

19th Day  
Tuesday, October 20, 2015  
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 and invocation was given by Chairman James Hoffman.

The Roll Call was taken with board members responding, followed by introductions of students that were participants for the "4-H Supervisor-for-a-Day" program.

Supervisor Spickerman was absent.

The following introductions were made:

Richard Colacino	Arcadia	Meghan Vitaro
Steven Groat	Galen	Dylan Southcott
Laurie Crane	Huron	Cheyenne Boone
Brian Manktelow	Lyons	Corey Gardner
William Hammond	Macedon	Emily Wells
Monica Deyo	Marion	Sarah Lange
John Smith	Ontario	Sydney Ingalls
Ken Miller	Palmyra	Michaela Liesten
Kenan Baldrige	Rose	Sarah Lovell
Michael Kolczynski	Savannah	Hunter Rittenhouse
Steven LeRoy	Sodus	Elizabeth Carbajal
Patricia Marini	Walworth	Rachel Rouland
James Hoffman	Williamson	Jonathan Coyle
Kim Park	Wolcott	Brianna Boone
James Marquette	Cty Admin	Hannah Ferland

County Attorney Daniel Connors and County Administrator James Marquette were also present for this morning session.

**APPROVAL OF MINUTES:**

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

**COMMUNICATIONS:**

A copy of the Sheriff's Cash Receipts Report dated September 18 and October 15, 2015 totaling \$23,950.35 was received and filed.

Notice of Public Hearing for proposed Local Law No. 5 of 2015 was received from the Town of Tyre Town Board for the purpose of taking public comment on PUD District Application and the Development Plan. This hearing was scheduled for Thursday, October 8, 2015 at 8:00 p.m. Town Clerk's Office at 636 Sutterby Road, Seneca Falls, NY.

Town board resolution including the negative declaration for the Town of Tyre Planned Unit Development District Creation and Site Plan for the Lago Resort and Casino, were received from BOND Schoeneck and King, representing the Town of Tyre with respects to the review of the proposed Lago Resort and Casino Project, including the completed Full Environmental Assessment Form Parts 1, 2, and 3 with a written summary of the reasons supporting the Town Board's determination.

Official resolutions were received that were adopted by the County delegates at the New York State Association of Counties 2015 Annual Meeting in Essex County. These resolutions represent months of effort and analysis and years of practical experience operating government programs and serving the residents of our counties, with requests for review and enactment of these important issues.

A letter of resignation for the purpose of retirement was received from Richard O Stevens, Director of the WC Department of Probation and Correctional Alternatives, effective October 30, 2015.

A letter of resignation was received from James A. Marquette, retiring from the positions of County Administrator and Budget Officer for Wayne County, effective October 29, 2015.

Notification was received on October 14, 2015 by email from the New York State Division of Budget that The Tax Freeze/Government Efficiency Plan submitted by the County of Wayne has been approved by the New York State Division of Budget and has been forwarded to the Department of Taxation and Finance.

A copy of the Petition and Notice of Foreclosure for 2014 Delinquent Town and County taxes was received and filed from the Wayne County Treasurer's Office.

A copy of the County Auditor's accounts payable report for monthly utilities, miscellaneous payments, including the September warrants for accounts payable totaling \$3,702,626.11 was received and filed.

**SCHEDULED BUSINESS:**

Dan DeLisio, President of the Clyde VFW Men's Auxiliary presented a check from fundraising contributions for support for the transportation for Veterans. 100% of the proceeds of this event were donated for the charity golf tournament that was held this summer.

Patrick Skelly, Director of Veterans Services Agency accepted the check for \$2,680.00; and thanked everyone for their efforts; and pledged that these funds would be used for vehicle maintenance and medical treatments for veterans' transportation.

**PROCLAMATIONS:**

• **Domestic Violence Awareness Month**

Sheriff Barry Virts introduced Conesha Boswell Jackson for the reading of the proclamation for Domestic Violence Awareness Month. Ms. Boswell-Jackson is a victim of domestic violence and the Sheriff commended her on her bravery.

• **Retirement of Richard Stevens**

Supervisor Steve LeRoy, Chairman of the Public Safety Committee read the Proclamation of Appreciation for Richard O. Stevens, Director of Wayne County Probation and Correctional Alternatives, for his 39 years of dedicated service to Wayne County; and best wishes and happiness in his retirement.

• **Retirement of James Marquette**

Supervisor Crane read the Proclamation of Appreciation for James Marquette, Wayne County Administrator and Budget Officer for his 8 years of dedicated service to Wayne County and other counties in New York State as a NYS employee. James Hoffman closed with kind words of sincere appreciation on behalf of the full board; and in wishing him the best in all future endeavors.

**RECESS**

Chairman Hoffman called for a short recess at 9:31 a.m.

**REGULAR SESSION**

The board resumed regular session at 9:43 a.m.

**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.

Chairman Hoffman introduced and welcomed Mr. Thomas Crowley and the Newark Government Class to today's morning session of the full Board.

Management Assistant Patrick Schmitt presented information about the Derelict and Environmentally Challenged property issue within the county. The presentation touched on what the county has been doing and what the county plans to do going forward, including possible grant funding and meeting with other local government entities within Wayne County.

Board members commended Mr. Schmitt on this presentation, along with thanking the efforts of Jim Marquette, Karen Ambroz, Real Property Tax Director and County Attorney Dan Connors in working together for this process.

A request for this presentation to be posted on the county website and/or emailing the file to town offices for further presentations was requested.

There were questions regarding the continued use of some of these deteriorated and environmentally challenged properties as well as others, even after being withdrawn from the tax rolls; and what could be done about obtaining the necessary Supreme Court orders to have the power to enforce the laws needed.

It was noted that Code Enforcement Officers and Justice Officials can only follow the laws in place; however they are a key part of the process for aggressive actions that need to be taken.

Funding will be needed to catalog these properties, obtain the necessary environmental reviews, title transfers and expensive legalities of property cleanup. Further discussion regarding this being a town and village expense was briefly addressed.

## **RESOLUTIONS**

### **RESOLUTION NO. 533-15: NEWARK HOUSING AUTHORITY SERVICE AGREEMENT WITH WAYNE COUNTY DEPARTMENT OF AGING AND YOUTH**

Mr. Manktelow presented the following:

WHEREAS, The Newark Housing Authority (NHA) is applying for a NYS HCR special needs housing grant to procure and convert St. Michael's Parish Elementary School into 31 senior housing apartments; and

WHEREAS, a signed service agreement must be included in the grant application between Newark Housing Authority and a service provider able to provide referral and service provision to foster independent living and to prevent skilled nursing home care for income eligible, frail individuals, 60 years or older; and

WHEREAS, NHA has selected Wayne County Department of Aging and Youth to provide this service for individuals in need of supportive housing; and

WHEREAS, a signed service agreement between the Newark Housing Authority and the Department of Aging and Youth is required in order to provide these services to eight eligible seniors; now, therefore, be it

RESOLVED, the Board of Supervisors hereby authorizes the Director of the Department of Aging and Youth to sign a service agreement, subject to the County Attorney's approval as to form and content, with the Newark Housing Authority to provide needed services for eight eligible clients residing in the St Michael's Parish supportive housing project.

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

### **RESOLUTION NO. 534-15: AUTHORIZATION TO REMOVE AND REAPPOINT YOUTH BOARD MEMBERS**

Mr. Manktelow presented the following:

WHEREAS, Michael Crespo, representing the Youth Advocate Program, requests to be removed as a member of the Wayne County Youth Board due to changes in circumstances; and

WHEREAS, Donna Johnson, Vice Chairperson and representing Wayne Co. Action Program, requests to be removed as a member of the Wayne County Youth Board due to changes in circumstances; and

WHEREAS, Jessica Spence, representing Cooperative Extension of Wayne County; term as a member of the Wayne County Youth Board is completed, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors hereby reappoints Jessica Spence to the Wayne County Youth Board for a term commencing on October 1, 2015 and ending on October 31, 2018; and be it further

RESOLVED, that Michael Crespo and Donna Johnson be removed from the Youth Board.

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

**RESOLUTION NO. 535-15: AUTHORIZATION TO REAPPOINT MEMBERS TO THE AGING SERVICES ADVISORY COUNCIL**

Mr. Manktelow presented the following:

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

WHEREAS, terms for Wayne County advisory council members Marianne DeBellis and Pat Albrecht have expired; and

WHEREAS, these individuals desire to continue as members of the Aging Services Advisory Council for additional term; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors hereby reappoints Marianne DeBellis and Pat Albrecht to the Wayne County Aging Services Advisory Council for a term commencing on October 1, 2015 and ending on December 31, 2016; and be it further

RESOLVED, that the appointment is hereby confirmed.

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

**RESOLUTION NO. 536-15: AUTHORIZATION TO DECLARE ITEMS SURPLUS FOR THE WAYNE COUNTY DEPARTMENT OF AGING AND YOUTH**

Mr. Manktelow presented the following:

WHEREAS, one *Ocean* rescue board and a rescue kayak are no longer safe to operate and are no longer of use to Wayne County Department of Aging and Youth; and,

WHEREAS, nine inoperable radios (1 - General Electric, 3 - Radius SP50, 4 - Mag One Motorola, 1 - Motorola Radius P1225) are beyond economical repair and are no longer of use to the Wayne County Department of Aging and Youth; now, therefore, be it

RESOLVED that these items are declared surplus and the Superintendent of Public Works is hereby authorized to dispose of these items in accordance with County policy.

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

**RESOLUTION NO. 537-15: AUTHORIZE CONTRACT WITH CATHOLIC CHARITIES OF WAYNE COUNTY (CCWC) FOR EARLY/CRISIS INTERVENTION SERVICES**

Mr. Manktelow presented the following:

WHEREAS, one of the largest expenses in the Wayne County Department of Social Services budget is for the placement of children outside their own homes; and

WHEREAS, the earlier these children and families can be identified and provided services, the less likely it is that such placement occurs; and

WHEREAS, schools and pre-schools can often identify these children/families at a 90%+ accuracy rate; and

WHEREAS, Catholic Charities has an effective track record compiled in identifying and providing services to such youth/families; 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 Wayne County Department of Social Services, subject to the County Attorney's review as to form and content, with Catholic Charities of the Diocese of Rochester d/b/a Catholic Charities of Wayne County (CCWC) for the provision of Early/Crisis Intervention Services to TANF eligible families during the 7/1/15-

6/30/16 timeframe at a cost not to exceed \$59,165.

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

**RESOLUTION NO. 538-15: AUTHORIZATION TO SIGN AGREEMENT WITH CHILD CARING INSTITUTION CAYUGA HOME FOR CHILDREN D/B/A CAYUGA CENTERS AND THE WAYNE COUNTY DEPARTMENT OF SOCIAL SERVICES**

Mr. Manktelow presented the following:

WHEREAS, the Wayne County Department of Social Services (DSS) needs to place children in child caring institutions, at times, to promote their health and safety; and

WHEREAS, payment for these services is not determined by the county but is dictated by New York State; and

WHEREAS, it has been the practice of DSS to have in place contracts with various child caring institutions to facilitate a child's placement on a timely basis; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to execute an agreement with Cayuga Home for Children d/b/a Cayuga Centers, for the time frame 7/1/15-6/30/16 for the purchase of foster care for children, subject to the County Attorney's approval as to form and content for an amount not to exceed \$625,000.

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

**RESOLUTION NO. 539-15: AUTHORIZATION FOR THE MENTAL HEALTH DEPARTMENT TO AMEND THE 2015 ANNUAL CONTRACT WITH FINGER LAKES ADDICTIONS COUNSELING AND REFERRAL AGENCY (FLACRA) AND AMEND THE 2015 BUDGET**

Mr. Groat presented the following:

WHEREAS, the Mental Health Department has received additional funding from the New York State Office of Alcohol and Substance Abuse Services (OASAS) and the disbursement of this additional pass-through funding is designated for FLACRA in the added amount totaling \$298,848.00; now, therefore, be it

RESOLVED, that the County Treasurer is directed to amend the 2015 County Budget as noted below, and the Mental Health Department is authorized to process the payment of these pass-through funds to FLACRA within the 2015 budget year;

**A4322 COMMUNITY PROVIDERS:**

Revenue:

\$298,848 to 43499 FLACRA

Expense:

\$298,848 to 54604 FLACRA

And be it further

RESOLVED, that the 2015 county contract with FLACRA be amended as follows:

**FLACRA – 2015 Budget Year**

Mental Health Dept OASAS & County Funding: \$1,426,136 (State) \$69,602 (County)

Jail Forensic Services with Additional Sheriff's Funding: \$15,000 (Sheriff-County)

Jail Forensic Services with Additional STOP-DWI Funding: \$7,500 (STOP-DWI-County)

**TOTAL State & County: \$1,518,238**

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

**RESOLUTION NO. 540-15: AUTHORIZATION FOR THE MENTAL HEALTH DEPARTMENT TO CREATE ONE FULL-TIME CLERK-TYPIST POSITION AND AMEND THE 2015 BUDGET**

Mr. Groat presented the following:

WHEREAS, the Mental Health Department (and County's in general) over the past few years has experienced a growing increase in administrative & clerical support services related to the NYS Office of Mental Health Single Point of Access (SPOA) functions that the County is responsible for managing; and

WHEREAS, the NYS Office of Mental Health recognizes that the County has this

increased administrative burden, and as such is now providing additional State Aid (\$53,000 annually) to Wayne County in order to fund an additional administrative support staff position related to SPOA functions; and

WHEREAS, this position will be funded for two years 2015-2016 with the OMH funding and then will be sustained mostly by funding obtained through the Federal Medicaid Salary Reimbursement program; therefore, be it

RESOLVED, that one full-time position title of Clerk-Typist be created in the Mental Health Dept. and the 2015 Budget be amended as follows:

Account No. A4300.M5320 – Behavioral Health

Revenue:

\$8115.00 to 43490 State Aid Mental Health

Appropriations:

\$4,500.00 to 51104 Clerk Typist

\$475.00 to 58100 Payment to NYS Retire

\$345.00 to 58200 Payment to Social Security

\$2,620.00 to 58400 Hospitalization

\$154.00 to 58600 Disability

\$21.00 to 58901 EAP

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

**RESOLUTION NO. 541-15: AUTHORIZATION TO ESTABLISH A SERVICE PROVIDER AGREEMENT BETWEEN THE GREATER ROCHESTER HEALTH HOME NETWORK AND WAYNE COUNTY PUBLIC HEALTH**

Mr. Groat presented the following:

WHEREAS, the Greater Rochester Health Home Network (GRHHN) has been designated by the NYSDOH as a health home, pursuant to Section 365-L of the NYS Social Services Law; and

WHEREAS, GRHHN is developing a network of service providers to serve the persons enrolled in its Health Home; and

WHEREAS, the Early Intervention Program (EIP) has been identified as being a Service Provider for children enrolled in both the EIP and the GRHHN; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to establish a Service Provider Agreement between the Greater Rochester Health Home Network and Wayne County Public Health, subject to the approval of the County Attorney as to form and content.

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

**RESOLUTION NO. 542-15: AUTHORIZATION TO DECLARE EQUIPMENT AS SURPLUS FOR WAYNE COUNTY PUBLIC HEALTH**

Mr. Groat presented the following:

WHEREAS, Wayne County Public Health has the following surplus equipment that is in good working condition:

- Brother 2820 Intelli Fax, SN# U61325E8N546479
- Brother MFC Network Laser Facsimile, model MFC8460N, SN# U61508L8J807936

now, therefore, be it

RESOLVED, that the Director of Public Health is hereby authorized to declare the above equipment as surplus per the Wayne County Surplus Equipment Disposition / Transfer Policy.

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

**RESOLUTION NO. 543-15: AUTHORIZATION TO AMEND RESOLUTION NO. 552-98 TO**

**ESTABLISH A PETTY CASH FUND FOR WAYNE COUNTY PUBLIC HEALTH**

Mr. Groat presented the following:

WHEREAS, Resolution No. 552-98 establishes a Petty Cash Fund for Wayne County Public Health (WCPH) in the amount of \$25 for the purpose of making change when required in the performance of collecting tuberculin shot fees; and

WHEREAS, WCPH wishes to amend Resolution No. 552-98 to increase the amount of the petty cash fund to \$100 for the purpose of making change when required in the performance of duties in collecting fees for tuberculin skin tests, administration of vaccines and rabies clinic donations; now, therefore, be it

RESOLVED, that WCPH is hereby authorized to amend Resolution No. 552-98 to increase the amount petty cash to \$100 for the purpose of making change when required in the performance of duties in collecting fees for tuberculin skin tests, administration of vaccines and rabies clinic donations.

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

**RESOLUTION NO. 544-15: AUTHORIZATION TO ESTABLISH A MEMORANDUM OF UNDERSTANDING BETWEEN ENCOMPASS HEALTH HOME AND WAYNE COUNTY PUBLIC HEALTH**

Mr. Groat presented the following:

WHEREAS, the Encompass Health Home has been designated by the NYSDOH as a health home, pursuant to Section 365-L of the NYS Social Services Law; and

WHEREAS, Encompass is developing a network of service providers to serve the persons enrolled in its Health Home; and

WHEREAS, the Early Intervention Program (EIP) has been identified as being a Service Provider for children enrolled in both the EIP and Encompass; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to establish a Memorandum of Understanding between Encompass Health Home and Wayne County Public Health, subject to the approval of the County Attorney as to form and content.

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

**RESOLUTION NO. 545-15: AUTHORIZATION TO EXECUTE CONTRACT BETWEEN THE WAYNE COUNTY NURSING HOME AND HOME MEAL SERVICE, INC.**

Mr. Groat presented the following:

WHEREAS, the Wayne County Nursing Home has provided meals for Home Meal Service, Inc.'s "Meals on Wheels" program on an informal basis for many years but now desires to execute a formal contract with Home Meal Service, Inc. based on mutually agreed upon terms and fair and adequate compensation.

WHEREAS, the Wayne County Nursing Home ("Nursing Home") desires to enter into a formal agreement with Home Meal Service, Inc. to provide meals for Home Meal Service's "Meals on Wheels" program ("Meals on Wheels") which provides and delivers hot meals to homebound persons living within Wayne County; and

WHEREAS, the Nursing Home's current contract with Sodexo Operations, LLC ("Sodexo") contains provisions requiring Sodexo to prepare meals for the Meals on Wheels program; and

WHEREAS, the Nursing Home, through Sodexo, will produce an average of 50 lunch meals each weekday (Monday through Friday) excluding the 12 County designated holidays; and

WHEREAS, Home Meal Service will compensate the Nursing Home at a rate of \$3.60 per day per individual receiving a meal through the Meals on Wheels program or \$5.40 per day per individual receiving 2 meals through the Meals on Wheels program; and

WHEREAS, the contract will take effect April 1, 2015 and will renew automatically on an annual basis subject to review and agreement between the Nursing Home and Home Meals,

Inc. on pricing for the upcoming year; therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is directed and authorized to execute a contract with Home Meal Service, Inc. on behalf of the Nursing Home with the contract to commence April 1, 2015 with the Nursing Home to produce, through Sodexo Operations, LLC. an average of 50 meals each weekday excluding designated County holidays with Home Meal Services, Inc. to compensate the Nursing Home at a rate of \$3.60 per day per individual receiving a meal or \$5.40 per day per individual receiving 2 meals subject to the review of the County Attorney as to form and content.

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

**RESOLUTION NO. 546-15: AUTHORIZING COMMUNITY-WIDE TRANSFER AGREEMENT BETWEEN THE WAYNE COUNTY NURSING HOME AND THE ROCHESTER REGIONAL HEALTHCARE ASSOCIATION**

Mr. Groat presented the following:

WHEREAS, New York State Department of Health regulations requires transfer agreements between various levels of care; and

WHEREAS, Rochester Regional Healthcare Association provides transfer agreements on a community wide basis; and

WHEREAS, the current agreement between the Wayne County Nursing Home and the Rochester Regional Healthcare Association expires December 31, 2015; now, therefore, be it

RESOLVED, the Chairman of the Board of Supervisors is authorized to execute an agreement on behalf of the Wayne County Nursing Home with the Rochester Regional Healthcare Association for the provision of timely patient transfers on a community-wide basis effective from January 1, 2016 to December 31, 2018 at no cost.

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

**RESOLUTION NO. 547-15: AUTHORIZATION TO PURCHASE EQUIPMENT FOR THE WAYNE COUNTY NURSING HOME**

Mr. Groat presented the following:

WHEREAS, the ten year old ice dispenser used on a daily basis in the main kitchen is broken and is in need of repairs; and

WHEREAS, the repair cost is \$1,570.00; and

WHEREAS, the purchase cost for the ice dispenser is \$3,325.00; and

WHEREAS, the item is not in the budget addendum for 2015; and

WHEREAS, it has been determined that it would be more economical to purchase a new ice dispenser so it can be utilized for more years instead of repairing an old one; and

WHEREAS, the Wayne County Nursing Home saved \$5,137.46 on the purchase of ice machines that were budgeted and purchased in 2015; now therefore be it

RESOLVED, that the Wayne County Nursing Home is hereby authorized to purchase ice dispenser from Direct Supply for \$3,325.00.

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

**RESOLUTION NO. 548-15: AUTHORIZATION TO AMEND CONTRACT WITH ILS COMMUNITY NETWORK IPA, LLC FOR THE WAYNE COUNTY NURSING HOME**

Mr. Groat presented the following:

WHEREAS, the State of New York is transitioning Medicaid recipients into a designated New York Medicaid Managed Long Term Care Plan; and

WHEREAS, effective October 1, 2015, ILS Community Network IPA, LLC is expanding their services to include Development Disabilities Individual Support and Care Coordination (DISCO) program to provide, or arrange for, health and long term care services for individuals with developmental disabilities;; and

WHEREAS, Wayne County Nursing Home desires to amend the contract with ILS Community Network IPA, LLC; now, therefore be it

RESOLVED, that the Wayne County Nursing Home accept the Amendment to Agreement for Skilled Nursing Facility Services effective October 1, 2015 for the provision of skilled nursing facility services to ILS Community Network IPA, LLC members subject to the County Attorney's approval as to form and content.

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

**RESOLUTION NO. 549-15: AUTHORIZATION TO PURCHASE AND CONTRACT FOR INSTALLATION OF EQUIPMENT FOR OF THE WAYNE COUNTY NURSING HOME**

Mr. Groat presented the following:

**WHEREAS, a single unit double-stack convection oven was approved in the 2015 Budget; and**

WHEREAS, proposals were submitted by Douglas Foods Stores, Sodexo and Hubert;

Item #	Description	Qty	Total
1.	single unit double-stack convection oven Quotes: *Douglas Foods Stores Sodexo-\$9492.80 Hubert-unable to quote	1	\$8,171.26
	<b>Installation (included)</b>		
Total			\$8,171.26

and

WHEREAS, after review of each quote it appears that the proposal submitted by Douglas Foods Stores will be the most cost effective and it is therefore recommended that Douglas Foods Stores is to be used; and

WHEREAS, the cost to purchase and contract to install a double stack convection oven is \$8,171.26; and  
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 Wayne County Nursing Home with Douglas Food Stores, Inc. dba Douglas Equipment for the purchase and installation the a single unit double-stack convection oven, subject to the County Attorney's approval as to form and content.

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

**RESOLUTION NO. 550-15: ACCEPTING BID FOR PURCHASE AND INSTALLATION OF ONE (1) BATHING TUB FOR THE WAYNE COUNTY NURSING HOME**

Mr. Groat presented the following:

WHEREAS, pursuant to Resolution No. 435-15, the Board of Supervisors authorized the advertisement for the purchase and installation of one (1) Bathing Tub and related equipment for the Wayne County Nursing Home; and

WHEREAS, the Clerk of the Board of Supervisors duly advertised the bid for the Bathing Tubs and the bids were opened on Friday, August 7, 2015 at 2:00 p.m.; and the only bid was received and publicly opened:

**Lifting and Bathing Products, Co.      \$11,900**

now, therefore, be it

RESOLVED, that the bid submitted by Lifting and Bathing Products, Co. for the total bid price of \$11,900 for the purchase and installation of one (1) Bathing Tub and related equipment 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 Wayne County Nursing Home, subject to the County Attorney's approval as to form and content with Lifting and Bathing Products, Co. in accordance with the bid acceptance.

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

**RESOLUTION NO. 551-15: AUTHORIZATION TO AMEND CURRENT CONTRACT BETWEEN ROCHESTER GENERAL HOSPITAL AND THE WAYNE COUNTY NURSING HOME FOR MEDICAL DIRECTION AND DIRECT RESIDENT CARE**

Mr. Groat presented the following:

WHEREAS, the current contract for medical direction and direct resident care expires December 31, 2015; and

WHEREAS, the Nursing Home is desirous to amend the terms and conditions of the current contract with Rochester General Hospital for medical direction services and direct resident care for the period January 1, 2016 to December 31, 2019 for the following annual fees:

January 1 – December 31, 2016	\$59,427
January 1 – December 31, 2017	\$61,210
January 1 – December 31, 2018	\$63,046
January 1 – December 31, 2019	\$64,937

now therefore, be it

RESOLVED, the Chairman of the Board of Supervisors is authorized to amend the terms and conditions the current contract with Rochester General Hospital effective January 1, 2016 to December 31, 2019 for annual fees listed above, and subject to the County Attorney's approval as to form and content.

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

**RESOLUTION NO. 552-15: ADOPTING 2016 SALARY SCHEDULE FOR THE BOARD OF SUPERVISORS AND THE CHAIRMAN OF THE BOARD**

Mrs. Crane presented the following:

WHEREAS, the County of Wayne needs to establish a salary for the Members of the Board of Supervisors and the Chairman of the Board of Supervisors for 2016; and

WHEREAS, the Board of Supervisors adopted a salary schedule in 2014; and

WHEREAS, the Budget Officer will allocate sufficient funds for the salaries listed below for 2016; now, therefore be it

RESOLVED, that the Board of Supervisors hereby adopts the following salary schedule for the Board of Supervisors for the year 2016:

Supervisors	\$15,781
Chairman of the Board	\$21,262

Mrs. Deyo moved the adoption of the resolution. Seconded by Mr. Colacino. Upon roll call, all Supervisors voted Aye, except Supervisor Baldrige who voted Nay. Absent – Supervisor Spickerman. The Chairman declared the Resolution adopted.

**RESOLUTION NO. 553-15: AUTHORIZATION TO PURCHASE REPLACEMENT LAPTOP FOR COMMITTEE ROOM AND AMEND BUDGET**

Mrs. Crane presented the following:

WHEREAS, the laptop that is located in the Board of Supervisors Committee Room has served its useful life and has compatibility issues; and

WHEREAS, a replacement laptop is necessary; now, therefore, be it

RESOLVED, that the County Administrator is authorized to purchase a new laptop; and

be it further

RESOLVED, that the County Treasurer is authorized to amend the 2015 County budget as follows:

**A1230 County Administration**

\$900 from .54410 Conference

\$900 to .52201 Computer Equipment

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

**RESOLUTION NO. 554-15: AUTHORIZATION TO AMEND S FUND 2015 BUDGET LINE ITEMS FOR S1720 WORKERS COMP/BENEFITS**

Mrs. Crane presented the following:

WHEREAS, the self-insured workers' compensation plan has experienced significant settlement activity during 2015; and

WHEREAS, the 2015 County Budget within the S Fund requires an amendment to cover workers' compensation claims expenses and settlements; now, therefore, be it

RESOLVED, that the County Treasurer is authorized to transfer \$650,000 from the unappropriated Self Insurance S Fund balance; and be it further

RESOLVED, that the County Treasurer is authorized to amend the 2015 Wayne County Budget as follows:

**S1720 Workers Comp / Benefits**

(Appropriations)

\$650,000 to .54000 Contractual Expenses

Mrs. Marini moved the adoption of the resolution. Seconded by Mr. Kolczynski. Upon roll call, adopted.

**RESOLUTION NO. 555-15: SET PUBLIC HEARING FOR 8-YEAR REVIEW OF CERTIFIED AGRICULTURAL DISTRICT NUMBER 1 AND APPROVE REVIEW SCHEDULE**

Mrs. Deyo presented the following:

WHEREAS, the Board of Supervisors is now conducting the review for Agricultural District No. 1 in each of the Towns of Wayne County and which assumed the creation and anniversary date of the original Agricultural District No. 7, July 08, 1976; and

WHEREAS, the Board of Supervisors has prepared an "Agricultural District Review Plan" that includes an informational meeting, landowner and municipal notification and a published notice in the official County newspapers; and

WHEREAS, in conducting the review process, the Board of Supervisors has asked for a recommendation from the Wayne County Agricultural and Farmland Protection Board as required by the provision of NY AML 25AA Section 303; and

WHEREAS, the review process requires the Board of Supervisors to hold a public hearing at a place within the District or otherwise readily accessible to the District; now, therefore, be it RESOLVED, that the Board of Supervisors does approve the "Agricultural District Review Plan"; and be it further

RESOLVED, that the Department of Economic Development and Planning, on behalf of the Board of Supervisors, will hold a public hearing for the modification of Agricultural District No. 1 on **Tuesday, March 08, 2016 at 7:00 P.M.** in the Supervisors Chambers of the Wayne County Courthouse, 26 Church Street, Lyons, at which time the recommendations of the Wayne County Agricultural Development Board will be considered and all parties and interested citizens will be given the opportunity to be heard by the Board of Supervisors; and be it further

RESOLVED, that the Clerk of the Board of Supervisors is hereby authorized and directed to give notice of the public hearing for Agricultural District No. 1, as required by law, by publication at least five (5) days before the hearing in the official newspapers of the County of Wayne, and also by mailing individual notices to those municipalities whose territories

encompass the District, the persons whose land is the subject of a proposed modification within the District and the Commissioner of the NYS Department of Agriculture and Markets.

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

**RESOLUTION NO. 556-15: APPROVAL OF PROGRAM GUIDELINES AS AMENDED FOR THE WAYNE COUNTY LATERAL CONNECTION AND WELL/SEPTIC REPAIR ASSISTANCE PROGRAM**

Mrs. Deyo presented the following:

WHEREAS, Resolution No. 449-14 approved the Program Guidelines for the Wayne County Lateral Connection and Well/Septic Repair Assistance Program; and

WHEREAS, changes to the Program Guidelines are required in order to stay compliant with New York State CDBG and Wayne County program requirements; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors approve of the Program Guidelines as amended, pending approval of the County Attorney as to form and content.

Mr. Smith moved the adoption of the resolution. Seconded by Mr. Kolczynski. Upon roll call, adopted.

**RESOLUTION NO. 557-15: AMENDMENT OF RESOLUTION NO. 792-14 AND CONTRACT FOR ENGINEERING SERVICES FOR THE WAYNE COUNTY LATERAL CONNECTION AND WELL/SEPTIC REPAIR ASSISTANCE PROGRAM LABELLA ASSOCIATES**

Mrs. Deyo presented the following:

WHEREAS, Resolution No. 792-14 authorized the execution of a contract for LaBella Associates to provide engineering services for the septic portion of the Wayne County Lateral Connection and Well/Septic Repair Assistance Program, and

WHEREAS, funding is available within the CDBG program budget to assist those individuals on the waiting list for septic repair/replacement, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to amend the contract with LaBella Associates, subject to approval by the County Attorney as to form and content, for engineering services to increase the amount of the contract from \$28,000 to \$35,000.

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

**RESOLUTION NO. 558-15: AUTHORIZATION TO EXECUTE AGREEMENT WITH THE WAYNE COUNTY SNOWMOBILE CLUBS**

Mrs. Deyo presented the following:

WHEREAS, Wayne County is the Local Sponsor for the New York State Office of Parks, Recreation and Historic Preservation (OPRHP) Snowmobile Trails Grant-In-Aid Program; and

WHEREAS, Snowmobiling has expanded the capacity of recreational trails to include winter use; and

WHEREAS, Wayne County and area snowmobile clubs have participated in the OPRHP snowmobile grant program, using grant money and volunteer labor to improve and extend trails for snowmobile use; and

WHEREAS, Wayne County has approximately 2600 registered snowmobiles, over 190 miles of NYS OPRHP funded snowmobile trails, three organized clubs and a regional council; and

WHEREAS, County Resolutions 239-06, 515-07, 774-09 680-11, and 495-13 authorized previous agreements with the Snowmobile Clubs; and

WHEREAS, the size of the snowmobile trail program has caused the Planning Department to recommend formalizing the County's relationship with the snowmobile clubs to establish, among other things, expectations and schedules for the timely submission of required documentation to the State for snowmobile trail reimbursement; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is authorized

to execute an agreement between the County of Wayne and each snowmobile club interested in applying to OPRHP for snowmobile trails funding in Wayne County, subject to approval as to form and content by the County Attorney.

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

**RESOLUTION NO. 559-15: AUTHORIZE AGREEMENT WITH WILLIAMSON DRIFTRIDERS FOR WALLINGTON TO SODUS POINT TRAIL**

Mrs. Deyo presented the following:

WHEREAS, Resolution No. 493-13 authorized an agreement with the Williamson Driftriders snowmobile club, which will expire on December 31, 2015; and

WHEREAS, the Williamson Driftriders snowmobile Club has indicated a willingness to continue to provide volunteers and make improvements, including the installation of signs, to the abandoned Wallington to Sodus Point rail line trail; and

WHEREAS, the NYS Office of Parks, Recreation and Historic Preservation snowmobile grant in aid program includes this trail as part of the NY State Snowmobile program; and

WHEREAS, the County of Wayne authorizes the non-motorized use of this trail, except that the trail may be used in the winter by snowmobiles; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized and directed to sign a new agreement with the Williamson Driftriders snowmobile club for improvements to the above referenced trail, effective January 1, 2016 and expiring on December 31, 2017, subject to approval as to form and content by the County Attorney.

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

**RESOLUTION NO. 560-15: AUTHORIZE AGREEMENT WITH LAKESHORE RIDERS, INC FOR THE ERIE CANAL TRAIL**

Mrs. Deyo presented the following:

WHEREAS, Resolution No. 494-13 authorized an agreement with the Lakeshore Riders, Inc. (formerly the Lakeshore Snow Devils Snowmobile Club), which will expire on December 31, 2015; and

WHEREAS, the Lakeshore Riders, Inc snowmobile club has indicated a willingness to continue to provide volunteers and make improvements, including the installation of signs, to the Wayne County owned portion of the Erie Canal Trail in the Towns of Lyons and Galen; and

WHEREAS, the NYS Office of Parks, Recreation and Historic Preservation snowmobile grant in aid program includes this trail as part of the NY State Snowmobile program; and

WHEREAS, the County of Wayne authorizes the non-motorized use of this trail, except that the trail may be used in the winter by snowmobiles; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized and directed to sign a new agreement with the Lakeshore Riders, Inc snowmobile club for improvements to the above referenced trail, effective January 1, 2016 and expiring on December 31, 2017, subject to approval as to form and content by the County Attorney.

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

**RECESS**

Chairman Hoffman requested a three minute break at 10:20 a.m. for the 4-H Supervisors-for-the-Day to depart from the Board Meeting to attend their next scheduled tour of County Departments.

**REGULAR SESSION**

The board resumed regular session at 10:24 a.m.

**RESOLUTION NO. 561-15: AUTHORIZATION TO ACCEPT BIDS FOR THE B&G RELOCATION PROJECT AND AMEND BUDGET**

Mr. Miller presented the following:

WHEREAS, the Clerk of the Board of Supervisors has duly advertised for bids for the Building & Grounds Relocation Project; and

WHEREAS, the following bids were received by 2 pm on Tuesday, September 22, 2015 and publicly opened:

<b>No. 1 - GENERAL CONSTRUCTION</b>		<b>Base Bid</b>	<b>Alt #1</b>	<b>Alt. #2</b>	<b>Alt. #3</b>	<b>Alt. #4</b>	<b>Alt. #5</b>	<b>Alt. #6</b>
1.	Manning Squires Henning 8426 Seven Springs Road Batavia, NY 14021	\$939,000	\$0	\$36,000	\$2,000	\$21,000	\$2,000	\$15,000
2.	Massa Construction 630 Pre Emption Road Geneva, NY 14456	\$587,000	\$3,000	\$24,000	\$2,000	\$19,000	\$2,000	\$5,000
3.	Lafrois Builders & Developers 1020 Lehigh Station Road Henrietta, NY 14467	\$570,529	\$5,100	\$19,500	\$3,500	\$12,600	\$4,600	\$10,000
4.	Allied Builders Inc 250 State Street Brockport, NY 14420	\$754,000	\$0	\$32,000	\$10,000	\$24,000	\$8,000	\$0
5.	Elmira Structures, Inc 66 Philo Road West Elmira, NY 14903	\$744,000	\$1,500	\$29,000	\$3,500	\$18,000	\$1,500	\$0
6.	Deepest Quality	\$759,000	\$4,000	\$35,000	\$2,700	\$27,000	\$1,200	\$30,000
7.	<b>Nicoletta Building Contractors</b> <b>108 Davis Parkway</b> <b>Clyde, NY 14433</b>	<b>\$519,000</b>	<b>\$0</b>	<b>\$17,900</b>	<b>\$5,000</b>	<b>\$14,000</b>	<b>\$4,500</b>	<b>(\$1,000)</b>
8.	Building Innovation Group 107 Lincoln Parkway East Rochester, NY 14445	\$707,303	\$3,273	\$35,797	\$593	\$20,223	\$593	\$5,342
<b>No. 2 - MECHANICAL</b>		<b>Base Bid</b>	<b>Alt #1</b>	<b>Alt. #2</b>	<b>Alt. #3</b>	<b>Alt. #4</b>	<b>Alt. #5</b>	<b>Alt. #6</b>
1.	HMI Mechanical System Inc 345 Route 14 Lyons, NY 14489	\$93,000	\$100	\$0	\$0	\$0	\$0	\$400
2.	Michael Ferraulo 1600 Jay St Rochester, NY 14611	\$147,00	\$0	\$0	\$0	\$0	\$0	\$0
3.	Leo J Roth 841 Holt Rd Webster, NY 14580	\$99,800	\$16,500	\$0	\$0	\$0	\$0	\$0
4.	Monroe Piping 68 Hambolt St. Rochester, NY 14609	\$89,750	\$6,150	\$0	\$0	\$0	\$0	\$800
5.	Bell Mechanical 105 Lincoln Parkway East Rochester, NY 14445	\$96,400	\$15,000	\$0	\$0	\$0	\$0	\$2,000
6.	<b>Pipitone Enterprises LLC</b> <b>25 East Buffalo Street.</b> <b>Churchville, NY 14428</b>	<b>\$77,600</b>	<b>\$5,700</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>No. 3 - ELECTRICAL</b>		<b>Base Bid</b>	<b>Alt #1</b>	<b>Alt. #2</b>	<b>Alt. #3</b>	<b>Alt. #4</b>	<b>Alt. #5</b>	<b>Alt. #6</b>
1.	Connor Haas 6337 Dean Parkway Ontario, NY 14519	\$103,300	\$4,000	\$2,000	\$2,000	\$5,000	\$5,000	\$0
2.	Concord 705 Maple St 705 Maple St.	\$114,900	\$0	\$2,000	\$2,000	\$2,000	\$2,000	\$0

	Rochester, NY 14611							
3.	Hewitt Young Electrical LLC 645 Maple St. Rochester, NY 14611	\$126,800	\$1,500	\$2,500	\$2,500	\$5,700	\$5,700	\$2,500
4.	<b>East Coast Electric LLC</b> <b>546 Lyell Ave</b> <b>Rochester, NY 14606</b>	<b>\$93,200</b>	<b>\$3,053</b>	<b>\$855</b>	<b>\$860</b>	<b>\$837</b>	<b>\$814</b>	<b>\$2,524</b>
5.	Knapp Electric 141 Midler Park Drive Syracuse, NY 13206	\$96,994	\$0	\$4,995	\$4,995	\$8,700	\$8,700	\$2,775
6.	Kaplan-Schmidt Electric 50 Saginaw Dr. Rochester, NY 14623	\$112,400	\$3,900	\$1,200	\$700	\$850	\$700	\$0
7.	O'Connell Electric 830 Phillips Rd. Victor, NY 14564	\$124,000	\$0	\$1,200	\$1,200	\$1,000	\$1,000	\$0
8.	Kyle Lawrence  101 Hyde Parkway Palmyra, NY 14522	\$139,200	\$3,500	\$2,900	\$2,500	\$2,500	\$2,500	\$5,500
<b>No. 4 – PLUMBING</b>		<b>Base Bid</b>	<b>Alt. #1</b>	<b>Alt. #2</b>	<b>Alt. #3</b>	<b>Alt. #4</b>	<b>Alt. #5</b>	<b>Alt. #6</b>
1.	<b>HMI Mechanical System Inc</b> 345 Route 14 Lyons, NY 14489	<b>\$76,000</b>	<b>\$6,200</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$400</b>
2.	Leo J Roth 841 Holt Rd Webster, NY 14580	\$95,500	\$3,200	\$0	\$0	\$0	\$0	\$0
3.	Nairy Mechanical 356 Pineville Ln Webster, NY 14580	\$94,444	\$0	\$0	\$0	\$0	\$0	\$4,800
4.	Monroe Piping 68 Hambolt St. Rochester, NY 14609	\$82,200	\$6,450	\$0	\$0	\$0	\$0	\$800

and

WHEREAS, the Superintendent of Public Works, Public Works Committee Chairman and the County Administrator have reviewed the bids and recommend that Alternate #1, Alternate #2 and Alternate #4 be awarded; and

WHEREAS, HUNT Engineers have reviewed the low bids for conformity to the bid specifications and has given the County the recommendation to award the contracts to the low bidders; and

WHEREAS, the Superintendent of Public Works has identified \$64,000 in saving from the ICF Demolition Project that can be used to offset some of the additional project cost; and

WHEREAS, a resolution will amend and move the saving from the ICF Demolition Project funding, and

WHEREAS, the project includes installation of new HVAC equipment that should be tied into recently install TRANE Building Management System; and

WHEREAS, TRANE work is on NYS State Contract, contract number PT68523, and TRANE has provided a cost to the County of said work of \$28,050.00; and

WHEREAS, the Superintendent of Public Works recommends that the new HVAC equipment be tied into the TRANE Building Management System; now, therefore, be it

RESOLVED, pursuant to the recommendation of the Public Works Committee of the Board of Supervisors, the County Administrator and the Superintendent of Public Works, that the following bids be accepted including Alternate #1, Alternate #2 and Alternate #4 for each contract:

**No. 1 - GENERAL CONSTRUCTION**

Nicoletta Building Contractors 108 Davis Parkway Clyde, NY 14433	\$550,900
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**No. 2 - MECHANICAL**

Pipitone Enterprises LLC 25 East Buffalo Street. Churchville, NY 14428	\$83,300
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**No. 3 - ELECTRICAL**

East Coast Electric LLC 546 Lyell Ave Rochester, NY 14606	\$97,975
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**No. 1D - PLUMBING CONSTRUCTION**

HMI Mechanical System Inc 345 Route 14 Lyons, NY 14489	\$82,200
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and be it further

RESOLVED, pursuant to the recommendation of the Public Works Superintendent, approve the proposal provided by TRANE for the Building Management System work; and be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute the project contracts on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content; and be it further

RESOLVED, that the Wayne County Treasurer is authorized to transfer \$223,425 from the General Fund Unassigned Fund Balance; and be it further

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

**A9950 Transfer to Capital Fund Projects**

(Appropriations)

\$223,425 to 52605 Highway Project - HWY14 Highway Building Expansion

**H5106 Highway Building Expansion**

(Revenues)

\$223,425 to 45031 Interfund Transfer – HWY14 Highway Building Expansion

(Appropriations)

\$700,000 from 52573 Architect/Engineer - HWY14 Highway Building Expansion

\$550,900 to 52813 General Trades - HWY14 Highway Building Expansion

\$111,350 to 52814 HVAC - HWY14 Highway Building Expansion

\$97,975 to 52815 Electrical - HWY14 Highway Building Expansion

\$82,200 to 52816 Plumbing - HWY14 Highway Building Expansion

\$1,000 to 52826 Building Permit - HWY14 Highway Building Expansion

\$80,000 to 52583 Contingencies - HWY14 Highway Building Expansion

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

**RESOLUTION NO. 562-15: AUTHORIZATION TO APPROVE CHANGE ORDERS ON THE**

**BUILDING AND GROUNDS RELOCATION PROJECT**

Mr. Miller presented the following:

WHEREAS, the Building & Grounds Relocation Project has been awarded and is scheduled to be completed by July 2016; and

WHEREAS, every effort will be made to avoid change orders, but it is possible that change orders may occur in the work of any of the four building trades; and

WHEREAS, it is beneficial to allow the Superintendent of Public Works to approve and sign change orders up to \$5,000.00 so that the project does not suffer from time delays; now, therefore be it

RESOLVED, that the Wayne County Board of Supervisors hereby authorizes the Superintendent of Public

Works to approve individual change orders that increase the project cost up to \$5,000 and is within the budgeted amount for said project; and be it further

RESOLVED, that the Superintendent of Public Works shall present a monthly record of any change orders that have been approved to the Board of Supervisors; and be it further

RESOLVED, that any change order that increases the project cost in excess of \$5,000 each must be approved in advance by the Public Works Committee Chairman and the County Administrator and shall not exceed the budget amount.

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

**RESOLUTION NO. 563-15: AUTHORIZATION TO AWARD CONTRACT TO SJW CONSTRUCTION FOR INSTALLATION OF CONCRETE FLOOR IN FIRE TRAINING CENTER STORAGE BUILDING**

Mr. Miller presented the following:

WHEREAS, there is a Storage Building is under construction at the Fire Training Center; and

WHEREAS, the scope of the project and budget included the installation of a 6" concrete floor inside the building and 4" concrete slab underneath the lean-to; and

WHEREAS, the Superintendent of Public Work has solicited quotes from three contractors for said work; and

WHEREAS, the following quotes were received:

<u>Contractors</u>	<u>Amount</u>
Modern Masonry 2042 Daboll Road Clyde, NY 14433	\$13,900.00
Brad Jacobs & Sons Masonry, Inc 1516 Magog Road Macedon, NY 14502	\$28,250.00
SJW Construction 2520 Hydesville Rd. Newark, NY 14513	\$13,650.00

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 SJW Construction for the installation of a 6" concrete floor inside the building and 4" concrete slab underneath the lean-to at the Fire Training Center Storage Building.

Mr. Colacino moved the adoption of the resolution. Seconded by Mr. Manktelow. Upon

roll call, adopted.

**RESOLUTION NO. 564-15: AUTHORIZATION TO ENTER INTO AGREEMENT WITH BURROWS BROTHERS INC. FOR UNDERGROUND BORING WORK IN ONTARIO**

Mr. Miller presented the following:

WHEREAS, the Superintendent of Public Works has solicited for quotes to bore a new storm drain on Ridge Road in Ontario, and

WHEREAS, three quotes were solicited and are listed below:

Bidder	Quote
<b>BURROWS BROTHERS INC.</b>	\$16,300
<b>TURNER UNDERGROUND</b>	\$31,600
<b>LAN-CO COMPANIES</b>	NO RESPONSE

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 Burrows Brothers Inc in accordance with the bid acceptance.

Mr. Smith moved the adoption of the resolution. Seconded by Mrs. Deyo. Upon roll call, adopted.

**RESOLUTION NO. 565-15: AUTHORIZATION TO ACCEPT TRANSFER OF THE WATER STREET BRIDGE FROM THE VILLAGE OF LYONS**

Mr. Miller presented the following:

WHEREAS, the Village of Lyons currently owns and maintains the bridge on Water Street over the Ganargua Creek (BIN 2207670); and

WHEREAS, this bridge was replaced by a contractor in 2011 as part of a locally administered federal aid project; and

WHEREAS, the Village of Lyons has requested that the Wayne County Highway Department take ownership and maintenance responsibility of this bridge; and

WHEREAS, as described in the Wayne County Bridge Ownership Policy (RES 280-15) the Superintendent of Public Works has reviewed bridge documents including design plans and current inspection report which rates the bridge a 6.81 out of 7; and

WHEREAS, the Superintendent of Public Works feels that this structure is in excellent condition and will require only routine maintenance to assure a long life; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to accept ownership on behalf of the County of Wayne, of the Water Street bridge over Ganargua Creek in the Village of Lyons; and be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is authorized and directed to execute any and all legal and/or other documents necessary to effectuate this transfer of ownership of the Water Street Bridge over the Ganargua Creek from the village of Lyons to the County of Wayne.

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

**RESOLUTION NO. 566-15: AUTHORIZATION TO ENTER INTO AGREEMENT WITH GENEVA GRANITE CO INC. FOR CURBING WORK IN MARION**

Mr. Miller presented the following:

WHEREAS, the Superintendent of Public Works has solicited for quotes to install new

curbing on a segment of North Main Street in Marion, and  
 WHEREAS, three quotes were solicited and are listed below:

Bidder	Quote
<b>GENEVA GRANITE CO. INC.</b>	\$5938.50
<b>SYRSTONE INC.</b>	\$7500.00
<b>W.P. MAHONEY ENTERPRISES</b>	NO RESPONSE

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 Geneva Granite Co. Inc in accordance with the bid acceptance.

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

**RESOLUTION NO. 567-15: AUTHORIZATION TO DISPOSE OF SURPLUS COUNTY VEHICLES AND HIGHWAY EQUIPMENT**

Mr. Miller presented the following:

WHEREAS, the Central Garage has two surplus vehicles that are no longer serviceable and should be disposed of, and

WHEREAS, the Highway department also has need to dispose of a 10-wheeled truck and forklift, and

WHEREAS, the Superintendent of Public Works and the Central Garage staff have determined that the following list vehicles should be declared surplus and disposed of as noted:

VEHICLE	DISPOSAL
2009 Ford Crown Victoria – VIN 2FAHP71V49X139893	Auction
2010 Ford Crown Victoria – VIN 2FABP7BV4AX135013	Auction
2002 Mack 10-wheeler – VIN 1M2P264C12M034181	Auction
1959 Silent Hoist 15,000lb Forklift	Auction

now, therefore be it

RESOLVED, that the vehicles listed above be sold at an upcoming public auction or at a Municipal online auction in accordance with the County's Equipment Disposition policy.

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

**RESOLUTION NO. 568-15: AUTHORIZATION TO AWARD A CONTRACT FOR BUILDING DEBRIS REMOVAL AND DISPOSAL**

Mr. Miller presented the following:

WHEREAS, Resolution No. 529-15 authorized the Public Works Department to solicit for quotes to remove building debris at 245 Glasgow Street in Clyde; and

WHEREAS, the Superintendent of Public Works has solicited quotes for debris removal and disposal of the building structure and received the following quotes:

EMPIRE WRECKING CO., INC.	\$22,800.00
WARGO ENTERPRISES, INC.	\$40,400.00
INFINITY ENTERPRISES	\$25,500.00
EMPIRE ENTERPRISES, JKB INC.	\$58,880.00

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 Empire Wrecking Inc. for debris removal and disposal for a cost of \$22,800.

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

**RESOLUTION NO. 569-15: AUTHORIZATION TO TRANSFER FUNDS IN THE HIGHWAY DEPARTMENT**

Mr. Miller presented the following:

WHEREAS, in 2014, the Genesee Transportation Council entered into an agreement with a Contractor to obtain traffic counts throughout the nine-County Region; and

WHEREAS, the Counties were offered the opportunity to select specific count locations and the County would be responsible for a 10% local share of the costs; and

WHEREAS, the local share cost to Wayne County is \$3,125; and

WHEREAS, the funds to pay for these services were not specifically identified in the 2015 budget; now, therefore, be it

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

**D5110 – Maintenance of Roads and Bridges**

\$3125 from 54107 – Bituminous Liquid

**D5020 – Highway Engineering**

\$3125 to 54000 Contractual Expenses

and be it further

RESOLVED, that the Superintendent of Public works is authorized to pay the Genesee Transportation Council \$3125 from the D5020-54000 fund for the local share of the Wayne County Traffic counts.

Mrs. Marini moved the adoption of the resolution. Seconded by Mr. Kolczynski. Upon roll call, adopted.

**RESOLUTION NO. 570-15: AUTHORIZATION TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH WAYNE COUNTY ACTION PROGRAM, INC. FOR PARENTING SKILLS EDUCATION SERVICES AT THE WAYNE COUNTY JAIL FACILITY**

Mr. LeRoy presented the following:

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

WHEREAS, WCAP has provided the literacy education service via grant funding with the Wayne County Sheriff's Office Inmate Commissary Fund providing stop gap funding until grant funding is renewed or new grant funding is found to continue to cover the entire cost of the literacy education service, and there is no cost to County taxpayers; and

WHEREAS, the current Memorandum of Understanding with WCAP expired June 30, 2015 and must be renewed for continued services; and

WHEREAS, WCAP secured grant funding for \$10,000 and the program costs have increased an additional \$3,000 from the expired June 30, 2015 Memorandum of Understanding with WCAP; and

WHEREAS, the Sheriff's Office cost for such services for WCAP is \$3000.00 for 12 months of service billed quarterly; and

WHEREAS, the Sheriff is requesting to enter into a Memorandum of Understanding with WCAP for continued parenting skills educational services to inmates at the Wayne County Jail, for a 12 month period commencing July 1, 2015 through June 30, 2016, at a cost of \$3000.00, to be paid from the Inmate Commissary Fund, at no expense to County taxpayers; and

WHEREAS, if alternate funding sources are found by WCAP the quarterly billing will cease; now therefore, be it

RESOLVED, that the Wayne County Sheriff is hereby authorized to enter into a Memorandum of Understanding with WCAP for continued parenting skills educational services to inmates at the Wayne County Jail, at a cost of \$3000.00 for a six month period commencing July 1, 2015 through December 31, 2016 to be paid from the Sheriff's Office Inmate Commissary Fund quarterly and at no expense to County taxpayers, subject to the County Attorney's approval as to form and content.

Mrs. Marini moved the adoption of the resolution. Seconded by Mrs. Deyo. Upon roll call, adopted.

**RESOLUTION NO. 571-15: AUTHORIZATION TO ACCEPT A 2015 STATE LAW ENFORCEMENT TERRORISM PREVENTION PROGRAM GRANT FROM THE DEPARTMENT OF HOMELAND SECURITY AND AMEND THE 2015 COUNTY BUDGET**

Mr. LeRoy presented the following:

WHEREAS, the Wayne County Sheriff's Office has received a 2015 no cash match grant from the US Department of Homeland Security "State Law Enforcement Terrorism Prevention Program," in the amount of \$42,500.00; and

WHEREAS, said grant is designated for the purchase of Mobile Data Terminals for Sheriff's Office and local police department patrol vehicles; and

WHEREAS, the Sheriff is requesting that said grant be accepted by the County, the 2015 County Budget be amended and authorization be granted to purchase stated equipment authorized under said grant; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors and the Sheriff are hereby authorized and directed to execute any 2015 "State Law Enforcement Terrorism Prevention Program" grant documents between the NYS Office of Homeland Security, Wayne County and the Wayne County Sheriff's Office, subject to review and approval by the Wayne County Attorney; and further, be it

RESOLVED, that the Sheriff is hereby authorized to purchase Mobile Data Terminals for the Sheriff's Office and local police department patrol vehicles, as authorized under said grant, at a cost not to exceed \$42,500.00 and at no cost to County taxpayers; and further, be it

RESOLVED, that Wayne County Treasurer is hereby authorized to establish project accounts for revenue and appropriations for the 2015 "State law Enforcement Terrorism Prevention Program" grant and directed to amend the 2015 County Budget as follows:

**Account No A3114 - Road Patrol**

**(Revenue)**

Amount	Object#	Object Name	Project ID	Project ID Name
\$42,500.00	44306	Homeland Security Federal	LET15	SLETPP 15

**(Appropriations)**

Amount	Object#	Object Name	Project ID	Project ID Name
\$42,500.00	52500	Other Equipment	LET15	SLETPP15

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

**RESOLUTION NO. 572-15: AUTHORIZATION TO PURCHASE AUTOMATED EXTERNAL DEFIBRILATORS UNDER A NEW YORK STATE LEGISLATIVE GRANT FOR THE WAYNE COUNTY SHERIFF'S OFFICE**

Mr. LeRoy presented the following:

WHEREAS, Sheriff Virts has obtained a New York State Legislative grant for law enforcement related equipment in the amount of \$30,000.00; and

WHEREAS, the County previously accepted the grant, authorized expenditure of funds and amended the County budget in Resolution #030-15; and

WHEREAS, said grant funds were designated for the purchase of Electronic Control Devices (Tasers) for the Court Security officers and court transports, and body cameras for the

Road Patrol deputies; and

WHEREAS, the Tasers have been purchased and Sheriff Virts is desirous of changing the grant budget in order to purchase 12 automated external defibrillators with pediatric pads, in lieu of body cameras; and

WHEREAS, the cost of the Automated External Defibrillators is \$15,708.80, which is the same amount budgeted for the body cameras; and

WHEREAS, the New York State Division of Criminal Justice Services has authorized the amendment of the grant purchases to include said Automated External Defibrillators; and

WHEREAS, the Sheriff is requesting authorization to purchase 12 Automated External Defibrillators, including pediatric pads, in lieu of body cameras, for a cost not to exceed \$15,708.80; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors and the Sheriff are hereby authorized and directed to execute any additional New York State legislative grant documents for such legislative grant to the Wayne County Sheriff's Office, subject to review and approval by the Wayne County Attorney; and further, be it

RESOLVED, that the Sheriff is hereby authorized to purchase Automated External Defibrillators at a total cost not to exceed \$15,708.80, with no cost to County taxpayers.

Mr. Smith moved the adoption of the resolution. Seconded by Mrs. Marini. Upon roll call, adopted.

Supervisor LeRoy withdrew the following two (2) resolutions for committee review and possible re-presentation in November:

- AUTHORIZATION TO EXECUTE AGREEMENT FOR ELECTRONIC MONITORING WITH SATELLITE TRACKING OF PEOPLE, LLC
- Authorization to Execute Agreement for Electronic Monitoring and Alcohol Monitoring Services with Alcohol Monitoring Systems, Inc.

**RESOLUTION NO. 573-15: AUTHORIZATION TO EXECUTE TECHNICAL SERVICE SUPPORT AGREEMENT FOR WAYNE COUNTY ADVANCED LIFE SUPPORT**

WHEREAS, Physio Control, Inc., is the manufacturer and supplier of the Lifepak monitor / defibrillators utilized by the Paramedics of Wayne County Advanced Life Support, and

WHEREAS, each of the County owned monitor / defibrillators has been historically covered by a three year Technical Service Support Agreement with Physio-Control since the expiration of product warranties, and

WHEREAS, funding for the first year of the Technical Service Support Agreement is included in the 2015 budget; and

WHEREAS, Physio-Control has again offered a three year agreement, which will continue to provide for annual inspections of equipment, repair or replacement of defective equipment, and discounted accessories, as specified; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors shall be authorized to execute the above referenced Technical Service Support Agreement with Physio-Control, Inc., for a three year term, with such term to expire on July 31, 2018, at a total cost for the three year term not to exceed \$12,658.00, which shall be payable in annual installments.

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

**RESOLUTION NO. 574-15: AUTHORIZATION TO AMEND THE BUDGET FOR THE 2013 CRITICAL INFRASTRUCTURE GRANT PROGRAM AND EXPEND FUNDS FOR E911 COMMUNICATIONS**

Mr. LeRoy presented the following:

WHEREAS, Resolution No. 307-14 authorized the acceptance of \$49,932 in 2013 Critical Infrastructure Grant (CIG) funding for E911 cybersecurity improvements of which \$12,795 is still available; and

WHEREAS, Resolution No. 476-15 intended that these funds would be expended towards tower site intrusion detection contracted services; and

WHEREAS, NYS has subsequently disallowed the use of these funds towards tower site intrusion detection contracted services, and indicated that the remaining funds must be used on 911 cybersecurity; and

WHEREAS, NYS will allow the use of these funds for cybersecurity equipment at the backup 911 center, specifically network firewalls and antivirus server; now, therefore, be it RESOLVED, that the Treasurer is authorized to amend the budget as follows:

**A3640- Emergency Management**

(Appropriations)

Amount	Object #	Name	Project ID	Description
12,795	from 54400	Contracted Services	CIG13	Intrusion detection
12,795	to 52201	Computer Equipment	CIG13	Cyber-security equipment

and be it further

RESOLVED, that the Director of Information Technology or her designee is hereby authorized to purchase the equipment in accordance with Wayne County Purchasing Policy.

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

**RESOLUTION NO. 575-15: RESPONSE TO INTERNAL AUDIT REQUIREMENTS**

Ms. Park presented the following:

WHEREAS, the Wayne County Auditor performs internal audits of County Departments to ensure policies and procedures are followed; along with having satisfactory internal controls present to safe guard county assets; and

WHEREAS, through the course of these internal audits recommendations are made for improvements; and

WHEREAS, it is standard practice for management to respond to audit recommendations on how they will implement changes or explain why it is not practical to implement changes; and these responses show the Board and public how management plans to address the recommendation; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors directs all County Departments to respond to internal audit recommendations when corrective action is warranted on how the department plans to implement necessary changes or to way it is not practical to implement the change.

Mrs. Marini moved the adoption of the resolution. Seconded by Mr. Hammond.

Ms. Park moved, seconded by Mr. Smith that the words "in writing" be inserted into the RESOLVED clause, after the word recommendations.

Motion carried.

Upon roll call, Chairman Hoffman declared the amended resolution adopted.

**RESOLUTION NO. 576-15: AUTHORIZATION TO AMEND PROJECT ACCOUNT BUDGETS FOR PUBLIC WORKS DEPARTMENT**

Ms. Park presented the following:

WHEREAS, the Superintendent of Public Works has identified costing savings in the ICF building demolition project account; and

WHEREAS, it was found that the following budget adjustments are necessary to reflect actual cost now therefore, be it

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

**H1933 Bldg Renovation Projects**

(Revenue)

\$64,000.00 from .45031 ICF Interfund Transfers

(Appropriations)

\$80,487.50 from .54000 ICF Contractual Expense  
\$16,487.50 to .54400 ICF Contracted Service  
\$64,000.00 to .59100 ICF Transfer – General Fund

**A9999 Other**

(Revenue)

\$64,000.00 to .45031 Interfund Transfers

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

**RESOLUTION NO. 577-15: AUTHORIZATION TO TRANSFER H FUND PROJECT ACCOUNTS BALANCES FOR PUBLIC WORKS DEPARTMENT**

Ms. Park presented the following:

WHEREAS, the Superintendent of Public Works has identified cost savings in the ICF building demolition project; and

WHEREAS, these funds should be released from this project; now, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized to close the following project accounts by transferring \$64,000.00 in cash from the H fund to the General Fund as follows:

**H1933 Bldg Renovation Projects**

(appropriations)

\$64,000.00 from .59100 ICF Transfers – General Fund

**A9999-Other**

(revenue)

\$64,000.00 to .45031 Interfund Transfers

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

**RESOLUTION NO. 578-15: AFFIRMING RETIREMENT CONTRIBUTION RESERVE FUND AMOUNT AND REAFFIRMING AND RESTATING WAYNE COUNTY'S INTENT TO MAINTAIN A RETIREMENT CONTRIBUTION RESERVE FUND**

Ms. Park presented the following:

WHEREAS, Wayne County established Retirement Contribution Reserve Fund in 2012; and

WHEREAS, the Retirement Contribution Reserve Fund may be utilized to pay for the County's contribution requirements to the New York State and Local Retirement System; and

WHEREAS, as of December 31, 2014 the Retirement Contribution Reserve Fund had a balance of \$2,122,909; and

WHEREAS, \$1,700,000 was authorized for use in the 2015 budget leaving a balance of \$422,909; and

WHEREAS, Resolution No. 017-15 transferred \$635,000 in the Retirement Contribution Reserve Fund, for a current balance of \$1,057,909; and

WHEREAS, Wayne County wishes to restate the establishment of the Retirement Contribution Reserve Fund pursuant to GML Section 6-r; now, therefore, be it

RESOLVED, that Pursuant to General Municipal Law Section 6-r, Wayne County hereby establishes a Retirement Contribution Reserve Fund for the purpose of funding the County's Contribution requirements to the New York State and Local Retirement System; and be it further

RESOLVED, that appropriations from the Retirement Contribution Reserve Fund are subject to a public hearing with at least fifteen days' notice of public hearing being provided; and be it further

RESOLVED, that the Board of Supervisors has determined that it is prudent not to alter the amount in the reserve of \$1,057,909 at the present time, due to recent utilization of the

reserve to assist with Tax Levy stabilization for cost associated with New York State Retirement System payments.

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

**RESOLUTION NO. 579-15: AFFIRMING REPAIR RESERVE FUND AMOUNT AND REAFFIRMING AND RESTATING WAYNE COUNTY'S INTENT TO MAINTAIN A REPAIR RESERVE FUND**

Ms. Park presented the following:

WHEREAS, Wayne County has maintained a Repair Reserve Fund; and

WHEREAS, the Repair Reserve Fund may be utilized to pay for certain repairs to capital improvements or equipment; and

WHEREAS, the type of repairs must not recur annually or at shorter intervals; and

WHEREAS, as of December 31, 2014 the Repair Reserve Fund had a balance of \$285,221; and

WHEREAS, Wayne County wishes to restate the establishment of the Repair Reserve Fund pursuant to GML Section 6-d; now therefore be it

RESOLVED, that Pursuant to General Municipal Law Section 6-d, Wayne County hereby establishes a Repair Reserve Fund for the purpose of funding certain repairs to capital improvements or equipment; and be it further

RESOLVED, that appropriations from the Repair Reserve Fund are subject to a public hearing with at least five days' notice of public hearing being provided unless expenditure is required due to an emergency; and be it further

RESOLVED, that the Board of Supervisors has determined that it is prudent not to alter the amount in the reserve of \$285,221 at the present time.

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

**RESOLUTION NO. 580-15: AFFIRMING INSURANCE RESERVE FUND AMOUNT AND REAFFIRMING AND RESTATING WAYNE COUNTY'S INTENT TO MAINTAIN AN INSURANCE RESERVE FUND**

Ms. Park presented the following:

WHEREAS, the Self-Insurance Specialist, County Administrator, and Management Assistant have reviewed the County's Liability and Casualty claims history and outstanding claims; and

WHEREAS, Wayne County has changed its Insurance Program from a Self-Insured Retention to a Deductible Program in 2014; and

WHEREAS, based upon the aforesaid review it has been recommended that the County should maintain the Insurance Reserve at \$3,000,000; and

WHEREAS, the amount in the Insurance Reserve was \$3,178,559 as of December 31, 2014; and

WHEREAS, Wayne County wishes to restate the establishment of the Insurance Reserve pursuant to GML Section 6-n; now therefore be it

RESOLVED, that Pursuant to General Municipal Law Section 6-n, Wayne County hereby establishes an Insurance Reserve for the purpose of funding certain uninsured losses, claims, actions, or judgments except for the following types of insurance, which Wayne County is authorized or required to purchase or maintain:

Life Insurance

Annuities

Accident and Health Insurance

Workers Compensation and Employers' Liability Insurance

Fidelity and Surety Insurance

Credit Insurance  
Title Insurance  
Residual Value Insurance  
Mortgage Guarantee Insurance  
Unemployment Insurance Contributions  
and be it further  
RESOLVED, that the minimum amount of the reserve shall be established at \$3,000,000;  
and be it further  
RESOLVED, that the Board of Supervisors has determined that it is prudent not to alter the amount in the reserve of \$3,178,559 at the present time.  
Mr. Manktelow moved the adoption of the resolution. Seconded by Mr. LeRoy. Upon roll call, adopted.

**RESOLUTION NO. 581-15: CLOSING CAPITAL IMPROVEMENTS RESERVE FUND**

Ms. Park presented the following:  
WHEREAS, Wayne County has maintained a Capital Improvements Reserve Fund; and  
WHEREAS, the Capital Improvement Reserve Fund may be utilized to pay for capital improvements; and  
WHEREAS, as of December 31, 2014 the Capital Improvement Reserve Fund had a balance of \$597,602; and  
WHEREAS, resolution 382-15 appropriated \$597,602 for use; now therefore be it  
RESOLVED, that the Capital Improvement Reserve Fund is closed; and be it further  
RESOLVED, that any future Capital Improvement Reserve Funds will be established in accordance with New York State law.  
Mr. Manktelow moved the adoption of the resolution. Seconded by Mr. Groat. Upon roll call, adopted.

**RESOLUTION NO. 582-15: AFFIRMING CAPITAL RESERVE FOR BULK FUELING FACILITY AMOUNT AND REAFFIRMING AND RESTATING WAYNE COUNTY'S INTENT TO MAINTAIN A CAPITAL RESERVE FOR BULK FUELING FACILITY**

Ms. Park presented the following:  
WHEREAS, Wayne County has maintained a Capital Reserve for Bulk Fueling Facility;  
and  
WHEREAS, the Capital Reserve for Bulk Fueling Facility may be utilized to pay for the cost of replacement or upgrade to the Bulk Fueling Facility; and  
WHEREAS, the County collects a per gallon surcharge for fuel pumped at the Facility with the proceeds of the surcharge use to fund the Capital Reserve; and  
WHEREAS, when the reserve was established the estimated maximum cost was \$200,000; and  
WHEREAS, as of December 31, 2014 the Capital Reserve for Bulking Fueling Facility had a balance of \$83,693; and  
WHEREAS, Wayne County wishes to restate the establishment of the Capital Reserve for Bulking Fueling Facility pursuant to GML Section 6-c; now therefore be it  
RESOLVED, that Pursuant to General Municipal Law Section 6-c, Wayne County hereby establishes a Repair Reserve Fund for the purpose of funding certain repairs to capital improvements or equipment; and be it further  
RESOLVED, that appropriations from the Capital Reserve for Bulk Fueling Facility shall be made with the approval of the County Highway Superintendent and the Wayne County Board of Supervisors and such actions and proceedings as may be required by Section 6-c of General Municipal Law and any other law; and be it further

RESOLVED, that the Board of Supervisors has determined that it is prudent not to alter the amount in the reserve of \$83,693 at the present time.

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

**RESOLUTION NO. 583-15: AUTHORIZATION AMEND THE BUDGET FOR THE E911 RELOCATION PROJECT**

Ms. Park presented the following:

WHEREAS, that resolution RES382-15 authorized funding and Capital Projects Fund budget adjustments appropriating \$2,915,000 to Contracted Services for the E911 Relocation Project; and

WHEREAS, that the Assistant County Superintendent of Public Works, Fiscal Assistant to County Administrator, and the County Administrator are desirous in amending the budget to reallocate appropriations from the Contracted Services account to other E911 Relocation Project accounts that are more descriptive of the actual expenditures in order to improve tracking of expenditures; and

WHEREAS, that of the \$2,915,000 of appropriations in RES382-15, \$1,079,302 has been identified for reallocated to more descriptive accounts, and the remaining \$1,835,698 will be reallocated to construction trade appropriation accounts after the construction trade bids have been opened, and the actual amounts for each specific construction trade is known; now, therefore, be it

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

**H1933 Building Renovation Projects**

(Appropriations)

Amount		Object#	Project ID	Object Name	Project Account Name
\$1,079,302	From	54400	E911A	Contracted Services	E911 Center
\$348,439	To	52000	E911A	Equip & Other Capital Outlay	E911 Center
\$74,200	To	52100	E911A	Furniture & Furnishings	E911 Center
\$105,610	To	52201	E911A	Computer Equipment	E911 Center
\$100,000	To	52571	E911A	Construction Manager	E911 Center
\$20,000	To	52576	E911A	Miscellaneous	E911 Center
\$10,000	To	52826	E911A	Building Permits	E911 Center
\$10,733	To	54116	E911A	Computer Supplies	E911 Center
\$410,320	To	52583	E911A	Contingencies	E911 Center

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

**RESOLUTION NO. 584-15: AMENDING MINIMUM INSURANCE STANDARDS FOR CONTRACTUAL AGREEMENTS**

Ms. Park presented the following:

WHEREAS, the contract insurance requirements set forth in Resolution No. 652-14 did not contain a clause explicitly requiring the contractor to carry the required limits for the duration of the contract, and

WHEREAS, this amendment adds such a clause to Section D in both categories below, now, therefore be it

RESOLVED, that the following minimum contractual insurance standards are hereby approved and adopted.

**CATEGORY I: MINIMUM INSURANCE STANDARDS FOR THIRD-PARTY CONTRACTORS**

**(OTHER THAN INDIVIDUAL PROFESSIONAL PRACTITIONERS)**

**A. INSURANCE REQUIREMENTS**

The contractor shall furnish:

- a. ACORD Form 25 - Certificate of Insurance to evidence all liability coverages as outlined below;
- b. A copy of the applicable Additional Insured endorsement form evidencing the coverage endorsed onto the liability policies below
- c. New York State Workers' Compensation Form C105.2 or New York State Insurance Fund form U26.3 to evidence New York State workers' compensation coverage;
- d. A copy of the applicable Waiver of Subrogation Endorsement Form, evidencing the coverage endorsed onto the workers' compensation policy, either on a specific/schedule or blanket basis.

1. General Liability

Premises/Operations  
Products/Completed Operations  
Independent Contractors  
Contractual Liability  
Personal Injury  
Broad Form Property Damage  
Explosion, Collapse and Underground Hazard  
Bodily Injury and Property Damage \$1,000,000 each occurrence  
Products/Completed Operations Limit \$1,000,000 aggregate  
Personal Injury/Advertising Injury Limit \$1,000,000 aggregate  
General Aggregate Limit \$2,000,000

2. Automobile Liability

Owned, Hired and Non-Owned Autos  
(Symbol "1" on Business Auto Policies)  
Combined Single Limit for Bodily Injury \$1,000,000 per occurrence

3. Excess "Umbrella" Liability

Combined Single Limit for Bodily Injury  
and Property Damage \$2,000,000 each occurrence

4. Professional Liability (if applicable) \$1,000,000 per claim

\$3,000,000 aggregate

5. Workers' Compensation and Employers' Liability

Statutory coverage complying with New York State Workers' Compensation Law

- B. The County of Wayne and its officers, employees, and agents shall be named as Additional Insureds under the liability policies issued for the above coverages.
- C. A Waiver of Subrogation in favor of The County of Wayne and its officers, elected officials, employees, and agents shall apply to Workers' Compensation policy listed above.
- D. Contractor shall maintain insurance with the required limits above for the duration of this contract. Completed Operations coverage must be maintained and evidenced for at least two (2) years after completion of the project.
- E. All certificates of Insurance must be approved by either the Wayne County Attorney or the Self-Insurance Specialist prior to commencing work under the contract.
- F. The insurance carriers providing the above coverages shall be licensed to do so in New York State and shall also be rated no lower than "A-" by the most recent Best's Key Rating Guide or Best's Agent's Guide or must be otherwise acceptable to the County Board of Supervisors.
- G. It is expressly understood and agreed by the Contractor that the insurance requirements specified above contemplates the use of occurrence liability forms. If claims-made coverage is evidenced to satisfy any of these requirements the contractor shall comply with the following requirements:
  - (1) If the claims-made coverage terms designate a specific retroactive date, the



above. If the retroactive date is advanced or if the policy is non-renewed, cancelled, or is otherwise materially changed during this period of time the Contractor agrees to purchase, at its own expense, an Extended Reporting Endorsement that is in compliance with the minimum insurance standards promulgated by the Department of Financial Services (Insurance Department) of the State of New York as cited above.

Mr. LeRoy moved the adoption of the resolution. Seconded by Mr. Smith.

Mr. Colacino made the request of what changes were made to amend the insurance standards. County Attorney Connors responded by stating that this update now states that a contractor is required to carry the required limits for the duration of the contract.

Upon roll call, adopted.

**RESOLUTION NO. 585-15: ESTABLISHING A DATE FOR PUBLIC HEARING ON THE USE OF THE RETIREMENT CONTRIBUTION RESERVE TO REDUCE TAX LEVY IMPACT OF 2016 WAYNE COUNTY TENTATIVE BUDGET**

Ms. Park presented the following:

WHEREAS, the Tentative Budget for the County of Wayne for the fiscal year beginning January 1, 2016, will be presented to the Board of Supervisors on November 13, 2015; and

WHEREAS, the Tentative Budget will propose to utilize a portion of the Retirement Contribution Reserve not to exceed \$1,000,000; now, therefore, be it

RESOLVED, pursuant to Section 359 of the County Law of the State of New York as follows:

SECTION 1. A public hearing on the use of the Retirement Contribution Reserve shall be held in the Supervisors' Chambers at the County Court House, 26 Church Street, Lyons, New York, on **Tuesday, December 1, 2015 at 7:00 p.m.**

SECTION 2. At least fifteen (15) days' notice of such hearing shall be given by the Clerk of the Board of Supervisors by posting such notice on the bulletin board in the County Court House and by publication of such notice in the official newspapers of the County.

SECTION 3. The notice of public hearing shall include a statement of the amount of the Retirement Contribution Reserve that is proposed to be utilized in the 2016 Tentative Budget to reduce the impacts of Retirement Contribution costs on the Property Tax Levy.

Mrs. Marini moved the adoption of the resolution. Seconded by Mr. Kolczynski. Upon roll call, adopted.

**RESOLUTION NO. 586-15: ESTABLISHING A DATE FOR PUBLIC HEARING ON THE 2016 WAYNE COUNTY TENTATIVE BUDGET**

Ms. Park presented the following:

WHEREAS, the Tentative Budget for the County of Wayne for the fiscal year beginning January 1, 2016, will be presented to the Board of Supervisors on November 13, 2015; now therefore be it

RESOLVED, pursuant to Section 359 of the County Law of the State of New York as follows:

SECTION 1. A public hearing on the tentative budget shall be held in the Supervisors' Chambers at the County Court House, 26 Church Street, Lyons, New York, on Tuesday, December 1, 2015 at 7:10 pm. Copies of the tentative budget on which the public hearing will be held will be available in the Clerk of the Board of Supervisors' office after November 11, 2015 and may be inspected or procured therein by any interested person during business hours.

SECTION 2. At least five (5) days' notice of such hearing shall be given by the Clerk of the Board of Supervisors by posting such notice on the bulletin board in the County Court House and by publication of such notice in the official newspapers of the County.

SECTION 3. The notice of public hearing shall include a statement of maximum salary that may be fixed and payable during said fiscal year to the members of the Board of Supervisors and the Chairman, respectively.

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

**RESOLUTION NO. 587-15: RESOLUTION IN SUPPORT OF A6202-A, A BILL IN THE NEW YORK STATE ASSEMBLY SUPPORTING THE COMPLETE REIMBURSEMENT OF COUNTY EXPENSES ASSOCIATED WITH THE PROVISION OF INDIGENT DEFENSE SERVICES**

Ms. Park presented the following:

WHEREAS, in 1963 the United States Supreme Court held in Gideon v. Wainwright that the right to counsel for one charged with crime is fundamental and that states need to supply lawyers for those unable to afford them; and

WHEREAS, in 1965 the State of New York delegated this state responsibility to counties; and

WHEREAS, the decision to entrench responsibility at the county level in the State of New York has resulted in the inefficient patchwork of services provided at the county level which are deficient due to lack of available funding; and

WHEREAS, public defense services are inadequately financed by the State of New York; and

WHEREAS, in 2006 the Kaye Commission on the Future of Indigent Defense Services declared the New York State System of County-Delivered Indigent Services in crisis and urged the expeditious establishment of an Independent Public Defense Commission overseeing a state-funded, statewide defender system; and

WHEREAS, the State of New York has now settled the Matter of Hurrell-Harring, et. al. v. State of New York, a systematic lawsuit similar to many that have been successful across the country seeking to transform the indigent defense system into a statewide defender system; and

WHEREAS, the settlement of the Hurrell-Harring matter has resulted in disparity between those five named counties of the lawsuit and the fifty-seven other counties, in terms of financial benefit provided by the State to the individual county indigent defense plans; and

WHEREAS, Assemblywoman Patricia Fahy (109<sup>th</sup> Assembly District – Albany) has introduced legislation (A6202-A) designed to address the inequity created by the Hurrell-Harring settlement through a phase-in indigent defense funding model that would ultimately see the State assuming the responsibility to reimburse Counties for indigent defense expenditures; and

WHEREAS, A6202-A calls for the State of New York to assume the costs associated with County indigent defense plans; and

WHEREAS, Senator Patty Ritchie (48<sup>th</sup> Senate District – Heuvelton) has agreed that she is working towards a bill designed to assist in remedying this unfunded mandate issue; now therefore be it

RESOLVED, that the Wayne County Board of Supervisors supports the efforts of Assemblywoman Patricia Fahy (109<sup>th</sup> District – Albany) and Senator Patty Ritchie (48<sup>th</sup> Senate District – Heuvelton) in bringing forward legislation designed to alleviate the financial burdens imposed through the unfunded mandate of indigent defense; and be it further

RESOLVED, that this resolution be forwarded to Governor Andrew Cuomo, Senator Patty Ritchie, Majority Leader John Flanagan, Senator Michael Nozzolio, Senate Assembly Speaker

Carl Heastie, Assemblyman Bob Oaks, New York State Defenders' Association, New York State Office of Indigent Legal Services and NYSAC.

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

**RESOLUTION NO. 588-15: AUTHORIZATION TO SHARE DEFENSE COSTS FOR REAL PROPERTY TAX ASSESSMENT REVIEW PROCEEDINGS (ARTICLE 7 LITIGATION)**

Ms. Park presented the following:

WHEREAS, proceedings to review real property tax assessments are annually commenced against assessing units, namely the Towns of Wayne County; and

WHEREAS, County taxes are based upon assessments established by the assessing units; and

WHEREAS, the County tax levy is, therefore, affected by any court ordered or stipulated reduction in assessed valuation; and

WHEREAS, this Board approved Resolution No. 444-95, amended by Resolution No. 700-06, which was amended by Resolution No. 688-07 and subsequently Resolution No. 307-10 which defined standards and procedures for County participation in litigation involving challenges to real property assessments; and

WHEREAS, a request from the Town of Macedon has been received by the Real Property Tax Services Director and reviewed and recommended by the Director and the County Attorney; and

WHEREAS, the written request from the Town of Macedon does include statement of fact that the **Town of Macedon and the Pal-Mac Central School District** have resolved for their respective Board approval to share in the defense costs for Real Property Tax Assessment review Article 7 proceedings; now, therefore, be it

RESOLVED, that the County of Wayne will participate in providing financial assistance for litigation challenges of real property tax assessments per the provisions of Resolution No. 307-10 for the following Town and their respective petition:

TOWN	Property Owner	Parcel ID#	Index #(s)
Macedon	Wal-Mart Real Estate Business Trust	62111-00-320806	2015-787756
Macedon	DB Properties, LLC	61112-00-275327	2015-78794

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

**RESOLUTION NO. 589-15: AUTHORIZATION TO ADD CERTAIN PROPERTIES ACQUIRED BY COUNTY TAX DEED TO THE 2016 REAL PROPERTY TAX AUCTION**

Ms. Park presented the following:

WHEREAS, pursuant to Resolution No. 291-14 and Resolution No. 295-15 certain properties acquired by the County by tax deed were sold at public auction sale held June 11, 2014 and June 10, 2015; and

WHEREAS, such property known as 3017 Maple Ridge Rd; Tax ID #68113-00-688538 consisting of 17.00 acres was withdrawn from the 2014 Real Property Tax Auction and title transferred to the Fairville Volunteer Fire Department on or about July 17, 2015; and

WHEREAS, the Fairville Volunteer Fire Department was not seeking to own the entire parcel consisting of 17.00 acres; and

WHEREAS, the Fairville Volunteer Fire Department contracted to have the 17.00 acre parcel surveyed with the intent of a parcel consisting of approximately 5.50 acres being subdivided out of the 17.00 acre parcel to be retained by the Fairville Volunteer Fire Department with the County of Wayne owning the remaining acreage ; and

WHEREAS, On or about 7/1/2015, Tax ID #68113-00-688538 was subdivided in to Tax ID #68113-00-736531 and Tax ID# 68113-00-683534 with Fairville Volunteer Fire Department retaining 5.49 acres and The County of Wayne obtaining 11.51 acres respectively; and

WHEREAS, the County of Wayne is desirous in transferring ownership of said parcel; now therefore be it

RESOLVED, that the noted 11.51 acre parcel retained by the County of Wayne and assigned Tax ID #68113-00-683534 will be added to the 2016 Real Property Tax auction.

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

**RESOLUTION NO. 590-15: ESTABLISHING ASSISTANCE PROGRAM FOR COMPLEX COMMERCIAL/INDUSTRIAL APPRAISALS AND SETTING STANDARDS FOR COUNTY PARTICIPATION WITH MUNICIPALITIES IN THE COST OF SUCH SERVICES**

Ms. Park presented the following:

WHEREAS, Wayne County is desirous to assist municipal assessors in an effort to reduce the number of Certiorari filings; and

WHEREAS, Certiorari filings are costly to all levels of government in Wayne County in that legal fees to defend such claims are shared by the County and the impacted municipalities and School Districts; and

WHEREAS, in August 2015, Wayne County Real Property Tax issued an RFP for Complex Commercial/Industrial Appraisal consultants; and

WHEREAS, the proposal submitted by GAR Associates was recommended by the Real Property Tax Director and County Attorney to the Board of Supervisors, who in turn, authorized a contract; and

WHEREAS, guidelines and standards for County participation need to be established; now therefore be it

RESOLVED, that the Assistance Program for Complex Commercial Industrial Appraisals is established effective January 1, 2016; and be it further

RESOLVED, that in order for Wayne County to participate in cost-sharing, the following guidelines is established:

1. The maximum number of reviews per calendar year per individual municipality will be limited to five (5) for County financial participation.
2. The maximum amount per review that Wayne County will contribute is \$500; any amount per review in excess of that amount is the responsibility of the municipality and shall be remitted to the Real Property Tax Office.
3. Requests for participation must be in writing and submitted via regular USPS mail from the Town Assessor, prior to contacting the consultant, to the Wayne County Real Property Tax Director.
4. The Wayne County Real Property Tax Director will review the request and, if approved, will notify the municipality and the consultant in writing of said approval.
5. The Real Property Tax Director will notify the Finance Committee at its next scheduled meeting of the number of new approvals by municipality.
6. The program will be administered by the Wayne County Real Property Tax Office and the funds for County participation shall be budgeted annually in A1355 Assessment-Real Property Tax.

and be it further

RESOLVED, the Director of Real Property Tax Services will forward a copy of this resolution to all of the Town Supervisors and Assessors.

Mr. Smith moved the adoption of the resolution. Seconded by Mrs. Deyo. Upon roll call, adopted.

**RESOLUTION NO. 591-15: AMENDING RESOLUTION NO's 444-95, 700-06, 688-07 AND 307-10 ESTABLISHING MINIMUM STANDARDS FOR COUNTY PARTICIPATION IN LITIGATION INVOLVING CHALLENGES TO REAL PROPERTY ASSESSMENTS (ARTICLE 7)**

Ms. Park presented the following:

WHEREAS, Resolution No. 444-95 established minimum standards for County

participation in litigation involving challenges to Real Property Assessments; and

WHEREAS, Resolution No. 700-06 amended Resolution No. 444-95 by increasing the assessed value of the real property in question to more than \$350,000; and

WHEREAS, Resolution No. 688-07 amended Resolution No.700-06 by defining the payment schedule to a quarterly basis; and WHEREAS, the Board of Supervisors is desirous of amending Resolution No. 688-07 to require a minimum of ten (10) percent change in assessment, require a Village, when applicable, to be part of the "Cost Share" and to define a process before the County will expend funds; and

WHEREAS, Resolution No. 307-10 amended Resolution No. 688-07 by increasing the assessed value of the real property in question to more than \$1,000,000 now, therefore, be it

RESOLVED, that Resolution No. 444-95 as amended by Resolution No. 700-06 and Resolution No. 688-07 and Resolution 307-10 is hereby amended to read as follows:

The County of Wayne may participate in providing financial assistance for litigation challenges to real property assessments provided the following Standards are met and the Process is adhered to:

#### **STANDARDS**

- The real property in question has a minimum assessed value of \$1,000,000 and the petitioner is desirous either of a change in assessment of ten (10) percent or a change of at least \$50,000 less than the assessed value.
- The Town, School District and, when applicable, Village in which the property resides have, by Resolution, agreed to share the cost of litigation equally with the County.
- The County will share costs of Town Counsel or outside Counsel secured by the Town. (not both)
- Prior to the effective date of participation established by the Wayne County Board of Supervisors any accrued litigation charges will be the sole responsibility of the Town in which the property resides.
- The County Attorney and Real Property Tax Services Director will be consulted regarding appraisals or settlement strategies.

#### **PROCESS**

- The Town will present a written request with a Town Resolution to the County Attorney and the Real Property Tax Services Director. The request will be accompanied by a Resolution from the relevant School District and, when applicable, the relevant Village.
- The request will be reviewed by the Director of Real Property Tax Services and the County Attorney for recommendation to the Finance Committee.
- A recommendation will be presented by the Real Property Tax Services Director, in Resolution transmittal form, to the Finance Committee.
- After the Resolution is approved and an effective participation date established by the County Board of Supervisors, the Attorney or the Town can then begin to submit litigation cost charges to the County Attorney seeking an apportioned payment from Wayne County.

and be it further

RESOLVED, the Director of Real Property Tax Services will forward a copy of this resolution to all of the Towns, Villages, and School Districts within Wayne County.

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

#### **RESOLUTION NO. 592-15: AUTHORIZATION TO AWARD BID FOR COMPLEX COMMERCIAL/INDUSTRIAL APPRAISAL AND CONSULTATION SERVICES**

Ms. Park presented the following:

WHEREAS, the Clerk of the Board of Supervisors has duly advertised for sealed proposals for Complex Commercial/Industrial appraisal and consultation services; and

WHEREAS, a sealed proposal (1) was received and opened on Thursday August 27, 2015, and is listed as follows:

**GAR Associates, Inc.**  
2399 Sweet Home Rd  
Amherst, NY 14228

And

WHEREAS, a cost proposal submitted for hourly rate by appraisal staff, as listed below:

Commercial Data Collector	\$ 50-75
RPS Specialist	\$ 75
NYS Licensed and Certifies General Commercial Appraiser	\$125
Sr. NYS Licensed and Certifies General Commercial Appraiser	\$150
Designated Commercial Appraiser	\$250

Now, therefore, be it

RESOLVED, that pursuant to recommendations of the Real Property Tax Director and the County Attorney, the bid submitted by GAR Associates, Inc. in the hourly rates specified above are 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 GAR Associates, Inc. for a period of three years commencing on January 1, 2016.

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

**RESOLUTION NO. 593-15: ACCEPTING SEALED BIDS FOR TAX AUCTION PROPERTIES**

Ms. Park presented the following:

WHEREAS, pursuant to Resolution No. 291-14 certain properties were acquired by the County by tax deed; and

WHEREAS, 730 Peirson Avenue in the Town of Arcadia was not in the 2014 or 2015 auction; and

WHEREAS, said property was advertised for sealed bids and due to the County Attorney's Office on September 1, 2015; and

WHEREAS, a bid of \$30,500 was received from a bidder on September 21, 2015; now, therefore, be it

RESOLVED, that it is the determination of the Board of Supervisors that it is in the best interest of the County to accept the following sealed bid(s) listed below and such bid(s) are hereby approved and accepted; the Chairman of the Board of Supervisors is hereby authorized and directed to execute a quit-claim deed and any required documents for said parcel, subject to approval of the form of the deed and documents by the County Attorney, and to affix the seal of the Board of Supervisors to such deeds; and the payments required by the terms and conditions of sale:

TOWN OF ARCADIA

<b>Tax Map #</b>	<b>Bidder</b>	<b>Bid/Deposit</b>
68110-09-053641	Joshua Davis	\$30,500/\$5,075

Mr. Miller moved the adoption of the resolution. Seconded by Mr. Colacino. Upon roll call, all Supervisors voted Aye. Absent - Supervisor Spickerman. The Chairman declared the Resolution adopted.

**OTHER BUSINESS**

Ms. Park moved, seconded by Mr. Miller that five (5) resolutions be allowed on the floor under Other Business.

Upon roll call, all Supervisors voted aye. Absent Supervisor Spickerman. Motion Carried.

**RESOLUTION NO. 594-15: AUTHORIZATION TO ADD CERTAIN PROPERTIES ACQUIRED BY COUNTY TAX DEED TO THE 2016 REAL PROPERTY TAX AUCTION**

Ms. Park presented the following:

WHEREAS, pursuant to Resolution No. 291-14 and Resolution No. 295-15 certain properties acquired by the County by tax deed were sold at public auction sale held June 10, 2015; and

WHEREAS, the bids placed for purchase of such properties sold at the public auction, were subject to approval and acceptance by the Board of Supervisors; and

WHEREAS, the payment of the bid purchase price and transfer of title to the properties acquired by the County by tax deed and sold at public auction occurs after the date of the public auction; and

WHEREAS, neither the successful bidder nor the backup bidder whose bids were accepted for the following property completed the purchase of the following property by payment of the purchase price and execution of title transfer documents within the prescribed time period as detailed in the terms and conditions of the Real Property Tax Auction:

Town of Arcadia  
T.M. #68113-12-774682  
3103 Route 88 North

and

WHEREAS, said property was authorized by Resolution to be advertised for sale by sealed bids and no bid was received; now, therefore be it

RESOLVED, that due to no bid having been received for the purchase of this parcel; the following parcel will be added to the 2016 Real Property Tax Auction:

Town of Arcadia  
T.M. #68113-12-774682  
3103 Route 88M

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

**RESOLUTION NO. 595-15: AUTHORIZATION TO RESCIND RESOLUTION NO. 494-15 "AUTHORIZATION TO ADD CERTAIN PROPERTIES ACQUIRED BY COUNTY TAX DEED TO THE 2016 REAL PROPERTY TAX AUCTION"**

Ms. Park presented the following:

WHEREAS, the Board of Supervisors Resolution No.494-15, duly enacted on September 15, 2015, authorized property located at 730 Peirson Ave; T.M. #68110-09-053641 and property located at 3103 Route 88N; T.M.#68113-12-774682 to be added to the 2016 Real Property Tax auction; and

WHEREAS, there has since been a bid received at the County Attorney's Office for 730 Peirson Ave; and

WHEREAS, the Board of Supervisors has by Resolution accepted this bid for the purchase of 730 Peirson Ave.; now, therefore, be it

RESOLVED, that Resolution No. 494-15 is hereby rescinded.

Mr. Smith moved the adoption of the resolution. Seconded by Mr. Kolczynski. Upon roll call, adopted.

**RESOLUTION NO. 596-15: AUTHORIZATION TO ACCEPT 2015 STATE HOMELAND SECURITY GRANT AND AMEND BUDGET**

Mr. LeRoy presented the following:

WHEREAS, Wayne County has been advised that it has received a 2015 Homeland Security Grant in the amount of \$127,500; and

WHEREAS, this grant will be utilized to purchase GIS contracted services (approximately \$13,000), cyber security equipment (approximately \$37,000), radiological monitoring equipment (approximately \$20,000), medical training equipment (approximately \$31,000), and MDT's and associated equipment (approximately \$26,500); and

WHEREAS, it is necessary to amend the budget within the Project Account budget to accomplish these purchases; now, therefore, be it

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

H3918 Homeland Security

(Revenue)

Amount	Object#	Project ID	Object Name	Project
\$127,500 to	43302	SHS15	Homeland Security	State Homeland Security

(Appropriations)

Amount	Object#	Project ID	Object Name	Project
\$115,172 to	52000	SHS15	Equipment &	State
			Other Cap Outlay	
\$12,328 to	54400	SHS15	Contracted Services	State Homeland Security

and be it further

RESOLVED, that the Director of Emergency Management is hereby authorized to purchase the equipment stated above, in accordance with county purchasing policy; and be it further

RESOLVED, that the Director of Emergency Management is hereby authorized to issue a Request for Proposal for GIS Services; and be it further

RESOLVED, that following the opening, the Director of Emergency Management shall review proposals and present a record of the Bids and subsequent recommendation to the Wayne County Public Safety Committee and the Board of Supervisors for final approval.

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

**RESOLUTION NO. 597-15: AUTHORIZATION FOR THE VETERANS SERVICES AGENCY TO CREATE PART-TIME VETERANS SERVICE OFFICER POSITION AND AMEND BUDGET**

Mr. Manktelow presented the following:

WHEREAS, the Veterans Services Agency administers support services to Wayne County Veterans; and

WHEREAS, there is a need to retain a second Veterans Service Officer position to provide adequate coverage when the current Veterans Service Officer is unavailable to perform these duties; now, therefore be it

RESOLVED, that one part-time Veterans Service Officer position is created at the rate of \$18.726 per hour for the remainder of 2015; and be it further

RESOLVED, that the hourly rate shall be increased to \$19.007 beginning January 1, 2016; and be it further

RESOLVED, the County Treasurer is authorized to amend the County budget as follows:

**A1990 Contingent Fund Gen**

\$3000 from .54000 Contractual Expenses

**A6510 Veteran Services**

\$3000 to .51712 Veterans Service Officer PT

Mr. Kolczynski moved the adoption of the resolution. Seconded by Mrs. Deyo. Upon roll call, adopted.

**RESOLUTION NO. 598-15: AUTHORIZATION TO EXECUTE A CONTRACT WITH A PROVIDER OF RELATED SERVICES FOR PRESCHOOL CHILDREN WITH HANDICAPPING CONDITIONS**

Mr. Groat presented the following:

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

WHEREAS, Wayne County Public Health (WCPH) has identified a new related service provider and wishes to contract with Oswego County BOCES, 179 County Route 64, Mexico, NY 13114, for the period of November 1, 2015 to June 30, 2018, for the following services:

- Vision Therapy – Session \$124.98, Consult \$187.50, Evaluation \$281.00

now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute a contract with Oswego County BOCES, 179 County Route 64, Mexico, NY 13114, for Vision Therapy: Session \$124.98/visit, Consult \$187.50/visit and Evaluation \$281.00/visit, subject to the County Attorney's approval as to form and content, for the period 11/1/15 to 6/30/18.

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

**EXECUTIVE SESSION**

Mrs. Crane moved, seconded by Mr. Kolczynski that the Board go into Executive Session at 10:41 a.m. to discuss personal matters. Motion carried.

**REGULAR SESSION**

Ms. Park moved, seconded by Mr. Miller, that the Board resume Regular Session at 11:10 a.m. Motion carried.

**OTHER BUSINESS**

Mr. Smith moved, seconded by Mrs. Marini that one (1) resolution be allowed on the floor under Other Business. Upon roll call, all Supervisors voted Aye. Absent Supervisor Spickerman. Carried.

**RESOLUTION NO. 599-15: AUTHORIZATION TO APPOINT DIRECTOR OF PROBATION AND SET SALARY**

Mr. LeRoy presented the following:

WHEREAS, the Director of Probation position becomes vacant on October 30, 2015; and WHEREAS, it is necessary to appoint a Director of Probation to maintain appropriate supervision and accountability for the department; and

WHEREAS, it is the desire of the Board of Supervisors to appoint Dale Mead to the position of Director of Probation; now, therefore, be it

RESOLVED, that Dale Mead is hereby appointed to the position of Director of Probation (provisional) at a salary of \$76,262 effective October 31, 2015; and be it further

RESOLVED, that this salary shall be in effect for the 2016 fiscal year.

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

Prior to recessing the Board, Chairman Hoffman announced that the November Board meeting is scheduled for Tuesday, November 17, 2015 at 9:00 a.m.; and the Public Hearing for

the 2016 Wayne County Budget has been set for Tuesday, December 1, 2015 at 7 p.m.  
Chairman Hoffman requested if there was any other business to come before the Board today.

**RECESS**

On motion of Ms. Park, seconded by Mr. LeRoy, the Board took a recess at 11:15 a.m. until **Friday, October 23, 2015 at 10:00 a.m.** Motion carried.

**REGULAR SESSION**

At the close of the Recess, the Board was called to order by Chairman Hoffman, a re-convenience of the meeting from Tuesday, October 20, 2015.  
Roll call was taken and all Supervisors were present, except Supervisors Spickerman and Kolczynski who were absent.

**OTHER BUSINESS**

Ms. Park moved, seconded by Mr. LeRoy that one (1) resolution be allowed on the floor under Other Business. Upon roll call, all Supervisors voted Aye. Absent – Supervisors Spickerman and Kolczynski.

**RESOLUTION NO. 600-15: APPOINTMENT OF INTERIM COUNTY ADMINISTRATOR AND BUDGET OFFICER AND SET SALARY**

Mrs. Crane presented the following:

WHEREAS, the position of County Administrator will become vacant on October 29 due to the retirement of James A. Marquette; and

WHEREAS, the Wayne County Board of Supervisors wishes to ensure an orderly transition of County government and the continuation of effective central administration; and

WHEREAS, Richard R. House is currently serving in the position of Undersheriff for Wayne County and has the qualifications to serve as Interim County Administrator and Budget Officer while the Board seeks candidates for a new County Administrator; now, therefore be it

RESOLVED, that Richard R. House is hereby appointed to the position of Interim County Administrator at a total salary of \$111,038 effective October 30, 2015; and be it further

RESOLVED, that this salary shall be in effect for such portion of the 2016 fiscal year while Richard R. House continues as Interim County Administrator.

Ms. Park moved the adoption of the resolution. Seconded by Mrs. Deyo

Mrs. Crane, Chairman of the Ad-Hoc Committee – Search Committee for the County Administrator position, addressed the Board, stating that seven applications were considered by the Search Committee; and it was decided to keep current administration staff in place for a smooth transition by appointing Rick House to this interim position.

Mr. Baldridge asked what Mr. House's duties will be; and if he would be taking a leave of absence as Undersheriff to fill in as the Interim-County Administrator.

County Attorney Connors responded that Mr. House will be taking a leave of absence during this time to serve in this capacity of Interim-County Administrator.

Upon roll call, all Supervisors voted Aye. Absent - Supervisors Spickerman and Kolczynski. The Chairman declared the Resolution adopted.

**ADJOURNMENT:**

The next scheduled meeting of the Board is **Tuesday, November 17, 2015 at 9:00 a.m.**

Ms. Park moved, seconded by Mr. Miller, that the board adjourn at 10:12 a.m. Carried.

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