORY B, YEAR 2020)**

August 11, 2020

**ENTITLED, "A Local Law Amending Local Law 11, Year 1977"  
ADOPTED**

**WHEREAS**, There was duly presented and introduced at a meeting of this Board, held on the 14<sup>th</sup> day of July 2020, a proposed local law of the County, designated as Local Law Introductory No. B, for the year 2020, entitled, "*A Local Law Amending Local Law 11, Year 1977*"; and

**WHEREAS**, In accordance with the provisions of Resolution Number 20-301 there was a public hearing held by this Board of Supervisors on this 11<sup>th</sup> day of August, 2020, 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 2020, County of Wyoming, New York, as presented to this Board on the 14<sup>th</sup> day of July 2020, is hereby adopted, in its original form, as follows:

**LOCAL LAW NO. 3 ~ YEAR 2020  
"A Local Law Amending Local Law 11, Year 1977"**

**BE IT ENACTED**, By the Board of Supervisors of the County of Wyoming as follows:

**Section 1.** Section 8 of Local Law 1, Year 1977 is hereby amended to read as follows:

Section 8. This Local Law shall not apply to the following:  
(a.) Employees of the Wyoming County Community Hospital  
(b.) Any elected County Official  
(c.) Any appointed County Official  
(d.) All Election Inspectors defined by the New York Election Law

**Section 2.** Effective Date. This Local Law shall take effect immediately upon filing with the Secretary of State.

DATED at Warsaw, New York  
July 14, 2020 (Introduced)  
August 11, 2020 (Adopted)  
Cheryl J. Ketchum, <sup>CMC</sup>

Regular Session

Clerk to the Board

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

*Chairman Davis, T/Covington asked if any Supervisor objected to UC resolution #31. Hearing none, the resolution title was read.*

***Unanimous Consent***  
**#31**

**RESOLUTION NO. 20-345**  
**(August 11, 2020)**

By Mr. Davis, Chairman of the Committee of the Whole:

**CALLING ON CONGRESS TO PROVIDE DIRECT AID TO  
COUNTY GOVERNMENTS**

**WHEREAS**, The New York State Association of Counties predicts that counties across New York State will face revenue shortfalls in excess of two billion dollars from lost sales and occupancy taxes, gaming revenue, and other fees as a consequence of the social distancing measures necessary to stop the spread of COVID-19; and

**WHEREAS**, In response to the Covid-19 pandemic counties are facing unprecedented fiscal stress as revenue has plummeted at the same time that counties are experiencing record demand for services; and

**WHEREAS**, County Health Departments, Emergency Response Departments, 911, Office for the Aging, and many other County departments and agencies are on the front lines in the fight against COVID-19 and are extending every possible resource to help flatten the curve, save lives and return our County to normal operation as soon as possible; and

**WHEREAS**, The healthy function of our democratic society depends on effective and responsive local government in order to provide necessary services and resources; and

**WHEREAS**, The New York State Division of Budget has announced that budget shortfalls resulting from the COVID-19 pandemic could result in cuts of up to 50% in State aid to local governments, and that ***The scope and depth of the reductions to local aid programs needed to balance the FY 2021 Budget have no precedent in modern times*** and that ***In the absence of Federal aid, nearly every activity funded by state government in the aid to localities budget ... will face steep cuts***; and

August 11, 2020

**WHEREAS**, Local property taxpayers cannot absorb the cost of this loss of these revenues and state aid cuts; and

**WHEREAS**, The dissolution or bankruptcy or disintegration of our local government is clearly undesirable and a threat to the public good; and

**WHEREAS**, H.R. 748 Coronavirus Aid, Relief and Economic Security Act (CARES) has not yet provided any direct aid to local governments; and

**WHEREAS**, New York State Residents paid \$22 billion more to the Federal Government than they got back in Federal spending in 2019, and more than \$116 billion over the past four years; and

**WHEREAS**, New York pays more to the Federal Government than the next two largest donor states combined; and

**WHEREAS**, Access to reliable, affordable Internet Service has never been more important to preserve the nation's public health, safety and prosperity; and

**WHEREAS**, Affordable, reliable Internet service in rural areas including Wyoming County, NY, is often not available, compromising public health, safety and prosperity, now therefore

**BE IT RESOLVED**, That as Congress negotiates the next COVID-19 response package, the Wyoming County Board of Supervisors calls on our United States Congressional Representatives to demand direct assistance to County and Local Governments, and to upgrade rural Internet services; and be it further

**RESOLVED**, That the Clerk of this Board of Supervisors shall forward certified copies of this Resolution to President Donald J. Trump, Senator Mitch McConnell, Senator Charles E. Schumer, Senator Kirsten E. Gillibrand, Congresswoman Nancy Pelosi and Congressman Chris Jacobs.

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

*There being no further business to come before this Board, Senior Supervisor Berwanger, T/Arcade, adjourned the meeting at 3:10 PM with a rap on his desk.*

\*\*\*\*\*

Respectfully submitted,

*Cheryl J. Ketchum*

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

Clerk to the Board

Regular Session

**REGULAR SESSION  
(September 8, 2020)  
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; however closed to the public due to the COVID-19 pandemic. In accordance with Governor Cuomo's Executive Order 202.1 issued on March 12, 2020, members of the public were invited to observe the meeting via BOS YouTube Channel through the following link: <http://www.wyomingco.net/149/Board-of-Supervisors>.

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

All members of the Board of Supervisors were present and participated in person except Supervisor Leuer who was present via Zoom Conference Call. Also present were County Attorney Jim Wujcik, Budget Officer, Janis Cook; HR Director, Dan Farberman, Clerk to the Board of Supervisors, Cheryl Ketchum and Deputy Clerk to the Board, Lisa Perez.

**Pledge of Allegiance ~**

- *Deanna Nikiel, Wyoming County Finance Clerk and former Military Police Officer in the Army National Guard led the pledge of allegiance, which was said by all.*

**Opening Prayer ~**

- *Rev. Frank Fraser, Family Life Church Parishioner via Call-In*

**Communications ~**

- *None*

*Vice-Chairman Ryan expressed her thanks and gratitude to Supervisor Davis, T/Covington for his service and leadership in getting Wyoming County through COVID-19 these past several months.*

#1

**RESOLUTION NO. 20-346  
(September 8, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

September 8, 2020

## FUNDS TRANSFERRED TO VARIOUS 2020 ACCOUNTS

**BE IT RESOLVED**, That funds are hereby transferred to the various 2020 accounts as follows:

<b>Board of Elections</b>				
<b>From:</b> 01.34.1450.4.40305 Machine Custodians		\$27,000.00		
<b>To:</b> 01.34.1450.1.10001 Salaries S/D/I 01.34.1450.8.83001 FICA 01.34.1450.8.85001 Medicare		\$25,087.50 1,550.00 362.50		
<b>Reason:</b> To cover the cost of inspectors for General Election 2020.				
<b>Board of Elections Total</b>				<b>\$27,000.00</b>

**Carried: XXX    Ayes: 1476    Noes:    Absent: 123 (Castile)    Abstain: #2**

## RESOLUTION NO. 20-347 (September 8, 2020)

By Mr. Kehl, Chairman of the Finance Committee:

## FUNDS APPROPRIATED TO VARIOUS 2020 ACCOUNTS

**BE IT RESOLVED**, That funds are hereby appropriated to the various 2020 accounts as follows:

<b>Highway</b>				
<b>To:</b> 04.53.5110.4.41904 Bituminous Products w/04.11.5110.3501 Consolidated Highway Aid		\$367,410.00		
<b>Reason:</b> To spend EWR and CHIPS rollover money that was not in the 2020 budget and approved at the 07/02/20 Public Works Comm. meeting.			\$367,410.00	
<b>To:</b> 04.53.5112.4.40940 HBRR Contract w/04.11.5112.3089 Other State Aid 04.12.5112.4089 Corps of Engineers w/any funds available		\$931,472.99	\$139,720.95 745,178.39 46,573.65	
<b>Reason:</b> For Simmons Rd Bridge construction that was budgeted in 2019 but constructed in 2020 (2019 unused balance). State//Local Agreement in place for reimbursement to State.				
<b>Highway Total</b>				<b>\$1,298,882.99</b>
<b>Historian</b>				
<b>To:</b> 01.46.7510.4.42306 Other w/01.09.7510.2705 Gifts & Donations		\$235.00		
<b>Reason:</b> Funds donated for office use by Historian and Asst. Co. Historian from the yard sale we held. To be used for promotion of the office to our history program participants.			\$235.00	
<b>Historian Total</b>				<b>\$235.00</b>

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<b>Board of Elections</b>			
To: 01.34.1450.4.42482 Cybersecurity Grant 01.34.1450.2.20201 Capital Equipment w/01.12.1450.4089 Federal Aid <b>Reason:</b> Appropriate grant funds.	\$33,000.00 2,100.00	\$35,100.00	
<b>Board of Elections Total</b>			<b>\$35,100.00</b>
<b>Planning</b>			
To: 01.42.6421.4.42493 Other Econ Dev Project w/01.11.6421.3089 State Aid <b>Reason:</b> To cover the expenses associated with the NYS Empire State Development Agency 2020 Census Grant.	\$35,200.00	\$35,200.00	
<b>Planning Total</b>			<b>\$35,200.00</b>
<b>Building Dept.</b>			
To: 01.37.3620.4.40301 Prof. Svc. <i>w/any funds available</i> <b>Reason:</b> To pay LaBella Group for asbestos testing at former Emkay site in the Village of Arcade.	\$3,545.06	\$3,545.06	
<b>Building Dept. Total</b>			<b>\$3,545.06</b>
<b>Public Defender</b>			
To: 01.32.1170.1.10001 Salaries S/D/I 01.32.1170.8.81001 Retirement 01.32.1170.8.83001 FICA 01.32.1170.8.85001 Medicare w/01.11.1170.302501 ILS D10 <b>Reason:</b> To appropriate ILS Distribution #10 funding allocation for the 2020 calendar year.	\$13,765.00 2,201.98 853.43 199.59	\$17,020.00	
<b>Public Defender Total</b>			<b>\$17,020.00</b>

**Carried:** XXX    **Ayes:** 1476    **Noes:**    **Absent:** 123 (Castile)    **Abstain:**

Ms. Brunner, T/Java, Chairman of the Audit Committee, presented the approved payment of bills totaling **\$3,698,848.27** for the month of **August 2020**. No further action is required.

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

**#3**

**RESOLUTION NO. 20-348**  
**(September 8, 2020)**

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

**RETENTION AND DISPOSITION SCHEDULE FOR NEW YORK  
LOCAL GOVERNMENT RECORDS (LGS-1)**

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors hereby adopts the *Retention and Disposition Schedule for New*

September 8, 2020

**York Local Government Records (LGS-1)**, issued pursuant to Article 57-A of the Arts and Cultural Affairs Law, and containing legal minimum retention periods for local government records, for use by all officers in legally disposing of valueless records listed therein; and be it

**FURTHER RESOLVED**, That in accordance with Article 57-A:

- (a) only those records will be disposed of that are described in *Retention and Disposition Schedule for New York Local Government Records (LGS-1)*, after they have met the minimum retention periods described therein;
- (b) only those records will be disposed of that do not have sufficient administrative, fiscal, legal, or historical value to merit retention beyond established legal minimum periods.

**Carried:** XXX    **Ayes:** 1476    **Noes:**    **Absent:** 123 (Castile)    **Abstain:** #4

**RESOLUTION NO. 20-349**  
**(September 8, 2020)**

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

**MEMORANDUM OF UNDERSTANDING BY AND BETWEEN  
CSEA AND THE COUNTY OF WYOMING APPROVED**

**BE IT RESOLVED**, That the Chairman of this Board and Director of Human Resource, with the approval of the County Attorney and County Labor Attorney, are hereby authorized and directed to sign a Memorandum of Understanding by and between the Civil Service Employee's Association Local 1000, AFSCME, AFL-CIO and the County of Wyoming amending the current collective bargaining agreement; effective upon signing on August 12, 2020 and required approvals by the Wyoming County Community Hospital Board of Managers, the Wyoming County Board of Supervisors and the Wyoming County Civil Service Commission to include the following positions:

- ***Dialysis RN***
- ***Dialysis RN Team Leader***

All else remains unchanged.

**Carried:** XXX    **Ayes:** 1476    **Noes:**    **Absent:** 123 (Castile)    **Abstain:** #5

**RESOLUTION NO. 20-350**

Regular Session

**(September 8, 2020)**

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

**MEMORANDUM OF UNDERSTANDING BY AND BETWEEN  
CSEA AND THE COUNTY OF WYOMING APPROVED**

**BE IT RESOLVED**, That the Chairman of this Board and Director of Human Resource, with the approval of the County Attorney and County Labor Attorney, are hereby authorized and directed to sign a Memorandum of Understanding by and between the Civil Service Employee's Association Local 1000, AFSCME, AFL-CIO and the County of Wyoming amending the current collective bargaining agreement to upgrade the following positions; effective January 1, 2020:

- ***Public Health Sanitarian***
- ***Public Health Technician***

All else remains unchanged.

**Carried: XXX    Ayes: 1476    Noes:    Absent: 123 (Castile)    Abstain:**

*There was a motion by Ms. Grant, T/Bennington, to combine resolutions #6 through #8. Hearing no objection resolution titles only were read.*

#6

**RESOLUTION NO. 20-351  
(September 8, 2020)**

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

**RESOLUTION NUMBER 18-015 AMENDED**

**WHEREAS**, Resolution Number 18-015 entitled, "CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE AWARD WITH THE ALZHEIMER'S ASSOCIATION WESTERN NEW YORK CHAPTER ON BEHALF OF THE OFFICE FOR THE AGING," was passed by this Board of Supervisors on January 16, 2018 to provide funding for respite services to caregivers of individuals with Alzheimer's disease in a minimum amount of one hundred ten thousand seven hundred seventy-nine dollars (\$110,779.00) per year; effective January 1, 2018 through December 31, 2018; and

**WHEREAS**, That Resolution Number 18-015 was previously amended by this Board of Supervisors on February 13, 2018 by ***Resolution Number 18-047*** to correct the maximum funding amount to ninety-five thousand dollars

September 8, 2020

(\$95,000.00) per year; now therefore

**BE IT RESOLVED**, That ***Resolution Number 18-015*** as previously amended by ***Resolution Number 18-047*** be hereby further amended to extend the term of the contract from December 31, 2018 through ***December 31, 2021***.

All else remains the same.

**Carried: XXX    Ayes: 1476    Noes:    Absent: 123 (Castile)    Abstain:**

#7

**RESOLUTION NO. 20-352**  
**(September 8, 2020)**

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

**RESOLUTION NUMBER 18-220 AMENDED**

**WHEREAS**, Resolution Number 18-220 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE YOUTH BUREAU**,” was passed by this Board of Supervisors on May 8, 2020 and provided, in part, for the following contracts for **PRE-SCHOOL RELATED SERVICES** and/or **PRE-SCHOOL SPECIAL EDUCATION SERVICES** (*as noted below*) in amounts not to exceed 2018 ~ 2021 budget and variable depending on services provided:

**PRE-SCHOOL RELATED SERVICES**  
***Effective July 1, 2018 through June 30, 2021***

- ***Southtowns Children's Associates***, 43 East Main Street, Springville, NY 14141
- ***SLC Therapy of Western NY***, 5544 Main Street, 2<sup>nd</sup> Floor, Williamsville, NY 14221

And,

**WHEREAS**, That Resolution Number 18-220 was previously amended by this Board of Supervisors on March 10, 2020 by ***Resolution Number 20-113*** to document a previous address of ***4535 Southwestern Boulevard, Hamburg, NY 14075*** for ***Southtowns Children's Associations*** and further amended to reflect a current address of ***3755 Abbott Road, Orchard Park, NY 14127***; now therefore

**BE IT RESOLVED**, That ***Resolution Number 18-220***, as previously amended by ***Resolution Number 20-113***, be hereby further amended as follows:

- ***Southtowns Children's Associates***, 43 East Main Street, Springville,

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NY 14141 to add **physical therapy services**; effective August 1, 2020 through June 30, 2021.

- **SLC Therapy of Western NY**, 5544 Main Street, 2<sup>nd</sup> Floor, Williamsville, NY 14221 to add **occupational therapy and occupational therapy assistant services**; effective August 1, 2020 through June 30, 2021.

All else remains the same.

**Carried: XXX    Ayes: 1476    Noes:    Absent: 123 (Castile)    Abstain: #8**

**RESOLUTION NO. 20-353  
(September 8, 2020)**

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

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

**BE IT RESOLVED**, That the Chairman of this Board and Commissioner of Social Services, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, are hereby authorized and directed to sign a contract with **New Directions**, 6395 Old Niagara Road, Lockport, NY 14094-1499 on behalf of the Department of Social Services. Said contract to provide foster care services for Wyoming County children/youth as well as “*Raise the Age*” (RTA) standards as enacted by Part WWW of Chapter 59 of the Laws of 2017 in an amount not to exceed eight hundred seventy-nine thousand one hundred fifty dollars (\$879,150.00) for approximately seven (7) children; effective July 1, 2020 through June 30, 2021.

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1476    Noes:    Absent: 123 (Castile)    Abstain:**

*There was a motion by Mrs. Ryan, T/Warsaw, to combine resolutions #9 and #10. Hearing no objection resolution titles only were read.*

#9

**RESOLUTION NO. 20-354  
(September 8, 2020)**

September 8, 2020

By Ms. Ryan, Chairman of the Public Health Committee:

**SUICIDE PREVENTION AWARENESS MONTH PROCLAIMED**

**WHEREAS**, The month of September 2020 is National Suicide Prevention Awareness Month and is intended to help promote the awareness surrounding the resources that are available to the community; and

**WHEREAS**, In New York State, more people are lost to suicide than to alcohol related motor vehicle accidents, and, in Wyoming County, our suicide rate is among the highest in the state; and

**WHEREAS**, Suicide loss affects the victim's family, friends, colleagues and the community as a whole; and

**WHEREAS**, In this time of loss and uncertainty, the people of Wyoming County are committed to being there for one another; and

**WHEREAS**, We, as citizens of Wyoming County, recognize our role in preventing suicide by asking directly about suicidal thoughts, keeping loved ones safe by reducing access to lethal means, being there by listening carefully to what a loved one is thinking and feeling, connecting loved ones with supports and following up after a crisis; and

**WHEREAS**, We recognize that we can take further steps to prevent suicide by talking openly about mental illness; and

**WHEREAS**, We can support those in our community who are experiencing suicidal thoughts, who have survived a suicide attempt, or who have lost a loved one to suicide by respecting their experiences and extending our compassion; and

**WHEREAS**, Wyoming County recognizes that when hope evolves, life prevails; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors do hereby proclaim September 2020 as **SUICIDE PREVENTION AWARENESS MONTH** in Wyoming County.

**Carried:** XXX    **Ayes:** 1476    **Noes:**    **Absent:** 123 (Castile)    **Abstain:** #10

**RESOLUTION NO. 20-355**  
**(September 8, 2020)**

Regular Session

By Ms. Ryan, Chairman of the Public Health Committee:

**CHAIRMAN/COMMISSIONER OF HEALTH AUTHORIZED TO SIGN  
VARIOUS GRANT APPLICATIONS AND ACCEPTANCE AWARDS ON  
BEHALF OF THE COUNTY HEALTH DEPARTMENT**

**BE IT RESOLVED**, That the Chairman of this Board and the Commissioner of Health, with the approval of the County Attorney, are hereby authorized to sign various grant applications and acceptance awards on behalf of the County Health Department as follows:

- **New York State Department of Health**, Corning Tower, ESP, Albany, NY 12237 to provide funding for the Children and Youth with Special Health Care Needs Program in a minimum amount of twenty-one thousand nine hundred ninety-seven dollars (\$21,997.00) per year; effective October 1, 2020 through September 20, 2025.
- **Health Research, Inc.**, 150 Broadway, Suite 560, Menands, NY 12204 to provide funding for COVID-19 Enhanced Detection and Response in a minimum amount of two hundred fifty-three thousand six hundred eighty-eight dollars (\$253,688.00); effective July 1, 2020 through June 30, 2022.
- **Governor's Traffic Safety Committee**, ESP, Albany, NY 12228 to provided funding for the Child Passenger Safety Seat Program in a minimum amount of two thousand eight hundred dollars (\$2,800.00); effective October 1, 2020 through September 30, 2021.

**Carried:** XXX    **Ayes:** 1476    **Noes:**    **Absent:** 123 (Castile)    **Abstain:**

*Vice-Chairman Ryan, T/Warsaw read the proclamation and mentioned the Suicide Prevention Month calendar at the back of the board packet.*

*Clerk Ketchum suggested the Proclamation be provided to the Mental Health Department. Vice-Chairman Ryan agreed...*

**#11**

**RESOLUTION NO. 20-356  
(September 8, 2020)**

By Mr. Berwanger, Chairman of the Agriculture Committee:

**RESOLUTION OF THE WYOMING COUNTY BOARD OF**

September 8, 2020

**SUPERVISORS IN OPPOSITION TO NEW YORK STATE SENATE BILL S.06502-A AND NEW YORK STATE ASSEMBLY BILL A.00732-B,  
AN ACT TO AMEND THE ENVIRONMENTAL CONSERVATION LAW, IN RELATION TO PROHIBITING THE USE OF GLYPHOSATE ON STATE PROPERTY**

**WHEREAS**, New York State Senate Bill S.06502-A and New York Assembly Bill A.00732-B would prohibit the use of Glyphosate on state property. Glyphosate is a widely-used herbicide used to control the growth of noxious weeds, grasses and unwanted forest underbrush; and

**WHEREAS**, Not only is Glyphosate critical for farmers growing fruit, vegetables, corn, soybeans, and other food crops, it is an important tool of the state to control invasive plants on state land; and

**WHEREAS**, Glyphosate has been registered with the Environmental Protection Agency (EPA) since 1974 and has since been reviewed and reassessed within the EPA's registration review program. The EPA has found no risks when Glyphosate is used properly with its current label. Most states accept the EPA review and registration for allowed use in their states; however, New York is one of the few states that reviews products for environmental and health impact prior to registration in the state, creating a dual certification process; and

**WHEREAS**, Passing this legislation sets a dangerous precedent, usurping a state regulatory agency's statutory responsibility to review and register these products in New York State. Farmers have relied on the Department of Environmental Conservation (DEC) for regulations and scientific credibility, it is important to not set a precedent to bypass the DEC's authority; now therefore

**BE IT RESOLVED**, The Wyoming County Board of Supervisors joins the New York State Farm Bureau, New York State Agribusiness Association, New York Corn and Soybean Growers Association, Empire State Forest Products Association, New York Wine Industry Association, Northeast Dairy Producers Association, Inc., New York State Vegetable Growers Association, Northeast Agribusiness & Feed Alliance, New York State Turfgrass Association, New York State Wine Grape Growers and Apples from New York in opposition to New York State Senate Bill S.06502-A and New York Assembly Bill A.00732-B and respectfully calls upon New York State Governor Andrew M. Cuomo to veto S.06502-A and A.00732-B; and be it

**FURTHER RESOLVED**, That the Clerk to this Board shall forward copies of this resolution to New York State Governor Andrew M. Cuomo, New

York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, New York State Department of Environmental Conservation Commissioner, Basil Seggos, New York State Department of Agriculture and Markets Commissioner, Richard Ball, New York State Association of Counties, Inter-County Association of Western New York, Wyoming County Farm Bureau and all others deemed necessary and proper.

**Carried: XXX    Ayes: 1476    Noes:    Absent: 123 (Castile)    Abstain:**

*Supervisor Berwanger, T/Arcade, after speaking with several committee members with extensive farming experience, expressed concerns that prohibiting Glyphosate's use on state property could lead to a statewide ban altogether which would negatively impact agriculture.*

*Supervisors Kehl, T/Attica and Leuer, T/Middlebury agreed and said a ban would hurt agriculture, which remains the County's biggest industry.*

*Supervisor Leuer also mentioned Carlton Hill Multi Use Area located in Middlebury and noted farmers rent some of this land for agricultural purposes.*

*Supervisor Brick, T/Perry also agreed and said he believes this is a safe chemical to use.*

*Supervisor Klein, T/Castile joined the meeting at this time.*

*There was a motion by Mr. Leuer, T/Middlebury, to combine resolutions #12 through #18. Hearing no objection resolution titles only were read.*

**#12**

**RESOLUTION NO. 20-357  
(September 8, 2020)**

By Mr. Leuer, Chairman of the Planning Committee:

**RESOLUTION NUMBER 20-260 RESCINDED**

**WHEREAS**, Resolution Number 20-260 entitled, ““**CHAIRMAN AUTHORIZED TO SIGN A SUBLEASE AGREEMENT WITH CORNELL UNIVERSITY ~ QUALITY MILK PRODUCTION SERVICES ON BEHALF OF THE COUNTY OF WYOMING,**” passed by this Board of Supervisors on January 19, 2016 and provides for a Sublease Agreement with Cornell University, Quality Milk Production Services, c/o Real Estate Department, Box DH-Real Estate, Ithaca, NY 14850 for the lease of 1,935 square feet of office space located at the Ag and Business Center, 36

September 8, 2020

Center Street, Warsaw, NY 14569; effective December 1, 2020 through December 31, 2027; now therefore

**BE IT RESOLVED**, That *Resolution Number 20-260* be hereby rescinded in its entirety effective June 9, 2020 as the Sublease Agreement renewal with *Cornell University ~ Quality Milk Production Services* is an addendum to the original sublease agreement authorized by Resolution Number 16-028 passed by this Board of Supervisors on January 19, 2016.

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain:** #13

**RESOLUTION NO. 20-358**  
**(September 8, 2020)**

By Mr. Leuer, Chairman of the Planning Committee:

## RESOLUTION NUMBER 16-028 AMENDED

WHEREAS, Resolution Number 16-028 entitled, "CHAIRMAN AUTHORIZED TO SIGN A SUBLICENSE AGREEMENT WITH CORNELL UNIVERSITY ~ QUALITY MILK PRODUCTION SERVICES ON BEHALF OF THE COUNTY OF WYOMING," passed by this Board of Supervisors on January 19, 2016 and provides for a Sublease Agreement with Cornell University, Quality Milk Production Services, c/o Real Estate Department, Box DH-Real Estate, Ithaca, NY 14850 for the lease of 1,935 square feet of office space located at the Ag and Business Center, 36 Center Street, Warsaw, NY 14569; effective December 17, 2015 through November 30, 2020 as follows:

- Commencing December 17, 2015 Pro-rated/payable with January 2016 rent
- 2016 through 2017 \$1,612.50 per month/\$19,350.00 per year
- Commencing December 1, 2018 \$1,689.90 per month/\$20,278.80 per year
- Commencing December 1, 2019 \$1,767.30 per month/\$21,207.60 per year

Now therefore,

**BE IT RESOLVED**, That *Resolution Number 16-028* be hereby amended to extend the terms and set the rates for said sublease agreement as follows:

- ***Effective December 1, 2020 through December 31, 2020***
  - \$10.96 per square foot (\$1,767.30 per month) for an annual rent of \$21,207.60 plus a proportionate share of the utilities as outlined in the sublease agreement.

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- ***Effective January 1, 2021 through December 31, 2022***
  - \$11.44 per square foot (\$1,844.70 per month) for an annual rent of \$22,136.40 plus \$3.60 per square foot (\$580.50 per month / \$6,966.00 per year) for utilities, cleaning service, garbage disposal and internet expense.
- ***Effective January 1, 2023 through December 31, 2024***
  - 2% increase over 2021/2022
  - \$11.67 per square foot (\$1,881.59 per month) for an annual rent of \$22,579.13 plus \$3.67 per square foot (\$592.11 per month / \$7,105.32 per year) for utilities, cleaning service, garbage disposal and internet expense.
- ***Effective January 1, 2025 through December 31, 2026***
  - 2% increase over 2023/2024
  - \$11.90 per square foot (\$1,919.23 per month) for an annual rent of \$23,030.71 plus \$3.75 per square foot (\$603.95 per month / \$7,247.43 per year) for utilities, cleaning service, garbage disposal and internet expense.
- ***Effective January 1, 2027 through December 31, 2027***
  - 2% increase over 2025/2026
  - \$12.14 per square foot (\$1,957.61 per month) for an annual rent of \$23,491.32 plus \$3.82 per square foot (\$616.03 per month / \$7,392.37 per year) for utilities, cleaning service, garbage disposal and internet expense.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #14

**RESOLUTION NO. 20-359**  
**(September 8, 2020)**

By Mr. Leuer, Chairman of the Planning Committee:

**RESOLUTION NUMBER 20-064 AMENDED**

**WHEREAS**, Resolution Number 20-064 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A SUBLEASE AGREEMENT WITH CHERYL CUMMINS ON BEHALF OF THE WYOMING COUNTY AG AND BUSINESS CENTER**,” passed by this Board of Supervisors on February 11, 2020 and provides for a Sublease Agreement for the rental of 507 square feet of office space located in the Wyoming County Ag and Business Center, 36 Center Street, Warsaw NY 14569 with base rent in the amount of eleven dollars and forty-four cents (\$11.44) per square foot and utilities at two dollars and eighty cents (\$2.80) per square foot; effective January 20, 2020 through July 19, 2020; now therefore

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**BE IT RESOLVED**, That *Resolution Number 20-064* be hereby amended to extend the term, in accordance with the automatic renewal provision provided in the original sublease agreement, for an additional six (6) months; effective *July 20, 2020 through January 19, 2021*.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #15

**RESOLUTION NO. 20-360**  
**(September 8, 2020)**

By Mr. Leuer, Chairman of the Planning Committee:

**RESOLUTION NUMBER 20-030 AMENDED**

**WHEREAS**, Resolution Number 20-030 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND ACCEPTANCE AWARD WITH NEW YORK STATE EMPIRE STATE DEVELOPMENT ON BEHALF OF PLANNING AND DEVELOPMENT**,” passed by this Board of Supervisors on January 14, 2020 to provide funding for a complete count outreach in Wyoming County in a minimum amount of seventy thousand four hundred dollars (\$70,400.00); effective January 1, 2020 through December 31, 2020; now therefore

**BE IT RESOLVED**, That *Resolution Number 20-030* be hereby amended as follows:

- Reflect a fifty percent (50%) reduction in funding to a minimum amount of ***thirty-five thousand two hundred dollars (\$35,200.00)***
- Amend the effective dates from January 1, 2020 through December 31, 2020 to ***July 31, 2020 through September 30, 2020***.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #16

**RESOLUTION NO. 20-361**  
**(September 8, 2020)**

By Mr. Leuer, Chairman of the Planning Committee:

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**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH  
WYOMING COUNTY COMMUNITY ACTION ON BEHALF OF  
PLANNING AND DEVELOPMENT**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Wyoming County Community Action*, 6470 Route 20A, Suite 1, Perry, NY 14530 on behalf of Planning and Development. Said contract is for the Census 2020 Complete Count Outreach Campaign in an amount not to exceed twenty-six thousand four hundred dollars (\$26,400.00) which is seventy-five percent (75%) of the Complete Count Outreach Grant in the amount of thirty-five thousand two hundred dollars (\$35,200.00); effective July 31, 2020 through September 30, 2020.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #17

**RESOLUTION NO. 20-362  
(September 8, 2020)**

By Mr. Leuer, Chairman of the Planning Committee:

**THOMAS MCCORMICK AND E. JOSEPH GOZELSKI 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, 2020 through September 11, 2023; 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, 2020 through September 11, 2023.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #18

**RESOLUTION NO. 20-363  
(September 8, 2020)**

September 8, 2020

By Mr. Leuer, Chairman of the Planning Committee:

**DANIEL LEUER REAPPOINTED TO THE WYOMING COUNTY  
BUSINESS CENTER (LOCAL DEVELOPMENT CORPORATION)  
BOARD OF DIRECTORS**

**BE IT RESOLVED**, That *Daniel Leuer* (T/Middlebury), 712 Transit Road, Wyoming, NY 14591 be hereby reappointed to the Wyoming County Business Center (Local Development Corporation) Board of Directors as a Voting Director for a term of three (3) years; effective May 9, 2020 through May 8, 2023.

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

*There was a motion by Mr. Brick, T/Perry, to combine resolutions #19 through #23. Hearing no objection resolution titles only were read.*

**#19**

**RESOLUTION NO. 20-364  
(September 8, 2020)**

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

**RESOLUTION NUMBER 19-385 AMENDED**

**WHEREAS**, Resolution Number 19-385 entitled, “**2019 ~ 2020 SALT AND SAND BIDS APPROVED**,” passed by this Board of Supervisors on September 10, 2020 and awarded a bid for the purchase of salt and sand for the 2019 ~ 2020 Snow Season to *American Rock Salt Co., LLC*, PO Box 190, Mt. Morris, New York 14510 in an amount not to exceed fifty dollars and forty-five cents (\$50.45) per ton; effective September 1, 2019 through May 31, 2020; now therefore

**BE IT RESOLVED**, That *Resolution Number 19-385* be hereby amended to *extend the bid with American Rock Salt, Co., LLC for the 2020 ~ 2021 Snow Season at the current rate of fifty dollars and forty-five cents (\$50.45) per ton; effective September 1, 2020 through May 31, 2021. (First of two, 1-year extension options)*. All else remains the same.

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

**#20**

**RESOLUTION NO. 20-365  
(September 8, 2020)**

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

### **ANNUAL HIGHWAY MATERIALS BIDS APPROVED**

**BE IT RESOLVED**, That the attached yearly County Highway material bids are hereby approved effective September 1, 2020 through August 31, 2021, all ties were awarded by lot at the August 27, 2020 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:** 1599      **Noes:**      **Absent:**      **Abstain:**

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

Bids opened August 18, 2020

Contract Period: 9/1/20 – 8/31/21

Price/Ton – F.O.B. Plant

***D & H Materials***

11939 Rt. 98 S Arcade, NY 14009	10811 Rt. 16 Delevan	3.75
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***Frey Sand & Gravel***

3850 Dry Bridge Road Alexander, NY 14005	Alexander Plant:	NO BID
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***Gernatt Asphalt Products, Inc.***

13870 Taylor Hollow Road Collins, New York 14034	Chaffee Plant:	3.95
Phone 716-532-3371	Freedom Plant:	5.20

***M & M Aggregates***

6128 Sheppard Road Bliss, NY 14024	Sheppard Rd Plant:	6.00
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***Spallina Materials, Inc.***

P.O. Box 337, 1 Conlon Ave. Mt. Morris, NY 14510	Cohocton Plant	7.25
Phone 658-2248		

September 8, 2020

Todd Gadd  
County Superintendent of Highways

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

Bids opened August 18, 2020

Contract Period: 9/01/20 – 8/31/21

<u>Town</u>	<u>Price/Ton @ Town</u>	<u>Stockpile Location</u>	<u>Supplier</u>
Arcade	7.50		D & H Materials
Attica	10.80		D & H Materials
Bennington	9.35		Gernatt Asphalt
Castile	9.40		D & H Materials
Covington	11.70		M & M Aggregates
Eagle	8.40		D & H Materials
Gainesville	9.55		D & H Materials
Genesee Falls	10.45		D & H Materials
Java	8.90		D & H Materials
Middlebury	11.45		D & H Materials
Orangeville	9.50		D & H Materials
Perry	10.70		M & M Aggregates
Pike	8.70		D & H Materials
Sheldon	9.30		D & H Materials
Warsaw	9.95		Gernatt Asphalt
Wethersfield	9.45		D & H Materials

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

Todd Gadd  
County Superintendent of Highways

**ABRASIVE GRIT**  
**LOWEST TO HIGHEST BIDDERS**  
**2020-2021 SEASON**

<u>Arcade</u>	1. D & H Materials	7.50
	2. Gernatt Asphalt	7.90
	3. M & M Aggregates	10.90
	4. Spallina Materials	14.35
<u>Attica</u>	1. D & H Materials	10.80
	2. Gernatt Asphalt	11.15

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	3. M & M Aggregates	11.70
	4. Spallina Materials	14.35
<b><u>Bennington</u></b>	1. Gernatt Asphalt	9.35
	2. D & H Materials	9.40
	3. M & M Aggregates	11.70
	4. Spallina Materials	14.65
<b><u>Castile</u></b>	1. D & H Materials	9.40
	2. Gernatt Asphalt	9.65
	3. M & M Aggregates	10.70
	4. Spallina Materials	11.60
<b><u>Covington</u></b>	1. M & M Aggregates	11.70
	2. D & H Materials	11.70
	3. Gernatt Asphalt	12.20
	4. Spallina Materials	13.65
<b><u>Eagle</u></b>	1. D & H Materials	8.40
	2. Gernatt Asphalt	8.75
	3. M & M Aggregates	10.00
	4. Spallina Materials	13.15
<b><u>Gainesville</u></b>	1. D & H Materials	9.55
	2. Gernatt Asphalt	9.95
	3. M & M Aggregates	10.00
	4. Spallina Materials	13.25
<b><u>Genesee Falls</u></b>	1. D & H Materials	10.45
	2. Gernatts Asphalt	10.45
	3. Spallina Materials	11.70
	4. M &M Aggregates	11.70
<b><u>Java</u></b>	1. D & H Materials	8.90
	2. Gernatt Asphalt	9.35
	3. M & M aggregates	10.00
	4. Spallina Materials	14.65
<b><u>Middlebury</u></b>	1. D & H Materials	11.45
	2. M & M Aggregates	11.50
	3. Gernatt Asphalt	11.95
	4. Spallina Materials	13.25

#### **ABRASIVE GRIT**

September 8, 2020

**LOWEST TO HIGHEST BIDDERS**  
**2020 - 2021 SEASON**

<b><u>Orangeville</u></b>	1. D & H Materials	9.50
	2. Gernatt Asphalt	9.85
	3. M & M Aggregates	10.00
	4. Spallina Materials	13.40
<b><u>Perry</u></b>	1 M & M Aggregates	10.70
	2. D & H Materials	10.70
	3. Gernatt Asphalt	11.10
	4. Spallina Materials	12.65
<b><u>Pike</u></b>	1. D & H Materials	8.70
	2. Gernatt Asphalt	9.05
	3. M & M Aggregates	10.00
	4. Spallina Materials	12.70
<b><u>Sheldon</u></b>	1. D & H Materials	9.30
	2. Gernatt Asphalt	9.65
	3. M & M Aggregates	10.50
	4. Spallina Materials	13.75
<b><u>Warsaw</u></b>	1. Gernatt Asphalt	9.95
	2. M & M Aggregates	10.00
	3. D & H Materials	10.05
	4. Spallina Materials	11.85
<b><u>Wethersfield</u></b>	1. D & H Materials	9.45
	2. Gernatt Asphalt	9.65
	3. M & M Aggregates	10.00
	4. Spallina Materials	14.25
<b><u>Plant Price</u></b>	1. D & H Materials	3.75
	2. Gernatt Asphalt/Chaffee	3.95
	3. Gernatt Asphalt/Freedom/RT 16	5.20
	4. M & M – Sheppard Rd	6.00
	5. Spallina Materials	7.25

#21

**RESOLUTION NO. 20-366**  
**(September 8, 2020)**

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

Regular Session

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH  
BENCHLEY CONTRACTING & RENTAL CORP. 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 ***Benchley Contracting & Rental Corp.***, County Road 85, PO Box 220, Forestville, NY 14062 on behalf of County Highway. Said contract is for the rental of a 200 ton hydraulic crane and operating crew for the Pike Bridge #06 Reconstruction Project in an amount not to exceed twelve thousand dollars (\$12,000.00); effective August 3, 2020 through December 31, 2020.

Contingent upon the availability of funds.

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

#22

**RESOLUTION NO. 20-367**  
**(September 8, 2020)**

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 (CO. BLDGS.)**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with ***Feedwater Treatment Systems, Inc.***, PO Box 439, Athol Springs, NY 14010 on behalf of Buildings and Grounds (Co. Bldgs.). Said contract is for water analysis, cooling towers testing and treatment of water loop pumps in an amount not to exceed twelve thousand five hundred dollars (\$12,500.00); effective October 1, 2020 through October 1, 2021.

Contingent upon the availability of funds.

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

#23

**RESOLUTION NO. 20-368**  
**(September 8, 2020)**

September 8, 2020

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

**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A  
CONTRACT WITH CAPPELLINO CHEVROLET, INC. ON BEHALF  
OF BUILDINGS AND GROUNDS (CO. BLDGS.)**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney is hereby authorized and directed to sign a contract with *Cappellino Chevrolet, Inc.*, 9000 Boston State Road, Boston, NY 14025 on behalf of Buildings and Grounds (Co. Bldgs.). Said contract is for the purchase of one (1) new 2021 Chevrolet Silverado 1500, Model CK10903, 4WD pickup truck in an amount not to exceed twenty-two thousand four hundred thirty-six dollars and forty-four cents (\$22,436.44); effective through delivery of vehicle.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:**  
*Non-Consent*  
#24

**RESOLUTION NO. 20-369  
(September 8, 2020)**

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

**RESCIND AND REPLACE RESOLUTION NUMBER 20-326 ENTITLED,  
COUNTY HIGHWAY SUPERINTENDENT AUTHORIZED TO  
EXTEND SNOW AND ICE REMOVAL AGREEMENTS WITH TOWNS  
AND VILLAGES FOR 2021/2022**

**WHEREAS**, Resolution Number 20-326; passed by this Board of Supervisors on August 11, 2020 is hereby rescinded in its entirety; and

**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 **2021/2022**. Payment will be made to the Towns and Villages by the County from County Snow Funds as follows:

- **2021/2022** ~ Increased by one hundred dollars (\$100.00) per center line mile over the 2019/2020 agreement with a minimum snow index payment of .69 as determined by New York State Department of Transportation calculations.

Contingent upon the availability of funds.

**Carried: XXX Ayes: 1537 Noes: Absent: 62 (Middlebury) Abstain:**

*Supervisor Brick, T/Perry stated this was suggested to be amended after the Highway Superintendent's committee meeting that was put together to study the cost of snow/ice. There is still a question on quadrants, which has not been resolved and Highway Superintendents are being asked to keep track of their costs this winter to get an idea where we really are on this... Supervisor Brick offered some background information on the snow index.*

*Supervisor Leuer, T/Middlebury stated his reasoning for voting no on this. Given the current financial environment, we should continue with the \$200 per lane mile reduction for 2021-2022.*

*There was a motion by Mrs. May, T/Orangeville, to combine resolutions #25 through #30. Hearing no objection resolution titles only were read.*

#25

**RESOLUTION NO. 20-370  
(September 8, 2020)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH ATTICA  
CENTRAL SCHOOL DISTRICT 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 **Attica Central School District**, 3338 East Main Street, Attica, NY 14011 on behalf of the Sheriff's Department. Said contract is for law enforcement and police services when school is in session in an amount not to exceed forty-nine dollars and eighteen cents (\$49.18) per hour; effective September 1, 2020 through December 31,

September 8, 2020

2020 and fifty-one dollars and fifty-eight cents (\$51.58) per hour; effective January 1, 2021 through June 30, 2021.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #26

**RESOLUTION NO. 20-371**  
**(September 8, 2020)**

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

**RESOLUTION NUMBER 20-032 AMENDED**

**WHEREAS**, Resolution Number 20-032 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH BLACK CREEK INTEGRATED SYSTEM CORP ON BEHALF OF THE COUNTY JAIL**,” passed by this Board of Supervisors on January 14, 2020 and provides maintenance services for the Jail’s management software in an amount not to exceed seventeen thousand one hundred sixty dollars (\$17,160.00); effective January 1, 2020 through December 31, 2020; now therefore

**BE IT RESOLVED**, That *Resolution Number 20-032* be hereby amended to reflect an increase of one thousand seven hundred forty dollars (\$1,740.00) for a new contract amount not to exceed **eighteen thousand nine hundred dollars (\$18,900.00)** through December 31, 2020.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #27

**RESOLUTION NO. 20-372**  
**(September 8, 2020)**

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

**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND ACCEPTANCE AWARD WITH THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES ON BEHALF OF WYOMING COUNTY EMERGENCY SERVICES**

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

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approval of the County Attorney is hereby authorized to sign a grant application and acceptance award with the **New York State Division of Homeland Security and Emergency Services**, 1220 Washington Avenue, Building 7A, Albany, NY 12242 on behalf of Wyoming County Emergency Services. Said FY2020 Emergency Management Performance Grant funds to be used in the preparation for all hazards in a minimum amount of twenty thousand five hundred nineteen dollars (\$20,519.00); effective October 1, 2020 through September 30, 2022.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #28

**RESOLUTION NO. 20-373**  
**(September 8, 2020)**

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

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

**BE IT RESOLVED**, That the Chairman of this Board with the approval of the County Attorney is hereby authorized to sign a grant application and acceptance award with the **New York State Office of Indigent Legal Services**, 80 South Swan Street, Albany, NY 12210 on behalf of the Public Defender's Office. Said grant funds are for the reduction in caseload and to provide quality mandated representation to indigent individuals in a minimum amount of two hundred nine thousand eight hundred forty-nine dollars (\$209,849.00); effective January 1, 2020 through December 31, 2022. (*3<sup>rd</sup> Counsel at First Appearance (CAFA3) grant*)

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #29

**RESOLUTION NO. 20-374**  
**(September 8, 2020)**

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

**RESOLUTION NUMBER 20-035 AMENDED**

**WHEREAS**, Resolution Number 20-035 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS WITH WYOMING COUNTY LEGAL AID BUREAU, INC. ON BEHALF OF THE PUBLIC**

September 8, 2020

**DEFENDER'S OFFICE,"** passed by this Board of Supervisors on January 14, 2020 and provides, in part, for the following contract:

- ***Providing a part-time Secretary*** to the Wyoming County Public Defender's Office in an amount not to exceed fifteen thousand dollars (\$15,000.00) per year; effective January 1, 2020 through December 31, 2020 plus the following stipends:
  - One thousand two hundred eighty-seven dollars (\$1,287.00) from the *Indigent Legal Services Counsel at First Appearance* contract
  - Six thousand one hundred seventy-five dollars (\$6,175.00) from the *Indigent Legal Services Hurrell-Harring* contract
    - For a total amount not to exceed twenty-two thousand four hundred sixty-two dollars (\$22,462.00)

Now therefore,

**BE IT RESOLVED**, That ***Resolution Number 20-035*** be hereby amended to reflect the funds from the Indigent Legal Services Hurrell-Harring contract is for ***fiscal budget years 2019-2020 through 2022-2023 and retroactive to April 1, 2019.***

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #30

**RESOLUTION NO. 20-375**  
**(September 8, 2020)**

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

**RESOLUTION NUMBER 19-338 AMENDED**  
**WHEREAS**, Resolution Number 19-338 entitled, "CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE AWARD WITH THE NEW YORK STATE OFFICE OF VICTIM SERVICES ON BEHALF OF THE DISTRICT ATTORNEY'S OFFICE," passed by this Board of Supervisors on August 13, 2019 for a grant with the *New York State Office of Victim Services*, 80 South Swan Street, Albany, NY 12210 on behalf of the District Attorney's Office to provide funds for crime victim services; effective October 1, 2019 through September 30, 2022 in the following a minimum amounts:\$88,925.07 for 2019 ~ 2020

- \$91,959.37 for 2020 ~ 2021
- \$98,214.22 for 2021 ~ 2022

Now therefore,

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**BE IT RESOLVED**, That *Resolution Number 19-338* be hereby amended to modify the grant award for year 2020-2021 from a minimum amount of \$91,959.37 to a minimum amount of **\$105,368.79** with the match requirement being waived.

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

*There was a motion by Mr. Kehl, T/Attica, to combine resolutions #31 through #39. Hearing no objection resolution titles only were read.*

**#31**

**RESOLUTION NO. 20-376**  
**(September 8, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**DISABILITY INSURANCE RATES WITH SHELTERPOINT  
 APPROVED**

**BE IT RESOLVED**, That rates for statutory New York State Disability Insurance coverage with *ShelterPoint*, 1225 Franklin Avenue, Garden City, NY 11530 for the following employees are hereby approved with the following rates; effective October 1, 2020 to September 30, 2022:

- ***CSEA ~ General Group***
  - \$13.70 per employee - per month
- ***County and Hospital Management***
  - \$9.40 per employee - per month
- ***CSEA ~ WCCH Supervisory***
  - \$4.60 per female - per month
  - \$2.15 per male - per month
- ***WCCH Schedule X***
  - TBD

Contingent upon the availability of funds.

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

**#32**

**RESOLUTION NO. 20-377**  
**(September 8, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 14-430 AMENDED**

September 8, 2020

WHEREAS, Resolution Number 14-430 entitled, "CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF INFORMATION TECHNOLOGY," passed by this Board of Supervisors on December 9, 2014 and provides, in part, for the following contract:

- **Windstream Communications**, 100 College Parkway, Suite 280, Williamsville, NY 14221 for SIPP and Telephone services in an amount not to exceed three thousand five hundred dollars (\$3,500.00) per month; effective November 11, 2014 through December 1, 2017.

Now therefore,

**BE IT RESOLVED**, That **Resolution Number 14-430** be hereby amended to extend the original contract through the below terms in accordance with the automatic renewal provision provided therein:

- From **December 2, 2017** through **December 1, 2018**
- From **December 2, 2018** through **December 1, 2019**
- From **December 2, 2019** through **December 1, 2020**

And be it,

**FURTHER RESOLVED**, That **Resolution Number 14-430** be hereby further amended to authorized a Renewal Addendum; effective **December 2, 2020 until terminated or cancelled pursuant to the terms/conditions of said addendum**.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #33

**RESOLUTION NO. 20-378**  
**(September 8, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH SHI INTERNATIONAL CORP 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 a contract with **SHI International Corp.**,

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5 West Bank Street, Cold Springs, NY 10516 on behalf of Information Technology. Said contract is for network security monitoring and event logging in an amount not to exceed six thousand three hundred thirty-six dollars and sixty cents (\$6,336.60); effective August 24, 2020 through August 23, 2021. (*Sourcewell Contract #081419-SHI*)

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #34

**RESOLUTION NO. 20-379**  
**(September 8, 2020)**

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 2020-2021 school taxes to the County Treasurer for inclusion in the following year's town and county levy; and

**WHEREAS**, The Board of Supervisors entered into an agreement with the various villages within the county that, upon notification to the county, by the villages, within the time period as defined in the agreement, the unpaid mandatory village taxes without the inclusion of non-tax items such as user fees or other charges which are included in relieved tax bills submitted to the County to become part of the next town and county levy; now therefore

**BE IT RESOLVED**, That the County Board of Supervisors does hereby authorize all unpaid school taxes and unpaid village taxes be relieved against the various towns in the County of Wyoming immediately upon receipt by the County Treasurer's Office.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #35

**RESOLUTION NO. 20-380**  
**(September 8, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

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

September 8, 2020

## 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 Chairman of this Board, 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:

- ***Nuance Communications, Inc.***, 1 Wayside Road, Burlington, MA 01803 for a site license of Dragon Medical One and PowerMic Mobile in an amount not to exceed two hundred seventy thousand eight hundred twenty-eight dollars (\$270,828.00); effective September 1, 2020 through September 30, 2025.
- ***Smith and Nephew Capital***, 6500 City West Parkway, Suite 401, Eden Prairie, MN 55344 related to orthopaedic equipment as follows:
  - A volume consumable discount agreement and rebate program in an amount not to exceed thirty thousand forty dollars (\$30,040.00) per year; effective September 1, 2020 through August 31, 2023.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #36

### RESOLUTION NO. 20-381 (September 8, 2020)

By Mr. Kehl, Chairman of the Finance Committee:

#### **SALARY SCHEDULES “C”, “X”, “I” AND “G” AMENDED**

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

#### **Salary Schedule “C”:**

##### ***Wyoming County Community Health System***

- Abolish one (1) position of ***Network Administrator I*** (1.00 FTE) (position code 12.311.588) under INFORMATION SYSTEMS; effective August 22, 2020.
- Create one (1) position of ***Network Administrator I*** (0.5 FTE) (position code # TBD) under INFORMATION SYSTEMS at a salary range of

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\$25,000.00 - \$30,000.00 per year; position available date is August 23, 2020.

**Salary Schedule "X":**

***Wyoming County Community Health System***

- Set the salary of one (1) position of ***Medical Office Assistant*** (0.50 FTE) (position code 12.186.480) under WYOMING COUNTY FAMILY MEDICINE – ARCADE at \$15.00 per hour and move this position under WYOMING COUNTY FAMILY MEDICINE – O'DELL; effective July 21, 2020.
- Abolish one (1) position of ***Registered Practical Nurse Per Diem*** (position code 03.884.209) under WYOMING COUNTY FAMILY MEDICINE – ARCADE; effective August 22, 2020.

**Salary Schedule "I":**

***Board of Supervisors***

- Set a stipend for the ***Bd. of Supv. Vice-Chairman*** in the amount of \$5,000.00 annually; effective January 1, 2021.

**Salary Schedule "G":**

***Office for the Aging***

- To provide stipend plus corresponding fringes for the following:
  - ***Director of Aging and Youth*** \$2,000.00
  - ***Deputy Director of Aging*** \$2,000.00
  - ***Fiscal Officer I*** \$3,000.00
    - Annual amounts effective January 1, 2021 through December 31, 2021.
    - Funds provided through the Alzheimer's Disease Caregiver Support Initiative Grant.

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

**#37**

**RESOLUTION NO. 20-382  
(September 8, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**DATE SET FOR MID-TERM 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

September 8, 2020

**BE IT RESOLVED**, That a *Mid-Term Organizational Meeting* of the Wyoming County Board of Supervisors will be set for **Thursday, September 17, 2020, at 10:00 AM**, in the Supervisors' Chambers located in the Wyoming County Government Center, 2<sup>nd</sup> Floor, at 143 North Main Street, Village of Warsaw, Warsaw, New York 14569 for the purpose of electing a Chairman of the Board, pursuant to County Law §151; and be it

**FURTHER RESOLVED**, That in accordance with Governor Cuomo's Executive Order 202.1 issued on March 12, 2020, members of the public are invited to observe the meeting via Board of Supervisors YouTube Channel through the following link: <http://www.wyomingco.net/149/Board-of-Supervisors>. All social distancing requirements will be observed by Supervisors and permitted guests.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:**      **#38**

**RESOLUTION NO. 20-383**  
**(September 8, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION PROPOSING THE CREATION OF A "REBUILDING GOVERNMENT FOR GOOD" COMMISSION, WHICH WILL IDENTIFY COST SAVING MEASURES THAT REFORM ALL LEVELS OF GOVERNMENT OPERATIONS IN NEW YORK STATE, WHILE ENSURING LOCAL SERVICES ARE PRESERVED OR ENHANCED AT NO ADDITIONAL COST TO STATE OR LOCAL TAXPAYERS**

**WHEREAS**, The State, counties and local governments have all been significantly impacted by the COVID-19 pandemic and the accompanying necessary shutdown of the economy; and

**WHEREAS**, Despite the negative fiscal impact caused by the economic shutdown, counties continue to lead the local public health and economic response to COVID-19; and

**WHEREAS**, Throughout this response counties have provided local public health services, behavioral and substance abuse support, SNAP benefits and other social service programs, meals on wheels and other senior support programs, 9-1-1 dispatch and emergency responses, veterans' programs, and services provided by our coroners and medical examiners; and

**WHEREAS**, In addition to these COVID-19 related activities, counties

continue to deliver and fund the full array of state mandated programs and services that are required under state law and that consume most of each county budget; and

**WHEREAS**, Counties stand ready to work with all levels of government to develop innovative solutions that ensure counties can continue to provide the services that New Yorkers need to stay well during and after this global pandemic; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors proposes the creation of a ***Rebuilding Government for Good*** Commission, which will identify cost saving measures that reform all levels of government operations, while ensuring local services are preserved or enhanced at no additional cost to state or local taxpayers; and be it

**FURTHER RESOLVED**, That the Clerk of this Board shall forward copies of this resolution to Governor Andrew M. Cuomo, the New York Legislature and all others deemed necessary and proper.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #39

**RESOLUTION NO. 20-384**  
**(September 8, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**POSITION(S) APPROVED**

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

**CREATED:**

***Social Services***

- One (1) position of ***Social Services Program Specialist Trainee*** (FT) (1.00 FTE) on CSEA Schedule A, Job Grade 8 at \$18.75/hr.-\$21.69/hr.; position available date is September 14, 2020.
  - o After twelve (12) months of training and upon satisfactory performance during the training period, trainee will be upgraded to a regular ***Social Services Program Specialist*** position.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** *Non-Consent*

September 8, 2020

**RESOLUTION NO. 20-385  
(September 8, 2020)**

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:

### **Salary Schedule “S”:**

## *Sheriff ~ Jail Kitchen*

- Set the hourly wage of **Meal Drivers** at the New York State minimum wage rate indefinitely; effective September 8, 2020.
  - \$11.80 per hour; September 8, 2020 through December 30, 2020
  - \$12.50 per hour; December 31, 2020
  - Starting December 31, 2021, the annual increases will be published by the New York State Commissioner of Labor on or before October 1.

**Carried: XXX Ayes: 1397 Noes: 140 (Bennington) Absent: Abstain:**  
**62 (Middlebury)**  
**202 Total**

*Supervisor Berwanger, T/Arcade noted that these drivers are not just integral to meal deliveries for the Office for the Aging, but also serve as a valuable human connection for the area's vulnerable residents, our senior citizens.*

*There being no further business to come before this Board, Senior Supervisor Davis, T/Covington, adjourned the meeting at 3:08 PM with a rap on his desk.*

\*\*\*\*\*

Respectfully submitted,

Cheryl J. Ketchum

Cheryl J. Ketchum, CMC

Henry L. Williams  
Clerk to the Board

**MID TERM ORGANIZATIONAL MEETING**  
**(September 17, 2020)**  
**Thursday**  
**10:00 AM**

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; however closed to the public due to the COVID-19 pandemic. In accordance with Governor Cuomo's Executive Order 202.1 issued on March 12, 2020, members of the public were invited to observe the meeting via BOS YouTube Channel through the following link: <http://www.wyomingco.net/149/Board-of-Supervisors>.

At 10:04 AM Vice Chairwoman Ryan, T/Warsaw, called the meeting to order.

All members of the Board of Supervisors were present and participated in person except Supervisor Grant, T/Bennington, Supervisor Roche, T/Eagle, Supervisor Leuer, T/Middlebury, Supervisor May, T/Orangeville, all of whom were present via Zoom Conference Call. Also present were County Attorney Jim Wujcik, Clerk to the Board of Supervisors, Cheryl Ketchum and Deputy Clerk to the Board, Lisa Perez.

*Vice-Chairwoman Ryan welcomed everyone to a special Mid-Term Organizational Meeting of the Wyoming County Board of Supervisors. Today's business is for the Board of Supervisors to elect a Chairman of the Board to fill the unexpired vacant term created when Supervisor Davis, from the T/Covington stepped down; effective at the close of business on Sept. 4<sup>th</sup> for personal reasons.*

**Pledge of Allegiance ~**

- *Sheriff Rudolph led the pledge of allegiance, which was said by all.*

**NOMINATIONS FOR CHAIRMAN TO THE BOARD OF SUPERVISORS ~**

*Vice-Chair Ryan also welcomed Wyoming County Court Judge, Michael Mohun, as he will be administering the oath of office to the newly elected Chairman.*

*Vice Chair Ryan then called for nominations for Chairman of the Board of Supervisors to fill the unexpired vacant term, effective September 17, 2020 through December 31, 2020.*

September 17, 2020

*Supervisor Davis, T/Covington nominated Supervisor Ryan, T/Warsaw; seconded by Supervisor King, T/Pike.*

*Supervisor Klein, T/Castile nominated Supervisor Brick, T/Perry; seconded by Supervisor May, T/Orangeville.*

*Three times Vice-Chair Ryan called for any further nominations...*

*Hearing no further nominations Supervisor Becker, T/Sheldon moved that the nominations be closed; the motion was seconded by Supervisor Jacoby, T/Wethersfield.*

*A roll call vote was taken with the following results:*

<b>Ryan:</b>	<b>Brick:</b>	<b>Absent:</b>	<b>Abstain:</b>
(164) Attica	(172) Arcade		
(140) Bennington	(123) Castile		
(53) Covington	(51) Eagle		
(88) Java	(93) Gainesville		
(62) Middlebury	(19) Genesee Falls		
(48) Pike	(58) Orangeville		
(102) Sheldon	<u>(187)</u> Perry		
(201) Warsaw	<b>703</b>		
(38) Wethersfield			
<b>896</b>			

*Supervisor Ryan, T/Warsaw was declared Chairwoman of the Wyoming County Board of Supervisors for the balance of 2020.*

- *Judge Mohun administered the Oath of Office to Chairwoman Ryan.*

*Chairwoman Ryan offered the following comments...*

Supervisor Davis, thank you for serving Wyoming County throughout the years; especially during the last very difficult, stressful 8 months. I am grateful to have participated in the all the discussions and meetings of the past months. Your leadership through that time helped to bring out the best in our department heads, as many transitioned to different roles to meet the new needs our county was faced with. Living through those months has made me even prouder of our county, our department heads, our county employees, and outstanding healthcare team. I am grateful every day that I live in Wyoming County.

In January no one would have guessed that 2020 would go down in the history books as the year of the pandemic COVID-19. No one could have imagined that our way of life would change so dramatically. That our healthcare system would be stretched to the limit trying to cope with an unknown virus, search for new PPE and equipment sources while literally shutting down all normal operations. Schools would be closed, parents and grandparents would have to become teachers. We wouldn't be able to grieve together when we lost loved ones, or celebrate weddings, birthdays, anniversaries, graduations, Easter, or the Fourth of July. Social distancing would be the new most repeated phrase.

I believe this has made us stronger and able to face the challenges that lie ahead and there are many. We have to remember that we are all in this together, and that, after all, Wyoming County has been chosen as the most resilient.

Supervisors, we have been elected by the people of our respective towns to work together to find solutions to provide the very best quality of life as economically as possible for Wyoming County residents. We need to pull together as we are asking our department heads and employees to do; respecting and utilizing the individual qualities each and every one of us brings to the table.

I look forward to working with you through the remainder of 2020 as Wyoming County reopens and rebounds better than ever before.

Thank you!

*Chairwoman Ryan stated that a review of the current committee schedule will be done later but does not foresee many changes at this point.*

*Supervisor King, T/Pike questioned when the vote for Vice-Chair for the Board will be. Chairwoman Ryan indicated that this too will be done at a later date.*

*There being no further business to come before this Board, Supervisor Berwanger, T/Arcade, adjourned the meeting a 10:16 AM with a rap on his desk.*

\*\*\*\*\*

Respectfully submitted,

*Cheryl J. Ketchum*

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

Clerk to the Board

September 17, 2020

**REGULAR SESSION  
(October 13, 2020)  
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; however closed to the public due to the COVID-19 pandemic. In accordance with Governor Cuomo's Executive Order 202.1 issued on March 12, 2020, members of the public were invited to observe the meeting via BOS YouTube Channel through the following link: <http://www.wyomingco.net/149/Board-of-Supervisors>.

At 2:34 PM Chairwoman Ryan, T/Warsaw, called the meeting to order.

All members of the Board of Supervisors were present and participated in person except Supervisor Roche, T/Eagle, Supervisor Leuer, T/Middlebury and Supervisor Becker, T/Sheldon, all of whom were present via Zoom Conference Call. Also present were County Attorney Jim Wujcik, Budget Officer, Janis Cook; HR Director, Dan Farberman, and Lisa Perez, Deputy Clerk to the Board of Supervisors. Cheryl Ketchum, Clerk to the Board was present via Zoom.

**Pledge of Allegiance ~**

- *Veteran Leading Pledge Temporarily Suspended due to COVID-19*

*Pledge was said by all present*

**Opening Prayer ~**

- *Jail Chaplin Max Bixby via Call-In*

**NOMINATIONS FOR VICE CHAIRMAN TO THE BOARD OF SUPERVISORS ~**

*Chairwoman Ryan, T/Warsaw welcomed Wyoming County Court Judge, Michael Mohun, as he will be administering the oath of office to the newly elected Vice Chair.*

*Chairwoman Ryan then called for nominations for Vice Chairman of the Board of Supervisors to fill the unexpired vacant term, effective October 13, 2020 through December 31, 2020.*

*Chairwoman Ryan nominated Supervisor Davis, T/Covington; seconded by Supervisor Kehl, T/Attica.*

*Three times Chairwoman Ryan called for any further nominations... Hearing no further nominations Supervisor Grant, T/Bennington moved that the nominations be closed; the motion was seconded by Supervisor Jacoby, T/Wethersfield.*

*A roll call vote was taken with the following results:*

**Carried:** XXX    **Ayes:** 1427    **Noes:**    **Absent:**    **Abstain:** 172 (Arcade)

*Supervisor Davis, T/Covington was declared Vice Chairman of the Wyoming County Board of Supervisors for the balance of 2020.*

- *Judge Mohun administered the Oath of Office to Vice Chairman Davis.*

*Vice Chairman Davis offered his thanks and accepted this duty and said he plans to keep an eye on Chairwoman Ryan!*

**Communications ~**

- *09-16-2020 Correspondence from Assemblyman DiPietro acknowledging receipt of two board resolutions.*

#1

**RESOLUTION NO. 20-386**  
**(October 13, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**FUNDS TRANSFERRED TO VARIOUS 2020 ACCOUNTS**

**BE IT RESOLVED,** That funds are hereby transferred to the various 2020 accounts as follows:

Road CIP			
<b>From:</b> 17.66.5112.4.45001 Unallocated Debt Serv 17.66.5112.2.24016 Liberty St. Village <b>To:</b> 17.50.9901.9.99001 Transfer to General Fund <b>Reason:</b> To transfer borrowed funds from 2017 to the General Fund to reduce Bond Debt payment for 2020.	\$722,132.69 832,507.55	\$1,554,640.24	
<b>Road CIP Total</b>			<b>\$1,554,640.24</b>
<b>Public Health</b>			
<b>From:</b> 01.38.4011.2.20201 Computer Equip. 01.38.4011.4.40009 Cellular Phone 01.38.4011.4.40103 Auto	\$1,222.17 420.00 1,490.90		

October 13, 2020

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain:** #2

**RESOLUTION NO. 20-387  
(October 13, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

## **FUNDS APPROPRIATED TO VARIOUS 2020 ACCOUNTS**

**BE IT RESOLVED**, That funds are hereby appropriated to the various 2020 accounts as follows:

<b>Public Health</b>			
<b>To:</b> 01.38.4010.4.42431 Immunization Action Plan w/01.12.4010.448904 Immunization	\$13,566.00	\$13,566.00	
<b>Reason:</b> Appropriate add'l fed. funds passed through by NYS to existing IAP contract. This is fed.funding that the CDC awarded to NYSDOH specifically for enhanced promotion of influenza vaccine, to expand			

## Regular Session

mass influenza vaccination capacity as part of the critical work of COVID19 response and anticipation of a future COVID19 vaccine. CFDA #93.268.			
<b>To:</b> 01.38.4010.4.42435 Other Grants w/01.03.4010.160109 Other Grants <b>Reason:</b> Appropriate funds from NYSACHO grant for rural health COVID response. Project scope to increase testing capacity in Wyoming County.	\$6,785.00	\$6,785.00	
<b>To:</b> 01.38.4010.4.42499 COVID CFDA Grants w/01.12.4010.448999 COVID CFDA Grant Rev. <b>Reason:</b> Appropriate federal grant award funds for COVID-19 response (Resolution #20-355 on August 26, 2020).	\$253,688.00	\$253,688.00	
<b>To:</b> 01.38.4010.2.23001 Motor Vehicles w/01.11.4010.340104 Additional State Aid <b>Reason:</b> Appropriate NYSDOH Year 7 Performance Incentive funds toward purchase of a vehicle.	\$8,710.00	\$8,710.00	
<b>Public Health Total</b>			<b>\$282,749.00</b>
<b>Treasurer</b>			
<b>To:</b> 01.33.1325.4.40301 Prof. Services Contracts <i>w/any funds available</i> <b>Reason:</b> Cover the cost of Three + One now charged quarterly.	\$5,550.00	\$5,550.00	
<b>Treasurer Total</b>			<b>\$5,550.00</b>
<b>County Attorney</b>			
<b>To:</b> 01.34.1421.2.20201 Comp Equip: 01.34.1421.1.10201 PT All Contracts 01.34.1421.8.82002 CSEA Disability 01.34.1421.8.83001 FICA 01.34.1421.8.85001 FICA-Medicare 01.34.1421.8.89001 Health Insurance 01.34.1421.8.89002 HRA - Employee 01.34.1421.8.89003 HRA - Admin. Exp. 01.34.1421.4.42494 HH Grant  w/01.11.1421.302510 Hurrell Harring Grant <b>Reason:</b> To cover computer equipment, software, salaries, fringes, CLE training and transcription services.	\$1,475.00 5,000.00 50.00 310.00 72.50 1,700.00 2,500.00 18.00 13,175.00  \$24,300.50		
<b>County Attorney Total</b>			<b>\$24,300.50</b>
<b>Human Resource</b>			
<b>To:</b> 01.34.1431.4.40301 Professional Services <i>w/any funds available</i> <b>Reason:</b> To cover legal representation contract for remainder of 2020.	\$5,000.00	\$5,000.00	
<b>Human Resource Total</b>			<b>\$5,000.00</b>
<b>Mental Health</b>			
<b>To:</b> 01.38.4325.4.42409 Advocacy Services 01.38.4325.4.42414 Respite Care 01.38.4325.4.42419 Drop-In 01.38.4325.4.42441 Misc. MH Prog. 01.38.4325.4.42445 Supported Apartment 01.38.4325.4.42467 Crisis Outreach 01.38.4325.4.42468 Transportation Program w/01.11.4325.3490 MH State Aid <b>Reason:</b> State Aid adjustment.	\$3,565.00 347.00 1,056.00 61,965.00 1,311.00 2,323.00 2,529.00  \$73,096.00		

<b>To:</b> 01.38.4323.4.42409 Advocacy Svcs. 01.38.4323.4.42411 PAO 01.38.4323.4.42412 Forensic Case Mgmt. 01.38.4323.4.42420 Psycho/Social w/01.11.4323.3490 MH State Aid <b>Reason:</b> State Aid Adjustment.	\$774.00 1,827.00 140.00 1,344.00  \$4,085.00		
<b>To:</b> 01.38.4322.4.42408 Livingston/Wyoming ARC w/01.11.4322.3490 MH State Aid <b>Reason:</b> State Aid Adjustment.	\$774.00	\$774.00	
<b>Mental Health Total</b>			<b>\$77,955.00</b>
<b>Weights &amp; Measurers</b>			
<b>To:</b> 01.43.6610.4.40507 Highway - Repairs w/01.08.6610.2680 Insurance Recovery <b>Reason:</b> Appropriate insurance recovery from W&M car/deer accident to cover repairs completed by Highway.	\$1,700.00	\$1,700.00	
<b>Weights &amp; Measurers Total</b>			<b>\$1,700.00</b>
<b>Navigator</b>			
<b>To:</b> 01.38.4051.2.23001 Motor Vehicles w/01.11.4051.3401 NYS Navigator (58.27%) 01.12.4051.4489 Fed Navigator (41.73%) <b>Reason:</b> Appropriate Navigator grant funds toward purchase of a vehicle.	\$5,000.00	\$2,913.50 2,086.50	
<b>Navigator Total</b>			<b>\$5,000.00</b>
<b>Buildings &amp; Grounds (Co. Bldgs.)</b>			
<b>To:</b> 01.34.1620.4.40510 Parts & Supplies w/01.08.1620.2665 Sale of Equipment <b>Reason:</b> To cover cost of accessories for new Chevy Silverado.	\$1,375.00	\$1,375.00	
<b>Buildings &amp; Grounds (Co. Bldgs.) Total</b>			<b>\$1,375.00</b>

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

Ms. Brunner, T/Java, Chairman of the Audit Committee, presented the approved payment of bills totaling **\$3,161,308.58** for the month of **September 2020**. No further action is required.

*There was a motion by Ms. Grant, T/Bennington, to combine resolutions #3 through #8 and acknowledged resolution #8 is a joint resolution of the Human Services and Public Safety Committees. Hearing no objection resolution titles only were read.*

#3

**RESOLUTION NO. 20-388**  
**(October 13, 2020)**

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

**RESOLUTION OPPOSING NEW YORK STATE ASSEMBLY BILL  
A.5630-A AND NEW YORK STATE SENATE BILL S.3923A RELATING**

Regular Session

**TO REFORMING THE STATUTORY SHORT FORM AND OTHER POWERS OF ATTORNEY FOR PURPOSES OF FINANCIAL AND ESTATE PLANNING AND TO REPEAL CERTAIN PROVISIONS OF SUCH LAW RELATING TO STATUTORY GIFT RIDERS (AGING)**

**WHEREAS**, The Wyoming County Board of Supervisors supports older Wyoming County residents, and initiatives predicated on ensuring their protection against elder abuse, including financial exploitation; and

**WHEREAS**, We are committed to protecting our most vulnerable; and

**WHEREAS**, We need to express concern regarding recent legislation surrounding powers of attorney; and

**WHEREAS**, The language utilized in New York State Assembly Bill A.5630-A and New York State Senate Bill S.3923A erases the need for the current statutory form, and makes older individuals extremely susceptible to fraud and abuse; and

**WHEREAS**, Financial exploitation is a horrific problem in New York State, and most often the perpetrators are family members, or trusted friends. 95% of all cases occur in the community, not in long term care facilities; and

**WHEREAS**, Our concerns regarding New York State Assembly Bill A.5630-A and New York State Senate Bill S.3923A are the same concerns that the Association on Aging in New York has and are as follows:

1. Concerns about abandoning the statutory form; and
2. Concerns about permitting someone else to sign the Power of Attorney document for the Principal; and
3. Concerns about repealing the Statutory Gifts Rider (SGR) section; and
4. Concerns related to Third Party acceptance or rejection

Now therefore,

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors hereby implore you to veto this legislation; and be it

**FURTHER RESOLVED**, That the Clerk of this Board shall forward copies of this resolution to Governor Andrew Cuomo, Senator Patrick Gallivan, Assemblyman David DiPietro, the New York State Association of Counties and the Inter-County Association of Western New York.

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

October 13, 2020

**RESOLUTION NO. 20-389**  
**(October 13, 2020)**

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

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON  
BEHALF OF THE YOUTH BUREAU**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with the following individuals and agencies on behalf of the Youth Bureau. Said contracts are for PRE-SCHOOL RELATED SERVICES and/or PRE-SCHOOL SPECIAL EDUCATION SERVICES (*as noted below*) in amounts not to exceed 2020 ~ 2021 budget and variable depending upon services provided:

- ***Denise Cornell***, 6 Crestview Avenue, Franklinville, NY 14737 for PRESCHOOL RELATED SERVICES; effective September 1, 2020 through June 30, 2021.
- ***Room to Bloom Therapy Services LLC***, 1850 Buffalo Road, Suite 200, Rochester, NY 14624:
  - PRESCHOOL SPECIAL EDUCATION SERVICES; effective September 1, 2020 through June 30, 2021.
  - PRESCHOOL RELATED SERVICES; effective September 1, 2020 through June 30, 2021.
- ***Ganrormic, Inc., d/b/a Wee Can Preschool Childcare***, 40 Center Drive, Orchard Park, NY 14127 for PRESCHOOL SPECIAL EDUCATION SERVICES; effective October 1, 2020 through June 30, 2021.
- ***LeRoy Physical Therapy and Athletic Training PLLC, d/b/a Village Physical Therapy***, 3 West Avenue, LeRoy, NY 14482 for PRESCHOOL RELATED SERVICES; effective September 1, 2020 through June 30, 2021.
- ***Melissa Caputi***, 8687 Cherrybark Lane, Batavia, NY 14020 for PRESCHOOL RELATED SERVICES; effective September 1, 2020 through June 30, 2021.

Contingent upon the availability of funds.

Regular Session

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #5

**RESOLUTION NO. 20-390**  
**(October 13, 2020)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH THE  
ATTICA BUS COMPANY, INC. ON BEHALF OF THE  
YOUTH BUREAU**

**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 *Attica Bus Company, Inc.*, 949 Creek Road, Attica, NY 14011 on behalf of the Youth Bureau. Said contract is for transportation of early intervention and preschool children in Wyoming County in amounts not to exceed 2020 ~ 2021 budget and variable depending upon services provided; effective September 1, 2020 through June 30, 2021.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #6

**RESOLUTION NO. 20-391**  
**(October 13, 2020)**

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

**CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED  
TO SIGN A WELFARE MANAGEMENT SYSTEM CONTRACT WITH  
THRASHER PROPERTIES, LLC D/B/A FIRST FRIENDS DAYCARE  
ON BEHALF OF THE DEPARTMENT OF SOCIAL SERVICES**

**BE IT RESOLVED**, That the Chairman of this Board and Commissioner of Social Services, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, are hereby authorized and directed to sign a contract with *Thrasher Properties, LLC d/b/a First Friends Daycare*, 36 Colton Street, Buffalo, NY 14206 on behalf of the Department of Social Services. Said contract is a new service through the State WMS System to provide day care services in a variable amount depending upon services provided; effective September 9, 2020 through December 31, 2021.

October 13, 2020

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #7

**RESOLUTION NO. 20-392**  
**(October 13, 2020)**

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 renewal contracts with the following agencies on behalf of the Department of Social Services. Said contracts are for foster care services for Wyoming County children/youth as well as "*Raise the Age*" (RTA) standards as enacted by Part WWW of Chapter 59 of the Laws of 2017 as follows:

- ***Hillside Children's Center***, 1183 Monroe Avenue, Rochester, NY 14620-1699 in an amount not to exceed one million five hundred ninety-one thousand one hundred fifty dollars (\$1,591,150.00) for approximately thirty-three (33) children; effective July 1, 2020 through June 30, 2021.
- ***Kristian and Vanessa Rutenkroger***, 155 Werkley Road, Tonawanda, NY 14150 in a variable amount depending upon services provided; effective September 1, 2020 through August 31, 2021.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:**  
*Joint Resolution* #8

**RESOLUTION NO. 20-393**  
**(October 13, 2020)**

By Ms. Grant, Chairman of the Human Services Committee and Mrs. May, Chairman of the Public Safety Committee:

**DOMESTIC VIOLENCE AWARENESS MONTH PROCLAIMED**

Regular Session

**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 2020 as **DOMESTIC VIOLENCE AWARENESS MONTH** in Wyoming County and commend this observance to the citizens of this county.

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

*Chairwoman Ryan asked District Attorney O'Geen to come to the podium to read the proclamation. He thanked the County for taking a stance and supporting this cause.*

*There was a motion by Mr. Davis, T/Covington, to combine resolutions #9 through #16. Hearing no objection resolution titles only were read.*

#9

**RESOLUTION NO. 20-394  
(October 13, 2020)**

October 13, 2020

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

### **RESOLUTION NUMBER 19-543 AMENDED**

**WHEREAS**, Resolution Number 19-543 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 10, 2019 and provides for residential programs in an amount not to exceed three hundred forty-eight thousand nine hundred fifty-one dollars (\$348,951.00); effective January 1, 2020 through December 31, 2020; now therefore,

**BE IT RESOLVED**, That *Resolution Number 19-543* be hereby amended to increase the amount of state aid for a new total contract amount not to exceed *three hundred fifty thousand four hundred twenty-four dollars (\$350,424.00)*.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #10

### **RESOLUTION NO. 20-395 (October 13, 2020)**

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

### **RESOLUTION NUMBER 19-544 AMENDED**

**WHEREAS**, Resolution Number 19-544 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 10, 2019 and provides for peer operated programs in an amount not to exceed two hundred ninety-two thousand four hundred sixty-five dollars (\$292,465.00); effective January 1, 2020 through December 31, 2020; now therefore,

**BE IT RESOLVED**, That *Resolution Number 19-544* be hereby amended to increase the amount of state aid for a new total contract amount not to exceed *two hundred ninety-eight thousand seven hundred seventy-two dollars (\$298,772.00)*. All else remains the same.

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

**RESOLUTION NO. 20-396  
(October 13, 2020)**

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

**RESOLUTION NUMBER 19-545 AMENDED**

**WHEREAS**, Resolution Number 19-545 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 10, 2019 and provides for camp services in an amount not to exceed fifty thousand dollars (\$50,000.00); effective January 1, 2020 through December 31, 2020; now therefore,

**BE IT RESOLVED**, That *Resolution Number 19-545* be hereby amended to increase the amount of state aid for a new total contract amount not to exceed **one hundred thirteen thousand one hundred thirty-eight dollars (\$113,138.00)**.

All else remains the same.

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #12**

**RESOLUTION NO. 20-397  
(October 13, 2020)**

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

**RESOLUTION NUMBER 19-550 AMENDED**

**WHEREAS**, Resolution Number 19-550 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH LIVINGSTON / WYOMING ARC ON BEHALF OF MENTAL HEALTH**,” passed by this Board of Supervisors on December 10, 2019 and provides for assisted competitive employment services for Wyoming County individuals with mental illness in an amount not to exceed fifty-two thousand five hundred seventy-three dollars (\$52,573.00); effective January 1, 2020 through December 31, 2020; now therefore,

**BE IT RESOLVED**, That *Resolution Number 19-550* be hereby amended to increase the amount of state aid for a new total contract amount not to exceed **fifty-five thousand six hundred fifty-nine dollars (\$55,659.00)**.

October 13, 2020

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #13

**RESOLUTION NO. 20-398**  
**(October 13, 2020)**

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

**RESOLUTION NUMBER 19-546 AMENDED**

**WHEREAS**, Resolution Number 19-546 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH HILLSIDE CHILDREN’S CENTER ON BEHALF OF MENTAL HEALTH**,” passed by this Board of Supervisors on December 10, 2019 and provides for various mental health programs for children in an amount not to exceed one hundred twenty-eight thousand fifty-six dollars (\$128,056.00); effective January 1, 2020 through December 31, 2020; now therefore,

**BE IT RESOLVED**, That *Resolution Number 19-546* be hereby amended to increase the amount of state aid for a new total contract amount not to exceed **one hundred twenty-eight thousand six hundred eighty-eight dollars (\$128,688.00)**.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #14

**RESOLUTION NO. 20-399**  
**(October 13, 2020)**

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

**RESOLUTION NUMBER 20-321 AMENDED**

**WHEREAS**, Resolution Number 20-321 entitled, “**CHAIRMAN/COMMISSIONER OF HEALTH AUTHORIZED TO SIGN A GRANT APPLICATION AND ACCEPTANCE AWARD WITH THE NEW YORK STATE ASSOCIATION OF COUNTY HEALTH OFFICIALS ON BEHALF OF THE COUNTY HEALTH DEPARTMENT**,” passed by this Board of Supervisors on August 11, 2020 and provides for grant funding for the rural health COVID-19 response in Wyoming

County in a minimum amount of seven thousand six hundred dollars (\$7,600.00); effective August 1, 2020 through December 31, 2020; now therefore,

**BE IT RESOLVED**, That *Resolution Number 20-321* be hereby amended to correct the grant award amount from seven thousand six hundred dollars (\$7,600.00) to **six thousand seven hundred eighty-five dollars (\$6,785.00)**.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #15

**RESOLUTION NO. 20-400**  
**(October 13, 2020)**

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

**CHAIRMAN/COMMISSIONER OF HEALTH AUTHORIZED TO AWARD BID AND SIGN A CONTRACT WITH GENESEE VALLEY FORD ON BEHALF OF THE COUNTY HEALTH DEPARTMENT**

**BE IT RESOLVED**, That the Chairman of this Board and the Commissioner of Health, pursuant to General Municipal Law §103 and with the approval of the County Attorney, are hereby authorized and directed to award bid and sign a contract with *Genesee Valley Ford*, 1675 Interstate Drive, Avon, NY 14414 on behalf of the County Health Department. Said contract is for the purchase of a 2020 Ford Fusion SE in an amount not to exceed eighteen thousand six hundred thirty-one dollars (\$18,631.00); effective through delivery of vehicle.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #16

**RESOLUTION NO. 20-401**  
**(October 13, 2020)**

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

**CHAIRMAN/COMMISSIONER OF HEALTH AUTHORIZED TO SIGN A CONTRACT WITH FREED MAXICK ON BEHALF OF THE**

October 13, 2020

## COUNTY HEALTH DEPARTMENT

**BE IT RESOLVED**, That the Chairman of this Board and the Commissioner of Health, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, are hereby authorized and directed to sign a contract with ***Freed Maxick***, 424 Main Street, Suite 800, Buffalo, NY 14202 on behalf of the County Health Department. Said contract is for the preparation of the 2019 Diagnostic and Treatment Center (AHCF) Medicaid Cost Report in an amount not to exceed five thousand seven hundred dollars (\$5,700.00) plus direct expenses; effective September 1, 2020 through completion and upload of cost report.

Contingent upon the availability of funds.

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

*There was a motion by Mr. Berwanger, T/Arcade, to combine resolutions #17 through #21. Hearing no objection resolution titles only were read.*

#17

**RESOLUTION NO. 20-402**  
**(October 13, 2020)**

By Mr. Berwanger, 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, 2020 through April 1, 2021, 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:** 1599      **Noes:**      **Absent:**      **Abstain:** #18

**RESOLUTION NO. 20-403**  
**(October 13, 2020)**

By Mr. Berwanger, 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, 2021 through Midnight, December 31, 2021, 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:** 1599      **Noes:**      **Absent:**      **Abstain:** #19

**RESOLUTION NO. 20-404**  
**(October 13, 2020)**

By Mr. Berwanger, Chairman of the Agriculture Committee:

**CHAIRMAN AUTHORIZED TO SIGN INTER-MUNICIPAL**

October 13, 2020

## AGREEMENTS WITH THE SIXTEEN TOWNS IN WYOMING COUNTY ON BEHALF OF WYOMING COUNTY ANIMAL CONTROL

**BE IT RESOLVED**, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign Inter-Municipal Agreements with the sixteen towns located in Wyoming County. Said Agreement is for animal control services as follows and is effective January 1, 2021 through December 31, 2025:

- Spayed/Neutered Dogs ~ \$6.00 each per year
- Unspayed/Unneutered Dogs ~ \$13.00 each per year

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #20

### RESOLUTION NO. 20-405 (October 13, 2020)

By Mr. Berwanger, Chairman of the Agriculture Committee:

#### OPPOSITION TO A PROPOSED LATE DEER SEASON REGULATION

**WHEREAS**, It has come to the attention of Wyoming County that the New York State Department of Environmental Conservation (NYS DEC) plans to publish a draft regulation relating to an extension of big game season beyond January 1, 2021; and

**WHEREAS**, Wyoming County snowmobile clubs maintain 279 miles of trails throughout the county; and

**WHEREAS**, Snowmobile trails do not open until after the end of big game season; and

**WHEREAS**, The current proposal would push the season past January 1, closing our trail system in Wyoming County for the week of Christmas and New Year's when much of Wyoming County has rideable snow; and

**WHEREAS**, There are many small businesses supported and dependent on the snowmobile trails that pass by their establishments, many of which were abruptly closed due to the virus, are only now starting to get back on their feet; and

**WHEREAS**, Delaying the economic support that snowmobile activity can provide is unacceptable; now therefore

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**BE IT RESOLVED**, That the Wyoming County Board of Supervisors respectfully requests that the NYS DEC delay the publication of a draft or enactment of a regulation for a late deer season and provide an opportunity for the stakeholder groups to propose an alternative that can meet the goals of the NYS DEC with minimal disruption to businesses, landowners, hunters and the snowmobile community; and be it

**FURTHER RESOLVED**, That the Clerk to this Board shall forward copies of this resolution to:

- Governor Andrew M. Cuomo
- New York State Department of Environmental Conservation (NYSDEC) Commissioner Basil Seggos
- New York State Senator Patrick Gallivan
- New York State Assemblyman David DiPietro
- New York State Association of Counties
- Inter County Association of Western New York

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #21

**RESOLUTION NO. 20-406**  
**(October 13, 2020)**

By Mr. Berwanger, Chairman of the Agriculture Committee:

**RESOLUTION NUMBER 20-233 AMENDED**

**WHEREAS**, Resolution Number 20-233 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH THE WYOMING COUNTY SNOWMOBILE FEDERATION ON BEHALF OF THE BOARD OF SUPERVISORS**” passed by this Board of Supervisors on May 12, 2020 and provides a contract for the 2018/2019 New York State Snowmobile Grant-In-Aid Program funding in an amount not to exceed one hundred forty-one thousand dollars (\$141,000.00); effective January 1, 2020 through December 31, 2020; now therefore,

**BE IT RESOLVED**, That *Resolution Number 20-233* be hereby amended to increase the contract amount from one hundred forty-one thousand dollars (\$141,000.00) to an amount not to exceed ***one hundred forty-five thousand one hundred forty-four dollars (\$145,144.00).***

All else remains the same.

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

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*Supervisor Berwanger, T/Arcade commented on Resolution #20. He has spoken with members of the various snowmobile clubs and Larry Becker who is involved in many wildlife federations. Supervisor Berwanger said that this idea makes no sense in that snowmobilers and hunters with guns in the same woods is not a good mixture. The Agriculture Committee was strongly opposed to this idea.*

*There was a motion by Mr. Leuer, T/Middlebury to withdraw resolutions #23 and #24 until the financial impact of resolution #24 is received. Hearing no objection resolution titles only for resolutions #22, #25 and #26 were read.*

*Supervisor Berwanger, T/Arcade confirmed that the municipalities that are currently participating in countywide zoning can continue.*

**Joint Resolution  
#22**

**RESOLUTION NO. 20-407  
(October 13, 2020)**

By Mr. Leuer, Chairman of the Planning Committee and Mr. Becker, Chairman of the Green Energy Committee:

**RESOLUTION URGING NEW YORK STATE TO ESTABLISH AN ACTIVE AND FORMAL ROLE FOR COUNTY REPRESENTATION IN PLANNING EFFORTS RELATED TO THE CLIMATE LEADERSHIP AND COMMUNITY PROTECTION ACT, AND TO ENGAGE LOCAL REPRESENTATION THROUGHOUT DEVELOPMENT OF THE CLIMATE ACTION COUNCIL'S SCOPING PLAN**

**WHEREAS**, Over the years, New York State has taken pioneering steps to combat climate change, especially its recent passage of the Climate Leadership and Community Protection Act (CLCPA), which set ambitious but necessary goals for reducing the state's greenhouse gas emissions; and

**WHEREAS**, The CLCPA is structured to engage all of New York State's residents in transforming the economy by decarbonizing the state's energy sector, the built environment, waste management, transportation, agriculture, forestry, land use, and industry; preparing for "green" workforce needs; and investing in disadvantaged communities; and

**WHEREAS**, To develop a Scoping Plan and implement the policies of the CLCPA, a Climate Action Council, six Advisory Panels, and two Working Groups have been appointed, totaling 127 members; and

**WHEREAS**, Of the 127 individuals appointed to the Council, the Advisory Panels, and Working Groups, there are no local representatives of the 62 counties of the State of New York; and

**WHEREAS**, A transformation of the magnitude needed to meet our climate goals will require New Yorkers to embrace change in virtually every area of their lives; and

**WHEREAS**, Counties are the level of government closest to the people and local representatives know best their most valuable and vulnerable residents, the land, stewardship of its future, and community values and priorities; and

**WHEREAS**, Counties have a decades-long track record of effectively and efficiently implementing policies and programs designed by New York State and collaborating with and motivating public and private sector organizations to accomplish community goals, and can, therefore, bring first-hand knowledge and real-world experience to discussions about developing and implementing the Scoping Plan; and

**WHEREAS**, Counties will be essential partners in implementing the plan and, thus, their representation to its development will allow for smoother and more successful implementation; and

**WHEREAS**, Counties are compelled to be the necessary leaders and supporters of our constituents in the fight against climate change and support the State in meeting its ambitious climate goals; and

**WHEREAS**, Wyoming County is New York State's leading County in dairy production and is seeking County representation to better help mitigate the production of livestock-generated methane gas and oversee creative new opportunities for harnessing its potential; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors respectfully requests that the State establish an active and formal role for county representation in planning efforts related to the CLCPA and engage local government representation throughout development and implementation of the Council's Scoping Plan; and be it

**FURTHER RESOLVED**, That the Clerk to this Board shall forward copies of this resolution to:

- Governor Andrew M. Cuomo
- New York State Department of Environmental Conservation (NYSDEC) Commissioner and Climate Action Council Co-Chair Basil

Seggos

- New York State Energy Research and Development Authority (NYSERDA) and Acting President and Climate Action Council Co-Chair Doreen Harris
- Senate Majority Leader Andrea Stewart-Cousins
- Assembly Speaker Carl Heastie
- Senate Local Government Committee Chair James Gaughran
- Assembly Local Government Committee Chair Fred Thiele
- Senate Environmental Conservation Committee Chair Todd Kaminsky
- New York State Senator Patrick Gallivan
- New York State Assemblyman David DiPietro
- New York State Association of Counties
- Inter County Association of Western New York

**Carried:** XXX

**Ayes:** 1599

**Noes:**

**Absent:**

**Abstain:**

#23

**RESOLUTION NO. 20-XXX**  
**(October 13, 2020)**

By Mr. Leuer, Chairman of the Planning Committee:

*Withdrawn*

RESOLUTION NUMBER 17-068 IS SCANNED

WHEREAS, The Wyoming County Board of Supervisors offers countywide zoning enforcement services to municipalities within the borders of Wyoming County; and

WHEREAS, Resolution Number 17-068 entitled “**CHAIRMAN AUTHORIZED TO SIGN INTER-MUNICIPAL AGREEMENTS WITH PARTICIPATING MUNICIPALITIES OF WYOMING COUNTY FOR COUNTYWIDE ZONING ENFORCEMENT SERVICES ON BEHALF OF WYOMING COUNTY FIRE AND BUILDING CODE ENFORCEMENT**” was passed by this Board of Supervisors on February 14, 2017 and authorized and directed the Chairman of this Board with the approval of the County Attorney to sign applicable and appropriate Inter-Municipal Agreements with participating municipalities of Wyoming County for countywide zoning enforcement services on behalf of Wyoming County Fire and Building Code Enforcement in accordance with the negotiated fees outlined therein; effective upon signing and remaining in effect until both parties agree to dissolution; now therefore

**BE IT RESOLVED**, That *Resolution Number 17-068* is hereby rescinded in its entirety; effective December 31, 2020 nullifying all Inter-

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Municipal Agreements authorized thereby.

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

**RESOLUTION NO. 20-XXX**  
**(October 13, 2020)**

By Mr. Leuer, Chairman of the Planning Committee:

**W. Leuer**  
**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 Wyoming County Board of Supervisors 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 participating municipalities of Wyoming County for countywide zoning enforcement services; and be it

**FURTHER RESOLVED**, That the Zoning Department be established under the jurisdiction of the Board of Supervisors Planning Committee; and be it

**FURTHER RESOLVED**, That participating municipalities will pay 90% of their total program costs based on the prior year's actual net expenses; effective upon signing and remaining in effect until both parties agree to dissolution.

Carried:	Ayes:	Noes:	Absent:	Abstain:
				#25

**RESOLUTION NO. 20-408**  
**(October 13, 2020)**

By Mr. Leuer, Chairman of the Planning Committee:

**JAMES RUTOWSKI APPOINTED TO THE WYOMING COUNTY  
 INDUSTRIAL DEVELOPMENT AGENCY BOARD OF DIRECTORS**

**BE IT RESOLVED**, That *James Rutowski*, 75 North Main Street,

October 13, 2020

Warsaw, NY 14569 be hereby appointed to the *Wyoming County Industrial Development Agency Board of Directors* as a *Member* to fill a vacant unexpired three (3) year term; effective through February 6, 2022. (*replacing S. Pirdy*)

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #26

**RESOLUTION NO. 20-409**  
**(October 13, 2020)**

By Mr. Leuer, Chairman of the Planning Committee:

**BARBARA HIGGINS APPOINTED TO THE WYOMING COUNTY PLANNING BOARD**

**BE IT RESOLVED**, That *Barbara Higgins* (T/Attica), 189 Main Street, Attica, NY 14011 is hereby appointed as a *Voting Member* to the *Wyoming County Planning Board* to fill an unexpired, vacant three (3) year term; effective October 1, 2020 through December 31, 2020. (*replacing J. Higgins*)

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

*There was a motion by Mr. Brick, T/Perry, to combine resolutions #27 through #31 and resolution #33. There was a request to withdraw resolution #32. Hearing no objection resolution titles only were read.*

#27

**RESOLUTION NO. 20-410**  
**(October 13, 2020)**

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

**CHAIRMAN AUTHORIZED TO 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 sign various contracts on behalf of County Highway as follows:

- *New York State Department of Transportation*, 3379 State Route 19, Warsaw, NY 14569 in which the State and Municipality wish to share

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services, exchange or lend materials or equipment and provide a cost savings to both parties in an amount not to exceed twenty-five thousand dollars (\$25,000.00); effective October 13, 2020 through October 12, 2024.

- **Maple Grove Enterprises.**, 7075 Route 98 North, PO Box 156, Arcade, NY 14009 for the sand blasting and painting of the 40 Ton Lowboy (equipment #72) in an amount not to exceed nine thousand five hundred dollars (\$9,500.00); effective September 25, 2020 through December 31, 2020.
- **Hillcrest**, 40 Favor Street, Attica, NY 14011 for sand blasting and painting of the Champion Grader (equipment #49) in an amount not to exceed eleven thousand five hundred dollars (\$11,500.00); effective October 1, 2020 through December 31, 2020.

Contingent upon the availability of funds.

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

#28

**RESOLUTION NO. 20-411**  
**(October 13, 2020)**

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

**RESOLUTION NUMBER 20-314 RESCINDED AND REPLACED**

**WHEREAS**, Resolution Number 20-314 entitled “**RESOLUTION NUMBER 20-119 RESCINDED AND REPLACED**” was passed by this Board of Supervisors on July 14, 2020 which rescinded and replaced Resolution Number 20-119 that “*Authorized 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 Therefor*”; and

**WHEREAS**, Resolution Number 20-314 is hereby rescinded in its entirety and replaced as follows:

**WHEREAS**, A Project for the *Replacement of Hillside Road Bridge over Wiscoy Creek, Town of Eagle, Wyoming County, D040190; P.I.N. 4BNY.30; BIN: 3319730*; (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 95% Federal funds and 5% non-federal funds; and

**WHEREAS**, The County of Wyoming desires to advance the Project

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by making a commitment of 100% of the non-federal share of the costs of ***Construction and Construction Inspection.***

**NOW, THEREFORE**, The Board of Supervisors, duly convened does hereby

**RESOLVE**, That the Board of Supervisors hereby approves the above-subject project; and be it

**FURTHER RESOLVED**, That the Board of Supervisors hereby authorizes the Chairman to pay in the first instance 100% of the federal and non-federal share of the cost of construction work for the Project or portions thereof; and it is further

**FURTHER RESOLVED**, That the sum of ***\$1,423,240.00*** 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 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 be it

**FURTHER RESOLVED**, That the Chairman of the Board of Supervisors be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Board of Supervisors with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and be it

**FURTHER RESOLVED**, That a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and be it

**FURTHER RESOLVED**, This Resolution shall take effect immediately.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #29

**RESOLUTION NO. 20-412**  
**(October 13, 2020)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH  
 WARREN'S COMMERCIAL CLEANING, INC. ON BEHALF OF THE  
 BUILDINGS AND GROUNDS (CO. BLDGS.)**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Warren's Commercial Cleaning, Inc.*, 454 North Main Street, Warsaw, NY 14569 on behalf of Buildings and Grounds (Co. Bldgs.). Said contract is for cleaning services as outlined in the bid form at the following Wyoming County buildings/offices:

• Office for the Aging	\$6,839.75
• Public Defender's Office	\$6,675.00
• Department of Social Services	\$38,814.00
• Ag Center	\$3,500.00
• Ag Center	\$1,200.00
• Highway Administrative Building	\$7,589.75
• Courthouse	\$300.00
• Public Safety	\$960.00
• Public Health	<u>\$24,172.00</u>
	<b>\$90,050.50</b>

For a total contract amount not to exceed ninety thousand fifty dollars and fifty cents (\$90,050.50); effective January 1, 2021 through December 31, 2021.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #30

**RESOLUTION NO. 20-413**  
**(October 13, 2020)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH T.C.C.T.,  
 INC. ON BEHALF OF THE BUILDINGS AND GROUNDS (CO. BLDGS.)**

October 13, 2020

**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 ***T.C.C.T., Inc.***, 46 North Maple Street Warsaw, NY 14569 on behalf of Buildings and Grounds (Co. Bldgs.). Said contract is for cleaning services as outlined in the bid form at the following Wyoming County buildings/offices:

• Courthouse	\$35,940.00
• Ag Center	<u>\$45,000.00</u>
	<b>\$80,940.00</b>

For a total contract amount not to exceed eighty thousand nine hundred forty dollars (\$80,940.00); effective January 1, 2021 through December 31, 2021.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #31

**RESOLUTION NO. 20-414**  
**(October 13, 2020)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH  
 WHITNEY EAST, INC. ON BEHALF OF THE BUILDINGS AND  
 GROUNDS (CO. BLDGS.)**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with ***Whitney East, Inc.***, 1504 Scottsville Road, Rochester, NY 14623 on behalf of Buildings and Grounds (Co. Bldgs.). Said contract is for the replacement of security doors at the Wyoming County Public Safety Building in an amount not to exceed forty thousand six hundred dollars (\$40,600.00); effective September 17, 2020 through December 31, 2020. Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #32

**RESOLUTION NO. 20-XXV**  
**(October 13, 2020)**

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

**Withdrawn**  
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## RESOLUTION NUMBER 17-478 AMENDED

WHEREAS, Resolution Number 17-478 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF BUILDINGS AND GROUND (CO. BLDGS.)**,” passed by this Board of Supervisors November 14, 2017 and provides for the following contracts:

- **TCCT Cleaning Inc.**, 46 North Maple Street, Warsaw NY 14569 for cleaning services at the Office for the Aging, Public Defender, Highway Department, Public Safety, Courthouse, Ag Center and Government Center in an amount not to exceed one hundred ninety-five thousand one hundred forty-nine dollars and twenty-eight cents (\$195,149.28) per year; effective October 14, 2017 through October 13, 2020.
- **Warrens Commercial Cleaning**, 454 North Main Street, Warsaw NY 14569 for cleaning services at the Board of Elections, Department of Social Services, Mental Health, and Health Department in an amount not to exceed eighty thousand six hundred fifty-two dollars and eighty-four cents (\$80,652.84) per year; effective October 14, 2017 through October 13, 2020.

And,

WHEREAS, That Resolution Number 17-478 was previously amended by this Board of Supervisor on April 9, 2019 by **Resolution Number 19-201** to increase the cleaning fee amount for the Public Defender’s Building from \$475.00 to **\$550.00 monthly** due to additional square footage of the new addition for a new contract total not to exceed one hundred ninety-six thousand forty-nine dollars and twenty-eight cents (\$196,049.28) per year; effective April 1, 2019; and

WHEREAS, That Resolution Number 17-478 as previously amended by Resolution Number 19-201 was further amended by this Board of Supervisors on August 11, 2020 by **Resolution Number 20-328** as follows:

- Extend the term of the contract with **T.C.C.T Cleaning Inc.** from October 14, 2020 to **December 31, 2020** for the above listed buildings for an additional amount of **forty-four thousand one hundred eleven dollars and fifty-six cents (\$44,111.56)** for a new total contract amount not to exceed two hundred forty-six thousand forty-nine dollars and twenty-eight cents (\$246,049.28).
- Extend the term of the contract with **Warren’s Commercial Cleaning** from October 14, 2020 to **December 31, 2020** for the above listed buildings for an additional amount of **thirteen thousand four hundred**

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***forty-two dollars and ninety cents (\$13,442.90) for a new total contract amount not to exceed eighty thousand six hundred fifty-seven thousand dollars and forty cents (\$80,657.40).***

Now therefore,

**BE IT RESOLVED**, That *Resolution Number 17-478* as previously amended by *Resolution Number 19-201* and *Resolution Number 20-328* be hereby further amended to correct the amended contract amount with Warren's Commercial Cleaning in the amount of eighty thousand six hundred fifty-seven dollars and forty cents (\$80,657.40) to an amount not to exceed *ninety-eight thousand two hundred sixty-one dollars and forty-seven cents (\$98,261.47)*.

All else remains the same.

**Carried:**      **Ayes:**      **Noes:**      **Absent:**      **Abstain:**      **#33**

**RESOLUTION NO. 20-415  
(October 13, 2020)**

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

## RESOLUTION NUMBER 20-184 AMENDED

**WHEREAS**, Resolution Number 20-184 entitled, “**CHAIRMAN AUTHORIZED TO AWARD BIDS AND SIGN VARIOUS CONTRACTS ON BEHALF OF BUILDINGS AND GROUNDS (CO. BLDGS.)**” passed by this Board of Supervisors on April 14, 2020 and provides, in part, for the following contract:

- **Burt's Building Supply**, 2 Washington Boulevard, Perry, NY 14530 for the purchase of DC-315 iridescent paint in an amount not to exceed six thousand seven hundred dollars (\$6,700.00); effective April 3, 2020 through the completion of the project.

Now therefore,

**BE IT RESOLVED**, That *Resolution Number 20-184* be hereby amended to increase the contract amount from six thousand seven hundred dollars (\$6,700.00) to an amount not to exceed *twenty-one thousand dollars (\$21,000.00)*.

All else remains the same.

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

*There was a motion by Mrs. May, T/Orangeville, to combine resolution #34 and #35. Hearing no objection resolution titles only were read.*

*Supervisor Berwanger, T/Arcade expressed his total support of having an SRO in every school in Wyoming County. He also stated that a constituent asked if the amount being paid to the deputy is fully funded by the school district. Budget Officer Cook offered that this rate does cover the cost of the deputy while at the school.*

#34

**RESOLUTION NO. 20-416**  
**(October 13, 2020)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH  
LETCHWORTH CENTRAL SCHOOL DISTRICT 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 *Letchworth Central School District*, 5550 School Road, Gainesville, NY 14066 on behalf of the Sheriff's Department. Said contract is for law enforcement and police services when school is in session in an amount not to exceed fifty-one dollars and fifteen cents (\$51.15) per hour; effective September 1, 2020 through December 31, 2020 and fifty-three dollars and fifty-four cents (\$53.54) per hour; effective January 1, 2021 through June 30, 2021.

Contingent upon the availability of funds.

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

#35

**RESOLUTION NO. 20-417**  
**(October 13, 2020)**

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

**CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE  
AWARD WITH THE NEW YORK STATE DIVISION OF HOMELAND  
SECURITY AND EMERGENCY SERVICES ON BEHALF OF**

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## WYOMING COUNTY EMERGENCY SERVICES

**WHEREAS**, During the April 2, 2020 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 the **New York State Division of Homeland Security and Emergency Services**, 1220 Washington Avenue, State Office Building Campus, Building 7A, Albany, NY 12242 on behalf Wyoming County Emergency Services. Said grant funds are for FY2020 SHSP to effectively build and sustain critical capabilities in a minimum amount of sixty-six thousand eight hundred twenty-four dollars (\$66,824.00) with an amount not to exceed sixteen thousand seven hundred six dollars (\$16,706.00) designated for the Sheriff's Office; effective September 1, 2020 through August 31, 2023.

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

*There was a motion by Mr. Kehl, T/Attica, to combine resolutions #36 through #50. Hearing no objection resolution titles only were read.*

**#36**

### **RESOLUTION NO. 20-418** **(October 13, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

#### **CHAIRMAN AUTHORIZED TO SIGN VARIOUS EMPLOYMENT AGREEMENTS ~ SALARY SCHEDULE "P" ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**

**BE IT RESOLVED**, In accordance with Resolution Number 11-209 passed by the Wyoming County Board of Supervisors, on June 14, 2011 entitled, **"AMENDING RESOLUTION 91-159, AUTHORITY OF THE BOARD OF MANAGERS OF THE HOSPITAL,"** the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney and/or Costello Cooney Fearon, PLLC, legal counsel, is hereby authorized and directed to sign various Employment Agreements – Salary Schedule "P" as follows:

- ***Calvin L. Schierer, DO***, 5599 Crotty Road, Fillmore, NY 14735 to provide family practice services in an amount not to exceed two hundred two thousand dollars (\$202,000.00) per year; effective November 1, 2020.

- **Ripple Marfatia, MD**, 214 Wyoming Street, Warsaw, NY 14569 to provide internal medicine services in an amount not to exceed two hundred ten thousand dollars (\$210,000.00) per year; effective November 1, 2020.
- **Edwin Anand, MD**, 114 Landings Drive, Amherst, NY 14228 to provide nephrology services in an amount not to exceed three hundred five thousand dollars (\$305,000.00) per year; effective January 1, 2021.
- **Jeril A. Kannampuzha, MD**, 3515 Arista Blvd., Apt. 9210, Texarkana, TX 75503 to provide pediatric medical services in an amount not to exceed two hundred thirty-five thousand dollars (\$235,000.00) per year, plus a one-time stipend paid upon first payroll period in an amount not to exceed thirty-six thousand dollars (\$36,000.00); effective January 31, 2021.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #37

**RESOLUTION NO. 20-419**  
**(October 13, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN 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 Chairman of this Board, 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:

- **Zimmer US, Inc.**, 345 East Main Street, Warsaw, IN 46580 for a product purchase agreement for shoulder procedures in an amount not to exceed two hundred fifty thousand dollars (\$250,000.00) per term; effective October 1, 2020 through September 30, 2022.
- **University at Buffalo Surgeons, Inc.**, 100 High Street, Buffalo, NY 14203 for a professional services agreement to provide general

surgery services in an amount not to exceed two hundred sixty thousand dollars (\$260,000.00) per year, effective January 1, 2021 through December 31, 2022.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #38

**RESOLUTION NO. 20-420**  
**(October 13, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 16-319**  
**PERTAINING TO NIAGARA FRONTIER ANESTHESIA SERVICES,**  
**LLP (NFA) AMENDED**

**WHEREAS**, Resolution Number 16-319 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**,” passed by this Board of Supervisors on August 16, 2016 on behalf of the Wyoming County Community Health System and provides, in part, for the following contract:

- ***Niagara Frontier Anesthesia Services, LLP (NFA)***, 4185 Seneca Street, Suite 11, West Seneca, NY 14224 to provide services of Certified Registered Nurse Anesthetists (CNRA); effective January 1, 2016 through December 31, 2018; and

**WHEREAS**, That Resolution Number 16-319 was previously amended by this Board of Supervisor On October 11, 2016 by ***Resolution Number 16-436*** to rescind and replace that portion of the Resolution that provides for:

- Services of Certified Registered Nurse Anesthetists (CNRA); effective January 1, 2016 through December 31, 2018 and replace with a contract that provides for a 3-year agreement to provide services of Certified Registered Nurse Anesthetists (CNRA); effective September 1, 2016 through August 31, 2019 cancellable upon 90-day written notice, as follows:
  - Two (2) full time equivalent CRNA to provide anesthesia services each workday at WCCHS.
  - One (1) CRNA to provide anesthesia call coverage and anesthesia services on nights and weekends 365 days per year.
  - An additional CRNA for a 7:00 am to 4:00 pm workday when requested by WCCHS.

- All CRNA's provided to WCCHS under this agreement must have the appropriate clinical privileges at WCCHS to perform the services.
- NFA will bill and collect for all services provided and WCCHS will compensate NFA the difference between amounts collected and \$73,000.00 per month, plus \$1,200.00 for each day an additional CRNA is requested, plus \$1,000.00 per month lodging expenses for the first eight (8) months of the agreement.

And,

**WHEREAS**, That Resolution Number 16-319 as previously amended by Resolution Number 16-436 was further amended by this Board of Supervisor on August 9, 2017 by ***Resolution Number 17-237*** to change the contract effective dates from September 1, 2016 through August 31, 2019 to ***January 1, 2017 through December 31, 2020***; now therefore,

**BE IT RESOLVED**, That ***Resolution Number 17-237*** be hereby amended to extend the term of the agreement from December 31, 2020 through ***December 31, 2021***.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #39

**RESOLUTION NO. 20-421**  
**(October 13, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 15-004 AMENDED**

**WHEREAS**, Resolution Number 15-004 entitled, "**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**," passed by this Board of Supervisors on January 2, 2015 and provides for various contracts, in part, as follows:

- ***Surgery Specialists at the River, PLLC***, 5287 South Highway 95, Fort Mohave, AZ 86426 to provide a physician who is board certified or board eligible in the specialty of general surgery (***Ronald Weissenberg, D.O.***) to provide general surgery services at the hospital clinics, NYS Department of Corrections and on-call coverage on a 1:2 basis; effective December 16, 2014 through December 15, 2016:
  - PLLC will provide professional liability insurance covering all professional services.

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- WCCHS to provide office and support services and maintain all physician revenue in the amount of three hundred one thousand nine hundred thirty-eight dollars (\$301,938.00) per year payable twenty-five thousand one hundred sixty-one dollars and sixteen cents (\$25,161.16) per month for performance of services in accordance with this agreement plus up to five thousand dollars (\$5,000.00) based on properly documented receipts for travel and set-up expenses; and

**WHEREAS**, That Resolution Number 15-004 was previously amended by this Board of Supervisors on December 13, 2016 by ***Resolution Number 16-536*** to extend the contract expiration date through December 15, 2017 and change the administrative office address to 400 North Main Street, Warsaw, NY 14569; and

**WHEREAS**, That Resolution Number 15-004, as previously amended by Resolution Number 16-536, was further amended by this Board of Supervisors on December 12, 2017 by ***Resolution Number 17-540*** as follows:

- Change address to 124 North Maple Street, Warsaw, NY 14569
- Extend the term of the professional services agreement for an additional one-year; effective through December 15, 2018.
- Increase compensation in an amount not to exceed three hundred ten thousand nine hundred dollars (\$310,900.00 per year.

And,

**WHEREAS**, That Resolution Number 15-004, as previously amended by Resolution Number 16-536 and Resolution Number 17-540 was further amended by this Board of Supervisors on December 11, 2018 by ***Resolution Number 18-578*** to extend the contract expiration date through ***December 15, 2019***; and

**WHEREAS**, That Resolution Number 15-004 as previously amended by Resolution Number 16-536, Resolution Number 17-540 and Resolution Number 18-578 was further amended by this Board of Supervisors on November 12, 2019 by ***Resolution Number 19-514*** to extend the term of this contract for an additional one (1) year period; effective ***December 16, 2019 through December 15, 2020***; and

**WHEREAS**, That Resolution Number 15-004 as previously amended by Resolution Number 16-536, Resolution Number 17-540, Resolution Number 18-578, Resolution Number 19-51 was further amended by this Board of Supervisors on July 14, 2020 by ***Resolution Number 20-307*** to extend the term of this contract for an additional two (2) year period; effective ***December 16, 2020 and December 15, 2022***; now therefore

**BE IT RESOLVED**, That *Resolution Number 15-004* as previously amended by *Resolution Number 16-536*, *Resolution Number 17-540*, *Resolution Number 18-578*, *Resolution Number 19-514* and *Resolution Number 20-307* be hereby further amended as follows relative to general surgery services:

- Increase the on-call coverage to include an additional forty-eight (48) days and increase compensation by thirty thousand dollars (\$30,000.00) per year for new contract amount not to exceed three hundred forty thousand nine hundred dollars (\$340,900.00) per year; effective January 1, 2021.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #40

**RESOLUTION NO. 20-422**  
**(October 13, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 16-319**  
**PERTAINING TO ST. LAWRENCE RADILOGY ASSOCIATES, PC**  
**AMENDED**

**WHEREAS**, Resolution Number 16-319 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**,” passed by this Board of Supervisors on August 16, 2016 on behalf of the Wyoming County Community Health System and provides, in part, for the following contract:

- ***St. Lawrence Radiology, PC (previously G. Michael Maresca, MD)***, P.O. Box 698, Potsdam, NY 13676 to be the exclusive provider of Professional Radiology Services at WCCHS 24-hours per day, 7 days per week. In addition, St. Lawrence Radiology will provide a Board Certified Radiologist to fulfil the responsibilities of Chairman of the Department. The group will be responsible to charge and bill its patients for professional services and will be responsible for the billing and collection of such charges, \$0.00 cost to WCCHS,; effective January 1, 2017 through December 31, 2020 cancellable in year 2 through year 4 of the agreement upon 180-day written notice.

Now therefore,

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**BE IT RESOLVED**, That *Resolution Number 16-319* be hereby amended to extend the term of the agreement from December 31, 2020 through *December 31, 2021*.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #41

**RESOLUTION NO. 20-423**  
**(October 13, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

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

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

**Salary Schedule “C”:**

*Wyoming County Community Health System*

- Set the salary of the *Director of Emergency Services* (position code 01.320.505) under EMERGENCY at \$89,016.00 per year; position available date is September 29, 2020.
- Set the salary of the *Director of Healthcare Information Systems* (position code 01.613.307) under INFORMATION SYSTEMS at \$89,625.00 per year; position available date is September 29, 2020.
- Abolish one (1) position of *Director of Utilization Review & Health Information Management* (1.00 FTE) (position code 01.168.523) under HOSPITAL INFORMATICS; effective September 28, 2020.
- Place one (1) position of *Director of Clinical Data Abstraction/Nurse Supervisor* (1.00 FTE) under NURSING ADMINISTRATION and set the salary at \$78,543.00 per year; position available date is September 29, 2020.
- Abolish one (1) position of *Clinical Documentation Improvement Coordinator* (1.00 FTE) (position code 02.161.548) under PATIENT AND FAMILY SERVICES; effective September 28, 2020.
- Place one (1) position of *Director of Utilization Review* (1.00 FTE) under PATIENT AND FAMILY SERVICES and set the salary at \$74,693.00 per year; position available date is September 29, 2020.
- Set the salary of the *Director of Utilization Review* under PATIENT AND FAMILY SERVICES at \$77,193.00 per year; effective March 29, 2021 (after 6 months and

successful completion of goals).

- Abolish one (1) position of **Revenue Cycle/Business Office Manager** (1.00 FTE) (position code 01.624.498) under PATIENT ACCOUNTS; effective September 28, 2020.
- Place one (1) position of **Director of Revenue Cycle** (1.00 FTE) under PATIENT ACCOUNTS and set the salary at \$82,800.00 per year; position available date is September 29, 2020.
- Place one (1) position of **Outpatient Clinic Supervisor** (1.00 FTE) under CLINIC ADMINISTRATION and set the salary at \$53,000.00 per year; position available date is October 4, 2020.

#### **Salary Schedule “P”:**

##### ***Wyoming County Community Health System***

- Set the salary of the **Nephrology Physician Provider** (position code 10.111.615) under NEPHROLOGY CLINIC at \$305,000.00 per year; effective September 20, 2020.
- Place one (1) position of **Family Practice Physician Provider** (1.00 FTE) under WYOMING COUNTY FAMILY MEDICINE – CASTILE and set the salary at \$202,000.00 per year; position available date October 4, 2020.
- Place one (1) position of **Internal Medicine Physician** (1.00 FTE) under WYOMING COUNTY FAMILY MEDICINE – ATTICA and set the salary at \$210,000.00 per year; position available date is October 4, 2020.
- Abolish one (1) position of **Pediatrician Physician** (1.00 FTE) (position code 10.102.582) under PEDIATRIC CLINIC; effective September 1, 2020.
- Place one (1) position of **Pediatrician Physician** (1.00 FTE) under PEDIATRIC CLINIC and set the salary at \$235,000.00 per year plus a one-time stipend upon start date in the amount of \$36,000.00; position available date is October 4, 2020

#### **Salary Schedule “X”:**

##### ***Wyoming County Community Health System***

- Place one (1) position of **Medical Receptionist** (0.50 FTE) under WYOMING COUNTY FAMILY MEDICINE – ATTICA and set the rate at \$15.00 per hour; position available date is October 4, 2020.
- Place one (1) position of **Licensed Practical Nurse** (1.00 FTE) under WYOMING COUNTY FAMILY MEDICINE – ATTICA and set the rate at \$20.00 per hour; position available date October 4, 2020.
- Place one (1) position of **Medical Receptionist** (0.50 FTE) under WYOMING COUNTY

FAMILY MEDICINE – CASTILE and set the rate at \$14.00 per hour; position available date October 4, 2020.

- Place one (1) position of **Medical Receptionist** (1.00 FTE) under WYOMING COUNTY FAMILY MEDICINE – CASTILE and set the rate at \$15.00 per hour; position available date October 4, 2020.
- Place one (1) position of **Licensed Practical Nurse** (1.00 FTE) under WYOMING COUNTY FAMILY MEDICINE – CASTILE and set the rate at \$20.00 per hour; position available date is October 4, 2020.

### **Salary Schedule “G”:**

#### ***Public Defender***

- Set an annual stipend of \$5,000.00 for the position of *Assistant Public Defender (5<sup>th</sup>)* (position code 010.503) under COUNCIL AT FIRST APPEARANCE (CAFA) 3; effective July 26, 2020 through medical leave of absence.
- Delete the stipend of \$35,000.00 for the position of **Investigator** (position code 007.514) under UPSTATE QUALITY IMPROVEMENT AND CASELOAD REDUCTION GRANT (ROUND 2); effective July 14, 2020.
- Delete the stipend of \$12,000.00 for the position of *Assistant Public Defender (5<sup>th</sup>)* (position code 010.503) under UPSTATE QUALITY IMPROVEMENT AND CASELOAD REDUCTION GRANT (ROUND 2); effective July 14, 2020.
- Place one (1) position of **Investigator** (position code 007.514) under UPSTATE QUALITY IMPROVEMENT AND CASELOAD REDUCTION GRANT (ROUND 2) at \$35,000.00 annually with full benefits; effective October 17, 2020.
  - **Benefits Package:**
    - Cost of Health Insurance under Family Plan, and deductible, fully funded by the County during the duration of the grant funding this position.
    - Holidays when the Public Defender’s office is closed.

### **Salary Schedule “S”:**

#### ***Public Defender***

- Delete one (1) position of **Investigator (PD)** (position code 007.514) at a rate of \$35,269.00 annually; effective October 17, 2020.

### **Salary Schedule “D”:**

#### ***Real Property Tax Services***

- Set the salary of the **Director of Real Property Tax Services** at \$75,000.00 annually; effective on or about October 13, 2020.

- Upon successful completion of six (6) months and satisfactory performance (on or about April 13, 2021) eligible for \$2,500.00 increase.
- Upon successful completion of one (1) year of satisfactory performance, (on or about October 13, 2021) and successful completion of specific milestones set out in the offer of employment letter dated September 10, 2020 eligible for \$2,500.00 increase.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #42

**RESOLUTION NO. 20-424**  
**(October 13, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH BRITE COMPUTERS 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 ***Brite Computers***, 7647 Main Street Fishers, Victor, NY 145664 on behalf of Information Technology. Said contract is for the Netmotion VPN software renewal in an amount not to exceed five thousand four hundred forty-nine dollars and forty-five cents (\$5,449.45); effective October 25, 2020 through October 24, 2021. (*Contract #GSA-47QTCA1900 MM*)

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #43

**RESOLUTION NO. 20-425**  
**(October 13, 2020)**

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

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**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 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; now therefore,

**BE IT RESOLVED**, That ***Resolution Number 15-386*** as previously amended by ***Resolution Number 18-276, Resolution Number 18-385*** and ***Resolution Number 19-091*** be hereby further amended to include the ***addition of conversion services system in an amount not to exceed forty thousand dollars (\$40,000.00) and extend the term through December 31, 2021.***

All else remains the same.

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

**RESOLUTION NO. 20-426**  
**(October 13, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN 2021 INSURANCE RATES ON BEHALF OF CURRENT AND RETIRED COUNTY EMPLOYEES**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign health insurance rate sheets with *Alliance of WNY Health Benefit Fund*, 2914 Pine Street, Niagara Falls, NY 14301 and *Blue Cross/Blue Shield*, 257 Genesee Street, Buffalo, NY 14240; effective January 1, 2021 through December 31, 2021:

**Employee BCBS High Deductible Plan**

❖ Single	\$584.51
❖ Family	\$1,585.63

**Retiree BCBS High Deductible Plan**

❖ Single	\$928.99
❖ Two-Person	\$1,904.48
❖ Family	\$2,879.89

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #45

**RESOLUTION NO. 20-427**  
**(October 13, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**DISABILITY INSURANCE RATES WITH SHELTERPOINT APPROVED**

**BE IT RESOLVED**, That rates for statutory New York State Disability Insurance coverage with *ShelterPoint*, 1225 Franklin Avenue, Garden City, NY 11530 for the following employees are hereby approved with the following rates; effective October 1, 2020 through September 30, 2022:

- **WCCH Schedule X**
  - \$4.60 female/month

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- o \$2.15 male/month

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #46

**RESOLUTION NO. 20-428**  
**(October 13, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 18-275 AMENDED**

WHEREAS, Resolution Number 18-275 entitled, “**DISABILITY INSURANCE RATES WITH THE GUARDIAN LIFE INSURANCE COMPANY OF AMERICA APPROVED**”, passed by this Board of Supervisors on June 12, 2018 and provided disability insurance rates for the following employees; effective July 1, 2018 to June 30, 2020:

- ***CSEA ~ General Group:***
  - o \$16.46 per employee - per month
- ***County and Hospital Management:***
  - o \$8.00 per employee - per month
- ***CSEA ~ WCCH Supervisory:***
  - o \$5.75 per female - per month
  - o \$2.60 per male - per month

Now therefore,

**BE IT RESOLVED**, That ***Resolution Number 18-275*** be hereby amended to extend the term of the contract through ***September 30, 2020*** due to COVID-19 pandemic.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #47

**RESOLUTION NO. 20-429**  
**(October 13, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 20-278 AMENDED**

Regular Session

**WHEREAS**, Resolution Number 20-278 entitled, “**STANDARD WORK DAY AND REPORTING RESOLUTION**”, passed by this Board of Supervisors on June 9, 2020 and provided for the following:

Title	Standard Work Day (Hrs/day)	Name	Social Security Number (Last 4 digits)	NYS Retirement Reg. #	Tier 1 (Check only if member is in Tier 1)	Term Begins/Ends	Record of Activities Result*	Not Submitted (Check only if Official did not submit their Record of Activities)
<b>Elected Officials</b>								
Supervisor	6	KEHL, Bryan	XXXX	XXXXXXXX		01/01/20-12/31/21	4.69	
Supervisor	6	ROBERTS, LuAnne	XXXX	XXXXXXXX		01/01/20-12/31/21	7.61	
Supervisor	6	KING, Sandra	XXXX	XXXXXXXX		01/01/20-12/31/21	2.81	
Supervisor	6	BECKER, Brian	XXXX	XXXXXXXX		01/01/20-12/31/23	6.67	
Supervisor	6	JACOBY, Ronald	XXXX	XXXXXXXX		01/01/20-12/31/20	4.06	
Public Defender	6	EFFMAN, Norman	XXXX	XXXXXXXX		01/01/20-12/31/21	19.22	
Coroner	6	WILLIAMS, Neil	XXXX	XXXXXXXX		01/01/20-12/31/23	5.542	
Coroner	6	HILL, Renee	XXXX	XXXXXXXX		01/01/20-12/31/23	5.44	

Now therefore,

**BE IT RESOLVED**, That *Resolution Number 20-278* be hereby amended to correct the “Record of Activities Result” for Supervisor *Sandra King* as follows:

Supervisor	6	KING, Sandra	XXXX	XXXXXXXX		01/01/20-12/31/21	3.04	
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All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #48

**RESOLUTION NO. 20-430**  
**(October 13, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

October 13, 2020

**SARAH M. LIPPINCOTT APPOINTED DIRECTOR OF REAL PROPERTY TAX SERVICES**

**BE IT RESOLVED**, That *Sarah M. Lippincott*, 46 Fenton Road, Rochester, NY 14624 be hereby appointed to the position of Director of Real Property Tax Services per RPTL §1530 to fill the current vacant unexpired statutory six (6) year term; effective on or about October 13, 2020 through September 30, 2025.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #49

**RESOLUTION NO. 20-431**  
**(October 13, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**POSITION(S) APPROVED**

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

**CREATED:**

*Veterans Services*

- One (1) position of *Keyboard Specialist (Temporary)* (1.00 FTE) consistent with CSEA Schedule A, Grade II Step 1(\$16.29/hr.) Temporary position to extent through duration of employee leave of absence but not to exceed October 14, 2021, the maximum duration allowed under Civil Service Law; position available date is October 14, 2020.

*Jail*

- Three (3) positions of *Meal Deliverer, PT* (Variable FTE) on Salary Schedule "S" and set the hourly wage at the New York State minimum wage rate indefinitely per Resolution Number 20-385 as follows:
  - \$11.80 per hour through December 30, 2020
  - \$12.50 per hour effective December 31, 2020
  - Starting December 31, 2021, the annual increases will be published by the New York State Commissioner of Labor on or before October 1.
  - Position available date is October 14, 2020.

*Health Department*

- One (1) position of ***COVID-19 Response Specialist***, (FT-1.0 FTE) on Salary Schedule “G” at an hourly rate of \$29.50/hour (40 hrs./wk.). Position available date is October 14, 2020 through June 30, 2022.
  - ***Benefit Package:*** Consistent with current CSEA Bargaining Agreement.
- One (1) position of ***COVID-19 Response Assistant***, (FT-1.0 FTE) on Salary Schedule “G” at an hourly rate of \$16.00/hour (35 hrs./wk.). Position available date is October 14, 2020 through June 30, 2022.
  - ***Benefit Package:*** Consistent with current CSEA Bargaining Agreement.
- Both positions are fully funded by grant “*Wyoming County, ELC COVID-19, HRI Contract #6444-01*” as approved by Wyoming County Board of Supervisors on August 26, 2020 by Resolution No. 20-355. Grant also pays health insurance.

**AMENDED:**

*Jail*

- One (1) position of ***Food Service Helper, PT (Temporary)*** (position code 095.119) (.80 FTE) extended from September 25, 2020 (per Res. #20-311) for duration of employee leave of absence but not to exceed July 15, 2021, the maximum duration allowed under Civil Service Law.

**ABOLISHED:**

*Public Defender*

- One (1) position of ***Investigator (Temp.)*** (position code 011.514) from Salary Schedule “S”; effective October 17, 2020.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #50

**RESOLUTION NO. 20-432**  
**(October 13, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 20-340 AMENDED**

WHEREAS, Resolution Number 20-340 entitled, “**SALARY SCHEDULES “X”, “S” AND “G” AMENDED**”, passed by this Board of Supervisors on August 11, 2020 and provided in part, for the following:

**Salary Schedule “G”:**

*Public Defender*

- Provide stipends plus corresponding fringes for the following:
  - ***Public Defender***      \$5,000.00

October 13, 2020

- (position code 003.503)
- **Assistant Public Defender (1<sup>st</sup>)** \$2,500.00
  - (position code 004.503)
- **Assistant Public Defender (2<sup>nd</sup>)** \$16,000.00
  - (position code 001.503)
- **Assistant Public Defender (3<sup>rd</sup>)** \$2,500.00
  - (position code 002.503)
- **Secretary to the Public Defender, PT** \$2,000.00
  - (position code 005.503)
- **Secretary I** \$1,500.00
  - (position code 006.350)
- **Investigator** \$10,000.00
  - (position 007.514)
    - Effective July 26, 2020 through December 31, 2022
    - Funds provided through Council at First Appearance/CAFA 3

Now therefore,

**BE IT RESOLVED**, That ***Resolution Number 20-340*** be hereby amended to replace the position of ***Investigator – stipend*** (position code 007.514) under **COUNCIL AT FIRST APPEARANCE – CAFA 3** of \$10,000.00 with ***Assistant Public Defender (5<sup>th</sup>) – stipend*** (position code 010.503) in the amount of \$10,000.00.

All else remains the same.

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

*HR Director Farberman introduced Ms. Sarah Lippincott to the Board of Supervisors as the newly appointed Director of Real Property Tax Services. Ms. Lippincott spoke about her background and said she is looking forward to working for Wyoming County.*

*Chairwoman Ryan congratulated Ms. Lippincott on her appointment.*

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

\*\*\*\*\*

Respectfully submitted,

*Lisa A. Perez*  
Deputy Clerk to the Board

**REGULAR SESSION  
(November 10, 2020)  
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; however closed to the public due to the COVID-19 pandemic. In accordance with Governor Cuomo's Executive Order 202.1 issued on March 12, 2020, members of the public were invited to observe the meeting via BOS YouTube Channel through the following link: <http://www.wyomingco.net/149/Board-of-Supervisors>.

At 2:36 PM Chairwoman Ryan, T/Warsaw, called the meeting to order.

All members of the Board of Supervisors were present and participated in person except Supervisor Leuer, T/Middlebury, who was present via Zoom Conference Call. Also present were County Attorney Jim Wujcik, Budget Officer Janis Cook and Clerk to the Board Cheryl Ketchum.

Also participating via Zoom were members of the Matheis family (Tracy, Luke and Connor), Eileen Hopkins from Senator Gallivan's Office, Congressman Chris Jacobs and Mitch Martin, from the Congressman's Office.

**Pledge of Allegiance ~**

- *Director of Veterans Services, Lisa Harvey*

**POW/MIA Day Recognition ~**

- *Director of Veterans Services, Lisa Harvey*

**Opening Prayer ~**

- *Darin Duff, Rock Glen Baptist Church via Call-In*

**Communications ~**

- *Senator Gallivan's correspondence to Governor Cuomo regarding prohibiting the use of glyphosate on state property*
- *Correspondence received from NYSAC Executive Director Stephen Acquario acknowledging receipt of Resolution No. 20-356*
- *Letters from the Matheis Family*

*Chairwoman Ryan introduced Tracy Matheis who requested a platform to share a personal story of the impact COVID-19 has had on her family and specifically*

November 10, 2020

*her brother, Scott, who is a long term resident at the VA facility in Batavia.*

*Tracy said that her family has not been able to see Scott for 240 days and it has taken a toll on everyone.*

*Luke and Connor Matheis both shared parts of their letters they provided to the Board of Supervisors.*

*Tracy Matheis also shared a portion of her husband's letter that was not submitted.*

*Chairwoman Ryan thanked the Matheis family for putting face on this pandemic.*

*Kelly Dryja, Director of Community Services for the Mental Health Dept. was asked to speak to the mental health impacts of COVID-19.*

*Chairwoman Ryan reminded everyone of the appropriate measures we all need to take to help in reducing the number of cases, which have been steadily increasing. Everyone has sacrificed so much; we do not want to go backwards now. She also acknowledged that both the Senator Gallivan's Office and Congressman Jacobs have heard their concerns.*

*Congressman Jacobs thanked Tracy for sharing her brother's story and said that Mitch Martin from his office would be reaching out to her.*

*Eileen Hopkins acknowledged receipt of the family's letters and shared that Senator Gallivan has sponsored legislation concerning this type of issue.*

#1

**RESOLUTION NO. 20-433  
(November 10, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**FUNDS TRANSFERRED TO VARIOUS 2020 ACCOUNTS**

**BE IT RESOLVED**, That funds are hereby transferred to the various 2020 accounts as follows:

DMV			
<b>From:</b> 01.34.1411.1.10101 FT CSEA Contract <b>To:</b> 01.34.1411.2.20401 Misc. Equipment <b>Reason:</b> Transfer funds to replace copier.	\$1,200.00	\$1,200.00	
<b>DMV Total</b>			<b>\$1,200.00</b>

<b>Public Health</b>			
<b>From:</b> 01.38.4010.4.42499 COVID CFDA Grant <b>To:</b> 01.38.4010.1.10202 Temporary 01.38.4010.8.83001 FICA 01.38.4010.8.85001 Medicare FICA 01.38.4010.2.20201 Computer Equipment <b>Reason:</b> To cover salary, fringe expense and computer equipment for COVID response.	\$26,761.72	\$20,000.00 1,300.00 300.00 5,161.72	
<b>Public Health Total</b>			<b>\$26,761.72</b>
<b>Fire &amp; Building Codes</b>			
<b>From:</b> 01.37.3620.4.40503 Gasoline 01.37.3620.4.40507 Repairs <b>To:</b> 01.48.8021.4.40503 Gasoline 01.48.8021.4.40507 Repairs <b>Reason:</b> To pay for fuel and repairs on the vehicle they use.	\$615.00 250.00	\$615.00 250.00	
<b>Fire &amp; Building Codes Total</b>			<b>\$865.00</b>

**Carried:** XXX    **Ayes:** 1599    **Noes:**    **Absent:**    **Abstain:** #2

**RESOLUTION NO. 20-434**  
**(November 10, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**FUNDS APPROPRIATED TO VARIOUS 2020 ACCOUNTS**

**BE IT RESOLVED**, That funds are hereby appropriated to the various 2020 accounts as follows:

<b>Historian</b>			
<b>To:</b> 01.46.7510.4.41010 Office Supplies w/01.09.7510.2705 Gifts and Donations <b>Reason:</b> Donated funds to purchase supplies for office use.	\$330.00	\$330.00	
<b>Historian Total</b>			<b>\$330.00</b>
<b>Mental Health</b>			
<b>To:</b> 01.38.4250.4.42405 Alcoholism Trx. w/01.11.4250.3490 MH State Aid <b>Reason:</b> State Aid Adjustment.	\$10,553.00	\$10,553.00	
<b>To:</b> 01.38.4325.4.42409 Advocacy Services 01.38.4325.4.42441 Misc. MH Prog. 01.38.4325.4.42419 Drop-In w/01.11.4325.3490 MH State Aid <b>Reason:</b> State Aid adjustment.	\$5,956.00 \$336.00 \$1,056.00		\$7,348.00
<b>Mental Health Total</b>			<b>\$17,901.00</b>
<b>Public Health</b>			
<b>To:</b> 01.38.4010.4.42430 Baby Bundle w/01.12.4010.448902 Baby Bundle Grant <b>Reason:</b> Appropriate the 2020 portion of Federal Funds (CFDA 93.434) passed through by New York State.	\$3,700.00	\$3,700.00	

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Public Health Total		\$3,700.00	
<b>Highway</b>			
To: 04.53.5112.4.40940 HBRR Contract w/04.11.5112.3089 Other State Aid 04.12.5112.4089 Corps of Engineers <i>w/any available funds</i>	\$227,454.00	\$34,118.10 181,963.20 11,372.70	
<b>Reason:</b> Appropriate for Schoellkopf Road Bridge expenses due to the requirement to reuse the existing bridge in order to replace it. SLA in place for reimbursement from State.			
<b>Highway Total</b>		\$227,454.00	
<b>Sheriff</b>			
To: 01.37.3112.4.40016O Internet Service 01.37.3112.4.40009O Cell Phone 01.37.3112.2.20201O Computers Equip. w/01.12.3112.43890O Homeland Security	9,626.00 1,080.00 6,000.00	\$16,706.00	
<b>Reason:</b> Appropriate funds from Homeland Security Grant.			
<b>Sheriff Total</b>		\$16,706.00	
<b>Emergency Services</b>			
To: 01.37.3645.2.23001L Motor Vehicle 01.37.3645.4.40510L Vehicle; Parts/Supplies 01.37.3645.4.41410L Software 01.37.3645.4.40301L Professional Service 01.37.3645.4.42306L Other w/01.12.3645.43890L Federal Aid HSG2020	\$19,427.36 9,000.00 3,342.00 3,342.00 15,006.64	\$50,118.00	
<b>Reason:</b> To appropriate FY2020 SHSP Grant Funding to cover cost of Vehicle Expense; Safety Expense; Cyber Software and Security.			
<b>Emergency Services Total</b>		\$50,118.00	

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

Ms. Brunner, T/Java, Chairman of the Audit Committee, presented the approved payment of bills totaling **\$3,499,657.77** for the month of **October 2020**. No further action is required.

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

**#3**

**RESOLUTION NO. 20-435**  
**(November 10, 2020)**

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

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

Regular Session

**WHEREAS**, Resolution Number 01-138 passed by this Board of Supervisors on May 8, 2001 provides for a service agreement with ***Election Systems & Software, LLC***, which is now known as ***ESSVR, LLC***, and contains a provision for software maintenance upgrades for an annual fee; now therefore

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with ***ESSVR, LLC (f/k/a Election Systems & Software, LLC)***, 11128 John Galt Boulevard, Suite 200, Omaha, NE 68137 on behalf of the Board of Elections. Said contract is for annual software maintenance and support in an amount not to exceed five thousand six hundred sixty-nine dollars and eighty-nine cents (\$5,669.89); effective December 1, 2020 through November 30, 2021.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #4

**RESOLUTION NO. 20-436**  
**(November 10, 2020)**

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

**HAROLD BUSH REAPPOINTED ELECTION COMMISSIONER (D)**

**BE IT RESOLVED**, That ***Harold Bush***, 4579 Miller Road, Silver Springs, NY 14550 is hereby reappointed as Election Commissioner (D) for a two (2) year term; effective January 1, 2021 through December 31, 2022.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #5

**RESOLUTION NO. 20-437**  
**(November 10, 2020)**

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

**JAMES SCHLICK REAPPOINTED ELECTION COMMISSIONER (R)**

**FURTHER RESOLVED**, That ***James Schlick***, 1468 Church Road, Darien, NY 14040 is hereby reappointed as Election Commissioner (R) for a two (2) year term; effective January 1, 2021 through December 31, 2022.

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**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #6**

**RESOLUTION NO. 20-438  
(November 10, 2020)**

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

**WYOMING COUNTY TELECOMMUTING AND WORK FROM HOME/REMOTE FOR REPRESENTED AND NON-REPRESENTED EMPLOYEES POLICY APPROVED**

**BE IT RESOLVED**, That the Wyoming County Telecommuting and Work from Home/Remote for Represented and Non-Represented Employees Policy offered to this Board of Supervisors is hereby approved as presented and annexed hereto.

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

**Telecommuting & Work from Home / Remote for Represented & Non-represented Employees**

**PURPOSE:** Telecommuting and Alternative Work Arrangements are voluntary work arrangements that enable an eligible employee with prior approval to work from home, other work environments or in a satellite office instead of commuting to a work place. This policy is intended to provide for adequate supervision, confidentiality, safety, and access for employees designated as appropriate to telecommute (“work from home”).

**SCOPE:** This policy applies to all employees of Wyoming County, either represented in a bargaining unit or non-represented who have been granted the written permission to participate in this alternative work arrangement from authorized Management in accordance with provisions detailed herein.

**POLICY:** Wyoming County and The Wyoming County Community Health System (WCCHS) considers Telecommuting and Alternative Work Arrangements to be a viable alternative work arrangement in cases based on individual job tasks. Telecommuting and Alternative Work Arrangements allow employees to work at home, on the road, or in a satellite location for all or part of their regular workweek. Telecommuting and Alternative Work Arrangements are a voluntary work alternative that may be appropriate for some employees and some jobs. It is not an entitlement and it is not a Countywide benefit. Telecommuting and Alternative Work Arrangements in no way change the

employees' terms and conditions of employment with Wyoming County or with The Wyoming County Community Health System.

1. Any Telecommuting and Alternative Work Arrangement must be approved in writing in advance and may be discontinued, at will, at any time at the request of either the employee or the County. In cases where represented employees are working remotely pursuant to the provisions of this policy the applicable Union must be a party to the agreement.
2. The County will determine, with information supplied by the employee and the supervising authority, the appropriate equipment needs (including hardware, software, modems, phone and data lines, facsimile equipment or software, photocopiers, etc.) for Telecommuting and Alternative Work Arrangements on a case-by-case basis.
3. Equipment supplied by the Wyoming County IT Department will be maintained by the County. Equipment supplied by the employee, if deemed appropriate by the County, will be maintained by the employee. Wyoming County and The Wyoming County Community Health System accepts no responsibility for damage or repairs to employee-owned equipment. Wyoming County and The Wyoming County Community Health System reserves the right to make determinations as to appropriate equipment, subject to change at any time. Equipment supplied by Wyoming County and/or The Wyoming County Community Health System is to be used for business purposes only. All participating employees will be required to sign an inventory of all office property and agree to take appropriate action to protect the items from damage or theft. Upon termination of employment all County property will be returned to the County, unless other arrangements have been made.
4. Consistent with the Health System's and the County's expectations of information security for employees telecommuting and/or working in an alternative work arrangement will be expected to ensure the protection of proprietary County, Patient and Customer information accessible from their alternative work location. Steps include, but are not limited to, use of locked file cabinets, disk boxes and desks, regular password maintenance, and any other steps appropriate for the job and the environment.
5. The employee will establish an appropriate ergonomically appropriate alternative work environment for work purposes in accordance with the provisions of this policy and a Supervising Authority or designee of Wyoming County and/or The Wyoming County Community Health

System may visit and inspect the employee's alternative work environment to check for possible work hazards and security violations. A failure to establish and maintain a proper and safe alternative work location or refusal to allow an inspection will result in a revocation of the arrangement.

6. Injuries sustained by the employee while at their alternative work location and in conjunction with their regular work duties are normally covered by the county's workers' compensation policy. Telecommuting and alternative work arrangement employees are responsible for notifying the employer of such injuries, immediately, in accordance with County's worker's compensation procedures. The employee is liable for any injuries sustained by visitors to their alternative work location.
7. The County and/or The Wyoming County Community Health System will supply the employee with appropriate office supplies (pens, paper, etc.) for successful completion of job responsibilities. The County is not responsible for any other expenses such as phone calls, internet access, etc.
8. The employee and Supervising Authority will agree on the frequency of telecommuting and alternative work arrangements, the work schedule and location the employee will customarily maintain, and the manner and frequency of communication. The employee agrees to be accessible by phone or modem within a reasonable time period during the agreed upon work schedule.
9. Telecommuting and alternative work arrangement employees who are not exempt from the overtime requirements of the Fair Labor Standards Act will be required to record all hours worked in a manner designated by the County. Hours worked in excess of those specified per day and per work week, in accordance with state and federal requirements will require the advance approval of the supervisor. Failure to comply with this requirement can result in the immediate termination of the Telecommuting and Alternative Work Arrangement Agreement.
10. Evaluation of employee performance will be evaluated on an annual basis and the employee and Supervising Authority will evaluate the Telecommuting and Alternative Work Arrangement agreement and make recommendations for continuance or modifications.
11. Telecommuting and Alternative Work Arrangements are not designed to be a replacement for appropriate dependent care. Although an

individual employee's schedule may be modified to accommodate dependent care needs, the focus of the arrangement must remain on job performance and meeting business demands.

The availability of Telecommuting and Alternative Work Arrangements as a flexible work arrangement for employees of Wyoming County and The Wyoming County Community Health System, and may not be appropriate or reasonable for employees working in specific jobs when physical attendance in the workplace is an essential job function. Telecommuting and Alternative Work Arrangements can be discontinued at any time at the discretion of the Supervising Authority.

### **PROCEDURE:**

Either an employee or supervising authority can suggest telecommuting as a possible work arrangement in accordance with the following procedure:

- a. The employee will complete the Telecommuting and Alternative Work Arrangement Request Form and submit it to their Supervising Authority for approval.
- b. The Supervising Authority can either approve or disapprove the request.
- c. If the request is approved, the Supervising Authority will present the request to the County Human Resources Department.
- d. If approved the Supervising Authority will provide the employee with the following documents that must be completed and signed prior to any implementation of any Telecommuting and Alternative Work Arrangement:
  - a. Telecommuting and Alternative Work Arrangement Guidelines.
  - b. Telecommuting and Alternative Work Arrangement Agreement.

### **Approval:**

Employees must be authorized in writing by their Department Head in order to work from home. In cases where represented employees are participating in a Telecommuting and Alternative Work Arrangement the applicable Union must be notified in advance and must be a party to the work agreement.

The specific requirements of the work from home arrangement will be delineated in the authorization instrument, but must address the below topics.

Approval to work from home may be rescinded by the Department Head at any time and for any reason.

### **Eligibility**

Individuals requesting to work from home must have a satisfactory performance record and may not have any discipline on file. Prior to granting approval to work from home, the Department Head and employee will review whether the following items are a good fit for working from home:

- The needs and work habits of the employee.
- The job responsibilities
- Equipment and Access needs
- Communication and Privacy

If the Department Head and the employee agree that working from home will be a good fit for the particular job and employee, an agreement will be drafted and signed by all parties, stipulating the requirements the employee must follow while working from home.

While working from home, the employee must maintain satisfactory performance, and this performance will be regularly assessed by the Department Head while the employee is working from home.

#### Attachments

- a. Telecommuting and Alternative Work Arrangement Request Form
- b. Telecommuting and Alternative Work Arrangement Agreement – Non-Represented Employees
- c. Telecommuting and Alternative Work Arrangement Agreement – Represented Employees
- d. Assigned Assets Form
- e. Remote Workspace Assessment

#### **TELECOMMUTING AND ALTERNATIVE WORK ARRANGEMENT REQUEST FORM**

##### **Attachment A**

Employees who wish to telecommute and/or engage in an alternative work arrangement must complete and submit this form to his/her supervisor for approval. Where applicable, represented employees must also involve their respective Union officers in this request process.

<b>Employee Name:</b>	<b>Request Date:</b>	
<b>Job Title:</b>	<b>Department:</b>	
<b>Supervising Authority Name:</b>		<input type="checkbox"/> <b>Exempt</b> <input type="checkbox"/> <b>Non-Exempt</b>
<b>Bargaining Unit (if applicable)</b>		
<b>Primary work physical address:</b>		
<b>Primary work schedule:</b>		

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Alternate work physical address:	
Alternative work days of the week:	
Proposed implementation date:	
Purpose for request:	

#### **Employee Acknowledgement**

I hereby request approval to telecommute and/or engage in an alternative work arrangement. I understand that doing so is a privilege and not an entitlement and that this agreement may be terminated at any time. I have read and understand the requirements for work standards and performance and agree to adhere to all policies related thereto.

Employee Signature:		Date:	
---------------------	--	-------	--

#### **Supervising Authority Acknowledgement**

The County recognizes and supports the aforementioned employee's participation in a telecommuting and/or alternative work arrangement. The supervising authority agrees that the employee and the position are suitable for such arrangement. The supervising authority agrees to monitor the employee's performance and adherence to established guidelines and work standards, as well as compliance with all policies related thereto.

Supervising Authority Signature:		Date:	
County Human Resources:		Date:	

**The employees request for Telecommuting and/or an Alternative Work Arrangement is:**

Approved

Not Approved

**Wyoming County & Wyoming County Community Health System  
NON-REPRESENTED EMPLOYEE  
TELECOMMUTING AND ALTERNATIVE**

November 10, 2020

**WORK ARRANGEMENT AGREEMENT****Attachment B**

\_\_\_\_ (“Employee”) and Wyoming County (“County”) mutually agree that the Employee will begin a telecommuting and/or alternative work arrangement (the “Alternative Work Arrangement”) effective on \_\_\_\_\_ pursuant to this Agreement (the “Agreement”).

**1) Participation** The employee recognizes that this Alternative Work Arrangement is not an entitlement but rather a voluntary, optional method that the County may approve to better accomplish the County’s activities. This Alternative Work Arrangement is granted in the discretion of the employee’s supervising authority and the County Human Resources Department. This Alternative Work Arrangement may be reassessed, modified, and ended at any time and for any reason. This Agreement does not constitute and will not be construed as a contract of employment. The employee’s Alternative Work Arrangement with the County remains “at-will.”

**2) Description of the Alternative Work Arrangement**

a) The employee’s regular workplace is at \_\_\_\_\_

\_\_\_\_ The County and the employee agree that the employee is permitted to work from the following alternative workplace:

[ ] the employee’s residence at \_\_\_\_\_

[ ] the alternative workplace at \_\_\_\_\_

b) The employee is permitted to work at the alternative workplace at the following times: \_\_\_\_\_

c) The employee understands and agrees that he/she are expected to work the schedule and hours and in the location(s) specified above. Deviations from Employee’s scheduled hours must be discussed with the employee’s supervising authority.

**3) Salary and Benefits** the employee understands and agrees that this Alternative Work Arrangement does not affect his/her salary or benefits. If the employee is utilizing the Telecommuting and Alternative Work

Arrangement Policy in conjunction with Family Medical Leave Act (FMLA) or the Americans with Disabilities Act (ADA) this must be coordinated and approved through the Human Resources Department.

**4) Implementation of the Policy and Procedures**

- a) The Employee understands and agrees that this Alternative Work Arrangement is subject to the “Telecommuting and Alternative Work Arrangement Policy”.
- b) The employee understands and agrees that this Telecommuting and Alternative Work Arrangement is not intended to supersede or override any other policies, procedures, rules, or standards of conduct. The employee agrees to adhere to all applicable policies, procedures, rules, and standards of conduct.
- c) If the employee is not exempt from the overtime requirements of the Fair Labor Standards Act, the employee understands and agrees that he/she may not work overtime hours unless specifically authorized in writing by their supervising authority in advance.

**5) Technological Capabilities** The employee understands and agrees that he/she are expected to maintain an appropriate level of connectivity and technological capability.

The employee will be using the following equipment to be used for work purposes at the alternative workplace:

1. \_\_\_\_\_
2. \_\_\_\_\_
3. \_\_\_\_\_
4. \_\_\_\_\_

**6) Employee Acknowledgement**

I have read both this Agreement and the “Non-Represented Telecommuting and Alternative Work Arrangement Policy” and agree to comply with all requirements set forth in both documents.

---

**Employee Name (*print*)**

---

**Employee Signature**

---

**Date**

November 10, 2020

7) **Supervising Authority Acknowledgment**

---

**Supervising Authority Signature****Date**

---

**County Human Resources Signature****Date**

**Wyoming County & Wyoming County Community Health System  
REPRESENTED EMPLOYEE  
TELECOMMUTING AND ALTERNATIVE  
WORK ARRANGEMENT AGREEMENT**

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**Attachment C**

(“Employee”), The Union (“Union”) and Wyoming County (“County”) mutually agree that the Employee will begin a telecommuting and/or alternative work arrangement (the “Alternative Work Arrangement”) effective on \_\_\_\_\_ pursuant to this Agreement (the “Agreement”).

**8) Participation** The employee recognizes that this Alternative Work Arrangement is not an entitlement but rather a voluntary, optional method that the County may approve to better accomplish the County’s activities. This Alternative Work Arrangement is granted in the discretion of the employee’s supervising authority and the County Human Resources Department. This Alternative Work Arrangement may be reassessed, modified, and ended at any time and for any reason. This Agreement does not constitute and will not be construed as modifying the terms and conditions of employment as established in the respective Collective Bargaining Agreement unless specifically expressed within this Alternative Work Arrangement.

**9) Description of the Alternative Work Arrangement**

d) The employee’s regular workplace is at \_\_\_\_\_

The County and the employee agree that the employee is permitted to work from the following alternative workplace:

[ ] the employee’s residence at \_\_\_\_\_

[ ] the alternative workplace at \_\_\_\_\_

---

- e) The employee is permitted to work at the alternative workplace at the following times: \_\_\_\_\_
- f) The employee understands and agrees that he/she are expected to work the schedule and hours and in the location(s) specified above. Deviations from Employee's scheduled hours must be discussed with the employee's supervising authority.

**10) Salary and Benefits** the employee understands and agrees that this Alternative Work Arrangement does not affect his/her salary or benefits as contained within their respective Collective Bargaining Agreement. If the employee is utilizing the Telecommuting and Alternative Work Arrangement Policy in conjunction with Family Medical Leave Act (FMLA) or the Americans with Disabilities Act (ADA) this must be coordinated and approved through the Human Resources Department.

**11) Implementation of the Policy and Procedures**

- d) The Employee understands and agrees that this Alternative Work Arrangement is subject to the "Telecommuting and Alternative Work Arrangement Policy".
- e) The employee understands and agrees that this Telecommuting and Alternative Work Arrangement is not intended to supersede or override any other policies, procedures, rules, or standards of conduct. The employee agrees to adhere to all applicable policies, procedures, rules, and standards of conduct.
- f) If the employee is not exempt from the overtime requirements of the Fair Labor Standards Act, the employee understands and agrees that he/she may not work overtime hours unless specifically authorized in writing by their supervising authority in advance.

**12) Technological Capabilities** The employee understands and agrees that he/she are expected to maintain an appropriate level of connectivity and technological capability.

The employee will be using the following equipment to be used for work purposes at the alternative workplace:

- 1. \_\_\_\_\_
- 2. \_\_\_\_\_

3. \_\_\_\_\_  
 4. \_\_\_\_\_

**13) Employee Acknowledgement**

I have read both this Agreement and the “Non-Represented Telecommuting and Alternative Work Arrangement Policy” and agree to comply with all requirements set forth in both documents.

**Employee Name (print)**

\_\_\_\_\_  
**Employee Signature**

\_\_\_\_\_  
**Date**

**14)**

**Union Officer Name (print)**

\_\_\_\_\_  
**Date**

**15) Supervising Authority Acknowledgment**

**Supervising Authority Signature**

\_\_\_\_\_  
**Date**

**County Human Resources Signature**

\_\_\_\_\_  
**Date**

**Wyoming County & Wyoming County Community Health System  
 For Represented and Non-Represented Employees  
 ASSIGNED ASSET FORM  
 Attachment D**

<b>Equipment Description</b>	<b>Serial Number</b>	<b>Model Number</b>


*I attest that the above listed items have been assigned for VPN access use.*

<b>Employee Signature:</b>		<b>Date:</b>	
<b>Supervising Authority:</b>		<b>Date:</b>	
<b>IT Director:</b>		<b>Date:</b>	

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**Wyoming County & Wyoming County Community Health System  
For Represented and Non-Represented Employees  
REMOTE WORKSPACE ASSESSMENT FORM  
Attachment E**

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**Workspace Environment/Safety**

Is the workspace conducive to securing County owned equipment and maintaining confidential and/or proprietary information?	
Is the workspace located in an area that is quiet and free from distractions to maintain an adequate level of professionalism and productivity?	
Are temperature, noise, ventilation, and lighting levels appropriate for productivity and safe storage of equipment and files?	
Are the following located in or near the workspace? Working smoke detector: Working carbon monoxide detector:	
Is all electrical equipment free from recognized hazards, such as frayed cords and exposed wires?	
Are the floor surfaces clean, dry, level and are any carpets well secured to the floor and free of frayed or worn seams?	

**Workspace Ergonomics**

November 10, 2020

<b>General</b>	
Workstation & equipment have sufficient adjustability so that you are in a safe working posture & can make occasional changes in posture while performing computer tasks?	
Lighting is sufficient for the work being done without being excessively bright?	
<b>Seating</b>	
Workstation is designed so that your thighs have sufficient clearance space between the top of the thighs and the computer tables/keyboard platform?	
Your legs and feet have sufficient clearance space under the work surface so that you are able to get close enough to the keyboard?	
The chair used provides support for your lower back?	
The chair used has a seat width and depth that appropriately accommodates you (seat is not too big or too small)?	
The seat front does not press against the back of your knees and lower legs?	
The seat has cushioning and is rounded with a “waterfall” edge (no sharp edge)?	
Armrests, if used, support the forearms while you perform computer tasks and they do not interfere with movement?	
<b>Keyboard/Input Device</b>	
The keyboard/input device platform is stable and large enough to hold a keyboard and an input device?	
The input device (mouse or trackball) is located right next to your keyboard so it can be operated without reaching?	
The input device is easy to activate and the shape/size fits your hand (not too big/small)?	
Wrists and hands do not rest on sharp or hard edges?	
A wrist/palm rest if used, allows you to keep your forearms, wrists and hands straight and in-line when using the keyboard/input device?	
<b>Monitor</b>	
The top of the monitor screen is at or below eye level so that you can read it without bending your head or neck down/back?	
Monitor distance allows you to read the screen without leaning your head, neck or trunk forward/backward?	
Monitor position is directly in front of you so that you don't have to twist your head or neck?	
Glare is not reflected on your screen which can cause you to assume an awkward posture to clearly see information on your screen?	
<b>Accessories</b>	
Document holder, if used, is stable and large enough to hold documents?	

Document holder, if used, is placed at about the same height and distance and the monitor screen so there is little head movement or need to re-focus when you look from the document to the screen?	
Telephone can be used with your head upright (not bent) and your shoulders relaxed (not elevated) if you do computer tasks at the same time?	
<b>Work Posture</b>	
The workstation is designed or arranged for doing computer tasks so it allows Head & Neck to be upright, or in-line with the torso (not bent down/back)?	
Head, neck and trunk face forward (not twisted)?	
Trunk is perpendicular to floor (may lean back into back rest but not forward)?	
Shoulders and upper arms are in-line with the torso, generally about perpendicular to the floor and relaxed (not elevated or stretched forward)?	
Upper arms and elbows are close to the body (not extended outward)?	
Forearms, wrists and hands are straight and in-line (forearm at about 90 degrees to the upper arm)?	
Wrists and hands are straight (not bent up/down or sideways toward the little finger)?	
Thighs are parallel to the floor and the lower legs are perpendicular to the floor (thighs may be slightly elevated above knees)?	
Feet rest flat on the floor or are supported by a stable footrest?	

*I have taken steps to mitigate any identified unsafe conditions.*

<b>Employee Signature:</b>		<b>Date:</b>	
<b>Supervising Authority:</b>		<b>Date:</b>	

*There was a motion by Ms. Grant, T/Bennington, to combine resolutions #7 through #11. Hearing no objection resolution titles only were read.*

#7

**RESOLUTION NO. 20-439**  
**(November 10, 2020)**

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

November 10, 2020

**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 2020** as **FAMILY CAREGIVERS MONTH** in Wyoming County.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #8

**RESOLUTION NO. 20-440**  
**(November 10, 2020)**

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

**CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED  
TO SIGN A WELFARE MANAGEMENT SYSTEM CONTRACT WITH  
KATHY A. PARK 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)

Regular Session

and with the approval of the County Attorney, are hereby authorized and directed to sign a contract with **Kathy A. Park**, 10114 Hartwell Road, Pavilion, NY 14525 on behalf of the Department of Social Services. Said contract is a new service through the State Welfare Management System to provide day care services in a variable amount depending upon services provided; effective September 28, 2020 through December 31, 2021.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #9

**RESOLUTION NO. 20-441**  
**(November 10, 2020)**

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

**CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED  
 TO SIGN A GRANT ACCEPTANCE AWARD WITH THE NEW YORK  
 STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE,  
 HOUSING DEVELOPMENT DIVISION - CORONAVIRUS AID,  
 RELIEF AND ECONOMIC SECURITY (CARES) ACT EMERGENCY  
 SOLUTIONS GRANT (ESG) ON BEHALF OF THE DEPARTMENT OF  
 SOCIAL SERVICES**

**WHEREAS**, During the August 25, 2020 Human Services Committee Meeting, approval was granted for the submission of this grant application; now therefore

**BE IT RESOLVED**, That the Chairman of this Board and the Commissioner of Social Services, with the approval of the County Attorney, are hereby authorized and directed to sign a grant acceptance award with the *New York State Office of Temporary and Disability Assistance, Housing Development Division - Coronavirus Aid, Relief, and Economic Security (CARES) Act Emergency Solutions Grant (ESG)*, 40 North Pearl Street, Albany, NY 12243 on behalf of the Department of Social Services. Said grant is for the funding of temporary housing for the homeless, rental assistance, utility arrears, security deposits and tracking equipment in a minimum amount of one hundred sixty-nine thousand five hundred fifty-two dollars (\$169,552.00); effective March 7, 2020 through September 30, 2021.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #10

**RESOLUTION NO. 20-442**

November 10, 2020

**(November 10, 2020)**

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

**RESOLUTION NUMBER 20-057 AMENDED**

**WHEREAS**, Resolution Number 20-057 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS WELFARE MANAGEMENT SYSTEM CONTRACT ON BEHALF OF THE DEPARTMENT OF SOCIAL SERVICES FOR THE YEAR 2020**” passed by this Board of Supervisors on February 11, 2020 and provides, in part, for the following contract:

**Counseling - Mental Health/Psychological Evaluations:**

- To provide mental health and psychological evaluations for children, youth and families in making determinations in child protective services, family court and preventative cases:
  - o **David Nathanson, Ph.D.** Not to exceed \$5,000.00 per year  
2839 Elmwood Avenue  
Kenmore, NY 14217

Now therefore,

**BE IT RESOLVED**, That ***Resolution Number 20-057*** be hereby amended to increase the total contract amount from five thousand dollars (\$5,000.00) to an amount not to exceed ***five thousand six hundred dollars (\$5,600.00)***.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #11

**RESOLUTION NO. 20-443**  
**(November 10, 2020)**

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

**ADOPTION AWARENESS MONTH PROCLAIMED**

**WHEREAS**, November 2020 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 21, 2020 help to raise public awareness of the fact that there are children available who are waiting for caring families; and

**WHEREAS**, There are currently 3 children freed for adoption and approximately 14 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 2020 is hereby proclaimed NATIONAL ADOPTION MONTH in Wyoming County; and be it

**FURTHER RESOLVED**, That it is the desire of this Board of Supervisors and Wyoming County Department of Social Services that all children awaiting adoption in Wyoming County and beyond find permanent and loving homes.

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

*Chairwoman Ryan acknowledged Supervisor Grant, T/Bennington who read the proclamation for family caregivers.*

*Supervisor Grant then requested Supervisor Becker, T/Sheldon come forward to read the proclamation for Adoption Awareness Month.*

*There was a motion by Mr. Davis, T/Covington, to combine resolutions #12 through #14. Hearing no objection resolution titles only were read.*

**#12**

**RESOLUTION NO. 20-444  
(November 10, 2020)**

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

**RESOLUTION NUMBER 19-547 AMENDED**

**WHEREAS**, Resolution Number 19-547 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH SPECTRUM HUMAN SERVICES, INC. ON BEHALF OF MENTAL HEALTH**,” passed by this Board of Supervisors on December 10, 2019 and provides for various behavioral health services in an amount not to exceed five hundred forty-two thousand two

hundred eighty-one dollars (\$542,281.00); effective January 1, 2020 through December 31, 2020; now therefore,

**BE IT RESOLVED**, That *Resolution Number 19-547* be hereby amended to increase the amount of state aid for a new total contract amount not to exceed *five hundred fifty-five thousand two hundred fifty-five dollars (\$555,255.00)*.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #13

**RESOLUTION NO. 20-445**  
**(November 10, 2020)**

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

**RESOLUTION NUMBER 19-544 AMENDED**

**WHEREAS**, Resolution Number 19-544 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 10, 2019 and provides for peer operated programs in an amount not to exceed two hundred ninety-two thousand four hundred sixty-five dollars (\$292,465.00); effective January 1, 2020 through December 31, 2020; and

**WHEREAS**, That Resolution Number 19-544 was previously amended by this Board of Supervisors on October 13, 2020 by *Resolution Number 20-395* to reflect an increase in the amount of state aid for a new total contract amount not to exceed *two hundred ninety-eight thousand seven hundred seventy-two dollars (\$298,772.00)*; now therefore

**BE IT RESOLVED**, That *Resolution Number 19-544* as previously amended by *Resolution Number 20-395* be hereby further amended to increase the amount of state aid for a new total contract amount not to exceed *three hundred one thousand twelve dollars (\$301,012.00)*.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #14

**RESOLUTION NO. 20-446**

Regular Session

**(November 10, 2020)**

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 OFFICE OF CHILDREN AND FAMILY  
SERVICES (OCFS) 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 to sign a grant application and acceptance award with the *New York State Office of Children and Family Services (OCFS)*, Capital View Office Park, 52 Washington Street, Rensselaer, NY 12144-2834 on behalf of the County Health Department. Said grant is for the funding of the Preschool Development Grant Birth Through Five “Baby Bundle” Program in a minimum amount of seventeen thousand one hundred ninety-four dollars (\$17,194.00); effective October 15, 2020 through December 31, 2021.

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

*There was a motion by Mr. Leuer, T/Middlebury, to combine resolutions #15 through #17 and #19 with a request to withdraw resolution #18. Hearing no objection resolution titles only were read.*

**#15**

**RESOLUTION NO. 20-447  
(November 10, 2020)**

By Mr. Leuer, Chairman of the Planning Committee:

**CHAIRMAN AUTHORIZED TO SIGN ANNUAL GLOW CEO  
WORKFORCE DEVELOPMENT BOARD (WDB) MULTI-  
JURISDICTIONAL CHIEF ELECTED OFFICIALS AGREEMENT**

**BE IT RESOLVED**, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to sign the annual *GLOW Workforce Development Board (WDB) Multi-Jurisdictional Chief Elected Official Agreement* between Chief Elected Officials of Genesee, Livingston, Orleans, and Wyoming Counties and the GLOW Workforce Development Board (WDB), Genesee County Career Center, 587 East Main Street, Suite 100, Batavia, New York 14020 on behalf of Wyoming County; effective July 1, 2019 through June 30, 2020.

November 10, 2020

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #16

**RESOLUTION NO. 20-448**  
**(November 10, 2020)**

By Mr. Leuer, Chairman of the Planning Committee:

**CHAIRMAN AUTHORIZED TO SIGN ANNUAL GLOW CEO  
WORKFORCE DEVELOPMENT BOARD (WDB) MULTI-  
JURISDICTIONAL CHIEF ELECTED OFFICIALS AGREEMENT**

**BE IT RESOLVED,** That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to sign the annual ***GLOW Workforce Development Board (WDB) Multi-Jurisdictional Chief Elected Official Agreement*** between Chief Elected Officials of Genesee, Livingston, Orleans, and Wyoming Counties and the GLOW Workforce Development Board (WDB), Genesee County Career Center, 587 East Main Street, Suite 100, Batavia, New York 14020 on behalf of Wyoming County; effective July 1, 2020 through June 30, 2021.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #17

**RESOLUTION NO. 20-449**  
**(November 10, 2020)**

By Mr. Leuer, Chairman of the Planning Committee:

**RESOLUTION NUMBER 17-068 RESCINDED**

**WHEREAS,** The Wyoming County Board of Supervisors offers countywide zoning enforcement services to municipalities within the borders of Wyoming County; and

**WHEREAS,** Resolution Number 17-068 entitled "**CHAIRMAN AUTHORIZED TO SIGN INTER-MUNICIPAL AGREEMENTS WITH PARTICIPATING MUNICIPALITIES OF WYOMING COUNTY FOR COUNTYWIDE ZONING ENFORCEMENT SERVICES ON BEHALF OF WYOMING COUNTY FIRE AND BUILDING CODE ENFORCEMENT**" was passed by this Board of Supervisors on February 14, 2017 and authorized and directed the Chairman of this Board with the approval of the County Attorney to sign applicable and appropriate Inter-Municipal

Agreements with participating municipalities of Wyoming County for countywide zoning enforcement services on behalf of Wyoming County Fire and Building Code Enforcement in accordance with the negotiated fees outlined therein; effective upon signing and remaining in effect until both parties agree to dissolution; now therefore

**BE IT RESOLVED**, That ***Resolution Number 17-068*** is hereby rescinded in its entirety; effective December 31, 2020 nullifying all Inter-Municipal Agreements authorized thereby.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #18

**RESOLUTION NO. 20-XXX**  
**(November 10, 2020)**

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 his Board with the approval of the County Attorney is hereby authorized and directed to sign applicable and appropriate Inter-Municipal Agreements with the following participating municipalities of Wyoming County for countywide zoning enforcement services at a cost of 80% of total program levy for 2021; effective January 1, 2021 through December 31, 2012:

November 10, 2020

**2021 Zoning Budget and Rate Calculation**

Total Expenditures	\$ 158,861.60
Total Revenues	\$ (20,000.00)
	<u>\$ 138,861.60</u> Total Levy
80% of total levy	\$ 111,089.28
Town Share	
Total Parcels	15,725
Per Parcel Rate	\$ 7.06

**2021**

Municipality	Parcel Count	
T. Arcade	2056	\$ 14,524.61
T. Bennington	2168	\$ 15,315.84
T. Castile	1806	\$ 12,758.49
V. Castile	483	\$ 3,412.15
T. Eagle	976	\$ 6,894.95
T. Gainesville	1013	\$ 7,156.34
V. Silver Spring	343	\$ 2,423.12
T. Java	1739	\$ 12,285.17
T. Perry	2470	\$ 17,449.32
T. Pike	790	\$ 5,580.96
T. Sheldon	1654	\$ 11,684.68
V. Wyoming	227	\$ 1,603.64
<b>Total Parcels</b>	<b>15,725</b>	<b>\$ 111,089.28</b>

And be it

**FURTHER RESOLVED**, That the Zoning Department has been established under the jurisdiction of the Board of Supervisors Planning Committee.

Carried:                    Ayes:                    Noes:                    Absent:                    Abstain:                    **#19**

**RESOLUTION NO. 20-450**  
**(November 10, 2020)**

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:

**Voting Members**

***Three (3) years term effective January 1, 2021 through December 31, 2023***

- ***Michael Armburst***, (T/Sheldon), 601 Brookledge Court, Strykersville, NY 14145
- ***Dana Grover***, (T/Perry), 65 South Main Street, Perry, NY 14530

Carried: XXX

Ayes: 1599

Noes:

Absent:

Abstain:

11/03/20 SPECIAL Planning Committee Meeting

Non-Consent

#20

**RESOLUTION NO. 20-451**  
**(November 10, 2020)**

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 a cost of 75% of total program levy for 2021; effective January 1, 2021 through December 31, 2021:

**2021 Zoning Budget and Rate Calculation**

Total Expenditures	\$ 158,861.60
Total Revenues	\$ (35,000.00)
	\$ 123,861.60 Total Levy
75% of total levy	\$ 92,896.20
Town Share	
Total Parcels	15,725
Per Parcel Rate	\$ 5.91

**2021**

Municipality	Parcel Count	
T. Arcade	2056	\$ 12,145.92
T. Bennington	2168	\$ 12,807.57
T. Castile	1806	\$ 10,669.03
V. Castile	483	\$ 2,853.35
T. Eagle	976	\$ 5,765.77
T. Gainesville	1013	\$ 5,984.35
V. Silver Spring	343	\$ 2,026.29
T. Java	1739	\$ 10,273.23
T. Perry	2470	\$ 14,591.64
T. Pike	790	\$ 4,666.96
T. Sheldon	1654	\$ 9,771.09
V. Wyoming	227	\$ 1,341.01
<b>Total Parcels</b>	<b>15,725</b>	<b>\$ 92,896.20</b>

And be it

November 10, 2020

**FURTHER RESOLVED**, That the Zoning Department has been established under the jurisdiction of the Board of Supervisors Planning Committee.

**Carried:** XXX    **Ayes:** 1378    **Noes:** 164 (Attica)    **Absent:** 19 (Genesee Falls)    **Abstain:** 38 (Wethersfield)    221 Total

*There was a motion by Mr. Brick, T/Perry, to combine resolutions #21 through #27 and resolution #27. Hearing no objection resolution titles only were read.*

**#21**

**RESOLUTION NO. 20-452**  
**(November 10, 2020)**

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

**RESOLUTION NUMBER 20-410 AMENDED**

**WHEREAS**, Resolution Number 20-410 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF COUNTY HIGHWAY**,” passed by this Board of Supervisors on October 13, 2020 and provides for various contracts, in part, as follows:

- **Maple Grove Enterprises**, 7075 Route 98 North, PO Box 156, Arcade, NY 14009 for the sand blasting and painting of the 40 Ton Lowboy (equipment #72) in an amount not to exceed nine thousand five hundred dollars (\$9,500.00); effective September 25, 2020 through December 31, 2020.

Now therefore,

**BE IT RESOLVED**, That **Resolution Number 20-410** be hereby amended to increase the contract to an amount not to exceed **eleven thousand five hundred dollars (\$11,500.00)** for additional repairs to the 40-ton Lowboy (equipment #72) and fabrication of two (2) frame rails for the 1990 Mack (equipment #80).

All else remains the same.

**Carried:** XXX    **Ayes:** 1599    **Noes:**    **Absent:**    **Abstain:** **#22**

**RESOLUTION NO. 20-453**  
**(November 10, 2020)**

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

**RESOLUTION NUMBER 20-089 AMENDED**

**WHEREAS**, Resolution Number 20-089 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH OAK GROVE CONSTRUCTION, INC. ON BEHALF OF COUNTY HIGHWAY**,” passed by this Board of Supervisors on February 11, 2020 and provides for the replacement of Hillside Road over Wiscoy Creek Bridge, Town of Eagle; BIN 3319730 for construction in an amount not to exceed one million ninety-three thousand two hundred twenty-six thousand dollars and fifty cents (\$1,093,226.50); effective through completion of project; now therefore,

**BE IT RESOLVED**, That *Resolution Number 20-089* be hereby amended to increase the amount of said contract to an amount not to exceed ***one million one hundred twenty-six thousand eight hundred and fifty-six dollars and fifty-seven cents (\$1,126,856.57)***.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #23

**RESOLUTION NO. 20-454**  
**(November 10, 2020)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH CLARK PATTERSON LEE 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 ***Clark Patterson Lee***, 205 St. Paul Street, Suite 500, Rochester, NY 14604 on behalf of County Highway. Said contract is for the scoping, preliminary engineering and detail design for CR 31, Exchange Street - Preventative Maintenance Project, Town of Attica, PIN 4WY0.06 in an amount not to exceed forty-two thousand dollars (\$42,000.00); effective October 26, 2020 through completion of project.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #24

November 10, 2020

**RESOLUTION NO. 20-455**  
**(November 10, 2020)**

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 *Preventive Maintenance of CR 31 Exchange Street, Town of Attica, Wyoming County P.I.N. 4WY0.06; Contract No D040246* (the Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

**WHEREAS**, The County of Wyoming desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of scoping and PE/design; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors, duly convened does hereby

**RESOLVE**, That the Board of Supervisors hereby approves the above-subject project; and be it

**FURTHER RESOLVED**, That the Board of Supervisors hereby authorizes the Chairman to pay in the first instance 100% of the federal and non-federal share of the cost of construction work for the Project or portions thereof; and be it

**FURTHER RESOLVED**, That the sum of **\$42,000.00** is hereby appropriated from Board of Supervisors and made available to cover the cost of participation in the above phase of the Project; and it is further

**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**, This Resolution shall take effect immediately.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #25

**RESOLUTION NO. 20-456**  
**(November 10, 2020)**

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

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

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Linstar, Inc.*, 430 Lawrence Bell Drive, Buffalo, NY 14221 on behalf of Buildings and Grounds (Co. Bldgs.). Said contract is for the installation of access controls at the Wyoming County Government Center in an amount not to exceed ten thousand seven hundred seventy-one dollars and twenty-six cents (\$10,771.26); effective November 1, 2020 through December 31, 2020. (NYS Contract #PT68825)

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #26

**RESOLUTION NO. 20-457**  
**(November 10, 2020)**

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

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## RESOLUTION NUMBER 20-328 RESCINDED

**WHEREAS**, Resolution Number 20-328 entitled, “**RESOLUTION NUMBER 17-478 AMENDED**,” was passed by this Board of Supervisors on August 11, 2020 on behalf of Buildings and Grounds (Co. Bldgs.) and provided for the following amendments to the below contracts:

- Extend the term of the contract with ***T.C.C.T Cleaning, Inc.*** from October 14, 2020 to ***December 31, 2020*** for the above listed buildings for an additional amount of ***forty-four thousand one hundred eleven dollars and fifty-six cents (\$44,111.56)*** for a new total contract amount not to exceed two hundred forty-six thousand forty-nine dollars and twenty-eight cents (\$246,049.28).
- Extend the term of the contract with ***Warren's Commercial Cleaning*** from October 14, 2020 to ***December 31, 2020*** for the above listed buildings for an additional amount of ***thirteen thousand four hundred forty-two dollars and ninety cents (\$13,442.90)*** for a new total contract amount not to exceed eighty thousand six hundred fifty-seven thousand dollars and forty cents (\$80,657.40).

Now therefore

**BE IT RESOLVED**, That Resolution Number 20-238 be hereby rescinded in its entirety effective August 11, 2020.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #27

## RESOLUTION NO. 20-458 (November 10, 2020)

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

## RESOLUTION NUMBER 17-478 AMENDED

**WHEREAS**, Resolution Number 17-478 entitled, “**CHAIRMAN AUTHORIZED TO ACCEPT BIDS AND SIGN VARIOUS CONTRACTS ON BEHALF OF BUILDINGS AND GROUND (CO. BLDGS.)**,” was passed by this Board of Supervisors November 14, 2017 and provides for the following contracts:

- ***T.C.C.T. Cleaning, Inc.***, 46 North Maple Street, Warsaw NY 14569 for cleaning services at the Office for the Aging, Public Defender,

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Highway Department, Public Safety, Courthouse, Ag Center and Government Center in an amount not to exceed one hundred ninety-five thousand one hundred forty-nine dollars and twenty-eight cents (\$195,149.28) per year; effective October 14, 2017 through October 13, 2020.

- **Warren's Commercial Cleaning**, 454 North Main Street, Warsaw NY 14569 for cleaning services at the Board of Elections, Department of Social Services, Mental Health, and Health Department in an amount not to exceed eighty thousand six hundred fifty-two dollars and eighty-four cents (\$80,652.84) per year; effective October 14, 2017 through October 13, 2020.

And,

**WHEREAS**, Resolution Number 17-478 was previously amended by this Board of Supervisors on April 9, 2019 by **Resolution Number 19-201** pertaining to **T.C.C.T. Cleaning, Inc.**, to increase the *cleaning fee* amount for the Public Defender's Building from \$475.00 to **\$550.00** monthly due to additional square footage of the new addition for a new contract total not to exceed one hundred ninety-six thousand forty-nine dollars and twenty-eight cents (\$196,049.28) per year; effective April 1, 2019; now therefore

**BE IT RESOLVED**, That **Resolution Number 17-478** as previously amended by **Resolution Number 19-201** be hereby further amended as follows:

- **T.C.C.T Cleaning, Inc.**, 46 North Maple Street, Warsaw, NY 14569:
  - Extend the term of the contract; effective **October 14, 2020 through December 31, 2020** reflecting an additional amount of **forty-two thousand seven hundred eighty-eight dollars and fifty-three cents (\$42,788.53)** for a total contract amount not to exceed **two hundred thirty-eight thousand eight hundred thirty-seven dollars and eighty-one cents (\$238,837.81)** per year.
- **Warren's Commercial Cleaning**, 454 North Main Street, Warsaw, NY 14569:
  - Extend the term of the contract from **October 14, 2020 through December 31, 2020** reflecting an additional amount of **seventeen thousand six hundred two dollars and eighty cents (\$17,602.80)** for a total contact amount not to exceed **ninety-eight thousand two hundred fifty-five dollars and sixty-four cents (\$98,255.64)** per year.

All else remains the same.

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

*There was a motion by Mrs. May, T/Orangeville, to combine resolutions #28 through #32. Hearing no objection resolution titles only were read.*

#28

**RESOLUTION NO. 20-459**  
**(November 10, 2020)**

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  
SHERIFF'S DEPARTMENT**

**WHEREAS**, This grant is now for a period of five (5) years; effective April 1, 2019 through March 31, 2024; and

**WHEREAS**, Only the first year amount of funding was previously known which was a minimum amount of three hundred ninety-two thousand nine hundred eighty-eight dollars (\$392,988.00) for the FIRST PERIOD; effective April 1, 2019 through March 31, 2020; 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 *State of New York Unified Court System*, 8<sup>th</sup> Judicial District, 92 Franklin Street, 3<sup>rd</sup> Floor, Buffalo, NY 14202 on behalf of the Sheriff's Department. Said contract to provide court security for County, Family and Supreme Courts in a minimum amount of three hundred seventy-three thousand dollars (\$373,000.00) for the SECOND PERIOD; effective April 1, 2020 through March 31, 2021.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #29

**RESOLUTION NO. 20-460**  
**(November 10, 2020)**

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

**2021 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

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**2021 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 2021 STOP DWI Plan Agreement is for continued work addressing the problem of impaired driving in a minimum amount of one hundred fifty thousand dollars (\$150,000.00); effective January 1, 2021 through December 31, 2021.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #30

**RESOLUTION NO. 20-461**  
**(November 10, 2020)**

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

**CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE AWARD WITH THE NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE ON BEHALF OF STOP DWI**

**WHEREAS**, During the July 30, 2020 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 and directed to sign a grant acceptance award with the **New York State Governor's Traffic Safety Committee**, New York State Stop DWI Foundation, 6 Empire Street Plaza, Albany, NY 12228 on behalf of Stop DWI. Said grant is for the funding of special crackdown patrols during special holidays and events with high visibility road checks and saturation patrols in a minimum amount of fifteen thousand dollars (\$15,000.00); effective October 1, 2020 through September 30, 2021.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #31

**RESOLUTION NO. 20-462**  
**(November 10, 2020)**

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

**RESOLUTION NUMBER 18-492 AMENDED**

**WHEREAS**, Resolution Number 18-492 entitled, "CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE AWARD WITH

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**THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES - OFFICE OF INTEROPERABLE AND EMERGENCY COMMUNICATIONS ON BEHALF OF WYOMING COUNTY EMERGENCY SERVICES,"** passed by this Board of Supervisors on November 13, 2018 and provides for the 2018 Statewide Interoperable Communications Grant Program for improvements in a minimum amount of four hundred fifty-six thousand one hundred sixty-six dollars (\$456,166.00); effective January 1, 2019 through December 31, 2020; now therefore,

**BE IT RESOLVED,** That *Resolution Number 18-492* be hereby amended to correct the grant expiration date from December 31, 2020 to **December 31, 2021.**

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #32

**RESOLUTION NO. 20-463**  
**(November 10, 2020)**

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 JOE BASIL CHEVROLET, 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 *Mini-Bid Number 23166* with the New York State Office of General Services Vehicle Marketplace bid and sign a contract with **Joe Basil Chevrolet, Inc.**, 5111 Transit Road, Depew, NY 14043 on behalf of Emergency Services. Said contract is for the purchase of one (1) 2021 Chevrolet Tahoe SSV 4x4 Response Vehicle in an amount not to exceed thirty-six thousand one hundred eighty dollars and eighty-six cents (\$36,180.86); effective through delivery of vehicle.

Contingent upon the availability of funds.

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

*There was a motion by Mr. Kehl, T/Attica, to combine resolutions #33 through #50. Hearing no objection resolution titles only were read.*

**RESOLUTION NO. 20-464**  
**(November 10, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN**  
**2021 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 **2021** as follows:

Univera Medicare PPO High Option

- Single - \$464.23

Univera Medicare PPO Low Option

- Single - \$422.66

Excellus Medicare PPO

- Single - \$464.23

MVP Medicare Gold Anywhere-Buy Up Option

- Single - \$376.98

MVP Medicare Gold Anywhere-Standard Option

- Single - \$324.58

**Carried:** XXX

**Ayes:** 1599

**Noes:**

**Absent:**

**Abstain:**

#34

**RESOLUTION NO. 20-465**  
**(November 10, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**2021 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 2021 budget of \$2,729,479 are as follows:

**TOWNS**

	<b><u>TOWNS</u></b>
Arcade	34,912
Attica	34,991
Bennington	44,810

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Castile	35,033
Covington	25,277
Eagle	32,896
Gainesville	37,769
Genesee Falls	22,990
Java	32,318
Middlebury	36,031
Orangeville	26,583
Perry	32,512
Pike	31,029
Sheldon	45,411
Warsaw	42,693
Wethersfield	32,521
<b>Total</b>	<b>547,776</b>

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	313,628
County Highway Department	169,893
Wyoming Co. Community Hospital	734,340
Wyoming Co. Volunteer Fire Depts.	332,436
<b>Total</b>	<b>1,550,297</b>

VILLAGES

Arcade	100,297
Attica	70,633
Castile	10,542
Gainesville	39
Perry	86,965
Silver Springs	9,274
Warsaw	109,038

Wyoming	6,550
<b>Total</b>	<b>393,338</b>

**SCHOOL DISTRICTS**

Attica Central School	116,899
Perry Central School <i>tail claims prior 1/1/2017</i>	20,316
Pioneer Central School <i>tail claims prior 1/1/2016</i>	46,064
Warsaw Central School <i>tail claims prior 7/1/2003</i>	7,436
Wyoming Central School	23,871
<b>Total</b>	<b>214,586</b>

**OUTSIDE AGENCIES**

Community Action	18,622
Soil & Water Conservation	4,860
<b>Total</b>	<b>23,482</b>

Carried: XXX

Ayes: 1599

Noes:

Absent:

Abstain:

#35

**RESOLUTION NO. 20-466**  
**(November 10, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN 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 Chairman of this Board, 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:

- ***Modern Disposal Services***, 4746 Model City Road, Model City, NY 14107 for the following:
  - Refuse Compactor Services contract for the daily trash removal for 400 North Main Street, Thomson Hall and 408 North Main Medical Building. Said compactor will be picked up weekly in an

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amount not to exceed one hundred twenty-seven thousand one hundred fifty-two dollars and forty-eight cents (\$127,152.48) for a three (3) year term; effective October 1, 2020 through October 1, 2023.

- Refuse Roll-off Contract for a 30-yard roll off dumpster for larger items not suitable for the compactor. Said dumpster will be picked up as needed in an amount not to exceed forty thousand seventy-three dollars and forty cents (\$40,073.40) for three (3) year term; effective October 1, 2020 through October 1, 2023.
- **Warsaw Redevelopment, LLC**, 2071 Crittenden Road, Alden, NY 14004 for a purchase and sale agreement for the following:
  - A 2.17 acre parcel situated at 401 North Main Street, Warsaw, NY and identified by SBL #73.11-1-6.1 in an amount not to exceed two hundred seventy thousand dollars (\$270,000.00)
  - Property situated at 415 North Main Street, Warsaw, NY and identified by SBL #73.11-11-6.2 in an amount not to exceed one hundred fifty thousand dollars (\$150,000.00).
- **Hudson Headwaters**, 340B, 333 Glen Street, 7<sup>th</sup> Floor, Glens Falls, NY 12801 for a 340B Management Services Agreement to provide technical and administrative support for Section 340B program in an amount not to exceed three hundred forty thousand dollars (\$340,000.00); effective November 1, 2020 through October 31, 2021.
- **Trubridge, LLC**, 3725 Airport Boulevard, Suite 208A, Mobile, AL 36608 for a revenue cycle management software contract for claim scrubbing and submission, denial/audit management, remittance management, ERA retrieval, claim status checking, Medicare direct claims submission, and eligibility verification in an estimated amount not to exceed three thousand thirty dollars (\$3,030.00) per month for a total contract amount not to exceed thirty-six thousands three hundred sixty dollars (\$36,360.00) per year; effective November 1, 2020 through March 11, 2022.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #36

**RESOLUTION NO. 20-467**  
**(November 10, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

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**CHAIRMAN AUTHORIZED TO SIGN AN EMPLOYMENT  
AGREEMENT ~ SALARY SCHEDULE “P” WITH MARGARET  
WRIGHT 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 Chairman of this Board, 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 **Margaret Wright**, 9852 Meadow Lane, Houghton, NY 14744 on behalf of the Wyoming County Community Health System. Said contract to provided physician assistant services at the Hospital Pediatric Clinic in an amount not to exceed seventy thousand five hundred ninety dollars (\$70,590.00); effective October 15, 2020.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #37

**RESOLUTION NO. 20-468  
(November 10, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 17-431 AMENDED**

**WHEREAS**, Resolution Number 17-431 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**”, passed by this Board of Supervisors on October 10, 2017 and provided in part for the following contract:

- **Tarun Ohri, MD**, Ohri Medical Group, 165 Brooklyn Street, Warsaw, NY 14569 on an as needed basis for mutually agreeable weekends in an amount not to exceed one thousand dollars (\$1,000.00) per weekend period from 5:00 p.m. Friday until 7:00 a.m. Monday for phone and on-site availability for cardiac consultation coverage; effective October 1, 2017 through April 1, 2018.

And,

**WHEREAS**, That Resolution Number 17-431 was previously amended

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by this Board of Supervisors on May 8, 2018 by ***Resolution Number 18-243*** to extend the contract expiration date from April 1, 2018 through ***September 30, 2018***; and

**WHEREAS**, That Resolution Number 17-431, as previously amended by Resolution Number 18-243, was further amended by this Board of Supervisors on October 9, 2018 by ***Resolution Number 18-424*** to extend the contract term from September 30, 2018 through ***March 30, 2019***; and

**WHEREAS**, That Resolution Number 17-431, as previously amended by Resolution Number 18-243 and Resolution Number 18-424 was further by this Board of Supervisors on May 14, 2019 by ***Resolution Number 19-243*** to extend the contract term from March 30, 2019 through ***March 30, 2020***; now therefore

**BE IT RESOLVED**, That ***Resolution Number 17-431***, as previously amended by ***Resolution Number 18-243***, ***Resolution Number 18-424*** and ***Resolution Number 19-243*** be hereby further amended to extend the contract term from April 1, 2019 through March 30, 2020 to ***April 1, 2020 through November 10, 2020***.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #38

**RESOLUTION NO. 20-469**  
**(November 10, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 17-293 AMENDED**

**WHEREAS**, Resolution Number 17-293 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**,” passed by this Board of Supervisors on July 11, 2017 and provides for various contracts, in part, as follows:

- ***Oak Openings Medical, PLLC***, (Gregory Collins, DO), 4820 Darby Road, Avon, NY 14414:
  - To provide Medical Review Officer (MRO) Services to Workplace Health Services (WPHS) in an amount not to exceed \$4,500.00 per year; effective July 3, 2017 through July 2, 2018
  - To provide Medical Director Services for Workplace Health Services (WPHS) on a temporary basis in an amount not to exceed \$6,000.00 per year (prorated for partial year service)

And,

**WHEREAS**, That Resolution Number 17-293 was previously amended by this Board of Supervisors on September 11, 2018 by **Resolution Number 18-393** to extend the contract term from July 3, 2017 through July 2, 2018 to **July 3, 2018 through July 2, 2019**; and

**WHEREAS**, That **Resolution Number 17-293** as previously amended by **Resolution Number 18-393** was subsequently amended by this Board of Supervisor on August 13, 2019 by **Resolution Number 19-350** to extend the contract term from July 2, 2018 through July 2, 2019 to **July 3, 2019 through July 2, 2020**; now therefore,

**BE IT RESOLVED**, That **Resolution Number 17-293** as previously amended by **Resolution Number 18-393** and **Resolution Number 19-350** be hereby further amended to extend the term from July 3, 2019 through July 2, 2020 to **July 3, 2020 through July 2, 2021**.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #39

**RESOLUTION NO. 20-470**  
**(November 10, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 17-272 AMENDED**

**WHEREAS**, Resolution Number 17-272 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**,” passed by this Board of Supervisors on June 13, 2017 and provides for various contracts, in part, as follows:

- **S.C.I. Anesthesia, PLLC**, P.O. Box 718, Victor, NY 14564 to provide professional anesthesia and administrative services of anesthesiologist in amounts not to exceed two hundred twenty-five dollars (\$225.00) per hour for on-site anesthesia services, one hundred seventy-five dollars (\$175.00) per hour for off-site consultation and sixty dollars (\$60.00) per hour for on-site on-call work; effective December 1, 2016 through November 30, 2017;

And,

**WHEREAS**, That Resolution Number 17-272 was previously amended

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by this Board of Supervisors on December 12, 2017 by ***Resolution Number 17-538*** to extend the term of the professional anesthesia and administrative services of anesthesiologist agreement for an additional one-year term; effective through ***November 30, 2018***; and

**WHEREAS**, That Resolution Number 17-272 as previously amended by Resolution Number 17-538 was further amended by this Board of Supervisors on December 11, 2018 by ***Resolution Number 18-577*** to extend the contract expiration date through ***November 30, 2019***; now therefore

**WHEREAS**, That ***Resolution Number 17-272*** as previously amended by ***Resolution Number 17-538*** and ***Resolution Number 18-577*** was further amended by this Board of Supervisors on November 12, 2019 by ***Resolution Number 19-513*** to extend the term of this contract for an additional one (1) year term; effective through ***November 30, 2020***; now therefore,

**BE IT RESOLVED**, That That ***Resolution Number 17-272*** as previously amended by ***Resolution Number 17-53***, ***Resolution Number 18-577*** and ***Resolution Number 19-513*** be hereby further amended to extend the term of this contract for an additional one (1) year term; effective through ***November 30, 2021***.

All else remains the same.

<b>Carried:</b>	XXX	<b>Ayes:</b>	1599	<b>Noes:</b>		<b>Absent:</b>		<b>Abstain:</b>	
									#40

**RESOLUTION NO. 20-471**  
**(November 10, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 17-542 AMENDED**

**WHEREAS**, Resolution Number 17-542 entitled, “**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A CONTRACT WITH LUMSDEN & MCCORMICK, LLP ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**,” passed by this Board of Supervisors on December 12, 2017 and provides for Certified Public Accounting (CPA) firm to provide accounting and external audit services to said Health System for fiscal years 2017, 2018, and 2019 in an amount not to exceed one hundred thirty-five thousand dollars (\$135,000.00) per year; effective January 1, 2017 through December 31, 2020; and,

**WHEREAS**, That Resolution Number 17-272 was previously amended

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by this Board of Supervisors on January 16, 2018 by ***Resolution Number 18-037*** to correct the contract term to ***January 1, 2018 through December 31, 2020 for a total contract amount of \$135,000.00 for the three-year period***; now therefore,

**BE IT RESOLVED**, That ***Resolution Number 17-542*** as previously amended by ***Resolution Number 18-0307*** be hereby further amended as follows:

- Extend the term of the agreement from January 1, 2017 through December 31, 2020 to ***January 1, 2021 through December 31, 2025***.
- Covered fiscal years include ***2020, 2021, 2022, 2023, and 2024***.
- Increase the amount from not to exceed \$135,000.00 for 3-year period to ***an amount not to exceed \$204,000.00 per 5-year period***.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #41

**RESOLUTION NO. 20-472**  
**(November 10, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 18-576 AMENDED**

**WHEREAS**, Resolution Number 18-576 entitled, **“CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM,”** passed by this Board of Supervisors on December 11, 2018 and provides, in part, for the following contract:

- ***Trubridge, LLC***, 3725 Airport Boulevard, Suite 208A, Mobile, AL 36608 for a subscription to contract management application that will automate the comparison of reimbursements received to the fee schedules in place with all documented third party contracts. Trubridge, LLC to provide all implementation services to enter contract documentation to initiate the system in an amount not to exceed six thousand six hundred dollars (\$6,600.00) for the implementation fee plus one thousand three hundred seventy-five dollars (\$1,375.00) per month for a total contract amount of fifty-six thousand one hundred dollars (\$56,100.00); effective December 1, 2018 through November 30, 2021.

Now therefore,

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**BE IT RESOLVED**, That *Resolution 18-576* be hereby amended to terminate the existing contract management software application contract with an original term of December 1, 2018 through November 30, 2021; effective October 31, 2020.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #42

**RESOLUTION NO. 20-473**  
**(November 10, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 20-096 AMENDED**

**WHEREAS**, Resolution Number 20-096 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**,” passed by this Board of Supervisors on February 11, 2020 and provides, in part, for the following contract:

- ***Quorum Health Resources, LLC***, 1573 Mallory Lane, Suite 200, Brentwood, TN 37027 for a managed care contract support services to provide ongoing managed care consulting services to help maximize the revenue potential of our managed care contracts in an amount not to exceed forty-five thousand six hundred dollars (\$45,600.00) per year; effective February 1, 2020 through January 31, 2022.

Now therefore,

**BE IT RESOLVED**, That *Resolution 20-096* be hereby amended as follows:

- Add ***contract management software application*** to monitor and evaluate contracts to ensure appropriate reimbursement as well as pricing transparency; effective *November 1, 2020 through January 31, 2022*.
- Increase from \$3,800.00 per month to ***\$5,175.00 per month***.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #43

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**RESOLUTION NO. 20-474**  
**(November 10, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**SALARY SCHEDULES “P”, “X”, “D” AND “S” AMENDED**

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

**Salary Schedule “P”:**

*Wyoming County Community Health System*

- Set the salary of one (1) position of ***Mid-Level Provider*** (0.6 FTE) (position code #17.110.443) under PEDIATRIC CLINIC at \$70,590.00 per year; effective October 15, 2020.

**Salary Schedule “X”:**

- Place one (1) position of ***Medical Office Assistant*** (1.00 FTE) under WYOMING COUNTY FAMILY MEDICINE – CASTILE and set the rate at \$15.00 per hour, position available date 11/01/2020.
- Abolish one (1) position of ***Medical Receptionist*** (0.50 FTE) (position code #12.213.153) under WYOMING COUNTY FAMILY MEDICINE – ATTICA; effective November 1, 2020.
- Abolish one (1) position of ***Medical Receptionist*** (0.50 FTE) (position code #12.214.153) under WYOMING COUNTY FAMILY MEDICINE – CASTILE; effective November 1, 2020.

**Salary Schedule “D”:**

*Real Property Tax Services*

- Remove the ***Director of Real Property Tax Services (stipend)***; effective October 13, 2020.

**Salary Schedule “S”:**

*Mental Health*

- Set the salary of the ***Fiscal Officer I*** to reflect an annual salary of \$38,500.00; effective October 26, 2020.
  - Upon successful completion of one (1) year and satisfactory performance on or about October 26, 2021, will be eligible for \$1,500.00 increase.

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

#44

November 10, 2020

**RESOLUTION NO. 20-475**  
**(November 10, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION CALLING ON THE GOVERNOR AND STATE  
LEGISLATIVE LEADERS TO RESTORE REDUCTIONS TO  
COUNTIES' SALES TAX**

**WHEREAS**, The County of Wyoming has always been fiscally conscious; and

**WHEREAS**, The COVID-19 Pandemic has put a fiscal burden on Wyoming County, as well as, the state of New York and the other 61 counties; and

**WHEREAS**, Sales tax revenue is an important and vital funding stream for all counties to assist in keeping property taxes at a minimum; and

**WHEREAS**, A portion of the internet sales tax payments due to Wyoming County were diverted by the State of New York in 2019 and 2020 and there are plans to divert even more in 2021. These diverted payments will be used by the State of New York for AIM funding which is the responsibility of the State; and

**WHEREAS**, New York State plans on diverting more of Wyoming County's sales tax in 2021 in order to provide funding assistance to distressed hospitals; and

**WHEREAS**, Wyoming County has no recourse in this matter; and

**WHEREAS**, The loss of these revenues has caused significant fiscal stress and budget uncertainty for Wyoming County which increases the pressure to raise property taxes to balance the County's budget; and

**WHEREAS**, The Wyoming County Board of Supervisors' Finance Committee has reviewed this resolution and supports it wholeheartedly; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors calls upon the Governor and State Legislature to put a stop to the diversion of Wyoming County sales tax, both regular and internet sales, and return all diverted sales tax revenue to Wyoming County; and be it

**FURTHER RESOLVED**, That the Clerk to this Board shall forward copies of this resolution to Governor Andrew M. Cuomo, Senate Majority Leader Andrea Stewart-Cousins, New York State Senator Patrick Gallivan,

Assembly Speaker Carl Heastie, New York State Assemblyman David DiPietro, New York State Association of Counties, the Inter-County Association of Western New York and all others deemed necessary and proper.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #45

**RESOLUTION NO. 20-476**  
**(November 10, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**2020 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 2021 Tax Rolls of the respective towns:

<b>TOWN</b>	<b>TOTALS</b>
Arcade	\$1,870.46
Attica	\$0
Bennington	\$0
Castile	\$0
Covington	\$0
Eagle	\$102.28
Gainesville	\$0
Genesee Falls	\$0
Java	\$970.81
Middlebury	\$0
Orangeville	\$1.78
Perry	\$60.92
Pike	\$0
Sheldon	\$.75
Warsaw	\$0
Wethersfield	\$0
<b>TOTAL</b>	<b>\$3,007.00</b>

November 10, 2020

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #46

**RESOLUTION NO. 20-477**  
**(November 10, 2020)**

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, 2020 through September 30, 2020 and moved that the Clerk draw warrants on the County Treasurer for the various amounts therein.

***To: Cheryl D. Mayer, 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 **\$251,438.51** 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	\$27,253.61	\$5,673.76	\$21,579.85
Attica	\$19,414.82	\$3,596.27	\$15,818.55
Bennington	\$24,753.37		\$24,753.37
Castile	\$30,076.40	\$1,738.59	\$26,808.02
Perry Village		\$1,529.79	
Covington	\$5,200.84		\$5,200.84
Eagle	\$5,576.40		\$5,576.40
Gainesville	\$7,097.71	\$226.64	\$6,128.57
Silver Springs Village		\$742.50	
Genesee Falls	\$1,355.84		\$1,355.84
Java	\$16,684.04		\$16,684.04
Middlebury	\$7,945.03	\$692.36	\$7,252.67
Orangetown	\$18,328.36		\$18,328.36
Perry	\$18,733.76	\$3,731.89	\$15,001.87
Pike	\$9,344.18		\$9,344.18
Sheldon	\$14,608.32		\$14,608.32
Warsaw	\$42,435.26	\$12,265.36	\$30,169.90
Wethersfield	\$2,630.57		\$2,630.57
<b>Total:</b>		<b>\$30,197.16</b>	<b>\$221,241.35</b>
<b>Grand Totals:</b>	<b>\$251,438.51</b>		

Let This Be Your Warrant for Such Payment: \$251,438.51, **IN WITNESS WHEREOF**, I have hereunto set my hand and seal of the Board of Supervisors this 10<sup>th</sup> day of November 2020.

s/Cheryl J. Ketchum,  
Clerk to the Board

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain:** #47

**RESOLUTION NO. 20-478**  
**(November 10, 2020)**

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

November 10, 2020

**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***; now therefore,

**BE IT RESOLVED**, That ***Resolution Number 15-386*** as previously amended by ***Resolution Number 18-276, Resolution Number 18-385, Resolution Number 19-091 and Resolution Number 20-425*** be hereby further amended 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)***.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #48

**RESOLUTION NO. 20-479**  
**(November 10, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**2021 EQUALIZATION TABLE PRESENTED AND TABLED**

**BE IT RESOLVED**, That the 2021 Equalization Table is hereby presented; and be it

**FURTHER RESOLVED**, That its adoption be tabled for at least one (1) day.

## 2021 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
88.50%	ARCADE	232,607,263	262,833,066	0.104305318	232,602,413
95.00%	ATTICA	191,923,206	202,024,427	0.080173406	191,911,306
37.50%	BENNINGTON	117,391,624	313,044,331	0.124231661	117,376,595
100.00%	CASTILE	292,855,129	292,855,129	0.116219576	292,829,079
100.00%	COVINGTON	83,497,332	83,497,332	0.033135921	83,496,832
98.00%	EAGLE	69,093,581	70,503,654	0.027979379	69,093,281
95.00%	GAINESVILLE	104,577,874	110,081,973	0.043686037	104,577,874
100.00%	GENESEE FALLS	30,548,894	30,548,894	0.012123330	30,547,094
100.00%	JAVA	157,946,961	157,946,961	0.062681261	157,945,461
84.00%	MIDDLEBURY	91,074,016	108,421,448	0.043027058	91,066,616
100.00%	ORANGEVILLE	106,345,280	106,345,280	0.042203131	106,345,280
100.00%	PERRY	223,815,937	223,815,937	0.088821368	223,798,237
100.00%	PIKE	59,980,018	59,980,018	0.023803074	59,980,018
100.00%	SHELDON	174,841,408	174,841,408	0.069385823	174,836,408
95.00%	WARSAW	248,150,619	261,211,178	0.103661672	248,149,119
100.00%	WETHERSFIELD	61,892,353	61,892,353	0.024561984	61,886,053
<b>TOTALS</b>		<b>2,246,541,495</b>	<b>2,519,843,388</b>	<b>1.000000000</b>	<b>2,246,441,666</b>

2-Nov-20

### FINANCE COMMITTEE

Bryan Kehl	Ellen Grant
Daniel Leuer	James Brick
A.D. Berwanger	Sandy King
Jerry Davis	Susan May
Angela Brunner	

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #49**

## RESOLUTION NO. 20-480 (November 10, 2020)

By Mr. Kehl, Chairman of the Finance Committee:

### JANIS COOK REAPPOINTED COUNTY AUDITOR

**BE IT RESOLVED**, That *Janis Cook*, 3459 Truesdell Road, Warsaw, NY 14569 is hereby reappointed County Auditor for a one (1) year term; effective January 1, 2021 through December 31, 2021.

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #50**

## RESOLUTION NO. 20-481 (November 10, 2020)

By Mr. Kehl, Chairman of the Finance Committee:

November 10, 2020

## POSITION(S) APPROVED

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

**CREATED:**

***Workers Compensation***

- One (1) position of ***Worker's Compensation Program Administrator (Temp)*** (FT-1.0 FTE) on Salary Schedule D at an annual rate of \$73,132.00; position available date is November 16, 2020 and will last for a period of six (6) months.

***Buildings and Grounds (Co. Bldgs.)***

- One (1) position of ***Cleaner*** (FT – 1.0 FTE) on CSEA Schedule B, Job Grade 2 at an hourly rate of \$14.74/hr. - \$15.96/hr.; position available date is December 1, 2020.

<b>Carried:</b> XXX	<b>Ayes:</b> 1599	<b>Noes:</b>	<b>Absent:</b>
		<b>Abstain:</b>	
		<i>Non-Consent Local Law #51</i>	

**RESOLUTION NO. 20-482**  
**(November 10, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**SET PUBLIC HEARING ~ INTRODUCTORY LOCAL LAW NO. C**  
**YEAR 2020**

**WHEREAS**, There has been duly presented and introduced at a meeting of this Board of Supervisors of Wyoming County on this 10<sup>th</sup> day of November, 2020, a proposed local law entitled, “Local Law Introductory No. C Year 2020, “**A LOCAL LAW PURSUANT TO CHAPTER 97-2011 OF THE LAWS OF THE STATE OF NEW YORK AND SECTION 3-C OF THE GENERAL MUNICIPAL LAW OVERRIDING TAX LEVY LIMIT FOR FISCAL 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 the said proposed Local Law by this Wyoming County Board of Supervisors on the ***1<sup>st</sup> day of December, 2020 at 11:00 AM in the Supervisors' Chambers, 2<sup>nd</sup> Floor***

Regular Session

**of the Wyoming County Government Center**, 143 North Main Street, Warsaw, New York.

**Carried: XXX    Ayes: 1537    Noes: 62 (Middlebury)    Absent:    Abstain:**

**INTRODUCTORY LOCAL LAW NO. C - YEAR 2020**  
*A Local Law to Override the Tax Levy Limit Established in General Municipal Law 3-C for Fiscal Year 2021*

**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 2021 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 2021 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 2021 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 10, 2020 (Introduced)  
Cheryl J. Ketchum, <sup>CMC</sup>  
Clerk to the Board

*Non-Consent*  
#52

**RESOLUTION NO. 20-483  
(November 10, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**DATE OF PUBLIC HEARING FOR THE CONSIDERATION OF THE  
2021 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 2021 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, December 1, 2020 at 11:00 AM*** and that copies of that tentative County Budget will be available at the Public Hearing and ***after 4:00 P.M. on November 13, 2020***, in accordance with Section 354(2) of the County Law of this State, at the Office of the Clerk of the Board of Supervisors; and be it

**FURTHER RESOLVED**, That the Clerk of this Board is hereby directed to publish a notice of said public hearing in the official newspapers published in the County of Wyoming, in accordance with the provisions of Section 359 of the County Law of this State; and be it

**FURTHER RESOLVED**, That, with the approval of the Finance Committee, the Rules of Procedure shall be suspended for that day only, to allow resolutions to be accepted until 10:00 A.M. on December 1, 2020.

**Carried: XXX    Ayes: 1537    Noes: 62 (Middlebury)    Absent:    Abstain:**

*Supervisor Leuer, T/Middlebury commended Budget Officer Cook on her tireless efforts and exemplary work on putting together the County budget. Supervisor Leuer also referenced some major financial issues the County is facing in light of the pandemic and does not feel we can rely on the State of New York or the federal government to bail us out in the short term. He said*

*exceptional restraint is needed right now and on behalf of the residents of the Town of Middlebury, voted no on this resolution.*

*Chairwoman Ryan commented on a Foodlink Mobile Food Pantry event coming up and asked that the flyer be included in these minutes.*

*There being no further business to come before this Board, Senior Supervisor Berwanger, T/Arcade, adjourned the meeting at 3:29 PM with a rap on his desk.*

\*\*\*\*\*

Respectfully submitted,

*Cheryl J. Ketchum*

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

Clerk to the Board



Mobile Food Pantry

**Drive through distribution schedule:**

- 11/12– Perry Village Park
- 11/20– Warsaw Village Park
- 12/3–Arcade Village Park
- 12/10– Attica Food Pantry
- 12/17– Perry Village Park

**ALL distributions are scheduled from 10:00AM-12NOON**

**Please do not arrive early**

- Everyone must stay in their vehicle at all times with the windows up
- Volunteers will be directing traffic
- The following information **must** be printed on a piece of paper taped to your drivers side window:
  - ZIP CODE
  - Number of adults in the household
  - Number of children in the household
  - Number of seniors in the household
- If you need to get out of your vehicle to open your trunk please indicate that on the paper taped to your window
- A volunteer will advise you when to open your trunk
- Once the box is in the trunk a volunteer will close it and tap on it indicating to drive out

**NO ONE GOES HUNGRY**

If you need additional assistance, or assistance before the distribution call the Wyoming County Response Line:

585-786-8911



**SPECIAL BUDGET SESSION**  
**(December 1, 2020)**  
**Tuesday**  
**11:00 AM**

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; however closed to the public due to the COVID-19 pandemic. In accordance with Governor Cuomo's Executive Order 202.1 issued on March 12, 2020, members of the public were invited to observe the meeting via BOS YouTube Channel through the following link: <http://www.wyomingco.net/149/Board-of-Supervisors>.

At 11:14 AM Vice Chairwoman Ryan, T/Warsaw, called the meeting to order.

All members of the Board of Supervisors were present and participated in person except Supervisors Davis, T/Covington; Leuer, T/Middlebury; May, T/Orangeville and King, T/Pike, all of whom were present via Zoom conference call. Also present were Clerk to the Board of Supervisors, Cheryl Ketchum and Budget Officer, Janis Cook, Ms. Cook also participated via Zoom.

**Pledge of Allegiance ~**

- *Sheriff Rudolph led the pledge of allegiance, which was said by all.*

**Open Public Hearing ~**

- *Review of Wyoming County Tentative Budget for the Year 2021*
- *Budget Message*
  - *by Budget Officer J. Cook*



Wyoming County  
**2021 Budget**

Special Session

## Summary of Proposed 2021 Budget

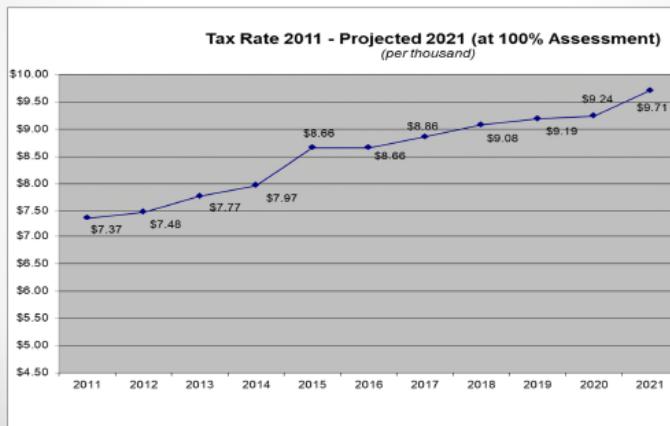
Proposed budget	\$ 156,574,452	
Proposed tax levy	\$ 24,464,345	▲ 8.49 %
Taxable Valuation	\$ 2,246,441,666	▲ 1.05 %
Proposed tax rate @ 100% assessment	\$ 9.71 per thousand	▲ 5.17 %

## Property Tax Levy and Rate

	2020	2021	Amt change from prior yr	% change from prior yr
Property Tax Levy	\$ 22,550,217	\$ 24,464,345	\$ 1,914,128	8.49%
Taxable Valuation	\$ 2,223,066,802	\$ 2,246,441,666	\$ 23,374,864	1.05%
Full Valuation	\$ 2,440,127,148	\$ 2,519,843,388	\$ 79,716,240	3.27%
Property Tax Rate	\$ 9.24	\$ 9.71	\$ 0.47	5.17%

\*\*100% Equalization in both FY 2020 & 2021

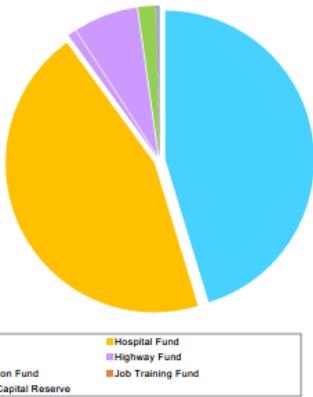
# Property Tax Rate History



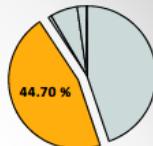
## Budget Breakdown

# Expenditure Breakdown by Fund

APPROPRIATION BY FUND	EXPENDITURE	%
General Fund	70,884,642	45.27%
Hospital Fund	69,982,914	44.70%
Machinery Fund	1,344,980	0.86%
Highway Fund	10,850,316	6.93%
Workers Compensation Fund	2,861,700	1.83%
Job Training Fund	100,000	0.06%
Building Equipment Capital Reserve	550,000	0.35%
<b>Total Budgeted Expenditures</b>	<b>156,574,551</b>	<b>100.00%</b>

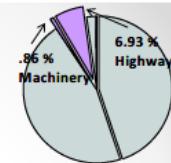


## Hospital Fund Budget Detail



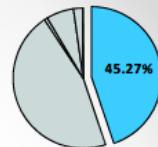
Hospital Fund	Adopted 2020	Tentative 2021	Change Amount Inc / (Decrease)
Total Revenues	69,704,913	69,982,814	277,901
.1 Personal Svc	29,169,512	28,362,235	(807,277)
.2 Capital	1,500,000	1,500,000	0
.4 Contractual	24,309,319	24,671,283	361,964
.6 Principal Pmt	1,071,102	668,760	(402,342)
.7 Interest Pmt	165,611	245,702	80,091
.8 Fringe	13,489,369	14,534,834	1,045,465
.9 Transfers	0	0	0
Total Expenditures	69,704,913	69,982,814	277,901
Fund Balance	0	0	0
Levy	0	0	0

# Highway & Machinery Fund Budget Detail



Highway & Machinery	Adopted 2020	Tentative 2021	Change Amount Inc / (Decrease)
Total Revenues	10,072,809	11,334,886	1,262,077
.1 Personal Svc	1,554,622	1,526,710	(27,912)
.2 Capital	203,200	204,700	1,500
.4 Contractual	8,085,697	9,380,819	1,295,122
.6 Principal Pmt	0	150,000	150,000
.7 Interest Pmt	0	7,200	7,200
.8 Fringe	954,290	925,867	(28,423)
.9 Transfers	0	0	0
Total Expenditures	10,797,809	12,195,296	1,397,487
Fund Balance	(725,000)	(860,410)	(135,410)
Levy	0	0	0

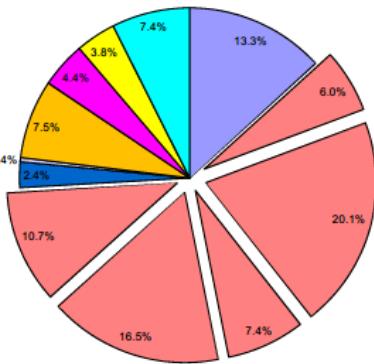
# General Fund Budget Detail



General Fund	Adopted 2020	Tentative 2021	Change Amount Inc / (Decrease)
Total Revenues	44,120,550	44,516,297	395,748
.1 Personal Svc	17,009,004	17,429,072	420,068
.2 Capital	363,814	627,185	263,371
.4 Contractual	32,148,489	31,224,541	(923,948)
.6 Principal Pmt	2,179,332	2,047,626	(131,706)
.7 Interest Pmt	710,200	648,034	(62,166)
.8 Fringe	9,697,585	9,921,552	223,966
.9 Transfers	6,062,342	8,986,633	2,924,291
Highway	5,775,455	5,313,556	(461,899)
Machinery	0	0	0
Hospital	89,775	3,090,856	3,001,081
CIP	150,000	550,000	400,000
Workers Comp	47,112	32,221	(14,891)
Total Expenditures	68,170,767	70,884,642	2,713,876
Levy Prior to FB	24,050,217	26,368,345	2,318,128
Fund Balance	(1,500,000)	(1,904,000)	(404,000)
Levy	22,550,217	24,464,345	1,914,128

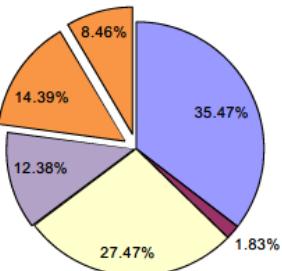
# General Fund Expenditures

GENERAL FUND	EXPENDITURE	%
General Government	9,393,900	13.3%
Education	4,277,864	6.0%
Public Safety	14,277,239	20.1%
Public / Mental Health	5,268,569	7.4%
Social Services	11,686,815	16.5%
Medicaid	7,610,174	10.7%
Office for the Aging	1,731,414	2.4%
Culture & Recreation	284,420	0.4%
County Roads & Bridges	5,313,556	7.5%
Wyo. Co. Comm. Hospital	3,090,856	4.4%
Debt Service	2,695,660	3.8%
All Other	5,254,175	7.4%
<b>Total Budgeted Expenditures</b>	<b>70,884,642</b>	<b>100.0%</b>



# General Fund Revenue

General Fund Revenue Source	Tentative 2021 Budget	%
Real Property Taxes (Taxes Only)	24,464,345.00	35.47%
PILOT and Interest	1,264,125.00	1.83%
Sales Tax (Including Interest /911surcharge /hotel /motel tax /auto use tax)	18,949,561.00	27.47%
Department Income (Fees/Local Rev/Permits/Fines/Donations/Sale of Property & Interfund Revenue)	8,540,620.09	12.38%
State Aid	9,923,994.62	14.39%
Federal Aid	5,837,996.59	8.46%
<b>Total General Fund Revenue</b>	<b>68,980,642.30</b>	<b>100%</b>
Fund Balance	1,904,000.00	
Total to Cover 2021 Expenditures	70,884,642.30	



FUNCTION	APPROPRIATIONS	STATE & FEDERAL AID	REVENUES	TAX LEVY / SURPLUS
General Governmental Support	\$0.00	\$0.00	\$19,309,666.00	(\$19,309,666.00)
Legislative	\$727,188.13	\$0.00	\$10,020.00	\$717,168.13
Judicial	\$2,267,842.50	\$936,679.00	\$145,900.00	\$1,185,263.50
Finance	\$1,352,962.77	\$0.00	\$863,733.75	\$489,229.02
Staff	\$4,733,637.07	\$138,548.90	\$2,029,501.38	\$2,565,586.79
Special Items	\$312,270.00	\$0.00	\$6,770.00	\$305,500.00
Education	\$4,277,864.00	\$1,225,000.00	\$0.00	\$3,052,864.00
Public Safety	\$14,277,239.35	\$1,154,406.47	\$1,467,099.31	\$11,655,923.57
Health	\$5,268,569.00	\$3,769,606.00	\$571,260.00	\$927,703.00
Social Services (Less Medicaid)	\$11,686,814.84	\$7,223,704.00	\$828,800.00	\$3,634,310.84
Social Services (Medicaid / MMIS)	\$7,610,174.00	\$0.00	\$0.00	\$7,610,174.00
Economic Development	\$620,564.26	\$0.00	\$254,990.00	\$365,574.26
Other	\$202,649.20	\$13,136.00	\$7,000.00	\$182,513.20
Economic Assistance (OFA)	\$1,731,414.00	\$950,065.00	\$211,538.00	\$569,811.00
Recreation	\$180,223.00	\$68,333.00	\$1,761.00	\$110,129.00
Culture	\$134,419.80	\$0.00	\$4,500.00	\$129,919.80
Adult Recreation	\$150,000.00	\$150,000.00	\$0.00	\$0.00
General Environment	\$3,190,296.24	\$89,937.00	\$3,036,836.65	\$63,522.59
Natural Resources	\$473,221.25	\$0.00	\$0.00	\$473,221.25
Employee Benefits	\$5,000.00	\$0.00	\$5,000.00	\$0.00
Debt Service	\$2,695,659.89	\$42,575.84	\$0.00	\$2,653,084.05
Interfund Transfers	\$8,986,633.00	\$0.00	\$0.00	\$8,986,633.00
Highway Funds	\$10,850,315.89	\$4,831,009.89	\$5,369,306.00	\$650,000.00
Machinery Fund	\$1,344,980.00	\$0.00	\$1,134,570.00	\$210,410.00
Hospital Funds	\$69,982,813.55	\$467,075.00	\$69,515,738.55	\$0.00
Compensation	\$2,861,700.00	\$0.00	\$2,861,700.00	\$0.00
Job Training Funds	\$100,000.00	\$100,000.00	\$0.00	\$0.00
Capital	\$550,000.00	\$0.00	\$550,000.00	\$0.00
<b>TOTALS:</b>	<b>\$156,574,451.74</b>	<b>\$21,180,076.10</b>	<b>\$108,185,620.64</b>	<b>\$27,228,755.00</b>
Less Surplus:				
General Fund				\$1,904,000.00
Machinery Fund				\$210,410.00
County Road Fund				\$650,000.00
Compensation				\$0.00
Capital				\$0.00
Subtotal Surplus Applied				\$2,764,410.00
Plus Allowance for Uncollectable Taxes:				\$0.00
<b>TAX LEVY:</b>				<b>\$24,464,345.00</b>

## Interfund Transfers Breakdown

**Interfund Transfers Total** \$ 8,986,633

	2021 Budget	% Change from 2020
Highway	\$ 5,313,556	8%
Hospital	\$ 3,090,856	3343%
CIP	\$ 550,000	227%
Workers Comp	\$ 32,221	32%

# New York State Mandates and Sales Tax



## NYS Mandate Breakdown

Mandates	2020 Levy	2021 Levy
Medicaid (inc. IGT)*	\$ 7,687,492	\$ 7,610,174
All other mandated DSS Programs**	\$ 4,104,422	\$ 3,634,311
Retirement Contribution	\$ 6,221,907	\$ 7,144,389
Community College Expense	\$ 2,125,000	\$ 2,300,000
Probation	\$ 693,878	\$ 730,760
Indigent Defense	\$ 356,476	\$ 353,435
Special Ed Pre-K	\$ 806,716	\$ 752,864
Early Intervention	\$ 196,938	\$ 172,948
<b>Total Levy Increase</b>	<b>\$ 22,192,828</b>	<b>\$ 22,698,880</b>
<b>General Fund Levy</b>		<b>\$ 24,464,345</b>

\*The Medicaid Levy for 2021 includes \$2.4M local share of estimated IGT funding

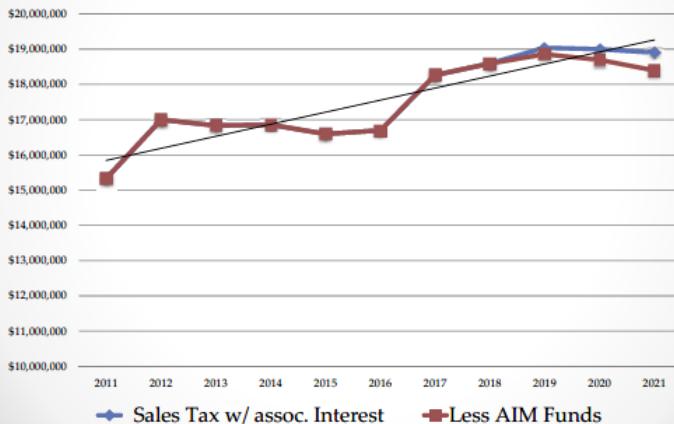
\*\*While saving some levy in some programs / other increase significantly resulting in a net levy increase

Note: Community College Not included in 9 for 90 campaign

**92.78% of Proposed  
General Fund Levy**

## Sales Tax Projection

Sales Tax Revenue 2011 - 2021 Projection



## Property Tax Cap Calculation

<b>2020 Tax Levy</b>		<b>22,550,217</b>
<i>Special District Levy</i>	<u>3,096,286</u>	
<b>2020 Total Adjusted Tax Levy</b>		<b>25,646,503</b>
<i>PLUS Tax Base Growth Factor (Provided by NYS)</i>	<u>.15%</u>	
		<b>25,684,973</b>
<i>LESS PILOTS in 2020 (est.)</i>	<u>434,525</u>	
		<b>26,119,498</b>
<i>PLUS Allowable Levy Growth 1.56% (Provided by NYS)</i>	<u>1.56%</u>	
		<b>26,526,962</b>
<i>LESS PILOTS in 2021 (est.)</i>	<u>464,125</u>	
<i>PLUS available carryover</i>	<u>00</u>	
<b>2021 ESTIMATED TOTAL TAX CAP</b>		<b>\$26,062,837</b>
<b>Amount Allowed to Increase Tax Levy *</b>		<b>\$416,334</b>
		<b>1.62%</b>

\*Including Special District Levy

## Tax Cap vs Property Tax

General County Levy	Adopted 2020	Tentative 2021	2021 Inc / (Dec)	2021 Percentage Inc /-Dec
Revenue	127,278,623.86	129,345,696.74	2,067,072.88	1.62%
Expenses	152,053,840.86	156,574,451.74	4,520,610.88	2.97%
Reserve to offset	2,225,000.00	2,764,410.00	539,410.00	24.24%
Allow For Uncollectable Taxes	0.00	0.00	0.00	
<b>Total General County Levy</b>	<b>22,550,217.00</b>	<b>24,464,345.00</b>	<b>1,914,128.00</b>	<b>8.49%</b>
<b>Special District Levy</b>				
Town Balances	1,772.36	3,007.00	1,234.64	69.66%
Board of Elections	27,726.00	28,233.67	507.67	1.83%
Recycling	2,480,683.13	2,685,562.64	204,879.51	8.26%
Worker's Comp	586,105.00	586,105.00	-	0.00%
<b>Total Levy All Districts</b>	<b>25,646,503.49</b>	<b>27,767,253.31</b>	<b>2,120,749.82</b>	<b>8.27%</b>
<b>NYS Tax Levy Limitation</b>	<b>24,932,670.00</b>	<b>26,062,837.00</b>	<b>416,333.51</b>	<b>1.62%</b>
<b>Over / (Under) Allowable Cap</b>	<b>713,833.49</b>	<b>1,704,416.31</b>		

## Mandate Relief from Albany:



**NYS Governor**

**Hon. Andrew M. Cuomo**

**Executive Chambers**

**State Capitol Building**

**Albany, NY 12224**

**(518) 474-8390**

# Contact Information

➤ **NYS Senator**  
(59<sup>th</sup> District)

Hon. Patrick M. Gallivan

*Legislative Office Building, Room 512*  
Albany, NY 12247  
(518) 455-3471

*2721 Transit Road, Suite 116*  
Elma, NY 14059  
(716) 656-8544

*143 North Main St., Room 103*  
Warsaw, NY 14569  
(585) 786-5048

➤ **NYS Assemblyman**  
(147<sup>th</sup> District)

Hon. David DiPietro

*543 Legislative Office Building*  
Albany, NY 12248  
(518) 455-5314

*411 Main St.*  
E. Aurora, NY 14052  
(716) 655-0951

*Supervisor Grant, T/Bennington recognized Budget Officer Cook, the Budget Office staff and Department Heads for all of the hard work that went into calculating the 2021 budget.*

**PUBLIC COMMENT ~**

- **James Samsel of 4736 Wethersfield Rd., Town of Gainesville** submitted a Request to Address the Wyoming County Board of Supervisors. However, due to the increased cases of COVID-19, Mr. Samsel was asked to provide a written statement to the Board of Supervisors. That statement was not received.
- **Wyoming County Taxpayer, Dianne Brown** provided the following e-mail to Chairwoman Ryan on November 28, 2020:

*“Hello, I understand these are trying times, taxpayers are having hard times too. Why is the Warsaw hospital expanding Services going into more debt and having more losses that the taxpayers have to pay for? You can’t expect taxpayers to keep paying for these losses. We pay for our own health care and then have to pay for the hospitals losses. Most counties don’t own their hospitals. It is past time to fix this. Wyoming county taxpayer”*

**Close Public Hearing ~**

Special Session

*Motion to close the Public Hearing was made by Supervisor Brick, T/Perry. Seconded by Supervisor Becker, T/Sheldon. Carried.*

**60% Majority  
Non-Consent  
Local Law  
#1**

**RESOLUTION NO. 20-484  
(December 1, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**LOCAL LAW NO. 4 (INTRODUCTORY C, YEAR 2020) ~ YEAR 2020,  
“A Local Law to Override the Tax Levy Limit Established in General  
Municipal Law 3-C for Fiscal Year 2021” ADOPTED**

**WHEREAS**, There was duly presented and introduced at a meeting of this Board, held on the 10<sup>th</sup> day of November, 2020, a proposed local law of the County, designated as Local Law Introductory No. C, for the year 2020, entitled, “*A Local Law to Override the Tax Levy Limit Established in General Municipal Law 3-C for Fiscal Year 2021*;” and

**WHEREAS**, In accordance with the provisions of Resolution No. 20-482, there was a public hearing held by this Board of Supervisors on this 1<sup>st</sup> day of December, 2020, at 11:00 AM, 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 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 4, Year 2020, County of Wyoming, New York, as presented to this Board on the 10<sup>th</sup> day of November 2020, is hereby adopted, as advertised, enacted and passed by this Board in its form as follows:

**LOCAL LAW NO. 4 ~ YEAR 2020  
A Local Law to Override the Tax Levy Limit Established in General  
Municipal Law 3-C for Fiscal Year 2021**

**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

December 1, 2020

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 2021 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 2021 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 2021 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 10, 2020 (Introduced)  
December 1, 2020 (Adopted)  
Cheryl J. Ketchum, <sup>CMC</sup>  
Clerk to the Board

**Carried: XXX Ayes: 1537 Noes: Absent: Abstain: 62 (Middlebury)  
Non-Consent**

**RESOLUTION NO. 20-485**  
**(December 1, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**TENTATIVE 2021 BUDGET FOR WYOMING COUNTY ADOPTED**

**BE IT RESOLVED**, That the tentative budget for the year 2021, as filed with the Clerk of this Board, is hereby adopted as the county budget for the year 2021, which requires the raising by tax levy in the amount of ***twenty-four million four hundred sixty-four thousand three hundred forty-five dollars*** (\$24,464,345.00); and be it

**FURTHER RESOLVED**, That the said sum of ***twenty-four million four hundred sixty-four thousand three hundred forty-five dollars*** (\$24,464,345.00); 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, 2021.

**Carried:** XXX   **Ayes:** 1537   **Noes:**   **Absent:**   **Abstain:** 62 (Middlebury)   **#3**

**RESOLUTION NO. 20-486**  
**(December 1, 2020)**

By Mr. Leuer, Chairman of the Planning Committee:

**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A CONTRACT WITH WASTE MANAGEMENT OF NEW YORK, LLC ON BEHALF OF PLANNING AND DEVELOPMENT**

**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 ***Waste Management of New York, LLC***, 100 Ransier Drive, West Seneca, NY 14224 on behalf of Planning and Development Said contract is for countywide

December 1, 2020

curbside collection service to every eligible parcel located in participating towns and villages in Wyoming County in amounts not to exceed as follows; effective January 1, 2021 through December 31, 2025:

- **Year 2021**, as outlined in Section 2.2, sets an amount not to exceed \$258.33 per unit for eligible parcels for a total amount not to exceed two million eight hundred fifty-seven thousand three hundred eighty-eight dollars and twelve cents (\$2,857,388.12)
- **Year 2022**, as outlined in Section 2.3, includes a two percent (2%) increase and sets an amount not to exceed \$263.49 per unit for eligible parcels
- **Year 2023**, as outlined in Section 2.4, includes a CPI adjustment
- **Year 2024**, as outlined in Section 2.4, includes a CPI adjustment
- **Year 2025**, as outlined in Section 2.4, includes a CPI adjustment

And,

**WHEREAS**, CPI adjustment refers to the upward/downwards adjustment based on the net purchase of change performed annually each calendar year in the month of September when index figures are available for the Consumer Price Index/Water Sewer Trash for all urban consumer (all items) as published by the U. S. Department of Labor, Bureau of Statistics for the Buffalo Metropolitan area.

Contingent upon the availability of funds.

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

*There being no further business to come before this Board, Chairman Berwanger, T/Arcade adjourned the meeting at 11:44 AM with a rap on his desk.*

\*\*\*\*\*

Respectfully submitted,

*Cheryl J. Ketchum*

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

**REGULAR SESSION  
(December 8, 2020)  
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; however closed to the public due to the COVID-19 pandemic. In accordance with Governor Cuomo's Executive Order 202.1 issued on March 12, 2020, members of the public were invited to observe the meeting via BOS YouTube Channel through the following link: <http://www.wyomingco.net/149/Board-of-Supervisors>.

At 2:36 PM Chairwoman Ryan, T/Warsaw, called the meeting to order.

All members of the Board of Supervisors were present and participated in person except Supervisors Davis, T/Covington and Leuer, T/Middlebury, who was present via Zoom Conference Call. Also present were County Attorney Jim Wujcik and Clerk to the Board Cheryl Ketchum. Budget Officer Janis Cook participated via Zoom.

**Pledge of Allegiance ~**

- *Veteran Leading Pledge Temporarily Suspended due to COVID-19*

**Opening Prayer ~**

- *Rev. Frank Frazier, via Call-In*

**Communications ~**

- *Correspondence dated 11/13/2020 received from NYSAC Executive Director Acquario acknowledging receipt of Resolution Nos. 20-388; 20-405; 20-407*
- *Correspondence dated 11/24/2020 received from Senator Gallivan acknowledging receipt of Resolution Nos. 20-388; 20-405; 20-407*

#1

**RESOLUTION NO. 20-487  
(December 8, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**FUNDS TRANSFERRED TO VARIOUS 2020 ACCOUNTS**

December 8, 2020

**BE IT RESOLVED**, That funds are hereby transferred to the various 2020 accounts as follows:

<b>Board of Elections</b>			
<b>From:</b> 01.34.1450.4.40301 Prof. Svc Contracts <b>To:</b> 01.34.1450.1.10001 Salary S/D/I <b>Reason:</b> Need adequate funds for salaries.	\$3,520.00	\$3,520.00	
<b>Board of Elections Total</b>			<b>\$3,520.00</b>
<b>Public Health</b>			
<b>From:</b> 01.38.4010.4.42499 COVID CFDA Grant <b>To:</b> 01.38.4010 .1.10302 OT – Includes Sched S&D 01.38.4010.8.83001 FICA 01.38.4010.8.85001 Medicare FICA <b>Reason:</b> To cover the cost of COVID response staff working on weekends. 100% grant reimbursed ELC COVID grant (Res. #20-355 on 09/08/2020).	\$539.00	\$500.00 31.00 8.00	
<b>Public Health Total</b>			<b>\$539.00</b>

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #2

**RESOLUTION NO. 20-488**  
**(December 8, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**FUNDS APPROPRIATED TO VARIOUS 2020 ACCOUNTS**

**BE IT RESOLVED**, That funds are hereby appropriated to the various 2020 accounts as follows:

<b>Buildings &amp; Grounds (Co. Bldgs.)</b>			
<b>To:</b> 01.34.1620.4.40802 Contracted Bldg. Repair w/01.08.1620.2650 Sale of scrap and Materials <b>Reason:</b> To help offset cost of unexpected expenses for security glass at Jail and fire system deficiencies found in yearly inspections.	\$1,422.50	\$1,422.50	
<b>Buildings &amp; Grounds (Co. Bldgs.) Total</b>			<b>\$1,422.50</b>
<b>Emergency Services</b>			
<b>To:</b> 01.37.3640.4.40510 Vehicle Parts and Supplies 01.37.3640.4.40201 Association Dues w/01.08.3640.2665 Sale of Equipment <b>Reason:</b> To appropriate funds from sale of old lockers at training center.	\$161.25 110.00	\$271.25	
<b>Emergency Services Total</b>			<b>\$271.25</b>
<b>Public Defender</b>			
<b>To:</b> 01.32.1170.1.10001 Salaries S/D/I 01.32.1170.4.42492 ILS CAFA 01.32.1170.8.81001 Retirement	\$49,655.00 1,192.00 7,960.29		

01.32.1170.8.83001 FICA 01.32.1170.8.85001 Medicare w/01.11.1170.302502 State Aid – ILS CAFA <b>Reason:</b> To appropriate ILS CAFA356 funding allocation for the 2020 calendar year.	3,078.61 705.10	\$62,591.00	
<b>Public Defender Total</b>			<b>\$62,591.00</b>
<b>District Attorney</b>			
To: 01.32.1165.4.40301 Prof. Service Contracts <i>w/any funds available</i> <b>Reason:</b> Psychiatric witness as part of <i>People v. Ryan Priel</i> .	\$10,000.00	\$10,000.00	
<b>District Attorney Total</b>			<b>\$10,000.00</b>

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

Ms. Brunner, T/Java, Chairman of the Audit Committee, presented the approved payment of bills totaling **\$3,718,027.92** for the month of **November 2020**. No further action is required.

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

**#3**

**RESOLUTION NO. 20-489**  
**(December 8, 2020)**

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

**2020 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 2020 are accepted and the Clerk of this Board is hereby directed to apportion the same to the Townships within Wyoming County as follows:

## 2020 Election Expenses Apportioned

Town	No. Enrolled Voters	Amount of Levy	Special Election	1.082633537
Arcade	2,783	3,012.97		3,012.97
Attica	2,644	2,862.48		2,862.48
Bennington	2,444	2,645.96		2,645.96
Castile	1,959	2,120.88		2,120.88
Covington	795	860.69		860.69
Eagle	793	858.53		858.53
Gainesville	1,470	1,591.47		1,591.47
Genesee Falls	295	319.38		319.38
Java	1,499	1,622.87		1,622.87
Middlebury	995	1,077.22		1,077.22
Orangeville	932	1,009.01		1,009.01
Perry	2,901	3,140.72		3,140.72
Pike	684	740.52		740.52
Sheldon	1,782	1,929.25		1,929.25
Warsaw	3,523	3,814.12		3,814.12
Wethersfield	580	627.93		627.93
Total	26,079	\$ 28,234.00		28,234.00

Very truly yours,  
Board of Elections

Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain:  
#4

**RESOLUTION NO. 20-490**  
**(December 8, 2020)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH  
MARK H. DADD LAW OFFICE, PLLC ON BEHALF OF THE  
COUNTY ATTORNEY**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with **Mark H. Dadd Law Office, PLLC**, 166 Main Street, Attica, NY 14011 on behalf of the County Attorney. Said contract for legal services to be provided in an amount not to exceed twenty thousand dollars (\$20,000.00); effective January 1, 2021 through December 31, 2021.

Regular Session

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #5

**RESOLUTION NO. 20-491**  
**(December 8, 2020)**

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

**WYOMING COUNTY SERVICE ANIMAL PUBLIC  
ACCOMMODATION POLICY APPROVED**

**BE IT RESOLVED,** That the Wyoming County Service Animal Public Accommodation Policy offered to this Board of Supervisors is hereby approved as presented and annexed hereto.

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

**WYOMING COUNTY  
POLICY AND PROCEDURE**

<b>EFFECTIVE DATE:</b> January 1, 2021; Res. #20-XXX	<b>REVIEWED BY:</b> (Individuals/Committee s) Human Resources, Finance, Compensation	
<b>DATE DEVELOPED:</b> October 1, 2018	<b>PREPARED BY:</b> Daniel J. Farberman Director of Human Resources	<b>SUPERSEDES:</b>
<b>CHIEF EXECUTIVE  OFFICER'S  SIGNATURE:</b>		<b>REFERENCES:</b> <b>Americans with  Disabilities Act (ADA)</b>

**POLICY:**      **Service Animals – Public Accommodation**

**PURPOSE:**      Wyoming County is committed to providing equal access to County services and facilities for people with disabilities who utilize service animals in accordance with the Americans with Disabilities Act (ADA).

**PROCEDURE:**

December 8, 2020

1. The ADA defines a service animal as any dog that is individually trained to do or perform tasks for the benefit of an individual with a disability, including physical, sensory, psychiatric, intellectual, or any other mental disability. Currently, only dogs are recognized under the ADA as service animals.
2. Dogs that satisfy this definition are considered service animals, not pets, under the ADA regardless of whether they have been licensed or certified by a state or local government, or other entity.
  - a. Examples of these tasks are:
    - i. Assisting with navigation, stability or balance
    - ii. Alerting to sounds
    - iii. Pulling wheelchairs
    - iv. Carrying items
    - v. Seizure assistance
    - vi. Interrupting impulsive or destructive behaviors
3. No individual assisted by a service dog satisfying the definition pursuant to the provisions of the Americans with Disabilities Act (ADA) will be denied access to any Wyoming County facility or areas where the public is normally allowed access.
4. Service animals are required to be harnessed, leashed, crated, or tethered, unless this device interferes with the service animal's work or the individual's disability prevents the use of such devices.
5. Service animals must be licensed and current with all required vaccinations including but not limited to rabies.
6. In the event it is not obvious what service the service animal provides, VERY limited inquiry is permitted before granting access. Staff may ask, (1) is the service dog required because of a disability, and (2) what service task is the dog trained to perform.
7. A person seeking access to a Wyoming County Facility with a disability cannot be asked or required to remove a service dog from the premises unless: (1) the dog is out of control or (2) the dog is not housebroken. In the case of the Wyoming County Community Health System (WCCHS) facilities, it may be appropriate to exclude a service dog from areas normally accessed by the public for
8. clinical reasons where the animal's presence may compromise a sterile environment.

#6

**RESOLUTION NO. 20-492**  
**(December 8, 2020)**

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

**SALARY SCHEDULE "G" HANDBOOK APPROVED**

Regular Session

**BE IT RESOLVED**, That the Salary Schedule "G" Handbook offered to this Board of Supervisors is hereby approved as presented and annexed hereto.

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

**Wyoming County, NY**

**SCHEDULE "G"**

**GRANT FUNDED EMPLOYEE BENEFITS**



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## **GENERAL INFORMATION**

### **Purpose**

The Wyoming County Board of Supervisors value the dedication and contributions of employees referred to in this handbook as schedule "G" employees as an important part of the workforce and have established these guidelines and terms of employment.

### **Guidelines**

For the purpose of the administration of the provisions of this manual, a schedule "G" employee is an employee of Wyoming County whose position is funded by a grant from The State of New York or the Federal Government.

Schedule "G" employees are non-represented "at will"; however, Schedule "G" employees shall receive employee benefits pursuant to the provisions of the General CSEA Agreement.

### **Pre-Employment Drug Test And Physical**

All individuals seeking employment covered under the provisions of this manual must pass a pre-employment physical and a drug/alcohol screening administered by WPHS. No Schedule "G" employee can be hired unless he/she successfully passes these tests. The Human Resource Department shall arrange these tests. A prospective employee, with a disability, requiring "reasonable accommodation" shall be reviewed by the Human Resource Director. The cost of these tests shall be borne by the County.

### **Compensation**

All appointments to Schedule "G" employment must be approved by the Wyoming County Board of Supervisors as applicable.

### **Probationary Period**

Schedule "G" employees are subject to a probationary period of six (6) months (**This can be up to one year according to Civil Service Rules**). At the end of the probationary period, the employee's performance and suitability for advancement to regular status shall be evaluated by his/her applicable department head.

### **Eligibility For Benefits**

#### **Full Time**

Full Time Schedule "G" employees shall receive all benefits mandated by law and additional benefits described in this manual.

**Part Time**

Part-time employees who are budgeted at .6 FTE or above, shall be entitled to all benefits enjoyed by full-time employees on a prorated basis.

Part-time employees who are budgeted at .59 FTE or below will not be eligible for benefits; except those mandated by law. However, these employees may participate in health insurance at their own expense.

**HOURS OF WORK**  
**Overtime Pay And Compensatory Time**

Full time Schedule “G” employees are expected to work a minimum of 35 or 40 hours per week depending on the department the employee is assigned.

Individual salary schedule “G” may be exempt from the Fair Labor Standards Act based upon their job duties. Consult with Human Resources in the event there is a question regarding status.

**Time Sheets And Pay Day**

Schedule “G” employees will be paid on a biweekly basis. Such pay shall be in the form of a payroll check or through direct deposit. The employee is responsibility to maintain a time sheet that must be reviewed and signed by their Department Head.

**Time Off Requests**

Schedule “G” employees requesting time off must complete a Benefit Time Off form and submit to their Department Head in advance. Whenever possible, the employee’s request for time off shall be granted, but the final right to determine when such leave is to be granted is expressly reserved to the Department Head.

**PAID TIME OFF****Vacation Time**

Full time schedule “G” shall be provided a basic vacation leave of 10 days per year which is accrued on a biweekly basis and shall be allowed to each full time employee who has completed twelve (12) months of continuous service from the original date of hire. Part-time .6 FTE and above will be pro-rated based on FTE. Such vacation shall be available following one (1) year of continuous employment after original date of hire.

A Schedule “G” employee, who is laid off, retires or resigns or where grant funding has ended, shall not be entitled to lump sum payment for their accrued vacation time upon separation of employment, but will be required use their vacation time prior to their final working day.

### **Personal Days**

Schedule "G" employees shall be provided two (2) personal days per year. One (1) personal day granted at time of hire, second day granted after six months of service. After completion of one (1) year of service two (2) personal leave days will be granted on the anniversary date of hire thereafter. One (1) additional day shall be granted upon an employee's anniversary date for eight (8) years of service and one (1) additional day shall be granted on the anniversary date for twelve (12) years of service for a total of four (4) personal leave days.

### **Sick Time**

Full time schedule "G" employees shall be provided a basic sick leave of 10 days per year which is accrued on a biweekly basis shall be allowed to each full time employee who has completed six (6) months of continuous service from the original date of hire. Part-time .6 FTE and above will be pro-rated based on FTE. Such sick time shall be available following six (6) months of continuous employment after original date of hire Schedule "G" employees shall receive the following paid holidays:

### **Holidays**

1. New Year's Day
2. President's Day
3. Memorial Day
4. Veteran's Day
5. Independence Day
6. Labor Day
7. Columbus Day
8. Thanksgiving Day
9. Christmas Day
10. Floating Holiday

Saturday holidays will be celebrated on the preceding Friday. Sunday holidays will be celebrated the following Monday. The floating holiday is to be used as a full day and cannot be used in hourly increments within the calendar year. Unused floating holiday cannot be carried over into the following calendar year and will not be paid out upon separation from county employment.

### **LEAVES**

#### **Bereavement Leave**

Schedule "G" employees shall be entitled to paid bereavement not exceeding three (3) days per death and shall be granted by a Department Head on account of death of a parent, brother, brother-in-law, spouse, significant other, child, step-child, or an employee's spouse's parents, employee's grandparents or grandchildren; on one occasion during County employment for a step-parent of each gender. Bereavement leave must be used within the week after the death or

within one week of the funeral (either before and/or after funeral). Employees on an unpaid leave are not eligible for paid bereavement leave under this policy.

### **Jury Duty**

Upon presenting proof of the necessity for the employee to serve jury duty, or to attend court for other than personal matters, a leave of absence with pay shall be granted with the approval of their respective Department Head.

Any juror pay received by the employee shall be turned over to the County Treasurer.

### **Leave Of Absence**

A leave of absence without pay, not to exceed one (1) year, may be granted to schedule "G" employees' at the sole discretion of the employer, upon the terms and conditions established by the board.

### **Family Medical Leave**

The county complies with the Federal Family and Medical Leave Act. Refer to the county's Family Medical Leave policy.

### **Military Leave**

The county complies with state and federal laws relative to military leave rights.

## **INSURANCE**

### **Health Insurance**

Schedule "G" employees may be eligible to participate in the County's current health plan by contributing 8% for single coverage or 20% for family coverage of the monthly premium amount; these amounts will be deducted pre-taxed over 24 pay periods per year. Part-time employees .6 FTE or above contribution is also based on FTE. The County will contribute an amount equal to the plan deductible based on single/family coverage to a Health Reimbursement Account based on the employee's FTE. Any unused amounts in the Health Reimbursement Account at the end of each plan year shall be forfeited.

Note: The employee contribution provisions only apply to benefit eligible Schedule "G" employees hired after 9/1/90 where applicable, and where no break in service has occurred.

### **Dental Insurance**

All schedule "G" employees are eligible to participate in the current County Dental Insurance Plan at their own expense. The two plans (currently) available; a High Option or a Low Option. The employee will pay the total premium and it will be deducted over 24 pay periods per year on a pre-tax basis. For information on the Dental Insurance or to enroll in the plan, contact the County Insurance Office.

## **Disability Leave**

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

## **Workers’ Compensation Insurance**

Workers compensation insurance covers lost wages and medical care payments for employees injured on-the-job. These benefits are based on New York State Workers’ Compensation Law.

Employees who suffer a work related injury or illness must immediately notify their supervisor, and assist such supervisor in the completion of the necessary forms.

## **RETIREMENT** **Retirement**

The County offers retirement benefits in accordance with the requirements of the New York State Retirement System. For more information go to their website at <http://www.osc.state.ny.us/retire>.

## **Deferred Compensation Retirement Plan 457**

Schedule “G” employees are eligible to participate in the voluntary supplemental retirement savings plan at any time. This program allows employees to save and invest a portion of their earnings toward retirement. Pre-tax contributions are automatically deducted from each pay check and deposited to your account. Information about this program can be obtained from the Human Resource Department.

## **OTHER** **County Policies**

All schedule “G” employees are expected to follow all policies and procedures established for the conduct and performance of employees. Failure to comply with these policies and procedures may result in corrective action.

## **Secondary Employment**

Employees covered under the provisions of this manual understand and agree that their employment with Wyoming County is of basic and primary importance and secondary employment must not inhibit or impede performance or attendance of your responsibilities; nor shall it impair judgment in the exercise of official duties. All secondary employment must be in adherence with the Wyoming County Code of Ethics.

## **Amendment And Clarification**

Despite the best effort to clarify the guidelines for benefits and conditions of employment governing Schedule “G” employees, it is understood that questions will arise concerning interpretation of the Schedule “G” Employee Handbook/Benefits Manual and refinements may need to be made from time to

time. As changes or interpretations are made to this manual of guidelines by the Human Resource Committee they will be registered as an addendum and forwarded to the Wyoming County Board of Supervisors and to each Department Head for distribution to all Schedule "G" employees.

### **Severability And Amendment**

This handbook and its component provisions are subordinate to any present or future Federal or New York law/regulation or Resolutions of the Board of Supervisors. If any Federal or New York law or regulation or the final decision of any Federal or New York Court or administrative agency affects any provision of this handbook, each provision will be amended to the extent necessary to comply with such law, regulation or decision, but otherwise this handbook will not be affected.

### **Disclaimer**

The Schedule "G" Benefits Booklet contains general summaries and information regarding benefits for employees covered by Schedule "G". Some of the items described in this booklet are covered in detail by County policy and/or procedure documents. You should refer to these documents for specific information, since this booklet only briefly summarizes those benefits. Please also note that a full description of insurance and deferred compensation benefits offered by the County are set forth in written plan documents, which are controlling in the event of any inconsistency with what is contained in this booklet.

Nothing in this booklet creates any contractual rights to the benefits described herein, or creates any contractual rights to employment. In that regard, the Board of Supervisors reserves the right to eliminate, modify or deviate from the provisions of this booklet in its sole discretion. Every attempt will be made to inform you of any changes when they occur. If you have questions about the information in this booklet, please contact the Human Resource Department.

### **Reading/Understanding The Handbook**

Each Schedule "G" employee shall be given a copy of this Handbook/Benefits Manual and be required to read and acknowledge on the attached "Acknowledgment Statement."

### **Acknowledgment Statement**

Employee Statement: I, acknowledge that I have been given, and have read the Wyoming County Schedule "G" Employee Handbook

---

SIGNATURE

---

DATE

Regular Session

*There was a motion by Ms. Grant, T/Bennington, to combine resolutions #7 through #12 and #14 through #20 with resolution #13 withdrawn. Hearing no objection resolution titles only were read.*

#7

**RESOLUTION NO. 20-493**  
**(December 8, 2020)**

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

**MEMBERS APPOINTED/REAPPOINTED TO THE 2-1-1 ADVISORY BOARD**

**BE IT RESOLVED**, That the following members are hereby appointed/reappointed to the 2-1-1 Advisory Board for a one (1) year term; effective January 1, 2021 through December 31, 2021 as follows:

- **Kimberley Barber** (Department of Social Services), 466 North Main Street, P. O. Box 231, Warsaw, NY 14569
- **Laura Paolucci** (County Health Department), 5362 Mungers Mill Road, Building A, Silver Springs, NY 14550
- **Rosemary Shader**, (Wyoming County Community Action), 6470 Route 20A, Suite 1, Perry, NY 14530

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #8

**RESOLUTION NO. 20-494**  
**(December 8, 2020)**

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 WYOMING COUNTY VETERANS SERVICES**

**BE IT RESOLVED**, That the Chairman of this Board with the approval of the County Attorney is hereby authorized to sign a grant application and acceptance award with the *New York State Division of Veteran's Affairs*, Matthew Courcelle OGS Division of Financial Administration, PO Box 2166, Empire State Plaza, Albany, NY 12220-0282 on behalf Wyoming County Veterans Services. Said grant funds to provide services to veterans in our locality in a minimum amount of ten thousand dollars (\$10,000.00); effective

December 8, 2020

April 1, 2020 through March 31, 2021.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #9

**RESOLUTION NO. 20-495**  
**(December 8, 2020)**

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 for a term of three (3) years; effective January 1, 2021 through December 31, 2023.

**AGENCY REPS**

- ***Brian Meyers*** (Emergency Services), 151 North Main Street, Warsaw, NY 14569
- ***Greg Rudolph*** (Sheriff's Department), 151 N. Main Street, Warsaw, NY 14569
- ***Laura Paolucci*** (Health Department), 5362 Mungers Mill Road, Silver Springs, NY 14550
- ***Jennifer Howard*** (DSS), 466 North Main Street, Warsaw, NY 14569

**TOWN REPS**

- ***Marilyn Pirdy*** (T/Arcade), 8819 Youngers Road, Bliss, NY 14024
- ***Nancy Mead*** (T/Perry), 165 Lake Street, Apt. 202, Perry, NY 14530

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #10

**RESOLUTION NO. 20-496**  
**(December 8, 2020)**

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

**CHAIRMAN/DIRECTOR OF AGING AND YOUTH AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE OFFICE FOR THE AGING FOR THE YEAR 2021**

**BE IT RESOLVED**, That the Chairman of this Board and the Director  
Regular Session

of Aging and Youth with the approval of the County Attorney are hereby authorized and directed to sign the following various contracts on behalf of the Office for the Aging for 2021. All contract services are variable and based upon need in amounts not to exceed 2021 budget, unless otherwise noted; effective January 1, 2021 through December 31, 2021 as follows:

- ***The Cloisters***, 171 North Maple Street, Warsaw, NY 14569 for respite services to caregivers in Wyoming County.
- ***Aurora Adult Day Services d/b/a Aurora Adult Day Care***, 101 King Street, Suite B, East Aurora, NY 14052 for respite services to caregivers in Wyoming County.
- ***Lord of Life***, 1025 Borden Road, Depew, NY 14043 for respite services to caregivers in Wyoming County.
- ***Community Care of WNY***, 1225 West State Street, Olean, NY 14760 for in-home services to residents 60+ in Wyoming County.
- ***Center for Elder Law and Justice***, 438 Main Street, Suite 1200 Buffalo, NY 14202-3208 for legal services to residents 60+ in Wyoming County in an amount not to exceed \$9,000.00.
- ***Livingston Wyoming Chapter NYSARC, Inc.***, 18 Main Street, Mt. Morris, NY 14510 for wheelchair transportation.
- ***Pine Lounge***, 164 Clinton Street, Cowlesville, NY 14037 for congregate meals to residents 60+ in Wyoming County.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #11

**RESOLUTION NO. 20-497**  
**(December 8, 2020)**

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

**RESOLUTION NUMBER 18-321 AMENDED**

**WHEREAS**, Resolution Number 18-321 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH INDEPENDENT LIVING OF THE GENESEE REGION ON BEHALF OF THE OFFICE FOR THE AGING**,” passed by this Board of Supervisors on August 14, 2018 and provides for consumer directed in-home care services for the Alzheimer’s Disease Caregiver Support Initiative (ADCSI) grant in an amount not to exceed 2018-2020 budget; effective August 1, 2018 through December 31, 2020; now therefore

**BE IT RESOLVED**, That *Resolution Number 18-321* be hereby amended to extend the term of the contract through **December 31, 2021**.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #12

**RESOLUTION NO. 20-498**  
**(December 8, 2020)**

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

**RESOLUTION NUMBER 18-046 AMENDED**

**WHEREAS**, Resolution Number 18-046 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH RESPONSE 4 HELP ON BEHALF OF THE OFFICE FOR THE AGING**,” passed by this Board of Supervisors on February 13, 2018 to provide Personal Emergency Response System (PERS) services on an “as needed” basis; effective February 1, 2018 through December 31, 2020; now therefore

**BE IT RESOLVED**, That *Resolution Number 18-046* be hereby amended to change the name to *Self Direct, Inc. d/b/a Response 4 Help* and extend the term of the contract through **December 31, 2021**.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #13

**RESOLUTION NO. 20-**  
**(December 8, 2020)**

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

**RESOLUTION NUMBER 18-015 AMENDED**

**WHEREAS**, Resolution Number 18-015 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH ALZHEIMER'S ASSOCIATION WESTERN NEW YORK CHAPTER ON BEHALF OF THE OFFICE FOR THE AGING**,” passed by this Board of Supervisors on August 14, 2018 and provides for respite services to caregivers of individuals with Alzheimer's disease in a minimum amount of one hundred ten thousand

*Withdrawn*

Regular Session

seven hundred seventy-nine dollars (\$110,779.00) per year; effective January 1, 2018 through December 31, 2018; now therefore

**BE IT RESOLVED**, That *Resolution Number 18-015* be hereby amended to extend the term of the contract through *December 31, 2021*.

All else remains the same.

**Carried:**            **Ayes:**            **Noes:**            **Absent:**            **Abstain:**            **#14**

**RESOLUTION NO. 20-499**  
**(December 8, 2020)**

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:

**COMMUNITY MEMBERS**

*Three (3) year term; effective January 1, 2021 through December 31, 2023*

- *Bonnie Bagley* (Warsaw), 466 North Main Street, Warsaw, NY 14569

**YOUTH MEMBERS**

*One (1) year term; effective January 1, 2021-December 31, 2021*

- *Alexis Wright*, 2232 Route 98 Attica, NY 14011
- *Alyssa Wright*, 2232 Route 98 Attica, NY 14011

**AGENCY MEMBERS**

*Two (2) year term effective January 1, 2021 through December 31, 2022*

- *Julie Calvert* (Tobacco Free GLOW - Roswell Park Institute) 216 East Main Street, Batavia, New York 14020
- *Marie Wixner* (Cooperative Extension), 36 Center Street, Warsaw, New York 14569

**Carried:** XXX            **Ayes:** 1599            **Noes:**            **Absent:**            **Abstain:**            **#15**

**RESOLUTION NO. 20-500**  
**(December 8, 2020)**

December 8, 2020

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 ON BEHALF OF THE  
YOUTH BUREAU**

**BE IT RESOLVED**, That the Chairman of this Board with the approval of the County Attorney is authorized to sign a grant application and acceptance award with the *New York State Office of Children and Family Services*, 52 Washington Street, Rensselaer, New York, 12144 on behalf of the Youth Bureau. Said grant funding is for Youth Bureau administration, Stars, Youth Court and Parenting Program in a minimum amount of thirty-four thousand five hundred ninety-three dollars (\$34,593.00); effective January 1, 2020 through December 31, 2020.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #16

**RESOLUTION NO. 20-501  
(December 8, 2020)**

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 contracts on behalf of the Department of Social Services. Said contracts to provide funeral payments for indigents in amount depending upon services provided at each funeral and which program client is eligible for under TANF or Safety Net; effective January 1, 2021 through December 31, 2021 as follows:

- ***Charles Meyer Funeral Home***, 13228 Broadway, Alden, NY 14004
- ***John W. Martin Funeral Home***, 37 Chapel Street, PO Box 6, Mt. Morris, NY 14510
- ***Marley Funeral Home, LLC***, 135 Main Street, Attica, NY 14011
- ***Robinson and Hackemer Funeral Home, Inc.***, 246 North Main Street, Warsaw, NY 14569

- **Eaton-Watson Funeral Home, LLC**, 98 North Main Street, Perry, NY 14530
- **W. S. Davis Funeral Home, Inc.**, 358 Main Street, Arcade, NY 14009

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #17

**RESOLUTION NO. 20-502**  
**(December 8, 2020)**

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 contracts in variable amounts depending on the services provided; effective January 1, 2021 through December 31, 2021 as follows:

- **ACCORD Corporation**, 84 Schuyler Street, PO Box 573, Belmont, NY 14813 to provide residential domestic violence services.
- **Consumer Directed Personal Care Services, dba Independent Living of the Genesee Region – WNY Independent Living, Inc.**, 3108 Main Street, Buffalo, NY 14214 to provide consumer directed personal care for a select few Medicaid cases where personal care is not appropriate.
- **Center for Disability Rights**, 497 State Street, Rochester, NY 14608 to provide consumer directed personal care for a select few Medicaid cases where personal care is not appropriate.
- **Home Care & Hospice**, 1225 West State Street, Olean, NY 14706 to provide personal care services for Medicaid eligible clients of Wyoming County.
- **Aurora Home Care, Inc.**, 5782 Main Street, Suite 1, Williamsville, NY 14221 to provide private duty nursing for qualified Medicaid clients of Wyoming County.
- **YWCA of Genesee County**, 30 North Street, Batavia, NY 14020 to provide residential domestic violence services.
- **Amy's After School Adventures – Amy Yencer**, 10 Erie Street, Mt. Morris, NY 14510 to provide subsidized childcare services.

December 8, 2020

- **GCCA Child Care Center**, 1 College Road, Batavia, NY 14020 to provide subsidized childcare services.
- **Robin's Nest Child Care Center, LLC.**, 7432 Olean Road, Holland, NY 14080 to provide subsidized childcare services.
- **Lucky Ducky Daycare**, 4007 Pearl Street, Batavia, NY 14020 for the provision of providing subsidized childcare services.
- **Wyoming County YMCA School-Age Child Care**, 115 Linwood Avenue, Warsaw, NY 14569 to provide subsidized childcare services.
- **Rainbow's End Early Childhood Learning Center**, 14 Steele Avenue, Arcade, NY 14009 to provide subsidized childcare services.
- **Precious People Daycare**, 12001 Broadway, Alden, NY 14004 to provide subsidized childcare services.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #18

**RESOLUTION NO. 20-503**  
**(December 8, 2020)**

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

**CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED  
TO SIGN A WELFARE MANAGEMENT SYSTEM CONTRACT WITH  
DAVID S. NATHANSON, PH.D. ON BEHALF OF THE DEPARTMENT  
OF SOCIAL SERVICES**

**BE IT RESOLVED**, That the Chairman of this Board and Commissioner of Social Services, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, are hereby authorized and directed to sign a contract with **David S. Nathanson, Ph.D.**, 2839 Elmwood Avenue, Kenmore, NY 14217 on behalf of the Department of Social Services. Said contract is for children, youth and families in making determinations in child protective services, foster care and preventive cases in an amount not to exceed twenty thousand dollars (\$20,000.00); effective January 1, 2021 through December 31, 2021.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #19

**RESOLUTION NO. 20-504**

Regular Session

**(December 8, 2020)**

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 contracts as follows:

- **New Directions**, 6395 Old Niagara Road, Lockport, NY 14094-1499 to provide social work services, mentoring and supervised visitation of the youth served by the CBT Program in an amount not to exceed nine thousand dollars (\$9,000.00); effective October 1, 2020 through September 30, 2021.
- **Spectrum Human Services**, 227 Thorn Avenue, PO Box 631, Orchard Park, NY 14127-0631 to provide court ordered mental health evaluations, anger management programs, drug and alcohol assessments for CPS investigations, foster care and preventive cases in an amount not to exceed seven thousand dollars (\$7,000.00); effective January 1, 2021 through December 31, 2021.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #20

**RESOLUTION NO. 20-505**  
**(December 8, 2020)**

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

**RESOLUTION NUMBER 20-057 AMENDED**

**WHEREAS**, Resolution Number 20-057 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS WELFARE MANAGEMENT SYSTEM CONTRACT ON BEHALF OF THE DEPARTMENT OF SOCIAL SERVICES FOR THE YEAR 2020**” passed by this Board of Supervisors on February 11, 2020 and provides, in part, for the following contract:

December 8, 2020

**Counseling - Mental Health/Psychological Evaluations:**

- To provide mental health and psychological evaluations for children, youth and families in making determinations in child protective services, family court and preventative cases:

o ***David Nathanson, Ph.D.*** Not to exceed  
 \$5,000.00 per year  
 2839 Elmwood Avenue  
 Kenmore, NY 14217

**WHEREAS**, Resolution Number 20-057 was previously amended by this Board of Supervisors on November 10, 2020 by ***Resolution Number 20-442*** to increase the total contract amount from five thousand dollars (\$5,000.00) to an amount not to exceed ***five thousand six hundred dollars (\$5,600.00)***; now therefore,

**BE IT RESOLVED**, That ***Resolution Number 20-057*** as previously amended by ***Resolution Number 20-442*** be hereby further amended to increase the total contract amount from five thousand six hundred dollars (\$5,600.00) to an amount not to exceed ***seven thousand six hundred dollars (\$7,600.00)***. All else remains the same.

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

*There was a motion by Mr. Davis, T/Covington, to combine resolutions #21 through #33. Hearing no objection resolution titles only were read.*

**#21**

**RESOLUTION NO. 20-506**  
**(December 8, 2020)**

By Mr. Davis, 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 Opportunities of DePaul***, 2475 George Urban Boulevard, Suite 201, Depew NY 14043 on behalf of Mental Health. Said contract is for residential programs in an amount not to exceed three hundred fifty-two thousand four hundred twenty-four dollars (\$352,424.00); effective January 1, 2021 through December 31, 2021. Contingent upon the availability of funds.

Regular Session

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #22

**RESOLUTION NO. 20-507**  
**(December 8, 2020)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH  
PEERS TOGETHER OF WYOMING COUNTY ON BEHALF OF  
MENTAL HEALTH**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Peers Together of Wyoming County*, 27 West Buffalo Street, Warsaw, NY 14569 on behalf of Mental Health. Said contract is for peer operated programs in an amount not to exceed three hundred one thousand twelve dollars (\$301,012.00); effective January 1, 2021 through December 31, 2021.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #23

**RESOLUTION NO. 20-508**  
**(December 8, 2020)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH  
CAMP GET-A-WAY OF WNY 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 of WNY*, 77 Commerce Drive, Rochester, NY 14623 on behalf of Mental Health. Said contract is for camp and family support services in an amount not to exceed one hundred thirty-four thousand one hundred eighty-four dollars (\$134,184.00); effective January 1, 2021 through December 31, 2021.

Contingent upon the availability of funds.

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

December 8, 2020

**RESOLUTION NO. 20-509**  
**(December 8, 2020)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH  
HILLSIDE CHILDREN'S CENTER ON BEHALF OF  
MENTAL HEALTH**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Hillside Children's Center*, 1183 Monroe Avenue, Rochester, NY 14620-1699 on behalf of Mental Health. Said contract is for various mental health programs for children in an amount not to exceed one hundred twenty-eight thousand six hundred eighty-eight dollars (\$128,688.00); effective January 1, 2021 through December 31, 2021.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #25

**RESOLUTION NO. 20-510**  
**(December 8, 2020)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH  
COORDINATED CARE SERVICES, INC. (CCSI) ON BEHALF OF  
MENTAL HEALTH**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Coordinated Care Services, Inc. (CCSI)*, 1099 Jay Street, Building J, Rochester, NY 14611 on behalf of Mental Health. Said contract is for the staffing of various behavioral health programs in an amount not to exceed three hundred forty-nine thousand four hundred forty-three dollars (\$349,443.00); effective January 1, 2021 through December 31, 2021.

Contingent upon the availability of funds.

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

Regular Session

**RESOLUTION NO. 20-511**  
**(December 8, 2020)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH  
SUBURBAN ADULT SERVICES, INC. ON BEHALF OF  
MENTAL HEALTH**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Suburban Adult Services, Inc.*, 960 West Maple Court, Elma, NY 14059 on behalf of Mental Health. Said contract to sustain access to community/site-based pre-vocational employment services for the developmentally disabled population in the southwestern portion of Wyoming County in an amount not to exceed eleven thousand seven hundred dollars (\$11,700.00); effective January 1, 2021 through December 31, 2021.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #27

**RESOLUTION NO. 20-512**  
**(December 8, 2020)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH  
SPECTRUM HUMAN 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 *Spectrum Human Services, Inc.*, 227 Thorn Avenue, Orchard Park, NY 14127 on behalf of Mental Health. Said contract is for mental health and substance use treatment services for Wyoming County residents in an amount not to exceed five hundred fifty-three thousand two hundred fifty-five dollars (\$553,255.00); effective January 1, 2021 through December 31, 2021.

Contingent upon the availability of funds.

December 8, 2020

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #28

**RESOLUTION NO. 20-513**  
**(December 8, 2020)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH  
LIVINGSTON/WYOMING ARC 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 *Livingston/Wyoming ARC*, 18 Main Street, Mount Morris, NY 14510 on behalf of Mental Health. Said contract is for assisted competitive employment services for Wyoming County individuals with mental illness in an amount not to exceed fifty-five thousand six hundred fifty-nine dollars (\$55,659.00); effective January 1, 2021 through December 31, 2021.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #29

**RESOLUTION NO. 20-514**  
**(December 8, 2020)**

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

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

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

**COMMUNITY SERVICES BOARD**

***Four (4) year term effective January 1, 2020 through December 31, 2023***

- ***Gordon Lew***, 6031 LaGrange Road, Wyoming, NY 14591  
(reappointment)
- ***Dr. Maria Adams***, Oak Orchard Health, 81 South Main Street, Warsaw, NY 14569 (replacing J. Conway)

**ALCOHOL & SUBSTANCE ABUSE SUBCOMMITTEE*****Four (4) year term effective January 1, 2020 through December 31, 2023***

- *Faith Hoffman-McQueen*, 693 Lapp Road, Alden, NY 14004  
(replacing *I. Carrasquillo*)

**MENTAL HEALTH SUBCOMMITTEE*****Four (4) year term effective January 1, 2020 through December 31, 2023***

- *Gordon Lew*, 6031 LaGrange Road, Wyoming, NY 14591  
(reappointment)

**DEVELOPMENTALLY DISABLED SUBCOMMITTEE*****Three (3) year term effective December 8, 2020 through December 31, 2023***

- *Dr. Maria Adams*, Oak Orchard Health, 81 South Main Street, Warsaw, NY 14569 (replacing *F. Hoffman-McQueen*)

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #30

**RESOLUTION NO. 20-515**  
**(December 8, 2020)**

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

**CHAIRMAN/COMMISSIONER OF HEALTH AUTHORIZED TO SIGN  
VARIOUS CONTRACTS AND AGREEMENTS ON BEHALF OF THE  
COUNTY HEALTH DEPARTMENT FOR THE YEAR 2021**

**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 2021 on behalf of the County Health Department with all amounts reflecting not to exceed amounts; effective January 1, 2021 through December 31, 2021:

<b><i>Microbac Laboratories</i></b>	Per Price List Based on volume Not to exceed amount budgeted
• Environmental Laboratory/Water Testing Services	
<b><i>Erie County Public Health Laboratory</i></b>	Per Price List Based on volume Not to exceed amount budgeted
• Environmental Laboratory/Water Testing Services	
<b><i>Clark Patterson Lee</i></b>	Based on usage Not to exceed amount budgeted
• Professional Engineering Services	
<b><i>MRB Engineering</i></b>	Based on usage Not to exceed amount budgeted
• Professional Engineering Services	

December 8, 2020

<b><i>Environmental Testing and Consulting, Inc.</i></b>	Per Price List Based on volume
• Lead Hazard Evaluation Services	
<b><i>Kara Eastwood, MD</i></b>	\$5,000 annually
• Medical Director Services MWHS	
<b><i>ACM Laboratories</i></b>	Per Price List Based on volume Not to exceed amount budgeted
• Clinical Laboratory Testing Services (MWHS)	
<b><i>County of Monroe</i></b>	Per Price List Based on volume Not to exceed amount budgeted
• Medical Examiner Services	
<b><i>NMS Laboratories</i></b>	Per Price List Based on volume Not to exceed amount budgeted
• Post Mortem Laboratory Services	
<b><i>The Village NP (Sarah Schafer, NP)</i></b>	\$14,000.00 annually (pd. qt.) \$12,000.00 \$2,000.00
• Practitioner Services (Jail Medical • Tuberculosis Control Program Medical Practitioner Services)	
<b><i>WCJW</i></b>	Based on usage Not to exceed amount budgeted
• Radio Advertising	

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #31

**RESOLUTION NO. 20-516**  
**(December 8, 2020)**

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, BUREAU OF  
IMMUNIZATION ON BEHALF OF THE COUNTY  
HEALTH DEPARTMENT**

**BE IT RESOLVED**, That the Chairman of this Board and Commissioner of Health, with the approval of the County Attorney, is authorized to sign a grant application and acceptance award with **New York State Department of Health, Bureau of Immunization**, 52 Corning Tower, Room 649, Empire State Plaza, Albany, New York 12237 on behalf of the County Health Department. Said grant funding for the “Local Health Department Support for Flu and COVID-19 Response” in a minimum amount of thirteen thousand five hundred sixty-six dollars (\$13,566.00); effective June 5, 2020 through June 30, 2021.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:**  
Regular Session

**RESOLUTION NO. 20-517**  
**(December 8, 2020)**

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

**RESOLUTION NUMBER 18-055 AMENDED**

**WHEREAS**, Resolution Number 18-055 entitled, **“CHAIRMAN/COMMISSIONER OF HEALTH AUTHORIZED TO SIGN A CONTRACT WITH ECLINICAL WORKS ON BEHALF OF THE COUNTY HEALTH DEPARTMENT,”** passed by this Board of Supervisors on October 8, 2019 and provides for electronic medical record and practice management services in an amount not to exceed ten thousand dollars (\$10,000.00) per year; effective January 1, 2018 through December 31, 2020;

**WHEREAS**, That Resolution Number 18-055 was previously amended by this Board of Supervisors on January 14, 2020 by ***Resolution Number 20-024*** to reflect an increase in the maximum annual expense by one thousand dollars (\$1,000.00) annually for a new total contract amount not to exceed eleven thousand dollars (\$11,000.00) per year; now therefore,

**BE IT RESOLVED**, That ***Resolution Number 18-055*** as previously amend by ***Resolution Number 20-024*** be hereby further amended to extend the contract term through ***December 31, 2021***.

All else remains the same.

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #33**

**RESOLUTION NO. 20-518**  
**(December 8, 2020)**

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

**GREGORY J. COLLINS, DO, MPH REAPPOINTED MEDICAL DIRECTOR, PT**

**BE IT RESOLVED**, That ***Gregory J. Collins, DO, MPH***, 4820 Darby Road, Avon, NY 14414 be hereby reappointed as Medical Director, PT for a one (1) year term; effective January 1, 2021 through December 31, 2021.

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

December 8, 2020

**RESOLUTION NO. 20-519**  
**(December 8, 2020)**

By Mr. Berwanger, Chairman of the Agriculture Committee:

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

**BE IT RESOLVED**, That the following members are hereby appointed/reappointed to the Region 9 ~ Fish and Wildlife Management Board as follows for a two (2) year term effective January 1, 2021 through December 31, 2022 as follows:

**Sportsman Representative**

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

**Sportsman Representative Alternate**

- *John Gillen*, 92 Wyoming Street, Warsaw, NY 14569

**Landowner Representative**

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

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

**Presentation ~**

- *Invenergy Donation to Camp Wyomoco*
  - *Supervisor May, T/Orangeville, Mary Kehl (via Zoom) and Abby Griffith, Cornell Cooperative Extension (via Zoom)*
    - *Invenergy is recognized for its \$9,000.00 donation to Cornell Cooperation Extension for needed repairs at Camp Wyomoco and a \$1,000.00 donation to a local food pantry. Abby Griffith and Supervisor May expressed their appreciation for the donation.*

*There was a motion by Mr. Leuer, T/Middlebury, to combine resolutions #35 through #39 and #19. Hearing no objection resolution titles only were read.*

#35

**RESOLUTION NO. 20-520**  
**(December 8, 2020)**

By Mr. Leuer, Chairman of the Planning Committee:

**COUNTYWIDE ZONING PERMIT FEE SCHEDULE APPROVED**

Regular Session

**BE IT RESOLVED**, That the Countywide Zoning Fee Schedule is hereby approved and annexed hereto.

Zoning Permit Fee Schedule 2021				
<b>Fee Schedule</b>				
Zoning permit	\$ 25.00	Up to 400 sq' plus .10 per/sq' above		
*AG Structures	\$ 25.00	See Footnote		
Land Separation	\$ 125.00	Per lot created		
	\$ 25.00	Parcel Certification		
Site Plan review	\$ 175.00			
Variance	\$ 175.00	Per Variance		
Special Use	\$ 175.00	Annual review fee - \$25		
Subdivision	\$ 500.00			
Re-zone	\$ 550.00			
Mailings	Applicant			
3rd party review	Applicant			
Home Occupation - Minor	\$ 100.00	Unless Specified in the Local Zoning Law		
Home Occupation - Major	\$ 175.00	Unless Specified in the Local Zoning Law		
*Exemption	Buildings that are exempt as stated within the New York State Uniform Fire Prevention and Building Code			

**Carried:** XXX

**Ayes:** 1599

**Noes:**

**Absent:**

**Abstain:**

**#36**

**RESOLUTION NO. 20-521**  
**(December 8, 2020)**

By Mr. Leuer, Chairman of the Planning Committee:

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

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

**Planning & Development Representative**

One (1) year term effective January 1, 2021 through December 31, 2021

- ***Roberta Curry*** (Wyo. Co. Planning and Development) 36 Center Street, Suite C, Warsaw NY 14569

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**Supervisor Member**

*One (1) year term effective January 1, 2021 through December 31, 2021*

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

**Alternate Supervisor Member**

*One (1) year term effective January 1, 2021 through December 31, 2021*

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

**Carried:** XXX

**Ayes:** 1599

**Noes:**

**Absent:**

**Abstain:**

**#37**

**RESOLUTION NO. 20-522**  
**(December 8, 2020)**

By Mr. Leuer, Chairman of the Planning Committee:

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

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

**Supervisor Member**

*One (1) year term effective January 1, 2021 through December 31, 2021*

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

**Agency Representative**

*One (1) year term effective January 1, 2021 through December 31, 2021*

- ***Joan Petzen*** (Cornell Cooperative Extension), 36 Center Street, Warsaw, NY 14569

**Carried:** XXX

**Ayes:** 1599

**Noes:**

**Absent:**

**Abstain:**

**#38**

**RESOLUTION NO. 20-523**  
**(December 8, 2020)**

By Mr. Leuer, Chairman of the Planning Committee:

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

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

**Supervisor Member**

*One (1) year term effective January 1, 2021 through December 31, 2021*

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

**Planning Department Representative**

*One (1) year term effective January 1, 2021 through December 31, 2021*

- ***Roberta Curry*** (Wyo. Co. Planning and Development), 36 Center Street, Suite C, Warsaw NY 14569

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #39

**RESOLUTION NO. 20-524**  
**(December 8, 2020)**

By Mr. Leuer, Chairman of the Planning Committee:

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

**BE IT RESOLVED**, That the following member is hereby appointed/reappointed to the Wyoming County Planning Board:

**Voting Members**

*Three (3) years term effective January 1, 2021 through December 31, 2023*

- ***Barbara Higgins*** (T/Attica), 189 Main Street, Attica, NY, 14011

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

*Supervisor Brick, T/Perry made a motion to amend Resolution Office #44 entitled, **MEMBERS APPOINTED/REAPPOINTED TO THE TRAFFIC SAFETY BOARD**, to withdraw from consideration Bruce Kreiger and Eileen Stroud's appointment to the Traffic Safety Board as both have declined being reappointed. Second by Supervisor Kehl, T/Attica, All Aye, Carried*

*There was a motion by Mr. Brick, T/Perry, to combine resolutions #40 through #44. Hearing no objection resolution titles only were read.*

#40

**RESOLUTION NO. 20-525**  
**(December 8, 2020)**

December 8, 2020

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

**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A CONTRACT WITH STEPHEN STOCKING ON BEHALF OF COUNTY HIGHWAY**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is hereby authorized and directed to award bid and sign a contract with *Stephen Stocking*, 2186 Angling Road, Corfu, NY 14036 on behalf of County Highway. Said contract is for deer removal and disposal in an amount not to exceed fifty-eight dollars (\$58.00) per deer; effective January 1, 2021 through December 31, 2021 with the option of two (2) one-year extensions.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #41

**RESOLUTION NO. 20-526**  
**(December 8, 2020)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH EASTMAN TREE SERVICE 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 *Eastman Tree Service*, 3203 Smallwood Road, Warsaw, NY 14569 on behalf of County Highway. Said contract is for tree removal in an amount not to exceed fifteen thousand dollars (\$15,000.00); effective January 1, 2021 through December 31, 2021.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #42

**RESOLUTION NO. 20-527**  
**(December 8, 2020)**

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

Regular Session

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH  
U & S SERVICES, INC. ON BEHALF OF BUILDINGS AND GROUNDS  
(CO. BLDGS.)**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *U & S Services, Inc.*, 95 Stark Road, Buffalo, NY 14150 on behalf of Buildings and Grounds (Co. Bldgs.). Said contract is for HVAC controls and preventative maintenance at various County buildings in an amount not to exceed nine thousand two hundred twenty-four dollars (\$9,224.00); effective January 1, 2021 through December 31, 2021. (*State Contract PT68877*)

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #43

**RESOLUTION NO. 20-528**  
**(December 8, 2020)**

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

**RESOLUTION NUMBER 20-296 AMENDED**

**WHEREAS**, Resolution Number 20-296 entitled, “**WYOMING COUNTY COURTHOUSE MAKE UP AIR UNIT REPLACEMENT CAPITAL IMPROVEMENT PROJECT ESTABLISHED, TRANSFERRING AND APPROPRIATING FUNDS THEREFORE AND AUTHORIZING THE CHAIRMAN TO SIGN VARIOUS CONTRACTS ON BEHALF OF BUILDINGS AND GROUNDS (CO. BLDGS.)**” was passed by this Board of Supervisors on July 14, 2020 and provides, in part, for the following contract:

- ***Landry Mechanical Contractors, Inc.***, 164 Flint Hill Road, LeRoy, NY 14482 for the purchase and installation of a Make Up Air Unit at the Wyoming County Courthouse in an amount not to exceed seventy-seven thousand two hundred dollars (\$77,200.00); effective July 13, 2020 through October 30, 2020.

Now therefore,

**BE IT RESOLVED**, That *Resolution Number 20-296* be hereby amended to increase the contract amount by ***two thousand five hundred nineteen dollars and seventy-two cents (\$2,519.72)*** for a total contract amount not to exceed ***seventy-nine thousand seven hundred nineteen dollars and***

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**seventy-tow cents (\$79,719.72).**

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #44

**RESOLUTION NO. 20-529**  
**(December 8, 2020)**

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

**MEMBERS APPOINTED/REAPPOINTED TO THE TRAFFIC SAFETY BOARD AS AMENDED**

**BE IT RESOLVED,** That the following members are hereby appointed/reappointed to the Traffic Safety Board for a three (3) year term; effective November 6, 2020 through November 5, 2023:

- **William Hicks** (T/Arcade), 158 North Street, Arcade NY 14009
- **Bruce Krieger** (T/Attica), 700 Route 98, Attica, NY 14011 (*filling a vacant position*)
- **Joseph Heller, Jr.** (T/Bennington), 1290 Maxon Road, Attica, NY 14011
- **Michael Bell** (T/Covington), 7718 Kendall Road, Pavilion, NY 14525
- **Eileen Stark** (T/Pike), PO Box 244, Pike, NY 14130

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

*There was a motion by Mrs. May, T/Orangeville, to combine resolutions #45 through #49. Hearing no objection resolution titles only were read.*

#45

**RESOLUTION NO. 20-530**  
**(December 8, 2020)**

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

**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND ACCEPTANCE AWARD WITH THE NEW YORK STATE**

Regular Session

**GOVERNOR'S TRAFFIC SAFETY COMMITTEE ON BEHALF OF  
THE SHERIFF'S DEPARTMENT**

**BE IT RESOLVED**, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to sign a grant application and acceptance award with the *New York State Governor's Traffic Safety Committee*, 6 Empire State Plaza, Albany, NY 12228 on behalf of the Sheriff's Department. Said grant is funding is for patrols dedicated to selective traffic enforcement details in a minimum amount of eight thousand dollars (\$8,000.00); effective October 1, 2020 through September 30, 2021.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #46

**RESOLUTION NO. 20-531**  
**(December 8, 2020)**

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

**DAVID LINDER REAPPOINTED AS THE STOP-DWI  
COORDINATOR, PT**

**BE IT RESOLVED**, That *David Linder*, 563 Perry Road, Strykersville, NY 14145 be hereby reappointed as the STOP-DWI Coordinator, PT for a one (1) year term; effective January 1, 2021 through December 31, 2021.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #47

**RESOLUTION NO. 20-532**  
**(December 8, 2020)**

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

**RESOLUTION NUMBER 19-307 AMENDED**

**WHEREAS**, Resolution Number 19-307 entitled, "CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH UBMD ON BEHALF OF EMERGENCY SERVICES," passed by this Board of Supervisors on July 9, 2019 to provide medical direction for pre-hospital care in an amount not to exceed thirty-eight thousand two hundred fifty dollars (\$38,250.00); effective August 1, 2019 through December 31, 2020;

**WHEREAS**, That Resolution Number 19-307 was previously amended

December 8, 2020

by this Board of Supervisors on September 10, 2019 by *Resolution Number 19-381* to correct the contracting party's name to ***UBMD Emergency Medicine – University Emergency Medical Services, Inc. (UEMS)***; now therefore,

**BE IT RESOLVED**, That *Resolution Number 19-307* as previously amended by *Resolution Number 19-381* be hereby further amended to extend the contract term through ***December 31, 2021***.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #48

**RESOLUTION NO. 20-533**  
**(December 8, 2020)**

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

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

**BE IT RESOLVED**, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to sign a grant application and acceptance award with the *New York State Office of Indigent Legal Services*, Alfred E. Smith State Office Building, 80 South Swan Street, Albany, NY 12210 on behalf of the Public Defender's Office. Said grant is the 3<sup>rd</sup> Upstate Quality Improvement and Caseload Reduction funding for the Public Defender's Office in a minimum amount of two hundred forty-two thousand one hundred dollars (\$242,100.00); effective July 1, 2020 through June 30, 2022. (*3<sup>rd</sup> Upstate*)

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #49

**RESOLUTION NO. 20-534**  
**(December 8, 2020)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH DR. GARY HORWITZ ON BEHALF OF DISTRICT ATTORNEY'S OFFICE**

Regular Session

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with **Dr. Gary Horwitz**, 919 Westfall Road, Suite B20, Rochester, NY 14618 on behalf of the District Attorney's Office. Said contract is for psychiatric evaluation for the case of People v. Ryan Priel in an amount not to exceed ten thousand dollars (\$10,000.00); effective November 1, 2020 through completion of case.

Contingent upon the availability of funds.

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

*Supervisor Kehl, T/Attica made a motion to amend Resolution office #58, entitled, **SALARY SCHEDULES “C”, “X”, “P”, “S” AND “G” AMENDED**, to withdraw from consideration to abolish the **Medical Receptionist** (Position Code #12.188.153) under **WYOMING COUNTY FAMILY MEDICINE – ARCADE** as the position is not vacant. Second by Supervisor Grant, T/Bennington, All Aye, Carried.*

*There was a motion by Mr. Kehl, T/Attica, to combine resolutions #50 through #72. Hearing no objection resolution titles only were read.*

#50

**RESOLUTION NO. 20-535**  
**(December 8, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION IN SUPPORT OF BILL NUMBERS S.08249 / A.10817,  
 AN ACT TO AMEND THE LABOR LAW, IN RELATION TO  
 EXCLUDING CLAIMS FOR UNEMPLOYMENT INSURANCE  
 ARISING AS A RESULT OF AN EMPLOYER CLOSING HIS OR HER  
 BUSINESS BECAUSE OF NOVEL CORONAVIRUS COVID-19, FROM  
 AN EMPLOYER’S EXPERIENCE RATING CHARGES**

**WHEREAS**, Hundreds of thousands of businesses across New York State are coping with the ongoing COVID-19 pandemic; and

**WHEREAS**, Action needs to be taken help prevent dramatic increases in unemployment insurance rates; and

**WHEREAS**, Many businesses have been forced to lay off workers because of state-ordered shutdowns and other restrictions. Businesses that have resumed operations continue to face depressed consumer demand, a decline in

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sales and lost revenue. As coronavirus cases continue to rise in some regions, more business shutdowns and, unfortunately, more layoffs are likely; and

**WHEREAS**, This is an unprecedented time for New York State and the nation. Businesses throughout New York State are struggling and the prospect of a dramatic increase in unemployment insurance premiums is devastating. The added cost would force many businesses to permanently close and result in permanent job losses; and

**WHEREAS**, Earlier this year, Senator Gallivan co-sponsored legislation to address this issue. Bill S.08249 would amend the state's labor law to exclude unemployment payments associated with COVID-19 or another government mandated closure, from being used as part of the calculation of an employer's experience rating. The legislation remains in committee; and

**WHEREAS**, The Wyoming County Board of Supervisors has been urged to work with the businesses of our community and the New York State legislature to address the challenges facing the unemployment insurance program without passing along unprecedented insurance premium increases to businesses and job creators; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors calls upon Governor Andrew M. Cuomo and the New York State Legislature to fully support and enact Bill Numbers S.08249 / A.10817; and be it

**FURTHER RESOLVED**, That the Clerk to the Board shall forward copies of this resolution to Governor Andrew M. Cuomo, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:**  
#51

**RESOLUTION NO. 20-536**  
**(December 8, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN 2021 DENTAL INSURANCE  
RATES ON BEHALF OF THE COUNTY INSURANCE OFFICE**

**BE IT RESOLVED**, That the Chairman of the Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign dental insurance rates with ***Univera Healthcare***, 205 Park Club Lane, Buffalo, NY 14221 for County employees; effective March 1, 2021 to February 28, 2022:

• ***Dental Select / High Option:***

- Single \$35.58
- Employee/Spouse \$64.42
- Employee/Child(ren) \$73.98
- Family \$102.14

• ***Dental Select / Low Option:***

- Single \$23.08
- Employee/Spouse \$44.72
- Employee/Child(ren) \$52.76
- Family \$74.44

**Carried:** XXX

**Ayes:** 1599

**Noes:**

**Absent:**

**Abstain:**

**#52**

**RESOLUTION NO. 20-537**  
**(December 8, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**DIXIE PERKINS APPOINTED WORKERS' COMPENSATION  
 PROGRAM ADMINISTRATOR (TEMP.)**

**BE IT RESOLVED**, That ***Dixie Perkins***, 101 Court Street, Warsaw, NY 14569 be hereby appointed to the position of ***Workers' Compensation Program Administrator (Temp.)*** and amend Salary Schedule "D" to set the salary at \$72,262.00 per year; effective November 30, 2020.

**Carried:** XXX

**Ayes:** 1599

**Noes:**

**Absent:**

**Abstain:**

**#53**

**RESOLUTION NO. 20-538**  
**(December 8, 2020)**

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

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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, 2021.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #54

**RESOLUTION NO. 20-539**  
**(December 8, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN 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 Chairman of this Board, 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:

- ***Nuance Healthcare / HANYS***, One Wayside Road, Burlington, MA 01803 for Clintegrity coding and compliance products and services for electronic reference manuals for inpatient and outpatient coding in an amount not to exceed twenty-seven thousand four hundred fifty-five dollars and fifty-three cents (\$27,455.53) for Year 1, twenty-eight thousand two hundred seventy-nine dollars and twenty cents (\$28,279.20) for Year 2 and twenty-nine thousand one hundred twenty-seven dollars and fifty-seven cent (\$29,127.57) for Year 3; effective January 1, 2021 through December 31, 2023.

- *Sysmex America, Inc.*, 577 Aptakisic Road, Lincolnshire, IL 60069 for hematology equipment, support and reagents in an amount not to exceed sixty-seven thousand three hundred forty-seven dollars and twenty-five cents (\$67,347.25) per year, effective January 1, 2021 through December 31, 2025.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #55

**RESOLUTION NO. 20-540**  
**(December 8, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 20-208 AMENDED**

**WHEREAS**, Resolution Number 20-208 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**”, was passed by this Board of Supervisors on April 11, 2017 and provides, in part, for the following contract:

- *Cafefusion Solutions, LLC*, 3750 Torrey View Court, San Diego, CA 92130 for drug dispensing machines in an amount not to exceed three hundred forty-one thousand two hundred ninety-five dollars (\$341,295.00) less fifty thousand dollars (\$50,000.00) credit plus an amount not to exceed eighty-seven thousand sixty dollars (\$87,060.00) for a five (5) year service agreement; effective May 1, 2020 through April 30, 2025.

And,

**WHEREAS**, That Resolution Number 20-208 was previously amended by this Board of Supervisors on August 11, 2020 by ***Resolution Number 20-239*** as follows:

- Increase the not to exceed amount from \$341,295.00 **to \$341,299.00**.
- Increase the not to exceed amount of the 5-year service agreement from \$87,060.00 **to \$107,040.00** due to an additional five (5) machines.

Now therefore,

**BE IT RESOLVED**, That ***Resolution Number 20-208*** as previously amended by ***Resolution Number 20-239*** be hereby further amended as follows:

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- Decrease the not to exceed amount from \$341,299.00 to **\$341,298.00**.
- Increase the not to exceed amount of the 5-year service agreement from \$107,040.00 to **\$107,520.00**.
- Change the term of the contract from November 1, 2020 through October 31, 2025 to **December 1, 2020 through November 30, 2025**.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #56

**RESOLUTION NO. 20-541**  
**(December 8, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 20-096 AMENDED**

**WHEREAS**, Resolution Number 20-096 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**”, was passed by this Board of Supervisors on February 11, 2017 and provides, in part, for the following contract:

- **NCB Medical Coding Specialists, Inc.**, 8975 Main Street, Clarence, NY 14031 for coding services, consulting and cancer registry in an amount not to exceed two hundred twenty thousand dollars (\$220,000.00) per year; effective January 1, 2020 through December 31, 2020.

Now therefore,

**BE IT RESOLVED**, That **Resolution Number 20-096** be hereby amended to extend the contract end date from December 31, 2020 to **December 31, 2021**.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #57

**RESOLUTION NO. 20-542**  
**(December 8, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO AWARD BIDS AND 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 Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney and/or Costello Cooney Fearon, PLLC, legal counsel, as related to the ***Laboratory Renovation Project*** as recommended by ***Campus Construction Management Group*** is hereby authorized and directed to award bids and sign the following contracts on behalf of the Wyoming County Community Health System for a total project cost not to exceed \$1,663,925.00 as set forth below:

- **ASBESTOS MONITORING SERVICES:**
  - ***Paradigm Environmental Services, Inc.***, 1815 Love Road, Grand Island, NY 14072 for time and material billing in an amount not to exceed twenty thousand dollars (\$20,000.00); effective January 1, 2021 through August 1, 2021.
- **PLUMBING AND FIRE PROTECTION TRADES:**
  - ***Willett Builders, Inc.***, 180 Genesee Street, Corfu, NY 14036 in an amount not to exceed one hundred twenty-three thousand dollars (\$123,000.00); effective January 1, 2021 through January 1, 2022.
- **ELECTRICAL TRADES:**
  - ***Billitier Electric, Inc.***, 760 Brooks Avenue, Rochester, NY 14619 in an amount not to exceed two hundred fifty-seven thousand nine hundred dollars (\$257,900.00); effective January 1, 2021 through January 1, 2022.
- **MECHANICAL TRADES:**
  - ***Michael A. Ferrauilo Plumbing and Heating, Inc.***, 1600 Jay Street, Rochester, NY 14611 in an amount not to exceed four hundred sixty-eight thousand nine hundred twenty-five dollars (\$468,925.00); January 1, 2021 through January 1, 2022.
- **GENERAL TRADES:**
  - ***Whitney East, Inc.***, 1504 Scottsville Road, Rochester, NY 14623 in an amount not to exceed seven hundred ninety-four thousand one hundred dollars (\$794,100.00); effective January 1, 2021 through January 1, 2022.

Contingent upon the availability of funds.

December 8, 2020

**RESOLUTION NO. 20-543**  
**(December 8, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

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

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

**Salary Schedule “C”:**

*Wyoming County Community Health System*

- Abolish one (1) position of ***Network Administrator II*** (1.00 FTE) (position code 12.307.507) under INFORMATION SYSTEMS; effective November 1, 2020.
- Abolish one (1) position of ***Network Administrator I*** (0.50 FTE) (position code 12.313.588) under INFORMATION SYSTEMS; effective November 1, 2020.
- Abolish one (1) position of ***Director of SNF Education/Infection Preventionist*** (1.00 FTE) (position code 01.323.573) under NURSING FACILITY ADMINISTRATION; effective December 5, 2020.

**Salary Schedule “X”:**

*Wyoming County Community Health System*

- Abolish one (1) position of ***Licensed Practical Nurse (Clinic)*** (1.00 FTE) (position code 04.166.147) under WYOMING COUNTY FAMILY MEDICINE – PERRY; effective November 1, 2020.
- Abolish one (1) position of ***Medical Receptionist*** (0.80 FTE) (position code 12.198.153) under WYOMING COUNTY FAMILY MEDICINE – PERRY; effective November 1, 2020.

*Withdrawn*

**Salary Schedule “P”:**

*Wyoming County Community Health System*

- Abolish one (1) position of ***Family Practice & Sports Medicine Physician Provider*** (1.00 FTE) (position code 10.109.612) under WYOMING COUNTY FAMILY MEDICINE – WARSAW; effective November 4, 2020.

## **Salary Schedule “S”:**

### ***Human Resource***

- Amend one (1) position of ***Payroll Specialist*** (1.00 FTE) (position code 021.535) to reflect a salary of \$43,000.00 per year; effective November 29, 2020.
  - Upon successful completion of one (1) year of satisfactory performance (on or about November 30, 2021) eligible for \$1,900.00 increase.
- Amend one (1) position of ***Human Resource Assistant II*** (1.00 FTE) (position code 028.579) to set the hourly wage at \$21.00 per hour (annual salary equivalent of \$38,514.00); effective November 29, 2020.

### ***Real Property Tax Services***

- Reduce the FTE’s for the position of ***RPTS Assessor Trainee*** (position code 022.624) from 1.0 to a 0.8 and revise the hourly wage to a corresponding \$24.54 per hour (annual salary equivalent of \$36,005.00); effective January 01, 2021.
  - Amend the amount to be awarded after one (1) year to a corresponding amount to \$3.83/hr. (increases annual salary equivalent by \$5,600.00)
  - Amend the amount to be awarded after two (2) years to a corresponding \$4.41/hr. (increases annual salary equivalent by \$6,400.00)

## **Salary Schedule “G”:**

### ***Public Defender***

- Set stipends plus corresponding fringes as provided through CAFA3 Contract No. CAFA356 for the following positions:
 

○ <b><i>Public Defender</i></b>	\$5,510.00
○ <b><i>Assist. Public Defender (1<sup>st</sup>)</i></b>	\$3,010.00
○ <b><i>Assist. Public Defender (2<sup>nd</sup>)</i></b>	\$16,500.00
○ <b><i>Assist. Public Defender (3<sup>rd</sup>)</i></b>	\$3,010.00
○ <b><i>Assist. Public Defender (5<sup>th</sup>)</i></b>	\$18,000.00
○ <b><i>Secretary to Public Defender, PT</i></b>	\$2,750.00
○ <b><i>Secretary I</i></b>	\$2,000.00

  - Said amounts to be paid bi-weekly and retroactive to July 26, 2020 through December 31, 2022.
- Set stipends plus corresponding fringes as provided through CAFA3 Contract No. CAFA356 for the following positions:
 

○ <b><i>Public Defender</i></b>	\$4,000.00
○ <b><i>Assist. Public Defender (1<sup>st</sup>)</i></b>	\$5,000.00
○ <b><i>Assist. Public Defender (2<sup>nd</sup>)</i></b>	\$3,800.00
○ <b><i>Assist. Public Defender (3<sup>rd</sup>)</i></b>	\$4,800.00
○ <b><i>Assist. Public Defender (5<sup>th</sup>)</i></b>	\$4,800.00

- *Secretary to Public Defender, PT* \$2,800.00
- *Secretary I* \$2,000.00
- *Data Management Account Clerk* \$1,000.00
  - Said amounts to be paid as a one-time stipend.
- Remove the line indicating the stipend for the position of *Assistant Public Defender (5<sup>th</sup>)* shall continue effective July 26, 2020 through the medical leave of absence as authorized by Resolution Number 20-423 as the leave of absence ended as of September 10, 2020.
- Set stipend plus corresponding fringes as provided through CAFA3 Contract No. CAFA356 for the following position:
  - *Assistant Public Defender (6<sup>th</sup>)* \$2,500.00
    - Said amount to be paid bi-weekly beginning January 1, 2021 through December 31, 2022.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #59

**RESOLUTION NO. 20-544**  
**(December 8, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**MEMBERS APPOINTED/REAPPOINTED TO THE WYOMING COUNTY COMMUNITY HOSPITAL BOARD OF MANAGERS**

**BE IT RESOLVED**, That the following members are hereby appointed / reappointed to the Wyoming County Community Hospital Board of Managers:

**Members**

***Five (5) year term effective January 1, 2021 through December 31, 2025***

- *Mark Merrill*, 5442 Sheppard Road, Bliss, NY 14042
- *J. Thomas Reagan, MD*, 3148 Merchant Road, Warsaw, NY 14569

***Unexpired vacant five (5) year term effective through December 31, 2023***

- *Stephen D. Perkins*, 2511 Blackhouse Road, Warsaw NY 14569  
*(formerly held by D. Almeter)*

**Wyo. Comm. Hospital Foundation Member**

***One (1) year term; effective January 1, 2021 through December 31, 2021***

- *Cynthia Elbow*, 4508 Quarry Road, Warsaw, NY 14569

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

Regular Session

**RESOLUTION NO. 20-545  
(December 08, 2020)**

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, 2021; 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	\$ 62,652.21	\$ 367,793.26	\$ 430,445.47
ATTICA	\$ -	\$ 272,856.00	\$ 272,856.00
BENNINGTON	\$ -	\$ -	\$ -
CASTILE	\$ -	\$ 331,661.00	\$ 331,661.00
COVINGTON	\$ -	\$ -	\$ -
EAGLE	\$ -	\$ -	\$ -
GAINESVILLE	\$ 2,172.00	\$ 228,176.00	\$ 230,348.00
GENESEE FALLS	\$ -	\$ -	\$ -
JAVA	\$ -	\$ -	\$ -
MIDDLEBURY	\$ 4,250.00	\$ 288,747.00	\$ 292,997.00
ORANGEVILLE	\$ -	\$ -	\$ -
PERRY	\$ 20,757.48	\$ 259,468.58	\$ 280,226.06
PIKE	\$ -	\$ -	\$ -
SHELDON	\$ -	\$ -	\$ -
WARSAW	\$ 11,344.00	\$ 322,097.00	\$ 333,441.00
WETHERSFIELD	\$ -	\$ -	\$ -
<b>TOTALS:</b>	<b>\$ 101,175.69</b>	<b>\$ 2,070,798.84</b>	<b>\$ 2,171,974.53</b>

and be it

**FURTHER RESOLVED**, That there shall be and hereby is assessed and levied upon and collected from real property liable therefore within the

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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	RELEVED WATER/SEWER & RECYCLE FEE	TOTAL
ARCADE		\$ 76,000.00		*** \$ 152,373.22		\$ 228,373.22
ATTICA		\$ 77,000.00				\$ 77,000.00
BENNINGTON	V \$ 11,075.43	B \$ 100,000.00			* \$ -	
		C \$ 81,190.00	\$ 1,300.00	* \$ 47,098.75		
		HC \$ 31,628.00				\$ 272,292.18
CASTILE				* \$ 42,000.00		
		\$ 85,000.00	\$ 7,350.00	** \$ 224,706.00	* \$ 6,411.53	\$ 365,467.53
COVINGTON		PA \$ 90,022.00				
		WY \$ 15,059.00		* \$ 350.00		
		PE \$ 6,200.00				\$ 111,631.00
EAGLE	\$ 188,756.00		\$ 6,000.00	* \$ 6,900.00	* \$ -	\$ 201,656.00
					*** \$ -	
GAINESVILLE		G \$ 56,353.00				
		SS \$ 20,152.00				
		C \$ 2,248.00				\$ 78,753.00
GENESEE FALLS		\$ 32,600.00	\$ 9,000.00			\$ 41,600.00
JAVA	NJ \$ -	NJ \$ 38,194.72	NJ \$ 2,800.00	* \$ 11,332.50	* \$ 1,706.75	
		S \$ 70,697.00	JC \$ 300.00			\$ 125,030.97
MIDDLEBURY		F1 \$ 71,092.00				
		F2 \$ 15,200.00				\$ 86,292.00
ORANGEVILLE	V \$ 66,351.77			* \$ 2,727.18	* \$ 58.02	
		O \$ 18,343.00	L3 \$ 700.00			\$ 88,179.97
PERRY	F3 \$ 3,574.31	F4 \$ 63,000.00	PC \$ 1,700.00	* \$ 15,390.00	* \$ -	
				** \$ 24,020.00		\$ 107,684.31
PIKE	F1 \$ 43,650.00		L1 \$ 6,700.00		* \$ 4,936.01	\$ 58,286.01
			S1 \$ 3,000.00			
SHELDON	V \$ 36,372.80	ST \$ 36,814.27	L1 \$ 5,250.00	* \$ 66,134.12	* \$ 1,981.67	
		NJ \$ 13,534.20	L2 \$ 3,275.00		*** \$ -	
		SH \$ 122,059.25	L3 \$ 867.00			
		HC \$ 32,822.69	L9 \$ 1,700.00			\$ 320,811.00
WARSAW		\$ 63,286.00		* \$ -	* \$ 429.00	\$ 112,712.44
				** \$ 48,805.00	** \$ 192.44	
					*** \$ -	
WETHERSFIELD		G \$ 32,894.00				
		NJ \$ 19,881.00				
		B \$ 23,500.00				\$ 76,275.00
<b>TOTALS:</b>	\$ 349,780.31	\$ 1,294,770.13	\$49,942.00	\$641,836.77	\$15,715.42	\$ 2,352,044.63

\* = WATER    \*\* = SEWER    \*\*\* = RECYCLING

and be it

**FURTHER RESOLVED**, That the amounts to be raised by tax for all other purposes, as specified in the said several budgets are presented to this Board and which are on file in the office of the Clerk hereof, shall be and hereby are assessed and levied upon and collected from all the taxable property in the Towns as indicated below, except otherwise provided by Law, namely:

NAME OF TOWN	GENERAL FUND TOWN WIDE	HIGHWAY FUND TOWN WIDE	TOTAL
ARCADE	\$ -	\$ 339,775.46	\$ 339,775.46
ATTICA	\$ 223,102.00	\$ 267,169.00	\$ 490,271.00
BENNINGTON	\$ 267,890.00	\$ 850,625.00	\$ 1,118,515.00
CASTILE	\$ 218,652.00	\$ 292,752.00	\$ 511,404.00
COVINGTON	\$ 216,653.00	\$ 323,424.00	\$ 540,077.00
EAGLE	\$ -	\$ -	\$ -
GAINESVILLE	\$ 186,546.00	\$ 292,294.00	\$ 478,840.00
GENESEE FALLS	\$ 132,374.00	\$ 263,689.00	\$ 396,063.00
JAVA	\$ 124,344.30	\$ 523,244.65	\$ 647,588.95
MIDDLEBURY	\$ 82,176.00	\$ 366,457.00	\$ 448,633.00
ORANGEVILLE	\$ -	\$ -	\$ -
PERRY	\$ 291,800.07	\$ 291,800.00	\$ 583,600.07
PIKE	\$ 178,952.00	\$ 366,427.00	\$ 545,379.00
SHELDON	\$ -	\$ -	\$ -
WARSAW	\$ 414,838.00	\$ 371,123.00	\$ 785,961.00
WETHERSFIELD	\$ 39,020.00	\$ 50,000.00	\$ 89,020.00
<b>TOTALS:</b>	<b>\$ 2,376,347.37</b>	<b>\$ 4,598,780.11</b>	<b>\$ 6,975,127.48</b>

Carried: XXX

Ayes: 1599

Noes:

Absent:

Abstain:

#61

**RESOLUTION NO. 20-546**  
**(December 8, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**2021 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 2021 as indicated in the amount of **\$2,665,714.29 (two million six hundred sixty-five thousand seven hundred fourteen dollars and twenty-nine 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	41	\$ 129.17	\$ 5,295.97
	Year-Round Garbage	1,367	\$ 258.33	\$ 353,137.11
Castile	Seasonal Garbage	217	\$ 129.17	\$ 28,029.89
	Year-Round Garbage	1,231	\$ 258.33	\$ 318,004.23
Covington	Seasonal Garbage	2	\$ 129.17	\$ 215.28
	Year-Round Garbage	457	\$ 258.33	\$ 98,380.68
Gainesville	Seasonal Garbage	19	\$ 129.17	\$ 2,454.23
	Year-Round Garbage	804	\$ 258.33	\$ 207,697.32
Genesee Falls	Seasonal Garbage	11	\$ 129.17	\$ 1,420.87
	Year-Round Garbage	187	\$ 258.33	\$ 48,307.71
Middlebury	Seasonal Garbage	8	\$ 129.17	\$ 1,033.36
	Year-Round Garbage	602	\$ 258.33	\$ 155,514.66
Orangetown	Seasonal Garbage	38	\$ 129.17	\$ 4,908.46
	Year-Round Garbage	490	\$ 258.33	\$ 126,581.70
Perry	Seasonal Garbage	7	\$ 129.17	\$ 904.19
	Year-Round Garbage	1,825	\$ 258.33	\$ 471,452.25
Pike	Seasonal Garbage	22	\$ 129.17	\$ 2,841.74
	Year-Round Garbage	412	\$ 258.33	\$ 106,431.96
Sheldon	Seasonal Garbage	11	\$ 129.17	\$ 1,420.87
	Year-Round Garbage	889	\$ 258.33	\$ 229,655.37
Warsaw	Seasonal Garbage	9	\$ 129.17	\$ 1,162.53
	Year-Round Garbage	1,810	\$ 258.33	\$ 467,577.30
Wethersfield	Seasonal Garbage	55	\$ 129.17	\$ 7,104.35
	Year-Round Garbage	322	\$ 258.33	\$ 83,182.26
	Town Subsidy			\$ (57,000.00)
				\$ 2,665,714.29

levy to the towns

\*Covington is Prorated for only 10 months of 2021

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #62

**RESOLUTION NO. 20-547**  
**(December 8, 2020)**

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, 2020 through September 30, 2020 and moved that the Clerk draw warrants on the County Treasurer for the various amounts therein.

**To: Cheryl D. Mayer, County Treasurer of Wyoming County, NY**

You are hereby authorized and directed to distribute the Semi-Annual Revenue Sharing amounts totaling forty-one thousand four hundred twenty-nine dollars and seventy-three cents (\$41,429.73) to the sixteen (16) towns of

Regular Session

Wyoming County, in accordance with the report filed with the Clerk of the Board of Supervisors, as follows:

<b>TOWNS</b>	<b>REVENUE SHARING DISTRIBUTIED</b>
Arcade	\$4,490.60
Attica	\$3,199.00
Bennington	\$4,078.63
Castile	\$4,955.72
Covington	\$856.95
Eagle	\$918.83
Gainesville	\$1,169.50
Genesee Falls	\$223.41
Java	\$2,749.04
Middlebury	\$1,309.11
Orangeville	\$3,019.98
Perry	\$3,086.77
Pike	\$1,539.65
Sheldon	\$2,407.03
Warsaw	\$6,992.09
Wethersfield	\$433.42
<b>Grand Totals:</b>	<b>\$41,429.73</b>

Let this be your Warrant for Such Payment: **\$41,429.73** (forty-one thousand four hundred twenty-nine dollars and seventy-three cents) **IN**  
**WITNESS WHEREOF**, I have hereunto set my hand and seal of the Board of Supervisors this 8<sup>th</sup> day of December, 2020.

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

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:**  
#63

**RESOLUTION NO. 20-548**  
**(December 8, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**DATE SET FOR ANNUAL ORGANIZATIONAL MEETING**

December 8, 2020

**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 *Monday, January 4, 2021, at 2:00 PM*, in the Supervisors' Chambers located in the Wyoming County Government Center, 2<sup>nd</sup> Floor, at 143 North Main Street, Village of Warsaw, Warsaw, New York 14569; and be it

**FURTHER RESOLVED**, That in accordance with Governor Cuomo's Executive Order 202.1 issued on March 12, 2020, members of the public are invited to observe the meeting via Board of Supervisors YouTube Channel through the following link:

<http://www.wyomingco.net/149/Board-of-Supervisors>

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #64

**RESOLUTION NO. 20-549**  
**(December 8, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH FISCAL ADVISORS AND MARKETING ON BEHALF OF THE COUNTY TREASURER**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Fiscal Advisors and Marketing*, 120 Walton Street, Suite 600, Syracuse, NY 13020 on behalf of the County Treasurer. Said contract to provide financial advisory services in an amount not to exceed fifty thousand dollars (\$50,000.00); effective January 1, 2021 through December 31, 2021.

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #65

**RESOLUTION NO. 20-550**  
**(December 8, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

Regular Session

**RESOLUTION NUMBER 20-094 AMENDED**

**WHEREAS**, Resolution Number 20-094 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH THREE+ONE ON BEHALF OF THE COUNTY TREASURER**,” passed by this Board of Supervisors on February 11, 2020 and provides for an initial investment financial analysis in an amount not to exceed fifteen thousand dollars (\$15,000.00); effective February 11, 2020 through termination of contract by mutual consent; now therefore

**BE IT RESOLVED**, That *Resolution Number 20-094* be hereby amended to include the continued quarterly monitoring and reporting fees of .0003 deduction from additional interest earned in perpetuity; effective November 8, 2019.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #66

**RESOLUTION NO. 20-551  
(December 8, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**OFFICIAL NEWSPAPERS DESIGNATED**

**BE IT RESOLVED**, That, pursuant to Section 214 (2) of the County Law of this state, the Arcade Herald, Arcade, New York; Country Courier, Warsaw, New York; The Daily News, Batavia, New York; and the Perry Herald, Perry, New York are hereby designated for the publication of local laws and all other notices and matters required by law to be published, for which no other specific designation has heretofore been made.

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

**REPUBLICAN DESIGNATION TO PUBLISH**

We, the undersigned Republican members of the Board of Supervisors of the County of Wyoming, State of New York, do hereby designate as follows for the year 2021:

December 8, 2020

DESIGNATION	PUBLICATION	VILLAGE OF
Election Notice	Daily News	Batavia, New York
Sheriff's Proclamation	Daily News	Batavia, New York
Local laws, notices and other matters required by law to be published and for which NO OTHER specific designation has been made	Daily News	Batavia, New York
Official Canvass	Country Courier	Warsaw, New York
Constitutional amendments and concurrent resolutions (including tax sales and redemptions)	Country Courier	Warsaw, New York

*Signed this 8<sup>th</sup> day of December 2020:*

s/ A.D. Berwanger

s/ Daniel Leuer

s/ Bryan Kehl

s/ Susan May

s/ Ellen Grant

s/ James Brick

s/ Stanley Klein

s/ Sandra King

s/ Jerry Davis

s/ Brian Becker

s/ Luanne Roberts

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 2021:

DESIGNATION	PUBLICATION	VILLAGE OF
Election Notices	Perry Herald	Perry, New York
Sheriff's Proclamations	Perry Herald	Perry, New York
Local laws, notices and other matters required by law to be published and for which NO OTHER specific designation has been made	Perry Herald	Perry, New York
Official Canvass	Arcade Herald	Arcade, New York
Constitutional amendments and concurrent resolutions (including tax sales and redemptions)	Arcade Herald	Arcade, New York

*Signed this 8<sup>th</sup> day of December 2020:*

s/ Michael Roche

s/ David Granger

s/ Angela Brunner

Regular Session

**RESOLUTION NO. 20-552**  
**(December 8, 2020)**

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, 2021, said annual reports to contain a financial summary of the department; and be it

**FURTHER RESOLVED**, That any supervisor may request any official to present an oral report in addition to a written report.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #68

**RESOLUTION NO. 20-553**  
**(December 8, 2020)**

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, 2021 through December 31, 2021.

**Corporate Compliance Officer**

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

**IT Security Officer:**

- *Todd MacConnell* (Information Technology Director), 66 Mount View Avenue, Warsaw, NY 14569

**Privacy Officer:**

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

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #69

December 8, 2020

**RESOLUTION NO. 20-554**  
**(December 8, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

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

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

**Member**

***One (1) year term effective January 1, 2021 through December 31, 2021***

- ***Jerry Davis***, (T/Covington), 7414 Court Road, P.O. Box 445, Pavilion, NY 14525
- ***Ellen Grant***, (T/Bennington), 905 Old Alleghany Road, Attica, NY 14011
- ***Rebecca Ryan***, (T/Warsaw), 172 West Buffalo Street, Warsaw, NY 14569

**Alternate Member**

***One (1) year term effective January 1, 2021 through December 31, 2021***

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

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #70**

**RESOLUTION NO. 20-555**  
**(December 8, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**SUSAN MAY REAPPOINTED TO THE WESTERN REGION  
 OFF TRACK BETTING CORPORATION BOARD OF DIRECTORS**

**BE IT RESOLVED**, That ***Susan May***, 2916 Orangeville Center Road, Warsaw, NY 14569 is hereby reappointed to the Western Region Off Track Betting Corporation Board of Directors for a two (2) year term; effective through January 1, 2021 through December 31, 2022.

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

*\*After the vote was taken, Supervisor May, T/Orangeville commented she should have abstained from voting on her own appointment. County Attorney Wujcik stated that a notation of her comment in the minutes would suffice.*

Regular Session

**RESOLUTION NO. 20-556**  
**(December 8, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**POSITION(S) APPROVED**

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

**CREATED:**

*Jail*

- Four (4) positions of ***Corrections Officer*** (Non-Union) (PT/Variable FTE) following WCSEA, Appendix A, at an hourly rate of \$22.01/hr. – \$24.06/hr.; positions available date is December 9, 2020.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #72

**RESOLUTION NO. 20-557**  
**(December 8, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**LIFT THE 2021 EQUALIZATION TABLE AND ADOPT**

**BE IT RESOLVED**, That the 2021 Equalization Table, which was tabled on November 10, 2020, 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 2021 is hereby adopted as presented.

## 2021 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
88.50%	ARCADE	232,607,263	262,833,066	0.104305318	232,602,413
95.00%	ATTICA	191,923,206	202,924,427	0.080173406	191,911,306
37.50%	BENNINGTON	117,391,624	313,044,331	0.124231661	117,376,595
100.00%	CASTILE	292,855,129	292,855,129	0.116219576	292,829,079
100.00%	COVINGTON	83,497,332	83,497,332	0.033135921	83,496,832
98.00%	EAGLE	69,093,581	70,503,654	0.027979379	69,093,281
95.00%	GAINESVILLE	104,577,874	110,081,973	0.043686037	104,577,874
100.00%	GENESEE FALLS	30,548,894	30,548,894	0.012123330	30,547,094
100.00%	JAVA	157,946,961	157,946,961	0.062681261	157,945,461
84.00%	MIDDLEBURY	91,074,016	108,421,448	0.043027058	91,066,616
100.00%	ORANGEVILLE	106,345,280	106,345,280	0.042203131	106,345,280
100.00%	PERRY	223,815,937	223,815,937	0.088821368	223,798,237
100.00%	PIKE	59,980,018	59,980,018	0.023803074	59,980,018
100.00%	SHELDON	174,841,408	174,841,408	0.069385823	174,836,408
95.00%	WARSAW	248,150,619	261,211,178	0.103661672	248,149,119
100.00%	WETHERSFIELD	61,892,353	61,892,353	0.024561984	61,886,053
	<b>TOTALS</b>	<b>2,246,541,495</b>	<b>2,519,843,388</b>	<b>1.000000000</b>	<b>2,246,441,666</b>

### FINANCE COMMITTEE

02-Nov-20

Bryan Kehl	Ellen Grant
Daniel Leuer	James Brick
A.D. Berwanger	Sandy King
Jerry Davis	Susan May
Angela Brunner	

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain:**  
***Non-Consent***  
**#73**

### RESOLUTION NO. 20-558 (December 8, 2020)

By Mr. Kehl, Chairman of the Finance Committee:

### TRACY VACINEK APPOINTED WORKERS' COMPENSATION PROGRAM ADMINISTRATOR

**BE IT RESOLVED**, That *Tracy Vacinek*, 338 North Main Street, Warsaw, NY 14569 be hereby appointed to the position of *Workers' Compensation Program Administrator* (1.00 FTE) (position code 005.364) and amend Salary Schedule "D" to set the salary at \$62,000.00 per year; and be it

Regular Session

**FURTHER RESOLVED**, That upon successful completion of one (1) year of satisfactory performance, on or about November 30, 2021, will be eligible for a \$3,000.00 increase.

**Carried:** XXX    **Ayes:** 1511    **Noes:** 88 (Java)    **Absent:**    **Abstain:**  
*2/3 Majority*  
*#74*

**RESOLUTION NO. 20-559**  
**(December 8, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**RULES OF PROCEDURE ADOPTED**

**BE IT RESOLVED**, That this Board of Supervisors hereby adopts, as its temporary Rules of Procedure, the Rules of this Board as originally adopted on May 11, 1999, as amended and annexed hereto.

**Carried:** XXX    **Ayes:** 1471    **Noes:**    **Absent:**    **Abstain:**

## Wyoming County

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# Rules of Procedure

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## Board of Supervisors



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(Rev. 12/08/20; Res. #20-XXX)  
(Rev. 12/10/19; Res. #19-581)  
(Rev. 12/11/18; Res. #18-586)  
(Rev. 12/12/17; Res. #17-555)  
Adopted May 11, 1999

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# RULES OF PROCEDURE

of the Wyoming County Board of Supervisors

## **Rule 1. Sessions.**

Regular Sessions of this Board shall be held on the second Tuesday of each month at 2:30 PM.

## **Rule 2. Order of Business.**

The order of business of each session of the Board shall be as follows:

1. Presentation of petitions, communications and reports.
2. Presentation of vouchers for payment.
3. Reports of Standing Committees.
4. Reports of Special Committees.
5. Resolutions and Motions and Consent Agenda.
6. Unfinished Business.
7. Special order of the day.

Resolutions under Rule 2, item 5 may be offered at regular meetings of the Board as follows:

Prior to each meeting, an agenda will be prepared by the Chairman and Clerk from resolutions filed with the Clerk as provided herein. Resolutions to be offered at regular meetings must be filed in writing with the Clerk / Deputy Clerk to the Board of Supervisors by 10:00 AM on the Thursday preceding each meeting. On or before the close of business on the Thursday before each meeting, the Clerk / Deputy Clerk shall post *the agenda* to the county web site, *mail, email or fax and shall forward by e-mail a link of the posted agenda* to each member of the Board, *a copy of the agenda to be offered at the regular meeting.* No later than 12:00 Noon on the Friday before the Board meeting, the agenda becomes a record available to the public. *Copies of the agenda and any resolution indicated thereon may be procured at the Clerk's office.*

A resolution not filed with the Clerk / Deputy Clerk to the Board by 10:00 AM of the Thursday preceding a regular meeting may be offered by a member only upon unanimous consent of the members present. A consent agenda may be presented at any regular session of the Board of Supervisors.

The agenda shall be limited to resolutions that have been carried unanimously in committee(s) and then designated for placement on the Consent Agenda by the Chairman of the Board of Supervisors for consideration as a single piece of Legislation.

*A Consent Agenda shall be limited to the resolutions that have been carried unanimously in committee(s) and then designated for placement on a Consent Agenda by the Chairman of the Board of Supervisors for consideration as a single piece of legislation.*

Any Supervisor may ask for separate consideration of any resolution within the Consent Agenda as such agenda comes before the Board of Supervisors for consideration. The Consent Agenda, as such, may be acted upon ~~or~~ *with* a single vote.

Resolutions for presentation at the annual sessions shall be presented not later than 10:00 AM of the fifth day preceding the day on which such resolution(s) are to be offered.

### **Rule 3. Request by Member.**

Upon request of a member of this Board, any resolution presented shall be read in full.

### **Rule 4. Reduction to Written Form.**

All petitions, reports, and resolutions shall be presented in writing by the member offering the same.

#### **Rule 4A.**

Any Resolution not offered by or on behalf of a committee shall be referred by the Chairman to the appropriate committee.

#### **Rule 4B.**

Sixty (60) days after a resolution has been referred to a committee under Rule 4A by the Chairman or by the Board under Rule 29, any member may, by a resolution filed in accordance with Rule 2, move for a discharge of the committee from consideration of such resolution. If the resolution to discharge the committee from consideration is adopted by the Board, the resolution referred to the committee becomes pending business of the Board and may be moved for immediate consideration by the member making the resolution to discharge the committee.

#### **Rule 4C.**

Any member of the Board of Supervisors may direct that the Clerk place a resolution on the agenda of a regular Board of Supervisors' meeting, providing that member files with the resolution a statement certifying that the resolution has been considered one or more times by the appropriate committee of the Board of Supervisors and that said committee has either refused to consider the resolution or failed to act favorably on the resolution. However, before such resolution may be put to vote, the Board of Supervisors must, by a separate vote and by a two-thirds majority, agree to consider the resolution for passage.

### **Rule 5. Suspension of Rules.**

None of these rules shall be suspended except by unanimous consent of those present, nor shall any be amended except upon two-thirds vote of all members present after one day's notice, accompanied by a written copy of the proposed amendment.

## **Rule 6. Composition of Standing Committees.**

Standing Committees shall consist of five or more members, and Representative Committees shall consist of one or more members. Member first named in each committee shall be the Chairman of that committee; the second member named shall act as Vice-Chairman; and the third member shall act as Chairman in the absence of both.

Whenever the action of the Public Works Committee affects a particular Town under the provision of Section 118 of the Highway Law, acquisition and abandonment only, the Supervisor of the Town then becomes a member of said committee for the consideration of that question.

## **Rule 7. Standing Committees.**

Standing Committees shall be appointed by the Chairman as follows:

1. Audit
2. Human Resources
3. Human Services
4. Public Health
5. Agriculture & Green Energy Sub-Committee
6. Planning
7. Public Works
8. Public Safety
9. Finance / Compensation

### ***Rule 7A. Special and Ad-Hoc Committees.***

Special and/or Ad-Hoc Committees will be created as necessary members to which shall be appointed by the Chairman *of the appropriate Standing Committee.*

## **Rule 8. General Duties.**

Such Committees shall have general charge of all matters pertaining to the work of this Board as indicated by the titles thereof and as more specifically described hereafter as special duties, and each Committee shall have supervision and charge of the expenditures from the appropriations indicated.

## **Rule 9. Fund Requests.**

All appropriations or transfers of fund requests, both budgetary and supplemental, shall first be presented to the Committee in charge for their approval or disapproval who shall in turn present them to the Finance Committee for tabulations and recommendation before presentation to the Board for approval.

Finance Committee, except at the annual session, shall not recommend the audit of any bill, the payment of which would overdraw the money available therefore standing to the credit of the account on the County Treasurer's ledger.

## **Rule 10. Position Creations / Position Fills.**

All position creations and position fill requests shall first be presented to the Human Resource Committee through the Human Resource Director for approval or disapproval who shall in turn present them to the Home Committee as an FYI or further deliberations (if applicable) before referring to the Finance Committee for tabulations and approval or disapproval. All position creations will proceed to the Civil Service Commission and Full Board of Supervisors for final approval.

## **Rule 11. Withdrawal from Consideration.**

Upon a majority vote of all the members of the Board, any matter entrusted by these rules or otherwise to any committee may be withdrawn from the consideration of such committee and in such matter as the resolution withdrawing such matter shall direct.

## **Rule 12. Committee No. 1: Finance.**

- a. Budget.
- b. RPTS / Taxation
- c. Reimbursement and Budget
- d. Treasurer
- e. Wyoming County Community Hospital
- f. Board of Supervisors / Legislature
- g. Clerk to the Board
- h. Worker's Compensation
- i. Insurance
- j. Off Track Betting
- k. Information and Technology
- l. Compensation

### ***12a. Budget.***

It shall have charge of the review of all annual and supplemental requests for appropriations and estimates of revenue and the approval, increase, or decrease thereof.

### ***12b. RPTS / Taxation.***

Assessment Rolls shall be delivered to the Clerk to the Board by the respective Supervisors not later than September 1<sup>st</sup> of each year.

The Clerk shall examine such rolls as to compliance with the Tax Law; shall, subject to the approval of this Committee and the Board, correct any manifest clerical errors as permitted by Section 457 of the County Law; shall call the attention of this Committee to any changes deemed necessary as provided by Section 554 of the Real Property Tax Law.

Said Clerk shall make the footings and recapitulation of said rolls and prepare and deliver to this Committee, prior to the second Monday of the session, a tabulated statement showing the total assessed valuation liable for taxation for each class of tax to be levied by this Board. This Committee shall verify such tabulated statement and report the same to the Board for confirmation together with such other matters as may be necessary relative to the form and footing of said rolls.

This Committee shall investigate the ratio of percentage which the assessed value of the real property in each tax district bears to the full value of such property and shall report and recommend to the Board such percentages for each district as determined by such investigation. In connection with this report, the Clerk shall make the computations required by Section 804 of the Real Property Tax Law.

In case other percentages are adopted by the Board, the Clerk shall make and report the other computations required. He/she shall also compile and tabulate a statement of the total valuation of taxable property within each tax district of the County as a basis for apportionment of the County Taxes and shall apportion to the several tax districts the share of the State and County Tax to be borne by each of them, which tabulation and apportionment shall be reported by this Committee for adoption by the Board.

The Committee shall have charge of the necessary tabulation and levying of taxes required by the various sub-divisions of the County; of relevying back taxes; and of balancing the account of these sub-divisions with the County.

All property acquired through delinquent taxes shall be under the supervision of the Committee, who have full power to dispose of property with the approval of the Board.

#### ***12c. Reimbursement and Budget.***

This Committee shall have charge of all matters relative to the Reimbursement and Budget Office.

#### ***12d. Treasurer.***

This Committee shall carefully examine all books, vouchers, and reports of the County Treasurer; shall investigate and make recommendations regarding depositories pursuant to Section 212 of the County Law.

#### ***12e. Wyoming County Community Hospital.***

This Committee shall have charge over all matters relating to the Wyoming County Community Hospital.

#### ***12f. Board of Supervisors / Legislature.***

This Committee shall have charge of all matters relating to the Board of Supervisors.

#### ***12g. Clerk to the Board.***

This Committee shall have charge of all matters relating to the Clerk to the Board.

#### ***12h. Workers' Compensation.***

This Committee shall have charge of all matters relating to the Workers' Compensation.

***12i. Insurance.***

This Committee shall keep a permanent survey of all insurance for the County and is responsible that the County is sufficiently protected, including, but not limited to all insurance on all County Buildings and property; County compensation insurance, in coordination with County Finance Committee and Union bargaining; all other insurance required to protect the interest of the County.

Consistent with existing law, this Committee shall conduct all investigations and negotiations with insurance carriers for rates and terms of policies and coverage.

Audit and payment by the Board of Supervisors of any insurance bill or premium shall constitute ratification and approval of such insurance as contracted by the Finance Committee.

This Committee shall act as a liaison with the County Insurance Consultant and all companies, agencies or brokers involved in County Insurance.

***12j. Off Track Betting.***

This Committee shall have charge of all matters relating to Off Track Betting.

***12k. Information and Technology.***

This Committee shall have charge of all matters relating to Information and Technology.

***12l. Compensation.***

This Committee shall be responsible for all resolutions increasing or decreasing the salary of employees on Schedules C, D, S and I. Recommendations for salary changes may be referred to this committee from any other committee for consideration; or by any other procedure as determined by the Chairman of the Board.

All matters, which are not otherwise specifically classified, shall be referred to this Committee..

**Rule 13. Committee No. 2: Audit.**

Auditing. All claims against the County of Wyoming shall be presented upon the form prescribed by the Audit Committee, and it shall be the duty of each person incurring expenses which are to become a county charge to furnish the claimant at the time such are incurred a blank form for the presentation of his account.

Presentation of Claims. All claims against the County shall be presented to the Clerk to the Board (and/or any other designated official) on an ongoing basis and shall be endorsed by the Committee with a budget account number and with a title showing the department for which the expense was incurred and the nature of such expenses in accordance with the titles and sub-division contained in the form or report required to be made by the County Treasurer or State Comptroller.

Claims Defective in Form. The Committee shall refuse to accept any claim not properly verified and fully itemized and properly certified by the County official responsible for the incurring of the expense and receiving the supplies or having supervision of the services, and must return for correction any bills showing supplies or services for two or more County offices or departments.

Reports of Auditing. The reports of the auditing shall be in a form prescribed by this Committee and shall show the number of claim, claimant, and assignee, appropriation to which chargeable, nature of claim, amount claimed, and the amount which such Committee recommends shall be allowed.

The Audit. Upon the presentation of the report of such Committee, its chairman or other members of the committee shall move the audit of claims listed at the amount recommended. Upon the request of any member of this Board, any claim shall be read in full, and upon a like request, separate vote shall be taken upon the amount to be allowed in audit of any one or more claims of such list and report. Upon request of any member, the motion for audit, the motions for separate vote, or any other motion or resolution affecting the audit and allowances for any or all of the claims so presented shall lie over until the next session day.

Abstract / Authorization to Pay. Upon the final audit of any bill, an authorization to Pay form, signed by the Clerk to the Board (and/or any other designated official) shall be issued and delivered to the claimant specifying the amount allowed and the person to whom payable and directing the County Treasurer to pay the same. Such authorization form shall also show the appropriation account number to which payable is charged and the nature of the claim.

Payments of Salaries and Wages. Unless otherwise provided by law, the County Treasurer shall pay every officer or employee of the County the amount earned by him/her for the payroll period on the payroll forms suggested by the State as follows:

Payrolls. Payrolls shall be prepared by the heads of departments or their deputies for the employees of their respective offices. Such payrolls shall include only the positions previously authorized by resolutions of this Board. They may also contain the names of the certifying officer.

Such payrolls and claims shall be certified as correct as to dates, period of service, and amounts due. The Clerk to the Board of Supervisors shall prepare and certify the payroll for the Members of the Board.

Such payrolls shall be delivered to the Personnel Officer to strike therefrom any position not known by the resolutions filed with him/her to have been authorized by the Board and to certify to pay all employees named therein the amounts due them as shown upon said payroll.

Nothing in these Rules shall supersede the Wyoming County Civil Service Rules.

## **Rule 14. Committee No 3: Human Resources.**

- a. County Clerk
- b. County Attorney
- c. Board of Elections
- d. County Library System
- e. County Historian
- f. Personnel / Civil Service

This Committee shall have charge of all matters relating to the above sub-headings.

**Rule 15. Committee No. 4: Human Services.**

- a. Office for the Aging
- b. Department of Social Services
- c. Veterans' Services
- d. Youth Bureau / PSHC – Pre-K / Early Intervention
- e. Wyoming County Community Action
- f. *GLOW Workforce Development Board*

This Committee shall have charge of all matters relating to the above sub-headings.

**Rule 16. Committee No. 5: Public Health.**

- a. Public Health
- b. Coroners
- c. Weights and Measures
- d. Mental Health

This Committee shall have charge of all matters relating to the above sub-headings. The Chairman of this committee shall be a representative to the Wyoming County Board of Health.

**Rule 17. Committee No. 6: Planning.**

- a. County Planning
- b. Economic Development
- c. Industrial Development Agency
- d. Tourism
- e. Solid Waste
- f. Space Allocation
- g. Arts Council
- h. Business Education Council
- i. Wyoming County Water Resource Agency
- j. Wyoming County Agriculture & Business Center
- k. Countywide Zoning

This Committee shall have charge of all matters relating to the above sub-headings.

**Rule 18. Committee No. 7: Agriculture.**

- a. Conservation
- b. Soil and Water
- c. Animal Control
- d. Cooperative Extension
- e. Fair Association

- f. County Forestland management
- g. Ag. and Farmland Protection

This Committee shall have charge over all matters relating to the above sub-headings.  
*(The Chairman or his designee of this Committee shall be a representative to Cornell Cooperative Extension of Wyoming County Board of Directors.)*

## **Rule 19. Committee No. 8: Green Energy.**

### *a. Green Energy Sources*

This Committee shall have charge of all matters relating to the above sub-heading

## **Rule 20. Committee No. 9: Public Safety.**

- a. Sheriff
- b. Jail
- c. Emergency Services
- d. Fire & Building Code Enforcement
- e. District Attorney
- f. Judges
- g. Probation
- h. Public Defender
- i. Employee Safety

This Committee shall have charge of all matters relating to the above sub-headings.

## **Rule 21. Committee No. 10: Public Works.**

- a. Highway and Bridges
- b. Highway Vehicles
- c. Traffic Safety Board
- d. Building Maintenance

This Committee shall have charge of all matters relating to the above sub-headings, including county buildings and real property, *(except county forestlands)* their care and maintenance, excepting the Hospital; bidding and /or purchase of all needed highway materials and highway vehicles with Board approval prior to bidding or purchase; disposal of, by auction or other means, all vehicles declared surplus by county departments and any other property directed to the Highway Department for disposition.

## **Rule 22. Filing Resolutions Relative to Salaries.**

A copy of any resolution, motion, or report changing or in any way affecting the salary or compensation payable from County Funds to any officer or employee of the County shall be filed with the Clerk to this Board, the County Treasurer and the Civil Service Personnel Officer upon its adoption and certification.

**Rule 23. Emergency Employees.**

Persons employed shall be paid only from audit by the Board of duly-authorized claims for said services.

**Rule 24. Duties of Chairman.**

The Chairman shall preserve order and decorum and shall decide all questions of order, whose decision is final unless an appeal is taken to the Board. He/she shall also appoint all standing committees. The Chairman shall be an ex-officio member of all committees with the right to vote.

**Rule 25. Temporary Chairman.*****Rule 25A.***

The Chairman shall have the right to name any member to perform the duties of the Chair, who shall during such time be vested in the powers of chairman; but the power of such substitute shall not extend beyond the current session without consent of the Board.

***Rule 25B.***

In the absence of the Chairman and Vice-Chairman, any member present may be selected by the Board as Chairman Pro Tempore.

***Rule 25C.***

The Board of Supervisors of the County of Wyoming shall select a Vice-Chairman of the Board as provided by Section 151 of the County Law of the State of New York

The dates during which the Vice-chairman may exercise such powers and duties shall be those dates specified from time to time by the Chairman of the Board and recorded in a log to be kept by the Clerk to the Board for that purpose. During such times when the powers and duties are to be performed by the Vice-chairman, the powers and duties shall not be exercised by the Chairman.

**Rule 26. Presentation and Withdrawal.**

No motion or resolution shall require a second before being put by the Chair.

After a motion is stated by the Chairman, it shall be deemed to be in the possession of the Board, but may be withdrawn at any time before decision is made or an amendment adopted. This rule also applies to all committee meetings.

**Rule 27. Resolution Entered into Minutes.**

In all cases where a resolution or motion is entered on the minutes, the Clerk shall enter the name of the moving member.

**Rule 28. Division of Questions.**

If the question under debate contains several distinct propositions, the same shall be divided by the Chairman at the request of any member to the end that a vote may be taken on each proposition.

**Rule 29. Restriction on Debate.**

A member shall stand when addressing the Chair or the Board.

No member shall address the Board except after recognition by the Chair.

No member shall speak more than twice on any question until every member choosing to speak shall have spoken.

While any member is speaking, no other member shall entertain any private discourse nor pass between the speaker and the Chair.

**Rule 30. Motions When Receivable.**

When a question is under debate, no motion shall be entertained unless for an adjournment or recess, for previous question, to lay on the table, to be postponed, to refer to a committee or to amend; the several motions shall have preference in the order in which they are here stated; the first two motions are neither amendable nor debatable.

**Rule 31. Adjournment.**

A motion to adjourn shall always be in order except during a roll call and shall be decided without debate.

**Rule 32. Previous Questions.**

The "Previous Questions" shall be as follows: "Shall the main question be not put" and until it is decided shall preclude all amendments or debate. When the Board shall order the previous question and amendments are pending, the vote shall first be taken upon such amendments in inverse order and then upon the main question without further debate or amendment.

**Rule 33. Postponement or Consideration.**

A motion to table shall be debatable. A motion to postpone for a day certain or to make the consideration of a question a special order for a day certain shall, until it is decided, preclude all amendments to the main question.

**Rule 34. Reference to Committees.**

A motion to commit the question under consideration to a special or standing committee or a committee of the whole shall, until it is decided, preclude all amendments to the main question.

**Rule 35. Members Required to Vote.**

Any member who shall be present when a question is stated by the Chairman shall vote thereon unless excused by unanimous consent of the Board. Any member requesting to be excused from voting may make a brief statement of the reason for the request, and the question shall be taken without further debate. Any member so desiring to be excused from voting shall make their request to be excused prior to commencement of the roll call on the resolution under consideration.

**Rule 36. Voting.**

The ayes and noes shall be taken on any question when required by statute or demand by any member of the Board.

**Rule 37. Reconsideration Generally.**

No motion for reconsideration shall be in order unless made by a member who voted in favor thereof on passage of the motion or resolution proposed to be reconsidered.

**Rule 38. Reconsideration where Rule Suspended.**

In case any motion is carried or resolution adopted or any other action taken by this Board under a suspension of any rules of this Board during the necessary absence of any member thereof, such absent member may, at the next meeting at which he is present, move the reconsideration of such action with the same effect as similar motion made by a member in the majority thereon.

## **Rule 39. Use of Supervisors' Rooms.**

The Supervisors' rooms, including the committee rooms and all equipment and furnishings, shall not be used by any individual or group not officially connected with the Board of Supervisors without the consent of the Chairman of the Board of Supervisors.

## **Rule 40. Annual Compensation.**

The annual compensation of the Supervisors, as determined by the Board, shall cover all duties assigned by the Chairman of the Board.

## **Rule 41. Minutes of Committees.**

The Clerk to the Board and/or Deputy Clerk to the Board shall be responsible for keeping the minutes of that committee. The minutes shall be on a form provided by the Clerk to the Board and shall contain a brief summary of the business conducted by the Committee and its meeting, together with a record of the decisions made by the Committee. The minutes shall be filed in the office of the Clerk to the Board.

When a committee reviews or considers that recommendation of another committee, the decision of the reviewing committee shall be communicated orally or in writing immediately to the Clerk to the Board. The Clerk to the Board shall forthwith notify the committee, whose decision was reviewed, by telephone or other practical means.

When a matter is put by motion before a Standing or Special Committee, all members present shall vote thereon. This provision shall not apply to the Chairman of Board.

A majority vote shall be required for all committee decisions.

When a quorum of a committee is not present at a scheduled committee meeting, the Chairman of the Board may appoint any member of the Board of Supervisors present to the committee on a temporary basis for the sole purpose of permitting the committee to meet as scheduled, after which the temporary appointment shall terminate.

When the Chairman of the Board is not present, such temporary appointment may be made by the Chairman of the Committee in the same manner and for the same duration.

## **Rule 42. Roll Call.**

When the Chairman of the Board directs a Roll Call, the Clerk shall draw the name of a Town by lot. The Town thus drawn will vote first. Voting will then proceed from such Town to the end of the alphabet, then to the beginning of the alphabet, and in alphabetical order to the Town drawn by lot.

**Rule 43. Meeting of Committees.**

Meetings of Standing and Special Committees of this Board may be called by the Chairman of the respective Committees, Chairman of the Board, or must be called and scheduled by the Clerk to this Board upon written request of any two (2) members of any committee, upon at least three (3) days notice to all members.

**Rule 44. Participation in Sessions.**

No person other than the members of the Board of Supervisors, the Clerk to the Board, the County Attorney, and the Budget Officer shall participate in any way in the meetings of the Board, except that the privilege of the floor may be granted for factual statements by a two-thirds vote of the members present.

The taking of photographs and recording in the Supervisors' Chambers is not permitted except by unanimous consent of all members present. The Clerk to the Board at his/her discretion may record the proceedings of the Board meetings in order to prepare the official minutes. Public information may only be obtained from official written minutes. Minutes are considered approved unless objections are raised at the next Board meeting.

**Rule 45. Other Matters.**

Any matter concerning procedure not covered by these Rules shall be determined by Roberts Rules of Order.

**Rule 46. Review of Budget.**

At a time deemed appropriated, prior to the review of the tentative budget by the Finance Committee under County Law Section 357.

**Rule 47. Surplus Personal Property.***Rule 47A.*

Determination that personal property is no longer necessary for public use shall be made by the head of the department or agency having legal custody and control of such personal property with the approval of the committee of the Board of Supervisors responsible for the activities of such department or agency.

*Rule 47B.*

The head of the department or agency shall dispose of personal property determined not to be necessary for public use (in accordance with paragraph A above) with the approval of

and in a manner prescribed by the Committee of the Board of Supervisors responsible for activities of such department or agency at public or private sale.

**Rule 47C.**

The Public Works Committee shall dispose of all surplus County Vehicles and any other property directed to them for disposal.

**Rule 48. Appointment List.**

The Clerk to this Board shall issue once a year a list of all appointments to Boards, Committees, and Agencies to be made by the Board of Supervisors. Said list shall contain the name of the person currently holding the position, a description of length of term, the committee responsible to approve the appointment and the expiration date of the current appointment.

**Rule 49. Executive Session.**

Matters for executive session shall include those outlined in the **Open Meetings Law**. Special note should be made that matters concerning **identifiable personnel** problems shall be discussed in executive session, not on the floor.

**Rule 50. Change in Agenda Order.**

Members of the Board of Supervisors may request that a change in agenda order be made if there is a need to discuss matters in executive session.

18

2/3 Majority  
#75

**RESOLUTION NO. 20-  
(December 8, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

*Withdrawn*  
FINANCED DEBT RESTRUCTURING INTO A 15 YEAR BOND  
IN AN AMOUNT OF \$1,917,229.00

Carried: Ayes: Noes: Absent: Abstain:

#76

**RESOLUTION NO. 20-560  
(December 8, 2020)**

December 8, 2020

By Mr. Kehl, Chairman of the Finance Committee:

### **POSITION(S) APPROVED**

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

**CREATED:**

- One (1) position of *Acting Director of Information Technology* and place on Salary Schedule "D" with an annual salary of \$71,750.00; effective December 8, 2020 through the medical leave of absence of the current Director of Information Technology.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #77

### **RESOLUTION NO. 20-561** **(December 8, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

### **NICHOLAS J. SANTULLO APPOINTED ACTING DIRECTOR OF INFORMATION TECHNOLOGY**

**BE IT RESOLVED**, That *Nicholas J. Santullo*, 69 Main Street, Wyoming, NY 14591 be hereby appointed to the position of *Acting Director of Information Technology*; effective December 8, 2020 through medical leave of absence of the current Director of Information Technology.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** *Non-Consent* #78

### **RESOLUTION NO. 20-562** **(December 8, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

### **CHAIRMAN AUTHORIZED TO SIGN AN EMPLOYMENT AGREEMENT WITH JOSEPH L. MCTERNAN ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**

**BE IT RESOLVED**, In accordance with Resolution Number 11-209

Regular Session

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 Chairman of this Board, 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 with **Joseph L. McTernan**, 26 Templeton Trail, Orchard Park, NY 14127 on behalf of the Wyoming County Community Health System. Said agreement is for the provision of Chief Executive Officer Services at the Wyoming County Community Health System in an amount not to exceed two hundred sixty-six thousand five hundred dollars (\$266,500.00) annually; effective December 7, 2020 through December 8, 2025 and subject to annual review thereafter.

**Carried:** XXX   **Ayes:** 1264   **Noes:** 172 (Arcade)   **Absent:** 51 (Eagle)   **Abstain:** 19 (Genesee Falls)   **93** (Gainesville)   **316** Total

***Presentation Chairwoman Ryan ~***

- ***GLOW Workforce Recognitions***
  - Wyoming County Community Action, as member of the GLOW Workforce Development Region, is asked to identify one Adult Participant, one Youth Participant and one Business that we have worked with during the prior program year. The participants are recognized for the barriers they have overcome, or career goals they have achieved. Businesses are recognized for the value they provide in the workforce community.
- ***Adult Participant Recognition ~ Abigayle Clark***
  - *Seeking a new career path and stable employment, Ms. Clark participated in the Certified Nursing Assistant program targeted for the hiring needs of the Wyoming County Skilled Nursing Facility through sponsorship by Wyoming County Community Action workforce funding. After receiving her CNA in July 2019, she began working at WCCHS and still is employed there today.*
- ***Youth Participant Recognition ~ Jessica Pomeroy***
  - *Working with Wyoming County Community Action as a high school student, Ms. Pomeroy began developing her career path and through their workforce resources, participated in a number of career exploration and skill development activities. In 2019, she began working in housekeeping at the Microtel Inn and Suites and was quickly promoted to Front Desk Agent with additional advancement opportunities already being discussed. Her enrollment in Wyoming County’s FastTrac Entrepreneurial*

*program will help her dream of opening a Bed and Breakfast on family property become a reality.*

- ***Employer Recognition ~ Creative Food Ingredients***

- *Creative Food Ingredients is an innovative manufacturer and top local employer with over 200 employees, many of whom referred by Wyoming County Community Action. CFI has encouraged and advocated for their employees to advance in their careers and through a partnership with WCCA provided financial assistance to one employee in pursuing an Associated Degree in Food Processing for advancement opportunity consideration.*

*It was noted that Supervisors Grant, Roberts and Davis serve on the Wyoming County Community Action Board of Directors. Supervisor Grant commented on the great work Community Action does serving our community and will provide the proclamations to each participant.*

*There being no further business to come before this Board, Senior Supervisor Berwanger, T/Arcade, adjourned the meeting at 3:19 PM with a rap on his desk.*

\*\*\*\*\*

Respectfully submitted,

*Cheryl J. Ketchum*

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

## 2

**2-1-1 Advisory Board****Appointments**

K. Barber, L. Paolucci, R. Shader,  
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**Agriculture Committee****Appointments**

**Region 9 – Fish and Wildlife Management Board**  
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**Appointments****2-1-1 Advisory Board**

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**Agriculture Committee****Region 9 – Fish and Wildlife****Management Board**

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