

**June 23, 2022**

The regular meeting of the Ontario County Board of Supervisors was called to order at 6:31 p.m. via WebEx on ontariocountyny.webex.com and at 74 Ontario Street, Canandaigua, NY 14424, with Chairman John (Jack) Marren presiding.

The Pledge of Allegiance was led by Supervisor Frederick Wille, Town of East Bloomfield.

Upon roll call, members of the Board were present with Supervisors Richard Russell and Mark Venuti via WebEx.

Supervisors Peter Ingalsbe, and Norman Teed were declared necessarily absent.

Minutes of the preceding session was approved without being read by motion of Supervisor David Baker, seconded by Supervisor Todd Campbell; motion carried.

A Public Hearing regarding the proposed increase to the facilities of the Honeoye Lake County Consolidated Sewer District was called to order at 6:34 pm by Chairman Jack Marren.

As no one wished to speak, the Public Hearing was closed at 6:35 pm.

County Administrator Chris DeBolt reported on the following:

- The majority of discussion at their last leaders group meeting was the statewide issue of employment
- He announced the new Deputy County Administrator, Alissa Bub, begins July 5<sup>th</sup>.

Chairman Marren noted he attended the Real Eats ribbon cutting ceremony and thanked those who attended. He also mentioned he was at the NYSAC retreat last week and many topics were discussed. One was regarding indigent defense with the attorney rates at \$75 per hour since 2004. Litigation is underway, filed in NYC, they are anticipated in change with a judge ruling. He said we would be exempt due to the Hurrell Haring settlement, but other counties around the state if it were to double would have a \$65 million dollar impact on NYC and 57 counties not including Ontario. Chairman Marren passed out the 2022 Standing Committee Member Counties map and the Motor Fuel Sales Tax Reduction. Lastly, he recognized Gary Baxter for his work on reducing the number of property tax auctions each year.

Chairman Marren granted privilege of the floor to Supervisor Daryl Marshall. Supervisor Marshall noted the northern part of Richmond got hit hard by a windstorm and he commended the Ontario County Highway Department for their willingness to help and their professionalism.

Chairman Marren awarded a pin to Supervisor Fred Lightfoote for his ten years of service to the County.

Copies of the following communications are on file with the Clerk of the Board:

Copies received of minutes of meetings held as follows:

- Health and Human Services Committee held on May 23, 2022
- Planning and Environmental Quality Committee held on May 23, 2022
- Public Works Committee held on May 23, 2022
- Public Safety Committee held on May 25, 2022
- Governmental Operations and Insurance Committee held on May 25, 2022
- Ways and Means Committee held on May 25, 2022

Notice of Public Hearing regarding Local Law to Adopt Regulations Pertaining to Construction and Location of Telecommunication Towers Within the Town of Prattsburgh received from the Town Clerk, Town of Prattsburgh, County of Steuben.

Resolution No. 169-2022 entitled “Resolution Urging Extended timetable and Comprehensive Cost Analysis of New York State Climate Action Council’s Draft Scoping Plan for New York’s Climate Leadership and Community Protection Act (The Climate Act)” received from the County of Allegany.

Resolution No. 253-2022 entitled “In Support of Assembly Bill A.9990 and Senate Bill S.8999 – An Act to Amend the Education Law in Relation to Permitting Schools Located Within the State to Purchase Certain New York State Milk” received from Genesee County.

Resolution No. 161-2022 entitled “Resolution of Support from Schuyler County to Improve Probation and Alternatives to Incarceration Programs in New York State in Order to Protect the Public and Reduce Reliance on Prisons, Jails and Detention – Probation Department” received from Schuyler County.

List of Certified 2022 State Equalization Rates received from Brian Moon, Real Property Analyst 2, NYS Dept. of Taxation and Finance, Office of Real Property Tax Services.

The Ontario County Workers Compensation Actuarial Report Estimated Required Reserves as of 12/31/21, Projected Losses for 1/1-12/31/23 dated 6/7/22 received from By The Numbers Actuarial Consulting, Inc.

A thank you note to Ontario County Casella Waste Management Scholarship Committee for scholarship award received from Corrine Brown.

Receipt of filing on June 9, 2022, County of Ontario, Local Law 1 of 2022 received from State of New York, Dept. of State, State Records and Law Bureau.

Chairman Marren granted privilege of the floor to Chair Andrew Wickham of the Planning and Environmental Quality Committee. Chair Wickham introduced Tom Harvey, Director of Planning who spoke on the highlights of the response to the NYS Climate Action Council.

Supervisor Frederick Wille offered the following four resolutions as a block and moved for its adoption, seconded by Supervisor Dominick Vedora:

**RESOLUTION NO. 359-2022**  
**AMENDMENT TO RESOLUTION NO. 556-2021**  
**ERRONEOUS AND REFUNDED TAXES TO BE CHARGED**  
**TO CERTAIN TOWNS AND SPECIAL DISTRICTS**

WHEREAS, There has been an error reported on Resolution No. 556-2021 Erroneous and Refunded Taxes which was certified by the Clerk of this Board on November 18, 2021; and

WHEREAS, The Town of Richmond was erroneously billed \$815.90 for a correction under special district code WD421 Honeoye Water District; and

WHEREAS, The correct district should have been SC005 Ontario County Sewer District which is not to be billed to the towns; now, therefore, be it

RESOLVED, That the Erroneous and Refunded Taxes to be charged to certain towns and special districts be amended for the Town of Richmond reducing their bill the amount of \$815.90, as shown below:

Municipality	Erroneous Taxes	Refunded Taxes	Combined Totals
Bristol		972.88	972.88
Farmington	11.80		11.80
Gorham		174.96	174.96
Richmond	274.31		274.31
Victor		1835.53	1835.53
Town Totals	286.11	2983.37	3269.48
Special District			
Bristol			
FD201- Bristol Fire Prot		297.55	297.55
Canandaigua			
DD241- Rte 332 Drain	180.00		180.00
WO246- Cdga-Bristol Wtr	187.00		187.00
Farmington			
DD281- Drainage District 1	2.27		2.27
FD281- Farmington Fire Pro	6.42		6.42
SW281- Auburn Mdw Sidew	.01		.01
WD281- Cdga-Farm Water	8.61	118.22	126.83
Gorham			
FD323- Gorham Fire Prot 2		307.26	307.26
WD321- Gorham Water 1		162.88	162.88
Richmond			
FD421- Richmond Fire Pro	153.24		153.24
WD421- Honeoye Water Dist	-815.90		-815.90
Victor			
FD482- Fishers Fire Dist		3648.91	3648.91
Special District Total:	537.55	4534.82	5072.37
GRAND TOTALS:	823.66	7518.19	8341.85

and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the Town of Richmond.

**RESOLUTION NO. 360-2022  
ACCEPTANCE OF GRANT EXTENSION TERMS FROM  
NYS BOARD OF ELECTIONS - EARLY VOTING AID TO LOCALITIES  
GRANT BOE01-COO4102-1110000**

WHEREAS, The Ontario County Board of Elections is required by NYS Election Law to conduct Early Voting; and

WHEREAS, The State of New York provided an Early Voting Aid to Localities Grant (BOE01-COO4102-1110000) to reimburse Ontario County for Early Voting allowable expenses; and

WHEREAS, The NYS Legislature has extended the contract terms of the grant from April 12, 2019, until January 28, 2023; and

WHEREAS, Authorization by the Ontario County Board of Supervisors is required for acceptance of said NYS funds and amended contract terms; and

WHEREAS, The Governmental Operations and Insurance and Ways and Means Committees has reviewed and recommends accepting a grant extension from NYS Board of Elections for the purpose of Early Voting allowable expenses; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, this Board of Supervisors hereby accepts NYS grant funding for an amount up to \$82,200.42; and further

RESOLVED, That if a no cost time extension of up to six (6) months is necessary, the Board of Supervisors hereby approves such extension subject to review and approval by the Governmental Operations and Insurance, Ways and Means standing committees; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the contract with NYS BOE and all other documents necessary to effectuate the purpose of this resolution; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to NYS BOE.

**RESOLUTION NO. 361-2022**  
**ACCEPTANCE OF GRANT EXTENSION FROM**  
**NYS BOARD OF ELECTIONS - ELECTRONIC POLL BOOKS**  
**GRANT BOE01-COO4041-1110000**

WHEREAS, On October 3, 2019 the Ontario County Board of Elections passed Resolution 553-2019 authorizing acceptance of New York State Grant BOE01-C004041-1110000 to assist in the newly passed NYS Election Law to conduct Early Voting utilizing electronic poll books; and

WHEREAS, Knowink Innovative Election Solutions, 2111 Olive Street St. Louis MO is a state approved provider of this product, associated services, and licenses, at a cost not to exceed \$39,000; and

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WHEREAS, The State of New York has provided a grant (BOE01-COO4041-1110000) to reimburse Ontario County for said costs listed above; and

WHEREAS, The State of New York has extended the grant contract terms from April 12, 2019, to January 28, 2023; and

WHEREAS, Authorization by the Ontario County Board of Supervisors is required for acceptance of said NYS funds; and

WHEREAS, The Governmental Operations and Insurance and Ways and Means Committees have reviewed and recommends accepting a grant extension from NYS Board of Elections for the purpose of purchasing electronic poll books, printers, and software to conduct Early Voting; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, this Board of Supervisors hereby accepts NYS grant funding for an amount up to \$105,726.38 for the period April 12, 2019 through January 28, 2023; and further

RESOLVED, That if a no cost time extension of up to six (6) months is necessary, the Board of Supervisors hereby approves such extension subject to review and approval by the Governmental Operations and Insurance, Ways and Means standing committees; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the contract with NYS BOE and all other documents necessary to effectuate the purpose of this resolution; and further

RESOLVED, That the Finance Department be authorized to make any budgetary and accounting entries to effectuate the intent of the resolution; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to NYS BOE.

**RESOLUTION NO. 362-20225**  
**ACCEPTANCE OF GRANT EXTENSION TERMS FROM**  
**NYS BOARD OF ELECTIONS - EARLY VOTING EXPANSION PROGRAM**  
**GRANT BOE01-TOO4433-1110000**

WHEREAS, The NYS Legislature adopted and implemented nine days of Early Voting statewide in 2019; and

WHEREAS, There are increased costs to local Boards of Elections including the Ontario County Board of Elections for labor, software and hardware, election supplies; and

WHEREAS, The State of New York provided a grant (BOE01 TOO4433--1110000) to reimburse Ontario County for said costs listed above; and

WHEREAS, The NYS Legislature has extended the contract terms from April 7, 2021, until January 28, 2023; and

WHEREAS, Authorization by the Ontario County Board of Supervisors is required for acceptance of said NYS amended grant extension terms; and

WHEREAS, The Governmental Operations and Insurance and Ways and Means Committees have reviewed and recommends accepting grant extension terms from NYS Board of Elections; now, therefore, be it,

RESOLVED, That upon review and approval of the County Attorney as to form, this Board of Supervisors hereby accepts NYS grant funding for an amount up to \$21,365.22 for the period April 07, 2021 through January 28, 2023; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the contract with NYS BOE and all other documents necessary to effectuate the purpose of this resolution; and further

RESOLVED, That the Finance Department be authorized to make any budgetary and accounting entries to effectuate the intent of the resolution; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to NYS BOE.

The foregoing block of four resolutions was adopted.

Supervisor Frederick Wille offered the following resolution and moved for its adoption, seconded by Supervisor Dominick Vedora:

**RESOLUTION NO. 363-2022**  
**APPORTIONMENT OF 2023**  
**WORKERS' COMPENSATION INSURANCE EXPENSE**  
**ONTARIO COUNTY MUTUAL SELF-INSURANCE PLAN**

WHEREAS, The Governmental Operations and Insurance Committee overseeing the Ontario County Mutual Self-Insurance Plan, pursuant to the provisions of Article 5 of the Workers' Compensation Law, has provided the Clerk of this Board an estimated sum of \$2,597,000 to administer the plan from January 1, 2023, to December 31, 2023, said sum to be apportioned to each of the participating municipal corporations as set forth herein, and has requested that the amount apportioned to the County shall be included by the Board of Supervisors in the 2023 tax levy; now, therefore, be it

RESOLVED, That the sum of \$691,033 apportioned to Ontario County shall be included in the General Tax Levy and levied against the county and its departments, together with other 2023 taxes levied in connection with the general budget; and further

RESOLVED, That the amounts set forth in the table below shall be charged to the participating municipal corporations as their apportionment of the 2023 Ontario County Mutual Self-Insurance Plan, to wit:

Participating Municipal Corporations and Apportionment of Expense

Ontario County	\$691,033	Town South Bristol	\$21,824
City of Canandaigua	\$312,371	Town Victor	\$116,949
City Geneva	\$359,665	Town W. Bloomfield	\$13,794
Town Bristol	\$37,522	Village Bloomfield	\$9,451
Town Canadice	\$26,014	Village Clifton Springs	\$25,356
Town Canandaigua	\$151,705	Village Manchester	\$13,728
Town E. Bloomfield	\$26,840	Village Naples	\$6,739
Town Farmington	\$130,785	Village Phelps	\$31,068
Town Geneva	\$42,260	Village Rushville	\$4,773
Town Gorham	\$64,202	Village Shortsville	\$8,559
Town Hopewell	\$55,140	Village Victor	\$29,204
Town Manchester	\$86,541	Fishers Fire District (Paid Only)	\$26,451
Town Naples	\$19,458	Victor Fire District (Paid Only)	\$432
Town Phelps	\$40,546	Finger Lakes Community College	\$153,647
Town Richmond	\$43,897	Soil & Water	\$14,880
Town Seneca	\$32,166	TOTAL	\$2,597,000

and further

RESOLVED, That certified copies of this resolution shall also be sent by the Clerk of this Board to the Department of Finance, the County Treasurer, the District Manager of the Ontario County Soil & Water Conservation District, and to the Director of Human Resources, Finger Lakes Community College; and further

RESOLVED, That the Ontario County Finance Department shall appropriately bill each municipality for its amount due to be paid within 30 days of the start of each municipality's respective fiscal year; and further

RESOLVED, That by September 1<sup>st</sup>, the Clerk of this Board shall certify to the participating villages, towns and cities set forth above, the amount due from each said municipality as its apportionment for the 2023 year.

Adopted.

Supervisor Daniel Marshall offered the following three resolutions as a block and moved for its adoption, seconded by Supervisor Christopher Vastola:

**RESOLUTION NO. 364-2022  
CONTRACT WITH KATHARINE COLEMAN  
FOR OCCUPATIONAL THERAPY SERVICES FOR CWSN 2022-2023**

WHEREAS, The Ontario County Public Health Department, Children with Special Needs Program desires to contract with Katharine Coleman of 113 Williams Street, Newark, NY 14513 for Occupational Therapy Services at the State Rate Schedule A; and

WHEREAS, Funds have been appropriated in the budget to pay the providers; and

WHEREAS, The provider will be paid according to a mandated State rate schedule as specified in “Schedule A” of the contract; and

WHEREAS, The Director of Public Health and the Health & Human Services Committee recommend the above new contract; now, therefore, be it

RESOLVED, That upon the review and approval by the County Attorney as to form, the Board of Supervisors hereby approves the contract for the period of July 1, 2022 through December 31, 2023; and further

RESOLVED, That the County Administrator be and hereby is authorized and empowered to execute said contract with the provider.

**RESOLUTION NO. 365-2022  
CONTRACT WITH SHAWN FALLO  
FOR OCCUPATIONAL THERAPY SERVICES FOR CWSN 2022-2023**

WHEREAS, The Ontario County Public Health Department, Children with Special Needs Program desires to contract with Shawn Fallo of 2866 Johnson Road, Geneva, NY 14456 for Occupational Therapy Services at the State Rate Schedule A; and

WHEREAS, Funds have been appropriated in the budget to pay the providers; and

WHEREAS, The provider will be paid according to a mandated State rate schedule as specified in “Schedule A” of the contract; and

WHEREAS, The Director of Public Health and the Health & Human Services Committee recommend the above new contract; now, therefore, be it

RESOLVED, That upon the review and approval by the County Attorney as to form, the Board of Supervisors hereby approves the contract for the period of July 1, 2022 through December 31, 2023; and further

RESOLVED, That the County Administrator be and hereby is authorized and empowered to execute said contract with the provider.

**RESOLUTION NO. 366-2022  
CONTRACT WITH DAWN MARTIN  
FOR SPEECH PATHOLOGIST SERVICES FOR CWSN 2022-2023**



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WHEREAS, The Ontario County Public Health Department, Children with Special Needs Program desires to contract with Dawn Martin of 21 Mark Circle, Naples, NY 14512 for Speech Pathologist Services at the State Rate Schedule A; and

WHEREAS, Funds have been appropriated in the budget to pay the providers; and

WHEREAS, The provider will be paid according to a mandated State rate schedule as specified in "Schedule A" of the contract; and

WHEREAS, The Director of Public Health and the Health & Human Services Committee recommend the above new contract; now, therefore, be it

RESOLVED, That upon the review and approval by the County Attorney as to form, the Board of Supervisors hereby approves the contract for the period of July 1, 2022 through December 31, 2023; and further

RESOLVED, That the County Administrator be and hereby is authorized and empowered to execute said contract with the provider.

The foregoing block of three resolutions was adopted.

Supervisor Daniel Marshall offered the following four resolutions as a block and moved for its adoption, seconded by Supervisor Daryl Marshall:

**RESOLUTION NO. 367-2022  
AUTHORIZATION TO ACCEPT PUBLIC HEALTH  
EMERGENCY PREPAREDNESS PROGRAM GRANT 2022-2023**

WHEREAS, Ontario County has been awarded a contract with Health Research Incorporated (HRI) to accept monies from New York State Department of Health (NYSDOH) (HRI Contract # 15-0686-10) for the purpose of upgrading local public health's preparedness, response to bioterrorism and other public health threats; and

WHEREAS, Ontario County Public Health has been awarded an allocation of \$88,733 for a one-year contract extending from July 1, 2022 through June 30, 2023; and

WHEREAS, The grant funds designated for the Ontario County Public Health Department are necessary to fulfill the obligations set forth by the NYSDOH in the area of emergency response and preparedness; and

WHEREAS, The Director of Public Health, the Health and Human Services along with the Ways and Means Committees have reviewed this resolution at their June 13, 2022, and June 15, 2022, meetings and recommend acceptance of this grant contract; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors, hereby approves a contract with the Health Research, Inc.,

Riverview Center, 150 Broadway, Ste. 280, Menands, New York 12204-2893 in the amount of \$88,733 for a term of July 1, 2022 through June 30th, 2023; and further

RESOLVED, That if a no cost time extension of up to six (6) months is necessary, the Board of Supervisors hereby approves such extension subject to review and approval by the appropriate Standing Committee; and further

RESOLVED, That the County Administrator be and hereby is authorized and empowered to execute said contract and all other documents necessary or appropriate to effectuate the purposes of this resolution; and further

RESOLVED, That the Ontario County Finance Department is hereby authorized to make any and all budgetary and accounting entries to affect the intent of this resolution.

**RESOLUTION NO. 368-2022  
AUTHORIZATION TO CONTRACT WITH BLOOMING HEALTH  
FOR REMOTE COMMUNICATION SERVICES**

WHEREAS, The Office for the Aging desires to enter into an agreement with Blooming Health, Inc., having an office at 501 W. 123<sup>rd</sup> Street, Apt. 5D, New York, NY 10027 to provide remote communication and engagement service for older adults; and

WHEREAS, The purpose of the contract is to allow the Office for the Aging to improve engagement and communication with older adults and caregivers via text messages, voice calls and emails; and

WHEREAS, Blooming Health will provide automated check-ins, program reminders, mass broadcast announcements and surveys; and

WHEREAS, The Office for the Aging will use allocated American Rescue Plan Act funds (ARPA) for this contract; and

WHEREAS, The Health and Human Services Committee has reviewed and recommends approval of this resolution; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, this Board of Supervisors does hereby authorize a contract between the Office for the Aging and Blooming Health, Inc. for the period July 1, 2022 to June 30, 2023 at a cost not to exceed \$7,650; and further

RESOLVED, That the County Administrator is hereby authorized and directed to sign said agreement.

**RESOLUTION NO. 369-2022  
AUTHORIZATION FOR PROFESSIONAL CONSULTANT CONTRACT  
EUNJIE KLEGAR, MD**

WHEREAS, There is a need for Psychiatric Services in the Ontario County Mental Health Program that serves the needs of the Ontario County Residents; and

WHEREAS, Ontario County Mental Health desires to enter into a professional consultant service contract with Eunjie Klegar, MD for the provision of Psychiatric Services; and

WHEREAS, Sufficient funds exist within the budget for this contract, which will encompass the period of June 15, 2022 through December 31, 2023; and

WHEREAS, The Director of Community Mental Health Services, The Ontario County Community Services Board and The Health and Human Services Committee have reviewed this proposal and recommend its acceptance; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby approves the agreement with Eunjie Klegar, MD at an hourly rate of \$210 with the total cost not to exceed \$100,000 for program year 2022 and the total cost not to exceed \$178,000 for program year 2023, as detailed in Schedule A of the contract; and further

RESOLVED, That the Finance Department is authorized to make the necessary accounting and budget entries to effect the intent of this resolution; and further

RESOLVED, That the County Administrator is hereby authorized to execute said agreement and execute any other documents necessary to effectuate the purpose of this resolution on behalf of the Ontario County Board of Supervisors.

**RESOLUTION NO. 370-2022  
ESTABLISHMENT FOSTER CARE RATES - DSS**

WHEREAS, Rates for the payment to Foster Care Providers were established in Resolution No. 705 – 2004, No. 446-2008, No. 27-2015, No. 231-2015, No. 781-2015 and No. 438-2016; now, therefore, be it

RESOLVED, That this Board of Supervisors does hereby establish the following foster care rates effective July 1, 2022, in order to comply with new mandatory state rates:

MSARs for Foster Boarding Home Payments and Adoption Subsidies 2021-22 Rate Year  
(July 1, 2021 – March 31, 2022)

Maximum State Aid Rates for Payment to Foster Parents and for Adoption Subsidies						
	Age 0 – 5		Age 6 – 11		Age 12 and Over	
	Monthly Amount	Per Diem	Monthly Amount	Per Diem	Monthly Amount	Per Diem
Upstate	634.00	20.84	763.00	25.08	884.00	29.06

	Monthly Amount	Per Diem
Special Children	1,528.00	50.24
Exceptional Children	2,315.00	76.11

Maximum State Aid Rates for Clothing Allowances

Age	Monthly Amount	Per Diem
0 – 5	40.00	1.32
6 – 11	56.00	1.84
12 – 15	87.00	2.86
16 and Over	106.00	3.48

Maximum State Aid Rate for Diaper Allowance

Age	Monthly Amount	Per Diem
0 – 3	72.00	2.37

Maximum State Aid Rates for Payments to Foster Parents for Emergency Placements

Maximum State Aid Rate is 200% of the MSAR for a Non-Special or Non-Exceptional Child.

FOSTER PARENT PHYSICALS: Maximum payment for required physicals if not covered by insurance: \$130.00; and further

RESOLVED, That if, as a result of Family Court action, a placement must be made in a foster care facility outside of the county, the Department of Social Services may reimburse the facility the established foster care rate of the State Office of Children and Family Services; and further

RESOLVED, That a certified copy of this resolution be sent to all foster parents and the Commissioner of Social Services.

The foregoing block of four resolutions was adopted.

Supervisor Daniel Marshall offered the following resolution and moved for its adoption, seconded by Supervisor Tamara Hicks:

**RESOLUTION NO. 371-2022  
AUTHORIZATION FOR CONTRACT WITH THE  
FINGER LAKES WORKFORCE INVESTMENT BOARD, INC.  
FOR WIOA TITLE I ADULT, DISLOCATED WORKER  
AND YOUTH PROGRAMS**

WHEREAS, The Finger Lakes Workforce Investment Board, Inc. has been awarded funds to provide workforce development activities under the Workforce Innovation and Opportunity Act (WIOA) Program; and

WHEREAS, The Ontario County Department of Social Services is desirous of contracting with the Finger Lakes Workforce Investment Board, Inc. as it has been successful in operating workforce development programs for adults, dislocated workers and youth participants; and

WHEREAS, The Department of Social Services, Workforce Development Unit is a partner of the One Stop Operator Consortium that oversees the Career Centers and provides programs and services for the universal population of adults, dislocated workers, public assistance applicants and recipients and youth; and

WHEREAS, The Finger Lakes Workforce Investment Board, Inc. contracts must be signed by June 30, 2022; and

WHEREAS, The Finger Lakes Workforce Investment Board, Inc. may not be able to provide final allocations in time for Board of Supervisors approval prior to June 30, 2022; and

WHEREAS, It is not expected that these allocations will vary significantly from previous years; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, this Board of Supervisors approves contracts with the Finger Lakes Workforce Investment Board, Inc. and Grant Recipient for the WIOA Title I Adult and Dislocated Worker and Youth programs for the period of July 1, 2022 – June 30, 2023; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and directed to execute said contracts on behalf of the Board of Supervisors; and further

RESOLVED, That the Department of Social Services, Workforce Development Unit will report to the Health and Human Services Committee the final amounts of the contracts as soon as they are available; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to the Finger Lakes Workforce Investment Board, Inc.

Adopted.

Supervisor Robert Green offered the following five resolutions as a block and moved for its adoption, seconded by Supervisor James Petropoulos:

**RESOLUTION NO. 372-2022**  
**CAPITAL PROJECT NO. H047-18**  
**NO-COST TIME EXTENSION AGREEMENT WITH**  
**FEDERAL ENGINEERING, INC.**  
**ONTARIO/MONROE COUNTY REDUNDANT MICROWAVE LINK**

WHEREAS, Resolution No. 250-2018 created Capital Project H047-18 (formerly 2-2018) as the 74 Ontario Street 700 MHz Capital Project; and

WHEREAS, Said Capital Project was fully funded by a 2017 Statewide Interoperable Communications (SIC) grant (Contract No. C198218) from the New York State Division of Homeland Security and Emergency Services (NYS DHSES); and

WHEREAS, All work related to installation of the 74 Ontario Street 700 MHz is complete with an unspent grant balance of \$24,824.70; and

WHEREAS, NYSDHSES approved a budget amendment and contract extension for Contract No. C198218 to allow unspent funds to be redirected to the Ontario/Monroe County Redundant Microwave Link, a project included in the Capital Improvement Plan and funded by the 2018 SIC grant per Resolution No. 761-2018, with a term ending December 31, 2022; and

WHEREAS, Resolution No. 727-2020 authorized an agreement with Federal Engineering in the amount of \$24,824.70 for project management services related to the installation of a redundant microwave link between Monroe and Ontario Counties; and

WHEREAS, Additional time is needed to complete redundant microwave link project; and

WHEREAS, Ontario County and Federal Engineering desire to extend the term of said agreement to December 31, 2022 to complete the project; and

WHEREAS, The Public Safety Committee has reviewed and recommends adoption of this resolution; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, the County Administrator is authorized to execute a no cost time extension to the project management services contract with Federal Engineering to extend the term to December 31, 2022; and further

RESOLVED, That the Department of Finance is authorized to make all necessary budgetary and accounting entries to effect the intent of this resolution for a total Capital Project budget of Six Hundred Eighty Two Thousand Three Hundred Thirty Eight Dollars (\$682,338.00); and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Mr. Travis LePage of Federal Engineering, Inc., 10560 Arrowhead Drive, Fairfax, VA 22030, and the Department of Finance.

**RESOLUTION NO. 373-2022  
AUTHORIZATION TO ACCEPT FY2021 AID TO DEFENSE GRANT  
NYS DIVISION OF CRIMINAL JUSTICE SERVICES**

WHEREAS, The Ontario County has been awarded a grant of \$12,292 from New York State Division of Criminal Justice Services' FY2022-FY2023 Aid to Defense Grant Program (Contract T445306; DCJS# AD21-1015-D00; CFDA#: N/A; MUNIS #AA1170 43089) to support enhanced defense services designed to expedite the processing of services and violent felony cases through the courts by ensuring thorough case processing and effective representation; and

WHEREAS, It is advantageous for Ontario County to accept these funds to ensure thorough case processing and effective representation in Ontario County through the Ontario County Public Defender's Office over a twelve (12) month period with no county match requirement; and

WHEREAS, The grant contract period extends from April 1, 2022 through March 31, 2023; and

WHEREAS, Acceptance of the grant will partially fund one Assistant Public Defender in the Public Defender's Office; and

WHEREAS, This resolution has been reviewed by the Public Safety and Ways and Means Committees at their respective meetings, both committees recommend acceptance of the award; now, therefore, be it

RESOLVED, That upon the review and approval of the County Attorney as to form, the Board of Supervisors hereby approves a contract from the New York State Division of Criminal Justice Services in the amount of \$12,292 for a term of April 1, 2022 through March 31, 2023 at no additional County cost; and

RESOLVED, That if a no cost time extension of up to six (6) months is necessary, the Board of Supervisors hereby approves such extension subject to review and approval by the appropriate Standing Committee; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the FY2022-FY2023 Aid to Defense Grant Program with the New York State Division of Criminal Justice Services, and all other documents necessary to effectuate the purposes of this resolution; and further

RESOLVED, That this revenue is funded through the annual budget process; and further

RESOLVED, That the County's Finance Department is authorized to make the necessary budgetary and accounting entries to effectuate the intent of this resolution.

**RESOLUTION NO. 374-2022  
ALTERNATIVES TO INCARCERATION PROGRAM  
(PROBATION DEPARTMENT)  
TRANSFER OF ATI BAIL RESERVE MONIES TO  
PURCHASE DRUG TREATMENT COURT BEHAVIOR CHECK PADS**

WHEREAS, The Alternatives To Incarceration Bail Reserve Fund must be used for ATI purposes; and

WHEREAS, The Ontario County Probation Department and the Finger Lakes Treatment Court programs are ATI programs; and

WHEREAS, Every Treatment Court participant is also supervised under Probation supervision; and

WHEREAS, The Treatment Court is utilizing The Change Companies Workbook, previously purchased with ATI Bail Revenue funds; and

WHEREAS, The Behavior check Pads are designed to be utilized with the workbooks; and

WHEREAS, The Public Safety Committee supports the transfer of \$350 from the appropriated ATI Bail Reserve to the Probation budget, for the purpose of purchasing said Behavior Check Pads, as outlined; now, therefore, be it

RESOLVED, That the following budget transfer be made:

		Revenue	Appropriation
AA 30511 BR303	Appropriated Reserve - ATI Bail Fund	+ \$350.00	
AAR303 54610	Supplies Operating		+ \$350.00

and further

RESOLVED, That the Department of Finance is authorized to make all necessary budgetary and account entries to effectuate the intent of this resolution.

**RESOLUTION NO. 375-2022  
RENEWAL OF BID (B21055)  
PUBLIC SAFETY UNIFORMS ONTARIO COUNTY**

WHEREAS, Resolution No. 450-2021 awarded a bid to United Uniform Distribution, LLC and Galls, LLC for the purchase of Public Safety Uniforms (B21055); and

WHEREAS, United Uniform Distribution, LLC and Galls, LLC have agreed to renew for an additional twelve months with the allowable CIP increase of 8.5% for United Uniform Distribution, LLC and the allowable CIP increase of 4% for Galls, LLC; and



WHEREAS, The Public Safety Committee has reviewed this proposal and recommends accepting this bid renewal; now, therefore, be it

RESOLVED, That the Bid (B21055) for the purchase of Public Safety Uniforms be renewed with United Uniform Distribution, LLC, 495 North French Road, Buffalo, New York, 14428 with the CIP increase of 8.5% and Galls, LLC, 1340 Russell Cave Road, Lexington Kentucky 40505 with the CIP increase of 4% for the term of July 13, 2022 through July 12, 2023, by the Ontario County Board of Supervisors; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to United Uniform Distribution LLC and Galls LLC.

**RESOLUTION NO. 376-2022  
AMEND MEMBERSHIP OF  
THE EMERGENCY COMMUNICATION TASK FORCE**

WHEREAS, By Resolution No. 433-2021 Ontario County created an Emergency Communication Task Force to address the management of the 911 communications division, its services, and to recommended changes and improvements including creation of a 911 Communications Department; and

WHEREAS, The authorizing resolution set forth the minimum representation to serve on the committee; and

WHEREAS, Upon the review and recommendation of the County Administrator and the Chief Deputy of the Emergency Communications Center the members of the Task Force should be named individually and a new timeline be established; now, therefore, be it

RESOLVED, That the Board of Supervisors does hereby appoint the following representatives to serve on the Emergency Communication Task Force to address the management of the 911 communications division, its services, and recommended changes and improvements including creation of a 911 Communications Department:

- Christopher Debolt, County Administrator, Chairman
- Robert Green, Supervisor Town of Bristol,
- Philip Povero, Ontario County Sheriff,
- Matt Sproul, Chief Canandaigua Emergency Squad,
- Frank Magnera, Chief City of Canandaigua Fire,
- Mat Neilsen, Chief City of Canandaigua Police,
- Scott Upchurch, Chief Clifton Springs Police
- Daniel Chapman, Chief Fishers Fire Department,
- Del Parrotta, Chief City of Geneva Fire,
- Michael Passalacqua, Chief City of Geneva Police,
- Jessica Frost, Asst. Chief Honeoye Fire Department and Ambulance,
- Matt Eldridge, Chief Phelps Fire Department,
- Kevin Reilly, NYS Police Captain,

- Jason Wagner, Chief Shortsville Fire Department and Ambulance
- Amanda Gibeau, Chief Emergency Management Stanley/Hall/Gorham Ambulance
- Jeffrey Harloff, Ontario County Director of Emergency Management,
- Sabrina Maio-Kissell, Communications Officer and employee representative, and

Serving in advisory capacity only

- Stephen DeChick, Chief Communications Officer,
- Brian Maney, Senior Dispatcher, and
- Michele O. Smith, Director of Human Resources; and further

RESOLVED, That the Emergency Communications Task Force may request and collect information from the 911 Communications division to guide its discussions and aid in the formulating of its recommendations; and further

RESOLVED, That this Emergency Communication Task Force must submit a final report of recommendations to the Ontario County Public Safety Committee by December 31, 2022 at the latest and thereafter the Task Force will be dissolved.

The foregoing block of five resolutions was adopted.

Supervisor Frederick Lightfoote offered the following three resolutions as a block and moved for its adoption, seconded by Supervisor Dominick Vedora:

**RESOLUTION NO. 377-2022  
CAPITAL PROJECT NO. H051-18  
SCADA SYSTEM INSTALLATION  
AUTHORIZE AMENDMENT AGREEMENT WITH  
ARCADIS OF NEW YORK, INC.**

WHEREAS, Resolution No. 786-2018 created Capital Project No. 06-2018, SCADA System Installation, now known as H051-18; and

WHEREAS, Resolution No. 786-2018 authorized a contract with Arcadis of New York, Inc., 100 Chestnut Street, Suite 1020, Rochester, NY 14604 for professional services developing a SCADA System Master Plan; and

WHEREAS, Resolution No. 432-2019 authorized furnishing bucket trucks to test proposed radio equipment and verify reliable radio communications; and

WHEREAS, Resolution No. 233-2021 authorized additional services for Structural Analysis of Emergency Management Tower and Intermodulation & Detailed Interference Radio Study; and

WHEREAS, The SCADA Master Plan Project Report is complete and the next step for project implementation is to proceed with the detailed design, programming & integration, and bid phase services; and

WHEREAS, Arcadis of New York, Inc. has prepared a scope of services and fee proposal for providing above listed services to advance project implementation at a cost not to exceed \$385,000; and

WHEREAS, The Commissioner of Public Works has reviewed said proposal for additional services and recommends its acceptance; and

WHEREAS, The 2022 Capital Improvement Plan includes the SCADA System Project (CIP #S1-14); and

WHEREAS, There is \$359,012 of funding available in Capital Project No. H051-18 (\$75,011 available in Engineering line HHH05118 54495 & \$284,001 available in Contingency line HHH05118 54731) and the remaining funding of \$25,988 will be funded by the Canandaigua Lake Sewer District Equipment Replacement Reserve; and

WHEREAS, The Public Works and Ways & Means Committees have reviewed this resolution and recommend its approval; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors hereby approves a contract amendment agreement with Arcadis of New York, Inc., at a cost not to exceed \$385,000 for a total amended contract price not to exceed \$554,488, said contract will expire June 30, 2023; and further

RESOLVED, That if a no cost time extension of up to six (6) months is necessary, for these contracts, the Board of Supervisors hereby approves such extension subject to review and approval by the Public Works Committee; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the Agreement, and all other documents necessary to effectuate the purpose of this resolution; and further

RESOLVED, The following budget transfer is approved:

G1 30511 BR802	Appropriated Reserve	+\$25,988.00
G1812099 59000	Interfund Transfers	+\$25,988.00

and further

RESOLVED, That the Capital Project budget be, and hereby is, amended as follows:

Line	Description	Current Budget	Change	Amended Budget
Appropriations:				
HHH05118 54495	Engineering	\$244,499.00	+\$309,989.00	\$554,488.00
HHH05118 54865	Administration	\$1,000.00		\$1,000.00
HHH05118 54731	Contingency	\$284,001.00	-\$284,001.00	\$0.00
Revenue:				
HHH05118 45031	Interfund Revenue	\$529,500.00	+\$25,988.00	\$555,488.00

and further

RESOLVED, That the Department of Finance is authorized to make the necessary accounting and budget entries to affect the intent of this Resolution for a total project budget of Five Hundred Fifty-Five Thousand Four Hundred Eighty-Eight Dollars and Zero Cents (\$555,488); and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board of Supervisors to the Department of Finance, Arcadis of New York, Inc., 100 Chestnut Street, Suite 1020, Rochester, NY 14604.

**RESOLUTION NO. 378-2022**  
**CAPITAL PROJECT NO. H060-19**  
**LAKESHORE DRIVE & NY 364 SIDEWALK IMPROVEMENT PROJECT**  
**ACCEPTANCE OF SUPPLEMENTAL AGREEMENT #3**  
**TO NEW YORK STATE REVENUE CONTRACT**

WHEREAS, A project for installation of sidewalk and lighting on Lakeshore Drive and NYS Route 364, P.I.N. 4761.23, (the “Sidewalk Project”) is eligible for funding under TAP and Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such TAP projects to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

WHEREAS, TAP projects are not eligible for funding under the New York State Municipal Streets and Highway Program (Marchiselli Program); and

WHEREAS, Resolution No. 506-2020 authorized acceptance of Supplemental Agreement #1 which provides funding for the right-of-way acquisition phase of the Sidewalk Project; and

WHEREAS, Resolution No. 583-2021 authorized acceptance of Supplemental Agreement #2 which provides funding for the construction phase of the project; and

WHEREAS, Supplemental Agreement #3 which decreases funding for the construction phase has been received; and

WHEREAS, The Public Works Committee and Ways and Means Committee have reviewed this resolution and recommend its approval; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby accepts Supplemental Agreement #3 to the New York State Revenue Contract for Capital Project No. H060-19; and further

RESOLVED, That the Board of Supervisors hereby authorizes the County Administrator to pay in the first instance 100% of the federal and non-federal share of the cost of the Project or portions thereof; and further

RESOLVED, That the budget of Capital Project No. H060-19 be amended as follows:

Line	Description	Current Budget	Change	Revised Budget
Appropriations:				
HHH06019 54491	General Construction	\$1,531,650.93		\$1,531,650.93
HHH06019 54495	Engineering	\$464,026.40		\$464,026.40
HHH06019 54820	Land	\$90,000.00		\$90,000.00
HHH06019 54865	Administration	\$2,000.00		\$2,000.00
HHH06019 54731	Contingency	\$380,783.60	-\$105,098.00	\$275,685.60
Revenue:				
HHH06019 44597	Federal Aid	\$1,808,800.00	-\$105,098.00	\$1,703,702.00
HHH06019 45031	Interfund Transfer	\$659,660.93		\$659,660.93

and further

RESOLVED, That the Department of Finance is authorized to make the necessary accounting and budget entries to affect the intent of this Resolution for a total project budget of \$2,363,362.93; and further

RESOLVED, That in the event the full Federal and non-Federal share costs of the Project exceed the amount appropriated above, the Board of Supervisors shall convene as soon as possible to appropriate said excess amount upon notification by the New York State Department of Transportation; and further

RESOLVED, That the County Administrator be, and hereby is, authorized to execute all necessary Agreements and certifications 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 further

RESOLVED, That the Commissioner of Public Works be, and hereby is, authorized to execute any 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 this Project; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board of Supervisors to the Department of Finance and the New York State Department of Transportation, Regional Project Liaison, Region 4 Office, 1530 Jefferson Road, Rochester, New York 14623.

**COUNTY ROAD 12 CULVERT #35  
AUTHORIZE THE IMPLEMENTATION, AND FUNDING  
IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE-AID  
ELIGIBLE COSTS, OF A FEDERAL-AID AND/OR STATE-AID  
TRANSPORTATION PROJECT, AND APPROPRIATING FUNDS THEREFORE**

WHEREAS, Sponsor will design, let, and construct the “project”; and

WHEREAS, A project for County Road 12 Culvert #35, P.I.N. 4BNY.44, (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 0% Federal funds and 100% non-federal funds; and

WHEREAS, The County of Ontario desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of said Project; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby approves the above-subject project; and further

RESOLVED, That the Board of Supervisors hereby authorizes the County of Ontario to pay in the first instance 100% of the federal and non-federal share of the costs of work for the Project or portions thereof; and further

RESOLVED, That the Ontario County Board of Supervisors hereby agrees that the County of Ontario shall be responsible for all costs of the project which exceed the amount of the NYS Bridge Funding awarded to the County of Ontario; and further

RESOLVED, That the sum of \$1,000,000.00 is hereby appropriated and made available to cover the cost of participation in the above phase of the Project; and 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 upon notification by the New York State Department of Transportation; and further

RESOLVED, That the Ontario County Board of Supervisors hereby agrees that construction of the Project shall begin no later than twenty-four (24) months after award and that the project shall be completed within thirty (30) months of commencing construction; and further

RESOLVED, That the County Administrator be, and hereby is, authorized to execute all necessary Agreements, certifications, or reimbursement requests for Federal Aid and/or State 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 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 further

RESOLVED, That this Resolution shall take effect immediately.

The foregoing block of three resolutions was adopted.

Supervisor Frederick Lightfoote offered the following three resolutions as a block and moved for its adoption, seconded by Supervisor Dominick Vedora:

**RESOLUTION NO. 380-2022  
AUTHORIZATION TO ENTER INTO  
WASTEWATER ENGINEERING SERVICE AGREEMENTS**

WHEREAS, Wastewater engineering is needed to advance projects in the Canandaigua Lake County Sewer District and Honeoye Lake County Consolidated Sewer District (collectively the “Districts”); and

WHEREAS, Typical wastewater engineering assignments vary and may include, but not limited to, plan review, modification to District standards, planning, design, and construction phase services at various County sewage facilities/buildings related to connections, repairs, replacements, renovations, extensions, and improvements to the wastewater collection, pumping, and treatment systems serving the Districts (collectively “Wastewater Engineering Services”); and

WHEREAS, The Department of Public Works received qualification-based proposals (the “Proposals”) from interested engineering firms for Wastewater Engineering Services; and

WHEREAS, A selection committee was established by the Department of Public Works to review the Proposals from interested engineering firms; and

WHEREAS, After review of the Proposals, the selection committee recommends the following firms be pre-qualified to provide Wastewater Engineering Services when necessitated by the Districts:

Arcadis of New York, Inc.	100 Chestnut Street, Suite 102 Rochester, NY 14604
Barton & Loguidice	11 Centre Park, Suite 203 Rochester, NY 14614
GHD Consulting Service, Inc.	5788 Widewaters Parkway Syracuse, NY 13214

Hunt Engineers, Architects, Land Surveyors & Landscape Architects, DPC	100 Hunt Center Airport Corporate Park Horseheads, NY 14845
MRB Group, Engineering, Architecture & Surveying, DPC	The Culver Road Armory 145 Culver Road, Suite 160 Rochester, NY 14620

and

WHEREAS, The total annual aggregate amount of Wastewater Engineering Services shall not exceed the amount stated in the County's Capital Improvement Plan under the Districts line items for "Engineering future years' projects"; and

WHEREAS, Agreements with above listed firms shall not be approved and executed until each project assignment is recommended by the Commissioner of Public Works and approved by the Public Works Committee; and

WHEREAS, The Public Works Committee has reviewed this resolution and recommends its approval; now, therefore, be it

RESOLVED, The above listed firms have been pre-qualified to provide Wastewater Engineering Services beginning June 24, 2022 through December 31, 2022 with an option to renew for two (2) one year periods; and further

RESOLVED, Funding for Wastewater Engineering Services, consistent with authorized uses, is included in County's Capital Improvement Plan under the Districts line items for "Engineering future years' projects; and further

RESOLVED, The Commissioner of Public Works, upon prior approval from the Public Works Committee, is hereby authorized to assign projects and establish scope of services & fees for each project assignment; and further

RESOLVED, That upon review and approval by the County Attorney as to form, the Ontario County Board of Supervisors hereby approves agreements for Wastewater Engineering Services with the above referenced firms that are recommended by the Commissioner of Public Works, and approved by the Public Works Committee in an amount not to exceed the total annual aggregate amount stated in the County's Capital Improvement Plan under the Districts line items for "Engineering future years' projects"; and further

RESOLVED, The County Administrator be, and hereby is, authorized and empowered to execute any and all documents necessary or appropriate to effectuate the purposes hereof, subject to the review and approval of the County Attorney as to form; and further

RESOLVED, That nothing herein shall be construed as having transferred to any officer or employee of the County any power of the Board of Supervisors, which retains



absolute authority to discontinue by majority of the weighted vote any action taken without prior authorization of the Board.

**RESOLUTION NO. 381-2022**  
**RESOLUTION MAKING CERTAIN DETERMINATIONS**  
**IN RELATION TO THE PROJECT INCREASES TO**  
**THE HONEOYE LAKE COUNTY CONSOLIDATED SEWER DISTRICT**  
**IN THE COUNTY OF ONTARIO, NEW YORK**

WHEREAS, The Board of Supervisors of the County of Ontario, New York, duly adopted a resolution on June 2, 2022, calling a public hearing to be held on June 23, 2022 at 74 Ontario Street, Canandaigua, New York at 6:30 p.m., on said date, for the purpose of considering proposed project increases to the facilities of the Honeoye Lake County Consolidated Sewer District hereinafter described in accordance with certain maps and plans filed with said County Board of Supervisors by the Commissioner of Public Works of said County; and

WHEREAS, Notice of said public hearing was duly published in the manner and within the time provided by law and said public hearing was duly held at the time and place aforesaid, at which all persons desiring to be heard were duly heard; and

WHEREAS, Said Board of Supervisors has duly considered the maps, plans, recommendations and other data filed with it by the said Commissioner of Public Works; now, therefore, be it

RESOLVED, By the Board of Supervisors of the County of Ontario, New York as follows:

Section 1: Upon the evidence presented at the aforesaid public hearing, and after due consideration of the maps, plans, recommendations and other data filed with it, the Board of Supervisors of the County of Ontario, New York, hereby finds and determines as follows:

- (a) That the proposed project increases, and improvements are appropriate; and
- (b) That all the property owners within the proposed area of increase and improvements are benefited thereby; and
- (c) That all the property and property owners benefited are included within the limits of said proposed increase and improvements; and
- (d) That the proposed increase and improvements are in the public interest; and
- (e) The original estimated cost of such improvements was \$8,750,000, which amount, less any Federal and State Aid, was proposed and approved to be financed by the issuance of serial bonds of the County of Ontario pursuant to Local Finance Law, and if deemed advisable, by the issuance of bond anticipation notes in anticipation of the issuance of said bonds, with the

proposition that the total cost of said improvement has been approved to be apportioned and assessed upon and collected from the several lots or parcels within such benefitted areas of the District and any extensions thereto.

- (f) The increases to the project will result in an additional cost of \$1,400,000 for a total project cost of \$10,150,000.
- (g) The County intends the aforementioned cost of \$1,400,000 will be paid through a combination of additional grant funds from the New York State Environmental Facilities Corporation and through the use of other available County funds.
- (h) The scope of the project has not materially changed.
- (i) The County has complied with applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act (“SEQRA”), comprising Article 8 of the Environmental Conservation Law and, in connection therewith, duly issued a negative declaration and/or other applicable documentation, and therefore, no further action under SEQRA is necessary.

Section 2. The proposed county sewer district increases and improvements in the County of Ontario, consisting of the areas and descriptions filed herewith, are approved.

Section 3. That pursuant to proceedings prescribed in Section 268 of the County Law of the State of New York, approval of the Office of New York State Comptroller is required.

Section 4. Pursuant to Section 268 of the County Law of the State of New York, this resolution as adopted is not subject to permissive referendum.

**RESOLUTION NO. 382-2022  
CAPITAL PROJECT NO. H056-19  
HONEOYE LAKE WASTEWATER TREATMENT PLANT IMPROVEMENTS  
INCREASE PROJECT BUDGET**

WHEREAS, Resolution No. 299-2019 created Capital Project No. 05-2019, Honeoye Lake Wastewater Treatment Plant Improvements Project, (the “Project”) now identified as Capital Project No. H056-19; and

WHEREAS, Resolution No. 381-2022 authorized increasing the project budget for Capital Project No. H056-19 to \$10,150,000; and

WHEREAS, The Public Works Committee and Ways and Means Committee have reviewed and recommend approval of this resolution; now, therefore, be it

RESOLVED, That the budget for Capital Project No. H056-19 be amended as follows:

Line	Description	Current Budget	Change	Revised Budget
Appropriations:				

HHH05619 54260	Consultation & Professional	\$628,623.00	+\$1,035,020. 00	\$1,663,643. 00
HHH05619 54444	Financing of Debt	\$0.00	+\$40,000.00	\$40,000.00
HHH05619 54491	General Construction	\$6,621,345. 00		\$6,621,345. 00
HHH05619 54493	Electrical	\$991,618.00		\$991,618.00
HHH05619 54495	Architectural & Engineering	\$409,314.00	-\$409,314.00	\$0.00
HHH05619 54521	HVAC	\$69,100.00		\$69,100.00
HHH05619 54743	Change Order Contingency	\$30,000.00	+\$734,294.00	\$764,294.00
Revenue:				
HHH05619 43901	State Aid	\$5,483,001. 00	+\$348,874.00	\$5,831,875. 00
HHH05619 44089	ARPA Funds	\$0.00	+\$1,012,500. 00	\$1,012,500. 00
HHH05619 45710	Serial Bonds	\$3,266,999. 00	+\$38,626.00	\$3,305,625. 00

and further

RESOLVED, That the Department of Finance is hereby authorized to make any and all budgetary and accounting entries to effect the intent of this resolution for a total project budget of Ten Million One Hundred Fifty Thousand Dollars (\$10,150,000); and further

RESOLVED, That a copy of this resolution be sent by the Clerk of this Board to the Department of Finance.

The foregoing block of three resolutions was adopted.

Supervisor Frederick Lightfoote offered the following six resolutions as a block and moved for its adoption, seconded by Supervisor Dominick Vedora:

**RESOLUTION NO. 383-2022  
DESIGNATION OF SURPLUS EQUIPMENT TO TOWN OF CANANDAIGUA**

WHEREAS, Resolution No. 600-2021 adopted the County Budget for year 2022; and

WHEREAS, Said budget included the purchase of a flush truck for the Canandaigua Lake County Consolidated Sewer District; and

WHEREAS, The Canandaigua Lake Consolidated County Sewer district has purchased and received a new flush truck; and

WHEREAS, The Town of Canandaigua submitted an expression of interest to purchase at "Fair Market" Value our existing flush truck; and

WHEREAS, Joe Johnson Equipment LLC, has provided an appraised value of the existing flush truck ranging between \$95,000.00 and \$110,000.00; and

WHEREAS, A letter was electronically sent to each Town and Village within Ontario County requesting the same expression of interest be delivered to the Bureau of Wastewater Management no later than May 12, 2022, with no additional interest received; and

WHEREAS, The Public Works Committee has reviewed and recommends adoption of this resolution; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby authorizes the sale of the 2008 flush truck (Fleet # 3324) as surplus to the Town of Canandaigua for a Fair Market Value of \$95,000.00; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the Town of Canandaigua.

**RESOLUTION NO. 384-2022  
AWARD OF BID B22048 FOR  
EXTERIOR PAINTING AT 20 ONTARIO STREET**

WHEREAS, The exterior of the Ontario County Municipal Building, 20 Ontario Street, is in need of painting; and

WHEREAS, The 2022 Capital Improvement Plan includes painting of 20 Ontario (CIP Project #B10-20); and

WHEREAS, The Purchasing Department solicited bids (B22048) for said painting; and

WHEREAS, The apparent low, responsible, responsive bidder is Patrick J. Cary, Inc. 3129 Route 96, Clifton Springs, New York 14432; and

WHEREAS, The Public Work Committee has reviewed this resolution and recommends its approval; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby authorizes awarding bid (B22048) to Patrick J. Cary, Inc. per the tabulation sheet on file with the Clerk of the Board for a total price of \$30,450; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board of Supervisors to Patrick J. Cary, Inc.

**RESOLUTION NO. 385-2022  
AWARD BID B22050 FOR THE PURCHASE OF  
LAW ENFORCEMENT CAR PARTS AND ACCESSORIES**

WHEREAS, The Purchasing Department advertised for and received, per tabulation sheets on file with the Clerk of the Board, bid (B22050) for the purchase of law enforcement car parts and accessories; and

WHEREAS, After discussion, it has been determined that it is in the County's best interest to award this bid to the following vendors:

Vendor	Items
East Coast Emergency Lighting, Inc.	200 Meco Drive Millstone Township, NJ 08535
Island Tech Services, LLC	980 S 2nd Street Ronkonkoma, NY 11779
General Sales Administration, Inc. t/a Major Police Supply	47 N. Dell Avenue Kenvil, NJ 07847
Sagamore Lights, Inc.	190 Adams Avenue Hauppauge, NY 11788
Adamson Industries Corp.	45 Research Drive Haverhill, MA 01832

and

WHEREAS, The Public Works Committee has reviewed this resolution and recommends its acceptance; now, therefore, be it

RESOLVED, On the recommendation of the Public Works Committee, the Ontario County Board of Supervisors hereby awards bid (B22050) to the above vendors; and further

RESOLVED, That said award shall be effective beginning on August 6, 2022 and ending on August 5, 2023; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to all successful vendors.

**RESOLUTION NO. 386-2022  
AWARD OF QUOTE Q22051 FOR BALLISTIC GLASS REPLACEMENT  
AT THE ONTARIO COUNTY JAIL**

WHEREAS, The Department of Public Works has the need for replacement ballistic glass at the Ontario County Jail; and

WHEREAS, The Purchasing Department solicited quotes (Q22051) for Ballistic Glass Replacement; and

WHEREAS, Salamendra, LLC (dba Geneva Glass Center) 630 West Washington Street, Geneva, NY 14456 is the sole responsive, responsible bidder for the price of \$11,860.00; and

WHEREAS, It is in the County's best interest to award quote (Q22051) for the replacement of ballistic glass in the Ontario County Jail to Salamendra, LLC (dba Geneva Glass Center); now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors awards quote (Q22051) for ballistic glass replacement to Salamendra, LLC (dba Geneva Glass Center) per tabulation sheet on file with the Clerk of the Board for a period effective June 24, 2022 through June 23, 2023; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Salamendra, LLC.

**RESOLUTION NO. 387-2022**  
**AUTHORIZATION TO RENEW BID B21056 FOR THE INSPECTION,**  
**MAINTENANCE, AND REPAIR OF COUNTY-OWNED RADIO TOWERS**

WHEREAS, Resolution No. 424-2021 awarded a contract to Patriot Towers, Inc. for the inspection maintenance, and repair of County-owned radio towers with the option for three (3) one-year renewals; and

WHEREAS, The Public Works Department wishes to renew the contract with Patriot Towers, Inc. for a one-year period; and

WHEREAS, The 2022 Capital Improvement Plan includes funding for site and tower maintenance (Project # B21-20); and

WHEREAS, The Public Works Committee has reviewed this resolution and recommends its approval; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, the Board of Supervisors hereby authorizes renewing Bid (B21056) for the inspection, maintenance, and repair of County-owned radio towers with Patriot Towers, Inc., 870 Scottsville-Chili Road, Scottsville, NY 14564; and further

RESOLVED, That the bid renewal shall commence on August 22, 2022 and expire on August 21, 2023; and further

RESOLVED, That the Commissioner of Public Works is authorized to approve recommended and needed maintenance and repair to County-owned radio towers up to the budgeted amount in the current year's CIP; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the Agreement with Patriot Towers and all other documents necessary to effectuate the purposes of this resolution; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Patriot Towers via email to jack@patriottowers.com.

**RESOLUTION NO. 388-2022**  
**AWARD CONTRACT TO PURCHASE NATURAL GAS**

WHEREAS, Ontario County is in need of purchasing natural gas for its facilities and various reasons; and

WHEREAS, Ontario County has a current contract with Empire Natural Gas Corporation, pursuant to Resolution No. 457-2021, that is ending on September 30, 2022; and

WHEREAS, Ontario County has a contract with EGS Advanced Energy Solutions, Inc. for Energy Management and Procurement services pursuant to Resolution No. 317-2021; and

WHEREAS, EGS Advanced Energy Solutions, Inc. (herein after as EGS), gathered prices from energy suppliers for the supply of natural gas and presented them to the County for review. EGS recommends purchasing natural gas from UGI Energy Services, LLC, of 835 Knitting Mills Way, Wyomissing, Pennsylvania 19610-3230, at a fixed price of \$0.5573 per TH, starting at the end of our current contract, through September 30, 2025; and

WHEREAS, On review and recommendation of the Ontario County Department of Public Works, it is in the County's best interest to purchase natural gas from UGI Energy Services, LLC at a fixed price of \$0.5573 per TH; and

WHEREAS, The Public Works Committee has reviewed this resolution and recommends its approval; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, the Ontario County Board of Supervisors hereby authorizes the contract with UGI Energy Services, LLC, per Schedule A, for the purchase of natural gas starting October 1, 2022, through September 30, 2025; and further

RESOLVED, That the County Administrator, be and hereby is, authorized and empowered to execute any and all documents necessary or appropriate to effectuate the purposes of this resolution, subject to review and approval by the Office of the County Attorney.

The foregoing block of six resolutions was adopted.

Supervisor Andrew Wickham offered the following five resolutions as a block and moved for its adoption, seconded by Supervisor David Baker:

**RESOLUTION NO. 389-2022**  
**FIXING DATE OF PUBLIC HEARING ON TENTATIVE BUDGET**  
**FINGER LAKES COMMUNITY COLLEGE-2022-2023**

BE IT RESOLVED, That a Public Hearing on the Tentative Budget for the Finger Lakes Community College for the year 2022-2023 will be held on July 14, 2022, at 6:30 p.m. at 74 Ontario St. Board of Supervisors Room, Canandaigua, New York 14424 and via WebEx at <https://ontariocountyny.webex.com>. Access code: 2341 830 9506, Password: BOS2022. Call in number 1-408-418-9388.

**RESOLUTION NO. 390-2022**  
**RESTORATION OF ANNUAL LEAVE IN 2022**

WHEREAS, Ontario County provides paid annual leave pursuant to collective bargaining agreements with CSEA, Local 1000 AFSCME, AFL-CIO (“CSEA”), the Ontario County Sheriff’s General Unit, Inc. (“SGU”), the Ontario County Police Benevolent Association (“PBA”), and to employees covered by the Management Compensation Plan; and

WHEREAS, From 2020-2021, the CSEA, SGU, and PBA contracts as well as the policy for management employees provided that the amount of annual leave provided to employees is not meant to be cumulative from year to year and no more than a total of 10 days may be carried over to a subsequent year; and

WHEREAS, Resolution No. 97-2020 approved agreements reached in January 2020 with CSEA, SGU and PBA which provided employees with the opportunity in 2020 to use or seek payment for any annual leave in excess of the contractually permitted 10-day carry over, with the understanding that any excess annual leave existing on an employee’s anniversary date in 2021 would be extinguished, and this policy was also implemented for management employees; and

WHEREAS, As a result of these agreements and Resolution No. 97-2020, several County employees lost annual leave time in 2021; and

WHEREAS, In recognition that the COVID-19 pandemic created extenuating circumstances for many employees in 2020 and 2021 which may have prevented certain employees from using their accrued annual leave, the County wishes to restore annual leave extinguished in 2021 due to the policy implemented by Resolution No. 97-2020 and the Union agreements, with particular focus on bargaining units covering human services and law enforcement employees; and



WHEREAS, The Ways and Means Committee has reviewed and recommends adoption of this resolution to authorize the execution of Memoranda of Understanding with CSEA, SGU, and PBA, and recommends that the same conditions be applied to any employee in the Department of Public Health covered by the Management Compensation Plan and employees in the Lieutenants' PBA unit; now, therefore, be it

RESOLVED, That the County Administrator is hereby authorized and directed to execute the above-described Memoranda of Understanding with the CSEA, SGU, and PBA bargaining units; and further

RESOLVED, That the same conditions be applied to employees in the Department of Public Health covered by the Management Compensation Plan and employees in the Lieutenants' PBA unit, subject to the annual leave cap currently in effect per the Managerial-Confidential Benefits Manual; and further

RESOLVED, That copies of this resolution shall be sent by the Clerk of this Board to the Department of Human Resources.

**RESOLUTION NO. 391-2022  
AUTHORIZATION TO ADOPT RESTATEMENT  
OF 401(a) PLAN DOCUMENT**

WHEREAS, Ontario County currently provides eligible employees with a retirement savings plan as defined by subsection 401(a) of the Internal Revenue Code ("401(a) Plan"); and

WHEREAS, The 401(a) Plan document must be periodically reviewed and restated; and

WHEREAS, The terms and conditions of the proposed restatement document remain largely unchanged from those of the existing 401(a) Plan document, with one substantive change that will add a hardship distribution ability for participants, similar to that which currently exists with the Ontario County 457(b) Deferred Compensation Plan; and

WHEREAS, The Deferred Compensation Committee has reviewed the attached restated 401(a) Plan document and recommends the approval of this resolution; and

WHEREAS, The Ways and Means Committee recommends the approval of this resolution; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby adopts the attached restatement of the Ontario County 401(a) Plan Document effective July 1, 2022; and further

RESOLVED, That the Human Resources Director is authorized to execute 401(a) Plan documents as needed; and further

RESOLVED, That a certified copy of this resolution shall be sent by the Clerk of this Board to the Director of Human Resources, and to Jay O'Brien, AIG Retirement Services, 307 Fellowship Road, Suite 205, Mount Laurel, NJ 08054.

**RESOLUTION NO. 392-2022  
SALARY ADJUSTMENT – VANCE EAGGLESTON**

WHEREAS, Mr. James Ritts, District Attorney, has recommended a salary adjustment for Mr. Vance EGGLESTON to serve as First Assistant, with salary at Band 4, Step 6 (\$118,823); and

WHEREAS, The Ways and Means Committee has reviewed and approved the salary adjustment for Mr. Vance EGGLESTON effective upon appointment to First Assistant beginning July 3, 2022; and

WHEREAS, Designation of First Assistant is specifically named on the 2022 Management Compensation Plan salary schedule (the Plan), the Plan shall be amended to delete Assistant District Attorney McBride and insert Assistant District Attorney EGGLESTON on Band 4 of said Plan; and

WHEREAS, Sufficient funding exists within the District Attorney's budget for this salary adjustment; now, therefore, be it

RESOLVED, That the salary for Mr. Vance EGGLESTON, First Assistant District Attorney, be set at Band 4, Step 6 (\$118,823) effective upon his date of appointment and his name be appropriately reflected on the Management Compensation Plan Schedule; and further

RESOLVED, That the Department of Finance shall be authorized to make the necessary budgetary and accounting entries to meet the intent of this resolution.

**RESOLUTION NO. 393-2022  
INCREASE PETTY CASH FUND  
WEIGHTS AND MEASURES**

WHEREAS, The Board of Supervisors authorized the establishment of a Petty Cash Fund for Weights & Measures in the amount of \$75 to purchase gas samples; and

WHEREAS, Due to the increase in fuel costs and the recent increase in sample size required by the NYS Department of Agriculture and Markets, the Director of Weights and Measures is requesting an increase in the petty cash fund from \$75 to \$150; and

WHEREAS, The petty cash fund will be evaluated in six months to determine if the balance can be lowered back to the \$75 level; and

WHEREAS, The Ways and Means Committee has reviewed this resolution and recommends its acceptance; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby authorizes increasing the Petty Cash Fund for Weights and Measures from \$75 to \$150; and further

RESOLVED, That the County's Department of Finance is authorized to make the necessary budgetary and accounting entries to effectuate the intent of this resolution.

The foregoing block of five resolutions was adopted.

Supervisor Andrew Wickham offered the following fifteen resolutions as a block and moved for its adoption, seconded by Supervisor Daniel Marshall:

**RESOLUTION NO. 394-2022  
ABOLISHMENT OF REPAIR RESERVE  
AND APPROVAL OF TRANSFER OF FUNDS  
ROUTE 332 SEWER DISTRICT**

WHEREAS, Resolution No. 692-2000 established a reserve to finance the cost of repairing sewer pumps and other equipment in the Route 332 Sewer District; and

WHEREAS, The current balance in said reserve is \$129,807.98; and

WHEREAS, Staff recommends consolidating this reserve with the Route 332 Sewer District Equipment Reserve; and

WHEREAS, The Public Works and Ways and Means Committees have reviewed and recommend abolishing this reserve; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby authorizes the closing of the Route 332 Sewer District Repair Reserve (G4 30878 BR800); and further

RESOLVED, The cash balance and any additional interest earnings remaining in said reserve be transferred to the Route 332 Sewer District Equipment Replacement Reserve (G4 0878 803); and further

RESOLVED, That the County's Department of Finance is authorized to make the necessary budgetary and accounting entries to effectuate the intent of this resolution.

**RESOLUTION NO. 395-2022  
EQUIPMENT RESERVE IN THE GENERAL FUND  
APPROVAL OF TRANSFER OF FUNDS**

WHEREAS, Resolution No. 480-2007 established an equipment reserve to stabilize the effect of large equipment purchases on the County's tax levy; and

WHEREAS, The current balance in said equipment reserve is \$556,442.55; and

WHEREAS, To provide an appropriate level of funding for emergency needs in addition to the specific projects that are reserved for in this account, this reserve needs to be supplemented by \$137,078; and

WHEREAS, The Ways and Means Committee has reviewed and recommends this additional funding; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby authorizes the following budget transfer:

AA 30599	Appropriated Fund Balance	\$137,078
AA1340 59023	Transfer to Reserve	\$137,078

and further

RESOLVED, That the County's Department of Finance is authorized to make the necessary budgetary and accounting entries to effectuate the intent of this resolution.

**RESOLUTION NO. 396-2022  
EQUIPMENT RESERVE IN THE COUNTY ROAD FUND  
APPROVAL OF TRANSFER OF FUNDS**

WHEREAS, Resolution No. 701-2000 established an equipment reserve to stabilize the effect of large equipment purchases on the County's tax levy; and

WHEREAS, The current balance in said equipment reserve is \$583,200; and

WHEREAS, Due to the current level of inflation this reserve needs to be supplemented by \$416,800 to provide an appropriate level of funding; and

WHEREAS, The Public Works Committee and the Ways and Means Committee have reviewed and recommend this additional funding; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby authorizes the following budget transfer:

AA 30599	Appropriated Fund Balance	\$416,800
AA9901 59000	Interfund Transfer	\$416,800
DD5130 45031	Interfund Transfer Revenue	\$416,800
DD5130 59023	Transfer to Reserve	\$416,800

and further

RESOLVED, That the County's Department of Finance is authorized to make the necessary budgetary and accounting entries to effectuate the intent of this resolution.

**RESOLUTION NO. 397-2022  
CAPITAL RESERVE IN THE GENERAL FUND FOR  
CONSTRUCTION, RECONSTRUCTION, ACQUISITION, REPAIR  
OR MAINTENANCE OF CAPITAL PROJECTS  
APPROVAL OF TRANSFER OF FUNDS**

WHEREAS, Resolution No. 486-2001 established an equipment reserve to provide a mechanism to set aside funds so as to eliminate any new tax levy supported debt for capital construction; and

WHEREAS, The current balance in said equipment reserve is \$8,021,016; and

WHEREAS, To provide an appropriate level of funding for current project as well as anticipated future projects for which we have not set aside funding, this reserve needs to be supplemented by \$11,000,000 in an attempt to guard against the need for future tax levy supported debt for capital construction; and

WHEREAS, The Ways and Means Committee has reviewed and recommends this additional funding; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby authorizes the following budget transfer:

AA 30599	Appropriated Fund Balance	\$11,000,000
AA1340 59023	Transfer to Reserve	\$11,000,000

and further

RESOLVED, That the County’s Department of Finance is authorized to make the necessary budgetary and accounting entries to effectuate the intent of this resolution.

**RESOLUTION NO. 398-2022  
CAPITAL RESERVE – COUNTY ROAD FUND  
APPROVAL OF TRANSFER OF FUNDS**

WHEREAS, Resolution No. 556-1998 established a capital reserve to finance the cost of repair, maintenance, and reconstruction of County roads and bridges; and

WHEREAS, The current balance in said capital reserve is \$3,658,966 after current year appropriations from Resolution No. 307-2022 are taken into consideration; and

WHEREAS, This capital reserve is meant to provide funding assistance in the case of an emergency or catastrophic failure of a road, bridge, culvert, retaining wall, etc. and as such it would be appropriate to establish a minimum balance for this reserve of \$6,000,000; and

WHEREAS, Due to the current level of this reserve, a supplemental payment of \$2,341,034 needs to be transferred to provide an appropriate level of funding; and

WHEREAS, The Public Works Committee and the Ways and Means Committee have reviewed and recommend this additional funding; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby authorizes the following budget transfer

AA 30599	Appropriated Fund Balance	\$2,341,034
AA9901 59000	Interfund Transfer	\$2,341,034
DD5010 45031	Interfund Transfer Revenue	\$2,341,034
DD5010 59023	Transfer to Reserve	\$2,341,034

and further

RESOLVED, That the County's Department of Finance is authorized to make the necessary budgetary and accounting entries to effectuate the intent of this resolution.

**RESOLUTION NO. 399-2022  
ABOLISHMENT OF REAL PROPERTY TAX ASSESSMENT DEFENSE  
DESIGNATED FUND BALANCE RESERVE AND  
APPROVAL OF TRANSFER OF FUNDS**

WHEREAS, Resolution No. 286-2007 established a designated fund balance reserve to finance services provided for in the Real Property Tax Assessment Review Defense Sharing Policy; and

WHEREAS, The current balance in said designated fund balance reserve is \$100,000; and

WHEREAS, Funds are budgeted within the operating budget for these expenses making the need for this reserve obsolete; and

WHEREAS, The Government Operations and Insurance Committee and the Ways and Means Committee have reviewed and recommend abolishing this designated fund balance reserve; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby authorizes the closing of the Real Property Tax Assessment Defense designated fund balance reserve (AA 30899 BQ100); and further

RESOLVED, The cash balance and any additional interest earnings remaining in said reserve be transferred to the General Fund Balance; and further

RESOLVED, That the County's Department of Finance is authorized to make the necessary budgetary and accounting entries to effectuate the intent of this resolution.

**RESOLUTION NO. 400-2022  
ABOLISHMENT OF LARGE FORMAT DIGITAL CONVERSION PROJECT  
DESIGNATED FUND BALANCE RESERVE AND  
APPROVAL OF TRANSFER OF FUNDS**

WHEREAS, Resolution No. 761-2009 established a designated fund balance reserve to hold \$30,000 from the 2009 budget for an estimated \$50,000 project in 2010 for the acquisition of a large format plotter/scanner; and

WHEREAS, The large format plotter/scanner was purchased and these funds no longer need to be reserved; and

WHEREAS, The current balance in said reserve is \$30,000; and

WHEREAS, The Planning and Environmental Quality and the Ways and Means Committees have reviewed and recommend abolishing this designated fund balance reserve; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby authorizes the closing of the Large Format Digital Conversion Project designated fund balance reserve (AA 30899 BQ108); and further

RESOLVED, The cash balance and any additional interest earnings remaining in said reserve be transferred to the General Fund Balance; and further

RESOLVED, That the County's Department of Finance is authorized to make the necessary budgetary and accounting entries to effectuate the intent of this resolution.

**RESOLUTION NO. 401-2022**  
**ABOLISHMENT OF DOCUMENT MANAGEMENT SYSTEM**  
**DESIGNATED FUND BALANCE RESERVE AND**  
**APPROVAL OF TRANSFER OF FUNDS**

WHEREAS, Resolution No. 735-2006 established a designated fund balance reserve for unused funds not entirely used in 2006 for a County-Wide Document Management System project anticipated to span several years; and

WHEREAS, This designated fund balance reserve was funded at \$353,544.77 at its highest point in 2017; and

WHEREAS, All of the funds within this reserve were exhausted in 2021 resulting in a zero (\$0.00) balance; and

WHEREAS, The Government Operations and Insurance Committee and the Ways and Means Committee have reviewed and recommend abolishing this designated fund balance reserve; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby authorizes the closing of the Document Management System designated fund balance reserve (AA 30899 BQ101); and further

RESOLVED, That the County's Department of Finance is authorized to make the necessary budgetary and accounting entries to effectuate the intent of this resolution.

**RESOLUTION NO. 402-2022**  
**ABOLISHMENT OF DEFERRED COMPENSATION**  
**DESIGNATED FUND BALANCE RESERVE AND**

**APPROVAL OF TRANSFER OF FUNDS**

WHEREAS, Resolution No. 482-2011 established a designated fund balance reserve to support administrative expense such as annual audits, IRS filings and other compliance related expenses necessary for the 457 Plan and the 401(a) Savings Match Plan; and

WHEREAS, Many of these expenses are reimbursed through the Administrator of Ontario County's 457 Deferred Compensation Plan; and

WHEREAS, These expenses and corresponding revenues are budgeted within the operating budget each year in the Deferred Compensation budget (AAC109); and

WHEREAS, The current balance in said reserve is \$12,637.50; and

WHEREAS, The Government Operations and Insurance Committee and the Ways and Means Committee have reviewed and recommend abolishing this designated fund balance reserve; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby authorizes the closing of the Large Format Digital Conversion Project designated fund balance reserve (AA 30899 BQ104); and further

RESOLVED, The cash balance and any additional interest earnings remaining in said reserve be transferred to the General Fund Balance; and further

RESOLVED, That the County's Department of Finance is authorized to make the necessary budgetary and accounting entries to effectuate the intent of this resolution.

**RESOLUTION NO. 403-2022**  
**AMEND TIME AND ATTENDANCE SYSTEM**  
**DESIGNATED FUND BALANCE RESERVE AND TRANSFER OF FUNDS**

WHEREAS, Resolution No. 698-2015 established a designated fund balance reserve for future costs to acquire a computerized Time and Attendance System for Ontario County; and

WHEREAS, Resolution No. 587-2016 provided additional funding to this reserve with the intent to assure that the County's Information Technology funds are adequate to meet current and future requirements but did not amend the designation of the original resolution; and

WHEREAS, This designated fund balance reserve balance is \$1,403,312.66; and

WHEREAS, Additional Information Technology projects including but not limited to the update of the Computer Aided Dispatch and Record Management System have been identified as needing future investment; and



WHEREAS, Supplemental funds are needed to provide adequate funding for this designated fund balance given upcoming needs; and

WHEREAS, The Government Operations and Insurance Committee and the Ways and Means Committee have reviewed and recommend amending the anticipated uses for this designated fund balance reserve and providing additional funding; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby amending the Computerized Time and Attendance designated fund balance reserve (AA 30899 BQ103) to the Information Technology Systems designated fund balance to be used for future software purchases and upgrades, purchases of new software for efficiency and transparency purposes, and software or other non-equipment needs to address cybersecurity readiness; and further

RESOLVED, That the following budget transfer be approved to provide adequate funding based on upcoming needs currently known:

AA 30599	Appropriated Fund Balance	\$5,000,000
AA1340 59023	Transfer to Reserve	\$5,000,000

and further

RESOLVED, That the County's Department of Finance is authorized to make the necessary budgetary and accounting entries to effectuate the intent of this resolution.

**RESOLUTION NO. 404-2022  
ABOLISHMENT OF POTENTIAL LIABILITIES  
DESIGNATED FUND BALANCE RESERVE AND  
APPROVAL OF TRANSFER OF FUNDS**

WHEREAS, Resolution No. 14-2015 established a designated fund balance reserve to offset potential liabilities; and

WHEREAS, This designated fund balance reserve was funded at \$100,000; and

WHEREAS, All of the funds within this designated fund balance reserve were exhausted in 2019 resulting in a zero (\$0.00) balance; and

WHEREAS, The Ways and Means Committee has reviewed and recommends abolishing this designated fund balance reserve; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby authorizes the closing of the Potential Liabilities designated fund balance reserve (AA30899 BQ107); and further

RESOLVED, That the County's Department of Finance is authorized to make the necessary budgetary and accounting entries to effectuate the intent of this resolution.

**RESOLUTION NO. 405-2022**  
**ABOLISHMENT OF SALE AND REAL PROPERTY TAX**  
**DESIGNATED FUND BALANCE RESERVE AND**  
**APPROVAL OF TRANSFER OF FUNDS**

WHEREAS, Resolution No. 587-2016 established a designated fund balance reserve to offset potential declines in sales tax and increases in tax levy supported mandated services; and

WHEREAS, Because the County has a healthy fund balance, impacts of the level of the balance in this designated fund balance can be addressed through use of additional fund balance either at budget time or through a mid-year appropriation; and

WHEREAS, The current balance in said reserve is \$1,307,558; and

WHEREAS, The Ways and Means Committee has reviewed and recommends abolishing this designated fund balance reserve; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby authorizes the closing of the Sale and Real Property Tax designated fund balance reserve (AA 30899 BQ106); and further

RESOLVED, The cash balance and any additional interest earnings remaining in said reserve be transferred to the General Fund Balance; and further

RESOLVED, That the County's Department of Finance is authorized to make the necessary budgetary and accounting entries to effectuate the intent of this resolution.

**RESOLUTION NO. 406-2022**  
**ADOPTION OF THE RESERVES AND**  
**DESIGNATED FUND BALANCE POLICY**

WHEREAS, Ontario County Government is responsible for the appropriate accounting of public funds, the responsible management of municipal finances, and the adequate funding of services desired by the public and mandated by New York State; and

WHEREAS, This Board of Supervisors wishes to establish a Reserves and Designated Fund Balance Policy which is in the interest of sound financial management; and

WHEREAS, Within the policy, this Board establishes an Administrative Review Team comprised of the County Budget Officer, the County Administrator, the Director of Finance, the Commissioner of Public Works and the Director of Planning for general review of the establishment of new reserves or designated fund balance and to perform annual reviews to assess appropriateness of funding levels; and

WHEREAS, The Ways and Means Committee has reviewed this policy and recommends the adoption; now, therefore, be it

RESOLVED, That the attached Reserves and Designated Fund Balance Policy be approved; and further

RESOLVED, That copies of this resolution be transmitted electronically by the Clerk of the Board to the members of the Administrative Review Team.

ONTARIO COUNTY  
**RESERVES AND DESIGNATED  
FUND BALANCE POLICY**

**PURPOSE**

Ontario County Government is responsible for the appropriate accounting of public funds, the responsible management of municipal finances, and the adequate funding of services desired by the public and mandated by New York State. This Reserves and Designated Fund Balance policy is created to assist the County with maintaining a responsible level of financial resources to provide essential services and manage unanticipated occurrences.

**DEFINITIONS**

**Mandatory Reserves:** There are several reserves mandated by New York State based on restrictions attached to specific revenues, self-insurance requirements, and ensuring resource for repayment of indebtedness.

**Capital Reserves (GML Sections 6-c and 6-g):** Counties may set aside funds for capital improvements and equipment purchases which are reasonably anticipated to occur in the future. Any funds placed in a capital reserve must be utilized for the intended purpose or transferred or repurposed for another capital or equipment expense. Unused Capital Reserve funds may not be returned to operating funds.

**Repair Reserves (GML Section 6-d):** Counties may set aside funds for repairs to capital improvements or equipment. Repair costs that recur annually or at shorter intervals are not eligible for reserve funding. As with Capital Reserve funds, unused funds may not be returned to operating funds but may be transferred to another repair reserve or capital reserve.

**Designated Fund Balance:** Counties may set aside monies for specific purposes as part of a responsible funding plan. While these funds are not technically reserves the establishment of a designated fund balance should still be made with clear intent or a plan in mind regarding the future purpose, use, and, when appropriate, replenishment of funds.

**ACCOUNTING AND FUNDING**

Each Reserve or Designated Fund Balance will be accounted for separately within the financial system of the County and are reported in detail to the Ways and Means Committee as part of the final budget preparation, with the unaudited year-end financials required prior to March 1 of each succeeding year, and with the audited financial statement.

**CREATION OF NEW RESERVES OR DESIGNATED FUND BALANCES**

An Administrative Review Team comprised of the County Budget Officer, the County Administrator, the Director of Finance, the Commissioner of Public Works and the Director of Planning will review the need for additional reserves or designated fund balances prior to creation and will complete an annual review after the independent audit is completed to assess the appropriateness of the funding levels.

**AUTHORITY FOR USE**

The Board of Supervisors has the authority to appropriate any reserve or designated fund balance for use during the budget process or through resolution throughout the year. Please refer to the current Budget Transfer Policy for specifics.

**REPORTING AND MONITORING**

The Director of Finance is responsible for reporting on the reserves as indicated above and at any other time the Ways and Means Committee or Board of Supervisors requests. The Director of Finance is also responsible for coordinating meetings of the Administrative Review Team to review new reserve or designated fund balance requests and for the annual review with a report of said review to be presented to Ways and Means Committee.

**RESOLUTION NO. 407-2022  
AMENDMENT OF ONTARIO COUNTY FUND BALANCE POLICY**

WHEREAS, Resolution No. 017-2011, adopted on January 27, 2011, established a Fund Balance Policy; and

WHEREAS, This Board of Supervisors wishes to amend the Fund Balance Policy in an effort to protect Ontario County's finances against risks such as revenue shortfalls, unanticipated expenditures and delays in reimbursements from various levels of government; and

WHEREAS, Within the amended policy, this Board establishes targets maintenance of a minimum unrestricted fund balance of 19% - 25% of the total general fund appropriations; and

WHEREAS, The Ways and Means Committee has reviewed this policy and recommends the adoption; now, therefore, be it

RESOLVED, That the attached Fund Balance Policy be approved; and further

RESOLVED, That copies of this resolution be transmitted electronically by the Clerk of the Board to the Finance Department.

**ONTARIO COUNTY  
FUND BALANCE POLICY**

**PURPOSE**

The purpose of a fund balance policy is to ensure that there will be adequate liquid resources to serve as a financial cushion.

## **POLICY STATEMENT**

County finances will be managed so as to maintain balances of the various funds at levels sufficient to mitigate current and future risks, such as revenue shortfalls and unanticipated expenditures, ensure stable tax rates and user fees, and protect the County's creditworthiness. To assure the appropriate level, in the general fund, the county will maintain a minimum unrestricted fund balance of 19% - 25% of the total general fund appropriations which is approximately 2 – 3 months of expenditures.

## **RESTORATION OF MINIMUM FUND BALANCE**

Should the General Fund fund balance fall below the target level, the Finance Director will prepare a plan for restoration of the balance to the target level and achieve the target level as soon as practicable within the next fiscal year. The plan will be presented to the Ways and Means Committee for review and approval for implementation.

## **EXCESS FUND BALANCE**

Should the General Fund fund balance exceed the target level, the Finance Director will prepare a plan to address the excess balance and achieve the target level as soon as practicable within the next fiscal year. The plan will be presented to the Ways and Means Committee for review and approval for implementation.

## **DEFINITIONS**

**Cash balance:** The sum of cash and investment of an accounting fund.

**Unrestricted Fund Balance:** The total of the committed, assigned and unassigned fund balance.

**Fund Balance:** The difference between the assets and liabilities reported in a governmental fund. Fund balance is not the cash balance of the county, the fund balance consists of other assets such as money due from the state and federal government, taxes receivable, including those that the county administers for towns, villages and school districts, and accounts receivable. Fund balances are classified into various components depending on the limitations placed on the use of the funds. The hierarchy indicates the extent to which a government is bound to observe spending constraints that govern how it can use amounts reported in the governmental funds balance sheet. GASB statement 54 established the following classifications depicting how specific amounts can be spent:

- **Nonspendable** fund balance includes amounts that are not in a spendable form (inventory, for example) or are required to be maintained intact (the principal of an endowment fund, for example).
- **Restricted** fund balance includes amounts that can be spent only for the specific purpose stipulated by external resources providers (for example, grant providers), constitutionally, or through laws or regulation of other governments.
- **Committed** fund balance includes amounts that can be used only for the specific purpose determined by a formal action of the Board of Supervisors (self-imposed limitations set in place prior to the end of the period).

Commitments may be changed or lifted only by the Board of Supervisors taking the same formal action that imposed the constraint originally.

- **Assigned** fund balance comprises amounts intended to be used by the government for specific purposes. Intent can be expressed by the Board of Supervisors, the Financial Management Committee or the Director of Finance. Encumbrances (purchases orders) that are carried forward to the subsequent year are classified in the assigned fund balance. It is the assigned fund balance that is used to reflect the appropriation of a portion of the existing fund balance to eliminate a projected deficit in the subsequent year’s budget.
- **Unassigned** fund balance is the residual classification for the general fund and includes all amounts not contained in the other classifications. (i.e., surplus) Unassigned amounts are technically available for any purpose.

**RESOLUTION NO. 408-2022  
TRANSFER OF FUNDS - 2022 COUNTY BUDGET  
PROBATION AND PUBLIC WORKS**

WHEREAS, Budget Transfer Request Forms have been received by the Ways and Means Committee after being reviewed and approved by the appropriate standing committee overseeing each department; and

WHEREAS, The Ways and Means Committee has reviewed and approved the following transfers; now, therefore, be it

RESOLVED, That the following transfers be made:

2022 Budget	EXPENSES	REVENUE	NET DIFFERENCE
Appropriated Fund Balance – Probation/STSJP			
Consultation and Professional	AAC308 54260		+35,038.39
Appropriated Fund Balance		AA 30599	+ 35,038.39
Public Works – Fuel Island			
Equipment – Highway	DD 5130 52250		+ 195,000.00
App Reserve – County Road Equip	DD 30511 BR501		+ 195,000.00

RESOLVED, That the County’s Department of Finance is authorized to make the necessary budgetary and accounting entries to effectuate the intent of this resolution.

The foregoing block of fifteen resolutions was adopted.

Supervisor Andrew Wickham offered the following resolution and moved for its adoption, seconded by Supervisor Todd Campbell:

**RESOLUTION NO. 409-2022  
ADOPTING LOCAL LAW NO. 3 (INTRO.) OF 2022**

WHEREAS, A public hearing having been held on June 2, 2022 during the meeting of this Board, for public input on a proposed local law entitled "A Local Law Pursuant to

Chapter 97-2011 of the Laws of the State of New York and Section 3-c of the General Municipal Law Overriding Tax Levy Limit for Fiscal Year 2023"; and

WHEREAS, No public objection having been made, although Ontario County residents were duly notified by publication in print and via the Internet; now, therefore, be it

RESOLVED, That Local Law No. 3 (Intro) of 2022, Pursuant to Chapter 97-2011 of the Laws of the State of New York and Section 3-c of the General Municipal Law Overriding Tax Levy Limit for Fiscal Year 2023, is hereby adopted.

Adopted.

At 7:03 pm, Supervisor Daniel Marshall made the motion, seconded by Supervisor David Baker, to move into executive session pursuant to Public Officers Law 105 (1)(f) regarding the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation. The motion carried.

At 7:16 pm, Supervisor Daniel Marshall made the motion, seconded by Supervisor David Baker to leave executive session; motion carried.

At 7:16 pm, Supervisor David Baker made the motion, seconded by Supervisor David Phillips, to move into executive session pursuant to Public Officers Law 105 (1)(a) regarding matters which will imperil the public safety if disclosed. The motion carried.

At 7:51 pm, Supervisor Todd Campbell made the motion, seconded by Supervisor Andrew Wickham to leave executive session; motion carried.

On motion of Supervisor Daniel Marshall, seconded by Supervisor Todd Campbell, the meeting was adjourned at 7:52pm.