

**REGULAR SESSION  
(September 8, 2020)**

**Tuesday**

**2:30 PM**

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

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

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

**PLEDGE OF ALLEGIANCE ~**

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

**OPENING PRAYER ~**

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

**CORRESPONDENCE ~**

- *None*

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

**#1**

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

By Mr. Kehl, Chairman of the Finance Committee:

**FUNDS TRANSFERRED TO VARIOUS 2020 ACCOUNTS**

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

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

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

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

By Mr. Kehl, Chairman of the Finance Committee:

**FUNDS APPROPRIATED TO VARIOUS 2020 ACCOUNTS**

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

<b>Highway</b>			
<b>To:</b> 04.53.5110.4.41904 Bituminous Products w/04.11.5110.3501 Consolidated Highway Aid <b>Reason:</b> To spend EWR and CHIPS rollover money that was not in the 2020 budget and approved at the 07/02/20 Public Works Comm. meeting.	\$367,410.00	\$367,410.00	
<b>To:</b> 04.53.5112.4.40940 HBRR Contract w/04.11.5112.3089 Other State Aid 04.12.5112.4089 Corps of Engineers <i>w/any funds available</i> <b>Reason:</b> For Simmons Rd Bridge construction that was budgeted in 2019 but constructed in 2020 (2019 unused balance). State//Local Agreement in place for reimbursement to State.	\$931,472.99	\$139,720.95 745,178.39 46,573.65	
<b>Highway Total</b>			<b>\$1,298,882.99</b>
<b>Historian</b>			
<b>To:</b> 01.46.7510.4.42306 Other w/01.09.7510.2705 Gifts & Donations <b>Reason:</b> Funds donated for office use by Historian and Asst. Co. Historian from the yard sale we held. To be used for promotion of the office to our history program participants.	\$235.00	\$235.00	
<b>Historian Total</b>			<b>\$235.00</b>
<b>Board of Elections</b>			
<b>To:</b> 01.34.1450.4.42482 Cybersecurity Grant 01.34.1450.2.20201 Capital Equipment w/01.12.1450.4089 Federal Aid <b>Reason:</b> Appropriate grant funds.	\$33,000.00 2,100.00	\$35,100.00	
<b>Board of Elections Total</b>			<b>\$35,100.00</b>
<b>Planning</b>			
<b>To:</b> 01.42.6421.4.42493 Other Econ Dev Project w/01.11.6421.3089 State Aid	\$35,200.00	\$35,200.00	

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

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

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

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

**#3**

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

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

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

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors hereby adopts the *Retention and Disposition Schedule for New York Local Government Records (LGS-1)*, issued pursuant to Article 57-A of the Arts and Cultural Affairs Law, and containing legal minimum retention periods for local government records, for use by all officers in legally disposing of valueless records listed therein; and be it

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

- (a) only those records will be disposed of that are described in *Retention and Disposition Schedule for New York Local Government Records (LGS-1)*, after they have met the minimum retention periods described therein;

(b) only those records will be disposed of that do not have sufficient administrative, fiscal, legal, or historical value to merit retention beyond established legal minimum periods.

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

**#4**

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

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

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

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

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

All else remains unchanged.

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

**#5**

**RESOLUTION NO. 20-350  
(September 8, 2020)**

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

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

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

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

All else remains unchanged.

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

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

**#6**

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

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

**RESOLUTION NUMBER 18-015 AMENDED**

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

**WHEREAS**, That Resolution Number 18-015 was previously amended by this Board of Supervisors on February 13, 2018 by *Resolution Number 18-047* to correct the maximum funding amount to ninety-five thousand dollars (\$95,000.00) per year; now therefore

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

All else remains the same.

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

**#7**

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

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

**RESOLUTION NUMBER 18-220 AMENDED**

**WHEREAS**, Resolution Number 18-220 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE YOUTH BUREAU,**” was passed by this Board of Supervisors on May 8, 2020 and provided, in part, for the following contracts for PRE-SCHOOL RELATED SERVICES and/or PRE-SCHOOL SPECIAL EDUCATION

SERVICES (as noted below) in amounts not to exceed 2018 ~ 2021 budget and variable depending on services provided:

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

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

And,

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

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

- ***Southtowns Children's Associates***, 43 East Main Street, Springville, NY 14141 to add ***physical therapy services***; effective August 1, 2020 through June 30, 2021.
- ***SLC Therapy of Western NY***, 5544 Main Street, 2<sup>nd</sup> Floor, Williamsville, NY 14221 to add ***occupational therapy and occupational therapy assistant services***; effective August 1, 2020 through June 30, 2021.

All else remains the same.

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

**#8**

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

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

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

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

(\$879,150.00) for approximately seven (7) children; effective July 1, 2020 through June 30, 2021.

Contingent upon the availability of funds.

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

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

#9

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

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

**SUICIDE PREVENTION AWARENESS MONTH PROCLAIMED**

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

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

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

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

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

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

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

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

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

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

**#10**

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

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

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

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

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

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

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

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

**#11**

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

By Mr. Berwanger, Chairman of the Agriculture Committee:

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

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

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

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

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

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

**FURTHER RESOLVED**, That the Clerk to this Board shall forward copies of this resolution to New York State Governor Andrew M. Cuomo, New York State Senator Patrick Gallivan, New York State Assemblyman David DiPietro, New York State Department of Environmental Conservation Commissioner, Basil Seggos, New York State Department of Agriculture and Markets Commissioner, Richard Ball, New York State Association of Counties, Inter-County Association of Western New York, Wyoming County Farm Bureau and all others deemed necessary and proper.

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

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

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

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

*Supervisor Brick, T/Perry also agreed and said he believes this is a safe chemical to use. Supervisor Klein, T/Castile joined the meeting at this time.*

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

#12

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

By Mr. Leuer, Chairman of the Planning Committee:

**RESOLUTION NUMBER 20-260 RESCINDED**

**WHEREAS**, Resolution Number 20-260 entitled, **“CHAIRMAN AUTHORIZED TO SIGN A SUBLEASE AGREEMENT WITH CORNELL UNIVERSITY ~ QUALITY MILK PRODUCTION SERVICES ON BEHALF OF THE COUNTY OF WYOMING,”** passed by this Board of Supervisors on January 19, 2016 and provides for a Sublease Agreement with Cornell University, Quality Milk Production Services, c/o Real Estate Department, Box DH-Real Estate, Ithaca, NY 14850 for the lease of 1,935 square feet of office space located at the Ag and Business Center, 36 Center Street, Warsaw, NY 14569; effective December 1, 2020 through December 31, 2027; now therefore

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

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

#13

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

By Mr. Leuer, Chairman of the Planning Committee:

**RESOLUTION NUMBER 16-028 AMENDED**

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

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

Now therefore,

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

- ***Effective December 1, 2020 through December 31, 2020***
  - \$10.96 per square foot (\$1,767.30 per month) for an annual rent of \$21,207.60 plus a proportionate share of the utilities as outlined in the sublease agreement.
- ***Effective January 1, 2021 through December 31, 2022***
  - \$11.44 per square foot (\$1,844.70 per month) for an annual rent of \$22,136.40 plus \$3.60 per square foot (\$580.50 per month / \$6,966.00 per year) for utilities, cleaning service, garbage disposal and internet expense.
- ***Effective January 1, 2023 through December 31, 2024***
  - 2% increase over 2021/2022
  - \$11.67 per square foot (\$1,881.59 per month) for an annual rent of \$22,579.13 plus \$3.67 per square foot (\$592.11 per month / \$7,105.32 per year) for utilities, cleaning service, garbage disposal and internet expense.
- ***Effective January 1, 2025 through December 31, 2026***
  - 2% increase over 2023/2024
  - \$11.90 per square foot (\$1,919.23 per month) for an annual rent of \$23,030.71 plus \$3.75 per square foot (\$603.95 per month / \$7,247.43 per year) for utilities, cleaning service, garbage disposal and internet expense.
- ***Effective January 1, 2027 through December 31, 2027***
  - 2% increase over 2025/2026
  - \$12.14 per square foot (\$1,957.61 per month) for an annual rent of \$23,491.32 plus \$3.82 per square foot (\$616.03 per month / \$7,392.37 per year) for utilities, cleaning service, garbage disposal and internet expense.

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

#14

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

By Mr. Leuer, Chairman of the Planning Committee:

**RESOLUTION NUMBER 20-064 AMENDED**

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

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

All else remains the same.

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

#15

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

By Mr. Leuer, Chairman of the Planning Committee:

**RESOLUTION NUMBER 20-030 AMENDED**

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

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

- Reflect a fifty percent (50%) reduction in funding to a minimum amount of *thirty-five thousand two hundred dollars (\$35,200.00)*

- Amend the effective dates from January 1, 2020 through December 31, 2020 to ***July 31, 2020 through September 30, 2020.***

All else remains the same.

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

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

By Mr. Leuer, Chairman of the Planning Committee:

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

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

Contingent upon the availability of funds.

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

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

By Mr. Leuer, Chairman of the Planning Committee:

**THOMAS MCCORMICK AND E. JOSEPH GOZELSKI REAPPOINTED TO THE  
WYOMING COUNTY INDUSTRIAL DEVELOPMENT AGENCY  
BOARD OF DIRECTORS**

**BE IT RESOLVED**, That ***Thomas McCormick***, 5190 Sheppard Road, Bliss, NY 14024 be hereby reappointed to the Wyoming County Industrial Development Agency Board of Directors for a three (3) year term; effective September 12, 2020 through September 11, 2023; and

**BE IT RESOLVED**, That ***E. Joseph Gozelski***, 6175 East Lake Road, Silver Springs, NY 14550 be hereby reappointed to the Wyoming County Industrial Development Agency Board of Directors for a three (3) year term; effective September 12, 2020 through September 11, 2023.

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

#18

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

By Mr. Leuer, Chairman of the Planning Committee:

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

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

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

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

#19

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

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

**RESOLUTION NUMBER 19-385 AMENDED**

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

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

All else remains the same.

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

#20

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

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

**ANNUAL HIGHWAY MATERIALS BIDS APPROVED**

**BE IT RESOLVED**, That the attached yearly County Highway material bids are hereby approved effective September 1, 2020 through August 31, 2021, all ties were awarded by lot at the August 27, 2020 Public Works Committee; and be it

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

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

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

Bids opened August 18, 2020

Contract period – 9/1/20 – 8/31/21

		<u>Price/Ton – F.O.B. Plant</u>
<b><i>D &amp; H Materials</i></b> 11939 Rt. 98 S Arcade, NY 14009	10811 Rt. 16 Delevan	3.75
<b><i>Frey Sand &amp; Gravel</i></b> 3850 Dry Bridge Road Alexander, NY 14005	Alexander Plant:	NO BID
<b><i>Gernatt Asphalt Products, Inc.</i></b> 13870 Taylor Hollow Road Collins, New York 14034 Phone 716-532-3371	Chaffee Plant: Freedom Plant:	3.95 5.20
<b><i>M &amp; M Aggregates</i></b> 6128 Sheppard Road Bliss, NY 14024	Sheppard Rd Plant:	6.00
<b><i>Spallina Materials, Inc.</i></b> P.O. Box 337, 1 Conlon Ave. Mt. Morris, NY 14510 Phone 658-2248	Cohocton Plant	7.25

Todd Gadd  
County Superintendent of Highways

**WYOMING COUNTY HIGHWAY DEPARTMENT**

**Silver Springs, New York 14550**  
**ABRASIVE GRIT**

Bids opened August 18, 2020

Contract period 9/01/20 – 8/31/21

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

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

Todd Gadd  
 County Superintendent of Highways

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

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

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

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

<b><u>Orangeville</u></b>	1. D & H Materials	9.50
	2. Gernatt Asphalt	9.85
	3. M & M Aggregates	10.00
	4. Spallina Materials	13.40
<b><u>Perry</u></b>	1. M & M Aggregates	10.70
	2. D & H Materials	10.70
	3. Gernatt Asphalt	11.10

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

#21

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

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH BENCHLEY  
CONTRACTING & RENTAL CORP. ON BEHALF OF COUNTY HIGHWAY**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Benchley Contracting & Rental Corp.*, County Road 85, PO Box 220, Forestville, NY 14062 on behalf of County Highway. Said contract is for the rental of a 200 ton hydraulic crane and operating crew for the Pike Bridge #06 Reconstruction Project in an amount not to exceed twelve thousand dollars (\$12,000.00); effective August 3, 2020 through December 31, 2020.

Contingent upon the availability of funds.

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

#22

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

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH FEEDWATER  
TREATMENT SYSTEMS, INC. ON BEHALF OF BUILDINGS AND GROUNDS  
(CO. BLDGS.)**

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

Contingent upon the availability of funds.

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

**#23**

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

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

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

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

Contingent upon the availability of funds.

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

***Non-Consent*  
#24**

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

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

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

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

**WHEREAS**, The public interest demands the snow removal and the control of ice on all County roads within the County to bear the entire cost in accordance with §135-a of the Highway Law; and

**WHEREAS**, The County is desirous of extending agreements with several Towns and Villages of the County for the removal of snow and for control of ice on County roads; now therefore

**BE IT RESOLVED**, That the Wyoming County Board of Supervisors hereby authorizes the Superintendent of Highways to enter into agreements with the various Towns and Villages for the purpose of removing snow and the control of ice on County roads for the winter season of **2021/2022**. Payment will be made to the Towns and Villages by the County from County Snow Funds as follows:

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

Contingent upon the availability of funds.

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

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

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

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

**#25**

**RESOLUTION NO. 20-370**

(September 8, 2020)

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH ATTICA CENTRAL SCHOOL DISTRICT ON BEHALF OF THE SHERIFF’S DEPARTMENT**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Attica Central School District*, 3338 East Main Street, Attica, NY 14011 on behalf of the Sheriff’s Department. Said contract is for law enforcement and police services when school is in session in an amount not to exceed forty-nine dollars and eighteen cents (\$49.18) per hour; effective September 1, 2020 through December 31, 2020 and fifty-one dollars and fifty-eight cents (\$51.58) per hour; effective January 1, 2021 through June 30, 2021.

Contingent upon the availability of funds.

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

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

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

**RESOLUTION NUMBER 20-032 AMENDED**

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

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

All else remains the same.

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

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

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

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

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

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

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

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

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

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

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

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

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

**RESOLUTION NUMBER 20-035 AMENDED**

**WHEREAS**, Resolution Number 20-035 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS WITH WYOMING COUNTY LEGAL AID BUREAU, INC. ON BEHALF OF THE PUBLIC DEFENDER’S OFFICE,**” passed by this Board of Supervisors on January 14, 2020 and provides, in part, for the following contract:

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

Now therefore,

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

All else remains the same.

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

**#30**

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

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

**RESOLUTION NUMBER 19-338 AMENDED**

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

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

Now therefore,

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

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

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

#31

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

By Mr. Kehl, Chairman of the Finance Committee:

**DISABILITY INSURANCE RATES WITH SHELTERPOINT APPROVED**

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

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

Contingent upon the availability of funds.

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

#32

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

By Mr. Kehl, Chairman of the Finance Committee:

**RESOLUTION NUMBER 14-430 AMENDED**

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

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

Now therefore,

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

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

And be it,

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

All else remains the same.

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

**#33**

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

By Mr. Kehl, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH SHI INTERNATIONAL  
CORP ON BEHALF OF INFORMATION TECHNOLOGY**

**BE IT RESOLVED**, That the Chairman of this Board, pursuant to General Municipal Law §103 and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *SHI International Corp.*, 5 West Bank Street, Cold Springs, NY 10516 on behalf of Information Technology. Said contract is for network security monitoring and event logging in an amount not to exceed six thousand three hundred thirty-six dollars and sixty cents (\$6,336.60); effective August 24, 2020 through August 23, 2021. (*Sourcewell Contract #081419-SHI*)

Contingent upon the availability of funds.

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

**#34**

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

By Mr. Kehl, Chairman of the Finance Committee:

**RELEVY OF UNPAID SCHOOL AND VILLAGE TAXES**

**WHEREAS,** The Real Property Tax Law requires that all Wyoming County School Districts return their respective unpaid 2020-2021 school taxes to the County Treasurer for inclusion in the following year's town and county levy; and

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

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

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

**#35**

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

By Mr. Kehl, Chairman of the Finance Committee:

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

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

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

Contingent upon the availability of funds.

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

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

By Mr. Kehl, Chairman of the Finance Committee:

**SALARY SCHEDULES “C”, “X”, “T” AND “G” AMENDED**

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

**Salary Schedule “C”:**

*Wyoming County Community Health System*

- Abolish one (1) position of *Network Administrator I* (1.00 FTE) (position code 12.311.588) under INFORMATION SYSTEMS; effective August 22, 2020.
- Create one (1) position of *Network Administrator I* (0.5 FTE) (position code # TBD) under INFORMATION SYSTEMS at a salary range of \$25,000.00 - \$30,000.00 per year; position available date is August 23, 2020.

**Salary Schedule “X”:**

*Wyoming County Community Health System*

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

**Salary Schedule “T”:**

*Board of Supervisors*

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

**Salary Schedule “G”:**

*Office for the Aging*

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

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

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

By Mr. Kehl, Chairman of the Finance Committee:

**DATE SET FOR MID-TERM ORGANIZATIONAL MEETING**

**WHEREAS**, The Rules of Procedure of the Board of Supervisors has been suspended by unanimous consent for the purpose recited in this resolution; now therefore

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

**FURTHER RESOLVED**, That in accordance with Governor Cuomo’s Executive Order 202.1 issued on March 12, 2020, members of the public are invited to observe the meeting via Board of Supervisors YouTube Channel through the following link:

<http://www.wyomingco.net/149/Board-of-Supervisors>. All social distancing requirements will be observed by Supervisors and permitted guests.

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

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

By Mr. Kehl, Chairman of the Finance Committee:

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

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

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

**WHEREAS**, Throughout this response counties have provided local public health

services, behavioral and substance abuse support, SNAP benefits and other social service programs, meals on wheels and other senior support programs, 9-1-1 dispatch and emergency responses, veterans' programs, and services provided by our coroners and medical examiners; and

**WHEREAS,** In addition to these COVID-19 related activities, counties continue to deliver and fund the full array of state mandated programs and services that are required under state law and that consume most of each county budget; and

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

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

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

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

**#39**

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

By Mr. Kehl, Chairman of the Finance Committee:

**POSITION(S) APPROVED**

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

**CREATED:**

***Social Services***

- One (1) position of *Social Services Program Specialist Trainee* (FT) (1.0 FTE) on CSEA Schedule A, Job Grade 8 at \$18.75/hr.-\$21.69/hr. Position available date is September 14, 2020.
  - o After twelve (12) months of training and upon satisfactory performance during the training period, trainee will be upgraded to a regular *Social Services Program Specialist* position.

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

***Non-Consent***



**A**

**Appointments**

**Wyo. Co. Business Center**

**Board of Directors**

D. Leuer, Res. #20-363 .....15

**Wyo. Co. Industrial Development Agency**

**Board of Directors**

T. McCormick, E. J. Gozelski, Res. #20-362 .....14

**Audit of Monthly Bills**

08/2020 .....3

**B**

**Bid Awards**

**Highway**

**2020/2021 Annual Highway Materials Approved, Res. #20-365** .....16

**Board of Supervisors**

**Meetings**

**Regular Session**

09/08/20 .....1

**Re-Organizational Session**

09/17/20 .....29

**Resolutions**

In Opposition to New York State Senate Bill S.06502-A and New York State Assembly Bill A.00732-B, an Act to Amend the Environmental Conservation Law, in Relation to Prohibiting the Use of Glyphosate on State Property, Res. #20-356 .....9

Proposing the Creation of a “Rebuilding Government for Good” Commission, which will Identify Cost Saving Measures that Reform all Levels of Government Operations in New York State, while Ensuring Local Services are Preserved or Enhanced at No Additional Cost to State or Local Taxpayers, Res. #20-383 .....30

**Budget Office**

**Appropriations**

**2020**

09/08/20, Res. #20-47 .....2

**Transfers**

**2020**

09/08/20, Res. #20-346 .....1

**Buildings and Grounds (Co. Bldgs.)**

**Bid Awards**

Cappellino Chevrolet, Inc., Res. #20-368 .....20

**Contracts / Agreements**

Feedwater Treatment Systems, Inc.. Res. #20-367 ..20

**C**

**County Insurance**

Disability Insurance Rates Approved, Res. #20-376 .....25

**D**

**District Attorney**

**Contracts / Agreements Amended**

New York State Office of Victim Services, (Res. #19-338), Res. #20-375 ..... 25

**E**

**Emergency Services**

**Grants**

New York State Division of Homeland Security and Emergency Services, Res. #20-372 ..... 23

**H**

**Highway**

**Bid Awards**

**2020/2021 Annual Highway Materials Approved, Res. #20-365** ..... 16

**Contracts / Agreements**

Benchley Contracting & Rental Corp. Res. #20-366. 19

**Contracts / Agreements Amended**

American Rock Salt (Res. #19-385), Res. #20-364 ... 15

**Resolutions Rescinded/Replaced**

Snow and Ice Removal Agreements with Towns and Villages (Res. #20-326), Res. #20-369 ..... 21

**I**

**Information Technology**

**Contracts / Agreements**

SHI International Corp, Res. #20-378 ..... 27

**Contracts / Agreements Amended**

Windstream Communications, (Res. #14-430), Res. #20-377 ..... 26

**M**

**Mental Health**

**Proclamations**

Suicide Prevention Awareness, Res. #20-354 ..... 7

**O**

**Office for the Aging**

**Contracts / Agreements Amended**

Alzheimer’s Association Western New York Chapter (Res. #18-015), Res. #20-351 ..... 5

**P**

**Planning**

**Contracts / Agreements**

Wyoming County Community Action, Res. #20-361 14

**Contracts / Agreements Amended**

New York State Empire State Development. (Res. #20-030), Res. #20-360.....13

**Policies**

**County General**

Retention and Disposition Schedule Adopted, Res. #20-348.....3

**Positions**

**Created**

**Social Services**

One (1) Position of Social Services Program Specialist Trainee (FT) (1.00 FTE), Res. #20-384 .....31

**Public Defender**

**Contracts / Agreements Amended**

Wyoming County Legal Aid Bureau, Inc., (Res. #20-035), Res. #20-374 .....24

**Grants**

New York State Office of Indigent Legal Services, Res. #20-373.....23

**Public Health**

**Grants**

Governor’s Traffic Safety Committee, Res. #20-355 ..8  
Health Research, Inc., Res. #20-355.....8  
New York State Department of Health, Res. #20-3558

**R**

**Resolutions**

20-346, Funds Transferred to Various 2020 Accounts ...1  
20-347, Funds Appropriated to Various 2020 Accounts.2  
20-348, Retention and Disposition Schedule for New York Local Government Records (LGS-1).....3  
20-349, Memorandum of Understanding By and Between CSEA and the County of Wyoming Approved .....4  
20-350, Memorandum of Understanding By and Between CSEA and the County of Wyoming Approved .....4  
20-351, Resolution Number 18-015 Amended .....5  
20-352, Resolution Number 18-220 Amended .....6  
20-353, Chairman/Commissioner of Social Services Authorized to Sign a Contract with New Directions on Behalf of the Department of Social Services .....7  
20-354, Suicide Prevention Awareness Month Proclaimed .....7  
20-355, Chairman/Commissioner of Health Authorized to Sign Various Grant Applications and Acceptance Awards on Behalf of the County Health Department 8  
20-356, Resolution of the Wyoming County Board of Supervisors in Opposition to New York State Senate Bill S.06502-A and New York State Assembly Bill

A.00732-B, an Act to Amend the Environmental Conservation Law, in Relation to Prohibiting the Use of Glyphosate on State Property ..... 9  
20-357, Resolution Number 20-260 Rescinded ..... 11  
20-358, Resolution Number 16-028 Amended ..... 11  
20-359, Resolution Number 20-064 Amended ..... 12  
20-360, Resolution Number 20-030 Amended ..... 13  
20-361, Chairman Authorized to Sign a Contract with Wyoming County Community Action on Behalf of Planning and Development ..... 14  
20-362, Thomas McCormick and E. Joseph Gozelski Reappointed to the Wyoming County Industrial Development Agency Board of Directors ..... 14  
20-363, Daniel Leuer Reappointed to the Wyoming County Business Center (Local Development Corporation) Board of Directors ..... 15  
20-364, Resolution Number 19-385 Amended ..... 15  
20-365, Annual Highway Materials Bids Approved, 2020/2021 Annual Highway Materials Approved Res. #20-365 ..... 16  
20-366, Chairman Authorized to Sign a Contract with Benchley Contracting & Rental Corp. on Behalf of County Highway ..... 19  
20-367, Chairman Authorized to Sign a Contract with Feedwater Treatment Systems, Inc. on Behalf of County Highway ..... 20  
20-368, Chairman to Award Bid and Sign a Contract with Cappellino Chevrolet, Inc. on Behalf of Buildings and Grounds (Co. Bldgs.) ..... 20  
20-369 Rescind and Replace Resolution Number 20-326 Entitled, County Highway Superintendent Authorized to Extend Snow and Ice Removal Agreements with Towns and Village for 2021/2022 ..... 21  
20-370, Chairman Authorized to Sign a Contract with Attica Central School District on Behalf of the Sheriff’s Department ..... 22  
20-371, Resolution Number 20-032 Amended ..... 22  
20-372, Chairman Authorized to Sign a Grant Application and Acceptance Award with the New York State Division of Homeland Security and Emergency Services on Behalf of the Wyoming County Emergency Services..... 23  
20-373, Chairman Authorized to Sign a Grant Application and Acceptance Award with the New York State Office of Indigent Legal Services on Behalf of the Public Defender’s Office..... 23  
20-374, Resolution Number 20-035 Amended ..... 24  
20-375, Resolution Number 19-338 Amended ..... 25  
20-376, Disability Insurance Rates with ShelterPoint Approved ..... 25  
20-377, Resolution Number 14-430 Amended ..... 26  
20-378, Chairman Authorized to Sign a Contract with SHI International Corp on Behalf of Information Technology ..... 27  
20-379, Relevy of Unpaid School and Village Taxes..... 27  
20-380, Chairman Authorized to Sign Various Contracts on Behalf of the Wyoming County Community Health System ..... 28

20-381, Salary Schedule "C", "X" "I" and "G" Amended .....28  
 20-382, Date Set for Mid-Term Organizational Meeting .....29  
 20-383, Resolution Proposing the Creation of a "Rebuilding Government for Good" Commission, which will Identify Cost Saving Measures that Reform all Levels of Government Operations in New York State, while Ensuring Local Services are Preserved or Enhanced at No Additional Cost to State or Local Taxpayers .....30  
 20-384, Position(s) Approved .....31  
 20-385, Salary Schedule "S" Amended .....32

**S**

**Salary Schedules Amended**

"C"  
 Res. #20-381 .....28  
 "G"  
 Res. #20-381 .....28  
 "I"  
 Res. #20-381 .....28  
 "S"  
 Res. #20-385 .....32  
 "X"  
 Res. #20-381 .....28

**Sheriff**

**Contracts / Agreements**

Attica Central School District, Res. #20-370 .....22

**Jail**

**Contracts / Agreements Amended**

Black Creek Integrated System Corp (Res. #20-032), Res. #20-371 .....22

**Social Services**

**Contracts / Agreements**

New Directions, Res. #20-353 .....7

**Positions**

**Created**

One (1) Position of Social Services Program Specialist Trainee (FT) (1.0 FTE), Res. #20-384 31

**T**

**Treasurer**

Relevy of Unpaid School and Village Taxes, Res. #20-379 .....27

**U**

**Union Agreements**

**CSEA**

**Positions**

**Added**

Dialysis RN Team Leader, Res. #20-349 ..... 4  
 Dialysis RN, Res. #20-349 ..... 4

**Upgraded**

Public Health Health Technician, Res. #20-350. 4  
 Public Health Sanitarian, Res. #20-350 ..... 4

**V**

**Veterans Services**

**Monthly Veteran**

09/08/20 – Deanna Nikiel ..... 1

**W**

**Wyo. Co. Ag and Business Center**

**Contracts / Agreements Amended**

Cheryl Cummins (Res. #20-064), Res. #20-359 ..... 12  
 Cornell University ~Quality Milk Production Services (Res. #16-028), Res. #20-358 ..... 11

**Contracts / Agreements Rescinded**

Cornell University ~ Quality Milk Production Services (Res. #20-260), Res. #20-357 ..... 11

**Wyo. Co. Business Center Agency**

**Appointments**

**Board of Directors**

D. Leuer, Res. #20-363 ..... 15

**Wyo. Co. Comm. Hospital**

**Contracts / Agreements**

Nuance Communications, Inc., Res. #20-380 ..... 28  
 Smith and Nephew Capital, Res. #20-380 ..... 28

**Contracts / Agreements Amended**

SLC Therapy of Western NY (Res. #18-220), Res. #20-352 ..... 6  
 Southtowns Children's Associates (Res. #18-220), Res. #20-352 ..... 6

**Wyo. Co. Industrial Developemtn Agency**

**Appointments**

**Board of Directors**

T. McCormick, E. J. Gozelski, Res. #20-362 ..... 14