

10th Day
Tuesday, May 17, 2022

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

The Pledge of Allegiance was led by Supervisor Bender.

The invocation was led by Chairman Eygnor. He also extended prayers for the Buffalo community in the aftermath of the mass shooting over the weekend as well as continued prayers for Ukraine.

Upon roll call, all Supervisors were present except Supervisor Robusto.

County Attorney Daniel Connors and County Administrator Rick House were also present for this morning's session.

APPROVAL OF MINUTES:

Mr. Chatfield moved, seconded by Mr. Kolczynski, to waive the reading of the minutes of the April 19th, 26th and 29th meetings. Upon roll call, carried.

COMMUNICATIONS:

The Sheriff's Office Cash Receipts Report dated April 22, 2022 totaling \$15,071.73 was received and filed.

The County Auditor's Accounts Payable Report for monthly utilities, miscellaneous payments including the April 29, 2022 warrants for accounts payable, totaling \$6,281,128.66 was received and filed.

The following resolutions were received from Inter-County Association of Western New York:

- Resolution No. 2022-05-IC: A Resolution Calling on the Governor and the New York State Legislature to Increase Funding for the Aid and Incentives for Municipalities (AIM) Local Revenue Sharing Program
- Resolution No. 2022-06-IC: A Resolution Supporting the Enactment of the New York State Buy American Salt Act
- Resolution No. 2022-07-IC: A Resolution Thanking Governor Hochul and the State Legislature for Enacting the SFY Executive State Budget with the Suspension of Any Further State Diversion of Local Sales Tax for Distressed Hospital Facilities
- Resolution No. 2022-08-IC: A Resolution Thanking Governor Hochul and State Legislature for Enacting the SFY Budget to Include Keeping Local Taxes Local
- Resolution No. 2022-09-IC: A Resolution Thanking Governor Hochul and New York State Legislature in Support of Senate Bill S6288-B and Assembly Bill A6538-B Amending New York State Highway and Transportation Law to Eliminate Fees Imposed on Fiber Optic Lines Utilizing New York State Highway Rights-of-Way

A preliminary summary of the 2023-2027 Capital Plan project requests were received and filed. Mrs. Leonard moved, seconded by Mr. Johnson, that the May, 2022 communications be received and filed. Motion carried.

PUBLIC HEARING

Annual Review Period for Inclusion of Land in a Certified Agricultural District

Public Hearing for comment on an Annual Review Period for Inclusion of Land in a Certified Agricultural District.

Prior to the reading of today's scheduled public hearing, Chairman Eygnor read the rules and procedures that are followed for conducting such hearings for this Board.

The Clerk read the following notice of public hearing:

**LEGAL NOTICE
NOTICE OF PUBLIC HEARING
WAYNE COUNTY**

ANNUAL REVIEW PERIOD FOR INCLUSION OF LAND IN A CERTIFIED AGRICULTURAL DISTRICT

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Board of Supervisors of Wayne County, State of New York, on **Tuesday, May 17, 2022 at 9:05 a.m.** in the Supervisors Chambers, Wayne County Courthouse, 26 Church Street, Lyons, New York, regarding the ANNUAL REVIEW PERIOD FOR INCLUSION OF LAND IN A CERTIFIED AGRICULTURAL DISTRICT.

This hearing will be held to consider the recommendations of the Wayne County Agricultural Development Board and any proposed modifications to the existing Agricultural District No. 1. The Wayne County Agricultural Development Board reviewed and recommended approval of this request for inclusion of the following farmland property in the existing Agricultural District No. 1, as proposed by the owner:

Tax ID Num	Municipality	Name	Acres
76116-00-669537	Town of Butler	Joshua & Julia High	16.97

Tax ID Num	Municipality	Name	Acres
76116-00-700607	Town of Butler	Joshua & Julia High	43.77

The Ag Development Board considers these parcels to be predominately viable agricultural land. Therefore, this proposed action will result in a modification to Agricultural District No. 1.

A tax map illustrating the proposed district modifications and recommendations of the Wayne County Agricultural Development Board has been available for examination during regular business hours, in the Wayne County Department of Economic Development & Planning, Second Floor, 9 Pearl St., Lyons, N.Y. 14489.

At 9:09 a.m., Chairman Eynor opened the floor for the public, stating that people interested in making comment the review period in the certified agricultural district listed, should come forward to the podium to address the Board. There was no public comment at this time.

After an additional request for comment was made, Chairman Eynor asked for a motion to close the hearing.

Mr. Donalty moved, seconded by Mr. Lasher, that the hearing be closed at 9:10 a.m. Upon roll call, carried.

PROCLAMATIONS

Supervisor VanLaeken read proclamations for Newark Boys Basketball Section V Class B-1, Boys Bowling Section V Class C, Girls Bowling Section V Class C & NYS Champions and Section V Indoor Track: Will Trembley, Rocco Salerno, Kayden Hughes, and Norwood Hughes.

Supervisor Groat read proclamations for National Nurses Week May 6th – May 12th, 2022 and National Nursing Home Week May 8th – May 14th, 2022.

Sheriff Milby read the proclamation presented to **Lieutenant Matt Ryndock**, for his 25 years of dedicated service to Wayne County and the Wayne County Sheriff's Office.

The Board congratulated Lieutenant Ryndock for his many years of public service in making Wayne County a better place, wishing him a happy and healthy retirement.

PRESENTATIONS:

Peter Kehoe, Executive Director of the NYS Sheriff's Association presented Sheriff Milby, Corrections Major James Miller and Sgt. Richard Morrison with the Corrections Division Reaccreditation.

Gene Bavis and Rosa Fox gave the Board an update on the 2023 Bicentennial celebration and projects that have and will take place to commemorate the County's anniversary. Many events are planned leading up to the April 11th 2023 formal celebration on the steps of the County Court House in Lyons; the event will be followed by a reception. An elegant dinner/dance is scheduled for May 13th 2023 at Carey Lake in Macedon.

PRIVILEGE OF THE FLOOR

Mental Health Director Jim Haitz updated the supervisors on the United Way fundraising campaign. His department will raffle a gift basket this week to raise money for the cause. The 2022 United Way Campaign has encouraged friendly fundraising competitions amongst several county departments this year.

SCHEDULED BUSINESS:

RESOLUTION 245-22: AUTHORIZATION TO REPAIR PUBLIC DEFENDER'S VEHICLE

Mrs. Leonard presented the following:

WHEREAS, a 2015 Ford Interceptor, a Public Defender's vehicle, was damaged when it collided with another vehicle on January 4, 2022; and

WHEREAS, the County Attorney's Office has obtained verification from the other driver's insurance that they will accept 60% liability; and

WHEREAS, only one quote was able to be obtained as this vehicle is not drivable and vendors would not come and write an estimate; and

WHEREAS, Repair quote was received as follows:

Mack's Body Shop \$9,697.12 plus hidden damage

now, therefore, be it

RESOLVED, that the repair quote from Mack's Body Shop in the amount of Nine Thousand Six Hundred Ninety Seven and 12/100 (\$9,697.12) plus hidden damage is hereby accepted for the repair of said vehicle.

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

RESOLUTION 246-22: AUTHORIZATION TO AMEND THE PURCHASING BUDGET FOR OFFICE SUPPLIES

Mrs. Leonard presented the following:

WHEREAS, Resolution 234-21 authorized the recreating and filling a full time Purchasing Clerk position within the Purchasing Department at the May, 2021 Board of Supervisors Meeting; and

WHEREAS, the position was filled in July 2021 after the 2022 budget was already calculated and entered; and

WHEREAS, the original \$500 budgeted in the department's office supply line will not be sufficient in covering office related expenses for the Purchasing Department for the remainder of the year; and

WHEREAS, the Purchasing Department requests \$700 be transferred from Contingency Fund General and placed into office supplies to cover the cost of a standing desk converter for the Purchasing Clerk and additional office supplies needed for department operations throughout the rest of the year; now, therefore be it

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

A1990 Contingent Fund General
(Appropriations)
\$700 from 54000 Contractual Expenses

A1345 Purchasing
(Appropriations)
\$700 to 54150 Office Supplies

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

RESOLUTION 247-22: AUTHORIZATION TO AMEND PURCHASING BUDGET FOR TRAINING AND CERTIFICATIONS

Mrs. Leonard presented the following:

WHEREAS, it continues to be of utmost importance for Purchasing Department staff to remain current and knowledgeable in industry standards and practices for public procurement; and

WHEREAS, there are industry recognized professional certifications that can be achieved through the Universal Public Procurement Certification Council (UPPCC), which require a set amount of course and training hours and/or continuing education credits to achieve said certifications, among other requirements such as educational background and experience in public procurement; and

WHEREAS, the two staff members of the Purchasing Department are both desirous of achieving their Certified Professional Public Buyer Certification (CPPB), which will communicate to the public that staff of the department have reached a specific level of education and experience regarding government purchasing; and

WHEREAS, the specific training that will be necessary to qualify staff to achieve their UPPCC-CPPB Certification will also provide several benefits to the department such as, ability to identify opportunities for increased efficiencies, the promotion of responsible expenditure of public funds compliant with county purchasing policy and NYS law and setting a standard of excellence in the department on behalf of the county, along with the development of strategies and available tools to increase productivity; and

WHEREAS, funds were not originally budgeted in the 2022 Purchasing Department Budget to cover the cost of training and other fees associated with obtaining UPPCC-CPPB certifications, and

WHEREAS, the department requests \$3,000 be transferred from Contingency Fund General to cover the related expenses; now, therefore be it

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

A1990 Contingent Fund General
(Appropriations)
\$3,000 from 54000 Contractual Expenses

A1345 Purchasing
(Appropriations)
\$3,000 to 54483 Training- Seminars & Schools

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

RESOLUTION 248-22: AUTHORIZATION TO AWARD RFP AND CONTRACT FOR AUTOCAD CONVERSION PROJECT

Mrs. Leonard presented the following:

WHEREAS, Wayne County is desirous in converting the current AutoCAD data to the GIS environment; and

WHEREAS, on December 21, 2021; Resolution 635-21, The Board of Supervisors approved the request to use American Rescue Plan Act (ARPA) Funds to acquire a contractor to convert the AutoCAD files to a GIS format; and

WHEREAS, In accordance with the Wayne County Purchasing Policy an RFP was issued for the AutoCAD conversion project; and

WHEREAS, responses to the RFP were opened on Tuesday, February 22, 2022 at 3:00 p.m. with proposals received from The CEDRA Corporation, VHB, Timmons Group and LiRo GIS, Inc; and

WHEREAS, the proposals have been reviewed by the Director of Real Property Tax, Real Property Tax Map Technicians, Director of Information Technology and the GIS Coordinator and evaluated using published RFP criteria; and

WHEREAS, the review committee held vendor interviews on April 19, 20 and 21 with the same interview questions asked of all vendors and vendors were allowed a two-hour time block to present and explain their approach and products in detail; and

WHEREAS, the review committee evaluated the Best and Final proposal from the four (4) vendors and individually completed and submitted a scoring criteria form, based upon learned information during the interviews; and

WHEREAS, scoring categories included project understanding, project approach, project team and experience, online implementation option approach, sample products and cost; and

WHEREAS, the following chart details the proposed best and final price offer as well as the total scores received by the evaluation committee for each vendor, out of 500 total possible points; and

	<u>VHB</u>		<u>Timmons Cedra</u>	
<u>LiRo</u>				
Best and Final Price Offer	\$227,900	\$164,720	\$196,200	\$84,400
Total Score Received/500 pts	381		360	266
376				

WHEREAS, as a result of the combined score totals from each evaluator, the review committee recommends that VHB's offering is deemed in the best interest of the county; now, therefore be it,

RESOLVED, that the Wayne County Board of Supervisors hereby accepts the proposal submitted by VHB; and be it further

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with VHB for the amount of \$227,900 with an additional \$50,000 reserved for possible change orders, commencing on a date mutually agreed upon after execution of the contract for a term of up to 24 months.

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

RESOLUTION 249-22: AUTHORIZATION TO SHARE DEFENSE COSTS FOR REAL PROPERTY TAX ASSESSMENT REVIEW PROCEEDINGS (ARTICLE 7 LITIGATION)

Mrs. Leonard presented the following:

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

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

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

WHEREAS, this Board approved Resolution No. 444-95, amended by Resolution No. 700-

06, which was amended by Resolution No. 688-07 which was again amended by Resolution No. 307-10 and subsequently amended by Resolution 591-15 and again amended by 524-17 which defined standards and procedures for County participation in litigation involving challenges to real property assessments; and

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

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

RESOLVED, that the County of Wayne will participate in providing financial assistance for litigation challenges of real property tax assessments per the provisions of Resolution No. 524-17 for the following Town and their respective petition:

TOWN	Property Owner	Parcel ID#
	Index #(s)	
Palmyra	Willow Landing Associates, LP	64112-19-638188
2021		CV087534-
	Willow Landing II Associates, LP	64112-19-619245
	Conifer Realty, LLC	

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

RESOLUTION 250-22: AUTHORIZING PUBLIC AUCTION SALE OF REAL PROPERTY ACQUIRED BY THE COUNTY FOR DELINQUENT TAXES

Mrs. Leonard presented the following:

WHEREAS, pursuant to the provisions of Article Eleven (11) of the Real Property Tax Law of the State of New York pertaining to the enforcement of the collection of delinquent taxes, the County of Wayne may acquire title to the real property as shown on Appendix A (attached hereto and incorporated herein by reference) and is entitled to acquire title by Court Order to the properties from 2020 listed on Appendix A; and

WHEREAS, pursuant to the provisions of Article Eleven (11) of the Real Property Tax Law, real property acquired by tax deed or Court Order may be disposed of by the County at such times and upon such terms as shall be determined by the Board of Supervisors; now, therefore, be it

RESOLVED, in accordance with Article Eleven (11) of the Real Property Tax Law;

FIRST: The enforcing officer (Treasurer) is hereby authorized and directed to take appropriate action regarding removal of property from the auction list after the filing of the Summary Judgment of the Petition of Foreclosure and up to the time of the auction.

SECOND: The Director of Real Property Tax Services is hereby authorized, empowered and directed to conduct an on-line auction sale of the properties listed on Appendix A at COLLARCITYAUCTIONSONLINE.COM on June 30, 2022 beginning at 10 AM.

THIRD: The Director of Real Property Tax Services is hereby authorized and directed to advertise the auction in such manner as she deems suitable for obtaining the greatest public participation in the sale and to charge the advertising cost to Account No. A1364.54000 (Expenses on Property Acquired for – Advertising).

FOURTH: Each parcel of property shall be offered and sold at the public auction sale subject to the following terms and conditions of sale:

**COUNTY OF WAYNE REAL PROPERTY AUCTION SALE
ON-LINE FORMAT
JUNE 30, 2022 @ 10 am EST
REGISTRATION AND PREVIEW OF ALL PROPERTIES ON-LINE JUNE 1, 2022 – JUNE 29,
2022**

TERMS AND CONDITIONS OF SALE

Addendum A

**COUNTY OF WAYNE, NY REAL ESTATE AUCTION
PARTIAL AUCTION TERMS - SEE BIDDER APPLICATION AND WEBSITE
FOR ADDITIONAL DOCUMENTS AND INFORMATION**

By electronically or manually signing this certification and submitting along with all documents related to the Online Bidder Application, in exchange for bidding privileges, I hereby certify under penalty of perjury the following:

This contract and all related documents should be reviewed by your counsel prior to bidding as it contains terms and requirements which are not subject to modification, bid withdrawal or bid cancellation. By bidding on any property being offered for auction, you acknowledge that you have either: (1). reviewed the contract with your attorney or, (2). waived right of attorney review.

Further note that failure of purchaser to secure financing prior to date of transfer does not constitute grounds for an extension or return of the Down Payment and Buyer's Premium.

1. The property(s) offered for sale has/have been acquired by the County of Wayne (hereinafter referred to as the "County") by Court Order pursuant to the provisions of Title 3, Article 11 of the Real Property Tax Law of the State of New York.
2. All potential Bidders/Buyers must BECOME A MEMBER WITH COLLAR CITY AUCTIONS@ WWW.COLLARCITYAUCTIONSONLINE.COM.
3. All Bidders/Buyers must register for this auction and submit all required Bidder Application documents and then will be manually approved to bid once Bidder Application has been received, reviewed and approved by the auction company. LATE REGISTRATIONS WILL NOT BE APPROVED.
4. Former owners will not be allowed to bid on their properties. No third parties shall be allowed to bid on behalf of a former owner.
5. By acknowledging and executing these Terms & Conditions, the purchaser certifies that he/she is not representing the former owner(s) of the property against whom the County Foreclosed tax liens and has no intent to defraud the County of the unpaid taxes, assessment, penalties, and charges which have been levied against the property. The purchaser agrees that neither he/she nor his/her assigns shall convey, transfer, or assign the property to the former owner(s) against whom the County foreclosed within 24 months subsequent to the auction date. If such conveyance occurs, the purchaser understands that he/she will be found to have committed fraud, and/or intent to defraud, and will be liable for any deficiency between the purchase price at auction and such sums as were owed to the County for unpaid taxes prior to the tax lien foreclosure on the property and consents to immediate judgment by the County for said amounts in addition to reasonable attorney's fees and expenses.
6. NO PERSON OR ORGANIZATION CAN BID ON PROPERTIES AT THE AUCTION IF THEY, OR A CORPORATION OR COMPANY THEY ARE AFFILIATED WITH, OWE PROPERTY TAXES (CURRENT YEAR OR PRIOR YEAR) TO THE COUNTY. ALL SUCH TAX LIABILITIES MUST BE PAID PRIOR TO THE AUCTION IN ORDER TO BID AT THE AUCTION. Previously defaulting parties (i.e. parties who have a property tax installment

contract or have failed to pay taxes for prior tax years) are not allowed to bid until 18 months after the default is cured.) Failure to comply with this provision will be grounds for default and forfeiture of any deposits paid without exceptions.

7. The property will be conveyed by the County to the purchaser by quit-claim deed, containing a description of the property known as tax map number and as it appeared on the tax roll for the year upon which the County acquired title or as corrected up to date of deed. The deed will be recorded by the County upon payment in full of the purchase price and all closing fees/costs. POSSESSION OF PROPERTY IS FORBIDDEN UNTIL THE DEED IS RECORDED WITH THE WAYNE COUNTY CLERK CONVEYING TITLE TO THE PURCHASER. TITLE VESTS AT THE RECORDING OF THE DEED. It is agreed between the County and the purchaser that delivery and acceptance of the deed occurs upon recording of the deed, which shall constitute the transfer of legal title of the premises to the buyer.

8. Deeds shall convey title only to the person identified as the successful bidder whose bid has been accepted by the Board of Supervisors, along with the successful bidder's spouse, if so desired. No deed shall be executed to convey title in the name of anyone other than the successful bidder, and bidder's spouse, if so desired.

9. The County will not furnish an abstract of title or an instrument survey map.

10. The County does not make any representations or warranties, expressed or implied, (a) concerning the quality or the condition of the title to the property, or the validity or marketability of such title; the ownership of any improvements on the property; the condition of the property and any improvements thereon or its fitness for any use; or the accuracy of the property description on the tax roll or in the notice of sale or any other advertisement of sale furnished by the County; or (b) that the property or any improvements thereon presently comply with building or zoning codes, or with any state or local laws or regulations. Any information concerning the property furnished by the County or any of its officers, employees, or agents shall not be deemed to include any such representations or warranties. Any promotional tools such as photographic slides, tax maps, written or verbal descriptions, etc. are for informational purposes only.

11. Any successful bidder, who fails to tender the deposit as outlined, will be forbidden to participate in this or any other auction for a time period of 18 months. Any parcels where the deposit was not received at the close of the auction contract completion date will be considered defaulted. If a purchaser fails to close on the parcel(s) that he/she bids on at the auction, he/she will be prohibited from participating at future auctions held for the County of Wayne for a time period of 18 months.

12. I acknowledge that I have received a complete bidder packet and will not be approved to bid until the Auction Company has received my fully completed Online Bidder Application.

13. As specified in the "Online Bidder Application" I unconditionally acknowledge, agree and authorize the Auction Company to place a \$1,000.00 hold on my credit or debit card (**NO PREPAID CARDS OR AMERICAN EXPRESS ACCEPTED**) which will be released if I am not the successful bidder or you may include an official bank check made payable to Collar County Auctions Realty & Mgmt, Inc. PERSONAL AND BUSINESS CHECKS WILL NOT BE ACCEPTED. Non-winning bidders will receive a full refund in approximately 10-business days post auction without any accrued interest. Credit card hold will be released upon completion of the purchase and sale contracts for winning bidders and within five business days for non-winning bidders. The hold is required in order to be approved to obtain bidding privileges and will only be converted to a fully executable charge and retained if the successful high bidder does not perform and complete the required purchase contracts and addendums by appointment on **July 11 & 12, 2022**, Wayne County Office Building, 16 Williams Street, Lyons, NY 14489. I further unconditionally grant permission to the auction company to charge my credit or debit card in full or part for all amounts due if I default in any contractual obligations herein and forever forgo any and all rights to place a chargeback or dispute on any charge placed on my credit card related to my obligations agreed to herein as well as contained in the Online Bidder Application Credit/Debit Card Agreement. If I attempt or do place any

chargeback, file a dispute or claim of any kind or attempt to cancel any hold now or in the future, I unconditionally grant the auction company permission to charge all monies due in full or increments as available and I further acknowledge to my credit card company that if I file a dispute, chargeback or any claim to attempt a block, reversal or cancellation of any charge or hold placed due auction company or the County that it is not valid and further instruct and grant unconditional authorization and permission to my credit card company to void my chargeback, dispute or requests of any kind now and forever. Additionally, I grant the auction company permission to charge my credit card now or at any time in the future an additional recovery fee, in full or increments, the amount of \$750.00 to cover their time involved with answering any chargeback, dispute or claim now or in the future. I also acknowledge and agree to reimburse the auction company and County all time, legal expenses, attorney fees incurred if I cause litigation or any claim that would cause these types of fees to be incurred. I further agree not to close any credit card in an attempt to prevent fees due from being charged to my credit card. I unconditionally acknowledge and agree that upon registering and entering my name and credit card information into the auction company's registration process that I am electronically signing and guaranteeing that I have read, fully understand and agree to abide by and be bound by all related terms herein. I agree to be fully responsible for all associated costs involved with the resale, remarketing and any deficiency if I default and the Auction Company and County must resell any property(s) due to my default. I agree that if I bid on multiple properties, these terms and all fees apply individually to each separate parcel.

14. I have read and agree to be bound by all terms herein as well as contained in the County of Wayne, NY Tax Property Online Bidder Application and fully and unconditionally understand and agree to abide by and be bound to them without exception.

15. By registering, I acknowledge I have sufficient funds to meet all requirements as called for by the terms within the Online Bidder Application as well as purchase agreement post auction. I agree to be fully responsible for all collection costs, plus reasonable attorney fees related to any and all collection costs incurred by the County or auction company if I default and fully understand that litigation between the County and any bidder or buyer will only be brought forth in Wayne County Supreme Court and any litigation between the auction company and any bidder or buyer shall only be brought forth in Schenectady County Supreme Court.

16. Upon being declared the high bidder on a parcel, the Bidder as Purchaser will be contacted by the Auction Company to schedule an appointment which will take place, Wayne County Office Building, 16 Williams Street, Lyons, NY 14489, **Tuesday, July 11 & 12, 2022 from 10:00 am to 4:00 pm** and at that time the buyer will be required to execute the Contract of Sale Packet and remit the required Down Payment of 10 Percent of the bid price and 6% or 10% Buyer's Premium, per property and based on the total on bid amount. If a bid price is \$1,000.00 or less, plus buyer's premium and all other required fees/costs, if any described herein, shall be the total purchase price and must be paid in full at time of contract completion. Bidder is encouraged to pay the entire bid price at Contract of Sale execution. **All monies must be made in CASH or Cashier's Check, Visa, Mastercard or Discover. No American Express or Pre-paid Credit Cards. Cashier's Checks must be payable to the Collar City Auctions Realty & Mgmt, Inc. Escrow and drawn on banks insured by the Federal Deposit Insurance Corporation (FDIC) or National Credit Union Association (NCUA). No exceptions.**

17. The property will be sold as advertised and "AS IS" with absolutely no warranty or guaranty, expressed or implied. I agree to accept the property in, "AS IS" condition with all faults as defined in the Auction Rules and Sales Contract. No representations of any kind are or have been made by the Auction Company, County of Wayne or their agents as to the title or physical condition of the property or as to the existence of any improvements thereon including water/well and sewer/septic systems. The sale of these properties is pursuant to a purchase contract. Failure of purchaser to secure financing prior to date of transfer does not constitute grounds for an extension or return of the down payment or buyer's premium. All information contained in the Auction Brochure and contained within the website of Collar County Auctions Realty & Management, Inc. (herein after known as "Auction Company") and contained in the

Online Bidder Application is supplied for informational purposes only and not guaranteed. Prospective purchasers are urged to fully research any property prior to bidding at auction. Furthermore, all parties agree to hold harmless the County, Auction Company and their agents from any errors and or omissions, injury and or other matter that may arise now or in the future.

18. I am an eligible buyer as defined in the Auction Terms, Online Bidder Application and Sales Contract Packet.

19. (a) I am not the prior owner of any of the properties being offered for auction;

(b) I am not an immediate family member of a prior owner:

(c) I am not in any way acting on behalf of, as an agent of, or as a representative of the prior owner;

(d) I am not acting as an agent of any officer, stockholder of a Corporation or general or limited partner of a partnership which owns any of the properties being offered for sale;

(e) I do not own property in the County of Wayne, either individually, jointly with another, through a corporation or partnership, which **has delinquent taxes**;

(f) I am not acting on behalf of, as an agent of, or a representative of any of the persons or entities set forth herein or above;

(g) In accordance with the requirements and prohibitions set forth in Article 18 of the General Municipal Law, sitting members of the Wayne County Board of Supervisors are precluded from bidding on any parcels included in the auction. Members of Town Boards for each Town in the County of Wayne are precluded from bidding on any parcels located in their respective Towns. I am not an elected or appointed official, (nor the spouse, minor child or dependent, thereof) involved in the assessment, tax levy, budget making or tax rate setting process in any municipality in the County of Wayne, including but not limited to Assessors, Board of Review Members, Town Board Members, and Town Supervisors. Village Trustees, Village Mayor, County Bureau of Finance, County Attorney, County Legislators, County Clerk and County Real Property Tax Director;

(h) that I have not defaulted from the prior **TWO** years' County of Wayne Delinquent Auctions. That by submission of a bid, each bidder and each person signing in person or electronically on behalf of any bidder certifies, and in the case of a joint bid, each party thereto certifies that to the best of their knowledge and belief: The prices in a bid have been arrived at independently without collusion, consultation, communication, or agreement for the purpose of restricting competition as to any matter relating to such prices with any other bidder or with any competitor.

20. I understand that in the event that I refuse or fail to complete my contractual obligations as a successful high bidder or if I fail to consummate purchase of any parcel at an auction, the second highest bidder of that parcel, at the discretion of the County of Wayne, NY, shall be offered the opportunity to purchase the parcel at the amount of the second highest bid plus the buyer's premium, closing costs/fees, and such other amounts as are due under these terms and conditions of sale. Secondary sale is not grounds for any refund or release of performance obligations to initial bidder as purchaser.

21. I understand and agree that if at any time prior to the recording of the deed, the County of Wayne determines that the Buyer is one of the persons set forth in paragraph 4, 5 and 6 herein or in violation of paragraph 8 herein, the County of Wayne at its sole option shall declare the public online auction sales contract breached and the County of Wayne shall retain any and all down payments made, and the Buyer shall forfeit all buyer's premium to the auction company paid or due and owing. I understand that if I am an elected official bidding on tax property within the local government jurisdiction that I serve, knowingly entering into a purchase contract is in violation of state law and may subject me to criminal and/or civil penalties including but not limited to: forfeiture of deposits, purchase price, buyer's premium, and title to the subject property.

22. I agree to hold the Auction Company, County of Wayne and their agents and or principals to the extent permitted by law, harmless from any claims based on environmental hazards that may be present on any property I purchase. No representations have been made or will be made by the County of Wayne as to the environmental condition or zoning compliance of the property.

23. I have received a copy of the pamphlet Protect Your Family From Lead in Your Home

and I waive the opportunity to conduct a risk assessment or inspection for the presence of lead-based paint and/or lead based paint hazards.

24. I understand that only bids made by clearly using my user identification/user screen name will be accepted and that the bidding process will be recorded.

25. All parcels purchased by a Buyer must be paid for in full. Selective closings are not permitted. Failure to remit full payment on all parcels purchased at the auction will result in a forfeiture of all monies paid, which will be retained by the County and Auction Company as liquidated damages, and the cancellation of all sales to the Buyer.

26. All tax properties sold at auction are being sold subject to:

a) Rights of the public and others in and to any part of the premises that lies within the bounds of any street, alley, or highway.

b) Manufactured home, mobile home or trailer liens, if any.

c) All covenants, leases, easements and restrictions of record affecting said premises, if any.

d) Any state of facts that an accurate, currently dated survey might disclose.

e) Environmental conditions of property.

f) All New York State and Federal tax liens, if any.

g) All taxes due as applicable and disclosed on the date of the auction. It is understood that these taxes may not be exact and owing

h) Village tax liens, if any.

i) Back delinquent taxes are forgiven, and the Buyer shall not be liable for any previous taxes owed by the former owner.

27. The premises being sold may be subject to tenancies and/or leases affecting the said premises. Buyer is to determine the existence and status of such interests and the applicable legal rights there to. Evictions, if necessary, are solely the responsibility of the Buyer after the recording of and receipt of the deed.

28. The total Bid Price is the combination of the high bid, the buyer's premium, and all applicable fees. The buyer shall enter into the required non-contingent purchase and sale agreement. All sales shall be final, absolute and without recourse, and in no event shall the County be or become liable for any defects in title for any cause whatsoever, and no claim, demand or suit of any nature shall exist in favor of the purchaser, its heirs, successors or assigns, against the County arising from this sale.

29. Notice is hereby given that the premises being sold may lie within an Agricultural District as designated upon the tax map. It is the sole responsibility of any bidder to ascertain which specific parcel(s) is so designated and thereby sold subject to the provisions of law applicable thereto.

30. All bids are subject to acceptance by the Wayne County Board of Supervisors. The purchaser's bid will be submitted to the Board of Supervisors on July 20, 2022. It shall be the purchaser's responsibility on **July 21, 2022** to visit the website of **Collar City Auctions Realty & Mgmt., Inc at www.CollarCityAuctionsOnline.com** to determine whether my bid was accepted or rejected by the Board of Supervisors **or call our office at 888-222-1522.**

31. The purchaser must pay the balance of the purchase price (paid in cash, certified check, bank check, money order, credit card) payable to the Wayne County Treasurer) together with the necessary recording taxes and fees (paid in cash or check payable to the Wayne County Clerk) to the Wayne County Treasurer's Office not later than 3 PM on JULY 27, 2022. Upon receipt of such payments, the deed will be recorded in the County Clerk's Office and mailed to the purchaser upon completion of the recording process.

The purchaser may not assign his/her right to complete the sale. ALL DEEDS SHALL BE EXECUTED SOLELY IN THE NAME OF THE BIDDER (AND SPOUSE, IF REQUESTED) AS REGISTERED AT THE AUCTION. If the purchaser fails to make such payments on or before JULY 27, 2022, the sale shall be deemed cancelled, the County shall not be obligated to convey the property to the purchaser and the purchaser's deposit shall be retained by the County as liquidated damages.

IF THE BALANCE DUE FROM BUYER(S) PLUS ANY ADDITIONAL CHARGES ON EACH PROPERTY PURCHASED AT AUCTION IS NOT RECEIVED IN FULL ON OR BEFORE

WEDNESDAY JULY 27, 2022, BY3:00 P.M. at the County of Wayne Treasurer's Office, 16 Williams Street, Lyons, NY 14489, THE BUYER(S) SHALL IMMEDIATELY FORFEIT THEIR DOWN PAYMENT OR ANY PAYMENTS MADE WITHOUT RECOURSE AND THE PURCHASE AND SALE AGREEMENT SHALL BECOME NULL AND VOID FOR ANY OBLIGATION THE COUNTY AND AUCTION COMPANY HAD TO PURCHASER. Purchaser agrees and understands that the buyer's premium is deemed earned by Auction Company upon approval or acceptance of bid by the County and is non-refundable. This means when you become the successful high bidder through bidding. A sample Purchase and sale agreement is available online at www.CollarCountyAuctionsOnline.com or call our office at 518-895-8150 x 103 to request a sample be sent via USPS if you do not have internet access. No internet access? You may also place a bid utilizing our "Absentee Bid Form Contained within the "Online Bidder Application". Persons defaulting from prior year's auctions are disqualified for eighteen months from participating in delinquent property tax auctions or acquiring title through such process.

32. The transfer costs/fees which the purchaser shall be required to pay, in addition to bid price, shall consist of:

- a) Filing fee for the Real Property Transfer Report (RP-5217) of \$125.00 if the property is classified as agricultural, a 1-3 family dwelling, an apartment, or condominium, and \$250.00 if the property is otherwise classified (vacant, commercial, entertainment, community service, industrial, public service, forest, etc.
- b) Filing fee for combined Capital Gains Transfer Tax Affidavit \$5.00
- c) Preparing, recording and filing of the deed, \$55.00
- d) Capital Gains Transfer Tax, \$4 per thousand of bid price

33. Property Inspections: Please drive by vacant land parcels. Improved properties may ONLY be inspected from the exterior. Please do not enter any improved properties. Please ONLY Drive by Occupied Properties. If an improved property appears to be occupied, you are only permitted to view from the road. Evictions, if necessary, are solely the responsibility of the successful bidder after closing and recording of the deed.

34. Purchasers are not responsible for payment of any delinquent County property taxes prior to the foreclosure. Purchasers will, however, be responsible for the current year 2022 Village property tax bill and any relevy. If the property tax payment for any village parcels that include a relevy are not received, the purchaser will be responsible for the full amount of the village bill to include all relevy amounts. Any 2022 village property tax bills not paid must be paid directly to the Village as instructed on the bill. The County will convey the property free and clear of County tax liens accrued on or before January 1, 2022.

35. In order to avoid future delinquent charges, the new owner should immediately advise all tax collectors of the new ownership, and the address where future tax bills are to be mailed.

36. All bids are subject to and contingent upon approval and acceptance by the Wayne County Board of Supervisors. The County reserves the right to sell to the second highest bidder if Purchaser defaults.

37. The Board of Supervisors reserves the right to accept or reject any or all bids, or to withdraw any parcel from the sale at any time prior to delivery of the deed to the purchaser.

38. In the event that a sale is cancelled by Court Order or judgment or by the Wayne County Board of Supervisors, the successful bidder shall be entitled only to a refund of the purchase money. Purchaser shall not be entitled to special or consequential damages, attorney fees, reimbursement for any expenses incurred as a result of ownership or improvements of the property, nor for taxes paid during the period of ownership.

39. No personal property is included in the sale of any property and/or parcel(s) owned by the County of Wayne. The disposition of any personal property located on, in, under or on the property or parcel sold shall be the sole responsibility of the purchaser upon transfer of title.

40. Notice to Real Estate Brokers/Agents: The Auction Company is acting in the capacity of a Real Estate Broker/Auctioneer and NOT as a Realtor on the auction of the properties

contained herein. The Auction Company is NOT offering any cooperating brokerage fee to any outside brokerage company or agent for producing a bidder or purchaser at this auction. It is recommended that Brokers and/or Agents structure some type of compensation from the buyer they are representing.

I, the Bidder, acknowledge that I, read, write and fully understand the English language and further agree and acknowledge that I have fully read and, if felt necessary, reviewed all terms/bidder registration documents related to bidding and purchasing with my counsel. I further acknowledge that all information is true and accurate under penalty of law.

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

RESOLUTION 251-22: AUTHORIZING TRANSFER OF PROPERTY TO THE WAYNE COUNTY REGIONAL LAND BANK CORPORATION

Mrs. Leonard presented the following:

WHEREAS, the County has commenced a real property tax foreclosure proceeding pursuant to Real Property Tax Law Article 11; and

WHEREAS, The Wayne County Regional Land Bank Corporation is requesting the County to transfer ownership of (11) parcels to the Land Bank; and

WHEREAS, the Director of the Wayne County Regional Land Bank Corporation, the County Treasurer, and the County Attorney met on April 26, 2022 and have recommended the following properties be transferred to the Land Bank:

SEQ	TAX ID	Town	ADDRESS
2000286	77114-00-635346	Butler	3648 Slyburg Rd.
2000291	77114-17-115099	Butler	13032 South Butler Rd.
2000439	74112-18-307171	Galen	0 Mill St.
2001095	74114-05-157817	Rose	4011 Main St.
2001179	77112-00-229710	Savannah	2465 Bixby-Wood Rd.
2001184	77112-00-997011	Savannah	13738 Savannah-Springlake Rd.
2001268	69117-05-004962	Sodus	195 Main St. W
2001642	75117-16-986368	Wolcott	6049 Lake St.
2001704	76118-00-343528	Wolcott	6985 Wadsworth St.
2001724	76119-00-732759	Wolcott	7964 Broadway
2001737	76120-00-725114	Wolcott	8250 Broadway

WHEREAS, the Wayne County Regional Land Bank Corporation is desirous of receiving the above cited properties for remediation necessary for the improvement of the community; and

WHEREAS, the County is authorized to transfer the title of the aforesaid real property under Section 1608 of the Not-For-Profit Corporation Law, which authorizes and allows the County to make a conveyance of real property owned by the County to a Land Bank established pursuant to Article 16 of the Not-for-Profit Corporation Law of the State of New York; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors authorizes the County Treasurer and County Attorney to transfer the deed for the above described property to the Wayne County Regional Land Bank Corporation.

Mr. Donalty moved the adoption of the resolution. Seconded by Mrs. Bender. Upon roll

call, adopted.

RESOLUTION 252-22: AUTHORIZATION TO PAY EASTERN SHORE ASSOCIATES THE BALANCE OF INSURANCE POLICY RENEWALS

Mrs. Leonard presented the following:

WHEREAS, Resolution 110-22 authorized payment to Eastern Shore Associates for Property, General Liability, Inland Marine, Automobile Liability, Public Officials Liability, Law Enforcement Liability, Catastrophic Excess Liability, Cyber Liability, Healthcare General Liability, Healthcare Professional Liability, Inland Marine, and Crime insurance policy renewals from March 1, 2022 to March 1, 2023 in the amount of \$395,980.22; and

WHEREAS, after the resolution was passed, the actual invoice came in higher due to a slight increase in the estimated Crime policy renewal cost; and

WHEREAS, the total cost for renewal is \$65.17 higher than the amount authorized in Resolution 110-22; now, therefore, be it

RESOLVED, that the Board of Supervisors hereby authorizes the additional payment to Eastern Shore Associates in the amount of \$65.17 for the balance of the insurance policy renewals cost.

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

RESOLUTION 253-22: AUTHORIZATION TO SET PUBLIC HEARING DATE FOR 2023-2027 CAPITAL PLAN FOR WAYNE COUNTY

Mrs. Leonard presented the following:

WHEREAS, the County Administrator submitted the proposed 2023-2027 Capital Plan to the Board of Supervisors on April 19, 2022; and

WHEREAS, department heads who have submitted Capital Plan requests have reviewed their requests with their committees at their regularly scheduled May committee meetings; and

WHEREAS, a summary of the 2023-2027 Capital Plan has been reviewed with the Finance Committee at the May Finance Committee meeting; and

WHEREAS, a copy of the Capital Plan is on file with the Clerk of the Board of Supervisors; and

WHEREAS, the Capital Plan is a planning instrument and not an appropriations or funding commitment; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors has scheduled a public hearing on said plan for Tuesday, June 21, 2022 at 9:10 a.m. to be held in the Wayne County Supervisors Chambers at 26 Church Street, Lyons, New York, to receive and consider public comments on the Capital Plan for Wayne County for the period 2023-2027.

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

RESOLUTION 254-22: AUTHORIZATION TO ADOPT MORTGAGE TAX REPORT AND AUTHORIZE COUNTY TREASURER TO MAKE PAYMENT TO TOWNS AND VILLAGES

Mrs. Leonard presented the following:

WHEREAS, the Finance Committee of the Wayne County Board of Supervisors has filed a report showing the mortgage tax monies received by the Wayne County Treasurer during October 1, 2021 to March 31, 2022, and recommend payment to the Villages and Towns as apportioned in such report as follows:

TOWN	TOWN SHARE	VILLAGE	VILLAGE SHARE	TOTAL
Arcadia	115,570.05	Newark	47,481.83	163,051.88
Butler	18,173.32	Wolcott	796.72	18,970.04
Galen	25,537.49	Clyde	3,926.44	29,463.93

Huron	42,886.44			42,886.44
Lyons	41,599.41			41,599.41
Macedon	146,763.26			146,763.26
Marion	47,032.21			47,032.21
Ontario	159,503.79			159,503.79
Palmyra	64,465.68	Palmyra	12,041.71	76,507.39
Rose	8,266.31			8,266.31
Savannah	4,491.11			4,491.11
Sodus	90,153.46	Sodus	6,402.89	
		Sodus Pt.	14,305.92	110,862.27
Walworth	129,551.63			129,551.63
Williamson	75,121.53			75,121.53
Wolcott	32,046.69	Red Creek	1,495.19	
		Wolcott	3,487.37	37,029.24
TOTAL	\$1,001,162.38		\$89,938.06	\$1,091,100.44

now, therefore, be it

RESOLVED, that the Mortgage Tax Report submitted by the Finance Committee is hereby accepted, the recommendation for payments to the Villages and Towns contained in such report is hereby adopted, and the County Treasurer is hereby authorized and directed to make such payments pursuant to the report.

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

RESOLUTION 255-22: AUTHORIZATION TO PERMIT THE DISTRICT ATTORNEY TO CONTRACT AND PAY ATTORNEY'S TO HANDLE APPEALS CASES

Mrs. Leonard presented the following:

WHEREAS, there are currently multiple cases pending on Appeal; and

WHEREAS, the District Attorney's office has utilized independent attorneys to prepare and respond to cases on Appeal; and

WHEREAS, there is a critical shortage of attorneys in the DA office; and

WHEREAS, Appellate practice is a specialized area of criminal law; and

WHEREAS, it is in the best interest and public safety to the citizens of Wayne County to respond and complete Appeals; and

WHEREAS, the District Attorney has assembled a pool of qualified appellate attorneys to assist with responding and filing Appeals; now therefore be it

RESOLVED, that Chairman of the Wayne County Board of Supervisors is hereby authorized to approve the District Attorney's Office to contract with qualified Attorney's to prepare and complete criminal Appeal cases at the rate of \$ 80.00 per hour; and be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to sign and approve said Contract, include payment of expenses and fees for completing and filing Appeals. Said expenses to include copying charges, binding costs, filing fees (if required), parking fees, mileage and service fees if necessary, for a term not to exceed (3) three years.

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

RESOLUTION 256-22: AUTHORIZATION TO AMEND THE 2022 HUMAN RESOURCE DEPARTMENT BUDGET FOR LEGAL EXPENSES FOR NEGOTIATIONS AND ARBITRATIONS

Mrs. Leonard presented the following:

WHEREAS, the Human Resource Department oversees the budgeted line item for Legal Representation for contract negotiations, arbitrations, etc.; and

WHEREAS, the 2021 budget was established with an amount of \$60,500 to cover these

services with extensive time period on contract negotiations and arbitrations, the funds are nearly exhausted; and

WHEREAS, the County will continue legal services from Hancock Estabrook, LLP for services to negotiate two contracts that expired in 2021 and continued arbitrations; and

WHEREAS, the Human Resource Director is desirous to amend the 2022 Budget to add \$80,000 Budget Appropriations to cover anticipated costs of continuation of negotiations and arbitrations; now, therefore, be it

RESOLVED, that the Wayne County Treasurer is hereby authorized to amend the 2022 Budget as follows:

A1990 Contingent Fund General (Appropriations)
\$80,000 from 54000 Contractual Expenses

A1430 Human Resource Departments (Appropriations)
\$80,000 to 54486 Union Contracts

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

RESOLUTION 257-22: AUTHORIZING THE COUNTY ATTORNEY TO PURSUE LEGAL ACTION FOR PAYROLL REIMBURSEMENT

Mrs. Leonard presented the following:

WHEREAS, an error occurred while processing the 2/24/2022 payroll and each employee was given two direct deposits, and;

WHEREAS, the County Treasurer sent out a County wide email on 2/23/22 that notified employees of the error and informed them that one of the two direct deposits would be withdrawn on 2/25/22; and

WHEREAS, action was taken immediately upon discovering the error and within 48 hours the majority of extra deposits had been retracted; and

WHEREAS, the County Attorney and County Treasurer have sent three notices to employees to arrange repayment, including setting up payment plans to recoup the funds, and

WHEREAS, 7 employees have not communicated with the County Attorney or County Treasurer about repaying the funds that could not be withdrawn from their account; and

WHEREAS, a total of \$3,270.70 is owed to the County from these 7 employees; now therefore be it

RESOLVED, that the County Attorney is authorized to take any legal action necessary to recoup the funds that have not been repaid.

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

RESOLUTION 258-22: AUTHORIZATION TO RELEASE A REQUEST FOR PROPOSALS SOLICITING A PARTNER TO PROVIDE CORRECTIONAL HEALTH CARE SERVICES IN THE WAYNE COUNTY JAIL FACILITY

Mr. Verno presented the following:

WHEREAS, the Wayne County Sheriff's Office Jail Facility currently uses several different entities to provide medical services to the incarcerated individuals in the facility, and

WHEREAS, the Wayne County Jail Facility can house up to 109 incarcerated individuals and due to rising medical costs and staffing shortages, the Sheriff's Office is seeking a more economical, efficient, and comprehensive medical plan, and

WHEREAS, the ideal comprehensive medical plan includes staffing a medical director/physician, providing registered nurse coverage seven days a week within the facility, hospitalization, outside medical consults, pharmacy, laboratory tests, medical supplies and equipment, occupational medicine, legal representation, and professional/malpractice insurance, and

WHEREAS, the Sheriff's Office believes that the most plausible and economical way to provide a comprehensive medical plan to the individuals incarcerated in the jail facility is to contract out these jail medical services, now, therefore be it

RESOLVED, the Wayne County Board of Supervisors hereby authorizes the release of an RFP (Request for Proposals), seeking a qualified firm to provide comprehensive jail facility medical services, with said RFP to be developed with the assistance of, and released by, the County Purchasing Department, in accordance with the Purchasing Policy.

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

RESOLUTION 259-22: AUTHORIZATION TO EXECUTE AN AFFILIATION AGREEMENT WITH GANNON UNIVERSITY FOR A STUDENT INTERN FOR THE SHERIFF'S OFFICE

Mr. Verno presented the following:

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

WHEREAS, the sheriff's office has agreed to have Alexandra Briggs, undergraduate Criminal Justice student with Gannon University, 109 University Square, Erie PA 16541, participate in an internship program with the Sheriff's Office; and

WHEREAS, the Sheriff is requesting an affiliation agreement between the County of Wayne and Gannon University be executed; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute an affiliation agreement for a student internship with Gannon University, 109 University Square, Erie PA 16541, subject to County Attorney's review and approval as to form and content.

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

RESOLUTION 260-22: AUTHORIZATION TO AMEND THE 2022 BUDGET TO MOVE FUNDS FROM SHERIFF-DETECTIVE UNIT MISCELLANEOUS TO THE SHERIFF-DETECTIVE UNIT TRAVEL

Mr. Verno presented the following:

WHEREAS, the Wayne County Sheriff's Office Detective Division budget reflects a travel appropriation in the amount of \$3120.00, which is already earmarked for specific use; and

WHEREAS, the Sheriff's Office Detectives Division had unforeseen travel regarding a homicide investigation. The unforeseen investigation required immediate travel to Bluffton, South Carolina to conduct vital interviews and gather evidence. The total cost of this travel was \$3615.00; and

WHEREAS, the Sheriff requests that \$3615.00 from the Sheriff-Detective Unit Miscellaneous be moved to the Sheriff-Detective Unit Travel in order to cover the unanticipated travel expenses; now, therefore be it

RESOLVED, that the Wayne County Treasurer is hereby authorized to amend 2022 County Budget as follows:

A3115 Sheriff- Detective Unit

(Appropriations)

\$3615.00 from 54600 Misc

\$3615.00 to 54485 Travel

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

RESOLUTION 261-22: AUTHORIZATION TO EXECUTE AMENDMENT TO FREQUENCY USE AND TOWER SPACE AGREEMENT

Mr. Verno presented the following:

WHEREAS, in association with an earlier public safety radio system project, the County purchased and installed mobile radio repeater devices for all Sheriff's Office and local police department marked patrol vehicles, with said repeaters intended to provide improved in-building radio coverage, and

WHEREAS, to utilize these repeaters, an agreement was executed with Mobiletech Communications Corporation of Canandaigua whereby the County would have usage of radio frequencies held under FCC license by Mobiletech, in return for Mobiletech having space allocation on two communications towers of the County for its use, and

WHEREAS, the County is now in need of a third frequency in the same frequency range for use for mobile repeaters needed by certain fire departments of Wayne County to provide interoperability between the Wayne County radio system and the radio system of Monroe County; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors shall be authorized to execute Amendment One to the aforementioned agreement between the County and Mobiletech Communications to secure the use of a third needed frequency for utilization by fire departments or other public safety agencies in Wayne County for interoperable communications, and be it further

RESOLVED, that, in consideration for the use of the third frequency by the County, the monthly lease amount to be paid by Mobiletech for tower space will be amended from \$200 for standard configuration and \$350 for optional double antenna configuration to \$0 for standard configuration and \$200 for optional double antenna configuration.

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

RESOLUTION 262-22: AUTHORIZATION TO ESTABLISH EMS PROJECT OVERSIGHT COMMITTEE

Mr. Verno presented the following:

WHEREAS, the expedient development of the County's transporting emergency medical services project is a matter of high importance and public need, and

WHEREAS, coordination of the many tasks to be completed in association with this project would be best accomplished through the establishment of a committee of experts and stakeholders to consider options, and arrive at recommendations to be moved forward as needed, depending on the task, to a standing committee of the Board of Supervisors, County Purchasing, or operational venues, such as the 911 or EMS Advisory Boards, and

WHEREAS, an EMS Project Oversight Committee would be most valuable and functional if its members could vary, depending on the need at the time, allowing for subject matter experts to be brought in when necessary and appropriate, with the committee core members to include those involved in most or all facets of the EMS project implementation; now, therefore be it

RESOLVED, that an EMS Project Oversight Committee is hereby established, reporting on a regular basis to the Public Safety Committee of the Board of Supervisors, with said EMS Project Oversight Committee charged with analysis and consideration of options and practices related to the EMS project during its development, in an advisory capacity, forwarding recommendations to appropriate committees, boards, or groups as necessary for adoption, and be it further

RESOLVED, that committee core members shall include the Chairperson of the Public Safety Committee, the County Administrator, the ALS Director, the Emergency Management Director, the EMS Coordinator, the Chairperson of the Finance Committee, the Fiscal Assistant, the ALS Medical Director, and the EMS Project Implementer, or a designee of each of these individuals, and be it further

RESOLVED, that other County personnel, or non-employees as may be needed, shall be added or removed as deemed appropriate based on the discussion or topics requiring specific expertise at the time, with such member additions or removals, to possibly include committee core members, as authorized by the Chairperson of the Public Safety Committee.

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

RESOLUTION 263-22: AUTHORIZATION TO APPOINT DEPUTY FIRE COORDINATOR

Mr. Verno presented the following:

WHEREAS, Jeremiah Shufelt was serving as the Battalion Five Deputy Fire Coordinator; and

WHEREAS, the hiring of Jeremiah Shufelt as Fire Coordinator has resulted in a vacant Battalion Five Deputy Fire Coordinator position; and

WHEREAS, it is the recommendation of Fire Coordinator Shufelt that Chris Creamer of Macedon, NY be appointed Battalion Five Deputy Fire Coordinator; now, therefore be it

RESOLVED, that the Wayne County Board of Supervisors hereby appoints Chris Creamer as Battalion Five Deputy Fire Coordinator.

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

RESOLUTION 264-22: AUTHORIZATION TO DECLARE VEHICLES AND ITEMS SURPLUS IN THE PUBLIC WORKS DEPARTMENT

Mr. Chatfield presented the following:

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

2007 Chevrolet Malibu (SO)	VIN 1G1ZS57F77F276863	Auction
2008 Ford F150 Pickup (HW)	VIN 1FTRX14W08FA21544	Auction
2008 Ford F150 Pickup (CG)	VIN 1FTRX14W28FA21545	Auction

And, the Parks Department has the following items that are no longer being used and should be disposed of:

Old Playground Equipment	(Swings seats, Spring toys, Seesaws)	Auction
300 Gallon Tank w/ Pump Skid Unit	Asset # 002318	Auction

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.

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

RESOLUTION 265-22: 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 projects:

22-68	Wayne Center Road Paving Project	\$ 90,000
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And a supplemental project statement of proposed work for the following project:

22-60	Wayne Center Rose Rd Recycle Project	\$195,000
22-61	Wayne Center Rose Rd Paving Project	\$ 60,000

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)

\$345,000 from .52600 Highway Construction to the following Chips Projects:

\$ 90,000 to .52670 22-68 Wayne Center Rd Paving Project

\$195,000 to .52670 22-60 Wayne Center Rose Rd Recycle Project

\$ 60,000 to .52670 22-61 Wayne Center Rose Rd Paving Project

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

RESOLUTION 266-22: AUTHORIZATION TO CONTRACT WITH JEMCO FOR WATER TREATMENT SERVICES FOR WAYNE COUNTY OWNED HVAC EQUIPMENT

Mr. Chatfield presented the following:

WHEREAS, Wayne County has multiple HVAC systems that require periodic testing and conditioning throughout the year to insure proper and efficient performance and to provide required Department of Health paperwork; and

WHEREAS, our current Water Treatment Service contract expired on April 30th; and

WHEREAS, the Wayne County Purchasing Agent has advertised the Request for Bids for said services; and

WHEREAS, the following bids were received on March 17th at 2:00 pm:

Jemco Water Treatment	\$35,100.00
Purity Laboratories, Inc.	\$147,136.00
Barclay Water Management	\$62,023.16

WHEREAS, Jemco is the current vendor performing these services and the Deputy Superintendent of Public Works has been satisfied with their prior performance; 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 JEMCO Water Treatment Services for water treatment services for a term of three years for a base price \$35,100.00 plus any additional services as listed in the agreement.

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

RESOLUTION 267-22: AUTHORIZATION TO AMEND BUILDINGS & GROUNDS EQUIPMENT BUDGET

Mr. Chatfield presented the following:

WHEREAS, the Buildings and Grounds 2022 equipment budget included the purchase of a pickup truck with a plow; and

WHEREAS, the Deputy Superintendent of Publics Works budgeted \$38,000 for said purchase; and

WHEREAS, the Superintendent of Public Works has received mini-bids back from the NYS Vehicle Marketplace with the low bid amount of \$49,122.96, and

WHEREAS, we have been seeing a significant increase in the cost of some vehicles over prior years; and

WHEREAS, the Deputy Superintendent of Public Works would still like to proceed with this

vehicle purchase and is requesting to increase the 2022 Buildings & Grounds equipment budget by \$11,123.00; now, therefore be it

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

A1990 General Fund Contingencies

(Appropriations)

\$11,123.00 from .54000 Contractual Expenses

A1615 Building & Grounds

(Appropriations)

\$11,123 .00 to .52300 Motor Vehicles

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

RESOLUTION 268-22: AUTHORIZATION TO RENEW LEASE AGREEMENT WITH THE WAYNE COUNTY SOIL AND WATER CONSERVATION DISTRICT FOR OFFICE AND SHOP SPACE

Mr. Chatfield presented the following:

WHEREAS, in 2017 the Wayne County Soil and Water Conservation moved their operations into the old Buildings & Grounds office and shop building located at 7312 Route 31 in the Town of Lyons, and

WHEREAS, the Wayne County Soil and Water Conservation District has expressed interest in renewing its lease of this space at the same terms and conditions for an additional 5 years; and

WHEREAS, the Wayne County Soil & Water Conservation District lease is adjusted annually based on actual maintenance and repair costs from the prior year: now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign a lease agreement for an additional five (5) year term, subject to the County Attorney's approval as to form and content, with the Wayne County Soil and Water Conservation District effective January 1, 2022.

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

RESOLUTION 269-22: AUTHORIZATION TO AWARD BID FOR COURT HOUSE TURRET RESTORATION PROJECT

Mr. Chatfield presented the following:

WHEREAS, Resolution 537-21 established the Court Hose Roof Repair project and placed \$175,000.00 of funding in a capital project account; and

WHEREAS, the Purchasing Agent has duly advertised for bid(s) for the Wayne County Courthouse Turret Restoration project located at 26 Church Street in Lyons, NY and the bids were opened on May 3, 2022 at 2:00 p.m. and the following bids were received:

CSTM Corp.	
2593 Putman Rd.	
Ontario, NY 14519	\$268,000.00

;and

WHEREAS, C&S Engineering was selected for project Architectural and Engineering services to provide design, bid documents and construction administration for a fee of \$17,625.00; and

WHEREAS, it is anticipated that C&S Engineering will require an additional \$10,000 for abatement monitoring, and

WHEREAS, the total bid has come in over budget and additional funding will be needed to

complete the repairs; and

WHEREAS, the Deputy Superintendent of Public Works also recommends carrying a project contingency amount of \$25,000.00 and

WHEREAS, due to the scope of work the contractors may be required to utilize a subcontractor to fulfill his/her responsibility under the contract; and

WHEREAS, the Purchasing Agency and the Deputy Superintendent of Public Works has review the bid and recommends awarding the contract to CSTM Corp for a cost of \$268,000.00; now, therefore be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with CSTM Corp for the Courthouse Turret Restoration Project for a total base contract cost of \$268,000.00; and be it further

RESOLVED: that the Wayne County Board of Supervisors authorizes the use of subcontractors if needed on this project; and be it further;

RESOLVED, that the Wayne County Board of Supervisors hereby authorizes the Superintendent of Public Works to approve individual change orders that increase the project cost that is within the budgeted amount for said project, and be it further;

RESOLVED, that the County Treasurer is authorized to transfer \$145,625.00 from the Unassigned General Fund Balance, and be it further

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

A9950 Transfer to Capital Fund Projects

(Appropriations)

\$ 145,625 to 52780 Building Repairs (B1ROF) – County Court House Roof)

H1924 Roofs – Various Buildings

(Revenues)

\$ 145,625 to 45031 Interfund Transfer (B1ROF) – County Court House Roof)

(Appropriations)

\$ 145,625 to 52000 Equipment & Other Cap Outlay (B1ROF)-County Court House Roof)

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

RESOLUTION 270-22: AUTHORIZATION TO SET DATE FOR PUBLIC HEARING TO AMEND LOCAL LAW NO. 5-85

Mr. Chatfield presented the following:

Local Law No. ___ 2022

A local law designating a reserved parking area on county-owned land adjacent to and on the south side of the County Office Building located at 9 Pearl Street, Lyons, New York, adopting regulations governing parking in such area and prescribing penalties for violations of such regulations, pursuant to subdivision 11 of Section 215 of the County Law.

RESOLVED, pursuant to Section 20 of the Municipal Home Rule Law that the Board of Supervisors shall hold a public hearing on June 21, 2022 at 9:05 a.m. in the Supervisors Chambers in the County Court House, Lyons, New York on the proposed local law:

A local law designating a reserved parking area on county-owned land adjacent to and on the south side of the County Office Building located at 9 Pearl Street, Lyons, New York.

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

Section 1. The following words, when used in this local law shall have the meanings

respectively ascribed to them in this section, except in those instances where the context clearly indicated otherwise:

- (a) "Vehicle" means every device in, upon, or by which any person or property is or may be transported or drawn upon a highway.
- (b) "Person" means every natural person, corporation, association, or organization.
- (c) "Park" means the standing of a vehicle, whether occupied or not, other than temporarily for the purpose of and while actually engaged in loading or unloading merchandise or passengers.
- (d) "County Office Building" means the Wayne County Office Building located at 9 Pearl Street in Lyons, New York.
- (e) "Sheriff" means the Sheriff of the County of Wayne.
- (f) "Handicapped Person" means any person operating a vehicle displaying a special municipal parking permit or a vehicle registered in accordance with Section 404-a of the Vehicle and Traffic Law and being used for the transportation of a handicapped person.
- (g) "Reserved Parking Area" means the county-owned land immediately south of and adjacent to the County Office Building.
- (h) "Owner" means any person, corporation, partnership, firm, agency, association, lessor, or organization who at the time of the issuance of a notice of violation:
 - (1) is the beneficial or equitable owner of such vehicle; or
 - (2) has title to such vehicle; or
 - (3) is the registrant or co-registrant of such vehicle which is registered with the Department of Motor Vehicles of this State of any other state, territory, district, providence, nation of other judiciary; or
 - (4) uses such vehicle in its vehicle renting and/or leasing business; or
 - (5) is an owner of such vehicle as defined by Section 128 of the Vehicle and Traffic Law or subdivision (a) of Section 2102 of the Vehicle and Traffic Law.

Section 2. The county-owned land immediately adjacent to the County Office Building is hereby designated as a reserved parking area for the following designated persons:

<u>Designated Person</u>	<u>Number of Parking Spaces</u>
County Clerk	1
Deputy County Clerk(s)	2
Handicapped Parking	1
Tourism Director	1
Tourism Vehicle	1
EDP Director	1
EDP Deputy	1
EDP Vehicle	1
Employee Parking	18

Section 3.

(a) No person shall park a vehicle in the reserved parking area except those persons for whom parking spaces are reserved as designated in Section 2 of the local law.

(b) No person, for whom a parking space is reserved, as designated in Section 2 of this local law, shall park a vehicle in the reserved parking area in any space other than a parking space which is marked "reserved" for such person.

(c) No undesignated vehicle shall be parked in the reserved parking area between the hours of 12:00 midnight and 6:00 a.m.

Section 4. It shall be the duty of the Sheriff to enforce the provisions of this local law.

Section 5. Whenever any vehicle shall be found parking in violation of the provisions of this local law, the Sheriff is hereby authorized to provide for the removal of such vehicle, by means of towing or otherwise, to a suitable place of storage, and such removal and storage shall be at the sole risk and expense of the owner of such vehicle, Any vehicle so removed and stored

shall be in the custody of the Sheriff and before the owner or person in charge of such vehicle shall be permitted to remove it from such custody, he shall furnish evidence of his identity and ownership or right to possession, pay the cost for such removal and storage, and sign a receipt for such vehicle.

Section 6. The Sheriff is hereby given the power and authority to engage, hire and contract with any person to remove, transport, and store vehicles for the purpose of this local law.

Section 7.

(a) Whenever any vehicle is found parked in violation of this local law, the Sheriff shall serve a written notice of violation notifying the person charged that such vehicle has been parked in violation of the provisions of this local law and directing such person to appear in Justice Court of the Town of Lyons at a designated time to answer for such violation in accordance with this local law. The notice of violation shall be served personally upon the operator of a vehicle who is present at the time of service, and his name, together with the plate designation and the plate type as shown by the registration plates of said vehicle and the expiration date: the make or model, and the body type of the same vehicle, shall be inserted therein. The notice of violation shall be served upon the owner of the vehicle if the operator is not present, by affixing such notice to said vehicle in a conspicuous place. Whenever such notice is so affixed, in lieu of inserting the name of the person charged with the violation in the space provided for the identification of said person, the words 'owner of the vehicle bearing license' may be inserted to the following by the plate designation and plate type of said vehicle. Service of the notice of violation or a duplicate thereof, by affixation as herein provided shall have the same force and effect as through the same was personally served with the name of the person charged with the violation inserted therein.

(b) For the purposes of this local law an operator of a vehicle who is not the owner thereof, but who uses or operates such vehicle with the permission of the owner, express or implied, shall be deemed to the agent of such owner to receive notices of violation, whether personally served on such operator or served by affix in the manner aforesaid, and service made in either manner as herein provided shall also be deemed to be lawful service upon such owner.

Section 8. A violation of any of the provisions of this local law shall constitute an offense, and a person guilty of such offense may be punished by a fine not exceeding One Hundred Dollars.

Section 9. If any section, part of a section, sentence, clause, or phrase of this local law shall be held unconstitutional or invalid, the remaining provisions thereof shall nevertheless remain in full force and effect.

Section 10. This local law shall take effect August 1st 2022.

Mr. Mettler moved the adoption of the resolution. Seconded by Mr. Brady. Upon roll call, adopted.

RESOLUTION 271-22: AUTHORIZATION TO MODIFY AGRICULTURAL DISTRICT 1

Mr. Johnson presented the following:

WHEREAS, New York State enacted legislation enabling landowners to apply to the Board of Supervisors for inclusion of predominantly viable agricultural land into certified agricultural districts prior to the required eight year review period; and

WHEREAS, this legislation requires the County to establish an annual 30 day review period during which landowners may request inclusion in a certified agricultural district; and

WHEREAS, the Board of Supervisors designated January 1 to January 31 as the annual 30 day review period when landowners may submit a request to the County for inclusion in certified agricultural districts prior to established agricultural district review periods; and

WHEREAS, the following landowners have requested to have the following tax parcels included in the certified agricultural district;

Tax ID Num	Municipality	Name	Acres	Parcel Location
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76116-00-669537	Town of Butler	Joshua & Julia High 16.97	0000 Wolcott Spring Lake
76116-00-700607	Town of Butler	Joshua & Julia High 43.77	0000 Wager Road
TOTAL ACREAGE: 60.74			

and

WHEREAS, the Agricultural Development Board has reviewed and recommended approval of this modification and has determined that the land requested for inclusion in the agricultural district is predominantly viable agricultural land; and

WHEREAS, the Board of Supervisors has conducted the required public hearing; now, therefore, be it

RESOLVED, that Wayne County Agricultural District No. 1 is hereby modified to include the agricultural land identified by their tax parcel numbers in the above referenced chart.

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

RESOLUTION 272-22: DESIGNATING ENVIRONMENTAL CERTIFYING OFFICER FOR CDBG FARMWORKER MOBILE HOME REPLACEMENT GRANT

Mr. Johnson presented the following:

WHEREAS, Wayne County Resolution No. 071-22 authorized application to the New York State Housing Trust Fund Corporation, Office of Community Renewal ("OCR") for New York State Community Development Block Grant ("NYS CDBG") CARES Act (CDBG-CV) 2020 Community Development Block Grant (CDBG-CV) Coronavirus Aid, Relief, and Economic Security Act (CARES) Funding); and

WHEREAS, OCR requires projects that include CDBG funds must be assessed in accordance with the National Environmental Policy Act of 1969 (NEPA) and related authorities listed in 24 CFR Part 58; and

WHEREAS, OCR requires grant recipients to appoint a Certifying Officer to review and certify activities comply with SEQR and NEPA regulations; now therefore be it

RESOLVED, that the Board of Supervisors hereby designates Ora Rothfuss III as Certifying Officer for Environmental Review; and be it further

RESOLVED, that the Board of Supervisors hereby authorizes the Clerk, Wayne County Board of Supervisors, to assist in the publication of any required notices and in the receipt of any comments submitted regarding the ERR.

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

RESOLUTION 273-22: AUTHORIZATION TO ACCEPT GRANT FOR COUNTY FARMLAND PROTECTION PLAN UPDATE

Mr. Johnson presented the following:

WHEREAS, Wayne County Resolution No. 149-22 authorized the submission of a grant application to the NYS Department of Ag and Markets for \$40,000, with up to \$40,000 of matching funds from the County to complete an update to the County Farmland Protection Plan under the direction of the County Economic Development and Planning Department.; and

WHEREAS, the County has been notified of an award and is interested in pursuing consulting services for development of the plan; now therefore be it

RESOLVED, that the Board of Supervisors hereby authorizes the release of a Request for Proposals (RFP) for planning services under the direction of the County Economic Development and Planning Department; and be it further

RESOLVED, that the Board of Supervisors hereby authorizes the Chairman of the Board to execute any agreement documents necessary to implement the resolution, including acceptance of the award and execution of a contract agreement resulting from the RFP on behalf of the County of Wayne, subject to the County Attorney's review and approval as to form and content.

A1990 Contingent Fund General
(Appropriations)
\$40,000 from 54000 Contractual Expenses

A8020 Planning Board
(Revenues)
\$40,000 to 43305 EDP03 NYS Grants
(Appropriations)
\$80,000 to 54400 EDP03 Contracted Services

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

RESOLUTION 274-22: AUTHORIZATION TO RENEW TERMS AND APPOINT MEMBERS TO THE WAYNE COUNTY PLANNING BOARD

Mr. Johnson presented the following:

WHEREAS, the Town of Butler has recommended the appointment of Chad Mendenhall, 4515 Westbury Rd, Wolcott, NY 14590 to fill the empty seat from the Town on the County Planning Board; and

WHEREAS, the Town of Lyons has recommended the appointment of Robert Burns, 4289 DeNeef Hill Rd, Lyons, NY 14489 to fill the empty seat from the Town on the County Planning Board; and

WHEREAS, the Town of Sodus has recommended the appointment of Dennis Grabb, 7011 Sodus Center Rd, Sodus, NY 14551 to fill the seat from the Town on the County Planning Board; and

WHEREAS, the terms of office of the following members of the Wayne County Planning Board will expire on April 30, 2022:

Ron Baker, 6445 Hill Rd, Sodus, NY 14551
Kenneth Conklin, 7724 Whispers Lane, Ontario, NY 14519
Bob Hutteman, 6879 Fairville Station Rd, Newark, NY 14513
Matt Krolak, 2486 Maple Ave, Palmyra, NY 14522 now, therefore, be it

RESOLVED, that Chad Mendenhall is hereby appointed to the County Planning Board to a three year term of office effective immediately and expiring April 30, 2023 (3 other members renew that year); and be it further

RESOLVED, that Robert Burns is hereby appointed to the County Planning Board to a three year term of office effective immediately and expiring April 30, 2024; and be it further

RESOLVED, that Dennis Grabb is hereby appointed to the County Planning Board to a three year term of office effective immediately and expiring April 30, 2025; and be it further

RESOLVED, that members Ken Conklin, Bob Hutteman, and Matt Krolak are hereby reappointed to a three year term of office effective immediately and expiring April 30, 2025.

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

RESOLUTION 275-22: AUTHORIZATION TO ENDORSE CAPITAL PROJECT AT WILLIAMSON-SODUS AIRPORT

Mr. Johnson presented the following:

WHEREAS, the Williamson Flying Club, Inc. has requested state funds through the 2019 Aviation Capital Grant Program for the following project at Williamson-Sodus Airport:

- Installation of a solar electric array
- hangar doors
- rehabilitation of the Automated Weather Observation System

and;

WHEREAS, the project purpose is to enhance the sustainability of the airport and continue to provide a high-quality, safe environment for aircraft operations, reduce operating expenses, enhance pilot services and generate additional revenue; and

WHEREAS, the New York State Department of Transportation, under the State Transportation Law, requires that privately-owned airports submit an endorsing resolution from the governing body of the county in which the airport is located; and

WHEREAS, the Wayne County Board of Supervisors has received a request from Williamson-Sodus Flying Club, Inc. to endorse the project; now therefore be it

RESOLVED, that the County of Wayne endorses the project identified above at Williamson-Sodus Airport for the purpose of making the project eligible for State funding; 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 officials and to the Capital Projects Chairman of the Williamson Flying Club, Inc. to be filed with the NYS Commissioner of Transportation; and be it further

RESOLVED, that this resolution shall take effect immediately.

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

RESOLUTION 276-22: AUTHORIZATION TO HIRE TEMPORARY FULL-TIME DEPUTY ELECTION COMMISSIONER WITHIN THE BOARD OF ELECTIONS OFFICE

Mr. Lasher presented the following:

WHEREAS, the Wayne County Board of Elections Office has within the 2022 budget two (2) full-time Deputy Election Commissioners who perform tasks, duties and functions in the Elections Office; and

WHEREAS, Joyce A. Krebbeks, Deputy Election Commissioner, has notified the Election Commissioners in writing that she intends to retire effective December 31, 2022; and

WHEREAS, Mindy Robinson, Deputy Election Commissioner was recently appointed 12/10/2021 and the duties of Deputy Election Commissioner requires specialty training in a myriad of election cycle activities and functions taking several months to be proficient in their tasks, duties and functions prior to them being able to work independently; and

WHEREAS, it is the desire of the Wayne County Board of Elections Commissioners are requesting authorization to create a full time temporary position of Deputy Election Commissioner, so that he or she may be able to receive the necessary and critical training and education concerning Election processing; now therefore be it

RESOLVED, that the Wayne County Board of Elections Commissioners have authorization to hire a full-time temporary Deputy Election Commissioner commencing July 1, 2022 and ending through December 31, 2022 at the rate of \$ 45,787 Grade 5 of the Managerial/Confidential pay structure; and be it further

RESOLVED, that the Wayne County Treasurer is authorized to make the following 2022 budget adjustments:

A1990 Contingent Fund General

(Appropriations)

\$33,353 from 54000 Contractual Expenses

A1450 Board of Elections

(Appropriations)

\$22,894 to 51068 Deputy Election Commissioner

\$2,450 to 58100 Payments to NYS Retirement System

\$1,752 to 58200 Payments to Social Security

\$6,257 to 58400 Hospitalization

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

RESOLUTION 277-22: ADOPTION OF MANAGEMENT AND CONFIDENTIAL POSITION WAGE AND SALARY RANGES FOR 2023

Mr. Lasher presented the following:

WHEREAS, the Wayne County Local Law no. 2-2014 gives the Board of Supervisors the authority to implement the Salary Plan for Managerial and Confidential Employees; and

WHEREAS, the Director of Human Resources recommends that the 2022 Salary Schedule be revised for 2023 by a cost of living adjustment (COLA) of 2.5% to align the 2023 salary schedule with the labor market; and

WHEREAS, the Pay Plan Committee has met and agreed to make changes within the Pay Plan Salary Administration; now, therefore be it

RESOLVED, that the Board of Supervisors hereby adopts the following wage and salary ranges for the Managerial and Confidential employee group effective January 1, 2023:

COLA:	2.50%													
2023	1	2	3	4	5	6	7	8	Rb P.T.	9	10	11	12	13
MINIMUM	\$15.82	\$17.87	\$20.19	\$22.82	\$46.931	\$53.032	\$59.396	\$66.523	\$42.025	\$74.507	\$83.447	\$93.461	\$104.676	\$117.237
1	\$16.18	\$18.29	\$20.66	\$23.35	\$48.025	\$54.268	\$60.781	\$68.074		\$76.243	\$85.392	\$95.639	\$107.116	\$119.970
2	\$16.56	\$18.71	\$21.15	\$23.90	\$49.145	\$55.533	\$62.197	\$69.660	\$44.819	\$78.020	\$87.382	\$97.868	\$109.612	\$122.766
3	\$16.95	\$19.15	\$21.64	\$24.45	\$50.290	\$56.827	\$63.647	\$71.294		\$79.639	\$89.419	\$100.149	\$112.167	\$125.527
4	\$17.34	\$19.60	\$22.14	\$25.02	\$51.462	\$58.152	\$65.131	\$72.945	\$47.962	\$81.700	\$91.603	\$102.484	\$114.781	\$128.556
5	\$17.75	\$20.05	\$22.66	\$25.61	\$52.662	\$59.507	\$66.649	\$74.646		\$83.604	\$93.635	\$104.872	\$117.457	\$131.552
6	\$18.16	\$20.52	\$23.19	\$26.20	\$53.889	\$60.894	\$68.202	\$76.385		\$85.552	\$95.818	\$107.316	\$120.194	\$134.618
MIDPOINT	\$18.58	\$21.00	\$23.73	\$26.81	\$55.144	\$62.313	\$69.790	\$78.165		\$87.545	\$98.050	\$109.816	\$122.995	\$137.754
8	\$18.78	\$21.22	\$23.98	\$27.10	\$55.736	\$62.982	\$70.540	\$79.004		\$88.484	\$99.102	\$110.995	\$124.315	\$139.233
9	\$18.98	\$21.45	\$24.24	\$27.39	\$56.335	\$63.658	\$71.297	\$79.852		\$89.434	\$100.166	\$112.186	\$125.650	\$140.728
10	\$19.19	\$21.68	\$24.50	\$27.69	\$56.940	\$64.341	\$72.062	\$80.709		\$90.394	\$101.242	\$113.391	\$126.998	\$142.238
11	\$19.39	\$21.91	\$24.76	\$27.98	\$57.551	\$65.032	\$72.836	\$81.576		\$91.365	\$102.329	\$114.608	\$128.362	\$143.765
12	\$19.60	\$22.15	\$25.03	\$28.28	\$58.169	\$65.730	\$73.618	\$82.451		\$92.346	\$103.427	\$115.838	\$129.740	\$145.309
13	\$19.81	\$22.39	\$25.30	\$28.59	\$58.793	\$66.436	\$74.408	\$83.337		\$93.337	\$104.537	\$117.082	\$131.133	\$146.869
14	\$20.03	\$22.63	\$25.57	\$28.89	\$59.424	\$67.149	\$75.207	\$84.231		\$94.339	\$105.660	\$118.339	\$132.540	\$148.445
15	\$20.24	\$22.87	\$25.84	\$29.20	\$60.062	\$67.870	\$76.014	\$85.135		\$95.352	\$106.794	\$119.609	\$133.963	\$150.039
16	\$20.46	\$23.12	\$26.12	\$29.52	\$60.707	\$68.598	\$76.830	\$86.049		\$96.375	\$107.940	\$120.893	\$135.401	\$151.650
17	\$20.68	\$23.36	\$26.40	\$29.83	\$61.359	\$69.335	\$77.655	\$86.973		\$97.410	\$109.099	\$122.191	\$136.855	\$153.278
18	\$20.90	\$23.62	\$26.69	\$30.15	\$62.017	\$70.079	\$78.489	\$87.907		\$98.456	\$110.270	\$123.503	\$138.324	\$154.923
19	\$21.12	\$23.87	\$26.97	\$30.48	\$62.683	\$70.832	\$79.331	\$88.851		\$99.513	\$111.454	\$124.829	\$139.809	\$156.586
MAXIMUM	\$21.35	\$24.13	\$27.26	\$30.81	\$63.358	\$71.594	\$80.184	\$89.807		\$100.584	\$112.654	\$126.173	\$141.313	\$158.271

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

RESOLUTION 278-22: AUTHORIZATION TO RENEW AGREEMENT WITH ST. JOHN FISHER COLLEGE FOR NURSING EDUCATIONAL PROGRAM

Mr. Groat presented the following:

WHEREAS, Wayne County Nursing Home and St. John Fisher College currently have a contract to allow nursing students to train at the nursing home; and

WHEREAS, the current agreement with St. John Fisher College (c/o Wegmans School of Nursing) expires May 31, 2022; and

WHEREAS, Wayne County Nursing Home and St. John Fisher College have an interest in continuing this collaboration that provides educational nursing training; and

WHEREAS, that the Nursing Home Administrator is desirous in renewing the agreement with St. John Fisher College effective from June 1, 2022 to May 31, 2025; and now, therefore be it

RESOLVED, the Chairman of the Board of Supervisors is authorized to execute an agreement on behalf of the Wayne County Nursing Home with St. John Fisher College from June 1, 2022 to May 31, 2025 for the purpose of educational nursing program at no cost to the nursing home, subject to the County Attorney's approval as to form and content.

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

RESOLUTION 279-22: AUTHORIZATION TO PAY OUT-OF-TITLE PAY FOR EMPLOYEE PERFORMING THE DUTIES OF COORDINATOR OF NURSING TRAINING AT THE WAYNE COUNTY NURSING HOME

Mr. Groat presented the following:

WHEREAS, current employee within the title of Coordinator of Nursing Training is on an approved leave of absence and the continuation of these duties are an essential function and necessary for the continued operation of the Nursing Home; and

WHEREAS, Registered Professional Nurse, Kathryn Welkley meets the minimum qualifications necessary and is currently fulfilling the duties of the Coordinator of Nursing Training temporarily; now therefore be it,

RESOLVED, that Kathryn Welkley will continue to perform the duties of Coordinator of Nursing Training and her rate will be adjusted within the managerial/confidential salary structure to be set at \$72,594 retroactive to April 18, 2022 when she began performing these duties. Upon return of the Coordinator of Nursing Training, Ms. Welkley will return to her previous position and rate of pay as a Registered Professional Nurse.

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

RESOLUTION 280-22: AUTHORIZE EXPENDITURE AND SCHEDULING OF EMPLOYEE TRAINING AND EDUCATION FROM THE ADVANCED TRAINING INITIATIVE FUNDS RECEIVED FROM DEPARTMENT OF HEALTH

Mr. Groat presented the following:

WHEREAS, Wayne County Nursing Home was selected to receive \$197,615.01 for 2021-2022 through the Advanced Training Initiative (ATI) application to the NYS Department of Health (NYSDOH) and the allocated funds are in the area of training and education for Nursing Home staff; and

WHEREAS, Wayne County Nursing Home already received these State and Federal funds from the NYSDOH and will coordinate training as stated in the (2) training contracts through LeadingAge NY ProCare; and

WHEREAS, LeadingAge NY ProCare provided approximate quotes for these training programs to be \$10,360 for Electronic Dementia Guide for Excellence (EDGE) Project, and \$5,920 Care Process for Residents with Dementia and Other Special Needs training; and now therefore be it

RESOLVED the Chairman of the Board of Supervisors is authorized to sign two agreements with LeadingAge NY ProCare for two (2) training programs stated above for the Wayne County Nursing Home. Agreement is subject to the County Attorney's review and approval as to form and content.

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

RESOLUTION 281-22: AUTHORIZATION TO EXECUTE AN AFFILIATION AGREEMENT WITH WAYNE TECHNICAL AND CAREER CENTER FOR A STUDENT INTERN FOR THE WAYNE COUNTY NURSING HOME

Mr. Groat presented the following:

WHEREAS, the Wayne County Nursing Home periodically agrees to have high school students participate in internships through various educational institutions; and

WHEREAS, the Nursing Home has agreed to have New Vision Students from Wayne Technical and Career Center, a program of Wayne-Finger Lakes BOCES, 4440 Ridge Road, Williamson, NY 14589, participate in an internship program with the Nursing Home; and

WHEREAS, the Nursing Home is requesting an affiliation agreement between the County of Wayne and Wayne Technical and Career Center be executed; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute an affiliation agreement for student internships with Wayne Technical and Career Center, a program of Wayne-Finger Lakes BOCES, located at 4440 Ridge Road, Williamson, subject to County Attorney's approval as to form and content.

Mr. Mettler moved the adoption of the resolution. Seconded by Mr. Brady. Upon roll call, adopted.

RESOLUTION 282-22: AUTHORIZATION TO CONTRACT WITH AETNA NETWORK SERVICES, LLC - INSURANCE CO. FOR THE PROVISION OF BEHAVIORAL HEALTH SERVICES

Mr. Groat presented the following:

WHEREAS, the Wayne County Department of Mental Health Department-Wayne Behavioral Health Network (WBHN) and the Aetna Network Service, LLC (Aetna) are mutually desirous to establish a business contract with each other in order for WBHN to provide certain behavioral health professional services to the clientele who are insured by Aetna; and

WHEREAS, the contract with Aetna will allow for billing procedures and provide a reimbursement schedule, which will provide for WBHN's ability to receive payment for the services provided; now therefore be it

RESOLVED, that the Chairman of the Board is authorized to sign a contract, pending the County Attorney's review and approval as to form and content, with Aetna Network Service, LLC and with WBHN to provide behavioral health services for the contract period between May 15, 2022 through May 15, 2025 with an option for annual renewal following the original contract period.

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

RESOLUTION 283-22: AUTHORIZATION TO PURCHASE N95 RESPIRATOR FIT TESTING EQUIPMENT, TRANSFER OLD EQUIPMENT TO THE NURSING HOME AND TRANSFER FUNDS FOR WAYNE COUNTY PUBLIC HEALTH

Mr. Groat presented the following:

WHEREAS, Wayne County Public Health (WCPH) is required to perform annual N95 Respirator Fit Testing for all nursing and other Public Health (PH) staff that may come in contact with individuals infected with serious viruses or diseases, such as Tuberculosis, in their day to day work duties or at Points of Dispensing (PODS) clinics; and

WHEREAS, with the onset of the COVID-19 Pandemic, WCPH has been called upon to perform N95 Respirator Fit Testing for staff of numerous other facilities, such as nursing homes and schools; and

WHEREAS, to perform N95 Fit Testing, it requires specialized equipment; and

WHEREAS, WCPH's wishes to purchase a new updated PortaCount Respirator Fit Tester and a Fit Test Probe Refill Kit to better meet the need of the agency's and other stakeholder's annual N95 Fit Testing requirements in a more efficient manner and to be better prepared for any future PH Emergencies; and

WHEREAS, WCPH has received three quotes for the purchase of a PortaCount Model 8048-T Respirator Fit Tester and a Fit Test Probe Refill Kit 8025-N95 from the following vendors:

- TSI Incorporated - \$15,625.00
- McKesson - \$17,849.26
- Fisher Scientific - \$17,983.60

now, therefore, be it

RESOLVED, that the Director of Public Health is hereby authorized to purchase a PortaCount Model 8048-T Respirator Fit Tester and a Fit Test Probe Refill Kit 8025-N95 for an amount not to exceed \$15,625.00 from the lowest quote from TSI Incorporated; and, be it further

RESOLVED, that the Director of Public Health is hereby authorized to transfer WCPH's current PortaCount Model 8038, serial # 8038111501 to the Wayne County Nursing Home; and, be it further

RESOLVED, that the Treasurer is hereby authorized to amend the 2022 budget and transfer funds to WCPH's equipment line:

A4011 Public Health Service
(Appropriations)
\$15,625 from 54650 COV19 - Communicable Disease - Coronavirus
\$15,625 to 52500 COV19 – Other Equipment – Coronavirus

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

RESOLUTION 284-22: AUTHORIZATION TO CONTRACT WITH ICLAIM SYSTEMS CORP DBA ICENTRAL FOR WAYNE COUNTY PUBLIC HEALTH

Mr. Groat presented the following:

WHEREAS, Wayne County Public Health (WCPH) has held a contract with iClaim Systems Corp. for the iCentral program since 2018 for its Early Intervention Program as an electronic medical record (EMR) and billing platform; and

WHEREAS, WCPH Early Intervention staff have worked continuously alongside iCentral to customize the EMR specifically for the Early Intervention Program needs of Wayne County; and

WHEREAS, iCentral allows WCPH Early Intervention Service Coordinators to document Service Coordination notes in a timely manner, while in the home, provides tracking tools for scheduling/planning future home visits and needs of families, and allows for the scanning and storage of specific chart documents within the system which leads to smaller paper charts and allows the discontinuation of a paper chart in the future; and

WHEREAS, Public Health has confirmed that an RFP was released in 2017 by Tompkins County, NY for Early Intervention Program Case Management Software; and

WHEREAS, Resolution No. 261-21 authorized WCPH to “piggyback” off of Tompkins County’s contract, at the same terms and conditions; and

WHEREAS, iCentral continues to be the EMR used for documentation and billing for WCPH’s Early Intervention Service Coordinators; and

WHEREAS, the cost provided by iCentral for the use of both standard and custom app packages is \$1250/mo, totaling \$15,000/yr; now, therefore, be it

RESOLVED, that Wayne County Public Health is authorized to “piggyback” off of the Tompkins County contract, at the same terms and conditions; and be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to sign the Master Services Agreement, HIPAA Business Associate Contract, and End User Agreement, and any future amendments, with iClaim Systems Corp DBA iCentral, for the term beginning May 1, 2022 to April 30, 2023, at a cost not to exceed \$1250/month or \$15,000/year, subject to the County Attorney’s review and approval as to form and content.

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

RESOLUTION 285-22: AUTHORIZATION TO EXECUTE CONTRACT WITH MARION CENTRAL SCHOOL DISTRICT TO PROVIDE SPECIAL EDUCATION OR PROGRAMS TO PRESCHOOL CHILDREN WITH HANDICAPPING CONDITIONS

Mr. Groat 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, the Marion Central School District has been approved by the New York State Education Department to provide Special Education Services or Programs to preschool children with handicapping conditions; and

WHEREAS, Wayne County Public Health wishes to contract with Marion Central School District to provide Core, Supplemental and Educational Evaluations, at a rate specified by the New York State Education Department, for the period of May 1, 2022 to June 30, 2024; now, therefore, be it

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

execute a contract and sign contract amendments that add or remove services with Marion Central School District to provide Core, Supplemental, and Educational Evaluations for preschool children with handicapping conditions, at a rate specified by the New York State Education Department, for the period of May 1, 2022 to June 30, 2024, subject to the review and approval of the County Attorney as to form and content.

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

RESOLUTION 286-22: AUTHORIZATION TO CONTRACT WITH CATHOLIC CHARITIES OF THE DIOCESE OF ROCHESTER, INC. DBA CATHOLIC CHARITIES OF THE FINGER LAKES (CCWC) FOR EARLY/CRISIS INTERVENTION SERVICES

Mr. Donalty presented the following:

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

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

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

WHEREAS, Catholic Charities has an effective track record compiled in identifying and providing services to such youth/families, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to execute a contract on behalf of the Wayne County Department of Social Services, subject to the County Attorney's review and approval as to form and content, with Catholic Charities of The Diocese of Rochester, Inc. DBA Catholic Charities of the Finger Lakes (CCWC) for the provision of Early/Crisis Intervention Services to TANF eligible families during the 7/1/22-6/30/23 timeframe at a cost not to exceed \$59,165.

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

RESOLUTION 287-22: AUTHORIZATION TO SIGN AMENDED AGREEMENT WITH CHILD CARING INSTITUTION - HILLSIDE CHILDREN'S CENTER

Mr. Donalty presented the following:

WHEREAS, Resolution No. 359-21 authorized an Agreement with the Child Caring Institution —Hillside Children's Center, for the period of 7/1/21-6/30/24; and

WHEREAS, the wording of such Agreements between local Departments of Social Services and Child Caring Institutions is dictated by the New York State Office of Children and Family Services (NYS OCFS); and

WHEREAS, the NYS OCFS notified the Wayne County Department of Social Services on August 30, 2021 with the issuance of 21-OCFS-ADM-20, that the Agreements needed to be amended to reflect modifications required by the Federal Family First Prevention Services Act and Part L of Chapter 56 of the Laws of 2021; and

WHEREAS, the modifications required include language changes and changes in the procedural activities pertaining to the necessary utilization of Qualified Residential Treatment Programs (QRTP) and Qualified Individuals (QI) when placing a child into a congregate level of care facility; and

WHEREAS, this amended agreement language must be retroactive to the contract start date of 7/1/21, necessitating the use of this amended agreement language for the above agreement; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute an amended agreement with Hillside Children's Center subject to the County Attorney's review and approval as to form and content for the timeframe 7/1/21-6/30/24.

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

RESOLUTION 288-22: AUTHORIZATION TO SIGN AMENDED AGREEMENT WITH CHILD CARING INSTITUTION - WILLIAM GEORGE AGENCY FOR CHILDREN'S SERVICES INC.

Mr. Donalty presented the following:

WHEREAS, Resolution No. 358-21 authorized an Agreement with the William George Agency for Children's Services Inc., for the period of 7/1/21-6/30/24; and

WHEREAS, the wording of such Agreements between local Departments of Social Services and Child Caring Institutions is dictated by the New York State Office of Children and Family Services (NYS OCFS); and

WHEREAS, the NYS OCFS notified the Wayne County Department of Social Services on August 30, 2021 with the issuance of 21-OCFS-ADM-20, that the Agreements needed to be amended to reflect modifications required by the Federal Family First Prevention Services Act and Part L of Chapter 56 of the Laws of 2021; and

WHEREAS, the modifications required include language changes and changes in the procedural activities pertaining to the necessary utilization of Qualified Residential Treatment Programs (QRTP) and Qualified Individuals (QI) when placing a child into a congregate level of care facility; and

WHEREAS, this amended agreement language must be retroactive to the contract start date of 7/1/21, necessitating the use of this amended agreement language for the above agreement; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute an amended agreement with the William George Agency for Children's Services Inc. subject to the County Attorney's review and approval as to form and content for the timeframe 7/1/21-6/30/24.

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

RESOLUTION 289-22: AUTHORIZE SEVEN (7) MONTH EXTENSIONS OF YOUTH ADVOCATE PROGRAM, INC. SERVICES WITH THE DEPARTMENT OF SOCIAL SERVICES

Mr. Donalty presented the following:

WHEREAS, the Wayne County Department of Social Services has contracted with the Youth Advocate Programs, Inc. for preventive services designed to support and rehabilitate children and families for the purpose of averting a disruption of the family; and

WHEREAS, the contract for this program ends on 5/31/2022; and

WHEREAS, the Wayne County Department of Social Services (DSS) is desirous of continuing to have professional services with increased opportunity to utilize Evidence Based Programming (EBP) continue past the expiration date of 5/31/2022; and

WHEREAS, the agency is desirous of a re-evaluation of our host of Preventive Services programming to determine the best means of delivery including the potential to partner with other county departments; and

WHEREAS, it is our intent to continue existing services while this evaluation process is undertaken; and

WHEREAS, it is anticipated that the solicitation, evaluation and award process will be completed for the contract by 12/31/2022; and

WHEREAS, a seven (7) month contract extension is needed to ensure that there is no break in the provision of service; now therefore, be it

RESOLVED, that the present contract with Youth Advocate Programs, Inc. is hereby extended from 5/31/22 to 12/31/2022, subject to the County Attorney's review and approval.

Mr. Mettler moved the adoption of the resolution. Seconded by Mr. Brady. Upon roll call, adopted.

RESOLUTION 290-22: AUTHORIZE EIGHT (8) MONTH EXTENSION OF WAYNE COUNTY ACTION PROGRAM PACT SERVICES AT THE DEPARTMENT OF SOCIAL SERVICES

Mr. Donalty presented the following:

WHEREAS the Wayne County Department of Social Services has contracted with the Wayne County Action Program PACT services designed to educationally service parents to prevent neglect; and

WHEREAS, the contract for this program ends on 6/30/2022; and

WHEREAS there has been an increase in the amount of clients served under this contract as well as an increase in the amount clients referred to a waiting list; and

WHEREAS, the Wayne County Department of Social Services (DSS) is desirous of continuing to have professional services with increased opportunity to utilize Evidence Based Programming (EBP) continue past the expiration date of 6/30/2022

WHEREAS, the agency is desirous of a re-evaluation of our host of Preventive Services Programming to determine the best means of delivery including the potential to partner with other county departments; and

WHEREAS, it is our intent to continue existing services while this evaluation process is undertaken; and

WHEREAS, it is anticipated that the solicitation, evaluation and award process will be completed for the contract by 12/31/2022; and

WHEREAS, an eight (8) month contract extension is needed to ensure that there is no break in the provision of service;

RESOLVED, that the present contract with Wayne County Action Program is hereby extended from 6/30/22 to 12/31/2022, subject to the County Attorney's review and approval.

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

RESOLUTION 291-22: AUTHORIZATION TO CREATE A NEW SOCIAL WELFARE EXAMINER POSITION IN THE DEPARTMENT OF SOCIAL SERVICES (DSS) AND AMEND DSS BUDGET

Mr. Donalty presented the following:

WHEREAS, both the DSS Intake and Undercare units are experiencing a significant increase in applications and emergencies; and

WHEREAS, there has been no increase in staffing in either the Intake or Undercare unit in the past 10 years, and the Department is currently operating with 7 less Social Welfare Examiners than in fiscal year 2020; and

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

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

WHEREAS, the Department regularly accesses and adjusts staffing patterns as necessary to meet demands and caseloads; and

WHEREAS, the current staffing level is no longer adequate to meet demands and deadlines; therefore be it

RESOLVED, that one Social Welfare Examiner position be created in the Wayne County Department of Social Services effective immediately to meet the increased caseload and application demands, and the Commissioner is hereby authorized to hire and fill this position and amend the FY 2022 budget accordingly; and be it further

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

A1990 Contingent Fund General
(Appropriations)
\$10,712 from 54000 Contractual Expenses

A6010 Department of Social Services
(Revenue)
\$7,140 to 43610 Social Services Administration State
\$17,852 to 44610 Social Services Administration State

A6010 Department of Social Services
(Appropriations)
\$24,000 to 51200 Social Welfare Examiner
\$2,568 to 58100 Payments to NYS Retirement System
\$1,836 to 58200 Payments to Social Security
\$7,300 to 58400 Hospitalization

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

RESOLUTION 293-22: AUTHORIZATION FOR AN ADVANCED PAYMENT FOR A CAPITAL REPAIR FUND FOR REPAIRS TO THE LONG TERM HOUSING FACILITY LEASED BY LUCAS DOBBINS DBA LUCAS64 RENTALS

Mr. Donalty presented the following:

WHEREAS, the Wayne County APRA (American Rescue Plan Act) Committee has approved funding for the Wayne County Department of Social Services to address emergency housing and homelessness needs; and

WHEREAS, that the Chairman of the Wayne County Board of Supervisors was authorized by resolution 38-22 and 182-22 to enter into a lease agreement on behalf of the Department of Social Services, with Lucas Dobbins, DBA Lucas64 Rentals at a cost not to exceed \$100,000.00 annually for a period of three years, subject to the County Attorney's approval as to form and content;

WHEREAS, the provision of said space will require security, daily maintenance and upkeep for the duration of the contract; and

WHEREAS, the Department of Social Services as the Tenant, is desirous of reserving by purchase order a sum of \$81,120 for the purposes of funding for the duration of the lease any necessary repairs and improvements to the premise as a direct result of damage either intentionally or unintentionally caused by residents, or to repair and replace essential equipment or fixtures that have deteriorated as a result of excess wear and tear on the facility; and

WHEREAS, the Department of Social Services will submit an advanced payment of \$10,000.00 in lieu of security deposit, to be held and maintained by the landlord in a capital repair fund escrow account, and to be used by the Landlord to make the necessary repairs; and

WHEREAS, the landlord will submit invoices to the Department of Social Services for the cost of repairs, for which payment will be issued to serve as replenishment of used funds from the initial advance; and

WHEREAS, upon termination of the lease, any unspent funds from this advance will be returned to Wayne County Department of Social Services; and

WHEREAS, the Director of Administrative Services for the Department of Social Services or her designee will conduct a thorough audit, no less than every three months, of all transactions utilizing funds from this escrow account to ensure that the use is conducted in a fair and equitable manner and solely for the purpose specified; and

WHEREAS, it is imperative that any necessary repairs are completely in a timely fashion so that the Department of Social Services has year-round access to all rooms available; now therefore be it

RESOLVED, that the Department of Social Services is authorized to reserve a sum of \$81,120, as well as advance a payment in the amount of \$10,000 to serve as a deposit for the capital repair fund for the long term housing at 2 Broad St., Lyons, NY.

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

RESOLUTION 294-22: AUTHORIZATION TO APPOINTMENT MEMBER TO THE FINGER LAKES WORKFORCE INVESTMENT BOARD

Mr. Donalty presented the following:

WHEREAS, the Wayne County Board of Supervisors has authorized the creation of the Finger Lakes Workforce Development Board for the Counties of Wayne, Yates, Seneca, and Ontario in compliance with the Workforce Development Innovation and Opportunity Act of 2014 (replacing the 1998 WIA Act); and

WHEREAS, the Workforce Investment Board members must be appointed by the respective Legislative Boards; and

WHEREAS, the executive Director of Finger Lakes Workforce Development has solicited nominations in accordance with the law; and the following individual has been nominated for representation and appointment to the WIB Board as of 7/1/21:

Rick Plympton, Optimax Systems, Inc.

; now, therefore be it

RESOLVED, that the above named individual is hereby appointed to a one-year term; and be it further

RESOLVED, that certified copies of this resolution be sent to Seneca, Yates, and Ontario Counties, and to the Workforce Investment Board.

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

ANNOUNCEMENT:

The Chairman reminded Supervisors that the Mental Health and Public Health Departments would be hosting them after the meeting for departmental presentations.

ADJOURNMENT:

The next scheduled Board Meeting is **Tuesday, June 21, 2022 at 9:00 a.m.** On motion of Mr. Lasher and seconded by Mr. Chatfield the Board adjourned the meeting at 10:14 a.m. Carried.

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