

10th Day
Monday, August 14th, 2023

The regular meeting of the Wayne County Board of Supervisors was held at the Wayne County Fair, Palmyra, New York, Chairman Eygnor presiding. County Administrator Richard House and County Attorney Dan Connors were also in attendance.

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

Upon roll call, all Supervisors were present for this morning's session except for Supervisors Robusto, Donalty and Kolczynski who was absent.

WAYNE COUNTY FAIR WELCOME

Wayne County Fair President Pamela Ferranti and Fair Apprentice Alysha Kuhn addressed the Board with opening remarks.

APPROVAL OF MINUTES

Mr. Rose moved, seconded by Mr. Mettler, to waive the reading of the minutes of the July 18, 2023 meeting. Upon roll call, carried.

COMMUNICATIONS

The County Auditor's August 1, 2023 Audit of Claims Summary totaling \$5,698,226.79 was received and filed.

The Sheriff's Office Cash Receipts Report dated July 19, 2023 totaling \$16,094.81 was received and filed.

Mr. Verno motioned to waive the reading of the August, 2023 Communications. Seconded by Mr. Brady. Upon roll call, carried.

BICENTENNIAL TORCH RELAY

Rosa Fox and Gene Bavis, Bicentennial Co-Chairs, made a running grand entrance into the tent with the official engraved bicentennial torch that was constructed by Chairman Philip Eygnor. The Bicentennial Torch Relay event started earlier in the morning in the Walworth area and will conclude at the end of the week with runners participating in the Fair parade.

SENATOR HELMING & ASSEMBLYMAN MANKTELOW

Senator Helming and Assemblyman Manktelow congratulated the Board on all the great accomplishments that took place within Wayne County in 2023. They also thanked retiring town supervisors on their service and wished them well in retirement.

PUBLIC HEARING

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:

The Wayne County Board of Supervisors will hold a public hearing **Monday, August 14, 2023 at 11:05 a.m. at the Wayne County Fairgrounds, 300 W. Jackson Street Palmyra, NY 14522** for the purpose of hearing public comments on Wayne County's community development needs, and to discuss the possible submission of one or more Community Development Block Grant (CDBG) applications for the 2023 program year. The CDBG program is administered by the New York State Office of Community Renewal (OCR), and will make available to eligible local governments approximately up to \$49 million for the 2023 program year for housing, economic development, public facilities, public infrastructure, and planning activities, with the principal purpose of benefitting low/moderate income persons. The hearing will provide further information about the CDBG program and will allow for citizen participation in the development of any proposed grant applications and/or to provide technical assistance to develop

alternate proposals. Comments on the CDBG program or proposed project(s) will be received at this time. The hearing is being conducted pursuant to Section 570.486, Subpart I of the CFR and in compliance with the requirements of the Housing and Community Development Act of 1974, as amended. 300 W. Jackson Street Palmyra, New York is accessible to persons with disabilities. If special accommodations are needed for persons with disabilities, those with hearing impairments, or those in need of translation from English, those individuals should contact Kelley Loveless at 315-946-5400, at least one week in advance of the hearing date to allow for necessary arrangements.

At 11:13 a.m., Chairman Eynor opened the floor for the public, stating that people interested in making a comment regarding CDBG Applications for 2023 should come forward to the podium to address the Board. Further, he requested that they state their name and address for the record. Supervisor Leonard noted the \$500,000 received from New York State Homes and Renewal's New York Main Street Program for the Town of Macedon's new Trolley Stop Square Park.

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

Mr. Mettler moved, seconded by Mr. Johnson, that the hearing be closed at 11:15 a.m. Upon roll call, carried.

PRIVILEGE OF THE FLOOR:

There was no interest for Privilege of the Floor.

SCHEDULED BUSINESS

RESOLUTION 412-23: AUTHORIZATION TO ALLOCATE REMAINING YOUTH SPORTS DEVELOPMENT YOUTH PROGRAMING FOR THE WAYNE COUNTY DEPARTMENT OF AGING AND YOUTH

Mrs. Leonard presented the following:

WHEREAS, the NY State Office for Children and Family Services (OCFS) issues funding for each county to provide Youth Sports Development Programming; and

WHEREAS, the 2023 Youth Bureau budget reflects an amount of \$8,127 for youth sports programming based on last year's allocations; and

WHEREAS, OCFS has allocated \$22,100 thus far in 2023 for youth sports programming; and

WHEREAS, the Board in June authorized a contract with Sodus Bay Junior Sailing Association, Inc. for \$13,685 per the RFP process; and

WHEREAS, the remaining \$8,415 will be used by the department to support a youth walking program and needs to be allocated within the department's Youth budget; now, therefore be it

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

A7310 Youth Bureau

(Revenues)

\$8415 to 43836 Youth Bureau/YDPP

(Appropriations)

\$2415 to 54483 Training

\$6000 to 54100 Supplies and Materials

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

RESOLUTION 413-23: AUTHORIZATION FOR DEPARTMENT OF AGING AND YOUTH TO CONTRACT WITH WAYNE COUNTY SCHOOL DISTRICTS FOR THE FAMILY AND COMMUNITIES TOGETHER PROGRAM (FACT) FOR THE 23-24 SCHOOL YEAR

Mrs. Leonard presented the following:

WHEREAS, the Families and Communities Together (FACT) Program is designed to assist families that have children in grades Pre-K through 12th grade who are exhibiting emotional and/or behavioral issues by providing intensive case management services and thereby preventing an out-of-home placement; 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 for the 23-24 school year; 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 \$1,000.00 per family for case management and \$500.00 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, 2023 through August 31, 2024, subject to the County Attorney's approval as to form and content.

<u>School</u>	<u>Case Management</u>	<u>Parent Ed</u>	<u>Total Cost</u>
Marion	2	0	\$2,000

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

RESOLUTION 414-23: AUTHORIZATION TO ACCEPT PROPOSAL AND EXECUTE A CONTRACT WITH PUR FOODS, LLC DBA MOM'S MEALS FOR THE PROVISION OF MAILED HOME DELIVERED MEAL SERVICES FOR THE WAYNE COUNTY DEPARTMENT OF AGING AND YOUTH

Mrs. Leonard presented the following:

WHEREAS, the department desires to have a contract for home delivered meals through the mail for clients unable to be served through the traditional Home Delivered Meals program; and

WHEREAS, the Clerk of the Board of Supervisors has duly advertised a request for proposals for this service as required by the County purchasing policy; and

WHEREAS, the awarded position will provide home delivered meals meeting the state nutrition requirements and mailed directly to clients for the contract period October 1, 2023- September 30, 2026; and

WHEREAS, the following proposals were received:

Contractor: Mom's Meals	
Cost per meal year 1	\$7.99/meal
Cost per meal year 2	\$8.19/meal
Cost per meal year 3	\$8.39/meal

now, therefore be it

RESOLVED, that the proposal submitted by Pur Foods, LLC dba Mom's Meals, in accordance with the specifications, is hereby accepted; and be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Pur Foods, LLC dba Mom's Meals in accordance with the proposal for Mailed Home Delivered Meals for the Wayne County Department of Aging and Youth in the amounts indicated in the above chart, for the contract period October 1, 2023 through September 30, 2026.

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

RESOLUTION 415-23: AUTHORIZATION FOR THE DEPARTMENT OF AGING AND YOUTH TO RENEW 2023 CONTRACT WITH LEGAL ASSISTANCE OF WESTERN NEW YORK (LAWNY) FOR LEGAL SERVICES FOR SENIORS

Mrs. Leonard presented the following:

WHEREAS, The Department of Aging and Youth contracts with Legal Assistance of Western New York (LAWNY) to provide civil legal services for senior citizens as mandated as a priority service by the Older American Act; and

WHEREAS, the service is supported with 90% federal Title III B funds, with a 10% required county match; and

WHEREAS, Wayne County Department of Aging and Youth requests to renew the contract for 2023; and

WHEREAS, the terms and conditions remain the same with the hourly rate to remain at \$60 per hour, not to exceed an annual cost of \$20,000; now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Monroe County Legal Assistance//Legal Assistance of Western NY, to provide eligible seniors, sixty years and older, legal services for the period of January 1, 2023 through December 31, 2023 in an amount not to exceed \$20,000.

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

RESOLUTION 416-23: AUTHORIZATION TO CONTRACT WITH WAYNE BEHAVIORAL HEALTH NETWORK FOR THE PROVISION OF ASSESSMENTS OF YOUTH TO DETERMINE APPROPRIATENESS OF PLACEMENT IN A QUALIFIED RESIDENTIAL TREATMENT PROGRAM (QRTP)

Mrs. Leonard presented the following:

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

WHEREAS, effective September 29, 2021, the QI's assessment must be utilized in every instance that would necessitate a child's placement in a QRTP in instances of placements including: voluntary under State Social Services Law, Family Court Ordered; for the placement of individuals determined to be JD or PINS; in matters of child protective placements, for Article 10-b re-entry cases, or in the cases of destitute children; and

WHEREAS, Wayne Behavioral Health Network has put forward two candidates in their organization who would meet the required standards for conducting assessments; and

WHEREAS, those candidates are in the process of New York State training to be certified as QI's; and

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

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to execute an agreement with Wayne Behavioral Health Network for the time frame of 9/1/2023-12/31/2025 for the provision of assessments to be conducted by an approved QI to determine appropriateness of placement for foster children into a QRTP, subject to the County Attorney's approval as to form and content for an amount not to exceed \$25,000.

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

RESOLUTION 417-23: AUTHORIZATION FOR THE WAYNE COUNTY DEPARTMENT OF SOCIAL SERVICES TO ADJUST THE FOSTER CARE AND ADOPTION SUBSIDY PAYMENT RATES WHEN INCREASED BY NEW YORK STATE

Mrs. Leonard 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, per an Administrative Directive from the Office of Children and Family Services and effective July 1, 2023, the rates for foster homes, the least restrictive level of care, are to be paid at the Maximum State Aid Rate (MSAR) as set by New York State; and

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

RESOLVED, that the foster care and adoption subsidy rates will be adjusted to match the MSAR when changed by New York State.

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

RESOLUTION 418-23: AUTHORIZATION TO DISTRIBUTE REMAINING VETERAN VAN FUNDS TO ACTIVE LOCAL VFW'S AND AMERICAN LEGIONS

Mrs. Leonard presented the following:

WHEREAS, pursuant to Resolution #478-13, the County of Wayne purchased a replacement van for the Veteran's Office and a portion of the money used to buy the replacement van was received by donations; and

WHEREAS, the County has approximately \$14,000 that was left over after purchasing the replacement van; and

WHEREAS, after discussions with the Wayne County Treasurer and the Wayne County Veterans Director, it has been decided to give an equal amount to the following active American Legion and Veterans of Foreign Wars posts in Wayne County:

Macedon Post #494
Marion Post #1430
Newark Post #286
North Rose Post #582
Ontario Post #428
Palmyra Post #120
Red Creek Post #436
Savannah Post #1343
Sodus Post #910
Williamson Post #394
Wolcott Post #881

Active Veterans of Foreign Wars Posts in Clyde, Palmyra, Newark and Lyons; now therefore be it

RESOLVED, that the recommendation for payment to the active local American Legions and Veterans of Foreign Wars posts is hereby adopted, and the County Treasurer is hereby authorized and directed to make such payments.

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

RESOLUTION 419-23: AUTHORIZATION TO SET SALARY FOR THE ASSISTANT DIRECTOR OF NURSING AT THE WAYNE COUNTY NURSING HOME

Mr. Groat presented the following:

WHEREAS, the current full-time Assistant Director of Nursing (ADON) has transitioned into the Director of Nursing (DON) effective June 24, 2023, at the Wayne County Nursing Home (WCNH); and

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

WHEREAS, the request to hire a Grade 8 ADON at a salary commensurate with such experience has been submitted to the Salary Committee and approved for a salary up to \$85,556, if the candidate is obtained; now, therefore, be it

RESOLVED, that the Nursing Home Administrator has the authority to fill the Assistant Director of Nursing position at the Wayne County Nursing Home at a salary up to \$85,556.

Mrs. Bender moved the adoption of the resolution. Seconded by Mr. Lasher. Upon roll call, all supervisors voted aye except Supervisors Robusto, Kolczynski and Donalty who were absent. The Chairman declared the resolution adopted.

RESOLUTION 420-23: AUTHORIZATION TO ALLOCATE OPIOID SETTLEMENT FUNDS

Mr. Groat presented the following:

WHEREAS, Opioid Settlement funds (totaling over \$1.1 million dollars) are being provided to Wayne County and come from various settlements that NYS Attorney General James has negotiated following her lawsuits against the various manufacturers and distributors responsible for the opioid crisis; and

WHEREAS, the Opioid Settlement Fund Advisory Board was created under Chapter 171 of the Laws of 2022 and pursuant to Mental Hygiene Law §25.18, is charged with establishing guidelines on how the settlement funds are to be used; and

WHEREAS, the NYS Office of Addiction Services and Supports (OASAS) is designated as the State Lead Agency responsible for the distribution, monitoring, and oversight of the NY Opioid Settlement Fund, which includes state abatement funds, and pursuant to the settlement agreement, OASAS is providing funding to each County Mental Health Department Local Governmental Unit (LGU), as defined in Mental Hygiene Law Section 41.05, for their regional share of the funds, and have charged each LGU and the Director of Community Services to develop and manage a plan for the use of their settlement funds; and

WHEREAS, one initiative that has been planned and will be funded is the "Red Box" Overdose Emergency Narcan Kit Cabinet initiative, which will be coordinated by the Wayne County Public Health Department and the Wayne County Opioid Task Force; now therefore be it

RESOLVED, the Director of Community Services and the County Treasurer are authorized to allocate and transfer \$50,000 of the Opioid Settlement Funds to the Public Health Dept. for the Red Box initiative and additional related Opioid Prevention and Public Awareness activities and make the following budget

amendment:

A4011 Prevent Services

(Appropriations)

\$50,000 to 54584 PHS Injury Prevention

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

RESOLUTION 421-23: AUTHORIZATION TO AMEND THE MENTAL HEALTH DEPARTMENT 2023 BUDGET FOR NEW YORK STATE FORENSIC HOSPITALIZATION COSTS

Mr. Groat presented the following:

WHEREAS, there are certain situations and legal statutes and proceedings involving Criminal Courts, the County Mental Hygiene Department, and the Wayne County Sheriff's Office & Jail, that sometimes require individuals who may be incarcerated in the Wayne County Jail, or who are not in custody and residing in the community, to be involuntarily hospitalized in a New York State Forensic Psychiatric Center; and

WHEREAS, some individuals who are in the custody of the Sheriff and incarcerated in the Wayne County Jail, or are not in custody and are residing in the community, though are involved in a Criminal Court proceeding under NYS Criminal Procedure Law Section 730 "Fitness to Proceed", which involves a psychiatric evaluation to determine if the defendant is an incapacitated person, or when the individual is in custody of the Sheriff and incarcerated in the Wayne County Jail and if a prisoner's state of mental health requires involuntary care and treatment, and the prisoner should be removed to a psychiatric hospital for treatment, NYS Correction Law Section 508 "Removal of Sick Prisoners From Jail" provides the legal means to do so; and

WHEREAS, when the defendant is found to be an incapacitated person under Criminal Procedure Law Section 730, the court may order the individual to be sent to a state forensic hospital/institution to undergo restorative treatment, or when an incarcerated person is in need of immediate psychiatric care and treatment and is hospitalized in a state forensic hospital, they may be removed from jail to do so under Correction Law Section 508; and

WHEREAS, the County Cost per day for a state forensic hospitalization generally runs in excess of \$1,100 per day, and the length of the hospitalization stay is unpredictable, though in some cases could last as long as a year or more; and

WHEREAS, currently there is one Wayne County Jail inmate that has been admitted into a state forensic hospitalization institution for restorative psychiatric care, and this inmate has been hospitalized beginning in 2022, and will likely remain hospitalized for the remaining months of 2023; and

WHEREAS, due to the unpredictability of the annual need for funding of forensic hospitalization, and the high cost per case, per day for hospitalization, the County budgets a nominal amount annually in order to facilitate immediate hospitalization, then adjusts the budget as additional funding is needed; and

WHEREAS, the Director of Mental Health reports a need, based on current and anticipated costs, to increase the 2023 adopted appropriations by an additional \$151,500 to fund current hospitalizations costs and additionally anticipated costs through December 2023; and

RESOLVED, that the County Treasurer is authorized to transfer \$151,500 from the Unassigned General Fund Balance and make the following 2023 Budget amendment:

A4335 OMH Forensic Hospitalization

(Appropriations)

\$151,500 to 54571 CPL Costs

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

RESOLUTION 422-23: AUTHORIZATION FOR THE MENTAL HEALTH DEPARTMENT TO PERMANENTLY CONTINUE POSITIONS CREATED VIA RESOLUTION 348-21 FOR THE CERTIFIED COMMUNITY BEHAVIORAL HEALTH CLINIC INITIATIVE

Mr. Groat presented the following:

WHEREAS, in February 2021 the Wayne County Department of Mental Health and its community based behavioral services agency, Wayne Behavioral Health Network (WBHN), were the recipient of a

Federal Substance Abuse Mental Health Services Administration "Certified Community Behavioral Health Clinic (CCBHC)" grant for their Wayne County Behavioral Health Clinic & Crisis Response Expansion Initiative; and

WHEREAS, WBHN continues to maintain these services and staff positions despite the conclusion of the grant; and

WHEREAS, the county mental health department is still mandated by New York State to provide continuous 24/7 mental health & addiction crisis response services for Wayne County; and

WHEREAS, in lieu of the grant funding ending, the crisis services are now billable services as well as the addition of receiving state aid to support these services and positions; and

WHEREAS, the department has demonstrated the ability financially to sustain and support the costs of these services and the associated positions created by the passage of resolution 348-21, and the Director of Community Services attests that the department can continue to support these positions and has budgeted them in the tentative 2024 county budget and recommends to the Board of Supervisors that these positions be authorized as ongoing permanent positions in the department's staffing plan; now, therefore be it

RESOLVED, the Wayne County Board of Supervisors authorizes the positions created in resolution 348-21 be continued as part of the mental health department's permanent staffing plan given they are sustainable by ongoing funding and reimbursement sources.

Mr. Johnson moved the adoption of the resolution. Seconded by Mr. Lasher. Upon roll call, all supervisors voted aye except Supervisors Robusto, Kolczynski and Donalty who were absent. The Chairman declared the resolution adopted.

RESOLUTION 423-23: AUTHORIZATION TO EXECUTE CONTRACT WITH MICHELLE DELYSER TO PROVIDE RELATED SERVICES TO PRESCHOOL CHILDREN WITH HANDICAPPING CONDITIONS FOR WAYNE COUNTY PUBLIC HEALTH

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, Michelle DeLyser has been approved by the New York State Education Department to provide Related Services to preschool children with handicapping conditions; and

WHEREAS, Wayne County Public Health wishes to contract with Ms. DeLyser for the provision of Related Services for the period of July 1, 2023 to June 30, 2024 for the following services and rates:

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

now, therefore, be it

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

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

RESOLUTION 424-23: AUTHORIZATION TO EXECUTE CONTRACT WITH LUKE LACZAK TO PROVIDE RELATED SERVICES TO PRESCHOOL CHILDREN WITH HANDICAPPING CONDITIONS FOR WAYNE COUNTY PUBLIC HEALTH

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, Luke Laczak has been approved by the New York State Education Department to provide Related Services to preschool children with handicapping conditions; and

WHEREAS, Wayne County Public Health wishes to contract with Mr. Laczak for the provision of Related Services for the period of July 1, 2023 to June 30, 2024 for the following services and rates:

Physical Therapy - \$80/.5hr;

Group (up to 5) - \$50/.5hr;
Coordination of Services - \$50/.5hr

now, therefore, be it

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

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

RESOLUTION 425-23: AUTHORIZATION TO AMEND RESOLUTION NO. 384-20 TO EXTEND CONTRACT WITH GENEVA CLUB VENDING

Mr. Groat presented the following:

WHEREAS, Wayne County Public Health (WCPH) currently has a contract with Geneva Club Vending to provide vending equipment and related services within Wayne County owned and leased buildings; and

WHEREAS, the current contract ends on September 30, 2023 and a new Request for Proposals (RFP) will need to be released and a new vending contract awarded; and

WHEREAS, WCPH wishes to extend the current contract to December 31, 2023 to allow more time to release an RFP and to align the vending contract with other WCPH contracts on a calendar year schedule; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to amend Resolution No. 394-20 to extend the Geneva Club Vending contract to December 31, 2023, subject to the approval of the County Attorney as to form and content.

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

RESOLUTION 426-23: AUTHORIZATION TO CREATE A SENIOR ACCOUNT CLERK POSITION FOR WAYNE COUNTY PUBLIC HEALTH

Mr. Groat presented the following:

WHEREAS, Wayne County Public Health (WCPH) has experienced staffing issues within the financial department of the agency over the past year; and

WHEREAS, WCPH has internally reviewed the financial department and has identified duties that could be outsourced and/or simplified, such as transferring Article 6 State Aid claiming to Venesky & Company to ensure prompt and optimal reimbursement and the discontinuation of billing third party insurance companies for private stock immunizations and begin to seek payment by utilizing a sliding fee scale at time of the clinical visit; and

WHEREAS, therefore, WCPH no longer requires a Principal Account Clerk, grade 3 of the WC Supervisory Employee Unit 9100, to perform the decreased amount of financial duties for the agency; and

WHEREAS, WCPH would like to create and fill a Senior Account Clerk position and abolish the Principal Account Clerk position; now, therefore, be it

RESOLVED, that the Director of Public Health is hereby authorized to create and fill a Senior Account Clerk position and abolish the Principal Account Clerk title for Wayne County Public Health.

Mr. Chatfield moved the adoption of the resolution. Seconded by Mr. Lasher. Upon roll call, all supervisors voted aye except Supervisors Robusto, Kolczynski and Donalty who were absent. The Chairman declared the resolution adopted.

RESOLUTION 427-23: AUTHORIZATION TO AWARD BID AND EXECUTE AGREEMENT FOR AUDIO/VIDEO IMPROVEMENT PROJECT IN THE BOARD OF SUPERVISORS CHAMBERS

Mr. Lasher presented the following:

WHEREAS, a Competitive Bid was released to solicit bids for the replacement of obsolete audio and video systems in the Board of Supervisors Chambers in the Old Court House; and

WHEREAS, Bids were due by July 20, 2023 and two bids were received, but upon review one was rejected for failing to meet the requirements of the submission of bids; and

WHEREAS, the bid submitted by Fusion Digital, 300 Main St, East Rochester, NY 14445 in the amount of \$199,241 was deemed to best meet the requirements of the project; and

WHEREAS, the 2023 Wayne County adopted budget included a partial appropriation for this audio/video improvement project; now therefore be it

RESOLVED, that the Wayne County Board of Supervisors hereby authorizes the selection of Fusion Digital to complete the audio/video improvement project in the Board of Supervisors Chambers; and be it further

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute an agreement with Fusion Digital in the amount of \$199,241, subject to the County Attorney's approval as to form and content, and be it further

RESOLVED, that the Wayne County Treasurer is authorized to transfer \$136,854 from Unassigned General Fund Balance and make the following budget adjustment:

A1010 Legislative Board

(Appropriations)

\$136,854 to 52500 Other Equipment

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

RESOLUTION 428-23: AUTHORIZATION TO CONTRACT WITH NEW YORK STATE INDUSTRIES FOR THE DISABLED FOR MICROFILM SERVICES FOR THE COUNTY CLERK'S OFFICE

Mr. Lasher presented the following:

WHEREAS, Wayne County needs to convert accumulated digital images into microfilm; and

WHEREAS, the Office of the County Clerk has received a service proposal from New York State Industries for the Disabled/ Instream LLC for Microfilm conversion services for .03 cents per image for 2023, .035 for 2024 and .04 for 2025; and

WHEREAS, the County Clerk is satisfied that NYSID/ Instream LLC has the necessary skills and expertise to provide this service; and

WHEREAS, NYSID is a preferred source vendor; now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute an agreement for Microfilm services on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with NYSID/ Instream LLC for a cost of .03 per Image for 2023, .035 for 2024 and .04 for 2025; and, be it further

RESOLVED that said agreement shall commence on November 1, 2023 for a duration of one year with an option to renew for two additional years.

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

RESOLUTION 429-23: AUTHORIZATION TO TRANSFER FUNDS FROM RESERVE ACCOUNT FOR THE PURCHASE OF ELECTRONIC POLL BOOKS AND RELATED EQUIPMENT FOR THE WAYNE COUNTY BOARD OF ELECTIONS

Mr. Lasher presented the following:

WHEREAS, The Wayne County Board of Elections (BOE) is in the process of replacing hand written poll books with electronic poll books; and

WHEREAS, New York State Board of Elections is encouraging electronic polling; and

WHEREAS, Electronic poll books are now in use in 60 of the 62 New York State counties and offer savings in supplies, poll worker time, accuracy, and most of all post-election reporting; and

WHEREAS, Funds for the system are available from the Non-motorized Equipment Reserve and supplemented by BOE's available Poll Book grant funds of \$25,917; and

WHEREAS, this resolution supercedes previous resolution 328-23 requesting authorization to conduct bidding, as the equipment is now available via a quote from Tenex via the New York State Office of General Services (OGS) contract; now, therefore be it

RESOLVED, the County Board of Supervisors authorizes the purchase of 183 electronic polling devices, at a total cost of \$445,917 for the Board of Elections including certified polling software, peripherals and services; and, be it further

RESOLVED, that the Wayne County Treasurer is authorized to transfer \$420,000 from the Non-motorized Equipment Reserve and make the following budget amendment:

A1450 Board of Elections

(Revenue)

\$25,917 to 43305 NYS Grants

(Appropriations)
\$445,917 to 54421 Election Expense

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

RESOLUTION 430-23: AUTHORIZATION TO SET DATE FOR PUBLIC HEARING FOR THE AGRICULTURAL AND FARMLAND PROTECTION PLAN UPDATE

Mr. Johnson presented the following:

WHEREAS, the Wayne County Agricultural and Farmland Protection Plan was prepared to document the status of agriculture and farmland in Wayne County and to provide recommendations for the preservation of both farming and farmland in the county, and was adopted on June 17, 199 and updated in 2012; and

WHEREAS, Wayne County Resolution No. 149-22 authorized an update to the County Farmland Protection Plan with support from New York State Department of Agriculture and Markets; and

WHEREAS, the Wayne County Agriculture Development Board has reviewed and recommended modifications to the Wayne County Agricultural and Farmland Protection Plan for consideration by the Wayne County Board of Supervisors; now, therefore, be it

RESOLVED, that the Board of Supervisors will hold a public hearing for the modification of Agricultural District No. 1 on Tuesday, September 19, 2023 at 9:05 A.M. in the Supervisors Chambers of the Wayne County Courthouse, 26 Church Street, Lyons; and be it further

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

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

RESOLUTION 431-23: AUTHORIZATION TO AWARD EASTERN BARRIER BAR BLIND SODUS BAY REDI INITIATIVE PROJECT

Mr. Chatfield presented the following:

WHEREAS, Wayne County was awarded \$12,170,000 for the Blind Sodus Bay REDI project to stabilize a bluff along Blind Sodus bay Road and to perform nature based shoreline stabilization, and

WHEREAS, Resolution 617-19 created projects and provided funding for several REDI projects, and

WHEREAS, for permitting, constructability and financial reasons, it was decided to design and bid this project in two separate contracts with The Dormitory Authority of New York State (DASNY) and Governor's Office, and

WHEREAS, on December 15, 2022, the REDI Commission granted authority to contract separately for these two projects in order to begin construction on WA31A. Western Bluff, and

WHEREAS, budget allocations were established by WA37A. Western Bluff, \$4,000,000 with 95% totaling \$3,800,000 available for reimbursement and WA37B, Eastern Barrier Bar, \$8,170,000 with 95% totaling \$7,761,500.00 available for reimbursement, and

WHEREAS, The State of New York Advanced review with RAMBOLL as part of the Blind Sodus Bay Projects with a cost of \$19,740.25 for work on the 10% Engineering report to make the initial deadline of February 14, 2020, leaving \$7,741,759.75, and

WHEREAS, on July 18, 2023, the following bids were received for the Blind Sodus bay – Eastern Barrier Bar portion of the project and confirmed by consultant engineers at Barton & Loguidice:

WC Malone Trucking & Excavating	\$8,676,560.00
Martin's Custom Tidesides	\$8,954,328.00
Abscope Environmental, Inc.	\$17,976,980.00

and,

WHEREAS, the Wayne County Soil and Water Conservation District (the District) as the project owner, requested verification of qualifications for all aspects of the project, and

WHEREAS, the Public Works Committee has reviewed the procurement information as presented by the District's Board of Directors and District Manager; and

WHEREAS, the District has requested an allocation for this project as part of the REDI program funded through DASNY:

Engineering Services:	\$746,894.00
Construction Bid:	\$8,676,560.00
Operational Costs:	\$1,670.00
District Technical Assistance:	\$29,000.00
Roadway Repair:	\$200,000.00
Contingency:	\$45,000.00
Total Contract Project Cost:	\$9,670,124.00

and

WHEREAS, the Barton & Loguidice, will provide complete construction inspection of the project as part of the project planning team with an immediate start date; and

WHEREAS, the District has worked through the REDI Program Milestones to seek a Grant Disbursement Agreement through DASNY; now, therefore be it

RESOLVED, that the Wayne County Board of Supervisors supports the District in award to WD Malone Trucking and Excavating as the lowest qualified bidder; and be it further

RESOLVED, that the District will prepare the appropriate paperwork for Grant Disbursement Agreement for Wayne County with DASNY, and be it further

RESOLVED, that the Grant Disbursement Agreement will be in the amount of \$8,170,000.00 as a separate project contract from the original allocation as requested to DASNY and be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with DASNY for reimbursement for this portion of the project.

Mr. Johnson moved the adoption of the resolution. Seconded by Mr. Lasher. Upon roll call, all supervisors voted aye except Supervisor Verno who voted nay and Supervisors Robusto, Kolczynski and Donalty who were absent. The Chairman declared the resolution adopted.

RESOLUTION 432-23: AUTHORIZATION TO DECLARE VEHICLES AND EQUIPMENT SURPLUS IN THE PUBLIC WORKS DEPARTMENT

Mr. Chatfield presented the following:

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

2016 Ford Taurus Interceptor (SO)	VIN IFAHP2MT3GG126584	AUCTION
2018 Ford Taurus Interceptor (SO)	VIN IFAHP2MT2JG137096	AUCTION
2017 Ford Explorer Interceptor (SO)	VIN IFM5K8AT3HGD07099	AUCTION

now, therefore be it

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

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

RESOLUTION 433-23: AUTHORIZATION TO AWARD CRESCENT BEACH REDI PROJECT TO WD MALONE TRUCKING AND EXCAVATING, INC.

Mr. Chatfield presented the following:

WHEREAS, Wayne County has received a REDI Grant of \$14,630,000 to progress a project on Crescent Beach; and

WHEREAS, the project was advertised and bids were opened on July, 24, 2023 at 2:00pm with the following base bid results:

WD Malone Trucking and Excavating, Inc.	\$12,881,261.00
---	-----------------

and

WHEREAS, this base bid amount is within the available budget of the REDI grant and is less than the engineer's estimate, and

WHEREAS, approximately \$300,000 from the grant budget has been set aside to allow the Wayne County Highway department to perform pavement restoration once the project has been completed; and

WHEREAS, Barton and Loguidice has reviewed the bid submissions to verify that there were no errors

or omissions; now, therefore be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute an agreement on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with WD Malone Trucking and Excavating, Inc for the construction of the Crescent Beach REDI project in the Town of Huron.

Mr. Johnson moved the adoption of the resolution. Seconded by Mr. Lasher. Upon roll call, all supervisors voted aye except Supervisor Verno who voted nay and Supervisors Robusto, Kolczynski and Donalty who were absent. The Chairman declared the resolution adopted.

RESOLUTION 434-23: AUTHORIZATION TO ENTER INTO A SUPPLEMENTAL AGREEMENT WITH BARTON AND LOGUIDICE (B&L) FOR CONSTRUCTION INSPECTION SERVICES FOR THE REDI PROJECT ON CRESCENT BEACH

Mr. Chatfield presented the following:

WHEREAS, Wayne County has received a REDI Grant of \$14,630,000 to progress a project on Crescent Beach; and

WHEREAS, now that the construction of the project will begin, it is necessary to utilize a firm to perform Construction Inspection and recordkeeping to satisfy the requirements of the granting agency; and

WHEREAS, it is anticipated that the construction will begin in late 2023 and be completed in late 2024; and

WHEREAS, Barton and Loguidice has performed the design of the project and is intimately familiar with the design, specifications and requirements of the permits; and

WHEREAS, the Superintendent of Public Works has negotiated an additional not-to-exceed fee of \$180,000 with Barton and Loguidice to perform these tasks; now, therefore be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a supplemental agreement on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Barton and Loguidice for the construction inspection of the Crescent Beach REDI project in the Town of Huron.

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

RESOLUTION 435-23: AUTHORIZATION TO AMEND HIGHWAY EQUIPMENT BUDGET AND PURCHASE PLOTTER FOR THE ENGINEERING DEPARTMENT

Mr. Chatfield presented the following:

WHEREAS, the Highway Engineering Department has a computer plotter that is used to print large engineering drawings; and

WHEREAS, this plotter is no longer functioning despite numerous attempts by the County IT department to service the plotter; and

WHEREAS, the County IT department has researched and recommended a suitable replacement plotter and 5 year maintenance plan and has determined it is available on the New York State Office of General Services (OGS) information technology umbrella contract; and

WHEREAS, the contract requires a mini-bid process to be conducted amongst the resellers of the manufacturer's equipment with the not to exceed price of \$9,298.77; and

WHEREAS, the Superintendent of Public Works suggests utilizing funds from the unassigned D fund balance for this purchase; now, therefore be it

RESOLVED, that the County Treasurer is hereby authorized to transfer \$9,298.77, from the D fund reserve and amend the 2023 Highway budget as follows:

D 5020 – Highway Engineering

(Appropriations)

\$9,298.77 to .52000 – Equipment

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

RESOLUTION 436-23: AUTHORIZATION TO ESTABLISH BILLING RATES FOR WAYNE COUNTY EMS

Mr. Verno presented the following:

WHEREAS, Board of Supervisors resolution 266-23 established EMS Management and Consultants

as the firm to be utilized for billing services for emergency medical incidents and care provided by Wayne County Emergency Medical Services; and

WHEREAS, with the agreement with EMS Management and Consultants having now been executed, County EMS Services personnel are now working with EMS Management and Consultants to establish billing practices and initial billing rates for services provided; and

WHEREAS, the EMS Project Oversight Committee has reviewed billing rates, and has made its recommendation as to the rates to be charged by the County, with recommended rates as noted herein; now, therefore, be it

RESOLVED, that billing rates for Basic Life Support (BLS), Advanced Life Support (ALS) and Specialty Care Transport services provided by Wayne County EMS, as well as mileage, shall be initially established as follows, with incidents categorized by EMS Management and Consultants according to the care provided, and billing classification criteria as established by Medicare, and utilized industry-wide:

BLS non-emergency	\$400
BLS emergency	\$700
ALS non-emergency	\$500
ALS emergency	\$1000
ALS 2	\$1500
Specialty Care Transport	\$2000
Mileage	\$30/mile

and be it further

RESOLVED, that henceforth, review of the established billing rates and practices for Wayne County EMS shall be conducted at least annually, and rates may be adjusted as needed, provided that such adjusted rates have the approval of the Chairperson of the Public Safety Committee and the County Administrator.

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

RESOLUTION 437-23: AUTHORIZATION TO ISSUE REQUEST FOR QUOTES FOR TOWER CLIMBING SERVICES

Mr. Verno presented the following:

WHEREAS, from time to time, Wayne County has the urgent need for Tower Climbing Services; and

WHEREAS, this need is typically due to the failure of tower components (lighting, antennas, etc.); and

WHEREAS, the Director of Emergency Management seeks to award several vendors to ensure adequate coverage to minimize the downtime of critical equipment due to component failure or other means; and

WHEREAS, contracting with several vendors ensures that the County has the capability to utilize another vendor in the case that one vendor is unable to complete the work in a reasonable amount of time without the additional need for an emergency procurement; now, therefore be it

RESOLVED, that the Wayne County Purchasing Department is authorized to issue a Request for Quote for Tower Climbing Services with the intent of a multi-year, multi-vendor award.

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

RESOLUTION 438-23: AUTHORIZATION TO PURCHASE EQUIPMENT AND SERVICES FROM VERIZON CONNECT FOR WAYNE COUNTY EMS

Mr. Verno presented the following:

WHEREAS, Verizon offers vehicle tracking equipment, software, and services for the purpose of fleet vehicle monitoring for municipalities; and

WHEREAS, offerings include the purchase of dashcams and the software to allow for active monitoring of said devices, including accompanying tracking of the vehicle, and many reporting options for administrators and managers, without the need for local servers for data storage; and

WHEREAS, Fitch and Associates has extensive experience with these types of systems, and finds the Verizon system capabilities to be extensive, and priced less than most other systems, with availability for purchase through GSA contracts; and

WHEREAS, the use of this type of system has been reviewed by the EMS Project Oversight Committee, with committee members agreeing with the recommendation of Fitch and Associates, that the County

should implement this system in the ambulances and first response vehicles (fly cars) of Wayne County EMS; now, therefore, be it

RESOLVED, that the purchase of the aforementioned Verizon Connect vehicle tracking system devices, software, and services shall be authorized, utilizing GSA schedule pricing on a 12 month subscription, at a monthly cost of \$492.57, or as then in effect based on the current GSA contract and discount; and be it further

RESOLVED, that the Chairman of the Board of Supervisors shall be authorized to sign the Services Order Form provided as the Verizon Connect quote for the system, or any other documents or agreements relative to the purchase, with said Services Order Form subject to the approval of Wayne County Purchasing and the review and approval of the County Attorney as to form and content.

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

RESOLUTION 439-23 (TABLED 8/14/23): AUTHORIZATION TO CREATE AND FILL AN ADDITIONAL PUBLIC SAFETY TECHNOLOGY COORDINATOR WITHIN DEPARTMENT OF EMERGENCY MANAGEMENT SERVICES

Mr. Verno presented the following:

WHEREAS, the Wayne County Department of Emergency Management Services currently has budgeted one 911 Public Safety Technology Coordinator for the Public Safety Communications Division in the 2023 budget; and

WHEREAS, in the interest of Continuity of Government, it is in the County's best interest to add a second 911 Public Safety Technology Coordinator to backup the existing Coordinator; and

WHEREAS, this second Technology Coordinator will work in conjunction with the current 911 Public Safety Technology Coordinator to ensure proper operations of 911 computer aided dispatch (CAD) system, mobile computer system, radio, telephone and communications equipment; now, therefore be it

RESOLVED, that the Wayne County Board of Supervisors hereby creates a second Public Safety Technology Coordinator position; and be it further

RESOLVED, that the Director of Emergency Preparedness has the authorization to fill the above referenced position; and be it further resolved

RESOLVED, that the Wayne County Treasurer is authorized to make the following 2023 Budget amendments listed below:

A1990 Contingency Fund General

(Appropriation)

\$41,145 - from 54000 Contractual Expenses

A3643 Public Safety Communications

(Appropriations)

\$30,000 to 51378	911 Technology Coordinator
\$2,850 to 58100	Payments to NYS Retirement
\$2,295 to 58200	Payments to Social Security
\$6,000 to 58400	Payments to Hospitalization

Mr. Bender moved to table the resolution. Seconded by Mr. Lasher. Upon roll call, carried.

RESOLUTION 440-23: AUTHORIZATION TO CREATE AND FILL THREE FULL TIME 911 DISPATCHER POSITIONS

Mr. Verno presented the following:

WHEREAS, The Wayne County Department of Emergency Management Services currently has budgeted twenty-seven (27) full time dispatchers and nine (9) part-time dispatchers to supply staffing for the E911 Center in the 2023 budget; and

WHEREAS, the County of Wayne and Civil Service Employees Association (CSEA) in the Collective Bargaining Agreement entered into agreement beginning in 2024 for a revised work schedule for the dispatchers to efficiently manage call volume in the 911 Center; 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, in an effort to maintain minimum staffing with the revised schedule, the Director of Emergency Preparedness is requesting to create three (3) full time positions; and

WHEREAS, the Director of Emergency Preparedness in 2023 has been reducing the amount of part-time positions through attrition and money allocated in the 2024 budget for part-time salaries from \$210,780 in 2023 to \$54,000 in 2024; and

WHEREAS, the 911 center has had several vacant positions throughout 2023; therefore, the 2023 budget for full time dispatcher salaries would not need adjusting by the Wayne County Treasurer; now, therefore be it

RESOLVED, that the Wayne County Board of Supervisors hereby creates three additional full time 911 dispatchers; and be it further

RESOLVED, that the Director of Emergency Preparedness has the authorization to fill the above referenced positions.

Mr. Lasher moved the adoption of the resolution. Seconded by Mrs. Bender. Upon roll call, all supervisors voted aye except Supervisors Robusto, Kolczynski and Donalty who were absent. The Chairman declared the resolution adopted.

RESOLUTION 441-23: AUTHORIZATION TO CREATE AND FILL POSITIONS FOR WAYNE COUNTY EMS AND AMEND THE 2023 COUNTY BUDGET

Mr. Verno presented the following:

WHEREAS, transporting ambulances for Wayne County Emergency Medical Services are now in service 24/7, utilizing the ambulances purchased from the Town of Lyons; and

WHEREAS, the first new ambulance purchased by the County will arrive shortly, and is anticipated to be ready for service prior to September 1, 2023; and

WHEREAS, a significant and immediate need for additional EMS transporting ambulances and crews has been identified in the Sodus area; and

WHEREAS, Board of Supervisors resolution 381-23 provided for the the execution of an agreement between the County and the Alton Fire District to allow for the temporary stationing of a County ambulance and its assigned crew at the Alton Fire Station, intended to serve as a base of operation in the Sodus area for Wayne County EMS until such time as the County constructs its planned base of operation in that area; and

WHEREAS, two Paramedic - full time positions are currently budgeted but unfilled as a result of the prior creation of two EMS Supervisor positions, with two full time Paramedics having now been promoted to said EMS Supervisor positions; now, therefore, be it

RESOLVED, that, to support the provision of additional EMS service in areas of need, including the Town of Sodus, the following positions are hereby created within Wayne County Emergency Medical Services, with the ALS (EMS) Director hereby authorized to fill said positions, as well as the two vacant Paramedic positions mentioned previously, from candidates approved by the Human Resources Department:

EMT Full Time - two positions

EMT Substitute - two positions

and, be it further

RESOLVED, that the County Treasurer is hereby authorized to transfer \$66,004 from Unassigned General Fund Balance to make the following amendments to the 2023 County budget for the purpose of providing staffing for one additional ambulance for Wayne County Emergency Medical Services for the remainder of 2023:

A3625 Emergency Medical Services

(Appropriations)

\$5184 to .51904 Overtime

\$32,778 to .51953 EMT

\$3607 to .58100 Payments to NYS Retirement System

\$2905 to .58200 Payments to Social Security

\$21,486 to .58400 Hospitalization

\$44 to .58901 Employee Assistance Program

Mrs. Leonard stated that an effort should be made to advertise newly created positions outside of county operations (internal postings). Mr. Chatfield moved the adoption of the resolution. Seconded by Mr.

Lasher. Upon roll call, all supervisors voted aye except Supervisors Robusto, Kolczynski and Donalty who were absent. The Chairman declared the resolution adopted.

RESOLUTION 442-23: AUTHORIZATION TO CONTRACT WITH TIME WARNER CABLE NORTHEAST, LLC D/B/A SPECTRUM TO PROVIDE A FIBER INTERNET CONNECTION FOR THE BACKUP 911 CENTER

Mrs. Leonard presented the following:

WHEREAS, the Information Technology Department believes it is necessary to upgrade the current internet connection of the backup 911 center to a dedicated fiber internet service; and

WHEREAS, the Information Technology Department and Wayne County Purchasing Department released a Request for Quotes (RFQ) for internet services utilizing The New York State Office of General Services (OGS) Group 77017 - Telecommunication Connectivity Services (TCS) contract; and

WHEREAS, three responses were received as a result of the RFQ, Time Warner Cable Northeast, LLC D/B/A Spectrum (contract number PS68706) responded with the price of \$910 per month for a term of 36 months billed monthly and was determined to be the best value for the County; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to sign an agreement with Time Warner Cable Northeast, LLC D/B/A Spectrum to provide internet service at a rate of \$910 per month for a term of 36 months to commence on the date the contract is fully executed, subject to the approval of the County Attorney as to form and content.

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

RESOLUTION 443-23: AUTHORIZATION TO CONTRACT WITH ECC TECHNOLOGIES, INC. FOR THE PROVISION OF CONSTRUCTION OVERSIGHT SERVICES AND VERIFICATIONS PERTAINING TO THE BROADBAND INFRASTRUCTURE PROJECT

Mrs. Leonard presented the following:

WHEREAS, Resolution # 578-22 authorized a request for proposals seeking a qualified firm to provide construction oversight services and verifications related to the Broadband Infrastructure project approved in Resolution 205-22 ensuring broadband access/services to all residents, businesses, and institutions within Wayne County; and

WHEREAS, proposals were due on May 11th, 2023, and proposals were received from the following firms:

LiRo Engineers, Inc
3 Aerial Way
Syosset, NY 11791
Cost: \$541.95/Mile
Score: 2,920 / 4,000

ARNIGO Consulting
7 Prestwick Ct
Monroe, NJ 08831
Cost: \$1,000.00/Mile
Score: 2,273 / 4,000

ECC Technologies, Inc
2136 Five Mile Line Road
Penfield, NY 14526
Cost: \$1,800.00/Mile
Score: 3,320 / 4,000

AK Consulting Services
3766 72nd Street, Floor 3
Jackson Heights, NY 11372
Cost: \$8,500.00/Mile
Score: 891 / 4,000

WHEREAS, the proposals have been reviewed by an evaluation team consisting of members of the Broadband Committee who individually completed scoring criteria forms for each proposal, with said scoring forms including evaluations of: experience with broadband construction oversight, the proposed work plan and methodology, references from projects of similar size and scope, proposed team allocated to the project, and cost per mile of completed fiber; and

WHEREAS, based on the initial scoring of the committee members, the evaluation committee conducted interviews with the top two offerors, and based on the interviews and a reevaluation of the proposers, the evaluation team's recommendation is to contract with ECC Technologies, Inc for the provision of services; now, therefore, be it

RESOLVED, that the Board of Supervisors hereby authorizes the selection of ECC Technologies, Inc for the provision of construction oversight services and verifications pertaining to the Broadband Infrastructure project at a cost of \$1,800 per completed mile of fiber 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, not to exceed \$360,000.00; and be it further

RESOLVED, that the County Treasurer is authorized to transfer \$360,000.00 from the Unassigned General Fund Balance and make the following budget adjustment:

A9950 Transfer to Capital Fund Projects

(Appropriations)

\$360,000.00 to 59711 BROAD Broadband Project

H4902 ARPA

(Revenue)

\$360,000.00 to 45031 BROAD Interfund Transfer

(Appropriations)

\$360,000.00 to 54520 BROAD Consultants

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

RESOLUTION 444-23: ESTABLISHING TOWN EQUALIZATION RATES FOR 2024 COUNTY TAXES

Mrs. Leonard presented the following:

RESOLVED, pursuant to Section 804 of the Real Property Tax Law, that the following rates recommended by the County Finance Committee of the Wayne County Board of Supervisors are hereby adopted and established as the County Equalization rates for the towns in Wayne County for the year 2023 to affect the 2024 County taxes:

Town of Arcadia	64.00
Town of Butler	94.00
Town of Galen	84.00
Town of Huron	78.00
Town of Lyons	64.00
Town of Macedon	94.00
Town of Marion	69.00
Town of Ontario	84.00
Town of Palmyra	99.00
Town of Rose	100.00
Town of Savannah	84.00
Town of Sodus	71.00
Town of Walworth	82.00
Town of Williamson	92.00
Town of Wolcott	92.00

and be it further

RESOLVED, in accordance with the provision of subdivision 2 of Section 804 of the Real Property Tax Law, that within five (5) days of the date of the adoption of this resolution, the Clerk of the Board shall

transmit to each town, on a form prescribed by the State Board of Real Property Tax Services, a written notification of the County equalization rate established for each town.

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

RESOLUTION 445-23: AUTHORIZATION TO REFUND PURCHASE AND NOT TRANSFER TITLE

Mrs. Leonard presented the following:

WHEREAS, the County took title to 2446 Ridge Road (Tax ID#63117-00-881363) and 2454 Ridge Road (Tax ID#63117-00-891393) in the Town of Ontario on June 21, 2023 for back taxes both owned by the same tax payer; and

WHEREAS, the County auctioned these two parcels on June 23, 2023 to highest bidder in the amount of \$265,000.00 and these bids were approved pursuant to Resolution #369-23 duly adopted by the Wayne County Board of Supervisors on July 18, 2023; and

WHEREAS, the County Treasurer's Office received notice on August 2, 2023 that the former owner of said properties had filed bankruptcy under Chapter 7 of the bankruptcy code; and

WHEREAS, the County Attorney has advised not to transfer title to these properties to the highest bidder and to refund them their deposit along with their buyer's premium in the amount of Forty-Two Thousand Four Hundred and 00/100 (\$42,400.00); now therefore be it

RESOLVED, that the Wayne County Board of Supervisors directs the County Treasurer to not transfer title to the highest bidder and that the County Attorney contact the Bankruptcy Trustee for guidance on how the Trustee wants title to the property handled; and be it further

RESOLVED, that the Wayne County Treasurer's Office is authorized and approved to make such payment back to the highest bidder in the amount of Forty-Two Thousand Four Hundred and 00/100 (\$42,400.00) if title is not transferred to the highest bidder and title is transferred back to the previous owner.

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

RESOLUTION 446-23: BOARD OF SUPERVISORS OF THE COUNTY OF WAYNE INCREASING TAXES ON SALES AND USES OF TANGIBLE PERSONAL PROPERTY AND OF CERTAIN SERVICES ON OCCUPANCY OF HOTEL ROOMS AND ON AMUSEMENT CHARGES PURSUANT TO ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK

Mrs. Leonard presented the following:

SECTION 1.

Section 4-A of Resolution No. 150, enacted by the Board of Supervisors of the County of Wayne on November 15, 1967, imposing sales and compensating use taxes, as amended, is amended to read as follows:

"SECTION 4-A. Imposition of additional rate of sales and compensating use taxes.

Pursuant to the authority of section 1210 of the Tax Law, in addition to the sales and compensating use taxes imposed by sections 2 and 4 of this resolution, there is hereby imposed and there shall be paid an additional one percent rate of such sales and compensating use taxes, for the period beginning December 1, 2005, and ending November 30, 2025. Such additional taxes shall be identical to the taxes imposed by such sections 2 and 4 and shall be administered and collected in the same manner as such taxes. All of the provisions of this resolution relating or applicable to the administration and collection of the taxes imposed by such sections 2 and 4 shall apply to the additional taxes imposed by this section, including the applicable transitional provisions, limitations, special provisions, exemptions, exclusions, refunds and credits as are set forth in this resolution, with the same force and effect as if those provisions had been incorporated in full into this section and had expressly referred to the additional taxes imposed by this section."

SECTION 2.

Paragraph (c) of Subdivision (1) of section 11 of Resolution No. 150, enacted by the Board of Supervisors of the County of Wayne on November 15, 1967, imposing sales and use taxes, is amended to read as follows:

"(c) With respect to the additional tax of one percent imposed for the period beginning December 1, 2005, and ending November 30, 2025, in respect to the use of property used by the purchaser in this county prior to December 1, 2005."

SECTION 3.

Subdivision (d) of section 14 of Resolution No. 150, enacted by the Board of Supervisors of the County of

Wayne on November 15, 1967, imposing sales and use taxes, as amended, is amended to read as follows:

“(d) One hundred percent of net collections from the additional one percent rate of tax, Imposed for the period beginning December 1, 2005, and ending November 30, 2025, is set aside for County purposes and shall be available for any County purpose.”

SECTION 4.

This enactment shall take effect December 1, 2023.

Mr. Lasher moved the adoption of the resolution. Seconded by Mr. Chatfield. Upon roll call, all supervisors voted aye except Supervisors Robusto, Kolczynski and Donalty who were absent. The Chairman declared the resolution adopted.

ANNOUNCEMENT

The Chairman announced the next meeting of the Wayne County Board of Supervisors for September 19, 2023 at 9 a.m. at the Wayne County Emergency Management Office.

ADJOURNMENT

Mr. Johnson motioned to adjourn at 11:34 a.m. Mr. Groat second. Carried.

Kelley P. Loveless, Clerk
Wayne County Board of Supervisors
