

3rd Day
Tuesday, February 15, 2011
9:00 a.m.

The regular meeting of the Board of Supervisors was held in their chambers in the Court House, Chairman Hoffman presiding.

The Pledge of Allegiance was led by Supervisor Spickerman, followed by Chairman Hoffman giving the invocation.

Upon roll call, all Supervisors were present except Supervisor Crane who was absent from today's session.

County Administrator James Marquette and County Attorney Daniel Wyner were also present.

APPROVAL OF MINUTES:

Mr. Kelsch moved, seconded by Mr. Plant, to waive the reading of the minutes of the previous meeting and approve them as distributed. Upon roll call, carried.

COMMUNICATIONS:

The Clerk read the following:

A copy of the Cash Receipts Report for the month of January 2011 for \$13,892.51 was received from the Sheriff's Office.

The County of Wayne has received a copy of Monroe County's Lead Agency Letter for the Monroe County Public Safety Communication Project, designating Wayne County and an Interested Agency for this project.

Copies of the Professional Advisory Committee Meeting Minutes were received after being reviewed and accepted by the Wayne County Health and Medical Services Committee Meeting from January 12, 2011.

Mr. Plant moved, seconded by Mr. Manktelow, that the Communications be received and filed. Upon roll call, carried.

BIDS:

Wayne County Highway Department

- Creager Island-Clyde River Bridge Replacement and Dredging Project

Mr. Kelsch moved, seconded by Mr. Manktelow, that the bids be referred to the appropriate committees for review. Upon roll call, carried.

ANNUAL REPORTS:

Wayne County Clerk

Wayne County Stop DWI Program

Wayne County Department of Probation and Correctional Alternatives

Wayne Pre-Trial Services

Mr. Hammond moved, seconded by Mr. Miller, that all reports be received and filed. Upon roll call, carried.

PRIVILEGE OF THE FLOOR:

Chairman Hoffman opened the floor at this time for members of the public to address the Board of Supervisors on items listed on the agenda for action.

David Saracino, Council for the Town of Arcadia, requested to address the Board regarding three properties within the Town of Arcadia that are proposed to be moved to Tax Roll Section 8, due to environmental concerns. He stated that at the Town Board meeting held on Monday, February 14, Board members requested to approve resolutions to restore all properties to the tax assessment roll to enable the town the necessary time to do an environmental assessment on these parcels. Mr. Saracino continued comment that if necessary remediation is done on these parcels, these improvements will promote the selling

of these properties and enhance the tax base.

Robert Hutteman, President of Lu Engineers and the Town of Arcadia Planning Board Chairman, said that he would like to have the County address their current policy for placing properties with environmental concerns on Tax Roll Section 8. In an effort to clean up properties for the betterment of the County, he is offering suggestions for the Board and is available to discuss solutions to this issue with the County.

CERTIFICATE OF APPRECIATION:

Molly Chapin – Wayne County Nursing Home

RESOLUTION NO. 78-11: IN MEMORIAM – Bruce E. Thompson, Town of Ontario

Supervisor Kelsch addressed the Board to read the memoriam he prepared in honor of a departed Supervisor, Bruce E. Thompson from the Town of Ontario.

“Mr. Chairman, I rise this morning to respectfully remember Bruce E. Thompson who passed away on January 29, 2011. The Town of Ontario was privileged to have Mr. Thompson as our Town Supervisor from 1964 to 1972.

A lifelong resident and businessman in our community Supervisor Thompson enjoyed many years of community and elected service. He was President of the NYS Horticultural Society, a forty year elected official of National Grape Co-operative Association, a board member of the NYS Cherry Growers Association, NYS Apple Growers Association member, board member of Furnaceville Rural Cemetery Association, March Kings community marching band and the Ontario Chamber of Commerce.

Even after retiring from farming and politics Bruce remained an active participant in the retired Ontario supervisor’s get-togethers; always willing to share his ideas to make our community a better place for all of us.

It was Supervisor Thompson and his colleagues here in this legislative body that built the lasting foundation for our county government that we enjoy today.

Mr. Chairman I therefore request that the name of Bruce E. Thompson be spread across the minutes of these proceedings to be a lasting memory of his valued contributions to the Town of Ontario and the County of Wayne and further that a copy be presented to the family of Supervisor Thompson and that a page of the proceedings be dedicated in his memory.”

Mr. Plant moved, seconded by Mr. Hammond that this memoriam for Mr. Thompson be noted for the record. Motion carried.

RESOLUTION NO. 79-11: AUTHORIZATION TO CREATE AN ADDITIONAL CASEWORKER POSITION AND AMEND BUDGET

Mr. Manktelow presented the following:

WHEREAS, the Lyons, Clyde-Savannah and NR Wolcott Central School Districts has been awarded the Extended School Day/School Violence Prevention (ESD/SVP) grant. This is a three year grant that has the potential to extend to five; and

WHEREAS, the grant funding includes a casework position to provide outreach to families with children identified with social or behavioral issues. The schools have requested entering a contract with the Department of Aging and Youth for a Families and Communities Together (FACT) case worker to provide these services; and

WHEREAS, the grant will provide for 100% of the salary, fringe and travel cost in the amount of \$47,000 associated with this position and would provide in-kind office space; and

WHEREAS, the position would start effective April 1, 2011 through December 31, 2011 for the 2011 budget year, and would continue to the completion of the grant cycle in 2014; and

WHEREAS, the position would be eliminated at the completion on the grant cycle or if the funding is discontinued; now, therefore, be it

RESOLVED that one additional Caseworker position at the Wayne County Department of Aging and Youth is hereby created to provide case management services for the Lyons, Clyde Savannah and NR Wolcott school districts effective April 1, 2011 through December 31, 2011; and be it further

RESOLVED, that the position will be abolished upon completion of the grant cycle or in the event funding is curtailed; and be it further

RESOLVED, that the Wayne County Treasurer is hereby authorized and directed to make the following modifications to the following Youth Revenue and appropriation lines to reflect the changes in the 2011 Youth budget (7310).

A7310-Youth Bureau

(Revenues)

\$47,000 to .42760 FACT Program

(Appropriations)

\$26,882 to .51253 Caseworker Aging

\$ 1,726 to .54485 Travel

\$ 4,274 to .58100 NYS Retirement

\$ 2,056 to .58200 Social Security

\$11,934 to .58400 Hospitalization

\$ 108 to .58600 Disability

\$ 20 to .58901 EAP

Mr. Plant moved the adoption of the resolution. Seconded by Mrs. Collier. Upon roll call, all Supervisors voted Aye. Absent – Supervisor Crane. The Chairman declared the Resolution adopted.

RESOLUTION NO. 80-11: AUTHORIZATION TO REAPPOINT MEMBER TO THE AGING SERVICES ADVISORY COUNCIL

Mr. Manktelow presented the following:

WHEREAS, the New York State Office for the Aging requires each Area Agency on Aging to have an Aging Services Advisory Council; and

WHEREAS, the term of Marianne DeBellis expired on December 31, 2010; and

WHEREAS, Marianne DeBellis desires to continue as a member of the Aging Services Advisory Council for an additional three-year term; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors hereby reappoints Marianne DeBellis to the Wayne County Aging Services Advisory Council for a term commencing on January 1, 2011 and ending on December 31, 2013; and be it further

RESOLVED, that the appointment is hereby confirmed.

Mr. Plant moved the adoption of the resolution. Seconded by Mr. Kelsch. Upon roll call, adopted.

RESOLUTION NO. 81-11: AUTHORIZATION FOR THE WAYNE COUNTY DEPARTMENT OF AGING & YOUTH AND THE WAYNE COUNTY DEPARTMENT OF SOCIAL SERVICES TO ENTER INTO A CONTRACT FOR THE FAMILIES AND COMMUNITIES TOGETHER PROGRAM (FACT) ON A TIME-LIMITED BASIS AND AUTHORIZATION TO AMEND THE DEPARTMENT OF AGING & YOUTH AND DEPARTMENT OF SOCIAL SERVICES BUDGET

Mr. Manktelow presented the following:

WHEREAS, the Wayne County Department of Social Services is requesting the Wayne County Department of Aging and Youth to provide contracted FACT intensive case management services for families with the performance outcome measure being averting out of home placement for youth; and

WHEREAS, Wayne County DSS will pay the Department of Aging and Youth \$50,000.00 for the provision of FACT services cited in the contract; and

WHEREAS, the program year is January 1, 2011 through December 31, 2011; and

WHEREAS, the NYS Office of Family and Children Services Youth Development Delinquency Prevention (YDDP) revenues that funded the FACT Program have been reduced by \$4,000.00; and

WHEREAS, \$15,000.00 in supplies, wraparound funds, and contracted services was cut from the FACT budget prior the 2011 budget cycle; and

WHEREAS, the Department is requesting to contract with WCAP for short-term case management services due to staff medical leave; now, therefore, be it

RESOLVED, that the Commissioner of Social Services and the Director of Aging & Youth are hereby authorized and directed to sign a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, wherein the Wayne County Department of Social Services will purchase services from the Department of Aging & Youth in an amount not to exceed \$50,000.00 for the provision of FACT program services for the period of January 1, 2011 through December 31, 2011, and further be it

RESOLVED, that the Wayne County Treasurer is hereby authorized and directed to make the following Adjustments to the 2011 Wayne County Budget:

A7310-Youth Bureau:

(revenues)

\$4,000 from 43836 Youth Bureau/ YDDP

\$50,000 to 42760 FACT Program

(appropriations)

\$ 2,000 to .54150 Office Supplies

\$ 3,000 to .54654 Wrap around

\$37,000 to 54400 Contracted Services

A1990 Contingent Fund Gen

\$4,000 to .54000 Contractual Expenses

A6010 – SOCIAL SERVICES

(appropriations)

\$50,000 to .54500 Fees for Services Non-Employees

(revenues)

\$50,000 to .44610 Social Services Administration

Mrs. Collier moved the adoption of the resolution. Seconded by Mrs. Bender. Upon roll call, adopted.

RESOLUTION NO. 82-11: AUTHORIZATION TO EXECUTE CONTRACT WITH GENESEE REGION HOME CARE – ONTARIO COUNTY D/B/A HOME CARE PLUS FOR PERSONAL CARE SERVICES PROGRAM

Mr. Manktelow presented the following:

WHEREAS, the Personal Care Services Program (PCSP) is a mandated Medicaid Program; and

WHEREAS, the New York State Department of Health (DOH) has revised and updated its model contract; and

WHEREAS, the new PCSP model reflects changes to the Personal Care Services Program between 1979 and 2005, new Federal HIPAA compliance requirements, as well as changes resulting from the transfer of this program from NYS DSS to NYS DOH in 1999, and this model contract is written pursuant to Title 11 of Article 5 of the New York Social Service Laws and Title XIX of the United States Social Security Act; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to enter into a contract, subject to review by the County Attorney, with Genesee Region Home Care – Ontario County D/B/A Home Care Plus for the provision of the Personal Care Services Program for the timeframe October 1, 2010 and ending September 30, 2011.

Mr. Plant moved the adoption of the resolution. Seconded by Mr. Kelsch. Upon roll call, adopted.

RESOLUTION NO. 83-11: AUTHORIZATION TO AMEND CONTRACT WITH FAMILY COUNSELING SERVICE OF THE FINGER LAKES, INC. FOR SEXUAL ABUSE VERIFICATION SERVICES

Mr. Manktelow presented the following:

WHEREAS, Resolution No. 794-10 authorized a contract with Family Counseling Service of the Finger Lakes, Inc. for Sexual Abuse Verification Services in an amount not to exceed \$42,000; and

WHEREAS, Wayne DSS has been informed that additional expense is needed to provide these services due to staffing changes and updated methodology; and

WHEREAS, Monies to cover these additional expenses are available through the TANF Block Grant such that there would be no increase in cost to the County for these services; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to execute an Amendment to Resolution No. 794-10, subject to the County Attorney's approval as to form and content, authorizing a contract with Family Counseling Service of the Finger Lakes, Inc. in the increased amount of \$64,293 for the timeframe 1/1/11–12/31/11 for the provision of sexual abuse verification services.

Mr. Plant moved the adoption of the resolution. Seconded by Mrs. Collier. Upon roll call, adopted.

RESOLUTION NO. 84-11: AUTHORIZATION TO EXECUTE CONTRACT WITH WAYNE AREA TRANSPORTATION SYSTEMS (WATS) FOR TRANSPORTATION OF VETERANS TO CANANDAIGUA VAMC

Mr. Manktelow presented the following:

WHEREAS, Wayne County provides transportation to Veterans to the Canandaigua Veterans Administration Medical Center (VAMC); and

WHEREAS; the County currently contracts to provide this service with WATS; and

WHEREAS, the agreement needs to be renewed; now therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Wayne Area Transportation Systems (WATS) for the transportation of veterans to the Canandaigua VAMC for medical appointments for the period January 1, 2011 to December 31, 2012 with a per one way trip cost of \$9.00 each at a cost not to exceed \$30,000.00 per year.

Mr. Miller moved the adoption of the resolution. Seconded by Mr. Plant. Upon roll call, adopted.

RESOLUTION NO. 85-11: AUTHORIZATION FOR MENTAL HEALTH DEPARTMENT TO ESTABLISH NEW POSITION

Ms. Park presented the following:

WHEREAS, the Mental Health Department in the course of its regular daily business relies on the services and expertise of a variety of professional licensed individuals to provide treatment to the patients receiving treatment at Wayne Behavioral Health Network; and

WHEREAS, IRS regulations allow for such individuals to who receive payment of less than \$600 per year to be paid by voucher (1099) rather than through the payroll system; and

WHEREAS, IRS regulations require that such individuals who earn more than \$600 per year be paid through the payroll system with such payment subject to withholding; and

WHEREAS, the Director of Human Resources and the Director of Mental Health have determined that the following position previously paid by voucher must now be paid as an employee; and

WHEREAS, this position remains essential to operations of the department; and

WHEREAS, this position has already been planned for and budgeted in the 2011 budget; now, therefore, be it

RESOLVED, that the position of Forensic Program Coordinator is established for the Mental Health Department effective February 15, 2011, part-time, at a rate of \$110 per hour, and is classified as a management/confidential position.

Mr. Kelsch moved the adoption of the resolution. Seconded by Mr. Plant. Upon roll call, all Supervisors voted Aye. Absent – Supervisor Crane. The Chairman declared the Resolution adopted.

RESOLUTION NO. 86-11: AUTHORIZATION FOR MENTAL HEALTH DEPARTMENT TO PURCHASE A MEDICATION STORAGE CABINET AND AMEND 2011 BUDGET

Ms. Park presented the following:

WHEREAS, the Mental Health Department is in need of obtaining an additional locking medication cabinet in order to properly store and secure medications used in the regular course of delivering professional services to patients receiving treatment at Wayne Behavioral Health Network; and

WHEREAS, this medication cabinet is required as medications kept on site at the agency are required to be secured in a very specific manner in order to restrict access and maintain security of the medications; now therefore be it

RESOLVED, that the Director of the Mental Health Department is authorized to purchase a locking medication storage cabinet not to exceed \$600 in total costs from 2011 department budgeted funds and the Treasurer is directed to amend the 2011 budget as follows:

A4300 Behavioral Health

\$600.00 from 54115.M4120 Clinic Supplies

\$600.00 to 52200.M4120 Office Equipment

Mr. Plant moved the adoption of the resolution. Seconded by Mrs. Bender. Upon roll call, adopted.

RESOLUTION NO. 87-11: AUTHORIZATION TO AMEND THE 2011 COUNTY BUDGET FOR THE MENTAL HEALTH DEPARTMENT

Ms. Park presented the following:

WHEREAS, the Mental Health Department has not yet been able to recruit a permanent replacement candidate for the impending vacant fulltime psychiatrist position which is being vacated due to the retirement of the present employee, and thereby the Mental Health Dept. is in need of obtaining a psychiatrist through one of its contracted locum tenens agencies in order to maintain essential medical staffing coverage; and

WHEREAS, this action will necessitate an amendment to the 2011 County Budget for the Mental Health Dept. in order to properly reflect the corresponding expense line in the contractual expenses and also to reflect additional revenues associated with this action; now, therefore, be it

RESOLVED, that the Treasurer is authorized and directed to make the following 2011 Budget amendment:

A4300 Behavioral Health

\$90,000. to A43004.54566.M2120 Physicians Contractual

\$90,000. to A43000.44469.M2120 MH Salary Sharing Revenue

Mr. Manktelow moved the adoption of the resolution. Seconded by Mr. Hammond. Upon roll call, adopted.

RESOLUTION NO. 88-11: AUTHORIZING THE CHAIRMAN OF THE WAYNE COUNTY BOARD OF SUPERVISORS TO EXECUTE AN AGREEMENT, BETWEEN THE WAYNE COUNTY NURSING HOME AND ONSIGHT HEALTH CARE

Ms. Park presented the following:

WHEREAS, the current contractor Traveling Eye Care has sold the business and re-located out of the area; and

WHEREAS, OnSight Health Care provides in-house services to the resident at no cost to the nursing home; and

WHEREAS, the Wayne County Nursing Home wishes to contract with OnSight Health Care, for the period of February 15, 2011 - December 31, 2011; now, therefore, be it

RESOLVED, the Chairman of the Board of Supervisors is authorized to execute the agreement with OnSight Health Care for the provision of services to residents at the Wayne County Nursing Home effective February 15, 2011 to December 31, 2011 at no cost to the facility; subject to the County Attorney's approval as to form and content.

Mr. Kelsch moved the adoption of the resolution. Seconded by Mrs. Collier. Upon roll call, adopted.

RESOLUTION NO. 89-11: AUTHORIZATION TO EXECUTE AFFILIATION AGREEMENT WITH VILLA MARIA COLLEGE OF BUFFALO

Ms. Park presented the following:

WHEREAS, Villa Maria College of Buffalo has established an educational program for Physical Therapist Assistant; and

WHEREAS, Villa Maria College of Buffalo desires to establish a contractual alliance for the purpose of providing adequate clinical field work experience for said educational program with the Wayne County Nursing Home; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to execute an agreement, on behalf of the Wayne County Nursing Home, with Villa Maria College of Buffalo for a period of February 18, 2011 to April 18, 2011.

Mrs. Bender moved the adoption of the resolution. Seconded by Mr. Plant. Upon roll call, adopted.

RESOLUTION NO. 90-11: AUTHORIZATION TO ABOLISH THE REHAB AIDE POSITION AND CREATE AN ADDITIONAL CERTIFIED NURSING ASSISTANT POSITION

Ms. Park presented the following:

WHEREAS, the Rehab Aide position is vacant as of January 21, 2011; and

WHEREAS, it has been determined that an additional Certified Nursing Assistant position would be more beneficial to the residents of the Wayne County Nursing Home; and

WHEREAS, by assigning the Certified Nursing Assistant to Rehab to perform the functions will be an efficient use of staff; and

WHEREAS, there will be a small cost-saving with the replacement of the of Rehab Aide position at a salary of \$26,536 annually as compared to a Certified Nursing Assistant position at an annual salary of \$26,062; now, therefore, be it

RESOLVED, that the Rehab Aide position at the Wayne County Nursing Home is abolished effective February 18, 2011; and be it further

RESOLVED, the one additional Certified Nursing Assistant position is authorized to be created effective February 18, 2011.

Mr. Plant moved the adoption of the resolution. Seconded by Mrs. Collier. Upon roll call, all Supervisors voted Aye. Absent – Supervisor Crane. The Chairman declared the Resolution adopted.

RESOLUTION NO. 91-11: AUTHORIZATION TO AMEND RESOLUTION NO. 408-09 AND SET SALARY FOR GRADUATE NURSE AT THE WAYNE COUNTY NURSING HOME

Ms. Park presented the following:

WHEREAS, the Wayne County Nursing Home in an effort to address the shortage of registered nurses is desirous of continuing to provide employment opportunities for three (3) graduate nurses in accordance with Resolution No. 408-09; and

WHEREAS, the hourly rate has not been amended since being set in June 2009; now, therefore, be it

RESOLVED, that effective February 18, 2011, the salary for the temporary position of Graduate Nurse at the Wayne County Nursing Home pursuant to resolution No. 408-09 is to be

revised from \$20.00 per hour to \$21.00 per hour commensurate with the 2010 salary schedule.
Mr. Plant moved the adoption of the resolution. Seconded by Mr. Kelsch. Upon roll call, all Supervisors voted Aye. Absent – Supervisor Crane. The Chairman declared the Resolution adopted.

RESOLUTION NO. 92-11: RESOLUTION SETTING ANNUAL SALARY FOR ASSISTANT DIRECTOR OF NURSING POSITION AT NURSING HOME

Ms. Park presented the following:

WHEREAS, a confidential/management position, Assistant Director of Nursing, vacancy exists at the Wayne County Nursing Home; and

WHEREAS, the County Administrator anticipates authorizing the advertising and refilling of the position effective February 18, 2011; and

WHEREAS, no formal classification or salary schedule exists for management and confidential employees; and

WHEREAS, the County Administrator does not have the authority to set salaries without a Board of Supervisors approved salary schedule; and

WHEREAS, the Department needs to begin to recruit for the position; now, therefore, be it

RESOLVED, that the salary for the Assistant Director of Nursing position at the Wayne County Nursing Home is hereby established at up to \$63,000 per year depending on qualifications.

Mr. Manktelow moved the adoption of the resolution. Seconded by Mrs. Bender. Upon roll call, all Supervisors voted Aye. Absent – Supervisor Crane. The Chairman declared the Resolution adopted.

RESOLUTION NO. 93-11: AUTHORIZING AGREEMENT WITH HUMANA, INC. FOR THE WAYNE COUNTY NURSING HOME TO BECOME A PARTICIPATING PROVIDER OF SKILLED NURSING SERVICES AND OUTPATIENT THERAPY SERVICES

Ms. Park presented the following:

WHEREAS, Humana, Inc has obtained contracts with the Centers for Medicare and Medicaid Services, pursuant to which Plan or its affiliate would provide, or arrange to provide, certain individuals with the benefits described in their selected plans issued or offered in connection with such contract(s) (individually and collectively, the "CMS Contract"); and

WHEREAS, Wayne County Nursing Home would like to contract with Humana, Inc. to provide, or arrange for associated providers to provide health care services, supplies and accommodations to individuals, all as hereafter provided in the Agreement; and

WHEREAS, the residents at Wayne County Nursing Home would have coverage or a benefit plan that includes health care coverage for individuals that is sponsored, issued or administered by a Payer in connection with a CMS Contract; now, therefore, be it

RESOLVED, RESOLVED, the Chairman of the Board of Supervisors is hereby authorized and directed to execute a contract with Humana, Inc. effective March 1, 2011, subject to the County Attorney's approval as to form and content, at no cost to the county.

Mr. Plant moved the adoption of the resolution. Seconded by Mr. Hammond. Upon roll call, adopted.

RESOLUTION NO. 94-11: AUTHORIZATION TO DECLARE TWO MOTOR VEHICLES AS SURPLUS FOR WAYNE COUNTY PUBLIC HEALTH

Ms. Park presented the following:

WHEREAS, Wayne County Public Health (WCPH) has two motor vehicles that are no longer safe to drive; and

WHEREAS, the Wayne County Central Garage has recommended the following cars be declared as surplus; be removed from service and disposed of at the next Municipal Vehicle and Equipment Auction; now, therefore, be it

RESOLVED, that one (1) red 2000 Chevrolet Cavalier, VIN# 1G1JC5244Y7387060

and one (1) gold 2000 Chevrolet Cavalier, VIN # 1G1JC5240Y7390506 be declared as surplus as per the County policy and disposed of at the next Municipal Vehicle and Equipment Auction.

Mr. Plant moved the adoption of the resolution. Seconded by Mrs. Collier. Upon roll call, adopted.

RESOLUTION NO. 95-11: AUTHORIZATION FOR THE WAYNE COUNTY PUBLIC HEALTH DEPARTMENT TO ABOLISH ONE FULL-TIME SENIOR ACCOUNT CLERK POSITION AND CREATE ONE PART-TIME SENIOR ACCOUNT CLERK POSITION AND ONE PART-TIME ACCOUNT CLERK POSITION AND AMEND 2011 BUDGET

Ms. Park presented the following:

WHEREAS, One full-time Senior Account Clerk has resigned their position at Wayne County Public Health (WCPH); and

WHEREAS, WCPH would like to abolish this full-time Senior Account Clerk position and create a part-time Senior Account Clerk and one part-time Account Clerk position; and

WHEREAS, WCPH has Medicare, Medicaid, and grant billing and reporting activities sufficient to require creation of such positions; now, therefore, be it

RESOLVED that the Wayne County Public Health Department hereby authorized to abolish one full-time Senior Account Clerk position and create one part-time Senior Account Clerk position at a rate of \$15.098/hr up to 14 hrs/ pay period, and one part-time Account Clerk position at a rate of \$13.758/hr for 35 hours/pay period; and be it further

RESOLVED that the Wayne County Treasurer is hereby authorized and directed to make the following adjustments to the 2011 budget:

A4010 Public Health

\$15,937 from .51154 Senior Account Clerk

\$10,649 to .51121 Account Clerk PT

\$ 5,288 to .51590 Senior Account Clerk PT

Mr. Plant moved the adoption of the resolution. Seconded by Mr. LeRoy. Upon roll call, all Supervisors voted Aye. Absent – Supervisor Crane. The Chairman declared the Resolution adopted.

RESOLUTION NO. 96-11: AUTHORIZATION TO AMEND PUBLIC HEALTH SLIDING FEE SCALE FOR YEAR 2011

Ms. Park presented the following:

WHEREAS, the County of Wayne Public Health Department prepares a sliding fee scale based on Medicaid poverty level changes determined by the Office of Medicaid management; and

WHEREAS, fees charged for such services are amended due to cost of program operations; now, therefore, be it

RESOLVED, that the Director of Public Health is hereby, authorized and directed to amend the current fee scale to reflect Medicaid poverty levels and rate changes as they occur.

Mr. Plant moved the adoption of the resolution. Seconded by Mrs. Collier. Upon roll call, adopted.

RESOLUTION NO. 97-11: AUTHORIZATION TO EXECUTE CONTRACTS WITH PROVIDERS OF APPROVED SPECIAL EDUCATION SERVICES OR PROGRAMS

Ms. Park presented the following:

WHEREAS, the County is required to contract for approved special education services or programs pursuant to Section 4410 of the Education Law; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute contracts, subject to the County Attorney's approval as to form and content, with the following providers of approved special education services or programs for preschool age children with handicapping conditions for the period of 7/1/11 to 6/30/13, and that these are mandated services which will be reimbursed at the approved State

Aid rate:

- Breaking Boundaries
- Bright Start Pediatric SLP and OT Services, PLLC
- Building Blocks Comprehensive Services, Inc.
- Clinical Associates of the Finger Lakes
- Communication Center for Hearing & Speech
- Center for Autism and Related Disorders
- E. John Gavras Center
- Finger Lakes Cerebral Palsy, Inc.
- Hearing & Speech Center of Rochester, Inc.
- Eating for You and Baby too
- Mary Cariola Children's Center, Inc.
- Red Creek CSD
- Williamson CSD
- Stepping Stones Learning Center
- United Cerebral Palsy Association of the Rochester Area, Inc.
- Wayne ARC
- Monroe #1 BOCES

Mrs. Bender moved the adoption of the resolution. Seconded by Mrs. Collier. Upon roll call, adopted.

RESOLUTION NO. 98-11: AUTHORIZATION TO EXECUTE CONTRACTS WITH PROVIDERS OF RELATED SERVICES FOR PRESCHOOL CHILDREN WITH HANDICAPPING CONDITIONS

Ms. Park presented the following:

WHEREAS, the County must contract for the provision of related services for preschool age children with handicapping conditions pursuant to Section 4410 Education Law; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute contracts, subject to the County Attorney's approval as to form and content, for the provision of related services for preschool age children with handicapping conditions for the period 7/1/11 to 6/30/13 in accordance with the rates approved by the Health and Medical Committee of the Board of Supervisors as follows:

- Deanne Aceto Spear: physical therapy, assistive technology - \$57/.5 hr 2010-11; \$58/.5 hr 2011-13
- Bright Start Pediatric SLP and OT Services, PLLC: speech therapy, occupational therapy, physical therapy, psychological service, assistive technology, counseling, parent counseling/training, service coordination - \$57/.5 hr 2010-11; 58/.5 hr 2011-13; group - \$40/hr/per child; 1:1 aide, paraprofessional aide, teaching assistant - \$20/hr
- Building Blocks Comprehensive Services, Inc.: speech therapy, occupational therapy, physical therapy, psychological service, counseling, parent counseling/training, play therapy, social work, service coordination - \$57/.5 hr 2010-11; \$58/.5 hr 2011-13
- Clinical Associates of the Finger Lakes: speech therapy, occupational therapy, physical therapy, psychological service/counseling, audiology services/evaluations, assistive technology, counseling, parent counseling/training, social work, service coordination - \$57/.5 hr 2010-11; \$58/.5 hr 2011-13; group - \$35/.5 hr/child (up to 5 children); 1:1 aide, paraprofessional aide - \$10/.5 hr; teaching assistant - \$12/.5 hr
- Jeanne Donahue Collins: speech therapy - \$57/.5 hr 2010-11; \$58/.5 hr 2011-13
- Communication Center for Hearing & Speech: speech therapy, occupational therapy, physical therapy, psychological service, audiology services, assistive technology, counseling, parent counseling/training, play therapy, social work, service

- coordination - \$57/.5 hr 2010-11; \$58/.5 hr 2011-13; 1:1 aide, paraprofessional aide, teaching assistant - \$20/hr
- Christine R. DeFisher: speech therapy - \$57/.5 hr 2010-11; \$58/.5 hr 2011-13; group - \$35/.5 hr/child
- E. John Gavras Center: speech therapy, occupational therapy, physical therapy, service coordination - \$57/.5 hr 2010-11; \$58/.5 hr 2011-13; 1:1 aide, paraprofessional aide, teaching assistant - \$20/hr
- Jill W. Escriva: speech therapy - \$57/.5 hr 2010-11; \$58/.5 hr 2011-13
- Linda J. Evgnor: speech therapy - \$57/.5 hr 2010-11; \$58/.5 hr 2011-13; group - \$30/.5 hr/child
- Finger Lakes Cerebral Palsy, Inc.: speech therapy, occupational therapy, physical therapy, psychological service, parent counseling/training, play therapy, service coordination - \$57/.5 hr 2010-11; \$58/.5 hr 2011-13, 1:1 aide, paraprofessional aide, teaching assistant - \$20/hr
- Amy Fisher: vision therapy, assistive technology, parent counseling/training, orientation/mobility - \$57/.5 hr 2010-11; \$58/.5 hr 2011-13
- Joan G. Fisher: occupational therapy - \$57/.5 hr 2010-11; \$58/.5 hr 2011-13
- Hearing & Speech Center of Rochester, Inc.: speech therapy, audiology services - \$57/.5 hr 2010-11; \$58/.5 hr 2011-13
- Richard M. Hilton: speech therapy - \$57/.5 hr 2010-11; \$58/.5 hr 2011-13
- Donna L. Hontz: occupational therapy - \$57/.5 hr 2010-11; \$58/.5 hr 2011-13
- Jill M. Kelley: speech therapy, assistive technology - \$57/.5 hr 2010-11; \$58/.5 hr 2011-13
- Korpiel Physical Therapy, PC: speech therapy, physical therapy - \$57/.5 hr 2010-11; \$58/.5 hr 2011-13
- Diane M. Kozar: physical therapy, assistive technology - \$57/.5 hr 2010-11; \$58/.5 hr 2011-13
- Susan T. Lapp: occupational therapy - \$57/.5 hr 2010-11; \$58/.5 hr 2011-13
- (Lifespan, PLLC) formerly Mandel Therapy Group: speech therapy, occupational therapy, physical therapy, psychological service \$57/.5 hr 2010-11; - \$58/.5 hr 2011-13
- Kimberly F. McCaffrey: speech therapy - \$57/.5 hr 2010-11; \$58/.5 hr 2011-13
- Messineo Cowles Speech Therapy, PC: speech therapy - \$57/.5 hr 2010-11; \$58/.5 hr 2011-13
- Karen A. Meuler: physical therapy - \$57/.5 hr 2010-11; \$58/.5 hr 2011-13; , evaluation
- Marcy P. Osburn: physical therapy - \$57/.5 hr 2010-11; \$58/.5 hr 2011-13
- Kristi A. Sergeant: occupational therapy - \$57/.5 hr 2010-11; \$58/.5 hr 2011-13
- Stepping Stones Learning Center: speech therapy, occupational therapy, physical therapy, psychological service, music therapy, assistive, technology, counseling, parent counseling/training, play therapy, social work - \$57/.5 hr 2010-11; \$58/.5 hr 2011-13, group - \$30/.5 hr/child; 1:1 aide - \$25/hr; teaching assistant, paraprofessional aide - \$28/hr; autism services
- Strong Center for Developmental Disabilities: psychological service - \$57/.5 hr 2010-11; \$58/.5 hr 2011-13
- Deborah E. Sudore: speech therapy - \$57/.5 hr 2010-11; \$58/.5 hr 2011-13
- Christine A. Toner: speech therapy - \$57/.5 hr 2010-11; \$58/.5 hr 2011-13
- Susan A. Trumble: speech therapy - \$57/.5 hr 2010-11; \$58/.5 hr 2011-13
- Wayne ARC: speech therapy, occupational therapy, physical therapy, psychological service, counseling, parent counseling/training, play therapy, service coordination - \$57/.5 hr 2010-11; \$58/.5 hr 2011-13; assistive technology - \$65/.5 hr; 1:1 aide, paraprofessional aide, teaching assistant - \$20/hr; group - \$30/.5 hr/child
- Wayne County Action Program, Inc.: 1:1 aide - \$16/hr; 2:1 aide - \$8/hr

- Center for Autism & Related Disorders, Inc.: speech therapy, psychological services, assistive technology, parent counseling/training - \$58/.5 hr 2011-2013; teaching assistant - \$20/hr.
- Katrina Briggs: speech therapy - \$58/.5 hr 2011-2013
- Cheryl Ann Aroesty: occupational therapy, parent counseling/training - \$58/.5 hr 2011-2013; evaluations
- Breaking Boundaries OT Services, PLLC: occupational therapy \$58/.5 hr 2011-2013
- Williamson CSD: speech therapy, occupational therapy, physical therapy, psychological services, audiology services, assistive technology, counseling - \$58/.5 hr 2011-2013, 1:1 aide, paraprofessional aide, teaching assistant - \$20/hr
- Red Creek ABCD: 1:1 aide - \$20/hr
- Red Creek CSD: speech therapy, occupational therapy, physical therapy, vision therapy, psychological services, counseling, play therapy, teacher of deaf - \$58/.5 hr 2011-2013; group - \$30/.5 hr/child, 1:1 aide - \$20/hr
- Step By Step PT OT SLT Service, PLLC: speech therapy, occupational therapy, physical therapy, vision therapy, assistive technology, parent counseling/training - \$58/.5 hr 2011-2013
- Upstate Music Therapy Center, LLC (Amy Thomas): music therapy - \$58/.5 hr 2011-2013
- Therapy Partners: speech therapy, occupational therapy, physical therapy, vision therapy, parent counseling/training - \$58/.5 hr 2011-2013
- Kelly Sperano: occupational therapy - \$58/.5 hr 2011-2013

Mr. Groat moved the adoption of the resolution. Seconded by Mr. Plant. Upon roll call, adopted.

RESOLUTION NO. 99-11: AUTHORIZATION TO CONTRACT WITH THE NEW YORK STATE DEPARTMENT OF HEALTH FOR THE LEAD POISONING PREVENTION PROGRAM

Ms. Park presented the following:

WHEREAS, Wayne County Public Health (WCPH) would like to contract with the New York State Department of Health (NYSDOH) for the Lead Poisoning Prevention Program for the new 5 year grant cycle, contract number C-026546; and

WHEREAS, WCPH will receive \$28,478 for the period of October 1, 2010 – September 30, 2011; and

WHEREAS, WCPH wishes to submit a workplan and budget; now, therefore, be it RESOLVED, the Director of Public Health will submit a workplan and budget for the Lead Poisoning Prevention Program for the period of October 1, 2010 to September 30, 2011; and be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to contract with the NYSDOH for the Lead Poisoning Prevention Program, contract number C-026546, for the amount of \$28,478.00, for the period of October 1, 2010 to September 30, 2011, subject to the approval of the County Attorney as to form and content.

Mr. Colacino moved the adoption of the resolution. Seconded by Mrs. Collier. Upon roll call, adopted.

RESOLUTION NO. 100-11: AUTHORIZATION TO RENEW THE MIGRANT HEALTH PROGRAM CONTRACT WITH THE NEW YORK STATE DEPARTMENT OF HEALTH

Ms. Park presented the following:

WHEREAS, Wayne County Public Health (WCPH) currently holds a contract with the New York State Department of Health (NYSDOH) to provide Migrant Health Program services; and

WHEREAS, WCPH wishes to renew this contract for the period of April 1, 2011 to March 31, 2012 for the amount of \$43,785; now, therefore, be it

RESOLVED, that the Director of Wayne County Public Health is hereby authorized to

submit a budget and workplan to the NYSDOH for the Migrant Health program; and be it further RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to renew the contract with the NYSDOH on behalf of the WCPH Migrant Health Program for the period of April 1, 2011 to March 31, 2012 for the amount of \$43,785, subject to the approval of the County Attorney as to form and content.

Mr. Hammond moved the adoption of the resolution. Seconded by Mrs. Bender. Upon roll call, adopted.

RESOLUTION NO. 101-11: AUTHORIZATION TO EXECUTE CONTRACTS WITH PROVIDERS FOR SERVICES FOR THE CANCER SCREENING PROGRAM OF WAYNE COUNTY

Ms. Park presented the following:

WHEREAS, Wayne County Public Health (WCPH) holds the contract with the New York State Department of Health (NYSDOH) to provide cancer screening services for Wayne County residents; and

WHEREAS, the County must contract for the provision of services (clinical breast exam, pelvic exams, pap smears, colorectal screening and the follow-up procedures) for eligible men and women to the program; and

WHEREAS, the providers are willing to provide such service at the most recent Medicare Regions rates approved by the NYSDOH; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to execute a contract with the following providers on behalf of the Cancer Screening Program of Wayne County, subject to the provider being in compliance with the County's insurance requirements and to the approval of the County Attorney as to form and content, for the period of April 1, 2011 to March 31, 2012 at an amount not to exceed \$100,000.

Contractors are:

Anesthesia Associates of Rochester, PC
Daniel Biery DO
Canal Park Family Medicine
Clifton Springs Hospital and Clinic/Finger Lakes Breast Care
Elizabeth Wende Breast Care, LLC
F.L. Migrant Health Care Project, Inc.
Finger Lakes Medical Associates, LLP
Finger Lakes Women's Health, LLC
Robert Helft MD
Faig Morgos MD
Newark Wayne Community Hospital
Quest Diagnostic, Inc.
Rochester General Hospital
Rochester General Hospital – Dept. of Surgery
Wayne Medical Group

Mr. Groat moved the adoption of the resolution. Seconded by Mrs. Bender. Upon roll call, adopted.

RESOLUTION NO. 102-11: AUTHORIZATION TO SUPPORT FINGER LAKES HEALTH SYSTEMS AGENCY

Ms. Park presented the following:

WHEREAS, the Wayne County provides annual support funding to the Finger Lakes Health Systems Agency for the provision of health data and information to community agencies as part of community health assessment activities; now, therefore, be it

RESOLVED, that the Public Health Department provide support to Finger Lakes Health System agency in the amount of \$7,721.00 for fiscal year 2011.

Mr. Plant moved the adoption of the resolution. Seconded by Mrs. Collier. Upon roll call, adopted.

RESOLUTION NO. 103-11: AUTHORIZATION TO SUBMIT PRE-K ANNUAL ADMINISTRATIVE COSTS INCURRED REPORT

Ms. Park presented the following:

WHEREAS, Section 4410 of the Education Law entitles counties to receive administrative cost reimbursement of seventy-five dollars per eligible preschool student with a disability or the total County Administrative cost (whichever is lower); and

WHEREAS, a Statement of County Administrative costs incurred Under Section 4410 of the Education Law, July 1, 2009 – June 30, 2010 must be submitted to the State Education Dept. program Services Unit in order to receive such reimbursement; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute the Pre-K Program's completed Statement of Administrative Costs Incurred Report for submission to the State Education Dept. for reimbursement.

Mr. Kelsch moved the adoption of the resolution. Seconded by Mr. Plant. Upon roll call, adopted.

RESOLUTION NO. 104-11: AUTHORIZATION TO CERTIFY AND SUBMIT THE 2011 PUBLIC HEALTH STATE AID APPLICATION

Ms. Park presented the following:

WHEREAS, the NYS Dept. of Health requires and annual application for state aid be submitted based on the approved 2011 budget; and

WHEREAS, the application must be certified; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to certify the 2011 state aid application; and be it further

RESOLVED, that the Public Health Director is hereby authorized and directed to submit the 2011 application for state approval.

Mr. Plant moved the adoption of the resolution. Seconded by Mr. Kelsch. Upon roll call, adopted.

RESOLUTION NO. 105-11: AUTHORIZATION TO EXECUTE CONTRACTS WITH PROVIDERS OF EARLY INTERVENTION SERVICES

Ms. Park presented the following:

WHEREAS, the County is required to contract with approved providers of Early Intervention services or programs; and

WHEREAS, the following providers have been approved by the New York State Department of Health to provide Early Intervention services; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute contracts, subject to the County Attorney's approval as to form and content, at the per session rate established by the New York State Department of Health for the period 7/1/11 to 6/30/13 with the following approved providers:

- Deanne Aceto Spear
- Christi L. Bowman
- Bright Start Pediatric SLP and OT Services, PLLC
- Building Blocks Comprehensive Services, Inc.
- Clinical Associates of the Finger Lakes
- Jeanne Donahue Collins
- Communications Center for Hearing & Speech
- Christine R. DeFisher
- E. John Gavras Center
- Eating for You (and Baby, Too), Inc.
- Jill W. Escriva
- Linda J. Eygnor
- Finger Lakes Cerebral Palsy, Inc.
- Finger Lakes Hearing Center, Inc.
- Amy Fisher
- Joan G. Fisher
- Hearing & Speech Center of Rochester, Inc.
- Richard M. Hilton

- Donna L. Hontz
- Jill M. Kelley
- Korpziel Physical Therapy, PC
- Diana M. Kozar
- (Lifespan) Mandel Therapy Group
- Kimberly F. McCaffrey
- Karen A. Meuler
- Marcy P. Osburn
- Kristi A. Sergeant
- Stepping Stones Learning Center
- Strong Center for Dev. Disabilities (U of R)
- Deborah E. Sudore
- Christine A. Toner
- Susan A. Trumble
- United Cerebral Palsy Assoc. of Roch Area, Inc.
- Wayne ARC
- Kathleen M. Pakish
 - Step By Step PT OT SLT Srv. PLLC
 - Cheryl Ann Aroesty
 - Breaking Boundaries OT Srv. PLLC
- Kelly Sperano
- Therapy Partners in OT PT SLP, PLL

Mr. Hammond moved the adoption of the resolution. Seconded by Mrs. Bender. Upon roll call, adopted.

Chairman Hoffman introduced Elizabeth Claypoole, Executive Director of the Cornell Cooperative Extension of Wayne County, to give a brief presentation to demonstrate the Sunkist® Sectionizer. This unit is utilized in some county school districts to core and section fruit for easier consumption; to encourage healthy food guidelines for students and staff.

Chairman Hoffman announced that the Board would take a short recess at 9:30 a.m.

The Board resumed regular session at 9:47 a.m.

Prior to the presentation of Resolution No. 106-11, Mr. Marquette, Budget Officer, explained that the following 2011 budget changes are necessary, resulting from the elimination of positions in connection with the early retirement incentive program from 2010.

RESOLUTION NO. 106-11: AMENDING 2011 WAYNE COUNTY BUDGET TO REFLECT CHANGES RELATED TO THE EARLY RETIREMENT INCENTIVE PROGRAM

Mrs. Collier presented the following:

WHEREAS, Wayne County offered a Targeted Early Retirement Incentive program during 2010 for a total of 12 positions; and

WHEREAS, ten eligible individuals notified the County prior to the December 9, 2010 deadline that they wished to retire and take advantage of the incentive; and

WHEREAS, two positions were already eliminated in the 2011 Wayne County Budget and an additional six positions may now be eliminated from the budget; and

WHEREAS, three positions are being eliminated in the Highway Department necessitating the increase of seasonal positions by three; and

WHEREAS, Wayne County must also place funds in the budget to pay the New York State Retirement System for the ERI payment; now therefore be it

RESOLVED, that the Wayne County Treasurer is hereby authorized to amend the 2011 Wayne County Budget as follows:

D5110 Maintenance of Roads and Bridges

(Appropriations)

\$41,725 from .51268 Heavy Equipment Operator

\$40,188 from .51244 Motor Equipment Operator I

\$35,100 to .51213 M E O #2 Seasonal

\$16,696 from .58100 Payments to NYS Retirement
\$ 3,580 from .58200 Payments to Social Security
\$26,384 from .58400 Hospitalization
\$13,925 to .58101 Early Retirement

D5111 Road Striping and Sign Maintenance

(Appropriations)
\$40,488 from .51214 Sign Maintenance Worker
\$ 7,895 from .58100 Payments to NYS Retirement
\$ 3,097 from .58200 Payments to Social Security
\$16,490 from .58400 Hospitalization
\$ 6,883 to .58101 Early Retirement

D9999 Other

(Revenue)
\$140,635 from .45031 Interfund Transfers

A9901 Interfund Transfers

(Appropriations)
\$140,635 from .59300 Transfer- County Road

A4019 Wayne Community Nursing Care

(Appropriations)
\$59,553 from .51334 Public Health Supervisor
\$ 9,290 from .58100 Payments to NYS Retirement
\$ 4,556 from 58200 Payments to Social Security
\$10,124 to .58101 Early Retirement

A6010 Administration (DSS)

(Revenue)
\$28,027 from .44610 Social Services Administration

(Appropriations)
\$33,365 from .51158 Senior Audit Clerk
\$ 5,304 from .58100 Payments to NYS Retirement
\$ 2,552 from 58200 Payments to Social Security
\$13,192 from .58400 Hospitalization
\$ 5,672 to .58101 Early Retirement

A 1615 Buildings & Grounds

(Appropriations)
\$52,273 from .51333 Maintenance Foreman
\$ 8,154 from .58100 Payments to NYS Retirement
\$3,999 from .58200 Payments to Social Security
\$6,662 from 58400 Hospitalization
\$15,090 to .58101 Early Retirement

A1990 Contingent Fund Gen

\$280,622 to .54000 Contractual Expenses

Mr. Kelsch moved the adoption of the resolution. Seconded by Mr. Lauderdale. Upon roll call, adopted.

RESOLUTION NO. 107-11: AUTHORIZE TO AMEND 2011 BUDGET TO REFLECT CARRY

OVER OF UNEXPENDED HOFFMAN AND PRESERVE NY GRANT FUNDS FROM 2010

Mrs. Collier presented the following:

WHEREAS, funds have been received by Wayne County from the Hoffman Foundation Grant and a Preserve NY Grant in 2010 to provide or continue funding for necessary historical records projects; and

WHEREAS, a balance of \$96.72 in Hoffman Foundation Funds and \$2,800.00 in Preserve NY Funds is available as of December 31, 2010 which can be used in 2011 to complete the projects; now, therefore, be it

RESOLVED, that the County Treasurer is hereby directed to transfer \$2896.72 from the Unappropriated General Fund balance and to make the following adjustment to the 2011 Wayne County Budget:

A7510-County Historian

(appropriations)

\$ 96.72 to .54484 Hoffman Foundation

\$2,800.00 to .54476 Preserve NY

Mr. Manktelow moved the adoption of the resolution. Seconded by Mr. Kelsch. Upon roll call, adopted.

RESOLUTION NO. 108-11: AUTHORIZE TO ACCEPT HOFFMAN FOUNDATION GRANTS AND AMEND 2011 BUDGET

Mrs. Collier presented the following:

WHEREAS, the County Historian has applied for and received approval for two (2) Hoffman Foundation Grants; and

WHEREAS, one grant, in the amount of \$6144.00, is to continue the preservation and archiving of County Hoffman Essays and related information; and

WHEREAS, the other grant, in the amount of \$2000.00, is to initiate the preservation and archiving of County Census Records and related information, now, therefore, be it

RESOLVED, that the Chairman of the Board is hereby authorized to sign the contract accepting these grants, subject to the review and approval of the County Attorney; and be it further

RESOLVED, that the County Treasurer is hereby directed to amend the 2011 County Budget as follows:

A7510-County Historian

(revenue)

\$8144.00 to .42090 Hoffman Foundation

(appropriation)

\$8144.00 to .54484 Hoffman Foundation

Mr. Miller moved the adoption of the resolution. Seconded by Mr. Kelsch. Upon roll call, adopted.

RESOLUTION NO. 109-11: AUTHORIZATION TO APPLY FOR EXTENSION OF GRANT FUNDS TO THE WAYNE COUNTY BOARD OF ELECTIONS

Mrs. Collier presented the following:

WHEREAS, the deadline for using previously received grant funds is March 31, 2011; and

WHEREAS, the New York State Board of Elections is seeking to extend the deadline for the use of these funds until March 31, 2012; and

WHEREAS, the State Board has requested that an extension request for each fund be executed by the county to request such an extension; now therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to execute a request for extension of the deadlines for use of grant funds by the Wayne County Board of Elections to March 31, 2012 for the grants listed below:

T002696 NYS Polling Place Access Improvement - balance of \$10,111

T002821 Additional HHS Funds - balance of \$ 1,906
C002580 Voter Ed & Poll worker Training - balance \$ 207

Mrs. Bender moved the adoption of the resolution. Seconded by Mr. Colacino. Upon roll call, adopted.

Mrs. Collier requested that the Board hold one resolution from the Government Operation Committee to the end of the meeting, following an Executive Session of the Board.

RESOLUTION NO. 110-11: AUTHORIZATION TO TRANSFER BALANCES OF FUNDS AT THE END OF 2010 IN THE JOINT MUNICIPAL IMPROVEMENT PROGRAM AND THE INDUSTRIAL DEVELOPMENT PROGRAM TO BE APPROPRIATED IN 2011

Mr. Spickerman presented the following:

WHEREAS, the County of Wayne funds a Joint Municipal Improvement Project program and the Industrial Development program which cross several fiscal years; and

WHEREAS, funds that were identified for Industrial Development and Joint Municipal Improvement Projects but were not expended in 2010 need to be added to the 2011 County Budget; and

WHEREAS, the County closed these accounts out to fund balance at the end of 2010; now therefore be it

RESOLVED, that the County Treasurer is hereby authorized to transfer \$912,197.74 in funds from the Unappropriated General Fund Balance as follows:

A6326 - ECONOMIC DEVELOPMENT ADMINISTRATION:

\$165,764.24 to A6326.54552 Joint Municipal Program

\$746,433.50 to A6326.54553 Industrial Development Sites

Mr. Lauderdale moved the adoption of the resolution. Seconded by Mr. Hammond. Upon roll call, adopted.

RESOLUTION NO. 111-11: DESIGNATING CERTIFYING OFFICER AND MAKING A DETERMINATION UNDER THE NATIONAL ENVIRONMENTAL POLICY ACT (NEPA)

Mr. Spickerman presented the following:

WHEREAS, Wayne County applied to the New York State Housing Trust Fund Corporation, Office of Community Renewal ("OCR") for New York State Community Development Block Grant ("NYS CDBG") funds to finance a community development activities project involving the development of a new Candy Apple Preschool and Child Care Center facility within the Village of Newark; and

WHEREAS, the proposed project will consist of a new building of approximately 7,500 square feet in size, associated parking and other related site improvements; and

WHEREAS, the Village of Newark has committed to providing a site for the proposed Candy Apple Preschool and Child Care Center located within the Village at the corner of West Shore and Erie Boulevards and will also review the proposed site plan for approval under local land use laws and ordinances; and

WHEREAS, OCR has selected the County to receive an award in the amount of \$750,000 regarding said project; and

WHEREAS, per the terms of NYS CDBG awards, all NYS CDBG recipients consent to assuming Responsible Entity status under the National Environmental Policy Act of 1969 ("NEPA"), consent to assuming responsibility to determine the degree to which NEPA, the State Environmental Quality Review Act ("SEQRA"), and the State Historic Preservation Office ("SHPO") requirements impact their project, and consent to ensuring compliance with NEPA, SEQRA and SHPO requirements; and

WHEREAS, so as to ensure compliance with the NEPA, SEQRA and SHPO requirements, CDBG recipients are also required to classify the project under NEPA, to prepare an Environmental Review Record ("ERR"), to designate a Certifying Officer to submit the environmental review to OCR, to publish and send required notices of the opportunity to comment upon the ERR, and to complete a coordinated SEQRA review of Type I and Unlisted

Actions as the SEQRA lead agency unless another involved agency elects to assume that role; and

WHEREAS, the County, in accordance with Wayne County Board of Supervisors' Resolution No. 725-10, duly enacted on November 16, 2010, has retained Stuart I. Brown Associates, Inc. ("CDBG Consultant") to provide a program delivery and management system required to implement and carry out the grant; now, therefore, be it

RESOLVED, that the Board of Supervisors hereby classifies the project as "Other" under NEPA, it being neither "Exempt" under 24 CFR 58.34 nor "Categorically Excluded" under 24 CFR 58, and be it further

RESOLVED, that the Board of Supervisors directs the CDBG Consultant to prepare the required ERR and to coordinate compliance with other NEPA, SEQRA, and SHPO requirements; and be it further

RESOLVED, that the Board of Supervisors hereby designates Sharon Lilla, Director, Wayne County Planning Department, as the Certifying Officer for purposes of submitting the environmental review to OCR; and be it further

RESOLVED, that the Board of Supervisors hereby authorizes Sandra J. Sloane, Clerk, Wayne County Board of Supervisors, to assist in the publication of any required notices and in the receipt of any comments submitted regarding the ERR; and be it further

RESOLVED, that the Board of Supervisors hereby consents to the designation of the Village of Newark as the SEQRA lead agency, either the Village Board of Trustees or the Village Planning Board, whichever the Village determines to be appropriate, for purposes of coordinating a SEQRA review of this Unlisted Action with the Board of Supervisors and OCR as involved agencies; and be it further

RESOLVED, that the Board of Supervisors hereby declares its intent to serve as lead agency under SEQRA should the Village of Newark elect to not assume the lead agency role.

Mr. Kelsch moved the adoption of the resolution. Seconded by Mrs. Bender. Upon roll call, adopted.

RESOLUTION NO. 112-11: DESIGNATE PLANNING DIRECTOR AS LABOR COMPLIANCE OFFICER FOR CANDY APPLE DAY CARE PROJECT

Mr. Spickerman presented the following:

WHEREAS, Wayne County was awarded \$750,000 from the New York State Housing Trust Fund Corporation, Office of Community Renewal ("OCR") New York State Community Development Block Grant ("NYS CDBG") program to finance the development of a new Candy Apple Preschool and Child Care Center facility within the Village of Newark; and

WHEREAS, OCR requires the grant recipient to appoint a labor compliance officer who serves as the contact for wage rates and other labor related matters pertaining to the Candy Apple Daye Care project; and

WHEREAS, the labor compliance officer is also responsible for verifying that correct wages and benefits were paid and for signing off on certified payrolls pertaining to said project; now, therefore, be it

RESOLVED, that the Board of Supervisors hereby designates Sharon Lilla, Director, Wayne County Planning Department, as the Labor Compliance Officer for the Candy Apple Day Care Project.

Mr. Groat moved the adoption of the resolution. Seconded by Mr. Lauderdale. Upon roll call, adopted.

RESOLUTION NO. 113-11: APPROVING THE OFFICIAL UNDERTAKING OF PUBLIC EMPLOYEES FIDELITY (BLANKET) BOND FOR THE GENESEE/FINGER LAKES REGIONAL PLANNING COUNCIL

Mr. Spickerman presented the following:

WHEREAS, the County of Wayne has appropriated the sum of \$9,970 as its share of the year 2011 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 the 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 \$500,000.00; now, therefore, be it

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

Mrs. Bender moved the adoption of the resolution. Seconded by Mrs. Collier. Upon roll call, adopted.

RESOLUTION NO. 114-11: APPROVING PAYMENT OF 2011 APPROPRIATIONS TO GENESEE/FINGER LAKES REGIONAL PLANNING COUNCIL

Mr. Spickerman presented the following:

WHEREAS, the County of Wayne has appropriated the sum of \$9,970 as its share of the 2011 operating funds of the Genesee/Finger Lakes Regional Planning Council; now, therefore, be it

RESOLVED, that the payment of \$9,970 to the Genesee/Finger Lakes Regional Planning Council for 2011 is hereby approved.

Mr. Lauderdale moved the adoption of the resolution. Seconded by Mrs. Bender. Upon roll call, adopted.

RESOLUTION NO. 115-11: AUTHORIZE WESTERN FINGER LAKES SOLID WASTE MANAGEMENT AUTHORITY TO HOLD A HOUSEHOLD HAZARDOUS WASTE CLEAN-UP DAY AND A PHARMACEUTICAL AND ELECTRONICS COLLECTION EVENT AT THE WAYNE COUNTY HIGHWAY DEPARTMENT

Mr. Spickerman presented the following:

WHEREAS, the Western Finger Lakes Solid Waste Management Authority conducts an annual household hazardous waste clean-up day for Wayne County residents; and

WHEREAS, the event has been scheduled for Saturday, September 24, 2011 at the Wayne County Highway Department; and

WHEREAS, the Authority also plans to hold electronics and pharmaceutical collections the same day and at the same location; and

WHEREAS, the Authority Administrator consulted with the Highway Superintendent before establishing a date for the event; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors authorizes the Western Finger Lakes Solid Waste Management Authority to hold a household hazardous waste clean-up day and an electronics and pharmaceutical collection event at the Wayne County Highway Department on September 24, 2011.

Mr. Plant moved the adoption of the resolution. Seconded by Mr. Kelsch. Upon roll call, adopted.

RESOLUTION NO. 116-11: REAPPOINTMENTS TO WAYNE COUNTY WATER AND SEWER AUTHORITY

Mr. Spickerman presented the following:

WHEREAS, the Chairman of the Board of Supervisors has recommended that the following members be reappointed to the Wayne County Water and Sewer Authority for a term of office beginning January 1, 2011 and expiring December 31, 2013:

David Lyon

2799 Lyon Road
Marion, New York 14505

Robert Hutteman
6879 Fairville Station Road
Newark, New York 14513

Richard Stevens
13392 Chapman's Corners Road
Red Creek, New York 13143

now, therefore be it

RESOLVED, that the Board of Supervisors approves and ratifies these reappointments to the Wayne County Water and Sewer Authority.

Mrs. Bender moved the adoption of the resolution. Seconded by Mr. Plant. Upon roll call, adopted.

RESOLUTION NO. 117-11: AUTHORIZATION TO ADVERTISE FOR BIDS FOR JANITORIAL AND CUSTODIAL SERVICES FOR COUNTY OFFICE BUILDINGS LOCATED AT 9 PEARL AND 16 WILLIAM STREETS

Mr. LeRoy presented the following:

WHEREAS, Wayne County is seeking Janitorial and Custodial services for the Wayne County Office Buildings located in downtown Lyons at 9 Pearl Street and 16 William Street; now, therefore, be it

RESOLVED, that the Clerk of the Board of Supervisors is hereby authorized and directed to advertise, for bids for the services above, in accordance with specifications prepared by the Superintendent of Buildings and Grounds and approved by the County Attorney as to content and form; and be it further

RESOLVED, that the Clerk of the Board of Supervisors is hereby designated and directed to publicly open the bid(s) at the time and place specified in the bid documents and to present a record of the bid(s) at the next meeting of the Board of Supervisors following the bid opening.

Mr. Lauderdale moved the adoption of the resolution. Seconded by Mr. Manktelow.

Mr. LeRoy moved, seconded by Ms. Park, that the resolution be amended to add the Wayne County Nursing Home to the list to bid for Janitorial and Custodial Services. Motion carried.

The resolution was amended as follows:

RESOLUTION NO. 117-11: AUTHORIZATION TO ADVERTISE FOR BIDS FOR JANITORIAL AND CUSTODIAL SERVICES FOR COUNTY OFFICE BUILDINGS LOCATED AT 9 PEARL, 16 WILLIAM STREETS AND THE WAYNE COUNTY NURSING HOME

Mr. LeRoy presented the following:

WHEREAS, Wayne County is seeking Janitorial and Custodial services for the Wayne County Office Buildings located in downtown Lyons at 9 Pearl Street, 16 William Street and the Wayne County Nursing Home; now, therefore, be it

RESOLVED, that the Clerk of the Board of Supervisors is hereby authorized and directed to advertise for bids for the services above, in accordance with specifications prepared by the Superintendent of Buildings and Grounds and approved by the County Attorney as to content and form; and be it further

RESOLVED, that the Clerk of the Board of Supervisors is hereby designated and directed to publicly open the bid(s) at the time and place specified in the bid documents and to present a record of the bid(s) at the next meeting of the Board of Supervisors following the bid opening.

Upon roll call on the amended resolution, all supervisors voted aye. The Chairman declared the resolution adopted

RESOLUTION NO. 118-11: AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH VECTOR CONSTRUCTION CORPORATION

Mr. LeRoy presented the following:

WHEREAS, Vector Construction Corporation will be replacing the Water Street Bridge located in the Village of Lyons adjacent to the County owned Abbey Park; and

WHEREAS, Vector Construction Corporation has requested a spot to place their construction trailer for the duration of the project; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign and agreement with Vector Construction Corporation for use of the County Park subject to the approval of the County Attorney as to form and content.

Mr. Plant moved the adoption of the resolution. Seconded by Mrs. Bender. Upon roll call, adopted.

RESOLUTION NO. 119-11: AUTHORIZATION TO CONTRACT WITH LOZIER ENVIRONMENTAL SERVICES FOR THE COUNTY PARKS PAVILION REPLACEMENT PROJECT

Mr. LeRoy presented the following:

WHEREAS, the New York State Department of Labor requires testing of all roofing materials before any demolition can take place of our parks pavilions and

WHEREAS, Lozier Environmental Services has provided a proposal for the following services; now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to enter into an agreement with Lozier Environmental Services, Inc., subject to the approval of the County Attorney as to form and content for the services listed below at a cost not to exceed \$7,440.00:

PLM Sample Analysis:	70 Samples	\$25./sample	\$1,750.00
TEM Sample Analysis:	70 Samples	\$65./sample	4,550.00
Inspector Labor:	20 Hours	\$50./hour	1,000.00
Report Generation	4 Hours	\$35./hour	140.00
		Total Estimate	\$7,440.00

and be it further

RESOLVED, that the Superintendent of Buildings and Grounds is hereby authorized to pay for the services from the H1915.52809 Contractual Expenses, to be reimbursed when we fund for the Parks Project.

Mr. Miller moved the adoption of the resolution. Seconded by Mr. Colacino. Upon roll call, adopted

RESOLUTION NO. 120-11: AUTHORIZATION TO ADVERTISE FOR BIDS FOR ASBESTOS ABATEMENT FOR VARIOUS COUNTY PARK PAVILIONS LOCATED IN WAYNE COUNTY

Mr. LeRoy presented the following:

RESOLVED, that the Superintendent of Buildings and Grounds is hereby authorized to advertise for bids, for up to eight (8) county park pavilions located in Wayne County; and be it further

RESOLVED, that the Clerk of the Board of Supervisors is hereby designated and directed to publicly open the bid(s) at the time and place specified in the bid documents and to present a record of the bid(s) at the next meeting of the Board of Supervisors following the bid opening.

Mr. Manktelow moved the adoption of the resolution. Seconded by Mrs. Bender. Upon roll call, adopted.

RESOLUTION NO. 121-11: AUTHORIZATION TO AMEND AGREEMENT WITH SWBR ARCHITECTS FOR PLANS AND SPECIFICATIONS AT THE WAYNE COUNTY HEALTH SERVICES BUILDING

Mr. LeRoy presented the following:

WHEREAS, Resolution No. 608-10 authorized entering into an agreement with SWBR Architects for the provision of plans and specifications for additional security and restrooms at the Wayne County Health Services Building, and

WHEREAS, Wayne County has requested an additional scope of services to correct a code deficiency involving legal storage space, and

WHEREAS, SWBR Architects has provided a scope of services and a proposal be it hereby

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign an amended agreement with SWBR Architects, subject to the approval of the County Attorney as to form and content for the additional services as follows:

Health Services Building Storage Area, Nye Road, Lyons

Through our current work preparing renovation documents in neighboring areas, we have already substantially verified existing conditions in this space, and have taken photographs, which reduces the preparation work needed for this area. We anticipate the following services will be required:

- Review code requirements for Storage use of this approximately 2,500 SF area as an Accessory Occupancy within the established B (Business) occupancy of the HSB.
- Analyze space and use within the 2010 NYS Existing Building Code requirements.
- Review status of incomplete work required to bring area to code compliance for the intended use.
- Prepare recommendations for remedial work needed for code compliance, and document on a plan drawing.
- Prepare a floor plan and accompanying documentation for submittal to NYS DOS to establish the desired use and occupancy for the area.

Health Services Building Storage Area \$2,400

and be it further

RESOLVED, that the total fee for the original and amended agreement shall be for a total cost not to exceed \$ 8,200.00.

Mr. Miller moved the adoption of the resolution. Seconded by Mr. Kelsch. Upon roll call, adopted.

RESOLUTION NO. 122-11: AUTHORIZE FEE SCHEDULE FOR ENGINEERING SERVICE FOR THE HIGHWAY DEPARTMENT

Mr. LeRoy presented the following:

WHEREAS, the County Highway Engineering Department can offer town and village municipalities a variety of services including field surveying, mapping, GIS data collection, roadway design, culvert design, permitting and other design services; and

WHEREAS, in many cases, the Engineering Department can be a very cost efficient alternative to contracting with a consulting engineering firm. The following rates will be charged:

Field Survey Crew	\$65.00/hr.
CADD Technician	\$35.00/hr.
Junior Engineer	\$35.00/hr.
Asst. Engineering Manager	\$42.00/hr.

Licensed Engineer \$48.00/hr.
now, therefore, be it

RESOLVED, that the Wayne County Highway Superintendent is hereby authorized to charge any municipality that uses the services.

Mr. Plant moved the adoption of the resolution. Seconded by Mr. Hammond. Upon roll call, adopted.

RESOLUTION NO. 123-11: AUTHORIZATION TO ACCEPT LOW BID FOR THE CREAGER ISLAND-CLYDE RIVER BRIDGE REPLACEMENT AND DREDGING PROJECT

Mr. LeRoy presented the following:

WHEREAS, the Creager Island-Clyde River Bridge Project is a 100% funded Federal Project; and

WHEREAS, the Clerk of the Board of Supervisors has duly advertised for bids for the bridge replacement of the Creager Island-Clyde River Bridge Project (D51122.52686) for the County Highway Department, and the bids were opened on Thursday, January 13, 2011 at 10:30 a.m. and the following bids were received:

Ramsey Constructors, Inc.	\$693,264.50
Slate Hill Constructors, Inc.	\$757,899.00
Barber Construction	\$759,607.50
Vector Construction Corp.	\$771,468.75
C.P. Ward Inc.	\$796,184.00
Tuscarora Construction Co., Inc.	\$846,067.00
Villager Construction Inc.	\$882,783.50
Wind-Sun Construction, Inc.	\$884,944.00

and

WHEREAS, the bids have been reviewed for completeness and approved by Fisher Associates; now, therefore, be it

RESOLVED, that the bid submitted by Ramsey Constructors Inc. of Lakeville, New York, in accordance with the specification, is hereby accepted in the amount not to exceed \$693,264.50; and be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content with Ramsey Constructors Inc. in accordance with the bid acceptance.

Mr. Groat moved the adoption of the resolution. Seconded by Mr. Colacino. Upon roll call, adopted.

RESOLUTION NO. 124-11: AUTHORIZATION TO APPROVE 2011 HIGHWAY CONSTRUCTION AND SUPPLEMENTAL PROJECT STATEMENTS AND AMEND BUDGET

Mr. LeRoy presented the following:

WHEREAS, in accordance with Section 115 of the Highway Law, the Superintendent of Highways has prepared project statements for the proposed work for the following projects:

11-47	Minstead Road Paving Project	\$180,000
11-48	Ridge Road Cold In-Place Recycle Project	\$350,000
11-49	Miscellaneous Drainage Improvement Project	\$200,000
11-50	Macedon Center Road Bridge Project	\$ 50,000
11-52	Alderman Road Project	\$250,000
11-53	Macedon Center Road Project	\$100,000

and supplemental project statement of proposed work for the following project:

09-18	Miscellaneous Guard Rail Project	\$ 20,000
10-29	Hot In-Place Recycle Project	\$ 20,000
10-37	Sodus Center Road Culvert Project	\$ 29,200
10-41	Magog Road Bridge Project	\$213,300
10-44	Salter Road Project	\$422,000

now, therefore, be it

RESOLVED, that the Project Statements prepared by the Superintendent of Highways are hereby approved by the Board of Supervisors, and the Chairman of the Board and the Clerk of the Board are hereby authorized and directed to endorse such approval on the Project Statements; and be it further

RESOLVED, that the County Treasurer is hereby authorized and directed to create line items and amend the 2011 County Budget as listed below:

D5112 Road Construction

\$1,784,500 from .52600 (Highway Construction)
\$ 180,000 to .52647 (Minstead Road Project)
\$ 350,000 to .52648 (Ridge Road Cold In-Place Recycle Project)
\$ 200,000 to .52649 (Miscellaneous Drainage Improvement Project)
\$ 250,000 to .52952 (Alderman Road Project)
\$ 100,000 to .52653 (Macedon Center Road Project)
\$ 20,000 to .52618 (Miscellaneous Guard Rail Project)
\$ 20,000 to .52629 (Hot In Place Recycle Project)
\$ 29,200 to .52637 (Sodus Center Road Culvert Project)
\$ 213,300 to .52941 (Magog Road Bridge Project)
\$ 422,000 to .52644 (Salter Road Project)
\$ 50,000 from .52900 (Bridge Construction – Highway Construction) to the following account
\$ 50,000 to .52950 (Macedon Center Road Project)

Mr. Kelsch moved the adoption of the resolution. Seconded by Mrs. Bender. Upon roll call, adopted.

RESOLUTION NO. 125-11: AUTHORIZATION TO DECLARE VEHICLE SURPLUS AND REQUEST SURPLUS VEHICLES FOR THE WAYNE COUNTY CENTRAL GARAGE

Mr. LeRoy presented the following:

WHEREAS, the following vehicle is in poor condition, needs several repairs, and is no longer of use by the Wayne County Central Garage:

2000 Ford Crown Victoria – White Vin No. 2FAFP71W2YX166248

now, therefore be it

RESOLVED, that the vehicle listed above is hereby declared surplus and shall be disposed of in accordance with the Surplus Vehicle Disposition Procedure outlined in Resolution No. 128-09; and be it further

RESOLVED, that a vehicle, declared surplus by Wayne County Social Services (RES 66-11) be transferred to the Wayne County Central Garage to be used as a local loaner vehicle:
2003 – Ford Crown Victoria-Blue VinNo. 12FAHP71W03X178433

Mrs. Collier moved the adoption of the resolution. Seconded by Mr. Kelsch. Upon roll call, adopted.

RESOLUTION NO. 126-11: AUTHORIZATION TO ADVERTISE FOR BID(S) FOR EQUIPMENT FOR THE HIGHWAY DEPARTMENT

Mr. LeRoy presented the following:

WHEREAS, the 2011 Road Machinery Budget identified several pieces of equipment to be purchased under DM 5130 52400, Highway & Street Equipment including:

Low-boy construction trailer (new)
Sweeper Truck (new)
Milling head attachment for skid steer (new)
Bucket Truck (used)

and:

WHEREAS, the newly purchased equipment will replace current equipment that will be declared surplus and sent to the Palmyra Municipal auction; now, therefore, be it

RESOLVED, that the Clerk of the Wayne County Board of Supervisors is hereby

authorized and directed to advertise for bid(s) for the equipment listed above, in accordance with specifications prepared by the Highway Superintendent and subject to the County Attorney's approval as to form and content; and be it further

RESOLVED, that the Clerk of the Board of Supervisors is hereby designated and directed to publicly open the bid(s) at the time and place specified in the bid documents and to present a record of the bid(s) at the next meeting of the Board of Supervisors following the bid opening; and be it further

RESOLVED, that the following items be declared surplus and sent to the 2011 Municipal auction in Palmyra:

- (1) 1997 Talbert low-boy trailer
- (1) 1990 Altec Bucket Truck
- (1) 1999 Vac-all sweeper truck

Mr. Plant moved the adoption of the resolution. Seconded by Mr. Colacino. Upon roll call, adopted.

At 9:58 a.m., Mr. Plant requested a one minute recess to discuss an issue with the County Attorney.

The Board resumed regular session at 9:59 a.m.

RESOLUTION NO. 127-11: AUTHORIZATION TO AMEND 2011 WAYNE COUNTY BUDGET TO PROPERLY FUND DISTRICT ATTORNEY'S OFFICE BUDGET

Mr. Plant presented the following:

WHEREAS, a line item in the District Attorney's Office Budget was not properly funded during the preparation of the 2011 budget; and

WHEREAS, an adjustment is necessary in order to adequately fund the line item used to pay Secretarial Allowances and to correct the 2011 budget; and

WHEREAS, the County Administrator recommends that the necessary correction be authorized; now, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized to make the following adjustments to the 2011 Wayne County Budget:

A1990 Contingent Fund Gen

\$13,500 from .54000 Contractual Expenses

A1165 District Attorney

\$13,500 to .51903 Non Positions

Mr. Hammond moved the adoption of the resolution. Seconded by Mrs. Bender. Upon roll call, adopted.

RESOLUTION NO. 128-11: AUTHORIZATION FOR THE DISTRICT ATTORNEY TO APPLY FOR A BYRNE JAG VIDEO RECORDING OF STATEMENTS GRANT

Mr. Plant presented the following:

WHEREAS, the District Attorney has been notified that the County of Wayne may be eligible for a Byrne JAG Video Recording of Statements Grant in the amount of \$20,000 with no matching funds; and

WHEREAS, the District Attorney has applied for and received said Grants when made available; now, therefore, be it

RESOLVED, that the District Attorney is authorized to apply for a \$20,000 Byrne JAG Video Recording of Statements Grant with no matching funds; and be it further

RESOLVED, that the Chairman of the Board of Supervisors is authorized to execute all necessary documents to implement the grant on behalf of the County, subject to the County Attorney's approval as to form and content, with the New York State Division of Criminal Justice Services.

Mr. Colacino moved the adoption of the resolution. Seconded by Mr. Hammond. Upon roll call, adopted.

RESOLUTION NO. 129-11: AUTHORIZATION TO CREATE PROBATION OFFICER TRAINEE POSITIONS AND TO AMEND BUDGET

Mr. Plant presented the following:

WHEREAS, there are two (2) entry level positions within Probation; Probation Officer and Probation Officer Trainee; and

WHEREAS, at the present time there is one entry level position vacant and a second will be vacant before the end of February 2011; and

WHEREAS, it would be to the Department's advantage to fill vacancies with a Probation Officer Trainee; and

WHEREAS, after one year of service as a Probation Officer Trainee, the incumbent will become a Probation Officer; now, therefore, be it

RESOLVED, that two (2) Probation Officer Trainee positions are hereby created utilizing the budgeted funds for (2) Probation Officer positions; and be it further

RESOLVED, that the Treasurer is authorized to make the following adjustments to the 2011 County Budget:

Department A3140 Probation

\$62,817 from .51308 Probation Officer

\$62,817 to .51274 Probation Officer Trainee

Mrs. Bender moved the adoption of the resolution. Seconded by Mr. Colacino. Upon roll call, all Supervisors voted Aye. Absent – Supervisor Crane. The Chairman declared the Resolution adopted.

RESOLUTION NO. 130-11: AUTHORIZATION TO EXECUTE ACCEPTANCE OF GRANT BR10-1163-DOO (BYRNE/JAG AMERICAN RECOVERY AND REINVESTMENT ACT)

Mr. Plant presented the following:

WHEREAS, the Wayne County Department of Probation and Correctional Alternatives was authorized to apply for ARRA funds under the Rockefeller Drug Law Reform, and

WHEREAS, said application has been approved by the Office of Probation and Correctional Alternatives; and WHEREAS, said grant would result in a \$24,286.00 award to Wayne County for the 1/1/11 – 6/30/11 time frame; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute local acceptance of this grant.

Mr. LeRoy moved the adoption of the resolution. Seconded by Mr. Hammond. Upon roll call, adopted.

RESOLUTION NO. 131-11: ESTABLISHING COUNTY POLICY REGARDING ISSUING AUTHORIZATION TO MONITOR POLICE RADIO FREQUENCIES

Mr. Plant presented the following:

WHEREAS, certain members of the public safety related departments or agencies in the county, such as volunteer fire chiefs or EMS captains, have reason to monitor radio channels commonly utilized to dispatch police units and police related calls for service, and

WHEREAS, Section 397 of the New York State Vehicle and Traffic Law specifies that persons monitoring such police frequencies in a private vehicle must first obtain a permit to do so from a person authorized to issue such a permit by the local governing body, and

WHEREAS, the County of Wayne is the licensee for the police frequencies utilized by 911, the Sheriff's Office, the State Police, and the local municipal police departments in Wayne County; now, therefore, be it

RESOLVED, that the Sheriff and the 911 Coordinator shall be the designees authorized to issue permits to individuals which would allow such public safety personnel to monitor radio frequencies utilized for police dispatching and communication in personal motor vehicles owned or operated by individual public safety personnel.

Mr. Lauderdale moved the adoption of the resolution. Seconded by Mr. Colacino. Upon roll call, adopted.

RESOLUTION NO. 132-11: AUTHORIZATION TO AMEND THE 2011 COUNTY BUDGET AND CREATE TWO SUBSTITUTE DISPATCHER POSITIONS IN 911

Mr. Plant presented the following:

WHEREAS, in the 2011 County budget, funds were appropriated as Non Positions for the creation of two Public Safety Dispatcher Substitute positions and

WHEREAS, the creation and filling of these positions will provide additional shift coverage during full time dispatcher vacancies and during periods of peak activity and increased need; now, therefore, be it

RESOLVED, that the total number of Public Safety Dispatcher Substitute positions authorized for E911 Communications shall be seven (7), an increase of two, and be it further

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 County budget as follows:

A3642 E-911 COMMUNICATIONS

\$17,918.00 FROM .51903 Non Positions

\$17,918.00 TO .51511 Public Safety Dispatcher Substitute

Mrs. Bender moved the adoption of the resolution. Seconded by Mr. LeRoy. Upon roll call, all Supervisors voted Aye. Absent – Supervisor Crane. The Chairman declared the Resolution adopted.

RESOLUTION NO. 133-11: AUTHORIZATION FOR DISTRICT ATTORNEY AND CHAIRMAN TO EXECUTE ANNUAL FEDERAL EQUITABLE SHARING AGREEMENT AND CERTIFICATION REPORT FOR YEAR ENDING 12/31/10

Mr. Plant presented the following:

WHEREAS, the District Attorney and the Chairman of the Board of Supervisors are requested to file an Annual Federal Equitable Sharing Agreement and Certification Report in order to continue to receive illegal narcotics monies forfeited through the federal government; now, therefore, be it

RESOLVED, that Chairman of the Wayne County Board of Supervisors and the Wayne County District Attorney are hereby authorized and directed to sign the Federal Annual Equitable Sharing Agreement and Certification Report on behalf of the County of Wayne and the Federal Equitable Sharing Agreement.

Mrs. Bender moved the adoption of the resolution. Seconded by Mrs. Collier. Upon roll call, adopted.

RESOLUTION NO. 134-11: AUTHORIZATION TO EXECUTE AN AFFILIATION AGREEMENT FOR A STUDENT INTERN FOR THE EMERGENCY MANAGEMENT OFFICE

Mr. Plant presented the following:

WHEREAS, the Wayne County Emergency Management Office periodically agrees to have both undergraduate and graduate students participate in internships through various educational institutions; and

WHEREAS, the Emergency Management Office has agreed to have a student participate in an internship through Rochester Institute of Technology in Rochester, NY; and

WHEREAS, said internship is dependent upon an Affiliation Agreement between the County of Wayne and Rochester Institute of Technology; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute an Affiliation Agreement for a student internship with Rochester Institute of Technology, subject to the County Attorney's approval as to form and content.

Mrs. Collier moved the adoption of the resolution. Seconded by Mr. Hammond. Upon roll call, adopted.

RESOLUTION NO. 135-11: AUTHORIZATION TO ENTER INTO A PARTICIPATION AGREEMENT WITH SWANSON SERVICES CORPORATION FOR THE INSTALLATION OF TWO COMMISSARY KIOSKS AT THE WAYNE COUNTY JAIL

Mr. Plant presented the following:

WHEREAS, the Wayne County Sheriff's Office has a current agreement in place for inmate commissary services at the Wayne County Jail with Swanson Services Corporation; and

WHEREAS, the services of Swanson Services Corporation are at no cost to Wayne County; and

WHEREAS, placing two commissary kiosks at the jail facility would allow the public to deposit money in inmate commissary accounts 24 hours a day, 7 days a week, in person and with the possibility of deposits via the internet, thereby automating the system and decreasing the amount of time spent by correctional facility staff handling commissary account monies; and

WHEREAS, the installation of said kiosks at the Wayne County Jail would be at no cost to Wayne County taxpayers; and

WHEREAS, a participation agreement needs to be entered into with Swanson Services Corporation for the installation of the kiosks; and

WHEREAS, the Sheriff is requesting authorization to enter in a participation agreement with Swanson Services Corporation for the installation of two commissary kiosks at the Wayne County Jail, at no cost to County taxpayers, for a two year period commencing on the date of authorization of the Wayne County Board of Supervisors; now, therefore, be it

RESOLVED, that the Wayne County Sheriff is hereby authorized to enter into a participation agreement with Swanson Services Corporation for the installation of two commissary kiosks at the Wayne County Jail, at no cost to County taxpayers, for a two year period commencing on the date of authorization, subject to the County Attorney's approval as to form and content.

Mrs. Bender moved the adoption of the resolution. Seconded by Mr. LeRoy. Upon roll call, adopted.

RESOLUTION NO. 136-11: AUTHORIZATION TO EXECUTE AN AFFILIATION AGREEMENT FOR STUDENT INTERNS FOR THE SHERIFF'S OFFICE

Mr. Plant presented the following:

WHEREAS, the Wayne County Sheriff's Office periodically agrees to have high school, undergraduate and graduate students participate in internships through various educational institutions; and

WHEREAS, the Sheriff's Office has agreed to have students participate in internships through DeSales High School, Geneva, NY and Newark High School, Newark, NY, and

WHEREAS, said internships are dependent upon Affiliation Agreements between the County of Wayne and DeSales and Newark High Schools; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute Affiliation Agreements for student internships with DeSales High School and Newark High School, subject to the County Attorney's approval as to form and content.

Mr. Miller moved the adoption of the resolution. Seconded by Mr. LeRoy. Upon roll call, adopted.

RESOLUTION NO. 137-11: AUTHORIZATION TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH WAYNE COUNTY ACTION PROGRAM, INC. FOR PARENTING SKILLS EDUCATION SERVICES AT THE WAYNE COUNTY JAIL FACILITY

Mr. Plant presented the following:

WHEREAS, the Wayne County Sheriff's Office since 2000 has utilized the services of Wayne County Action Program, Inc., hereinafter known as WCAP, for literacy education and family services to inmates in the Wayne County Jail, and

WHEREAS, The Wayne County Sheriff's Office Inmate Commissary Fund provides remuneration to WCAP for stated services rendered, and there is no cost to County taxpayers, and

WHEREAS, AMERICORP was the provider for WCAP of the parenting skills component of the educational services provided at the Wayne County Jail, and

WHEREAS, the services of AMERICORP are no longer available, and the continued parenting skills component needs to be provided directly by WCAP at an additional cost of \$4,745, for a six month period commencing January 1, 2011 through June 30, 2011, and

WHEREAS, a participation agreement needs to be entered into with WCAP for continuance of stated parenting skills educational services at the Wayne County Jail facility, and

WHEREAS, the Wayne County Sheriff is requesting permission to enter into a Memorandum of Understanding with WCAP for the continued parenting skills component of the educational services at the Wayne County Jail, at an additional cost of \$4,745 for a six month period commencing January 1, 2011 through June 30, 2011, to be paid out of the Inmate Commissary Fund; now, therefore, be it

RESOLVED, that the Wayne County Sheriff is granted permission to enter into a memorandum of understanding with WCAP for continued parenting skills educational services to inmates at the Wayne County Jail, at a cost of \$4,745 for a six month period commencing January 1, 2011 through June 30, 2011, to be paid out of the Inmate Commissary Fund and at no expense to County taxpayers, subject to the County Attorney's approval as to form and content.

Mrs. Collier moved the adoption of the resolution. Seconded by Mrs. Bender. Upon roll call, adopted.

RESOLUTION NO. 138-11: AUTHORIZATION TO ACCEPT A 2010 SELECTIVE TRAFFIC ENFORCEMENT PROGRAM (STEP) GRANT AND AMEND THE 2011 COUNTY BUDGET

Mr. Plant presented the following:

WHEREAS, the Wayne County Sheriff's Office has received a 2010 grant in the amount of \$22,000 from the Governor's Traffic Safety Committee for participation in the Selective Traffic Enforcement Program (STEP) for the period of October 1, 2010 - September 30, 2011, and

WHEREAS, said grant funds are designated for deputy sheriff overtime to enforce vehicle and traffic laws, and

WHEREAS, the Sheriff is requesting authorization to accept the grant and modify the 2011 County budget so that said grants funds may be expended; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute any documents necessary to implement the grant on behalf of the County of Wayne upon review and approval of the County Attorney; and it be further

RESOLVED that the Wayne County Treasure is hereby directed to amend the 2011 County Budget as follows:

A3114-SHERIFF ROAD PATROL:

\$22,000 to .55191 Overtime STEP Program

\$22,000 to .43370 Traffic Safety Grants

Mr. Manktelow moved the adoption of the resolution. Seconded by Mr. LeRoy. Upon roll call, adopted.

RESOLUTION NO. 139-11: AUTHORIZATION TO ACCEPT A 2010 GOVERNOR'S TRAFFIC SAFETY COMMITTEE BUCKLE-UP NEW YORK (BUNY) PROGRAM GRANT AND AMEND THE 2011 COUNTY BUDGET

Mr. Plant presented the following:

WHEREAS, the Wayne County Sheriff's Office has received a grant in the amount of \$3,690 in overtime funds from the Governor's Traffic Safety Committee for participation in the Buckle-Up New York Program (BUNY) for the period October 1, 2010 through September 30, 2011; and

WHEREAS, said grant funds are designated for deputy sheriff overtime to enforce seat belt laws; and

WHEREAS, the Sheriff is requesting authorization to accept the grant and modify the 2011 County budget so that said grants funds may be expended; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute any documents necessary to implement the grant on behalf of the County of Wayne upon review and approval of the County Attorney; and it be further

RESOLVED that the Wayne County Treasure is hereby directed to amend the 2011 County Budget as follows:

A3114-SHERIFF ROAD PATROL:

\$3,690.00 to .51911 Overtime-BUNY Program

\$3,690.00 to .43370 Traffic Safety Grants

Mr. LeRoy moved the adoption of the resolution. Seconded by Mrs. Bender. Upon roll call, adopted.

RESOLUTION NO. 140-11: AUTHORIZATION TO AMEND THE 2011 COUNTY BUDGET FOR 2010 CONTRACTUAL JAIL PHYSICIAN SERVICES FROM DR. THOMAS WASSER

Mr. Plant presented the following:

WHEREAS, Wayne County through December 31, 2010 had a contract with Dr. Thomas Wasser for physician services at the Wayne County Jail; and

WHEREAS, as of January 1, 2011, contractual physician services at the Wayne County Jail have ceased, and the County has subsequently created the position of part-time jail physician (Resolution No. 09-11); and

WHEREAS, since the 2011 budget now contains a budgeted part-time position for this function, the 2011 County budget line item for contractual physician services was not funded; and

WHEREAS, the available funds were not encumbered during 2010; and

WHEREAS, On January 3, 2011 Dr. Wasser submitted a voucher for contractual physician services at the Wayne County Jail for the period November 28, 2010 through December 31, 2010, totaling \$7,500, and was paid from such unfunded account; and

WHEREAS, the Sheriff is requesting that the 2011 County budget be amended so that line item is not in deficit; now, therefore, be it

RESOLVED that the Wayne County Treasurer is hereby directed to transfer \$7,500 from the Unappropriated General Fund Balance; and be it further

RESOLVED that the County Treasurer is hereby authorized to amend to the 2011 County Budget as follows:

A3150 SHERIFF- JAIL:

\$7,500 to .54000 Contractual Expenses

Mr. LeRoy moved the adoption of the resolution. Seconded by Mr. Colacino. Upon roll call, adopted.

RESOLUTION NO. 141-11: AUTHORIZATION TO ACCEPT A CHILD PASSENGER SAFETY GRANT FROM THE GOVERNOR'S TRAFFIC SAFETY COMMITTEE AND AMEND THE 2011 COUNTY BUDGET

Mr. Plant presented the following:

WHEREAS, the Wayne County Sheriff's Office has received a grant in the amount of \$5,100.00 from the Governor's Traffic Safety Committee for participation in the Child Passenger Safety Program for the period October 1, 2010 through September 30, 2011, and

WHEREAS, the Sheriff is requesting authorization to accept the grant and the 2011 County budget be modified so that said grant funds can be expended; now, therefore, be it

RESOLVED that the grant from the Governor's Traffic Safety Committee for participation in the Child Passenger Safety Program for the period October 1, 2010 through September 30, 2011 in the amount of \$5,100.00 be accepted; and it be further

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute any documents necessary to implement the grant on behalf of the County of Wayne upon review and approval of the County Attorney; and it be further

RESOLVED that the Wayne County Treasure is hereby directed to amend the 2011 County Budget as follows:

A3113-SHERIFF JUVENILE OFFICE:

\$5,100.00 to .54461 Public Education

\$5,100.00 to .43362 Child Passenger Safety Program

Mr. LeRoy moved the adoption of the resolution. Seconded by Mrs. Collier. Upon roll call, adopted.

RESOLUTION NO. 142-11: AUTHORIZATION TO TRANSFER FUNDS FROM THE GENERAL FUND TO THE CAPITAL PROJECTS FUND FOR DEMOLITION AND REPLACEMENT OF PARK PAVILIONS AND AMEND BUDGET

Mr. Hammond presented the following:

WHEREAS, the County has been informed by the New York State Code Enforcement Officer that eight pavilions in various County Parks have structural problems beyond repair; and

WHEREAS, the County needs to demolish the existing pavilions and replace them; and

WHEREAS, prior to beginning preliminary work and authorizing going to bid for the project the County needs to have sufficient funds in place for the project; now, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized to transfer \$174,340 from the Unappropriated General Fund balance; and be it further

RESOLVED, that the County Treasurer is authorized to make the following budget adjustments:

A9950 Transfer to Capital Project Fund

(Appropriation)

\$174,340 to .52719 Parks Pavilion Project

H1915 Parks Projects

(Revenue)

\$174,340 to .45031 Interfund Transfers

(Appropriation)

\$ 1,600 to .52800 A/E Design Fee

\$ 7,440 to .52809 Asbestos Testing

\$165,000 to .52813 General Trades

\$ 300 to .52817 Misc.

Mr. LeRoy moved the adoption of the resolution. Seconded by Mr. Miller. Upon roll call, adopted.

Prior to the presentation of four transmittals that went through the Finance Committee, there was some discussion pertaining to property residing in the Towns of Arcadia and Lyons, for the reinstatement of said parcel on the tax rolls.

Mr. Hammond moved, seconded by Mr. Plant that the following four transmittals be Laid on the Table until requested to come back before the Board for discussion and possible consideration:

1. **1-2: AUTHORIZING COUNTY TREASURER TO REINSTATE ALFRED DREW ON THE TAX ROLL**
2. **1-3: AUTHORIZING COUNTY TREASURER TO REINSTATE PHILLIP KLINE ON THE TAX ROLL**
3. **1-4: AUTHORIZING COUNTY TREASURER TO REINSTATE FREDERICK PARKINSON ON THE TAX ROLL**
4. **1-5: AUTHORIZING COUNTY TREASURER TO REINSTATE STOCKTON LAND**

COMPANY ON THE TAX ROLL

Upon roll call, all Supervisors voted Aye to Table said transmittals. Absent – Supervisor Crane. The Chairman declared the Motion to Table, carried.

RESOLUTION NO. 143-11: TAX REFUND – ERROR ON TAX ROLL

Mr. Hammond presented the following:

WHEREAS, applications for refund of real property tax claimed to be attributable to an error on the tax roll has duly been filed with the Director of Real Property Tax Services (“Director”) for the properties listed below, pursuant to the provisions of Article Five, Title 3 of the Real Property Tax Law; and

WHEREAS, the Director investigated the circumstances of the claimed errors and has submitted a report recommending the applications be approved; now, therefore, be it

RESOLVED, pursuant to Article 5, Title 3 of the Real Property Tax Law that the following applications are hereby approved and the County Treasurer is hereby authorized and directed to pay the refunds:

TOWN OF ROSE
2010 Tax Roll

Account No.	75115-00-237502	
Assessed to:	Gary & Dorothy Colvin	
Total Tax Difference:	\$175.81	Total County Tax Difference: \$90.88
Refund:	\$175.81	

TOWN OF ARCADIA
2010 Tax Roll

Account No.	68114-13-232326	
Assessed to:	John MacDougall	
Total Tax Difference:	\$309.59	Total County Tax Difference: \$0.00
Refund:	\$309.59	

TOWN OF ARCADIA
2011 Tax Roll

Account No.	67111-00-932320	
Assessed to:	Jeffrey & Lori Frank	
Total Tax Difference:	\$24.07	Total County Tax Difference: \$12.21
Refund:	\$24.07	

TOWN OF GALEN
2011 Tax Roll

Account No.	73113-00-502489	
Assessed to:	Carlton C Kelsey	
Total Tax Difference:	\$130.51	Total County Tax Difference: \$84.85
Refund:	\$130.51	

and be it further

RESOLVED, that the County Treasurer is hereby authorized and directed to charge back the refunds in the manner prescribed by Section 556 of the Real Property Tax Law.

Mr. Plant moved the adoption of the resolution. Seconded by Mrs. Bender. Upon roll call, adopted.

RESOLUTION NO. 144-11: APPROVING APPLICATIONS FOR CORRECTED TAX ROLLS

Mr. Hammond presented the following:

WHEREAS, applications for correction of tax rolls in relation to parcels of property identified below have been filed with the Director of Real Property Tax Services ("Director"); and

WHEREAS, the Director investigated the circumstances of the claimed errors on the tax rolls and recommends that the applications be approved; now, therefore, be it

RESOLVED, pursuant to Article 5, Title 3 of the Real Property Tax Law, the applications are approved and the officers having jurisdiction of the tax rolls are hereby authorized to make the following corrections:

TOWN OF ARCADIA

2011 Tax Roll

Account No. 68114-13-232326
Assessed to: John MacDougall
Total Tax Difference: \$295.01 Total County Tax Difference: \$0.00
Corrected Total Tax: \$191.90

TOWN OF ARCADIA

2011 Tax Roll

Account No. 68110-05-020842
Assessed to: Herbert & Rosita Austin
Total Tax Difference: \$107.31 Total County Tax Difference: \$80.17
Corrected Total Tax: \$604.34

TOWN OF ARCADIA

2011 Tax Roll

Account No. 68110-08-987770
Assessed to: Lillian Boise
Total Tax Difference: \$190.10 Total County Tax Difference: \$94.35
Corrected Total Tax: \$564.08

TOWN OF ARCADIA

2011 Tax Roll

Account No. 69110-00-169331
Assessed to: Lisa Johnson
Total Tax Difference: \$520.71 Total County Tax Difference: \$320.41
Corrected Total Tax: \$4,788.65

TOWN OF ARCADIA

2011 Tax Roll

Account No. 68110-10-302731
Assessed to: Nellie & Thomas Colarocco
Total Tax Difference: \$57.90 Total County Tax Difference: \$57.90
Corrected Total Tax: \$717.23

TOWN OF ARCADIA

2011 Tax Roll

Account No. 69110-00-410285
Assessed to: Kathy & Donald Quigley
Total Tax Difference: \$504.09 Total County Tax Difference: \$0.00
Corrected Total Tax: \$0.00

TOWN OF ARCADIA

2011 Tax Roll

Account No. 69110-00-125516
Assessed to: Lyle & Mary Harley

Total Tax Difference: \$504.09 Total County Tax Difference: \$0.00
Corrected Total Tax: \$2,430.79

TOWN OF GALEN

2011 Tax Roll
Account No. 74112-14-377364
Assessed to: Wayne Rice
Total Tax Difference: \$90.41 Total County Tax Difference: \$57.38
Corrected Total Tax: \$452.03

TOWN OF ROSE

2011 Tax Roll
Account No. 75115-00-237502
Assessed to: Gary & Dorothy Colvin
Total Tax Difference: \$176.44 Total County Tax Difference: \$90.83
Corrected Total Tax: \$1,979.34

TOWN OF SODUS

2011 Tax Roll
Account No. 67117-00-650965.4
Assessed to: Simone Properties/Windsong
Total Tax Difference: \$514.23 Total County Tax Difference: \$115.43
Corrected Total Tax: \$0.00

TOWN OF WOLCOTT

2011 Tax Roll
Account No. 77117-00-607824
Assessed to: William Huntington
Total Tax Difference: \$184.74 Total County Tax Difference: \$0.00
Corrected Total Tax: \$3,327.37

TOWN OF WOLCOTT

2011 Tax Roll
Account No. 77118-00-349518
Assessed to: Joachim Schaumloeffel
Total Tax Difference: \$279.83 Total County Tax Difference: \$199.98
Corrected Total Tax: \$672.45

TOWN OF WOLCOTT

2011 Tax Roll
Account No. 77117-00-683832
Assessed to: Joseph Thompson
Total Tax Difference: \$184.75 Total County Tax Difference: \$0.00
Corrected Total Tax: \$412.64

TOWN OF WOLCOTT

2011 Tax Roll
Account No. 77117-00-833439
Assessed to: Jack Roberts
Total Tax Difference: \$124.84 Total County Tax Difference: \$89.21
Corrected Total Tax: \$609.12

and be it further

RESOLVED, that the County Treasurer is hereby authorized and directed to charge

back the refunds in the manner prescribed by Section 556 of the Real Property Tax Law.

Mr. Plant moved the adoption of the resolution. Seconded by Mr. Lauderdale. Upon roll call, adopted.

RESOLUTION NO. 145-11: AUTHORIZATION TO REQUEST STATE MUNICIPAL HOME RULE LEGISLATION TO IMPOSE A HOTEL OR MOTEL OCCUPANCY TAX FOR THE COUNTY OF WAYNE (DEFEATED)

Mr. Hammond presented the following:

WHEREAS, the County of Wayne presently does not have authority to enact a local law that would impose a hotel or motel occupancy tax; and

WHEREAS, the proceeds of said tax would be used to promote Tourism, trade shows and other Tourism related activities; and

WHEREAS, State Legislation will be necessary for the County to impose said tax; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors hereby requests State Legislators, Senator Michael Nozzolio and Assemblymen Robert Oaks to prepare a municipal Home Rule Statute giving the County of Wayne authority to enact a hotel or motel occupancy tax in the amount of 5% (five percent).

Mr. Plant moved the adoption of the resolution. Seconded by Mr. Kelsch.

Prior to vote, there were many comments regarding imposing a hotel/motel occupancy tax in Wayne County.

Some Board members would not be supporting this request for a State Municipal Home Rule Legislation, suggesting that we stay away from imposing any new taxes in Wayne County; that it would be a burden on business owners and with the economy in the state it is in, to find a way around this tax.

Others were supportive in this proposed occupancy tax, stating that Wayne County was the only County in the region that does not charge an occupancy tax; and that these proceeds could be used to promote tourism.

Supervisor Groat would not be supporting this tax; stated that it is well known that Wayne County does not have this tax; and suggested we be more creative to brainstorm for better ideas and opportunities to help with tourism in Wayne County.

Christine Worth, Director of Tourism, explained that this is a "common tax" and that within the 14 counties in this regional area, Wayne County does not impose an occupancy tax. The average tax is between 3 - 6 %.

Questions were also asked as to why it was not fair across the board, as this resolution did not include Campgrounds and Cottage rentals.

Chairman Hoffman noted that this resolution is simply the first step to impose this tax and that State Legislators are reviewing to possibly include all modes of stays in New York State.

Upon roll call, all Supervisors voted Nay, except Supervisors Hammond, Bender, Kelsch, Collier, Plant, and Hoffman who voted Aye. Absent – Supervisor Crane. Supervisor LeRoy Abstained from voting. **The Chairman declared the Resolution Defeated.**

Prior to the presentation of Resolution No. 146-11, Mr. Marquette wanted to state that this next resolution would simply extend the additional 1% sales tax to 2013.

RESOLUTION NO. 146-11: AUTHORIZATION TO REQUEST STATE MUNICIPAL HOME RULE LEGISLATION FOR EXTENSION OF ADDITIONAL 1% SALES TAX TO NOVEMBER 30, 2013

Mr. Hammond presented the following:

WHEREAS, the County of Wayne presently has authority to collect an additional 1% sales tax, but said authority expires as of November 30, 2011; and

WHEREAS, without said additional 1% sales tax, real estate taxes would be further

burdened and would be significantly increased; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors hereby requests State Legislators, Senator Michael Nozzolio and Assemblymen Robert Oaks to prepare a municipal Home Rule Statute giving the County of Wayne authority to extend the additional 1% sales tax from December 1, 2011 to November 30, 2013.

Mr. Miller moved the adoption of the resolution. Seconded by Mrs. Collier. Upon roll call, adopted.

RESOLUTION NO. 147-11: AUTHORIZATION FOR REPAIR VEHICLE FOR DONALD ANDERSON

Mr. Hammond presented the following:

WHEREAS, a 2000 Ford Pickup owned by Donald Anderson was involved in an incident with a Wayne County Highway Department truck; and

WHEREAS; the parties have reached a settlement regarding this matter; now, therefore, be it

RESOLVED; in settlement of said claim that the Wayne County Treasurer is hereby authorized and directed to pay Mr. Anderson, the sum of Two Thousand Three Hundred Forty Four and 60/100 Dollars (\$2,344.60) from Account No. 1930 (Judgment & Claims) as directed by the Wayne County Attorney.

Mr. Plant moved the adoption of the resolution. Seconded by Mrs. Bender. Upon roll call, adopted.

RESOLUTION NO. 148-11: AUTHORIZATION TO PAY INSURANCE PREMIUMS AND FEES TO HAYLOR, FREYER AND COON, INC.

Mr. Hammond presented the following:

WHEREAS, Wayne County has received annual premium amounts from Haylor, Freyer and Coon, Inc. for the following insurance premiums due for the County of Wayne for the period of March 1, 2011 – February 28, 2012:

Renewal for Commercial Umbrella Excess in the amount of \$ 78,500.00

Premium for Optional Commercial Umbrella Excess 10 million per occurrence, 20 million aggregate in the amount of \$ 26,626.60

Renewal for General Liability in the amount of \$ 22,448.80

Renewal for Commercial Inland Marine Package in the amount of \$ 2,891.90

Renewal for Commercial Property/Boiler Machinery in the amount of \$ 39,994.80

Renewal for Automobile Liability in the amount of \$ 13,021.90

Renewal for Public Officials in the amount of \$ 22,865.70

Renewal for Police Professional Liability in the amount of \$ 28,792.50

Renewal for Health Care in the amount of \$ 81,694.50

Consulting Fee in the amount of \$ 3,736.00

now, therefore, be it

RESOLVED, that the Clerk of the Board is hereby authorized to make payment for the above mentioned premiums to Haylor, Freyer & Coon, Inc. in the amount of \$316,836.70 from Account A1910.54300 upon adoption of this resolution; and be it further

RESOLVED, that the Clerk of the Board is hereby authorized to make payment for the consulting fee to Haylor, Freyer & Coon, Inc. in the amount of \$3,736 from Account A1910.54353 upon adoption of this resolution.

Mr. Plant moved the adoption of the resolution. Seconded by Mrs. Collier. Upon roll call, adopted.

RESOLUTION NO. 149-11: AUTHORIZATION FOR THE CHAIRMAN OF THE BOARD TO SIGN RENEWAL CONTRACT WITH TYLER TECHNOLOGIES FOR MUNIS SOFTWARE & FOR OPERATING SYSTEM & DATABASE ADMINISTRATION SUPPORT

Mr. Hammond presented the following:

WHEREAS, the MUNIS software is the database where all of the county financial

information is kept; and

WHEREAS, the maintenance comes up for renewal on an annual basis on March 17th; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Tyler Technologies for the following:

1. MUNIS software for the contract period from starting March 17, 2011 to March 16, 2012 at a cost not to exceed \$119,992.32
2. Operating System and Database Administration contract period from starting March 17, 2011 to March 16, 2012 at a cost not to exceed \$30,000.

Mrs. Bender moved the adoption of the resolution. Seconded by Mr. Plant. Upon roll call, adopted.

RESOLUTION NO. 150-11: AUTHORIZATION TO SETTLE LAWSUIT COMMENCED BY JOHN HAMELINCK AGAINST THE COUNTY OF WAYNE

Mr. Hammond presented the following:

WHEREAS, John Hamelinck commenced a lawsuit against the County of Wayne et al regarding the conveyance of a property in the 2010 Real Property Tax Foreclosure Sale; and

WHEREAS, the parties to said lawsuit have reached an amicable resolution of said lawsuit; and

WHEREAS, the settlement of said lawsuit will not involve any financial settlement by the County of Wayne but will require the County to enter into a stipulation of settlement and to execute two (2) quit claim deeds; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors and the Wayne County Treasurer are hereby authorized to execute, subject to the approval of the Wayne County Attorney, a stipulation of settlement, one (1) quit claim deed regarding property ID # 68113-00-526476 to John Hamelinck and one (1) quit claim deed regarding property # 68113-00-529451 to Glenn Martin.

Mr. Plant moved the adoption of the resolution. Seconded by Mr. Colacino. Upon roll call, adopted.

RESOLUTION NO. 151-11: AUDIT OF CLAIMS – February 15, 2011

Mr. Hammond presented the following:

WHEREAS, the following claims submitted at this meeting of the Board of Supervisors have been examined and approved by the appropriate Committees; now, therefore, be it

RESOLVED, that the following Claims totaling **\$3,230,665.10** are hereby approved for payment and the Treasurer is hereby authorized and directed to make payment of the same:

1. A Fund	\$	1,765,362.65
2. D Fund	\$	605,141.42
3. DM Fund	\$	75,961.26
4. E Fund	\$	374,912.86
5. H Fund	\$	358,736.73
6. MS Fund	\$	27,439.18
7. S Fund	\$	23,111.00
Warrant Total	\$	3,230,665.10

and be it further

RESOLVED, that the following utilities totaling **\$113,524.72**, processed pursuant to Resolution No. 176-78, are hereby ratified:

1. A Fund	\$	69,292.80
2. DM Fund	\$	6,290.28
3. E Fund	\$	25,708.41
4. H Fund	\$	12,233.23
Utility Total	\$	113,524.72

and be it further

RESOLVED, that miscellaneous disbursement checks were processed for the following County Departments, totaling \$ 373,827.01 are hereby ratified:

1. Nursing Home	\$	58,684.08
2. Sheriff-Pistol Permits	\$	5,853.50
3. Social Services	\$	582.04
4. Mental Health	\$	146.38
5. Bd. of Supervisors	\$	144,446.00
6. Public Health	\$	329.00
7. Workers' Comp	\$	163,786.01
	\$	373,827.01

Mr. Kelsch moved the adoption of the resolution. Seconded by Mr. Miller.

Mr. Hammond moved, second by Mr. Lauderdale to amend this resolution by removing one invoice payable to Saratoga Associates for \$32,980.51 from the audit. This invoice will be reviewed and considered for payment at a later time. Motion carried.

Mr. Lauderdale moved the adoption of the resolution. Seconded by Mr. Plant. Upon roll call, adopted.

AD HOC – Building Relocation Committee

RESOLUTION NO. 152-11: AUTHORIZATION TO APPROVE CHANGE ORDER WITH UNIFIED MECHANICAL CONTRACTORS, INC.

Mr. Spickerman presented the following:

WHEREAS, RFP HVAC-10 was submitted to Unified Mechanical Contractors, Inc for additional work associated with Code requirements for the provision of fresh air make up in various location within the Public Safety Building; and

WHEREAS, Unified Mechanical Contractors, Inc., has prepared pricing that has been reviewed and approved by SWBR, M&E Mechanical and Watchdog Building Partners; now, therefore, be it

RESOLVED, that RFP HVAC-10 be approved in the amount of \$ 25,092.41 for the provision of all fresh air duct work, exhaust fans, dampers and grills associated with RFP HVAC-10; and be it further

RESOLVED, that the County Treasurer is hereby authorized to amend Account No. H1925 as follows:

H1925-CO BLDG RENOVATION-ONH

\$25,092.41 to .52814 HVAC

\$25,092.41 from .52818 CONTINGENCY

Mr. Plant moved the adoption of the resolution. Seconded by Mrs. Bender. Upon roll call, adopted.

RESOLUTION NO. 153-11: AUTHORIZATION FOR INFORMATION TECHNOLOGY TO PROCEED WITH IT EQUIPMENT ACQUISITION IN PREPARATION OF OCCUPYING THE PUBLIC SAFETY BUILDING AND AMEND BUDGET

Mr. Spickerman presented the following:

WHEREAS, certain IT equipment needs to be acquired for the Public Safety Building in anticipation of departments occupying that structure; and

WHEREAS, the Information Technology Director has obtained state contract pricing for these items; and

WHEREAS, it is necessary to authorize the acquisition of the equipment; and

WHEREAS, it is also necessary to amend the 2011 Wayne County budget for the purchase of this equipment; now therefore be it

RESOLVED, that the Information technology Department is authorized to purchase the following equipment:

<u>Qty</u>	<u>Item Description</u>	<u>Unit Price</u>	<u>Total Cost</u>
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2	LAN Station	1,602.51	3,205.02
2	HP routing switches	2,966.31	5,932.62
9	HP 48 port switch	2,179.71	19,617.39
3	HP 24 port switch	1,213.71	3,641.13
4	Battery backup 1000VA for closet switches	566.00	2,264.00
8	Fiber converters with cables and mounts	450.00	3,600.00
500	network patch cables CAT6	8.00	4,000.00
1	cable management / rack accessories	<u>700.00</u>	<u>700.00</u>
TOTAL:			\$ 42,960.16

RESOLVED, that the County Treasurer is hereby authorized to transfer \$42,961 from the Unappropriated General Fund Balance; and be it further

RESOLVED, that the County Treasurer is hereby authorized to make the following budget adjustment:

A1680 Information Technology

\$38,961 to .52201 Computer Equipment

\$ 4,000 to .54116 Computer Supplies

Mr. Lauderdale moved the adoption of the resolution. Seconded by Mr. Plant. Upon roll call, adopted.

Mr. Spickerman announced that the resolution transmittal to revise an agreement with Vargas Associates is being referred back to committee.

RULE 15 RESOLUTIONS

RESOLUTION NO. 154-11: AUTHORIZATION TO ENTER INTO A SUPPLEMENTAL AGREEMENT WITH THE NYSDOT FOR CONSTRUCTION COSTS ASSOCIATED WITH THE CREAGER ISLAND-CLYDE RIVER BRIDGE PROJECT

Mr. LeRoy presented the following:

WHEREAS, the original agreement between Wayne County and the NYSDOT only included funds for the design phases of the project in the amount of \$105,000; and

WHEREAS, the bids for the construction of the Creager Island Bridge Replacement project were recently opened; and

WHEREAS, the NYSDOT has authorized the remaining project funds for the construction phase of the project which includes construction, construction inspection and construction administration; and

WHEREAS, this supplemental agreement for \$827,000 will be funded with 100% Federal funds; therefore, now, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with the NYSDOT for an additional \$827,000.

Mr. Groat moved the adoption of the resolution. Seconded by Mr. Kelsch. Upon roll call, adopted.

RESOLUTION NO. 155-11: AUTHORIZATION TO RENEW CONTRACT FOR SERVICES FOR THE CERTIFIED HOME HEALTH AGENCY

Ms. Park presented the following:

WHEREAS, Wayne County Public Health (WCPH) needs to contract for home health aide services for the patients of the certified home health agency (CHHA); and

WHEREAS, the following provider is a licensed agency who have been able to provide such service; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and

directed to execute a renewed contract with Lifetime Care, Inc., Home Care Plus for home health aide services on behalf of the County of Wayne and the CHHA, subject to the provider being currently in compliance with the County's insurance requirements and the County Attorney's approval as to form and content, for the period of January 1, 2011 to December 31, 2011.

Home Health Aide Services:

Premium hourly rate (2 hours or less) \$26.00

Hourly rate (more than 2 hours) \$22.25

Hourly holiday rate (more than 2 hours) \$31.00

Hourly holiday rate (2 hours or less) \$34.00

Holidays being: New Year's Day, Memorial Day, July 4th, Labor Day, Thanksgiving Day, Christmas Day

Mr. Plant moved the adoption of the resolution. Seconded by Mrs. Collier. Upon roll call, adopted.

Mr. Lauderdale moved, seconded by Mr. Kelsch that two (2) resolutions be allowed on the floor under other business. Motion carried.

RESOLUTION NO. 156-11: AUTHORIZATION TO EXTEND TEMPORARY POSITION AT DEPARTMENT OF SOCIAL SERVICES

Mr. Manktelow presented the following:

WHEREAS the Legal unit provides direct legal support for all programs of the Department of Social Services and the Senior Typist in the Legal Unit provides direct support to the three social services attorneys to coordinate communication and maintain the flow of work between our Department and the court system, and

WHEREAS, Resolution No. 799-10 authorized the creation of a temporary Senior Typist position in the legal unit, due to an employees serious medical leave of absence, for a period not to exceed three months or until the individual on medical leave returns to work; and

WHEREAS, a temporary Senior Typist was hired 11/29/10 and the approved three month period will end February 28, 2010; and

WHEREAS, the permanent Senior Typist employee in the Legal Unit is still out on medical leave with no definite date of return; and

WHEREAS, this position is required to provide statutorily mandated Legal Services; now, therefore, be it

RESOLVED, that the Temporary Senior Typist position is hereby extended for an additional three month time period of 3/1/11 through 5/31/11, or until the individual on medical leave returns to work.

Mr. Plant moved the adoption of the resolution. Seconded by Mr. Hammond. Upon roll call, all Supervisors voted Aye. Absent – Supervisor Crane. The Chairman declared the Resolution adopted.

RESOLUTION NO. 157-11: RESOLUTION TO OPPOSE STATE TAKING OF WESTERN REGIONAL OFF-TRACK BETTING CORPORATION'S PARTICIPATING MUNICIPALITY'S ASSETS

Mr. Hammond presented the following:

WHEREAS, in September 1973, eleven western New York counties established the Western Regional Off-Track Betting Corporation ("Western"), they being Cattaraugus, Chautauqua, Erie (and the City of Buffalo), Genesee, Livingston, Monroe (and the City of Rochester), Niagara, Orleans, Seneca, Steuben, and Wayne, as enabled by state law; and

WHEREAS, these municipal "stockholders" chose to exercise that local option to form such a corporation that dictated local control by those municipalities over such gaming activities in their respective communities; and

WHEREAS, the start-up costs of this enterprise were funded solely by these initiating counties from their own treasuries of taxpayer money and represented no state money nor

allowed for any state confiscation of this purely local venture; and

WHEREAS, since those eleven counties voted to form Western Regional Off-Track Betting Corporation, an additional four western New York counties have joined them in the local control of such gaming activities that has since 1973 generated over \$200 Million in operating and surcharge revenues to the taxpayers of those participating municipalities; and

WHEREAS, now, the incoming governor and both houses of the state legislature are publicly proposing a taking of Western OTB's business and its assets by a consolidation of all the regional off-track betting corporations in this state by some state-sponsored private or quasi-governmental interloper that threatens a loss of local revenue, independence and local oversight of gaming in our communities; and

WHEREAS, the participating municipalities of Western as its shareholders have a *pro-rata* financial interest in the \$39 million of net equity re-invested in its 30-plus corporately-owned branch facilities and the track and casino at Batavia Downs; and

WHEREAS, the reality of such state-sponsored consolidation and takeover the OTB's would rob Western's communities of not only local control but their substantial re-investment of profits to acquire and maintain such money-making assets; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors hereby oppose such threatened "nationalizing" of Western's business by New York State; and be it further

RESOLVED, that copies of this resolution be forwarded to Governor Andrew M. Cuomo, members of the New York State Legislature, the New York State Association of Counties, and all those deemed necessary and proper.

Mr. Plant moved the adoption of the resolution. Seconded by Mrs. Bender.

Mr. Colacino requested the meaning of this proposed resolution. Mr. Hammond and Chairman Hoffman gave a brief explanation. Upon roll call, adopted.

EXECUTIVE SESSION: Mrs. Collier moved, seconded by Mr. Plant that the Board go into Executive Session at 10:31 a.m. to discuss Collective Negotiations. Upon roll call, carried.

REGULAR SESSION: Mr. Colacino moved, seconded by Mr. Spickerman that the Board resume regular session at 11:52 a.m. Carried.

Mrs. Collier requested to put the previously held resolution from the Government Operations Committee on the floor for Board consideration.

RESOLUTION NO. 158-11: SETTING DATE FOR PUBLIC HEARING IN RELATION TO COLLECTIVE BARGAINING IMPASSE WITH WAYNE COUNTY SHERIFF'S COURT OFFICERS' ASSOCIATION (TABLED)

Mrs. Collier presented the following:

WHEREAS, the collective bargaining agreement between the County of Wayne and the Wayne County Sheriff's Court Officers' Association expired on December 31, 2009, and the parties have been unable to negotiate a successor agreement; and

WHEREAS, the mediation and fact-finding procedures prescribes by statute have been completed; and

WHEREAS, pursuant to Section 209 (3) (e) of the Public Employees Fair Employment Act (Taylor Law), the Board of Supervisors is required to conduct a public hearing at which the parties shall be required to explain their positions with respect to the fact-finder's report; now, therefore, be it

RESOLVED that the public hearing shall be held at _____(time) on _____(date), 2011 in the Supervisors' chambers at the County Courthouse, 26 Church Street, in Lyons, New York; and be it further

RESOLVED, that the Clerk of the Board of Supervisors is directed to give notice of the time and place of the hearing by publication of such notice at least five (5) days prior to the date of the hearing in the official newspapers of record for the County, and to give written

notice, by certified or registered mail, to Ms. Dawn Piscioti, President of the Wayne County Sheriff's Court Officers' Association and Thomas H. Ross, Executive Director of the New York State Deputies Association, Inc., negotiator for the Association.

Mr. Lauderdale moved the adoption of the resolution, seconded by Mr. Plant.

After some discussion, Mr. Lauderdale moved, seconded by Mr. Kelsch, to Table this resolution at this time.

Upon roll call to table said resolution, all Supervisors voted Aye except Supervisors Spickerman and Collier who voted Nay. Absent - Supervisor Crane. The Chairman declared the motion carried for the resolution to be Tabled.

Mr. Hammond addressed the Board to note that during the break, the invoice previously held for Saratoga Associates was reviewed and is hereby approved for payment.

Mr. Hammond moved, seconded by Mr. Lauderdale that the Board include said payment in the February Audit of Claims, as originally authorized in the warrant. Motion carried.

Chairman Hoffman announced that the scheduled Building Relocation Committee meeting will be held immediately following board adjournment in the committee meeting room on the first floor.

ADJOURNMENT:

The next meeting of the Board is Thursday, February 24, 2011 at 9:00 a.m.

Mr. LeRoy moved, seconded by Mr. Plant that the board adjourn at 12:00 noon. Carried.

Sandra J. Sloane, Clerk, Wayne County Board of Supervisors
