

5th Day
Thursday, February, 19, 2014
9:00 a.m.

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

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

Upon roll call, all Supervisors were present, except Supervisor Crane who was absent. County Administrator James Marquette and County Attorney Daniel Connors were also present.

APPROVAL OF MINUTES:

Ms. Park moved, seconded by Mr. Kolczynski, to waive the reading of the minutes of the previous meeting and approve them as distributed. Upon roll call, carried.

COMMUNICATIONS:

The Chairman requested a motion to waive the reading of the following communications received and to approve them as listed.

A thank you note was received from Wilma Young, thanking the Board for designating the Sun and Record as an official Wayne County Newspaper; and she is appreciative of the honor.

A Notice of Public Hearing and Contemplated Deviation was received, dated for February 25 at 9:30 at the Macedon Town Hall, from the Wayne County Industrial Development Agency for an acquisition of property for a manufacturing facility in the Town of Macedon.

A notice of Public Statement was received from the NYS Public Service Commission regarding hearings that were held on January 7 and 26, 2015 concerning Reforming the Energy Vision (REV) proceeding.

Copy of the Agreed-Upon Procedures for the NYS department of Transportation Contract Closeout Report, conducted by Raymond F. Wager, CPA, P.C., were received and filed.

Copy of confirmation of the Audit Engagement Services to be conducted by Raymond F. Wager, CPA, P.C., were received and filed.

A copy of the County Auditor's accounts payable report for monthly utilities, miscellaneous payments, including the January warrants for accounts payable totaling \$3,315,967.38 was received and filed.

Mr. LeRoy moved, seconded by Ms. Park to receive and file the Communications for January. Motion carried.

ANNUAL REPORTS:

Chairman Hoffman noted that the following Annual Reports from County Departments were reviewed by their Standing Committees and referred to the full Board for filing:

Internal Audit Department
Real Property Tax Services
Wayne County Attorney
Wayne County Clerk
Weights and Measures Department
Wayne County Soil and Water Conservation District
Cornell Cooperative Extension of Wayne County
Wayne County Self-Insurance Plan – Workers' Compensation
Tourism Department
Department of Probation and Correctional Alternatives
Wayne Pre-Trial Services
Information Technology

Ms. Park moved, seconded by Mrs. Crane, that the Annual Reports be received and filed. Upon roll call, carried.

PRIVILEGE OF THE FLOOR:

Chairman Hoffman opened the floor at this time for members of the public to address the Board of Supervisors on items listed on the agenda for action. There was no public comment on agenda items this evening.

SCHEDULED BUSINESS:

On behalf of the Board, Supervisor John Smith read the proclamation prepared for **Black History Month**.

Supervisors Hammond and LeRoy read and presented Proclamations of Appreciation to two retiring board members of the **Wayne County Soil and Water Conservation District**, Thomas Caprilla for six years of service and Stephen Brownell for thirty-three years of service. Mr. Brownell was not present for this presentation today. The full board and staff thanked them for their years of dedicated service and for best wishes in their retirements.

RECESS:

Chairman Hoffman requested a short break to congratulate them at 9:07 a.m.

REGULAR SESSION:

The Board resumed regular session at 9:16 a.m.

PRIVILEGE OF THE FLOOR:

Mr. Bob Brannan, Chairman of the **Wayne County Chapter of S.C.O.P.E.**, addressed the Board regarding the resolution on the agenda this morning in support of appealing the Safe Act of 2013. He thanked Board Members along with Sheriff Virts; and is looking forward to continuing efforts with working together on this important matter.

Chairman Hoffman announced that the Public Hearing regarding a Local Law for changes in salaries for certain County Officers, scheduled for 9:10 a.m. this morning is cancelled and rescheduled for Tuesday, March 17, 2015 at 7:15 p.m.

Supervisor John Smith read the following Resolution in Memoriam for a departed board member from the Town of Ontario – Roy E. Herrmann:

RESOLUTION NO. 095-15: IN MEMORIAM – ROY E. HERRMANN, JR. – TOWN OF ONTARIO

Mr. Smith presented the following:

WHEREAS, Roy E. Herrmann, Jr., served Wayne County as Supervisor for the Town of Ontario from September 1993 to December 1993, and January 1, 1996 to December 31, 2001. Throughout his years of service, he diligently served the Citizens of Wayne County with loyalty and dedication. His death is a great loss to his family and the community;

NOW, THEREFORE, in memory of his service to the people of Wayne County, be it RESOLVED, that the Board of Supervisors of the County of Wayne hereby expresses its great regret in the passing of Roy Herrmann and extends its deepest sympathy to his family; and be it further

RESOLVED, that this resolution be spread upon the minutes, a copy be presented to the family of Roy Herrmann; and that a page of the proceedings be dedicated in his memory.

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

RESOLUTION NO. 096-15: AUTHORIZATION TO TRANSFER FUNDS FROM THE DEPARTMENT OF AGING AND YOUTH'S T-96 ACCOUNT AND AMEND THE AREA AGENCY ON AGING 2015 BUDGET

Mr. Manktelow presented the following:

WHEREAS, the Director of Aging and Youth requested to advertise for the provision of Personal Emergency Response Services (PERS) and was granted approval in Resolution No. 577-14; and

WHEREAS, the lowest bid proposal in accordance with the specifications was submitted by M. Sauer Company (Help Link) in the amount of \$1,256 per month for 160 units, for a total not to exceed \$12,560; and

WHEREAS, the contract year is from March 1, 2015 through December 31, 2015; and

WHEREAS, the Department of Aging and Youth retains a T-96 account specifically designated for PERS contributions that has adequate funding for the afore mentioned contractual expense, and

WHEREAS, the required funds need to be transferred from the T-96 account into the 2015- 6772 County Budget to cover the contractual expenses, now, therefore be it

RESOLVED, the Wayne County Treasurer is authorized to transfer \$12,560 from the Department's T-96 Account and make the following 2015 Budget Amendment:

Account No. A6772- Area Agency on Aging

(Revenues)

\$12,560 to 42772 Office of the Aging

(Appropriations)

\$12,560 to 54400 Contracted Services

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

Prior to presentation, the Clerk of the Board requested a brief recess to copy and distribute the following resolution that was omitted from today's board packet.

RESOLUTION NO. 097-15: AUTHORIZATION TO HIRE SODUS POINT PARK STAFF FOR THE 2015 SEASON AND AMEND THE 2015 COUNTY BUDGET TO REFLECT MINIMUM WAGE INCREASE

Mr. Manktelow presented the following:

WHEREAS, the Wayne County Department of Aging and Youth is requesting authorization to hire staff for the operation of Sodus Point Park for the 2015 Season including: Skills Test, Staff Orientation, Beach Operations Set-up, Lifeguard Supervised Swimming 7 days/week, 8 hours/day (11:00 a.m.-7:00 p.m.) June 29-September 7, 2015, and Staff Training; and

WHEREAS, the 2015 County Budget was adopted prior to the federal minimum wage increase and the 2015 County budget needs to be amended to reflect the increase in wages; now, therefore, be it

RESOLVED, that the Chairman of the Board does hereby authorize the hiring of 16 staff for the operation of Sodus Point Park for the 2015 season at the following wage rate;

Director	\$12.10/hour
4th Year+ Lifeguard	\$9.80/hour
3 rd Year Lifeguard	\$9.45/hour
2 nd Year Lifeguard	\$9.10/hour
1 st Year Lifeguard	Minimum Wage
Total Season Wages	\$41,000

and be it further

RESOLVED, the Wayne County Treasurer is authorized to make the following 2015 Budget Amendment:

Account No. A7311- Recreation

(Appropriations)
\$3,261 from 54100 Supplies and Materials
\$3,100 to 51461 Lifeguards
\$161 to 58200 Social Security

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

RESOLUTION NO. 098-15: AUTHORIZATION FOR THE DEPARTMENT OF AGING AND YOUTH TO ABOLISH THE FULL TIME DEPUTY DIRECTOR FOR AGING POSITION AND TO CREATE A COORDINATOR OF SERVICES FOR AGING POSITION AND AMEND THE 2015 BUDGET

Mr. Manktelow presented the following:

WHEREAS, the Deputy Director's position is classified as a management confidential position and is currently vacant due to a resignation; and

WHEREAS, the Department of Aging and Youth Director has submitted a proposal to NY State Office for Aging (NYSOFA) to restructure the department to better meet the current work load demands, and

WHEREAS, in addition, by reclassifying the position there will be a cost savings to the County; and

WHEREAS, the department still has the need for the administrative services related to this professional position and would like to replace the role and functions of this position by abolishing the Deputy Director of Aging position and fill the position with a Coordinator of Services for Aging in the CSEA Supervisory (pay grade 8), and

WHEREAS, the Director of Aging and Youth is requesting that the 2015 budget be amended to reflect the changes in the titles of the said positions; now, therefore, be it

RESOLVED, that the position title of Deputy Director of Aging, as established in the Area Agency on Aging 2015 Budget be abolished, and create a full time Coordinator of Services for Aging (CSEA Supervisory Contract, pay grade 8) contingent on NYSOFA approval; and, further be it

RESOLVED, the Wayne County Treasurer is authorized to make the following 2015 Budget Amendment:

Account No. A6772- Area Agency on Aging

(Appropriations)

\$51,987 from 51297 Deputy Director of Aging
\$39,209 to 51701 Coordinator of Services for Aging

Account No. A19904 General Contingency

(Appropriations)

\$12,778 to 54000 Contractual

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

RESOLUTION NO. 099-15: AUTHORIZATION FOR 2015 CONTRACT RENEWAL WITH WAYNE COUNTY CHAPTER, NYS ASSOCIATION FOR RETARDED CHILDREN FOR THE DEPARTMENT OF AGING AND YOUTH

Mr. Manktelow presented the following:

WHEREAS, The Department of Aging and Youth contracts with NYS Association for Retarded Children (Key Industries) to provide bulk meal preparation for our six congregate Senior Centers, and

WHEREAS, that the terms and conditions of this contract remain the same as in 2014; 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 ARC (Key Industries), for the period of

January 1, 2015 through December 31, 2015 for bulk meal catering; and be it further RESOLVED, the meal rate will be \$3.85 per meals and the maximum contract amount will not exceed \$89,858 and that the funding is contingent on NYSOFA 2015 final funding allocations.

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

RESOLUTION NO. 100-15: AUTHORIZATION TO ACCEPT LOW BID FOR THE PROVISION OF PERSONAL EMERGENCY RESPONSE SERVICES (PERS) FOR THE WAYNE COUNTY DEPARTMENT OF AGING AND YOUTH

Mr. Manktelow presented the following:

WHEREAS, the Director of Aging and Youth requested to advertise for the provision of Personal Emergency Response Services and was granted approval in Resolution No. 577-14; and

WHEREAS, the Clerk of the Board of Supervisors has duly advertised for request for proposals, and the bids were received and officially opened on Friday January 9, 2015 at 3:00 p.m., and the following bids were received:

Bidder Name/Address	Year 1- per month	Year 2-5 per month	Specs Met
<u>M. Sauer Company</u> <u>Help Link</u> 3106 Pinkney Road Baltimore, Maryland 21215	\$1,256 per month	\$2,496 per month	Yes
<u>Doyle Security</u> 792 Calkins Rochester, NY 14623	\$3,394 per month	\$3,603 per month	Yes
<u>Response Link- Alert 1</u> 2900 Lakeside Drive, Suite 230 Santa Clara, CA 95054	\$2,072 per month	\$2,712 per month	Yes
<u>Phillips Lifeline</u> 111 Lawrence Street Framingham MA 01702	\$3,280 per month	\$3,280 per month	No

now, therefore, be it

RESOLVED, that the bid proposal submitted by M. Sauer Company (Help Link) for the bid prices itemized above are in accordance with the specifications and are hereby accepted; and be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with M. Sauer Company in accordance with the bid acceptance for the installation of 160 units and provision of PERS services for the Wayne County Department of Aging and Youth in the amount of \$7.85 per unit (\$1,256.00 per month) starting March 1, 2015 through December 31, 2015.

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

RESOLUTION NO. 101-15: AUTHORIZATION TO EXECUTE 2015 PRE-TRIAL DIVERSION AND HOMELESS PROGRAM CONTRACT RENEWALS FOR THE DEPARTMENT OF AGING AND YOUTH

Mr. Manktelow presented the following:

WHEREAS, Wayne County Department of Aging and Youth contracts with Wayne Pre-Trial Diversion to provide homeless and court ordered diversion services to Wayne County youth, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Wayne Pre-Trial Services, Inc., for the operation of a Pre-Trial Diversion Program and a Homeless Youth Program for Wayne County Youth. The funding is contingent on OCFS 2015 final funding allocations. The contract period is January 1, 2015 through December 31, 2015, in an amount not to exceed \$103,744 to be derived from the following sources:

County Tax Revenues	\$71,715
State Aid Reimbursement (to County)	13,173 (YDDP)
State Aid Reimbursement (to County)	<u>18,856</u> (RHY-II)
TOTAL	\$103,744

and be it further

RESOLVED, that the County shall pay the contractor the sum of \$25,939 in February 2015 and the sum of \$8,645 in each of the months March-November 2015.

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

RESOLUTION NO. 102-15: AUTHORIZATION FOR 2015 CONTRACT RENEWAL FOR DIETITIAN SERVICES FOR THE DEPARTMENT OF AGING AND YOUTH

Mr. Manktelow presented the following:

WHEREAS, NY State Office for the Aging requires all congregate and home delivered meals meet 1/3 of the RDA compliance standards, and

WHEREAS, The Department of Aging and Youth contracts with Geraldine Morse, RD to provide 12 hours of dietitian services per week to meet those compliance standards and to provide nutrition counseling to the elderly that have been assessed nutritionally at risk, therefore be it

WHEREAS, the terms and conditions of this contract will remain the same as in 2014 and the hourly rate will be \$39.92 per hour; 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 Geraldine Morse, RD., for the period of January 1, 2015 through December 31, 2015, to provide the required dietary services at the hourly rate of \$39.92; and be it further

RESOLVED, that the total of all payments shall not exceed \$23,598, plus mileage at a current rate; and be it further

RESOLVED, that approval and funding is contingent on NYSOFA 2015 final funding allocations.

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

RESOLUTION NO. 103-15: AUTHORIZATION TO EXECUTE CONGREGATE NUTRITION SITE CONTRACTS FOR 2015

Mr. Manktelow presented the following:

WHEREAS, The Department of Aging and Youth provides congregate meals in six senior centers in Wayne County and is requesting renewal of the congregate meal contracts/rental agreements for 2015; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors to 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, the following Congregate meal site contracts for the period of January 1, 2015 through December 31, 2015. The funding is contingent on NYSOFA 2015 final funding allocations.

- Town of Ontario \$6,200 annually
- Village of Newark \$3,975 annually
- St. John's Catholic Church, Clyde, NY \$285 per month
- Faith United Methodist Church, Wolcott \$400 per month
- Village of Palmyra \$100 per month

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

RESOLUTION NO. 104-15: AUTHORIZATION FOR 2015 CONTRACT RENEWAL WITH GENESEE REGION HOME CARE OF ONTARIO COUNTY, INC. FOR THE DEPARTMENT OF AGING AND YOUTH

Mr. Manktelow presented the following:

WHEREAS, The Department of Aging and Youth contracts with Genesee Region Home Care of Ontario County, Inc. for the provision of non-medical, in-home services and non-institutional respite services for clients assessed eligible by the department; 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 Genesee Region Home Care of Ontario County, Inc., for the period of January 1, 2015 through December 31, 2015, for non-medical, in-home Services and non-institutional respite services; and be it further

RESOLVED, that the terms and conditions of this contract remain the same as in 2014, accept will reflect the 2014 rates for services of Personal Care Aide (PCA) I be \$23.98 and PCA II be \$23.92; and be it further

RESOLVED, the funding is contingent on NYSOFA 2015 final funding allocations.

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

RESOLUTION NO. 105-15: AUTHORIZATION FOR 2015 FAMILY COUNSELING OF THE FINGER LAKES CONTRACT RENEWAL FOR THE DEPARTMENT OF AGING AND YOUTH

Mr. Manktelow presented the following:

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

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

WHEREAS, the services are funded by Office of Children and Family Services, Bullis Foundation and County funding and the program budget is not to exceed \$23,250, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute a contract for the period January 1, 2015 through December 31, 2015, on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with the Family Counseling of the Finger Lakes, Inc. in the amount of \$23,250 and that the funding is contingent on OCFS 2015 final funding allocations.

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

RESOLUTION NO. 106-15: AUTHORIZATION FOR 2015 CONTRACT RENEWAL WITH WAYNE COUNTY ACTION PROGRAM-WCAP FOR THE DEPARTMENT OF AGING AND YOUTH

Mr. Manktelow presented the following:

WHEREAS, Wayne County Department of Aging and Youth contracts with Wayne CAP for parent education services for the Family and Communities Together (FACT) Program and Respite Services for FACT and Runaway youth; and

WHEREAS, the program budget for these services is not to exceed \$40,000 from January 1, 2015 through December 31, 2015. Funding for these services are 100% reimbursable from the Bullis Foundation Grant Award; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors to 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 the Wayne County Action Program in the amount of \$40,000. The contract period is January 1, 2015 through December 31, 2015.

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

RESOLUTION NO. 107-15: AUTHORIZATION TO TRANSFER FUNDS AND AMEND THE 2015 DSS BUDGET FOR THE REPLACEMENT OF CARPETING AT THE DEPARTMENT OF SOCIAL SERVICES BUILDING LOCATED AT 77 WATER STREET

Mr. Manktelow presented the following:

WHEREAS, Resolution 800-14 authorized and directed the Chairman of the Wayne County Board of Supervisors to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Corporate Floors USA for the carpet replacement Bid Items #1, #2, #3, #5 and #8 for the Department of Social Services Building located at 77 Water St. for a cost of \$65,500.00; and

WHEREAS, the Commissioner of Social Services has budgeted \$20,000.00 for building improvement and carpet replacement in the 2015 budget; and

WHEREAS, Resolution 800-14 indicated that \$50,800 of the 2014 budget was appropriated to partially fund this contract but those funds were inadvertently not encumbered prior to December 31, 2014; and

WHEREAS, the County portion 2014 unspent budgeted amount of \$15,240 became part of the Unassigned Fund Balance at end of 2014 and

WHEREAS, these monies originally allocated in the 2014 budget will still be needed for carpet replacement in 2015, therefore be it

RESOLVED, that the County Treasurer is authorized to transfer \$15,240 from the Unassigned General Fund Balance; and be it further

RESOLVED, that the County Treasurer is authorized to make the following 2015 budget adjustments:

A6010 Social Services

(appropriations)

\$50,800 to .54110 Building Supplies & Materials

(revenue)

\$22,860 to .44610 Social Services Admin (Federal)

\$12,700 to .43610 Social Services Admin (State)

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

RESOLUTION NO. 108-15: AUTHORIZE CONTRACT WITH YOUTH ADVOCACY PROGRAM FOR THE DEPARTMENT OF SOCIAL SERVICES

Mr. Manktelow presented the following:

WHEREAS, youth are being placed outside their homes at a significant expense to the County; and

WHEREAS, one of the gateway behaviors to PINS/JD charges is truancy; and

WHEREAS, many of these youth, if given the necessary and appropriate services, could stay in the community; and

WHEREAS, youth already placed outside their homes may be able to be returned to the community if provided the appropriate services; and

WHEREAS, such services and service coordination have been provided and/or effectively arranged for by the Youth Advocacy Program; now, therefore, be it

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

authorized to enter into a contract, subject to the County Attorney's review, with the Youth Advocacy Program in an amount not to exceed \$436,000 for the timeframe 1/1/15 - 12/31/15 for the purpose of reducing youth out-of-home placements.

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

RESOLUTION NO. 109-15: AUTHORIZE AGREEMENT WITH CENTER FOR DISABILITY RIGHTS FOR THE DEPARTMENT OF SOCIAL SERVICES

Mr. Manktelow presented the following:

WHEREAS, disabled individuals have the right to direct their own care, if so desired; and

WHEREAS, the Center for Disability Rights provides oversight of this service in the Wayne County area; now, therefore, be it

RESOLVED, that the Commissioner of the Wayne County Department of Social Services is hereby authorized to sign an Agreement with the Center for Disability Rights, Inc. subject to the approval of the County Attorney, for provision of the Consumer Directed Personal Assistance Program (CDPAP) for the timeframe 1/1/15-12/31/15.

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

RESOLUTION NO. 110-15: AUTHORIZE CONTRACT WITH WAYNE COUNTY ACTION PROGRAM FOR TRANSPORTATION SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES

Mr. Manktelow presented the following:

WHEREAS, Wayne County desires to provide transportation services for individuals to seek and maintain employment; and

WHEREAS, Wayne County Department of Social Services desires to do this in the most cost-effective manner possible; and

WHEREAS, Wayne County Action Program has secured a grant to provide after hours and weekend transportation to TANF eligible individuals which requires a 20% match; and

WHEREAS, this service is significantly more cost-effective than the present system; now, therefore be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to enter into a contract, subject to review by the County Attorney, with the Wayne County Action Program, Inc. for the provision of transportation services for the timeframe 1/1/15-12/31/15 at a cost not to exceed \$5,150 as the County's matching share.

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

RESOLUTION NO. 111-15: AUTHORIZE AGREEMENT WITH WAYNE COUNTY SHERIFF'S DEPARTMENT FOR WELFARE FRAUD INVESTIGATION SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES

Mr. Manktelow presented the following:

WHEREAS, there is a need to pursue welfare fraud in a diligent manner; and

WHEREAS, it is estimated that the cost of doing so will be offset by savings; and

WHEREAS, the Wayne County Sheriff's Department is the agency best suited to pursue these investigations; and

WHEREAS, Wayne County Department of Social Services is desirous of entering into an Agreement for Welfare Fraud Investigation services; now, therefore, be it

RESOLVED, that the Commissioner of Social Services is hereby authorized to enter into an Agreement with the Wayne County Sheriff's Office, subject to review by the County Attorney, for Welfare Fraud Investigation Services in an amount not to exceed \$229,197 for the timeframe 1/1/15-12/31/15.

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

RESOLUTION NO. 112-15: AUTHORIZE CONTRACT WITH WAYNE COUNTY ACTION PROGRAM, INC. FOR RESPITE SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES

Mr. Manktelow presented the following:

WHEREAS, New York State PINS legislation mandates each county to provide respite services as an alternative to non-secure detention; and

WHEREAS, the cost of non-secure detention is significantly higher than the cost of respite services; and

WHEREAS, the Wayne County Action Program, Inc. has provided respite services to the PINS/Preventive program in Wayne County; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to enter into a contract, subject to review by the County Attorney, with the Wayne County Action Program, Inc. for the provision of respite services for the timeframe 1/1/15-12/31/15 at a per diem rate of up to \$75.00.

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

RESOLUTION NO. 113-15: REQUEST PERMISSION TO CREATE A PART TIME TEMPORARY EMPLOYMENT & TRAINING COUNSELOR PT POSITION FOR WAYNE COUNTY WORKFORCE DEVELOPMENT

Mr. Manktelow presented the following:

WHEREAS, Wayne County Workforce Development Contracts with the Wayne County Department of Social Services and the Workforce Investment Board to provide services to meet program measures with wages budgeted in the Wayne County Workforce Development department; and

WHEREAS, A Workforce Development department staff member who has provided the services has been on leave since November and will be out for an indefinite period of time; and

WHEREAS, the Director of Workforce Development wishes to hire a temporary Employment & Training Counselor PT to provide the services that would have been provided by the staff member who is on leave, and, therefore be it

RESOLVED, that the Board of Supervisors does hereby create one Employment & Training Counselor PT position in the Workforce Development department, and, further be it

RESOLVED, that the Director for Wayne County Workforce Development is authorized to hire an Employment & Training Counselor PT at a salary cost not to exceed \$7,000 to assist with the work duties of the absent employee until the permanent staff member returns to full time employment, and, further be it

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

A6293 WIA Adult

(Appropriations)

\$2,100 from 51252 Employment & Training Counselor

\$2,100 to 51251 Employment & Training Counselor PT

A6294 WIA Dislocated Worker

(Appropriations)

\$4,200 from 51252 Employment & Training Counselor

\$4,200 to 51251 Employment & Training Counselor PT

A6275 WFD/DSS Back to Work Programs

(Appropriations)

\$700 from 51252 Employment & Training Counselor

\$700 to 51251 Employment & Training Counselor PT

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

Mr. Manktelow moved, seconded by Mrs. Marini, that the TITLE of the resolution be

amended, as follows:

“RESOLUTION NO. 113-15: AUTHORIZE THE CREATION OF A PART TIME TEMPORARY EMPLOYMENT & TRAINING COUNSELOR PT POSITION FOR WAYNE COUNTY WORKFORCE DEVELOPMENT”.

Motion carried.

Upon roll call on the amended resolution, all Supervisors voted Aye. Absent – Supervisor Crane. The Chairman declared the Resolution adopted.

RESOLUTION NO. 114-15: AUTHORIZATION TO AMEND THE 2015 VETERANS BUDGET FOR INDIGENT BURIAL ALLOWANCE EXPENSES AND REVENUES FROM THE VETERANS ADMINISTRATION

Mr. Manktelow presented the following:

WHEREAS, the Wayne County Veterans Service Agency has been notified by the Veterans Administration that Funeral Homes/Funeral Directors will no longer be eligible to submit Claims directly to the Veterans Administration for reimbursement of Funeral/Burial/Plot allowance; and

WHEREAS, the Wayne County Veterans Service Agency will now pay the Indigent Burial Allowance directly to the Funeral Home and file a claim with the Veterans Administration for reimbursement of Funeral/Burial/Plot Allowances; now, therefore, be it

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

A6510 Veteran Services

(Revenues)

\$2,000 to 44648 VA Burials

(Appropriations)

\$2,000 to 54510 Burials

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

RESOLUTION NO. 115-15: AUTHORIZATION FOR THE MENTAL HEALTH DEPARTMENT TO CREATE ONE FULL-TIME CLERK-TYPIST POSITION AND AMEND THE 2015 BUDGET

Mr. Groat presented the following:

WHEREAS, the Mental Health Department over the past year has experienced an increase in patient call and visit volume (annually approximately 51,000 telephone calls plus 60,000 client visits) and a corresponding increase in demand/need for support services; and

WHEREAS, the department has had several staff vacancies this year which has resulted in significant savings in departments 2015 budgeted expenses for personal services; and

WHEREAS, the increase in patient volume and the demand for support services has resulted in a significant strain on the daily operations of the department in meeting those demands; and

WHEREAS, the Director for Mental Health would like to utilize a portion of the expense savings that have already accrued in the departments budget from its personal services expenses and would like to create a full-time Clerk-Typist position which would help address the patient needs and to meet the demands for the many essential support services that are provided by the department; and

WHEREAS, the Director of Mental Health is requesting that the 2015 Budget be amended to reflect these changes; therefore, be it

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

Account No. A4300 – Behavioral Health

(Appropriations)

\$2,500 from 51661.M5420 SCM

\$18,000 from 51601.M4120 PT-CMHP

\$2,000 from 51323.M2120 SSW-PT

\$22,500 to 51104.M8200 Clerk Typist

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

RESOLUTION NO. 116-15: AUTHORIZATION FOR THE MENTAL HEALTH DEPARTMENT TO CREATE ONE PART-TIME PSYCHIATRIC NURSE PRACTITIONER POSITION & SET HOURLY RATE, AND AMEND THE 2015 BUDGET

Mr. Groat presented the following:

WHEREAS, the Mental Health Department currently has several vacant positions for support and professional staff; and

WHEREAS, these vacancies have resulted in significant savings in departments 2015 budgeted expenses for personal services; and

WHEREAS, the department has experienced significant difficulty in recruiting and filling these various positions, and the situation of an unusually large number of staff vacancies has resulted in a significant strain on the daily operations of the department including medical psychiatric services; and

WHEREAS, the Director for Mental Health would like to utilize a portion of the expense savings that have already accrued in the departments budget from its personal services expenses and would like to create a part-time Psychiatric Nurse Practitioner position, which would help address the patient needs and to meet the demands for the many essential medical services that are provided by the department; and

WHEREAS, the Director of Mental Health is requesting that the 2015 Budget be amended to reflect these changes; now, therefore, be it

RESOLVED, that one Confidential Management position title of Psychiatric Nurse Practitioner-Part time be created in the Mental Health Dept. and the salary be set at \$80 per hour, and the 2015 Budget be amended as follows:

Account No. A4300 – Behavioral Health

(Appropriations)

\$32,000 from 51518.M2120 Psychiatric Nurse Practitioner

\$32,000 to 51598.M2120 PT Psychiatric NP

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

RESOLUTION NO. 117-15: AUTHORIZATION FOR THE MENTAL HEALTH DEPARTMENT TO CREATE ONE PART-TIME STAFF PSYCHOLOGIST POSITION & SET HOURLY RATE, AND AMEND THE 2015 BUDGET

Mr. Groat presented the following:

WHEREAS, the Mental Health Department currently has several vacant positions for support and professional staff; and

WHEREAS, these vacancies have resulted in significant savings in departments 2015 budgeted expenses for personal services; and

WHEREAS, the department has experienced significant difficulty in recruiting and filling these various positions, and the situation of an unusually large number of staff vacancies has resulted in a significant strain on the daily operations of the department including psychological services primarily used for Family Court evaluations; and

WHEREAS, the Director for Mental Health would like to utilize a portion of the expense savings that have already accrued in the departments budget from its personal services expenses and would like to create a part-time Staff Psychologist position, which would help address the patient needs and to meet the demands for the many essential services that are provided by the department; and

WHEREAS, the Director of Mental Health is requesting that the 2015 Budget be amended to reflect these changes; therefore, be it

RESOLVED, that one Confidential Management position title of Staff Psychologist-Part time be created in the Mental Health Dept. and the salary be set at \$110 per hour, and the 2015 Budget be amended as follows:

Account No. A4300 – Behavioral Health

(Appropriations)

\$25,000 from 51495.M3120 Staff Psychologist

\$25,000 to 51582.M3120 PT Staff Psychologist

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

RESOLUTION NO. 118-15: AUTHORIZATION FOR THE MENTAL HEALTH DEPARTMENT TO CREATE ONE FULL-TIME LICENSED PRACTICAL NURSE POSITION AND AMEND THE 2015 BUDGET

Mr. Groat presented the following:

WHEREAS, the Mental Health Department currently has several vacant positions for support and professional staff; and

WHEREAS, these vacancies have resulted in significant savings in departments 2015 budgeted expenses for personal services; and

WHEREAS, the department has experienced significant difficulty in recruiting and filling these various positions, and the situation of an unusually large number of staff vacancies has resulted in a significant strain on the daily operations of the department and on nursing services; and

WHEREAS, the Director for Mental Health would like to utilize a portion of the expense savings that have already accrued in the departments budget from its personal services expenses and would like to create a full-time Licensed Practical Nurse position which would help address the patient needs and to meet the demands for the many essential nursing services that are provided by the department; and

WHEREAS, the Director of Mental Health is requesting that the 2015 Budget be amended to reflect these changes; therefore, be it

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

Account No. A4300 – Behavioral Health

(Appropriations)

\$32,166 from 51571.M2120 Program Supervisor

\$32,166 to 51210.M2120 LP Nurse

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

RESOLUTION NO. 119-15: AUTHORIZATION TO FOR WAYNE BEHAVIORAL HEALTH NETWORK TO EXPAND CUSTOMER SUPPORT AGREEMENT WITH CERNER CORPORATION

Mr. Groat presented the following:

WHEREAS, Federal & State regulation requires all prescribing medical practices to electronically prescribe medications beginning in 2013; and

WHEREAS, in March 2015 the regulations expand to include that all controlled medications also be prescribe using an electronic format; and

WHEREAS, Wayne Behavioral Health Network will need to enhance its current electronic prescribing software system (Anasazi) in order comply with the law; and

WHEREAS, Cerner Corp., the current vendor who provides this electronic medical record (EMR) and prescribing software to the mental health department can provide this software upgrade to the existing EMR program; and

WHEREAS, the cost for this enhanced software ability is a one time fee of \$30,105 and

\$315 in monthly user fees; now, therefore, be it

RESOLVED, that the Chairman of the Board is authorized, pending County Attorney approval as to form and content, to sign a sales order to purchase and expand Wayne Behavioral Health Networks customer support for the above noted service and software enhancements for the cost of \$30,150 in one time fees and an added monthly user fee of \$315 and the 2015 Budget is amended as follows:

A4300 BEHAVIORAL HEALTH

\$31,500 from 51571.M2120 Prog Supv

\$31,500 to 54475.M8200 Software

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

RESOLUTION NO. 120-15: AUTHORIZATION FOR THE MENTAL HEALTH DEPARTMENT TO ACCEPT ADDITIONAL STATE AID FUNDING AND TO PROVIDE ATTESTATION TO NEW YORK STATE

Mr. Groat presented the following:

WHEREAS, The New York State Office of Alcoholism and Substance Abuse Services (OASAS) and The Office of Mental Health (OMH) are providing eligible OASAS & OMH providers with a two percent increase in annual salary and salary related fringe benefits costs for specific title series pursuant to Part 1 of Chapter 60 of the Laws of 2014; and

WHEREAS, Part 1 of Chapter 60 of the Laws of 2014 require each provider to submit to OMH & OASAS an attestation confirming that the funding increase will be used solely to support salary and salary related fringe benefit increases for the covered titles and staff including direct care staff, direct support professionals and clinical staff; and

WHEREAS, the Mental Health Department and Wayne Behavioral Health Network will fully utilize the additional funding provided by the State to offset salary and fringe benefit increase that have provided to the staff and will file claims with the State in accordance with the Consolidated Fiscal Reporting process; and therefore be it

RESOLVED that the Board of Supervisors for the County of Wayne and on behalf of Department of Mental Health and Wayne Behavioral Health Network accepts the additional State funding and attests that the received funding will be used to solely support salary and salary related fringe benefit increases for the staff described above.

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

RESOLUTION NO. 121-15: AUTHORIZATION TO APPOINT MEMBERS TO THE HEALTH SERVICES ADVISORY BOARD

Mr. Groat presented the following:

WHEREAS, Wayne County Public Health (WCPH) is required to have a Health Services Advisory Board (HSAB) as per PH Law 357; and

WHEREAS, WCPH has identified the following individuals to be appointed to the HSAB for a four year term:

- Ed Hunt, Deputy Director of Wayne Behavioral Health, 2nd 4 year term
- Sheriff Barry Virts, 1st 4 year term

now, therefore, be it

RESOLVED, that the Board of Supervisors is hereby authorized to appoint Ed Hunt and Sheriff Barry Virts to the Health Services Advisory Board to serve a four year term starting January 1, 2015 to December 31, 2018.

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

RESOLUTION NO. 122-15: AUTHORIZATION TO DISPOSE OR TRANSFER EQUIPMENT FOR WAYNE COUNTY PUBLIC HEALTH

Mr. Groat presented the following:

WHEREAS, Wayne County Public Health (WCPH) has the following equipment items that are in need of disposal due to being outdated/ broken or in good working condition and transferred to the IT Department:

Disposal

- Model C4224A HP Laserjet Printer, SN# USHN007858
- HP Laserjet 2430dtn Printer, SN# CNDJC35813

Transfer

- Apollo Eclipse Overhead Projector, Model # A12000, SN# 97060179

Now, therefore, be it

RESOLVED, that the Director of Public Health is hereby authorized to dispose of the two (2) Laserjet printer equipment listed above due to being outdated or broken and transfer the one (1) overhead projector to the IT Department as per the County's Equipment Disposal Policy.

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

RESOLUTION NO. 123-15: AUTHORIZING TO CREATE AND FILL THREE (3) FULL TIME CERTIFIED NURSING ASSISTANT (CNA) POSITIONS FOR THE WAYNE COUNTY NURSING HOME

Mr. Groat presented the following:

WHEREAS, the Wayne County Nursing Home must provide adequate staff to care for residents; and

WHEREAS, the Wayne County Nursing Home has had five (5) or more CNA part time positions vacant for over 6 months; and

WHEREAS, the Nursing Home has made significant efforts to recruit to fill these part time positions with minimal success; and

WHEREAS, the Nursing Home needs 104 filled CNA positions to meet its minimum staffing standards without mandating staff to work overtime and currently has 101 filled CNA positions; and

WHEREAS, the Nursing Home will utilize budgeted but unspent funds from other vacant positions to offset the costs of the added full time Certified Nursing Assistant positions; and

WHEREAS, the Nursing Home requests authorization to create three (3) full time Certified Nursing Assistant positions; now, therefore, be it

RESOLVED, that the Board of Supervisors authorizes the Wayne County Nursing Home to create three (3) full time Certified Nursing Assistant (CNA) positions.

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

RESOLUTION NO. 124-15: AUTHORIZING TO ABOLISH ONE LPN POSITION AND CREATE AND FILL ONE TRANSITIONAL CARE COORDINATOR POSITION FOR THE WAYNE COUNTY NURSING HOME

Mr. Groat presented the following:

WHEREAS, the Wayne County Nursing Home must manage the transition of care from one level of care to another for residents; and

WHEREAS, transition planning for the Wayne County Nursing Home residents whose care is paid for under Medicare's prospective payment system (PPS) requires specialized knowledge of the PPS, admission and discharge processes; and

WHEREAS, the Nursing Home has been using an LPN to manage transitional care for 170 discharges from the nursing home to other levels of care in 2014 and 60 transfers within the building to long term care beds from the rehab unit as well as cover for the Admissions Coordinator and MDS Coordinator during absences; and

WHEREAS, the Nursing Home needs a Transitional Care Coordinator position and is requesting that one LPN position be abolished; and

WHEREAS, the Human Resources Department has reviewed the job description and the most appropriate grade in the CSEA regular unit for the position of Transitional Care Coordinator is grade 29; and now therefore, be it

RESOLVED, that the Board of Supervisors authorizes the Wayne County Nursing Home to abolish one LPN position and create one (1) Transitional Care Coordinator; and further be it

RESOLVED, that the Treasurer is authorized and directed to make the following 2015 budget adjustments:

E60001 – Nursing Home

\$39,398.00	from	.51400	Licensed Practical Nurse
\$ 3,516.00	from	.51402	LPN-Substitute
\$42,914.00	to	.51702	Transitional Care Coordinator

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

RESOLUTION NO. 125-15: AUTHORIZING AMENDMENT OF CONTRACT WITH EHEALTH SOLUTIONS, INC. FOR LICENSING OF SURESCRIPTS SOFTWARE AT THE WAYNE COUNTY NURSING HOME

Mr. Groat presented the following:

WHEREAS, New York State regulations will require electronic prescribing of all medications effective March 27, 2015; and

WHEREAS, Wayne County Nursing Home currently has a contract with eHealth Solutions, Inc. for an electronic medical record that contains a computerized physician order entry module; and

WHEREAS, eHealth Solutions, Inc. (SigmaCare, the “Company”) and Surescripts, LLC have entered into an agreement that permits the Wayne County Nursing Home as Licensee and its prescribers to access the Surescripts network through SigmaCare. Surescripts requires that as a condition of this access, SigmaCare is required to enter into an agreement with Licensee; and

WHEREAS, Surescripts’ Network provides proprietary technology for a secure, nationwide, interoperable health information infrastructure, including Surescripts Materials, interfaces, and functionality, as they may be further modified or developed by Surescripts from time to time which meets the NYS DOH regulations for e-prescribing; and

WHEREAS, this Addendum also provides for SigmaCare’s licensing of new software modules to the Licensee to support electronic prescribing including (1) Electronic Prescribing of Discharge Scripts via Surescripts, (2) Electronic Prescribing of Controlled Substances (EPCS), (3) EPCS Prescriber Registration Process (prescriber identification verification and assignment of tokens required for two-factor authentication) and the (3) Mobile Application for Prescribers. For these modules, SigmaCare will charge an additional fee of \$0.06 per bed per day.

WHEREAS, the nursing home desires to addend the existing contract with eHealth Solutions, Inc. effective March 1, 2015 to include licensing of Surescripts and Sigmacare’s new software modules in order to be in compliance with the regulations for e-prescribing.; and now therefore be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute an amendment with eHealth Solutions, Inc. for the licensing of Surescripts and Sigmacare’s new software modules the Wayne County Nursing Home effective March 1, 2015, subject to the County Attorney’s approval as to form and content.

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

RESOLUTION NO. 126-15: AUTHORIZATION TO EXECUTE AN AGREEMENT BETWEEN THE WAYNE COUNTY NURSING HOME AND PASCO BUILDING AUTOMATION SYSTEMS

Mr. Groat presented the following:

WHEREAS, PASCO Building Automation Systems provides critical quarterly test, repair

and inspection, technical support, and software services for the Energy Management and Control System located at the Wayne County Nursing Home; and

WHEREAS, the agreement expires February 28, 2015; and does not include preventive maintenance services; and

WHEREAS, the nursing home plans on renewing the agreement for one (1) year effective March 1, 2015 to February 29, 2016 at the annual charge of \$5,670; and now therefore be it

RESOLVED, the Chairman of the Board of Supervisors is authorized to execute the agreement with PASCO Building Automation Systems for one (1) year effective March 1, 2015 to February 29, 2016 at the annual charge of \$5,670. Agreement is subject to the County Attorney's approval as to form and content.

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

RESOLUTION NO. 127-15: AUTHORIZE APPOINTMENTS TO INTER-COUNTY ASSOCIATION OF WESTERN NEW YORK

Mr. Smith presented the following:

RESOLVED, the Wayne County Board of Supervisors hereby approves the appointments of the following individuals to the Inter-County Association of Western New York for the term January 1, 2015, through December 31, 2015, as listed below:

James Hoffman, Representative
Patricia Marini, Representative
Steve LeRoy, Representative

RESOLVED, that certified copies of this resolution be sent by the Clerk of this Board to the Association and the appointees.

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

RESOLUTION NO. 128-15: AUTHORIZING THE COUNTY ADMINISTRATOR TO APPROVE FILLING OF BUDGETED REGULAR POSITIONS AS TRAINEE POSITIONS WHERE A CIVIL SERVICE PROGRESSION EXISTS AND TO MAKE THE NECESSARY BUDGET ADJUSTMENTS

Mr. Smith presented the following:

WHEREAS, the County Civil Service has the authority to classify trainee positions; and WHEREAS, a variety of trainee positions have been classified and are in use in Wayne County operations, and

WHEREAS, these trainee positions mature into a regular position after the incumbent has successfully completed one year of training; and

WHEREAS, the current approval and budgetary process makes the appointment of a trainee to a regular position cumbersome and slow largely due to technical budget adjustments that need to be approved by Resolution on a case-by-case basis; now, therefore be it

RESOLVED, that the County Administrator is hereby authorized to fill and make appropriate budget adjustments within budgeted resources within a cost center for the following regular positions with a trainee in those classifications where this has already been established by Wayne County Civil Service:

Probation Officer Trainee	Probation Officer
Public Safety Dispatcher Trainee	Public Safety Dispatcher
Substance Abuse Counselor Trainee	Substance Abuse Counselor
Computer Operator Trainee	Computer Operator
Computer Programmer Trainee	Computer Programmer
Network Technician Trainee	Network Technician

and be it further

RESOLVED, that in addition to the list provided herein the County Administrator is hereby authorized to fill and make appropriate budget adjustments for any budgeted regular positions with a trainee in any such classification that may be established by Wayne County Civil

Service.

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

RESOLUTION NO. 129-15: APPOINTMENT TO THE AGRICULTURAL DEVELOPMENT BOARD

Mr. Spickerman presented the following:

WHEREAS; the term of office for the following member of the Agricultural Development Board expired on December 31, 2014:

Douglas Mason, 2218 Ridge Road, Williamson, NY

WHEREAS, the following person is recommended for appointment to the Agricultural Development Board:

Vaughn Gingerich, 6273 Westbury Red Creek Rd., Wolcott, NY
now, therefore, be it

RESOLVED, that Vaughn Gingerich is hereby appointed to the Agricultural Development Board for a term of office effective January 1, 2015 and expiring on December 31, 2018.

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

RESOLUTION NO. 130-15: AUTHORIZE PAYMENT TO STUART BROWN AND ASSOCIATES FOR GRANT ADMINISTRATIVE SERVICES FOR CANDY APPLE PRE-SCHOOL CENTER, INC.

Mr. Spickerman presented the following:

WHEREAS, pursuant to Resolution No. 725-10, the Board of Supervisors authorized an agreement with Stuart Brown and Associates for grant administration services for the Candy Apple Pre-School Center, Inc.; and

WHEREAS, there remains \$2,400 unpaid contractual expense following completion of the grant project; now, therefore be it

RESOLVED, that the Board of Supervisors authorizes the final payment of this grant administrative expense to Stuart Brown and Associates / Labella Associates following CDBG Closeout from expense account 54400.

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

RESOLUTION NO. 131-15: APPOINTMENT TO WAYNE COUNTY WATER AND SEWER AUTHORITY

Mr. Spickerman presented the following:

WHEREAS, the Chairman of the Board of Supervisors has recommended that the following member be appointed to the Wayne County Water and Sewer Authority for a term of office beginning January 1, 2015 and expiring December 31, 2015:

Gerald Fremouw

167 Caroline St.

Clyde, New York 14433; now, therefore be it

RESOLVED, that the Board of Supervisors approves and ratifies this appointment to the Wayne County Water and Sewer Authority.

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

RESOLUTION NO. 132-15: AUTHORIZATION TO PROCURE PROGRAM DELIVERY SERVICES FOR THE WAYNE COUNTY LATERAL CONNECTION AND WELL/SEPTIC REPAIR ASSISTANCE PROGRAM

Mr. Spickerman presented the following:

WHEREAS, the County of Wayne was awarded a \$745,300 Community Development

Block Grant (CDBG) administered by the New York State Office of Community Renewal on April 17, 2014; and

WHEREAS, this grant is intended to fully fund a project to install lateral connections or improve/repair septic and/or wells on properties in Wayne County; and

WHEREAS, Wayne County accepted this grant through resolution 326-14; now, therefore, be it

RESOLVED, that the Economic Development and Planning Department is hereby authorized to procure Program Delivery Services to pump and inspect existing septic systems for this project; and be it further

RESOLVED, that following the receipt of responses, the Economic Development and Planning Department shall review submittals and present their recommendation to the Economic Development and Planning Committee and the Board of Supervisors for final approval.

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

RESOLUTION NO. 133-15: ACCEPTING OF APPLICANTS INTO THE WAYNE COUNTY LATERAL CONNECTION AND WELL/SEPTIC REPAIR ASSISTANCE PROGRAM

Mr. Spickerman presented the following:

WHEREAS, the County of Wayne was awarded a \$745,300 Community Development Block Grant (CDBG) administered by the New York State Office of Community Renewal on April 17, 2014; and

WHEREAS, this grant is intended to fully fund a project to install lateral connections or improve/repair septic and/or wells on properties in Wayne County; and

WHEREAS, Wayne County accepted this grant through Resolution No. 326-14; and

WHEREAS, Wayne County authorized the acceptance and review of applications by the Economic Development and Planning Department through resolution 449-14; and

WHEREAS, the following applicants have submitted applications that have been determined to be both complete and eligible based on the approved Program Guidelines:

48 Keith Gallant, 2940 Walworth-Marion Rd., Marion

49 Chris Ellersick, 4280 State Route 31, Palmyra

now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors accept these applicants into the Wayne County Lateral Connection and Well/Septic Repair Assistance Program.

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

RESOLUTION NO. 134-15: SET PUBLIC HEARING FOR INCLUSION OF LAND IN A CERTIFIED AGRICULTURAL DISTRICT

Mr. Spickerman presented the following:

WHEREAS, the Board of Supervisors, as required by NYS Agriculture and Markets Law 303-b, designated January 1 to January 31, as the annual 30 day review period when landowners may submit a request to the County for inclusion in certified agricultural districts prior to established agricultural district review periods; and

WHEREAS, the following landowner has submitted a request to include his land in a certified agricultural district:

Richard Padgham tax parcel ID numbers:

61110-00-376857 (7.10 acres), Town of Macedon, and

61110-00-373891 (7.81 acres), Town of Macedon, and

61110-00-371925 (8.29 acres), Town of Macedon

WHEREAS, before this property can be formally included in the Agricultural District No. 1, the Board of Supervisors must hold a public hearing; 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, March 17, 2015 at 7:10 p.m.** in the Supervisors

Chambers of the Wayne County Courthouse, 26 Church Street, Lyons.

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

RESOLUTION NO. 135-15: AUTHORIZATION TO TRANSFER BALANCE OF FUNDS AT THE END OF 2014 IN THE SPECIAL PROJECTS AND PLANNING PROGRAM FUND TO BE APPROPRIATED IN 2015

Mr. Spickerman presented the following:

WHEREAS, Wayne County funds the Economic Development Administration for special projects and planning; and

WHEREAS, the County closed the balance of the funds identified for special projects and planning in the amount of \$90,000 to Fund Balance at the end of 2014; and

WHEREAS, it is the intent of the Wayne County Board of Supervisors, that funds that were identified for special projects and planning in the 2014 budget but were not expended in 2014, are to be added to the 2015 County Budget in the Industrial Site Development Program Fund; now, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized to transfer \$90,000 from the Unassigned General Fund Balance; and, further be it

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

A6326 Economic Development Administration

\$90,000 to 54553 Industrial Site Development Program

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

RESOLUTION NO. 136-15: AUTHORIZATION TO TRANSFER BALANCE OF FUNDS AT THE END OF 2014 IN THE INDUSTRIAL SITE DEVELOPMENT PROGRAM FUND TO BE APPROPRIATED IN 2015

Mr. Spickerman presented the following:

WHEREAS, Wayne County funds the Industrial Site Development Program which crosses fiscal years; and

WHEREAS, funds that were identified for Industrial Site Development projects but were not expended in 2014 need to be added to the 2015 County Budget in the Industrial Site Development Program Fund; and

WHEREAS, the County closed these accounts out to Fund Balance at the end of 2014; now, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized to transfer \$848,952.72 from the Unassigned General Fund Balance; and, further be it

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

A6326 Economic Development Administration

\$848,952.72 to 54553 Industrial Site Development Program.

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

RESOLUTION NO. 137-15: AUTHORIZATION TO ACCEPT RFP QUOTE FOR 2015 TRAVEL GUIDE PRINTING

Mr. Spickerman presented the following:

WHEREAS, the Director of Tourism and Promotion distributed printing and specification guidelines to potential vendors for the printing of the 2015 Wayne County Travel Guide; and

WHEREAS, the following quotes were received and reviewed by the Wayne County Director of Tourism and Promotion and the Economic Development/Planning Committee Standing Committee of the Wayne County Board of Supervisors:

Bidder	60,000	70,000
Courier Printing Corporation, 24 Laurel Bank Ave, Deposit, NY 13754	\$ 19,050.00	\$ 22,000.00
Dual Print & Mail 3235 Grand Island Blvd, Grand Island, NY 14072	\$ 16,275.00	\$ 18,295.00
Eastwood Litho, Inc, 4020 New Court Ave., Syracuse, NY 13206	\$ 26,475.00	\$ 30,134.00
Kenyon Press, Inc., 1 Kenyon Press Dr., Sherburne NY 13460	\$ 17,248.00	\$ 19,939.00
Phoenix Graphics Inc, 1525 Emerson St., Rochester, NY 14606	\$ 20,969.00	\$ 24,040.00
Print Roc, 620 South Ave., Rochester, NY 14620	\$ 17,000.00	\$ 18,700.00
Solo Printing Inc, 7860 NW 66 Street, Miami. FL 33166	\$ 22,888.55	\$ 25,706.77

WHEREAS, a quote from Vanguard Printing was received past the deadline:
 WHEREAS, the quotes received from Premier Packaging Corporation and Quartier Printing did not include a signed copy of the request for proposal:
 now, therefore, be it

RESOLVED, that the quote submitted by **Dual Print & Mail**, for **60,000** units in accordance with the specifications at a price of **\$16,275** 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 **Dual Print & Mail** in accordance with the bid acceptance.

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

RESOLUTION NO. 138-15: AUTHORIZE CONTRACT WITH NEW YORK STATE INDUSTRIES FOR THE DISABLED, INC. (NYSID) FOR CLEANING AND JANITORIAL SERVICES IN THE DEPARTMENT OF SOCIAL SERVICES BUILDING AND RESCIND RESOLUTION NO. 91-15

Mr. Miller presented the following:

WHEREAS, the current contract with NYSID is set to expire on February 28th 2015; and
 WHEREAS, the Superintendent of Public Works has reviewed current market rates for said services, and

WHEREAS, NYSID has reviewed their procedures and cost to revise their annual rate and make it consistent with the current market conditions; and

WHEREAS, NYSID has provided an annual cost of \$43,024.09; and

WHEREAS, NYSID has performed these services in a satisfactory manner in the past and is a Preferred Source Contractor; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to enter into an agreement, subject to the County Attorney's review, with NYSID for cleaning/janitorial services at the DSS building located at 77 Water Street for the timeframe 3/1/15 – 2/28/16 in the amount of \$43,024.09; and be it further

Mr. Manktelow moved the adoption of the resolution. Seconded by Mr. Hammond.

Mr Miller moved, second by Mr. Hammond, that the resolution be amended by adding the last RESOLVED clause, as follows:

“RESOLVED, that Resolution No. 91-15 is hereby rescinded.”

Motion carried.

Upon roll call on the amended resolution, adopted.

RESOLUTION NO. 139-15: AUTHORIZATION TO ADVERTISE FOR BIDS FOR SHEET PILING MATERIALS AND INSTALLATION FOR THE MACEDON CENTER ROAD BRIDGE PROJECT

Mr. Miller presented the following:

WHEREAS, the Public Works Department is progressing a bridge replacement project on Macedon Center Road in the Town of Macedon; and

WHEREAS, the proposed design will require permanent steel sheeting be installed as abutments; and

WHEREAS, the sheeting materials and installation work will need to be provided by others; now, therefore, be it

RESOLVED, that the Superintendent of Public Works is authorized to prepare specifications for public bid subject to the County Attorney’s approval as to form and content; and be it further

RESOLVED, that the Clerk of the Board is hereby designated and directed to publicly open the bid(s) at the time and place specified in the bid documents and to present a record of the bid(s) at the next meeting of the Board of Supervisors following the bid opening.

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

RESOLUTION NO. 140-15: AUTHORIZATION TO ACCEPT LOW BID FOR STUMP GRINDING FOR THE PUBLIC WORKS DEPARTMENT

Mr. Miller presented the following:

WHEREAS, the Clerk of the Board of Supervisors has duly advertised for bids for stump grinding for the Public Works Department and the bids were open on Tuesday, January 6, 2015 at 10:00 a.m. and the following bids were received:

BIDDER	LUMP SUM	ADDITIONAL STUMPS
Crane Tree Service 7392 Dutch Street Road Wolcott, NY 14590	\$ 7,800.00	\$ 150.00 per stump
Q's Landscape 1442 Welcher Road Newark, NY 14513	\$ 6,995.00	\$ 175.00 per stump
Flower City Tree 2142 Kendall Road Kendall, NY 14476	\$ 8,900.00	\$ 125.00 per stump
Empire Enterprises JKB, Inc 1575 Welcher Road Newark, NY 14513	\$ 8,600.00	\$ 158.00 per stump
Empire Tree Surgeons 2288 NYS Route 88 North Newark, NY 14513	\$ 8,800.00	\$ 160.00 per stump

RESOLVED, that the bid submitted by Q’s Landscape in the amount of \$6,995.00 in accordance with specifications, is hereby accepted; and be it further

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

authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Q's Landscape in accordance with the bid acceptance.

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

RESOLUTION NO. 141-15: AUTHORIZATION TO ENTER INTO A SUPPLEMENTAL AGREEMENT WITH BARTON AND LOGUIDICE FOR THE CONSTRUCTION INSPECTION SERVICES FOR THE WHITBECK ROAD BRIDGE PROJECT

Mr. Miller presented the following:

WHEREAS, this project (PIN 476061) is federally funded and included on the current Transportation Improvement Plan; and

WHEREAS, the project shares will be 80% federal and 15% State Marchiselli funds, and 5% Local Funds (County); and

WHEREAS, the project is ready to be advertised for competitive bids; and

WHEREAS, the fee of \$119,000 has been negotiated with Barton and Loguidice and approved by the NYSDOT; 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 Barton and Loguidice for the construction administration services associated with the replacement of the Whitbeck Road Bridge over the Ganargua Creek in the Town of Palmyra; and be it further

RESOLVED, that the County Treasurer is hereby authorized transfer \$5,950 from the D Fund Balance and to amend the 2015 County Budget as follows:

D5112 – ROAD CONSTRUCTION:

Create .52904 Whitbeck Bridge Project by adding \$119,000

D9999 – OTHER:

Increase .44511 Marchiselli Funds - Federal by \$95,200 (80%)

Increase .43511 Marchiselli Funds – State by \$17,850 (15%)

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

RESOLUTION NO. 142-15: AUTHORIZATION TO ADVERTISE FOR BIDS FOR REFUSE AND RECYCLING SERVICES

Mr. Miller presented the following:

WHEREAS, the contract for refuse disposal expires on April 30, 2015; and

WHEREAS, Wayne County is in need of both refuse and recycling services for both downtown and the Route 31 Campus; now, therefore, be it

RESOLVED, that the Clerk of the Board of Supervisors is hereby authorized and directed to advertise for bids for the refuse and recycling services, in accordance with specifications prepared by the Superintendent of Public Works and approved by the County Attorney as to form and content; and be it further

RESOLVED, that the Clerk of the Board of Supervisors is hereby designated and directed to publicly open the bids at the time and place specified in the bid documents and to present a record of the bids at the next meeting of the Board of Supervisors following the bid opening.

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

RESOLUTION NO. 143-15: AUTHORIZATION TO RENEW CONTRACT WITH ABM JANITORIAL SERVICES NORTHEAST, INC. FOR JANITORIAL SERVICES AT THE HALL OF JUSTICE

Mr. Miller presented the following:

WHEREAS, Resolution No. 136-13 authorized an agreement with ABM Janitorial Services

NorthEast, Inc. for janitorial and custodial services at the Wayne County Hall of Justice Building located in Lyons; and

WHEREAS, these agreements will expire on February 28th, 2015; and

WHEREAS, the original Agreement had the option to renew for two additional one-year periods; and

WHEREAS, the original Agreement listed a 2% increase for the third year; and

WHEREAS, the Superintendent of Public Works has been satisfied with the performance of said contractor; now, therefore, be it

RESOLVED, the Chairman of the Board of Supervisors is hereby authorized to renew the current contract with ABM Janitorial Services Northeast, Inc, subject to the County Attorney's review, for janitorial and custodial services for the Wayne County Hall of Justice Building for one additional year for the total annual cost of \$36,205.92.

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

RESOLUTION NO. 144-15: AUTHORIZATION TO AMEND AND RENEW CONTRACT WITH PENN POWER SYSTEMS FOR EMERGENCY GENERATOR MAINTENANCE

Mr. Miller presented the following:

WHEREAS, Resolution No. 135-13 authorized an agreement with Penn Power Systems for generator maintenance on 10 County owned generators; and

WHEREAS, this agreement will expire on February 28th, 2015; and

WHEREAS, the original Agreement had the option to renew for two additional one-year periods; and

WHEREAS, the County has recently put into service two additional emergency generators as part of the 2nd Phase of the Radio Project at the new tower sites located in Williamson and Butler; and

WHEREAS, these additional generators should be added to the regular maintenance plan; and

WHEREAS, Penn Power Systems has provided the County a proposal of \$500 annually per generator for a total annual increase of \$1,000.00 to add these two generators; and

WHEREAS, the Deputy Superintendent of Public Works has compared the cost and found this to be reasonable as compared to what the County is currently paying for similar sized units; now, therefore, be it

RESOLVED, the Chairman of the Board of Supervisors is hereby authorized to amend and renew the current contracts with Penn Power Systems, subject to the County Attorney's review, for emergency generator service and maintenance for one additional year for the total annually cost of \$6,325.00.

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

RESOLUTION NO. 145-15: ADOPTION OF PORTABLE ELECTRICAL SPACE HEATER POLICY (TABLED – 2/19/15)

Mr. Miller presented the following:

WHEREAS, the Trane Energy Conservation project is nearly complete; and

WHEREAS, the Energy Conservation project does set limitations for heating and cooling in the County building in order to realize the energy savings; and

WHEREAS, the Energy Conservation project also provided for a balanced system of heating and cooling components in each building; now, therefore, be it

RESOLVED, that the following policy is hereby adopted:

**PORTABLE ELECTRICAL SPACE HEATER POLICY
FOR THE COUNTY OF WAYNE**

I. PURPOSE

The scope of this policy is to prohibit the utilization of personal portable electric space heaters.

II. DEFINITION

Portable heating equipment (i.e., portable heaters) may be generally defined as portable, purpose-built equipment designed to safely warm the air in an enclosed area or open area in proximity to the heater. Portable heating equipment is specifically regulated by the Fire Prevention Code

III. SCOPE

- a. The NYS Code Enforcement Office has made numerous citations in the use of personal portable electrical space heaters.
- b. NYS Fire Code 605.10.4 prohibits the use of portable electrical space heaters with 3 feet of any combustible materials. This includes 3 feet above the heater
- c. Combustible materials include; clothing, fabrics, paper, wood, plastics, etc.
- d. Space heaters are known to cause fire which can lead to property damage, personal injury and even death.

IV. POLICY

The use of personal portable electrical space heaters is prohibited in all County owned and leased buildings.

V. ENFORCEMENT

The enforcement of the policy will be the responsibility of each individual Department Head in their respective department.

VI. EXCEPTION

The policy shall not apply to any construction project where the use of such portable heaters are for temporary heating and where that building heating system is not functional or available to be used for heating. Proper safeguards shall be estimated by the contract when using portable heat devices.

Mr. Spickerman moved, seconded by Mr. Hammond.

Mr. Colacino addressed the board that he would not support this resolution as written, however, supports it in principle for the intentions to address serious fire and safety issues in county buildings. The NYS Fire Code, however, addresses certain exceptions which, if met, supersede the basic requirements set forth in the code; therefore do not require special considerations to allow. Several manufactured heating appliances which have been deemed safe to use, should be acceptable to be used by county employees.

Mr. Colacino moved, seconded by Mr. Groat, to amend the resolution to include the addition of Section 605.10.4 of the NYS Fire Code that allows all appliances that are approved for zero clearance and are used accordingly to guidelines of approved testing standards.

Upon roll call, all Supervisors voted Nay, except Supervisors Colacino and Baldrige who voted Aye. Supervisor Crane was absent. The Motion for amendment was defeated.

There were several discussions between board members regarding the use of personal, portable electrical space heaters being used in county departments. It was noted that millions of dollars have already spent on this energy conservation project and that we do not need to circumvent the intentions of this project by purchasing heating units for employees.

Mr. Colacino moved, seconded by Mr. Groat that the resolution be TABLED for further discussion. Upon roll call, all Supervisors voted Aye, except Supervisors Spickerman, Miller, Kolczynski, Marini, Hoffman and Park who voted Nay. Absent – Supervisor Crane. The Chairman declared the Resolution TABLED.

RESOLUTION NO. 146-15: ACCEPTING BIDS FOR HIGHWAY CONSTRUCTION AND MAINTENANCE MATERIALS

Mr. Miller presented the following:

WHEREAS, the Clerk of the Board of Supervisors has duly advertised for bids for various highway construction and maintenance materials for the fiscal year 2015; now, therefore, be it

RESOLVED, that upon the recommendation of the Superintendent of Public Works, the bids listed in the attached Bid Summary Booklet dated February 2015, a copy of which has been filed with the Clerk of the Board of Supervisors, are hereby accepted; and be it further

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

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

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

RESOLUTION NO. 147-15: AUTHORIZATION TO AMEND BUDGET TO PROPERLY ACCOUNT FOR RADIO PROJECT SERVICES PROVIDED BY HIGHWAY DEPARTMENT

Mr. Miller presented the following:

WHEREAS, the Highway Department has provided labor and equipment services to support the Wayne County Radio Project; and

WHEREAS, the value of the service is \$55,958.09; and

WHEREAS, It is necessary to amend the budget to provide funds to pay for these services; and

WHEREAS, the General Fund subsidizes the Highway Fund; and

WHEREAS, Revenue received from other projects lessens the need for the General Fund to subsidize the Highway Fund; now, therefore, be it

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

D5110 Maintenance of Roads and Bridges

(revenue)

\$22,073 to .42303 Labor Reimbursement

\$33,885 to .42416 Rental of Equipment Other Govt.

D9999 Other

(revenue)

\$55,958 from .45031 Interfund Transfers

A9901 Interfund Transfers

(appropriations)

\$55,958 from .59300 Transfer-County Road

A9950 Transfers to Capital Fund Proj

(appropriations)

\$55,958 to 52777 Radio Operability Project

H1934 Radio Interoperability Project

(revenue)

\$55,958 to .45031 P2 Interfund Transfer

(appropriations)

\$55,958 to .52000 COCST Equipment and Other Capital Outlay

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

roll call, adopted.

RESOLUTION NO. 148-15: RESOLUTION SUPPORTING LEGISLATION TO REPEAL THE NEW YORK SECURE AMMUNITION AND FIREARMS ENFORCEMENT (SAFE) ACT OF 2013

Mr. LeRoy presented the following:

WHEREAS, Senate bills S511-2015 and S1193-2015 have been introduced to the New York State Senate by Senators Michael Nozzolio and Katherine Marchione respectively, which would repeal all or part of the New York Secure Ammunition and Firearms Enforcement Act of 2013; and

WHEREAS, the Wayne County Board of Supervisors has long advocated for the protection of the rights afforded our citizens under the Constitution, which has for generations guided our Nation and served as a framework to our republic and society; and

WHEREAS, the Second Amendment of the United States provides for the "right of the people to keep and bear arms" and further states that this right "shall not be infringed"; and

WHEREAS, members of the Wayne County Board of Supervisors, being elected to represent the people of Wayne County, are duly sworn by their oath of office to uphold the Constitution of the United States; and

WHEREAS, members of the New York State Assembly and the New York State Senate, being elected by the people of New York State, are duly sworn by their oath of office to uphold the Constitution of the United States; and

WHEREAS, the Civil Rights Law of the State of New York states in Article 2 Section 4, "Right to keep and bear arms. A well-regulated militia being necessary to the security of a free state, the right of the people to keep and bear arms cannot be infringed."; and

WHEREAS, the lawful ownership of firearms is a recreational benefit to our residents through hunting and target shooting, along with an economic and environmental benefit to our region with several locally owned and operated gun/sporting businesses; and

WHEREAS, the New York State Secure Ammunition and Firearms Enforcement (NY SAFE Act) of 2013 which was rushed to passage by the New York State Senate, Assembly and Governor, will have a detrimental effect on hunters, sportsmen and legal gun owners, creating a hostile environment both for them and for the sale and manufacture of legal firearms; and

WHEREAS, the legislation prohibits the sale of firearm magazines with a capacity larger than seven (7) rounds and, those firearm magazines with a capacity larger than seven (7) rounds, which are authorized to be retained by existing owners, may only be loaded with seven (7) rounds and eventually must be permanently altered to only accept seven (7) rounds or be disposed of; and

WHEREAS, few or no low capacity (seven (7) rounds or less) magazines currently exist for many of the firearms commonly possessed by law-abiding residents of New York State; and

WHEREAS, the legislation severely impacts the possession and use of firearms now employed by the residents of Wayne County for the defense of life, liberty and property; and

WHEREAS, the legislation severely impacts the possession and use of firearms now employed for safe forms of recreation including, but not limited to hunting and target shooting; and

WHEREAS, while there are some areas of the legislation that the Wayne County Board of Supervisors finds encouraging, such as the strengthening of Kendra's Law and Marks's Law, as well as privacy protections for lawful permit holders, we find the legislation fails to offer little meaningful solutions to gun violence and places undo burdens where they don't belong, squarely on the backs of law abiding citizens; and

WHEREAS, there are many parts of this legislation that place an unfunded mandate on the local Sheriff's Office, County Clerk's Office and County Judges, while tax payers are crying out relief; and

WHEREAS, there will be significant financial impact due to the approximately 14,000 Wayne County pistol permits that will have to be renewed requiring additional manpower and

computer systems; and

WHEREAS, requiring law-abiding gun owners to verify ownership of certain types of firearms every five years, in addition to registering them on permits, which now also must be renewed every five years, does not increase the safety of the public and is unnecessarily burdensome to the residents of New York State; and

WHEREAS, this legislation effectively treats countless New York State law abiding gun owners as criminals; and

WHEREAS, the enactment of the NY SAFE Act has engendered significant controversy over both the process by which it was enacted and certain provisions contained within; and

WHEREAS, the manner in which this legislation was brought forward for vote in the State Legislature is deeply disturbing to the Wayne County Board of Supervisors; and

WHEREAS, Wayne County Board of Supervisors unanimously voted to oppose the New York Secure Ammunition and Firearms Enforcement Act of 2013 for all reasons stated above in RESOLUTION NO. 87 of the Wayne County Legislative proceedings of March 11, 2013; NOW, THEREFORE, BE IT

RESOLVED, that the Wayne County Board of Supervisors does hereby support Senators Michael Nozzolio's and Katherine Marchione's bills S511-2015 and S1193-2015 to repeal all or part of the New York Secure Ammunition and Firearms Enforcement Act of 2013; and be it further

RESOLVED, that this board supports the introduction of an Assembly bill which calls for the repeal of the New York Secure Ammunition and Firearms Act of 2013; and be it further

RESOLVED, that this board supports efforts by the New York State Legislature to remove funds for enforcement of the New York Secure Ammunition and Firearms Act of 2013 from the New York State Budget; and be it further

~~RESOLVED, that certified copies of this Resolution be forwarded to the Governor of the State of New York, Senator Thomas O'Mara, Assemblyman Philip Palmesano and the New York State Association of Counties.~~

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

Mr. LeRoy moved, seconded by Mr. Smith, that the last RESOLVED clause be amended, as follows:

"RESOLVED, that certified copies of this Resolution be forwarded to Governor Andrew Cuomo, Congressman John Katko, Senator Michael Nozzolio, Assemblyman Robert Oaks, Inter-County Association of Western New York, NYSAC, and all others deemed necessary and proper."

Motion carried.

Upon roll call, all Supervisors voted Aye. Absent – Supervisor Crane. The Chairman declared the Resolution adopted.

RESOLUTION NO. 149-15: AUTHORIZATION TO DECLARE EQUIPMENT SURPLUS FOR THE PUBLIC DEFENDER'S OFFICE

Mr. LeRoy presented the following:

WHEREAS, the Public Defender's Office currently has surplus equipment that is no longer needed, is outdated and no longer in use, and

WHEREAS, the Public Defender wishes to declare the following equipment as surplus and request same be disposed of:

(one) HP 6710 Notebook Computer, Serial Numbers: CNU80805YH

NOW, THEREFORE, be it

RESOLVED, that the Public Defender is hereby authorized to declare the above listed items as surplus equipment; and be it further

RESOLVED, the Director of Buildings and Grounds is hereby authorized to dispose of this equipment as per policy and procedure.

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

roll call, adopted.

RESOLUTION NO. 150-15: AUTHORIZATION TO ACCEPT NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES GRANT, CREATE AND FILL POSITIONS, AND AMEND 2015 BUDGET

Mr. LeRoy presented the following:

WHEREAS, New York State Office of Indigent Legal Services had advised the County Administrator of the availability of a non-competitive grant in the amount of \$247,713 for Indigent Legal Services; and

WHEREAS, Wayne County Resolution Number 083-14 authorized the County Administrator, Chairman of the Board of Supervisors and the Public Defender to apply for said grant; and

WHEREAS, Wayne County has received notification that the grant in the amount of \$247,713 has been awarded under Contract Number C000554; and

WHEREAS, the grant will fund a Law Student Intern and a new part-time Public Defender in the Public Defender's Office; and

WHEREAS, the grant will fund a part time Adult Diversion Counselor who will work for the Wayne Pre-Trial Services, Inc.; and

WHEREAS, the grant funding shall be used in part to purchase a new automobile for the Public Defender Investigator, a new evidence locker and new filing cabinets; now, therefore be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is authorized to accept said grant and to sign the required contract, subject to the review and approval by the Wayne County Attorney as to subject and content; and be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is authorized to enter into a contract with Pre-Trial Services, Inc. for the services of a part time Adult Diversion Counselor, and

RESOLVED, that one (1) Law Student Intern position and one (1) Public Defender PT position are hereby created, at annual amounts of \$4,000 and \$37,000 respectively, and that the Public Defender is authorized to fill those positions, and

RESOLVED, that the Wayne County Public Defender is authorized to purchase a new automobile for the Public Defender Investigator in the amount not to exceed \$30,000; and be it further

RESOLVED, that the Wayne County Public Defender is authorized to purchase a new evidence locker in the amount not to exceed \$571; and be it further

RESOLVED, that the Wayne County Public Defender is authorized to purchase filing cabinets in an amount not to exceed \$571; and be it further

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

A1170 Public Defender

(Revenue)

Amount	Object#	Project ID	Object Name	Description
87,142 to	43024	ILS14	Indigent Legal Services Fund	

(Appropriations)

Amount	Object#	Project ID	Object Name	Description
4,000 to	_____	ILS14	Law Student Intern	New Law Student Intern
37,000 to	_____	ILS14	Assist Public Defender PT	New Part time Assist Public Defender
30,000 to	52300	ILS14	Motor Vehicle	Vehicle for PD Investigator
571 to	52200	ILS14	Office Equipment	Evidence Locker for Public Defender
571 to	52200	ILS14	Office Equipment	Filing Cabinets for Public Defender
6,000 to	54396	ILS14	Bldg Maint – Work Orders	Renovation & Improvements to office

9,000 to 54483 ILS14 Training-Seminars-Schools Training for Sentencing Specialist, Investigator, and Attorneys

A1172 Legal Defense of Indigents

(Revenue)

Amount	Object#	Project ID	Object Name	Description
2,000 to	43024	ILS14	Indigent Legal Services Fund	

(Appropriations)

Amount	Object#	Project ID	Object Name	Description
2,000 to	54483	ILS14	Training-Seminars-Schools Education Assigned Counsel Attorneys	

A1173 Wayne Pre-Trial Services

(Revenue)

Amount	Object#	Project ID	Object Name	Description
35,000 to	43024	ILS14	Indigent Legal Services Fund	

(Appropriations)

Amount	Object#	Project ID	Object Name	Description
35,000 to	54624	ILS14	Pre-Trial Release	Part time Adult Diversion Counselor

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

Mr. LeRoy moved, seconded by Mr. Hammond, that the following RESOLVED clause be added, as follows:

"RESOLVED, that the part-time Assistant Public Defender position will be abolished upon completion of the grant cycle or in the event funding is curtailed; and be it further:"

Motion carried.

Further, Mr. LeRoy moved, seconded by Mr. Hammond, to amend the resolution by adding the missing account codes for these requested transfers:

"4,000 to	51705	ILS14	Law Student Intern	New Law Student Intern
37,000 to	51704	ILS14	Assist Public Defender PT New	Part time Assist Public Defender"

Motion carried.

Upon roll call, all Supervisors voted Aye. Absent – Supervisor Crane. The Chairman declared the amended Resolution adopted.

RESOLUTION NO. 151-15: AUTHORIZATION FOR DISTRICT ATTORNEY AND CHAIRMAN TO EXECUTE ANNUAL FEDERAL EQUITABLE SHARING AGREEMENT AND CERTIFICATION REPORT FOR YEAR ENDING 12/31/14

Mr. LeRoy presented the following:

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

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

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

RESOLUTION NO. 152-15: AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH KRENZER MARINE FOR FREE BOAT SPACE RENTAL FOR THE SHERIFF'S OFFICE

Mr. LeRoy presented the following:

WHEREAS, The Wayne County Sheriff has been offered donated boat space dockage for the Sheriff's Office Marine Patrol's 27 foot Boston Whaler vessel, for the 2015 boating season, by Krenzer Marine, Sodus Point, NY; and

WHEREAS, Krenzer Marine, Sodus Point, NY, has provided donated boat space dockage to the Sheriff's Office for the Marine Patrol's Boston Whaler vessel since 2011; and

WHEREAS, the Sheriff is requesting permission to enter into an agreement with Krenzer Marine, Sodus Point, NY for donated boat space dockage, for the Marine Patrol's 27 foot Boston Whaler vessel, from April 1, 2015 to October 31, 2015, at no cost to County taxpayers; now, therefore, be it

RESOLVED, that the Sheriff is hereby authorized to enter into an agreement with Krenzer Marine, Sodus Point, NY, for donated boat space dockage for the Marine Patrol's 27 foot Boston Whaler vessel, from April 1, 2015 to October 31, 2015, at no cost to County taxpayers, upon review and approval of the County Attorney.

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

RESOLUTION NO. 153-15: AUTHORIZATION TO SURPLUS A DOG FROM THE SHERIFF'S OFFICE K-9 DIVISION

Mr. LeRoy presented the following:

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

WHEREAS, the Wayne County Sheriff's Office, currently has a K-9, known as "Nitro," which has been in-service since 2009 and is due to retire; and

WHEREAS, "Nitro's" current handler, Sergeant Joseph Croft, has offered to adopt "Nitro" as a family pet to reside with him and his family in the Town of Sodus; and

WHEREAS, any and all costs, including veterinary costs, associated with the adoption of "Nitro," will be borne by Sergeant Croft; and

WHEREAS, there shall be a fee of \$1.00 paid to Wayne County by Sergeant Croft for transfer of ownership of "Nitro." from Wayne County to Sergeant Croft; and

WHEREAS, the Sheriff is requesting authorization to surplus K-9 "Nitro" and to transfer ownership of "Nitro" to Sergeant Joseph Croft of the Town of Sodus, NY, for the fee of \$1.00, with no costs to Wayne County taxpayers; now therefore, be it

RESOLVED, that the Sheriff is hereby authorized to surplus K-9 "Nitro" and to transfer ownership of "Nitro" to Sergeant Joseph Croft of the Town of Sodus, NY, for the fee of \$1.00, with no costs to Wayne County taxpayers.

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

RESOLUTION NO. 154-15: AUTHORIZATION TO DECLARE PATROL VEHICLE PARTITION CAGES AND K-9 PATROL KENNELS SURPLUS

Mr. LeRoy presented the following:

WHEREAS, the Sheriff's Office has (17) patrol car partition cages and (3) K-9 patrol car kennels that are no longer being used due to a size and design that are not compatible with the new patrol vehicles that have been placed into service; and

WHEREAS, the Sheriff is requesting that the aforesaid items be declared surplus and so that they may be sold at an on-line or live municipal auction; now, therefore, be it

RESOLVED, that the Sheriff is hereby authorized to declare as surplus (17) patrol car partition cages and (3) K-9 patrol car kennels; and be it further

RESOLVED, that the Sheriff is hereby authorized to sell (17) patrol car partition cages and (3) K-9 patrol kennels at an on-line or live municipal auction and the proceeds from the sale of such be turned over to the County Treasurer.

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

RESOLUTION NO. 155-15: AUTHORIZATION TO AMEND THE 2015 COUNTY BUDGET FOR THE PURCHASE OF CHILD PASSENGER SAFETY SEATS

Mr. LeRoy presented the following:

WHEREAS, the Wayne County Sheriff's Office received a grant in the amount of \$3,000 from the New York State Governor's Traffic Safety Committee for participation in the Child Passenger Safety Seat Program for the period October 1, 2014 through September 30, 2015; and

WHEREAS, said grant allows for the expenditure of funds for child passenger safety seats, accessories and safety seat inspector recertification fees; and

WHEREAS, the Board of Supervisors previously authorized the acceptance of said grant and for the Sheriff to expend funds from such grant in Resolution No. 811-14; and

WHEREAS, the Sheriff is requesting that the 2015 County Budget be amended so that child passenger safety seats and accessories can be purchased and safety seat inspector recertification fees can be paid; now, therefore, be it

RESOLVED, that the Sheriff is hereby authorized to purchase child passenger safety seats and accessories and expend funds for safety seat inspector recertification fees, pursuant to the 2014 Governor's Traffic Safety Grant, at a cost not to exceed \$3000.00 and at no cost to County taxpayers; and further, be it

RESOLVED that the Wayne County Treasure is hereby directed to amend the 2015 County Budget as follows:

A3113 SHERIFF JUVENILE OFFICE

(Revenue)

\$3000.00 to .43362 Car Passenger Safety Program

A3113 SHERIFF JUVENILE OFFICE:

(Appropriations)

\$500.00 to .54600 Miscellaneous

A3113-SHERIFF JUVENILE OFFICE:

(Appropriations)

\$2,500.00 to .54461 Public Education

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

RESOLUTION NO. 156-15: AUTHORIZATION TO AMEND THE 2015 COUNTY BUDGET FOR THE OFFICE OF HOMELAND SECURITY 2012 "OPERATION STONEGARDEN" GRANT PROGRAM

Mr. LeRoy presented the following:

WHEREAS, the Wayne County Sheriff's Office has previously been awarded a no cash match 2012 "Operation Stonegarden" grant from the Office of Homeland Security, in the amount of \$40,900.00; and

WHEREAS, a stipulation of the grant is that said funds must be used to assist in border security on and along Lake Ontario and the adjoining bays in Wayne County; and

WHEREAS, said grant funds are dedicated for the maintenance of previously purchased "Livescan" fingerprint systems and operational overtime and fuel/maintenance expenses for the Marine Patrol; and

WHEREAS, there is currently unexpended funds in said grant consisting of \$3,326.64 for Marine Patrol overtime, \$7,464.07 for Marine Patrol fuel and maintenance, and \$16,520.00 for Livescan maintenance contracts; and

WHEREAS, the Sheriff is requesting authorization to expend the remaining funds as authorized by the grant; now, therefore, be it

RESOLVED, that the Sheriff is hereby authorized to expend 2012 "Operation Stonegarden" grant funds on maintenance for previously purchased "Livescan" fingerprint systems, and operational overtime and fuel/maintenance expenses for the Marine Patrol, at a total cost not to exceed \$27,310.71, at no cost to County taxpayers; and further, be it

RESOLVED, that Wayne County Treasurer is hereby authorized and directed to modify the 2015 County Budget as follows:

Account No A3114 - Road Patrol

(Revenue)

Amount	Object#	Object Name	Project ID	Project ID Name
\$3,326.64	To 44302	Homeland Security Federal	STG12	STONEGARDEN 12

(Appropriations)

Amount	Object#	Object Name	Project ID	Project ID Name
\$3,326.64	To 51904	Overtime	STG12	STONEGARDEN 12

Account No A3110 – Sheriff

(Revenue)

Amount	Object#	Object Name	Project ID	Project ID Name
\$16,520.00	To 44302	Homeland Security Federal	STG12	STONEGARDEN 12

(Appropriations)

\$16,520.00	To 54425	Equipment Maint and Repair	STG12	STONEGARDEN 12
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Account No A3111 – Rec Safety

(Revenue)

Amount	Object#	Object Name	Project ID	Project ID Name
\$7,464.07	To 44302	Homeland Security Federal	STG12	STONEGARDEN 12

(Appropriations)

\$7,464.07	To 54105	Boat Expense	STG12	STONEGARDEN 12
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Mrs. Deyo moved the adoption of the resolution. Seconded by Mr. Groat. Upon roll call, adopted.

RESOLUTION NO. 157-15: AUTHORIZATION TO ACCEPT A 2014 STATE LAW ENFORCEMENT TERRORISM PREVENTION PROGRAM GRANT FROM THE DEPARTMENT OF HOMELAND SECURITY AND AMEND THE 2015 COUNTY BUDGET

Mr. LeRoy presented the following:

WHEREAS, the Wayne County Sheriff's Office has received a 2014 no cash match grant from the US Department of Homeland Security "State Law Enforcement Terrorism Prevention Program," in the amount of \$42,500.00; and

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

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

RESOLVED, that the Chairman of the Wayne County Board of Supervisors and the Sheriff are hereby authorized and directed to execute any 2014 "State Law Enforcement Terrorism Prevention Program" grant documents between the NYS Office of Homeland Security, Wayne County and the Wayne County Sheriff's Office, subject to review and approval by the Wayne County Attorney; and further, be it

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

RESOLVED, that Wayne County Treasurer is hereby authorized to establish project accounts for revenue and appropriations for the 2014 "State law Enforcement Terrorism Prevention Program" grant and directed to amend the 2015 County Budget as follows:

Account No A3114 - Road Patrol

(Revenue)

Amount	Object#	Object Name	Project ID	Project ID Name
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\$42,500.00	44306	Homeland Security Federal	LET14	SLETPP 14
(Appropriations)				
Amount	Object#	Object Name	Project ID	Project ID Name
\$42,500.00	52500	Other Equipment	LET14	SLETPP14

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

RESOLUTION NO. 158-15: AUTHORIZATION TO AMEND THE 2015 COUNTY BUDGET FOR AN OFFICE OF HOMELAND SECURITY 2013 "OPERATION STONEGARDEN" GRANT PROGRAM

Mr. LeRoy presented the following:

WHEREAS, the Wayne County Sheriff's Office has been awarded a no cash match 2013 "Operation Stonegarden" grant from the Office of Homeland Security, in the amount of \$29,000.00; and

WHEREAS, a stipulation of the grant is that said funds must be used to assist in border security on and along Lake Ontario and the adjoining bays in Wayne County; and

WHEREAS, said grant funds are dedicated for the purchase of Mobile Data Terminals and operational overtime and fuel/maintenance expenses for the Marine Patrol; at no cost to County taxpayers; and

WHEREAS, the Sheriff is requesting authorization be granted to purchase Mobile Data Terminals, at a cost not to exceed \$18,000.00; expended Marine Patrol overtime, at a cost not to exceed \$3,500.00; and expended funds not to exceed \$7,500.00 on Marine Patrol vessel fuel and maintenance, as authorized by such grant; now, therefore, be it

RESOLVED, that the Sheriff and the Chairman of the Board of Supervisors are hereby authorized to execute any agreements associated with the 2013 "Operation Stonegarden" grant, and the Sheriff be authorized to purchase Mobile Data Terminals, at a cost not to exceed \$18,000.00; expend Marine Patrol overtime, at a cost not to exceed \$3,500.00, and expend funds not to exceed \$7,500.00 on Marine Patrol fuel and maintenance costs, as authorized by such grant, and no cost to County taxpayers and upon review and approval of the County Attorney; and further, be it

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

Account No A3114 - Road Patrol

(Revenue)

Amount	Object#	Object Name	Project ID	Project ID Name
\$3,500.00 To	44302	Homeland Security Federal	STG13	STONEGARDEN 13

(Appropriations)

Amount	Object#	Object Name	Project ID	Project ID Name
\$3,500.00 To	51904	Overtime	STG13	STONEGARDEN 13

Account No A3114 – Sheriff

(Revenue)

Amount	Object#	Object Name	Project ID	Project ID Name
\$18,000 To	44302	Homeland Security Federal	STG13	STONEGARDEN 13

(Appropriations)

\$18,000.00 To	52201	Computer Equipmt	STG 13	STONEGARDEN 13
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Account No A3111 – Rec Safety

(Revenue)

Amount	Object#	Object Name	Project ID	Project ID Name
\$7,500.00 To	44302	Homeland Security Federal	STG13	STONEGARDEN 13

(Appropriations)
\$7,500.00 To 54105 Boat Expense STG13 STONEGARDEN 13
Mr. Hammond moved the adoption of the resolution. Seconded by Mrs. Marini.

Mr. Spickerman addressed board members with the question of what would happen if funding for these projects were to stall in Washington.

Sheriff Virts respectfully responded to say that funds are vouchers first, and if funding is not there, we do not proceed.

Upon roll call, adopted.

RESOLUTION NO. 159-15: EMS ADVISORY BOARD APPOINTMENT

Mr. LeRoy presented the following:

RESOLVED, that the following be considered as nominee for member of the Wayne County EMS Advisory Board to represent the Town of Rose. The appointment is for a two year period, January 1, 2015 – January 31, 2016. This person shall serve without compensation.
Rose: Patricia Wigfield

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

RESOLUTION NO. 160-15: AUTHORIZATION TO CREATE PUBLIC SAFETY DISPATCH POSITIONS IN E911 COMMUNICATIONS

Mr. LeRoy presented the following:

WHEREAS, a consultant's study conducted in 2014 recommended the hiring of additional staff in the E911 Center; and

WHEREAS, funding for three additional Public Safety Dispatchers and one Public Safety Dispatch Supervisor has been included in the 2015 budget; now, therefore, be it

RESOLVED, that the Board of Supervisors hereby authorizes the creation of three full time Public Safety Dispatcher positions, which shall originally be hired as Public Safety Dispatcher Trainees; and one Public Safety Dispatch Supervisor position effective April 1, 2015.

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

RESOLUTION NO. 161-15: AUTHORIZATION TO TRANSFER FUNDS. AMEND BUDGET AND PURCHASE SERVER VIRTUALIZATION HARDWARE AND SERVICES FOR E911

Mr. LeRoy presented the following:

WHEREAS, Wayne County IT and Wayne County Emergency Management have worked together and reviewed server needs in the E911 Center; and

WHEREAS, E911 currently utilizes 2 high availability Computer Aided Dispatch Servers, five standalone servers, and has new requirements for an additional four servers; and

WHEREAS, there is limited or no backup capabilities or redundancy in place for the five standalone servers, and there is a need for redundancy and backup capabilities for the four new servers; and

WHEREAS, virtualizing these nine servers will meet the new server requirements, reduce the data center footprint, and increase uptime; and

WHEREAS, Wayne County will repurpose existing in-warranty servers available due to the current virtualization project taking place throughout the county which will require only the purchase of additional storage, memory, network adapters, and consulting to implement virtualization in the E911 Center; and

WHEREAS, these nine virtual servers will continue to be utilized after the purchase of a new Computer Aided Dispatch system; and

WHEREAS, Wayne County has \$8307 in available funding in the 2012 Critical Infrastructure Grant Program and \$2997 in available funding in the 2012 State Homeland

Security Grant to accomplish this project; now, therefore, be it
 RESOLVED, that the Treasurer is authorized to transfer said funds and amend the 2015
 budget as follows:

H3918 Homeland Security

(Revenues)

Amount	Object#	Object Name	Project ID	Project ID Name
\$8307 To	43302	Homeland Security	CIG12	911 Server

(Appropriations)

Amount	Object#	Object Name	Project ID	Project ID Name
\$8307 To	52001	Computer Equipment	CIG12	911 Server

H3917 Homeland Security

(Appropriations)

Amount	Object #	Object Name	Project ID	Project ID Name
\$1771 From	52000	Equipment & Other		
	Cap Outlay	EMO		
\$1771 To	52001	Computer Equipment	E911	911 Server
\$1226 From	54100	Supplies & Materials	ALS	
\$1226 To	52001	Computer Equipment	E911	911 Server

and be it further

RESOLVED, that the Director of Disaster Preparedness or his designee is authorized to purchase said equipment, supplies and consulting referenced above in accordance with Wayne County purchasing policies.

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

Mr. LeRoy moved, seconded by Mr. Kolczynski that the line items for Account No. H3918 Homeland Security (Appropriations) be amended as follows:

(Appropriations)

Amount	Object#	Object Name	Project ID	Project ID Name
\$5679 To	52001	Computer Equipment	CIG12	911 Server
\$2628 To	54416	Computer Supplies	CIG12	911 Server"

H3917 Homeland Security

(Appropriations)

Amount	Object#	Object Name	Project ID	Project ID Name
\$1771 From	52000	Equipment & Other		
	Cap Outlay	EMO		
\$1771 To	54520	Consultants	E911	911 Server
\$1226 From	54100	Supplies & Materials	ALS	
\$1226 To	54520	Consultants	E911	911 Server"

Motion carried.

Upon roll call on the amendment, the Chairman declared the resolution adopted.

RESOLUTION NO. 162-15: AUTHORIZATION TO AMEND BUDGET AND EXPEND FUNDS FOR THE MAINTENANCE OF THE BACKUP E911 CENTER

Mr. LeRoy presented the following:

WHEREAS, E911 currently utilizes a portion of the former SEMO Region V Office as the Backup E911 Center; and

WHEREAS, the NYS Department of Homeland Security and Emergency Services (formerly SEMO) has relocated their offices to Monroe County; and

WHEREAS, there is a need to perform some maintenance functions to the facility and IT work on Wayne County infrastructure to ensure the operational readiness of the Backup E911

Center as follows:

Building Maintenance & Repairs	\$32,848
HVAC Repairs	\$25,000
Fire Alarm System	\$20,000
Ceiling Tile Replacement	\$6,713
Miscellaneous Repairs	\$2,750
IT Costs - Hardware	\$13,000
IT Costs – Consultant	\$4,000
Total	\$104,311

and

WHEREAS, a separate resolution will transfer funds from the H (Capital Projects Fund) to the General Fund to offset the costs identified herein; and

WHEREAS, the costs associated with the Maintenance of the Backup Center will, in turn, be placed in the General Fund from the Capital Fund; now therefore be it

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

A1990 Contingent Fund Gen

\$104,311 from .54000 Contractual Expenses

A3642 E911 Communications

Amount		Object #	Object Name	Project ID	Project ID Name
\$77,848	To	54400	Contracted Services	Backup	Backup E-911
\$9,463	To	54407	Building Maintenance and Repair	Backup	Backup E-911
\$9,000	To	52201	Computer Equipment	Backup	Backup E-911
\$4,000	To	54126	Network Hardware, Racks & Cabling	Backup	Backup E-911
\$4,000	To	54520	Consultants	Backup	Backup E-911

and be it further

RESOLVED, that the Director of Disaster Preparedness or his designee is authorized to purchase said equipment, supplies and consulting referenced herein, in accordance with Wayne County purchasing policies.

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

RESOLUTION NO. 163-15: SETTING DATE FOR PUBLIC HEARING ON LOCAL LAW PROVIDING FOR CHANGES IN SALARIES OF CERTAIN COUNTY OFFICERS DURING THEIR TERM OF OFFICE (2015)

Ms. Park presented the following:

WHEREAS, the County of Wayne is desirous of providing for a salary increase for certain county officers during their term of office, and

WHEREAS, the Government Operations Committee is recommending 2015 salaries as listed below; now, therefore, be it

RESOLVED, pursuant to Section 20 of the Municipal Home Rule Law that the Board of Supervisors shall hold a public hearing on **Tuesday, March 17, 2015 at 7:15 p.m.** in the Supervisors' Chambers in the County Court House, Lyons, New York, on the following proposed local law:

A Local Law providing for changes in the salaries of certain County officers during their term of office.

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

SECTION 1. The annual salary of the County Clerk shall be \$78,649 effective January 1, 2015.

SECTION 2. The annual salary of the Sheriff shall be \$93,884 effective January 1, 2015.

SECTION 3. The annual salary of the County Coroner shall be \$41,676 effective January

1, 2015.

SECTION 4. The annual salary of the Public Defender shall be \$90,661 effective January 1, 2015.

SECTION 5. The annual salary of the County Administrator shall be \$126,035 effective January 1, 2015.

SECTION 6. The annual salary of the County Auditor shall be \$66,965 effective January 1, 2015.

SECTION 7. The annual salary of the Director of Real Property Tax Services shall be \$62,895 effective January 1, 2015.

SECTION 8. The annual salary of the County Attorney shall be \$98,553 effective January 1, 2015.

SECTION 9. The annual salary of the Human Resource Director shall be \$88,992 effective January 1, 2015.

SECTION 10. The annual salary of the Election Commissioner shall be \$11,813 effective January 1, 2015.

SECTION 11. The annual salary of the Election Commissioner shall be \$11,813 effective January 1, 2015.

SECTION 12. The annual salary of the Commissioner of Social Services shall be \$92,888 effective January 1, 2015.

SECTION 13. The annual salary of the Superintendent of Public Works shall be \$95,190 effective January 1, 2015.

SECTION 14. The annual salary of each member of the Board of Supervisors shall be \$15,548 effective January 1, 2015.

SECTION 15. The annual salary of the Chairman of the Board of Supervisors shall be an additional \$20,948 effective January 1, 2015.

SECTION 16. An incumbent holding a position subject to the provisions of Sections 1 through 13 of this local law at the time during the period from the effective date of the salary increase for such position until the time when basic annual salaries are first paid pursuant to this local law for such services in excess of the compensation actually received therefore, shall be entitled to a lump sum payment for the difference between the salary to which such incumbent was entitled for such service and the compensation actually received therefore. Such lump-sum payment shall be made as soon as practicable after this local law becomes effective.

SECTION 17. If any clause, sentence, paragraph, part or provision of this local law shall for any reason be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its effect and operation to the clause, sentence, paragraph, part or provision thereof directly involved in the controversy in which such judgment is rendered.

SECTION 18. This local law is adopted subject to a permissive referendum, and the Clerk of the Board of Supervisors shall give public notice thereof, in the manner provided by law.

SECTION 19. This local law shall take effect on the date it is filed in the Office of the Secretary of State as provided in Section 27 of the Municipal Home Rule Law of the State of New York and shall be deemed to have been in full force and effect from and after January 1, 2015.

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

RESOLUTION NO. 164-15: AUTHORIZATION TO SIGN AUDIT ENGAGEMENT LETTERS

Ms. Park presented the following:

WHEREAS, the County is required to have audit services provided for various oversight and regulatory agencies of the State and Federal Government; and

WHEREAS, the County has engaged the services of Raymond F. Wager CPA and wishes to continue to have them provide these services; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign an engagement letters with Raymond F. Wager, CPA to provide these services for the fiscal year 2014 during the calendar year 2015, not to exceed \$90,000.

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

RESOLUTION NO. 165-15: AUTHORIZATION TO CONTRACT WITH AUCTIONEER SERVICE FOR THE TAX FORECLOSURE AUCTION

Ms. Park presented the following:

WHEREAS, the Real Property Tax Services Department will be conducting a Tax Foreclosure Auction of 2013 delinquent properties to be held on June 10, 2015; and

WHEREAS, the Real Property Tax Services Department is desirous of having auction services performed by a professional auctioneer; and

WHEREAS, the Real Property Tax Services Department has received the following proposals from the Auctioneer's listed below

Reynolds Auction Co	\$ 925.00
Dean D Cummins	\$ 2,000.00
Brzostek's Real Estate Auction Co, Inc.	\$ 5,000.00
Auctions International	\$ 1,350.00

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, as outlined in the RFP for Auctioneering Services to occur on the Tax Foreclosure Auction date of June 10, 2015 with **David A Koeberle of Reynolds Auction Co. in the amount of \$925.00.**

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

RESOLUTION NO. 166-15: AUTHORIZATION TO AMEND 2015 BUDGET FOR THE HALL OF JUSTICE CAMERA SYSTEM INSTALLATION

Ms. Park presented the following:

WHEREAS, the 2015 Wayne County Equipment Addendum Budget includes funds in the Information Technology department (IT) Equipment & Other Capital Outlay account for the purchase and installation of a security camera system in the Hall of Justice building; and

WHEREAS, that some of the costs for the camera system are for computers and other contractual expense items; and

WHEREAS, the IT department is desirous in amending the budget to properly reflect the computer and contractual expense budget amounts in the proper accounts; now, therefore, be it

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

A1680 Information Technology

(Appropriations)

\$43,682 from 52000 Equipment & Other Capital Outlay

\$27,497 to 52000 CAMRA Equipment & Other Capital Outlay

\$9,385 to 52201 CAMRA Computer Equipment

\$2,500 to 54116 CAMRA Computer Supplies

\$2,000 to 54520 CAMRA Consulting

\$2,300 to 54475 CAMRA Software

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

RESOLUTION NO. 167-15: APPROVING APPLICATIONS FOR CORRECTED TAX ROLLS

Ms. Park presented the following:

WHEREAS, applications for correction of tax rolls in relation to parcels of property

identified below have been filed with the Director of Real Property Tax Services ("Director"); and

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

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

TOWN OF ONTARIO

2015 Tax Roll
Account No. 53117-00-754578.369
Assessed to: Orchard Grove MHP
Total Tax Difference \$189.51 Total County Tax Difference: \$158.10
Corrected Total Tax: \$0

TOWN OF ARCADIA

2015 Tax Roll
Account No. 68112-00-018771
Assessed to: Minier, William
Total Tax Difference \$318.92 Total County Tax Difference: \$ 0.00
Corrected Total Tax: \$212.42

TOWN OF SODUS

2015 Tax Roll
Account No. 71117-00-253323
Assessed to: Tack, Richard W
Total Tax Difference \$ 363.19 Total County Tax Difference: \$ 248.57
Corrected Total Tax: \$ 2,369.29

2015 Tax Roll
Account No. 71117-00-696235
Assessed to: Vandewalle Fruit Farm LLC
Total Tax Difference \$ 288.52 Total County Tax Difference: \$ 197.46
Corrected Total Tax: \$ 10,791.27

TOWN OF HURON

2015 Tax Roll
Account No. 75118-00-362869
Assessed to: Gillette Peter E & Joyce
Total Tax Difference \$ 169.63 Total County Tax Difference: \$ 0
Corrected Total Tax: \$ 1,122.77

and be it further

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

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

RESOLUTION NO. 168-15: TAX REFUND – ERROR ON TAX ROLL

Ms. Park presented the following:

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

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

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

TOWN OF WILLIAMSON

2015 Tax Roll
Account No. 64118-00-901079
Assessed to: Chelini, Craig & Debra
Total Tax Difference \$ 224.76 Total County Tax Difference: \$ 133.67
Corrected Total Tax: \$ 301.37

TOWN OF SODUS

2015 Tax Roll
Account No. 71116-00-600570
Assessed to: Munson, Gary & Judy
Total Tax Difference \$ 351.61 Total County Tax Difference: \$ 0
Corrected Total Tax: \$2,155.56

2015 Tax Roll
Account No. 67117-00-987653
Assessed to: Putnam, Thomas A
Total Tax Difference \$472.39 Total County Tax Difference: \$ 0
Corrected Total Tax: \$188.81

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

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

RESOLUTION NO. 169-15: AUTHORIZATION TO REQUEST STATE MUNICIPAL HOME RULE LEGISLATION FOR EXTENSION OF ADDITIONAL 1% SALES TAX TO NOVEMBER 30, 2017

Ms. Park presented the following:

WHEREAS, the County of Wayne presently has authority to collect an additional 1% sales tax, but said authority expires as of November 30, 2015; and

WHEREAS, without said additional 1% sales tax, real estate taxes would be further burdened and would be significantly increased; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors hereby requests State Legislators, Senator Michael Nozzolio and Assemblymen Robert Oaks to prepare a municipal Home Rule Statute giving the County of Wayne authority to extend the additional 1% sales tax from December 1, 2015 to November 30, 2017.

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

RESOLUTION NO. 170-15: UNDERTAKING OF PUBLIC EMPLOYEES FIDELITY (BLANKET) BOND FOR THE GENESEE/FINGER LAKES REGIONAL PLANNING COUNCIL

Ms. Park presented the following:

WHEREAS, the County of Wayne has appropriated the sum of \$9,970 as its share of the year 2015 operating funds of the Genesee/Finger Lakes Regional Planning Council; and

WHEREAS, pursuant to Section 119-00 of the General Municipal Law of the State of New York, the County is authorized to provide for the payment of such appropriations to an officer of

the agency designated by the agency to receive such monies provided that such officer shall have executed an official undertaking approved by the governing body of the County; and

WHEREAS, the Genesee/Finger Lakes Regional Planning Council has designated David S. Zorn, Executive Director of the Council, as the officer to receive payments of such monies; and

WHEREAS, the Genesee/Finger Lakes Regional Planning Council has secured a Public Employees Fidelity (Blanket) Bond, issued by National Grange Mutual Insurance Company, providing faithful performance blanket bond coverage for officers and employees of the Council in the amount of \$500,000.00; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors hereby approves such bond as the official undertaking required pursuant to Section 119-00 of the General Municipal Law.

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

RESOLUTION NO. 171-15: AUTHORIZATION FOR THE CHAIRMAN OF THE BOARD TO SIGN RENEWAL CONTRACT WITH TYLER TECHNOLOGIES FOR MUNIS SOFTWARE & FOR OPERATING SYSTEM & DATABASE ADMINISTRATION SUPPORT

Ms. Park presented the following:

WHEREAS, the MUNIS software is the database where all of the county financial information is kept; and

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

WHEREAS, the term for maintenance and support will be automatically renewable, in one-year increments; and

WHEREAS, in subsequent years Wayne County will only receive an invoice from Tyler Technologies reflecting their then current maintenance and support fees; now, therefore, be it

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

1. MUNIS software for the contract period from starting March 17, 2015 to March 16, 2016 at a cost not to exceed \$156,271.14
2. Operating System and Database Administration contract period from starting March 17, 2015 to March 16, 2016 at a cost not to exceed \$30,000.
3. MUNIS Online – Employee Self Service software for the contract period from starting March 17, 2015 to March 16, 2016 at a cost not to exceed \$7,000
4. MUNIS GUI Site License software for the contract period from starting March 17, 2015 to March 16, 2016 at a cost not to exceed \$4,700.

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

RESOLUTION NO. 172-15: AUTHORIZATION TO CREATE NETWORK TECHNICIAN TRAINEE POSITION

Ms. Park presented the following:

WHEREAS, the employee that was in the Personnel Clerk position has retired and those duties have been spread across other positions; and

WHEREAS, there continues to be more demand for Network related resources; and

WHEREAS, the complexity of the network requires at least 3 to 5 years to fully understand; and

WHEREAS, the department would like to develop the essential knowledge and skill to function as a Network Technician by starting at the trainee level; and

WHEREAS, that the Director of Information Technology recommends abolishing the Personnel Clerk position and creating one Network Technician Trainee position; now, therefore be it

RESOLVED, that the position of Personnel Clerk be abolished and one Network Technician Trainee be created effective April 1, 2015; and be it further

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

A1680 Information Technology

\$31,000.00 from 51699 Personnel Clerk

\$31,000.00 to 51703 Network Technician Trainee

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

RESOLUTION NO. 173-15: AUTHORIZATION TO RENEW INSURANCE POLICIES WITH EASTERN SHORE ASSOCIATES

Ms. Park presented the following:

WHEREAS, the County has received a proposal from its current insurance broker, Eastern Shore Associates to renew its existing insurance program effective March 1, 2015 through February 29, 2016 for a premium of \$288,349.09; and

WHEREAS, the quoted amount reflects renewals of existing policies with the same insurance carriers as the expiring policies; and

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

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

WHEREAS, the expiring program, which included similar coverage and deductibles carried a premium of \$282,704.17; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors and the Self-Insurance Specialist are hereby authorized and directed to renew the County's insurance program through Eastern Shore Associates effective March 1, 2015 through February 29, 2016 for a premium of \$288,349.09.

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

RESOLUTION NO. 174-15: AUTHORIZATION TO AMEND 2015 COUNTY BUDGET- CAPITAL PROJECT ACCOUNT H1935 (ENHANCED 911 EMERGENCY TELEPHONE)

Ms. Park presented the following:

WHEREAS, a review of Capital Project accounts was completed and unused funds from closed projects was transferred back to the General Fund in Resolution 016-15; and

WHEREAS, a review of the Capital Project Account H1935 (Enhanced 911 Emergency Telephone) has also now been completed resulting in unused funds being transferred back to the General Fund; and

WHEREAS, these funds were not originally budgeted in the 2015 budget, now, therefore, be it

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

A9999 – Miscellaneous Receipts

(Revenues)

\$957,199.74 to .40000 Miscellaneous Receipts

A1990 – Contingent Fund Gen

(Appropriations)

\$957,199.74 to .54000 Contractual Expenses

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

call, adopted.

**RESOLUTION NO. 175-15: AUTHORIZATION TO AMEND RESOLUTION NO. 743-13
ADOPTION OF WAYNE COUNTY TRAVEL POLICY (SUPERSEDE RES. 512-10)**

Ms. Park presented the following:

WHEREAS, pursuant to Resolution No. 743-13, the Wayne County Board of Supervisors adopted an updated Travel Policy in December 2013; and

WHEREAS, during implantation of the policy during 2014 clarification was found to be needed; and

WHEREAS, Section III - General Provisions #10 should state, "All invoices and reimbursement request must be submitted to the County Auditor with an approved Travel Request Form attached (when required)"; now, therefore, be it

RESOLVED, that within Resolution No. 743-13, the Wayne County Travel Policy Section III – General Provisions #10 is hereby amended to read as follows: All invoices and reimbursement request must be submitted to the County Auditor with an approved Travel Request Form attached (when required).

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

**RESOLUTION NO. 176-15: AUTHORIZATION TO AMEND PROJECT ACCOUNT BUDGETS
AND TRANSFER UNUSED PROJECT ACCOUNT BALANCE**

Ms. Park presented the following:

WHEREAS, the county's External Auditors recommended that an analysis of H Fund Capital Project accounts be completed and the status of project accounts be reviewed; and

WHEREAS, the County Auditor, County Administrator and Directors of the Office of Disaster Preparedness have reviewed the H1935 Enhanced 911 Emergency Telephone project account; now, therefore, be it

RESOLVED, that the County Treasurer is authorized to amend the H1935 Project account budget as follows:

H1935 Enhanced 911 Emergency Telephone

(revenue)

\$365,672.79 to .43394 911 Exp Deploy Phase II

\$95,672.08 to .43395 Wireless 911 Grant Program

\$4,615.54 to .42770 NXTFR Miscellaneous Revenues

(appropriations)

\$16,534.79 from .52000 Equipment & Other Cap Outlay

\$2,287.50 from .52000 COCST Equipment & Other Cap Outlay

\$2,097.07 from .52000 PHONE Equipment & Other Cap Outlay

\$1,199.63 to .52585 Homeland Security E911

\$ 151.93 from .52586 Homeland Security-Fire Cood

\$406,954.55 to .52587 E911 Exp Deploy Phase II

\$59,055.52 from .52000 RECRD Equipment & Other Cap Outlay

\$ 11,792.10 from .54000 NXTFR Contractual Expenses

\$74,261.98 to .59100 to Transfer-General Fund

\$59,055.52 to .59100 RECRD to Transfer-General Fund

\$16,407.64 to .59100 NXTFR to Transfer-General Fund

and be it further

RESOLVED, that the County Treasurer is hereby authorized to transfer unused funds from this Capital Project Account as follows below back to the General Fund:

H1935 Enhanced 911 Emergency Telephone

(appropriations)

\$ 74,261.98 to .59100 Transfers-General Fund

\$ 59,055.52 to .59100 RECRD Transfers-General Fund

\$ 16,407.64 to .59100 NXTFR Transfers-General Fund

A9999-Other

(revenue)

\$149,725.14 to .45031 Interfund Transfers

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

RESOLUTION NO. 177-15: AMENDED AND RESTATED BOND RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF WAYNE, NEW YORK (THE "COUNTY") AMENDING AND RESTATING IN ITS ENTIRETY THE BOND RESOLUTION NO. 019-13, DATED JANUARY 15, 2013, AUTHORIZING THE COUNTY TO UNDERTAKE CERTAIN ENERGY EFFICIENCY-RELATED CAPITAL IMPROVEMENTS TO CERTAIN DESIGNATED COUNTY FACILITIES, AT A MAXIMUM ESTIMATED COST OF \$8,004,337; APPROPRIATING SAID AMOUNT THEREFOR, AUTHORIZING THE ISSUANCE OF \$7,765,000 IN SERIAL BONDS OF THE COUNTY TO FINANCE SAID APPROPRIATION; AND MAKING CERTAIN FINDINGS AND DETERMINATIONS IN CONNECTION THEREWITH

Ms. Park presented the following:

WHEREAS, the Board of Supervisors (the "Board") of the County of Wayne, New York (the "County") by Bond Resolution No. 019-13 dated January 15, 2013 (the "Original Bond Resolution") previously authorized the issuance of serial bonds and bond anticipation notes of the County in the principal amount of \$7,765,000 for the purpose of financing the cost of a capital project (the "Project") consisting of certain energy efficiency-related capital improvements to the following County facilities: the County Courthouse, the Industrial Development Agency/Treasurers Office, the Highway Department building, the Department of Social Services building, the Department of Motor Vehicles building, the Hall of Justice, the Health Services building and the County Nursing Home, such improvements to include (i) the replacement of current heating and cooling systems with high-efficiency heating and cooling systems; (ii) the installation of intelligent energy management control systems; (iii) the replacement and installation of adaptive ventilation and air quality systems; (iv) upgrades to the building envelope, including the replacement and installation of high-efficiency windows, air sealing systems and insulation; (v) the installation of comfort control systems; and (vi) lighting upgrades and retrofits; and

WHEREAS, the Board, acting as lead agency under the State Environmental Quality Review Act and the regulations of the New York State Department of Environmental Conservation thereunder (collectively, "SEQRA"), by resolution adopted on January 15, 2013, determined that the Project constitutes a "Type II" action within the meaning of SEQRA, and that no further action under SEQRA is required to be undertaken with respect to such capital improvement projects; and

WHEREAS, the County now wishes to amend and restate the Original Bond Resolution in its entirety, for the purpose of authorizing the County to (i) issue the bonds authorized thereunder as either serial bonds or sinking fund bonds, and (ii) to enter into a private sale of the bonds authorized thereunder to either the State of New York Municipal Bond Bank Agency or another agency or issuer that is authorized to issue qualified energy conservation bonds, as may be selected by the County Treasurer; NOW, THEREFORE, BE IT

RESOLVED, the Board of Supervisors of the County of Wayne, New York hereby resolves (by the favorable vote of at least a two-thirds of the voting strength of such board), to amend and restate the bond Resolution No. 019-13, dated January 15, 2013, in its entirety, as follows:

SECTION 1. The County is hereby authorized to undertake the Project, and to issue up to \$7,765,000 principal amount of bonds (including, without limitation, serial bonds, statutory installment bonds, or sinking fund bonds) pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law") to finance the estimated cost of the Project, or bond anticipation notes in anticipation of the

Bonds.

- SECTION 2. It is hereby determined that the maximum aggregate cost of the aforesaid specific object or purpose is \$8,004,337, said amount is hereby appropriated therefore and the plan for the financing thereof shall consist of (i) the issuance of up to \$7,765,000 in bonds of the County, or bond anticipation notes issued in anticipation of such bonds, authorized to be issued pursuant to Section 1 of this resolution, (ii) the application of \$239,337 in grant monies to be received by the County from the New York State Energy Research and Development Authority with respect to the Project, and (iii) the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds and the interest thereon as the same shall become due and payable.
- SECTION 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is ten (10) years, pursuant to subdivisions 12(a)(2), 13 and 90 of paragraph a. of Section 11.00 of the Law.
- SECTION 4. The temporary use of available funds of the County, not immediately required for the purpose or purposes for which the same were raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Law, for the capital purpose described in Section 1 of this resolution. The County shall reimburse such expenditures with the proceeds of the bonds or bond anticipation notes authorized by this resolution. This resolution shall constitute a declaration of "official intent" to reimburse the expenditures authorized herein with the proceeds of the bonds and bond anticipation notes authorized herein, as required by United States Treasury Regulations Section 1.150-2.
- SECTION 5. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of said bonds, shall contain the recital of validity prescribed by Section 52.00 of the Law and said bonds, and any bond anticipation notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal and interest on said bonds and bond anticipation notes and provisions shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and bond anticipation notes to mature in such year and (b) the payment of interest to be due and payable in such year.
- SECTION 6. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said obligations and of Sections 21.00, 22.10, 50.00, 54.90, 56.00 through 60.00, 62.10, 63.00 and 168.00 of the Law, the powers and duties of the Board relative to authorizing bonds and bond anticipation notes and prescribing terms, form and contents as to the sale and issuance of bonds herein authorized, including without limitation the determination of whether to issue bonds having substantially level or declining debt service and all matters relating thereto, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, the determination whether to issue

such bonds as serial bonds or sinking fund bonds, or a combination thereof, are hereby delegated to the Treasurer of the County, as the chief fiscal officer of the County (the "County Treasurer"). Further, pursuant to subdivision b. of Section 11.00 of the Law, in the event that bonds to be issued for one or more of the objects or purposes authorized by this resolution are combined for sale, pursuant to subdivision c. of Section 57.00 of the Law, with bonds to be issued for one or more objects or purposes authorized or other bond resolutions of the Board, then the power of the Board to determine the "weighted average period of probable usefulness" (within the meaning of subdivision a. of Section 11.00 of the Law) for such combined objects or purposes is hereby delegated to the County Treasurer.

- SECTION 7. The delegation of authority to the County Treasurer contained in Section 6 of this resolution shall include the authority to determine whether to issue and sell the bonds authorized herein in a private sale to either the State of New York Municipal Bond Bank Agency ("MBBA") in accordance with Section 57.00(a) of the Law or to such other authorized issuer of QECB's (as hereinafter defined) as may be selected by the County Treasurer, in accordance with Section 63.00 or Section 57(f) of the Law (MBBA or such other authorized issuer being referred to herein as the "QECB Issuer"), in connection with a bond financing program undertaken through the QECB Issuer under which (i) the QECB Issuer would publicly issue, on a pooled basis, for the benefit of the County and other participating municipalities, its special revenue bonds constituting "qualified energy conservation bonds" under Section 54D of the Internal Revenue Code of 1986, as amended ("QECBs") and/or federally tax-exempt bonds ("Tax-Exempt Bonds"), and (ii) the County would issue its bonds authorized by this resolution to the QECB Issuer as security for, and the source of payment of, the allocable share of the QECB Issuer's bonds that are issued for the benefit of the County. In connection with, and in order to effectuate any such private sale of the bonds authorized herein to the QECB Issuer and the issuance by the QECB Issuer of its QECBs and/or Tax-Exempt Bonds to finance the purchase of the County's bonds, the Treasurer is hereby further authorized to:
- (a) negotiate and approve the terms of, and to execute and deliver on behalf of the County, a bond purchase agreement, loan agreement or similar agreement or instrument (the "BPA") by which the County agrees to sell its bonds to the QECB Issuer and the QECB Issuer agrees to issue its QECBs and/or Tax-Exempt Bonds for the benefit of the County and to purchase out of the proceeds thereof the County's serial bonds for the Project;
 - (b) to execute and deliver on behalf of the County any and all agreements, certificates, and instruments contemplated by or required under the terms of the BPA;
 - (c) to apply for and obtain an assignment from the State of New York of a portion of the State's allocation of the national bond volume cap for QECBs (such assigned portion being referred to as the "QECB Allocation") so as to enable the County to finance the Project in whole or in part through the issuance of QECBs, and in connection therewith to execute and deliver on behalf of the County any and all applications, agreements, certificates, and instruments required or, within the Treasurer's determination, advisable in order to secure such QECB Allocation;
 - (d) if necessary, to assign the County's QECB Allocation to the QECB Issuer, for the purpose of enabling the QECB Issuer to issue its

QECBs for the benefit of the County to finance all or a portion of the cost of the Project, and in connection therewith to execute a certificate effectuating such assignment from the County to the QECB Issuer; and

- (e) to take such other actions as the Treasurer shall determine, based on the advice of the County Attorney and the County's Bond Counsel, are reasonable and proper in connection with the purchase of the County's bonds by the QECB Issuer.

SECTION 8. The County Treasurer is hereby further authorized to take such actions and execute such documents as may be necessary or appropriate (i) to ensure the continued status of the interest on the bonds authorized by this resolution, or if applicable, any Tax-Exempt Bonds issued by the QECB Issuer for the benefit of the County, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code"), (ii) to designate the bonds authorized by this resolution and any notes issued in anticipation thereof, if applicable, as "qualified tax-exempt bonds" in accordance with Section 265(b)(3)(B)(i) of the Code, and/or (iii) to ensure the continued status of any QECBs issued by the QECB Issuer for the benefit of the County as "qualified energy conservation bonds" under Section 54D of the Code and as "qualified tax credit bonds" under Section 54A of the Code.

SECTION 9. The County Treasurer is further authorized to enter into a continuing disclosure undertaking with or for the benefit of the initial purchaser of the bonds or notes in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

SECTION 10. The intent of this resolution is to give the County Treasurer sufficient authority to execute those applications, agreements and instruments, or to do any similar acts necessary to affect the issuance of the aforesaid bonds or bond anticipation notes without resorting to further action of this Board.

SECTION 11. The validity of the bonds authorized by this resolution and of any bond anticipation notes issued in anticipation of said bonds may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money; or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or
- (c) such obligations are authorized in violation of the provisions of the Constitution.

SECTION 12. This resolution shall take effect immediately and the Clerk of the Board of Supervisors is hereby authorized and directed to cause a copy of this resolution, or a summary thereof, to be published in full, together with a notice attached in substantially the form as prescribed in Section 81.00 of the Law, in the official newspaper(s) of the County for such purpose.

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

call, all Supervisors voted Aye. Absent – Supervisor Crane. The Chairman declared the Resolution adopted.

OTHER BUSINESS

Ms. Park moved, seconded by Mr. Colacino that two (2) resolutions be allowed on the floor under Other Business. Upon roll call, all Supervisors voted Aye, absent Supervisor Crane. The Chairman declared the motion carried.

RESOLUTION NO. 178-15: AUTHORIZATION TO ACCEPT LOW BID FOR TREE REMOVAL FOR THE PUBLIC WORKS DEPARTMENT

Mr. Miller presented the following:

WHEREAS, the Clerk of the Board of Supervisors has duly advertised for bids for Tree Removal for the Public Works Department and the bids were open on Tuesday, January 6, 2015 at 10:00 a.m. and the following bids were received:

	Bidder/Address	Lump Sum	Price per Hour	Price per 8-Hour day
1	Cranes Tree Service 7392 Dutch Street Road Wolcott, NY 14590	\$ 7,950.00	\$ 150.00 Per Hour	\$1,200.00
2	Flower City Tree 2142 Kendall Road Kendall, NY 14476	\$ 42,600.00	\$ 225.00 Per Hour	\$1,800.00
3	Empire Enterprises JKB, Inc 1575 Welcher Road Newark, NY 14513	\$ 15,860.00	\$ 198.00 Per Hour	\$1,584.00
4	Empire Tree Surgeons 2288 NYS Route 88 N Newark, NY 14513	\$ 10,750.00	\$ 175.00 Per Hour	\$1,400.00

WHEREAS, after the bids were submitted, Cranes Tree Service submitted a letter to the Superintendent of Public Works requesting to rescind his bid for the proposed work based on a lack of insurance coverage; now, therefore, be it

RESOLVED, that the bid submitted by Cranes Tree Service in the amount of \$7,950 be rejected based on the request from the Owner; and be it further

RESOLVED, that the bid submitted by Empire Tree Surgeons in the amount of \$10,750 in accordance with specifications, is hereby accepted; and be it further

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

with the bid acceptance.

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

RESOLUTION NO. 179-15: AUTHORIZATION TO RESCIND RESOLUTION NO. 094-15 AND TO CANCEL A PREVIOUSLY AUTHORIZED PUBLIC HEARING SCHEDULED FOR FEBRUARY 27, 2015 (TABLED-2/19/15)

Ms. Park presented the following:

WHEREAS, Resolution No. 094-15 established the date for a Public Hearing regarding the County of Wayne Entering into a Payment In-Lieu of Taxes (PILOT) Agreement with Exelon Corporation; and

WHEREAS, as of the advertisement date for that hearing, February 19, 2015, discussions are still occurring relative to a proposed agreement; and

WHEREAS, because of the lack of a draft agreement the Wayne County Board of Supervisors will not be able to conduct a Public Hearing on February 27, 2015 as originally planned; now therefore be it

RESOLVED, that the Wayne County Board of Supervisors hereby rescinds Resolution No. 094-15; and be it further

RESOLVED, that the Wayne County Board of Supervisors meeting and the Public Hearing scheduled for Friday, February 27, 2015 at 9:00 a.m. is hereby cancelled; and be it further

RESOLVED, that the Clerk of the Board shall notify the news media and place a notice as to this cancellation on the Wayne County Web Page.

Mr. Kolczynski moved the adoption of the resolution. Seconded by Mr. Hammond.

Prior to voting on this motion to adopt, Mr. Smith moved, seconded by Ms. Park to go into Executive Session for contract negotiations regarding this matter.

Chairman Hoffman reminded board members that the resolution is currently on the floor. County Attorney Connors offered the recommendation to call for a motion to Table this resolution. Ms. Park moved, seconded by Mr. LeRoy to table the resolution. Motion carried.

EXECUTIVE SESSION: Mr. Smith moved, seconded by Ms. Park that the Board go into Executive Session at 10:19 a.m. to discuss pending litigations and contract negotiations. Upon roll call, carried. Mr. Charles Dye, Director of Human Resources was requested to stay for this Executive Session.

REGULAR SESSION: Mr. Kolczynski moved, seconded by Mr. LeRoy that the Board resume regular session at 10:51 a.m. Carried.

Ms. Park moved, seconded by Mr. Smith to remove Resolution No. 179-15 from the Table. Motion carried.

RESOLUTION NO. 179-15: AUTHORIZATION TO RESCIND RESOLUTION NO. 094-15 AND TO CANCEL A PREVIOUSLY AUTHORIZED PUBLIC HEARING SCHEDULED FOR FEBRUARY 27, 2015

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RESOLVED, that the Wayne County Board of Supervisors hereby rescinds Resolution No. 094-15; and be it further

RESOLVED, that the Wayne County Board of Supervisors meeting and the Public Hearing scheduled for Friday, February 27, 2015 at 9:00 a.m. is hereby cancelled; and be it further

RESOLVED, that the Clerk of the Board shall notify the news media and place a notice as to this cancellation on the Wayne County Web Page.

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

ADJOURNMENT:

The next scheduled meeting of the Board is **Tuesday, March 17, 2015 at 7:00 p.m.**, an evening session.

Mr. Smith moved, seconded by Mr. Colacino, that the board adjourn at 11:00 a.m. Carried.

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