

**REGULAR SESSION
(July 14, 2020)**

Tuesday

2:30 PM

The regular session of the Wyoming County Board of Supervisors was held at the Wyoming County Government Center in the Board of Supervisors’ Chambers located at 143 North Main Street, Warsaw, New York; however closed to the public due to the COVID-19 pandemic. In accordance with Governor Cuomo’s Executive Order 202.1 issued on March 12, 2020, members of the public were invited to observe the meeting via BOS YouTube Channel through the following link: <http://www.wyomingco.net/149/Board-of-Supervisors>.

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

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

PLEDGE OF ALLEGIANCE ~

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

OPENING PRAYER ~

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

CORRESPONDENCE ~

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

#1

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

By Mr. Kehl, Chairman of the Finance Committee:

FUNDS TRANSFERRED TO VARIOUS 2020 ACCOUNTS

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

CIP – Dog Control			
From: 12.61.1620.2.21024 Dog Control CIP	\$591.85		
To: 12.61.9950.9.99004 Transfer to Capital Fund		\$591.85	
Reason: To move remaining project funds from Dog Control CIP to Inter Fund Transfers. Project is complete (Res. #20-185).			
CIP – Dog Control Total			\$591.85

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

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

#2

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

By Mr. Kehl, Chairman of the Finance Committee:

FUNDS APPROPRIATED TO VARIOUS 2020 ACCOUNTS

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

Highway			
To: 04.53.5110.4.41916 Guide Rail w/04.08.5110.2680 Insurance Recovery Reason: In order to pay expenses related to damaged guide rail on East Rd. (Reimbursement check from Erie Insurance)	\$8,665.95	\$8,665.95	
To: 03.54.5130.2.20401 Misc. Equipment w/ <i>any funds available</i> Reason: To pay expenses related to the replacement of the Clean Burn Oil Furnace.	\$7,625.00	\$7,625.00	
To: 04.53.5110.4.41906 Signs w/04.11.5110.3089 State Aid Reason: To pay expenses related to the purchase of a Solar BlinkerBeacon System. (Reimbursement by DASNY Grant)	\$14,000.00	\$14,000.00	
Highway Total			\$30,290.95
Public Defender			
To: 01.32.1170.4.42498 Distribution 7 w/01.11.1170.302507 D7 ILS Reason: Unexpended funds from Year 1 to be used to expand the Public Defender IT capabilities.	\$4,490.07	\$4,490.07	
Public Defender Total			\$4,490.07

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

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

By Mr. Kehl, Chairman of the Finance Committee:

FUNDS APPROPRIATED TO VARIOUS 2020 ACCOUNTS

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

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

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

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

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

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

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

#4

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

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

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

BE IT RESOLVED, That the Chairman of this Board, with the approval of the County Attorney, is hereby authorized to sign a grant application and acceptance award with the *New York State Board of Elections*, 40 North Pearl Street, Suite 5, Albany, NY 12207 on behalf of the Board of Elections. Said grant funds are for the remediation requirements based on the New York State Board of Elections 2019 Security Assessment in a minimum amount of seventy-one thousand fifty-five dollars and forty-two cents (\$71,055.42); effective December 21, 2019 through December 31, 2021.

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

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

#5

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

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

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

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

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

#6

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

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

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

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a grant application and acceptance award with the *Community Foundation for Greater Buffalo*, 726 Exchange Street, Suite 525, Buffalo, NY 14210 on behalf of the Youth Bureau.

Said funding is for a Youth Leaders of Wyoming event in a minimum amount of one thousand two hundred seventy-five dollars (\$1,275.00); effective July 1, 2020 through June 30, 2021.

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

#7

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

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

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

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Double Talk, LLC*, 240 Redtail Road, Orchard Park, NY 14127 on behalf of the Youth Bureau. Said contract is for preschool related speech services in an amount not to exceed 2020 ~ 2021 budget; effective July 1, 2020 through June 30, 2021. Contingent upon the availability of funds.

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

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

#8

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

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

**CHAIRMAN/COMMISSIONER OF HEALTH AUTHORIZED TO SIGN A GRANT
APPLICATION AND ACCEPTANCE AWARD WITH THE NEW YORK STATE
DEPARTMENT OF HEALTH, DIVISION OF FAMILY HEALTH ON BEHALF OF
THE COUNTY HEALTH DEPARTMENT**

BE IT RESOLVED, That the Chairman of this Board and the Commissioner of Health, with the approval of the County Attorney, are hereby authorized and directed to sign a grant extension application and acceptance award with the *New York State Department of Health, Division of Family Health*, BWIAH, ESP, Albany, NY on behalf of the County Health Department. Said funding is for reproductive healthcare in a minimum amount of one hundred sixty-three thousand eight hundred seventy-eight dollars (\$163,878.00); effective July 1, 2020 through June 30, 2021.

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

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

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

RESOLUTION NUMBER 20-026 AMENDED

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

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

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

BE IT RESOLVED, That *Resolution Number 20-026*, as previously amended by *Resolution Number 20-259*, be hereby further amended to change the contract with *Integra Medical Services, LLC* to reflect a contract end date of *June 30, 2020*.

All else remains the same.

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

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

*Joint Resolution
#10*

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

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

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

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

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

Response to COVID-19 Compliance Complaints Procedure

Introduction

On March 7, 2020, New York State Governor Cuomo issued Executive Order Number 202 declaring a State disaster emergency for New York State. Subsequently, on March 18, 2020 Executive Order 202.6 was issued instituting measures known as “New York State on Pause” directing all non-essential businesses to close in-person operations and banned all non-essential gatherings of any size. This resulted in a New York State PAUSE Enforcement Assistance Task Force being created on April 1, 2020 to address complaints regarding non-compliance with Executive Order 202.6. The Wyoming County Code Enforcement Officer has been identified as the primary recipient of complaints registered within Wyoming County.

Purpose

The following guidance is being developed to assist the Wyoming County Departments of Code Enforcement and Health as they respond to these complaints. This will help to safeguard that complaints are addressed in a fair and consistent manner while maintaining compliance with Executive Order 202.6 and guidelines established for the re-opening of NYS through a regional phased in-approach that started on May 15, 2020 in our Finger Lakes Region.

Procedure

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

Step 1 – 1st Complaint

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

Step 2 – 2nd Complaint (Same complaint as addressed in Step 1; at same Location)

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

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

Step 3 – 3rd Complaint (Same complaint as addressed in Step 1 and 2; at same Location)

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

- Fine, Revocation of Certificate of Occupancy, Revocation of Operational Permit
- Appeal process addressing enforcement action, to include;
 - Business Owner given the opportunity for a hearing
 - Business Owner presented with corresponding Stipulated Offer to resolve case
- Law Enforcement (If Needed)
- Public Notification of Enforcement Action

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

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

#11

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

By Mr. Leuer, Chairman of the Planning Committee:

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

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

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

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

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

BE IT RESOLVED, That upon approval of the contract by the County Attorney, and on behalf of the GLOW Region Solid Waste Management Committee, the Chairman of the Wyoming County Board of Supervisors is authorized to sign the contract with Environmental Enterprises, Inc., as the contractor for the GLOW Region 2020 Household Hazardous Waste

Collection Program in an amount not to exceed thirty three thousand dollars (\$33,000.00), the source of funds being GLOW's County contributions and state revenues appropriated from the NYSDEC.

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

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

#12

RESOLUTION NO. 20-292

(July 14, 2020)

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

**CHAIRMAN AUTHORIZED TO AWARD BIDS AND SIGN VARIOUS CONTRACTS
ON BEHALF OF COUNTY HIGHWAY**

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

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

Contingent upon the availability of funds.

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

#13

RESOLUTION NO. 20-293

(July 14, 2020)

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

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF
COUNTY HIGHWAY**

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

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

Contingent upon the availability of funds.

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

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

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

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

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

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

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

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

RESOLUTION NUMBER 20-227 AMENDED

WHEREAS, Resolution Number 20-227 entitled, **“CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF BUILDINGS AND GROUNDS (CO.**

BLDGS.) was passed by this Board of Supervisors on May 12, 2020 and provides, in part, for the following contract:

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

Now therefore,

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

All else remains the same.

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

#16

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

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

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

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

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

FURTHER RESOLVED, That funds are hereby transferred as follows:

CIP – Highway			
From: 12.61.9950.9.99004 Trans. to Capital Fund	\$132,000.00		
To: 12.61.1620.2.21002 Courthouse CIP		\$132,000.00	
Reason: To establish the Wyoming County Courthouse			

Makeup Air Unit Replacement Capital Improvement Project.			
CIP – Highway Total			\$132,000.00

And be it

FURTHER RESOLVED, That funds are hereby appropriated as follows:

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

And be it

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

- **Landry Mechanical Contractors, Inc.** 164 Flint Hill Road, LeRoy, NY 14482 for the purchase and installation of a Make Up Air Unit at the Wyoming County Courthouse in an amount not to exceed seventy-seven thousand two hundred dollars (\$77,200.00); effective July 13, 2020 through October 30, 2020.
- **U & S Services, Inc.**, 95 Stark Street, Tonawanda, NY 14150 for the installation of controls for the Make Up Air Unit at the Wyoming County Courthouse in an amount not to exceed seven thousand five hundred fifty-five dollars (\$7,555.00); effective October 1, 2020 through completion.

Contingent upon the availability of funds.

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

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

#17

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

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

**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A CONTRACT WITH
CONROY MOTOR CORP ON BEHALF OF THE SHERIFF’S DEPARTMENT**

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is hereby authorized and directed to award bid and sign a contract with *Conroy Motor Corp.*, 1457 Main Street, P. O. Box 176, Java Center, NY 14082 behalf of the Sheriff's Department. Said contract is for the purchase of one (1) 2018 Ford Escape 4WD in an amount not to exceed nineteen thousand five hundred dollars (\$19,500.00); effective June 25, 2020 through delivery of vehicle.

Contingent upon the availability of funds.

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

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

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

RESOLUTION NUMBER 17-474 AMENDED

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

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

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

All else remains the same.

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

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

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

RESOLUTION NUMBER 20-269 AMENDED

WHEREAS, Resolution Number 20-269 entitled, “**FIRE ADVISORY BOARD DELEGATES APPOINTED/REAPPOINTED**” was passed by this Board of Supervisors on

June 9, 2020 and provides, in part, for the following appointments for one (1) year terms effective July 1, 2020 through June 30, 2021:

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

Now therefore,

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

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

All else remains the same.

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

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

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

RESOLUTION NUMBER 19-196 AMENDED

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

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

All else remains the same.

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

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

**Local Law
#21**

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

By Mr. Kehl, Chairman of the Finance Committee:

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

WHEREAS, There has been duly presented and introduced at a meeting of this Board of Supervisors of Wyoming County on this 14th day of July 2020, a proposed local law entitled, “Local Law Introductory No. B, Year 2020, entitled, *“A Local Law Amending Local Law 11, Year 1977”*, and

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

BE IT RESOLVED, That a Public Hearing will be held on said proposed Local Law by this Wyoming County Board of Supervisors on the *11th day of August, 2020 at 2:30 PM in the Supervisors’ Chambers, 2nd Floor of the Wyoming County Government Center, 143 North Main Street, Warsaw, New York.*

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

BE IT ENACTED by the Board of Supervisors of the County of Wyoming as follows:
Section 1. Section 8 of Local Law 1, Year 1977 is hereby amended to read as follows:

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

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

DATED at Warsaw, New York
July 14, 2020 (Introduced)
Cheryl J. Ketchum, ^{CMC}
Clerk to the Board

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

#22

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

By Mr. Kehl, Chairman of the Finance Committee:

COUNTY INVESTMENT POLICY AMENDMENT APPROVED

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

DESIGNATION OF DEPOSITARIES

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

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

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

#23

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

By Mr. Kehl, Chairman of the Finance Committee:

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

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

- ***New York Municipal Insurance Reciprocal (NYMIR) Insurance Program***
 - o Package/Inland Marine/Business Auto \$459,023.34
- ***Selective Insurance***
 - o Inland Marine
 - Highway \$14,740.00
 - Sheriff/Voting Machines/Electronic Data Processing \$9,109.00
- ***Cincinnati Insurance Company***
 - o Boiler/Machinery \$12,179.00

- **Travelers Insurance**
 - o Crime \$1,863.00
 - **AXIS Pro Privasure**
 - o Cyber Liability (County only) \$23,975.00
- TOTAL** **\$520,889.34**

Contingent upon the availability of funds.

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

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

By Mr. Kehl, Chairman of the Finance Committee:

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

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

- **Trusted Nurse Staffing, LLC**, 500 Seneca Street, Suite 501, Buffalo, NY 14204 for agency staff to provide coverage, where needed, in an amount not to exceed one hundred twenty-five thousand dollars (\$125,000.00) per year; effective June 15, 2020 through June 14, 2022.
- **Medtronic USA, Inc.**, 710 Medtronic Parkway, Minneapolis, MN 55432-5604 exclusive distributor and neurovascular partner with **VIZ.AI, Inc.**, 555 De Haro Street, Suite 400, San Francisco, CA 94107-2365 for a master subscription agreement for neurovascular/stroke equipment and software in an amount not to exceed seventy thousand dollars (\$70,000.00) for a two (2) year term; effective September 1, 2020 through September 1, 2022.
- **UBMD Internal Medicine**, Buffalo General Medical Center, 100 High Street, D2-76, Buffalo, NY 14203 for outpatient endocrine physician services in an amount not to exceed seventy-nine thousand two hundred dollars (\$79,200.00) per year; effective August 1, 2020 through July 31, 2021.

Contingent upon the availability of funds.

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

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

By Mr. Kehl, Chairman of the Finance Committee:

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

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

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

Contingent upon the availability of funds.

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

#26

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

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 19-157 AMENDED

WHEREAS, Resolution Number 19-157 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM,**” passed by this Board of Supervisors on April 10, 2018 and provides for various contracts, in part, as follows:

- **Westside Podiatry Group, LLC**, 2236 Ridge Road West, Rochester, NY 14626 to provide Podiatrists and Physician Assistants to provide podiatry services to the Hospital’s Podiatry Clinic and in surgery in an amount not to exceed one hundred seventy-five

thousand dollars (\$175,000.00) per year; effective June 1, 2019 or upon credentialing and obtaining malpractice insurance through May 31, 2020.

And

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

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

All else remains the same.

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

#27

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

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 15-004 AMENDED

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

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

travel and set-up expenses; and

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

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

- Change address to 124 North Maple Street, Warsaw, NY 14569
- Extend the term of the professional services agreement for an additional one-year; effective through December 15, 2018.
- Increase compensation in an amount not to exceed three hundred ten thousand nine hundred dollars (\$310,900.00 per year.

And,

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

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

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

All else remains the same.

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

#28

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

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 19-278 AMENDED

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

- ***Farkad Balaya, MD PC***, 155 Main Street, Hamburg, NY 14075 to provide the services of one or more qualified, board certified or board eligible physicians specializing in OB/GYN services to provide OB/GYN services at WCCHS in the OB/GYN clinic, in surgery, in labor and delivery and/or providing call coverage, provide a Chief of the OB/GYN Department acceptable to WCCHS and assure a physician is providing services for WCCHS 24-hours per day 365 days per year in an amount not to exceed eight hundred thousand dollars (\$800,000.00) per year; effective July 1, 2019 through June 30, 2021.

Now therefore,

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

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

All else remains the same.

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

#29

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

By Mr. Kehl, Chairman of the Finance Committee:

RESOLUTION NUMBER 19-214 AMENDED

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

- Create two (2) temporary weekly stipends of \$380.00 to be paid to the newly created ***Working Supervisor(s)*** in the Department of Buildings & Grounds while performing

duties of the Superintendent of Buildings & Grounds; effective April 1, 2019 and to be reviewed for renewal six (6) months from the effective date, on or about October 1, 2019.

And

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

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

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

All else remains the same.

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

#30

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

By Mr. Kehl, Chairman of the Finance Committee:

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

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

Salary Schedule “P”:

Wyoming County Community Health System

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

Salary Schedule “G”:

County Attorney

- Set an annual stipend of \$4,000.00 for the position of *Secretary to the County Attorney* (position code 007.503).
 - Said amount to be paid retroactive to April 1, 2019 - March 31, 2020, and shall continue as bi-weekly payments for the duration of the Hurrell-Harring Grant ending on March 31, 2023.

Public Defender

- Extend salary with corresponding fringes as follows:
 - *Assistant Public Defender (4th)* \$6,000.00
 - *Assistant Public Defender (5th)* \$12,000.00
 - *Investigator* (position code 007.514) \$35,000.00
 - Said amount to be paid bi-weekly June 30, 2021.
 - Funds provided through ILS Second Quality and Caseload Reduction Contract C2ND656

- Extend stipends through July 25, 2020 based on available grant funding as follows:
 - *Public Defender* (position code 003.503) \$5,000.00
 - *Assistant Public Defender (1st)* (position code 004.503) \$2,500.00
 - *Assistant Public Defender (2nd)* (position code 001.503) \$16,000.00
 - *Assistant Public Defender (3rd)* (position code 002.503) \$2,500.00
 - *Secretary to the Public Defender, PT* (position code 005.503) \$2,000.00
 - *Secretary I* (position code 006.350) \$1,500.00
 - *Investigator* (position code 007.514) \$10,000.00

Salary Schedule “S”:

County Attorney

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

Board of Elections

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

Public Health Dept

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

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

#31

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

By Mr. Kehl, Chairman of the Finance Committee:

POSITION(S) APPROVED

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

CREATED:

Board of Elections

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

Jail

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

Social Services

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

County Attorney

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

ABOLISHED:

Social Services

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

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

***Non-Consent
#32***

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

By Mr. Kehl, Chairman of the Finance Committee:

POSITION(S) APPROVED

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

CREATED:

Buildings and Grounds

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

Carried: XXX Ayes: 1435 Noes: 164 (Attica) Absent: Abstain:
Non-Consent
#33

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

By Mr. Kehl, Chairman of the Finance Committee:

POSITION(S) APPROVED

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

CREATED:

Civil Defense

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

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

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

Unanimous Consent
#34

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

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

RESOLUTION NUMBER 20-119 RESCINDED AND REPLACED

WHEREAS, Resolution Number 20-119 entitled, "***AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT AND APPROPRIATING FUNDS***

THEREFORE” was passed by this Board of Supervisors on March 10, 2020; and

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

WHEREAS, A Project for the *Replacement of Hillside Road Bridge over Wiscoy Creek, Town of Eagle, Wyoming County, D040190; P.I.N. 4BNY.30; BIN: 3319730*; (the Project”) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 95% Federal funds and 5% non-federal funds; and

WHEREAS, The County of Wyoming desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of construction and construction inspection.

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

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

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

FURTHER RESOLVED, That the sum of ***\$1,423,240.00*** is hereby appropriated from Board of Supervisors and made available to cover the cost of participation in the above phase of the Project; and be it

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

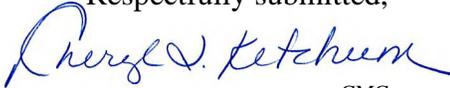
FURTHER RESOLVED, That the Chairman of the Board of Supervisors be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Board of Supervisors with the New York State Department of Transportation in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

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

FURTHER RESOLVED, This Resolution shall take effect immediately.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:
*There being no further business to come before this Board, Senior Supervisor Berwanger,
T/Arcade, adjourned the meeting at 3:03 PM with a rap on his desk.*

Respectfully submitted,



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

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