

REGULAR SESSION
(April 14, 2020)

Tuesday

2:30 PM

The regular session of the Wyoming County Board of Supervisors was held at the Public Safety Building Conference Room located at 151 North Main Street, Warsaw, New York; however closed to the public due to the COVID-19 pandemic. In accordance with Governor Cuomo's Executive Order 202.1 issued on March 12, 2020 members of the public were invited to observe the meeting via BOS YouTube Channel through the following link:

<http://www.wyomingco.net/149/Board-of-Supervisors>. Members of the Board of Supervisors participated via Zoom Conference Call with all members present. Also present were County Attorney Jim Wujcik, Budget Officer, Janis Cook; Clerk to the Board of Supervisors, Cheryl Ketchum and Deputy Clerk to the Board, Lisa Perez.

At 2:30 PM Chairman Davis, T/Covington, called the meeting to order.

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

CORRESPONDENCE ~

- 03/16/20 Correspondence from Assemblyman DiPietro acknowledging receipt of Res. No. 20-147 to Preserve the Zero Percent Medicaid Growth Cap

#1

RESOLUTION NO. 20-148
(April 14, 2020)

By Mr. Kehl, Chairman of the Finance Committee:

FUNDS TRANSFERRED TO VARIOUS 2020 ACCOUNTS

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

| Buildings and Grounds (CIP) | | | |
|---|-------------|-------------|---------------------|
| From: 12.61.9950.9.99004 Capital Fund | \$220,000.0 | | |
| To: 12.61.1620.2.21022 Highway CIP | 0 | \$220,000.0 | |
| Reason: To establish the Highway Roof Correction Project (Spray Foam). | | 0 | |
| Buildings and Grounds (CIP) Total | | | \$220,000.00 |

Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:

#2

RESOLUTION NO. 20-149

(April 14, 2020)

By Mr. Kehl, Chairman of the Finance Committee:

FUNDS APPROPRIATED TO VARIOUS 2020 ACCOUNTS

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

| | | | |
|---|----------------------------------|----------------|-----------------------|
| COVID Response | | | |
| To: 01.35.1999.4.41999 COVID-19 <i>w/any funds available</i> Reason: To establish a budget to provide funds for the COVID 19 response. | \$1,500,000.00 | \$1,500,000.00 | |
| COVID Response Total | | | \$1,500,000.00 |
| Mental Health | | | |
| To: 01.38.4220.4.42488 STOP Act Grant w/01.12.4220.4491 Mental Health Grant Reason: To appropriate funding received for the 2020 STOP Act Grant. | \$49,955.00 | \$49,955.00 | |
| Mental Health Total | | | \$49,955.00 |
| Youth Bureau | | | |
| To: 01.45.7310.4.42434 Stars w/01.03.7310.1289 Other Revenue Reason: For Earth Day Event. | \$486.00 | \$486.00 | |
| Youth Bureau Total | | | \$486.00 |
| Public Health | | | |
| To: 01.38.4010.4.42463 PHEP-BioTerrorism w/01.12.4010.448915 PHEP-BioTerrorism Reason: Appropriate additional funds awarded to combat the current spread of COVID-19. Initial award increase to PHEP grant of \$7,700.00 (Res. #19-261) and an additional award from Health Research Inc. of \$67,490.00. | \$75,190.00 | \$75,190.00 | |
| Public Health Total | | | \$75,190.00 |
| Highway | | | |
| To: 04.53.5110.4.40809 Work For Others w/04.10.5110.2801 Inter Fund Revenue Reason: To pay expenses related to work done for new WCCH bldg. | \$12,500.00 | \$12,500.00 | |
| To: 04.53.5110.4.40809 Work for Others w/04.04.5110.2306 Roads/Bridges Other Govt. Reason: To pay expenses related to work done for towns and villages. | \$20,000.00 | \$20,000.00 | |
| Highway Total | | | \$32,500.00 |
| Sheriff | | | |
| To: 01.37.3112.4.40009M Cellphone 01.37.3112.4.40016M Internet Sys 01.37.3112.4.40009N Cellphone | \$240.00 9,048.87 1,200.00 | | |

withdrawn

| | | | |
|---|---|-------------------------|---------------------|
| 01.37.3112.4.40016N Internet Svc w/01.12.3112.43890M Homeland Security 2018 01.12.3112.43890N Homeland Security 2019 Reason: To cover to Homeland Security Grant expenses. | 16,295.00 | \$9,288.87 17,495.00 | |
| Sheriff Total | | | \$26,783.87 |
| 9-1-1 | | | |
| To: 01.37.3020.2.20101 Telecommunications w/01.11.3020.3389 Other State Aid Reason: To appropriate FY18 SICG Grant Funds. | \$416,071.48 | \$416,071.48 | |
| 9-1-1 Total | | | \$416,071.48 |
| Emergency Services | | | |
| To: 01.37.3640.2.23001 Motor Vehicles w/01.08.3640.2665 Sale of Equipment Reason: To appropriate funds from sale of surplus equipment to use towards replacing response vehicle. | \$4,975.00 | \$4,975.00 | |
| Emergency Services Total | | | \$4,975.00 |
| District Attorney | | | |
| To: 01.32.1165.1.10001 Salaries 01.32.1165.8.82001 Disability 01.32.1165.8.83001 FICA 01.32.1165.8.85001 Medicare 01.32.1165.8.86001 EAP 01.32.1165.8.89001 Medical 01.32.1165.8.89002 HRA 01.32.1165.8.89003 HRA – Admin <i>w/any funds available</i> Reason: To fund the newly created Discovery Coordinator position. | \$39,000.00 96.00 2,418.00 566.00 13.50 12,658.00 5,000.00 72.00 | \$59,823.50 | |
| To: 01.32.1165.1.10001 Salaries 01.32.1165.8.82001 Disability 01.32.1165.8.83001 FICA 01.32.1165.8.85001 Medicare 01.32.1165.8.86001 EAP 01.32.1165.8.89001 Medical 01.32.1165.8.89002 HRA 01.32.1165.8.89003 HRA – Admin <i>w/any funds available</i> Reason: To fund the newly created Assistant DA (3 rd) position. | \$44,444.00 96.00 2,756.00 645.00 13.50 12,658.00 \$5,000.00 72.00 | \$65,684.50 | |
| To: 01.32.1165.2.23001 Cars <i>w/any funds available</i> Reason: To partially fund a purchase of a vehicle as approved by the committee. \$15,000 is being paid from Seized Assets to pay for the remainder of the vehicle (see below). | \$12,600.00 | \$12,600.00 | |
| To: 01.32.1163.2.23001 Cars | \$15,000.00 | | |

| | | | |
|---|--|-------------|---------------------|
| w/01.07.1163.2626 Forfeiture of Crime Proceeds Reason: To pay the remainder of vehicle. | | \$15,000.00 | |
| District Attorney Total | | | \$153,108.00 |

Carried: XXX **Ayes:** 1561 **Noes:** **Absent:** 38 (Wethersfield) **Abstain:**

Ms. Brunner, T/Java, Chairman of the Audit Committee, presented the approved payment of bills totaling **\$3,031,685.44** for the month of **March 2020**. No further action is required.

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

#3

**RESOLUTION NO. 20-150
(April 14, 2020)**

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

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS WITH THOMSON
REUTERS ON BEHALF OF THE COUNTY ATTORNEY**

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign various contracts with *Thomson Reuters*, 610 Opperman Drive, P. O. Box 64833, St. Paul, MN 55123 on behalf of the County Attorney follows:

- For the assured print pricing service of NY Consolidated Laws Annotated in the amount of amount annual four thousand six hundred thirty-nine dollars and twenty cents (\$4,639.20); effective date August 1, 2016 through July 31, 2020.
 - Four (4) year contract with a five percent (5%) increase the second and third years, auto-renewal term after third year with a seven percent (7%) annual increase for a total contract amount not to exceed twenty thousand one hundred dollars (\$20,100.00).
- For the renewal of the assured print pricing service of McKinney’s CPLR, NY Consolidated Laws Annotated and NY Court Rules (State, Federal, Federal Bankruptcy, Federal Key Rules, Local and Local Key Rules Consolidated Laws Annotated) in an amount not to exceed four hundred sixty dollars and sixty-three cents (\$460.63) per month for a first year annual amount not to exceed five thousand five hundred twenty-seven dollars and fifty-six cents (\$5,527.56); effective September 1, 2020 through August 31, 2030.
 - Ten (10) year contract with a 1% increase in each successive year for a total contract amount not to exceed fifty seven thousand eight hundred thirty dollars and sixty-four cents (\$57,830.64).

Contingent upon the availability of funds.

Carried: XXX **Ayes:** 1561 **Noes:** **Absent:** 38 (Wethersfield) **Abstain:**

#4

**RESOLUTION NO. 20-151
(April 14, 2020)**

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

**RESOLUTION URGING GOVERNOR ANDREW M. CUOMO AND THE STATE
LEGISLATURE TO CONTINUE THE FUNDING COMMITMENT FOR ALL COSTS
ASSOCIATED WITH EARLY VOTING REFORMS IMPLEMENTED AT THE
COUNTY LEVEL**

WHEREAS, Counties through local Boards of Elections are responsible for managing election operations, and paying for all or most of the costs associated with these operations; and

WHEREAS, The 2019 State Legislative Session included many election reforms, including the authorization of electronic poll books and provisions for early voting; and

WHEREAS, The State's new early voting law required counties to open polling sites for early voting for 10 days prior to the 2019 general election; and

WHEREAS, There are three elections in 2020 that will require counties to provide opportunities for early voting: the presidential primary, the June primary, and the general election in November, and

WHEREAS, The enacted SFY 2020 State Budget included \$14.7 million in capital equipment aid and \$10 million in operational aid support to assist counties with implementing these election law reforms; and

WHEREAS, The Executive SFY 2021 State Budget proposal includes no funding for early voting; and

WHEREAS, Counties are grateful for the state assistance in 2020, but without continued state financial assistance, these costs will be borne by county property taxpayers; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors urges the Governor and State Legislature to continue to fund election law reforms at SFY 2020 levels; and be it

FURTHER RESOLVED, That the Clerk to the Board shall forward copies of this resolution to Governor Andrew M. Cuomo, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the Board of Elections, the New York State Association of Counties and all others deemed necessary and proper.

Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain:

#5

**RESOLUTION NO. 20-152
(April 14, 2020)**

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

**RESOLUTION CALLING UPON THE GOVERNOR AND THE NEW YORK STATE
LEGISLATURE TO REFRAIN FROM ENACTING NEW PUBLIC EMPLOYEE
BENEFITS MANDATES**

WHEREAS, New York State has one of the highest state and local tax burdens in the nation; and

WHEREAS, The Governor and legislative leaders have all pledged on numerous occasions to reduce the burden of local property taxes on businesses and homeowners, as a way to stimulate the state's economy; and

WHEREAS, In 2012, the State enacted a property tax cap in order to help reduce and maintain tax levels throughout the State and in 2019 the Governor and legislature made that tax cap permanent; and

WHEREAS, New York counties have stepped up to meet the challenge with the vast majority staying under the cap level every budget year, but it is becoming increasingly more difficult to do so; and

WHEREAS, The provisions of the Taylor Law and the Triborough Amendment, and mandates for new employee leave benefits contribute to higher personnel costs to counties; and

WHEREAS, In 2019 the State enacted sweeping reforms to the criminal justice system that impacts county departments (DSS, District Attorney, Public Defender, Probation, and Sheriff) which directly required counties from across the State to immediately increase staffing; and

WHEREAS, The Wyoming County Board of Supervisors supports statewide policy changes that are in the best interest of the residents in our communities, and counties take pride in executing such service changes for our residents, however costs associated with proper implementation should be met by the State; and

WHEREAS, The Wyoming County Board of Supervisors recognizes and supports recent efforts by the Governor to decrease the costs associated with binding arbitration; and

WHEREAS, Mandated personnel cost increases directly lead to budget increases for counties and translate to added burdens to local taxpayers who must pay the costs of these new benefits; now therefore,

BE IT RESOLVED, That the Wyoming County Board of Supervisors calls on the State to refrain from creating any new public employee benefits that would result in increased county costs unless these changes are fully funded by the State; and be it

FURTHER RESOLVED, That the Wyoming County Board of Supervisors hereby calls upon the Legislature not to enact and the Governor not to approve any new local government personnel cost mandates without first performing and making public a state and local fiscal cost analysis; and be it

FURTHER RESOLVED, That the Clerk to the Board shall forward copies of this resolution to Governor Andrew M. Cuomo, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #6

**RESOLUTION NO. 20-153
(April 14, 2020)**

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

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

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Employee Services, Inc.*, 55 Chamberlain Street, Wellsville, NY 14895 on behalf of Human Resource. Said contract to provide EAP services in an amount not to exceed twenty-one thousand one hundred two dollars and twelve cents (\$21,102.12); effective April 1, 2020 through March 31, 2021.

Contingent upon the availability of funds.

*There was a motion by Ms. Grant, T/Bennington, to combine resolutions #7 through #18.
Hearing no objection resolution titles only were read.*

Carried: XXX Ayes: 1561 Noes: Absent: 38 (Wethersfield) Abstain: #7

**RESOLUTION NO. 20-154
(April 14, 2020)**

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

RESOLUTION URGING THE GOVERNOR AND STATE LEGISLATURE TO MAKE INVESTMENTS IN VETERANS SERVICES

WHEREAS, Counties provide important services for the 900,000 veterans living in our State; and

WHEREAS, Counties take pride in this service and believe we have a duty to provide support to those who sacrificed so much for our State and country; and

WHEREAS, The New York State Division of Veterans' Affairs and County Veteran Service Agencies have been working in conjunction with counties for decades to support and provide needed services to our veterans; and

WHEREAS, Citing state budget concerns, the New York State Division of Veterans' Affairs has historically underfunded some of its local government support; and

WHEREAS, The Wyoming County Board of Supervisors is interested in developing unique incentives to continue to recruit and retain our state's veteran population; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors calls upon the Governor and the New York State Legislature to increase funding to support local veterans services; and be it

FURTHER RESOLVED, That the Wyoming County Board of Supervisors calls upon the Governor and the New York State Legislature to take the following actions to make investments in veterans services:

- Include additional funding for veterans' affairs so that counties can provide additional resources and services to our veterans; and
- Require the New York State Division of Veterans' Affairs to share the DD-214 form with county veteran service agencies; and
- Expand the definition of "veteran" to recognize the service of reserve or national guard service members who have completed 20 years of service; and
- Authorize local governments to allow veterans to receive exemptions from paying hotel/motel occupancy taxes; and
- Expand the New York State Department of Environmental Conservation veterans' discounts on hunting and fishing licenses; and
- Expand the discount on state park entrance fees; and
- Create a veteran green energy jobs program to train and link veterans with sustainable, environmentally friendly jobs to meet the goals set forth in the Climate Leadership and Community Protection Act; and

and individuals, as demonstrated through significant reductions in state financial support for these programs, thereby shifting these costs to counties and New York City; and

WHEREAS, These state funding shifts have increased county and New York City social services costs by hundreds of millions of dollars annually because the state requires that all services still be provided, but with less state resources; and

WHEREAS, New York City has been targeted with additional social services and public health cost shifts by the state that have increased the City's costs by hundreds of millions of dollars more each year, on top of the other cuts mentioned; and

WHEREAS, The steady pullback in State funding support has been expansive and includes cuts to child welfare, adoption subsidies, food stamp administration, Family Assistance, Safety Net, youth detention and treatment, and foster care; and

WHEREAS, The state has also increased regulatory burdens for local social service districts during the last decade, that include new administrative responsibilities and often duplicative and needless reporting requirements which divert scarce resources from critically needed services; and

WHEREAS, The net effect of these practices is that it forces local property taxes to be higher than they should because of the additional costs borne by counties and New York City; and

WHEREAS, Most other states do not require counties to fund such a large share of public assistance costs; and

WHEREAS, The current strong economy and low unemployment provide significant opportunities for recipients to connect with employment and gain valuable work skills that can lead to self-sufficiency and family independence; and

WHEREAS, Local Departments of Social Services have demonstrated significant success in achieving self-sufficiency when program resources are dedicated to employment and supporting the needs of individuals and families as they return, or connect, to the workforce; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors calls on the Governor and State Legislature to not impose new costs shifts on counties and develop a multi-year plan to reverse the numerous state funding cuts that have occurred in public assistance programs and administration; and be it

FURTHER RESOLVED, The state should focus on reforming state social service programs by prioritizing employment as a key to achieving self-sufficiency and long-term independence for residents receiving Family Assistance, Safety Net Assistance and other programs; and be it

and substance abuse issues, or are former foster children, veterans, registered sex offenders, state prison parolees, or on probation, with many facing several of these challenges at the same time; for many others it is simply an economic issue of not being able to find safe housing they can afford; and

WHEREAS, Local social service districts focus scarce resources on achieving permanent housing, preventing homelessness, and providing temporary placement; and

WHEREAS, Local resources are stretched thin due to revenue limitations placed on counties by the State and the requirement to fund a wide variety of other state programs; and

WHEREAS, Insufficient state shelter reimbursements are compounded by no increase in a decade, even as housing costs have soared; and

WHEREAS, Counties have also experienced significant state funding cuts in a wide array of social services programs over the last decade that have restricted counties' ability to pursue more aggressive assistance efforts that can prevent homelessness in the first instance; now therefore and Legislature to make permanent and stable housing the central focus of homelessness policy in New York State; and be it

FURTHER RESOLVED, State leaders should target supportive housing overseen by OMH, OASAS, DOH and OPWDD to efforts that prevent homelessness and quickly re-house people that become homeless; and be it

FURTHER RESOLVED, OMH, OASAS, DOH, OPWDD and DOCCS should focus efforts on services to prevent people from becoming homeless and for rapid re-housing by providing necessary clinical services, supports and after-care during the transition period to permanent housing; and be it

FURTHER RESOLVED, The State should utilize mobile mental health and alcohol treatment services that will take people from shelters and motels to their appointments or bring services directly to them; and be it

FURTHER RESOLVED, The State should ensure that existing funds for improving housing stock target low income housing in communities across the state (urban, rural and suburban) and is linked to a larger effort to prevent homelessness; and be it

FURTHER RESOLVED, State funding should target rental assistance to prevent evictions and to provide transition funding for people moving out of shelters and motels to more permanent housing in order to achieve stable housing; and be it

FURTHER RESOLVED, The State should expand existing shelter supplement plans and approve plans that require more state money, instead of insisting on savings or cost neutrality criteria, which limits the ability to reduce homelessness; and be it

WHEREAS, Prior to 2013, counties funded 100% of the cost of the state's Early Intervention Program and then sought reimbursement beginning in the following county fiscal year as required under state law; and

WHEREAS, The state implemented a State Fiscal Agent administrative model in April 2013 that centralized billing and contracting at the state level, rather than at the county level; and

WHEREAS, The State Fiscal Agent used their own administrative and reimbursement information technology system to collect funds from counties and make payments to providers due to limitations with the New York State Department of Health's Early Intervention System (NYEIS); and

WHEREAS, Recent problems have arisen under the State Fiscal Agent platform related to service providers filing for payment from insurance companies in the first instance as the law requires providers, service coordinators and the state fiscal agent when insurers ask for more information; and

WHEREAS, Any extensive delay in providing such information to insurance companies can result in a denial by the insurance company due to untimely filing, causing these claims to fall to the state and counties to pay; and

WHEREAS, We continue to support proposals from the Governor that prioritize and require providers to enforce current insurance regulations regarding payment of Early Intervention service claims in an attempt to increase commercial insurance collections; and

WHEREAS, The State has implemented health insurance benefit changes in its Child Health Plus program that will likely reduce third party billing opportunities, resulting in higher costs for counties in the Early Intervention Program; and

WHEREAS, Under the statewide fiscal agent model counties remain concerned about program integrity efforts pursued by the fiscal agent and the Department of Health (DOH) through audits, and believe that third party collections are not being maximized based on the increasing drawdown of funds out of the escrow for many counties far in excess of what has been budgeted or caseload changes suggest should be the case; and

WHEREAS, While counties have been advised by Department of Health that they can pursue their own audits and collections to ensure program integrity, counties have no effective mechanism under the law, or leverage with providers or the State Fiscal Agent, to recoup any audit findings as counties do not hold the provider contracts or have the ability to withhold payments as a way to recoup funds; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors calls on the Governor and the State Legislature to implement policies and procedures to ensure that provider claims are filed in a timely manner to commercial insurance providers and Medicaid; and be it

There was a motion by Mr. Berwanger, T/Arcade, to combine resolutions #24 through #26. Hearing no objection resolution titles only were read.

#24

**RESOLUTION NO. 20-171
(April 14, 2020)**

By Mr. Berwanger, Chairman of the Agriculture Committee:

**RESOLUTION URGING STATE ACTION ON A CHAPTER AMENDMENT TO
ASSURE EFFECTIVE CONTROL OF WILDLIFE POPULATIONS AT AIRPORTS**

WHEREAS, Wildlife populations can pose a threat to aviation operations in and around airports and cause significant damage to aircraft, lengthy flight delays and threats to the safety of passengers and residents of surrounding communities; and

WHEREAS, Airports employ best humane practices to keep wildlife populations at bay by erecting fences, building walls, constructing stormwater ponds, using pulsating lights and other mechanisms; and

WHEREAS, Despite these efforts, deer, birds, coyote and other wildlife still make their way onto runways, tarmacs and into flight paths; and

WHEREAS, According to FAA data, about 90% of bird strikes take place at or near airports, usually while taking off or landing, and there were 898 collisions between aircraft and white-tailed deer in the United States over a 10-year period; and

WHEREAS, Wildlife strikes to U.S. civil aircraft cost about \$718 million in damage to aircraft and about 567,000 hours of civil aircraft down time annually, and result in injuries to pilots and passengers; and

WHEREAS, The New York State Department of Environmental Conservation (DEC) recognizes that wildlife population reduction is necessary at airports and other public facilities and issues permits to authorized persons to use certain firearms and techniques to remove from these aviation properties deer and other wildlife that pose a threat; and

WHEREAS, Some previously permitted wildlife management methods are now no longer available with the potential for negative impacts on the safety of airport operations, making it more difficult for airports to effectively keep the runways and facilities clear of animal obstructions and interference and safe for aircraft and passengers and airport communities; and

WHEREAS, A bill, A.1599 (Hunter)/S.5849 (May), passed both houses of the legislature intended to partially restore prior practices by the DEC of issuing special wildlife management permits; and

WHEREAS, Governor Cuomo vetoed this bill in December 2019; and

WHEREAS, New legislation needs to be reintroduced to include provisions critical to protecting New York’s airports and aviation operations from the threat of wildlife; now therefore

BE IT RESOLVED, That controlling wildlife populations around airports is critical to ensuring the safety of travelers, aircraft crews and surrounding neighborhoods; and be it

FURTHER RESOLVED, That the Wyoming County Board of Supervisors urges the Governor and Legislature to agree to a bill to fully reinstate the authorization and use of certain successful wildlife management techniques in a strictly controlled manner by government employees acting in an official capacity or persons acting pursuant to a permit to continue to effectively control wildlife populations at airports and surrounding areas; and be it

FURTHER RESOLVED, That the Clerk to the Board shall forward copies of this resolution to Governor Andrew M. Cuomo, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, New York Airport Managers, the New York State Association of Counties and all others deemed necessary and proper.

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

**RESOLUTION NO. 20-172
(April 14, 2020)**

By Mr. Berwanger, Chairman of the Agriculture Committee:

RESOLUTION TO SUPPORT FUNDING FOR FARMLAND PRESERVATION AND AGRICULTURE LOCAL ASSISTANCE PROGRAMS

WHEREAS, The agriculture industry remains a top contributor to the New York State economy, providing critical jobs, revenues and food for our residents in state and beyond; and

WHEREAS, The enacted 2019/20 budget allocated \$20 million to farmland protection and \$33,243,000 to agriculture local assistance programs; and

WHEREAS, The Governor’s 2020/21 proposed budget, released on January 21, allocated \$20 million to farmland preservation and \$27,408,000 to agriculture local assistance programs; and

WHEREAS, New York’s farmland protection and agriculture assistance programs help sustain this vital industry; and

WHEREAS, While funding for farmland protection and agriculture assistance has grown, there is no guarantee that this level of funding will be continued in future years; and

WHEREAS, More than 30 percent of the farmers in New York State, who cultivate two million acres of land, are 65 years of age or older; and

WHEREAS, Research shows that over 90 percent of these senior farmers do not have a young farmer working alongside them to help manage their business; and

WHEREAS, Farmland in transition is most vulnerable to being sold out of farming; and

WHEREAS, Access to affordable land suitable to starting a new farm operation is the number one barrier new and beginning farmers face when trying to get started; and

WHEREAS, There were 30 percent fewer young farmers in New York in 2012 than in 2002; and

WHEREAS, Farmland protection is an important contributor to successful farmland transition and affordable farmland access; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors calls upon Governor Andrew M. Cuomo and New York State Legislature to continue New York's commitment to local farms and the agricultural sector by maintaining funding for farmland protection from the State Environmental Protection Fund at \$20 million and agriculture local assistance programs at \$33,243,000 in the FY 2020/21 budget; and be it

FURTHER RESOLVED, That the Clerk to the Board shall forward copies of this resolution to Governor Andrew M. Cuomo, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the Commissioner of Agriculture and Markets New York, the State Association of Counties and all others deemed necessary and proper.

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

#26

**RESOLUTION NO. 20-173
(April 14, 2020)**

By Mr. Berwanger, Chairman of the Agriculture Committee:

**CALLING ON THE STATE OF NEW YORK TO STUDY AND FIND SOLUTIONS TO
THE GROWING INVASIVE EURASIAN BOAR POPULATION**

WHEREAS, Eurasian boar, otherwise known as feral swine/pig or wild boar is an invasive species that causes prolific damage to the agriculture crops, wildlife, local ecosystems, including water supplies; and

WHEREAS, The damage to farming land by the Eurasian boar can be long lasting as they not only consume the crop, but will also unearth and eat the root of the plants; and

WHEREAS, The Eurasian boar is considered by experts to be the country's most destructive invasive species causing an estimated \$1.5 billion to \$2.5 billion in annual damage in the U.S. alone; and

WHEREAS, While a common misperception is that the Eurasian boar can only proliferate in southern states, they are in fact common in New York, especially in the Southern Tier; and

WHEREAS, The Eurasian boar population appears to be spreading more towards the Northeastern State's such as New York, and will only add to the need to address this issue; and

WHEREAS, The state has already put in place some laws to slow the Eurasian boar population increase, including making it illegal to import, possess, sell, distribute, trade, breed, or release them within New York State; and

WHEREAS, However, even with these State restrictions, the population continues to increase, signaling more must be done; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors does hereby call on the Governor and State Legislature to provide a directive and funding to the State Department of Environmental Conservation to further study and provide solutions for the growing Eurasian boar population problem; and be it

FURTHER RESOLVED, One such solution should be to provide local resources and home rule authority to regions being hardest hit by this invasive species; and be it

FURTHER RESOLVED, That the Clerk to the Board shall forward copies of this resolution to Governor Andrew M. Cuomo, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

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

Committee Chair Berwanger, T/Arcade offered that the Eurasian boar population is an issue in the North Country and in Canada. NYSAC passed this resolution and urged counties to do the same.

There was a motion by Mr. Leuer, T/Middlebury, to combine resolutions #27 through #31. Hearing no objection resolution titles only were read.

#27

**RESOLUTION NO. 20-174
(April 14, 2020)**

By Mr. Leuer, Chairman of the Planning Committee:

**PROTECTING NEW YORK STATE’S PUBLIC WATER SUPPLY FROM HARMFUL
CONTAMINANTS BY INCREASING FUNDING TO COUNTY DRINKING WATER
ENHANCEMENT GRANTS**

WHEREAS, Of the 58 local health departments (LHDs) in New York State, 36 of these counties and the City of New York provide environmental health services in their communities; and

WHEREAS, Twenty-one rural LHDs are considered partial service counties, where the environmental health services are provided by the New York State Department of Health (NYSDOH) through state district and regional offices; and

WHEREAS, Full service LHDs and those NYSDOH offices conduct oversight and monitoring activities and provide technical assistance to ensure that public water supply operations achieve and maintain compliance with all state and federal laws and regulations; and

WHEREAS, Environmental activities led by the State and counties include carrying out sanitary surveys, providing notice and reminders to public water supply operators regarding testing and reporting requirements, creating annual sampling schedules through New York’s Safe Drinking Water Information System (SDWIS), and monitoring to ensure that testing is performed at the appropriate times throughout the year; and

WHEREAS, Environmental health staff employed at full-service LHDs work hard to ensure the quality of drinking water and routinely face emerging issues that pose significant threats to water quality, including road salt contamination; the emergence of unregulated chemicals in drinking water; water main breaks and infrastructure damage; extreme weather conditions; agricultural impacts; and harmful algal blooms; and

WHEREAS, In the face of these threats to our drinking water, LHDs continue to face ongoing resource limitations that undermine their capacity to respond; and

WHEREAS, The two percent property tax cap constrains local government budgets; and

WHEREAS, When coupled with stagnant state funding and the imposition of new unfunded public health mandates, the result is that LHDs too often struggle to maintain current programs, much less enhance their ability to respond to the growing challenges of providing safe water for drinking and recreation; and

WHEREAS, Extraordinary events, such as those faced in Hoosick Falls, stretch LHD resources and threaten to erode our already limited capacity to maintain other critical public health services; and

WHEREAS, At both the federal and state levels, when a new public health threat emerges, there is a scramble to identify emergency funding for response, and, while emergency funding is helpful, it does not address the long-term need for sufficient and stable funding to maintain a high-quality public health infrastructure and workforce, ready and trained to respond to new threats as they emerge; and

WHEREAS, While New York State has made significant fiscal and programmatic enhancements to assist municipalities in protecting drinking water, the same cannot be said for support for the county-level role of monitoring and regulation of drinking water supplies; and

WHEREAS, New York State invested \$2.5 billion in Clean Water Infrastructure and Water Quality Protection in 2017-18 state fiscal year and increased appropriations by \$500 million in the 2019-20 SFY budget; and

WHEREAS, The total investment for Drinking Water Enhancement grants is only 0.2% of the entire appropriation for Clean Water Infrastructure and Water Quality Protection; and

WHEREAS, The original appropriation for Drinking Water Enhancement grants was \$6m, but between the 2009-2010 SFY and 2013-14 SFY, grants were cut by a cumulative 16%, and then have remained flat since 2013-14 despite growing public health needs and mandates; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors calls on the Governor and State Legislature to take the following actions in the coming fiscal year to protect and enhance public water supply:

1. Restore drinking water enhancement grant funding to \$6 million;
2. Increase drinking water enhancement grant funding to equal one percent of clean water infrastructure act appropriations, totaling \$30 million;
3. Consider policy recommendations that strengthen and facilitate partnerships across state agencies and between those state and local government entities that share primary responsibility for assuring access to safe drinking water;
4. Recognize the negative impact the last several years of funding constraints have had on both the local and state public health workforce and work together to identify ways to maintain and enhance the capacity of our public health infrastructure; and be it

FURTHER RESOLVED, That the Clerk to the Board shall forward copies of this resolution to Governor Andrew M. Cuomo, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

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

#28

**RESOLUTION NO. 20-175
(April 14, 2020)**

By Mr. Leuer, Chairman of the Planning Committee:

**RESOLUTION APPLAUDING EFFORTS TO ALLOCATE STATE RESOURCES AND
FUNDING TO COUNTIES FOR PROMOTING A FULL 2020 CENSUS COUNT**

WHEREAS, The U.S. Census Bureau is preparing for the 2020 decennial census; and

WHEREAS, Decennial census counts help the federal government distribute more than \$400 billion in funds annually for infrastructure, programs and services; and

WHEREAS, The decennial census helps communities plan for future needs and deal with population-based programs; and

WHEREAS, Decennial population counts also affect state and federal congressional representation and redistricting; and

WHEREAS, New York State and county governments are committed to ensuring that every resident in the state is counted in the 2020 Census; and

WHEREAS, In December 2019, New York State announced that it will distribute up to \$15 million of the \$20 million census count allocation from last year's budget to counties and the four largest cities; and

WHEREAS, The funding formula was based on several factors, including population, broadband access, proximity to a public library, as well as others; and

WHEREAS, This was a voluntary program and counties that wish to participate need to submit a full proposed plan of action including community agency partners; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors commends the Governor for providing counties with a fiscal incentive to promote a complete 2020 census count in New York State; and be it

FURTHER RESOLVED, That the Wyoming County Board of Supervisors urges the Division of Budget to allocate these funds as soon as possible so counties can successfully implement their census count plans; and be it

FURTHER RESOLVED, That the Clerk to the Board shall forward copies of this resolution to Governor Andrew M. Cuomo, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

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

#29

**RESOLUTION NO. 20-176
(April 14, 2020)**

By Mr. Leuer, Chairman of the Planning Committee:

RESOLUTION IN SUPPORT OF S.5655 (METZGER)/A.7561-A (WOERNER) TO INCREASE THE REBATE FOR THE PURCHASE OF ELECTRIC VEHICLES

WHEREAS, The NYS Department of Environmental Conservation (NYSDEC)'s Zero Emission Vehicle (ZEV) rebate program is designed to assist and incentivize municipalities with the purchase of electric vehicles or hybrid vehicles; and

WHEREAS, Many counties are interested in purchasing ZEVs to save taxpayers money, reduce their carbon footprint, and cut down on greenhouse gas emissions; and

WHEREAS, The current rebate structure does not allow enough flexibility and financial incentive to encourage counties to switch their fleets from gas-powered vehicles to eligible vehicles; and

WHEREAS, Municipalities are currently ineligible for federal tax incentives for the purchase of zero-emission or hybrid vehicles; and

WHEREAS, Senate Bill 5655/Assembly Bill 7561A, introduced by Senator Jen Metzger and Assembly member Carrie Woerner, would increase the municipal rebate for zero-emission vehicles from a minimum of \$750 to \$1,500 and a maximum rebate from \$5,000 to \$7,500; and

WHEREAS, The rebate program is already funded as part of the Environmental Protection Fund (EPF) and this legislation will help to make ZEVs more affordable for counties and municipalities without changing the current allocation; and

WHEREAS, Converting fleets to electric vehicles supports New York State's greenhouse gas emission (GHG) reduction goals under the Climate Leadership and Community Protection Act (CLCPA); and

WHEREAS, Increasing the rebate will also help counties to achieve Climate Smart Community designation through the NYSDEC and Clean Energy Community status through the NYS Energy, Research, and Development Authority (NYSERDA); now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors calls on the Legislature to pass and the Governor to sign S.5655 (Metzger)/A.7561-A (Woerner) to increase the rebate for the purchase of electric vehicles; and be it

FURTHER RESOLVED, That the Clerk to the Board shall forward copies of this resolution to Governor Andrew M. Cuomo, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

Carried: XXX

Ayes: 1599

Noes:

Absent:

Abstain:

#30

**RESOLUTION NO. 20-177
(April 14, 2020)**

By Mr. Leuer, Chairman of the Planning Committee:

ECONOMIC DEVELOPMENT WEEK PROCLAIMED

WHEREAS, National Economic Development Week is May 4-9, 2020, designated as a week of recognition created by the International Economic Development Council to celebrate the achievements of economic developers, and economic development organizations and agencies; and

WHEREAS, The role of economic development is to stimulate and incubate entrepreneurship in order to help establish the next generation of new businesses, which is the hallmark of the American economy; and

WHEREAS, Economic developers attract and retain high-quality jobs, develop vibrant communities, and improve the quality of life in their communities; and

WHEREAS, Economic development professionals are engaged in a wide variety of settings including rural and urban, local, state, and federal governments, public-private partnerships, chambers of commerce, universities, and a variety of other institutions; and

WHEREAS, Economic development organizations promote economic well-being and quality of life for their communities by creating, retaining, and expanding jobs that facilitate growth, enhance wealth, and provide a stable tax base; and

WHEREAS, The economic development efforts in Wyoming County are led by the Wyoming County Industrial Development Agency, the Wyoming County Business Center, and the Wyoming County Chamber of Commerce and Tourism; and

WHEREAS, These organizations work on behalf of the citizens of Wyoming County as outstanding resources to businesses by encouraging capital investment, expansion through cost-saving incentives, marketing opportunities, leadership development, technical training, support, and entrepreneurial growth; and

WHEREAS, Wyoming County's economic development organizations collectively encourage and facilitate increased private investment creating new job opportunities, retaining and stabilizing the existing employment base, and generating added tax revenues through increased economic activity in Wyoming County; and

WHEREAS, The Wyoming County Board of Supervisors recognizes the critical importance of economic development in Wyoming County and the positive work of its economic development professionals and organizations; now therefore

BE IT RESOLVED, That May 4-9th, 2020 is hereby designated as **ECONOMIC DEVELOPMENT WEEK** in Wyoming County, NY and this body urges all our citizens to join in observing this recognition which supports the expansion of economic opportunities and improving quality of life for the people of the county.

Carried: XXX

Ayes: 1599

Noes:

Absent:

Abstain:

#31

**RESOLUTION NO. 20-178
(April 14, 2020)**

By Mr. Leuer, Chairman of the Planning Committee:

TRAVEL AND TOURISM WEEK PROCLAIMED

WHEREAS, National Travel and Tourism Week is May 3-9, 2020. It is an annual tradition that was established by a Congressional Resolution in 1983 and first celebrated the following year. This nationwide week of events serves to champion the power of the travel and tourism industry; and

WHEREAS, Travel and tourism is one of America's largest industries, generating \$2.5 trillion in economic output, with \$1.1 trillion spent directly by domestic and international travelers; and

WHEREAS, According to the US Travel Association, tourism directly generated \$170 billion in tax revenue for local, state and federal governments. Travel and tourism is America's second largest industry export and is one of America's largest employers. Travel is among the top 10 industries and supported 16 million jobs, including 9 million directly in the travel industry and 7 million in other industries. One out of every 10 jobs in the U.S. depends on travel and tourism. Each U.S. household would pay \$1,300 more in taxes without the tax revenue generated by the travel and tourism industry; and

WHEREAS, Tourism is critical to the economic health of Wyoming County. There are almost two-hundred tourism related businesses in Wyoming County. Travelers spend more than \$49.6 million annually in Wyoming County which generates \$27 million in labor income. Wyoming County sees a return of \$5.7 million in state and local sales tax, and the average savings per Wyoming County household from tourism generated taxes is \$368; and

WHEREAS, From the natural beauty of Letchworth State Park to the historic landmarks, rural character and agriculture, family friendly attractions, restaurants and lodging, Wyoming County is a true four season destination for outdoor adventure and family fun; and

WHEREAS, To recognize "Travel and Tourism Week" from May 3-9, 2020 a week to celebrate and support the almost three-hundred tourism related attractions, businesses and events that create jobs, boost the economy, and bring visitors to Wyoming County; and

WHEREAS, The Wyoming County Board of Supervisors wishes to recognize the importance of tourism as a critical industry in Wyoming County and urges all our citizens to join with us in this observance; now therefore

BE IT RESOLVED, That May 3-9, 2020 is hereby designated as **TRAVEL AND TOURISM WEEK in Wyoming County** in conjunction with the Wyoming County Chamber &

Tourism, the State of New York, and the United States who have declared this as an important week in celebration and recognition of Travel and Tourism.

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

There was a motion by Mr. Brick, T/Perry, to combine resolutions #32 through #38. Hearing no objection resolution titles only were read.

Clerk Ketchum advised the resolution for the approval of the annual Highway bids (Res. XX) was an omitted resolution from the Public Works Committee and was authorized for consideration by Committee Chair Brick, T/Perry during Committee of the Whole.

#32

**RESOLUTION NO. 20-179
(April 14, 2020)**

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

CALLING ON THE STATE TO PROVIDE A NEW, ROBUST 2-YEAR CAPITAL PROGRAM THAT RECOGNIZES THE STATE FUNDING NEEDS OF LOCALLY OWNED TRANSPORTATION INFRASTRUCTURE

WHEREAS, The New York State Department of Transportation’s 20-Year Transportation Needs Assessment (2010-2030) released at the end of 2007 outlined the transportation challenges facing New York State during the covered decades and presented NYSDOT recommendations for new capital investment policies and strategies to better meet these challenges facing state and local highways, bridges and culverts, airports, intercity passenger and freight rail, suburban and upstate transit and ports; and

WHEREAS, The NYSDOT Assessment warned at the time that the statewide transportation systems were under stress from age, heavy use and deferred maintenance due to underfunding, and that the condition of the system’s infrastructure is deteriorating, and reversing this downward trend will require new investment strategies and a dedicated, sustained, long-term effort; and

WHEREAS, According to the Office of the State Comptroller, transportation has long been the largest infrastructure spending category, but transportation’s share of capital spending is expected to drop from 47.5 percent over the previous decade to 38.4 percent in the current five-year plan period; and

WHEREAS, The Comptroller further finds that clearly, New York needs robust capital investment for transportation, environmental protection, resiliency and other essential needs, yet the current capital planning process falls short with respect to setting priorities among competing demands and in assessing the cost-effectiveness of public investments; and

WHEREAS, The Executive Budget proposes a 2-year transportation capital plan and increases the NYSDOT capital program by \$3 billion over the next two years, an increase of 33% over the last two years of the current 5-Year Transportation Capital Program; and

WHEREAS, Of this \$3 billion increase, CHIPS funding is frozen at \$438 million for what will be the eighth and ninth year, and other state aid to local road and bridge programs are proposed to have no increases, and the Extreme Winter Recovery program cut to zero over the next two years—this despite local governments being responsible for 87% of the road mileage in the state and over 50% of the bridges; and

WHEREAS, To create a faster, more accessible, more reliable public transportation system for downstate New York, the Metropolitan Transportation Authority (MTA) approved a historic 2020-2024 Capital Program totaling \$51.5 billion that provides a 70% increase to capital investments for subways, buses, Metro-North Railroad and Long Island Railroad over the previous five-year program; and

WHEREAS, New York elected officials must make a similar commitment to roads, bridges and culverts and other critical local transportation infrastructure by similarly increasing funding for the next NYSDOT 5-Year Transportation Capital Program to address the annual unmet needs of the entire state and local transportation system; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors calls on the Governor and the State Legislature to develop a Transportation Capital Program that meets the needs of the local transportation; and be it

FURTHER RESOLVED, That the final adopted budget includes major enhancements to state aid to local transportation programs including CHIPS, PAVE NY, BRIDGE NY, Extreme Winter Recovery, Aviation Capital Grant Program and the Airport Economic Development and Revitalization Competition Initiative at funding levels that close the current and future funding gaps between the needs of our aging and ailing local transportation infrastructure and what is proposed by the Executive Budget; and be it

FURTHER RESOLVED, That the Clerk to the Board shall forward copies of this resolution to Governor Andrew M. Cuomo, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

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

#33

**RESOLUTION NO. 20-180
(April 14, 2020)**

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

RESOLUTION NUMBER 19-556 AMENDED

WHEREAS, Resolution Number 19-556 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH EASTMAN TREE SERVICE ON BEHALF OF COUNTY HIGHWAY,**” passed by this Board of Supervisors on December 10, 2019 and provides for tree removal services in an amount not to exceed one thousand dollars (\$1,000.00) per day for a total contract amount not to exceed ten thousand dollars (\$10,000.00); effective January 1, 2020 through December 31, 2020; and

EREAS, That Resolution Number 19-556 was previously amended by this Board of Supervisors on February 11, 2020 by *Resolution Number 20-090* to increase the total contract amount from ten thousand dollars (\$10,000.00) to *fifteen thousand dollars (\$15,000.00)*; now therefore

BE IT RESOLVED, That *Resolution Number 19-556* as previously amended by *Resolution Number 20-090* be hereby further amended to increase the total contract amount from fifteen thousand dollars (\$15,000.00) to *seventeen thousand dollars (\$17,000.00)* for tree removal at the Pioneer Cabin grounds; effective January 1, 2020 through December 31, 2020. All else remains the same.

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

#34

**RESOLUTION NO. 20-181
(April 14, 2020)**

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

RIGHT OF WAYS FOR LAMONT ROAD BRIDGE APPROVED

WHEREAS, That the real property below located in the Town of Pike, Wyoming County, New York is needed to be acquired by the County of Wyoming for the replacement of Pike Bridge #06, Lamont Road over East Koy Creek, BIN #3371610 as described on maps on file in the Office of the Wyoming County Superintendent of Highways;

| Property Owner | Tax Map No. | Surveyor Map | Parcel No. | Acreage |
|---|--------------------|---------------------|-------------------|----------------|
| <i>Jeffrey M. & Jean M. Smith</i> 6750A Lamont Road Castile, NY 14427 | 169-1-19.11 | PE Map #2 | Parcel #2 | .05 ± |
| <i>Joseph Carter</i> 6758 Lamont Road Castile, NY 14427 | 169-1-19.2 | PE Map #1 | Parcel #1 | .01 ± |
| <i>Thomas E. Ayers</i> 88 Main Street Pike, NY 14130 | 169-1-12.2 | PE Map #3 | Parcel #3 | .03 ± |
| <i>David & Deirdre DeGolyer</i> 6767 Lamont Road Castile, NY 14427 | 169-1-12.1 | PE Map #4 | Parcel #4 | .02 ± |

WHEREAS, Said real property owners have agreed to graciously donate said real property so that said replacement may be completed; and

WHEREAS, It is necessary for the County to indemnify said property owners in connection with said replacement; now therefore

BE IT RESOLVED That the County of Wyoming shall indemnify and hold harmless the property owners listed from any claim, charge, expense or liability arising from any action or omission taken by the County in connection with exercising its rights under the Easements given to the County of Wyoming by the property owners; and be it

FURTHER RESOLVED That the County of Wyoming is authorized to accept the donation of said real properties; said conveyances to be completed upon the recording of an Easement from the real property owners to the County of Wyoming.

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

#35

**RESOLUTION NO. 20-182
(April 14, 2020)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH WYCO
CONSTRUCTION, INC. ON BEHALF OF COUNTY HIGHWAY**

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with **WYCO Construction, Inc.**, 4608 Liberty Street Road, Warsaw, NY 14569 on behalf of County Highway. Said contract to provide Jetter Vac Truck services to clean out culvert pipes in an amount not to exceed ten thousand dollars (\$10,000.00); effective April 14, 2020 through completion of project.

Contingent upon the availability of funds.

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

#36

**RESOLUTION NO. 20-183
(April 14, 2020)**

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

**WYOMING COUNTY SPRAY FOAM HIGHWAY ROOF CORRECTION PROJECT
ESTABLISHED**

WHEREAS, The Wyoming County Board of Supervisors' Public Works Committee, and this Board of Supervisors, in consultation with Buildings and Grounds and the Highway

Department, through various discussions has identified the need for the Spray Foam Highway Roof Correction Project located at 4328 Route 19 South, Silver Springs, NY; and

BE IT RESOLVED, That the Wyoming County Board of Supervisors, on the recommendation of the above mentioned committee and departments, hereby establishes the *Wyoming County Spray Foam Highway Roof Correction Project*; and be it

FURTHER RESOLVED, That permission is hereby granted to seek proposals for the completion of this established project.

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

#37

**RESOLUTION NO. 20-184
(April 14, 2020)**

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

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

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

- *Elitsac Lumber & Rental Center*, 103 South Main Street, Castile, NY 14427 for the purchase of materials for in-house work in an amount not to exceed twelve thousand one hundred ninety-two dollars (\$12,192.00); effective March 11, 2020 through delivery of materials.
- *Burt's Building Supply*, 2 Washington Boulevard, Perry, NY 14530 for the purchase of DC-315 iridescent paint in an amount not to exceed six thousand seven hundred dollars (\$6,700.00); effective April 3, 2020 through the completion of the project.
- *Nexus Coatings Inc.*, 10950 Pierson Drive, Suite 400, Fredricksburg, VA 22408 for spray foam application in an amount not to exceed one hundred forty thousand five hundred ninety-two dollars (\$140,592.00); effective May 1, 2020 through September 11, 2020.

Contingent upon the availability of funds.

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

#38

**RESOLUTION NO. 20-185
(April 14, 2020)**

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

**WYOMING COUNTY ANIMAL SHELTER CAPITAL IMPROVEMENT PROJECT
COMPLETE**

WHEREAS, The Wyoming County Board of Supervisors' Agriculture Committee, Public Works Committee, Finance Committee and this Board of Supervisors, in consultation with the Animal Control Officer and Superintendent of Buildings and Grounds identified the need to complete improvements to the Wyoming County Animal Shelter located at 4380 Route 19 South, Silver Springs, NY; and

WHEREAS, That Wyoming County applied for and was awarded a New York State Companion Animal Capital Fund Grant by New York State Agriculture and Markets which was accepted by this Board of Supervisors on June 12, 2018 by Resolution Number 18-277; and

WHEREAS, That the Wyoming County Board of Supervisors, on the recommendation of the above mentioned committee, thereby established the *Wyoming County Animal Shelter Capital Improvement Project*; and

WHEREAS, That permission was granted to seek proposals for the completion of this established project; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors recognizes and accepts that the *Wyoming County Animal Shelter Capital Improvement Project* as established by *Resolution Number 18-416* is hereby complete.

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

**RESOLUTION NO. 20-186
(April 14, 2020)**

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

ANNUAL HIGHWAY MATERIALS BIDS APPROVED

BE IT RESOLVED, That the attached yearly County Highway material bids are hereby approved effective April 2, 2020 through April 1, 2021, all ties were awarded by lot at the April 2, 2020 Public Works Committee; and be it

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

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

WYOMING COUNTY HIGHWAY DEPARTMENT
ASPHALTIC CONCRETE

Materials, Delivery & Rented Equipment/Labor

Bidder's List - 2020

- x County Line Stone Co., Inc
4515 Crittenden Road, PO Box 150
Akron, NY 14011
716-543-5435

- x D & H Excavating Inc
11939 State Route 98
Arcade, NY 14009
716-492-4956

- x Gernatt Asphalt Products, Inc.
13870 Taylor Hollow Road
Collins, NY 14034
716-532-3371

- x Hanson Aggregates New York LLC
6895 Ellicott Street
Pavilion, NY 14525
585-584-3132

- x Keeler Construction
13519 West Lee Rd
Albion, NY 14411
585-589-4481

- x New Enterprise Stone & Lime
500 Como Park Blvd.
Buffalo, NY 14227
716-826-7310

- x Spallina Materials, Inc.
PO Box 337
Mt. Morris, NY 14510
585-658-2248

WYOMING COUNTY HIGHWAY DEPARTMENT
ASPHALTIC CONCRETE

Bids Opened: 3/17/20

Price/Ton F.O.B. Plant

Contract Period : 04/1/2020 - 11/15/2020

| Ashalt Binder Type | | | Base Nov 2019 521 | County Line Stone Co., Inc. | D & H Excavating | Gernatt Asphalt - Delevan | Gernatt Asphalt - Springville | Hanspn Aggregates | Keeler Construction | New Enterprise Stone & Lime | Spallina Materials |
|--------------------|------------------|-------------------------|-------------------|-----------------------------|------------------|---------------------------|-------------------------------|-------------------|---------------------|-----------------------------|--------------------|
| | Item No | Item & Type | | | | | | | | | |
| PG54-22 Binder | 403.11 | Type 1 Base Course | | 52.00 | N/B | 56.75 | 58.25 | 54.50 | N/B | 54.90 | 52.00 |
| | 403.13 | Type 3 Binder Course | | 54.00 | N/B | 58.25 | 59.75 | 57.00 | N/B | 57.15 | 54.25 |
| | 403.16 | Type 6 Top Course | | 60.00 | N/B | 64.25 | 65.75 | 63.00 | N/B | 62.05 | 61.00 |
| | 403.19 | Type 7F Top Course | | 64.00 | N/B | 65.50 | 67.00 | 65.00 | N/B | 64.35 | 63.00 |
| | W403.14 | Type 1 Dense Binder | | 56.00 | N/B | 58.25 | 59.75 | 57.00 | N/B | 54.90 | 59.25 |
| PG64V-22 Binder | 403.11P | Type 1 PM Base Course | | 56.00 | N/B | 58.75 | 61.25 | 58.50 | N/B | 59.90 | 55.50 |
| | 403.13P | Type 3 PM Binder Course | | 57.50 | N/B | 60.75 | 62.25 | 61.50 | N/B | 62.15 | 57.50 |
| | 403.16P | Type 6 PM Top Course | | 63.00 | N/B | 67.75 | 69.25 | 68.00 | N/B | 67.05 | 64.50 |
| | 403.19P | Type 7F PM Top Course | | 66.50 | N/B | 69.50 | 71.00 | 70.00 | N/B | 69.35 | 66.50 |
| Asphalt Delivery | Each Ton | First 6 miles | | 3.95 | N/B | 3.95 | 3.95 | 4.00 | N/B | 4.50 | 4.00 |
| | Each Mile | 6.1 - 15 miles | | 0.25 | N/B | 0.25 | 0.25 | 0.50 | N/B | 0.25 | 0.30 |
| | Each ADD Mile | over 15.1 miles | | 0.20 | N/B | 0.20 | 0.20 | 0.30 | N/B | 0.25 | 0.20 |

County Line MAC V - \$100.00 per ton

WYOMING COUNTY HIGHWAY DEPARTMENT
 ASPHALTIC CONCRETE
 RENTED EQUIPMENT/LABOR

| Bid Opened 3/17/20 | Bidder | County Line Stone Co | County Line Stone Co | | D & H EXCAVATING | D & H EXCAVATING |
|---|-------------------------|--|-------------------------------------|--|--|-------------------------------------|
| Rented Equipment/Labor | | | | | | |
| Equipment | Labor Included | Daily Rate (8 hrs excluding mobilization) | OT Rate/hr for work over 8 hours | | Daily Rate (8 hrs excluding mobilization) | OT Rate/hr for work over 8 hours |
| 10'-20' Asphalt Paver | Operator and Screed Man | 3,200.00 | 400.00 | | 3,100.00 | 400.00 |
| 7' wide Vibratory Steel Drum Roller | Operator | 1,600.00 | 220.00 | | 1,250.00 | 175.00 |
| | Laborer (Paving/M&PT) | 800.00 | 135.00 | | 640.00 | 120.00 |
| | Foreman | 900.00 | 140.00 | | N/B | N/B |
| Skid Steer w/bucket Mill Head Attachment | Operator | 1,200.00 | 185.00 | | 1,250.00 | 175.00 |
| Water Truck | Driver/Laborer | 950.00 | 150.00 | | 800.00 | 135.00 |
| M&PT Supplies and Service Truck | Flaggers (2 each) | 2,000.00 | 250.00 | | N/B | N/B |
| Mobilization Lowboy | truck and Operator | 135.00 | | | 110.00 | |

WYOMING COUNTY HIGHWAY DEPARTMENT
 ASPHALTIC CONCRETE
 RENTED EQUIPMENT/LABOR

| | | | | | | |
|---|-------------------------|--|---|--|--|---|
| Bid Opened 3/17/20 | Bidder | Gernatt Asphalt | Gernatt Asphalt | | Hanson Aggregates | Hanson Aggregates |
| Rented Equipment/Labor | | | | | | |
| Equipment | Labor Included | Daily Rate (8 hrs excluding mobilization) | OT Rate/hr for work over 8 hours | | Daily Rate (8 hrs excluding mobilization) | OT Rate/hr for work over 8 hours |
| 10'-20' Asphalt Paver | Operator and Screed Man | 4,295.00 | 780.00 | | 3,300.00 | 300.00 |
| 7' wide Vibratory Steel Drum Roller | Operator | 1,975.00 | 350.00 | | 2,000.00 | 210.00 |
| | Laborer (Paving/M&PT) | 995.00 | 176.00 | | 850.00 | 100.00 |
| | Foreman | N/B | N/B | | 950.00 | 115.00 |
| Skid Steer w/bucket Mill Head Attachment | Operator | 1,875.00 | 340.00 | | 1,600.00 | 160.00 |
| Water Truck | Driver/Laborer | 1,645.00 | 320.00 | | 1,200.00 | 120.00 |
| M&PT Supplies and Service Truck | Flaggers (2 each) | 995.00 | 176.00 | | 2,100.00 | 200.00 |
| Mobilization of Eq. Lowboy | truck and Operator | 172.00 | | | 125.00 | |

WYOMING COUNTY HIGHWAY DEPARTMENT
 ASPHALTIC CONCRETE
 RENTED EQUIPMENT/LABOR

| | | Keeler Constructor | Keeler Constructor | | New Enterprise | New Enterprise |
|---|-------------------------|--|-------------------------------------|--|--|-------------------------------------|
| Bid Opened 3/17/20 | Bidder | | | | | |
| Rented Equipment/Labor | | | | | | |
| Equipment | Labor Included | Daily Rate (8 hrs excluding mobilization) | OT Rate/hr for work over 8 hours | | Daily Rate (8 hrs excluding mobilization) | OT Rate/hr for work over 8 hours |
| 10'-20' Asphalt Paver | Operator and Screed Man | 3,500.00 | 315.00 | | N/B | N/B |
| 7' wide Vibratory Steel Drum Roller | Operator | 2,100.00 | 220.00 | | N/B | N/B |
| | Laborer (Paving/M&PT) | 900.00 | 105.00 | | N/B | N/B |
| | Foreman | 1,000.00 | 120.00 | | N/B | N/B |
| Skid Steer w/bucket Mill Head Attachment | Operator | 1,650.00 | 165.00 | | N/B | N/B |
| Water Truck | Driver/Laborer | 1,000.00 | 100.00 | | N/B | N/B |
| M&PT Supplies and Service Truck | Flaggers (2 each) | 2,200.00 | 210.00 | | N/B | N/B |
| Mobilization of Equip. Lowboy | truck and Operator | 130.00 | | | N/B | N/B |

WYOMING COUNTY HIGHWAY DEPARTMENT
 ASPHALTIC CONCRETE
 RENTED EQUIPMENT/LABOR

| | | | | | | |
|---|-------------------------|--|---|--|--|---|
| Bid Opened 3/17/20 | Bidder | Spallina Materials | Spallina Materials | | | |
| Rented Equipment/Labor | | | | | | |
| Equipment | Labor Included | Daily Rate (8 hrs excluding mobilization) | OT Rate/hr for work over 8 hours | | Daily Rate (8 hrs excluding mobilization) | OT Rate/hr for work over 8 hours |
| 10'-20' Asphalt Paver | Operator and Screed Man | 3,375.00 | 350.00 | | + | |
| 7' wide Vibratory Steel Drum Roller | Operator | 1,650.00 | 220.00 | | | |
| | Laborer (Paving/M&PT) | 775.00 | 120.00 | | | |
| | Foreman | 650.00 | 120.00 | | | |
| Skid Steer w/bucket Mill Head Attachment | Operator | 1,325.00 | 175.00 | | | |
| Water Truck | Driver/Laborer | 1,000.00 | 150.00 | | | |
| M&PT Supplies and Service Truck | Flaggers (2 each) | 2,000.00 | 225.00 | | | |
| Mobilization of Eq. Lowboy | truck and Operator | 150.00 | | | | |

| | | | | | | |
|-------------------------------|-----------------------------|--|--------------------|--|--|--|
| | | Truck hauling | | | | |
| Bid Opened 3/17/20 | Bidder | | | | | |
| Rented Equipment/Labor | | | | | | |
| Company: | County Line Stone | | | | | |
| Equipment | Labor Included | Minimum/Maximum Capacity (tons) | Hourly Rate | | Total Travel Time Allowed per Day | |
| Tandem Axel | Driver | 16-20 | \$84.00 | | 1 hour | |
| Tri Axel | Driver | 21-24 | \$86.00 | | 1 hour | |
| Truck with Trailer | Driver | 32-38 | \$130.00 | | 1 hour | |
| | | | | | | |
| | | | | | | |
| Rented Equipment/Labor | | | | | | |
| Company: | D & H Excavating | | | | | |
| Equipment | Labor Included | Minimum/Maximum Capacity (tons) | Hourly Rate | | Total Travel Time Allowed per Day | |
| Tandem Axel | Driver | 0-21 | \$88.00 | | 1 Hour | |
| Tri Axel | Driver | 0-24 | \$92.00 | | 1 Hour | |
| Truck with Trailer | Driver | 0-10 | \$100.00 | | 1 Hour | |

| | | | | | |
|-------------------------------|------------------------|--|--------------------|--|--|
| Rented Equipment/Labor | | | | | |
| Company: | Gernatt Asphalt | | | | |
| Equipment | Labor Included | Minimum/Maximum Capacity (tons) | Hourly Rate | | Total Travel Time Allowed per Day |
| Tandem Axel | Driver | 0-20 | \$114.00 | | |
| Tri Axel | Driver | 0-22.5 | \$114.00 | | |
| Truck with Trailer | Driver | 0-35 | \$172.00 | | |
| | | | | | |
| | | | | | |

| | | | | |
|-------------------------------|--------------------------|--|--------------------|--|
| | | Truck hauling | | |
| Bid Opened 3/17/20 | Bidder | | | |
| Rented Equipment/Labor | | | | |
| Company: | Hanson Aggregates | | | |
| Equipment | Labor Included | Minimun/Maximun Capacity (tons) | Hourly Rate | Total Travel Time Allowed per Day |
| Tandem Axel | Driver | 20-22 | \$100.00 | 10.00 |
| Tri Axel | Driver | 20-22 | \$100.00 | 10.00 |
| Truck with Trailer | Driver | 28-32 | \$125.00 | 10.00 |
| | | | | |
| Rented Equipment/Labor | | | | |
| Company: | Spallina | | | |
| Equipment | Labor Included | Minimun/Maximun Capacity (tons) | Hourly Rate | Total Travel Time Allowed per Day |
| Tandem Axel | Driver | 18-21 | \$95.00 | .5 hour |
| Tri Axel | Driver | 20-22 | \$100.00 | .5 hour |
| Truck with Trailer | Driver | 30-33 | \$135.00 | .5 hour |

| | | | | |
|-------------------------------|-----------------------|--|--------------------|--|
| Rented Equipment/Labor | | | | |
| Company: | | | | |
| Equipment | Labor Included | Minimun/Maximun Capacity (tons) | Hourly Rate | Total Travel Time Allowed per Day |
| Tandem Axel | Driver | | | |
| Tri Axel | Driver | | | |
| Truck with Trailer | Driver | | | |

| | | | | |
|--|--|--|--|--|
| | | | | |
| | | | | |

CRACK FILL

Bids opened March 17, 2020

Contract period - 05/01/2020 - 10/31/20

| | Name of Bidder | Name of Bidder | Name of Bidder |
|--|--|--|----------------|
| | MIDLAND ASPHALTS 640 YOUNG STREET TONAWANDA, NY 14150 Phone: 716-692-0730 | SUIT-KOTE CORP. 505 COMO PARK BLVD. BUFFALO, NY 14227 Phone: 716-664-3750 | |

| | | | |
|------------------------------------|---------|---------|--|
| ASTM D6690 TYPE II (PER GALLON) | \$15.60 | \$16.51 | |
|------------------------------------|---------|---------|--|

| | | | |
|--------------------------------|---------|---------|--|
| AC 20 + FIBERS (PER GALLON) | \$15.45 | \$15.74 | |
|--------------------------------|---------|---------|--|

Todd Gadd
County Superintendent of Highways

Wyoming County Department of Highways
Rock Glen, NY 14550

Bids opened - March 17, 2020

Crushed Gravel

Contract period 4/2/20 - 4/1/21

| | Bid price/ton - F.O.B. plant | | | | Crusher | Crusher | Crusher | Bank Run | Screened |
|--|------------------------------|------------|----------|----------|----------------|----------------|-----------------------|---------------|---------------|
| | <u>1A</u> | <u>1st</u> | <u>1</u> | <u>2</u> | <u>Run 1</u> | <u>Run 2</u> | <u>Gravel -1 1/2"</u> | <u>Gravel</u> | <u>Gravel</u> |
| Attica Sand & Gravel P.O. Box 217 East Pembroke, NY Phone: 716-498-6005 Plant - East Main Rd Attica <i>to widener - add'l - No Bid</i> | No Bid | No Bid | No Bid | No Bid | No Bid | No Bid | No Bid | 10.00 | 11.50 |
| 2019 | No Bid | No Bid | No Bid | No Bid | No Bid | No Bid | No Bid | | |
| D & H Materials 11939 Route 98 South Arcade, NY 14009 Phone: 716-492-4956 Plant - Hiram Rd., Arcade <i>to widener - add'l - 0.65</i> | 11.50 | No Bid | 10.00 | 9.75 | 9.75 | 9.75 | 7.00 | 4.75 | 5.50 |
| 2019 | 12.00 | No Bid | 9.50 | 9.00 | 9.50 | 9.00 | 7.00 | | |
| Ed Hume 17 E. Buffalo St. Warsaw, NY 14569 Phone: 585-786-5880 Plant - <i>to widener - \$ 0.75</i> | No Bid | No Bid | No Bid | No Bid | 10 | No Bid | 8.25 | 6.25 | 7.25 |
| 2019 | No Bid | No Bid | No Bid | No Bid | 9.75 | No Bid | 7.50 | | |
| Frey Sand & Gravel 3850 Dry Bridge Rd. Alexander, NY Phone: 585-591-1515 <i>to widener - add'l - NO BID</i> | 9.95 | No Bid | No Bid | 10.80 | No Bid | No Bid | No Bid | 10.05 | No Bid |
| 2019 | No Bid | No Bid | No Bid | No Bid | No Bid | No Bid | No Bid | | |
| Gernatt Asphalt Products, Inc. 13870 Taylor Hollow Road Collins, New York 14034 Phone: 716-532-3371 Plant - Freedom Plant - Chaffee <i>to widener - add'l \$0.85</i> | 15.25 | 14.45 | 14.90 | 14.90 | 15.75 12.10 | 15.00 11.35 | No Bid No Bid | 9.95 7.80 | 11.25 9.85 |
| 2019 | 14.90 | 14.15 | 15.10 | 14.85 | 15.45 | 14.75 | No Bid | | |
| 2019 | | | | | 13.50 | 12.70 | No Bid | | |

Wyoming County Department of Highways
Rock Glen, NY 14550

Crushed Gravel

Contract period 4/2/20 - 4/1/21

Bids opened - March 17, 2020

| | Bid price/ton - F.O.B. plant | | | | Crusher Run 1 | Crusher Run 2 | Crusher Gravel -1 1/2" | Bank Run Gravel | Screened Gravel |
|---|------------------------------|------------|----------|----------|------------------|------------------|---------------------------|--------------------|--------------------|
| | <u>1A</u> | <u>1st</u> | <u>1</u> | <u>2</u> | | | | | |
| Hanson Aggregates GLSC, Inc. 6895 Ellicott Street Pavilion, New York 14525 Phone 585-584-3132 Plant -Batavia <i>to widener - add'l \$3.00</i> | 16.50 | No Bid | 14.50 | 14.50 | No Bid | No Bid | No Bid | No Bid | No Bid |
| <hr/> 2019 | 16.00 | No Bid | 14.00 | 14.00 | No Bid | No Bid | No Bid | | |
| M & M Aggregates 4608 Liberty Street Warsaw, NY 14569 Phone: 585-786-5409 Plant - <i>to widener - no bid</i> | No Bid | No Bid | No Bid | No Bid | No Bid | No Bid | No Bid | No Bid | No Bid |
| <hr/> 2019 | No Bid | No Bid | 10.95 | 10.95 | 11.00 | 11.00 | 11.00 | | |
| New Enterprise Stone & Lime 500 Como Park Blvd. Buffalo, NY 14227 Phone: 716-826-7310 Plant - Franklinville <i>to widener - no bid</i> | 14.70 | 12.55 | 12.00 | 12.30 | No Bid | No Bid | No Bid | No Bid | No Bid |
| <hr/> 2019 | 14.45 | 12.30 | 11.65 | 11.95 | No Bid | No Bid | No Bid | | |
| Spallina Materials P.O. Box 337 1 Conlon Ave. Mt. Morris, NY 14510 Phone: 585-658-2248 Plant - Jones Rd., Cohocton <i>to widener - no bid</i> | No Bid | 16.00 | 16.00 | 16.00 | 10.50 | 10.50 | 10.50 | 7.75 | 7.75 |
| <hr/> 2019 | No Bid | 15.50 | 15.50 | 15.50 | 10.00 | 10.00 | 10.00 | | |
| Valley Sand & Gravel 4350 Caledonia Avon Rd Caledonia, NY 14423 Phone: 585-507-3537 <i>to widener - no bid</i> | 13.50 | No Bid | 13.25 | 13.25 | No Bid | No Bid | No Bid | No Bid | No Bid |
| <hr/> 2019 | No Bid | No Bid | No Bid | No Bid | No Bid | No Bid | No Bid | | |

Wyoming County Department of Highways
Rock Glen, New York 14550

CRUSHED GRAVEL - Bids opened March 17, 2020

Contract period 4/2/20 - 4/1/21

**Ties awarded by Lot

Bid price/ton delivered to any location in the Town of Arcade

| <u>Size</u> | <u>Price/Ton</u> | <u>Supplier</u> | <u>To Widener</u> | <u>Supplier</u> |
|------------------------|------------------|-----------------------------|-------------------|-----------------|
| 1A | 15.50 | D&H Excavating | | |
| 1st | 15.30 | New Enterprise Stone & Lime | | |
| 1 | 14.00 | D&H Excavating | | |
| 2 | 13.75 | D&H Excavating | | |
| Crusher Run 1 | 13.75 | D&H Excavating | 14.40 | D&H Excavating |
| Crusher Run 2 | 13.75 | D&H Excavating | 14.40 | D&H Excavating |
| Crushed Gravel -1 1/2" | 11.00 | D&H Excavating | 11.65 | D&H Excavating |
| Bank Run Gravel | 8.75 | D&H Excavating | | |
| Screened Gravel | 9.50 | D&H Excavating | | |

Bid price/ton delivered to any location in the Town of Attica

| | | | | |
|------------------------|-------|-----------------------------|-------|----------------|
| 1A | 13.00 | Frey Sand & Gravel | | |
| 1st | 18.25 | New Enterprise Stone & Lime | | |
| 1 | 16.75 | Hanson Aggregates | | |
| 2 | 13.85 | Frey Sand & Gravel | | |
| Crusher Run 1 | 14.50 | Ed Hulme inc. | 15.25 | Ed Hulme Inc. |
| Crusher Run 2 | 15.00 | D&H Excavating | 15.65 | D&H Excavating |
| Crushed Gravel -1 1/2" | 12.25 | D&H Excavating | 12.90 | Ed Hulme Inc. |
| Bank Run Gravel | 10.25 | D&H Excavating | | |
| Screened Gravel | 11.00 | D&H Excavating | | |

Bid price/ton delivered to any location in the Town of Bennington

| | | | | |
|------------------------|-------|-----------------------------|-------|----------------|
| 1A | 13.55 | Frey Sand & Gravel | | |
| 1st | 18.10 | New Enterprise Stone & Lime | | |
| 1 | 15.25 | D&H Excavating | | |
| 2 | 14.40 | Frey Sand & Gravel | | |
| Crusher Run 1 | 14.50 | Ed Hulme inc. | 15.25 | Ed Hulme Inc. |
| Crusher Run 2 | 14.75 | D&H Excavating | 15.40 | D&H Excavating |
| Crushed Gravel -1 1/2" | 12.00 | D&H Excavating | 12.65 | D&H Excavating |
| Bank Run Gravel | 6.75 | D&H Excavating | | |
| Screened Gravel | 10.50 | D&H Excavating | | |

Bid price/ton delivered to any location in the Town of Castile

| | | | | |
|------------------------|-------|-----------------------------|-------|----------------|
| 1A | 15.75 | Frey Sand & Gravel | | |
| 1st | 18.25 | New Enterprise Stone & Lime | | |
| 1 | 17.70 | New Enterprise Stone & Lime | | |
| 2 | 16.60 | Frey Sand & Gravel | | |
| Crusher Run 1 | 13.00 | Ed Hulme inc. | 13.75 | Ed Hulme Inc. |
| Crusher Run 2 | 13.75 | D&H Excavating | 14.40 | D&H Excavating |
| Crushed Gravel -1 1/2" | 11.00 | D&H Excavating | 11.65 | D&H Excavating |
| Bank Run Gravel | 8.75 | D&H Excavating | | |
| Screened Gravel | 9.50 | D&H Excavating | | |

Wyoming County Department of Highways

Rock Glen, New York 14550

CRUSHED GRAVEL - Bids opened March 17, 2020

Contract period 4/2/20 - 4/1/21

****Ties awarded by Lot**

Bid price/ton delivered to any location in the Town of Covington

| | | | | |
|------------------------|-------|-----------------------------|-------|----------------|
| 1A | 14.70 | Frey Sand & Gravel | | |
| 1st | 20.25 | New Enterprise Stone & Lime | | |
| 1 | 16.75 | Hanson Aggregates | | |
| 2 | 15.55 | Frey Sand & Gravel | | |
| Crusher Run 1 | 13.75 | Ed Hulme inc. | 14.50 | Ed Hulme inc. |
| Crusher Run 2 | 15.00 | D&H Excavating | 15.65 | D&H Excavating |
| Crushed Gravel -1 1/2" | 12.00 | Ed Hulme inc. | 12.75 | Ed Hulme inc. |
| Bank Run Gravel | 10.00 | Ed Hulme inc. | | |
| Screened Gravel | 11.00 | D & H Excavating | | |

Bid price/ton delivered to any location in the Town of Eagle

| | | | | |
|------------------------|-------|-----------------------------|-------|----------------|
| 1A | 15.75 | Frey Sand & Gravel | | |
| 1st | 16.65 | New Enterprise Stone & Lime | | |
| 1 | 14.50 | D&H Excavating | | |
| 2 | 14.25 | D&H Excavating | | |
| Crusher Run 1 | 13.00 | Ed Hulme inc. | 13.75 | Ed Hulme inc. |
| Crusher Run 2 | 14.25 | D&H Excavating | 14.90 | D&H Excavating |
| Crushed Gravel -1 1/2" | 11.25 | Ed Hulme inc. | 12.00 | Ed Hulme inc. |
| Bank Run Gravel | 9.25 | D & H Excavating | | |
| Screened Gravel | 10.00 | D&H Excavating | | |

Bid price/ton delivered to any location in the Town of Gainesville

| <u>Size</u> | <u>Price/Ton</u> | <u>Supplier</u> | <u>To Widener</u> | <u>Supplier</u> |
|------------------------|------------------|-----------------------------|-------------------|-----------------|
| 1A | 16.30 | Frey Sand & Gravel | | |
| 1st | 18.25 | New Enterprise Stone & Lime | | |
| 1 | 17.70 | New Enterprise Stone & Lime | | |
| 2 | 17.15 | Frey Sand & Gravel | | |
| Crusher Run 1 | 12.25 | Ed Hulme inc. | 13.00 | Ed Hulme inc. |
| Crusher Run 2 | 14.50 | D&H Excavating | 15.15 | D&H Excavating |
| Crushed Gravel -1 1/2" | 10.50 | Ed Hulme inc. | 11.25 | Ed Hulme inc. |
| Bank Run Gravel | 8.50 | Ed Hulme inc. | | |
| Screened Gravel | 9.50 | Ed Hulme inc. | | |

Bid price/ton delivered to any location in the Town of Genesee Falls

| | | | | |
|------------------------|-------|-----------------------------|-------|----------------|
| 1A | 16.75 | Frey Sand & Gravel | | |
| 1st | 18.65 | New Enterprise Stone & Lime | | |
| 1 | 18.10 | New Enterprise Stone & Lime | | |
| 2 | 17.60 | Frey Sand & Gravel | | |
| Crusher Run 1 | 13.00 | Ed Hulme inc. | 13.75 | Ed Hulme inc. |
| Crusher Run 2 | 14.00 | D&H Excavating | 14.65 | D&H Excavating |
| Crushed Gravel -1 1/2" | 11.25 | D & H Excavating | 11.90 | D&H Excavating |
| Bank Run Gravel | 9.00 | D&H Excavating | | |
| Screened Gravel | 9.75 | D&H Excavating | | |

Wyoming County Department of Highways

Rock Glen, New York 14550

CRUSHED GRAVEL - Bids opened March 17, 2020

Contract period 4/2/20 - 4/1/21

**Ties awarded by Lot

Bid price/ton delivered to any location in the Town of Java

| | | | | |
|------------------------|-------|-----------------------------|-------|----------------|
| 1A | 15.20 | Frey Sand & Gravel | | |
| 1st | 16.65 | New Enterprise Stone & Lime | | |
| 1 | 14.75 | D&H Excavating | | |
| 2 | 14.50 | D&H Excavating | | |
| Crusher Run 1 | 13.25 | Ed Hulme inc. | 14.00 | Ed Hulme inc. |
| Crusher Run 2 | 15.00 | D&H Excavating | 15.65 | D&H Excavating |
| Crushed Gravel -1 1/2" | 11.50 | Ed Hulme inc. | 12.25 | Ed Hulme inc. |
| Bank Run Gravel | 9.50 | Ed Hulme inc. | | |
| Screened Gravel | 10.50 | Ed Hulme inc. | | |

Bid price/ton delivered to any location in the Town of Middlebury

| | | | | |
|------------------------|-------|-----------------------------|-------|----------------|
| 1A | 15.05 | Frey Sand & Stone | | |
| 1st | 19.65 | New Enterprise Stone & Lime | | |
| 1 | 16.75 | Hanson Aggregates | | |
| 2 | 15.90 | Frey Sand & Stone | | |
| Crusher Run 1 | 13.00 | Ed Hulme inc. | 13.75 | Ed Hulme inc. |
| Crusher Run 2 | 15.40 | D&H Excavating | 16.05 | D&H Excavating |
| Crushed Gravel -1 1/2" | 11.25 | Ed Hulme inc. | 12.00 | Ed Hulme inc. |
| Bank Run Gravel | 9.25 | Ed Hulme inc. | | |
| Screened Gravel | 10.25 | Ed Hulme inc. | | |

Bid price/ton delivered to any location in the Town of Orangeville

| | | | | |
|------------------------|-------|-----------------------------|-------|----------------|
| 1A | 14.05 | Frey Sand & Gravel | | |
| 1st | 18.25 | New Enterprise Stone & Lime | | |
| 1 | 17.50 | Hanson Aggregates | | |
| 2 | 14.90 | Frey Sand & Gravel | | |
| Crusher Run 1 | 11.75 | Ed Hulme inc. | 12.50 | Ed Hulme inc. |
| Crusher Run 2 | 14.50 | D&H Excavating | 15.15 | D&H Excavating |
| Crushed Gravel -1 1/2" | 10.00 | Ed Hulme inc. | 10.75 | Ed Hulme inc. |
| Bank Run Gravel | 8.00 | Ed Hulme inc. | | |
| Screened Gravel | 9.00 | Ed Hulme inc. | | |

Bid price/ton delivered to any location in the Town of Perry

| <u>Size</u> | <u>Price/Ton</u> | <u>Supplier</u> | <u>To Widener</u> | <u>Supplier</u> |
|------------------------|------------------|-----------------------------|-------------------|-----------------|
| 1A | 14.70 | Frey Sand & Gravel | | |
| 1st ** | 19.30 | New Enterprise Stone & Lime | | |
| 1 | 16.75 | Hanson Aggregates | | |
| 2 | 15.55 | Frey Sand & Gravel | | |
| Crusher Run 1 | 12.50 | Ed Hulme inc. | 13.25 | Ed Hulme inc. |
| Crusher Run 2 | 14.90 | D&H Excavating | 15.55 | D&H Excavating |
| Crushed Gravel -1 1/2" | 10.75 | Ed Hulme inc. | 11.50 | Ed Hulme inc. |
| Bank Run Gravel | 8.75 | Ed Hulme inc. | | |
| Screened Gravel | 9.75 | Ed Hulme inc. | | |

Wyoming County Department of Highways

Rock Glen, New York 14550

CRUSHED GRAVEL - Bids opened March 17, 2020

Contract period 4/2/20 - 4/1/21

**Ties awarded by Lot

Bid price/ton delivered to any location in the Town of Pike

| | | | | |
|------------------------|-------|-----------------------------|-------|----------------|
| 1A | 15.75 | Frey Sand & Gravel | | |
| 1st | 17.55 | New Enterprise Stone & Lime | | |
| 1 | 15.00 | D&H Excavating | | |
| 2 | 14.75 | D&H Excavating | | |
| Crusher Run 1 | 13.25 | Ed Hulme inc. | 14.00 | Ed Hulme Inc. |
| Crusher Run 2 | 13.55 | D&H Excavating | 14.20 | D&H Excavating |
| Crushed Gravel -1 1/2" | 10.80 | D&H Excavating | 11.45 | D&H Excavating |
| Bank Run Gravel | 8.55 | D&H Excavating | | |
| Screened Gravel | 9.30 | D&H Excavating | | |

Bid price/ton delivered to any location in the Town of Sheldon

| | | | | |
|------------------------|-------|-----------------------------|-------|----------------|
| 1A | 14.60 | Frey Sand & Gravel | | |
| 1st | 17.55 | New Enterprise Stone & Lime | | |
| 1 | 19.40 | Gernatt Asphalt Products | | |
| 2 | 15.45 | Frey Sand & Gravel | | |
| Crusher Run 1 | 13.25 | Ed Hulme inc. | 14.00 | Ed Hulme inc. |
| Crusher Run 2 | 15.05 | D&H Excavating | 15.70 | D&H Excavating |
| Crushed Gravel -1 1/2" | 11.50 | Ed Hulme inc. | 12.25 | Ed Hulme inc. |
| Bank Run Gravel | 9.50 | Ed Hulme inc. | | |
| Screened Gravel | 10.50 | Ed Hulme inc. | | |

Bid price/ton delivered to any location in the Town of Warsaw

| | | | | |
|------------------------|-------|-----------------------------|-------|----------------|
| 1A | 15.65 | Frey Sand & Gravel | | |
| 1st | 19.05 | New Enterprise Stone & Lime | | |
| 1 | 16.75 | Hanson Aggregates | | |
| 2 | 16.50 | Frey Sand & Gravel | | |
| Crusher Run 1 | 11.75 | Ed Hulme inc. | 12.50 | Ed Hulme inc. |
| Crusher Run 2 | 15.00 | D&H Excavating | 15.65 | D&H Excavating |
| Crushed Gravel -1 1/2" | 10.00 | Ed Hulme inc. | 10.75 | Ed Hulme inc. |
| Bank Run Gravel | 8.00 | Ed Hulme inc. | | |
| Screened Gravel | 9.00 | Ed Hulme inc. | | |

Bid price/ton delivered to any location in the Town of Wethersfield

| | | | | |
|------------------------|-------|-----------------------------|-------|----------------|
| 1A | 15.20 | Frey Sand & Gravel | | |
| 1st | 17.65 | New Enterprise Stone & Lime | | |
| 1 | 17.10 | New Enterprise Stone & Lime | | |
| 2 | 16.05 | Frey Sand & Gravel | | |
| Crusher Run 1 | 11.75 | Ed Hulme inc. | 12.50 | Ed Hulme inc. |
| Crusher Run 2 | 14.00 | D&H Excavating | 14.65 | D&H Excavating |
| Crushed Gravel -1 1/2" | 10.00 | Ed Hulme inc. | 10.75 | Ed Hulme inc. |
| Bank Run Gravel | 8.00 | Ed Hulme inc. | | |
| Screened Gravel | 9.00 | Ed Hulme inc. | | |

Wyoming County Department of Highways
Rock Glen, NY 14550

Crushed Gravel

Bids opened - March 17,2020

Contract period - 4/2/20 - 4/1/21
12.30

Bid price/ton - F.O.B. plant

Screened Gravel Loaded by Vendor Bank Run Loaded by Vendor

Attica Sand & Gravel, Inc.
P.O. Box 217
East Pembroke, NY 14056
Phone 585-762-8825

Plant - East Main Rd, Attica

2019

11.50
N/B

10.00
N/B

D & H Materials
11939 Route 98 South
Arcade, NY 14009
Phone: 716-492-4956

Plant - Hiram Rd., Arcade

2019

5.50
6.00

4.75
5.15

Ed Hulme Inc.
17 E. Buffalo St.
Warsaw, NY 14569
Phone - 585-786-5880
Plant -

2019

7.25
6.50

6.25
6.00

Frey Sand & Gravel
3850 Dry Bridge Rd
Alexander, NY 14005
Phone - 585-591-1515
Plant -

2019

no bid
no bid

10.05
no bid

Gernatt Asphalt Products, Inc.
13870 Taylor Hollow Road
Collins, New York 14034
Phone - 716-532-3371

Plant - Freedom
Plant - Chaffee

2019

2019

11.25
9.85
11.05
9.65

9.95
7.80
9.80
7.75

M & M Aggregates
6128 Sheppard Rd
Bliss, NY 14024
Phone - 585-786-2571
Plant - Sheppard Rd.

2019

9.30
9.30

7.90
7.90

Spallina Materials
P.O. Box 337
Mt. Morris, NY 14510
Phone: 585-658-2248
Plant - Sand Hill Rd, Mt. Morris

2019

7.75
7.25

7.75
7.25

Valley Sand & Gravel
4350 Caledonia Avon Rd

Wyoming County Department of Highways
Rock Glen, NY 14550

Bids opened - March 17, 2020 Contract period - 4/01/20 - 4/02/21

Crushed Stone

Bid price/ton - F.O.B. plant

| | <u>1A</u> | <u>1st</u> | <u>1</u> | <u>2</u> | <u>Crusher Run 1</u> | <u>Crusher Run 2</u> |
|--|--------------|--------------|--------------|--------------|--------------------------|--------------------------|
| County Line Stone Co., Inc. 4515 Crittenden Road P.O. Box 150 Akron, New York 14001 Phone: 716-542-5435 <i>to widener addt'l \$2.00</i> | 18.95 | 16.25 | 15.50 | 13.75 | 9.95 | 9.40 |
| 2019 | 18.25 | 15.50 | 14.50 | 13.25 | 9.75 | 9.10 |
| Dolomite Products Company, Inc 1150 Penfield Road Rochester, New York 14625 Phone: 585-381-7010 or 585-943-7935 Gulf Rd. Leroy Plant <i>to widener addt'l N/B</i> | 15.50 | 15.75 | 14.50 | 14.50 | 9.25 | 8.25 |
| 2019 | 15.00 | 15.00 | 14.00 | 14.00 | 9.25 | 8.00 |
| Edward Hulme Inc 17 E. Buffalo St. Warsaw, New York 14569 Phone: 585-786-5880 <i>to widener addt'l \$0.75</i> | N/B | N/B | N/B | N/B | 10.00 | N/B |
| 2019 | N/B | N/B | N/B | N/B | 9.75 | N/B |
| Hanson Aggregates GLSC, Inc. 6895 Ellicott Street Pavilion, New York 14525 Phone 584-3132 Stafford Plant <i>to widener addt'l \$3.00</i> | 16.50 | No Bid | 14.50 | 14.50 | 9.50 | 8.50 |
| 2019 | 16.00 | No Bid | 14.00 | 14.00 | 9.00 | 8.25 |
| M & M Aggregates, LLC 6128 Sheppard Rd. Bliss, NY 14024 Phone: 585-786-5409 <i>to widener-No Bid</i> | No Bid | No Bid | 10.95 | 10.95 | 17.00 | 17.00 |
| 2019 | No Bid | No Bid |

Wyoming County Department of Highways
 Rock Glen, NY 14550

Crushed Stone

Bids opened - March 17, 2020

Contract period - 4/01/20 - 4/02/21

Bid price/ton - F.O.B. plant

| | <u>1A</u> | <u>1st</u> | <u>1</u> | <u>2</u> | <u>Crusher Run 1</u> | <u>Crusher Run 2</u> |
|--|-----------|------------|----------|----------|--------------------------|--------------------------|
| New Enterprise Stone & Lime Co. 500 Como Park Blvd Buffalo, New York 14227 Phone: 716-826-7310 Wherle Drive, Lancaster Plant | 25.00 | No Bid | 18.50 | 17.00 | 13.00 | 11.25 |
| <i>to widener-No Bid</i> | | | | | | |
| 2019 | 20.00 | No Bid | 18.10 | 16.35 | 12.70 | 11.00 |

Todd Gadd
 County Superintendent of Highways

Wyoming County Highway Dept
Rock Glen, NY

Crushed Stone

Crushed Stone - Bids opened March 17, 2020

Contract period 4/02/20 - 4/01/21

| Bid price/ton delivered to any location in the Town of Arcade | | | | | |
|--|------------------|-------------------|-------------------|-------------------|-------------------------|
| <u>Size</u> | <u>Price/Ton</u> | <u>Supplier</u> | <u>To Widener</u> | <u>Supplier</u> | 2019 |
| 1A | 22.75 | Hanson Aggregates | | | Dolomite Products 22.25 |
| 1st | 20.95 | County Line Stone | | | County Line Stone 20.05 |
| 1 | 16.95 | M & M Aggregates | | | County Line Stone 19.05 |
| 2 | 16.95 | M & M Aggregates | | | County Line Stone 17.8 |
| Crusher Run 1 | 14.65 | County Line Stone | 16.65 | County Line Stone | County Line Stone 14.3 |
| Crusher Run 2 | 14.10 | County Line Stone | 16.10 | County Line Stone | County Line Stone 13.65 |
| Bid price/ton delivered to any location in the Town of Attica | | | | | |
| 1A | 18.25 | Hanson Aggregates | | | Hanson Aggregates 18.25 |
| 1st | 19.25 | County Line Stone | | | County Line Stone 18.4 |
| 1 | 16.75 | Hanson Aggregates | | | Hanson Aggregates 16.75 |
| 2 | 16.75 | County Line Stone | | | County Line Stone 16.15 |
| Crusher Run 1 | 12.25 | Hanson Aggregates | 14.95 | County Line Stone | Hanson Aggregates 12.25 |
| Crusher Run 2 | 11.50 | Hanson Aggregates | 14.40 | County Line Stone | Hanson Aggregates 11.5 |
| Bid price/ton delivered to any location in the Town of Bennington | | | | | |
| 1A | 19.50 | Hanson Aggregates | | | Dolomite Products 19.25 |
| 1st | 19.05 | County Line Stone | | | County Line Stone 18.15 |
| 1 | 16.95 | M & M Aggregates | | | County Line Stone 17.15 |
| 2 | 16.55 | County Line Stone | | | County Line Stone 15.9 |
| Crusher Run 1 | 12.75 | County Line Stone | 14.75 | County Line Stone | County Line Stone 12.4 |
| Crusher Run 2 | 12.20 | County Line Stone | 14.20 | County Line Stone | County Line Stone 11.75 |
| Bid price/ton delivered to any location in the Town of Castile | | | | | |
| 1A | 20.00 | Dolomite Products | | | Dolomite Products 19.05 |
| 1st | 20.25 | Dolomite Products | | | Dolomite Products 19.05 |
| 1 | 16.95 | M & M Aggregates | | | Dolomite Products 18.55 |
| 2 | 16.95 | M & M Aggregates | | | Dolomite Products 18.55 |
| Crusher Run 1 | 13.00 | Ed Hulme Inc. | 13.75 | Ed Hulme Inc. | Ed Hulme Inc. 12.75 |
| Crusher Run 2 | 12.75 | Dolomite Products | 16.25 | Hanson Aggregates | Dolomite Products 12.55 |
| Bid price/ton delivered to any location in the Town of Covington | | | | | |
| 1A | 17.75 | Hanson Aggregates | | | Hanson Aggregates 17.75 |
| 1st | 19.45 | Dolomite Products | | | Dolomite Products 18.3 |
| 1 | 16.75 | Hanson Aggregates | | | Hanson Aggregates 16.75 |
| 2 | 16.75 | Hanson Aggregates | | | Hanson Aggregates 16.75 |
| Crusher Run 1 | 12.50 | Hanson Aggregates | 14.50 | Ed Hulme Inc. | Hanson Aggregates 12.5 |
| Crusher Run 2 | 11.50 | Hanson Aggregates | 14.50 | Hanson Aggregates | Hanson Aggregates 11.5 |

Wyoming County Highway Dept
Rock Glen, NY

Crushed Stone

Crushed Stone - Bids opened March 17, 2020

Contract period 4/02/20 - 4/01/21

| <u>Size</u> | <u>Bid price/ton delivered to any location in the Town of Arcade</u> | <u>Supplier</u> | <u>To Widener</u> | <u>Supplier</u> | 2019 |
|--|--|-------------------|-------------------|-------------------|-------------------------|
| 1A | 22.75 | Hanson Aggregates | | | Dolomite Products 22.25 |
| 1st | 20.95 | County Line Stone | | | County Line Stone 20.05 |
| 1 | 16.95 | M & M Aggregates | | | County Line Stone 19.05 |
| 2 | 16.95 | M & M Aggregates | | | County Line Stone 17.8 |
| Crusher Run 1 | 14.65 | County Line Stone | 16.65 | County Line Stone | County Line Stone 14.3 |
| Crusher Run 2 | 14.10 | County Line Stone | 16.10 | County Line Stone | County Line Stone 13.65 |
| Bid price/ton delivered to any location in the Town of Attica | | | | | |
| 1A | 18.25 | Hanson Aggregates | | | Hanson Aggregates 18.25 |
| 1st | 19.25 | County Line Stone | | | County Line Stone 18.4 |
| 1 | 16.75 | Hanson Aggregates | | | Hanson Aggregates 16.75 |
| 2 | 16.75 | County Line Stone | | | County Line Stone 16.15 |
| Crusher Run 1 | 12.25 | Hanson Aggregates | 14.95 | County Line Stone | Hanson Aggregates 12.25 |
| Crusher Run 2 | 11.50 | Hanson Aggregates | 14.40 | County Line Stone | Hanson Aggregates 11.5 |
| Bid price/ton delivered to any location in the Town of Bennington | | | | | |
| 1A | 19.50 | Hanson Aggregates | | | Dolomite Products 19.25 |
| 1st | 19.05 | County Line Stone | | | County Line Stone 18.15 |
| 1 | 16.95 | M & M Aggregates | | | County Line Stone 17.15 |
| 2 | 16.55 | County Line Stone | | | County Line Stone 15.9 |
| Crusher Run 1 | 12.75 | County Line Stone | 14.75 | County Line Stone | County Line Stone 12.4 |
| Crusher Run 2 | 12.20 | County Line Stone | 14.20 | County Line Stone | County Line Stone 11.75 |
| Bid price/ton delivered to any location in the Town of Castile | | | | | |
| 1A | 20.00 | Dolomite Products | | | Dolomite Products 19.05 |
| 1st | 20.25 | Dolomite Products | | | Dolomite Products 19.05 |
| 1 | 16.95 | M & M Aggregates | | | Dolomite Products 18.55 |
| 2 | 16.95 | M & M Aggregates | | | Dolomite Products 18.55 |
| Crusher Run 1 | 13.00 | Ed Hulme Inc. | 13.75 | Ed Hulme Inc. | Ed Hulme Inc. 12.75 |
| Crusher Run 2 | 12.75 | Dolomite Products | 16.25 | Hanson Aggregates | Dolomite Products 12.55 |
| Bid price/ton delivered to any location in the Town of Covington | | | | | |
| 1A | 17.75 | Hanson Aggregates | | | Hanson Aggregates 17.75 |
| 1st | 19.45 | Dolomite Products | | | Dolomite Products 18.3 |
| 1 | 16.75 | Hanson Aggregates | | | Hanson Aggregates 16.75 |
| 2 | 16.75 | Hanson Aggregates | | | Hanson Aggregates 16.75 |
| Crusher Run 1 | 12.50 | Hanson Aggregates | 14.50 | Ed Hulme Inc. | Hanson Aggregates 12.5 |
| Crusher Run 2 | 11.50 | Hanson Aggregates | 14.50 | Hanson Aggregates | Hanson Aggregates 11.5 |

Wyoming County Highway Dept
Rock Glen, NY

Crushed Stone - Bids opened March 17, 2020

Crushed Stone

Contract period 4/02/20 - 4/01/21

| Bid price/ton delivered to any location in the Town of Eagle | | | | | |
|--|-------|----------------------|-------|-------------------|----------------------------|
| | | | | | |
| 1A | 22.75 | Hanson Aggregates | | | Dolomite Products 22.2 |
| 1st | 23.50 | Dolomite Products | | | Dolomite Products 22.2 |
| 1 | 16.95 | M & M Aggregates | | | Hanson Aggregates 21.5 |
| 2 | 16.95 | M & M Aggregates | | | County Line Stone 20.35 |
| Crusher Run 1 | 13.00 | Ed Hulme Inc. | 13.75 | Ed Hulme Inc. | Ed Hulme Inc. 12.75 |
| Crusher Run 2 | 15.80 | New Enterprise Stone | 18.70 | County Line Stone | New Enterprise Stone 15.55 |

**Ties awarded by Lot

| Bid price/ton delivered to any location in the Town of Gainesville | | | | | |
|--|-------|-------------------|------------|-------------------|-------------------------|
| Size | | Supplier | To Widener | Supplier | 2018 |
| 1A | 18.75 | Hanson Aggregates | | | Hanson Aggregates 18.75 |
| 1st | 20.50 | Dolomite Products | | | Dolomite Products 19.3 |
| 1 | 16.95 | M & M Aggregates | | | Hanson Aggregates 17.75 |
| 2 | 16.95 | M & M Aggregates | | | Hanson Aggregates 17.75 |
| Crusher Run 1 | 12.25 | Ed Hulme Inc. | 13.00 | Ed Hulme Inc. | Ed Hulme Inc. 11.95 |
| Crusher Run 2 | 12.50 | Hanson Aggregates | 15.50 | Hanson Aggregates | Hanson Aggregates 12.5 |

| Bid price/ton delivered to any location in the Town of Genesee Falls | | | | | |
|--|-------|-------------------|-------|-------------------|-------------------------|
| | | | | | |
| 1A | 20.60 | Dolomite Products | | | Dolomite Products 19.65 |
| 1st | 20.85 | Dolomite Products | | | Dolomite Products 19.65 |
| 1 | 16.95 | M & M Aggregates | | | Dolomite Products 19.15 |
| 2 | 16.95 | M & M Aggregates | | | Dolomite Products 19.15 |
| Crusher Run 1 | 13.00 | Ed Hulme Inc. | 13.75 | Ed Hulme Inc. | Ed Hulme Inc. 12.75 |
| Crusher Run 2 | 13.35 | Dolomite Products | 18.75 | Hanson Aggregates | Dolomite Products 13.15 |

| Bid price/ton delivered to any location in the Town of Java | | | | | |
|---|-------|-------------------|-------|-------------------|-------------------------|
| | | | | | |
| 1A | 22.10 | Dolomite Products | | | Dolomite Products 21.15 |
| 1st | 20.45 | County Line Stone | | | County Line Stone 19.55 |
| 1 | 16.95 | M & M Aggregates | | | County Line Stone 18.55 |
| 2 | 16.95 | M & M Aggregates | | | County Line Stone 17.3 |
| Crusher Run 1 | 13.25 | Ed Hulme Inc. | 14.00 | Ed Hulme Inc. | Ed Hulme Inc. 12.85 |
| Crusher Run 2 | 13.60 | County Line Stone | 15.60 | County Line Stone | County Line Stone 13.15 |

| Bid price/ton delivered to any location in the Town of Middlebury | | | | | |
|---|-------|-------------------|-------|-------------------|-------------------------|
| | | | | | |
| 1A | 17.75 | Hanson Aggregates | | | Hanson Aggregates 17.75 |
| 1st | 19.50 | Dolomite Products | | | Dolomite Products 18.3 |
| 1 | 16.75 | Hanson Aggregates | | | Hanson Aggregates 16.75 |
| 2 | 16.75 | Hanson Aggregates | | | Hanson Aggregates 16.75 |
| Crusher Run 1 | 12.50 | Hanson Aggregates | 13.75 | Ed Hulme Inc. | Hanson Aggregates 12.5 |
| Crusher Run 2 | 11.50 | Hanson Aggregates | 14.50 | Hanson Aggregates | Hanson Aggregates 11.5 |

| Bid price/ton delivered to any location in the Town of Orangeville | | | | | |
|--|-------|-------------------|-------|-------------------|-------------------------|
| | | | | | |
| 1A | 18.50 | Hanson Aggregates | | | Hanson Aggregates 18.5 |
| 1st | 20.30 | Dolomite Products | | | Dolomite Products 19.1 |
| 1 | 16.95 | M & M Aggregates | | | Hanson Aggregates 17.5 |
| 2 | 16.95 | M & M Aggregates | | | Hanson Aggregates 17.5 |
| Crusher Run 1 | 11.75 | Ed Hulme Inc. | 12.50 | Ed Hulme Inc. | Ed Hulme Inc. 11.55 |
| Crusher Run 2 | 12.25 | Hanson Aggregates | 15.25 | Hanson Aggregates | Hanson Aggregates 12.25 |

**Ties awarded by Lot

Wyoming County Highway Dept
Rock Glen, NY

Crushed Stone - Bids opened March 17, 2020

Crushed Stone

Contract period 4/02/20 - 4/01/21

| Bid price/ton delivered to any location in the Town of Perry | | | | | 2018 |
|--|-------|-------------------|------------|-------------------|-------------------------|
| Size | | Supplier | To Widener | Supplier | |
| 1A | 17.75 | Hanson Aggregates | | | Hanson Aggregates 17.75 |
| 1st | 19.50 | Dolomite Products | | | Dolomite Products 18.35 |
| 1 | 16.75 | Hanson Aggregates | | | Hanson Aggregates 16.75 |
| 2 | 16.75 | Hanson Aggregates | | | Hanson Aggregates 16.75 |
| Crusher Run 1 | 12.50 | Ed Hulme Inc. | 13.25 | Ed Hulme Inc. | Ed Hulme Inc. 12.15 |
| Crusher Run 2 | 11.50 | Hanson Aggregates | 14.50 | Hanson Aggregates | Hanson Aggregates 11.5 |
| Bid price/ton delivered to any location in the Town of Pike | | | | | |
| 1A | 20.60 | Dolomite Products | | | Dolomite Products 19.65 |
| 1st | 20.85 | Dolomite Products | | | Dolomite Products 19.65 |
| 1 | 16.95 | M & M Aggregates | | | Dolomite Products 19.15 |
| 2 | 16.95 | M & M Aggregates | | | Dolomite Products 19.15 |
| Crusher Run 1 | 13.25 | Ed Hulme Inc. | 14.00 | Ed Hulme Inc. | Ed Hulme Inc. 12.85 |
| Crusher Run 2 | 13.35 | Dolomite Products | 19.25 | Hanson Aggregates | Dolomite Products 13.15 |
| Bid price/ton delivered to any location in the Town of Sheldon | | | | | |
| 1A | 21.00 | Hanson Aggregates | | | Hanson Aggregates 21 |
| 1st | 20.00 | County Line Stone | | | County Line Stone 19.1 |
| 1 | 16.95 | M & M Aggregates | | | County Line Stone 18.1 |
| 2 | 16.95 | M & M Aggregates | | | County Line Stone 16.85 |
| Crusher Run 1 | 13.25 | Ed Hulme Inc. | 14.00 | Ed Hulme Inc. | Ed Hulme Inc. 12.85 |
| Crusher Run 2 | 13.15 | County Line Stone | 15.15 | County Line Stone | County Line Stone 12.7 |
| Bid price/ton delivered to any location in the Town of Warsaw | | | | | |
| 1A | 17.75 | Hanson Aggregates | | | Hanson Aggregates 17.75 |
| 1st | 19.60 | Dolomite Products | | | Dolomite Products 18.4 |
| 1 | 16.75 | Hanson Aggregates | | | Hanson Aggregates 16.75 |
| 2 | 16.75 | Hanson Aggregates | | | Hanson Aggregates 16.75 |
| Crusher Run 1 | 11.75 | Ed Hulme Inc. | 12.50 | Ed Hulme Inc. | Ed Hulme Inc. 11.55 |
| Crusher Run 2 | 11.50 | Hanson Aggregates | 14.50 | Hansen Aggregates | Hanson Aggregates 11.5 |
| Bid price/ton delivered to any location in the Town of Wethersfield | | | | | |
| 1A | 19.25 | Hanson Aggregates | | | Hanson Aggregates 19.25 |
| 1st | 21.10 | Dolomite Products | | | Dolomite Products 19.9 |
| 1 | 16.95 | M & M Aggregates | | | Hanson Aggregates 18.25 |
| 2 | 16.95 | M & M Aggregates | | | Hanson Aggregates 18.25 |
| Crusher Run 1 | 11.75 | Ed Hulme Inc. | 12.50 | Ed Hulme Inc. | Ed Hulme Inc. 11.55 |
| Crusher Run 2 | 13.00 | Hanson Aggregates | 16.00 | Hanson Aggregates | Hanson Aggregates 13 |

**Ties awarded by Lot

Wyoming County Department of Highways

Rock Glen, New York 14550

Fiber Reinforced Bituminous Membrane Surface Treatment

Bids opened March 17, 2020

Contract Period 4/02/20 - 4/01/21

Midland Asphalt Corporation
 640 Young Street
 P.O. Box 388
 Tonawanda, New York 14151
 Phone: 716-692-0730
 Fax: 716-692-0613

| <u>Square Yard Range</u> | Fiber Mat Type A (per SY) | Fiber Mat Type B (per SY) | Option A (per SY) | Option B (per SY) | Option C (per SY) | Option D (per SY) | Option E (per SY) | Option F (per SY) |
|--------------------------|---------------------------------|---------------------------------|----------------------|----------------------|----------------------|----------------------|----------------------|----------------------|
| 1 to 5,000 S.Y. | 3.41 | 3.36 | 0.28 | 0.37 | 0.36 | 0.34 | 0.36 | 0.36 |
| 5,001 to 10,000 S.Y. | 2.84 | 2.79 | 0.28 | 0.185 | 0.175 | 0.18 | 0.175 | 0.175 |
| 10,001 to 20,000 S.Y. | 2.22 | 2.17 | 0.28 | 0.10 | 0.09 | 0.145 | 0.095 | 0.095 |
| 20,001 to 40,000 S.Y. | 2.02 | 1.97 | 0.28 | 0.05 | 0.05 | 0.095 | 0.045 | 0.045 |
| 40,001 + | 1.91 | 1.86 | 0.28 | 0.05 | 0.04 | 0.09 | 0.04 | 0.04 |

- A. If contractor furnishes and delivers aggregate Chip Spreader
- B. If contractor furnishes and operates self-propelled aggregates Chip Spreader
- C. If contractor furnishes and operates pneumatic tired roller (per roller)
- D. If contractor furnishes and Maintenance & Protection of Traffic and per MUTCD
- E. If contractor furnishes and operates steel wheel roller (per roller)
- F. If contractor furnishes ad operates self-propelled broom or vacuum sweeper

Contract is awarded to Midland Asphalt, the only bidder.

Todd Gadd
 County Superintendent of Highways

Wyoming County Department of Highways
Rock Glen, New York 14550

Unleaded Gasoline and Diesel Fuel

Bids opened March 17,2020

Contract Period 4/2/2020 - 4/1/2021

| <u>Name of Bidder</u> | <u>Differential</u> <u>Unleaded Gasoline</u> | <u>Differential</u> <u>Diesel Fuel</u> | 2017 |
|---|---|---|---------------|
| Crabb Oil / NOCO 498 W. Main Street Arcade, NY 14009 Phone: 585-492-2770 | ON STATE BID Not Bid | N/B | 0.4000 |
| Residorf Oil & Propane P.O. Box 395 16 Clinton St. Batavia, NY 14021 Phone: 585-343-4453 | Not Bid | 0.045 | 0.0245 |
| Petroleum Traders Corporation 7120 Pointe Inverness Way Fort Wayne IN 46804 (800)348-3705 Ext.1002 | Not Bid | N/B | 0.0886 |
| Mirabito Energy Products 49 Court St P.O. Box 5306 Binghamton, NY 13902 (607)352-2800 | Not Bid | N/B | 0.0666 |

Bid price is based on daily DTN regional rack prices for Rochester and Buffalo Terminals plus the differential above. Prices are posted gross and do not include taxes.

Unleaded Gasoline will be purchased on State Bid

Contract to furnish diesel fuel is awarded to **Reisdorf Oil & Propane**, the low bidder.

Todd Gadd
County Superintendent of Highways

HIGHWAY SHOULDER REMOVAL

Bids opened March 17, 2020

Contract period - 4/03/20 - 11/30/20

Name of Bidder

| | | | |
|--|--|--|--|
| | Donegal Construction Corp. PO BOX 450 NEW STANTON, PA 15672 Phone: 724-423-7500 | | |
|--|--|--|--|

| | | | |
|--|--------|--|--|
| Shoulder Milling Approximately 41,900 yds | | | |
| Price per Square Yard | \$0.65 | | |

****Bid Awarded to : Donegal Construction the ONLY BIDDER****

Todd Gadd
County Superintendent of Highways

Bids opened March 17, 2020

Contract Period - 4/02/20 - 11/15/20

Wyoming County Department of Highways
Rock Glen, New York

Liquid Bituminous Materials

| NYS DOT Item No. Asphalt Emulsions | Name of Bidder | | Name of Bidder | | Price/gallon | Application | Surface Treatment | Price/gallon | Application | Surface Treatment |
|---|--|---|---|---|--------------|-------------|-------------------|--------------|-------------|-------------------|
| | D & H Excavating Inc. 11939 Route 98 S. Arcade, NY 14009 (716) 492-4986 | Keeler Construction Co., Inc 13519 West Lee Rd Albion, NY 14411 (585) 599-4481 | Midland Asphalt Materials, Inc. 640 Young Street P.O. Box 388 Tonawanda, New York 14151-0388 (716) 692-0730 | Midland Asphalt Materials, Inc. 640 Young Street P.O. Box 388 Tonawanda, New York 14151-0388 (716) 692-0730 | | | | | | |
| 702-3102 HFRS-2 P (polymer modified 2% min) | 2019 | N/B | N/B | N/B | | | | | | |
| 702-3301 HFMS-2ST | 2019 | N/B | N/B | N/B | | | | | | |
| 702-44101 CRS-2 | 2019 | N/B | N/B | N/B | | | | | | |
| 702-4702 CRS-2P | 2019 | N/B | N/B | N/B | | | | | | |
| 407-0102 Diluted Tack Coat total price per hour to include Distributor and Operator | | | 4.25 150.00 | | | | 4.50 150.00 | | | 4.75 150.00 |
| 407-0103 Straight Tack Coat total price per hour to include Distributor and Operator | | | 4.75 150.00 | | | | 5.00 150.00 | | | 5.00 150.00 |

Bids opened March 17, 2020

Contract Period - 4/02/20 - 11/15/20

Wyoming County Department of Highways
Rock Glen, New York

Liquid Bituminous Materials

| Name of Bidder | | Name of Bidder | |
|---|--|---|--|
| Spalina Materials, Inc. P.O. Box 337 Mt. Morris, NY 14610 (585) 658-2248 | | Sult-Kote - Buffalo 605 Como Park Boulevard Buffalo, New York 14227 (716) 664-3750 | |

| NYS DOT Item No. Asphalt Emulsions | Year | Price/gallon Application Surface Treatment | | Price/gallon Application Surface Treatment | |
|---|------|--|---------------------|--|---------------------|
| | | Spalina Materials, Inc. | Sult-Kote - Buffalo | Spalina Materials, Inc. | Sult-Kote - Buffalo |
| 702-3102 HFRS-2 P (polymer modified 2% min) | 2019 | N/B | N/B | 3.155 | 3.278 |
| 702-3301 HFMS-2ST | 2019 | N/B | N/B | 2.865 | 2.888 |
| 702-44101 CRS-2 | 2019 | N/B | N/B | 2.915 | 3.04 |
| 702-4702 CRS-2P | 2019 | N/B | N/B | 3.175 | 3.288 |
| 407-0102 Diluted Tack Coat total price per hour to include Distributor and Operator | | | | 4.25 145.00 | 5.80 175.00 |
| 407-0103 Straight Tack Coat total price per hour to include Distributor and Operator | | | | 4.95 145.00 | 6.30 175.00 |

Prices will have an adjustment for asphalt costs.

- Item No. 702-3102 HFRS-2 is awarded to Sult-Kote
- Item No. 702-3301 HFMS-2ST is awarded to Sult-Kote
- Item No. 702-4101 CRS-2 is awarded to Midland Asphalt
- Item No. 702-4702 CRS-2P is awarded to Midland Asphalt

** Ties awarded by Lot

Todd Gadd
County Superintendent of Highways

Wyoming County Department of Highways

Rock Glen, New York
READY MIX CONCRETE

Bids opened March 17, 2020

Contract period - 4/02/2020 - 4/01/2021

| | 2019 | 2019 | 2019 | 2019 |
|-------------|--------------|--------------|--------------|--------------|
| | Sector No. 1 | Sector No. 2 | Sector No. 3 | Sector No. 4 |
| CLSM | | | | |
| 100 lb. | 109.00 | 107.00 | 102.00 | 97.00 |
| 3000 lb. | 150.00 | 138.00 | 138.00 | 133.00 |
| 4000 lb. | 155.00 | 141.00 | 141.00 | 136.00 |
| 5000 lb. | 148.00 | 128.00 | 128.00 | 123.00 |
| 8000 lb. | 250.00 | 240.00 | 240.00 | 235.00 |
| Class A | 150.00 | 140.00 | 140.00 | 135.00 |
| Class J | 155.00 | 145.00 | 145.00 | 137.00 |

*Heat Charge - \$9.00/cy
from 11/15/20 to 4/1/21

Small Load per CY (any load less than or equal to 2cy \$ 75.00 per Load
Charge per hour for conveyor truck on-site \$ 250.00 per hour

| | 2019 | 2019 | 2019 | 2019 |
|-------------|--------------|--------------|--------------|--------------|
| | Sector No. 1 | Sector No. 2 | Sector No. 3 | Sector No. 4 |
| CLSM | | | | |
| 100 lb. | NO BID | 111.00 | NO BID | 111.00 |
| 3000 lb. | 167.00 | 132.00 | 167.00 | 132.00 |
| 4000 lb. | 176.00 | 137.00 | 176.00 | 137.00 |
| 5000 lb. | 180.00 | 147.00 | 180.00 | 123.00 |
| 8000 lb. | 303.00 | 230.00 | 303.00 | 225.00 |
| Class A | 170.00 | 135.00 | 170.00 | 135.00 |
| Class J | 177.00 | 137.00 | 177.00 | 137.00 |

*Heat Charge - \$8.50/cy
from 11/15/20 to 4/1/21

Small Load per CY (any load less than or equal to 2cy \$ 125.00 per CY
Charge per hour for conveyor truck on-site \$ 235.00 per hour

Wyoming County Department of Highways
Rock Glen, New York
READY MIX CONCRETE

For delivery to Wyoming County Towns as follows:

- Sector No. 1** Bennington, Sheldon, Attica, Orangeville
- Sector No. 2** Middlebury, Warsaw, Covington, Perry
- Sector No. 3** Java, Arcade, Wethersfield, Eagle
- Sector No. 4** Gainesville, Pike, Castile, Genesee Falls

Contract to furnish ready mix concrete awarded

**Ties awarded by Lot.

Page 2 of 2

WYOMING COUNTY HIGHWAY DEPARTMENT
RENTAL MILLING MACHINE - 7' DRUM
Materials, Delivery & Rented Equipment/Labor

Bidder's List

D & H Excavating Inc.
11939 Rt 98 South
Arcade, NY 14009
716-492-4956

Donegal Construction Corporation
PO BOX 450
New Stanton, PA 15672
724-423-7500

Suit-Kote Corp.
505 Como Park Blvd.
Buffalo, NY 14227
716-664-3750

WYOMING COUNTY HIGHWAY DEPARTMENT
 RENTAL MILLING MACHINE - 7' DRUM
 RENTED EQUIPMENT/LABOR

| | | | | | |
|-------------------------------|-----------------------------------|-------------------|--|--|---------------|
| Bid Opened : 3/17/20 | | | Contract Period : | 4/2/2020 - 4/1/2021 | |
| Bidder Name : | D & H CONSTRUCTION | | | | |
| Equipment | Labor Included | Daily Rate | OT Rate/hrs. for work over 8 hrs. | Mobilization / Demobilization | Weekly |
| MILLING MACHINE 7 FT. DRUM | OPERATOR / GROUND MAN | \$4,500.00 | \$450.00 | \$350.00 | \$22,500.00 |
| | 2019 | \$4,500.00 | \$450.00 | \$350.00 | \$22,500.00 |

| | | | | | |
|-------------------------------|---------------------------------|-------------------|--|--|---------------|
| Bidder Name : | DONEGAL CONSTRUCTION | | | | |
| Equipment | Labor Included | Daily Rate | OT Rate/hrs. for work over 8 hrs. | Mobilization / Demobilization | Weekly |
| MILLING MACHINE 7 FT. DRUM | OPERATOR / GROUND MAN | \$4,500.00 | \$600.00 | \$250.00 | \$21,000.00 |
| | 2019 | \$4,400.00 | \$500.00 | \$400.00 | \$20,000.00 |

| | | | | | |
|-------------------------------|--------------------------|-------------------|--|--|---------------|
| Bidder Name : | Suit-Kote | | | | |
| Equipment | Labor Included | Daily Rate | OT Rate/hrs. for work over 8 hrs. | Mobilization / Demobilization | Weekly |
| MILLING MACHINE 7 FT. DRUM | OPERATOR / GROUND MAN | \$5,400.00 | \$750.00 | \$250.00 | \$21,600.00 |
| | 2019 | \$5,400.00 | \$750.00 | \$250.00 | \$21,600.00 |

WYOMING COUNTY HIGHWAY DEPARTMENT
 RENTAL MILLING MACHINE - 7' DRUM
 RENTED EQUIPMENT/LABOR

| | | | | | |
|-------------------------------|---|-------------------|--|--------------------------------------|---------------|
| Bid Opened : 3/17/20 | | | Contract Period : | 4/2/2020 - 4/1/2021 | |
| Bidder Name : | <u>D & H</u> <u>CONSTRUCTION</u> | | | | |
| Equipment | Labor Included | Daily Rate | OT Rate/hrs. for work over 8 hrs. | Mobilization / Demobilization | Weekly |
| MILLING MACHINE 7 FT. DRUM | OPERATOR / GROUND MAN | \$4,500.00 | \$450.00 | \$350.00 | \$22,500.00 |
| | 2019 | \$4,500.00 | \$450.00 | \$350.00 | \$22,500.00 |

| | | | | | |
|-------------------------------|---|-------------------|--|--------------------------------------|---------------|
| Bidder Name : | <u>DONEGAL</u> <u>CONSTRUCTION</u> | | | | |
| Equipment | Labor Included | Daily Rate | OT Rate/hrs. for work over 8 hrs. | Mobilization / Demobilization | Weekly |
| MILLING MACHINE 7 FT. DRUM | OPERATOR / GROUND MAN | \$4,500.00 | \$600.00 | \$250.00 | \$21,000.00 |
| | 2019 | \$4,400.00 | \$500.00 | \$400.00 | \$20,000.00 |

| | | | | | |
|-------------------------------|--------------------------|-------------------|--|--------------------------------------|---------------|
| Bidder Name : | <u>Suit-Kote</u> | | | | |
| Equipment | Labor Included | Daily Rate | OT Rate/hrs. for work over 8 hrs. | Mobilization / Demobilization | Weekly |
| MILLING MACHINE 7 FT. DRUM | OPERATOR / GROUND MAN | \$5,400.00 | \$750.00 | \$250.00 | \$21,600.00 |
| | 2019 | \$5,400.00 | \$750.00 | \$250.00 | \$21,600.00 |

Wyoming County Department of Highways
Rock Glen, New York

Bids opened March 17, 2020

Stone Fill (FOB QUARRY)

Contract period - 4/02/2020 - 4/1/2021

| | Name of Bidder | Name of Bidder | Name of Bidder | Name of Bidder |
|------------------------|---|--|--|--|
| | County Line Stone Co., Inc. 4515 Crittenden Road P.O. Box 150 Akron, New York 14001 Phone: 716-542-5435 | Dolomite Products Company 1150 Penfield Rd. Rochester, NY 14625 Phone: 585-381-7010 | Hanson Aggregates GLSC, Inc. 6895 Ellicott Street Pavilion, New York 14525 Phone 584-3132 | New Enterprise Stone & Lime 500 Como Park Blvd. Buffalo, New York 14224 Phone: 716-826-7310 |
| Item 620.02-Fine | | | | |
| Price per Ton | 14.25 | No Bid | 17.50 | 17.00 |
| | 2019) 14.00 | No Bid | 16.50 | 16.50 |
| Item 620.03 - Light | | | | |
| Price per Ton | 16.50 | 16.00 | 17.50 | 16.25 |
| | 2019) 15.50 | No Bid | 16.50 | 16.00 |
| Item 620.04 - Medium | | | | |
| Price per Ton | 29.00 | 18.00 | 20.00 | 40.00 |
| | 2019) 24.00 | No Bid | 19.00 | 24.00 |
| Item 620.05 - Heavy | | | | |
| Price per Ton | 29.00 | 20.00 | 25.00 | 40.00 |
| | 2019) 25.00 | No Bid | 21.00 | 24.00 |
| Item 620.05E - Rip Rap | | | | |
| Price per Ton | 50.00 | No Bid | 35.00 | No Bid |
| | 2019) 45.00 | No Bid | 26.00 | No Bid |

| | <u>2020 Bid Winners</u> | <u>2019 Bid Winners</u> |
|--------------------------------------|-------------------------|-------------------------|
| Item # 620.02 - Fine is awarded to | County Line Stone | County Line Stone |
| Item # 620.03 - Light is awarded to | Dolomite | County Line Stone |
| Item # 620.04 - Medium is awarded to | Dolomite | Hanson Aggregates |
| Item # 620.05 - Heavy is awarded to | Dolomite | Hanson Aggregates |
| Item # 620.05E - Rip Rap awarded to | Hanson Aggregates | Hanson Aggregates |

** Ties go to closer plant

Todd Gadd
County Superintendent of Highways

Wyoming County Department of Highways
Rock Glen, New York

Bids opened March 17, 2020

Surface Treating by Contract

Contract period - 4/02/20 - 4/01/21

| Low Bid Name of Bidder | Bituminous Surface Treatment (Single Course for Pavement) Square Yard | Bituminous Surface Treatment (Single Course for Shoulders) Square Yard | Liquid Bituminous Materials HFRS-2P Liquid Asphalt Emulsion Gallon | HFMS-2ST Liquid Asphalt Emulsion Gallon |
|--|---|---|--|--|
| | Midland Asphalt Corporation 640 Young Street P.O. Box 388 Tonawanda, NY 14151 Phone: 716-692-0730 <hr/> 2019 | 0.400 0.390 | 0.440 0.430 | 3.135 3.258 |
| Suit-Kote Corporation 505 Como Park Boulevard Buffalo, NY 14227 Phone: 716-664-3750 <hr/> 2019 | 0.384 0.384 | 0.429 0.429 | 3.085 3.208 | 2.825 2.948 |
| Midland Alternatives: 2020 | CRS-2 \$ 2.855 CRS-2P \$ 3.115 | Midland Alternatives: 2019 | CRS-2 \$ 2.978 CRS-2P \$ 3.238 | |

Contract is awarded to Suit-Kote Corporation, the lowest total cost.

PRICES WILL HAVE AN ADJUSTMENT FOR ASPHALT COSTS

Todd Gadd
County Superintendent of Highways

Wyoming County Department of Highways
Rock Glen, New York 14550

Ultra Thin A/C Overlay-NOVA CHIP

Bids opened March 17, 2020

Contract Period 4/02/20 - 4/01/21

| | <u>Type A</u> <u>1/4 inch</u> | <u>Type B</u> <u>3/8" inch</u> | <u>Type C</u> <u>1/2 Inch</u> |
|--|----------------------------------|-----------------------------------|----------------------------------|
| Midland Asphalt Corporation 640 Young Street P.O. Box 388 Tonawanda, New York 14151 Phone: 716-692-0730 Fax: 716-692-0613 | | | |
| PG 64S-22 & CRS -1p <u>Square Yard Range</u> | | | |
| 4,200 to 12,500 S.Y./Day | <u>\$5.20</u> | <u>\$5.15</u> | <u>\$5.15</u> |
| 12,501 to 25,500 S.Y./Day | <u>\$4.84</u> | <u>\$4.80</u> | <u>\$4.80</u> |
| over 25,501 S.Y./Day | <u>\$4.74</u> | <u>\$4.69</u> | <u>\$4.69</u> |
| PG 64V-22 & CRS -1p <u>Square Yard Range</u> | | | |
| 4,200 to 12,500 S.Y./Day | <u>\$5.40</u> | <u>\$5.35</u> | <u>\$5.35</u> |
| 12,501 to 25,500 S.Y./Day | <u>\$5.04</u> | <u>\$5.00</u> | <u>\$5.00</u> |
| over 25,501 S.Y./Day | <u>\$4.94</u> | <u>\$4.89</u> | <u>\$4.89</u> |

Add - on \$0.08 per square yard if contractor furnishes and operates equipment.

Add - on \$0.35 per square yard if contractor furnishes hauling of Hot Mix from Plant to lay down machine.

Add - on \$0.25 per square yard if contractor supplies Maintenance & Protection of traffic

Add - on \$0.12 per square yard if Warm Mix additive is used

Add - on \$12.00 per linear/ft if Milling of necessart rebates for 2' wide

Contract is awarded to Midland Asphalt, the only bidder.

Todd Gadd
County Superintendent of Highways

There was a motion by Ms. May, T/Orangeville, to combine resolutions #39 through #49. Hearing no objection resolution titles only were read.

#39

**RESOLUTION NO. 20-187
(April 14, 2020)**

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

RESOLUTION IN SUPPORT OF FUNDING FOR HAZARDOUS DAM REMEDIATION

WHEREAS, New York State has at least 5,352 functioning dams, 861 of which are owned or co-owned by local governments; and

WHEREAS, The New York State Department of Environmental Conservation, Division of Water, Bureau of Flood Protection and Dam Safety, is responsible for the protection of the health, safety and welfare of the people of the State of New York and the conservation and protection of its natural resources; and

WHEREAS, Title 6 of New York Code of Rules and Regulations, Part 673 (“Part 673”), Section 673.5, provides regulations regarding dam hazard classifications. This technical guidance provides greater detail regarding various potential impacts typically seen by New York State Department of Environmental Conservation staff, and their implication for hazard classification of a dam; and

WHEREAS, The New York State Department of Environmental Conservation, through its Dam Safety Section within the Bureau of Flood Protection and Dam Safety in the Division of Water (“DSS”), assigns hazard classifications to dams to reflect its best understanding of the potential impacts of dam failures; and

WHEREAS, The Department may change a dam’s hazard classification at any time to reflect changed conditions and/or to reflect changes in the Department’s understanding of the potential impact of a dam failure; and

WHEREAS, The DSS assigns a hazard classification to a dam based on the best information available to it regarding conditions at the dam and its downstream area; and

WHEREAS, Any person may provide the DSS with information relevant to the assignment of a Hazard Classification to a dam; and

WHEREAS, Water stored behind a dam represents potential energy which can create a hazard to life and property located downstream of a dam; and

WHEREAS, In order for a dam to safely fulfill its intended function, it must be constructed, operated and maintained properly; and

WHEREAS, The New York State Comptroller published a report in 2018, “Dam

Infrastructure: Understanding and Managing the Risks” noting that local governments own or co-own 213 of New York’s 407 high-hazard dams; and

WHEREAS, The Comptroller’s analysis indicated that to repair locally owned high-hazard and intermediate-hazard dams in New York State would cost \$360 million according to the Association of State Dam Safety Officials; and

WHEREAS, Counties throughout the State are concerned with the safety of all dams, particularly given the challenges with extreme weather events, such as strong rainstorms, floods and hurricanes; and

WHEREAS, The United States Department of Agriculture (USDA) has watershed protection programs that may be used for dam projects (as well as many other types of projects). Both public and private landowners are eligible for assistance, but the project sponsor must be a local or tribal government; and

WHEREAS, A new federal program that could help dams – the High Hazard Potential Dam Rehabilitation Program, authorized under the Water Infrastructure Improvements for the Nation (WIIN) Act of 2016 – would provide federal grants for the rehabilitation, repair or removal of nonfederal high-hazard potential dams. However, that program has not yet been funded; and

WHEREAS, Dam projects are generally not eligible for funding through the EPA’s Drinking Water State Revolving Fund Program, even though many dams are used to create and manage reservoirs that supply drinking water; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors supports direct state funding and assistance to help local governments and private landowners remediate these high-hazard dams; and be it

FURTHER RESOLVED, That the Clerk to the Board shall forward copies of this resolution to Governor Andrew M. Cuomo, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, York State Congressional Delegation, the Department of Environmental Conservation, New York State Association of Counties and all others deemed necessary and proper.

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

#40

**RESOLUTION NO. 20-188
(April 14, 2020)**

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

RESOLUTION NUMBER 20-136 RESCINDED

WHEREAS, Resolution Number 20-136 entitled, “**CHAIRMAN AUTHORIZED TO**

SIGN A GRANT APPLICATION AND ACCEPTANCE AWARD WITH NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES ON BEHALF OF THE PUBLIC DEFENDER’S OFFICE” passed by this Board of Supervisors on March 10, 2020 and provides for a grant application and acceptance award with the *New York State Office of Indigent Legal Services*, A. E. Smith Building, 11th Floor, 80 South Swan Street, Albany, NY 12210 on behalf of the Public Defender’s Office. Said grant funding is Distribution #10 for Indigent legal services in an amount not to exceed thirteen fifty-one thousand sixty dollars (\$51,060.00); effective January 1, 2020 through December 31, 2022 (*Contract No. C100056*); now therefore,

BE IT RESOLVED, That *Resolution Number 20-136* be hereby rescinded in its entirety effective March 10, 2020 as it is a duplicate of Resolution Number 20-034 passed by this Board of Supervisors on January 14, 2020.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain: #41

**RESOLUTION NO. 20-189
(April 14, 2020)**

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

RESOLUTION NUMBER 20-110 AMENDED

WHEREAS, Resolution Number 20-110 entitled, “**FUNDS APPROPRIATED TO VARIOUS 2020 ACCOUNTS**” passed by this Board of Supervisors on March 10, 2020 and provided, in part, for the following appropriation on behalf of the Public Defender’s Office:

| | | | |
|--|------------|-------------|--|
| To: 01.32.1170.1.10001 Salaries S/D/I | \$5,807.95 | | |
| 01.32.1170.4.42495 ILS QICR Grant | 12,378.47 | | |
| 01.32.1170.8.81001 Retirement | 1,169.49 | | |
| 01.32.1170.8.83001 FICA | 360.09 | | |
| 01.32.1170.8.85001 Medicare | 84.22 | | |
| w/01.11.1170.302504 State Aid – QICR Grant | | \$19,800.22 | |
| Reason: To appropriate unused grant allocation funding unspent from the previous calendar year. | | | |

Now therefore,

BE IT RESOLVED, That *Resolution Number 20-056* be hereby amended to reflect the following as the “**Reason**” for the appropriation:

- *“To appropriate for the year 2020 for the remainder of the grant year.”*

All else remains the same.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain: #42

RESOLUTION NO. 20-190

(April 14, 2020)

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

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH EM SYSTEMS ON BEHALF OF THE COUNTY JAIL

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *EM Systems*, 4043 Maple Road, Amherst, NY 14226 on behalf of the County Jail. Said contract to provide software upgrades, updates and support in an amount not to exceed nine thousand four hundred dollars (\$9,400.00); effective April 1, 2020 through March 31, 2021.

Contingent upon the availability of funds.

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

#43

**RESOLUTION NO. 20-191
(April 14, 2020)**

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

CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND ACCEPTANCE AWARD WITH NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES ON BEHALF OF THE COUNTY JAIL

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

BE IT RESOLVED, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to sign a grant acceptance award with the *new York State Division of Criminal Justice Services*, 80 South Swan Street, Albany, NY 12210 on behalf of the County Jail. Said grant is for fifty percent (50%) funding for the replacement of existing Livescan equipment in a minimum amount of ten thousand dollars (\$10,000.00); effective April 1, 2020 through June 30, 2021.

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

#44

**RESOLUTION NO. 20-192
(April 14, 2020)**

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

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH WILMAC BUSINESS EQUIPMENT, CO., INC. ON BEHALF OF 9-1-1

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Wilmac Business Equipment Co., Inc.*, 73 State Street, Suite 200, Rochester, NY 14614 on behalf of 9-1-1. Said contract to provide software maintenance for NICE equipment in an amount not to exceed seven thousand two hundred sixty dollars (\$7,260.00); effective June 1, 2020 through May 31, 2021.

Contingent upon the availability of funds.

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

#45

**RESOLUTION NO. 20-193
(April 14, 2020)**

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

RESOLUTION IN SUPPORT OF STATE LEGISLATION ADDRESSING THE VOLUNTEER FIREFIGHTER AND EMS RECRUITMENT AND RETENTION CRISIS

WHEREAS, Throughout the state, counties are grappling with a shortage of volunteer firefighter and EMS personnel in their communities. Regardless of location, every county outside of New York City is contending with this issue; and

WHEREAS, The shortage of available personnel is both an issue within volunteer fire companies as well as community ambulance corps; and

WHEREAS, According to a 2015 study by the Firemen’s Association of the State of New York (FASNY), volunteer firefighters alone save New York State more than \$3 billion each year; and

WHEREAS, As training requirements and call volumes have increased, it has become harder for volunteers to make the time commitment departments need; and

WHEREAS, According to FASNY, the number of volunteer firefighters in New York State has dropped from 110,000 in 1990 to fewer than 100,000 today; and

WHEREAS, Volunteer firefighters and members of ambulance corps do not receive any direct monetary compensation for their service; and

WHEREAS, Counties across the state have been working on this issue for decades; and

WHEREAS, In 2008, Westchester County passed a local law to provide a real property tax exemption to volunteer firefighters and volunteer ambulance service members and to continue this exemption in the case of certain un-remarried spouses of deceased volunteers; and

WHEREAS, Nassau County also provides a property tax exemption for volunteer firefighters and ambulance workers and offers a lifetime exemption to members with over 20 years of volunteer service; and

WHEREAS, Suffolk County has also passed similar legislation in 2003: real property owned by an enrolled member of an incorporated volunteer fire company, fire department, or incorporated voluntary ambulance service, or such enrolled member and spouse, or such deceased enrolled member's un-remarried spouse, shall be exempt from taxation to the extent of 10% of the assessed value of such property for county purposes, exclusive of special assessments; and

WHEREAS, Since 2010, a number of additional counties have followed suit; and

WHEREAS, Columbia County was successful in obtaining a countywide certificate of need for all of their ambulance providers (both paid and volunteer), allowing each responding agency the authority to respond to a crisis within the county, whereby each agency maintains primary responsibility for their own territory and each agency subsequently contracts with the county for participation in the system, and in return, the county gives them payment for standby assignments and 911 calls outside their jurisdiction and access to the ePCR system; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors supports state legislation and programs, including:

- S.3525 (Breslin)/A.3721 (Pretlow) that requires insurers to issue reimbursement directly to ambulance providers if the insured has filed an assignment of benefits for ambulance services;
- S.6802 (Felder)/A.8817 (Gunther) to increase the volunteer firefighter and EMS state income tax credit to \$500 for eligible individuals and \$1000 for eligible married joint filers, beginning in 2020;
- S.3526 (Breslin)/A.6211 (Magnarelli) to ensure that responding ambulance service companies receive direct payment for all ambulance service transports upon submission of an invoice to the insurance company without the need for responding ambulance company to be a preferred provider;
- S.577 (Kennedy)/A.4423 (DenDekker) to allow counties to establish a local tuition grants program for active volunteer firefighters and EMS personnel at state operated institutions, up to fifty percent of tuition required at state operated institutions or community colleges. This legislation also provides that, where a county has created a tuition grants program, the state would reimburse the county at one-half the actual tuition grant established by the county for each eligible volunteer;
- S.1222 (Ritchie)/A.3479 (Zebrowski) give a credit on the New York State income tax for all volunteer firefighters and volunteer ambulance corps members who are active. In order to be active, the individual would have to attend more than 40% of the company's activities per year. This plan calls for giving \$200 a year for service credit up to a maximum of 10 years, or a maximum of a \$1,100 credit.
- Creation of a statewide task force to investigate, promote, and identify funding for the recruitment and retention of volunteer EMS and firefighter personnel;

- S.3685B (Brooks)/A.1778A (Jones) authorizing volunteer fire departments or volunteer fire companies to collect fees and charges for advanced life support services;
- S.1381 (Ritchie)/A.1582 (Jones) to amends the general municipal law, in relation to classifying emergency medical services provided by municipalities as essential services for the purposes of applying for and receiving state aid;
- Grants for volunteer firefighters and emergency services personnel recruitment and retention; and be it

FURTHER RESOLVED, That the Clerk to the Board shall forward copies of this resolution to Governor Andrew M. Cuomo, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

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

#46

**RESOLUTION NO. 20-194
(April 14, 2020)**

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

**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A CONTRACT WITH
MCCLURG CDJ, INC. ON BEHALF OF THE DISTRICT ATTORNEY’S OFFICE**

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney is hereby authorized and directed to award bid and sign a contract with *McClurg, CDJ, Inc.*, 125 North Center Street, Perry, NY 14530 on behalf of the District Attorney’s Office. Said contract is for the purchase of one (1) new Jeep Cherokee Upland in an amount not to exceed twenty-seven thousand six hundred dollars (\$27,600.00); effect April 14, 2020 through delivery of vehicle.

Contingent upon the availability of funds.

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

#47

**RESOLUTION NO. 20-195
(April 14, 2020)**

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

**RESOLUTION IN SUPPORT OF EFFORTS TO IMPROVE PROBATION AND
ALTERNATIVES TO INCARCERATION IN NEW YORK STATE IN ORDER TO
PROTECT THE PUBLIC AND REDUCE RELIANCE ON PRISONS, JAILS AND
DETENTION**

WHEREAS, County probation departments are an integral part of the Criminal Justice System and operate within the legal framework of the Criminal Procedure Law, the Penal Law

and the Family Court Act; and

WHEREAS, It is the mission of probation to protect the community through intervention in the lives of those under supervision by facilitating compliance with court orders and serving as a catalyst for positive change; and

WHEREAS, State funding for probation was drastically reduced between 1990 and 2015 from a 46.5 percent State share in 1990 to less than 10 percent in 2020, putting a huge strain on counties and new costs to county property taxpayers; and

WHEREAS, At the same time there have been increases in the number of mandated programs and services that county probation departments are required to provide; and

WHEREAS, The New York State Council of Probation Administrators, representing NYS Probation Directors, Administrators and Commissioners has diligently worked with NYSAC and State leaders to bring more awareness to the important work that probation does to protect the public; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors supports proposals put forward by the Governor to immediately enact statutory and regulatory changes that improve Probation and Alternatives to Incarceration in the following ways:

- Raise the minimum age that a youth can be charged as a Juvenile Delinquent from seven to twelve years old.
- Mandate that the state's evidence-based criteria should account for existing local best practice programs.
- Allow local probation departments the ability to make an application for a temporary order of protection as a part of the adjustment process.
- Authorize law enforcement agencies to issue appearance tickets if deemed appropriate by the arresting officer, instead of physical arrest, when Adolescent Offenders and Juvenile Offenders are charged with most D felonies.
Allow law enforcement agencies to deliver Adolescent Offenders and Juvenile Offenders to detention facilities after hours without a securing order until the Youth Part is in session.
- Establish a dedicated funding stream through DCJS/OPCA for 100% of all local probation costs including but not limited to probation personnel and evidence-based programming associated with Raise the Age Legislation.
- Eliminate the requirement of a sentence of a conditional discharge or probation for Leandra Law cases when a defendant has been sentenced to a definite jail term or a term of imprisonment.
- Ensure local probation departments or other appropriate agency receive 100 percent of all pre-trial services costs including but not limited to probation personnel associated with Bail Reform.
- Eliminate the mandate that pre-sentence investigations must be conducted when a sentence of up to one year in jail has been negotiated.

Now therefore,

FURTHER RESOLVED, That the Clerk to the Board shall forward copies of this resolution to Governor Andrew M. Cuomo, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

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

#48

**RESOLUTION NO. 20-196
(April 14, 2020)**

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

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

WHEREAS, Wyoming County senior citizens looking to downsize their current housing situations now have an attractive, affordable living alternative within the County near a host of municipal, health, and private services; and

WHEREAS, Keeping our seniors living in the county enhances all our lives, it also maintains a population with disposable income contributing to our private businesses and our tax base; and

WHEREAS, The residents of Grandview Terrace in the Town of Warsaw, NY are proving to be a gateway to healthy living and aging as they are at a time in their life where giving back to the community is a part of their being. Volunteer opportunities help every organization and agency in Wyoming County and these seniors have a multitude of education and experience to share; and

WHEREAS, Seniors residing at Grandview Terrace are not just from Wyoming County but neighboring counties as well and provide valuable dollars into our local economy; and

WHEREAS, As we age, we tend to shed family and friends, which can hurt our mental and physical health. And projects like the Calamar (Grandview Terrace) project bring people together and provide social interaction and friendships; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors' Public Safety Committee hereby recommends the approval of an application to waive Fire and Building Code Enforcement Permit Renewal Fees submitted by Calamar on behalf of the Grandview Terrace project located within the Town of Warsaw, NY in the amount of eight hundred forty dollars (\$840.00).

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

#49

RESOLUTION NO. 20-197
(April 14, 2020)

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH AUTOMON, LLC ON
BEHALF OF COUNTY PROBATION**

BE IT RESOLVED That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *AutoMon, LLC*, 10450 North 74th Street, Suite 210, Scottsdale, AZ 85258 on behalf of County Probation. Said contract is for software maintenance in an amount not to exceed seven thousand forty-two dollars and forty-four cents (\$7,042.44) per month for a total contract amount not to exceed thirty-six thousand dollars (\$36,000.00); effective June 19, 2020 through June 18, 2021.

Contingent upon the availability of funds.

Carried: XXX **Ayes:** 1599 **Noes:** **Absent:** **Abstain:**
There was a motion by Mr. Kehl, T/Attica, to combine resolutions #50 through #65. Hearing no objection resolution titles only were read.

#50

RESOLUTION NO. 20-198
(April 14, 2020)

By Mr. Kehl, Chairman of the Finance Committee:

**URGING THE GOVERNOR AND STATE LEGISLATURE TO PASS LEGISLATION
THAT ALLOWS SCHOOL DISTRICTS TO PERMIT HOME-SCHOOLED STUDENTS
TO PARTICIPATE IN DISTRICT INTERSCHOLASTIC SPORTS**

WHEREAS, Participation in athletics has the intrinsic value of increased physical and mental health; and

WHEREAS, Participation in athletics is one of the most effective ways for students in the United States to develop leadership skills, self-discipline, initiative, and dedication; and

WHEREAS, The communication and cooperation skills learned through athletic experience play a key role in the contributions of athletes to the home, school, and community; and

WHEREAS, The additional benefits of athletics participation, including social interaction and teamwork, could be considered more vital for home-schooled students, who often lack the opportunity to otherwise enjoy those benefits due to the nature of their educational environment; and

WHEREAS, The current regulations of the New York State Public High School

Athletics Association (NYSPHSAA) prohibit participation in high school athletics by home-school students; and

WHEREAS, Those regulations run counter to the NYSPHSAA's stated objective to encourage as many students as possible to participate in athletic games; and

WHEREAS, Public schools in New York enjoy the benefits of funding through taxation, which enables them to provide expensive athletic programming that home schooled students are unable to fund independently; and

WHEREAS, The families of home-schooled children contribute to the funding of public-school athletics programs at the same rate as other taxpayers; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors urges the Governor and Legislature to pass legislation that would allow school districts to permit home-schooled students to participate in district interscholastic sports; and be it

FURTHER RESOLVED, That any district opting to permit these student athletes to participate must require them to be vaccinated as required by the State of New York; and be it

FURTHER RESOLVED, That the Clerk to the Board shall forward copies of this resolution to Governor Andrew M. Cuomo, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Public High School Athletic Association, the New York State School Boards Association, the New York State Association of Counties and all others deemed necessary and proper.

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

#51

**RESOLUTION NO. 20-199
(April 14, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION URGING GOVERNOR ANDREW M. CUOMO AND THE STATE
LEGISLATURE TO CONTINUE TO SUPPORT THE REPEAL OR MODIFICATION
OF FEDERAL CAP ON THE DEDUCTIBILITY OF STATE AND LOCAL TAXES AND
ENGAGE THE NEW YORK STATE CONGRESSIONAL DELEGATION TO SUPPORT
THESE EFFORTS IN 2020**

WHEREAS, In 2017, Congress enacted comprehensive federal tax reforms that capped the deductibility of state and local taxes (SALT) at \$10,000, among other items; and

WHEREAS, Capping SALT deductibility impacted New York taxpayers (especially homeowners) much more than taxpayers in other states because of our higher home prices and tax rates; and

WHEREAS, Many in Congress targeted New York and other similarly situated states as being unfairly subsidized by taxpayers in other states because of the full deductibility of SALT; and

WHEREAS, This viewpoint failed to recognize that New York State has been a consistent “donor” state to the federal government because of our long history of being home to many high wealth individuals and higher than average income earners; and

WHEREAS, This results in New York contributing tens of billions of dollars more each year to the federal government than we receive back in payments or grants and this has been occurring for decades; and

WHEREAS, The consistent “donor” status is the result of a plethora of federal funding formulas where income is often used as a basis for distributing those dollars; and

WHEREAS, Since the state receives fewer federal grants and payments than other states from income-based federal formulas, New York must raise more local taxes to fulfill federal mandates and regulations for K-12 education, health and social services, environmental and labor protections, as well as provide local quality of life services including fire and police protection, higher education, and emergency preparedness and response, among others; and

WHEREAS, The deductibility of SALT was one of six original federal tax deductions established when the federal income tax was created in 1913; and

WHEREAS, The SALT deduction was implemented to prevent double taxation and to encourage states and local government to invest in their communities, infrastructure and people – often because the federal government recognized they could not make these investments; and

WHEREAS, The House of Representatives recently passed the “Restoring Tax Fairness for State and Localities Act” which will raise the cap on the deductibility of SALT from \$10,000 to \$20,000 for one year and then suspend the cap for the following two years; and

WHEREAS, Enactment of this legislation, or similar legislation, can correct the inequities created by the SALT deductibility cap; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors urges the Governor and State Legislature to work closely with the New York state congressional delegation in the coming year to help garner additional support for these changes in Congress; and be it

FURTHER RESOLVED, That the Clerk to the Board shall forward copies of this resolution to Governor Andrew M. Cuomo, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

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

#52

RESOLUTION NO. 20-200
(April 14, 2020)

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION CALLING ON THE GOVERNOR AND NEW YORK STATE
LEGISLATURE TO PRESERVE THE ZERO PERCENT MEDICAID GROWTH CAP
FOR ALL COUNTIES AND NEW YORK CITY**

WHEREAS, Spending in New York state for Medicaid is the single largest expense in the State budget; and

WHEREAS, The funding to support the Medicaid program is provided by a combination of federal, state and local resources; and

WHEREAS, The required county and New York City contribution is \$7.6 billion annually; and

WHEREAS, The local share of Medicaid funding paid in New York is the highest of any state in the country and is more than what 43 individual states pay in state share for their Medicaid programs; and

WHEREAS, This large local funding share for Medicaid and other state programs is a major contributor to New York's high local tax burden compared to other states; and

WHEREAS, The Governor and legislative leaders recognize the fiscal burden the financing of Medicaid is for local taxpayers and initiated steps to relieve part of that burden by capping the growth in local costs in this program; and

WHEREAS, One of the most prominent property tax reduction and mandate relief initiatives in state history was Governor Cuomo's establishment of the zero percent Medicaid growth cap; and

WHEREAS, This zero percent growth cap enables counties to keep funding for the growing cost of many vital state programs and services, while continuing local quality of life services demanded by taxpayers; and

WHEREAS, The Medicaid budget is facing billions of dollars in annual deficits over the next several years; and

WHEREAS, These Medicaid deficits are contributing to the largest budget deficit the state has faced since the Great Recession; and

WHEREAS, The Governor's Executive Budget Recommendation is proposing a variety of ways to address these combined fiscal shortfalls; and

WHEREAS, Budget proposals advanced by the Governor rely on \$150 million in Medicaid program costs assumed by local taxpayers; and include:

- Using county government federal enhanced medicaid match savings;
- Losing state Medicaid growth cap if counties breach the state property tax cap;
- Shifting the local share of Medicaid growth above 3% to counties, if counties cannot contain costs under 3%; and

WHEREAS, Counties do not have tools to control the Medicaid program growth; some of these limitations include:

- The ability to audit the Medicaid program;
- The ability to control the cost of prescription drugs;
- The ability to set provider reimbursement rates;
- The ability to modify eligibility and benefit levels for Medicaid recipients;
- The ability to control changing demographics across the state;
- The ability to control provider contracts; and

WHEREAS, If state experts in the Medicaid program are unable to develop solutions to control growth in the Medicaid program, it will be difficult for counties to do so, since they do not have this authority to control costs; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors urges the Governor and legislative leaders to maintain the zero percent Medicaid growth cap for counties and New York City as they address state budget shortfalls in order to keep downward pressure on the local tax burden; and be it

FURTHER RESOLVED, That the Clerk to the Board shall forward copies of this resolution to Governor Andrew M. Cuomo, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

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

#53

**RESOLUTION NO. 20-201
(April 14, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

URGING THE GOVERNOR AND STATE LEGISLATURE TO INCREASE STATE OPERATING ASSISTANCE AND CAPITAL SUPPORT FOR TRANSIT SYSTEMS OWNED BY COUNTIES, AS WELL AS ALL TRANSIT SYSTEMS IN URBAN AND RURAL AREAS THROUGHOUT THE STATE

WHEREAS, Urban, suburban and rural transit services are vital to providing mobility in communities across New York State; and

WHEREAS, Transit service provides access to jobs, healthcare, education, training, shopping and recreation, which supports the growth of local and state economies; and

WHEREAS, Counties and their residents contribute financially to support local transit services and many counties own and operate their local transit system; and

WHEREAS, Customers, businesses and communities are demanding more extensive and frequent transit service and additional travel options; and

WHEREAS, Transit systems need to replace aging vehicles, modernize outdated facilities and implement new technology that makes transit easier to use; and

WHEREAS, The New York Public Transit Association has inventoried the infrastructure needs and resources of upstate and downstate transit systems other than the MTA, and found a funding gap of \$1 billion over the next five-year period; and

WHEREAS, Past state investment has allowed transit systems to begin to replace over-age buses, modernize outdated passenger and maintenance facilities and begin to increase service to meet growing demands, but there are still substantial unmet needs; and

WHEREAS, The current state five-year transportation capital plan ends on March 31, 2020; and

WHEREAS, Adequate, predictable and sustainable state funding is critical both to maintain and expand transit services and to improve transit infrastructure; and

WHEREAS, The 2020 SFY Executive Budget provides \$236 million in operating support for Upstate transit, for a 4 percent increase year over year, and \$394 million for downstate systems, representing a year over year increase of 16 percent; and

WHEREAS, Other downstate transit aid includes \$11 million to continue to fund the Lower Hudson Transit Link serving the Mario M. Cuomo Bridge and parts of Rockland and Westchester counties; and

WHEREAS, The Executive Budget also provides non-MTA transit systems with an additional \$20 million in capital assistance this year, the first year of a \$100 million five-year program to aid local transit agencies in the transition to electric buses; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors hereby commends Governor Cuomo and the Legislature for the state investment in transit operations and infrastructure; and be it

FURTHER RESOLVED, That the Wyoming County Board of Supervisors urges the Governor and Legislature to continue these past state investments and enact new multiyear financial plans and a 2020-21 state budget that increases state operating assistance and capital

support for transit systems owned by counties, as well as all transit systems in urban and rural areas throughout the state; and be it

FURTHER RESOLVED, That the Clerk to the Board shall forward copies of this resolution to Governor Andrew M. Cuomo, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

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

#54

RESOLUTION NO. 20-202

(April 14, 2020)

By Mr. Kehl, Chairman of the Finance Committee:

CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH ESRI, INC. ON BEHALF OF INFORMATION TECHNOLOGY

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with **ESRI, Inc.**, 380 New York Street, Redland, CA 92373 on behalf of Information Technology. Said contract to provide ESRI GIS Software in an amount not to exceed eleven thousand one hundred fifty-nine dollars and eighteen cents (\$11,159.18); effective June 15, 2020 through June 14, 2021 (*NYS Contract PM67345*).

Contingent upon the availability of funds.

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

#55

RESOLUTION NO. 20-203

(April 14, 2020)

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION IN OPPOSITION TO STATE LEGISLATIVE PROPOSALS THAT UNDERMINE THE CAREFUL BALANCE THAT EXISTS IN STATE LAW RELATED TO THE TAX FORECLOSURE PROCESS IN NEW YORK STATE

WHEREAS, The current real property tax law process to ensure tax compliance and limit tax foreclosure has been on the books for decades; and

WHEREAS, The real property tax foreclosure process is designed to strike a balance for a strong enforcement mechanism to ensure critical property tax revenues are protected in order to provide vital state mandated and local services in our communities, while providing property owners important alternatives and additional time to make payments to avoid foreclosure; and

WHEREAS, A recent state legislative initiative proposed to eliminate certain tax enforcement fees and penalties, allow for varying interest rates in tax delinquencies, and eliminate the current law “reverse chronological order” of satisfying tax liens; and

WHEREAS, Reducing these fee, penalty and interest tax enforcement measures will likely reduce the effectiveness and balance of the current system, and sow confusion among taxpayers across the state; and

WHEREAS, Eliminating the current law “reverse chronological order” provisions will allow property owners to potentially abuse the system and remain perpetually in arrears on multiple years of their property taxes, significantly damaging tax compliance; and

WHEREAS, Reduced tax compliance will jeopardize the delivery of critical state and local services in the community, and will unfairly shift the burden of these unpaid property taxes to other property owners; and

WHEREAS, County government is the primary governmental unit, along with some cities and other municipalities, charged by the State with ensuring real property tax law compliance and enforcement at the local level; and

WHEREAS, Under this charge, counties are required to fully reimburse all school districts and most towns and villages for any property taxes they cannot collect in the first instance, which often requires counties to borrow tens of millions of dollars annually while tax recoupment is commenced, all with the primary goal of ensuring fairness for taxpayers and avoiding tax foreclosure; and

WHEREAS, The real property tax law provides an extensive notification process for property owners that fall into arrears to help them understand what is happening and their options; and

WHEREAS, The real property tax law also allows installment payment plans for up to 36 months for tax delinquency to ease the burden, and provides special allowances for farm property and military personnel – combined, these items can prevent tax foreclosure or extend the timeline for several years; and

WHEREAS, While many counties use these statutory allowances to ease the tax foreclosure process and burden, they also provide additional help including:

- Allowing partial payments for the initial property taxes due to ease the payment burden; Encouraging property owners to seek legal advice and other options so they can retain their property;
- Engaging family members, especially senior citizens, to allow for these relatives to receive duplicate copies of property tax bills, delinquency notices and other real property items;
- Guiding property owners to local and state programs that may offer them assistance to clear up their delinquent taxes; and

- Allowing property owners to repurchase their property in cases of tax foreclosure, under specified timelines and parameters, among other help; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors oppose state legislation that can undermine the careful balance that exists in state law related to the tax foreclosure process in New York State; and be it

FURTHER RESOLVED, That the Wyoming County Board of Supervisors are especially concerned of the unintended consequences this broadly drafted legislation will cause by eliminating the current law reverse chronological order for paying tax liens, which would allow taxpayers to delay paying their property taxes for years, shifting the burden to their neighbors, and jeopardizing the delivery of state and local services; and be it

FURTHER RESOLVED, That the Clerk to the Board shall forward copies of this resolution to Governor Andrew M. Cuomo, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

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

#56

**RESOLUTION NO. 20-204
(April 14, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

WYOMING COUNTY PETTY CASH POLICY APPROVED

BE IT RESOLVED, That the Wyoming County Petty Cash Policy offered to this Board of Supervisors is hereby adopted and annexed hereto; effective April 14, 2020.

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

**WYOMING COUNTY
POLICY AND PROCEDURE**

| | | |
|---|------------------------------|--------------------|
| EFFECTIVE DATE: | REVIEWED BY: | |
| ORIGINAL DATE DEVELOPED: February 4, 2020 by Wyo. Co. Treasurer, C. Mayer | Revision PREPARED BY: | SUPERSEDES: |
| CHIEF EXECUTIVE OFFICER'S SIGNATURE: | | REFERENCES: |

PETTY CASH POLICY

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

DEFINITION

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

STANDARD PROCEDURES

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

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

PROHIBITED PURCHASES

No item should be handled as a petty cash item that can be readily secured through normal County procurement channels. An item requiring a purchase order is also prohibited from being purchased with petty cash funds. The fund custodian, the Treasurer and the Budget Director must carefully monitor purchases with petty cash funds since these purchases bypass the Purchasing Department's control over procurement. The following items will **not be reimbursed** from petty cash:

(Note: List is not all-inclusive)

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

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

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

The Board of Supervisors reserves the right to deny reimbursement for non-allowable expenditures. The above list is not meant to be all inclusive.

If an employee is not sure of the propriety of the expenditure, please call the County Auditor in advance of making a request for reimbursement.

Violation of this policy may result in the cancellation of the petty cash fund.

ESTABLISHMENT

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

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

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

USING THE PETTY CASH FUND

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

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

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

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

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

8/30/00 Reimbursement

\$67.49

\$100.00

REPLENISHING THE PETTY CASH FUND

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

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

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

SAFEGUARDING THE PETTY CASH FUND

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

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

CHANGE OF CUSTODIAN

The responsible Department Head will notify the County Treasurer by memorandum when a new individual becomes custodian of an existing petty cash fund on a temporary or permanent basis. The fund custodian must ensure that the fund is replenished before it is turned over to a new custodian. **Unauthorized** transfer of custody between employees is not permitted and may result in the cancellation of the petty cash fund.

CLOSEOUT

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

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

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

#57

RESOLUTION NO. 20-205
(April 14, 2020)

By Mr. Kehl, Chairman of the Finance Committee:

**AUTHORIZE THE WYOMING COUNTY TREASURER TO CANCEL 1% INTEREST
CHARGES ON DELINQUENT REAL PROPERTY TAXES FOR THE
MONTH OF APRIL 2020**

WHEREAS, Due to limited public access to the Wyoming County Government Center as a result of COVID-19 and pursuant to Governor Andrew M. Cuomo's recently issued Executive Orders; and

WHEREAS, New York State Real Property Tax Law Section 1182 allows this Board of Supervisors to authorize the County Treasurer, as the County Tax Enforcement Officer, to cancel interest charges to which the County is entitled; and

WHEREAS, As an acknowledgment of the limited public access, the Wyoming County Board of Supervisors hereby wishes to cancel the one percent (1%) interest on delinquent real property taxes levied January 1, 2020, effective April 1, 2020; now therefore

BE IT RESOLVED, That the County Treasurer is authorized to cancel the one percent (1%) interest charge on delinquent real property taxes for the month of April, 2020; and be it

FURTHER RESOLVED, That a copy of this Resolution shall be provided to the County Treasurer's Office.

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

#58

RESOLUTION NO. 20-206
(April 14, 2020)

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH DRESHER & MALECKI,
LLP ON BEHALF OF THE TREASURER'S OFFICE**

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Drescher & Malecki, LLP*, 3038 William Street, Suite 5, Cheektowaga, NY 14227 on behalf of the Treasurer's Office. Said contract to provide audit services for fiscal years ending December 31, 2019, 2020 and 20201 in an amount not to exceed one hundred five thousand nine hundred dollars (\$105,900.00); effective January 1, 2020 through December 31, 2022.

Contingent upon the availability of funds.

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

#59

**RESOLUTION NO. 20-207
(April 14, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION CALLING ON THE GOVERNOR AND STATE LEGISLATIVE
LEADERS TO PROVIDE COUNTIES WITH PERMANENT LOCAL AUTHORITY
OVER EXISTING SALES TAX RATES**

WHEREAS, Counties continue to face significant challenges in balancing their budgets while also meeting the goals of the state-imposed property tax cap; and

WHEREAS, Growing state and federal budget deficits subject all downstream local governments to funding cuts and cost shifts, fostering uncertainty and instability for local budgets and taxpayers; and

WHEREAS, The two primary revenue sources for counties are the property tax and local sales tax; and

WHEREAS, It is critically important for counties to have confidence and stability in their revenue projections to efficiently and prudently manage their annual operating budgets, and this stability is even more critical for counties to develop and implement long-term capital and infrastructure plans; and

WHEREAS, The State has made the property tax cap permanent, therefore limiting a key county revenue in the face of rising costs and service needs in our communities; and

WHEREAS, In recent years, five counties have seen their home rule revenue authority held hostage in unrelated state policy fights, resulting in the temporary lapse of local tax revenues; and

WHEREAS, The loss of these revenues caused fiscal stress and budget uncertainty for these counties while increasing pressure on property taxes, and this threat extends to all counties under the current state sales tax renewal process; and

WHEREAS, Counties, in addition to addressing local quality of life services expected by taxpayers, must also administer and pay for more than 40 state and federal programs that can consume up to 80% of a county's entire budget; and

WHEREAS, Local elected officials rely on their home rule authority to determine what balance of local taxes works best in their community; and

WHEREAS, New York City was granted permanent local authority over their sales tax rate a decade ago, while county requests for the same authority have been repeatedly denied; and

WHEREAS, in the case of sales tax, counties often share the revenues with cities, towns, villages and school districts to help pay for services delivered by these municipalities, or to directly lower the amount of property taxes levied in these jurisdictions; and

WHEREAS, The pass-through of local sales tax revenue from counties to other municipalities will likely exceed \$2 billion in 2019; and

WHEREAS, Making existing local sales tax rates permanent still allows for appropriate state legislative review in the future upon any rate change; and

WHEREAS, Permanent home rule sales tax authority will provide more budget certainty and stability for counties and local taxpayers; and

WHEREAS, Providing counties permanent home rule sales tax authority at existing rates will eliminate numerous administrative and duplicative requirements for paperwork, forms, legislative hearings, filings and public notices, resulting in improved government operations and fiscal savings at both the state and local levels; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors calls upon the Governor and State Legislature to provide parity with New York City by granting permanent home rule sales tax authority to counties at their current tax rates; and be it

FURTHER RESOLVED, The home rule process should be reformed so it works as efficiently as possible for local taxpayers, eliminates unnecessary and duplicative legislative activity at the state and local level, while retaining state legislative review for future amendments; and be it

FURTHER RESOLVED, That the Clerk to the Board shall forward copies of this resolution to Governor Andrew M. Cuomo, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

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

#60

**RESOLUTION NO. 20-208
(April 14, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO AWARD BIDS AND SIGN VARIOUS CONTRACTS
ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**

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

- ***DJ Beardsley & Sons, Inc.***, 150 West Mill Street, Castile, NY 14427 for the transfer switch design project in an amount not to exceed two hundred ninety thousand twenty dollars (\$290,020.00) plus an additional thirty thousand dollars (\$30,000.00) contingency; effective April 6, 2020 through August 14, 2020.
- ***Fresenius USA Marketing***, 920 Winter Street, Waltham, MA 02451-1457 relating to dialysis clinic equipment in an amount not to exceed three hundred twenty-seven thousand twenty dollars (\$327,020.00); effective March 6, 2020 through July 30, 2020.
- ***Cafefusion Solutions, LLC***, 3750 Torrey View Court, San Diego, CA 92130 for drug dispensing machines in an amount not to exceed three hundred forty-one thousand two hundred ninety-five dollars (\$341,295.00) less fifty thousand dollars (\$50,000.00) credit plus an amount not to exceed eighty-seven thousand sixty dollars (\$87,060.00) for a five (5) year service agreement; effective May 1, 2020 through April 30, 2025.
- ***Batavia Neurological Services, PC***, 176 Washington Avenue, Batavia, NY 14020 to provide neurology services in an amount not to exceed three hundred four thousand dollars (\$304,000.00) per year; effective April 1, 2020 through March 31, 2021.
- ***Kideney Architects, P.C.***, 143 Genesee Street, Buffalo, NY 14203 for the Laboratory Renovations project in an amount not to exceed two hundred twenty thousand dollars (\$220,000.00); effective March 1, 2020 through March 31, 2024.
- ***University at Buffalo Neurosurgery, Inc.***, 40 George Karl Boulevard, Williamsville, NY 14221 to provide neurological surgery service in an amount not to exceed two hundred fifty thousand dollars (\$250,000.00) per year; effective June 1, 2020 through May 31, 2023.
- ***Care Team Solutions, LLC***, 301 Ohio Street, Suite 200A, Buffalo, NY 14204 for use of agency staff for hard to fill positions and to provide coverage, where needed, in an amount not to exceed one hundred thousand dollars (\$100,000.00) per year; effective December 23, 2019 through December 22, 2021.
- ***Aramark Healthcare Support Services, LLC***, 1101 Market Street, 19th Floor, Philadelphia, PA 19107-2988 for the purchase of and service for a Tru-D Ultraviolet

Room Disinfection Robot in an amount not to exceed ninety-four thousand two hundred ninety-five dollars (\$94,295.00); effective March 25, 2020 through March 24, 2021.

Contingent upon the availability of funds.

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

#61

**RESOLUTION NO. 20-209
(April 14, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 19-207 AMENDED

WHEREAS, Resolution Number 19-207 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**” passed by this Board of Supervisors on April 9, 2019 and authorized and directed awarding bids and signing the following contracts relating to the ORTHOPAEDIC CLINIC RENOVATION PROJECT as recommended by Campus Construction Management Group, Inc. on behalf of the Wyoming County Community Health System; effective March 26, 2019 through December 31, 2019 as follows:

- **GENERAL TRADES**
 - *Whitney East, Inc.*, 1504 Scottsville Road, Rochester, NY 14623 in an amount not to exceed four hundred ninety-four thousand nine hundred dollars (\$494,900.00).
- **MECHANICAL**
 - *John W. Danforth Company*, 300 Colvin Woods Parkway, Tonawanda, NY 14150 in an amount not to exceed one hundred fifty-three thousand dollars (\$153,000.00).
- **ELECTRICAL**
 - *DJ Beardsley & Sons, Inc.*, 150 West Mill Street, Castile, NY 14427 in an amount not to exceed two hundred forty-three thousand three hundred dollars (\$243,300.00).
- **PLUMBING**
 - *M.K.S. Plumbing Corp*, 19 Ransier Drive, West Seneca, NY 14224 in an amount not to exceed two hundred fifteen thousand three hundred dollars (\$215,300.00).

Now therefore,

BE IT RESOLVED, That *Resolution Number 19-207* be hereby amended to reflect the following change orders for the above listed contracts:

- **GENERAL TRADES ~ *Whitney East, Inc.***

- Change Order No. 101-001
 - Decrease the contract amount by \$3,315.00 for a new not to exceed amount of \$491,585.00
- Change Order No. 101-002
 - Increase the contract amount by \$3,234.31 for a new not to exceed amount of \$494,819.31
- Change Order No. 101-003
 - Decrease the contract amount by \$536.38 for a new not to exceed amount of \$494,282.93

- **MECHANICAL ~ *John W. Danforth Company***
 - Change Order No. 102-001
 - Increase the contract amount by \$4,275.41 for a new not to exceed amount of \$157,275.41
 - Change Order No. 102-002
 - Increase the contract amount by \$16,532.70 for a new not to exceed amount of \$173,808.11

- **ELECTRICAL ~ *DJ Beardsley & Sons, Inc.***
 - Change Order No. 103-001
 - Increase the contract amount by \$5,038.98 for a new not to exceed amount of \$248,338.98
 - Change Order No. 103-002
 - Increase the contract amount by \$4,430.87 for a new not to exceed amount of \$252,769.85
 - Change Order No. 103-003
 - Decrease the contract amount by \$688.73 for a new not to exceed amount of \$252,081.12

- **PLUMBING ~ *M.K.S. Plumbing Corp.***
 - Change Order No. 104-001
 - Increase the contract amount by \$13,470.00 for a new not to exceed amount of \$228,770.00
 - Change Order No. 104-002
 - Increase the contract amount by \$1,141.00 for a new not to exceed amount of \$229,911.00
 - Change Order No. 104-003
 - Decrease the contract amount by \$330.00 for a new not to exceed amount of \$229,581.00

All else remains the same.

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

#62

RESOLUTION NO. 20-210
(April 14, 2020)

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 17-325 AMENDED

WHEREAS, Resolution Number 17-325 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**” passed by this Board of Supervisors on August 15, 2017 and provided, in part, for the contract:

- ***Outsource Receivables Management, Inc.***, 261 Main Street, Arcade, NY 14009 for collection services for patient accounts and website credit card payment services in an amount not to exceed one hundred fifty thousand dollars (\$150,000.00) per year (based on usage); effective July 1, 2017 through June 30, 2020.

Now therefore,

BE IT RESOLVED, That ***Resolution Number 17-325*** be hereby amended to reflect the following changes:

- Reduce the not to exceed amount from one hundred fifty thousand dollars (\$150,000.00) per year to an amount not to exceed ***one hundred forty thousand dollars (\$140,000.00)*** per year.
- Extend the term of the agreement from July 1, 2017 through June 30, 2020 to ***February 1, 2020 through January 31, 2023.***

All else remains the same.

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

#63

RESOLUTION NO. 20-211
(April 14, 2020)

By Mr. Kehl, Chairman of the Finance Committee:

SALARY SCHEDULES “C” AND “G” AMENDED

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

Salary Schedule “C”:

Wyoming County Community Health System

- Set the salary of the *Chief Financial Officer* under FISCAL SERVICES at \$112,750.00; effective 01/01/2020.

Salary Schedule “G”:

District Attorney

- To provide Stipends plus corresponding fringe to the following:
 - Administrative Assistant (DA) ~ \$15,000.00
 - Secretary to the District Attorney ~ \$5,000.00
 - All previous amounts in Res. No. 20-105 to remain the same.
 - These are modifications to adjust for new positions and people in those new roles.
 - Said amounts to be paid out after November 1, 2020 from 2020 budgeted Traffic Diversion funds (1161)

Carried: XXX

Ayes: 1599

Noes:

Absent:

Abstain:

#64

RESOLUTION NO. 20-212

(April 14, 2020)

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION CALLING ON THE STATE TO EQUITABLY DISTRIBUTE GAMING REVENUE TO ALL NEW YORK COUNTIES

WHEREAS, In 2020 potential changes to the New York gaming industry could impact the current local government revenue sharing system; and

WHEREAS, These changes include but are not limited to:

- Mobile sports gaming;
- State and Seneca Nation compact settlements;
- Allowing for private casino licensing in downstate New York/NYC; and
- Local government VLT revenue swept by the State in the proposed Executive Budget; and

WHEREAS, Under the current revenue sharing system, New York State receives funding from gaming facilities and a portion of this funding is passed to local governments; and

WHEREAS, Depending on where the county is located, this local gaming revenue share can come from one or a combination of the following entities: private commercial casinos, Native American casinos, racinos, horse and harness raceways, and Off-Track Betting Corporations (OTBs); and

WHEREAS, This gaming revenue sharing system brings hundreds of millions of dollars to local governments providing crucial support for needed services throughout the state; and

WHEREAS, With the expansion of casino gaming in New York State and the potential increase from sports gaming, there will be a significant realignment of gaming spending throughout the State; and

WHEREAS, Considerate planning with the goal of equitable statewide distribution by the State Legislative and the Executive Chamber must occur prior to gaming expansion in order to ensure a fair, equitable and reliable revenue sharing system, upon which counties can plan workable budgets for the provision of local services; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors calls on the State, when changing and expanding the State’s gaming market, to distribute an equitable percentage of income and gaming revenues to local governments and to consider a method where preexisting gaming facilities will retain revenue locally, keep and create local jobs, and to ensure needed local government revenue; and be it

FURTHER RESOLVED, That the development, discussion and codification of any such system include direct, substantial and meaningful input from county representatives and that such representatives be formally included in any working group designated by the State Legislature and Executive Chamber; and be it

FURTHER RESOLVED, At least one-third of any State designated working group or taskforce be comprised of members designated by NYSAC; and be it

FURTHER RESOLVED, That the Clerk to the Board shall forward copies of this resolution to Governor Andrew M. Cuomo, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, the New York State Association of Counties and all others deemed necessary and proper.

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

#65

**RESOLUTION NO. 20-213
(April 14, 2020)**

By Mr. Kehl, Chairman of the Finance Committee:

POSITION(S) APPROVED

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

CREATED

District Attorney

- One (1) position of ***Legal Intern*** (PT 0.5 FTE) on Schedule “S” at an hourly rate of \$22.00/hr., not to exceed \$3,000.00 for the year 2020; position available is May 11, 2020.

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

Chairman Davis, T/Covington recognized Supervisor Ryan, T/Warsaw.

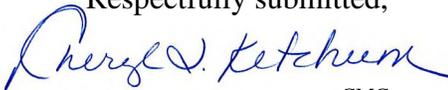
Supervisor Ryan wanted to highlight the proclamations for Economic Development Week and Travel and Tourism Week in Wyoming County given the current situation. She noted the critical impact both have on the County's financial wellbeing and urged citizens to support both when things get back to normal...

Supervisor Becker, T/Sheldon was recognized by Chairman Davis who pointed out the undeniable need for high-speed internet in Wyoming County!

Chairman Davis then acknowledged Supervisor Berwanger, T/Arcade who answered a question from Committee of the Whole and advised that Wyoming County Fire and Building Codes and Zoning Department are currently operational during the pandemic.

There being no further business to come before this Board, Senior Supervisor Berwanger, T/Arcade, adjourned the meeting at 3:06 PM with a rap on his desk.

Respectfully submitted,



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

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