

3rd Day
Thursday, February 23, 2023

Due to the plaster restoration project in the Supervisors Chambers, the regular meeting of the Board of Supervisors was held at the Wayne County Public Safety Building, Emergency Management Division, Operations Room, Chairman Eygnor presiding. County Administrator Richard House and County Attorney Dan Connors were also in attendance.

The Pledge of Allegiance was led by Supervisor Bender, followed by Chairman Eygnor giving the invocation.

Upon roll call, all Supervisors were present for this morning's session except for Supervisors Brady, Mettler and Kolczynski.

APPROVAL OF MINUTES

Mr. Chatfield moved, seconded by Mr. Donalty, to waive the reading of the minutes of the January 17, 2023 meeting. Upon roll call, carried.

COMMUNICATIONS

The County Auditor's Accounts Payable Report for monthly utilities, miscellaneous payments including the February 1, 2023 warrants for accounts payable, totaling \$5,309,936.26 was received and filed.

The Sheriff's Office Cash Receipts Report dated January 31, 2023 totaling \$14,294.01 was received and filed.

Chairman Eygnor appointed Zakk Hess, GIS Coordinator, to the Broadband Steering Committee.

Chairman Eygnor appointed Michael Donalty to the County's Collective Bargaining/Negotiating Team.

Mrs. Bender moved, seconded by Mr. Lasher, to waive the reading of the February, 2023 Communications. Upon roll call, carried.

ANNUAL REPORTS

Cornell Cooperative Extension
County Attorney
County Clerk
Probation
Tourism
Wayne Pre-Trial Services, Inc.
Weights & Measures

Chairman Eygnor noted that many County Departments and agencies had submitted their 2022 Annual Reports to the appropriate standing committees, as required.

Mr. Chatfield moved, seconded by Mrs. Bender that the 2022 Annual Reports be received

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and filed. Motion carried.

PROCLAMATIONS

Mr. George Bastedo and Supervisor Verno presented E911 Dispatchers Chris Wilson and Katie Dean with the National Public Safety Telecommunicators Week, April 9-15 Proclamation. This proclamation honored the compassion, understanding, dedication and professionalism Wayne County E911 dispatchers during the performance of their job.

Local firefighters and Wayne County Highway Department staff were honored for their assistance in Erie County for the snowstorm response in December, 2022. Participating Fire Departments were Lincoln, East Williamson, Sodus Point, Marion and Macedon Center. Mr. Kevin Rooney, County Public Works Superintendent along with Supervisor Lynn Chatfield read the proclamation for the Highway Department staff: Dennis Krebbeks, Kean Hughes, Adam Grevell, Mike McDonald, Kevin Velte, Jim Gravino.

PRESENTATIONS

Fiscal Assistant Brian Sams and Treasurer Patrick Schmitt updated the Board regarding American Rescue Plan (ARPA) Funding. One project, the Sodus Point playground has been completed. The County has earned \$137,000 in interest income on ARPA funds which is unrestricted income. Of the almost \$17.5 million in ARPA funding, only 2.1 million has been spent or encumbered.

Gene Bavis, Co-Chair Wayne County Bicentennial Committee came before the Board to update them on activities for the 200th formation of the County of Wayne. He first noted the Town of Macedon recently celebrated their bicentennial with a great community event.

There will be a 48-page County Bicentennial Supplement insert in the Finger Lakes Times in March. There are also 12,000 additional copies of the supplement that will be given to areas libraries, schools and museums. The kick-off celebration for the Bicentennial will occur on Tuesday, April 11th when bells around the County will ring for two consecutive minutes, following that there will be a brief ceremony on the Court House steps, followed by lunch at the Lyons Community Center. Invitations to the Bicentennial Gala to be held on May 13th have been sent to all Supervisors; there are only 500 tickets available. The Bicentennial Quilt is being displayed at many events around the County and will be at all Bicentennial functions. Posters of the quilt will go on sale starting April 11th. Mr. Bavis listed a number of activities planned for the remainder of 2023 to celebrate to County's Bicentennial.

SCHEDULED BUSINESS

RESOLUTION 53-23: AUTHORIZATION FOR CHAIRMAN TO SIGN PUBLIC TRANSIT ROUTE SUBSIDY AGREEMENT BETWEEN RTS WAYNE AND THE WAYNE COUNTY VETERANS SERVICE AGENCY

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Mr. Donalty presented the following:

WHEREAS, RTS Wayne provides transportation services to VA Medical Centers for the Wayne County Veterans Service Agency in an effort to eliminate barriers to medical appointments for resident Veterans; and

WHEREAS, in order to continue to provide necessary transportation services for Veterans of Wayne County a subsidy agreement is necessary to state details for the service type, description of public routes and schedules, appointment times and trip scheduling, cancellations of services, subsidies and billing; and

WHEREAS, any costs associated with this agreement have been included in the 2023 transportation budget for the Veterans Service Agency; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to enter into a Public Transit Route Subsidy Agreement with RTS Wayne, subject to review and approval by the County Attorney as to form and content, for January 1, 2023 through and including December 31, 2023.

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

RESOLUTION 54-23: AUTHORIZATION TO CREATE AND FILL A FULL TIME HOME HEALTH AIDE POSITION FOR THE DEPARTMENT OF AGING AND YOUTH

Mr. Donalty presented the following:

WHEREAS, the Department of Aging and Youth receives state and federal funding to provide in-home services to eligible older adults, and

WHEREAS, the Department, according to the county purchasing policy and the recommendation of the county attorney released a competitive procurement for in-home homemaker/chore services, and

WHEREAS, the Department was contacted by the longtime incumbent advising that they will no longer be pursuing a contract with Wayne County and will cease services as of February 28th, and

WHEREAS, there have been no other viable candidates to provide this service, and

WHEREAS, there will be 8 clients losing services at the end of this month with 30 more additional clients on a waitlist for in-home services, and

WHEREAS, the Department would like to create an additional FT Home Health Aide position, using the money that had been budgeted for the in-home services contract, now, therefore be it

RESOLVED that a FT Home Health Aide position be created within the Department of Aging and Youth for the purpose of providing services to older adults and their caregivers and the Director of Aging and Youth is authorized to fill said position; and further be it

RESOLVED that in the event that the funding supporting this position becomes unavailable, the continuation of the position will be reviewed by the board to determine if there is additional funding available to support this position.

Mr. Lasher moved the adoption of the resolution. Seconded by Mr. Chatfield. Upon roll call, all Supervisors voted Aye. Absent – Supervisors Mettler, Brady and Kolczynski. The Chairman

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declared the Resolution adopted.

RESOLUTION 55-23: AUTHORIZATION TO RENEW CONTRACT WITH NEW YORK STATE INDUSTRIES FOR THE DISABLED (NYSID) FOR BULK FOOD PREPARATION FOR SENIOR LUNCH SITES

Mr. Donalty presented the following:

WHEREAS, The Department of Aging and Youth contracts with NYSID for ARC Wayne to provide bulk meal preparation for our five congregate Senior Centers, and

WHEREAS, the meal cost for 2023 was increased from \$7.50 in 2022 to \$8.08 per meal, and

WHEREAS, the remaining terms and conditions of this contract remain the same as in 2022, now therefore be it

RESOLVED, the Chairman of the Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with NYSID, for the period of January 1, 2023 through December 31, 2023 for bulk meal catering, and further be it

RESOLVED, the meal rate will be \$9 per meal and the maximum contract amount will not exceed \$142,500.

Mr. Chatfield moved the adoption of the resolution. Seconded by Mrs. Bender. Upon roll call, all Supervisors voted Aye. Absent – Supervisors Mettler, Brady and Kolczynski. The Chairman declared the Resolution adopted.

RESOLUTION 56-23: AUTHORIZATION TO EXECUTE CONTRACT WITH NEW YORK STATE INDUSTRIES FOR THE DISABLED (NYSID) FOR HOME DELIVERED MEALS PROGRAM

Mr. Donalty presented the following:

WHEREAS, the Federal Older Americans Act and NY State Office for the Aging allocates Title III C-2 and Wellness in Nutrition (WIN) funding to provide home delivered meals to homebound elderly individuals who are nutritionally at risk, and

WHEREAS, The Department of Aging and Youth, requests authorization to renew the contract with NYSID for home delivered meals, utilizing allocated state and federal funding for a total amount not to exceed \$443,700, and

WHEREAS the meal cost for 2023 has increased from \$8.70 in 2022 to \$9.37 per meal, but all other terms and conditions remain the same; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with NYSID in the amount of \$443,700 for the period of January 1, 2023 through December 31, 2023.

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

RESOLUTION 57-23: AUTHORIZATION TO RENEW CONGREGATE NUTRITION SITE CONTRACT WITH THE TOWN OF ONTARIO

Mr. Donalty presented the following:

WHEREAS, The Department of Aging and Youth provides congregate meals in five senior centers in Wayne County, and

WHEREAS, the department requests to renew the contract with the Town of Ontario for provision of congregate services at the same \$6,200 cost as 2022; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute a congregate meal site contract with the Town of Ontario in the amount not to exceed \$6,200 on behalf of Wayne County for the period of January 1, 2023 through December 31, 2023, subject to the County Attorney's approval as to form and content.

Mr. Chatfield moved the adoption of the resolution. Seconded by Mr. Lasher. Upon roll call, adopted.

RESOLUTION 58-23: AUTHORIZATION TO RENEW RENTAL AGREEMENT WITH CLYDE UNITED METHODIST CHURCH FOR SENIOR CONGREGATE MEAL SITE

Mr. Donalty presented the following:

WHEREAS, The Department of Aging and Youth provides congregate meals in five senior centers in Wayne County; and

WHEREAS, the Department is requesting to enter into a rental agreement with the Clyde United Methodist Church for \$350 per month for congregate meal site for 2023 – a \$25/month increase over 2022, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute a rental agreement with Clyde United Methodist Church, in the amount of \$350.00 per month, on behalf of Wayne County for the period of January 1, 2023 through December 31, 2023, subject to the County Attorney's approval as to form and content.

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

RESOLUTION 59-23: AUTHORIZATION TO RENEW CONTRACT WITH NEWARK EMMANUEL UNITED METHODIST CHURCH FOR THE SENIOR CONGREGATE MEAL PROGRAM

Mr. Donalty presented the following:

WHEREAS, The Department of Aging and Youth provides congregate meals in five senior centers throughout Wayne County; and

WHEREAS, the department requests to renew the contract with the Emmanuel Methodist Church for provision of congregate services at the same \$5,000 cost as 2022; therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute a contract with the Emmanuel United Methodist Church, on behalf of Wayne County in the annual amount of \$5,000 for the period of January 1, 2023 through December 31, 2023, subject to the County Attorney's approval as to form and content.

Mrs. Leonard moved the adoption of the resolution. Seconded by Mr. Johnson. Upon roll call, adopted.

RESOLUTION 60-23: AUTHORIZATION TO RENEW A RENTAL AGREEMENT WITH EIDDA, LLC FOR THE SODUS CONGREGATE MEAL SITE

Mr. Donalty presented the following:

WHEREAS, The Department of Aging and Youth provides congregate meals in five senior centers in Wayne County; and

WHEREAS, the Department is requesting to enter into a rental agreement with the Eidda, LLC for a congregate meals site at 47 Maple Avenue in Sodus at the rate of \$700.00 per month – a \$100 monthly increase from 2022, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute a rental agreement with Eidda, LLC, in the amount of \$700.00 per month, on behalf of Wayne County for the period of January 1, 2023 through December 31, 2023, subject to the County Attorney's approval as to form and content.

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

RESOLUTION 61-23: AUTHORIZATION TO RENEW CONTRACT WITH FAMILY COUNSELING SERVICES OF THE FINGER LAKES

Mr. Donalty presented the following:

WHEREAS, the Wayne County Department of Aging and Youth contracts with Family Counseling Service of the Finger Lakes, Inc. for the provision of family and youth counseling services; and

WHEREAS, emphasis is placed on youth who are experiencing risk factors such as school failure, truancy, poor social/family relations, and/or acting out behavior; and

WHEREAS, the counseling services are funded through the Office of Children and Family Services and county funding, with a program budget not to exceed \$23,250; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute a contract for the period of January 1, 2023 through December 31, 2023, on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Family Counseling Services of the Finger Lakes, Inc. in the amount of \$23,250.

Mr. Robusto moved the adoption of the resolution. Seconded by Mr. Chatfield. Upon roll call, adopted.

RESOLUTION 62-23: AUTHORIZATION TO RENEW CONTRACT WITH WAYNE PRE-TRIAL DIVERSION SERVICES, INC. FOR YOUTH DIVERSION SERVICES FOR THE DEPARTMENT OF AGING AND YOUTH

Mr. Donalty presented the following:

WHEREAS, Wayne County Department of Aging and Youth contracts with Wayne Pre-

Trial Services, Inc. to provide services for court ordered diversion services to Wayne County youth ages 16-21, and

WHEREAS, recent legislation changes have decreased the number of youth referred to diversion through the courts, and

WHEREAS, a need still exists for the type of counseling and case management that Wayne Pre-Trial provides to youth so the 2023 contract will continue to include other referral sources including FACT, and

WHEREAS Wayne Pre-Trial Services has also agreed to provide educational presentations in schools to students regarding positive decision-making and the criminal justice system processes, now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Wayne Pre-Trial Services, Inc., for the operation of a Pre-Trial Diversion Program for Wayne County Youth for the contract period January 1, 2023 through December 31, 2023, in an amount not to exceed \$60,000; and, be it further

RESOLVED, that the County shall pay the contractor the sum of \$10,000 in January 2022 and the sum of \$5,000 in each of the months February-November 2022.

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

RESOLUTION 63-23: AUTHORIZATION TO EXTEND CONTRACT WITH PUR FOODS, LLC FOR MAIL ORDER MEALS FOR SENIORS

Mr. Donalty presented the following:

WHEREAS, Wayne County Department of Aging and Youth receives state and federal funding to provide home delivered meals to county seniors, and

WHEREAS, the department contracts with ARC Wayne for daily hot lunch delivery of meals through the home delivered meal program, and also contracted in 2021 and 2022 with Mom's Meals to handle any overflow or clients that could not be served through the traditional home delivered meal program operated by ARC Wayne, and

WHEREAS, a need still exists to have a back-up contract to serve people that cannot be served by the traditional program due to scheduling, route availability, etc., and

WHEREAS, the department did a review of other mail-order meal options and determined that Mom's Meals provided the service that was in the best interest of the department and the clients, now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to extend contract WCC21235 with Pur Foods, LLC DBA Mom's Meals, for mail order home delivered meals for approved seniors through June 30, 2023.

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

RESOLUTION 64-23: AUTHORIZATION TO RENEW CONTRACT FOR CHILD ADVOCACY

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CENTER IN WAYNE COUNTY

Mr. Donalty presented the following:

WHEREAS, New York State through the Office of Children and Family Services (OCFS), was highly desirous of every NY State County having a Multi-Disciplinary Team (MDT)/Child Advocacy Center (CAC); and

WHEREAS, Resolution #090-19 authorized acceptance of a three year award to Wayne County Department of Social Services from NY State OCFS to be used to establish a MDT/CAC in Wayne County; and

WHEREAS, per Resolution #165-21, having authorized acceptance to the three-year bid in response to the RFP, the County of Wayne entered into a contract with Family Counseling Service of the Finger Lakes, Inc. for the provision of day-to-day oversight and logistical management services of the Child Advocacy Center with expertise in services to victims of child sexual and physical abuse along with their families; and

WHEREAS, the services provided by Family Counseling Service of the Finger Lakes, Inc. have been satisfactory; and

WHEREAS, Wayne County Department of Social Services is now desirous of renewing the contract with Family Counseling Service of the Finger Lakes, Inc. for day-to-day oversight and logistical management services for the contract term of 4/1/23-3/31/24 for an amount of \$66,355; now, therefore, be it

RESOLVED, that the Chairman of the Board is hereby authorized to renew the contract on behalf of the County of Wayne, subject to the County Attorney's review and approval as to form and content with the Family Counseling Service of the Finger Lakes, Inc. for the (1) year contract period of 4/1/23-3/31/24 at an amount not to exceed \$66,355.

Mr. Chatfield moved the adoption of the resolution. Seconded by Mr. Verno. Upon roll call, adopted.

RESOLUTION 65-23: AUTHORIZATION TO SIGN AGREEMENT WITH CROSSROADS CONSULTING SERVICES FOR THE PROVISION OF ASSESSMENTS OF YOUTH TO DETERMINE APPROPRIATENESS OF PLACEMENT IN A QUALIFIED RESIDENTIAL TREATMENT PROGRAM (QRTP)

Mr. Donalty presented the following:

WHEREAS, The New York State Office of Children and Family Services (NYS OCFS) in accordance with the federal Family First Prevention Services Act (FFPSA) has enacted state standards that require the use of Qualified Individuals (QI) to conduct a review and assessment of situations which require the possible placement of children in Qualified Residential Treatment Programs (QRTPs) for the purpose of determining the appropriateness of placement; and

WHEREAS, effective September 29, 2021, the QI's assessment must be utilized in every instance that would necessitate a child's placement in a QRTP in instances of placements including: voluntary under State Social Services Law, Family Court Ordered; for the placement of individuals determined to be JD or PINS; in matters of child protective

placements, for Article 10-b re-entry cases, or in the cases of destitute children; and

WHEREAS, NYS OCFS has, through a letter of interest process, taken the steps of recruiting, identifying and vetting individuals who meet the required standards of conducting assessments, established the list of vetted individuals determined to meet the standards for QI, and has set the terms by which local Social Services Districts can contract with said QI's for the purpose of conducting assessments; and

WHEREAS, it is in the best interest to maintain contracts with those individuals or agencies who employ said individuals, who have been verified and identified as available to this region; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to execute an agreement with Crossroads Consulting Services for the time frame of 1/1/2023-12/31/2025 for the provision of assessments to be conducted by an approved QI to determine appropriateness of placement for foster children into a QRTP, subject to the County Attorney's approval as to form and content for an amount not to exceed \$25,000.

Mrs. Leonard moved the adoption of the resolution. Seconded by Mrs. Johnson. Upon roll call, adopted.

RESOLUTION 66-23: AUTHORIZATION TO SIGN AGREEMENT WITH FINGER LAKES COMMUNITY COLLEGE FOR DEPARTMENT OF SOCIAL SERVICES EMPLOYEE TRAINING

Mr. Donalty presented the following:

WHEREAS, training is an integral and necessary component of DSS work responsibilities, and

WHEREAS, NY State underwrites costs for training provided through contract with local Community Colleges, and

WHEREAS, Finger Lakes Community College has suitably and effectively provide training in the past; therefore be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to execute an agreement on behalf of the Wayne County Department of Social Services, subject to OCFS approval and the County Attorney's approval as to form and content, with the Finger Lakes Community College to provide training for employees of the Department of Social Services for the period January 1, 2023 to December 31, 2023 at a total project cost not to exceed \$69,953.00.

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

RESOLUTION 67-23: AUTHORIZATION TO EXECUTE A THREE-YEAR CONTRACT WITH LEXIS NEXIS FOR THE WAYNE COUNTY DEPARTMENT OF SOCIAL SERVICES

Mr. Donalty presented the following:

WHEREAS, the Wayne Department of Social Services (DSS) has received and reviewed a new proposed three year contract with Lexis Nexis for the period of 2/1/23 –

1/31/26 and has determined that Lexis Nexis provides the most beneficial and cost effective resources for legal research, and

WHEREAS, DSS is hereby requesting approval to enter into a new three-year contract with Lexis Nexis for electronic legal research services and various legal books and publications; now, therefore, be it

RESOLVED, that upon the review and approval as to form and content of the Lexis Nexis contract by the Wayne County Attorney, the Wayne County Chairman of the Board of Supervisors is hereby authorized to execute the three-year contract with Lexis Nexis.

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

RESOLUTION 68-23: AUTHORIZATION TO ABOLISH ONE (1) FULL-TIME RN SUPERVISOR POSITION AND CREATE TWO (2) PART-TIME RN SUPERVISOR POSITIONS FOR THE WAYNE COUNTY NURSING HOME

Mr. Robusto presented the following:

WHEREAS, the Wayne County Nursing Home is in need of routine part-time RN Supervisor coverage; and

WHEREAS, the Wayne County Nursing Home only has full-time and sub positions to choose from; and

WHEREAS, the Wayne County Nursing Home wishes to abolish one (1) full-time RN supervisor position, and create two (2) part-time RN supervisor positions; now, therefore, be it

RESOLVED, that one (1) full time RN Supervisor Positon is abolished effective February 21, 2023; and further be it

RESOLVED, that two (2) part-time RN Supervisor positions be created effective February 21, 2023 at an hourly rate in accordance with the CSEA agreement; and be if further

RESOLVED, that the County Treasurer is authorized to make the following changes to the 2023 budget:

E60001 NH Combined

\$71,702 From 51164.E6020 – Supervising RN (NH)

\$71,702 to 51161.E6020 – Supervising RN Pt Time

Mr. Chatfield moved the adoption of the resolution. Seconded by Mr. Lasher. Upon roll call, all Supervisors voted Aye. Absent – Supervisors Mettler, Brady and Kolczynski. The Chairman declared the Resolution adopted.

RESOLUTION 69-23: AUTHORIZATION TO DECLARE OLD FURNITURE SURPLUS FROM WAYNE COUNTY NURSING HOME

Mr. Robusto presented the following:

WHEREAS, the Wayne County Nursing Home has an excess of chairs that are no longer in use, and are currently being stored in empty resident rooms; and

WHEREAS, the Wayne County Nursing Home does not have space to store this surplus office furniture; and

WHEREAS, these items are past their useful life; now, therefore be it

RESOLVED, that the Administrator of Wayne County Nursing Home is hereby authorized to declare these chairs as surplus and shall be disposed of in accordance with the Wayne County Surplus Equipment Disposition Policy.

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

RESOLUTION 70-23: AUTHORIZATION TO RENEW AGREEMENT FOR SOFTWARE SUBSCRIPTION FOR THE WAYNE COUNTY NURSING HOME

Mr. Robusto presented the following:

WHEREAS, Resolution 420-19 authorized the purchase of and subscription to PointClickCare (PCC) software as an electronic medical record (EMR) and financial software platform for the Wayne County Nursing Home (WCNH); and

WHEREAS, the initial agreement with PCC ended on December 31, 2022; and

WHEREAS, WCNH continues to utilize PCC for its EMR and financial software; and

WHEREAS, PCC has a monthly subscription fee for utilization of the software; and

WHEREAS, PCC notified WCNH of its projected annual price increases to its subscriptions reflective of the Consumer Price Index (CPI) for the coming years, with price increases beginning on February 1 of each year; and

WHEREAS, PCC provided the WCNH with the projected increase only for the year 2023; and

WHEREAS, the WCNH wishes to continue its subscription to PCC for the period of January 1, 2023 to December 31, 2023, at a total monthly amount of no more than \$7,260 and for an amount not to exceed \$86,561; now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign an agreement, and any future amendments, with PointClickCare, on behalf of the Wayne County Nursing Home, for subscription to electronic medical record and financial software services required for operations for the period of January 1, 2023 to December 31, 2023, for an amount not to exceed \$86,561, subject to review and approval of the County Attorney as to form and content.

Mrs. Leonard moved the adoption of the resolution. Seconded by Mr. Lasher. Upon roll call, adopted.

RESOLUTION 71-23: AUTHORIZATION TO AWARD BID TO HAUN WELDING SUPPLY INC FOR MEDICAL OXYGEN SERVICES, TO SIGN CONTRACT

Mr. Robusto presented the following:

WHEREAS, The County has received notice that Northeast Medical Repairs, Inc.(NMR), is exercising its option to terminate their contract established by Resolution 485-21, for the provision of oxygen services effective February 26, 2023 via sixty (60) day written notice; and

WHEREAS, the Wayne County Nursing Home (WCNH) requires continuity of medical

oxygen services; and

WHEREAS, with the implementation and execution of the Wayne County Emergency Medical Services (WC EMS) project, there is a greater demand for medical oxygen and

WHEREAS, the Clerk of the Board of Supervisors has duly advertised for bids for oxygen services both for WCNH and the WC EMS project in accordance with the provisions of Section 103 of the General Municipal Law; and

WHEREAS, bids were opened on Thursday, January 26, 2023 at 2 p.m. as follows:

Description	Unit of Measure	Northeast Medical Repairs, Inc.			Haun Welding Supply, Inc.			Linde		
		Year 1	Year 2	Year 3	Year 1	Year 2	Year 3	Year 1	Year 2	Year 3
Size E with Regulator valve refill	Cylinder	\$5.75	\$6.00	\$6.20	\$2.30	\$2.30	\$2.30	\$5.00	\$5.20	\$5.35
Size E with Post style Valve refill	Cylinder	\$4.80	\$4.95	\$5.00	\$2.08	\$2.08	\$2.08	\$6.60	\$6.90	\$7.10
Size M refill	Cylinder	\$12.00	\$12.00	\$12.00	\$6.80	\$6.80	\$6.80	\$10.42	\$11.30	\$11.87
Size H refill	Cylinder	\$12.00	\$12.00	\$12.00	\$9.00	\$9.00	\$9.00	\$12.87	\$13.44	\$13.89
Hydrostatic Testing Size D	Cylinder	\$15.00	\$15.00	\$15.75 (above pricing=owned) \$0 (Rented) \$0 \$0	\$10.00	\$10.00	\$10.00	\$26.00	\$28.00	\$30.00
Rental/Lease	Cylinder/month	\$ 10/day	\$ 10/day	\$ 10/day	\$ 18/day	\$ 18/day	\$ 18/day	\$5.00	\$5.18	\$5.30
Hazmat Delivery charges* Per Delivery		\$47.46	\$48.00	\$48.00	\$22.00	\$22.00	\$22.00	\$80.00	\$82.00	\$84.00
Size D refill	Cylinder	\$4.00	\$4.00	\$4.15	\$2.50	\$2.50	\$2.50	\$4.20	\$4.50	\$4.80

and

WHEREAS, bids were reviewed and the bid submitted by Haun Welding Supply, Inc., in the provided amounts was accepted; now, therefore be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is authorized to accept the termination of the contract awarded in Resolution 485-21 to NMR effective February 26, 2023; and, be it further

RESOLVED, that the bid received from Haun Welding Supply, Inc. is accepted and the Chairman of the Wayne County Board of Supervisors is hereby authorized to execute a contract on behalf of WCNH and WC EMS for the provision of medical oxygen services with

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Haun Welding Supply, Inc. for the period February 21, 2023 through February 20, 2024, with the option to renew for an additional two (2) one-year periods at the proposed rates, subject to the County Attorney's approval as to form and content.

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

RESOLUTION 72-23: AUTHORIZATION TO AWARD BID TO NORTHEAST MEDICAL REPAIRS FOR PROVISION OF RENTAL RESPIRATORY EQUIPMENT AND APPLICABLE CONSUMABLES FOR THE WAYNE COUNTY NURSING HOME

Mr. Donalty presented the following:

WHEREAS, The County has received notice that Northeast Medical Repairs, Inc.(NMR), is exercising its option to terminate their contract established by Resolution 485-21, for the provision of oxygen services effective February 26, 2023 via sixty (60) day written notice; and

WHEREAS, the Wayne County Nursing Home (WCNH) requires the use of this respiratory equipment to continue to ensure the highest level of care for the residents and to lower the usage of ambulatory oxygen; and

WHEREAS, it is more advantageous to the County and WCNH to rent the equipment versus purchasing and owning their own units; and

WHEREAS, the Purchasing Department has duly advertised for bids for respiratory equipment rental and applicable consumables for WCNH in accordance with the provisions of Section 103 of the General Municipal Law; and

WHEREAS, bids were opened on Thursday, February 2, 2023 at 1 PM. and bids were received from the following:

Northeast Medical Repairs, Inc

6143 Van Alstine Rd
Camillus NY 13031

Now, therefore be it

RESOLVED, that the sole bid submitted by Northeast Medical Repairs in the amounts below is in accordance with specifications, is hereby accepted; and be it further

RESOLVED, the Chairman of the Board of Supervisors is authorized to execute a contract on behalf of the Wayne County Nursing Home, with Northeast Medical Repairs for the provision of respiratory equipment rental and applicable consumables for the period February 21, 2023 through February 20, 2024, with the option to renew for an additional two (2) one-year periods at the proposed rates, subject to the County Attorney's approval as to form and content.

DME Description/Model	All-Inclusive* Monthly Rental Rate (per unit)		
	Initial Term	Renewal Term #1	Renewal Term #2
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5 LPM Stationary Oxygen Concentrator	\$24.00	\$26.00	\$30.00
10 LPM Stationary Oxygen Concentrator	\$125.00	\$125.00	\$140.00
Portable Oxygen Concentrator	\$210.00	\$210.00	\$220.00
BiPAP Machine	BiPAP S \$210.00	\$210.00	\$220.00
	BPAP S/T\$265.00	\$265.00	\$290.00
CPAP Machine	CPAP \$100.00	\$100.00	\$115.00
	Auto CPAP \$115.00	\$115.00	\$125.00

All-inclusive means the rate includes delivery/removal, diagnostics, maintenance, and repair of all DME
Zero percent discount offered off published pricelist below for required supplies for DME

Required Supply	Prices
Fisher Paykel #407a Nasal Mask (or comparable)	\$160.00
Fisher Paykel #431 Full Face Mask (or comparable)	\$190.00
CPAP/BiPAP Tubing Set	\$42.13
Corrugated Hose	\$13.00

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

RESOLUTION 73-23: AUTHORIZATION TO ESTABLISH CONTRACTS WITH LICENSED PROFESSIONALS FOR PSYCHOTHERAPY SERVICES IN THE MENTAL HEALTH DEPARTMENT AND AMEND THE 2023 COUNTY BUDGET

Mr. Robusto presented the following:

WHEREAS, Due to the ongoing need for mental health treatment services, in combination with the workforce shortage situation, and the lack of qualified applicants to fill vacant Staff Social Worker and Community Mental Health Professional positions in the Mental Health Department, the Mental Health Director would like to establish four temporary per diem independent contractor positions to provide comprehensive psychotherapy services in the mental health department; and

WHEREAS, the funding for these positions is available in the mental health departments 2023 budget due to the current vacancies within the department, as well as these contracted positions will generate sufficient revenue to cover the costs associated with them; now, therefore be it

RESOLVED the Chairman of the Board is authorized to establish and sign contracts for up to four individuals who are licensed to practice in NYS as either a: Licensed Master Social

Worker (LMSW); Licensed Clinical Social Worker (LCSW); or a Licensed Mental Health Counselor (LMHC) to provide comprehensive professional clinical psychotherapy services in the Mental Health Department on per diem basis through December 31, 2023, at a flat rate of \$80.00 per hour, subject to review and approval of the County Attorney as to form and content, and be it further

RESOLVED, that the Wayne County Treasurer is authorized to amend the 2023 County Budget as follows:

A4300 Behavioral Health

(Appropriations)

\$180,000 from 51322.M2120 Staff Social Worker

\$45,000 from 51322.M2310 Staff Social Worker

\$45,000 from 51322.M5330 Staff Social Worker

\$45,000 from 51325.M2120 CMHP

\$45,000 from 51325.M2410 CMHP

\$360,000 to 54540.M2110 Contracted CMHP

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

RESOLUTION 74-23: AUTHORIZATION TO AMEND THE 2023 COUNTY BUDGET FOR THE MENTAL HEALTH DEPARTMENT FOR MEDICATION NEEDS

Mr. Robusto presented the following:

WHEREAS, the Mental Health Department is in need of making a budget adjustment in order to allow for additional expense and revenue related to medication needs for patients admitted to the mental health clinic; and

WHEREAS the department is required to make an up-front purchase direct from the pharmaceutical company for a particular medication needed for patients, and is then fully reimbursed by insurance for the cost of the medication and there is ultimately no county expense; now, therefore be it

RESOLVED that the County Treasurer is authorized to make the following 2023 county budget amendments:

A4300 Behavioral Health

Revenue:

\$30,000 to 41612 Medicare

Expense:

\$30,000 to 54473 Medications

February 23, 2023

Mr. Chatfield moved the adoption of the resolution. Seconded by Mrs. Leonard. Upon roll call, adopted.

RESOLUTION 75-23: AUTHORIZATION TO SUBMIT THE PRE-K ANNUAL ADMINISTRATIVE COSTS INCURRED REPORT FOR WAYNE COUNTY PUBLIC HEALTH

Mr. Robusto presented the following:

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

WHEREAS, a Statement of County Administrative costs incurred Under Section 4410 of the Education Law, July 1, 2021 – June 30, 2022 must be submitted to the State Education Dept. Program Services Unit in order to receive such reimbursement; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign the Pre-K Program's completed Statement of Administrative Costs Incurred Report for submission to the State Education Dept. for reimbursement, for the period of July 1, 2021 to June 30, 2022.

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

RESOLUTION 76-23: AUTHORIZATION TO CERTIFY AND SUBMIT THE 2023 WAYNE COUNTY PUBLIC HEALTH STATE AID APPLICATION TO THE NEW YORK STATE DEPARTMENT OF HEALTH

Mr. Robusto presented the following:

WHEREAS, the NYS Dept. of Health (NYSDOH) requires an annual State Aid Application be submitted based on the approved 2023 Wayne County Public Health (WCPH) budget; and

WHEREAS, the application must be certified by the Chairman of the Board of Supervisors prior to submitting; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to certify the 2023 State Aid Application for WCPH; and be it further

RESOLVED, that the Public Health Director is hereby authorized and directed to submit the 2023 State Aid Application for NYSDOH approval by February 28, 2023.

Mr. Chatfield moved the adoption of the resolution. Seconded by Mr. Lasher. Upon roll call, adopted.

RESOLUTION 77-23: AUTHORIZATION TO SUBMIT THE PRE-K ANNUAL ADMINISTRATIVE COSTS INCURRED REPORT FOR WAYNE COUNTY PUBLIC HEALTH

Mr. Robusto presented the following:

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

WHEREAS, a Statement of County Administrative costs incurred Under Section 4410 of the Education Law, July 1, 2021 – June 30, 2022 must be submitted to the State Education Dept. Program Services Unit in order to receive such reimbursement; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign the Pre-K Program's completed Statement of Administrative Costs Incurred Report for submission to the State Education Dept. for reimbursement, for the period of July 1, 2021 to June 30, 2022.

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

RESOLUTION 78-23: AUTHORIZATION TO ACCEPT PERFORMANCE INCENTIVE AWARD FOR WAYNE COUNTY PUBLIC HEALTH

Mr. Robusto presented the following:

WHEREAS, the New York State Department of Health (NYSDOH) established an annual Performance Incentive Award program for the local health departments to improve/enhance core public health services under Article 6 funding; and

WHEREAS, Wayne County Public Health (WCPH) participated in the Year 10 Performance Incentive Award program from March 1, 2022 through September 30, 2022 by focusing on collecting, documenting, and reporting the local health department's COVID-19 pandemic response experiences and was awarded \$22,208 for their efforts; and

WHEREAS, this Performance Incentive award can be expended from January 1, 2023 to December 31, 2023; now, therefore, be it

RESOLVED, that the Director of Public Health is hereby authorized to accept the 2022 Performance Incentive Award of \$22,208 to be expended on services and/or supplies for Article 6 core Public Health programs/services from January 1, 2023 to December 31, 2023; and be it further

RESOLVED, that the Wayne County Treasurer is hereby authorized to amend the 2023 County Budget as follows:

A4010 Public Health

(Revenues)

\$22,208 to 43455 – St Aid- Incentive Award Revenue

(Appropriations)

\$22,208 to 54600 DOHPI – Misc

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

RESOLUTION 79-23: AUTHORIZATION TO CREATE A SENIOR CLERK-TYPIST POSITION AND ELIMINATE THE BILINGUAL COMMUNITY HEALTH WORKER POSITION FOR

WAYNE COUNTY PUBLIC HEALTH

Mr. Robusto presented the following:

WHEREAS, Wayne County Public Health (WCPH) has identified a need to create a Senior Clerk-Typist position to meet the current clerical and administrative support demands of the Children With Special Needs (CWSN) Program and Public Health Administration; and

WHEREAS, the Bilingual Community Health Worker position is considered obsolete as WCPH no longer operates or oversees the Migrant Health Program; and

WHEREAS, the current Bilingual Community Health Worker's duties have shifted over time to a clerical/support position for the CWSN program and administration; and

WHEREAS, the incumbent is on the list as eligible for Senior Clerk Typist for Wayne County; now, therefore be it

RESOLVED, that the Director of Public Health is hereby authorized to create a Senior Clerk Typist position and eliminate the Bilingual Community Health Worker position; and, be it further

RESOLVED, that the Wayne County Treasurer is hereby authorized to amend the 2023 County Budget as follows:

A4010 Public Health

(Appropriations)

\$34,588 from 51527 – Community Health Worker

\$1,085 from 51904 - Overtime

\$35,673 to 51142 – Senior Clerk-Typist

Mr. Chatfield moved the adoption of the resolution. Seconded by Mr. Johnson. Upon roll call, all Supervisors voted Aye. Absent – Supervisors Mettler, Brady and Kolczynski. The Chairman declared the Resolution adopted.

RESOLUTION 80-23: AUTHORIZATION TO EXECUTE A CONTRACT WITH ROCHESTER OCCUPATIONAL THERAPY, PLLC TO PROVIDE RELATED SERVICES TO PRESCHOOL CHILDREN WITH HANDICAPPING CONDITIONS FOR WAYNE COUNTY PUBLIC HEALTH

Mr. Robusto presented the following:

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

WHEREAS, Rochester Occupational Therapy, PLLC has been approved by the New York State Education Department to provide Related Services to preschool children with handicapping conditions; and

WHEREAS, Wayne County Public Health wishes to contract with Rochester Occupational Therapy, PLLC for the provision of Related Services for the period of January 1, 2023 to June 30, 2024 for the following services and rates:

- Occupational Therapy- \$80/.5hr;
- Group (up to 5) - \$50/.5hr;

- Coordination of Services - \$50/.5hr;

now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute a contract, and sign any future contract amendments that add or remove services, with Rochester Occupational Therapy, PLLC to provide Related Services to preschool children with handicapping conditions for the above listed services and rates for the period of January 1, 2023 to June 30, 2024, subject to the approval of the County Attorney as to form and content.

Mr. Lasher moved the adoption of the resolution. Seconded by Mr. Chatfield. Upon roll call, adopted.

RESOLUTION 81-23: AUTHORIZATION TO EXECUTE A LIMITED END-USER LICENSE AGREEMENT WITH THE FEDERAL COMMUNICATIONS COMMISSION (FCC) TO RECEIVE BROADBAND SERVICEABLE LOCATION FABRIC (FABRIC)

Mr. Lasher presented the following:

WHEREAS, the FCC Fabric paired with the New York State (NYS) Department of Public Service (DPS) Broadband data and Charter / Spectrum's Broadband data give insight to county-wide broadband servicing status; and

WHEREAS, the County's designated Broadband Committee desires to use the Fabric for broadband service classification assessments, at no cost to the County; and

WHEREAS, the Fabric will be used to steer committee decisions concerning broadband project deliverables and negotiations; now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to execute an agreement with the FCC to access the FABRIC, subject to the review and approval of the County Attorney as to form and content.

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

RESOLUTION 82-23: OPPOSITION TO THE GOVERNOR'S PLAN TO BAN NATURAL GAS HEATING AND APPLIANCES

Mr. Lasher presented the following:

WHEREAS, Governor Hochul's State-of-the-State address contained a proposal to prohibit the sale of new fossil fuel powered heating systems by 2030 for smaller buildings and by 2035 for larger buildings, and

WHEREAS, Governor Hochul is further calling for zero-emission new construction, with no on-site fossil fuel combustion by 2025 for smaller buildings and by 2028 for larger buildings, and

WHEREAS, President Biden and the White House have come out against any prohibition of gas stoves, and

WHEREAS, the Governor's ban is intended to help address climate change, but this

government mandate is more of a burden on our region's working-class residents and will have a devastating effect on restaurants, businesses and manufacturing facilities when they have to convert to all electric, and

WHEREAS, the cost to convert a house to electric will result in a cost between \$20,000 - \$50,000 per household and would not include any backup system in the event of a power outage, and

WHEREAS, the conversion to electric will create unnecessary financial burden and hardship for businesses that compete on a national or global level, and

WHEREAS, a ban on natural gas appliances and water heaters is not feasible for the Finger Lakes Region with harsh winter weather and an exposed electrical infrastructure; appliances used to heat water and cook food need to work during power outages especially during times of inclement weather, and

WHEREAS, this past December saw a blizzard rip through the Buffalo Metro Area leaving tens of thousands of residents stuck in their home without power, many for several days; gas appliances, fed by a more resilient infrastructure, allowed those residents to heat their homes, boil water, and safely cook their food during the days needed to clear the roads and restore electricity; and

WHEREAS, mandating the purchase of electrical appliances is an unnecessary burden we are placing on families across New York State at a time when the cost of living has significantly outpaced wage growth, and

WHEREAS, the costs to bury power lines, increase renewable energy infrastructure, and increase the capacity of transformers will be passed on directly to consumers in the form of increased energy costs, and

WHEREAS, individual homes, especially those in older housing stock will be forced to conduct costly in-home electrical panel upgrades to accommodate the increased demand from their appliances, and

WHEREAS, the ban on fossil fuel powered heating equipment and appliances will cause severe hardship on the residents and businesses within Wayne County and the Finger Lakes Region; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors hereby vehemently opposes the Governor's plan to ban natural gas heating and appliances as not feasible or warranted for Wayne County and much of the Finger Lakes Region, and be it further

RESOLVED, that the Wayne County Board of Supervisors hereby strongly urges Governor Hochul and the New York State Legislature to fully examine the real life impact their decisions will have for all New Yorkers, especially those least able to afford them, and be it further

RESOLVED, that certified copies of this resolution be forwarded to Governor Hochul, the Finger Lakes Region Delegation to the New York State Senate and Assembly, New York State Association of Counties, and any other party deemed necessary and proper.

Mr. Donalty moved the adoption of the resolution. Seconded by Mr. Groat. Upon roll call, all Supervisors voted Aye. Absent – Supervisors Mettler, Brady and Kolczynski. The Chairman declared the Resolution adopted.

RESOLUTION 83-23: AUTHORIZATION TO SIGN AGREEMENT WITH REGIONAL TRANSIT SERVICE/WAYNE AREA TRANSPORTATION SERVICES (RTS-WAYNE) FOR ONE-DAY SERVICE FOR THE WAYNE COUNTY BICENTENNIAL

Mr. Lasher presented the following:

WHEREAS, on April 11th 2023 there will be a large ceremony at the Wayne County Court House/Lyons Park to commemorate the County's Bicentennial; and

WHEREAS, a major barrier for those wishing to attend is the limited parking in the immediate downtown Lyons area; and

WHEREAS, RTS-WAYNE has stated they could perform bus services from the Lyons Community Center, where there is adequate parking, to the ceremony on this day beginning at 9:30 a.m. and concluding at 3:30 p.m. at a rate of \$76/hr; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to enter into an agreement with the RTS/WAYNE, subject to review by the County Attorney as to form and content, for the provision of one-day bus services for the County's Bicentennial Celebration on April 11, 2023.

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

RESOLUTION 84-23: AUTHORIZATION TO PAY OUT-OF-TITLE PAY TO VETERAN SERVICE OFFICER

Mr. Lasher presented the following:

WHEREAS, the Veterans Director resigned effective October 12, 2022 and the duties of Veterans Director are essential and necessary for the proper functioning of the Veterans Officer; and

WHEREAS, Veteran Service Officer, Samantha Wilson willingly fulfilled the duties of Veterans Director; and

WHEREAS, it is the desire of the Board of Supervisors to implement this recommendation; now therefore, be it

RESOLVED, that Veteran Service Officer, Samantha Wilson will be compensated with a 10% increase of her hourly rate retro to the start of additional duties performed beginning October 13, 2022 thru January 20, 2023 at which time a Director was appointed. This amount will be paid as a one-time payroll adjustment for a total amount of One thousand fifty-nine dollars and twenty-four cents (\$1059.24) in the payroll following Board approval.

Mrs. Leonard moved the adoption of the resolution. Seconded by Mr. Groat. Upon roll call, all Supervisors voted Aye. Absent – Supervisors Mettler, Brady and Kolczynski. The Chairman declared the Resolution adopted.

RESOLUTION 85-23: CALLING ON THE STATE OF NEW YORK TO CONTINUE TO PASS-
THRU FEDERAL AFFORDABLE CARE ACT ENHANCED FEDERAL MEDICAID
ASSISTANCE PERCENTAGE FUNDS

Mr. Lasher presented the following:

WHEREAS, the SFY 2024 State Budget proposal would end the Affordable Care Act (ACA) enhanced Federal Medical Assistance Percentage (eFMAP) federal pass-thru to counties and New York City; and

WHEREAS, the State is proposing to keep all of these federal savings going forward and use them to cover further expansions of Medicaid eligibility and benefits and to increase payments to health care providers; and

WHEREAS, the elimination of this ACA eFMAP federal pass-thru will require the 57 counties to spend at least \$280 million more in SFY 2024, and approximately \$1 billion when New York City is included; and

WHEREAS, the SFY 2024 costs to counties and New York City are scheduled to grow by 30 percent by SFY 2027; and

WHEREAS, it is the strong view of the Wayne County Board of Supervisors that congress intended these federal savings to be shared with counties proportional to the amount they contributed toward the nonfederal Medicaid match; and

WHEREAS, since 2003, the state has shared the funds proportionally based on our analysis of savings we have received during periods when an enhanced federal Medicaid match was enacted by Congress; and

WHEREAS, enacted in 2011, the Medicaid statutory cap for all 62 counties is \$7.6 billion. The Medicaid statutory cap for the 57 counties outside of New York City is \$2.25 billion; and

WHEREAS, starting in SFY 2014, New York began sharing these federal ACA savings directly with counties. The savings for a year were provided by lowering the weekly payments each county and NYC make to the state to support the State's Medicaid program through February 1, 2023, the state continues to share the federal savings from the ACA eFMAP with the 57 counties and NYC; and

WHEREAS, counties strongly disagree with the need to cut county funding so deeply when the Governor's budget proposes to fully fund its own reserves two years ahead of schedule de depositing \$5.4 billion into reserves before the end of SFY 2023, while also projecting a general fund surplus of \$35 billion by the end of SFY 2024; now, therefore be it

RESOLVED, that the Wayne County Board of Supervisors calls on the State to continue to share these federal funds with counties as has been the precedent for over 20 years; and be it further

RESOLVED, that the Clerk of the Board of Supervisors shall forward copies of this resolution to the Governor of the State of New York, the New York State Legislature, the New York State Congressional Delegation, and all others deemed necessary and proper.

Mrs. Bender moved the adoption of the resolution. Seconded by Mr. Groat. Upon roll call, all Supervisors voted Aye. Absent – Supervisors Mettler, Brady and Kolczynski. The Chairman declared the Resolution adopted.

RESOLUTION 86-23: AUTHORIZATION TO SIGN AGREEMENT WITH WAYNE COUNTY INDUSTRIAL DEVELOPMENT AGENCY FOR PAYMENT OF 2023 APPROPRIATIONS

Mr. Johnson presented the following:

WHEREAS, the amount of \$329,123 has been appropriated in the 2023 County Budget for administrative support including funding for positions in the Wayne County Industrial Development Agency, who in turn supports the Wayne Economic Development Corporation, and the Wayne County Civic Facility Development Corporation; and

WHEREAS, the amount of \$50,000 was appropriated for Contracted Services for specialists and outside consultant services; and

WHEREAS, the amount of \$165,000 was appropriated for special studies and projects for the Agencies; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to sign an agreement, subject to the County Attorney's approval as to form and content, with the Wayne County Industrial Development Agency providing for the provision of the administrative support and related expenses of \$329,123; and be it further

RESOLVED, that the Chairman of the Board is authorized to sign an agreement, subject to the County Attorney's approval as to form and content, with the Agencies providing for the payment of \$50,000 specialists and consultants in equal quarterly disbursements of \$12,500; and be it further

RESOLVED, that the Chairman of the Board is authorized to sign an agreement, subject to the County Attorney's approval as to form and content, with the Agencies providing for the disbursement of up to \$165,000 for special studies and special projects related to Economic Development and providing for payments on a project-by-project basis subject to the joint approval of the Economic Development and Planning Director, Chairman of the County Economic Development and Planning Committee, and the Wayne County Fiscal Assistant in advance of the project or study being undertaken and requiring the Agency to file a verified account of the disbursements of such funds.

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

RESOLUTION 87-23: AUTHORIZATION TO EXECUTE RESTRICTIVE LIENS AND RELEASES FOR THE WAYNE COUNTY CDBG FARMWORKER HOUSING SAFETY PROGRAM

Mr. Johnson presented the following:

WHEREAS, the County of Wayne was awarded a \$1,000,000 Community Development Block Grant (CDBG) from the New York State Office of Community Renewal (OCR) to fund a project to replace unsafe farmworker mobile and manufactured housing on properties in Wayne County; and

WHEREAS, the County of Wayne is implementing the Grant known as CDBG Project # 1219CVHR88-22, assisting seven farms with property improvements; and

WHEREAS, to protect the public investment, OCR requires a restrictive lien covenant

with a Declaration of Interest in Properties to be secured on the project properties; now, therefore, be it

RESOLVED, the Chairman of the Board of Supervisors, Wayne County, New York, is hereby authorized to execute a restrictive lien and Declaration of Interest in the project properties and to execute the satisfaction and any other required documents to be filed with the County Clerk upon completion of the terms of the lien, pending approval of the County Attorney as to form and content.

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

RESOLUTION 88-23: AUTHORIZATION TO RE-APPROPRIATE UNSPENT 2022 BUDGET FUNDING TO THE INDUSTRIAL DEVELOPMENT PROGRAM 2023 BUDGET

Mr. Johnson presented the following:

WHEREAS, the Wayne County Board of Supervisors has established the Industrial Development Site Fund as a tool to encourage the extension of public infrastructure so that industry can expand and grow in Wayne County; and

WHEREAS, that resolution No. 390-13 adopted guidelines for the use of the Industrial Development Site Fund which includes providing one third of the cost of the public infrastructure projects, to be matched by two thirds from local state, federal or private funds; and

WHEREAS, the County funding of the Industrial Site Development Fund crosses several fiscal years; and

WHEREAS, with the adoption of resolution No. 110-19, the County capped County contributions to the Industrial Site Development Fund at \$1,000,000, and capped amount for any one project at \$300,000, and

WHEREAS, the County does not include Industrial Site Development Fund budget appropriations in the annual adopted operating budgets, but each year by Board resolution does re-appropriate to the Industrial Site Development Fund any previous year end unspent budget balance for the fund, plus starting with resolution No. 135-15 re-appropriates any previous year unspent budget balance from the WC-IDA Economic Development and Planning Department Special Studies and Projects budget, up to the capped amount of \$1,000,000 for the Industrial Site Development Fund; and

WHEREAS, at the time that the County Treasurer closes the books for 2022, the Industrial Site Development Fund will have an unspent budget balance of \$902,819 and the Economic Development and Planning Special Studies and Projects will have an unspent budget balance of \$0, returning those unspent budget balances to the General Fund Unassigned Fund Balance at the end of 2022; now, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized to transfer \$902,819 from the General Fund Unassigned Fund Balance; and further be it

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

A6326 Economic Development Administration
(Appropriations)
\$902,819 to 54553 Industrial Site Development Program

Mr. Groat moved the adoption of the resolution. Seconded by Mr. Lasher. Upon roll call, all Supervisors voted Aye. Absent – Supervisors Mettler, Brady and Kolczynski. The Chairman declared the Resolution adopted.

RESOLUTION 89-23: AUTHORIZATION TO REQUEST FOR AN EXTENSION OF NYS SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT FOR MICROBURST

Mr. Johnson presented the following:

WHEREAS, the County of Wayne was awarded a \$200,000 Community Development Block Grant (CDBG) Microenterprise grant administered by the New York State Office of Community Renewal (OCR) on April 15, 2021 and known as CDBG Project # 1219ME971-21; and

WHEREAS, the County of Wayne accepted this grant through resolution 249-21 and authorized a subrecipient agreement with Wayne Economic Development Corporation (WEDC); and

WHEREAS, WEDC is implementing the Grant, assisting low to moderate income business owners and employees; and

WHEREAS, funding remains available for additional work to take place, and

WHEREAS, the County needs to request an extension of the grant due to expiration on April 14, 2023 to accept any additional applications to the program; now, therefore, be it

RESOLVED, the Chairman of the Board of Supervisors is authorized to request an extension from OCR for the aforementioned CDBG grant on behalf of the County of Wayne, and be it further

RESOLVED, that the Chairman is authorized to execute an extension of the subrecipient agreement with the WEDC, subject to the County Attorney's approval as to form and content.

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

RESOLUTION 90-23: AUTHORIZATION TO SET DATE FOR PUBLIC HEARING ON PROPOSED LOCAL LAW PURSUANT TO OPT OUT OF REAL PROPERTY TAX LAW 487

Mr. Johnson presented the following:

WHEREAS, NYS Real Property Tax Law §487(8)(a) provides a 15-year real property tax exemption for properties located in New York State with renewable energy systems, including solar electric systems, and

WHEREAS, Real Property Tax Law §487(8)(a) authorizes taxing jurisdictions to adopt a local law opting out of the exemption for solar, wind and farm waste energy systems as well as exemption for micro-hydroelectric energy systems, fuel cell electric generating systems, micro-combined heat and power generating equipment systems, electric energy storage equipment or electric energy storage systems and fuel-flexible linear generator electric generating systems; and

WHEREAS, Real Property Tax Law § 487 also authorizes a municipality to opt out of granting that property tax exemption by adoption of a local law; and

WHEREAS, adoption of a local law requires a public hearing; now, therefore, be it

RESOLVED, that the Board of Supervisors hereby authorizes a public hearing to consider the adoption of a Local Law pursuant to Section 487 of the Real Property Tax Law (RPTL) to “opt out” of allowing real property tax exemptions pursuant to Section 487 of the RPTL and declare improvements related to solar and wind energy systems fully taxable; and be it further

RESOLVED, that the Board of Supervisors will hold a public hearing to consider opting out of NYS RPTL 487 on Tuesday, March 21, 2023 at 9:05 A.M. in the Supervisors Chambers of the Wayne County Courthouse, 26 Church Street, Lyons, and be it further

RESOLVED, that the Clerk of the Board is hereby authorized and directed to publish notice in the legal newspapers for the County for the first available publication.

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

RESOLUTION 91-23: AUTHORIZATION TO EXTEND CONTRACT FOR COMPREHENSIVE HOUSING STUDY

Mr. Johnson presented the following:

WHEREAS, resolution 293-21 approved submission of a 2021 Community Development Block Grant (CDBG) to conduct an updated Comprehensive Housing Needs and Market Study; and

WHEREAS, resolution 331-22 authorized the County to execute a contract for the Comprehensive Housing Needs and Market Study with MRB; and

WHEREAS, resolution 29-23 authorized the re-appropriation of the Comprehensive Housing Needs and Market Study; and

WHEREAS, it is necessary to extend the contract with MRB since the contract expired February 1, 2023 to complete the Comprehensive Housing Needs and Market Study; now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute an extension to the contract with MRB for the Comprehensive Housing Needs and Market Study to expire June 30, 2023, subject to the County Attorney’s approval as to form and content.

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

RESOLUTION 92-23: AUTHORIZATION TO SUBMIT APPLICATION TO THE FEDERAL DEPARTMENT OF TRANSPORTATION FOR REBUILDING AMERICAN INFRASTRUCTURE WITH SUSTAINABILITY AND EQUITY (RAISE) GRANT

Mr. Johnson presented the following:

WHEREAS, funds for the FY 2023 Rebuilding American Infrastructure with Sustainability and Equity (RAISE) Grant Program are available for surface transportation infrastructure projects that will have a significant local or regional impact.; and

WHEREAS, grants may not be greater than \$25 million under the RAISE FY 2023 program; and

WHEREAS, eligible projects for RAISE grants are surface transportation capital projects including freight rail; and

WHEREAS, applications must be submitted by 11:59:59 PM Eastern on February 28, 2023; and

WHEREAS, eligible applicants include Counties as units of local government; and

WHEREAS, a recently completed strategic plan for the Ontario Midland Railroad (OMID) identified significant rail improvement opportunities that could increase economic competitiveness; and

WHEREAS, the rail line is owned by the County and operated by OMID; and

WHEREAS, OMID has requested the County submit an application for up to \$25,000,000, with no required match, for funding to improve the rail line and make it a more competitive economic asset; now, therefore be it

RESOLVED, the Board of Supervisors authorizes submission of an application by the County, under the direction of the Economic Development and Planning Department, to the Federal RAISE Grant program for funding to improve the Ontario Midland Rail Line for an amount up to \$25,000,000.

Mr. Chatfield moved the adoption of the resolution. Seconded by Mr. Robusto. Upon roll call, adopted.

RESOLUTION 93-23: AUTHORIZATION TO APPOINT MEMBERS TO THE AGRICULTURAL DEVELOPMENT BOARD

Mr. Johnson presented the following:

WHEREAS, the following persons are recommended for reappointment to the Agricultural Development Board:

Luke DeFisher, 5598 Pease Road, Williamson,
Michael Frederes, 1855 Plank Road, Walworth

now, therefore, be it

RESOLVED, that Luke DeFisher and Michael Frederes are hereby appointed to the Agricultural Development Board for a term of office effective January 1, 2023 and expiring on December 31, 2026.

Mr. Donalty moved the adoption of the resolution. Seconded by Mr. Robusto. Upon roll call, adopted.

RESOLUTION 94-23: AUTHORIZATION TO APPOINT MEMBERS TO THE WAYNE COUNTY PLANNING BOARD

February 23, 2023

Mr. Johnson presented the following:

WHEREAS, The Town of Galen representative on the County Planning Board, Ron Thorn, resigned at the end of 2022, and

WHEREAS, The Town of Galen has requested that Joseph Firendino serve out Ron Thorn's term as their representative, now, therefore, be it

RESOLVED, that Joseph Firendino is hereby appointed to the County Planning Board to a term of office effective immediately and expiring April 30, 2024.

Mr. Robusto moved the adoption of the resolution. Seconded by Mrs. Leonard. Upon roll call, adopted.

RESOLUTION 95-23: AUTHORIZATION TO APPOINT MEMBERS TO THE WAYNE COUNTY IDA BOARD OF DIRECTORS

Mr. Johnson presented the following:

WHEREAS, pursuant to General Municipal Law Section 856(2) the board members of the Wayne County Industrial Development Agency shall serve at the pleasure of the Wayne County Board of Supervisors; and

WHEREAS, pursuant to Resolution No. 471-19 of the Wayne County Board of Supervisors, non-County members of the Board of the Agency shall be subject to term limits of three (3) years, subject to reappointment by the County Board of Supervisors, and

WHEREAS, a new appointment is seeking approval, and

WHEREAS, in compliance with Section 2825 of the Public Authorities Law, the majority of the Members of the Board shall be Independent Members; therefore be it

RESOLVED, that the Wayne County Board of Supervisors appoints Amanda McDonald as an Independent member to serve until December 31st, 2025.

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

RESOLUTION 96-23: AUTHORIZATION TO APPOINT BOARD MEMBERS TO THE WAYNE COUNTY CIVIC FACILITY DEVELOPMENT CORPORATION BOARD OF DIRECTORS

Mr. Johnson presented the following:

WHEREAS, pursuant to General Municipal Law Section 856(2) the members of the Wayne County Civic Facility Development Corporation shall serve at the pleasure of the Wayne County Board of Supervisors; and

WHEREAS, pursuant to Resolution No. 471-19 of the Wayne County Board of Supervisors, non-County members of the Board of the Agency shall be subject to term limits, subject to reappointment by the County Board of Supervisors, and

WHEREAS, these appointments are Board Members of the Wayne County Industrial Development Agency; and

WHEREAS, these appointments are seeking approval to hold the same term as the Wayne County Industrial Development Agency term, and

WHEREAS, in compliance with Section 2825 of the Public Authorities Law, the majority of the Members of the Board shall be Independent Members; therefore be it

RESOLVED, that the Wayne County Board of Supervisors appoints the following Board Members with staggered terms:

Name	Term End
Jeannie Brockmyre	December 31, 2024
Robert Debadts	December 31, 2023
Julie Dilella	December 31, 2024
Philip Eygnor	December 31, 2023
Pamela Heald	December 31, 2025
Scott Johnson	December 31, 2023
Kaye Stone-Gansz	December 31, 2024
Amanda McDonald	December 31, 2025
Kenneth VanFleet	December 31, 2025

Mr. Donalty moved the adoption of the resolution. Seconded by Mr. Lasher. Upon roll call, adopted.

RESOLUTION 97-23: AUTHORIZATION TO APPOINT MEMBERS TO THE REGIONAL FISH AND WILDLIFE MANAGEMENT BOARD

Mr. Johnson presented the following:

WHEREAS, pursuant to Section 11-0501 of the Environmental Conservation Law, this Board oversees a cooperative program for purposes of obtaining privately-owned or leased lands and waters of the State, practices of fish and wildlife management, which will preserve and develop fish and wildlife resources of the State and improve access to them for recreational purposes; and

WHEREAS, Eugene VanDeusen has expressed interest in continuing on as a Landowner Representative on the Regional Fish and Wildlife Management Board, ending December 31, 2024; and

WHEREAS, Tony Verno has expressed interest in becoming the alternate Sportsmen Representative on the Regional Fish and Wildlife Management Board, ending December 31, 2024; now, therefore, be it

RESOLVED, that the following individual is hereby reappointed to the Regional Fish and Wildlife Management Board, for a two-year term ending December 31, 2024:

Eugene VanDeusen (Landowner)
1337 Wolcott Rd.
Red Creek, NY 13143

And be it further

RESOLVED, that the following individual is hereby appointed to the Regional Fish and Wildlife Management Board, as an alternate member ending December 31, 2024:

February 23, 2023

Tony Verno (Sportsman) 4424 Lake Rd, Williamson, NY 14589 - Alternate

and be it further

RESOLVED, that the Clerk of the Board is hereby directed to forward certified copies of this resolution to the appropriate County and State Officials.

Mr. Robusto moved the adoption of the resolution. Seconded by Mr. Chatfield. Upon roll call, adopted.

RESOLUTION 98-23: AUTHORIZATION TO ADOPT THE PROPOSED RANKED LIST OF PROJECT ASSETS FOR FUTURE PLANNING AND FUNDING INITIATIVES FOR WAYNE COUNTY SHORELINES

Mr. Johnson presented the following:

WHEREAS, Wayne County and County Partners participated in a New York State Department of State (NYS DOS) planning activity called Coastal Lakeshore Economy and Resiliency (CLEAR) Initiative in 2021; and

WHEREAS, a local steering committee was established to advise the CLEAR by identification of local assets and priority needs for future planning efforts along the shoreline and continues to meet; and

WHEREAS, it is made up of Wayne County Department Heads, Wayne County SWCD, Shoreline Supervisors from Ontario, Williamson, Sodus, Huron and Wolcott, Village of Sodus Point Mayor, Genesee Finger Lakes Regional Planning and New York Sea Grant; and

WHEREAS, as part of the CLEAR planning effort public participation was inclusive as part of the process while developing this list; and

WHEREAS, These assets and priority needs would be recognized and prioritized by the State of New York for funding support in future funding opportunities with both New York State and United States of America; and

WHEREAS, from the CLEAR initiative, the Shoreline Steering Committee continued to meet to better discuss the local needs and priorities in 2023; and

WHEREAS, from the Shoreline Steering Committee, a more defined project list has been established for planning and implementation considerations; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors hereby adopts the presented asset matrix as a Summary for consideration in any planning while working on shoreline land management that has an economic, environmental and community health impact for the resiliency of Wayne County; and

RESOLVED, that Wayne County would include this list as part of any larger planning effort as part of the review and consideration while addressing public needs related to shoreline community economic and environmental future resiliency for Wayne County.

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

RESOLUTION 99-23: AUTHORIZATION TO ACCEPT BIDS FOR HIGHWAY

CONSTRUCTION AND MAINTENANCE MATERIALS

Mr. Chatfield presented the following:

WHEREAS, the Clerk of the Board of Supervisors has duly advertised for bids for various highway construction and maintenance materials for 2023; now, therefore, be it

RESOLVED, that upon the recommendation of the Superintendent of Public Works, the bids listed in the attached Bid Summary Booklet dated February 2023, a copy of which has been filed with the Clerk of the Board of Supervisors, are hereby accepted; and be it further

RESOLVED, that the low bid amounts for each item should be utilized unless there is appropriate reason to purchase differently as described in the bid book, and be it further

RESOLVED, that the bids listed be good for 1 year from the date of award, and be it further

RESOLVED, that any municipal highway department may purchase materials directly from the vendors pursuant to such bids, provided that the municipality shall accept sole responsibility for any payments due the vendor and for audit and inspection of the materials; and be it further

RESOLVED, that any bid not listed in the Bid Summary Booklet is hereby rejected.

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

RESOLUTION 100-23: AUTHORIZATION TO DECLARE VEHICLES SURPLUS IN THE PUBLIC WORKS DEPARTMENT

Mr. Chatfield presented the following:

WHEREAS, the Highway Department has the vehicles listed below that should be disposed of as noted:

2014 Ford Interceptor (SO)	VIN 1FAHP2MT7EG182900	Auction
2009 Ford Crown Vic (HWY)	VIN 2FAHP71V59X139899	Auction
2017 Ford Interceptor SUV (SO)	VIN 1FM5K8ATXHGD07102	Salvage
Dodge Caravan (SO)	VIN 2C4RDGBG1GR399452	Salvage

now, therefore be it

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

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

RESOLUTION 101-23: AUTHORIZATION TO CREATE PROJECTS IN THE HIGHWAY DEPARTMENT

Mr. Chatfield presented the following:

WHEREAS, in accordance with Section 115 of the Highway Law, the Superintendent of Public Works has prepared Project Statements for the proposed work for the following

February 23, 2023

projects:

23-80	Lake Bluff Rd Drainage & Shoulder Project	\$100,000
23-81	East Port Bay Rd Culvert & Drainage Project	\$100,000
23-82	Surface Treating Section C Project	\$320,000
23-84	Tyre Rd Recycle Project	\$400,000
23-85	Tyre Rd Drainage & Shoulder Project	\$210,000
23-86	Lakes Corners Rose Valley Rd Paving B Project	\$190,000
23-87	Lakes Corners Rose Valley Rd Recycle A Project	\$220,000
23-88	Lakes Corners Rose Valley Rd Paving A Project	\$225,000
23-89	Culvert and Drainage 2023 Project	\$280,000

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

22-64	Lakes Corners Rose Valley Rd Paving Project	\$90,000
22-63	Lakes Corners Rose Valley Recycle Project	\$210,000
22-62	Lakes Corners Rose Valley Rd Drainage Project	\$160,000
21-49	Ridge Road Union Hill Hamlet Project	\$300,000

now, therefore, be it

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

RESOLVED, that the County Treasurer is hereby authorized and directed to create line items and transfer funds as listed below:

D5112 Road Construction

(Appropriations)

\$2,805,000 from .52600 Highway Construction to the following Chips Projects
\$100,000 to .52673 23-80 Lake Bluff Rd Drainage & Shoulder Project
\$100,000 to .52673 23-81 East Port Bay Rd Culvert & Drainage Project
\$320,000 to .52673 23-82 Surface Treating Section C Project
\$400,000 to .52673 23-84 Tyre Rd Recycle Project
\$210,000 to .52673 23-85 Tyre Rd Drainage & Shoulder Project
\$190,000 to .52673 23-86 Lakes Corners Rose Valley Rd Paving B Project
\$220,000 to .52673 23-87 Lakes Corners Rose Valley Rd Recycle A Project
\$225,000 to .52673 23-88 Lakes Corners Rose Valley Rd Paving A Project
\$280,000 to .52673 23-89 Culvert and Drainage 2023 Project
\$ 90,000 to .52670 22-64 Lakes Corners Rose Valley Rd Paving Project
\$210,000 to .52670 22-63 Lakes Corners Rose Valley Recycle Project
\$160,000 to .52670 22-62 Lakes Corners Rose Valley Rd Drainage Project
\$300,000 to .52670 21-49 Ridge Road Union Hill Hamlet Project

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

RESOLUTION 102-23: AUTHORIZATION TO AMEND 2023 HIGHWAY MACHINERY EQUIPMENT BUDGET

Mr. Chatfield presented the following:

WHEREAS, the 2023 Highway budget included \$509,000 in account DM 5130 52400 for four items including \$200,000 for a 10-wheeled dump truck, and
 WHEREAS, the Municipal contract price of this truck has risen to \$234,614.56, and
 WHEREAS, there are some savings from the other purchases as noted below:

Rubber Tired Excavator	\$275,000 est	\$264,718 act	\$10,282 savings
Utility Truck Box	\$13,000 est	\$12,799 act	\$201 savings
Brush mower attachment	\$21,000 est	\$18,350 act	<u>\$2,650 savings</u>
			\$13,133 total savings

WHEREAS, the Superintendent of Public Works proposes to utilize the cost savings and available funds from the DM fund reserve to complete the purchase of a new 10 wheeled truck, now, therefore be it

RESOLVED, that the County Treasurer is hereby authorized to transfer \$21,482, from the DM fund reserve and amend the 2023 Highway budget as follows:

DM 5130 – Highway Machinery
 (Appropriations)
 \$21,482 to .52400 Highway & Street Equipment

Mrs. Leonard moved the adoption of the resolution. Seconded by Mr. Lasher. Upon roll call, adopted.

RESOLUTION 103-23: AUTHORIZATION TO ACCEPT LOW BID FOR STUMP REMOVAL FOR THE PUBLIC WORKS DEPARTMENT

Mr. Chatfield presented the following:

WHEREAS, the Clerk of the Board of Supervisors has duly advertised for bids for Stump Removals for the Public Works Department and the bids were opened on Friday, December 30, 2022 at 10:00 a.m. and the following bid was received:

	0"-24"	24"-48"	48"+
Arnold Tree Service	\$195	\$390	\$475

now, therefore be it

RESOLVED, that the bid submitted by Arnold Tree Services in the amounts described above in accordance with specifications, is hereby accepted; and be it further

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

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

RESOLUTION 104-23: AUTHORIZATION TO CONTRACT FOR PEST CONTROL SERVICES

Mr. Chatfield presented the following:

WHEREAS, Wayne County has numerous facilities that require pest control services; and

WHEREAS, our current Pest Control contract will expire on March 31st, 2023; and

WHEREAS, the Deputy Superintendent of Public Works has prepared a Request for Proposal (RFP) which was advertised by the Purchasing Agent; and

WHEREAS, the following proposals were received by January 20th at 2:00 pm and reviewed by the Purchasing and Public Works Departments:

Vendor	Base Proposal Amount (3 Years of Service)
Innovative Pest Management Corp 2651 Norton St Rochester, NY 14609	\$31,589.40
Pestmaster Services of Central NY 1581 County Route 9 Fulton, NY 13069	\$42,796.10

;and

WHEREAS, Innovative Pest Management has performed work in the past and has a good service record with the County; now, therefore, be it

RESOLVED, that the proposal for a three year contract for Pest Control Services is hereby accepted from Innovative Pest Management Corp. for a cost of \$31,589.40; 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 Innovative Pest Management Corp in accordance with the proposal; and be it further;

RESOLVED, any additional services shall be performed per the unit pricing provided or per a written proposal approved by the Superintendent of Public Works or the Deputy

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Superintendent.

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

**RESOLUTION 105-23: AUTHORIZATION TO AMEND COURTHOUSE BOARD ROOM
PLASTER REPAIR PROJECT BUDGET**

Mr. Chatfield presented the following:

WHEREAS, resolution 389-22 awarded the Courthouse Board Room Plaster Repair project; and

WHEREAS, the contractor mobilized on January 4th and has discovered significantly more damage to the ceiling plaster than what was originally observed and called out on the construction drawings; and

WHEREAS, original resolution allocated \$420,849 to the project which included \$50,000 contingency; and

WHEREAS, the original resolution also authorized the Superintendent of Public Works or his designee to approve individual change orders within the project budget; and

WHEREAS, the project has already seen over \$49,000 in cost increases due to these unforeseen damages; and

WHEREAS, the project is expected to be completed by the end of February and it is advantageous to be able to keep the project moving forward in the event that any additional issues are discovered, and

WHEREAS, the Deputy Superintendent of Public Works recommends increasing the project contingency account by \$50,000 to allow the project to finish without any delays; now, therefore, be it

RESOLVED, that the County Treasurer is authorized to transfer \$50,000 from General Fund Unassigned Fund Balance and amend the project budget as follows:

A9950 Transfer to Capital Fund Projects

(Appropriations)

\$50,000 to .52774 Building Renovation Cap Proj - B1REP (Courthouse Repairs)

H1933 Building Renovation

(Revenues)

\$50,000 to .45031 B1REP (Courthouse Repairs) Interfund Transfer

(Appropriations)

\$50,000.00 to .52818 B1REP (Courthouse Repairs) Contingency

Mr. Donalty moved the adoption of the resolution. Seconded by Mr. Lasher. Upon roll call, adopted.

RESOLUTION 106-23: AUTHORIZATION TO SUPPORT CONTRACTING BETWEEN WAYNE COUNTY AND WAYNE COUNTY SOIL & WATER CONSERVATION DISTRICT FOR BLIND SODUS BAY & PORT BAY REDI INITIATIVE PROJECTS

Mr. Chatfield presented the following:

WHEREAS, the Board of Supervisors authorized Wayne County Soil & Water Conservation District to provide technical assistance on the Blind Sodus Bay & Port Bay REDI Initiative projects authorized by New York State; and

WHEREAS, the County of Wayne, subcontracted two separate agreements from 2020-2022 with the District to act on behalf of the County with conservation assistance for resiliency planning, design and implementation with these two individual contract agreements; and

WHEREAS, the District Board of Directors and District Staff accept the responsibility for fulfilling the contract obligations the County of Wayne is contracted for through DASNY; and

WHEREAS, The District Board of Directors and District Staff will provide monthly updates on the individual projects at the County Public Works Committee Meeting; and

WHEREAS, The District is still working on planning and implementation of now divided projects on Blind Sodus Bay, (WA37A Blind Sodus Bay Western Bluff, WA37B Blind Sodus Bay Eastern Barrier Bar & WA1 Port Bay) at various stages of planning and implementation and requesting an extension of the project agreement from January 1, 2023 to December 31, 2026; and

WHEREAS, The District will be able to access reimbursement funding in advance of the State Contract agreement through funding by Wayne County through the Accounts Payable Warrant process; and

WHEREAS, in order for Wayne County to achieve a contract agreement with DASNY, several project planning and engineering items need to be completed and submitted with a budget listed below based on the REDI funding that was allocated on November 22, 2019 and is estimated based on contract agreements:

	Total:
WA37A Blind Sodus Bay Western Bluff	\$4,000,000
WA37B Blind Sodus Bay Eastern Barrier Bar	\$8,170,000
WA1 Port Bay	\$3,340,000

now, therefore be it

RESOLVED, that the Wayne County Board of Supervisors supports advancement of subcontracting agreements for these three projects with Wayne County Soil & Water Conservation District and will allow the District to follow the County's warrant process, working toward a State Contract agreement with DASNY.

Mr. Johnson moved the adoption of the resolution. Seconded by Mr. Lasher. Upon roll call, adopted.

RESOLUTION 107-23: AUTHORIZATION TO AMEND THE 2022 ASSIGNED COUNCIL

ADMINISTRATOR CONTRACT

Mr. Verno presented the following:

WHEREAS, Resolution 111-22 authorized a contract with V. Bruce Chambers to provide Assigned Council administration at a rate of \$150/hr not to exceed \$45,000 for the period January 1, 2022 – December 31, 2022; and

WHEREAS, the cost of this contract was fully funded by the 3rd year amendment to the New York State Office of Indigent Legal Services for the Statewide Expansion of Hurrell-Harring Reform – contract CTWIDEHH50; and

WHEREAS, V. Bruce Chambers exceeded his contracted amount by approximately \$3,800 in the 2022 contract period; and

WHEREAS, there is adequate funding available for Assigned Council administration that was rolled over from previous Hurrell-Harring Reform contracts to cover the additional expense; now, therefore be it

RESOLVED, that the Wayne County Board of Supervisors hereby authorizes the amendment of the 2022 contract with V. Bruce Chambers to provide Assigned Council administration and increase the total contract amount by \$3,800.

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

RESOLUTION 108-23: AUTHORIZATION TO AMEND THE WAYNE PRETRIAL SERVICES CONTRACT AND AMEND THE 2023 BUDGET

Mr. Verno presented the following:

WHEREAS, Resolution 564-22 accepted an award from the NYS Division of Criminal Justice Services (DCJS) in the amount of \$154,286 to offset costs associated with the provision of certified pretrial services as enacted in the NYS budget for the period April 1, 2022 – March 31, 2023; and

WHEREAS, this funding was disbursed to the County in full in 2022 and has yet to be expended; and

WHEREAS, pretrial services in Wayne County are provided through a contract with Wayne Pre-Trial Services, Inc.;

WHEREAS, Wayne County is desirous of amending the current contract with Wayne Pre-Trial Services, Inc. to include these grant funds and increase the total contract amount by \$154,286; now, therefore be it

RESOLVED, that the Wayne County Board of Supervisors hereby authorizes the amendment of the 2023 contract with Wayne Pre-Trial Services, Inc. and increase the total contract amount by \$154,286; and be it further

RESOLVED, that the Wayne County Treasurer is authorized to transfer \$154,286 from General Fund Balance and amend the 2023 County Budget as follows:

A1173 Wayne Pre-Trial Services, Inc.

(Appropriations)

\$154,286 to 54624 Pre-trial Release

Mrs. Leonard moved the adoption of the resolution. Seconded by Mr. Chatfield. Upon roll call, adopted.

RESOLUTION 109-23: AUTHORIZATION FOR DISTRICT ATTORNEY AND CHAIRMAN TO EXECUTE ANNUAL FEDERAL EQUITABLE SHARING AGREEMENT AND CERTIFICATION REPORT FOR YEAR ENDING 12/31/22

Mr. Verno presented the following:

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

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

Mr. Johnson moved the adoption of the resolution. Seconded by Mr. Lasher. Upon roll call, adopted.

RESOLUTION 110-23: AUTHORIZATION TO RE-APPROPRIATE 2022 DCJS DISCOVERY GRANT FUNDING AND AMEND 2023 DISTRICT ATTORNEY BUDGET

Mr. Verno presented the following:

WHEREAS, new Discovery and Bail Laws enacted January 1, 2020 will increase costs to the County; and

WHEREAS, Resolution 434-22 accepted an award from the New York State Division of Criminal Justice Services (DCJS) in December of 2022 for \$279,455.00 to assist the County and District Attorney's Office with expenses related to the new Discovery and Bail Laws ; and

WHEREAS, the \$279,455.00 of Discovery funding for various identified purposes was received but not spent in 2022 or included in the 2023 budget, and needs to be added to the 2023 budget in order to be expended; and

WHEREAS, a portion of the funding can be used to fund support programs through Pre-Trial Services, Probation, local municipal police agencies, to wit: Newark Village Police, Palmyra Police Dept., Wayne County Sheriff's Department; and

WHEREAS, the Wayne County District Attorney will provide funding to the following programs:

\$65,000.00 to Wayne County Pre-Trial Services for staffing to monitor bail reform services
\$ 5,000.00 to Probation for EHM monitoring.
\$ 2,344.00 Village of Newark for Newark Police Dept A/V equipment and data storage
\$ 10,355.00 to the Wayne County Sheriff's Office (WCSO) for phone technology for Discovery

facilitation.

\$ 5,575.00 to Palmyra Police Department for advanced hardware for Discovery compliance.

\$ 6,182.00 to the WCSO for CAP Court work stations.

\$ 3,443.00 to Village of Clyde for body camera upgrade and data storage.

now, therefore be it

RESOLVED, that the District Attorney's office is hereby authorized to enter into agreements with Wayne County Pre-trial Services, Wayne County Probation Dept, Village of Newark Police Dept, Wayne County Sheriff's Office, Village of Palmyra Police Dept, and the Village of Clyde Police Dept, to transfer funding for support of these programs as they have been effected by Discovery and bail reform; and, be it further

RESOLVED, that the County Treasurer is authorized to transfer \$97,899.00 of Unassigned General Fund Balance and amend the 2023 budget as followings:

A1165 District Attorney

(Appropriations)

\$11,362 to 54000 Contractual Expenses

A1173 Wayne Pre-Trial Services, Inc

(Appropriations)

\$65,000 to 54624 Pre-Trial Release

A3140 Probation

(Appropriations)

\$5000 to 54100 Supplies and Materials

A3110 Sheriff

(Appropriations)

\$16,537 to 52200 Office Equipment

Mr. Groat moved the adoption of the resolution. Seconded by Mr. Chatfield. Upon roll call, all Supervisors voted Aye. Absent – Supervisors Mettler, Brady and Kolczynski. The Chairman declared the Resolution adopted.

RESOLUTION 111-23: AUTHORIZATION TO APPLY FOR PUBLIC SAFETY GRANT PROGRAMS

Mr. Verno presented the following:

WHEREAS, the Wayne County Sheriff's Office is eligible to apply for funding annually under the following grant programs for the Wayne County Sheriff's Office:

- Stop School Violence Grant Program- no local match

- COPS Grant Program– no local match
- State Alien Assistance Program – no local match
- State Homeland Security Grant Programs – no local match
- Bulletproof Vest Initiatives Grant Program-50% vest reimbursement
- New York Governors Traffic Safety Committee Grant Program-no local match
- Domestic Terrorism Prevention Program-no local match

and

WHEREAS, after notification of availability, NYS has historically provided lead times of less than four weeks for grant application, resulting in the need for late submissions to Committee, Rule 14 or Other Business Resolutions; and

WHEREAS, Wayne County Sheriff's Office has historically participated in the above mentioned grant programs; and

WHEREAS, these grant programs help minimize local taxpayer impact; and

WHEREAS, approval by the Wayne County Board of Supervisors continues to be required for acceptance of said grants and expenditure of funds; now, therefore, be it

RESOLVED, that Wayne County Sheriff Milby or his designee is hereby authorized to apply for the above mentioned grant programs as the opportunities are presented during the year 2023, contingent upon match requirements remaining as stated above.

Mr. Donalty moved the adoption of the resolution. Seconded by Mr. Lasher. Upon roll call, adopted.

RESOLUTION 112-23: AUTHORIZATION TO AMEND AND EXTEND AGREEMENT FOR INMATE TELEPHONE AND TABLET SERVICES AT THE WAYNE COUNTY JAIL

Mr. Verno presented the following:

WHEREAS, the Wayne County Sheriff's Office has had an agreement with Global Tel*Link Corporation of Reston, Virginia, for the provision of inmate telephone services at the Wayne County Jail since 2006; and

WHEREAS, the Sheriff has continued to work under the extension periods of the GTL contract approved by resolution #630 -11, # 601-16, and resolution # 234-20; and

WHEREAS, the Sheriff is desirous of adding tablet capabilities in addition to the telephone services currently provided to the inmates; and

WHEREAS, the Sheriff is requesting to amend the contract to include tablet capabilities, extend the contract, and enter into an agreement with Global Tel*Link Corporation of 12021 Sunset Hills Road, Reston, Virginia 20190 for the provision of inmate telephone and tablet services at the Wayne County Jail, for a period of four (4) years from April 28, 2023 through April 28, 2027; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors and the Sheriff are hereby authorized to enter into an agreement with Global Tel*Link Corporation of 12021 Sunset Hills Road, Reston, Virginia 20190 for a period of four (4) years from April 28, 2023 through April

28, 2027, for the provision of inmate telephone and tablet services at the Wayne County Jail, upon review and approval of the County Attorney as to form and content.

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

RESOLUTION 113-23: AUTHORIZATION TO EXTEND AGREEMENT WITH BLACK CREEK INTEGRATED SYSTEMS FOR ANNUAL MAINTENANCE OF THE SALLY PORT JAIL MANAGEMENT SOFTWARE AND SECURITY SYSTEMS FOR THE WAYNE COUNTY JAIL

Mr. Verno presented the following:

WHEREAS, the Wayne County Sheriff's Office Jail Facility utilizes Black Creek Integrated Systems for annual Sally Port Jail Management software and security systems; and

WHEREAS, the support, software updates and maintenance are essential to the ongoing function of the Sally Port Management and security systems; and

WHEREAS, the Sheriff's Office is desirous of extending the agreement with Black Creek Integrated Systems for the period of 1/1/2023 - 12/31/2023; and

WHEREAS, the annual maintenance cost of the two systems is \$88,049.00 (Sally Port Jail Management software is \$70,876.00 and security system is \$17,173.00); now, therefore be it

RESOLVED, that the Sheriff and Chairman of the Board of Supervisors are hereby authorized to enter into an extended agreement from 1/1/2023 – 12/31/2023 with Black Creek Integrated Systems, P.O. Box 101747, Irondale, Alabama 35210 for annual Sally Port Jail Management software and security systems support, software updates and maintenance at an annual cost of \$88,049.00, subject to the County Attorney's review and approval as to form and content.

Mr. Robusto moved the adoption of the resolution. Seconded by Mr. Chatfield. Upon roll call, adopted.

RESOLUTION 114-23: AUTHORIZATION FOR THE SHERIFF'S OFFICE TO ENTER INTO AN AGREEMENT WITH COLLISION FORENSICS SOLUTIONS

Mr. Verno presented the following:

WHEREAS, the Wayne County Sheriff's Office currently has drone capabilities to assist the Sheriff's Office in collecting evidence and documenting crime scenes to insure the Sheriff's Office is in compliance with the NYS discovery laws; and

WHEREAS, the Sheriff is desirous of purchasing and entering into an agreement with Collision Forensics Solutions to purchase a drone mapping software, Pix4D Mapper, and to have onsite training of the PiX4D Mapper software, for the drone team members, at a cost of \$13,490.00; and

WHEREAS, the Sheriff's Office is in acceptance of grant funds from the SLETPP20 (RES#546-20) and SLETPP21 (RES#626-21) grant, that will cover the cost of the PiX4D Mapper software and training; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors and the Sheriff are hereby authorized to enter into an agreement with Collison Forensic Solutions of 300 S. Fillmore Street, Papillion, Nebraska 68046, for a period of one (1) years from January 1, 2023 through December 31, 2023, at a cost not to exceed \$13, 490.00, for the purchase of PiX4D Mapper software, and onsite training at the Wayne County Sheriff's Office, upon review and approval of the County Attorney as to form and content.

Mr. Lasher moved the adoption of the resolution. Seconded by Mr. Chatfield. Upon roll call, adopted.

RESOLUTION 115-23: AUTHORIZATION TO ACCEPT DONATION OF A POLICE K-9 FOR THE SHERIFF'S OFFICE K-9 DIVISION

Mr. Verno presented the following:

WHEREAS, the Wayne County Sheriff's Office has had a police K-9 program since 1984; and

WHEREAS, The Wayne County Sheriff's Office previously had a bloodhound K-9, Maisey, that was retired in 2019, and was not replaced; and

WHEREAS, the Wayne County Sheriff has been offered, and is desirous of accepting a donation of a bloodhound K-9, equipment, and training for the dog, and handler, from Public Safety Dogs, an organization that is located in Burlington, North Carolina; and

WHEREAS, Public Safety Dogs is a nonprofit organization that specializes in training a variety of scent dogs, and donates the dogs, equipment and training to law enforcement and fire departments across the United States; now, therefore be it

RESOLVED, that the Sheriff is hereby authorized to accept the donation of the police bloodhound K-9, equipment, and training from Public Safety Dogs, Burlington, North Carolina, at no cost to county taxpayers.

Mr. Donalty moved the adoption of the resolution. Seconded by Mr. Johnson. Upon roll call, adopted.

RESOLUTION 116-23: AUTHORIZATION TO CREATE AN ADDITIONAL WAYNE COUNTY SHERIFF'S FULL-TIME COURT SECURITY POSITION AND AMEND THE SHERIFF'S OFFICE 2023 BUDGET

Mr. Verno presented the following:

WHEREAS, the Wayne County Sheriff's Office currently has 8 full-time Court Security Officers assigned to the Hall of Justice. New York State has recommended that the Wayne County Hall of Justice be manned by 9 full-time Court Security Officers; and

WHEREAS, the Wayne County Sheriff's Corrections Officers are currently filling shifts on a daily basis at the Wayne County Hall of Justice to fulfill the staffing needs; and

WHEREAS, the Sheriff is desirous of creating an additional full-time Court Security Officer position in the Wayne County Sheriff Office 2023 Court Security budget, to better fulfill the required staffing needs in the Wayne County Hall of Justice; now, therefore, be it

RESOLVED, that the additional Wayne County Sheriff's full-time Court Security Officer

Position shall be created within the Wayne County Sheriff's Court Security 2023 budget; and be it further

RESOLVED, that the Wayne County Treasurer is authorized to transfer \$81,768 from unassigned general fund balance and make the following budget amendment:

A3116 Sheriff- Court Security

(Appropriations)

\$50,749 to 51503 Court Security Officer

\$4,161 to 58100 Payment to Retirement

\$22,976 to 58400 Payment to Health Insurance

\$3,882 to 58200 Payment to FICA

Mr. Donalty moved the adoption of the resolution. Seconded by Mr. Robusto. Upon roll call, all Supervisors voted Aye. Absent – Supervisors Mettler, Brady and Kolczynski. The Chairman declared the Resolution adopted.

RESOLUTION 117-23: AUTHORIZATION TO EXTEND JOE TAVANO ELECTRIC CONTRACT FOR WOLCOTT TOWER SITE GENERATOR

Mr. Verno presented the following:

WHEREAS, Resolution 485-18 authorized the award of the generator purchase and installation for the Wolcott tower site, and

WHEREAS, the Wolcott Tower Site project has been delayed due to circumstances beyond the control of Wayne County and the successful bidder, Joe Tavano Electric Inc., and

WHEREAS, the automatic transfer switch and other necessary electrical components have been installed, but the generator has been on backorder for many months, and

WHEREAS, the contract with Joe Tavano Electric for the amount of \$69,967 has expired, with a remaining balance of \$19,999, necessitating that the contract be extended to complete the project and make this final payment after installation and acceptance; now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign the required contract extension with Joe Tavano Electric Inc., to expire on June 30, 2023, with said contract subject to the approval of the County Attorney as to form and content.

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

RESOLUTION 118-23: AUTHORIZATION TO TRANSFER FUNDS TO THE COUNTYWIDE EMS PROJECT

Mr. Verno presented the following:

WHEREAS, a capital project account was previously established for the purpose of funding the Countywide EMS Project, with an original allocation of \$1,088,319 upon project account creation; and

WHEREAS, the EMS Project Oversight Committee has been monitoring the status of the EMS project, including the status of expenditures and obligations on an ongoing basis; and

WHEREAS, the EMS Project Oversight Committee, based on the recommendation of the Fiscal Assistant, finds that funding should be transferred into the capital project account to cover approved expenses that will be incurred in 2023; now, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized to transfer \$500,000 from General Fund Balance and make the following budget amendment:

A9950 Transfer to Capital Fund Projects

(Appropriations)

\$500,000.00 to 59711 CWEMS

H4902 ARPA

(Revenue)

\$500,000.00 to 45031 CWEMS Interfund Transfer

(Appropriations)

\$500,000 to .52000 CWEMS Equipment and Other Capital Outlay

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

RESOLUTION 119-23: AUTHORIZATION TO CREATE AND CLASSIFY JOB TITLES FOR WAYNE COUNTY EMS AND AMEND THE 2023 COUNTY BUDGET

Mr. Verno presented the following:

WHEREAS, in preparation for the upcoming start of service for Wayne County EMS, it is necessary to create and classify certain job titles that will be needed within the new operation, and

WHEREAS, the job titles utilized within Wayne County Advanced Life Support since its creation in 2002 include ALS Technician and Chief ALS Technician, and

WHEREAS, in association with the upcoming expanded duties of personnel assigned to either the ALS first response operation or ambulance service operation, it is necessary to abolish the obsolete and general job title of Advanced Life Support Technician, and to transfer personnel employed under that title to the more appropriate job title of Paramedic, and

WHEREAS, with recruitment in EMS and all of public safety difficult, it is necessary and appropriate to establish proper job titles and classifications immediately, to allow for EMS operational budget development based on the actions authorized herein, to allow for personnel recruitment efforts to begin, and to allow for adequate time for employee onboarding, including orientation, clearance, and initial training, all in preparation for the specified EMS ambulance service start date of July 1, 2023, and

WHEREAS, proposed job titles and accompanying specifications have been developed and reviewed by the Human Resources Department, reviewed and approved by

State Civil Service and CSEA representative personnel, and reviewed and recommended as to grading by the Board of Supervisors Pay Plan Committee; now, therefore, be it

RESOLVED, that the following County budget object codes and job titles are hereby created, and classified within the applicable CSEA Agreement as shown, with such object codes and job titles to be added to the 2023 County budget within A3625 Rescue Squad, effective on March 3, 2023:

<u>OBJECT</u>	<u>TITLE (ACCT NAME)</u>	<u>CSEA UNIT</u>	<u>CSEA UNIT</u>
<u>GRADE</u>			
.51951	Paramedic	General	CSEA GU 33
.51952	Paramedic Sub	(not applicable)	CSEA GU 33
.51953	EMT	General	CSEA GU 26
.51954	EMT Sub	(not applicable)	CSEA GU 26
.51955	EMS Supervisor	Supervisory	CSEA SU 15

and be it further

RESOLVED, that, effective March 3, 2023, all then current County employees holding the job title of ALS Technician shall be transferred to the job title of Paramedic and initially placed at the Hire rate, all then current County employees holding the job title of ALS Technician Sub shall be transferred to the job title of Paramedic Sub and initially placed at the Hire rate, and then all current County employees holding the job title of Chief ALS Technician shall be transferred to the job title of EMS Supervisor, and initially placed at the Hire rate; and be it further

RESOLVED, that, following the completion of all payroll entries for the payroll period ending on March 2, 2023, the County Treasurer shall be authorized to transfer all remaining funding in A36441.51548 ALS Technician to A36251.51951 Paramedic, all remaining funding in A36441.51549 ALS Technician Sub shall be transferred to A36251.51952 Paramedic Sub, Paramedic, and all remaining funding in A36441.51562 Chief ALS Tech shall be transferred to A36251.51955 EMS Supervisor; and be it further

RESOLVED, that the job titles of ALS Technician, ALS Technician Sub and Chief ALS Technician are hereby abolished effective on March 3, 2023.

Mr. Donalty moved the adoption of the resolution. Seconded by Mr. Robusto. Upon roll call, all Supervisors voted Aye. Absent – Supervisors Mettler, Brady and Kolczynski. The Chairman declared the Resolution adopted.

RESOLUTION 120-23: AUTHORIZATION TO INVESTIGATE TRANSFER OF OWNERSHIP OF THE ONTARIO MIDLAND RAILROAD TO THE WAYNE COUNTY INDUSTRIAL DEVELOPMENT AGENCY

Mrs. Leonard presented the following:

WHEREAS, the Ontario Midland Railroad Corporation (“OMID”) has operated and

maintained Wayne County owned railroad property under a lease arrangement (“the Lease”) with Wayne County since 1981; and

WHEREAS, operational changes at OMID have raised questions on the management and operation of the railroad and the County’s review of general operations; and

WHEREAS, the County Attorney, Treasurer, Auditor, and Economic Development Director have met and discussed the suitable management of this asset to maintain operations and leverage the asset for economic development purposes; and;

WHEREAS, the issue has been discussed at the Economic Development and Planning Committee and the Finance Committee and determined that the most logical continued management and oversight of the operation of the railroad would be under the County Industrial Development Agency; now, therefore, be it

RESOLVED, that the Board of Supervisors hereby authorizes the County under the direction of the County Attorney, Treasurer, and Auditor to investigate transfer of ownership to the County Industrial Development Agency and to bring a proposal to the Board of Supervisor.

Mr. Johnson moved the adoption of the resolution. Seconded by Mr. Lasher. Upon roll call, adopted.

RESOLUTION 121-23: AUTHORIZATION TO SET HOURLY RATE FOR THE POSITION OF DESKTOP INSTALLATION HELPER IN THE INFORMATION TECHNOLOGY DEPARTMENT

Mrs. Leonard presented the following:

WHEREAS, the Information Technology Dept. currently has two seasonal positions with the title desktop installation helper; and

WHEREAS, the 2023 budget contains funding for both positions; and

WHEREAS, the Director of Information Technology recommends setting the 2023 hourly rate to \$15.50; now, therefore, be it

RESOLVED, that the Board of Supervisors authorizes the hourly rate for the title desktop installation helper to be set to a rate of \$15.50 per hour.

Mrs. Bender moved the adoption of the resolution. Seconded by Mr. Chatfield. Upon roll call, all Supervisors voted Aye. Absent – Supervisors Mettler, Brady and Kolczynski. The Chairman declared the Resolution adopted.

RESOLUTION 122-23: AUTHORIZATION RENEW CONTRACT WITH TYLER TECHNOLOGIES FOR MUNIS FINANCIAL SOFTWARE, OPERATING SYSTEM & DATABASE ADMINISTRATION SUPPORT

Mrs. Leonard presented the following:

WHEREAS, the MUNIS is the software program used to manage all finances and other functions including but not limited to accounting, budget, receivables, fixed assets, general billing, payroll, tax billing, purchase orders, requisitions and contracts; and

WHEREAS, the maintenance comes up for renewal on an annual basis on March 17th; and

WHEREAS, the cost for 2023 will not exceed \$278,000; now, therefore, be it

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

MUNIS software maintenance for all financial modules for the contract period starting March 17, 2023 to March 16, 2024 at a cost not to exceed \$278,000 paid in full in advance.

Mr. Chatfield moved the adoption of the resolution. Seconded by Mr. Johnson. Upon roll call, adopted.

RESOLUTION 123-23: AUTHORIZATION TO PURCHASE WEBSITE MAINTENANCE AND HOSTING FROM CIVICPLUS

Mrs. Leonard presented the following:

WHEREAS, in 2020 the county purchased website design and hosting from civic plus resolution 550-20; and

WHEREAS, the website requires on going hosting and support; and

WHEREAS, the county has added hosting for the waynecountyny.gov domain name; and

WHEREAS, the new cost of hosting and maintenance for 2023 is now \$8,024.43; now, therefore, be it

RESOLVED, the Information Technology Department is authorized to purchase website support and hosting from CivicPlus for \$8,024.43 with a maximum yearly increase of 5% going forward.

Mr. Robusto moved the adoption of the resolution. Seconded by Mr. Chatfield. Upon roll call, adopted.

RESOLUTION 124-23: APPROVING APPLICATIONS FOR CORRECTED TAX ROLLS

Mrs. Leonard presented the following:

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

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

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

TOWN OF WILLIAMSON

2023	Account No.	65117-00-700699
	Assessed to:	Whispering Woods Estates
	Total Tax Difference	\$ 101.59 Total County Tax Difference: \$ 101.59
	Corrected Total Tax:	\$103,340.22

TOWN OF SODUS

2023 Tax Roll

February 23, 2023

Account No. 68116-00-537218
Assessed to: Burditt, Timothy
Total Tax Difference \$ 497.54 Total County Tax Difference: \$ -0-
Corrected Total Tax: \$ 510.39

TOWN OF ONTARIO

2023 Tax Roll

Account No. 61117-12-944587
Assessed to: Hosier, Robert C & Patrick J
Total Tax Difference \$ 637.64 Total County Tax Difference: \$ 430.29
Corrected Total Tax: \$2,331.79

TOWN OF ONTARIO

2023 Tax Roll

Account No. 63118-00-271104
Assessed to: Benton, Richard
Total Tax Difference \$1,018.27 Total County Tax Difference: \$ -0-
Corrected Total Tax: \$1,534.74

TOWN OF ROSE

2023 Tax Roll

Account No. 74115-00-154263
Assessed to: Rose Cemetery Association
Total Tax Difference \$ 11.00 Total County Tax Difference: \$ -0-
Corrected Total Tax: \$ -0-

TOWN OF HURON

2023 Tax Roll

Account No. 75117-00-048542
Assessed to: WCRLB
Total Tax Difference \$1,961.33 Total County Tax Difference: \$ 507.91
Corrected Total Tax: \$ -0-

TOWN OF ARCADIA

2023 Tax Roll

Account No. 68111-10-330615
Assessed to: WCRLB
Total Tax Difference \$ 734.30 Total County Tax Difference: \$ 233.74
Corrected Total Tax: \$ -0-

TOWN OF BUTLER

February 23, 2023

2023 Tax Roll

Account No. 77114-00-635346
Assessed to: WCRLB
Total Tax Difference \$ 568.31 Total County Tax Difference: \$ 141.92
Corrected Total Tax: \$ -0-

TOWN OF BUTLER

2023 Tax Roll

Account No. 77114-17-115099
Assessed to: WCRLB
Total Tax Difference \$1,062.98 Total County Tax Difference: \$ 367.04
Corrected Total Tax: \$ -0-

TOWN OF CLYDE

2023 Tax Roll

Account No. 74112-18-307171
Assessed to: WCRLB
Total Tax Difference \$ 134.62 Total County Tax Difference: \$ 19.01
Corrected Total Tax: \$ -0-

TOWN OF LYONS

2023 Tax Roll

Account No. 71111-09-136667
Assessed to: WCRLB Total Tax Difference \$ 391.87
Total Tax Difference: \$ 179.19
Corrected Total Tax: \$ -0-

TOWN OF ROSE

2023 Tax Roll

Account No. 4114-05-157817
Assessed to: WCRLB
Total Tax Difference \$1,803.56 Total County Tax Difference: \$ 476.86
Corrected Total Tax: \$ -0-

TOWN OF SAVANNAH

2023 Tax Roll

Account No. 77112-00-229710
Assessed to: WCRLB
Total Tax Difference \$ 703.44 Total County Tax Difference: \$ 136.33
Corrected Total Tax: \$ -0-

TOWN OF ARCADIA

2023 Tax Roll

Account No.	67114-00-740821	
Assessed to:	Nageldinger, Cory	
Total Tax Difference	\$ 12.48	Total County Tax Difference: \$ -0-
Corrected Total Tax:	\$ 321.82	

TOWN OF ARCADIA

2023 Tax Roll

Account No.	67114-00-730805	
Assessed to:	Cain, Timothy P & Elinor	
Total Tax Difference	\$ 249.61	Total County Tax Difference: \$ -0-
Corrected Total Tax:	\$ 319.79	

TOWN OF ARCADIA

2023 Tax Roll

Account No.	68114-00-178630	
Assessed to:	Horst, Seth A	
Total Tax Difference	\$ 249.61	Total County Tax Difference: \$ -0-
Corrected Total Tax:	\$ 1,205.07	

TOWN OF ARCADIA

2023 Tax Roll

Account No.	68114-14-268477	
Assessed to:	Irish, Kenneth J	
Total Tax Difference	\$ 249.61	Total County Tax Difference: \$ -0-
Corrected Total Tax:	\$ 577.33	

TOWN OF ARCADIA

2023 Tax Roll

Account No.	68114-14-278478	
Assessed to:	Irish, Kenneth	
Total Tax Difference	\$ 249.61	Total County Tax Difference: \$ -0-
Corrected Total Tax:	\$ 818.77	

TOWN OF ARCADIA

2023 Tax Roll

Account No.	67114-00-904876	
Assessed to:	Klaver, Susan M	
Total Tax Difference	\$ 249.61	Total County Tax Difference: \$ -0-

Corrected Total Tax: \$1,506.42

TOWN OF ARCADIA

2023 Tax Roll

Account No. 68114-14-308479
Assessed to: MacClurg, Roxanne E
Total Tax Difference \$ 249.61 Total County Tax Difference: \$ -0-
Corrected Total Tax: \$ 867.06

TOWN OF ARCADIA

2023 Tax Roll

Account No. 67114-00-568727
Assessed to: Rothfuss, Alan R Jr & Ann C
Total Tax Difference \$ 249.61 Total County Tax Difference: \$ -0-
Corrected Total Tax: \$1,831.22

TOWN OF ARCADIA

2023 Tax Roll

Account No. 67114-00-665800
Assessed to: Couperus, Chad W & Catherine R
Total Tax Difference \$ 249.61 Total County Tax Difference: \$ -0-
Corrected Total Tax: \$1,567.24

TOWN OF ARCADIA

2023 Tax Roll

Account No. 68114-00-079806
Assessed to: Almekinder, Donald W & Karen L
Total Tax Difference \$ 249.61 Total County Tax Difference: \$ -0-
Corrected Total Tax: \$2,056.41

TOWN OF ARCADIA

2023 Tax Roll

Account No. 68114-00-129646
Assessed to: Almekinder, Howard & Debra
Total Tax Difference \$ 249.61 Total County Tax Difference: \$ -0-
Corrected Total Tax: \$ 755.99

TOWN OF ARCADIA

2023 Tax Roll

Account No. 68114-00-132635
Assessed to: Almekinder, Howard & Debra

Total Tax Difference \$ 249.61 Total County Tax Difference: \$ -0-
Corrected Total Tax: \$ 537.90

TOWN OF ARCADIA

2023 Tax Roll

Account No. 68114-00-015855
Assessed to: Almekinder, Mikeal D
Total Tax Difference \$ 249.61 Total County Tax Difference: \$ -0-
Corrected Total Tax: \$1,374.08

TOWN OF ARCADIA

2023 Tax Roll

Account No. 68114-14-318479
Assessed to: Barlow, Helen
Total Tax Difference \$ 249.61 Total County Tax Difference: \$ -0-
Corrected Total Tax: \$2,227.36

TOWN OF ARCADIA

2023 Tax Roll

Account No. 67114-00-706851
Assessed to: Bierre, Peter & Meghan
Total Tax Difference \$ 249.61 Total County Tax Difference: \$ -0-
Corrected Total Tax: \$2,990.67

TOWN OF ARCADIA

2023 Tax Roll

Account No. 67114-00-845777
Assessed to: Buss, Diana & Gerald
Total Tax Difference \$ 249.61 Total County Tax Difference: \$ -0-
Corrected Total Tax: \$4,197.41

TOWN OF ARCADIA

2023 Tax Roll

Account No. 68114-00-407395
Assessed to: Button, Matthew R & Danielle A
Total Tax Difference \$ 249.61 Total County Tax Difference: \$ -0-
Corrected Total Tax: \$1,723.36

TOWN OF ARCADIA

2023 Tax Roll

February 23, 2023

Account No. 68114-14-258477
Assessed to: Crossett, Gary W
Total Tax Difference \$ 249.61 Total County Tax Difference: \$ -0-
Corrected Total Tax: \$1,657.11

TOWN OF ARCADIA

2023 Tax Roll

Account No. 68114-14-293479
Assessed to: Denisi, Jeremy K
Total Tax Difference \$ 249.61 Total County Tax Difference: \$ -0-
Corrected Total Tax: \$1,607.47

TOWN OF ARCADIA

2023 Tax Roll

Account No. 67114-00-292819
Assessed to: Fenn, Craig R & Amy M
Total Tax Difference \$ 249.61 Total County Tax Difference: \$ -0-
Corrected Total Tax: \$1,741.07

TOWN OF ARCADIA

2023 Tax Roll

Account No. 67114-00-504784
Assessed to: Fox, Brian D & Julie A
Total Tax Difference \$ 249.61 Total County Tax Difference: \$ -0-
Corrected Total Tax: \$2,257.77

TOWN OF ARCADIA

2023 Tax Roll

Account No. 67114-00-458710
Assessed to: Hartley, Bruce C
Total Tax Difference \$ 249.61 Total County Tax Difference: \$ -0-
Corrected Total Tax: \$2,479.89

TOWN OF ARCADIA

2023 Tax Roll

Account No. 68114-00-175660
Assessed to: Hosmer, Dawn M & Thomas D
Total Tax Difference \$ 249.61 Total County Tax Difference: \$ -0-
Corrected Total Tax: \$1,681.52

TOWN OF ARCADIA

2023 Tax Roll

Account No.	68114-00-376470	
Assessed to:	Jackson, Joshua & Virginia	
Total Tax Difference	\$ 249.61	Total County Tax Difference: \$ -0-
Corrected Total Tax:	\$ 850.96	

TOWN OF ARCADIA

2023 Tax Roll

Account No.	67114-00-931798	
Assessed to:	Jinks, Edward H Sr. & Nancy	
Total Tax Difference	\$ 249.61	Total County Tax Difference: \$ -0-
Corrected Total Tax:	\$1,702.44	

TOWN OF ARCADIA

2023 Tax Roll

Account No.	68114-00-396471	
Assessed to:	Leisening, Ann & Jeffery	
Total Tax Difference	\$ 249.61	Total County Tax Difference: \$ -0-
Corrected Total Tax:	\$ 994.21	

TOWN OF ARCADIA

2023 Tax Roll

Account No.	67114-00-706802	
Assessed to:	Leonard, Amanda L	
Total Tax Difference	\$ 249.61	Total County Tax Difference: \$ -0-
Corrected Total Tax:	\$1,647.73	

TOWN OF ARCADIA

2023 Tax Roll

Account No.	68114-00-170708	
Assessed to:	Norsen, Donald L & Lori A	
Total Tax Difference	\$ 249.61	Total County Tax Difference: \$ -0-
Corrected Total Tax:	\$ 690.01	

TOWN OF ARCADIA

2023 Tax Roll

Account No.	67114-00-553893	
Assessed to:	Peter Herman, Inc.	
Total Tax Difference	\$ 249.61	Total County Tax Difference: \$ -0-
Corrected Total Tax:	\$11,294.64	

TOWN OF ARCADIA

2023 Tax Roll

Account No.	68114-00-168674	
Assessed to:	Phillips, Jean	
Total Tax Difference	\$ 249.61	Total County Tax Difference: \$-0-
Corrected Total Tax:	\$1,073.09	

TOWN OF ARCADIA

2023 Tax Roll

Account No.	68114-00-124624	
Assessed to:	Quigley, Richard T & Chopan, Jamie L.	
Total Tax Difference	\$ 249.61	Total County Tax Difference: \$-0-
Corrected Total Tax:	\$2,013.10	

TOWN OF ARCADIA

2023 Tax Roll

Account No.	68114-00-052716	
Assessed to:	Real Estate Group, LLC	
Total Tax Difference	\$ 249.61	Total County Tax Difference: \$-0-
Corrected Total Tax:	\$3,468.19	

TOWN OF ARCADIA

2023 Tax Roll

Account No.	68114-00-271572	
Assessed to:	Romack, James R	
Total Tax Difference	\$ 249.61	Total County Tax Difference: \$-0-
Corrected Total Tax:	\$2,193.38	

TOWN OF ARCADIA

2023 Tax Roll

Account No.	68114-00-021632	
Assessed to:	Shultz, Mark S	
Total Tax Difference	\$ 249.61	Total County Tax Difference: \$-0-
Corrected Total Tax:	\$1,092.40	

TOWN OF ARCADIA

2023 Tax Roll

Account No.	68114-00-507450	
Assessed to:	Weimer, Kevin	

Total Tax Difference \$ 249.61 Total County Tax Difference: \$ -0-
Corrected Total Tax: \$1,893.99

TOWN OF ARCADIA

2023 Tax Roll

Account No. 67114-00-361830
Assessed to: Wise, Jessica & Wolber, Bradley
Total Tax Difference \$ 249.61 Total County Tax Difference: \$ -0-
Corrected Total Tax: \$1,238.88

TOWN OF ARCADIA

2023 Tax Roll

Account No. 67114-00-635894
Assessed to: Wooley, Colleen & Boomhower, Harold
Total Tax Difference \$ 249.61 Total County Tax Difference: \$ -0-
Corrected Total Tax: \$1,039.37

TOWN OF ARCADIA

2023 Tax Roll

Account No. 67114-00-325818
Assessed to: Young, Gary & Deborah
Total Tax Difference \$ 249.61 Total County Tax Difference: \$ -0-
Corrected Total Tax: \$1,338.68

TOWN OF ARCADIA

2023 Tax Roll

Account No. 68114-00-401576
Assessed to: Young, Kenneth N & Connie M
Total Tax Difference \$ 249.61 Total County Tax Difference: \$ -0-
Corrected Total Tax: \$1,655.76

TOWN OF ARCADIA

2023 Tax Roll

Account No. 67114-00-381783
Assessed to: Zimmerman, Neal L & Darlene O
Total Tax Difference \$ 249.61 Total County Tax Difference: \$ -0-
Corrected Total Tax: \$1,575.28

TOWN OF WILLIAMSON

2023 Tax Roll

February 23, 2023

Account No. 65118-00-494660
Assessed to: Sonneville, Jason & Jamie
Total Tax Difference \$1,297.47 Total County Tax Difference: \$ 903.75
Corrected Total Tax: \$ 729.40

TOWN OF ARCADIA

2023 Tax Roll

Account No. 69114-00-608740
Assessed to: Schrader, Marilyn E
Total Tax Difference \$ 176.87 Total County Tax Difference: \$ 105.63
Corrected Total Tax: \$ 426.90

TOWN OF WALWORTH

2023 Tax Roll

Account No. 62113-07-699950
Assessed to: Gananda Central School District
Total Tax Difference \$ 630.85 Total County Tax Difference: \$-0-
Corrected Total Tax: \$1,892.57

TOWN OF ONTARIO

2023 Tax Roll

Account No. 61119-00-326216
Assessed to: Genesee Land Trust
Total Tax Difference \$ 696.51 Total County Tax Difference: \$ 457.05
Corrected Total Tax: \$ -0-

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

RESOLUTION 125-23: TAX REFUND – ERROR ON TAX ROLL

Mrs. Leonard presented the following:

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

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

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

TOWN OF WALWORTH

2022 Tax Roll
Account No. 62114-00-269177
Assessed to: Gananda Housing Dev Fund Corp
Total Tax Difference\$ 6,574.03 Total County Tax Difference: \$ 1,181.33
Corrected Total Tax: \$18,668.63

TOWN OF WALWORTH

2023 Tax Roll
Account No. 62114-00-269177
Assessed to: Gananda Housing Dev Fund Corp
Total Tax Difference\$ 1,697.77 Total County Tax Difference: \$ 1,130.95
Corrected Total Tax: \$23,504.34

and, be it further,

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

Mr. Johnson moved the adoption of the resolution. Seconded by Mr. Chatfield. Upon roll call, adopted.

RESOLUTION 126-23: AUTHORIZATION TO AMEND THE COUNTY TREASURER'S 2023 BUDGET

Mrs. Leonard presented the following:

WHEREAS, the budget for the Treasurer's Office for 2023 contained monies in line items for both Conference and Travel; and

WHEREAS, new staff that has been hired to fill vacancies created by retirement are interested in attending various trainings and conferences that were not accounted for during the budget process; and

WHEREAS, the County Treasurer is desirous of adding additional money to both the Conference and Travel line items; now, therefore be it

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

A1325 County Treasurer

(Appropriations)
\$2,500.00 to .54410 Conference
\$4,000.00 to .54485 Travel

A99990 Other

(Revenues)

\$6,500.00 to .42101 Interest Earnings

Mr. Lasher moved the adoption of the resolution. Seconded by Mr. Johnson. Upon roll call, adopted.

RESOLUTION 127-23: AUTHORIZATION TO AMEND CONTRACT WITH COLLAR CITY AUCTIONS, INC.

Mrs. Leonard presented the following:

WHEREAS, the County entered into a contract with Collar City Auctions, Inc. on November 16, 2021 for the term January 1, 2022 through December 31, 2023 for online auctioneer services for the 2022 and 2023 Real Property Tax Foreclosure Auction Sales; and

WHEREAS, there is currently no cost to the County for Collar City Auctions' Inc. services; and

WHEREAS, last year Collar City Auctions, Inc. put auction signs on the parcels after the redemption date which is the end of April; and

WHEREAS, the placing of those signs generated numerous calls and interest; and

WHEREAS, Collar City Auctions, Inc. and the Wayne County Treasurer have had discussions and have decided to place the auctions signs on all the parcel going for auction as of April 1, 2023 and for every parcel redeemed before the last redemption date, the County will reimburse Collar City Auctions, Inc. Fifty (\$50.00); now therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and approved to execute the amendment with Collar City Auctions, Inc., subject to the approval of the County Attorney as to form and content.

Mr. Robusto moved the adoption of the resolution. Seconded by Mr. Chatfield. Upon roll call, adopted.

RESOLUTION 128-23: AUTHORIZATION TO EXTEND CONTRACT WITH DRESCHER AND MALECKI

Mrs. Leonard presented the following:

WHEREAS, the County entered into a contract with Drescher and Malecki on November 1, 2022 for the period November 1, 2022 through March 31, 2023 for year-end accounting assistance for the year 2022; and

WHEREAS, the County Treasurer has identified additional year-end accounting assistance that wasn't originally in the scope of work and would like to therefore extend their contract an extra three (3) months and add an additional Fifteen Thousand and 00/100 (\$15,000.00) to said contract; now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized and directed to execute this contract amendment with Drescher and Malecki, subject to the County Attorney's approval as to form and content.

A1325 County Treasurer

February 23, 2023

(Appropriations)
\$15,000 to .54520 Consultants

A99990 Other
(Revenues)
\$15,000 to .42101 Interest Earnings

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

RESOLUTION 129-23: AUTHORIZATION TO CONVEY PROPERTY LOCATED AT 414 PEIRSON AVE IN THE VILLAGE OF NEWARK

Mrs. Leonard presented the following:

WHEREAS, the County of Wayne took title to 414 Peirson Ave in the Village of Newark, tax ID #68110-05-050766, owned by Stuart Kelsey, for back taxes on June 16, 2021, pursuant to a Judgement of Foreclosure signed May 7, 2021 by Honorable Judge Healy; and

WHEREAS, Mr. Kelsey filed a Chapter 13 bankruptcy case with the United States Bankruptcy Court Western District of New York on September 20, 2021, in which the United States Bankruptcy Court required Mr. Kelsey to pay all back taxes in monthly installments to the Wayne County Treasurer according to a Chapter 13 Plan; and

WHEREAS, to avoid a motion being brought in bankruptcy Court against the County of Wayne seeking to set aside the conveyance of this real property to the County as a preferential transfer under the Bankruptcy Code, the County Attorney and County Treasurer agreed that if the Debtor's Chapter 13 Plan was fully paid, and all of the back taxes paid pursuant to the Chapter 13 Plan, and current taxes remained current, the County would reconvey the referenced real property to the Debtor at the conclusion of the Chapter 13 Plan; and

WHEREAS, the Bankruptcy Court (Judge Paul Warren) approved of this Agreement; and
WHEREAS, Mr. Kelsey has now fulfilled the requirements of the Chapter 13 Plan as of September 27, 2022; and

WHEREAS, The County is desirous of transferring title back to Mr. Kelsey in accordance with the prior agreement made with the Debtor's attorney and the Bankruptcy Court; now, therefore be it

RESOLVED, the Chairman of the Board of Supervisors is hereby authorized and directed to execute any documents necessary to transfer title of the real property located at and known as: 414 Peirson Ave, Village of Newark, tax ID #68110-05-050766, from the County of Wayne to Mr. Stuart Kelsey, subject to the approval of the County Attorney as to form and content.

Mr. Chatfield moved the adoption of the resolution. Seconded by Mr. Lasher. Upon roll call, all Supervisors voted Aye. Absent – Supervisors Mettler, Brady and Kolczynski. The Chairman declared the Resolution adopted.

RESOLUTION 130-23: CALLING ON THE GOVERNOR OF NEW YORK STATE TO

February 23, 2023

REMOVE FROM THE 2024 EXECUTIVE BUDGET PART M OF THE ARTICLE VII REVENUE BILLS

WHEREAS, On February 1, 2023, the Governor of New York State announced New York State's Fiscal Year 2024 Executive Budget (the "Budget"); and

WHEREAS, the Budget includes Article VII Revenue Bills; and

WHEREAS, Article VII Revenue Bills includes Part M adding a new section 989 of the Real Property Tax Law titled "Distribution of surplus in tax enforcement proceedings" ("Proposed Budget Legislation"); and

WHEREAS, the Proposed Budget Legislation seeks to require municipalities governed by Article 11 of the Real Property Tax Law ("RPTL") to give excess money to a prior owner of real property sold by the municipality after taking title pursuant to Article 11 of the RPTL; and

WHEREAS, the Proposed Budget Legislation should be removed from the Fiscal Year ("FY") 2024 Budget because (1) it is unconstitutional since Article VIII, Section 1 of the New York Constitution restricts a county from giving any money to or in aid of any individual, or private corporation or association or private undertaking, (2) it is unfair to lien holders since all liens are cut off by Section 1131 of Article 11 at the time an interested party fails to redeem or answer, which time comes prior to the County taking title and selling the parcel, (3) it will be practically impossible for a county to accurately account for all administrative costs associated with administering enforcement of taxes for thousands of parcels during a two year time period involving subcontractors and staff from multiple departments, (4) it is unclear whether litigation costs incurred in enforcing taxes pursuant to Article 11 would be included, (5) the number of unpaid parcels are likely to increase with owners knowing that they do not have to pay lien holders, including the mortgage lien on their home, real estate agents and other costs that would be required absent this Proposed Budget Legislation, (6) the Proposed Budget Legislation does not address the circumstances where there is no "prior owner" or the prior owner has deceased or the method and attempts required to ensure that the "prior owner" accepts payment and (7) it is unfair to the gross majority of parcel owners in the County who timely pay their taxes or properly sell their home if they no longer desire to own it; and

WHEREAS, the Finance Committee has reviewed this resolution and recommends that the Governor remove Part M from the FY 2024 Executive Budget; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors hereby calls on the Governor of New York State to remove from the FY 2024 Executive Budget Part M of the Revenue Bills; and further, be it

RESOLVED, that the Clerk of this Board transmit a certified copy of this resolution to Governor Kathy Hochul and Wayne County's representatives in the New York State Legislature: Senate Majority Leader Andrea Stewart-Cousins, Senator Pamela Helming, Assembly Speaker Carl E. Heastie and Assemblyman Brian Manktelow.

Mr. Johnson moved the adoption of the resolution. Seconded by Mr. Donalty. Upon roll call, all Supervisors voted Aye. Absent – Supervisors Mettler, Brady and Kolczynski. The Chairman declared the Resolution adopted.

RESOLUTION 131-23: REQUESTING NEW YORK STATE LEGISLATURE TO ENACT

February 23, 2023

SENATE BILL S3444 AND ASSEMBLY BILL A3679 TO IMPOSE A HOTEL OR MOTEL OR SEASONAL RENTAL OCCUPANCY TAX FOR THE COUNTY OF WAYNE

Mrs. Leonard presented the following:

WHEREAS, several counties throughout New York State presently impose an occupancy tax; and

WHEREAS, the Board of Supervisors has requested this same authority for the County of Wayne; and

WHEREAS, proceeds of said tax would be used to promote the general welfare of the residents of Wayne County and fund county operations; and

WHEREAS, in support of Wayne County's request, Senator Pamela Helming has introduced bill S3444 in the New York State Senate and Assemblyman Brian Manktelow has introduced bill A3679 in the New York State Assembly; now therefore be it

RESOLVED, that the Wayne County Board of Supervisors requests the State Legislature adopt bills S3444 and A3679 authorizing the County of Wayne to impose a hotel or motel or seasonal rental occupancy tax in the amount of 5%(five percent); and be it further

RESOLVED, that the Clerk of the Board is hereby directed to forward copies of this resolution to Governor Kathy Hochul, Senator Pamela Helming, Assemblyman Brian Manktelow; and all those deemed necessary and proper.

Mrs. Bender moved the adoption of the resolution. Seconded by Mr. Johnson. Upon roll call, all Supervisors voted Aye. Absent – Supervisors Mettler, Brady and Kolczynski. The Chairman declared the Resolution adopted.

RESOLUTION 132-23: AUTHORIZATION TO AMEND THE WAYNE COUNTY NURSING HOME 2023 BUDGET

Mrs. Leonard presented the following:

WHEREAS, the 2023 budget did not contain funding for the replacement of computers for the Wayne County Nursing Home; and

WHEREAS, it is the recommendation of the Director of Information Technology that 25 desktop PCs and laptop computers (as needed) should be replaced this year due to hardware becoming obsolete and to maintain compatibility with IT equipment; and

WHEREAS, the Nursing Home is desirous of allocating funding to ensure that the equipment is replaced and coordinated in compliance with the recommendations set forth by the Director of Information Technology; and

WHEREAS, the Director of Information Technology has secured a quote in accordance with the Purchasing Policy for the replacement of 25 desktop computers at a cost of \$13,625.00, and recommends an additional \$5,000.00 for the replacement of laptops as needed throughout the year to replace antiquated or damaged equipment; now, therefore be it

RESOLVED, that the Wayne County Treasurer is hereby authorized to transfer \$18,625.00 from the Enterprise (E) Fund Balance and make the following budget adjustment:

E6000 Wayne County Nursing Home

(Appropriations)
\$18,625.00 to 52201 E6020 Computers – Skilled Nursing Home

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

RESOLUTION 133-23: AUTHORIZATION TO RENEW INSURANCE POLICIES WITH EASTERN SHORE ASSOCIATES

Mrs. Leonard presented the following:

WHEREAS, the County has received a proposal from its current insurance broker, Eastern Shore Associates to renew its existing insurance program effective March 1, 2023 to March 1, 2024; and

WHEREAS, the proposal includes the following insurance policies renewing with New York Municipal Insurance Reciprocal (NYMIR): Property, General Liability, Inland Marine, Automobile Liability, Public Officials Liability, Law Enforcement Liability, Catastrophic Excess Liability, Cyber Liability, Healthcare General Liability, Healthcare Professional Liability; and

WHEREAS, the proposal also includes crime coverage renewing with Travelers and inland marine coverage (insuring physical damage of certain trucks and heavy equipment) renewing with Liberty Mutual, and optional cyber liability coverage; and

WHEREAS, the County received an initial quote for renewal of all policies, excluding cyber liability, for a total of \$422,025.08 which could vary slightly before the March 1 renewal date due to changes such as additional new vehicles being added to the policy; now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to renew the County's insurance policies through Eastern Shore Associates effective March 1, 2023 to March 1, 2024, for an amount not to exceed \$470,000 that includes cyber security with Corvus Cyber Security not to exceed \$40,000.

Mr. Johnson moved the adoption of the resolution. Seconded by Mr. Lasher. Upon roll call, adopted.

RESOLUTION 134-23: AUTHORIZATION TO RE-APPROPRIATE FUNDING FOR SHARED SERVICES AGREEMENT WITH SODUS CENTRAL SCHOOL DISTRICT FOR GRANT MANAGEMENT SERVICES

Mrs. Leonard presented the following:

WHEREAS, since 2020 Wayne County has had a contract under the New York State County-Wide Shared Services Initiative (CWSSI) with the Sodus Central School District for the shared grant management services of Jay Roscup, and

WHEREAS, the 2022 contract was authorized by Resolution 492-22; and

WHEREAS, the 2022 invoice for this service was not paid for or encumbered before the close of FY 2022, and

WHEREAS, it is necessary that the funds for the 2022 shared services contract be appropriated in the 2023 County Budget in order to pay the outstanding invoice; now therefore

be it

RESOLVED, that the Wayne County Treasurer is hereby authorized to transfer \$30,000 from unassigned General Fund Balance and make the following amendment to the 2023 County Budget:

A1230 County Administration

(Appropriations)

\$30,000 to 54400 Contracted Services

Mr. Johnson moved the adoption of the resolution. Seconded by Mr. Lasher. Upon roll call, all Supervisors voted Aye. Absent – Supervisors Mettler, Brady and Kolczynski. The Chairman declared the Resolution adopted.

RESOLUTION 135-23: AUTHORIZATION TO SETTLE CLAIM

Mrs. Leonard presented the following:

WHEREAS, a claim was filed on or about April 8, 2020 in the United States District Court for the Western District of New York against the Village of Lyons Police Department, the Humane Society of Wayne County, and an animal control officer employed by both the Village of Lyons and the Wayne County District Attorney's Office alleging violation of Constitutional 4th Amendment rights arising from the seizure of two (2) dogs, one of which was later euthanized and the other adopted out to a new home; and

WHEREAS, New York Municipal Insurance Reciprocal (NYMIR) and the County Attorney and legal counsel assigned by NYMIR to handle the legal defense of this claim have reviewed its merit, and the potential value thereof, and the financial risks to the County, particularly in light of the County's exposure to liability for an award of attorney's fees should the Plaintiff be successful in obtaining any judgment of liability against the County; and

WHEREAS, settlement negotiations with Plaintiff's legal counsel have tentatively reached an accord in advance of a trial date scheduled for February 6, 2023 in United States District Court for the Western District of New York; and NYMIR and the County Attorney are desirous of settling said claim; now therefore, be it

RESOLVED, that the Wayne County Attorney is authorized to settle said claim for an amount not to exceed Thirty-Five Thousand and 00/100 (\$35,000.00) for the full amount and value of said claim, with the settlement amount to be split with the Town of Lyons on a 50/50 basis.

Mr. Lasher moved the adoption of the resolution. Seconded by Mr. Robusto. Upon roll call, adopted.

ANNOUNCEMENT:

The 2023 Board of Supervisors picture will be taken at the March 21, 2023 meeting.

ADJOURNMENT:

February 23, 2023

The next meeting of the Board of Supervisors will be held on **Tuesday, March 21, 2023** in the Supervisors Chambers. On motion of Mr. Donalty and seconded by Mr. Lasher the Board adjourned the meeting at 9:54 a.m. Carried.

Kelley P. Loveless, Clerk, Wayne County Board of Supervisors
