

14th Day  
Tuesday, August 8, 2022

The August Board meeting was held on Opening Day of the 165<sup>th</sup> Annual Wayne County Fair, with Chairman Philip Eygnor presiding.

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

Chairman Eygnor introduced Kelley Loveless for the singing of our National Anthem.

The Clerk called the roll and all Supervisors were in attendance, except Supervisor Kolczynski and Miller who were absent this morning. County Administrator Richard House and County Attorney Daniel Connors were also in attendance.

**APPROVAL OF MINUTES:**

Mr. Lasher moved, seconded by Mrs. Bender, to waive the reading of the minutes of the July 19, 2022 meeting. Upon roll call, carried.

**COMMUNICATIONS**

The Sheriff's Office Cash Receipts Report dated July 29, 2022 totaling \$21,344.14 was received and filed.

The County Auditor's Accounts Payable Report for monthly utilities, miscellaneous payments including the July 7, 2022 warrants for accounts payable, totaling \$ 2,990,950.94 was received and filed.

The County Auditor's Accounts Payable Report for monthly utilities, miscellaneous payments including the August 2, 2022 warrants for accounts payable, totaling \$ 7,041,570.81 was received and filed.

Chairman Eygnor appointed Supervisor Leonard and Aging and Youth Director Amy Haskins to the Wayne County Senior Advisory Counsel.

Chairman Eygnor appointed Supervisors Leonard, Verno, Chatfield, Brady and VanLaeken along with Human Resource Director Chris Kalinski and County Administrator Rick House to the Managerial/Confidential Advisory Group.

Mr. Johnson moved, seconded by Mr. Donalty to waive the reading of the Communications. Upon roll call, carried.

**PROCLAMATIONS**

Lindsey Gerstenslager presented the following with proclamations:

- KM Excavation for the Agricultural Environmental Steward Award
- Youngman Farms, Conservation Farm of the Year
- Humbert Farms, National AEM Sandy County Award

**2022 TASTE OF WAYNE COUNTY AWARDS**

Newark Mayor Jonathan Taylor presented the "Best Taste of Wayne County" award to the Main Street Restaurant, located in the Village of Newark. "Best Vendor Presentation" went to Hare Brook Farms from Marion and Sweet Indulgence Pastries, Wolcott received an Honorable Mention.

**RESOLUTION 410-22: AUTHORIZATION FOR DEPARTMENT OF AGING AND YOUTH TO CONTRACT WITH WAYNE COUNTY SCHOOL DISTRICTS FOR THE FAMILY AND COMMUNITIES TOGETHER PROGRAM**

Mr. Donalty presented the following:

WHEREAS, the Families and Communities Together (FACT) Program is designed to

assist families that have children in grades K through 8 who are exhibiting emotional and/or behavioral issues by providing intensive case management services and thereby preventing an out-of-home placement; and

WHEREAS, for the 2022-23 school year, the FACT program will consider working with students in grades 9-12 as well and will offer schools the opportunity to refer a family just for parent education only; and

WHEREAS, several Wayne County school districts have requested to enter into a contractual agreement with the Department of Aging and Youth for the provision of FACT services, and

WHEREAS, the Department of Aging and Youth agrees to provide FACT services to a specified number of children per school district at a sum of \$1000.00 per family for case management and \$500 per family for parent education only; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the Department of Aging and Youth for the provision of FACT services with the schools listed below in the amount specified, for the contract year from September 1, 2022 through August 31, 2023, subject to the County Attorney's approval as to form and content.

<b>School</b>	<b>Case Management</b>	<b>Parent Ed</b>	<b>Total Cost</b>
Sodus	8	4	\$10,000
NR/Wolcott	9	0	\$9,000
Clyde-Savannah	7	3	\$8,500
Marion	2	0	\$2,000
Red Creek	3	0	\$3,000
Newark	6	6	\$9,000
Wayne	5	0	\$5,000
Williamson	2	0	\$2,000
<b>Total</b>	<b>42</b>	<b>13</b>	<b>\$48,500</b>

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

**RESOLUTION 411-22: AUTHORIZATION TO RENEW CONTRACT WITH WAYNE COUNTY ACTION PROGRAM TO PROVIDE SHELTER SERVICES, RAPID REHOUSING, AND CASE MANAGEMENT SERVICES**

Mr. Donalty presented the following:

WHEREAS, the NYS Office of Temporary and Disability Assistance (OTDA) received an allocation of the

Coronavirus Aid, Relief and Economic Security Act (CARES Act), for the purpose of supporting local Counties efforts to respond to the pandemic, COVID-19; and

WHEREAS, the locally developed strategy was for the Wayne County Department of Social Services to contract with the local Community Action Agency for the purpose of providing a combination of shelter services, rapid rehousing, case management services to eligible individuals and families; and

WHEREAS, Wayne County's allocation of these funds were identified to be \$382,120, and expended according to the directives of NYS OTDA 20-LCM-06; and

WHEREAS, the Wayne County Department of Social Services subcontracted with Wayne County Action Program for Phase 1 of the Emergency Solutions Grant (ESG) allocation; and

WHEREAS, Wayne County DSS received notice on June 24, 2022 that New York State was extending the deadline to expend the funds to September 30, 2023; and now be it

RESOLVED, that the Wayne County Department of Social Services is authorized to renew a contract with Wayne County Action Program to be a subcontractor as indicated for the

purpose of complying with the policy directive 20-LCM-06; and be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to renew a subcontract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Wayne County Action Program for the provision of services required by policy directive 20-LCM-06.

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

**RESOLUTION 412-22: AUTHORIZATION TO RENEW CONTRACT WITH FLACRA TO PROVIDE OUTREACH, RAPID REHOUSING AND PREVENTION SERVICES FOR THE WAYNE COUNTY DEPARTMENT OF SOCIAL SERVICES**

Mr. Donalty presented the following:

WHEREAS, the NYS Office of Temporary and Disability Assistance (OTDA) received an allocation of the Coronavirus Aid, Relief and Economic Security Act (CARES Act), for the purpose of supporting local counties efforts to respond to the pandemic, COVID-19; and

WHEREAS, the Wayne County Department of Social Services was authorized to accept \$383,957 from NYS OTDA per Resolution No. 180-21 dated April 20, 2021; and

WHEREAS, the Wayne County Department of Social Services, through the County RFP process received 2 bids, one for the full grant amount and one for a partial grant amount; and

WHEREAS, the locally developed strategy is for the Wayne County Department of Social Services to contract with Finger Lakes Area Counseling and Recovery Agency, Inc. (FLACRA) for the purpose of providing outreach, rapid rehousing and prevention services to eligible individuals and families; and

WHEREAS, Wayne County's allocation is to be expended according to the directives of NYS OTDA 20-LCM-06; and

WHEREAS, Wayne County DSS received notice on June 24, 2022, that New York State was extending the deadline to expend the funds to September 30, 2023; now, therefore be it

RESOLVED, that the Wayne County Department of Social Services is authorized to renew a contract with FLACRA to be a subcontractor as indicated for the purpose of complying with the policy directive 20-LCM-06; and be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to renew the subcontract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with FLACRA for the provision of services required by policy directive 20-LCM-06.

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

**RESOLUTION 413-22: AUTHORIZATION TO SIGN AGREEMENT WITH WAYNE BEHAVIORAL HEALTH NETWORK FOR DRUG/ALCOHOL ASSESSMENTS**

Mr. Donalty presented the following:

WHEREAS, the Wayne County Department of Social Services (DSS) is required to contract for drug/alcohol assessment services for those applying for cash assistance; and

WHEREAS, Wayne DSS is required to provide a choice of assessment options; and

WHEREAS, Wayne DSS is reimbursed at a rate of \$40.00 per assessment by the New York State Office of Temporary and Disability Assistance; now, therefore be it

RESOLVED, that the Commissioner of Social Services is hereby authorized to execute an agreement with Wayne Behavioral Health Network, subject to the County Attorney's approval as to form and content, for the provision of drug/alcohol assessment services during the period 7/1/22-6/30/25 at a fee of \$40.00 per assessment.

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

**RESOLUTION 414-22: AUTHORIZATION TO RENEW A CONTRACT WITH CATHOLIC CHARITIES FOR THE EMERGENCY RENTAL ASSISTANCE PROGRAM (ERAP) THROUGH**

**THE NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE (NYS OTDA)**

Mr. Donalty presented the following:

WHEREAS, New York State Office of Temporary and Disability Assistance (NYS OTDA) received funding through the U.S. Treasury CARES Act for the Emergency Rental Assistance Program (ERAP); and

WHEREAS, NYS OTDA was awarded \$120,000 of ERAP funds to Wayne County Department of Social Services (WCDSS); and

WHEREAS, the ERAP allocation has been recommended for the County to provide outreach to eligible households and assist them in applying for rental arrearage payments; and

WHEREAS, the allocation has been provided through an amendment to the Emergency Solutions Grant (ESG CV) contract in place with NYS OTDA; and

WHEREAS, Wayne County Department of Social Services entered into a contract with Catholic Charities to provide outreach to eligible households and landlords and assist them in applying for rental arrearage payments; and

WHEREAS, the Wayne County Department of Social Services received notice that the deadline to expend the funds has been extended to September 30, 2023; now therefore be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to renew the contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Catholic Charities for the provision of ERAP services.

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

**RESOLUTION 415-22: AUTHORIZATION TO AMEND RESOLUTION #303-22 FOR THE SUMMER YOUTH EMPLOYMENT PROGRAM**

Mr. Donalty presented the following:

WHEREAS, Resolution #303-22 misidentified the funding source for the Summer Youth Employment Program (SYEP) as the Finger Lakes Workforce Investment Board and authorized the Chairman to execute a contract with the Finger Lakes Workforce Investment Board regarding SYEP; and

WHEREAS, the Summer Youth Employment funding comes from the Office of Temporary and Disability Assistance (OTDA) and no contract is needed; now, therefore, be it

RESOLVED, that Resolution #303-22 is hereby amended to appropriately identify the funding source of the Summer Youth Employment as the Office of Temporary and Disability Assistance and delete any reference to the Finger Lakes Workforce Investment Board; and be it further

RESOLVED that the Chairman approves the receipt of the funds from the New York State Office of Temporary and Disability Assistance.

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

**RESOLUTION 416-22: AUTHORIZATION FOR WAYNE COUNTY DEPARTMENT OF SOCIAL SERVICES TO ADJUST FOSTER CARE AND ADOPTION SUBSIDY PAYMENT RATES AS A RESULT OF 22-OCFS-ADM-16**

Mr. Donalty presented the following:

WHEREAS, the Department of Social Services is required to have care available for youth needing to be placed outside of their homes; and

WHEREAS, rates for the least restrictive mode of care, foster homes, needs to be adjusted at this time due to an Administrative Directive from the Office of Children and Family Services; and

WHEREAS, New York State is requiring Counties to raise their rates to pay the Maximum State Aid Rates (MSAR) for Foster Care Programs effective July 1, 2022; and

WHEREAS, the new MSAR rates will include the previously separate rates for

replacement clothing and diapers; and

WHEREAS, with the increase in the rates, the current "Enhanced" rate for foster parents will be deleted; and

WHEREAS, the Adoption Subsidy rates are based on the Foster Care rate table; now, therefore, be it

RESOLVED, that the foster care rates will be adjusted per the following table, effective July 1, 2022.

<u>AGES</u>	<u>BASIC</u>	<u>SPECIAL</u>	<u>EXCEPTIONAL</u>	<u>BRIDGE RATE</u>
Birth-5	\$29.39	\$63.45	\$97.78	\$75.00
6-11	\$35.01	\$63.45	\$97.78	\$75.00
12+	\$35.41	\$63.45	\$97.78	\$75.00

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

**RESOLUTION 417-22: AUTHORIZATION TO AMEND RESOLUTION NO. 406-19 TO EXTEND CONTRACT NO. 201900229's END DATE FOR WAYNE COUNTY PUBLIC HEALTH**

Mr. Robusto presented the following:

WHEREAS, Wayne County Public Health (WCPH) currently holds a contract with ARC of Wayne for the provision of Early Intervention Services at an enhanced rate; and

WHEREAS, Contract No. 201900229 has an expiration date of August 31, 2022; and

WHEREAS, WCPH is investigating how to proceed in providing the needed Early Intervention Services for currently enrolled children and for those on a wait list; and

WHEREAS, both WCPH and ARC of Wayne are agreeable to extend Contract No. 201900229 until December 31, 2022 to provide Early Intervention Services to eligible children in order to allow time for decisions to be made on how best to provide the needed services and to develop a Scope of Services for a BID if needed; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to amend Contract No. 201900229 with ARC of Wayne to extend the contract to December, 31, 2022, and to sign any future amendments, subject to the approval of the County Attorney as to form and content and meeting insurance requirements.

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

**RESOLUTION 418-22: AUTHORIZATION TO SET SALARY FOR DIRECTOR OF NURSING FULL-TIME**

Mr. Robusto presented the following:

WHEREAS, the full-time Director of Nursing has resigned effective July 16, 2022; and

WHEREAS, the Nursing Home Administrator has identified a candidate to fill this position having significant experience to meet the needs of the Wayne County Nursing Home; and

WHEREAS, the request to hire a Grade 9 Director of Nursing at a salary commensurate with such experience has been submitted to the Salary Committee, and has been approved at a salary up to \$95,034 if such candidate is obtained, now therefore be it

RESOLVED that the Nursing Home Administrator has authority to fill this position at a salary of up to \$95,034.

Mrs. Bender moved the adoption of the resolution. Seconded by Mrs. Leonard. Upon roll call, all supervisors voted Aye except Mr. Donalty. The Chairman declared the resolution adopted.

Mr. Groat requested that a committee be formed in order to review policies regarding pass through resolutions.

**RESOLUTION 419-22: AUTHORIZATION TO SET SALARY FOR ASSISTANT DIRECTOR OF NURSING FULL-TIME**

Mr. Robusto presented the following:

WHEREAS, the full-time Assistant Director of Nursing has resigned effective July 8, 2022; and

WHEREAS, the Nursing Home Administrator has identified a candidate to fill this position having significant experience to meet the needs of the Wayne county Nursing Home; and

WHEREAS, the request to hire a Grade 8 Assistant Director of Nursing at a salary commensurate with such experience has been submitted to the Salary Committee, and has been approved at a salary up to \$84,852 if such candidate is obtained, now therefore be it

RESOLVED that the Nursing Home Administrator has authority to fill this position at a salary of up to \$84,852.

Mrs. Leonard moved the adoption of the resolution. Seconded by Mr. Chatfield. Upon roll call, all Supervisors voted Aye except Mr. Donalty. The Chairman declared the resolution adopted.

**RESOLUTION 420-22: AUTHORIZATION TO ESTABLISH A CONTRACT BETWEEN THE WAYNE COUNTY MENTAL HEALTH DEPARTMENT AND THE WAYNE COUNTY VETERANS SERVICE AGENCY, AND AMEND THE 2022 COUNTY BUDGET**

Mr. Robusto presented the following:

WHEREAS, the Mental Health Department is in receipt of one time funding from the NYS Office of Metal Health totaling \$100,000, which is to be utilized for establishing a Veteran Peer Support Program for veterans suffering from post-traumatic stress syndrome, related combat stress disorders, or having counseling needs, using individual and small group peer to peer counseling methods; and

WHEREAS, the Mental Health Department wishes to establish a contract with the Wayne County Veterans Service department for the purposes of the provision of mental health related services within the work scope activities as noted in the previous paragraph, and for disbursement of New York State Office of Mental Health funding in the amount of \$100,000; now, therefore, be it

RESOLVED, that the Chairman of the Board is authorized to sign a contract between the Wayne County Veterans Service Department and the Wayne County Department of Mental Health in the amount not to exceed \$100,000 to establish a Veteran Peer Support Program for the provision of mental health related services to veterans of Wayne County for the contract period effective August 15, 2022 to March 31, 2023, and not to exceed the listed funding amount in accordance with the 2022 State funding award amount with final amounts being subject to the availability of funds in the SFY 22-23 Enacted Budget, and the contract being subject to the County Attorneys review as to form and content; and be it further

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

**A4322 Community Providers**

(Revenue)

\$100,000 to 43584 Wayne County Veterans Service Agency

(Appropriations)

\$100,000 to 54693 Wayne County Veterans Service Agency

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

**RESOLUTION 421-22: AUTHORIZATION TO AMEND THE 2022 COUNTY BUDGET FOR THE MENTAL HEALTH DEPARTMENT COMMUNITY PROVIDERS FUNDING AND AMEND**

**2022 PROVIDER CONTRACT FOR WAYNE ARC**

Mr. Robusto presented the following:

WHEREAS, the Mental Health Department Local Governmental Unit (LGU) is in receipt of additional state aid funding awarded to community behavioral health providers, and which is primarily related to state prior year closeout reconciliation adjustments; and

WHEREAS, the LGU now needs to make the following 2022 budget & contract amendment to reflect those additional state aid funds due for payment to Wayne ARC (there is no additional county costs or funds associated with this):

Wayne ARC: Additional State Aid Funding due in the amount of \$12,267, for an amended contract amount total of \$42,834; now, therefore, be it

RESOLVED, that the County Treasurer is authorized to make the following 2022 county budget amendments and the Chairman of the Board and the County Attorney are authorized to amend the 2022 contract with Wayne ARC as noted below to reflect the revised state aid additional funding adjustment increases, subject to the County Attorney's review and approval as to form and content:

**A4322 Community Providers**

**(Revenue)**

\$12,267 to 43495 Wayne ARC-MR

**(Appropriations)**

\$12,267 to 54608 Wayne ARC-MR

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

**RESOLUTION 422-22: AUTHORIZATION TO ENTER INTO MEMORANDUM OF AGREEMENT BETWEEN COUNTY OF WAYNE AND CIVIL SERVICE EMPLOYEES ASSOCIATION, INC. WAYNE COUNTY LOCAL 859, AFSCME, AFL-CIO, WAYNE COUNTY SUPERVISORY EMPLOYEES UNIT 9100, WAYNE COUNTY GENERAL EMPLOYEES UNIT 9100-02**

Mr. Lasher presented the following:

WHEREAS, during Labor-Management meetings, the Parties have discussed a new work schedule for the Wayne County Nursing Home staff for individuals holding the following full time and part time positions: Registered Professional Nurse (RPN), Supervising RPN, Licensed Practical Nurse (LPN) and Certified Nursing Assistant (CNA). A 12-hour work schedule was presented to WCNH employees with more than 50% of staff that would change to an additional new work schedule.

THEREFORE, the parties agree as follows:

1. Employees of WCNH opting into the twelve (12) hour schedule will transition to the new work schedule as soon as it is practical.
2. The parties agree that at no point will twelve (12) hour shift schedules be mandatory for those employees who do not wish to participate in a twelve (12) hour shift schedule. The parties also agree that should an employee wish to change their schedule from an eight (8) hour shift schedule to a twelve (12) hour shift schedule or vice versa; that there will be at least thirty (30) day notice given prior to change of schedule for appropriate scheduling requirements.
3. The 12-hour shift time schedule will consist of 7am-7pm / 7pm-7am / 3am-3pm / 3pm-3am. Shift employees will be placed on a fourteen (14) day schedule during which they shall work six

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(6) 12 hours days and one (1) 8-hour day bi-weekly these include a 30-minute unpaid meal period. The standard hours for each employee shall be fixed at Seventy-six and one half (76.50) hours bi-weekly.

4. Employees assigned to shifts 3pm–3am and 7pm–7am will be paid shift differential in accordance to Article 14 Section 22.

5. Should it be necessary to change the beginning and ending times, management will give the employees at least the thirty (30) day minimum notice required by the General Unit collective bargaining agreements, Article 12, Section 1i).

6. Full-time Nursing Home employees opting into the twelve 12-hour schedule will be on a fourteen (14) day work schedule and shall receive the overtime rate of one and one-half (1.5) times the hourly rate for all hours actually worked in excess of Seventy-six and one half (76.50) hours in a fourteen (14) day work cycle. This shall be done in accordance with, and to supplement the benefit of, the Fair Labor Standards Act's Section 7(j) overtime pay system for health care facilities including but not limited to skilled nursing and residential care facilities. Sick leave shall not be counted as time worked in the computation of overtime.

7. Annual and Sick Leave Accruals will be credited at the rate of 3.75 hours per bi-weekly pay period. An employee shall not earn annual and sick leave for any bi-weekly pay period unless he/she is in full pay status for at least 37.50 hours during such bi-weekly pay period. Employees shall submit time off requests using "hours" rather than "days".

8. Holidays: The following days shall be designated paid holidays for shift employees: New Year's Day, Thanksgiving Day, and Christmas Day. Shift employees who are required to work on any of these three (3) days shall receive twice their normal rate of pay for all hours worked. Shift employees who are not scheduled to work on these days shall be paid for the day off at straight time.

Nursing Home shift employees shall earn seven and one half (7.5) hours of paid holiday leave in each of the following months: February, March, April, May, June, July, August, September and October. Floating days shall be used by the employee at a time to be agreed upon by the Nursing Home Administrator, within the facility's operational requirements. Employees shall submit time off requests using "hours" rather than "days".

9. Wayne County reserves the right to revert back to the existing schedule as defined in the current collective bargaining agreement with at least the thirty (30) day minimum notice required by the Contract.

10. This agreement does not set any precedent or establish a practice or custom that binds either party beyond its stated terms.

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign this Memorandum of Agreement, subject to the review and approval of the County Attorney as to form and content.

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

**RESOLUTION 423-22: AUTHORIZATION TO SET DATE FOR PUBLIC HEARING ON LOCAL LAW RELATING TO THE REAPPORTIONMENT OF THE BOARD OF SUPERVISORS OF THE COUNTY OF WAYNE**

Mr. Lasher presented the following:

RESOLVED, pursuant to Section 20 of the Municipal Home Rule Law that the Board of Supervisors shall hold a public hearing on Tuesday, September 20<sup>th</sup> at 9:05 a.m. in the

Supervisors Chambers in the County Court House, 26 Church Street, Lyons, New York, on the following proposed local law:

**COUNTY OF WAYNE – STATE OF NEW YORK**

A local law relating to the reapportionment of the Board of Supervisors of the County of Wayne. BE IT ENACTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF WAYNE, as follows:

**SECTION 1. LEGISLATIVE INTENT**

The Wayne County Board of Supervisors having heretofore enacted local laws implementing adjusted weighted voting plans for simple majority votes and two-thirds majority votes, and since those enactments the 2020 Federal Census having been completed, the Wayne County Board of Supervisors did pursuant to Section 10 of the Municipal Home Rule Law prepare revised plans, utilizing 2020 population statistics.

**SECTION 2. LEGISLATIVE AUTHORITY**

This local law is enacted pursuant to the provisions of Municipal Home Rule Law Section 10 (1) (a) (13).

**SECTION 3. ADJUSTED WEIGHTED VOTING PLAN (SIMPLE MAJORITY)**

The apportionment of the voting strength of each of the members of the Wayne County Board of Supervisors as determined by utilization of the 2020 Federal Census shall be as follows upon any vote requiring a simple majority vote:

Arcadia	29
Butler	4
Galen	10
Huron	4
Lyons	13
Macedon	20
Marion	10
Ontario	23
Palmyra	16
Rose	5
Savannah	4
Sodus	18
Walworth	20
Williamson	15
Wolcott	9
<b>TOTAL:</b>	<b>200</b>

A total of 101 affirmative votes shall be required for the adoption of any resolution, local law, motion or proposal requiring a simple majority vote.

**SECTION 4. ADJUSTED WEIGHTED VOTING PLAN (TWO-THIRDS MAJORITY)**

The apportionment of the voting strength of each of the members of the Wayne County Board of Supervisors as determined by utilization of the 2020 Federal Census shall be as follows upon any vote requiring a two-thirds majority vote:

Arcadia	29
Butler	4
Galen	10
Huron	4
Lyons	13
Macedon	20

Marion	10
Ontario	23
Palmyra	16
Rose	5
Savannah	4
Sodus	18
Walworth	20
Williamson	15
<u>Wolcott</u>	<u>9</u>
TOTAL:	200

A total of 134 affirmative votes shall be required for the adoption of any resolution, local law, motion or proposal requiring a two-thirds majority vote.

**SECTION 5. EFFECT OF OTHER LAWS OR ACTS**

Local Law No. 3-2011 and any other law, ordinance, resolution or other act of the Wayne County Board of Supervisors relating to reapportionment is herein and hereby superseded.

**SECTION 6. SEPARABILITY**

If any clause, sentence, paragraph or section of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such adjudication shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph or section thereof directly involved in the proceeding in which such adjudication shall have been rendered.

**SECTION 7. EFFECTIVE DATE**

This local law is subject to referendum on petition pursuant to Municipal Home Rule Law Section 24 (2) (j). This local law shall take effect 45 days after its adoption pursuant to Municipal Home Rule Law Section 24(1), subject to the provisions thereof; and be it further

RESOLVED, that the Clerk of the Board of Supervisors is hereby directed to give at least five days' notice of such hearing by posting such notice upon the bulletin board at the Court House, Lyons, New York, and by publishing such notice at least once in the official newspapers of the County.

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

**RESOLUTION 424-22: ADOPTION OF PROPOSED LOCAL LAW FOR THE EXPANSION OF VIDEOCONFERENCING FOR PUBLIC MEETINGS WITHIN THE COUNTY OF WAYNE**

Mr. Lasher presented the following:

WHEREAS, a proposed local law for the expansion of videoconferencing for public meetings within the County of Wayne was presented to the Board of Supervisors on June 21, 2022 and

WHEREAS, a public hearing on the proposed local law was held on July 19, 2022 at 9:10 a.m. in accordance with the notice of hearing duly posted and published in the manner prescribed by law; now, therefore be it

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

COUNTY OF WAYNE – STATE OF NEW YORK  
LOCAL LAW NO. 4-2022

A local law to allow for expansion of the use of videoconferencing, under extraordinary circumstances, to conduct open meetings within the County of Wayne.

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

SECTION 1. PURPOSE

The Board of supervisors intends by this local law to allow for the expansion of the use of videoconferencing, under extraordinary circumstances, to conduct open meetings.

SECTION 2. CONDITIONS

- (a) All meetings shall be conducted by videoconferencing, not audio-only, such that members of the Board of Supervisors and Committee members can be heard, seen and identified.
- (b) The Board must meet in person at a physical location that is open to the public with a minimum amount of members present to fulfil the quorum requirement.
- (c) Members of the Board of Supervisors may attend meetings virtually due to extraordinary circumstances.
- (d) Extraordinary Circumstances shall be defined as: disability, illness, caregiving responsibilities, or any other significant or unexpected factor or event which impedes the member's physical attendance at such meeting.
- (e) Members shall provide notice of their inability to attend a meeting to the Board Clerk's Office at least 24 hours prior to the meeting or as soon as reasonably able.
- (f) The meeting minutes must identify which, if any, members of the Board of Supervisors are participating remotely.
- (g) The Chair of the Board shall retain discretion over permitted extraordinary circumstances for the Board and for Standing Committees when that Chair is unavailable.
- (h) The Standing Committee Chairs, when available, shall retain discretion over permitted extraordinary circumstances for their Committee.
- (i) It is understood that members permitted to attend at a location that does not allow for in-person physical attendance by the public, will not count toward a quorum. Only members present at a physical location which allows for in-person attendance by the public will count toward a quorum. However, those attending virtually may participate and vote.
- (j) Any members of the public attending a meeting must be able to hear, see and identify any member of the public body who is attending remotely while the meeting is being conducted.
- (k) If videoconferencing is used to conduct a meeting, the public notice shall inform the public where they can view and/or participate in such meeting, where required documents and records will be posted or available, and identify the physical location for the meeting where the public can attend.
- (l) Meetings conducted using videoconferencing shall be recorded and those recordings shall be posted or linked within 5 business days of the meeting and maintained for 5 years thereafter. Recordings shall be transcribed upon request.
- (m) Members of the public will be allowed to view by video and participate in proceedings by videoconference in real-time, where public comment or participation is authorized and videoconferencing shall allow the same public participation or testimony as in person participation or testimony.
- (n) Open meetings using videoconferencing shall use technology to permit access by members of the public with disabilities consistent with the 1990 Americans with Disabilities Act.
- (o) The Wayne County Board of Supervisors may hold fully remote meetings, and in person participation requirements of the Law shall not apply, during: a state disaster emergency declared by the governor pursuant to

Section 28 of the Executive Law, or local state of emergency proclaimed by the Chairman of the Board pursuant to Section 24 of the Executive Law, if it is determined by the Chairman that the circumstances necessitating the emergency declaration would affect or impair the ability of the Board to hold an in person meeting.

- (p) These written procedures shall be conspicuously posted on the County's website.

**SECTION 3. EFFECTIVE DATE**

This local law shall take effect immediately upon filing with the Secretary of State.

**SECTION 4. SEVERABILITY**

If any clause, sentence, paragraph, subdivision, section or part of this Local Law or the application thereof, to any person, individual, corporation, firm, partnership, entity, or circumstance, shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional such order of judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this Local Law or in its application to the person, individual, corporation, firm, partnership, entity, or circumstances directly involved in the controversy in which such judgment or order shall be rendered.

**SECTION 5. EXPIRATION**

This local law shall be effective until July 1, 2024 as set forth by New York State, Chapter 56 of the Laws of 2022.

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

**RESOLUTION 425-22: AUTHORIZATION TO AWARD RFP FOR 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, resolution 273-22 authorized the release of a Request for Proposals (RFP) for planning services under the direction of the County Economic Development and Planning Department; and

WHEREAS, two proposals were received from the following firms:

**LaBella Associates**

300 State St., Suite 201  
Rochester, NY 14614  
Cost: \$48,000  
Cumulative Score: 2480 / 3000 Points

**Community Planning & Environmental Associates**

152 Stolzenburg Road  
Berne, NY 12023  
Cost: \$54,270.00  
Cumulative Score: 2399 / 3000 Points

WHEREAS, the proposals have been reviewed by an evaluation team consisting of members of the Economic Development and Planning staff who individually completed scoring criteria forms for each proposal, with said scoring form including evaluation of total price (completed by Purchasing), timely implementation, understanding of project goals and objectives, experience providing similar services based on previous clients, experience with agriculture planning and applicable standards, and proposed work plan: and

WHEREAS, based on the scoring of the committee members, and the Purchasing Department's evaluation of the pricing provided by the firms, cumulative results score the LaBella Associates proposal highest, making it the evaluation team's recommendation to contact LaBella Associates for completion of the updated Farmland Protection plan; now, therefore, be it

RESOLVED, that the Board of Supervisors hereby authorizes selection of Labella Associates for completion of the Farmland Protection Plan at a cost of \$48,000 and 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; and be it further

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

**A1990 Contingent Fund General**

(Appropriations)

\$24,000 from 54000 Contractual Expenses

**A8020 Planning Board**

(Revenues)

\$24,000 to 43305 NYS Grants EDP09

**A8020 Planning Board**

(Expenditures)

\$48,000 to 54400 Contracted Services EDP09

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

**RESOLUTION 426-22: AUTHORIZATION TO AWARD RFP FOR LOCAL SOLID WASTE MANAGEMENT PLAN (LSWMP), LOCAL LAWS, AND ENFORCEMENT**

Mr. Johnson presented the following:

WHEREAS, Counties are recognized organizational-structures that are responsible for developing and implementing a successful Local Solid Waste Management Plan (LSWMP) for the communities of the State, and

WHEREAS, specialized expertise is necessary to develop a plan that is up to date, is enforceable, is relative to the County, and that includes a process for collection of data necessary to enforce and track solid waste, and

WHEREAS, Resolution 150-22 authorized the release of a Request for Proposals for consultant services for development of an updated LSWMP,

WHEREAS, one proposal was received from the following firm:

**Barton & Loguidice D.P.C**

10 Airline Drive

Albany, NY 12205

Cost: \$57,800

WHEREAS, the proposal has been reviewed by an evaluation committee consisting of members of the Economic Development and Planning staff and scored using published RFP

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criteria including but not limited to costs, and the proposal was determined to have met the requirements outlined in the RFP, now, therefore be it

RESOLVED, that the Board of Supervisors hereby authorizes engagement with Barton & **Loguidice** at a cost of \$57,800 for completion of an updated solid waste management plan, under the direction of the Economic Development and Planning Department, 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; and be it further

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

**A1990 Contingent Fund General**

(Appropriations)

\$57,800 from 54000 Contractual Expenses

**A8020 Planning Board**

(Expenditures)

\$57,800 to 54400 Contracted Services (EDP09 Solid Waste Management Plan

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

**RESOLUTION 427-22: AUTHORIZATION TO AWARD RFP FOR OUTSIDE COUNSEL TO ASSIST WITH BROADBAND PROJECT CONTRACT NEGOTIATIONS**

Mr. Johnson presented the following:

WHEREAS, Wayne County Resolution No. 238-22 authorized the Economic Development and Planning Department, in coordination with the Purchasing Department's release and solicitation of proposals for outside counsel to assist with contract negotiations for the Broadband Project; and

WHEREAS, six proposals were received, with the County Attorney and Purchasing Department determining that proposals received from the following firms met the criteria to allow for evaluation and consideration:

**Ballard Spahr LLP**

1675 Broadway, 19th Floor,  
New York, NY 10019  
Cumulative Score: 1874 / 3000 Points

**Hunton Andrews Kurth LLP**

Riverfront Plaza, East Tower  
951 E. Bryd Street  
Richmond, VA 23219  
Cumulative Score: 1719 / 3000 Points

**Phillips Lytle LLP**

28 East Main Street, Suite 1400  
Rochester, NY 14614  
Cumulative Score: 1939 / 3000 Points

**Torys LLP**

1114 Avenue of the Americas, 23rd Floor  
New York, NY 10036  
Cumulative Score: 1648 / 3000 Points

**West Group Law PLLC**  
81 Main Street, Suite 510  
White Plains, NY 10601  
Cumulative Score: 2420 / 3000 Points

WHEREAS, the proposals have been reviewed by an evaluation team consisting of members of County staff who individually completed scoring criteria forms for each proposal, with said scoring form including evaluation of total price (completed by Purchasing), references, firms' ability to provide the Service, expertise, and past performance, and proposed staff: and

WHEREAS, based on the scoring of the committee members, and the Purchasing Department's evaluation of the pricing provided by the firms, cumulative results score the West Group Law PLLC proposal highest, making it the evaluation teams recommendation to contract for representation in contract completion for Broadband services; now, therefore, be it

RESOLVED, that the Board of Supervisors hereby authorizes engagement with West Group Law PLLC for outside counsel to assist with contract negotiations for the Broadband Project, at a blended rate of \$295 per hour for services rendered, 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.

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

**RESOLUTION 428-22: AUTHORIZATION TO SUBMIT A LETTER OF INTENT AND APPLICATION TO THE RESTORE NY PROGRAM**

Mr. Johnson presented the following:

WHEREAS, The Restore New York Communities Initiative ("Restore NY") provides municipalities with financial assistance for the revitalization of commercial and residential properties. The program encourages community development and neighborhood growth through the elimination and redevelopment of blighted structures; and

WHEREAS, Restore New York funding is available for projects involving the demolition, deconstruction, rehabilitation and/or reconstruction of vacant, abandoned, condemned and surplus properties; and

WHEREAS, applications must be initiated by municipalities, demonstrate at least a 10% match to be funded by the developer, and, hold a public hearing to discuss the application and the property assessment list; and

WHEREAS, the County Economic Development and Planning Department has been approached by a private developer seeking assistance for development of a health and wellness center under the program, and

WHEREAS, a pre-application will provide for review and a determination of eligibility under the program; now therefore be it

RESOLVED, that the Board of Supervisors hereby authorizes the County Economic Development and Planning Department's submission of a pre-application and, if approved, a full application to the program, at no costs to the County.

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

**RESOLUTION 429-22: AUTHORIZATION TO CLOSE COMPLETED 2022 CONSTRUCTION PROJECTS AND AMEND THE PUBLIC WORKS DEPARTMENT 2022 BUDGET**

Mr. Chatfield presented the following:

WHEREAS, various Highway Construction Projects have been completed in 2022 and final payments processed; and

WHEREAS, the balance in budgeted projects may be reallocated to other projects; now

therefore be it

RESOLVED, that the County Treasurer is hereby authorized and directed amend the 2022 budget as follows:

**D5112-ROAD CONSTRUCTION:**

\$75,377.62 from .52600 Highway Construction  
\$26,214.66 from .52663 20-72 Wolcott Rd Project  
\$19,021.71 from .52670 22-59 North Geneva Rd Paving Project  
\$19,597.17 from .52670 22-60 Wayne Center Rd Recycle Project  
\$3,960.44 from .52670 22-61 Wayne Center Rd Paving Project  
\$19,536.64 from .52670 22-67 North Geneva Rd. Project  
\$155,458.40 to .52670 21-50 Surface Treating East Project  
\$8,249.84 to .52670 21-51 Surface Treating West Project

and be it further

RESOLVED that the following highway construction projects within Account D51122 Road Construction having a zero balance, are hereby closed:

**D5112-ROAD CONSTRUCTION:**

.52663 20-72 Wolcott Rd Project  
.52670 21-50 Surface Treating East Project  
.52670 21-51 Surface Treating West Project  
.52670 22-59 North Geneva Rd Paving Project  
.52670 22-60 Wayne Center Rd Recycle Project  
.52670 22-61 Wayne Center Rd Paving Project  
.52670 22-67 North Geneva Rd. Project

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

**RESOLUTION 430-22: AUTHORIZATION TO ENTER INTO A SUPPLEMENTAL AGREEMENT WITH THE NYSDOT FOR FUNDING OF THE CONSTRUCTION PHASE OF THE FARMINGTON ROAD BRIDGE PROJECT**

Mr. Chatfield presented the following:

WHEREAS, a Project for the rehabilitation of the Farmington Road bridge in the Town of Macedon, Wayne County (PIN 4WA0.03) is eligible for funding under Title 23 US Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal Funds and 20% non-federal funds, and

WHEREAS, resolution 558-19 authorized an initial agreement with NYSDOT to fund the design portion of the Farmington Road bridge project, and

WHEREAS, the construction of the Farmington Road bridge project has now been authorized, and

WHEREAS, a supplemental agreement is required between Wayne County and the NYSDOT to get reimbursed for this construction phase of the project, and

WHEREAS, the NYS Highway law authorizes the Commissioner of Transportation to use Federal aid available under the Federal aid highway acts and provides for the consent to and approval by the Municipality/Sponsor of any such project under the Federal aid highway program which is not on the State highway system before such Project is commenced; and

WHEREAS, the County of Wayne desires to advance these Projects by making a commitment of 100% of the non-federal share of this project, now, therefore be it

RESOLVED, that the Wayne County Board of Supervisors hereby approves the above subject project; and be it further

RESOLVED, that the sum of \$843,850 is hereby appropriated and made available to cover the cost of the Construction phase of the Farmington Road bridge project (4WA0.03)

and be it further

RESOLVED, that the County Treasurer is hereby authorized to transfer \$168,770 from the General Fund unassigned fund balance, and revise the budget as follows:

**A9901 Interfund Transfers**

(Appropriations)

\$168,770 to 59300 Transfer- County Roads

**D5112 Road Construction**

(Appropriations)

\$843,850 to 52924 Farmington Road Bridge

**D9999 Other Income**

(Revenue)

\$675,080 to 44511 Marchiselli Funds - Federal (80%)

\$168,770 to 45031 Interfund Transfers

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Board of Supervisors shall convene as soon as possible to appropriate said excess amount, and be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or State Aid on behalf of the County of Wayne with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the County's first instance funding of the project costs and permanent funding of the local share of federal aid and state aid eligible Project costs and all project costs within appropriations therefore that are not so eligible, subject to review and approval of the County Attorney as to form and content, and be it further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and be it further

RESOLVED, that this Resolution shall take effect immediately.

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

**RESOLUTION 431-22: AUTHORIZATION TO ENTER INTO AGREEMENT WITH M&S FIRE PROTECTION TO PROVIDE QUARTERLY SPRINKLER INSPECTION, MAINTENANCE AND REPAIR SERVICES**

Mr. Chatfield presented the following:

WHEREAS, the following buildings have sprinkler systems installed in them and require quarterly inspections and testing:

Health Services Building  
Wayne County Jail  
Public Safety Building  
Hall of Justice  
Social Services  
Nursing Home  
16 William St

and

WHEREAS, the Superintendent of Public Works has received price proposals from the following vendors to provide this service for three years commencing September 1<sup>st</sup> 2022;

Davis-Ulmer	\$17,940.00
Johnson Controls	\$19,479.35
M&S Fire Protection	\$15,848.00

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 M&S Fire Protection for a three-year contract period from September 1, 2022 to August 31, 2025 for a base cost of \$15,848.00 00 plus any additional required repairs.

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

**RESOLUTION 432-22: ADOPTION OF LOCAL LAW AMENDING LOCAL LAW IN RELATION TO REGULATING PARKING IN THE RESERVED PARKING AREA ADJACENT TO THE PEARL STREET OFFICE BUILDING**

Mr. Chatfield presented the following:

WHEREAS, a proposed local law in relation to regulating parking in the reserved parking area adjacent to the Pearl Street Office Building was presented to the Board of Supervisors on June 21, 2022; and

WHEREAS, a public hearing on the proposed local law was held by the Board of Supervisors on July 19, 2022, in accordance with the notice of hearing duly posted and published in the manner prescribed by law; now, therefore be it

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

**COUNTY OF WAYNE – STATE OF NEW YORK**

A local law amending Local Law 5-1985, as amended by Local Law 2-1988, as amended by 4-1993, as amended by 4-2002 and Local Law 5-2003, in relation to regulating parking in the reserved parking area adjacent to the Pearl Street Office Building.

**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; of

- (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.
  - (i) "Abandoned Vehicle" means any vehicle deemed to be an abandoned vehicle pursuant to the provisions of Section 1224 of the Vehicle & Traffic Law.
  - (j) "Vehicle & Traffic Law" means the Vehicle & Traffic Law of the State of New York.
- 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>Number of Parking Spaces</u>	<u>Designated Person</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.
- (d) No vehicle shall be parked in the reserved parking areas other than between the lines marking the parking spaces provided in such areas.

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

Section 5. Whenever any vehicle is (a) parked in the reserved parking areas during snowstorms, floods, fires, or other public emergencies, or (b) found unattended in the reserved parking areas where it constitutes an obstruction to traffic, or (c) found abandoned in the reserved parking areas, the Sheriff is hereby authorized to provide for the removal of such vehicle, be 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; provided, however, that the terms and conditions of any such engagement, hiring, or contacting shall be subject to the approval of the County Attorney.

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 immediately upon the date it is filed in the Office of the Secretary of State in accordance with Section 27 of the Municipal Home Rule Law of the State of New York.

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

**RESOLUTION 433-22: AUTHORIZATION TO FILL AND SET SALARY FOR SECOND ASSISTANT DISTRICT ATTORNEY POSITION**

Mr. Verno presented the following:

WHEREAS, this Position requires an experienced and talented violent felony prosecutor with proven leadership and supervisory experience, and

WHEREAS, this position # 51764 formerly held by Scott Kadien has been vacant since March 29, 2022; and

WHEREAS, this full-time position is important to the chain of command and succession of the DA's office; now, therefore be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to approve and set the salary of the Second Assistant District Attorney's position # 51764 salary at \$ 96,055.00 commencing August 29, 2022.

Mr. Johnson moved the adoption of the resolution. Seconded by Mr. Robusto. Upon roll call all Supervisors voted Aye except Mr. Donalty. The Chairman declared the resolution adopted.

**RESOLUTION 434-22: AUTHORIZATION TO ACCEPT THE DIVISION OF CRIMINAL JUSTICE SERVICES DCJS CRIMINAL JUSTICE DISCOVERY REFORM GRANT FOR FISCAL YEAR APRIL 1, 2022 THROUGH MARCH 31, 2023**

Mr. Verno presented the following:

WHEREAS, the New York State Division of Criminal Justice Services (DCJS) has approved and provided funding to assist the County and District Attorney's Office with expenses related to the new Discovery Law enacted January 1, 2020; and

WHEREAS, the funding is contingent upon approval of the Chairman of the Wayne County Board of Supervisors and DCJS; and

WHEREAS, the funding can be used to fund support programs through Probation and Pre-Trial Services; Police Agencies; District Attorney's Office; now, therefore be it

RESOLVED, that Chairman of the Wayne County Board of Supervisors is hereby authorized to approve and accept said Grant in an amount up to \$311,561.00; also therefore be it

RESOLVED, that Chairman of the Wayne County Board of Supervisors, shall submit a letter of Affirmation that said funds will be used for Discovery and or Bail Reform; and also be it

RESOLVED, the District Attorney, the Director of Probation and the Director of Pre-Trial Services are authorized to sign and submit letters of support of implementation of said funds in and for the County of Wayne.

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

**RESOLUTION 435-22: AUTHORIZATION TO CONTRACT FOR LANGUAGE SERVICES FOR THE PUBLIC DEFENDER OFFICE**

Mr. Verno presented the following:

WHEREAS, in accordance with the Wayne County Purchasing Policy an RFQ was issued for interpretation services on behalf of the Public Defender's Office; and

WHEREAS, quotes were due by June 21, 2022 and nine responses were received; and

WHEREAS, the lists of services provided by each company and proposed rates were compared to determine the best value company that offers all required interpretation services for the Public Defender's Office, including in-person interpretation; and

WHEREAS, after analysis it is recommended that Aguirre Language Services be awarded the contract at the following rates; now, therefore be it

Type of Service	Rate	Rate Description
Interpretation In-Person	\$75/hr	Hourly Rate- 2 hour minimum (billed @ \$150)
Interpretation In-Person	\$170/half day	Half Day Rate 2-4 hours
Interpretation In-Person	\$300/full day	Full Day Rate 4-8 hours
Telephonic/Zoom/Video Calls	\$75/hr	Hourly Rate (min. 1 hour)
Short Calls/Misc. Calls	\$35/hr (per day)	Billed total mins/day- 1 hour min
Translation	\$0.17/word	Billed per word
Translation	\$50/page	Billed per page
Audio Transcription	\$0.35/word	Billed per word
Video Transcription	\$0.35/word	Billed per word
Mileage billed after 30 miles at IRS standard rate		
Same day cancellations- \$75 cancellation fee		

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 Aguirre Language Services, in accordance with the rates proposed, for a term of one (1) year, with options to renew for two (2) additional one (1) year periods.

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

**RESOLUTION 436-22: AUTHORIZATION TO MODIFY THE 2022 PUBLIC DEFENDER BUDGET TO CREATE A GRADE 8 FULL TIME ASSISTANT PUBLIC DEFENDER**

**POSITION. AUTHORIZE HIRING FOR THE POSITION AND ADD CERTAIN OTHER APPROVED HURRELL HARRING YEAR 4 REVENUES AND EXPENSES**

Mr. Verno presented the following:

WHEREAS, Year 4 of the Hurrell Harring settlement expansion plan is expected to be finalized in September 2022 and the Office of Indigent Legal Services has confirmed approval of the funding supporting these requests in a signed letter dated July 20, 2022; and

WHEREAS, An additional Grade 8 full time Assistant Public Defender position is required as part of the Office of Indigent Legal Services staffing mandates; and

WHEREAS, such attorney position will be fully funded, both salary and fringe costs, by the pending Year 4 Hurrell Harring funding plan; and

WHEREAS, the request to hire a Grade 8 attorney at a salary commensurate with their experience in the field will be submitted to the Pay Plan Committee for approval when such candidate is obtained; and

WHEREAS, funding for furniture and computer equipment for this additional position is requested to be added to the 2022 budget (total \$3,500 furniture, \$1,530 computer equip.); and

WHEREAS, funding for the purchase of six laptops to be used for incarcerated clients to have access to review of discovery in their criminal cases is requested to be added to the 2022 budget (\$18,000); and

WHEREAS, funding for contracts with an online investigative search engine (Skopenow) is requested to be added to the 2022 budget (\$7,000); and

WHEREAS, funding for a contract with GoGoGrandparents, a rideshare coordination service is requested to be added to the 2022 budget (\$4400); and

WHEREAS, funding for the purchase of five Zoom licenses under the current Wayne County contract with Zoom video conferencing service is requested to be added to the 2022 budget (\$810); now, therefore be it

RESOLVED, that a full time Grade 8 attorney position is hereby created in the Public Defender Office and the 2022 budget is hereby modified to add that position; and be it further

RESOLVED that the Public Defender has authority to fill this position at any such salary as may be reviewed and approved by the County Administrator or the Pay Plan Committee as required; and be it further

RESOLVED, that in the event that the State funding for this position was to become unavailable, that the Public Defender's Office will abolish this position; and be it further

RESOLVED that the Public Defender is authorized to proceed with such purchases as outlined above and to proceed with such contracts, pending review and approval of the County Attorney as set out above; and be it further

RESOLVED that the following lines be added or modified as necessary to the Public Defender 2022 budget as follows:

**A1170 Public Defender**

(Revenues)

\$89,684 to 43024 ILSHH

(Appropriations)

\$37,068 to 51xxx ILSHH Asst Public Defender

\$4,819 to 58100 ILSHH Payments to NYS Retirement

\$2,836 to 58200 ILSHH Payments to Social Security

\$9,721 to 58400 ILSHH Hospitalization

\$3,500 to 52100 ILSHH Furniture & Furnishings

\$19,530 to 52201 ILSHH

\$12,210 to 54472 ILSHH Subscriptions

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

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**RESOLUTION 437-22: AUTHORIZATION TO ACCEPT K9 BALLISTIC/STAB PROTECTIVE VEST FROM VESTED INTEREST IN K-9S, INC.**

Mr. Verno presented the following:

WHEREAS, the Wayne County Sheriff's Office has a K9 program, which permits Deputies to utilize canines to supplement efforts in patrol functions, such as crowd control, apprehension of suspected criminals, locating missing persons, detecting explosive materials, weapons, and narcotics, and

WHEREAS, those canines are often put in situations where they can be harmed in the line of duty, much like their handlers, by weapons such as guns and knives, and

WHEREAS, the Sheriff has the opportunity to accept a donation of a bullet/stab protective vest, valued at \$1724.00-\$2283.00, thanks to a charitable donation from a nonprofit organization, Vested Interest in K9s, Incorporated, and sponsored by the Warthogs Motorcycle Club of Rochester, NY; now, therefore, be it

RESOLVED, that the Sheriff is hereby authorized to accept the donation of the K9 vest from Vested Interest in K9s, Incorporated, and deploy that vest to a trained and commissioned K9 of the Sheriff's Office, at no cost to county taxpayers.

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

**RESOLUTION 438-22: AUTHORIZATION TO EXECUTE AN AGREEMENT WITH FINGER LAKES COMMUNICATION FOR ZETRON SYSTEM SERVICE AND SUPPORT**

Mr. Verno presented the following:

WHEREAS, Wayne County 911 utilizes dispatch electronics manufactured and supported by Zetron Corporation of Redmond WA, and

WHEREAS, to receive software and technical support for the electronics and equipment from Zetron, the County is required to maintain a service and support contract with a local Zetron authorized subcontractor, Finger Lakes Communication of Auburn, NY, and

WHEREAS, resolution 379-22 declared Finger Lakes Communication Company of Auburn, NY a single source vendor; now therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors shall be authorized to execute a contract with Finger Lakes Communication, of 305 Clark Street in Auburn, NY, as the authorized subcontractor for Zetron, Inc., for the provision of service and support under the Zetron Extended Service Plan, with a contract period of June 1, 2022 through May 31, 2023, at a cost of \$22,230, with said agreement subject to the 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 439-22: AUTHORIZATION TO CREATE TWO FULL TIME 911 DISPATCHER POSITIONS AND FOUR PART-TIME 911 DISPATCHER POSITIONS**

Mr. Verno presented the following:

WHEREAS, the Wayne County Department of Emergency Management Services currently has budgeted thirty-two (32) fulltime 911 Dispatchers, of which thirty-one (31) are required to meet minimum staffing requirements; and seven (7) part time 911 Dispatchers in the 2022 Budget; and

WHEREAS, 911 Dispatchers require a minimum of six (6) months of specialty training prior to being fully qualified to take calls and dispatch law enforcement, emergency medical and fire services whenever and wherever needed; and

WHEREAS, retention has been an ongoing issue within the 911 center, resulting in a significant amount of mandatory overtime for the dispatchers; and

WHEREAS, in an effort to address these issues, the Director of Disaster Preparedness is requesting to create two (2) additional full time positions and four (4) additional part time positions in anticipation of continued turnover; now, therefore be it

RESOLVED, that the Director of Disaster Preparedness has the authorization to hire the

above referenced positions on a provisional basis; and be it further  
RESOLVED, that the Wayne County Treasurer is authorized to make the following 2022  
Budget adjustments listed below:

**Contingency Fund General**

(Appropriations)  
\$79,163 – from 54000 Contractual Expenses

**A3642 E911**

(Appropriations)

<u>Amount</u>	<u>Object#</u>	<u>Object Name</u>
\$ 42,137 to	.51489	Public Safety Dispatcher
\$ 9,760 to	.51519	Public Safety Dispatcher PT
\$ 6,347 to	.58100	Payments to NYS Retirement Sys
\$ 11,203 to	.58200	Payments to Social Security
\$ 9,584 to	.58400	Hospitalization
\$ 132 to	.58901	Employee Assistance Program

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

**RESOLUTION 440-22: AUTHORIZATION TO SET SALARY FOR DEPUTY DIRECTOR OF DISASTER PREPAREDNESS**

Mr. Verno presented the following:

WHEREAS, Resolution 357-22 authorized the creation of the Deputy Director of Disaster Preparedness position; and

WHEREAS, the pay plan committee has reviewed and approved the salary range up to \$85,409, grade 9 of the managerial confidential pay plan structure; and

WHEREAS, the Director of Disaster Preparedness has selected a candidate whose background and qualifications merit being hired at midpoint; now, therefore be it

RESOLVED, that the Director of Disaster Preparedness be authorized to hire said candidate at Grade 9 midpoint.

Mr. Lasher moved the adoption of the resolution. Seconded by Mr. Mettler. Upon roll call, all supervisors voted Aye except Mr. Donalty. The Chairman declared the resolution adopted.

Mr. Donalty stated that in committee meetings the supervisors have been told that higher salary rates and bonus pay don't equate to employee retention. He then clarified that his no votes on the setting of salaries is due to starting new employees at midrange or higher.

**RESOLUTION 441-22: ADOPTION OF THE WAYNE COUNTY EMS PHASE ONE CAPITAL PLAN**

Mr. Verno presented the following:

WHEREAS, the Wayne County EMS Project Oversight Committee has met, and has endorsed the Wayne County EMS Transporting Agency Implementation Plan, which sets forth the roadmap for the development and implementation of the County's transporting emergency medical services system within the county, and

WHEREAS, said Implementation Plan describes a phased approach for implementing the EMS system, with phase one to include the establishment of two bases or operation, one in the southern section of the county, and one in the northern section, to include the procurement of ambulances and equipment for service at each of these two initial bases; now, therefore be it

RESOLVED, that the Wayne County Board of Supervisors hereby adopts the Wayne County Emergency Medical Services Transporting Agency Phase One Capital Plan dated July 21, 2022, as a guiding document to be followed, including budgetary estimates of the capital cost for the facilities and equipment needed to establish the two initial bases of operation

associated with phase one of the project.

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

**RESOLUTION 442-22: ADOPTION OF THE WAYNE COUNTY EMS TRANSPORTING AGENCY IMPLEMENTATION PLAN**

Mr. Verno presented the following

WHEREAS, the Wayne County Board of Supervisors was previously presented with the Wayne County Emergency Medical Services Transporting Agency Proposal, which highlighted and developed certain options of the Fitch and Associates Emergency Medical Services Consultant Study of 2020 for use by the County, and

WHEREAS, the Wayne County EMS Project Oversight Committee has met and considered the WCEMS Transporting Agency Implementation Plan, which develops the aforementioned proposal into a plan, making certain changes such as specifying that the implementation of the County's transporting EMS system shall occur in phases, and

WHEREAS, the WCEMS Transporting Agency Implementation Plan sets forth a plan for the establishment of four bases of operation within the county, to result in a system that will function with the existing EMS agencies to provide for increased coverage to any or all areas of the county, and

WHEREAS, the WCEMS Implementation Plan also provides for scalability in the event that increased EMS coverage becomes necessary within any particular area of the county on either a temporary, or long term basis; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors hereby adopts the Wayne County Emergency Medical Services Transporting Agency Implementation Plan dated July 21, 2022, as a roadmap for the concepts and steps to be used by the EMS Oversight Committee, Public Safety Committee, and Board of Supervisors in the process of developing and starting the EMS transporting service for Wayne County.

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

**RESOLUTION 443-22: AUTHORIZATION TO CREATE A FULL TIME INFORMATION TECHNOLOGY PROJECT COORDINATOR POSITION IN THE INFORMATION TECHNOLOGY DEPARTMENT**

Mrs. Leonard presented the following:

WHEREAS, the use of technology has expanded greatly within the county in recent years; and

WHEREAS, there is a need for more resources to manage IT projects and services within the county departments; and

WHEREAS, this position would act as a liaison with the county departments for the planning of IT projects and services; and

WHEREAS, this position would provide succession to the Director and Deputy Director of IT; and

WHEREAS, the Information Technology department has funds available in the current 2022 budget to fund the position, now, therefore, be it

RESOLVED, the position of Information Technology Project Coordinator (Grade 15 CSEA Supervisory Unit) is created and authorized to be filled September 1, 2022; and be it further

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

**A1680 Information Technology**

(Appropriations)

\$31,647 to 51946 Information Technology Coordinator

\$2,421 to 58200 FICA

\$3,386 to 58100 Retirement  
\$4,921 to 58400 Health  
\$42,375 from 52201 Computer Equipment

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

**RESOLUTION 444-22: AUTHORIZATION TO CREATE A FULL TIME NETWORK TECHNICIAN POSITION IN THE INFORMATION TECHNOLOGY DEPARTMENT**

Mrs. Leonard presented the following:

WHEREAS, cyber security is an important role of the county IT department; and

WHEREAS, cyber security attacks on business and municipalities are occurring at a higher frequency, where it is necessary to have dedicated staff to help protect the County from an attack; and

WHEREAS, the responsibilities are shared amongst network staff which is not efficient to protecting the County; and

WHEREAS, this position would allow the IT department to dedicate more resources to cyber security as well as provide succession for other network management functions; and

WHEREAS, the Information Technology department has funds available in the current 2022 budget to fund the position; now, therefore, be it

RESOLVED, the position of Network Technician (Grade 35 of CSEA General Unit) is created and authorized to be filled as of September 1, 2022; and be it further

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

**A1680 Information Technology**

(Appropriations)

\$26,487 to 51715 Network Technician

\$2,026 to 58200 FICA

\$2,834 to 58100 Retirement

\$4,921 to 58400 Health

\$36,268 from 52201 Computer Equipment

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

**RESOLUTION 445-22: AUTHORIZATION TO ESTABLISH REPLACEMENT OF WIRELESS ACCESS POINTS PROJECT**

Mrs. Leonard presented the following:

WHEREAS; the ARPA committee has approved funding for the replacement of wireless access points project; and

WHEREAS, each ARPA project must be setup and approved by board resolution; and

WHEREAS, The Director of Information Technology has requested \$150,000 for this project; now, therefore, be it

RESOLVED, that the replacement of wireless access points project is hereby created with ARPA funding of \$150,000 and be it further

RESOLVED, that the Director of Information Technology is authorized to execute the required procurement process, in accordance with the County Purchasing Policy; and be it further

RESOLVED that the County Treasurer is authorized to transfer \$150,000 from Assigned Fund Balance and make the following budget adjustments:

**A9950 Transfer to Capital Fund Projects**

(Appropriations)

\$150,000 to .59707 IT Security and Servers

**H4902 ARPA**

(Revenues)

\$150,000 to .45031 ITSEC Interfund Transfer

**(Appropriations)**

\$150,000 to .52000 ITSEC Equipment & Capital Outlay

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

**RESOLUTION 446-22: AUTHORIZATION TO ESTABLISH MICROSOFT SOFTWARE LICENSING PROJECT**

Mrs. Leonard presented the following:

WHEREAS; the ARPA committee has approved funding for the Microsoft software licensing project; and

WHEREAS, each ARPA project must be setup and approved by board resolution; and

WHEREAS, The Director of Information Technology has requested \$200,000 for this project; now, therefore, be it

RESOLVED, that the replacement of Microsoft software licensing project is hereby created with ARPA funding of \$200,000 and be it further

RESOLVED, that the Director of Information Technology is authorized to execute the required procurement process, in accordance with the County Purchasing Policy; and be it further

RESOLVED that the County Treasurer is authorized to transfer \$200,000 from Assigned Fund Balance and make the following budget adjustments:

**A9950 Transfer to Capital Fund Projects**

(Appropriations)

\$200,000 to .59707 IT Security and Servers

**H4902 ARPA**

(Revenues)

\$200,000 to .45031 ITSEC Interfund Transfer

**(Appropriations)**

\$200,000 to .52000 ITSEC Equipment & Capital Outlay

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

**RESOLUTION 447-22: AUTHORIZATION TO AWARD TAX BILL PRINTING BID AND CONTRACT WITH APPLIED BUSINESS SYSTEMS**

Mrs. Leonard presented the following:

WHEREAS, in accordance with General Municipal Law 103, a competitive request for bids was duly advertised for tax bill preparation and printing of county tax bills for Wayne County; and

WHEREAS, two sealed bids were received and publicly opened at 2:00 p.m. on March 30, 2022; and

WHEREAS, using the average annual estimate for tax bills of 43,100, plus additional fees bid by each company for tax bill design and development/programming per municipality per cycle, the following three-year totals were calculated as a means to compare pricing objectively:

Applied Business Systems

3 Year Total Estimate: \$34,518.00

Avalon  
3 Year Total Estimate: \$35,912.60

; and

WHEREAS, the county has included language in the bid document which will allow all NYS Political Subdivisions and Districts the ability to purchase goods and services as a result of the bid, at the discretion of the awarded vendor and the municipality directly, with the county bearing no responsibility; and

WHEREAS, Applied Business Systems (ABS) has submitted that there may be up to a \$150 administrative fee charged to NYS Political Subdivisions and Districts that wish to piggyback on the county contract, separate and apart from any involvement of the county, now, therefore be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is authorized to sign an agreement with Applied Business Systems, Inc. for a term of one (1) year with options to renew for two (2) additional one (1) year periods, commencing on September 1, 2022, in accordance with the rates and fees submitted by ABS on their bid form. In an amount not to exceed that, which is, allocated in the budget, subject to review and approval of the County Attorney as to form and content; and be it further

RESOLVED, that the resulting contract contain a provision allowing all NYS Political Subdivisions and Districts authorized under General Municipal Law 100-104 to purchase goods and services, at the same terms and conditions, to include an additional fee of up to \$150, to be at the sole expense of NYS Political Subdivisions and Districts who wish to exercise this provision.

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

**RESOLUTION 448-22: AUTHORIZATION TO PLACE STANDARDS ON TAX BILL PRINTING**

Mrs. Leonard presented the following:

WHEREAS, the County of Wayne is desirous in outsourcing the printing of tax bills for Town/County purposes; and

WHEREAS, a committee to review certain tax bill standards has met several times to determine standards for tax bill design and functionality; and

WHEREAS, the committee reviewed certain tax bill standards and has determined the following standards should be set for the processing of all Town/County tax bills going forward:

- All Town/County issued tax bills will be on standard letter size 8 1/2 x 11" paper
- There will be no coupons (legal size paper)
- There will be no scan codes printed
- There will be no sealing of envelopes
- There will be no postage on envelopes
- There will be no inserts included in the envelopes; just tax bills
- There will be one pick up date by the county at the vendor's location; pending unforeseen delays
- There will be on pick up date for the collectors from Wayne County RPT

now, therefore be it

RESOLVED, that the Wayne County Board of Supervisors hereby accepts the tax bill standards submitted; and be it further

RESOLVED, that the tax bill standards become effective September 1, 2022.

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

**RESOLUTION 449-22: AUTHORIZATION TO ADVERTISE FOR SEALED BID FOR SALE OF**

**COUNTY PROPERTY – TOWN OF MACEDON**

Mrs. Leonard presented the following:

WHEREAS, the property at 685 Canal Drive East in the Town of Macedon is on the Erie Canal and was acquired by the County of Wayne by tax deed on June 15, 2021; and

WHEREAS, Wayne County owns the structure on this property and the Canal Corporation owns the land; and

WHEREAS, this property was not sold at auction due to lack of guidance from the Canal Corporation; and

WHEREAS, the Canal Corporation has since provided necessary guidance; now, therefore be it

RESOLVED, that the Wayne County Treasurer is hereby authorized to sell the following property via sealed bid or auction:

<u>TOWN</u>	<u>TAX ID#</u>	<u>LOCATION</u>
Macedon	61112-19-553125	685 Canal Drive East

and be it further

RESOLVED, that all terms and conditions adopted by Resolution No. 250-22 for the conduct of the 2022 tax auction will apply to these sealed bids; and be it further

RESOLVED, that the advertising shall run two times in the Times of Wayne County and the Lakeshore News; and be it further

RESOLVED, that there is no minimum bid and the County reserves the right to reject all bids.

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

**RESOLUTION 450-22: AUTHORIZATION TO RELEASE DAN KANE MEMORIAL AND TAYLOR ROOM/MUSEUM FUNDS TO THE WAYNE COUNTY HISTORICAL SOCIETY FOR MANAGEMENT**

Mrs. Leonard presented the following:

WHEREAS, Wayne County received donations from friends of Dan Kane and Mildred Taylor to be utilized by the County for historical purposes, forming the Dan Kane Memorial and Taylor Room/Museum; and

WHEREAS, these funds have been maintained by the County Treasurer; and

WHEREAS, the County Clerk and the County Historian have requested these funds be transferred to the Wayne County Historical Society to be used at their discretion for the intended purposes of preservation, promotion, and education relating to Wayne County History; and

WHEREAS, 2023 is the year of the Wayne County Bicentennial and the funds can be utilized for related events; and

WHEREAS, the balance for each fund is as follows:

Dan Kane Memorial	\$1,653.00
Taylor Room/Museum	\$3,277.88

and

WHEREAS, the County Treasurer has no objection to the transfer of funds; now therefore be it

RESOLVED, that the Wayne County Board of Supervisors hereby authorizes the County Treasurer to complete the transfer of funds.

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

**ADJOURNMENT:**

The next scheduled Board Meeting is **Tuesday, September 20, 2022 at 9:00 a.m. in the Supervisors Chambers.** On motion of Mr. Donalty and seconded by Mr. Johnson the Board adjourned the meeting at 11:47 a.m. Carried.

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