

4th Day
Thursday, February 18, 2010
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.

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

APPROVAL OF MINUTES:

Mr. Lauderdale 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.

SUMMARY OF CLAIMS BY COMMITTEE NO.

Committee No.1 Finance

A13202	County Auditor	0.00
A13204	County Auditor	110.70
A13254	Treasurer	3,759.54
A13554	Assessment - Real Property Tax	402.04
A16804	Information Technology	157,026.59
A19304	Judgments & Claims	13,075.70
A24904	Community College	4,201.52
A74104	Library	<u>47,182.50</u>
		\$ 225,758.59

Committee No.2 Public Safety

A11654	District Attorney	4,833.94
A11704	Public Defender	5,658.37
A11724	Legal Defense of Indigents	59,000.68
A11734	Wayne Pre-Trial Services, Inc.	9,219.92
A11854	Coroner	3,787.45
A11904	Grand Jury	1,383.53
A31104	Sheriff	7,003.59
A31114	Sheriff - Recreational Safety	120.77
A31124	Sheriff - Civil Office	38.60
A31134	Sheriff - Juvenile Office	145.40
A31142	Sheriff - Road Patrol	344.10
A31144	Sheriff - Road Patrol	6,132.02
A31154	Sheriff - Detective Unit	419.66
A31164	Sheriff - Court Security	214.05
A31174	Animal Abuse Investigations	944.49
A31402	Probation	238.98
A31404	Probation	6,442.43
A31504	Sheriff - Jail	86,046.79
A33154	Stop DWI	3,476.04
A34104	Mutual Aid (Fire Coordinator)	1,327.70
A36402	Emergency Management Office	2,644.00
A36404	Emergency Management Office	563.71
A36422	E911 Communications	1,327.82
A36424	E911 Communications	24,277.90

A36442	ALS Services	499.99
A36444	ALS Services	5,291.89
H19342	Radio Interoperability Project	<u>73,088.90</u>
		\$ 304,472.72

Committee No.3 Public Works

A16152	Buildings & Grounds	4,152.06
A16154	Buildings & Grounds	65,473.32
A16404	Central Garage	9,391.97
A66104	Consumer Affairs (W&M)	395.10
D50104	Highway Administration	1,239.24
D50204	Highway Engineering	358.09
D51104	Maintenance of Roads & Bridges	41,776.53
D51114	Road Striping & Sign Maint	86.25
D51122	Road Construction	98,507.36
D51424	Snow Removal - County	831,702.46
DM51302	Road Machinery	28,515.15
DM51304	Road Machinery	83,542.97
H19252	Co Bldg Renovation-ONH	<u>25,000.00</u>
		\$ 1,190,140.50

Committee No.4 Economic Development & Planning

A64104	Publicity (Tourism)	3,082.01
A64114	Tourism Matching Funds Program	12,371.49
A80204	Planning Board	<u>42,206.04</u>
		\$ 57,659.54

Committee No.5 Government Operations

A10104	Legislative Board	475.27
A10404	Clerk Legislative Board	195.22
A12304	County Administration	62.25
A14102	County Clerk	489.69
A14104	County Clerk	7,144.26
A14204	County Attorney	2,980.40
A14304	Human Resources	3,402.79
A14314	Cafeteria Plan	1,455.90
A14504	Board of Elections	2,192.78
A16714	Printing Department	1,982.80
A75102	County Historian	1,308.04
A75104	County Historian	465.50
MS17104	Administrative Fees	18,837.45
MS90554	Disability	4,287.50
S17104	Workers Comp	<u>28,850.00</u>
		\$ 74,129.85

Committee No.6 Health & Medical Services

A40102	Public Health	1,353.68
A40104	Public Health	17,070.79
A40112	Public Health Service	725.95
A40114	Public Health Service	42,234.75
A40162	PH - Early Intervention 0-1	204.00
A40164	PH - Early Intervention 0-1	94,965.34
A40174	PH - Child w/Spec Needs 3-5	596,863.28
A40184	Public Health Education	6,893.20
A40194	Wayne Community Nursing Care	36,577.59
A43004	Behavioral Health	96,183.09
A43224	Community Providers	366,583.00
E60002	NH Combined	7,103.05

E60004	NH Combined	<u>302,714.74</u>
		\$ 1,569,472.46

Committee No.7 Human Services

A60104	Administration	149,820.81
A60704	Purchase of Services	1,930.86
A61094	Family Assistance	40.00
A61234	Juv Delinquent Care	27,265.00
A61404	Safety Net	400.00
A62114	Title V Senior Comm Service	58.20
A62124	WFD/DSS Intensive Employment	1,752.78
A62144	Economic Opportunity & Develop	990.12
A62164	WFD-DSS TEAP	74.58
A62174	WFD-DSS WAGE SUBSIDY	2,490.49
A62182	WFD-PROJECT VETERAN RETURN	298.00
A62184	WFD-PROJECT VETERAN RETURN	11,306.33
A62934	WIA Adult	678.99
A62944	WIA Dislocated	1,160.42
A62954	WIA Youth	960.46
A62994	WFD-Administration	52.55
A65104	Veteran Services	2,231.49
A67724	Area Agency on Aging	54,460.84
A73104	Youth Bureau	<u>18,789.78</u>
		\$ 274,761.70
	Warrant Total	\$ 3,696,395.36
	During the Month Utilities	\$ 138,107.03
	Miscellaneous Disbursements	\$ 238,371.54

Mr. Kelsch moved, seconded by Mrs. Collier, that the Summary of Claims be referred to the appropriate committees for audit. Upon roll call, carried.

COMMUNICATIONS:

The Clerk read the following:

A copy of the Sheriff's Cash Receipts Report for the month of February was received totaling 13,609.05.

A letter was received from G.C. "Doc" Malchoff, thanking the Board for the Proclamation he received on January 19, 2010, for recognition of serving as a member of the Wayne County Planning Board.

A copy of Resolution No. 15-2010 was received from the Chenango County Board of Supervisors requesting support for an amendment to County Law Section 214 regarding the leasing of county owned property for natural gas purposes.

A notification letter was received from the NYS Department of Correctional Services with information supporting their decisions concerning the closing of the minimum security component of the Butler Correctional Facility, along with other correctional facilities, scheduled in 2011.

Notification was received from the NYS Division of Housing and Community Development to announce a public comment period regarding the draft of the 2009 Consolidate Annual Performance Report (CAPER). The CAPER analyzes New York's progress in implementing its HUD-approved Annual Action Plan for 2009.

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

BIDS:

Wayne County Publicity and Tourism

- Printing of the Wayne County Travel Guides

Radio Interoperability Project

- Installation of Natural Gas Service for the Walworth Generator Project

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

ANNUAL REPORTS:

Wayne County Board of Elections

Wayne County Clerk's Office

Wayne County Dept. of Probation and Correctional Alternatives

Wayne County Veteran Service Agency

Mrs. Crane moved, seconded by Mr. Hammond, 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. There was no public comment.

SCHEDULED BUSINESS:

Ms. Emilie Sisson, Director of the Wayne County Rural Health Network, made a presentation to the Board regarding the Wayne Rx Card Program.

Captain Donald Swain, Zone II Commander of New York State Police, addressed the Board and entertained questions regarding relocation and allocation of personnel in the Wayne County area.

Captain Swain took this opportunity to thank Board Members for their years of support while being Zone Commander and announced that he would be retiring in approximately 30 days from the New York State Police.

The Clerk read the following Notice of Public Hearing that was scheduled for 9:15 a.m.

**COUNTY OF WAYNE
NOTICE OF PUBLIC HEARING ON PROPOSED LOCAL LAW**

NOTICE IS HEREBY GIVEN that the Wayne County Board of Supervisors will hold a public hearing on **Thursday, February 18, 2010, at 9:15 a.m.** in the Supervisors Chambers in the County Court House, 26 Church Street, Lyons, New York, on the following proposed local law:

COUNTY OF WAYNE – STATE OF NEW YORK

A Local Law providing for changes in the salaries of certain County officers during their term of office.

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF WAYNE, as follows:

SECTION 1. The annual salary of the County Treasurer shall be \$70,305 effective January 1, 2010.

SECTION 2. The annual salary of the County Clerk shall be \$72,387 effective January 1, 2010.

SECTION 3. The annual salary of the County Coroner shall be \$38,401 effective January 1, 2010.

SECTION 4. The annual salary of the Commissioner of Social Services shall be \$85,590 effective January 1, 2010.

SECTION 5. The annual salary of the County Administrator shall be \$116,133 effective January 1, 2010.

SECTION 6. The annual salary of the County Attorney shall be \$92,400 effective January 1, 2010.

SECTION 7. The annual salary of the Public Defender shall be \$85,785 effective January 1, 2010.

SECTION 8. The annual salary of the Fire Coordinator shall be \$27,857 effective January 1, 2010.

SECTION 9. The annual salary of the Director of Real Property Tax Service shall be \$63,345 effective January 1, 2010.

SECTION 10. The annual salary of the Human Resource Director shall be \$82,000 effective January 1, 2010.

SECTION 11. The annual salary of the Superintendent of Highways shall be \$76,120 effective January 1, 2010.

SECTION 12. The annual salary of the Sheriff shall be \$86,508 effective January 1, 2010.

SECTION 13. The annual salary of the District Attorney shall be \$136,552 effective January 1, 2010

SECTION 14. An incumbent holding a position subject to the provisions of Sections 1 through 13 of this local law at the time during the period from the effective date of the salary increase for such position until the time when basic annual salaries are first paid pursuant to this local law for such services in excess of the compensation actually received therefore, shall be entitled to a lump sum payment for the difference between the salary to which such incumbent was entitled for such service and the compensation actually received therefore. Such lump-sum payment shall be made as soon as practicable after this local law becomes effective.

SECTION 15. If any clause, sentence, paragraph, part or provision of this local law shall for any reason be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its effect and operation to the clause, sentence, paragraph, part or provision thereof directly involved in the controversy in which such judgment is rendered.

SECTION 16. This local law is adopted subject to a permissive referendum, and the Clerk of the Board of Supervisors shall give public notice thereof, in the manner provided by law.

SECTION 17. This local law shall take effect on the date it is filed in the Office of the Secretary of State as provided in Section 27 of the Municipal Home Rule Law of the State of New York and shall be deemed to have been in full force and effect from and after January 1, 2010.

Dated: January 22, 2010
Lyons, New York

Sandra J. Sloane, Clerk
Wayne County Board of Supervisors

The Chairman opened the floor for public comment and requested persons interested in addressing the Board with their comments and concerns on the proposed Local Law to come forth.

No members of the public wished to comment, therefore, the Chairman requested for a motion to close the hearing.

Mr. Kelsch moved, seconded by Mr. Plant, that the hearing be closed. Upon roll call, carried.

The Chairman called for a five minute recess of the meeting at 9:45 a.m.

Margaret Churchill, Exec. Director of the Wayne Economic Development Corporation introduced Joseph Starks, President, and James Wiesner, Project Manager, of ECC Technologies, Inc.

ECC Technologies, Inc. is well into the process of conducting a study to determine the

telecommunications needs of the county as part of the County's strategic plan for economic development.

Mr. Starks suggested that the Board not apply for stimulus funding for this project as he felt that Wayne County would not qualify for several reasons.

He shared information regarding his assessment of both strong and weak components of Wayne County's current telecommunications infrastructure — including fiber-optic lines, cell towers and service providers. Further, he identified areas where the county would want to focus for improvements to enhance and encourage business opportunity.

**RESOLUTION NO. 100-10: AUTHORIZATION TO AMEND RESOLUTION NO. 826-09-
CONTRACT RENEWAL WITH WAYNE COUNTY CHAPTER, NYS ASSOCIATION FOR
RETARDED CHILDREN**

Mrs. Crane presented the following:

WHEREAS, The Department of Aging and Youth contracts with NYS Association for Retarded Children (ARC), Key Industries to provide bulk meal preparation for our six congregate Senior Centers, and

WHEREAS, the Department was notified by ARC, that Key Industry conducted a meal cost analysis and the cost per meal is increasing from \$3.40 to \$3.50 for 2010; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors to 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 ARC (Key Industries), for the period of January 1, 2010 through December 31, 2010 for bulk meal catering; and be it further

RESOLVED, resolution # 826-09 is hereby amended to read that the terms and conditions of the contract remain the same as 2009, except the meal rate will be \$3.50 and the maximum contract amount will not exceed \$87,500 (including USDA funds). The funding is contingent on NYSOFA 2010 final funding allocations.

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

**RESOLUTION NO. 101-10: AUTHORIZATION TO APPOINT AND REMOVE MEMBERS TO
THE WAYNE COUNTY YOUTH BOARD**

Mrs. Crane presented the following:

WHEREAS, the New York State Office for Children and Family Services requires each Youth Bureau to have an advisory Youth Board; and

WHEREAS, the appointment of Deb Germain has expired November 2009; and a new member, Jackie Van Lare from Walworth Recreation has agreed to represent the Walworth district; now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors hereby appoints Jackie Van Lare to a three year term on the Youth Board for a term commencing on January 1, 2010 and ending on December 31, 2012.

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

**RESOLUTION NO. 102-10: AUTHORIZATION TO REAPPOINT MEMBERS TO THE AGING
SERVICES ADVISORY COUNCIL**

Mrs. Crane 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 terms of eight members expired on December 31, 2009; and
WHEREAS, David Nussbaumer (Palmyra), Susan Nussbaumer (Palmyra), Mae Pitts (Williamson), Elva Robinson (Sodus), and Pam Taylor (Wayne County Public Health) desire to continue as members of the Aging Services Advisory Council for additional three-year terms; and

WHEREAS, Bob Hanson (Arcadia), Peggy Hanson (Arcadia), and Marylyn Ianiri (Sodus) have expressed an interest in filling the three remaining vacancies for three-year terms; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors hereby reappoints David Nussbaumer, Susan Nussbaumer, Mae Pitts, Elva Robinson, and Pam Taylor and appoints Bob Hanson, Peggy Hanson, and Marylyn Ianiri to the Wayne County Aging Services Advisory Council for a term commencing on January 1, 2010 and ending on December 31, 2012; and be it further

RESOLVED, that the appointments are hereby confirmed.

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

RESOLUTION NO. 103-10: AUTHORIZATION TO CONTRACT WITH WAYNE COUNTY ACTION PROGRAM- WAYNE INTENSIVE RESPITE SERVICES FOR 2010

Mrs. Crane presented the following:

WHEREAS, Wayne County Department of Aging and Youth is requesting authorization to contract with Wayne County Action Program Wayne Intensive Respite to provide respite services to youth that require emergency respite services as a placement prevention measure; and

WHEREAS, the contract would be in the amount of \$10,000 and 50% would be reimbursed by YDDP State funds; now, therefore, be it

RESOLVED, that the Chairman of the 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 Wayne County Action- Wayne Intensive Respite Program in the amount of \$10,000. The funding is contingent on OCFS 2010 final funding allocations. The contract period is January 1, 2010 through December 31, 2010.

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

RESOLUTION NO. 104-10: AUTHORIZATION TO ABOLISH A SERVICES ASSISTANT POSITION/CREATE AN AGING SERVICE WORKER POSITION AND AGING BUDGET MODIFICATIONS

Mrs. Crane presented the following:

WHEREAS, the Aging department no longer requires a fourth Service Assistant position due to structural reorganization of job duties to better accommodate the department's needs; and

WHEREAS, the department recommends the Service Assistant Position be abolished (pay grade 28) and an Aging Services Worker Position be created (pay grade 12). The job duties of the Aging Services Worker are aligned with eligibility and intake functions. The Service Assistant position is responsible for case assistance and assessment; and

WHEREAS, The current Aging Worker position will be assigned Health Insurance Counseling intake and HEAP application processing and the new position will be responsible for Weatherization referrals, general information calls and Heap application processing; and

WHEREAS, the three remaining Service Assistants positions will be in charge of Health Insurance Counseling, NY Connects and Personal Emergency Response Unit that require assessment and case assistant functions; and

WHEREAS, the Aging Service Assistant title was renamed Service Assistant. The corresponding Service Assistant salaries need to be assigned to the correct job title to be aligned with the 2010 County budget; and

WHEREAS, from the resulting savings between the two positions, the department is further requesting budget modifications to cover the increase in bulk meal cost from \$3.40 to \$3.50 per meal, to Key Industry, and an increase in the 2010 Personal Care Aide Medicaid rate costs to Lifetime Care, Inc.; now, therefore be it

RESOLVED, that authorization be given to abolish one Service Assistant position (job rate

\$21.02, pay grade 28) and create an Aging Service Worker position (job rate of \$16.99, pay grade 12), effective February 19, 2010 (the first day of a pay period after Board approval); and further be it

RESOLVED, that the Wayne County Treasurer is hereby authorized and directed to make the following modifications to the following accounts.

A6772-Area Agency on Aging:

\$160,904.00 from .51222 Aging Services Assistant

\$ 791.00 from .58100 Retirement

\$ 508.00 from .58200 Social Security

\$ 28,534.00 to .51149 Aging Service Worker

\$126,412.00 to .51576 Service Assistant-A&Y

\$ 4,757.00 to .54658 Genesee Region

\$ 2,500.00 to .54660 Key Industries

Mr. Groat moved the adoption of the resolution. Seconded by Mr. Lauderdale. Upon roll call, all Supervisors voted Aye. The Chairman declared the Resolution adopted.

RESOLUTION NO. 105-10: AUTHORIZATION TO LEASE NEW MAIL HANDLING EQUIPMENT FOR THE DEPARTMENT OF SOCIAL SERVICES

Mrs. Crane presented the following:

WHEREAS, the Department of Social Services currently has a lease for mail handling equipment listed on New York State Contract with Pitney Bowes per Resolution No. 180-06 dated 3/21/06 at a cost not to exceed \$778.00 per month for the lease period April 1, 2006 to June 20, 2010; and

WHEREAS, Pitney Bowes is now offering the leasing of a new Digital Mailing System listed on New York State Contract at a cost not to exceed \$748 per month for the lease period March 30, 2010 to March 29, 2015; and

WHEREAS, the Department of Social Services wishes to upgrade to this new Digital Mailing System which has enhanced productivity and speed; and

WHEREAS, this upgrade will reduce the lease cost by \$30.00 per month for a total savings of \$1,800.00 over the term of the lease, compared to the current equipment's lease cost; now, therefore be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a 60-month lease agreement on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Pitney Bowes, Inc., for the Leasing of a new DM-925 Digital Mailing System at a cost not to exceed \$748.00 per month, for the lease period of March 30, 2010 to March 29, 2015.

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

RESOLUTION NO. 106-10: AUTHORIZING AGREEMENT WITH WAYNE COUNTY ACTION PROGRAM, INC. FOR PAYMENT OF 2010 COUNTY APPROPRIATIONS FOR COMMUNITY ACTION PROGRAMS

Mrs. Crane presented the following:

WHEREAS, Wayne County Action Program, Inc. ("Wayne CAP") is a non-profit agency established and operating under the provisions of the Economic Opportunity Act of 1964, as amended, for the purpose of conducting various community action programs relating to the general welfare of the inhabitants of Wayne County; and

WHEREAS, pursuant to Section 99-h of the General Municipal Law, the Board of Supervisors of the County of Wayne has appropriated funds for the year 2010 to be used to help defray the portion of the costs of certain programs which are not reimbursed by the Federal government, as follows:

Wayne County Action Program, Inc.	\$43,983
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now, therefore, be it

RESOLVED, pursuant to Section 99-h of the General Municipal Law, that the Chairman of

the Board of Supervisors is hereby authorized and directed to execute an agreement with Wayne CAP providing for payment of such appropriations in one lump-sum payment in the amount of \$43,983 upon submission by Wayne CAP of a claim for payment and after audit and approval of the claim by the Board of Supervisors; and be it further

RESOLVED, that the contract shall include the following terms and conditions:

- (1) Wayne CAP shall certify that it has obtained such approvals of its programs as may be required by law.
- (2) Wayne CAP shall file annually with the Clerk of the Board of Supervisors or at such more frequent periods as may be required by the Board, a financial report with respect to the programs funded by these appropriations.
- (3) Wayne CAP shall make available its books, records, accounts and other data for inspection and audit by the County.
- (4) Wayne CAP shall defend, indemnify, hold harmless, the County and its officers, employees and agents against any and all claims, losses, damages, and lawsuits for damages arising out of or related to the programs and services provided or conducted by Wayne CAP.

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

RESOLUTION NO. 107-10: AUTHORIZATION TO MENTAL HEALTH DEPT. TO CREATE AN ADDICTIONS THERAPIST POSITION

Ms. Park presented the following:

WHEREAS, the Sodus Central School District has been awarded a Federal Safe Schools/Healthy Schools grant, which will fund the salary and associated fringe benefits and for an Addictions Therapist for a four-year period (through 6-30-2013), totaling \$66,329 annually; and

WHEREAS, the Wayne County Department of Mental Health – Wayne Behavioral Health Network (WBHN) is an active member of the Safe Schools/Healthy Schools partnership and also currently provides mental health services in the WBHN Mental Health Satellite Clinic's located in the Sodus Schools; and

WHEREAS, the creation of this position will provide the ability to bring needed health care addiction treatment to children residing in Wayne County and attending Sodus Schools; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute an agreement, upon review and approval of the County Attorney, with the Sodus School District in order for Wayne Behavioral Health Network to provide Addiction Therapy services to the District as a participant in the Safe Schools/Healthy Schools Grant Program and to receive the grant funds of \$66,329 annually through 6/30/2013; and be it further

RESOLVED, this position is fully funded with grant funds through 6/30/2013 and near the end of the grant funding cycle the position will be evaluated for possible continued sustainability to determine it will be able to fund itself through fee for service dollars; and be it further

RESOLVED, that the Director for Mental Health is authorized to create an Addictions Therapist position and the County Treasurer is authorized to amend the 2010 County Budget as follows:

A4300 – BEHAVIORAL HEALTH:

M4120

\$42,428.00 to .51498 Addictions Therapist
\$ 4,243.00 to .58100 NYS Retirement
\$ 3,246.00 to .58200 Social Security
\$10,967.00 to .58400 Hospitalization
\$ 144.00 to .58600 Disability
\$ 19.00 to .58901 EAP
\$ 5,282.00 to .54115 Clinic Supplies

\$66,329.00 to .42770 Misc. Revenue

Mr. LeRoy moved the adoption of the resolution. Seconded by Mr. Hammond. Upon roll call, all Supervisors voted Aye. The Chairman declared the Resolution adopted.

RESOLUTION NO. 108-10: AUTHORIZATION TO WAYNE BEHAVIORAL HEALTH NETWORK TO EXECUTE CONTRACT WITH JOSHUA JONES, MD TO PROVIDE PSYCHIATRIC MEDICAL SERVICES

Ms. Park presented the following:

WHEREAS, Wayne Behavioral Health Network (WBHN) continues to remain in essential need of additional psychiatric medical staff services in order to provide and maintain adequate medical treatment to patients; and

WHEREAS, the maintenance of adequate adult psychiatric medical services within WBHN is dependent upon the availability of contracted psychiatric services; and

WHEREAS, Wayne Behavioral Health Network is budgeted in 2010 to contract for these additional services and the department remains in need of additional psychiatric medical staff services for the adult mental health clinic program; and

WHEREAS, Dr. Jones is a NYS Licensed Psychiatrist and is also a Diplomat of the American Board of Psychiatry and Neurology, and he is also a Board Certified Forensic Psychiatrist and can provide such services as needed; now therefore be it

RESOLVED that the Chairman of the Wayne County 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 Joshua Jones, MD, NYS Licensed Psychiatrist, at the rate of \$130.00/hour for the period of March 1, 2010 thru Dec. 31, 2010 in accordance with the Mental Health Departments 2010 Budget.

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

RESOLUTION NO. 109-10: AUTHORIZE 2010 BUDGET AMENDMENT AND EQUIPMENT REQUEST FOR THE WAYNE COUNTY NURSING HOME

Ms. Park presented the following:

WHEREAS, the Wayne County Nursing Home is requesting to purchase 5 resident ceiling lifts to maintain the safety of the residents and staff during care; and

WHEREAS, the ceiling lifts were contained in the 2009 budget but not purchased because of an extended period of time required to evaluate what type of lift to acquire; and

WHEREAS, this would increase the number of ceiling lifts for 2010 to eight (8); now, therefore, be it

RESOLVED, the Wayne County Nursing Home is authorized to purchase five (5) ceiling lifts; and be it further

RESOLVED, that the County Treasurer is directed to amend the 2010 Nursing Home Budget as follows:

E60000- Nursing Home:

\$34,000 to E60000-43002-E3020

\$34,000 to E60002-52000-E8410

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

RESOLUTION NO. 110-10: AMEND 2010 BUDGET TO TRANSFER FUNDS WITHIN THE NURSING HOME BUDGET

Ms. Park presented the following:

WHEREAS, the Compliance Officer services for the Wayne County Nursing Home have been contracted; and

WHEREAS, the Wayne County Nursing Home had budgeted for a Compliance Officer in the Personnel Services Budget; now, therefore, be it

RESOLVED, that the County Treasurer is directed to amend the 2010 Nursing Home

Budget as follows:

E60001-Nursing Home:

\$54,527.00 from .51660-E8350

\$6,489.00 from .58100-E8460

\$4,171.00 from .58200-E8460

\$144.00 from .58601-E8460

\$19.00 from .58901-E8460

\$65,350.00 to .54952-E8310

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

RESOLUTION NO. 111-10: AUTHORIZING TRANSFER OF LEAVE TIME

Ms. Park presented the following:

WHEREAS, Sharon Denk, Sr. Clerk Typist, will be out on family leave of absence due to medical reasons; and

WHEREAS, the following employee at the Wayne County Nursing Home is willing to donate leave time to Sharon Denk: Elizabeth Kanauer – 15 hours
now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to transfer a total of 15 hours of leave time to Sharon Denk as sick leave.

Mrs. Crane moved the adoption of the resolution. Seconded by Mrs. Bender.

Ms. Park moved, seconded by Mr. Lauderdale to amend the resolution to add the following RESOLVED clause as follows:

“RESOLVED, that in the event the leave time is not used, it shall not revert back to those donating the time”.

Motion carried.

Upon roll call on the amended resolution, all Supervisors voted Aye, except Supervisors Hammond and Plant who voted Nay. The Chairman declared the Resolution adopted.

RESOLUTION NO. 112-10: AUTHORIZATION FOR THE PURCHASE OF COMPUTER EQUIPMENT FOR WAYNE COUNTY NURSING HOME

Ms. Park presented the following:

WHEREAS, the Wayne County Nursing Home and Wayne County IT Department have updated the evaluated needs for Computer Placement for the 2010 year; and

WHEREAS, the Wayne County Nursing Home and Wayne County IT determined that the purchase of 18 desktop computers and 10 laptop computers at a cost of \$19,248.00 would serve the Nursing Home and enhance the electronic medical record transition; and

WHEREAS; the Wayne County Nursing Home has in the 2010 Budget the purchase of 20 desktop computers, and 4 laptop computers for a total of \$19,400; now, therefore, be it

RESOLVED that Wayne County Nursing Home 2010 Budget equipment addendum be amended to 18 desktop computers and 10 laptop computers; and be it further

RESOLVED, to authorize the Wayne County IT Department to purchase said equipment for the Wayne County Nursing Home.

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

RESOLUTION NO. 113-10: AUTHORIZATION TO RENEW CONTRACT WITH S2AY RURAL HEALTH NETWORK FOR WAYNE COUNTY PUBLIC HEALTH

Ms. Park presented the following:

WHEREAS, Wayne County Public Health (WCPH) wishes to renew its contract with S2AY Rural Health Network for the purpose of providing Quality Assurance and Quality Improvement services, administration of various public and private grants, retain services of an In-service Coordinator as independent contractor and sharing the cost with the S2AY Rural Health network partnership that includes Steuben, Schuyler, Ontario, Seneca, and Yates; and WHEREAS, WCPH's share is \$16,000 for the period covering January 1, 2010 till December 31, 2010; now, therefore, be it

RESOLVED, that the Chairman of the 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 S2AY Rural Health Network for the period January 1, 2010 to December 31, 2010 at a cost not to exceed \$16,000.

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

RESOLUTION NO. 114-10: AUTHORIZATION TO AMEND RES. 506-09 TO CONTRACT WITH WAYNE FINGER LAKES BOCES FOR TRANSPORTATION

Ms. Park presented the following:

WHEREAS, the County is required to provide transportation for children in the Pre-K program and currently has a contract with Wayne Finger lakes BOCES to provide transportation; and

WHEREAS, the Sodus Central School District has as of January 19, 2010 only one student on route to Roosevelt Children's Center in Newark, NY for a half day session; and

WHEREAS, the daily increased cost of the modification is \$66.00 for only one child to be transported on this route; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute an amendment to the contract with the Wayne Finger lakes BOCES for a total cost not to exceed \$6,732.00 for the period of January 19, 2010 till June 30, 2010, subject to the approval of the County Attorney as to content and form.

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

RESOLUTION NO. 115-10: AUTHORIZATION TO AMEND RES. 506-09 TO CONTRACT WITH WAYNE FINGER LAKES BOCES FOR TRANSPORTATION

Ms. Park presented the following:

WHEREAS, the County is required to provide transportation for children in the Pre-K program and currently has a contract with Wayne Finger lakes BOCES to provide transportation; and

WHEREAS, the Sodus Central School District has as of January 4, 2010 only one student on route to Roosevelt Children's Center in Williamson, NY for a half day pm session; and

WHEREAS, the daily increased cost of the modification is \$66.00 for only one child to be transported on this route; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute an amendment to the contract with the Wayne Finger lakes BOCES for a total cost not to exceed \$7326.00 for the period of January 4, 2010 till June 30, 2010, subject to the approval of the County Attorney as to content and form.

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

RESOLUTION NO. 116-10: AUTHORIZATION TO RENEW CONTRACT WITH NURSE PRACTITIONER FOR WAYNE COUNTY PUBLIC HEALTH

Ms. Park presented the following:

WHEREAS, Wayne County Public Health (WCPH) wishes to renew its contract with Janine Quinlan, Nurse Practitioner; to continue providing part-time services to the STD/HIV

Clinic, to attend pertinent trainings, and to provide in-service education and consultation to the clinic staff upon request; and

WHEREAS, service will be provided for not more than six hours per week at a rate of \$53.00/hour, not to exceed \$13,256 per year; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to renew the contract with Janine Quinlan, Nurse Practitioner, on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content for the period 3/1/2010 to 2/28/2011, services will be provided for not more than six hours per week at a rate of \$53.00/hour, not to exceed \$13,256 per year.

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

RESOLUTION NO. 117-10: AUTHORIZATION TO CERTIFY AND SUBMIT THE 2010 AMENDED PUBLIC HEALTH STATE AID APPLICATION

Ms. Park presented the following:

WHEREAS, the NYS Dept. of Health requires an annual application for state aid be submitted based on the adopted 2010 budget; and

WHEREAS there are amendments to the adopted 2010 budget requiring the completion of an amended state aid application; 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 amended 2010 state aid application; and be it further

RESOLVED, that the Public Health Director is hereby authorized and directed to submit the 2010 amended application for state approval.

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

RESOLUTION NO. 118-10: AUTHORIZATION TO EXECUTE CONTRACTS WITH PROVIDERS FOR SERVICES FOR CANCER SCREENING PROGRAM GRANT

Ms. Park presented the following:

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 NYS Department of Health; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute a contract, subject to the County Attorney's approval as to form and content, with the following providers on behalf of Wayne County Public Health Service, subject to the provider being in compliance with the County's insurance requirements for the contract period of April 1, 2010 to March 31, 2011 at an amount not to exceed \$250,000.

Contractors are:

Anesthesia Associate of Rochester, PC
Daniel Biery DO
Canal Park Family Medicine
Clifton Springs Hospital & Clinic/Finger lakes Breast care
Elizabeth Wende Breast Care, LLC
Finger Lakes Health
Finger Lakes Gastroenterology
Finger Lakes Medical Associates, LLP
Finger Lakes Women's Health
Robert Helft MD
Highland Breast Imaging Center
Faig Morgos MD
Newark Wayne Community Hospital

Quest Diagnostics, Inc
Rochester General Hospital
Rochester General Hospital – Dept. of Surgery
Strong Memorial Hospital – Department of Pathology Laboratory Medicine
Wayne Medical Group

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

RESOLUTION NO. 119-10: AUTHORIZATION TO CONTRACT WITH NEW YORK STATE DEPARTMENT OF HEALTH BUREAU OF IMMUNIZATION FOR AMERICAN RECOVERY AND REINVESTMENT ACT FUNDS FOR ADULT IMMUNIZATIONS

Ms. Park presented the following:

WHEREAS, the American Recovery and Reinvestment Act (ARRA) has provided funding for Wayne County Public Health (WCPH) to provide free adult immunizations to high risk populations; and

WHEREAS, WCPH will receive \$20,000 for the period of October 1, 2009 to March 31, 2011 to conduct such vaccination efforts through clinical or home visit settings; and

WHEREAS, the following adult immunizations will be provided to WCPH for free: seasonal influenza vaccine (fall of 2011), Tdap, Zostavax, Human Papiloma Virus, and Pneumococcal; now, therefore, be it

RESOLVED, the Chairman of the Board of Supervisors for Wayne County is hereby authorized and directed to execute a contract with the New York State Department of Health Bureau of Immunization for WCPH to provide free adult vaccinations to high risk adult populations for the period of October 1, 2009 to March 31, 2011 for the amount of \$20,000, subject to the approval of the County Attorney as to form and content.

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

RESOLUTION NO. 120-10: AUTHORIZATION TO AMEND 2010 BUDGET TO CARRY OVER GRANTS FOR HOFFMAN FOUNDATION AND PRESERVE NY GRANTS

Mrs. Collier presented the following:

WHEREAS, funds have been received by Wayne County from the Hoffman Foundation Grant and a Preserve NY Grant in 2009 to provide funding for necessary Historical projects; and

WHEREAS, a balance of \$94.72 in Hoffman Foundation Funds and \$2,800.00 in Preserve NY funds is available as of December 31, 2009 to complete the projects; now, therefore, be it

RESOLVED, that the County Treasurer is hereby directed to transfer \$2,894.72 from appropriated fund balance to the following accounts:

A7510 – County Historian

\$ 94.72 to .54484 Hoffman Foundation

\$2,800.00 to .54476 Preserve NY

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

RESOLUTION NO. 121-10: ADOPTION OF EQUAL EMPLOYMENT OPPORTUNITY POLICY FOR WAYNE COUNTY

Mrs. Collier presented the following:

WHEREAS, the County of Wayne has a long standing commitment to providing equal employment opportunity to all citizens of the County; and

WHEREAS, the County has established a Diversity Task Force to promote equal employment opportunity; and

WHEREAS, the Diversity Task Force, the County Director of Human Resources, and the County Attorney have researched similar policies and developed a policy specifically for the County, including appropriate procedures for investigating and addressing alleged violations;

and

WHEREAS, the Diversity Task Force has reviewed and recommends this policy for adoption by the Board of Supervisors; now, therefore, be it

RESOLVED, that the Board of Supervisors hereby adopts this Equal Employment Opportunity Policy to become effective immediately for all levels of County government:

COUNTY OF WAYNE
EQUAL EMPLOYMENT OPPORTUNITY POLICY

It is the policy of the County of Wayne to provide at all levels of county government equal opportunity in employment and increase representation of people of color, women and other historically underrepresented groups through the use of all available personnel tools to recruit, hire, train, promote and retain qualified individuals. It is the intent of this policy to ensure that all citizens, regardless of race, color, national origin, gender, gender identity and expression, sexual orientation, age, religion, range of physical or mental ability have equal opportunity to compete for and obtain employment with the County of Wayne. The County is committed to building and maintaining a workforce of various cultures, including individuals from diverse backgrounds that reflect the population it is dedicated to serving. Each county department is expected to contribute to the support of this commitment.

The County of Wayne prohibits discrimination based on race, color, national origin, gender, gender identity and expression, sexual orientation, age, religion, range of physical or mental ability in violation of federal and state laws and county policy. Such discrimination will not be tolerated.

Complaints of Discrimination: If an individual believes he/she has encountered a violation or violations of this policy, the individual may advise his/her Department Head. In the event that a complaint cannot be made to the Department Head, the complaint may be made to the Director of Human Resources, 26 Church Street, Lyons, New York 14489, telephone: 315-946-7483. In the event that a complaint cannot be made to the Department Head or the Director of Human Resources, the complaint may be made to the Wayne County Administrator, 26 Church Street, Lyons, New York 14489, phone 315-946-5480. In addition, an individual may file a written complaint with the Director of Human Resources, 26 Church Street, Lyons, New York 14489, telephone: 315-946-7483 within 30 calendar days of the incident. Retaliation against the complainant will not be tolerated.

Investigation: Wayne County's policy is to investigate all such complaints. If an investigation confirms that a violation has occurred, the County will take corrective action, including any appropriate discipline as permitted by law up to and including termination of employment.

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

RESOLUTION NO. 122-10: AUTHORIZATION TO PAY ACCUMULATED COMPENSATORY TIME

Mrs. Collier presented the following:

WHEREAS, Chris Hubbs earned and accumulated 256.50 hours of compensatory time while in the position of Highway Construction Foreman, a CSEA bargaining unit position; and

WHEREAS, Chris Hubbs was promoted effective January 8, 2010 to the position of General Highway Foreman, a salaried Managerial/Confidential position; and

WHEREAS, the Highway Superintendent and the Director of Human Resources seek authorization to pay Chris Hubbs for this earned compensatory time at the wage rate of \$22.776 per hour, Chris Hubbs' rate of pay in effect on January 7, 2010; now, therefore be it

RESOLVED, that Chris Hubbs will be paid gross wages of \$5,824.04 as full compensation for this earned compensatory time.

Mr. Hammond moved the adoption of the resolution. Seconded by Mr. Spickerman. Upon roll call, all Supervisors voted Aye. The Chairman declared the Resolution adopted.

RESOLUTION NO. 123-10: ADOPTION OF LOCAL LAW PROVIDING FOR CHANGES IN SALARIES OF CERTAIN COUNTY OFFICERS DURING THEIR TERM OF OFFICE (2010)

Mrs. Collier presented the following:

WHEREAS, a proposed local law in relation to providing for changes in the salaries of certain County officers during their term of office was presented to the Board of Supervisors on Tuesday, January 19, 2010; and

WHEREAS, a public hearing on the proposed local law was held by the Board of Supervisors on Thursday, February 18, 2010 at 9:15 am, in accordance with the notice of hearing duly posted and published in the manner prescribed by law; now, therefore, be it

RESOLVED, that said local law is hereby adopted to read as follows:

COUNTY OF WAYNE – STATE OF NEW YORK

A Local Law providing for changes in the salaries of certain County officers during their term of office.

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF WAYNE, as follows:

A Local Law providing for changes in the salaries of certain County officers during their term of office.

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF WAYNE, as follows:

SECTION 1. The annual salary of the County Treasurer shall be \$70,305 effective January 1, 2010.

SECTION 2. The annual salary of the County Clerk shall be \$72,387 effective January 1, 2010.

SECTION 3. The annual salary of the County Coroner shall be \$38,401 effective January 1, 2010.

SECTION 4. The annual salary of the Commissioner of Social Services shall be \$85,590 effective January 1, 2010.

SECTION 5. The annual salary of the County Administrator shall be \$116,133 effective January 1, 2010.

SECTION 6. The annual salary of the County Attorney shall be \$92,400 effective January 1, 2010.

SECTION 7. The annual salary of the Public Defender shall be \$85,785 effective January 1, 2010.

SECTION 8. The annual salary of the Fire Coordinator shall be \$27,857 effective January 1, 2010.

SECTION 9. The annual salary of the Director of Real Property Tax Service shall be \$63,345 effective January 1, 2010.

SECTION 10. The annual salary of the Human Resource Director shall be \$82,000 effective January 1, 2010.

SECTION 11. The annual salary of the Superintendent of Highways shall be \$76,120 effective January 1, 2010.

SECTION 12. The annual salary of the Sheriff shall be \$86,508 effective January 1, 2010.

SECTION 13. The annual salary of the District Attorney shall be \$136,552 effective January 1, 2010

SECTION 14. An incumbent holding a position subject to the provisions of Sections 1 through 13 of this local law at the time during the period from the effective date of the salary increase for such position until the time when basic annual salaries are first paid pursuant to this local law for such services in excess of the compensation actually received therefore, shall be entitled to a lump sum payment for the difference between the salary to which such

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.

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

RESOLUTION NO. 127-10: AUTHORIZATION TO TRANSFER BALANCES OF FUNDS AT THE END OF 2009 IN THE JOINT MUNICIPAL IMPROVEMENTS PROGRAM AND THE INDUSTRIAL DEVELOPMENT PROGRAM TO BE APPROPRIATED IN 2010

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, the funds obligated but not expended in 2009 need to be added to the 2010 County Budget; and

WHEREAS, the County closed these accounts out to fund balance at the end of 2009; now, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized to transfer \$801,424.00 in funds from the Appropriated Fund Balance as follows:

A6326 - ECONOMIC DEVELOPMENT ADMINISTRATION:

\$212,752.00 to A6326.54552 Joint Municipal Program

\$588,672.00 to A6326.54553 Industrial Development Sites

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

RESOLUTION NO. 128-10: 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 immediately and expiring December 31, 2012:

James Fabino
29 Clyde Road
Lyons, New York 14489

Jean Johnson
3600 Lorraine Drive
Walworth, New York 14568

Laverne Bliet
5126 Steurrys Road
Marion, New York 14505; now, therefore be it

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

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

RESOLUTION NO. 129-10: AUTHORIZATION TO ACCEPT PRINT BID FOR 2010 TRAVEL GUIDE

Mr. Spickerman presented the following:

WHEREAS, the Clerk of the Board of Supervisors duly advertised for bids for printing of the Wayne County Travel Guide; and Bids were Opened on January 28, 2010; and

WHEREAS, the following bids were received and reviewed by the Wayne County Director of Promotion and Tourism and the Planning Standing Committee of the Wayne County Board of Supervisors:

Bidder	70,000	75,000	80,000
Vanguard Printing LLC PO Box 4560 Ithaca, NY 14852-4560	\$ 26,025.75	\$ 27,518.80	\$ 28,644.17
Eastwood Litho, Inc 4020 New Court Ave Syracuse, NY 13206	\$ 27,596.00	\$ 29,258.00	\$ 30,874.00
Kenyon Press, Inc PO Box 710 Sherburne NY13460	\$ 26,005.00	\$ 27,634.00	\$ 29,192.00
Phoenix Graphics Inc 464 State St. Rochester, NY 14608-1739	\$ 27,880.00	\$ 29,668.00	\$ 31,458.00
Courier Printing Corp 24 Laurel Bank Ave. Deposit, NY 13754	\$ 28,810.00	\$ 30,681.00	\$ 32,552.00
GraphiColor 3490 North Mill Rd. Vineland, NJ 08360	\$ 30,168.82	\$ 32,022.45	\$ 33,924.53
Pinnacle Printers 620 South Ave. Rochester, NY 14620	\$ 27,650.00	\$ 29,550.00	\$ 31,360.00

now, therefore, be it

RESOLVED, that the bid submitted by Vanguard Printing LLC. for **75,000** units in accordance with the specifications at a price of **\$27,518.80** in accordance with the specifications, is hereby accepted; 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 Vanguard Printing LLC, Inc, in accordance with the bid acceptance.

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

RESOLUTION NO. 130-10: AUTHORIZATION TO AMEND SNOW AND ICE CONTRACTS WITH THE TOWNS OF GALEN, HURON, LYONS, MARION, ROSE AND WILLIAMSON

Mr. LeRoy presented the following:

WHEREAS, The per trip rates included in several Snow and Ice contracts between the County and the Towns need to be revised based on changes in mix design, salary adjustments or calculation errors, and

WHEREAS, the following rates should be used in the revised contracts:

Galen	\$923.71
Huron	\$858.06
Lyons	\$898.04
Marion	\$740.79
Rose	\$582.91
Williamson	\$1,232.74

now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute revised County/Town contracts for snow and ice control on County Highway during the 2009-2010 winter season, subject to the County Attorney's approval as to form and content for the following Towns:

Galen	\$ 923.71
Huron	\$ 858.06
Lyons	\$ 898.04
Marion	\$ 740.79
Rose	\$ 582.91
Williamson	\$1,232.74

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

RESOLUTION NO. 131-10: AUTHORIZATION TO SET HOURLY RATE FOR MECHANICAL WORK IN THE CENTRAL GARAGE

Mr. LeRoy presented the following:

WHEREAS, The Central Garage has been charging a rate of \$32.00 per hour since early 2008, and

WHEREAS, in an effort to cover the costs associated with the operations of the central garage, a rate increase to \$35.00 is warranted, now therefore be it

RESOLVED, that the billing rate for all County, WATS and other vehicles repaired at the Central Garage be \$35.00 per hour effective January 1, 2010.

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

RESOLUTION NO. 132-10: AUTHORIZATION TO ADVERTISE FOR BIDS FOR CONCRETE SIDEWALKS & GUTTERS FOR THE KNICKERBOCKER ROAD REHABILITATION PROJECT

Mr. LeRoy presented the following:

WHEREAS, the County Highway Department will be rehabilitating a portion of Knickerbocker Road in the Town of Ontario; and

WHEREAS, there is a need for specialized services associated with the installation of concrete gutters and sidewalks on the project; and

WHEREAS, the sidewalks to be replaced are the responsibility of the Town of Ontario; now therefore be it

RESOLVED, that the Clerk of the Wayne County Board of Supervisors is hereby authorized and directed to advertise for bids for Concrete Sidewalks & Gutters and Pavement Milling for the Knickerbocker Road Project (D51122.52632), 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 all costs associated with the sidewalks are to be the expense of the Town of Ontario; 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 a future meeting of the Board of Supervisors following the bid opening.

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

RESOLUTION NO. 133-10: AUTHORIZATION TO ISSUE REQUEST FOR PROPOSALS FOR ENGINEERING CONSULTANT SERVICES

Mr. LeRoy presented the following:

WHEREAS, the Wayne County Highway Department has identified five possible highway projects that could possibly receive funding under a proposed Jobs for Main Street Federal Stimulus Package; and

WHEREAS, the proposed county projects must be shovel ready by early summer or risk the loss of funding; and

WHEREAS, the proposed county projects require engineered plans and specifications and approvals from Federal Agencies to be eligible for the funding. These projects will involve a very aggressive timeline for engineering design to ensure the projects can be eligible for funding; and

WHEREAS, the Highway Superintendent has previously advised that such projects may require the assistance of consultants in order to help with projects that cannot be completed by the County Engineering staff. Furthermore, any projects that are designed by the County Engineering Staff will require assistance from a consultant to provide the full time inspection services during construction; now therefore, be it

RESOLVED, that the County Highway Superintendent is authorized to solicit proposals from qualified consulting firms and will be positioned to enter into Agreement with firms(s) if the proposed county projects receive Federal funding.

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

RESOLUTION NO. 134-10: ESTABLISHING HOURLY WAGES FOR ENGINEERING TECH AND SEASONAL POSITIONS IN THE HIGHWAY DEPARTMENT

Mr. LeRoy presented the following:

WHEREAS, the Highway Department has annually hired a seasonal Engineer Tech position, five (5) Seasonal Laborers, and seven (7) Seasonal Motor Equipment Operators #2's ; and

WHEREAS, the 2010 budget contains funds for these position; and

WHEREAS, it is necessary for the Board of Supervisors to establish the hourly wage for said positions; now therefore be it

RESOLVED, that the Wayne County Highway Superintendent is hereby authorized to compensate the following seasonal positions at the hourly rates stated for the Wayne County Highway Department:

- 1 Engineer Technician, Seasonal - \$13.00
- 5 Seasonal Laborers - \$8.75 for first seasonal year
\$9.75 for more than one (1) year experience and Laborer that drives for the herbicide applicator.

- 7 Seasonal Motor Equipment Operator #2 - \$14.751 for first seasonal year
\$15.751 for more than one (1) year experience

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

RESOLUTION NO. 135-10: AUTHORIZATION TO APPROVE 2010 HIGHWAY CONSTRUCTION AND SUPPLEMENTAL PROJECT STATEMENTS AND APPROPRIATE FUNDS

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:
10-33 Minstead Road Project \$330,000

10-36	Smith Road Culvert Project	\$ 25,000
10-37	Sodus Center Road Culvert Project	\$ 30,000
10-41	Magog Road Bridge Project	\$120,000
10-44	Salter Road Project	\$527,000
10-46	Miscellaneous Bridge Maintenance & Repair Project	\$ 22,000

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

09-18	Miscellaneous Guard Rail Project	\$ 26,000
09-30	Erie Street Culvert Project	\$ 13,000
09-32	Knickerbocker Road Project	\$507,000

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 transfer funds as listed below:

D5112 ROAD CONSTRUCTION:

- \$1,600,000.00 from .52600 Highway Construction
- \$ 330,000.00 to .52633 Minstead Road Project
- \$ 25,000.00 to .52636 Smith Road Culvert Project
- \$ 30,000.00 to .52637 Sodus Center Road Culvert Project
- \$ 120,000.00 to .52941 Magog Road Bridge Project
- \$ 527,000.00 to .52644 Salter Road Project
- \$ 22,000.00 to .52946 Miscellaneous Bridge Maintenance & Repair Project
- \$ 26,000.00 to .52618 Miscellaneous Guard Rail
- \$ 13,000.00 to .52630 Erie Street Culvert Project
- \$ 507,000.00 to .52632 Knickerbocker Road Project

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

RESOLUTION NO. 136-10: AUTHORIZATION TO TRANSFER FUNDS AND CLOSE COMPLETED PROJECT FOR THE HIGHWAY DEPARTMENT

Mr. LeRoy presented the following:

WHEREAS, the Miscellaneous Bridge Rehabilitation Project was established in 2007 and should be closed and a new project will be set up to allow bridge repair work to be completed and tracked in the CHIPS program; now therefore be it

RESOLVED, that the County Treasurer is hereby directed amend the 2010 County Budget as follows:

D5112-ROAD CONSTRUCTION:

- \$27,832.18 from .52988 Misc. Bridge Rehab Project
- \$27,832.18 to .52946 Miscellaneous Bridge Maintenance & Repair Project;

and be it further

RESOLVED, that the highway bridge project D51122.52988 Misc. Bridge Rehab Project, having a zero balance, is hereby closed.

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

RESOLUTION NO. 137-10: AUTHORIZATION TO ACCEPT PROPOSAL FOR INSTALLATION OF NEW FRONT DOOR AT COUNTY OFFICE BUILDING #0003, 9 PEARL ST

Mr. LeRoy presented the following:

WHEREAS, The front door of County office Building #0003, located at 9 Pearl St. in the Village of Lyons, is worn beyond any reasonable repairs, and

WHEREAS, three prices have been secured as follows:

ROCHESTER GLASS WINDOWS AND DOORS	\$ 4,970.00
ROSE CITY GLASS	\$ 5,762.54
IMPERIAL DOORS AND CONTROLS, INC.	\$ 5,200.00

and

WHEREAS, this was anticipated and budgeted for in the 2010 Buildings and Grounds Budget; now, therefore, be it

RESOLVED, that the Superintendent of Buildings and Grounds is hereby authorized to accept the proposal from Rochester Glass Windows and Doors in the amount of \$ 4,970.00; and be it further

RESOLVED, that this shall be paid for from the A16154.54407, Building maintenance and repair account.

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

RESOLUTION NO. 138-10: AUTHORIZATION FOR THE DISTRICT ATTORNEY TO HAVE VOICE MAIL ADDED TO THE OFFICE PHONES

Mr. Plant presented the following:

WHEREAS, the District Attorney' Office receives numerous phone calls each day for which messages need to be written and distributed to the District Attorney and Assistant District Attorneys, and for calls when the District Attorney and Assistant District Attorneys are in court and for when the office is not open; and

WHEREAS, the efficiency of the office would be enhanced by the use of voice mail; now, therefore, be it

RESOLVED, that the District Attorney is hereby authorized to contact Buildings and Grounds and have voice mail added to his office phone system at a cost of \$2.50 per month per phone/\$210.00 per year.

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

RESOLUTION NO. 139-10: AUTHORIZATION TO AMEND CONTRACT FOR AID TO PROSECUTION GRANT

Mr. Plant presented the following:

WHEREAS, the Aid to Prosecution Grant (#CO099059) will expire on March 31, 2010; and

WHEREAS, the District Attorney has requested to extend the Aid to Prosecution Grant to September 30, 2010 in order to purchase budgeted items; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a grant extension execution from April 1, 2010 to September 30, 2010 on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with the New York State Division of Criminal Justice Services to purchase vehicle emergency lights and install police radios; and be it further

RESOLVED, that the District Attorney is hereby authorized to expend grant funds noted above from the Aid to Prosecution Grant.

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

RESOLUTION NO. 140-10: AUTHORIZATION TO ACCEPT BID, EXECUTE CONTRACT, INSTALL NATURAL GAS SERVICE, AND APPROPRIATE PROJECT FUNDING FOR THE COUNTY'S RADIO INTEROPERABILITY PROJECT IN THE TOWN OF WALWORTH

Mr. Plant presented the following:

WHEREAS, the Clerk of the Board of Supervisors duly advertised for bids for the purchase and installation of a stand-by power generator for the Walworth tower site; and

WHEREAS, the following bids were received and reviewed by the 911 Coordinator and the Public Safety Committee:

New York State SitePower Corporation PO Box 92281 Rochester, NY 14692	\$23,113.00	\$24,494.00 (alternate)
O'Connell Electric Company 830 Phillips Rd. Victor, NY 14564	\$28,000.00	
Northeastern Electric 35 Regency Oaks Blvd. Rochester, NY 14624	\$28,800.00	
Colacino Industries Inc. 126 Harrison St. Newark, NY 14513	\$28,720.00	

and

WHEREAS, the New York State SitePower Corporation base bid specified a Generic generator, while their alternate specified a Cummins/Onan, which is the manufacturer of all eight other permanent County owned generators already under maintenance contract; and

WHEREAS, natural gas is available in the area, and is preferred for powering the generator, rather than the use of propane; and

WHEREAS, the following cost quotations have been secured relative to establishing natural gas connectivity to the generator:

Rochester Gas & Electric		\$2378.59
Wayne County Highway	not to exceed	\$2250.00 (trenching, and sand)

now, therefore, be it

RESOLVED, that the County of Wayne hereby accepts the alternate bid of \$24,494.00 submitted by New York State SitePower Corp., and be it further

RESOLVED, that the Chairman of the Board of Supervisors shall be authorized to execute an agreement between the County of Wayne and New York State SitePower Corporation relative to the aforementioned bid, with such agreement subject to the approval of the County Attorney as to form and content, and be it further

RESOLVED, that payment for gas service installation and metering costs, payable to RG&E, shall be authorized, not to exceed, \$2379.00; and be it further

RESOLVED, that the Wayne County Highway Department shall be authorized to perform the trenching required for natural gas installation, and supply sand for the trench, according to the requirements of RG&E; and be it further

RESOLVED, that the County Treasurer is hereby authorized and directed to transfer \$29,123.00 from A878 Undesignated Capital Reserve as follows:

A9950 – TRANSFER TO CAPITAL FUND PROJECT

\$29,123.00 TO .51934 Radio Interoperability Project

H1934 – RADIO INTEROPERABILITY PROJECT

\$29,123.00 TO .45031 – Interfund Transfer

\$29,123.00 TO .52000 – Equipment and Other Cap

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

RESOLUTION NO. 141-10: AUTHORIZATION TO ADVERTISE FOR BIDS FOR FIRE DEPARTMENT BASE RADIO EQUIPMENT

Mr. Plant presented the following:

WHEREAS, in association with the Communications Interoperability Project, all fire service dispatch communications channels will be moved from low band to VHF, (commonly referred to high band); and

WHEREAS, all fire departments located within Wayne County currently possess a County owned low band base station radio in each fire house, along with equipment utilized to decode and encode paging or alert tones generated from the 911 center to activate local sirens or paging equipment; and

WHEREAS, the aforementioned equipment will need to be replaced in association with the system upgrades underway; now, therefore, be it

RESOLVED, that, in association with the radio Communications Interoperability Project, the Clerk of the Board of Supervisors is hereby authorized and directed to advertise for bids for the fire department base radio equipment project, to provide equipment to be located at each fire department, as required, which shall include:

- Installation and testing of one mobile radio
- Procurement, installation and testing of DC power supplies, and equipment necessary for encoding and decoding paging tones, and local tone generation
- Procurement, and installation of VHF antennas, coaxial cable, and various hardware as necessary

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

RESOLUTION NO. 142-10: AUTHORIZATION TO ADVERTISE FOR BIDS FOR MOBILE RADIO INSTALLATION SERVICES

Mr. Plant presented the following:

WHEREAS, in association with the Communications Interoperability Project, mobile radios will be installed into various municipality owned vehicles for the fire service, police departments, and EMS provider agencies in the county, as well as certain privately owned fire department chiefs' vehicles, and

WHEREAS, such installation services to be provided to any non-County agencies in association with the Project will be funded through the PSIC (Public Safety Interoperable Communications) grant program, whereby the County provides a 20% match for federal grant funds; now, therefore, be it

RESOLVED, that, in association with the radio Communications Interoperability Project, the Clerk of the Board of Supervisors is hereby authorized and directed to advertise for bids for installation services for mobile radio applications, requesting that each bidder specify, among other items, both an hourly rate for installation work, and a base price for mobile radio and antenna system installation, 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. LeRoy moved the adoption of the resolution. Seconded by Mrs. Bender. Upon roll call, adopted.

RESOLUTION NO. 143-10: AUTHORIZATION TO EXPEND GRANT FUNDS AND PURCHASE EQUIPMENT AND SUPPLIES FOR WAYNE COUNTY SHERIFF'S OFFICE

Mr. Plant presented the following:

WHEREAS, Resolution No. 710-08 authorized the acceptance of grant funds and the execution of a contract with NYS Homeland Security; and

WHEREAS, the equipment listed as follows was approved by NYS as acceptable use of the grant funding; and

WHEREAS, all of the equipment to be purchased, 7 portable radios \$29,188.32 , 7 chargers \$ 715.40 and 2 leather holsters at \$87.60 is available under NYS OGS purchasing contract Group 77200, Award 19521; and

WHEREAS, this equipment is necessary for the Sheriff's Office Emergency Response Team, now, therefore, be it

RESOLVED that Wayne County Emergency Management is authorized to purchase 7

portable radios at \$29,188.32, 7 chargers at \$715.40 and 2 leather holsters at \$87.60; and be it further

RESOLVED, that the Wayne County Treasurer is hereby authorized and directed to increase the following accounts:

A3640-EMERGENCY MANAGEMENT OFFICE:

\$29,992.00 to .44306 Homeland Security

\$29,992.00 to .52203 Homeland Security Equipment

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

RESOLUTION NO. 144-10: TECHNICAL DECONTAMINATION AND HAZARD ASSESSMENT TEAM APPOINTMENTS

Mr. Plant presented the following:

WHEREAS, the Technical Decontamination and Hazard Assessment Team was established pursuant to resolution 476-06; and

WHEREAS, the Wayne County Fire Coordinator and the Director of Emergency Management is recommending Andrew Brooks (East Williamson Fire Department), Mike Mooney (Ontario Fire Department) and Stephen Niles (Pultneyville Fire Department) to serve on the Wayne County Technical Decontamination and Hazard Assessment Team; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors, upon recommendation of the Wayne County Fire Coordinator and the Director of Emergency Management hereby appoints Andrew Brooks, Mike Mooney and Stephen Niles to serve on the Wayne County Technical Decontamination and Hazard Assessment Team.

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

RESOLUTION NO. 145-10: AUTHORIZATION TO ENTER INTO THE HOMELAND SECURITY 2009 TECHNICAL RESCUE & USAR GRANT PROGRAM MEMORANDUM OF AGREEMENT (MOA)

Mr. Plant presented the following:

WHEREAS, authorization to enter into the NYS Office of Homeland Security 2009 Technical Rescue & USAR Grant Program was established pursuant to resolution 473-09; and

WHEREAS, Cayuga County will be the submitting partner and Wayne and Seneca Counties will be participating counties; and

WHEREAS, this Memorandum of Agreement (MOA) is intended to build regional Technical Rescue response capabilities by:

- Setting forth the responsibilities of the 2009 Technical Rescue Grant Program (TRGP) recipients; and
- Ensuring that the Technical Rescue Grant Program recipients work together to implement the projects, goals and objectives identified in their jointly-submitted Technical Rescue Grant Program Request for Proposal (RFP); now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors and the Fire Coordinator, upon review and approval of the County Attorney, are hereby authorized and directed to sign any documentation necessary to execute Wayne County as a participating partner in this grant and be it known, that no county monies will be expended.

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

RESOLUTION NO. 146-10: AUTHORIZATION TO EXECUTE AGREEMENT WITH EMSCHARTS, INC. FOR WAYNE COUNTY ALS SERVICES

Mr. Plant presented the following:

WHEREAS, Board of Supervisors resolution 822-07, duly passed on December 18, 2007, authorized the Chairman of the Board of Supervisors to execute an agreement with emsCharts,

Inc., of Pittsburgh, PA, which would allow Wayne County ALS Services to convert to an electronic prehospital care report (PCR) system; and

WHEREAS, the aforementioned agreement was to include only basic service from emsCharts, which allows EMS services to input data exclusively from fixed locations with internet access; and

WHEREAS, the previously authorized agreement with emsCharts was never executed, as it was found that it would be impractical for the Wayne County ALS Technicians to input data exclusively from desktop computers at the bases of operation following the completion of each call for service; and

WHEREAS, emsCharts offers a mobile software application, at a cost of \$88.00 per month, that would allow WCALS employees to complete PCR's during the call for service, thereby increasing efficiency, and maintaining compliance with hospital requirements for submission of PCR's upon delivery of the patient to the hospital; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors shall be authorized to execute an agreement with emsCharts, Inc. of Pittsburgh, PA, for an initial term of one year, with an option to renew, at a monthly cost not to exceed \$88.00, for the provision of electronic PCR's, including the mobile application and archiving, with such agreement subject to the review and approval of the County Attorney as to form and content.

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

RESOLUTION NO. 147-10: AUTHORIZATION TO EXECUTE 2010 MAINTENANCE CONTRACT WITH BI INC.

Mr. Plant presented the following:

WHEREAS, Wayne County enters into a Maintenance Agreement with BI Inc. for the support of Electronic Monitoring Equipment; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute an extended warranty and support services agreement on behalf of the County of Wayne, subject to the County Attorneys approval as to form and content, with BI Incorporated for the contract period January 1, 2010 to December 31, 2010 at an annual cost of \$7,318.00 to cover thirty-five (35) Home Guard Monitoring Devices (HG-200); eighteen (18) Sobrietor Units (93-9300) and one (1) Drive-Bi Unit (HG-2220).

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

RESOLUTION NO. 148-10: AUTHORIZATION TO AMEND THE 2010 COUNTY BUDGET FOR THE SELECTIVE TRAFFIC ENFORCEMENT PROGRAM (STEP)

Mr. Plant presented the following:

WHEREAS, the Wayne County Sheriff's Office has received a grant in the amount of \$20,000 in overtime funds from the Governor's Traffic Safety Committee for participation in the Selective Traffic Enforcement Program (STEP) for the period October 1, 2009-September 30, 2010; and

WHEREAS, the Wayne County Board of Supervisors previously approved the acceptance of the grant for overtime funds by Resolution No. 711-09 and no funds were expended in 2009, now therefore, be it

RESOLVED that the Wayne County Treasurer is hereby authorized and directed to amend the 2010 County Budget as follows:

A3114-SHERIFF ROAD PATROL:

\$20,000.00 to .51912 Onetime STEP Program

\$20,000.00 to .43370 Traffic Safety Grants

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

RESOLUTION NO. 149-10: AUTHORIZATION TO MODIFY THE 2010 COUNTY BUDGET

FOR THE HOMELAND SECURITY STATE LAW ENFORCEMENT TERRORISM PREVENTION PROGRAM (SLETPP)

Mr. Plant presented the following:

WHEREAS, the Wayne County Sheriff's Office has received a grant in the amount of \$79,500 from the NYS Office of Homeland Security, to be used in support of law enforcement terrorism prevention-oriented planning, organization, training, exercise and equipment activities; and

WHEREAS, the Wayne County Board of Supervisors previously approved the acceptance of the grant by Resolution No. 712-09 with these funds being used to purchase an additional Sodus point Surveillance camera system, enclosures, power mounts, connectors, (2) back hauls, 45G 40' tower including installation \$29,198, (60) In-Car Computer printers \$16,500, Finger Print Card Scan System with maintenance \$4,200, (5) PC work stations for 911 dispatch consoles \$7,500, (1) Portable radio charger Bank for Command Post \$675, (2) Motorola Narrow band compliant portable radios \$13,827, and (11) Harris Swat radios \$7,600; and

WHEREAS, Wayne County is still awaiting executed contracts from the State of New York for such grant so that expenditures can be made; now therefore, be it

RESOLVED that the Wayne County Treasurer is hereby authorized and directed to amend the 2010 County Budget for the purchase of an additional Sodus point Surveillance camera system, enclosures, power mounts, connectors, (2) back hauls, 45G 40' tower including installation \$29,198.00, (60) In-Car Computer printers \$16,500.00, Finger Print Card Scan System with maintenance \$4,200.00, (5) PC work stations for 911 dispatch consoles \$7,500.00, (1) Portable radio charger Bank for Command Post \$675.00, (2) Motorola Narrow band compliant portable radios \$13,827.00, and (11) Harris Swat radios \$7,600.00 as follows:

Account No A3114-Road Patrol
\$79,500 to .52500 Other Equipment
\$79,500 to .44306 Homeland Sec. Federal

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

RESOLUTION NO. 150-10: AUTHORIZATION TO MODIFY THE 2010 COUNTY BUDGET FOR 2009 FEDERAL PORT SECURITY GRANT PROGRAM UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT

Mr. Plant presented the following:

WHEREAS, the Wayne County Sheriff's Office has received a grant in the amount of \$233,051.00 from the Federal Emergency Management Administration (FEMA) under the American Recovery and Reinvestment Act, for an Underwater Search and Rescue Mobile Command Post estimated at \$161,376.00 and SWAT Team related equipment costing \$71,675.00, for the purpose of enhancing the Nation's port and maritime infrastructure, and to prevent, protect, respond to, and recover from threats or acts of terrorism; and

WHEREAS, the Wayne County Board of Supervisors previously approved the acceptance of the grant by Resolution No. 715-09; and

WHEREAS, the Sheriff has obtained quotes and is finalizing bid specifications for equipment authorized under the grant; now, therefore, be it

RESOLVED, that the Wayne County Treasurer is hereby authorized and directed to amend the 2010 County Budget for the purchase of an Underwater Search and Rescue Mobile Command Post estimated at \$161,376.00 and SWAT Team related equipment costing \$71,675.00 as follows:

Account No A3111 Recreational Safety
\$161,376.00 to .52300 Motor Vehicle
\$ 71,675.00 to .52500 Other Equipment
\$233,051.00 to .43302 Homeland Security Federal

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

RESOLUTION NO. 151-10: AUTHORIZATION TO MODIFY THE 2010 COUNTY BUDGET FOR 2009 FEDERAL PORT SECURITY GRANT PROGRAM AWARD No. 2009-PU-T9-0117

Mr. Plant presented the following:

WHEREAS, the Wayne County Sheriff's Office has received a grant in the amount of \$109,585 from the U.S. Department of Homeland Security, Federal Emergency Management Administration, with matching funds of \$38,530 for the purpose of purchasing a Boat at a costs of \$123,291.00 and SCUBA related equipment at a cost of \$24,824.00, to enhance the Nation's port and maritime infrastructure, and to prevent, protect, respond to, and recover from threats or acts of terrorism; and

WHEREAS, the Wayne County Board of Supervisors previously approved the acceptance of the grant by Resolution No. 709-09; and

WHEREAS, the Sheriff has purchased the boat and part of the SCUBA equipment, and

WHEREAS, there is still SCUBA equipment that needs to be purchased \$7,412.00, now therefore be it

RESOLVED, that the Wayne County Treasurer is hereby authorized and directed to amend the 2010 County Budget as follows:

Account No A3111 Recreational Safety

\$7,412.00 to .52500 Other Equipment

\$7,412.00 to .43302 Homeland Security Federal

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

RESOLUTION NO. 152-10: AUTHORIZATION TO MODIFY THE 2010 COUNTY BUDGET FOR UNEXPENDED LEGISLATIVE GRANT FUNDS

Mr. Plant presented the following:

WHEREAS, the Wayne County Sheriff's Office has received a grant in the amount of \$60,000 from the NYS Division of Criminal Justice Services, for general operation and program costs for the Sheriff's Office, and

WHEREAS, the Wayne County Board of Supervisors previously approved the acceptance of the grant by Resolution No. 442-09; and

WHEREAS, the Wayne County Sheriff's Office has expended all but \$1,500.00 for upcoming specialized training of the authorized grants funds, and it be it further

RESOLVED that the Wayne County Treasurer is hereby authorized and directed to amend the 2010 County Budget for upcoming specialized training as follows:

Account No A3114-Road Patrol

\$1,500.00 to .43716 State aid

\$1,500.00 to .54483 Training

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

RESOLUTION NO. 153-10: AUTHORIZATION TO HIRE A DEPUTY SHERIFF FOR A POSITION TO BE VACATED

Mr. Plant presented the following:

WHEREAS, the Sheriff had been previously given permission to fill a position of Deputy Sheriff that is anticipated to be vacated by the forthcoming promotions of: Lieutenant to Chief Deputy; Sergeant to Lieutenant; and Road Patrol Deputy to Sergeant. All the stated promotions stem from the appointment of Chief Deputy Richard House to the position of Undersheriff; and

WHEREAS, immediate authorization was needed to fill this position, due to the Finger Lakes Law Enforcement Academy in Canandaigua, NY starting January 11, 2010, with the individual being sent to the academy; and

WHEREAS, the candidate to fill this position did not pass his background investigation and was not hired; and

WHEREAS, other candidates are currently being interviewed and backgrounds being

performed, with the anticipation of enrolling a candidate in the Monroe County Public Safety Training Academy starting February 24, 2010; and

WHEREAS, the need to fill the position of Deputy Sheriff is still necessary to relieve a staffing shortage on the Road Patrol; now therefore, be it

RESOLVED, that the Sheriff is hereby authorized to fill the anticipated position vacancy for Deputy Sheriff.

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

RESOLUTION NO. 154-10: AUTHORIZATION TO AMEND THE 2010 COUNTY BUDGET FOR THE BUCKLE-UP NEW YORK GRANT

Mr. Plant presented the following:

WHEREAS, the Wayne County Sheriff's Office has received a grant in the amount of \$3,648 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, 2009-September 30, 2010; and

WHEREAS, the Wayne County Board of Supervisors previously approved the acceptance of the grant for overtime funds by Resolution No. 927-09 and no funds were expended in 2009; now, therefore, be it

RESOLVED that the Wayne County Treasurer is hereby directed to amend the 2010 Budget as follows:

A3114-SHERIFF ROAD PATROL:

\$3,648.00 to .51911 Overtime-BUNY Program

\$3,648.00 to .43370 Traffic Safety Grants

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

RESOLUTION NO. 155-10: AUTHORIZATION TO ACCEPT A GRANT FROM THE GOVERNORS'S TRAFFIC SAFETY COMMITTEE AND AMEND THE 2010 COUNTY BUDGET

Mr. Plant presented the following:

WHEREAS, the Wayne County Sheriff's Office has received a grant in the amount of \$4,600.00 from the Governor's Traffic Safety Committee for participation in the Child Passenger Safety Program for the period October 1, 2009-September 30, 2010; 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, 2009-September 30, 2010 in the amount of \$4,600.00 be accepted; 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 Treasurer is hereby directed to amend the 2010 County Budget as follows:

A3113-SHERIFF JUVENILE OFFICE:

\$4,600.00 to .54461 Public Education

\$4,600.00 to .43362 Child Passenger Safety Program

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

RESOLUTION NO. 156-10: AUTHORIZATION TO PURCHASE EMERGENCY LIGHTING FOR SNOWMOBILES FOR THE WAYNE COUNTY SHERIFF'S OFFICE

Mr. Plant presented the following:

WHEREAS, the Sheriff's Office has two snowmobiles that are used for public safety in patrolling snowmobile trails throughout the county during the winter months, and responding to emergencies in areas that are snow covered and inaccessible by other emergency vehicles;

and

WHEREAS, the snowmobiles are currently equipped with out-dated, emergency lighting that is no longer functioning, and cannot be repaired; and

WHEREAS, New York State Parks and Recreation Law section 25.17 requires 360 degree emergency lighting to be installed on all public safety snowmobiles; and

WHEREAS, new LED (light emitting diode) surface mount lighting systems for snowmobiles, provide the necessary legal lighting requirements, have minimal draw on the electrical system, and provide greater visibility; thereby enhancing officer safety; and

WHEREAS, both snowmobiles can be equipped with the new lighting systems for a total cost of \$510.00; and

WHEREAS, the total cost of the lighting systems are fifty percent reimbursable by the New York State Department of Parks and Recreation; thereby making the county cost \$255.00; now, therefore, be it

RESOLVED, that the Sheriff be given permission to purchase two LED lighting systems; and be it further

RESOLVED, that the County Treasurer shall amend the 2010 County budget as follows:

A3111-Recreational Safety

\$510.00 to .52500 Other Equipment

\$510.00 from .54191 Snowmobile Expense

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

RESOLUTION NO. 157-10: AUTHORIZATION TO APPLY FOR FEDERAL PORT SECURITY GRANT

Mr. Plant presented the following:

WHEREAS, the Sheriff's Office is in need of a tactical emergency response vehicle to safely deploy officers during active shooting situations, and to safely rescue injured officers and civilians pinned-down under gunfire. Such a vehicle is manufactured especially for police departments, and has been credited numerous times for safely rescuing downed police officers and civilians; and

WHEREAS, the Sheriff's Office is in need of dive team related equipment including; side-scan sonar, to aid in the recovery of drowning victims in large bodies of water; dry suits, so divers can make recoveries in cold water; underwater communications equipment, to aid divers in safely communicating with the dive master on the surface and other divers in the water; underwater digital camera, to assist in taking evidentiary photos under water; and a 12 foot inflatable boat, to deploy dive team members in smaller bodies of water, such as ponds and quarries; and

WHEREAS, the Sheriff's Office is in need of night vision equipment, used in operations, such as searches during night-time hours; and

WHEREAS, The Sheriff's Office is in need of portable voice translator devices, to be used in communicating with non-English speaking individuals during investigations where a bi-lingual person is unavailable; and

WHEREAS, the Sheriff's Office has identified a federal grant program through the Federal Emergency Management Agency (FEMA), that could be applicable to purchase of the above stated equipment; and

WHEREAS, the program, known as the FY 2010 Port Security Grant Program, requires no local match, and the Wayne County Sheriff's Office would be eligible to apply for said grant; now, therefore, be it

RESOLVED, that the Sheriff is hereby authorized to submit, and the Chairman of the Board of Supervisors authorized to sign, a grant application for the FEMA administered FY2010 Port Security Grant Program, in an effort to secure funding for the emergency response equipment stated, not to exceed \$375,000.

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

RESOLUTION NO. 158-10: AUTHORIZATION TO ENTER INTO A MEMORANDUM OF UNDERSTANDING FOR SUPPORT OF THE WAYNE COUNTY SEXUAL ASSAULT NURSE EXAMINER (SANE) PROGRAM

Mr. Plant presented the following:

WHEREAS, Newark-Wayne Community Hospital provides a service for victims of sexual assault called the Sexual Assault Nurse Examiner (SANE) Program; and

WHEREAS, the SANE Program is a service where specially trained registered nurses provided compassionate care to victims of sexual assault on one-on-one basis, at Newark-Wayne Community Hospital; and

WHEREAS, Newark-Wayne Community Hospital and the Victim Resource Center of the Finger Lakes request to enter into a Memorandum of Understanding with the Wayne County Sheriff's Office, whereby Wayne County Sheriff's Deputies will be made aware of the SANE Program and the Victims Resource Center services; and

WHEREAS, that Sheriff's deputies will make every attempt to connect victims with the available services of rape crisis advocates and forensic medical examiners 24/7, and also, that sheriff's deputies will provide emergency transportation of victims to Newark-Wayne Community Hospital for such SANE services; and

WHEREAS, there is no cost to the Sheriff's Office; now, therefore, be it

RESOLVED, that the Chairman of the Board, the District Attorney and the Sheriff is hereby authorized to sign a Memorandum of Understanding with Newark-Wayne Community Hospital and the Victims Resource Center of the Finger Lakes regarding the SANE Program, upon review and approval of the County Attorney.

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

RESOLUTION NO. 159-10: AUTHORIZATION TO ENTER INTO A EQUITABLE SHARING AGREEMENT WITH THE UNITED STATES DEPARTMENT OF JUSTICE

Mr. Plant presented the following:

WHEREAS, the U.S. Department of Justice works closely with more than 8,000 state and local law enforcement agencies, including the Wayne County Sheriff's Office, on cases involving the seizure and forfeiture of property and funds. Through the Equitable Sharing Program, the Department of Justice is able to distribute forfeited property and funds to participating agencies, including the Wayne County Sheriff's Office, which helps offset crime investigation costs; and

WHEREAS, before any property and/or funds can be distributed to the Wayne County Sheriff's Office, the Sheriff's Office must be in compliance with the reporting requirements of the Department of Justice; and

WHEREAS, the Sheriff and the Chairman of the Board of Supervisors must enter into an Equitable Sharing Agreement for the fiscal year of 2009 by February 28, 2010; and

WHEREAS, there is no cost to the Sheriff's Office to participate in the Equitable Sharing Program. Now therefore be it

RESOLVED, that the Sheriff and the Chairman of the Board of Supervisors are hereby authorized to enter into an Equitable Sharing agreement with the US Department of Justice, and sign a certification form, upon review and approval of the County Attorney.

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

RESOLUTION NO. 160-10: 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, 2009 to March 16, 2011 at a cost not to exceed \$114,104
2. Operating System and Database Administration contract period from starting March 17, 2010 to March 16, 2011 at a cost not to exceed \$27,777.

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

RESOLUTION NO. 161-10: AUTHORIZATION TO EXECUTE A SERVICE CONTRACT WITH SMS (SYSTEMS MAINTENANCE SERVICES) FOR IBM HARDWARE MAINTENANCE FOR INFORMATION TECHNOLOGY DEPARTMENT

Mr. Hammond presented the following:

WHEREAS, the IBM Hardware that is used by IT needs to be covered by maintenance and the Information Technology Department has previously used Tri-Delta for said coverage; and

WHEREAS, SMS's business is providing warranties on equipment after the manufacturer's warranty has expired; and

WHEREAS, SMS could offer the same service for the period January 1, 2010 to December 31, 2010 at a cost not to exceed \$2,400.00 which is lower than Tri-Delta is charging; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a contract for the Department of Information Technology, on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with SMS for Network IBM Hardware Maintenance for the contract period of January 1, 2010 to December 31, 2010 at a cost not to exceed \$2,400.

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

RESOLUTION NO. 162-10: AUTHORIZING PAYMENT OF SETTLEMENT TO STATE FARM INSURANCE AND MARY LEVINER

Mr. Hammond presented the following:

WHEREAS, State Farm Insurance filed a claim, dated February 9, 2010 against the County of Wayne regarding an automobile accident that occurred on February 2, 2010 between a vehicle owned by the County of Wayne and State Farm Insurance's insured Mary Leviner; and

WHEREAS, the parties are desirous of settling said claim for a total amount not to exceed One Thousand Nine Hundred Fifty Five and 09/100 dollars, (\$1,955.09) payable to State Farm Insurance and Two Hundred Fifty and 00/100 (\$250.00) made payable to Mary Leviner; now, therefore, be it

RESOLVED, that the claim between State Farm Insurance, Mary Leviner and the County of Wayne has been amicably settled between the parties and payment is hereby approved; and be it further

RESOLVED, that the Wayne the County Treasurer is hereby authorized and directed to issue a check made payable to State Farm Insurance in the amount of One Thousand Nine Hundred Fifty Five and 09/100 dollars, (\$1,955.09) and a check made payable to Mary Leviner in the amount of Two Hundred Fifty and 00/100 dollars (\$250.00) from Account No. A1930 (Judgment and Claims), as directed by the Wayne County Attorney.

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

RESOLUTION NO. 163-10: 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 HURON

2010 Tax Roll

Account No. 72116-00-609622
Assessed to: Ross D. Marshall & Nancy E. Kasper
Total Tax Difference: \$172.56 Total County Tax Difference: \$116.34
Refund: \$172.56

2010 Tax Roll

Account No. 72117-00-935817
Assessed to: Thomas Bayer & Katharine VanZile
Total Tax Difference: \$1284.35 Total County Tax Difference: \$865.92
Refund: \$1284.35

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.

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

RESOLUTION NO. 164-10: 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

2010 Tax Roll

Account No. 68110-18-374095
Assessed to: Albert & Hilegarde Schnable
Total Tax Difference: \$125.32 Total County Tax Difference: \$125.32
Corrected Total Tax: \$869.25

2010 Tax Roll

Account No. 68110-06-428996
Assessed to: House of Praise, Inc
Total Tax Difference: \$704.97 Total County Tax Difference: \$0.00
Corrected Total Tax: \$0.00

2010 Tax Roll

Account No. 68111-14-401284
Assessed to: Dorothy Keesler
Total Tax Difference: \$173.34 Total County Tax Difference: \$140.61

Corrected Total Tax: \$201.39

TOWN OF MACEDON

2010 Tax Roll

Account No. 00000-00-903800

Assessed to: Fiber Technologies

Total Tax Difference: \$469.63 Total County Tax Difference: \$0.00

Corrected Total Tax: \$2798.03

TOWN OF SODUS

2010 Tax Roll

Account No. 69118-17-245224

Assessed to: Forrest Huff

Total Tax Difference: \$78.84 Total County Tax Difference: \$0.00

Corrected Total Tax: \$2.30

TOWN OF WOLCOTT

2010 Tax Roll

Account No. 77119-00-995195

Assessed to: Kathie Kirsch

Total Tax Difference: \$506.86 Total County Tax Difference: \$346.00

Corrected Total Tax: \$436.33

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.

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

RESOLUTION NO. 165-10: ACCEPTANCE OF PHARMACEUTICAL AVERAGE WHOLESALE PRICE LITIGATION PROCEEDS

Mr. Hammond presented the following:

WHEREAS, Allegations of overcharging by various pharmaceutical companies resulted in a lawsuit joined by a number of New York State Counties of which Wayne is one; and

WHEREAS, Settlements from the pharmaceutical companies are received and apportioned as a percent of each counties' claims; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors hereby accepts Wayne County's share of the settlement from Endo, in the amount of \$692.40, and the settlement amount from GSK in the amount of \$634.70; and be it further

RESOLVED, the Chairman of the Wayne County Board of Supervisors is hereby authorized to execute a settlement authority transmittal and any other settlement documents regarding Endo and GSK subject to the approval of the Wayne County Attorney.

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

RESOLUTION NO. 166-10: AUTHORIZATION TO AMEND THE COUNTY TREASURER'S BUDGET

Mr. Hammond presented the following:

WHEREAS, the cost of office chairs is more than anticipated; now, therefore, be it

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

Reduce Appropriation Account A1325.54408 (Conference) by \$415.00 from \$1,500.00 to \$1,085.00

Increase Appropriation Account A1325.52200 (Office Equipment) by \$415.00 from \$1,530.00 to \$1,945.00.

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

RESOLUTION NO. 167-10: AUTHORIZATION TO SIGN AUDIT ENGAGEMENT LETTER

Mr. Hammond presented the following:

WHEREAS, the County is required to have audit services provided for various oversight and regulatory agencies of the State and Federal Government; and

WHEREAS, the County has engaged the services of Raymond F. Wager CPA and wishes to continue to have them provide these services; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign an engagement letter with Raymond F. Wager, CPA to provide these services for the fiscal year 2009 during the calendar year 2010, not to exceed \$90,000.

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

RESOLUTION NO. 168-10: AUDIT OF CLAIMS

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 **\$3,696,395.36** are hereby approved for payment and the Treasurer is hereby authorized and directed to make payment of the same:

1. A Fund	\$	2,150,785.67
2. D Fund	\$	973,669.93
3. DM Fund	\$	112,058.12
4. E Fund	\$	309,817.79
5. H Fund	\$	98,088.90
6. MS Fund	\$	23,124.95
7. S Fund	\$	28,850.00
Warrant Total	\$	3,696,395.36

and be it further

RESOLVED, that the following utilities totaling **\$138,107.03**, processed pursuant to Resolution No. 176-78, are hereby ratified:

1. A Fund	\$	91,213.06
2. DM Fund	\$	6,904.98
3. E Fund	\$	32,410.16
4. H Fund	\$	7,578.83
Utility Total	\$	138,107.03

and be it further

RESOLVED, that miscellaneous disbursement checks were processed for the following County Departments, totaling **\$238,371.54** are hereby ratified:

1. Nursing Home	\$	88,579.75
2. Sheriff-Misc.	\$	
3. Sheriff-Pistol Permits	\$	1,602.25
4. Social Services	\$	327.71
5. County Attorney	\$	12,720.00
6. WBHN	\$	44.48
7. Public Health	\$	554.00
8. Workers' Comp	\$	134,543.35
	\$	238,371.54

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

AD HOC – BUILDING RELOCATION COMMITTEE

RESOLUTION NO. 169-10: AUTHORIZATION TO AWARD INSPECTION SERVICES FOR THE STORM WATER POLLUTION PREVENTION PLAN

Mr. Spickerman presented the following:

WHEREAS, Wayne County has awarded a public works project for renovations to our former nursing home and

WHEREAS, It is required that the engineer develop a Storm Water Pollution Prevention Plan and submit it to the New York State Dept. of Environmental Conservation for a permit, and

WHEREAS, one of the requirements of said permit is that Wayne County hire an independent, certified testing agency to provide the required inspections and

WHEREAS, Wayne County had requested our construction manager Watchdog Building Partners to issue a

Request for proposal for said pricing, and

WHEREAS, Watchdog Building Partners received two quotes from local certified agencies as follows:

STORMWATER SOLUTIONS, LLC	@ \$81.00 PER INSPECTION
SJB SERVICES, INC	@ \$85.00 PER INSPECTION

WHEREAS, It has been determined that approximately 44 site visits will be required during the duration of the project, now therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign an agreement, subject to approval by the County Attorney as to form and content with Stormwater Solutions, LLC at a unit cost of \$81.00 per inspection with an anticipated cost not to exceed \$ 3564.00, and be it further

RESOLVED, that the fees for their services will be paid from the Project Account H19252.52825.

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

RESOLUTION NO. 170-10: AUTHORIZATION TO AWARD SPECIAL INSPECTION SERVICES FOR THE RENOVATIONS OF THE FORMER NURSING HOME FACILITY

Mr. Spickerman presented the following:

WHEREAS, Wayne County has awarded a public works project for renovations to our former nursing home; and

WHEREAS, It is required by the New York State Division of Codes that Wayne County Hire an independent certified testing agency to perform special inspections, on items such as Compaction, Concrete and Masonry, Geo Tech, Rebar and Steel; and

WHEREAS, Wayne County had requested our construction manager, Watchdog Building Partners to issue a Request for Proposals for pricing for the special inspection services; and

WHEREAS, Watchdog Building Partners received four quotes from local certified agencies summarized as follows:

FIRM	TIME	CONCRETE COMPACTION	MASONRY	GEOTECH	REBAR	STEEL
SJB	½ DAY FULL DAY	\$ 79.00 \$158.00	\$ 95.00 \$ 190.00	\$ 680.00	\$ 96.00 \$ 192.00	\$140.00
CME	½ DAY FULL DAY	\$ 105.00 \$ 188.00	\$ 128.00 \$ 228.00		\$ 128.00 \$ 228.00	\$ 280.00
FOUNDATION DESIGN	½ DAY FULL DAY			\$ 480.00 \$ 960.00		\$ 160.00 \$ 286.00

ATLANTIC TESTING	½ DAY	\$ 130.00	\$ 155.00	\$ 480.00		\$ 480.00
	FULL DAY	\$ 200.00	\$ 260.00			

and

WHEREAS, based on all pricing considerations, Watchdog Building Partners is recommending using SJB Services Inc., and

WHEREAS, The New York State Division of Codes is required to approve the firm chosen for these services, Watchdog Building Partners submitted the firm of SJB Services Inc. to the code enforcement officer in charge of this project; and

WHEREAS, approval has been given by the New York State Division of Codes for the use of SJB Services Inc.; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign an agreement, subject to approval by the County Attorney as to form and content with SJB Services Inc., at the unit pricing indicated above with an anticipated budget of \$ 15,000.00; and be it further

RESOLVED, that the fees for their services will be paid from the Project Account H19252.52806.

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

RESOLUTION NO. 171-10: AUTHORIZATION TO AMEND CONTRACT WITH SWBR ARCHITECTS FOR DESIGN, DESIGN DEVELOPMENT, AND PRINTING COSTS

Mr. Spickerman presented the following:

WHEREAS, Wayne County entered into an agreement with SWBR Architects based upon a project scope, estimated project budget, and an anticipated schedule; and

WHEREAS, Wayne County expanded the scope of the project after the Design phase began; and

WHEREAS, SWBR Architects has submitted a request for additional compensation due to the changes in the Design Phase costs related to the Probation Department-related build-out and Site Improvements, East Wing Demolition, Asbestos Abatement Documentation, and Additional Bidding Alternates; and

WHEREAS, in addition to the increased scope for the projects SWBR Architects printed the bid documents for the project at a cost of \$17,614.09 for which SWBR needs to be reimbursed; and

WHEREAS, the Superintendent of Building and Grounds, the County Attorney and the County Administrator have reviewed the request with representatives of SWBR Architects; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute an amendment to the Design phase contract with SWBR in the amount of \$102,323 to include the additional design, engineering and planning costs and that the Reimbursable Expense allowance is increased by \$10,000 in order to provide an adequate amount for specification printing costs.

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

RESOLUTION NO. 172-10: 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 March 8 to April 9, 2010.

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

RESOLUTION NO. 173-10: AUTHORIZATION TO CREATE NEW POSITION IN DEPARTMENT OF SOCIAL SERVICES AND AMEND DSS BUDGET

Mrs. Crane presented the following:

WHEREAS, both the DSS Intake and Undercare units are experiencing a significant increase in workload, and

WHEREAS, there has been no increase in staffing in either the Intake or Undercare unit in the past 10 years; and

WHEREAS, new applications, especially for Food Stamps, are resulting in longer than acceptable waiting periods; and

WHEREAS, new applications have resulted in caseload growth beyond the ability of present staff to manage; and

WHEREAS, interim changes being instituted to shorten the waiting periods will be assessed for effectiveness to determine whether additional staff is needed to process applications; and

WHEREAS, such remedies are not available for the ongoing cases and additional staffing is required; now, therefore, be it

RESOLVED, that a position of Social Welfare Examiner is hereby created to meet the increased caseload demands; and be it further

RESOLVED, that the 2010 DSS budget is hereby amended to reflect increases in expenses and revenues as shown below:

A6010 – SOCIAL SERVICES

\$31,343.00 to .51200 Social Welfare Examiner

\$ 3,134.00 to .58100 Payments to Retirement

\$ 2,398.00 to .58200 Payments to Social Security

\$10,680.00 to .58400 Hospitalization

\$ 156.00 to .58600 Disability

\$23,856.00 to .44610 Social Services Administration

A1990 – CONTINGENT FUND GEN:

\$23,855.00 from .540000 Contractual Expense

Mr. Plant moved the adoption of the resolution. Seconded by Mr. Manktelow. Upon roll call, all Supervisors voted Aye. The Chairman declared the Resolution adopted.

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

RESOLUTION NO. 174-10: AUTHORIZE APPLICATION TO GOOGLE'S FIBER FOR COMMUNITIES PROGRAM

Mr. Spickerman presented the following:

WHEREAS, Google plans to install and test ultra high speed broadband networks in trial communities across the country; and

WHEREAS, the new Google networks will deliver internet speeds more than 100 times faster than what most Americans currently have available to them; and

WHEREAS, Google is asking interested municipalities to provide them with information about their communities through a Request for Information ("RFI") submission process, which is due no later than March 26, 2010; and

WHEREAS, the Planning Department has reviewed the RFI and is prepared to provide the necessary information to Google to position Wayne County to compete for designation as a trial community for the installation and testing of ultra high speed internet; now, therefore, be it

RESOLVED, that the Planning Department is authorized to prepare and submit an RFI to

Google on behalf of Wayne County for designation as a trial community for the testing of ultra high speed internet; and be it further

RESOLVED, that the Chairman of the Board of Supervisors is authorized to execute and/or certify all documents in connection with this submission, subject to approval as to form and content by the County Attorney.

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

RESOLUTION NO. 175-10: 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, 2010 – February 28, 2011:

1. Renewal for Commercial Umbrella Excess in the amount of \$ 21,399.40
2. Premium for Optional Commercial Umbrella Excess 10 million per occurrence, 20 million aggregate in the amount of \$ 8,778.00
3. Renewal for General Liability in the amount of \$ 21,358.70
4. Renewal for Commercial Inland Marine Package in the amount of \$ 2,891.90
5. Renewal for Commercial Property/Boiler Machinery in the amount of \$ 45,719.04
6. Renewal for Automobile Liability in the amount of \$ 14,566.10
7. Renewal for Public Officials in the amount of \$ 21,450.00
8. Renewal for Police Professional Liability in the amount of \$ 28,792.50
9. Renewal for Health Care in the amount of \$ 81,694.50
10. Consulting Fee in the amount of \$ 9,628.16

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 \$246,649.44 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 \$9,628.16 from Account A1910.54353 upon adoption of this resolution.

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

ADJOURNMENT:

The Chairman announced that the next meeting of the Board will be an evening session, scheduled for Tuesday, March 16, 2010 at 7:00 p.m.

Ms. Park moved, seconded by Mr. Colacino, that the board adjourn at 10:20 a.m. Carried.

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