

PROCEEDINGS  
OF THE  
BOARD OF  
SUPERVISORS

Volume I

WYOMING COUNTY  
NEW YORK

2021

Rebecca J. Ryan, Chairman  
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 **2021**.

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

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



*Wyoming County Court House  
Warsaw, New York*

# NO PHOTO OF THE BOARD OF SUPERVISORS DUE TO COVID-19 RESTRICTIONS

## Wyoming County Board of Supervisors

***A. Douglas Berwanger*** (T/Arcade)

***Ellen Grant*** (T/Bennington)

***Jerry Davis*** (T/Covington)

***David Granger*** (T/Gainesville)

***Angela Brunner*** (T/Java)

***Susan May*** (T/Orangeville)

***Sandy King*** (T/ Pike)

***Rebecca Ryan*** (T/Warsaw)

***Cheryl Ketchum*** (Board Clerk)

***Janis Cook*** (Budget/Reimbursement Officer) ***James Wujcik*** (County Attorney)

***Bryan Kehl*** (T/Attica)

***Stanley Klein*** (T/Castile)

***Michael Roche*** (T/Eagle)

***LuAnne Roberts*** (T/Genesee Falls)

***Daniel Leuer*** (T/Middlebury)

***James Brick*** (T/Perry)

***Brian Becker*** (T/Sheldon)

***Ronald Jacoby*** (T/Wethersfield)

***Lisa Perez*** (Deputy Board Clerk)

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## 2021 Supervisors for Wyoming County

<u>TOWN</u>	<u>SUPERVISOR</u>	
<u>PHONE</u>		
Arcade	<b>A. DOUGLAS BERWANGER</b>	492-3798
	6608 E. Arcade Rd., Arcade, NY 14009	492-4685 Ofc.
Attica	<b>BRYAN KEHL</b>	591-2920
	9 Water St., Attica, NY 14011	
Bennington	<b>ELLEN GRANT</b>	937-9913
	134 Clinton St., Alden, NY 14004	591-2157 Ofc.
Castile	<b>STANLEY KLEIN</b>	237-6795
	4136 West Lake Rd., Silver Springs, NY 14550	
Covington	<b>JERRY DAVIS</b>	584-3162
	7414 Court Rd., PO Box 445, Pavilion, NY 14525	
Eagle	<b>MICHAEL ROCHE</b>	301-3432
	6288 Route 263, Bliss NY 14024	
Gainesville	<b>DAVID GRANGER</b>	493-5888
	7 Whiton Ave., Silver Springs, NY 14427	
Genesee Falls	<b>LUANNE ROBERTS</b>	402-9554
	6013 Tenefly Rd., Castile, NY 14427	
Java	<b>ANGELA BRUNNER</b>	457-3152
	1947 Chaffee Rd., Arcade, NY 14009	
Middlebury	<b>DANIEL P. LEUER</b>	495-6804
	712 Transit Rd., Wyoming, NY 14591	
Orangeville	<b>SUSAN MAY</b>	786-5508
	2916 Orangeville Ctr. Rd., Warsaw, NY 14569	786-2883 Ofc.
Perry	<b>JAMES R. BRICK</b>	237-2472
	7618 Route 20A, Perry, NY 14530	237-2241 Ofc.
Pike	<b>SANDRA KING</b>	493-5140
	4643 Safford Rd., Gainesville, NY 14066	
Sheldon	<b>BRIAN BECKER</b>	535-7644
	1514 Perry Rd., North Java, NY 14113	
Warsaw	<b>REBECCA RYAN</b>	786-2523
	172 W. Buffalo St., Warsaw, NY 14569	786-2800 Ofc.
Wethersfield	<b>RONALD JACOBY</b>	322-3047
	5124 Pleasant Valley Rd, PO Box 73, Bliss, NY 14024	

# **Wyoming County Board of Supervisors 2021 Standing Committees**

**\*Effective January 4, 2021**

## **FINANCE COMMITTEE**

***Kehl, Grant,*** Leuer, Brick, Berwanger, King, Ryan, May, Brunner

## **AGRICULTURE COMMITTEE**

***Klein, Brick,*** Kehl, Brunner, Roche, Becker, Granger, Jacoby, Berwanger

## **AUDIT COMMITTEE**

**Brunner, Grant,** King, Becker, Ryan

## **HUMAN RESOURCE COMMITTEE**

***King, Becker,*** Kehl, Grant, Brunner, Leuer, Roche, Granger, Jacoby

## **HUMAN SERVICES COMMITTEE**

***Grant, Ryan,*** Brunner, King, Roberts, Roche, Granger

## **PLANNING COMMITTEE**

***Leuer, Ryan,*** Kehl, Berwanger, Granger, Roberts, Brunner, Klein

## **GREEN ENERGY COMMITTEE**

***Becker, Berwanger,*** Brunner, Roche, Brick, Granger, Klein, Jacoby

## **PUBLIC HEALTH COMMITTEE**

***Ryan, Grant,*** King, Becker, Berwanger, Roche, Roberts, Brick, May

## **PUBLIC SAFETY COMMITTEE**

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

## **PUBLIC WORKS COMMITTEE**

***Brick, Leuer,*** Grant, Kehl, Roche, Ryan, May, King

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

## Officers for Wyoming County ~ 2021

US Congressman, 27 <sup>th</sup> District	Christopher Jacobs	Clarence
NYS Senator, 59 <sup>th</sup> District	Patrick M. Gallivan	Warsaw
NYS Assemblyman, 147 <sup>th</sup> District	David DiPietro	East Aurora
Republican Comm. Chairman	James Schlick	Darien
Democratic Comm. Chairman	Cynthia Appleton	Warsaw
Board of Supervisors, Chairman	Rebecca Ryan	Warsaw
Board of Supervisors, Vice Chair	Jerry Davis	Covington
Board of Supervisors, Clerk	Cheryl Ketchum	Eagle
Animal Control Officer	Justa D. Goodell	Castile
Budget Officer/Reimbursements	Janis Cook	Warsaw
Civil Service Commission	Timothy Moran	Attica
	Margaret Dadd	Attica
	Thomas Dutton	Eagle
Commissioner of Jurors	Shelley DeVinney	Silver Springs
Coroners	Michael Smith	Wyoming
	Neil Williams	Arcade
	Renee Hill	Attica
	Jennifer Prutsman-Pfeiffer	Darien Center
County Attorney	James Wujcik	Attica
County Clerk	Rhonda Pierce	Wethersfield
County Judge	Michael Mohun	Cowlesville
County Judge	Keith Kibler	Attica
District Attorney	Donald G. O'Geen	Warsaw
Election Commissioners	James Schlick (R)	Bennington
	Cynthia Appleton (D)	Warsaw
Fire & Building Code Officer	Donald Roberts	Pike
Fire & Emergency Mgmt. Dir.	Brian Meyers	Arcade
Health Dept. Commissioner	Gregory Collins, DO,MPH	Avon
<b>Highway Superintendent</b>	<b>Todd Gadd</b>	<b>Cowlesville</b>
Historian	Cynthia Amrhein	Perry
Hospital Administrator	Joseph McTernan	Orchard Park

Human Resource Director	Dan Farberman	Geneseo
Information Technology Director	Bill Sikes	Warsaw
Mental Health Director	Kelly Dryja	Orangeville
Office for the Aging Director	Andrea Aldinger	Attica
Planning & Development Director	(Vacant)	
Planning Board Chairman	Dana Grover	Perry
Probation Director	Joan Kibler	Varysburg
Public Defender	Norman P. Effman	Warsaw
Real Property Tax Serv. Director	Sarah Lippincott	Clarendon
Records Retention Director	Gail Royce	Warsaw
Sheriff	Gregory Rudolph	Attica
Social Services Commissioner	Kimberley Barber	Perry
<b>Traffic Safety Secretary</b>	<b>Dennis Hare</b>	<b>Gainesville</b>
Treasurer	Cheryl Mayer	Pike
<b>Veterans Services Director</b>	<b>Lisa Siemer-Harvey</b>	<b>Arcade</b>
	Anthony Solina	
Weights & Measures Director	Rob Jines	Gainesville
Worker's Comp./Health Ins. Adm.	Dixie Perkins	Warsaw
	Tracy Vacinek	Silver Lake
Youth Bureau Director	Andrea Aldinger	Attica

**ANNUAL ORGANIZATIONAL MEETING  
THURSDAY, JANUARY 4, 2021  
2:00 PM**

The annual organizational meeting of the Wyoming County Board of Supervisors was held in the Supervisor's Chamber, Government Center, 143 North Main Street, Warsaw, NY with all members present. The following Supervisors participated via Zoom – A. Brunner, T/Java; D. Leuer, T/Middlebury and S. May, T/Orangeville. Clerk to the Board, Cheryl Ketchum, called the 180<sup>th</sup> organizational meeting session of the Wyoming County Board of Supervisors to order at 2:00 pm with the following remarks:

“Good Afternoon everyone and welcome to the one hundred eightieth (180<sup>th</sup>) session of the Wyoming County Board of Supervisors’ Annual Organizational Meeting. 2020 was certainly a year to remember. Beginning in March of 2020, Governor Cuomo passed a series of Executive Orders as a result of the COVID-19 pandemic that began sweeping the nation. So, for the first time ever, Executive Order 202.1 permits any public body to meet and take such actions authorized by law without permitting in public, in-person access to meetings and authorizing such meetings to be held remotely by conference call or similar service, provided that the public has the ability to view or listen to such proceeding... With the assistance of the county’s Information Technology Department, the Wyoming County Board of Supervisors have been holding regular monthly meetings, as scheduled, with the added benefit to Supervisors and Department Heads to participate via Zoom. Members of the public have been invited and encouraged to observe these proceedings by tuning into the Board of Supervisors’ YouTube channel, which can be easily accessed through the county’s web site. In years past, these chambers would be filled to capacity with Department Heads, family members and distinguished guests supporting their Town Supervisor during these historic proceedings. As you can clearly see, today’s in-person attendance has been greatly diminished due to requirements for social distancing. It is my greatest hope that those of you watching these proceedings via YouTube are with each and every one of us in spirit and that 2021 will be a year of good health, hope and healing...

***The Pledge of Allegiance was led by Wyoming County Sheriff, G. Rudolph.***

***The Reverend Frank Frazier offered an opening prayer.***

***Wyoming County Court Judge, M. Mohun was welcomed to the proceedings***

January 4, 2021

***and invited to administer the oath of office to the entire 2021 Board of Supervisors.***

Clerk Ketchum then called for nominations for ***Temporary Chairman.***

Supervisor Becker, T/Sheldon nominated Supervisor Brick, T/Perry, seconded by Supervisor Roberts, T/Genesee Falls.

Hearing no further nominations, Supervisor Klein, T/Castile moved that the nominations be closed, and was seconded by Supervisor Jacoby, T/Wethersfield. Nominations were declared closed and a roll call vote was taken with the following results:

**Ayes:** (1541); **Noes:** (0); **Absent:** (58) Orangeville **Abstain:** (0)

***Due to technical difficulties, Supervisor May, T/Orangeville was unable to have her vote heard.***

***Supervisor Brick was declared Temporary Chairman.***

*Judge Mohun administered the Oath of Office to Temporary Chairman Brick.*

Temporary Chairman Brick thanked his fellow Supervisors for the honor of presiding over today's proceedings as Temporary Chair then called for nominations for Chairman of the Board for the year 2021.

Supervisor King, T/Pike nominated Supervisor Ryan, T/Warsaw; seconded by Supervisor Leuer, T/Middlebury.

Temporary Chairman Brick called for further nominations three (3) times.

Hearing no further nominations, Supervisor Becker, T/Sheldon moved that the nominations be closed, and was seconded by Supervisor Jacoby, T/Wethersfield. Nominations were declared closed and a roll call vote was taken with the following results:

**Ayes:** (1541); **Noes:** (0); **Absent:** (58) Orangeville **Abstain:** (0)

***Due to technical difficulties, Supervisor May, T/Orangeville was unable to have her vote heard.***

***Temporary Chairman Brick declared Supervisor Ryan, T/Warsaw as Chairwoman of the Wyoming County Board of Supervisors for the year 2021.***

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

Chairwoman Ryan called for nominations for Vice-Chair of the Board for 2021 and nominated Jerry Davis, T/Covington. The nomination was seconded by Supervisor Becker, T/Sheldon.

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

Hearing no further nominations, Supervisor Roberts, T/Genesee Falls moved that the nominations be closed and the motion was seconded by Supervisor Brick, T/Perry. Nominations were declared closed and a roll call vote was taken with the following results:

**Ayes:** (1541); **Noes:** (0); **Absent:** (58) Orangeville **Abstain:** (0)

*Due to technical difficulties, Supervisor May, T/Orangeville was unable to have her vote heard.*

*Supervisor Davis, T/Covington was declared Vice-Chairman of the Wyoming County Board of Supervisors for the year 2021.*

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

Chairwoman Ryan called for nominations for Clerk to the Board for 2021. Supervisor Becker, T/Sheldon nominated Cheryl J. Ketchum. The motion was seconded by Supervisor Grant, T/Bennington.

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

Hearing no further nominations, Supervisor Brick, T/Perry moved that the nominations be closed, the motion was seconded by Chairwoman Ryan, T/Warsaw. Nominations were declared closed and a roll call vote was taken with the following results:

**Ayes:** (1541); **Noes:** (0); **Absent:** (58) Orangeville **Abstain:** (0)

*Due to technical difficulties, Supervisor May, T/Orangeville was unable to have her vote heard.*

*Cheryl J. Ketchum was declared Clerk to the Wyoming County Board of Supervisors for the year 2021.*

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

**2021 Committees assignments for the Supervisors were announced**

January 4, 2021

**2021 Chairwoman's  
State of the County Address  
January 4, 2021**

*Thank you Supervisor King for your nomination and Supervisor Leuer for seconding that nomination. Fellow supervisors thank you for your support today, in the past and I look forward to it in the future months.*

*To my husband, Pat, thank you for your endless patience and constant encouragement. To my family, daughter, Kelsey, son-in-law, Pete, my son, Keith, daughter-in-law, Ciara and grandchildren, Mitchell, Miranda, Ruthie, Molly, and Ryan you are truly the joy and inspiration in my life.*

*Supervisor Davis, I would like to take this opportunity to thank you once again for leading us through the first 8 months of 2020. You were the right person, in the right place, at the right time. Thank you.*

*I believe 2020 was one of the most historic years Wyoming County has ever encountered. It began with the tragic loss of two of our sitting supervisors, Supervisor John Copeland of Wethersfield and Supervisor Keith Granger of Castile. They both served Wyoming County well and are greatly missed.*

*Toward the end of January, into February we began to hear of a new corona-virus that was very contagious and that would soon come to our shores. A conference call on March 14<sup>th</sup> with Public Health began the longest state of emergency ever known in our county, state and our country.*

*On March 20, Chairman Davis signed the delegation of authority and the Wyoming County Emergency Operations Center (EOC) sprang into action. The center was quickly and seamlessly developed, due to pre-emergency planning. In preparation of a pandemic or other emergency, the chambers we are not sitting in had been "wired" to be able to serve as an EOC.*

*This room and the adjoining offices and conference rooms became home for many county employees who took on new roles and added responsibilities while still making sure the county still ran smoothly, IT Director, Todd MacConnell was instrumental in setting up the communications, the computers, and the TV screens to monitor the*



*Governor's daily executive orders. His dual role included IT for the hospital, the county and Co-Logistics with Tony Santoro. There were meetings twice a day to secure the equipment needed to protect our hospital and our county employees from the virus. This was no easy feat since the whole world was seeking equipment from the same sources.*

*Todd MacConnell, Todd Gadd, Tony Santoro, Brian Meyers, Bill Streicher, Andy Meyer, Steve Perkins (liaison to the hospital), Laura Paolucci, Dr. Collins, Angela Milillo, Sheriff Rudolph, Deputy Sam West, Jami Hudson, Leah Cappadonia, Danni Hutson, Deputy Chris Bryant, Jillian Calmes, Budget Director Janis Cook, Deana Nikiel, Treasurer Cheryl Mayer, Chairman Davis, Mike Adamczak, Kristin Wiedemann, Jeff Ferris and the Building & Grounds staff worked tirelessly keeping all of us in the EOC and the county safe.*

*Meanwhile, our Department Heads and our Clerk to the Board and Deputy Clerk kept our routine operations as normal as possible. Sometimes working from home, they set up Zoom committee meetings, made sure communications, and all our day-to-day business continued to flow smoothly. Thank you to all our department leaders and to Cheryl Ketchum and Lisa Perez.*

*On January 1, 2020, Joe McTernan officially became the new CEO of our hospital only to plunge into the COVID-19 pandemic. Once again, we had the right person in the right place at the right time. Joe's vast experience and background in the healthcare field proved invaluable to Wyoming County. He continues to successfully steer our hospital team through the corona-virus crisis as well as day-to-day operations.*

*WCCHS CEO, Joe McTernan, Amy Chase (CFO) and Mike Corcimiglia (COO) were part of the daily EOC meetings here as well as the hospital's own command center operations. They let the hospital senior management team as they fought this invisible enemy. Through their and Chairman Davis' efforts we were able to obtain a vital new piece of equipment... Trudy, the virus killing, sanitizing robot. Joe's medical knowledge also led to the forethought to obtain the Vortran ventilator system when there was a concern for lack of ventilators.*

*There were new restrictions and guidance coming down from the Governor's office, sometimes 2-3 times a day. Through it all our HR Department kept the county departments informed, developing new*

**January 4, 2021**

*policies and procedures to coincide. Thank you to HR Director Dan Farberman and his staff.*

*Wyoming County department heads, employees, healthcare frontline workers, hospital staff including our doctors, nurses, CNA's housekeeping, environmental, dietary, and lab techs all stepped up... Wyoming County ran like a well-oiled machine. It seemed as though the worst was over when summer arrived even though the warning signals were sounded.*

*Scott Gardner took the lead as we formed the Wyoming County Task Force with the mission to re-open businesses in Wyoming County. Again, multiple roles by a few people were needed to accomplish this. Steve Perkins assisted businesses as they strove to safely re-open. Don Roberts, Andy Meyer, Brian Meyer, Joan Petzen (Cornell Cooperative Extension), Supervisor Dan Leuer, Supervisor Mike Roche, Laura Paolucci, Rosemary Shader (Community Action) and Jim Pierce (Business Center) as well as Supervisor Davis and myself still continue to meet weekly to offer assistance and guidance to our local businesses. Thank you Scott and members of the Task Force.*

*August came and with it the unprecedented cancellation of the County Fair and September's Apple-Umpkin Festival. October brought the most spectacular fall foliage, but also the cancellation of the annual Letchworth Arts & Crafts Show, again for the first time since its inception. The county saw decreases in sales tax; state aid was slashed as the demand for more mandated services increased. And, through all this Janis Cook, our Budget Officer was challenged with developing our 2021 budget. Thank you, Janis, Jean Monteleone and Deanna Nikiel for getting through those stressful times.*

*As the county continued its normal operation, we needed to say goodbye to some who have decided to retire. One of those is Dixie Perkins, who is retiring early this year. We are fortunate to have Tracy Vacinek in place to try to fill her shoes as Workman's Compensation Program Administrator. I say try, because Dixie has been a valuable asset here in this county for many years serving in many roles. Thank you, Dixie and congratulations to both Dixie and Tracy. We also are excited that Sarah Lippincott joined us in October. She is our new Real Property Tax Services Director and she hit the ground running, congratulations Sarah.*

*We were able to realize economic growth in some areas; the new hotel in Warsaw was completed and opened, Grand View Terrace Apartments continued to fill its vacancies, Dunkin' Donuts is slated to open this spring.*

*Our Agriculture Industry saw some growth, even though, as Supervisor Klein says, "uncertainty is the word of the day..." Domestic and export dairy sales are up 1.2% and many dairies are participating in Feed America programs. The isolation of COVID-19 seems to have brought with it a new appreciation of pizza; sales are skyrocketing.*

*School closings have impacted milk pricing which is currently in the \$18.00/ct. wt. range with predictions of as low as \$14.00/ct. wt. in April, May or June. There is a shortage of dry ice as demands for the vaccine supply increase. The dairy industry typically uses 350,000 lbs. on a weekly basis. Meatpackers continue to be concerned over the second wave of the virus forcing them to shut down creating shortages in the grocery stores.*

*Unfortunately, as predicted, the cold late November weather brought with it the most cases yet in our community, placing us further into the throes of COVID-19. Facemasks continue to be an integral part of our wardrobes. We have become accustomed to social distancing, zoom meetings, conference calls and when possible working from home. We now understand the importance of washing our hands often and using hand-sanitizer. The good news is that this year our normal flu season is almost non-existent. Our children and grandchildren learn "virtually" and parents and grandparents have become co-teachers.*

*Our healthcare providers and workers have proven to be Davids, as in David and Goliath. They have met and overcome the never-ending challenges they face every day as they battle the virus for our nursing home residents and hospital patients. They work double shifts, many times sacrificing "their own dignity sweating beneath gowns, hair bonnets, booties and PPE of all sorts for hours on end trying to be safe." They have missed birthdays, holidays, and time with their own families to be the "foster" family member for their patients. Patients who cannot see their own family members because of the restrictions needed to keep them safe. They are true heroes in this pandemic.*

*The final days of 2020 brought vaccines to help battle the virus. We have begun to administer them to our nursing home residents and*

January 4, 2021

*staff and first responders. Our hospital has the storage capacity for the Pfizer vaccine with the ultra-cold freezer on hand. Once again, many of the same county names come into the picture; first helping with community testing clinics then continuing as those clinics merge into administering vaccines.*

*Because of our heroes and heroines here in Wyoming County, we have faced this challenge head-on. One of those heroes sadly gave it his all, Todd MacConnell. He paved the road for us in the beginning and although Todd cannot be with us physically I am sure, he will be looking over our shoulders still guiding us. Our team is in place, trained and ready to make Wyoming County better than before.*

*I, for one, am so proud and appreciative of all those who have played a part this past year. I sincerely thank all our dedicated department leaders, employees, and our healthcare administrative and management team, and staff. I also want to thank the spouses and families of each of our Wyoming County employees for their sacrifices.*

*Thank you to our community and business leaders; we must not forget that they too stepped up to the plate; improvising the way they conducted their day-to-day operations. They adjusted in order to provide take-out meals, deliveries, face shields, gowns, masks and other PPE. Many were forced to close due to state restrictions and are still struggling now. Please remember to support our local businesses in 2021 and beyond.*

*It is time to file 2020 away in the history books and begin work to ensure that 2021 is the best year for Wyoming County.*

*Thank you and Happy New Year!*

*There being no further business to come before this Board, Senior Supervisor Berwanger, T/Arcade, adjourned the meeting at 2:38 PM with a rap on his desk.*

\*\*\*\*\*

Respectfully submitted,

**Cheryl J. Ketchum**

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

Clerk to the Board

**REGULAR SESSION**  
**(January 12, 2021)**  
**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>.

**Call to Order ~**

- *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 Supervisors Roche, T/Eagle, Leuer, T/Middlebury and King, T/Pike, who was present via Zoom Conference Call. Also present was Clerk to the Board Cheryl Ketchum. Budget Officer Janis Cook participated via Zoom.

**Pledge of Allegiance to the Flag ~**

- *The Pledge of Allegiance was led by Wyoming County Sheriff, G. Rudolph*

**Opening Prayer ~**

- *Rev. Frank Frazier, via Call-In*

*Due to technical difficulties, Rev. Frazier was unable to have his prayer heard.*

**Correspondence ~**

- *None*

**Introduction ~**

- *Chairwoman Ryan introduced Kelsey Holmes as the new Human Resource Assistant*

**#1**

**RESOLUTION NO. 21-001**  
**(January 12, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

January 12, 2021

## FUNDS TRANSFERRED TO VARIOUS 2020 ACCOUNTS

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

<b>Highway</b>			
<b>From:</b> 04.53.5110.1.10101 FT CSEA	\$65,160.70		
04.53.5110.4.40602 Equipment Rental	86,141.72		
04.53.5110.4.41901 Stone-Shoulders	1,684.65		
04.53.5110.4.41902 Stockpile	1,316.59		
04.53.5110.4.41904 Bituminous Prod.	2,151,635.98		
04.53.5110.4.41905 Bridge Materials	39,754.41		
<b>To:</b> 04.53.5112.2.24112 Road Infra. CHIPS		\$2,345,694.05	
<b>Reason:</b> To comply with CHIPS program guidelines; capital expenditures are to be classified in the Uniform Accounting System in account 5112.2.			
<b>Highway Total</b>			<b>\$2,345,694.05</b>

**Carried: XXX    Ayes: 1486    Noes:    Absent: 51 (Eagle)    Abstain:**  
**62 (Middlebury)**  
**113 Total**

*Due to technical difficulties, Supervisor Roche, T/Eagle and Supervisor Leuer, T/Middlebury were unable to have their votes heard.*

**#2**

## RESOLUTION NO. 21-002 (January 12, 2021)

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>Information Technology</b>			
<b>To:</b> 01.34.1680.1.10601 Unused Benefit Time <i>w/any funds available</i>	\$19,000.00	\$19,000.00	
<b>Reason:</b> To pay out unused vacation and sick time to employee.			
<b>Information Technology Total</b>			<b>\$19,000.00</b>
<b>Public Health</b>			
<b>To:</b> 01.38.4010.4.42435 Other Grants w/01.03.4010.160109 Other Grants	\$1,785.00	\$1,785.00	
<b>Reason:</b> Grant awarded through NYSACHO from NYS Health Foundation for rural health COVID response. (Res. #20-321)			
<b>Public Health Total</b>			<b>\$1,785.00</b>

Regular Session



**RESOLUTION NO. 21-004**  
**(January 12, 2021)**

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

**RESOLUTION REQUESTING THE NEW YORK STATE  
LEGISLATURE ADOPT APPROPRIATE LEGISLATION TO ENABLE  
THE COUNTY OF WYOMING TO CONTINUE TO IMPOSE AND  
COLLECT TAXES ON MORTGAGES IN WYOMING COUNTY**

**WHEREAS,** It is deemed desirable and necessary that the County of Wyoming be authorized and empowered to adopt and amend local laws imposing in such county a tax in addition to any tax authorized and imposed pursuant to Article 11 of the Tax Law on mortgages on real property in Wyoming County; and

**WHEREAS,** It is proposed that the rate of such tax shall be twenty-five cents (\$.25) per one hundred dollars (\$100.00) and each remaining major fraction thereof of principal debt or obligation which is, or under any contingency may be, secured at the date of execution thereof or at any time thereafter by such mortgage, which tax shall be dedicated to funding any general capital projects and/or the debt service for any capital projects for Wyoming County; and

**WHEREAS,** It is necessary that the New York State Legislature pass and adopt appropriate legislation to enable the County of Wyoming to continue to enact such local law for the imposition of such tax for a term of three (3) years effective through November 30, 2024; and

**WHEREAS,** It is the understanding of this Board of Supervisors that prior to the enactment of the Home Rule Request preparatory to the enactment of such state legislation, it is necessary that such proposed legislation be reviewed and assigned the appropriate Senate and Assembly Introductory bill numbers, and that thereafter an appropriate Home Rule Request or Home Rule Message, be adopted and transmitted by this Board of Supervisors to the New York State Legislature; now therefore

**BE IT RESOLVED,** That this Board of Supervisors of Wyoming County do hereby respectfully request the New York State Legislature to consider enactment of appropriate legislation to enable the County of Wyoming to impose and collect taxes on mortgages on real property in Wyoming County in addition to any tax authorized and imposed pursuant to Article 11 of the Tax



**FURTHER RESOLVED**, that certified copies of the Resolution be forwarded by the Clerk of this Board of Supervisors to Senator Patrick Gallivan, Assembly Speaker Carl E. Heastie, Assemblyman David DiPietro, the Clerk of the Assembly and the Clerk of the Senate, with a request that those representatives in the State Legislature take the appropriate and necessary steps to process the legislation as requested herein; now therefore

**Carried: XXX    Ayes: 1486    Noes:    Absent: 51 (Eagle)    Abstain:**  
62 (Middlebury)  
113 Total

**RESOLUTION NO. 21-005**  
**(January 12, 2021)**

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH  
TENEX SOFTWARE SOLUTIONS ON BEHALF OF THE  
BOARD OF ELECTIONS**

**BE IT RESOLVED,** That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with ***Tenex Software Solutions***, 5021 West Laurel Street, Tampa, FL 66307 on behalf of the Board of Elections. Said contract is for the support and maintenance of forty-two (42) electronic poll books in an amount not to exceed fifteen thousand one hundred

January 12, 2021

**Carried: XXX    Ayes: 1486    Noes:**  
**Absent:** 51 (Eagle)    **Abstain:**  
62 (Middlebury)  
113 Total

**RESOLUTION NO. 21-006**  
**(January 12, 2021)**

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

- CNA and LPN Staffing Crisis (exp. 07-10-17)
- CNA and LPN Staffing Crisis (exp. 10-09-17)
- CNA and LPN Staffing Crisis (exp. 12-31-20)
- CNA Grade Change
- Deputy County Treasurer
- Extended and Non-Traditional Shifts
- Med Tech and Sr. Med Tech Shifts
- Night Shift Recruiting Incentive
- Shift Bonus
- Shift Bonus
- SNF Alternate Disciplinary Procedure

**Carried: XXX    Ayes: 1486    Noes:    Absent: 51 (Eagle)    Abstain:**  
62 (Middlebury)  
113 Total

*Due to technical difficulties, Supervisor Roche, T/Eagle and Supervisor Leuer, T/Middlebury were unable to have their votes heard for resolutions #3 through #6.*

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

**WHEREAS**, there is a crisis in staffing qualified Certified Nursing Assistants (CNA's) and Licensed Practical Nurses (LPN's) during the days and shifts listed below;

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

**THEREFORE**, the parties whose names are affixed hereto agree to the following terms:

1. Certified Nursing Assistants and Licensed Practical Nurses (LPN's) who are fulltime or part-time within the Nursing Facility will receive extra shift incentives for each scheduled consecutive four (4) hours worked from the period beginning Monday, April 10, 2017 through 7 a.m. Monday, July 10, 2017 according to the schedule below:
  1. Thirty-five dollars (\$35.00) for four (4) hours
  2. Seventy dollars (\$70.00) for eight (8) hours
  3. One hundred and five dollars (\$105.00) for twelve (12) hours

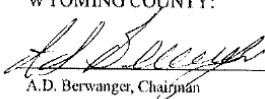
A maximum of twelve (12) hours per week will be paid for employees in a fulltime status (1.0 FTE).
2. This bonus is paid for shifts that are scheduled in addition to the employee's regularly scheduled shifts.
3. Shifts will be offered on a first-come first-served basis.
4. If an LPN or CNA signs up for an extra shift and finds she or he cannot work it for whatever reason, he or she would be responsible for finding someone to work the shift. If he/she DOES find someone to cover the shift, there is NO occurrence on the attendance record. If she/he does not find someone to cover the shift, then the attendance policy will apply.
5. This Memorandum of Understanding shall not create a precedent or waiver for any other case.
6. This Memorandum of Understanding shall expire July 10, 2017 at 7 a.m.

CSEA:

  
 Lynn Miller, LRS

 3/31/17  
 Date

WYOMING COUNTY:

  
 A.D. Berwanger, Chairman

 4-3-17  
 Date

January 12, 2021

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

**WHEREAS**, there is a crisis in staffing qualified Certified Nursing Assistants (CNA's) and Licensed Practical Nurses (LPN's) during the days and shifts listed below;

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

**THEREFORE**, the parties whose names are affixed hereto agree to the following terms;

1. Certified Nursing Assistants and Licensed Practical Nurses (LPN's) who are fulltime or part-time within the Nursing Facility will receive extra shift incentives for each scheduled consecutive four (4) hours worked from the period beginning Monday, July 11, 2017 through 7 a.m. Monday, October 9, 2017 according to the schedule below:

1. Thirty-five dollars (\$35.00) for four (4) hours
2. Seventy dollars (\$70.00) for eight (8) hours
3. One hundred and five dollars (\$105.00) for twelve (12) hours

A maximum of twelve (12) hours per week will be paid for employees in a fulltime status (1.0 FTE).

2. This bonus is paid for shifts that are scheduled in addition to the employee's regularly scheduled shifts.
3. Shifts will be offered on a first-come first-served basis.
4. If an LPN or CNA signs up for an extra shift and finds she or he cannot work it for whatever reason, he or she would be responsible for finding someone to work the shift. If he/she DOES find someone to cover the shift, there is NO occurrence on the attendance record. If she/he does not find someone to cover the shift, then the attendance policy will apply.
5. This Memorandum of Understanding shall not create a precedent or waiver for any other case.
6. This Memorandum of Understanding shall expire October 9, 2017 at 7 a.m.

CSEA:

  
Lynn Miller, LRS

  
Date

WYOMING COUNTY:

  
A.D. Berwanger, Chairman

  
Date

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

WHEREAS, there is a crisis in staffing qualified Certified Nursing Assistants (CNA's) and Licensed Practical Nurses (LPN's) during the days and shifts listed below;

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

THEREFORE, the parties whose names are affixed hereto agree to the following terms;

1. Certified Nursing Assistants and Licensed Practical Nurses (LPN's) who are fulltime or part-time within the Nursing Facility will receive extra shift incentives for each scheduled consecutive four (4) hours worked from the period beginning 7 a.m. October 10, 2017 through 7 a.m. ~~June 30, 2018~~ *December 31, 2020* according to the schedule below:
  1. Thirty-five dollars (\$35.00) for four (4) hours per pay period
  2. Seventy dollars (\$70.00) for eight (8) hours per pay period
  3. One hundred and five dollars (\$105.00) for twelve (12) hours per pay period.
2. A maximum of twelve (12) hours per week will be paid for employees in a full time status (1.0 FTE).
3. This bonus is paid for shifts that are scheduled in addition to the employee's regularly scheduled shifts.
4. Shifts will be offered on a first-come first-served basis.
5. If an LPN or CNA signs up for an extra shift and finds she or he cannot work it for whatever reason, he or she would be responsible for finding someone to work the shift. If he/she DOES find someone to cover the shift, there is NO occurrence on the attendance record. If she/he does not find someone to cover the shift, then the attendance policy will apply.
6. This Memorandum of Understanding shall not create a precedent or waiver for any other case.
7. This Memorandum of Understanding shall expire December 31, 2020 at 7 a.m.

CSEA:

*[Signature]* 11/5/18

WYOMING COUNTY:

*[Signature]* 11/5/18

January 12, 2021

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

**WHEREAS**, there is a crisis in staffing in the Nursing Facility of the Wyoming County Community Health System;

**WHEREAS**, Wyoming County and CSEA recognize that the operations of the WCCHA Nursing Facility must continue its efforts to provide nursing care to residents in the Nursing Facility, have reached an agreement to ensure that Certified Nursing Assistants must be adequately compensated and that the provision of residential care must continue;

**THEREFORE**, the parties whose names are affixed hereto agree to the following terms:

1. The bargaining unit position of Certified Nursing Assistant will be re-allocated from Salary Grade 3A to Salary Grade 6 within the current collective bargaining agreement.
2. Employees within this bargaining unit position shall be re-allocated into the new Salary Grade according to the provisions of Section 10.7 of the current collective bargaining agreement.
3. This Memorandum of Understanding shall be subject to review and approval of the Wyoming County Board of Supervisors
4. This Memorandum of Understanding shall not be retroactive and shall not create any precedent.
5. This Memorandum of Understanding shall become effective July 16, 2017.



7-15-17

For WCCHS

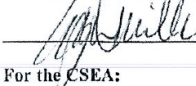
Date



7-14-17

For WYOMING COUNTY:

Date



8/30/17

For the CSEA:

Date

Resolution# \_\_\_\_\_

Originals: Board of Supervisors  
 CSEA  
 County Attorney

**MEMORANDUM OF UNDERSTANDING  
BY AND BETWEEN THE  
COUNTY OF WYOMING  
AND THE  
CIVIL SERVICE EMPLOYEES ASSOCIATION, LOCAL 1000, AFSCME, AFL-CIO**

**Deputy County Treasurer**

**WHEREAS**, the County of Wyoming ("County") and the Civil Service Employees Association, Local 1000, AFSCME, AFL-CIO ("CSEA") have discussed the appointment procedures of a bargaining unit employee to the position of Deputy County Treasurer; and

**WHEREAS**, with the single exception of the Treasurer, who is an elected County official not covered under the terms of the Collective Bargaining Agreement, all other employees of this department are members of the bargaining unit, and

**WHEREAS**, the parties recognize and agree that an appointment of a Deputy County Treasurer is required for the efficient operation of this office in the absence of the Treasurer, and

**WHEREAS**, the parties agree and understand that this appointment of a Deputy County Treasurer by the County Treasurer is outside the terms and conditions of the Collective Bargaining Agreement and at the sole and exclusive discretion of the Treasurer and the Wyoming County Board of Supervisors; and

**NOW, THEREFORE**, the County and CSEA hereby agree that:

1. The Treasurer has utilized her authority to appoint Mary Ann Saylor as Deputy County Treasurer, and;
2. The Terms of this Memorandum of Understanding shall apply only to Mary Ann Saylor and shall not be extended or applied to any future appointment of a Deputy County Treasurer at any time in the future, except by the mutual written consent of the parties, and that this agreement is made without precedent and in no way be interrupted as binding on any of the parties, and;
3. Mary Ann Saylor shall remain a CSEA bargaining unit employee subject to all the terms and provisions of the Collective Bargaining Agreement while in performance of her bargaining unit assignment, however, when she is required to act in the capacity of County Treasurer the parties agree that this shall be outside of the jurisdiction and recognition of the Union, and;
4. The Union will make no claims to seek jurisdiction over the work of Deputy County Treasurer, now or in the future, and The County also agrees not to seek removal of Mary Ann Saylor from the bargaining unit, and;

January 12, 2021


5. The parties further agree that any and all stipend's that may be paid to Mary Ann Saylor related to her duties as Deputy County Treasurer, shall not be a subject of bargaining between the Union and the County and that any issues arising from Ms. Saylor's duties while acting as County Treasurer shall be beyond the bounds and scope of the Collective Bargaining Agreement and not subject to the grievance and arbitration procedure, and;
6. The County shall retain the sole and exclusive right to end Mary Ann Saylor's appointment as Deputy County Treasurer and or modify any and all stipends paid to her in relation to her duties as Deputy County Treasurer and alter her work assignments and hours of work while acting in the absence of the Treasurer without bargaining with the Union regarding these modifications, but that Ms. Saylor shall retain all disciplinary due process rights under her CSEA bargaining unit position, and;
7. Nothing in the agreement shall be construed as a waiver on the part of CSEA for any other rights or privileges under the law or the parties collective bargaining agreement, including its exclusive bargaining unit work, and;
8. The parties agree that this Memorandum of Agreement shall sunset when Mary Ann Saylor's appointment as Deputy County Treasurer ends.

**FOR CSEA:**

  
 Lynn Miller, Labor Relations Specialist

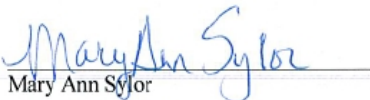
Dated: 11/21/18

**FOR THE COUNTY:**

  
 Daniel J. Farberman  
 Director of Human Resources

Dated: 11/21/18

**THE EMPLOYEE:**

  
 Mary Ann Saylor

Dated: 11/27/18



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

**Extended & Non-Traditional Shifts**

**WHEREAS**, The parties to the current Collective Bargaining Agreement recognize and agree that a practice exists in the Wyoming County Community Health System (WCCHS) wherein represented employees have been working extended shifts beyond those that exist in the Collective Bargaining Agreement and in prior Memorandums of Understanding; and

**WHEREAS**, Article Eleven, Section 6 of The Collective Bargaining Agreement only provides for a 37.5 hour work week for employee in the WCCHS and for eight (8) hour shifts, and

**WHEREAS**, Extended and non-traditional shifts are those shifts that exceed or differ from the traditional eight (8) hour shift thereby may decrease the actual number of days an employee work in a week, and

**WHEREAS**, Previously the parties had agreed to establish twelve (12) hour work shifts in the Nursing Departments in the Hospital and Nursing Facility for employees classified as Registered Nurses (RN), Licensed Practical Nurses, (LPN), and Certified Nursing Assistants (CNA), and

**WHEREAS**, The Wyoming County Community Health System (WCCHS) and CSEA desire to identify these extended and non-traditional shifts and to amend the provisions of the Collective Bargaining Agreement with this Memorandum of Understanding and establish recognized extended and non-traditional shifts for the represented employees of the WCCHS as identified in this Memorandum.

**NOW THEREFORE**, The parties establish the following work schedules:

**Twelve and One-Half (12 ½) Hour Shifts:**

Employees will work twelve and one-half (12 1/2) hours and be scheduled for twelve and one-half (12 ½) hours per day inclusive of a one half (1/2) hour paid meal period or thirty-seven and one-half (37 1/2) hours per week for a full time employee over (3) days. Employees working twelve and one-half (12 ½) hour shifts will not be eligible to receive overtime pay in accordance with the provisions of Article 11.6 (b) of the Collective Bargaining Agreement until having worked forty (40) or more hours in a work week. All paid time excluding sick, vacation and the paid meal period shall be counted in the computation of this overtime.

**Twelve (12) Hour Shifts:**

Employees will work eleven and one-half (11 1/2) hours and be scheduled for twelve (12) hours per day inclusive of a one-half (1/2) hour paid meal period or thirty-six (36) hours per week for a full time employee over three (3) days. Employees working twelve (12) hour shifts will not be eligible to receive overtime pay in accordance with the provisions of Article 11.6 (b) of the Collective Bargaining Agreement until having worked forty (40) or more hours in a work week. All paid time excluding sick, vacation and paid meal time shall be counted in the computation of this overtime.

**Ten (10) Hour Shifts:**

Employees will work three (3) nine and one-half (9 1/2) hours shifts and be scheduled for ten (10) hours per day inclusive of a one-half (1/2) hour unpaid meal period and one (1) day scheduled and working a nine hour day with no paid meal or thirty-seven and one-half (37 1/2) hours per week for a full time employee. Employees working ten (10) hour shifts will not be eligible to receive overtime pay in accordance with the provisions of Article 11.6 (b) of the Collective Bargaining Agreement until having

worked forty (40) or more hours in a work week. All paid time excluding sick, vacation and paid meal time shall be counted in the computation of this overtime.

Nine and One-Half (9 ½) Hour Shifts:

Employees will work nine (9) hours and be scheduled for nine and one-half (9 ½) hours per day for four (4) days, inclusive of a one-half (1/2) hour unpaid meal period or thirty-six (36) hours per week for a full time employee. Employees working nine and one-half (9 ½) hour shifts will not be eligible to receive overtime pay in accordance with the provisions of Article 11.6 (b) of the Collective Bargaining Agreement until having worked forty (40) or more hours in a work week. All paid time excluding sick, vacation shall be counted in the computation of this overtime.

Seven and One-Half (7 ½) Shifts:

Employees will work seven and one-half (7 1/2) hours and be scheduled for eight (8) hours per day inclusive of a one-half (1/2) hour unpaid meal period or thirty-seven and one-half (37.5) hours per week for a full time employee. Employees working seven and one-half (7 ½) hour shifts will not be eligible to receive overtime pay in accordance with the provisions of Article 11.6 (b) of the Collective Bargaining Agreement until having worked forty (40) or more hours in a work week or greater than eight hours in an individual work day. All paid time excluding sick, vacation shall be counted in the computation of this overtime.

Combined Shifts:


The Parties recognize and agree that there are currently departments and/or units that schedule employees in a combination of seven and one-half (7 ½), eight (8), ten (10), twelve (12), or twelve and one-half (12 ½) hour shifts, as detailed herein above. In these departments and/or units where this combination shift scheduling is occurring employees working these combination shifts will not be eligible to receive overtime pay in accordance with the provisions of Article 11.6 (b) of the Collective Bargaining Agreement until having worked forty (40) or more hours in a work week. All paid time excluding sick, vacation shall be counted in the computation of this overtime.

It is further understood and agreed that this combined shift scheduling shall apply only to departments and/or units and not to individual employees.


The parties agree that if at some time in the future for patient care or operational reasons it should become necessary to make a change in work schedules as defined herein in any department and/or unit the Employer will communicate any such changes in writing to the Union at least two (2) weeks in advance of the date of implementation.

This Memorandum of Understanding replaces and supersedes all prior memorandums, grievance settlements, and recognized past practices that may have been in place effective with the signing of this Memorandum.

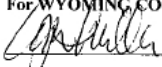
Nothing in the Memorandum of Understanding is intended or should be interpreted to limit or modify Management's sole rights as defined in Article 2 of the Collective Bargaining Agreement.

 3-21-19

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For WCCHS  Date 3/20/19

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For WYOMING COUNTY:  Date 3/20/19

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For the CSEA: \_\_\_\_\_ Date \_\_\_\_\_

**MEMORANDUM OF UNDERSTANDING  
BY AND BETWEEN THE  
COUNTY OF WYOMING  
AND THE  
CIVIL SERVICE EMPLOYEES ASSOCIATION  
LOCAL 1000, AFSCME, AFL-CIO**

**WHEREAS**, the County of Wyoming ("County") and the Civil Service Employees Association, Local 1000, AFSCME, AFL-CIO ("CSEA") have discussed the establishment of a extended non-traditional work shift in the Wyoming County Community Health System Laboratory Department; and,

**WHEREAS**, the County of Wyoming and The Wyoming County Community Health System has proposed the establishment of a twelve and one-half (12 1/2) hour work shift for employees classified as Medical Technologists and Senior Medical Technologists; and,

**WHEREAS**, the parties agree that the Lead Medical Technologist will continue to be assigned and work the existing work schedule consisting of a seven and one-half hour work day; and,

**NOW, THEREFORE**, Wyoming County, The Wyoming County Community Health System and the CSEA hereby agree to the establishment of a twelve and one-half (12 1/2) hour work shift for employees classified as Medical Technologists and Senior Medical Technologists working in the WCCHS Laboratory Department effective beginning on or about May 16, 2018.

Employees classified as Medical Technologists and Senior Medical Technologists working in the WCCHS Laboratory Department will work twelve and one-half (12 1/2) hours and be scheduled for twelve and one-half (12 ½) hours per day inclusive of a one half (1/2) hour paid meal period or thirty-seven and one-half (37 1/2) hours per week for a full time employee over (3) days. Employees working twelve and one-half (12 ½) hour shifts will not be eligible to receive overtime pay in accordance with the provisions of Article 11.6 (b) of the Collective Bargaining Agreement until having worked forty (40) or more hours in a work week. All paid time excluding sick, vacation and the paid meal period shall be counted in the computation of this overtime.

The Parties further agree that either the CSEA or Wyoming County Community Health System, with sixty (60) calendar days written notice may cancel this Memorandum of Understanding and the Employees classified as Medical Technologists and Senior Medical Technologists working in the WCCHS Laboratory Department will revert back to their prior work schedules.


**Page 2**

**FOR CSEA:**

  
Celeste Bzduch

Dated: 05/17/18

**FOR THE COUNTY:**

  
Daniel J. Farberman, Director  
Human Resources

Dated: 05/17/18

January 12, 2021

**MEMORANDUM OF UNDERSTANDING**  
**between the**  
**COUNTY OF WYOMING**  
**and the**  
**CIVIL SERVICE EMPLOYEES ASSOCIATION ("Union"), LOCAL 1000, AFSCME, AFL-CIO**  
**WYOMING COUNTY LOCAL 861-9250**

**NIGHT SHIFT RECRUITING INCENTIVE**

WHEREAS, the Wyoming County Community Health System ("System") has great difficulty recruiting and retaining for night shift; and


WHEREAS, the System and the Union have an interest in ensuring the safety, well-being, and high quality care of all patients in the System's facilities through appropriate staffing levels;

NOW, THEREFORE, the parties agree to the following terms:


1. The System shall have the right to offer individuals hired by the System into Registered Nurse, Licensed Practical Nurse, Certified Nursing Aide, Hospital Aide, Nursing Supervisor/Clinical Coordinator, or Mental Health Therapy Aide titles on units and shifts designated by management a three thousand (\$3,000.00) bonus payment, spread over two years in the following way:
  - a. In the first full pay period after 12 months of continuous active service from a candidate's date of hire under this recruitment incentive, they will be eligible for a one thousand (\$1,000.00) dollar lump sum payment.
  - b. In the first full pay period after 24 months of continuous active service from a candidate's date of hire under this recruitment incentive, they will be eligible for a two thousand (\$2,000.00) dollar lump sum payment.
2. For the duration of the 24 month period, individuals hired under this incentive will forgo any right, defined in contract or policy, to transfer off the unit or shift they were hired or transferred onto. Additionally, if any individual hired under this incentive chooses to leave employment during the 24 month incentive period, they will forfeit any future payments under this incentive
3. This incentive will be made available to current employees who are already working on units and shifts that the System, in its sole discretion, deems appropriate for the incentive, as well as current bargaining unit employees who utilize their seniority rights under the provisions of the Collective Bargaining Agreement to transfer to a designated unit and shift eligible for this incentive, during such periods where Management has posted vacancies. The 12 and 24 month periods will run in this case from the beginning of the first full pay period after the employee agrees to the above terms.

4. This MOU shall be revocable, by either party, with 30 days written notice to the other party and will remain in effect until such time. However, this would not limit the ability of either party to make proposals in the future to modify the provisions of this Memorandum or governing the Collective Bargaining Agreement by mutual agreement.

FOR CSEA:

 12/4/18

FOR WYOMING COUNTY:

  
12/10/18

**MEMORANDUM OF UNDERSTANDING**  
**between the**  
**COUNTY OF WYOMING**  
**and the**  
**CIVIL SERVICE EMPLOYEES ASSOCIATION ("Union"), LOCAL 1000, AFSCME, AFL-CIO**  
**WYOMING COUNTY LOCAL 861-9250**

**SHIFT BONUS**

WHEREAS, the Wyoming County Community Health System ("System") has great difficulty staffing qualified individuals in certain clinical job titles during certain periods of the year; and


WHEREAS, the System and the Union have an interest in ensuring the safety, well-being, and high quality care of all patients in the System facilities through appropriate staffing levels;

NOW, THEREFORE, the parties agree to the following terms:


1. Registered Nurses, Hospital Aides, Mental Health Therapy Aides, and Social Work Assistants employed in the System (excluding the SNF) will receive extra shift incentives for each hour worked above their regularly scheduled hours from the period beginning with the signing of this agreement through December 31, 2020 in the amount of \$12.50/hour worked for shifts selected by Management in order to maintain appropriate staffing levels.
2. The designation of shifts where employee in the above listed classifications will be eligible for this bonus payment shall be at the sole and independent discretion of Management.
3. In order to be eligible for the above bonus, employees must sign up for and work a minimum of half of the available extra shift. Employees who commit to working at least half of the offered bonus shift shall be entitled to a full shift bonus payment, including in the event the Hospital determines they are not needed to provide appropriate staffing levels and are sent home involuntarily. In the event an employee covered by the provisions of this memorandum is determined by Management to be no longer needed to provide additional hours of coverage and leaves work voluntarily they shall be paid bonus for all actual hours worked.
4. A maximum of twelve (12) hours of shift bonus per week will be paid for employees in a full time status (1.0 FTE).
5. This bonus is paid for shifts that are scheduled in addition to the employee's regularly scheduled shifts.

6. Shifts will be offered on a first-come first-served basis following notice to impacted departments and shifts by Management using the same methods of communication to employees utilized for solicitation of overtime within the facility.
7. If an employee signs up for an extra shift covered under this MOU and cannot work that shift, the employee is responsible for finding a replacement to work the shift. If the employee finds someone to work the shift in their place, there will be no occurrence under the time and attendance policy. If the employee does not find someone to cover the shift, then the time and attendance policy shall apply as in the normal course of events.

FOR CSEA:

 12/4/18

FOR WYOMING COUNTY:

 12/10/18

**MEMORANDUM OF UNDERSTANDING**  
**between the**  
**COUNTY OF WYOMING**  
**and the**  
**CIVIL SERVICE EMPLOYEES ASSOCIATION ("Union"), LOCAL 1000, AFSCME, AFL-CIO**  
**WYOMING COUNTY LOCAL 861-9250**

**SHIFT BONUS**

WHEREAS, the Wyoming County Community Health System ("System") is experiencing great difficulty staffing qualified individuals in certain clinical job titles during this COVID 19 global pandemic; and

WHEREAS, the System and the Union have an interest in ensuring the safety, well-being, and high quality care of all patients in the System facilities through appropriate staffing levels;

NOW, THEREFORE, the parties agree to the following terms:

1. Registered Nurses, Licensed Practical Nurses, Hospital Aides, Mental Health Therapy Aides, and Social Work Assistants employed in the System (excluding the SNF) will receive extra shift incentives for each hour worked above their regularly scheduled hours from the period beginning with the signing of this agreement through December 31, 2021, for shifts selected exclusively by Management in order to maintain appropriate staffing levels.
2. Employees in classifications listed herein will be paid an additional hourly incentive of \$12.50 per hour for shifts worked as selected by Management consistent with the provisions of this Memorandum of Understanding.
3. The designation of shifts where employee in the above listed classifications will be eligible for this bonus payment shall be at the sole and independent discretion of Management.
4. In order to be eligible for the above bonus, employees must sign up for and work a minimum of half of the available extra shift. Employees who commit to working at least half of the offered bonus shift shall be entitled to a full shift bonus payment, including in the event the Hospital determines they are not needed to provide appropriate staffing levels and are sent home involuntarily. In the event an employee covered by the provisions of this memorandum is determined by Management to no longer needed to provide additional hours of coverage and leaves work voluntarily they shall be paid bonus for all actual hours worked.
5. A maximum of twelve (12) hours of shift bonus per week will be paid for employees in a full time status (1.0 FTE).



6. This bonus is paid for shifts that are scheduled in addition to the employee's regularly scheduled shifts.
7. Shifts will be offered on a first-come first-served basis following notice to impacted departments and shifts by Management using the same methods of communication to employees utilized for solicitation of overtime within the facility.
8. If an employee signs up for an extra shift covered under this MOU and cannot work that shift, the employee is responsible for finding a replacement to work the shift. If the employee finds someone to work the shift in their place, there will be no occurrence under the time and attendance policy. If the employee does not find someone to cover the shift, then the time and attendance policy shall apply as in the normal course of events.
9. Either party to this agreement may, with 60 calendar day written notice to the other seek to end this incentive agreement and return to the provisions of the Collective Bargaining Agreement.

FOR CSEA:

Celeste Byduck 12/14/2020

FOR WYOMING COUNTY:

Paul Blum 12/14/20

January 12, 2021

**MEMORANDUM OF UNDERSTANDING  
BY AND BETWEEN THE  
COUNTY OF WYOMING  
AND THE  
CIVIL SERVICE EMPLOYEES ASSOCIATION  
LOCAL 1000, AFSCME, AFL-CIO**

**WHEREAS**, the County of Wyoming ("County") and the Civil Service Employees Association, Local 1000, AFSCME, AFL-CIO ("CSEA") have discussed the modification of the progressive disciplinary procedure as contained in Article 4, section 8 of the current Collective Bargaining Agreement for employee covered by this agreement assigned to the Wyoming County Community Health System (WCCHS) Skilled Nursing Facility (SNF); and,

**WHEREAS**, the County of Wyoming and The Wyoming County Community Health System has proposed the establishment of a disciplinary suspension whereby the employee is not required by management to serve a unpaid time off penalty, and

**WHEREAS**, the parties have discussed and agree that due to the staffing requirements that exist in the Skilled Nursing Facility (SNF) such a non-time off disciplinary step would serve to both limit potential staffing issues as well as serve to be the necessary notice to employees to remediate their performance, and

**NOW, THEREFORE**, Wyoming County, The Wyoming County Community Health System and the CSEA hereby agree to the establishment a new disciplinary step of a suspension where the employee is not required to serve any time off penalty, and that such a suspension shall be considered equal in all respects as a traditional disciplinary suspension where a un-paid time off is served. This new disciplinary step shall be exclusive to bargaining unit employees assigned to working in the WCCHS Skilled Nursing Facility and shall not be the grounds of any unequal or unfair treatment claim or grievance of any kind by other bargaining unit employees working in other departments covered by this Collective Bargaining Agreement.

Additionally, in the event the Union files a grievance protesting the issuance of such a disciplinary suspension wherein the employee is not required to serve a time off penalty, and such grievance proceeds to arbitration, the parties have agreed herein in limit the powers of the arbitrator in such cases to consider such non-time off suspension equally in all aspects as traditional time off suspensions.

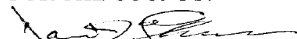
The Parties further agree that either the CSEA or Wyoming County Community Health System, with sixty (60) calendar days written notice may cancel this Memorandum of Understanding and the employees working in the Skilled Nursing Facility issued disciplinary suspensions must be in accordance with the terms and requirements of Article 4 of the Collective Bargaining

**FOR CSEA:**

  
Lynn Miller

Dated: 11/5/18

**FOR THE COUNTY:**

  
Daniel J. Farberman, Director  
Human Resources

Dated: 11/5/18

Regular Session

**RESOLUTION NO. 21-007**  
**(January 12, 2021)**

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

**WHEREAS**, Resolution Number 20-014 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE OFFICE FOR THE AGING**,” passed by this Board of Supervisors on January 14, 2020 and provides, in part, for the following contract:

- **WNY Integrated Care Collaborative**, 742 Delaware Avenue, Buffalo, NY 14209 to provide referrals to the Office for the Aging; effective January 1, 2020 through December 31, 2020. (*Revenue contract*)

Now therefore,

**BE IT RESOLVED**, That *Resolution Number 20-014* be hereby amended to extend the contract term through *December 31, 2021* and amend the standard and modified meal rates in accordance with the Addendum to the contract.

All else remains the same.

**Carried:** XXX    **Ayes:** 1486    **Noes:**    **Absent:** 51 (Eagle)    **Abstain:**  
62 (Middlebury)  
113 Total

**RESOLUTION NO. 21-008**  
**(January 12, 2021)**

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

**WHEREAS**, Wyoming County recognizes human trafficking and plays a proactive role in providing awareness to the residents in our community;

January 12, 2021

40  
and

**WHEREAS**, Wyoming County recognizes the importance of collaboration to support our survivors of human trafficking; and

**WHEREAS**, Wyoming County can enhance the lives of survivors of human trafficking in our community by:

- Recognizing red flags that may indicate a trafficking situation occurring.
- Develop a safety plan with the survivor where they feel comfortable receiving help from local resources.
- Support the survivor of human trafficking as they implement their safety plan for proper removal from the situation.

Now therefore,

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors do hereby proclaim January, 2021 as **NATIONAL HUMAN TRAFFICKING AWARENESS MONTH** and urge every resident to take time during this month to educate themselves on potential indicators and support survivors of trafficking situations.

**Carried:** XXX    **Ayes:** 1486    **Noes:**    **Absent:** 51 (Eagle)    **Abstain:**  
62 (Middlebury)  
113 Total

#9

**RESOLUTION NO. 21-009**  
**(January 12, 2021)**

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

**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND  
ACCEPTANCE AWARD WITH THE RALPH C. WILSON, JR.  
FOUNDATION – BUILT TO PLAY ON BEHALF OF THE  
YOUTH BUREAU**

**BE IT RESOLVED**, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign a grant application and acceptance award with the ***Ralph C. Wilson, Jr. Foundation – Built to Play***, 3101 East Grand Boulevard, Suite 200, Detroit, MI 48202 on behalf of the Youth Bureau. Said grant is for the creation of murals and activities on sidewalks leading to community agencies in an amount not to exceed nine thousand dollars (\$9,000.00); effective January 18, 2021 through January 31, 2022.

Regular Session

**Carried: XXX    Ayes: 1486    Noes:    Absent: 51 (Eagle)    Abstain:**  
**62 (Middlebury)**  
**113 Total**

## #10

**RESOLUTION NO. 21-010**  
**(January 12, 2021)**

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

## RESOLUTION NUMBER 20-156 AMENDED

**WHEREAS, Resolution Number 20-156 entitled, “CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH AMATINA FRANK ON BEHALF OF THE YOUTH BUREAU,”** passed by this Board of Supervisors on April 14, 2020 and provides for preschool related services for speech therapy in an amount not to exceed 2018 ~ 2021 budget; effective September 1, 2018 through June 30, 2021; now therefore,

**BE IT RESOLVED**, That ***Resolution Number 20-156*** be hereby amended to change the contracting party name to ***Batavia Speech Services, PLLC*** with professional services delivered by Amatina Frank.

All else remains the same.

**Carried: XXX    Ayes: 1486    Noes:    Absent: 51 (Eagle)    Abstain:**  
**62 (Middlebury)**  
**113 Total**

## #11

**RESOLUTION NO. 21-011**  
**(January 12, 2021)**

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

January 12, 2021

- ***Early Bird Child Care Centers, Inc.***, 216 East Main Street, Arcade, NY 14009
- ***Miss Carol's Lil Rascals – Carol Sutton***, 12424 Nice Road, Akron, NY 14001
- ***Ms. Jean's Child Care***, 121 Prospect Street, Attica, NY 14011

**Carried: XXX    Ayes: 1486    Noes:    Absent: 51 (Eagle)    Abstain:**  
**62 (Middlebury)**  
**113 Total**

**RESOLUTION NO. 21-012**  
**(January 12, 2021)**

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

- ***Independent Living of the Genesee Region***, 3810 Main Street, Buffalo, NY 14214 for addressing homeless problems exacerbated by the COVID-19 Pandemic in an amount not to exceed fifty-five thousand dollars (\$55,000.00); effective March 7, 2020 through September 30, 2021.
- ***Planned Parenthood (RESTORE Sexual Assault Services)***, 114 University Avenue, Rochester, NY 14605 to provide domestic violence services 24-hours a day/7 days per week in an amount not to exceed twenty thousand dollars (\$20,000.00); effective January 1, 2021 through December 31, 2021.
- ***Interpretek – Communication Services, Inc.***, 75 Highpower Road, Rochester, NY 14623 for sign language interpretation services in an amount not to exceed twelve thousand dollars (\$12,000.00); effective

January 1, 2021 through December 31, 2021.

- ***Allegany Rehabilitation Associates, Inc., d/b/a Clarity Wellness***, 4222 Bolivar Road, Wellsville, NY 14895 for court ordered mental health evaluations and counseling in an amount not to exceed six thousand eight hundred fifteen dollars (\$6,815.00); effective January 1, 2021 through December 31, 2021.

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1486    Noes:    Absent: 51 (Eagle)    Abstain:**  
**62 (Middlebury)**  
**113 Total**

*Due to technical difficulties, Supervisor Roche, T/Eagle and Supervisor Leuer, T/Middlebury were unable to have their votes heard for resolutions #7 through 12.*

*Chairwoman Ryan acknowledged Supervisor Grant, T/Bennington who read the proclamation for Human Trafficking Awareness Month. Supervisor Grant recognized the Youth Bureau and their efforts in bringing attention to this matter.*

## #13

**RESOLUTION NO. 21-013**  
**(January 12, 2021)**

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

## ABDUL CHAUDHRY, MD REAPPOINTED TO THE WYOMING COUNTY BOARD OF HEALTH

**BE IT RESOLVED**, That *Abdul Chaudhry, MD*, 326 North Main Street, Warsaw, NY 14569 be hereby reappointed to the Wyoming County Board of Health for a six (6) year term; effective January 1, 2021 through December 31, 2026.

**Carried: XXX    Ayes: 1486    Noes:    Absent: 51 (Eagle)    Abstain:**  
62 (Middlebury)  
113 Total

*Due to technical difficulties, Supervisor Roche, T/Eagle and Supervisor Leuer, T/Middlebury were unable to have their votes heard for resolution #13. There was a motion by Mr. Berwanger, T/Arcade to combine resolutions #14 and #15. Hearing no objection resolution titles only were read.*

January 12, 2021

**RESOLUTION NO. 21-014  
(January 12, 2021)**

By Mr. Berwanger, Chairman of the Agriculture Committee:

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS WITH  
WYOMING COUNTY SOIL AND WATER  
CONSERVATION DISTRICT**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign the following contracts with *Wyoming County Soil and Water Conservation District*, 36 Center Street, Suite D, Warsaw, NY 14569. Said contracts to provide agricultural district review services on behalf of Wyoming County:

- *For the year 2020* in an amount not to exceed five thousand dollars (\$5,000.00); effective January 1, 2020 through December 31, 2020.
- *For the year 2021* 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: 1548    Noes:    Absent: 51 (Eagle)    Abstain:**

**#15**

**RESOLUTION NO. 21-015  
(January 12, 2021)**

By Mr. Berwanger, Chairman of the Agriculture Committee:

**CLERK TO THE BOARD DIRECTED TO PUBLISH NOTICE OF  
30-DAY REVIEW OF AGRICULTURAL DISTRICT NO. 5**

**WHEREAS**, The State of New York Department of Agriculture and Markets has notified this Board that Agricultural District No. 5 in the Towns of Middlebury, Attica, Warsaw and Orangeville is due for an eight (8) year review; now therefore

**BE IT RESOLVED**, That the Clerk of the Board of Supervisors is directed to publish a notice in a newspaper having general circulation within the area of Agricultural District No. 5, that this notice be posted in at least five (5) conspicuous places within the district, and that said notice also be sent to the



affected municipalities in the District; and be it

**FURTHER RESOLVED**, That after this 30-day period, this Board of Supervisors hereby directs the Clerk to refer Agricultural District No. 5 to the Wyoming County Agricultural and Farmland Protection Board and the Wyoming County Planning Board for their respective recommendations; and be it

**FURTHER RESOLVED**, That a certified copy of this resolution be sent to Wyoming County Soil and Water Conservation District.

**Carried: XXX    Ayes: 1548    Noes:    Absent: 51 (Eagle)    Abstain:**

*Supervisor Brick, T/Perry stated that agricultural district lines would now be following town lines.*

*Chairwoman Ryan recognized Supervisor Berwanger, T/Arcade and indicated that, at his request, would no longer be Chairman of the Agriculture Committee.*

*Chairwoman Ryan introduced Supervisor Klein, T/Castile as the new Chairman of the Ag Committee and thanked Supervisor Berwanger for his knowledge and years of dedication to Wyoming County.*

*Supervisor Berwanger, T/Arcade said that it is time for the torch to be passed to the newer Supervisors to lead the County forward and acknowledged Supervisor Klein's qualifications to be Chairman of the Agriculture Committee.*

*Due to technical difficulties, Supervisor Roche, T/Eagle was unable to have his vote heard for resolutions #14 and #15.*

*There was a motion by Mr. Leuer, T/Middlebury to combine resolutions #16 through #18. Hearing no objection resolution titles only were read.*

**#16**

**RESOLUTION NO. 21-016  
(January 12, 2021)**

By Mr. Leuer, Chairman of the Planning Committee:

**TERRY PAGE APPOINTED TO THE WYOMING COUNTY  
PLANNING BOARD**

**BE IT RESOLVED**, That *Terry Page* (T/Perry), 6655 Soper Road, Perry, NY 14530 be hereby appointed as Alternate Member #1 to the Wyoming

January 12, 2021

County Planning Board for a one (1) year term; effective January 1, 2021 through December 31, 2021. *(formerly held by L. Frette)*

**Carried: XXX    Ayes: 1548    Noes:    Absent: 51 (Eagle)    Abstain:**  
#17

**RESOLUTION NO. 21-017  
(January 12, 2021)**

By Mr. Leuer, Chairman of the Planning Committee:

**CHAIRMAN AUTHORIZED TO SIGN JOINDER OF PARTICIPATING  
COMMUNITY TO THE WASTE DISPOSAL AGREEMENT, A/K/A  
CURBSIDE COLLECTION AGREEMENT, BY AND BETWEEN THE  
COUNTY OF WYOMING AND WASTE MANAGEMENT OF NEW  
YORK, LLC ON BEHALF OF THE PLANNING DEPARTMENT**

**BE IT RESOLVED**, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign individual *Joinder of Participating Community to the Waste Disposal Agreements, a/k/a Curbside Collection Agreement*, with participating municipalities of Wyoming County on behalf of the Planning Department. Said agreements hereby join the participating town/village to the Curbside Collection Agreement by and between the County of Wyoming and *Waste Management of New York, LLC* for every eligible parcel located in said participating town/village in Wyoming County; effective January 1, 2021 through December 31, 2025; and be it

**FURTHER RESOLVED**, That said Curbside Collection Agreement, for countywide curbside collection of municipal solid waste and recyclable materials generated in the County, with *Waste Management of New York, LLC*, 100 Ransier Drive, West Seneca, NY 14224 was authorized by Resolution Number 20-486 adopted by this Board of Supervisors on December 1, 2020.

**Carried: XXX    Ayes: 1548    Noes:    Absent: 51 (Eagle)    Abstain:**  
#18

**RESOLUTION NO. 21-018  
(January 12, 2021)**

By Mr. Leuer, Chairman of the Planning Committee:

**CHAIRMAN AUTHORIZED TO SIGN A SUBLEASE AGREEMENT  
WITH CHERYL CUMMINS ON BEHALF OF THE**

## COUNTY OF WYOMING

**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 **Cheryl Cummins**, 36 Center Street, Warsaw, NY 14569 on behalf of Wyoming County. Said contract is for the rental of office space located in the Wyoming County Agriculture and Business Center; effective January 20, 2021 through January 19, 2026 as set forth below:

- January 20, 2021 through January 19, 2022 ~ \$5,850.08
- January 20, 2022 through January 19, 2023 ~ \$5,900.08
- January 20, 2023 through January 19, 2024 ~ \$5,950.08
- January 20, 2024 through January 19, 2025 ~ \$6,000.08
- January 20, 2025 through January 19, 2026 ~ \$6,050.08

**Carried: XXX    Ayes: 1548    Noes:    Absent: 51 (Eagle)    Abstain:**

*Due to technical difficulties, Supervisor Roche, T/Eagle was unable to have his vote heard for resolutions #16 through #18.*

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

**#19**

### **RESOLUTION NO. 21-019 (January 12, 2021)**

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

#### **RESOLUTION NUMBER 20-036 RESCINDED AND REPLACED AND RESOLUTION NUMBER 19-200 AMENDED**

**WHEREAS**, Resolution Number 19-200 entitled, “**ANNUAL HIGHWAY MATERIAL BIDS APPROVED**,” passed by this Board of Supervisors on April 9, 2019 and approved yearly County Highway material bid awards filed with the Office of the Wyoming County Board of Supervisors; and

**WHEREAS**, Resolution Number 20-036 entitled “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH ZEBRA PAINT STRIPING, INC. ON BEHALF OF COUNTY HIGHWAY**,” passed by this Board of Supervisors on January 14, 2020 and provides for extending the pavement-parking bid pricing through the 2020 construction season in an amount not to exceed one hundred seventy-five thousand dollars (\$175,000.00); effective April 2, 2020 through April 1, 2021; now therefore

January 12, 2021

**BE IT RESOLVED**, That ***Resolution Number 20-036*** be hereby rescinded in its entirety effective January 14, 2020; and be it

**FURTHER RESOLVED**, ***Resolution Number 19-200*** be hereby amended to extend the pavement-parking bid pricing in accordance with the extension options contained in subsection “G” of said contract under “Pricing” as follows:

- 1<sup>st</sup> of two (2) extension options in an amount not to exceed one hundred seventy-five thousand dollars (\$175,000.00); effective April 2, 2020 through April 1, 2021.
- 2<sup>nd</sup> of two (2) extension options in an amount not to exceed one hundred fifty thousand dollars (\$150,000.00); effective April 2, 2021 through April 1, 2022.

All else remains the same.

**Carried: XXX    Ayes: 1548    Noes:    Absent: 51 (Eagle)    Abstain: #20**

**RESOLUTION NO. 21-020  
(January 12, 2021)**

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

**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A  
CONTRACT WITH GEORGE & SWEDE SALES AND SERVICES, INC.  
ON BEHALF OF COUNTY HIGHWAY**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is hereby authorized and directed to award bid and sign a contract with ***George & Swede Sales and Services, Inc.***, 7155 Big Tree Road, Pavilion, NY 14525 on behalf of County Highway. Said contract is for a 2021 Hyundai HW140 Wheeled Excavator in an amount not to exceed one hundred eighty thousand dollars (\$180,000.00); effective January 1, 2021 through delivery of equipment. (*Sourcewell Contract #032119-HCE*)

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1548    Noes:    Absent: 51 (Eagle)    Abstain: #21**

**RESOLUTION NO. 21-021  
(January 12, 2021)**

Regular Session

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT  
(SUPPLEMENTAL NO. 3) WITH LABELLA ASSOCIATES ON  
BEHALF OF COUNTY HIGHWAY**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with ***Labella Associates***, 300 State Street, Suite 201, Rochester, NY 14614 on behalf of County Highway. Said contract is *Supplemental No. 3* for construction, C/I and C/S for BE#06 Schoellkopf Road Bridge Rehabilitation, Town of Bennington, BIN 3319610/Town of Pike, BIN 3319610; PIN 4WY0.03 in an amount not to exceed two hundred sixty thousand dollars (\$260,000.00); effective January 1, 2021 through completion of the project.

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1548    Noes:    Absent: 51 (Eagle)    Abstain: #22**

**RESOLUTION NO. 21-022  
(January 12, 2021)**

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

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

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign various contracts on behalf of Buildings and Grounds (Co. Bldgs.):

- ***ServiceMaster Recovery by Close***, PO Box 224, Syracuse, NY 13220 for COVID-19 disinfection of office space at various County buildings in an amount not to exceed ten thousand dollars (\$10,000.00); effective November 25, 2020 on an “as needed” basis.
- ***EcoServe Pest Services***, 3573 North Buffalo Road, Orchard Park, NY 14127 for insect and rodent control at various County buildings in an amount not to exceed eight thousand four hundred fifty dollars (\$8,450.00); effective January 1, 2021 through December 31, 2023.

Contingent upon the availability of funds.

January 12, 2021

**Carried: XXX    Ayes: 1548    Noes:    Absent: 51 (Eagle)    Abstain: #23**

**RESOLUTION NO. 21-023  
(January 12, 2021)**

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

**RESOLUTION NUMBER 18-154 AMENDED**

**WHEREAS**, Resolution Number 18-154 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH NOMAD ENTERPRISES, LLC ON BEHALF OF BUILDINGS AND GROUND (CO. BLDGS.)**,” passed by this Board of Supervisors March 13, 2018 and provides lawn mowing services at the Animal Shelter, Health Department, Department of Social Services, Fire Training Center, Wethersfield Tower, Record Retention Center and Pioneer Cabin in an amount not to exceed eight thousand one hundred sixty dollars (\$8,160.00); effective seasonally from April 1, 2018 through November 30, 2021; and

**WHEREAS**, That Resolution Number 18-154 was previously amended by this Board of Supervisors on April 9, 2019 by *Resolution Number 19-202* as follows:

- Correct the contract term of seasonally from April 1, 2018 through November 30, 2021 to *seasonally from April 1, 2018 through November 30, 2018*:
  - *Renewable without change for additional one (1) year terms, not to exceed three(3) years by mutual consent of the Contractor and Wyoming County.*
- Upon mutual consent, extend the contract for an additional one-year term effective *April 1, 2019 through November 30, 2019* (1<sup>st</sup> of three 1-year extension options).
- Show the amount of \$8,160.00 is *per season* with the following breakdown:

Animal Control Shelter	\$1,000.00
Public Health Dept.	\$1,350.00
Dept. of Social Services	\$1,530.00
Fire Training Center	\$1,500.00
Radio Tower at the Fire Training Center	\$480.00
Record Retention Center	\$450.00
Pioneer Cabin	\$1,850.00
<b>TOTAL</b>	<b>\$8,160.00</b>

Now therefore,

**BE IT RESOLVED**, That **Resolution Number 18-154** as previously amended by **Resolution Number 19-202** be hereby further amended as follows:

- Extend the contract for an additional one-year term effective **April 1, 2020 through November 30, 2020** at the above per season amount (2<sup>nd</sup> of three 1-year extension options)
- Extend the contract for an additional one-year term effective **April 1, 2021 through November 30, 2021** at the above per season amount (3<sup>rd</sup> of three 1-year extension options)

All else remains same.

**Carried: XXX    Ayes: 1548    Noes:    Absent: 51 (Eagle)    Abstain:**

*Due to technical difficulties, Supervisor Roche, T/Eagle was unable to have his vote heard for resolutions #19 through #23.*

*There was a motion by Mrs. May, T/Orangeville to combine resolutions #24 and #31. Hearing no objection resolution titles only were read.*

**#24**

**RESOLUTION NO. 21-024  
(January 12, 2021)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH EM  
SYSTEMS, INC. ON BEHALF OF SHERIFF'S DEPARTMENT**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with **EM Systems, Inc.**, 4043 Maple Road, Suite 211, Amherst, NY 14226 on behalf of the Sheriff's Department. Said contract is for support and maintenance of the LEMS Records Management System in an amount not to exceed sixteen thousand (\$16,000.00); effective January 1, 2021 through December 31, 2021. Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1548    Noes:    Absent: 51 (Eagle)    Abstain:**

**#25**

**RESOLUTION NO. 21-025  
(January 12, 2021)**

January 12, 2021

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

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

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

- **Orleans County Sheriff**, 26 Platt Street, Albion, NY 14411 for prisoner housing of Orleans County inmates at the Wyoming County Jail in the amount not to exceed ninety dollars (\$90.00) per day/per prisoner; effective January 1, 2021 through December 31, 2023. (*Revenue Contract*)
- **Lexis Nexis** 1275 Broadway Albany, NY 12204 to provide Jail Law Library to meet SCOC standards in an amount not to exceed seven thousand three hundred forty-four dollars (\$7,344.00) per year; effective January 1, 2021 through December 31, 2023.
- **Black Creek Integrated System Corp.**, PO Box 101747, Irondale, AL 35210 to provide maintenance services for the Jail management software in an amount not to exceed eighteen thousand one hundred ninety dollars (\$18,190.00); effective January 1, 2021 through December 31, 2021.

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1548    Noes:    Absent: 51 (Eagle)    Abstain:**  
**#26**

**RESOLUTION NO. 21-026  
(January 12, 2021)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH  
EM SYSTEMS, INC. ON BEHALF OF 9-1-1**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with **EM Systems, Inc.**, 4043 Maple Road, Suite 211, Amherst, NY 14226 on behalf of 9-1-1. Said contract is for the support and maintenance of the CAD, AVL and Mobile Data System in an amount not to exceed twenty-five thousand dollars (\$25,000.00); effective



January 1, 2021 through December 31, 2021.

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1548    Noes:    Absent: 51 (Eagle)    Abstain: #27**

**RESOLUTION NO. 21-027  
(January 12, 2021)**

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

**RESOLUTION NUMBER 19-376 AMENDED**

**WHEREAS**, Resolution Number 19-376 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND ACCEPTANCE AWARD WITH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES ON BEHALF OF THE DISTRICT ATTORNEY’S OFFICE**,” passed by this Board of Supervisors on September 10, 2019 and provides aid to prosecution in a minimum amount of thirty thousand two hundred dollars (\$30,200.00); effective October 1, 2019 through September 30, 2020; now therefore,

**BE IT RESOLVED**, That *Resolution Number 19-376* be hereby amended to extend the contract through *March 31, 2021* and add an additional amount of *fifteen thousand dollars (\$15,000.00) for a new grant total minimum amount of forty-five thousand three hundred dollars (\$45,300.00)*.

All else remains the same.

**Carried: XXX    Ayes: 1548    Noes:    Absent: 51 (Eagle)    Abstain: #28**

**RESOLUTION NO. 21-028  
(January 12, 2021)**

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

**RESOLUTION NUMBER 20-533 AMENDED**

**WHEREAS**, Resolution Number 20-533 entitled, “**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**

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**DEFENDER’S OFFICE,”** passed by this Board of Supervisors on December 8, 2020 and provides for the 3<sup>rd</sup> Upstate Quality Improvement and Caseload Reduction funding grant 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; now therefore,

**BE IT RESOLVED,** That *Resolution Number 20-533* be hereby amended to correct the grant end date from June 30, 2022 to ***June 30, 2023.***

All else remains the same.

**Carried: XXX    Ayes: 1548    Noes:    Absent: 51 (Eagle)    Abstain: #29**

**RESOLUTION NO. 21-029  
(January 12, 2021)**

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

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS WITH  
WYOMING COUNTY ATTICA LEGAL AID ON BEHALF OF THE  
PUBLIC DEFENDER’S OFFICE FOR THE YEAR 2021**

**BE IT RESOLVED,** That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to sign various contracts with *Wyoming County Attica Legal Aid*, 18 Linwood Avenue, Warsaw, NY 14569 on behalf of the Public Defender’s Office as follows:

- ***Indigent Parolee Program*** in an amount not to exceed one hundred eighty-six thousand dollars (\$186,000.00); effective January 1, 2021 through December 31, 2021.
- ***Alternatives to Incarceration Program*** in an amount not to exceed thirteen thousand five hundred fifty-four dollars (\$13,554.00); effective January 1, 2021 through December 31, 2021.
- ***Part-Time Secretary to the Wyoming County Public Defender’s Office*** in an amount not to exceed fifteen thousand dollars (\$15,000.00) a year; effective January 1, 2021 through December 31, 2021 plus the following stipends:
  - One thousand six hundred fifteen dollars (\$1,615.00) 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 seven hundred ninety dollars (\$22,790.00)

**Carried: XXX    Ayes: 1548    Noes:    Absent: 51 (Eagle)    Abstain: #30**

**RESOLUTION NO. 21-030  
(January 12, 2021)**

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 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)

And,

**WHEREAS**, That Resolution Number 20-035 was previously amended by this Board of Supervisors on September 8, 2020 by ***Resolution Number 20-374*** 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***; now therefore

**BE IT RESOLVED**, That ***Resolution Number 20-035*** as previously amended by ***Resolution Number 20-374*** be hereby further amended to ***increase the stipend relative to the Indigent Legal Services Counsel at First Appearance contract to \$1,615.00 annually beginning and retro to July 25, 2020.***

All else remains the same.

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**Carried: XXX    Ayes: 1548    Noes:    Absent: 51 (Eagle)    Abstain: #31**

**RESOLUTION NO. 21-031  
(January 12, 2021)**

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

**WAIVER APPLICATION FOR FIRE AND BUILDING CODES  
ENFORCEMENT PERMIT RENEWAL FEES APPROVED**

**WHEREAS**, The Wyoming County Fair is a fabulous opportunity for residents of Wyoming County to experience exhibits, demonstrations and competitions that showcase our farmers, artisans of all types and the youth of the County; and

**WHEREAS**, The Wyoming County Fair Association broke ground on the new Agricultural Exposition Center last year which required a permit from Wyoming County Fire and Building Codes; and

**WHEREAS**, Due to the COVID-19 pandemic, construction has been limited on the new building and a renewal permit will be necessary for the completion of the project; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors' Public Safety Committee hereby recommends the approval of an application to waive Fire and Building Code Enforcement Permit Renewal Fee submitted by the Wyoming County Fair Association in the amount of fifty dollars (\$50.00) for the continued construction and completion of the Agricultural Exposition Center.

**Carried: XXX    Ayes: 1548    Noes:    Absent: 51 (Eagle)    Abstain:**

*Due to technical difficulties, Supervisor Roche, T/Eagle was unable to have his vote heard for resolutions #24 through #31.*

*There was a motion by Mr. Kehl, T/Attica to combine resolutions #32 and #41. Hearing no objection resolution titles only were read.*

**#32**

**RESOLUTION NO. 21-032  
(January 12, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

Regular Session

## RESOLUTION NUMBER 20-243 AMENDED

**WHEREAS**, Resolution Number 20-243 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**”, passed by this Board of Supervisors on May 12, 2020 and provides, in part, for the following contract:

- ***Campus Construction Management***, 6225 Sheridan Drive, Suite 100, Williamsville, NY 14221 for the Wyoming County Community Health System Laboratory Renovation Project in an amount not to exceed two hundred eighteen thousand dollars (\$218,000.00); effective April 28, 2020 through March 31, 2024.

Now therefore,

**BE IT RESOLVED**, That ***Resolution Number 20-243*** be hereby amended to increase the contract amount from two hundred eighteen thousand dollars (\$218,000.00) to a new contract amount not to exceed two hundred nineteen thousand nine hundred ten dollars and ten cents (\$219,910.10).

- An increase of one thousand nine hundred ten dollars and ten cents (\$1,910.10) related to pay application #7 for Avalon.

All else remains the same.

**Carried: XXX    Ayes: 1548    Noes:    Absent: 51 (Eagle)    Abstain:**  
#33

## RESOLUTION NO. 21-033 (January 12, 2021)

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

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authorized and directed to sign the following contracts on behalf of the Wyoming County Community Health System:

- ***Letchworth Area Primary Care Center, Inc. d/b/a Southern Wyoming County Community Medical Center***, PO Box 33, Castile, NY 14427 for 2,654 square feet of office space (1,134 and 1,520 sq. ft.) located on the first floor of 5596 Gainesville Road, Castile, NY 14427 in an amount not to exceed sixteen thousand eight hundred dollars (\$16,800.00) per year; effective January 1, 2021 through December 31, 2024.
- ***Prestige Medical Imaging***, 1 D'Alfonso Road, Newburgh, NY 12550 to purchase a Carestream DR-FIT Radiographic Suite in an amount not to exceed one hundred forty-nine thousand nine hundred dollars (\$149,900.00); effective November 23, 2020 through December 23, 2020. Funding provided through grant monies.
- ***Swisslog Healthcare***, 11325 Main Street, Broomfield, CO 80020 for labor, material and installation of new two station expandable pneumatic tube system in an amount not to exceed one hundred ninety-five thousand nine hundred twenty-five dollars (\$195,925.00); effective January 1, 2021 through February 28, 2022. Funding provided through grant monies.

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1548    Noes:    Absent: 51 (Eagle)    Abstain: #34**

**RESOLUTION NO. 21-034  
(January 12, 2021)**

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 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.

And,

**WHEREAS**, That Resolution Number 19-278 was previously amended by this Board of Supervisors on July 14, 2020 by ***Resolution Number 20-308*** 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.***

Now therefore,

**BE IT RESOLVED**, That ***Resolution Number 19-278*** as previously amended by ***Resolution Number 20-308*** be hereby further amended to reduce the not to exceed amount from eight hundred eighty thousand dollars (\$880,000.00) per year to an amount not to exceed eight hundred thousand dollars (\$800,000.00) per year; effective January 1, 2021 through June 30, 2023.

All else remains the same.

**Carried: XXX    Ayes: 1548    Noes:    Absent: 51 (Eagle)    Abstain: #35**

**RESOLUTION NO. 21-035  
(January 12, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 17-076 AMENDED**

**WHEREAS**, Resolution Number 17-076 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**”, passed by this Board of Supervisors on February 14, 2017 and provides for various contracts, in part, as follows:

- ***General Physician, P.C.***, 726 Exchange Street, Suite 516, Buffalo, NY 14210 to provide physician services in otolaryngology (ear, nose and throat) medicine at WCCHS clinic, inpatient and call as per the contract

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two (2) days per week in an amount not to exceed two hundred eighty thousand dollars (\$280,000.00) per year; effective April 1, 2017 through March 31, 2019 or upon completion of credentialing.

- WCCHS to retain all generated fees.

And,

**WHEREAS**, That Resolution Number 17-076 was previously amended by this Board of Supervisors on April 11, 2017 by **Resolution Number 17-201** to rescind the contract in its entirety effective April 1, 2017 and replace it with the following contract:

- **General Physician, P.C.**, 726 Exchange Street, Suite 516, Buffalo, NY 14210 for a two-year Ear, Nose, and Throat Medicine Services Agreement to provide board certified physician services in otolaryngology (ear, nose and throat) and allergy medicine at WCCHS clinic, inpatient and call as per the contract three (3) days per week in an amount not to exceed:
  - twenty-nine thousand five hundred eighty-three dollars (\$29,583.00) per month (\$355,000.00 annualized); during the first six (6) months; and
  - thirty thousand eight hundred thirty-three dollars and thirty-three cents (\$30,833.33) per month thereafter (\$370,000.00 annualized); effective April 1, 2017 through March 31, 2019 or upon completion of credentialing.
  - WCCHS to retain all generated fees.

And,

**WHEREAS**, That Resolution Number 17-076 as previously amended by Resolution Number 17-201 was further amended by this Board of Supervisors on March 12, 2019 by **Resolution Number 19-162** as follows:

- Change the effective date of the contract from April 1, 2017 or upon completion of credentialing and obtaining malpractice insurance through March 31, 2019 to **April 18, 2017 through April 17, 2019** to reflect actual contract start date.
- Extend the term of the contract from April 18, 2017 through April 17, 2019 to **April 18, 2019 through April 17, 2020**.

And,

**WHEREAS**, That Resolution Number 17-076 as previously amended by Resolution Number 17-201 and Resolution Number 19-162 was further amended by this Board of Supervisors on May 12, 2020 by **Resolution Number 20-240** to extend the term of the agreement from April 17, 2020 through **April 17, 2021**; now therefore

**BE IT RESOLVED**, That **Resolution Number 17-076** as previously amended by **Resolution Number 17-201**, **Resolution Number 19-162** and



**Resolution Number 20-240** be hereby further amended to *reduce hours by one (1) day per week and reduce the not to exceed amount from three hundred seventy dollars (\$370,000.00) per year to an amount not to exceed two hundred forty-six thousand six hundred seventy dollars (\$246,670.00) per year*; effective January 1, 2021 through April 17, 2021.

All else remains the same.

**Carried: XXX    Ayes: 1548    Noes:    Absent: 51 (Eagle)    Abstain: #36**

**RESOLUTION NO. 21-036  
(January 12, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 19-315 AMENDED**

**WHEREAS**, Resolution Number 19-315 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**”, passed by this Board of Supervisors on July 9, 2019 and provides, in part, for the following contract:

- **Dale L. Deahn, M.D., P.C.**, 401 Main Street, Arcade, NY 14009:
  - **Personal Services Agreement** to provide medical services, physician assistant supervision, medical director services, strategic and operational oversight for WCCHS’s family medicine locations in the Arcade area in an amount not to exceed two hundred seventy-five thousand dollars (\$275,000.00) annually based on an acceptable valuation report substantiating the fair market value and commercial reasonableness plus office management, billing, code oversight through the services of Elizabeth Deahn for mutually agreed upon hours at the rate not to exceed twenty-five dollars and sixty-one cents (\$25.61) per hour; effective July 15, 2019 through July 14, 2022.

Now therefore,

**BE IT RESOLVED**, That **Resolution Number 19-315** be hereby amended to *reduce clinical hours from 0.7 FTE to 0.5 FTE per week and reduce the not to exceed amount from two hundred seventy-five thousand dollars (\$275,000.00) per year to an amount not to exceed two hundred twenty thousand five dollars (\$220,005.00) per year*; effective February 1, 2021.

All else remains the same.

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**Carried: XXX    Ayes: 1548    Noes:    Absent: 51 (Eagle)    Abstain:**  
#37

**RESOLUTION NO. 21-037  
(January 12, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 19-038 AMENDED**

**WHEREAS**, Resolution Number 19-038 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH WESTERN NEW YORK PHYSICIANS, PLLC ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**”, passed by this Board of Supervisors on January 8, 2019 and provides, in part, for hospitalist services in an amount not to exceed one million one thousand three hundred forty-three dollars (\$1,001,343.00) per year; effective January 1, 2019 through December 31, 2022; now therefore

**BE IT RESOLVED**, That *Resolution Number 19-038* be hereby amended to *add hospitalist nurse practitioner services for twenty-eight (28) hours of additional weekly coverage to assist with COVID-19 surge in an amount not to exceed fifteen thousand four hundred dollars (\$15,400.00); effective December 27, 2020 through March 6, 2021.*

All else remains the same.

**Carried: XXX    Ayes: 1548    Noes:    Absent: 51 (Eagle)    Abstain:**  
#38

**RESOLUTION NO. 21-038  
(January 12, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

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

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

**Salary Schedule “C”:**

***Wyoming County Community Health System***

- Place one (1) 1.00 FTE position of ***Behavioral Health Care Manager*** (position code TBD) under MENTAL HEALTH UNIT and set the salary at \$60,000.00 per year; effective January 1, 2021.

**Salary Schedule “P”:*****Wyoming County Community Health System***

- Add a one-time stipend for the ***Mid-Level Provider*** (0.6 FTE) (position code 17.110.443) under PEDIATRIC CLINIC in the amount of \$3,761.24; effective November 30, 2020.
- Add a one-time stipend for the ***Certified Nurse Midwife, FT*** (position code 17.108.519) under OB CLINIC in the amount of \$961.44; effective December 4, 2020.

**Salary Schedule “S”:*****Public Defender***

- Remove the ***Assistant Public Defender, PT (5<sup>th</sup>)*** (position code 010.503).

***Sheriff***

- Set the salary of the ***Undersheriff’s*** (position code 010.500) at \$95,355.00 annually in accordance with the DSA agreement increase for 2021 of 5% (\$4,541.00); effective January 1, 2021.
- Set the salary of the ***Secretary to the Sheriff’s*** (position code 002.503) at \$60,268.00 annually in accordance with the DSA agreement increase for 2021 of 5% (\$2,870.00); effective January 1, 2021.
- Set the salary of the ***Administrative Assistant (Sheriff)*** (position code 099.549) at an hourly wage to \$20.61/hr. (with an annual salary equivalent of \$43,042.00) in accordance with the SEA agreement increase for 2021 of 4% (\$.79/hr.); effective January 1, 2021.
- Set the salary of the ***Jail Administrator*** (position code 063.498) at \$77,848.00 annually in accordance with the SEA agreement increase for 2021 of 4% (\$2,994.00); effective January 1, 2021.

**Salary Schedule “G”:*****Public Defender***

- Set salary for the ***Assistant Public Defender (5<sup>th</sup>)*** (position code 010.503) in the amount of \$6,000.00 annually under the UPSTATE QUALITY IMPROVEMENT AND CASELOAD REDUCTION GRANT; effective January 4, 2021.

***Office for the Aging***

- Under the ALZHEIMER’S DISEASE CAREGIVER SUPPORT INITIATIVE GRANT; effective January 1, 2021:
  - Delete stipend plus correspondence fringes for ***Director of Aging and Youth*** in the amount of \$2,000.00.
  - Reduce stipend plus correspondence fringes for ***Deputy Director of Aging*** in the amount of \$2,000.00 to ***\$1,700.00***.

- o Reduce stipend plus correspondence fringes for *Fiscal Officer I* in the amount of \$3,000.00 to **\$2,700.00.**

**Carried: XXX    Ayes: 1548    Noes:    Absent: 51 (Eagle)    Abstain: #39**

**RESOLUTION NO. 21-039  
(January 12, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN LETTERS OF  
UNDERSTANDING WITH CONTRACT AGENCIES FOR 2021**

**BE IT RESOLVED**, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to sign Letters of Understanding with the following Contract Agencies for 2021:

<b>CONTRACT AGENCY</b>	<b>2021 EXPENDITURES</b>
Wyoming County Community Action	\$8,000.00
Wyoming County Chamber of Commerce (Tourism)	\$48,000.00
Wyoming County Business Education Council	\$3,440.00
Wyoming County Business Center (LDC)	\$56,000.00
Wyoming County Arts Council	\$12,000.00
Wyoming County Wildlife Federation	\$800.00
Wyoming County Soil & Water	\$121,451.25
Erie-Wyoming County Soil & Water	\$2,400.00
Wyoming County Fair Association	\$18,400.00
<b>TOTAL</b>	<b>\$270,491.25</b>

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1548    Noes:    Absent: 51 (Eagle)    Abstain: #40**

**RESOLUTION NO. 21-040  
(January 12, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A MEMORANDUM OF  
AGREEMENT WITH CORNELL COOPERATIVE EXTENSION OF  
WYOMING COUNTY FOR THE YEAR 2021**

Regular Session

**BE IT RESOLVED**, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to sign a Memorandum of Agreement with ***Cornell Cooperative Extension of Wyoming County***, 36 Center Street, Warsaw, NY 14569 for the payment of County Appropriations in an amount not to exceed of three hundred twelve thousand three hundred twenty dollars (\$312,320.00) to fund the Agricultural Department and 4-H Department; effective January 1, 2021 through December 31, 2021.

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1548    Noes:    Absent: 51 (Eagle)    Abstain: #41**

**RESOLUTION NO. 21-041  
(January 12, 2021)**

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:**

***Public Defender***

- One (1) position of ***Assistant Public Defender (7<sup>th</sup>)*** (Non-Union) (0.5 FTE) and place on Salary Schedule G under Upstate Quality Improvement and Caseload Reduction Grant, at an annual salary of \$24,000.00; position available date is January 13, 2021.

***Social Services***

- One (1) position of ***Caseworker Trainee*** (1.00 FTE) on CSEA Schedule A, Grade 12; \$20.20/hr. - \$23.14/hr.; position available date is January 13, 2021.

**ABOLISHED:**

***Social Services***

- One (1) position of ***Caseworker*** (position code 014.042) (1.00 FTE); effective January 13, 2021.

**Carried: XXX    Ayes: 1548    Noes:    Absent: 51 (Eagle)    Abstain:**

*Due to technical difficulties, Supervisor Roche, T/Eagle was unable to have his*

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**RESOLUTION NO. 21-042  
(January 12, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**A RESOLUTION AUTHORIZING VARIOUS CAPITAL PURPOSES IN  
AND FOR THE COUNTY OF WYOMING, NEW YORK, AT A  
MAXIMUM ESTIMATED COST OF \$1,917,225 AND AUTHORIZING  
THE ISSUANCE OF \$1,917,225 BONDS OF THE COUNTY TO PAY  
COSTS THEREOF**

**BE IT RESOLVED**, By the affirmative vote of not less than two-thirds of the total voting strength of the Board of Supervisors of the County of Wyoming, New York, as follows:

**Section 1.** The following projects and improvements are hereby authorized in and for the County of Wyoming, New York:

- (a) Purchase and installation of furnishings and equipment, at a maximum estimated cost of \$887,225, being a class of objects or purposes having a period of probable usefulness of 5 years pursuant to subdivision 32 of paragraph a of Section 11.00 of the Local Finance Law;
- (b) Air conditioning and heating improvements, at a maximum estimated cost of \$770,000, being a class of objects or purposes having a period of probable usefulness of 10 years pursuant to subdivision 13 of paragraph a of Section 11.00 of the Local Finance Law;
- (c) Parking lot improvements, at a maximum estimated cost of \$40,000, being a specific object or purpose having a period of probable usefulness of 10 years pursuant to subdivision 20(f) of paragraph a of Section 11.00 of the Local Finance Law;
- (d) Replace dock lift, at a maximum estimated cost of \$20,000, being a specific object or purpose having a period of probable usefulness of 10 years pursuant to subdivision 35 of paragraph a of Section 11.00 of the Local Finance Law;
- (e) Various capital improvements, at a maximum estimated cost of \$200,000, being a class of objects or purposes having a period of probable usefulness of 5 years pursuant to subdivision 35 of paragraph a of Section 11.00 of the Local Finance Law;

**Section 2.** The plan for the financing of the aforesaid purposes consists of the issuance of \$1,917,225 bonds of said County, hereby authorized to be issued

therefor pursuant to the provisions of the Local Finance Law, which shall be allocated as per the maximum estimated costs set forth in Section 1 hereof.

**Section 3.** Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the County Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Treasurer, consistent with the provisions of the Local Finance Law.

**Section 4.** All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the County Treasurer, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Treasurer shall determine consistent with the provisions of the Local Finance Law.

**Section 5.** The faith and credit of said County of Wyoming, New York, are hereby irrevocable pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. All the taxable real property within said County shall be subject to the levy of ad valorem taxes without limitation as to rate or amount sufficient to pay the principal of and interest on said bonds.

**Section 6.** The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

**Section 7.** This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in

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this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

**Section 8.** This resolution, which takes effect immediately, shall be published in summary form in the official newspaper(s) of such County, together with a notice of the Clerk of the Board of Sueprvisors in substantially the form provided in Section 81.00 of the Local Finance Law.

**Carried: XXX      Ayes: 1471      Noes:      Absent:      Abstain:**  
**2/3 Majority**  
**#43**

**RESOLUTION NO. 21-043**  
**(January 12, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**A RESOLUTION AUTHORIZING THE PURCHASE OF THE  
BUILDING LOCATED AT 36 CENTER STREET IN WARSAW, IN AND  
FOR THE COUNTY OF WYOMING, NEW YORK, AT A MAXIMUM  
ESTIMATED COST OF \$3,982,775 AND AUTHORIZING THE  
ISSUANCE OF \$3,982,775 BONDS OF THE COUNTY TO PAY COSTS  
THEREOF**

**BE IT RESOLVED,** By the affirmative vote of not less than two-thirds of the total voting strength of the Board of Supervisors of the County of Wyoming, New York, as follows:

**Section 1.** The purchase of the building located at 36 Center Street, in Warsaw, including incidental costs, in and for the County of Wyoming, New York, is hereby authorized at a maximum estimated cost of \$3,982,775.

**Section 2.** The plan for the financing of the aforesaid purpose consists of the issuance of \$3,982,775 bonds of said County, hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

**Section 3.** It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is twenty-five years, pursuant to subdivision 11(b) of paragraph a of Section 11.00 of the Local Finance Law.

**Section 4.** Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such



notes, is hereby delegated to the County Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Treasurer, consistent with the provisions of the Local Finance Law.

**Section 5.** All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the County Treasurer, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Treasurer shall determine consistent with the provisions of the Local Finance Law.

**Section 6.** The faith and credit of said County of Wyoming, New York, are hereby irrevocable pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. All the taxable real property within said County shall be subject to the levy of ad valorem taxes without limitation as to rate or amount sufficient to pay the principal of and interest on said bonds.

**Section 7.** The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

**Section 8.** This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

**Section 9.** This resolution, which takes effect immediately, shall be published in summary form in the official newspaper(s) of such County, together with a notice of the Clerk of the Board of Sueprvisors in substantially the form provided in Section 81.00 of the Local Finance Law.

**Carried: XXX      Ayes: 1471      Noes:      Absent:      Abstain:**

*Chairwoman Ryan, T/Warsaw stated the County is committed to owning this property and after careful consideration; there would be considerable cost savings to the County with the purchase of this property. Depending upon the bond rate, the savings will be, at least, in excess of \$56K per year and is one of ways to save money for the County.*

*Supervisor Brunner, T/Java asked for clarification if the bond amount is an “up to amount” which was confirmed by Budget Officer Cook. When a deal is determined, the exact borrowing will take place.*

*Supervisor Berwanger offered that it has been a savings to combine these County departments in one location and prior to COVID, this facility operated as a “center” for meetings of all kinds for this area of the state, which was one of the original ideas for this building. Chairwoman Ryan confirmed that this building has been a real asset to the community.*

*Chairwoman Ryan reminded the Board of the panel discussion on the 2020 Plan for 2021 Implementation for Countywide-Shared Services which would be starting at the conclusion of this meeting.*

*Supervisor May, T/Orangeville was recognized and stated she was on “Zoom” for the January 4<sup>th</sup> organizational meeting and fully supported all of the nominations, even if her vote could not be heard due to technical difficulties.*

*There being no further business to come before this Board, Senior Supervisor Berwanger, T/Arcade, adjourned the meeting at 3:15 PM with a rap on his desk.*

\*\*\*\*\*

Respectfully submitted,

**Cheryl J. Ketchum**

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

Clerk to the Board

**REGULAR SESSION**  
**(February 9, 2021)**  
**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>.

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 was Clerk to the Board Cheryl Ketchum.

**Call to Order ~**

- At 2:36 PM Chairwoman Ryan, T/Warsaw, called the meeting to order.

**Pledge of Allegiance to the Flag ~**

- The Pledge of Allegiance was led by Wyoming County Sheriff, G. Rudolph

**Correspondence ~**

- 01/22/2021 Correspondence from NYSAC Executive Director Stephen Acquario acknowledging receipt of Res. #20-535

#1

**RESOLUTION NO. 21-044**  
**(February 9, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**FUNDS APPROPRIATED TO VARIOUS 2021 ACCOUNTS**

**BE IT RESOLVED**, That funds are hereby appropriated to the various 2021 accounts as follows:

<b>Mental Health</b>			
<b>To:</b> 01.38.4220.4.42488 STOP Act Grant w/01.12.4220.4491 Mental Health Grant	\$100,000.00	\$100,000.00	
<b>Reason:</b> To appropriate funding received for the 2020 STOP-ACT Grant.			

February 9, 2021

<b>Mental Health Total</b>			<b>\$100,000.00</b>
<b>Public Health</b>			
<b>To:</b> 01.38.4010.4.42431 Immunization Action Plan 01.38.4010.2.20401 Misc. Equipment w/01.12.4010.448904 Immunization Action Plan (Federal) <b>Reason:</b> Additional Federal/CDC funds passed through by NYS grant for enhanced promotion of influenza vaccine and expand vaccination capacity for COVID response.	\$1,189.32 3,412.50	\$4,601.82	
<b>To:</b> 01.38.4010.4.42430 Baby Bundle w/01.12.4010.448902 Baby Bundle Grant <b>Reason:</b> Appropriate the 2021 portion of Federal funds (CFDA 93.434) passed through by NYS.	\$15,694.00	\$15,694.00	
<b>To:</b> 01.38.4010.4.42435 Other Grants w/01.03.4010.160109 Other Grant <b>Reason:</b> Appropriate remaining portion of NYSACHO/NYS Health Foundation grant (Res. #20-321).	\$976.86	\$976.86	
<b>Public Health Total</b>			<b>\$21,272.68</b>
<b>District Attorney</b>			
<b>To:</b> 01.32.1167.1.10001 Salaries 01.32.1167.4.40401 Training 01.32.1167.4.41010 Office Supplies 01.32.1167.8.80001 Work. Comp. 01.32.1167.8.81001 Retirement 01.32.1167.8.82001 Disability 01.32.1167.8.83001 FICA 01.32.1167.8.85001 Medicare 01.32.1167.8.86001 EAP 01.32.1167.8.89001 Medical/Hosp. 01.32.1167.8.89002 HRA – Employee 01.32.1167.8.89003 HRA- Admin w/01.12.1167.4389 Fed Block Grant <b>Reason:</b> To add additional grant funds awarded during application process and match county and state budgets. Original budget was \$32,624.00, however grant award is now \$50,000.00.	\$7,725.00 1,300.00 2,618.00 164.00 808.00 88.00 479.00 112.00 4.00 3,266.00 799.00 13.00	\$17,376.00	
<b>District Attorney Total</b>			<b>\$17,376.00</b>

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

Ms. Brunner, T/Java, Chairman of the Audit Committee, presented the approved payment of bills totaling **\$2,763,710.92** for the month of **January 2021**. No further action is required.

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

**#2**

**RESOLUTION NO. 21-045**  
**(February 9, 2021)**

Regular Session

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH INDEED, INC. ON BEHALF OF HUMAN RESOURCE**

**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 *Indeed, Inc.*, 6433 Grandview Way, Building 1, Austin, TX 78750 on behalf of Human Resource. Said contract is for web based posting, workflow and recruiting services in an amount not to exceed three thousand dollars (\$3,000.00) per month for a total contract amount not to exceed thirty-six thousand dollars (\$36,000.00); effective January 1, 2021 through December 31, 2021.

Contingent upon the availability of funds.

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain:      #3**

**RESOLUTION NO. 21-046  
(February 9, 2021)**

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 as annexed hereto. Said Memorandum is for hard to fill shifts at the Skilled Nursing Facility by CNA's, LPN's and RN's; effective 3:00 a.m. January 22, 2021 for a period not to exceed thirty (30) calendar days, unless extended by mutual written agreement between the parties.

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

February 9, 2021

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

**Critical Staffing in Skilled Nursing Facility Due to COVID 19**  
**(AMMENDED 01/25/21)**

WHEREAS, there is critical staffing shortfall within the Skilled Nursing Facility (SNF) of qualified Certified Nursing Assistants (CNA's), Licensed Practical Nurses (LPN's) and Registered Nurses (RN's) due to absences and quarantine orders of staff due to the COVID 19 pandemic,

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

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

1. Any Full or Part Time Certified Nursing Assistants, Licensed Practical Nurses and Registered Nurses who is a current employee of Wyoming County working in any County Department who works additional shifts beyond their respective normal work schedule within the Nursing Facility will receive extra shift incentives for each scheduled consecutive four (4) hours worked from the period beginning 7 a.m. January 23, 2021 for a period not to exceed 30 calendar days, unless extended by mutual written agreement between the parties.

Qualifying employees shall be paid as follows:

- Seventy dollars (\$70.00) for four (4) hours per pay period
- One hundred and forty dollars (\$140.00) for eight (8) hours per pay period
- Two hundred and ten dollars (\$210.00) for twelve (12) hours per pay period.

2. Employees will be limited to a maximum of twelve (12) hours per week of these additional incentive shifts and will only be paid for shifts that are scheduled in addition to the employee's regularly scheduled shifts.

3. These incentive shifts will be offered on a first-come first-served basis to bargaining unit employees. If in the event an employee commits to working an additional shift through the signs up procedure and fails to work the committed shift for whatever reason, this employee will be responsible for finding someone to work the shift. If he/she DOES find someone to cover the shift, there is NO occurrence on the attendance record. If she/he does not find someone to cover the shift, then the attendance policy will apply.

4. This Memorandum of Understanding shall not create a precedent or waiver for any other matter and can only be modified or extended by written mutual agreement.

5. Unless modified by written mutual agreement this Memorandum of Understanding shall expire on February 24, 2021 at 7:00am.

6. Either party to this agreement shall have the right to exit from this agreement for any reason with 24 hour prior written notice to the other party.

7. Upon expiration the parties agree that the incentive paid to employees work additional shifts in the Skilled Nursing Facility shall return to the provisions of the Collective Bargaining Agreement.

  
For the CSEA

  
For Wyoming County

Date 01/25/21

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

#4

**RESOLUTION NO. 21-047  
(February 9, 2021)**

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

**ELLEN GRANT REAPPOINTED TO THE OFFICE FOR THE AGING  
ADVISORY COUNCIL**

**BE IT RESOLVED**, That *Ellen Grant (T/Bennington)*, 134 Clinton Street, Alden, NY 14004 be hereby reappointed to the *Office for the Aging Advisory Council* as a *Supervisor Member* for a one (1) year term; effective January 1, 2021 through December 31, 2021.

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

#5

**RESOLUTION NO. 21-048  
(February 9, 2021)**

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

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

February 9, 2021

## OFFICE FOR THE AGING

**BE IT RESOLVED**, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign a grant application and acceptance award with the *New York State Office for the Aging*, 2 Empire State Plaza, Albany, NY 12223-1251 on behalf of Wyoming County Office for the Aging. Said funding to provide outreach and counseling to Medicare beneficiaries who are low income and potentially eligible for a low-income subsidy program in a minimum amount of thirteen thousand ninety dollars (\$13,090.00); effective September 1, 2020 through August 31, 2021.

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

**#6**

### RESOLUTION NO. 21-049 (February 9, 2021)

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 hereby authorized and directed to sign a grant application and acceptance award with the *New York State Office of Children and Family Services*, 52 Washington Street, Rensselaer, NY 12144 on behalf of the Youth Bureau. Said funding is from the Safe Harbour Grant to support public awareness, training and meeting the service needs of youth survivors of human trafficking and commercial sexual exploitation in a minimum amount of twenty-three thousand dollars (\$23,000.00); effective January 1, 2021 through December 31, 2021.

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

**#7**

### RESOLUTION NO. 21-050 (February 9, 2021)

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

#### **CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED TO SIGN A WELFARE MANAGEMENT SYSTEM CONTRACT WITH**

Regular Session



**IVY HNAT 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 **Ivy Hnat**, 14 Leicester Street, Perry, NY 14530 on behalf of the Department of Social Services. Said contract to provide child daycare services in a variable amount depending on services provided; effective January 1, 2021 through December 31, 2021.

Contingent upon the availability of funds.

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

*There was a motion by Mr. Davis T/Covington to combine resolutions #8 through #12. Hearing no objection resolution titles only were read.*

**#8**

**RESOLUTION NO. 21-051  
(February 9, 2021)**

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

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

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

**COMMUNITY SERVICES BOARD**

**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, New York 14525

**MENTAL HEALTH SUBCOMMITTEE**

**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, New York 14525

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

February 9, 2021

**RESOLUTION NO. 21-052  
(February 9, 2021)**

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

**RESOLUTION NUMBER 18-054 AMENDED**

**WHEREAS**, Resolution Number 18-054 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH WARSAW PROPERTY MANAGEMENT ON BEHALF OF MENTAL HEALTH**,” passed by this Board of Supervisors on February 13, 2018 and provides for the rental of 460 North Main Street, Warsaw NY (*upstairs*) in an amount not to exceed twenty thousand one hundred seventy-nine dollars and thirty-eight cents (\$20,179.38); effective February 1, 2018 through December 31, 2020; and

**WHEREAS**, That Resolution Number 18-054 was previously amended by this Board of Supervisors on February 11, 2020 by ***Resolution Number 20-059*** to correct the contract end date from December 31, 2020 to ***January 31, 2021***; now therefore,

**BE IT RESOLVED**, That ***Resolution Number 18-054*** as previously amended by ***Resolution Number 20-059*** be hereby further amended to correct the contract end date to ***December 31, 2021***.

All else remains the same.

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain:**  
#10

**RESOLUTION NO. 21-053  
(February 9, 2021)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH  
GATEWAY OUTDOOR ADVERTISING 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 ***Gateway Outdoor Advertising***, 18 Pleasant Grove Road, Long Valley, NJ 07853 on behalf of

Mental Health. Said contract is for advertising on RTS bus(es) for Partners for Prevention STOP Act Grant Program in an amount not to exceed seven thousand fifty dollars (\$7,050.00); effective January 18, 2021 through April 30, 2021.

Contingent upon the availability of funds.

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

**RESOLUTION NO. 21-054**  
**(February 9, 2021)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH WCJW  
ON BEHALF OF MENTAL HEALTH**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with **WCJW**, 3258 Merchant Road, Warsaw, NY 14569 on behalf of Mental Health. Said contract is for on-air Public Service Announcements as follows:

- On-air PSA's for Partners for Prevention in an amount to not exceed seven thousand eighty-five dollars and ninety-eight cents (\$7,085.98); effective February 1, 2021 through December 31, 2021 for the following individual plans:
  - NASCAR
    - \$1,990.98; effective February 9, 2021 through October 31, 2021
  - High School Football
    - \$538.00; effective September 5, 2021 through October 17, 2021
  - High School Basketball
    - \$957.00; effective December 1, 2021 through December 31, 2021
  - General Advertising
    - \$3,600.00; effective February 11, 2021 through December 25, 2021
- On-air PSA's for the Wyoming County Mental Health Department in an amount not to exceed nine hundred dollars (\$900.00); effective January 1, 2021 through December 31, 2021.

Contingent upon the availability of funds.

February 9, 2021

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain:**  
#12

**RESOLUTION NO. 21-055  
(February 9, 2021)**

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

**JERRY DAVIS APPOINTED TO THE WYOMING COUNTY  
BOARD OF HEALTH**

**BE IT RESOLVED**, That *Jerry Davis (T/Covington)*, 7414 Court Road, P.O. Box 445, Pavilion, New York 14525 be hereby appointed to the *Wyoming County Board of Health* as the *Supervisor Member* for a one (1) year term; effective January 1, 2021 through December 31, 2021.

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

*There was a motion by Mr. Klein, T/Castile to combine resolutions #13 through #17 and a request to withdrawn resolution #18. Hearing no objection resolution titles only were read and resolution #18 was withdrawn.*

#13

**RESOLUTION NO. 21-056  
(February 9, 2021)**

By Mr. Klein, Chairman of the Agriculture Committee:

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

**BE IT RESOLVED**, That *Bryan Kehl (T/Attica)*, 914 Route 98, Attica, NY 14011 be hereby reappointed to the *New York State Department of Environmental Conservation Advisory Committee* as the *Supervisor Member* for a one (1) year term; effective January 1, 2021 through December 31, 2021; and be it

**FURTHER RESOLVED**, That *Angela Brunner (T/Java)*, 1947 Chaffee Road, Arcade, NY 14009 be hereby reappointed to the *New York State Department of Environmental Conservation Advisory Committee* as the *Supervisor Member/Alternate* for a one (1) year term; effective January 1, 2021 through December 31, 2021.

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

**RESOLUTION NO. 21-057  
(February 9, 2021)**

By Mr. Klein, Chairman of the Agriculture Committee:

**JAMES BRICK REAPPOINTED TO THE REGION 9 FISH AND  
WILDLIFE MANAGEMENT BOARD**

**BE IT RESOLVED**, That *James Brick (T/Perry)*, 7618 Route 20A, Perry NY 14530 be hereby reappointed to **the Region 9 Fish and Wildlife Management Board** as the *Supervisor Member (Legislative Rep.)* for a one (1) year term; effective January 1, 2021 through December 31, 2021.

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

**RESOLUTION NO. 21-058  
(February 9, 2021)**

By Mr. Klein, Chairman of the Agriculture Committee:

**BRIAN BECKER REAPPOINTED TO THE SENECA TRAIL  
RESOURCE CONSERVATION AND DEVELOPMENT COUNCIL**

**BE IT RESOLVED**, That *Brian Becker (T/Sheldon)*, 1514 Perry Road, North Java, NY 14113 be hereby reappointed to the *Seneca Trail Resource Conservation and Development Council* as the *Board of Supervisors Representative* for a one (1) year term; effective January 1, 2021 through December 31, 2021.

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

**RESOLUTION NO. 21-059  
(February 9, 2021)**

By Mr. Klein, Chairman of the Agriculture Committee:

**ANGELA BRUNNER AND JAMES BRICK REAPPOINTED TO THE  
WYOMING COUNTY SOIL AND WATER CONSERVATION  
DISTRICT BOARD**

February 9, 2021

**BE IT RESOLVED**, That *Angela Brunner (T/Java)*, 1947 Chaffee Road, Arcade, NY 14009 be hereby reappointed to the *Wyoming County Soil and Water Conservation District Board* as a *Supervisor Member* for a one (1) year term; effective January 1, 2021 through December 31, 2021; and be it

**FURTHER RESOLVED**, That *James Brick (T/Perry)*, 7618 Route 20A, Perry, NY 14530 be hereby reappointed to the *Wyoming County Soil and Water Conservation District Board* as a *Supervisor Member* for a one (1) year term; effective January 1, 2021 through December 31, 2021.

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

**RESOLUTION NO. 21-060  
(February 9, 2021)**

By Mr. Klein, Chairman of the Agriculture Committee:

**JAMES BRICK REAPPOINTED TO THE CORNELL COOPERATIVE  
EXTENSION OF WYOMING COUNTY BOARD OF DIRECTORS**

**BE IT RESOLVED**, That *James Brick (T/Perry)*, 7618 Route 20A, Perry, NY 14530 be hereby reappointed to the *Cornell Cooperative Extension of Wyoming County Board of Directors* as the *Supervisor Member* for a one (1) year term; effective January 1, 2021 through December 31, 2021.

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

**RESOLUTION NO. 21-  
(February 9, 2021)**

By Mr. Klein, Chairman of the Agriculture Committee:

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

**WHEREAS**, The County of Wyoming sought proposals for Professional Forestry Services to provide the technical expertise necessary to produce forest management plans for various woodlands owned by Wyoming County and to administer the sale of timber that is determined to be ideal for immediate harvest; and

**WHEREAS,** In accordance with Local Law No. 4 of the Year 2015 entitled, “**THE WYOMING COUNTY BEST VALUE CONTRACT AWARD LAW**” it is critical to consider selection and evaluation criteria that measure factors other than cost in the strictest sense and provides the basis for awarding contracts for services which optimizes quality, cost and efficiency, among responsive and responsible bidders; and

**WHEREAS,** After careful consideration of all submitted bids based on a cost benefit review by the Agricultural Committee; now therefore,

**BE IT RESOLVED,** That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is hereby authorized and directed to award bid and sign a contract with ***Pioneer Forestry, LLC***, 4000 Skunk Hollow Road, Jamestown, NY 14701 on behalf of the Board of Supervisors. Said contract is for a ten (10) year Forest Management Plan in the following not to exceed amounts; effective January 1, 2021 through December 31, 2030:

**PHASE I:**

- Forest Management Plan Update
  - \$9,000.00

**PHASE II:**

- Completing Designated Forest Management Treatments
  - ***Timber Sales***
    - Ten percent (10%) commission fee (based on the gross proceeds received from the timber sale).
  - ***Remaining Designated Treatments***
    - Cost structure will be based on an expected time and material basis to complete each individual project using:
      - Hourly rate at \$50.00 per hour
      - Materials at cost

Contingent upon the availability of funds.

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

*There was a motion by Mr. Leuer, T/Middlebury to combine resolutions #19 through #27. Hearing no objection resolution titles only were read.*

**#19**

**RESOLUTION NO. 21-061  
(February 9, 2021)**

By Mr. Leuer, Chairman of the Planning Committee:  
February 9, 2021

**REBECCA RYAN AND A. DOUGLAS BERWANGER REAPPOINTED  
TO THE WYOMING COUNTY INDUSTRIAL DEVELOPMENT  
AGENCY BOARD OF DIRECTORS**

**BE IT RESOLVED**, That *Rebecca Ryan (T/Warsaw)*, 172 West Buffalo Street, Warsaw, NY 14569 be hereby reappointed to the *Wyoming County Industrial Development Agency Board of Directors* as a *Member* for a one (1) year term; effective January 1, 2021 through December 31, 2021; and be it

**FURTHER RESOLVED**, That *A. Douglas Berwanger (T/Arcade)*, 6608 East Arcade Road, Arcade, NY 14009 be hereby reappointed to the *Wyoming County Industrial Development Agency Board of Directors* as a *Member* for a one (1) year term; effective January 1, 2021 through December 31, 2021.

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

**RESOLUTION NO. 21-062  
(February 9, 2021)**

By Mr. Leuer, Chairman of the Planning Committee:

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

**WHEREAS**, The County of Wyoming has appropriated the sum of six thousand six hundred forty-seven dollars (\$6,647.00) as its share of the Year 2021 operating funds of the Genesee/Finger Lakes Regional Planning Council; and

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

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

**WHEREAS**, The Genesee/Finger Lakes Regional Planning Council has secured a Public Employees Fidelity (Blanket) Bond, issued by National Grange Mutual Insurance Company, providing faithful performance blanket bond coverage for officers and employees of the Council in the amount of five



hundred thousand dollars (\$500,000.00); now therefore

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

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**  
#21

**RESOLUTION NO. 21-063**  
**(February 9, 2021)**

By Mr. Leuer, Chairman of the Planning Committee:

**CHAIRWOMAN AUTHORIZED TO SIGN AGREEMENT  
WITH ENVIRONMENTAL ENTERPRISES, INC. FOR GLOW REGION  
2021 HOUSEHOLD HAZARDOUS WASTE COLLECTION PROGRAM**

**WHEREAS**, In January of 2020 the GLOW Committee issued a Request for Proposals for professional services to hazardous waste service providers to conduct household hazardous waste collection day; and

**WHEREAS**, On March 27, 2020, 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; and

**WHEREAS**, The term of this contract was for one (1) year, with the possibility of two (2) one-year extensions, with pricing to be renegotiated; and

**WHEREAS**, Environmental Enterprises charge GLOW 2019 prices, rather than those proposed for the 2020 program, which were higher; and

**WHEREAS**, Environmental Enterprises has agreed to charge GLOW prices that were originally agreed upon for the 2020 program for the 2021 program; and

**WHEREAS**, The GLOW Committee desires to exercise the first extension option in 2021; and

**WHEREAS**, The GLOW Committee desires to hold this collection on September 18, 2021, at the Wyoming County Highway Facility, 4328 Route 19 South, Silver Springs (hamlet of Rock Glen), NY 14550; and

February 9, 2021

**WHEREAS**, The GLOW Region Solid Waste Management Committee will for apply for funding from the New York State Department of Environmental Conservation (NYSDEC) for a Household Hazardous Waste Collection Project in 2022 reimbursable expenses; now therefore

**BE IT RESOLVED**, That upon approval of the contract by the County Attorney, and on behalf of the GLOW Region Solid Waste Management Committee, the Chairman of the Wyoming County Board of Supervisors is authorized to sign the contract with Environmental Enterprises, Inc., as the contractor for the GLOW Region 2021 Household Hazardous Waste Collection Program in an amount not to exceed thirty three thousand dollars (\$33,000.00), the source of funds being GLOW County contributions and anticipated state revenues appropriated from the NYSDEC.

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

**RESOLUTION NO. 21-064  
(February 9, 2021)**

By Mr. Leuer, Chairman of the Planning Committee:

**PETTY CASH FUND FOR THE WYOMING COUNTY OFFICE OF  
ECONOMIC DEVELOPMENT SURRENDERED AND ABOLISHED**

**WHEREAS**, Article 7, Section 371 of County Law provides for the establishment of a revolving petty cash fund for any administrative unit or officer in such amount as deemed necessary and shall continue year to year until abolished; and

**WHEREAS**, Resolution Number 93-188 passed by this Board of Supervisors on August 10, 1993 and entitled, **“PETTY CASH FUND FOR ECONOMIC DEVELOPMENT ESTABLISHED,”** created a fund in the amount of one hundred dollars (\$100.00) which was held and used by the Wyoming County Office of Economic Development; now therefore

**BE IT RESOLVED**, That upon the year-end audit of said petty cash fund, the amount of one hundred dollars (\$100.00) shall be surrendered to the Wyoming County Treasurer’s Office and the fund thereby abolished.

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

**RESOLUTION NO. 21-065  
(February 9, 2021)**

Regular Session

By Mr. Leuer, Chairman of the Planning Committee:

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

**BE IT RESOLVED**, That the following members are hereby reappointed to the *Genesee/Finger Lakes Regional Planning Council* for one (1) year terms; effective January 1, 2021 through December 31, 2021:

**Chairman Member**

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

**Chairman Member/Alternate**

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

**Supervisor Member**

- ***A.D. Berwanger (T/Arcade)***, 6608 East Arcade Road, Arcade, NY 14009

**Executive Committee Member**

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

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

### **RESOLUTION NO. 21-066 (February 9, 2021)**

By Mr. Leuer, Chairman of the Planning Committee:

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

**BE IT RESOLVED**, That the following members are hereby reappointed to the *Wyoming County Water Resource Agency Board of Directors* for one (1) year terms; effective January 1, 2021 through December 31, 2021:

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

And be it,

February 9, 2021

**FURTHER RESOLVED**, That *Larry Kilburn*, 1379 Bray Road, Arcade, NY 14009 be hereby reappointed to the **Wyoming County Water Resource Agency Board of Directors** for a three (3) year term; effective January 1, 2021 through December 31, 2023.

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

**RESOLUTION NO. 21-067  
(February 9, 2021)**

By Mr. Leuer, Chairman of the Planning Committee:

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

**BE IT RESOLVED**, That *Rebecca Ryan (T/Warsaw)*, 172 West Buffalo Street, Warsaw, NY 14569 be hereby reappointed to the **Wyoming County Chamber of Commerce and Tourism Board of Directors** as the *Supervisor Member* for a one (1) year term; effective January 1, 2021 through December 31, 2021.

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

**RESOLUTION NO. 21-068  
(February 9, 2021)**

By Mr. Leuer, Chairman of the Planning Committee:

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

**BE IT RESOLVED**, That *LuAnne Roberts (T/Genesee Falls)*, 6013 Tenefly Road, Castile, NY 14427 be hereby appointed to the **Arts Council for Wyoming County Board of Directors** as the *Supervisor Member* for a one (1) year term; effective January 1, 2021 through December 31, 2021.

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

**RESOLUTION NO. 21-069  
(February 9, 2021)**

Regular Session

By Mr. Leuer, Chairman of the Planning Committee:

## **DAVID GRANGER AND LUANNE ROBERTS REAPPOINTED TO THE WYOMING COUNTY BUSINESS EDUCATION COUNCIL**

**BE IT RESOLVED**, That *David Granger (T/Gainesville)*, 7 Whiton Avenue, Silver Springs, NY 14550 be hereby reappointed to the ***Business Education Council*** as the ***Supervisor Member*** for a one (1) year term; effective January 1, 2021 through December 31, 2021; and be it

**FURTHER RESOLVED**, That *LuAnne Roberts (T/Genesee Falls)*, 6013 Teneffly Road, Castile, NY 14427 be hereby reappointed to the ***Business Education Council*** as the ***Supervisor Member/Alternate*** for a one (1) year term; effective January 1, 2021 through December 31, 2021.

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

### **Shop Wyoming & Win Contest Drawing ~**

*Scott Gardner, President and CEO of the Wyoming County Chamber of Commerce and Tourism joined the meeting via Zoom. Supervisors were able to see Mr. Gardner on the overhead screen. Mr. Gardner explained that typically the longest serving Supervisors draw the names. Clerk Ketchum assisted Mr. Gardner with the following drawings...*

- Propane Gas Grill donated by Ace Hardware of Attica and Warsaw as drawn by Supervisor Berwanger, T/Arcade:
  - ***Jeffrey Wheeler - Bergen***
- Massage/Heated Rocker Recliner Chair donated Harding's Furniture, Flooring & Mattress in Attica as drawn by Supervisor Davis, T/Covington:
  - ***Genna Hinkson - East Bethany***
- Shop Local Gift Certificate Basket (valued at \$1,000) as drawn by Supervisor Grant, T/Bennington:
  - ***Chloe Straw - Gainesville***

*There was a motion by Mr. Brick, T/Perry to combine resolutions #28 through #32. Hearing no objection resolution titles only were read.*

**#28**

## **RESOLUTION NO. 21-070 (February 9, 2021)**

February 9, 2021

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

**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A  
CONTRACT WITH THE L. C. WHITFORD CO., INC. ON BEHALF OF  
COUNTY HIGHWAY**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney is hereby authorized and directed to award bid and sign a contract with *The L. C. Whitford Co. Inc.*, P.O. Box 663, 164 North Main Street, Wellsville, NY 14895 on behalf of County Highway. Said contract is for replacement of Schoellkopf Road over Cayuga Creek (B.I.N. 3319610), Town of Bennington and the relocation and rehabilitation of Pratt Truss bridge from Schoellkopf Road for the construction of the County Fair South Access Road over Wiscoy Creek (B.I.N.3371680), Town of Pike in an amount not to exceed two million five hundred thousand dollars (\$2,500,000.00); effective through the completion of the project.

Contingent upon the availability of funds.

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

**RESOLUTION NO. 21-071  
(February 9, 2021)**

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

**AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE  
FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE  
"MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A  
TRANSPORTATION FEDERAL-AID PROJECT SUPPLEMENT #4 AND  
APPROPRIATING FUNDS THEREFORE**

**WHEREAS**, A Project for the *Reconstruction of Schoellkopf Road Bridge Rehabilitation Project, Town of Bennington, Wyoming County, P.I.N. 4WY0.03; BIN 3319610* (the Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

**WHEREAS**, The County of Wyoming desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of *PE/design, ROW Incidentals and Acquisition and Construction/CI/CS.*

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

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

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

**FURTHER RESOLVED,** That the sum of **\$3,376,000.00** is hereby appropriated from Board of Supervisors and made available to cover the cost of participation in the above phase of the Project; and be it

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

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

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

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

**Carried: XXX**

**Ayes: 1599**

**Noes:**

**Absent:**

**Abstain:**

**#30**

**RESOLUTION NO. 21-072**  
**(February 9, 2021)**

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

February 9, 2021

**RESOLUTION NUMBER 21-022 AMENDED**

**WHEREAS**, Resolution Number 21-022 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF BUILDINGS AND GROUNDS (CO. BLDGS.)**,” passed by this Board of Supervisors on January 12, 2021 and provides, in part, for the following contract:

- *EcoServe Pest Services*, 3573 North Buffalo Road, Orchard Park, NY 14127 for insect and rodent control at various County buildings in an amount not to exceed eight thousand four hundred fifty dollars (\$8,450.00); effective January 1, 2021 through December 31, 2023.

Now therefore,

**BE IT RESOLVED**, That *Resolution Number 21-022* be hereby amended to reflect the contract amount of eight thousand four hundred fifty dollars (\$8,450.00) *is per year for a total contract amount not to exceed twenty-five thousand three hundred fifty dollars (\$25,350.00).*

All else remains the same.

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

**RESOLUTION NO. 21-073  
(February 9, 2021)**

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

**RESOLUTION NUMBER 20-413 AMENDED**

**WHEREAS**, Resolution Number 20-413 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH T.C.C.T., INC. ON BEHALF OF BUILDINGS AND GROUNDS (CO. BLDGS.)**,” passed by this Board of Supervisors on October 13, 2020 and provides 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; now therefore



**BE IT RESOLVED**, That **Resolution Number 20-413** be hereby amended to include the District Attorney's office space in an amount not to exceed four thousand two hundred forty-eight dollars (\$4,248.00) annually.

All else remains the same.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**  
#32

**RESOLUTION NO. 21-074**  
**(February 9, 2021)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH WASTE  
MANAGEMENT OF NEW YORK, LLC 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 **Waste Management of New York, LLC**, 10860 Olean Road, Chaffee, NY 14030 on behalf of Buildings and Grounds (Co. Bldgs.). Said contract to provide garbage dumpster collection at the Courthouse Campus, Public Safety, Ag and Business Center, Department of Social Services and the County Health Department in an amount not to exceed \$8,500.00; effective February 1, 2021 through December 31, 2021. (*State Contract PS937AA*). 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 #33 through #35. Hearing no objection resolution titles only were read.*

#33

**RESOLUTION NO. 21-075**  
**(February 9, 2021)**

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

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

February 9, 2021

**WHEREAS,** At the October 1, 2020 Public Safety Committee Meeting, approval was given authorizing the Chairman to sign a grant application with the *New York State Division of Criminal Justice Services* for the funding of the Violence Against Women Act in a minimum amount of two hundred fifty thousand dollars (\$250,000.00); now therefore

**BE IT RESOLVED,** That the Chairman of this Board with the approval of the County Attorney is hereby authorized to sign a grant acceptance award with the *New York State Division of Criminal Justice Services*, 80 South Swan Street, Albany, NY 12210 on behalf of the District Attorney's Office. Said grant to provide funds for the Violence Against Women Act in a minimum amount of two hundred fifty thousand dollars (\$250,000.00); effective January 1, 2021 through December 31, 2025.

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

**RESOLUTION NO. 21-076  
(February 9, 2021)**

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

**RESOLUTION NUMBER 19-269 AMENDED**

**WHEREAS,** Resolution Number 19-269 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE AWARD WITH THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES OFFICE OF EMERGENCY MANAGEMENT ON BEHALF OF EMERGENCY SERVICES,**” passed by this Board of Supervisors on June 11, 2019 and provides funding to update the Wyoming County Multi-Jurisdictional All-Hazard Mitigation Plan in a minimum amount of one hundred thousand dollars (\$100,000.00); effective February 20, 2019 through March 22, 2021; now therefore

**BE IT RESOLVED,** That *Resolution Number 19-269* be hereby amended to extend the grant end date through *March 22, 2022*.

All else remains the same.

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

**RESOLUTION NO. 21-077  
(February 9, 2021)**

Regular Session

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 ATTICA LEGAL AID BUREAU, INC. ON BEHALF OF THE PUBLIC DEFENDER’S OFFICE**,” passed by this Board of Supervisors on January 14, 2020 and provides, in part, for the following contract:

- ***Alternatives to Incarceration Program*** in an amount not to exceed thirteen thousand five hundred fifty-four dollars (\$13,554.00); effective January 1, 2020 through December 31, 2020.

Now therefore,

**BE IT RESOLVED**, That ***Resolution Number 20-035*** be hereby amended to increase the contract amount of thirteen thousand five hundred fifty-four dollars (\$13,554.00) to an amount not to exceed to ***fourteen thousand seventy-five dollars (\$14,075.00)***.

All else remains the same.

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

*There was a motion by Mr. Kehl, T/Attica to combine resolutions #36 through #49. Hearing no objection resolution titles only were read.*

**#36**

**RESOLUTION NO. 21-078  
(February 9, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**CORRECTION OF ERRORS IN THE TOWN OF SHELDON  
APPROVED**

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

**BE IT RESOLVED**, That the indicated error is hereby corrected in accordance with the applicable section of the Real Property Tax Law, and the

February 9, 2021

Wyoming County Treasurer shall charge back and apportion the various amounts thereof, as and if applicable, to the appropriate taxing authorities to the extent to which each has been benefited thereby:

### 2021 TOWN/COUNTY TAX BILL

**TAX MAP PARCEL:** 69.2-1-26 ~ Town of Sheldon  
**LOCATION:** 2342 Route 98  
**OWNER:** *John P. Bonner Jr.*  
*2342 Route 98, Varysburg, NY 14167*  
**ORIGINAL BILL:** \$3,028.14  
**CORRECTED BILL:** \$1,683.69  
**CREDIT:** \$1,344.45  
**REASON:** Clerical Error  
**AUTHORITY:** RPTL §550.2(e) *“an entry on an assessment roll or tax roll which is incorrect by reason of a mistake in the determination or transcription of a special assessment or other charge based on units of service provided by a special district.”*

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain: #37**

### RESOLUTION NO. 21-079 (February 9, 2021)

By Mr. Kehl, Chairman of the Finance Committee:

### CORRECTION OF ERRORS IN THE TOWN OF COVINGTON APPROVED

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

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

### 2021 TOWN/COUNTY TAX BILL

**TAX MAP PARCEL:** 25.-2-10 ~ Town of Covington  
**LOCATION:** 7414 Court Road  
**OWNER:** *Jerry Davis*  
*P.O. Box 445, Pavilion, NY 14525*  
**ORIGINAL BILL:** \$5,544.04  
**CORRECTED BILL:** \$2,314.84  
**CREDIT:** \$3,229.20  
**REASON:** Clerical Error  
**AUTHORITY:** RPTL §550.2(e) *“an entry on an assessment roll or tax roll which is incorrect by reason of a mistake in the determination or transcription of a special assessment or other charge based on units of service provided by a special district.”*

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

**RESOLUTION NO. 21-080**  
**(February 9, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**CORRECTION OF ERRORS IN THE TOWN OF PIKE APPROVED**

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

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

**2021 TOWN/COUNTY TAX BILL**

**TAX MAP PARCEL:** 156.-2-26 ~ Town of Pike  
**LOCATION:** 6083 Hardys Road  
**OWNER:** *Vincent A. Hemming*  
*5975 Hardys Road, Gainesville, NY 14066*  
**ORIGINAL BILL:** \$4,013.31  
**CORRECTED BILL:** \$2,417.07  
**CREDIT:** \$1,596.24

February 9, 2021

**REASON:** Clerical Error  
**AUTHORITY:** RPTL §550.2(h) *“an incorrect entry on a tax roll of a relevied school tax or relevied village tax which has been previously paid.”*

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

**RESOLUTION NO. 21-081**  
**(February 9, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**CORRECTION OF ERRORS IN THE TOWN OF GAINESVILLE**  
**APPROVED**

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

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

**2021 TOWN/COUNTY TAX BILL**

**TAX MAP PARCEL:** 144.-2-22.2 ~ Town of Gainesville  
**LOCATION:** 5975 Hardys Road  
**OWNER:** *Vincent A Hemming*  
*5975 Hardys Road, Gainesville, NY 14066*  
**ORIGINAL BILL:** \$4,936.45  
**CORRECTED BILL:** \$3,117.89  
**CREDIT:** \$1,818.56  
**REASON:** Clerical Error  
**AUTHORITY:** RPTL §550.2(h) *“an incorrect entry on a tax roll of a relevied school tax or relevied village tax which has been previously paid.”*

**Carried:** XXX    **Ayes:** 1599    **Noes:**    **Absent:**    **Abstain:** #40

**RESOLUTION NO. 21-082**  
**(February 9, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**CORRECTION OF ERRORS IN THE TOWN OF ATTICA APPROVED**

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

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

**2021 TOWN/COUNTY TAX BILL**

<b>TAX MAP PARCEL:</b>	7.-1-9 ~ Town of Attica
<b>LOCATION:</b>	3781 East Main Road
<b>OWNER:</b>	<i>Patricia B Reiter</i> <i>3781 East Main Road, Attica, NY 14011</i>
<b>ORIGINAL BILL:</b>	\$3,594.21
<b>CORRECTED BILL:</b>	\$2,444.57
<b>CREDIT:</b>	\$1,149.64
<b>REASON:</b>	Clerical Error
<b>AUTHORITY:</b>	RPTL §550.2(b) <i>“an entry which is a mathematical error present in the computation of a partial exemption.”</i>

<b>Carried: XXX</b>	<b>Ayes: 1599</b>	<b>Noes:</b>	<b>Absent:</b>	<b>Abstain:</b>	<b>#41</b>
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**RESOLUTION NO. 21-083**  
**(February 9, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**CORRECTION OF ERRORS IN THE TOWN OF PERRY APPROVED**

**WHEREAS**, Pursuant to the Real Property Tax Law §556, application

February 9, 2021

has been made for correction of error, assessment or levy on the parcel of real property hereafter described, said application having been reviewed and approved by the Finance Committee; now therefore

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

## 2021 TOWN/COUNTY TAX BILL

<b>TAX MAP PARCEL:</b>	100.6-2-63.1 ~ Town of Perry
<b>LOCATION:</b>	Lake Street
<b>OWNER:</b>	<i>Silver Lake Housing Group, LP</i> <i>Attn: Cornerstone Property Managers</i> <i>460 White Spruce Boulevard, Rochester, NY 14623</i>
<b>ORIGINAL BILL:</b>	\$17,080.65
<b>CORRECTED BILL:</b>	\$ 0.00
<b>CREDIT:</b>	\$17,080.65
<b>REASON:</b>	Clerical Error
<b>AUTHORITY:</b>	RPTL §550.2(i) <i>“an entry on a tax roll which is incorrect by reason of a mistake in the transcription of a relevied school tax or relevied village tax.”</i>

<b>Carried:</b> XXX	<b>Ayes:</b> 1599	<b>Noes:</b>	<b>Absent:</b>	<b>Abstain:</b>
				<b>#42</b>

## RESOLUTION NO. 21-084 (February 9, 2021)

By Mr. Kehl, Chairman of the Finance Committee:

### CORRECTION OF ERRORS IN THE TOWN OF PERRY APPROVED

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

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



extent to which each has been benefited thereby:

### 2021 TOWN/COUNTY TAX BILL

**TAX MAP PARCEL:** 100.6-2-64 ~ Town of Perry  
**LOCATION:** Lake Street  
**OWNER:** *Silver Lake Housing Group, LP*  
*Attn: Cornerstone Property Managers*  
*460 White Spruce Boulevard, Rochester, NY 14623*

**ORIGINAL BILL:** \$5,021.96  
**CORRECTED BILL:** \$0.00  
**CREDIT:** \$5,021.96  
**REASON:** Clerical Error  
**AUTHORITY:** RPTL §550.2(i) *"an entry on a tax roll which is incorrect by reason of a mistake in the transcription of a relieved school tax or relieved village tax."*

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain: #43**

### RESOLUTION NO. 21-085 (February 9, 2021)

By Mr. Kehl, Chairman of the Finance Committee:

### CORRECTION OF ERRORS IN THE TOWN OF MIDDLEBURY APPROVED

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

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

### 2021 TOWN/COUNTY TAX BILL

**TAX MAP PARCEL:** 10.-1-18 ~ Town of Middlebury  
**LOCATION:** East Bethany Road  
**OWNER:** *Roland Cox*

February 9, 2021

*5787 West Middlebury, Wyoming, NY 14591*

**ORIGINAL BILL:** \$2,411.76

**CORRECTED BILL:** \$1,274.33

**CREDIT:** \$1,137.43

**REASON:** Clerical Error

**AUTHORITY:** RPTL §550.2(h) *“an incorrect entry on a tax roll of a relieved school tax or relieved village tax which has been previously paid.”*

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain: #44**

**RESOLUTION NO. 21-086  
(February 9, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**REAL PROPERTY TAX SERVICES DIRECTOR AUTHORIZED TO  
APPROVE CORRECTION OF ERRORS**

**BE IT RESOLVED**, That in accordance with Chapter 515 of Laws of 1997, the Wyoming County Board of Supervisors amends the Correction of Errors procedure (RPTL §§550-559) by authorizing the Director of Real Property Tax Services to approve the correction of the tax roll and tax bill, in an amount not to exceed one thousand dollars (\$1,000.00) (RPTL §554 (9)) during the year 2021; and be it

**FURTHER RESOLVED**, That the Director of Real Property Tax Service is also authorized to issue a tax refund and direct the Wyoming County Treasurer to issue refunds, in an amount not to exceed one thousand dollars (\$1,000.00) (RPTL §556 (8) (a)) during the year 2021.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain: #45**

**RESOLUTION NO. 21-087  
(February 9, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 18-576 AMENDED**

**WHEREAS**, Resolution Number 18-576 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF**

**THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM,”** passed by this Board of Supervisors on December 11, 2018 and provides, in part, for the following contract:

- ***Optum 360 Solutions, LLC***, 15 Campus Boulevard, Newtown Square, PA 19073 related to medical necessity compliance consulting services, observation and inpatient consulting services, utilization review services and denial appeal in an amount not to exceed one hundred twenty-five thousand dollars (\$125,000.00) per year, effective October 13, 2018 through November 15, 2020.

Now therefore,

**BE IT RESOLVED**, That ***Resolution Number 18-576*** be hereby amended as follows:

- Extend term of October 13, 2018 through November 15, 2020 to ***November 15, 2020 through May 15, 2022.***
- Reflect a cost reduction from an amount not to exceed of one hundred twenty-five thousand dollars (\$125,000.00) per year to ***an amount not to exceed thirty-five thousand three hundred seventy-six dollars (\$35,376.00) per year.***

All else remains the same.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**  
#46

**RESOLUTION NO. 21-088**  
**(February 9, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH FISHER HEALTHCARE, A DIVISION OF THERMO FISHER SCIENTIFIC 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

February 9, 2021

authorized and directed to sign a contract with ***Fisher Healthcare, Division of Thermo Fisher Scientific***, 11450 Compaq Center Drive West, Suite 570, Houston, TX 77070 on behalf of the Wyoming County Community Health System. Said contract is to replace existing chemistry contract to allow more testing in house, reducing the cost of reference laboratory costs and improving patient care in an amount not to exceed two million one hundred forty-seven thousand six hundred sixty-four dollars (\$2,147,664.00); effective February 1, 2020 through January 31, 2026.

Contingent upon the availability of funds.

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain:      #47**

**RESOLUTION NO. 21-089  
(February 9, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**SALARY SCHEDULES “X”, “G”, “F” 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 “X”:**

***Wyoming County Community Health System***

- Abolish one (1) position of ***Medical Office Assistant*** (position code 12.183.480) under WYOMING COUNTY FAMILY MEDICINE – ARCADE; effective January 10, 2021.

**Salary Schedule “G”:**

***Office for the Aging***

- Set the salary of the ***Alzheimer Caregiver Coordinator*** to reflect \$22.89 per hour (annual salary equivalent of \$41,820.00) for 2021; effective January 1, 2021.

**Salary Schedule “F”:**

***Office for the Aging***

- Increase ***Meal Site Managers*** wage from \$11.80/hr. to 12.50/hr. to remain competitive with New York State minimum wage requirements; effective December 31, 2021.

**Salary Schedule “S”:**

***District Attorney***

- Change the ***Domestic Violence Coordinator*** salary to \$19.924 per hour which will result in an annual salary equivalent of \$36,402.00. This salary will be split between OVS Grant (31%) and VAWA Grant (69%) to mirror the state grant budgets of both grants; effective retroactive to January 1, 2021.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**  
**#48**

**RESOLUTION NO. 21-090**  
**(February 9, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH  
HANCOCK & ESTABROOK ON BEHALF OF THE  
BOARD OF SUPERVISORS**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with ***Hancock & Estabrook***, 1800 AXA Tower I, 100 Madison Street, Syracuse, NY 13202 on behalf of the Board of Supervisors. Said contract is for legal services provided in connection with the Fire Training Center Remediation Project in an amount not to exceed eight thousand dollars (\$8,000.00); effective January 1, 2021 through December 31, 2025.

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**  
**#49**

**RESOLUTION NO. 21-091**  
**(February 9, 2021)**

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:**

February 9, 2021

## Highway

- Two (2) positions of ***Motor Equipment Operator*** (Seasonal) (1.0 FTE) at an hourly rate of \$16.00/hr. without a CDL and \$17.00/hr. with a CDL and increasing by \$0.25/hr. for every prior year worked. Position available date is February 10, 2021. Maximum of 26 weeks.

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

*Supervisor Berwanger, T/Arcade, after being recognized by Chairwoman Ryan, stood and spoke favorably to Mr. Vitagliano's family's past service to Wyoming County in addition to Mr. Vitagliano's past service to Wyoming County and his continued membership on the Wyoming County Community Hospital Board of Managers.*

***Non-Consent***  
**#50**

**RESOLUTION NO. 21-092**  
**(February 9, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 18-523 AMENDED**

**WHEREAS**, Resolution Number 18-523 entitled, “**MEMBERS APPOINTED/REAPPOINTED TO THE WYOMING COUNTY COMMUNITY HOSPITAL BOARD OF MANAGERS**,” passed by this Board of Supervisors on November 13, 2018 and provides, in part, for the appointment of *Frank Vitagliano*, 3855 Luther Road, Silver Springs, NY 14550 for a corrected five (5) year term; effective January 1, 2019 through December 31, 2021; and

**WHEREAS,** In accordance with Article IV, entitled “Membership” contained in “*The Board of Managers of Wyoming County Community Hospital and Nursing Facility By-Laws, Rules and Regulations*”; now therefore

**BE IT RESOLVED**, That ***Resolution Number 18-523*** be hereby amended to rescind ***Frank Vitagliano's*** membership from the Wyoming County Community Hospital Board of Managers; effective February 9, 2021.

All else remains the same.

**Carried:** XXX **Ayes:** 834 **Noes:** 172 (Arcade) **Absent:** 51 (Eagle) **Abstain:** 62 (Middlebury)  
93 (Gainesville) 185 Total  
19 (Genesee Falls)

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58 (Orangeville)  
187 (Perry)  
580 Total

*There being no further business to come before this Board, Senior Supervisor Berwanger, T/Arcade, adjourned the meeting at 3:20 PM with a rap on his desk.*

\*\*\*\*\*

Respectfully submitted,

**Cheryl J. Ketchum**

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

Clerk to the Board

February 9, 2021

**REGULAR SESSION**  
**(March 9, 2021)**  
**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>.

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 was Clerk to the Board Cheryl Ketchum and County Attorney Wujcik.

**Call to Order ~**

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

**Pledge of Allegiance to the Flag ~**

- *The Pledge of Allegiance was led by Wyoming County Sheriff Deputy, M. Sage*

**Opening Prayer ~**

- *Rev. Mack Bixby, via Call-In*

**Correspondence ~**

- *None*

#1

**RESOLUTION NO. 21-093**  
**(March 9, 2021)**

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:



WCCH			
<b>From:</b> 80.73.9720.2.20801 BAN Retro to AP <b>To:</b> 80.73.9720.9.99001 Interfund EXP <b>Reason:</b> To appropriate CIP .2 to interfund .9 for transfer to operating account for AP reimbursement.	\$5,759,260.00	\$5,759,260.00	
WCCH Total			<b>\$5,759,260.00</b>

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

**RESOLUTION NO. 21-094  
(March 9, 2021)**

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:

WCCH			
<b>To:</b> 02.56.4510.4.42501 Contractual/WCCH w/02.13.9720.5031WCCH Capital Interfund <b>Reason:</b> To appropriate CIP fund (Res. #20-145) to operating account for AP reimbursement.	<b>\$3,859,093.04</b>	\$3,859,093.04	
WCCH Total			<b>\$3,859,093.04</b>
Public Defender			
<b>To:</b> 01.32.1170.1.10001 Salaries S/D/I 01.32.1170.4.42494 HH Grant Expense w/01.11.1170.302510 HH GRANT <b>Reason:</b> To appropriate HH grants funds to cover salaries and expenses for 2020.	\$40,365.27 2,670.00	\$43,035.27	
Public Defender Total			<b>\$43,035.27</b>

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #3**

**RESOLUTION NO. 21-095  
(March 9, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**FUNDS APPROPRIATED TO VARIOUS 2021 ACCOUNTS**

**BE IT RESOLVED**, That funds are hereby appropriated to the various 2021 accounts as follows:

March 9, 2021

<b>Youth Bureau</b>			
<b>To:</b> 01.45.7310.4.42436 YC/Omega <i>w/any funds available</i>	\$2,600.00	\$2,600.00	
<b>Reason:</b> To cover tutoring costs to help struggling Wyoming County students.			
<b>To:</b> 01.45.7310.4.42435 Other Grants w/01.03.7310.1289 Other Dept. Income	\$9,000.00	\$9,000.00	
<b>Reason:</b> Funds to be used to integrate play into the townscape in the Warsaw area as per the Kaboom Grant.			
<b>Youth Bureau Total</b>			<b>\$11,600.00</b>
<b>Highway</b>			
<b>To:</b> 03.54.5130.2.20401 Misc. Equipment <i>w/any funds available</i>	\$11,013.00	\$11,013.00	
<b>Reason:</b> To purchase unbudgeted New Wacker Neuson Diesel Reversible Vibratory Plate Tamper.			
<b>Highway Total</b>			<b>\$11,013.00</b>
<b>Buildings and Grounds (Co. Bldgs.)</b>			
<b>To:</b> 01.34.1620.4.40805 Cleaning Services-Private <i>w/any funds available</i>	\$4,248.00	\$4,248.00	
<b>Reason:</b> To cover DA's office cleaning expense for the 2021 year.			
<b>Buildings and Grounds (Co. Bldgs.) Total</b>			<b>\$4,248.00</b>

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

Ms. Brunner, T/Java, Chairman of the Audit Committee, presented the approved payment of bills totaling **\$2,593,064.79** for the month of **February 2021**. No further action is required.

*There was a motion by Ms. Grant, T/Bennington, to withdraw resolution #5 as a duplicate of resolution #21-009 passed by the Board of Supervisors during the January 2021 Regular Meeting. Hearing no objection the resolution title for #4 was read and resolution #5 was withdrawn.*

**#4**

**RESOLUTION NO. 21-096  
(March 9, 2021)**

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

**“MUSIC IN OUR SCHOOLS” MONTH PROCLAIMED**

**WHEREAS**, Music was first authorized as a regular subject of instruction in 1838. In 1994, the National Standards for Arts Education were accepted by Secretary of Education Richard Riley, reaffirming the arts as being an essential part of education. In 2002, the arts, including music, were deemed a “core academic subject” along with math, science and English in federal education policy; and

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**WHEREAS,** The study of music is basic to a complete education, engages students in individual and group activity, develops creativity, problem-solving, and critical and evaluative skills; and

**WHEREAS,** The most powerful benefits of music education are those that are intangible and sometimes difficult to describe. The abilities to confidently perform music, to respond to music in an informed way, to exercise creativity by imagining new music, and connect music to other areas of life are so beneficial that they are sufficient to justify music as a curriculum to be made accessible to all; and

**WHEREAS,** Even a cursory glance, reveals several compelling explanations why this might be the case. Music itself and the activities it involves are laden with social and emotional processes. Music educators often work with the same students for multiple years, positioning them well to influence individual growth in a positive manner. All people, especially youth, appreciate some music and students frequently report that participation in music is their favorite part of school; and

**WHEREAS,** Recent efforts in research and standards policy lends credence to an argument that music educators have made for years that music education helps students in their social and emotional development. They also establish a foundation upon which students can pursue personal growth that will serve them throughout their lives; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors does hereby proclaim the month of March 2021 as **MUSIC IN OUR SCHOOLS MONTH** and endorses this observance as an opportunity to support the purposes and practices of music education and encourages teachers, students and all citizens to participate.

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

*Supervisor Roche, T/Eagle, a former school principal and educator, read the proclamation. Mr. Giancarlo Levano (ELEM/Jr. High Band Director for Perry Central School) and Mr. Daryl McLaughlin (Perry CSD Superintendent) participated via Zoom to accept the proclamation. The proclamation was given to Perry Town Supervisor, Jim Brick to deliver to the Perry School District for display...*

**#5**

**RESOLUTION NO. 21-  
(March 9, 2021)**

March 9, 2021

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

**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND  
ACCEPTANCE AWARD WITH THE RALPH C. WILSON, JR.  
FOUNDATION – BUILT TO PLAY 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 *Ralph C. Wilson, Jr. Foundation – Built to Play*, 3101 East Grand Boulevard, Suite 200, Detroit, MI 48202 on behalf of the Youth Bureau. Said grant is for the creation of murals and activities on sidewalks leading to community agencies in an amount not to exceed nine thousand dollars (\$9,000.00); effective January 18, 2021 through January 31, 2022.

Contingent upon the availability of funds.

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

*There was a motion by Mr. Davis T/Covington to combine resolutions #6 and #7. Hearing no objection resolution titles only were read.*

**#6**

**RESOLUTION NO. 21-097  
(March 9, 2021)**

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

**DEVELOPMENTAL DISABILITIES AWARENESS MONTH  
PROCLAIMED**

**WHEREAS**, Developmental disabilities affect millions of individuals, as well as their concerned families and friends; and

**WHEREAS**, People with developmental disabilities are vital and vibrant members of our community; and

**WHEREAS**, March is National Developmental Disabilities Awareness Month, which seeks to increase public awareness about developmental disabilities and promote greater understanding of the issues affecting people with developmental disabilities; and

**WHEREAS**, Wyoming County supports the compassionate and

devoted efforts to increase independence, employment, and access to services for the people we serve across the County, through direct workers and through the service providers; and

**WHEREAS,** The desire to maintain family relationships is of utmost importance to an individual's health, well-being and happiness. It is important to provide the needed supports that can enable individuals with disabilities to live in family homes or their own homes; and

**WHEREAS,** Wyoming County thanks our partner organizations and recognizes the continuing need to educate our communities, policymakers, friends and family members, health care providers and businesses that the movement towards full inclusion in community life for persons with developmental disabilities is a positive and worthy goal; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors does hereby proclaim the month of March 2021 as **DEVELOPMENTAL DISABILITIES AWARENESS MONTH.**

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

*The proclamation was read by Supervisor Davis, T/Covington. The following individuals representing Livingston/Wyoming ARC participated in accepting of this proclamation via Zoom:*

- Cheryl Englert, Board President
- Eric Parker, Board Treasurer (Wyoming County)
- Martin Miskell, Executive Director
- Adam Moore, Residential Service Manager (Wyoming County)

**#7**

**RESOLUTION NO. 21-098  
(March 9, 2021)**

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

**RESOLUTION NUMBER 20-510 AMENDED**

**WHEREAS,** Resolution Number 20-510 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH COORDINATED CARE SERVICES, INC. (CCSI) ON BEHALF OF MENTAL HEALTH**” passed by this Board of Supervisors on December 8, 2020 and provides 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; now therefore,

March 9, 2021

**BE IT RESOLVED**, That *Resolution Number 20-510* be hereby amended to reflect an *increase in funding in an amount not to exceed twenty thousand dollars (\$20,000.00) for Partners for Prevention staffing services defined in the STOP-Act Grant for a new total contract amount of three hundred sixty-nine thousand four hundred thirty-three dollars (\$369,433.00).*

All else remains the same.

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

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

**#8**

**RESOLUTION NO. 21-099  
(March 9, 2021)**

By Mr. Klein, Chairman of the Agriculture Committee:

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

**WHEREAS**, The County of Wyoming sought proposals for Professional Forestry Services to provide the technical expertise necessary to produce forest management plans for various woodlands owned by Wyoming County and to administer the sale of timber that is determined to be ideal for immediate harvest; and

**WHEREAS**, In accordance with Local Law No. 4 of the Year 2015 entitled, “**THE WYOMING COUNTY BEST VALUE CONTRACT AWARD LAW**” it is critical to consider selection and evaluation criteria that measure factors other than cost in the strictest sense and provides the basis for awarding contracts for services which optimizes quality, cost and efficiency, among responsive and responsible bidders; and

**WHEREAS**, After careful consideration of all submitted bids based on a cost benefit review by the Agricultural Committee; now therefore,

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is hereby authorized and directed to award bid and sign a contract with *Pioneer Forestry, LLC*, 4000 Skunk Hollow Road, Jamestown, NY 14701 on behalf of the Board of Supervisors. Said contract is for a ten (10) year Forest

Management Plan in the following not to exceed amounts; effective January 1, 2021 through December 31, 2030:

**PHASE I:**

- Forest Management Plan Update
  - \$9,000.00

**PHASE II:**

- Completing Designated Forest Management Treatments
  - ***Timber Sales***
    - Ten percent (10%) commission fee (based on the gross proceeds received from the timber sale).
  - ***Remaining Designated Treatments***
    - Cost structure will be based on an expected time and material basis to complete each individual project using:
      - Hourly rate at \$50.00 per hour
      - Materials at cost

Contingent upon the availability of funds.

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

**RESOLUTION NO. 21-100  
(March 9, 2021)**

By Mr. Klein, Chairman of the Agriculture Committee:

**RESOLUTION NUMBER 20-404 AMENDED**

**WHEREAS**, Resolution Number 20-404 entitled, “**CHAIRMAN AUTHORIZED TO SIGN INTERMUNICIPAL AGREEMENTS WITH THE SIXTEEN TOWNS IN WYOMING COUNTY ON BEHALF OF WYOMING COUNTY ANIMAL CONTROL**” passed by this Board of Supervisors on October 13, 2020 and provides for animal control services as follows; effective January 1, 2021 through December 31, 2025:

- Spayed/Neutered Dogs ~ \$6.00 each per year
- Unspayed/Unneutered Dogs ~ \$13.00 each per year

Now therefore,

**BE IT RESOLVED**, That ***Resolution Number 20-404*** be hereby amended as follows:

- Spayed/Neutered Dogs ~ \$5.00 each per year
- Unspayed/Unneutered Dogs ~ \$10.00 each per year

March 9, 2021

All else remains the same.

**Carried: XXX**

**Ayes: 1599**

**Noes:**

**Absent:**

**Abstain:**

**#10**

**RESOLUTION NO. 21-101**  
**(March 9, 2021)**

By Mr. Klein, Chairman of the Agriculture Committee:

**AGRICULTURE MONTH PROCLAIMED**

**WHEREAS**, March signifies a national celebration of the importance of food and agriculture in the United States as it provides almost everything we eat and use each day. This month we recognize and celebrate the diversity and abundance provided by New York's farms and our growing food and agricultural sector and the contributions of Wyoming County's family farmers; and

**WHEREAS**, There are 33,400 farms in New York State and 6,900,000 acres of operated farmland; and

**WHEREAS**, The agricultural industry in New York State contributed more than \$5.4 billion in agricultural economy sales to the New York economy each year; and

**WHEREAS**, With farmland occupying nearly one quarter of New York State's land area, agriculture also promotes New Yorker's quality of life in other ways, including providing access to fresh, locally sourced food, preserving open space, and enhancing communities through farmer's markets and other such activities; and

**WHEREAS**, Recognizing the month of March as Agriculture Month in Wyoming County provides the opportunity for all residents of Wyoming County and New York to better appreciate agriculture's breadth and beauty, how food and fiber products are produced, and the role agriculture plays in providing safe, abundant, and affordable products; and

**WHEREAS**, Commemorating Agriculture month will build awareness of the benefits of the agricultural industry in Wyoming County and encourage young people to consider agriculture as a career; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors urge all New Yorkers to recognize the importance of our food and agriculture industry, to thank a farmer for providing the food we eat, and to help celebrate



every month with meals made from a variety of New York State products; and be it

**FURTHER RESOLVED**, That the Wyoming County Board of Supervisors does hereby proclaim the month of March 2021 as **AGRICULTURE MONTH** in Wyoming County.

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

*The proclamation was read by Supervisor Klein, T/Castile. Chairwoman Ryan suggested the resolution be forwarded to Wyoming County Farm Bureau...*

*There was a motion by Mr. Leuer, T/Middlebury to combine resolution #11 through #16. Hearing no objection resolution titles were read.*

*Prior to the roll call vote, Supervisor Leuer, T/Middlebury thanked the Board Clerk for working with the Ag and Business Center Agencies on preparation of the new sublease agreements.*

**#11**

**RESOLUTION NO. 21-102  
(March 9, 2021)**

By Mr. Leuer, Chairman of the Planning Committee:

**CHAIRMAN AUTHORIZED TO SIGN A SUBLEASE AGREEMENT  
WITH THE WYOMING COUNTY INDUSTRIAL DEVELOPMENT  
AGENCY ON BEHALF OF THE AG AND BUSINESS CENTER**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with the **Wyoming County Industrial Development Agency**, 36 Center Street, Suite D, Warsaw, NY 14569 on behalf of the Ag and Business Center. Said sublease agreement is for 1,770 sq. ft. of office space located in the Ag. and Business Center in the amount of fourteen dollars and twenty-four cents (\$14.24) per square foot, two thousand one hundred dollars and forty cents (\$2,100.40) per month, twenty-five thousand two hundred four dollars and eighty cents (\$25,204.80) per year; effective February 19, 2021 through December 31, 2025.

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain:**  
**#12**

**RESOLUTION NO. 21-103  
(March 9, 2021)**

March 9, 2021

By Mr. Leuer, Chairman of the Planning Committee:

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

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with the *Wyoming County Chamber of Commerce and Tourism*, 36 Center Street, Suite A, Warsaw, NY 14569 on behalf of the Ag and Business Center. Said sublease agreement is for 1,189 sq. ft. of office space located in the Ag and Business Center in the amount of fourteen dollars and twenty-four cents (\$14.24) per square foot, one thousand four hundred ten dollars and ninety-five cents (\$1,410.95) per month, sixteen thousand nine hundred thirty-one dollars and thirty-six cents (\$16,931.36) per year; effective March 18, 2021 through December 31, 2025.

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

**RESOLUTION NO. 21-104  
(March 9, 2021)**

By Mr. Leuer, Chairman of the Planning Committee:

**RESOLUTION 16-174 AMENDED**

**WHEREAS**, Resolution Number 16-174 entitled, “**CHAIRMAN AUTHORIZED TO SIGN SUBLEASE AGREEMENTS WITH CORNELL COOPERATIVE EXTENSION AND WYOMING COUNTY SOIL & WATER CONSERVATION DISTRICT ON BEHALF OF THE WYOMING COUNTY AG AND BUSINESS CENTER**” passed by this Board of Supervisors on April 12, 2016 and provides, in part, for the following:

- *Wyoming County Soil and Water Conservation District* for 1,260 sq. ft. of office space located in the Wyoming County Ag and Business Center, 36 Center Street, Suite D, Warsaw NY 14569. Base rent is in the amount of eleven dollars and forty-four cents (\$11.44) per square foot and utilities are at two dollars and eighty cents (\$2.80) per square foot; effective March 1, 2016 through February 28, 2021.

Now therefore,

**BE IT RESOLVED**, That *Resolution Number 16-174* be hereby

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amended to correct the term of the agreement from March 1, 2016 through February 28, 2021 to ***February 22, 2016 through February 21, 2021*** to agree with the executed sublease agreement.

All else remains the same.

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

**RESOLUTION NO. 21-105  
(March 9, 2021)**

By Mr. Leuer, Chairman of the Planning Committee:

**CHAIRMAN AUTHORIZED TO SIGN A SUBLEASE AGREEMENT  
WITH WYOMING COUNTY SOIL AND WATER CONSERVATION  
DISTRICT ON BEHALF OF THE AG AND BUSINESS CENTER**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with ***Wyoming County Soil and Water Conservation District***, 36 Center Street, Suite D, Warsaw, NY 14569 on behalf of the Ag and Business Center. Said sublease agreement is for 1,059 sq. ft. of office space located in the Ag and Business Center in the amount of fourteen dollars and twenty-four cents (\$14.24) per square foot, one thousand two hundred fifty-six dollars and sixty-eight cents (\$1,256.68) per month, fifteen thousand eighty dollars and sixteen cents (\$15,080.16) per year; effective February 22, 2021 through December 31, 2025.

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

**RESOLUTION NO. 21-106  
(March 9, 2021)**

By Mr. Leuer, Chairman of the Planning Committee:

**CHAIRMAN AUTHORIZED TO SIGN A SUBLEASE AGREEMENT  
WITH CORNELL COOPERATIVE EXTENSION OF WYOMING  
COUNTY ON BEHALF OF THE AG AND BUSINESS CENTER**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with ***Cornell Cooperative***

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**Extension of Wyoming County**, 36 Center Street, Suite A, Warsaw, NY 14569 on behalf of the Ag and Business Center. Said sublease agreement is for 3,050 sq. ft. of office space located in the Ag and Business Center in the amount of fourteen dollars and twenty-four cents (\$14.24) per square foot, three thousand six hundred nineteen dollars and thirty-three cents (\$3,619.33) per month, annual amount of forty-three thousand four hundred thirty-two dollars (\$43,432.00); effective March 18, 2021 through December 31, 2025.

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

**RESOLUTION NO. 21-107  
(March 9, 2021)**

By Mr. Leuer, Chairman of the Planning Committee:

**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION WITH  
THE NEW YORK STATE OFFICE OF COMMUNITY RENEWAL ON  
BEHALF OF PLANNING AND DEVELOPMENT**

**WHEREAS**, The County of Wyoming wishes to apply for a grant from *the New York State Housing Trust Fund Corporation* as represented by the New York State Office of Community Renewal (hereinafter the “OCR”) through the Community Development Block Grant (hereinafter “CDBG”) Program, for the purpose of financing a Microenterprise Grant Program (hereinafter the “Program”) which will provide grants to small businesses located in or will locate in Wyoming County; now therefore,

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

**FURTHER RESOLVED**, That a public hearing on behalf of this Board of Supervisors will be held as required by the New York State Office of Community Renewal on April 13, 2021 at 2:30 pm during the Wyoming County Board of Supervisors’ Meeting, and at least five (5) days’ notice of such hearing shall be given by the Clerk of this Board by publishing such notice at least once in the official newspapers of the county designated for such publications.

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

*There was a motion by Mr. Brick, T/Perry, to combine resolutions #17 through #22. Hearing no objection resolution titles only were read.*

#17

**RESOLUTION NO. 21-108**  
**(March 9, 2021)**

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

**RESOLUTION URGING THE FULL ENACTMENT OF AN INCREASE  
IN THE STATUTORY CHIPS BIDDING THRESHOLD**

**WHEREAS**, Under current law, the local assistance funds allocated for local street or highway projects under the Consolidated Local Street and Highway Improvement Program (CHIPS) are used to undertake work on projects either with the municipality's own resources and workforce or by competitively-bid contracts; and

**WHEREAS**, When the estimate for the contract work exceeds \$350,000 the work must be competitively bid in accordance with the provisions for competitive bidding in the General Municipal Law; and

**WHEREAS**, Regular incremental raises in the competitive bidding threshold for highway projects are necessary to compensate for increases in inflation impacting material, transportation, labor, equipment and other highway construction costs; and

**WHEREAS**, A recent increase in the competitive bidding threshold to \$350,000 is still below what many highway department professionals see as optimal; and

**WHEREAS**, The state legislature has supported an increase in the amount of the current cost threshold from \$350,000 to \$500,000 over which local highway and bridge construction work under the CHIPS program must be competitively bid; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors supports the enactment of legislation or budget language that increases the CHIPS bidding threshold to give municipalities flexibility and the option to bid out or perform in-house projects that cost less than \$500,000. This will allow more opportunities for local governments to act to minimize the cost of its transportation projects on behalf of local taxpayers; and be it

**FURTHER RESOLVED**, That the Clerk of the Board shall forward

March 9, 2021

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: #18**

**RESOLUTION NO. 21-109  
(March 9, 2021)**

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

**RIGHT OF WAYS FOR METCALF ROAD BRIDGE APPROVED**

**WHEREAS**, That the real property below located in the Towns of Pike and Gainesville, Wyoming County, New York is needed to be acquired by the County of Wyoming for the replacement of Gainesville Bridge #13, Metcalf over East Koy Creek, BIN #3371530 as described on maps on file in the Office of the Wyoming County Superintendent of Highways:

<b>Property Owner</b>	<b>Tax Map Number</b>	<b>Surveyor Map</b>	<b>Parcel No.</b>	<b>Acreage</b>
Bradley W. & Amy L. Weber 5716 Metcalf Road Castile, NY 14427	158-1-9	PE Map #1	Parcel #1	0.06±
Francis T. & Sandra L. Hogenkamp 6404 West Quaker Road Orchard Park, NY 14127	158-1-10	PE Map #2	Parcel #2	0.04 ±
David E. Tooke 1356 Charlesgate Circle East Amherst, NY 14051	158-1-8	PE Map #3	Parcel #3	0.04 ±
Lamont, LLC 189 Pavement Road Lancaster, NY 14086	146-1-36.3	PE Map #4	Parcel #4	0.19 ±

**WHEREAS**, Said real property owners have agreed to graciously donate said real property so that said replacement may be completed; and

**WHEREAS**, It is necessary for the County to indemnify said property owners in connection with said replacement; now therefore

**BE IT RESOLVED**, That the County of Wyoming shall indemnify and hold harmless the property owners listed from any claim, charge, expense or liability arising from any action or omission taken by the County in connection with exercising its rights under the Easements given to the County of Wyoming by the property owners; and be it

**FURTHER RESOLVED**, That the County of Wyoming is authorized to accept the donation of said real properties; said conveyances to be completed upon the recording of an Easement from the real property owners to the County of Wyoming.

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

**RESOLUTION NO. 21-110  
(March 9, 2021)**

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

**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A  
CONTRACT WITH ADMAR CONSTRUCTION, EQUIPMENT AND  
SUPPLIES 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 ***Admar Construction, Equipment and Supplies***, 1950 Brighton Henrietta Town Line Road, Rochester, NY 14623 on behalf of County Highway. Said contract is for a New Wacker Neuson Diesel Reversible Vibratory Plate Tamper in an amount not to exceed eleven thousand thirteen dollars (\$11,013.00); effective March 10, 2021 through delivery of equipment. (*Sourcewell Contract #041719-WAC*)

Contingent upon the availability of funds.

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

**RESOLUTION NO. 21-111  
(March 9, 2021)**

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

**RESOLUTION URGING FULL RESTORATION OF FUNDING CUTS  
FOR LOCAL ROAD, BRIDGE AND CULVERT PROGRAMS AND  
TIMELY RELEASE OF FUTURE FUNDING ALLOCATIONS**

**WHEREAS**, The enacted 2020-2021 State Budget appropriated a total of \$603 million for CHIPS, PAVE-NY and Extreme Winter Recovery (EWR) for critical local transportation projects; and

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**WHEREAS,** Governor Andrew Cuomo and the Director of the Division of the Budget took actions that withheld \$120.6 million (20%) of this funding needed by municipalities to maintain their roads, bridges, culverts and other essential transportation infrastructure; and

**WHEREAS,** The Executive Budget recognizes the need to reimburse municipalities for local assistance "withholds" and proposes that, an improving state receipts picture, the availability of federal Coronavirus Relief resources, and other developments will allow for the partial restoration of these funds to be reconciled and repaid in the final quarter of FY 2021; and

**WHEREAS,** The impacts of this substantial loss of state funding were compounded by an inordinate delay in the release by the state of the official authorization notifications to municipalities, 69 days after the state budget had been adopted, causing further disruptions in the planning, letting and delivery of local highway and bridge projects for many counties; and

**WHEREAS,** State assistance and sales tax receipts represent nearly half of the revenues for County governments; and

**WHEREAS,** since January, local sales tax collections are down \$2.2 billion from what was budgeted for 2020; and

**WHEREAS,** To ensure long-term economic revitalization and a safe, resilient, and functional infrastructure, especially for essential workers to do their jobs, the funds appropriated and allocated to counties and municipalities in the 2020-2021 state budget for CHIPS, PAVE-NY and EWR must be fully restored and made available in a timely manner by the state Department of Transportation and Division of the Budget; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors urges Governor Andrew Cuomo to commit to frilly reimbursing the withholds for CHIPS, PAVE-NY and EWR local transportation programs as quickly as possible with the current budget and allocated funds from the federal government, and to the timely release of funding allocations to the counties' local transportation programs for the 2021-2022 FY; and be it

**FURTHER RESOLVED,** That the Clerk of 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:**



**RESOLUTION NO. 21-112**  
**(March 9, 2021)**

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

**RESOLUTION NUMBER 20-039 AMENDED**

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

**BE IT RESOLVED**, That *Resolution Number 20-039* be hereby amended to reflect an expiration date of *December 31, 2022*.

All else remains the same.

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

**RESOLUTION NO. 21-113**  
**(March 9, 2021)**

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

**WYOMING COUNTY HIGHWAY ROOF SPRAY FOAM  
CORRECTION CAPITAL PROJECT COMPLETE**

**WHEREAS**, The Wyoming County Board of Supervisors’ Public Works Committee, and this Board of Supervisors, in consultation with Buildings and Grounds and the Highway Department, through various discussions identified the need for the Highway Roof Spray Foam Correction Capital Project located at 4328 Route 19 South, Silver Springs, NY; and

**WHEREAS**, That the Wyoming County Board of Supervisors, on the recommendation of the above mentioned committee, thereby established, by Resolution Number 20-183, the *Wyoming County Highway Roof Spray Foam Correction Capital Project*; and

March 9, 2021

**WHEREAS,** That permission was granted to seek proposals for the completion of this established project; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors recognizes and accepts that the *Wyoming County Highway Roof Spray Foam Correction Capital Project* as established by *Resolution Number 20-183* is hereby complete.

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

*There was a motion by Mrs. May, T/Orangeville, to combine resolutions #23 through #32. Hearing no objection resolution titles only were read.*

*Board Clerk Ketchum was asked to read resolution office number 23 in its entirety.*

**#23**

**RESOLUTION NO. 21-114  
(March 9, 2021)**

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

**ADOPTING THE WYOMING COUNTY POLICE REFORM AND  
REINVENTION COLLABORATIVE PLAN**

**WHEREAS,** Governor Andrew M. Cuomo issued Executive Order No. 203 on June 12, 2020, requiring all local governments to adopt a Police Reform and Reinvention Collaborative Plan (“plan”) by April 1, 2021; and

**WHEREAS,** As part of the plan, local governments were required to perform a comprehensive review of current police force deployments, strategies, policies, procedures and practices in order to develop a plan improving the same; and

**WHEREAS,** The Wyoming County Sheriff’s Office, in conjunction with the Villages of Arcade and Warsaw, entered a collaborative effort to move through a county-wide process to enact police reform plans; and

**WHEREAS,** Stakeholders worked on the plan for and offered a draft form at the Wyoming County Board of Supervisors Public Safety Committee on February 25, 2021 and at the Wyoming County Board of Supervisors Committee of the Whole on March 9, 2021 and offered the plan for public comment to all citizens in Wyoming County, with said comments being considered prior to finalizing the plan; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors hereby adopts the Wyoming County Police Reform and Reinvention Collaborative Plan as presented to the Public Safety Committee on February 25, 2021; and be it

**FURTHER RESOLVED**, That the Chairwoman of the Wyoming County Board of Supervisors is hereby directed to certify the plan pursuant to Executive Order No. 203 issued by Governor Andrew M. Cuomo on June 12, 2020; and be it

**FURTHER RESOLVED**, That a certified copy of this resolution shall be provided to the Wyoming County Sheriff.

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

**RESOLUTION NO. 21-115  
(March 9, 2021)**

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

**CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE  
AWARD WITH THE U. S. DEPARTMENT OF JUSTICE ON BEHALF  
OF THE SHERIFF'S DEPARTMENT**

**WHEREAS**, During the May 2, 2019 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 *U. S. Department of Justice*, 4<sup>th</sup> Floor, 810 Seventh Street, Washington, DC 20530 on behalf of the Sheriff's Department. Said funding is for the purchase of bulletproof vests to replace vests that are over five (5) years old and purchase vests for new employees in a minimum amount of four thousand one hundred sixty-six dollars and thirty-three cents (\$4,166.33); effective August 1, 2019 through July 31, 2021.

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

**RESOLUTION NO. 21-116  
(March 9, 2021)**

March 9, 2021

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

**CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE  
AWARD WITH THE U. S. DEPARTMENT OF JUSTICE ON  
BEHALF OF SHERIFF'S DEPARTMENT**

**WHEREAS**, During the April 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 to sign a grant acceptance award with the *US Department of Justice*, 4<sup>th</sup> Floor, 810 Seventh Street, Washington, DC 20530 on behalf of the Sheriff's Department. Said funding is for the purchase of bulletproof vests to replace vests that are over five (5) years old and purchase vests for new employees in a minimum amount of four thousand dollars (\$4,000.00); effective August 1, 2020 through July 31, 2022.

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

**RESOLUTION NO. 21-117  
(March 9, 2021)**

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

**RESOLUTION NUMBER 21-025 AMENDED**

**WHEREAS**, Resolution Number 21-025 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE SHERIFF'S DEPARTMENT**” passed by this Board of Supervisors on January 12, 2021 and provides, in part, for the following:

- ***Black Creek Integrated System Corp.***, PO Box 101747, Irondale, AL 35210 to provide maintenance services for the Jail management software in an amount not to exceed eighteen thousand one hundred ninety dollars (\$18,190.00); effective January 1, 2021 through December 31, 2021.

Now therefore,

**BE IT RESOLVED**, That ***Resolution Number 21-025*** be hereby amended to increase the contract total to an amount not to exceed ***eighteen thousand nine hundred dollars (\$18,900.00)***.

All else remains the same.

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

**RESOLUTION NO. 21-118**  
(March 9, 2021)

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 9-1-1**

**BE IT RESOLVED**, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign a grant application and acceptance award with the *New York State Division of Homeland Security and Emergency Services*, 1220 Washington Avenue, Albany, NY 12226 on behalf of 9-1-1. Said funding to enhance public safety operations by strengthening communications infrastructure in a minimum amount of five million nine hundred thirty-one thousand seven hundred ninety-seven dollars (\$5,931,797.00); effective March 1, 2021 through February 28, 2025.

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

**RESOLUTION NO. 21-119**  
(March 9, 2021)

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

**RESOLUTION NUMBER 20-033 AMENDED**

**WHEREAS**, Resolution Number 20-033 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH SAIA COMMUNICATIONS ON BEHALF OF 9-1-1**” passed by this Board of Supervisors on January 14, 2020 for constructing and integrating a SCADA network in an amount not to exceed sixty-three thousand six hundred forty-five dollars (\$63,645.00), forty percent (40%) payable upon acceptance of contract, thirty percent (30%) when installation begins and thirty percent (30%) upon completion of project; effective January 1, 2020 through December 31, 2020; now therefore,

**BE IT RESOLVED**, That *Resolution Number 20-033* be hereby

March 9, 2021

amended to change the contract end date from December 31, 2020 to *through completion of project*.

All else remains the same.

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

**RESOLUTION NO. 21-120  
(March 9, 2021)**

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

**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND  
ACCEPTANCE AWARD WITH THE NEW YORK STATE DIVISION  
OF CRIMINAL JUSTICE SERVICES – OFFICE OF PROBATION AND  
CORRECTIONAL ALTERNATIVES ON BEHALF OF WYOMING  
COUNTY PROBATION**

**BE IT RESOLVED**, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign a grant application and acceptance award with the *New York State Division of Criminal Justice Services – Office of Probation and Correctional Alternatives*, 80 South Swan Street, Albany, NY 12210 on behalf of Wyoming County Probation. Said funding is for the Alternatives to Incarceration programs; effective July 1, 2020 through June 30, 2021 as follows:

- Data Day Program      \$6,593.66
- Community Service      \$5,370.60
- Pre-Trial Release      \$5,390.70

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

**RESOLUTION NO. 21-121  
(March 9, 2021)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH BI  
INCORPORATED ON BEHALF OF WYOMING COUNTY  
PROBATION**

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

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General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with ***BI Incorporated***, 6265 Gunbarrel Avenue, Suite B. Boulder, CO 80301 on behalf of Wyoming County Probation. Said contract to provide electronic monitoring units/services for people ordered by the court for in home arrest and/or alcohol testing in an amount not to exceed fees outlined in Exhibit A of said agreement; effective August 23, 2019 with automatic one year renewals on the anniversary of original effective date until otherwise terminated by either party upon sixty (60) days written notice.

Contingent upon the availability of funds.

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

**RESOLUTION NO. 21-122  
(March 9, 2021)**

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

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

**WHEREAS**, During the January 28, 2001 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 Office of Indigent Legal Services*, 80 Swan Street, Albany, NY 12210 on behalf of the Public Defender's Office. Said grant funding is Distribution #11 in a minimum amount of one hundred two thousand one hundred twenty dollars (\$102,120.00); effective January 1, 2021 through December 31, 2023.

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #32**

**RESOLUTION NO. 21-123  
(March 9, 2021)**

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

March 9, 2021

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

**BE IT RESOLVED**, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign a grant application and acceptance award with the *New York State Division of Criminal Justice Services*, 80 Swan Street, Albany, NY 12210 on behalf of District Attorney's Office. Said funding is for additional expenses incurred due to the Criminal Justice Discovery Reform Program in a minimum amount of one hundred forty-four thousand three hundred ninety-six dollars (\$144,396.00); effective April 1, 2020 through March 31, 2021.

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

*There was a motion by Mr. Kehl, T/Attica, to combine resolutions #33 through #47. Hearing no objection resolution titles only were read.*

**#33**

**RESOLUTION NO. 21-124  
(March 9, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

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

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign the following contracts on behalf of Information Technology:

- **SHI**, 290 Davidson Avenue, Somerset, NJ 08873 for the annual license subscription of Viper Endpoint Security in an amount not to exceed five thousand eight hundred dollars (\$5,800.00); effective March 23, 2021 through March 22, 2022.
- **CivicPlus LLC**, 302 South 4<sup>th</sup> Street, Suite 500, Manhattan, KS 66502 for website hosting and redesign in an amount not to exceed nine thousand four hundred eighty-one dollars and fifty cents (\$9,481.50); effective March 29, 2021 through March 28, 2022.

Contingent upon the availability of funds.

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

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**RESOLUTION NO. 21-125**  
**(March 9, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 15-386 AMENDED**

**WHEREAS**, Resolution Number 15-386 entitled, “**CHAIRMAN, COUNTY TREASURER AND DIRECTOR OF INFORMATION TECHNOLOGY AUTHORIZED TO SIGN A CONTRACT WITH ACS, A XEROX COMPANY, ON BEHALF OF ALL WYOMING COUNTY DEPARTMENTS**”, passed by this Board of Supervisors on October 13, 2015 and provides for an APPLICATION HOSTING and TECHNOLOGY SUPPORT SERVICES contract with ACS, a Xerox Company, for all Wyoming County Departments effective January 1, 2016 through December 31, 2020; and

**WHEREAS**, That Resolution Number 15-386 was previously amended by this Board of Supervisors on June 12, 2018 by **Resolution Number 18-276** as follows:

- Amend the contracting party from ACS, a XEROX Company to ***Conduent Government Systems, LLC, 12410 Milestone Center Drive, Germantown MD 20874***
- Add ***Microfilm Storage Services*** to the Application Hosting and Technology Support Services contract for the Wyoming County Clerk’s Office in an amount not to exceed ***one thousand four hundred dollars (\$1,400.00)*** per year; effective November 7, 2017 through December 31, 2020.

And,

**WHEREAS**, That Resolution Number 15-386 as previously amended by Resolution Number 18-276 was further amended by **Resolution Number 18-385** by this Board of Supervisors on September 11, 2018 to remove the ***NY Property Tax Collection System Services*** from the Application Hosting and Technology Support Services contract for the Wyoming County Treasurer’s Office; effective January 1, 2019; and

**WHEREAS**, That Resolution Number 15-386 as previously amended by Resolution Number 18-276 and Resolution Number 18-385 was further amended by this Board of Supervisor on February 12, 2019 by **Resolution Number 19-091** to change the contracting party name for the APPLICATION HOSTING and TECHNOLOGY SUPPORT SERVICES contract from Conduent Government Systems to ***Avenue Insights and Analytics, LLC, 5860 Trinity Parkway, Suite 120, Centerville VA*** as this business has been sold; and

March 9, 2021

**WHEREAS**, That Resolution Number 15-386 as previously amended by Resolution Number 18-276, Resolution Number 18-385, Resolution Number 19-091 was further amended by this Board of Supervisors on October 13, 2020 by ***Resolution Number 20-425*** to include the ***addition of conversion services system in an amount not to exceed forty thousand dollars (\$40,000.00) and extend the term of the APPLICATION HOSTING contract through December 31, 2021;*** now therefore,

**WHEREAS**, That Resolution Number 15-386 as previously amended by Resolution Number 18-276, Resolution Number 18-385, Resolution Number 19-091 and Resolution Number 20-425 was further amended by this Board of Supervisors on November 10, 2020 by ***Resolution Number 20-478*** to extend the ***TECHNOLOGY SUPPORT SERVICES*** contract to extend the contract term ***through March 31, 2021 in an amount not to exceed forty-eight thousand dollars (\$48,000.00);*** now therefore

**BE IT RESOLVED**, That ***Resolution Number 15-386*** as previously amended by ***Resolution Number 18-276, Resolution Number 18-385, Resolution Number 19-091, Resolution Number 20-425*** and ***Resolution Number 20-478*** be hereby further amended to ***extend the contract term for conversion services and contract extension of various systems in an amount not to exceed forty-eight thousand dollars (\$48,000.00); effective April 1, 2021 through June 30, 2021.***

All else remains the same.

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

**RESOLUTION NO. 21-126  
(March 9, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**N. JOSEPH SANTULLO APPOINTED HIPAA IT SECURITY OFFICER**

**BE IT RESOLVED**, That ***N. Joseph Santullo***, (Acting Director of Information Technology), 69 Main Street, Wyoming, NY 14591 be hereby appointed as the HIPAA IT Security Officer to fill a vacant, unexpired one (1) year term; effective March 9, 2021 through December 31, 2021.

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

**RESOLUTION NO. 21-127**  
**(March 9, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**CORRECTION OF ERRORS IN THE TOWN OF PERRY APPROVED**

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

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

**2021 TOWN/COUNTY TAX BILL**

<b>TAX MAP PARCEL:</b>	100.7-7-34 ~ Town of Perry
<b>LOCATION:</b>	71-73 South Main Street
<b>OWNER:</b>	<i>Creskide Park</i> <i>2561 Kingston Road, Leicester, NY 14481</i>
<b>ORIGINAL BILL:</b>	\$2,471.50
<b>CORRECTED BILL:</b>	\$1,364.19
<b>CREDIT:</b>	\$1,107.31
<b>REASON:</b>	Clerical Error
<b>AUTHORITY:</b>	RPTL §550.2(h) <i>“an entry on an assessment roll or tax roll of a releved school tax or releved village tax which has been previously paid”.</i>

<b>Carried: XXX</b>	<b>Ayes: 1599</b>	<b>Noes:</b>	<b>Absent:</b>	<b>Abstain:</b> #37
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**RESOLUTION NO. 21-128**  
**(March 9, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**CORRECTION OF ERRORS IN THE TOWN OF ATTICA APPROVED**

March 9, 2021

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

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

**2021 TOWN/COUNTY TAX BILL**

<b>TAX MAP PARCEL:</b>	45.-2-45.12 ~ Town of Attica			
<b>LOCATION:</b>	1809 Exchange Road			
<b>OWNER:</b>	<i>James Spencer</i> <i>1809 Exchange Street, Attica, NY 14011</i>			
<b>ORIGINAL BILL:</b>	\$3,715.63			
<b>CORRECTED BILL:</b>	\$2,295.67			
<b>CREDIT:</b>	\$1,419.96			
<b>REASON:</b>	Clerical Error			
<b>AUTHORITY:</b>	RPTL §550.2(b) “ <i>an entry which is a mathematical error present in the computation of a partial exemption</i> ”.			
<b>Carried: XXX</b>	<b>Ayes: 1599</b>	<b>Noes:</b>	<b>Absent:</b>	<b>Abstain:</b> #38

**RESOLUTION NO. 21-129**  
**(March 9, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 17-076 AMENDED**

**WHEREAS**, Resolution Number 17-076 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**”, passed by this Board of Supervisors on February 14, 2017 and provides for various contracts, in part, as follows:

- *General Physician, P.C.*, 726 Exchange Street, Suite 516, Buffalo, NY 14210 to provide physician services in otolaryngology (ear, nose and throat) medicine at WCCHS clinic, inpatient and call as per the contract

two (2) days per week in an amount not to exceed two hundred eighty thousand dollars (\$280,000.00) per year; effective April 1, 2017 through March 31, 2019 or upon completion of credentialing.

- WCCHS to retain all generated fees.

And,

**WHEREAS**, That Resolution Number 17-076 was previously amended by this Board of Supervisors on April 11, 2017 by **Resolution Number 17-201** to rescind the contract in its entirety effective April 1, 2017 and replace it with the following contract:

- **General Physician, P.C.**, 726 Exchange Street, Suite 516, Buffalo, NY 14210 for a two-year Ear, Nose, and Throat Medicine Services Agreement to provide board certified physician services in otolaryngology (ear, nose and throat) and allergy medicine at WCCHS clinic, inpatient and call as per the contract three (3) days per week in an amount not to exceed:
  - twenty-nine thousand five hundred eighty-three dollars (\$29,583.00) per month (\$355,000.00 annualized); during the first six (6) months; and
  - thirty thousand eight hundred thirty-three dollars and thirty-three cents (\$30,833.33) per month thereafter (\$370,000.00 annualized); effective April 1, 2017 through March 31, 2019 or upon completion of credentialing.
  - WCCHS to retain all generated fees.

And,

**WHEREAS**, That Resolution Number 17-076 as previously amended by Resolution Number 17-201 was further amended by this Board of Supervisors on March 12, 2019 by **Resolution Number 19-162** as follows:

- Change the effective date of the contract from April 1, 2017 or upon completion of credentialing and obtaining malpractice insurance through March 31, 2019 to **April 18, 2017 through April 17, 2019** to reflect actual contract start date.
- Extend the term of the contract from April 18, 2017 through April 17, 2019 to **April 18, 2019 through April 17, 2020**.

And,

**WHEREAS**, That Resolution Number 17-076 as previously amended by Resolution Number 17-201 and Resolution Number 19-162 was further amended by this Board of Supervisors on May 12, 2020 by **Resolution Number 20-240** to extend the term of the agreement from April 17, 2020 through **April 17, 2021**;

**WHEREAS**, That Resolution Number 17-076 as previously amended

March 9, 2021

by Resolution Number 17-201, Resolution Number 19-162 and Resolution Number 20-240 was further amended by the Board of Supervisors on January 12, 2021 by ***Resolution Number 21-035*** to ***reduce hours by one (1) day per week and reduce the not to exceed amount from three hundred seventy dollars (\$370,000.00) per year to an amount not to exceed two hundred forty-six thousand six hundred seventy dollars (\$246,670.00) per year***; effective January 1, 2021 through April 17, 2021; now therefore

**BE IT RESOLVED**, That ***Resolution Number 17-076*** as previously amended by ***Resolution Number 17-201, Resolution Number 19-162, Resolution Number 20-240*** and ***Resolution Number 21-035*** be hereby further amended to extend the term for an additional one-year period from April 18, 2020 through April 7, 2021 to ***April 18, 2021 through April 17, 2022***.

All else remains the same.

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

**RESOLUTION NO. 21-130  
(March 9, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 15-030 AMENDED**

**WHEREAS**, Resolution Number 15-030 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**”, passed by this Board of Supervisors on January 20, 2015 and provided in part for the following contract:

- ***Siemens Medical Solutions, Inc.***, 170 Wood Avenue South, Iselin, NJ 08830 to provide a warranty plus 5-year service agreement. Year 1 is covered under the warranty at no cost. Years 2, 3, 4, and 5 are at a cost of sixty thousand eight hundred forty-two dollars (\$60,842.00) annually; effective February 1, 2015 through January 31, 2021.

Now therefore,

**BE IT RESOLVED**, That ***Resolution Number 15-030*** be hereby amended to change the contract term from February 1, 2015 through January 31, 2021 to ***May 1, 2015 through April 30, 2021*** to reflect actual contract effective dates.

All else remains the same.

Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #40

**RESOLUTION NO. 21-131**  
(March 9, 2021)

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 July 10, 2018 and provided in part for the following contract:

- ***Philips Healthcare***, 22100 Bothell Everett Highway, Bothell, WA 98032, to provide service and preventive maintenance agreements on imaging equipment (radiographic units and ultrasound units) in an amount not to exceed seventy thousand twenty-nine dollars and sixty-six cents (\$70,029.66) per year for a total contract amount of three hundred thirty-eight thousand three hundred fifty-five dollars and twenty-seven cents (\$338,355.27); effective October 1, 2018 through September 30, 2023.

Now therefore,

**BE IT RESOLVED**, That ***Resolution Number 18-576*** be hereby amended to add additional imaging equipment, specifically the Siemens Somatom Perspective 64 CT Scanner, Syngo Workstation Unlimited Tube Coverage and DXR GE Portable #2 (one (1) tube and one (1) battery in an amount not to exceed fifty-eight thousand four dollars and seven cents (\$58,004.07); effective May 1, 2021 through September 30, 2023.

All else remains the same.

Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #41

**RESOLUTION NO. 21-132**  
(March 9, 2021)

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 20-243 AMENDED**

March 9, 2021

**WHEREAS**, Resolution Number 20-243 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**”, passed by this Board of Supervisors on July 10, 2018 and provided in part for the following contract:

- **SHC Services, Inc. d/b/a Supplemental Health Care**, 1640 West Redstone Center Drive, Suite 200, Park City, UT 84098 for use of agency staff for hard to fill positions and to provide coverage where needed in an amount not to exceed one hundred thousand dollars (\$100,000.00) per year; effective March 13, 2020 through March 12, 2021.

Now therefore,

**BE IT RESOLVED**, That **Resolution Number 20-243** be hereby amended to extend the term of the contract from March 13, 2020 through March 12, 2021 to **March 13, 2021 through March 12, 2023**.

All else remains the same.

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #42**

**RESOLUTION NO. 21-133  
(March 9, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH SPECIAL CARE SYSTEMS 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 **Special Care Systems**, 1450 East Ridge Road, Rochester, NY 14621 on behalf of the Wyoming County Community Health System. Said contract is for a nurse call system upgrade for Skilled Nursing Facility Blue and Plum Units to match existing hardware throughout the facility in an amount not to exceed one hundred thirty-seven



thousand seven hundred eighty-two dollars (\$137,782.00) base price plus ten percent (10%) contingency in an amount not to exceed thirteen thousand seven hundred seventy-eight dollars (\$13,778.00); effective April 1, 2021 through August 30, 2021. Contingent upon the availability of funds.

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #43**

**RESOLUTION NO. 21-134  
(March 9, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 18-304 AMENDED**

**WHEREAS**, Resolution Number 18-304 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM,**” passed by this Board of Supervisors on July 10, 2018 and provides for various contracts on behalf of the Wyoming County Community Health System as follows:

- *Pipeline Health Holdings, LLC*, 5600 North River Road, Suite 800, Rosemont, IL 60018 for remote pharmacy order verification services with 24-hour availability in an amount not to exceed one hundred thousand dollars (\$100,000.00) per year; effective upon completion of CPSI system integration estimated to be October 1, 2018.

Now therefore,

**WHEREAS**, That Resolution Number 18-304 was previously amended by this Board of Supervisors on January 8, 2019 by *Resolution Number 19-035* to change the effective dates from effective upon completion of CPSI system integration estimated to be October 1, 2018 to *November 15, 2018 through November 14, 2021*; now therefore

**BE IT RESOLVED**, That *Resolution Number 18-304* as previously amended by *Resolution Number 19-035* be hereby further amended as follows:

- Institute yearly cost of living based price increase in an amount not to exceed *one hundred twenty-five thousand dollars (\$125,000.00) per year; effective January 1, 2021.*
- Change the contract expiration date from November 14, 2021 to *December 31, 2021.*

All else remains the same.

March 9, 2021

**Carried: XXX****Ayes: 1599****Noes:****Absent:****Abstain:****#44****RESOLUTION NO. 21-135****(March 9, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH  
USHERWOOD OFFICE TECHNOLOGY 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 *Usherwood Office Technology*, 1005 West Fayette Street, Syracuse, NY 13204 on behalf of the Wyoming County Community Health System. Said contract is for a lease agreement to replace currently leased Xerox printers and new-leased Canon branded units in an amount not to exceed four hundred thirty-seven thousand five hundred eleven dollars (\$437,511.00) base price and estimated overage costs; effective March 1, 2021 through February 28, 2026.

Contingent upon the availability of funds.

**Carried: XXX****Ayes: 1599****Noes:****Absent:****Abstain:****#45****RESOLUTION NO. 21-136****(March 9, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**SALARY SCHEDULE “X” 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*

- Change the hourly rate of one (1) position of ***Receptionist*** (position code 12.189.153) under WYOMING COUNTY FAMILY MEDICINE – ARCADE, from \$14.49 per hour to \$17.00 per hour; effective January 24, 2021.

Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #46

**RESOLUTION NO. 21-137**  
**(March 9, 2021)**

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 ***Building Maintenance Mechanic*** (1.00 FTE) on CSEA Schedule B, Grade 9, at an hourly rate of \$19.04 - \$21.03/hr.; position available date is March 10, 2021.

***Sheriff***

- Two (2) positions of ***Deputy Sheriff*** (PT - Variable FTE) (Non-Union) following the WCDSA Schedule at an hourly rate of \$25.45 - \$27.43/hr.; position available date is March 10, 2021.

***Fire & Building Code Enf.***

- One (1) position of ***Building Inspector*** (1.00 FTE) on Salary Schedule S at an hourly rate of \$20.80/hr.; position available date is March 10, 2021.

***Public Health Dept.***

- One (1) position of ***Registered Professional Nurse*** (Per Diem - Variable FTE) (Non-Union) following CSEA Schedule A, Grade 10B plus ten percent (10%) at an hourly rate of \$29.30 - \$31.91/hr.; position available date is March 15, 2021.

**ABOLISHED:**

March 9, 2021

***Fire & Building Code Enf.***

- One (1) position of ***Plans Examiner*** (position code 016.472) (1.00 FTE) on CSEA Schedule A, Grade 6 at an hourly rate of \$17.92 - \$19.98/hr.; effective March 10, 2021.

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #47**

**RESOLUTION NO. 21-138  
(March 9, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**LARRY ROGERS APPOINTED TO THE WYOMING COUNTY  
COMMUNITY HOSPITAL BOARD OF MANAGERS**

**BE IT RESOLVED**, That ***Larry Rogers***, 14 East Koy Road, Pike, NY 14130 be hereby appointed as a ***Member*** to the ***Wyoming County Community Hospital Board of Managers*** to fill a vacant, unexpired five (5) year term; effective March 9, 2021 through December 31, 2021. (*replacing F. Vitagliano*)

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

*Chairwoman Ryan, T/Warsaw asked if there was any objection to the presentation of unanimous consent resolution #48. Hearing no objection the resolution was read in its entirety.*

***Unanimous Consent  
#48***

**RESOLUTION NO. 21-139  
(March 9, 2021)**

By Mrs. Ryan, Chairman of the Committee of the Whole:

**WOMEN’S HISTORY MONTH PROCLAIMED**

**WHEREAS**, March is Women’s History Month, as declared by both the State of New York and by the Congress of the United States; and

**WHEREAS**, Women’s History Month is a time to recognize not only the historical contributions of women in our society but to also recognize and elevate the contributions women are making every day in our communities; and

**WHEREAS**, The global coronavirus pandemic upended almost every

aspect of our society, and women often bore the heaviest burdens both professionally and in their family life; and

**WHEREAS**, One in three jobs held by women has been designated essential; and

**WHEREAS**, According to a New York Times analysis of census data crossed with the federal government's essential worker guidelines, more than two-thirds of the workers at grocery store checkouts and fast-food counters are women; and

**WHEREAS**, Women make up nearly nine out of 10 nurses and nursing assistants, a majority of respiratory therapists and pharmacists, and an overwhelming majority of pharmacy aides and technicians; and

**WHEREAS**, These essential workers put their own lives at risk during the height of the pandemic to ensure access to food, medicine and countless other necessities of life that helped carry us through the darkest days of the pandemic; and

**WHEREAS**, Millions of female essential workers accomplished this despite the additional family pressures associated with motherhood, including caring for and educating children who were required to stay home as schools and day cares closed; and

**WHEREAS**, Sixty percent of Local Health Departments (LHDs) in New York are led by women; and

**WHEREAS**, Public health officials were the leaders of the local health response to COVID-19 and worked around the clock for the last year to provide the public with reliable information about the virus, administer mass testing and tracing operations, and manage the distribution of vaccines to vulnerable populations; and

**WHEREAS**, They did this work at great personal sacrifice, enduring immense personal and professional stress as the public face of necessary, but often unpopular social distancing measures; and

**WHEREAS**, Their courage, dedication, and leadership undoubtedly saved countless lives and helped place New York State on a trajectory to recovery; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors resolves to observe the month of March as **WOMEN'S HISTORY MONTH**

March 9, 2021

and to hereby honor the contributions of women, past and present, to our state.

**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 3:25 PM with a rap on his desk.*

\*\*\*\*\*

Respectfully submitted,

**Cheryl J. Ketchum**

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

Clerk to the Board

## REGULAR SESSION

(April 13, 2021)

Tuesday

2:30 PM

The regular session of the Wyoming County Board of Supervisors was held at the Wyoming County Government Center in the Board of Supervisors' Chambers located at 143 North Main Street, Warsaw, New York with all Supervisors present (Supervisors Leuer, T/Middlebury and Jacoby, T/Wethersfield participated via Zoom); 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>.

Also present were County Attorney Jim Wujcik Budget Officer, Janis Cook and Clerk to the Board, Cheryl Ketchum.

### Call to Order ~

- At 2:31 PM Chairwoman Ryan, T/Warsaw, called the meeting to order.

### Pledge of Allegiance to the Flag ~

- The Pledge of Allegiance was led by Wyoming County Sheriff G. Rudolph

### Opening Prayer ~

- Rev. Mack Bixby, via Call-In

### Communications ~

- 03/30/2021 Correspondence from Senator Gallivan and 03/31/2021 Correspondence from NYSAC Exe. Dir. Stephen Acquario
  - Both acknowledging receipt of Resolutions Nos. 21-108 & 21-111
- NYSAC Photo Contest

### Open Public Hearing ~

- Community input on a grant application from the New York State Housing Trust Fund Corporation as represented by the New York State Office of Community Renewal through the Community Development Block Grant Program
  - For the financing of a Microenterprise Grant Program to provide grants to small businesses located in or will locate to Wyoming County

### Moment of Silence ~

April 13, 2021

- *In memory of Judy Strathearn, former 40+ year employee at the Department of Social Services*

#1

**RESOLUTION NO. 21-140**  
**(April 13, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**FUNDS TRANSFERRED TO VARIOUS 2021 ACCOUNTS**

**BE IT RESOLVED**, That funds are hereby transferred to the various 2021 accounts as follows:

<b>County Insurance</b>			
<b>From:</b> 05.58.1710.4.41604 Firemen Physical <b>To:</b> 05.58.1710.1.10601 Unused Benefit Time <b>Reason:</b> To cover payout of accrued vacation time to retired employee.	\$15,593.29	\$15,593.29	
<b>County Insurance Total</b>			<b>\$15,593.29</b>
<b>CIP</b>			
<b>From:</b> 12.61.1620.2.21022 Highway CIP Project <b>To:</b> 12.61.9950.9.99004 Interfund Transfer CIP <b>Reason:</b> To close out the Highway CIP Roofing/Spray Foam Project and return funds to CIP general account.	\$37,533.49	\$37,533.49	
<b>CIP Total</b>			<b>\$37,533.49</b>

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

#2

**RESOLUTION NO. 21-141**  
**(April 13, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**FUNDS APPROPRIATED TO VARIOUS 2021 ACCOUNTS**

**BE IT RESOLVED**, That funds are hereby appropriated to the various 2021 accounts as follows:

<b>Planning</b>			
<b>To:</b> 01.42.6421.4.42493 Special Econ Dev Project w/01.11.6421.3089 State Aid <i>w/any funds available</i> <b>Reason:</b> To cover expenses associated with the NYS Ag and Farmland Protection Planning Grant. This requires a \$10K cash match.	\$60,000.00	\$50,000.00 \$10,000.00	
<b>Planning Total</b>			<b>\$60,000.00</b>



<b>Board of Elections</b>			
<b>To:</b> 01.34.1450.2.20201 Computer Equipment 01.34.1450.4.42482 Cyber Security Grant w/01.11.1450.3089 Other State Aid <b>Reason:</b> Appropriate grant funds.	\$2,100.00 \$17,964.28	\$20,064.28	
<b>Board of Elections Total</b>			<b>\$20,064.28</b>
<b>Mental Health</b>			
<b>To:</b> 01.38.4326.4.42306 MH Dwyer Funding - Other w/01.11.4326.3490 MH Dwyer State Aid <b>Reason:</b> Funding for Dwyer Veteran Peer-to-Peer Services.	\$26,250.00	\$26,250.00	
<b>Mental Health Total</b>			<b>\$26,250.00</b>
<b>Public Health</b>			
<b>To:</b> 01.38.4010.1.10101 CSEA 01.38.4010.1.10201 PT All Contracts 01.38.4010.1.10202 Temporary 01.38.4010.1.10301 All OT (FT/PT) 01.38.4010.1.10302 OT - Schedule S&D 01.38.4010.1.10502 On Call Pay 01.38.4010.4.42499 COVID CFDA Grant 01.38.4010.8.83001 FICA 01.38.4010.8.85001 Medicare FICA w/01.12.4010.448999 COVID CDFA Grant Rev <b>Reason:</b> Appropriate 2021 portion of Federal Grant Award to aid in COVID-19 enhanced detection. Approved by Res. #20-355 on 9/8/2020.	\$91,000.00 9,000.00 17,000.00 18,100.00 3,000.00 6,500.00 7,000.00 9,000.00 2,100.00	\$162,700.00	
<b>Public Health Total</b>			<b>\$162,700.00</b>
<b>Buildings and Grounds</b>			
<b>To:</b> 01.34.1620.1.10101 FT CSEA 01.34.1620.8.89001 Med Hosp Ins 01.34.1620.8.89002 Health Reim Acnt Employee 01.34.1620.8.89003 Health Admin Exp 01.34.1620.8.83001 FICA 01.34.1620.8.85001 Medicare 01.34.1620.8.82002 CSEA Disability w/ <i>any funds available</i> <b>Reason:</b> To cover the wages and fringe of two new employees.	\$13,500.00 12,660.00 5,000.00 84.00 837.00 196.00 83.00	\$32,360.00	
<b>Buildings and Grounds Total</b>			<b>\$32,360.00</b>
<b>Emergency Services</b>			
<b>To:</b> 01.37.3645.2.23001K Motor Vehicle w/01.12.3645.43890K Federal Aid SHSP 2019 <b>Reason:</b> To appropriate unspent FY2019 SHSP grant fund balance.	\$16,753.50	\$16,753.50	
<b>To:</b> 01.37.3645.2.23001L Motor Vehicle 01.37.3645.4.40510L Parts/Supplies 01.37.3645.4.41410L Software 01.37.3645.4.40301L Professional Service 01.37.3645.4.42102L Safety Expense w/01.12.3645.43890L Federal Aid SHSP 2020 <b>Reason:</b> To appropriate unspent FY2020 SHSP grant fund balance.	\$19,427.36 9,000.00 3,342.00 3,342.00 15,006.64	\$50,118.00	
<b>Emergency Services Total</b>			<b>\$66,871.50</b>

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

Ms. Brunner, T/Java, Chairman of the Audit Committee, presented the approved payment of bills totaling **\$2,010,649.41** for the month of **March 2021**. No further action is required.

*There was a motion by Mrs. King, T/Pike, to combine resolutions #3 through #7. Hearing no objection, resolution titles only were read. Chairwoman Ryan requested Clerk Ketchum read Res. #4 in its entirety.*

#3

**RESOLUTION NO. 21-142  
(April 13, 2021)**

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

**RESOLUTION REQUESTING ENACTMENT OF CIVIL SERVICE  
REFORMS**

**WHEREAS**, Following the tragic death of Mr. George Floyd and the call for reforms to policing in subsequent days, Governor Andrew M. Cuomo signed Executive Order 203 (E.O. 203), the “New York State Police Reform and Reinvention Collaborative”; and

**WHEREAS**, As counties continue to develop plans in the spirit of this executive order through community engagement and stakeholder involvement, a series of civil service reforms are necessary to effectuate meaningful reform; and

**WHEREAS**, The New York State Department of Civil Service, an institution first created in 1883, mission is “to build tomorrow’s workforce today by promoting a diverse, inclusive and talented workforce”; and

**WHEREAS**, County government wants to partner with the Department of Civil Service to advance this mission; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors encourages the Governor and State Legislature to implement the following civil service reforms:

- Ease the “rule of three” for appointments. The state should consider a simple pass/fail test for deputy sheriffs, correction officers, public safety telecommunicators and police officers. If this is unachievable, the state should consider band scoring to a wider band than 5 points to allow for a more robust pool of eligible applicants.

- Ease or suspend the restrictions on hiring former police officers as it applies to Section 58 (4) CSL.
- Ease the restrictions on hiring part-time police officers, especially retired members or retired troopers on a non-competitive basis. Forcing retired state troopers to have to take a civil service test is unreasonable, especially for a 209-V GML peace officer position.
- Reform civil service rules and regulations to ensure reasonable probationary periods for all transferees of at least six months.
- Reform civil service rules and regulations to ensure that a previous test disqualification should prevent an individual from re-taking a test for a period of time.
- Grant counties the authority to enact “continuous recruitment” options for correction officers. The state already has continuous recruitment for state correctional officers at DOCCS facilities.

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:**

**#4**

**RESOLUTION NO. 21-143**  
**(April 13, 2021)**

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

**RESOLUTION OF PRAISE AND THANKS TO OUR COUNTY  
EMPLOYEES, BRAVELY AND SELFLESSLY FIGHTING COVID-19  
AND PROVIDING LIFE SAVING SERVICES**

**WHEREAS**, In 2020 our Nation was met with the COVID-19 pandemic, requiring immediate public service action in order to save lives; and

**WHEREAS**, New York was unfortunately the epicenter of this pandemic, causing, to date, over 42,000 deaths of our residents; and

**WHEREAS**, This number of deaths would have been considerably higher but for the relentless efforts of our local government employees; and

**WHEREAS**, In March 2020 the Governor signed multiple Emergency

April 13, 2021

Orders requiring all but “essential employees” to no longer report to in-field work; and

**WHEREAS,** New Yorker’s all became aware of just how “essential” New York County employees are as they stepped up throughout the pandemic, continuing to deliver life saving measures to the general public at great personal risk; and

**WHEREAS,** Throughout the pandemic, it was local county health officials that gave direction, educated the public on safety and went into the field to provide testing, sample collection and vaccinations; and

**WHEREAS,** Our county public safety officers continued to work throughout the pandemic, fighting the virus on the frontline as well as continue to provide in the field protection to those in need; and

**WHEREAS,** Our county leaders worked endless hours, both overseeing and directing our public employees during the fight, to making daily public conferences providing their residents with timely safety information and providing a sense of calm to the public; and

**WHEREAS,** All county employees that did not directly fight COVID-19 pandemic still stepped up and helped the fight by continuing to provide non-COVID related public services that our residents rely on and make our society function, including but not limited to-social services, Medicaid, mental health, public health and safety, judiciary (both criminal and civil), DMV, election workers, and veteran services; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors calls out a special thank you to all our county employees who selflessly put the public needs first, saved lives and proved just how valuable public service can be; 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:**

#5

**RESOLUTION NO. 21-144**  
**(April 13, 2021)**

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

**RESOLUTION IN SUPPORT OF NEW YORK STATE SENATE BILL**

Regular Session

**S.04484 AND NEW YORK STATE ASSEMBLY BILL A.06183,  
AMENDING THE TAX LAW RELATING TO AUTHORIZING THE  
COUNTY OF WYOMING TO IMPOSE A COUNTY RECORDING TAX  
ON OBLIGATIONS SECURED BY A MORTGAGE ON REAL  
PROPERTY, IN RELATION TO THE EXPIRATION THEREOF**

**WHEREAS**, A precedent has been set in previous legislation, which was signed into law that includes a specific date when the law expires. This bill specifically states that Chapter 185 of the Laws of 2005, amending the tax law relating to authorizing the county of Wyoming to impose a county recording tax on obligations secured by a mortgage on real property, as amended by chapter 142 of the laws of 2018, shall expire November 30, 2021; and

**WHEREAS**, Senate Bill S.04484 and Assembly Bill A.06183 have been introduced into the New York State Senate and Assembly respectively to amend the tax law in relation to the expiration thereof; and

**WHEREAS**, Pursuant to Article IX of the Constitution of the State of New York it is necessary for this legislature to enact a Home Rule Request for the passage of said legislation; now therefore,

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors hereby approves and encourages the adoption and passage of said Senate Bill S.04484 and Assembly Bill A.06183 entitled “*An Act to amend chapter 185 of the laws of 2005, amending the tax law relating to authorizing the County of Wyoming to impose a county recording tax on obligations secured by a mortgage on real property, in relation to the expiration thereof,*” and hereby declares that a necessity exists for the passage of such bills in that the local legislative body of the County of Wyoming does not have the power to enact such legislation by local law; and be it

**FURTHER RESOLVED**, That a Home Rule Request be submitted to the Senate and Assembly of the New York State Legislature indicating that the necessity exists for the enactment of said legislation.

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

**#6**

**RESOLUTION NO. 21-145  
(April 13, 2021)**

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

April 13, 2021

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH THE  
WARSAW PENNYSAVER ON BEHALF OF THE BOARD OF  
ELECTIONS**

**BE IT RESOLVED** That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with the *Warsaw Pennysaver*, 72 North Main Street, Warsaw, NY 14569 on behalf of the Board of Elections. Said contract is for the processing and mailing of annual Mail Check Cards in an amount not to exceed six thousand two hundred seventy-seven dollars and ninety-eight cents (\$6,277.98); effective April 12, 2021 through completion.

Contingent upon the availability of funds.

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

#7

**RESOLUTION NO. 21-146  
(April 13, 2021)**

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

**RESOLUTION TO AMEND AND RESTATE THE COUNTY OF  
WYOMING 457 DEFERRED COMP PLAN DOCUMENT**

**WHEREAS**, The New York State Deferred Compensation Board (the “*Board*”), pursuant to Section 5 of the New York State Finance Law (“*Section 5*”) and the Regulations of the New York State Deferred Compensation Board (the “*Regulations*”), had promulgated the Plan Document of the Deferred Compensation Plan for Employees of the County of Wyoming (the “*Model Plan*”) and offers the Model Plan for adoption by local employers;

**WHEREAS**, The County of Wyoming, pursuant to Section 5 and the Regulations, has adopted and currently administers the Model Plan known as the Deferred Compensation Plan for Employees of the County of Wyoming;

**WHEREAS**, Effective December 11, 2020, the Board amended the Model Plan to adopt provisions

- Including provisions related to the Setting Every Community Up for Retirement Enhancement (*SECURE*) Act of 2019; which extends the required start date for Required Minimum Distributions (*RMD*) to begin at the age of 72, changes the RMD rules for beneficiaries, creates new categories of beneficiaries, includes ability for plan sponsors to reduce the in-service distribution age from 70 ½ to as low as 59 ½,

allows for in-service withdrawals for the birth or adoption of a child up to \$5,000.

- Including provisions related to the Coronavirus Aid, Relief, and Economic Security (CARES) act of 2020; which waived RMDs for the calendar year of 2020, allowed for in service distributions of up to \$100,000 to qualified individuals no later than December 31, 2020, allowed for loans up to \$100,000 to qualified individuals (up to 100% of the account value), and allowed for deferment of plan loan repayments for one year for qualified individuals.

And,

**WHEREAS**, The Board has offered for adoption the amended and restated Model Plan to each Model Plan sponsored by a local employer in accordance with the Regulations; and

**WHEREAS**, Upon due deliberation, the County of Wyoming has concluded that it is prudent and appropriate to amend the Deferred Compensation Plan for Employees of the County of Wyoming by adopting the amended Model Plan; now therefore

**BE IT RESOLVED**, That the County of Wyoming hereby amends the Deferred Compensation Plan for Employees of the County of Wyoming by adopting the amended Model Plan effective 01/01/2021, including the optional provisions selected in Schedules A and B, in the form attached hereto as Exhibit A.

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

*Supervisor Brick, T/ Perry took a moment to also recognize all the Wyoming County volunteers who also bravely and selflessly fought the COVID-19 pandemic.*

*There was a motion by Ms. Grant, T/Bennington to combine resolutions #8 through #17. Hearing no objection, resolution titles only were read.*

**#8**

**RESOLUTION NO. 21-147  
(April 13, 2021)**

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

**RESOLUTION URGING THE GOVERNOR AND LEGISLATURE TO  
INVEST MORE STATE RESOURCES IN TRAINING COUNTY**

April 13, 2021

**OFFICIALS TO COMPLY WITH RECENTLY ENACTED MEDICAID  
LONG-TERM CARE CHANGES AND ALSO PROVIDE INCENTIVES  
TO ADDRESS THE SEVERE DEFICIT OF QUALIFIED HOME  
HEALTH CARE PROFESSIONALS IN UPSTATE NEW YORK**

**WHEREAS,** New York state has enacted substantial reforms to its Medicaid program to ensure future cost growth remains within state law limits; and

**WHEREAS,** A large share of these Medicaid changes are directed at modifying administration of long-term care services, as well as implementing eligibility and beneficiary limits for these Medicaid services; and

**WHEREAS,** These changes include instituting an eligibility Lookback Period of 30 months; the 30-month period immediately preceding the date that such non-institutionalized individual applies for Medicaid coverage of long-term care services; and

**WHEREAS,** The Governor and Legislature enacted statutory reforms almost a decade ago to streamline the administration of Medicaid, with a goal of improving uniformity and enhancing accountability through a gradual state takeover of all local Medicaid administrative functions; and

**WHEREAS,** Counties have been operating under the direction of the state to reduce local Medicaid staffing and personnel in preparation of the state takeover of these functions, which is now three years overdue and placed on an indefinite pause; and

**WHEREAS,** Since asset and income lookback for potential recipients comprise one of the most labor-intensive and complex eligibility and administrative functions in the entire Medicaid program, this will require in depth regional training, frequent ongoing dialogue requiring support from desk guides, administrative directives and other technology tools; and

**WHEREAS,** Other reforms include changing eligibility criteria for Personal Care Services (PCS), the Consumer Directed Personal Assistance Program (CDPAS) and eligibility criteria for enrollment in Medicaid managed long term care partial plans; and

**WHEREAS,** These proposals would change the current eligibility criteria for individuals to receive PCS and CDPAS as a Medicaid benefit, transfer rules will be applied to services provided through managed long care and fee-for-service, but exclude services provided through mainstream managed care; and



**WHEREAS,** These changes will require all local district staff to have a far greater understanding of complex financial instruments and the need to provide more comprehensive health care needs assessments; and

**WHEREAS,** The changes to eligibility for Personal Care could lead to Level 1 services being eliminated from Medicaid and shifting these services to county adult protective services requiring a local cost share of 51 percent, representing a significant cost shift to county taxpayers; and

**WHEREAS,** Recent state law changes are creating two different worlds for accessing Medicaid services, one for those that might be financially eligible and one for those that can afford their own legal team to force their way into being eligible for Medicaid through a variety of mechanisms including avoiding any fiscal responsibility through legal maneuvers; and

**WHEREAS,** COVID has changed the demand for homecare even more, with clients and their families preferring to receive care in their own homes rather than in nursing homes; and

**WHEREAS,** Upstate New York has not been able to attract enough support and professional health care staff to fulfill these needs before COVID, with the new system changes only exacerbating an already desperate situation; and

**WHEREAS,** The Governor's budget recommendation for state fiscal year 2022 proposes to cut funding for health care workforce recruitment and retention; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors calls on the Governor and Legislature to ensure the state provides timely and comprehensive training for local district staff by April 1, 2021; and be it

**FURTHER RESOLVED,** The state needs to invest resources now, not cut them, to ensure families and individuals can find qualified home health care aides and professionals in Upstate New York; and be it

**FURTHER RESOLVED,** Counties should be granted immunity for any fiscal penalties, that could reach 100 percent of all costs, for errors that are governed by state policy that has become vastly more complicated under new statutory changes in the face of a failure by the state to takeover local Medicaid administrative functions as required under state law; 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

April 13, 2021

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: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #9**

**RESOLUTION NO. 21-148**  
**(April 13, 2021)**

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

**RESOLUTION SUPPORTING RIGHTS WHILE INTERACTING WITH  
POLICE CAMPAIGN**

**WHEREAS,** In the interest of inclusion, more of our children with special needs are living in the community as well as attending schools with mainstreaming components; and

**WHEREAS,** Those children with special needs who may exhibit emotional and behavioral disturbances must be handled with understanding, insight, and compassion; and

**WHEREAS,** It is in the interest of children and their parents to understand their need for safety and security as well as their rights and protections; now therefore

**BE IT RESOLVED,** The state shall implement a multilingual “Know Your Rights” initiative geared toward high risk, behavioral middle and high schoolers with special needs and their guardians; and be it

**FURTHER RESOLVED,** That such initiative assists caregivers or guardians of students with emotional or behavioral disturbances in identifying law enforcement, their role and the students’ rights as a minor in the event of an encounter with law enforcement; and be it

**FURTHER RESOLVED,** This initiative should also provide information to behavioral supports within communities for caregivers and children as well as rights of detained minors with special needs; 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: 1561   Noes:   Absent: 38 (Wethersfield)   Abstain: #10**

**RESOLUTION NO. 21-149  
(April 13, 2021)**

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

**RESOLUTION URGING THE GOVERNOR AND STATE  
LEGISLATURE TO PASS ASSEMBLY BILL A.2962 RELATED TO  
INSURANCE COVERAGE OF EARLY INTERVENTION SERVICES**

**WHEREAS**, Loopholes in the current reimbursement structure for Early Intervention (EI) allow commercial insurance providers to deny claims for otherwise covered services for reasons such as duration of the condition, location of service, or use of participating providers; and

**WHEREAS**, All authorized early intervention services are established after a multi-disciplinary evaluation, and with the concurrence of providers, municipalities, and families in the Individualized Family Services Plan (IFSP); and

**WHEREAS**, Despite the rigorous IFSP process, commercial insurers may assess whether a prescribed service is medically necessary before preauthorizing the service or authorizing payment for the service, creating a significant administrative burden for EI providers; and

**WHEREAS**, Children enrolled in the EI program receive medically necessary services for conditions ranging from short-term, acute diagnoses to chronic, life-long diagnoses; and

**WHEREAS**, EI is a family centered program and services are meant to be provided in the most natural environment for the child and family, including a family's home; and

**WHEREAS**, Families utilize EI providers who are contracted with the New York State Department of Health, regardless of the provider's status as an in-network insurance provider; and

**WHEREAS**, The current law in New York State continues to permit commercial insurers to reject reimbursement claims or only partially reimburse claims submitted by EI service providers; and

April 13, 2021

**WHEREAS,** EI consumes a large and growing percentage of local budgets, with the cost of EI often dominating that of any other single public health program; and

**WHEREAS,** While public insurance programs, such as Medicaid, typically reimburse for up to 70% of EI claims, commercial insurance only pays approximately 16% of EI claims submitted annually, shifting their responsibility for reimbursement to state and local taxpayers; now therefore,

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors calls on the Governor and State Legislature to pass legislation to ensure that no insurer shall deny payment of an EI claim based on the location where services are provided, the duration of the child's condition, or that the provider of services is not a network or participating provider; and be it

**FURTHER RESOLVED,** Where an EI service is covered under the commercial insurance policy or contract, the individualized family services plan, upon certification by the early intervention official, shall be sufficient to meet any precertification, preauthorization, or medical necessity requirements imposed on benefits under the policy or contract; and be it

**FURTHER RESOLVED,** Payment for an EI service covered by an insurance policy shall be reimbursed at rates established by the commissioner of health; 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: 1561   Noes:   Absent: 38 (Wethersfield)   Abstain: #11**

**RESOLUTION NO. 21-150  
(April 13, 2021)**

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

**RESOLUTION URGING THE GOVERNOR AND STATE  
LEGISLATURE TO ADJUST THE EARLY INTERVENTION RATE  
STRUCTURE TO IMPROVE ACCESS TO THESE SERVICES FOR  
CHILDREN WHO LIVE IN POVERTY AND RURAL AREAS**

Regular Session

**WHEREAS,** The structure of the Early Intervention rate methodology promotes inequitable availability of Early Intervention services in New York City and New York State; and

**WHEREAS,** Because Early Intervention rates are set for entire counties, and there are no requirements in the New York State Early Intervention Provider Agreement for providers to serve the entire county that they have identified in their catchment area, providers are free to choose which neighborhoods to provide Early Intervention services in; and

**WHEREAS,** Since the rates are flat across each county, there is no incentive for providers to serve children in poverty, children who live in rural areas, or communities of color; and

**WHEREAS,** The current structure of the Early Intervention methodology promotes unequal availability of Early Intervention services in New York City and New York State; now therefore,

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors calls on the Governor and State Legislature to allocate State funding for a 5 percent rate increase for services provided to children in census tracts where the percentage of the population below poverty is 20 percent or higher and in areas that require service providers to travel excessive amounts of time as identified by greater than 30 minutes in between provider sessions to provide services for children; and be it

**FURTHER RESOLVED,** Any provider rate increase will be administered using State funding to ensure localities are not subject to additional EI program expenses; and be it

**FURTHER RESOLVED,** That the Clerk to the Board shall forward copies of this resolution to Governor 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: 1561   Noes:   Absent: 38 (Wethersfield)   Abstain: #12**

**RESOLUTION NO. 21-151**  
**(April 13, 2021)**

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

April 13, 2021

**RESOLUTION CALLING ON THE GOVERNOR AND STATE  
LEGISLATURE TO NOT SHIFT MORE COSTS TO COUNTIES AND  
NEW YORK CITY FOR STATE CONTROLLED SOCIAL  
SERVICE PROGRAMS**

**WHEREAS,** Over the last decade the state has devolved away from their historic and constitutional responsibilities of providing social services and support for low-income families and individuals, as demonstrated through significant reductions in state financial support for these programs, thereby shifting costs to counties and New York City; and

**WHEREAS,** These state funding shifts have increased county and New York City social services costs by hundreds of millions of dollars annually because the state requires that all services still be provided in full, sometimes including added or more comprehensive service levels, but with less state resources; and

**WHEREAS,** The State, with the onset of the COVID pandemic, has resorted to cutting Aid to Localities spending across the board, five percent in state fiscal year 2021 and at least five percent in state fiscal year 2022; and

**WHEREAS,** New York City has been targeted with additional social services and public health cost shifts by the state that have increased the City's costs by at least \$300 million more each year, on top of the other cuts mentioned; and

**WHEREAS,** The steady pullback in State funding support has been expansive and includes cuts to child welfare, adoption subsidies, food stamp administration, Family Assistance, Safety Net, youth detention and treatment, and foster care; and

**WHEREAS,** In state fiscal year 2022 the proposed budget would expand state funding cuts to nearly every social service program the state requires counties and New York City to fund; and

**WHEREAS,** The net effect of these practices is that it forces local property taxes to be higher than they should because of the additional costs borne by counties and New York City; and

**WHEREAS,** Most other states do not require counties to fund such a large share of public assistance costs; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors calls on the Governor and State Legislature to not impose new social services

cost shifts on counties and to place social services programs at the top of the list when restorations are made; and be it

**FURTHER RESOLVED**, The state should focus on reforming their social service programs by prioritizing employment as a key to achieving self-sufficiency and long-term independence for residents receiving Family Assistance and Safety Net Assistance; and

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

**RESOLUTION NO. 21-152  
(April 13, 2021)**

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

**RESOLUTION CALLING ON THE GOVERNOR TO COMPLETE  
AFFORDABLE CARE ACT ENHANCED FEDERAL MEDICAID  
ASSISTANCE PERCENTAGE RECONCILIATIONS THAT ARE  
YEARS OVERDUE AND IMMEDIATELY RELEASE THE FEDERAL  
FUNDS OWED TO COUNTIES AND NEW YORK CITY**

**WHEREAS**, The Funding to support the Medicaid program is provided by a combination of federal, state and local resources; and

**WHEREAS**, The state requires the counties and New York City to contribute \$7.6 billion annually to pay for the federal and state defined and controlled program; and

**WHEREAS**, The locally required share of Medicaid funding paid in New York is the highest of any state in the country; and

**WHEREAS**, This large local funding share for Medicaid and other state programs is a major contributor to New York's high local tax burden compared to other states; and

April 13, 2021

**WHEREAS,** Under the Affordable Care Act the federal government provided an enhanced Medicaid matching share (eFMAP), which has saved New York state billions of dollars; and

**WHEREAS,** The state is required under federal law to share these savings with counties and New York City based on the proportionate share localities pay of the nonfederal match; and

**WHEREAS,** The state has utilized a methodology that provides 80 percent of these estimated federal savings to counties in the year the costs accrue; and

**WHEREAS,** The balance of savings owed to counties is supposed to be reconciled annually to ensure the withheld savings are transferred to county budgets and local taxpayers, as well as meeting the intent of federal law; and

**WHEREAS,** The last completed reconciliation was for state fiscal year 2015-16; and

**WHEREAS,** This leaves reconciliations four years behind the normal schedule, with more than \$800 million in federal funds being withheld from counties and New York City, by NYSAC estimates; and

**WHEREAS,** By not providing these federal funds it requires counties and New York City to reserve funds locally to make up for the loss, meaning local taxes have been kept higher than they need to be over multiple years, or local services had to be scaled back or eliminated; and

**WHEREAS,** In the years leading up to the last completed eFMAP reconciliation, counties were provided an estimate of their coming year Medicaid costs by September, in time to incorporate the savings in their budgets, which ceased when regular reconciliations ended; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors urges the Governor to complete these unfinished reconciliations as soon as possible and to provide counties and New York City a full accounting of the federal funds owed, and to take immediate steps to release the funds to localities; and be it

**FURTHER RESOLVED,** The state should also renew its practice of providing timely notice to counties of coming year Medicaid costs so we can appropriately budget those savings for local taxpayers and to preserve highly desired quality of life services provided locally; 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: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #14**

**RESOLUTION NO. 21-153**  
**(April 13, 2021)**

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

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

**BE IT RESOLVED**, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign a grant application and acceptance award with the *New York State Office for the Aging*, 2 Empire State Plaza, Albany, NY 12223-1251 on behalf of Wyoming County Office for the Aging. Said grant is funding for Titles III-B, III-C-1, OOO-C-2, III-D, III-E, EISEP, CSE, CSO, WIN, Unmet Need, HIICAP and Transportation in a minimum amount of six hundred fifty-five thousand eight hundred seventy-one dollars (\$655,871.00); effective January 1, 2021 through March 31, 2022.

Contingent upon the availability of funds.

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

**RESOLUTION NO. 21-154**  
**(April 13, 2021)**

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

**CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED  
TO SIGN A GRANT APPLICATION AND ACCEPTANCE AWARD  
WITH THE NEW YORK STATE OFFICE OF TEMPORARY AND  
DISABILITY ASSISTANCE - HOUSING DEVELOPMENT DIVISION;**

April 13, 2021

**CARES ACT EMERGENCY SOLUTIONS GRANT (ESG) ON BEHALF  
OF THE DEPARTMENT OF SOCIAL SERVICES**

**BE IT RESOLVED**, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign a grant application and acceptance award with the *New York State Office of Temporary and Disability Assistance – Housing Development Division; Cares Act Emergency Solutions Grant (ESG)*, 40 North Pearl Street, Albany, NY 12243 on behalf of the Department of Social Services. Said grant funding to help fund temporary housing for the homeless, rental assistance, utility arrears, security deposit and equipment to track same in a minimum amount of one hundred seventy thousand three hundred sixty-seven dollars (\$170,367.00); effective March 7, 2021 through September 30, 2022.

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

**RESOLUTION NO. 21-155  
(April 13, 2021)**

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

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

**BE IT RESOLVED**, That the Chairman of this Board and Commissioner of Social Services, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, are hereby authorized and directed to sign a welfare management system contract with *Sara Smith*, 95 Park Road East, Castile, NY 14427 on behalf of the Department of Social Services. Said contract to provide childcare services in variable amounts depending on the services provided; effective February 18, 2021 through December 31, 2021.

Contingent upon the availability of funds.

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

**RESOLUTION NO. 21-156  
(April 13, 2021)**

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

## **CHILD ABUSE/NEGLECT PREVENTION MONTH PROCLAIMED**

**WHEREAS**, Child abuse is a complex and ongoing problem in our society, affecting great numbers of children in Wyoming County; and

**WHEREAS**, Every child is entitled to be loved, cared for, nurtured and secure, and to be free from verbal abuse, sexual abuse, emotional and physical abuse and neglect; and

**WHEREAS**, Wyoming County faces a continuing need to support community-based programs to prevent child abuse and neglect; and

**WHEREAS**, It is the responsibility of every adult who comes in contact with a child to protect that child's inalienable right to a safe nurturing childhood; and

**WHEREAS**, Wyoming County has dedicated individuals and organizations who work daily to counter the problem of child abuse and neglect and to help parents obtain assistance they need; and

**WHEREAS**, Our County is stronger when all citizens become aware of child abuse and neglect prevention and become involved in supporting parents to raise their children in a safe, nurturing environment; and

**WHEREAS**, Wyoming County residents celebrate children, this county's greatest resource and the community leaders of tomorrow; now therefore

**BE IT RESOLVED**; That the Board of Supervisors do hereby proclaim the Month of April 2021 as **CHILD ABUSE AND NEGLECT PREVENTION MONTH** in Wyoming County and commend this observance to the citizens of this county.

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

*The proclamation was read by Supervisor Grant, T/Bennington who acknowledged everyone at the department of Social Services, the District Attorney's office, the Sheriff's Dept. and all the employees who work hard to protect the children in Wyoming County.*

*There was a motion by Mr. Davis T/Covington to combine resolutions #18 through #23. Hearing no objection, resolution titles only were read.*

**#18**

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**RESOLUTION NO. 21-157**  
**(April 13, 2021)**

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

**PROPOSED RESOLUTION REQUESTING THE GOVERNOR  
PROVIDE FULL RESTORATION OF OMH, OASAS AND OPWDD  
STATE AID**

**WHEREAS**, The Local Governmental Units (LGUs)/Directors of Community Services (DCSs) have specific responsibilities and authority under the Local Services provisions of Article 41 of the NYS Mental Hygiene Law (MHL) for planning, development, implementation, and oversight of services to adults and children in their counties affected by mental illness, addiction, and intellectual/developmental disabilities (I/DD); and

**WHEREAS**, All LGUs provide oversight and statutory responsibility to assure access to not only clinic services but a comprehensive array of mental health, addiction and developmental disability services to those in need; and

**WHEREAS**, County governments are experiencing financial devastation as a result of the COVID-19 virus, which has severely impacted the ability of LGUs to meet their statutory responsibilities; and

**WHEREAS**, To offset State fiscal deficits due to the pandemic, the Division of Budget (DOB) initiated 20 percent funding withholds on essential State Aid funding to the Local Governmental Units (LGUs) and the FY 2022 Executive Budget proposal recommends permanent 5 percent cuts, along with hundreds of millions of dollars in additional state funding cuts, while requiring counties to expanded services mandated by the state with no additional fiscal support; and

**WHEREAS**, This reduction in funding has led to severe impacts on access, capacity, and the delivery of behavioral health services in the community at a time when mental health and addiction services needs have never been higher; and

**WHEREAS**, The LGUs/DCSs have reported increases to inpatient/outpatient needs, calls to crisis services lines, homelessness, overdose deaths, addiction relapse, and suicide attempts; and

**WHEREAS**, If these withholds were to become permanent cuts the local service system will face devastating consequences as adequate State Aid is linked to well-established and vetted needs identified by each county; and

**WHEREAS,** The New York State Conference of Local Mental Hygiene Directors is looking to the State for partnership and financial assistance to sustain the mental health care system in order to meet the growing needs of our communities in response to COVID-19 and the anticipated long-term mental health impact of the pandemic and corresponding Stressors; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors calls on the Governor to restore the previously withheld State Aid to the LGUs and commit to fully funding LGU State Aid going forward so that they may preserve their statutory responsibility to effectively plan for and facilitate essential safety-net programming that our most vulnerable residents, their families and the communities rely on each and every day; 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:    #19**

**RESOLUTION NO. 21-158**  
**(April 13, 2021)**

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

**RESOLUTION IN SUPPORT OF RESTORING STATE FUNDING TO  
LOCAL HEALTH DEPARTMENTS FOR RABIES HUMAN POST-  
EXPOSURE PROPHYLAXIS**

**WHEREAS,** Rabies is a deadly zoonotic disease, with a 99.9% fatality rate in humans if left untreated; and

**WHEREAS,** Rabies post-exposure prophylaxis should be authorized and provided as soon as possible after exposure to an animal that is known to be rabid or is a high-suspect for rabies; and

**WHEREAS,** New York State Public Health Law Section 2145 states that, “The county health authority is responsible for the services and expenses necessary for the suppression of human rabies”; and

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**WHEREAS,** These activities include assuring that individuals exposed to rabies receive treatment at no cost and providing mandatory quarterly free rabies clinics for cats, dogs, and domesticated ferrets; and

**WHEREAS,** The 2021-22 executive budget proposal eliminates state funding that supported costs for authorized rabies treatment not covered by third party insurance; and

**WHEREAS,** Rabies expenses can be unpredictable from year to year, based on the number of exposures; and

**WHEREAS,** A single large exposure, such as at a children's camp, or exposures in populations with higher numbers of uninsured individuals can quickly exhaust local budgets for rabies treatment; and

**WHEREAS,** The fatality risk of an untreated rabies exposure means that costs must be covered to assure treatment; and

**WHEREAS,** Third party insurers should be required to cover treatment for rabies exposure; and

**WHEREAS,** Current statute requires both county health authority and insurer approval of treatment; and

**WHEREAS,** County health authority assessment and approval of post-exposure treatment for rabies should suffice for insurers to reimburse for these expenses without further approval; and

**WHEREAS,** Hospital rates for treatment vary significantly, exceeding third party reimbursement rates and placing the burden of the unreimbursed balance on both individuals receiving treatment and localities; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors calls on the Governor and State Legislature to restore funding for rabies program expenses to prior year levels; and be it

**FURTHER RESOLVED,** The Governor and Legislature enact reforms to current public health law to reduce local and state taxpayer costs by increasing maximization of third-party insurance payments for post exposure rabies treatment; and be it

**FURTHER RESOLVED,** The Governor and Legislature enact reforms to current public health law to require health care providers to accept rates for reimbursement for rabies treatment set by the state Commissioner of Health; 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: #20**

**RESOLUTION NO. 21-159  
(April 13, 2021)**

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

**RESOLUTION FOR ALLOCATING UNRESTRICTED RESOURCES TO  
LOCAL HEALTH DEPARTMENTS TO FORTIFY PROVISION OF  
CORE PUBLIC HEALTH SERVICES AND PREPARE FOR  
IMPLEMENTATION OF EXPANDED  
PUBLIC HEALTH MANDATES**

**WHEREAS**, Local health departments are New York State's partners and operational extensions, working in the forefront of communities, addressing public health issues and serving as the first line of defense against all public health crises by protecting communities and residents; and

**WHEREAS**, Activities led by the 58 local health departments are paramount to our collective ability to achieve Prevention Agenda goals, address health disparities, improve health outcomes and ensure community safety and stability; and

**WHEREAS**, Directors and Commissioners of public health are health strategists within their respective counties, with the unparalleled expertise needed to apply knowledge, bridge competency gaps, lead multi-sector health improvements, and identify vulnerable populations; and

**WHEREAS**, Un- and under-funded public health mandates continue to emerge routinely, including monitoring of contaminants in drinking water, registration of cooling towers, lowering of the elevated blood lead level in children (EBLL), and, most recently, all activities related to the COVID-19 response; and

**WHEREAS**, The state aid share for core public health services has not kept up with growing public health needs, nor has it supported the

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implementation of new and expanded state mandates and has not received an increase in core public health aid in more than six years, nor have they received adequate compensation needed to respond to emerging health issues; and

**WHEREAS,** During the 2020-2021 State Budget Session, New York State became the epicenter of a global pandemic that has required a surge in and restructuring of the existing public health and health care infrastructure to ensure control of the virus and equitable distribution of COVID-19 vaccines; and

**WHEREAS,** New York State is considering policy to legalize regulated cannabis, which, if passed, will lead to increased response including education, surveillance, public awareness, and oversight by local health departments; and

**WHEREAS,** The public health workforce employed within local health departments are first responders, working at the forefront of communities during times of need and when emerging health issues occur, such as COVID-19 response; and

**WHEREAS,** State Budget appropriations for public health spending has been reduced year after year, and new funding streams for emergency response activities are frequently accompanied with stringent federal spending or supplanting restrictions, which impacts how funds can be utilized and reduces flexibility to respond to local community needs; and

**WHEREAS,** As demonstrated during the COVID-19 response, the public health workforce is central to New York State's public health infrastructure yet is dwindling due to public-sector budget restraints, competition, a surplus of workers who are approaching retirement, the inability to recruit new workers in all areas throughout the state - all of which culminate in significant workforce retention challenges; and

**WHEREAS,** New York State does not allow local health departments to recover any of its necessary or fringe expenses for local health department personnel under Article 6, therefore creating a barrier to hiring new staff; and

**WHEREAS,** A thorough assessment of the full fiscal implications of any new policy is crucial if the state desires to maintain the promise made to local taxpayers through the percent state property tax cap and if the state wishes to deliver on new public health promises that they want to implement through state statute and regulations; and

**WHEREAS,** Now, more than ever, is the time for a call to action to evaluate and allocate the resources that are truly needed to further expand public



health and safety infrastructure in New York State, further demonstrating the State's commitment to pass progressive public health policy and thereby protect the residents of New York State; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors joins the New York State Association of County Health Officials (NYSACHO) in calling on the Governor and State Legislature to provide resources, flexibility and support to local health departments within County and New York City Governments by:

- Allocating unrestricted, flexible funding to local health departments so they have the resources needed to respond to threats like COVID-19;
- Restoring article 6 reimbursement to New York City at 36%, the same rate as the rest of the state;
- Extending the Imminent Threat to Public Health declaration as we continue to respond to COVID-19 beyond December 31, 2020;
- Securing the restoration of the 20% withholding that New York State is making on all state reimbursements;
- Providing 100% reimbursement for the first full year of any new and/or significantly expanded public health mandates emerging from law, rule or regulation

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:**  
#21

**RESOLUTION NO. 21-160**  
**(April 13, 2021)**

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

**RESOLUTION FOR EXPANDING VACCINATION ACCESS AND  
REPORTING FOR NEW YORKERS**

**WHEREAS**, Local health departments are New York State's partners and operational extensions, working in the forefront of communities, addressing public health issues and serving as the first line of defense against all public health crises by protecting communities and residents, including COVID-19; and

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**WHEREAS,** New York State does not require the reporting of all adult immunizations administered without consent of the person receiving the vaccine; and

**WHEREAS,** It is challenging to adequately strategize around adult vaccination coverage and reduce disease burden because of a lack of complete vaccination records for adults; and

**WHEREAS,** Enabling decision support through the Citywide Immunization Registry and New York State Immunization Information System (NYSIIS) facilitating targeted outreach to neighborhoods and groups that have low uptake would help ensure equitable access throughout New York City and statewide; and

**WHEREAS,** New York State has some of the most restrictive pharmacist vaccination laws in the country; and

**WHEREAS,** Allowing pharmacists to administer all ACIP-recommended vaccines would improve vaccine coverage in the city and the state for critical vaccines, such as COVID-19, hepatitis A, mumps, meningitis, pertussis, and measles; and

**WHEREAS,** Pharmacists are convenient and trusted community providers who can improve vaccine access, particularly for underserved populations who do not have a primary care provider; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors calls on the Governor and State Legislature to pass legislation that would:

- Codify recent Governor Executive Order and amend NYS Public Health Law §2168 to require health care providers, registered professional nurses, and pharmacists to report to NYS Department of Health, or, for health care providers located in New York City, NYC Department of Health, all adult immunizations administered without consent of the person receiving the vaccine; and
- Expand pharmacist authority to permanently allow pharmacists to administer all immunizations recommended by the Centers for Disease Control Advisory Committee on Immunization Practices (ACIP) to adults 18 years of age and older
- Modify the NYS Public Health Law to require any child entering a licensed and registered child daycare home, program, or facility to be immunized against influenza.
- Ensure all children attending daycare across NYS are appropriately vaccinated for flu.

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:    #22**

**RESOLUTION NO. 21-161  
(April 13, 2021)**

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

**ALCOHOL AWARENESS MONTH PROCLAIMED**

**WHEREAS**, The month of April is National Alcohol Awareness Month and is intended to raise awareness of alcohol misuse and alcohol dependence; and

**WHEREAS**, Alcohol is the most used and misused drug and the third-leading preventable cause of death in the United States; and

**WHEREAS**, Rates of alcohol use and misuse have risen considerably during the COVID-19 pandemic; and

**WHEREAS**, Alcohol misuse makes the body more susceptible to viral infections and can worsen prognosis; and

**WHEREAS**, Youth who start drinking at ages 15 or 16 are six times more likely to become alcohol dependent than those who start drinking after age 21; and

**WHEREAS**, Alcohol Use Disorder presents a major health crisis and can have serious consequences for all of society, such as increased costs in health care, insurance and criminal justice services, and alcohol dependence can also impact an individual and his or her family by affecting job performance and family relationships; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors do hereby proclaim April 2021 as **ALCOHOL AWARENESS MONTH**; and be it

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**FURTHER RESOLVED**, That the Wyoming County Board of Supervisors calls upon all citizens, parents, governmental agencies, public and private institutions, businesses, and schools in Wyoming County to support efforts that will provide early education about substance use disorders and increase support for individuals and families coping with alcohol use disorders.

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

#23

**RESOLUTION NO. 21-162  
(April 13, 2021)**

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

**RESOLUTION NUMBER 20-515 AMENDED**

**WHEREAS**, Resolution Number 20-515 entitled,  
**“CHAIRMAN/COMMISSIONER OF HEALTH AUTHORIZED TO SIGN  
 VARIOUS CONTRACTS AND AGREEMENTS ON BEHALF OF THE  
 COUNTY HEALTH DEPARTMENT FOR THE YEAR 2021,”** passed by  
 this Board of Supervisors on December 8, 2020 and provides, in part, for the  
 following contract:

<b>ACM Laboratories</b> <ul style="list-style-type: none"> <li>• Clinical Laboratory Testing Services (MWHS)</li> </ul>	Per Price List Based on volume Not to exceed amount budgeted
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Now therefore,

**BE IT RESOLVED**, That **Resolution Number 20-515** be hereby amended to change the name to **Rochester General Hospital (“RGH”)** with a mailing address of 1425 Portland Avenue, Rochester, NY 14621 due to the acquisition of ACM Laboratories by Rochester General Hospital.

All else remains the same.

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

*Supervisor Davis, T/Covington introduced Lydia Dziedzic from Partners 4 Preventions who was present to accept the Alcohol Awareness Month Proclamation. Ms. Dziedzic offered a few words of caution to youth on alcohol abuse and shared COVID-19 statistics. She offered that women especially are affected ...*

Regular Session

**RESOLUTION NO. 21-163**  
**(April 13, 2021)**

By Mr. Klein, Chairman of the Agriculture Committee:

**RESOLUTION TO SUPPORT FUNDING FOR FARMLAND  
PRESERVATION AND AGRICULTURE LOCAL ASSISTANCE  
PROGRAMS**

**WHEREAS**, The agriculture industry remains a top contributor to the New York State economy, providing critical jobs, revenues and food for our state and beyond; and

**WHEREAS**, The agricultural sector, farms and related food system are major economic engines in New York State; and

**WHEREAS**, The enacted 2020/21 budget allocated \$20 million to farmland protection and \$33,243,000 to agriculture local assistance programs; and

**WHEREAS**, The Governor's 2021/22 proposed budget allocated \$20 million to farmland preservation and \$27,408,000 to agriculture local assistance programs; and

**WHEREAS**, New York's farmland protection and agriculture assistance programs help sustain this vital industry; and

**WHEREAS**, While funding for farmland protection and agriculture assistance has grown, there is no guarantee that this level of funding will be continued in future years; and

**WHEREAS**, More than 30 percent of the farmers in New York State who cultivate two million acres of land are 65 years of age or older; and

**WHEREAS**, Research shows that over 90 percent of these senior farmers do not have a young farmer working alongside them to help manage their business; and

**WHEREAS**, Farmland in transition is most vulnerable to being sold out of farming; and

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**WHEREAS,** Access to affordable land suitable to starting a new farm operation is the number one barrier new and beginning farmers face when trying to get started; and

**WHEREAS,** There were 30 percent fewer young farmers in New York in 2012 than in 2002; and

**WHEREAS,** Farmland protection is an important contributor to successful farmland transition and affordable farmland access; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors calls upon Governor Andrew M. Cuomo and New York State Legislature to continue New York's commitment to local farms and the agricultural sector by maintaining funding for farmland protection from the State Environmental Protection Fund at \$20 million and agriculture local assistance programs at \$33,243,000 in the FY 2021/22 budget; 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, Commissioner of Agriculture and Markets and the New York State Association of Counties and all others deemed necessary and proper.

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

***Public Hearing ~***

***Public Comment:***

- *Directed by Jim Pierce, Executive Director of the Wyoming County IDA*
- *The application is for \$300K*

***Close the Public Hearing ~***

- *Motion to close the Public Hearing was made by Supervisor Leuer, T/Middlebury. Seconded by Supervisor King, T/Pike. All Aye. Carried.*

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

**#25**

**RESOLUTION NO. 21-164  
(April 13, 2021)**

By Mr. Leuer, Chairman of the Planning Committee:

Regular Session

**RESOLUTION IN FULL SUPPORT AND ENCOURAGEMENT OF A  
BILL TO AMEND TITLE 40 OF THE UNITED STATES CODE TO  
INCLUDE WYOMING COUNTY IN THE REGION COVERED BY THE  
NORTHERN BORDER REGIONAL COMMISSION (NBRC)**

**WHEREAS**, The Norther Border Regional Commission (NBRC) is a Federal-State partnership for economic and community development established by Congress in 2001 and federally funded since 2010. The NBRC state partners include Maine, New Hampshire, Vermont and New York and are represented by their respective Governors who collectively prioritize NBRC applications; and

**WHEREAS**, The mission of the NBRC is to catalyze regional, collaborative and transformative community economic development approaches that alleviate economic distress and position the region for economic growth. Depending upon the level of economic and demographic distress in a county, NBRC funded projects can be eligible for up to an 80% matching grant; and

**WHEREAS**, Congress, by legislation, lists the counties that are part of this commission; and

**WHEREAS**, Within New York State, the NBRC currently supports eligible projects within twenty-eight (28) counties, including *Genesee and Livingston* and makes awards based on the economic distress in the immediate areas applying for money; and

**WHEREAS**, The placement of Wyoming County in the NBRC would open up a wider variety of federal funding sources and opportunities that the County is in need of but currently prohibited from accessing; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors hereby requests and encourages the introduction and enactment of legislation to amend Title 40, United States Code to include Wyoming County in the region covered by the Northern Border Regional Commission; and be it

**FURTHER RESOLVED**, That the Clerk to the Board shall forward copies of this resolution to Governor Andrew M. Cuomo, United States Congressman Chris Jacobs, United States Senators Charles E. Schumer and Kirsten Gillibrand and all others deemed necessary and proper.

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

**#26**

**RESOLUTION NO. 21-165  
(April 13, 2021)**

April 13, 2021

By Mr. Leuer, Chairman of the Planning Committee:

### **TRAVEL AND TOURISM WEEK PROCLAIMED**

**WHEREAS**, National Travel and Tourism Week is May 2-8, 2021. It is an annual tradition that was established by a Congressional Resolution in 1983 and first celebrated the following year. This nationwide week of events serves to champion the power of the travel and tourism industry; and

**WHEREAS**, Travel and tourism is one of America's largest industries, generating \$2.6 trillion in economic output, with \$1.1 trillion spent directly by domestic and international travelers; and

**WHEREAS**, According to the US Travel Association, tourism directly generated \$180 billion in tax revenue for local, state and federal governments. Travel and tourism is America's second largest industry export and is one of America's largest employers. Travel is among the top 10 industries and supported 16 million jobs, including 9 million directly in the travel industry and 7 million in other industries. One out of every 10 jobs in the U.S. depends on travel and tourism. Each U.S. household would pay \$1,400 more in taxes without the tax revenue generated by the travel and tourism industry; and

**WHEREAS**, Tourism is critical to the economic health of Wyoming County. There are almost two-hundred tourism related businesses in Wyoming County. Travelers spend more than \$50.7 million annually in Wyoming County, which generates \$28 million in labor income. Wyoming County sees a return of \$5.9 million in state and local sales tax, and the average savings per Wyoming County household from tourism generated taxes is \$374; and

**WHEREAS**, From the natural beauty of Letchworth State Park to the historic landmarks, rural character and agriculture, family friendly attractions, restaurants and lodging, Wyoming County is a true four season destination for outdoor adventure and family fun; and

**WHEREAS**, To recognize "Travel and Tourism Week" from May 2-8, 2021 a week to celebrate and support the almost three-hundred tourism related attractions, businesses and events that create jobs, boost the economy, and bring visitors to Wyoming County; and

**WHEREAS**, The Wyoming County Board of Supervisors wishes to recognize the importance of tourism as a critical industry in Wyoming County and urges all our citizens to join with us in this observance; now therefore



**BE IT RESOLVED**, That May 2-8, 2021 is hereby designated as **TRAVEL AND TOURISM WEEK** in Wyoming County in conjunction with the Wyoming County Chamber & Tourism, the State of New York, and the United States who have declared this as an important week in celebration and recognition of Travel and Tourism.

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

**RESOLUTION NO. 21-166  
(April 13, 2021)**

By Mr. Leuer, Chairman of the Planning Committee:

**AUTHORIZING THE ADOPTION OF A SECTION 3 PARTICIPATION  
PLAN IN CONNECTION WITH COMMUNITY DEVELOPMENT  
BLOCK GRANT FUNDING**

**WHEREAS**, Wyoming County (the “County”) is applying for Federal grant assistance from the New York State Housing Trust Fund Corporation (hereinafter the “HTFC”) represented by the New York State Office of Community Renewal (hereinafter the “OCR”) through the Community Development Block Grant (hereinafter “CDBG”) Program for the purpose of establishing a microenterprise assistance program that will provide grants to small businesses located in Wyoming County; and

**WHEREAS**, OCR requires that a municipality applying for and receiving a CDBG grant adopt a Section 3 Participation Plan, which describes how the municipality will, to the greatest extent possible, provide job training, employment, and contract opportunities for low-or very-low income residents in connection with housing rehabilitation, housing construction or other public construction projects, in accordance with Section 3 of the Housing and Urban Development Act of 1968; and

**WHEREAS**, The County wishes to adopt the Section 3 Plan in order to meet OCR requirements and permit the application for grant funding to go forward; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors hereby adopts the Section 3 Participation Plan for Section 3 Covered Contracts, as presented to the Board of Supervisors.

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

April 13, 2021

**RESOLUTION NO. 21-167**  
**(April 13, 2021)**

By Mr. Leuer, Chairman of the Planning Committee:

**RESOLUTION AUTHORIZING THE EXECUTION OF DOCUMENTS  
 RELATED TO A COMMUNITY DEVELOPMENT BLOCK GRANT TO  
 FUND A MICROENTERPRISE ASSISTANCE PROGRAM**

**WHEREAS**, The New York State Community Development Block Grant Program provides funding to communities under the Microenterprise Program to undertake activities that focus on community development needs such as creating or expanding job opportunities; and

**WHEREAS**, Wyoming County (the “County”) has authorized the submittal of an application to the New York State Office of Community Renewal (“OCR”) for a grant under the Community Development Block Grant Program to fund a Microenterprise Assistance Program to support eligible Microenterprise activities, which will provide grants to eligible businesses (including startup and existing) for working capital, equipment, etc.; and

**WHEREAS**, The County desires to partner with the Wyoming County Business Assistance Corporation (“WCBAC”) as a subgrantee to implement the program; and

**WHEREAS**, The County has held a public hearing to obtain citizens’ views regarding the CDBG program as administered by OCR and regarding the proposed microenterprise program; now therefore

**BE IT RESOLVED**, That the Chairman of the Board of Supervisors is hereby authorized to execute the OCR grant agreement and all related documents associated with the OCR grant, including agreements with WCBAC relating to the use and administration of the grant funds, subject to review and approval by the County Attorney; and be it

**FURTHER RESOLVED**, That the Chairman of the Board of Supervisors is hereby designated as the Environmental Certifying Officer for the purposes of complying with the applicable federal environmental review requirements for the OCR grant.

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

**#29**

**RESOLUTION NO. 21-168**

Regular Session

(April 13, 2021)

By Mr. Leuer, Chairman of the Planning Committee:

**RESOLUTION REQUESTING THE RESCINDING OF THE NEW  
YORK STATE FIBER RIGHT OF WAY FEE**

**WHEREAS**, The 2019-2020 New York State budget contained language that enacted a right-of-way use and occupancy fee for any fiber optic cables located in or crossing a state-controlled right of way and authorized the New York State Department of Transportation (DOT) to enter fee-bearing permits with fiber optic installers; and

**WHEREAS**, The 2019-2020 state budget also added Section 7 of the Transportation Corporation Law, allowing the DOT to charge fiber optic corporations installing and operating the utility lines for fair-market use and occupancy of the state right-of-way; and

**WHEREAS**, In early 2020 organizations, businesses, legislators and residents of northern New York became aware of the fee because the DOT started charging the fee; and

**WHEREAS**, In the rural counties of the North Country it is virtually impossible to install fiber optic cables for any distance without utilizing or crossing a state right-of-way, and development requirements within the Adirondack Park almost entirely preclude installation of broadband in any location other than an existing state right-of-way; and

**WHEREAS**, The coronavirus pandemic has caused more people to be working from home and more students to be learning from home, and has increased the use of telemedicine, thus magnifying the need for additional broadband services in unserved and underserved areas so rural residents can engage in everyday activities; and

**WHEREAS**, Governor Cuomo, in his 2021 State of the State address championed his Connectivity Agenda which includes, among other provisions, enactment of a requirement for affordable internet for low-income families and a series of actions to promote broadband build-out and market competition; and

**WHEREAS**, The Governor said, “Without affordable broadband, people are not just disconnected, they are disenfranchised. Broadband must be available to everyone, everywhere, and, in New York, we will make sure it is”; and

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**WHEREAS,** The DOT fiber right-of-way fee is acting as a significant financial deterrent to broadband build-out in rural areas, with some projects already cancelled and others put on hold due to the fact that these fees will cost providers hundreds of thousands and in some cases, millions of dollars annually; and

**WHEREAS,** Earlier laws have been enacted that hinder the expansion of broadband into unserved and underserved communities;

**WHEREAS,** Legislation has been introduced in the Legislature to repeal these counterproductive sections of law that prevent the expansion of affordable broadband services in unserved and underserved communities across New York; now therefore

**FURTHER RESOLVED,** That the Wyoming County Board of Supervisors formally opposes the enactment of the DOT right-of-way fees on fiber optic cable and urges the Governor and the New York State Legislature to rescind the right-of-way use and occupancy fees on fiber cable immediately so that the Governor's pledge can be fulfilled and the expansion of the fiber network in the North Country can continue in order to serve critically unserved and underserved areas; and be it

**FURTHER RESOLVED,** That the Wyoming County Board of Supervisors supports passage of New York Senate Bill 8858/Assembly Bill 10923 (2020) to repeal Section 10, subdivision 24-e of the Highway Law and Section 7 of the Transportation Corporation Law in relation to reducing the cost of expanding broadband access; 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:    #30**

**RESOLUTION NO. 21-169  
(April 13, 2021)**

By Mr. Leuer, Chairman of the Planning Committee:

**RESOLUTION URGING GOVERNOR ANDREW M. CUOMO TO  
EXPAND TRUE BROADBAND COVERAGE TO ALL NEW YORKERS**

**WHEREAS,** The Governor Andrew M. Cuomo has said broadband coverage is a priority for New York State; and

**WHEREAS,** Maps developed by the Federal Communications Commission (FCC) are inaccurate and misrepresent the accessibility of broadband service and are often referenced by agencies and grantees; and

**WHEREAS,** Based on newer and more accurate data gathered directly from schools, municipalities, and other organization, there are large gaps in broadband service across rural and upstate New York, contradicting FCC maps; and

**WHEREAS,** Even in areas where broadband is purported to be available, the level of service is not sufficient to constitute true broadband access; and

**WHEREAS,** The prices for access to broadband in areas where it might be available is at such a high level or required to be part of other purchases, that it is inaccessible to many New Yorkers; and

**WHEREAS,** Our residents need access to reliable and affordable broadband service for school, employment, telehealth, and social aspects of life; and

**WHEREAS,** As we have seen in the face of this pandemic, broadband serves a vital need for breaking down the digital divide that creates groups of haves and have-nots within our state; and

**WHEREAS,** Broadband access provides a critical public infrastructure need for New York residents, towns, municipalities, counties, emergency services, and more; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors call upon Governor Cuomo, our Federal and State legislative delegations to work with the Federal Communications Commission (FCC) and local leaders and officials to reevaluate FCC broadband availability maps to reflect the true need; and be it

**FURTHER RESOLVED,** That the Wyoming County Board of Supervisors ask the Governor and our Federal and State legislative delegations to work to expand true broadband access to all areas of New York State; and be it

**FURTHER RESOLVED,** That the Wyoming County Board of Supervisors ask the Governor and our Federal and State legislative delegations to work to ensure this vital economic development infrastructure need is

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available to all New Yorkers to prevent the further isolation of those in need; 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:**

*The Director of Tourism and Marketing for Wyoming County, Eric Szucs was invited to read the Travel and Tourism Week proclamation.*

*There was a motion by Mr. Brick, T/Perry, to combine resolutions #31 through #38. Hearing no objection, resolution titles only were read.*

**#31**

**RESOLUTION NO. 21-170  
(April 13, 2021)**

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, in part, for the following contract:

- **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.

Now therefore,

**BE IT RESOLVED**, That *Resolution Number 20-410* be hereby amended to change the end date from December 31, 2020 to *upon completion*. All else remains the same.

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

**#32**

**RESOLUTION NO. 21-171  
(April 13, 2021)**

Regular Session

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

### **RESOLUTION AUTHORIZING THE TRANSFER OF REAL PROPERTY TO THE VILLAGE OF PERRY**

**WHEREAS**, In the creation of the Silver Lake Trail design it was discovered that the right of way on Walker Road is not centered and a portion of the road is owned by the County; and

**WHEREAS**, The Village of Perry requested acquisition of the portion of Walker Road as described in the quit claim deed documents from the County of Wyoming; and

**WHEREAS**, On April 1, 2021, the Wyoming County Board of Supervisors' Public Works committee approved a referral of such transfer to the full Board of Supervisors; and

**WHEREAS**, Once the quit claim deed is signed by the Chairwoman of the Board of Supervisors, additional documents will be prepared for the Village of Perry's signature to finalize the fee acquisition; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors do hereby authorize the Chairman with the approval of the County Attorney to execute the documents related to the Walker Road transfer of real property.

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

### **RESOLUTION NO. 21-172 (April 13, 2021)**

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

### **CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH WYCO CONSTRUCTION, INC. ON BEHALF OF COUNTY HIGHWAY**

**BE IT RESOLVED** That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with **WYCO Construction, Inc.**, 4608 Liberty Street Road, Warsaw, NY 14560 on behalf of County Highway. Said contract is for Jetter Vac Truck services to clean out culver pipes in an amount not to exceed eight thousand dollars (\$8,000.00); effective April 14, 2021 through completion of project.

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Contingent upon the availability of funds.

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

**RESOLUTION NO. 21-173**  
**(April 13, 2021)**

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 April 2, 2021 through April 1, 2022, all ties were awarded by coin toss at the April 1, 2021 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 in the *Bid Packet* pursuant to section 103 of the General Municipal Law.

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

**RESOLUTION NO. 21-174**  
**(April 13, 2021)**

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 on Sheldon Bridge #06 – Centerline Road (reimbursement by Insurance claim) and Gainesville Bridge #13 – Metcalf Road in an amount not to exceed eighty thousand dollars (\$80,000.00); effective April 14, 2021 through completion.



- ***Allen Chase Enterprises, Inc.***, 24 County Route 1A, Oswego, NY 13126 for road vegetation control services in an amount not to exceed six thousand three hundred dollars (\$6,300.00); effective April 14, 2021 through March 31, 2022.

Contingent upon the availability of funds.

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

**RESOLUTION NO. 21-175**  
**(April 13, 2021)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH JOE LONGHINI'S DRAINAGE SOLUTIONS 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 ***Joe Longhini's Drainage Solutions***, 56 Elizabeth Street, Dansville, NY 14437 on behalf of Buildings and Grounds (Co. Bldgs.). Said contract for the relining of two (2) existing drain lines at the Wyoming County Jail in an amount not to exceed twenty thousand dollars (\$20,000.00); effective April 1, 2021 through December 31, 2021.

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**  
#37

**RESOLUTION NO. 21-176**  
**(April 13, 2021)**

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

**CAPITAL IMPROVEMENT PROJECT FOR VARIOUS ROOF REPLACEMENTS ON SPECIFIC COUNTY BUILDINGS ESTABLISHED**

**WHEREAS**, The Wyoming County Board of Supervisors' Public Works Committee, and this Board of Supervisors, in consultation with Buildings and Grounds (Co. Bldgs.), has identified the need for various roof replacements on specific County buildings as follows:

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SPECIFIC ROOF	AMOUNT
Government Center Employee Entry	\$5,500.00
Probation Department Roof	\$16,000.00
Information Technology Entry Roof	\$5,200.00
Rotunda Roof	\$17,500.00
Jail Kitchen Roof	\$8,300.00
Public Defender Roof	\$25,000.00
Dog Shelter Roof and Gutters	\$50,000.00
<b>Sub Total</b>	<b>\$127,500.00</b>
Contingency Funds	\$22,500.00
<b>TOTAL</b>	<b>\$150,000.00</b>

And,  
**BE IT RESOLVED**, That the Wyoming County Board of Supervisors, on the recommendation of the above mentioned committee and department, hereby establishes a *Capital Project for Various Roof Replacements on Specific County Buildings*; and be it

**FURTHER RESOLVED**, That permission is hereby granted to seek proposals for the completion of this established project.

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

**RESOLUTION NO. 21-177**  
**(April 13, 2021)**

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

**MEMBERS APPOINTED/REAPPOINTED TO THE TRAFFIC SAFETY BOARD**

**BE IT RESOLVED**, That the following members are hereby appointed/reappointed to the Traffic Safety Board:

*To fill a vacant unexpired three (3) year term; effective April 13, 2021 through November 5, 2023:*

- *Alvin (Skip) Buchwald* (T/Pike), 6646 Campbell Road, Gainesville, NY 14066 *(replacing E. Stroud)*

*To fill a vacant unexpired three (3) year term; effective April 13, 2021 through November 13, 2021:*

- *Marc Roche* (T/Eagle), P.O. Box 234, Bliss NY 14024 *(replacing P.*  
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*Korzelius)*

***Three (3) year term; effective November 14, 2021 through November 13, 2024:***

- ***Robert James Smart*** (T/Middlebury), 9 Durfee Road, Wyoming, NY 14591 (*replacing J. Hurst*)

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

*There was a motion by Mrs. May, T/Orangeville, to combine resolutions #39 through #45. Hearing no objection, resolution titles only were read.*

**#39**

**RESOLUTION NO. 21-178  
(April 13, 2021)**

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

**RESOLUTION IN SUPPORT OF LEGISLATION TO DESIGNATE  
CERTAIN EMERGENCY PUBLIC SAFETY TELECOMMUNICATORS  
AS FIRST RESPONDERS**

**WHEREAS**, Counties operate and maintain 9-1-1 and public safety communication functions, including emergency dispatching; and

**WHEREAS**, Current state public health law does not explicitly specify these professions as “certified first responders;” and

**WHEREAS**, Legislation introduced in both chambers of the legislature in 2020 sought to rectify this law by amending section 3001 of the public health law; and

**WHEREAS**, The legislation would add public safety telecommunicators, emergency responders, emergency operators, emergency complaint operators and emergency service telecommunicators, who provide communication support services within police and sheriff’s departments as well as fire, rescue, and emergency service departments to the public health law, specifying them as “certified first responders;” now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors encourages the Governor and the State of New York to immediately pass legislation expanding the definition of “certified first responders” to include public safety telecommunicators, emergency responders, emergency operators, emergency complaint operators and emergency service telecommunicators, who provide communication support services within police and sheriff’s departments

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as well as fire, rescue, and emergency service departments to the public health law, specifying them as “certified first responders”; 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:    #40**

**RESOLUTION NO. 21-179**  
**(April 13, 2021)**

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

**RESOLUTION IN SUPPORT OF LEGISLATION TO INCREASE THE 9-1-1 COMMUNICATIONS SURCHARGE FEE ON WIRELESS AND LANDLINE DEVICES TO ACCOUNT FOR INCREASED DEMAND ON THE 9-1-1 PUBLIC SAFETY COMMUNICATIONS NETWORK**

**WHEREAS**, Counties operate and maintain 9-1-1 and public safety communication functions; and

**WHEREAS**, The funding mechanism used today to help operate, maintain, and upgrade 9-1-1 system capabilities is out of date and does not correspond to technology changes; and

**WHEREAS**, Today, the grant funding we receive from the state is delayed and the process is overly burdensome; and

**WHEREAS**, Much like the State of New York, counties and local municipalities are struggling from significant losses in revenues due to the current COVID-19 pandemic; and

**WHEREAS**, The delay in grant funding is exacerbating the economic impact of COVID-19 on Public Safety Answering Points (PSAPs) and Interoperable Communications projects throughout the state; and

**WHEREAS**, In addition to delays in grant funding, the current surcharge for wireless (pre-paid and post-paid) and landline devices is inadequate to meet the needs of the current 9-1-1 communications network; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors encourages the Governor and the State of New York to immediately release all delayed grant funding for PSAPs and Interoperable Communications projects; and be it

**FURTHER RESOLVED**, That the counties of the State of New York call on the Governor and State Legislature to swiftly pass legislation to increase the 9-1-1 communications surcharge rates for pre-paid wireless devices, contracted devices and landline devices to generate increased revenue direct to counties; 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:    #41**

**RESOLUTION NO. 21-180  
(April 13, 2021)**

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

**RESOLUTION IN SUPPORT OF EFFORTS TO IMPROVE  
PROBATION AND ALTERNATIVES TO INCARCERATION IN NEW  
YORK STATE IN ORDER TO PROTECT THE PUBLIC AND REDUCE  
RELIANCE ON PRISONS, JAILS AND DETENTION**

**WHEREAS**, County Probation Departments are an integral part of the Criminal Justice System and operate within the legal framework of the Criminal Procedure Law, the Penal Law and the Family Court Act; and

**WHEREAS**, It is the mission of Probation to protect the community through intervention in the lives of those under supervision by facilitating compliance with court orders and serving as a catalyst for positive change; and

**WHEREAS**, State funding for Probation was drastically reduced between 1990 and 2015 from a 46.5 percent State share in 1990 to less than 10 percent in 2021, putting a huge strain on counties and cost to county property taxpayers; and

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**WHEREAS,** At the same time there have been increases in the number of mandated programs and services County Probation Departments are required to provide; and

**WHEREAS,** The New York State Council of Probation Administrators, representing NYS Probation Directors, Administrators and Commissioners has diligently worked with NYSAC and State leaders to bring more awareness to the important work that Probation does to protect the public; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors supports proposals put forward by the Governor to immediately enact statutory and regulatory changes that improve Probation and Alternatives to Incarceration in the following ways:

- In response to Raise the Age Legislation:
  - Raise the minimum age that a youth can be charged as a Juvenile Delinquent from seven to twelve years old.
  - Mandate that the state's evidence-based criteria should account for existing local best practice programs.
  - Allow Probation the ability to make an application for a temporary order of protection as a part of the adjustment process.
  - Authorize law enforcement agencies to issue appearance tickets if deemed appropriate by the arresting officer, instead of physical arrest, when Adolescent Offenders and Juvenile Offenders are charged with most D felonies.
  - Allow law enforcement agencies to deliver Adolescent Offenders and Juvenile Offenders to be held in detention facilities after hours without a securing order until the Youth Part is in session.
- Establish a dedicated funding stream through DCJS/OPCA for 100% of all local probation costs including but not limited to probation personnel and evidence based programming associated with the Raise the Age law.
- Eliminate the requirement of a sentence of a conditional discharge or probation for Leandra Law cases when a defendant has been sentenced to a definite jail term or a term of imprisonment.
- That local probation departments receive 100% of all Pre-Trial Services costs, including but not limited to probation personnel associated with bail reform.

- Eliminate the mandate that pre-sentence investigations must be conducted when a sentence of up to one year in jail has been negotiated.

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, Deputy Secretary for Public Safety Jeremy Schockett and the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:    #42**

**RESOLUTION NO. 21-181**  
**(April 13, 2021)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH  
POWERDMS 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 the **PowerDMS**, 101 South Garland Avenue, Orland, FL 32801 on behalf of the Sheriff's Department. Said contract is for software licenses and subscription fees to manage law enforcement policies in an amount not to exceed nine thousand three hundred nine dollars and seventy cents (\$9,309.70); effective May 30, 2021 through May 29, 2022.

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:    #43**

**RESOLUTION NO. 21-182**  
**(April 13, 2021)**

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

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

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**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 County Jail as follows:

- **EM Systems** 4043 Maple Road, Amherst, NY 14226 to provide software upgrades, updates and support in an amount not to exceed nine thousand four hundred dollars (\$9,400.00); effective April 1, 2021 through March 31, 2022.
- **Sinclair Pharmacy**, 75 North Main Street, Warsaw, NY 14569 to provide pharmaceutical services for inmates; effective April 1, 2021 through March 31, 2023.

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:    #44**

**RESOLUTION NO. 21-183  
(April 13, 2021)**

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

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

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is hereby authorized and directed to sign various contracts on behalf of 9-1-1 as follows:

- **Motorola Solutions Inc.**, 123 Tice Boulevard, Woodcliff Lake, NJ 0767 to provide a backup center dispatch infrastructure upgrade in an amount not to exceed two hundred seventy-five thousand dollars (\$275,000.00); effective March 1, 2021 through December 31, 2021.
- **Wilmac Business Equipment Co Inc.**, 73 State Street, Suite 200, Rochester, NY 14614 to provide software maintenance for NICE Equipment in an amount not to exceed seven thousand four hundred seventy-five dollars (\$7,475.00); effective June 1, 2021 through May 31, 2022.

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:    #45**



**RESOLUTION NO. 21-184**  
**(April 13, 2021)**

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

**SEXUAL ASSAULT AWARENESS MONTH PROCLAIMED**

**WHEREAS**, Sexual Assault Awareness Month calls attention to the fact that sexual violence is widespread and impacts every person in this community; and

**WHEREAS**, Rape, sexual assault, and sexual harassment harm our community, and statistics show one in 5 women and one in 71 men will be raped at some point in their lives (*Black et al., 2011*); and

**WHEREAS**, Child sexual abuse prevention must be a priority to confront the reality that one in 6 boys and one in 4 girls will experience a sexual assault before age 18 (*Dube et al., 2005*); and

**WHEREAS**, Young people experience heightened rates of sexual violence and youth ages 12-17 were two and one-half times as likely to be victims of rape or sexual assault (*Snyder & Sickmund, 2006*); and

**WHEREAS**, On campus, one in 5 women and one in 16 men are sexually assaulted during their time in college (*Krebs, Lindquist, Warner, Fisher, & Martin, 2007*); and

**WHEREAS**, We must work together to educate our community about sexual violence prevention, supporting survivors, and speaking out against harmful attitudes and actions; and

**WHEREAS**, Prevention is possible when everyone gets involved. The first step is increasing education, awareness, and community involvement. It's time for all of us to take action to create a safer environment for all; and

**WHEREAS**, The Wyoming County Board of Supervisors joins advocates and communities across the country in taking action to prevent sexual violence. April is Sexual Assault Awareness Month, and each day of the year is an opportunity to create change for the future; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors, does hereby proclaim **April 2021** as **SEXUAL ASSAULT AWARENESS MONTH** in *Wyoming County*.

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

*The Sexual Assault Awareness Month proclamation was read by District Attorney, Don O'Geen. DA O'Geen also spoke about the bravery of a woman who took the stand just today.*

*There was a motion by Mr. Kehl, T/Attica, to combine resolutions #46 through #66. Hearing no objection, resolution titles only were read.*

#46

**RESOLUTION NO. 21-185**  
**(April 13, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION CALLING ON THE GOVERNOR AND STATE  
LEGISLATURE TO SUBSTANTIALLY REDUCE ACROSS-THE-  
BOARD STATE FUNDING CUTS TO LOCALITIES FOR SFY 2021 AND  
FIND ALTERNATIVES, RATHER THAN STATE AID CUTS TO  
COUNTIES, TO CLOSE OUT YEAR STATE BUDGET GAPS**

**WHEREAS**, The state's finances were severely damaged by the pandemic, and the adopted 2021 state budget allowed the Executive to cut Aid to Localities spending as necessary to achieve balance, which was originally estimated as an \$8 billion (20 percent) cut to localities by the Governor, with \$640 million targeted to counties outside of New York City in state fiscal year 2021 based on NYSAC estimates;  
and

**WHEREAS**, These cuts appear to be significantly mitigated as part of the Governor's SFY 2022 budget recommendation which calls on cuts of about five percent in state reimbursement for SFY 2021, rather than 20 percent; and

**WHEREAS**, Counties applaud the Governor's efforts to reduce current year cuts to localities as he indicated was possible if federal assistance or state revenues came in higher than expected; and

**WHEREAS**, The Governor's SFY 2022 budget includes an across-the-board cut of five percent of state aid to all localities, a vast improvement from the possible 20 percent permanent reduction that could have occurred; and

**WHEREAS**, County revenues have been devastated by the pandemic as well, with local non-property tax revenue losses for the counties outside of New York City estimated at \$400 million in 2020 (equal to 7 percent of the statewide county property tax levy); and

**WHEREAS,** While the state has not received the unrestricted federal aid they had hoped for, it has been awarded a significant amount of federal funding that is flexible enough to effectively provide over \$9 billion in state spending relief by NYSAC estimates, including \$2.2 billion in enhanced Medicaid matching funds (eFMAP) not yet included in the state financial plan, \$5.8 billion in federal education aid, and at least \$1 billion in additional federal FEMA matching fund relief; and

**WHEREAS,** The State also received \$5.2 billion in Federal CARES Act funding that can be used to pay for direct COVID expenses not covered by FEMA reimbursement which can include current year salaries of state workers and other operating expenses, in addition to \$800 million in federal revenue for vaccine distribution and contact tracing efforts in SFY 2021 and beyond; and

**WHEREAS,** The most recent cash report from the State Comptroller indicates that, while state revenues are behind what they were in the prior year, they are several billion higher than originally projected by the Governor, which was confirmed in the Governor's proposed SFY 2022 budget; now therefore

**BE IT RESOLVED,** That, in light of the federal assistance provided so far and improved revenue outlook, the New York State Association of Counties supports efforts by the Governor and State Legislature to prioritize the elimination of the proposed state aid cut to localities in SFY 2021 and 2022 as conditions allow; and be it

**FURTHER RESOLVED,** That state elected leaders implement other options to close the fiscal gap in SFY 2022 and beyond to ensure highly desired local services are maintained and pressure on local property tax increases is minimized; and be it

**FURTHER RESOLVED,** These additional measures by the state should include utilizing temporary state revenue and borrowing options over the short term, as well as implementing programmatic reforms to state programs to lower their cost and make them fiscally sustainable over the long term even in an economic downturn, rather than shifting more costs to local taxpayers to pay for state programs; 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.

**RESOLUTION NO. 21-186**  
**(April 13, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION COMMENDING PROPOSED CHANGES TO THE  
COUNTY-WIDE SHARED SERVICES INITIATIVE, AND URGING  
LAWMAKERS TO MAKE IT OPTIONAL**

**WHEREAS**, Counties have long used shared services and departmental consolidations as tools to improve local government efficiency; and

**WHEREAS**, Since 2011, the State has enacted a series of laws requiring local governments to reduce property tax increases and find new opportunities to share services and reduce costs at the local level; and

**WHEREAS**, These laws included the property tax cap enacted in 2011, the Government Efficiency Program enacted in 2014, the County-Wide Shared Services Initiative (CWSSI) enacted in 2017; and

**WHEREAS**, In the 2017-18 State Budget, the County-Wide Shared Services Initiative called for county leaders to convene panels of local government leaders to develop new shared services and consolidation proposals designed to reduce the burden of local property taxes and leverage a state match of savings achieved through these proposals; and

**WHEREAS**, In the 2018-19 State Budget, state leaders extended the requirement that counties convene these shared service panels in 2019, 2020, and 2021 to explore additional opportunities for local shared service projects; and

**WHEREAS**, Since then, counties have been required to spend resources, time, and funding to coordinate these shared services panels, including in some cases hiring additional staff members, or contracting with research agencies or consulting firms; and

**WHEREAS**, This year's proposed 2021-22 Executive State Budget makes the CWSSI permanent, requiring counties to convene these local government panels each year; and

**WHEREAS**, The proposed spending plan also re-appropriates over \$200 million for state matching funds for savings achieved through the CWSSI

and proposes new flexibility to leverage those savings if they are achieved in later implementations; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors applauds the Governor for increasing the flexibility of the CWSSI; and be it

**FURTHER RESOLVED**, The Board of Supervisors calls on state lawmakers to incorporate these changes for counties who undergo the CWSSI process, and make the process optional for counties who are not able to convene local government panels in any given year; 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: #48**

**RESOLUTION NO. 21-187  
(April 13, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION CALLING ON THE GOVERNOR AND STATE  
LEGISLATURE TO PROVIDE MORE OPTIONS FOR LOCAL  
GOVERNMENTS TO INVEST THEIR CASH**

**WHEREAS**, Local governments in New York are restricted under state law to a very short list of investment options for cash management purposes; and

**WHEREAS**, The lack of investment options hinders local government's ability to safely manage their liquidity, while maximizing interest income; and

**WHEREAS**, A recent State Comptroller cash-management audit recommended that municipalities across New York take more proactive steps to maximize their interest income; and

**WHEREAS**, There are many very safe financial instruments available in the marketplace beyond what are currently allowed for municipalities under state law; and

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**WHEREAS,** Many states provide more options for their local governments to safely invest their cash resources; and

**WHEREAS,** New York City has been granted temporary authority to expand its investment portfolio beyond what counties and other localities can invest in; and

**WHEREAS,** The Governor's SFY 2021-22 budget recommendation proposes to expand the enhanced investment authority granted to New York City to other municipalities, which allows for investments such as:

- General obligation bonds and notes of any state other than New York, provided that such bonds receive the highest rating of at least one independent rating agency,
- Obligations of any corporation organized under the laws of any state, provided that such obligations received the highest rating of two independent rating services and that no more than \$250 million is invested in any one corporation,
- Bankers' acceptances maturing within 270 days which are eligible for purchase in the open market by federal reserve banks,
- Obligations of, or instruments issued by, any agency or instrument of the USA, including federal home loans banks, the Tennessee Valley Authority, the Federal National Mortgage Association, Federal Home Loan Mortgage Association, and the United States
- Postal Service, provided that no more than \$250 million is invested in any one agency, and
- No load money market mutual funds, provided that such funds are limited to investments in obligations of agencies or instrumentalities of the USA, where payment is guaranteed by the USA; and

**WHEREAS,** When combined with a comprehensive liquidity management program, a broader array of safe investment options for municipalities can play an important role in strengthening a municipality's credit rating and providing the opportunity for lower borrowing costs, while stretching the value of local tax dollars; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors call upon the State Legislature to support the Governor's budget proposal to expand the investment options provided to New York City to other municipalities; 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:**  
**#49**

**RESOLUTION NO. 21-188**  
**(April 13, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION CALLING ON THE STATE OF NEW YORK TO  
IMMEDIATELY MAKE ALL MUNICIPALITIES WHOLE THAT HAVE  
BEEN IMPACTED BY THE STATE AND SENECA NATION DISPUTE**

**WHEREAS**, In 2002, the State of New York and the Seneca Nation entered into a compact with a provision that gaming revenue would be shared with the State in return for certain gaming exclusivity rights in Western New York; and

**WHEREAS**, The State of New York shares with local governments, including 16 counties in Western New York, a portion of revenue they receive from the Seneca Nation; and

**WHEREAS**, The counties rely on that revenue to maintain infrastructure and provide public safety for all residents as well as provide services needed to help support this growing gaming industry; and

**WHEREAS**, In 2017, a dispute between the Seneca Nation and the State arose over the language within the compact, leading the Nation to stop revenue sharing payments to the State; and

**WHEREAS**, It is now four years later and no significant progress has been made in the State's negotiation efforts to resolve this matter nor has the needed revenue been allocated to the local governments in this time period; and

**WHEREAS**, Under New York Law, this revenue is first sent to the State of New York, after which the State sends a portion to local governments to support local service costs; and

**WHEREAS**, This revenue loss amounts to approximately \$50 million annually to the 16 counties in Western New York; and

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**WHEREAS,** To date, this equates to over \$200 million in county funding that is needed to fix roads, support social services, and provide for public health and safety; and

**WHEREAS,** Municipalities have suffered significant losses, both financial and personal; and

**WHEREAS,** The Seneca Nation and the counties of New York have a long history of productive partnerships and respect, and the Nation leaders have expressed in the past they would be open to direct fiscal support to local governments; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors call on the State of New York to immediately make municipalities whole for past and current losses caused by the State's dispute with the Seneca Nation of Indians in order to avoid further catastrophic harm to public safety and county services; and be it

**FURTHER RESOLVED,** In the alternative, if the State is unwilling to make the local governments whole, and the Seneca Nation desires to assist local governments directly, the State will not see this as a violation, nor will this act be subject to the terms, of the Seneca Nation and New York State Compact; and

**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 Seneca Nation of Indians and the New York State Association of Counties and all others deemed necessary and proper.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:    #50**

**RESOLUTION NO. 21-189**  
**(April 13, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION URGING THE GOVERNOR AND LEGISLATURE TO  
INCREASE SUPPORT FOR COMMUNITY COLLEGES**

**WHEREAS,** Under state law, funding for community colleges is to be provided through state aid, a county sponsor contribution, and student tuition and fees; and



**WHEREAS,** The establishment and continued operation of a statewide community college system was based on an ongoing state aid funding commitment of at least one- third, and up to 40 percent, of community college operating costs; and

**WHEREAS,** The state funding amount has declined over the years and is now below their historic one-third commitment, and far short of 40 percent; and

**WHEREAS,** For the second year in a row, the Executive State Budget proposes to reduce community college aid, this year by \$11 million; and

**WHEREAS,** Last year the state budget reduced community college base aid by \$22.7 million; and

**WHEREAS,** The global pandemic has significantly impacted all institutions of higher learning, and many have lost students because of the shutdown of the traditional learning environment; and

**WHEREAS,** Many community colleges are depending on their county sponsors and/or students to pay more this academic year; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors calls on the State Legislature to reject the Governor’s proposed reduction in community college funding and revert to the base level funding provided by the state as enacted in the SFY 21 Budget; and be it

**FURTHER RESOLVED,** The Board of Supervisors call on the State University of New York (SUNY) to work closely with community colleges to develop innovative solutions to strengthen the community college system to attract and support students during these changing social, educational, and economic times; 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. 21-190**  
**(April 13, 2021)**

April 13, 2021

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION CALLING ON THE GOVERNOR AND STATE  
LEGISLATIVE LEADERS TO PERMANENTLY EXTEND ALL  
EXISTING LOCAL SALES TAX RATES, AND ALLOW ALL  
COUNTIES TO SET THEIR LOCAL RATE UP TO FOUR PERCENT  
UNDER LOCAL LAW AND TO REFORM THE PROCESS OVER  
OTHER HOME RULE REVENUE OPTIONS**

**WHEREAS**, For many years, counties have faced significant challenges in balancing their budgets and providing local services, while also meeting the goals of the property tax cap and state requirements to pay for and administer a wide variety of state programs; and

**WHEREAS**, Numerous state actions have fundamentally altered the home rule authority granted to counties in the state constitution and further supplemented in state law, resulting in county elected leaders losing control and authority over the ability to generate and determine the use of locally raised revenues for local purposes; and

**WHEREAS**, These state actions include:

- Expanding existing state programs and creating new ones that counties must pay for and administer with limited or no state resources to support higher costs;
- Reducing the state's funding in support of their own programs and requiring local taxpayers to pay more;
- Withholding hundreds of millions of dollars of federal Medicaid funds owed to counties for years;
- Diverting, and redirecting the use of, local sales tax for state spending purposes, now approaching \$500 million annually; ;
- Authorizing the state to cut hundreds of millions of dollars in state reimbursements to counties when the state finds itself in financial trouble due to overspending or a recession, even in the midst of a pandemic; and

**WHEREAS**, These actions over many decades now require counties to administer and pay for more than 40 state programs that can consume up to 80 percent of a county's entire budget; and

**WHEREAS**, Local elected officials rely on their home rule authority to determine what mix of local taxes is the least burdensome in their community; and

**WHEREAS**, County elected officials should not have to wait months, or years, for the State Legislature to convene and finally approve a local home

rule revenue request to raise necessary resources to respond to critical community needs, especially in the middle of a national emergency; and

**WHEREAS,** The loss of these revenues causes fiscal stress and budget uncertainty for counties, while increasing pressure on property tax rates; and

**WHEREAS,** In the case of sales tax, counties often share the revenues with cities, towns, and villages to help pay for services delivered by these municipalities, or to directly lower the amount of property taxes levied in these jurisdictions; and

**WHEREAS,** The pass-through of local sales tax revenue from counties to cities, towns, and villages was \$2 billion in 2019; and

**WHEREAS,** Many counties have found their local home rule revenue requests and renewals held hostage by the state elected officials as political bargaining chips; and

**WHEREAS,** New York City was granted permanent local authority over their sales tax rate of 4.5 percent more than a decade ago, while county requests for the same authority have been repeatedly denied; and

**WHEREAS,** The Governor's proposed state fiscal year 2022 budget includes a provision that would make all existing county sales tax rates permanent and allow all counties to set their local tax rate up to four percent under local law; and

**WHEREAS,** Granting this authority will provide more budget certainty and stability; while reducing administrative expense and duplication of effort to process the necessary paperwork, forms, legislative hearings, filings and notices, resulting in improved government operations and fiscal savings at both the state and local levels; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors support the Governor's state fiscal year 2022 budget that would provide parity with New York City by granting permanent home rule sales tax authority to counties at their current rate or up to four percent; and be it

**FURTHER RESOLVED,** We urge legislative leaders to reform the home rule process so it works as efficiently as possible for local taxpayers, eliminates unnecessary and duplicative legislative activity at the state and local level, while retaining appropriate state legislative review; and be it

April 13, 2021

**FURTHER RESOLVED,** That counties be authorized to control the establishment, and rate setting level, for other local home rule revenue options without the need for state legislative action including mortgage recording tax, occupancy taxes, real estate transfer taxes as long as they do not exceed the average rate charged by counties that have such taxes; and

**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:    #52**

**RESOLUTION NO. 21-191  
(April 13, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION CALLING ON THE GOVERNOR AND THE  
LEGISLATURE TO END THE STATE DIVERSION OF LOCAL  
SALES TAX**

**WHEREAS,** Over the last two budget cycles the State has enacted legislation to divert local sales tax so it can be spent in support of a state program, or to fill state budgets gaps; and

**WHEREAS,** These diversions are approaching nearly \$500 million annually in local sales tax; and

**WHEREAS,** In addition to the state sales tax diversions counties are scheduled for a five percent state aid cut that could reach \$160 million, while also being required to fund expanded state programs with no state fiscal support, and combined, these state funding cuts are approaching \$1 billion annually for counties, outside of New York City; and

**WHEREAS,** Sales tax is the number one revenue source for many counties across the state and the primary local revenue to support services in our communities, especially for front line workers responding to the pandemic; and

**WHEREAS,** Sales tax is also the number one local revenue source for counties that help keep property taxes lower, including those of hundreds of

cities, towns and villages across the state that receive a share of the county sales tax; and

**WHEREAS**, The latest diversion is to support a temporary \$250 million fiscally distressed health facilities pool; and

**WHEREAS**, The support of fiscally distressed health facilities has been a federal and state responsibility for decades as they set nearly all the rules of operation for the health care system, as well as the reimbursement levels for Medicare, Medicaid and other public health programs which account for nearly half of all health care spending in the United States; and

**WHEREAS**, In recent years and in the state fiscal year 2022 budget proposal, the state has cut hundreds of millions of dollars in state funding for fiscally distressed health facilities, as well as funding to incentivize health care facilities and providers to deliver higher quality health care; and

**WHEREAS**, The first annual diversion of \$250 million in local sales tax is just weeks away and the state has provided no criteria for determining what a fiscally distressed health facility is, nor a list of these facilities, nor whether their own funding cuts are placing health facilities in fiscal stress; and

**WHEREAS**, Health facilities in New York have been hit hard by the pandemic; and

**WHEREAS**, Congress has recognized the fiscal stress that health facilities have shouldered during the pandemic; and

**WHEREAS**, Congress has authorized \$178 billion in direct payments to health care facilities and providers through several different federal COVID response bills; and

**WHEREAS**, Health care facilities and providers in New York State have received \$11.5 billion in federal assistance so far, with \$70 billion of the federal funding still to be distributed; and

**WHEREAS**, According to press statements from Senators Schumer and Gillibrand, the most recent payments from these federal emergency funds replaced 87 percent of the lost revenues for health facilities in New York through the first half of 2020; and

**WHEREAS**, The counties of New York have not received unrestricted federal aid to fight the COVID pandemic and ensure economic stability and recovery; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors calls on the Governor and State Legislature to suspend the diversion of local sales tax for the fiscally distressed health facilities pool given the alignment of federal aid to health facilities and the state funding cuts to counties; 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:    #53**

**RESOLUTION NO. 21-192  
(April 13, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION CALLING ON THE NEW YORK STATE  
CONGRESSIONAL DELEGATION TO VOTE IN SUPPORT OF  
LEGISLATION THAT PROVIDES COUNTIES WITH DIRECT  
FEDERAL AID TO SUPPORT THE COUNTY ROLE IN THE COVID-19  
DISASTER RESPONSE AND RECOVERY**

**WHEREAS**, The COVID-19 pandemic has impacted every aspect of our society for a year now and counting; and

**WHEREAS**, Even as vaccines have been developed, approved, and deployed, the pandemic continues to spread across our nation, growing worse as measured by the loss of life, infections, infection rates and economic harm; and

**WHEREAS**, While Congress has enacted several important COVID response bills, there is still a tremendous need in every corner of the country and our state for more federal resources; and

**WHEREAS**, New York State remains one of the most deeply impacted states, in both the loss of life and economic harm; and

**WHEREAS**, Counties and New York City are still projecting lost revenues in excess of \$10 billion over the 2020 and 2021 fiscal years; and

**WHEREAS**, Counties face an unprecedented quadruple threat of

- A significant decline in local revenues, especially sales tax, but also hotel occupancy taxes, mortgage recording taxes, gaming revenues, and other locally derived fees;
- Higher spending necessary to respond to the national public health emergency;
- Multiple years of reduced state reimbursement; and
- The potential of significant losses for small businesses on our main streets that could threaten jobs and the property tax base over the longer term; and

**WHEREAS,** Without further federal assistance, the fiscal outlook for counties could become more dire; and

**WHEREAS,** That the Wyoming County Board of Supervisors thanks the New York Congressional Delegation for its unwavering advocacy in support of providing more federal resources including unrestricted direct aid to the state and its localities; and

**WHEREAS,** President Biden has submitted a new COVID response and recovery package that includes \$350 billion in direct unrestricted aid to states and localities; and

**WHEREAS,** Counties and New York City are the primary governmental units providing the “boots on the ground” to protect and deliver services to New Yorkers during this pandemic; including:

- Maintaining public health facilities such as hospitals, clinics and nursing homes;
- Administering and partially funding Medicaid on behalf of the state;
- Disease surveillance, monitoring, testing, and providing education to the public on how to practice social distancing and proper hygiene;
- Providing and coordinating the acquisition of PPE and other equipment;
- Providing mortuary services;
- Providing mental health educational resources to the public;
- Ensuring access to counseling and substance abuse services;
- Staffing and managing emergency operations centers that organize disaster response;
- Maintaining and staffing 9-1-1 systems that respond to urgent calls for help;
- Providing families in need with services including childcare, cash assistance, emergency housing, responding to domestic violence situations, child abuse prevention and protective services, elder abuse prevention and protection services, food assistance (including SNAP

enrollment and senior meals), energy assistance (including LIHEAP enrollment), foster care, among others;

- Assisting small businesses with bridge loans and working capital;
- Employment training for those who are unemployed;
- Ensuring vulnerable seniors continue to receive essential services; and
- Coordinating meals on wheels, medical supplies and prescriptions.

Now therefore,

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors call on the New York State Congressional Delegation to vote in support of providing all counties and states direct unrestricted federal aid to combat COVID-19 and assist in the economic recovery; and be it

**FURTHER RESOLVED**, The goal should be to provide funding to address expected revenue losses over the next two years for New York State and its localities; and be it

**FURTHER RESOLVED**, That additional direct aid will need to be made available for the City of New York for its unique responsibilities as a city and county under New York state law; and be it

**FURTHER RESOLVED**, Population, with no minimum thresholds, should be a key distribution criterion for this county direct federal aid; and be it

**FURTHER RESOLVED**, Federal stimulus legislation must also grant states and large counties that received funding under the Coronavirus Relief Fund as part of the Coronavirus Aid, Relief, and Economic Security Act (CARES Act) the ability to use those funds to supplant revenue losses; 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:    #54**

**RESOLUTION NO. 21-193**  
**(April 13, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

Regular Session



**RESOLUTION CALLING ON THE STATE TO EQUITABLY  
DISTRIBUTE GAMING REVENUE TO ALL NEW YORK COUNTIES**

**WHEREAS**, The State Fiscal Year 2022 Executive Budget proposes changing the state's gaming industry by: 1) legalizing mobile sports gaming; and 2) allowing for three additional private casino licenses to be awarded; and

**WHEREAS**, These proposed changes could impact the current local government revenue sharing system; and

**WHEREAS**, In addition to these new proposals, the State and Seneca Nation compact settlements are still stalled, heavily impacting local governments that depend on this revenue that is generated from gaming in WNY; and

**WHEREAS**, The Governor's current proposed mobile sports gaming system would not allow for a revenue sharing system with local governments or gaming system government partners such as OTB and racetracks; and

**WHEREAS**, The State Legislature (S.1183 Addabo/ A.1257 Pretlow) is proposing an alternative mobile sports betting model that would allow for revenue sharing and some system operation with local entities such as OTB, which brings needed local revenue and jobs; and

**WHEREAS**, Under the current revenue sharing system with casinos, New York State receives funding from gaming facilities and a portion of this funding is passed to local governments; and

**WHEREAS**, Depending on where the county is located, this local gaming revenue share can come from one or a combination of the following entities: private commercial casinos, Native American casinos, racinos, horse and harness raceways, and Off-Track Betting Corporations (OTBs); and

**WHEREAS**, This gaming revenue sharing system brings hundreds of millions of dollars to local governments, and this revenue is crucial for the support of needed services throughout the state; and

**WHEREAS**, With the proposed expansion of casino gaming in New York State and the potential increase from mobile sports gaming, there will be a significant realignment of gaming spending throughout the State; and

**WHEREAS**, Considerate planning with the goal of equitable statewide distribution by the State Legislature and the Executive Chamber must occur prior to gaming expansion in order to avoid new local government revenue sharing systems that are beneficial to some and harmful to others; now therefore

April 13, 2021

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors call on the State, when changing and expanding the State’s gaming market, to distribute an equitable percentage of income and gaming revenues to local governments and to consider a method where preexisting gaming facilities will retain revenue locally, keep and create local jobs, and to ensure needed local government revenue; and be it

**FURTHER RESOLVED**, Mobile sports betting should also allow for system operation and revenue sharing that meets local needs, including the creation and retention of local jobs and shared revenue with local governments in order to meet the increased government services needs that comes with such proposals; 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: #55**

**RESOLUTION NO. 21-194  
(April 13, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**WILLIAM J. SIKES PROVISIONALLY APPOINTED DIRECTOR OF  
INFORMATION TECHNOLOGY**

**BE IT RESOLVED**, That *William J. Sikes*, 18 Jefferson Street, Warsaw, NY 14569 be hereby provisionally appointed to the position of *Director of Information Technology*; effective March 29, 2021; and be it

**FURTHER RESOLVED**, That Salary Schedule “D” be hereby amended to set the salary of said position at \$90,000.00 with a \$5,000.00 increase upon permanent appointment.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain: #56**

**RESOLUTION NO. 21-195  
(April 13, 2021)**

Regular Session

By Mr. Kehl, Chairman of the Finance Committee:

### **SALARY SCHEDULES “D”, “X” AND “P”, AMENDED**

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

#### **Salary Schedule “D”:**

##### ***Information Technology***

- Set a one-time stipend of \$25,000.00 for ***Acting Director of Information Technology***; effective late November 2020 through March 28, 2021.

#### **Salary Schedule “X”:**

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

- Create one (1) position of ***Medical Biller*** (Temporary) Per Diem (position code TBD) under WYOMING COUNTY FAMILY MEDICINE – ARCADE and set the salary at \$13.33 - \$17.50 per hour; position available date is March 21, 2021.

#### **Salary Schedule “P”:**

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

- Set a stipend for ***Pediatrician Physician*** (position code 10.114.582) under PEDIATRIC CLINIC and set the salary at \$250.00 per day (24-hour period) for nursery call coverage only beyond existing contract requirement; effective March 1, 2021.
- Abolish one (1) position of ***Neurology Physician Provider*** (position code 10.101.566) under NEUROLOGY CLINIC; effective March 21, 2021.

**Carried: XXX**

**Ayes: 1599**

**Noes:**

**Absent:**

**Abstain:**

**#57**

### **RESOLUTION NO. 21-196**

**(April 13, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

### **CORRECTION OF ERRORS IN THE TOWN OF ATTICA APPROVED**

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

April 13, 2021

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

**2021 TOWN/COUNTY TAX BILL**

**TAX MAP PARCEL:** Town of Attica ~ 8.-1-14.1  
**LOCATION:** 4154 East Main Road  
**OWNER:** *Robert W. and Lisa Piechocki*  
558 Werner Road, Attica, NY 14011  
**ORIGINAL BILL:** \$4,397.54  
**CORRECTED BILL:** \$2,890.59  
**CREDIT:** \$1,506.95  
**REASON:** Clerical Error  
**AUTHORITY:** RPTL §550.2(b) *‘an entry which is a mathematical error present in the computation of a partial exemption’.*

**Carried:** XXX    **Ayes:** 1599    **Noes:**    **Absent:**    **Abstain:** #58

**RESOLUTION NO. 21-197**  
**(April 13, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**CORRECTION OF ERRORS IN THE TOWN OF COVINGTON**  
**APPROVED**

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

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

**2021 TOWN/COUNTY TAX BILL**

Regular Session

**TAX MAP PARCEL:** 37.-1-38.1 ~ Town of Covington  
**LOCATION:** 6320 Lamb Road  
**OWNER:** *Richard Wilson*  
 6320 Lamb Road, Wyoming, NY 14591  
**ORIGINAL BILL:** \$4,200.27  
**CORRECTED BILL:** \$2,469.29  
**CREDIT:** \$1,730.98  
**REASON:** Clerical Error  
**AUTHORITY:** RPTL §550.2(h) *‘an entry on an assessment roll or tax roll of a relieved school tax or relieved village tax which has been previously paid’.*

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**  
**#59**

**RESOLUTION NO. 21-198**  
**(April 13, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH MITI**  
**PROPERTIES 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 Chief Executive Officer of the hospital, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney and/or Costello Cooney Fearon, PLLC, legal counsel, is hereby authorized and directed to sign a contract with **MITI Properties**, 20 North View Park, Attica, NY 14011 on behalf of the Wyoming County Community Health System. Said contract is for a 10-year commercial rental agreement for approximately 1,400 sq. ft. of space at 35 Main Street, Attica, NY 14011 in an amount not to exceed two thousand one hundred dollars (\$2,100.00) per month plus two percent (2%) increase every two (2) years for a total amount not to exceed two hundred sixty-three thousand dollars (\$263,000.00), effective May 1, 2020 through April 30, 2031.

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**  
**#60**

April 13, 2021

**RESOLUTION NO. 21-199**  
**(April 13, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 17-362 AMENDED**

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

- *Usherwood Office Technology*, 1005 West Fayette Street, Syracuse, NY 13204 for copy/printing/multi-function equipment, maintenance and consumable supplies (excluding paper) and repair service for all system wide copy/printing/multi-function equipment, including current standalone and networked printers owned in an amount not to exceed one hundred twenty thousand dollars (\$120,000.00) per year; effective January 1, 2018 through December 31, 2020.

Now therefore,

**BE IT RESOLVED**, That *Resolution Number 17-362* be hereby amended as follows:

- Extend the term of the agreement from December 31, 2020 through ***March 31, 2021***.
- Increase the total contract amount from three hundred sixty thousand dollars (\$360,000.00) to a total amount not to exceed three hundred eighty thousand dollars (\$380,000.00).

All else remains the same.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**  
**#61**

**RESOLUTION NO. 21-200**  
**(April 13, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 20-418 AMENDED**

**WHEREAS**, Resolution Number 20-418 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS EMPLOYMENT AGREEMENTS ~**

Regular Session

**SALARY SCHEDULE “P” ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM,”** passed by this Board of Supervisors on October 13, 2020 and provides, in part, for the following:

- ***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.

Now therefore,

**BE IT RESOLVED**, That ***Resolution Number 20-418*** be hereby amended as follows:

- Change the contracting party address to ***4270 Hammocks Drive, Apt. 4475, Geneseo, NY 14454.***
- ***Add additional on-call shifts over and above the existing coverage obligation; effective March 1, 2021.***

All else remains the same.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:    #62**

**RESOLUTION NO. 21-201  
(April 13, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

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

**BE IT RESOLVED**, In accordance with Resolution Number 11-209 passed by the Wyoming County Board of Supervisors, on June 14, 2011 entitled, **“AMENDING RESOLUTION 91-159, AUTHORITY OF THE BOARD OF MANAGERS OF THE HOSPITAL,”** the 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 award bid and sign a contract with ***MJ Mechanical Services, Inc.***, 95 Pirson Parkway, Tonawanda, NY 14150 on behalf of the Wyoming County Community Health System. Said contract to replace two (2) rooftop units at the Skilled Nursing Facility and Behavioral Health Unit including controls and piping in an amount not to exceed four hundred thirteen thousand nine hundred seven dollars (\$413,907.00); effective April 15, 2021

April 13, 2021

220

through September 30, 2021.

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**  
**#63**

**RESOLUTION NO. 21-202**  
**(April 13, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

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

**BE IT RESOLVED**, That the Chairman of this Board and Director of Human Resource, with the approval of the County Attorney and County Labor Attorney, are hereby authorized and directed to sign a Memorandum of Understanding by and between the Civil Service Employee's Association Local 1000, AFSCME, AFL-CIO and the County of Wyoming as set forth below and annexed hereto.

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



## MEMORANDUM OF UNDERSTANDING

Between the

For The CSEA:

For WYOMING COUNTY:

CIVIL SERVICE

Date:

*Celiste Bydack*

Date:

*Nancy [Signature]*  
3/10/2021SHEA - SCHEDULED NURSING FACILITY  
(AMMENDED 3/1/2021)

WHEREAS, there is a crisis in staffing qualified Certified Nursing Assistants (CNA's), Licensed Practical Nurses (LPN's) and Registered Nurses (RN's) during the days and shifts listed below;

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

THEREFORE, the parties whose names are affixed hereto agree to the following terms;

1. Certified Nursing Assistants, Licensed Practical Nurses (LPN's) and Registered Nurses (RN's) who are fulltime or part-time within the Nursing Facility will receive extra shift incentives for each scheduled consecutive four (4) hours worked from the period beginning 7 a.m. March 1, 2021 according to the schedule below:
  1. Thirty-five dollars (\$35.00) for four (4) hours per pay period
  2. Seventy dollars (\$70.00) for eight (8) hours per pay period
  3. One hundred and five dollars (\$105.00) for twelve (12) hours per pay period.
2. A maximum of twelve (12) hours per week will be paid for employees in a full time status (1.0 FTE).
3. This bonus is paid for shifts that are scheduled in addition to the employee's regularly scheduled shifts.
4. Shifts will be offered on a first-come first-served basis.
5. If an RN, LPN or CNA signs up for an extra shift and finds she or he cannot work it for whatever reason, he or she would be responsible for finding someone to work the shift. If he/she DOES find someone to cover the shift, there is NO occurrence on the attendance record. If she/he does not find someone to cover the shift, then the attendance policy will apply.
6. This Memorandum of Understanding shall not create a precedent or waiver for any other case.
7. This Memorandum of Understanding can be canceled by either party with 30 calendar day's written notice to the other party for any reason, if canceled the parties will return to the provisions of the Collective Bargaining Agreement.

April 13, 2021

**RESOLUTION NO. 21-203  
(April 13, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A  
CONTRACT WITH TOMPKINS INSURANCE ON BEHALF OF THE  
BOARD OF SUPERVISORS**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is hereby authorized and directed to award bid and sign a contract with *Tompkins Insurance*, 90 Main Street, Batavia, NY 14020 on behalf of the Board of Supervisors. Said contract is for insurance broker services; effective May 1, 2021 through April 31, 2024; and be it

**FURTHER RESOLVED**, That upon written, mutual agreement between both parties, the contract as written may be extended for five (5) additional one-year terms.

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**  
#65

**RESOLUTION NO. 21-204  
(April 13, 2021)**

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 Dept***

- One (1) position of *Social Services Program Specialist Trainee* (1.00 FTE) on CSEA Schedule A, Job Grade 8 at \$18.75/hr. - \$21.69 per hr.; position available date is April 14, 2021.

Regular Session

### ***Real Property Tax Services***

- One (1) position of ***GIS Technician*** (Per Diem/Variable FTE) (Temporary) at an hourly rate of \$35.00 per hr.; position available date is March 25, 2021.
  - Position to last for a period of six (6) months from approval, until October 14, 2021, unless abolished or renewed by action of the Board of Supervisors.

**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain: #66**

## **RESOLUTION NO. 21-205 (April 13, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

### **INVESTMENT POLICY FOR WYOMING COUNTY ADOPTED; CHAIRMAN AUTHORIZED TO SIGN CUSTODIAL AGREEMENTS TO MAINTAIN PLEDGED SECURITIES**

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors hereby approves and adopts the following investment policy:

### **INVESTMENT POLICY FOR WYOMING COUNTY**

#### **I. SCOPE**

This investment policy applies to all moneys and other financial resources available for investment on its own behalf or on behalf of any other entity or individual.

#### **II. OBJECTIVES**

The primary objectives of the local government's investment activities are, in priority order,

- to conform with all applicable federal, state and other legal requirements (legal);
- to adequately safeguard principal (safety);
- to provide sufficient liquidity to meet all operating requirements (liquidity); and
- to obtain a reasonable rate of return (yield).

#### **III. DELEGATION OF AUTHORITY**

The governing board's responsibility for administration of the investment program is delegated to the Chief Fiscal Officer who shall establish written procedures for the operation of the investment program consistent with these investment guidelines. Such procedures shall include and adequate internal

April 13, 2021

control structure to provide a satisfactory level of accountability based on a data base or records incorporating description and amounts of investments, transaction dates, and other relevant information and regulates the activities of subordinate employees.

**IV. PRUDENCE**

All participants in the investment process shall seek to act responsibly as custodians of the public trust and shall avoid any transaction that might impair public confidence in the County of Wyoming to govern effectively. Investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudence discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investments, considering the safety of the principal as well as the probable income to be derived.

All participants involved in the investment process shall refrain from personal business activity that could conflict with proper execution of the investment program, or which could impair their ability to make impartial investment decisions.

**V. DIVERSIFICATION**

It is the policy of the County of Wyoming to diversify its deposits and investments by financial institution, by investment instrument, and by maturity scheduling.

**VI. INTERNAL CONTROLS**

It is the policy of the County of Wyoming for all moneys collected by any officer or employee of the government to transfer those funds to the chief fiscal officer within 7 days of deposit, or within the time period specified in law, whichever is shorter.

The Chief Fiscal Officer is responsible for establishing and maintaining an internal control structure to provide reasonable, but not absolute, assurance that deposits and investments are safeguarded against loss from un-authorized use or disposition, that transactions are executed in accordance with management's authorization and recorded properly, and is managed in compliance with applicable laws and regulations.

**VII. DESIGNATION OF DEPOSITARIES**

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

<b><u>DEPOSITORY NAME</u></b>	<b><u>MAXIMUM AMOUNT OFFICER</u></b>
Five Star Bank	<b>\$50,000,000.00</b>
Tompkins Bank of Castile	\$30,000,000.00
M & T Bank	\$10,000,000.00

Community Bank NA	\$20,000,000.00
JP Morgan Chase	\$10,000,000.00
Key Bank	\$ 1,000,000.00
NYClass	\$30,000,000.00

### **VIII. COLLATERALIZING OF DEPOSITS**

In accordance with the provisions of General Municipal Law, Sec.10, all deposits of Wyoming County, including certificates of deposit and special time deposits, in excess of the amount insured under the provisions of the Federal Deposit Insurance Act shall be secured:

1. By a pledge of "eligible securities" with an aggregate "market value" as provided by GML Sec. 10, equal to the aggregate amount of deposits from the categories designated in Appendix A to the policy.
2. By an eligible "irrevocable letter of credit" issued by a qualified bank other than the bank with the deposits in favor of the government for a term not to exceed 90 days with an aggregate value equal to 140% of the aggregate amount of deposits and the agreed upon interest, if any. A qualified bank is one whose commercial paper and other unsecured short-term debt obligations are rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization or by a bank that is in compliance with applicable federal minimum risk-based capital requirements.
3. By an eligible surety bond payable to the government for an amount at least equal to 100% of the aggregate amount of deposits and the agreed upon interest, if any, executed by an insurance company authorized to do business in New York State, whose claims-paying ability is rated in the highest rating category by at least two nationally recognized statistical rating organizations.

### **IX. SAFEKEEPING AND COLLATERALIZATION**

Eligible securities used for collateralizing deposits shall be held by the depository and/or a third party bank or trust company subject to security and custodial agreements.

The security agreement shall provide that eligible securities are being pledged to secure local government deposits together with agreed upon interest, if any, and any costs or expenses arising out of the collection of such deposits upon default. It shall also provide the conditions under which the securities may be sold, presented for payment, substituted or released and the events, which will enable the local government to exercise its rights against the pledged securities. In the event that the securities are not registered or inscribed in the name of the local government, such securities shall be delivered in a form suitable for transfer or with an assignment in blank to the County of Wyoming or its custodial bank. The custodial agreement shall provide that securities held by the bank or trust company, or agent of and custodian for, the local government, will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be commingled with or become part of the

backing for any other deposit or other liabilities. The agreement should also describe that the custodian shall confirm the receipt, substitution or release of the securities. The agreement shall provide for the frequency of revaluation of eligible securities and for the substitution of securities when a change in the rating of a security may cause ineligibility. Such agreement shall include all provisions necessary to provide the local government a perfected interest in the securities.

## **X. PERMITTED INVESTMENTS**

As authorized by General Municipal Law, Sec. 11, the County of Wyoming authorizes the Chief Fiscal Officer to invest moneys not required for immediate expenditure for terms not to exceed its projected cash flow needs in the following types of investments:

- Special time deposit accounts;
- Certificates of deposit;
- Obligations of the United States of America;
- Obligations guaranteed by agencies of the United States of America where the payment of principal and interest are guaranteed by the United State of America;
- Obligations of the State of New York;
- Obligations issued pursuant to LFL Sec. 24.00 or 25.00 (with approval of the State Comptroller) by any municipality, school district or district corporation other than the County of Wyoming;
- Obligations of public authorities, public housing authorities, urban renewal agencies and industrial development agencies where the general State statutes governing such entities or whose specific enabling legislation authorize such investments.
- Certificates of Participation (COP's) issued pursuant to GML Sec. 109b.
- Obligations of this local government, but only with any moneys in a reserve fund established pursuant to GML Sec. 6-c, 6-d, 6-e, 6-g, 6-h, 6-j, 6-k, 6-l, 6-m, or 6-n.

All investment obligations shall be payable or redeemable at the option of the County of Wyoming within such times as the proceeds will be needed to meet expenditures for purposes for which the moneys were provided and, in the case of obligations purchased with the proceeds of bonds or notes, shall be payable or redeemable at the option of the County of Wyoming within two years of the date of purchase.

## **XI. AUTHORIZED FINANCIAL INSTITUTIONS AND DEALERS**

The County of Wyoming shall maintain a list of financial institutions and dealers approved for investment purposes and establish appropriate limits to the amount of investments, which can be made with each financial institution or

dealer. All financial institutions with which the local government conducts business must be credit worthy. Banks shall provide their most recent Consolidated Report of Condition (Call Report) at the request of the County of Wyoming. Security dealers not affiliated with a bank shall be required to be classified as reporting dealers affiliated with the New York Federal Reserve Bank, as primary dealers. The Chief Fiscal Officer is responsible for evaluating the financial position and maintaining a listing of proposed depositaries, trading partners and custodians. Such listings shall be evaluated at least annually. The County may, in its discretion, authorize a bank designated for the deposit of County funds to arrange for the redeposit of such funds in one or more banking institutions, for the account of the County, through a deposit placement that meets the conditions set forth in General Municipal Law Section 10(2)(a)(ii).

## **XII. PURCHASE OF INVESTMENTS**

The Chief Fiscal Officer is authorized to contract for the purchase of investments:

1. Directly, including through a repurchase agreement, from an authorized trading partner.
2. By participation in a cooperative investment program with another authorized governmental entity pursuant to Article 5G of the General Municipal Law where such program meets all the requirements set forth in the Office of the State Comptroller Opinion No. 88-46, and the specific program has been authorized by the governing board.
3. By utilizing an ongoing investment program with an authorized trading partner pursuant to a contract authorized by the governing board.

All purchased obligations, unless registered or inscribed in the name of the local government, shall be purchased through, delivered to and held in the custody of a bank or trust company. Such obligations shall be purchased, sold or presented for redemption or payment by such bank or trust company only in accordance with prior written authorization from the officer authorized to make the investment. All such transactions shall be confirmed in writing to the County of Wyoming by the bank or trust company. Any obligation held in the custody of a bank or trust company shall be held pursuant to a written custodial agreement as described in General Municipal Law, Sec. 10.

The custodial agreement shall provide that securities held by the bank or trust company, as agent of and custodian for, the local government, will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be commingled with or become part of the backing for any other deposit or other liabilities. The agreement shall describe how the custodian shall confirm the receipt and release of the securities. Such agreement shall include all provisions necessary to provide the local government a perfected interest in the securities.

## **XIII. REPURCHASE AGREEMENTS**

Repurchase agreements are authorized subject to the following restrictions:

- All repurchase agreements must be entered into subject to a Master Repurchase Agreement.
- Trading partners are limited to banks or trust companies authorized to do business in New York State and primary reporting dealers.
- Obligations shall be limited to obligations of the United States of America and obligations guaranteed by agencies of the United States of America.
- No substitution of securities will be allowed.
- The custodian shall be a party other than the trading partner.

## **APPENDIX A**

### **Schedule of Eligible Securities**

- (i) Obligations issued, or fully insured or guaranteed as to the payment of principal and interest, by the United States of America, an agency thereof or a United States government sponsored corporation.
- (ii) Obligations issued or fully guaranteed by the International Bank for Reconstruction and Development, the Inter-American Development Bank, and the Asian Development Bank, and the African Development Bank.
- (iii) Obligations partially insured or guaranteed by any agency of the United States of America, at a proportion of the market Value of the obligation that represents the amount of the insurance or guaranty.
- (iv) Obligations issued or fully insured or guaranteed by the State of New York, obligations issued by a municipal corporation, school district or district corporation of such State or obligations of any public benefit corporation, which under a specific State statute may be accepted as security for deposit of public moneys.
- (v) Obligations issued by states (other than the State of New York) of the United States rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.
- (vi) Obligations of Puerto Rico rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.
- (vii) Obligations of counties, cities and other governmental entities of a state other than the State of New York having the power to levy taxes that are backed by the full faith and credit of such governmental entity and rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.
- (viii) Obligations of domestic corporations rated in one of the two highest rating categories by at least one nationally recognized statistical rating organization.



**Carried: XXX    Ayes: 1599    Noes:    Absent:    Abstain:**  
*Non-Consent*  
**#67**

By Mr. Kehl, Chairman of the Finance Committee:

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

## Public Health Dept

- Set the salary for **Public Health Program Coordinator** (position code 140.609) from \$49,200.00 to \$58,000.00 annually; effective April 14, 2021.

**Carried: XXX   Ayes: 1357   Noes: 140 (Bennington)   Absent:   Abstain:**  
102 (Sheldon)  
 242 Total  
*Non-Consent*  
**#68**

April 13, 2021

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”:**

***Zoning Department***

- Set a \$2,000.00 increase in annual compensation for ***Zoning Enforcement Officer*** (position code 026.554) upon the completion of two (2) years of service with satisfactory performance and meeting all established goals.
  - To be added to base hourly wage based on annual hours.

**Carried: XXX   Ayes: 1357   Noes: 140 (Bennington)   Absent:   Abstain:**  
**102 (Sheldon)**  
**242 Total**

***Non-Consent***  
**#69**

**RESOLUTION NO. 21-208**  
**(April 13, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**SALARY SCHEDULE “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 “G”:**

***Mental Health***

- Set an annual stipend for ***Fiscal Officer I*** (position code 010.282) in the amount of \$1,500.00 per year payable annually prior to the end of April each year for four (4) years.

**Carried: XXX   Ayes: 1411   Noes: 140 (Bennington)   Absent:   Abstain:**  
**48 (Pike)**  
**188 Total**

*Supervisor Becker, T/Sheldon spoke in favor. Supervisor King, T/Pike spoke against. Supervisor Brunner, T/Java questioned the salary range. Supervisor Leuer, T/Middlebury provided the range of \$65,000 - \$75,000. Also said with*

April 13, 2021

General Services Vehicle Marketplace bids and sign contracts on behalf of the Sheriff's Department:

- **NYE Automotive Group**, 1479 Genesee Street, Oneida, NY 13421
  - **NYS Mini-Bid #6797** for four (4) 2021 Dodge Charger Police Marked Units in an amount not to exceed one hundred thirteen thousand eighty dollars twenty-eight thousand two hundred seventy dollars (\$28,270.00) each for a total amount not to exceed one hundred thirteen thousand eighty dollars (\$113,080.00); effective April 1, 2021 through delivery of vehicles
  - **NYS Mini-Bid #6770** for one (1) 2021 Dodge Charger Police Unmarked Unit in an amount not to exceed twenty-eight thousand one hundred three dollars (\$28,103.00); effective April 1, 2021 through delivery of vehicle

**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 3:36 PM with a rap on his desk.*

\*\*\*\*\*

Respectfully submitted,

**Cheryl J. Ketchum**

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

Clerk to the Board

## REGULAR SESSION

(May 11, 2021)

Tuesday

2:30 PM

The regular session of the Wyoming County Board of Supervisors was held at the Wyoming County Government Center in the Board of Supervisors' Chambers located at 143 North Main Street, Warsaw, New York with all Supervisors present (Supervisors Leuer, T/Middlebury participated via Zoom); 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>.

Also present were County Attorney Jim Wujcik, Budget Officer, Janis Cook and Clerk to the Board, Cheryl Ketchum.

### Call to Order ~

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

### Pledge of Allegiance to the Flag ~

- Veteran leading pledge was Director of Veteran Services, Lisa Siemer-Harvey and her service dog, Radar.

### Opening Prayer ~

- Rev. Mack Bixby, via Call-In
  - Due to technical difficulties, Rev. Bixby was unable to offer a prayer

### Communications ~

- 04/28/21 Correspondence from Sen. Gallivan acknowledging receipt of NYSAC resolutions passed last month.
  - Senator Gallivan's District Representative, Eileen Hopkins was in attendance and shared with the Board that legislation for the continuation of the county's additional ¼% Mortgage tax just passed in the Investigations & Government Operations Committee and has been sent to the Finance Committee!

#1

## RESOLUTION NO. 21-211

May 11, 2021

(May 11, 2021)

By Mr. Kehl, Chairman of the Finance Committee:

**FUNDS TRANSFERRED TO VARIOUS 2021 ACCOUNTS**

**BE IT RESOLVED**, That funds are hereby transferred to the various 2021 accounts as follows:

<b>Mental Health</b>			
<b>From:</b> 01.38.4220.4.42488 STOP Act	\$1,614.75		
<b>To:</b> 01.38.4220.1.10001 Salaries/Fixed Sch S/D/I		\$1,500.00	
01.38.4220.8.83001 FICA		93.00	
01.38.4220.8.85001 Medicare – FICA		21.75	
<b>Reason:</b> To cover Fiscal Officer stipend.			
<b>Mental Health Total</b>			<b>\$1,614.75</b>

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

**RESOLUTION NO. 21-212**  
(May 11, 2021)

By Mr. Kehl, Chairman of the Finance Committee:

**FUNDS APPROPRIATED TO VARIOUS 2021 ACCOUNTS**

**BE IT RESOLVED**, That funds are hereby appropriated to the various 2021 accounts as follows:

<b>Board of Supervisors</b>			
<b>To:</b> 01.31.1010.4.40301 Prof. Svc Contracts <i>w/any funds available</i>	\$5,000.00	\$5,000.00	
<b>Reason:</b> To cover CH Ins. consulting services related to award of Insurance Broker Services RFP.			
<b>Board of Supervisors Total</b>			<b>\$5,000.00</b>
<b>Historian</b>			
<b>To:</b> 01.46.7520.4.40808 Mowing & Maintenance <i>w/any funds available</i>	\$700.00	\$700.00	
<b>Reason:</b> To cover increase of mowing services for County Home Cemetery by Nomads (replacing SASi). Work performed by B&G Dept., funds from Historic Properties Dept.			
<b>Historian Total</b>			<b>\$700.00</b>
<b>Assigned Counsel</b>			

<b>To:</b> 01.34.1421.4.42494 HH Grant Expenses <b>w/</b> 01.11.1421.302510 Hurrell Harring Grant <b>Reason:</b> To cover Public Defense Case Management System installation fee, remote training and annual support (1 license) (2/9/21 - 2/8/22) and investigative and transcription services.	\$2,571.45	\$2,571.45	
<b>Assigned Counsel Total</b>			<b>\$2,571.45</b>
<b>Mental Health</b>			
<b>To:</b> 01.38.4325.4.42441 MH/Misc MH Programs <b>w/</b> 01.11.4325.3490 MH State Aid <b>Reason:</b> To utilize the full contract total for programs at Spectrum, Camp Get-A-Way and WCCH funded by OMH State Aid.	\$82,184.00	\$82,184.00	
<b>To:</b> 01.38.4321.4.42422 MH: Suburban Adult Srv <b>w/</b> 01.11.4321.3490 State Aid <b>Reason:</b> 2021 State aid adjustment.	\$29,112.00	\$29,112.00	
<b>Mental Health Total</b>			<b>\$111,296.00</b>
<b>Buildings and Grounds (Co. Bldgs.)</b>			
<b>To:</b> 01.42.6422.2.21002 Property Renovations <b>w/any funds available</b> <b>Reason:</b> Materials for tenant build out space on first floor of the Ag and Business Center.	\$10,000.00	\$10,000.00	
<b>Buildings and Grounds (Co. Bldgs.) 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 **\$3,873,349.49** for the month of **April 2021**. No further action is required.

*There was a motion by Ms. Grant, T/Bennington, to combine resolutions #3 through #11. Hearing no objection, resolution titles only were read.*

**#3**

### **RESOLUTION NO. 21-213 (May 11, 2021)**

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

#### **ARMED FORCES WEEK PROCLAIMED**

**WHEREAS,** We recognize all the brave men and women of our Armed Forces for their honor, courage, devotion to duty and their personal sacrifices for our freedom; and

**WHEREAS,** We hold a deep respect for all Veterans and active duty personnel of our Armed Forces, Army, Navy, Marines, Air Force and Coast Guard,

May 11, 2021

who have and continue to protect and defend our Constitution, our flag and our freedom; and

**WHEREAS,** We pause to recognize their sacrifices and at times giving their last full measure to sustain our way of life; and

**WHEREAS,** We give thanks to all our Veterans and active duty Armed Forces men and women for their most precious gift to us -- our freedom; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors does hereby proclaim May 9<sup>th</sup> through May 15<sup>th</sup>, 2021 as **ARMED FORCES WEEK** in Wyoming County

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

#4

**RESOLUTION NO. 21-214**  
**(May 11, 2021)**

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

**OLDER AMERICANS MONTH PROCLAIMED**

**WHEREAS,** Wyoming County includes a growing number of older Americans who have built resilience and strength over their lives through successes and difficulties; and

**WHEREAS,** Wyoming County benefits when people of all ages, abilities, and backgrounds are included and encouraged to share their successes and stories of resilience; and

**WHEREAS,** Wyoming County recognizes our need to nurture ourselves, reinforce our strength, and continue to thrive in times of both joy and difficulty; and

**WHEREAS,** Wyoming County can foster communities of strength by:

- Creating opportunities to share stories and learn from each other;
- Engaging older adults through education, recreation, and service; and
- Encouraging people of all ages to celebrate connections and resilience.

Now therefore,



**BE IT RESOLVED**, That the Wyoming County Board of Supervisors do hereby proclaim May 2021 to be Older Americans Month and urge every resident to recognize older adults and the people who support them as essential contributors to the strength of our community.

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

#5

### **RESOLUTION NO. 21-215**

**(May 11, 2021)**

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

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

**BE IT RESOLVED**, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign a grant application and acceptance award with the *New York State Office for the Aging*, 2 Empire State Plaza, Albany, NY 12223 on behalf of the Wyoming County Office for the Aging. Said grant is for the funding of CMC2, HDC2, SSC3, HDC3, FCC3, ADRC and HDC5 in a minimum amount of one hundred sixty-four thousand nine hundred ninety-three dollars (\$164,993.00); effective March 20, 2020 through September 30, 2022.

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

#6

### **RESOLUTION NO. 21-216**

**(May 11, 2021)**

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

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

**BE IT RESOLVED**, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign a grant application and acceptance award with the *New York State Office for the Aging*, 2 Empire State Plaza, Albany, NY 12223 on behalf of the Wyoming

May 11, 2021

County Office for the Aging. Said grant to fund the Nutrition Services Incentive Program in a minimum amount of forty-five thousand nine hundred twenty-eight dollars and twenty cents (\$45,928.20); effective October 1, 2020 through September 30, 2021.

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

#7

**RESOLUTION NO. 21-217  
(May 11, 2021)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH WCJW  
ON BEHALF OF THE OFFICE FOR THE AGING**

**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 **WCJW**, 3258 Merchant Road, P.O. Box 251, Warsaw, NY 14569 on behalf of the Office for the Aging. Said contract is for various Office for the Aging programs that require promotion in an amount not to exceed fourteen thousand four hundred dollars (\$14,400.00); effective April 1, 2021 through March 31, 2022.

Contingent upon the availability of funds.

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

#8

**RESOLUTION NO. 21-218  
(May 11, 2021)**

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 2021~2024 budget and variable depending on services provided; effective July 1, 2021

through June 30, 2024:

**PRESCHOOL RELATED SERVICES:**

- ***Aurora Audiology***, 97 Hamburg Street, East Aurora, NY 14052
- ***Karen Brown***, 4588 Conway Road, East Bethany, NY 14054
- ***Candy Hodnett***, 8049 Higgins Creek Road, Fillmore, NY 14735
- ***Maria Czechowski***, 13939 Whitney Road, Holland, NY 14080
- ***Larissa Cox***, 4133 Centerline Road, Warsaw, NY 14569
- ***Terri Humberstone***, 7064 Standpipe Road, Perry, NY 14530
- ***Integrated Therapy Services of WNY OT/PT/SLP, PLLC***, 25 Liberty Street, Batavia, NY 14020
- ***Kidstart***, 18 Main Street, Mt. Morris, NY 14510
- ***Learning Ladder Therapeutic Association, Inc.***, 10495 Manchester Road, Boston, NY 14025
- ***Jessica Scheidt***, 5957 Bauer Road, Warsaw, NY 14569
- ***Sandra DeVoe***, 10725 Molasses Hill Road, Alexander, NY 14005
- ***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
- ***Beth Wolcott***, 3675 St. Helena Street, Perry, NY 14530
- ***Barb Bellamy***, 6962 Newcomb Road, Gainesville, NY 14066
- ***Amatina Frank***, 5566 Jerico Road, East Bethany, NY 14054
- ***Brandi Duvall***, 8526 Oramel Hill Road, Caneadea, NY 14717
- ***Double Talk, LLC***, 240 Redtail Road, Orchard Park, NY 14127
- ***Elizabeth Fox***, 190 Wyoming Street, Warsaw, NY 14569
- ***Pam Gullo***, 6630 Conner Road, Amherst, NY 14051
- ***Michelle Kolasny***, 1 Stranburg Avenue, Delevan, NY 14042
- ***Mary Snyder, Windfall Speech & Language***, 522 South Street, East Aurora, NY 14052
- ***Hear 2 Learn***, 6575 Kirkville Road, East Syracuse, NY 13057
- ***Denise Cornell***, 6 Crestview Avenue, Franklinville, NY 14757
- ***WNY Speech Language Pathology, OT and PT Consultants, PLLC d/b/a Clinical Associates of the Finger Lakes***, 590 Fishes Station Drive, Suite 130, Victor, NY 14564
- ***Tommy Pomeroy***, 11198 Lapp Road, Fillmore, NY 14735
- ***Perry Central School***, 33 Watkins Avenue, Perry, NY 14530
- ***Renee Fragoman***, 2886 Cuyler Road, Leicester, NY 14481
- ***LeRoy Physical Therapy and Training, PLLC, d/b/a Village Physical Therapy***, 3 West Avenue, LeRoy, NY 14482
- ***Room to Bloom Therapy Services***, 1850 Buffalo Road, Suite 200, Rochester, NY 14624

- ***Letchworth Central School***, 5550 School Road, Gainesville, NY 14066
- ***League for the Handicapped, dba The Children's League***, 393 North Street, Springville, NY 14141
- ***Pioneer Central School***, 12145 County Line Road, P.O. Box 579, Yorkshire, NY 14173
- ***Therapeutic Link for Children***, 6167 West Quaker Street, Orchard Park, NY 14127
- ***Warsaw Central School***, 81 West Court Street, Warsaw, NY 14569

**PRESCHOOL SPECIAL EDUCATION SERVICES:**

- ***Cattaraugus-Allegany BOCES***, Delevan Elementary, 30 School Street, Delevan, NY 14042
- ***Kidstart***, 18 Main Street, Mt. Morris, NY 14510
- ***Letchworth Central School***, 5550 School Road, Gainesville, NY 14066
- ***League for the Handicapped, d/b/a The Children's League***, 393 North Street, Springville, NY 14141
- ***Pioneer Central School***, 12145 County Line Road, P.O. Box 579, Yorkshire, NY 14173
- ***Therapeutic Link for Children***, 6167 West Quaker Street, Orchard Park, NY 14127
- ***Warsaw Central School***, 81 West Court Street, Warsaw, NY 14569
- ***Room to Bloom Therapy Services***, 1850 Buffalo Road, Suite 200, Rochester, NY 14624

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

**#9**

**RESOLUTION NO. 21-219  
(May 11, 2021)**

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

**CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED  
TO SIGN A CONTRACT WITH QUADIENT LEASING ON BEHALF OF  
THE DEPARTMENT OF SOCIAL SERVICES**

**BE IT RESOLVED**, That the Chairman of this Board and the Commissioner of Social Services, pursuant to General Municipal Law §103 and with the approval of the County Attorney, are hereby authorized and directed to sign a contract with the ***Quadient Leasing***, 478 Wheelers Farm Road, Milford, CT 06461 on behalf of the Department of Social Services. Said contract is for the leasing of a mail machine in an amount not to exceed six thousand eight hundred twenty-nine dollars and eighty-three cents (\$6,829.83); effective August 30, 2021 through November 29, 2026.

Regular Session

Contingent upon the availability of funds.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:**  
#10

**RESOLUTION NO. 21-220**  
**(May 11, 2021)**

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

**FOSTER CARE MONTH PROCLAIMED**

**WHEREAS**, The family, serving as the primary source of love, identity, self-esteem and support, is the very foundation of our community and our State; and

**WHEREAS**, In Wyoming County there are 16 children and youth in foster care being provided with safe, secure and stable environments, along with the compassion and nurturing of 21 foster families from voluntary agencies and 5 residential treatment facilities; and

**WHEREAS**, Foster families, who open their homes and hearts and offer help to children whose families are in crisis, play a vital role helping children and families heal and reconnect and launching children into successful adulthood; and

**WHEREAS**, Dedicated foster families frequently adopt foster children, resulting in a greater need for more foster families; and

**WHEREAS**, There are numerous individuals, public and private organizations whom work to increase public awareness of the needs of children in and leaving foster care as well as the enduring and valuable contribution of foster parents, and the foster care “system” is only as good as those who choose to be part of it; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors do hereby proclaim **May 2021** as **FOSTER CARE MONTH** *in Wyoming County*; and be it

**FURTHER RESOLVED**, That the Board of Supervisors urge all citizens to come forward and do something positive that will help change a lifetime for children and youth in foster care.

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

**RESOLUTION NO. 21-221  
(May 11, 2021)**

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

**RAE FRANK APPOINTED TO THE GLOW WORKFORCE  
DEVELOPMENT BOARD**

**BE IT RESOLVED**, That *Rae Frank*, Director (Independent Living of the Genesee Region) 2407 North Main Street, Warsaw, NY 14569 be hereby appointed to the GLOW Workforce Development Board as a Community Based Organization Member; effective May 11, 2021.

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

*Supervisor Grant, T/Bennington presented the Armed Forces Week proclamation to Veteran Services Director, Lisa Siemer-Harvey and she thanked Director Harvey, Sheriff Rudolph and Judge Dadd for their service. The Older Americans Month proclamation will be presented to OFA for display in their office and finally, the Foster Care Month proclamation will be presented to the Dept. of Social Services' Commissioner, Kim Barber for display in their building.*

*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. 21-222  
(May 11, 2021)**

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

**RESOLUTION NUMBER 20-511 AMENDED**

**WHEREAS**, Resolution Number 20-511 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT SUBURBAN ADULT SERVICES, INC. ON BEHALF OF MENTAL HEALTH**” passed by this Board of Supervisors on December 8, 2020 and provides for 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; now therefore

**BE IT RESOLVED**, That *Resolution Number 20-511* be hereby amended to reflect an increase in state aid in an amount not to exceed *twenty-nine thousand one hundred twelve dollars (\$29,112.00) for a new total contract amount not to exceed forty thousand eight hundred twelve dollars (\$40,812.00)*.

All else remains the same.

**Carried:** XXX

**Ayes:** 1599

**Noes:**

**Absent:**

**Abstain:**

**#13**

### **RESOLUTION NO. 21-223 (May 11, 2021)**

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

#### **MENTAL HEALTH AWARENESS MONTH PROCLAIMED**

**WHEREAS**, People the world over have been struggling with the dark side: illness, worries, stress, fear and anger, and

**WHEREAS**, We all struggle with our individual dark sides, like sadness, depression, anxiety, anger, or addiction issues; and

**WHEREAS**, For one in five Americans, struggling with the dark side leads to a diagnosable mental illness; and

**WHEREAS**, In spite of the presence of the dark side, we can carry hope for recovery, for ourselves, our community and the world as a whole; and

**WHEREAS**, We understand that, like Luke Skywalker, one person can have a positive influence by reaching out to a neighbor in crisis; and

**WHEREAS**, We realize that there is strength in relying on the guidance of a trusted mentor, like Yoda, a friend, or a trained counselor; and

**WHEREAS**, Like Luke, Leia, Han Solo, Rey and Finn, we realize that we are resilient in the face of the darkness in the world today, and that we have the power to bounce back from difficulties, grow mature, increase our competence and thrive; and

**WHEREAS**, We can use our force to care for ourselves and our community; now therefore

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**BE IT RESOLVED**, That the Wyoming County Board of Supervisors do hereby proclaim May 2021 to be **MENTAL HEALTH AWARENESS MONTH**.

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

**RESOLUTION NO. 21-224**  
**(May 11, 2021)**

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

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

**BE IT RESOLVED**, That the Chairman of this Board and the Commissioner of Health, with the approval of the County Attorney, are hereby authorized and directed to sign a grant application and acceptance award with the *New York State Department of Health/Health Research, Inc.*, 150 Broadway, Suite 516, Riverview Center, Menand, NY 12204 on behalf of the County Health Department. Said grant funding for the Public Health Emergency Preparedness Program in a minimum amount of fifty thousand ninety-nine dollars (\$50,099.00); effective July 1, 2021 through June 30, 2022.

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

*Supervisor Davis, T/Covington invited Assistant Director for Adult Services at the Mental Health Department, Kristen Fisher to the podium to accept the Mental Health Awareness Month proclamation.*

*Board of Supervisors Chair, B. Ryan presented a Chairwoman's Proclamation for Nurses Week that will be presented to the county health department and county hospital nursing staff in recognition for all they do and have done during the past year's pandemic.*

*There was a motion by Mr. Klein, T/Castile, to combine resolutions #15 through #17. Hearing no objection, resolution titles only were read.*

**#15**

**RESOLUTION NO. 21-225**  
**(May 11, 2021)**

Regular Session



By Mr. Klein, Chairman of the Agriculture Committee:

### **RESOLUTION NUMBER 19-130 AMENDED**

**WHEREAS**, Resolution Number 19-130 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE AWARD WITH THE NEW YORK STATE DEPARTMENT OF AGRICULTURE AND MARKETS ON BEHALF OF PLANNING AND DEVELOPMENT**” was passed by this Board of Supervisors on March 12, 2019 for the provision of updating the Agriculture and Farmland Protection Plan for Wyoming County in a minimum amount fifty thousand dollars (\$50,000.00); effective March 15, 2019 through December 31, 2021; now therefore,

**BE IT RESOLVED**, That *Resolution Number 19-130* be hereby amended to extend the expiration date from December 31, 2021 to ***December 31, 2022***.

All else remains the same.

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

### **RESOLUTION NO. 21-226 (May 11, 2021)**

By Mr. Klein, Chairman of the Agriculture Committee:

### **RESOLUTION NUMBER 20-224 RESCINDED**

**WHEREAS**, Resolution Number 20-224 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY AG AND FARMLAND PROTECTION BOARD**” passed by this Board of Supervisors on May 12, 2020 and provides for the following contracts:

- ***Cornell Cooperative Extension of Wyoming County***, 36 Center Street, Suite B, Warsaw, NY 14569 for an Agriculture and Farmland Protection Plan in an amount not to exceed forty-one thousand seven hundred dollars (\$41,700.00); effective March 5, 2019 through December 31, 2021.
- ***Wyoming County Soil and Water Conservation***, 36 Center Street, Suite D, Warsaw, NY 14569 for an Agriculture and Farmland

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Protection Plan in an amount not to exceed eighteen thousand three hundred dollars (\$18,300.00); effective March 5, 2019 through December 31, 2021.

Now therefore,

**BE IT RESOLVED**, That *Resolution Number 20-224* be hereby rescinded in its entirety effective immediately.

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

**RESOLUTION NO. 21-227  
(May 11, 2021)**

By Mr. Klein, Chairman of the Agriculture Committee:

**CHAIRMAN AUTHORIZED TO SIGN AN INTERAGENCY  
AGREEMENT WITH CORNELL COOPERATIVE EXTENSION OF  
WYOMING COUNTY AND WYOMING COUNTY SOIL AND WATER  
CONSERVATION DISTRICT ON BEHALF OF THE WYOMING  
COUNTY AG AND FARMLAND PROTECTION BOARD**

**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 an interagency agreement with *Cornell Cooperative Extension of Wyoming County*, 36 Center Street, Suite B, Warsaw, NY 14569 and *Wyoming County Soil and Water Conservation District*, 36 Center Street, Suite D, Warsaw, NY 14569 on behalf of the Wyoming County Ag and Farmland Protection Board. Said contracts are for services relating to the updating of the Wyoming County Ag and Farmland Protection Plan in an amount not to exceed sixty thousand dollars (\$60,000.00) collectively; effective March 5, 2019 through the expiration of the New York State Ag and Markets Ag and Farmland Protection Planning Grant (*Contract Number AGM01-T00121GG-3000000*).

Contingent upon the availability of funds.

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

*There was a motion by Mr. Leuer, T/Middlebury, to combine resolutions #18 and #19. Hearing no objection, resolution titles only were read.*

**#18**

**RESOLUTION NO. 21-228**  
**(May 11, 2021)**

By Mr. Leuer, Chairman of the Planning Committee:

**MARK DADD REAPPOINTED TO THE WYOMING COUNTY  
 INDUSTRIAL DEVELOPMENT AGENCY BOARD OF DIRECTORS**

**BE IT RESOLVED**, That *Mark Dadd*, 166 Main Street, Attica, NY 14011 be hereby reappointed as a Member of the Industrial Development Agency Board of Directors for a term of three (3) years; effective April 12, 2021 through April 11, 2024.

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

**RESOLUTION NO. 21-229**  
**(May 11, 2021)**

By Mr. Leuer, Chairman of the Planning Committee:

**RICHARD FISH AND JEREMY SATCHELL REAPPOINTED TO  
 THE WYOMING COUNTY BUSINESS CENTER (LDC)  
 BOARD OF DIRECTORS**

**BE IT RESOLVED**, That *Richard Fish*, 7488 Route 39, Perry, NY 14530 be hereby reappointed to the Wyoming County Business Center (LDC) Board of Directors for a three (3) year term; effective May 10, 2021 through May 9, 2024; and be it

**FURTHER RESOLVED**, That *Jeremy Satchell*, 6654 Railroad Avenue., Bliss, NY 14024 be hereby reappointed to the Wyoming County Business Center (LDC) Board of Directors for a three (3) year term; May 10, 2021 through May 9, 2024.

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

*There was a motion by Mr. Brick, T/Perry, to combine resolutions #20 through #25. Hearing no objection, resolution titles only were read.*

**#20**

**RESOLUTION NO. 21-230**  
**(May 11, 2021)**

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

**RESOLUTION NUMBER 21-074 AMENDED**

**WHEREAS**, Resolution Number 21-074 entitled, **CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH WASTE MANAGEMENT OF NEW YORK, LLC ON BEHALF OF BUILDINGS AND GROUNDS (CO. BLDGS.)** passed by this Board of Supervisors on February 9, 2021 and provides for garbage dumpster collection at the Courthouse Campus, Public Safety, Ag and Business Center, Department of Social Services and the County Health Department in an amount not to exceed \$8,500.00; effective February 9, 2021 through December 31, 2021; now therefore

**BE IT RESOLVED**, That *Resolution Number 21-074* be hereby amended as follows:

- *Include recycling dumpster services at the Ag Center and Courthouse Campus*
- *Include dumpster roll off services at the Courthouse Campus, Public Safety, Ag Center, Department of Social Services and the County Health Department*
- *Increase the contract amount from \$8,500.00 to an amount not to exceed fifteen thousand dollars (\$15,000.00).*

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #21

**RESOLUTION NO. 21-231  
(May 11, 2021)**

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

**RESOLUTION NUMBER 18-154 AMENDED**

**WHEREAS**, Resolution Number 18-154 entitled, **“CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH NOMAD ENTERPRISES, LLC ON BEHALF OF BUILDINGS AND GROUND (CO. BLDGS.)”** passed by this Board of Supervisors March 13, 2018 and provides lawn mowing services at the Animal Shelter, Health Department, Department of Social Services, Fire Training Center, Wethersfield Tower, Record Retention Center and Pioneer Cabin in an amount not to exceed eight

thousand one hundred sixty dollars (\$8,160.00); effective seasonally from April 1, 2018 through November 30, 2021; and

**WHEREAS**, That Resolution Number 18-154 was previously amended by this Board of Supervisors on April 9, 2019 by **Resolution Number 19-202** as follows:

- Correct the contract term of seasonally from April 1, 2018 through November 30, 2021 to ***seasonally from April 1, 2018 through November 30, 2018:***
  - ***Renewable without change for additional one (1) year terms, not to exceed three (3) years by mutual consent of the Contractor and Wyoming County.***
- Upon mutual consent, extend the contract for an additional one-year term effective ***April 1, 2019 through November 30, 2019*** (1<sup>st</sup> of three 1-year extension options).
- Show the amount of \$8,160.00 is ***per season*** with the following breakdown:

Animal Control Shelter	\$1,000.00
Public Health Dept.	\$1,350.00
Dept. of Social Services	\$1,530.00
Fire Training Center	\$1,500.00
Radio Tower at the Fire Training Center	\$480.00
Record Retention Center	\$450.00
Pioneer Cabin	\$1,850.00
<b>TOTAL</b>	<b>\$8,160.00</b>

And,

**WHEREAS**, That Resolution Number 18-154 as previously amended by Resolution Number 19-202 was further amended by this Board of Supervisors on January 12, 2021 by **Resolution Number 21-023** as follows:

- Extend the contract for an additional one-year term effective ***April 1, 2020 through November 30, 2020*** at the above per season amount (2<sup>nd</sup> of three 1-year extension options)
- Extend the contract for an additional one-year term effective ***April 1, 2021 through November 30, 2021*** at the above per season amount (3<sup>rd</sup> of three 1-year extension options)

Now therefore,

**BE IT RESOLVED**, That **Resolution Number 18-154** as previously amended by **Resolution Number 19-202** and **Resolution Number 21-023** be hereby further amended to include ***lawn maintenance services for the Royce Road Cemetery*** in an amount not to exceed one thousand dollars (\$1,000.00) for a new contract total amount not to exceed nine thousand one hundred sixty

May 11, 2021

250  
dollars (\$9,160.00) per season.

All else remains same.

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

**RESOLUTION NO. 21-232**  
**(May 11, 2021)**

By Mr. Brick, Chairman of the Public Works Committee:  
**RESOLUTION NUMBER 20-412 AMENDED**

**WHEREAS**, Resolution Number 20-412 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH WARREN’S COMMERCIAL CLEANING, INC. ON BEHALF OF BUILDINGS AND GROUNDS (CO. BLDGS.)**,” passed by this Board of Supervisors on October 13, 2020 and provides 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 ( <i>windows</i> )	\$ 3,500.00
Ag Center ( <i>hard surfaces</i> )	\$ 1,200.00
Highway Administrative Building	\$ 7,589.75
Courthouse	300.00
Public Safety	\$ 960.00
Public Health	\$24,172.00
<b>TOTAL</b>	<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; now therefore

**BE IT RESOLVED**, That ***Resolution Number 20-412*** be hereby amended to include general cleaning services at the Public Safety Building and Government Center on an “as needed basis” in an amount not to exceed seven thousand five hundred dollars (\$7,500.00) for a new total contract amount not to exceed ninety-seven thousand five hundred fifty dollars and fifty cents (\$97,550.50).

All else remains the same.

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

Regular Session

**RESOLUTION NO. 21-233**  
**(May 11, 2021)**

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

**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A  
CONTRACT WITH COLUMBIA UTILITIES POWER, LLC 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 *Columbia Utilities Power, LLC*, 8751 18<sup>th</sup> Avenue, Brooklyn, NY 12214 on behalf of Buildings and Grounds (Co. Bldgs.). Said contract to provide gas supply at County Buildings at a rate of \$.320 per therm; effective July 4, 2021 through June 19, 2024.

Contingent upon the availability of funds.

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

**RESOLUTION NO. 21-234**  
**(May 11, 2021)**

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

**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A  
CONTRACT WITH CONSTELLATION ENERGY CORP 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 *Constellation Energy Corp.*, 1221 Lamar Street, Suite 750, Houston, TX 77010 on behalf of Buildings and Grounds (Co. Bldgs.). Said contract to provide electric supply at County Buildings at a rate of \$.04366 per kwh; effective August 2, 2021 through August 30, 2024.

Contingent upon the availability of funds.

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

May 11, 2021

**RESOLUTION NO. 21-235  
(May 11, 2021)**

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

**RESOLUTION NUMBER 21-174 AMENDED**

**WHEREAS**, Resolution Number 21-174 entitled, “**CHAIRMAN AUTHORIZED TO AWARD BIDS AND SIGN VARIOUS CONTRACTS ON BEHALF OF COUNTY HIGHWAY**,” passed by this Board of Supervisors on April 13, 2021 and provides, in part, for following contract:

- ***Pavilion Drainage Supply Co., Inc.***, 6630 Ellicott Street Road, P.O. Box 219, Pavilion, NY 14525 for guide rail installation on Sheldon Bridge #06 – Centerline Road (reimbursement by Insurance claim) and Gainesville Bridge #13 – Metcalf Road in an amount not to exceed eighty thousand dollars (\$80,000.00); effective April 14, 2021 through completion.

Now therefore,

**BE IT RESOLVED**, That ***Resolution Number 21-174*** be hereby amended to include the repair of a guide rail on French Road in the Town of Bennington due to damage from a vehicle accident in an amount not to exceed three thousand dollars (\$3,000.00) for a new total contract amount not to exceed eighty-three thousand dollars (\$83,000.00). The cost of repairs will be reimbursed by insurance. All else remains the same.

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

*There was a motion by Mrs. May, T/Orangeville, to combine resolutions #26 through #28. Hearing no objection, resolution titles only were read.*

***Local Law - Introductory  
#26***

**RESOLUTION NO. 21-236  
(May 11, 2021)**

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

**SET PUBLIC HEARING ~ INTRODUCTORY LOCAL LAW NO. A  
YEAR 2021**

Regular Session



**WHEREAS**, There has been duly presented and introduced at a meeting of this Board of Supervisors of Wyoming County on this 11<sup>th</sup> day of May, 2021, a proposed local law entitled, “Local Law Introductory No. A Year 2021, **“A LOCAL LAW AUTHORIZING 12 AND 13 YEAR OLD LICENSED HUNTERS TO HUNT DEER WITH A FIREARM OR CROSSBOW DURING HUNTING SEASON WITH THE SUPERVISION OF A LICENSED ADULT”**”; 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 *8<sup>th</sup> day of June, 2021 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.

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

## **INTRODUCTORY LOCAL LAW NO. A - YEAR 2021**

***“A Local Law Authorizing 12 and 13 Year Old Licensed Hunters to Hunt Deer with a Firearm or Crossbow During Hunting Season with the Supervision of a Licensed Adult”***

### **Section 1.            Legislative Intent**

The intent of this Local Law is to authorize Wyoming County to permit 12 and 13 year old individuals to participate in the new and safe hunting opportunities in accordance with Environment Conservation Law §11-0935. The enacted 2021-2022 New York State Budget includes a pilot program allowing the opportunity for young hunters, ages 12 and 13, to hunt deer with firearms and crossbows through 2023 if a county authorizes such action within their municipality. Wyoming County is passing this local law as hunting is a valued tradition for many families, and this new opportunity allows experienced, adult hunters to introduce the value of hunting to the next generation. Furthermore, teaching young people safe, responsible, and ethical hunting practices, which will ensure a rewarding experience for the youth, while providing quality food to families and contributing to important deer management population control practices.

### **Section 2.            Pilot Program Authorization**

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Pursuant to Environmental Conservation Law, ECL 11-0935, Wyoming County elects to participate in the temporary program to allow for young hunters, ages twelve (12) and thirteen (13), to hunt deer with a firearm, to include rifles, shotguns, and muzzle loaded firearms or crossbow through 2023.

### **Section 3. State Requirements to Adhere to Once Authorized**

Twelve (12) and thirteen (13) year old licensed hunters shall be allowed to hunt deer with the following requirements to be followed:

- Twelve (12) and thirteen (13) year old licensed hunters shall be under the supervision of a licensed adult hunter, age 21 years or older, with a rifle, shotgun, or muzzle loading firearm in areas where and during the hunting season in which such firearms may be used; and
- Twelve (12) and thirteen (13) year old licensed hunters shall be allowed to hunt deer under the supervision of a licensed adult hunter, age 21 years or older, with a crossbow during the times when other hunters may use crossbows; and
- Supervision of a licensed adult hunter, age twenty-one (21) years or older, with at least three (3) years of experience who exercises dominion and control over the youth hunter at all times is required; and
- All licensed twelve (12) and thirteen (13) year old hunters, as well as, their adult supervisors shall be required to wear fluorescent orange or pink clothing while engaged in hunting to an extent and covering so designated pursuant to the law, rules, and regulations promulgated by the State of New York; and
- All licensed twelve (12) and thirteen (13) year old hunters shall remain at ground level while hunting deer with a crossbow, rifle, shotgun, or muzzleloader; and
- Notwithstanding any State or Federal Law to the contrary, this local law shall not authorize the hunting of bear by twelve (12) and thirteen (13) year olds with a firearm or crossbow.

### **Section 4. Local Law Filing Requirements**

A copy of this local law shall be sent to the New York State Department of Conservation as well as the New York State Department of State.

### **Section 5. Severability**

If any clause, sentence, paragraph, subdivision, section or part of this law, or the application thereof to any person, individual, corporation, firm, partnership, entity or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, effect or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law or in its application to the person, individual, corporation, firm, partnership, entity or

circumstance directly involved in the controversy in which such order or judgment shall be rendered.

#### **Section 6. Effective Date**

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

DATED at Warsaw, New York

May 11, 2021 (Introduced)

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

Clerk to the Board

#27

#### **RESOLUTION NO. 21-237 (May 11, 2021)**

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

#### **CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH THE TOWN OF COVINGTON ON BEHALF OF SHERIFF'S DEPARTMENT**

**BE IT RESOLVED** That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign a contract with the *Town of Covington*, 584 Route 246, Pavilion, NY 14525 on behalf of the Sheriff's Department. Said contract to provide additional enforcement of the Vehicle and Traffic Laws on Route 63 in an amount not to exceed fifteen thousand dollars (\$15,000.00); effective January 1, 2021 through December 31, 2021. (*Revenue Contract*)

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

#28

#### **RESOLUTION NO. 21-238 (May 11, 2021)**

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

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

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

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grant application 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 funding for FY2021 Emergency Performance Grant in a minimum amount of twenty thousand three hundred eighty-nine dollars (\$20,389.00); effective October 1, 2020 through September 30, 2023.

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

*Board of Supervisors' Chair, B. Ryan presented a Chairwoman's Proclamation for National Law Enforcement week to Wyoming County Sheriff, Greg Rudolph. There was a motion by Mr. Kehl, T/Attica, to combine resolutions #29 through #44. Hearing no objection, resolution titles only were read.*

**#29**

**RESOLUTION NO. 21-239  
(May 11, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH  
FRONTIER COMMUNICATIONS 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 the *Frontier Communications*, 120 Plymouth Avenue, North Rochester, NY 14608 on behalf of Information Technology. Said contract for SIP telephone services in an amount not to exceed three thousand five hundred seven dollars and ninety-eight cents (\$3,507.98) per month, which includes 20,000 LD minutes; effective through May 1, 2021 through April 30, 2024.

Contingent upon the availability of funds.

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

**#30**

**RESOLUTION NO. 21-240  
(May 11, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH DOX  
ELECTRONICS, INC. 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 the ***Dox Electronics, Inc.***, 105 College Avenue, Rochester, NY 14607 on behalf of Information Technology. Said contract for configuring exchange server 2016 in an amount not to exceed six thousand dollars (\$6,000.00); effective through August 4, 2020 through March 31, 2021.

- Said resolution in lieu of approvals granted at the August 4, 2020 and February 2, 2021 Finance Committee meetings.

Contingent upon the availability of funds.

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

**RESOLUTION NO. 21-241  
(May 11, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 18-204 AMENDED**

**WHEREAS**, Resolution Number 18-204 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**”, passed by this April 10, 2018 and provided in part for the following contract:

- ***The Nurse Connection Staffing***, 1 Computer Drive South, Albany, NY 12205 for temporary RN, LPN and CNA agency staffing in an amount not to exceed two hundred thousand dollars (\$200,000.00) per year; effective January 1, 2018 through December 31, 2020.

Now therefore

**BE IT RESOLVED**, That Resolution 18-204 be hereby amended as follows:

- Extend the term of the contract from December 31, 2021 to ***January 1, 2022 through December 31, 2024.***

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- Decrease the not to exceed amount to *one hundred seventy-five thousand dollars (\$175,000.00) annually.*

All else remains the same

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain:**  
#32

**RESOLUTION NO. 21-242**  
**(May 11, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 18-346 AMENDED**

**WHEREAS**, Resolution Number 18-346 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**”, passed by this Board of Supervisors on August 14, 2018 and provided in part for the following contract:

- *Quinlan's Pharmacy, Inc., d/b/a Quinlan's LTC Pharmacy*, 107 North Main Street, Wayland, NY 14572 for pharmaceutical and consulting pharmacist services in an amount not to exceed three hundred sixty thousand dollars (\$360,000.00) per year; effective October 1, 2018 through September 30, 2021.

Now therefore

**BE IT RESOLVED**, That Resolution 18-346 be hereby amended to extend the term of the contract from October 1, 2018 through September 20, 2021 to *October 1, 2021 through September 30, 2023.*

All else remains the same.

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

**RESOLUTION NO. 21-243**  
**(May 11, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

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

Regular Session

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

- ***Dashboard MD, Inc.***, 5801 NW 151<sup>st</sup> Street, Miami Lakes, FL 33014 for a software license and subscription agreement for clinic reporting tools in an amount not to exceed thirteen thousand nine hundred thirty-five dollars (\$13,935.00) for a one-time implementation fee plus an amount not to exceed one thousand four hundred dollars (\$1,400.00) per month hosting, processing and support fee; effective May 1, 2021 through April 30, 2024.
- ***One Staff Medical, LLC***, 11718 Nicholas Street, Suite 101, Omaha, NE 68154 for staffing services to provide travel/agency staff in an amount not to exceed seventy-five thousand dollars (\$75,000.00) per year; effective May 1, 2021 through April 30, 2023.
- ***Peter Coggiola, PNP***, 4470 Jordan Road, Silver Springs, NY 14550 to provide one (1) hour per week of psychiatric consultation to primary care office as part of the collaborative care program in an amount not to exceed seven thousand eight hundred dollars (\$7,800.00); effective April 1, 2021 through April 1, 2022.
  - Funded by the Greater Rochester Health Foundation
- ***Garfunkel Wild, PC***, 111 Great Neck Road, Great Neck, NY 11021 to provide legal advice and related services in connection with general regulatory matters, routine business transactions, and other routine general healthcare matters in an amount not to exceed ten thousand dollars (\$10,000.00) per month; effective January 1, 2021 through December 31, 2021.
- ***Visonex, LLC***, 916 Willard Drive, Suite 200, Green Bay, WI 54304 related to electronic medical record for dialysis in an amount not to exceed forth thousand dollars (\$40,000.00) per year; effective March 1, 2020 through February 28, 2021 and further extended through 02/29/2024.

- ***Practicefirst Medical Management Solutions***, 275 Northpointe Parkway, Suite, Amherst, NY 14228 for exclusive billing agent for family practice and pediatric clinics in an amount not to exceed three hundred thousand dollars (\$300,000.00) per term; effective June 1, 2021 through May 31, 2023.

Contingent upon the availability of funds.

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

**RESOLUTION NO. 21-244  
(May 11, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 16-290 AMENDED**

**WHEREAS**, Resolution Number 16-290 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM,**” passed by this Board of Supervisors on July 12, 2016 and provides, in part, the following contract:

- ***Supplemental Health Care Services, Inc.***, 1640 West Redstone Center Drive, Suite 200, Park City, Utah 84098 to provide OT, PT, SLP services along with LPN, RN and CAN. Bill rates as negotiated in Schedule A of the agreement in an amount not to exceed one hundred thousand dollars (\$100,000.00) per year; effective July 15, 2016 through July 14, 2017.

And,

**WHEREAS**, That Resolution Number 16-290 was previously amended by this Board of Supervisors on March 12, 201 by ***Resolution Number 19-160*** as follows:

- Extend the term of the contract from July 14, 2017 through ***February 4, 2019.***
- Further extend the term of the contract from ***February 5, 2019 through February 4, 2021.***
- Increase the amount of the contract from an amount not to exceed \$100,000.00 per year to an amount not to exceed ***\$150,000.00 per year.***

Now therefore,



**BE IT RESOLVED**, That *Resolution Number 16-290* as previously amended by *Resolution Number 19-160* be hereby further amended to extend the term of the contract from February 5, 2019 through February 4, 2021 to *February 5, 2021 through February 4, 2023*.

All else remains the same.

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

**RESOLUTION NO. 21-245  
(May 11, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 20-208 AMENDED**

**WHEREAS**, Resolution Number 20-208 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM,**” passed by this Board of Supervisors on April 14, 2020 and provides, in part, the following contract:

- *Batavia Neurological Services, PC*, 176 Washington Avenue, Batavia, NY 14020 to provide neurology services in an amount not to exceed three hundred four thousand dollars (\$304,000.00) per year; effective April 1, 2020 through March 31, 2021.

Now therefore,

**BE IT RESOLVED**, That *Resolution Number 20-208* be hereby amended to extend the term of the contract from April 1, 2020 through March 31, 2021 to *April 1, 2021 through March 31, 2022*.

All else remains the same.

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

**RESOLUTION NO. 21-246  
(May 11, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 16-088 AMENDED**

May 11, 2021

**WHEREAS**, Resolution Number 16-088 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM,**” passed by this Board of Supervisors on February 9, 2016 and provides, in part, the following contract:

- **Marie Lowe, ANP**, 46 Windsor Street, Attica, NY 14011 to provide nurse practitioner assistance with physical examinations during fireman’s clinics in an amount not to exceed sixty dollars (\$60.00) per hour and six thousand dollars (\$6,000.00) per year; effective February 1, 2016 through January 31, 2021.

Now therefore,

**BE IT RESOLVED**, That **Resolution 16-088** be hereby amended to extend the term of the contract from February 1, 2016 through February 1, 2021 to **February 1, 2021 through February 1, 2026**.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #37

**RESOLUTION NO. 21-247  
(May 11, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 20-304 AMENDED**

**WHEREAS**, Resolution Number 20-304 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM,**” passed by this Board of Supervisors on July 14, 2020 and provides, in part, the following contract:

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

Now therefore,

**BE IT RESOLVED**, That ***Resolution 20-304*** be hereby amended to extend the term of the contract from August 1, 2020 through July 31, 2021 to ***August 1, 2021 through July 31, 2022.***

All else remains the same.

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

**RESOLUTION NO. 21-248  
(May 11, 2021)**

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***; and

**WHEREAS**, That Resolution Number 17-293 as previously amended

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by Resolution Number 18-39 and Resolution Number 19-350 was previously amended by this Board of Supervisor on November 10, 2020 by ***Resolution Number 20-469*** to extend the term from July 3, 2019 through July 2, 2020 to ***July 3, 2020 through July 2, 2021***; now therefore

**BE IT RESOLVED**, That ***Resolution Number 17-293*** as previously amended by ***Resolution Number 18-393***, ***Resolution Number 19-350*** and ***Resolution Number 20-469*** be hereby further amended to extend the term from July 3, 2020 through July 2, 2021 to ***July 3, 2021 through July 2, 2022***.

All else remains the same.

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

**RESOLUTION NO. 21-249  
(May 11, 2021)**

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 March 12, 2019 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***; and

**WHEREAS**, That Resolution Number 19-157 as previously amended by Resolution Number 19-284 was further amended by this Board of Supervisors on July 14, 2020 by ***Resolution Number 20-306*** to change the

effective date from September 1, 2019 through August 31, 2020 or upon credentialing and obtaining malpractice insurance to *September 1, 2019 through August 31, 2021 as the agreement had an initial term of two (2) years*; now therefore,

**BE IT RESOLVED**, That *Resolution Number 19-157* as previously amended by *Resolution Number 19-284* and *Resolution Number 20-306* be hereby further amended to extend the term of the agreement from September 1, 2019 through August 31, 2021 to September 1, *2021 through August 31, 2022*.

All else remains the same.

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #40**

**RESOLUTION NO. 21-250**  
**(May 11, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 19-353 AMENDED**

**WHEREAS**, Resolution Number 19-353 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A MEMORANDUM OF UNDERSTANDING WITH WYOMING COUNTY EMERGENCY SERVICES ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM,**” passed by this Board of Supervisors on August 13, 2019 and provides for a Memorandum of Understanding with *Wyoming County Emergency Services*, 151 North Main Street, Warsaw, NY 14569 on behalf of the Wyoming County Community Health System. Said contract to support the pre-hospital care medical director services to Wyoming County Emergency Services in an amount not to exceed ten thousand eight hundred dollars (\$10,800.00); effective August 1, 2019 through December 31, 2020; now therefore,

**BE IT RESOLVED**, That *Resolution 19-353* be hereby amended to extend the term of the contract from August 1, 2019 through December 31, 2020 to *January 1, 2021 through December 31, 2021*.

All else remains the same.

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #41**

**RESOLUTION NO. 21-251**

May 11, 2021

(May 11, 2021)

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 20-542 AMENDED**

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

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

Now therefore,

**BE IT RESOLVED**, That *Resolution 20-542* be hereby amended to increase the amount not to exceed fifty thousand dollars (\$50,000.00).

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #42

**RESOLUTION NO. 21-252**  
(May 11, 2021)

By Mr. Kehl, Chairman of the Finance Committee:

**SALARY SCHEDULES “P”, “X” 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 “P”:**

*Wyoming County Community Health System*

- Abolish one (1) position and associated stipends of *Family Practice Physician Provider* (1.00 FTE) (position code 10.104.587) under WYOMING COUNTY FAMILY PRACTICE – WARSAW; effective May 2, 2021.

**Salary Schedule “X”:*****Wyoming County Community Health System***

- Abolish one (1) position of ***Licensed Practical Nurse*** (0.90 FTE) (position code 04.164.147) under WYOMING COUNTY INTERNAL MEDICINE; effective May 17, 2020.
- Create one (1) position of ***Licensed Practical Nurse*** (1.00 FTE) (position code TBD) under WYOMING COUNTY INTERNAL MEDICINE and set the hourly rate at \$20.34; position available date April 18, 2021.
- Set the hourly rate for one (1) ***Medical Biller (Temporary) Per Diem*** (position code 12.199.473) under WYOMING COUNTY FAMILY MEDICINE – ARCADE at \$17.50; effective April 5, 2021.
- Set the hourly rate for one (1) ***Medical Receptionist*** (1.00 FTE) (position code 12.187.153) under WYOMING COUNTY FAMILY MEDICINE – ARCADE at \$15.00; effective February 7, 2021.
- Create one (1) position of ***Medical Receptionist Per Diem*** (position code TBD) under WYOMING COUNTY FAMILY MEDICINE – ARCADE and set the hourly range at \$13.33 - \$17.50, position available date 05/02/2021.
- Abolish one (1) position of ***Medical Office Assistant*** (0.50 FTE) (position code 12.186.480) under WYOMING COUNTY FAMILY MEDICINE – O'DELL; effective May 2, 2021.
- Move one (1) position of ***Licensed Practical Nurse*** (1.00 FTE) (position code 04.163.147) under WCCHS CLINIC ADMINISTRATION to WYOMING COUNTY FAMILY MEDICINE – O'DELL and set the hourly rate at \$20.50; effective February 23, 2020.
- Move one (1) position of ***Medical Receptionist*** (1.00 FTE) (position code 12.194.153) under WYOMING COUNTY FAMILY MEDICINE – WARSAW to Schedule WCCHS (CSEA); effective April 5, 2020.
- Move one (1) position of ***Licensed Practical Nurse*** (1.00 FTE) (position code 04.581.147) under WYOMING COUNTY FAMILY MEDICINE – WARSAW to Schedule WCCHS (CSEA); effective April 5, 2020.
- Move one (1) position of ***Licensed Practical Nurse*** (1.00 FTE) (position code 04.583.147) under WCCHS ORTHOPEDIC CLINIC to Schedule WCCHS (CSEA); effective April 5, 2020.
- Move one (1) position of ***Licensed Practical Nurse*** (1.00 FTE) (position code 04.584.147) under WCCHS OB/GYN CLINIC to Schedule WCCHS (CSEA); effective April 5, 2020.
- Move one (1) position of ***Licensed Practical Nurse*** (1.00 FTE) (position code 04.581.147) from Schedule WCCHS (CSEA) to WYOMING COUNTY FAMILY MEDICINE – PERRY; effective April 14, 2021.

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**Salary Schedule “G”:*****County Health Department***

- Increase the hourly rate of *Student Aide (Seasonal) - Temporary* to \$13.00 per hour with an additional \$0.25 for each previous season worked.
  - Change title to *Student Aide (Seasonal)*

**Carried: XXX****Ayes: 1599****Noes:****Absent:****Abstain:****#43****RESOLUTION NO. 21-253****(May 11, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**SEMI-ANNUAL MORTGAGE TAX REPORT PRESENTED**

Mr. Kehl, Chairman of the Finance Committee, presented the **SEMI-ANNUAL MORTGAGE TAX REPORT** for the period of October 1, 2020 through March 31, 2021 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 **\$357,908.67** 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	\$38,957.49	\$8,110.32	\$30,847.17
Attica	\$24,205.87	\$4,483.73	\$19,722.14
Bennington	\$37,519.00		\$37,519.00
Castile	\$89,761.17	\$5,188.72	\$80,006.90
Perry Village		\$4,565.55	
Covington	\$8,797.11		\$8,797.11
Eagle	\$9,391.03		\$9,391.03
Gainesville	\$13,056.58	\$416.91	\$11,273.80
Silver Springs Village		\$1,365.87	
Genesee Falls	\$3,173.89		\$3,173.89
Java	\$21,796.49		\$21,796.49
Middlebury	\$12,679.40	\$1,104.92	\$11,574.48
Orangeville	\$14,406.51		\$14,406.51
Perry	\$23,171.78	\$4,615.97	\$18,555.81
Pike	\$2,354.60		\$2,354.60
Sheldon	\$20,725.81		\$20,725.81
Warsaw	\$32,529.70	\$9,402.29	\$23,127.41
Wethersfield	\$5,382.24		\$5,382.24
Total:		<b>\$39,254.28</b>	<b>\$318,654.39</b>
<b>Grand Totals:</b>		<b>\$357,908.67</b>	

Let This Be Your Warrant for Such Payment of **\$357,908.67**. **IN WITNESS WHEREOF**, I have hereunto set my hand and seal of the Board of Supervisors this 11<sup>th</sup> day of May 2021.

s/Cheryl J. Ketchum, Clerk

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

**#44**

**RESOLUTION NO. 21-254**  
**(May 11, 2021)**

By Supervisor Kehl, Chairman of the Finance Committee

**RESOLUTION APPROVING MEMORANDUM OF UNDERSTANDING WITH SNYDER CORP. AND/OR BEAVER HOLLOW WELLNESS, LLC**

**WHEREAS**, The County of Wyoming has been presented with a Memorandum of Understanding with Snyder Corp. and/or Beaver Hollow Wellness, LLC; now therefore

**BE IT RESOLVED**, That the County hereby accepts the Memorandum of Understanding dated May 11, 2021 between the County and Snyder Corp. and/or Beaver Hollow.

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

May 11, 2021

*There being no further business to come before this Board, Senior Supervisor Berwanger, T/Arcade, adjourned the meeting at 3:20 PM with a rap on his desk.*

\*\*\*\*\*

Respectfully submitted,

**Cheryl J. Ketchum**

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

Clerk to the Board

## REGULAR SESSION

(June 8, 2021)

Tuesday

2:30 PM

The regular session of the Wyoming County Board of Supervisors was held at the Wyoming County Government Center in the Board of Supervisors' Chambers located at 143 North Main Street, Warsaw, New York with all Supervisors present (Supervisors Leuer, T/Middlebury participated via Zoom); however closed to the public (other than by personal invitation) 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>.

Also present were County Attorney Jim Wujcik and Clerk to the Board, Cheryl Ketchum.

### Call to Order ~

- At 2:31 PM Chairwoman Ryan, T/Warsaw, called the meeting to order.

### Pledge of Allegiance to the Flag ~

- The Pledge of Allegiance was led by Wyoming County Sheriff G. Rudolph

### Opening Prayer ~

- Rev. Mack Bixby, via Call-In
  - Offered a prayer to open the meeting

### Communications ~

- None

### Open Public Hearing ~

- Local Law No. 1, Year 2021 (Introductory A, Year 2021) Entitled, "A Local Law Authorizing 12 and 13 Year Old Licensed Hunters to Hunt Deer With a Firearm or Crossbow During Hunting Season with the Supervision of a Licensed Adult"

#1

## RESOLUTION NO. 21-255

(June 8, 2021)

By Mr. Klein, Chairman of the Agriculture Committee:

June 8, 2021

## **JUNE 2021 PROCLAIMED DAIRY MONTH IN WYOMING COUNTY**

**WHEREAS,** The month of June as Dairy Month started out as National Milk Month in 1937 as a way to promote drinking milk. It was initially created to stabilize the dairy demand when production was at a surplus, but has now developed into an annual tradition that celebrates the contributions the dairy industry has made to the world; and

**WHEREAS,** Dairy Month is a great way to start the summer with nutrient-rich dairy foods. From calcium to potassium, dairy products like milk contain nine essential nutrients which may help to better manage your weight, reduce your risk for high blood pressure, osteoporosis and certain cancers; and

**WHEREAS,** Whether it is protein to help build and repair muscle tissue of active bodies or Vitamin A to help maintain healthy skin, dairy products are a natural nutrient powerhouse; and

**WHEREAS,** Wyoming County is the leading milk producing county in New York State in terms of total milk production and cow numbers; and

**WHEREAS,** The average dairy farm in New York State is family owned and consists of 135 cows. Wyoming County farms produce an average of 23,936 pounds (or 2,783 gallons) of milk per cow per year, with a total Wyoming County milk production of 1.1 billion pounds (or 131.3 million gallons) with 47,200 milk cows; and

**WHEREAS,** The top three leading dairy counties in New York State are Wyoming, Cayuga and St. Lawrence; now therefore

**BE IT RESOLVED,** That the Wyoming County Board of Supervisors does hereby proclaim June 2021 to be:

### **DAIRY MONTH IN WYOMING COUNTY**

to honor our dairy farmers and the safe, wholesome products that they produce and encourage all our citizens to drink milk and enjoy other dairy foods to help strengthen our economy.

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

*Supervisor Klein, T/Castile was invited to the podium to present the Dairy Month proclamation. After which he invited the newly crowned Wyoming County Dairy Princess, Lilly Crane to join him. Supervisor Klein, T/Castile presented Ms. Crane with a Certificate of Appreciation for representing*

Wyoming County so well...

### Wyoming County Dairy Princess ~

- *Lilly Crane ~ Daughter of Ken and Hillary Crane from the Town of Pike*

*Supervisor Klein, T/Castile also encouraged attendees to partake in the beautiful cheese and cracker and the famous punch reception provided by the Dairy Princess in the back of the room...*

#2

### RESOLUTION NO. 21-256

(June 8, 2021)

By Mr. Kehl, Chairman of the Finance Committee:

### FUNDS TRANSFERRED TO VARIOUS 2021 ACCOUNTS

**BE IT RESOLVED**, That funds are hereby transferred to the various 2021 accounts as follows:

<b>Buildings and Grounds (Co. Bldgs.)</b>			
<b>From:</b> 12.61.9950.9.99004 Interfund Transfer <b>To:</b> 12.61.1620.2.21010 Roofing Project <b>Reason:</b> To cover contracts and expenses associated with roof replacement project at various County buildings	\$180,000.00	\$180,000.00	
<b>From:</b> 12.61.1620.2.21002 Courthouse CIP Project <b>To:</b> 12.61.9950.9.99004 Interfund Transfer CIP <b>Reason:</b> To close out the Courthouse CIP Project and return funds to CIP general account	\$12,021.81	\$12,021.81	
<b>Buildings and Grounds (Co. Bldgs.) Total</b>			<b>\$192,021.81</b>

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

#3

### RESOLUTION NO. 21-257

(June 8, 2021)

By Mr. Kehl, Chairman of the Finance Committee:

### FUNDS APPROPRIATED TO VARIOUS 2021 ACCOUNTS

**BE IT RESOLVED**, That funds are hereby appropriated to the various 2021 accounts as follows:

June 8, 2021

<b>Treasurer</b>			
<b>To:</b> 01.33.1325.4.40301 Professional Services <i>w/any funds available</i>	\$20,500.00	\$20,500.00	
<b>Reason:</b> To cover quarterly contract approved by Resolution 20-094 Three-Plus-One financial services.			
<b>To:</b> 01.33.1325.1.10301 OT – FT/PT <i>w/any funds available</i>	\$500.00	\$500.00	
<b>Reason:</b> To cover the cost of Munis implementation.			
<b>Treasurer Total</b>			<b>\$21,000.00</b>
<b>Board of Supervisors</b>			
<b>To:</b> 01.31.1010.4.40201 Dues w/01.03.1010.1289 Other Income	\$843.00	\$843.00	
<b>Reason:</b> To cover NACo dues funded by TASC for 2021.			
<b>Board of Supervisors Total</b>			<b>\$843.00</b>
<b>Public Health</b>			
<b>To:</b> 01.38.4010.4.40508 Private Auto Repair w/01.08.4010.2680 Insurance Recovery	\$1,021.21	\$1,021.21	
<b>Reason:</b> Appropriate the reimbursement of towing and storage from Wright Insurance for MVA.			
<b>To:</b> 01.38.4010.2.23001 Motor Vehicles w/01.08.4010.2680 Insurance Recovery 01.11.4010.340104 Add'l State Aid <i>w/any funds available</i>	\$23,000.00	\$8,994.55 10,023.00 3,982.45	
<b>Reason:</b> To purchase a new 4DSD to replace the 2015 Ford Fusion deemed a total loss following 3/26/2021 MVA.			
<b>Public Health Total</b>			<b>\$24,021.21</b>
<b>District Attorney</b>			
<b>To:</b> 01.32.1165.4.40301 Prof. services <i>w/any funds available</i>	\$5,500.00	\$5,500.00	
<b>Reason:</b> For the cost of psychological evaluation in the matter of People v. Priel.			
<b>District Attorney Total</b>			<b>\$5,500.00</b>

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

Ms. Brunner, T/Java, Chairman of the Audit Committee, presented the approved payment of bills totaling **\$2,196,649.62** for the month of **May 2021**. No further action is required.

*There was a motion by Ms. Grant, T/Bennington, to combine resolutions #4 through #13. Hearing no objection, resolution titles only were read.*

**#4**

**RESOLUTION NO. 21-258  
(June 8, 2021)**

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

**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND  
Regular Session**

**ACCEPTANCE AWARD WITH THE NEW YORK STATE OFFICE FOR  
THE AGING ON BEHALF OF WYOMING COUNTY  
OFFICE FOR THE AGING**

**BE IT RESOLVED**, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign a grant application and acceptance award with the *New York State Office for the Aging*, 2 Empire State Plaza, Albany, NY 12223 on behalf of Wyoming County Office for the Aging. Said grant funding to expand access to COVID-19 vaccinations for older adults via Aging and Disability Resource Centers (ADRC) and VAC5 allocation schedule in a minimum amount of fifteen thousand six hundred five dollars (\$15,605.00); effective April 1, 2021 through September 30, 2022.

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

**RESOLUTION NO. 21-259  
(June 8, 2021)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH BUFFALO  
HEARING AND SPEECH CENTER 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 *Buffalo Hearing and Speech Center*, 50 East North Street, Buffalo, NY 14203 on behalf of the Youth Bureau. Said contract is for pre-school related services and/or pre-school special education services in amounts not to exceed 2021~ 2024 budget and variable depending on services provided; effective July 1, 2021 through June 30, 2024.

Contingent upon the availability of funds.

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

**RESOLUTION NO. 21-260  
(June 8, 2021)**

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

June 8, 2021

**RESOLUTION NUMBER 19-010 RESCINDED**

**WHEREAS**, Resolution Number 19-010 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH WESTERN NEW YORK SPEECH- LANGUAGE PATHOLOGY, OT AND PT CONSULTANTS, PLLC D/B/A CLINICAL ASSOCIATES OF THE FINGER LAKES ON BEHALF OF THE YOUTH BUREAU**” passed by this Board of Supervisors on January 8, 2019 and provides for pre-school related services in an amount not to exceed 2018-2021 budgets; effective December 3, 2018 through June 30, 2021; now therefore,

**BE IT RESOLVED**, That *Resolution Number 19-010* be hereby rescinded in its entirety effective January 8, 2019 as it is a duplicate of Resolution Number 18-540 passed on December 8, 2018.

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

**RESOLUTION NO. 21-261**  
**(June 8, 2021)**

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

**RESOLUTION NUMBER 18-540 AMENDED**

**WHEREAS**, Resolution Number 18-540 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH CLINICAL ASSOCIATES OF THE FINGER LAKES ON BEHALF OF THE YOUTH BUREAU**” passed by this Board of Supervisors on December 11, 2018 for preschool related services for occupational therapy, speech therapy and physical therapy in an amount not to exceed 2019 ~ 2021 budget; effective December 3, 2018 through June 30, 2021; now therefore,

**BE IT RESOLVED**, That *Resolution Number 18-540* be hereby amended as follows:

- Amend the name of the contracting party to *Western New York Speech-Language Pathology, OT and PT Consultants, PLLC d/b/a Clinical Associates of the Finger Lakes*
- Correct the budget year to *2018 ~ 2021*

All else remains the same.

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

Regular Session



**RESOLUTION NO. 21-262**  
**(June 8, 2021)**

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

**CHAIRMAN AUTHORIZED TO AWARD BIDS AND 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 award bids and sign contracts on behalf of the Youth Bureau as follows:

- ***Attica Bus Service***, 949 Creek Road, Attica, NY 14011 for the Letchworth out-of-district transportation route and the pre-school learning center (Springville) route in an amount not to exceed 2021 ~ 2024 budget; effective July 1, 2021 through June 30, 2024.
- ***C & F Transportation***, 420 Commerce Way, Warsaw, NY 14569 for transportation services for preschoolers with disabilities in an amount not to exceed the 2021 ~ 2024 budget; effective July 1, 2021 through June 30, 2024.

Contingent upon the availability of funds.

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

**RESOLUTION NO. 21-263**  
**(June 8, 2021)**

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

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS WITH  
KESHEQUA CENTRAL SCHOOL ON BEHALF OF THE  
YOUTH BUREAU**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign various contracts with ***Keshequa Central School***, 13 Mill Street, Nunda, NY 14517 on behalf of the Youth Bureau. Said contracts are for pre-school related services and pre-school special

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education services in amounts not to exceed 2021~ 2024 budget and variable depending on services provided; both effective July 1, 2021 through June 30, 2024.

Contingent upon the availability of funds.

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #10**

**RESOLUTION NO. 21-264  
(June 8, 2021)**

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

**RESOLUTION NUMBER 20-014 AMENDED**

**WHEREAS**, Resolution Number 20-014 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE OFFICE FOR THE AGING**” passed by this Board of Supervisors on January 14, 2020 and provides, in part, for the following contract:

- **WCJW Radio**, P.O. Box 251, 3258 Merchant Road, Warsaw, NY 14569 for the advertising of various Office for the Aging programs that require promotion in an amount not to exceed eight thousand dollars (\$8,000.00); effective January 1, 2020 through December 31, 2020.

Now therefore,

**BE IT RESOLVED**, That **Resolution Number 20-014** hereby amended to rescind this contract, in its entirety, effective January 14, 2020 as a duplicate of Resolution Number 20-317 adopted on August 8, 2020 with the correct contract amount.

All else remains the same.

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

**RESOLUTION NO. 21-265  
(June 8, 2021)**

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

**RESOLUTION NUMBER 21-154 AMENDED**

Regular Session

**WHEREAS**, Resolution Number 21-154 entitled, **“CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES TO SIGN A GRANT APPLICATION AND ACCEPTANCE AWARD WITH THE NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE - HOUSING DEVELOPMENT DIVISION; CARES ACT EMERGENCY SOLUTIONS GRANT (ESG) ON BEHALF OF THE DEPARTMENT OF SOCIAL SERVICES”** passed by this Board of Supervisors on April 13, 2021 to provide grant funding to help fund temporary housing for the homeless, rental assistance, utility arrears, security deposit and equipment to track same in a minimum amount of one hundred seventy thousand three hundred sixty-seven dollars (\$170,367.00); effective March 7, 2021 through September 30, 2022; now therefore,

**BE IT RESOLVED**, That *Resolution Number 21-154* hereby amended to increase the grant amount by one hundred twenty thousand dollars (\$120,000.00) for the Emergency Rental Assistance Program (ERAP) for a new minimum ESG grant amount of two hundred ninety thousand three hundred sixty-seven dollars (\$290,367.00).

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:**  
#12

**RESOLUTION NO. 21-266**  
**(June 8, 2021)**

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

**CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED  
TO SIGN A WELFARE MANAGEMENT SYSTEM CONTRACT WITH  
COMMUNITY MISSIONS OF NIAGARA FRONTIER, INC. ON  
BEHALF OF THE DEPARTMENT OF SOCIAL SERVICES**

**BE IT RESOLVED**, That the Chairman of this Board and Commissioner of Social Services, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, are hereby authorized and directed to sign a contract with *Community Missions of Niagara Frontier, Inc.*, 1570 Buffalo Avenue, PO Box 1013, Niagara Falls, NY 14302 on behalf of the Department of Social Services. Said contract to provide residential and support services for children diagnosed as Severely Emotionally Disturbed (SED) in an amount not to exceed fourteen thousand five hundred dollars (\$14,500.00); effective April 1, 2021 through March 31, 2022.

June 8, 2021

Contingent upon the availability of funds.

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

**RESOLUTION NO. 21-267  
(June 8, 2021)**

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

**CHAIRMAN AUTHORIZED TO SIGN THE GLOW LOCAL PLAN**

**WHEREAS**, The Federal Workforce Innovation and Opportunity Act of 2014 requires each local Workforce Development Board to develop and submit to the State, a comprehensive local plan with the appropriate Chief Elected Officials; and

**WHEREAS**, The State will be submitting, a new Plan to USDOL for PY2021; and

**WHEREAS**, As such, the local Workforce Development Boards are to submit a new local plan to NYSDOL for PY2021, in order to be eligible to receive WIOA funds for administering the One Stop System and delivering services to its customers; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors hereby authorizes the Chairman of this Board to sign the GLOW Local Plan on behalf of Wyoming County for the period July 1, 2021 through June 30, 2025.

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

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

*Mr. Brick, T/Perry requested resolution #15 be voted on separately. Resolutions numbered 14, 16-18 were voted on first, and then Resolution number 15 was voted on with the following results...*

**#14**

**RESOLUTION NO. 21-268  
(June 8, 2021)**

By Mr. Klein, Chairman of the Agriculture Committee:

**AUTHORIZING THE BOARD OF SUPERVISORS TO ENDORSE THE  
APPLICATION FOR A FARMLAND PROTECTION  
IMPLEMENTATION GRANT THROUGH THE  
NEW YORK STATE DEPARTMENT OF AGRICULTURE AND  
MARKETS FOR TABLE ROCK FARM, TOWN OF CASTILE, NEW  
YORK AS PART OF THE COUNTY'S PURCHASE OF  
DEVELOPMENT RIGHTS PROGRAM**

**WHEREAS**, Article 25-AAA of the New York State Agriculture and Markets Law provides for the development of county agricultural and farmland protection plans; and

**WHEREAS**, Wyoming Board of Supervisors Resolution No. 05-309 approved the Wyoming County Agricultural Development and Farmland Protection Plan, and by letter dated October 25, 2005, Nathan L. Rudgers, Commissioner of the New York State Department of Agriculture and Markets, approved the Wyoming County Agricultural Development and Farmland Protection Plan; and

**WHEREAS**, The Wyoming County Agricultural Development & Farmland Protection Plan recommended support of a Purchase of Development Rights (PDR) program to protect productive agricultural land in Wyoming County; and

**WHEREAS**, The Wyoming County Board of Supervisors supports a Purchase of Development Rights program and authorizes the Wyoming County Agricultural and Farmland Protection Board (AFPB) to solicit applications from county property owners who wish to voluntarily participate in the PDR program; now therefore

**BE IT RESOLVED**, That the County of Wyoming endorses the application for a Farmland Protection Implementation Grant for approximately *849 acres of the Table Rock Farm located in the Town of Castile, New York* as recommended by the Wyoming County Agriculture and Farmland Protection Board on May 13, 2021 and per the County's participation in the New York State Purchase of Development Rights (PDR) Program.

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

**RESOLUTION NO. 21-269  
(June 8, 2021)**

By Mr. Klein, Chairman of the Agriculture Committee:

June 8, 2021

**AUTHORIZING THE BOARD OF SUPERVISORS TO ENDORSE THE  
APPLICATION FOR A FARMLAND PROTECTION  
IMPLEMENTATION GRANT THROUGH THE  
NEW YORK STATE DEPARTMENT OF AGRICULTURE AND  
MARKETS FOR SUNNY KNOLL FARM (BUTLER FAMILY), TOWNS  
OF COVINGTON, PERRY AND WARSAW NEW YORK AS PART OF  
THE COUNTY’S PURCHASE OF DEVELOPMENT RIGHTS  
PROGRAM**

**WHEREAS**, Article 25-AAA of the New York State Agriculture and Markets Law provides for the development of county agricultural and farmland protection plans; and

**WHEREAS**, Wyoming Board of Supervisors Resolution No. 05-309 approved the Wyoming County Agricultural Development and Farmland Protection Plan, and by letter dated October 25, 2005, Nathan L. Rudgers, Commissioner of the New York State Department of Agriculture and Markets, approved the Wyoming County Agricultural Development and Farmland Protection Plan; and

**WHEREAS**, The Wyoming County Agricultural Development & Farmland Protection Plan recommended support of a Purchase of Development Rights (PDR) program to protect productive agricultural land in Wyoming County; and

**WHEREAS**, The Wyoming County Board of Supervisors supports a Purchase of Development Rights program and authorizes the Wyoming County Agricultural and Farmland Protection Board (AFPB) to solicit applications from county property owners who wish to voluntarily participate in the PDR program; now therefore

**BE IT RESOLVED**, That the County of Wyoming endorses the application for a Farmland Protection Implementation Grant for approximately *893 acres of the Sunny Knoll Farm (Butler Family) located in the Towns of Covington, Perry and Warsaw, New York* as recommended by the Wyoming County Agriculture and Farmland Protection Board on May 13, 2021 and per the County’s participation in the New York State Purchase of Development Rights (PDR) Program.

**Carried: XXX    Ayes: 1412    Noes:    Absent: 187 (Perry)    Abstain:**  
**#16**

**RESOLUTION NO. 21-270  
(June 8, 2021)**

Regular Session

By Mr. Klein, Chairman of the Agriculture Committee:

**AUTHORIZING THE BOARD OF SUPERVISORS TO ENDORSE THE  
APPLICATION FOR A FARMLAND PROTECTION  
IMPLEMENTATION GRANT THROUGH THE  
NEW YORK STATE DEPARTMENT OF AGRICULTURE AND  
MARKETS FOR THE CEDARS (GREGG FAMILY), TOWN OF  
CASTILE, NEW YORK AS PART OF THE COUNTY'S PURCHASE OF  
DEVELOPMENT RIGHTS PROGRAM**

**WHEREAS**, Article 25-AAA of the New York State Agriculture and Markets Law provides for the development of county agricultural and farmland protection plans; and

**WHEREAS**, Wyoming Board of Supervisors Resolution No. 05-309 approved the Wyoming County Agricultural Development and Farmland Protection Plan, and by letter dated October 25, 2005, Nathan L. Rudgers, Commissioner of the New York State Department of Agriculture and Markets, approved the Wyoming County Agricultural Development and Farmland Protection Plan; and

**WHEREAS**, The Wyoming County Agricultural Development & Farmland Protection Plan recommended support of a Purchase of Development Rights (PDR) program to protect productive agricultural land in Wyoming County; and

**WHEREAS**, The Wyoming County Board of Supervisors supports a Purchase of Development Rights program and authorizes the Wyoming County Agricultural and Farmland Protection Board (AFPB) to solicit applications from county property owners who wish to voluntarily participate in the PDR program; now therefore

**BE IT RESOLVED**, That the County of Wyoming endorses the application for a Farmland Protection Implementation Grant for approximately *62 acres of The Cedars (Gregg Family) located in the Town of Castile, New York* as recommended by the Wyoming County Agriculture and Farmland Protection Board on May 13, 2021 and per the County's participation in the New York State Purchase of Development Rights (PDR) Program.

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

**RESOLUTION NO. 21-271  
(June 8, 2021)**

June 8, 2021

By Mr. Klein, Chairman of the Agriculture Committee:

**AUTHORIZING THE BOARD OF SUPERVISORS TO ENDORSE THE  
APPLICATION FOR A FARMLAND PROTECTION  
IMPLEMENTATION GRANT THROUGH THE  
NEW YORK STATE DEPARTMENT OF AGRICULTURE AND  
MARKETS FOR GARDEAU CREST FARM (SWYERS FAMILY),  
TOWN OF PERRY NEW YORK AS PART OF THE COUNTY'S  
PURCHASE OF DEVELOPMENT RIGHTS PROGRAM**

**WHEREAS**, Article 25-AAA of the New York State Agriculture and Markets Law provides for the development of county agricultural and farmland protection plans; and

**WHEREAS**, Wyoming Board of Supervisors Resolution No. 05-309 approved the Wyoming County Agricultural Development and Farmland Protection Plan, and by letter dated October 25, 2005, Nathan L. Rudgers, Commissioner of the New York State Department of Agriculture and Markets, approved the Wyoming County Agricultural Development and Farmland Protection Plan; and

**WHEREAS**, The Wyoming County Agricultural Development & Farmland Protection Plan recommended support of a Purchase of Development Rights (PDR) program to protect productive agricultural land in Wyoming County; and

**WHEREAS**, The Wyoming County Board of Supervisors supports a Purchase of Development Rights program and authorizes the Wyoming County Agricultural and Farmland Protection Board (AFPB) to solicit applications from county property owners who wish to voluntarily participate in the PDR program; now therefore

**BE IT RESOLVED**, That the County of Wyoming endorses the application for a Farmland Protection Implementation Grant for approximately *665 acres of Gardeau Crest Farm (Swyers Family) located in the Town of Perry, New York* as recommended by the Wyoming County Agriculture and Farmland Protection Board on May 13, 2021 and per the County's participation in the New York State Purchase of Development Rights (PDR) Program.

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

**RESOLUTION NO. 21-272  
(June 8, 2021)**

Regular Session



By Mr. Klein, Chairman of the Agriculture Committee:

## **REVIEW OF AGRICULTURAL DISTRICT NUMBER 5 AND SET PUBLIC HEARING**

**WHEREAS**, This Board is conducting a review of Agricultural District No. 5 located in the Towns of Attica, Orangeville, Warsaw, and Middlebury as authorized under Article 25AA of Agricultural Districts Law; and

**WHEREAS**, The review process was initiated with a 30-day review period and this Board directed the County Agricultural and Farmland Protection Board to prepare a report and recommendations and the County Planning Board to accept a referral for comments regarding Ag. District No. 5; and

**WHEREAS**, This Board is required to hold a Public Hearing prior to making a finding whether the Districts should be continued, terminated, or modified; now therefore

**BE IT RESOLVED**, That a Public Hearing will be held by the Board of Supervisors of Wyoming County, State of New York, at the Wyoming County Government Center in Warsaw, on the 13<sup>th</sup> day of July, 2021 at 2:30 PM regarding Wyoming County Agricultural District No. 5 located in the Towns of Attica, Orangeville, Warsaw, and Middlebury to consider the recommendations of the Agricultural and Farmland Protection Board and the County Planning Board; and be it

**FURTHER RESOLVED**, That copies of the Review Plan including a map of the District showing the proposed modifications and the reports and recommendations of the Wyoming County Agricultural and Farmland Protection Board and the Wyoming County Planning Board will be available for public review at Wyoming County Soil & Water, 36 Center Street, Warsaw, New York.

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

## **RESOLUTION NO. 21-273 (June 8, 2021)**

By Mr. Leuer, Chairman of the Planning Committee:

## **NICOLE HASTINGS APPOINTED TO THE WYOMING COUNTY INDUSTRIAL DEVELOPMENT AGENCY BOARD OF DIRECTORS**

June 8, 2021

**BE IT RESOLVED**, That *Nicole Hastings*, 6032 Horton Road, Bliss, NY 14024 be hereby appointed as a Member of the Industrial Development Agency Board of Directors to fill a vacant three (3) year term; effective June 8, 2021 through June 13, 2021 (*replacing J. Hardie*); and be it

**FURTHER RESOLVED**, That *Nicole Hastings*, 6032 Horton Road, Bliss, NY 14024 be hereby reappointed as a Member of the Industrial Development Agency Board of Directors for a three (3) year term; effective June 14, 2021 through June 13, 2024.

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

*There was a motion by Mr. Brick T/Perry, to combine resolutions #20 through #25. Hearing no objection, resolution titles only were read.*

**#20**

**RESOLUTION NO. 21-274  
(June 8, 2021)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH KEY POWER 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 to sign a contract with *Key Power Systems, Inc.*, 95 Creek Road, Suite 98, Attica, NY 14011 on behalf of Buildings and Grounds, (Co. Bldgs.). Said contract is for preventative maintenance and repairs on emergency generators at various County locations in an amount not to exceed ten thousand five hundred ten dollars (\$10,510.00); effective June 1, 2021 through May 31, 2022.

Contingent upon the availability of funds.

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

**#21**

**RESOLUTION NO. 21-275  
(June 8, 2021)**

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

**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A**

**CONTRACT WITH SPRING SHEET METAL & ROOFING, LLC 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 ***Spring Sheet Metal and Roofing, LLC***, 3090 Mt. Morris-Geneseo Road, Mt. Morris, NY 14510 on behalf of Buildings and Grounds, (Co. Bldgs.). Said contract is for flat roof repairs at the Wyoming County Government Center, Rotunda and Jail in an amount not to exceed seventy-seven thousand eight hundred dollars (\$77,800.00); effective June 1, 2021 through completion of project.

Contingent upon the availability of funds.

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

**RESOLUTION NO. 21-276  
(June 8, 2021)**

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

**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A  
CONTRACT WITH KIRCHER CONSTRUCTION, 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 ***Kircher Construction, Inc.***, 3090 Mt. Morris-Geneseo Road, Mt. Morris, NY 14510 on behalf of Buildings and Grounds (Co. Bldgs.). Said contract for the steel roof replacement at the Wyoming County Animal Shelter in the amount of forty-four thousand dollars (\$44,000.00) and the asphalt shingle roof replacement at the Wyoming County Public Defender's building in an amount not to exceed thirty-three thousand dollars (\$33,000.00) for a total project cost not to exceed seventy-seven thousand dollars (\$77,000.00); effective June 1, 2021 through completion of both projects.

Contingent upon the availability of funds.

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

**RESOLUTION NO. 21-277  
(June 8, 2021)**

June 8, 2021

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

**RESOLUTION NUMBER 21-176 AMENDED**

**WHEREAS**, Resolution Number 21-176 entitled, “**CAPITAL PROJECT FOR VARIOUS ROOF REPLACEMENTS ON SPECIFIC COUNTY BUILDINGS ESTABLISHED**” passed by this Board of Supervisors on April 13, 2021 provides, in part, for improvements to specific roofs in the following amounts:

<b>SPECIFIC ROOF</b>	<b>AMOUNT</b>
Government Center Employee Entry	\$5,500.00
Probation Department Roof	\$16,000.00
Information Technology Entry Roof	\$5,200.00
Rotunda Roof	\$17,500.00
Jail Kitchen Roof	\$8,300.00
Sub Total	\$52,500.00
Public Defender Roof	\$25,000.00
Dog Shelter Roof and Gutters	\$50,000.00
<b>Sub Total</b>	<b>\$127,500.00</b>
Contingency Funds	\$22,500.00
<b>TOTAL</b>	<b>\$150,000.00</b>

Now therefore,

**BE IT RESOLVED**, That *Resolution Number 21-176* be hereby amended to replace the original chart with the following:

<b>ROOF TYPE</b>	<b>ROOF LOCATION(S)</b>	<b>AMOUNT</b>
Flat Roof	Government Center, Rotunda, Jail	\$77,800.00
Asphalt Shingle	Public Defender’s Office	\$33,000.00
Steel Roofs	Animal Shelter	\$44,000.00
<b>Sub Total</b>		<b>\$154,800.00</b>
Contingency Funds		\$25,200.00
<b>TOTAL</b>		<b>\$180,000.00</b>

All else remains the same.

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

**RESOLUTION NO. 21-278  
(June 8, 2021)**

Regular Session

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

# **WYOMING COUNTY COURTHOUSE MAKE UP AIR UNIT REPLACEMENT CAPITAL IMPROVEMENT PROJECT COMPLETE**

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

**WHEREAS**, That the Wyoming County Board of Supervisors, on the recommendation of the aforementioned committees, established 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

**WHEREAS**, That permission was granted to seek proposals for the completion of this established project; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors recognizes and accepts that the *Wyoming County Courthouse Make Up Air Unit Replacement Capital Improvement Project* as established by *Resolution Number 20-296* is hereby complete.

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

## **RESOLUTION NO. 21-279 (June 8, 2021)**

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

# **CHAIRMAN AUTHORIZED TO SIGN ANY OR ALL CONTRACTS ON BEHALF OF COUNTY HIGHWAY**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign *any or all* of the contracts with the following vendors for Asphalt Field Density Testing, as needed, based on price and availability in an amount not to exceed fifteen thousand dollars (\$15,000.00) per contract, per year; effective June 1, 2021 through December 31, 2021:

- *CME Associates, Inc.*, 491 Elmgrove Road, Suite 600, Rochester, NY

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14606

- ***P-W Laboratories, Inc.***, 6544 Freemont Road, East Syracuse, NY 13057
- ***W. A. Wilson Inc.***, 5700 Maelou Drive, Building E, Hamburg, NY 14075

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 #26 through #33. Hearing no objection, resolution titles only were read.*

**#26**

**RESOLUTION NO. 21-280  
(June 8, 2021)**

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

**FIRE ADVISORY BOARD DELEGATES APPOINTED/REAPPOINTED**

**BE IT RESOLVED**, That the following named persons are hereby appointed/ reappointed to the Wyoming County Fire Advisory Board in accordance with Section 225-a of the County Law for a term of one (1) year; effective ***July 1, 2021 through June 30, 2022***:

Arcade	Gregory Landis	782 Geer Rd., Arcade, NY 14009
Attica	Jay Myers	297 Main St., Attica, NY 14011
Bennington	Chester Zymowski, Jr	1931 Rt. 354, Attica, NY 14011
Bliss	Marc Roche	3438 Rt. 39, Bliss, NY 14024
Castile	William Dake	73 W. Park Rd., Castile, NY 14427
Cowlesville	Nicholas Szuniewicz	282 Clinton St., Cowlesville, NY 14037
Gainesville	Tylor Horton	58 South Main, Lower, Castile, NY 14427
Harris Corners	Tom Keem	2579 Route 77, Strykersville, NY 14545
North Java	Kyle Meyer	4133 Route 98, North Java, NY 14113
Perry	Paul Hinsken	PO Box 243, Perry, NY 14530
Perry Center	James Brick	7618 Rt. 20A, Perry, NY 14530
Pike	Nathan Lyke	34 Telegraph Rd., Bliss, NY 14024
Sheldon	Francis George	287 Sinn Rd., Cowlesville, NY 14037
Silver Springs	John Proper	80 Orchard St., POB 183, Silver Springs, NY 14550

Strykersville	Doug Schwab	3678 Route 78, Strykersville, NY 14145
Varysburg	James Kelly	2757 Buffalo Rd., Varysburg, NY 14167
Warsaw	Joseph Cummins	5400 Toolhouse Rd., Warsaw, NY 14569
Wyoming	John Moore	911 Tower Road, Wyoming, NY 14591
<b>Members At-Large for Towns without Departments</b>		
Orangeville	Town Supervisor	Town of Orangeville
Covington	Town Supervisor	Town of Covington

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

**RESOLUTION NO. 21-281  
(June 8, 2021)**

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

**RESOLUTION NUMBER 20-191 AMENDED**

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

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

**BE IT RESOLVED**, That *Resolution Number 20-191* be hereby amended to extend the grant end date through May 31, 2022.

All else remains the same.

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

**RESOLUTION NO. 21-282  
(June 8, 2021)**

June 8, 2021

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

**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A  
CONTRACT WITH FRED A. NUDD CORPORATION  
ON BEHALF OF 9-1-1**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is hereby authorized and directed to award bid and sign a contract with ***Fred A. Nudd Corporation***, 1743 Route 104, Ontario, NY 14519 on behalf of 9-1-1. Said contract to provide tower inspections at the Fire Training Center in an amount not to exceed five thousand five hundred seventy-five dollars (\$5,575.00) effective June 1, 2021 through December 31, 2021.

Contingent upon the availability of funds.

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

**RESOLUTION NO. 21-283  
(June 8, 2021)**

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

**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A  
CONTRACT WITH BRUCE JAMES, D/B/A B-COM  
ON BEHALF OF 9-1-1**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is hereby authorized and directed to award bid and sign a contract with ***Bruce James, d/b/a B-Com***, 355 Liberty Street, Warsaw, NY 14569 on behalf of 9-1-1. Said contract to provide consulting, project management and oversight for the 2018 Targeted State Interoperability Communication grant in an amount not to exceed seventy-five dollars (\$75.00) per hour; effective June 8, 2021 through completion of project, which is projected to be five (5) years.

Contingent upon the availability of funds.

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

**RESOLUTION NO. 21-284  
(June 8, 2021)**

Regular Session



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

**FIRE AND BUILDING CODE ENFORCEMENT FEE SCHEDULE  
APPROVED**

**BE IT RESOLVED**, That the current Wyoming County Fire and Building Code Enforcement Fee Schedule is hereby revised to include a *large scale solar fee* and is annexed hereto; effective June 8, 2021.

**Carried: XXX**

**Ayes: 1599**

**Noes:**

**Absent:**

**Abstain:**

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# Wyoming County Building Department Fee Schedule

Description	New 2020 - Effective March, 2nd	Fee	Fee Description
<b>Dwellings</b>	1 & 2 Family (per ea/unit for multi-family)	\$ 400.00	Up to 2000 sq'
		\$ 0.10	For each sq' over 2000 sq'
<b>Additions (residential)</b>	Residential (including enclosed porches)	\$ 125.00	Up to 200 sq'
		\$ 0.10	For each sq' over 200 sq'
	Porches, Decks, Ramps	\$ 75.00	Up to 200 sq'
		\$ 0.10	For each sq' over 200 sq'
<b>Alterations (residential)</b>	Alterations, no increase in size - windows, plumbing, HVAC, electrical (solar, gen., wind...)	\$ 50.00	
	Alterations - stripping walls, reconfiguration of space	\$ 75.00	Up to 200 sq'
		\$ 0.10	For each sq' over 200 sq'
<b>Accessory Structures</b>	Storage Buildings	\$ 75.00	Up to 200 sq'
		\$ 100.00	Over 200 sq'
		\$ 0.10	For each sq' over 200 sq'
<b>Additions (accessory)</b>	Additions (accessory buildings)	\$ 75.00	Up to 200 sq'
		\$ 0.10	For each sq' over 200 sq'
	Porches, Decks	\$ 75.00	Up to 200 sq'
		\$ 100.00	Over 200 sq'
		\$ 0.10	For each sq' over 200 sq'
<b>Alterations (accessory)</b>	Alterations, no increase in size - windows, plumbing, HVAC, electrical (solar, gen., wind...)	\$ 50.00	
	Alterations - stripping walls, reconfiguration of space	\$ 75.00	Up to 200 sq'
		\$ 0.10	For each sq' over 200 sq'
<b>Pools</b>	Swimming Pools	\$ 75.00	Per Pool
<b>Non-Residential Buildings</b>	All Commercial Use	\$ 600.00	For the first 10,000 cu'
		\$ 7.00	For each 1,000 cu' over 10,000 cu'
	Commercial buildings less than 400sq'	\$ 450.00	For the first 10,000 cu'
		\$ 7.00	For each 1,000 cu' over 10,000 cu'
<b>Non-residential, alt., no increase in size</b>	Alterations, no increase in size - windows, plumbing, HVAC, electrical	\$ 150.00	
	Alterations - stripping walls, reconfiguration of space	\$ 200.00	Up to 200 sq'
		\$ 7.00	For each 1,000 cu' over 10,000 cu'
<b>Commercial Large Scale Energy Production Facilities</b>	Includes all commercial Energy Production Facilities (Solar, Wind, Other)	\$ 150.00	Per Mega Watt of Production
<b>Non-residential, gas pumps, tanks, canopies, suppression system (each)</b>		\$ 150.00	
<b>Non-residential, not for profit accessory structures</b>	Municipal owned dugouts and accessory structures, church pavilions...	\$ 75.00	
<b>Chimney / Solid Fuel</b>		\$ 50.00	Per chimney or unit
<b>Demolition</b>		\$ 50.00	Per structure
<b>Requested fire &amp; safety inspection</b>		\$ 50.00	
<b>Requested inspection outside normal hours</b>		\$ 75.00	
<b>No Access to Perform Inspections</b>		\$ 50.00	
<b>Placard Removal</b>	stop work orders, unsafe equipment...	\$ 50.00	Per each
<b>Permit Renewal</b>	Residential	\$ 50.00	Per Year (12 Months from issuance date)
		Original fee	Third and subsequent renewal
<b>Temp C of O</b>	Residential	\$ 100.00	First Six Months & Second Six Months
		Original fee	Third and subsequent Temp C of O
<b>Permit Renewal</b>	Commercial	\$ 200.00	Per Year (12 Months from issuance date)
		Original fee	Third and subsequent renewal
<b>Temp C of O</b>	Commercial	\$ 100.00	First Six Months & Second Six Months
		Original fee	Third and subsequent Temp C of O
<b>Truss Placard Notification</b>	As required by NYS Uniform Code	\$ 50.00	Per bid., (We Supply the first three placards)
<b>Title Search Fees</b>	Covers additional placards needed	\$ 10.00	Per placard over three
<b>Statistical Information</b>	Charged for any title search	\$ 10.00	
		\$ 0.25	Per / pg
<b>Operational Permits</b>	Required for conducting the following activities: (i) manufacturing, storing or handling hazardous materials in quantities exceeding those listed in Tables 2703.1.1(1), 2703.1.1(2), 2703.1.1(3) or 2703.1.1(4), of the Fire Code of New York State (see 19 NY		Per bid. If more than 1 bid. is located on a lot that requires an operating permit
<b>Fire Safety Inspections</b>	Conducted as per local law #40 of 2011 & Title 19 NYCRR Chapter 32 Section 1204.12	\$ 25.00	Annually performed - Occ. Load 50 or more assembly
<b>Fire Safety Inspections</b>	Conducted as per local law #40 of 2011 & Title 19 NYCRR Chapter 32 Section 1204.12	\$ 25.00	Performed once every third year
<b>Pyrotechnics Permit</b>	Residential or Commercial Uses	\$ 35.00	Per Each Event
<b>Re-Roofing</b>	No structural changes	\$ 35.00	Per building located on same lot
<b>Missed Inspection</b>	Includes starting work W/O permits	\$ 100.00	Per each
<b>Court Fee Proceedings:</b>	Charged to the defendant upon a court proceeding		
<b>Service Fees</b>	Determined based on voucher	TBD	Varies based on mileage
<b>Court Filing fee</b>		\$ 20.00	
<b>Permit fees (renewal)</b>	All required fees due or past due	TBD	As required based on fee schedule
<b>Petition filed</b>		\$ 250.00	
<b>NOTE:</b>	Volume for determining fees are based on the area located within walls and located under the roof line. This includes non-habitable space such as; attached garage, porches, sun rooms ect. with the exception to basements or attics as defined under the NYS Building Code.		
	In the event an application is not approved, the applicant shall be entitled to a refund of 50% of the fee paid provided no work has commenced.		
	In the event an application is approved, the applicant shall not be entitled to a refund.		

**RESOLUTION NO. 21-285**  
**(June 8, 2021)**

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

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

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

- ***AutoMon LLC***, 6621 North Scottsdale Road, Scottsdale, AZ 85250 for software maintenance in an amount not to exceed six thousand eight hundred eighteen dollars and thirty cents (\$6,818.30); effective June 19, 2021 through June 18, 2022.
- ***BI Incorporated***, 6265 Gunbarrel Avenue, Suite B, Boulder, CO 80301 to provide electronic monitoring units/services for people ordered by the court for in home arrest and/or alcohol testing in an amount not to exceed fees outlined in Exhibit A of the agreement; effective June 30, 2021
  - Automatic one (1) year renewals included until otherwise terminated by either party upon sixty (60) days written notice.

Contingent upon the availability of funds.

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain:**  
#32

**RESOLUTION NO. 21-286**  
**(June 8, 2021)**

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

**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND  
ACCEPTANCE AWARD WITH THE NEW YORK STATE DIVISION  
OF CRIMINAL JUSTICE SERVICES - OFFICE OF PROBATION AND  
CORRECTIONAL ALTERNATIVES ON BEHALF OF WYOMING  
COUNTY PROBATION**

June 8, 2021

**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 Probation and Correctional Alternatives*, Alfred E. Smith Building, 80 South Swan Street, Albany, NY on behalf of Wyoming County Probation. Said funding is for the Alternatives to Incarceration Programs; effective July 1, 2021 through June 30, 2022 in the below minimum amounts as follows:

- Data Day Program                      \$6,593.66
- Community Service                    \$5,370.60
- Pre-Trial Release                        \$5,390.70

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

**RESOLUTION NO. 21-287  
(June 8, 2021)**

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

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

**BE IT RESOLVED**, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign a grant application and acceptance award with the *New York State Division of Criminal Justice Services*, 80 South Swan Street, Albany, NY 12210 on behalf of the District Attorney's Office. Said funding for Aid to Prosecution in a minimum amount of thirty thousand two hundred dollars (\$30,200.00); effective April 1, 2021 through March 31, 2022.

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

**Public Hearing ~**

•

**Comment Period ~**

- *Brian Krzwczak – a member of the Wyoming County Wildlife Federation spoke in favor of proposed Local Law #1, 2021, complete with maps and many positive statistics supporting the safety of this proposal.*
- *Nathan Paddock – Wyoming County 4-H Shooting Sports Coordinator spoke personally of how well 12 & 13 year olds (even younger) do*

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*when taught the proper handling of firearms. He spoke of competitions where several youth were at the firing line together successfully completing their competition...*

- *Letter from Larry Becker, President Wyoming County Wildlife Federation.*

### **Close Public Hearing ~**

- *Motion to close the Public Hearing was made by Supervisor Grant, T/Bennington, seconded by Supervisor Kehl, T/Attica. All Aye. Carried.*

**Local Law  
#34**

## **RESOLUTION NO. 21-288 (June 8, 2021)**

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

### **LOCAL LAW NO. 1 (INTRODUCTORY A, YEAR 2021) ~ YEAR 2021, “A Local Law Authorizing 12 and 13 Year Old Licensed Hunters to Hunt Deer With a Firearm or Crossbow During Hunting Season with the Supervision of a Licensed Adult”**

### **ADOPTED**

**WHEREAS**, There was duly presented and introduced at a meeting of this Board, held on the 11<sup>th</sup> day of May 2021, a proposed local law of the County, designated as Local Law Introductory No. A, for the year 2021, entitled, *“A Local Law Authorizing 12 and 13 Year Old Licensed Hunters to Hunt Deer With a Firearm or Crossbow During Hunting Season with the Supervision of a Licensed Adult”*; and

**WHEREAS**, In accordance with the provisions of Resolution Number 21-236 there was a public hearing held by this Board of Supervisors on this 8<sup>th</sup> day of June, 2021, 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

June 8, 2021

**BE IT ENACTED**, That Local Law 1, Year 2021, County of Wyoming, New York, as presented to this Board on the 11<sup>th</sup> day of May 2021, is hereby adopted, in its original form, as follows:

**LOCAL LAW NO. 1 ~ YEAR 2021**

***“A Local Law Authorizing 12 and 13 Year Old Licensed Hunters to Hunt Deer With a Firearm or Crossbow During Hunting Season with the Supervision of a Licensed Adult”***

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

**Section 1. Legislative Intent**

The intent of this Local Law is to authorize Wyoming County to permit 12 and 13 year old individuals to participate in the new and safe hunting opportunities in accordance with Environment Conservation Law §11-0935. The enacted 2021-2022 New York State Budget includes a pilot program allowing the opportunity for young hunters, ages 12 and 13, to hunt deer with firearms and crossbows through 2023 if a county authorizes such action within their municipality. Wyoming County is passing this local law as hunting is a valued tradition for many families, and this new opportunity allows experienced, adult hunters to introduce the value of hunting to the next generation. Furthermore, teaching young people safe, responsible, and ethical hunting practices, which will ensure a rewarding experience for the youth, while providing quality food to families and contributing to important deer management population control practices.

**Section 2. Pilot Program Authorization**

Pursuant to Environmental Conservation Law, ECL 11-0935, Wyoming County elects to participate in the temporary program to allow for young hunters, ages twelve (12) and thirteen (13), to hunt deer with a firearm, to include rifles, shotguns, and muzzle loaded firearms or crossbow through 2023.

**Section 3. State Requirements to Adhere to Once Authorized**

Twelve (12) and thirteen (13) year old licensed hunters shall be allowed to hunt deer with the following requirements to be followed:

- Twelve (12) and thirteen (13) year old licensed hunters shall be under the supervision of a licensed adult hunter, age 21 years or older, with a rifle, shotgun, or muzzle loading firearm in areas where and during the hunting season in which such firearms may be used; and
- Twelve (12) and thirteen (13) year old licensed hunters shall be allowed to hunt deer under the supervision of a licensed adult hunter, age 21 years or

older, with a crossbow during the times when other hunters may use crossbows; and

- Supervision of a licensed adult hunter, age twenty-one (21) years or older, with at least three (3) years of experience who exercises dominion and control over the youth hunter at all times is required; and
- All licensed twelve (12) and thirteen (13) year old hunters, as well as, their adult supervisors shall be required to wear fluorescent orange or pink clothing while engaged in hunting to an extent and covering so designated pursuant to the law, rules, and regulations promulgated by the State of New York; and
- All licensed twelve (12) and thirteen (13) year old hunters shall remain at ground level while hunting deer with a crossbow, rifle, shotgun, or muzzleloader; and
- Notwithstanding any State or Federal Law to the contrary, this local law shall not authorize the hunting of bear by twelve (12) and thirteen (13) year olds with a firearm or crossbow.

#### **Section 4. Local Law Filing Requirements**

A copy of this local law shall be sent to the New York State Department of Conservation as well as the New York State Department of State.

#### **Section 5. Severability**

If any clause, sentence, paragraph, subdivision, section or part of this law, or the application thereof to any person, individual, corporation, firm, partnership, entity or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, effect or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law or in its application to the person, individual, corporation, firm, partnership, entity or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

#### **Section 6. Effective Date**

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

DATED at Warsaw, New York

May 11, 2021 (Introduced)

June 8, 2021 (Adopted)

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

Clerk to the Board

**Carried:** XXX

**Ayes:** 1599

**Noes:**

**Absent:**

**Abstain:**

June 8, 2021

*There was a motion by Mr. Kehl, T/Attica, to combine resolutions #35 through #46 with the exception of resolution #38, which is being withdrawn. Hearing no objection, resolution titles only were read.*

*Supervisor Berwanger, T/Arcade requested resolutions #37 and 39 be voted on separately.*

*Supervisor Berwanger, T/Arcade stated that he could not support a \$60,000 increase to the University at Buffalo Surgeons, Inc. contract and added that fifteen health care professionals supported Dr. Cohan at the Board of Managers meeting. Now a few months later there is a \$60K increase... Dr. Cohan offered to work for one year for free if he could have a contract moving forward. That didn't happen. There was some discussion over Dr. Abbasey's membership on the Board of Managers and negotiating a contract for himself, which the Supervisors all agreed, in the end, he had not.*

*Supervisor Davis, T/Covington clarified it is a \$30K increase, not \$60K and only while surgeon is on vacation. He doesn't see a problem.*

*Supervisor Roberts, T/Genesee Falls respectfully agrees with the comments made about Dr. Abbasey.*

*Chairwoman Ryan, T/Warsaw clarified and added that Dr. Abbasey did not decide his own contract and wasn't even in the room.*

*Resolutions numbered 35, 36 and 40-46 were voted on first and then Resolutions numbered 37 & 39 were voted on with the following results...*

**#35**

**RESOLUTION NO. 21-289**  
**(June 8, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**CANCELLATION OF VOID TAXES**

**WHEREAS**, Pursuant to the Real Property Tax Law §558 (1), the County of Wyoming may direct the cancellation of certain unpaid taxes where it is determined that the lien of such tax cannot be enforced; and

**WHEREAS**, Such a parcel of real property exists within the County of Wyoming, and has been identified and so designated by the Finance Committee; now therefore,



**BE IT RESOLVED**, That the County of Wyoming hereby directs the cancellation of any and all such unpaid taxes in accordance with the applicable section of the Real Property Tax Law, and the Wyoming County Treasurer, shall charge back and apportion the various amounts thereof, if applicable, to the appropriate taxing authorities, to the extent to which each has been benefited thereby:

**AUTHORITY:** RPTL §558(1) Cancellation of Void Tax

**PARCEL:** *Town of Orangeville*

**TAX MAP #:** 81.-3-22

**ASSESSED TO:** NYS Department of Environmental Conservation  
625 Broadway, Albany, NY 12233

**PARCEL:** *Town of Sheldon*

**TAX MAP #:** 81.-1-49

**ASSESSED TO:** NYS Department of Environmental Conservation  
625 Broadway, Albany, NY 12233

**Carried:** XXX

**Ayes:** 1599

**Noes:**

**Absent:**

**Abstain:**

**#36**

## **RESOLUTION NO. 21-290**

**(June 8, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

### **RESOLUTION NUMBER 20-272 AMENDED**

**WHEREAS**, Resolution Number 20-272 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**” was passed by this Board of Supervisors on June 9, 2020 and provides, in part, for the following contract:

- **Telco Construction, Inc.**, 500 Buffalo Road, East Aurora, NY 14052 related to renovations at A. J. O'Dell Foundation – Medical Center, Arcade, NY to enhance existing space and bring the clinic into compliance with current regulations and standards in an amount not to exceed one hundred eighty-three thousand nine hundred ninety-seven dollars (\$183,997.00); effective July 1, 2020 through September 30, 2020.

Now therefore,

June 8, 2021

**BE IT RESOLVED**, That *Resolution Number 20-272* be hereby amended, in accordance with Change Order No. 5, as follows:

- Increase the contract amount by *sixteen thousand six hundred ninety-five dollars (\$16,695.00)* for a new total amount not to exceed *of one hundred ninety thousand five hundred thirteen dollars (\$190,513.00)*
- Extend the term through *January 30, 2021*.

All else remains the same.

**Carried:** XXX      **Ayes:** 1599      **Noes:**      **Absent:**      **Abstain:** #37

**RESOLUTION NO. 21-291  
(June 8, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 20-419 AMENDED**

**WHEREAS**, Resolution Number 20-419 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**” was passed by this Board of Supervisors on June 9, 2020 and provides, in part, for the following contract:

- *University at Buffalo Surgeons, Inc.*, 100 High Street, Buffalo, NY 14203 for a professional services agreement to provide general surgery services in an amount not to exceed two hundred sixty thousand dollars (\$260,000.00) per year; effective January 1, 2021 through December 31, 2022.

Now therefore,

**BE IT RESOLVED**, That *Resolution Number 20-419* be hereby amended as follows:

- Add general surgery on-call services during such time as the general surgeons currently covering general surgery on-call coverage services are on vacation.
- Increase the not to exceed amount from two hundred sixty thousand dollars (\$260,000.00) per year to an amount *not to exceed two hundred ninety thousand dollars (\$290,000.00) per year*.
- Effective February 15, 2021 through December 31, 2022.

All else remains the same.

<b>Carried: XXX</b>	<b>Ayes: 1170</b>	<b>Noes: 172</b> (Arcade 51 (Eagle) 19 (Genesee Falls) <u>187</u> (Perry) 429 Total)	<b>Absent:</b>	<b>Abstain:</b>
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**RESOLUTION NO. 21-**  
**(June 8, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

## RESOLUTION NUMBER 20-542 AMENDED

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

June 8, 2021

- 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.

**BE IT RESOLVED**, That *Resolution Number 20-542* be further amended to add the following contingency amounts for a new total contract amount not to exceed *two million one hundred twenty thousand dollars (\$2,120,000.00)* as follows:

- PLUMBING AND FIRE PROTECTION TRADES:
  - *Willett Builders, Inc., 180 Genesee Street, Corfu, NY 14036*

Original Contract Amount	\$123,000.00
<u>Addition of Contingency</u>	<u>\$ 47,000.00</u>
<i>New total amount not to exceed</i>	<i>\$170,000.00</i>
- ELECTRICAL TRADES:
  - *Billitier Electric, Inc., 760 Brooks Avenue, Rochester, NY 14619*

Original Contract Amount	\$257,900.00
<u>Addition of Contingency</u>	<u>\$ 62,100.00</u>
<i>New total amount not to exceed</i>	<i>\$320,000.00</i>
- MECHANICAL TRADES:
  - *Michael A. Ferraulo Plumbing and Heating, Inc., 1600 Jay Street, Rochester, NY 14611*

Original Contract Amount	\$468,925.00
<u>Addition of Contingency</u>	<u>\$ 91,075.00</u>
<i>New total amount not to exceed</i>	<i>\$560,000.00</i>
- GENERAL TRADES:
  - *Whitney East, Inc.*, 1504 Scottsville Road, Rochester, NY 14623

Original Contract Amount	\$ 794,100.00
<u>Addition of Contingency</u>	<u>\$ 255,900.00</u>
<i>New total amount not to exceed</i>	<i>\$1,050,000.00</i>

All else remains the same.

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

**RESOLUTION NO. 21-292**  
**(June 8, 2021)**

Regular Session

By Mr. Kehl, Chairman of the Finance Committee:

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

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

- **Werfen USA, LLC**, 180 Hartwell Road, Bedford, MA 01730 for a lease agreement of laboratory equipment/instruments – 2 ACL Top 300 in an amount not to exceed seventy-two thousand two hundred thirty-three dollars and seventy-five cents (\$72,233.75) per year; effective July 1, 2021 through June 30, 2027.
- **Abbasey Medical, PLLC**, 4263 Lakeville Road, Geneseo, NY 14454 for an agreement to purchase substantially all tangible and intangible assets including, without limitations, medical and office equipment, furnishings, computers, software, telephone numbers, website, medical, pharmaceutical and office supplies and active patient medical records in an amount not to exceed two hundred thirty thousand dollars (\$230,000.00), twenty-three thousand dollars (\$23,000.00) per year in alignment with an acceptable valuation report substantiating the fair market value and commercial reasonableness; effective September 1, 2021 through August 31, 2031.
- **Salman Abbasey, MD**, 2259 Saltvale Road, Warsaw, NY 14569 for an employment agreement for an Internal Medicine Physician position in an amount not to exceed two hundred seventy-two thousand two hundred thirty-one dollars (\$272,231.00) per year plus a stipend in the amount of sixty-two (\$62.00) dollars per wRVU annually above 4,672 wRVU annually; position available date is September 1, 2021.

Contingent upon the availability of funds.

**Carried:** XXX    **Ayes:** 1170    **Noes:** 172 (Arcade)    **Absent:**    **Abstain:**  
51 (Eagle)  
19 (Genesee Falls)

June 8, 2021

187 (Perry)  
429 Total

#40

**RESOLUTION NO. 21-293**  
**(June 8, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**SALARY SCHEDULES “X”, “P”, “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***

- Set the hourly rate for one (1) position of ***Medical Receptionist*** (0.80 FTE) (position code 12.188.153) under WYOMING COUNTY FAMILY MEDICINE - ARCADE at \$16.50; effective May 16, 2021.
- Amend the FTE for one (1) position of (***Medical Receptionist*** 0.80 FTE) (position code 12.188.153) under WYOMING COUNTY FAMILY MEDICINE - ARCADE to 1.00 FTE; effective May 30, 2021.
- Create one (1) position of ***Medical Receptionist*** (1.00 FTE (position code TBD) under WYOMING COUNTY FAMILY MEDICINE – ARCADE and set the hourly rate at \$15.45; effective May 30, 2021.
- Set the hourly rate for one (1) position of ***Medical Receptionist Per Diem*** (position code 12.218.153) under WYOMING COUNTY FAMILY MEDICINE – ARCADE at \$17.50; effective May 30, 2021.
- Create one (1) position of ***Medical Receptionist*** (1.00 FTE) (position code TBD) under WYOMING COUNTY FAMILY MEDICINE – PERRY and set the salary range at \$13.33 - \$17.50 per hour; position available date is September 1, 2021.
- Create one (1) position of ***Licensed Practical Nurse*** (1.00 FTE) (position code TBD) under WYOMING COUNTY FAMILY MEDICINE – PERRY and set the salary range at \$17.78 - \$20.34 per hour; position available date is September 1, 2021.

**Salary Schedule “P”:**

Regular Session

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

- Create one (1) position of ***Internal Medicine Physician*** (1.00 FTE) (position code TBD) under WYOMING COUNTY FAMILY MEDICINE – PERRY and set the salary at \$272,231.00 per year; position available date is September 1, 2021.
- Set a stipend for the position of ***Internal Medicine Physician*** (position code TBD) under WYOMING COUNTY FAMILY MEDICINE – PERRY in an amount of \$62.00 per wRVU annually above 4,672 wRVU annually; effective September 1, 2021.

### **Salary Schedule “S”:**

#### ***Public Health Dept***

- Set the salary of the ***Director of Environmental Health*** (position code 107.422) to reflect an annual salary of \$73,000.00; effective July 12, 2021.
- Remove the stipend for the ***Director of Environmental Health (WCWRA stipend)*** in the amount of \$18,769.00 annually; effective July 6, 2021.
- Set the FTE status of the ***Deputy Director of Environmental Health*** (position code 137.591) to part time/variable FTE and set the salary at \$7,000.00 annually; effective July 12, 2021.

### **Salary Schedule “G”:**

#### ***Office for the Aging***

- Increase stipends and corresponding fringes under the ALZHEIMER’S DISEASE CAREGIVER SUPPORT INITIATIVE GRANT (due to reinstated 20% reduction); effective January 1, 2021:
  - ***Deputy Director of Aging***
    - From \$1,700.00 to ***\$2,000.00***
  - ***Fiscal Officer I***
    - From \$2,700.00 to ***\$3,000.00***

**Carried: XXX**

**Ayes: 1599**

**Noes:**

**Absent:**

**Abstain:**

**#41**

### **RESOLUTION NO. 21-294 (June 8, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

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

June 8, 2021

**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 as set forth below and annexed hereto:

**Carried:** XXX

**Ayes:** 1599

**Noes:**

**Absent:**

**Abstain:**



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

**Critical Staffing in Skilled Nursing Facility**  
**May 2021**

WHEREAS, there is critical staffing shortfall within the Skilled Nursing Facility (SNF) of qualified Certified Nursing Assistants (CNA's), Licensed Practical Nurses (LPN's) and Registered Nurses (RN's) due to shortages in the labor market,

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

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

1. Any Full or Part Time Certified Nursing Assistants, Licensed Practical Nurses and Registered Nurses who are current employees of Wyoming County working in any County Department who work additional shifts beyond their respective normal work schedule within the Nursing Facility will receive extra shift incentives for each scheduled consecutive four (4) hours worked from the period beginning 3 a.m. Monday May 17, 2021 and shall continue until modified by mutual written agreement between the parties or until November 1, 2021.

Qualifying employees shall be paid as follows:

- Seventy dollars (\$70.00) for four (4) hours per pay period
- One hundred and forty dollars (\$140.00) for eight (8) hours per pay period
- Two hundred and ten dollars (\$210.00) for twelve (12) hours per pay period.

2. Employees will be limited to a maximum of twelve (12) hours per week of these additional incentive shifts and will only be paid for shifts that are scheduled in addition to the employee's regularly scheduled shifts.

3. These incentive shifts will be offered on a first-come first-served basis to bargaining unit employees and will be created after the regular schedule has been completed. If in the event an employee commits to working an additional shift through the signs up procedure and fails to work the committed shift for whatever reason, this employee will be responsible for finding someone to work the shift. If he/she DOES find someone to cover the shift, there is NO occurrence on the attendance record. If she/he does not find someone to cover the shift, then the attendance policy will apply.

June 8, 2021

4. This Memorandum of Understanding shall not create a precedent or waiver for any other matter and can only be modified or extended by written mutual agreement.

5. Unless modified by written mutual agreement this Memorandum of Understanding shall expire on November 1, 2021 at 7:00am.

6. Either party to this agreement shall have the right to exit from this agreement for any reason with 24 hour prior written notice to the other party.

7. Upon expiration the parties agree that the incentive paid to employees work additional shifts in the Skilled Nursing Facility shall return to the provisions of the Collective Bargaining Agreement.

  
For the CSEA

  
For Wyoming County

Date 5/17/21

For Wyoming County

Date:

#42

**RESOLUTION NO. 21-295  
(June 8, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

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

**BE IT RESOLVED**, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized and directed to sign a grant application and acceptance award with the *New York State Office of Parks, Recreation and Historic Preservation*, 6235 Broadway, Albany, NY 12207 on behalf of the Board of Supervisors. Said grant is for the funding of the 2020/2021 New York State Grant-in-Aid Program funding in a minimum amount of one hundred forty-two thousand seven hundred sixteen dollars (\$142,716.00); effective April 1, 2020 through March 31, 2021.

Regular Session

Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #43

**RESOLUTION NO. 21-296**  
(June 8, 2021)

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH  
WYOMING COUNTY SNOWMOBILE FEDERATION ON BEHALF OF  
THE BOARD OF SUPERVISORS**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with the *Wyoming County Snowmobile Federation*, 6083 Route 362, Bliss, NY 14024 on behalf of the Board of Supervisors. Said contract is for the 2020/2021 New York State Grant-in-Aid Program funding in an amount not to exceed one hundred forty-two thousand seven hundred sixteen dollars (\$142,716.00); effective April 1, 2020 through March 31, 2021.

Contingent upon the availability of funds.

Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #44

**RESOLUTION NO. 21-297**  
(June 8, 2021)

By Mr. Kehl, Chairman of the Finance Committee:

**SEMI-ANNUAL REVENUE SHARING FOR THE TOWNS**

**BE IT RESOLVED**, That the Chairman of the Finance Committee, presented the Semi-Annual Revenue Sharing Report for the period *of October 1, 2020 through March 31, 2021* 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, New York: You are hereby authorized and directed to distribute the Semi-Annual Revenue Sharing amounts totaling **\$41,075.54 (forty-one thousand seventy-five dollars and fifty-four cents)** to the sixteen towns of Wyoming County, in accordance with the report filed with the Clerk of the Board of Supervisors, as follows:

June 8, 2021

<b>TOWNS</b>	<b>REVENUE SHARING DISTRIBUTIED</b>
Arcade	\$4,470.98
Attica	\$2,778.00
Bennington	\$4,305.88
Castile	\$10,301.48
Covington	\$1,009.60
Eagle	\$1,077.77
Gainesville	\$1,498.44
Genesee Falls	\$364.25
Java	\$2,501.48
Middlebury	\$1,455.15
Orangeville	\$1,653.36
Perry	\$2,659.31
Pike	\$270.23
Sheldon	\$2,378.60
Warsaw	\$3,733.28
Wethersfield	\$617.73
<b>Grand Totals:</b>	<b>\$41,075.54</b>

Let this be your Warrant for Such Payment: **\$41,075.54** (*forty-one thousand seventy-five dollars and fifty-four cents*). **IN WITNESS WHEREOF**, I have hereunto set my hand and seal of the Board of Supervisors this 8<sup>th</sup> day of June, 2021.

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

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain:**  
**#45**

**RESOLUTION NO. 21-298**  
**(June 8, 2021)**

By Mr. Kehl, Chairman of the Finance Committee:

**STANDARD WORK DAY AND REPORTING RESOLUTION**

Regular Session

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

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

Title	Standard Work Day (Hrs/day)	Name	Social Security Number (Last 4 digits)	NYS Retirement Reg. #	Tier 1 (Check only if member is in Tier 1)	Term Begins/ Ends	Record of Activities Result*	Not Submitted (Check only if Official did not submit their Record of Activities)
<b>Elected Officials</b>								
Supervisor	6	JACOBY, Ronald	XXXX	XXXXXXXX		01/01/21-12/31/23	4.06	

**Carried: XXX      Ayes: 1599      Noes:      Absent:      Abstain: #46**

**RESOLUTION NO. 21-299  
(June 8, 2021)**

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:**

*Highway Department*

June 8, 2021

- Two (2) positions of ***Interim County Highway Superintendent*** (Per Diem) (Temp) on Salary Schedule D, at an hourly rate of \$45.00/hr. with only those benefits mandated by law. Positions available date is May 17, 2021.
  - Position 1 of 2 will expire on September 1, 2021
  - Position 2 of 2 will expire on December 31, 2021
- One (1) position of ***Construction Project Coordinator*** (Per Diem) (Temp) on Salary Schedule S at an hourly rate of \$45.00/hr. not to exceed \$10,000.00 with only those benefits mandated by law. Position available date is June 9, 2021 through December 31, 2021.

#### ***Animal Control***

- One (1) position of ***Laborer (per diem)*** on Salary Schedule S at an hourly rate of \$12.50/hr. with only those benefits mandated by law. Position available date is June 9, 2021.

#### ***Information Technology***

- One (1) position of ***IT Administrative Assistant*** (1.00 FTE) on Salary Schedule S, at an hourly rate between \$19.16/hr. - \$23.53/hr. based on qualifications and experience. Position available date is June 9, 2021.

#### ***Public Health Dept***

- One (1) position of ***Water Resource Specialist*** (0.6 FTE) (Temp.) and place on Salary Schedule S; effective July 12, 2021 through December 31, 2021 at a total compensation of \$19,000.00. Position available date is July 12, 2021.
- One (1) position of ***Public Health Technician*** (1.00 FTE) on CSEA Schedule A, Grade 15 at an hourly rate of \$21.35/hr. - \$24.83/hr.). Position available date is June 14, 2021.

#### **EXTENDED:**

##### ***Probation***

- One (1) position of ***Probation Assistant***, Part-time (.042 FTE) 16.8 hours per week (position code 002.186); CSEA agreement, Schedule A, Grade 12 (\$22.22 - \$25.45). Position availability date to be determined.

**Carried: XXX**

**Ayes: 1599**

**Noes:**

**Absent:**

**Abstain:**

*Supervisor Brick, T/Perry asked County Attorney Wujcik about opting out of marijuana legislation. Towns, villages and cities are the eligible municipalities*

Regular Session

*for opting out, not counties.*

*County Attorney Wujcik to research and report back.*

*Prior to adjourning the meeting, Chairwoman Ryan asked Clerk Ketchum to attach the Wyoming County Chamber of Commerce's June is Dairy Month 2021 press release to the minutes...*

[See attached.](#)

*There being no further business to come before this Board, Senior Supervisor Berwanger, T/Arcade, adjourned the meeting at 3:15 PM with a rap on his desk.*

\*\*\*\*\*

Respectfully submitted,

**Cheryl J. Ketchum**

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

Clerk to the Board

June 8, 2021

**A**

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