



Board of Legislators
County Office Building, Room 201
7 Court Street
Belmont, New York 14813
Phone: 585-268-9222

2022
REGULAR SESSION
Allegany County Legislative Meeting
Wednesday, October 12, 2022 – 2:00 p.m.
Legislative Chambers – Belmont, New York

NOTICE IS HEREBY GIVEN, that in accordance with the Board Rules of the Allegany County Board of Legislators, the first regular scheduled monthly meeting of the Board will be held on Wednesday, September 12, 2022, at 2:00 p.m. in the Legislative Chambers, County Office Building, 7 Court Street, Belmont, New York 14813.

PROPOSED RESOLUTIONS

BOARD MEETING - October 12, 2022

Table with 3 columns: INTRO. NO., TITLE, and PAGE NO. containing items 293-22 through 298-22 with their respective titles and page numbers.

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RESOLUTION NO.

RESOLUTION SETTING DATE OF PUBLIC HEARING ON A LOCAL LAW TO PROVIDE INCREASES IN THE COMPENSATION OF CERTAIN COUNTY OFFICERS

Offered by: Personnel and Ways & Means Committees

WHEREAS, on this 12th day of October 2022, a Local Law (Intro. No. 2-2022, Print No. 1) was introduced to provide increases in the compensation of certain County officers, and

WHEREAS, it will be necessary to set a date for a public hearing on said proposed local law, now, therefore, be it

RESOLVED:

1. That a public hearing shall be held on October 26, 2022, at 2:00 p.m. in the County Legislative Chambers, Room 221, County Office Building, 7 Court Street, Belmont, New York, before the Allegany County Board of Legislators, in relation to proposed Local Law Intro. No. 2-2022, Print No. 1.

2. That the Clerk of the Board of Legislators is directed to prepare, with the assistance of the County Attorney, a notice of said public hearing, to cause the publication of a copy of said notice in each of the three newspapers which have been officially designated by this Board to publish "notices," and to affix a copy of said notice on the County bulletin board in the County Courthouse at Belmont, New York; both publication and posting to be made at least five days before the public hearing.

I, Brenda Rigby Riehle, Clerk of the Board of Legislators of the County of Allegany, State of New York, do hereby certify that the foregoing constitutes a correct copy of the original on file in my office and the whole thereof of a resolution passed by said

Board on the _____ day of _____ 20_____.

_____ Dated at Belmont, New York, this _____ day of _____ 20_____

Clerk, Board of Legislators, Allegany County

Moved by _____ Seconded by _____ VOTE: Ayes _____ Noes _____ Absent _____ Voice _____

COUNTY OF ALLEGANY

Intro. No. 2-2022

Print No. 1

A LOCAL LAW TO PROVIDE INCREASES IN THE COMPENSATION OF CERTAIN COUNTY OFFICERS

BE IT ENACTED, by the Board of Legislators of the County of Allegany, State of New York, as follows:

Section 1. Commencing on January 1, 2023, the annual salary of the incumbents of the following County offices shall be as follows:

Clerk of the Board	\$ 92,300
Community Services Director (PT)	\$ 50,455
County Administrator	\$146,400
County Attorney	\$120,950
County Clerk	\$ 95,100
County Treasurer	\$114,950
Election Commissioners (PT)	\$ 21,000
Employment & Training Director	\$ 82,650
Information Technology Director	\$102,150
Office for the Aging Director	\$ 82,000
Personnel Officer	\$102,150
Planning Director	\$ 87,000
Public Defender	\$114,000
Public Health Director	\$ 96,250
Public Works Superintendent	\$133,903
Real Property Tax Director	\$ 89,650
Social Services Commissioner	\$ 93,450
Youth Director	\$ 47,834

Section 2. This Local Law shall take effect on the date of its filing with the Secretary of State upon filing and publication in accordance with Section 27 of the Municipal Home Rule Law, and subject to permissive referendum.

RESOLUTION NO.

REAPPOINTMENT OF THREE MEMBERS TO THE ALLEGANY COUNTY LAND BANK CORPORATION BOARD OF DIRECTORS

Offered by: Planning & Economic Development Committee

RESOLVED:

1. That the reappointments of the Chairman of the Board of H. Kier Dirlam of Almond, Darwin Fanton of Wellsville, and Brian Loucks of New Hudson, to the Allegany County Land Bank Corporation Board of Directors, for a two-year term commencing on October 1, 2022, and expiring on September 30, 2024, is confirmed.

I, Brenda Rigby Riehle, Clerk of the Board of Legislators of the County of Allegany, State of New York, do hereby certify that the foregoing constitutes a correct copy of the original on file in my office and the whole thereof of a resolution passed by said

Board on the _____ day of _____ 20_____.

_____ Dated at Belmont, New York, this _____ day of _____ 20_____

Clerk, Board of Legislators, Allegany County

Moved by _____ Seconded by _____ VOTE: Ayes _____ Noes _____ Absent _____ Voice _____

RESOLUTION NO.

CORRECTING WELLSVILLE CENTRAL SCHOOL TAX BILL FOR PROPERTY OWNED BY WILLIAM & PATRICIA NEWSOME; DIRECTING MAILING OF NOTICE OF APPROVAL OF APPLICATION FOR CORRECTED TAX ROLLS AND ORDERING THE SCHOOL TAX COLLECTOR TO CORRECT THE TAX ROLLS; PROVIDING FOR CHARGEBACKS OR CREDITS

Offered by: Ways & Means Committee

WHEREAS, an application for the taxpayer hereafter described, has been made to the County’s Director of Real Property Tax Service Agency for the correction of a certain error affecting their real property on the various tax rolls, and

WHEREAS, the Director has transmitted to this Board the application, in duplicate, together with a written report of his investigation of the claimed error and his written recommendation for action by this Board as to the application, and

WHEREAS, the Board has examined the application and report to determine whether the claimed error exists, now, therefore, be it

RESOLVED:

1. That with regard to the application for the named taxpayer pertaining to claimed errors regarding their real property on the tax roll of the Wellsville Central School, the Board of Legislators does determine that the claimed error as alleged in the application does exist and does approve the application.

2. That the Chairman of the Board is authorized and directed to make a notation on the application and the duplicates that it is approved, to enter the respective correct extension of taxes as set forth by the Director in his report, to enter the respective date of the mailing of a notice of approval, to enter the date of the mailing of a certified copy of this resolution to the proper Tax Collector, and to sign as the Chairman.

3. That the Clerk of this Board is directed to mail to the below listed taxpayer a notice of approval stating, in substance, that their application has been approved, to inform the Chairman of this Board of the date of the mailing, and to inform the taxpayer of the applicable provisions of subdivision seven of Real Property Tax Law Section 554.

4. That the Tax Assessor for the Town of Wellsville is ordered and directed to correct in the 2022-2023 Wellsville Central School Tax Roll the assessment or taxes, or both, of the property assessed to the following taxpayer and described as follows:

William & Patricia Newsome: Tax Map No. 240.-1-16.1
Assessment: \$2,832,583

In that the taxes on this parcel were incorrect due to an error in essential fact, thereby reducing the Total Taxable Value to \$142,000, and correcting the taxes as follows:

School:	\$3,067.04
Library:	\$ 170.35
(STAR SAVINGS):	(\$ 492.45)

5. That the Clerk of this Board is directed to mail a certified copy of this resolution to the Tax Collector for the Wellsville Central School District, together with the original copy of the application completed, in accordance with section two of this resolution.

6. That the Clerk of this Board shall mail a copy of this resolution to the above-named school, and the amount to be charged to the school shall not be charged until 10 days after such mailing. Such amount shall be deducted by the County Treasurer from the money payable to the school as a result of the school taxes returned after the date of such amount is charged, and which shall be paid to the school after April 1, 2023. The County Treasurer shall send a written notice to the school of the amount of such deduction prior to April 1, 2023.

I, Brenda Rigby Riehle, Clerk of the Board of Legislators of the County of Allegany, State of New York, do hereby certify that the foregoing constitutes a correct copy of the original on file in my office and the whole thereof of a resolution passed by said

Board on the _____ day of _____ 20_____.

_____ Dated at Belmont, New York, this _____ day of _____ 20_____
Clerk, Board of Legislators, Allegany County

Moved by _____ Seconded by _____ VOTE: Ayes _____ Noes _____ Absent _____ Voice _____

RESOLUTION NO.

APPROVAL AND COMMITMENT OF AMERICAN RESCUE PLAN ACT (ARPA) FUNDS TO IMPROVE ACCESS TO COUNTY FOREST LANDS

Offered by: Resource Management Committee

WHEREAS, the American Rescue Plan Act (ARPA) was signed into law on March 11, 2021, and this legislation contains a wide array of stimulus and recovery funding designed to ensure the nation’s swift economic and public health recovery, and

WHEREAS, the County of Allegany received an award of \$8,952,636 in ARPA funding, and

WHEREAS, a proposal was submitted to the County Board of Legislators to improve access to the County’s forest lands on the C. Horner Lot, Dixon Lot, Engle Lots, Helmer/Neetz Lots, Metz/Griffin Lots, and Travis Lots, and

WHEREAS, these improvements are intended to increase outdoor recreational opportunities, expand awareness of the WNY Wilds brand, and encourage future trail development, and

WHEREAS, the cost for these improvements shall be approximately \$321,000, and

WHEREAS, the proposed plan to improve access to the County’s forest lands falls into one of the designated ARPA funding categories as defined by the United States Treasury Department, is sustainable, and has a county-wide impact, now, therefore, be it

RESOLVED:

1. That the Board of Legislators approves the proposal to improve access to the County’s forest lands on the C. Horner Lot, Dixon Lot, Engle Lots, Helmer/Neetz Lots, Metz/Griffin Lots, and Travis Lots.

2. That the Board of Legislators commits \$321,000 of its ARPA funds to the approved proposal to improve access to the County’s forest lands.

I, Brenda Rigby Riehle, Clerk of the Board of Legislators of the County of Allegany, State of New York, do hereby certify that the foregoing constitutes a correct copy of the original on file in my office and the whole thereof of a resolution passed by said

Board on the _____ day of _____ 20_____.

_____ Dated at Belmont, New York, this _____ day of _____ 20_____

Clerk, Board of Legislators, Allegany County

Moved by _____ Seconded by _____ VOTE: Ayes _____ Noes _____ Absent _____ Voice _____

RESOLUTION NO.

APPROVAL OF AGREEMENT BETWEEN THE COUNTY OF ALLEGANY AND PICTOMETRY INTERNATIONAL CORP., FOR THREE BIENNIAL COUNTY-WIDE AERIAL IMAGERY PROJECTS

Offered by: Planning & Economic Development and Ways & Means Committees

RESOLVED:

1. That the Agreement between the County of Allegany and Pictometry International Corp., for three biennial County-wide aerial imagery projects, which include three aerial imagery flights in the autumn of 2022, 2024, and 2026, for a six-year term, is approved.

2. That the County shall pay Pictometry International Corp., a sum not to exceed \$185,985 per aerial imagery project, for a total sum not to exceed \$557,955 during the term of the Agreement.

3. That the Chairman of this Board is authorized to execute said Agreement subject to the review and approval of its terms and conditions by the County Attorney.

I, Brenda Rigby Riehle, Clerk of the Board of Legislators of the County of Allegany, State of New York, do hereby certify that the foregoing constitutes a correct copy of the original on file in my office and the whole thereof of a resolution passed by said

Board on the _____ day of _____ 20_____.

_____ Dated at Belmont, New York, this _____ day of _____ 20_____

Clerk, Board of Legislators, Allegany County

Moved by _____ Seconded by _____ VOTE: Ayes _____ Noes _____ Absent _____ Voice _____

MEMORANDUM OF EXPLANATION

Intro No. 297-22
(Clerk's Use Only)

COMMITTEE: Planning & Ec. Dev./Ways & Means

DATE: September 22, 2022

Requesting a Resolution authorizing the County to enter into a contract with Pictometry International Corp. for three biennial county-wide aerial imagery projects that will include community-level ortho and oblique imagery of the entire County as well as property-level ortho and oblique imagery of the villages and major hamlets. Additionally, the services include software, fifty concurrent user licenses for access to the custom imagery libraries, disaster response flights after emergencies or disasters, training, and two year of maintenance and support. The price for each project (aerial imagery flight) is \$185,985 for a total contract price of \$557,955 for three flights to occur biennially. If immediate scheduling allows, it is anticipated that the flights will occur in the autumn of 2022, 2024, and 2026.

At present, the County does not have an up-to-date aerial imagery library of the County. The last set of similar images are over fifteen years old and do not contain the same quality of imagery that this proposal will obtain. Accurate and quality aerial pictures of the County's geographical area including forests, parks, towns, villages, and residential areas will benefit many County departments as well as the local municipalities. Additionally, the Pictometry images and software should integrate with software already own by the County. Some anticipated uses/benefits include:

- creating a reference point for our Department of Public Works projects including the backdrop layer for Autocad drawings and a historical reference point of river and stream locations during the time-frame of the flights.
- allowing our Office of Real Property to correlate deed and survey information with aerial imagery which could help in identifying the location of landmarks such as creeks, streams, railroad beds referenced in deeds as well as to show buildings referenced on surveys when new parcel lines are drawn.
- assistance with hazard mitigation plans and any potential grants related to hazard mitigation through use of the imagery plus the ability to request post-disaster/emergency flights to document changes.
- enhancing the safety of staff that make home-visits, such as the Department of Social Services by allowing them to have a more up-to-date visual overview of the exterior of properties prior to going on-site.
- Fire investigations will have better information regarding the pre-fire condition of properties and their surrounding areas.
- assistance with enumeration through the enhanced ability to: verify address points and centerline locations to other data files; to complete tasks such as drawing new road centerlines and new address points; comparing caller descriptions to geo-located photos; and investigating address discrepancies.
- accurate and more up-to-date imagery will augment the ability of our public safety dispatchers to: verify address and location on every call for service, inquire of potential on-site obstacles or confusing elements that the caller does not identify but the dispatcher sees on the imagery; plan for the most

appropriate ingress and egress for first responders, and assist first responders with search and rescue or suspect location issues.

It is anticipated that our local municipalities would also be able to utilize the imagery library for their own governmental purposes.

American Rescue Plan funds are available for this project. A Resolution appropriating said funds into the 2022 Budget for this specific project is also requested.

FISCAL IMPACT:

The anticipated cost will be \$557,955.

FOR FURTHER INFORMATION REGARDING THIS MATTER, CONTACT:

Carissa M. Knapp, Allegany County Administrator
NAME AND TITLE

585-268-9216
TELEPHONE NUMBER

RESOLUTION NO.

CREATION OF A CAPITAL FUND PROJECT ACCOUNT FOR THE PICTOMETRY INTERNATIONAL CORP., THREE BIENNIAL COUNTY-WIDE AERIAL IMAGERY PROJECTS, AND THE TRANSFER OF FUNDING FROM THE AMERICAN RESCUE PLAN ACT (ARPA) FUNDS TO THE CAPITAL FUND PROJECT NUMBER H8097*

Offered by: Planning & Economic Development and Ways & Means Committees

RESOLVED:

1. That a Capital Fund Project Account is established within the Capital Fund for the Pictometry International Corp., three biennial County-wide aerial imagery projects.
2. That the following transfer of funding from the American Rescue Plan Act (ARPA) funds be made to the Capital Fund project number H8097*:

<u>Budget Adjustment: General</u>		<u>Amount</u>
EXPENSE		
A9560.904A*	Interfund Transfer to Capital from General ARP	\$ 560,000
REVENUE		
A2030.4089.ARP	Fed Aid – COVID 19 American Rescue Funds	\$ 560,000

<u>Budget Adjustment: Capital</u>		
EXPENSE		
H8097.200*	Capital Project Expense	\$ 560,000
REVENUE		
H8097.4031.ARP*	Interfund Transfer from General ARP	\$ 560,000

<u>Journal: General/Capital</u>		
A691.ARP	Def Rev – Fed ARPA Funding 2021	(\$ 560,000)
A2030.4089.ARP	Fed Aid – COVID 19 American Rescue Funds	\$ 560,000
A9560.904A*	Interfund Transfer to Capital from Gen ARP	(\$ 560,000)
H8097.5031.ARP*	Interfund Transfer from General ARP	\$ 560,000

I, Brenda Rigby Riehle, Clerk of the Board of Legislators of the County of Allegany, State of New York, do hereby certify that the foregoing constitutes a correct copy of the original on file in my office and the whole thereof of a resolution passed by said

Board on the _____ day of _____ 20_____.

_____ Dated at Belmont, New York, this _____ day of _____ 20_____

Clerk, Board of Legislators, Allegany County

Moved by _____ Seconded by _____ VOTE: Ayes _____ Noes _____ Absent _____ Voice _____

RESOLUTION NO.

APPROVAL OF AGREEMENT BETWEEN THE COUNTY OF ALLEGANY AND MEDICAL TRANSPORT SERVICE, INC., FOR SUPPLEMENTAL EMERGENCY MEDICAL SERVICES

Offered by: Public Safety and Ways & Means Committees

Pursuant to General Municipal Section 122-b

RESOLVED:

1. That the Agreement between the County of Allegany and Medical Transport Service, Inc., for a term not to exceed six months, commencing on October 5, 2022, through April 4, 2023, is approved.

2. That the County shall commit to transfer to Medical Transport Service, Inc., a sum not to exceed \$600,000, subject to the terms and conditions mutually agreed to by the parties, during the term of the Agreement.

3. That the Chairman of this Board is authorized to execute said Agreement subject to the review and approval of its terms and conditions by the County Attorney.

I, Brenda Rigby Riehle, Clerk of the Board of Legislators of the County of Allegany, State of New York, do hereby certify that the foregoing constitutes a correct copy of the original on file in my office and the whole thereof of a resolution passed by said

Board on the _____ day of _____ 20_____.

_____ Dated at Belmont, New York, this _____ day of _____ 20_____

Clerk, Board of Legislators, Allegany County

Moved by _____ Seconded by _____ VOTE: Ayes _____ Noes _____ Absent _____ Voice _____

MEMORANDUM OF EXPLANATION

Intro No. 299-22
(Clerk's Use Only)

COMMITTEE: Public Safety/Ways & Means

DATE: October 5, 2022

The County Administrator and County Attorney request that the Board approve a resolution authorizing the Chairman of the Board of Legislators, on behalf of Allegany County, to enter into an Agreement with Medical Transport Service, Inc., (MTS) for supplemental emergency medical services in accordance with General Municipal Law § 122-b, subject to the review and approval of its terms and conditions by the County Attorney. The term of the Agreement shall be for a period not exceeding six months, commencing on October 5, 2022., and terminating on April 4, 2023. The County shall commit to transfer to MTS a sum not to exceed \$600,000 subject to terms and conditions mutually agreed to by the parties.

FISCAL IMPACT: \$600,000

For further information regarding this matter, contact:

Carissa M. Knapp, County Administrator
Allison B. Carrow, County Attorney

(585) 268-9217
(585) 268-9410

RESOLUTION NO.

APPROVAL OF GRANT APPLICATION FOR FISCAL YEARS 2022-2023 FEDERAL TRANSIT ADMINISTRATION FORMULA GRANT FOR RURAL AREAS (SECTION 5311)

Offered by: Ways & Means Committee

WHEREAS, the Federal Transit Administration (FTA) Formula Grant for Rural Areas (Section 5311) grant funding promotes access to healthcare, shopping, education, employment, public services, and recreational opportunities, and serves to foster economic growth for people in rural areas by maintaining, developing, and improving the use of public transportation systems and facilitating the coordination of programs and services, and

WHEREAS, the County of Allegany is submitting a request for FTA Formula Grant for Rural Area grant funds, pursuant to 49 USC Section 5311, for projects which will provide deviated fixed-route transportation and mobility management services for Fiscal Years 2022-2023, and

WHEREAS, if approved, the grant request would be in the amount of \$17,419,050 for Fiscal Years 2022-2023, now, therefore, be it

RESOLVED:

1. That the Chairman of this Board is authorized to sign the Fiscal Years 2022-2023 Federal Transit Administration Formula Grant for Rural Areas (Section 5311) grant application on behalf of the County.

I, Brenda Rigby Riehle, Clerk of the Board of Legislators of the County of Allegany, State of New York, do hereby certify that the foregoing constitutes a correct copy of the original on file in my office and the whole thereof of a resolution passed by said

Board on the _____ day of _____ 20_____.

_____ Dated at Belmont, New York, this _____ day of _____ 20_____

Clerk, Board of Legislators, Allegany County

Moved by _____ Seconded by _____ VOTE: Ayes _____ Noes _____ Absent _____ Voice _____

MEMORANDUM OF EXPLANATION

For Authorization to Apply for Grant

Intro. No. 300-22
(Clerk's use only)

Committee of Jurisdiction: Special Ways and Means

Date: October 5, 2022

Seeking authorization to apply for:

2022-2023 Federal Transit Administration (FTA) Formula Grant for Rural Areas (Section 5311). The FTA Formula Grant funding promotes access to health care, shopping, education, employment, public services, and recreation opportunities and serves to foster economic growth for people in rural areas by maintaining, developing and improving use of public transportation systems and facilitating the coordination of program and services. Funding supports capital, mobility management, and operating assistance for public transportation in rural areas. Up to \$50 million is available in Federal 5311 CORE and State matching funds. As required by the funder, Allegany County acknowledges this is a reimbursement program, the County and third-party contracts are responsible for the local funding share, and eligible Federal and State funds will only be reimbursed after the subrecipient purchases the service/product and provides the appropriate reimbursement documentation.

In addition to the 5311 CORE funding, Coronavirus Response and Relief Supplemental Appropriations Act of 2021 (CRRSAA) and American Rescue Plan Act (ARPA) funding is available to applicants. \$22 million will be allocated to eligible applicants applying for operating assistance only. This supplemental funding will be provided at 100% federal share, with no local match required.

As required by the funder, we are **requesting to publish a public notice** of intent to apply for this funding and seeking comments and service coordination from community service providers and the general public. Comments and or requests for more information should be directed to County Administrator Carissa M. Knapp.

Lastly, as required by the funder, we are **requesting a resolution authorizing the Chairman of the Board to sign the grant application** and take any other steps necessary to advance the project.

Explanation of grant application:

The grant serves the following eligible activities:

- I. Operating assistance
 - A. Service
 1. Must be available to the general public at all times
 2. Must have publicly advertised and posted service hours and fares
 3. Accessible to individuals with Disabilities under ADA
 - B. Purchase of Service Contracts
 1. Contracting of private operator(s)
- II. Capital Projects
 - A. Mobility Management
 - B. Vehicles
 - C. Administration, Maintenance and Storage Facility
 - D. Fueling Station

Allegany County is submitting a request for grant funds pursuant to Section 5311, Title 49 United States Code, for projects to provide deviated fixed-route public transportation and Mobility Management services for Allegany County for the 2022-2023 fiscal years.

FISCAL IMPACT:

The following chart shows the total federal, state and local share, and the grant funding request for 2022 and 2023:

	2022	2023	Total Funding 2022-2023	Total Federal Share	Total State Share	Total County and Local Share	% Match	Match provider
Operating Allocation	342,000	349,000	691,000	552,800	69,100	69,100	10%	County Share
Appalachian Development Allocation	13,757	13,757	27,514	22,011	2,751.50	2,751.50	10%	In-Kind
Capital: Mobility Management	290,295	304,675	594,970	475,976	59,497	59,497	10%	Contract /In-Kind
Capital: Two (2) Replacement Vehicles	0	346,266	346,266	277,013	34,626.50	34,626.50	10%	Contract Operator
Capital: Admin and Storage Facility; Propane Other Equipment		15,600,000	15,600,000	12,480,000	1,560,000	1,560,000	10%	Allegany County
2021 CRRSAA Operating Assistance Allocation	41,704	117,596	159,300	159,300	0	0	N/A	NA
Totals	687,756	16,731,294	17,419,050	13,967,100	1,725,975	1,725,975		

Total grant: \$17,419,050 Total Local Share: \$ 96,875 (inkind & cash) Total County Share: \$1,629,100

This grant is a renewal of an existing grant funded program.

Grant Fiscal Year: Contract Period 1/1/2022 - 12/31/2023

Obligation of County after grant expires:

None.

Major benefits of applying for this grant are:

Public transportation helps everyone (commuters, families, students, senior citizens, persons with disabilities) as they seek to fulfill their personal and career goals, have access to health care, meet their daily needs and an independent lifestyle. Transportation is the backbone of a strong and prosperous economy. Investments in public transportation generate significant economic by:

- Promoting local business sales and the coordination of services
- Access for residents to essential services (healthcare, employment, banking, groceries).
- Leveraging Allegany County funding to provide more efficient services and lower overall costs
- Long-term planning to implement strategies related to the Lower Emission Act

For further information regarding this matter, contact: Carissa M. Knapp, Allegany County Administrator (585) 268-9216

