

REGULAR SESSION
(February 12, 2019)

Tuesday

2:30 PM

The regular session of the Wyoming County Board of Supervisors was held at the Wyoming County Government Center in the Board of Supervisors' Chambers located at 143 North Main Street, Warsaw, New York with all Supervisors present. Also present for the County were Attorney James Wujcik, Budget Officer, Janis Cook; Clerk to the Board of Supervisors, Cheryl Ketchum and Deputy Clerk to the Board, Lisa Perez.

At 2:30 PM Chairman Berwanger, T/Arcade, called the meeting to order.

The Veteran leading the Pledge of Allegiance for this month's board meeting is:

Master Sergeant Joseph M. Weber

Mr. Weber was born in Buffalo on February 12, 1949. He graduated from Amherst High School in June of 1968 and entered the United States Air Force in October 1968. He spent his basic training at Lackland Air Force Base, Texas and his individual training a few miles away at Randolph Air Force Base, Texas. These two bases are now part of the Joint Bases of San Antonio along with Fort Sam Houston.

Mr. Weber was nineteen years old and working as a Crew Chief at Ching Chuan Kang Air Base in Taiwan working with C-130 aircraft. There were approximately 87 C-130's on CCK Air Base. Mr. Weber was lucky enough to be chosen to work on one of the three that made diplomatic runs and was able to fly supplies for the Navy Seabee's and Army Corps of Engineers in the Micronesian Islands. In July 1969, he flew a medical crew and equipment to Johnson Island where, due to a storm, the lunar module from Apollo 11 piloted by Neil Armstrong made its splashdown on July 24th.

Mr. Weber spent time on Langley Air Force Base, VA as a Crew Chief and a Dock Maintenance Supervisor. He then became part of the Palace Chase Program for those Airmen interested in leaving active duty. He was assigned to Niagara Falls Air Force Base as a reservist for 4 months and became a full-time Air Reserve Technician training Air Force Reservists. He served in both Desert Shield and Desert Storm as well as Operations Noble Eagle and Enduring Freedom. He retired from the Air Force in 2004 when he came home to take care of his mother.

For his valor and courageous service to his country, Mr. Weber was awarded the:

- Air Force Achievement Medal
- Air Force Commendation Medal with 4 devices
- Humanitarian Service Medal
- Air Force Longevity Service Award with 6 devices
- National Defense Service Medal with 2 devices
- Air Force Overseas Short Tour Ribbon

- Small Arms Expert Marksmanship Ribbon for Rifle
- Southwest Asia Service Medal with 2 devices
- Air Force Training Ribbon
- Vietnam Service Medal
- Armed Forces Reserve Medal with M device
- Kuwait Liberation Medal Saudi Arabia
- Kuwait Liberation Medal Kuwait
- Republic of Vietnam Gallantry Cross with device
- Republic of Vietnam Campaign Medal
- Air Force Outstanding Unit Award with Valor with 3 devices

Mr. Weber married his wife Mary in 2008 and became a first time father of three stepchildren and now has seven grandchildren. He is a member of the Arcade American Legion and donates his time to The New St. Mary's Church, the Delevan Food Pantry, the Arcade Food Pantry and delivers Meals on Wheels every Wednesday. In addition, today is his birthday. ***Happy birthday Mr. Weber!!***

The pledge was said by all.

Chairman Berwanger joined Mr. Weber for the presentation of the customary certificate of appreciation and offered him an opportunity to address the Board.

Mr. Weber thanked the board and stated it is an honor to be able to lead the pledge today.

There was a brief interruption of the meeting as attending press took pictures.

COMMUNICATIONS ~

- *01/10/19 Email from Brian Krawczyk*
 - Thanking the Board of Supervisors for the passage of Resolution No. 19-021 regarding the infringements on the rights of legitimate firearm owners.
- *01/22/19 Letter from Assemblyman DiPietro*
 - Acknowledging receipt of Resolution No. 19-021.
- *01/22/19 Letter from Assembly Minority Leader Kolb*
 - Acknowledging receipt of Resolution No. 19-021

Clerk Ketchum requested to read the email from Brian Krawczak in its entirety, which she did...

RECOGNITION ~

- *Chairman Berwanger introduced Eileen Hopkins from Senator Gallivan's Office. She has taken the place of Mark Rieman who has retired.*

#1

RESOLUTION NO. 19-042 (February 12, 2019)

By Mr. Brick, Chairman of the Finance Committee:

FUNDS TRANSFERRED TO VARIOUS 2019 ACCOUNTS

BE IT RESOLVED, That funds are hereby transferred to the various 2019 accounts as follows:

Jail			
From: 01.38.4060.1.10202 Temporary Salary To: 01.38.4060.4.42301 Books, Publications, Subscriptions Reason: To cover S. Schafer annual EPCS License Key and ePreServices with Quest. Required for the Jail Medical Director.	\$600.00	\$600.00	
Jail Total			\$600.00

Carried: XXX Ayes: 1599 Noes: Absent: Abstain:
#2

**RESOLUTION NO. 19-043
(February 12, 2019)**

By Mr. Brick, Chairman of the Finance Committee:

FUNDS APPROPRIATED TO VARIOUS 2018 ACCOUNTS

BE IT RESOLVED, That funds are hereby appropriated to the various 2018 accounts as follows:

Hospital			
To: 02.56.4510.1.10101 Full Time CSEA 02.56.4510.2.20801 Equipment 02.56.4510.4.42501 Hospital Contractual w/02.03.4510.1635 Hospital Income Reason: To cover 2018 expenses with hospital income in the amount of \$3,815,000.00.	\$1,725,000.00 90,000.00 2,000,000.00	\$3,815,000.00	
Hospital Total			\$3,815,000.00
Social Services			
To: 01.40.6129.4.42265 State Training w/01.09.6129.2701 Refund Prior Year Expense Reason: To cover 2018 projected expenses with 2017 projected expenses not expended due to State billing lag.	\$204,196.28	\$204,196.28	
Social Services Total			\$204,196.28
County Attorney			
To: 01.34.1420.4.40902 Legal Services w/01.08.1420.2680 Insurance Recovery Reason: To pay Jennifer Wilkinson, Esq. voucher.	\$2,182.47	\$2,182.47	
County Attorney Total			\$2,182.47
Highway			
To: 03.54.5130.4.40503 Gas 03.54.5130.4.40507 Hwy Dept./Repair 03.54.5130.4.40508 Private Auto Repair 03.54.5130.4.40510 Parts & Supplies w/03.08.5130.2665 Sale of Equipment Reason: To pay over budget gas and repairs.	\$25,000.00 20,000.00 5,000.00 5,000.00	\$55,000.00	
Highway Total			\$55,000.00

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

#3

**RESOLUTION NO. 19-044
(February 12, 2019)**

By Mr. Brick, Chairman of the Finance Committee:

FUNDS APPROPRIATED TO VARIOUS 2019 ACCOUNTS

BE IT RESOLVED, That funds are hereby appropriated to the various 2019 accounts as follows:

Information Technology			
To: 01.34.1681.4.41402 Computers 01.34.1681.4.41410 Software <i>w/any funds available</i> Reason: PO's done in 2018 and Invoiced in 2019.	\$510.00 3,562.50	\$4,072.50	
Information Technology Total			\$4,072.50
Weights & Measures			
To: 01.43.6610.4.40301 Professional Svc Contract w/01.08.6610.2680 Insurance Recovery increased by same Reason: To provide short-term additional coverage to the Weights & Measures Department in the absence of the Director.	\$4,200.00	\$4,200.00	
Weights & Measures Total			\$4,200.00
Emergency Services			
To: 01.37.3020.2.20101 Telecommunications w/01.02.3020.114001 911 Wireless Surcharge Reason: To replace UPS at Wethersfield communications tower.	\$25,060.00	\$25,060.00	
To: 01.37.3645.4.41214 I Supplies 01.37.3645.4.40301J Profess. Serv. Cont. w/ 01.12.3645.43890I Federal Aid HSG2017 01.12.3645.43890J Federal Aid HSG2018 Reason: To rollover unspent grant funds from 2017 and 2018 budget years.	\$3,842.71 52,485.00	\$3,842.71 52,485.00	
Emergency Services Total			\$81,387.71
Stop DWI			
To: 01.37.3315.4.41315 DWI Special Programs w/01.12.3315.4389 Federal Aid-DWI Crackdown Reason: Appropriate funds from DWI Crackdown Grant.	\$10,850.00	\$10,850.00	
Stop DWI Total			\$10,850.00

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

Mr. Granger, T/Castile, Chairman of the Audit Committee, presented bills totaling **\$3,826,745.53** for the month of **January 2019**.

There was a motion by Ms. Grant, T/Bennington, to combine resolutions #4 through #11. Hearing no objection resolution titles were read.

**RESOLUTION NO. 19-045
(February 12, 2019)**

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

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

BE IT RESOLVED, That the Chairman of this Board with the approval of the County Attorney is authorized to sign a grant application and acceptance award with the *New York State Office for the Aging*, Empire State Plaza, Albany, NY 12223 on behalf of Wyoming County Office for the Aging. Said grant to fund IIIB, C1, C2, D, E, EISEP, CSE, CSI, WIN, HIICAP, TRANS, Title V in a minimum amount of six hundred three thousand five hundred seventy-nine dollars (\$603,579.00); effective January 1, 2019 through December 31, 2019 and April 1, 2019 through March 31, 2020.

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

**RESOLUTION NO. 19-046
(February 12, 2019)**

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

**MEMBERS APPOINTED/REAPPOINTED TO THE OFFICE FOR THE AGING
ADVISORY COUNCIL**

BE IT RESOLVED, That the following members are hereby appointed/reappointed to the Office For the Aging Advisory Council:

Town Reps

Three (3) year term effective January 1, 2019 through December 31, 2021

- **Rebecca Ryan** (T/Warsaw), 172 West Buffalo Street, Warsaw, NY 14569
- **Gail Meyer** (T/Gainesville), 5312 Hardy's Road Gainesville, NY 14066

Supervisor Member

One (1) year term effective January 1, 2019 through December 31, 2019

- **Ellen Grant** (T/Bennington), 134 Clinton Street, Alden, NY 14004

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

RESOLUTION NO. 19-047

(February 12, 2019)

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

RESOLUTION NUMBER 16-246 AMENDED

WHEREAS, Resolution Number 16-246 entitled, “**CHAIRMAN AUTHORIZED TO AWARD BIDS AND SIGN VARIOUS CONTRACTS ON BEHALF OF THE YOUTH BUREAU,**” passed by this Board of Supervisors on June 14, 2016 and provides for various contracts as follows:

- *McDonald’s Bus Service, Inc.*, 248 Sargent Street, Cowelsville, NY 14037 for transportation services in an amount not to exceed the 2016 ~ 2018 budget, variable depending on number of services; effective July 1, 2016 through June 30, 2018.
- *Letchworth Central School District of Wyoming County*, 5550 School Road, Gainesville, NY 14066 for transportation services in an amount not to exceed the 2016 ~ 2018 budget, variable depending on the number of services; effective July 1, 2016 through June 30, 2018.

Now therefore,

BE IT RESOLVED, That *Resolution Number 16-246* be hereby amended to correct the dates for both contracts from July 1, 2016 through June 30, 2018 to ***July 1, 2016 through June 30, 2019***; and be it

FURTHER RESOLVED, That *Resolution Number 16-246* be hereby further amended to extend the contract term for both contracts through ***June 30, 2020***. (*First of two 1-year extension options*)

All else remains the same.

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

#7

RESOLUTION NO. 19-048

(February 12, 2019)

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

RESOLUTION NUMBER 16-247 AMENDED

WHEREAS, Resolution Number 16-247 entitled, “**CHAIRMAN AUTHORIZED TO EXERCISE THE “BEST VALUE AWARD” METHODOLOGY AS AN ELIGIBLE POLITICAL SUBDIVISION UNDER GML §103 AND SIGN A CONTRACT WITH C & F TRANSPORT ON BEHALF OF THE YOUTH BUREAU,**” passed by this Board of Supervisors on June 14, 2016 and provides for the following contract:

- **C & F Transport**, 6398 Sonyea Road, Mt. Morris, NY 14510 for transportation services in an amount not to exceed the 2016 ~ 2018 budget, variable depending on the number of services; effective July 1, 2016 through June 30, 2018.

Now therefore,

BE IT RESOLVED, That **Resolution Number 16-247** be hereby amended to correct the contract dates from July 1, 2016 through June 30, 2018 to **July 1, 2016 through June 30, 2019**; and be it

FURTHER RESOLVED, That **Resolution Number 16-247** be hereby further amended to extend the contract term through **June 30, 2020**. (*First of two 1-year extension options*)

All else remains the same.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain: #8

**RESOLUTION NO. 19-049
(February 12, 2019)**

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

**MEMBERS APPOINTED/REAPPOINTED TO THE WYOMING COUNTY
YOUTH BOARD**

BE IT RESOLVED, That the following members are hereby appointed/reappointed to the **Wyoming County Youth Board**:

Community Members

Three-year term effective January 1, 2019 through December 31, 2021

- **Rachel Webster**, 2584 Coe Road, Perry, NY 14530

Agency Representatives

Two (2) year term effective January 1, 2019 through December 31, 2020

- **Matt Hilton** (YMCA), 115 Linwood Avenue, Warsaw, New York 14569

Youth Members

One (1) year term; effective January 1, 2019 through December 31, 2019

- **Sam Matthews**, 3867 Sowerby Road, Silver Springs, NY 14550

Carried: XXX Ayes: 1599 Noes: Absent: Abstain: #9

**RESOLUTION NO. 19-050
(February 12, 2019)**

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

RESOLUTION NUMBER 19-011 AMENDED

WHEREAS, Resolution Number 19-011 entitled, “**CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED TO SIGN A CONTRACT WITH SPECTRUM HUMAN SERVICES ON BEHALF OF THE DEPARTMENT OF SOCIAL SERVICES,**” passed by this Board of Supervisors on January 8, 2019 and provides court ordered mental health evaluations, domestic violence intervention and anger management programs, drug and alcohol assessments, PROS–Personalized Recovery Oriented Services in an amount not to exceed thirteen thousand, six hundred thirty dollars (\$13,630.00); effective January 1, 2019 through December 31, 2019; now therefore,

BE IT RESOLVED, That *Resolution Number 19-011* be hereby amended to add an additional fifty thousand dollars (\$50,000.00) grant for a *Behavioral Health Specialist* to conduct specific assessments; effective January 1, 2019 through December 31, 2019. All else remains the same.

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

#10

**RESOLUTION NO. 19-051
(February 12, 2019)**

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

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

BE IT RESOLVED, That the Chairman of this Board and Commissioner of Social Services, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, are hereby authorized and directed to sign the following contracts on behalf of the Department of Social Services:

- *Allegany Rehabilitation Associates, Inc., 4222 Bolivar Road, Wellsville, NY 14895* for court ordered mental health evaluations and counseling through the Wyoming County Mental Health Clinic in an amount not to exceed six thousand eight hundred fifteen dollars (\$6,815.00); effective January 1, 2019 through December 31, 2019.
- *Planned Parenthood (RESTORE Sexual Assault Services)*, 114 University Avenue, Rochester, NY 14605 to provide services 24 hours per day/7 days per week for coverage of the Domestic Violence Hotline in an amount not to exceed twenty thousand dollars (\$20,000.00); effective January 1, 2019 through December 31, 2019
- *Interpretek – Communication Services, Inc., 75 Highpower Road, Rochester, NY 14623* for sign language interpretation services in an amount not to exceed twelve thousand

dollars (\$12,000.00); effective January 1, 2019 through December 31, 2019.

Contingent upon the availability of funds.

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

#11

**RESOLUTION NO. 19-052
(February 12, 2019)**

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

**CHAIRMAN/COMMISSIONER OF SOCIAL SERVICES AUTHORIZED TO SIGN
VARIOUS WELFARE MANAGEMENT SYSTEM CONTRACTS ON BEHALF OF THE
DEPARTMENT OF SOCIAL SERVICES FOR THE YEAR 2019**

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 the following agencies on behalf of the Department of Social Services. All contracts are variable amounts depending upon the services provided:

- ***W.S. Davis Funeral Home, Inc.***, 358 Main Street, Arcade, NY 14009 for funeral home payments for indigents; effective January 1, 2019 through December 31, 2019.
- ***Eaton-Watson Funeral Home, LLC***, 98 North Main Street, Perry, NY 14530 for funeral home payments for indigents; effective January 1, 2019 through December 31, 2019.
- ***Marley Funeral Home, LLC***, 135 Main Street, Attica, NY 14011 for funeral home payments for indigents; effective January 1, 2019 through December 31, 2019.
- ***Center for Disability Rights***, 497 State Street, Rochester, NY 14608 for consumer directed personal care for a select few Medicaid cases where personal care is not appropriate; effective January 1, 2019 through December 31, 2019.
- ***Early Bird Child Care Centers, Inc.***, 216 East Main Street, Arcade, NY 14009 to provide subsidized childcare for temporary assistance families as well as eligible families not on temporary assistance; effective January 1, 2019 through December 31, 2019.
- ***Ivy Hnat***, 14 Leicester Street, Perry, NY 14530 to provide subsidized childcare for temporary assistance families as well as eligible families not on temporary assistance; effective January 1, 2019 through December 31, 2019.
- ***Lucky Ducky Daycare***, 4007 Pearl Street, Batavia, NY 14020 to provide subsidized childcare for temporary assistance families as well as eligible families not on temporary assistance; effective January 1, 2019 through December 31, 2019.

- **Ms. Jean’s Child Care**, 121 Prospect Street, Attica, NY 14011 to provide subsidized childcare for temporary assistance families as well as eligible families not on temporary assistance; effective January 1, 2019 through December 31, 2019.
- **Robin’s Nest Child Care Center, LLC**, 7432 Olean Road, Holland, NY 14080 to provide subsidized childcare for temporary assistance families as well as eligible families not on temporary assistance; effective November 27, 2018 through December 31, 2019.
- **Response 4 Help – Self-Direct, Inc.**, 43 Oswego Street, Baldwinsville, NY 13027 to provide personal emergency response services for Medicaid eligible clients of Wyoming County who are also eligible for personal care services and in need of an emergency response service; effected January 1, 2019 through December 31, 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 #12 through #14. Hearing no objection resolution titles were read.

#12

**RESOLUTION NO. 19-053
(February 12, 2019)**

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

RESOLUTION NUMBER 19-017 RESCINDED

WHEREAS, Resolution Number 19-017 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND ACCEPTANCE AWARD WITH NEW YORK DEPARTMENT OF HEALTH ~ BUREAU OF COMMUNICABLE DISEASE CONTROL ON BEHALF OF THE COUNTY HEALTH DEPARTMENT**,” passed by this Board of Supervisors on January 8, 2019 for grant funding of the Rabies Program in a minimum amount of eleven thousand four hundred eighty-five dollars (\$11,485.00) for a total minimum amount of thirty-four thousand four hundred fifty-five dollars (\$34,455.00); effective April 1, 2019 through March 31, 2022; now therefore,

BE IT RESOLVED, That *Resolution Number 19-017* be hereby rescinded in its entirety effective January 8, 2019 as a duplicate of Resolution Number 18-543 passed by this Board of Supervisors on December 11, 2018.

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

#13

**RESOLUTION NO. 19-054
(February 12, 2019)**

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

REBECCA RYAN REAPPOINTED TO THE WYOMING COUNTY BOARD OF HEALTH

BE IT RESOLVED, That *Rebecca Ryan* (T/Warsaw), 172 West Buffalo Street, Warsaw, New York 14569 be hereby reappointed to the *Wyoming County Board of Health* as the Supervisor Member for a one (1) year term; effective January 1, 2019 through December 31, 2019.

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

#14

**RESOLUTION NO. 19-055
(February 12, 2019)**

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

REBECCA RYAN REAPPOINTED TO THE MENTAL HEALTH COMMUNITY SERVICES BOARD AND VARIOUS SUBCOMMITTEES

BE IT RESOLVED, That *Rebecca Ryan* (T/Warsaw), 172 West Buffalo Street, Warsaw, NY 14569 be hereby reappointed to the *Mental Health Community Services Board* and *Mental Health Subcommittee* as the Supervisor Member for a one (1) year term; effective January 1, 2019 through December 31, 2019.

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

There was a motion by Mr. Kehl, T/Attica, to combine resolutions #15 through #18. Hearing no objection resolution titles were read.

#15

**RESOLUTION NO. 19-056
(February 12, 2019)**

By Mr. Kehl, Chairman of the Agriculture Committee:

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

BE IT RESOLVED, That *James Brick* (T/Perry), 7618 Route 20A, Perry, NY 14530 be hereby reappointed to the *Cornell Cooperative Extension of Wyoming County Board of Directors* as the Supervisor Member for a one (1) year term; effective January 1, 2019 through December 31, 2019.

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

#16

RESOLUTION NO. 19-057
(February 12, 2019)

By Mr. Kehl, Chairman of the Agriculture Committee:

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

BE IT RESOLVED, That *Bryan Kehl* (T/Attica), 914 Route 98, Attica, NY 14011 be hereby reappointed to the *New York State Department of Environmental Conservation Advisory Committee* as the Supervisor Member/Alternate for a term of one (1) year; effective January 1, 2019 through December 31, 2019; and be it

FURTHER RESOLVED, That *John Copeland* (T/Wethersfield), 5888 Sheppard Road, Bliss, NY 14024 be hereby reappointed to the *New York State Department of Environmental Conservation Advisory Committee* as the Supervisor Member for a one (1) year term; effective January 1, 2019 through December 31, 2019.

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

#17

RESOLUTION NO. 19-058
(February 12, 2019)

By Mr. Kehl, Chairman of the Agriculture Committee:

**JOHN KNAB AND ALAN FAGAN APPOINTED/REAPPOINTED TO THE
SENECA TRAIL RESOURCE CONSERVATION AND DEVELOPMENT COUNCIL**

BE IT RESOLVED, That *John Knab*, 2246 Thomas Road, Varysburg, NY 14167 be hereby reappointed to the *Seneca Trail Resource Conservation and Development Council* as the Board of Supervisors Representative for a one (1) year term; effective January 1, 2019 through December 31, 2019; and be it

FURTHER RESOLVED, That *Alan Fagan*, Wyoming County Soil and Water, 36 Center Street, Suite D, Warsaw, NY 14569 be hereby appointed to the *Seneca Trail Resource Conservation and Development Council* as a Member at Large for a three (3) year term; effective January 1, 2019 through December 31, 2021. (*formerly held by Greg McKurth*)

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

#18

RESOLUTION NO. 19-059
(February 12, 2019)

By Mr. Kehl, Chairman of the Agriculture Committee:

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

BE IT RESOLVED, That *Angela Brunner* (T/Java), 1947 Chaffee Road, Arcade, NY 14009 be hereby reappointed to the *Wyoming County Soil and Water Conservation District Board* as the Supervisor Member for a one (1) year term; effective January 1, 2019 through December 31, 2019; and be it

FURTHER RESOLVED, That *James Brick* (T/Perry), 7618 Route 20A, Perry, NY 14530 be hereby reappointed to the *Wyoming County Soil and Water Conservation District Board* as the Supervisor Member for a one (1) year term; effective January 1, 2019 through December 31, 2019.

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

There was a motion by Mr. Leuer, T/Middlebury, to combine resolutions #19 and #28. Hearing no objection resolution titles were read.

#19

**RESOLUTION NO. 19-060
(February 12, 2019)**

By Mr. Leuer, Chairman of the Planning Committee:

**MEMBERS APPOINTED/REAPPOINTED TO THE
GLOW REGIONAL SOLID WASTE MANAGEMENT COMMITTEE**

BE IT RESOLVED, That the following members are hereby appointed/reappointed to the *GLOW Regional Solid Waste Management Committee*:

Supervisor Member

One (1) year term effective January 1, 2019 through December 31, 2019

- *Sandra King*, (T/Pike) 4643 Safford Road, Gainesville, NY 14066
- *Jerry Davis*, (T/Covington), 7414 Court Road, POB 445, Pavilion, NY 14525

Alternate Supervisor Member

One (1) year term effective January 1, 2019 through December 31, 2019

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

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

#20

**RESOLUTION NO. 19-061
(February 12, 2019)**

By Mr. Leuer, Chairman of the Planning Committee:

**SANDRA KING REAPPOINTED TO THE GLOW SOLID WASTE
ADVISORY COMMITTEE**

BE IT RESOLVED, That *Sandra King* (T/Pike), 4643 Safford Road, Gainesville, NY 14066 be hereby reappointed to the *GLOW Solid Waste Advisory Committee* as the Supervisor Member for a one (1) year term; effective January 1, 2019 through December 31, 2019.

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

**RESOLUTION NO. 19-062
(February 12, 2019)**

By Mr. Leuer, Chairman of the Planning Committee:

**MEMBERS REAPPOINTED TO THE
GENESEEE/FINGER LAKES REGIONAL PLANNING COUNCIL**

BE IT RESOLVED, That the following members are hereby reappointed to the *Genesee/Finger Lakes Regional Planning Council* for one (1) year terms; effective January 1, 2019 through December 31, 2019:

Chairman Member

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

Chairman Member/Alternate

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

Supervisor Member

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

Executive Committee

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

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

**RESOLUTION NO. 19-063
(February 12, 2019)**

By Mr. Leuer, Chairman of the Planning Committee:

APPROVING PUBLIC EMPLOYEES FIDELITY (BLANKET) BOND FOR

GENESEEE/FINGER LAKES REGIONAL PLANNING COUNCIL

WHEREAS, The County of Wyoming has appropriated the sum of six thousand six hundred forty-seven dollars (\$6,647.00) as its share of the Year 2019 operating funds of the Genesee/Finger Lakes Regional Planning Council; and

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

WHEREAS, The Genesee/Finger Lakes Regional Planning Council has designated David S. Zorn, Executive Director of the Council, as the officer to receive payments of such monies; and

WHEREAS, The Genesee/Finger Lakes Regional Planning Council has secured a Public Employees Fidelity (Blanket) Bond, issued by National Grange Mutual Insurance Company, providing faithful performance blanket bond coverage for officers and employees of the Council in the amount of five hundred thousand dollars (\$500,000.00); now therefore

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

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

**RESOLUTION NO. 19-064
(February 12, 2019)**

By Mr. Leuer, Chairman of the Planning Committee:

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

BE IT RESOLVED, That the following members are hereby reappointed to the *Wyoming County Water Resource Agency Board of Directors* for one (1) year terms; effective January 1, 2019 through December 31, 2019:

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

And be it

FURTHER RESOLVED, That the following member is hereby reappointed to the *Wyoming County Water Resource Agency Board of Directors* for a three (3) year term; effective January 1, 2019 through December 31, 2021:

- *Terry Murphy*, 21 Liberty Street, Perry, NY 14530

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

#24

**RESOLUTION NO. 19-065
(February 12, 2019)**

By Mr. Leuer, Chairman of the Planning Committee:

**MEMBERS REAPPOINTED TO THE WYOMING COUNTY INDUSTRIAL
DEVELOPMENT AGENCY BOARD OF DIRECTORS**

BE IT RESOLVED, That That *Rebecca Ryan* (T/Warsaw) Supervisor, 172 West Buffalo Street, Warsaw, NY 14569 be hereby reappointed to the *Wyoming County Industrial Development Agency Board of Directors* as a member for a one (1) year term; effective January 1, 2019 through December 31, 2019; and be it

FURTHER RESOLVED, That *A. Douglas Berwanger* (T/Arcade), Chairman of the Wyoming County Board of Supervisors, 6608 East Arcade Road, Arcade, NY 14009 be hereby reappointed to the *Wyoming County Industrial Development Agency Board of Directors* as a member for a one (1) year term; effective January 1, 2019 through December 31, 2019; and be it

FURTHER RESOLVED, That *Sandra Pirdy*, Creekside Fabrics and Quilts, 237 Main Street, Arcade, NY 14009 be hereby reappointed to the *Wyoming County Industrial Development Agency Board of Directors* as a member for a three (3) year term; effective February 7, 2019 through February 6, 2022.

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

#25

**RESOLUTION NO. 19-066
(February 12, 2019)**

By Mr. Leuer, Chairman of the Planning Committee:

**CHAIRMAN AUTHORIZED TO SIGN A SUBLEASE AGREEMENT WITH
WYOMING COUNTY INDUSTRIAL DEVELOPMENT AGENCY ON BEHALF OF
THE WYOMING COUNTY AG AND BUSINESS CENTER**

BE IT RESOLVED, That the Chairman of this Board with the approval of the County

Attorney is hereby authorized and directed to sign a Sublease Agreement with **Wyoming County Industrial Development Agency** for 5,121 sq. ft. of office space located in the Wyoming County Ag and Business Center, 36 Center Street, Suite D, Warsaw NY 14569. Base rent is in the amount of eleven dollars and forty-four cents (\$11.44) per square foot and utilities are at two dollars and eighty cents (\$2.80) per square foot; effective February 19, 2019 through February 18, 2020.

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

#26

**RESOLUTION NO. 19-067
(February 12, 2019)**

By Mr. Leuer, Chairman of the Planning Committee:

**REBECCA RYAN REAPPOINTED TO THE ARTS COUNCIL FOR
WYOMING COUNTY BOARD OF DIRECTORS**

BE IT RESOLVED, That *Rebecca Ryan* (T/Warsaw), 172 West Buffalo Street, Warsaw, NY 14569 be hereby reappointed to the *Arts Council for Wyoming County Board of Directors* as the Supervisor Member for a one (1) year term; effective January 1, 2019 through December 31, 2019.

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

#27

**RESOLUTION NO. 19-068
(February 12, 2019)**

By Mr. Leuer, Chairman of the Planning Committee:

**BRETT HASTINGS AND KEITH GRANGER REAPPOINTED TO THE
BUSINESS EDUCATION COUNCIL**

BE IT RESOLVED, That *Brett Hastings* (T/Eagle), 6032 Horton Road, Bliss, NY 14024 be hereby reappointed to the *Business Education Council* as the Supervisor Member/Alternate for a one (1) year term; effective January 1, 2019 through December 31, 2019; and be it

FURTHER RESOLVED, That *Keith Granger* (T/Castile), 31 East Mill Street, Castile, NY 14427 be hereby reappointed to the *Business Education Council* as the Supervisor Member for a one (1) year term; effective January 1, 2019 through December 31, 2019.

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

#28

RESOLUTION NO. 19-069
(February 12, 2019)

By Mr. Leuer, Chairman of the Planning Committee:

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

BE IT RESOLVED, That *Rebecca Ryan* (T/Warsaw), 172 West Buffalo Street, Warsaw, NY 14569 be hereby reappointed to the *Wyoming County Chamber of Commerce and Tourism Board of Directors* as the Supervisor Member for a one (1) year term; effective January 1, 2019 through December 31, 2019.

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

Chairman Berwanger, T/Arcade recognized Supervisor Leuer, T/Middlebury and asked him to introduce Wyoming County Business Center Executive Director Jim Pierce, along with Jennifer Tyczka, Program Manager and Robin Marschilok, Director of Operations.

PRESENTATION ~

- Wyoming County Business Center

Executive Director Pierce provided the background and current progress for a hotel in Wyoming County. He also updated the Board regarding the A & A Metal site and gave a PowerPoint presentation of their FastTrac Program that was recently recognized nationally.

PRESENTATION ~

- Wyoming County Chamber of Commerce

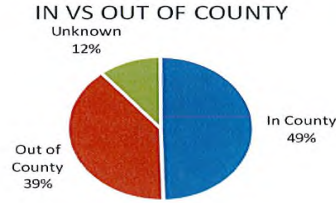
*Supervisor Leuer then recognized President and CEO of the Chamber of Commerce and Tourism, Scott Gardner for the **8TH ANNUAL "SHOP WYOMING & WIN"***

CONTEST DRAWING ~

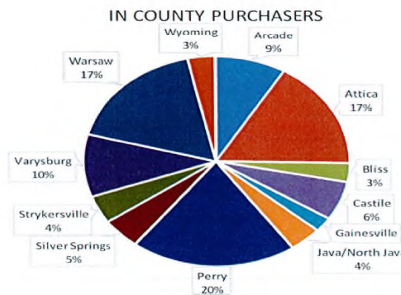
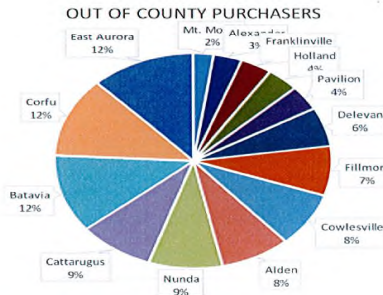
- *Supervisor Copeland, T/Wethersfield pulled the first ticket winner:*
 - **Dave Hensen** of East Aurora won the Char-Broil Grill donated by Ace Hardware of Attica and Warsaw
- *Supervisor Davis, T/Covington pulled the next ticket winner:*
 - **Addie Edwards** of Java Center won the Rocker Recliner donated by Harding's Attica Furniture and Flooring in Attica
- *Chairman Berwanger, T/Arcade pulled the last ticket winner:*
 - **Carol Kirsch** of Varysburg won the \$100 Wyoming County Visa Gift Card



**8th Annual
"SHOP WYOMING & WIN"
2018-2019 RESULTS
"A Win for Wyoming County"**



Success by the Numbers:
756 Shoppers Participating
30 Business Box Locations
\$564,809 in Total Purchases
18% Increase over 2017-18
\$45,184 in est. Sales Taxes



Special thanks to these businesses for their strong support and prize donations.



There was a motion by Mr. Copeland, T/Wethersfield, to combine resolutions #29 through #33. Hearing no objection resolution titles were read.

#29

**RESOLUTION NO. 19-070
(February 12, 2019)**

By Mr. Copeland, Chairman of the Public Safety Committee:

CHAIRMAN AUTHORIZED TO ACCEPT THE NEW YORK STATE OFFICE OF GENERAL SERVICES VEHICLE MARKETPLACE BID AND SIGN A CONTRACT WITH NYE AUTOMOTIVE GROUP ON BEHALF OF THE SHERIFF'S DEPARTMENT

BE IT RESOLVED, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to accept the following New York State Office of General Services Vehicle Marketplace bids and sign contracts on behalf of the Sheriff's Department as follows:

- **NYE Automotive Group**, 1479 Genesee Street, Oneida, NY 13421

- Mini-bid No. 19010157 for four (4) (marked) 2019 Dodge Charger Police AWD vehicles in an amount not to exceed one hundred four thousand nine hundred twelve thousand dollars (\$104,912.00); effective through delivery of vehicles
- Mini-bid No. 19010158 for one (1) (unmarked) 2019 Dodge Charger Police AWD vehicle in an amount not to exceed twenty-six thousand two hundred two dollars (\$26,202.00); effective through delivery of vehicle.

Contingent upon the availability of funds.

Carried: XXX Ayes: 1599 Noes: Absent: Abstain: **#30**

**RESOLUTION NO. 19-071
(February 12, 2019)**

By Mr. Copeland, Chairman of the Public Safety Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH
SIMPLEX GRINNELL LP ON BEHALF OF THE SHERIFF’S DEPARTMENT**

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Simplex Grinnell, LP*, 90 Goodway Drive, Rochester, NY 14623 on behalf of the Sheriff’s Department. Said contract to provide fire alarm maintenance in an amount not to exceed five thousand two hundred thirty-seven dollars and seventy cents (\$5,237.70); effective January 1, 2019 through December 31, 2019.

Contingent upon the availability of funds.

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

**RESOLUTION NO. 19-072
(February 12, 2019)**

By Mr. Copeland, Chairman of the Public Safety Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH LEXIS NEXIS,
DIVISION OF RELX, INC. ON BEHALF OF THE DISTRICT ATTORNEY’S OFFICE**

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 *Lexis Nexis*, a division of RELX, Inc., 9443 Springboro Pike, Miamisburg, OH 45342 on behalf of the District Attorney’s Office. Said contract to provide online research in an amount not to exceed nine thousand nine hundred thirty-six dollars and forty-eight cents

(\$9,936.48); effective March 1, 2019 through February 28, 2022.

Contingent upon the availability of funds.

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

#32

**RESOLUTION NO. 19-073
(February 12, 2019)**

By Mr. Copeland, Chairman of the Public Safety Committee:

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS GRANT APPLICATIONS AND
ACCEPTANCE AWARDS ON BEHALF OF PUBLIC DEFENDER’S OFFICE**

BE IT RESOLVED, That the Chairman of this Board with the approval of the County Attorney is authorized to sign various grant applications and acceptance awards on behalf of Public Defender’s Office as follows:

- *New York State Division of Criminal Justice Services*, 80 South Swan Street, Albany, New York 12210 for the Indigent Parolee Program in a minimum amount of one hundred eighty-six thousand dollars (\$186,000.00); effective April 1, 2018 through March 31, 2019
 - *Project #LG 18-1507-D00*
- *New York State Office of Indigent Legal Services*, Alfred E. Smith State Office Building, 80 South Swan Street #1147, Albany, New York 12210 for the Public Defender’s Office in a minimum amount of seventeen thousand twenty dollars (\$17,020.00) per year for a three-year period for a total minimum amount of fifty-one thousand sixty dollars (\$51,060.00); effective January 1, 2019 through December 31, 2021
 - *Contract No. C900056*
 - *Distribution #9*

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

#33

**RESOLUTION NO. 19-074
(February 12, 2019)**

By Mr. Copeland, Chairman of the Public Safety Committee:

RESOLUTION NUMBER 18-025 AMENDED

WHEREAS, Resolution Number 18-025 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE PUBLIC DEFENDER’S**

OFFICE,” passed by this Board of Supervisors on January 16, 2018 and provided, in part, for the following contract:

- **Wyoming County Attica Legal Aid Bureau, Inc.**, 18 Linwood Avenue, Warsaw, New York 14569 to provide legal counsel for state mandated Indigent Parolee Program in an amount not to exceed one hundred eighty-six thousand dollars (\$186,000.00); effective January 1, 2018 through December 31, 2018.

Now therefore,

BE IT RESOLVED, That **Resolution Number 18-025** be hereby amended to correct the contract amount from \$186,000.00 to one hundred eighty-seven thousand one hundred thirty-five dollars and eighty-eight cents (\$187,135.88)

All else remains the same.

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

There was a motion by Mr. Davis, T/Covington, to combine resolutions #34 through #40. Hearing no objection resolution titles were read.

#34

**RESOLUTION NO. 19-075
(February 12, 2019)**

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

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

WHEREAS, A Project for the **Replacement of Hillside Road Bridge over Wiscoy Creek, Town of Eagle, Wyoming County, P.I.N. 4WY0.04; 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 80% Federal funds and 20% non-federal funds; and

WHEREAS, The County of Wyoming desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of PE/design.

NOW, THEREFORE, The Wyoming County 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 **\$9,000.00** is hereby appropriated from Board of Supervisors and made available to cover the cost of participation in the above phase of the Project; and be it

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

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

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

FURTHER RESOLVED, This Resolution shall take effect immediately.

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

#35

**RESOLUTION NO. 19-076
(February 12, 2019)**

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

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

WHEREAS, a Project for the *Replacement of Simmons Road Bridge over Little Beards Creek, Town of Perry, Wyoming County, P.I.N. 4WY0.02; BIN 3320060* (the Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

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

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

RESOLVED, 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 ***\$185,000.00*** is hereby appropriated from Board of Supervisors and made available to cover the cost of participation in the above phase of the Project; and be it

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

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

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

FURTHER RESOLVED, This Resolution shall take effect immediately.

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

#36

**RESOLUTION NO. 19-077
(February 12, 2019)**

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

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

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *The L. C. Whitford, Co., Inc.*, 164 North Main Street, Wellsville, NY 14895 on behalf of County Highway. Said contract is for PM#09 Preventative Maintenance of nine (9) bridges in Wyoming County; PIN 4WYO.01; BIN 3319440, 3321620, 3320100, 3320130, 3320200, 3320330, 3320250 and 3369830 for preventative maintenance work in an amount not to exceed seven hundred sixty thousand dollars (\$760,000.00); effective February 12, 2019 through completion of contract.

Contingent upon the availability of funds.

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

#37

**RESOLUTION NO. 19-078
(February 12, 2019)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH
WASTE MANAGEMENT OF NEW YORK, LLC ON BEHALF OF
BUILDING AND GROUNDS (CO. BLDGS.)**

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Waste Management of New York, LLC*, 10860 Olean Road, Chaffee, NY 14030 on behalf of Buildings and Grounds (Co. Bldgs.). Said contract to provide garbage collection for the following Wyoming County Departments/Buildings:

- Wyoming County Courthouse Campus & Public Safety \$2,880.00
- Health Department \$1,440.00
- Department of Social Services \$980.00
- Ag & Business Center \$1,440.00

The total contract an amount not to exceed six thousand seven hundred twenty dollars (\$6,720.00); effective February 1, 2019 through January 31, 2020.

Contingent upon the availability of funds.

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

#38

**RESOLUTION NO. 19-079
(February 12, 2019)**

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

**APPROVING SOLE SOURCE PROCUREMENT WITH T. P. WOODSIDE, INC. /
QUALITY PLUS, INC. ON BEHALF OF BUILDINGS AND GROUNDS (CO. BLDGS.)**

WHEREAS, Wyoming County Buildings and Grounds (Co. Bldgs.) has several McQuay units in various County buildings that require service and maintenance; and

WHEREAS, Buildings and Grounds (Co. Bldgs.) has received and retained on file a letter dated December 27, 2018 from *Quality Plus, Inc.* stating that *T. P. Woodside, Inc. / Quality Plus, Inc.* holds exclusive contracts with several manufacturers, including Daikin Applied (formerly McQuay); and

WHEREAS, These exclusive contracts are for sole representation of each manufacturer authorizing *T. P. Woodside, Inc. / Quality Plus, Inc.* to promote and supply the greater Western New York and surrounding counties with equipment, parts and factory service; and

WHEREAS, Based upon the above, the Public Works Committee has determined that *T. P. Woodside, Inc. / Quality Plus, Inc.* qualifies for sole source status; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors hereby authorizes sole source status for *T. P. Woodside, Inc. / Quality Plus, Inc.* pursuant to the Wyoming County Purchasing Policy authorized by Resolution Number 16-359 and adopted by this Board of Supervisors on December 13, 2016 and no other solicitation of written proposals or quotations shall be required; and be it

FURTHER RESOLVED, That pursuant to this Resolution, any contract arising from the sole source provider described above shall be subject to the approval of the County Attorney and contingent upon the availability of funds.

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

#39

**RESOLUTION NO. 19-080
(February 12, 2019)**

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

**CHAIRMAN AUTHORIZED TO AWARD BID AND SIGN A CONTRACT WITH
BURT'S BUILDING SUPPLY ON BEHALF OF BUILDINGS AND GROUNDS
(CO. BLDGS.)**

BE IT RESOLVED, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to sign a contract with *Burt's Building Supply, 2* Washington Boulevard, Perry, NY 14530 on behalf of Buildings and Grounds (Co. Bldgs.). Said contract is for the purchase of one new ceiling tile for the Wyoming County Courthouse in an amount not to exceed five thousand one hundred eighty-nine dollars and sixty-four cents (\$5,189.64); effective January 14, 2019 through delivery.

Contingent upon the availability of funds.

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

#40

**RESOLUTION NO. 19-081
(February 12, 2019)**

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

**HIGHWAY OFFICE BUILDING ROOF CAPITAL IMPROVEMENT PROJECT
COMPLETE**

BE IT RESOLVED, That the Wyoming County Board of Supervisors recognizes and accepts that the *Highway Office Building Roof Capital Improvement Project* as bid out and awarded to *Terry Mooney Construction, Inc.* on October 9, 2018 by Resolution Number 18-419 as complete.

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

There was a motion by Mr. Brick, T/Perry, to combine resolutions #41 through #57. Hearing no objection resolution titles were read.

#41

**RESOLUTION NO. 19-082
(February 12, 2019)**

By Mr. Brick, 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:

- ***Becton Dickinson And Company***, 7 Loveton Circle, Sparks, MD 21152, a renewal of the Becton Dickinson Reagent Purchase Agreement to include rental of blood culture system/equipment in an amount not to exceed two thousand seventeen dollars and thirty-three cents (\$2,017.33) per month; effective January 1, 2019 through December 31, 2022.

- **Costello, Cooney, Fearon, PLLC**, 500 Plum Street, Suite 300, Syracuse, NY 13204 for legal representation in an amount not to exceed one hundred thousand dollars (\$100,000.00) per year; effective January 1, 2019 through December 31, 2022.
- **M*Modal**, 5000 Meridian Parkway, Suite 200, Franklin, TN 37067 for transcription services for medical records and radiology in an amount not to exceed one hundred seventy thousand dollars (\$170,000.00) per year; effective February 1, 2019 through February 1, 2021.
- **Applied Medical Distribution Corporation**, 22872 Avenida Empressa, Rancho Santa Margarita, CA 92688 to price lock for energy hand pieces to be used in both laparoscopic and open general surgery and gynecology surgical procedures in an amount not to exceed forty-seven thousand two hundred fifty dollars (\$47,250.00) per year; effective January 1, 2019 through January 1, 2021.

Contingent upon the availability of funds.

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

**RESOLUTION NO. 19-083
(February 12, 2019)**

By Mr. Brick, Chairman of the Finance Committee:

CHAIRMAN AUTHORIZED TO SIGN AN EMPLOYMENT AGREEMENT ~ SALARY SCHEDULE “P” WITH DAVID M. PRIVITERA, MD 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 an Employment Agreement – Salary Schedule “P” with **David M. Privitera, MD.**, 16 Merryhill Lane, Pittsford, NY 14534 on behalf of the Wyoming County Community Health System. Said contract to provide to provide Orthopaedic services in an amount not to exceed four hundred fifty thousand dollars (\$450,000.00) per year plus a one-time stipend in an amount not to exceed twenty thousand dollars (\$20,000.00); effective March 15, 2019 through March 14, 2020 or within sixty (60) days upon the completion of credentialing and obtaining malpractice insurance.

Contingent upon the availability of funds.

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

RESOLUTION NO. 19-084
(February 12, 2019)

By Mr. Brick, Chairman of the Finance Committee:

RESOLUTION NUMBER 18-524 AMENDED

WHEREAS, Resolution Number 18-524 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**” passed by this Board of Supervisors on November 13, 2018 and provided in part for the following contract:

- *Kaleida Health*, 726 Exchange Street, Buffalo, NY 14210 for reference laboratory testing and anatomic pathology services in an amount not to exceed two million dollars (\$2,000,000.00) annually; effective December 1, 2018 through November 30, 2021.

Now therefore,

BE IT RESOLVED, That *Resolution Number 18-524* be hereby amended to correct the effective dates of the contract from December 1, 2018 through November 30, 2021 to ***January 1, 2019 through December 31, 2021.***

All else remains the same.

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

#44

RESOLUTION NO. 19-085
(February 12, 2019)

By Mr. Brick, Chairman of the Finance Committee:

RESOLUTION NUMBER 17-362 AMENDED

WHEREAS, Resolution Number 17-362 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**” passed by this Board of Supervisors on September 12, 2017 and provided in part for the following contract:

- *Aramark Healthcare Support Services, LLC*, 1101 Market Street, 19th Floor, Philadelphia, PA 19107-2988, to extend the term of the management services agreement for housekeeping management services and supplies for an additional one (1) year renewal term in an amount not to exceed two hundred eleven thousand seven hundred ninety-six dollars (\$211,796.00) per year; effective September 1, 2017 through August 31, 2018.

Now therefore,

BE IT RESOLVED, That *Resolution Number 17-362* be hereby amended to extend the contract term for an additional year in an amount not to exceed two hundred seventeen thousand nine hundred thirty-eight dollars (\$217,938.00); effective September 1, 2018 through August 31, 2029.

All else remains the same.

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

#45

**RESOLUTION NO. 19-086
(February 12, 2019)**

By Mr. Brick, Chairman of the Finance Committee:

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

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

Salary Schedule “C”:

Wyoming County Community Health System

- Place one (1) position of *Financial Analyst* under FISCAL SERVICES and set the salary at \$65,000.00 per year; position available date is January 22, 2019.

Salary Schedule “P”:

Wyoming County Community Health System

- Place one (1) position of *Certified Nurse Midwife* under OB CLINIC and set the salary at \$100,000.00 per year; position available date is January 22, 2019.
- Place one (1) position of *Orthopaedic Surgeon* under ORTHOPAEDIC CLINIC and set the salary at \$450,000.00 per year; position available date January 22, 2019.
- Include a Stipend for *Orthopaedic Surgeon* under ORTHOPAEDIC CLINIC and set the amount at \$20,000.00; effective one-time upon start date.

Salary Schedule “S”:

County Attorney

- To reflect the *Secretary to the County Attorney* (position code 007.503) should be set to 1,565.2 hours per year at a rate of \$19.5509/hr.

Salary Schedule “G”:

District Attorney

- To reflect the *Domestic Violence Coordinator* annual hours are 856.88 at a rate of \$18.8299/hr. under the Violence Against Women Act Grant (*Cost Center 1167*)
- To reflect the *Domestic Violence Coordinator* annual hours are 970.12 at a rate of \$18.8296/hr. under the Office of Victim Services Grant (*Cost Center 1166*)

Public Defender

- Reduce stipend plus corresponding fringe to *Assistant Public Defender (3rd)* from \$10,000.00 annually to \$2,500.00 annually; effective February 11, 2019 through December 31, 2019.
 - Stipend for Indigent Legal Service/Council at First Appearance (*CAFA 256 - Distribution #2*)

Salary Schedule “D”:

Planning and Development

- To reflect a reduction in hours for *Director of Planning and Development* (position code 004.092) to a part time capacity (0.6 FTE) at a rate of \$44.2171/hr. (Annual Salary Equivalent of \$45,000.00 annually); effective January 1, 2019.

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

#46

**RESOLUTION NO. 19-087
(February 12, 2019)**

By Mr. Brick, Chairman of the Finance Committee:

RESOLUTION NUMBER 18-039 AMENDED

WHEREAS, Resolution Number 18-039 entitled, “**CHAIRMAN AUTHORIZED TO SIGN AN EMPLOYMENT AGREEMENT WITH LAUREN LOSS, M.D. ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**”, passed by this January 16, 2018 and authorized a contract to provide neurology services in an amount not to exceed two hundred thirty thousand dollars (\$230,000.00); effective January 16, 2018 and upon the completion of credentialing and obtaining malpractice insurance through January 15, 2019; now therefore,

BE IT RESOLVED, That *Resolution Number 18-039* be hereby amended to correct the contract dates from upon the completion of credentialing and obtaining malpractice insurance through January 15, 2019 to ***March 26, 2018 through March 25, 2019***.

All else remains the same.

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

#47

**RESOLUTION NO. 19-088
(February 12, 2019)**

By Mr. Brick, Chairman of the Finance Committee:

RESOLUTION NUMBER 17-166 AMENDED

WHEREAS, Resolution Number 17-166 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**” passed by this Board of Supervisors on March 14, 2017 and provided in part for the following contract:

- **J. Joseph Lanigan, M.D. PLLC**, Girdle Road, East Aurora, NY 14052 to provide cardiologist physician services in non-invasive cardiology medicine at WCCHS clinic, inpatient and on-call services in an amount not to exceed three hundred five thousand dollars (\$305,000.00) per year (\$225,000.00 per year for professional services and \$80,000.00 per year for office operations and staff); effective March 1, 2017 through February 28, 2019.

Now therefore,

BE IT RESOLVED, That *Resolution Number 17-166* be hereby amended to extend the contract expiration date through *February 29, 2020*.

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

#48

**RESOLUTION NO. 19-089
(February 12, 2019)**

By Mr. Brick, Chairman of the Finance Committee:

RESOLUTION NUMBER 17-325 AMENDED

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

- **Buffalo Bone and Joint, PLLC**, 400 North Main Street, Warsaw, NY 14569 to provide orthopaedic surgery, clinic services and serve as the chief medical officer for orthopaedic services in an amount not to exceed one million five hundred fifty thousand dollars (\$1,550,000) per year plus two percent (2%) annual increase; effective on or about November 1, 2017 through October 31, 2022 and upon completion of insurance credentialing.

And,

WHEREAS, That Resolution Number 17-325 was previously amended by this Board of Supervisors on October 10, 2017 by *Resolution Number 17-432* to correct the providers name from Buffalo Bone and Joint, PLLC to **Buffalo Bone and Joint Surgery, PLLC.**; now therefore,

BE IT RESOLVED, That *Resolution Number 17-325* as previously amended by

Resolution Number 17-432 be hereby further amended to correct the annual increase of two percent (2%) to **two and one-half percent (2.50%)** to reflect the actual contract language.

All else remains the same.

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

#49

**RESOLUTION NO. 19-090
(February 12, 2019)**

By Mr. Brick, Chairman of the Finance Committee:

RESOLUTION NUMBER 17-199 AMENDED

WHEREAS, Resolution Number 17-199 entitled, “**CHAIRMAN AUTHORIZED TO SIGN VARIOUS CONTRACTS ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM**”, passed by this April 11, 2017 and provided in part for the following contract:

- **Farkad Balaya, MD, PLLC**, 2625 Delaware Avenue, Suite 103B, Buffalo, NY 14216
 - For the professional medical services of one (1) or more qualified, board certified/eligible physicians specializing in OB/GYN to provide OB/GYN services at WCCHS for mutually agreed upon periods of time providing clinic, surgery, emergency on-call or laborist services. Agreed upon periods of time will be scheduled and confirmed in writing or by email between the parties and will be paid in an amount not to exceed one hundred dollars (\$100.00) per hour (on average); effective on or about April 1, 2017 through March 31, 2018 and upon credentialing.

And,

WHEREAS, That Resolution Number 17-199 was previously amended by this Board of Supervisors on April 10, 2018 by **Resolution Number 18-205** to extend the term of the contract from March 31, 2018 to **March 31, 2019**; now therefore

BE IT RESOLVED, That **Resolution Number 17-199** as previously amended by **Resolution Number 18-205** be hereby further amended as follows:

- Change the name of the contracting party from Farkad Balaya, MD, PLLC to **Farkad M. Balaya, MD P.C.** to match his official entity name.
- Change address from 2625 Delaware Avenue, Suite 103B, Buffalo, NY 14216 to **155 Main Street, Hamburg, NY 14075.**

All else remains the same.

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

**RESOLUTION NO. 19-091
(February 12, 2019)**

By Mr. Brick, Chairman of the Finance Committee:

RESOLUTION NUMBER 15-386 AMENDED

WHEREAS, Resolution Number 15-386 entitled, “**CHAIRMAN, COUNTY TREASURER AND DIRECTOR OF INFORMATION TECHNOLOGY AUTHORIZED TO SIGN A CONTRACT WITH ACS, A XEROX COMPANY, ON BEHALF OF ALL WYOMING COUNTY DEPARTMENTS**”, passed by this Board of Supervisors on October 13, 2015 and provides for an *Application Hosting and Technology Support Services* contract with ACS, a Xerox Company, for all Wyoming County Departments effective January 1, 2016 through December 31, 2020; and

WHEREAS, That Resolution Number 15-386 was previously amended by this Board of Supervisors on June 12, 2018 by **Resolution Number 18-276** as follows:

- Amend the contracting party from ACS, a XEROX Company to ***Conduent Government Systems, LLC, 12410 Milestone Center Drive, Germantown MD 20874***
- Add ***Microfilm Storage Services*** to the *Application Hosting and Technology Support Services* contract for the Wyoming County Clerk’s Office in an amount not to exceed one thousand four hundred dollars (\$1,400.00) per year; effective November 7, 2017 through December 31, 2020.

And,

WHEREAS, That Resolution Number 15-386 as previously amended by Resolution Number 18-276 was further amended by **Resolution Number 18-385** by this Board of Supervisors on September 11, 2018 to remove the ***NY Property Tax Collection System Services*** from the Application Hosting and Technology Support Services contract for the Wyoming County Treasurer’s Office; effective January 1, 2019; now therefore,

BE IT RESOLVED, That **Resolution Number 15-386** as previously amended by **Resolution Number 18-276** and **Resolution Number 18-385** be hereby further amended to change the contracting party name for the Application Hosting and Technology Support Services contract from Conduent Government Systems to ***Avenue Insights and Analytics, LLC, 5860 Trinity Parkway, Suite 120, Centerville VA*** as this business has been sold.

All else remains the same.

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

RESOLUTION NO. 19-092
(February 12, 2019)

By Mr. Brick, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH
DRESCHER & MALECKI, LLP ON BEHALF OF THE COUNTY TREASURER**

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 *Drescher & Malecki, LLP*, 3083 William Street, Suite 5, Cheektowaga, NY 14227 on behalf of the County Treasurer. Said contract to provide audit services in an amount not to exceed eighty thousand five hundred dollars (\$80,500.00); effective January 1, 2020 through December 31, 2021.

Contingent upon the availability of funds.

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

#52

RESOLUTION NO. 19-093
(February 12, 2019)

By Mr. Brick, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN INTER-MUNICIPAL AGREEMENTS WITH
THE TOWN OF WETHERSFIELD FOR COUNTYWIDE ASSESSING SERVICES**

WHEREAS, The Wyoming County Board of Supervisors offers Countywide Assessing Services to the municipalities within the borders of Wyoming County; now therefore

BE IT RESOLVED, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to sign an Inter-Municipal Agreement with the *Town of Wethersfield* to participate in the *Countywide Assessing Services Program* per Real Property Tax Law §1537 in an amount not to exceed two thousand nine hundred ten dollars and fourteen cents (\$2,910.40); effective February 1, 2019 through March 31, 2019; and be it

FURTHER RESOLVED, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to sign an Inter-Municipal Agreement with the *Town of Wethersfield* to participate in the *Countywide Assessing Services Program* per Real Property Tax Law §1537 and in accordance with the fee schedule negotiated by said municipality; effective April 1, 2019 through September 30, 2019.

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

#53

**RESOLUTION NO. 19-094
(February 12, 2019)**

By Mr. Brick, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND ACCEPTANCE
AWARD WITH THE NEW YORK STATE OFFICE OF PARKS, RECREATION AND
HISTORIC PRESERVATION ON BEHALF OF THE BOARD OF SUPERVISORS**

BE IT RESOLVED, That the Chairman of this Board with the approval of the County Attorney is authorized to sign a grant application and acceptance award with the *New York State Office of Parks, Recreation and Historic Preservation*, 625 Broadway, Albany, NY 12207 on behalf of Board of Supervisors. Said grant is for the 2018/2019 New York State Grant-in-Aid Program funding in a minimum amount of one hundred forty-six thousand three hundred seventy-six dollars (\$146,376.00); effective April 1, 2018 through March 31, 2019.

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

#54

**RESOLUTION NO. 19-095
(February 12, 2019)**

By Mr. Brick, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH
THE WYOMING COUNTY SNOWMOBILE FEDERATION ON BEHALF OF THE
BOARD OF SUPERVISORS**

BE IT RESOLVED, That the Chairman of this Board, pursuant to General Municipal Law §104(b) and with the approval of the County Attorney, is hereby authorized and directed to sign a contract with *Wyoming County Snowmobile Federation*, 6083 Route 362, Bliss, NY 14024 on behalf of the Board of Supervisors. Said contract to provide the 2018/2019 New York State Snowmobile Grant-in-Aid Program funding in an amount not to exceed one hundred forty-six thousand three hundred seventy-six dollars (\$146,376.00); effective April 1, 2018 through March 31, 2019.

Contingent upon the availability of funds.

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

#55

**RESOLUTION NO. 19-096
(February 12, 2019)**

By Mr. Brick, Chairman of the Finance Committee:

**MEMBERS APPOINTED/REAPPOINTED TO THE
INTER-COUNTY ASSOCIATION OF WESTERN NEW YORK**

BE IT RESOLVED, That the following members are hereby appointed/reappointed to Inter-County of Western New York Association:

Member

One (1) year term effective January 1, 2019 through December 31, 2019

- ***Jerry Davis***, (T/Covington), 7414 Court Road, P.O. Box 445, Pavilion, NY 14525
- ***Ellen Grant***, (T/Bennington), 905 Old Alleghany Road, Attica, NY 14011

- ***John Copeland***, (T/Wethersfield), 5888 Sheppard Road, Bliss, NY 14024

Alternate Member

One (1) year term effective January 1, 2019 through December 31, 2019

- ***Cheryl Ketchum***, 7409 Centerville Road, Bliss, NY 14024
- ***Rebecca Ryan***, (T/Warsaw) 172 West Buffalo Street, Warsaw, NY 14569

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

#56

**RESOLUTION NO. 19-097
(February 12, 2019)**

By Mr. Brick, 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:

Treasurer

- One (1) position of ***Principal Account Clerk*** (Temporary) on CSEA Schedule Grade 14 at \$20.67-23.85/hr.; position available February 13, 2019 through projected retirement of M. Saylor.

Fire and Building Code Enforcement

- One (1) position of ***Account Clerk*** (1.00 FTE) on CSEA Schedule, Grade 4 at \$16.69-18.36/hr.; position available February 13, 2019.

Zoning Department

- One (1) position of ***Zoning Enforcement Officer*** (1.00 FTE) and place on Schedule S at \$17.5824/hr. (Annual Salary Equivalent of \$32,000) with a \$2,000.00 increase

upon the completion of the second year and satisfactory performance and meeting pre-established goals; position available February 13, 2019.

ABOLISHED:

Fire and Building Code Enforcement

- One (1) position of ***Principal Account Clerk*** on CSEA Schedule, Grade 14 at \$20.67-23.85/hr.; effective February 13, 2019.

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

#57

**RESOLUTION NO. 19-098
(February 12, 2019)**

By Mr. Brick, Chairman of the Finance Committee:

SALARY SCHEDULE “C” HANDBOOK AMENDMENT APPROVED

BE IT RESOLVED, That the Salary Schedule “C” Handbook is hereby amended to replace ON CALL PAY and CALL IN PAY with language as presented below; effective February 12, 2019:

ON CALL PAY

Certain select schedule C employees at the discretion of Management who are required by the Hospital to be on – call based on their job duties shall receive an additional \$1.50 per hour for each hour that the employee is on – call status on Monday through Friday and \$1.80 per hour for each hour that the employee is on – call status on Saturday and Sunday and on Holidays as defined herein.

(WCCHS Information Technology ONLY)

WCCHS Information Technology employees who are scheduled by the hospital shall receive on call pay in accordance with this schedule

WCCHS Information Technology employees scheduled on call shall receive a \$100.00 pay allowance per day between Fridays at 5:00 P.M. through Mondays at 7:00 A.M., and on Holidays.

WCCHS Information Technology employees scheduled on call shall receive a \$50.00 pay allowance per shift each weekday shift beginning at 5:00 P.M. Monday through 7:00 A.M. Friday.

CALL IN PAY

Certain select schedule C employees at the discretion of Management who are called into work by the Hospital shall be paid for a minimum of four (4) hours at their

applicable rate, in addition to the on call pay as defined herein. WCCHS IT employees are not eligible for call in pay.

AMENDMENT AND CLARIFICATION

Despite the County's best effort to clarify the guidelines for benefits and conditions of employment governing Schedule C employees, it is understood that questions will arise concerning interpretation of the Schedule C Employee Handbook/Benefits Manual and refinements may need to be made from time to time.

As changes or interpretations are made to this manual of guidelines by the Human Resource Committee they will be registered as an addendum and forwarded to the WCCH Board of Managers and to each Senior Manager for distribution to all Schedule C employees.

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

Before taking the vote, Chairman Berwanger explained that the former emergency room has been vacant and will be renovated to accommodate the orthopedic practice of Dr. Mason. His space (at the front of the hospital) will then be utilized by one of the new resident physicians for a family practice.

Chairman Berwanger asked Finance Committee Chairman Brick for his comments.

Supervisor Brick, T/Perry noted that the business plans shows that these renovations will be paid for with the proceeds generated by the orthopedic practice and will not use County tax dollars.

Chairman Berwanger stated there are more renovations to come as we grow the business.

Chairman Berwanger asked for comments from County Attorney Wujcik who stated it is a statutory requirement for a 2/3 vote on this resolution.

***2/3 Majority
#58***

RESOLUTION NO. 19-099 (February 12, 2019)

By Mr. Brick, Chairman of the Finance Committee:

RESOLUTION AUTHORIZING WYOMING COUNTY COMMUNITY HEALTH SYSTEM TO PROCEED WITH PLANS TO RENOVATE THE FORMER EMERGENCY DEPARTMENT INTO CLINICAL SPACE AND TO APPROVE FINANCING BY THE WYOMING COUNTY BOARD OF SUPERVISORS IN AND FOR THE COUNTY OF WYOMING, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$1,250,000.00, AND AUTHORIZING THE ISSUANCE OF \$1,250,000.00 IN BONDS OF SAID COUNTY TO PAY THE COST THEREOF

WHEREAS, All conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; and

WHEREAS, It is now desired to authorize the financing of such capital project; now therefore

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

Section 1. Authorizes Wyoming County Community Health System to proceed with plans to renovate the former emergency department into clinical space, to apply for the Certificate of Need (CON), to accept the architectural plans (with potential modifications, as discussed), and to arrange financing by the Wyoming County Board of Supervisors in connection therewith, at a maximum estimated cost of \$1,250,000.00.

Section 2. It is hereby determined that the aforesaid purpose constitutes a Type II action as defined under the SEQR regulations of the State of New York which, by definition, will not have a significant adverse impact upon the environment.

Section 3. It is hereby determined that the plan for the financing of the aforesaid maximum estimated cost is by the issuance of \$1,250,000.00 bonds of said County hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 4. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is *twenty-five years*, pursuant to subdivision 12-a(1) of paragraph (a) of Section 11.00 of the Local Finance Law.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the County Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Treasurer, consistent with the provisions of the Local Finance Law.

Section 6. The faith and credit of said County of Wyoming, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. To the extent not paid from other sources, there shall annually be levied on all the taxable real property in said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the County Treasurer, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as the County Treasurer shall deem best for the interests of the County.

Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the County by the facsimile signature of the County Treasurer, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the County Treasurer. It is hereby determined that it is to the financial advantage of the County not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the County Treasurer shall determine.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

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

Section 11. This resolution, which takes effect immediately, shall be published in summary form in the official newspaper, together with a notice of the Clerk of the Board of Supervisors in substantially the form provided in Section 81.00 of the Local Finance Law.

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

Chairman Berwanger asked Director of Environmental Health Steve Perkins to update the board on the recent water emergency experienced in the Village of Warsaw.

Director Perkins provided the background of what happened and the manner in which it was corrected.

On February 7th, water production increased dramatically at the Warsaw Water Works in Rock Glen, about five miles south of the Village.

The water plant typically produces about 250,000 gallons daily, but its output suddenly increased to 500,000 gallons daily — a sure sign that water was being lost somewhere in the system.

The Village contacted the County Health Department and Water Resource Agency to track down the problem. They discovered Saturday afternoon that the issue was occurring at a creek crossing about 1,000 feet south of Keeney Road.

One of two main transmission pipes, which run north to the Village, had apparently been damaged by an ice jam. The 12-inch pipe had been underwater Friday and Saturday night, but as water levels dropped, a leak became visible.

The Village contracted Morsch Pipeline Inc. to evaluate and fix the issue. The Village's engineer also assisted in determining what repairs would be made Monday. Originally, they thought of boring underneath the creek, but that would be a two to three day process. On Monday morning, the situation was reevaluated and determined it was starting to fail even faster, so the decision was made to valve it off, rip it out, and put a new one in."

It was believed that the remaining 10-inch transmission line would be able to keep up with demand, so a voluntary water conservation advisory was issued.

However, the situation changed entirely later Monday morning when the Village's storage tank on Wyoming Street went dry. A mandatory "no unnecessary water use" advisory was issued along with a "boil water" notification.

The water line repairs were completed late Monday and the Village's water tank started refilling later that evening. The boil water advisory will remain in effect until two consecutive tests produce negative results.

Supervisor Ryan, T/Warsaw was recognized by Chairman Berwanger who commended Director Perkins, Superintendent of Public Works Shane Evans and all that went door to door for a job well done.

Before adjourning, Chairman Berwanger requested that everyone sing happy birthday to Mr. Weber. Mr. Weber appreciated the recognition.

There being no further business to come before this Board, Senior Supervisor Davis, T/Covington, adjourned the meeting at 3:23 PM with a rap on his desk.

Respectfully submitted,



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

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R. Ryan, Res. #19-05512

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