

REGULAR SESSION
(January 8, 2018)

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 except Chairman Berwanger, T/Arcade and Supervisor Leuer, T/Middlebury. 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 Vice Chairman Ryan, T/Warsaw, called the meeting to order.

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

Roy Gary Yost

Mr. Yost was born in Buffalo, NY in 1947. He attended school at Pavilion Central School. He was drafted into the Army on November 22, 1966 and reported for basic training at Fort Dix, New Jersey. He remained at Fort Dix for his individual training as a Supply Specialist.

Mr. Yost had his first assignment at Fort Huachuca, Arizona working for the Headquarters Supply Officer delivering special orders around base such as blankets, tools, engine parts, and rifles.

Fort Huachuca is the product of Indian Wars of the 1870s and 1880s. In February 1877, Colonel August V. Kautz, Commander of the Department of Arizona, ordered that a camp be established in the Huachuca Mountains. The Fort was the home of the 10th Cavalry "Buffalo Soldiers" for 20 years and was replaced by the 25th Infantry Regiment in 1933. Fort Huachuca now houses the U.S. Army Intelligence Center and the U.S. Army's Network Enterprise Technology Command.

Mr. Yost continued his military career in Vietnam where he drove his Supply Officer and Battalion Commander around the area and to Saigon. Mr. Yost completed his time of service and earned his GED before heading home. For his valor and courageous service to his country, Mr. Yost was awarded the:

- Vietnam Service Medal
- Vietnam Campaign Metal w/Device 60
- National Defense Service Medal
- Army Expert Marksman (M14)
- Army Sharp Shooter Badge (M16)

Mr. Yost married his wife Diane in July of 1970 and spent two years working for Coca-Cola running a vending machine route before deciding to go to Truck Driving School in Indianapolis,

Indiana. He obtained his Class 1 Chauffeurs License and spent the next 13 years delivering gas and propane.

He then earned his certificate for heating and conditioning with high honors and worked for various companies until starting his own business in 1989. Yost Air Conditioning kept him busy until 1999 when he decided to start working for Kraft Foods doing refrigeration maintenance where he eventually retired from.

The pledge was said by all.

Vice Chairman Ryan invited Town of Covington Supervisor, Jerry Davis to join her in the presentation of the customary certificate of appreciation to Mr. Yost and offered him an opportunity to address the Board.

Mr. Yost 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 ~

- 01/03/19 Email from Sheriff Gregory Rudolph

Clerk Ketchum read the email...

Supervisors,

I want to express my gratitude for providing the forum at your Organizational Meeting for Senator Gallivan to so appropriately award Jack the Liberty Medal. It meant a lot to me for Jack to see a crowded room with your upmost support as honorable representatives of our entire county.

Many thanks!

*Gregory J. Rudolph
Wyoming County Sheriff*

OPEN PUBLIC HEARING ~

- “Local Law No. 1, Year 2019 (Introductory G, Year 2018) Entitled, “*A Local Law Providing Salaries for Certain County Officers for the Year 2019*”

Clerk Ketchum offered a correction to the appropriation for the County Treasurer. In lieu of “*w/any funds available*” it should read instead as “*w/01.02.1000.1113 Bed Tax*” in the same amount listed.

#1

RESOLUTION NO. 19-004 (January 8, 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:

Treasurer			
To: 01.42.6420.4.40901 Occupancy Tax w/01.02.1000.1113 Bed Tax Reason: Revise 2018 budget to reflect revenue and payments to Tourism.	\$3,712.55	\$3,712.55	
Treasurer Total			\$3,712.55
Assigned Counsel			
To: 01.34.1421.4.42314 Family Court 01.34.1421.4.42315 Criminal Court w/01.11.1421.308905 State Aid Sec. 606 w/ <i>any funds available</i> Reason: To cover the cost of NYS mandated assigned counsel.	\$10,000.00 10,000.00	\$9,324.00 10,676.00	
Assigned Counsel Total			\$20,000.00
Zoning			
To: 01.48.8021.1.10001 Salaries – Fixed Sch S/D/I 01.48.8021.8.83001 FICA 01.48.8021.8.85001 Medicare FICA w/01.06.8021.2590 Permits Reason: Due to hiring PT ZEO Assistant which was not budgeted.	\$2,063.88 119.75 28.39	\$2,212.02	
Zoning Total			\$2,212.02
Buildings & Grounds (Co. Bldgs.)			
To: 01.34.1620.4.40002 Electric 01.34.1620.4.40001 GAS 01.34.1620.4.40005 Water w/ <i>any funds available</i> Reason: In order to pay remaining utility bills for 2018 budget year.	\$21,100.80 12,497.72 2,306.46	\$35,904.98	
Buildings & Grounds (Co. Bldgs.) Total			\$35,904.98

Carried: XXX **Ayes:** 1365 **Noes:** **Absent:** 172 (Arcade) **Abstain:**
62 (Middlebury)
234

#2

**RESOLUTION NO. 19-005
(January 8, 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:

911			
To: 01.37.3020.2.20101 Tele. Equip. 01.37.3020.4.40601 Rental-Tower w/01.11.3020.3389 Other State Aid Reason: To appropriate Statewide Communications Grant funds FY 2018 to cover the cost of tower/land rental and FY 2017 to cover Sheriff's infrastructure upgrade.	\$269,501.06 10,908.00	\$280,409.06	
911 Total			\$280,409.06
Human Resource			
To: 01.34.1431.4.40401 Training w/ <i>any funds available</i> Reason: To pay for in-depth remedial leadership skills training.	\$1,895.00	\$1,895.00	
Human Resource Total			\$1,895.00

Carried: XXX Ayes: 1365 Noes: Absent: 172 (Arcade) Abstain:
62 (Middlebury)
234

Mr. Granger, T/Castile, Chairman of the Audit Committee, presented bills totaling **\$2,287,641.04** for the month of **December 2018**.

Carried: XXX Ayes: 1365 Noes: Absent: 172 (Arcade) Abstain:
62 (Middlebury)
234

There was a motion by Mr. Tallman, T/Gainesville, to combine resolutions #3 through #6. Hearing no objection resolution titles were read.

#3

**RESOLUTION NO. 19-006
(January 8, 2019)**

By Mr. Tallman, Chairman of the Human Resource Committee:

COUNTY CLERK ANNUAL MORTGAGE TAX RETENTION FEE

WHEREAS, Section 262 of the New York State Tax Law provides that the recording office of the County Clerk shall be entitled to recover necessary expenses for the purpose of the collection of mortgage taxes; and

WHEREAS, The County Clerk wishes to receive an annual expense of one hundred eighty-one thousand five hundred dollars (\$181,500.00); and

WHEREAS, The State Tax Commission has adopted a resolution stating, that if the allowance of a recording officer for expenses is certified by the County Board of Supervisors as a reasonable allowance, an allowance can be made; now therefore

BE IT RESOLVED, That the Wyoming County Board of Supervisors does hereby

**RESOLUTION NO. 19-013
(January 8, 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**

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 various contracts on behalf of the Department of Social Services as follows:

- *Santo Bentivegna, Ph.D.*, 780 Blossom Road, Rochester, NY 14610 to provide mental health/psychological evaluations for children, youth and families in making determinations in child protective services, foster care and preventive cases in an amount not to exceed twelve thousand dollars (\$12,000.00); effective January 1, 2019 through December 31, 2019.
- *David Nathanson, Ph.D.*, 2839 Elmwood Avenue, Kenmore, NY 14217 to provide mental health/psychological evaluations for children, youth and families in making determinations in child protective services, foster care and preventive cases in an amount not to exceed five thousand dollars (\$5,000.00); effective January 1, 2019 through December 31, 2019.
- *ACCORD Corporation*, 84 Schuyler Street, P. O. Box 573, Belmont, NY 14813 to provide residential domestic violence services in an amount not to exceed ten thousand dollars (\$10,000.00); effective January 1, 2019 through December 31, 2019.

Contingent upon the availability of funds.

Carried: XXX **Ayes:** 1365 **Noes:** **Absent:** 172 (Arcade) **Abstain:**
62 (Middlebury)
234

There was a motion by Ms. Ryan, T/Warsaw, to combine resolutions #11 through #17. Hearing no objection resolution titles were read.

**RESOLUTION NO. 19-014
(January 8, 2019)**

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

MEMBERS APPOINTED/REAPPOINTED TO THE MENTAL HEALTH COMMUNITY SERVICES BOARD AND VARIOUS SUBCOMMITTEES

BE IT RESOLVED, That the following members are hereby appointed/reappointed to the Mental Health Community Services Board and various Subcommittees as follows:

COMMUNITY SERVICES BOARD

Four (4) year term effective January 1, 2019 through December 31, 2022

- *Gretchen Jackson*, 181 West Buffalo Street, Warsaw, NY 14569
- *Jim Foley*, 1691 Maxon Road, Attica, NY 14011
- *Andrea Aldinger*, 8 Perry Avenue, Warsaw, NY 14569

ALCOHOL & SUBSTANCE ABUSE SUBCOMMITTEE

Four (4) year term effective January 1, 2019 through December 31, 2022

- *James Messe*, 147 North Main Street, Warsaw, NY 14569
- *Andrea Aldinger*, 8 Perry Avenue, Warsaw, NY 14569
- *Vincent Hemming*, 147 North Main Street, Warsaw, NY 14569

MENTAL HEALTH SUBCOMMITTEE

Four (4) year term effective January 1, 2019 through December 31, 2022

- *Erin Robinson*, 43 Frank St, Warsaw, NY 14569 (*replacing Diane Scott*)

DEVELOPMENTALLY DISABLED SUBCOMMITTEE

Four (4) year term effective January 1, 2019 through December 31, 2022

- *Vanessa McCormick*, 2436 McCormick Road, North Java, NY 14113
- *Martin Miskell*, 18 Main Street, Mt. Morris, NY 14510

Carried: XXX **Ayes:** 1365 **Noes:** **Absent:** 172 (Arcade) **Abstain:**
62 (Middlebury)
234

#12

**RESOLUTION NO. 19-015
(January 8, 2019)**

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

CHAIRMAN AUTHORIZED TO SIGN A GRANT APPLICATION AND ACCEPTANCE AWARD WITH THE NEW YORK COUNCIL ON PROBLEM GAMBLING ON BEHALF OF MENTAL HEALTH

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

Department. Said grant to fund 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.

Carried: XXX **Ayes:** 1365 **Noes:** **Absent:** 172 (Arcade) **Abstain:**
62 (Middlebury)
234

#15

**RESOLUTION NO. 19-018
(January 8, 2019)**

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

**CHAIRMAN/COMMISSIONER OF HEALTH AUTHORIZED TO SIGN VARIOUS
CONTRACTS AND AGREEMENTS ON BEHALF OF THE COUNTY
HEALTH DEPARTMENT FOR THE YEAR 2019**

BE IT RESOLVED, That the Chairman of this Board and the Commissioner of Health with the approval of the County Attorney are hereby authorized and directed to sign the following contracts and agreements for the year 2019 on behalf of the County Health Department. All amounts reflect amounts not to exceed:

<i>ACM Laboratories</i> Clinical Laboratory Testing Services (MWHS) January 1, 2019 through December 31, 2019	Per Price List Based on volume Not to exceed amount budgeted
<i>Microbac Laboratories</i> Environmental Laboratory (Water Testing Services) January 1, 2019 through December 31, 2019	Per Price List Based on volume Not to exceed amount budgeted
<i>Erie County Public Health Laboratory</i> Environmental Laboratory (Water Testing Services) January 1, 2019 through December 31, 2019	Per Price List Based on volume Not to exceed amount budgeted
<i>Susan Schell, RD</i> Registered Dietician Services January 1, 2019 through December 31, 2019	\$47.00/Hour Based on Volume Not to exceed amount budgeted
<i>County of Monroe</i> Medical Examiner Services January 1, 2019 through December 31, 2019	Per Price List Based on usage
<i>WCJW</i> Radio Advertising	Based on Usage Not to exceed amount budgeted

January 1, 2019 through December 31, 2019

Clark Patterson Lee

Professional Engineering Services
January 1, 2019 through December 31, 2019

Based on Usage
Not to exceed amount budgeted

Kara Eastwood, MD

Medical Director Services
January 1, 2019 through December 31, 2019

\$5,000.00 Annually

NMS Laboratories

Post Mortem Laboratory Services
January 1, 2019 through December 31, 2019

Per Price List
Based on usage
Not to exceed amount budgeted

The Village NP (Sarah Schafer, NP)

Practitioner Services (Jail Medical)
Tuberculosis Control Program Medical Practitioner Services
January 1, 2019 through December 31, 2019

\$14,000.00 annually (paid Quarterly)
\$12,000.00
\$2,000.00

Carried: XXX **Ayes:** 1365 **Noes:** **Absent:** 172 (Arcade) **Abstain:**
62 (Middlebury)
234

#16

**RESOLUTION NO. 19-019
(January 8, 2019)**

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

**EDWARD PIECHOCKI REAPPOINTED TO THE WYOMING COUNTY
BOARD OF HEALTH**

BE IT RESOLVED, That *Edward Piechocki, RPA-C*, Ryan Road, Wyoming, NY 14591 be hereby reappointed to the Wyoming County Board of Health as a Member for a six (6) year term; effective January 1, 2019 through December 31, 2024.

Carried: XXX **Ayes:** 1365 **Noes:** **Absent:** 172 (Arcade) **Abstain:**
62 (Middlebury)
234

#17

**RESOLUTION NO. 19-020
(January 8, 2019)**

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

and bear arms) clearly states; ***“A well-regulated militia being necessary to the security of a free state, the right of the people to keep and bear arms cannot be infringed”***; and

WHEREAS, The right of the people to keep and bear arms for defense of life, liberty, and property is regarded as an inalienable right of the people of Wyoming County; and

WHEREAS, The Wyoming County Board of Supervisors has gone on record opposing legislation which infringes upon the right of the people to keep and bear arms; and

WHEREAS, There are numerous Bills in the NYS Legislature under the guise of gun control that if passed would also violate a citizen’s right to free speech; the right to be secure in their persons, houses, papers and effects; the right to Life, Liberty and Property; the right to due process; and the right to equal protection of the law; now therefore,

BE IT RESOLVED, That the Wyoming County Board of Supervisors stands in strong opposition to any and all legislation that would intentionally or non-intentionally violate the rights of lawful citizens that are guaranteed in the Constitution, the supreme law of the land; and be it

FURTHER RESOLVED, That the Wyoming County Board of Supervisors considers such bills, legislation and laws to be egregious and beyond lawful legislative authority granted to our State representatives; and be it

FURTHER RESOLVED, That a copy of this resolution be sent to President Donald Trump, Vice President Michael Pence, Governor Andrew Cuomo, United States Senators Charles Schumer, and Kirsten Gillibrand, Congressman Chris Collins, NYS Senator Patrick Gallivan, NYS Senate Majority Leader Andrea Stewart-Cousins, NYS Senate Minority Leader John J. Flanagan, NYS Assemblyman David DiPietro, NYS Assembly Speaker Carl E. Heastie, NYS Assembly Minority Leader Brian M. Kolb.

Carried: XXX **Ayes:** 1365 **Noes:** **Absent:** 172 (Arcade) **Abstain:**
62 (Middlebury)
234

#19

**RESOLUTION NO. 19-022
(January 8, 2019)**

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

**CHAIRMAN TO ACCEPT THE “Warren County Bid Award for Assistance in
Emergency Planning, Training and Exercise” AND EXERCISE THE RIGHT TO
“PIGGYBACK” AS AN ELIGIBLE POLITICAL SUBDIVISION UNDER GML §103 (16)
ON BEHALF OF EMERGENCY SERVICES**

BE IT RESOLVED, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to accept the ***“Warren County Bid Award for***

Contingent upon the availability of funds.

Carried: XXX **Ayes:** 1365 **Noes:** **Absent:** 172 (Arcade) **Abstain:**
62 (Middlebury)
234

There was a motion by Mr. Davis, T/Covington, to combine resolutions #23 through #26. Hearing no objection resolution titles were read.

#23

**RESOLUTION NO. 19-026
(January 8, 2019)**

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

RESOLUTION NUMBER 17-530 AMENDED

WHEREAS, Resolution Number 17-530 entitled, “**CHAIRMAN AUTHORIZED TO SIGN A GRANT ACCEPTANCE AWARD WITH THE DORMITORY AUTHORITY STATE OF NEW YORK (DASNY) ON BEHALF OF COUNTY HIGHWAY**”, passed by this Board of Supervisors on November 12, 2017 and is for safety improvements to the intersection of Couriers Road and Genesee Road, Project ID #9524, under the State and Municipal Facilities Program (SAM) in a minimum amount of seventy-five thousand dollars (\$75,000.00); effective November 3, 2017 through completion of project; now therefore,

BE IT RESOLVED, That *Resolution Number 17-530* be hereby amended to include the purchase and installation of caution lights, generators and pumps.

All else remains the same.

Carried: XXX **Ayes:** 1365 **Noes:** **Absent:** 172 (Arcade) **Abstain:**
62 (Middlebury)
234

#24

**RESOLUTION NO. 19-027
(January 8, 2019)**

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

RIGHT OF WAYS FOR SIMMONS ROAD BRIDGE APPROVED

WHEREAS, That the real property below located in the Town of Perry, Wyoming County, New York is needed to be acquired by the County of Wyoming for the replacement of Perry Bridge #02, Simmons Road over Little Beards Creek, Town of Perry, BIN #3320060; PIN #4WY0.02 as described on maps on file in the Office of the Wyoming County Superintendent of Highways;

Property Owner	Tax Map No.	Surveyor Map	Parcel No.	Acreage
<i>Sunny Knoll Real Estate, LLC</i> 7429 Burke Hill Road Perry, NY 14530	65.00-1-7.11	TE Map #1	Parcel #2	.026 ±
		TE Map #1	Parcel #3	.008 ±
		PE Map #2	Parcel #1	.038 ±
		PE Map #2	Parcel #4	.055 ±
<i>Marc Fiegl</i> <i>Deborah A. Fiegl</i> 1914 Simmons Road Perry, NY 14530	52.00-2-9.4	PE Map # 3	Parcel # 5	.083 ±
		TE Map # 4	Parcel # 6	.020 ±

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

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

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

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

Carried: XXX **Ayes:** 1365 **Noes:** **Absent:** 172 (Arcade) **Abstain:**
62 (Middlebury)
234

#25

**RESOLUTION NO. 19-028
(January 8, 2019)**

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

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH
BARTON & LOGUIDICE, D.P.C. 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 *Barton & Loguidice, D.P.C.*, 11 Center Park, Suite 203, Rochester, NY 14614 on behalf of County Highway. Said contract is for engineering and design of EA #03 Hillside Road Bridge replacement over Wiscoy Creek in the Town of Eagle; BIN 3319730 in an amount not to exceed one hundred eighty-three thousand dollars (\$183,000.00); effective

**RESOLUTION NO. 19-032
(January 8, 2019)**

By Mr. Brick, Chairman of the Finance Committee:

**INVESTMENT POLICY FOR WYOMING COUNTY ADOPTED;
CHAIRMAN AUTHORIZED TO SIGN CUSTODIAL AGREEMENTS
TO MAINTAIN PLEDGED SECURITIES**

BE IT RESOLVED, That the Wyoming County Board of Supervisors hereby approves and adopts the following investment policy:

INVESTMENT POLICY FOR WYOMING COUNTY

I. SCOPE

This investment policy applies to all moneys and other financial resources available for investment on its own behalf or on behalf of any other entity or individual.

II. OBJECTIVES

The primary objectives of the local government's investment activities are, in priority order,

- to conform with all applicable federal, state and other legal requirements (legal);
- to adequately safeguard principal (safety);
- to provide sufficient liquidity to meet all operating requirements (liquidity); and
- to obtain a reasonable rate of return (yield).

III. DELEGATION OF AUTHORITY

The governing board's responsibility for administration of the investment program is delegated to the Chief Fiscal Officer who shall establish written procedures for the operation of the investment program consistent with these investment guidelines. Such procedures shall include and adequate internal control structure to provide a satisfactory level of accountability based on a data base or records incorporating description and amounts of investments, transaction dates, and other relevant information and regulates the activities of subordinate employees.

IV. PRUDENCE

All participants in the investment process shall seek to act responsibly as custodians of the public trust and shall avoid any transaction that might impair public confidence in the County of Wyoming to govern effectively.

Investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudence discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investments, considering the safety of the principal as well as the probable income to be derived.

All participants involved in the investment process shall refrain from personal business activity that could conflict with proper execution of the investment program, or which could impair their ability to make impartial investment decisions.

V. DIVERSIFICATION

It is the policy of the County of Wyoming to diversify its deposits and investments by financial institution, by investment instrument, and by maturity scheduling.

VI. INTERNAL CONTROLS

It is the policy of the County of Wyoming for all moneys collected by any officer or employee of the government to transfer those funds to the chief fiscal officer within 7 days of deposit, or within the time period specified in law, whichever is shorter.

The Chief Fiscal Officer is responsible for establishing and maintaining an internal control structure to provide reasonable, but not absolute, assurance that deposits and investments are safeguarded against loss from un-authorized use or disposition, that transactions are executed in accordance with management's authorization and recorded properly, and is managed in compliance with applicable laws and regulations.

VII. DESIGNATION OF DEPOSITARIES

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

<u>Depository Name</u>	<u>Maximum Amount Officer</u>
Five Star Bank	\$20,000,000.00
Tompkins Bank of Castile	\$20,000,000.00
M & T Bank	\$20,000,000.00
Steuben Trust Company	\$20,000,000.00
JP Morgan Chase	\$10,000,000.00
Key Bank	\$10,000,000.00

VIII. COLLATERALIZING OF DEPOSITS

In accordance with the provisions of General Municipal Law, Sec.10, all deposits of Wyoming County, including certificates of deposit and special time deposits, in excess of the amount insured under the provisions of the Federal Deposit Insurance Act shall be secured:

1. By a pledge of "eligible securities" with and aggregate "market value" as provided by GML Sec. 10, equal to the aggregate amount of deposits from the categories designated in Appendix A to the policy.
2. By an eligible "irrevocable letter of credit" issued by a qualified bank other than the bank with the deposits in favor of the government for a term not to exceed 90 days with an aggregate value equal to 140% of the aggregate amount of deposits and the agreed upon interest, if any. A qualified bank is one whose commercial paper and other unsecured short-term debt obligations are rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization or by a bank that is in compliance with applicable federal minimum

risk-based capital requirements.

3. By an eligible surety bond payable to the government for an amount at least equal to 100% of the aggregate amount of deposits and the agreed upon interest, if any, executed by an insurance company authorized to do business in New York State, whose claims-paying ability is rated in the highest rating category by at least two nationally recognized statistical rating organizations.

IX. SAFEKEEPING AND COLLATERALIZATION

Eligible securities used for collateralizing deposits shall be held by the depository and/or a third party bank or trust company subject to security and custodial agreements.

The security agreement shall provide that eligible securities are being pledged to secure local government deposits together with agreed upon interest, if any, and any costs or expenses arising out of the collection of such deposits upon default. It shall also provide the conditions under which the securities may be sold, presented for payment, substituted or released and the events, which will enable the local government to exercise its rights against the pledged securities. In the event that the securities are not registered or inscribed in the name of the local government, such securities shall be delivered in a form suitable for transfer or with an assignment in blank to the County of Wyoming or its custodial bank.

The custodial agreement shall provide that securities held by the bank or trust company, or agent of and custodian for, the local government, will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be commingled with or become part of the backing for any other deposit or other liabilities. The agreement should also describe that the custodian shall confirm the receipt, substitution or release of the securities. The agreement shall provide for the frequency of revaluation of eligible securities and for the substitution of securities when a change in the rating of a security may cause ineligibility.

Such agreement shall include all provisions necessary to provide the local government a perfected interest in the securities.

X. PERMITTED INVESTMENTS

As authorized by General Municipal Law, Sec. 11, the County of Wyoming authorizes the Chief Fiscal Officer to invest moneys not required for immediate expenditure for terms not to exceed its projected cash flow needs in the following types of investments:

- Special time deposit accounts;
- Certificates of deposit;
- Obligations of the United States of America;
- Obligations guaranteed by agencies of the United States of America where the payment of principal and interest are guaranteed by the United State of America;
- Obligations of the State of New York;
- Obligations issued pursuant to LFL Sec. 24.00 or 25.00 (with approval of the State Comptroller) by any municipality, school district or district corporation other than the County of Wyoming;

- Obligations of public authorities, public housing authorities, urban renewal agencies and industrial development agencies where the general State statutes governing such entities or whose specific enabling legislation authorize such investments.
- Certificates of Participation (COP's) issued pursuant to GML Sec. 109b.
- Obligations of this local government, but only with any moneys in a reserve fund established pursuant to GML Sec. 6-c, 6-d, 6-e, 6-g, 6-h, 6-j, 6-k, 6-l, 6-m, or 6-n.

All investment obligations shall be payable or redeemable at the option of the County of Wyoming within such times as the proceeds will be needed to meet expenditures for purposes for which the moneys were provided and, in the case of obligations purchased with the proceeds of bonds or notes, shall be payable or redeemable at the option of the County of Wyoming within two years of the date of purchase.

XI. AUTHORIZED FINANCIAL INSTITUTIONS AND DEALERS

The County of Wyoming shall maintain a list of financial institutions and dealers approved for investment purposes and establish appropriate limits to the amount of investments, which can be made with each financial institution or dealer. All financial institutions with which the local government conducts business must be credit worthy. Banks shall provide their most recent Consolidated Report of Condition (Call Report) at the request of the County of Wyoming.

Security dealers not affiliated with a bank shall be required to be classified as reporting dealers affiliated with the New York Federal Reserve Bank, as primary dealers. The Chief Fiscal Officer is responsible for evaluating the financial position and maintaining a listing of proposed depositaries, trading partners and custodians. Such listings shall be evaluated at least annually.

The County may, in its discretion, authorize a bank designated for the deposit of County funds to arrange for the redeposit of such funds in one or more banking institutions, for the account of the County, through a deposit placement that meets the conditions set forth in General Municipal Law Section 10(2)(a)(ii).

XII. PURCHASE OF INVESTMENTS

The Chief Fiscal Officer is authorized to contract for the purchase of investments:

1. Directly, including through a repurchase agreement, from an authorized trading partner.
2. By participation in a cooperative investment program with another authorized governmental entity pursuant to Article 5G of the General Municipal Law where such program meets all the requirements set forth in the Office of the State Comptroller Opinion No. 88-46, and the specific program has been authorized by the governing board.
3. By utilizing an ongoing investment program with an authorized trading partner pursuant to a contract authorized by the governing board.

All purchased obligations, unless registered or inscribed in the name of the local government, shall be purchased through, delivered to and held in the custody of a bank or trust company. Such obligations shall be purchased, sold or presented for redemption or payment by such bank or trust company only in accordance with prior written authorization from the officer authorized

to make the investment. All such transactions shall be confirmed in writing to the County of Wyoming by the bank or trust company. Any obligation held in the custody of a bank or trust company shall be held pursuant to a written custodial agreement as described in General Municipal Law, Sec. 10.

The custodial agreement shall provide that securities held by the bank or trust company, as agent of and custodian for, the local government, will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be commingled with or become part of the backing for any other deposit or other liabilities. The agreement shall describe how the custodian shall confirm the receipt and release of the securities. Such agreement shall include all provisions necessary to provide the local government a perfected interest in the securities.

XIII. REPURCHASE AGREEMENTS

Repurchase agreements are authorized subject to the following restrictions:

- All repurchase agreements must be entered into subject to a Master Repurchase Agreement.
- Trading partners are limited to banks or trust companies authorized to do business in New York State and primary reporting dealers.
- Obligations shall be limited to obligations of the United States of America and obligations guaranteed by agencies of the United States of America.
- No substitution of securities will be allowed.
- The custodian shall be a party other than the trading partner.

APPENDIX A

Schedule of Eligible Securities:

- (i) Obligations issued, or fully insured or guaranteed as to the payment of principal and interest, by the United States of America, an agency thereof or a United States government sponsored corporation.
- (ii) Obligations issued or fully guaranteed by the International Bank for Reconstruction and Development, the Inter-American Development Bank, and the Asian Development Bank, and the African Development Bank.
- (iii) Obligations partially insured or guaranteed by any agency of the United States of America, at a proportion of the market Value of the obligation that represents the amount of the insurance or guaranty.
- (iv) Obligations issued or fully insured or guaranteed by the State of New York, obligations issued by a municipal corporation, school district or district corporation of such State or obligations of any public benefit corporation, which under a specific State statute may be accepted as security for deposit of public moneys.
- (v) Obligations issued by states (other than the State of New York) of the United States rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.
- (vi) Obligations of Puerto Rico rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.
- (vii) Obligations of counties, cities and other govern-mental entities of a state other than the State of New York having the power to levy taxes that are backed by the full faith and

the approval of the County Attorney and/or Costello Cooney Fearon, PLLC, legal counsel, is hereby authorized and directed to sign a contract *Western New York Physicians, PLLC*, 2261 Route 19 North, Warsaw, NY 14569 on behalf of the Wyoming County Community Health System. Said contract is for hospitalist services in an amount not to exceed one million one thousand three hundred forty-three dollars (\$1,001,343.00) per year; effective January 1, 2019 through December 31, 2022.

Contingent upon the availability of funds.

Carried: XXX **Ayes:** 1365 **Noes:** **Absent:** 172 (Arcade) **Abstain:**
62 (Middlebury)
234

#36

**RESOLUTION NO. 19-039
(January 8, 2019)**

By Mr. Brick, Chairman of the Finance Committee:

RESOLUTION NUMBER 18-525 AMENDED

WHEREAS, Resolution Number 18-525 entitled, “**CHAIRMAN AUTHORIZED TO SIGN AN EMPLOYMENT AGREEMENT ~ SALARY SCHEDULE “P” WITH LESLIE J. LEHMANN, DO ON BEHALF OF THE WYOMING COUNTY COMMUNITY HEALTH SYSTEM,**” passed by this Board of Supervisors on November 13, 2018 to provide for family practice services in an amount not to exceed two hundred thirty-three thousand dollars (\$233,000.00) plus a one-time fee of thirty-six thousand dollars (\$36,000.00); effective January 1, 2019 through December 31, 2022 or within sixty (60) days upon the completion of credentialing and obtaining malpractice insurance; now therefore,

BE IT RESOLVED, That *Resolution Number 18-525* be hereby rescinded in its entirety effective November 13, 2018 as this contract will not be entered into and/or executed.

Carried: XXX **Ayes:** 1365 **Noes:** **Absent:** 172 (Arcade) **Abstain:**
62 (Middlebury)
234

#37

**RESOLUTION NO. 19-040
(January 8, 2019)**

By Mr. Brick, Chairman of the Finance Committee:

RESOLUTION NUMBER 18-569 AMENDED

WHEREAS, Resolution Number 18-569 entitled, “**RESOLUTION OF THE BOARD OF SUPERVISORS LEVYING TAXES AND ASSESSMENTS REQUIRED FOR**

WHEREAS, There was duly presented and introduced at a meeting of this Board, held on the 11th day of December, 2018, a proposed local law of the County, designated as Local Law Introductory No. G, for the year 2018, entitled, “*County of Wyoming, Providing Salaries for Certain County Officers for the Year 2019*”; and

WHEREAS, In accordance with the provisions of Resolution Number 18-585 there was a public hearing held by this Board of Supervisors on this 8th day of January, 2019, at 2:30 PM, after due notices of said hearing having been posted and published according to the law and said resolution; and

WHEREAS, After holding said public hearing, and the said local law having laid on the desks of the members of this Board of Supervisors at least seven (7) days prior to the final adoption, a majority of this Committee agreed to recommend the enactment and passage of the above- mentioned local law, designated as herein above set forth; now therefore

BE IT ENACTED, That Local Law 1, Year 2019, County of Wyoming, New York, as presented to this Board on the 11th day of December 2018, is hereby adopted, in its original form, as follows:

LOCAL LAW NO. 1 ~ YEAR 2019

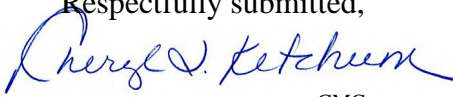
County of Wyoming, Providing Salaries for Certain County Officers for the year 2019

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF WYOMING AS FOLLOWS:

- Section 1. Effective as hereafter provided, the annual salary for the *Commissioners of Election* shall be increased by **\$313.00** for a new annual salary of **\$15,960.00**.
- Section 2. Effective as hereafter provided, the annual salary for the *Clerk to the Board of Supervisors* shall be increased by **\$1,277.00** for a new annual salary of **\$65,135.00**.
- Section 3. Effective as hereafter provided, the annual salary for the *County Attorney* shall be increased by **\$1,240.00** for a new annual salary of **\$63,239.00**.
- Section 4. Effective as hereafter provided, the annual salary for the *County Highway Superintendent* shall be increased by **\$1,833.00** for a new annual salary of **\$93,460.00**.
- Section 5. Effective as hereafter provided, the annual salary for the *Public Defender* shall be increased by **\$1,202.00** for a new annual salary of **\$61,281.00**.
- Section 6. Effective as hereafter provided, the annual salary for the *Commissioner of Public Health* shall be increased by **\$1,606.00** for a new annual salary of **\$81,904.00**.
- Section 7. Effective as hereafter provided, the annual salary for the *Director of Real Property Tax Services* shall be increased by **\$1,341.00** for a new annual salary of

There being no further business to come before this Board, Senior Supervisor Davis, T/Covington, adjourned the meeting at 3:00 PM with a rap on his desk.

Respectfully submitted,



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

A

Appointments
Highway
Traffic Safety Board
P. Korzelius, J. Hurst, H. Pankow, D. Hare, J. Kemp,
Res. #19-029.....21

Mental Health
Alcohol and Substance Abuse Subcommittee
J. Messe, A. Aldinger, Vince Hemming, Res. #19-01410

Community Services Board
G. Jackson, J. Foley, A. Aldinger, Res. #19-01410

Developmentally Disabled Subcommittee
V. McCormick, M. Miskell, Res. #19-01410

Mental Health Subcommittee
E. Robinson, Res. #19-01410

Public Health
Board of Health
E. Piechocki, Res. #19-01914

Audit of Monthly Bills
12/20184

B

Bid Awards
Emergency Services
Warren County Bid Award for Emergency Planning,
Training and Exercise Services, Res. #19-02217

Board of Elections
Contracts / Agreements
Election System and Software, Inc., Res. #19-0085

Board of Supervisors
Levying Taxes and Assessments Amended (Res. #18-569), Res. #19-04035

Meetings
Regular Session
01/8/19.....1

Opposing Infringements on the Rights of Legitimate Firearm Owners, Res. #19-02116

Budget Office
Appropriations
2018
01/08/19, Res. #18-0042

2019
01/08/18, Res. #18-0053

C

Coroner
Public Health
Office of the Coroner Designated, Res. #19-020.....15

County Clerk
Annual Mortgage Tax Retention Fee, Res. #19-0064

County Insurance

2019 Dental Insurance Rates Approved, Res. #19-031 23

Contracts / Agreements Amended
Dormitory Authority State of New York (DASNY).
(Res. #17-530), Res. #19-026..... 19

E

Emergency Services
Bid Awards
Warren County Bid Award for Emergency Planning,
Training and Exercise Services, Res. #19-022 17

Contracts / Agreements
Motorola Solutions, Inc., Res. #19-023..... 17

Contracts / Agreements Amended
Sinclair Television Group, Inc.(Res. #18-298), Res.
#19-024 18

H

Highway
Appointments
Traffic Safety Board
P. Korzelius, J. Hurst, H. Pankow, D. Hare, J. Kemp,
Res. #19-029 22

Contracts / Agreements
Barton & Loguidice, D.P.S., Res. #19-028 21

Right of Ways for Simmons Road Bridge, Res. #19-027 20

Historian
Grants
Wyo. Co. Arts Council, Res. #19-007 5

Human Resource
Contracts / Agreements
Educational Resource Associates, Res. #18-012 6

Indeed.com, Res. #19-009 6

I

Information Technology
Contracts / Agreements
Spectrum Enterprises, Inc., Res. #19-030 22

L

Local Laws
Adopted
Local Law 1, (G) (Salaries for Certain County Officers
for the Year 2019), Res. #19-041..... 36

M

Mental Health
Appointments
Alcohol and Substance Abuse Subcommittee

J. Messe, A. Aldinger, Vince Hemming, Res. #19-01410

Community Services Board

G. Jackson, J. Foley, A. Aldinger, Res. #19-01410

Developmentally Disabled Subcommittee

V. McCormick, M. Miskell, Res. #19-01410

Mental Health

Mental Health Subcommittee

E. Robinson, Res. #19-01410

Contracts / Agreements

Ann Beckley-Forest, LCSW-R, RPT-S, Res. #19-016 ..12

Grants

New York Council on Problem Gambling, Res. #19-01511

P

Policies

County General

Custodial Agreement, Res. #19-03224

Public Defender

Contracts / Agreements

Wyoming County Attica Legal Aid Bureau, Inc., Res. #19-02519

Public Health

Appointments

Public Health

E. Piechocki, Res. #19-01914

Contracts / Agreements

ACM Laboratories, Res. #19-01813

Clark Patterson Lee, Res. #19-01813

County of Monroe, Res. #19-01813

Erie County Public Health Laboratory, Res. #19-018 13

Kara Eastwood, MD, Res. #19-01813

Micorbac Laboratories, Res. #19-01813

NMS Laboratories, Res. #19-01813

Susan Schell, RD, Res. #19-01813

The Village NP (Sarah Schafer, NP), Res. #19-01813

WCJW, Res. #19-01813

Coroner

Office of the Coroner Designated, Res. #19-02015

Grants

New York State Department of Health~Bureau of Communicable Disease Control, Res. #19-01712

R

Resolutions

18-004, Funds Appropriated to Various 2018 Accounts.2

18-005, Funds Appropriated to Various 2019 Accounts.3

19-006, County Clerk Annual Mortgage Tax Retention Fee4

19-007, Chairman Authorized to Sign a Grant Acceptance Award with the Arts Council of Wyoming County on Behalf of the County Historian5

19-008, Chairman Authorized to Sign a Contract with Election System and Software, Inc. Behalf of the Board of Elections..... 5

19-009, Chairman Authorized to Sign Various Contracts on Behalf of Human Resource 6

19-010, Chairman Authorized to Sign a Contract with Western New York Speech-Language Pathology, OT and PT Consultants, PLLC, d/b/a/ Clinical Associations of the Finger Lakes on Behalf of the Youth Bureau ... 7

19-011, Chairman/Commissioner of Social Services Authorized to Sign a Contract with Spectrum Human Services on Behalf of the Department of Social Services..... 7

19-012, Chairman/Commissioner of Social Services Authorized to Sign Various Welfare Management Contracts on Behalf of the Department of Social Services..... 8

19-013, Chairman/Commissioner of Social Services Authorized to Sign Various Welfare Management Contracts on Behalf of the Department of Social Services..... 9

19-014, Members Appointed/Reappointed to the Mental Health Community Services Board and Various Subcommittees..... 10

19-015, Chairman Authorized to Sign a Grant Application and Acceptance Award with the New York Council on Problem Gambling on Behalf of Mental Health..... 11

19-016, Chairman Authorized to Sign a Contract with Ann Beckley-Forest, LCSW-R, RPT-S on Behalf of Mental Health..... 12

19-017, Chairman Authorized to Sign a Grant Application and Acceptance Award with New York State Department of Health~Bureau of Communicable Disease Control on Behalf of the County Health Department 12

19-018, Chairman/Commission of Health Authorized to Sign Various Contracts on Behalf of the County Health Department for the Year 2019..... 13

19-019, Edward Piechocki Reappointed to the Wyoming County Board of Health 14

19-020, Resolution of the Wyoming County Board of Supervisors Designating the Wyoming County Health Department as the Office of the Coroner..... 15

19-021, **Opposing** Infringements on the Rights of Legitimate Firearm Owners 16

19-022, Chairman to Accept the “Warren County Bid Award for Assistance in Emergency Planning, Training and Exercise” and Exercise the Right to “PIGGYBACK” as an Eligible Political Subdivision under GML §103 (18) 17

19-023, Chairman Authorized to Sign a Contract with Motorola Solutions, Inc. on Behalf of Emergency Services..... 17

19-024, Resolution Number 18-298 Amended 18

19-025, Chairman Authorized to Sign Various Contracts with Wyoming County Attica Legal Aid Bureau, Inc.

on Behalf of the Public Defender’s Office for the Year 201919

19-026, Resolution Number 17-530 Amended19

19-027, Right of Ways for Simmons Road Bridge Approved20

19-028, Chairman Authorized to Sign a Contract with Barton & Loguidice, D.P.C. on Behalf of County Highway21

19-029, Members Appointed/Reappointed to the Traffic Safety Board.....21

19-030, Chairman Authorized to Sign a Contract with Spectrum Enterprise, Inc. on Behalf of Information Technology.....22

19-031, Chairman Authorized to Sign 2019 Dental Insurance Rates on Behalf of the County Insurance Office.....23

19-032, Investment Policy for Wyoming County Adopted ~ Chairman Authorized to Sign Custodial Agreements to Maintain Pledged Securities.....24

19-033, Salary Schedule “C” and “S” Amended.....29

19-034, Resolution Number 18-524 Amended30

19-035, Resolution Number 18-304 Amended31

19-036, Resolution Number 18-425 Amended31

19-037, Resolution Number 17-493 Amended32

19-038, Chairman Authorized to Sign a Contract with Western New York Physicians, PLLC on Behalf of the Wyoming County Community Health System33

19-039, Resolution Number 18-525 Amended34

19-040, Resolution Number 18-569 Amended35

19-041, Local Law No. 1 (Introductory G, Year 2018) ~ Year 2019, Adopted36

S

Salary Schedules Amended

“C”

Res. #19-03329

“S”

Res. #19-03329

Social Services

Contracts / Agreements

ACCORD Corporation Res. #19-013.....9

Aurora Home Care, Inc., Res. #19-0128

David Nathanson, Ph.D., Res. #19-013.....9

Harmon Watson Funeral Home, Res. #19-012 8

Kelly McLaughlin, Res. #19-012 8

Linda Smith, Res. #19-012 8

Mudpies and Milestones (WCCA, Inc.), Res. #19-012 8

Rainbow’s End Early Childhood Learning Center Res. #19-012 8

Robinson and Hackemer Funeral Home, Inc., Res. #19-012 8

Santo Bentivegna, Ph.D., Res. #19-013..... 9

Specturm Human Services, Res. #19-011 7

V

Veterans Services

Monthly Veteran

01/08/19 – Roy Gary Yost..... 1

W

Wyo. Co. Comm. Hospital

Contracts / Agreements

Western New York Physicians, PLLC, Res. #19-038 . 33

Contracts / Agreements Amended

Leslie J. Lehmann, DO (Res. #18-525), Res. #19-039 34

Pipeline Health Holdings, LLC (Res. #18-304), Res. #19-035 31

University at Buffalo Pathologist, Inc. (Res. #17-493), Res. #19-037..... 32

University at Buffalo Pathologist, Inc. (Res. #18-524), Res. #19-034..... 30

Western New York Physicians, PLLC. (Res. #18-425), Res. #19-036..... 31

Y

Youth Bureau

Contracts / Agreements

Western New York Speech-Language Pathology, OT and PT Consultants, PLLC, d/b/a Clinical Associates of the Finger Lakes, Res. #19-010 7